
**CITY OF LAGUNA HILLS, CALIFORNIA
CITY COUNCIL/PLANNING AGENCY
REGULAR MEETING
MINUTES
FEBRUARY 11, 2014**

CLOSED SESSION - CONVENING AT 6:00 PM

CALL TO ORDER

ROLL CALL

Present: Mayor Blount, Mayor Pro Tempore Gilbert, Council Member Bressette and Council Member Carruth, and Council Member Kogerman (arrived late)

ANNOUNCEMENT OF CLOSED SESSION ITEMS

A. PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Pursuant to Government Code Section 54957(b)(1)
Public Employee Title: City Manager - Annual Performance Evaluation
(Continued)

PUBLIC COMMENT ON CLOSED SESSION ITEMS

There were no Public Comments.

ADJOURN TO CITY COUNCIL CONFERENCE ROOM

CONVENE INTO CLOSED SESSION

RECONVENE TO CITY COUNCIL CHAMBER

RECESS

GENERAL BUSINESS - RECONVENING AT 7:00 PM

CALL TO ORDER

Mayor Blount called the Regular Meeting of the City Council of the City of Laguna Hills, California, to order at 7:02 PM in the Laguna Hills City Council Chamber, 24035 El Toro Road, Laguna Hills, California.

PLEDGE OF ALLEGIANCE: Council Member Bressette

ROLL CALL OF CITY COUNCIL MEMBERS

Present: Mayor Blount, Mayor Pro Tempore Gilbert, Council Member Bressette, Council Member Carruth and Council Member Kogerman.

CLOSED SESSION REPORT

A. PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Mayor Blount stated that there was no reportable action taken in Closed Session.

1. PRESENTATIONS AND PROCLAMATIONS

1.1 PRESENTATION REGARDING TRAUMA INTERVENTION PROGRAM SERVICES TO THE COMMUNITY

THE CITY COUNCIL RECEIVED A PRESENTATION FROM WAYNE FORTIN, FOUNDER AND CEO, AND JANICE MORELAND AND SUSIE GIONVINAZZO, LAGUNA HILLS' RESIDENTS AND VOLUNTEERS, REGARDING TRAUMA INTERVENTION PROGRAM SERVICES TO THE COMMUNITY.

1.2 SPOTLIGHT ON LOCAL BUSINESS

THE CITY COUNCIL RECEIVED A PRESENTATION FROM SONIA TERWISKE, COMMUNITY AMBASSADOR FOR CALIFORNIA PIZZA KITCHEN, LAGUNA HILLS MALL.

1.3 PRESENTATION AND REQUEST FOR FINANCIAL SUPPORT FOR LAGUNA HILLS HIGH SCHOOL PTSA "EVERY FIFTEEN MINUTES" PROGRAM

THE CITY COUNCIL RECEIVED A PRESENTATION FROM LHHS PRINCIPAL BRIAN FERGUSON, ON BEHALF OF THE LHHS PTSA, REGARDING THE "EVERY FIFTEEN MINUTES" PROGRAM.

THE CITY COUNCIL DIRECTED STAFF TO PREPARE A RESOLUTION TO AUTHORIZE PUBLIC ASSISTANCE FUNDING IN THE AMOUNT OF \$2,500 AND BRING BACK TO THE CITY COUNCIL AT THE NEXT MEETING, BY M/COUNCIL MEMBER KOGERMAN, S/COUNCIL MEMBER BRESSETTE.

APPROVED BY A VOTE OF 5-0.

1.4 LAGUNA HILLS HIGH SCHOOL STUDENT LIAISON

MAYOR BLOUNTED PRESENTED LAGUNA HILLS HIGH SCHOOL STUDENT LIAISON GRANT JAFFE WITH A CERTIFICATE OF APPOINTMENT, AND THE CITY COUNCIL RECEIVED AN ORAL REPORT FROM GRANT JAFFE.

1.5 LAGUNA HILLS 3/5 MARINE SUPPORT COMMITTEE

THE CITY COUNCIL RECEIVED AN UPDATE FROM CHAIR KAREN ROBBINS ON THE 3/5 DARK HORSE COMMITTEE.

2. PUBLIC COMMENTS

REQUEST FOR PROCLAMATION

Doris Neel, representative for the non-profit organization *Better Vision for Children*, requested that the City issue a Proclamation to support the organization, which urges parents to screen their children to prevent childhood loss of vision and life.

TREE DONATION PROGRAM

Laura Dickson, Laguna Hills resident, requested that the City implement a Tree Donation Program for Laguna Hills City parks.

SOBER LIVING FACILITIES

Shar Marashi, Laguna Hills resident, addressed the City Council regarding a group home located in her Moulton Ranch neighborhood and the continuing nuisance activities occurring at this residence.

