CITY OF LAGUNA HILLS, CALIFORNIA
CITY COUNCIL/PLANNING AGENCY REGULAR MEETING
MINUTES
AUGUST 23, 2011

CALL TO ORDER

Mayor Songstad called the Regular Meeting of the City Council of the City of Laguna Hills, California, to order at 7:00 PM in the Laguna Hills City Council Chamber, 24035 El Toro Road, Laguna Hills.

PLEDGE OF ALLEGIANCE: Council Member Kogerman

ROLL CALL OF CITY COUNCIL MEMBERS

Present: Mayor Songstad, Mayor Pro Tempore Carruth, Council Member Bressette, Council Member Kogerman, and Council Member Lautenschleger

STAFF PRESENT: Bruce Channing, City Manager; Donald White, Assistant City Manager; Peggy Johns, City Clerk; Greg Simonian, City Attorney; Ken Rosenfield, Public Services Director/City Engineer; Vern Jones, Community Development Director; Steve Doan, Chief of Police Services; David Reynolds, Deputy City Manager; Roger James, Battalion Chief, Orange County Fire Authority; Dan Meehan, Community Services Superintendent; and Sandi Mogan, Deputy City Clerk.

1. PRESENTATIONS AND PROCLAMATIONS

There were no Presentations and Proclamations.

2. PUBLIC COMMENTS

<u>DARK HORSE COMMITTEE (0120-40)</u>

Mike Bland, Laguna Hills, gave an update on the efforts of the Dark Horse 3/5 Battalion Committee and the new website.

<u>PUBLIC EASEMENT (0490-31)</u>

Stacy Lawrence, Laguna Hills, spoke regarding concerns with the public easement surrounding her property.

Public Services Director Rosenfield indicated that he was preparing a staff report to present to the City Council at a future City Council meeting.

CODE ENFORCEMENT (0450-30)

Harold Kosanke, Laguna Hills, spoke on concerns of multiple families living in one single family residence.

COYOTE PROBLEMS (0200-10)

Robin Sanders, Laguna Hills, spoke on the continuing Coyote problems.

Rita Rembold, Laguna Hills, spoke on the continuing Coyote problems.

3. MINUTES

3.1 REGULAR MEETING JULY 12, 2011 (0410-50)

Motion to approve the minutes of the July 12, 2011, regular meeting by m/Mayor Pro Tempore Carruth, s/Council Member Bressette.
Approved by a vote of 5-0.

4. CONSENT CALENDAR

Motion to approve the Consent Calendar, by m/Council Member Bressette, s/Mayor Pro Tempore Carruth, with Council Member Bressette removing Items No. 4.4 and 4.5.
Approved by a vote of 5-0.

4.1 MOTION TO APPROVE THE READING BY TITLE OF ALL ORDINANCES AND RESOLUTIONS, SAID TITLES, WHICH APPEAR ON THE PUBLIC AGENDA, SHALL BE DETERMINED TO HAVE BEEN READ BY TITLE AND FURTHER READING WAIVED

Waived reading of Ordinances and Resolutions.

4.2 APPROVAL OF WARRANT REGISTER FOR PERIOD ENDED AUGUST 23, 2011 (0300-30)

Approved the Warrant Register in the amount of $2,787,439.68.

4.3 FY 2011-2012 SCHOOL CROSSING GUARD AGREEMENT (0400-10)

Authorized the Mayor to execute the Crossing Guard Services Agreement between All City Management Services and the City of Laguna Hills for school crossing guard services for FY 2011-2012.

4.6 PROGRESS PAYMENT NO. 4 FOR LA PAZ ROAD WIDENING AT I-5 IMPROVEMENT PROJECT, CIP NO. 159 (0400-10)

Approved Contract Change Order No. 3 and Progress Payment No. 4, in the net amount of $417,141.49, to SEMA Construction, Inc., for the La Paz Road Widening at I-5 Improvement Project, CIP No. 159.

4.7 PROGRESS PAYMENT NO. 5 FOR LA PAZ ROAD WIDENING AT I-5 IMPROVEMENT PROJECT, CIP NO. 159 (0400-10)

Approved Progress Payment No. 5, in the net amount of $207,486.96, to SEMA Construction, Inc., for the La Paz Road Widening at I-5 Improvement Project, CIP No. 159.

