

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

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**REGULAR MEETING  
MINUTES  
Tuesday, February 27, 2018**

**CLOSED SESSION - CONVENING AT 6:00 PM**

**CALL TO ORDER**

The meeting was called to order at 6:03 p.m. by Mayor Mel Carruth.

**ROLL CALL OF CITY COUNCIL MEMBERS**

| Attendee Name         | Title             | Status  | Arrived |
|-----------------------|-------------------|---------|---------|
| Mel Carruth           | Mayor             | Present |         |
| Dore J. Gilbert, M.D. | Mayor Pro Tempore | Present |         |
| Janine Heft           | Council Member    | Present |         |
| Barbara D. Kogerman   | 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 Government Code Section 54956.9.

Name of Case: George Dayeh and Maryam Dayeh vs. City of Laguna Hills, Orange County Superior Court; Case No. 30-2017-00909717-CU-IE-CXC.

**PUBLIC COMMENT ON CLOSED SESSION ITEM(S)**

There were no Public Comments on Closed Session Item(s).

**ADJOURN TO CITY COUNCIL CONFERENCE ROOM**

**CONVENE INTO CLOSED SESSION**

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

**RECONVENE TO CITY COUNCIL CHAMBER**

**RECESS**

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

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

**PLEDGE OF ALLEGIANCE: COUNCIL MEMBER SEDGWICK****ROLL CALL OF CITY COUNCIL MEMBERS**

| Attendee Name         | Title             | Status  | Arrived |
|-----------------------|-------------------|---------|---------|
| Mel Carruth           | Mayor             | Present |         |
| Dore J. Gilbert, M.D. | Mayor Pro Tempore | Present |         |
| Janine Heft           | Council Member    | Present |         |
| Barbara D. Kogerman   | Council Member    | Present |         |
| Don Sedgwick          | Council Member    | Present |         |

**CLOSED SESSION REPORT****A. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**

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

Name of Case: George Dayeh and Maryam Dayeh vs. City of Laguna Hills, Orange County Superior Court; Case No. 30-2017-00909717-CU-IE-CXC.

City Attorney Simonian stated that the City Council met in Closed Session this evening pursuant to the authority listed on the Agenda. No reportable action was taken as a result of tonight's Closed Session meeting.

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

**Recommendation:** The City Council received an oral report from Laguna Hills High School Student Liaison Kaylie Bair.

**1.2 Certificates of Recognition, Laguna Hills High School Girls Cross Country Team**

**Recommendation:** Mayor Carruth presented Certificates of Recognition, and Certificates of Special Congressional Recognition provided by Congresswoman Mimi Walters' office, to every member of the Laguna Hills High School Girls Cross Country 2017 Lady Hawk Harriers including the coaches for their leadership.

### **1.3 Fifteen Year Anniversary Award**

**Recommendation:** Mayor Carruth recognized David T. Reynolds, Deputy City Manager, for Fifteen Years of Service to the City of Laguna Hills and presented a Certificate of Recognition, a Certificate of Special Congressional Recognition from Congresswoman Mimi Walters' office, and a gift certificate to Mr. Reynolds.

## **2. PUBLIC COMMENTS**

### **Public Safety**

Chad Kurthy, a resident of Rancho Santa Margarita and 9-1-1 dispatcher for the Orange County Fire Authority's (OCFA) 9-1-1- Center, voiced his concerns regarding the OCFA Board of Directors proposed change to the current staffing patterns for the OCFA Emergency Command Center / 9-1-1 Call Center and provided copies of two reports related to his concerns.

## **3. CONSENT CALENDAR**

Motion to approve the Consent Calendar, with Council Member Kogerman removing Item No. 3.7:

|                  |                                                                                                                                                             |
|------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>RESULT:</b>   | <b>APPROVED [UNANIMOUS]</b>                                                                                                                                 |
| <b>MOVER:</b>    | Dore J. Gilbert, M.D., Mayor Pro Tempore                                                                                                                    |
| <b>SECONDER:</b> | Janine Heft, Council Member                                                                                                                                 |
| <b>AYES:</b>     | Mel Carruth, Mayor; Dore J. Gilbert, M.D, Mayor Pro Tempore; Janine Heft, Council Member; Barbara D. Kogerman, Council Member; Don Sedgwick, Council Member |

### **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 13, 2018, Regular Meeting**

**Recommendation:** That the City Council approve the Minutes for the February 13, 2018, Regular Meeting.

### **3.3 Approval of Warrant Register for the Period Ended February 27, 2018**

**Recommendation:** That the City Council approve the Warrant Register in the amount of \$964,413.40.

**3.4 Amendment No. 1 to Contractor Services Agreement with G2 Construction, Inc., for the Installation of Debris Gates**

**Recommendation:** That the City Council approve Amendment No. 1 to Contractor Services Agreement with G2 Construction, Inc., for Debris Gate Installation and authorize the City Manager to sign Amendment No. 1.

