



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

### **REGULAR MEETING AGENDA Tuesday, July 10, 2018 – 7:00 PM (Closed Session at 6:00 PM when scheduled)**

**Mel Carruth, Mayor**

**Dore J. Gilbert, M.D., Mayor Pro Tempore**

**Barbara D. Kogerman, Council Member**

**Janine Heft, Council Member**

**Don Sedgwick, Council Member**

**Location: City Council Chamber, 24035 El Toro Road, Laguna Hills, CA 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.

#### **CLOSED SESSION - CONVENING AT 6:00 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.

#### **ROLL CALL OF CITY COUNCIL MEMBERS**

#### **ANNOUNCEMENT OF CLOSED SESSION ITEMS**

The City Council will convene in Closed Session, in the City Council Conference Room, City Hall, Laguna Hills Civic Center, to consider the following matter(s):

**A. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION**

Pursuant to Government Code Section 54956.9

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

**PUBLIC COMMENT ON CLOSED SESSION ITEMS**

**ADJOURN TO CITY COUNCIL CONFERENCE ROOM**

**CONVENE INTO CLOSED SESSION**

The City Council will convene into Closed Session to consider the matter(s) listed above.

**RECONVENE TO CITY COUNCIL CHAMBER**

**RECESS**



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#### **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 KOGERMAN**

##### **ROLL CALL OF CITY COUNCIL MEMBERS**

##### **CLOSED SESSION REPORT**

**1. PRESENTATIONS AND PROCLAMATIONS****1.1 Letter of Resignation and Recognition of Outgoing Council Member**

**Recommendation:** That the City Council accept the resignation and adopt a Resolution entitled: "A Resolution of the City Council of the City of Laguna Hills, California, recognizing the service of Council Member Barbara D. Kogerman," and that the City Council present a Resolution of Commendation and City Tile to Barbara D. Kogerman.

**1.2 Presentation from Orange County District Attorney Tony Rackauckas on Rehabilitation Exploitation and Health Care Trafficking**

**Recommendation:** That the City Council receive and file a presentation from Orange County District Attorney Tony Rackauckas on Rehabilitation Exploitation and Health Care Trafficking.

**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 June 26, 2018, Regular Meeting**

**Recommendation:** That the City Council approve the Minutes for the June 26, 2018, Regular Meeting

**3.3 Approval of Warrant Register for the July 10, 2018, Regular Meeting**

**Recommendation:** That the City Council approve the Warrant Register in the amount of \$327,175.94.

**3.4 City's Conflict of Interest Code**

**Recommendation:** That the City Council adopt a Resolution entitled: "A Resolution of the City Council of the City of Laguna Hills, California, adopting an updated Conflict of Interest Code and rescinding Resolution No. 2016-09-13-3".

**3.5 Designation of Voting Delegate for League of California Cities Annual Conference**

**Recommendation:** That the City Council appoint Mayor Carruth as the Voting Delegate for the League of California Cities Annual Conference.

**3.6 Appointment of Larry Woodruff as the City of Laguna Hills Representative to the Orange County Mosquito and Vector Control District**

**Recommendation:** That the City Council appoint Larry Woodruff as the City's representative to the Orange County Mosquito and Vector Control District to fill the remainder of Council Member Kogerman's term.

**3.7 Proposed Office Lease with Koorosh Hosn, D.D.S., for 24031 El Toro Road, Suite 230, Laguna Hills, California**

**Recommendation:** That the City Council approve the office lease with Koorosh Hosn, D.D.S., a professional corporation, for 24031 El Toro Road, Suite 230, Laguna Hills, California, and authorize the City Manager to execute the Lease.

**3.8 Consulting Services Agreements with EMC Design, Inc. and Westamerica, Inc. for the Development of City Views**

**Recommendation:** That the City Council approve individual Consulting Services Agreements with EMC Design, Inc. and Westamerica Communications, Inc. for FY 2018-2019 and FY 2019-2020 for the Development of City Views and authorize the City Manager to execute the Agreements.

