

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

**REGULAR MEETING
MINUTES
Tuesday, June 11, 2019**

CLOSED SESSION - CONVENING AT 6:00 PM

CALL TO ORDER

The meeting was called to order at 6:00 p.m. by Mayor Sedgwick.

ROLL CALL OF CITY COUNCIL MEMBERS

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

ANNOUNCEMENT OF CLOSED SESSION ITEM(S)

A. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Pursuant to Government Code Section 54956.9
Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) and paragraph (1) of subdivision (e) of Government Code Section 54956.9: (1 potential case).

B. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Pursuant to Government Code Section 54956.9
Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) and paragraph (2) of subdivision (e) of Government Code Section 54956.9: (1 potential case). Letter from the Law Offices of Tracey H. Ettinghoft, dated May 13, 2019, addressed to Christ Community Preschool, Christ Community Church, and the City of Laguna Hills, which includes a statement threatening litigation if the preschool playground area is not moved to the Palm Court area and alleged excessive noise abated.

PUBLIC COMMENT ON CLOSED SESSION ITEM(S)

There were no Public Comments on Closed Session Item(s).

ADJOURN TO CITY COUNCIL CONFERENCE ROOM**CONVENE INTO CLOSED SESSION**

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

RECONVENE TO CITY COUNCIL CHAMBERS**RECESS****GENERAL BUSINESS - CONVENING AT 7:00 PM****CALL TO ORDER**

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

PLEDGE OF ALLEGIANCE: MAYOR PRO TEMPORE HEFT**ROLL CALL OF CITY COUNCIL MEMBERS**

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

CLOSED SESSION REPORT**A. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION**

Pursuant to Government Code Section 54956.9

Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) and paragraph (1) of subdivision (e) of Government Code Section 54956.9: (1 potential case).

B. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

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Mayor Sedgwick stated that the City Council convened into Closed Session this evening with no reportable action taken.

1. PRESENTATIONS AND PROCLAMATIONS

1.1 Laguna Hills High School Student Liaison

Recommendation: The City Council received an oral report from Laguna Hills High School Student Liaison Alternate Kira Presley.

1.2 Certificate of Recognition, Lucas Fellows, Laguna Hills High School Student Liaison and Kira Presley, Laguna Hills High School Student Liaison Alternate for the Spring 2019 Semester

Recommendation: Mayor Sedgwick presented a Certificate of Recognition to Kira Presley recognizing her service as the Laguna Hills High School Student Liaison Alternate. Laguna Hills High School Student Liaison Lucas Fellows was not available at the meeting to receive his certificate.

1.3 Presentation of Proclamation for "Drowning Prevention Awareness"

Recommendation: The City Council issued a Proclamation declaring May through October as "Drowning Prevention Awareness". Michael Contreras, Battalion Chief, Orange County Fire Authority was not available at the meeting to receive the Proclamation.

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

1.4 Laguna Hills 3/5 Marine Support Committee

Recommendation: The City Council received an update from Chair Karen Robbins on the 3/5 Dark Horse Committee.

1.5 OC Mosquito and Vector Control District Update

Recommendation: The City Council received a PowerPoint presentation from Rick Howard, District Manager, OC Mosquito and Vector Control District.

1.6 U.S. Census Bureau Presentation

Recommendation: The City Council received a PowerPoint presentation regarding the 2020 Census from Laleh Vafaei, Partnership Specialist, U.S. Census Bureau.

2. PUBLIC COMMENTS

Nancy Roeder, a resident of Lake Forest, spoke regarding development of the former Laguna Hills Mall site.

3. CONSENT CALENDAR

Motion to approve the Consent Calendar, with Mayor Pro Tempore Heft removing Item No. 3.3 and Council Member Wheeler removing Item No. 3.6.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Janine Heft, Mayor Pro Tempore
SECONDER:	Dave Wheeler, Council Member
AYES:	Don Sedgwick, Mayor; Janine Heft, Mayor Pro Tempore; Dore J. Gilbert, M.D., Council Member; Erica Pezold, 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 Warrant Register for June 11, 2019

Recommendation: That the City Council ratify the accompanying Warrant Register for the period from May 17, 2019, to May 31, 2019, in the amount of \$340,858.42.

3.4 Renewed Measure M (M2) Compliance Reporting to the Orange County Transportation Authority (OCTA)

Recommendation: That the City Council: (1) Approve the Measure M (M2) Compliance Submittal to OCTA including, but not limited, to the Seven-Year Capital Improvement Program; and (2) Adopt Resolution No. 2019-06-11-1: "A Resolution of the City Council of the City of Laguna Hills, California, concerning the status and update of the Circulation Element and Mitigation Fee Program for the Measure M (M2) Program."

3.5 Agreement with the County of Orange for Community Development Block Grant (CDBG) Public Facilities and Improvements for the Florence Sylvester Memorial Senior Center for FY 2019-20

Recommendation: That the City Council: (1) Approve the Agreement between the County of Orange and the City of Laguna Hills for Public Facilities and Improvements for Fiscal Year 2019-2020; and (2) Authorize the City Manager to execute the Agreement.

