



CITY OF LAGUNA HILLS CITY COUNCIL/PLANNING AGENCY

REGULAR MEETING AGENDA Tuesday, December 8, 2020 – 7:00 PM (Closed Session at 6:00 PM when scheduled)

Janine Heft, Mayor

**Erica Pezold, Mayor Pro Tempore
Don Sedgwick, Council Member**

**Dore J. Gilbert, M.D., Council Member
Dave Wheeler, Council Member**

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

NOTICE REGARDING CORONAVIRUS (COVID-19): Please be advised that some, or all, of the City Council Members may attend this meeting via teleconference. This meeting is being conducted utilizing teleconferencing and electronic means consistent with State of California Executive Order N-29-20 dated March 17, 2020, regarding the COVID-19 pandemic. If you wish to attend the City Council meeting in person, the City Council Chamber is located at 24035 El Toro Road, Laguna Hills, CA 92653. The public shall have the right to observe and offer public comment at this location. If you plan on attending, please follow the California Department of Health Guidelines by wearing a mask, washing your hands often, refraining from handshakes and maintaining social distance of six feet between individuals. You may also view the live stream of the meeting online at <http://lagunahillsca.igq2.com/Citizens/Default.aspx>.

Submission of Public Comments: While you may attend this meeting in person, given the health risks associated with COVID-19, the City encourages those wishing to make public comments at the December 8, 2020, City Council meeting, to submit your comments by email to the City Clerk at publiccomments@lagunahillsCA.gov, by 5:00 p.m. on December 8, 2020. 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. Email comments will NOT be read by the City Clerk during the meeting, but will be announced and made part of the record. Electronic public comments may only be submitted via email and comments via text and social media (Facebook, Twitter, etc.) will not be accepted.

Announcement of 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 8, 2020. The email comments, including your name, will become part of the record of the City Council meeting and will be public information.

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.

PLEDGE OF ALLEGIANCE**ROLL CALL OF CITY COUNCIL MEMBERS****CITY COUNCIL REORGANIZATION****CERTIFICATION OF THE GENERAL MUNICIPAL ELECTION HELD ON NOVEMBER 3, 2020****Certification of the General Municipal Election Held on November 3, 2020**

Recommendation: That the City Council: 1) Receive and file the Certificate of Results for the General Municipal Election held on Tuesday, November 3, 2020; and 2) Adopt a Resolution entitled: "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 3, 2020, declaring the results and such other matters as provided by law."

RECOGNITION OF OUTGOING COUNCIL MEMBER**Recognition of Outgoing Council Member**

Recommendation: That the City Council adopt a Resolution entitled: "A Resolution of the City Council of the City of Laguna Hills, California, recognizing the service of Council Member Dore J. Gilbert, M.D.," and that the City Council present a Resolution of Commendation and City tile to Dore J. Gilbert, M.D.

OATHS OF OFFICE FOR NEW COUNCIL MEMBERS**REMARKS OF OUTGOING MAYOR****ELECTION OF MAYOR**

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

RECOGNITION OF OUTGOING MAYOR**RESOLUTION OF COMMENDATION, JANINE HEFT, MAYOR****Resolution of Commendation, Janine Heft, Mayor**

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

REMARKS OF COUNCIL MEMBERS REGARDING MAYOR HEFT'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

RECESS AND RECONVENE**ROLL CALL OF CITY COUNCIL MEMBERS****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 Student Liaison Liam Fellows.

2. 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.

3. 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.

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 November 24, 2020, Regular Meeting

Recommendation: That the City Council approve the Minutes for the November 24, 2020, Regular Meeting.

3.3 Ratification of December 8, 2020, Warrant Register

Recommendation: That the City Council ratify the accompanying Warrant Register for the period from November 13, 2020, to November 25, 2020, in the amount of \$316,584.31.

3.4 City Council Review and Confirmation of the Necessity for Continuing the Local Emergency Related to the On-Going Threat of the Novel COVID-19 Virus

Recommendation: That the City Council review and confirm the necessity for continuing the local emergency declared in response to the Novel COVID-19 virus.

3.5 First Quarter Financial & Treasurer's Report for Fiscal Year 2020/2021

Recommendation: That the City Council receive and file the First Quarter Financial and Treasurer's Report for Fiscal Year 2020/2021.

3.6 Progress Payment No. 1, Traffic Signal Repair - Alicia Parkway at Community Center Drive, CIP No. 112

Recommendation: That the City Council approve Progress Payment No. 1, in the net amount of \$18,747.30, to Comet Electric, Inc., for Traffic Signal Repair - Alicia Parkway at Community Center Drive, CIP No. 112.

