



AGENDA FOR THE REGULAR MEETING OF THE LAGUNA NIGUEL CITY COUNCIL

**REGULAR MEETING OF
August 1, 2023 – 5:30 P.M.**

WELCOME TO THE REGULAR MEETING OF THE CITY COUNCIL.

Regular City Council meetings are held on the first and third Tuesday of every month at 7:00 p.m. in the Council Chambers at City Hall (6:00 p.m. or prior to the Regular City Council meeting for Closed Session). Regular meetings are open for the public to attend the meeting; however, in-person seating is limited.

Regular City Council meetings are aired live on Cox Cable Channel 853, AT&T U-Verse Channel 99 and on the City's YouTube Channel at www.youtube.com/cityoflagunaniguel. Rebroadcasted meetings are available for viewing on: Cox Cable/AT&T U-Verse channels at 6:00 p.m. daily following each meeting; the City's Website at www.cityoflagunaniguel.org; and on the City's YouTube Channel.

Any person wishing to address the City Council is respectfully asked to complete and present a gold-colored, "Request to Speak" form to the City Clerk at the meeting. Forms are available on the counter located inside the Council Chambers. The time limit will be established by the Mayor. To allow equal time for speakers, minutes may not be given to another speaker. If you are unable to attend the meeting, you may have another person read your written statement. The City Council may establish a time limit on all public comments of not less than one half hour.

Any documents pertaining to items on the agenda that are provided to the City Council prior to 4:00 p.m. on the day of the City Council meeting will be available for public review at the counter that is located inside the Council Chambers.

The City of Laguna Niguel thanks you in advance for attending the City Council meeting.

**City Hall/Council Chambers
30111 Crown Valley Parkway
Laguna Niguel, California 92677
(949)362-4300
www.cityoflagunaniguel.org**

CALL TO ORDER AND ROLL CALL – 5:30 p.m.

CLOSED SESSION

PUBLIC COMMENTS ON CLOSED SESSION ITEMS

RECESS TO CLOSED SESSION

1. PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Pursuant to Government Code Section 54957

Title: City Manager

2. CONFERENCE WITH LABOR NEGOTIATORS

Pursuant to Government Code Section 54957.6

Agency Designated Representative: Mayor

Unrepresented Employee: City Manager

CALL TO ORDER – 7:00 p.m.

INVOCATION – Inge Hardi, First Church of Christ Scientists

PLEDGE OF ALLEGIANCE – Girl Scout Troop #8597

PRESENTATIONS

1. Recognition of Outgoing Youth Committee Members

PUBLIC COMMENTS

CONSENT CALENDAR

1. [Warrants of August 1, 2023](#)

Recommendation

Approve as written or amended.

2. [Payroll Summary Register](#)

Recommendation

Approve as written or amended.

3. [Investment Report as of June 30, 2023](#)

Recommendation

Approve as written or amended.

4. [Minutes of the Regular City Council Meeting on July 18, 2023](#)

Recommendation

Approve as written or amended.

5. [Reallocation of Capital Project American Rescue Plan Act Fund Savings](#)

Recommendation

Staff recommends that the City Council:

Approve the following FY 2023-2023 budget adjustment:

1. Transfer \$53,716 from project savings from completed capital projects funded by the American Rescue Plan Act to the Marina Hills Drive – Niguel Road to Golden Lantern Project.
2. Transfer 146,284 in American Rescue Plan Act funds from the Residential Annual Resurfacing Program (Zones 3 & 4) to the Marina Hills Drive – Niguel Road to Golden Lantern Project.

