

## Regular Meeting of the Civic Council July 17, 2017

**NOTICE:** Meetings of the Ladera Ranch Civic Council are held the Third Tuesday of every month at the hour of 7:00 p.m. at the Rancho Santa Margarita Water District Building unless otherwise publicly noticed.

**AGENDA ON THE INTERNET:** The Agenda is available through the internet at [www.LRCivicCouncil.org](http://www.LRCivicCouncil.org). The public may access the agenda on the Thursday prior to the meeting.

**AGENDA DESCRIPTION:** The Agenda descriptions are intended to provide members of the public a general summary of items of business to be transacted or discussed, The listed recommended actions represent recommendations made to the Civic Council, which may take any action it deems appropriate on the agenda item and is not limited in any way by the recommended action.

**Call to Order: 7:00 p.m.**

ROLL CALL: Council Members:	Chair:	Jett McCormick
	Vice-Chair:	Gary Kephart
	Councilmember	Amir Arbabi
	Councilmember:	Mike Ellzey
	Councilmember:	Stephanie Ramsey
	Civic Council Administrator:	Carlo Tomaino
	Civic Council Secretary:	Vacant

### **PUBLIC SESSION**

**PUBLIC SESSION:** At this time, the Civic Council will convene to consider public matters. Those wishing to address the Civic Council must submit a completed "Request to Speak" form prior to Civic Council action.

**PLEDGE OF ALLEGIANCE:** The Pledge of Allegiance to the Flag of our Country will be led by Chair McCormick.

### **PRESENTATION(S):**

1. PRESENTATION FROM THE RANCHO SANTA MARGARITA WATER DISTRICT
2. REPORT FROM THE ORANGE COUNTY SHERIFF'S DEPARTMENT

### 3. CIVIC COUNCIL COMMITTEE UPDATES

#### **PUBLIC COMMENTS:**

*At this time, members of the public may address the Civic Council regarding any items within the subject matters jurisdiction of the Civic Council. No action may be taken on items not listed on the agenda. Comments shall be limited to approximately three minutes per person.*

*Any person wishing to address the Civic Council on any matters, whether or not it appears on this agenda, is requested to complete a "Request to Speak" form. The completed form should be submitted to the Civic Council Secretary prior to an individual being heard by the Civic Council.*

#### **CONSENT CALENDAR:**

#### 4. MINUTES OF THE REGULAR MEETING OF THE LADERA RANCH CIVIC COUNCIL OF JUNE 19, 2017.

RECOMMENDED ACTION: Approve as submitted.

#### **DISCUSSION/ACTION ITEMS:**

#### 5. REVIEW OF CIVIC COUNCIL GOALS

RECOMMENDED ACTION: Receive and File.

#### 6. ASSEMBLY BILL 572

RECOMMENDED ACTION: Provide further direction as desired.

#### 7. POTENTIAL EXPANSION OF CIVIC COUNCIL

RECOMMENDED ACTION: Provide further direction as desired.

#### 8. CIVIC COUNCIL ELECTIONS

RECOMMENDED ACTION: Provide further direction as desired.

#### **CIVIC COUNCIL COMMENTS:**

Chair Jett McCormick  
Vice-Chair Gary Kephart  
Councilmember Amir Arbabi  
Councilmember Mike Ellzey  
Councilmember Stephanie Ramsey

**ADJOURNMENT: MEETING ADJOURNED TO AUGUST 21, 2017**



**SUBJECT:**

REPORT FROM THE RANCHO SANTA MARGARITA WATER DISTRICT

**RECOMMENDED ACTION(S):**

Receive a report from the Rancho Santa Margarita Water District.

---

**EXECUTIVE SUMMARY:**

Mr. Jim Leach, from the Rancho Santa Margarita Water District, will provide a presentation to the community.

---

**FISCAL IMPACT:**

There is no fiscal impact associated with the recommended action.

---

**ATTACHMENTS:**

None

Submitted By: Carlo Tomaino, Civic Council Administrator

**SUBJECT:**

REPORT FROM THE ORANGE COUNTY SHERIFF'S DEPARTMENT

**RECOMMENDED ACTION(S):**

Receive a report from the Orange County Sheriff's Department.

---

**EXECUTIVE SUMMARY:**

The Orange County Sheriff's Department, which provides public safety services for the unincorporated areas of Orange County, is invited to each meeting. The Sheriff's Department may, at this time, provide relevant updates regarding public safety to the community as desired.

