



CITY OF LAGUNA HILLS CITY COUNCIL/PLANNING AGENCY

REGULAR MEETING AGENDA Tuesday, March 12, 2019 – 7:00 PM (Closed Session at 6:00 PM when scheduled)

Dore J. Gilbert, M.D., Mayor

**Janine Heft, Mayor Pro Tempore
Don Sedgwick, Council Member**

**Erica Pezold, Council Member
Dave Wheeler, Council Member**

Location: City Council Chamber, 24035 El Toro Road, Laguna Hills, CA 92653

Any person wishing to address the City Council/Planning Agency on any matter, whether or not it appears on this Agenda, is asked to complete a pink "Request to Speak" form available on the table at the back of the Chamber. The completed form is to be submitted to the City Clerk prior to an individual being heard by the City Council/Planning Agency. Completion of the form is voluntary. All persons may attend the meeting regardless of whether this form is completed.

Members of the public wishing to address the City Council can do so during the Public Comments portion of the Agenda with a time limitation of three minutes per person, an overall time limit of ten minutes for any one subject, and a total time limit of thirty minutes for Public Comments. If you are commenting on an Agenda item, your comments will be heard at the time that item is scheduled on the Agenda. If you are addressing the City Council on an item not listed on the Agenda, the City Council is prohibited by law from discussing or taking any action on that item.

CLOSED SESSION - CONVENING AT 6:00PM

CALL TO ORDER

Resolution No. 96-04-09-1 established rules of decorum for public meetings held by the City of Laguna Hills. Resolution No. 96-04-09-1 is available on the table at the back of the City Council Chamber.

ROLL CALL OF CITY COUNCIL MEMBERS

ANNOUNCEMENT OF CLOSED SESSION ITEM(S)

The City Council will convene into Closed Session, in the City Council Conference Room, City Hall, Laguna Hills Civic Center, to consider the following matter(s):

A. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Pursuant to Government Code Section 54956.9

Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) and paragraph (1) of subdivision (e) of Government Code Section 54956.9: (1 potential case).

PUBLIC COMMENT ON CLOSED SESSION ITEM(S)**ADJOURN TO CITY COUNCIL CONFERENCE ROOM****CONVENE INTO CLOSED SESSION**

The City Council will convene into Closed Session to consider the matter(s) listed above.

RECONVENE TO CITY COUNCIL CHAMBERS**RECESS**



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GENERAL BUSINESS - CONVENING AT 7:00 PM

CALL TO ORDER

Resolution No. 96-04-09-1 established rules of decorum for public meetings held by the City of Laguna Hills. Resolution No. 96-04-09-1 is available on the table at the back of the City Council Chamber.

PLEDGE OF ALLEGIANCE: COUNCIL MEMBER WHEELER

ROLL CALL OF CITY COUNCIL MEMBERS

CLOSED SESSION REPORT

1. PRESENTATIONS AND PROCLAMATIONS**1.1 Laguna Hills High School Student Liaison**

Recommendation: That the City Council receive an oral report from Laguna Hills High School Student Liaison Lucas Fellows.

1.2 2018 Laguna Hills Deputy of the Year

Recommendation: That Mayor Gilbert present a Certificate of Recognition to Deputy Anthony Sambrano, 2018 Laguna Hills Deputy of the Year.

2. 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, an overall time limit of ten minutes for any one subject, and a total time limit of thirty minutes.

3. CONSENT CALENDAR

All matters listed under "CONSENT CALENDAR" are considered to be routine and will be enacted by one motion approving the recommendation listed on the Agenda. There will be no separate discussion unless Members of the City Council or Staff request specific items be removed from the Consent Calendar.

3.1 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.

3.2 Approval of Minutes for February 12, 2019, Regular Meeting

Recommendation: That the City Council approve the Minutes for the February 12, 2019, Regular Meeting.

3.3 Warrant Register for the March 12, 2019, Regular Meeting

Recommendation: That the City Council ratify the accompanying Warrant Register for the period from February 1, 2019, to February 28, 2019, in the amount of \$1,359,724.65.

