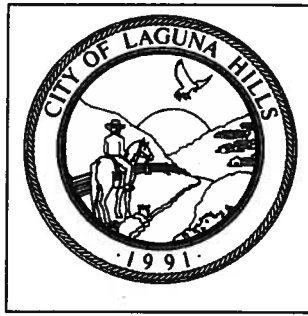

**CITY COUNCIL
REGULAR
MEETING**



**NOVEMBER 9, 2010
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 Songstad

ROLL CALL OF CITY COUNCIL MEMBERS:

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

1. PRESENTATIONS AND PROCLAMATIONS

1.1 ORANGE COUNTY HUMAN RELATIONS COUNCIL ANNUAL REPORT (0130-60)

RECOMMENDATION: That the City Council receive an oral presentation from Ken Inouye, Commissioner, on the Orange County Human Relations Council.

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 Mike Spain.

3. MINUTES

3.1 REGULAR MEETING, OCTOBER 26, 2010 (0410-50)

RECOMMENDATION: That the City Council approve the minutes of the October 26, 2010, 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 NOVEMBER 9, 2010 (0300-30)

RECOMMENDATION: That the City Council approve the Warrant Register in the amount of \$214,421.93.

4.3 DOG LICENSE CAMPAIGN UPDATE (0200-20)

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

4.4 CLAIM AGAINST THE CITY, AZAR SAFAVI (0180-15)

RECOMMENDATION: That the City Council reject the claim and direct the City Clerk to send the standard rejection letter.

4.5 RECORDS RETENTION MANAGEMENT (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 NO LONGER RETAIN CERTAIN CITY RECORDS AND DOCUMENTS, WITH A DISPOSAL DATE OF NOVEMBER 10, 2010, PURSUANT TO THE GOVERNMENT CODE OF THE STATE OF CALIFORNIA.

4.6 FIRST QUARTER FINANCIAL AND TREASURER'S REPORT FOR FY2010/11 (0300-40)

RECOMMENDATION: That the City Council receive and file the First Quarter Financial and Treasurer's Report for FY 2010/11.

4.7 AMENDMENT NO. 2 TO PROPOSITION 1B CITY AGREEMENT WITH THE COUNTY OF ORANGE (0400-10)

RECOMMENDATION: That the City Council approve Amendment No. 2 to Proposition 1B City Agreement with the County of Orange and authorize the Mayor to sign the Agreement and the City Clerk to attest thereto.

4.8 AWARD OF CONTRACT FOR CITYWIDE PAVEMENT REHABILITATION PROJECT, CIP NO. 101-G (0400-10)

RECOMMENDATION: That the City Council award the contract for the Citywide Pavement Rehabilitation Project, CIP No. 101-G, to the apparent low bidder, PALP, Inc., DBA Excel Paving Company, in the low base bid amount of \$1,598,750, and authorize the Mayor to sign and the City Clerk to attest to the contract documents and authorize the City Manager to approve task orders for professional services as described.

4.9 REJECTION OF ALL BIDS FOR THE LA PAZ ROAD WIDENING AT INTERSTATE 5 IMPROVEMENT PROJECT, CIP NO. 159, AND AUTHORIZATION TO RE-ADVERTISE THE PROJECT FOR BIDS (0400-10)

RECOMMENDATION: That the City Council reject all bids received on October 19, 2010, for the La Paz Road Widening at Interstate 5 Improvement Project, CIP No. 159, approve the plans and specifications and contract documents on file with the Office of the City Clerk, and authorize the re-advertisement of bids for the project.

- 4.10 AUTHORIZATION TO ADVERTISE FOR BIDS FOR THE COSTEAU PARK PLAYGROUND RENOVATION, CIP NO. 239, AND THE COMMUNITY CENTER AND SPORTS COMPLEX PLAYGROUND RENOVATION AND LIGHTING REFURBISHMENT, CIP NO. 514 (0400-10)

RECOMMENDATION: That the City Council approve the plans and specifications for the Costeau Park Playground Renovation, CIP No. 239, and approve the plans and specifications for the Community Center and Sports Complex Playground Renovation and Lighting Refurbishment, CIP No. 514, and authorize the advertisement for bids of the projects.

