



CITY OF LAGUNA HILLS CITY COUNCIL/PLANNING AGENCY

REGULAR MEETING AGENDA Tuesday, November 13, 2018 – 7:00 PM (Closed Session at 6:00 PM when scheduled)

Mel Carruth, Mayor

Janine Heft, Council Member

Dore J. Gilbert, M.D., Mayor Pro Tempore

Don Sedgwick, 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.

CLOSED SESSION - CONVENING AT 6:00PM

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 ITEMS

The City Council shall convene into Closed Session, in the City Council Conference Room, City Hall, Laguna Hills Civic Center, to consider the following matter(s):

A. PUBLIC EMPLOYEE PERFORMANCE EVALUATION

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

Public Employee Title: City Manager - Annual Performance Evaluation

B. CONFERENCE WITH LABOR NEGOTIATOR

Pursuant to Government Code Section 54957.6

Agency Negotiator: Mel Carruth, Mayor

Unrepresented Employee: Don White, City Manager

PUBLIC COMMENT ON CLOSED SESSION ITEMS

ADJOURN TO CITY COUNCIL CONFERENCE ROOM

CONVENE INTO CLOSED SESSION

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

RECONVENE TO CITY COUNCIL CHAMBERS

RECESS



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GENERAL BUSINESS - CONVENING AT 7:00 PM

CALL TO ORDER

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PLEDGE OF ALLEGIANCE: MAYOR PRO TEMPORE GILBERT

ROLL CALL OF CITY COUNCIL MEMBERS

CLOSED SESSION REPORT

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 Julia Moon.

1.2 Laguna Hills 3/5 Marine Support Committee

Recommendation: That the City Council receive an update from Committee Member, Roy Fussell on the 3/5 Dark Horse Committee.

1.3 OC Mosquito and Vector Control District

Recommendation: That the City Council receive an update from Larry Woodruff on the OC Mosquito and Vector Control District.

1.4 Recognition of Chef Leo Razo, First Place Winner at Orange County's World-Wide Semi-Finals for Paella Valenciana

Recommendation: That Mayor Carruth present a Certificate of Recognition to Chef Leo Razo.

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 October 9, 2018, Regular Meeting

Recommendation: That the City Council approve the Minutes for the October 9, 2018, Regular Meeting.

3.3 Approval of Warrant Register for the November 13, 2018, Regular Meeting

Recommendation: That the City Council approve the Warrant Register in the amount of \$1,455,793.04.

3.4 Second Reading & Adoption of Proposed Ordinance Adopting Zoning Text Amendment No. 1-17-3757, Amending Title 9 (Zoning and Subdivisions) of the Laguna Hills Municipal Code to Update Regulations Related to Accessory Dwelling Units in Accordance with State Law

Recommendation: That the City Council adopt an Ordinance entitled: "An Ordinance of the City of Laguna Hills, California, adopting Zoning Text Amendment No. 1-17-3757, an amendment to Title 9 (Zoning and Subdivisions) of the Laguna Hills Municipal Code, amending and restating Chapter 9-68 (Accessory Living Quarters/Second Unit Housing) and amending Section 9-04.010 and Tables 9-10.050, 9-12.020, 9-14.020, 9-16.020, 9-18.020, 9-20.020, 9-44.A and 9-92.030 to allow Accessory Dwelling Units in Residential Zoning Districts in accordance with State law, including an exemption from the California Environmental Quality Act (CEQA) per CEQA Guidelines Sections 15060(C)(2) and (C)(3) and Public Resources Code Section 21080.17."

3.5 Orange County Task Force on Drowning Prevention Request for Funding Support

Recommendation: That the City Council approve a sponsorship of \$5,000 to the Orange County Task Force on Drowning Prevention and authorize the City Manager to execute a Sponsorship Agreement.

3.6 FY 2017-2018 Development Impact Fees Annual Report

Recommendation: That the City Council approve the FY 2017-2018 Development Impact Fees Annual Report pursuant to California Government Code Section 66006.

3.7 Fourth Amendment to the Amended Joint Powers Authority Agreement with the Orange County Fire Authority Formalizing the Accelerated Pension Liability Reduction Plan

Recommendation: That the City Council approve the Fourth Amendment to the Amended Joint Powers Authority Agreement with the Orange County Fire Authority and authorize the Mayor to execute the Agreement.

3.8 Report Regarding Implementation of 2017 Zoning Text Amendment for Limited Personal Cultivation of Marijuana Inside a Person's Private Residence in Accordance with Proposition 64.

