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**CITY COUNCIL  
REGULAR MEETING**



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**October 14, 2009  
7:00 P.M.**

**REGULAR MEETING AGENDA**

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

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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 CERTIFICATES**

- 1.1 OCTOBER 30, 2009 POD EXERCISE AND FREE FLU SHOT – JIM LEACH, VICE PRESIDENT OF PUBLIC AFFAIRS, COX COMMUNICATIONS
- 1.2 5<sup>TH</sup> ANNUAL 5K FUN RUN/WALK & HEALTHY COMMUNITY EXPO 2009 VOLUNTEERS AND SPONSORS – CERTIFICATES OF RECOGNITION
- 1.3 RED RIBBON WEEK – OCTOBER 17 THROUGH OCTOBER 25, 2009

**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 PROCLAMATION AND CERTIFICATES OF RECOGNITION](#) (McLaughlin)

RECOMMENDATION: That the City Council:

Approve the following:

- 1) Certificate of Recognition:

- 5<sup>TH</sup> Annual Healthy Community Expo 5k Fun Run/Walk 2009 Volunteers and Sponsors

- 2) Proclamation:

- Red Ribbon Week – October 17 through October 25, 2009

Ratify the following:

- 3) Certificates of Recognition

- Finbars Italian Kitchen - Ribbon Cutting October 9, 2009
- Paul Johnson-2009 President, Building Industry Association of Southern California, Orange County Chapter

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

RECOMMENDATION: That the City Council approve the minutes of the September 23, 2009 City Council Regular meeting.

- 3.4 [APPROVAL OF WARRANT REGISTERS FOR PERIOD ENDED CTOBER 14, 2009](#) (Boyer)

RECOMMENDATION: That the City Council approve the warrant registers in the amount of \$527,953,51.

3.5 [INVESTMENT REPORT FOR THE MONTH OF AUGUST 2009](#) (Boyer)

RECOMMENDATION: That the City Council receive and file the Investment Report for the month of August 2009.

3.6 [APPROVAL OF AGREEMENT FOR PROFESSIONAL ENGINEERING DESIGN SERVICES FOR THE ANTONIO PARKWAY PAVEMENT REHABILITATION PROJECT \(FROM VIA HONESTO TO COTO DE CAZA\)](#) (Wieske)

RECOMMENDATION: That the City Council:

- 1) Approve an agreement with Willdan Engineering, in the amount of \$22,915 to prepare plans, specifications and construction cost estimates for the design of the Antonio Parkway Rehabilitation Project.
- 2) Authorize the City Manager to execute the Agreement.

**ITEMS REMOVED FROM THE CONSENT CALENDAR**

**4. PUBLIC HEARING ITEMS**

**5. CONTINUED ITEMS**

**6. NEW BUSINESS**

6.1 [PROPOSITION 1A SECURITIZATION PROGRAM](#) (Boyer)

RECOMMENDATION: That the City Council adopt a resolution entitled:

A RESOLUTION APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF A PURCHASE AND SALE AGREEMENT AND RELATED DOCUMENTS WITH RESPECT TO THE SALE OF THE SELLER'S PROPOSITION 1A RECEIVABLE FROM THE STATE; AND DIRECTING AND AUTHORIZING CERTAIN OTHER ACTIONS IN CONNECTION THEREWITH

6.2 [UPDATE ON ASSEMBLY BILL 1881 COMPLIANCE: WATER EFFICIENT LANDSCAPE ORDINANCE](#) (Wieske)

RECOMMENDATION: That the City Council:

- 1) Receive and file a presentation on the Orange County Draft Model Water Efficient Landscape Ordinance.
- 2) Direct the City Engineer and the City Attorney to finalize an ordinance based on the Model Water Efficient Landscape Ordinance developed by the Orange County Division of the League of California Cities, and return it to the City Council for first reading on November 18, 2009.

- 3) Provide input to staff on available implementation options for development review and enforcement requirements associated with Assembly Bill 1881 (AB 1881), including potential cooperation with Santa Margarita Water District (SMWD) and Trabuco Canyon Water District (TCWD).

6.3 [PARKING VIOLATION PENALTY SCHEDULE](#) (Wilmot/Simonian)

RECOMMENDATION: That the City Council adopt a resolution entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO SANTA MARGARITA, CALIFORNIA, ESTABLISHING AN UPDATED SCHEDULE OF PENALTIES FOR PARKING VIOLATIONS AND LATE PAYMENT PENALTIES

**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:

COMMUNITY ASSOCIATION OF RANCHO (CAR) (Mayor Pro Tempore Holloway)

FOOTHILL EASTERN TRANSPORTATION CORRIDOR AGENCY (Council Member Thor)

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)

**ADJOURNMENT**

The next Adjourned Regular Meeting of the City Council will be held October 28, 2009 at 5:30 p.m. in the EOC Conference Room located at City Hall, 22112 El Paseo, Rancho Santa Margarita, California.

The next Regular Meeting of the City Council will be held October 28, 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 October 9, 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.***