4.8 PROGRESS PAYMENT NO. 4 FOR COMMUNITY CENTER & SPORTS COMPLEX PLAYGROUND RENOVATIONS AND LIGHT REFURBISHMENT, CIP NO. 514, AND COSTEAU PARK PLAYGROUND RENOVATIONS, CIP NO. 239 (0400-10)

Approved Contract Change Order No. 2 and Progress Payment No. 4, in the net amount of $24,311.00, to Signature Contractors, for Community Center & Sports Complex Playground Renovations and Light Refurbishment, CIP No. 514, and Costeau Park Playground Renovations, CIP No. 239.

4.9 PROGRESS PAYMENT NO. 1 FOR ENERGY EFFICIENCY PROJECT, CIP NO. 515 (0400-10)

Approved Progress Payment No. 1, in the net amount of $34,603.20, to Robert D. Gosney Construction, for Energy Efficiency Project, CIP No. 515.

4.10 MASTER FUNDING AGREEMENT NO. C-1-2770 WITH ORANGE COUNTY TRANSPORTATION AUTHORITY (OCTA) AND LETTER AGREEMENT NO. 1 FOR THE PASEO DE VALENCIA IMPROVEMENT PROJECT, CIP NO. 145 (0400-10)

Approved Master Funding Agreement No. C-1-2770 with the Orange County Transportation Authority; approved Letter Agreement No. 1 for the Paseo de Valencia Improvement Project; and authorized the Mayor to sign the Master Funding Agreement and Letter Agreement No. 1 and authorized the City Clerk to attest thereto.

4.11 PUBLIC OUTREACH FOR NEIGHBORHOOD TREE PLANTING PROGRAM (0820-25)

Received and filed the report.

4.12 STOCKPORT PARK RENOVATION, CIP NO. 239-B (0730-60)

Authorized the City Manager to issue a task order to Richard Fisher Associates for the design of the Stockport Park Renovation Project, CIP No. 239-B, including the playground renovation and the slope renovation.

4.13 CONTRACT WITH COUNTY OF ORANGE FOR COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR FISCAL YEAR 2011-2012 (0400-10)

Approved a contract with the County of Orange for Community Development Block Grant (CDBG) Funds for the 2011-2012 Fiscal Year and authorized the Mayor and City Manager to execute the contract.

4.14 CONTRACT WITH ALISO MEADOWS CONDOMINIUM ASSOCIATION REGARDING COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR FISCAL YEAR 2011-2012 (0400-10)

Approved a contract with the Aliso Meadows Condominium Association for Community Development Block Grant (CDBG) funds for the 2011-2012 Fiscal Year and authorized the Mayor to execute the contract.

4.15 CONSULTING SERVICES AGREEMENT FOR PLANNING AND HOUSING SERVICES WITH GRC ASSOCIATES (0400-10)

Approved the Consulting Services Agreement with GRC Associates and authorized the City Manager to sign the Agreement, subject to approval of the Agreement as to form by the City Attorney and the City Clerk to attest thereto.

4.16 ESTABLISHMENT OF A NO STOPPING ANYTIME ZONE AT VALENCIA ELEMENTARY SCHOOL ON THE EAST SIDE OF PASEO DE VALENCIA (0860-50)

Adopted Resolution No. 2011-08-23-1, a Resolution of the City Council of the City of Laguna Hills, California, establishing a No Stopping Anytime Zone on the east side of Paseo De Valencia from the northerly exit driveway of the Valencia Elementary School parking lot to 160 feet northerly thereof.

4.17 15TH ANNUAL INNER-COASTAL WATERSHED CLEANUP DAY (0950-25)

Declared September 17, 2011, as Inner-Coastal Watershed Cleanup Day and encouraged volunteer participation in the event.

4.18 ESTABLISHMENT OF NO STOPPING ANYTIME ZONES ON BOTH SIDES OF BRIDLEWOOD DRIVE FROM OSO PARKWAY TO 100 FEET SOUTHERLY (0860-50)

Adopted Resolution No. 2011-08-23-2, a Resolution of the City Council of the City of Laguna Hills, California, establishing No Stopping Anytime Zones on both sides of Bridlewood Drive from Oso Parkway to 100 feet southerly thereof.

ITEMS REMOVED FROM THE CONSENT CALENDAR

4.4 2011 MEMORIAL DAY HALF MARATHON AND 5K POST EVENT REPORT AND TWO YEAR EVENT MANAGEMENT AGREEMENT WITH RENEGADE RACING FOR THE 2012 AND 2013 RACE EVENTS (0400-10)

Council Member Bressette removed this item from the Consent Calendar to thank Mike Bland for all of the hard work he did with the 3/5 Dark Horse Committee toward building a successful event.

