
**CITY COUNCIL
REGULAR
MEETING**



**DECEMBER 8, 2009
7:00 P.M.**

AGENDA

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

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: Council Member Scott

ROLL CALL OF CITY COUNCIL MEMBERS:

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

- REMARKS OF OUTGOING MAYOR
- ELECTION OF MAYOR

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

- RECOGNITION OF OUTGOING MAYOR (0410-65)

RESOLUTION OF COMMENDATION, JOEL LAUTENSCHLEGER, MAYOR (0410-65)

RECOMMENDATION: That the City Council adopt a Resolution entitled:

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAGUNA
HILLS, CALIFORNIA, COMMENDING JOEL LAUTENSCHLEGER;**

That the City Council present a Resolution and Plaque to Joel Lautenschleger recognizing his service to the City as Mayor.

- REMARKS OF COUNCIL MEMBERS REGARDING MAYOR LAUTENSCHLEGER'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

1. PRESENTATIONS AND PROCLAMATIONS

1.1 PRESENTATION AND REQUEST FOR FINANCIAL SUPPORT FOR LAGUNA HILLS HIGH SCHOOL PTSA "EVERY 15 MINUTES" PROGRAM (0160-15)

RECOMMENDATION: That the City Council:

1. Receive a presentation from PTSA President Dolores Winchell, Principal Sean Boulton, and Assistant Principal Jake Haley; and
2. Consider a Resolution of adoption entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAGUNA HILLS, CALIFORNIA, AUTHORIZING COMMUNITY ASSISTANCE FUNDING FOR THE 2010 LAGUNA HILLS HIGH SCHOOL PTSA "EVERY 15 MINUTES" PROGRAM.

2. PUBLIC COMMENTS

This is the appropriate time for members of the public to make comments regarding items listed on the Consent Calendar and issues not listed on the Agenda. Any person wishing to address the City Council on any matter, whether or not it appears on this Agenda, is asked to complete a "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. *No action will be taken on any items not on the Agenda unless the City Council makes a determination that an emergency exists or that the need to take action on the item arose subsequent to posting of the Agenda.*

There will be a time limitation of three minutes per person, an overall time limit of ten minutes for any one subject, and a time limit of thirty minutes for the Public Comments portion of the Agenda.

Subscriptions to receive City Council Agendas on a regular basis are available through the City Clerk's Office. City Council Agendas may also be viewed on the City's website: www.ci.laguna-hills.ca.us

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

RECOMMENDATION: That the City Council receive an oral report from Laguna Hills High School Student Liaison Lisa McCorkell.

3. **MINUTES**

3.1 REGULAR MEETING, NOVEMBER 24, 2009 (0410-50)

RECOMMENDATION: That the City Council approve the minutes of the November 24, 2009, regular meeting.

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 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

RECOMMENDATION: That the City Council waive reading of Ordinances and Resolutions.

4.2 APPROVAL OF WARRANT REGISTER FOR PERIOD ENDED DECEMBER 8, 2009 (0300-30)

RECOMMENDATION: That the City Council approve the Warrant Register in the amount of \$271,778.03.

4.3 DESTRUCTION OF RECORDS (0170-50)

RECOMMENDATION: That the City Council adopt a Resolution entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAGUNA HILLS, CALIFORNIA, AUTHORIZING AND DIRECTING THE CITY CLERK TO DESTROY CERTAIN CITY RECORDS AND DOCUMENTS, WITH A DESTRUCTION DATE OF DECEMBER 9, 2009, PURSUANT TO THE GOVERNMENT CODE OF THE STATE OF CALIFORNIA.

4.4 PRESENTATION OF THE COMPREHENSIVE ANNUAL FINANCIAL REPORT (CAFR) FOR FISCAL YEAR 2008/09 (0310-20)

RECOMMENDATION: That the City Council receive and file the Comprehensive Annual Financial Report for FY 2008/09, together with the Audit Letters.

4.5 ANNUAL REVIEW OF INVESTMENT POLICIES AND DELEGATION OF INVESTMENT AUTHORITY TO THE CITY TREASURER (0350-05)

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. 2008-12-09-6.

4.6 CITY COUNCIL APPOINTED REPRESENTATIVES (0410-30)

RECOMMENDATION: That the City Council confirm the list of appointments.

4.7 AFFIRMATION OF LOCAL APPOINTMENTS LIST FOR COMMISSIONS AND COMMITTEES (0120-05)

RECOMMENDATION: That the City Council affirm the Local Appointments List and direct that it be posted in the Laguna Hills Branch Technology Library.

4.8 AMENDMENT AND RESTATEMENT OF CHAPTER 9-66 OF TITLE 9 OF THE MUNICIPAL CODE RELATING TO FLOOD MANAGEMENT REGULATIONS (0850-15)

RECOMMENDATION: That the City Council adopt an Ordinance entitled:

AN ORDINANCE OF THE CITY OF LAGUNA HILLS, CALIFORNIA, AMENDING AND RESTATING CHAPTER 9-66 OF TITLE 9 OF THE MUNICIPAL CODE RELATING TO FLOOD MANAGEMENT REGULATIONS.

