

CITY OF ALISO VIEJO
CITY COUNCIL MINUTES
REGULAR MEETING
May 4, 2022, 7:00 P.M.
Council Chambers, City Hall, 12 Journey
Aliso Viejo, California

City Council conducted this meeting in accordance with California Government Code Section 54953(e)(2) and COVID-19 pandemic protocols.

CALL TO ORDER: Mayor Chun called the Regular Meeting of the City Council of the City of Aliso Viejo to order at 7:05 p.m.

ROLL CALL:

PRESENT: MAYOR ROSS CHUN *(via teleconference)*
MAYOR PRO TEM RICHARD HURT *(via teleconference)*
COUNCILMEMBER TIFFANY ACKLEY *(via teleconference)*
COUNCILMEMBER DAVID C. HARRINGTON *(via teleconference)*
COUNCILMEMBER MIKE MUNZING *(via teleconference)*

ABSENT: NONE

STAFF PRESENT: DAVID A. DOYLE, CITY MANAGER
SCOTT C. SMITH, CITY ATTORNEY
MITZI ORTIZ, CITY CLERK
ANN EIFERT, FINANCIAL SERVICES DIRECTOR
SHAUN PELLETIER, PUBLIC WORKS DIRECTOR
LIZZY MENDOZA, RECREATION & COMMUNITY SERVICES MANAGER
ISAAC AZIZ, INFORMATION TECHNOLOGY MANAGER
ROSE RIVERA, SENIOR PLANNER
CAPT. SCOTT MERRILL, CHIEF OF POLICE SERVICES

PLEDGE OF ALLEGIANCE: Mayor Chun led the pledge of allegiance.

1. SPECIAL PRESENTATIONS:

1.1. PROCLAMATION - MENTAL HEALTH AWARENESS MONTH

Mayor Chun presented the proclamation to Olivia Siegel from The Extraordinary Lives Foundation. Ms. Siegel expressed her appreciation and provided information on available services.

1.2. PROCLAMATION - HARVEY MILK DAY

Mayor Chun presented the proclamation and commented on the importance of the designation.

1.3. PROCLAMATION - DROWNING PREVENTION AWARENESS

Mayor Chun presented the proclamation to OCFA Division Chief Michael Contreras. Chief Contreras expressed his appreciation and provided information on this year's Drowning Prevention Awareness campaign.

1.4. TRUSTED PARTNER RECOGNITIONS - ORANGE COUNTY FIRE AUTHORITY AND ORANGE COUNTY SHERIFF'S DEPARTMENT

Mayor Chun presented the certificates of recognition to OCFA Division Chief Michael Contreras and OCSD Captain Scott Merrill. Chief Contreras and Captain Merrill expressed their appreciation.

1.5. INTRODUCTION OF FINANCIAL SERVICES DIRECTOR ANN EIFERT

Mayor Chun introduced City Manager David Doyle, who welcomed Financial Services Director Ann Eifert. Ms. Eifert expressed her appreciation.

2. **ADDITIONS, DELETIONS, REORDERING TO THE AGENDA:**

None.

3. **COMMUNITY INPUT:**

None.

4. **CONSENT CALENDAR:**

Unless otherwise indicated below, the following pertains to all items on the Consent Calendar.

Motion: Councilmember Harrington moved and Councilmember Munzing seconded to approve the recommended actions. Motion carried 5-0.

4.1. WAIVE THE READING OF ALL ORDINANCES AND RESOLUTIONS

Recommended Action: Approve the reading by title only of all ordinances and resolutions wherein the titles appear on the public agenda; said titles shall be determined to have been read by title, and further reading is waived.

4.2. RESOLUTION EXTENSION AUTHORIZING VIRTUAL CITY COUNCIL MEETINGS PURSUANT TO ASSEMBLY BILL 361

Recommended Action: Move to reconfirm findings under Assembly Bill 361 and extend Resolution No. 2021-27 to continue virtual City Council meetings.

4.3. APPROVAL OF MINUTES

Recommended Action: Approve the Minutes as submitted for the April 20, 2022 Special Meeting and the April 20, 2022 Regular Meeting.

4.4. SECOND READING AND ADOPTION OF AN ORDINANCE RELATING TO URBAN LOT SPLITS AND OUTDOOR DINING

Recommended Action: Conduct second reading and adopt Ordinance No. 2022-225 entitled: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO, CALIFORNIA, ADDING SECTIONS 14.28 URBAN LOT SPLITS AND 15.14.210 TWO UNIT PROJECTS AND AMENDING SECTION 15.22.190 OUTDOOR DINING AND DETERMINING THE ORDINANCE TO BE EXEMPT FROM CEQA.

4.5. SECOND READING AND ADOPTION OF AN ORDINANCE RELATING TO AFFORDABLE HOUSING UNIT REPORTING

Recommended Action: Conduct second reading and adopt Ordinance No. 2022-226 entitled: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO, CALIFORNIA ADDING CHAPTER 3.18 TO THE ALISO VIEJO MUNICIPAL CODE REGARDING AFFORDABLE HOUSING UNIT REPORTING AND FINDING THE ORDINANCE NOT SUBJECT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT.

4.6. ACCOUNTS PAYABLE

Recommended Action: Ratify accounts payable checks and electronic funds transfers issued April 14, 2022, in the amount of \$1,010,104.82.

4.7. PROFESSIONAL SERVICES AGREEMENT FOR OUT-OF-SCHOOL TIME PROGRAMS WITH THE BOYS & GIRLS CLUBS OF CAPISTRANO VALLEY

Recommended Action: Approve and authorize the City Manager to execute a Professional Services Agreement with the Boys and Girls Clubs of Capistrano Valley for out-of-school time programs.

