



CITY OF LAGUNA HILLS CITY COUNCIL/PLANNING AGENCY

REGULAR MEETING AGENDA Tuesday, March 9, 2021 – 7:00 PM (Closed Session at 6:00 PM when scheduled)

Erica Pezold, Mayor

**Don Sedgwick, Mayor Pro Tempore
Bill Hunt, Council Member**

**Janine Heft, Council Member
Dave Wheeler, Council Member**

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

NOTICE REGARDING CORONAVIRUS (COVID-19): Please be advised that some, or all, of the City Council Members may attend this meeting via teleconference. This meeting is being conducted utilizing teleconferencing and electronic means consistent with State of California Executive Order N-29-20 dated March 17, 2020, regarding the COVID-19 pandemic. If you wish to attend the City Council meeting in person, the City Council Chamber is located at 24035 El Toro Road, Laguna Hills, CA 92653. The public shall have the right to observe and offer public comment at this location. If you plan on attending, please follow the California Department of Health Guidelines by wearing a mask, washing your hands often, refraining from handshakes and maintaining social distance of six feet between individuals. You may also view the live stream of the meeting online at <http://lagunahillsca.igam2.com/Citizens/Default.aspx>.

Submission of Public Comments: While you may attend this meeting in person, given the health risks associated with COVID-19, the City encourages those wishing to make public comments at the March 9, 2021, City Council meeting, to submit your comments by email to the City Clerk at publiccomments@lagunahillsCA.gov, by 5:00 p.m. on March 9, 2021. In the subject line of the email, please state your name and the item number you are commenting on. Any public comment received that does not specify a particular agenda item number will be announced during the general public comment portion of the agenda. If you wish to submit a public comment on more than one agenda item, please send a separate email for each item you are commenting on. All comments received by 5:00 p.m. on the date of the meeting will be provided to the City Council in advance to allow time for the Council Members to read them. Email comments will NOT be read by the City Clerk during the meeting, but will be announced and made part of the record. Electronic public comments may only be submitted via email and comments via text and social media (Facebook, Twitter, etc.) will not be accepted.

Announcement of Public Comments: During the applicable agenda item, the City Clerk will announce the name of the sender and subject matter of all email comments received by 5:00 p.m. on March 9, 2021. The email comments, including your name, will become part of the record of the City Council meeting and will be public information.

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.

INVOCATION**PLEDGE OF ALLEGIANCE****ROLL CALL OF CITY COUNCIL MEMBERS****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 Kory Arfania.

2. SCHEDULE OF FUTURE EVENTS**2.1 Schedule of Future Events**

Recommendation: That the City Council announce the upcoming events for the month of March 2021.

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

4. 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.

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 February 23, 2021, Regular Meeting

Recommendation: That the City Council approve the Minutes for the February 23, 2021, Regular Meeting.

4.3 Ratification of March 9, 2021, Warrant Register

Recommendation: That the City Council ratify the accompanying Warrant Register for the period from February 12, 2021, to March 1, 2021, in the amount of \$1,091,414.83.

4.4 City Council Review and Confirmation of the Necessity for Continuing the Local Emergency Related to the On-Going Threat of the Novel COVID-19 Virus

Recommendation: That the City Council review and confirm the necessity for continuing the local emergency declared in response to the Novel COVID-19 virus

4.5 Progress Payment No. 1, for Water Quality Improvement Catch Basin Debris Gate Project Phase IX, CIP No. 412-I

Recommendation: That the City Council approve Progress Payment No. 1, in the net amount of \$131,520.85, to G2 Construction, Inc., for Water Quality Improvement Catch Basin Debris Gate Project Phase IX, CIP No. 412-I.

ITEMS REMOVED FROM THE CONSENT CALENDAR**5. PLANNING AGENCY****5.1. ROLL CALL OF PLANNING AGENCY MEMBERS****5.2. 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.

5.3. APPROVAL OF MINUTES

5.3.1 Approval of Minutes for February 23, 2021, Regular Meeting

Recommendation: That the Planning Agency approve the Minutes for the February 23, 2021, Regular Meeting.

