

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

**REGULAR MEETING
MINUTES
Tuesday, July 14, 2020**

GENERAL BUSINESS - CONVENING AT 7:00 PM

CALL TO ORDER

The meeting was called to order at 7:00 p.m. by Mayor Heft.

PLEDGE OF ALLEGIANCE: COUNCIL MEMBER WHEELER

ROLL CALL OF CITY COUNCIL MEMBERS

Attendee Name	Title	Status	Arrived
Janine Heft	Mayor	Remote	
Erica Pezold	Mayor Pro Tempore	Present	
Dore J. Gilbert, M.D.	Council Member	Remote	
Don Sedgwick	Council Member	Remote	
Dave Wheeler	Council Member	Remote	

1. PRESENTATIONS AND PROCLAMATIONS

There were no presentations or proclamations.

2. PUBLIC COMMENTS

Andy Soltani, a resident of Laguna Hills, expressed concerns over a civil issue with a neighbor.

3. CONSENT CALENDAR

Motion to approve the Consent Calendar with Council Member Wheeler removing Item No. 3.7 and Item No. 3.9 and Mayor Heft removing Item No. 3.11.

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

3.1 Waive Reading in Full of all Ordinances and Resolutions on the Agenda

Recommendation: That the City Council waive reading in full of all ordinances and resolutions on the agenda and declare that said titles which appear on the public agenda shall be determined to have been read by title and further reading waived.

3.2 Approval of Minutes for June 23, 2020, Regular Meeting

Recommendation: That the City Council approve the Minutes for the June 23, 2020, Regular Meeting.

3.3 Ratification of July 14, 2020, Warrant Register

Recommendation: That the City Council ratify the accompanying Warrant Register for the period from June 12, 2020, to July 2, 2020, in the amount of \$381,815.95.

3.4 Adoption of Fiscal Year 2020/2021 Civic Center Budget

Recommendation: That the City Council approve and adopt the Fiscal Year 2020/2021 Civic Center Budget.

3.5 Periodic Review of Development Agreement No. 12-11-2137 (Ordinance No. 2012-4) Between the City of Laguna Hills and Laguna Hills Investment Company: Oakbrook Village Shopping Center Mixed Use Project

Recommendation: That the City Council: 1) Receive and file a report demonstrating the property owner's good faith compliance with the terms and conditions of the Development Agreement; and 2) Find and determine that the Laguna Hills Investment Company has complied in good faith with the terms and conditions of the Development Agreement for the 12-month period of January 2019 to January 2020.

3.6 Professional Services Agreements for On-Call Soils Engineering, Geotechnical Engineering and Support Services

Recommendation: That the City Council approve the proposed Professional Services Agreements for On-Call Soils Engineering, Geotechnical Engineering and Support Services with: (1) Group Delta Consultants, Inc.; (2) Harrington Geotechnical Engineering, Inc.; and (3) Ninyo & Moore Geotechnical and Environmental Sciences Consultants, Inc., and authorize the Mayor to execute the Agreements.

3.8 Records Retention Management

Recommendation: That the City Council adopt Resolution No. 2020-07-14-1: "A Resolution of the City Council of the City of Laguna Hills, California, authorizing and directing the City Clerk to dispose of certain City records in accordance with the City's Record Retention Schedule."

3.10 City Council Review and Confirmation of the Necessity for Continuing the Local Emergency Related to the On-Going Threat of the Novel COVID-19 Virus, and Confirmation of the Director of Emergency Services/City Manager's Executive Order Related Thereto

Recommendation: That the City Council: 1) Review the necessity for continuing the local emergency declared in response to the Novel COVID-19 virus; and 2) Confirm the Director of Emergency Services/City Manager's executive order related thereto.

ITEMS REMOVED FROM THE CONSENT CALENDAR

3.7 Amendment No. 1 to Street Sweeping Maintenance Services Agreement for Citywide Street and Roadway Cleaning with Jonset Corporation, Inc., Dba Sunset Property Service

Council Member Wheeler removed Item No. 3.7 from the Consent Calendar to request additional information.

