CITY OF LAGUNA HILLS
CITY COUNCIL/PLANNING AGENCY

REGULAR MEETING
MINUTES
Tuesday, December 13, 2016

GENERAL BUSINESS- CONVENING AT 7:00 P.M.

CALL TO ORDER

The meeting was called to order at 7:01 p.m. by Mayor Barbara D. Kogerman.

PLEDGE OF ALLEGIANCE: COUNCIL MEMBER BLOUNT

ROLL CALL OF CITY COUNCIL MEMBERS

Attendee Name	Title	Status	Arrived
Barbara D. Kogerman	Mayor	Present	
Don Sedgwick	Mayor Pro Tempore	Present	
Andrew Blount	Council Member	Present	
Melody Carruth	Council Member	Present	
Dore J. Gilbert, M.D.	Council Member	Present	

CITY COUNCIL REORGANIZATION

CERTIFICATION OF THE GENERAL MUNICIPAL ELECTION HELD ON NOVEMBER 8, 2016

Recommendation: That the City Council: (1) Receive and file the Certificate of Results for the General Municipal Election held on Tuesday, November 8, 2016; and (2) Adopt Resolution No. 2016-12-13-1, A Resolution of the City Council of the City of Laguna Hills, California, reciting the fact of the General Municipal Election held on Tuesday, November 8, 2016, declaring the results and such other matters as provided by law.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Andrew Blount, Council Member
SECONDER:	Dore J. Gilbert, M.D., Council Member
AYES:	Barbara D. Kogerman, Mayor; Don Sedgwick, Mayor Pro Tempore; Andrew Blount, Council Member; Melody Carruth, Council Member; Dore J. Gilbert, M.D., Council Member

RECOGNITION OF OUTGOING COUNCIL MEMBER

Recommendation: That the City Council adopt Resolution No. 2016-12-13-2, A Resolution of the City Council of the City of Laguna Hills, California, recognizing the service of Council Member Andrew Blount, and that the City Council present a Resolution of Commendation to Andrew Blount.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Dore J. Gilbert, M.D., Council Member
SECONDER:	Melody Carruth, Council Member
AYES:	Barbara D. Kogerman, Mayor; Don Sedgwick, Mayor Pro Tempore; Andrew Blount, Council Member; Melody Carruth, Council Member; Dore J. Gilbert, M.D., Council Member

The City Council presented a Resolution and City tile to Council Member Andrew Blount recognizing his service to the City. Council Member Blount was also recognized by Sergio Prince, Community Relations Advisor, Supervisor Lisa Bartlett's office; Assembly Member William P. Brough, on behalf of himself and Senator Patricia Bates; and Hannah Hess, District Representative, Congresswoman Mimi Walters' office.

Council Member Blount expressed his appreciation to each Council Member and members of the staff, and stated that it has been an honor to serve on the City Council.

OATH OF OFFICE FOR NEW COUNCIL MEMBER

State Senator John Moorlach administered the Oath of Office to incoming Council Member Janine Heft. Mayor Pro Tempore Sedgwick administered the Oath of Office to Council Member Dore J. Gilbert, M.D.

Mayor Kogerman took Item No. 1.2 out of order on the Agenda.

1. PRESENTATIONS AND PROCLAMATIONS

1.2 Presentation Provided by State Assembly Member William P. Brough Regarding an Update on the State Legislature

The City Council received an update from State Assembly Member William P. Brough regarding the State Legislature.

REMARKS OF OUTGOING MAYOR

Outgoing Mayor Kogerman remarked that it was an honor to serve as Mayor of the City of Laguna Hills and reviewed the City's major accomplishments of 2016.

ELECTION OF MAYOR

The City Council nominated and elected Don Sedgwick as Mayor.

RECOGNITION OF OUTGOING MAYOR

RESOLUTION OF COMMENDATION, BARBARA D. KOGERMAN, MAYOR

Recommendation: That the City Council adopt Resolution No. 2016-12-13-3, A Resolution of the City Council of the City of Laguna Hills, California, commending Barbara D. Kogerman as Mayor.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Melody Carruth, Council Member
SECONDER:	Dore J. Gilbert, M.D., Council Member
AYES:	Don Sedgwick, Mayor; Melody Carruth, Council Member; Dore J. Gilbert, M.D., Council Member; Janine Heft, Council Member; Barbara D. Kogerman, Council Member

Mayor Sedgwick presented a Resolution and plaque to Barbara D. Kogerman recognizing her service to the City as Mayor of the City of Laguna Hills. Assembly Member William P. Brough also recognized Council Member Kogerman for her service as Mayor.

