

AGENDA of THE LAGUNA WOODS CITY COUNCIL

Regular Meeting of the Laguna Woods City Council

And

Adjourned Regular Meeting of the Land Use and Design Review Committee

August 17, 2011

2:00 P.M.

**Council Chambers
Laguna Woods City Hall
24264 El Toro Road
Laguna Woods, CA 92637**

AGENDA DESCRIPTION: The Agenda descriptions are intended to give notice, to members of the public, of a general summary of items of business to be transacted or discussed. The listed Recommended Action represents staff or a particular Committee's recommendation. The City Council may take any action, which it deems to be appropriate on the agenda item and is not limited in any way by the recommended action. Any person wishing to address the City Council on any matter, whether or not it appears on this agenda, is requested to complete a "Request to Speak" form available at the door. The completed form is to be submitted to the City Clerk prior to an individual being heard by the City Council. Whenever possible, lengthy testimony should be presented to the City Council in writing (8 copies) and only pertinent points presented orally. Requests to speak to items on the agenda shall be heard at the appropriate point on the agenda; requests to speak about subjects not on the agenda will be heard during the Public Comment section of the meeting.

I. CALL TO ORDER – City Council and Land Use and Design Review Committee

II. FLAG SALUTE

III. ROLL CALL

COUNCILMEMBERS: ___ Rhodes ___ Ring ___ Robbins
___ Conners, Mayor Pro Tem ___ Hack, Mayor

LAND USE AND DESIGN REVIEW COMMITTEE MEMBERS:
___ Hamm ___ Hatch ___ Heilbronner ___ Joss ___ Loveder ___ Preli
___ Straziuso ___ Schneider ___ Sortino, Vice Chair ___ Lindstrom, Chair

IV. WORKSHOP: Urban Activity Center Specific Plan

RECOMMENDED ACTION: The City Council will meet in a workshop format with the Land Use and Design Review Committee to hear a presentation from the Golden Rain Foundation of Laguna Woods Village regarding the Urban Activity Center specific plan. There will be no Committee or Council action on this item at this meeting.

V. PUBLIC COMMENTS

VI. ADJOURN LAND USE AND DESIGN REVIEW COMMITTEE MEETING

The Committee's next regular meeting is scheduled for Thursday, September 8, 2011 at 9:00 a.m.

VII. PRESENTATIONS

None

VIII. CITY PROCLAMATIONS

8.1 Constitution Week, September 17 – 23, 2011

IX. CONSENT CALENDAR

All matters listed under the Consent Calendar are considered routine and will be enacted by one vote. There will be no separate discussion of these items unless Members of the City Council, the public, or staff request specific items be removed from the Consent Calendar for separate action.

9.1 City Council Minutes

RECOMMENDED ACTION: Approve the minutes from the July 20, 2011 regular meeting and July 28, 2011 special meeting.

9.2 Approve 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.

RECOMMENDED ACTION: Waive reading of ordinances and resolutions.

9.3 Treasurer's Report

RECOMMENDED ACTION: Receive and File the July 2011 monthly and Fiscal Year 2010-11 Fourth Quarter Treasurer's Reports.

9.4 Warrant Register

RECOMMENDED ACTION: Approve the August 17, 2011 Warrant Register in the amount of \$1,883,970.09.

X. PUBLIC HEARINGS

None

XI. CITY COUNCIL

11.1 Foie Gras (agendized by Mayor pro Term Connors)

RECOMMENDED ACTION: Consider approving a resolution commending restaurants that do not serve foie gras, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY
OF LAGUNA WOODS, CALIFORNIA COMMENDING
RESTAURANTS AND STORES THAT DO NOT SELL FOIE
GRAS

XII. CITY MANAGER

12.1 Electric Utility Undergrounding

RECOMMENDED ACTION: Approve an agreement with the City of Villa Park to loan \$80,000 in Rule 20A electric utility undergrounding funds held by Southern California Edison, and authorize the City Manager to execute the agreement, subject to approval as to form by the City Attorney.

12.2 Environmental Mitigation Fund – Building Permit Subsidies

RECOMMENDED ACTION: Revise building permit subsidies for certain environmental improvements, and transfer \$10,000 from the Council Contingency account to support the program in the current fiscal year.

XIII. COMMITTEE REPORTS

13.1 Transportation Corridor Agencies (Mayor Hack)

13.2 Orange County Library Board (Councilmember Robbins)

13.3 Orange County Fire Authority (Councilmember Rhodes)

13.4 Southern California Water Committee (Mayor Hack)

13.5 Coastal Greenbelt Authority (Mayor Pro Tem Conners)

13.6 Laguna Canyon Foundation (Councilmember Rhodes)

13.7 Vector Control District Board (Councilmember Robbins)

XIV. CITY COUNCIL COMMENTS AND ANNOUNCEMENTS

14.1 Reports on Meetings Attended per Government Code §53232.3

State law requires Councilmembers to provide a report on all meetings or events they attend for which the City pays fees, travel or other expenses. These are informational reports and no action is taken on the item.

A. Municipal Water District of Orange County Dinner (Hack) – July 21, 2011

B. Southern California Water Committee (Hack) – July 28, 2011

14.2 Other Meetings, Comments and Announcements

XV. CLOSED SESSION

15.1 The City Council will meet in closed session to confer with legal counsel regarding one matter of pending litigation: City of Laguna Woods vs. Raintree Realty LLC. Case No. 05 CC 09350 pursuant to the provisions of Government Code Section 54956.9(a).

XVI. ADJOURNMENT

The meeting will be adjourned to an adjourn meeting of the City Council at 2:00 p.m. on Wednesday, September 21, 2011 at Laguna Woods City Hall, 24264 El Toro Road, Laguna Woods, CA 92637.

AMERICANS WITH DISABILITIES ACT: In compliance with Americans with Disabilities Act, if you need assistance to participate in this meeting, please contact the City Clerk at (949) 639-0500 (Voice) or, TDD (949) 639-0535 or the California Relay Service at (800) 735-2929 if you have a TDD or (800) 735-2922 if you do not have a TDD. Notification 48 hours prior to the meeting should enable the City to make reasonable arrangements to assure accessibility to the meeting.

AGENDA: The City Council agenda and agenda back-up materials are available from the Office of the City Clerk, after 4:30 p.m., on the Friday prior to the City Council meeting. The office of the City Clerk is located at Laguna Woods City Hall, 24264 El Toro Road, Laguna Woods, CA 92637. Copies of the agenda are provided at no cost. Agenda back-up materials are available at City Hall for inspection and copies are available at no charge prior to the meeting. A per page copy cost does apply after the meeting. If you wish to be added to the e-mail or regular mail list to receive a copy of the agenda, a request must be made to the City Clerk in writing. Copies of the agenda are mailed only if stamped, self-addressed envelopes are provided. The City of Laguna Woods mailing address is 24264 El Toro Road, Laguna Woods, CA 92637. Phone: (949) 639-0500, FAX (949) 639-0591.

8.1
PROCLAMATION – CONSTITUTION WEEK

Proclamation
City of Laguna Woods

Constitution Week
September 17 – 23, 2011

WHEREAS, September 17, 2011 marks the two hundred and twenty-fourth anniversary of the drafting of the Constitution of the United States of America by the Constitutional Convention; and

WHEREAS, it is fitting and proper to officially recognize this magnificent document and the anniversary of its creation; and the patriotic celebrations which will commemorate the occasion; and

WHEREAS, Public Law #915 guarantees the issuing of a proclamation each year by the President of the United States of America designating September 17 through 23 as Constitution Week;

NOW, THEREFORE, BE IT RESOLVED that the Laguna Woods City Council does hereby proclaim September 17 – 23, 2011 to be Constitution Week in the City of Laguna Woods and ask our citizens to reaffirm the ideals the Framers of the Constitution had in 1787.

Dated this 17th day of August, 2011

Bert Hack
Mayor

Attest: Yolie Trippy
Deputy City Clerk

9.1-9.4
CONSENT CALENDAR SUMMARY

City of Laguna Woods Agenda Report

FOR: August 17, 2011 City Council Meeting

TO: Honorable Mayor and Councilmembers

FROM: Leslie A. Keane, City Manager 

Agenda Item: Consent Calendar

Recommendation

Approve all proposed actions on the August 17, 2011 Consent Calendar by single motion and Council action.

Discussion

In general, the Consent Calendar contains routine matters or matters that have already been discussed by Council. It is adopted in total with a single motion and Council action. However, if any councilmember or member of the public has questions or wishes to discuss an item further, it may be removed from the Consent Calendar and placed later in the agenda for discussion and action. The way to remove an item from the Consent Calendar is to request its removal, by agenda item number, immediately prior to the adoption of the Consent Calendar. Members of the public may fill out a request to speak on the item they wish removed and the City Clerk will note the item. No reason need be given with the request. Items pulled from the Consent Calendar are not discussed at the time they are pulled; they are scheduled for discussion immediately after action on the balance of the Consent Calendar.

