CITY OF LAGUNA WOODS, CALIFORNIA
CITY COUNCIL MINUTES
REGULAR MEETING
October 16, 2013
2:00 P.M.

I. CALL TO ORDER

Mayor Ring called the Regular Meeting of the City Council of the City of Laguna Woods to order at 2:00 p.m.

II. FLAG SALUTE

City Attorney Cosgrove led the flag salute.

III. ROLL CALL

COUNCILMEMBER:	PRESENT:	Conners, Hack, Hatch, Robbins, Ring
	ABSENT:	

STAFF PRESENT: City Manager Macon, Assistant City Manager Reilly, City Attorney Cosgrove, Deputy City Clerk Donohue

IV. PRESENTATIONS - None

V. CITY COMMENDATIONS AND PROCLAMATIONS

5.1 Commendation – Margie Green, 105^{th} birthday

Mayor Ring presented the commendation to Margie Green. Ms. Green made remarks.

VI. CONSENT CALENDAR

Moved by Councilmember Hack, seconded by Mayor Pro Tem Robbins, and carried unanimously to approve Consent Calendar Items 6.1 – 6.7.

6.1 Approved the City Council meeting minutes from the September 18, 2013 regular meeting.

6.2 Approved the reading by title of all ordinances and resolutions. Said ordinances and resolutions that appear on the public agenda shall be determined to have been read by title only and further reading waived.

6.3 Treasurer's Report

Received and filed the September 2013 monthly Treasurer's Report.

6.4 Warrant Register

Approved the October 16, 2013 Warrant Register in the amount of $460,866.73.

6.5 Amendment No.2 to Master Funding Agreement No. C-1-2772 with the Orange County Transportation Authority for Measure M2 Comprehensive Transportation Funding Programs

Approved Amendment No. 2 to Master Funding Agreement No. C-1-2772 with the Orange County Transportation Authority (OCTA) allowing the City to participate in Measure M2 Comprehensive Transportation Funding Programs; and authorized the City Manager to execute the amendment, subject to approval as to form by the City Attorney.

6.6 Second Memorandum of Understanding with Golden Rain Foundation for Moulton Smart Street Phase 2 Project

Approved a Second Memorandum of Understanding regarding a portion of Segment 3, Phase II of the Moulton Smart Street Project, with the Golden Rain Foundation (GRF) for the payment of funds saved during project construction on GRF property as mitigation for property acquired to complete the Phase 2 improvements; and authorized the City Manager to execute the agreement, subject to approval as to form by the City Attorney.

6.7 Agreement for As Needed Planning Services

Approved an agreement with PMC for as needed planning services; and authorized the City Manager to execute the agreement, subject to approval as to form by the City Attorney.

VII. PUBLIC HEARINGS – None

VIII. CITY COUNCIL BUSINESS

8.1 Amendment to Orange County Fire Authority Joint Powers Authority Agreement

Councilmember Hatch congratulated Lorie Zeller for her work on the amendment.

Chief Brice summarized the agenda report.

Councilmember Hack showed his appreciation that an agreement was reached.

Councilmember Hatch reiterated Councilmember Hacks's appreciation and asked why the City is eligible for an annual rebate payment.

Chief Brice explained the formula for calculating rebate payments.

Councilmember Hatch asked if joining the Orange County Fire Authority's validation action would require extensive legal services.

City Attorney Cosgrove responded that he anticipates not and asked Chief Brice how many of the five entities that have already approved the second amendment also approved the validation action.

Chief Brice stated all five cities have approved it.

Councilmember Conners stated that she is in favor of this agreement.

Moved by Councilmember Hatch, seconded by Councilmember Hack, and carried unanimously to:

A. Approve the Second Amendment to the Amended Orange County Fire Authority Joint Powers Authority Agreement and directed the City Manager to execute the amendment subject to approval as to form by the City Attorney.

AND

B. Authorize the City Attorney to join in supporting the Orange County Fire Authority's validation action, when filed, seeking to obtain a judicial declaration of the validity of the Second Amendment to the Amended Orange County Fire Authority Joint Powers Authority Agreement.

8.2 Laguna Laurel Sphere of Influence Annexation

Assistant City Manager Reilly summarized the agenda report.

