



**CITY OF LAGUNA HILLS
CITY COUNCIL/PLANNING AGENCY
REGULAR MEETING AGENDA
AUGUST 25, 2015
Closed Session at 6:00 PM (*when scheduled*)
General Business Session at 7:00 PM**

Dore J. Gilbert, M.D., Mayor

**Barbara Kogerman, Mayor Pro Tempore
Andrew Blount, Council Member**

**Melody Carruth, Council Member
Don Sedgwick, Council Member**

Location: City Council Chamber, 24035 El Toro Road, Laguna Hills, California 92653

Any person wishing to address the City Council/Planning Agency on any matter, whether or not it appears on this Agenda, is asked to complete a pink "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/Planning Agency. Completion of the form is voluntary. All persons may attend the meeting regardless of whether this form is completed.

Members of the public wishing to address the City Council can do so during the Public Comments portion of the Agenda with a time limitation of three minutes per person, an overall time limit of ten minutes for any one subject, and a total time limit of thirty minutes for Public Comments. If you are commenting on an Agenda item, your comments will be heard at the time that item is scheduled on the Agenda. If you are addressing the City Council on an item not listed on the Agenda, the City Council is prohibited by law from discussing or taking any action on that item.

GENERAL BUSINESS - CONVENING AT 7:00 PM

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 BLOUNT

ROLL CALL OF CITY COUNCIL MEMBERS

CLOSED SESSION REPORT

1. PRESENTATIONS AND PROCLAMATIONS**1.1 RECOGNITION OF JAN FRAINIE ON THE OCCASION OF HIS RETIREMENT**

RECOMMENDATION: THAT THE CITY COUNCIL ADOPT A RESOLUTION ENTITLED: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAGUNA HILLS, CALIFORNIA, RECOGNIZING JAN FRAINIE FOR HIS SERVICE TO THE CITY."

1.2 RECOGNITION OF DEPUTY SHERIFF THOMAS SPRATT ON THE OCCASION OF HIS RETIREMENT

RECOMMENDATION: THAT THE CITY COUNCIL PRESENT RETIRING DEPUTY SHERIFF THOMAS SPRATT WITH A CERTIFICATE OF RECOGNITION FOR HIS MANY YEARS OF SERVICE TO THE CITY OF LAGUNA HILLS.

1.3 RECOGNITION OF SERGEANT MATTHEW PRINCE

RECOMMENDATION: THAT THE CITY COUNCIL PRESENT A CERTIFICATE OF RECOGNITION TO SERGEANT MATTHEW PRINCE FOR BEING HONORED AS "SUPERVISOR OF THE YEAR" BY THE CORONA DEL MAR EXCHANGE CLUB.

1.4 TWENTY YEAR ANNIVERSARY AWARD

RECOMMENDATION: THAT MAYOR GILBERT RECOGNIZE KENNETH H. ROSENFELD, P.E., DIRECTOR OF PUBLIC SERVICES/CITY ENGINEER, FOR TWENTY YEARS OF SERVICE TO THE CITY OF LAGUNA HILLS AND PRESENT A CERTIFICATE OF RECOGNITION.

1.5 CERTIFICATE OF RECOGNITION, NEIGHBORHOOD WATCH BLOCK CAPTAINS

RECOMMENDATION: THAT MAYOR GILBERT PRESENT CERTIFICATES OF RECOGNITION TO THE CURRENT NEIGHBORHOOD WATCH BLOCK CAPTAINS FOR THEIR SERVICE TO THE CITY OF LAGUNA HILLS.

2. PUBLIC COMMENTS

This is the time to address the City Council on any matter not listed on this Agenda that is within the subject matter jurisdiction of the City Council. Public Comments are limited to three minutes per person, an overall time limit of ten minutes for any one subject, and a total time limit of thirty minutes.

3. 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.

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 14, 2015, REGULAR MEETING.

RECOMMENDATION: THAT THE CITY COUNCIL APPROVE THE MINUTES OF THE JULY 14, 2015, REGULAR MEETING.

3.3 APPROVAL OF WARRANT REGISTER FOR PERIOD ENDED AUGUST 25, 2015

RECOMMENDATION: THAT THE CITY COUNCIL APPROVE THE WARRANT REGISTER IN THE AMOUNT OF \$2,403,551.16.

3.4 PROGRESS PAYMENT NO. 1 FOR LAGUNA HILLS COMMUNITY CENTER SOFTBALL FIELD IMPROVEMENTS PROJECT, CIP NO. 240

RECOMMENDATION: THAT THE CITY COUNCIL APPROVE PROGRESS PAYMENT NO. 1, IN THE NET AMOUNT OF \$27,007.55, TO LEHMAN CONSTRUCTION FOR LAGUNA HILLS COMMUNITY CENTER SOFTBALL FIELD IMPROVEMENTS PROJECT, CIP NO. 240.

3.5 PROPOSED RESOLUTION ESTABLISHING A RESIDENTIAL PARKING PERMIT PROGRAM AND A NO PARKING ZONE FOR STREET SWEEPING PURPOSES ON CERTAIN STREETS IN THE RESIDENTIAL NEIGHBORHOOD SOUTH OF LOS ALISOS BOULEVARD

RECOMMENDATION: THAT THE CITY COUNCIL ADOPT A RESOLUTION ENTITLED: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAGUNA HILLS, CALIFORNIA, ESTABLISHING A RESIDENTIAL PARKING PERMIT AREA AND A NO PARKING ZONE DURING DAYS AND HOURS OF

STREET SWEEPING ON CERTAIN STREETS IN THE RESIDENTIAL NEIGHBORHOOD SOUTH OF LOS ALISOS BOULEVARD."

3.6 19TH ANNUAL INNER COASTAL WATERSHED CLEANUP DAY

RECOMMENDATION: THAT THE CITY COUNCIL DECLARE SEPTEMBER 19, 2015, AS INNER COASTAL WATERSHED CLEANUP DAY AND ENCOURAGE VOLUNTEER PARTICIPATION IN THIS EVENT.

3.7 REJECTION OF BIDS AND AUTHORIZATION TO RE-ADVERTISE THE COMMUNITY CENTER AND SPORTS COMPLEX SITE IMPROVEMENTS PROJECT, CIP NO. 514, FOR BIDS

RECOMMENDATION: THAT THE CITY COUNCIL REJECT ALL BIDS RECEIVED ON AUGUST 13, 2015, APPROVE THE REVISED PLANS AND SPECIFICATIONS ON FILE WITH THE OFFICE OF THE CITY CLERK, AND AUTHORIZE THE RE-ADVERTISEMENT OF THE COMMUNITY CENTER AND SPORTS COMPLEX SITE IMPROVEMENTS PROJECT, CIP NO. 514, FOR BIDS.

3.8 PROGRESS PAYMENT NO. 2 FOR LAGUNA HILLS COMMUNITY CENTER SOFTBALL FIELD IMPROVEMENTS PROJECT, CIP NO. 240

RECOMMENDATION: THAT THE CITY COUNCIL APPROVE PROGRESS PAYMENT NO. 2, IN THE NET AMOUNT OF \$56,707.97, TO LEHMAN CONSTRUCTION FOR LAGUNA HILLS COMMUNITY CENTER SOFTBALL FIELD IMPROVEMENTS PROJECT, CIP NO. 240.

3.9 PROGRESS PAYMENT NO. 2 FOR STOCKPORT PARK RENOVATION PROJECT, CIP NO. 239-B

RECOMMENDATION: THAT THE CITY COUNCIL APPROVE PROGRESS PAYMENT NO. 2, IN THE NET AMOUNT OF \$215,865.65, AND CONTRACT CHANGE ORDER NO. 1, TO HONDO COMPANY, INC. FOR STOCKPORT PARK RENOVATION PROJECT, CIP NO. 239-B.

3.10 AWARD OF CONTRACT FOR THE BRIDGE DECK SEALING AND JOINT REPAIR PROJECT ON LAGUNA HILLS DRIVE AT ALISO CREEK AND ON MILL CREEK DRIVE AT CAÑADA CHANNEL, CIP NO. 189

RECOMMENDATION: THAT THE CITY COUNCIL AWARD THE CONTRACT FOR THE BRIDGE DECK SEALING AND JOINT REPAIR PROJECT ON LAGUNA HILLS DRIVE AT ALISO CREEK AND ON MILL CREEK DRIVE AT CAÑADA CHANNEL TO THE APPARENT LOW BIDDER, WEST COAST

STRUCTURES, INC., IN THE LOW BID AMOUNT OF \$37,217.55, REJECT ALL OTHER BIDS, AND AUTHORIZE THE MAYOR TO SIGN THE CONSTRUCTION CONTRACT.

- 3.11 ADOPTION OF AN ORDINANCE ADDING CHAPTER 10-56 TO TITLE 10 OF THE LAGUNA HILLS MUNICIPAL CODE TO PROVIDE AN EXPEDITED, STREAMLINED PERMITTING PROCESS FOR SMALL RESIDENTIAL ROOFTOP SOLAR ENERGY SYSTEMS

RECOMMENDATION: THAT THE CITY COUNCIL ADOPT AN ORDINANCE ENTITLED: "AN ORDINANCE OF THE CITY OF LAGUNA HILLS, CALIFORNIA, ADDING CHAPTER 10-56 TO TITLE 10 OF THE LAGUNA HILLS MUNICIPAL CODE TO PROVIDE AN EXPEDITED, STREAMLINED PERMITTING PROCESS FOR SMALL RESIDENTIAL ROOFTOP SOLAR ENERGY SYSTEMS."

- 3.12 2015 FOURTH OF JULY POST EVENT REPORT

RECOMMENDATION: THAT THE CITY COUNCIL RECEIVE AND FILE THE REPORT

ITEMS REMOVED FROM THE CONSENT CALENDAR

4. PLANNING AGENCY

- 4.1 ROLL CALL OF PLANNING AGENCY MEMBERS

- 4.2 PUBLIC COMMENTS

This is the time to address the Planning Agency on any matter not listed on this Agenda that is within the subject matter jurisdiction of the Planning Agency. Public Comments are limited to three minutes per person, an overall time limit of ten minutes for any one subject, and a total time limit of thirty minutes.

- 4.3 APPROVAL OF MINUTES FOR JULY 14, 2015

RECOMMENDATION: THAT THE PLANNING AGENCY APPROVE THE MINUTES OF THE JULY 14, 2015, REGULAR MEETING.

- 4.4 ADMINISTRATIVE REPORTS

- 4.5 PLANNING AGENCY PUBLIC HEARINGS

- 4.5.1 REVISION TO CONDITION OF APPROVAL NO. 14 FOR CONDITIONAL USE PERMIT/SITE DEVELOPMENT PERMIT/ VARIANCE/MASTER SIGN PROGRAM (CUP/SDPM/VA/MSP)

NO. 10-14-3013 (CONSTRUCTION OF A +/- 2,800 SQUARE-FOOT DRIVE-THRU RESTAURANT - RAISING CANE'S) TO ALLOW PERMITS TO BE ISSUED FOR DEMOLITION AND CONSTRUCTION PRIOR TO ISSUANCE OF A CASE CLOSURE LETTER FROM THE SANTA ANA REGIONAL WATER QUALITY CONTROL BOARD FOR THE GROUNDWATER MONITORING CASE AT THE SUBJECT SITE, SUBJECT TO PRIOR WRITTEN APPROVAL BY THE SANTA ANA REGIONAL WATER QUALITY CONTROL BOARD

RECOMMENDATION: THAT THE PLANNING AGENCY: (1) CONDUCT A PUBLIC HEARING TO CONSIDER THE PROPOSED MODIFICATION TO CONDITION OF APPROVAL NO. 14; AND (2) ADOPT A RESOLUTION ENTITLED: "A RESOLUTION OF THE PLANNING AGENCY OF THE CITY OF LAGUNA HILLS, CALIFORNIA, AMENDING RESOLUTION NO. PA2015-04-28-2 TO REVISE CONDITION OF APPROVAL NO. 14 OF CUP/SDPM/VA/MSP NO. 10-14-3013 (CONSTRUCTION OF A +/- 2,800 SQUARE-FOOT DRIVE-THRU RESTAURANT - RAISING CANE'S) TO ALLOW PERMITS TO BE ISSUED FOR DEMOLITION AND CONSTRUCTION PRIOR TO ISSUANCE OF A CASE CLOSURE LETTER FROM THE SANTA ANA REGIONAL WATER QUALITY CONTROL BOARD FOR THE GROUNDWATER MONITORING CASE AT THE SUBJECT SITE, SUBJECT TO PRIOR WRITTEN APPROVAL BY THE SANTA ANA REGIONAL WATER QUALITY CONTROL BOARD."

PLANNING AGENCY ADJOURNMENT

5. CITY COUNCIL PUBLIC HEARINGS

- 5.1 ADOPTION OF A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAGUNA HILLS, CALIFORNIA, ESTABLISHING FIGURES FOR THE AVERAGE PERSONS PER HOUSEHOLD, FAIR MARKET VALUE FOR VACANT RESIDENTIAL LAND, AND THE AMOUNT OF THE PARK IN-LIEU FEE FOR THE IMPLEMENTATION OF CHAPTER 8-06 OF THE LAGUNA HILLS MUNICIPAL CODE

RECOMMENDATION: THAT THE CITY COUNCIL: (1) RECEIVE STAFF'S REQUEST FOR CONTINUANCE; (2) OPEN THE PUBLIC HEARING; (3) ACCEPT ANY PUBLIC COMMENTS; AND (4) CONTINUE THIS ITEM TO THE CITY COUNCIL MEETING OF SEPTEMBER 8, 2015.

6. ADMINISTRATIVE REPORTS

- 6.1 City Manager
- 6.2 Deputy City Manager/Community Services

6.2.1 2015 MEMORIAL DAY RACE POST-EVENT REPORT AND A
RESOLUTION AUTHORIZING COMMUNITY ASSISTANCE
FUNDING FOR THE 3/5 MARINE SUPPORT COMMITTEE

RECOMMENDATION: THAT THE CITY COUNCIL: (1) RECEIVE AND FILE THE REPORT; AND (2) ADOPT A RESOLUTION ENTITLED: "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."

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

8. **CITY COUNCIL MEMBER COMMENTS**

ADJOURNMENT

The next Regular Meeting of the City Council will be September 08, 2015, in the City Council Chamber, located at 24035 El Toro Road, Laguna Hills, California.

CERTIFICATION

I, MELISSA AU-YEUNG, 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 the Courtyard at La Paz Center by August 21, 2015, at 5:00 PM.



MELISSA AU-YEUNG, CITY CLERK

August 21, 2015

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.

City Council Members receive no additional compensation or stipend as a result of simultaneously convening meetings of the Laguna Hills Planning Agency.



City of Laguna Hills

City Council Meeting Agenda

Staff Report

DATE: AUGUST 25, 2015

TO: MAYOR AND COUNCIL MEMBERS

FROM: MELISSA AU-YEUNG
ASSISTANT TO THE CITY MANAGER

ISSUE: RECOGNITION OF JAN FRAINIE ON THE OCCASION OF HIS RETIREMENT

RECOMMENDATION: THAT THE CITY COUNCIL ADOPT A RESOLUTION ENTITLED: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAGUNA HILLS, CALIFORNIA, RECOGNIZING JAN FRAINIE FOR HIS SERVICE TO THE CITY."

SUMMARY:

Jan Frainie was first hired by the City on January 2, 1996, as a part-time Landscape Maintenance Inspector and has served in his current capacity of Parks Supervisor since July 1, 1996.

After nineteen years of service to the City of Laguna Hills, Jan has decided to retire effective July 31, 2015. A Resolution has been prepared officially recognizing Jan Frainie for his service to the City.

ATTACHMENTS:

- Resolution

RESOLUTION NO. 2015-08-25-X

A RESOLUTION OF THE CITY COUNCIL OF THE CITY
OF LAGUNA HILLS, CALIFORNIA, RECOGNIZING JAN
FRAINIE FOR HIS SERVICE TO THE CITY

WHEREAS, Jan Frainie was first hired on January 2, 1996, as a part-time Landscape Maintenance Inspector until July 1, 1996, when he became the full-time Parks Supervisor; and

WHEREAS, Jan Frainie has significantly contributed to the development and positive spirit of the City of Laguna Hills as he has carried out his duties, some of which included inspecting and maintaining the landscaping throughout the City including its parks, medians, slopes, and open space; administering various contracts such as the graffiti removal contract; and maintaining the condition of the City's public facilities; and

WHEREAS, the performance of his duties and responsibilities were always carried out with an upbeat attitude and his working relationships with coworkers and the public alike were characterized by positive interactions; and

WHEREAS, Jan Frainie has decided to retire effective July 31, 2015, and will be missed by friends and coworkers alike.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LAGUNA HILLS, CALIFORNIA, does hereby express sincere appreciation and thanks to Jan Frainie for his distinguished and dedicated service to the City of Laguna Hills, highly commends him for the manner in which he has carried out his duties as Parks Supervisor, and wishes him nothing but wonderful things as he enjoys retirement.

PASSED, APPROVED, AND ADOPTED this 25th day of August 2015.

DORE J. GILBERT, M.D., MAYOR

ATTEST:

MELISSA AU-YEUNG, CITY CLERK

STATE OF CALIFORNIA)
COUNTY OF ORANGE) ss
CITY OF LAGUNA HILLS)

I, Melissa Au-Yeung, City Clerk of the City of Laguna Hills, California, DO
HEREBY CERTIFY that the foregoing is a true and correct copy of Resolution
No. 2015-08-25-x adopted by the City Council of the City of Laguna Hills, California, at
a Regular Meeting thereof held on the 25th day of August 2015, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

(SEAL)

MELISSA AU-YEUNG, CITY CLERK



City of Laguna Hills

City Council Meeting Agenda

Staff Report

DATE: AUGUST 25, 2015

TO: MAYOR AND COUNCIL MEMBERS

**FROM: LIEUTENANT ROLAND CHACON
CHIEF OF POLICE SERVICES**

**ISSUE: RECOGNITION OF DEPUTY SHERIFF THOMAS SPRATT ON THE
OCCASION OF HIS RETIREMENT**

**RECOMMENDATION: THAT THE CITY COUNCIL PRESENT RETIRING DEPUTY
SHERIFF THOMAS SPRATT WITH A CERTIFICATE OF RECOGNITION FOR HIS
MANY YEARS OF SERVICE TO THE CITY OF LAGUNA HILLS.**

SUMMARY:

Deputy Sheriff Thomas Spratt, with the Orange County Sheriff's Department, has served the City of Laguna Hills from November 29, 2013, through August 25, 2015.

Deputy Spratt has decided to retire effective August 25, 2015. Therefore, it is in order to present him with a Certificate of Recognition recognizing and commending him for his outstanding service to the City of Laguna Hills.

ATTACHMENT:

- Certificate of Recognition

CERTIFICATE OF RECOGNITION

THOMAS SPRATT

Deputy Sheriff

City of Laguna Hills

Orange County Sheriff's Department

WHEREAS, Deputy Sheriff Thomas Spratt has served the City of Laguna Hills from November 29, 2013, through August 25, 2015; and

WHEREAS, Thom has proven himself to be a person of character, loyalty, and integrity; and

WHEREAS, the performance of his duties and responsibilities and his working relationships have been characterized by dedication to getting the job done well; and

WHEREAS, Thom will be retiring after 26 years with the Orange County Sheriff's Department; and

WHEREAS, Thom will be truly missed as he leaves his friends and colleagues at the City of Laguna Hills and the Orange County Sheriff's Department.

NOW, THEREFORE, I, Dore J. Gilbert, M.D., Mayor, on behalf of the City of Laguna Hills and all the staff, do hereby recognize, commend, and express a heartfelt thanks to Deputy Sheriff Thomas Spratt for his outstanding service to the City, and wish him nothing but success in his future endeavors.

Dated this 25th day of August 2015.

DORE J. GILBERT, M.D., MAYOR



City of Laguna Hills

City Council Meeting Agenda

Staff Report

DATE: AUGUST 25, 2015

TO: MAYOR AND COUNCIL MEMBERS

**FROM: LIEUTENANT ROLAND CHACON
CHIEF OF POLICE SERVICES**

ISSUE: RECOGNITION OF SERGEANT MATTHEW PRINCE

RECOMMENDATION: THAT THE CITY COUNCIL PRESENT A CERTIFICATE OF RECOGNITION TO SERGEANT MATTHEW PRINCE FOR BEING HONORED AS "SUPERVISOR OF THE YEAR" BY THE CORONA DEL MAR EXCHANGE CLUB.

SUMMARY:

Sergeant Matthew Prince was assigned to the City as the Administrative Sergeant in February of 2013. He was honored as "Supervisor of the Year" by the Corona Del Mar Exchange Club on August 7, 2015, for his outstanding work in 2014. The City Council would like to present him with a Certificate of Recognition recognizing him for his outstanding service to the City of Laguna Hills.

ATTACHMENTS:

- Certificate of Recognition

CERTIFICATE OF RECOGNITION
MATTHEW PRINCE
Sergeant
City of Laguna Hills
Orange County Sheriff's Department

WHEREAS, Matthew Prince has served as Sergeant for the City of Laguna Hills since February 13, 2013; and

WHEREAS, Matthew has proven himself to be a person of immense character, honesty, and loyalty; and

WHEREAS, the performance of his duties and responsibilities and his working relationships have been characterized by an obvious dedication to getting the job done well; and

WHEREAS, Matthew, while serving as the Administrative Sergeant for the City of Laguna Hills, has been honored as the supervisor of the year by the Corona Del Mar Exchange Club on August 7, 2015, for his outstanding work in 2014.

NOW, THEREFORE, I, Dore J. Gilbert, M.D., Mayor, on behalf of the City Council of the City of Laguna Hills, California, and all the staff, do hereby recognize and honor Sergeant Matthew Prince for receiving the Supervisor of the Year Award from the Corona Del Mar Exchange Club.

Dated this 25th day of August 2015.

DORE J. GILBERT, M.D., MAYOR



City of Laguna Hills

City Council Meeting Agenda

Staff Report

DATE: AUGUST 25, 2015

TO: MAYOR AND COUNCIL MEMBERS

FROM: MELISSA AU-YEUNG
ASSISTANT TO THE CITY MANAGER

ISSUE: TWENTY YEAR ANNIVERSARY AWARD

RECOMMENDATION: THAT MAYOR GILBERT RECOGNIZE KENNETH H. ROSENFELD, P.E., DIRECTOR OF PUBLIC SERVICES/CITY ENGINEER, FOR TWENTY YEARS OF SERVICE TO THE CITY OF LAGUNA HILLS AND PRESENT A CERTIFICATE OF RECOGNITION.

SUMMARY:

At this meeting, Mayor Gilbert will recognize Kenneth H. Rosenfield, P.E., Director of Public Services/City Engineer, for twenty years of service to the City of Laguna Hills. Kenneth was hired on July 17, 1995, and has served the City since then in his current capacity of Director of Public Services/City Engineer.

Employees are recognized when they are with the City for five years with a Certificate of Recognition and Laguna Hills pen and pencil set. Employees with ten, fifteen, and twenty years of service are recognized at a City Council meeting with the Mayor presenting a Certificate of Recognition.

ATTACHMENTS:

- Certificate of Recognition

CERTIFICATE OF RECOGNITION
KENNETH H. ROSENFELD, P.E.
Director of Public Services/City Engineer
Twenty Year Service Award

WHEREAS, Kenneth H. Rosenfield has served as a full-time employee for the City of Laguna Hills since July 17, 1995; and

WHEREAS, it is the policy and practice of the City of Laguna Hills to attract and retain highly qualified and motivated people; and

WHEREAS, Kenneth H. Rosenfield has served the City of Laguna Hills in a professional, caring, and conscientious manner for twenty years; and

WHEREAS, Kenneth's service has greatly contributed to the overall success of the City in its efforts to provide quality local government services, programs, and projects to the residents and businesses of Laguna Hills; and

WHEREAS, it is an honor to recognize the length and quality of Kenneth's service to the City.

NOW, THEREFORE, I, Dore J. Gilbert, M.D., Mayor, on behalf of the City Council, do hereby express appreciation to Kenneth H. Rosenfield for twenty years of service to the City of Laguna Hills.

Dated this 25th day of August 2015.

DORE J. GILBERT, M.D., MAYOR



City of Laguna Hills

City Council Meeting Agenda

Staff Report

DATE: AUGUST 25, 2015

TO: MAYOR AND COUNCIL MEMBERS

FROM: MELISSA AU-YEUNG
ASSISTANT TO THE CITY MANAGER

ISSUE: CERTIFICATE OF RECOGNITION, NEIGHBORHOOD WATCH BLOCK CAPTAINS

RECOMMENDATION: THAT MAYOR GILBERT PRESENT CERTIFICATES OF RECOGNITION TO THE CURRENT NEIGHBORHOOD WATCH BLOCK CAPTAINS FOR THEIR SERVICE TO THE CITY OF LAGUNA HILLS.

SUMMARY:

The City of Laguna Hills' Police Services Department currently administers the City's Neighborhood Watch program designed to help prevent and reduce crime through education and increased communication with law enforcement. This program represents an important partnership in preventing crime and improving the quality of life throughout the community.

Currently, there are 16 Neighborhood Watch Block Captains throughout the City from 13 different neighborhoods. The Neighborhood Watch Block Captains have served with distinction and it is in order to recognize that service.

ATTACHMENTS:

- Certificate of Recognition

CERTIFICATE OF RECOGNITION

NEIGHBORHOOD WATCH BLOCK CAPTAINS

Richard & Rosemary Nelson

WHEREAS, Neighborhood Watch is a crime prevention program which enlists the active participation of residents in cooperation with law enforcement to reduce crime in their communities; and

WHEREAS, Neighborhood Watch teaches citizens how to help themselves by identifying and reporting suspicious activity in their neighborhoods, increasing safety and improving the local quality of life; and

WHEREAS, residents are encouraged to participate in the program, mutually assisting and acting as extra “eyes and ears” for law enforcement; and

WHEREAS, Neighborhood Watch Block Captains are selected, serving as the liaison between their community and law enforcement, relaying information between the two and recruiting new members.

NOW, THEREFORE, I, Dore J. Gilbert, M.D., Mayor, on behalf of the City Council of the City of Laguna Hills, California, do hereby recognize your outstanding efforts as Neighborhood Watch Block Captains, encouraging cooperation between the Orange County Sheriff’s Department and the community to generate support for crime prevention and to make our community a better, safer place to live.

Dated this 25th day of August 2015.

DORE J. GILBERT, M.D., MAYOR

**CITY OF LAGUNA HILLS, CALIFORNIA
CITY COUNCIL/PLANNING AGENCY
REGULAR MEETING
MINUTES
JULY 14, 2015**

GENERAL BUSINESS - CONVENING AT 7:00 PM

CALL TO ORDER

Mayor Gilbert called the Regular Meeting of the City Council of the City of Laguna Hills, California, to order at 7:03 p.m. in the Laguna Hills City Council Chamber, 24035 El Toro Road, Laguna Hills, California.

PLEDGE OF ALLEGIANCE: Council Member Carruth

ROLL CALL OF CITY COUNCIL MEMBERS

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

CLOSED SESSION REPORT

There was no Closed Session Report.

1. PRESENTATIONS AND PROCLAMATIONS

There were no presentations or proclamations.

2. PUBLIC COMMENTS

LAGUNA HILLS LITTLE LEAGUE

Randall Bressette, President of the Laguna Hills Little League (League), thanked City staff and City Council for their support. Mr. Bressette spoke in favor of Item No. 3.13 on the Agenda and stated that the League appreciates City Council's consideration of reducing the outstanding fee balance due to the City.

TREE ISSUES

Aaron Cooney, a resident of Laguna Hills, addressed the City Council regarding his concerns about the eucalyptus trees behind his home located on El Capitan.

3. CONSENT CALENDAR

ITEM NO. 3.12 WAS REMOVED BY STAFF PRIOR TO THE MEETING.

MOTION TO APPROVE THE CONSENT CALENDAR, WITH MAYOR PRO TEMPORE KOGERMAN REMOVING ITEM NO. 3.4 AND ITEM NO. 3.8, AND WITH COUNCIL MEMBER CARRUTH REMOVING ITEM NO. 3.10, BY M/MAYOR PRO TEMPORE KOGERMAN, S/COUNCIL MEMBER CARRUTH. APPROVED BY A VOTE OF 5-0.

- 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 JUNE 23, 2015, REGULAR MEETING.

THE CITY COUNCIL APPROVED THE MINUTES OF THE JUNE 23, 2015, REGULAR MEETING.

- 3.3 APPROVAL OF WARRANT REGISTER FOR PERIOD ENDED JULY 14, 2015.

THE CITY COUNCIL APPROVED THE WARRANT REGISTER IN THE AMOUNT OF \$704,708.43.

- 3.5 ADOPTION OF THE 2015/2016 CIVIC CENTER BUDGET

THE CITY COUNCIL APPROVED AND ADOPTED THE 2015-2016 CIVIC CENTER BUDGET.

- 3.6 FIRST AMENDMENT TO OPERATING MEMORANDUM NO. 1 TO DEVELOPMENT AGREEMENT BETWEEN THE CITY OF LAGUNA HILLS AND LAGUNA HILLS INVESTMENT COMPANY (OAKBROOK VILLAGE PROJECT)

THE CITY COUNCIL APPROVED AND AUTHORIZED THE CITY MANAGER TO EXECUTE THE FIRST AMENDMENT TO OPERATING MEMORANDUM NO. 1 TO DEVELOPMENT AGREEMENT BETWEEN THE CITY OF LAGUNA HILLS AND THE LAGUNA HILLS INVESTMENT COMPANY.

3.7 PROGRESS PAYMENT NO. 1 FOR STOCKPORT PARK RENOVATION PROJECT, CIP NO. 239-B

THE CITY COUNCIL APPROVED PROGRESS PAYMENT NO. 1, IN THE NET AMOUNT OF \$30,996.60, TO HONDO COMPANY, INC. FOR STOCKPORT PARK RENOVATION PROJECT, CIP NO. 239-B.

3.9 CONTRACT WITH COUNTY OF ORANGE FOR COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR FISCAL YEAR 2015/2016

THE CITY COUNCIL APPROVED THE CONTRACT BETWEEN THE COUNTY OF ORANGE AND THE CITY OF LAGUNA HILLS FOR COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR FISCAL YEAR 2015/2016 AND AUTHORIZED THE MAYOR AND CITY MANAGER TO EXECUTE THE CONTRACT.

3.11 GRANT OF A RECYCLED WATER ON-SITE CONVERSION-ENTRY LICENSE AGREEMENT TO EL TORO WATER DISTRICT FOR MULTIPLE CITY LANDSCAPED PROPERTIES IN NORTH LAGUNA HILLS

THE CITY COUNCIL APPROVED THE RECYCLED WATER ON-SITE CONVERSION-ENTRY LICENSE AGREEMENT WITH EL TORO WATER DISTRICT AND AUTHORIZED THE CITY MANAGER TO EXECUTE THE AGREEMENT.

3.13 LAGUNA HILLS LITTLE LEAGUE'S OUTSTANDING BALANCE OF FACILITY USE FEES FOR 2013 ACTIVITY

THE CITY COUNCIL APPROVED DECREASING THE LAGUNA HILLS LITTLE LEAGUE'S OUTSTANDING BALANCE OF \$3,802.50 TO \$3,042.00 FOR ITS 2013 FACILITY RESERVATION FEES.

ITEMS REMOVED FROM THE CONSENT CALENDAR

3.4 RESPONSE TO THE 2014-2015 ORANGE COUNTY GRAND JURY REPORT ENTITLED - "THE ORANGE COUNTY ANIMAL SHELTER: THE FACILITY, THE FUNCTION, THE FUTURE"

Mayor Pro Tempore Kogerman removed Item No. 3.4 from the Consent Calendar for discussion.

Assistant City Manager Don White provided a brief overview of the Orange County Grand Jury Report: "The Orange County Animal Shelter: The Facility, The Function, The Future," in which the Grand Jury requested a response to

Recommendation No. 4. Assistant City Manager White discussed the parameters the City is to follow when responding to a Grand Jury finding per California Penal Code Section 933.05 and stated that the City's proposed response to Recommendation No. 4 is: "The recommendation has not been implemented, but will be implemented in the future. The time frame for implementation is dependent on the Department of the Navy's completion of the following: (1) environmental documentation; (2) making the Finding of Suitability to Transfer (FOST); and (3) the processing of all necessary documentation to transfer land at the former Tustin Marine Corps Air Station to the County of Orange."

Dr. Jim Gardner, a resident and Council Member of the City of Lake Forest, referred to a document that he presented to City Council and City staff entitled: "Joint Statement on Orange County Animal Shelter," with photos attached. Dr. Gardner stated that in his opinion the County does not have a viable plan to remedy situations at the shelter and believes the best way to represent the citizens of Orange County is to work together to explore the feasibility of locating, building, operating, and maintaining a multi-city animal shelter to service South Orange County cities.

Lynn Gabrielson, a resident of Aliso Viejo, gave a short PowerPoint Presentation and described the conditions of the Orange County Animal Shelter.

Rose Tingle, a resident of Laguna Woods and member of the Citizens for Animal Shelter Orange County, presented a short video regarding animal consciousness and stated that she would like the City to withdraw from contracting with the County and look at alternate methods.