Mayor Pro Tempore Carruth inquired about the increase of participants in the event this year and wondered if it was because of the “military theme”. Community Services Superintendent Meehan indicated that nothing was pinpointed for the increase in participants but he did think that the Dark Horse Committee certainly helped the efforts along with additional advertising.

Mayor Pro Tempore Carruth asked about the scope of work for Renegade Racing and if they were responsible for flyers and staging of the event. Community Services Superintendent Meehan indicated that advertising was part of the Renegade Racing’s contract but as far as the scaffolding, the City could enhance that feature if the City Council desired.

Council Member Kogerman wanted to acknowledge the Hills Hotel in Laguna Hills for donating rooms for the Marines that participated in the event.

Motion to receive and file the 2011 Memorial Day Half Marathon and 5K post event report, and authorized the City Manager to execute an Event Management Services Agreement with Renegade Racing for the 2012 and 2013 race events, approved as to form by the City Attorney, by m/Mayor Pro Tempore Carruth, s/Council Member Bressette.
Approved by a vote of 5-0.

4.5 2011 FOURTH OF JULY POST EVENT REPORT (0400-10)

Council Member Bressette removed this item to thank Dark Horse Committee Chair Mike Bland and the 3/5 Marines who made the 4th of July a patriotic event. Council Member Bressette indicated that the one disappointment was the pause in the fireworks show. Council Member Bressette also stated that many of those in attendance indicated that the Mayor's comments could not be heard. Council Member Bressette stated that once the lights went off there was no way to let the participants know that there were problems. Mayor Pro Tempore Carruth recommended keeping the lights on until the fireworks show begins.

Motion to receive and file the report, by m/Council Member Bressette, s/Mayor Pro Tempore Carruth.
Approved by a vote of 5-0.

5. PLANNING AGENCY

Mayor Songstad recessed the City Council meeting and acting in the capacity of Chair, called the regular meeting of the Planning Agency of the City of Laguna Hills, California, to order at 7:40 PM.

5.1 ROLL CALL OF PLANNING AGENCY MEMBERS

Present: Chair Songstad, Vice Chair Carruth, Agency Member Bressette, Agency Member Kogerman, and Agency Member Lautenschleger

5.2 PUBLIC COMMENTS

There were no Public Comments.

5.3 MINUTES OF THE REGULAR MEETING OF JULY 12, 2011 (0120-10)

Motion to approve the Planning Agency minutes of the July 12, 2011, regular meeting as referenced in Item 3.1 beginning on Page 3, by m/Vice Chair Carruth, s/Agency Member Bressette.
Approved by a vote of 5-0.

5.4 ADMINISTRATIVE REPORTS

5.4.1 CHANGED PLAN APPLICATION NO. 06-11-1985, A REQUEST BY AT&T TO EXPAND THE EXISTING WIRELESS COMMUNICATIONS FACILITY LOCATED AT 25131 COSTEAU STREET IN THE (NMU) NEIGHBORHOOD MIXED USE ZONING DISTRICT (0610-55)

Chris Voss, representative of Coastal Business Group for AT&T Wireless, answered the City Council's questions regarding the proposed additional landscaping at the existing wireless communications facility located at 25131 Costeau Street.

Motion to adopt a Resolution of the Planning Agency of the City of Laguna Hills, California, approving Changed Plan No. 06-11-1985, a request by AT&T to expand the existing wireless communications facility located at

25131 Costeau Street in the (NMU) neighborhood mixed use zoning district, by m/Agency Member Kogerman, s/Agency Member Lautenschleger.
Failed by a vote of 2-3 (Chair Songstad, Vice Chair Carruth, Agency Member Bressette voting no).

Motion to continue item to the regular meeting of September 13, 2011, by m/Vice Chair Carruth, s/Agency Member Bressette.
Approved by a vote of 3-2 (Agency Member Kogerman and Agency Member Lautenschleger voting no).

Chair Songstad recessed the meeting at 8:06 PM and reconvened the meeting at 8:13 PM.

5.5 PLANNING AGENCY PUBLIC HEARINGS

5.5.1 CONDITIONAL USE PERMIT APPLICATION NO. 06-11-1998, A REQUEST BY CROWN CASTLE, INC., AND METROPCS TO REPLACE AN EXISTING MONOPINE WITH A MONOEUCALYPTUS FOR CO-LOCATION OF NEW METROPCS ANTENNAS AT 25202 NELLIE GAIL ROAD IN THE (OS-1) PARKS ZONING DISTRICT (0610-55)

Chair Songstad opened the Public Hearing.

