
**CITY OF LAGUNA HILLS, CALIFORNIA
CITY COUNCIL/PLANNING AGENCY REGULAR MEETING
MINUTES
OCTOBER 23, 2012**

CALL TO ORDER

Mayor Carruth called the Regular Meeting of the City Council of the City of Laguna Hills, California, to order at 7:00 PM in the Laguna Hills City Council Chamber, 24305 El Toro Road, Laguna Hills.

PLEDGE OF ALLEGIANCE: Mayor Pro Tempore Lautenschleger

ROLL CALL OF CITY COUNCIL MEMBERS

Present: Mayor Carruth, Mayor Pro Tempore Lautenschleger, Council Member Bressette, Council Member Kogerman, and Council Member Songstad

1. PRESENTATIONS AND PROCLAMATIONS

1.1 LAGUNA HILLS HIGH SCHOOL STUDENT LIAISON

THE CITY COUNCIL RECEIVED AN ORAL REPORT FROM LAGUNA HILLS HIGH SCHOOL STUDENT LIAISON ALTERNATE AMANDA JAFEE.

1.2 LAGUNA HILLS 3/5 MARINE SUPPORT COMMITTEE

THE CITY COUNCIL RECEIVED AN ORAL PRESENTATION FROM COMMITTEE CHAIR MIKE BLAND.

2. PUBLIC COMMENTS

MUNICIPAL ELECTION

John Bosch, Andrew Blount, and Dr. Raghu Mathur, Laguna Hills, spoke on the issue of missing or destroyed campaign signs.

3. MINUTES

3.1 REGULAR MEETING, OCTOBER 9, 2012

MOTION TO APPROVE THE MINUTES OF THE OCTOBER 9, 2012, REGULAR MEETING, BY M/COUNCIL MEMBER BRESSETTE, S/MAYOR PRO TEMPORE LAUTENSCHLEGER.

APPROVED BY A VOTE OF 5-0.

4. CONSENT CALENDAR

MOTION TO APPROVE THE CONSENT CALENDAR, BY M/COUNCIL MEMBER BRESSETTE, S/MAYOR PRO TEMPORE LAUTENSCHLEGER, WITH COUNCIL MEMBER KOGERMAN REMOVING ITEMS NO. 4.3 AND 4.4.

APPROVED BY A VOTE OF 5-0.

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

THE CITY COUNCIL WAIVED READING OF ORDINANCES AND RESOLUTIONS.

4.2 APPROVAL OF WARRANT REGISTER FOR PERIOD ENDED OCTOBER 23, 2012

THE CITY COUNCIL APPROVED THE WARRANT REGISTER IN THE AMOUNT OF \$1,191,724.47.

4.5 PROGRESS PAYMENT NO. 3 FOR CITYWIDE PAVEMENT REHABILITATION PROJECT, CIP NO. 101-H

THE CITY COUNCIL APPROVED PROGRESS PAYMENT NO. 3, IN THE NET AMOUNT OF \$250,764.87, TO ALL AMERICAN ASPHALT, FOR CITYWIDE PAVEMENT REHABILITATION PROJECT, CIP NO. 101-H AND AUTHORIZED A TASK ORDER TO WILLDAN FOR SURVEY MONUMENT PRESERVATION.

4.6 CITY COUNCIL AUTHORIZATION FOR THE CITY MANAGER TO EXECUTE A JOINT PARKING COVENANT AND AGREEMENT BETWEEN MOULDY, LLC, A CALIFORNIA LIMITED LIABILITY COMPANY, AND THE CITY OF LAGUNA HILLS, FOR PROPERTY LOCATED AT 25202-25352 CABOT ROAD (CABOT TOWN CENTER).

THE CITY COUNCIL APPROVED THE JOINT PARKING COVENANT AND AGREEMENT BETWEEN MOULDY, LLC, AND THE CITY OF LAGUNA HILLS, AND AUTHORIZED THE CITY MANAGER TO EXECUTE THE AGREEMENT.

ITEMS REMOVED FROM THE CONSENT CALENDAR

4.3 CLARIFICATION OF MUNICIPAL CODE FOR TERMS OF OFFICE FOR THE PARKS AND RECREATION COMMISSION AND TRAFFIC COMMISSION

THE CITY COUNCIL ADOPTED ORDINANCE NO. 2012-3, AN ORDINANCE OF THE CITY OF LAGUNA HILLS, CALIFORNIA, AMENDING CHAPTER 2-28.070 OF THE LAGUNA HILLS MUNICIPAL CODE CONCERNING THE TERMS OF OFFICE FOR THE PARKS AND RECREATION COMMISSION AND THE TRAFFIC COMMISSION, BY M/COUNCIL MEMBER SONGSTAD, S/MAYOR PRO TEMPORE LAUTENSCHLEGER.