The August 17th Consent Calendar contains the following four items:

- 9.1 Approval of the minutes from the July 20, 2011 regular meeting and the July 28, 2011 special City Council meeting, as submitted.

- 9.2 Approval of a motion to allow reading proposed ordinances and resolutions by title only – this is a standard practice in cities. If this motion is not approved, all ordinances and resolutions must be read out loud in their entirety during the Council Meeting.
- 9.3 Approval of a motion to receive and file the July 2011 monthly and Fiscal Year 2010-11 Fourth Quarter Treasurer's Reports. These reports identify the City's current liquid assets and their location. At the end of July, the City had approximately \$8 million in cash on hand and in other liquid assets.
- 6.4 Approval of the August 17, 2011 Warrant Register, as submitted, in the amount of \$1,883,970.09. Of this amount, \$1,019,647.25 relates to Fiscal Year 2010-11 and \$864,322.84 relates to Fiscal Year 2011-12. This warrant register contains payments for four construction projects and an additional payment for the acquisition of City Hall.

The above matters are routine and/or have been reviewed by the Council on other occasions. Staff recommends that they be approved as part of the August 17, 2011 Consent Calendar.

If you have questions about any of the above items, feel free to call me prior to the meeting so that I may provide additional information.

9.1
MINUTES
REGULAR AND SPECIAL MEETINGS

**CITY OF LAGUNA WOODS, CALIFORNIA
CITY COUNCIL MINUTES
REGULAR MEETING
July 20, 2011
2:00 P.M.**

I. CALL TO ORDER

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

II. FLAG SALUTE

Councilmember Robbins led the flag salute.

III. ROLL CALL

COUNCILMEMBERS: PRESENT: Ring, Robbins, Conners, Hack
 ABSENT: Rhodes

STAFF PRESENT: City Manager Keane; Assistant City Manager Reilly; Deputy City Clerk Trippy; City Attorney Cosgrove

IV. PRESENTATIONS

4.1 2010 Food Facility Awards

City Manager Keane presented the 2010 Food Facility Awards to the following recipients:

- Bon A Pita 24310 Moulton Parkway, Suite L
- Carl's Jr. – 24342 El Toro Road
- Jack In The Box – 23562 Moulton Parkway
- Jersey Mike's Subs – 24365 El Toro Road
- Starbucks Coffee – 24338 El Toro Road
- Starbucks Coffee – 24100 El Toro Road, Suite A
- Stater Bros Market – 24336 El Toro Road
- Sushi Wok – 24371 El Toro Road, Suite D
- Tomo Sushi – 24338 El Toro Road, Suite B

City Manager Keane noted that Sushi Wok and Bon A Pita were receiving their first awards; other recipients have received awards in past years.

V. CITY PROCLAMATIONS – None

VI. CONSENT CALENDAR

Moved by Councilmember Robbins, seconded by Councilmember Ring, and carried unanimously to approve Consent Calendar Items 6.1 – 6.5.

6.1 City Council Minutes

Approved the minutes from the June 15, 2011 regular meeting and June 20, 2011 adjourn 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 Reports

Received and filed the June 2011 monthly Treasurer's Report.

6.4 Warrant Register

Approved the July 20, 2011 Warrant Register in the amount of \$1,013,900.64.

6.5 Liability Claim

Denied the claim against the City of Laguna Woods filed by Mr. Francis Sanfilippo and the Estate of Mrs. Frances Sanfilippo.

VII. PUBLIC HEARING – None

VIII. CITY COUNCIL

8.1 Advisory Committee Appointments

City Manager Keane summarized the agenda report.

Moved by Councilmember Ring, seconded by Mayor Hack, and carried unanimously to ratify nominations for City Council advisory committees, as follows:

Public Safety Committee

Douglas Rook, Councilmember Robbins

Land Use and Design Review Committee

Mark Schneider, Councilmember Robbins

8.2 Golf Car Use of Santa Maria Road (agendized by Mayor Pro Tem Conners)

Mayor Pro Tem Conners stated that the completion of the Santa Maria multimodal trail has sparked some issues regarding the use of golf cars on the trail. She described the various reasons that golf cars are prohibited and noted that golf cars can travel a

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maximum speed limit of 35 mph and, therefore, cannot be driven on Santa Maria Road since the speed limit is 45 mph. Mayor Pro Tem Conners noted that in her opinion that it is the City Council's intent to enhance residents' mobility and accessibility to all community facilities, while still maintaining safety. She proposed further discussion on this matter.

Mayor Hack stated that golf cars are classified as street legal according to law. He has expressed reservations about golf carts and cars sharing the road, but would support reducing the number of lanes on Santa Maria and a reduction of the speed limit from 45 mph to 35 mph. He suggested that staff should continue to work with the City of Laguna Hills on this matter. Mayor Hack also noted an accident that occurred on Santa Maria attributed by the recent changes in traffic patterns.

Councilmember Ring requested an update report regarding the Santa Maria project.

Assistant City Manager Reilly reiterated the distinction between golf cars and golf carts and noted that golf car drivers, who park in shopping centers, may be cited if they fail to register with the Department of Motor Vehicle (DMV). He stated that the City spoke with its insurance carrier, Joint Powers Insurance Authority (JPIA), who indicated that allowing golf carts on the El Toro Road multimodal trail would be similar to bicycles allowed on the trail. Assistant City Manager Reilly reported that as a result of the El Toro Road multimodal trail pilot program, golf cart users have not always been compliant with traffic rules at golf cart crossings and additional signage will be added. He stated that the City is in the process of removing Santa Maria from the Master Plan of Arterial Highway (MPAH) and that could lead to reducing the speed limit on that street.

Alan Mescon, resident, provided a leaflet of various golf carts and golf cars and discussed the difficulty in determining the distinction between the two vehicles. In his opinion the size of tires separates the two. He suggested that golf cars and carts could be driven simultaneously on the multimodal trail since there is ample room for both. Mr. Mescon described the safety features on golf cars and concurred with staff that golf cars and their drivers must be licensed with the DMV.

Mayor Pro Tem Conners asked Mr. Mescon if his golf car is equipped with a speedometer.

Mr. Mescon affirmed that it does and that it includes a switch that allows him to vary a maximum speed of either 15 mph or 25 mph.

Mayor Pro Tem Conners asked how long it would take to get the speed limit reduced at Santa Maria and if conditions exist that prohibit the speed limit from being reduced.

Assistant City Manager Reilly stated that Santa Maria is currently part of the MPAH maintained by the County and OCTA. It is currently a four-lane road divided by a median but the City has no plans to extend into the Laguna Canyon Road. The City is in the process of working with the cities of Irvine, Lake Forest, and Laguna Hills to remove several roads from the MPAH; if successful, the City could treat Santa Maria as a local road. He noted that he believes this matter will be resolved during the next two months.

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Councilmember Robbins indicated that, in his opinion, it would be prudent to wait on the results of the MPAH modification as suggested by Assistant City Manager Reilly before deciding whether to allow golf cars on Santa Maria Road. He believes that some golf car drivers may not meet the state requirements to drive on public property.

Mayor Hack expressed concern about allowing golf cars on the multimodal trail due to liability risk. He discussed the various transportation services available to residents, and stated that he would support a reduction of the number of lanes on Santa Maria Road together with a reduced speed limit that would accommodate the school zone, senior drivers and golf cars on the roadway. Mayor Hack noted the initial designation of Santa Maria as a “through street” that would connect to Laguna Canyon Road.

Mayor Pro Tem Conners requested that staff provide an update on the MPAH in 90 days.

City Manager Keane noted that the El Toro Road multimodal trail is scheduled for review during the September meeting and staff would provide an update on Santa Maria at that time as well.

IX. CITY MANAGER

9.1 Building Inspection Services

City Manager Keane summarized the agenda report.

Mayor Pro Tem Conners asked if the cost for services would be covered by fees required to pull a permit.

City Manager Keane affirmed that the costs would be recovered from permit fees.

Moved by Councilmember Ring, seconded by Councilmember Robbins, and carried unanimously to:

- A. Approved an agreement with CivilSource, Inc. for building inspection services, and authorized the City Manager to execute the agreement and option extensions, subject to approval as to form by the City Attorney.
- B. Approved **Resolution No. 11-17** modifying the compensation schedule to add the part time position of building inspector, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
LAGUNA WOODS, CALIFORNIA, MODIFYING RESOLUTION NO.
11-12 AND ESTABLISHING COMPENSATION FOR THE PART
TIME POSITION OF BUILDING INSPECTOR

X. COMMITTEE REPORTS

10.1 Transportation Corridor Agencies (Mayor Hack)

Mayor Hack reported on the San Joaquin Corridor Authority’s efforts in reducing

payment coverage on bonds.