Randy Johnson, a resident of Lake Forest, is in favor of South Orange County cities working together to form their own regional agency.

Julie Bierman, a resident of Laguna Hills, read a prepared statement written by the National PTA Congress and posed the question as to what the Orange County Animal Shelter is modeling for our children.

Tom Epperson, a resident of Laguna Hills, stated that he is opposed to the recommended response to the Grand Jury Report and is in favor of South Orange County cities forming an association to maintain a multi-city animal shelter.

Mike Bland requested that the City consider an option other than the Orange County Animal Shelter.

Mayor Pro Tempore Kogerman reported that the City Council received emails from residents unavailable to attend the City Council meeting expressing similar concerns to those that have been discussed.

Mayor Pro Tempore Kogerman presented a substitute response.

Following a discussion between City Council and staff, the final response to the 2014-2015 Orange County Grand Jury Report, Recommendation No. 4, reads: "The R4 recommendation will not be implemented because it is not reasonable, as phrased. Instead, the City intends to join with neighboring cities that currently contract with OC Animal Care Services to pursue potential animal care opportunities. In addition, the City will ask that the County provide a viable plan with cost and schedule estimates for a new facility or facilities to evaluate as part of their review of alternative animal care opportunities."

THE CITY COUNCIL AUTHORIZED THE MAYOR TO SIGN THE LETTER, WITH THE SUBSTITUTE RESPONSE, TO THE 2014-2015 ORANGE COUNTY GRAND JURY REPORT ENTITLED - "THE ORANGE COUNTY ANIMAL SHELTER: THE FACILITY, THE FUNCTION, THE FUTURE," BY M/MAYOR PRO TEMPORE KOGERMAN, S/MAYOR GILBERT. APPROVED BY A VOTE OF 5-0.

3.8 THIRD AMENDMENT TO THE ORANGE COUNTY FIRE AUTHORITY JOINT POWERS AUTHORITY AGREEMENT

Mayor Pro Tempore Kogerman removed Item No. 3.8 from the Consent Calendar in order to congratulate City Manager Bruce Channing and Council Member Don Sedgwick on their work in lobbying for a satisfactory resolution to AB 1217. Council Member Sedgwick gave a brief oral presentation.

THE CITY COUNCIL: (1) ADOPTED RESOLUTION NO. 2015-07-14-1, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAGUNA HILLS, CALIFORNIA, APPROVING THE THIRD AMENDMENT TO THE ORANGE COUNTY FIRE AUTHORITY AMENDED JOINT POWERS AUTHORITY AGREEMENT, AND AUTHORIZING ITS EXECUTION; AND (2) AUTHORIZED THE MAYOR TO SIGN THE AMENDMENT, BY M/COUNCIL MEMBER SEDGWICK, S/COUNCIL MEMBER BLOUNT. APPROVED BY A VOTE OF 5-0.

3.10 AWARD OF CONTRACT FOR THE CIVIC CENTER SITE IMPROVEMENTS

Council Member Carruth removed Item No. 3.10 from the Consent Calendar for clarification on two items.

**THE CITY COUNCIL AWARDED THE BASE BID CONTRACT FOR THE LAGUNA HILLS CIVIC CENTER SITE IMPROVEMENT PROJECT, TO HARDY & HARPER, INC., IN THE LOW BID AMOUNT OF \$258,975.00, REJECTED ALL OTHER BIDS, AND AUTHORIZED THE MAYOR TO SIGN THE CONSTRUCTION CONTRACT, BY M/MAYOR PRO TEMPORE KOGERMAN, S/COUNCIL MEMBER BLOUNT.
APPROVED BY A VOTE OF 5-0.**

3.12 AUTHORIZATION TO LEASE CITY VEHICLE

THIS ITEM WAS REMOVED BY STAFF PRIOR TO THE MEETING – NO ACTION WAS TAKEN.

4. PLANNING AGENCY

Mayor Gilbert 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 8:31 p.m.

4.1 ROLL CALL OF PLANNING AGENCY MEMBERS

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

4.2 PUBLIC COMMENTS

There were no Public Comments.

4.3 APPROVAL OF MINUTES FOR JUNE 23, 2015.

**THE PLANNING AGENCY APPROVED THE MINUTES OF THE JUNE 23, 2015, REGULAR MEETING, BY/CHAIR GILBERT, S/AGENCY MEMBER SEDGWICK.
APPROVED BY A VOTE OF 4-0, WITH AGENCY MEMBER CARRUTH ABSTAINING.**

4.4 ADMINISTRATIVE REPORTS

4.4.1 OAKBROOK VILLAGE SHOPPING CENTER MIXED-USE PROJECT
- REVIEW AND APPROVAL OF FINAL PUBLIC ART PLAN

Sarah Klaustermeier, Development Manager for Shea Properties, discussed the project and provided a brief PowerPoint presentation.

Jeffrey Reed and Jennifer Madden, artists for the project, discussed the final concept for the public art project, gave a brief PowerPoint presentation, and displayed samples of the materials to be utilized.

THE PLANNING AGENCY APPROVED THE FINAL PUBLIC ART PLAN PRESENTED BY THE LAGUNA HILLS INVESTMENT COMPANY FOR THE OAKBROOK VILLAGE SHOPPING CENTER MIXED-USE PROJECT, BY/AGENCY MEMBER CARRUTH, S/AGENCY MEMBER BLOUNT. APPROVED BY A VOTE OF 5-0.

4.5 PLANNING AGENCY PUBLIC HEARINGS

4.5.1 PARKING USE PERMIT (PUP) NO. 6-15-3228, A REQUEST BY SHARI HOGAN TO PERMIT SHARED PARKING AMONG ALL TENANTS AT 25260 AND 25254 LA PAZ ROAD (A PORTION OF LA PAZ VILLAGE, APN 620-211-17) IN THE COMMUNITY COMMERCIAL ZONE

Community Development Director Chantarangsu reviewed the request for a Parking Use Permit (PUP) at 25260 and 25254 La Paz Road and provided a brief PowerPoint Presentation.

Chair Gilbert opened the Public Hearing.

Greg Clayton addressed the City Council on behalf of the applicant, Sheri Hogan, and stated he is available to answer any questions regarding the operation.

Ron Bamberger, developer of the shopping center, stated he was available to answer any questions and thanked City Council for their support.

James Thor spoke in favor of the PUP.

Chair Gilbert closed the Public Hearing.

THE PLANNING AGENCY ADOPTED RESOLUTION NO. PA2015-07-14-1, A RESOLUTION OF THE PLANNING AGENCY OF THE CITY OF LAGUNA HILLS, CALIFORNIA, APPROVING PARKING USE PERMIT (PUP) NO. 6-15-3228, A REQUEST BY SHARI HOGAN TO PERMIT SHARED PARKING AMONG ALL TENANTS AT 25260 AND 25254 LA PAZ ROAD (A PORTION OF LA PAZ VILLAGE, APN 620-211-17) IN THE COMMUNITY COMMERCIAL ZONE, BY M/VICE CHAIR KOGERMAN, S/AGENCY MEMBER BLOUNT. APPROVED BY VOTE OF 5-0.

4.5.2 **CONDITIONAL USE PERMIT (CUP) NO. 5-15-3216, A REQUEST BY APRIL JOSEPHSON ON BEHALF OF THE PET ADOPTION CENTER OF ORANGE COUNTY TO ESTABLISH AND OPERATE A PET ADOPTION, BOARDING, AND TRAINING CENTER AT 23024 LAKE FOREST DRIVE, SUITES E & F, IN THE MIXED USE ZONE.**

Community Development Director Chantarangsu reviewed the project in detail and provided a PowerPoint presentation.

Chair Gilbert opened the Public Hearing.

April Josephson, applicant, thanked the City Council for their consideration and discussed the project in detail.

Brad McGirr, City of Rancho Santa Margarita Mayor, spoke in support of the project.

Mike Vaughn, City of Rancho Santa Margarita Council Member, spoke in support of the project.

Chair Gilbert closed the Public Hearing.

THE PLANNING AGENCY ADOPTED RESOLUTION NO. PA2015-07-14-2, A RESOLUTION OF THE PLANNING AGENCY OF THE CITY OF LAGUNA HILLS, CALIFORNIA, APPROVING CONDITIONAL USE PERMIT (CUP) NO. 5-15-3216, A REQUEST BY APRIL JOSEPHSON ON BEHALF OF THE PET ADOPTION CENTER OF ORANGE COUNTY TO ESTABLISH AND OPERATE A PET ADOPTION, BOARDING, AND TRAINING CENTER AT 23024 LAKE FOREST DRIVE, SUITES E & F, IN THE MIXED USE ZONE, BY M/AGENCY MEMBER CARRUTH, S/VICE CHAIR KOGERMAN. APPROVED BY A VOTE OF 5-0.

PLANNING AGENCY ADJOURNMENT

Mayor Gilbert reconvened the City Council Meeting at 9:39 p.m. All Council Members were present.

5. CITY COUNCIL PUBLIC HEARINGS

5.1 PUBLIC HEARING AND RECEIPT OF 2015 WEED ABATEMENT COST REPORT

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

**THE CITY COUNCIL RECEIVED AND FILED THE 2015 WEED ABATEMENT COST REPORT, BY M/COUNCIL MEMBER SEDGWICK, S/COUNCIL MEMBER CARRUTH.
APPROVED BY A VOTE OF 5-0.**

6. ADMINISTRATIVE REPORTS

6.1 City Clerk

6.1.1 DESIGNATION OF VOTING DELEGATE FOR LEAGUE OF CALIFORNIA CITIES ANNUAL CONFERENCE

**THE CITY COUNCIL APPOINTED MAYOR PRO TEMPORE KOGERMAN AS THE VOTING DELEGATE FOR THE LEAGUE OF CALIFORNIA CITIES ANNUAL CONFERENCE, BY M/MAYOR GILBERT, S/COUNCIL MEMBER CARRUTH.
APPROVED BY A VOTE OF 5-0.**

**THE CITY COUNCIL APPOINTED COUNCIL MEMBER BLOUNT AS THE ALTERNATE FOR THE LEAGUE OF CALIFORNIA CITIES ANNUAL CONFERENCE, BY M/MAYOR PRO TEMPORE KOGERMAN, S/MAYOR GILBERT.
APPROVED BY A VOTE OF 5-0.**

6.2 Community Development Director

6.2.1 FIRST READING AND INTRODUCTION OF AN ORDINANCE ADDING CHAPTER 10-56 TO TITLE 10 OF THE LAGUNA HILLS MUNICIPAL CODE TO PROVIDE AN EXPEDITED, STREAMLINED PERMITTING PROCESS FOR SMALL RESIDENTIAL ROOFTOP SOLAR ENERGY SYSTEMS

**THE CITY COUNCIL INTRODUCED FOR FIRST READING, READ BY TITLE ONLY, AND WAIVED FURTHER READING, AN ORDINANCE ENTITLED: "AN ORDINANCE OF THE CITY OF LAGUNA HILLS, CALIFORNIA, ADDING CHAPTER 10-56 TO TITLE 10 OF THE LAGUNA HILLS MUNICIPAL CODE TO PROVIDE AN EXPEDITED, STREAMLINED PERMITTING PROCESS FOR SMALL RESIDENTIAL ROOFTOP SOLAR ENERGY SYSTEMS," BY M/COUNCIL MEMBER CARRUTH, S/MAYOR PRO TEMPORE KOGERMAN.
APPROVED BY A VOTE OF 5-0.**

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

There were no City Council Member comments.

ADJOURNMENT

There being no further business before the City Council at this session, Mayor Gilbert adjourned the City Council Meeting at 9:43 p.m.

MELISSA AU-YEUNG, CITY CLERK

ATTEST:

DORE J. GILBERT, M.D., MAYOR

APPROVED AT MEETING OF AUGUST 25, 2015.



City of Laguna Hills City Council Meeting Agenda Staff Report

DATE: AUGUST 25, 2015
TO: MAYOR AND COUNCIL MEMBERS
FROM: DONALD J. WHITE, ASSISTANT CITY MANAGER
ISSUE: APPROVAL OF WARRANT REGISTER FOR PERIOD ENDED
AUGUST 25, 2015.

RECOMMENDATION: THAT THE CITY COUNCIL APPROVE THE WARRANT REGISTER IN THE AMOUNT OF \$2,403,551.16.

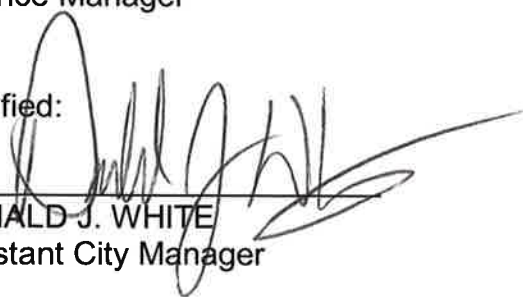
SUMMARY:

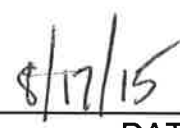
In accordance with Government Code Section 37202, the attached Warrant Register reflects the disbursements of the City of Laguna Hills for the period reported thereon. The Assistant City Manager certifies and attests to its accuracy and the availability of funds for the payment thereof. These warrants are hereby submitted to the City Council for approval of payment.

Prepared by:

JANICE MATEO REYES
Finance Manager

Certified:


DONALD J. WHITE
Assistant City Manager


DATE

FISCAL IMPACT:

The warrant register total is \$2,403,551.16.

ATTACHMENTS:

1. Warrant Register

Check Register Report

Warrant Register 08/25/15

Date: 08/13/2015

Time: 4:28 pm

Page: 1

CITY OF LAGUNA HILLS

BANK: UNION BANK- GENERAL

Check Number	Check Date	Status	Void/Stop Date	Vendor Number	Vendor Name	Check Description	Amount
UNION BANK- GENERAL Checks							
8809456	07/09/2015	Printed		J-1052	JAVED, HUMZA	Mileage Reimb., Pub Wks, Jun	38.99
8809457	07/09/2015	Printed		S-1902	SAN DIEGO GAS & ELECTRIC	ST Lites, Jun '15	13,921.53
8809458	07/09/2015	Printed		S-1904	SOUTHERN CALIFORNIA EDISON	ST Lites, TC, Jun '15	860.11
8809459	07/09/2015	Printed		S-2250	SPARKLETT'S	Operating Supplies, CH, Jun	64.77
8809460	07/09/2015	Printed		C-0023	COX COMMUNICATION	WiFi Svcs, CC, Jul '15	130.00
8809461	07/09/2015	Printed		I-0963	ICC ORANGE EMPIRE CHAPTER	Employee Training, Building	50.00
8809462	07/09/2015	Printed		O-1599	ORANGE COUNTY JUMPERS, LLC	Program Expense, 4th of Jul	618.00
8809463	07/09/2015	Printed		R-1964	REFUND, COMMUNITY DEV FEES	Refund, Pool Bond, CR# 50118	500.00
8809464	07/09/2015	Printed		R-1964	REFUND, COMMUNITY DEV FEES	Refund Permit Fees, CR# 50998	337.50
8809465	07/09/2015	Printed		R-1964	REFUND, COMMUNITY DEV FEES	Refund Permit Fees, CR# 50998	675.00
8809466	07/09/2015	Printed		R-1964	REFUND, COMMUNITY DEV FEES	Refund, C&D Deposit, CR# 48461	524.70
8809467	07/09/2015	Printed		R-1964	REFUND, COMMUNITY DEV FEES	Refund, C&D Deposit, CR# 49799	5,000.00
8809468	07/09/2015	Printed		R-1964	REFUND, COMMUNITY DEV FEES	Refund, C&D Deposit, CR# 49892	933.10
8809469	07/09/2015	Printed		R-1889	REFUND, FACILITY RENTAL DEPOSIT	OC Shabesher, V# 3007513.002	500.00
8809470	07/09/2015	Printed		R-1889	REFUND, FACILITY RENTAL DEPOSIT	LHHS Music, V# 2003502.002	70.00
8809471	07/09/2015	Printed		R-1889	REFUND, FACILITY RENTAL DEPOSIT	L. Meinhold, V# 2003503.002	250.00
8809472	07/09/2015	Printed		R-1889	REFUND, FACILITY RENTAL DEPOSIT	Nat'l Charity, V# 2003504.002	222.50
8809473	07/09/2015	Printed		S-2253	SOCAL OFFICE TECHNOLOGIES-LEAS	Lease-Copier, CC, Jul '15	965.73
8809474	07/09/2015	Printed		S-2107	STAGE PLUS	Program Expense, 4th of July	2,800.00
8809475	07/09/2015	Printed		T-2693	TELEPACIFIC COMMUNICATIONS	Communications Expense, Jul	1,129.02
8809476	07/14/2015	Printed		B-0276	BANK OF AMERICA	Departmental Expenditure Jun	28,713.42
8809477	07/14/2015	Printed		V-2249	US BANK VOYAGER FLEET SYS	Vehicle Fuel, Jun '15	1,841.88
8809478	07/16/2015	Printed		A-0254	A. C. LANDSCAPE, INC.	Irrigation Repairs, Jun '15	1,257.04
8809479	07/16/2015	Printed		A-0138	ALL CITY MANAGEMENT, INC.	Crossing Guard Svc, 6/7-6/20	3,693.60
8809480	07/16/2015	Printed		A-0359	ANDERSON PENNA PARTNERS, INC.	Inspection Services, Jun '15	13,466.25
8809481	07/16/2015	Printed		C-1178	C2 IMAGING	Printing Services, Com Dev	907.42
8809482	07/16/2015	Printed		C-1102	CALIFORNIA BUILDINGS	Building Standard Fund, Oct-Jun	3,741.30
8809483	07/16/2015	Printed		C-1133	CALIFORNIA YELLOW CAB	Senior Mobility Program, Jun	2,881.50
8809484	07/16/2015	Printed		C-0408	CARL WARREN & COMPANY	Processing Fee, Sml Claims Jun	811.98
8809485	07/16/2015	Printed		C-1154	CARRINO, MARGARET	Paleontologist Services, Jun	200.00
8809486	07/16/2015	Printed		C-1022	CDW GOVERNMENT, INC.	Computer Hardware, Admin	1,313.83
8809487	07/16/2015	Printed		C-1144	CHARLES ABBOTT ASSOCIATES, INC	Plan Chk, Bldg & Safety, May	17,475.78
8809488	07/16/2015	Printed		C-1068	CITY OF ALISO VIEJO	Cost Sharing CIP # 410	9,255.69
8809489	07/16/2015	Printed		C-1176	COMPUTER SERVICE CO.	Traffic Sig. Maint, Jun '15	4,667.75
8809490	07/16/2015	Printed		C-1146	CYBERSOURCE CORPORATION	Gateway Expense, Jun '15	29.00
8809491	07/16/2015	Printed		D-0453	DEPARTMENT OF CONSERVATION	Remittance, SMIP Fee, Apr-Jun	881.69
8809492	07/16/2015	Printed		D-0561	DOCU-TRUST	Offsite Data Storage, Jun '15	60.00
8809493	07/16/2015	Printed		E-0595	ECLIPSE MESSENGER SERVICE, INC	Delivery Service, Jun '15	62.40
8809494	07/16/2015	Printed		E-0554	ECONOMICS, INC.	Prof Svcs, Recycling Prog, Jun	5,320.40
8809495	07/16/2015	Printed		H-0943	HENRY, LUCIA	Contract Inst Svcs, Ceramics	1,246.00
8809496	07/16/2015	Printed		H-0955	HR GREEN CALIFORNIA, INC.	Professional Svcs, CIP # 239	7,360.58
8809497	07/16/2015	Printed		I-0942	IRVINE RANCH WATER DISTRICT	Water Usage, Parks, Jun '15	176.00
8809498	07/16/2015	Printed		J-1057	JAMEY CLARK, INC.	Graffiti Patrol & Removal, Jun	858.13
8809499	07/16/2015	Printed		C-1007	LAW ENFORCEMENT	Law Enf Srv 14/15 5K Sup Svc	18,619.40
8809500	07/16/2015	Printed		L-1374	LEHMAN CONSTRUCTION, INC.	Progress Payment #01, CIP# 240	27,007.55
8809501	07/16/2015	Printed		L-1356	LINDY OFFICE PRODUCTS	Operating Supplies, Jun '15	61.18

Check Register Report

Warrant Register 08/25/15

Date: 08/13/2015

Time: 4:28 pm

Page: 2

CITY OF LAGUNA HILLS

BANK: UNION BANK- GENERAL

Check Number	Check Date	Status	Void/Stop Date	Vendor Number	Vendor Name	Check Description	Amount
UNION BANK- GENERAL Checks							
8809502	07/16/2015	Printed		M-1513	MEEHAN, DANIEL	Petty Cash Replenish, Apr-Jul	208.59
8809503	07/16/2015	Printed		M-1302	MOULTON NIGUEL WATER DISTRICT	Water Usage, Parks, May - Jun	21,462.28
8809504	07/16/2015	Printed		N-1485	NPC CONSTRUCTION, INC.	Annual Weed Abatement, 2015	39,552.13
8809505	07/16/2015	Printed		O-1546	OFFICE SOLUTIONS	Office Supplies, Com Dev	20.67
8809506	07/16/2015	Printed		O-1552	ORANGE COUNTY FIRE AUTHORITY	Remit, Fire Fees Collected, Jun	2,269.00
8809507	07/16/2015	Printed		R-1963	RACE GRADER	Program Exp, 1/2 Marathon	535.00
8809508	07/16/2015	Printed		S-2037	SADDLEBACK FAMILY & URGENT CARE	Pre-employ Physical, Jun '15	490.00
8809509	07/16/2015	Printed		S-2277	SCHUBERTH NORTH AMERICA, LLC	Safety Equipment, Police Svcs	490.00
8809510	07/16/2015	Printed		S-1949	SMART & FINAL	Office & Program Supp. CH & CC	150.30
8809511	07/16/2015	Printed		S-2250	SPARKLETTES	Operating Supplies, CS, Jun '15	66.33
8809512	07/16/2015	Printed		S-1907	SPRINT	Communication Expense, CS, Jun	86.39
8809513	07/16/2015	Printed		S-2059	STAPLETON, VIVIAN	Cntr Inst Svcs Early Childhood	503.13
8809514	07/16/2015	Printed		S-1980	STATE DEPARTMENT OF JUSTICE	Pre-employment Fingerprinting	32.00
8809515	07/16/2015	Printed		S-2201	SUNSET PROPERTY SERVICES	Street Sweeping, Jun '15	11,090.32
8809516	07/16/2015	Printed		S-2016	SYSTEMS INTERNATIONAL	Removal Banners, 1/2 Marathon	4,300.00
8809517	07/16/2015	Printed		V-2224	VERIZON WIRELESS	Communication Expense, Jun '15	894.26
8809518	07/16/2015	Printed		V-2251	VIZUAL SYMPHONY, INC.	Maint Contract, Com Ctr	6,500.00
8809519	07/16/2015	Printed		V-2252	VMWARE, INC.	Employee Training	6,300.00
8809521	07/16/2015	Printed		X-2400	XEROX CORPORATION	Copier Usage, Jun '15	1,019.71
8809522	07/16/2015	Printed		A-0328	ALBERT, SOPHI	Contract Inst Svcs, Piano	262.50
8809523	07/16/2015	Printed		B-0377	BIG TOP RENTALS	Program Expense, 4th of July	77.25
8809524	07/16/2015	Printed		C-0412	C&D ELECTRIC, INC.	Program Expense, 4th of July	2,735.71
8809525	07/16/2015	Printed		C-1139	COMPLETE OFFICE OF CALIFORNIA	Comp Office & Operating Supplies	1,695.86
8809526	07/16/2015	Printed		C-0023	COX COMMUNICATION	T-1, CC & Signal Sys, Jul	493.43
8809527	07/16/2015	Printed		D-0552	DUNBAR ARMORED, INC.	Courier Fee, Armored Trans, Jul	117.32
8809528	07/16/2015	Printed		E-0593	EISENBERG, DALE	Contract Inst Svcs., Aikido	791.00
8809529	07/16/2015	Printed		E-0553	ELKINS, CHRISTINA	Contract Inst Svcs., Dance	364.00
8809530	07/16/2015	Printed		E-0596	ENVIRONMENTAL CONSTRUCTION, INC.	Retention Release, CIP # 615	55,420.17
8809531	07/16/2015	Printed		G-0710	GOV'T FINANCE OFFICERS ASSN	Membership, DW, JR, 15/16	250.00
8809532	07/16/2015	Printed		G-0844	GREEN MART, INC.	Operating Supplies, Parks, Jul	1,026.00
8809533	07/16/2015	Printed		J-1057	JAMEY CLARK, INC.	Program Expense - 4th of July	420.00
8809534	07/16/2015	Printed		J-1071	JCTEES.COM CORPORATION	Program Expense - 4th of July	277.30
8809535	07/16/2015	Printed		M-1552	MARTIN-RUSK, DINA	Contract Instr Svcs, Zumba	592.20
8809536	07/16/2015	Printed		M-1535	MUSIC MOVES ACADEMY, INC.	Contract Inst Svcs, Music	2,012.50
8809537	07/16/2015	Printed		N-1474	NIEVES LANDSCAPE, INC.	Monthly and Misc Landscape, Jul	74,609.24
8809538	07/16/2015	Printed		O-1546	OFFICE SOLUTIONS	Office Supplies, Jul '15	255.59
8809539	07/16/2015	Printed		C-0311	ORANGE COUNTY TREASURER	LH Share, LAFCO, FY 15/16	3,423.23
8809540	07/16/2015	Printed		P-1804	PATROL ONE	Security for Sanchez CC Reserv	343.00
8809541	07/16/2015	Printed		R-1964	REFUND, COMMUNITY DEV FEES	Refund Permit Fees, CR# 50802	150.00
8809542	07/16/2015	Printed		R-1964	REFUND, COMMUNITY DEV FEES	Refund Permit Fees, CR# 49479	41.00
8809543	07/16/2015	Printed		R-1964	REFUND, COMMUNITY DEV FEES	Refund, Pool Bond, CR# 46557	500.00
8809544	07/16/2015	Printed		R-1889	REFUND, FACILITY RENTAL DEPOSIT	JSerra Catholic, V#2003506.002	500.00
8809545	07/16/2015	Printed		R-1889	REFUND, FACILITY RENTAL DEPOSIT	P. Worcester, V# 2003521.002	250.00
8809546	07/16/2015	Printed		S-2209	STUDIO TWO BLACK DIAMOND	Printing Svcs, Non-Departmental	707.63
8809547	07/16/2015	Printed		S-2201	SUNSET PROPERTY SERVICES	Program Expense - 4th of July	175.00
8809548	07/16/2015	Printed		U-2140	U-HAUL	Program Expense, CS, Jul '15	37.35
8809549	07/16/2015	Printed		U-2163	USA DANCE, INC.	Contract Inst Svcs, Dancing	252.00
8809550	07/23/2015	Printed		A-0138	ALL CITY MANAGEMENT, INC.	Crossing Guard Svc, 6/21-7/4	738.72
8809551	07/23/2015	Printed		C-1144	CHARLES ABBOTT ASSOCIATES, INC	Plan Chk, Bldg & Safety, Jun	25,021.04
8809552	07/23/2015	Printed		C-1176	COMPUTER SERVICE CO.	Traffic Sig. Maint, Jun '15	4,473.28
8809553	07/23/2015	Printed		D-0461	DATA TICKET, INC.	Processing Fee, Park Cit, Jun	550.75

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BANK: UNION BANK- GENERAL

Check Number	Check Date	Status	Void/Stop Date	Vendor Number	Vendor Name	Check Description	Amount
UNION BANK- GENERAL Checks							
8809554	07/23/2015	Printed		H-0829	HARTZOG & CRABILL, INC.	Traf Signal Mgmt Svs, Jun	3,743.12
8809555	07/23/2015	Printed		I-0960	IRV SEAVER MOTORCYCLES	Motorcycle Maint, PS, May	1,066.79
8809556	07/23/2015	Printed		C-1007	LAW ENFORCEMENT	Comm 800MHz Allocation, 4th Qt	3,531.01
8809557	07/23/2015	Printed		O-1546	OFFICE SOLUTIONS	Office Supplies, Jun '15	18.61
8809558	07/23/2015	Printed		O-1575	ORANGE COUNTY REGISTER-FREEDOM	Legal Advertising, Jun '15	631.10
8809559	07/23/2015	Printed		C-1003	PARKING VIOLATIONS	Parking Fee Surcharge, Jun	2,295.00
8809560	07/23/2015	Printed		S-1902	SAN DIEGO GAS & ELECTRIC	ST Lites, TC, Comm Ctr, Jun	29,012.34
8809561	07/23/2015	Printed		S-1904	SOUTHERN CALIFORNIA EDISON	ST Lites, TC, Jun '15	9,458.08
8809562	07/23/2015	Printed		S-2129	SYSTEM SOURCE, INC.	Office Chair Replacement, CH	572.86
8809563	07/23/2015	Printed		W-2302	WEST PUBLISHING CORPORATION	Subscription, City Clk, Jun	193.67
8809564	07/23/2015	Printed		W-2438	WILLDAN FINANCIAL SERVICES	Professional Svcs, Com Dev	9,000.00
8809565	07/23/2015	Printed		R-1801	WOODRUFF, SPRADLIN & SMART	Professional Svcs, Legal, Jun	19,469.47
8809566	07/23/2015	Printed		C-1007	LAW ENFORCEMENT	Law Enforcement Svcs, Jul '15	575,972.38
8809568	07/30/2015	Printed		C-1144	CHARLES ABBOTT ASSOCIATES, INC	Road Maintenance, Jun '15	75,379.80
8809569	07/30/2015	Printed		E-0504	EL TORO WATER DISTRICT	Water Usage, Parks, Jun	13,783.37
8809570	07/30/2015	Printed		G-0720	GRC ASSOCIATES, INC.	Aliso Meadows Rehab, Jan-Jul	14,525.00
8809571	07/30/2015	Printed		H-0829	HARTZOG & CRABILL, INC.	Professional Svcs, CIP # 168	240.00
8809572	07/30/2015	Printed		S-1957	SADDLEBACK VALLEY UNIFIED	Light Ballfield, 7/1/14-6/30/15	3,567.12
8809573	07/30/2015	Printed		S-2239	SOCAL OFFICE TECHNOLOGIES	Copier Usage, CC, 4/22-7/21	1,620.11
8809574	07/30/2015	Printed		A-0349	A SOURCE OF PRIDE	Operating Supplies, Jul '15	66.42
8809575	07/30/2015	Printed		A-0277	ALICEA, MIA	Contract Inst Svcs., Dance	4,046.00
8809576	07/30/2015	Printed		A-0309	AT&T- CALNET 2	Traf Sig, PW, Alarm, CC, Jun	83.49
8809577	07/30/2015	Printed		C-0412	C&D ELECTRIC, INC.	Lighting Inspections, Jul '15	250.00
8809578	07/30/2015	Printed		C-0333	CALIF PARK & REC SOCIETY, INC.	Membership, Pub Svcs, KR	475.00
8809579	07/30/2015	Printed		C-1177	CANON FINANCIAL SERVICES, INC.	Lease - Copier, Adm, Jul '15	221.41
8809580	07/30/2015	Printed		C-1174	CARTEGRAPH	Request Partner Data Transfer	500.00
8809581	07/30/2015	Printed		C-1022	CDW GOVERNMENT, INC.	Computer Software, Admin	40.00
8809582	07/30/2015	Printed		C-1130	CLARK, KATHLEEN	Program Exp. Reimbursement	200.44
8809583	07/30/2015	Printed		C-1139	COMPLETE OFFICE OF CALIFORNIA	Comp Office&Operating Supplies	440.55
8809584	07/30/2015	Printed		E-0595	ECLIPSE MESSENGER SERVICE, INC	Delivery Service, Jul '15	23.92
8809585	07/30/2015	Printed		E-0593	EISENBERG, DALE	Contract Inst Svcs., Aikido	80.50
8809586	07/30/2015	Printed		E-0587	EMC DESIGN	Prof Fees, Comb. Issue, Fall	3,705.00
8809587	07/30/2015	Printed		F-0623	FUN SERVICES	Program Exp, 4th of July,	805.00
8809588	07/30/2015	Printed		J-1057	JAMEY CLARK, INC.	Genl Repairs/ Graffiti Removal	6,205.87
8809589	07/30/2015	Printed		J-1071	JCTEES.COM CORPORATION	Program Supplies, CS, Jul '15	424.43
8809590	07/30/2015	Printed		G-0709	JOE A. GONSALVES & SON	Legislative Services, Aug	2,900.00
8809591	07/30/2015	Printed		M-1513	MEEHAN, DANIEL	Petty Cash Replenish, Jul '15	168.50
8809592	07/30/2015	Printed		M-1388	MOBILE MINI, INC.	Storage Rental, Programs & CC	389.73
8809594	07/30/2015	Printed		O-1546	OFFICE SOLUTIONS	Office/Operating Supplies, Jul	810.15
8809595	07/30/2015	Printed		C-0311	ORANGE COUNTY TREASURER	Unsecured Prop Tax, Copier, CC	97.00
8809596	07/30/2015	Printed		P-1798	PIXELPUSHERS, INC.	Hosting Fee, Website, Jul-Aug	800.00
8809597	07/30/2015	Printed		R-1964	REFUND, COMMUNITY DEV FEES	Refund, Pool Bond, CR# 50779	500.00
8809598	07/30/2015	Printed		R-1964	REFUND, COMMUNITY DEV FEES	Refund, CPMA Fees, CR# 50948	875.00
8809599	07/30/2015	Printed		R-1964	REFUND, COMMUNITY DEV FEES	Refund, SDPA Fees, CR# 50948	50.00
8809600	07/30/2015	Printed		R-1964	REFUND, COMMUNITY DEV FEES	Refund, Fire Fees, CR# 51141	841.00
8809601	07/30/2015	Printed		R-1872	REFUND, COMMUNITY SVCS PROGRAM	L. Arguija, V# 2003511.002	70.00
8809602	07/30/2015	Printed		R-1889	REFUND, FACILITY RENTAL DEPOSIT	M. Hernandez, V# 2003526.002	328.50
8809603	07/30/2015	Printed		R-1855	RICHARD FISHER ASSOCIATES	Prof Fees, CIP# 239, 240 & 514	17,369.14
8809604	07/30/2015	Printed		S-2197	SAFECHECKS	Printing Expense, Finance	290.12

