

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

**REGULAR MEETING
MINUTES
Tuesday, March 28, 2023**

GENERAL BUSINESS - CONVENING AT 7:00 PM

CALL TO ORDER

The meeting was called to order at 7:02 p.m. by Mayor Heft.

INVOCATION: Pastor Paul Finley, Lutheran Church of the Cross

PLEDGE OF ALLEGIANCE: Council Member Pezold

ROLL CALL OF CITY COUNCIL MEMBERS

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

1. PRESENTATIONS AND PROCLAMATIONS

1.1 Laguna Hills High School Student Liaison Report

The City Council received an oral report from Laguna Hills High School 2023 Spring Student Liaison Alexa Richter.

1.2 Presentation by Mercy House on Homeless Outreach

The City Council received an update from Timothy Huynh on Mercy House's homeless outreach efforts in the City of Laguna Hills.

City Manager Hildenbrand introduced the City's new Chief of Police Services, Captain Bill Burk.

2. SCHEDULE OF FUTURE EVENTS

2.1 Schedule of Future Events

City Clerk Lee announce the upcoming meetings and events.

3. PUBLIC COMMENTS

The following individual submitted an electronic public comment on non-agendized items that was received, forwarded to the Council prior to the meeting, posted on the City's website, and announced into the record by City Clerk Lee:

Rona Henry, Chair, Welcoming Neighbors Home Initiative, submitted an electronic public comment regarding the Laguna Hills March 2023 Housing Element Update.

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

Shelley Roe, a resident of Laguna Hills, provided public comments expressing concerns over street vending on Stockport Street.

4. CONSENT CALENDAR

Motion to approve the Consent Calendar with Council Member Wheeler removing Item No. 4.6 and Mayor Heft removing Item No. 4.7 and Item No. 4.10.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Erica Pezold, Council Member
SECONDER:	Dave Wheeler, Mayor Pro Tempore
AYES:	Janine Heft, Mayor; Dave Wheeler, Mayor Pro Tempore; Erica Pezold, Council Member; Joshua Sweeney, Council Member
ABSENT:	Don Caskey, 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 March 14, 2023, Special Meeting

Recommendation: That the City Council approve the City Council Minutes for the March 14, 2023, Special Meeting.

4.3 Approval of Minutes for March 14, 2023, Regular Meeting

Recommendation: That the City Council approve the City Council Minutes for the March 14, 2023, Regular Meeting.

4.4 Ratification of March 28, 2023, Warrant Register

Recommendation: That the City Council ratify the accompanying Warrant Register for the period from March 3, 2023 to March 16, 2023, in the amount of \$1,361,874.55.

4.5 Treasurer's Investment Report for February 2023

Recommendation: That the City Council receive and file the Treasurer's Investment Report for the month of February 2023.

4.8 April 2023 Rooted Campaign Event and Arbor Day Recognition

Recommendation: That the City Council receive and file the report, and authorize the Mayor to sign the attached Arbor Day Proclamation as required by the Arbor Day Foundation for the Tree City USA Certification.

4.9 Re-Advertisement of the Community Center and Sports Complex Site Improvements Project, CIP No. 237

Recommendation: That the City Council: 1) Approve the plans and specifications and authorize the advertisement for bids for the Community Center and Sports Complex Site Improvements Project, CIP No. 237; 2) Allow the City Engineer to make minor edits to the plans and specifications as necessary; and 3) Find that environmental review is not required under the California Environmental Quality Act (CEQA) pursuant to the California Code of Regulations, Title 14, Chapter 3, Section 15301 as a Class 1 Categorical Exemption - "Existing Facilities."

ITEMS REMOVED FROM THE CONSENT CALENDAR**4.6 Proposed Office Lease for Suite 310 with Berger Harrison, APC, for 24031 El Toro Road, Suite 310, Laguna Hills, California**

Council Member Wheeler removed Item No. 4.6 from the Consent Calendar to allow for discussion on the item.

City Manager Hildenbrand responded to Council Member requests for additional information.

Public Works Director/City Engineer Ames responded to Council Member requests for additional information.

Recommendation: That the City Council: 1) Approve the Lease Agreement with Berger Harrison, APC, a California professional corporation, for 24031 El Toro Road, Suite 310, Laguna Hills, California; and 2) Authorize the City Manager to make minor modifications, as necessary, to the Lease Agreement and to execute the Lease Agreement.

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

4.7 Assignment and Assumption Agreement for Street Sweeping Services

Mayor Heft removed Item No. 4.7 from the Consent Calendar to allow for discussion on the item.

City Manager Hildenbrand responded to Council Member requests for additional information.

Recommendation: That the City Council authorize the City Manager to execute the Assignment and Assumption Agreement relating to the 2021 Maintenance Services Agreement between the City of Laguna Hills and Jonset Corporation, DBA Sunset Property Services for Street Sweeping and Roadway Cleaning Maintenance Services.

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

4.10 Resolution Amending and Restating City Council Policy No. 120 Regarding Procedures for Placing Items on Future City Council Agendas

Mayor Heft removed Item No. 4.10 from the Consent Calendar to allow for discussion on the item.

City Attorney Simonian provided additional recommended changes to City Council Policy No. 120.

Recommendation: That the City Council adopt Resolution No. 2023-03-28-1: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAGUNA HILLS, CALIFORNIA, AMENDING AND RESTATING CITY COUNCIL POLICY NO. 120 REGARDING PROCEDURES FOR PLACING ITEMS ON A FUTURE CITY COUNCIL AGENDA."

A motion to adopt the Resolution with discussed minor edits to City Council Policy No. 120 was made by Council Member Wheeler, seconded by Council Member Pezold.

