

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

**REGULAR MEETING
MINUTES
Tuesday, September 12, 2017**

CLOSED SESSION - CONVENING AT 6:00 PM

CALL TO ORDER

The meeting was called to order at 6:04 p.m. by Mayor Don Sedgwick.

ROLL CALL OF CITY COUNCIL MEMBERS

Attendee Name	Title	Status	Arrived
Don Sedgwick	Mayor	Present	
Melody Carruth	Mayor Pro Tempore	Present	
Dore J. Gilbert, M.D.	Council Member	Present	
Janine Heft	Council Member	Present	
Barbara D. Kogerman	Council Member	Present	

ANNOUNCEMENT OF CLOSED SESSION ITEMS

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).

PUBLIC COMMENT ON CLOSED SESSION ITEMS

There were no Public Comments.

ADJOURN TO CITY COUNCIL CONFERENCE ROOM

CONVENE INTO CLOSED SESSION

RECONVENE TO CITY COUNCIL CHAMBER

RECESS

GENERAL BUSINESS - RECONVENING AT 7:00 PM**CALL TO ORDER**

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

PLEDGE OF ALLEGIANCE:

The colors were presented and the Pledge of Allegiance was led by Boy Scout Troop 12.

ROLL CALL OF CITY COUNCIL MEMBERS

Attendee Name	Title	Status	Arrived
Don Sedgwick	Mayor	Present	
Melody Carruth	Mayor Pro Tempore	Present	
Dore J. Gilbert, M.D.	Council Member	Present	
Janine Heft	Council Member	Present	
Barbara D. Kogerman	Council Member	Present	

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

Mayor Sedgwick stated that the City Council met in Closed Session this evening pursuant to the Closed Session authority listed on the Agenda. No reportable action was taken as a result of tonight's Closed Session meeting.

1. PRESENTATIONS AND PROCLAMATIONS**1.1 Appointment of Laguna Hills High School Student Liaison Maya Williams for the 2017 Fall Semester**

Recommendation: Mayor Sedgwick presented a Certificate of Appointment to Laguna Hills High School Student Liaison Maya Williams. Luis Reyes, District Representative, Congresswoman Mimi Walters' Office, also presented a Certificate of Appointment to Maya Williams.

1.2 Laguna Hills High School Student Liaison

Recommendation: The City Council received an oral report from Laguna Hills High School Student Liaison Maya Williams.

1.3 Laguna Hills 3/5 Marine Support Committee

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

2. PUBLIC COMMENTS

SOCWA

Michael Dunbar, Chair PC 15, South Orange County Wastewater Authority, stated that the Moulton Niguel Water District (MNWD) has requested that legal proceedings regarding past due bills to the Coastal Treatment Plant be moved from Orange County to downtown Los Angeles. Mr. Dunbar appealed to the City Council to have the City contact MNWD and request an explanation for this change in venue.

RETIRED FLAGS

Laura Dickson, a resident of Laguna Hills, addressed the City Council with a suggestion to provide a specially marked receptacle at the Community Center for residents to drop off their worn, faded, and torn American flags. The flags would then be picked up and properly destroyed in a flag-retirement ceremony. Mayor Pro Tempore Carruth inquired as to if this suggestion should be addressed at a Parks and Recreation Commission meeting prior to being presented to City Council. Deputy City Manager Reynolds stated that the suggestion could be presented at the Parks and Recreation Commission to be held on Wednesday, October 4, 2017.

COMMUNITY LETTERS

Cynthia Jensen-McMullin, a resident of Laguna Hills, addressed the City Council with concerns regarding a court ordered removal of the retaining wall/structural improvements at 25472 Bootstrap Place, and distributed correspondence to the City Council detailing ongoing issues between the resident, Nellie Gail Ranch Owners Association, and the City of Laguna Hills.

CITY VIEWS

Meg Gorham, a resident of Laguna Hills, addressed the City Council with suggestions to improve the "City Views" publication and distributed to the City Council a list of potential topics for inclusion in a "community-based" publication.

