

**CITY OF LAGUNA HILLS
CITY COUNCIL/PLANNING AGENCY**

**REGULAR MEETING
MINUTES
Tuesday, October 24, 2023**

CLOSED SESSION - CONVENING AT 6:00 PM

CALL TO ORDER

The meeting was called to order at 6:00 p.m. by Mayor Heft.

ROLL CALL OF CITY COUNCIL MEMBERS

Attendee Name	Title	Status	Arrived
Janine Heft	Mayor	Present	
Dave Wheeler	Mayor Pro Tempore	Present	
Don Caskey	Council Member	Present	
Erica Pezold	Council Member	Present	
Joshua Sweeney	Council Member	Present	

ANNOUNCEMENT OF CLOSED SESSION ITEM(S)

A. PUBLIC EMPLOYEE PERFORMANCE EVALUATION

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

Public Employee Title: City Manager - Annual Performance Review

PUBLIC COMMENT ON CLOSED SESSION ITEM(S)

There were no public comments on the closed session item.

ADJOURN TO CITY COUNCIL CONFERENCE ROOM OR CITY COUNCIL CHAMBER

CONVENE INTO CLOSED SESSION

The City Council convened into closed session to consider the matter(s) listed above.

RECONVENE TO CITY COUNCIL CHAMBER

RECESS

GENERAL BUSINESS - CONVENING AT 7:00 PM**CALL TO ORDER**

The meeting was called to order at 7:00 p.m. by Mayor Heft.

INVOCATION: Council Member Sweeney

PLEDGE OF ALLEGIANCE: Council Member Pezold

ROLL CALL OF CITY COUNCIL MEMBERS

Attendee Name	Title	Status	Arrived
Janine Heft	Mayor	Present	
Dave Wheeler	Mayor Pro Tempore	Present	
Don Caskey	Council Member	Present	
Erica Pezold	Council Member	Present	
Joshua Sweeney	Council Member	Present	

CLOSED SESSION REPORT**A. PUBLIC EMPLOYEE PERFORMANCE EVALUATION**

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

Public Employee Title: City Manager - Annual Performance Review

City Attorney Simonian stated that the City Council convened into closed session pursuant to the authorities listed on the Agenda with no reportable action taken.

1. PRESENTATIONS AND PROCLAMATIONS**1.1 Lomarena Elementary Student Liaison Report**

The City Council presented a Certificate of Appointment and received a report from Lomarena Elementary School Student Liaison Arthur Hayaud.

1.2 Laguna Hills High School Student Liaison Report

The City Council received a report from Laguna Hills High School 2023 Fall Student Liaison Forrest Frey.

2. SCHEDULE OF FUTURE EVENTS**2.1 Schedule of Future Events**

City Clerk Lee announced the upcoming meetings and events.

3. PUBLIC COMMENTS

The following individual addressed the City Council on non-agendized items:

Gregory Meade, a resident of Laguna Hills, expressed his appreciation to Orange County Fire Authority (OCFA) and Orange County Sheriff's Department (OCSD) for their response to a recent fire in his neighborhood.

4. CONSENT CALENDAR

Motion to approve the Consent Calendar.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Erica Pezold, Council Member
SECONDER:	Dave Wheeler, Mayor Pro Tempore
AYES:	Janine Heft, Mayor; Dave Wheeler, Mayor Pro Tempore; Don Caskey, Council Member; Erica Pezold, Council Member; Joshua Sweeney, Council Member

4.1 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.

4.2 Approval of Minutes for October 10, 2023, Special Meeting

Recommendation: That the City Council approve the City Council Minutes for the October 10, 2023, Special Meeting.

4.3 Approval of Minutes for October 10, 2023, Regular Meeting

Recommendation: That the City Council approve the City Council/Planning Agency Minutes for the October 10, 2023, Regular Meeting.

4.4 Ratification of October 24, 2023, Warrant Register

Recommendation: That the City Council ratify the accompanying Warrant Register for the period from October 3, 2023, to October 12, 2023, in the amount of \$1,403,275.65.

4.5 Treasurer's Investment Report for September 2023

Recommendation: That the City Council receive and file the Treasurer's Investment Report for the month of September 2023.

4.6 Appointment of Labor Negotiator

Recommendation: That the City Council, pursuant to Government Code Section 54957.6, select and appoint Mayor Heft to serve as the Council's designated representative for purposes of: (A) Facilitating the Annual Performance Evaluation of the City Manager; and (B) Conducting Labor Negotiations with the City Manager, an unrepresented employee.

