CITY OF LAGUNA HILLS, CALIFORNIA
CITY COUNCIL/PLANNING AGENCY REGULAR MEETING
MINUTES
JUNE 14, 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; Melissa Au-Yeung, Senior Management Analyst; Dan Meehan, Community Services Superintendent; and Sandi Mogan, Deputy City Clerk.

1. PRESENTATIONS AND PROCLAMATIONS

1.1 CERTIFICATE OF RECOGNITION, LYNDSEY KAAN, LAGUNA HILLS HIGH SCHOOL STUDENT LIAISON FOR THE SPRING 2011 SEMESTER (0930-40)

Mayor Songstad presented a Certificate to Lyndsey Kaan recognizing her service as the Laguna Hills High School Student Liaison.

1.2 APPOINTMENT OF LAGUNA HILLS HIGH SCHOOL STUDENT LIAISON KYLIE WEST AND STUDENT LIAISON ALTERNATE JEENA BONUTTO FOR THE FALL 2011 SEMESTER (0930-40)

City Clerk Johns issued the Oaths of Office to Laguna Hills High School Student Liaison Kylie West and Student Liaison Alternate Jeena Bonutto and Mayor Songstad presented Certificates of Appointment.

1.3 TEN YEAR ANNIVERSARY AWARD (0500-25)

Mayor Songstad recognized Dan Meehan, Community Services Superintendent, for ten years of service to the City of Laguna Hills, and presented a Certificate of Recognition and gift to Dan Meehan.

2. PUBLIC COMMENTS

MUNICIPAL ZONING CODE (0610-10)

Garrin Samil, Laguna Hills, indicated he would like permission to increase his driveway area to allow for additional vehicle parking.

DARK HORSE COMMITTEE (0120-40)

Bob Dickson, Laguna Hills, gave an update on the Dark Horse Committee and the success of the Memorial Day Half Marathon and 5K Run event.

SANTA MARIA AVENUE AND MOULTON PARKWAY STREET MAINTENANCE (0820-15)

Ed Krause, Laguna Hills, inquired about the road improvements on Santa Maria Avenue and Moulton Parkway. Public Services Director Rosenfield indicated that the pavement rehabilitation project was being administered by the City of Laguna Woods, since the majority of the project was located in Laguna Woods. Mr. Krause was also concerned about the pavement rehabilitation that was occurring on Ridge Route Drive. It was the consensus of the City Council to bring this item back to the June 28, 2011, City Council meeting.

LAGUNA HILLS GRAD NIGHT FUND RAISER (930-40)

Meg Gorham, spoke on Laguna Hills Grad Night Fund Raiser, Win-Win-Wednesday.

BIENNIAL BUDGET (0330-30)

Rita Rembold, Laguna Hills, thanked Council Member Kogerman and Mayor Pro Tempore Carruth for their efforts for the term limit initiative. Ms. Rembold indicated that she would like the City Council to consider increasing funding for Senior Services in the budget.

2.1 LAGUNA HILLS HIGH SCHOOL STUDENT LIAISON (0930-40)

The City Council received an oral report from Laguna Hills High School Student Liaison Lyndsey Kaan.

3. MINUTES

3.1 REGULAR MEETING, MAY 24, 2011 (0410-50)

Motion to approve the minutes of the May 24, 2011, regular meeting, by m/Council Member Lautenschleger, s/Mayor Pro Tempore Carruth.
Approved by a vote of 4-0, with Council Member Kogerman abstaining.

4. CONSENT CALENDAR

Motion to approve the Consent Calendar, by m/Mayor Pro Tempore Carruth, s/Council Member Bressette.
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 ENDING JUNE 14, 2011 (0300-30)

Approved the Warrant Register in the amount of $584,820.08.

4.3 PROGRESS PAYMENT NO. 3 FOR COMMUNITY CENTER & SPORTS COMPLEX PLAYGROUND RENOVATIONS AND LIGHT REFURBISHMENT, CIP NO. 514, AND COSTEAU PARK PLAYGROUND RENOVATIONS, CIP NO. 239 (0400-10)

Approved Progress Payment No. 3, in the net amount of $91,528.74, to Signature Contractors, for Community Center & Sports Complex Playground Renovations and Light Refurbishment, CIP No. 514, and Costeau Park Playground Renovations, CIP No. 239.

4.4 PROFESSIONAL SERVICES AGREEMENT WITH WOLFE ENGINEERING AND DESIGN, INC., FOR ON-CALL ENGINEERING AND DESIGN AND STAFF SUPPORT SERVICES (0400-10)

Approved the Professional Services Agreement with Wolfe Engineering and Design, Inc., and authorized the City Manager to execute the Agreement.