- 10.2 Orange County Library Board (Councilmember Robbins)
Mayor Robbins stated that there was no meeting.
- 10.3 Orange County Fire Authority (Councilmember Rhodes)
Councilmember Rhodes was not present to provide a report.
- 10.4 Southern California Water Committee (Mayor Hack)
Mayor Hack discussed ongoing efforts to improve the Delta. He stated that native species will determine whether fresh water or a saline Delta will be considered.
- 10.5 Coastal Greenbelt Authority (Mayor Pro Tem Conners)
Mayor Pro Tem Conners stated that there was no meeting.
- 10.6 Laguna Canyon Foundation (Councilmember Rhodes)
Councilmember Rhodes was not present to provide a report.
- 10.7 Vector Control District Board (Councilmember Robbins)
Councilmember Robbins reported the following statistics for Orange County pertaining to the West Nile Virus: Laguna Woods City reported three dead birds with negative test results; however, six dead birds in Cypress have tested positive. No human cases have been reported in the current year in Orange County.

Mayor Hack discussed an incident that occurred in another county regarding an infestation of bees and asked which agency has oversight to act on such issues.

Councilmember Robbins stated that Vector Control does not provide services that treat bees and that he will ask for further information at tomorrow's meeting.

City Manager Keane noted that City Hall houses bees on its rooftop and that staff has called on professionals to move them from one area to another. She discussed the steps the City has taken in the past to deal with Africanized bees found in the City.

XI. PUBLIC COMMENTS

Hal Goldberg, resident, asked if a resolution supporting the ban on Foie Gras will be presented to Council for adoption.

Mayor Hack clarified that public comments and statements can be made during this time and that Council will not be discussing or voting on this matter since it is not on the agenda.

Dr. Jonathan Wadley, Campaign Director for the Animal Rescue League, presented a Power Point Presentation on Foie Gras and discussed the inhumane cruelty to ducks and geese during the force-feed process. He asked the City Council to consider adopting a resolution supporting California Health and Safety Code 25980.

Hal Goldberg, resident, stated that he supports a Council's resolution regarding banning Foie Gras.

Karen Wood, resident, expressed her support for adopting a resolution and stated that in conjunction with the City's spay and neuter law; such an action would be a positive comment on the humanity of the City.

Sue Ellen Zima, resident, spoke in favor of the resolution. She thanked the Council for their willingness to consider the ban of Foie Gras. She read an excerpt from *The Chicken Chronicles* written by Alice Walker regarding life lessons the author experienced from observing her own chickens.

Rose Tingle, resident, asked Council to review the website of the Humane Society of the United States at www.hsus.org and its discussion regarding cruelty to animals, and to use this information to assist in deciding whether or not to adopt a resolution banning Foie Gras.

Shari Horne, resident, discussed the recycling pilot program in Laguna Woods Village and thanked everyone who contributed to its success. She stated that 50 bins were recently delivered to Third and United, and noted that volunteers would be going door-to-door with informational leaflets, including Do's and Don'ts about the recycling bins.

XII. CITY COUNCIL COMMENTS AND ANNOUNCEMENTS

12.1 Reports on Meetings Attended per Government Code §53232.3 – None

12.2 Other Meetings, Comments and Announcements

Mayor Pro Tem Connors stated that the City is closely monitoring a pending California state law prohibiting grocery stores from using plastic bags or requiring the use of reusable bags. A report will be made, as information becomes available. She announced that the Discovery Science Center will open an interactive recycling exhibit on September 1, 2011.

Councilmember Ring announced the recent passing of Richard Moos, who served 17 years as a board member for United, Third, and the Golden Rain Foundation. He indicated that members of the current Council and many residents worked directly with Mr. Moos to better the lives of the community. Councilmember Ring requested that the meeting be adjourned in Mr. Moos honor.

XIII. CLOSED SESSION – None

XIV. ADJOURNMENT

The meeting was adjourned in memory of Richard Moos at 3:16 p.m. to the next regular meeting of the City Council at 2:00 p.m. on Wednesday, August 17, 2011 at the Laguna Woods City Hall, 24264 El Toro Road, Laguna Woods, CA 92637.

YOLIE TRIPPY, Deputy City Clerk

Adopted: August 17, 2011

BERT HACK, Mayor

**CITY OF LAGUNA WOODS, CALIFORNIA
CITY COUNCIL MINUTES
REGULAR MEETING
July 28, 2011
4:30 P.M.**

I. CALL TO ORDER

Mayor Hack called the Regular Meeting of the City Council of the City of Laguna Woods to order at 4:30 p.m.

II. FLAG SALUTE

Mayor Hack led the flag salute.

III. ROLL CALL

COUNCILMEMBERS: PRESENT: Rhodes, Ring, Robbins, Conners, Hack
 ABSENT: None

STAFF PRESENT: City Manager Keane; Assistant City Manager Reilly; Director of Public Safety Macon; Deputy City Clerk Trippy; City Attorney Cosgrove

IV. PRESENTATIONS

4.1 Discharge of Firearms

At City Manager Keane's request, City Attorney Cosgrove discussed procedures that apply to special meetings and urgency ordinances.

City Manager Keane reported that aggressive coyote activity in the City has escalated and that, in order to provide additional tools to deal with the problem, staff is recommending that the City's Discharge of Firearms ordinance be modified to allow the City Manager and Police Chief to issue permits to animal control professionals for the purpose of controlling and destroying dangerous animals. The ordinance would also allow the City Manager to issue permits allowing the discharge of firearms for ceremonial purposes. City Manager Keane emphasized that the ordinance would not allow anyone other than those authorized by a permit to discharge firearms, except as provided by State and Federal law. She noted that California Fish & Game has provided shooting teams in the past, but that they have indicated they are now unwilling to do so until a human is attacked. She also discussed ongoing problems with residents feeding coyotes, which is illegal and punishable by a fine of up to \$1,000.

Councilmember Ring asked how narrow the permits would be.

City Manager Keane responded that permits would specify areas, days, and times, as well

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as the type of weapon that can be used. They would not be open ended. After two to three days of shooting, the situation would be reassessed.

At Mayor Pro Tem Conner's request, City Manager Keane confirmed that trapping and other efforts would continue. Shooting would be an additional layer of action.

Mayor Hack stated that some residents are intentionally feeding coyotes and thereby causing them to become more comfortable in residential areas. He noted that injuries suffered from protecting pets are not sufficient to warrant a response from Fish & Game and, therefore, the proposed ordinance would help protect residents.

City Attorney Cosgrove read aloud the text of the proposed ordinance.

Moved by Councilmember Robbins, seconded by Councilmember Ring to adopt an urgency ordinance modifying City regulations for the discharge of firearms, entitled:

AN URGENCY ORDINANCE OF THE CITY OF LAGUNA WOODS,
CALIFORNIA, AMENDING SECTION 7.06.010 OF THE LAGUNA
WOODS MUNICIPAL CODE RELATING TO DISCHARGE OF
FIREARMS

Libby Marks, resident, stated that, in her opinion, the current coyote issue is not a normal situation and that she supports the urgency ordinance.

Marilyn Chan, resident, expressed sympathy to residents whose pets have been harmed from coyotes. She asked if staff has consulted with the City of San Clemente as to how they dealt with mountain lion attacks in the past. She concurred with Ms. Marks that the use of firearms should be left to trained professionals.

BJ (no last name provided), resident, spoke in opposition of the ordinance and stated that, in her opinion, not enough research has been done on how to resolve the problem. She concurred with Ms. Chan that staff should consult with other cities.

Doug Gilfillan, resident, expressed his opinion that the root of the problem is outdoor cats which attract coyotes that prefer to hunt them instead of rabbits.

Judy (no last name provided), resident, agreed that licensed professionals should be the only ones authorized to use firearms; however, she opposes the ordinance due to concerns about damage from stray bullets.

Councilmember Rhodes asked if the use of firearms by hired professionals would be ongoing if the ordinance is adopted.

City Manager Keane stated that permits allowing the discharge of firearms would be issued by the City Manager and Police Chief, as needed, but that permit would be for a specific time period – not ongoing.

Councilmember Rhodes asked if changes to the ordinance could be made during the City Council meeting in August.

City Manager Keane stated that the urgency ordinance would be effective immediately, if adopted. A regular ordinance would be introduced at the City Council's regular meeting on August 17, 2011 and modifications could be made at that time. A second reading for adoption would be scheduled for September 21, 2011.

Mayor Pro Tem Connors noted that the City and Animal Control have explored other alternatives that have been unsuccessful. It is her opinion that there is not sufficient time for further study or consultation with other cities to address the recent attacks. She suggested that substantial insurance coverage be required from trapping firms.

