
**CITY COUNCIL
REGULAR MEETING**



**December 9, 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

CITY COUNCIL REORGANIZATION

- **ELECTION OF MAYOR**

RECOMMENDATION: That the City Council nominate and elect a Mayor.

- **ELECTION OF MAYOR PRO TEMPORE**

RECOMMENDATION: That the City Council nominate and elect a Mayor Pro Tempore.

- **RECOGNITION OF OUTGOING MAYOR**

RECOMMENDATION: That the City Council present a Certificate of Commendation to Gary Thompson, in recognition of his service as Mayor of the City of Rancho Santa Margarita.

- REMARKS OF OUTGOING MAYOR GARY THOMPSON
- REMARKS OF INCOMING MAYOR
- REMARKS OF INCOMING MAYOR PRO TEMPORE

RECESS

RECONVENE

1. PRESENTATIONS AND CERTIFICATES

- 1.1 RANCHO SANTA MARGARITA BUSINESS ALLIANCE – INTRODUCTION AND REVIEW OF GOALS AND OBJECTIVES

2. SCHEDULE OF FUTURE EVENTS

- 2.1 DECEMBER 25, 2009 AND JANUARY 1, 2010 – CITY HALL CLOSED
- 2.2 CELEBRATING FAMILY AND FRIENDS – DECEMBER 31, 2009, 4:30 PM TO 9:30 PM

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 [RATIFICATION OF CERTIFICATES OF RECOGNITION](#) (McLaughlin)

RECOMMENDATION: That the City Council ratify the following Certificates of Recognition:

- D. Scott Brown, Orange County Fire Authority Battalion Chief
- Lt. Chuck Wilmot, Chief of Police Services
- Allison Jacobs, Santa Margarita Catholic High School Alumni

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

RECOMMENDATION: That the City Council:

- 1) Approve the minutes of the November 18, 2009 City Council Adjourned Regular Meeting (Study Session).

- 2) Approve the minutes of the November 18, 2009 City Council Adjourned Regular Meeting (Regular Session).

3.4 [APPROVAL OF WARRANT REGISTERS FOR PERIOD ENDED DECEMBER 9, 2009](#) (Boyer)

RECOMMENDATION: That the City Council approve the warrant registers in the amount of \$1,065,226.04.

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

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

3.6 [LOCAL APPOINTMENTS LIST](#) (McLaughlin)

RECOMMENDATION: That the City Council approve the Local Appointments List of all City Commissions and Committees.

3.7 [SECOND READING AND ADOPTION OF ORDINANCE: ORDINANCE NO. 09-05, ADOPTING ZONING CODE TEXT AMENDMENT CA 09-002 TO THE RANCHO SANTA MARGARITA ZONING CODE RELATING TO USES PROHIBITED BY LOCAL, STATE OR FEDERAL LAW](#) (McLaughlin)

RECOMMENDATION: That the City Council approve the second reading and adopt Ordinance No. 09-05 entitled:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RANCHO SANTA MARGARITA, CALIFORNIA, ADOPTING ZONING CODE TEXT AMENDMENT CA 09-002 TO THE RANCHO SANTA MARGARITA ZONING CODE RELATING TO USES PROHIBITED BY LOCAL, STATE OR FEDERAL LAW

3.8 [SECOND READING AND ADOPTION OF ORDINANCE: ORDINANCE NO. 09-06, ADOPTING ZONING CODE TEXT AMENDMENT CA 09-003 AND ADOPTING GUIDELINES FOR THE IMPLEMENTATION OF THE CITY OF RANCHO SANTA MARGARITA WATER EFFICIENT LANDSCAPE ORDINANCE](#) (McLaughlin)

RECOMMENDATION: That the City Council:

- 1) Approve the second reading and adopt Ordinance No. 09-06 entitled:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RANCHO SANTA MARGARITA, CALIFORNIA, ADOPTING ZONING CODE TEXT AMENDMENT CA 09-003 TO THE RANCHO SANTA MARGARITA ZONING CODE RELATING TO LANDSCAPE WATER EFFICIENCY

- 2) Adopt Guidelines for Implementation of the City of Rancho Santa Margarita Water Efficient Landscape Ordinance.

