CITY OF LAGUNA HILLS, CALIFORNIA
CITY COUNCIL REGULAR MEETING
MINUTES
NOVEMBER 23, 2010

CALL TO ORDER

Mayor Bressette 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 Scott led the Pledge of Allegiance.

ROLL CALL

Present: Randal Bressette, Mayor
R. Craig Scott, Mayor Pro Tempore
Melody Carruth, Council Member
Joel Lautenschleger, 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; Jeff Taylor, Battalion Chief, Orange County Fire Authority; Melissa Au-Yeung, Senior Management Analyst; Dan Meehan, Community Services Superintendent; and Sandi Mogan, Deputy City Clerk.

1. PRESENTATIONS AND PROCLAMATIONS.

1.1 CERTIFICATE OF RECOGNITION MOULTON NIGUEL WATER DISTRICT 50TH ANNIVERSARY (0140-65)

Mayor Bressette presented a Certificate of Recognition to Director Donald Froelich for the Moulton Niguel Water District, in honor of their 50th Anniversary serving the Laguna Hills community.

2. PUBLIC COMMENTS

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

The City Council received an oral report from Laguna Hills High School Student Liaison Mike Spain.

3. MINUTES

3.1 REGULAR MEETING, NOVEMBER 9, 2010 (0410-50)

IT WAS MOVED BY COUNCIL MEMBER SONGSTAD, SECONDED BY COUNCIL MEMBER CARRUTH, TO APPROVE THE MINUTES OF THE NOVEMBER 9, 2010, REGULAR MEETING, AS PRESENTED.

The motion carried by the following vote:

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

3.2 SPECIAL MEETING, NOVEMBER 10, 2010 (0410-50)

IT WAS MOVED BY COUNCIL MEMBER LAUTENSCHLEGER, SECONDED BY COUNCIL MEMBER CARRUTH, TO APPROVE THE MINUTES OF THE NOVEMBER 10, 2010, SPECIAL MEETING, AS PRESENTED.

The motion carried by the following vote:

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

4. CONSENT CALENDAR

IT WAS MOVED BY MAYOR PRO TEMPORE SCOTT, SECONDED BY COUNCIL MEMBER SONGSTAD, THAT THE RECOMMENDATIONS BE ACEPTED FOR THE FOLLOWING ITEMS LISTED ON THE CONSENT CALENDAR.

The motion carried by the following vote:

AYES: Council Members Carruth, Lautenschleger, Songstad, Mayor Pro Tempore Scott, and Mayor Bressette
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 NOVEMBER 23, 2010 (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 $950,200.84.

4.3 RESOLUTION AMENDING AND RESTATING THE CITY'S GENERAL AND AUTOMOBILE LIABILITY CLAIMS ADMINISTRATION PROCEDURES (0180-15)

Written report from the Administrative Services Office indicated that in 1997, the City Council adopted General and Automobile Liability Claims Administration Procedures. Since then, the adopted procedures had facilitated the effective handling of 148 claims. Staff had conducted a review of the procedures and, with the assistance of the City Attorney's Office, recommended that the City's current claims administration procedures undergo minor modifications based on past claims history. Toward this end, the City Attorney recommended that the City Council adopt a Resolution amending and restating the claims administration procedures in their entirety.

ADOPTED RESOLUTION NO. 2010-11-23-1, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAGUNA HILLS, CALIFORNIA, AMENDING AND RESTATING IN ITS ENTIRETY THE CITY'S GENERAL AND AUTOMOBILE LIABILITY CLAIMS ADMINISTRATION PROCEDURES, DELEGATING PRE-LITIGATION CLAIMS AND LITIGATION SETTLEMENT AUTHORITY TO THE CITY MANAGER IN AMOUNTS UP TO AND INCLUDING $10,000, AND RESCINDING ALL PRIOR ACTIONS TAKEN CONCERNING THE ESTABLISHMENT OF CLAIMS ADMINISTRATION PROCEDURES AND THE FORMATION OF A CLAIMS COMMITTEE.