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

3.9 Lake Forest Drive Traffic Signal Synchronization Project Grant Application

Recommendation: That the City Council adopt a Resolution entitled: "A Resolution of the City Council of the City of Laguna Hills, California, approving the submittal of Traffic Signal Synchronization Program projects to the Orange County Transportation Authority for funding under the Competitive Measure M2 Regional Transportation Signal Synchronization Program for Lake Forest Drive."

3.10 Lease Termination Agreement for the Law Offices of Rick J. Finelli, LLP., a California Limited Liability Partnership, for 24031 El Toro Road, Suite 260, Laguna Hills, California

Recommendation: That the City Council approve a Lease Termination Agreement for Suite 260 with The Law Offices of Rick J. Finelli, LLP., a California Limited Liability Partnership, for 24031 El Toro Road, Suite 260, Laguna Hills, California, and authorize the City Manager to execute the Agreement.

3.11 Lease Termination Agreement for Carno Law Group, a Professional Law Corporation, for 24031 El Toro Road, Suite 210, Laguna Hills, California

Recommendation: That the City Council approve a Lease Termination Agreement for Suite 210 with Carno Law Group, a professional law corporation, for 24031 El

Toro Road, Suite 210, Laguna Hills, California, and authorize the City Manager to execute the Agreement.

3.12 Proposed Office Lease with Carno Law Group for 24031 El Toro Road, Suite 260, Laguna Hills, California

Recommendation: That the City Council approve the lease with Carno Law Group, a professional law corporation, for 24031 El Toro Road, Suite 260, Laguna Hills, California, and authorize the City Manager to execute the Lease.

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 FOR OCTOBER 9, 2018, REGULAR MEETING

4.3.1 Approval of Minutes for the October 9, 2018, Regular Meeting

Recommendation: That the Planning Agency approve the Minutes for the October 9, 2018, Regular Meeting.

4.4. ADMINISTRATIVE REPORTS

4.5. PLANNING AGENCY PUBLIC HEARINGS

PLANNING AGENCY ADJOURNMENT

JOINT PLANNING AGENCY/CITY COUNCIL MEETING

ROLL CALL OF JOINT PLANNING AGENCY/CITY COUNCIL MEETING

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.

Site Development Permit/ Conditional Use Permit/ Variance/ Zone Text Amendment No. 6-15-3234, a Request by Moulton Niguel Water District to Operate a Government Facility Consisting of a New Operations Center Involving the Construction of Three New Buildings Totaling 64,664 Square Feet for Administrative Offices, Field Crew Operations, and Vehicle Repair, Renovation of Two Existing Buildings Totaling 21,735 Square Feet for Warehousing and Storage Purposes, Expansion and Relocation of Fueling Facilities, Vehicle and Equipment Storage, and Utilizing Existing Non-Compliant Driveway Access on Property Located at 26161 Gordon Road, and Consideration of Zoning Text Amendments to Title 9 (Zoning and Subdivisions) of the Laguna Hills Municipal Code, Amending Table 9-32.040 to Remove the 25 Percent Open Space Requirement for Government Uses, Revising Chapter 9-32 by Adding a New Section 9-32.050 to Permit Outdoor Storage in the C/PI Zone for Government Uses, and by Adding a New Section 9-32.060 (Fences, Walls and Hedges) to Permit Fences Up to Eight (8) Feet High for Government Uses

Recommendation: (1) That the Planning Agency and City Council conduct a Joint Public Hearing to consider the proposed Operations Center Project;

(2) That the Planning Agency and City Council consider the Final Initial Study/Mitigated Negative Declaration for the Moulton Niguel Water District Operations Center and Site Consolidation Project; make responsible Agency Findings; and adopt a Mitigation Monitoring and Reporting Program;

(3) That the City Council introduce for first reading, read by title only, and waive further reading of an Ordinance entitled: "An Ordinance of the City of Laguna Hills, California, approving and adopting Zone Text Amendments (ZTA) to Title 9 (Zoning and Subdivisions) of the Laguna Hills Municipal Code amending Table 9-32.040 to remove the 25 percent open space requirement in the C/PI Zone for government uses, revising Chapter 9-32 by adding new Section 9-32.050 to permit outdoor storage in the C/PI Zone for government uses, and revising Chapter 9-32 by adding new Section 9-32.060 (Fences, Walls and Hedges) to permit fences up to eight (8) feet high in the C/PI Zone for government uses."; and