REMARKS OF COUNCIL MEMBERS REGARDING MAYOR KOGERMAN'S SERVICE TO THE CITY

The Council Members expressed their appreciation to outgoing Mayor Kogerman for her service to the City.

REMARKS OF NEWLY ELECTED MAYOR

ELECTION OF MAYOR PRO TEMPORE

The City Council nominated and elected Melody Carruth as Mayor Pro Tempore.

RECESS AND RECONVENE

Mayor Sedgwick recessed the meeting at 8:19 p.m. and reconvened the meeting at 8:40 p.m.

ROLL CALL OF CITY COUNCIL MEMBERS

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

CLOSED SESSION REPORT

There was no Closed Session Report.

1. PRESENTATIONS AND PROCLAMATIONS

1.1 Laguna Hills High School Liaison

Recommendation: That the City Council receive an oral report from Laguna Hills High School Student Liaison Jennifer Bommarito.

1.3 Presentation of Proclamation for City's Twenty-Fifth Anniversary

Recommendation: The City Council received a presentation from Rhonda Reardon, District Representative, Office of Senator Patricia Bates, and Hannah Hess, District Representative, Office of Congresswoman Mimi Walters, recognizing the City's Twenty-Fifth Anniversary.

2. PUBLIC COMMENTS

Team Dark Horse Update

Evan Gost, Team Dark Horse representative, provided a brief update on the 3/5 Team Dark Horse Committee.

3. CONSENT CALENDAR

Motion to approve the Consent Calendar, with Mayor Sedgwick removing Item No. 3.2, and Mayor Pro Tempore Carruth removing Item No. 3.11.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Melody Carruth, Mayor Pro Tempore
SECONDER:	Dore J. Gilbert, M.D., Council Member
AYES:	Don Sedgwick, Mayor; Melody Carruth, Mayor Pro Tempore; Dore J. Gilbert, M.D., Council Member; Janine Heft, Council Member; Barbara D. Kogerman, 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.

3.3 Approval of Warrant Register for Period Ended December 13, 2016

Recommendation: That the City Council approve the Warrant Register in the amount of $919,364.98.

3.4 M2 Expenditure Report for the Fiscal Year Ended June 30, 2016

Recommendation: That the City Council: (1) approve the Measure M2 Expenditure Report for the Fiscal Year ended June 30, 2016, for submittal to OCTA; and (2) adopt Resolution No. 2016-12-13-4, A Resolution of the City Council of the City of Laguna Hills, California, concerning the Measure M2 Expenditure Report for the City of Laguna Hills for Fiscal Year ending June 30, 2016.

3.5 Progress Payment No. 3 for Cabot Park Renovation, CIP No. 241-A

Recommendation: That the City Council approve Progress Payment No. 3, in the net amount of $87,520.65, to Horizons Construction Company for Cabot Park Renovation, CIP No. 241-A.

3.6 Second Reading and Adoption of an Ordinance Approving and Adopting Amendments to Title 9 of the Laguna Hills Municipal Code (Zoning and Subdivisions) Pertaining to Definitions Related to Boarding House Uses in Residential Zones, Including an Exemption from the California Environmental Quality Act (CEQA)

Recommendation: That the City Council adopt Ordinance No. 2016-6, An Ordinance of the City of Laguna Hills, California, Adopting Zoning Code Text Amendment No. 9-16-3648, Amending Chapter 9-04 (Definitions) by Amending Various Definitions in the Laguna Hills Municipal Code Relating to Boarding House Uses in Residential Zones, including an Exemption from the California Environmental Quality Act (CEQA).

3.7 2017 City Council Meeting Schedule

Recommendation: That the City Council adopt the proposed calendar for 2017.

3.8 Updating Designation of Assistant and Deputy City Attorneys

Recommendation: That the City Council adopt Resolution No. 2016-12-13-5, A Resolution of the City Council of the City of Laguna Hills, California, amending Section 3 of Resolution No. 2005-11-22-2 regarding the designation of Assistant and Deputy City Attorneys.

3.9 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 in the Laguna Hills Branch Technology Library in accordance with the Maddy Act.

3.10 Tyler Technologies Incode Financial Software and Tyler Technologies Energov 9 Permitting and Land Management Software Agreements

Recommendation: That the City Council: (1) Approve Tyler Technologies, Inc.'s License and Services Agreement for Tyler Technologies, Inc.'s Incode Financial Management Software and authorize the City Manager to execute the Agreement; and (2) Approve Tyler Technologies, Inc.'s License and Services Agreement for Tyler Technologies Inc.'s Energov 9 Permitting and Land Management Software and authorize the City Manager to execute the Agreement.

