

**CITY OF LAGUNA WOODS CALIFORNIA
CITY COUNCIL MINUTES
REGULAR MEETING
June 20, 2018
2:00 P.M.
Laguna Woods City Hall
24264 El Toro Road
Laguna Woods, California 92637**

I. CALL TO ORDER

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

II. ROLL CALL

COUNCILMEMBER: PRESENT: Horne, Rainey, Conners, Moore
 ABSENT: Hatch (arrived immediately after roll call)

STAFF PRESENT: City Manager Macon, City Attorney Cosgrove, Administrative Services Director/City Treasurer Cady, Deputy City Clerk Trippy

III. PLEDGE OF ALLEGIANCE

Tony Rackauckas, Orange County District Attorney, led the pledge of allegiance.

IV. PRESENTATIONS AND CEREMONIAL MATTERS

4.1 Rehabilitation Exploitation and Health Care Trafficking Presentation – Orange County District Attorney’s Office

Tony Rackauckas, Orange County District Attorney, made a presentation.

Councilmembers discussed the presentation and District Attorney Rackauckas answered related questions.

4.2 Elder Abuse Awareness Month – June 2018

Councilmembers made comments.

Moved by Councilmember Hatch, seconded by Councilmember Rainey, and carried unanimously on a 5-0 vote, to approve and present the proclamation for Elder Abuse Awareness Month.

4.3 Gun Violence Awareness Month – June 2018

Councilmembers made comments.

Moved by Councilmember Horne, seconded by Councilmember Rainey, and carried unanimously on a 5-0 vote, to approve and present the proclamation for Gun Violence Awareness Month.

4.4 Immigrant Heritage Month – June 2018

Councilmembers made comments.

Moved by Mayor Pro Tem Conners, seconded by Councilmember Horne, and carried unanimously on a 5-0 vote, to approve and present the proclamation for Immigrant Heritage Month.

4.5 Pride Month – June 2018

Councilmembers made comments.

Larry Delira, Laguna Woods Rainbow Club, made comments.

Moved by Mayor Pro Tem Conners, seconded by Councilmember Horne, and carried unanimously on a 5-0 vote, to approve and present the proclamation for Pride Month.

Mayor Moore called for a brief recess.

The meeting was called back to order at 3:44 p.m.

V. PUBLIC COMMENT

Robert Cunningham, resident, suggested that the City Council provide a letter to Congresswoman Mimi Walter's office supporting an assault rifle ban.

Laura Farinella, Police Chief, City of Laguna Beach, thanked the City for its partnership on animal control and shelter services.

Councilmembers briefly responded to Chief Farinella's comments and Chief Farinella and Jim Beres, Civilian Services Administrator, City of Laguna Beach, provided additional information.

VI. CONSENT CALENDAR

Moved by Councilmember Hatch, seconded by Mayor Pro Tem Conners, and carried unanimously on a 5-0 vote, to approve Consent Calendar items 6.1 – 6.16.

6.1 City Council Minutes

Approved the City Council meeting minutes for the regular meeting on May 16, 2018 and special meeting on May 31, 2018.

6.2 City Treasurer's Report

Received and filed the City Treasurer's Report for the month of May 2018.

6.3 Warrant Register

Approved the warrant register dated June 20, 2018 in the amount of \$611,672.89.

6.4 Carryover of Budget Appropriations between Fiscal Years

Approved the carryover of budget appropriations authorized by the City Council on March 21, 2018 to offset costs associated with the digitization of microfiche records between fiscal years 2017-18 and 2018-19.