---

**FISCAL IMPACT:**

There is no fiscal impact associated with the recommended action.

---

**ATTACHMENTS:**

None

Submitted By: Carlo Tomaino, Civic Council Administrator

**SUBJECT:**

UPDATES REGARDING COMMITTEE ACTIVITIES

**RECOMMENDED ACTION(S):**

Members of the Ladera Ranch Civic Council may provide, as desired, updates related to the activities of the Ladera Ranch Civic Council Subcommittees.

---

**EXECUTIVE SUMMARY:**

The Civic Council created ad-hoc committees that serve to supplement its work in specific policy areas. The subcommittees include the Land Use Committee, Communications Committee, Local Governance Committee, Transportation and Safety Committee, and the Community Outreach Committee. At this time, any member of the Civic Council may provide an update regarding the activities of its ad-hoc committee.

---

**FISCAL IMPACT:**

There is no fiscal impact associated with the recommended action.

---

**ATTACHMENTS:**

None

Submitted By: Carlo Tomaino, Civic Council Administrator

**SUBJECT:**

APPROVAL OF CIVIC COUNCIL MEETING MINUTES

**RECOMMENDED ACTION(S):**

Approve the minutes of the June 19, 2017, Civic Council meeting substantially in the form presented.

---

**EXECUTIVE SUMMARY:**

The meeting minutes from the prior Civic Council meeting are attached for the Civic Council's approval. There is no further background or discussion associated with this item.

---

**FISCAL IMPACT:**

There is no fiscal impact associated with the recommended action.

---

**ATTACHMENTS:**

June 19, 2017, Draft Meeting Minutes

Submitted By: Carlo Tomaino, Civic Council Administrator



2. CIVIC COUNCIL COMMITTEE UPDATES: Councilmember Arbabi provided an update regarding recent slurry seal efforts by Orange County Public Works. Councilmember Arbabi noted that he is frequent community with County staff and residents regarding these improvements. He also noted that the County is working with the University of California Berkeley on a study regarding traffic and pedestrian safety.

Councilmember Ramsey provided an update regarding the Civic Council website indicating certain improvements would be made to the website by the end of June and that a webpage with links to outside agencies would be created sometime in July.

Chair McCormick discussed his efforts to work with Oso Grande Elementary School and the County Planning Department regarding challenges associated with the proposed marquee sign. Chair McCormick indicated that the proposal would ultimately have to be approved by the Orange County Planning Commission and the County Board of Supervisors. He also indicated his willingness to assist all parties with review of planning documents.

Councilmember Ellzey offered an update regarding the construction of a catholic church. The Civic Council engaged in limited discussion citing possible concerns regarding traffic circulation in the area.

**PUBLIC COMMENTS:** A member of the public provided public comment regarding Supervisor Bartlett's Office involving in the potential extension of the 241-South Toll Road.

**CONSENT CALENDAR:**

3. Civic Council Minutes: On a motion by Councilmember Ellzey, and as seconded by Councilmember Ramsey, the Civic Council approved the minutes of the regular meeting of May 15, 2017. MOTION CARRIED UNANIMOUSLY (4-0).

**DICUSSION/ACTION ITEMS:**

4. CALIFORNIA STATE ROUTE 241 SOUTH EXTENSION: Civic Council Administrator Carlo Tomaino provided a summary report of the Civic Council's prior meeting and recent letter to the Transportation Corridor Agencies regarding the proposed extension of the 241-South Toll Road and other related developments.

Councilmember Ramsey reported that she attended the June 5, 2017, public forum on this issue and indicated that many members of the public in attendance were representing the City of San Clemente. Councilmember Ramsey also expressed interest in setting up a meeting with Supervisor Bartlett's Office to discuss topics such as the toll road extension.

Councilmember Arbabi expressed the need to collaborate with other communities on efforts such as the extension of the toll road and suggested advancing efforts to possibly discuss with Rancho Mission Viejo and Las Flores expanding the Civic Council's representation to include those communities.

Chair McCormick and Councilmember Ellzey concurred with Councilmember Arbabi's comments.

#### CIVIC COUNCIL COMMENTS:

Councilmember Arbabi made a motion directing staff to draft a discussion item for the meeting in July to explore options. The motion was seconded by Councilmember Ellzey. MOTION CARRIED UNANIMOUSLY (4-0).

