
**CITY OF LAGUNA HILLS, CALIFORNIA
CITY COUNCIL REGULAR MEETING
MINUTES
SEPTEMBER 24, 2013**

GENERAL BUSINESS - CONVENING AT 7:00 PM

CALL TO ORDER

Mayor Kogerman called the Regular Meeting of the City Council of the City of Laguna Hills, California, to order at 7:02 PM in the Laguna Hills City Council Chamber, 24305 El Toro Road, Laguna Hills, California.

PLEDGE OF ALLEGIANCE: Council Member Bressette

ROLL CALL OF CITY COUNCIL MEMBERS

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

Absent: Council Member Gilbert

TRIBUTE TO FALLEN LAGUNA BEACH POLICE OFFICER JON COUTCHIE

Mayor Kogerman noted the passing of Laguna Beach Police Officer Jon Coutchie this past weekend. Jon was involved in an auto collision during a high speed chase while on duty. Jon Coutchie graduated from Laguna Hills High School in 1989, and joined the Army after 9/11. Jon completed four tours of duty in Iraq and Afghanistan as an Army Ranger and was highly decorated and honorably discharged. Jon became a police officer for the City of Laguna Beach to continue his service to the American people. Mayor Kogerman indicated the meeting this evening would be adjourned in memory of Laguna Beach Police Officer Jon Coutchie.

Mayor Kogerman asked Karin Caputo, a family friend, and Lieutenant Tom Behrens, Orange County Sherriff Department, to come forward to say a few words about Jon's life and service to his community.

CLOSED SESSION REPORT

There was no Closed Session scheduled.

1. PRESENTATIONS AND PROCLAMATIONS

1.1 LAGUNA HILLS HIGH SCHOOL STUDENT LIAISON

THE CITY COUNCIL RECEIVED AN ORAL PRESENTATION FROM LAGUNA HILLS HIGH SCHOOL STUDENT LIAISON KERSTYN GONZALES.

1.2 PROCLAMATION, FIRE PREVENTION WEEK, OCTOBER 6, 2013 - OCTOBER 12, 2013

MAYOR KOGERMAN PRESENTED A PROCLAMATION TO BATTALION CHIEF MICHAEL CONTRERAS FROM THE ORANGE COUNTY FIRE AUTHORITY, PROCLAIMING OCTOBER 6, 2013, THROUGH OCTOBER 12, 2013, AS FIRE PREVENTION WEEK.

2. PUBLIC COMMENTS

There were no public comments.

3. MINUTES

3.1 REGULAR MEETING, SEPTEMBER 10, 2013

Mayor Kogerman indicated there was a correction to the minutes regarding Item 1.2, Letter of Support for the proposed Saddleback Stadium renovations.

MOTION TO AMEND THE MINUTES TO STATE IN THE LETTER THAT "THE CITY OF LAGUNA HILLS NOTES THIS LETTER IS NOT AN INDICATION OF SUPPORT OF A BOND INITIATIVE IN ORDER TO FINANCE THE STADIUM IMPROVEMENTS," BY M/MAYOR KOGERMAN, S/MAYOR PRO TEMPORE BLOUNT.

APPROVED BY A VOTE OF 4-0-1 (MAYOR KOGERMAN, MAYOR PRO TEMPORE BLOUNT, COUNCIL MEMBER BRESSETTE, AND COUNCIL MEMBER CARRUTH VOTING YES; COUNCIL MEMBER GILBERT ABSENT).

4. CONSENT CALENDAR

MOTION TO APPROVE THE CONSENT CALENDAR WITH MAYOR KOGERMAN REMOVING ITEM NO. 4.4 AND NO. 4.5, BY M/COUNCIL MEMBER CARRUTH, S/COUNCIL MEMBER BRESSETTE.

APPROVED BY A VOTE OF 4-0-1 (MAYOR KOGERMAN, MAYOR PRO TEMPORE BLOUNT, COUNCIL MEMBER BRESSETTE, AND COUNCIL MEMBER CARRUTH VOTING YES; COUNCIL MEMBER GILBERT ABSENT).

4.1 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 APPEARED ON THE PUBLIC AGENDA SHALL BE DETERMINED TO HAVE BEEN READ BY TITLE AND FURTHER READING WAIVED.

4.2 APPROVAL OF WARRANT REGISTER FOR PERIOD ENDED
SEPTEMBER 24, 2013

THE CITY COUNCIL APPROVED THE WARRANT REGISTER IN THE
AMOUNT OF \$771,237.09.

4.3 CLAIM AGAINST THE CITY, RONALD MILFS

THE CITY COUNCIL REJECTED THE CLAIM AND DIRECTED THE CITY
CLERK TO SEND A CLAIM REJECTION LETTER.

ITEMS REMOVED FROM THE CONSENT CALENDAR

4.4 REJECTION OF BID PROTESTS, WAIVER OF MINOR BID
IRREGULARITIES, AND AWARD OF CONTRACT FOR THE LA PAZ OPEN
SPACE IMPROVEMENTS, CIP NO. 615A

Staff removed this item from the Consent Calendar to indicate that the report
had been amended to add required CEQA language; and also indicated that
removing this item from Consent would allow for discussion on the color
selection of the horse corral and appurtenances for the project.