(4) That the Planning Agency adopt a Resolution entitled: "A Resolution of the Planning Agency of the City of Laguna Hills, California, approving Site Development Permit/Conditional Use Permit/Variance/Zone Text Amendment 6-15-3234, a request by Moulton Niguel Water District to operate a government facility consisting of a new operations center involving the construction of three new buildings totaling 64,664 square feet for administrative offices, field crew operations, and automobile vehicle repair, renovation of two existing buildings totaling 21,735 square feet for warehousing and storage purposes, expansion and relocation of fueling facilities, vehicle and equipment storage, and utilizing existing non-compliant driveway access on property located at 26161 Gordon Road in the Community/Private Institution (C/PI) Zoning District."

JOINT PLANNING AGENCY/CITY COUNCIL MEETING ADJOURNMENT

5. CITY COUNCIL PUBLIC HEARINGS

5.1 Security Deposit and Appeal Fee for the City's Construction and Demolition Waste and Recycling Program

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, adjusting the Security Deposits and Appeal Fee for the City of Laguna Hills Construction and Demolition Waste Recycling Program and finding that the action is exempt from the California Environmental Quality Act (CEQA) per Section 15273 of the CEQA Guidelines and Public Resources Code Section 21080(b)(8)."

5.2 Introduction and First Reading of an Ordinance Adding Chapter 8-07 (Citywide Park and Recreation Facilities Fees) to the Laguna Hills Municipal Code, Establishing Development Impact Fees for Non-Subdivision Residential Development Pursuant to the Provisions of Government Code Section 66000 Under the Mitigation Fee Act for Citywide Parks, Recreation and Open Space Facilities, and Adoption of a Resolution Establishing the Fees.

Recommendation: That the City Council: (1) Conduct a Public Hearing ; (2) Introduce for first reading, read by title only, and waive further reading of an Ordinance entitled: "An Ordinance of the City of Laguna Hills, California, adding Chapter 8-07 (Citywide Park and Recreation Facilities Fees) to Title 8 (Recreation, Parks, and Facilities) of the Laguna Hills Municipal Code establishing

Development Impact Fees for Citywide Parks, Recreation and Open Space Facilities for non-subdivision residential development.”; and (3) Adopt a Resolution entitled “A Resolution of the City Council of the City of Laguna Hills, California, establishing the Citywide Park and Recreational Facilities Fees and finding that the action is exempt from the California Environmental Quality Act (CEQA) per Sections 15273 of the CEQA Guidelines and Public Resources Code Section 21080.”

6. ADMINISTRATIVE REPORTS

6.1. City Manager

6.2. Assistant City Manager/Public Services Director

6.2.1 Introduction and First Reading of an Ordinance Amending the Laguna Hills Municipal Code to Clarify the City’s Authority to Prohibit the Discharge of Non-Stormwater Such as Runoff from Over-Irrigation to the City’s Stormwater Drainage System

Recommendation: That the City Council introduce for first reading, read by title only, and waive further reading of an ordinance entitled: “An Ordinance of the City of Laguna Hills, California, amending Section 5-36.040 of the Laguna Hills Municipal Code pertaining to prohibition on illicit connections and prohibited discharges to the Stormwater Drainage System, and repealing Section 12-20.030 of the Laguna Hills Municipal Code pertaining to running of water upon the right-of-way.”

7. MATTERS AGENDIZED AND PRESENTED BY CITY COUNCIL MEMBERS

7.1 San Diego Gas & Electric Rate Structure

Recommendation: That the City Council direct staff to work cooperatively with San Diego Gas & Electric and other interested stakeholders to lobby the California Public Utilities Commission to make certain policy changes that will result in lower electricity bills for Laguna Hills rate payers.

8. CITY COUNCIL MEMBER COMMENTS

9. CLOSED SESSION

The City Council will be reconvening into Closed Session as part of the General Business Session, if necessary, for purposes of completing its Closed Session

discussions in the event that City Council does not complete the Closed Session discussion between 6:00 p.m. and 7:00 p.m.

PUBLIC COMMENT ON CLOSED SESSION ITEMS

ADJOURN TO CITY COUNCIL CONFERENCE ROOM

RECONVENE BACK INTO CLOSED SESSION

RECONVENE TO CITY COUNCIL CHAMBER

CLOSED SESSION REPORT

ADJOURNMENT

The next Regular Meeting of the City Council/Planning Agency will be November 27, 2018, 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 November 9, 2018, at 5:00 pm.



City Clerk

November 9, 2018

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.