

LAGUNA NIGUEL CITY COUNCIL
Minutes of the Regular City Council Meeting
January 15, 2019 – 7:00 p.m.

CALL TO ORDER – Mayor Jennings called the Regular City Council meeting to order at 7:00 p.m.

Mayor Jennings announced that he would be adjourning tonight's City Council meeting in memory of Dave Mellon, a long-time resident of Laguna Niguel and a member of the Military Support Committee. He stated that Dave attended Cornell University and served his country as a Captain for the United States Marine Corps and extended condolences to the Mellon Family on behalf of the City Council.

ROLL CALL

Mayor John Mark Jennings – Present
Mayor Pro Tem Laurie Davies – Present
Council Member Elaine Gennawey – Present
Council Member Fred Minagar - Present
Council Member Sandy Rains – Present

INVOCATION – Reverend Jim Szeyller, Laguna Niguel Presbyterian Church

PLEDGE OF ALLEGIANCE – Cub Scout Pack 773

Mayor Jennings announced that Cub Scout Pack 773 is the first all-girls cub scout troop in Laguna Niguel.

PRESENTATIONS

1. Resolution to Laguna Niguel Chamber of Commerce 2018 Chairman of the Board Rick Riegle

Mayor Jennings announced that the Resolution will be presented to Chairman Riegle at the 37th Annual Chamber of Commerce Installation Breakfast on January 18th.

2. Parade Committee Recognition

Mayor Jennings and the City Council presented Certificates of Recognition to the Laguna Niguel Holiday Parade Executive Committee Members and thanked them for their hard work and dedication to coordinating the Laguna Niguel Holiday Parade.

PUBLIC COMMUNICATIONS

John Ulrich, representing the Niguel Botanical Preserve, announced their 3rd Annual Celebrate the Preserve Fundraiser event on January 27th at Sea Country Senior and Community Center.

Gary Capata, former Mayor and resident, spoke about City Attorney Dixon and congratulated him on his retirement.

Tim Casey, former City Manager and resident, congratulated newly elected and appointed City officials. He spoke about City Attorney Dixon and his service to the City and congratulated him on his retirement.

Pam Lawrence, former Deputy City Manager, spoke about City Attorney Dixon and congratulated him on his retirement.

Solveig Darner, former Community Liaison, spoke about City Attorney Dixon and congratulated him on his retirement.

Pauline Colvin, former Communications Officer, spoke about City Attorney Dixon and congratulated him on his retirement.

John Ulrich, resident, read a letter from Robert Ming regarding City Attorney Dixon's tenure with the City and congratulated him on his retirement.

Kevin Ennis, representing Richards, Watson and Gershon, introduced himself and congratulated City Attorney Dixon on his retirement.

Stephanie Winstead, Chair of the Laguna Niguel Chamber of Commerce, along with Mayor Jennings, drew names and announced the winners of the Shop Laguna Niguel Holiday Program.

CONSENT CALENDAR

Mayor Jennings stated that the City Council would be voting on the current version of Item No. 6 as provided in the Red Folders.

Council Member Gennawey pulled Item Nos. 14 and 15 for comments.

Mayor Pro Tem Davies pulled Item No. 14 for comment.

Council Member Minagar recused himself from voting on Item No. 1.

Council Member Rains pulled Item No. 1 for comment.

A MOTION was made by Mayor Pro Tem Davies, seconded by Council Member Rains, to approve the remainder of the Consent Calendar as presented.

Motion carried 5-0, with Council Member Minagar recusing himself from voting on Item No. 1.

2. Payroll Summary Registers

Approved as written.

3. Minutes of the Special City Council Meeting on December 12, 2018 for City Commission and Committee Interviews

Approved as written.

4. Minutes of the Special City Council Meeting on December 13, 2018 for City Attorney Interviews

Approved as written.

5. Minutes of the Special City Council Meeting on December 18, 2018 for the Noise Monitoring Summary Workshop

Approved as written.

6. Minutes of the Regular City Council Meeting on December 18, 2018

Approved as amended.

7. Minutes of the Special City Council Meeting on January 8, 2019 for Planning Commission Interviews

Approved as written.

8. Investment Report as of November 30, 2018

Receive and filed the City of Laguna Niguel Investment Report as of November 30, 2018.

