CITY OF LAGUNA HILLS, CALIFORNIA
CITY COUNCIL REGULAR MEETING
MINUTES
AUGUST 27, 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 7:00 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 Kogerman, Mayor Pro Tempore Blount, Council Member Bressette, Council Member Carruth, and Council Member Gilbert.

1. PRESENTATIONS AND PROCLAMATIONS

1.1 TEN YEAR ANNIVERSARY AWARD

MAYOR KOGERMAN RECOGNIZED NANCY GAGGIOLI, RECEPTIONIST/CASHIER, FOR TEN YEARS OF SERVICE TO THE CITY OF LAGUNA HILLS AND PRESENTED A CERTIFICATE OF RECOGNITION AND GIFT.

1.2 CERTIFICATE OF RECOGNITION FOR KIDS KONNECTED, A NON-PROFIT ORGANIZATION, FOR 20 YEARS OF SERVICE TO THE COMMUNITY

MAYOR KOGERMAN PRESENTED A CERTIFICATE OF RECOGNITION TO REPRESENTATIVES OF KIDS KONNECTED RECOGNIZING THEIR SERVICE TO THE COMMUNITY.

1.3 CERTIFICATE OF RECOGNITION FOR CROSSLINE COMMUNITY CHURCH

MAYOR KOGERMAN PRESENTED A CERTIFICATE OF RECOGNITION TO EXECUTIVE PASTOR GREG MUNCK, OF CROSSLINE COMMUNITY CHURCH, FOR THEIR SERVICE TO THE COMMUNITY.

1.4 SDG&E SUMMER READINESS PROGRAM

THE CITY COUNCIL RECEIVED AN ORAL PRESENTATION FROM DUANE CAVE, EXTERNAL RELATIONS MANAGER - SOUTH ORANGE COUNTY, ON SDG&E'S SUMMER READINESS PROGRAM.

2. PUBLIC COMMENTS

TREE REMOVAL

Steve Epstein, Laguna Hills, requested removal of a city-owned tree located at 25252 Mawson Drive.

MOULTON NIGUEL WATER DISTRICT

Joone Lopez, General Manager for Moulton Niguel Water District, thanked the City Council for their help with the water line break that occurred in the City in July 2013.

EQUESTRIAN CROSSINGS

Cheree Behringer, Laguna Hills, inquired on the status of the LED lights to be installed on Nellie Gail Road and Empty Saddle Drive and Nellie Gail Road and Lost Colt Drive. Ms. Behringer also inquired on the status of the 3-way stop sign that was to be installed on Nellie Gail Road and Gallup Circle.

Public Services Director Rosenfield indicated that the project should be complete within the next few weeks.

3. MINUTES

3.1 REGULAR MEETING, JULY 9, 2013

MOTION TO APPROVE THE MINUTES OF THE JULY 9, 2013, REGULAR MEETING, BY M/COUNCIL MEMBER GILBERT, S/COUNCIL MEMBER CARRUTH.
APPROVED BY A VOTE OF 5-0.

4. CONSENT CALENDAR

MOTION TO APPROVE THE CONSENT CALENDAR, WITH COUNCIL MEMBER BRESSETTE REMOVING ITEM NOS. 4.2, 4.9, AND 4.11, BY M/COUNCIL MEMBER BRESSETTE, S/COUNCIL MEMBER CARRUTH.
APPROVED BY A VOTE OF 5-0.

4.1 WAIVE READING IN FULL OF ALL ORDINANCES AND RESOLUTION 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.

4.3 PROGRESS PAYMENT NO. 1, FINAL, FOR CIVIC CENTER IMPROVEMENTS - CARPETING & FLOORING

THE CITY COUNCIL APPROVED PROGRESS PAYMENT NO. 1, FINAL, IN THE NET AMOUNT OF $104,985.82, TO G & S CARPET MILLS, INC., FOR

CIVIC CENTER IMPROVEMENTS - CARPETING & FLOORING, AUTHORIZED THE FILING OF THE NOTICE OF COMPLETION AND SUBSEQUENT RELEASE OF RETENTION IN 35 DAYS, IF NO LIENS HAVE BEEN FILED.

