



CITY OF LAGUNA HILLS CITY COUNCIL/PLANNING AGENCY

REGULAR MEETING AGENDA Tuesday, December 14, 2021 – 7:00 PM (Closed Session at 6:00 PM when scheduled)

Erica Pezold, Mayor

**Don Sedgwick, Mayor Pro Tempore
Janine Heft, Council Member**

**Don Caskey, Council Member
Dave Wheeler, Council Member**

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

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. The completed form is to be submitted to the City Clerk prior to an individual being heard by the City Council/Planning Agency. Completion of the form is voluntary. All persons may attend the meeting regardless of whether this form is completed. Members of the public wishing to address the City Council can do so during the Public Comments portion of the Agenda with a time limitation of 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: While you may attend this meeting in person, 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 December 14, 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.

Announcement of Electronic 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 December 14, 2021. 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, Twitter, etc.) will not be accepted. The email comments, including your name, will become part of the record of the City Council meeting and will be public information.

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CLOSED SESSION - CONVENING AT 6:00 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.

ROLL CALL OF CITY COUNCIL MEMBERS**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 COMMENT ON CLOSED SESSION ITEM(S)**ADJOURN TO CITY COUNCIL CONFERENCE ROOM OR COUNCIL CHAMBER****CONVENE INTO CLOSED SESSION**

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

RECONVENE TO CITY COUNCIL CHAMBER**RECESS**



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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: Pastor Greg Munck of Crossline Community Church

PLEDGE OF ALLEGIANCE: Mayor Pro Tempore Sedgwick

ROLL CALL OF CITY COUNCIL MEMBERS/PLANNING AGENCY MEMBERS

CLOSED SESSION REPORT

CITY COUNCIL REORGANIZATION

REMARKS OF OUTGOING MAYOR

ELECTION OF MAYOR

Recommendation: That the City Council nominate and elect a Mayor.

**RECOGNITION OF OUTGOING MAYOR AND RESOLUTION OF COMMENDATION,
ERICA PEZOLD, MAYOR**

Resolution of Commendation, Erica Pezold, Mayor

Recommendation: That the City Council adopt a Resolution entitled: "A Resolution of the City Council of the City of Laguna Hills, California, commending Erica Pezold as Mayor" and that the City Council present the Resolution and a plaque to Erica Pezold recognizing her service to the City.

REMARKS REGARDING MAYOR PEZOLD'S SERVICE TO THE CITY

REMARKS OF NEWLY ELECTED MAYOR

ELECTION OF MAYOR PRO TEMPORE

Recommendation: That the City Council nominate and elect a Mayor Pro Tempore.

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 2021 Fall Student Liaison Grant Dettmann.

1.2. City's Thirtieth Anniversary**1.2.1 Resolution Recognizing the City's Thirtieth Anniversary**

Recommendation: That the City Council adopt a Resolution entitled: "A Resolution of the City Council of the City of Laguna Hills, California, recognizing the Thirtieth Anniversary of the City of Laguna Hills.

1.2.2 Presentations Recognizing the City's Thirtieth Anniversary

Recommendation: That the City Council receive presentations from the offices of U.S. Representative Katie Porter, State Senator Pat Bates, State Assemblywoman Laurie Davies, and Supervisor Lisa Bartlett recognizing the City's Thirtieth Anniversary.

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

Recommendation: That the Interim City Manager announce the upcoming City events for the months of January and December 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 November 23, 2021, Regular Meeting

Recommendation: That the City Council/Planning Agency approve the Minutes for the November 23, 2021, Regular Meeting.

4.3 Approval of Minutes for November 30, 2021, Special Meeting

Recommendation: That the City Council approve the Minutes for the November 30, 2021, Special Meeting.

4.4 Ratification of December 14, 2021, Warrant Register

Recommendation: That the City Council ratify the accompanying Warrant Register for the period from November 13, 2021, to December 2, 2021, in the amount of \$1,197,082.58.