ITEMS REMOVED FROM THE CONSENT CALENDAR

3.2 Approval of Minutes for November 22, 2016, Regular Meeting

Mayor Sedgwick pulled Item No. 3.2 from the Consent Calendar to allow Council Member Heft and Council Member Kogerman to abstain.

Recommendation: That the City Council approve the Minutes of the November 22, 2016, Regular Meeting.

RESULT:	**APPROVED [3-0]**
MOVER:	Melody Carruth, Mayor Pro Tempore
SECONDER:	Don Sedgwick, Mayor
AYES:	Don Sedgwick, Mayor; Melody Carruth, Mayor Pro Tempore; Dore J. Gilbert, M.D., Council Member
ABSTAIN:	Janine Heft, Council Member; Barbara D. Kogerman, Council Member

3.11 City Council Policy Regarding Official City Recognition of Groups, Individuals, Events, Council Members, Commissioners, Employees, and Other City-Appointed Officials

Mayor Pro Tempore Carruth pulled Item No. 3.11 from the Consent Calendar to request additional information.

Recommendation: That the City Council adopt Resolution No. 2016-12-13-6, A Resolution of the City Council of the City of Laguna Hills, California, Amending City Council Policy No. 110, City Recognition Policy.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Melody Carruth, Mayor Pro Tempore
SECONDER:	Barbara D. Kogerman, Council Member
AYES:	Don Sedgwick, Mayor; Melody Carruth, Mayor Pro Tempore; Dore J. Gilbert, M.D., Council Member; Janine Heft, Council Member; Barbara D. Kogerman, Council Member

4. PLANNING AGENCY

Mayor Sedgwick 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 9:00 p.m.

4.1. ROLL CALL OF PLANNING AGENCY MEMBERS

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

4.2. PUBLIC COMMENTS

There were no Public Comments.

4.3. APPROVAL OF MINUTES FOR NOVEMBER 22, 2016, REGULAR MEETING

4.3.1 Approval of Minutes for November 22, 2016, Regular Meeting

Recommendation: That the Planning Agency approve the Minutes for the November 22, 2016, Regular Meeting.

RESULT:	**APPROVED [3 TO 0]**
MOVER:	Dore J. Gilbert, M.D., Agency Member
SECONDER:	Melody Carruth, Vice Chair
AYES:	Don Sedgwick, Chair; Melody Carruth, Vice Chair; Dore J. Gilbert, M.D., Agency Member
ABSTAIN:	Janine Heft, Agency Member; Barbara D. Kogerman, Agency Member

4.4. ADMINISTRATIVE REPORTS

There were no Administrative Reports.

4.5. PLANNING AGENCY PUBLIC HEARINGS

4.5.1 Conditional Use Permit (CUP) No. 7-14-2917, a Request by Core Development Services, on Behalf of Verizon Wireless, to Establish and Operate a New Wireless Communications Facility (WCF) on Property Owned by the City of Laguna Hills and Constructed on an Existing SCE Lattice Tower that is Located Southwest of El Conejo Park, APN 625-121-16 (known as Luna Bonita) in the OS-3 Zone

Recommendation: That the Planning Agency continue CUP No. 7-14-2917 to a date certain of January 10, 2017.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Melody Carruth, Vice Chair
SECONDER:	Dore J. Gilbert, M.D., Agency Member
AYES:	Don Sedgwick, Chair; Melody Carruth, Vice Chair; Dore J. Gilbert, M.D., Agency Member; Janine Heft, Agency Member; Barbara D. Kogerman, Agency Member

PLANNING AGENCY ADJOURNMENT

Mayor Sedgwick reconvened the City Council meeting at 9:01 p.m. All Council Members were present.