- 3.9 [AWARD OF CONSTRUCTION CONTRACT FOR THE ROBINSON RANCH ROAD CURB RAMP IMPROVEMENTS TO S.J. GRIGOLLA CONSTRUCTION COMPANY INC. FOR \\$48,215](#) (Wieske)

RECOMMENDATION: That the City Council approve the plans and specifications for the Robinson Ranch Road Curb Ramp Improvements and award a construction contract to S.J. Grigolla Construction Company Inc., of La Verne, California, (S.J. Grigolla) in the amount of \$48,215 and authorize the Mayor to execute the agreement and to reject all other bids.

- 3.10 [APPROVAL OF AMENDMENT NO. 1 TO MEMORANDUM OF UNDERSTANDING WITH THE ORANGE COUNTY TRANSPORTATION AUTHORITY REGARDING THE ALICIA PARKWAY TRAFFIC SIGNAL SYNCHRONIZATION PROJECT](#) (Wieske)

RECOMMENDATION: That the City Council approve Amendment No. 1 to Memorandum of Understanding (MOU) with the Orange County Transportation Authority regarding the Alicia Parkway Traffic Signal Synchronization Project and authorize the Mayor to sign the MOU.

- 3.11 [ADOPTION OF PRINCIPAL ENGINEER CLASSIFICATION AND SALARY RANGE](#) (Wieske/Taylor)

RECOMMENDATION: That the City Council approve a new classification, Principal Engineer and adopt a resolution entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO SANTA MARGARITA, CALIFORNIA, REPEALING RESOLUTION 08-07-09-01 AND ADOPTING A RESOLUTION ESTABLISHING CLASSES OF REGULAR EMPLOYMENT WITH THE CITY AND SALARY RANGES

ITEMS REMOVED FROM THE CONSENT CALENDAR

4. PUBLIC HEARING ITEMS

- 4.1 [GENERAL PLAN AMENDMENT \(GPA 09-001\) TO UPDATE THE HOUSING ELEMENT OF THE RANCHO SANTA MARGARITA GENERAL PLAN FOR 2006-2014](#) (Haton/Farnsworth)

RECOMMENDATION: That the City Council:

- 1) Open the public hearing.
- 2) Receive the 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, APPROVING AN UPDATE TO THE HOUSING ELEMENT OF THE GENERAL PLAN FOR 2006-2014

5. CONTINUED ITEM

6. NEW BUSINESS

6.1 [APPROVE THE CITY COUNCIL "OTHER AGENCY" REPRESENTATIVE LIST](#)
(McLaughlin)

RECOMMENDATION: That the City Council review and approve the City Council "Other Agency" Representative List, and provide input to change appointments as necessary.

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:

ORANGE COUNTY VECTOR CONTROL (Mayor Thompson)

ORANGE COUNTY FIRE AUTHORITY (Council Member Blais)

9.2 COUNCIL MEMBER REPORT/COMMENTS

RECESS

Recess the Regular City Council meeting to the Non-Profit Corporation Annual Meeting. See Rancho Santa Margarita Non-Profit Corporation Agenda.

RECONVENE TO CITY COUNCIL MEETING AND RECESS TO CLOSED SESSION

10. CLOSED SESSION

10.1 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
(Subdivision (a) of Government Code Section 54956.9)

Name of Case: City of Rancho Santa Margarita v. Capistrano Unified School District; Orange County Superior Court – Central Justice Center; Case No. 00207543

10.2 PUBLIC EMPLOYEE PERFORMANCE EVALUATION
Pursuant to Government Code Section 54957(b)(1)
Public Employee Title: City Manager

10.3 CONFERENCE WITH LABOR NEGOTIATOR
Pursuant to Government Code Section 54957.6
Agency Negotiator: Name City Council Designee
Unrepresented Employee: City Manager

RECONVENE

Reconvene in Regular Session, in the City Council Chambers.

REPORT

Report on whether any reportable action was taken on any matters considered during Closed Session.

11. NEW BUSINESS (CONTINUED)

11.1. CONSIDERATION OF COMPENSATION FOR CITY MANAGER

RECOMMENDATION: That the City Council takes such action as it so determines.

ADJOURNMENT

The next Regular Meeting of the City Council will be held January 13, 2010, 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 December 4, 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.