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BANK: UNION BANK- GENERAL

Check Number	Check Date	Status	Void/Stop Date	Vendor Number	Vendor Name	Check Description	Amount
UNION BANK- GENERAL Checks							
8809605	07/30/2015	Printed		S-2260	SHEUERMAN, DEVANN	Mileage Reimb., CS, Jul '15	18.08
8809606	07/30/2015	Printed		S-1944	SOUTHERN CALIF MUN ATHLETIC	Program Class Insurance, CS	875.00
8809607	07/30/2015	Printed		S-1904	SOUTHERN CALIFORNIA EDISON	ST Lites, TC, Jul '15	2,148.26
8809608	07/30/2015	Printed		S-2209	STUDIO TWO BLACK DIAMOND	Printing Services, Jul '15	37.80
8809609	07/30/2015	Printed		U-2140	U-HAUL	Program Expense, CS, Jul '15	62.81
8809610	07/30/2015	Printed		U-2164	UNITED SITE SERVICES OF CA.	Program Expense, 4th of July	516.00
8809611	07/30/2015	Printed		U-2163	USA DANCE, INC.	Contract Inst Svcs, Dancing	21.00
8809612	07/30/2015	Printed		W-2337	WEST COAST ARBORISTS, INC.	Tree Trimming, Jul '15	11,061.00
8809613	07/30/2015	Printed		W-2379	WEST COAST TURF	Sports Field, Turf Refurbish.	17,600.00
8809614	08/06/2015	Printed		B-0276	BANK OF AMERICA	Departmental Expenditure Jul	16,654.43
8809615	08/06/2015	Printed		C-0023	COX COMMUNICATION	WiFi, CH Jul, & T-1 Line, Aug	444.43
8809616	08/06/2015	Printed		C-1007	LAW ENFORCEMENT	Law Enforcement Svcs, Aug '15	575,972.38
8809617	08/06/2015	Printed		O-1500	ORANGE COUNTY REGISTER	Subscription, CH,08/11-10/11	190.02
8809618	08/06/2015	Printed		R-1830	RALPHS GROCERY COMPANY	Program Supplies, CS, Jul '15	146.47
8809619	08/06/2015	Printed		R-1964	REFUND, COMMUNITY DEV FEES	Refund, C&D Deposit, CR# 51045	1,438.50
8809620	08/06/2015	Printed		R-1964	REFUND, COMMUNITY DEV FEES	Refund, Pool Bond, CR# 49765	500.00
8809621	08/06/2015	Printed		R-1889	REFUND,FACILITY RENTAL DEPOSIT	J. Pinesett, V# 2003531.002	265.00
8809622	08/06/2015	Printed		R-1889	REFUND,FACILITY RENTAL DEPOSIT	R. Ortiz, V# 2003533.002	345.00
8809623	08/06/2015	Printed		S-1902	SAN DIEGO GAS & ELECTRIC	ST Lites, Jul '15	13,921.53
8809624	08/06/2015	Printed		S-2250	SPARKLETTTS	Operating Sup., CS & CH, Jul	245.08
8809625	08/06/2015	Printed		S-1937	STATE CONTROLLER'S OFFICE	Audit Confirmation Fee,FY14/15	100.00
8809626	08/06/2015	Printed		T-2693	TELEPACIFIC COMMUNICATIONS	Communications Expense,Aug	1,113.28
8809627	08/06/2015	Printed		U-2121	U.S. POSTAL SERVICE	Postage, City Views, Aug	2,500.00
8809628	08/13/2015	Printed		A-0254	A. C. LANDSCAPE, INC.	Irrigation Repairs, Aug '15	1,724.84
8809629	08/13/2015	Printed		A-0277	ALICEA, MIA	Contract Inst Svcs., Dance	189.00
8809630	08/13/2015	Printed		A-0359	ANDERSON PENNA PARTNERS, INC.	Inspection Services, Jul '15	16,055.00
8809631	08/13/2015	Printed		A-0360	ARC DOCUMENT SOLUTIONS, LLC	Printing Services, Engineering	66.19
8809632	08/13/2015	Printed		A-0358	ARDO, KARL	Contract Inst Svcs, Fitness Cl	280.00
8809633	08/13/2015	Printed		A-0331	AT&T MOBILITY	Wireless Service, Jul '15	63.02
8809634	08/13/2015	Printed		B-0332	BRAME, MARILYN	Contract Inst Svcs, Drawing	344.00
8809635	08/13/2015	Printed		C-0412	C&D ELECTRIC, INC.	Lighting Repairs, Pub Svcs,Aug	814.97
8809636	08/13/2015	Printed		C-1168	CAPITAL ONE COMMERCIAL	Program Expense, CS, Jul '15	1,161.73
8809637	08/13/2015	Printed		C-0408	CARL WARREN & COMPANY	Processing Fee, Sml Claims Jul	2,557.34
8809638	08/13/2015	Printed		C-0391	CITY OF SAN CLEMENTE	Program Expense, CS, Aug '15	48.00
8809639	08/13/2015	Printed		C-1127	COAST 2 COAST COACHING	Soccer Camp, Summer, CS	1,564.50
8809640	08/13/2015	Printed		C-1139	COMPLETE OFFICE OF CALIFORNIA	Comp Office&Operating Supplies	731.84
8809641	08/13/2015	Printed		C-0023	COX COMMUNICATION	WiFi Svcs, CC, Augl '15	130.00
8809642	08/13/2015	Printed		C-1158	CREATIVE KIDS PLAYHOUSE	Contract Inst Svcs., Theatre	1,400.00
8809643	08/13/2015	Printed		D-0461	DATA TICKET, INC.	Processing Fee, Park Cit, Jul	557.57
8809644	08/13/2015	Printed		D-0561	DOCU-TRUST	Offsite Data Storage, Jul '15	87.05
8809645	08/13/2015	Printed		E-0595	ECLIPSE MESSENGER SERVICE, INC	Delivery Service, Jul '15	15.00
8809646	08/13/2015	Printed		E-0554	ECONOMICS, INC.	Prof Svcs, Recycling Prog,Jul	3,604.27
8809647	08/13/2015	Printed		E-0593	EISENBERG, DALE	Contract Inst Svcs., Aikido	52.50
8809648	08/13/2015	Printed		E-0553	ELKINS, CHRISTINA	Contract Inst Svcs., Dance	762.30
8809649	08/13/2015	Printed		F-0711	FAST FORMS	Operating Supplies, PS, Aug	830.61
8809650	08/13/2015	Printed		G-0791	GORMAN, RON	Contract Inst Svcs, Guitar	441.00
8809651	08/13/2015	Printed		H-0934	HOME DEPOT	Program Supplies, CS, Jul '15	1,787.23
8809652	08/13/2015	Printed		H-0864	HONDO COMPANY, INC.	Progress Payment # 2, CIP #239	215,865.65
8809653	08/13/2015	Printed		I-0960	IRV SEAVER MOTORCYCLES	Motorcycle Maint, PS, Jul	596.59
8809654	08/13/2015	Printed		I-0942	IRVINE RANCH WATER DISTRICT	Water Usage, Parks, Jul '15	187.84
8809655	08/13/2015	Printed		J-1057	JAMEY CLARK, INC.	Graffiti Removal & 4th of July	2,148.17
8809656	08/13/2015	Printed		J-1052	JAVED, HUMZA	Mileage Reimb., Pub Svs, Jul	30.51

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Check Number	Check Date	Status	Void/Stop Date	Vendor Number	Vendor Name	Check Description	Amount
UNION BANK- GENERAL Checks							
8809657	08/13/2015	Printed		K-1126	KNIGHT, LORNA ANGELA	Contract Inst Svcs, Yoga	862.40
8809658	08/13/2015	Printed		L-1335	LA CONSULTING, INC.	Professional Svcs, Jul '15	1,363.00
8809659	08/13/2015	Printed		C-1007	LAW ENFORCEMENT	Comm 800MHz Allocation, 1st Qtr	2,461.00
8809660	08/13/2015	Printed		L-1374	LEHMAN CONSTRUCTION, INC.	Progress Payment #02, CIP# 240	56,707.97
8809661	08/13/2015	Printed		L-1368	LONG, AURORA	Contract Inst Svcs, Theatre	2,709.00
8809662	08/13/2015	Printed		M-1581	MAGIC JUMP RENTALS ORANGE	Special Event Expense, PS, Jul	263.50
8809663	08/13/2015	Printed		M-1388	MOBILE MINI, INC.	Storage Rental, CC, 8/05-9/01	114.33
8809664	08/13/2015	Printed		M-1583	MOORE IACOFANO GOLTSMAN, INC.	Planning Services, Com Dev.	1,420.00
8809665	08/13/2015	Printed		M-1302	MOULTON NIGUEL WATER DISTRICT	Water Usage, Parks, Jul	12,468.13
8809666	08/13/2015	Printed		N-1474	NIEVES LANDSCAPE, INC.	Monthly and Misc Landscape, Aug	106,781.52
8809667	08/13/2015	Printed		O-1546	OFFICE SOLUTIONS	Office/Operating Supplies, Jul	428.04
8809668	08/13/2015	Printed		O-1552	ORANGE COUNTY FIRE AUTHORITY	Remit, Fire Fees Collected, Jul	2,829.00
8809669	08/13/2015	Printed		O-1575	ORANGE COUNTY REGISTER-FREEDOM	Legal Advertising, Jul '15	1,781.98
8809670	08/13/2015	Printed		C-1003	PARKING VIOLATIONS	Parking Fee Surcharge, Jul	1,873.50
8809671	08/13/2015	Printed		P-1779	PUBLIC STORAGE	Storage Unit, Pub Svc, 9'15-8'16	5,028.00
8809672	08/13/2015	Printed		R-1881	R.E.S.S.	Flag Replacement, Civic Center	427.68
8809673	08/13/2015	Printed		R-1889	REFUND, FACILITY RENTAL DEPOSIT	J. Sulu, V# 2003551.002	500.00
8809674	08/13/2015	Printed		R-1889	REFUND, FACILITY RENTAL DEPOSIT	L. Zavalkov, V# 2003554.002	150.00
8809675	08/13/2015	Printed		R-1889	REFUND, FACILITY RENTAL DEPOSIT	A. Gutierrez, V# 2003553.002	250.00
8809676	08/13/2015	Printed		S-1957	SADDLEBACK VALLEY UNIFIED	4th of July Clean Up	252.00
8809677	08/13/2015	Printed		S-2018	SKYHAWK ACADEMY	Sports Camp, Summer, CS	3,206.00
8809678	08/13/2015	Printed		S-2253	SOCAL OFFICE TECHNOLOGIES-LEAS	Lease-Copier, CC, Aug '15	965.73
8809679	08/13/2015	Printed		S-1904	SOUTHERN CALIFORNIA EDISON	ST Lites, TC, Jul '15	9,932.29
8809680	08/13/2015	Printed		S-2209	STUDIO TWO BLACK DIAMOND	Printing Services, Aug '15	175.49
8809681	08/13/2015	Printed		S-2201	SUNSET PROPERTY SERVICES	Street Sweeping, Jul '15	12,113.83
8809682	08/13/2015	Printed		T-2042	TRAUMA INTERVENTION PROGRAMS	Community Program, TIP, Jul-Sep	910.32
8809683	08/13/2015	Printed		U-2140	U-HAUL	Program Expense, CS, Aug '15	74.70
8809684	08/13/2015	Printed		U-2165	UNDERGROUND SERVICE ALERT	Street Maintenance, Jul '15	69.00
8809685	08/13/2015	Printed		U-2164	UNITED SITE SERVICES OF CA.	Program Expense, Buid A Fort	223.09
8809686	08/13/2015	Printed		V-2249	US BANK VOYAGER FLEET SYS	Vehicle Fuel, Jul '15	2,675.36
8809687	08/13/2015	Printed		W-2426	WHITE NELSON DIEHL EVANS LLP	Partial Audit Fee 14/15	7,500.00
8809688	08/13/2015	Printed		X-2400	XEROX CORPORATION	Copier Lease & Usage, Jul '15	993.80
8809689	08/13/2015	Printed		Y-2654	YANEZ, DANIELLE	Special Event Expense, PS, Jul	200.00
8809690	08/13/2015	Printed		J-1071	JCTEES.COM CORPORATION	Program Expense, Marathon, CS	276.81
8809691	08/13/2015	Printed		S-2194	SECURE LIVE SCAN	Pre-employment Fingerprinting	20.00
8809692	08/13/2015	Printed		W-2438	WILLDAN FINANCIAL SERVICES	Professional Svcs, Com Dev	2,100.00

Total Checks: 234

Checks Total (excluding void checks): 2,403,551.16

Total Payments: 234

Bank Total (excluding void checks): 2,403,551.16

Total Payments: 234

Grand Total (excluding void checks): 2,403,551.16



City of Laguna Hills

City Council Meeting Agenda

Staff Report

DATE: AUGUST 25, 2015

TO: MAYOR AND COUNCIL MEMBERS

FROM: KENNETH H. ROSENFELD, P.E.
DIRECTOR OF PUBLIC SERVICES/CITY ENGINEER

ISSUE: PROGRESS PAYMENT NO. 1 FOR LAGUNA HILLS COMMUNITY CENTER
SOFTBALL FIELD IMPROVEMENTS PROJECT, CIP NO. 240

RECOMMENDATION: THAT THE CITY COUNCIL APPROVE PROGRESS
PAYMENT NO. 1, IN THE NET AMOUNT OF \$27,007.55, TO LEHMAN
CONSTRUCTION FOR LAGUNA HILLS COMMUNITY CENTER SOFTBALL FIELD
IMPROVEMENTS PROJECT, CIP NO. 240.

SUMMARY:

Work on the Laguna Hills Community Center Softball Field Improvements Project, CIP No. 240, began on July 20, 2015, and is being performed by Lehman Construction. Work performed in July consisted of clearing and grubbing, including mobilization, temporary fencing, and removals. The contractor has submitted the first progress payment request for approval.

BACKGROUND:

A routine monthly action for capital improvement projects is the submission, review, and approval of the contractor's invoice. Procedurally, field staff verifies the contractor's quantities and matches them with the submitted invoice. The unit prices and total costs of the project are confirmed by the office staff and a progress payment is then processed. A five-percent (5%) retention is withheld from each payment to assure final performance of the work. The contractor for this project, Lehman Construction, has submitted the first progress payment for the subject project as follows:

ITEM #	DESCRIPTION	QUANTITY	UNIT	UNIT PRICE	\$ AMOUNT
1	Clearing and Grubbing	0.5	LS	\$56,858.00	\$28,429.00

Progress Payment No. 1
Laguna Hills Community Center Softball
Field Improvements Project, CIP No. 240
August 25, 2015
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TOTAL TO DATE	\$28,429.00	
LESS PRIOR BILLING	\$0.00	
TOTAL THIS PERIOD	\$28,429.00	\$28,429.00
LESS 5% RETENTION		\$(1,421.45)
NET DUE		\$27,007.55

FISCAL IMPACT:

The progress payment is within the Capital Improvement Program Budget for the Laguna Hills Community Center Softball Field Improvements Project, CIP No. 240.



City of Laguna Hills

City Council Meeting Agenda

Staff Report

DATE: AUGUST 25, 2015

TO: MAYOR AND COUNCIL MEMBERS

FROM: KENNETH H. ROSENFELD
DIRECTOR OF PUBLIC SERVICES/CITY ENGINEER

ISSUE: PROPOSED RESOLUTION ESTABLISHING A RESIDENTIAL PARKING PERMIT PROGRAM AND A NO PARKING ZONE FOR STREET SWEEPING PURPOSES ON CERTAIN STREETS IN THE RESIDENTIAL NEIGHBORHOOD SOUTH OF LOS ALISOS BOULEVARD

RECOMMENDATION: THAT THE CITY COUNCIL ADOPT A RESOLUTION ENTITLED: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAGUNA HILLS, CALIFORNIA, ESTABLISHING A RESIDENTIAL PARKING PERMIT AREA AND A NO PARKING ZONE DURING DAYS AND HOURS OF STREET SWEEPING ON CERTAIN STREETS IN THE RESIDENTIAL NEIGHBORHOOD SOUTH OF LOS ALISOS BOULEVARD."

SUMMARY:

At the May 20, 2015 Traffic Commission meeting, the Traffic Commission requested staff to survey residents on certain streets in the residential neighborhood south of Los Alisos Boulevard to assess the desire for parking controls within their single-family neighborhood. The residents were concerned with the impacts to their neighborhood emanating from overflow parking from the adjacent "SOFI" apartments and brought this issue to the attention of the Traffic Commission. Staff issued a survey on June 24, 2015, to collect responses from residents regarding a number of parking control options. The results of the survey revealed that a super-majority (67% or more) of the residents support the establishment of a Residential Parking Permit Program in their neighborhood which qualifies the area, per the Laguna Hills Municipal Code (LHMC), for City Council consideration of this parking control. In addition, staff recommends the establishment of a No Parking Zone, during the days and hours of street sweeping, in this area. It is recommended that City Council adopt a Resolution establishing a Residential Parking Permit Area and a No Parking Zone, during days and hours of street sweeping, on certain streets in the residential neighborhood south of Los Alisos Boulevard.

BACKGROUND:

For the past few months residents on certain streets in the residential neighborhood south of Los Alisos Boulevard (which includes the streets of Christina Court, Creekview Drive, Woodcreek Drive, Cresta Court, Southhampton Court, and Avenida de la Carlota) have contacted staff regarding observed “out of neighborhood” parking in their neighborhood. They expressed their views that residents of the “SOFI” apartment complex (northerly side of Los Alisos Boulevard) are parking within their neighborhood, limiting the number of available parking spaces for the single-family homes, contributing to long-term vehicle parking, limiting areas to place trash cans alongside the curb for trash pickup day, and contributing to speeding traffic in the community. The concerned residents also expressed that this condition is worse during the weekends.

Christina Court, Creekview Drive, Woodcreek Drive, Cresta Court, Southhampton Court, and Avenida de la Carlota are all residential streets within the single-family neighborhood located south of Los Alisos Boulevard. There are 76 single-family residences within this neighborhood of less than half a mile in overall length. The curb parking capacity of these streets is approximately 189 vehicles. Please see the attached Vicinity Map.

Earlier this year City staff performed multiple field surveys during various times of the week, including weekends, to assess the parking condition. Although it was observed that “out of neighborhood” parking was occurring, vehicles were parked legally and curb parking was still available in the neighborhood. Subsequently, at the May 20, 2015 Traffic Commission meeting, a number of residents addressed the Traffic Commission and expressed interest in a permit parking program along their streets. In accordance with the City’s policy, a survey was sent out to the neighborhood with a number of parking control options. The survey was sent to 76 residences. Multiple residents voted on more than one option. The results of the survey are below:

<i>PARKING CONTROL</i>	<i>VOTES</i>	<i>PERCENTAGE</i>
No Overnight Parking	7	9.2%
Permit Parking	60	79%
No Parking During Street Sweeping	6	7.9%
No Parking Controls	1	1.3%

Pursuant to LHMC Chapter 11-24, entitled “Residential Parking Permit Program,” preferential permit parking can be established by action of the City Council if 67% or more of the affected residents support it. As shown above, there is 79% support for permit parking. Hence, staff is recommending the establishment of a Residential Parking Permit Program on designated streets in the residential neighborhood located south of Los Alisos Boulevard. If the City Council favors the establishment of a Residential Parking Permit Program within the subject neighborhood it will be similar to one that currently exists on

Wilkes Place, and the parameters for residential parking permit programs as set forth in LHMC Chapter 11-24 would then be implemented.

According to SOFI apartment representatives, which addressed the Traffic Commission on May 20, 2015, their facility contains 360 apartments and 544 parking spaces. This design is understood to have met the parking code when the facility was constructed in the 1970's under the jurisdiction of the County of Orange. The City of Laguna Hills' current parking code is more robust than the County's with more parking, on average, required per unit. Moreover, as expressed by the SOFI representative, each apartment (on average) has more than two vehicles which is likely the result of parking overflow into adjacent neighborhoods.

In addition to the establishment of a Residential Parking Permit Area, staff also recommends the establishment of No Parking Zone during the days and hours of street sweeping. This would occur on the second and fourth Tuesday of each month from 8:00 a.m. to 12 noon.

The establishment of a Residential Parking Permit Area would include the following operational provisions:

- One parking decal per each vehicle registered to the property address
- Four guest permits/placards
- Unlimited one-day special event permits upon request
- An annual \$15.00 administrative fee per each parking decal

FISCAL IMPACT:

The Residential Parking Permit Program proposed for the residential neighborhood south of Los Alisos Boulevard will require some administrative staff time, the printing of permit decals, and the posting of signs. The cost of the permit decals is expected to be recovered through an annual fee to the permit applicants of \$15 per decal. There is an estimated cost of \$2,000 for the installation of the legally required signs to implement both the Residential Parking Permit Area and No Parking Zone. Funds are available for this work in the Fiscal Year 2015/2016 Public Works Maintenance Budget.

ATTACHMENTS:

- Resolution
- Vicinity Map

RESOLUTION NO. 2015-8-25-X

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAGUNA HILLS, CALIFORNIA, ESTABLISHING A RESIDENTIAL PARKING PERMIT AREA AND A NO PARKING ZONE DURING DAYS AND HOURS OF STREET SWEEPING ON CERTAIN STREETS IN THE RESIDENTIAL NEIGHBORHOOD SOUTH OF LOS ALISOS BOULEVARD

The City Council of the City of Laguna Hills, California, hereby finds, determines, declares, and resolves as follows:

WHEREAS, Vehicle Code Section 22507, subdivision (a), authorizes the City to establish preferential parking privileges on public streets and to adopt provisions that are reasonable and necessary to ensure the effectiveness of the preferential parking program; and

WHEREAS, Vehicle Code Section 22507, subdivision (b), authorizes the City to establish preferential parking permits for the benefit of designated groups on specified streets if the City determines that the use of the permits will not adversely affect parking conditions for residents and merchants in the area; and

WHEREAS, Chapter 11-24 of the Laguna Hills Municipal Code (LHMC), entitled "Residential Parking Permit Program," establishes the City's residential parking permit program in order to regulate and effectively manage residential curb parking at locations at which a high demand for parking on residential streets has been determined by the City Council to be adverse to the health, safety, welfare, and interest of the adjoining residential property owners; and

WHEREAS, in addition the establishment of no parking zones during days and hours of street sweeping improves traffic circulation, community aesthetics, and furthers the City's goal of achieving improved water quality; and

WHEREAS, the City Engineer, upon the recommendation of the City of Laguna Hills Traffic Commission, has determined that the establishment of a Residential Permit Parking Area and a No Parking Zone during days and hours of street sweeping on certain streets in the residential neighborhood south of Los Alisos Boulevard, specifically consisting of the following streets: (1) Cresta Court; (2) Creekview Drive; (3) Woodcreek Drive; (4) Southhampton Court; (5) Christina Court; and (6) Avenida de la Carlota, for the benefit of the residents in the neighborhood is necessary in order to alleviate adverse parking conditions in the area and to improve traffic circulation, community aesthetics, and to further the City's goal of achieving improved water quality; and

WHEREAS, establishment of the proposed Residential Parking Permit Area and a No Parking Zone during days and hours of street sweeping on certain streets in the residential neighborhood south of Los Alisos Boulevard, as specified herein, is not a "Project" pursuant to California Environmental Quality Act (CEQA) (Pub. Resources Code, Section 21000 *et seq.*); and

WHEREAS, the City of Laguna Hills Traffic Commission, at its regularly scheduled meeting of July 15, 2015, voted to recommend that the City Council establish a Residential Parking Permit Area and a No Parking Zone during days and hours of street sweeping on certain streets in the residential neighborhood south of Los Alisos Boulevard as specified herein; and

WHEREAS, pursuant to Vehicle Code Section 22507, the parking of any type of vehicle on certain streets or highways may be prohibited or restricted by a general law city, during all or certain hours of a day, where signs or markings giving adequate notice of such regulations have been placed.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LAGUNA HILLS, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE, AND ORDER AS FOLLOWS:

SECTION 1. The high demand for parking on certain streets in the residential neighborhood south of Los Alisos Boulevard, specifically consisting of the following streets: (1) Cresta Court; (2) Creekview Drive; (3) Woodcreek Drive; (4) Southhampton Court; (5) Christina Court; and (6) Avenida de la Carlota, is hereby determined to be adverse to the health, safety, welfare, and interest of the adjoining residential property owners.

SECTION 2. In order to regulate and effectively manage residential curb parking at locations at which a high demand for parking on residential streets has been determined, a Residential Permit Parking Area is hereby established on certain streets in the residential neighborhood south of Los Alisos Boulevard, specifically consisting of the following streets: (1) Cresta Court; (2) Creekview Drive; (3) Woodcreek Drive; (4) Southhampton Court; (5) Christina Court; and (6) Avenida de la Carlota for the benefit of the residents on these streets.

SECTION 3. As determined by the City Engineer and the City of Laguna Hills Traffic Commission, the City Council hereby finds that the use of the preferential Residential Parking Permit Program established herein will not adversely affect parking conditions for residents and merchants in the area.

SECTION 4. The City Engineer is authorized to establish rules and procedures, and to produce signs, forms, and other materials necessary, or appropriate, to

implement the provisions of the Residential Parking Permit Program hereby established.

SECTION 5. The Residential Parking Permit Program authorized herein shall be subject to the following provisions:

- A. Applications for residential parking permit decals as authorized herein may only be made by residents of the following streets: (1) Christina Court, (2) Creekview Drive, (3) Woodcreek Drive, (4) Cresta Court, (5) Southampton Court, and (6) Avenida de la Carlota.
- B. Applications shall be the sole responsibility of the applicant and shall be filed with the City Engineer, or his designated representative.
- C. Each applicant must be 18 years of age or older.
- D. Each residential property will receive one permit parking decal per vehicle registered to a resident of the property.
- E. Permit parking decals shall only be issued for personal passenger vehicles including pick-up trucks under two-ton capacity.
- F. Construction or commercial vehicles shall not qualify for issuance of a parking permit decal.
- G. Any parking permit decal issued pursuant to this Residential Permit Parking Program to a resident shall be valid for one year and shall only be issued to the registered owner of the vehicle, so long as the person to whom the permit is issued owns the vehicle and resides within the established residential permit parking area.
- H. Permit parking decals are non-transferable.
- I. Permit parking shall be prohibited on days and hours of City street sweeping.
- J. Permit parking is subject to the City's established consecutive 72-hour parking prohibition. (See LHMC Sections 11-12.040 and 11-12.070.)
- K. Applicants for permit parking decals shall pay to the City a \$15 annual administrative fee for each decal and/or replacement.
- L. Four (4) guest permit/placards issued per residence.
- M. Unlimited one-day special event permits issued upon request.

- N. A permit parking decal issued shall be permanently affixed to the left inside rear window of the vehicle for which it was issued.
- O. Guest or special event parking permit placards shall be displayed on the dashboard immediately above the steering wheel of the vehicle.

SECTION 6. Additionally, there is hereby established a No Parking Zone during the days and hours of street sweeping on certain streets in the residential neighborhood south of Los Alisos Boulevard, specifically consisting of the following streets: (1) Cresta Court; (2) Creekview Drive; (3) Woodcreek Drive; (4) Southhampton Court; (5) Christina Court; and (6) Avenida de la Carlota on the second and fourth Tuesday of each month between the hours of 8:00 a.m. to 12:00 noon.

SECTION 7. The City Engineer is hereby directed to and shall cause signs and/or markings to be placed giving adequate notice of the Residential Parking Permit Area and the No Parking Zone authorized and established herein.

SECTION 8. The City Council finds and determines that the Residential Parking Permit Area and No Parking Zone hereby established are not subject to CEQA 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.

PASSED, APPROVED, AND ADOPTED this 25TH day of August 2015.

DORE J. GILBERT, M.D., MAYOR

ATTEST:

MELISSA AU-YEUNG, CITY CLERK

STATE OF CALIFORNIA)
COUNTY OF ORANGE) ss
CITY OF LAGUNA HILLS)

I, Melissa Au-Yeung, City Clerk of the City of Laguna Hills, California, DO
HEREBY CERTIFY that the foregoing is a true and correct copy of Resolution
No. 2015-8-25-x adopted by the City Council of the City of Laguna Hills, California, at a
Regular Meeting thereof held on the 25TH day of August 2015, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

(SEAL)

MELISSA AU-YEUNG, CITY CLERK

VICINITY MAP





City of Laguna Hills City Council Meeting Agenda Staff Report

DATE: AUGUST 25, 2015

TO: MAYOR AND COUNCIL MEMBERS

**FROM: KENNETH H. ROSENFELD, P.E.
DIRECTOR OF PUBLIC SERVICES/CITY ENGINEER**

ISSUE: 19TH ANNUAL INNER COASTAL WATERSHED CLEANUP DAY

RECOMMENDATION: THAT THE CITY COUNCIL DECLARE SEPTEMBER 19, 2015, AS INNER COASTAL WATERSHED CLEANUP DAY AND ENCOURAGE VOLUNTEER PARTICIPATION IN THIS EVENT.

SUMMARY:

The "Inner Coastal Watershed Cleanup Day" is held in conjunction with the Annual Coastal Cleanup Day and is scheduled for September 19, 2015. This event brings together residents and volunteers to increase water quality awareness and to pick up trash and debris within the Aliso Creek watershed. City staff proposes to organize volunteers and direct their efforts to clean up tributaries to Aliso Creek including the City Wetlands along Alicia Parkway, from Via Lomas to Laguna Court, and the Southern California Edison open space and trail behind Laguna Hills High School and Community Center & Sports Complex. It is recommended the City Council support and declare September 19, 2015, as Inner Coastal Watershed Cleanup Day and encourage volunteer participation in the event.

BACKGROUND:

Trash and debris in our inner coastal waterways, including local creeks that empty into the ocean, have been determined to be contributors of litter into the Pacific Ocean. This may cause the ocean waters to be unhealthy for swimming and other water activities and it can also be harmful to marine life. Annually, a statewide volunteer effort is organized to clean up the creeks, watersheds, and coastline. The 19th Annual Inner Coastal Watershed Cleanup Day is being held in conjunction with the Annual California Cleanup Day on September 19, 2015. One of the objectives of the Cleanup Day is to raise awareness of water quality issues amongst the public. It is also a great opportunity for residents to volunteer to clean-up the community and preserve its beauty.

The City of Laguna Hills has regularly participated in this statewide effort since 2004 to diminish litter from entering the ocean and to help clean up the community. City staff and volunteers will meet at the Community Center & Sports Complex to clean up tributary areas to Aliso Creek, including a portion of the City Wetlands along Alicia Parkway from Via Lomas to Laguna Court, and the Southern California Edison open space and trail behind the Laguna Hills High School and Community Center & Sports Complex on September 19, 2015, from 9:00 a.m. to Noon. In 2014, thirty-one volunteers collected approximately 350 pounds of trash and 200 pounds of recyclables in a similar event.

FISCAL IMPACT:

Approximately eight staff hours will be necessary to coordinate the event.



City of Laguna Hills

City Council Meeting Agenda

Staff Report

DATE: AUGUST 25, 2015

TO: MAYOR AND COUNCIL MEMBERS

**FROM: KENNETH H. ROSENFELD, P.E.
DIRECTOR OF PUBLIC SERVICES/CITY ENGINEER**

**ISSUE: REJECTION OF BIDS AND AUTHORIZATION TO RE-ADVERTISE THE
COMMUNITY CENTER AND SPORTS COMPLEX SITE IMPROVEMENTS
PROJECT, CIP NO. 514, FOR BIDS**

**RECOMMENDATION: THAT THE CITY COUNCIL REJECT ALL BIDS RECEIVED
ON AUGUST 13, 2015, APPROVE THE REVISED PLANS AND SPECIFICATIONS ON
FILE WITH THE OFFICE OF THE CITY CLERK, AND AUTHORIZE THE RE-
ADVERTISEMENT OF THE COMMUNITY CENTER AND SPORTS COMPLEX SITE
IMPROVEMENTS PROJECT, CIP NO. 514, FOR BIDS.**

SUMMARY:

In accordance with City Council authorization, bids for the subject project were opened on August 13, 2015. Two bids were received with the lowest Base Bid of \$706,943.63 (corrected value from \$707,038.41) being substantially above the pre-bid estimate of the work. Staff has analyzed the bids and recommends the rejection of all bids, approval of the elimination of a number of Base Bid items, elimination of all Alternate Bid items, and approval to re-advertise the project for bids. The bid items to be eliminated include parking lot paving work and other minor site repair improvements that had relatively higher unit costs. Staff has revised the plans and specifications to reduce the scope of the project and these documents are on file in the office of the City Clerk and present on the dais. Rejection of all bids received on August 13, 2015, approval of revised Plans and Specifications for the Community Center and Sports Complex Site Improvements Project, CIP No. 514, and authorization to re-advertise the project for bids is recommended.