3. CONSENT CALENDAR

Motion to approve the Consent Calendar, with Council Member Kogerman removing Item No. 3.6:

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Barbara D. Kogerman, Council Member
SECONDER:	Melody Carruth, Mayor Pro Tempore
AYES:	Don Sedgwick, Mayor; Melody Carruth, Mayor Pro Tempore; Dore J. Gilbert, M.D., Council Member; Janine Heft, Council Member; Barbara D. Kogerman, 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 Period Ended September 12, 2017

Recommendation: That the City Council approve the Warrant Register in the amount of \$523,548.09.

3.3 Award of Public Works Construction Contract for the Citywide Pavement Rehabilitation Project, CIP No. 101-J

Recommendation: That the City Council award the Construction Contract for the Citywide Pavement Rehabilitation Project, CIP No. 101-J, to Hardy & Harper, Inc., in the Low Base Bid Amount of \$1,013,000.00 and Alternate Bid No. 2 in the Amount of \$30,000.00, for a Total Amount of \$1,043,000.00, reject all other bids, and authorize the Mayor to sign the Construction Contract.

3.4 Progress Payment No. 5, Final, for Cabot Park Renovation, CIP No. 241-A

Recommendation: That the City Council approve Contract Change Order No. 1 and Progress Payment No. 5, Final, in the Net Amount of \$123,154.41, to Horizons Construction Company for Cabot Park Renovation, CIP No. 241-A, and Authorize the Filing of the Notice of Completion and Subsequent Release of Retention, in 35 Days, if no additional liens have been filed.

3.5 Amendment Four to the Cooperation Agreement Between the County of Orange and the City of Laguna Hills

Recommendation: That the City Council approve Amendment Four to the Cooperation Agreement between the County of Orange and the City of Laguna Hills and authorize the City Manager to sign the Amendment.

3.7 Amendment No. 2 for Increased Annual Maximum Contract Amount for Citywide Tree Maintenance Contract Services Agreement with West Coast Arborists, Inc.

Recommendation: That the City Council approve Amendment No. 2 to Citywide Tree Maintenance Contract Services Agreement with West Coast Arborists, Inc., and authorize the Mayor to sign said Amendment No. 2 attached.

ITEMS REMOVED FROM THE CONSENT CALENDAR

3.6 Southern California Association of Governments' (SCAG) Local Profile Report of Laguna Hills

Council Member Kogerman removed Item No. 3.6 from the Consent Calendar in order to bring attention to some of the highlights of the report.

Recommendation: That the City Council receive and file the report.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Barbara D. Kogerman, Council Member
SECONDER:	Dore J. Gilbert, M.D., Council Member
AYES:	Don Sedgwick, Mayor; Melody Carruth, Mayor Pro Tempore; Dore J. Gilbert, M.D., Council Member; Janine Heft, Council Member; Barbara D. Kogerman, Council Member

4. PLANNING AGENCY

Mayor Sedgwick 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 7:32 p.m.

4.1 ROLL CALL OF PLANNING AGENCY MEMBERS

Attendee Name	Title	Status	Arrived
Don Sedgwick	Chair	Present	
Melody Carruth	Vice Chair	Present	
Dore J. Gilbert, M.D.	Agency Member	Present	
Janine Heft	Agency Member	Present	
Barbara D. Kogerman	Agency Member	Present	

4.2 PUBLIC COMMENTS

There were no Public Comments.

4.3 ADMINISTRATIVE REPORTS

There were no Administrative Reports.

4.4 PLANNING AGENCY PUBLIC HEARINGS

There were no Planning Agency Public Hearings.

PLANNING AGENCY ADJOURNMENT

Mayor Sedgwick reconvened the City Council meeting at 7:33 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**

The City Manager gave no Administrative Reports.

