
**CITY COUNCIL
REGULAR MEETING**



**September 27, 2023
7:00 P.M.**

REGULAR MEETING AGENDA

**Location: Rancho Santa Margarita City Hall, Council Chambers
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 the calling to order of the meeting or as soon as possible thereafter.

Per Council Policy 4.4, the Public Comments Period on items not on the agenda but within the City Council's subject matter jurisdiction shall not exceed (30) thirty minutes, and shall be divided into two equal segments on the regular meeting agenda, not to exceed 15 minutes each. Members of the public shall have three (3) minutes to speak during this comment period, however, a member of the public addressing the City Council on an issue within the subject matter jurisdiction of the City Council during the first segment of the Public Comments Period is prohibited from addressing the City Council on the same issue during the second segment of the Public Comments period. Additionally, the City Council is prohibited by law from discussing or taking any action on any matter not on the Agenda.

If you are commenting on a scheduled agenda item, your comments will be heard during the time that item is scheduled on the Agenda.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL OF CITY COUNCIL MEMBERS:

Holloway, Jerry, Mayor
Gamble, Carol A., Mayor Pro Tempore
Beall, L. Anthony, Council Member
Figueroa, Anne D., Council Member
McGirr, Bradley J., Council Member

1. SCHEDULE OF FUTURE EVENTS

- 1.1 ELECTRONIC WASTE DISPOSAL AND DOCUMENT SHREDDING EVENT –
SATURDAY, OCTOBER 14, 2023, FROM 8:00 A.M. TO 12:00 P.M., LOCATED
AT APPLIED MEDICAL'S R100 BUILDING PARKING LOT

2. PRESENTATIONS AND PROCLAMATIONS

2.1 RSM CHAMBER OF COMMERCE – RANCHO FAMILY FEST PREVIEW

2.2 PROCLAMATION – HUNGER ACTION MONTH, SEPTEMBER 2023

3. PUBLIC COMMENTS

This is the time to address the City Council on any matter not listed on this Agenda that is within the subject matter jurisdiction of the City Council. Public Comments are limited to three minutes per person and a time limit of fifteen minutes for this segment of the Public Comments portion of the Agenda.

4. CONSENT CALENDAR

(All matters on the Consent Calendar are to be approved in one motion unless a Council Member, staff or a member of the public, requests a separate action on a specific item on the Consent Calendar.)

4.1 WAIVE READING IN FULL OF ALL ORDINANCES ON THE AGENDA

RECOMMENDATION: Waive reading in full of all ordinances on the agenda and declare that said titles which appear on the public agenda shall be determined to have been read by title and further reading waived.

4.2 APPROVAL OF A PROCLAMATION (Diaz)

RECOMMENDATION: Approve a Proclamation declaring Hunger Action Month during the month of September 2023.

4.3 APPROVAL OF MINUTES (Diaz)

RECOMMENDATION: Approve the following:

1) September 13, 2023 City Council Special meeting minutes; and

2) September 13, 2023 City Council Regular meeting minutes.

4.4 APPROVAL OF WARRANT REGISTERS DATED SEPTEMBER 11, 2023 AND SEPTEMBER 18, 2023 (Turner)

RECOMMENDATION: Approve the warrant registers totaling \$1,305,680.69.

4.5 INVESTMENT REPORT FOR THE MONTH OF AUGUST 2023 (Turner)

RECOMMENDATION: Receive and file the Investment Report for the month of August 2023.

4.6 NOTICE OF COMPLETION FOR THE CITY HALL AND BTRCC HVAC REPLACEMENT PROJECT (Dugan)

RECOMMENDATION:

- 1) Accept the improvements for the City Hall and BTRCC HVAC Replacement Project; and
- 2) Authorize the City Clerk to file a Notice of Completion with the County of Orange Recorder's Office within fifteen (15) calendar days, as required by Section 9204 of the California Civil Code; and
- 3) Authorize the retention monies to be released thirty-five (35) days after the Date of Recordation of the Notice of Completion, if all Stop Notices have been resolved and all potential claims are settled.