BACKGROUND:

In accordance with City Council authorization, bids for the subject project were opened on August 13, 2015. Two bids were received including the Base Bid and several Alternate Bid schedules. The Base Bids, by which the lowest bidder is to be determined, were as follows:

<u>Contractor</u>	<u>Base Bid</u>
Amtek Construction	\$706,643.63 (corrected value)
Lehman Construction Inc.	\$797,131.00

The City's pre-bid construction cost estimate was \$400,000. There were over 50 items in the Base Bid and the variety of differing work was substantial. Staff reviewed the bids and the associated unit costs and consulted with the design Landscape Architect to determine what design elements may have contributed to the higher than anticipated bids. Due to the fact that the project improvements are spread throughout the site, high production of the work is not feasible and this circumstance contributed to the unit price on a number of items being higher than expected.

Staff has reduced the scope of the Base Bid items to be consistent with contractor pricing so that the project stays within the budget. All parking lot asphalt work, including utility and striping work, and other low-priority site repair work items have been eliminated. Moreover, all of the Alternate Bids have been removed from the project specifications. A future project with new budget allocations will be needed to complete the refurbishment of this site.

Staff has revised the Plans and Specifications as described above and they are on file with the Office of the City Clerk and present at the dais.

FISCAL IMPACT:

The 2014/2015 Fiscal Year Capital Improvement Program Budget allocates \$402,000 for this project.

CEQA FINDINGS:

This project is exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15302 (replacement of existing facilities involving negligible expansion of capacity) of the CEQA Guidelines, California Code of Regulations, Title 14, Chapter 3, because the project calls for replacing the existing asphalt concrete, concrete, ramps, and other related site work in the same existing locations.



City of Laguna Hills

City Council Meeting Agenda

Staff Report

DATE: AUGUST 25, 2015

TO: MAYOR AND COUNCIL MEMBERS

FROM: KENNETH H. ROSENFELD, P.E.
DIRECTOR OF PUBLIC SERVICES/CITY ENGINEER

ISSUE: PROGRESS PAYMENT NO. 2 FOR LAGUNA HILLS COMMUNITY CENTER
SOFTBALL FIELD IMPROVEMENTS PROJECT, CIP NO. 240

RECOMMENDATION: THAT THE CITY COUNCIL APPROVE PROGRESS
PAYMENT NO. 2, IN THE NET AMOUNT OF \$56,707.97, TO LEHMAN
CONSTRUCTION FOR LAGUNA HILLS COMMUNITY CENTER SOFTBALL FIELD
IMPROVEMENTS PROJECT, CIP NO. 240.

SUMMARY:

Work on the Laguna Hills Community Center Softball Field Improvements Project, CIP No. 240, began on July 20, 2015, and is being performed by Lehman Construction. Work performed in July and August includes clearing and grubbing, excavation, painting of outfield walls, installation of drain lines and filter fabric, turf removal, and brick dust installation in the right field area. The contractor has submitted the second progress payment request for approval.

BACKGROUND:

A routine monthly action for capital improvement projects is the submission, review, and approval of the contractor's invoice. Procedurally, field staff verifies the contractor's quantities and matches them with the submitted invoice. The unit prices and total costs of the project are confirmed by the office staff and a progress payment is then processed. A five-percent (5%) retention is withheld from each payment to assure final performance of the work. The contractor for this project, Lehman Construction, has submitted the second progress payment for the subject project as follows:

ITEM #	DESCRIPTION	QUANTITY	UNIT	UNIT PRICE	\$ AMOUNT
1	Clearing and Grubbing	0.2	LS	\$56,858.00	\$11,371.60

Progress Payment No. 2
 Laguna Hills Community Center Softball
 Field Improvements Project, CIP No. 240
 August 25, 2015
 Page 2

ITEM #	DESCRIPTION	QUANTITY	UNIT	UNIT PRICE	\$ AMOUNT
2	Excavation	1250	CY	\$15.48	\$19,350.00
10	Prep and paint outfield walls	750	SF	\$1.00	\$750.00
20	Purchase and install drainline with filter fabric and backfill	1210	LF	\$17.80	\$21,538.00
35	Remove existing block wall and footings outside right field area	1	LS	\$2,086.00	\$2,086.00
36	Remove chainlink storage area outside right field	1	LS	\$1,534.00	\$1,534.00
37	Clear and grub existing turf outside right field area	1	LS	\$1,861.00	\$1,861.00
38	Install 3" layer of salvaged brick dust outside right field area	1	LS	\$1,202.00	\$1,202.00

TOTAL TO DATE	\$88,121.60
LESS PRIOR BILLING	\$28,429.00
TOTAL THIS PERIOD	\$59,692.60
LESS 5% RETENTION	\$(2,984.63)
NET DUE	\$56,707.97

FISCAL IMPACT:

The progress payment is within the Capital Improvement Program Budget for the Laguna Hills Community Center Softball Field Improvements Project, CIP No. 240.



City of Laguna Hills

City Council Meeting Agenda

Staff Report

DATE: AUGUST 25, 2015

TO: MAYOR AND COUNCIL MEMBERS

FROM: KENNETH H. ROSENFELD, P.E.
DIRECTOR OF PUBLIC SERVICES/CITY ENGINEER

ISSUE: PROGRESS PAYMENT NO. 2 FOR STOCKPORT PARK RENOVATION PROJECT, CIP NO. 239-B

RECOMMENDATION: THAT THE CITY COUNCIL APPROVE PROGRESS PAYMENT NO. 2, IN THE NET AMOUNT OF \$215,865.65, AND CONTRACT CHANGE ORDER NO. 1, TO HONDO COMPANY, INC. FOR STOCKPORT PARK RENOVATION PROJECT, CIP NO. 239-B.

SUMMARY:

Work on the Stockport Park Renovation Project, CIP No. 239-B began on May 4, 2015, and is being performed by Hondo Company, Inc. Work performed in June and July includes construction of concrete sidewalks, installation of resilient surfacing, court resurfacing, playground equipment, drinking fountain, picnic tables, irrigation, and landscaping. Contract Change Order No. 1, attached, is proposed for approval to address a variety of minor changes to the project; however, the Change Order is fully offset by the deletion of other work. The contractor has submitted the second progress payment request for approval.

BACKGROUND:

A routine monthly action for capital improvement projects is the submission, review, and approval of the contractor's invoice. Procedurally, field staff verifies the contractor's quantities and matches them with the submitted invoice. The unit prices and total costs of the project are confirmed by the office staff and a progress payment is then processed. A five-percent (5%) retention is withheld from each payment to assure final performance of the work. The contractor for this project, Hondo Company, Inc., has submitted the second progress payment for the subject project as follows:

ITEM #	DESCRIPTION	QUANTITY	UNIT	UNIT PRICE	\$ AMOUNT
1	Clearing, grubbing and demolition	.3	LS	\$13,900.00	\$4,170.00

ITEM #	DESCRIPTION	QUANTITY	UNIT	UNIT PRICE	\$ AMOUNT
4	4" Concrete sidewalk	188	SF	\$14.00	\$2,632.00
7	Concrete seat wall	4	LF	\$95.00	\$380.00
8	Purchase and install resilient surfacing 2.5" depth	3650	SF	\$14.00	\$51,100.00
9	Purchase and install resilient surfacing 4" depth	2398	SF	\$13.50	\$32,373.00
10	Concrete slurry at play area	2511	SF	\$4.00	\$10,044.00
11	Prepare and install upper game court resurfacing	1	LS	\$10,100.00	\$10,100.00
12	Play equipment components removal and installation	1	LS	\$14,480.00	\$14,480.00
13	Recreation play sand	95	CY	\$80.00	\$7,600.00
15	Purchase and install new drinking fountain	1	LS	\$5,800.00	\$5,800.00
16	Purchase and install new picnic tables	12	EA	\$1,000.00	\$12,000.00
17	Barbeque units including remove existing and new 4" pcc walk	4	EA	\$450.00	\$1,800.00
18	Install new irrigation system	1	LS	\$36,800.00	\$36,800.00
19	Purchase and install 24" box trees	16	EA	\$450.00	\$7,200.00
20	Purchase and install 5 gallon shrubs	145	EA	\$30.00	\$4,350.00
21	Purchase and install 1 gallon shrubs	1101	EA	\$15.00	\$16,515.00
22	Purchase and install mulch	13	CY	\$110.00	\$1,430.00
ALT 1	Purchase and install drinking fountain	1	LS	\$7,280.00	\$7,280.00
ALT 2	Remove and reinstall sidewalk	51	SF	\$23.00	\$1,173.00

TOTAL TO DATE	\$259,855.00
LESS PRIOR BILLING	\$32,628.00
TOTAL THIS PERIOD	\$227,227.00
LESS 5% RETENTION	\$(11,361.35)
DUE	\$215,865.65

CONTRACT CHANGE ORDER:

Contract Change Order No. 1, attached, in the amount of \$12,002.27 was necessary to address several miscellaneous items of extra work as described on the Change Order document. This Change Order is fully offset by the deletion of most of Bid Item No. 22, Mulch, in the amount of \$15,620.00, due to the use of a more efficient mulch application process. Approval of Contract Change Order No. 1 is recommended.

FISCAL IMPACT:

The progress payment is within the Capital Improvement Program Budget for the Stockport Park Renovation Project, CIP No. 239-B.

ATTACHMENT:

- Contract Change Order No. 1

CITY OF LAGUNA HILLS

CONTRACT CHANGE ORDER

CONTRACT CHANGE ORDER NO. 1

SHEET 1 OF 2 SHEETS

PROJECT: Stockport Park Renovation, CIP No. 239b

CONTRACTOR: Hondo Company, Inc.

In accordance with contract provisions, the following changes in the contract and/or contract work are hereby authorized and as compensation therefore, the following addition to or deductions from the contract price are hereby approved.

Note: This change order is not effective until approved by the City Engineer.

Description of work to be done, estimate of quantities, and prices to be paid. Segregate between additional work at contract price, agreed price and force account. Unless otherwise stated, rates for rental of equipment is actually used and no allowance will be made for idle time.

Change requested by City Engineer

1	Install header board around volleyball court (Agreed Price 6/16/15)	3,190.00
2	Lower the drain system in the volleyball court (Agreed Price 6/16/15)	386.00
3	Purchase and install stainless brackets on picnic tables (Agreed Price - \$46.40 per Table x 12 Tables 7/1/15)	556.80
4	Concrete Ramp Removal at Playground (Time & Materials 5/27/15)	1,313.82
5	Excess soil removal at Playground (Time & Materials 6/11/15)	1,073.95
6	Paint time clock numbers on play court (Agreed Price 6/22/15)	280.00
7	Hand spread sand at volleyball court (Agreed Price 6/18/15)	712.50
8	Hydroseed slope in lieu of mulch (Agreed Price 8/4/15)	4,489.00

(Note: Bid Item 22, Mulch, reduced by quantity reduction by \$15,620)

Increase \$ 12,002.27

Decrease \$

By reason of this order the time of completion will be adjusted as follows: N/A

The compensation (time and cost) set forth in this Change Order comprises the total compensation due the Contractor, all Subcontractors and all suppliers, for the work or change defined in this Change Order, including all impact on any unchanged work. By signing this Change Order, the Contractor acknowledges and agrees, on behalf of himself, all Subcontractors, and all suppliers, that the stipulated compensation includes payment for all work contained in this Change Order, plus all payment for the interruption of schedules.

Extended overhead costs, delay, and all impact, ripple effect or cumulative impact on all other, work under this Contract. The signing of this Change Order shall indicate that the Change Order constitutes full mutual accord and satisfaction for the change, and that the time and/or cost under the Change Order constitutes the total equitable adjustment owed the Contractor, all Subcontractors, and all suppliers, as a result of the change. The Contractor, on behalf of himself, all Subcontractors, and all suppliers, agrees to waive all rights, without exception or reservation of any kind whatsoever, to file any further claim or request for equitable adjustment of any type, for any reasonably foreseeable cause that shall arise out of or as a result of this Change Order or the impact of this Change Order on the remainder of the work under this Contract.

SUMMARY OF CONTRACT TIME

No changes to contract time.

Original Contract Price	\$ <u>263,624.00</u>
Prev. Authorized Changes	\$ <u>0</u>
This Change (Add)	\$ <u>12,002.27</u>
Amended Contract Price	\$ <u>275,626.27</u>

If the Contractor does not sign acceptance of this order, his attention to the requirements of the specifications as to proceeding with the order work and filing a written protest within the time therein specified.

Approved by:

Accepted by:

Director of Public Services

Date

Contractor

Date

8/10/15



City of Laguna Hills

City Council Meeting Agenda

Staff Report

DATE: AUGUST 25, 2015

TO: MAYOR AND COUNCIL MEMBERS

FROM: KENNETH H. ROSENFELD, P.E.
DIRECTOR OF PUBLIC SERVICES/CITY ENGINEER

ISSUE: AWARD OF CONTRACT FOR THE BRIDGE DECK SEALING AND JOINT REPAIR PROJECT ON LAGUNA HILLS DRIVE AT ALISO CREEK AND ON MILL CREEK DRIVE AT CAÑADA CHANNEL, CIP NO. 189

RECOMMENDATION: THAT THE CITY COUNCIL AWARD THE CONTRACT FOR THE BRIDGE DECK SEALING AND JOINT REPAIR PROJECT ON LAGUNA HILLS DRIVE AT ALISO CREEK AND ON MILL CREEK DRIVE AT CAÑADA CHANNEL TO THE APPARENT LOW BIDDER, WEST COAST STRUCTURES, INC., IN THE LOW BID AMOUNT OF \$37,217.55, REJECT ALL OTHER BIDS, AND AUTHORIZE THE MAYOR TO SIGN THE CONSTRUCTION CONTRACT.

SUMMARY:

In accordance with City Council authorization, bids for the subject project were opened on July 30, 2015, at which time four bids were received. The apparent low bidder, West Coast Structures, Inc., provided the lowest bid in the amount of \$37,217.55, provided satisfactory references, and is licensed for the contemplated work. Award of the contract to West Coast Structures, Inc., in the bid amount of \$37,217.55, is recommended.

BACKGROUND:

On July 30, 2015, four bids for the Bridge Deck Sealing and Joint Repair Project, CIP No. 189 were opened as follows:

Bidder	Bid Amount
West Coast Structures, Inc.	\$37,217.55
Peterson-Chase Engineering, Inc.	\$47,137.50
Beador Construction Company, Inc.	\$70,700.00
Truesdell Corporation of California, Inc.	\$77,777.00

The Engineer's Estimate for this project was \$50,000. The apparent low bidder, West Coast Structures, Inc., provided the lowest bid, provided satisfactory references, and is licensed to perform the contemplated work. The work includes concrete bridge deck sealing, joint seal repair, and striping on the Laguna Hills Drive Bridge over Aliso Creek and the Mill Creek Drive Bridge over Cañada Channel to preserve the bridge surface.

It is anticipated construction work will begin September 28, 2015, for a period of two months. Award of the Contract is recommended.

FISCAL IMPACT:

The construction cost for this project is \$37,217.55. Construction inspection services are planned to be provided by H.R. Green, consulting civil engineering company on contract with the City. The project is within the Capital Improvement Program Budget.



City of Laguna Hills

City Council Meeting Agenda

Staff Report

DATE: AUGUST 25, 2015

TO: MAYOR AND COUNCIL MEMBERS

FROM: MELISSA AU-YEUNG
ASSISTANT TO THE CITY MANAGER

ISSUE: ADOPTION OF AN ORDINANCE ADDING CHAPTER 10-56 TO TITLE 10 OF THE LAGUNA HILLS MUNICIPAL CODE TO PROVIDE AN EXPEDITED, STREAMLINED PERMITTING PROCESS FOR SMALL RESIDENTIAL ROOFTOP SOLAR ENERGY SYSTEMS

RECOMMENDATION: THAT THE CITY COUNCIL ADOPT AN ORDINANCE ENTITLED: "AN ORDINANCE OF THE CITY OF LAGUNA HILLS, CALIFORNIA, ADDING CHAPTER 10-56 TO TITLE 10 OF THE LAGUNA HILLS MUNICIPAL CODE TO PROVIDE AN EXPEDITED, STREAMLINED PERMITTING PROCESS FOR SMALL RESIDENTIAL ROOFTOP SOLAR ENERGY SYSTEMS."

SUMMARY:

The City Council introduced for first reading at its meeting on July 14, 2015, an Ordinance adding Chapter 10-56 to Title 10 of the Laguna Hills Municipal Code to provide an expedited, streamlined permitting process for small residential rooftop solar energy systems. In creating statewide standards, the Legislature declared that: "It is the policy of the State to promote and encourage the use of solar energy systems and removing obstacles to, and minimizing costs of, permitting such systems." State legislation requires the City adopt an Ordinance to implement the requirements found in Government Code Section 65850.5 on or before September 30, 2015. It is in order to adopt the Ordinance.

ATTACHMENTS:

- Ordinance
- July 14, 2015, Introduction of Ordinance Staff Report and Attachments

ORDINANCE NO. 2015-8-25_

AN ORDINANCE OF THE CITY OF LAGUNA HILLS,
CALIFORNIA, ADDING CHAPTER 10-56 TO TITLE 10 OF
THE LAGUNA HILLS MUNICIPAL CODE TO PROVIDE AN
EXPEDITED, STREAMLINED PERMITTING PROCESS FOR
SMALL RESIDENTIAL ROOFTOP SOLAR ENERGY
SYSTEMS

WHEREAS, on September 21, 2014, Governor Brown approved Assembly Bill 2188 ("AB 2188")(An act to amend Section 714 of the California Civil Code, and to amend Section 65850.5 of the California Government Code, relating to solar energy) in furtherance of the State's policy to promote and encourage the use of solar energy systems and to limit obstacles to their use; and

WHEREAS, subsection (g)(1) of California Government Code Section 65850.5 provides that, on or before September 30, 2015, every city must adopt an ordinance that creates an expedited and streamlined permitting process for the installation of small residential rooftop solar energy systems; and

WHEREAS, the City Council seeks to implement AB 2188 through the creation of an expedited, streamlined permitting process for small residential rooftop solar energy systems; and

WHEREAS, the City Council finds that it is in the interest of the health, welfare and safety of the public to provide an expedited, streamlined permitting process to encourage the effective development of solar technology; and

WHEREAS, the City Council of the City of Laguna Hills finds that this Ordinance will have the effect of encouraging the installation of small residential rooftop solar energy systems and minimizing barriers, obstacles, and costs of obtaining permits for their installation.

THE CITY COUNCIL OF THE CITY OF LAGUNA HILLS, CALIFORNIA,
DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1. Chapter 10.56 (Small Residential Rooftop Solar Energy System Permits) is hereby added to Title 10 (Buildings and Construction) of the Laguna Hills Municipal Code to read as follows:

Chapter 10.56

SMALL RESIDENTIAL ROOFTOP SOLAR ENERGY SYSTEM PERMITS

Sections:

- 10-56.010 Intent and purpose.
- 10-56.020 Definitions.
- 10-56.030 Applicability.
- 10-56.040 Solar energy system requirements.
- 10-56.050 Applications and documents.
- 10-56.060 Permit review and inspection requirements.

10-56.010 Intent and purpose.

The intent and purpose of this chapter is to adopt an expedited, streamlined solar permitting process that complies with AB 2188 (Chapter 521, Statutes 2014, California Government Code Section 65850.5) to achieve timely and cost-effective installations of small residential rooftop solar energy systems. This chapter is designed to encourage the use of solar systems by removing unreasonable barriers, minimizing costs to property owners and the City, and expanding the ability of property owners to install small residential rooftop solar energy systems. This chapter allows the City to achieve these goals and policy objectives while protecting the public health and safety.

10-56.020 Definitions.

As used in this chapter:

"Building Department" means the Building and Safety Division of the Community Development Department for the City of Laguna Hills.

"Building Official" means the Community Development Director for the City of Laguna Hills or the Community Development Director's designee.

"City" means the City of Laguna Hills.

"Electronic submittal" means the utilization of one or more of the following:

1. Email.
2. The Internet.
3. Facsimile.

"Expedited permitting" and "expedited review" means the process outlined in Section 10-56.060 Permit review and inspection requirements.

"Feasible method to satisfactorily mitigate or avoid the specific, adverse impact" includes, but is not limited to, any cost-effective method, condition or mitigation imposed by the City on another similarly situated application in a prior successful application for a similar permit.

"Small residential rooftop solar energy system" means all of the following:

1. A solar energy system that is no larger than 10 kilowatts alternating current nameplate rating or 30 kilowatts thermal.
2. A solar energy system that conforms to all applicable state fire, structural, electrical, and other building codes as adopted or amended by the City of Laguna Hills and Civil Code Section 714(c)(3).
3. A solar energy system that is installed on a single or duplex family dwelling.
4. A solar panel or module array that does not exceed the maximum legal building height as defined by the City of Laguna Hills Municipal Code.

"Solar energy system" means either of the following:

1. Any solar collector or other solar energy device whose primary purpose is to provide for the collection, storage, and distribution of solar energy for space heating, space cooling, electric generation, or water heating.
2. Any structural design feature of a building whose primary purpose is to provide for the collection, storage, and distribution of solar energy for electricity generation, space heating, space cooling or water heating.

"Specific, adverse impact" means a significant, quantifiable, direct and unavoidable impact, based on objective, identified and written public health or safety standards, policies or conditions as they existed on the date the application was deemed complete.

10-56.030 Applicability.

This chapter applies to the permitting of all small residential rooftop solar energy systems in the City. Small residential rooftop solar energy systems legally established or permitted prior to the effective date of this chapter are not subject to the requirements of this chapter unless physical modifications or alterations are undertaken that materially change the size, type, or components of a small rooftop energy system in such a way as to require new permitting. Routine operation and maintenance or like-kind replacements with no structural alterations shall not require a permit.

10-56.040 Solar energy system requirements.

A. All solar energy systems shall meet applicable health and safety standards and requirements imposed by the City and the State of California.

B. Solar energy systems for heating water in single-family residences and for heating water in commercial or swimming pool applications shall be certified by an accredited listing agency as defined by the California Plumbing and Mechanical Code.

C. Solar energy systems for producing electricity shall meet all applicable safety and performance standards established by the California Electrical Code, the Institute of Electrical and Electronics Engineers, and accredited testing laboratories such as Underwriters Laboratories and, where applicable, rules of the Public Utilities Commission regarding safety and reliability.

10-56.050 Applications and documents.

A. All documents required for the submission of a small residential rooftop solar energy system application shall be made available on the City website.

B. Electronic submittal of the required application and documents via email, the City's website, or facsimile shall be made available to all small residential rooftop solar energy system permit applicants.

C. An applicant's electronic signature shall be accepted on all forms, applications, and other documents in lieu of a wet signature.

D. The Building Department shall develop and implement a standard plan and checklist of all requirements with which small residential rooftop solar energy systems shall comply with to be eligible for expedited review, which shall be published on the City's website. The standard plan and checklist shall substantially conform to the checklist and standard plans contained in the most current version of the *California Solar Permitting Guidebook* adopted by the Governor's Office of Planning and Research.

E. All fees prescribed for the permitting of small residential rooftop solar energy systems pursuant to this chapter must comply with California Government Code Sections 65850.55 and 66015 and California Health & Safety Code Section 17951.

10-56.060 Permit review and inspection requirements.

A. The Building Department shall implement the following administrative, nondiscretionary review process to expedite the approval of small residential rooftop solar energy system applications.

B. Review of an application for a small residential rooftop solar energy system shall be limited to the Building Official's review of whether the applicant meets local, state and federal health and safety requirements.

C. For an application for a small residential rooftop solar energy system that meets the requirements of the City's checklist and standard plan, the Building Department shall

issue a building permit or other non-discretionary permit or authorization within three (3) business days.

D. If an application for a small residential rooftop solar energy system is deemed incomplete, a written correction notice detailing all deficiencies in the application and any additional information or documentation required to be eligible for expedited permitting shall be sent to the applicant for resubmission.

E. The Building Official may require an applicant to apply for a small residential rooftop solar energy system use permit if the Building Official finds, based on substantial evidence, that the solar energy system could have a specific, adverse impact upon the public health and safety. Such decisions may be appealed to the City Planning Agency in accordance with Chapter 9-96 (Hearings and Appeals) of this Code.

F. The Building Official may not deny an application for the small residential rooftop solar energy system use permit unless the Building Official makes written findings based upon substantial evidence in the record that the proposed installation would have a specific, adverse impact upon public health or safety, and there is no feasible method to satisfactorily mitigate or avoid the specific, adverse impact. Such decisions may be appealed to the City Planning Agency in accordance with Chapter 9-96 (Hearings and Appeals) of this Code.

G. Any condition imposed on an application via a small rooftop solar energy system use permit shall be designed to mitigate the specific, adverse impact upon health and safety at the lowest possible cost.

H. Approval of an application shall not be conditioned upon the approval of an association, as defined in Section 4080 of the California Civil Code, that manages a common interest development.

I. Only one inspection shall be required and performed by the Building Department for small residential rooftop solar energy systems eligible for expedited review.

1. The inspection shall be completed in a timely manner and should include consolidated inspections. An inspection will be scheduled within two (2) business days of a request.

2. If a small residential rooftop solar energy system fails inspection, a subsequent inspection is authorized but need not conform to the requirements made applicable to the first inspection.

SECTION 2. If any section, subsection, subdivision, sentence, clause, phrase, or portion of this Ordinance is, for any reason, held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it would have adopted this Ordinance and each section, subsection, subdivision, sentence, clause,

phrase, or portion thereof, irrespective of the fact that any one or more section, subsection, subdivision, sentence, clause, phrase, or portion thereof be declared invalid or unconstitutional.

SECTION 3. The City Clerk shall certify to the adoption of this Ordinance and cause the same to be posted at the duly designated posting places within the City and published once within fifteen days after passage and adoption as may be required by law; or, in the alternative, the City Clerk may cause to be published a summary of this Ordinance and a certified copy of the text of this Ordinance shall be posted in the Office of the City Clerk five days prior to the date of adoption of this Ordinance; and, within fifteen days after adoption, the City Clerk shall cause to be published, the aforementioned summary and shall post a certified copy of this Ordinance, together with the vote for and against the same, in the Office of the City Clerk.

PASSED, APPROVED, AND ADOPTED THIS 25th DAY OF AUGUST, 2015.

DORE J. GILBERT, M.D., MAYOR

ATTEST:

MELISSA AU-YEUNG, CITY CLERK

STATE OF CALIFORNIA)
COUNTY OF ORANGE) ss
CITY OF LAGUNA HILLS)

I, Melissa Au-Yeung, City Clerk of the City of Laguna Hills, California, DO
HEREBY CERTIFY that the foregoing Ordinance No.2015-__ was duly introduced and
placed upon its first reading at a Regular Meeting of the City Council on the 14th day of July
2015, and that thereafter, said Ordinance was duly adopted and passed at a Regular
Meeting of the City Council held on the 25th day of August 2015, by the following vote, to
wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

(SEAL)

MELISSA AU-YEUNG, CITY CLERK

STATE OF CALIFORNIA)
COUNTY OF ORANGE) ss
CITY OF LAGUNA HILLS)

AFFIDAVIT OF POSTING
AND PUBLICATION

MELISSA AU-YEUNG, being first duly sworn, deposes and says:

That she is the duly appointed and qualified City Clerk of the City of Laguna Hills;

That in compliance with State Laws of the State of California, ORDINANCE NO. 2015-__, being:

AN ORDINANCE OF THE CITY OF LAGUNA HILLS,
CALIFORNIA ADDING CHAPTER 10-56 TO TITLE 10 OF
THE LAGUNA HILLS MUNICIPAL CODE TO PROVIDE AN
EXPEDITED, STREAMLINED PERMITTING PROCESS FOR
SMALL RESIDENTIAL SOLAR ENERGY SYSTEMS

on the 4th day of September 2015, was published in the Saddleback Valley News; and was,
in compliance with City Resolution No. 2004-05-25-2, on the 26th day of August 2015,
caused to be posted in three places in the City of Laguna Hills, to wit:

Laguna Hills City Hall
Laguna Hills Community Center
La Paz Center

MELISSA AU-YEUNG, CITY CLERK
Laguna Hills, California



City of Laguna Hills

City Council Meeting Agenda

Staff Report

DATE: JULY 14, 2015

TO: MAYOR AND COUNCIL MEMBERS

**FROM: DAVID CHANTARANGSU, AICP
COMMUNITY DEVELOPMENT**

ISSUE: FIRST READING AND INTRODUCTION OF AN ORDINANCE ADDING CHAPTER 10-56 TO TITLE 10 OF THE LAGUNA HILLS MUNICIPAL CODE TO PROVIDE AN EXPEDITED, STREAMLINED PERMITTING PROCESS FOR SMALL RESIDENTIAL ROOFTOP SOLAR ENERGY SYSTEMS

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, ADDING CHAPTER 10-56 TO TITLE 10 OF THE LAGUNA HILLS MUNICIPAL CODE TO PROVIDE AN EXPEDITED, STREAMLINED PERMITTING PROCESS FOR SMALL RESIDENTIAL ROOFTOP SOLAR ENERGY SYSTEMS."

SUMMARY:

AB 2188 was enacted by the State Legislature (Legislature) during the 2013/2014 Legislative Session for the purpose of implementing consistent statewide standards related to the permitting and inspection of small residential rooftop solar energy systems. In creating uniform statewide standards, the Legislature declared that: "It is the policy of the state to promote and encourage the use of solar energy systems and removing obstacles to, and minimizing costs of, permitting such systems." The legislation requires the City to adopt an ordinance (see Attachment 1) to implement the state's requirements, which can be found at Government Code Section 65850.5 on or before September 30, 2015.

Logistically, the legislation will require the City to modify its current permitting process to do the following:

- Create an on-line permitting process for qualifying solar energy systems; and
- Limit plan check reviews to three days or less; and
- Consolidate any requirements for multiple inspections for solar energy systems down to one inspection.

BACKGROUND:

According to the U.S. Energy Information Administration, in 2013 the average annual electricity consumption for a U.S. residential utility customer was 10,908 kilowatt hours (kWh), an average of 909 kWh per month. Also, an average California residential customer used approximately 560 kWh of electricity. The proposed ordinance streamlines the permitting process for residential systems that can provide up to nearly 15,000 kWh in electricity per month. City permit data indicates most solar systems being installed are between 5 and 10 kilowatts generating between approximately 7,400 kWh and 15,000 kWh.

The attached Ordinance is intended to satisfy the new state requirements for plan checking, permitting, and inspection of qualifying solar energy systems. It codifies the requirements of Government Code Section 65850.5 into the Laguna Hills Municipal Code as required by state law.

Except for plan checking, the City already practices the procedures identified by the proposed Ordinance. Additional efforts will be required to reduce plan check approvals to three days. The City's on-line permitting process will also have to be modified to include solar panel permit requests. Staff does not anticipate any issues with being able to meet the requirements of the Government Code.

Staff notes there is no penalty failing to meet the new requirements; however, failure to meet the new obligations may hinder any applications the City makes in applying for state-sponsored grant funding related to solar energy, and potentially other grant applications at the state's choosing in the future.

FISCAL IMPACT:

None

CEQA FINDINGS:

The proposed action will result in changes to the City's plan check, building permit, and inspection processes for improvements (solar panel systems) which obtain building permits through an existing ministerial process. The proposed process changes are limited to creating an electronic permitting process, shortening time periods for staff permit review, and streamlining building inspection requirements. Environmental review is not required under the California Environmental Quality Act (CEQA) pursuant to the California Code of Regulations, Title 14, Chapter 3, 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) because it has no potential for resulting in physical change to the environment, directly or indirectly.

ATTACHMENTS:

- Attachment 1 – Proposed Ordinance

Attachment 1

Proposed Ordinance

ORDINANCE NO.

AN ORDINANCE OF THE CITY OF LAGUNA HILLS,
CALIFORNIA, ADDING CHAPTER 10-56 TO TITLE 10 OF
THE LAGUNA HILLS MUNICIPAL CODE TO PROVIDE AN
EXPEDITED, STREAMLINED PERMITTING PROCESS FOR
SMALL RESIDENTIAL ROOFTOP SOLAR ENERGY
SYSTEMS

WHEREAS, on September 21, 2014, Governor Brown approved Assembly Bill 2188 ("AB 2188")(An act to amend Section 714 of the California Civil Code, and to amend Section 65850.5 of the California Government Code, relating to solar energy) in furtherance of the State's policy to promote and encourage the use of solar energy systems and to limit obstacles to their use; and

WHEREAS, subsection (g)(1) of California Government Code Section 65850.5 provides that, on or before September 30, 2015, every city must adopt an ordinance that creates an expedited and streamlined permitting process for the installation of small residential rooftop solar energy systems; and

WHEREAS, the City Council seeks to implement AB 2188 through the creation of an expedited, streamlined permitting process for small residential rooftop solar energy systems; and

WHEREAS, the City Council finds that it is in the interest of the health, welfare and safety of the public to provide an expedited, streamlined permitting process to encourage the effective development of solar technology; and

WHEREAS, the City Council of the City of Laguna Hills finds that this Ordinance will have the effect of encouraging the installation of small residential rooftop solar energy systems and minimizing barriers, obstacles, and costs of obtaining permits for their installation.

