

MINUTES OF THE REGULAR MEETING  
OF THE CITY COUNCIL OF THE CITY OF LAKE FOREST

The Regular Meeting of the City Council of the City of Lake Forest held Tuesday, November 1, 2022, at the Lake Forest City Council Chamber, 100 Civic Center Drive, Lake Forest, California, was called to order at 5:30 p.m.

<b>ROLL CALL:</b>	Councilmembers:	Mark Tettemer Scott Voigts Neeki Moatazedi (teleconference)
	Mayor Pro Tem Mayor:	Doug Cirbo Robert Pequeño
	City Manager: City Attorney: City Clerk:	Debra Rose Matthew Richardson Lisa Berglund

**CLOSED SESSION: (Item No. 1-2)**

**RECESS:** City Council recessed to Closed Session for the purpose of conducting regular City business.

1. CONFERENCE WITH LEGAL COUNSEL- EXISTING LITIGATION EXISTING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(D)(1) NUMBER OF CASES: 1 CASE NAME: CITY OF LAKE FOREST V. SANCTUARY CHURCH CANNABIS DISPENSARY A.K.A. HOUSE OF HEALING CANNABIS DISPENSARY OCSC CASE NO.: 30-2022-01268397-CU-MC-CJC

ACTION: Closed session was conducted.

2. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION SIGNIFICANT EXPOSURE TO LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(D)(4) NUMBER OF POTENTIAL CASES: 3

ACTION: Closed session was conducted.

**RECONVENE:** City Council reconvened to continue regular City business.

**PUBLIC SESSION:**

**INVOCATION:** The Invocation was provided by Pastor Jason Williams, Saddleback Church.

**PLEDGE OF ALLEGIANCE:** The Pledge of Allegiance to the Flag of our Country was led by Council Member Voigts.

**CLOSED SESSION REPORT:** City Attorney Richardson reported that the City Council provided direction to staff to take action against a business operating in Lake Forest.

**REPORT FROM STUDENT LIAISON:** A report from Sam Quiamboa, Student Liaison from El Toro High School was received and filed.

**PRESENTATIONS:**

It was moved by Council Member Voigts and seconded by Council Member Tettemer to approve presentation Item Nos. 3-4. The motion was carried by a vote of 5/0. The motion passed 5/0 with Council Member Moatazedi voting by voice vote.

3. CERTIFICATE OF CONGRATULATIONS TO RETIRING ORANGE COUNTY FIRE AUTHORITY DIVISION CHIEF MIKE CONTRERAS

ACTION: The presentation was received, and a certificate was presented.

4. LAKE FOREST CHAMBER OF COMMERCE SEMI-ANNUAL UPDATE

ACTION: The presentation was received and filed.

**PUBLIC COMMENTS:**

Randy Johnson inquired about the City Attorney's closed session report on business' operating illegally in the city. He encouraged the City to hold a Town Hall meeting where residents may ask questions to public officials.

April Josephson announced that she has resigned as the 5<sup>th</sup> district representative on the Orange County Animal Care Community Outreach Committee to focus specifically on Lake Forest pets and animal care.

**CONSENT CALENDAR: (Item Nos. 5 – 11)**

**STATEMENTS READ INTO THE RECORD:**

*Council Member Tettemer: There are warrants on the register to the Irvine Ranch Water District. I am an employee of the Irvine Ranch Water District, but I do not work for the department that generated the warrants. Because the Irvine Ranch Water District is a public agency and because I do not work for the department in question, I have determined that I have a non-interest in these warrants and will vote on this item.*

*Council Member Voigts: There are warrants on the register to the County of Orange. I am an employee of the County of Orange, but I do not work for the department that generated the warrants. Because the County of Orange is a public agency and because I do not work for the department in question, I have determined that I have a non-interest in these warrants and will vote on this item.*

*Council Member Moatazedi: There is a warrant on the register to The Gas Company. I am an employee of the Gas Company and have determined that I have a remote interest in this warrant and will abstain from voting on that warrant.*

*Mayor Pro Tem Cirbo: There is a warrant on the register to All City Management Services. My wife is an employee of the ACMS and I have determined that I have a remote interest in these warrant and will abstain from voting on the warrants.*

MOTION: It was moved by Council Member Voigts and seconded by Council Member Tettemer to approve Consent Calendar Item Nos. 5-11. The motion was carried by a vote of 5/0 with Council Member Moatazedi abstaining from the Southern California Gas warrant listed in Item No. 6 and Mayor Pro Tem Cirbo abstaining from the ACMS warrant listed in Item No. 6. The motion passed 5/0 with Council Member Moatazedi voting by voice vote.

5. MOTION TO WAIVE RESOLUTIONS OF RESOLUTIONS AND ORDINANCES

ACTION: Said Ordinances and Resolutions that appeared on the public agenda were determined to have been read by title and further reading was waived.

6. CERTIFICATION OF WARRANT REGISTER

ACTION: The warrant register was approved in the amount of \$3,923,469.65 as presented.

7. MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL HELD ON OCTOBER 18, 2022

Randy Johnson requested the October 18, 2022, City Council minutes reflect Council's direction that a brief description of comments made by the public be included in future meeting minutes.

ACTION: The minutes were approved as submitted.

8. MONTHLY TREASURER'S REPORT - SEPTEMBER 2022

ACTION: The Treasurer's report was received and filed.