6.5 Fiscal Year 2018-19 Annual Appropriations Limit

Adopted a resolution entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAGUNA WOODS, CALIFORNIA, ADOPTING THE ANNUAL APPROPRIATIONS LIMIT (GANN LIMIT) FOR FISCAL YEAR 2018-19 COMMENCING JULY 1, 2018 AND ENDING JUNE 30, 2019, IN ACCORDANCE WITH ARTICLE XIII B OF THE CALIFORNIA CONSTITUTION

6.6 Budgeting, Reserves, and Reporting Policy

Adopted a resolution entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAGUNA WOODS, CALIFORNIA, APPROVING MODIFICATIONS TO ADMINISTRATIVE POLICY 2.9 PERTAINING TO BUDGETING, RESERVES, AND REPORTING

6.7 Employee Compensation and Benefits

Adopted a resolution entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAGUNA WOODS, CALIFORNIA, REPEALING RESOLUTION NO. 17-18 AND ESTABLISHING A COMPENSATION SCHEDULE AND BENEFITS

FOR CITY EMPLOYEES

6.8 Newport Bay Watershed Total Maximum Daily Load Programs

Approved a cooperative agreement with the County of Orange, the Orange County Flood Control District, the City of Costa Mesa, the City of Irvine, the City of Laguna Hills, the City of Lake Forest, the City of Newport Beach, the City of Orange, the City of Santa Ana, the City of Tustin, Irvine Ranch Water District, and the Irvine Company to fund total maximum daily load programs and related activities in the Newport Bay Watershed and authorized the Mayor to execute the agreement, subject to approval as to form by the City Attorney.

6.9 Animal Control and Shelter Services

Approved an agreement with the City of Laguna Beach for animal control and shelter services and authorized the City Manager to execute the agreement, subject to approval as to form by the City Attorney.

6.10 Landscape Architecture, Landscape Plan Review, and Arborist Services

1. Approved an agreement with Van Dyke Landscape Architects, Inc. for landscape architecture, landscape plan review, and arborist services and authorized the City Manager to execute the agreement, subject to approval as to form by the City Attorney.

AND

2. Approved an extension of the agreement with NUVIS for as needed landscape architecture and forestry services and authorized the City Manager to execute the extension, subject to approval as to form by the City Attorney.

6.11 As Needed Financial Consulting Services

1. Waived the provisions set forth in Laguna Woods Municipal Code Section 3.06.070(c) related to competitive bidding.

AND

2. Approved an extension of the agreement with Irwin B. Bornstein for as needed financial consulting services and authorized the City Manager to execute the extension, subject to approval as to form by the City Attorney.

6.12 City Attorney Services

Approved an amendment of the legal representation letter with Rutan & Tucker, LLP for legal services as City Attorney and authorized the Mayor to execute the amendment.

6.13 Landscape Maintenance Services

Approved an extension of the agreement with Nieves Landscape, Inc. for landscape maintenance services and authorized the City Manager to execute the extension, subject to approval as to form by the City Attorney.

6.14 Americans with Disabilities Act (ADA) Pedestrian Accessibility Improvement Project: Phase 1 (Moulton Parkway)

1. Approved the “Americans with Disabilities Act (ADA) Pedestrian Accessibility Improvement Project: Phase 1 (Moulton Parkway)” design plans and specifications as recommended by the City Engineer.

AND

2. Awarded a contract agreement to Golden State Constructors for the Construction of the “American with Disabilities Act (ADA) Pedestrian Accessibility Improvement Project: Phase 1 (Moulton Parkway)”, in the amount of \$107,000, plus authorized change orders not to exceed 10% of the base amount; and authorized the City Manager to execute a contract agreement and approve change orders, subject to approval of the contract agreement as to form by the City Attorney.