THE CITY COUNCIL OF THE CITY OF LAGUNA HILLS, CALIFORNIA,
DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1. Chapter 10.56 (Small Residential Rooftop Solar Energy System Permits) is hereby added to Title 10 (Buildings and Construction) of the Laguna Hills Municipal Code to read as follows:

Chapter 10.56

SMALL RESIDENTIAL ROOFTOP SOLAR ENERGY SYSTEM PERMITS

Sections:

- 10-56.010 Intent and purpose.
- 10-56.020 Definitions.
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- 10-56.040 Solar energy system requirements.
- 10-56.050 Applications and documents.
- 10-56.060 Permit review and inspection requirements.

10-56.010 Intent and purpose.

The intent and purpose of this chapter is to adopt an expedited, streamlined solar permitting process that complies with AB 2188 (Chapter 521, Statutes 2014, California Government Code Section 65850.5) to achieve timely and cost-effective installations of small residential rooftop solar energy systems. This chapter is designed to encourage the use of solar systems by removing unreasonable barriers, minimizing costs to property owners and the City, and expanding the ability of property owners to install small residential rooftop solar energy systems. This chapter allows the City to achieve these goals and policy objectives while protecting the public health and safety.

10-56.020 Definitions.

As used in this chapter:

"Building Department" means the Building and Safety Division of the Community Development Department for the City of Laguna Hills.

"Building Official" means the Community Development Director for the City of Laguna Hills or the Community Development Director's designee.

"City" means the City of Laguna Hills.

"Electronic submittal" means the utilization of one or more of the following:

1. Email.
2. The Internet.
3. Facsimile.

"Expedited permitting" and "expedited review" means the process outlined in Section 10-56.060 Permit review and inspection requirements.

"Feasible method to satisfactorily mitigate or avoid the specific, adverse impact" includes, but is not limited to, any cost-effective method, condition or mitigation imposed by the City on another similarly situated application in a prior successful application for a similar permit.

"Small residential rooftop solar energy system" means all of the following:

1. A solar energy system that is no larger than 10 kilowatts alternating current nameplate rating or 30 kilowatts thermal.
2. A solar energy system that conforms to all applicable state fire, structural, electrical, and other building codes as adopted or amended by the City of Laguna Hills and Civil Code Section 714(c)(3).
3. A solar energy system that is installed on a single or duplex family dwelling.
4. A solar panel or module array that does not exceed the maximum legal building height as defined by the City of Laguna Hills Municipal Code.

"Solar energy system" means either of the following:

1. Any solar collector or other solar energy device whose primary purpose is to provide for the collection, storage, and distribution of solar energy for space heating, space cooling, electric generation, or water heating.
2. Any structural design feature of a building whose primary purpose is to provide for the collection, storage, and distribution of solar energy for electricity generation, space heating, space cooling or water heating.

"Specific, adverse impact" means a significant, quantifiable, direct and unavoidable impact, based on objective, identified and written public health or safety standards, policies or conditions as they existed on the date the application was deemed complete.

10-56.030 Applicability.

This chapter applies to the permitting of all small residential rooftop solar energy systems in the City. Small residential rooftop solar energy systems legally established or permitted prior to the effective date of this chapter are not subject to the requirements of this chapter unless physical modifications or alterations are undertaken that materially change the size, type, or components of a small rooftop energy system in such a way as to require new permitting. Routine operation and maintenance or like-kind replacements with no structural alterations shall not require a permit.

10-56.040 Solar energy system requirements.

A. All solar energy systems shall meet applicable health and safety standards and requirements imposed by the City and the State of California.

B. Solar energy systems for heating water in single-family residences and for heating water in commercial or swimming pool applications shall be certified by an accredited listing agency as defined by the California Plumbing and Mechanical Code.

C. Solar energy systems for producing electricity shall meet all applicable safety and performance standards established by the California Electrical Code, the Institute of Electrical and Electronics Engineers, and accredited testing laboratories such as Underwriters Laboratories and, where applicable, rules of the Public Utilities Commission regarding safety and reliability.

10-56.050 Applications and documents.

A. All documents required for the submission of a small residential rooftop solar energy system application shall be made available on the City website.

B. Electronic submittal of the required application and documents via email, the City's website, or facsimile shall be made available to all small residential rooftop solar energy system permit applicants.

C. An applicant's electronic signature shall be accepted on all forms, applications, and other documents in lieu of a wet signature.

D. The Building Department shall develop and implement a standard plan and checklist of all requirements with which small residential rooftop solar energy systems shall comply with to be eligible for expedited review, which shall be published on the City's website. The standard plan and checklist shall substantially conform to the checklist and standard plans contained in the most current version of the *California Solar Permitting Guidebook* adopted by the Governor's Office of Planning and Research.

E. All fees prescribed for the permitting of small residential rooftop solar energy systems pursuant to this chapter must comply with California Government Code Sections 65850.55 and 66015 and California Health & Safety Code Section 17951.

10-56.060 Permit review and inspection requirements.

A. The Building Department shall implement the following administrative, nondiscretionary review process to expedite the approval of small residential rooftop solar energy system applications.

B. Review of an application for a small residential rooftop solar energy system shall be limited to the Building Official's review of whether the applicant meets local, state and federal health and safety requirements.

C. For an application for a small residential rooftop solar energy system that meets the requirements of the City's checklist and standard plan, the Building Department shall

issue a building permit or other non-discretionary permit or authorization within three (3) business days.

D. If an application for a small residential rooftop solar energy system is deemed incomplete, a written correction notice detailing all deficiencies in the application and any additional information or documentation required to be eligible for expedited permitting shall be sent to the applicant for resubmission.

E. The Building Official may require an applicant to apply for a small residential rooftop solar energy system use permit if the Building Official finds, based on substantial evidence, that the solar energy system could have a specific, adverse impact upon the public health and safety. Such decisions may be appealed to the City Planning Agency in accordance with Chapter 9-96 (Hearings and Appeals) of this Code.

F. The Building Official may not deny an application for the small residential rooftop solar energy system use permit unless the Building Official makes written findings based upon substantial evidence in the record that the proposed installation would have a specific, adverse impact upon public health or safety, and there is no feasible method to satisfactorily mitigate or avoid the specific, adverse impact. Such decisions may be appealed to the City Planning Agency in accordance with Chapter 9-96 (Hearings and Appeals) of this Code.

G. Any condition imposed on an application via a small rooftop solar energy system use permit shall be designed to mitigate the specific, adverse impact upon health and safety at the lowest possible cost.

H. Approval of an application shall not be conditioned upon the approval of an association, as defined in Section 4080 of the California Civil Code, that manages a common interest development.

I. Only one inspection shall be required and performed by the Building Department for small residential rooftop solar energy systems eligible for expedited review.

1. The inspection shall be completed in a timely manner and should include consolidated inspections. An inspection will be scheduled within two (2) business days of a request.

2. If a small residential rooftop solar energy system fails inspection, a subsequent inspection is authorized but need not conform to the requirements made applicable to the first inspection.

SECTION 2. If any section, subsection, subdivision, sentence, clause, phrase, or portion of this Ordinance is, for any reason, held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it would have adopted this Ordinance and each section, subsection, subdivision, sentence, clause,

phrase, or portion thereof, irrespective of the fact that any one or more section, subsection, subdivision, sentence, clause, phrase, or portion thereof be declared invalid or unconstitutional.

SECTION 3. The City Clerk shall certify to the adoption of this Ordinance and cause the same to be posted at the duly designated posting places within the City and published once within fifteen days after passage and adoption as may be required by law; or, in the alternative, the City Clerk may cause to be published a summary of this Ordinance and a certified copy of the text of this Ordinance shall be posted in the Office of the City Clerk five days prior to the date of adoption of this Ordinance; and, within fifteen days after adoption, the City Clerk shall cause to be published, the aforementioned summary and shall post a certified copy of this Ordinance, together with the vote for and against the same, in the Office of the City Clerk.

PASSED, APPROVED, AND ADOPTED THIS 14th DAY OF JULY, 2015.

DORE J. GILBERT, M.D., MAYOR

ATTEST:

MELISSA AU-YEUNG, CITY CLERK

STATE OF CALIFORNIA)
COUNTY OF ORANGE) ss
CITY OF LAGUNA HILLS)

I, Melissa Au-Yeung, City Clerk of the City of Laguna Hills, California, DO
HEREBY CERTIFY that the foregoing Ordinance No. _____ was duly introduced and
placed upon its first reading at a Regular Meeting of the City Council on the 14th day of July
2015, and that thereafter, said Ordinance was duly adopted and passed at a Regular
Meeting of the City Council held on the _____ day of _____ 2015,
by the following vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

(SEAL)

MELISSA AU-YEUNG, CITY CLERK

STATE OF CALIFORNIA)
COUNTY OF ORANGE) ss
CITY OF LAGUNA HILLS)

AFFIDAVIT OF POSTING
AND PUBLICATION

MELISSA AU-YEUNG, being first duly sworn, deposes and says:

That she is the duly appointed and qualified City Clerk of the City of Laguna Hills;

That in compliance with State Laws of the State of California, ORDINANCE NO. _____, being:

AN ORDINANCE OF THE CITY OF LAGUNA HILLS,
CALIFORNIA ADDING CHAPTER 10-56 TO TITLE 10 OF
THE LAGUNA HILLS MUNICIPAL CODE TO PROVIDE AN
EXPEDITED, STREAMLINED PERMITTING PROCESS FOR
SMALL RESIDENTIAL SOLAR ENERGY SYSTEMS

on the _____ day of _____ 2015, was published in the Saddleback Valley News; and was, in compliance with City Resolution No. 2004-05-25-2, on the _____ day of _____ 2015, caused to be posted in three places in the City of Laguna Hills, to wit:

Laguna Hills City Hall
Laguna Hills Community Center
La Paz Center

MELISSA AU-YEUNG, CITY CLERK
Laguna Hills, California



City of Laguna Hills

City Council Meeting Agenda

Staff Report

DATE: AUGUST 25, 2015

TO: MAYOR AND COUNCIL MEMBERS

**FROM: DAVID REYNOLDS
DEPUTY CITY MANAGER**

ISSUE: 2015 FOURTH OF JULY POST EVENT REPORT

RECOMMENDATION: THAT THE CITY COUNCIL RECEIVE AND FILE THE REPORT.

SUMMARY:

The City of Laguna Hills held the annual Fourth of July celebration at the Laguna Hills Sports Complex on Saturday, July 4, 2015. The special event took place between the hours of 4:00 p.m. and 9:30 p.m. and included a number of activities in addition to the fireworks show. Fireworks America provided an excellent fireworks display with a duration of 18 minutes. Expenditures for the 2015 Fourth of July Celebration totaled \$49,796. Net costs for the event totaled \$43,758, when factoring in \$4,938 in ticket sales revenue and \$1,100 in vendor booth rentals revenue.

BACKGROUND:

Staff is estimating that more than 10,000 people attended the City of Laguna Hills' annual Fourth of July event this year. The 2015 Fourth of July event once again included carnival rides, games, informational and food booths, and entertainment. Total ticket sales revenue totaled \$4,938 for the two carnival rides. The Laguna Hills non-profit groups that sold food and other items informed staff that they were very pleased with their total profits. The non-profit vendors that participated in this year's event were:

- Boy Scout Troop 1602: Pizza and B-B-Q Corn
- LHHS Music Boosters: Nachos, Churros, and Candy
- Armenian Festival: Chicken Plates
- Festival Singers: Hot Dogs
- LHHS Football Boosters: Drinks
- AYSO Region 1422: Chili and Cornbread

- LHHS PTSA: Dip n' Dots
- LHHS Water Polo Boosters: Shaved Ice
- LHHS Lacrosse Boosters: Iced Coffee and Cupcakes

The fireworks display was again provided by Fireworks America. The fireworks show lasted 18 minutes, included nearly 1,200 shells, and had a total cost of \$26,400.

A highlight of the 2015 event was the presence of Marines from the 1st Division. At the request of the 3/5 Support Committee several Marines attended the event bringing with them static displays including vehicles, weapons, and other equipment.

The firing location for the fireworks display was the grass area between the football field and the baseball field on the Laguna Hills High School campus. On Sunday, July 5, 2015, City staff walked the campus and found that shells and debris had fallen on the track and football field; however, the pool area and the entire upper field were free from debris. A total of twelve Community Services staff members were on the Laguna Hills High School campus on July 5th clearing firework debris. In addition, City staff arranged with Sunset Property Services to provide a street sweeper and staff to assist in the clean-up of the campus. There was no evidence of any burns or damage to the fields or track as confirmed by Saddleback Valley Unified School District personnel on-site during the morning hours of July 5th.

FISCAL IMPACT:

The adopted budget for Fiscal Year 2015/2016 includes \$53,750 for the City's 2015 Fourth of July Celebration event. Expenditures for the 2015 Fourth of July Celebration totaled \$49,796. Net costs for the event totaled \$43,758, which accounts for \$4,938 in ticket sales revenue and \$1,100 in vendor booth rentals revenue.

**THE CITY COUNCIL AWARDED THE BASE BID CONTRACT FOR THE LAGUNA HILLS CIVIC CENTER SITE IMPROVEMENT PROJECT, TO HARDY & HARPER, INC., IN THE LOW BID AMOUNT OF \$258,975.00, REJECTED ALL OTHER BIDS, AND AUTHORIZED THE MAYOR TO SIGN THE CONSTRUCTION CONTRACT, BY M/MAYOR PRO TEMPORE KOGERMAN, S/COUNCIL MEMBER BLOUNT.
APPROVED BY A VOTE OF 5-0.**

3.12 AUTHORIZATION TO LEASE CITY VEHICLE

THIS ITEM WAS REMOVED BY STAFF PRIOR TO THE MEETING – NO ACTION WAS TAKEN.

4. PLANNING AGENCY

Mayor Gilbert 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 8:31 p.m.

4.1 ROLL CALL OF PLANNING AGENCY MEMBERS

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

4.2 PUBLIC COMMENTS

There were no Public Comments.

4.3 APPROVAL OF MINUTES FOR JUNE 23, 2015.

**THE PLANNING AGENCY APPROVED THE MINUTES OF THE JUNE 23, 2015, REGULAR MEETING, BY/CHAIR GILBERT, S/AGENCY MEMBER SEDGWICK.
APPROVED BY A VOTE OF 4-0, WITH AGENCY MEMBER CARRUTH ABSTAINING.**

4.4 ADMINISTRATIVE REPORTS

**4.4.1 OAKBROOK VILLAGE SHOPPING CENTER MIXED-USE PROJECT
- REVIEW AND APPROVAL OF FINAL PUBLIC ART PLAN**

Sarah Klaustermeier, Development Manager for Shea Properties, discussed the project and provided a brief PowerPoint presentation.

Jeffrey Reed and Jennifer Madden, artists for the project, discussed the final concept for the public art project, gave a brief PowerPoint presentation, and displayed samples of the materials to be utilized.

THE PLANNING AGENCY APPROVED THE FINAL PUBLIC ART PLAN PRESENTED BY THE LAGUNA HILLS INVESTMENT COMPANY FOR THE OAKBROOK VILLAGE SHOPPING CENTER MIXED-USE PROJECT, BY/AGENCY MEMBER CARRUTH, S/AGENCY MEMBER BLOUNT. APPROVED BY A VOTE OF 5-0.

4.5 PLANNING AGENCY PUBLIC HEARINGS

4.5.1 PARKING USE PERMIT (PUP) NO. 6-15-3228, A REQUEST BY SHARI HOGAN TO PERMIT SHARED PARKING AMONG ALL TENANTS AT 25260 AND 25254 LA PAZ ROAD (A PORTION OF LA PAZ VILLAGE, APN 620-211-17) IN THE COMMUNITY COMMERCIAL ZONE

Community Development Director Chantarangsu reviewed the request for a Parking Use Permit (PUP) at 25260 and 25254 La Paz Road and provided a brief PowerPoint Presentation.

Chair Gilbert opened the Public Hearing.

Greg Clayton addressed the City Council on behalf of the applicant, Sheri Hogan, and stated he is available to answer any questions regarding the operation.

Ron Bamberger, developer of the shopping center, stated he was available to answer any questions and thanked City Council for their support.

James Thor spoke in favor of the PUP.

Chair Gilbert closed the Public Hearing.

THE PLANNING AGENCY ADOPTED RESOLUTION NO. PA2015-07-14-1, A RESOLUTION OF THE PLANNING AGENCY OF THE CITY OF LAGUNA HILLS, CALIFORNIA, APPROVING PARKING USE PERMIT (PUP) NO. 6-15-3228, A REQUEST BY SHARI HOGAN TO PERMIT SHARED PARKING AMONG ALL TENANTS AT 25260 AND 25254 LA PAZ ROAD (A PORTION OF LA PAZ VILLAGE, APN 620-211-17) IN THE COMMUNITY COMMERCIAL ZONE, BY M/VICE CHAIR KOGERMAN, S/AGENCY MEMBER BLOUNT. APPROVED BY VOTE OF 5-0.

4.5.2 CONDITIONAL USE PERMIT (CUP) NO. 5-15-3216, A REQUEST BY APRIL JOSEPHSON ON BEHALF OF THE PET ADOPTION CENTER OF ORANGE COUNTY TO ESTABLISH AND OPERATE A PET ADOPTION, BOARDING, AND TRAINING CENTER AT 23024 LAKE FOREST DRIVE, SUITES E & F, IN THE MIXED USE ZONE.

Community Development Director Chantarangsu reviewed the project in detail and provided a PowerPoint presentation.

Chair Gilbert opened the Public Hearing.

April Josephson, applicant, thanked the City Council for their consideration and discussed the project in detail.

Brad McGirr, City of Rancho Santa Margarita Mayor, spoke in support of the project.

Mike Vaughn, City of Rancho Santa Margarita Council Member, spoke in support of the project.

Chair Gilbert closed the Public Hearing.

THE PLANNING AGENCY ADOPTED RESOLUTION NO. PA2015-07-14-2, A RESOLUTION OF THE PLANNING AGENCY OF THE CITY OF LAGUNA HILLS, CALIFORNIA, APPROVING CONDITIONAL USE PERMIT (CUP) NO. 5-15-3216, A REQUEST BY APRIL JOSEPHSON ON BEHALF OF THE PET ADOPTION CENTER OF ORANGE COUNTY TO ESTABLISH AND OPERATE A PET ADOPTION, BOARDING, AND TRAINING CENTER AT 23024 LAKE FOREST DRIVE, SUITES E & F, IN THE MIXED USE ZONE, BY M/AGENCY MEMBER CARRUTH, S/VICE CHAIR KOGERMAN. APPROVED BY A VOTE OF 5-0.

PLANNING AGENCY ADJOURNMENT

Mayor Gilbert reconvened the City Council Meeting at 9:39 p.m. All Council Members were present.

5. CITY COUNCIL PUBLIC HEARINGS

5.1 PUBLIC HEARING AND RECEIPT OF 2015 WEED ABATEMENT COST REPORT

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



City of Laguna Hills

City Council Meeting Agenda

Staff Report

DATE: AUGUST 25, 2015

TO: CHAIR AND AGENCY MEMBERS

FROM: DAVID CHANTARANGSU, AICP
DIRECTOR OF COMMUNITY DEVELOPMENT

ISSUE: REVISION TO CONDITION OF APPROVAL NO. 14 FOR CONDITIONAL USE PERMIT/SITE DEVELOPMENT PERMIT/VARIANCE/MASTER SIGN PROGRAM (CUP/SDPM/VA/MSP) NO. 10-14-3013 (CONSTRUCTION OF A +/- 2,800 SQUARE-FOOT DRIVE-THRU RESTAURANT – RAISING CANE'S) TO ALLOW PERMITS TO BE ISSUED FOR DEMOLITION AND CONSTRUCTION PRIOR TO ISSUANCE OF A CASE CLOSURE LETTER FROM THE SANTA ANA REGIONAL WATER QUALITY CONTROL BOARD FOR THE GROUNDWATER MONITORING CASE AT THE SUBJECT SITE, SUBJECT TO PRIOR WRITTEN APPROVAL BY THE SANTA ANA REGIONAL WATER QUALITY CONTROL BOARD

RECOMMENDATION: THAT THE PLANNING AGENCY: (1) CONDUCT A PUBLIC HEARING TO CONSIDER THE PROPOSED MODIFICATION TO CONDITION OF APPROVAL NO. 14; AND (2) ADOPT A RESOLUTION ENTITLED: "A RESOLUTION OF THE PLANNING AGENCY OF THE CITY OF LAGUNA HILLS, CALIFORNIA, AMENDING RESOLUTION NO. PA2015-04-28-2 TO REVISE CONDITION OF APPROVAL NO. 14 OF CUP/SDPM/VA/MSP NO. 10-14-3013 (CONSTRUCTION OF A +/- 2,800 SQUARE-FOOT DRIVE-THRU RESTAURANT - RAISING CANE'S) TO ALLOW PERMITS TO BE ISSUED FOR DEMOLITION AND CONSTRUCTION PRIOR TO ISSUANCE OF A CASE CLOSURE LETTER FROM THE SANTA ANA REGIONAL WATER QUALITY CONTROL BOARD FOR THE GROUNDWATER MONITORING CASE AT THE SUBJECT SITE, SUBJECT TO PRIOR WRITTEN APPROVAL BY THE SANTA ANA REGIONAL WATER QUALITY CONTROL BOARD."

SUMMARY:

CUP/SDPM/VA/MSP No. 10-14-3013, an application by PM Design Group on behalf of Raising Cane's to redevelop the property at 23971 El Toro Road including demolition of the existing Shell station and construction and operation of a new +/- 2,800 square-foot drive-thru restaurant (the "Project"), was approved by the Planning Agency at the April 28, 2015 Planning Agency meeting. Condition of Approval No. 14 requires that a "letter of

completion” be obtained from the Santa Ana Regional Water Quality Control Board (WQCB-SAR), prior to issuance of a demolition permit. The site is currently being monitored by WQCB-SAR for contaminated soils from past leaking underground storage tanks (USTs) that were replaced in the 1990s. Prior to the Planning Agency’s approval of the Project, staff was advised that the WQCB-SAR anticipated the issuance of a completion letter for remediation/monitoring activities occurring on the site prior to the commencement of construction. However, recent monitoring results indicated a slight increase in levels of one contaminant in ground water at the subject site, and WQCB-SAR has delayed issuing a letter of completion for the monitoring case at the subject site to allow monitoring to continue. In an effort to allow the property owner to move forward with the redevelopment of the site, staff is recommending a revision to this condition subject to WQCB-SAR’s clearance.

BACKGROUND:

As is the case with most service stations established before the early 1990s, the original underground fuel storage tanks leaked gasoline contaminating soil and groundwater under and around host sites. For the subject property, leaking tanks were replaced in 1992 and cleanup has been on-going at the site. Active remediation at the site continued through 2012 when the WQCB-SAR determined that remediation was sufficient making the site eligible to be placed on a UST case closure list. Eligibility was dependent on monitoring to ensure that levels of contaminants remained below established acceptable levels and that the level of contaminants remained stable or decreasing.

At the time of staff evaluation of this issue at the site for purposes of reviewing the proposed development and environmental analysis, it was expected that case closure would occur after the First Quarter report in 2015. Subsequently, an increase in one contaminant delayed closure for further monitoring as all contaminant levels must be stable or decreasing. Further testing is currently underway at the site and the site remains under WQCB-SAR’s regulatory control. The published projected closure date is December 30, 2015, pending further testing; however, cessation of monitoring at the site and subsequent issuance of a completion letter by the WQCB-SAR could extend past this date, as it is only a projected date.

DISCUSSION:

There is currently testing occurring at the subject site to monitor the level of contaminants in the soil from leaking USTs removed in 1992. Due to a higher-than-expected reading of soil contaminants from recent site monitoring activities, the expected addition of the site to the UST case closure list will be delayed impacting the timing of the development. Case closure is completely within the jurisdiction of WQCB-SAR and the Orange County Health Care Agency (OCHCA).

However, to keep the project moving forward, a modification to the condition of approval is proposed to allow: (1) demolition of the fueling canopy and USTs and (2) issuance of a building permit prior to issuance of a letter of completion from WQCB-SAR, in a phased manner. Demolition of the USTs will allow further testing, if needed, and it is common practice to demolish and close USTs on sites undergoing monitoring. UST demolition and closure is regulated and monitored by the OCHCA. The Applicant must satisfy all requirements of OCHCA. This is required by Condition of Approval No. 13, which is not being modified. Condition of Approval No. 14 would be modified to allow a demolition permit and a building permit for construction to be issued prior to case closure by the WQCB-SAR if it is verified in writing by WQCB-SAR that they are supportive of issuance of a demolition permit and a building permit for construction prior to a letter of completion for the groundwater monitoring case. It is possible that this will be two separate letters issued at different times. Staff has reviewed the language of Condition 14 with WQCB-SAR which is satisfied with the new condition. As such, the following revision to Condition No. 14 is proposed.

As adopted, the current Condition of Approval No. 14 states:

“Prior to issuance of a demolition permit, the Applicant shall furnish the City with a ‘letter of completion’ for remediation activities from the Santa Ana Regional Water Quality Control Board. If remediation is not completed, the Applicant shall delay the commencement of demolition until a completion letter is obtained.”

Proposed Condition of Approval No. 14:

“Prior to issuance of a demolition permit, the Applicant shall furnish the City with written verification from the Santa Ana Regional Water Quality Control Board (WQCB-SAR), stating that notwithstanding the open monitoring case at the subject site, the WQCB-SAR has no objection to issuance of such permit. Furthermore, prior to issuance of a building permit for construction of the proposed drive-thru restaurant, the Applicant shall furnish the City with written verification from the WQCB-SAR, stating that notwithstanding the open monitoring case at the subject site, the WQCB-SAR has no objection to issuance of a building permit for construction of a restaurant. If, as a result of the continued monitoring or any other requirements of the WQCB-SAR, the site plan is materially affected, proposed revisions shall be reviewed by the Planning Agency. Minor revisions to the site plan that do not materially affect the site plan may be reviewed and approved by the Community Development Director.”

As used above, examples of issues “materially affecting” the Project as a result of WQCB-SAR’s on-going activities could include a significant reduction in on-site parking beyond the +/- 40 percent reduction already granted by the Planning Agency, alteration to on-site/off-site traffic circulation, and changes in vehicle circulation that would impact El Toro Road. The proposed modification to Condition No. 14 will ensure the Project can safely continue its redevelopment program under the requirements imposed by WQCB-SAR.

Any potential impacts to the site plan as a result of further monitoring will either require review by the Planning Agency or staff if the need arises. Therefore, staff is satisfied that the Project can move forward at this time without a completion letter in place from the WQCB-SAR prior to the issuance of the Project's demolition permit.

FISCAL IMPACT:

None.

CEQA FINDINGS:

It is recommended that the Planning Agency find that no further environmental review is required. The discussion in the adopted Negative Declaration regarding Geology and Soils (3.6), Hazardous Materials (3.8), and Hydrology and Water Quality (3.9) are not affected by the proposed revision to Condition of Approval No. 14. Regulation and oversight of the contamination related to the leaking UST case, as well as the closure of the current underground storage tanks was always and remains the jurisdiction of WQCB-SAR and the Orange County Health Care Agency, respectively. The discussion of environmental impacts in the adopted Negative Declaration remains accurate and valid.

ATTACHMENTS:

- Attachment 1 - Proposed Resolution of Approval
- Attachment 2 - Adopted Negative Declaration

RESOLUTION NO. PA2015-8-25-

A RESOLUTION OF THE PLANNING AGENCY OF THE CITY OF LAGUNA HILLS, CALIFORNIA, AMENDING RESOLUTION NO. PA2015-04-28-2 TO REVISE CONDITION OF APPROVAL NO. 14 OF CUP/SDPM/VA/MSP NO. 10-14-3013 (CONSTRUCTION OF A +/- 2,800 SQUARE-FOOT DRIVE-THRU RESTAURANT – RAISING CANE’S) TO ALLOW PERMITS TO BE ISSUED FOR DEMOLITION AND CONSTRUCTION PRIOR TO ISSUANCE OF A CASE CLOSURE LETTER FROM THE SANTA ANA REGIONAL WATER QUALITY CONTROL BOARD FOR THE GROUNDWATER MONITORING CASE AT THE SUBJECT SITE, SUBJECT TO PRIOR WRITTEN APPROVAL BY THE SANTA ANA REGIONAL WATER QUALITY CONTROL BOARD

The Planning Agency of the City of Laguna Hills, California, hereby finds, determines, declares, and resolves as follows:

WHEREAS, on April 28, 2015, the Planning Agency adopted Resolution No. PA2015-04-28-2 approving CUP/SDPM/VA/MSP No. 10-14-3013 a request by PM Design Group on behalf of Raising Cane’s to redevelop the property at 23971 El Toro Road including demolition of the existing Shell Service station and construction and operation of a new drive-thru restaurant, subject to specified conditions of approval (the “Conditions of Approval”); and

WHEREAS, on April 28, 2015, pursuant to the California Environmental Quality Act (“CEQA”), the Planning Agency determined that the project could not have a significant effect on the environment and adopted a Negative Declaration; and

WHEREAS, the City filed a Notice of Determination on April 29, 2015; and

WHEREAS, Condition of Approval No. 14 specifies that a Letter of Completion for groundwater monitoring from Santa Ana Regional Water Quality Control Board be obtained prior to issuance of a demolition permit; and

WHEREAS, the Applicant has requested modification to Condition of Approval No. 14 to allow demolition and building permits to be issued prior to issuance of a letter of completion from the Santa Ana Regional Water Quality Control Board; and

WHEREAS, the Planning Agency has considered evidence presented by the Community Development Department and other interested parties with respect to the subject application at a public hearing, which was noticed for August 25, 2015.

NOW, THEREFORE, THE PLANNING AGENCY OF THE CITY OF LAGUNA HILLS, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE, AND ORDER AS FOLLOWS:

SECTION 1. The above recitals are true and correct, and are incorporated herein by reference.

SECTION 2. The Planning Agency hereby finds and determines that no further environmental review is required. The modification to Condition of Approval No. 14, as set forth herein, will not negate the analysis conducted in the Negative Declaration adopted for the project nor relieve the Applicant from meeting regulatory requirements of other Agencies responsible for oversight of the groundwater monitoring case or closure of the underground storage tanks.

SECTION 3. That the required findings for approval of CUP/SDPM/VA/MSP No. 10-14-3013 set forth in Resolution No. PA2015-04-28-2 are hereby reaffirmed and incorporated herein by reference as if set forth in full.

SECTION 4. Resolution No. PA2015-04-28-2 approving CUP/SDPM/VA/MSP No. 10-14-3013 and the related Conditions of Approval are hereby amended to modify Condition of Approval No. 14 as follows (deleted text is identified by **~~strike-through/bold~~** formatting, and added text is indicated by **underlined/bold** formatting):

14. Prior to issuance of a demolition permit, the Applicant shall furnish the City with ~~a "letter of completion" for remediation activities from the Santa Ana Regional Water Quality Control Board. If remediation is not completed, the Applicant shall delay the commencement of demolition until a completion letter is obtained.~~ **written verification from the Santa Ana Regional Water Quality Control Board (WQCB-SAR), stating that notwithstanding the open monitoring case at the subject site, the WQCB-SAR has no objection to issuance of such permit. Furthermore, prior to issuance of a building permit for construction of the proposed drive-thru restaurant, the Applicant shall furnish the City with written verification from the WQCB-SAR, stating that notwithstanding the open monitoring case at the subject site, the WQCB-SAR has no objection to issuance of a building permit for construction of a restaurant. If, as a result of the continued monitoring or any other requirements of the WQCB-SAR, the site plan is materially affected, proposed revisions shall be reviewed by the Planning Agency. Minor revisions to the site plan that do not materially affect the site plan may be reviewed and approved by the Community Development Director.**

SECTION 5. All Conditions of Approval for CUP/SDPM/VA/MSP No. 10-14-3013, as modified herein, are set forth for reference purposes only in Exhibit "A" to this Resolution.

PASSED, APPROVED, AND ADOPTED this 25th day of AUGUST, 2015.