APPROVED BY A VOTE OF 3-2 (COUNCIL MEMBERS BRESSETTE AND KOGERMAN VOTING NO).

4.4 PROGRESS PAYMENT NO. 6 FOR AVENIDA DE LA CARLOTA WIDENING PROJECT, CIP NO. 164

THE CITY COUNCIL APPROVED CONTRACT CHANGE ORDER NO. 2 AND PROGRESS PAYMENT NO. 6, IN THE NET AMOUNT OF \$32,217.41, TO HILLCREST CONTRACTING, INC., FOR THE AVENIDA DE LA CARLOTA WIDENING PROJECT, CIP NO. 164, BY M/MAYOR PRO TEMPORE LAUTENSCHLEGER, S/COUNCIL MEMBER SONGSTAD.

APPROVED BY A VOTE OF 5-0.

5. PLANNING AGENCY

Mayor Carruth recessed the City Council meeting and acting in the capacity of Chair, called the regular meeting of the Planning Agency of the City of Laguna Hills, California, to order at 7:32 PM.

5.1 ROLL CALL OF PLANNING AGENCY MEMBERS

Present: Chair Carruth, Vice Chair Lautenschleger, Agency Member Bressette, Agency Member Kogerman, and Agency Member Songstad

5.2 PUBLIC COMMENTS

There were no Public Comments.

5.3 MINUTES

5.3.1 REGULAR MEETING, OCTOBER 9, 2012

**MOTION TO APPROVE THE MINUTES OF THE OCTOBER 9, 2012, REGULAR MEETING, BY M/AGENCY MEMBER BRESSETTE, S/VICE CHAIR LAUTENSCHLEGER.
APPROVED BY A VOTE OF 5-0.**

5.4 PLANNING AGENCY PUBLIC HEARINGS

- 5.4.1 MINOR SITE DEVELOPMENT PERMIT/PARKING USE PERMIT NO. 9-12-2372, A REQUEST BY WBSA ARCHITECTS INC., ON BEHALF OF SADDLEBACK MEMORIAL MEDICAL CENTER, A CALIFORNIA NON-PROFIT CORPORATION, FOR A JOINT USE PARKING PERMIT TO ESTABLISH OFF-SITE STAFF PARKING FOR USE BY MEMORIAL CARE CANCER TREATMENT CENTER, WHICH PLANS TO OCCUPY THE EXISTING BUILDING AT 24302 PASEO DE VALENCIA, AND FOR A MINOR SITE DEVELOPMENT PERMIT FOR A 3,160 SQUARE FOOT BUILDING ADDITION AND MINOR SITE IMPROVEMENTS

City Manager Channing left the dais and was not in attendance during the discussion of Item No. 5.4.1.

Chair Carruth opened the Public Hearing.

Rick Wood, representative for the applicant, spoke on the Minor Site Development Permit/Parking Use Permit No. 9-12-2372. Mr. Wood indicated that he agreed to all of the Conditions of Approval including the Amendments.

Chair Carruth closed the Public Hearing.

THE PLANNING AGENCY ADOPTED RESOLUTION NO. PA2012-10-23-1, A RESOLUTION OF THE PLANNING AGENCY OF THE CITY OF LAGUNA HILLS, CALIFORNIA, APPROVING MINOR SITE DEVELOPMENT PERMIT/PARKING USE PERMIT NO. 9-12-2372, A REQUEST BY WBSA ARCHITECTS INC., ON BEHALF OF SADDLEBACK MEMORIAL MEDICAL CENTER, A CALIFORNIA NON-PROFIT CORPORATION, FOR A JOINT USE PARKING PERMIT TO ESTABLISH OFF-SITE STAFF PARKING FOR USE BY MEMORIAL CARE CANCER TREATMENT CENTER, WHICH PLANS TO OCCUPY THE EXISTING BUILDING AT 24302 PASEO DE VALENCIA, AND FOR A MINOR SITE DEVELOPMENT PERMIT FOR A 3,160 SQUARE FOOT BUILDING ADDITION AND MINOR SITE IMPROVEMENTS, WITH AMENDMENT TO CONDITION NO. 16, AS FOLLOWS: 16. ALL CONSTRUCTION SHALL COMPLY WITH 2010 CALIFORNIA BUILDING, PLUMBING, MECHANICAL, AND ELECTRICAL CODES; AND ADD CONDITION NO. 27, AS FOLLOWS: 27. PRIOR TO THE ISSUANCE OF THE CERTIFICATE OF OCCUPANCY FOR THE NEW STRUCTURE, THE APPLICANT SHALL DESIGN AND INSTALL ADA COMPLIANT CURB RAMPS AT THE NORTHEAST AND SOUTHEAST CORNERS OF THE INTERSECTION OF PASEO DE VALENCIA AND CALLE DE