4.4 ORDINANCES ADOPTING BY REFERENCE THE 2010 EDITIONS OF THE CALIFORNIA BUILDING STANDARDS CODES CONSISTING OF THE CALIFORNIA BUILDING CODE, MECHANICAL CODE, ELECTRICAL CODE, PLUMBING CODE, RESIDENTIAL CODE, AND THE GREEN BUILDING STANDARDS CODE AND ADOPTING BY REFERENCE AND AMENDING THE 2010 EDITION OF THE CALIFORNIA FIRE CODE (0480-20)

Written report from the City Clerk's Department indicated that at the City Council meeting of November 9, 2010, the City Council conducted a Public Hearing and introduced an Ordinance adopting by reference the California Building Standards Codes, which included the 2010 California Building Code, based on the 2009 International Building Code; the 2010 California Mechanical Code, based on the 2009 Uniform Mechanical Code; the 2010 California Electrical Code, based on the 2008 National Electric Code; the 2010 California Plumbing Code, based on the 2009 Uniform Plumbing Code; the 2010 California Residential Code, based on the 2009 International Residential Code; the 2010 California Green Building Standards Code, and the 2010 California Fire Code, based on the 2009 International Fire Code. Included in the City Council action was the approval of the Orange County Fire Authority's recommended Option One, which required that automatic sprinklers be installed throughout a residence when an addition was 33% or more of the existing building <u>and</u> greater than 1,000 square feet. This language was included in both the Building Codes and Fire Codes, as prepared.

ADOPTED ORDINANCE NO. 2010-3, AN ORDINANCE OF THE CITY OF LAGUNA HILLS, CALIFORNIA, AMENDING CHAPTERS 10-28, 10-32, 10-36, AND 10-40 AND ADDING CHAPTERS 10-48 AND 10-52 TO TITLE 10 OF THE LAGUNA HILLS MUNICIPAL CODE AND ADOPTING BY REFERENCE THE 2010 EDITION OF THE CALIFORNIA BUILDING STANDARDS CODES (CALIFORNIA CODE OF REGULATIONS, TITLE 24), CONSISTING OF THE 2010 CALIFORNIA BUILDING CODE (INCORPORATING AND AMENDING THE 2009 INTERNATIONAL BUILDING CODE), THE 2010 CALIFORNIA MECHANICAL CODE (INCORPORATING AND AMENDING THE 2009 UNIFORM MECHANICAL CODE), THE 2010 CALIFORNIA ELECTRICAL CODE (INCORPORATING AND AMENDING THE 2008 NATIONAL ELECTRICAL CODE), THE 2010 CALIFORNIA PLUMBING CODE (INCORPORATING AND AMENDING THE 2009 UNIFORM PLUMBING CODE), THE 2010 CALIFORNIA RESIDENTIAL CODE (INCORPORATING AND AMENDING THE 2009 INTERNATIONAL RESIDENTIAL CODE), AND THE 2010 CALIFORNIA GREEN BUILDING STANDARDS CODE;

AND ADOPTED ORDINANCE NO. 2010-4, AN ORDINANCE OF THE CITY OF LAGUNA HILLS, CALIFORNIA, AMENDING TITLE 5 OF THE LAGUNA HILLS MUNICIPAL CODE, BY REPEALING CHAPTER 5-16 AND BY ADDING A NEW CHAPTER 5-16, ADOPTING BY REFERENCE THE 2010 EDITION OF THE CALIFORNIA FIRE CODE (INCORPORATING AND AMENDING THE 2009 INTERNATIONAL FIRE CODE), PUBLISHED BY THE INTERNATIONAL CODE COUNCIL, INCLUDING APPENDIX CHAPTER 4, APPENDIX B, AND APPENDIX C, AS AMENDED HEREIN, FOR THE PURPOSE OF PRESCRIBING REGULATIONS GOVERNING CONDITIONS HAZARDOUS TO THE LIFE AND PROPERTY FROM FIRE OR EXPLOSION.

4.5 ORDINANCE AMENDING CHAPTER 5-36 OF TITLE 5 OF THE LAGUNA HILLS MUNICIPAL CODE RELATED TO WATER QUALITY CONTROL (0480-20)

Written report from the City Clerk's Department indicated that the current South Orange County National Pollution Discharge Elimination System (NPDES) permit was issued by the San Diego Regional Water Quality Control Board (SDRWQCB) on December 16, 2009, pursuant to their authority under the Federal Clean Water Act, the Porter Cologne Water Quality Control Act, and other applicable State and Federal regulations, plans, and policies. The new permit contained an increased emphasis on stormwater discharge management on a watershed basis and, among other requirements, mandated an update to municipal regulations. The County of Orange and the South Orange County NPDES permittees developed a model Ordinance to be in compliance with the new permit. The proposed changes to the Municipal Code had been reviewed by the Office of the City Attorney.