**THE CITY COUNCIL REJECTED ALL BID PROTESTS, WAIVED MINOR BID
IRREGULARITIES OF THE APPARENT LOW BIDDER, AND AWARDED THE
CONTRACT FOR THE LA PAZ OPEN SPACE IMPROVEMENTS, CIP NO. 615A,
TO THE APPARENT LOW BIDDER, ENVIRONMENTAL CONSTRUCTION, INC.,
IN THE LOW BID AMOUNT OF \$1,073,627.85, AUTHORIZED THE MAYOR TO
SIGN THE CONTRACT DOCUMENTS, AND THAT THE COLOR "BEIGE" WAS
SELECTED FOR THE HORSE CORRAL AND APPURTENANCES, BY
M/COUNCIL MEMBER BRESSETTE, S/COUNCIL MEMBER CARRUTH.**

**APPROVED BY A VOTE OF 4-0-1 (MAYOR KOGERMAN, MAYOR PRO
TEMPORE BLOUNT, COUNCIL MEMBER BRESSETTE, AND COUNCIL
MEMBER CARRUTH VOTING YES; COUNCIL MEMBER GILBERT ABSENT).**

4.5 BICYCLE CORRIDOR IMPROVEMENT PROGRAM FUNDING
APPLICATION

Mayor Kogerman removed this item from the Consent Calendar to thank
Public Services Director Rosenfield for his work and efforts in obtaining grant
funds for the City towards this important project.

**THE CITY COUNCIL: (1) APPROVED THE GRANT APPLICATION FOR THE
BICYCLE CORRIDOR IMPROVEMENT PROGRAM; AND (2) ADOPTED
RESOLUTION NO. 2013-09-24-1, A RESOLUTION OF THE CITY COUNCIL OF
THE CITY OF LAGUNA HILLS, CALIFORNIA, AUTHORIZING AN APPLICATION
FOR FUNDS FOR THE BICYCLE CORRIDOR IMPROVEMENT PROGRAM
FUNDED WITH CONGESTION MITIGATION AND AIR QUALITY PROGRAM
FUNDING UNDER THE MOVING AHEAD FOR PROGRESS IN THE 21ST**

CENTURY FEDERAL TRANSPORTATION ACT FOR THE LA PAZ OPEN SPACE CLASS 1 BIKEWAY PROJECT, BY M/MAYOR KOGERMAN, S/COUNCIL MEMBER BRESSETTE.

APPROVED BY A VOTE OF 4-0-1 (MAYOR KOGERMAN, MAYOR PRO TEMPORE BLOUNT, COUNCIL MEMBER BRESSETTE, AND COUNCIL MEMBER CARRUTH VOTING YES; COUNCIL MEMBER GILBERT ABSENT).

5. PLANNING AGENCY

Mayor Kogerman 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 7:31 PM.

5.1 ROLL CALL OF PLANNING AGENCY MEMBERS

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

Absent: Agency Member Gilbert

5.2 PUBLIC COMMENTS

There were no Public Comments.

5.3 MINUTES

5.3.1 REGULAR MEETING, SEPTEMBER 10, 2013

MOTION TO APPROVE THE MINUTES OF THE SEPTEMBER 10, 2013, REGULAR MEETING, BY M/AGENCY MEMBER CARRUTH, S/AGENCY MEMBER BRESSETTE.

APPROVED BY A VOTE OF 4-0-1 (CHAIR KOGERMAN, VICE CHAIR BLOUNT, AGENCY MEMBER BRESSETTE, AND AGENCY MEMBER CARRUTH VOTING YES; AGENCY MEMBER GILBERT ABSENT).

5.4 ADMINISTRATIVE REPORTS

5.5 PLANNING AGENCY PUBLIC HEARINGS

5.5.1 CONDITIONAL USE PERMIT (CUP), PARKING USE PERMIT (PUP), AND SITE DEVELOPMENT PERMIT (SDP) NO. 01-12-2174, A REQUEST TO MAKE COURTYARD RENOVATIONS AND TO CONSTRUCT A POOL AND FITNESS CENTER AT THE HILLS HOTEL, 25205 LA PAZ ROAD, IN THE (FC) FREEWAY COMMERCIAL ZONING DISTRICT

THE PLANNING AGENCY MADE A MOTION TO TABLE CONDITIONAL USE PERMIT, PARKING USE PERMIT, AND SITE DEVELOPMENT PERMIT NO. 01-12-2174 FROM CONSIDERATION AT THIS TIME, BY M/AGENCY MEMBER BRESSETTE, S/AGENCY MEMBER CARRUTH.

APPROVED BY A VOTE OF 4-0-1 (CHAIR KOGERMAN, VICE CHAIR BLOUNT, AGENCY MEMBER BRESSETTE, AND AGENCY MEMBER CARRUTH VOTING YES; AGENCY MEMBER GILBERT ABSENT).

