
**CITY OF LAGUNA HILLS, CALIFORNIA
CITY COUNCIL/PLANNING AGENCY
REGULAR MEETING
MINUTES
OCTOBER 14, 2014**

CLOSED SESSION - CONVENING AT 6:00 PM

CALL TO ORDER

ROLL CALL

Present: Mayor Blount, Mayor Pro Tempore Gilbert, Council Member Bressette, Council Member Carruth, and Council Member Kogerman

ANNOUNCEMENT OF CLOSED SESSION ITEMS

A. PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Pursuant to Government Code Section 54957(b)(1)
Public Employee Title: City Manager - Annual Performance Evaluation

PUBLIC COMMENT ON CLOSED SESSION ITEMS

There were no Public Comments.

ADJOURN TO CITY COUNCIL CONFERENCE ROOM

CONVENE INTO CLOSED SESSION

RECONVENE TO CITY COUNCIL CHAMBER

RECESS

GENERAL BUSINESS - RECONVENING AT 7:00 PM

CALL TO ORDER

Mayor Blount 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, California.

PLEDGE OF ALLEGIANCE: Council Member Carruth

ROLL CALL OF CITY COUNCIL MEMBERS

Present: Mayor Blount, Mayor Pro Tempore Gilbert, Council Member Bressette, Council Member Carruth, and Council Member Kogerman.

CLOSED SESSION REPORT

A. PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Mayor Blount stated that there was no reportable action taken in Closed Session.

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 DANIEL BUSHNER.

1.2 LAGUNA HILLS 3/5 MARINE SUPPORT COMMITTEE

THE CITY COUNCIL RECEIVED AN UPDATE FROM CHAIR ROBBINS ON THE 3/5 DARK HORSE COMMITTEE.

2. PUBLIC COMMENTS**LAGUNA HILLS HIGH SCHOOL HAWK GALA**

Patricia Thee, Laguna Hills resident, spoke about the Laguna Hills High School Hawk Gala scheduled for October 25, 2014, and Annual Golf Tournament scheduled for October 24, 2014, which would be held at the Arroyo Trabuco Golf Club and invited City Council members to attend.

HOOCAH CATERING

Hamed Anwali, Owner of Athena Gyro Restaurant, requested that the City consider allowing hookah smoking outside his restaurant located at 25381 Alicia Parkway, Laguna Hills.

MOULTON NIGUEL WATER DISTRICT

Five Laguna Hills residents addressed the City Council regarding Moulton Niguel Water District's decision to drain two ponds on their property without notice to the residents. The residents indicated that the draining of the ponds displaced a significant amount of wildlife and changed their views. One resident distributed a picture of the ponds, and another distributed a copy of a PowerPoint presentation given by the District at their September 10, 2014, Citizens' Advisory Committee meeting.

IT WAS THE CONSENSUS OF THE CITY COUNCIL TO DIRECT STAFF TO BRING BACK A REPORT ON THIS ISSUE AT THE OCTOBER 28, 2014, MEETING.

Mayor Pro Tempore Gilbert left the dais at 8:03 PM.

3. CONSENT CALENDAR

MOTION TO APPROVE THE CONSENT CALENDAR, WITH COUNCIL MEMBER BRESSETTE REMOVING ITEM NO. 3.5, BY/COUNCIL MEMBER BRESSETTE, S/COUNCIL MEMBER CARRUTH.

APPROVED BY A VOTE OF 4-0-1 (MAYOR PRO TEMPORE GILBERT ABSENT).

3.1 WAIVE READING IN FULL OF ALL ORDINANCES AND RESOLUTIONS ON THE AGENDA

THE CITY COUNCIL WAIVED READING IN FULL OF ALL ORDINANCES AND RESOLUTIONS ON THE AGENDA AND DECLARED 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 SEPTEMBER 23, 2014

THE CITY COUNCIL APPROVED THE MINUTES OF THE SEPTEMBER 23, 2014, REGULAR MEETING.

3.3 APPROVAL OF WARRANT REGISTER FOR PERIOD ENDED OCTOBER 14, 2014

THE CITY COUNCIL APPROVED THE WARRANT REGISTER IN THE AMOUNT OF \$314,789.92.

3.4 PROGRESS PAYMENT NO. 2 FOR TURF RENOVATION LAGUNA HILLS COMMUNITY CENTER AND SPORTS COMPLEX, CIP NO. 238B

THE CITY COUNCIL APPROVED PROGRESS PAYMENT NO. 2, IN THE NET AMOUNT OF \$950.00, TO SPORTS FIELD SERVICES, FOR TURF RENOVATION AT THE LAGUNA HILLS COMMUNITY CENTER AND SPORTS COMPLEX, CIP NO. 238B, ACCEPTED THE 2014 PROJECT PHASE ONE AS COMPLETE, AND AUTHORIZED THE RELEASE OF RETENTION IN 35 DAYS FOLLOWING THE RECORDATION OF A NOTICE OF CESSATION OF LABOR IF NO LIENS HAVE BEEN FILED.

ITEMS REMOVED FROM THE CONSENT CALENDAR

3.5 SUPPORT OF PROPOSITION NO. 1, THE WATER QUALITY, SUPPLY, AND INFRASTRUCTURE IMPROVEMENT ACT OF 2014, ON THE NOVEMBER 4, 2014, GENERAL ELECTION.

Council Member Bressette removed this item from the Consent Calendar to express his concern that if the Proposition was approved, he had no confidence that those funds would be spent on this specific water project.

RECESS

RECONVENE

Mayor Pro Tempore Gilbert returned to the dais at 8:15 PM.