4.7 Second Reading & Adoption of Proposed Ordinance Adding Chapter 3-36 (Informal Bidding - Public Projects) to Title 3 (Revenue and Finance) of the Laguna Hills Municipal Code to Provide Informal Bidding Procedures in Accordance with the Uniform Public Construction Cost Accounting Act

Recommendation: That the City Council: 1) Adopt Ordinance No. 2023-5: "AN ORDINANCE OF THE CITY OF LAGUNA HILLS, CALIFORNIA, ADDING CHAPTER 3-36 (INFORMAL BIDDING - PUBLIC PROJECTS) TO TITLE 3 (REVENUE AND FINANCE) OF THE LAGUNA HILLS MUNICIPAL CODE TO PROVIDE INFORMAL BIDDING PROCEDURES IN ACCORDANCE WITH THE UNIFORM PUBLIC CONSTRUCTION COST ACCOUNTING ACT"; and 2) Authorize the Mayor to execute the Ordinance.

4.8 Approval of Proposed Contract Services Agreement for School Crossing Guard Services with All City Management Services, Inc., for a Three-Year Term

Recommendation: That the City Council: 1) Approve the proposed Contract Services Agreement with All City Management Services, Inc., to provide school crossing guard services. The proposed contract is for a three-year term from November 10, 2023, through June 30, 2026, for a total not-to-exceed maximum contract amount of \$457,152. The total not-to-exceed maximum contract amount is an aggregate of the following anticipated annual amounts: \$138,845 for Year 1 (2023/2024); \$147,096 for Year 2 (2024/2025); \$156,211 for Year 3 (2025/2026); and an additional \$5,000 per year (\$15,000) to cover unanticipated costs; and 2) Authorize the Mayor to execute the proposed Contract Services Agreement for school crossing guard services with All City Management Services, Inc.

4.9 Fiscal Year 2022-2023 Development Impact Fees Annual Report

Recommendation: That the City Council approve the Fiscal Year 2022-2023 Development Impact Fees Annual Report pursuant to California Government Code Section 66006.

4.10 Purchase of Electric Cart with AB2766 Funds

Recommendation: That the City Council authorize the Finance Director to amend the budget in the AQMD AB2766 fund in the amount of \$15,500 to afford the purchase of a new electric cart.

ITEMS REMOVED FROM THE CONSENT CALENDAR

There were no items removed from the Consent Calendar.

5. PLANNING AGENCY

Mayor Heft recessed the City Council Meeting, and acting in capacity as Chair, called the Regular Meeting of the Planning Agency of the City of Laguna Hills, California, to order at 7:17 p.m.

5.1. ROLL CALL OF PLANNING AGENCY MEMBERS

Attendee Name	Title	Status	Arrived
Janine Heft	Char	Present	
Dave Wheeler	Vice Chair	Present	
Don Caskey	Agency Member	Present	
Erica Pezold	Agency Member	Present	
Joshua Sweeney	Agency Member	Present	

5.2. PUBLIC COMMENTS

There were no Planning Agency public comments on non-agendized items.

5.3. APPROVAL OF MINUTES

The Planning Agency Minutes were approved by the City Council.

5.4. ADMINISTRATIVE REPORTS

There were no Planning Agency administrative reports.

5.5. PLANNING AGENCY PUBLIC HEARINGS

Agency Member Sweeney recused himself from participating in the item due to a potential conflict of interest caused by his residence being located within 1,000 feet of the subject parcel and left the dais.

5.5.1 Site Development Permit/Master Sign Program (SDP/MSP) No. USE-0140-2023, a Request by Diana Nagel, Project Manager with Promotional Signs, on Behalf of Property Owner Milan Capital Management for Approval of a Master Sign Program for Laguna Hills Plaza Located at 24901 Alicia Parkway

Assistant Planner Ash reviewed the information provided in the staff report, provided a PowerPoint presentation, and responded to Agency Member request for additional information.

Chair Heft resumed the Public Hearing continued from September 26, 2023.

The following individual addressed the Planning Agency on Item No. 5.5.1:

Project Applicant Dick Christie, President, Promotional Signs responded to Agency Member requests for additional information.

Project Applicant Bret Bernard, AICP, Director of Planning & Development, Milan Capital Management responded to Agency Member requests for additional information and agreed to abide by the project's conditions of approval.

Chair Heft closed the Public Hearing.