Councilmember Ramsey made a motion directing staff to place on the July agenda, an analysis of Assembly Bill 572. The motion was seconded by Councilmember Arbabi. MOTION CARRIED UNANIMOUSLY (4-0).

ADJOURNMENT: 8:12 p.m.

Meeting adjourned.

**SUBJECT:**

REVIEW OF 2017 CIVIC COUNCIL WORKPLAN

**RECOMMENDED ACTION(S):**

Review the Adopted 2017 Civic Council Workplan.

---

**EXECUTIVE SUMMARY:**

At its meeting of January 16, 2017, the Ladera Ranch Civic Council adopted the 2017 Workplan to focus its resources and efforts for the calendar year (Attachment). The Adopted Workplan includes key issues for the Civic Council including community engagement, meetings with elected officials, advancing the efforts of existing ad-hoc committees, promoting or attending community events, advocating for resident issues, and monitoring State legislation.

Concurrent with the Civic Council approval of the 2017 Workplan, it also requested a further review to assess progress at the July meeting. Consistent with that direction, staff has attached the approved 2017 Civic Council Workplan for review. Any further amendments or discussion is at the discretion of a majority of the Civic Council.

---

**FISCAL IMPACT:**

There is no fiscal impact associated with the recommended action.

**ATTACHMENTS:**

2017 Civic Council Workplan

Submitted By: Carlo Tomaino, Civic Council Administrator

LADERA RANCH

# CIVIC Council

*Your Community, Your Voice*

## 2017 LADERA RANCH CIVIC COUNCIL WORKPLAN

1. Hold Public Meetings to provide opportunities for public engagement and discussion; creating a forum for civil discourse and an exchange of ideas.
2. Meet and work collaboratively with the 5<sup>th</sup> District Supervisor, other elected officials, and County representatives to discuss issues and address concerns for the community.
3. Meet and work collaboratively with local community organizations such as LARMAC, LARCS, and the Ladera Rancho Chamber of Commerce.
4. Provide regular updates to the community regarding public projects and other actions taken the Orange County Board of Supervisors that may impact the community.
5. Work with the Orange County Sheriff's Department to keep the community updated regarding public safety.
6. Increase membership of the Civic Council by engaging in community outreach activities.
7. Increase sponsorship of the Civic Council to ensure it maintains a balanced budget relative to its annual expenditures.

8. Attend and plan special events such as the annual State of the Community, the Fourth of July Celebration, and Town Hall Meetings to discuss specialized topics of discussion.
9. Advance work of the Ad-Hoc Committees, soliciting further direction from the entire Civic Council regarding actions that may require staff resources or extensive communication with County officials.
10. Monitor State Legislation that could have an impact to the community, adopting positions on proposed bills as appropriate and making certain recommendations to the 5<sup>th</sup> District Supervisor.

**SUBJECT:**

BILL ANALYSIS (ASSEMBLY BILL 572)

**RECOMMENDED ACTION(S):**

Exercise Civic Council discretion.

---

**EXECUTIVE SUMMARY:**

At its meeting of June 19, 2017, the Ladera Ranch Civic Council requested a bill analysis of Assembly Bill 572 introduced by Assembly Member Quirk-Silva. While initially introduced as a bill that would enable the County of Orange to fund a Compliance Analyst from the California State Department of Health Care Services, the bill was subsequently amended to provide a pilot program to locate a State compliance analyst within the City of Costa Mesa that will investigate drug abuse treatment facilities within that community. Consequently, while the legislative intent has remained largely the same, the focus of the bill would initially provide the position to a single community within Orange County. Staff has attached the entire text of the bill for the Civic Council's information (Attachment)

The City of Costa Mesa has a high number of both licensed and unlicensed alcohol and drug treatment facilities relative to other Orange County cities. Over the year, Costa Mesa has received a number of complaints from residents related to the deleterious impacts of some of these facilities. The bill would specifically increase staffing at the State-level to assist Costa Mesa in its effort to inspect and regulate these facilities. Costa Mesa would be required to fund the position, provide office space, and reimburse the State of California for other costs. The Compliance Analyst would conduct investigations of complaints against facilities within its jurisdictional boundaries. The Costa Mesa City Council recently voted to fund the position as part of its Fiscal Year 2017-18 Operating Budget at an annual cost of \$125,000.

