

LAGUNA NIGUEL CITY COUNCIL
Regular Meeting of May 17, 2016 – 7:00 p.m.

CALL TO ORDER – The meeting was called to order by Mayor Davies at 7:00 p.m.

ROLL CALL

Mayor Laurie Davies– Present
Mayor Pro Tem Jerry Slusiewicz – Present
Council Member Elaine Gennaway – Present
Council Member Jerry McCloskey – Present
Council Member Fred Minagar – Present

INVOCATION – was given by John Pointer, American Legion Chapter 281, Laguna Niguel

PLEDGE OF ALLEGIANCE – was led by Cub Scout Pack 777

PRESENTATIONS

1. Proclamation Declaring May 19, 2016 as Public Works Day

Mayor Davies and the City Council presented a Proclamation to Public Works staff declaring May 19, 2016 as Public Works Day.

PUBLIC COMMUNICATIONS

Bill Smith, resident, spoke about parking for Pickleball at Crown Valley Elementary School.

CONSENT CALENDAR

Mayor Pro Tem Slusiewicz pulled Items Nos. 4 and 10 for discussion.

A MOTION was made by Council Member McCloskey, seconded by Council Member Minagar, to approve the remainder of the Consent Calendar as presented.

Motion carried 5-0.

- 1. Warrants of May 17, 2016**
Approved as written.
- 2. Payroll Summary Register**
Approved as written.
- 3. Minutes of the Special City Council Meeting on May 2, 2016 – 5:15 p.m. for the FY 2016-2017 Draft Working City Budget and Five-Year Capital Improvement Program**
Approved as written.

5. **Laguna Niguel Lightning Baseball Club Sports Sponsorship Request**
Approved the Laguna Niguel Lightning Baseball Club Sports Sponsorship Request.
6. **Approval of Plans and Specifications for the Chapparosa Park, Bear Brand Park, and Salt Creek Trail Slurry Seal Project, Cash Contract No. 16-03**
Approved the Plans and Specifications for the Chapparosa Park, Bear Brand Park, and Salt Creek Trail Slurry Seal Project, Cash Contract No. 16-03, and authorized staff to advertise the project for bids.
7. **Laguna Niguel Community Theater Fee Waiver Request**
Waived all Laguna Niguel Community Theater rental permit fees exceeding \$2,500.
8. **Laguna Niguel Citizen of the Year Resolution for Pre-Authorization**
Pre-authorized a resolution commending the 2015 Laguna Niguel Citizen of the Year, and authorized Council Members to sign the resolution prior to its presentation at the City's Annual Volunteer Appreciation Dinner on June 4, 2016.
9. **Notice of Completion for Oso Creek Multi-Use Trail Project - Cash Contract No. 13-03**
 - a. Accepted as complete the Oso Creek Multi-Use Trail Project - Cash Contract No. 13-03;
 - b. Authorized recordation of the Notice of Completion for said project;
 - c. Authorized the release of the 5% retention thirty five (35) days after the recordation date of the Notice of Completion to the extent allowed by State Law; and
 - d. Approved the Final Closeout Agreement and authorized its execution by the City Manager.
11. **Orange County Transportation Authority Senior Mobility Program Agency Service Plan**
Approved, and authorized the City Manager to execute, the Orange County Transportation Authority Senior Mobility Program Agency Service Plan.

ITEMS PULLED

4. **Minutes of the Regular City Council Meeting on May 3, 2016 – 7:00 p.m.**

Mayor Pro Tem Slusiewicz commented on the revisions to the Council Reports section of the minutes as outlined in the red folder. He reminded his fellow Council Members to be inclusive of each other when reporting attendance at events and meetings to avoid being repetitious. He stated everyone will be credited for their attendance and it will help staff when preparing Council meeting minutes.

A MOTION was made by Mayor Pro Tem Slusiewicz, seconded by Council Member McCloskey, to approve the minutes as presented.

Motion carried 5-0.

10. Joint Letter of Intent between Cities of Laguna Niguel and Aliso Viejo with the County of Orange regarding the AWMA Bridge

PUBLIC SPEAKER

Richard Gardner, resident of Capistrano Beach, spoke in opposition to the Joint Letter of Intent.

Mayor Pro Tem Slusiewicz, Council Member Minagar, Council Member McCloskey, Council Member Gennawey, and Mayor Davies each individually stated their support for the Joint Letter of Intent between the Cities of Laguna Niguel and Aliso Viejo with the County of Orange regarding the AWMA Bridge. Mayor Pro Tem Slusiewicz commented on the meeting he had with Orange County Board of Supervisors Chairwoman Lisa Bartlett to discuss the AWMA bridge and road. He clarified that the bridge and road are private roads within the City limits.

A MOTION was made Mayor Pro Tem Slusiewicz, seconded by Council Member Minagar, to authorize the City Manager to sign the Letter of Intent.

Motion carried 5-0.

FINANCE

1. Selection of Firm to Provide Independent Audit Services to the City

Finance Director Erlandson provided information as stated in the staff report. He stated that in February 2016, staff released a Request for Proposal for Professional Auditing Services and reviewed the proposals to determine the top three firms to bring before the Investment, Banking and Audit Committee. He stated that the firms were interviewed and the Investment, Banking and Audit Committee recommend that the City retain the services of The Pun Group, LLP for independent audit services.

Mr. Erlandson introduced Kenneth Pun, Managing Partner of The Pun Group, LLP. Mr. Pun thanked the City Council for the opportunity to provide independent audit services to the City.

City Manager Foster commented that the proposed agreement includes additional costs for optional audit procedures. He noted that the Investment Banking and Audit Committee unanimously voted to select The Pun Group, LLP for the independent audit services to the City.