LA MAGDELENA TO THE REASONABLE SATISFACTION OF THE CITY ENGINEER, BY/AGENCY MEMBER BRESSETTE, S/AGENCY MEMBER KOGERMAN.

APPROVED BY A VOTE OF 5-0.

City Manager Channing returned to the meeting.

PLANNING AGENCY ADJOURNMENT

Mayor Carruth reconvened the City Council meeting at 7:54 PM. All Council Members were present.

6. CITY COUNCIL PUBLIC HEARINGS

There were no City Council Public Hearings.

7. ADMINISTRATIVE REPORTS

7.1 City Manager

The City Manager made no reports.

7.2 City Attorney

7.2.1 APPOINTMENT OF LABOR NEGOTIATOR

John Bosch, Dr. Dore Gilbert, and Dr. Raghu Mathur, Laguna Hills, spoke on the appointment of Labor Negotiator.

THE CITY COUNCIL SELECTED AND APPOINTED JOHN GOSS, AS DESIGNATED REPRESENTATIVE, FOR PURPOSES OF CONDUCTING LABOR NEGOTIATIONS WITH THE CITY MANAGER, AN UNREPRESENTED EMPLOYEE, BY M/MAYOR CARRUTH, S/COUNCIL MEMBER SONGSTAD. APPROVED BY A VOTE OF 4-1 (COUNCIL MEMBER KOGERMAN VOTING NO.)

8. MATTERS AGENDIZED AND PRESENTED BY CITY COUNCIL MEMBERS AND MAYOR

There were no matters agendized and presented by City Council Members.

9. CITY COUNCIL MEMBER COMMENTS

MAYOR PRO TEMPORE LAUTENSCHLEGER

Mayor Pro Tempore Lautenschleger reported on his attendance at the Orange County Vector Control meeting.

MAYOR CARRUTH

Mayor Carruth reported on her attendance at the OC Parks dedication of a new and improved area of Aliso Creek Watershed.

Mayor Carruth asked if the “no turn” on red light eastbound on La Paz Road and Cabot Road intersection would continue after the construction was completed.

Public Works Director/City Engineer Rosenfield indicated there was not a definite decision at this time. Mr. Rosenfield stated he would know in the next couple of weeks and would report back to City Council with the final decision.

COUNCIL MEMBER KOGERMAN

Council Member Kogerman requested clarification on the missing or damaged campaign signs that was discussed under Public Comments.

City Manager Channing provided clarification on this issue.

10. CLOSED SESSION

Mayor Carruth recessed the meeting into Closed Session at 8:31 PM.

10.1 CONFERENCE WITH LABOR NEGOTIATOR

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

City Designated Representative: Bruce Channing, City Manager and
Don White, Assistant City Manager

Employee Organization: Laguna Hills City Employees Association
City Employee Organization

10.2 PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Pursuant to Government Code Section 54957.6

Public Employee Title: City Manager - Annual Performance Evaluation

10.3 CONFERENCE WITH LABOR NEGOTIATOR

Pursuant to Government Code Section 54957.6

Agency Negotiator: John Goss, Labor Representative

Unrepresented Employee: City Manager

Under Negotiation: Terms and Conditions of Employment

Mayor Carruth reconvened the meeting at 11:00 PM. All Council Members were present.

City Attorney Simonian indicated that no reportable action was taken by the City Council in Closed Session.

ADJOURNMENT

There being no further business before the City Council at this session, Mayor Carruth declared the meeting adjourned at 11:03 PM.

PEGGY J. JOHNS, CITY CLERK

ATTEST:

MELODY CARRUTH, MAYOR

APPROVED AT MEETING OF NOVEMBER 13, 2012.