3.4 Second Quarter Financial & Treasurer's Report for Fiscal Year 2018/2019

Recommendation: That the City Council receive and file the Second Quarter Financial and Treasurer's Report for Fiscal Year 2018/2019.

3.5 Cost Sharing and Cooperative Agreement with the City of Aliso Viejo for the Alicia Parkway Street Improvement Project

Recommendation: That the City Council approve the Cost Sharing and Cooperative Agreement with the City of Aliso Viejo for the Alicia Parkway Street Improvement Project and authorize the City Manager to execute the Agreement.

3.6 Approval of the Plans and Specifications and Authorization to Advertise for Bids for HVAC Equipment Replacements and Roofing Repairs at the Laguna Hills Community Center & Sports Complex, CIP No. 513B

Recommendation: That the City Council approve the plans and specifications and authorize the advertisement for bids for HVAC equipment replacements and roofing repairs at the Laguna Hills Community Center & Sports Complex, CIP No. 513B, and 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. The proposed project will result in rooftop exterior alterations to an existing recreation building constructed in 2000, involving primarily the replacement of HVAC equipment and associated roofing repairs.

3.7 2019 Volunteer Connection Day 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.

3.8 Submission of an Aerial Waste Waiver to the San Diego Regional Water Quality Control Board for Pollutant Discharges from the City's Fourth of July Fireworks Display and Adoption of a Categorical Exemption Determining that the Event is Exempt from Environmental Review Pursuant to Title 14, Chapter 3, Section 15304(E) of the California Code of Regulations

Recommendation: That the City Council: (1) Direct staff to submit an Aerial Waste Waiver to the San Diego Regional Water Quality Control Board for pollutant discharges from the City's Fourth of July fireworks display, and (2) Adopt a Categorical Exemption.

3.9 2019 Fourth of July Celebration Pre-Event Report and Fireworks Agreement

Recommendation: That the City Council 1) Receive and file the 2019 Fourth of July Celebration pre-event report, and 2) Approve the fireworks display Agreement between Fireworks and Stage FX America, LLC, and the City of Laguna Hills for 2019 and authorize the City Manager to execute the Agreement.

3.10 Amendment No. 1 to an Existing Professional Services Agreement with HR Green Pacific Authorizing a Two-Year Extension for On-Call Professional Civil Engineering, Building & Safety, Civil Plan Check, Building Code Compliance, and Building Inspection Consulting Services through August 2020

Recommendation: That the City Council: 1) Waive competitive formal bidding requirements and procedures set forth in the City of Laguna Hills Municipal Code (LHMC) Section 3-08.150 with regard to approval of the proposed Amendment No. 1 to the Professional Services Agreement for On-Call Professional Civil Engineering, Building & Safety, Civil Plan Check, Building Code Compliance, and Building Inspection Consulting Services, with HR Green Pacific, Inc., as it is hereby found and determined, pursuant to LHMC Section 3-08.110, that compliance is not in the City's best interest at this time based on the information presented herein by City staff; 2) Approve the proposed Amendment No. 1 to the Professional Services Agreement with HR Green Pacific, Inc., for On-Call Professional Civil Engineering, Building & Safety, Civil Plan Check, Building Code Compliance, and Building Inspection Consulting Services, with HR Green Pacific Inc., extending the term of the Agreement for an additional two years through August 31, 2020, and increasing the hourly rates and plan check fees; and

3) Authorize the City Manager to execute the attached Amendment No. 1 to the Professional Services Agreement with HR Green Pacific, Inc.

ITEMS REMOVED FROM THE CONSENT CALENDAR

4. PLANNING AGENCY

4.1. ROLL CALL OF PLANNING AGENCY MEMBERS

4.2. PUBLIC COMMENTS

This is the time to address the Planning Agency on any matter not listed on this Agenda that is within the subject matter jurisdiction of the Planning Agency. Public Comments are limited to three minutes per person, an overall time limit of ten minutes for any one subject, and a total time limit of thirty minutes.

4.3. APPROVAL OF MINUTES FOR FEBRUARY 12, 2019, REGULAR MEETING

4.3.1 Approval of Minutes for February 12, 2019, Regular Meeting

Recommendation: That the Planning Agency approve the Minutes for the February 12, 2019, Regular Meeting.