4.9 ADDITION OF CHAPTER 9-47 OF TITLE 9 OF THE MUNICIPAL CODE RELATING TO LANDSCAPE WATER EFFICIENCY (0230-35)

RECOMMENDATION: That the City Council:

1. Adopt an Ordinance entitled:

AN ORDINANCE OF THE CITY OF LAGUNA HILLS, CALIFORNIA, ADDING CHAPTER 9-47 TO TITLE 9 OF THE MUNICIPAL CODE RELATING TO LANDSCAPE WATER EFFICIENCY; AND

2. Adopt the Guidelines for Implementation of the City of Laguna Hills Water Efficient Landscape Ordinance.

4.10 AMENDMENT AND RESTATEMENT OF CHAPTER 9-46 OF TITLE 9 OF THE MUNICIPAL CODE RELATING TO LANDSCAPING STANDARDS AND GUIDELINES (0230-35)

RECOMMENDATION: That the City Council adopt an Ordinance entitled:

AN ORDINANCE OF THE CITY OF LAGUNA HILLS, CALIFORNIA, AMENDING AND RESTATING CHAPTER 9-46 OF TITLE 9 OF THE MUNICIPAL CODE RELATING TO LANDSCAPING STANDARDS AND GUIDELINES.

4.11 ORDINANCE ADDING SECTION 12-12.225 TO CHAPTER 12-12 OF TITLE 12 OF THE MUNICIPAL CODE REGARDING THE REMOVAL OF ENCROACHMENTS FROM THE PUBLIC RIGHT-OF-WAY (0830-30)

RECOMMENDATION: That the City Council adopt an Ordinance entitled:

AN ORDINANCE OF THE CITY OF LAGUNA HILLS, CALIFORNIA, ADDING SECTION 12-12.225 TO CHAPTER 12-12 OF TITLE 12 OF THE LAGUNA HILLS MUNICIPAL CODE REGARDING THE REMOVAL OF ENCROACHMENTS FROM WITHIN THE PUBLIC RIGHT-OF-WAY.

4.12 STATE OF CALIFORNIA ENERGY EFFICIENCY AND CONSERVATION BLOCK GRANT PROGRAM (0670-30)

RECOMMENDATION: That the City Council adopt a Resolution entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAGUNA HILLS, CALIFORNIA, AUTHORIZING THE FILING OF AN APPLICATION FOR THE CALIFORNIA ENERGY COMMISSION'S ENERGY EFFICIENCY AND CONSERVATION BLOCK GRANT

- 4.13 COOPERATIVE AGREEMENT C-9-0805 BETWEEN ORANGE COUNTY TRANSPORTATION AUTHORITY, THE CITY OF LAGUNA HILLS, AND THE CITY OF ALISO VIEJO FOR INSTALLATION OF TRAFFIC SIGNAL INTERCONNECT CONDUIT AND COMMUNICATIONS MEDIA IN SUPPORT OF THE ALICIA PARKWAY TRAFFIC LIGHT SYNCHRONIZATION PROGRAM PROJECT (0400-10)

RECOMMENDATION: That the City Council approve Cooperative Agreement C-9-0805 between Orange County Transportation Authority and the City of Laguna Hills and authorize the Mayor to sign the Agreement and the City Clerk to attest thereto.

- 4.14 AMENDMENT NO. 1 TO MEMORANDUM OF UNDERSTANDING NO. C-8-1403 BETWEEN THE ORANGE COUNTY TRANSPORTATION AUTHORITY AND THE CITIES OF ALISO VIEJO, LAGUNA HILLS, LAGUNA NIGUEL, MISSION VIEJO, RANCHO SANTA MARGARITA, AND THE STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION FOR THE ALICIA PARKWAY TRAFFIC LIGHT SYNCHRONIZATION PROGRAM PROJECT (0400-10)

RECOMMENDATION: That the City Council approve Amendment No. 1 to the Memorandum of Understanding No. C-8-1403 between the Orange County Transportation Authority and the cities of Aliso Viejo, Laguna Hills, Laguna Niguel, Mission Viejo, Rancho Santa Margartia, and the State of California Department of Transportation for the Alicia Parkway Traffic Light Synchronization Program Project and authorize to Mayor to sign the Amendment.

- 4.15 PROFESSIONAL SERVICES AGREEMENT WITH HOGLE-IRELAND, INC., FOR PLANNING SERVICES (0400-10)

RECOMMENDATION: That the City Council authorize the City Manager to execute a Professional Services Agreement with Hogle-Ireland, Inc., for Planning Services.

ITEMS REMOVED FROM THE CONSENT CALENDAR

5. CITY COUNCIL PUBLIC HEARINGS

- 5.1 A RESOLUTION APPROVING TWO MINOR TECHNICAL REVISIONS TO THE HOUSING ELEMENT (0630-05)

RECOMMENDATION: That the City Council:

1. Conduct a Public Hearing; and
2. Adopt a Resolution entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAGUNA HILLS, CALIFORNIA, APPROVING TWO TECHNICAL REVISIONS TO

THE HOUSING ELEMENT, INCLUDING INSERTING A COMMERCIAL UNDERUTILIZED SITES TABLE TO THE HOUSING ELEMENT AND AMENDING ITEM H-9 OF APPENDIX A (RESIDENTIAL UNITS) OF THE 2009 COMPREHENSIVE UPDATE OF THE LAGUNA HILLS GENERAL PLAN.