5.4. ADMINISTRATIVE REPORTS

5.5. PLANNING AGENCY PUBLIC HEARINGS

5.5.1 Conditional Use Permit No. 0053-2021 (Starbucks)/Conditional Use Permit No. 0054-2021 (Plant Power)/Site Development Permit No. 0031-2020, a Request by Clay Toombs on Behalf of EMJ, Ltd. to Construct a New 2,175 Square-Foot Drive-Thru Restaurant (Starbucks), a New 2,503 Square-Foot Drive-Thru Restaurant (Plant Power), and Related Site Improvements on a Portion of a 2.4-Acre Commercial Property at 24888 Alicia Parkway, in the Neighborhood Mixed Use (NMU) Zoning District.

Recommendation: That the Planning Agency:

- 1) Conduct a Public Hearing for Conditional Use Permit No. 0053-2021 (Starbucks)/Conditional Use Permit No. 0054-2021 (Plant Power)/Site Development Permit No. 0031-2020;
- 2) Find and determine that the proposed Project is consistent with the Class 3 Categorical Exemption determination made for this Project in connection with the previous approval of USE-0015-2020 by the Planning Agency on December 8, 2020, (Notice of Exemption filed on December 15, 2020), and determine that no further environmental review is required;
- 3) Adopt a Resolution entitled: "A Resolution of the Planning Agency of the City of Laguna Hills, California, approving Site Development Permit (SDP) No. 0031-2020, a request by Clay Toombs on behalf of EMJ, Ltd. to construct a new 2,175 square-foot drive-thru restaurant (Starbucks), a new 2,503 square-foot drive-thru restaurant (Plant Power), and related site improvements on a portion of a 2.46-acre commercial property at

24888 Alicia Parkway”;

4) Adopt a Resolution entitled: “A Resolution of the Planning Agency of the City of Laguna Hills, California, approving Conditional Use Permit (CUP) No. 0053-2021 a request by Clay Toombs on behalf of EMJ, Ltd. to allow the operation of a new 2,175 square-foot Starbucks drive-thru restaurant at 24888 Alicia Parkway”; and

5) Adopt a Resolution entitled: “A Resolution of the Planning Agency of the City of Laguna Hills, California, approving Conditional Use Permit (CUP) No. 0054-2021, a request by Clay Toombs on behalf of EMJ, Ltd. to allow the operation of a new 2,503 square-foot Plant Power drive-thru restaurant at 24888 Alicia Parkway.”

PLANNING AGENCY ADJOURNMENT

6. CITY COUNCIL PUBLIC HEARINGS

7. ADMINISTRATIVE REPORTS

7.1. City Manager

7.1.1 2020 City Manager's Year End Report

Recommendation: That the City Council receive and file the report.

7.1.2 Legislative Update for the 2021-2022 Regular Session of the California State Legislature and Positions to be Taken on Proposed Legislation Including Senate Bill 9, Senate Bill 10, Senate Bill 278 and Assembly Bill 339

Recommendation: That the City Council affirm the position to Oppose Unless Amended on Senate Bill 9, approve of an Oppose position to Senate Bill 278, approve of an Oppose position to Assembly Bill 339 and take a Watch Position on other Legislation until later in the Legislative Calendar.

7.2. Deputy City Manager/Community Services Director

7.2.1 Rooted Volunteer Campaign/Volunteer Connection Day 2021 and Arbor Day Recognition

Recommendation: That the City Council direct staff to offer two additional “Rooted Volunteer Campaign” events this fiscal year as described in this staff 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.

7.3. Chief of Police Services

7.3.1 2020 Laguna Hills Police Services Annual Report Including Crime Statistics and Enforcement Actions and Update on the Work Program Related to Automated License Plate Readers (ALPRs)

Recommendation: That the City Council: 1) Receive and file the 2020 Laguna Hills Police Services Annual Report; and 2) Direct staff to seek proposals for the first phase implementation of ALPRs near Interstate 5 Freeway off-ramp areas leading into the City.

8. MATTERS AGENDIZED AND PRESENTED BY CITY COUNCIL MEMBERS

8.1. Council Member Wheeler

8.1.1 Community Crime Reports with an Emphasis on the Laguna Village Development Area

Recommendation: That the City Council: 1) Discuss community reports of increased crime incidents in Laguna Hills with an emphasis on the Laguna Village development area; and 2) Direct staff to provide a report on the recent past crime incidents and steps being taken to address these issues.

9. CITY COUNCIL MEMBER COMMITTEE REPORTS

10. CITY COUNCIL MEMBER COMMENTS

ADJOURNMENT

The next Regular Meeting of the City Council/Planning Agency will be March 23, 2021, 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 5, 2021, at 5:00 pm.



City Clerk

March 4, 2021

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.