9. Adoption of Ordinance No. 2019-195, Amending City Municipal Code Section 7-4-603 to Impose Time Limit Parking Restrictions

Adopted Ordinance No. 2019-195:

ORDINANCE NO. 2019-195

**ORDINANCE OF THE CITY COUNCIL
OF THE CITY OF LAGUNA NIGUEL, CALIFORNIA,
AMENDING LAGUNA NIGUEL MUNICIPAL CODE SECTION 7-4-603
TO IMPOSE TIME LIMIT PARKING RESTRICTIONS**

10. Award of Construction Contract for the Chapparosa, La Plata, and Marina Hills Parks Monument Signs Project, Cash Contract No. 18-08, to Tim Turner dba Turner Signs and Graphics

a. Awarded the Construction Contract for the Chapparosa, La Plata, and Marina Hills Parks Monument Signs Project, Cash Contract No. 18-08, to Tim Turner dba Turner Signs and Graphics in the amount of \$38,000;

- b. Authorized the Public Works Director/City Engineer to process change orders in an amount not to exceed 10% of the total contract for \$3,800, for a total not to exceed amount of \$41,800 if needed; and
- c. Authorized the City Manager to execute the Contract documents, subject to the City Attorney making non-substantive changes.

11. Adoption of Resolution Designating and Appointing the City Representative to the Orange County Fire Authority's Board of Directors

Adopted Resolution No. 2019-1272, designating and appointing Council Member Sandy Rains as the City Representative to the Orange County Fire Authority's Board of Directors.

12. Approval of Sports Sponsorship Request for Laguna Niguel Hooks Baseball Club

Approved sponsorship funding for \$1,000 to the Laguna Niguel Hooks Baseball Club.

13. Disposal of Surplus Property

- a. Declared the furniture as surplus; and
- b. Authorized staff to donate the equipment to a local non-profit organization or school.

ITEMS PULLED

1. Warrants of January 1, 2019 and January 15, 2019

Council Member Rains asked for clarification on checks payable to the County of Orange including a check in the amount of \$12,000.

Finance Director Erlandson stated that the combination of the checks in the amount of \$1.2 million reflects the general fund monies paid against the Orange County Sheriff's Department contract and the remaining \$12,000 represents the portion of the agreement paid by the U.S. Department of Justice Community Oriented Policing Services (COPS) Grant.

A MOTION was made by Council Member Rains, seconded by Mayor Pro Tem Davies, to approve the Warrants of January 1, 2019 and January 15, 2019, as written.

Motion carried 4-0-1, with Council Member Minagar abstaining from voting.

14. Opposition to Senate Bill 50 (Wiener)

Council Member Gennaway stated that she, along with Mayor Pro Tem Davies, requested that this item be placed on this agenda. She stated that this is another egregious attempt by the State to take away local control. She stated

that the proposed bill conflicts with the California State Constitution and provides for unfunded state mandates regarding land use, which diminishes local zoning control and our local regulatory authority.

Council Member Rains thanked Council Member Gennawey and Mayor Pro Tem Davies for their proactive approach. She stated that SB 50 would be an overreach of state government control taking away the City's ability to serve its residents. She urged residents to research SB 50 and encouraged them to reach out to Senator Wiener. She requested that City Manager Ridge provide Senator Wiener's contact information on the City website for residents.

Mayor Pro Tem Davies provided background information on SB 50, and stated that under the new proposal, there would be no regulation on density. She stated that developers would be allowed to build affordable housing near transit areas without going through the Planning Commission. She stated that Senator Bates and Assemblyman Brough are supporting the City and encouraged residents to write and call Senator Wiener.

Discussion ensued.

A MOTION was made by Council Member Gennawey, seconded by Mayor Pro Tem Davies, to:

- a. Approve letter of opposition to Senate Bill 50 for the Mayor's signature;
- b. Authorize the City Manager's office to send letters of opposition to Senate Bill 50 to all appropriate parties; and
- c. Authorize the City Manager's office to send letters of opposition to subsequent similar proposed legislation related to this subject.

Motion carried 5-0.

15. Approval of Legal Services Agreement with Richards, Watson & Gershon

Council Member Gennawey stated that City Attorney Dixon has provided services to the City for over 30 years and asked City Manager Ridge to provide background information on this item.

City Manager Ridge stated that the proposed legal services agreement provides the same level of service that City Attorney Dixon has provided faithfully for 30 years. She provided an overview of the scope of work as provided in the staff report and stated that it is a contract that can be terminated by either party with 30 days written notice. She stated that out of the 8 firms interviewed, the City Council chose Richards, Watson & Gershon. She stated that Kevin Ennis is assigned as the City Attorney and Amy Greyson, specializing in land use, is the Assistant City Attorney assigned to attend all Planning Commission meetings.

A MOTION was made by Council Member Gennawey, seconded by Council Member Rains, to approve and execute the Legal Services Agreement with Richards, Watson & Gershon.