5.2 APPROVAL OF FINAL PARCEL MAP NO. 2009-134 (CITY APPLICATION: TENTATIVE PARCEL MAP NO. 10-09-1476) (0600-20)

RECOMMENDATION: That the City Council:

1. Conduct a Public Hearing;
2. Approve Final Parcel Map No. 2009-134, subject to minor technical corrections; and
3. Authorize the Mayor to sign the final map as the owner representative and the City Clerk to attest thereto.

PLANNING AGENCY

ROLL CALL OF PLANNING AGENCY MEMBERS

PUBLIC COMMENTS

This is the appropriate time for members of the public to make comments regarding issues not listed on the Agenda. Any person wishing to address the Planning Agency on any matter, whether or not it appears on this Agenda, is asked to complete a "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 Planning Agency.

MINUTES

5.3 MINUTES OF THE REGULAR MEETING OF NOVEMBER 24, 2009 (0120-10)

RECOMMENDATION: That the Planning Agency approve the minutes of the November 24, 2009, regular meeting.

PLANNING AGENCY ADJOURNMENT

6. ADMINISTRATIVE REPORTS

6.1 City Manager

- A. 2009 CITY MANAGER'S YEAR END REPORT (0100-80)

RECOMMENDATION: That the City Council receive and file the 2009 City Manager's Year End Report.

6.2 Assistant City Manager

- A. REFUNDING CERTIFICATES OF PARTICIPATION (2010 REFINANCING PROJECT) (0340-40)

RECOMMENDATION: That the City Council adopt a Resolution entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAGUNA HILLS, CALIFORNIA, APPROVING THE FORM AND AUTHORIZING THE EXECUTION OF CERTAIN LEASE FINANCING DOCUMENTS IN CONNECTION WITH THE OFFERING AND SALE OF CERTIFICATES OF PARTICIPATION RELATING THERETO, AND AUTHORIZING AND DIRECTING CERTAIN ACTIONS WITH RESPECT THERETO.

LAGUNA HILLS PUBLIC IMPROVEMENT CORPORATION SPECIAL MEETING

ROLL CALL OF CORPORATION DIRECTORS

RECOMMENDATION: That the Laguna Hills Public Improvement Corporation adopt a Resolution entitled:

A RESOLUTION OF THE PUBLIC IMPROVEMENT CORPORATION OF THE CITY OF LAGUNA HILLS, CALIFORNIA, APPROVING THE FORM AND AUTHORIZING THE EXECUTION OF CERTAIN LEASE FINANCING DOCUMENTS IN CONNECTION WITH THE OFFERING AND SALE OF CERTIFICATES OF PARTICIPATION RELATING THERETO, AND AUTHORIZING AND DIRECTING CERTAIN ACTIONS WITH RESPECT THERETO.

LAGUNA HILLS PUBLIC IMPROVEMENT CORPORATION ADJOURNMENT

6.3 City Clerk

- A. 2010 CITY COUNCIL MEETING SCHEDULE (0410-37)

RECOMMENDATION: That the City Council adopt the proposed Calendar for 2010.

6.4 Public Services Director/City Engineer

- A. ADOPTION OF THE 2009 ORANGE COUNTY TRANSPORTATION AUTHORITY COMMUTER BIKEWAYS STRATEGIC PLAN AS THE CITY'S BICYCLE TRANSPORTATION PLAN (0860-40)

RECOMMENDATION: That the City Council adopt the OCTA CBSP as the City Bicycle Transportation Plan in order for the City to meet eligibility requirements for State Bicycle Transportation Funding.

7. OTHER BUSINESS

8. MATTERS PRESENTED BY MAYOR AND COUNCIL MEMBERS

9. CLOSED SESSION

The City Council shall convene in Closed Session, in the City Hall Conference Room, to consider the following matters:

9.1 PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Pursuant to Government Code Section 54957 (b)(1)
Public Employee Title: City Manager

9.2 CONFERENCE WITH LABOR NEGOTIATOR

Pursuant to Government Code Section 54957.6
Agency Negotiator: Joel Lautenschleger, City Council Designee
Unrepresented Employee: City Manager

Reconvene in regular session in the City Council Chamber.

Report on whether any reportable action was taken on matters considered during Closed Session.

10. CONSIDERATION OF COMPENSATION FOR CITY MANAGER

RECOMMENDATION: That the City Council takes such action as it so determines.

ADJOURNMENT

The December 22, 2009, City Council/Planning Agency meeting will not be held. The next Regular Meeting of the City Council will be January 12, 2010 at 7:00 p.m., in the City Council Chamber, located at 24035 El Toro Road, Laguna Hills, California.

CERTIFICATION

I, PEGGY J. JOHNS, 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 La Paz Center by December 4, 2009, at 5:00 p.m.

Peggy J. Johns for
PEGGY J. JOHNS, CITY CLERK

December 4, 2009
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.