Recommendation: That the City Council: 1) Waive formal competitive bidding requirements set forth in Laguna Hills Municipal Code ("LHMC") Section 3-08.090, pursuant to the exceptions set forth in LHMC Sections 3-08.110(D), (I) and (J), based on the information provided in the staff report; and 2) Ratify the proposed contract Amendment No. 1 to the Street Sweeping Maintenance Services Agreement for citywide street and roadway cleaning between the City of Laguna Hills and Jonset Corporation, Inc., dba Sunset Property Services, as executed by the City Manager.

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

3.9 City's Conflict of Interest Code

Council Member Wheeler removed Item No. 3.9 from the Consent Calendar to request additional information.

Recommendation: That the City Council adopt Resolution No. 2020-07-14-2: "A Resolution of the City Council of the City of Laguna Hills, California, adopting an updated Conflict of Interest Code and rescinding Resolution No. 2018-07-10-2".

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

3.11 Second Reading & Adoption of Proposed Ordinance Adding Chapter 1-40 to the Laguna Hills Municipal Code Relating to Campaign Contribution Limits for Elective City Office

Mayor Heft removed Item No. 3.11 from the Consent Calendar to speak in opposition of the item.

Recommendation: That the City Council adopt Ordinance No. 2020-1: "An Ordinance of the City of Laguna Hills, California, adding Chapter 1-40 to Title 1 (General Provisions) of the Laguna Hills Municipal Code relating to Campaign Contribution Limits for Elective City Office."

A motion was made to table the item by Mayor Heft, seconded by Council Member Wheeler.

RESULT:	FAILED [2 TO 3]
MOVER:	Janine Heft, Mayor
SECONDER:	Dave Wheeler, Council Member
AYES:	Janine Heft, Mayor; Dave Wheeler, Council Member
NAYS:	Erica Pezold, Mayor Pro Tempore; Dore J. Gilbert, M.D., Council Member; Don Sedgwick, Council Member

A substitute motion was made to move staff's recommendation by Mayor Pro Tempore Pezold, seconded by Council Member Gilbert.

RESULT:	APPROVED [3 TO 2]
MOVER:	Erica Pezold, Mayor Pro Tempore
SECONDER:	Dore J. Gilbert, M.D., Council Member
AYES:	Erica Pezold, Mayor Pro Tempore; Dore J. Gilbert, M.D., Council Member; Don Sedgwick, Council Member
NAYS:	Janine Heft, Mayor; Dave Wheeler, Council Member

4. PLANNING AGENCY

Mayor Heft recessed the City Council Meeting, and acting in capacity as Chair, called the Regular Meeting of the Planning Agency of the City of Laguna Hills, California, to order at 7:36 p.m.

4.1. ROLL CALL OF PLANNING AGENCY MEMBERS

Attendee Name	Title	Status	Arrived
Janine Heft	Chair	Remote	
Erica Pezold	Vice Chair	Present	
Dore J. Gilbert, M.D.	Agency Member	Remote	
Don Sedgwick	Agency Member	Remote	
Dave Wheeler	Agency Member	Remote	

4.2. PUBLIC COMMENTS

There were no Planning Agency public comments.

4.3. APPROVAL OF MINUTES

4.3.1 Approval of Minutes for June 23, 2020, Regular Meeting

Recommendation: That the Planning Agency approve the Minutes for the June 23, 2020, Regular Meeting.

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

4.4. ADMINISTRATIVE REPORTS

There were no Planning Agency administrative reports.

4.5. PLANNING AGENCY PUBLIC HEARINGS

There were no Planning Agency public hearings.

PLANNING AGENCY ADJOURNMENT

Mayor Heft reconvened the City Council Meeting at 7:37 p.m. Mayor Pro Tempore Pezold was present. Mayor Heft, Council Member Gilbert, Council Member Sedgwick and Council Member Wheeler were present via teleconference.