DORE J. GILBERT, M.D., CHAIR

ATTEST:

MELISSA AU-YEUNG, CITY CLERK

STATE OF CALIFORNIA)
COUNTY OF ORANGE) ss
CITY OF LAGUNA HILLS)

I, Melissa Au-Yeung, City Clerk of the City of Laguna Hills, California, DO
HEREBY CERTIFY that the foregoing is a true and correct copy of Resolution
No. PA2015- adopted by the Planning Agency of the City of Laguna Hills, California, at
a Regular Meeting thereof held on the 25th day of August, 2015, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

MELISSA AU-YEUNG, CITY CLERK

EXHIBIT "A"

**CONDITIONS OF APPROVAL
(AS OF FEBRUARY 10, 2015)**

General

1. The following Conditions of Approval shall be binding and enforceable against, and, whenever used herein, the term "Applicant" shall mean and refer to, each of the following: the project Applicant, Raising Cane's, the owner(s) and tenant(s) of the property, and each of their respective successors and assigns.
2. Unless the context dictates otherwise, whenever the term "this Permit" is used in the following Conditions of Approval, it shall collectively refer to the conditional use permit, site development permit, variance, and master sign program, CUP/SDPM/VA/MSP No. 10-14-3013, approved pursuant to this Resolution.
3. To the fullest extent permitted by law, the Applicant shall, at its sole cost and expense, protect, defend, indemnify, and hold harmless the City, its elected and appointed officers and officials, employees, agents, departments, agencies, authorized volunteers, consultants, boards, commissions, and committees, and instrumentalities thereof ("Indemnitees"), from and against any and all claims, liabilities, losses, fines, demands, penalties, lawsuits, writs of mandamus, and any other claims or actions or proceedings of any kind whatsoever (whether legal, equitable, declaratory, administrative or adjudicatory in nature), and alternative dispute resolution procedures (including, but not limited to, arbitrations, mediations, and other such procedures), judgments, orders and decisions (collectively "Claims" and "Actions"), brought against the Indemnitees, which seek to attack, challenge, modify, set aside, void, or annul any action of or any permit or approval issued by the Indemnitees (including actions approved by the voters of the City) for, in connection with, or concerning the approval of this Permit. It is expressly understood and agreed that the City shall have the right to approve, which approval will not be unreasonably withheld, the legal counsel providing the defense of the Indemnitees for the Claims and Actions, and that the Applicant shall promptly reimburse the City for all costs and expenses directly and necessarily incurred by the City in the course of the defense, including reasonable attorneys' fees. The City shall promptly notify the Applicant of any Claims and Actions brought against the Indemnitees and shall cooperate in the defense of any such Claims and Actions. If the Applicant fails to so defend the Claims and Actions, the City shall have the right but not the obligation to do so and, if it does, the Applicant shall promptly pay the City's full cost thereof.
4. This approval constitutes approval of the proposed project only to the extent that it complies with the City's Development Code and any other applicable zoning regulations. Approval does not include any action or findings as to compliance or approval of the project regarding any other applicable ordinance, regulation, or requirement.

5. Failure to abide by and faithfully comply with any and all conditions of approval shall constitute grounds for revocation of this Permit by the Laguna Hills Planning Agency.
6. The Applicant shall agree in writing to these conditions of approval within 30 days of the Planning Agency's approval.
7. Pursuant to Government Code Section 66020, the Applicant is informed that the 90-day period in which the Applicant may protest the fees, dedications, reservation, or exaction imposed on this project through the conditions of approval has begun.
8. The Applicant shall reimburse the City for any outstanding staff time spent on the processing of this Permit within 60 days of the Planning Agency's approval.
9. This Permit shall expire and be of no further force or effect if the Permit is not implemented within two years from April 28, 2015.
10. Within 48 hours from project approval, the Applicant shall submit to the City a check in the amount of \$50.00, made payable to the Orange County Clerk-Recorder, for filing the Notice of Determination.
11. Prior to issuance of any City permits, the Applicant shall pay the Urban Village Specific Plan Public Art In-Lieu Fee. The fee is 0.5% of the total constructions costs for the project.

Planning

12. Details on plan sheet "No. 8" that are not explicitly referenced on the approved site plan are not approved pursuant to this Permit.
13. The underground storage tanks (USTs) on the subject site shall be removed. Prior to removal of the USTs, the Applicant shall apply for UST permanent closure and tank removal with the Orange County Health Care Agency. Further, the Applicant shall comply with all Orange County Health Care Agency regulations regarding the closure and removal of the USTs.
14. Prior to issuance of a demolition permit, the Applicant shall furnish the City with written verification from the Santa Ana Regional Water Quality Control Board (WQCB-SAR), stating that notwithstanding the open monitoring case at the subject site, the WQCB-SAR has no objection to issuance of such permit. Furthermore, prior to issuance of a building permit for construction for the proposed drive-through restaurant, the Applicant shall furnish the City with written verification from the WQCB-SAR, stating that notwithstanding the open monitoring case at the subject site, the WQCB-SAR has no objection to issuance of a building permit for construction of a restaurant. If, as a result of the continued monitoring or any other requirements of the WQCB-SAR, the site plan is materially affected, proposed revisions shall be reviewed by the Planning Agency. Minor revisions to the site plan that do not materially affect the site plan may be reviewed and approved by the Community Development Director.

15. Ten days prior to the issuance of a demolition permit, the Applicant shall notify the business and property owner at 23972 Avenida de la Carlota of the construction schedule and provide the City with a copy of the notice given.
16. If at any time in the future the Community Development Director determines, in his or her sole discretion, that a parking and circulation study is necessary to address parking and/or circulation insufficiencies, issues, complaints, or problems relative to insuring adequate parking and circulation on the subject property in connection with this Permit, the Applicant shall, at its sole cost and expense, be responsible for the cost of a parking and circulation study prepared by a licensed consultant selected by the City. The Applicant shall, at its sole cost and expense, be responsible for implementation of any reasonable mitigation measures deemed appropriate by the Director related to such impacts based on the findings of such study.
17. Deliveries shall be limited to non-operating hours of the store.
18. Prior to the issuance of a building permit, the Applicant shall submit a landscape and irrigation plan to the Community Development Director for review and approval. The plan shall demonstrate compliance with Laguna Hills Municipal Code Chapter 9-46 and 9-47, including installation of "Smart" landscape irrigation controllers, low precipitation-rate sprinkler heads, and water efficient landscaping, as applicable.
19. The trees used on the El Toro street frontage shall be baubinia variegata (Purple Orchid Tree) to be consistent with the Urban Village Specific Plan. The baubinia blakeana (Hong Kong Orchid Tree) shall be removed from the landscape plan and substituted with baubinia variegata.
20. Prior to the issuance of a building permit, the Applicant shall submit a lighting and photometric plan to the Community Development Director for review and approval. The lighting and photometric plans shall be incorporated into the permit plan set. The plan shall include a photometric analysis of proposed lighting and shall comply with lighting requirements of the Laguna Hills Municipal Code, including that light and glare shall not be projected beyond the boundaries of the property. Light fixtures used shall be consistent with the architecture of the building.
21. Lighted signs shall comply with LPMC 9-42.060 (lighting requirements). Lighting for signs shall not create glare, conflict with vehicular traffic, or spill over to adjacent land uses.
22. Prior to the issuance of a building permit, the Applicant shall provide evidence to the satisfaction of the Community Development Director that all equipment, including roof and ground mounted, will be completely screened from view as seen from both the parking lot of the subject property and the centerline of adjacent rights of way contiguous to the site.
23. The use shall comply with LPMC Chapter 5-28 (Smoking and Sale of Tobacco Products). Required signage and notices shall be installed prior to the issuance of a Certificate of Use and Occupancy and commencement of the use.

24. The Applicant shall obtain approvals from the El Toro Water District and shall submit proof of such approvals to the City prior to issuance of any permits.
25. The Applicant shall submit the grading plan to the Planning Division for review and approval prior to issuance of a grading permit. The grading plan shall match the approved architectural site plan.
26. No “preview” or “pre-order” board is approved with this permit. References to such shall be removed from all plan sheets prior to building permit issuance, including but not limited to the site plan, landscape plan, and all detail sheets.
27. The drive-thru lane shall be paved with enhanced pavement (i.e. pavers, stamped and stained concrete, or similar) to the satisfaction of the Community Development Director. The Applicant shall submit colors and materials for review and approval prior to the issuance of building permits.
28. Ledge stone pilasters, consistent with UVSP streetscape requirements, shall be installed on both the El Toro and Carlota street frontages, as noted on the landscape plan. Construction plans for the pilasters shall be submitted to the Community Development Department for review and approval prior to the issuance of a building permit. The improvements shall be installed prior to the issuance of a Certificate of Use and Occupancy and prior to the commencement of the use.
29. Ledge stone used for the project shall be Sepulveda Bear Canyon ledge stone, or equivalent. Ledge stone shall be installed in a dry-stack application (no visible mortar joints). Construction plans shall denote the approved material prior to the issuance of a building permit.
30. (Intentionally omitted)
31. Prior to issuance of any City Permits, the Applicant shall submit an updated Master Sign Program noting the illumination type for all signs for which it is not currently specified.
32. Prior to issuance of building permits, the Applicant shall update the site plan to provide enhanced pedestrian walkway improvements from the north and east parking lot areas to the main building entrance to the satisfaction of the Community Development Director. Improvements shall include adequate signage, striping, ramps, curbs, and hardscaping (such as decorative pavers) to direct patrons to and from the proposed building to vehicle parking areas and adjoining rights-of-way. Specific improvements shall include the following:
 - a. Replacement of paver stones in the northerly planter island (adjacent to the drive-thru entrance) with a full width paver walkway.
 - b. The use of striping and signage to provide pedestrian pathway access across the drive-thru entrance.
 - c. Modification of landscape improvements that facilitate pedestrians entering/exiting the building from the building entrance to the easterly parking area.

- d. Redesign of the 8-space parking island located in the center of the site to replace the paver stones indicated with a full width paver walkway that facilitated pedestrians entering/exiting the building from the building entrance to the easterly parking area across the full width of the parking island (with accommodation for landscaping at both ends of the parking island).

Site landscaping and other relevant site improvement plans shall also be updated to reflect the change.

33. Prior to the issuance of a demolition permit, the Applicant shall submit a temporary access plan to the Community Development Department and Public Services Department for review and approval, depicting access between the project site and the Don Jose's parking area, during demolition and construction phases. Access to and from the Don Jose's parking area shall be provided at all times to the extent practicable.
34. Prior to the issuance of building permits, the Applicant shall submit a redesigned awning over the drive-thru menu board to the Community Development Director for review and approval. The redesigned structure shall reflect a trellis-like design, or other compatible design feature incorporating decorative columns and small roof structure similar in area and dimension to the awning indicated on the project plans. The Applicant shall submit details, including material and color details to the Planning department, demonstrating that the proposed awning is consistent with the building architecture. The structure shall include the use of the exterior stone finishes included in the main building.

Building

35. The Applicant shall be responsible for ensuring all applicable building permits are obtained, as required by section 103 of the 2013 CA Building Code prior to commencement of any work for which a permit is required.
36. Any required documents submitted for the purpose of building permit issuance shall be accurately labeled and reflect all work, as required by section 107 of the 2013 CA Building Code.
37. Applicant shall submit approvals from the applicable water district prior to building permit issuance.
38. Prior to building permit issuance, the Applicant shall submit to the Building Department all required approvals from the Orange County Health Department.
39. Prior to issuance of building permits Applicant shall submit approvals from the Orange County Fire Authority or provide verification of plan submittal.
40. Prior to issuance of building permits Applicant shall submit approvals from AQMD or provide verification of plan submittal.
41. At time of permit issuance the Applicant shall submit Construction and Demolition Waste Recycling Program paperwork, if applicable, as required by

City Ordinance No. 2003-9 and to comply with mandates of the California Integrated Waste Management Board (CIWMB).

42. Applicant shall comply with all construction water quality regulations, as required by City Ordinance No. 2003-12.
43. Applicant shall comply with California Disabled Accessibility requirements, as required by Chapter 11 of the California Building Code at the time of document submittal for the purpose of permit issuance. Additionally, existing site conditions shall comply or be made to comply with applicable requirements.
44. The Applicant shall demonstrate project compliance with all requirements of the California Energy Commission at the time of permit issuance.
45. All construction shall comply with the 2013 CA Building, Plumbing, Mechanical, Electrical, and Green Building Codes with regard to A2 occupancies.

Orange County Fire Authority

46. Prior to building permit issuance, the Applicant shall submit to OCFA for review and approval an Architectural Plan (PR 200).
47. A deferred submittal to OCFA is required for the cooking hood fire extinguishing system.

Public Services

48. The Applicant shall submit a final grading plan and erosion control plan on 24"x 36" sheets to the City Engineer. All plans shall be prepared by a registered Civil Engineer. The grading plan shall show street, sewer, water, storm drain facility, and all proposed grading. The plans shall show the extent of topography of the grading plan and shall be sufficient to determine drainage impacts to the surrounding area. All grading shall be designed and constructed in accordance with the City's Grading and Excavation Code. The final grading plan shall be approved by the City Engineer prior to the issuance of a building permit. No concentrated drainage shall be allowed onto driveways or sidewalks and shall be conveyed to a water quality device or the street via a storm drain pipeline or culvert, as applicable.
49. Prior to issuance of any grading or building permits, the Applicant shall submit for approval by the Community Development Department and Public Services Department a water quality management plan (WQMP) specifically identifying Best Management Practices (BMPs) that will be used on-site to control predictable pollutant run-off. This WQMP shall identify Low Impact Development (LID) BMPs, hydromodification, and routine structural and non-structural measures specified in the current Orange County Drainage Area Management Plan (DAMP) and the San Diego Regional Water Quality Control Board requirements. This WQMP must also:
 - a. Address site design BMPs (as applicable) such as minimizing impervious areas, maximizing permeability, minimizing directly connected impervious

- areas, creating reduced or “zero discharge” areas, conserving natural areas, preserve trees, and retaining existing site hydrology to the maximum extent practicable;
- b. Include a design goal to maintain or replicate the pre-development hydrologic functions through site preservation, infiltration, retention, detention, evapotranspiration, and filtration treatment systems.
 - c. Incorporate applicable routine source control BMPs as defined in the DAMP and provide a detailed description of their implementation;
 - d. Incorporate applicable treatment control BMPs as defined in the DAMP to the approval of the City Engineer;
 - e. Implement Low Impact Development (LID) BMPs to reduce runoff to the maximum extent practicable.
 - f. Include an Operation and Maintenance (O&M) plan that identifies the mechanism(s) by which long-term O&M of all post construction BMPs will be provided and funded.
50. If the construction area is 1 acre or more, prior to issuance of grading permits, the Applicant shall submit a copy of the Notice of Intent (NOI) indicating that coverage has been obtained under the National Pollutant Discharge Elimination System (NPDES) State General Permit for Storm Water Discharges Associated with Construction Activity from the State Water Resources Control Board. Evidence that the NOI has been obtained shall be submitted to the Public Services Department. Projects subject to this requirement shall prepare and implement a Stormwater Pollution Prevention Plan (SWPPP). A copy of the current SWPPP shall be kept at the project site and be available for City review on request. In addition, the Applicant shall include notes on the grading plans indicating that the project will be implemented in compliance with the Statewide Permit for General Construction Activities.
51. The Applicant shall comply with hydromodification criteria and provide calculations in the Grading Plan, in accordance with Section F.1.h(5) of Order No. R9-2009-0002 NPDES Permit.
52. Prior to the grading permit close out or the issuance of a certificate of use and occupancy, the Applicant shall demonstrate compliance with the WQMP in a manner meeting the satisfaction of the City Engineer, including:
- a. Demonstrates that all structural BMPs described in the Project WQMP have been implemented, constructed, and installed in conformance with approved plans and specifications;
 - b. Demonstrates that the Applicant has complied with and/or is prepared to implement all non-structural BMPs described in the Project WQMP;
 - c. Demonstrates that an adequate number of copies of the project's approved Project WQMP are available for the future occupants;

- d. Demonstrates that the Applicant has agreed to and recorded CC&R's, an agreement, or another legal instrument approved by the City Attorney that shall require the property owner, successors, tenants (if applicable), and assigns to operate and maintain in perpetuity the post-construction BMPs described in the Project WQMP.
 - e. The Community Development Department and Public Services Department shall determine whether any proposed change in use requires an amendment to an approved Project WQMP and/or recorded document or agreement.
53. Trash/recycling enclosures shall be constructed per the City of Laguna Hills standards including a solid roof and sewer drain connection.
54. The Applicant shall submit a geotechnical report prepared by a registered engineering geologist for approval by the City Engineer. The report shall include evaluation of onsite soils and provide recommendations on pavement sections, building foundations, and a discussion of the functionality of the water quality features.
55. No work shall be performed within the public right-of-way, by the Applicant or its agents until a public property encroachment permit is issued by the City Engineer and applicable fees have been paid. The driveway modifications, ramps, and sidewalks on the approved plans shall be constructed to the satisfaction of the City Engineer.
56. Construction traffic shall not access or depart the site during morning or evening peak periods, which are 7:00 a.m. to 9:00 a.m. and 4:00 p.m. to 6:00 p.m., Monday through Friday. The Applicant shall provide a construction vehicle routing plan for approval by the City Engineer prior to any demolition or construction work.
57. It shall be the Applicant's responsibility to protect-in-place existing public improvements. Public improvements that are damaged as a result of the proposed construction shall be the responsibility of the Applicant and/or contractor of record to repair or replace to the satisfaction of the City Engineer.
58. All on site Asphalt Concrete pavements shall be constructed with a minimum structural section of 3" Asphalt Concrete over 4" Class II Aggregate Base compacted to 95% relative compaction or greater, as recommended by the soils engineer.
59. The shared driveway on Avenida de la Carlota shall be reconstructed to be ADA accessible as shown on the approved plans and shall include any necessary modifications to the existing asphalt concrete parking lot of the project site and the Don Jose Restaurant adjacent site to create a smooth join condition.



INITIAL STUDY/NEGATIVE DECLARATION

Raising Cane's CUP/SDPM/VA/MSP No. 10-14-3013

Prepared By:

City of Laguna Hills
Community Development Department
24035 El Toro Road
Laguna Hills, CA 92653

December 2014

[Revised April 2015](#)

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Comment [A1]: This is the only section revised. Revisions do not affect the determination on page 6.

Comment [A2]: Revised – related to the traffic finding revisions

Section 1: Project Description

1.1 – Project Title

Raising Cane's

1.2 – Lead Agency Name and Address

City of Laguna Hills
24035 El Toro Road
Laguna Hills, CA 92653

1.3 – Contact Person and Phone Number

Katie Crockett
Assistant Planner
City of Laguna Hills
Phone: 949.707.2672
Fax: 949.707.2633
Email: kcrockett@ci.laguna-hills.ca.us

1.4 – Project Location

The project address is 23971 El Toro Road. The project site is located along the north side of El Toro Road, east of Avenida de la Carlota (see Figure 1).

1.5 – Project Sponsor's Name and Address

PM Design Group, Philip Schanberger
17748 Sky Park Circle #260
Irvine, CA 92614

1.6 – General Plan Land Use Designation

The subject site is located within the Village Commercial land use designation.

1.7 – Zoning District

Zoning is VC (Village Commercial). The project is located within the Urban Village Specific Plan (UVSP) Area.

1.8 – Project Description

The "project" for purposes of this environmental checklist encompasses (1) the demolition of the existing gas station and removal of the associated underground storage tanks and (2) the construction of a new 2,882 square-foot single-story building for purposes of establishing a fast food restaurant with a drive-thru. The project site is a 41,003 square-foot (0.94 acres) property abutting the I-5 freeway in the City's Urban Village Specific Plan (UVSP) Area.

The site is currently developed with a Shell service station, consisting of a fueling canopy, automated car wash, vehicle service bays, and a small convenience mart. All improvements associated with the service station will be removed (with the exception of the existing non-conforming freeway pole sign) including the underground fuel storage tanks (USTs).

Figure 1: Vicinity Map



The demolition phase of the project will include demolition of the surface improvements at the service station, including the car wash tunnel, convenience store, service bays, and fueling pumps and canopy. Buildings to be demolished total approximately 4,550 square feet. Additionally, the four underground storage tanks for fuel will be excavated and removed as well as all fueling lines and associated equipment. A waste oil tank will also be removed from the site.

The new development will include a 2,882 square-foot single-story building for a fast-food restaurant. The site plan indicates a drive-thru lane, approximately 40 parking spaces, and new site landscaping. On-site signs for the business are also proposed in addition to the existing pole sign at the back of the property which will remain and be re-faced for the new business. The project, because it includes a drive-thru, is subject to approval of a conditional use permit (CUP) and the site development itself requires a site development permit (SDP). Additionally, because the proposed site plan indicates that the parking supply is less than what is required by the Laguna Hills Municipal Code, a variance is also being considered.

1.9 – Project History

The subject site is 0.94 acres and was originally developed as a vehicle service station under the jurisdiction of the County of Orange in the 1970s. The service station has been modified over the years

and includes a fueling canopy over the pump islands, a small convenience store, three service bays, and an automated self-car wash. The original underground storage tanks (USTs) leaked contaminating the surrounding soil and groundwater, typical of USTs at this time. In 1992 the leaking USTs were replaced with double-walled fiberglass USTs and lines. The new UST system includes spill protections to prevent further leaking and/or spills. Groundwater monitoring has occurred at the site under the regulatory oversight of the State of California Regional Water Quality Control Board, Santa Ana Region (RWQCB-SAR). The site has applied for closure of the case and cessation of site monitoring. The most recent request for case closure was denied by the RWQCB-SAR in February of 2014 with the direction to continue monitoring groundwater quality at and around the site through September 2014, at which time the case could be re-evaluated to see if it meets the RWQCB-SAR's requirements for case closure. An updated groundwater monitoring report from the site's environmental consultant, dated October 22, 2014 was sent to the RWQCB-SAR for their review. Based on the most recent groundwater monitoring report, the site may be eligible for case closure in the near future.

1.10 – Surrounding Land Uses & Setting

The subject property is located within the City's "Urban Village" and is surrounded by commercial and residential uses. The property is immediately surrounded by commercial uses, such as other restaurants, gas stations, and retail. The Laguna Hills Mall is located just to the south of the property across the intersection of El Toro and Avenida de la Carlota, and the Laguna Hills Civic Center is located to the west. The project is bordered on the north east by the I-5 freeway. While the site is almost entirely surrounded by commercial uses, St. George's Church and Academy is located approximately 500 feet to the NNW and residential properties in the City of Laguna Woods are located approximately 500 feet to the NW.

The area is served with all utilities and services needed to support commercial activities.

1.11 – Other Required Public Agency Approvals - None

Section 2: Determination

2.1 – Environmental Factors Potentially Affected

- | | | |
|--|---|---|
| ☐ Aesthetics | ☐ Agriculture Resources | ☐ Air Quality |
| ☐ Biological Resources | ☐ Cultural Resources | ☐ Geology /Soils |
| ☐ Hazards & Hazardous Materials | ☐ Hydrology / Water Quality | ☐ Land Use / Planning |
| ☐ Mineral Resources | ☐ Noise | ☐ Population / Housing |
| ☐ Public Services | ☐ Recreation | ☐ Transportation / Traffic |
| ☐ Utilities / Service Systems | ☐ Mandatory Findings of Significance | |

2.2 – Determination

☒ I find that the proposed project COULD NOT have a significant effect on the environment, and a NEGATIVE DECLARATION will be prepared.

☐ I find that although the proposed project could have a significant effect on the environment, there will not be a significant effect in this case because revisions in the project have been made by or agreed to by the project proponent. A MITIGATED NEGATIVE DECLARATION will be prepared.

☐ I find that the proposed project MAY have a significant effect on the environment, and an ENVIRONMENTAL IMPACT REPORT is required.

☐ I find that the proposed project MAY have a “potentially significant impact” or “potentially significant unless mitigated” impact on the environment, but at least one effect 1) has been adequately analyzed in an earlier document pursuant to applicable legal standards, and 2) has been addressed by mitigation measures based on the earlier analysis as described on attached sheets. An ENVIRONMENTAL IMPACT REPORT is required, but it must analyze only the effects that remain to be addressed.

☐ I find that although the proposed project could have a significant effect on the environment, because all potentially significant effects (a) have been analyzed adequately in an earlier EIR or NEGATIVE DECLARATION pursuant to applicable standards, and (b) have been avoided or mitigated pursuant to that earlier EIR or NEGATIVE DECLARATION, including revisions or mitigation measures that are imposed upon the proposed project, nothing further is required.



Katie Crockett
Assistant Planner, City of Laguna Hills

12/16/2014

Date

Section 3: Evaluation of Environmental Impacts

3.1 Aesthetics

Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
a) Have a substantial adverse effect on a scenic vista?	☐	☐	☐	☒
b) Substantially damage scenic resources, including, but not limited to, trees, rock outcroppings, and historic buildings within a state scenic highway?	☐	☐	☐	☒
c) Substantially degrade the existing visual character or quality of the site and its surroundings?	☐	☐	☐	☒
d) Create a new source of substantial light or glare, which would adversely affect day or nighttime views in the area?	☐	☐	☐	☒

a) **No Impact.** The project would replace an existing aging gas and vehicle service station with a drive-thru restaurant. The buildings are of similar height (the main service station building is approximately 18 feet tall and the fueling canopy approximately 24 feet, while the new building will be 24 feet 3 inches at the tallest point) and the new building (2882 square feet) is significantly smaller in size than the service station is. While the new building design differs from the existing building style, the architectural styles found within the surrounding Urban Village area are eclectic, allowing many building styles to fit in the area. The project will also include enhanced site landscaping. A Master Sign Program for new signage is proposed, and includes wall signs, a monument sign, and a re-face of the existing legal non-conforming freeway pole-sign. The subject site is located in a commercial, urbanized area directly adjacent to the I-5 freeway. Therefore there will be no potential impact to scenic vistas due to the project.

b) **No Impact.** There are not state scenic highways in or around the project area. Therefore the project would not have an adverse impact on scenic resources within a state scenic highway.

c) **No Impact.** See discussion of aesthetics in letter a, above. Because of the existing visual character of the area, which is on a high-volume arterial, directly adjacent to a freeway, and because of the type of development proposed, the project will not degrade the existing visual character or quality of the site and its surroundings.

d) **No Impact.** The project will have site lighting not dissimilar to the site lighting existing on the subject site. The new lighting plan will be reviewed for compliance with the Laguna Hills Municipal Code, which requires lighting to be directed onto the subject property and not spill over onto adjacent properties or rights of way.

Additionally, lighted signs associated with the property will meet Laguna Hills Municipal Code requirements and are similar in character and number to signs currently existing on the property and which are typical to other properties in the project area.

3.2 – Agriculture and Forest Resources

	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
a) Convert Prime Farmland, Unique Farmland, or Farmland of Statewide Importance (Farmland), as shown on the maps prepared pursuant to the Farmland Mapping and Monitoring Program of the California Resources Agency, to non-agricultural use?	☐	☐	☐	☒
b) Conflict with existing zoning for agriculture use, or a Williamson Act contract?	☐	☐	☐	☒
c) Conflict with existing zoning for, or cause rezoning of, forest land (as defined in Public Resources Code section 12220(g)), timberland (as defined by PRC section 4526), or timberland zoned Timberland Production (as defined by Government Code section 51104(g))?	☐	☐	☐	☒
d) Result in loss of forest land or conversion of forest land to non-forest use?	☐	☐	☐	☒
e) Involve other changes in the existing environment which, due to their location or nature, could result in conversion of Farmland to non-agricultural use or conversion of forest land to non-forest use?	☐	☐	☐	☒

- a) **No Impact.** The project involves the redevelopment of an existing vehicle service station into a fast food restaurant with a drive-thru. The project does not create any impacts on farmland, such as the conversion of farmland, and the project site is not listed on maps prepared pursuant to the Farmland Mapping and Monitoring Program of the California Resources Agency. Therefore the project will have no impact related to conversion of farmland to other uses.
- b) **No Impact.** The site is not zoned for agriculture and there are no Williamson Act contracts in the vicinity (California Department of Conservation 2004). Therefore the project will not conflict with existing zoning for agricultural use or a Williamson Act contract.
- c) **No Impact.** No areas on or around the project area are forest land or timberland (California Department of Forestry and Fire Protection 2005). Therefore, the project will not conflict with the existing zoning for, or cause rezoning of forest land or timberland.

- d) **No Impact.** There is no forest land in or around the project site. Therefore, the project will not result in the loss of forest land or conversion of forest land to non-forest use.
- e) **No Impact.** There are no areas on or around the project area that contain Farmland or forest land. Therefore, the project will not involve any changes that could impact or result in the conversion of Farmland or forest land to non-agricultural or non-forest uses.

3.3 – Air Quality

Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
a) Conflict with or obstruct implementation of the applicable air quality plan?	☐	☐	☐	☒
b) Violate any air quality standard or contribute substantially to an existing or projected air quality violation?	☐	☐	☒	☐
c) Result in a cumulatively considerable net increase of any criteria pollutant for which the project region is non-attainment under an applicable federal or state ambient air quality standard (including releasing emissions, which exceed quantitative thresholds for ozone precursors)?	☐	☐	☒	☐
d) Expose sensitive receptors to substantial pollutant concentrations?	☐	☐	☐	☒
e) Create objectionable odors affecting a substantial number of people?	☐	☐	☐	☒

a) No Impact. The project site is located in the South Coast Air Basin, which is under the jurisdiction of the South Coast Air Quality Management District (SCAQMD). The most recent applicable air quality plan for this area is the 2012 Air Quality Management Plan (AQMP) completed by the SCAQMD. Consistency with the AQMP is determined by examining whether a project would violate or contribute to violations of an air quality standard or otherwise impede attainment of air quality improvement goals and objectives, and whether a project would exceed the local growth forecasts accounted for in the AQMP. As discussed in the following responses 3.3b and 3.3c, this project would not generate significant levels of air pollutants and would not conflict with the air quality improvement strategies in the AQMP. Any additional employment generated by the project would be well within forecasts of near-term employment growth in Laguna Hills, as identified in the Regional Transportation Plan from which the AQMP emissions projections were developed. This project would not conflict with the AQMP.

b) Less Than Significant Impact. Unmitigated operational emissions are negligible, as shown in the table below (modeled with CalEEMod 2013.2.2, in 2014). Operational emissions from the project would not approach any of the significance thresholds established by the AQMD.

Source	ROG (lbs/day)	NO _x (lbs/day)	CO (lbs/day)	SO ₂ (lbs/day)	PM10 (lbs/day)	PM2.5 (lbs/day)
Area Sources	0.84	<0.01	<0.01	0.00	<0.01	<0.01
Energy	0.02	0.20	0.17	<0.01	0.02	0.02
Mobile Sources	6.82	10.49	49.51	0.07	4.77	1.36
Total Unmitigated Emissions	7.68	10.69	49.69	0.07	4.79	1.38
Significance Threshold	55	55	550	150	150	55

While General Plan build-out scenario was determined to have significant, unavoidable air quality impacts, the emissions generated by the ongoing operations of the drive-thru restaurant are consistent with expected air quality impacts from growth. Further operational emissions from the drive-thru restaurant represent only a nominal increase over existing operations at the site.

The project's air quality impacts from construction were also determined using CalEEMod 2013.2.2. The following air quality impacts resulting from construction are anticipated:

Source	ROG (lbs/day)	NO _x (lbs/day)	CO (lbs/day)	SO ₂ (lbs/day)	PM10 (lbs/day)	PM2.5 (lbs/day)
Total Unmitigated Construction Emissions	19.08	15.19	10.33	0.02	1.74	1.28
Significance Threshold	75	100	550	150	150	55

The impacts do not exceed threshold limits for construction emissions described by AQMD. The significance thresholds used for construction and operations were from AQMD's March 2011 revision. Further, emissions from construction are only applicable during the short demolition and construction phase of the project. Due to the short time period for construction emissions and the relatively low operational emissions, the project will not violate any air quality standard nor will it substantially contribute to the projected air quality impacts of the General Plan build-out scenario.

c) Less Than Significant Impact. See 3.3a and 3.3b. The South Coast Air Basin is currently in non-attainment for both the CA and Federal air quality standards for O₃, PM₁₀, and PM_{2.5}. Construction and operational emissions for the project are shown in response 3.3b, above. The net increase in criteria pollutants from the project is nominal compared to existing operations and would not result in a cumulatively considerable net increase of any criteria pollutant for which the project region is non-attainment.

d) No Impact. See 3.3a and 3.3b. Sensitive receptors are generally defined as places where children, the elderly, persons with respiratory or cardiovascular illness, and athletes and others who engage in frequent

exercise are housed or gather. Sensitive receptors include residences, schools, and park/open space areas. The project will not result in substantial pollutant concentrations since the analysis depicted in Section 3.3b does not rise above the level of significance determined by SCAQMD.

- e) **No Impact.** The project is located in an urbanized area directly adjacent to the I-5 Freeway. The nearest residences are approximately 500-feet away. Odors that may occur related to this business are exhaust from vehicles in the drive-thru lane as well as cooking odors. Both odors are typical to this project area because of the surrounding uses and roads/freeways. The project would not create new, objectionable odors in the project area.

3.4 – Biological Resources

Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
a) Have a substantial adverse effect, either directly or through habitat modifications, on any species identified as a candidate, sensitive, or special status species in local or regional plans, policies, or regulations, or by the California Department of Fish and Game or U.S. Fish and Wildlife Service?	☐	☐	☐	☒
b) Have a substantial adverse effect on any riparian habitat or other sensitive natural community identified in local or regional plans, policies, regulations, or by the California Department of Fish and Game or US Fish and Wildlife Service?	☐	☐	☐	☒
c) Have a substantial adverse effect on federally protected wetlands as defined by Section 404 of the Clean Water Act (including, but not limited to, marsh, vernal pool, coastal, etc.) through direct removal, filling, hydrological interruption, or other means?	☐	☐	☐	☒
d) Interfere substantially with the movement of any native resident or migratory fish or wildlife species or with established native resident or migratory wildlife corridors, or impede the use of native wildlife nursery sites?	☐	☐	☐	☒
e) Conflict with any local policies or ordinances protecting biological resources, such as a tree preservation policy or ordinance?	☐	☐	☐	☒
f) Conflict with the provisions of an adopted Habitat Conservation Plan, Natural Community Conservation Plan, or other approved local, regional, or state habitat conservation plan?	☐	☐	☐	☒

- a) **No Impact.** The project site is already developed and is surrounded by urban development. No additional land will be disturbed due to project activities. No natural habitat exists on-site or within close proximity to the site. Therefore, the proposed project would not have the potential to directly or indirectly affect any sensitive species.

