



# **CITY OF LAGUNA HILLS**

## **CITY COUNCIL/PLANNING AGENCY**

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### **REGULAR MEETING AGENDA**

**Tuesday, October 9, 2018 – 7:00 PM**  
**(Closed Session at 6:00 PM when scheduled)**

**Mel Carruth, Mayor**  
**Janine Heft, Council Member**

**Dore J. Gilbert, M.D., Mayor Pro Tempore**  
**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 into 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 - EXISTING LITIGATION**

Pursuant to paragraph (1) of subdivision (d) of Government Code Section 54956.9  
Name of Case: George Dayeh and Maryam Dayeh vs. City of Laguna Hills; Orange  
County Superior Court; Case No. 30-2017-00909717-CU-IE-CXC

**B. PUBLIC EMPLOYEE PERFORMANCE EVALUATION**

Pursuant to Government Code Section 54957(b)(1)  
Public Employee Title: City Manager - Annual Performance Evaluation

**C. CONFERENCE WITH LABOR NEGOTIATOR**

Pursuant to Government Code Section 54957.6  
Agency Negotiator: Mel Carruth, Mayor  
Unrepresented Employee: Don White, City Manager

**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**



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

### **REGULAR MEETING AGENDA Tuesday, October 9, 2018 – 7:00 PM (Closed Session at 6:00 PM when scheduled)**

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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: BOY SCOUT TROOP 12**

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

#### **CLOSED SESSION REPORT**

**1. PRESENTATIONS AND PROCLAMATIONS****1.1 Laguna Hills High School Student Liaison**

**Recommendation:** That the City Council receive an oral report from Laguna Hills High School Student Liaison Julia Moon.

**1.2 Presentation of Proclamation for Pumpkin City's 40 Year Anniversary**

**Recommendation:** That Mayor Carruth issue a Proclamation to Pumpkin City recognizing their 40 Year Anniversary.

**1.3 Presentation from Moulton Niguel Water District - 50 Years of Water Recycling**

**Recommendation:** That the City Council receive and file a presentation from Joone Lopez, General Manager, Moulton Niguel Water District on 50 Years of Water Recycling.

**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 September 11, 2018, Regular Meeting**

**Recommendation:** That the City Council approve the Minutes for the September 11, 2018, Regular Meeting.

**3.3 Approval of Warrant Register for the October 9, 2018, Regular Meeting**

**Recommendation:** That the City Council approve the Warrant Register in the amount of \$1,455,236.52.

**3.4 FY 2017/18 Budget Amendment for Interfund Transfers**

**Recommendation:** That the City Council adopt a Resolution entitled: "A Resolution of the City Council of the City of Laguna Hills, California, amending the Budget for Fiscal Year 2017/2018 for Interfund Transfers to the General Fund from the SB1 RMRA Gas Tax Fund, Measure M Fund, and the SLESF/COPS Brulte Fund."

**3.5 Appointment of Labor Negotiator**

**Recommendation:** That the City Council, pursuant to Government Code Section 54957.6, select and appoint Mayor Carruth to serve as the Council's designated representative for purposes of: (A) Facilitating the Annual Performance Evaluation of the City Manager, and (B) Conducting Labor Negotiations with the City Manager, an unrepresented employee.

**3.6 Rejection of Bids and Authorization to Re-Advertise the Tenant and Site Improvements at 24031 El Toro Road, Suite 160, Laguna Hills Civic Center.**

**Recommendation:** That the City Council reject all bids received on October 2, 2018, and authorize the re-advertisement of the Tenant and Site Improvements at 24031 El Toro Road, Suite 160, Laguna Hills Civic Center, for bids.

**3.7 Cooperative Agreement No. C-8-1799 with OCTA for the Los Alisos Boulevard, Paseo De Valencia, Laguna Hills Drive, Aliso Viejo Parkway and Melinda Road Route for Regional Traffic Signal Synchronization**

**Recommendation:** That the City Council approve the Cooperative Agreement No. C-8-1799 with the Orange County Transportation Authority for the Los Alisos

Boulevard, Paseo de Valencia, Laguna Hills Drive, Aliso Viejo Parkway, and Melinda Road Route for Regional Traffic Signal Synchronization and authorize the Mayor to sign the Agreement.

**3.8 Modification of On-Street Parking on Santa Vittoria Drive Northerly of Caminito Costa**

**Recommendation:** That the City Council: (1) Find and determine that the proposed parking restriction is not subject to the California Environmental Quality Act pursuant to Sections 15060(c)(2) (the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment) and 15060(c)(3) (the activity is not a project as defined in Section 15378) of the CEQA guidelines, Cal. Code of Regs, Title 14, Chapter 3, because it has no potential for resulting in physical change to the environment, directly or indirectly, and (2) Adopt a Resolution entitled: "A Resolution of the City Council of the City of Laguna Hills, California, establishing a no parking anytime zone on the easterly side of Santa Vittoria Drive 60 feet northerly of Caminito Costa (private street)".

**3.9 Progress Payment No. 1, Final, for Turf Renovation, CIP No. 238-C, Phase 1**

**Recommendation:** That the City Council approve Progress Payment No. 1, Final, in the net amount of \$55,537.00, to CSA Holdings, Inc., dba Sports Field Services, for Turf Renovation, CIP No. 238-C, Phase 1, and authorize the filing of the Notice of Completion for Phase 1 and subsequent Release of Retention in 35 days, if no liens have been filed.