Recommendation: That the Planning Agency:

- 1) Resume the public hearing continued from September 26, 2023;
- 2) Find and determine that the project is categorically exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15311(a) (Class 11, Accessory Structures); and
- 3) Adopt Resolution No. PA2023-10-24-1: "A RESOLUTION OF THE PLANNING AGENCY OF THE CITY OF LAGUNA HILLS, CALIFORNIA, APPROVING SITE DEVELOPMENT PERMIT/MASTER SIGN PROGRAM (SDP/MSP) NO. USE-0140-2023, A REQUEST BY DIANA NAGEL, PROJECT MANAGER WITH PROMOTIONAL SIGNS ON BEHALF OF PROPERTY OWNER MILAN CAPITAL MANAGEMENT FOR APPROVAL OF A MASTER SIGN PROGRAM FOR LAGUNA HILLS PLAZA LOCATED AT 24901 ALICIA PARKWAY."

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Erica Pezold, Agency Member
SECONDER:	Don Caskey, Agency Member
AYES:	Janine Heft, Chair; Dave Wheeler, Vice Chair; Don Caskey, Agency Member, Erica Pezold, Agency Member, Joshua Sweeney, Agency Member

PLANNING AGENCY ADJOURNMENT

Chair Heft adjourned the Planning Agency Meeting at 7:35 p.m. and reconvened the City Council Meeting. All Council Members were present in Chamber.

6. CITY COUNCIL PUBLIC HEARINGS

There were no City Council public hearings.

7. ADMINISTRATIVE REPORTS

7.1. City Manager

The City Manager gave no administrative reports.

7.2. Deputy City Manager/Community Services Director

7.2.1 The City of Laguna Hills Memorial Day Race Event and the 3/5 Marine Battalion

Deputy City Manager/Community Service Director Reynolds reviewed the information provided in the staff report and responded to Council Member requests for additional information.

Karen Robbins, Committee Secretary, Laguna Hills Team Darkhorse Support Committee provided information on the history of the race event and spoke in favor of the partnership the City has with Laguna Hills Team Darkhorse Support Committee and the 3rd Battalion, 5th Marines Regiment, 1st Marine Division.

City Attorney Simonian responded to Council Member requests for additional information.

City Manager Hildenbrand responded to Council Member requests for additional information.

Recommendation: That the City Council discuss and provide direction to Staff on the City's Memorial Day Race event and the event's support of the 3/5 Marine Battalion.

A motion to: 1) Allow inclusion of fallen service members from all branches of the military in the race event, providing additional banners and social media posts for additional fallen service members; 2) Direct Staff to prepare an authorizing resolution for community assistance funding in the amount of \$10,000 per year, removing the pledge formula based on the number of race registrants; 3) Provide the public an option to donate to the 3/5 Marine Battalion on the race registration form; and 4) Allow Staff to work with Spectrum Sports Management to review and potentially raise race event fees was moved by Council Member Pezold, seconded by Mayor Pro Tempore Wheeler.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Erica Pezold, Council Member
SECONDER:	Dave Wheeler, Mayor Pro Tempore
AYES:	Janine Heft, Mayor, Dave Wheeler, Mayor Pro Tempore, Don Caskey, Council Member, Erica Pezold, Council Member, Joshua Sweeney, Council Member

8. MATTERS AGENDIZED AND PRESENTED BY CITY COUNCIL MEMBERS

8.1 Opposition to Assembly Constitutional Amendment (ACA) 1 and Assembly Constitutional Amendment (ACA) 13.

Mayor Heft provided information on the item.

City Attorney Simonian responded to Council Member requests for additional information.

Recommendation: Mayor Heft recommends that the City Council direct Staff to prepare a resolution supporting the Taxpayer Protection Act and letters of opposition to Assembly Constitutional Amendment (ACA) Nos. 1 and 13, and return to at a future meeting for City Council approval.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Don Caskey, Council Member
SECONDER:	Erica Pezold, Council Member
AYES:	Janine Heft, Mayor, Dave Wheeler, Mayor Pro Tempore, Don Caskey, Council Member, Erica Pezold, Council Member, Joshua Sweeney, Council Member

9. CITY COUNCIL MEMBER COMMITTEE REPORTS**9.1 Committee Assignment Reports**

The City Council received reports from City Council Members on the City Council Committee Assignments listed in the staff report.

10. CITY COUNCIL MEMBER COMMENTS**Council Member Pezold**

Council Member Pezold stated that her thoughts and prayers are with the family of the victim of a recent shooting in the City and praised Orange County Sheriff's Department (OCSD) for their response to the incident.

ADJOURNMENT

There being no further business before the City Council at this session, Mayor Heft declared the meeting adjourned at 8:55 p.m.

Jennifer Lee, City Clerk

ATTEST:

Janine Heft, Mayor

Approved at meeting of November 14, 2023