ADOPTED ORDINANCE NO. 2010-5, AN ORDINANCE OF THE CITY OF LAGUNA HILLS, CALIFORNIA, AMENDING CHAPTER 5-36 TO TITLE 5 OF THE MUNICIPAL CODE RELATING TO WATER QUALITY TO ENSURE COMPLIANCE WITH THE FOURTH TERM NPDES PERMIT AS ISSUED BY THE SAN DIEGO REGIONAL WATER QUALITY CONTROL BOARD.

4.6 3RD BATTALION, 5TH MARINES, 1st DIVISION COMMUNITY ASSISTANCE FUNDING RESOLUTION (0120-40)

Written report from the City Clerk's Office indicated that on August 28, 2007, the City Council adopted Resolution No. 2007-08-28-2, a Resolution which formally adopted the 3rd Battalion, 5th Marines, 1st Marine Division based at Camp Pendleton. Because there continued to be interest by residents of Laguna Hills and by other interested members of the community in supporting the 3rd Battalion, 5th Marines, 1st Marine Division, the City Council at the November 9, 2010, meeting, supported the re-establishment of the Laguna Hills 3/5 Military Support Committee that would not be subject to the requirements of the Brown Act. As part of the action taken at that meeting, the City Council also authorized a budget amendment to be brought back for City Council authorization in the form of a Community Funding Assistance Resolution, to allocate an amount not-to-exceed $10,000 to facilitate the 3/5 Military Support Committee's efforts. This "seed money" would be used for public benefit purposes in the City of Laguna Hills and surrounding community in direct support of the 3rd Battalion, 5th Marines, 1st Marine Division. The $10,000 "seed money" would come out of the City's reserves.

ADOPTED RESOLUTION NO. 2010-11-23-2, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAGUNA HILLS, CALIFORNIA, AUTHORIZING THE EXPENDITURE OF COMMUNITY ASSISTANCE FUNDING TO SUPPORT THE ADOPTED 3RD BATTALION, 5TH MARINES, 1ST MARINE DIVISION BASED AT CAMP PENDLETON.

4.7 PROGRESS PAYMENT NO. 6 FOR ALICIA PARKWAY TRAFFIC SIGNAL SYNCHRONIZATION PROJECT, CIP NO. 173, AND LA PAZ ROAD TRAFFIC SIGNAL SYNCHRONIZATION PROJECT, CIP NO. 174 (0400-10)

Written report from the Public Services Department indicated that work on the Alicia Parkway Traffic Signal Synchronization Project, CIP No. 173, and the La Paz Road Traffic Signal Synchronization Project, CIP No. 174, began on May 3, 2010, and was being performed by Steiny and Company, Inc. Work performed in October included traffic signal controller cabinet installation and sidewalk removal/replacement. The project was in the "punch list" stage. The contractor had submitted the sixth progress payment request for approval. The progress payment was within the Capital Improvement Program Budget for the Alicia Parkway Traffic Signal Synchronization Project, CIP No. 173, and La Paz Road Traffic Signal Synchronization Project, CIP No. 174.

APPROVED CONTRACT CHANGE ORDER NO. 1 AND PROGRESS PAYMENT NO. 6, IN THE NET AMOUNT OF $38,812.50, TO STEINY AND COMPANY, INC., FOR ALICIA PARKWAY TRAFFIC SIGNAL SYNCHRONIZATION PROJECT, CIP NO. 173, AND LA PAZ ROAD TRAFFIC SIGNAL SYNCHRONIZATION PROJECT, CIP NO. 174.

4.8 AUTHORIZATION TO PURCHASE EQUIPMENT FOR THE COSTEAU PARK PLAYGROUND RENOVATION PROJECT, CIP NO. 239 (0400-10)

Written report from the Public Services Department indicated that the City Council, at the meeting of November 9, 2010, authorized the subject project to be advertised for bids. As a part of the project description, staff identified the benefits of directly purchasing the playground equipment from the manufacturer's representative. The specific recommendation requesting authorization to purchase that playground equipment, however, was not included in the staff recommendation. City Council was requested to authorize this direct equipment purchase. The direct purchase of the playground equipment for Costeau Park Playground Renovation Project, CIP No. 239, was included in the funding available for the Costeau Park Playground Renovation Capital Improvement Program Budget.