4.8. FIRST AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT WITH WESTAMERICA COMMUNICATIONS, INC. FOR PRINTING SERVICES

Recommended Action: Approve and authorize the City Manager to execute the First Amendment to the Professional Services Agreement with Westamerica Communications, Inc. for printing services for the “Aliso Viejo Community Connection” quarterly brochure.

4.9. PROFESSIONAL SERVICES AGREEMENT WITH CABCO YELLOW, INC. FOR SENIOR TRANSPORTATION SERVICES

Recommended Action: Approve and authorize the City Manager to execute the Professional Services Agreement with Cabco Yellow, Inc., DBA California Yellow Cab for senior transportation services under the Senior Mobility Program.

4.10. PROFESSIONAL SERVICES AGREEMENT WITH MICHAEL JUE FOR GRAPHIC DESIGN SERVICES

Councilmembers commented on the matter.

Recommended Action: Approve and authorize the City Manager to execute a Professional Services Agreement with Michael Jue for graphic design services.

Motion: Councilmember Munzing moved and Mayor Pro Tem Hurt seconded to approve the recommended action. Motion carried 5-0.

4.11. CONTRACT AWARD TO CT CONSTRUCTION SERVICES, INC. FOR INSTALLATION OF CONCRETE SOUND BARRIER AT ALISO VIEJO FARM

Recommended Action:

1. Award a contract in the amount of \$83,237.42 to CT Construction Services, Inc. for the Sound Barrier Wall project;
2. Authorize the City Manager to execute a contract with CT Construction Services, Inc.;
3. Authorize City staff to make total compensation to CT Construction Services, Inc. up to \$83,237.42 plus \$8,324 (10% of the contract amount) to allow for contingencies, totaling \$91,561.42; and
4. Appropriate \$55,000 from General Fund Reserves.

5. PUBLIC HEARINGS:

5.1. ADOPTION OF THE FISCAL YEAR 2022-2023 ANNUAL ACTION PLAN FOR EXPENDITURES OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS

City Manager David Doyle introduced Senior Planner Rose Rivera, who provided an overview. Mayor Chun opened the public hearing. There were no speakers. Mayor Chun closed the public hearing.

Recommended Action:

1. Conduct a public hearing;
2. Declare the City Council finds the FY 2022-2023 Annual Action Plan is not subject to the California Environmental Quality Act (CEQA) as the activity is not a project defined in Section 15378(b)(5) of the state CEQA Guidelines;
3. Approve and adopt the FY 2022-2023 Annual Action Plan for the use of Community Development Block Grant (CDBG) funds;

4. Authorize the City Manager to submit the Action Plan to the U.S. Department of Housing and Urban Development (HUD), which executes the HUD contract, and authorize the City Manager to submit all related documents with the implementation of the Action Plan.

Motion: Councilmember Munzing moved and Councilmember Ackley seconded to approve the recommended actions. Motion carried 5-0.

6. **DISCUSSION:**

6.1. **AMENDMENT TO CITY'S PUBLIC AGENCY RETIREMENT SYSTEM (PARS) DEFINED CONTRIBUTION PLAN TO COMPLY WITH INTERNAL REVENUE SERVICE (IRS) REGULATIONS**

City Manager David Doyle provided an overview.

Recommended Action: Adopt Resolution No. 2022-08 approving an amendment to the City's PARS Plan to:

1. Conform the contribution rate to the City Council's intent at the time the plan was adopted;
2. Correct Schedule A regarding employee contributions to the Plan; and
3. Eliminate Tier II of the Plan disallowing any future contributions.

Motion: Councilmember Harrington moved and Councilmember Ackley seconded to approve the recommended actions. Motion carried 5-0.

7. **CITY MANAGER' S REPORT:**

City Manager David Doyle reported on Aliso Viejo Ranch operations, programs, and revenue; and announced summer Recreation Class and Summer Camp registration.

8. **ANNOUNCEMENTS / COUNCIL COMMENTS / COMMITTEE UPDATES:**

Councilmember Ackley:

- Requested update regarding 4th of July Bike Parade

Councilmember Harrington:

- Expressed appreciation to staff on success of Aliso Viejo Ranch
- Encouraged residents to stay safe on Cinco de Mayo

Councilmember Munzing:

- Expressed appreciation to staff on success of Aliso Viejo Ranch
- Attended JamFest & Summer Camp Expo
- Attended ACC-OC Board of Directors Installation Reception
- Attended Crystal Apple Award Ceremony

Mayor Pro Tem Hurt:

- Attended JamFest & Summer Camp Expo

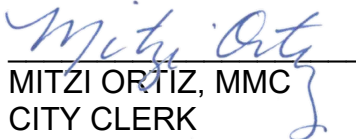
Mayor Chun:

- Attended Crystal Apple Awards Ceremony
- Attended Spirit of Volunteerism Awards Ceremony
- Met with Aliso Viejo Chamber of Commerce
- Attended AVCA Arbor Day-Earth Day Celebration
- Commented on Wellness & Prevention Center services at Aliso Niguel High School
- Announced Red Cross Sound the Alarm Event on May 21, 2022

9. **ADJOURNMENT:** Mayor Chun adjourned the meeting at 7:53 p.m. to the regularly scheduled meeting of June 1, 2022.

Respectfully submitted:

Approved by:



MITZI ORTIZ, MMC
CITY CLERK



ROSS CHUN
MAYOR