

**CITY OF LAGUNA HILLS
CITY COUNCIL/PLANNING AGENCY**

**REGULAR MEETING
MINUTES
Tuesday, April 26, 2022**

CLOSED SESSION - CONVENING AT 6:00 PM

CALL TO ORDER

The meeting was called to order at 6:00 p.m. by Mayor Wheeler.

ROLL CALL OF CITY COUNCIL MEMBERS

Attendee Name	Title	Status	Arrived
Dave Wheeler	Mayor	Present	
Janine Heft	Mayor Pro Tempore	Present	
Don Caskey	Council Member	Present	
Erica Pezold	Council Member	Present	
Don Sedgwick	Council Member	Present	

ANNOUNCEMENT OF CLOSED SESSION ITEM(S)

A. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Pursuant to paragraph (1) of subdivision (d) of California Government Code Section 54956.9

Name of Case: Californians for Homeownership, Inc., a California nonprofit public benefit corporation, vs. City of Laguna Hills; Orange County Superior Court Case No. 30-2022-01255365-CU-WM-CJC; Verified Petition for Writ of Mandate.

PUBLIC COMMENT ON CLOSED SESSION ITEM(S)

There were no public comments on the closed session item.

ADJOURN TO CITY COUNCIL CONFERENCE ROOM OR CITY COUNCIL CHAMBER

CONVENE INTO CLOSED SESSION

The City Council convened into closed session to consider the matter listed above.

RECONVENE TO CITY COUNCIL CHAMBER

RECESS

GENERAL BUSINESS - CONVENING AT 7:00 PM**CALL TO ORDER**

The meeting was called to order at 7:00 p.m. by Mayor Wheeler.

CLOSED SESSION REPORT

City Attorney Simonian stated that the City Council convened into closed session this evening pursuant to the authorities listed on the Agenda with no reportable action taken.

INVOCATION: Pastor Brian Dagen of Calvary Chapel Mission Viejo

PLEDGE OF ALLEGIANCE: Council Member Pezold

ROLL CALL OF CITY COUNCIL MEMBERS

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Dave Wheeler	Mayor	Present	
Janine Heft	Mayor Pro Tempore	Present	
Don Caskey	Council Member	Present	
Erica Pezold	Council Member	Present	
Don Sedgwick	Council Member	Present	

1. PRESENTATIONS AND PROCLAMATIONS**1.1 Lomarena Elementary School Student Liaison**

The City Council presented a Certificate of Appointment and received an oral report from Lomarena Elementary School Student Liaison Rudolph Karnes.

1.2 Laguna Hills High School Student Liaison

The City Council received an oral report from Laguna Hills High School 2022 Spring Student Liaison Kaitlyn Heinecke.

1.3 Presentation of Proclamation for "Drowning Prevention Awareness"

The City Council issued a Proclamation encouraging participation in the "Always Watch the Water" and "Never Swim Alone" campaigns by highlighting May through August as a "Drowning Prevention Awareness" period.

1.4 Proclamation of "Lewis F. Moulton Arrival Day"

The City Council issued a Proclamation declaring May 6 as "Lewis F. Moulton Arrival Day" and Mayor Wheeler presented the Proclamation to Jared Mathis, Jay Lukes, and other individuals from the Moulton Museum.

2. SCHEDULE OF FUTURE EVENTS

2.1 Schedule of Future Events

Assistant City Clerk Lee announced the upcoming City events in the months of April and May 2022.

3. PUBLIC COMMENTS

The following individuals addressed the City Council on non-agendized items:

Dawn Ford, a resident of Laguna Hills, expressed her gratitude and excitement for the progress on the LH on the Hill project.

4. CONSENT CALENDAR

Motion to approve the Consent Calendar with Council Member Pezold removing Item No. 4.5, Mayor Pro Tempore Heft removing Item No. 4.6 and Mayor Wheeler removing Item No. 4.7.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Janine Heft, Mayor Pro Tempore
SECONDER:	Don Sedgwick, Council Member
AYES:	Dave Wheeler, Mayor; Janine Heft, Mayor Pro Tempore; Don Caskey, Council Member; Erica Pezold, Council Member; Don Sedgwick, Council Member

4.1 Waive Reading in Full of all Ordinances and Resolutions on the Agenda

Recommendation: That the City Council waive reading in full of all ordinances and resolutions 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 Minutes for April 12, 2022 Regular Meeting

Recommendation: That the City Council approve the City Council/Planning Agency Minutes for the April 12, 2022, Regular Meeting.

4.3 Ratification of April 26, 2022, Warrant Register

Recommendation: That the City Council ratify the accompanying Warrant Register for the period from April 1, 2022, to April 14, 2022, in the amount of \$979,661.18.