Huy Nguyen, Laguna Hills resident, addressed the City Council regarding the nuisance activities, such as secondhand smoke, marijuana use, and vulgar language occurring at this group home.

Anh Nguyen, Laguna Hills resident, spoke about the unhealthful secondhand smoke emanating from the group home.

3. CONSENT CALENDAR

**MOTION TO APPROVE THE CONSENT CALENDAR, WITH COUNCIL MEMBER KOGERMAN REMOVING ITEM NO. 3.6, BY M/COUNCIL MEMBER BRESSETTE, S/COUNCIL MEMBER CARRUTH.
APPROVED BY A VOTE OF 5-0.**

3.1 WAIVE READING IN FULL OF ALL ORDINANCES AND RESOLUTIONS ON THE AGENDA

THE CITY COUNCIL WAIVED READING IN FULL OF ALL ORDINANCES AND RESOLUTIONS ON THE AGENDA AND DECLARED THAT SAID TITLES WHICH APPEARED ON THE PUBLIC AGENDA SHALL BE DETERMINED TO HAVE BEEN READ BY TITLE AND FURTHER READING WAIVED.

3.2 APPROVAL OF MINUTES FOR JANUARY 28, 2014.

THE CITY COUNCIL APPROVED THE MINUTES OF THE JANUARY 28, 2014, REGULAR MEETING.

3.3 APPROVAL OF WARRANT REGISTER FOR PERIOD ENDING FEBRUARY 11, 2014

THE CITY COUNCIL APPROVED THE WARRANT REGISTER IN THE AMOUNT OF \$248,459.24.

3.4 SECOND QUARTER FINANCIAL AND TREASURER'S REPORT FOR FISCAL YEAR 2013/14

THE CITY COUNCIL RECEIVED AND FILED THE SECOND QUARTER FINANCIAL AND TREASURER'S REPORT FOR FISCAL YEAR 2013/14.

3.5 PERIODIC REVIEW OF DEVELOPMENT AGREEMENT NO. 12-11-2137 (ORDINANCE NO. 2012-4) BETWEEN THE CITY OF LAGUNA HILLS AND LAGUNA HILLS INVESTMENT COMPANY: OAKBROOK VILLAGE SHOPPING CENTER MIXED USE PROJECT

THE CITY COUNCIL: (1) RECEIVED AND FILED THE REPORT DEMONSTRATING THE PROPERTY OWNER'S GOOD FAITH COMPLIANCE WITH THE TERMS AND CONDITIONS OF THE DEVELOPMENT AGREEMENT; AND (2) FOUND AND DETERMINED THAT THE LAGUNA HILLS INVESTMENT COMPANY HAD COMPLIED IN GOOD FAITH WITH THE TERMS AND CONDITIONS OF THE DEVELOPMENT AGREEMENT FOR THE 12-MONTH PERIOD OF JANUARY 2013 TO JANUARY 2014.

3.7 ACCEPTANCE OF WORK AND NOTICE OF COMPLETION FOR COMMUNITY CENTER BUILDING REFURBISHMENT, CIP NO. 513A

THE CITY COUNCIL ACCEPTED THE COMMUNITY CENTER BUILDING REFURBISHMENT PROJECT, CIP NO. 513A, AS COMPLETE, AND AUTHORIZED THE FILING OF THE NOTICE OF COMPLETION AND RELEASE OF RETENTION IN 35 DAYS IF NO LIENS HAVE BEEN FILED.

ITEMS REMOVED FROM THE CONSENT CALENDAR**3.6 AWARD OF PROFESSIONAL SERVICES AGREEMENT TO HALL & FOREMAN, INC., FOR GEOGRAPHIC INFORMATION SYSTEM TECHNICAL SUPPORT CONSULTING SERVICES**

Council Member Kogerman removed this item from the Consent Calendar to inquire about the RFP process on this project.

THE CITY COUNCIL APPROVED THE PROFESSIONAL SERVICES AGREEMENT WITH HALL & FOREMAN, INC., FOR GEOGRAPHIC INFORMATION SYSTEM TECHNICAL SUPPORT CONSULTING SERVICES AND AUTHORIZED THE MAYOR TO EXECUTE THE AGREEMENT, BY M/COUNCIL MEMBER KOGERMAN, S/MAYOR PRO TEMPORE GILBERT. APPROVED BY A VOTE OF 5-0.

4. PLANNING AGENCY

Mayor Blount 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 8:08 PM.

4.1 ROLL CALL OF PLANNING AGENCY MEMBERS

Present: Chair Blount, Vice Chair Gilbert, Agency Member Bressette, Agency Member Carruth, and Agency Member Kogerman

4.2 PUBLIC COMMENTS

There were no Public Comments.