Mayor Hack discussed a pet owner's natural instinct to protect their pet from harm which has lead to serious injuries. He stated that the proposed ordinance is narrowly drafted and does not authorize residents to discharge firearms.

As moved by Councilmember Robbins and seconded by Councilmember Ring, the Council voted unanimously to adopt urgency **Ordinance No. 11-05** modifying City regulations for the discharge of firearms, entitled:

AN URGENCY ORDINANCE OF THE CITY OF LAGUNA WOODS,
CALIFORNIA, AMENDING SECTION 7.06.010 OF THE LAGUNA
WOODS MUNICIPAL CODE RELATING TO DISCHARGE OF
FIREARMS

V. PUBLIC COMMENTS

Mr. Gilfillan asked how the City knows the population and density of coyotes within the community. He asked if a map is available.

Janice Burston, resident, spoke in support of the City Council's action. She expressed concerns with Fish & Game's unwillingness to respond and asked if a petition could be circulated to encourage Fish & Game to change their policy.

Dorothy Sharp, resident, suggested that the Canine Club host an event to educate residents on how to walk their pets safely and keep them leashed. She also suggested that residents carry pepper spray or a golf club to protect themselves.

Judy (no last name provided), resident, suggested that the City make the public aware when animal control professionals are authorized to discharge firearms.

Maria (no last name provided), resident, suggested that overflowing trash cans are attracting the coyotes.

BJ (no last name provided), resident, stated that she did not appreciate Mayor Hack's failure to respond to Mr. Gilfillan's question. She asked how the animal control

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professionals would know where to hunt the coyotes if the City is unaware of their location.

Mr. Gilfillan stated that the Canine Club distributed a map of coyote sightings at its May meeting. He discussed leash laws and announced that the Club is planning to sponsor a class on how to walk dogs on a leash sometime in the near future.

Mayor Pro Tem Conners discussed the rules of the Brown Act and its relevance to special meetings of the City Council.

VI. ADJOURNMENT

The meeting was adjourned at 5:20 p.m. to a meeting at 2:00 p.m. on Wednesday, August 17, 2011 at Laguna Woods City Hall, 24264 El Toro Road, Laguna Woods, CA 92637.

YOLIE TRIPPY, Deputy City Clerk

Adopted: August 17, 2011

BERT HACK, Mayor

9.2

**WAIVE READING OF ORDINANCES AND
RESOLUTIONS
(No Report)**

9.3
TREASURER'S REPORTS

City of Laguna Woods
Monthly Treasurer's Report
July 31, 2011

CASH ON HAND1. Investments/General Fund

Local Agency Investment Fund	\$	7,771,179
Subtotal	\$	7,771,179

2. Investments/Transportation Fund

Local Agency Investment Fund	\$	228,587
Subtotal	\$	228,587

3. Other Interest & Non-Interest Bearing/General & Transportation

Petty Cash Funds	\$	385
Analyzed Checking Account	\$	-
Subtotal	\$	385

TOTAL	\$	8,000,151
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Note: LAIF reports interest earnings quarterly.



ITEM 9.3

CITY of LAGUNA WOODS

Bert Hack
Mayor

July 22, 2011

Cynthia Conners
Mayor Pro Tem

TO: Honorable Mayor and Councilmembers

Cynthia Conners
Councilmember

FROM: Ernestine Jones, Finance Manager

Bob Ring
Councilmember

SUBJECT: Quarterly Treasurer's Report: 4th Quarter,
FY 2010/2011 (April 1 – June 30, 2011)

Marty Rhodes
Councilmember

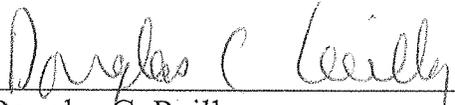
Leslie A. Keane
City Manager

Attached is the 4th Quarter, FY 2010/2011 Treasurer's Report for the period April 1 – June 30, 2011. The information provided includes a:

- ◆ Report showing quarter-ended Cash on Hand in the City's interest-bearing Local Agency Investment Fund (LAIF) account and in the City checking account and petty cash funds;
- ◆ Copy of the latest LAIF Remittance Advice showing quarter-ended principal balance and interest earned.

As City Treasurer, I certify that:

- ◆ All investment actions executed since the last report have been made in full compliance with the City of Laguna Woods Investment Policy; and
- ◆ The City of Laguna Woods will meet all expenditure obligations that might reasonably be anticipated for the next six months.



Douglas C. Reilly
Assistant City Manager & City Treasurer

City of Laguna Woods
Quarterly Treasurer's Report
April 1 - June 30, 2011

CASH ON HAND1. Investments/General Fund

Local Agency Investment Fund	\$	<u>8,366,264</u>
Subtotal	\$	8,366,264

2. Investments/Transportation Fund

Local Agency Investment Fund	\$	<u>228,587</u>
Subtotal	\$	228,587

3. Other Interest & Non-Interest Bearing/General & Transportation

Petty Cash Funds	\$	409
Analyzed Checking Account	\$	<u>609,640</u>
Subtotal	\$	610,049

TOTAL	\$	9,204,900
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Note: LAIF reports interest earnings quarterly.



JOHN CHIANG

California State Controller

LOCAL AGENCY INVESTMENT FUND
REMITTANCE ADVICE

Agency Name	LAGUNA WOODS
Account Number	98-30-413

As of 07/15/2011, your Local Agency Investment Fund account has been directly credited with the interest earned on your deposits for the quarter ending 06/30/2011.

Earnings Ratio		.00001304422399226
Interest Rate		0.48%
Dollar Day Total	\$	782,710,922.69
Quarter End Principal Balance	\$	8,584,641.43
Quarterly Interest Earned	\$	10,209.86

9.4
WARRANT REGISTER

CITY OF LAGUNA WOODS
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August 17, 2011

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Check Number	Check Date	Vendor Name	Check Description	Amount
PREPAID WARRANTS:				
<i>Automatic Bank Debits</i>				
Debit	07/07/2011	ADP PAYROLL SERVICES	Payroll 07/01/11	29,583.48
Debit	07/07/2011	ADP PAYROLL SERVICES	Processing Charges- Payroll 07/01/11	117.12
Debit	07/06/2011	ICMA RETIREMENT CORPORATION	401 Contribution-Payroll 07/01/11	1,594.03
Debit	07/21/2011	ADP PAYROLL SERVICES	Payroll 07/15/11	29,875.78
Debit	07/21/2011	ADP PAYROLL SERVICES	Processing Charges- Payroll 07/15/11	117.12
Debit	07/20/2011	ICMA RETIREMENT CORPORATION	401 Contribution-Payroll 07/15/11	1,594.03
Debit	08/04/2011	ADP PAYROLL SERVICES	Payroll 07/29/11	30,309.33
Debit	08/04/2011	ADP PAYROLL SERVICES	Processing Charges- Payroll 07/29/11	117.12
Debit	08/03/2011	ICMA RETIREMENT CORPORATION	401 Contribution-Payroll 07/29/11	1,594.03
Other				
110600	07/20/2011	AGE WELL SENIOR SERVICES	Community Services Grant/3rd Quarter/CY 2011	18,750.00
110601	07/20/2011	AT&T	White Pages/July 2011	3.77
110602	07/20/2011	AVANTI PRINTING & GRAPHICS	Summer 2011 Newsletter	6,324.91
110603	07/20/2011	RUTH BAILEY	Taxi Voucher Refund	40.00
110604	07/20/2011	PAUL BARTLOMAIN	Taxi Voucher Refund	50.00
110605	07/20/2011	HAZEL BERGER	Taxi Voucher Refund	55.50
110606	07/20/2011	* BEST CONTRACTING SERVICES INC.	Roof Repairs	4,988.00
110607	07/20/2011	BLACKBOARD CONNECT, INC.	Alert OC/FY 2011-12	14,392.00
110608	07/20/2011	* CAA	Water Quality Consulting/June 2011	2,060.00
110609	07/20/2011	CALIFORNIA HOME SOLUTIONS	Waste Diversion Deposit Refund	900.00
110610	07/20/2011	* CALIFORNIA YELLOW CAB	Taxi Voucher Service/June 2011	24,951.00
110611	07/20/2011	RUS CALISCH	Summer Newsletter Design	400.00
110612	07/20/2011	PEGGY CALLAHAN	Taxi Voucher Refund	47.00
110613	07/20/2011	CALPERS - HEALTH	Employee Benefit Program/August 2011	3,206.59

