



CITY OF LAGUNA HILLS CITY COUNCIL/PLANNING AGENCY

REGULAR MEETING AGENDA Tuesday, February 27, 2024 – 7:00 PM (Closed Session at 6:00 PM when scheduled)

Dave Wheeler, Mayor

Joshua Sweeney, Mayor Pro Tempore
Janine Heft, Council Member

Don Caskey, Council Member
Erica Pezold, Council Member

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

In Person Public Comments: 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 and submit the form to the City Clerk. The Request to Speak form assists the Mayor in ensuring that all persons wishing to address the City Council are recognized and ensures accurate identification of meeting participants in the City Council/Planning Agency Minutes. Completion of the form is voluntary. It is City policy to limit public testimony to up to 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.

Submission of Electronic Public Comments: Those wishing to make electronic public comments may submit their comments by email to the City Clerk at publiccomments@lagunahillsCA.gov, by 5:00 p.m. on Tuesday, February 27, 2024. 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. All comments received by 5:00 p.m. on the date of the meeting will be provided to the City Council and will be provided for public inspection at the meeting. During the applicable agenda item, the City Clerk will announce the name of the sender and subject matter of all electronic comments received by 5:00 p.m. on Tuesday, February 27, 2024. Email comments will NOT be read by the City Clerk during the meeting. Electronic public comments may only be submitted via email and comments via text and social media (Facebook, X (formerly Twitter), etc.) will not be accepted.

For questions or assistance, please contact the City Clerk's Office at (949) 707-2635 or via email at jlee@lagunahillsca.gov.

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: Elder Tom Munson of Christ Community Church

PLEDGE OF ALLEGIANCE: Mayor Pro Tempore Sweeney

ROLL CALL OF CITY COUNCIL MEMBERS**1. PRESENTATIONS AND PROCLAMATIONS****1.1 Laguna Hills High School Student Liaison Report**

Recommendation: That the City Council receive a report from Laguna Hills High School 2024 Spring Student Liaison Michael Holland.

1.2 Presentation of Proclamation for American Red Cross Month

Recommendation: That the City Council issue a Proclamation declaring March 2024 as "American Red Cross Month" and that Mayor Wheeler present the Proclamation to American Red Cross Southern California Orange County Representative Ross Chun.

1.3 League of California Cities (Cal Cities)

Recommendation: That the City Council receive a presentation from Cal Cities Regional Public Affairs Manager Connor Medina and La Palma Mayor Marshall Goodman.

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

Recommendation: That the City Clerk announce the upcoming meetings and events.

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 13, 2024, Regular Meeting

Recommendation: That the City Council approve the City Council/Planning Agency Minutes for the February 13, 2024, Regular Meeting.

4.3 Ratification of February 27, 2024, Warrant Register

Recommendation: That the City Council ratify the accompanying Warrant Register for the period from February 2, 2024, to February 15, 2024, in the amount of \$1,494,363.77.

4.4 Treasurer's Investment Report for January 2024

Recommendation: That the City Council receive and file the Treasurer's Investment Report for the month of January 2024.

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**5.4. ADMINISTRATIVE REPORTS**

5.5. PLANNING AGENCY PUBLIC HEARINGS

5.5.1 Conditional Use Permit (CUP) No. USE-0161-2023, a Request by Wendy Zhang, Project Manager with Curo Pet Management Corp, on Behalf of Dr. Claire Gunderson, to Establish a Veterinary Clinic, Muirlands Animal and Avian Hospital, in an Existing 3,600 Square-Foot Tenant Space Located at 23052 Lake Forest Drive, Suite C-2

Recommendation: That the Planning Agency:

- 1) Conduct a public hearing;
- 2) Find and determine that the project is categorically exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15301 of Title 14, Chapter 3 of the California Code of Regulations (Class 1, Existing Facilities); and
- 3) Adopt a Resolution entitled: "A RESOLUTION OF THE PLANNING AGENCY OF THE CITY OF LAGUNA HILLS, CALIFORNIA, APPROVING CONDITIONAL USE PERMIT (CUP) NO. USE-0161-2023, A REQUEST BY WENDY ZHANG, PROJECT MANAGER WITH CURO PET MANAGEMENT CORP., ON BEHALF OF DR. CLAIRE GUNDERSON TO ESTABLISH A VETERINARY CLINIC IN AN EXISTING 3,600 SQUARE-FOOT TENANT SPACE LOCATED AT 23052 LAKE FOREST DRIVE, SUITE C-2, INCLUDING AN EXEMPTION FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) PER CEQA GUIDELINES SECTION 15301 OF TITLE 14, CHAPTER 3 OF THE CALIFORNIA CODE OF REGULATIONS (CLASS 1, EXISTING FACILITIES)."

5.5.2 Conditional Use Permit and Change Plan-Major No. USE-0151-2023, a Request by Shelby Eldridge, Project Planner with Barghausen Consulting Engineers, Inc., on Behalf of Dutch Bros Inc., a Delaware Corporation, to Construct a New 950 Square-Foot Drive-Thru Coffee Shop with Walk-Up Services and No Interior Seating, and Related Site Improvements on a 0.77-Acre Commercial Property at 24791 Alicia Parkway, Within Laguna Hills Plaza, in the Neighborhood Mixed Use (NMU) Zoning District.