4.4 PROGRESS PAYMENT NO. 5, FINAL, AND CONTRACT CHANGE ORDER NO. 1, FOR CITYWIDE PAVEMENT REHABILITATION PROJECT, CIP NO. 101-H

THE CITY COUNCIL APPROVED CONTRACT CHANGE ORDER NO. 1 AND PROGRESS PAYMENT NO. 5, FINAL, IN THE NET AMOUNT OF $17,166.25, TO ALL AMERICAN ASPHALT, FOR CITYWIDE PAVEMENT REHABILITATION PROJECT, CIP NO. 101-H, AND AUTHORIZED THE FILING OF THE NOTICE OF COMPLETION AND SUBSEQUENT RELEASE OF RETENTION IN 35 DAYS, IF NO LIENS HAVE BEEN FILED.

4.5 APPROVE PROPOSED LEASE AGREEMENT FOR 24031 EL TORO ROAD, SUITE 220, LAGUNA HILLS, CALIFORNIA, WITH DONALD C. LEWELLEN

THE CITY COUNCIL APPROVED THE PROPOSED AMENDED LEASE AGREEMENT FOR 24031 EL TORO ROAD, SUITE 220, LAGUNA HILLS, CALIFORNIA WITH DONALD C. LEWELLEN AND AUTHORIZED THE CITY MANAGER TO EXECUTE THE PROPOSED LEASE AGREEMENT.

4.6 ACCEPTANCE AND ADOPTION OF THE 2013 SOUTH ORANGE COUNTY INTEGRATED REGIONAL WATER MANAGEMENT PLAN

THE CITY COUNCIL ADOPTED RESOLUTION NO. 2013-08-27-1, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAGUNA HILLS, CALIFORNIA, ACCEPTING AND ADOPTING THE 2013 SOUTH ORANGE COUNTY INTEGRATED REGIONAL WATER MANAGEMENT PLAN.

4.7 17TH ANNUAL INNER-COASTAL AND WATERSHED CLEANUP DAY

THE CITY COUNCIL DECLARED SEPTEMBER 21, 2013, AS INNER-COASTAL AND WATERSHED CLEANUP DAY AND ENCOURAGED VOLUNTEER PARTICIPATION IN THIS EVENT.

4.8 GOVERNMENT CODE SECTION 66006 - DEVELOPMENT IMPACT FEES

THE CITY COUNCIL APPROVED THE DEVELOPMENT IMPACT FEES ANNUAL REPORT PURSUANT TO GOVERNMENT CODE SECTION 66006.

4.10 FIRST AND FINAL PAYMENT TO G2 CONSTRUCTION, INC., FOR THE WATER QUALITY IMPROVEMENT CATCH BASIN DEBRIS GATE PROJECT, CIP NO. 412B

THE CITY COUNCIL APPROVED THE FIRST AND FINAL PAYMENT TO G2 CONSTRUCTION, INC., IN THE NET AMOUNT OF $66,832.50, AND

AUTHORIZED THE FILING OF THE NOTICE OF COMPLETION AND RELEASE OF RETENTION IN 35-DAYS, IF NO LIENS HAVE BEEN FILED, FOR THE WATER QUALITY IMPROVEMENT CATCH BASIN DEBRIS GATE PROJECT, CIP NO. 412B.

4.12 RESPONSE TO THE ORANGE COUNTY GRAND JURY REPORT DATED JUNE 27, 2013, ENTITLED "THE GOAL OF EQUAL EMPLOYMENT OPPORTUNITY: NO VICTIMS"

THE CITY COUNCIL AUTHORIZED THE MAYOR TO SIGN THE LETTER OF RESPONSE TO THE ORANGE COUNTY GRAND JURY REPORT ENTITLED "THE GOAL OF EQUAL EMPLOYMENT OPPORTUNITY: NO VICTIMS."

ITEMS REMOVED FROM THE CONSENT CALENDAR

4.2 APPROVAL OF WARRANT REGISTER FOR PERIOD ENDED AUGUST 27, 2013

Council Member Bressette removed this item from the Consent Calendar to ask about the two payments to the Orange County Treasurer for animal care services; his recollection was that the County would not bill the City for animal care services. Mr. White stated the City did not make payments in the first two quarters from last fiscal year. A check for $10,547 was issued for January – March, third quarter, and a check was issued for $35,570 for April - June, fourth quarter of FY 12-13. Council Member Bressette questioned the significant difference in the two amounts.

THERE WAS CONSENSUS BY THE CITY COUNCIL TO DIRECT STAFF TO BRING BACK A REPORT FOR CLARIFICATION ON THIS ISSUE.

Mayor Pro Tempore Blount questioned the payment to Moulton Niguel Water District for water useage for June and July and asked Public Services Director Rosenfield to explain the tier useage system.