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Check Number	Check Date	Vendor Name	Check Description	Amount
110614	07/20/2011	CALPERS - RETIREMENT	Retirement Contributions/Period Ending 7/1/11	4,972.39
110615	07/20/2011	CALPERS - RETIREMENT	Retirement Contributions/Period Ending 7/15/11	5,011.94
110616	07/20/2011	JOHANNA CASEY	Taxi Voucher Refund	50.00
110617	07/20/2011	EDGAR CHOW	Taxi Voucher Refund	20.00
110618	07/20/2011	JAMES DAILY	Taxi Voucher Refund	50.00
110619	VOID	DENNIS D. NELSON, PE	Professional Services/May 2011	0.00
110620	07/20/2011	* DENNIS D. NELSON, PE	Professional Services/May 2011	52,246.61
110621	07/20/2011	ANNA DUGAN	Taxi Voucher Refund	30.50
110622	07/20/2011	JEAN HART	Taxi Voucher Refund	50.00
110623	07/20/2011	* HOGLE-IRELAND	Planning & Inspection Services/May 2011	8,268.75
110624	07/20/2011	ROSA KESTELMAN	Taxi Voucher Refund	50.00
110625	07/20/2011	RALPH MILLIKAN	Taxi Voucher Refund	19.00
110626	07/20/2011	CHRISTINA MULLIGAN	Taxi Voucher Refund	50.00
110627	07/20/2011	NIEVES LANDSCAPE, INC.	Landscape Maintenance/July 2011	10,605.41
110628	07/20/2011	* TERESE S OLIVER	City Attorney Services/June 2011	2,880.00
110629	07/20/2011	* REDFLEX TRAFFIC SYSTEMS	Redlight Camera/June 2011	25,000.00
110630	07/20/2011	S. C. SIGNS & SUPPLIES, LLC	Signage	399.75
110631	07/20/2011	* SIGNS BY CREATIONS UNLIMITED	Signage	1,015.35
110632	07/20/2011	ROSALIND SILVERMAN	Taxi Voucher Refund	60.00
110633	07/20/2011	SOUTH COUNTY OUTREACH	Community Services Grant/3rd Quarter/CY 2011	5,000.00
110634	07/20/2011	CLAIRE ST. JOHN	Taxi Voucher Refund	55.00
110635	07/20/2011	MARIE SUNDE	Taxi Voucher Refund	92.50
110636	07/20/2011	TRANSAMERICA OCCIDENTAL	Employee Benefit Program/July-Sept 2011	97.79
110637	07/20/2011	TYLER TECHNOLOGIES, INC.	Annual Maintenance/FY 2011-12	4,110.70
110638	07/20/2011	VANTAGEPOINT TRANSFER AGENT-457	457 Plan Contributions/July 2011	1,425.00

CITY OF LAGUNA WOODS
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Check Number	Check Date	Vendor Name	Check Description	Amount
110639	07/20/2011	* VERRALL, SANDRA	Cell Phone Reimbursement/June 2011	25.00
110640	07/20/2011	* VERRALL, SANDRA	Mileage Reimbursement/June 2011	146.12
110641	07/20/2011	* COUNTY OF ORANGE	Moulton Smart Street/April 2011	171,200.96
110642	07/20/2011	SIGNS BY CREATIONS UNLIMITED	Signage	7,102.05
110643	07/26/2011	AFLAC	Employee Benefit Program/August 2011	310.80
110644	07/26/2011	HARRIET ARNEST	Taxi Voucher Refund	17.50
110645	07/26/2011	* AT&T	Telephone/581-3974/June 2011	75.94
110646	07/26/2011	* AT&T	Telephone/583-1105/June 2011	15.52
110647	07/26/2011	ATOM, INC.	Moulton Smart Street	4,575.00
110648	07/26/2011	B&H	Sound for Electronic Bulletin Board	244.95
110649	07/26/2011	ESTHER BERSHTEL	Taxi Voucher Refund	50.00
110650	07/26/2011	CAPTIONING UNLIMITED	Closed Captioning Council Meeting/July 2011	200.00
110651	07/26/2011	COUNTY OF ORANGE - LAFCO	Annual LAFCO Costs/FY2011-12	1,920.21
110652	07/26/2011	* COUNTY OF ORANGE-PUBLIC WRKS	Transportation Fees	515.25
110653	07/26/2011	* DAVID EVANS & ASSOCIATES INC.	Moulton Smart Street	1,560.00
110654	07/26/2011	MELVIN DAVIDSON	Taxi Voucher Refund	35.00
110655	07/26/2011	* DENNIS D. NELSON, PE	Professional Services/May 2011	9,900.00
110656	07/26/2011	JOYCE DORSEY	Taxi Voucher Refund	50.00
110657	07/26/2011	EL TORO WATER DISTRICT	Landscape Irrigation	60.89
110658	07/26/2011	EL TORO WATER DISTRICT	Linear Park Irrigation/July 2011	484.36
110659	07/26/2011	EL TORO WATER DISTRICT	Dog Park Irrigation/July 2011	22.92
110660	07/26/2011	* EL TORO WATER DISTRICT	City Hall Utilities/June 2011	28.00
110661	07/26/2011	* EL TORO WATER DISTRICT	City Hall Utilities/June 2011	98.49
110662	07/26/2011	FLEX ONE	Program Fees/July 2011	50.00
110663	07/26/2011	AUDREY GOULD	Taxi Voucher Refund	25.00

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Check Number	Check Date	Vendor Name	Check Description	Amount
110664	07/26/2011	LILLIAN HELLER	Taxi Voucher Refund	0.00
110665	07/26/2011	GRACE HICKMAN	Taxi Voucher Refund	50.00
110666	07/26/2011	HARRIET HOEFERT	Taxi Voucher Refund	32.50
110667	07/26/2011	DENISE HOFELLER	Taxi Voucher Refund	30.00
110668	07/26/2011	* KONICA MINOLTA BUSINESS	Copier Charges/April-June 2011	298.22
110669	07/26/2011	* L.I. METAL SYSTEMS	City Hall Maintenance/Rain Gutters	1,552.00
110670	07/26/2011	BERNARD LEE	Taxi Voucher Refund	33.00
110671	07/26/2011	CAROLYN LINDSEY	Taxi Voucher Refund	20.00
110672	07/26/2011	MANAGED HEALTH NETWORK	Employee Benefit Program/August 2011	22.23
110673	07/26/2011	FLORENCE MILLER	Taxi Voucher Refund	50.00
110674	07/26/2011	* NIEVES LANDSCAPE, INC.	Landscape Maintenance/Extras	3,450.00
110675	07/26/2011	* NORCO	Delivery Services	19.66
110676	07/26/2011	* ORANGE COUNTY TREASURER - STREETS	Street Maintenance/May 2011	17,159.80
110677	07/26/2011	BERNICE PAPIERMAN	Taxi Voucher Refund	50.00
110678	07/26/2011	HERBERT PARKER	Taxi Voucher Refund	65.00
110679	07/26/2011	PEAK LIGHTING & ELECTRIC, INC	Streetlight Maintenance/July 2011	704.52
110680	07/26/2011	PRINCIPAL FINANCIAL GROUP	Employee Benefit Program/August 2011	457.10
110681	07/26/2011	JULIANE ROSEN	Taxi Voucher Refund	40.00
110682	07/26/2011	S. C. SIGNS & SUPPLIES, LLC	Signage	587.24
110683	07/26/2011	SBLI OF MASSACHUSETTS	Employee Benefit Program/July-Sept 2011	203.06
110684	07/26/2011	SDB ENTERPRISES	Waste Diversion Deposit Refund	1,350.00
110685	07/26/2011	ROSALYN SHANE	Taxi Voucher Refund	15.00
110686	07/26/2011	SIGNS BY CREATIONS UNLIMITED	Logos Replacement/Sheriff Vehicles	418.07
110687	07/26/2011	ANN SLATER	Taxi Voucher Refund	17.50
110688	07/26/2011	SOUTHERN CALIFORNIA EDISON	City Hall Utilities/July 2011	2,108.56