4.4 Proposed Office Lease for Suite 200 with Berger Harrison, APC, for 24031 El Toro Road, Suite 200, Laguna Hills, California

Recommendation: That the City Council approve an office lease with Berger Harrison, APC, a California professional corporation, for 24031 El Toro Road, Suite 200, Laguna Hills, California, and authorize the City Manager to execute the Lease.

ITEMS REMOVED FROM THE CONSENT CALENDAR**4.5 Direction Regarding Unscheduled Vacancy for Traffic Commission**

Council Member Pezold removed Item No. 4.5 to express her appreciation of Commissioner Caskey's time and efforts on the Traffic Commission.

Recommendation: That the City Council: 1) Accept the resignation of Susan Caskey, Traffic Commissioner, effective April 12, 2022; and 2) Direct Staff to proceed with the appointment process to fill the unscheduled vacancy on the Traffic Commission, per Government Code Section 54974, and Laguna Hills Municipal Code Section 2-28.080.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Erica Pezold, Council Member
SECONDER:	Don Sedgwick, Council Member
AYES:	Dave Wheeler, Mayor; Janine Heft, Mayor Pro Tempore; Don Caskey, Council Member; Erica Pezold, Council Member; Don Sedgwick, Council Member

4.6 2022 Laguna Hills Memorial Day Half Marathon, 10K, and 5K Event, and Aliso Viejo Community Association (AVCA) License to Enter and Indemnity Agreement to Access AVCA's Private Street During the Race Event

Mayor Pro Tempore Heft removed Item No. 4.6 to request additional information.

Recommendation: That the City Council: 1) Receive and file the pre-event planning report; and 2) Approve the AVCA License to Enter and Indemnity Agreement and authorize the City Manager to execute the Agreement.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Janine Heft, Mayor Pro Tempore
SECONDER:	Erica Pezold, Council Member
AYES:	Dave Wheeler, Mayor; Janine Heft, Mayor Pro Tempore; Don Caskey, Council Member; Erica Pezold, Council Member; Don Sedgwick, Council Member

4.7 Proposed Business Attraction and Retention Contractual Services Agreement with the Laguna Hills Chamber of Commerce for Fiscal Year 2022-2023 and a Related Budget Amendment

Mayor Wheeler removed Item No. 4.7 at staff's request to table the Item for consideration at a future meeting.

Recommendation: That the City Council: 1) Approve the proposed "Business Attraction and Retention Contractual Services Agreement" between the City of Laguna Hills and the Laguna Hills Chamber of Commerce; 2) Adopt a Resolution entitled: "A Resolution of the City Council of the City of Laguna Hills, California, amending the Fiscal Year 2021-2022 Budget by increasing the General Government Department Operating Budget for Business Attraction and Retention Services"; and 3) Authorize the Mayor to execute the Agreement.

Motion to table the item for consideration at a future meeting.

RESULT:	TABLED [UNANIMOUS]
MOVER:	Don Sedgwick, Council Member
SECONDER:	Erica Pezold, Council Member
AYES:	Dave Wheeler, Mayor; Janine Heft, Mayor Pro Tempore; Don Caskey, Council Member; Erica Pezold, Council Member; Don Sedgwick, Council Member

5. PLANNING AGENCY

There were no separate Planning Agency Business Items for this meeting.

6. CITY COUNCIL PUBLIC HEARINGS

There were no City Council public hearings.

7. ADMINISTRATIVE REPORTS

7.1. City Manager

The City Manager gave no Administrative Reports.

7.2. City Attorney

7.2.1 Appointment of New City Manager and Approval of City Manager Employment Agreement

City Attorney Simonian reviewed the information provided in the staff report.

Recommendation: That the City Council:

- 1) Receive and file an oral report providing a summary of the Council-designated labor representatives' recommendations concerning proposed salary, benefits, and terms and conditions of employment for Jarad L. Hildenbrand, a local agency executive, to serve as the City's next City Manager;
- 2) Appoint Jarad L. Hildenbrand as City Manager of the City of Laguna Hills, effective May 16, 2022, to serve at the direction and pleasure of the City Council, pursuant to Laguna Hills Municipal Code Chapter 2-08;
- 3) Adopt Resolution No. 2022-04-26-1: "A Resolution of the City Council of the City of Laguna Hills, California, appointing Jarad L. Hildenbrand as City Manager of the City of Laguna Hills, and approving and authorizing the Mayor / Mayor Pro Tempore to execute a City Manager Employment Agreement";
- 4) Direct the City Clerk to administer the Oath of Office; and
- 5) Direct the City Clerk to provide written notice of contract termination to Interim City Manager Kenneth H. Rosenfield, P.E., pursuant to Section 2.0 of the April 2, 2022, Retired Annuitant Employment Agreement, effective May 16, 2022.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Erica Pezold, Council Member
SECONDER:	Don Sedgwick, Council Member
AYES:	Dave Wheeler, Mayor; Janine Heft, Mayor Pro Tempore; Don Caskey, Council Member; Erica Pezold, Council Member; Don Sedgwick, Council Member

7.3. Deputy City Manager/Community Services Director

7.3.1 Authorization to Initiate a Proposition 218 Notification Process to Address State Mandated (SB 1383) Organic Waste Recycling Programs Resulting in a Modification to Solid Waste and Recycling Rates and to Review Proposed Draft Amendment No. 2 to CR&R Franchise Agreement

Deputy City Manager/Community Services Director Reynolds reviewed the information provided in the staff report, provided a PowerPoint presentation, and responded to Council Member requests for additional information.