AUTHORIZED THE DIRECT PURCHASE OF THE PLAYGROUND EQUIPMENT FOR THE COSTEAU PARK PLAYGROUND RENOVATION PROJECT, CIP NO. 239, FROM COAST RECREATION INC., THE REPRESENTATIVE OF LANDSCAPE STRUCTURES, INC., IN THE TOTAL ESTIMATED AMOUNT OF $65,110.19.

5. CITY COUNCIL PUBLIC HEARINGS

5.1 CITY APPLICATION FOR FY 2011/2012 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS FOR PUBLIC FACILITIES AND IMPROVEMENTS FOR THE FLORENCE SYLVESTER SENIOR CENTER (0670-20)

Senior Management Analyst Au-Yeung indicated that for the third year in a row, staff anticipated applying for available Community Development Block Grant (CDBG) funds for facilities and improvement monies on behalf of the Florence Sylvester Senior Center. Ms. Au-Yeung indicated that this years' application would be in the amount of $75,000. In order to apply for the grant the City Council would need to conduct a Public Hearing to allow members of the community to comment on the City's application.

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

IT WAS MOVED BY MAYOR PRO TEMPORE SCOTT, SECONDED BY COUNCIL MEMBER CARRUTH, TO AUTHORIZE STAFF TO SUBMIT A COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) APPLICATION FOR PUBLIC FACILITIES AND IMPROVEMENTS FOR THE 2011/2012 FISCAL YEAR.

The motion carried by the following vote:

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

PLANNING AGENCY

Mayor Bressette recessed the City Council meeting to the Planning Agency meeting at 7:13 p.m. and reconvened the City Council meeting at 7:13 p.m. All Council Members were present.

6. ADMINISTRATIVE REPORTS

6.1 City Manager

The City Manager made no reports.

6.2 Assistant City Manager

A. PURCHASING ORDINANCE UPDATE (0480-20)

Assistant City Manager White indicated that staff had completed the first draft of the updated Purchasing Ordinance and had submitted it to the City Attorney's office for legal review. The work effort had resulted in a significant overhaul of the Ordinance and for this reason, it was staff's opinion that the City's independent auditor should also review and comment on the Ordinance. Mr. White indicated that he had spoken with the City's independent auditors and they would be able to conduct the review and also to hold one meeting with the Audit Committee at no additional cost.

IT WAS MOVED BY MAYOR PRO TEMPORE SCOTT, SECONDED BY COUNCIL MEMBER LAUTENSCHLEGER, TO DIRECT STAFF TO TAKE THE PURCHASING ORDINANCE UPDATE TO THE AUDIT COMMITTEE FOR REVIEW AND COMMENT.

The motion carried by the following vote:

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

6.3 Public Services Director/City Engineer

A. MCINTYRE STREET TRAFFIC CONDITIONS (0860-50)

Public Services Director Rosenfield indicated that in accordance with resident comments and City Council direction, staff undertook an evaluation of traffic conditions within the McIntyre Street neighborhood. Mr. Rosenfield indicated that the data collection effort was performed in conformance with the Residential Streets Management Policy. Mr. Rosenfield indicated that traffic speeds were collected on McIntyre Street at six different times using an unmarked vehicle with a licensed technician and radar gun. Cut-through traffic was measured by checking license plates against either entry or exiting the street system or the retail center. The stop sign analysis was performed at three intersections: Knotty Pine Road at McIntyre Street, Knotty Pine Road at White Alder Lane, and Knotty Pine Road at Evergreen Road. Mr. Rosenfield indicated that the results of the data collection determined that consistent with the residents' concerns, traffic speeds on McIntyre Street were higher than those reasonably expected on a residential street. The studies found that the prevailing speeds of traffic on McIntyre Street exceeded the expected traffic speeds on a residential neighborhood street of 32 to 34 miles per hour. Mr. Rosenfield stated that the prevailing speed of traffic on McIntyre Street reached a high of 36 miles per hour, the prevailing speed of traffic was the speed at which 85% of the motorists were driving at or below.

