

LAGUNA NIGUEL CITY COUNCIL
Minutes of the Regular City Council Meeting
April 2, 2019 – 6:00 p.m.

CALL TO ORDER – Mayor Jennings called the Regular City Council meeting to order at 6:00 p.m.

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

PUBLIC COMMUNICATIONS ON CLOSED SESSION ITEMS

There were no public comments for Closed Session.

RECESS TO CLOSED SESSION

City Attorney Ennis read the Closed Session titles into the record.

CLOSED SESSION

- A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**
Pursuant to Government Code Section 54956.9
Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Section 54956.9
Two potential cases

- B. PUBLIC EMPLOYMENT APPOINTMENT**
Pursuant to Government Code Section 54957
Titles: Interim City Manager and City Manager (Consideration of options and potential candidates for these positions)

- C. CONFERENCE WITH LABOR NEGOTIATORS**
Pursuant to Government Code Section 54957.6
Agency designated representatives: John Mark Jennings, Mayor and Laurie Davies, Mayor Pro Tem
Unrepresented Employees: Candidates for Interim City Manager and City Manager (Consideration of agreement terms)

Mayor Jennings and the City Council recessed to Closed Session at 6:05 p.m.

Mayor Jennings and the City Council reconvened from the Closed Session at 6:55 p.m.

City Attorney Ennis announced that there was no reportable action from the Closed Session.

CALL TO ORDER AND ROLL CALL – 7:00 P.M.

Mayor Jennings called the meeting to order at 7:00 p.m.

INVOCATION – Maynard Rains, American Legion Post 281

PLEDGE OF ALLEGIANCE – Daisy Girl Scout Troop 7570, Brownie Girl Scout Troop 6486 and Daisy Girl Scout Troop 6484

PUBLIC COMMUNICATIONS

Rebecca Rader spoke in support of the proposed Community Development Block Grant (CDBG) funds to CASA Orange County, a non-profit organization consisting of court appointed special advocates that work with children in the foster care program. She provided information on services provided to foster children and thanked the City Council for their support.

Pamela Kowalsky spoke in support of the proposed CDBG funds to YMCA of Orange County for the Childcare Scholarship Program. She provided information on the services provided for before and after school care for elementary school-ages children and thanked the City Council for their support.

Laura Fisher, Executive Director of South County Outreach, spoke in support of the proposed CDBG funds to South County Outreach. She provided information on the services provided for the homeless prevention program and thanked the City Council for their support.

PRESENTATIONS

1. Proclamation Declaring April 2019 as DMV/Donate Life California Month

Mayor Jennings and the City Council presented a proclamation declaring April 2019 as DMV/Donate Life California Month to Rebecca Clark, OneLegacy Ambassador.

CONSENT CALENDAR

Council Member Minagar pulled Item No. 9 for discussion.

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

Motion carried 5-0

1. Warrants of April 2, 2019

Approved as written.

2. Payroll Summary Register

Approved as written.

3. Minutes of the Regular City Council Meeting on March 19, 2019

Approved as written.

4. Minutes of the Special City Council Meeting on March 27, 2019

Approved as written.

5. Investment Report as of February 28, 2019

Received and filed the City of Laguna Niguel Investment Report as of February 28, 2019.

6. Approval of First Amendment to the Professional Services Agreement for On-Call Planning Services with Amber Gregg, Inc.

- a. Approved the First Amendment to the Professional Services Agreement for On-Call Planning Services with Amber Gregg, Inc., to increase the amount by \$36,000 for a total not-to-exceed amount of \$60,000; and
- b. Authorized the City Manager to execute the First Amendment to the Professional Services Agreement subject to the City Attorney making non-substantive changes.

7. Approval of Third Amendment to the Tree Maintenance Services Agreement with West Coast Arborists, Inc.

- a. Approved the Third Amendment to the Tree Maintenance Services Agreement with West Coast Arborists, Inc. to provide for a contract extension through June 30, 2020 and for a not to exceed amount of \$324,000; and
- b. Authorized the City Manager to execute the Third Amendment to the Tree Maintenance Services Agreement with West Coast Arborists, Inc.

8. Approval of Conceptual Designs for Playground Renovations at Chapparosa Park

- a. Reviewed and approved conceptual designs for Chapparosa Park, with the noted minor changes to the plans;

- b. Directed staff to complete final design; and
- c. Directed staff to bring back final plans, specifications, and estimates for City Council approval at a later date, prior to construction bidding.

ITEM PULLED

9. Supplemental Appropriation for 30 Year Anniversary Activities

Council Member Minagar asked for additional information regarding the supplemental appropriation for the 30 Year Anniversary activities.

City Manager Ridge provided details regarding the supplemental appropriation for the 30 Year Anniversary activities.

A MOTION was made by Mayor Jennings, seconded by Mayor Pro Tem Davies to adopt Resolution No. 2019-1278 modifying the FY 2018-19 City Budget appropriations.