5. CITY COUNCIL PUBLIC HEARINGS

5.1 Second Reading and Adoption of Ordinances Amending Title 10 (Buildings and Construction) of the Laguna Hills Municipal Code and Adopting by Reference the 2016 Edition of the Building Standards Code with Amendments, and Amending Chapter 5-16 (Fire Code) of Title 5

(Health and Sanitation) of the Laguna Hills Municipal Code and Adopting by Reference the 2016 Edition of the California Fire Code with Amendments

Recommendation: That the City Council: (1) Conduct a Public Hearing; and (2) Adopt Ordinance No. 2016-7, An Ordinance of the City of Laguna Hills, California, amending Title 10 of the Laguna Hills Municipal Code (Buildings and Construction) and adopting by reference the 2016 Edition of the California Building Standards Code (California Code of Regulations, Title 24), consisting of the 2016 California Building Code; the 2016 California Mechanical Code; the 2016 California Electrical Code; the 2016 California Plumbing Code; the 2016 California Residential Code; the 2016 California Green Building Standards Code; the 2016 California Energy Code; the 2016 Building Reference Standards Code; and the 2016 California Existing Building Code, together with certain amendments, additions, and deletions thereto **and** Ordinance No. 2016-8 An Ordinance of the City of Laguna Hills, California, amending Chapter 5-16 (Fire Code) of Title 5 (Health and Sanitation) of the Laguna Hills Municipal Code and adopting by reference the 2016 Edition of the California Fire Code including Appendices B, BB, C, CC, and H, together with certain amendments, additions, and deletions thereto.

Mayor Sedgwick opened the Public Hearing and upon seeing no one rise closed the Public Hearing.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Dore J. Gilbert, M.D., Council Member
SECONDER:	Melody Carruth, Mayor Pro Tempore
AYES:	Don Sedgwick, Mayor; Melody Carruth, Mayor Pro Tempore; Dore J. Gilbert, M.D., Council Member; Janine Heft, Council Member; Barbara D. Kogerman, Council Member

6. ADMINISTRATIVE REPORTS

6.1 City Manager

6.1.1 2016 City Manager's Year End Report

City Manager Channing briefly reviewed the information provided in the City Manager's Year End Report.

Recommendation: That the City Council receive and file the 2016 City Manager's Year End Report.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Dore J. Gilbert, M.D., Council Member
SECONDER:	Melody Carruth, Mayor Pro Tempore
AYES:	Don Sedgwick, Mayor; Melody Carruth, Mayor Pro Tempore; Dore J. Gilbert, M.D., Council Member; Janine Heft, Council Member; Barbara D. Kogerman, Council Member

6.2 Assistant City Manager

6.2.1 Annual Review of Investment Policies and Delegation of Investment Authority to the City Treasurer

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

Recommendation: That the City Council adopt Resolution No. 2016-12-13-7, 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. 2015-12-08-3.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Dore J. Gilbert, M.D., Council Member
SECONDER:	Melody Carruth, Mayor Pro Tempore
AYES:	Don Sedgwick, Mayor; Melody Carruth, Mayor Pro Tempore; Dore J. Gilbert, M.D., Council Member; Janine Heft, Council Member; Barbara D. Kogerman, Council Member

6.2.2 Urgency Ordinance of the City of Laguna Hills, California, Amending and Restating Title 13 of the Laguna Hills Municipal Code Relating to Animal Control, Welfare and License Requirements

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

Recommendation No. 1: The City Council adopted, by at least a four-fifths vote, Urgency Ordinance No. 2016-9, An Urgency Ordinance of the City of Laguna Hills, California, Amending and Restating Title 13 of the Laguna Hills Municipal Code Relating to Animal Control, Welfare and License Requirements.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Barbara D. Kogerman, Council Member
SECONDER:	Dore J. Gilbert, M.D., Council Member
AYES:	Don Sedgwick, Mayor; Melody Carruth, Mayor Pro Tempore; Dore J. Gilbert, M.D., Council Member; Janine Heft, Council Member; Barbara D. Kogerman, Council Member

Recommendation No. 2: Introduce for first reading, read by title only, and waive further reading, an Ordinance entitled: "An Ordinance of the City of Laguna Hills, California, Amending and Restating Title 13 of the Laguna Hills Municipal Code Relating to Animal Control, Welfare and License Requirements.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Barbara D. Kogerman, Council Member
SECONDER:	Melody Carruth, Mayor Pro Tempore
AYES:	Don Sedgwick, Mayor; Melody Carruth, Mayor Pro Tempore; Dore J. Gilbert, M.D., Council Member; Janine Heft, Council Member; Barbara D. Kogerman, Council Member

6.2.3 Presentation of the Comprehensive Annual Financial Report (CAFR) for the Fiscal Year Ended June 30, 2016

Finance Manager Reyes provided a brief review of the information provided in the Staff Report.

