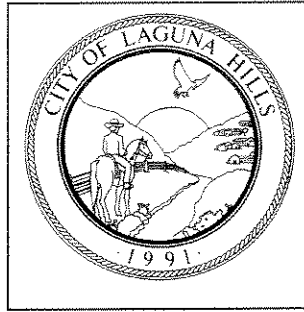

**CITY COUNCIL
REGULAR
MEETING**



**OCTOBER 13, 2009
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 Scott

ROLL CALL OF CITY COUNCIL MEMBERS:

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

- 1. PRESENTATIONS AND PROCLAMATIONS**
- 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 Lisa McCorkell.

3. MINUTES

3.1 REGULAR MEETING, SEPTEMBER 22, 2009 (0410-50)

RECOMMENDATION: That the City Council approve the minutes of the September 22, 2009, 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 OCTOBER 13, 2009 (0300-30)

RECOMMENDATION: That the City Council approve the Warrant Register in the amount of \$352,617.75.

4.3 PROGRESS PAYMENT NO. 7 FOR OSO PARKWAY LANDSCAPE PROJECTS, NORTH SIDE CIP NO. 603 / SOUTH SIDE CIP NO. 604 (0400-10)

RECOMMENDATION: That the City Council approve Progress Payment No. 7, in the net amount of \$7,875.00, to Marina Landscape, Inc., for Oso Parkway Landscape Projects, North Side CIP No. 603/South Side CIP No. 604.

4.4 PROGRAM SUPPLEMENT AGREEMENT NO. 008-N WITH THE STATE OF CALIFORNIA AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR THE LAGUNA HILLS DRIVE PAVEMENT REHABILITATION PROJECT, CIP NO. 169 (0400-10)

RECOMMENDATION: That the City Council:

1. Approve the Program Supplement Agreement No. 008-N to administering Agency-State Agreement No. 12-5468R and authorize the City Manager to execute the Agreement; and
 2. Approve the plans and specifications and authorize the advertisement for bids for the Laguna Hills Drive Pavement Rehabilitation Project, from Paseo de Valencia to Moulton Parkway, CIP No. 169.
- 4.5 AMENDMENT NO. 5 WITH PB AMERICAS, INC., FOR ADDITIONAL DESIGN SERVICES AND AGREEMENT WITH OVERLAND PACIFIC & CUTLER, INC., FOR RIGHT-OF-WAY SERVICES FOR THE LA PAZ ROAD WIDENING AT INTERSTATE 5 PROJECT, CIP NO. 159 (0400-10)

RECOMMENDATION: That the City Council:

1. Approve Amendment No. 5 to the Consulting Services Agreement with PB Americas, Inc., and approve the Consulting Services Agreement with Overland, Pacific & Cutler, Inc., for the La Paz Road Widening Project at Interstate 5, CIP No. 159; and
 2. Authorize the City Manager to execute the Amendment and the Consulting Services Agreement.
- 4.6 STOP SIGN CONTROL ON PINE NUT ROAD AT TREE TOP ROAD (0860-50)

RECOMMENDATION: That the City Council adopt a Resolution entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAGUNA HILLS, CALIFORNIA, ESTABLISHING A SIDE STREET STOP SIGN ON PINE NUT ROAD AT TREE TOP ROAD.

- 4.7 ARTERIAL HIGHWAY PARKING REGULATIONS (0860-50)

RECOMMENDATION: That the City Council adopt a Resolution entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAGUNA HILLS, CALIFORNIA, ESTABLISHING PARKING REGULATIONS ALONG VARIOUS ARTERIAL HIGHWAYS.

ITEMS REMOVED FROM THE CONSENT CALENDAR

5. CITY COUNCIL PUBLIC HEARINGS

5.1 APPROPRIATION OF CITIZENS' OPTION FOR PUBLIC SAFETY FUNDS (0260-60)

RECOMMENDATION: That the City Council conduct a Public Hearing and appropriate monies from the Citizens' Option for Public Safety Funds towards the recommendations outlined in this report.

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 SEPTEMBER 22, 2009 (0120-10)

RECOMMENDATION: That the Planning Agency approve the minutes of the September 22, 2009, regular meeting.