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

7.1.1 Consideration for Participation in the California Joint Powers Insurance Authority for General Liability, Property, Workers' Compensation, and Other Insurance Coverage

City Manager Hildenbrand reviewed the information provided in the staff report and responded to Council Member requests for additional information.

Council Member Pezold left that dais at 8:00 p.m.

Recommendation: That the City Council consider the following actions:

- 1) Adopt Resolution No. 2023-03-28-2: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAGUNA HILLS, CALIFORNIA, APPROVING EXECUTION OF THE JOINT POWERS AGREEMENT CREATING THE CALIFORNIA JOINT POWERS INSURANCE AUTHORITY";
- 2) Adopt Resolution No. 2023-03-28-3: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAGUNA HILLS, CALIFORNIA, AUTHORIZING AND APPROVING POOLING OF SELF-INSURANCE THROUGH THE LIABILITY PROTECTION PROGRAM OF THE CALIFORNIA JOINT POWERS INSURANCE AUTHORITY";
- 3) Adopt Resolution No. 2023-03-28-4: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAGUNA HILLS, CALIFORNIA, AUTHORIZING AND APPROVING POOLING OF SELF-INSURANCE THROUGH THE PRIMARY WORKERS' COMPENSATION PROGRAM OF THE CALIFORNIA JOINT POWERS INSURANCE AUTHORITY";
- 4) Adopt Resolution No. 2023-03-28-5: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAGUNA HILLS, CALIFORNIA, PROVIDING WORKERS' COMPENSATION COVERAGE FOR CERTAIN CITY VOLUNTEERS PURSUANT TO THE PROVISIONS OF SECTION 3363.5 OF THE LABOR CODE";
- 5) Adopt Resolution No. 2023-03-28-6: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAGUNA HILLS, CALIFORNIA, ESTABLISHING A POLICY THAT DELEGATES BASIC TORT CLAIM HANDLING OF MINOR CLAIMS TO THE CALIFORNIA JOINT POWERS INSURANCE AUTHORITY AS AUTHORIZED BY GOVERNMENT CODE SECTIONS 910, ET SEQ";
- 6) Authorize the City Manager, or his designee, to execute the CJPIA Joint Powers Agreement and any related documents;
- 7) Adopt Resolution No. 2023-03-28-7: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAGUNA HILLS, CALIFORNIA, WITHDRAWING FROM MEMBERSHIP IN THE EXCLUSIVE RISK MANAGEMENT AUTHORITY OF CALIFORNIA"; and
- 8) Adopt Resolution No. 2023-03-28-8: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAGUNA HILLS, CALIFORNIA, WITHDRAWING FROM MEMBERSHIP IN THE WORKERS' COMPENSATION PROGRAM OF THE SPECIAL DISTRICTS RISK MANAGEMENT AUTHORITY".

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

7.2. Public Works Director/City Engineer

7.2.1 Bicycle, Electric Bicycle, and Motorized Mobility Device Safety

Council Member Pezold returned to the dais at 8:05 p.m.

Public Works Director/City Engineer Ames reviewed the information provided in the staff report and responded to Council Member requests for additional information.

City Attorney Simonian responded to Council Member requests for additional information.

City Manager Hildenbrand responded to Council Member requests for additional information.

Chief of Police Services Captain Burk responded to Council Member requests for additional information.

Recommendation: That the City Council: 1) Receive and file the report; and 2) Direct Police Services to monitor and observe violations of state law and city codes related to motorized bicycles and devices and report back to the Commission in one year.

Mayor Heft received consensus to continue the item to the first regular meeting in May.

8. MATTERS AGENDIZED AND PRESENTED BY CITY COUNCIL MEMBERS

There were no matter 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. Southern California Association of Governments (SCAG)
Joint Meeting of the Policy Committees
(Council Member Caskey)
March 2 Meeting

Council Member Caskey was not at the meeting to provide oral report.

2. OC Mosquito and Vector Control District (OCMVCD)
Board of Trustees
(Council Member Pezold)
March 16 Regular Meeting

Council Member Pezold provided an oral report.

3. Events, Communication, and Beautification Committee
(Council Member Pezold and Mayor Heft)
March 20 Regular Meeting

Council Member Pezold and Mayor Heft provided an oral report.

4. Association of California Cities - Orange County (ACC-OC)
Legislative and Regulatory Commission
(Mayor Pro Tempore Wheeler)
March 23 Regular Meeting

Mayor Pro Tempore Wheeler provided an oral report.

5. Orange County Council of Governments (OCCOG)
(Council Member Caskey)
March 23 2023 General Assembly Meeting

Council Member Caskey was not at the meeting to provide oral report.

6. Orange County Fire Authority (OCFA)
Board of Directors
(Council Member Sweeney)
March 23 Regular Meeting

Council Member Sweeney provided an oral report.

10. CITY COUNCIL MEMBER COMMENTS

Mayor Pro Tempore Wheeler

Mayor Pro Tempore Wheeler mentioned his desire to bring a report to the City Council regarding the street vending issue raised during public comments.

Mayor Pro Tempore Wheeler inquired about heat sensing capabilities of the OC Sheriff's Department helicopters.

Council Member Pezold

Council Member Pezold indicated that she will work with Mayor Pro Tempore Wheeler on the report to the City Council regarding the street vending issue raised during public comments.

Council Member Pezold provided comments regarding criminal activities in the Nellie Gail neighborhood and expressed concerns over criminals use of private trails.

Mayor Heft

Mayor Heft inquired about the scheduling of the first City Council Public Safety Workshop.

ADJOURNMENT

There being no further business before the City Council at this session, Mayor Heft declared the meeting adjourned at 9:11 p.m.

Jennifer Lee, City Clerk

ATTEST:

Janine Heft, Mayor

Approved at meeting of April 11, 2023