Mayor Ring asked if the entire Laguna Laurel property is owned by the County.

Assistant City Manager Reilly stated that the property is owned by Orange County (OC) Parks.

Councilmember Hack voiced his support for the annexation.

Tiffany Gerstmeier, resident, asked if the land will be for public or private use.

Assistant City Manager Reilly noted that the land was pre-zoned as open space in the City's General Plan.

Mayor Ring asked if the idea was for the land to remain open space in perpetuity.

Assistant City Manage Reilly answered affirmatively. He noted that it would be in the best interest of all parties if the property owners agreed for their land to become part of the Laguna Coast Wilderness Park.

Councilmember Conners stated that the open land consists of biking and hiking trails. She noted that the location of the land makes it difficult to develop homeless encampments. She stated that it is public land, but not heavily used public land.

Councilmember Hack stated that the land is available to the public at large as well as the residents of the City.

Moved by Councilmember Hack, seconded by Mayor Pro Tem Robbins, and carried unanimously to:

A. Approve a resolution making application to and requesting the Orange County Local Agency Formation Commission to take proceedings for the City to annex approximately 6 acres of property referenced as the Laguna Laurel Sphere of Influence Annexation, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAGUNA WOODS, CALIFORNIA, MAKING APPLICATION TO AND REQUESTING THE LOCAL AGENCY FORMATION COMMISSION OF ORANGE COUNTY TO TAKE PROCEEDINGS PURSUANT TO THE CORTESE-KNOX HERTZBERG LOCAL GOVERNMENT REORGANIZATION ACT OF 2000 FOR THE CITY OF LAGUNA WOODS TO ANNEX APPROXIMATELY 6 ACRES OF PROPERTY REFERENCED AS THE LAGUNA LAUREL SPHERE OF INFLUENCE ANNEXATION

AND

B. Approve use of up to $10,000 in the Community Development Contract-Other account for annexation expenses originally allocated form the City Council Contingency account for a building and planning services fee study.

8.3 City Council Meeting Schedule

City Manager Macon summarized the agenda report.

Moved by Councilmember Conners, seconded by Mayor Pro Tem Robbins, and carried unanimously to approve the City Council meeting schedule through June 2014 as submitted.

8.4 City Council Advisory Committees

City Manager Macon summarized the agenda report.

City Manager Macon asked if committees should be able to appoint subcommittees.

Councilmember Conners stated that it could be beneficial to have subcommittees that focus solely on specific topics, but is aware of the potential additional burden on staff to produce agendas and attend meetings.

Councilmember Hatch expressed concern for creating subcommittees that could become another level of decision makers.

Councilmember Hack reiterated Councilmember Hatch's statement.

Mayor Ring stated that committees should not be delegating their responsibilities and appointing subcommittees.

City Council consensus was to not allow committees to appoint subcommittees.

City Manager Macon asked if committees should continue to appoint their vice chairs.

Councilmember Hack expressed his support for committees appointing their vice chairs.

City Council consensus was to allow committees to appoint their vice chairs.

David Russell Ohrn, resident, expressed his support for the City Council's consensus to not allow the appointment of subcommittees.

City Manager Macon asked if committees should provide annual reports to the City Council.

Councilmember Conners expressed concern over staff having to prepare annual reports.

Councilmember Hatch stated that he does not see a purpose for preparing annual reports.

Mayor Ring suggested summarizing the committee meeting recaps and adding them to the annual budget detail.

Bobby Oakes, resident, stated that the Community Services Committee has a need for subcommittees when there are specific items that need to be discussed. She referenced the community grants subcommittee as an example.

City Council consensus was to consolidate committee recaps and provide them to the City Council at the end of the year.

City Manager Macon asked if the City Council is interested in modifying the Land Use & Design Review Committee's responsibilities to include expanded environmental issues.

City Council consensus was to modify the Land Use & Design Review Committee responsibilities to include expanded environmental issues and to rename it the Planning and Environmental Services Committee.

Councilmember Conners and other City Councilmembers stated that the City Council should stay open to forming subcommittees if the need arises.

8.5 Appointment to the Community Services Committee

Councilmember Hack summarized the agenda report.