3.7 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.

3.8 2021 City Council Meeting Schedule

Recommendation: That the City Council adopt the proposed calendar for 2021.

3.9 Approval of the Plans and Specifications and Authorization to Advertise for Bids for Project W - Safe Transit Stops Passenger Amenity Improvements at the El Toro Road Far Side Paseo De Valencia Bus Stop and Shelter

Recommendation: That the City Council approve the plans and specifications and authorize the advertisement for bids for the El Toro Road far side Paseo de Valencia Bus Stop and Shelter Passenger Amenity Improvements

ITEMS REMOVED FROM THE CONSENT CALENDAR**4. PLANNING AGENCY****4.1. ROLL CALL OF PLANNING AGENCY MEMBERS****4.2. PUBLIC COMMENTS**

This is the time to address the Planning Agency on any matter not listed on this Agenda that is within the subject matter jurisdiction of the Planning Agency. 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.

4.3. APPROVAL OF MINUTES**4.3.1 Approval of Minutes for November 24, 2020, Regular Meeting**

Recommendation: That the Planning Agency approve the Minutes for the November 24, 2020, Regular Meeting.

4.4. ADMINISTRATIVE REPORTS

4.5. PLANNING AGENCY PUBLIC HEARINGS**4.5.1 Conditional Use Permit/Site Development Permit (CUP/SDP) No. 0015-2020, a Request by Ryan Zacche on Behalf of Cotti Foods, Inc. to Construct a New 2,500 Square-Foot Drive-Thru Restaurant (Taco Bell) at 24888 Alicia Parkway in the Neighborhood Mixed Use Zoning District**

Recommendation: That the Planning Agency: 1) Resume the Public Hearing for CUP/SDP No. 0015-2020 which was continued from the November 24, 2020 Planning Agency Meeting; 2) Find and determine that the project is Categorically Exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15303(C) (Class 3, New Construction or Conversion of Small Structures; and 3) Adopt a Resolution entitled: "A Resolution of the Planning Agency of the City of Laguna Hills, California, approving Conditional Use Permit/Site Development Permit (CUP/SDP) No. 0015-2020, a request by Ryan Zacche on behalf of Cotti Foods, Inc. to construct a new 2,500 square-foot drive-thru restaurant (Taco Bell) and related site improvements on a portion of a 2.46-acre commercial property at 24888 Alicia Parkway."

PLANNING AGENCY ADJOURNMENT**5. CITY COUNCIL PUBLIC HEARINGS****6. ADMINISTRATIVE REPORTS****6.1. City Manager****6.2. Deputy City Manager/Community Services Director****6.2.1 2021 Memorial Day Race Event**

Recommendation: That the City Council direct staff to pursue Option B for a virtual race, as outlined in the staff report, for the 2021 Memorial Day race event, and authorize the City Manager to execute an agreement with Renegade Enterprises, LLC, for race event management services for the 2021 race with a not to exceed cost of \$28,000 for Option B.

6.3. Finance Director**6.3.1 Comprehensive Annual Financial Report (CAFR) for the Fiscal Year Ended June 30, 2020**

Recommendation: That the City Council receive and file the Comprehensive Annual Financial Report (CAFR) for the Fiscal Year ended June 30, 2020, together with the audit letters.

- 7. MATTERS AGENDIZED AND PRESENTED BY CITY COUNCIL MEMBERS**
- 8. CITY COUNCIL MEMBER COMMENTS**
- 9. CLOSED SESSION**

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. PUBLIC EMPLOYEE PERFORMANCE EVALUATION - CONTINUED

Pursuant to Government Code Section 54957(b)(1)

Public Employee Title: City Manager-Annual Performance Evaluation

B. 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 (3) of subdivision (e) of Government Code Section 54956.9: (1 potential case: communication from a potential plaintiff threatening litigation).

PUBLIC COMMENTS ON CLOSED SESSION ITEM(S)**ADJOURN TO CITY COUNCIL CONFERENCE ROOM OR CITY COUNCIL CHAMBER****CONVENE INTO CLOSED SESSION****RECONVENE TO CITY COUNCIL CHAMBER****CLOSED SESSION REPORT**

City Attorney to announce whether any reportable action was taken on any matters considered during Closed Session.

ADJOURNMENT

The next Regular Meeting of the City Council/Planning Agency will be January 12, 2021, 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 4, 2020, at 5:00 pm.



City Clerk

December 4, 2020

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.