6.15 General Municipal Election

1. Adopted a resolution entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAGUNA WOODS, CALIFORNIA, CALLING AND GIVING NOTICE OF THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 6, 2018 FOR THE ELECTION OF CERTAIN OFFICERS AS REQUIRED BY THE PROVISIONS OF THE LAWS OF THE STATE OF CALIFORNIA RELATED TO GENERAL LAW CITIES

AND

2. Adopted a resolution entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAGUNA WOODS, CALIFORNIA, REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF ORANGE TO CONSOLIDATE A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 6, 2018 WITH THE STATEWIDE GENERAL ELECTION TO BE HELD ON THE SAME DATE PURSUANT TO CALIFORNIA ELECTIONS CODE SECTION 10403

3. Adopted a resolution entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAGUNA WOODS, CALIFORNIA, REPEALING RESOLUTION NO. 05-07 AND ADOPTING REGULATIONS FOR CANDIDATES FOR ELECTIVE OFFICE PERTAINING TO CANDIDATES STATEMENTS SUBMITTED TO THE VOTERS AT A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 6, 2018

6.16 Conflict of Interest Code

Adopted a resolution entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAGUNA WOODS, CALIFORNIA, RESCINDING RESOLUTION NO. 16-32 AND RE-ADOPTING BY RESOLUTION NO. 16-32, IN ACCORDANCE WITH CALIFORNIA GOVERNMENT CODE SECTION 81000 ET SEQ.

VII. PUBLIC HEARINGS

7.1 Construction and Demolition Materials Management Regulations

City Manager Macon made a presentation.

Mayor Moore opened the public hearing.

With no requests to speak, the public hearing was closed.

Moved by Councilmember Hatch, seconded by Mayor Pro Tem Conners, and carried unanimously on a 5-0 vote, to approve the introduction and first reading of an ordinance – read by title with further reading waived – entitled:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAGUNA WOODS, CALIFORNIA, AMENDING SECTIONS 4.24.020, 4.24.040, AND 4.24.060 OF THE LAGUNA WOODS MUNICIPAL CODE RELATED TO CONSTRUCTION AND DEMOLITION MATERIALS MANAGEMENT

7.2 Purchasing and Procurement Regulations

City Manager Macon made a presentation.

Mayor Moore opened the public hearing.

With no requests to speak, the public hearing was closed.

Councilmembers discussed the item and staff answered related questions.

Moved by Mayor Pro Tem Conners, seconded by Councilmember Hatch, and carried unanimously on a 5-0 vote, to approve the introduction and first reading of an ordinance – read by title with further reading waived – entitled:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAGUNA WOODS, CALIFORNIA, AMENDING CHAPTER 3.06 OF THE LAGUNA WOODS MUNICIPAL CODE RELATED TO PURCHASING AND PROCUREMENT BY THE CITY

VIII. CITY COUNCIL BUSINESS

8.1 Fiscal Years 2017-28 Capital Improvement Program

City Manager Macon made a presentation.

Councilmembers discussed the item and staff answered related questions.

Moved by Councilmember Hatch, seconded by Councilmember Horne, and carried unanimously on a 5-0 vote, to adopt a resolution entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAGUNA WOODS, CALIFORNIA, ADOPTING A NEW 11-YEAR CAPITAL IMPROVEMENT PROGRAM FOR FISCAL YEARS 2017-18 THROUGH 2027-28, IN CONFORMANCE WITH MEASURE M2 REQUIREMENTS AND APPLICABLE CITY POLICIES AND DISCRETION

8.2 Fiscal Years 2017-19 Budget & Work Plan Adjustments

City Manager Macon made a presentation.

Moved by Mayor Pro Tem Conners, seconded by Councilmember Hatch, and carried unanimously on a 5-0 vote, to:

1. Authorize the City Manager to transfer \$5,000 from the Fiscal Year 2017-18 General Fund City Council Contingency budget to the Senior Mobility Program Fund to offset costs associated with operation of the Senior Mobility Program

AND

2. Approve a supplemental contribution of \$23,812 to the Other Post-Employment Benefits (OPEB) Trust Fund, with the appropriation drawn from the General Fund unassigned balance, in order to maintain a prefunding level of 80% of the unfunded OPEB liability.