**3.5 Authorization to Advertise for Bids and to Directly Purchase Materials for Turf Renovation at the Laguna Hills Community Center and Sports Complex, CIP No. 238C**

**Recommendation:** That the City Council: (1) Approve the Plans and Specifications on file with the office of the City Clerk; (2) Authorize the Advertisement for Bids; and (3) Authorize the direct purchase of materials for the Turf Renovation at the Community Center and Sports Complex, CIP No. 238C.

**3.6 Resolution in Support of Funding Projects in the Federal Transportation Improvement Program**

**Recommendation:** That the City Council adopt Resolution No. 2018-02-27-1, A Resolution of the City Council of the City of Laguna Hills, California, certifying the City has the resources to fund future projects in the Federal Fiscal Years 2018/2019 - 2023/2024 Transportation Improvement Program and affirms its commitment to implement all said projects.

**ITEMS REMOVED FROM THE CONSENT CALENDAR****3.7 Second Quarter Financial & Treasurer's Report for Fiscal Year 2017/2018**

Council Member Kogerman removed Item No. 3.7 from the Consent Calendar in order to thank staff for their hard work and to request that Finance Director Reyes provide a brief summary of the highlights from the Report.

**Recommendation:** That the City Council receive and file the Second Quarter Financial and Treasurer's Report for Fiscal Year 2017/2018.

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| <b>RESULT:</b>   | <b>APPROVED [UNANIMOUS]</b>                                                                                                                                 |
| <b>MOVER:</b>    | Barbara D. Kogerman, Council Member                                                                                                                         |
| <b>SECONDER:</b> | Mel Carruth, Mayor                                                                                                                                          |
| <b>AYES:</b>     | Mel Carruth, Mayor; Dore J. Gilbert, M.D, Mayor Pro Tempore; Janine Heft, Council Member; Barbara D. Kogerman, Council Member; Don Sedgwick, Council Member |

#### 4. PLANNING AGENCY

Mayor Carruth recessed the City Council meeting and, acting in the capacity of Chair, called the Regular Meeting of the Planning Agency of the City of Laguna Hills, California, to order at 7:23 p.m.

##### 4.1 ROLL CALL OF PLANNING AGENCY MEMBERS

| Attendee Name         | Title         | Status  | Arrived |
|-----------------------|---------------|---------|---------|
| Mel Carruth           | Chair         | Present |         |
| Dore J. Gilbert, M.D. | Vice Chair    | Present |         |
| Janine Heft           | Agency Member | Present |         |
| Barbara D. Kogerman   | Agency Member | Present |         |
| Don Sedgwick          | Agency Member | Present |         |

##### 4.2 PUBLIC COMMENTS

There were no Public Comments.

##### 4.3 APPROVAL OF MINUTES FOR FEBRUARY 13, 2018, REGULAR MEETING

###### 4.3.1 Approval of Minutes for February 13, 2018, Regular Meeting

**Recommendation:** That the Planning Agency approve the Minutes for the February 13, 2018, Regular Meeting.

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| <b>RESULT:</b>   | <b>APPROVED [UNANIMOUS]</b>                                                                                                                        |
| <b>MOVER:</b>    | Barbara D. Kogerman, Agency Member                                                                                                                 |
| <b>SECONDER:</b> | Janine Heft, Agency Member                                                                                                                         |
| <b>AYES:</b>     | Mel Carruth, Chair; Dore J. Gilbert, M.D., Vice Chair; Janine Heft, Agency Member; Barbara D. Kogerman, Agency Member; Don Sedgwick, Agency Member |

##### 4.4 ADMINISTRATIVE REPORTS

There were no Administrative Reports.

##### 4.5 PLANNING AGENCY PUBLIC HEARINGS

There were no Planning Agency Public Hearings.

#### PLANNING AGENCY ADJOURNMENT

Chair Carruth adjourned the Planning Agency and, acting in the capacity of Chair/Mayor, called the Joint Planning Agency/City Council meeting to order at 7:24 p.m.

### **JOINT PLANNING AGENCY / CITY COUNCIL MEETING**

#### **ROLL CALL OF JOINT PLANNING AGENCY / CITY COUNCIL MEETING**

| <b>Attendee Name</b>  | <b>Title</b>                 | <b>Status</b> | <b>Arrived</b> |
|-----------------------|------------------------------|---------------|----------------|
| Mel Carruth           | Chair/Mayor                  | Present       |                |
| Dore J. Gilbert, M.D. | Vice Chair/Mayor Pro Tempore | Present       |                |
| Janine Heft           | Agency/Council Member        | Present       |                |
| Barbara D. Kogerman   | Agency/Council Member        | Present       |                |
| Don Sedgwick          | Agency/Council Member        | Present       |                |

#### **PUBLIC COMMENTS**

There were no Public Comments.

