

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

**REGULAR MEETING
MINUTES
Tuesday, August 28, 2018**

CLOSED SESSION - CONVENING AT 6:00 PM

CALL TO ORDER

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

ROLL CALL OF CITY COUNCIL MEMBERS

Attendee Name	Title	Status	Arrived
Mel Carruth	Mayor	Present	
Dore J. Gilbert, M.D.	Mayor Pro Tempore	Present	
Janine Heft	Council Member	Present	
Don Sedgwick	Council Member	Present	

ANNOUNCEMENT OF CLOSED SESSION ITEM(S)

A. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Pursuant to Government Code Section 54956.9

Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code Section 54956.9: (1 potential case).

PUBLIC COMMENT ON CLOSED SESSION ITEM(S)

There were no Public Comments on Closed Session Item(s).

ADJOURN TO CITY COUNCIL CONFERENCE ROOM

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 Carruth.

PLEDGE OF ALLEGIANCE: COUNCIL MEMBER SEDGWICK**ROLL CALL OF CITY COUNCIL MEMBERS**

Attendee Name	Title	Status	Arrived
Mel Carruth	Mayor	Present	
Dore J. Gilbert, M.D.	Mayor Pro Tempore	Present	
Janine Heft	Council Member	Present	
Don Sedgwick	Council Member	Present	

CLOSED SESSION REPORT**A. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION**

Pursuant to Government Code Section 54956.9

Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code Section 54956.9: (1 potential case).

City Attorney Simonian stated that the City Council met in Closed Session this evening pursuant to the authority listed on the Agenda. No reportable action was taken as a result of tonight's Closed Session meeting.

1. PRESENTATIONS AND PROCLAMATIONS**1.1 Ten Year Anniversary Award**

Recommendation: Mayor Carruth recognized Melissa Au-Yeung, Deputy City Manager, for Ten Years of Service to the City of Laguna Hills and presented a Certificate of Recognition to Ms. Au-Yeung.

2. PUBLIC COMMENTS

Mike Reagan, a resident of Laguna Hills, spoke regarding the need for a sound wall due to the expansion of the I-5 Freeway.

3. CONSENT CALENDAR

Motion to approve the Consent Calendar, with Council Member Sedgwick removing Item No. 3.11.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Dore J. Gilbert, M.D., Mayor Pro Tempore
SECONDER:	Janine Heft, Council Member
AYES:	Mel Carruth, Mayor; Dore J. Gilbert, M.D., Mayor Pro Tempore; Janine Heft, Council Member; Don Sedgwick, Council Member

3.1 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.

3.2 Approval of Minutes for July 10, 2018, Regular Meeting

Recommendation: That the City Council approve the Minutes for the July 10, 2018, Regular Meeting.

3.3 Approval of Warrant Register for the August 28, 2018, Regular Meeting

Recommendation: That the City Council approve the Warrant Register in the amount of \$3,530,019.48.

3.4 Adoption of Fiscal Year 2018/2019 Civic Center Budget

Recommendation: That the City Council approve and adopt the Fiscal Year 2018/2019 Civic Center Budget.

3.5 Records Retention Management

Recommendation: That the City Council adopt Resolution No. 2018-08-28-1: "A Resolution of the City Council of the City of Laguna Hills, California, authorizing and directing the City Clerk to dispose of certain City records in accordance with the City's Record Retention Schedule."

3.6 Second Reading & Adoption of Proposed Ordinance Amending and Restating Chapter 5-48 (Construction and Demolition Waste Recycling Program) of the Laguna Hills Municipal Code Relating to the City's Construction and Demolition Waste Recycling Program

Recommendation: That the City Council adopt Ordinance No. 2018-4: "An Ordinance of the City of Laguna Hills, California, Amending and Restating Chapter 5-48 (Construction and Demolition Waste Recycling Program) of Title 5 (Health and Sanitation) of the Laguna Hills Municipal Code Relating to the City's Construction and Demolition Waste Recycling Program."