4.5 Meeting Cancellation and Continuance of Hearing/Meeting Regarding the Proposed Village at Laguna Hills Project and Proposed Development Agreement (Case No. USE-0010-2019), a Request by MGP Fund X Laguna Hills, LLC to Modify the Previously Approved Five Lagunas Project to Continue to Redevelop the Former Laguna Hills Mall Site Located at 24155 Laguna Hills Mall, Including Adoption of the Fifth Addendum to the City of Laguna Hills General Plan Program Environmental Impact Report as Previously Addended (State Clearinghouse No. 20080811100) and Approval of Site Development Permit, Master Sign Program, Conditional Use Permits, Parking Use Permit, Vesting Tentative Tract Map, Precise Plan and Development Agreement

Recommendation: That the City Council/Planning Agency: 1) Cancel and continue the continued hearing/meeting regarding the proposed The Village at Laguna Hills Project, previously scheduled for December 14, 2021, to a Joint Meeting of the City Council/Planning Agency at the Regular Meeting of the City Council scheduled for February 8, 2022, at 7:00 p.m. (or as soon thereafter as possible), in the City Council Chamber, or at such earlier time and date as may be

determined appropriate by the Interim City Manager; and 2) Direct the City Clerk to provide notice of the continued hearing/meeting as required by law.

4.6 Progress Payment No. 1 for Laguna Hills Civic Center Suite 160 Tenant & Site Improvements

Recommendation: That the City Council approve Progress Payment No. 1, in the net amount of \$101,222.50, to SD Design Construction Corporation, for Laguna Hills Civic Center Suite 160 Tenant & Site Improvements.

4.7 Progress Payment No. 3 for Citywide Pavement Rehabilitation, CIP No. 101-L & Ridge Route Drive Pavement Resurfacing, CIP No. 188

Recommendation: That the City Council approve Progress Payment No. 3, in the net amount of \$576,727.66, to Petrochem Materials Innovation, LLC, for Citywide Pavement Rehabilitation, CIP No. 101-L & Ridge Route Drive Pavement Resurfacing, CIP No. 188.

4.8 M2 Expenditure Report to the Orange County Transportation Authority for the Fiscal Year Ended June 30, 2021

Recommendation: That the City Council: 1) Approve the M2 Expenditure Report for the Fiscal Year ended June 30, 2021, for submittal to the Orange County Transportation Authority; and 2) Adopt a Resolution entitled: "A Resolution of the City Council of the City of Laguna Hills, California, concerning the Measure M2 (M2) Expenditure Report for the City of Laguna Hills for the Fiscal Year ended June 30, 2021."

4.9 Annual Review of Investment & Portfolio Policies and Delegation of Investment Authority to the City Treasurer

Recommendation: That the City Council adopt a Resolution entitled: "A Resolution of the City Council of the City of Laguna Hills, California, delegating investment authority to the City Treasurer and approving a policy for the investment of surplus City funds and rescinding Resolution No. 2020-11-24-1."

4.10 Fiscal Year 2020-2021 Development Impact Fees Annual Report

Recommendation: That the City Council approve the Fiscal Year 2020-2021 Development Impact Fees Annual Report pursuant to California Government Code Section 66006.

4.11 2022 City Council Meeting Calendar

Recommendation: That the City Council adopt the proposed 2022 City Council Meeting Calendar

4.12 Affirmation of Appointments List for City Boards, Commissions, and Committees

Recommendation: That the City Council affirm the Local Appointments List and direct that it be posted on the City's web site, at City Hall and in the Laguna Hills Branch Technology Library in accordance with Government Code Section 54972, the Maddy Act.

4.13 Resolutions in Support of Funding Projects in the Federal Transportation Improvement Program Including the 2021 Pavement Management Relief Funding Program

Recommendation: That the City Council adopt three Resolutions entitled:

- 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 2020/2021 - 2025/2026 Transportation Improvement Program and affirms its commitment to implement all said projects";
- 2) "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 2021/2022 - 2026/2027 Transportation Improvement Program and affirms its commitment to implement all said projects"; and
- 3) "A Resolution of the City Council of the City of Laguna Hills, California which certifies that the City Council has authorized the Project List submittal for Coronavirus Response and Relief Supplemental Appropriations Act of 2021 (CRRSAA) Funding through the Orange County Transportation Authority 2021 Pavement Management Relief Funding Program."

ITEMS REMOVED FROM THE CONSENT CALENDAR**5. PLANNING AGENCY**

There are no separate Planning Agency Business Items for this meeting.