Motion carried 5-0

PUBLIC WORKS

1. Orange County Transportation Authority and Transportation Corridor Agencies Project Updates

Public Works Director Scott provided information as stated in the staff report. She provided an update on transportation improvement efforts including the Orange County Transportation Authority (OCTA) OC Flex Pilot Program, the Project V Trolley Program, various construction projects to alleviate traffic congestion along the I-5 Freeway, construction on the San Juan Capistrano/Laguna Niguel Passing Siding Rail Improvements and the Traffic Signal Synchronization Program that the City of Laguna Niguel participates in. She also provided information on the Transportation Corridor Agency Signage Enhancements Project, the Oso Bridge Improvements Project and the Los Patrones Parkway extension.

Discussion ensued.

Mayor Pro Tem Davies, an OCTA Board member, provided additional information on the administration of Measure M funds, the OC Flex Pilot Program and the Project V Trolley Program.

Council Member Minagar, Chair of the San Joaquin Hills Transportation Corridor Agency (SJHTCA) Board of Directors, provided additional information regarding the SJHTCA and the role of the Board.

PUBLIC HEARING

1. Draft Fiscal Year 2019-2020 Community Development Block Grant (CDBG) Action Plan

Assistant Planner Moran provided information as stated in the staff report. She stated that the Community Development Block Grant (CDBG) Program is funded by the U.S. Department of Housing and Urban Development (HUD). She stated that each year HUD makes grant funds available to the City to fund local activities and improvements for assisting both low and moderate income and special needs residents. She stated that the Draft Action Plan is a CDBG Program requirement which provides details on the City's intended use of CDBG funds. She stated that the City estimates receiving \$306,000 for the upcoming 2019-20 CDBG Program year from HUD.

Mayor Jennings opened the public hearing.

Mayor Jennings closed the public hearing. He included by reference the CDBG applicants who spoke during Public Communications.

Rebecca Rader spoke in support of the proposed CDBG Grant to CASA Orange County, a non-profit organization consisting of court appointed special advocates who work with children in the foster care program. She provided information on services provided to foster children and thanked the City Council for their support.

Pamela Kowalsky spoke in support of the proposed CDBG Grant to YMCA for Homework assistance. She provided information on the services provided to students and thanked the City Council for their support.

Laura Fisher, Executive Director of South County Outreach, spoke in support of the proposed CDBG Grant to South County Outreach. She provided information on the services provided to the homeless and thanked the City Council for their support.

A MOTION was made by Council Member Gennaway, seconded by Council Member Minagar, to direct that the FY 2019-2020 CDBG Action Plan, with any changes, be placed on the May 7, 2019, City Council Agenda for final approval.

Motion carried 5-0

OTHER BUSINESS/COUNCIL REPORTS

1. Economic Development Ad Hoc Committee

Mayor Jennings reported he and Mayor Pro Tem Davies attended the Ad Hoc Committee meeting with the consultant from The Retail Coach where they reviewed and discussed a Sales Tax Leakage Report, upcoming new development, and new restaurants in the City. He announced that he, along with

Mayor Pro Tem Davies and Community Development Director Orduña, would be attending the International Council of Shopping Centers (ICSC) Conference in May.

2. Council Reports

Council Member Minagar reported he attended a Southern California Association of Governments (SCAG) meeting where they interviewed and voted on the selection of the President, 1st Vice President and 2nd Vice President. He announced he would be attending another SCAG meeting where they will interview and make the final decision for the new Chief Executive Officer.

Council Member Gennaway reported she attended an ACC-OC Legislative Committee meeting where they discussed various assembly bills. She stated that ACC-OC is taking a position on AB 147 and requested a letter of support to be signed by all of the City Council.

Mayor Jennings stated that the request for the letter of support would need to be placed on a future City Council agenda.

Discussion ensued.

City Manager Ridge stated that the City Council-adopted Legislative Platform allows staff to prepare letters of support or opposition for legislation that is consistent with the adopted legislation guidelines. AB 147 can be supported under the City's Legislative Platform without a need to place it on a future Council meeting agenda.

Council Member Gennaway thanked the Parks and Recreation Department, the Senior Citizens Committee, and the Parks and Recreation Commission for coordinating the 2nd Annual Senior Games for Laguna Niguel. She thanked Director Giglio and her staff for their work and stated that everyone had a great time. She announced the Jr. Civic Workshop Graduation on April 23rd.

Council Member Rains reported she attended the 2nd Annual Senior Games and the Youth Committee Job and College Fair. She reported she attended a tour of the CR&R Environmental Services anaerobic digester facility where they can take in food scraps and grass clippings to produce renewable energy. She stated that the City has become part the Food Waste Recycling Program that is State mandated to be implemented by 2020. She stated that April 2nd was Autism Awareness Day and spoke about Autism Awareness.

Mayor Pro Tem Davies reported she attended a League of California Cities Transportation, Communication, and Public Works Committee meeting where they discussed various housing bills, small cells, and fuel free cars.

Mayor Jennings reported he attended the Youth Committee Job and College Fair and thanked the Youth Committee Members for doing a great job. He reported that he, City Manager Ridge and Police Chief McDaniel attended a hearing on the homelessness litigation in Judge Carter's Courtroom in Santa Ana.

3. City Manager/Department Reports

City Staff reported on various events, meetings and activities in their departments.

ADJOURNMENT

Mayor Jennings adjourned the meeting at 8:00 p.m.

Respectfully submitted by:



Juana I. Laur, MMC
Deputy City Clerk