As part of the bill, the County of Orange or another incorporated city, could contract with Costa Mesa and offset the cost of the position. In order to do so,

the County or another city would adopt an ordinance or resolution enabling its participation in the pilot program. The cost-sharing component would typically occur through a Memorandum of Understanding or other agreement that would stipulate the terms and conditions of the arrangement. The pilot program would remain effective until January 1, 2021. As of the writing of this report, the bill passed State Assembly and is scheduled to be heard before the Senate Committee on Health. If the bill passes out of committee, it would ultimately be voted upon by the State Senate at which time it would appear on the Governor's Desk for signature in September of this year.

At this time, the Civic Council may choose to take a position on Assembly Bill 572. Staff recommends the Civic Council take a position in support of the bill and request a letter be sent to the bill author under the signature of the Chair.

---

**FISCAL IMPACT:**

There is no fiscal impact associated with the recommended action.

**ATTACHMENTS:**

Assembly Bill 572

Submitted By: Carlo Tomaino, Civic Council Administrator

AMENDED IN SENATE JULY 3, 2017

AMENDED IN ASSEMBLY MAY 26, 2017

CALIFORNIA LEGISLATURE—2017–18 REGULAR SESSION

**ASSEMBLY BILL**

**No. 572**

---

---

**Introduced by Assembly Member Quirk-Silva**

February 14, 2017

---

---

An act to add and repeal Section 11834.015 of the Health and Safety Code, relating to alcoholism or drug abuse recovery or treatment facilities.

LEGISLATIVE COUNSEL'S DIGEST

AB 572, as amended, Quirk-Silva. Alcoholism or drug abuse treatment facilities: ~~Orange County~~ *City of Costa Mesa* pilot program.

Existing law provides that the State Department of Health Care Services has the sole authority in state government to license adult alcoholism or drug abuse recovery or treatment facilities, as defined. Existing law authorizes the department to conduct announced or unannounced site visits to licensed facilities to review compliance with all applicable statutes and regulations.

This bill would require the State Department of Health Care Services to establish a pilot program to locate an investigator within a participating ~~county~~ *city* to investigate complaints against licensed adult alcoholism or drug abuse recovery or treatment facilities within the ~~county~~ *city*. The participating ~~county~~ *city* would be the ~~County of Orange~~ *City of Costa Mesa* if the ~~Orange County Board of Supervisors~~ *City Council of the City of Costa Mesa* elects to participate in the pilot program. The bill would require the department to implement the pilot program by executing a contract with the ~~County of Orange~~ *City of*

*Costa Mesa* providing that the department will assign an investigator and the ~~county~~ city will reimburse the department for the costs associated with the pilot program, including, but not limited to, the administrative costs and the investigator’s compensation and benefits. *The bill would authorize the City of Costa Mesa to contract with the County of Orange or a city incorporated within the County of Orange to assign the investigator to investigate complaints within those entities if the Orange County Board of Supervisors or the city council of the city adopts an ordinance or resolution electing to participate in the pilot program.* The bill would require the pilot program to be completed no later than December 31, 2019, and would require the ~~county~~ City of Costa Mesa to submit a report of the results of the pilot program, as specified, to the Legislature no later than July 1, 2020. *The bill would require the pilot program to be conducted in conformance with federal confidentiality laws and regulations.* The provisions of this bill would be repealed on January 1, 2021.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
 State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 11834.015 is added to the Health and  
 2 Safety Code, to read:  
 3 11834.015. (a) (1) The State Department of Health Care  
 4 Services shall establish a pilot program to locate a Substance Use  
 5 Disorder Compliance Division investigator within a participating  
 6 ~~county~~ city to investigate licensed adult alcoholism or drug abuse  
 7 recovery or treatment facilities within that ~~county~~. city. The  
 8 participating ~~county~~ city shall be the ~~County of Orange~~, City of  
 9 Costa Mesa, if the ~~Orange County Board of Supervisors~~ City  
 10 Council of the City of Costa Mesa adopts an ordinance or resolution  
 11 electing to participate in the pilot program.  
 12 (2) The department shall implement the pilot program by  
 13 executing a contract with the ~~County of Orange~~ City of Costa Mesa  
 14 that provides for all of the following:  
 15 (A) The department shall assign a Substance Use Disorder  
 16 Compliance Division investigator to investigate complaints against  
 17 licensed adult alcoholism or drug abuse recovery or treatment  
 18 facilities within the ~~County of Orange~~. City of Costa Mesa.

1 (B) ~~The County of Orange~~ *City of Costa Mesa* shall reimburse  
2 the department for the costs associated with the pilot program,  
3 including, but not limited to, the administrative costs and the  
4 investigator’s compensation and benefits.

