

**LAGUNA NIGUEL CITY COUNCIL**  
Regular Meeting of September 20, 2016 – 7:00 p.m.

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**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 Gary Capata – Present**  
**Council Member Elaine Gennawey – Present**  
**Council Member Fred Minagar – Present**

**INVOCATION** – was given by Linda Namy, Baha'is of Laguna Niguel

**PLEDGE OF ALLEGIANCE** – was led by Boy Scout Troop 872

**PRESENTATIONS**

**1. Recognition of the Aliso Niguel High School Second Harvest Food Bank Club**

Mayor Davies and the City Council presented certificates to the Aliso Niguel High School Second Harvest Food Bank Club officers. Kalen and Trishna Patel, Co-Presidents, provided background information on their organization.

**2. Proclamation Declaring October as Crosswalk Safety Awareness Month**

Mayor Davies and the City Council presented a Proclamation declaring October as Crosswalk Safety Awareness Month, and acknowledged Planning Commissioner Steve Cienfuegos and Traffic and Transportation Commission Chairman Mike Pouraryan.

**PUBLIC COMMUNICATIONS**

Kathleen Niven Lechner, resident, spoke about excessive speeding on Crown Valley Parkway near National Park.

Rick Riegle, Laguna Niguel Chamber of Commerce Representative, thanked the City Council for their continued support of the Chamber of Commerce and announced various Chamber activities.

Craig Colley, resident, announced a Social Security Benefits Workshop at the Sea Country Senior and Community Center on September 28, 2016.

Mary Cahillane, resident, spoke regarding permit parking in the Seagate neighborhood.

The following individuals spoke regarding Consent Item No. 5, Ballot Results for La Plata Drive Road Bumps:

Daemon Clark, resident  
Gene Price, resident  
Steve Appleford, resident

Public Works Director Abbaszadeh explained the road bumps process and stated the La Plata Drive road bumps will be referred back to the Traffic and Transportation Commission for further discussion.

Discussion ensued regarding the ballot results for La Plata Drive road bumps, that being Consent Calendar Item No. 5.

## **CONSENT CALENDAR**

**A MOTION** was made by Council Member Minagar, seconded by Council Member Gennawey, to approve the Consent Calendar as presented.  
**Motion carried 5-0.**

**1. Warrants of September 20, 2016**

Approved as written.

**2. Payroll Summary Register**

Approved as written.

**3. Minutes of the Regular City Council Meeting on September 6, 2016**

Approved as written.

**4. Approval of a Professional Services Agreement for Design Services for the Rehabilitation of La Plata Drive and Ivy Glenn Drive Storm Drain Facilities (West & Associates Engineering)**

Approved and authorized the City Manager to execute the Professional Services Agreement with West & Associates Engineering.

**5. Ballot Results for La Plata Drive Road Bumps**

Certified the results of the ballot vote and directed Police Services to continue to provide enforcement as time and personnel permit.

**6. Notice of Completion for Neighborhood Park Monument Sign Project – Cash Contract No. 14-10**

a. Accepted as complete the Neighborhood Park Monument Sign Project – Cash Contract No. 14-10;

- 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.
7. **Consolidated Annual Performance and Evaluation Report (CAPER) for Community Development Block Grant (CDBG) Program Year 2015/2016 (July 1, 2015 to June 30, 2016)**

Authorized staff to submit the CDBG Program Year 2015/2016 CAPER to HUD by September 28, 2016.

## **PUBLIC HEARING**

City Manager Foster introduced and welcomed the new Community Development Director Leslie Aranda Roseberry.

### **1. Zoning Code Amendment ZCA 16-02 (Marijuana Activities)**

Associate Planner Adam Johnson provided information as stated in the staff report. He stated that on June 28, 2016, Proposition 64, known as the Control, Regulate and Tax Adult Use of Marijuana or AUMA, qualified for the November 8, 2016 ballot. He stated that Proposition 64 would immediately legalize the possession, transport, purchase, and use of recreational marijuana for individuals 21 years of age and older, who would also be able to cultivate up to six (6) marijuana plants indoors for personal use and consumption. He concluded the proposed ordinance represents the strongest possible ordinance allowed under California law to protect the City of Laguna Niguel from the negative effects of marijuana related activities in the event that Proposition 64 passes. He stated that the proposed Ordinance comprehensively bans all marijuana activities that can legally be banned and accounts for those uses that would be allowed under any future changes to California law.