3.7 Agreement with Age Well Senior Services, Inc. for Community Development Block Grant Funds for FY 2018-2019 for Public Facilities and Improvements

Recommendation: That the City Council approve the Agreement between Age Well Senior Services, Inc. and the City of Laguna Hills for Community Development Block Grant Funds for FY 2018-2019 and authorize the City Manager to execute the Agreement.

3.8 Approval of Cooperative Agreement MA-080-18011416 to Fund Total Maximum Daily Load (TMDL) Studies in the Newport Bay Watershed

Recommendation: That the City Council: (1) Approve Agreement MA-080-18011416 with the County of Orange, Cooperative Agreement to fund Total Maximum Daily Load Programs and related activities in the Newport Bay Watershed, and (2) Authorize the Mayor to sign and the City Clerk to attest to the Agreement.

3.9 22ND Annual Inner-Coastal & Watershed Cleanup Day

Recommendation: That the City Council declare September 15, 2018, as Inner-Coastal & Watershed Cleanup Day and encourage volunteer participation in this event.

3.10 Modification of On-Street Parking on Santa Vittoria Drive Northerly of Ridge Route Drive

Recommendation: That the City Council: (1) Find and determine that the proposed parking restriction is not subject to the California Environmental Quality Act pursuant to Sections 15060(c)(2) (the activity will not result in a direct

or reasonably foreseeable indirect physical change in the environment) and 15060(c)(3) (the activity is not a project as defined in Section 15378) of the CEQA guidelines, Cal. Code of Regs, Title 14, Chapter 3, because it has no potential for resulting in physical change to the environment, directly or indirectly, and (2) Adopt Resolution No. 2018-08-28-2: "A Resolution of the City Council of the City of Laguna Hills, California, establishing no parking anytime zones on the westerly side of Santa Vittoria Drive at 1) 20 feet southerly of Camino Jalisco (south) (private street) and 2) from 173 feet to 193 feet southerly of Camino Jalisco (south)".

3.12 Resolution Amending and Restating City Council Policy No. 315 Related to the City's Tree Preservation Policy

Recommendation: That the City Council adopt Resolution No. 2018-08-28-4: "A Resolution of the City Council of the City of Laguna Hills, California, amending and restating City Council Policy No. 315 related to the City's existing Tree Preservation Policy."

3.13 Resolution Amending and Restating City Council Policy No. 350 Related to the City's Residential Streets Traffic Management Policy

Recommendation: That the City Council adopt Resolution No. 2018-08-28-5: "A Resolution of the City Council of the City of Laguna Hills, California, amending and restating City Council Policy No. 350 related to the City's existing Residential Streets Traffic Management Policy."

ITEMS REMOVED FROM THE CONSENT CALENDAR

3.11 2018 Memorial Day Race Post Event Report and a Resolution Authorizing Community Assistance Funding for the 3/5 Marine Support Committee

Council Member Sedgwick removed item No. 3.11 from the Consent Calendar to request additional information.

Recommendation: That the City Council: (1) Receive and file the report, and (2) Adopt Resolution No. 2018-08-28-3: "A Resolution of the City Council of the City of Laguna Hills, California, authorizing Community Assistance Funding for the 3rd Battalion, 5th Marines, 1st Division Support Committee, a California Nonprofit Corporation."

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Don Sedgwick, Council Member
SECONDER:	Dore J. Gilbert, M.D., Mayor Pro Tempore
AYES:	Mel Carruth, Mayor; Dore J. Gilbert, M.D., Mayor Pro Tempore; Janine Heft, Council Member; Don Sedgwick, Council Member

4. PLANNING AGENCY

Mayor Carruth recessed the City Council meeting and, acting in capacity of Chair, called the Regular Meeting of the Planning Agency of the City of Laguna Hills, California, to order at 7:11 p.m.