ITEMS REMOVED FROM THE CONSENT CALENDAR**3.3 Approval of Fiscal Year 2019-20 Law Enforcement Services Agreement with the County of Orange**

Mayor Pro Tempore Heft removed Item No. 3.3 from the Consent Calendar to thank Lieutenant Stiverson, Sergeant McFatridge and the Laguna Hills OC Sheriff Deputies for their efforts which resulted in a reduction of crime in Laguna Hills by 22%.

Recommendation: That the City Council approve the Fiscal Year 2019/20 Law Enforcement Services Agreement between the County of Orange and the City of Laguna Hills and authorize the Mayor to execute the Agreement.

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

3.6 Proposed Amendment No. 1 to the Consulting Services Agreement with Eco/Nomics, Inc., for Continued Solid Waste and Recycling Consulting Services

Council Member Wheeler removed Item No. 3.6 from the Consent Calendar to request additional information.

Recommendation: That the City Council approve and authorize the Mayor to execute Amendment No. 1 to the current Consulting Services Agreement with Eco/Nomics, Inc., to extend the term of the Agreement for an additional two years (Renewal Term) and to increase the Maximum Contract Amount by \$80,000 from \$250,000 to \$330,000.

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

4. PLANNING AGENCY

Mayor Sedgwick 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 8:24 p.m.

4.1. ROLL CALL OF PLANNING AGENCY MEMBERS

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

4.2. PUBLIC COMMENTS

There were no Planning Agency Public Comments.

4.3. APPROVAL OF MINUTES

There were no Planning Agency Minutes presented for approval.

4.4. ADMINISTRATIVE REPORTS

There were no Planning Agency Administrative Reports.

4.5. PLANNING AGENCY PUBLIC HEARINGS

4.5.1 Site Development Permit/Master Sign Program (SDPM/MSP 8-18-4281), a Request by AKC Permit Co., on Behalf of Property Owner MPVCA Laguna LLC., Establishing a Master Sign Program for the Commercial Office Building Located at 24022 Calle De La Plata in the Village Commercial Zoning District

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

Chair Sedgwick opened the Public Hearing, and upon seeing no one rise, closed the Public Hearing.

Recommendation: That the Planning Agency take the following actions: (1) Conduct a Public Hearing; (2) Find and determine that the project is categorically exempt from the California Environmental Quality Act pursuant to Section 15301(g) and 15311(a) of Title 14, Chapter 3 of the California Code of Regulations under Class 1 - Existing Facilities exemption, and Class 11 - Accessory Structures exemption; and (3) Adopt Resolution No. PA2019-06-11-1: "A Resolution of the Planning Agency of the City of Laguna Hills, California, approving SDPM/MSP No. 8-18-4281, a request by AKC Permit Co., on behalf of property owner MPVCA Laguna LLC., establishing a Master Sign Program for the commercial office building located at 24022 Calle de la Plata in the Village Commercial zoning district."

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

PLANNING AGENCY ADJOURNMENT

Mayor Sedgwick reconvened the City Council Meeting at 8:32 p.m. All Council Members were present.

5. CITY COUNCIL PUBLIC HEARINGS

There were no City Council Public Hearings.

6. ADMINISTRATIVE REPORTS

6.1. City Manager

6.1.1 New Office Space for City Council Members

City Manager White reviewed the information provided in the staff report and responded to City Council requests for additional information.

Recommendation: That the City Council provide direction to staff.

Motion to direct staff to proceed with occupying Suite 300 in the Civic Center building for Council Member office space.

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

6.2. Assistant City Manager/Public Services Director

6.2.1 Award of Citywide Landscape Maintenance Services Agreement to Nieves Landscape, Inc.

Assistant City Manager/Director of Public Services Rosenfield reviewed the information provided in the staff report and responded to City Council requests for additional information.

Tasha Brown, a resident of Laguna Hills and member of Non-Toxic Laguna Hills, spoke in favor of the use of non-toxic pesticides in Laguna Hills.

Ron Han, a resident of Laguna Hills and member of Non-Toxic Laguna Hills, spoke in favor of the use of non-toxic pesticides in Laguna Hills.

Bob Johnson, a member of Non-Toxic Neighborhoods, spoke in favor of the use of non-toxic pesticides in Laguna Hills.

Recommendation: That the City Council award the Citywide Landscape Maintenance Services Agreement to Nieves Landscape, Inc., in the low annual base bid amount of \$1,042,896.00, reject all other bids, and authorize the Mayor to execute the Agreement.

A motion was made to approve the proposed contract, subject to activating Bid Alternate 1, and direct City staff to modify the Maximum Contract Amount and the Maximum Annual Contract Amounts, set forth in Section 2.1 (Compensation) of the proposed contract accordingly, in a form approved by the City Attorney, by Council Member Gilbert and seconded by Mayor Pro Tempore Heft.

A substitute motion was made to approve staff's original recommendation by Council Member Pezold and seconded by Council Member Gilbert.

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

Mayor Sedgwick called for a vote on the original motion as moved by Council Member Gilbert.

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

7. MATTERS AGENDIZED AND PRESENTED BY CITY COUNCIL MEMBERS

There were no matters agendized and presented by City Council Members.

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 Sedgwick declared the meeting adjourned at 10:30p.m.

Melissa Au-Yeung, City Clerk

ATTEST:

Don Sedgwick, Mayor

Approved at meeting of June 25, 2019