



Agenda for the Regular Meeting of the Laguna Niguel City Council

**REGULAR MEETING OF
September 7, 2021 – 6:00 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). City Hall is 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 will need 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 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 your City Council meeting.

**City Hall/Council Chambers
30111 Crown Valley Parkway
Laguna Niguel, California 92677
949/362-4300 Fax 949/362-4340
www.cityoflagunaniguel.org**

CALL TO ORDER AND ROLL CALL – 6:00 P.M.

CLOSED SESSION

PUBLIC COMMUNICATIONS ON CLOSED SESSIONS ITEMS

RECESS TO CLOSED SESSION

1. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Pursuant to Government Code Section 54956.8

Property: Parcel 1 of LLA 14-01 (APN 636-043-11) and Parcel 2 of PM 2014-133 (APN 636-043-25)

City Negotiators: City Manager and City Attorney

Negotiating Parties – The Picerne Group

Under Negotiations – Terms for Park and Trail Easement to be granted to City

2. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Pursuant to Paragraph (1) of subdivision (d) of Government Code Section 54956.9

Name of Case: Nilsen v. Robinson and City of Laguna Niguel

Case No. 30-2021-01213294-CU-OR-CJC

RECONVENE FROM CLOSED SESSION

CALL TO ORDER – 7:00 P.M.

INVOCATION – Farshad Jahed, Baha'i Community of Laguna Niguel

PLEDGE OF ALLEGIANCE – Junior Scout Troop 8593 and Daisy Scout Troop 9588

PRESENTATIONS

1. **Proclamation Declaring September 17 – 23, 2021 as Constitution Week**

2. **Presentation of Certificates Commending Pierce Stewart, Daniel Ng and Frank Luizzi on Attaining the Rank of Eagle Scout**

PUBLIC COMMUNICATIONS

CONSENT CALENDAR

1. [Warrants of September 7, 2021](#)

Recommendation

Approve as written or amended.

2. [Payroll Summary Register](#)

Recommendation

Approve as written or amended.

3. [Minutes of the Regular City Council Meeting on August 17, 2021](#)

Recommendation

Approve as written or amended.

4. [Investment Report as of July 31, 2021](#)

Recommendation

Staff recommends that the City Council receive and file the City of Laguna Niguel Investment Report as of July 31, 2021.

5. [First Amendment to the City Manager Employment Agreement](#)

Recommendation

Staff recommends that the City Council approve Resolution No. 2021-1368, approving the First Amendment to the City Manager Employment Agreement with Tamara S. Letourneau.

6. [Approval of Amendment No. 1 to the Professional Services Agreement with PlaceWorks, Inc. for Environmental Consulting Services for the City Center Mixed-Use Project](#)

Recommendation

Staff recommends that the City Council:

1. Approve Amendment No. 1 to the Professional Services Agreement with PlaceWorks, Inc. to provide additional environmental consulting services for the City Center Mixed-Use Project for a total not to exceed amount of \$67,042;
2. Recognize Planning (Department 21) Professional Services Revenue of \$67,042 and appropriate \$67,042 to the Planning (Department 21) Professional Services Expenditure Account for Fiscal Year 2021-2022; and,
3. Authorize the City Manager to execute Amendment No. 1 to the Professional Services Agreement between the City and PlaceWorks, Inc., subject to the City Attorney making non-substantive changes, upon receipt of payment from the applicant to cover the cost of the Amendment.

7. [Approval of Amendment No. 13 to the Professional Services Agreement for On-Call Professional Engineering Services with Derek J. McGregor, Inc. dba DMC Engineering for Pacific Island Drive Drainage and Wall Improvements Project](#)

Recommendation

Staff recommends that the City Council:

1. Approve Amendment No. 13 to the Professional Services Agreement for On-Call Professional Engineering Services with Derek J. McGregor, Inc. dba DMC Engineering to provide design engineering services for the Pacific Island Drive Drainage and Wall Improvements Project for a total not-to-exceed amount of \$76,380;
2. Approve a not-to-exceed 10% contingency of the total contract in the amount of \$7,638 for unforeseen conditions or extra work and authorize the Public Works Director/City Engineer to approve additional work for a total not-to-exceed amount of \$84,018, if needed; and,
3. Authorize the City Manager to execute Amendment No. 13 and future amendments to the Professional Services Agreement for On-Call Professional Engineering Services with Derek J. McGregor, Inc. dba DMC Engineering, subject to the City Attorney making non-substantive changes.