5. CITY COUNCIL PUBLIC HEARINGS

5.1 Confirmation of 2020 Weed Abatement Cost Report

Assistant City Manager/Director of Public Services Rosenfield reviewed the information provided in the staff report.

Mayor Heft opened the public hearing.

City Attorney Simonian confirmed that there were no public comments on the item.

Mayor Heft closed the public hearing.

Recommendation: That the City Council conduct a Public Hearing regarding the 2020 Weed Abatement Cost Report and adopt Resolution No. 2020-07-14-3: "A Resolution of the City Council of the City of Laguna Hills, California, confirming the 2020 Weed Abatement Cost Report and providing for the collection of weed abatement assessments on the next regular tax bill levied against the subject parcel for municipal purposes."

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

6. ADMINISTRATIVE REPORTS

6.1. City Manager

The City Manager gave no administrative reports.

6.2. Community Development Director

6.2.1 Amendment No. 1 to Consulting Services Agreement with Kelly Associates Management Group, LLC and Status Report Regarding the Proposed Village at Laguna Hills Project, Located at the Site of the Former Laguna Hills Mall, and Related Application Processing.

Community Development Director Chantarangsu reviewed the information provided in the staff report, provided a PowerPoint presentation, and responded to council requests for additional information.

Bill Kelly, President/CEO of Kelly Associates Management Group, LLC, provided a PowerPoint presentation and responded to council requests for additional information.

City Manager White responded to council requests for additional information.

The following public comments were received via email and read into the record by Deputy City Manager/City Clerk Au-Yeung:

Robin Jochims, a resident of Laguna Hills, expressed her concerns regarding the proposed Village at Laguna Hills project moving forward in the midst of the pandemic.

Recommendation: That the City Council: 1) Approve proposed Amendment No. 1 to the Consulting Services Agreement with Kelly Associates Management Group, LLC, increasing the maximum contract amount by \$75,000 from \$50,000 to \$125,000; and 2) Receive and file a presentation from Kelly Associates regarding the status of the proposed Village at Laguna Hills Project, located at the site of the former Laguna Hills Mall, and related application processing.

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

6.2.2 Adoption of Vehicle Miles Traveled (VMT) Analysis Guidelines

Community Development Director Chantarangsu reviewed the information provided in the staff report, provided a PowerPoint presentation, and responded to council requests for additional information.

Bryan Estrada, Transportation Planner at RK Engineering Group, provided a PowerPoint presentation, and responded to council requests for additional information.

City Manager White responded to council requests for additional information.

Recommendation: That the City Council adopt Resolution No. 2020-07-14-4: "A Resolution of the City Council of the City of Laguna Hills, California adopting the City of Laguna Hills Vehicle Miles Traveled Analysis Guidelines under the California Environmental Quality Act."

Motion to move staff's recommendation including the amendment to page 4 of Exhibit A to the Resolution.

RESULT:	APPROVED [3 TO 1]
MOVER:	Dore J. Gilbert, M.D., Council Member
SECONDER:	Erica Pezold, Mayor Pro Tempore
AYES:	Erica Pezold, Mayor Pro Tempore; Dore J. Gilbert, M.D., Council Member; Don Sedgwick, Council Member
NAYS:	Dave Wheeler, Council Member
ABSTAIN:	Janine Heft, Mayor

7. MATTERS AGENDIZED AND PRESENTED BY CITY COUNCIL MEMBERS**8. CITY COUNCIL MEMBER COMMENTS**

Mayor Heft requested that an issue regarding conducting the City Council meetings via video conferencing software be agendized for a future meeting and received a second from Council Member Sedgwick.

ADJOURNMENT

There being no further business before the City Council at this session, Mayor Heft declared the meeting adjourned at 8:35 p.m.

Melissa Au-Yeung, City Clerk

ATTEST:

Janine Heft, Mayor

Approved at meeting of August 25, 2020