4.1. ROLL CALL OF PLANNING AGENCY MEMBERS

Attendee Name	Title	Status	Arrived
Mel Carruth	Chair	Present	
Dore J. Gilbert, M.D.	Vice Chair	Present	
Janine Heft	Agency Member	Present	
Don Sedgwick	Agency Member	Present	

4.2. PUBLIC COMMENTS

There were no Public Comments.

4.3. APPROVAL OF MINUTES FOR JULY 10, 2018, REGULAR MEETING

4.3.1 Approval of Minutes for July 10, 2018, Regular Meeting

Recommendation: That the Planning Agency approve the Minutes for the July 10, 2018, Regular Meeting.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Don Sedgwick, Agency Member
SECONDER:	Dore J. Gilbert, M.D., Vice Chair
AYES:	Mel Carruth, Chair; Dore J. Gilbert, M.D., Vice Chair; Janine Heft, Agency Member; Don Sedgwick, Agency Member

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 Carruth reconvened the City Council Meeting at 7:12 p.m. All Council Members were present.

5. CITY COUNCIL PUBLIC HEARINGS

5.1 Zoning Text Amendment No. 2-17-3777, an Amendment to Title 9 (Zoning and Subdivisions) of the Laguna Hills Municipal Code, Updating Chapter 9-56 (Animal Regulations) to Ensure Consistency with Title 13 (Animals)

Senior Planner Wu reviewed the information provided in the staff report.

Mayor Carruth opened the Public Hearing and upon seeing no one rise, closed the Public Hearing.

Recommendation: That the City Council: (1) Conduct a Public Hearing for Zoning Text Amendment No. 2-17-3777; (2) Find and determine that the proposed activity is not subject to the California Environmental Quality Act (CEQA) per Sections 15060(c)(2) and 15060(c)(3) of the CEQA Guidelines; and (3) Introduce for first reading, read by title only, and waive further reading of an Ordinance Entitled: "An Ordinance of the City of Laguna Hills, California, adopting Zoning Text Amendment No. 2-17-3777, an amendment to Title 9 (Zoning and Subdivisions) of the Laguna Hills Municipal Code, Updating Chapter 9-56 (Animal Regulations) to Ensure Consistency with Title 13 (Animals) of the Laguna Hills Municipal Code."

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Don Sedgwick, Council Member
SECONDER:	Janine Heft, Council Member
AYES:	Mel Carruth, Mayor; Dore J. Gilbert, M.D., Mayor Pro Tempore; Janine Heft, Council Member; Don Sedgwick, Council Member

6. ADMINISTRATIVE REPORTS

6.1. City Manager

City Manager White introduced the City's new OCFA Division Chief, Mike Contreras.

6.2. City Attorney

6.2.1 Filing City Council Vacancy Pursuant to Government Code Section 36512

City Attorney Simonian reviewed the information provided in the staff report.

Recommendation: That the City Council take action to approve one of the following options to fill the vacancy in Council Member Kogerman's office prior to September 9, 2018: (1) Option 1. Appoint a qualified individual to fill the vacancy on an interim basis until the November 2018 General Municipal Election, either through a direct appointment or by following an application and interview process. If the Council fills the vacancy by appointment, that person would serve briefly on an interim basis until the November 2018 General Municipal Election. (2) Option 2. Leave the seat temporarily vacant and defer to the upcoming November 6, 2018 General Municipal Election, which has already been called, to fill Council Member Kogerman's seat.

Motion to approve Option 2.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Dore J. Gilbert, M.D., Mayor Pro Tempore
SECONDER:	Don Sedgwick, Council Member
AYES:	Mel Carruth, Mayor; Dore J. Gilbert, M.D., Mayor Pro Tempore; Janine Heft, Council Member; Don Sedgwick, Council Member

6.3. Community Development Director

6.3.1 First Reading and Introduction of a Proposed Ordinance Amending Title 1 (General Provisions) of the Laguna Hills Municipal Code to Adopt New Chapter 1-36 and Amending Chapter 1-32 (General Penalty) to Adopt New Section 1-32.060 to Enact an Administrative Citation Program

Community Development Director Chantarangsu reviewed the information provided in the staff report.

