
**CITY OF LAGUNA HILLS, CALIFORNIA
CITY COUNCIL REGULAR MEETING
MINUTES
FEBRUARY 10, 2009**

CALL TO ORDER

Mayor Lautenschleger called the Regular Meeting of the City Council of the City of Laguna Hills, California, to order at 7:00 p.m. in the Laguna Hills City Council Chamber, 24035 El Toro Road, Laguna Hills.

PLEDGE OF ALLEGIANCE

Mayor Pro Tempore Bressette led the Pledge of Allegiance.

ROLL CALL

Present: Joel Lautenschleger, Mayor
 Randal Bressette, Mayor Pro Tempore
 Melody Carruth, Council Member
 Craig Scott, Council Member
 L. Allan Songstad, Jr., Council Member

STAFF PRESENT: Bruce Channing, City Manager; Donald White, Assistant City Manager; Peggy Johns, City Clerk; Greg Simonian, City Attorney; Ken Rosenfield, Public Services Director/City Engineer; Vern Jones, Community Development Director; Steve Doan, Chief of Police Services; David Reynolds, Deputy City Manager; Roger James, Battalion Chief, Orange County Fire Authority; Melissa Au-Yeung, Management Analyst; Art Piñon, Planner; and Sandi Mogan, Deputy City Clerk.

1. PRESENTATIONS AND PROCLAMATIONS

There were no Presentations and Proclamations.

2. PUBLIC COMMENTS

2.1 LAGUNA HILLS HIGH SCHOOL STUDENT LIAISON (0930-40)

This item was considered later in the meeting.

3. MINUTES

3.1 REGULAR MEETING, JANUARY 27, 2009 (0410-50)

IT WAS MOVED BY MAYOR PRO TEMPORE BRESSETTE, SECONDED BY COUNCILWOMAN CARRUTH, TO APPROVE THE MINUTES OF THE JANUARY 27, 2009, REGULAR MEETING, AS PRESENTED.

The motion carried by the following vote:

AYES:	Council Members Carruth, Scott, Songstad, Mayor Pro Tempore Bressette, and Mayor Lautenschleger
NOES:	None
ABSENT:	None

4. CONSENT CALENDAR

Mayor Lautenschleger removed Item No. 4.3 from the Consent Calendar.

IT WAS MOVED BY MAYOR PRO TEMPORE BRESSETTE, SECONDED BY COUNCILMAN SONGSTAD, THAT THE RECOMMENDATIONS BE ACCEPTED FOR THE FOLLOWING ITEMS LISTED ON THE CONSENT CALENDAR, WITH THE EXCEPTION OF ITEM NO. 4.3.

The motion carried by the following vote:

AYES:	Council Members Carruth, Scott, Songstad, Mayor Pro Tempore Bressette, and Mayor Lautenschleger
NOES:	None
ABSENT:	None

4.1 MOTION TO APPROVE THE READING BY TITLE OF ALL ORDINANCES AND RESOLUTIONS, SAID TITLES, WHICH APPEAR ON THE PUBLIC AGENDA, SHALL BE DETERMINED TO HAVE BEEN READ BY TITLE AND FURTHER READING WAIVED

WAIVED READING OF ORDINANCES AND RESOLUTIONS.

4.2 APPROVAL OF WARRANT REGISTER FOR PERIOD ENDED FEBRUARY 10, 2009 (0300-30)

Written report from the Administrative Services Department indicated that, in accordance with Government Code Section 37202, the Assistant City Manager certified to the accuracy of the Warrant Register and to the availability of funds for payment thereof.

APPROVED THE WARRANT REGISTER IN THE AMOUNT
OF \$194,953.91.

4.4 PROGRESS PAYMENT NO. 3 FOR OSO PARKWAY LANDSCAPE PROJECTS, NORTH SIDE CIP NO. 603 / SOUTH SIDE CIP NO. 604 (0400-10)

Written report from the Public Services Department indicated that work on the Oso Parkway Landscape Projects, North Side CIP No. 603 / South Side CIP No. 604, was being performed by Marina Landscape, Inc., and began on October 13, 2008. Work performed in December included irrigation and fence installation. The contractor had submitted the third progress payment request for approval which was within the Capital Improvement Program Budget.

APPROVED PROGRESS PAYMENT NO. 3, IN THE NET
AMOUNT OF \$23,364.00, TO MARINA LANDSCAPE, INC.,
FOR OSO PARKWAY LANDSCAPE PROJECTS, NORTH
SIDE CIP NO. 603 / SOUTH SIDE CIP NO. 604.

4.5 COMPLETION OF THE ALISO HILLS DRIVE SOUTH SLOPE RENOVATION PROJECT, CIP NO. 316 (0400-10)

Written report from the Public Services Department indicated that in accordance with City Council authorization, on October 28, 2008, the Contractor for the subject project was terminated and City contracted forces proceeded to complete all final construction and punch list corrective work associated with the project. The improvements were now complete and City Council authorized the recordation of the Notice of Completion. There were five active Stop Notices on this project and one active litigation associated with a Stop Notice claimant. Staff collected all of the City's costs for completion of the work and determined the final estimate of liquidated damages owed for the project. This information would be conveyed to the Surety in an effort to settle all City claims on this project. The City Council would be apprised of progress on these claims at a future meeting. The ten percent (10%) retention being held by the City would be retained until a financial settlement was concluded.

