
**CITY COUNCIL
REGULAR MEETING**



**September 23, 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

1.1 KEITH RICHTER, FIRE CHIEF, ORANGE COUNTY FIRE AUTHORITY

- PRESENTATION OF A PROCLAMATION IN RECOGNITION OF FIRE PREVENTION WEEK – OCTOBER 3-10, 2009

1.2 WILL KEMPTON, CHIEF EXECUTIVE OFFICER, ORANGE COUNTY TRANSPORTATION AUTHORITY

2. SCHEDULE OF FUTURE EVENTS

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 A PROCLAMATION AND RATIFICATION OF CERTIFICATE OF RECOGNITION](#) (McLaughlin)

RECOMMENDATION: That the City Council:

- 1) Proclaim the following:
 - Fire Prevention Week – October 3-10, 2009
- 2) Ratify the following Certificate of Recognition:
 - James Graham – “Ethics in Business Award” Recipient

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

RECOMMENDATION: That the City Council approve the minutes of the September 9, 2009 City Council Regular meeting.

- 3.4 [APPROVAL OF WARRANT REGISTERS FOR PERIOD ENDED SEPTEMBER 23, 2009](#) (Boyer)

RECOMMENDATION: That the City Council approve the warrant registers in the amount of \$914,698.12.

- 3.5 [ANIMAL CARE SERVICES UPDATE](#) (Boyer)

RECOMMENDATION: That the City Council:

- 1) Receive and file the staff report.
- 2) Authorize the City Manager to execute the Animal Care Services Notice of Intent, confirming Fiscal Year 2009-10 Animal Care services provision and budget elements.
- 3) Direct staff to prepare an annual update to Council regarding the City’s Animal Care Services Program.

- 4) Authorize the City Manager to prepare, execute and send the annual Animal Care Services Notice of Intent, during the term of the agreement.

3.6 [AGREEMENT FOR FISCAL YEAR 2009 RECOVERY ACT EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT \(JAG\) PROGRAM](#) (Wilmot)

RECOMMENDATION: That the City Council approve the Agreement to Transfer Funds For Fiscal Year 2009 Recovery Act Edward Byrne Memorial Justice Assistance Grant (JAG) Program and authorize the Mayor to execute the Agreement in an amount not to exceed \$13,989.43.

3.7 [AWARD OF CONSTRUCTION CONTRACT FOR THE EMERGENCY VEHICLE PREEMPTION \(PHASE I\) PROJECT](#) (Wieske)

RECOMMENDATION: That the City Council:

- 1) Approve the plans and specifications for the Emergency Vehicle Preemption (Phase I) Project, on file in the City Clerk's office.
- 2) Award a construction contract for the Emergency Vehicle Preemption (Phase I) Project to Macadee Electrical Construction, Inc., of Chino, California, in the amount of \$150,090, and reject all other bids.
- 3) Authorize the Mayor to execute the agreement.

3.8 [ACCEPTANCE OF IMPROVEMENTS AND RELEASE OF FAITHFUL PERFORMANCE BOND FOR #EP09-53, CIELO VISTA ELEMENTARY DRIVEWAY IMPROVEMENTS](#) (Wieske)

RECOMMENDATION: That the City Council:

- 1) Accept the improvements for Cielo Vista Elementary (Driveway Improvements), Encroachment Permit #EP09-53.
- 2) Authorize the City Clerk to release the Faithful Performance Bond for these permits.

ITEMS REMOVED FROM THE CONSENT CALENDAR

4. PUBLIC HEARING ITEMS

4.1 [2008-2009 CONSOLIDATED ANNUAL PERFORMANCE AND EVALUATION REPORT](#) (Haton/Linares)

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) Direct staff to submit the Consolidated Annual Performance and Evaluation Report, including any public comments, to the U.S. Department of Housing and Urban Development.

5. CONTINUED ITEMS

6. NEW BUSINESS

- 6.1 [ADOPTION OF RESOLUTION OF SUPPORT FOR THE PROPOSED HUNTINGTON BEACH WATER DESALINATION FACILITY](#) (Wieske)

RECOMMENDATION: That the City Council adopt a resolution entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO SANTA MARGARITA, CALIFORNIA SUPPORTING THE CONSTRUCTION AND OPERATION OF THE PROPOSED HUNTINGTON BEACH WATER DESALINATION FACILITY

7. PUBLIC COMMENTS

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

8. CITY MANAGER REPORTS

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:

FOOTHILL EASTERN TRANSPORTATION CORRIDOR AGENCY (Council Member Thor)

ORANGE COUNTY VECTOR CONTROL (Mayor Thompson)

9.2 COUNCIL MEMBER REPORT/COMMENTS

10. CLOSED SESSION

ADJOURNMENT

The next Regular Meeting of the City Council will be held October 14, 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 on September 18, 2009, 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.