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Check Number	Check Date	Vendor Name	Check Description	Amount
110689	07/26/2011	SOUTHERN CALIFORNIA EDISON	Irrigation Controllers/July 2011	92.31
110690	07/26/2011	VERONICA SULLIVAN	Taxi Voucher Refund	50.00
110691	07/26/2011	LUCY SULZMAN	Taxi Voucher Refund	31.00
110692	07/26/2011	TRAUMA INTERVENTION PROGRAM	Annual Fees/FY 2011-12	2,211.00
110693	07/26/2011	VANTAGEPOINT TRANSFER AGT-457	ICMA 457 Plan Contributions/July 2011	1,425.00
110694	07/26/2011	VISION SERVICE PLAN OF AMERICA	Employee Benefit Program/August 2011	167.53
110695	07/26/2011	JANE WHISTLER	Taxi Voucher Refund	20.00
110696	07/26/2011	YUSHU YANG	Taxi Voucher Refund	37.50
110697	07/27/2011	* ALL AMERICAN ASPHALT	Santa Maria/Progress Payment 2	48,435.57
110698	07/27/2011	* ATOM, INC.	City Centre Park/June 2011	64,078.43
110699	07/27/2011	* BALLIET, MICHAEL	Waste Consulting/June 2011	3,622.50
110700	07/27/2011	* GASS CONSTRUCTION CO, INC.	Santa Maria/Progress Payment 2	98,233.20
110701	07/27/2011	GASS CONSTRUCTION CO, INC.	Santa Maria/Progress Payment 3	21,493.12
110702	07/27/2011	REDFLEX TRAFFIC SYSTEMS	Moulton Smart Street Repairs	32,620.00
110703	07/27/2011	REILLY, DOUGLAS C.	Employee Benefit Program/July 2011	130.50
110704	07/27/2011	SCE	Linear Park/Electrical Connect	173.82
110705	07/27/2011	SIERRA INSTALLATIONS, INC	Banner Change-Out/July 2011	1,845.00
110706	07/27/2011	STATE CONDEMNATION DEPOSITS	City Hall Acquisition	459,189.14
110707	VOID	LEAGUE OF CA CITIES - OC DIV	Div. Meeting/July/Ring, Robbins, Keane, Reilly	0.00
110708	07/28/2011	* ALL AMERICAN ASPHALT	Santa Maria Pavement Rehabilitation Project	399,822.37
110709	07/28/2011	LEAGUE OF CA CITIES - OC DIV	Div. Meeting/July/Ring, Robbins, Keane, Reilly	100.00
110710	08/03/2011	AT&T	Telephone/458-3487/July 2011	31.43
110711	08/03/2011	BONANZA STEAM CLEANING	Street Maintenance	1,920.00
110712	08/03/2011	BRILLE INSTITUTE	Community Services Grant/3rd Quarter/CY 2011	5,000.00
110713	08/03/2011	MARY BUCHLER	Taxi Voucher Refund	50.00

CITY OF LAGUNA WOODS
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Check Number	Check Date	Vendor Name	Check Description	Amount
110714	08/03/2011	JOHANA CAPRETZ	Taxi Voucher Refund	30.00
110715	08/03/2011	CAPTIONING UNLIMITED	Closed Captioning/Council Meeting/July 28, 2011	100.00
110716	08/03/2011	DELTA DENTAL PLAN OF CA	Employee Benefit Program/August 2011	591.77
110717	08/03/2011	DIGITAL MAP PRODUCTS, INC.	City GIS/FY 2011-12	6,750.00
110718	08/03/2011	ROZSA FENYOE	Taxi Voucher Refund	12.50
110719	08/03/2011	JOY GENTLE	Taxi Voucher Refund	75.00
110720	08/03/2011	HELEN GRAETZ	Taxi Voucher Refund	28.00
110721	08/03/2011	HERB HARRIS	Taxi Voucher Refund	50.00
110722	08/03/2011	LILLIAN HELLER	Taxi Voucher Refund	40.00
110723	08/03/2011	ALFRED JACOBY	Taxi Voucher Refund	50.00
110724	08/03/2011	LAURA'S HOUSE	Community Services Grant/3rd Quarter/CY 2011	1,250.00
110725	08/03/2011	KIM P. LEE	Taxi Voucher Refund	23.50
110726	08/03/2011	NIEVES LANDSCAPE, INC.	Landscape Maintenance/Extra Work	4,451.20
110727	08/03/2011	ORANGE COUNTY COUNCIL OF GOVTS	Annual Fees for Dues & Demographic Research	3,276.05
110728	08/03/2011	* ORANGE COUNTY TREASURER-SHERIFF	4th Qtr Communications Charge/FY 2010-11	48.00
110729	08/03/2011	ORKIN	Pest Control/August 2011	84.49
110730	08/03/2011	PEAK LIGHTING & ELECTRIC, INC	Building Maintenance	139.94
110731	08/03/2011	SOUTHERN CALIFORNIA EDISON	Residential Streetlight/United Mutual/July 2011	1,508.74
110732	08/03/2011	BERNICE STEINBERG	Taxi Voucher Refund	50.00
110733	08/03/2011	SUPERIOR PAVEMENT MARKINGS	Golf Cart Path Signs	1,100.00
110734	08/03/2011	THE GAS COMPANY	City Hall Utilities/July 2011	24.27
110735	08/03/2011	TRAUMA INTERVENTION PROGRAM	Community Services Grant/3rd Quarter/CY 2011	1,250.00
110736	08/03/2011	YOLIE TRIPPY	Employee Benefit Program/July 2011	438.00
110737	08/03/2011	BETTY WATSON	Taxi Voucher Refund	30.00
110738	08/03/2011	SANFORD WEISSMAN	Taxi Voucher Refund	14.00

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Check Number	Check Date	Vendor Name	Check Description	Amount
110739	08/10/2011	AT&T	White Pages/August 2011	3.77
110740	08/10/2011	JOANNE BARNETT	Taxi Voucher Refund	45.00
110741	08/10/2011	CIT TECHNOLOGY FINANCING SERVICE	Copier Lease/August 2011	641.12
110742	08/10/2011	EL TORO WATER DISTRICT	Landscape Irrigation/July 2011	4,717.81
110743	08/10/2011	ELECTRICIAN FOR HIRE	Permit Cancellation/BP 29493B	12.00
110744	08/10/2011	GARY GATES	Empl Benefit Program/July 2011	613.83
110745	08/10/2011	MICHAEL M JOH, MD	Waste Diversion Deposit Refund	750.00
110746	08/10/2011	JONES, ERNESTINE	Employee Benefit Program/July 2011	359.62
110747	08/10/2011	KEANE, LESLIE A.	August 2011 Auto Allowance	450.00
110748	08/10/2011	NIEVES LANDSCAPE, INC.	Landscape/Extra Work/July 2011	450.00
110749	08/10/2011	* NIEVES LANDSCAPE, INC.	Landscape/Extra Work/June 2011	300.00
110750	08/10/2011	S. C. SIGNS & SUPPLIES. LLC	Measure M Project/Santa Maria Trail Signage	272.96
110751	08/10/2011	SOUTHERN CALIFORNIA EDISON	Traffic Signal Controllers/July 2011	769.41
110752	08/10/2011	SOUTHERN CALIFORNIA EDISON	Ridge Route Park/July 2011	21.99
110753	08/10/2011	THE FOUNDATION OF LAGUNA WOODS	Community Services Grant/3rd Quarter/CY 2011	3,750.00
Total Prepaid Warrants				1,695,431.31
REGULAR WARRANTS:				
110754	VOID	ALISO CREEK PRINTING	Business Card Printing	0.00
110755	08/10/2011	ANIMAL PEST MANAGEMENT SERVICES	Animal Control Services	3,000.00
110756	08/10/2011	AT&T	Telephone/452-0600/July 2011	244.38
110757	08/10/2011	AT&T	Telephone/639-0500/July 2011	178.94
110758	08/10/2011	AT&T	Telephone/770-9359/July 2011	15.57
110759	08/10/2011	ATOM, INC.	City Centre Park/July 2011	35,946.23
110760	08/10/2011	BANK OF AMERICA - CC	Credit Card Charges/July 2011	257.12

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Check Number	Check Date	Vendor Name	Check Description	Amount
110761	08/10/2011	KAREN BAYER	Taxi Voucher Refund	50.00
110762	08/10/2011	RUTH BROWER	Taxi Voucher Refund	48.00
110763	08/10/2011	CALIFORNIA YELLOW CAB	NEMT/July 2011	23,194.00
110764	08/10/2011	ETHEL COLMAN	Taxi Voucher Refund	13.80
110765	08/10/2011	COMMPRO	Website Hosting/August 2011	295.00
110766	08/10/2011	CYNTHIA CONNERS	August 2011 Compensation	300.00
110767	VOID	DENNIS D. NELSON, PE	Professional Services	0.00
110768	08/10/2011	* DENNIS D. NELSON, PE	Professional Services/June 2011	70,240.99
110769	08/10/2011	MARTIN FALK	Taxi Voucher Refund	50.00
110770	08/10/2011	DOROTHY GANS	Taxi Voucher Refund	40.00
110771	08/10/2011	EILEEN GOODWIN	Taxi Voucher Refund	50.00
110772	08/10/2011	GREAT CLEANING SERVICE	Janitorial Services/July 2011	628.00
110773	08/10/2011	HACK, BERT	August 2011 Compensation	300.00
110774	08/10/2011	KONE INC.	Elevator Maintenance/Aug 2011	217.00
110775	08/10/2011	RUTH LIPSKY	Taxi Voucher Refund	25.00
110776	08/10/2011	LYNN CAPOUYA	City Centre Park/July 2011	2,611.70
110777	08/10/2011	NIEVES LANDSCAPE, INC.	Landscape Maintenance/Extra Work	3,170.05
110778	08/10/2011	NIEVES LANDSCAPE, INC.	Landscape Maintenance/August 2011	10,605.41
110779	08/10/2011	DIANE NORCROSS	Taxi Voucher Refund	12.50
110780	08/10/2011	OFFICE DEPOT	Fax Machine	323.24
110781	08/10/2011	OFFICEMAX INC	Office Supplies/Copier Paper	240.88
110782	08/10/2011	MURIEL OLSON	Taxi Voucher Refund	100.00
110783	08/10/2011	ORANGE COUNTY REGISTER-NOTICES	Public Notices/July 2011	175.52
110784	08/10/2011	* ORANGE COUNTY TREASURER - STREET	Street Maintenance/June 2011	7,411.52
110785	08/10/2011	CATHERINE OSLER	Taxi Voucher Refund	50.00