6. CITY COUNCIL PUBLIC HEARINGS**7. ADMINISTRATIVE REPORTS****7.1. City Manager****7.1.1 Lighting Option for LH on the Hill**

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

7.1.2 2021 City Manager's Year End Report

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

7.1.3 Proposed Resolution Proclaiming the Termination of the Local Emergency Declared in Response to the Novel COVID-19 Pandemic

Recommendation: That the City Council adopt a Resolution entitled: "A Resolution of the City Council of the City of the City of Laguna Hills, California, proclaiming the termination of the Local Emergency declared in response to the Novel COVID-19 Pandemic."

7.1.4 Procedures for Implementing Provisions of Assembly Bill 361 Allowing for Virtual City Council Meetings

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

7.2. Deputy City Manager/City Clerk**7.2.1 City Council "Other Agencies" Appointed Representatives**

Recommendation: That the City Council take the following actions:

(1) Review the City of Laguna Hills City Council "Other Agencies" Appointed Representatives List, provide directions to Staff regarding any necessary changes for appointments to the list, and by motion, approve the City Council "Other Agencies" Appointed Representatives List, as revised by the City Council; and

(2) If any changes are desired to the Representative to the Orange County Fire Authority's Board of Directors, adopt a Resolution entitled: "A Resolution of the City Council of the City of Laguna Hills, California designating and appointing its Representative to the Orange County Fire Authority's Board of Directors;" and

(3) Approve and direct the City Clerk to prepare and post an updated FPPC Disclosure Form 806 to reflect all paid appointments to “Other Agencies” boards, committees, and/or commissions in accordance with state law.

7.2.2 Celebration of City's Thirtieth Anniversary Ad Hoc Committee Status Update

Recommendation: That the City Council receive an Ad Hoc Committee update from Mayor Pezold and Council Member Heft.

7.3. Finance Director

7.3.1 Annual Comprehensive Financial Report (ACFR) for the Fiscal Year Ended June 30, 2021

Recommendation: That the City Council receive and file the Annual Comprehensive Financial Report (ACFR) for the Fiscal Year ended June 30, 2021, together with the audit letters.

8. MATTERS AGENDIZED AND PRESENTED BY CITY COUNCIL MEMBERS

9. CITY COUNCIL MEMBER COMMITTEE REPORTS

9.1. COMMITTEE ASSIGNMENT REPORTS

Recommendation: That the City Council receive oral reports on the following City Council Committee Assignments:

1. South OC Watershed Management Area Executive Committee (Council Member Wheeler) - December 2, 2021 Meeting.
2. San Joaquin Hills Transportation Corridor Agency Board of Directors (Council Member Heft) - December 9, 2021 Meeting.

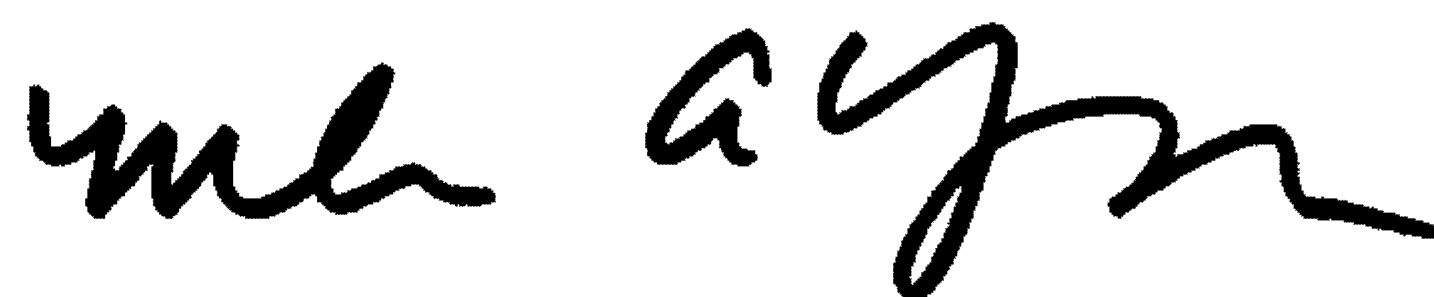
10. CITY COUNCIL MEMBER COMMENTS

ADJOURNMENT

The next Regular Meeting of the City Council/Planning Agency will be January 11, 2022, 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 December 10, 2021, at 5:00 pm.



City Clerk

December 9, 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.