ACCEPTED THE ALISO HILLS DRIVE SOUTH SLOPE RENOVATION PROJECT, CIP NO. 316, AS COMPLETED AND AUTHORIZED THE RECORDATION OF THE NOTICE OF COMPLETION.

ITEMS REMOVED FROM THE CONSENT CALENDAR

4.3 REMOVAL OF OVERNIGHT PARKING RESTRICTION ON THE WESTERLY SIDE OF INDIAN HILL LANE BETWEEN THE BELLA TIERRA COMMUNITY ASSOCIATION ENTRANCE AND SHEEP HILLS PARK (0860-50)

Mayor Lautenschleger pulled this item from the Consent Calendar to discuss noticing of residents regarding this parking change.

Jim Bresnen, Laguna Hills resident on Indian Hill Lane, spoke in support of the removal of the parking restriction and indicated that his Homeowner's Association was also in favor.

Public Services Director Rosenfield indicated the residents of Indian Hill Lane were notified via their Homeowner's Association initially before the November Traffic Commission meeting, and explained the miscommunication regarding the mailed notices to a few of the residents. However, separate notices were not sent again to the Homeowners' Associations reminding them of tonight's meeting. If it was the City Council's desire to continue the matter, staff would be happy to re-notify the residents.

John Felder, Laguna Hills' resident, and member of the Board of Directors for the Indian Creek Homeowner's Association, had been aware of the parking issues that had occurred throughout the years. When the amendment was made to prohibit parking from midnight to 6 am, it had been very helpful. The Board had been made aware of this issue just last night by their community manager at their board meeting and would appreciate the City Council taking that into consideration. Mr. Felder did not believe that residents in his community had been made aware of this issue. Parked cars on this particular street had caused a dangerous condition for vehicles exiting Indian Creek onto Indian Hill or Owl Hill, due to speeds of vehicles, even with the parking that was presently occurring on the right side of the street. He indicated that safety was a big issue, as well as speeding, vandalism, alcohol, trash, and people loitering on their way to Sheep Hills Park. He believed that notifying the members of his Association would be beneficial in giving them the opportunity to express their opinions, as it would affect those people living on Carriage Hill Lane.

IT WAS MOVED BY MAYOR LAUTENSCHLEGER, SECONDED BY MAYOR PRO TEMPORE BRESSETTE, TO CONTINUE THIS ITEM TO THE FEBRUARY 24, 2009, CITY COUNCIL MEETING.

The motion carried by the following vote:

AYES: Council Members Carruth, Scott, Songstad, Mayor Pro
Tempore Bressette, and Mayor Lautenschleger
NOES: None
ABSENT: None

2. PUBLIC COMMENTS CONTINUED

2.1 LAGUNA HILLS HIGH SCHOOL STUDENT LIAISON (0930-40)

The City Council received an oral report from Laguna Hills High School Student Liaison Lauren Buys.

5. PLANNING AGENCY

Mayor Lautenschleger recessed the City Council meeting to the Planning Agency meeting at 7:18 p.m. and from there to the Public Improvement Corporation meeting. Mayor Lautenschleger reconvened the City Council at 8:30 p.m. All Council Members were present.

6. ADMINISTRATIVE REPORTS

6.1 City Manager

The City Manager made no reports.

7. OTHER BUSINESS

There was no Other Business.

8. MATTERS PRESENTED BY MAYOR AND COUNCIL MEMBERS

8.1 Mayor Pro Tempore Bressette

A. CLOSING OF GUANTANAMO BAY DETENTION CAMP (0480-55)

Mayor Pro Tempore Bressette indicated that the City Council received a copy of a letter that he sent to Congressman Campbell regarding the potential relocation of terrorists from Guantanamo Bay to Camp Pendleton. Unfortunately, Congressman Campbell was in the hospital and would be out of the office for a few weeks. Congressman

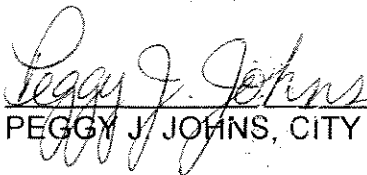
Campbell's Chief of Staff had called Mayor Pro Tempore Bressette and indicated that the Congressman was very interested in the issue, and as soon as Mayor Pro Tempore Bressette received a reply, he would forward that response to the City Council.

9. CLOSED SESSION

There was no Closed Session.

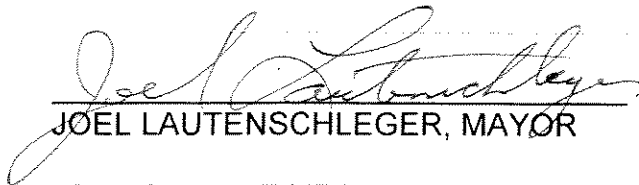
ADJOURNMENT

There being no further business before the City Council at this session, Mayor Lautenschleger declared the meeting adjourned at 8:33 p.m.



PEGGY J. JOHNS, CITY CLERK

ATTEST:



JOEL LAUTENSCHLEGER, MAYOR

APPROVED AT MEETING OF FEBRUARY 24, 2009.