Recommendation: That the City Council Introduce for First Reading, Read By Title Only, and Waive Further Reading, an Ordinance Entitled: “An Ordinance of the City of Laguna Hills, California, Amending Title 1 (General Provisions) of the Laguna Hills Municipal Code to Adopt New Chapter 1-36 and Amending Chapter 1-32 (General Penalty) to Adopt New Section 1-32.060 to Enact an Administrative Citation Program.”

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Mel Carruth, Mayor
SECONDER:	Don Sedgwick, Council Member
AYES:	Mel Carruth, Mayor; Dore J. Gilbert, M.D., Mayor Pro Tempore; Janine Heft, Council Member; Don Sedgwick, Council Member

6.4. Deputy City Manager/Community Services Director

6.4.1 Update of City Council Policy on Sponsorship Banners in City Parks for Laguna Hills Youth Sports Organizations

Deputy City Manager/Community Services Director Reynolds reviewed the information provided in the staff report.

Recommendation: That the City Council adopt Resolution No. 2018-08-28-6: “A Resolution of the City Council of the City of Laguna Hills, California, Amending and Restating City Council Policy No. 305 in Regards to the Display of Sponsorship Banners in City Parks for Laguna Hills Resident Youth Sports Organizations.”

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Dore J. Gilbert, Mayor Pro Tempore
SECONDER:	Janine Heft, Council Member
AYES:	Mel Carruth, Mayor; Dore J. Gilbert, Mayor Pro Tempore; Janine Heft, Council Member; Don Sedgwick, Council Member

6.4.2 Update of City Council Reservation Policies Related to the Use of City Facilities Such as Community Center Rooms, Parks, Athletic Fields, Courts, and Gymnasium

Deputy City Manager/Community Services Director Reynolds reviewed the information provided in the staff report.

Recommendation: That the City Council adopt Resolution No. 2018-08-28-7: "A Resolution of the City Council of the City of Laguna Hills, California, adopting City Council Policy No. 317 updating the City's existing Public Facility Reservation and Use Policy, consolidating existing related Council policies and procedures, and rescinding City Council Policy Nos. 309, 310, 311, 312, 313, 314, and 316."

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Janine Heft, Council Member
SECONDER:	Dore J. Gilbert, Mayor Pro Tempore
AYES:	Mel Carruth, Mayor; Dore J. Gilbert, Mayor Pro Tempore; Janine Heft, Council Member; Don Sedgwick, Council Member

7. MATTERS AGENDIZED AND PRESENTED BY CITY COUNCIL MEMBERS

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

8. CITY COUNCIL MEMBER COMMENTS

Mayor Carruth

Mayor Carruth reported that the election to replace Barbara Kogerman on the Southern California Association of Governments Board resulted in a tie and will require another vote.

Mayor Carruth thanked Police Chief Stiverson and City Staff for the successful National Night Out event.

Mayor Carruth mentioned that September 15, 2018 is our Annual Inner-Coastal & Watershed Cleanup Day.

Mayor Carruth thanked Assistant City Manager/Director of Public Services Rosenfield for his efforts with regards to the on-street parking regulations that were approved at this meeting.

Council Member Sedgwick

Council Member Sedgwick welcomed our new OCFA Division Chief, Mike Contreras and expressed appreciation to all of the firefighters for their efforts over the last couple of months.

ADJOURNMENT

There being no further business before the City Council at this session, Mayor Carruth declared the meeting adjourned in memory of United States Senator John McCain at 7:53 p.m.

Melissa Au-Yeung, City Clerk

ATTEST:

Melody Carruth, Mayor

Approved at meeting of September 11, 2018