Mayor Davies opened the Public Hearing.

## **PUBLIC COMMENTS**

There were none.

Mayor Davies closed the Public Hearing.

**A MOTION** was made by Mayor Pro Tem Slusiewicz, seconded by Council Member Gennaway, to:

- a. Introduce the proposed Ordinance;

- b. The title of the Ordinance, which is the following, was read;

ORDINANCE NO. 2016-184

ORDINANCE OF THE CITY COUNCIL  
OF THE CITY OF LAGUNA NIGUEL, CALIFORNIA,  
ADOPTING ZONING CODE AMENDMENT ZCA 16-02 AMENDING  
LAGUNA NIGUEL MUNICIPAL CODE SECTIONS, 9-1-32  
(RESIDENTIAL DISTRICTS), 9-1-42 (NONRESIDENTIAL DISTRICTS),  
9-1-52 (SPECIAL PURPOSE REGULATIONS), 9-1-133(A)  
(CODE ENFORCEMENT), 9-1-142 (DEFINITIONS) AND  
LAGUNA NIGUEL GATEWAY SPECIFIC PLAN SECTION 4.2  
(PERMITTED USES IN EACH ZONE) AND ADDING SECTION 9-1-55  
TO RESTATE AND READOPT THE PROHIBITION ON MARIJUANA DISPENSARIES,  
CULTIVATION AND DELIVERY IN ALL ZONING DISTRICTS

- c. Waive the reading of the full text of the Ordinance;
- d. Consider the proposed Ordinance, and no changes were made to it; and,
- e. Direct that the proposed Ordinance be placed on the Agenda for the next regular meeting of the City Council for adoption.

**Motion carried 5-0.**

## OTHER BUSINESS/COUNCIL REPORTS

### 1. Council Reports

Mayor Pro Tem Slusiewicz reported he and Council Member Gennaway attended a Cultural Grants Committee meeting. He reported that he, along with the City Council Members, attended the Laguna Niguel City Council Candidates Forum Breakfast. He reported that he, Council Member Minagar and Mayor Davies attended the groundbreaking ceremony for Crestavilla Senior Living and Memory Care Facility. He reported he attended an Orange County Mosquito and Vector Control District Board of Trustees meeting and warned about the dangers of mosquitos that carry Zika and West Nile viruses.

Council Member Minagar reported he attended a Transportation Corridor Authority (TCA) Board of Directors meeting. He reported that he, Mayor Davies and Mayor Pro Tem Slusiewicz attended the Memorial Services for Shayan Mozroi.

Council Member Capata reported he attended the Laguna Niguel City Council Candidates Forum Breakfast and Memorial Services for Frank Hotchkiss, an original member of the Laguna Niguel Planning Commission.

Council Member Gennaway reported on the Laguna Niguel Junior Civic Workshop held September 13, 2016. She reported she attended a Senior Citizens Advisory Council of Orange County meeting and a Council Legislative Committee meeting. She reported she and Mayor Davies attended a Senior Citizens Committee meeting, a Military Support Committee meeting, and a California Women's Leadership Awards Luncheon, where Senator Pat Bates

received the Lifetime Achievement Award. She reported she attended a meeting with Orange County Supervisor Lisa Bartlett and announced a Fairways to Freedom Golf Tournament Fundraiser on September 26, 2016.

Mayor Davies announced a Military Support Committee Car Wash on October 15, 2016. She reported she attended a Human Trafficking Luncheon and a Neighborhood Watch Program. She reported on the Better Sore than Sorry Drug Prevention Workshop held September 18, 2016.

## 2. City Manager/Department Reports

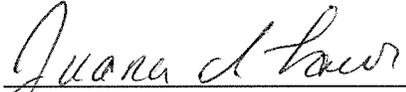
City Staff reported on various events and activities in their departments.

City Manager Foster reported on the progress of the AGORA Project and commented on the upcoming Shop Laguna Niguel Program.

## ADJOURNMENT

Mayor Davies adjourned the meeting at 8:12 p.m.

Prepared by:

  
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Juana I. Laur, MMC  
Deputy City Clerk

Respectfully submitted by:

  
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Eileen C. Gomez  
City Clerk