



# Agenda for the Regular Meeting of the Laguna Niguel City Council

**REGULAR MEETING OF**  
**November 16, 2021 – 7:00 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](https://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](https://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](https://www.cityoflagunaniguel.org)**

**CALL TO ORDER AND ROLL CALL – 7:00 p.m.**

**INVOCATION** – Pastor Jim Szeyller, Laguna Niguel Presbyterian Church

**PLEDGE OF ALLEGIANCE** – Scout Troop 773

**PUBLIC COMMUNICATIONS**

**CONSENT CALENDAR**

1. [Warrants of November 16, 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 November 2, 2021](#)

**Recommendation**

Approve as written or amended.

4. [Measure M2 Annual Expenditure Report for FY 2020-21](#)

**Recommendation**

Staff recommends that the City Council:

1. Adopt Resolution No. 2021-1373 (Attachment A), Adopting the Measure M2 Expenditure Report for Fiscal Year 2020-2021; and
2. Authorize the City's Finance Director to sign and file the report with the Orange County Transportation Authority.

5. [Expressing Support for the Brand-Huang-Mendoza Tripartisan Land Use Initiative Making Zoning and Land Use a Community Affair and Not of State Interest](#)

**Recommendation**

Staff recommends that the City Council Adopt Resolution No. 2021-1374, expressing support for the Brand-Huang-Mendoza Tripartisan Land Use Initiative to amend Article XI of the Constitution of the State of California to make zoning and land use a community affair and not of state interest.

6. [Award of Construction Contract to C.S. Legacy Construction, Inc. for the Chapparosa Park, Marina Hills Park, and La Plata Park Playground Replacement Projects, Cash Contract No. 21-17](#)

**Recommendation**

Staff recommends that the City Council:

1. Award the Construction Contract for the Chapparosa Park, Marina Hills Park, and La Plata Park Playground Replacement Projects, Cash Contract No. 21-17 to C.S. Legacy Construction, Inc. in the amount of \$1,164,023;
2. Authorize the Public Works Director/City Engineer to process change orders in an amount not to exceed 10% of the total contract for \$116,402, for a total not-to-exceed amount of \$1,280,425 if needed;
3. Authorize the City Manager to execute the Construction Contract for the Chapparosa Park, Marina Hills Park, and La Plata Park Playground Replacement Projects, Cash Contract No. 21-17 with C.S. Legacy Construction, Inc., subject to the City Attorney making non-substantive changes; and,
4. Authorize the Public Works Director/City Engineer to execute the Notice of Completion at the conclusion of construction.

7. [Approval of Amendment No. 20 to the Professional Services Agreement for On-Call Professional Engineering Services with Annealta Group, Inc. to Provide Construction Management and Inspection Services for the Chapparosa Park, Marina Hills Park, and La Plata Park Playground Replacement Projects, Cash Contract No. 21-17](#)

**Recommendation**

Staff recommends that the City Council:

1. Approve Amendment No. 20 to the Professional Services Agreement for On-Call Professional Engineering Services with Annealta Group to provide construction management and inspection services for the Chapparosa Park, Marina Hills Park, and La Plata Park Playground Replacement Projects, Cash Contract No. 21-17 for a total not-to-exceed amount of \$71,420;
2. Approve a not-to-exceed 10% contingency of the total contract in the amount of \$7,142 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 \$78,562, if needed; and,

3. Authorize the City Manager to execute Amendment No. 20 and future amendments to the Professional Services Agreement for On-Call Professional Engineering Services with Annealta Group, Inc., subject to the City Attorney making non-substantive changes.
8. **Modification of Stopping/Unloading Signs on Chapparosa Park Road at Seaglen Drive**

**Recommendation**

Staff recommends that the City Council approve the installation of signs that prohibit stopping or unloading on eastbound Chapparosa Park Road between Seaglen Drive and Palm Court from 7:00 a.m. to 8:10 a.m. and from 2:00 p.m. to 3:00 p.m. on school days.

**DISCUSSION ITEMS**

1. **Nepotism – Definitions, Public Policy and Sample Anti-Nepotism Policies**

**Recommendation**

Receive and file this report or provide alternative direction to City staff and the City Attorney.

2. **Selection of Mayor and Mayor Pro Tem**

- a. **Comments by Newly Appointed Mayor**
- b. **Comments by Newly Appointed Mayor Pro Tem**

**OTHER BUSINESS/COUNCIL REPORTS**

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

**ADJOURNMENT**

## 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](mailto:egomez@cityoflagunaniguel.org)  
Website address ....., [www.cityoflagunaniguel.org](http://www.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 Friday, November 12, 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