6.2 Deputy City Manager/Community Services**6.2.1 City-Wide Holiday Decoration Plan**

Community Services Superintendent Dan Meehan reviewed the information provided in the Staff Report, provided a PowerPoint presentation, and responded to requests for additional information.

Council Members and staff engaged in a detailed discussion regarding this item.

A motion was made to support Option 3, Option 5 (with a change to allocating the funds toward the planting of a live evergreen tree), and Option 9, per staff's recommendation as shown in the Staff Report.

RESULT:	FAILED [2 TO 3]
MOVER:	Melody Carruth, Mayor Pro Tempore
SECONDER:	Dore J. Gilbert, M.D., Council Member
AYES:	Melody Carruth, Mayor Pro Tempore; Dore J. Gilbert, M.D., Council Member
NAYS:	Don Sedgwick, Mayor; Janine Heft, Council Member; Barbara D. Kogerman, Council Member

A substitute motion was made to support staff's recommendation to include Option 1; Option 2; Option 3; Option 4; Option 5; Option 7; Option 8; and Option 9, as shown is the Staff Report.

RESULT:	APPROVED [3 TO 2]
MOVER:	Barbara D. Kogerman, Council Member
SECONDER:	Janine Heft, Council Member
AYES:	Don Sedgwick, Mayor; Janine Heft, Council Member; Barbara D. Kogerman, Council Member
NAYS:	Melody Carruth, Mayor Pro Tempore; Dore J. Gilbert, M.D., Council Member

7. MATTERS AGENDIZED AND PRESENTED BY CITY COUNCIL MEMBERS

7.1 Laguna Hills Chamber of Commerce Membership/Sponsorship

Council Member Kogerman reviewed the information provided in the Staff Report and made a motion to approve membership of the City of Laguna Hills as a Platinum Level Sponsor of the Laguna Hills Chamber of Commerce in the amount of \$5,000 annually, with the proceeds of the sponsorship to be earmarked for the purpose of organizing two or three citywide community events jointly with the City of Laguna Hills.

Council Members engaged in a detailed discussion regarding this item.

Clement Pepe, Founder and President, Laguna Hills Chamber of Commerce, responded to Council Member questions and spoke in favor of this item.

A substitute motion was made to support the recommendation to approve membership of the City of Laguna Hills as a Platinum Level Sponsor of the Laguna Hills Chamber of Commerce in the amount of \$5,000 for this fiscal year, with an amendment that these funds are not to be linked to the organization of any citywide community events in a joint effort with the City of Laguna Hills.

RESULT:	APPROVED [3 TO 2]
MOVER:	Don Sedgwick, Mayor
SECONDER:	Barbara D. Kogerman, Council Member
AYES:	Don Sedgwick, Mayor; Janine Heft, Council Member; Barbara D. Kogerman, Council Member
NAYS:	Melody Carruth, Mayor Pro Tempore; Dore J. Gilbert, Council Member

8. CITY COUNCIL MEMBER COMMENTS

Council Member Kogerman

Council Member Kogerman reported that she attended, along with Mayor Sedgwick, the Baha'is of Laguna Hills luncheon held on Saturday, September 9, 2017.

Council Member Heft

Council Member Heft sadly reported that a very close friend of hers recently lost a child to a drowning incident. This tragedy has increased her awareness of water safety and the issue of drowning. Council Member Heft stated that she will use this experience to increase public awareness to water safety and drowning prevention.

Mayor Sedgwick

Mayor Sedgwick reported that the City approved a sponsorship of \$5,000 to the Orange County Task Force on Drowning Prevention in June. Mayor Sedgwick also congratulated Mayor Pro Tempore Carruth and Council Member Gilbert on becoming grandparents.

ADJOURNMENT

There being no further business before the City Council at this session, Mayor Sedgwick declared the meeting adjourned at 8:27 p.m.

Melissa Au-Yeung, City Clerk

ATTEST:

Don Sedgwick, Mayor

Approved at meeting of October 10, 2017.