4.4. ADMINISTRATIVE REPORTS

4.5. PLANNING AGENCY PUBLIC HEARINGS

PLANNING AGENCY ADJOURNMENT

JOINT PLANNING AGENCY/CITY COUNCIL MEETING

ROLL CALL OF JOINT PLANNING AGENCY/CITY COUNCIL MEMBERS

PUBLIC COMMENTS

This is the time to address the Planning Agency/City Council on any matter not listed on this Agenda that is within the subject matter jurisdiction of the Planning Agency/City Council. Public Comments are limited to three minutes per person, an overall time limit of ten minutes for any one subject, and a total time limit of thirty minutes.

Site Development Permit/Conditional Use Permit/Tentative Parcel Map/Zoning Text Amendment No. 7-18-4244, a Request by ActivCare Living, Inc. to Construct an Approximately 31,500 Square Foot Residential Care Facility for the Elderly at 24888 Alicia Parkway, to Subdivide the Property into Two Parcels, to Consider a Zoning Text Amendment to Title 9 (Zoning and Subdivisions) of the Laguna Hills Municipal Code, Amending Chapter 9-64 to Permit Residential Care Facilities for the Elderly (7+ Occupants) Within the Neighborhood Mixed Use Zoning District, and to Adopt a Mitigated Negative Declaration and Associated Mitigation Monitoring & Reporting Program

Recommendation: That the City Council and Planning Agency take the following actions:

- (1) Conduct a Joint Public Hearing;
- (2) That the City Council and Planning Agency adopt a Joint Resolution entitled: "A Joint Resolution of the City Council of the City of Laguna Hills and the Planning Agency of the City of Laguna Hills adopting a Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program for Site Development Permit/Conditional Use Permit/Tentative Parcel Map/Zoning Text Amendment No. 7-18-4244, a request by ActivCare Living, Inc. to construct an approximately 31,500 square foot Residential Care Facility for the Elderly at 24888 Alicia Parkway";
- (3) That the City Council introduce for first reading, read by title only, and waive further reading of an Ordinance entitled: "An Ordinance of the City of Laguna Hills, California, adopting Zoning Text Amendment No. 7-18-4244, an amendment to Title 9 (Zoning and Subdivisions) of the Laguna Hills Municipal Code amending Chapter 9-64 (Community Care Facilities) to permit Residential Care Facilities for the Elderly (7+ occupants) subject to a Conditional Use Permit within the Neighborhood Mixed Use zoning district"; and
- (4) That the Planning Agency adopt a Resolution entitled: "A Resolution of the Planning Agency of the City of Laguna Hills, California, approving Site Development Permit/Conditional Use Permit/Tentative Parcel Map/Zoning Text Amendment No. 7-18-4244, a request by ActivCare Living, Inc. to construct an approximately 31,500 square foot Residential Care Facility for the Elderly at 24888 Alicia Parkway."

JOINT PLANNING AGENCY/CITY COUNCIL MEETING ADJOURNMENT

5. CITY COUNCIL PUBLIC HEARINGS
6. ADMINISTRATIVE REPORTS
 - 6.1. City Manager
7. MATTERS AGENDIZED AND PRESENTED BY CITY COUNCIL MEMBERS
8. CITY COUNCIL MEMBER COMMENTS

ADJOURNMENT

The next Regular Meeting of the City Council/Planning Agency currently scheduled for March 26, 2019, will be canceled. The next regularly scheduled City Council/ Planning Agency meeting will be held April 9, 2019, in the City Council Chamber, located at 24035 El Toro Road, Laguna Hills, California.

CERTIFICATION

I, Melissa Au-Yeung, City Clerk of the City of Laguna Hills, do hereby certify that a copy of the foregoing Agenda was posted at Laguna Hills City Hall, Laguna Hills Community Center, and the Courtyard at La Paz Center by March 7, 2019, at 5:00 pm.



City Clerk

March 7, 2019

Date

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) 707-2635. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to assure accessibility to this meeting.

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 24035 El Toro Road, Laguna Hills, California, during normal business hours.

City Council Members receive no additional compensation or stipend as a result of simultaneously convening meetings of the Laguna Hills Planning Agency.