6. [Amendment No. 1 to the Agreement for Construction Services for Residential Annual Resurfacing Program Zones III & IV – Phase 2 to Resurface Portions of Via Pasatiempo and Via Del Oro Road, Authorize the Acceptance of Reimbursement Funds from CR&R Inc., and Associated Budget Amendments](#)

Recommendation

Staff recommends that the City Council:

1. Approve Amendment No. 1 to the Agreement for Construction Services Residential Annual Resurfacing Program Zones III & IV – Phase 2, Cash Contract No. 22-27 in the amount of \$42,820;
2. Authorize the Public Works Director/City Engineer to process change orders in an amount not to exceed 20% of the total of this Amendment No. 1 for \$8,564 for a total not-to-exceed amount of \$51,384 if needed;
3. Authorize the City Manager to execute Amendment No. 1 to the Agreement for Construction Services Residential Annual Resurfacing Program Zones III and IV – Phase 2, Cash Contract No. 22-27, subject to the City Attorney making non-substantive changes;
4. Amend project budget for Residential Annual Resurfacing Program Zones III & IV – Phase 2 in the amount proportionate to the total costs of Amendment No. 1 to the Agreement for Construction Services Residential Annual Resurfacing Program Zones III & IV – Phase 2, Cash Contract No. 22-27; and

5. Approve the following Fiscal Year 2023-2024 budget adjustments:

Revenues

- a. Recognize revenue in the General Fund from CR&R Inc. for Resurfacing Portions of Via Pasatiempo and Via Del Oro in the amount proportionate to the total costs of Amendment No. 1 to the Agreement for Construction Services Residential Annual Resurfacing Program Zones III & IV – Phase 2, Cash Contract No. 22-27. (Subject to reimbursement from invoice to the contract waste hauler mentioned below.)

Expenditures

- b. Amend Fiscal Year 2023-2024 Operating, and Capital Improvement Budget for all funds proportionate to the total costs of Amendment No. 1 to the Agreement for Construction Services Residential Annual Resurfacing Program Zones III & IV – Phase 2, Cash Contract No. 22-27.

7. [Approval of Final Parcel Map 2019-161](#)

Recommendation

Staff recommends that the City Council:

- 1. Approve Final Parcel Map 2019-161; and,
- 2. Accept the dedication of the five-foot-wide public access easement as shown on Final Parcel Map 2019-161.

8. [Adoption of Resolution 2023-1445, Authorizing the Public Works Director/City Engineer to Accept Property Offered at No Cost to the City and to the Recordation Thereof](#)

Recommendation

Staff recommends that the City Council adopt Resolution No. 2023-1445, authorizing the Public Works Director/City Engineer to accept and consent to the recordation of deeds or grants conveying any interest in or easement upon real property or real estate offered at no cost to the City.

9. [Annual Review and Adoption of the City’s Investment Policy](#)

Recommendation

Staff recommends that the City Council adopt Resolution No. 2023-1446.

OTHER BUSINESS/COUNCIL REPORTS

- 1. Council Reports**
- 2. City Manager/Department Reports**

ADJOURNMENT

LAGUNA NIGUEL CITY COUNCIL

**Mayor Kelly Jennings
Mayor Pro Tem Stephanie Oddo
Council Member Ray Gennaway
Council Member Gene Johns
Council Member Stephanie Winstead**

E-mail address.....cityclerk@cityoflagunaniguel.org
Website addresswww.cityoflagunaniguel.org

Americans with Disabilities Act - In compliance with the Americans with Disabilities Act, if you are an individual who requires accommodations to participate in this meeting, please contact the City Clerk's Office at (949) 362-4300. Notification at least 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility.


The Council Chambers is wheelchair accessible and disabled parking is available in the City Hall parking lot. Assisted Listening is available. To arrange for use of a personal listening device, please contact the City Clerk prior to the meeting.

AFFIDAVIT OF POSTING

STATE OF CALIFORNIA)
COUNTY OF ORANGE)ss
CITY OF LAGUNA NIGUEL)

I, Marissa J. Asistin, City Clerk for the City of Laguna Niguel, hereby certify, under penalty of perjury, that I caused the posting of this agenda at Laguna Niguel City Hall and on the City of Laguna Niguel website, not less than 72 hours prior to the meeting. Dated this 27th day of July 2023.

POSTED BY:



Marissa J. Asistin, CMC, City Clerk