

ATTACHMENT 3

RESOLUTION NO. 2020 - _____

**A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF LAKE FOREST, CALIFORNIA, UPDATING THE
CITY'S MASTER FEE SCHEDULE**

WHEREAS, under the police power granted by Article XI, Section 7 of the California Constitution, cities may impose fees, charges, and rates for certain municipal services; and

WHEREAS, from time to time, the City of Lake Forest ("City") updates its Master Schedule of User and Regulatory Fees, Charges, and Deposits ("Master Fee Schedule") for various City Services; and

WHEREAS, the City of Lake Forest ("City") has historically contracted with Saddleback Valley Unified School District ("SVUSD") to provide an afterschool program for students in the City. This afterschool program is commonly known as "Kids Factory"; and

WHEREAS, the City's Kids Factory registration fee for the 2019-2020 school year was \$100 per participant. Participants could register and pay the one-time fee at any point during the school year. Under this framework, the City's contract cost for the Kids Factory afterschool program was \$464,717; and

WHEREAS, on July 21, 2020, the City Council directed City staff to work with SVUSD to bring back Kids Factory for the 2020-2021 school year in a manner that is cost-neutral or low cost to the City; and

WHEREAS, due to the uncertainties surrounding COVID-19 and the potential for future school shut-downs throughout the 2020-2021 school year, City staff has proposed a monthly registration/fee for Kids Factory; and

WHEREAS, in an effort to keep the costs of Kids Factory as close to cost-neutral as possible for the City, staff has proposed a monthly Kids Factory registration fee as follows: (1) \$75 for the month of December and (2) \$95 per month for all other months; and

WHEREAS, based on this proposed monthly registration/fee framework, staff prepared a draft Kids Factory budget for the 2020-2021 school year; and

WHEREAS, the draft Kids Factory budget estimates that this program will result in a net cost to the City of approximately \$2,705 for the 2020-2021 school year; and

WHEREAS, the City Council desires to amend the City's Master Fee Schedule to adopt the revised Kids Factory registration fees; and

WHEREAS, the proposed fees were publicly noticed in compliance with Government Code section 66018, in that the notice was published in a newspaper of general circulation twice during the 10-day period preceding the public hearing scheduled for September 1, 2020; and

WHEREAS, all other prerequisites to the adoption of this Resolution have occurred.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LAKE FOREST, CALIFORNIA, DOES HEREBY RESOLVE, DETERMINE, FIND, AND ORDER AS FOLLOWS:

Section 1. The Recitals provided above are true and correct and are hereby incorporated into this Resolution.

Section 2. This Resolution is not subject to the California Environmental Quality Act ("CEQA") pursuant to Section 15060(c)(2) because the activity, which involves updating the City's Master Fee Schedule, will not result in a direct or reasonably foreseeable indirect physical change in the environment; and Section 15060(c)(3) because the activity is not a project as defined in Section 15378 of the CEQA Guidelines, California Code of regulations, Title 14, Chapter 3, because it has no potential for resulting in physical change to the environment, directly or indirectly.

Section 3. The City Council approves and adopts a revised registration fee for the Kids Factory afterschool program in the amount of \$75 for the month of December and \$95 a month for all other months. The Master Fee Schedule page reflecting the revised Kids Factory registration fees is attached to this Resolution as Exhibit "B," which is incorporated herein by this reference. The revised Kids Factory fees adopted in this Resolution shall replace the Master Fee Schedule's existing Kids Factory registration fee of \$100. Pursuant to Lake Forest Municipal Code Section 3.03.030, a supermajority, or four-fifths of the City Council have approved the adoption of the revised Kids Factory registration fees provided in Exhibit "A". Upon adoption of this Resolution, these fees shall immediately take effect and remain in effect until amended by the City Council.

Section 4. The documents and materials associate with this Resolution that constitute the record of proceedings on which these findings are based are located at Lake Forest City Hall, 100 Civic Center Drive, Lake Forest, California 92630. The City Clerk is the custodian of the record of proceedings.

Section 5. The City Clerk shall attest to the adoption and execution of this Resolution and cause the same to be maintained in the permanent records of the City.

PASSED, APPROVED, AND ADOPTED by the City Council of the City of Lake Forest, California, at a regular meeting of the City Council held on September 1, 2020.

NEEKI MOATAZEDI
MAYOR

ATTEST:

LISA BERGLUND
ACTING CITY CLERK

APPROVED AS TO FORM:

MATTHEW RICHARDSON
CITY ATTORNEY

STATE OF CALIFORNIA)
COUNTY OF ORANGE) SS
CITY OF LAKE FOREST)

I, Lisa Berglund, Acting City Clerk of the City of Lake Forest, California do hereby certify that the foregoing Resolution No. 2020-__ was duly passed and adopted at a regular meeting of the Lake Forest City Council on the 1st day of September 2020 by the following vote:

AYES: COUNCIL MEMBERS:
NOES: COUNCIL MEMBERS:
ABSENT: COUNCIL MEMBERS:
ABSTAIN: COUNCIL MEMBERS:

LISA BERGLUND
ACTING CITY CLERK