MOTION TO APPROVE THE WARRANT REGISTER IN THE AMOUNT OF $2,292,471.20, BY M/COUNCIL MEMBER BRESSETTE, S/COUNCIL MEMBER CARRUTH.
APPROVED BY A VOTE OF 5-0.

4.9 APPROVAL AND IMPLEMENTATION OF THE DESIGN OF A "50/70" LITTLE LEAGUE BASEBALL FIELD AT CABOT PARK

Council Member Bressette inquired if the Laguna Hills Little League had received notification on this subject and if they were in agreement with the proposal. Public Services Director Rosenfield indicated that it was the Laguna Hills Little League that brought this issue forward at a City Council budget study session, and the issue was forwarded to the Parks and Recreation Commission in which Laguna Hills Little League did offer support and testimony at that time. The Parks and Recreation Commission reviewed all City parks with baseball

fields, and it was a collective decision that Cabot Park was the best location. Fortunately the design landscape architect agreed, and the City Council adopted this as a major plan for this fiscal biennial budget period.

THE CITY COUNCIL APPROVED THE DESIGN OF THE "50/70" LITTLE LEAGUE BASEBALL FIELD FOR THE LOWER FIELD OF CABOT PARK AS PREPARED BY RICHARD FISHER ASSOCIATES AND DIRECTED STAFF TO IMPLEMENT THE DESIGN, BY M/COUNCIL MEMBER BRESSETTE, S/COUNCIL MEMBER CARRUTH.
APPROVED BY A VOTE OF 5-0.

4.11 2013 FOURTH OF JULY POST EVENT REPORT

Council Member Bressette stated that he appreciated the report and the fact that staff would be soliciting proposals from firework vendors. Council Member Bressette suggested that another great source of information would be the Orange County Fire Authority who was working with CalFire to get a feel for what occurred statewide on July fourth of this year.

THE CITY COUNCIL RECEIVED AND FILED THE REPORT, BY M/COUNCIL MEMBER BRESSETTE, S/COUNCIL MEMBER CARRUTH.
APPROVED BY A VOTE OF 5-0.

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 7:56 PM.

5.1 ROLL CALL OF PLANNING AGENCY MEMBERS

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

5.2 PUBLIC COMMENTS

There were no Public Comments.

5.3 MINUTES

5.3.1 REGULAR MEETING, JULY 9, 2013

MOTION TO APPROVE THE MINUTES OF THE JULY 9, 2013, REGULAR MEETING, BY M/AGENCY MEMBER BRESSETTE, S/VICE CHAIR BLOUNT.
APPROVED BY A VOTE OF 5-0.

5.4 ADMINISTRATIVE REPORTS

There were no Administrative Reports.

5.5 PLANNING AGENCY PUBLIC HEARINGS

5.5.1 CONDITIONAL USE PERMIT NO. 08-13-2636, A REQUEST TO OPERATE A PET GROOMING BUSINESS AT 27001 MOULTON PARKWAY, SUITE A116, IN THE (CC) COMMUNITY COMMERCIAL ZONING DISTRICT

Chair Kogerman opened the Public Hearing and upon seeing no one rise, closed the Public Hearing.

THE PLANNING AGENCY ADOPTED RESOLUTION NO. PA2013-08-27-1, A RESOLUTION OF THE PLANNING AGENCY OF THE CITY OF LAGUNA HILLS, CALIFORNIA, APPROVING CONDITIONAL USE PERMIT NO. 08-13-2636, A REQUEST TO OPERATE A PET GROOMING BUSINESS AT 27001 MOULTON PARKWAY, SUITE A116, IN THE (CC) COMMUNITY COMMERCIAL ZONING DISTRICT, BY M/AGENCY MEMBER BRESSETTE, S/AGENCY MEMBER CARRUTH.
APPROVED BY A VOTE OF 5-0.

PLANNING AGENCY ADJOURNMENT

Mayor Kogerman reconvened the City Council Meeting at 8:00 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

7.1.1 EMPLOYMENT CLASSIFICATIONS, SALARY RANGES AND BENEFITS FOR MANAGEMENT, CONFIDENTIAL AND PART-TIME CLASSES OF EMPLOYMENT WITH THE CITY

RECESS AND RECONVENE

Mayor Kogerman recessed the meeting at 9:55 PM and reconvened the meeting at 10:01 PM. All Council Members were present.