Alexander Lew, representative of Crown Castle, and MetroPCS indicated he had read and approved all Conditions of Approval.

Chair Songstad closed the Public Hearing.

Motion to adopt Resolution No. PA2011-08-23-1, a Resolution of the Planning Agency of the City of Laguna Hills, California, approving Conditional Use Permit No. 06-11-1998, a request by Crown Castle, Inc., and MetroPCS to remove the existing monopine, construct a new monoeucalyptus, co-locate MetroPCS antennas, and continue operation of an unmanned wireless communications facility at 25202 Nellie Gail Road in the (OS-1) parks zoning district, by m/Vice Chair Carruth, s/Agency Member Bressette.
Approved by a vote of 5-0.

PLANNING AGENCY ADJOURNMENT

Mayor Songstad reconvened the City Council meeting at 8:38 PM. All Council Members were present.

6. CITY COUNCIL PUBLIC HEARINGS

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

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

Motion to appropriate monies from the Citizens' Option for Public Safety Funds towards the recommendations outlined in this report, by m/Council Member Bressette, s/Mayor Pro Tempore Carruth.
Approved by a vote of 5-0.

7. ADMINISTRATIVE REPORTS

7.1 City Manager

The City Manager made no reports.

7.2 Assistant City Manager

7.2.1 RESPONSE TO GRAND JURY REPORT - COMPENSATION STUDY OF ORANGE COUNTY CITIES (0520-10)

Motion to authorize the Mayor to sign the letter of response to the Grand Jury's report entitled: "Compensation Study of Orange County Cities" and send to the presiding judge of the Superior Court, by m/Council Member Lautenschleger, s/Mayor Songstad.
Approved by a vote of 3-2 (Council Member Kogerman and Council Member Bressette voting no).

7.3 Public Services Director/City Engineer

7.3.1. ESTABLISHMENT OF A NO PARKING ANYTIME ZONE ON MANDEVILLE DRIVE FROM MOULTON PARKWAY TO THE DRIVE APPROACH OF 24441 MANDEVILLE DRIVE (0860-50)

Motion to adopt Resolution No. 2011-08-23-3, a Resolution of the City Council of the City of Laguna Hills, California, establishing a no parking anytime zone on the north side of Mandeville Drive from Moulton Parkway to the drive approach of 24441 Mandeville Drive, by m/Council Member Bressette, s/Mayor Pro Tempore Carruth.
Approved by a vote of 5-0.

8. OTHER BUSINESS

8.1 COUNCIL MEMBER KOGERMAN

8.1.1 COYOTE PROBLEMS THROUGHOUT THE CITY AND REQUEST FOR STAFF REPORT AND RECOMMENDATIONS (0200-10)

April Garfield, Laguna Hills, stated that we should try to co-exist with wild animals and coyotes. Ms. Garfield indicated that she opposed trapping and euthanizing coyotes.

Mike Bland, Laguna Hills, inquired on the trapping status of coyotes and if it had been a successful venture so far to date.

Motion to direct staff to prepare a report outlining options and recommendations for enhancing public information outreach of website support, and ways to reach property managers and Homeowner Associations and return with a report to the City Council on September 27, 2011, by m/Council Member Bressette, s/Council Member Kogerman
Approved by a vote of 5-0.

9. MATTERS PRESENTED BY MAYOR AND COUNCIL MEMBERS

COUNCIL MEMBER BRESSETTE

Council Member Bressette indicated that he would not be available to attend the City Council meeting on September 13, 2011, to discuss the Contract of the City Manager and requested that it be agendized for September 27, 2011.

COUNCIL MEMBER KOGERMAN

Council Member Kogerman stated that she would be filing a minority report with the Grand Jury regarding the City's response to the Grand Jury Report on the Compensation Study of Orange County Cities.

10. CLOSED SESSION

There was no Closed Session.

ADJOURNMENT

There being no further business before the City Council at this session, Mayor Songstad declared the meeting adjourned at 9:50 PM.

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PEGGY J. JOHNS, CITY CLERK

ATTEST:

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L. ALLAN SONGSTAD, JR., MAYOR

APPROVED AT MEETING OF SEPTEMBER 13, 2011.