Mr. Rosenfield indicated that due to previous evaluations of the area dating back to 1993, the City had taken numerous steps to address traffic speeds in that area, including installation of speed limit signs, pavement legends, striping around corners and other signage in the area, police enforcement when resources were available, and the use of a radar trailer. City policies state that before another implemental effort was to be made, speed enforcement should be the primary activity to deal with traffic speed, and that the prevailing speed of traffic was to be measured twice in a three-to-six month period to see if the speed was over 34 miles per hour. Mr. Rosenfield reported that the cut-through traffic volume data indicated that during certain times during the day, particularly in the morning, the percentage of cut-through traffic was higher than the City had seen in the past but the total volume numbers were lower. Mr. Rosenfield indicated that up to 50 percent of the traffic entering or exiting the retail center came directly from the neighborhoods. Mr. Rosenfield indicated that the analysis determined that traffic speeds on McIntyre Street were higher than those to be reasonably expected on a residential street. Cut-through traffic volume, while at a higher percentage at some times of the day than previous studies, was at a lower volume than historic data, and that none of the three studied intersections met minimum standards for multi-way stop signs controls. Mr. Rosenfield stated in addition to speed enforcement, staff also was recommending the installation of a side street stop sign on White Alder Lane at McIntyre Street and the installation of a side street stop sign on McIntyre Street at Evergreen Road.

Jim Hanes, Laguna Hills resident, thanked Mr. Rosenfield and the City Council for their support and hard work on this item, and Lieutenant Doan for the increased police presence in the neighborhood, which he felt had made a big difference. Mr. Hanes stated that he believed that these measures would not be adequate enough and hoped that the City would address the traffic issue again.

IT WAS MOVED BY COUNCIL MEMBER CARRUTH, SECONDED BY MAYOR BRESSETTE, TO DIRECT STAFF TO CONTINUE SPEED ENFORCEMENT EFFORTS ON MCINTYRE STREET AND RE-EVALUATE THE TRAFFIC SPEED CONDITIONS IN A THREE TO SIX MONTH TIME FRAME; ADOPTED RESOLUTION NO. 2010-11-23-3, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAGUNA HILLS, CALIFORNIA, ESTABLISHING A SIDE STREET STOP SIGN ON WHITE ALDER LANE AT MCINTYRE STREET; ADOPTED RESOLUTION NO. 2010-11-23-4, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAGUNA HILLS, CALIFORNIA, ESTABLISHING A SIDE STREET STOP SIGN ON MCINTYRE STREET AT EVERGREEN ROAD; AND ADOPTED RESOLUTION NO. 2010-11-23-5, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAGUNA HILLS, CALIFORNIA, ESTABLISHING MULTI-WAY STOP SIGN CONTROLS AT THE INTERSECTION OF MCINTYRE STREET AT KNOTTY PINE ROAD.

The motion carried by the following vote:

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

B. MACKENZIE STREET TRAFFIC CONDITIONS (0860-50)

Public Service Director Rosenfield indicated that in accordance with a variety of public comments before the City Council, an evaluation of the Mackenzie Street traffic conditions was undertaken by staff and the City's Consulting Traffic Engineers, to include a multi-way stop analysis at the Mackenzie Street at Knotty Pine Road intersection. Mr. Rosenfield indicated that the analysis determined that multi-way stop sign controls were not justified for the intersection of Mackenzie Street at Knotty Pine Road as none of the State issued standards for the installation of this type of right-of-way control were met. The analysis of traffic speeds on Mackenzie Street determined the prevailing speed of traffic occasionally exceeded the typical 32 to 34 mile per hour range. Staff recommended traffic enforcement efforts and the addition of two "25" pavement legends, near Knotty Pine Road to reinforce to the motorists the speed limit, in addition to the existing traffic controls on the street. Mr. Rosenfield indicated that staff could revisit the issue at another time to review if the multi-way stop sign was necessary at that location

IT WAS MOVED BY COUNCIL MEMBER LAUTENSCHLEGER, SECONDED BY COUNCIL MEMBER CARRUTH, TO DIRECT STAFF TO INSTALL TWO "25" PAVEMENT LEGENDS ON MACKENZIE STREET AT AN APPROXIMATE MID-BLOCK LOCATION AND DIRECTED CONTINUED SPEED ENFORCEMENT OF THE EXISTING 25 MILE PER HOUR SPEED LIMIT.