5 (C) ~~The County of Orange~~ *City of Costa Mesa* shall provide  
6 office space and amenities to the investigator.

7 (D) *If the Orange County Board of Supervisors or a city council*  
8 *of a city incorporated within the County of Orange adopts an*  
9 *ordinance or resolution electing to participate in the pilot program,*  
10 *the City of Costa Mesa may contract with that entity. The terms*  
11 *of the contract shall include all of the following:*

12 (i) *The City of Costa Mesa shall assign the Substance Use*  
13 *Disorder Compliance Division investigator to investigate*  
14 *complaints against licensed adult alcoholism or drug abuse*  
15 *recovery or treatment facilities within an unincorporated area of*  
16 *the County of Orange or the participating city as contracted.*

17 (ii) *The County of Orange or the participating city shall enter*  
18 *into a memorandum of understanding with the City of Costa Mesa*  
19 *to determine a cost-sharing arrangement for the investigator’s*  
20 *compensation and benefits. The City of Costa Mesa shall reimburse*  
21 *the department for the investigator’s compensation and benefits.*

22 (b) The pilot program established pursuant to subdivision (a)  
23 shall be completed no later than December 31, 2019.

24 (c) ~~If the County of Orange~~ *City of Costa Mesa* participates in  
25 the pilot program authorized by subdivision (a), it shall, no later  
26 than July 1, 2020, submit a report of the results of the pilot program  
27 to the Legislature, in compliance with Section 9795 of the  
28 Government Code, that includes both of the following:

29 (1) An evaluation of the effectiveness of the pilot program.

30 (2) Recommendations for subsequent actions.

31 (d) *The pilot program shall be conducted in conformance with*  
32 *federal confidentiality laws and regulations, including, but not*  
33 *limited to, Section 290dd-2 of Title 42 of the United States Code*  
34 *and Part 2 of Subchapter A of Chapter I of Title 42 of the Code of*  
35 *Federal Regulations.*

36 ~~(e)~~

37 (e) This section shall remain in effect only until January 1, 2021,  
38 and as of that date is repealed.

O

**SUBJECT:**

POTENTIAL EXPANSION OF CIVIC COUNCIL

**RECOMMENDED ACTION(S):**

Exercise Civic Council discretion.

---

**EXECUTIVE SUMMARY:**

At its meeting of June 19, 2017, the Ladera Ranch Civic Council requested a discussion item regarding the possible expansion to represent other unincorporated areas of Southern Orange County. The Civic Council's Adopted Bylaws do not preclude expanding the role of the Civic Council. However, it would be advisable to reach out to representatives of other communities such as Las Flores, Rancho Mission Viejo, and Coto De Caza to understand whether they wish to seek representation with the County of Orange on matters pertaining to local service delivery.

The Civic Council previously participated in a joint effort with cities from South Orange County, the County of Orange, and the Local Agency Formation Commission ("LAFCO") to study and discuss local governance options. Consequently, the Civic Council could consider scheduling a meeting with select representatives of these communities to discuss whether an expanded Civic Council is desired and if so, the possible structure of such an organization.

---

**FISCAL IMPACT:**

There is no fiscal impact associated with the recommended action.

**ATTACHMENTS:**

None.

Submitted By: Carlo Tomaino, Civic Council Administrator

**SUBJECT:**

CIVIC COUNCIL ELECTIONS

**RECOMMENDED ACTION(S):**

Set the date for the Civic Council Elections.

---

**EXECUTIVE SUMMARY:**

Every two years, the Civic Council holds elections. As required by the Civic Council Bylaws, a notice is sent to the membership requesting nominations. Candidate statements are due no fewer than 45 days and not greater than 60 days prior to the election. Currently, there are two vacant positions and an incumbent position available for the Civic Council. Pursuant to the Bylaws, the Civic Council will set and publicize the date(s) for conducting elections, coordinate "meet the candidates event" and any other events of dates deemed by the Civic Council. At this time, staff recommends the Civic Council take action as appropriate to set the schedule and other associated events for the election. Based on the due date of the Candidate Statement, the election could begin as early as August 28 or subsequently on September 12, 2017.

---

**FISCAL IMPACT:**

There is no fiscal impact associated with the recommended action.

**ATTACHMENTS:**

Submitted By: Carlo Tomaino, Civic Council Administrator