CITY OF LAGUNA WOODS
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Check Number	Check Date	Vendor Name	Check Description	Amount
110786	08/10/2011	PEAK LIGHTING & ELECTRIC, INC	Streetlight Maintenance/August 2011	704.52
110787	08/10/2011	REDFLEX TRAFFIC SYSTEMS	Redlight Camera/July 2011	20,000.00
110788	08/10/2011	MARTIN RHODES	August 2011 Compensation	300.00
110789	08/10/2011	RING, ROBERT	August 2011 Compensation	300.00
110790	08/10/2011	ROBBINS, MILTON	August 2011 Compensation	300.00
110791	08/10/2011	SEAN SCHWAB	Bee Removal Services	265.00
110792	08/10/2011	SONITROL	Alarm Monitoring/August 2011	57.19
110793	08/10/2011	SOUTHERN CALIFORNIA EDISON	Safety Lights over Traffic Signals/July 2011	384.22
110794	08/10/2011	SOUTHERN CALIFORNIA EDISON	Right of Way/July 2011	4,339.36
110795	08/10/2011	SOUTHERN CALIFORNIA EDISON	Right of Way/July 2011	1,924.90
110796	08/10/2011	JOSEPH WHITE	Taxi Voucher Refund	36.50
110797	08/10/2011	IRMA WIELSKI	Taxi Voucher Refund	35.00
110798	08/10/2011	RENEE WINDHAM	Taxi Voucher Refund	45.00
110799	08/10/2011	ELAINE WOLMAN	Taxi Voucher Refund	45.00
110800	08/10/2011	ALISO CREEK PRINTING	Business Card Printing/City Hall General/Net of \$41.25 Printing Credit Memo	7.24
Total Regular Warrants				188,538.78
Warrant Register Total				1,883,970.09

* FY 0211/12 Expenditures

July Credit Card Statement Detail

Debit	Amazon	Printer	111.42
Debit	Orange County Register	Newspaper Subscription Renewal	35.56
Debit	Amazon	DVD Recorder	110.14

ITEM 9.4

11.1
FOIE GRAS

RESOLUTION 11-XX

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAGUNA WOODS, CALIFORNIA. COMMENDING RESTAURANTS AND STORES THAT DO NOT SELL FOIE GRAS

WHEREAS, In 2008, Orange County voters approved Proposition 2, the Prevention of Farm Animal Cruelty Act, by a wide margin of 59.7%; and

WHEREAS, foie gras, or “fattened liver,” is made by force feeding ducks or geese large quantities of food for three to four weeks until the birds’ livers have expanded to over ten times their healthy size. After being force fed to this point, the birds struggle to breathe and walk under their own weight; and

WHEREAS, all animal protection groups recognize foie gras as inherently cruel, including the Animal Protection and Rescue League (APRL), Humane Society of the United States (HSUS), American Society for the Prevention of Cruelty to Animals (ASPCA), and In Defense of Animals (IDA); and

WHEREAS, at least fifteen countries have banned foie gras production, and only a few still produce it; and

WHEREAS, in 2004 the California legislature passed Cal. Health & Safety Code § 25980, et. seq., which will make it illegal to sell or produce foie gras from force fed birds in California, effective 2012, because of concerns for animal welfare;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LAGUNA WOODS, CALIFORNIA DOES HEREBY RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

Section 1. The City Council of the City of Laguna Woods supports California Health & Safety Code § 25980 which will take effect July 2012 and will ban foie gras from force fed birds; and

Section 2. The City Council commends all those restaurants and stores in the city, county, and state which have voluntarily ceased selling this product in advance of the effective date of the law.

12.1
ELECTRIC UTILITY UNDERGROUNDING

City of Laguna Woods Agenda Report

DATE: August 17, 2011 City Council Meeting
TO: Honorable Mayor and Councilmembers
FROM: Douglas C. Reilly, Assistant City Manager *DCR*
Agenda Item: Electric Utility Undergrounding

Recommendation

Approve an agreement with the City of Villa Park to loan \$80,000 in Rule 20A electric utility undergrounding funds held by Southern California Edison, and authorize the City Manager to execute the agreement, subject to approval as to form by the City Attorney.

Background

The City of Villa Park has been working with Southern California Edison (SCE) to complete a utility undergrounding project using funds provided through Rule 20A, a tariff required by the state's public utilities commission to fund conversion of overhead electrical facilities to underground facilities. Rule 20A funds are allocated to cities and counties in utility service areas for the exclusive purpose of undergrounding these facilities. Allocations are based on public utilities commission formulas, including the ratio of customers served by overhead facilities to all customers in the community, and the percentage that customers in the community represent of all SCE customers. Agencies are allowed to borrow up to five years of future revenues.

Discussion

Villa Park's undergrounding project is short \$80,000 because the low bid for the work came in over the project estimate. Villa Park has already borrowed to the limit of its Rule 20A funds from SCE and allocated some of its General Funds to the project.

Villa Park approached the Laguna Woods and is proposing an agreement in which:

- Laguna Woods would approve the transfer of \$80,000 of its \$465,010 Rule 20A fund balance to Villa Park;and
- Villa Park would approve the transfer of all of its future Rule 20A allocations to Laguna Woods beginning in 2017, the first year beyond its five-year borrowing period, and continuing until Laguna Woods receives \$120,000 (Villa Park receives approximately \$11,000 per year, so the repayment period would last 11 years),which would repay the principal plus increase Laguna Woods' Rule 20A balance by \$40,000; and
- Villa Park would pay Laguna Woods an administrative fee of \$5,000 within 10 days of confirmation of the transfer of funds from SCE's Laguna Woods' account to Villa Park's account.

Laguna Woods has a balance of \$465,010 in Rule 20A funds held by SCE. There is only one area in the City that would qualify for undergrounding – the south side of Ridge Route, from Peralta Drive to Avenida de la Carlota, a distance of approximately 3,000 feet. While there has been no public request or inquiry about undergrounding these facilities, staff had identified it as a future project once adequate funding becomes available. Based on current cost estimates provided by SCE staff, the cost of undergrounding the entire length of these facilities would be approximately \$1.5 million. The City's Rule 20A allocation is currently \$30,000 per year. The City would need a minimum of 35 years to accumulate the full cost of this undergrounding project, or longer if construction costs increase.

Laguna Woods would not be able to plan for the utility undergrounding project on Ridge Route until at least 2047 unless other funding sources are identified. The loan of Rule 20A funds to Villa Park would provide extra Rule 20A revenues for this project.

Fiscal Impact

Rule 20A utility undergrounding funds are held by SCE on behalf of the City. There will be no fiscal impact on City funds.

Conclusion

The City of Villa Park is proposing an agreement to borrow \$80,000 in Rule 20A utility undergrounding funds, for which Laguna Woods would receive repayment of

\$120,000 over eleven years, plus an additional \$5,000 for administrative costs related to the agreement. Laguna Woods could use these funds in only one area of the City, along Ridge Route Drive, but will not be able to underground these utilities until at least 2047, depending on future Rule 20A allocations and construction costs. The loan would provide additional Rule 20A funding for this project.

Attachment A: Villa Park-Laguna Woods Rule 20A Loan Agreement

MEMORANDUM OF UNDERSTANDING

This Memorandum of Understanding ("MOU") is entered into as of August 17, 2011 ("Effective Date"), by and between the City of Villa Park, a municipal corporation in California with its principal place of business at 17855 Santiago Boulevard, Villa Park, California 92861 ("Villa Park"), and the City of Laguna Woods, a municipal corporation in California with its principal place of business at 24264 El Toro Road, Laguna Woods California 92637 ("Laguna Woods"). Villa Park and Laguna Woods are sometimes individually referred to herein as "Party" and collectively as "Parties."