4.7 APPROVAL OF PROPOSED AMENDMENT NO. 3 TO THE PROFESSIONAL SERVICES AGREEMENT WITH BIGGS CARDOSA ASSOCIATES, INC. FOR CONTINUED, UNINTERRUPTED SERVICES TO PROVIDE REQUIRED HABITAT RESTORATION MONITORING AND MAINTENANCE FOR THE SANTA MARGARITA PARKWAY BRIDGE HINGE PROJECT (Dugan)

RECOMMENDATION:

- 1) Approve proposed Amendment No. 3 to the Professional Services Agreement with Biggs Cardosa Associates, Inc., to increase the total contract amount by \$37,574.74, in order to provide continued habitat restoration monitoring and maintenance for the Santa Margarita Parkway Bridge Hinge Repair Project; and
- 2) Authorize the Mayor to execute proposed Amendment No. 3 to the Professional Services Agreement with Biggs Cardosa Associates, Inc.

4.8 FISCAL YEAR 2022/2023 CONSOLIDATED ANNUAL PERFORMANCE AND EVALUATION REPORT FOR THE CITY OF RANCHO SANTA MARGARITA COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM (Kuta)

RECOMMENDATION: Authorize staff to submit the Fiscal Year 2022/2023 Consolidated Annual Performance and Evaluation Report, including public comments, to the U.S. Department of Housing and Urban Development.

ITEMS REMOVED FROM THE CONSENT CALENDAR

5. PUBLIC HEARING ITEMS

- 5.1 FOURTH PUBLIC HEARING TO CONSIDER COMPOSITION OF DISTRICTS FOR CONTINUING THE PROCESS TO TRANSITION TO BY-DISTRICT ELECTIONS AND INTRODUCTION AND FIRST READING OF AN ORDINANCE IMPLEMENTING BY-DISTRICT ELECTIONS (Simonian)

RECOMMENDATION:

- 1) Receive the staff presentation and report.
- 2) Council questions of staff.
- 3) Open the Public Hearing.
- 4) Receive public testimony.
- 5) Close the Public Hearing.
- 6) Council discussion and deliberation.
- 7) Provide direction regarding selection of a final Council district map.
- 8) Provide direction regarding sequencing of the elections.
- 9) Introduce for first reading, read by title only, and waive further reading of one of the following two proposed Ordinances, entitled:

- a) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RANCHO SANTA MARGARITA, CALIFORNIA, ADDING SECTIONS 2.01.080 AND 2.01.090 TO CHAPTER 2.01 OF TITLE 2 OF THE CITY OF RANCHO SANTA MARGARITA MUNICIPAL CODE IMPLEMENTING BY-DISTRICT ELECTIONS OF COUNCIL MEMBERS FROM FIVE COUNCIL DISTRICTS, AND ESTABLISHING BOUNDARY LINES THEREFOR; OR

Alternatively,

- b) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RANCHO SANTA MARGARITA, CALIFORNIA, ADDING SECTIONS 2.01.080 AND 2.01.090 TO CHAPTER 2.01 OF TITLE 2 OF THE CITY OF RANCHO SANTA MARGARITA MUNICIPAL CODE IMPLEMENTING BY-DISTRICT ELECTIONS OF COUNCIL MEMBERS FROM FOUR COUNCIL DISTRICTS, ESTABLISHING BOUNDARY LINES THEREFOR, WITH THE MAYOR ELECTED AT-LARGE

6. CONTINUED ITEMS

7. NEW BUSINESS

8. PUBLIC COMMENTS

This is the time to address the City Council on any matter not listed on this Agenda that is within the subject matter jurisdiction of the City Council. Public Comments are limited to three minutes per person. This segment of the Public Comments portion of the Agenda shall not exceed a total of fifteen minutes.

9. CITY MANAGER REPORT

10. MATTERS PRESENTED BY MAYOR AND COUNCIL MEMBERS

10.1 COMMITTEE ASSIGNMENT REPORTS

RECOMMENDATION: Receive an Oral Report on the following City Council Committee Assignment:

- 1) FOOTHILL/EASTERN TRANSPORTATION CORRIDOR AGENCIES
(Council Member Beall) – September 14, 2023 Meeting

10.2 COUNCIL MEMBER REPORTS/COMMENTS

ADJOURNMENT

The next Regular Meeting of the City Council will be held Wednesday, October 11, 2023, at 7:00 p.m. in the City Council Chambers, City Hall, located at 22112 El Paseo, Rancho Santa Margarita, California.

CERTIFICATION

I, AMY DIAZ, 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 22, 2023, by 6:00 p.m.



AMY DIAZ, CITY CLERK



DATE

Disabilities Act

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.