AND

3. Adopt a resolution entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAGUNA WOODS, CALIFORNIA, AMENDING AND ADOPTING THE FISCAL YEARS 2017-19 BUDGET & WORK PLAN FOR FISCAL YEAR 2017-18 COMMENCING JULY 1, 2017 AND ENDING JUNE 30, 2018, AND FISCAL YEAR 2018-19 COMMENCING JULY 1, 2018 AND ENDING JUNE 30, 2019, RELATED TO APPROPRIATIONS FOR THE GENERAL FUND, CAPITAL PROJECTS FUND, FUEL TAX FUND, ROAD MAINTENANCE & REHABILITATION PROGRAM FUND, AND SENIOR MOBILITY FUND FOR THE SENIOR MOBILITY PROGRAM, THE BIENNIAL CONTRIBUTION TO THE OTHER POST-EMPLOYMENT BENEFITS TRUST FUND, AND VARIOUS CAPITAL IMPROVEMENT PROJECTS, AS WELL AS APPROPRIATIONS FOR AND FROM THE LAGUNA WOODS CIVIC SUPPORT FUND, A BLENDED COMPONENT UNIT OF THE CITY

8.3 California Public Utilities Commission Tariff Rule 20A Allocation

City Manager Macon made a presentation.

Councilmembers discussed the item and staff answered related questions.

Kathryn Freshley, resident, expressed her support for the recommended action.

Moved by Mayor Pro Tem Conners, seconded by Councilmember Hatch, and carried unanimously on a 5-0 vote, to:

1. Approve a memorandum of understanding with the City of Laguna Beach to transfer the City of Laguna Woods' California Public Utilities Commission Tariff Rule 20A allocation balance as of April 5, 2018 (\$593,583) to the City of Laguna Beach for a purchase price of \$326,470.65, and authorize the City Manager to execute the memorandum of understanding, subject to approval as to form by the City Attorney.

AND

2. Authorize the City Manager to request that Southern California Edison transfer and assign the entire balance of the City of Laguna Woods' California Public Utilities Commission Tariff Rule 20A allocation balance as of April 5, 2018 to and for the benefit of the City of Laguna Beach, and provide any additional documentation or information that is reasonably requested by Southern California Edison to complete the transfer.

IX. CITY COUNCIL REPORTS AND COMMENTS

9.1 Coastal Greenbelt Authority

Mayor Pro Tem Conners stated that there had been no meeting since the last meeting.

9.2 Orange County Fire Authority

Councilmember Hatch provided a report.

Councilmembers briefly commented on the report.

9.3 Orange County Library Advisory Board

Councilmember Rainey provided a report.

9.4 Orange County Mosquito and Vector Control District

Councilmember Horne provided a report.

9.5 San Joaquin Hills Transportation Corridor Agency

Mayor Pro Tem Conners provided a report.

9.6 South Orange County Watershed Management Area

Mayor Moore stated that there had been no meeting since the last meeting.

9.7 Other Comments and Reports

Mayor Moore reported on her attendance of the Orange County Water Summit.

X. CLOSED SESSION

- 10.1 The City Council met in closed session under the authority of California Government Code Section 54957(b)(1) to consider the following: Public Employee Performance Evaluation – City Manager.

XI. CLOSED SESSION REPORT

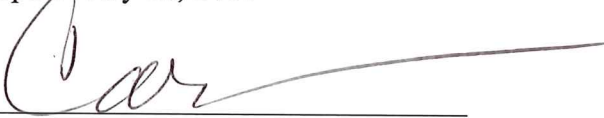
The City Council reconvened in open session at 4:39 p.m. City Attorney Cosgrove stated that there was no reportable action under California Government Code Section 54957.1.

XII. ADJOURNMENT

The meeting was adjourned at 4:39 p.m. The next regular meeting will be at 2:00 p.m. on Wednesday, July 18, 2018, at Laguna Woods City Hall, 24264 El Toro Road, Laguna Woods, CA 92637.


YOLIE TRIPPY, Deputy City Clerk

Adopted: July 18, 2018


CAROL MOORE, Mayor