#### **PUBLIC HEARING**

#### **A Request by Merlone Geier Management, LLC, for a One-Year Extension of Vesting Tentative Tract Map No. 18035 for the Property Located at 24155 Laguna Hills Mall**

David Chantarangsu, Community Development Director, reviewed the information provided in the Staff Report and responded to City Council requests for additional information.

**Recommendation:** That the City Council and Planning Agency: (1) Conduct a Joint Public Hearing, and (2) Adopt Resolution No. PA2018-02-27-1, A Joint Resolution of the City Council and Planning Agency of the City of Laguna Hills, California, approving a one-year extension of the life of Vesting Tentative Tract Map No. 18035, a request of Merlone Geier Management, LLC, and making certain findings in connection therewith.

Chair/Mayor Carruth opened the Public Hearing.

Stephen Logan, Vice President of Development for Merlone Geier Partners, spoke in favor of the recommendation and responded to Planning Agency/City Council requests for additional information.

Chair/Mayor Carruth closed the Public Hearing.

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|------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>RESULT:</b>   | <b>APPROVED [UNANIMOUS]</b>                                                                                                                                                                        |
| <b>MOVER:</b>    | Janine Heft, Agency/Council Member                                                                                                                                                                 |
| <b>SECONDER:</b> | Dore J. Gilbert, M.D., Vice Chair/Mayor Pro Tempore                                                                                                                                                |
| <b>AYES:</b>     | Mel Carruth, Chair/Mayor; Dore J. Gilbert, M.D., Vice Chair/Mayor Pro Tempore; Janine Heft, Agency/Council Member; Barbara D. Kogerman, Agency/Council Member; Don Sedgwick, Agency/Council Member |

## **JOINT PLANNING AGENCY / CITY COUNCIL MEETING ADJOURNMENT**

Chair/Mayor Carruth recessed the Joint Planning Agency/City Council Meeting and reconvened the City Council Meeting at 7:29 p.m.

### **5. CITY COUNCIL PUBLIC HEARINGS**

There were no City Council Public Hearings.

### **6. ADMINISTRATIVE REPORTS**

#### **6.1 City Manager**

##### **6.1.1 Deposit/Reimbursement Agreement with MGP Fund X Laguna Hills, LLC**

City Manager White reviewed the information provided in the Staff Report.

**Recommendation:** That the City Council approve the Deposit/Reimbursement Agreement with MGP Fund X Laguna Hills, LLC, and authorize the City Manager to execute the Agreement.

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|------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>RESULT:</b>   | <b>APPROVED [UNANIMOUS]</b>                                                                                                                                  |
| <b>MOVER:</b>    | Mel Carruth, Mayor                                                                                                                                           |
| <b>SECONDER:</b> | Janine Heft, Council Member                                                                                                                                  |
| <b>AYES:</b>     | Mel Carruth, Mayor; Dore J. Gilbert, M.D., Mayor Pro Tempore; Janine Heft, Council Member; Barbara D. Kogerman, Council Member; Don Sedgwick, Council Member |

### **6.1.2 Agreement with Kosmont & Associates, Inc. for Economic Development Advisory Services**

City Manager White reviewed the information provided in the Staff Report.

**Recommendation:** That the City Council:

(1) Waive competitive informal and formal bidding requirements and procedures set forth in the City of Laguna Hills Municipal Code (LHMC) Section 3-08.080 and Section 3-08.090 with regard to approval of the proposed Economic Development Advisory Services Agreement with Kosmont & Associates, Inc. as it is hereby found and determined, pursuant to LHMC Section 3-08.110(L.6) that the services retained are for economic development; and

(2) Approve an Agreement with Kosmont & Associates, Inc. and authorize the City Manager to execute the Agreement.

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| <b>RESULT:</b>   | <b>APPROVED [UNANIMOUS]</b>                                                                                                                                  |
| <b>MOVER:</b>    | Mel Carruth, Mayor                                                                                                                                           |
| <b>SECONDER:</b> | Barbara D. Kogerman, Council Member                                                                                                                          |
| <b>AYES:</b>     | Mel Carruth, Mayor; Dore J. Gilbert, M.D., Mayor Pro Tempore; Janine Heft, Council Member; Barbara D. Kogerman, Council Member; Don Sedgwick, Council Member |

### **6.1.3 General Government Department Reorganization**

City Manager White summarized the information provided in the Staff Report.