Recommendation: That the City Council 1) Direct Staff to proceed with Proposition 218 compliance to establish the requisite new rate schedule for all residential and commercial customers in order to implement a residential food waste recycling program in accordance with SB 1383, setting a public hearing for consideration on June 14, 2022; and 2) Review the draft Amendment No. 2 to the Contract for the Collection, Transportation and Disposal of Municipal Solid Waste and for the Collection and Transportation of Recyclable Materials to Processors for Diversion between the City of Laguna Hills and CR&R Incorporated.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Don Caskey, Council Member
SECONDER:	Don Sedgwick, Council Member
AYES:	Dave Wheeler, Mayor; Janine Heft, Mayor Pro Tempore; Don Caskey, Council Member; Erica Pezold, Council Member; Don Sedgwick, Council Member

7.3.2 Establishment of City Council Ad-Hoc Committee for Preparation of the Upcoming 10-Year Solid Waste and Recycling Franchise Procurement

Deputy City Manager/Community Services Director Reynolds reviewed the information provided in the staff report, provided a PowerPoint presentation, and responded to Council Member requests for additional information.

Recommendation: That the City Council appoint two Council Members to serve on a Solid Waste and Recycling Franchise Procurement Ad-Hoc Committee to assist in the work efforts of establishing procurement documents for the upcoming 10-Year Franchise Agreement effective July 1, 2024.

Motion to appoint Council Member Pezold and Council Member Caskey to serve on a Solid Waste and Recycling Franchise Procurement AD-Hoc Committee to assist in the work efforts of establishing procurement documents for the upcoming 10-Year Franchise Agreement effective July 1, 2024.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Don Caskey, Council Member
SECONDER:	Erica Pezold, Council Member
AYES:	Dave Wheeler, Mayor; Janine Heft, Mayor Pro Tempore; Don Caskey, Council Member; Erica Pezold, Council Member; Don Sedgwick, Council Member

7.4. Chief of Police Services

7.4.1 Laguna Hills Police Services Public Safety Quarterly Report

Chief of Police Services Captain Stiverson reviewed the information provided in the staff report and responded to Council Member requests for additional information.

Recommendation: That the City Council receive and file the Laguna Hills Police Services Public Safety Quarterly Report for the First Quarter 2022.

RESULT:	RECEIVE AND FILE [UNANIMOUS]
MOVER:	Erica Pezold, Council Member
SECONDER:	Janine Heft, Mayor Pro Tempore
AYES:	Dave Wheeler, Mayor; Janine Heft, Mayor Pro Tempore; Don Caskey, Council Member; Erica Pezold, Council Member; Don Sedgwick, Council Member

8. MATTERS AGENDIZED AND PRESENTED BY CITY COUNCIL MEMBERS

There were no matters agendized and presented by City Council Members.

9. CITY COUNCIL MEMBER COMMITTEE REPORTS**9.1. Committee Assignment Reports**

Recommendation: That the City Council receive oral reports on the following City Council Committee Assignments:

1. Orange County Mosquito and Vector Control District Board of Trustees
(Council Member Pezold) - April 21, 2022 meeting.

Council Member Pezold provided an oral report.

2. Orange County Transportation Authority Citizens Advisory Committee
(Mayor Wheeler) - April 19, 2022 meeting.

Mayor Wheeler provided an oral report.

10. CITY COUNCIL MEMBER COMMENTS**Council Member Pezold**

Council Member Pezold stated her excitement for the future of the City.

Mayor Wheeler

Mayor Wheeler requested that a discussion on the ability of the City to remove graffiti in areas controlled by homeowner associations due to safety concerns be agendized for a future meeting and received a second from Mayor Pro Tempore Heft.

Council Member Caskey

Council Member Caskey stated his eagerness for a productive Housing Element Update Workshop on May 3, 2022.

Mayor Pro Tempore Heft

Mayor Pro Tempore Heft reported on the Aliso Niguel High School, Taste of Aliso Niguel event she attended on Saturday, April 23, 2022.

Mayor Pro Tempore Heft reported that she was sworn in as President of Association of California Cities – Orange County on Thursday, April 21, 2022.

ADJOURNMENT

There being no further business before the City Council at this session, Mayor Wheeler declared the meeting adjourned at 8:52 p.m.

Melissa Au-Yeung, City Clerk

ATTEST:

Dave Wheeler, Mayor

Approved at meeting of May 10, 2022