The motion carried by the following vote:

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

6.4 Deputy City Manager/Community Services

A. COMMUNITY CENTER BUTTERFLY SCULPTURE RENOVATION PROJECT (0910-50)

Community Services Superintendent Meehan reported that in 2005 the City participated in the KOCE Butterfly Initiative, which created an endowment to fund art and science programs for Orange County school children. Four sculptures were purchased and the students were invited to participate in the Butterfly Design Contest. Mr. Meehan indicated that four students were selected and the sculptures were painted and put on display throughout the plaza area of the Laguna

Hills Community Center in May of 2005. Mr. Meehan reported that the sculptures had chipped and faded due to sun and rain exposure. In determining how to best address the issue, staff approached the art teacher at Laguna Hills High School with the idea of the students conducting the renovation project. The teacher expressed interest in having the Art Honor Society students complete the work. Staff presented the information to the Parks and Recreation Commission at its October 6, 2010, meeting, and the Commission responded favorably to the idea and also presented staff with the alternate idea of conducting a new Butterfly Design Contest similar to the contest held in 2005. Staff estimated the costs to be approximately $1,200 for Laguna Hills Art Honor Society students to refurbish the sculptures with the existing designs. The estimate of the costs to conduct a new Butterfly Design Contest was $5,000.

City Council provided feedback to staff regarding the Butterfly Sculptures as public art and directed staff to request the Art Honor Society students from Laguna Hills High School conduct the renovation of the Sculptures.

7. OTHER BUSINESS

7.1 ASSOCIATION OF CALIFORNIA CITIES, ORANGE COUNTY (0140-10)

Council Member Songstad reported that for a variety of reasons some cities in Orange County had chosen not to be members of the State League. This had created a problem for what in the past was known as the Division of the League, because a City could not be a member of the Division without being a member of the State League. The way it had been set up in Orange County was that the Division had operated by doing much more than just what was delegated to a Division by the State League. The Division had its own dues structure, and had educational programs for council members and staff. The Orange County organization, which had been called the Division, had advocated on behalf of the cities for local and regional issues, and in some instances has attempted to perform advocacy at the State level. Unfortunately, some Orange County cities did not always agree with the State League decisions, which had been part of the problem in the renewal of the membership by some cities.

Council Member Songstad stated that the action recommended tonight was intended to retain the organization in Orange County that would provide the same unique function as the Division, which was to provide a collaborative forum to advocate for local and regional issues, to provide educational and other activities for member cities. Council Member Songstad indicated that the Director had made the Orange County Division very member-centric, and attempted to stay out of issues that were controversial for its members. The Board of Directors of the Division had become aware and concerned when the number of cities started dropping in State League membership. The Division would lose what had become unique in terms of organizations of Orange County cities. A number of cities indicated that although they did not want to be members of the State League, would be members of an Orange County organization. A Division of the State League would still exist in Orange County for those cities who were members of the State League. Council Member Songstad described the attachments to the staff report about the pros and cons of becoming members of the new Association. The genesis of the new Association was mainly financial and whether there would enough cities choosing to remain members to support a staff.

Council Member Songstad urged the City Council to support the new Association of California Cities, and reported that the staff currently in place would move to the new organization and the transition would be seamless, and the dues would be the same as the Division.

Barbara Kogerman, Council-Member elect, stated that she understood the reason that some of the cities in Orange County were dropping out of the League, and heard that frustration in Mr. Lautenschleger's report from the State Convention, when Orange County was told that if it wanted more control, then it needed to have its membership involved in State Committees. That occurred and decisions were reversed by the State Board, she understood the frustrations for economic reasons as well as philosophical reasons with what was perceived to be a more liberal State organization from what Orange County was itself. Mrs. Kogerman felt that to make a decision at this time was premature, and recommended that the City Council direct staff to bring back a report to a future meeting. Mrs. Kogerman felt there were too many unanswered questions to make a thorough decision now.

> IT WAS MOVED BY COUNCIL MEMBER SONGSTAD, SECONDED BY COUNCIL MEMBER CARRUTH, THAT THE CITY BECOME MEMBERS OF THE NEW ASSOCIATION OF CALIFORNIA CITIES, ORANGE COUNTY.