8. [Approval of Maintenance Services Agreement for Citywide As-Needed Parks, Playgrounds, and Amenities Maintenance and Inspection Services with Jamey Clark, Inc. and Real Estate Consulting and Services, Inc.](#)

Recommendation

Staff recommends that the City Council:

1. Award the Maintenance Services Agreement for Citywide As-Needed Parks, Playgrounds, and Amenities Maintenance and Inspection Services with Jamey Clark, Inc. in the not-to-exceed amount of \$75,000 per year for Fiscal Years 2021-22 through 2023-24, subject to extension administratively for two additional one-year periods;
2. Award the Maintenance Services Agreement for Citywide As-Needed Parks, Playgrounds, and Amenities Maintenance and Inspection Services with Real Estate Consulting and Services, Inc. in the not-to-exceed amount of \$75,000 per year for Fiscal Years 2021-22 through 2023-24, subject to extension administratively for two additional one-year periods;
3. Approve a not-to-exceed 20% contingency per year of the total contract in the value of \$15,000 for additional work and authorize the Public Works Director/City Engineer to approve additional work with Jamey Clark, Inc. for a total not-to-exceed amount of \$90,000 per year if needed;

4. Approve a not-to-exceed 20% contingency per year of the total contract in the value of \$15,000 for additional work and authorize the Public Works Director/City Engineer to approve additional work with Real Estate Consulting and Services, Inc. for a total not-to-exceed amount of \$90,000 per year if needed;
5. Authorize the City Manager to execute the Maintenance Services Agreement and future amendments to the agreement with Jamey Clark, Inc., subject to the City Attorney making non-substantive changes;
6. Authorize the City Manager to execute the Maintenance Services Agreement and future amendments to the agreement with Real Estate Consulting and Services, Inc., subject to the City Attorney making non-substantive changes.

DISCUSSION ITEMS

1. [General Plan Amendment GPA 19-02 \(29371 Thackery Drive - Damian Residence\) - Request to Increase the Maximum Number of Residential Dwelling Units Within Community Profile Area 7, Sub-Profile Area B \(Laguna Crest/Knoll\), of the Laguna Niguel General Plan by One Dwelling Unit](#)

Recommendation

Staff recommends that the City Council adopt Resolution No. 2021-1369, amending the statistical summary and text contained in the Land Use Element of the Laguna Niguel General Plan (GPA 19-02) to reflect the addition of one new single-family dwelling unit within Community Profile Area 7, Sub-Profile Area B (Laguna Crest/Knoll).

OTHER BUSINESS/COUNCIL REPORTS

1. Council Reports
2. City Manager/Department Reports

ADJOURNMENT – In Honor of the 13 Members of the U.S. Military who lost their lives in Afghanistan

LAGUNA NIGUEL CITY COUNCIL

**Mayor Fred Minagar
Mayor Pro Tem Elaine Gennawey
Council Member Kelly Jennings
Council Member Sandy Rains
Council Member Rischi Paul Sharma**

E-mail address.....egomez@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 in the Council Chambers. 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, Eileen C. Gomez, City Clerk for the City of Laguna Niguel, hereby certify, under penalty of perjury, that I caused the posting of this agenda by 5:00 p.m. on Thursday, September 2, 2021, at City Hall, 30111 Crown Valley Parkway; Crown Valley Community Center, 29751 Crown Valley Parkway; and Sea Country Senior and Community Center, 24602 Aliso Creek Road.

POSTED BY: Eileen C. Gomez, City Clerk