**Recommendation:** That the City Council adopt:

(1) Resolution No. 2018-02-27-2, A Resolution of the City Council of the City of Laguna Hills, California, Establishing Two New Job Classifications along with Salary Ranges and Benefits and Eliminating Two Job Classifications within the Bargaining Unit Covered by the Memorandum of Understanding with the Laguna Hills City Employees Association; and

- (2) Resolution No. 2018-02-27-3, A Resolution of the City Council of the City of Laguna Hills, California, Amending Resolution No. 2016-11-22-3 to Establish New Job Classifications along with Salary Ranges and Benefits.

|                  |                                                                                                                                                              |
|------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>RESULT:</b>   | <b>APPROVED [UNANIMOUS]</b>                                                                                                                                  |
| <b>MOVER:</b>    | Don Sedgwick, Council Member                                                                                                                                 |
| <b>SECONDER:</b> | Barbara D. Kogerman, Council Member                                                                                                                          |
| <b>AYES:</b>     | Mel Carruth, Mayor; Dore J. Gilbert, M.D., Mayor Pro Tempore; Janine Heft, Council Member; Barbara D. Kogerman, Council Member; Don Sedgwick, Council Member |

## 6.2 Deputy City Manager/Community Services

### 6.2.1 2018 Fourth of July Celebration Pre-Event Report and Fireworks Agreement

Deputy City Manager Reynolds reviewed the information provided in the Staff Report and responded to Council requests for additional information.

**Recommendation:** That the City Council: (1) Receive and file the 2018 Fourth of July Celebration pre-event report; (2) Approve the Fireworks Display Agreement between Fireworks and Stage FX America, LLC, and the City of Laguna Hills for the 2018 Fourth of July Fireworks Display; and (3) Authorize the Mayor to execute the Agreement.

|                  |                                                                                                                                                              |
|------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>RESULT:</b>   | <b>APPROVED [UNANIMOUS]</b>                                                                                                                                  |
| <b>MOVER:</b>    | Barbara D. Kogerman, Council Member                                                                                                                          |
| <b>SECONDER:</b> | Dore J. Gilbert, M.D., Mayor Pro Tempore                                                                                                                     |
| <b>AYES:</b>     | Mel Carruth, Mayor; Dore J. Gilbert, M.D., Mayor Pro Tempore; Janine Heft, Council Member; Barbara D. Kogerman, Council Member; Don Sedgwick, Council Member |

### 6.2.2 Community Services 2017 Year End Report

Community Services Superintendent Meehan reviewed the information provided in the Staff Report, provided a PowerPoint presentation, and responded to City Council requests for additional information.

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

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|------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>RESULT:</b>   | <b>APPROVED [UNANIMOUS]</b>                                                                                                                                  |
| <b>MOVER:</b>    | Mel Carruth, Mayor                                                                                                                                           |
| <b>SECONDER:</b> | Dore J. Gilbert, M.D., Mayor Pro Tempore                                                                                                                     |
| <b>AYES:</b>     | Mel Carruth, Mayor; Dore J. Gilbert, M.D., Mayor Pro Tempore; Janine Heft, Council Member; Barbara D. Kogerman, Council Member; Don Sedgwick, Council Member |

## **7. MATTERS AGENDIZED AND PRESENTED BY CITY COUNCIL MEMBERS**

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

## **8. CITY COUNCIL MEMBER COMMENTS**

### **Council Member Kogerman**

Council Member Kogerman reported that Los Angeles Mayor Eric Garcetti presented plans for the 2028 Olympics at the SCAG Regional Council meeting.

### **Mayor Carruth**

Mayor Carruth reported that the TCA is committed to identifying solutions to relieve the traffic congestion through South Orange County and provided a map depicting two proposals: a proposal to allow traffic to continue from Oso Parkway to Los Patrones Parkway, and a Toll Road on the I-5 from Basilone Road to the 73. Mayor Carruth also reported that she met with Laguna Hills High School Principal Bill Hinds and other Orange County representatives at a press conference organized by Mission Viejo Mayor Ed Sachs regarding school violence and safety issues. Mission Viejo Mayor Ed Sachs has launched a coalition to “Secure OC Schools” which will focus on safety issues in the classroom and combat school gun violence. The task force will meet again within 30-40 days to study how local agencies can uniformly pool resources to fill in potential gaps in campus safety.

### **Council Member Heft**

Council Member Heft reported that she attended, along with Mayor Carruth, the 10<sup>th</sup> Annual Orange County Fire Authority’s “Best and Bravest Awards Dinner” on Friday, February 23, 2018, and shared some of the stories of the recipients. Council Member Heft also attended the 32<sup>nd</sup> Annual Government Prayer Breakfast on Friday, February 23, 2018.

## **ADJOURNMENT**

There being no further business before the City Council at this session, Mayor Carruth declared the meeting adjourned at 7:56 p.m.

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Melissa Au-Yeung, City Clerk

ATTEST:

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Melody Carruth, Mayor

Approved at meeting of March 13, 2018.