The motion carried by the following vote:

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

7.2 3/5 MARINE BATTALION SUPPORT COMMITTEE (0120-40)

Council Member Carruth reported that the Holiday Gift Toy Drive was underway with collection boxes at City Hall, the Community Center, and Nellie Gail Tennis Club. Council Member Carruth indicated while responding as a community to the difficult deployment of our Marines to Afghanistan, a theme had emerged that centered on light. Council Member Carruth indicated that first, there was Operation Christmas Tree, where money could be donated for lighted trees to be sent to the 3/5; second was sending school supplies to the children in Afghanistan in order for them to have light in their lives; third was asking Laguna Hills residents to keep the lights on for 24 hours on Christmas day as a symbol of solidarity to remind us all of how important it was for us to think about our Marines and Sailors of the 3/5 during the Holiday season; and fourth was displaying the 3/5 banner in a public place on one of the City's public buildings and that the banner be illuminated through the night until the 3/5 Marines returned from Afghanistan in April.

IT WAS MOVED BY COUNCIL MEMBER CARRUTH, SECONDED BY MAYOR BRESSETTE, TO DIRECT STAFF TO COORDINATE THE DISPLAY OF A 3RD BATTALION 5TH MARINES 1ST DIVISION BANNER ON THE EXTERIOR OF THE COMMUNITY CENTER WITH THE MARINE SUPPORT COMMITTEE. THE BANNER, PROPOSED TO BE ILLUMINATED BY AN EXTERIOR LIGHT, WOULD BE DISPLAYED UNTIL THE MARINES AND SAILORS OF 3/5 RETURN FROM AFGHANISTAN.

The motion carried by the following vote:

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

8. MATTERS PRESENTED BY MAYOR AND COUNCIL MEMBERS

8.1 Mayor Bressette

A. SHERIFF APPRECIATION BREAKFAST (0160-60)

Mayor Bressette congratulated Deputy Shannon Meier on being named as the Deputy of the Year at the City's Annual Sheriff Appreciation Breakfast. Mayor Bressette thanked Lieutenant Doan for inviting all of the Deputies to the Breakfast. Mayor Bressette indicated the event was well received and appreciated by all of the officers.

B. KOCE - ONE COMMUNITY NATIONAL FAMILY VOLUNTEER DAY (0130-10)

Mayor Bressette reported that he and his wife had an opportunity to work with Southern California Edison and Jo Ellen Allen of KOCE's One Community National Family Volunteer Day, filling boxes of food for those less fortunate. Mayor Bressette reported that 32,000 boxes of cereal, juices, rice, etc., were filled that day. Mayor Bressette reported that it had been a fulfilling experience.

C. VALENCIA ELEMENTARY SCHOOL PTA (0930-40)

Mayor Bressette reported that he had visited with the Valencia PTA last week. The Valencia PTA was a hard-charging organization that put their children in charge of gathering coats for those less fortunate for the winter season. The children came up with 480 coats and jackets to donate to those less fortunate. The children also collected 2,100 pairs of shoes. Mayor Bressette congratulated the PTA and the children for all of their hard work.

9. CLOSED SESSION

Mayor Bressette recessed the meeting into Closed Session at 8:54 p.m.

9.1 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Pursuant to Subdivision (a) of Government Code Section 54956.9
Name of Case: Eric Young v. City of Laguna Hills
Orange County Superior Court Case No.: 30-2009 00324531

9.2 CONFERENCE WITH REAL PROPERTY NEGOTIATOR

Pursuant to Government Code § 54956.8

Property:	24031 El Toro Road, Suite No. 301, Laguna Hills
Agency Negotiator:	Donald J. White, Assistant City Manager
Negotiating Parties:	City of Laguna Hills and Alex Llorente
Item Under Negotiation:	Terms and Conditions of Lease

Mayor Bressette reconvened the meeting at 9:25 p.m. All Council Members were present.

ADJOURNMENT

There being no further business before the City Council at this session, Mayor Bressette declared the meeting adjourned at 9:25 p.m.

Peggy J. Johns

PEGGY J. JOHNS, CITY CLERK

ATTEST:

L. Allan Songstad

L. ALLAN SONGSTAD, JR., MAYOR

APPROVED AT MEETING OF DECEMBER 14, 2010.