**3.9 La Paz Road Southerly Sidewalk Active Transportation Grant Program Cycle 4 Application**

**Recommendation:** That the City Council approve the submission to the State of an Active Transportation Program Grant Application for Cycle 4 funding of the La Paz Road Southerly Sidewalk Widening Project and authorize the Assistant City Manager/Public Services Director to sign the application.

**3.10 La Paz Open Space Class 1 Bike Trail and Walking/Hiking Trail Active Transportation Grant Program Cycle 4 Application**

**Recommendation:** That the City Council approve the submission to the State of an Active Transportation Program Grant Application for Cycle 4 funding of the La Paz Open Space Class 1 Bike Trail and Walking/Hiking Trail Project and authorize the Assistant City Manager/Public Services Director to sign the application.

**3.11 Approval of Final Map Tract No. 18115, a Portion of Vesting Tentative Tract Map (VTTM) No. 18036 (Previously Mislabeled as VTTM No. 18035), for the Property Located at 24155 Laguna Hills Mall.**

**Recommendation:** That the City Council approve Final Tract Map No. 18115, a portion of Vesting Tentative Tract Map (VTTM) No. 18036 (previously mislabeled as VTTM No. 18035), for the property located at 24155 Laguna Hills Mall.

**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 JUNE 26, 2018, REGULAR MEETING****4.3.1 Approval of Minutes for June 26, 2018, Regular Meeting**

**Recommendation:** That the Planning Agency approve the Minutes for the June 26, 2018, Regular Meeting.

**4.4. ADMINISTRATIVE REPORTS****4.5. PLANNING AGENCY PUBLIC HEARINGS****PLANNING AGENCY ADJOURNMENT****5. CITY COUNCIL PUBLIC HEARINGS****5.1 Confirmation of 2018 Weed Abatement Cost Report**

**Recommendation:** That the City Council conduct a Public Hearing regarding the 2018 Weed Abatement Cost Report and adopt a Resolution entitled: "A Resolution of the City Council of the City of Laguna Hills, California, confirming the 2018 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."

**6. ADMINISTRATIVE REPORTS****6.1. City Manager****6.2. City Attorney****6.2.1 Resignation of Council Member Barbara Kogerman - Discussion of Filling City Council Vacancy Pursuant to Government Code Section 36512**

**Recommendation:** That the City Council take action by no later than September 9, 2018, to approve one of the following options to fill the vacancy in office created by Council Member Kogerman's resignation:

(1) Option 1. Appoint a qualified individual to fill the vacancy in office, either through a direct appointment or by following an application and interview process. If the Council fills the vacancy by appointment, that person would serve on an interim basis until the November 2018 General Municipal Election.

(2) Option 2. Call for a special election. A special election must be held on the next regularly scheduled established election date not less than 114 days from the call of the special election, which is November 6, 2018. Calling for a special election generally requires the person elected to fill the vacancy to hold office for the remainder of the

unexpired term. Due to the City's adopted term limits, Council Member Kogerman is serving her final term of office, which will expire following the November 2018 General Municipal Election. There are no available established election dates to hold a special election prior to the November 6, 2018 General Municipal Election, which the City Council has already called by Resolution No. 2018-05-08-03. Therefore, as a practical matter, the City Council has the option of leaving the seat temporarily vacant and deferring to the General Municipal Election on November 6, 2018, which has already been called, to fill Council Member Kogerman's seat

**6.7. Deputy City Manager/Community Services Director**

**6.7.1 Proposed Ordinance Amending and Restating Chapter 5-48 (Construction and Demolition Waste Recycling Program) of the Laguna Hills Municipal Code Relating to the City's Construction and Demolition Waste Recycling Program.**

**Recommendation:** That the City Council introduce for first reading, read by title only, and waive further reading, an Ordinance entitled: "An Ordinance of the City of Laguna Hills, California, Amending and Restating Chapter 5-48 (Construction and Demolition Waste Program) of Title 5 (Health and Sanitation) of the Laguna Hills Municipal Code Relating to the City's Construction and Demolition Waste Recycling Program."

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

**8. CITY COUNCIL MEMBER COMMENTS**

**ADJOURNMENT**

The next Regular Meeting of the City Council/Planning Agency will be August 28, 2018, 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 July 6, 2018, at 5:00 pm.



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City Clerk

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July 6, 2018

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.***