THE CITY COUNCIL ADOPTED RESOLUTION NO. 2014-10-14-1, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAGUNA HILLS, CALIFORNIA, SUPPORTING PROPOSITION NO. 1 ON THE NOVEMBER 4, 2014, GENERAL ELECTION, BY M/COUNCIL MEMBER CARRUTH, S/COUNCIL MEMBER KOGERMAN.

APPROVED BY A VOTE OF 3-2 (COUNCIL MEMBER BRESSETTE AND MAYOR BLOUNT VOTED NO).

THERE WAS CONSENSUS BY THE CITY COUNCIL TO DIRECT STAFF TO INCLUDE A REPORT ON PROPOSITION 48, AT THE NEXT COUNCIL MEETING ON OCTOBER 28, 2014.

4. PLANNING AGENCY

Mayor Blount 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 8:26 PM.

4.1 ROLL CALL OF PLANNING AGENCY MEMBERS

Present: Chair Blount, Vice Chair Gilbert, Agency Member Bressette, Agency Member Carruth and Agency Member Kogerman

4.2 PUBLIC COMMENTS

There were no Public Comments.

4.3 APPROVAL OF MINUTES FOR SEPTEMBER 23, 2014

THE PLANNING AGENCY APPROVED THE MINUTES OF THE SEPTEMBER 23, 2014, REGULAR MEETING, BY M/AGENCY MEMBER KOGERMAN, S/AGENCY MEMBER BRESSETTE.

APPROVED BY A VOTE OF 4-0-1 (CHAIR BLOUNT ABSTAINED).

4.4 ADMINISTRATIVE REPORTS

There were no Administrative Reports.

4.5 PLANNING AGENCY PUBLIC HEARINGS

There were no Planning Agency Public Hearings.

PLANNING AGENCY ADJOURNMENT

Mayor Blount reconvened the City Council Meeting at 8:27 PM. All Council Members were present.

5. CITY COUNCIL PUBLIC HEARINGS

There were no City Council Public Hearings.

6. ADMINISTRATIVE REPORTS

6.1 City Manager

The City Manager made no reports.

6.2 City Attorney

6.2.1 FIRST READING AND INTRODUCTION OF AN ORDINANCE TO AMEND CHAPTER 5-28 OF TITLE 5 OF THE LAGUNA HILLS MUNICIPAL CODE (SMOKING AND SALE OF TOBACCO PRODUCTS) TO REGULATE THE USE AND SALE OF E-CIGARETTES IN THE SAME MANNER AS TOBACCO PRODUCTS

Kelly Nelson, Ed Boiler, and Austin Hopper, Laguna Hills Business Owners, spoke regarding this item.

THE CITY COUNCIL INTRODUCED FOR FIRST READING, READ BY TITLE ONLY, AND WAIVED FURTHER READING, OF AN ORDINANCE OF THE CITY OF LAGUNA HILLS, CALIFORNIA, AMENDING CHAPTER 5-28 OF TITLE 5 OF THE LAGUNA HILLS MUNICIPAL CODE TO REGULATE THE USE AND SALE OF E-CIGARETTES IN THE SAME MANNER AS TOBACCO PRODUCTS, BY M/COUNCIL MEMBER KOGERMAN, S/COUNCIL MEMBER CARRUTH. APPROVED BY A VOTE OF 4-1 (MAYOR BLOUNT VOTING NO).

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

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

8. CITY COUNCIL MEMBER COMMENTS

COUNCIL MEMBER CARRUTH

Council Member Carruth stated on Wednesday, October 8, 2014, she attended a ceremony at the former El Toro Marine Base to commemorate removal of the two runways. The ceremony also included the ground breaking for the 688-acre Great Park.

Council Member Carruth provided an update on the Transportation Corridor Agency. Council Member Carruth stated that last week the San Joaquin Hills Corridor Agency Board had approved the restructuring of \$1.1 Billion in bonds, and commented on the refinance of the debt. Council Member Carruth would invite the new CEO of the TCA, Michael Kraman, to a future City Council meeting.

Council Member Carruth reported on the recent closure of the City of Santa Ana's Council Chamber due to disruptive actions of meeting attendees. Council Member Carruth appreciated the excellent legal advice given by the City Attorney and City Manager at several Laguna Hills City Council meetings a few years back.

COUNCIL MEMBER BRESSETTE

Council Member Bressette commented on the extension of the Transportation Corridor Agency debt to 2050, and inquired about the possible reduction of toll fees.

Council Member Bressette stated the OCFA had appointed Interim Chief Jeff Bowman until the Board could appoint a permanent new Chief. Council Member Bressette had the opportunity to represent the City and OCFA at the Orange County Fire Fighters Memorial and the California Fire Fighters Memorial and reported on his attendance.

COUNCIL MEMBER KOGERMAN

Council Member Kogerman reported that her husband, Lt. Colonel Bill Kogerman, had also been involved in the removal of the runways at the former El Toro Marine Base, and had commented many times about Melody Carruth's leadership skills during the fight to eliminate the airport. Council Member Kogerman also reported on the passage of Measure W some years back.

MAYOR BLOUNT

Mayor Blount thanked Lieutenant Roland Chacon and Orange County Sheriff Deputies on the capture and arrest of burglars in Nellie Gail Ranch, and also the apprehension of the "Hill's Bandit."

ADJOURNMENT

There being no further business before the City Council at this session, Mayor Blount adjourned the City Council meeting at 9:46 PM in memory of Jennifer Campos and Jennifer Bahena, students at Laguna Hills High School, whose lives were tragically lost this past weekend.

PEGGY J. JOHNS, CITY CLERK

ATTEST:

ANDREW BLOUNT, MAYOR

APPROVED AT MEETING OF OCTOBER 28, 2014.