Recommendation: That the City Council receive and file the Comprehensive Annual Financial Report (CAFR) for the Fiscal Year ended June 30, 2016, together with the audit letters.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Melody Carruth, Mayor Pro Tempore
SECONDER:	Barbara D. Kogerman, Council Member
AYES:	Don Sedgwick, Mayor; Melody Carruth, Mayor Pro Tempore; Dore J. Gilbert, M.D., Council Member; Janine Heft, Council Member; Barbara D. Kogerman, Council Member

6.3. City Clerk

6.3.1 City Council "Other Agencies" Appointed Representatives

The City Council made the following changes to the "Other Agencies" Appointed Representatives list:

Appointed Council Member Heft to serve on the Audit Committee.

Mayor Pro Tempore Carruth will no longer serve on the Coastal Greenbelt Authority. The City Council will not appoint a representative at this time.

Appointed Mayor Pro Tempore Carruth to serve as the Representative to the Laguna Canyon Foundation Advisory Council.

Appointed Council Member Heft to serve as the Representative on the OC Public Libraries - Library Advisory Board.

Appointed Council Member Heft to serve as a member on the South Orange County Watershed Management Area Executive Committee and Mayor Pro Tempore Carruth to serve as alternate.

Appointed Mayor Sedgwick to serve as the delegate on the Southern California Association of Governments (SCAG General Assembly).

Appointed Council Member Heft to serve as the Alternate Director on the Transportation Corridor Agency – San Joaquin Hills Transportation Corridor Agency.

Recommendation:

(1) The City Council confirmed the remaining list of appointments as currently assigned, and by motion, approved the City Council "Other Agencies" Appointed Representative List, as revised by the City Council; and

(2) No changes were made to the Representative to the Orange County Fire Authority's Board of Directors.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Barbara D. Kogerman, Council Member
SECONDER:	Melody Carruth, Mayor Pro Tempore
AYES:	Don Sedgwick, Mayor; Melody Carruth, Mayor Pro Tempore; Dore J. Gilbert, M.D., Council Member; Janine Heft, Council Member; Barbara D. Kogerman, Council Member

Recommendation:

(3) The City Council approved and directed 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.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Melody Carruth, Mayor Pro Tempore
SECONDER:	Janine Heft, Council Member
AYES:	Don Sedgwick, Mayor; Melody Carruth, Mayor Pro Tempore; Dore J. Gilbert, M.D., Council Member; Janine Heft, Council Member; Barbara D. Kogerman, Council Member

6.4 Public Services Director/City Engineer

6.4.1 La Paz Road Sidewalk Widening Status Report and Determination of Future Project Obligations

Director of Public Services Rosenfield provided a brief review of the information provided in the Staff Report and responded to Council questions.

Recommendation: That the City Council review the La Paz Road Sidewalk Widening Project, CIP No. 171, and establish a commitment to the future construction of the originally scoped project by adopting the following position statement: *City Council requests the CTC approve the La Paz Road Sidewalk Widening project ATP scope change request to widen only the northerly La Paz Road sidewalk to eight-feet wide at this time with the City's commitment to widen the southerly sidewalk to eight-feet wide at the earliest future opportunity when funding becomes reasonably available*.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Barbara D. Kogerman, Council Member
SECONDER:	Dore J. Gilbert, M.D., Council Member
AYES:	Don Sedgwick, Mayor; Melody Carruth, Mayor Pro Tempore; Dore J. Gilbert, M.D., Council Member; Janine Heft, Council Member; Barbara D. Kogerman, Council Member

7. MATTERS AGENDIZED AND PRESENTED BY CITY COUNCIL MEMBERS

There were no matters agendized and presented by City Council Member and Mayor.

8. CITY COUNCIL MEMBER COMMENTS

Council Member Gilbert

Council Member Gilbert welcomed Council Member Heft.

Mayor Pro Tempore Carruth

Mayor Pro Tempore Carruth welcomed Council Member Heft and thanked staff for creating a beautiful and festive environment at the Community Center and Civic Center.

Council Member Kogerman

Council Member Kogerman welcomed Council Member Heft and thanked Council for their kind comments regarding her service to the City as Mayor.

Mayor Sedgwick

Mayor Sedgwick thanked Council for the opportunity to serve as Mayor and thanked staff for all the work they do. Mayor Sedgwick reported that he had the opportunity to ride-along with Station 22 and was impressed with their professionalism.

ADJOURNMENT

There being no further business before the City Council at this session, Mayor Sedgwick adjourned the meeting in memory of OCFA Fire Captain Eric Weuve at 9:58 p.m.

_____

Melissa Au-Yeung, City Clerk

ATTEST:

_____

Don Sedgwick, Mayor

Approved at meeting of January 10, 2017.