**3.10 Adoption of the 2018 Integrated Regional Water Management (IRWM) Plan**

**Recommendation:** That the City Council adopt a Resolution entitled: "A Resolution of the City Council of the City of Laguna Hills, California, adopting the 2018 South Orange County Integrated Regional Water Management Plan".

**3.11 22ND Annual Inner-Coastal & Watershed Cleanup Day**

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

**3.12 Notice of Funding Award of Debris Gates Project, Phase VII, CIP No. 412G, Environmental Determination and Notice to Proceed for G2 Construction, Inc.**

**Recommendation:** That the City Council find and determine the Debris Gates Project, Phase VII, CIP No. 412G, is exempt from the California Environmental Quality Act (CEQA) under the Class 1 Exemption for existing facilities pursuant to Section 15301 of the CEQA Guidelines and authorize the project to be implemented.

**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 SEPTEMBER 11, 2018, REGULAR MEETING**

**4.3.1 Approval of Minutes for September 11, 2018, Regular Meeting**

**Recommendation:** That the Planning Agency approve the Minutes for the September 11, 2018, Regular Meeting.

**4.4. ADMINISTRATIVE REPORTS**

**4.5. PLANNING AGENCY PUBLIC HEARINGS**

**4.5.1 Conditional Use Permit No. 6-18-4235, a Request by Mobilitie, LLC, to Construct and Operate Three New Small Cell Communication Facilities Constructed on Southern California Edison Streetlight Standards in the Public Right-Of-Way Located Near the Intersections of (1) Ridge Route Drive and Moulton Parkway, (2) Verdugo Drive and El Pacifico Drive, and (3) Avenida De La Carlota and Los Alisos Boulevard.**

**Recommendation:** That the Planning Agency: (1) Conduct a Public Hearing for CUP No. 6-18-4235; (2) Find and determine that the proposed project

is exempt from CEQA under the Class 3 “New Construction or Conversion of Small Structures” categorical exemption set forth in CEQA Guidelines Section 15303 as the Class 3 exemption applies to the “construction and location of limited numbers of new, small facilities or structures” and the “installation of small new equipment and facilities in small structures.” The Class 3 exemption applies to the installation of wireless telecommunications equipment at multiple locations; and (3) Adopt a Resolution entitled: “A Resolution of the Planning Agency of the City of Laguna Hills, California, approving Conditional Use Permit No. 6-18-4235, a request by Mobilitie, LLC, to construct and operate three new small cell communication facilities constructed on Southern California Edison streetlight standards in the public right-of-way near the intersections of (1) Ridge Route Drive and Moulton Parkway, (2) Verdugo Drive and El Pacifico Drive, and (3) Avenida De La Carlota and Los Alisos Boulevard.

## PLANNING AGENCY ADJOURNMENT

### 5. CITY COUNCIL PUBLIC HEARINGS

#### 5.1 Zoning Text Amendment No. 1-17-3757, an Amendment to Title 9 (Zoning and Subdivisions) of the Laguna Hills Municipal Code to Update Regulations Related to Accessory Dwelling Units in Accordance with State Law

**Recommendation:** That the City Council: (1) Conduct a Public Hearing for Zoning Text Amendment No. 1-17-3757; (2) Find and determine that the proposed activity is not subject to the California Environmental Quality Act (CEQA) per Sections 15060(c)(2) and 15060(c)(3) of the CEQA Guidelines and Public Resources Code Section 21080.17; and (3) Introduce for first reading, read by title only, and waive further reading of an Ordinance entitled: "An Ordinance of the City of Laguna Hills, California, adopting Zoning Text Amendment No. 1-17-3757, an amendment to Title 9 (Zoning and Subdivisions) of the Laguna Hills Municipal Code, amending and restating Chapter 9-68 (Accessory Living Quarters/Second Unit Housing) and amending Section 9-04.010 and Tables 9-10.050, 9-12.020, 9-14.020, 9-16.020, 9-18.020, 9-20.020, 9-44.A and 9-92.030 to allow Accessory Dwelling Units in Residential Zoning Districts in accordance with State law, including an exemption from the California Environmental Quality Act (CEQA) per CEQA Guidelines Sections 15060(C)(2) and (C)(3) and Public Resources Code Section 21080.17."



**6. ADMINISTRATIVE REPORTS****6.1. City Manager****7. MATTERS AGENDIZED AND PRESENTED BY CITY COUNCIL MEMBERS****8. CITY COUNCIL MEMBER COMMENTS****9. CLOSED SESSION**

The City Council will be reconvening into Closed Session as part of the General Business Session, if necessary, for purposes of completing its Closed Session discussions in the event the City Council does not complete the Closed Session discussion between 6:00p.m. and 7:00p.m.

**PUBLIC COMMENT ON CLOSED SESSION ITEM(S)****ADJOURN TO CITY COUNCIL CONFERENCE ROOM****RECONVENE BACK INTO CLOSED SESSION****RECONVENE TO CITY COUNCIL CHAMBER****CLOSED SESSION REPORT****ADJOURNMENT**

The next Regular Meeting of the City Council/Planning Agency currently scheduled for October 23, 2018, will be cancelled. The next regularly scheduled City Council meeting will be held November 13, 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 October 5, 2018, at 5:00 pm.



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*City Clerk*

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**October 5, 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.***