RECITALS

- A. Electric utilities collect and annually allocate funds to communities to convert overhead electric facilities to underground electric facilities ("Rule 20A Funds").
- B. Villa Park is actively planning one or more projects to underground overhead electric facilities that qualify for the application of Rule 20A Funds ("Projects"), however, Villa Park's current allocation of Rule 20A Funds is insufficient to move forward with such Projects as planned.
- C. Southern California Edison ("SCE") currently holds a balance of \$465,010 in Rule 20A Funds for the benefit of Laguna Woods and Laguna Woods currently has no active projects which can make use of available Rule 20A Funds.
- D. Villa Park desires to receive, and Laguna Woods desires to transfer, Eighty Thousand Dollars (\$80,000.00) of Laguna Woods' Rule 20A Funds ("Laguna Woods Allocation") to enable the Rule 20A Funds which have been allocated to Laguna Woods to be used for their intended purpose of undergrounding electric facilities and to facilitate completion of the Projects.

AGREEMENT

NOW THEREFORE, the Parties hereto agree as follows:

- 1. For a period of thirty (30) days commencing with the Effective Date of this MOU, Villa Park shall conduct due diligence on the proposed transfer of the Laguna Woods Allocation, including without limitation, (i) confirmation with SCE of the applicability of the Rule 20A Funds which are represented by the Laguna Woods Allocation to the funding of the Projects; (ii) the transferability of such funds; and (iii) SCE's willingness to commit to the 2017 transfer of Villa Park Rule 20A funds to Laguna Woods, as provided in paragraph 3 below. On or before the last day of such period, Villa Park shall give Laguna Woods written notice of its intent to proceed with the proposed transfer of the Laguna Woods Allocation in accordance with the terms of this MOU. In the event that Villa Park does not give such notice, then this MOU shall terminate and be of no further force or effect.
- 2. Upon receipt of notice from Villa Park of its intent to proceed as set forth in Paragraph 1, Laguna Woods shall deliver a written request to SCE to transfer the entire balance of the Rule 20A Funds contained in the Laguna Woods Allocation to and for the benefit of Villa Park, conditioned upon the future transfer of Rule 20A funds from Villa Park to Laguna Woods, as provided in Paragraph 3 below. At the same time, Villa Park shall file written

ITEM 12.1/ATTACHMENT A

request to SCE that starting in 2017, the first year Villa Park is again eligible to receive Rule 20A funding, and every year thereafter until a total of One Hundred Twenty Thousand Dollars (\$120,000) has been transferred, the full amount of Villa Park's Rule 20A allocation shall be transferred to Laguna Woods.

3. Within ten (10) business days of SCE's confirmation of its commitment to transfer both the Laguna Wood Allocation and the future Villa Park Rule 20A funds beginning in 2017, and of Villa Park's receipt of written confirmation from SCE that the Laguna Woods Allocation has been transferred to the Rule 20A Funds account for Villa Park and is available for use in the Projects, Villa Park shall make a payment to Laguna Woods in the amount of Five Thousand Dollars (\$5,000), which payment shall constitute full consideration for the administrative costs related to the transfer of the Laguna Woods Allocation, as stated in "Recital D". Upon Laguna Woods' receipt of such payment, the transfer of the Laguna Woods Allocation to Villa Park shall be deemed closed. In the event that Villa Park has not received written confirmation from SCE within ninety (90) days of the date of the written request for transfer by Laguna Woods, then either Party shall have the right to terminate this MOU on five (5) business days written notice to the other Party and Laguna Woods shall have the right following termination to withdraw and/or cancel such request.
4. In the event that SCE objects to the transfer of the Laguna Woods Allocation to Villa Park, or to the commitment to the future transfer of Villa Park Rule 20 A funds to Laguna Woods, or for any reason or there is any legal or regulatory challenge to the transaction described herein, then the Parties shall meet and confer to discuss the desirability of moving forward with the transaction in light of any such objections or challenges and either Party may terminate this MOU on five (5) business days written notice to the other Party. Following any such termination, Laguna Woods shall have the right to withdraw and/or cancel its request for transfer.
5. Villa Park shall indemnify, defend and hold harmless Laguna Woods, its elected officials, officers, employees and agents, from any claim, damage or liability arising from the use of Rule 20A Funds from the Laguna Woods Allocation in connection with the construction of the Projects and any claim challenging the right of Laguna Woods to transfer of the Laguna Woods Allocation or seeking to void or invalidate such transfer.
6. All notices to be given pursuant to this MOU shall be delivered in person or by commercial overnight delivery to the address of the Party set forth above and addressed to the "City Manager" of such Party and shall be effective upon receipt. Notice may further be given by electronic means, provided, however, that such notice shall not be deemed effective unless it is acknowledged in writing by the recipient of such notice.
7. This MOU shall be governed and construed in accordance with the laws of the State of California.
8. If any legal proceeding, including an action for declaratory relief, is brought to enforce or interpret provisions of this MOU, the prevailing party will be entitled to reasonable attorneys fees, which may be set by the court in the same action or in a separate action brought for that purpose, in addition to any other relief to which the party maybe entitled.

[Signatures page follows]

ITEM 12.1/ATTACHMENT A

IN WITNESS WHEREOF, the Parties hereto have executed this MOU as of the Effective Date.

CITY OF VILLA PARK

By: _____

Name: _____

Title: _____

Attest:

By: _____
City Clerk

Approved as to form:

By: _____
City Attorney

CITY OF LAGUNA WOODS

By: _____

Name: _____

Title: _____

Attest:

By: _____
Deputy City Clerk

Approved as to form:

By: _____
City Attorney

12.2
ENVIRONMENTAL MITIGATION FUND -
BUILDING PERMIT SUBSIDIES

City of Laguna Woods
Agenda Report

DATE: August 17, 2011 City Council Meeting
TO: Honorable Mayor and City Councilmembers
FROM: Leslie A. Keane, City Manager 
Agenda Item: Environmental Mitigation Fund – Building Permit Subsidies

Recommendation

Revise building permit subsidies for certain environmental improvements, and transfer \$10,000 from the Council Contingency account to support the program in the current fiscal year.

Background

At its, November 21, 2009, meeting, the City Council established a \$7,500 environmental mitigation fund with the goal of subsidizing building permit fees for certain types of environmental improvements. Since its inception, the environmental mitigation fund has subsidized 78 projects (5 solar and 73 HVAC); allocated funding is expected to be depleted this month.

Discussion

Building fees are designed to cover the cost to the City to provide building, plan check, and inspection services. In July, the City modified its minimum and fixed fees to reflect actual costs. The environmental mitigation fund subsidizes some building permit fees when property owners are making specific improvements that reduce energy or water consumption. If the City Council wishes to continue this program, staff recommends that subsidies be adjusted so that they are in conformance with current building permits fees, and that an additional \$10,000 be allocated to the program.

The following subsidies are recommended:

1. Replacement nail-in windows

The current building permit fee is based on valuation and rate tables and runs from \$69 for a single replacement to \$122.45 for five windows. The proposal is to establish a subsidized fee of \$44 for one to five nail-in window replacements – the actual subsidy would be \$25.00 to \$78.45, depending on the number of windows replaced. This subsidy would not apply to windows that require a new or enlarged wall cut.

2. Hot water recirculation systems

These systems only require a building permit if a new electric outlet is added. The current building permit fee is \$69; the proposal is to reduce this fee to \$44, providing a \$25 subsidy.

3. Photo-voltaic systems (solar panels)

The City has established a \$235 flat fee for typical residential photo-voltaic systems (0-5 kw and less than 300 sq. ft). The proposal is to provide a \$123 subsidy, reducing the cost to the property owner to \$112.

4. Central heating, ventilating, and air conditioning (HVAC) systems

The City has established a flat \$113 fee for HVAC system permits. The proposal is to establish two subsidized fees for systems that exceed current building code requirements - \$88, providing a \$25 subsidy for systems with a 14-15 SEER (seasonal energy efficiency rating) rating, and \$68, providing a \$45 subsidy, for systems that have a SEER rating that exceeds 15. Projects that meet minimum Building Code standards would not be subsidized.

5. Tankless water heaters

This building permit fee is based on valuation and rate tables and may include a variety of components; fees are calculated depending on the particular circumstances of the job. The proposal is to provide a subsidy that equals 50% of the fee.

Fiscal Impact

The current budget contains \$50,000 in Council Contingency funds for special projects. The allocation of \$10,000 to the project would leave \$40,000 in this account.

Conclusion

In 2007, the City Council approved a resolution (No. 07-09) supporting the U. S. Mayors Climate Protection agreement, which includes a pledge to foster sustainable building practices and make energy efficiency a priority. In support of these goals, staff is recommending that the City continue its building permit subsidy for certain environmental improvements.