PLANNING AGENCY ADJOURNMENT

Mayor Kogerman reconvened the City Council Meeting at 7:34 PM. All Council Members were present.

6. CITY COUNCIL PUBLIC HEARINGS

6.1 ZONE CHANGE AND ZONING TEXT AMENDMENT NO. 06-13-2608, AN AMENDMENT TO TITLE 9 OF THE LAGUNA HILLS MUNICIPAL CODE (ZONING AND SUBDIVISIONS) TO ESTABLISH A HOSPITALITY OVERLAY ZONE.

THE CITY COUNCIL MADE A MOTION TO TABLE ZONE CHANGE AND ZONING TEXT AMENDMENT NO. 06-13-2608, FROM CONSIDERATION AT THIS TIME, BY M/COUNCIL MEMBER CARRUTH, S/COUNCIL MEMBER BRESSETTE.

APPROVED BY A VOTE OF 4-0-1 (MAYOR KOGERMAN, MAYOR PRO TEMPORE BLOUNT, COUNCIL MEMBER BRESSETTE, AND COUNCIL MEMBER CARRUTH VOTING YES; COUNCIL MEMBER GILBERT ABSENT).

7. ADMINISTRATIVE REPORTS

7.1 City Manager

The City Manager was absent.

7.2 Public Services Director/City Engineer

7.2.1 PUBLIC COMMENT ON THE INITIAL STUDY WITH PROPOSED MITIGATED NEGATIVE DECLARATION / ENVIRONMENTAL ASSESSMENT FOR THE I-5 WIDENING PROJECT FROM STATE ROUTE 73 TO EL TORO ROAD

THE CITY COUNCIL DIRECTED STAFF TO PREPARE AND SUBMIT WRITTEN COMMENTS ON THE INITIAL STUDY WITH PROPOSED MITIGATED NEGATIVE DECLARATION / ENVIRONMENTAL ASSESSMENT FOR THE I-5 WIDENING PROJECT FROM STATE ROUTE 73 TO EL TORO ROAD, AND ENCOURAGED PUBLIC PARTICIPATION IN THE SEPTEMBER 25, 2013, PUBLIC HEARING TO BE HELD AT THE NORMAN P. MURRAY COMMUNITY AND SENIOR CENTER, MISSION VIEJO, CALIFORNIA, BY M/COUNCIL MEMBER BRESSETTE,

S/COUNCIL MEMBER CARRUTH.

APPROVED BY A VOTE OF 4-0-1 (MAYOR KOGERMAN, MAYOR PRO TEMPORE BLOUNT, COUNCIL MEMBER BRESSETTE, AND COUNCIL MEMBER CARRUTH VOTING YES; COUNCIL MEMBER GILBERT ABSENT).

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 BLOUNT

Mayor Pro Tempore Blount indicated he had concerns regarding construction at the Village at Nellie Gail Ranch Shopping Center. Mayor Pro Tempore Blount stated that businesses at the center were getting power outage notices from Southern California Edison Company. Mayor Pro Tempore Blount indicated the businesses were closing as a result of the request by Edison but the power was not being shut-off. Mayor Kogerman asked if staff would find out what the issue was. Community Development Director Chantarangsu indicated he would look into the issue and report back to the City Council.

COUNCIL MEMBER CARRUTH

Council Member Carruth indicated that she had concerns with the new stop signs at Nellie Gail Road and Gallup Circle. Council Member Carruth inquired if there could be some type of temporary additional advance warning that would help the residents be aware of the new stop sign. Public Services Director Rosenfield indicated that there could be some type of temporary warning barricade off to the side of the new stop sign.

MAYOR KOGERMAN

Mayor Kogerman stated that this Saturday, September 28, 2013, she would be starting a new "Walk with the Mayor" event from 9 AM – 12 noon every Saturday. The walks would be on a different trail each Saturday.

Mayor Kogerman indicated that Mike Bland, Chair of the 3/5 Committee, had distributed a DVD to the City Council entitled: *Warriors...in Their Own Words*, which were donated by the non-profit organization, LOOC (Lives Out Of Combat) Foundation, that aids wounded warriors, their families and the families of the warriors killed in action.

Mayor Kogerman reported that she and Mayor Pro Tempore Blount attended the League of California Cities Conference, September 18-20, 2013, held in Sacramento, and highlighted the workshops that they attended. Mayor Kogerman also distributed a report that she had co-authored, along with Mayor Pro Tempore Blount, regarding important information from the Conference.

ADJOURNMENT

There being no further business before the City Council at this session, Mayor Kogerman declared the meeting adjourned in memory of Laguna Beach Police Officer, Jon Couchie at 9:03 PM.

PEGGY J. JOHNS, CITY CLERK

ATTEST:

BARBARA D. KOGERMAN, MAYOR

APPROVED AT MEETING OF OCTOBER 8, 2013.