4.5 AMENDMENT NO. 2 TO DISTRICT AGREEMENT NO. 12-520 WITH THE STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION FOR THE LA PAZ ROAD WIDENING AT INTERSTATE 5, CIP NO. 159 (0400-10)

Approved Amendment No. 2 to District Agreement No. 12-520, for the La Paz Road Widening at Interstate 5, CIP No. 159, and authorized the Mayor to sign and the City Clerk to attest thereto.

4.6 PROFESSIONAL SERVICES AGREEMENT WITH CHARLES ABBOTT ASSOCIATES, INC., FOR BUILDING AND SAFETY SERVICES (0400-10)

Approved a Professional Services Agreement for Building and Safety Services with Charles Abbott Associates, Inc., and authorized the Mayor to sign the Agreement in a form acceptable to the City Attorney.

4.7 CONSULTING SERVICES AGREEMENT WITH OROS CONSULTING SERVICES FOR COMPUTER DESKTOP AND NETWORK ADMINISTRATION SUPPORT (0400-10)

Directed the City Manager to execute a two-year Consulting Services Agreement with Oros Consulting Services, approved as to form by the City Attorney, for computer desktop and network administration support not to exceed $110,240.

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 7:39 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 MAY 24, 2011, REGULAR MEETING (0120-10)

Motion to approve the minutes of the May 24, 2011, regular meeting as referenced in Item 3.1 beginning on Page 4, by m/Vice Chair Carruth, s/Agency Member Bressette.
Approved by a vote of 4-0, with Agency Member Kogerman abstaining.

5.4 PLANNING AGENCY PUBLIC HEARINGS

5.4.1. SITE DEVELOPMENT PERMIT (MAJOR) /CONDITIONAL USE PERMIT/PARKING USE PERMIT/MASTER SIGN PROGRAM NO. 11-10-1804, A REQUEST BY NADEL COMMERCIAL, INC., TO AUTHORIZE CERTAIN SITE AND BUILDING IMPROVEMENTS INCLUDING A SIGN PROGRAM, AND TO CREATE JOINT USE OF PARKING FACILITIES FOR THE BUILDINGS AND PROPERTIES AT 23521 PASEO DE VALENCIA AND 24181 RONDA DEL ROSSMOOR (0600-30)

Chair Songstad opened the Public Hearing.

Richard Fragapane, co-applicant of the project stated he was eager to begin construction on the project this summer. Mr. Fragapane indicated he had read and agreed to all of the Conditions of Approval.

Chair Songstad closed the Public Hearing.

Motion to adopt Resolution No. PA2011-06-14-1, a Resolution of the Planning Agency of the City of Laguna Hills, California, approving Site Development Permit (Major)/Conditional Use Permit/Parking Use Permit/Master Sign Program No. 11-10-1804, a request by Nadel Commercial, Inc., to authorize certain site and building improvements including a Sign Program, and to create joint use parking facilities for the building and properties at 23521 Paseo De Valencia and 24181 Ronda Del Rossmoor, by m/Agency Member Bressette, s/Agency Member Kogerman.
Approved by a vote of 5-0.

5.4.2. SITE DEVELOPMENT PERMIT/MASTER SIGN PROGRAM NO. 2-11-1881, A REQUEST TO RENOVATE THE MISSION HILLS PLAZA LOCATED AT 25260 LA PAZ ROAD IN THE COMMUNITY COMMERCIAL (CC) ZONING DISTRICT (0600-30)

Chair Songstad opened the Public Hearing.

Ron Bamberger, President of Boardwalk Development, Inc., and speaking on behalf of the applicant, indicated that Mission Hills Shopping Center was in need of upgrading and he was looking forward to working on the project. Mr. Bamberger indicated that he would like to get feedback from the City Council on alternate center identification signs.

Chair Songstad closed the Public Hearing.

Motion to adopt Resolution No. PA2011-06-14-2, a Resolution of the Planning Agency of the City of Laguna Hills, California, approving Site Development Permit/Master Sign Program No. 2-11-1881, a request to renovate building elevations, parking, landscaping, and signage for Mission Hills Plaza at 25260 La Paz Road in the Community Commercial (CC) Zoning District, by m/Agency Member Kogerman, s/Vice Chair Carruth.
Approved by a vote of 5-0.

5.5 ADMINISTRATIVE REPORTS

5.5.1. CAPITAL IMPROVEMENT PROGRAM CONFORMITY WITH THE GENERAL PLAN (0630-05)

Motion to adopt Resolution No. PA2011-06-14-3, a Resolution of the Planning Agency of the City of Laguna Hills, California, determining that the Fiscal Year 2011-2012 and Fiscal Year 2012-2013 Capital Improvement Program (CIP) is consistent with the General Plan, by m/Agency Member Lautenschleger, s/Agency Member Bressette.
Approved by a vote of 5-0.

PLANNING AGENCY ADJOURNMENT

Mayor Songstad reconvened the City Council meeting at 9:15 PM. All Council Members were present.