4.3 APPROVAL OF MINUTES FOR JANUARY 28, 2014

THE PLANNING AGENCY APPROVED THE MINUTES OF THE JANUARY 28, 2014, REGULAR MEETING, BY M/AGENCY MEMBER CARRUTH, S/AGENCY MEMBER KOGERMAN. APPROVED BY A VOTE OF 4-0-1 (VICE CHAIR GILBERT ABSTAINED).

4.4 PLANNING AGENCY PUBLIC HEARINGS

4.4.1 SITE DEVELOPMENT PERMIT, MASTER SIGN PROGRAM, AND VARIANCE NO. 11-13-2737, A REQUEST BY LYNN RICE ON BEHALF OF WILLIAM JORDAN ASSOCIATES TO AMEND THE MASTER SIGN PROGRAM FOR THE BUILDING LOCATED AT 23046 AVENIDA DE LA CARLOTA IN THE (MXU) MIXED USE ZONING DISTRICT

Mayor Blount opened the Public Hearing.

Lynn Rice, on behalf of William Jordan Associates, spoke in favor of amending the Master Sign Program and Variance No. 11-13-2737.

Mayor Blount closed the Public Hearing.

THE PLANNING AGENCY ADOPTED RESOLUTION NO. PA2014-02-11-1, A RESOLUTION OF THE PLANNING AGENCY OF THE CITY OF LAGUNA HILLS, CALIFORNIA, APPROVING SITE DEVELOPMENT PERMIT, MASTER SIGN PROGRAM, AND VARIANCE NO. 11-13-2737, A REQUEST BY LYNN RICE ON BEHALF OF WILLIAM JORDAN ASSOCIATES TO AMEND THE MASTER SIGN

**PROGRAM FOR THE BUILDING LOCATED AT 23046 AVENIDA DE LA CARLOTA IN THE (MXU) MIXED USE ZONING DISTRICT, BY M/AGENCY MEMBER CARRUTH, S/AGENCY MEMBER BRESSETTE.
APPROVED BY A VOTE OF 5-0.**

- 4.4.2 ADOPTION OF A RESOLUTION AMENDING RESOLUTION NO. PA2012-11-13-1 TO MODIFY CERTAIN CONDITIONS OF APPROVAL RELATED TO SITE DEVELOPMENT PERMIT/MASTER SIGN PROGRAM/CONDITIONAL USE PERMIT/PARKING USE PERMIT/VESTING TENTATIVE TRACT MAP/PRECISE PLAN/DEVELOPMENT AGREEMENT NO. 12-11-2137 RELATED TO THE EARLY ISSUANCE OF BUILDING PERMITS AND OTHER PROJECT SEQUENCING MATTERS, A REQUEST BY LAGUNA HILLS INVESTMENT COMPANY FOR THE OAKBROOK VILLAGE SHOPPING CENTER LOCATED AT 24231-24391 AVENIDA DE LA CARLOTA.

Mayor Blount opening the Public Hearing, and upon seeing no one rise, closed the Public Hearing.

**THE PLANNING AGENCY ADOPTED RESOLUTION NO. PA2014-02-11-2, A RESOLUTION OF THE PLANNING AGENCY OF THE CITY OF LAGUNA HILLS, CALIFORNIA, APPROVING MODIFICATIONS TO CERTAIN CONDITIONS OF APPROVAL RELATED TO SITE DEVELOPMENT PERMIT/MASTER SIGN PROGRAM/CONDITIONAL USE PERMIT/ PARKING USE PERMIT/VESTING TENTATIVE TRACT MAP/PRECISE PLAN/ DEVELOPMENT AGREEMENT NO. 12-11-2137 RELATED TO THE EARLY ISSUANCE OF BUILDING PERMITS AND OTHER PROJECT SEQUENCING MATTERS, A REQUEST BY LAGUNA HILLS INVESTMENT COMPANY FOR THE OAKBROOK VILLAGE SHOPPING CENTER LOCATED AT 24231-24391 AVENIDA DE LA CARLOTA, BY M/AGENCY MEMBER KOGERMAN, S/AGENCY MEMBER CARRUTH.
APPROVED BY A VOTE OF 5-0.**

PLANNING AGENCY ADJOURNMENT

PUBLIC IMPROVEMENT CORPORATION

Mayor Blount convened the Public Improvement Corporation at 8:25 PM. Mayor Blount reconvened the City Council meeting at 8:27 PM. All Council Members were present.

5. CITY COUNCIL PUBLIC HEARINGS

There were no City Council Public Hearings.