ITEMS REMOVED FROM THE CONSENT CALENDAR

5. CITY COUNCIL PUBLIC HEARINGS

- 5.1 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 (0480-10)

RECOMMENDATION: That the City Council:

1. Conduct a Public Hearing;
2. Introduce an Ordinance entitled:

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;

3. Introduce an Ordinance entitled:

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; and

4. Direct that the Ordinances be placed on the November 23, 2010, meeting Agenda for Adoption.

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

5.2 MINUTES OF THE REGULAR MEETING OF OCTOBER 26, 2010 (0120-10)

RECOMMENDATION: That the Planning Agency approve the minutes of the October 26, 2010, regular meeting.

PLANNING AGENCY ADJOURNMENT

6. **ADMINISTRATIVE REPORTS**

6.1 **City Manager**

6.2 Assistant City Manager

A. CIVIC CENTER PUBLIC ART PROGRAM STATUS REPORT (0910-40)

RECOMMENDATION: That the City Council direct staff to prepare a report regarding the potential sale of mural reproductions and proceed with a Native American display at a cost not to exceed \$1,500.

6.3 City Clerk

A. LAGUNA HILLS 3/5 MILITARY SUPPORT COMMITTEE (0120-40)

RECOMMENDATION: That the City Council take the following actions with regard to the re-establishment of the Laguna Hills 3/5 Military Support Committee: (1) selection of either Option "A" or Option "B"; and/or (2) take such action as the City Council so determines.

6.4 Public Services Director/City Engineer

A. PROPOSED EAGLE SCOUT PROJECT TO ADD A VETERANS MONUMENT AT MANDEVILLE PARK (0730-20)

RECOMMENDATION: That the City Council approve the proposed Eagle Scout project of a Veterans Monument within Mandeville Park and accept the donation thereof.

B. ORDINANCE AMENDING CHAPTER 5-36 OF TITLE 5 OF THE LAGUNA HILLS MUNICIPAL CODE RELATED TO WATER QUALITY CONTROL (0480-10)

RECOMMENDATION: That the City Council introduce an Ordinance entitled:

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.

C. NOTICE OF INTENT TO VACATE AND ABANDON THE PUBLIC SERVICE EASEMENT FOR OPEN SPACE PURPOSES WITHIN THE MOULTON AND LA PAZ OPPORTUNITY AREA OF THE LAGUNA HILLS GENERAL PLAN DESCRIBED AS PARCEL 1 (3.365 ACRES) OF FINAL PARCEL MAP 2009-134 (0490-70)

RECOMMENDATION: That the City Council:

1. Adopt a Resolution entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAGUNA HILLS, CALIFORNIA, DECLARING ITS INTENTION TO VACATE AND ABANDON THE PUBLIC SERVICE EASEMENT FOR OPEN SPACE PURPOSES WITHIN THE MOULTON AND LA PAZ OPPORTUNITY AREA OF THE LAGUNA HILLS GENERAL PLAN DESCRIBED AS PARCEL 1 OF FINAL PARCEL MAP 2009-134, AND FIXING THE TIME AND PLACE FOR THE PUBLIC HEARING THEREON," and

2. Direct the City Clerk to provide for the proper notice and Public Hearing to vacate.

6.5 Deputy City Manager/Community Services

- A. COMPARISON OF NON-RESIDENT FEE FOR CONTRACT INSTRUCTOR RECREATION CLASSES (0900-30)

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

7. OTHER BUSINESS

7.1 APPOINTMENT OF LABOR NEGOTIATOR (0520-10)

RECOMMENDATION: That the City Council select and appoint a designated representative for purposes of facilitating the annual performance evaluation of the City Manager.

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 – Annual Performance Evaluation

9.2 CONFERENCE WITH LABOR NEGOTIATOR

Pursuant to Government Code Section 54957.6

Agency Negotiator: Designated Facilitator

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

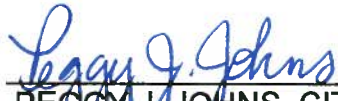
RECOMMENDATION: That the City Council take such action as it so determines.

ADJOURNMENT

There will be a Special Meeting on Wednesday, November 10, 2010, commencing at 5:30 p.m., for the purpose of conducting the City Manager's annual performance evaluation. The next Regular Meeting of the City Council will be November 23, 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 November 5, 2010, at 5:00 p.m.



PEGGY J. JOHNS, CITY CLERK



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.