9. FOURTH AMENDMENT TO THE AGREEMENT WITH CARLSON STRATEGIC LAND SOLUTIONS, INC. FOR ENVIRONMENTAL PERMIT IMPLEMENTATION SERVICES

ACTION: The Fourth Amendment to the Professional Consultant Services Agreement with Carlson Strategic Land Solutions, Inc. was approved and the Mayor was authorized to sign, and the City Clerk was authorized to attest, the Fourth Amendment substantially in the form attached.

10. AWARD CONSTRUCTION CONTRACT FOR THE PORTOLA PARK LIGHTING PROJECT (PW 2017-16A)

ACTION: Contract documents were approved for construction of Portola Park Lighting project. Energy Management Pros request to withdraw its bid due to clerical errors was approved. A resolution entitled: A RESOLUTION OF THE

CITY COUNCIL OF THE CITY OF LAKE FOREST, CALIFORNIA, AMENDING THE 2021- 2028 CAPITAL IMPROVEMENT PLAN, AMENDING APPROPRIATIONS FOR FISCAL YEAR 2022-23 was approved. A Construction Contract was approved in the amount of \$354,760.00 to Delta Electric, LLC. All other bids received were rejected and the return of the bid bonds were authorized upon receipt of the executed contract documents from Delta Electric, LLC. The Mayor was authorized to sign and the City Clerk was authorized to attest the Contract with Delta Electric, LLC.

11. AWARD AGREEMENT FOR BIENNIAL RESIDENT AND BUSINESS SATISFACTION SURVEY SERVICES

ACTION: A Professional Services Agreement was awarded to True North Research Inc. in the amount of \$142,650 for survey services for the 2023, 2025, and 2027 Resident and Business Satisfaction Surveys. The Mayor was authorized to sign, and the City Clerk was authorized to attest, the award of agreement, substantially in the form attached.

**DISCUSSION: (Item Nos. 12 - 14)**

12. RESOLUTION TO ESTABLISH TEMPORARY ON-STREET PARKING ON PORTOLA PARKWAY BETWEEN PALOMA AND END OF ROADWAY

City Manager Rose informed the City Council that staff would like to withdraw this item in order to study the long-term policy implications of the item. The Mayor and City Council collectively agreed. No motion was made, and no action was taken on this item.

13. AFFORDABLE SENIOR HOUSING COVENANT AND PROMISSORY NOTE SECURED BY DEED OF TRUST WITH MEADOWS SENIORS LP.

City Manager Rose introduced this item then invited Senior Management Analyst Adrian Grijalva to provide a presentation to the City Council. The presentation was received by the Mayor and Council. City Council questions were asked and answered by staff.

MOTION: It was moved by Mayor Pequeno and seconded by Council Member Tettemer to authorize the City Manager to sign the Affordable Senior Housing Covenant and Promissory Note Secured by Deed of Trust. The motion passed 5/0 with Council Member Moatazedi voting by voice vote.

14. CONSIDERATION OF ORDINANCE REGULATING E-BIKES AND MAKING VARIOUS UPDATES TO THE LAKE FOREST MUNICIPAL CODE

Speaker Louise Robertson inquired about the Saddleback Valley Unified School District category change from user group one to group two.

City Manager Rose introduced this item then invited Assistant to the City Manager Sean McGovern to give a presentation. The presentation was received by the Mayor and Council. City Council questions were asked and answered by staff.

It was moved by Council Member Tettemer and seconded by Council Member Voigts to introduce for first reading an Ordinance entitled: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAKE FOREST, CALIFORNIA, AMENDING VARIOUS SECTIONS OF TITLES 2, 12, AND 13 OF THE LAKE FOREST MUNICIPAL CODE TO MAKE MINOR REFINEMENTS, CORRECTIONS, CLEAN-UP AMENDMENTS; AND ADDING CHAPTER 13.22 PROHIBITING THE USE OF OPEN FLAMES ON PUBLIC PROPERTY; AND DETERMINING THE ORDINANCE TO BE EXEMPT FROM CEQA. The motion passed 5/0 with Council Member Moatazedi voting by voice vote.

CITY MANAGERS REPORT: City Manager Rose had nothing further to report.

#### CITY COUNCIL COMMENTS:

Council Member Moatazedi: Council Member Moatazedi congratulated Chief Mike Contreras on his retirement from OCFA.

Council Member Tettemer: Council Member Tettemer attended the holiday Spooktacular and handed out candy to the trick or treaters. He also attended the Chamber of Commerce mixer held on October 20, 2022 at the Community Center.

Council Member Voigts: Council Member Voigts attended the holiday Spooktacular and handed out candy to the trick or treaters. He reported that this was one of the best events in Lake Forest. He also visited Heritage Hill over the last two weekends for Fall-O-Ween.

Lastly, Council Member Voigts requested a matter for consensus. Council Member Voigts requested the City Council consider rejoining the ACC-OC organization. Consensus was given by Council Member Moatazedi.

Mayor Pro Tem Cirbo: Mayor Pro Tem Cirbo will be attending the Veterans Ceremony at El Toro Memorial Park on November 11, 2022, at 11:00 a.m.

Mayor Pequeño: Mayor Pequeno will be the keynote speaker Veterans Ceremony at El Toro Memorial Park. He attended the holiday Spooktacular and handed out candy to the trick or treaters. He also attended the Chamber of

Commerce mixer held on October 20 at the  
Community Center.

Mayor Pequeño thanked staff for all of their hard work.

ADJOURNMENT: The regular meeting of the City Council was adjourned at 7:48 p.m.

Respectfully submitted:

APPROVED:

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LISA BERGLUND, MPA  
CITY CLERK

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ROBERT PEQUEÑO  
MAYOR