Discussion ensued regarding the selection of The Pun Group, LLP. City staff and Mr. Pun answered questions posed by the City Council.

Mayor Pro Tem Slusiewicz suggested that in the future, staff include prior audit firm's contract costs for reference.

A MOTION was made by Council Member McCloskey, seconded by Mayor Davies, to:

- a. Select The Pun Group, LLP to perform the independent audit of the City of Laguna Niguel for Fiscal Years 2015-16, 2016-17 and 2017-18, with an option to perform the audit for two additional years;
- b. Approve the Agreement for Professional Auditing Services with The Pun Group, LLP, subject to the City Attorney making non-substantive changes, and authorize the City Manager to execute the agreement on behalf of the City; and
- c. Authorize the Mayor and Mayor Pro Tem, as representatives of the City Council, to select two additional optional procedures to be performed each year and communicating that directly to the auditors.

Motion carried 5-0.

PUBLIC WORKS

1. Award of Construction Contract and Construction Services Agreements for Tier 2 Entrance Improvements at Crown Valley Park - Cash Contract No. 15-04

Public Works Senior Civil Engineer Mazboudi gave a PowerPoint presentation on the construction contract and construction services agreements for Tier 2 Entrance Improvements at Crown Valley Park. He reviewed the construction bids and reference checks made on Los Angeles Engineering, Inc. and its subcontractors, and stated that all references were positive. He also reviewed the Scope of Work for Tier 2 entrance improvements, which includes an entry bridge with archway, an entry monument, two (2) parking lots, drainage improvements, stairs to upper soccer fields, and irrigation and landscape improvements.

Discussion ensued regarding the Tier 2 Entrance Improvements at Crown Valley Park project.

A MOTION was made by Mayor Pro Tem Slusiewicz, seconded by Mayor Davies, to:

- a. Award the Contract to construct the Tier 2 Entrance Improvements at Crown Valley Park, Cash Contract No. 15-04, to Los Angeles Engineering, Inc., and authorize the City Manager to sign the contract in the amount of \$8,736,169; and,
- b. Approve the Second Amendment to the Agreement for Professional Services Entry Improvements at Crown Valley Park with Hunsaker & Associates for engineering services during construction and authorize the City Manager to sign the second Amendment.

Motion carried 5-0.

CITY MANAGER

1. Summer Council Meeting Dates

City Manager Foster requested that the City Council provide direction and feedback on Council meetings to be held over the next few months.

Mayor Pro Tem Slusiewicz stated that as long as there is a quorum the City Council should have a meeting when there are agenda items to be discussed and voted on by the City Council. He stated that cancelling meetings should not be driven by vacation schedules, unless the vacation schedules indicate there is no quorum.

Council Member Minagar, Council Member McCloskey, and Mayor Davies concurred with Mayor Pro Tem Slusiewicz that meetings should be held if there are agenda items that require Council action.

Council Member Gennawey announced that she will be in Louisiana for 10 days in July 2016, as her daughter is having their first grandchild.

City Manager Foster responded that sufficient notice would be given at a subsequent Council meeting regarding whether or not a meeting would need to be held based on agenda items that would require immediate Council action. He reviewed the agenda process and administrative items such as warrants that would be processed and ratified at the next available City Council meeting.

OTHER BUSINESS/COUNCIL REPORTS

1. Council Reports

Council Member Gennawey reported she and Council Member Minagar completed the Advanced Public Policy Making Academy at the University of California, Irvine, sponsored by the ACC-OC. She reported she, Council Member McCloskey, Council Member Minagar, Mayor Pro Tem Slusiewicz, and Mayor Davies attended the Junior Civic Workshop graduation ceremony. She reported she and Mayor Davies attended a Senior Citizens Committee meeting. She reported she, Mayor Davies, and Mayor Pro Tem Slusiewicz recognized Dr. Darrell Burnett on May 15, 2016, at Chapparosa Park, during the Challenger Division Tournament and Closing Ceremonies. She reported she attended a Laguna Niguel Woman's Club meeting, an Orange County Public Library Advisory Board meeting, and a Military Support Committee meeting. She congratulated the 5th grade students, winners of the American Legion Auxiliary Character Counts Essay competition. She announced a Youth Committee Annual Arts Festival on Friday, May 27, 2016 at Crown Valley Park Amphitheater, and a Memorial Day Commemorative Ceremony on May 30, 2016 at Sea Country Senior and Community Center.

Council Member McCloskey reported he attended a Soka University International Festival, a Citizen of the Year Selection meeting, and an Orange County Fire

Authority Academy Graduation Ceremony. He reported he and Mayor Davies attended a Sober Living Group Home meeting in Laguna Hills.

Mayor Pro Tem Slusiewicz reported he and Council Member Gennaway attended the Parks and Recreation Commission meeting. He reported he and Mayor Davies attended two Parks and Recreation Ad Hoc Committee meetings. He reported he attended an Elder American Month event.

Council Member Minagar reported he attended the SCAG Annual General Assembly meeting and that he had been elected as the SCAG District Director.

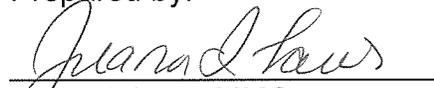
Mayor Davies reported she attended the City Selections Committee meeting, a Sober Living Group Home meeting, and a Neighborhood Watch Program. She reported she visited the Mission Viejo Animal Shelter to welcome Rancho Santa Margarita and Laguna Hills as new contract cities with Mission Viejo Animal Services.

2. City Manager/Department Reports

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

ADJOURNMENT

Prepared by:



Juana I. Laur, MMC
Deputy City Clerk

Respectfully submitted by:



Eileen C. Gomez
City Clerk