- b) **No Impact.** The project site is already developed and is surrounded by urban development. No significant riparian habitat or sensitive natural community exists on-site or in close proximity to the project site. Therefore, the proposed project would not have the potential to directly or indirectly affect any riparian habitat or sensitive natural community.
- c) **No Impact.** Wetland and riparian areas within the City are identified in the Laguna Hills General Plan program EIR, which are primarily associated with Veeh Reservoir, San Diego Creek, Aliso Creek, and Oso Creek, which are not in the immediate vicinity of the project area. No federally protected wetlands exist on-site or in close proximity to the project site (US Fish & Wildlife Service website, 2014). Therefore, the proposed project would not have the potential to directly or indirectly affect any federally protected wetlands.
- d) **No Impact.** The project site is already developed and is surrounded by urban development. No wildlife migratory corridors or wildlife nursery sites exist on-site or in close proximity to the project site. Therefore, the proposed project would not have the potential to directly or indirectly interfere with the movement or migration of wildlife.
- e) **No Impact.** The City has no tree preservation policy affecting trees on private property. There are six palm trees on the subject property. There are no other biological resources on the subject property, as the project site is in an urbanized area and currently developed with a gas and vehicle service station and car wash. Therefore the project will not conflict with any local policies or ordinances protecting biological resources.
- f) **No Impact.** The Orange County Environmental Management Agency adopted the Orange County Coastal NCCP/NHP, but Laguna Hills is not a “participating city,” and, further, no “reserve land” occurs within the City. No other habitat conservation plans have been adopted to govern the use of the project site or surrounding lands. Implementation of the project will not conflict with the provisions of an adopted NCCP/HCP or other approved habitat conservation plan. Even though the City is not a participant in the Orange County Coastal NCCP/ NHP, the project site does not support candidate sensitive, or special status species, include riparian habitat or other sensitive natural communities, or include protected wetlands. Therefore the project will have no impact on any HCP or NCCP.

3.5 – Cultural Resources

Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
a) Cause a substantial adverse change in the significance of a historical resource as defined in § 15064.5?	☐	☐	☐	☒
b) Cause a substantial adverse change in the significance of an archeological resource pursuant to § 15064.5?	☐	☐	☐	☒
c) Directly or indirectly destroy a unique paleontological resource or site or unique geological feature?	☐	☐	☐	☒
d) Disturb any human remains, including those interred outside of formal cemeteries?	☐	☐	☐	☒

- a) No Impact.** The project involves re-development of an existing vehicle service station, originally built in the 1970s, as a drive-thru restaurant. The existing building is not a historical resource. Neither the site nor areas immediately surrounding the site have been identified as having historical resources. Therefore there will be no adverse change in the significance of any historical resource.
- b) No Impact.** The project involves re-development of an existing vehicle service station, originally built in the 1970s, as a drive-thru restaurant. No archeological resources have been identified in the past development of the subject site. The proposed project will not affect or disturb land beyond that which has already been developed. Therefore there will be no adverse change in the significance of an archeological resource.
- c) No Impact.** The project involves re-development of an existing vehicle service station, originally built in the 1970s, as a drive-thru restaurant. No paleontological resources have been identified in the past development of the subject site. The proposed project will not affect or disturb land beyond that which has already been developed. The subject site is a 0.94-acre, flat property located in an urbanized area with no unique geological features on or immediately surrounding the subject site. Therefore no destruction of paleontological resources or unique geological features will occur due to the project.
- d) No Impact.** There are no known human remains in the vicinity and the ground will not be disturbed beyond what has previously been disturbed in prior development of the site. Therefore the project will not disturb any human remains.

3.6 – Geology and Soils

Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
a) Expose people or structures to potential substantial adverse effects, including the risk of loss, injury, or death involving:				
i) Rupture of a known earthquake fault, as delineated on the most recent Alquist-Priolo Earthquake Fault Zoning Map issued by the State Geologist for the area or based on other substantial evidence of a known fault? Refer to Division of Mines and Geology Special Publication 42.	☐	☐	☐	☒
ii) Strong Seismic ground shaking	☐	☐	☒	☐
iii) Seismic-related ground failure, including liquefaction?	☐	☐	☐	☒
iv) Landslides?	☐	☐	☐	☒
b) Result in substantial soil erosion or the loss of topsoil?	☐	☐	☐	☒
c) Be located on a geologic unit or soil that is unstable, or would become unstable as a result of the project, and potentially result in on- or off-site landslide, lateral spreading, subsidence, liquefaction or collapse?	☐	☐	☐	☒
d) Be located on expansive soil, as defined in Table 18-1-B of the Uniform Building Code (1994), creating substantial risks to life or property?	☐	☐	☐	☒
e) Have soils incapable of adequately supporting the use of septic tanks or alternative waste water disposal systems where sewers are not available for the disposal of waste water?	☐	☐	☐	☒

a)

i) **No Impact.** There are no earthquake faults or Alquist-Priolo zones shown on the most recent map issue by the State Geologist within the vicinity of the project (State of California, Department of Conservation 2014). The General Plan does identify two faults identified by the U.S. Geological Survey that underlie

portions of the City; however, these faults have not been placed within State of California established Alquist-Priolo Earthquake Fault Zones, which are subject to special land use controls and building standards. The City has adopted the most recent comprehensive update of the California Building Code which includes the most recent state seismic requirements for structural design. All projects, including the subject project are required to acquire building permits, and are subject to the 2013 California Building Code to minimize damage from earthquakes and other geologic activity. Therefore there will be no impacts associated with the rupture of a known earthquake fault, as shown on the most recent A-P Earthquake Fault Zoning Map.

ii) Less Than Significant Impact. The project site is not located in major active fault zones; however, like the rest of California, the project area is subject to ground shaking due to seismic activity. The City has adopted the most recent comprehensive update of the California Building Code which includes the most recent state seismic requirements for structural design. All projects, including the subject project are required to acquire building permits, and are subject to the 2013 California Building Code to minimize damage from earthquakes and other geologic activity. Therefore any impacts from the project due to strong seismic ground shaking are less than significant. No mitigation measures are required.

iii and iv) No Impact. The project consists of a re-development of an existing vehicle service station with a 2,882 square-foot drive-thru restaurant. The project site does not fall within any seismic hazard zones, including liquefaction or earthquake-induced landslides, as indicated on the most recent Seismic Hazard Zone Map for the San Juan Capistrano Quadrangle (State of CA Dept of Conservation 2001). Therefore people or structures would not be subject to substantial adverse effects due to landslides or seismic-related ground failure due to the project.

b) No Impact. The project consists of a re-development of an existing vehicle service station with a 2,882 square-foot drive-thru restaurant. The project site is already developed with impervious surfaces and landscape planters; therefore there is no potential for soil erosion with current conditions. Once the project is completed, the site will again contain impervious surfaces or other finished, stabilized surfaces (parking lot, drive-thru lane, etc.) and landscape planters, posing no potential for soil erosion impacts.

c) No Impact. See section 3.6a and 3.6b, above.

d) No Impact. Laguna Hills is known to have areas of expansive soils, but the project will be required to comply with the Municipal Code, Uniform Building Code, and grading regulations, including submitting soils reports and geotechnical studies as required. Because of these requirements and the type of proposed development, there will be no impact due to expansive soil that would create substantial risks to life or property as a result of the project.

e) No Impact. The project does not involve the use of septic tanks or other alternative waste water disposal systems. All wastewater will continue to be conveyed off-site via connections to the sanitary sewer system. Therefore there will be no impact related to soils incapable of supporting the use of alternative waste water disposal systems.

3.7 – Greenhouse Gas Emissions

Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
a) Generate greenhouse gas emissions, either directly or indirectly, that may have a significant impact on the environment?	☐	☐	☒	☐
b) Conflict with an applicable plan, policy or regulation adopted for the purpose of reducing the emissions of greenhouse gasses?	☐	☐	☐	☒

- a) **Less Than Significant Impact.** The General Plan Program EIR determined that implementation of the General Plan could have a significant cumulative impacts on GHG emissions if the plan's implementation would generate a substantial increase in GHG emissions relative to existing conditions. The General Plan EIR identified GHG emissions under conditions that existed in 2008 and with the implementation of the General Plan at build out. The Table 6-4 from the General Plan Program EIR depicts the analysis:

Table 6-4
City of Laguna Hills General Plan
Summary of Greenhouse Gas Emissions under Existing Conditions
and Buildout of the General Plan

Source	Existing GHG Emissions (MTCO ₂ or MTCO ₂ e /yr)	Buildout GHG Emissions (MTCO ₂ or MT CO ₂ e /yr)	Percent Increase
Construction Total (over 20-year buildout of the General Plan)	n/a	17,603	n/a
Vehicles	285,018	358,588	26%
Building Energy	86,365	101,587	18%
Embodied Energy of Water Consumption	2,268	2,370	5%
Operations Total	373,651	462,545	24%

Notes:

MTCO₂ = metric tons carbon dioxide per year

MTCO₂e = metric tons carbon dioxide equivalent per year

Source: Data calculated by EDAW in 2008

The project, both in construction and operations will contribute to Greenhouse Gas Emissions, as all development does. The operational level of CO₂e (as modeled with CalEEMod 2013.2.2, 2014) for the project is 6,506.5734 pounds per day (note in the chart above for General Plan buildout, the numbers are shown in metric tons/year). Based upon the emissions models for construction and project operation, the

low levels of emissions will not substantially contribute to GHG emissions, as this is a typical change of use for an urbanized area from a vehicle service station to a drive-thru restaurant and is within anticipated limits of GHG emissions related to build out of the General Plan. Therefore the project will not generate GHG emissions that will have a significant impact on the environment.

b) No Impact. No plans, policies, or regulations have been adopted to limit GHG emissions from an individual land use project. Buildings must be designed to comply with the California Green Building Code as well as meet requirements of the CA Energy Commission, which are existing regulations with which all new development projects are required to comply. Therefore the project will not conflict with any applicable plan, policy, or regulation adopted for the purpose of reducing the emissions of GHGs.

3.8 – Hazards and Hazardous Materials

Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
a) Create a significant hazard to the public or the environment through the routine transport, use, or disposal of hazardous materials?	☐	☐	☒	☐
b) Create a significant hazard to the public or the environment through reasonably foreseeable upset and accident conditions involving the release of hazardous materials into the environment?	☐	☐	☒	☐
c) Emit hazardous emissions or handle hazardous or acutely hazardous materials, substances, or waste within one-quarter mile of an existing or proposed school?	☐	☐	☒	☐
d) Be located on a site which is included on a list of hazardous materials sites compiled pursuant to Government Code Section 65962.5 and, as a result, would create a significant hazard to the public or the environment?	☐	☐	☒	☐
e) For a project located within an airport land use plan or, where such a plan has not been adopted, within two miles of a public airport or public use airport, would the project result in a safety hazard for people residing or working in the project area?	☐	☐	☐	☒
f) For a project within the vicinity of a private airstrip, would the project result in a safety hazard for people residing or working in the project area?	☐	☐	☐	☒
g) Impair implementation of or physically interfere with an adopted emergency response plan or emergency evacuation plan?	☐	☐	☐	☒
h) Expose people or structures to a significant risk of loss, injury or death involving wildland fires, including where wildlands are adjacent to urbanized areas or where residences are intermixed with wildlands?	☐	☐	☐	☒

a) Less Than Significant Impact. The proposed project involves demolition of a vehicle service station, including removal of fuel underground storage tanks (USTs) and construction of a new drive-thru restaurant.

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The proposed drive-thru restaurant use does not involve the routine transport, use, or disposal of hazardous materials. The existing USTs at the site contain gasoline, and there may be soils that have been contaminated by gasoline encountered during the removal of the USTs. Removal of USTs and tank closure is regulated by the County of Orange. Because the proposed use does not involve routine transport, use, or disposal of hazardous waste, and because the removal of the USTs at the site is highly regulated by the County of Orange, any impacts related to the transport, use, or disposal of hazardous materials will be less than significant.

- b) **Less Than Significant Impact.** The proposed project involves demolition of a vehicle service station, including removal of fuel USTs and construction of a new drive-thru restaurant. The functioning of the proposed drive-thru use does not include use of hazardous materials and therefore will not create a hazard through reasonable foreseeable upset and accident conditions involving the release of hazardous materials into the environment. The existing USTs at the site contain gasoline, and there may be soils that have been contaminated by gasoline encountered during the removal of the USTs. Removal of USTs and tank closure is regulated by the County of Orange, which minimizes any risk of upset and accident conditions involving the release of hazardous materials into the environment. Therefore the impact is less than significant.
- c) **Less Than Significant Impact.** The subject site is located approximately 500 feet from an Episcopal church and school. The proposed project involves demolition of a vehicle service station, including removal of fuel USTs and construction of a new drive-thru restaurant. The functioning of the proposed drive-thru use does not include use of hazardous materials so the operations of the site once the project is implemented will have no impact with regard to hazardous materials within a quarter mile of a school. The existing USTs at the site contain gasoline, and there may be soils that have been contaminated by gasoline encountered during the removal of the USTs. Removal of USTs and tank closure is regulated by the County of Orange, which minimizes any risk of exposure or release of hazardous materials. Therefore the impact is less than significant.
- d) **Less Than Significant Impact.** The subject site appears on the list of hazardous materials sites compiled pursuant to Government Code Section 65962.5 (commonly referred to as the Cortese List). The subject site was the site of a leaking underground storage tank (UST), which released petroleum hydrocarbons in 1986. The leaking USTs were replaced in 1992 to prevent further contaminant release into soil and groundwater. Remediation of the contaminated soils and groundwater were undertaken at the site; the cleanup is overseen by the Santa Ana Regional Water Quality Control Board (RWQCB) (case #083000362T) and the County of Orange Local Oversight Program (LOP) (case #90UT018). Active remediation at the site has concluded, and the site was deemed eligible for case closure in November 2012. The case remains open for verification monitoring to ensure that the levels of hydrocarbon contaminants found in groundwater at the site continue to remain stable and/or decline. A groundwater monitoring report (Conestoga-Rovers & Associates, October 2014) was recently prepared and sent to the RWQCB for review. The report shows an overall trend of decreasing contaminants. The RWQCB and County LOP will continue to oversee monitoring of contaminants at the site until all of their regulatory requirements for closure are met and the site receives approval for case closure.

The existing USTs related to the vehicle service station will be excavated and removed as a part of the project. Due to the hydrocarbon contamination at the site and the fact that groundwater continues to show low levels of contaminants, it is reasonable to assume that there may be some soil encountered at the site during removal of the USTs may also be contaminated. Removal of USTs at any site requires a certification from the County of Orange, which regulates removal of USTs. The applicant will have to comply with the regulations of the County, including any treatment or removal of contaminated soils prior to receiving certification. Due to the improving trend in contaminant concentration at the site, the fact that active remediation is completed, and that the site will have to continue to comply with the requirements of the RWQCB and the County of Orange, impacts that would create a significant hazard to the public or the environment related to the site's inclusion on the Cortese list will be less than significant.

- e-f) No Impact.** The project site is not located within the boundaries of an airport land use plan or within the vicinity of a public or private airport or private airstrip. Therefore the project will not result in a safety hazard for people working in the project area due to project location within an airport land use plan or in close proximity to an airport or airstrip.
- g) No Impact.** The project involves the re-development of a 0.94-acre commercial property from a vehicle service station to a 2,882 square-foot drive-thru restaurant. The change in commercial use and modifications to the site plan will not impair implementation of, or physically interfere with the Laguna Hills Emergency Operations Plan (EOP).
- h) No Impact.** The City has no Very High Fire Hazard Severity areas, as designated by CAL FIRE's Fire Hazard Severity Zone maps for State Responsibility Areas adopted in 2007. CAL FIRE has developed a draft Laguna Hills Local Responsibility Fire Hazard Severity Zone map; however, this map has not been adopted by the City of Laguna Hills. While the draft local responsibility map shows several moderate and high fire hazard severity zones within the City, the project area is not located in or adjacent to any of these fire hazard zones (CAL FIRE 2011). Therefore the project will not expose people or structures to significant risk of loss, injury, or death involving wildland fires.

3.9 – Hydrology and Water Quality

Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
a) Violate any water quality standards or waste discharge requirements?	☐	☐	☐	☒
b) Substantially deplete groundwater supplies or interfere substantially with groundwater recharge such that there would be a net deficit in aquifer volume or a lowering of the local groundwater table level (e.g., the production rate or pre-existing nearby wells would drop to a level which would not support existing land uses or planned uses for which permits have been granted)?	☐	☐	☐	☒
c) Substantially alter the existing drainage pattern of the site or area, including through the alteration of the course of a stream river, or substantial runoff in a manner, which would result in flooding on- or off-site?	☐	☐	☐	☒
d) Substantially alter the existing drainage pattern of the site or area, including through the alteration of the course of a stream or river, or substantially increase the rate or amount of surface runoff in a manner, which would result in flooding on- or off-site?	☐	☐	☐	☒
e) Create or contribute runoff water which would exceed the capacity of existing or planned stormwater drainage systems or provide substantial additional sources of polluted runoff?	☐	☐	☐	☒
f) Otherwise substantially degrade water quality?	☐	☐	☐	☒
g) Place housing within a 100-year flood hazard area as mapped on a federal Flood Hazard Boundary or Flood Insurance Rate Map or other flood hazard delineation map?	☐	☐	☐	☒
h) Place within a 100-year flood hazard area structures, which would impede or redirect flood flows?	☐	☐	☐	☒
i) Expose people or structures to a significant risk of loss, injury or death involving flooding, including flooding as a result of the failure of a levee or dam?	☐	☐	☐	☒

j) Inundation by seiche, tsunami, or mudflow?	☐	☐	☐	☒
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- a) **No Impact.** All new projects in the City are subject to the NPDES Stormwater Discharge Permit, including implementation of BMPs to control the discharge of pollutants. Appropriate BMPs and other requirements of the NPDES Stormwater Discharge Permit will be incorporated into the project where applicable. These are standard conditions for all projects within the City. These BMPs consist of both structural and non-structural measures including retention basins and first flush diversion devices, porous pavements, public education, street sweeping, and toxic waste collection plans. Specifically, the project will be required to prepare a site-specific Water Quality Management Plan (WQMP) prior to issuance of building or grading permits. With these standard requirements, there will be no impact related to violations of water quality standards or waste discharge requirements.
- b) **No Impact.** The City of Laguna Hills does not overlie a named groundwater basin. The project does nothing that would deplete groundwater supplies or interfere with groundwater recharge. The site is currently developed with three buildings, the balance of which is mostly paved, impermeable surfaces, with small perimeter landscape planters. The redeveloped site will also include a building and paved, impermeable areas, but will also include additional landscape (approximately 23.3% landscape coverage) as well as other stormwater BMPs in accordance with the site WQMP. Therefore no impact on groundwater supplies will occur due to the project.
- c-d) **No Impact.** There are no streams or drainage basins that run through or immediately adjacent to the project site. The site and immediately adjacent areas have curb and gutter and are connected to the sewer system. The project site is slightly less than one acre in an urbanized area and was already fully developed with a gas/service station. The site will have to manage its own stormwater runoff through BMPs as established by the WQMP for the project site. The site is not located within the 100-year or 500-year floodplain and is not identified in the General Plan as a high risk area for flooding. Therefore the project will have no impact on the drainage pattern of the area (curb/gutter/sewer system) and will have to manage its own runoff and therefore its contribution to the area runoff. No flooding on- or off-site will result due to the project.
- e-f) **No Impact.** Due to existing regulations, including requirements of NPDES Stormwater Discharge Permit, such as BMPs and LID development standards, there will be no effects on capacity of the existing stormwater drainage systems or additional sources of polluted runoff compared with the existing conditions. In fact, due to on-site stormwater retention improvements, as required for compliance with the NPDES Permit, as well as additional landscape lot coverage (and therefore less impermeable surface), it could be reasonably expected that stormwater runoff from the site would be reduced due to the project and would certainly not place any additional demand for capacity on the existing system. While runoff at a drive-thru fast food restaurant like the one proposed for the project could contain some pollution related to the business, it could be reasonably expected that polluted runoff would be reduced compared to the existing service station due to the fact that auto repair, fueling, and washing will no longer be conducted on the subject site. Therefore there will be no additional sources of polluted runoff or degradation of water quality resulting from the project.

g-h) No Impact. The project involves redevelopment of a vehicle service station to a drive-thru restaurant. It does not include development of any housing. Additionally, the project site does not fall within the 100-year or 500-year floodplain. Therefore the project will have no impacts related to placing housing within a 100-year flood hazard area or placement of structures that would impede or re-direct flood flows.

i) No Impact. The Laguna Hills General Plan Program EIR specifically points out that impacts of dam or reservoir failures could be significant for Lake Mission Viejo, since water flows down Oso Creek and could therefore affect the southeasternmost edge of the City adjacent to I-5. It also specifically mentions that local inundation and erosion effects could impact the area and water tanks immediately adjacent to the Veeh Reservoir and Sulphur Creek Reservoir. The project site is not located adjacent to any of the areas that would be impacted by flooding due to reservoir, levee, or dam failure. Therefore there will be no impacts associated with flooding due to levee, dam, or reservoir failure.

j) No Impact. Due to the City's inland location, the City including the project site, will not be affected by tsunamis. Impacts related to seiches are possible as a result of strong ground shaking causing structural damage to above-ground water tanks in certain areas of the City. Because there are no above ground water tanks in close proximity to the subject site, this will not cause impacts at the subject site. Mudflows are typically associated with areas where natural vegetation is removed from hillsides and/or cuts are made into hillsides. Due to the nature of the project site and the fact that it is immediately surrounded (especially up-hill) by urbanized areas with limited to no undeveloped hillside areas in the vicinity, there will be no potential mudslide impacts due to the project or at the project site.

3.10 – Land Use and Planning

Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
a) Physically divide an established community	☐	☐	☐	☒
b) Conflict with any applicable land use plan, policy, or regulation of an agency with jurisdiction over the project (including, but not limited to the general plan, specific plan, local coastal program, or zoning ordinance) adopted for the purpose of avoiding or mitigating an environmental effect?	☐	☐	☐	☒
c) Conflict with any applicable habitat conservation plan or natural community conservation plan?	☐	☐	☐	☒

- a) **No Impact.** The project involves redevelopment of a 0.94-acre property from a vehicle service station to a drive-thru restaurant. It is located in an urbanized area abutting the I-5 freeway. Therefore the project will have no effect on established communities with respect to dividing or limiting access or connections.
- b) **No Impact.** The project involves redevelopment of a 0.94-acre property from a vehicle service station to a drive-thru restaurant. The proposed project is also consistent with the level of development anticipated in the General Plan and does not conflict with other plans adopted for the purpose of mitigating environmental effects such as the SCAG Regional Comprehensive Plan, SCAG Regional Transportation Plan, SCAG Compass Blueprint, County of Orange Growth Management Plan.
- c) **No Impact.** The site is not located within an applicable Natural Community Conservation Plan or habitat conservation plan. Therefore the project will have no impact on an applicable NCCP or habitat conservation plan.

3.11 – Mineral Resources

Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
a) Result in the loss of availability of a known mineral resource that would be of value to the region and the residents of the state?	☐	☐	☐	☒
b) Result in the loss of availability of a locally-important mineral resource recovery site delineated on a local general plan, specific plan or other land use plan?	☐	☐	☐	☒

a-b) No Impact. The City is not located within an area specifically identified by the California Department of Mines and Geology as having substantial mineral resources. Additionally, the General Plan identifies no locally-important mineral resource recovery sites in Laguna Hills. No new discovery of significant mineral resources has occurred on or around the project area. Further, no additional disturbance of land is proposed from the existing conditions. Therefore, the project will have no impact on mineral resources.

3.12 – Noise

Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
a) Result in exposure of persons to or generation of noise levels in excess of standards established in the local general plan or noise ordinance, or applicable standards of other agencies?	☐	☐	☐	☒
b) Result in exposure of persons to or generation of excessive groundborne vibration or groundborne noise levels?	☐	☐	☒	☐
c) Result in a substantial permanent increase in ambient noise levels in the project vicinity above levels existing without the project?	☐	☐	☐	☒
d) Result in a substantial temporary or periodic increase in ambient noise levels in the project vicinity above levels existing without the project?	☐	☐	☒	☐
e) For a project located within an airport land use plan or, where such a plan has not been adopted, within two miles of a public airport or public use airport, would the project expose people residing or working in the project area to excessive noise levels?	☐	☐	☐	☒
f) For a project within the vicinity of a private airstrip, would the project expose people residing or working in the project area to excessive noise levels?	☐	☐	☐	☒

- a) **No Impact.** The project involves re-development of an existing vehicle service station to a drive-thru restaurant. The project site is 0.94 acres in an urbanized area directly abutting the I-5 Freeway and located at an intersection of two busy arterial streets, El Toro Road and Avenida de la Carlota. The project is immediately surrounded by other commercial uses, such as other restaurants, a gas station, and retail uses. Sensitive land uses including a church/school and residential properties (in the City of Laguna Woods) are located over 500 feet away at roughly the same elevation.

The existing average ambient noise level on the subject property is approximately 65 dBA. Noise levels measured at the rear of the property (closest to the freeway) and along the edge closest to El Toro Road hover just over 70 dBA. Noise increases depending on traffic. For example, a large truck passing on the freeway produces a sound level of approximately 80 dBA. Some noises associated specifically with the

vehicle service station (existing use) include typical parking lot noise (cars starting, doors opening and closing, idling, etc.), large truck sounds (idling, air brakes, etc. both from trucks refueling as well as fuel and other deliveries to the business), car wash tunnel, and vehicle repair equipment sounds. Typical parking lot sounds associated with the business don't typically exceed the ambient noise level at the project site. The car wash tunnel (measured at about 10 feet from noise source) was approximately 85 dBA. Maximum noise level observed at the property was 95 dBA, which came from both airbrakes of a semi-truck refueling and from equipment used for vehicle repair. Both of these maximum noise readings were measured approximately 90 feet from the noise source.

The proposed use, a drive-thru restaurant, is expected to have parking lot noise similar to that of the existing use, as well as the sound from the drive-thru speaker. However, the noise sources associated with the existing use that produced noise levels exceeding the ambient level of the area (car wash, vehicle repair, and most large trucks) will not be present with the new use. The drive-thru restaurant will have some truck deliveries, but the occurrence of trucks is expected to be less than the incidence associated with the vehicle service station.

The City of Laguna Hills noise ordinance establishes a general exterior noise level for non-residential uses of 65 dBA. Ambient noise levels as well as noise sources associated with the existing use regularly exceed this noise threshold. Ambient noise next to the freeway as well as the adjacent streets regularly exceeds this level for prolonged periods of time. Other noise sources such as vehicle repair sounds exceed the threshold regularly. The car wash and vehicle repair noises, as well as most truck noise associated with the project site will be eliminated with implementation of the project. While ambient noise will remain (at levels above the threshold established by the noise ordinance) at the project site, they are not due to the drive-thru restaurant and therefore the project would not result in generation of noise levels in excess of standards in the noise ordinance.

Construction (especially the demolition, in which concrete will have to be removed) produces varying levels of noise. However, noise associated with construction, repair, remodeling, or grading is exempt from the noise ordinance provided that such noise occurs during the day from 7am to 8pm on weekdays Monday through Friday and 8am and 8pm on Saturday. The project will be required to comply with the construction hours and therefore short term construction noise will not be in conflict with the noise ordinance.

- b) Less Than Significant Impact.** See Section 3.12a above. Operations of the proposed drive-thru restaurant will not cause any groundborne vibration or noise levels. Therefore, there will be **No Impact** due to ongoing operations of the project. However, the construction phase of the project will generate groundborne noise and vibration. Groundborne noise and vibration would typically occur at the highest level during any concrete removal and grading activities. Again, these activities, like all construction, will be limited to the construction hours prescribed by the noise ordinance. Additionally, the surrounding area is all general commercial, with the nearest sensitive land uses (residences in Laguna Woods and St. George's Episcopal School) are over 500 feet away, allowing any groundborne noise and vibration to dissipate. Therefore short-term construction impacts related to groundborne noise and vibration will be less than significant.

- c) **No Impact.** See Section 3.12a. Ambient noise levels in the area are already fairly high due to the location of the project area directly adjacent to the I-5 Freeway, and at the corner of El Toro Road and Avenida de la Carlota. Noise associated with the operation of the proposed restaurant will be less than noises associated with the current business operations at the site (vehicle service station). Therefore the project will not cause any increase in ambient noise levels in the project vicinity above existing levels.
- d) **Less Than Significant Impact.** See Section 3.12a and 3.12b. Operations of the proposed restaurant will have no impact on ambient noise levels in the project vicinity. Construction equipment, machinery, and activities could temporarily increase the ambient noise level of the area above the current operations at the site. However, because any increase will be temporary, only during construction, and will comply with the noise ordinance-mandated construction hours, impacts related to temporary increases in ambient noise levels will be less than significant.
- e-f) **No Impact.** The City is not located within the boundaries of an airport land use plan or within 2 miles of a public airport or public use airport. The City is not located within the vicinity of a private airstrip. The project does not involve any residential uses. Therefore there will be no impact on people working in the project area due to excessive noise related to an airport or airstrip of any kind.

3.13 – Population and Housing

Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
a) Induce substantial population growth in an area, either directly (for example, by proposing new homes and businesses) or indirectly (for example, through extension of roads or other infrastructure)?	☐	☐	☐	☒
b) Displace substantial numbers of existing housing, necessitating the construction of replacement housing elsewhere?	☐	☐	☐	☒
c) Displace substantial numbers of people, necessitating the construction of replacement housing elsewhere?	☐	☐	☐	☒

a) No Impact. The redevelopment of the 0.94-acre project site from a vehicle service station to a drive-thru restaurant will not cause substantial population growth. No new residences are planned nor any infrastructure expansion. The project is merely exchanging one medium-intensity commercial use (vehicle service station) to another medium-intensity commercial use (drive-thru restaurant). Therefore no substantial population growth in the area will occur either directly or indirectly related to the project.

b-c) No Impact. The project involves redevelopment of a 0.94-acre property from a vehicle service station to a drive-thru restaurant. There is no housing at the subject site, and therefore no replacement housing that will need to be constructed elsewhere. Therefore implementation of the project will not displace housing, people or necessitate replacement housing elsewhere.

3.14 – Public Services

Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
Would the project result in substantial adverse physical impacts associated with the provision of new or physically altered governmental facilities, need for new or physically altered governmental facilities, the construction of which could cause significant environmental impacts, in order to maintain acceptable service ratios, response times or other performance objectives for any of the public services:				
a) Fire protection?	☐	☐	☐	☒
b) Police protection?	☐	☐	☐	☒
c) Schools?	☐	☐	☐	☒
d) Parks?	☐	☐	☐	☒
e) Other public facilities?	☐	☐	☐	☒

a-b) No Impact. The project involves redevelopment of a 0.94-acre property from a vehicle service station to a drive-thru restaurant. Because the project is exchanging one medium-intensity commercial use for another, there will be no additional demand for fire or police protection due to the project.

c-d) No Impact. The project involves redevelopment of a 0.94-acre property from a vehicle service station to a drive-thru restaurant. No housing is proposed as a part of this project, nor will the project directly or indirectly contribute to an increase in housing in the area. Therefore there is no impact to schools or parks as a result of this project.

e) No Impact. The project involves redevelopment of a 0.94-acre property from a vehicle service station to a drive-thru restaurant. The project site is served by El Toro Water District (water, sewer), South Orange County Wastewater Authority (wastewater treatment plant), Southern California Edison (Electricity), Southern California Gas Company (Gas), and CR&R/County of Orange Integrated Waste Management District (solid waste). Because the project involves what is basically a change from one medium-intensity commercial use to another, demand on public facilities would not increase due to the project.

3.15 – Recreation

Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
a) Would the project increase the use of existing neighborhood and regional parks or other recreational facilities such that substantial physical deterioration of the facility would occur or be accelerated?	☐	☐	☐	☒
b) Does the project include recreational facilities or require the construction or expansion of recreational facilities, which might have an adverse physical effect on the environment?	☐	☐	☐	☒

a) **No Impact.** The project involves redevelopment of a 0.94-acre property from a vehicle service station to a drive-thru restaurant. No housing is proposed as a part of this project, nor will the project directly or indirectly contribute to an increase in housing in the area. Increases in commercial space can indirectly affect population and therefore cause impacts on recreational resources. However, because the project calls for redevelopment of an existing commercial site with no new commercial area, the project will not cause an increase in population. Therefore the project will not increase the use of existing neighborhood and regional parks or other recreational facilities.

b) **No Impact.** The project involves redevelopment of a 0.94-acre property from a vehicle service station to a drive-thru restaurant. No housing is proposed as a part of this project, nor will the project directly or indirectly contribute to an increase in housing in the area. The project does not include recreational facilities, nor will it require the construction or expansion of recreational facilities.