THE CITY COUNCIL APPROVED STAFF'S RECOMMENDED SCENARIO 4 APPROACH WITH REGARD TO ESTABLISHING THE NEW SALARY RANGES AND EMPLOYEE CONTRIBUTIONS TO PERS AND HEALTH CARE PREMIUMS, BUT ONLY FOR ONE-YEAR (FY 2013-14); AND TO BRING ALL MANAGEMENT AND CONFIDENTIAL POSITION RANGES UP TO 5% ABOVE THE COUNTY AVERAGE; TO THEN ADD A 1.4 % COST OF LIVING INCREASE FOR ALL FULL TIME EMPLOYEES; TO DELETE THE PARAGRAPH AT THE BOTTOM OF PAGE 1 AND TOP OF PAGE 2 OF THE PROPOSED SALARY RESOLUTION, AND TO BRING BACK A REVISED RESOLUTION AT THE SEPTEMBER 10, 2013, CITY COUNCIL MEETING THAT REFLECTS THESE CHANGES, BY

M/MAYOR PRO TEMPORE BLOUNT, S/COUNCIL MEMBER GILBERT.
APPROVED BY A VOTE OF 3-2 (COUNCIL MEMBERS BRESSETTE AND CARRUTH VOTING NO).

7.2 Assistant City Manager

7.2.1 POLICE SERVICES STUDY - AUTHORIZATION TO ISSUE REQUEST FOR PROPOSALS FOR CONSULTANT SERVICES AND APPOINTMENT OF AN AD HOC ADVISORY COMMITTEE

THE CITY COUNCIL AUTHORIZED STAFF TO ISSUE A CONSULTANT SERVICES REQUEST FOR PROPOSALS FOR A POLICE SERVICES STUDY AND APPOINTED AN AD HOC ADVISORY COMMITTEE COMPOSED SOLELY OF TWO MEMBERS OF THE CITY COUNCIL, MAYOR KOGERMAN AND MAYOR PRO TEMPORE BLOUNT, TO EVALUATE PROPOSALS AND TO MAKE FINAL RECOMMENDATION TO THE CITY COUNCIL REGARDING CONSULTANT SELECTION, BY M/MAYOR KOGERMAN, S/COUNCIL MEMBER CARRUTH.
APPROVED BY A VOTE OF 5-0.

7.3 Public Services Director/City Engineer

7.3.1 EVALUATION OF THE HOLIDAY BANNER PROGRAM

THE CITY COUNCIL REFERRED THE EVALUATION OF THE HOLIDAY BANNER PROGRAM TO THE PARKS AND RECREATION COMMISSION WITH DIRECTION TO RETURN THEIR RECOMMENDATIONS TO THE CITY COUNCIL WITHIN SIX MONTHS, BY/COUNCIL MEMBER BRESSETTE, S/COUNCIL MEMBER GILBERT.
APPROVED BY A VOTE OF 5-0.

7.4 Deputy City Manager/Community Services

7.4.1 2013 MEMORIAL DAY RACE POST EVENT REPORT AND A RESOLUTION AUTHORIZING COMMUNITY ASSISTANCE FUNDING FOR THE 3/5 MARINE SUPPORT COMMITTEE

THE CITY COUNCIL ADOPTED RESOLUTION NO. 2013-08-27-2, 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.
APPROVED BY A VOTE OF 5-0.

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 had concerns regarding the access to the new trail adjacent to the Shops at Nellie Gail.

THERE WAS CONSENSUS BY THE CITY COUNCIL TO DIRECT STAFF TO BRING BACK A REPORT ON THIS ITEM.

MAYOR KOGERMAN

Mayor Kogerman reported that OCTA asked that a City-elected official attend two meetings, September 25, 2013, and March 19, 2014, in the City of Tustin for the Long Range Transportation Plan. Council Member Carruth volunteered to attend the meetings.

Mayor Kogerman indicated that she was installing solar at her residence and was impressed with the routine follow-up letter sent out by Community Development Director Chantarangsu for permitted work within the City.

Mayor Kogerman was not able to attend the National Night Out event.

Mayor Kogerman reported on her attendance at the Nellie Gail Emergency Preparedness Expo on Saturday, August 24, 2013.

COUNCIL MEMBER CARRUTH

Council Member Carruth also reported on her attendance at the Nellie Gail Emergency Preparedness Expo.

ADJOURNMENT

There being no further business before the City Council at this session, Mayor Kogerman declared the meeting adjourned at 11:10 PM.

PEGGY J. JOHNS, CITY CLERK

ATTEST:

BARBARA D. KOGERMAN, MAYOR

APPROVED AT MEETING OF SEPTEMBER 10, 2013.