6. ADMINISTRATIVE REPORTS

6.1 City Manager

City Manager Channing introduced the new Chief of Police Services for Laguna Hills, Lieutenant Roland Chacon, a 27-year veteran of the Orange County Sheriff's Department.

6.2 Assistant City Manager

6.2.1 DISSOLUTION OF THE CIVIC CENTER MANAGEMENT COMMITTEE

THE CITY COUNCIL ADOPTED RESOLUTION NO. 2014-02-11-1, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAGUNA HILLS, CALIFORNIA, DISSOLVING THE CIVIC CENTER MANAGEMENT COMMITTEE AND RESCINDING RESOLUTION NOS. 2005-11-22-7, 2007-03-13-1, 2011-02-08-3, AND 2013-06-25-1, BY M/COUNCIL MEMBER CARRUTH, S/COUNCIL MEMBER KOGERMAN.

APPROVED BY A VOTE OF 4-1 (COUNCIL MEMBER BRESSETTE VOTING NO.)

6.3 Deputy City Manager/Community Services

6.3.1 ONE-YEAR EXTENSION OF THE JOINT RECREATION MAINTENANCE AND OPERATION AGREEMENT WITH THE SADDLEBACK VALLEY UNIFIED SCHOOL DISTRICT FOR USE OF THE UPPER HIGH SCHOOL FIELD AND AN ARTIFICIAL TURF FIELD FOR THE UPPER HIGH SCHOOL FIELD

Brian Ferguson, Laguna Hills High School Principal, spoke in favor of the City and the District continuing to work together for mutual benefit.

THE CITY COUNCIL AUTHORIZED THE CITY MANAGER TO EXTEND THE JOINT RECREATION MAINTENANCE AND OPERATION AGREEMENT WITH THE SADDLEBACK VALLEY UNIFIED SCHOOL DISTRICT FOR ONE YEAR, BY M/COUNCIL MEMBER CARRUTH, S/COUNCIL MEMBER BRESSETTE.

APPROVED BY A VOTE OF 5-0.

DIRECTED STAFF TO CONTINUE IN CONVERSATIONS WITH SADDLEBACK VALLEY UNIFIED SCHOOL DISTRICT ABOUT AN ARTIFICIAL TURF FIELD RENOVATION PROJECT FOR THE LAGUNA HILLS HIGH SCHOOL UPPER FIELD, BY M/MAYOR PRO TEMPORE GILBERT, S/COUNCIL MEMBER KOGERMAN.

APPROVED BY A VOTE OF 4-1 (COUNCIL MEMBER CARRUTH VOTING NO.)

7. MATTERS AGENDIZED AND PRESENTED BY CITY COUNCIL MEMBERS AND MAYOR

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

8. CITY COUNCIL MEMBER COMMENTS**COUNCIL MEMBER KOGERMAN**

Council Member Kogerman indicated she was aware of the issues presently occurring in Costa Mesa and Newport Beach regarding group home nuisances. She was interested in looking at other City's techniques in dealing with group home nuisances.

City Attorney Simonian suggested he would (1) investigate the issue and prepare a brief memo to the City Council as it applies to the Fair Housing Act Amendment and Sober Living Homes; and (2) through Community Development Department and Code Enforcement, that the issue be thoroughly investigated; and (3) monitor what was occurring in Costa Mesa and report back to the City Manager.

IT WAS THE CONSENSUS OF THE CITY COUNCIL TO DIRECT THE CITY ATTORNEY TO BRING BACK A REPORT TO REVIEW THE CITY'S SMOKING ORDINANCE, TO INCLUDE ELECTRONIC CIGARETTES, WHICH WOULD INCLUDE RESEARCHING TRENDS AND SHARING SAMPLE ORDINANCES FROM OTHER CITIES.

COUNCIL MEMBER CARRUTH

Council Member Carruth had concerns about increased pedestrian activity at Appaloosa Place and La Paz Road.

Council Member Carruth was interested in receiving more information on the Quimby Act as it might apply to potential funding of Sheep Hills Park improvements and artificial turf at the high school's upper field.

COUNCIL MEMBER BRESSETTE

Council Member Bressette indicated with regard to the Tree Donation Program that was brought up under Public Comments, he would like this issue to be brought back to the City Council for further consideration.

IT WAS THE CONSENSUS OF THE CITY COUNCIL TO DIRECT STAFF TO BRING BACK A REPORT ON THIS ISSUE.

ADJOURNMENT

There being no further business before the City Council at this session, Mayor Blount declared the meeting adjourned at 9:50 PM.

PEGGY J. JOHNS, CITY CLERK

ATTEST:

ANDREW BLOUNT, MAYOR

APPROVED AT MEETING OF FEBRUARY 25, 2014.