
**CITY COUNCIL
REGULAR MEETING**



**May 13, 2009
7:00 P.M.**

REGULAR MEETING AGENDA

**Location: Rancho Santa Margarita City Hall, Council Chamber
22112 El Paseo, Rancho Santa Margarita, California 92688**

Any person wishing to address the City Council on any matter, whether or not it appears on this Agenda, is asked to complete a "Speaker Request Form" available at the side table. The completed form is to be submitted to the City Clerk prior to an individual being heard by the City Council.

There will be a time limitation of three minutes per person, and a time limit of thirty minutes for the Public Comments portion of the Agenda. If you are commenting on an Agenda Item, your comments will be heard at the time that item is scheduled on the Agenda. If you are addressing the City Council on items not on the agenda, the City Council is prohibited by law to take any action on that item.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL OF CITY COUNCIL MEMBERS:

L. Anthony Beall, Council Member
Neil C. Blais, Council Member
James M. Thor, Council Member
Jerry Holloway, Mayor Pro Tempore
Gary Thompson, Mayor

1. PRESENTATIONS AND PROCLAMATIONS

1.1 STUDENT RECOGNITION PROGRAM

- MISSION HILLS CHRISTIAN SCHOOL – SAMANTHA BALANCE AND KYLE TRIVANOVICH
- RANCHO SANTA MARGARITA INTERMEDIATE SCHOOL – JESSICA PURNELL AND SIMONE GELLER

1.2 ST. JOHN'S EPISCOPAL SCHOOL – GIRLS' BASKETBALL TEAM - THE CARDINALS

1.3 ST. JOHN'S EPISCOPAL SCHOOL – BOYS' BASKETBALL TEAM - THE CARDINALS

- 1.4 BLAIR KIRKBAUMER – CARDSTHATCARE.NET
- 1.5 NATIONAL PUBLIC WORKS WEEK – MAY 17-23, 2009
- 1.6 ORANGE COUNTY HUMAN RELATIONS PRESENTATION – KEN INOYE

2. SCHEDULE OF FUTURE EVENTS

- 2.1 MEMORIAL DAY – MAY 25, 2009 – CITY HALL CLOSED
- 2.2 2nd ANNUAL TASTE OF RANCHO – JUNE 6, 2009

3. CONSENT CALENDAR

(All matters on the Consent Calendar are to be approved in one motion unless a Council Member, or a member of the public, requests a separate action on a specific item on the Consent Calendar.)

- 3.1 MOTION WAIVING THE FULL READING OF ALL ORDINANCES AND RESOLUTIONS. TITLES FOR ORDINANCES AND RESOLUTIONS WHICH APPEAR ON THE PUBLIC AGENDA, SHALL BE DETERMINED TO HAVE BEEN READ BY TITLE AND FURTHER READING WAIVED

RECOMMENDATION: That the City Council waive reading of Ordinances and Resolutions.

- 3.2 [APPROVAL OF CERTIFICATES OF RECOGNITION AND PROCLAMATION](#)
(McLaughlin)

RECOMMENDATION: That the City Council:

1) Approve the following Certificates of Recognition:

- Mission Hills Christian School – Samantha Balance and Kyle Trivanovich
- Rancho Santa Margarita Intermediate School – Jessica Purnell and Simone Geller
- St. John's Episcopal School Girls' Basketball Team – The Cardinals
- St. John's Episcopal School Boys' Basketball Team – The Cardinals
- Blair Kirkbaumer – CardsthatCare.net

2) Approve the following Proclamation:

- National Public Works Week – May 17-23, 2009

3.3 [APPROVAL OF MINUTES](#) (McLaughlin)

RECOMMENDATION: That the City Council approve the minutes of the April 22, 2009 City Council Regular meeting.

3.4 [APPROVAL OF WARRANT REGISTERS FOR PERIOD ENDED MAY 13, 2009](#) (Boyer)

RECOMMENDATION: That the City Council approve the warrant registers in the amount of \$437,383.66.

3.5 [FISCAL YEAR 2009/10 CITY INVESTMENT POLICY](#) (Boyer)

RECOMMENDATION: That the City Council:

- 1) Conduct its annual review of, and consider approving amendments to, the City's Investment Policy.
- 2) Adopt a resolution entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
RANCHO SANTA MARGARITA, CALIFORNIA, APPROVING
THE FISCAL YEAR 2009/10 CITY INVESTMENT POLICY

ITEMS REMOVED FROM THE CONSENT CALENDAR

3.6 [APPROVAL OF MINUTES](#) (McLaughlin)

RECOMMENDATION: That the City Council approve the minutes of the April 22, 2009 City Council Adjourned Regular meeting.

4. PUBLIC HEARING ITEM

4.1 [FALSE ALARM RESPONSE COST RECOVERY](#) (Wilmot)

RECOMMENDATION: That the City Council:

- 1) Open the public hearing.
- 2) Receive staff report.
- 3) Council comments and questions.
- 4) Receive public input.
- 5) Close the public hearing.
- 6) Adopt a Resolution entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
RANCHO SANTA MARGARITA, CALIFORNIA, AUTHORIZING
THE CITY'S CONTINUED PARTICIPATION IN THE ORANGE
COUNTY SHERIFF'S DEPARTMENT FALSE ALARM FEE
PROGRAM, UPDATING THE CITY'S FALSE ALARM FEE, AND
REPEALING RESOLUTION NO. 01-11-15-01

5. CONTINUED ITEMS

5.1 [STREET SWEEPING AGREEMENT WITH SUNSET PROPERTY SERVICES](#) (Wieske)

RECOMMENDATION: That the City Council:

- 1) Find that compliance with the City's locally established competitive formal bidding procedures, as outlined in Section 3.07.060 of the Rancho Santa Margarita Municipal Code is not in the best interest of the City for street sweeping services at this time.
- 2) Direct staff to enter into a new agreement with Sunset Property Services for street sweeping maintenance services with a fixed rate increase of 6.5% for a period of two years.