PLANNING AGENCY PUBLIC HEARINGS

5.3 CONDITIONAL USE PERMIT NO. 07-09-1371, A REQUEST BY T-MOBILE TO INSTALL A WIRELESS COMMUNICATION FACILITY DISGUISED AS A EUCALYPTUS TREE NEAR THE SOUTHEAST CORNER OF MOULTON PARKWAY AND ALICIA PARKWAY IN THE OPEN SPACE 3 (OS-3) ZONING DISTRICT (0610-55)

RECOMMENDATION: That the Planning Agency:

1. Conduct a Public Hearing; and
2. Adopt a Resolution entitled:

A RESOLUTION OF THE PLANNING AGENCY OF THE CITY OF LAGUNA HILLS, CALIFORNIA, APPROVING CONDITIONAL USE PERMIT NO. 07-09-1371, A REQUEST BY T-MOBILE TO INSTALL AND OPERATE A WIRELESS COMMUNICATION FACILITY DISGUISED AS A EUCALYPTUS TREE NEAR THE SOUTHEAST CORNER OF

MOULTON PARKWAY AND ALICIA PARKWAY IN THE OPEN SPACE 3
(OS-3) ZONING DISTRICT.

- 5.4 CONDITIONAL USE PERMIT NO. 02-09-1200, A REQUEST TO INCREASE THE BOARDING CAPACITY OF AN EQUITATION FACILITY FROM 88 TO 96 HORSES AND RELATED SITE IMPROVEMENTS WITHIN AN EXISTING PRIVATE RECREATIONAL CENTER AT 25211 EMPTY SADDLE DRIVE (0610-55)

RECOMMENDATION: That the Planning Agency:

1. Conduct a Public Hearing;
2. Adopt a Resolution entitled:

A RESOLUTION OF THE PLANNING AGENCY OF THE CITY OF LAGUNA HILLS, CALIFORNIA, APPROVING CONDITIONAL USE PERMIT NO. 02-09-1200, A REQUEST TO INCREASE THE BOARDING CAPACITY OF AN EQUITATION FACILITY FROM 88 TO 96 HORSES AND RELATED SITE IMPROVEMENTS WITHIN AN EXISTING PRIVATE RECREATIONAL CENTER AT 25211 EMPTY SADDLE DRIVE.

PLANNING AGENCY ADJOURNMENT

6. ADMINISTRATIVE REPORTS

6.1 City Manager

6.2 Assistant City Manager

- A. A RESOLUTION APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF A PURCHASE AND SALE AGREEMENT AND RELATED DOCUMENTS WITH RESPECT TO THE SALE OF THE SELLER'S (CITY'S) PROPOSITION 1A RECEIVABLE FROM THE STATE; AND DIRECTING AND AUTHORIZING CERTAIN OTHER ACTIONS IN CONNECTION THEREWITH (0400-10)

RECOMMENDATION: That the City Council adopt a Resolution entitled:

A RESOLUTION APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF A PURCHASE AND SALE AGREEMENT AND RELATED DOCUMENTS WITH RESPECT TO THE SALE OF THE SELLER'S PROPOSITION 1A RECEIVABLE FROM THE STATE; AND DIRECTING AND AUTHORIZING CERTAIN OTHER ACTIONS IN CONNECTION THEREWITH.

7. OTHER BUSINESS

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 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Pursuant to Subdivision (a) of Government Code Section 54956.9
Name of Case: Elaine Christian v. County of Orange, Orange County Animal
Care Services, City of Laguna Hills, and Does 1 through 20;
Orange County Superior Court; Case No. 30-2009-00297758

9.2 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Pursuant to Subdivision (a) of Government Code Section 54956.9
Name of Case: Infinity Insurance Company v. City of Laguna Hills;
Orange County Superior Court; Case No. 30-2009-00266550

9.3 CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to Subdivision (b) of Government Code
Section 54956.9: 1 Case

Reconvene in regular session in the City Council Chamber.

Report on whether any reportable action was taken on matters considered during Closed Session.

ADJOURNMENT

The next Regular Meeting of the City Council will be October 27, 2009, 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 October 9, 2009, 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.