3.16 – Transportation and Traffic

Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
a) Conflict with an applicable plan, ordinance or policy establishing measures of effectiveness for the performance of the circulation system, taking into account all modes of transportation including mass transit and non-motorized travel and relevant components of the circulation system, including but not limited to intersections, streets, highways and freeways, pedestrian and bicycle paths and mass transit)?	☐	☐	☐	☒
b) Exceed, either individually or cumulatively, a level of service standard established by the county congestion management agency for designated roads or highways?	☐	☐	☐	☒
c) Result in a change in air traffic patterns, including either an increase in traffic levels or a change in location that results in substantial safety risks?	☐	☐	☐	☒
d) Substantially increase hazards due to a design feature (e.g., sharp curves or dangerous intersections) or incompatible uses (e.g., farm equipment)?	☐	☐	☒	☒
e) Result in inadequate emergency access?	☐	☐	☐	☒
f) Conflict with adopted policies, plans, or programs supporting alternative transportation (e.g., bus turnouts, bicycle racks)?	☐	☐	☐	☒

- a) No Impact.** The City of Laguna Hills has adopted a standard of level of service (LOS) D or better at all intersections, except the intersection of El Toro and Avenida de la Carlota/I-5. El Toro road is a CMP arterial. Orange County CMP sets a LOS E standard for CMP intersections. The City of Laguna Hills defines significant project impact as an increase of 0.01 or more at intersections that reach LOS E or LOS F during the peak hour. The intersection at El Toro and Avenida de la Carlota/I-5 is currently LOS A (2013). A trip generation evaluation for the project was provided by Kimley-Horn and Associates (December 2014). The evaluation calculates daily trips and morning and evening peak hour trips for the existing use (service station with convenience market and car wash) and the proposed use (fast-food restaurant with drive-thru window), and then compared the results to show the net change. The drive-thru restaurant is expected to generate 216 additional daily trips, with 32 additional AM peak hour trips and 3 fewer PM peak hour trips than the existing use. While AM peak hour trips for a fast-food restaurant with drive thru would increase slightly, because the proposed restaurant, Raising Cane's, doesn't open until 10:00am, the actual AM peak hour trips generated by the project would be nominal, and when compared with the existing use, AM peak hour trips with the proposed project are expected to be 36 fewer. Since the intersection of El Toro and Carlota is not

approaching any significance thresholds, there will be no conflict with adopted level of service standards. Additionally, the right of way (including pedestrian sidewalks and bike lanes) will not be changed due to the project, except for landscape improvements in the right of way adjacent to the subject site and modification to the El Toro driveway, which do not affect performance of the circulation system. Therefore the project will not conflict with plans establishing measures of effectiveness for the performance of the circulation system.

- b) **No Impact.** See discussion in response 3.16a, above. There is no project impact or contribution to a cumulative traffic impact on El Toro Road, a CMT designated road.
- c) **No Impact.** The project involves demolition of an existing vehicle service station and the construction of a single-story 2882 square-foot drive-thru restaurant. The project would not intrude into any air traffic space and would not affect any air traffic patterns.
- d) ~~Less Than Significant Impact~~ **No Impact.** Substantial c Changes to existing rights of way are not proposed. The project site is accessed by two existing driveways, ~~which~~ The Avenida de la Carlota driveway will remain and will be updated to meet City standards. The El Toro driveway will be modified to create dedicated in and out driveways instead of one wider, combined driveway, as currently exists. The El Toro driveway has been re-designed in order to help facilitate better traffic flow on-site and prevent bottle-necks near the drive entry that could cause vehicle back-up onto El Toro Road. Because the project is a drive-thru restaurant, the City ~~also~~ evaluated the potential of the use to queue onto the rights of way and cause traffic back-up or dangerous circumstances. The site plan shows ~~a minimum 8-~~ a 9-car drive-thru lane queue, which does not block any parking aisles or spaces. There is space on the site for additional queuing, ~~but would not be ideal due to the fact that additional queuing would block parking spaces and on-site circulation.~~ Based upon the queuing analysis provided by Kimley-Horn (November 2014), ~~typical queues of 8-9 cars~~ up to 15 cars could be expected, which could be accommodated by the subject site. ~~A maximum queue of 15 cars was observed for a short peak at one comparable study location. This maximum occurred for a short period of time at the study site, and was not typical for operations. If a similar maximum occurred at the subject site, the site could accommodate such a queue in the internal driveways at the site. While not ideal, because this could block parking spaces and make on-site circulation less efficient, B~~ because all queuing can be contained on-site and such circumstances (if they occur at all) should be for short periods of time, the right of way will not be modified beyond improvements to bring the driveways up to City standards, ~~impacts related to traffic hazards would be less than significant~~ there will be no impacts related to traffic hazards.
- e) **No Impact.** No changes in existing access are proposed that would result in inadequate emergency access. The project will meet all of the City's requirements for driveway widths, drive aisle widths and general parking lot vehicle circulation. Maintaining these standards ensures that emergency access is maintained. In addition, adequate levels of service are maintained at intersections and freeway ramps within the project area resulting in adequate emergency access.
- f) **No Impact.** The City's General Plan has goals and policies that support alternative transportation, including working with OCTA to ensure public transportation remains a viable alternative to the automobile for

residents and working to improve bike and pedestrian connectivity throughout the City. The project will not affect public transportation or impact any existing bikeways or facilities. Improvements of the landscape buffer, as required by the Urban Village Specific Plan, between the sidewalks and project will increase attractiveness of the site and create a more pedestrian friendly environment on the streets abutting the project area. There will be no conflict with adopted policies, plans, or programs as a result of the project.

3.17 – Utilities and Service Systems

Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
a) Exceed wastewater treatment requirements of the applicable Regional Water Quality Control Board?	☐	☐	☐	☒
b) Require or result in the construction of new water or wastewater treatment facilities or expansion of existing facilities, the construction of which could cause significant environmental effects?	☐	☐	☐	☒
c) Require or result in the construction of new storm water drainage facilities or expansion of existing facilities, the construction of which could cause significant environmental effects?	☐	☐	☐	☒
d) Have sufficient water supplies available to serve the project from existing entitlements and resources, or are new or expanded entitlements needed?	☐	☐	☐	☒
e) Result in a determination by the wastewater treatment provider which serves or may serve the project that it had adequate capacity to serve the project's projected demand in addition to the provider's existing commitments?	☐	☐	☐	☒
f) Be served by a landfill with sufficient permitted capacity to accommodate the project's solid waste disposal needs?	☐	☐	☐	☒
g) Comply with federal, state, and local statutes and regulations related to solid waste?	☐	☐	☐	☒

a-b) No Impact. According to the General Plan Program EIR, Southern Orange County Water Authority and the El Toro Water District represent that the remaining capacity at the Regional Treatment Plant wastewater treatment facility is sufficient to serve potential new development and redevelopment located within the City. There are no current plans to construct additional facilities within the City. The project involves redevelopment of a 0.94-acre property from a vehicle service station to a drive-thru restaurant. Because the project involves what is basically a change from one medium-intensity commercial use to another, demand on wastewater treatment facilities will not increase due to the project and wastewater treatment requirements will not be exceeded, nor will new facilities be needed due to the project.

- c) **No Impact.** The project involves redevelopment of a 0.94-acre property from a vehicle service station to a drive-thru restaurant. Due to increased landscape areas on the site as a result of the project and implementation of stormwater BMPs as required by the WQMP for the project, impervious surfaces on the subject site will slightly decrease from the existing conditions. Impervious surfaces are the areas that significantly impact stormwater drainage capacity due to the fact that water generated during storms without intervention tends to run off these surfaces and into stormwater drainage infrastructure. Because impervious surfaces are decreased and stormwater BMPs will be incorporated, it is reasonable to expect that stormwater runoff from the site will actually decrease with the implementation of the project. Therefore new or expanded stormwater facilities will not be required due to the project.
- d) **No Impact.** The project involves redevelopment of a 0.94-acre property from a vehicle service station to a drive-thru restaurant. Water requirements for the proposed use are not expected to be significantly different than the current conditions. In fact, because there will no longer be a car wash on the site, and because the project must comply with LHMC Chapter 9-47, with regard to landscape water efficiency requirements, the project may result in no additional demand on water services. Due to the change in use, the project applicant will have to provide written verification to the City prior to building permit issuance from El Toro Water District that there is sufficient water supply available. Therefore there will be no impact related to water supply or additional water entitlements due to the project.
- e) **No Impact.** See responses 3.17 a-b, above.
- f-g) **No Impact.** City is required to continue to implement existing solid waste reduction programs required by AB 939. The project will be required to use the City's solid waste removal franchisee, CR&R, which allows oversight and regulation of solid waste practices, ensuring that sites within the City, including the subject site, are adhering to solid waste diversion requirements. CR&R implements practices that divert as much waste as possible from landfills. The project involves redevelopment of an existing developed 0.94 acre-commercial property with no new development area. Therefore the project will have no impact on capacity at existing landfills and the City and all developments will continue to comply with regulations related to solid waste, including AB 939.

3.18 – Mandatory Findings of Significance

Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
a) Does the project have the potential to degrade the quality of the environment, substantially reduce the habitat of a fish or wildlife species, cause a fish or wildlife population to drop below self-sustaining levels, threaten to eliminate a plant or animal community, reduce the number or restrict the range of a rare or endangered plant or animal or eliminate important examples of the major periods of California history or prehistory?	☐	☐	☐	☒
b) Does the project have impacts that are individually limited, but cumulatively considerable? ("Cumulatively considerable" means that the incremental effects of a project are considerable when viewed in connection with the effects of past projects, the effects of other current projects, and the effects of probable future projects)?	☐	☐	☒	☐
c) Does the project have environmental effects, which will cause substantial adverse effects on human beings, whether directly or indirectly?	☐	☐	☒	☐

a) No Impact. The project involves redevelopment of a 0.94-acre property from a vehicle service station to a 2,882 square-foot fast food restaurant with a drive-thru. The project site is located directly adjacent to the I-5 freeway at the intersection of two major arterials (El Toro Road and Avenida de la Carlota). The surrounding area is urbanized and includes mostly general commercial uses. As discussed in section 3.4 (Biological resources), there is no natural habitat on or adjacent to the subject site. The project will not directly impact any fish, wildlife, or endangered plant or animal. Nor will the project indirectly impact fish, wildlife, or animals by substantially degrading habitat, as no natural habitat exists in the area. Further the project will not disturb any additional land, beyond what is already developed, and will therefore have no potential to eliminate any examples of major periods in California history or prehistory.

b) Less Than Significant Impact. The change of use at this project site is typical of an urbanized area. The project has no impact in any environmental category except the following: Geology & Soils, Air Quality, Greenhouse Gasses, Hazardous Materials, ~~and Noise, and Transportation~~. Impacts due to the project in these categories were all less than significant. With regard to Geology & Soils, the insignificant potential impact was related to seismic ground shaking, which is a risk of all development in CA. Cumulative impacts related to seismic ground shaking in an already urbanized area are not increased due to the project. Impacts related to Air Quality and GHGs are cumulative, by nature, especially in the case of very small development projects, like the subject project. Any net increase in emissions generated by the change in use of this urban parcel falls within expected increases in the levels of emissions resulting from build-out of the General Plan

and is not cumulatively significant. Any potential impacts related to hazardous materials at the site are due to the history of leaking underground fuel storage tanks at the site. These impacts are site-specific and will not have a significant cumulative impact. Noise impacts related to the project are all temporary and not associated with ongoing operations at the project site. Construction noise impacts are expected to be limited to several weeks and therefore will not contribute significantly to any cumulatively considerable noise impacts in the area. ~~Impacts in the transportation category were limited to on-site circulation issues and will therefore not be cumulatively significant.~~

- c) **Less Than Significant Impact.** The project involves the re-development of a 0.94-acre urbanized property from an existing vehicle service station to a 2,883 square-foot drive-thru restaurant. The change of use and subsequent operations of the new use will not cause any environmental effects that will cause substantial adverse effects on human beings either directly or indirectly. As discussed in the previous responses in this document, all environmental impacts caused by the project will be less than significant. With regard to Geology & Soils, the insignificant potential impact was related to seismic ground shaking, which is a risk of all development in CA. Due to the low profile, single-story building and the fact that the building must meet all CA Building Code standards, the project would not cause a substantial adverse impact to humans. The project will contribute to emissions that could impact Air Quality and GHGs, which by nature affects humans. However, because the net increase of any such emissions is well below any significance threshold and because the small net increases are well within those projected as part of the General Plan build-out scenario, the project's emissions will not cause a substantial adverse effect on humans. Contaminated soils may be found on site due to the history of a leaking UST on the site. However, based upon recent groundwater studies, we know the contamination to be decreasing. Additionally, any contaminated soils found during excavation and removal of the USTs as a part of this project will be removed, per County regulations for removal and closure of USTs. Further, no hazardous materials are a part of the ongoing operations of the use proposed for the site as a part of this project. Noise impacts, above what is currently existing at the site, are confined to construction-related noise, which occur only for a short time. Because they are short-term impacts, limited by existing regulations for constructions hours, and because there are no residences, schools, or similar sensitive uses within 500-feet, there will be no substantial adverse effects on humans due to the project. ~~Traffic impacts are confined only to on-site circulation issues and therefore will not have substantial adverse effects on humans.~~

Section 4: References

4.1 – List of Preparers

Katie Crockett, Assistant Planner, City of Laguna Hills

4.2 – Bibliography

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APR 29 2015

HUGH NGUYEN, CLERK-RECORDER

BY: _____ DEPUTY

NOTICE OF DETERMINATION

TO: Orange County Clerk Recorder
County of Orange
P. O. Box 238
Santa Ana, CA 92702

FROM: City of Laguna Hills
Planning Department
24035 El Toro Road
Laguna Hills, CA 92653

SUBJECT: Filing Notice of Determination in compliance with Section 21152 of the Public Resources Code.

State Clearinghouse Number: N/A

Project Title: CUP/SDPM/VA/MSP No. 10-14-3013, Raising Cane's

Project Location: 23971 El Toro Road, Laguna Hills, 92653, County of Orange

Project Applicant: PM Design Group, 17748 Sky Park Circle #260, Irvine, CA 92614

Project Description: The project is a re-development of an existing 0.94-acre commercial property in an urbanized area. The project involves (1) the demolition of the existing gas station and removal of the associate underground storage tanks and (2) the construction of a new 2,882 square-foot single-story building for purposes of establishing a fast food restaurant with a drive-thru including new parking, signage, and landscaping.

This is to advise that the City of Laguna Hills (lead agency) has approved the above described project on April 28, 2015 and has made the following determinations regarding the above described project:

1. The project ☐ will ☒ will not] have a significant effect on the environment.
2. ☐ An Environmental Impact Report was prepared for this project pursuant to the provisions of CEQA.
☒ A Negative Declaration was prepared and approved for this project pursuant to the provisions of CEQA.
3. Mitigation measures ☐ were ☒ were not] made a condition of the approval of the project.
4. A mitigation reporting or monitoring plan ☐ was ☒ was not] adopted for this project.
5. A statement of Overriding Considerations ☐ was ☒ was not] adopted for this project.
6. Findings ☒ were ☐ were not] made pursuant to the provisions of CEQA

This is to certify that the Negative Declaration and record of project approval is available to the General Public at: Laguna Hills City Hall, Community Development Department, 24035 El Toro Road, Laguna Hills 92653

Katie Crockett

Assistant Planner, City of Laguna Hills

4/29/2015

Date _____

Date Received for filing at OPR:

Recorded in Official Records, Orange County
Hugh Nguyen, Clerk-Recorder



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State of California – Natural Resources Agency
DEPARTMENT OF FISH AND WILDLIFE
South Coast Region
3883 Ruffin Road
San Diego, CA 92123
www.wildlife.ca.gov

EDMUND G. BROWN JR., Governor
CHARLTON H. BONHAM, Director



CEQA Filing Fee No Effect Determination

Applicant Name and Address: Philip Schanberger, PM Design Group: 17748 Sky Park Circle #260, Irvine, CA 92614

CEQA Lead Agency: 24035 El Toro Road, Laguna Hills, CA 92653

Project Name: Raising Cane's

CEQA Document Type: Negative Declaration

State Clearing House Number and/or local agency ID number: CUP/SDPM/VA/MSP- 10-14-3013

Project Location: 23971 El Toro Road, Laguna Hills, CA 92653

Project Description: The project is a re-development of an existing 0.94-acre commercial property in an urbanized area.

Determination: Based on a review of the project as proposed, the Department of Fish and Wildlife has determined that for purposes of the assessment of CEQA filing fees (Fish and Game Code [FGC] Section 711.4(c)) the project has no effect on fish, wildlife or their habitat and the project as described does not require payment of a CEQA filing fee. This determination does not in any way imply that the project is exempt from CEQA and does not determine the significance of any potential project effects evaluated pursuant to CEQA.

Please retain this original determination for your records. Local lead agencies are required to file two copies of this determination with the county clerk at time of filing of the Notice of Determination (NOD) after the project is approved. State lead agencies are required to file two copies of this determination with the Office of Planning and Research (State Clearinghouse) at the time of filing the NOD. If you do not file a copy of this determination as appropriate with the county clerk or State Clearinghouse at the time of filing of the NOD, the appropriate CEQA filing fee will be due and payable.

Without a valid CEQA Filing Fee No Effect Determination form or proof of fee payment, the project will not be operative, vested, or final and any local permits issued for the project will be invalid, pursuant to FGC Section 711.4(c)(3).

DFG Approved By: Jennifer Edwards

Date: 12-18-14

Jennifer Edwards

Title: Environmental Scientist

FILED

APR 29 2015

HUGH NGUYEN, CLERK-RECORDER

BY: [Signature] DEPUTY

POSTED

APR 29 2015

HUGH NGUYEN, CLERK-RECORDER

BY: [Signature] DEPUTY

Conserving California's Wildlife Since 1870



City of Laguna Hills

City Council Meeting Agenda

Staff Report

DATE: AUGUST 25, 2015

TO: MAYOR AND COUNCIL MEMBERS

**FROM: DAVID CHANTARANGSU, AICP
DIRECTOR OF COMMUNITY DEVELOPMENT**

ISSUE: ADOPTION OF A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAGUNA HILLS, CALIFORNIA, ESTABLISHING FIGURES FOR THE AVERAGE PERSONS PER HOUSEHOLD, FAIR MARKET VALUE FOR VACANT RESIDENTIAL LAND, AND THE AMOUNT OF THE PARK IN-LIEU FEE FOR THE IMPLEMENTATION OF CHAPTER 8-06 OF THE LAGUNA HILLS MUNICIPAL CODE

RECOMMENDATION: THAT THE CITY COUNCIL: (1) RECEIVE STAFF'S REQUEST FOR CONTINUANCE; (2) OPEN THE PUBLIC HEARING; (3) ACCEPT ANY PUBLIC COMMENTS; AND (4) CONTINUE THIS ITEM TO THE CITY COUNCIL MEETING OF SEPTEMBER 8, 2015.

SUMMARY:

Staff is requesting a continuance of this item to the City Council meeting of September 8, 2015. Although staff has requested a continuance, this item must appear on the City Council agenda because it was an advertised public hearing for the August 25, 2015 City Council meeting. Any public comments must be received as well.

The purpose of the continuance is to allow staff more time to gather additional information from other cities in Orange County on their respective park in-lieu fees.

CONCLUSION:

This agenda item should be continued to the City Council meeting of September 8, 2015.



City of Laguna Hills City Council Meeting Agenda Staff Report

DATE: AUGUST 25, 2015

TO: MAYOR AND COUNCIL MEMBERS

**FROM: DAVID REYNOLDS
DEPUTY CITY MANAGER**

**ISSUE: 2015 MEMORIAL DAY RACE POST-EVENT REPORT AND A RESOLUTION
AUTHORIZING COMMUNITY ASSISTANCE FUNDING FOR THE 3/5 MARINE
SUPPORT COMMITTEE**

**RECOMMENDATION: THAT THE CITY COUNCIL: (1) RECEIVE AND FILE THE
REPORT; AND (2) ADOPT A RESOLUTION ENTITLED: "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."**

SUMMARY:

The 17th Annual City of Laguna Hills Memorial Day Half Marathon, 10K and 5K, Honoring the USMC Dark Horse Battalion took place on Monday, May 25, 2015. Three thousand, nine hundred ninety (3,990) runners participated in the event. A number of Marines ran in the half marathon again this year which, along with the 5K and 10K, was led from the start line by Grand Marshall Cpl. Marcus Chischilly. A highlight of the Community Expo for 2015 was the presence of Marines along with a number of static displays. Total 2015 event expenditures, including staff time, were \$222,178 and event revenues totaled \$211,046. At its November 22, 2011 meeting, the City Council selected a pledge formula of \$3 per paid 5K, 10K, and half marathon participant for the continued funding assistance to the 3rd Battalion, 5th Marines, 1st Division Support Committee (3/5 Marine Support Committee). Based on this pledge formula, \$10,572 may be provided to the 3/5 Marine Support Committee by the adoption of the attached Community Assistance Funding Resolution.

BACKGROUND:

2015 Post Race Event Report:

The 17th Annual City of Laguna Hills Memorial Day Half Marathon, 10K and 5K, Honoring the USMC Dark Horse Battalion took place on Monday, May 25, 2015. Three thousand,

nine hundred ninety (3,990) participants registered for the 2015 event with seventy percent (70%) utilizing the internet to pre-register. Approximately four hundred (400) registrations were accepted in person during the pre-registration and packet pick-up that took place at Road Runner Sports on Saturday, May 23rd and Sunday, May 24th between the hours of 11:00 a.m. and 4:00 p.m. Another three hundred and forty-eight (348) runners registered in person on the morning of the event.

The City of Laguna Hills and South County Outreach again partnered in a food drive over the Memorial Day Weekend. Race participants and spectators were encouraged to bring canned goods and non-perishable food items to benefit South County Outreach. Collection stations were available at the race start line, in the community expo, and at Road Runner Sports during registration and pre-race packet pick-up. Approximately one hundred (100) pounds of food were collected. In addition, a portion of the proceeds from the sales of beer garden tickets, a total of \$500, was donated to South County Outreach.

A highlight of the Community Expo for 2015 was the presence of the Marines from the 3/5 Battalion. At the request of the 3/5 Marine Support Committee a number of static displays were brought to the event. The public was able to sit in the vehicles and interact with the Marines. Grand Marshall Cpl. Marcus Chischilly, a wounded warrior that had served with the 3/5 Marine Battalion in Afghanistan, helped start the races before running in the 5K event. The Color Guard from the Orange County Sheriff's Department was also on hand to present the nation's colors prior to the start of the races.

Resolution for Community Assistance:

As the City Council will recall, at its November 22, 2011 meeting, the City Council selected the option of a pledge formula based on the Memorial Day Race registration revenues for the purpose of providing future financial assistance to the 3/5 Marine Support Committee. The pledge formula approved by the City Council was \$3 per paid 5K, 10K, and half marathon race participant. Applying this pledge formula to the total of 3,524 paid race participants, the available community assistance funding for the 3/5 Marine Support Committee is \$10,572. Direction from the City Council at the November 22, 2011 meeting, was to also require the 3/5 Marine Support Committee to provide a report to the City Council on the anticipated use of the funds. Attached to this staff report is a letter from the 3/5 Marine Support Committee stating its intentions on the use of the \$10,572 in community assistance.

A draft Resolution is also attached to this staff report for City Council's consideration and approval to authorize community assistance funding in the amount of \$10,572 for the 3/5 Marine Support Committee.

FISCAL IMPACT:

The 2015 Memorial Day Race event budget for direct expenditures is \$177,000 with a budget forecast for event sponsorships and registration revenue totaling \$174,600. Provided in Table 1 are the actual direct expenses of the event at \$201,501 with the actual revenue at \$211,046. Direct expenses were under event revenue by \$9,545. Including staff costs, the total expenses for the event were \$222,178.

Table 1: 2015 Event Expense and Revenue Summary:

	\$ Amount
A) Event Revenue:	
Race Registrations	164,646
Sponsors	39,500
Expo Vendors	6,900
Total Revenue	211,046
B) Event Direct Expenses:	
Permits	668
Advertising	6,915
Graphics	3,941
Miscellaneous (<i>Truck rentals, Scaffolding</i>)	10,805
Race Shirts/Awards/Bibs/Food	66,002
Services	86,971
Expo	7,580
Police Services	18,619
Total Event Direct Expenses	201,501
C) Direct Expenses (over)/under Revenue	9,545
D) Event Staff Expenses:	
Planning (pre-event)	13,170
Pre-packet Pickup	1,035
Event Day	6,472
Total Staff Expenses	20,677
E) Total Event Expenses	222,178
F) Total Event Expenses (over)/under Revenue	(11,132)

If the City Council approves the Community Assistance Resolution, \$10,572 will be provided to the 3/5 Marine Support Committee from the City's General Fund for Community Assistance funding. As a result, the 2015 Total Event Expenses would be revised to \$232,750.

ATTACHMENTS:

- Resolution
- 3/5 Marine Support Committee Letter

RESOLUTION NO. 2015-08-25-X

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

The City Council of the City of Laguna Hills, California, hereby finds, determines, declares, and resolves as follows:

WHEREAS, at the discretion of the City Council, the City may provide community assistance funding to certain community groups and nonprofit organizations that provide community service, support, and/or programming efforts intended to enhance the quality of life of the City's residents, provided the City Council finds and determines that the expenditure of such community assistance funding fulfills a public purpose and provides a direct public benefit within the City of Laguna Hills; and,

WHEREAS, at the November 22, 2011, City Council meeting, the City Council directed staff to prepare an authorizing resolution for community assistance funding for the 3rd Battalion, 5th Marines, 1st Division Support Committee, a California nonprofit corporation, based on a \$3.00 per paid 5K, 10K, and half marathon event participant after the conclusion of each Laguna Hills Memorial Half Marathon 10K & 5K Honoring the United States Marine Corps Dark Horse Battalion event; and,

WHEREAS, applying the foregoing community assistance funding formula to the total of 3,524 runners that participated in the 2015 Laguna Hills Memorial Half Marathon 10K & 5K Honoring the United States Marine Corps Dark Horse Battalion event brings the proposed community assistance funding total to \$10,572; and,

WHEREAS, through the adoption of this Resolution, a majority of the City Council desires to make public purpose findings in order to authorize the expenditure of community assistance funding to the 3rd Battalion, 5th Marines, 1st Division Support Committee in consideration of the work and services the Support Committee provided to enhance the quality of the 2015 Laguna Hills Memorial Half Marathon 10K & 5K Honoring the United States Marine Corps Dark Horse Battalion event.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LAGUNA HILLS, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE, AND ORDER AS FOLLOWS:

SECTION 1. The foregoing recitals are true and correct and are incorporated herein by reference.

SECTION 2. The City Council hereby authorizes and directs that the City provide community assistance funding in the amount of \$10,572 to the 3rd Battalion, 5th Marines, 1st Division Support Committee, a California nonprofit corporation.

SECTION 3. The City Council hereby finds and determines that the expenditure of community assistance funding in the Fiscal Year 2013/14 Operating Budget to the 3rd Battalion, 5th Marines, 1st Division Support Committee as authorized herein fulfills a public purpose and provides a direct public benefit to the residents of the City of Laguna and surrounding community.

PASSED, APPROVED, AND ADOPTED this 25th day of August 2015.

DORE J. GILBERT, M.D., MAYOR

ATTEST:

MELISSA AU-YEUNG, CITY CLERK

STATE OF CALIFORNIA)
COUNTY OF ORANGE) ss
CITY OF LAGUNA HILLS)

I, Melissa Au-Yeung, City Clerk of the City of Laguna Hills, California, DO HEREBY CERTIFY that the foregoing is a true and correct copy of Resolution No. 2015-08-25- adopted by the City Council of the City of Laguna Hills, California, at a Regular Meeting thereof held on the 25th day of August 2015, by the following vote:

AYES:

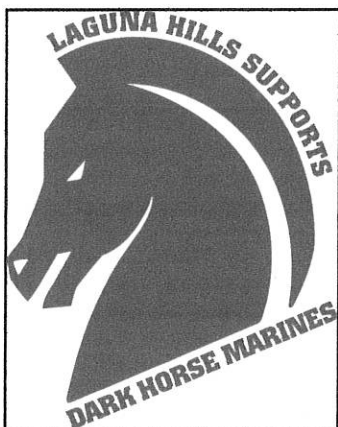
NOES:

ABSENT:

ABSTAIN:

(SEAL)

MELISSA AU-YEUNG, CITY CLERK



July 31, 2015

**From: 3rd Battalion, 5th Marines, 1st Division Support Committee
dba Laguna Hills Team Dark Horse**

To: Laguna Hills City Council Members and Staff

**Subject: Anticipated use of funds donated by the City of Laguna Hills
from the Memorial Day Races on May 25, 2015**

Because this report is requested and submitted in August each year, the discussion and report that follows when referring to the "previous year" will be referring to the months August 2014-July 2015; and, similarly, when referencing the "coming year" will be referencing the months August 2015- July 2016.

In general, the funds we receive from the city are used to cover administrative and "promotional" expenses of Team Darkhorse, some of which are fixed, others of which are optional. Utilizing the funds we receive from the city to cover these costs enable us to direct near 100% of other donations toward programs, emergencies and events which fit the mission of our Committee -- which is to provide support, care and comfort for the Marines and their families.

For reference and comparison purposes, below are the numbers we gave in last year's report, and the actual costs of each item this year.

	7/14 REPORT	ACTUAL
Administrative Costs	\$2800.00	\$3152.27.00
o Insurance -	1600	1667
o Professional service, accountant -	350	350
o Storage fees -	850	900

○ Incidentals	\$235.27
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	7/14 REPORT	ACTUAL
Promotional Items :	\$4180.00	\$1882,25
○ Hats/shirts -		1882.25
Memorial Day Events	\$ 3535.00	\$3818.00
○ Runner Fees -	1775.00	\$1638.00
○ Grand Marshal donation -	1250	\$1250.00
○ Items associated with event -	560	\$ 930.00

We anticipate similar administrative costs in the coming year as we incurred in the previous. The largest change in costs from 7/14-7/15 compared to our forecast was in Promotional items. Because we had a large inventory of tee shirts/bumper stickers and like items from the previous year, we did not order as many this year. Memorial Day costs rose slightly, due to costs connected to our Grand Marshal. We paid for and presented, with Corporal Chischilly's help, a "shadow box" memorial for Honored Guest Jan Frainie. Because Corporal Chischilly has three young children who needed childcare during the events and meetings he and his wife attended, we felt it appropriate to re-imburse him for costs of child care along with costs of fuel for his several trip from San Diego and back. Finally, because the city created a reduced and flat rate of \$14.00 per Marine runner registered through TDH, the cost of sponsoring Marines dropped by almost \$200.00 (It should be noted that the Battalion was on a training event during May, so we received fewer registration requests than we would otherwise. Next year we anticipate more Marines will run and the costs of Memorial Day Events may climb by as much as \$1000.00.)

We estimate administrative and Memorial Day Costs will be similar this year. Based upon the numbers above, we anticipate spending \$9000.00 - \$10,000 of the funds from the city on our administrative and Memorial Day costs. Additionally, we intend to sponsor a benefit concert again this Memorial weekend, which although ultimately raised money, did generate costs leading up to the event, and the city funds were and will be helpful in covering those costs. Again, having these funds to assist in underwriting our benefit, enables us to accurately say that almost 100% of donations are given directly to support the Marines.

Finally, for comparison, below is a list of support, and cost of support, given to the Battalion or Marines directly, for the previous two years.

PERIOD AUGUST 2013 - JULY 2014

DONATIONS/SUPPORT FOR MARINES 11,036

- Library Books 2850.00
- Gift Cards/Christmas/baby showers 1085
- Other support items 700.00
- Wounded Warrior Birthday Ball 3000]
- Landscape Improvements to Deck 2500

BANNER PROJECT 4131

- Design, fabrication \$3831.00
- Mailing to families, postage etc \$300
-

CHRISTMAS PARTY

- Costs reflected in gift card amount above. Most gifts are donated.

PERIOD AUGUST 2014 - JULY 2015

DONATIONS/SUPPORT FOR MARINES/FAMILIES \$9961.18

- AJAX Challenge (PT Event) \$1335.87
- Fresh Towels for Homecoming 797.31
- Events (Homecoming, July4 etc) 627.00
- Baby Shower - Items/Luncheon 1300.00
- Financial Emergency - ill baby 500.00
- Financial Emergency - wife deserted 500.00
- Air Fare for family of deceased Marine 1300.00
- Camp Tuition - Marine children 600.00
- MC Birthday Ball Fund 3000.00

LANDSCAPE PROJECT - MEMORIAL DECK \$1321.21

BANNER PROJECT \$629.00

- Creation of additional tribute banners for family members of fallen Marines

3/5 COMBAT VETERAN SUPPORT - LIFELINE GRANTS \$2915.41

Respectfully submitted,



Karen Robbins, President

3rd Battalion, 5th Marines, 1st Division Support Committee
dba Team Dark Horse
25462 Nellie Gail Road
Laguna Hills, CA 92653

Mission Statement

To Provide Encouragement, Relief and Comfort to the Marines/Sailors &
their Families