5.2 [UPDATE ON DRAFT FOURTH TERM NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM \(NPDES\) FOR DISCHARGES OF RUNOFF FROM THE MUNICIPAL SEPARATE STORM SEWER SYSTEMS \(MS4s\) FROM THE SAN DIEGO REGIONAL WATER QUALITY CONTROL BOARD](#) (Wieske)

RECOMMENDATION: That the City Council continue this item to the City Council meeting of May 27, 2009.

6. NEW BUSINESS

6.1 [LOCAL AGENCY FORMATION COMMISSION \(LAFCO\) SPHERE OF INFLUENCE UPDATE FOR THE CITY OF RANCHO SANTA MARGARITA \(SOI 09-09\) AND MUNICIPAL SERVICE REVIEW RECONFIRMATION \(MSR 09-08\)](#) (Hayman/Haton)

RECOMMENDATION: That the City Council review and approve the Draft Comment Letter in response to the Local Agency Formation Commission (LAFCO) proposal and provide additional direction, as necessary.

6.2 [ENERGY EFFICIENCY AND CONSERVATION BLOCK GRANT OPPORTUNITY THROUGH THE AMERICAN RECOVERY AND REINVESTMENT ACT](#) (Wieske/Haton)

RECOMMENDATION: That the City Council:

- 1) Review the recommended priority list of potential Energy Efficiency and Conservation projects, and provide staff with direction on prioritization of those projects.
- 2) Direct staff to provide the City Council with a recommended project before the June 25, 2009 deadline for application submittal for the Energy Efficiency and Conservation Block Grant Program and to prepare an Energy Efficiency and Conservation Strategy for that project or projects.

6.3 [CALENDAR YEAR 2009 CITY COUNCIL MEETING SCHEDULE](#) (Hayman)

RECOMMENDATION: That the City Council approve the updated City Council meeting schedule for the 2009 calendar year.

7. PUBLIC COMMENTS

This is the time to address the City Council on any matter not on this Agenda.

8. CITY MANAGER REPORTS

8.1 [MAY 19, 2009 STATEWIDE SPECIAL ELECTION PROPOSITIONS 1A THROUGH 1F](#) (Hayman)

This item has been agendaized at the request of Council Member Beall.

RECOMMENDATION: That the City Council consider adopting a resolution in opposition to Propositions 1A through 1F as submitted on the upcoming ballot for the May 19, 2009 Statewide Special Election, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO SANTA MARGARITA, CALIFORNIA, IN OPPOSITION OF THE MAY 19, 2009 STATEWIDE SPECIAL ELECTION BALLOT PROPOSITIONS 1A THROUGH 1F

8.2 BUDGET DEVELOPMENT OPPORTUNITIES FOR FISCAL YEAR 2009/2010

Discussion item only.

9. MATTERS PRESENTED BY MAYOR AND COUNCIL MEMBERS

9.1 COMMITTEE ASSIGNMENT REPORTS

RECOMMENDATION: That the City Council receive Oral Reports on the following City Council Committee Assignments:

COMMUNITY ASSOCIATIONS OF RANCHO (CAR) (Holloway)

ECONOMIC DEVELOPMENT COMMITTEE (Blais)

ORANGE COUNTY FIRE AUTHORITY (Blais)

9.2 COUNCIL MEMBER REPORT/COMMENTS

10. CLOSED SESSION

- 10.1 CONFERENCE WITH LEGAL COUNSEL - INITIATION OF LITIGATION
(Subdivision (c) of Government Code Section 54956.9): One (1) potential case)
- 10.2 CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to subdivision (b) of Government Code
Section 54956.9: One (1) potential case.

RECONVENE

Mayor Thompson will reconvene the meeting to regular session.

REPORT

Mayor Thompson will report on whether any reportable action was taken on matters considered during Closed Session.

ADJOURNMENT

The next Adjourned Regular Meeting of the City Council will be held May 27, 2009, at 5:00 p.m. at City Hall in the EOC Conference Room, located at 22112 El Paseo, Rancho Santa Margarita, California.

The next Regular Meeting of the City Council will be held on May 27, 2009, 7:00 p.m., in the City Council Chamber, located at 22112 El Paseo, Rancho Santa Margarita, California.

CERTIFICATION

I, MOLLY MCLAUGHLIN, City Clerk of the City of Rancho Santa Margarita, do hereby certify that a copy of the foregoing Agenda was posted at Rancho Santa Margarita City Hall, Fire Station No. 45, and Trabuco Canyon Water District by May 8, 2008, by 6:00 p.m.

MOLLY MCLAUGHLIN, CMC, CITY CLERK

DATE

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, you should contact the office of the City Clerk at (949) 635-1800. Notification 72 hours prior to the meeting will enable the City to make reasonable arrangements to assure accessibility to this meeting.

Staff Reports

Materials related to an item on this Agenda submitted to the City Council after distribution of the agenda packet are available for public inspection in the City Clerk's Office at 22112 El Paseo, Rancho Santa Margarita, California, during normal business hours.