6. CITY COUNCIL PUBLIC HEARINGS

6.1 2011-2013 BIENNIAL BUDGET

Mayor Songstad opened the Public Hearing

Bob Dickson, Laguna Hills, believed that City Council should not vote on the budget until after the Compensation Study Report was received.

Mayor Songstad closed the Public Hearing.

Motion that the City Council postpone action on a Biennial Budget Resolution until a Special meeting can be held next Tuesday, June 21, 2011, or sooner, with Employee Compensation items to be placed on the Special meeting agenda; and after consideration of Employee Compensation items, a final vote on the Biennial Budget be held at either the Special meeting or the next regularly scheduled meeting on June 28, 2011, by m/Council Member Kogerman, s/Council Member Bressette.
Failed by a vote of 2-3 (Council Member Lautenschleger, Mayor Pro Tempore Carruth, and Mayor Songstad voting no).

Motion to approve Resolution No. 2011-06-14-1, a Resolution of the City Council of the City of Laguna Hills, California, adopting the Operating Budget, Capital Improvement Program, and other appropriations for the City of Laguna Hills for Fiscal Years 2011/2012-2012/2013, by m/Council Member Lautenschleger, s/Mayor Pro Tempore Carruth.
Approved by a vote of 3-2 (Council Member Bressette and Council Member Kogerman voting no).

7. ADMINISTRATIVE REPORTS

7.1 City Manager

The City Manager made no report.

7.2 Deputy City Manager/Community Services

7.2.1. CITY OF LAGUNA HILLS 20-YEAR ANNIVERSARY (0160-60)

That the City Council provide staff with ideas on how to promote and celebrate the City of Laguna Hills' 20 Years of Incorporation on a very limited budget.

8. OTHER BUSINESS

There was no Other Business.

9. MATTERS PRESENTED BY MAYOR AND COUNCIL MEMBERS

COUNCIL MEMBER BRESSETTE

Council Member Bressette thanked staff for a great Memorial Day Half Marathon and 5K Run event.

COUNCIL MEMBER KOGERMAN

Council Member Kogerman thanked Mav Bressette for her help with the children and those Marines participating in the race. Council Member Kogerman also thanked Council Member Bressette and Mayor Pro Tempore Carruth for their determination in adopting the 3/5 Marine Battalion.

Council Member Kogerman asked Assistant City Manager White to report on the International Council of Shopping Centers Convention that he attended.

Mr. White reported that he, Mr. Jones, Ms. Au-Yeung, Mr. Channing, and Mayor Songstad had attended the International Council of Shopping Centers Recon Convention recently held in Las Vegas, Nevada. The City and the Oakbrook Village Shopping Center had co-sponsored a booth at the Convention. Mr. White indicated that this was the largest retail convention in the country. The City had a number of meetings with major property owners, including Simon Properties and Oakbrook Village. City Representatives met with perspective tenants in order to market the commercial centers in Laguna Hills. Mr. White indicated the convention had been a success and that next year staff had plans to attend similar conventions in San Diego in September and Las Vegas in May.

10. CLOSED SESSION

Mayor Songstad recessed the meeting into Closed Session at 10:33 PM.

10.1 CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Initiation of litigation pursuant to subdivision (c) of Government Code Section 54956.9 - 1 potential case.

10.2 CONFERENCE WITH REAL PROPERTY NEGOTIATOR

Pursuant to Government Code § 54956.8

Property:	24031 El Toro Road, Suite No. 320 "B", Laguna Hills
Agency Negotiator:	Bruce Channing, City Manager and Don White, Assistant City Manager
Negotiating Parties:	City of Laguna Hills and Travis and Julia Knutson
Item Under Negotiation:	Terms and Conditions of Lease

Mayor Songstad reconvened the meeting at 11:10 PM. All Council Members were present.

City Attorney Simonian announced the following action taken by the City Council in Closed Session:

10.1 CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Initiation of litigation pursuant to subdivision (c) of Government Code Section 54956.9 - 1 potential case.

Motion to approve the following: (1) authority given to the City Manager and the City Attorney's Office, working in conjunction with the County of Orange, to file an unfunded mandates claim on behalf of the City; and (2) authority given for the City Attorney to enter into joint defense agreements with Attorneys representing the County of Orange and other Co-Permittee cities that file similar unfunded state mandate claims related to the Orange County MS4 permits so as to facilitate cooperation in pursuing the unfunded mandate claim and to preserve the privilege and confidentiality of any communications related to this matter, to the fullest extent permitted by law, by m/Mayor Songstad, s/Council Member Lautenschleger.
Approved by a vote of 5-0.

ADJOURNMENT

There being no further business before the City Council at this session, Mayor Songstad declared the meeting adjourned at 11:15 PM.

PEGGY J. JOHNS, CITY CLERK

ATTEST:

L. ALLAN SONGSTAD, JR., MAYOR

APPROVED AT MEETING OF JUNE 28, 2011.