Moved by Councilmember Hatch, seconded by Councilmember Hack, and carried unanimously to ratify Councilmember Hack's nomination appointing Catherine Brians to serve as a member of the Community Services Committee.

IX. COMMITTEE REPORTS

9.1 Transportation Corridor Agencies (Councilmember Hack)

Councilmember Hack reported that there had been no meeting since the last meeting of the City Council.

9.2 Orange County Library Board (Mayor Pro Tem Robbins)

Mayor Pro Tem Robbins reported that he was unable to attend the meeting.

9.3 Orange County Fire Authority (Councilmember Hatch)

Councilmember Hatch discussed issues of transparency and community between the Fire Authority's staff and Board of Directors, as well as an issue related to seatbelt tampering in fire engines that recently came to light.

Chief Brice stated that the Fire Authority has taken the proper steps to ensure that seatbelts are working properly.

Councilmember Hatch noted that there has been a high level of turnover as the Board of Directors has twelve new members this year. He expressed his appreciation for Chief Brice and asked if he believes the Fire Authority is heading in the right direction.

Chief Brice answered affirmatively.

9.4 Southern California Water Committee (Councilmember Hack)

Councilmember Hack reported that the Committee held a teleconference to discuss issues related to the Bay Delta.

9.5 Coastal Greenbelt Authority (Councilmember Conners)

Councilmember Conners reported that the Laguna Woods City Council Chambers is now the permanent home for the Authority's meetings. She discussed the local wildlife corridor and concerns regarding recycled water reaching Barbara's Lake and coyotes.

9.6 Vector Control District Board (Mayor Pro Tem Robbins)

Mayor Pro Tem Robbins reported that he was unable to attend the meeting. From referencing the agenda he noted that no dead birds were found in the City or in any neighboring cities. He encouraged residents not to leave standing water out as it allows mosquitos to breed.

X. PUBLIC COMMENTS

Shari Horne, resident, discussed her displeasure regarding Southern California Edison rate increases from the shutdown of San Onofre Nuclear Generating Station. She requested any action the City Council could take to aid in that issue.

XI. CITY COUNCIL COMMENTS AND ANNOUCEMENTS

11.1 Reports on Meetings Attended per Government Code §53232.3.

A. Orange County Transportation Authority Long Range Transportation Plan Workshop, September 25, 2013: Councilmember Hack

Councilmember Hack reported that the Authority discussed what directions should be taken in terms of transportation. He noted his support for the development of rail transport. He stated that additional trains need to become available for return trips out of Los Angeles County and into Orange County.

B. Water Advisory Committee, October 4, 2013: Councilmember Hack

Councilmember Hack reported that the Committee discussed chromium issues.

C. 18th Annual California Joint Powers Insurance Authority (CJPIA) Risk Management Educational Forum, October 9-11, 2013: Mayor Pro Tem Robbins, Councilmember Conners, and Councilmember Hatch

Mayor Pro Tem Robbins discussed the Elected Official Role in Inspiring Better Government and the Governing Body and City Manager Relationships seminars.

Councilmember Conners discussed the role of CJPIA in the City. She noted that she attended seminars pertaining to claims on Americans with Disabilities (ADA) violations, workers compensation, transferring risk, avoiding claims for harassment and wrongful termination, cyber risk, social media, and violence in the workplace.

Councilmember Hatch stated that one of the managers of CJPIA was complementary of the Laguna Woods City Manager and how the City functions as a whole. He noted that there was a feeling of teamwork and comradery amongst the attendees.

11.2 Other Meetings, Comments and Announcements – None

XII. CLOSED SESSION

12.1 The City Council meet in closed session to confer with legal counsel regarding one matter of potential litigation, pursuant to the provisions of Government Code Section 54956.9(d)(2).

The City Council reconvened in open session at 4:19 p.m. City Attorney Cosgrove advised that there was no reportable action.

XIII. ADJOURNMENT

The meeting was adjourned at 4:20 p.m. The next regular meeting will be at 2:00 p.m. on Wednesday, November 20, 2013 at Laguna Woods City Hall 24264 El Toro Road, Laguna Woods, CA 92637.

MARC DONOHUE, Deputy City Clerk

Adopted: November 20, 2013

ROBERT B. RING, Mayor