Motion carried 5-0.

OTHER BUSINESS/COUNCIL REPORTS

1. Council Reports

Council Member Rains encouraged residents to attend the Niguel Botanical Preserve's 3rd Annual Celebrate the Preserve Fundraiser event on January 27th at Sea Country Community Center. She thanked City Attorney Dixon for his service and wished him all the best on his retirement and welcomed newly appointed City Attorney Kevin Ennis. She congratulated the Chamber of Commerce on a successful Shop Laguna Niguel program.

Council Member Gennawey thanked Fire Chief Contreras for his presentation at the last Junior Civic Workshop. She announced that at their last meeting, she was appointed as the Chair for the Orange County Senior Citizens Advisory Council which is a 40 member advisory council to the Orange County Board of Supervisors and Orange County Office on Aging. She thanked City Attorney Dixon for his service and dedication to the City.

Mayor Pro Tem Davies announced a Bullying Prevention Workshop for 5th through 8th grade students on February 6th and another one on February 26th for 2nd through 4th grade students, at Sea Country Community Center. She thanked City Attorney Dixon for his service to the City and congratulated him on his retirement.

Mayor Jennings thanked the City Council for a great holiday season and wished everyone a Happy New Year and a Happy 30th Anniversary. He stated that invitations will be sent to local organizations to start coordinating a 30th Anniversary Ad Hoc Committee that will begin planning events to honor our past, celebrate the present, and plan for our future. He reported he would be attending the U.S. Conference of Mayors in Washington, D.C. to discuss several topics including SB 50. He reported that each of the City Council Members have met with the new proposed developers for the Town Center Project. He stated he was pleased with their progress and intended to keep an aggressive meeting schedule which includes involving the public. He announced that the Youth Committee is hosting a Pizza with Police Event on January 31st at Fresh Brothers Pizza.

2. City Manager/Department Reports

City Staff reported on various events, meetings and activities in their departments and congratulated City Attorney Dixon on his retirement.

City Manager Ridge announced that the City will be installing designated parking spaces at City Hall and Sea Country Community Center, to honor veterans for their service. She provided an update on the 30th Anniversary

Celebration, and reported that the logo has been introduced on social media, incorporated on all City materials, on an anniversary coin and a special City pin. She stated that the fabrication and mounting of 30th Anniversary banners is currently underway to be prominently displayed at City Hall, Sea Country Community Center, all three fire stations in Laguna Niguel, and all main thoroughfares where there are existing poles for other street banners. She stated that as mentioned by Mayor Jennings, an invite will be sent out under the Mayor's signature to all the identified organizations inviting a representative to assist in the planning of the 30th Anniversary Celebration activities and strategic planning. She stated that an entire section has been reserved to be dedicated to Laguna Niguel in the supplemental section of the Orange County Business Journal, which is scheduled for printing on April 22nd. She stated that the section will feature the history of the City and the 30th Anniversary Celebration, and any of the other events in the City. She stated that a letter will be sent out to key stakeholders and businesses which will allow them the opportunity to participate in our celebration by providing them advertising opportunities. She stated that staff has been busy with social media posts and activities such as Trivia Tuesday and Throwback Thursday featuring historical photos. She stated she would provide an update at future City Council meetings on the 30th Anniversary Celebration activities. She congratulated City Attorney Dixon on his retirement and thanked him for his service.

Mayor Jennings announced that as part of the 30th Anniversary Celebration, people from the past would be invited back to the Council Chambers to present their stories and to be remembered and honored for their mark on the City. He acknowledged City Attorney Dixon for his contributions to the City and recognized him for his 30 years of service.

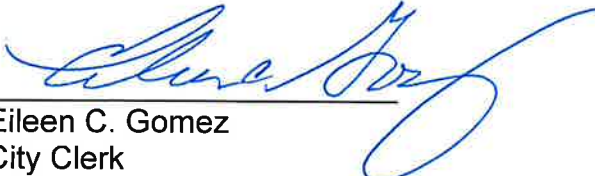
Mayor Jennings and the City Council presented City Attorney Dixon with a street sign and City tile, and thanked him for his service.

City Attorney Dixon thanked the City Council for the street sign and City tile. He thanked Laguna Niguel residents for the opportunity to serve them and stated he was truly honored to serve the City and the City Council.

ADJOURNMENT

Mayor Jennings adjourned the Regular City Council meeting at 8:18 p.m. in memory of Dave Mellon.

Respectfully submitted by:



Eileen C. Gomez
City Clerk