Recommendation: That the Planning Agency:

- 1) Conduct a Public Hearing;

2) Find and determine that the proposed project is categorically exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15303, (Class 3, New Construction or Conversion of Small Structures); and

3) Adopt a Resolution entitled: “A RESOLUTION OF THE PLANNING AGENCY OF THE CITY OF LAGUNA HILLS, CALIFORNIA, APPROVING CONDITIONAL USE PERMIT (CUP)/ CHANGE PLAN-MAJOR NO. USE-0151-2023, A REQUEST BY SHELBY ELDRIDGE, PROJECT PLANNER WITH BARGHAUSEN CONSULTING ENGINEERS, INC., ON BEHALF OF DUTCH BROS INC., A DELAWARE CORPORATION, TO CONSTRUCT A NEW 950 SQUARE-FOOT DRIVE-THRU COFFEE SHOP WITH WALK-UP SERVICES AND NO INTERIOR SEATING AND RELATED SITE IMPROVEMENTS ON A 0.77-ACRE OF COMMERCIAL PROPERTY AT 24791 ALICIA PARKWAY, WITHIN LAGUNA HILLS PLAZA, INCLUDING AN EXEMPTION FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) PER CEQA GUIDELINES SECTION 15303, (CLASS 3, NEW CONSTRUCTION OR CONVERSION OF SMALL STRUCTURES).”

PLANNING AGENCY ADJOURNMENT

PUBLIC IMPROVEMENT CORPORATION

CONVENE PUBLIC IMPROVEMENT CORPORATION

ROLL CALL OF PUBLIC IMPROVEMENT CORPORATION BOARD

ELECTION OF PUBLIC IMPROVEMENT CORPORATION OFFICERS

1 Election of Public Improvement Corporation Officers

Recommendation: That the Board of Directors adopt a Resolution entitled: “A RESOLUTION OF THE LAGUNA HILLS PUBLIC IMPROVEMENT CORPORATION, LAGUNA HILLS, CALIFORNIA, ELECTING OFFICERS FOR 2024.”

APPROVAL OF MINUTES

2 Approval of the Public Improvement Corporation Minutes for the February 28, 2023, Annual Meeting

Recommendation: That the Board of Directors approve the minutes of the February 28, 2023, Annual Meeting.

PUBLIC IMPROVEMENT CORPORATION ADJOURNMENT

6. CITY COUNCIL PUBLIC HEARINGS**7. ADMINISTRATIVE REPORTS****7.1. City Manager****7.2. Deputy City Manager/Community Services Director****7.2.1 Solid Waste Collection and Recycling Rate Adjustments for Residential and Commercial Collection Services and Proposed One-Year Extension to Franchise Agreement with CR&R, Inc.**

Recommendation: That the City Council:

- 1) Receive and file staff report; and
- 2) Direct staff to proceed with a Proposition 218 notification and public hearing process to establish the requisite new rate schedule for all residential and commercial customers due to inflationary factors and to extend the term of the current Franchise Agreement with CR&R, Inc. for one year, setting a public hearing for City Council consideration on April 23, 2024; and
- 3) Review proposed Amendment No. 3 to the CR&R Franchise Agreement.

8. MATTERS AGENDIZED AND PRESENTED BY CITY COUNCIL MEMBERS**8.1 Facility Reservation Information Display System**

Recommendation: Council Member Pezold and Mayor Wheeler recommend that the City Council direct staff to explore options for implementing a facility reservation information display system.

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

Recommendation: That the City Council receive reports from City Council Members on the City Council Committee Assignments listed in the staff report.

10. CITY COUNCIL MEMBER COMMENTS

CLOSED SESSION**ANNOUNCEMENT OF CLOSED SESSION ITEM(S)**

The City Council will convene into Closed Session, in the City Council Conference Room, or City Council Chamber, 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 COMMENTS ON CLOSED SESSION ITEM(S)

Members of the public may address the City Council only on closed session items listed on the Special Meeting Agenda. 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.

ADJOURN TO CITY COUNCIL CONFERENCE ROOM OR CITY COUNCIL CHAMBER**CONVENE INTO CLOSED SESSION****RECONVENE TO CITY COUNCIL CHAMBER****CLOSED SESSION REPORT**

City Attorney to announce whether any reportable action was taken on any matters considered during Closed Session.

ADJOURNMENT

The next Regular Meeting of the City Council/Planning Agency will be March 12, 2024, at 7:00 p.m., in the City Council Chamber, located at 24035 El Toro Road, Laguna Hills, California.

CERTIFICATION

I, JENNIFER LEE, 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 February 22, 2024, at 5:00 p.m.



Jennifer Lee, City Clerk

February 22, 2024

Date

It is the intention of the City of Laguna Hills to comply with the Americans with Disabilities Act in all respects. If as an attendee or a participant at this meeting you will need special assistance beyond what is normally provided, the City of Laguna Hills will attempt to accommodate you in every reasonable manner. Please 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. In addition, such writings or documents will be made available for public review on the City's website at: <https://www.lagunahillsca.gov/supplementalagenda> and at the respective public meeting.

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