CITY OF ALISO VIEJO
CITY COUNCIL MINUTES
REGULAR MEETING
June 5, 2019, 7:00 P.M.
Council Chambers, City Hall, 12 Journey
Aliso Viejo, California

CALL TO ORDER: Mayor Chun called the Regular Meeting of the City Council of the City of Aliso Viejo to order at 7:01 p.m.

PRESENT: MAYOR ROSS CHUN
MAYOR PRO TEM MIKE MUNZING
COUNCILMEMBER TIFFANY ACKLEY
COUNCILMEMBER DAVID C. HARRINGTON
COUNCILMEMBER WILLIAM A. PHILLIPS (arrived at 7:04 p.m.)

ABSENT: NONE

STAFF PRESENT: DAVID A. DOYLE, CITY MANAGER
HONGDAO NGUYEN, ASSISTANT CITY ATTORNEY
MITZI ORTIZ, CITY CLERK
GLENN YASUI, ADMINISTRATIVE SERVICES DIRECTOR
GINA THARANI, FINANCIAL SERVICES DIRECTOR
RYAN SMITH, FINANCIAL SERVICES MANAGER
SHAUN PELLETIER, PUBLIC WORKS DIRECTOR / CITY ENGINEER
MOY YAHYA, ENVIRONMENTAL PROGRAMS MANAGER
OMAR DADABHOY, COMMUNITY DEVELOPMENT DIRECTOR
ERICA ROESS, SENIOR PLANNER
STEPHANIE PHILLIPS, COMMUNITY SERVICES MANAGER
ISAAC AZIZ, INFORMATION TECHNOLOGY MANAGER
LT. CHAD KAJFASZ, CHIEF OF POLICE SERVICES

PLEDGE OF ALLEGIANCE: Travis Mooney, Boy Scout Troop 773, led the pledge of allegiance.

REPORT FROM CLOSED SESSION:

Deputy City Attorney HongDao Nguyen stated no reportable action was taken. Please refer to the June 5, 2019 Special Meeting Minutes.

SPECIAL PRESENTATIONS:

A. RECOGNITION OF DEPUTY ABEL MUNIZ

This item was continued to a future meeting.

B. PRESENTATION BY TRAVIS MOONEY, BOY SCOUT TROOP 773

Mayor Chun introduced Travis Mooney, Boy Scout Troop 773. Mr. Mooney provided an overview of his Eagle Scout project to relocate the flag pole at the Aliso Viejo Center in order to better display flags.

C. PROCLAMATION – LGBT PRIDE MONTH

Mayor Chun presented a Proclamation to Chair Felicity Figueroa, Orange County Equality Coalition. Ms. Figueroa introduced Board Members Justin Massey and Michael Sean Wright and provided information regarding the significance of Pride Month and the 2019 event in Orange County.

D. PARTNERSHIP AWARD RECOGNITION – AGE WELL SENIOR SERVICES, INC.

Mayor Chun presented a Certificate of Recognition to CEO Steve Moyer, Age Well Senior Services, Inc. Mr. Moyer provided information regarding the mission of Age Well Senior Services and services available.

E. ALISO CREEK ARUNDO REMOVAL PROJECT UPDATE

City Manager David Doyle provided an overview and introduced a project update video. Councilmembers commented on the matter.

ADDITIONS, DELETIONS, REORDERING TO THE AGENDA:

None.

COMMUNITY INPUT:

None.

CONSENT CALENDAR ITEMS 1-9:

Mayor Chun asked if any member of the City Council or staff wished to remove an item from the Consent Calendar. Councilmember Harrington requested the removal of Item No. 8. There were no additional requests to remove items from the Consent Calendar.

MOTION: COUNCILMEMBER HARRINGTON MOVED AND COUNCILMEMBER PHILLIPS SECONDED TO APPROVE CONSENT CALENDAR ITEMS 1-7 AND 9 AS PRESENTED.

1. WAIVE THE READING OF ALL ORDINANCES AND RESOLUTIONS

   Approved 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.

2. APPROVAL OF MINUTES – MAY 15, 2019 SPECIAL MEETING AND MAY 15, 2019 REGULAR MEETING

   Approved the subject Minutes as submitted.

3. SECOND READING AND ADOPTION OF ORDINANCE DECLARING PRIMA FACIE SPEED LIMITS ON CERTAIN CITY STREETS

   Conducted second reading and adopted Ordinance No. 2019-211 entitled:

   AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO, CALIFORNIA, DECLARING PRIMA FACIE SPEED LIMITS ON CERTAIN CITY STREETS.

4. ACCOUNTS PAYABLE

   1. Ratified accounts payable checks and electronic funds transfers issued May 2, 2019 in the amount of $816,804.01;
   2. Ratified accounts payable checks and electronic funds transfers issued May 9, 2019 in the amount of $1,257,486.66; and
   3. Ratified accounts payable checks and electronic funds transfers issued May 16, 2019 in the amount of $363,666.48.

5. TREASURER'S STATEMENT – APRIL 2019

   Approved the April 2019 Treasurer's Statement.

6. APPROPRIATIONS LIMIT – FISCAL YEAR 2019-20

   Adopted Resolution No. 2019-07 setting the Proposition 4 (Gann) Appropriations Limit for Fiscal Year 2019-20 for the City of Aliso Viejo at $44,118,739 utilizing 34.25% of this limit in FY 2019-20.

7. AWARD CONTRACT TO WESTERN AUDIO VISUAL FOR THE AV CENTER AUDIO VISUAL EQUIPMENT IMPROVEMENTS

1. Awarded a contract in the amount of $78,975.22 to Western Audio Visual. as the lowest responsible bidder for the AV Center Audio Visual Equipment Improvements;
2. Authorized the City Manager to execute a contract with Western Audio Visual;
3. Declare this project categorically exempt from the California Environmental Quality Act process per Title 14 of the California Code of Regulations, Chapter 3, Article 19, Section 15301 (Class 1: Existing Facilities); and
4. Authorized City staff to make total compensation to Western Audio Visual up to $78,975.22 plus $10,524.78 to allow for contingencies, totaling $89,500.

8. STREET SWEEPING SERVICES

This item was removed from the Consent Calendar.

9. HVAC MAINTENANCE SERVICES

1. Approved the First Amendment to the Agreement with Harbor Pointe Air Conditioning & Control Systems, Inc. to perform HVAC Maintenance Services that modifies the scope of service and increases the contract amount by $35,000 for a total authorization of $60,000 since 2018; and
2. Authorized the City Manager to execute the First Amendment to the Agreement.

MOTION CARRIED UNANIMOUSLY

END OF CONSENT CALENDAR

REMOVED FROM CONSENT CALENDAR

8. STREET SWEEPING SERVICES

City Manager David Doyle and Public Works Director Shaun Pelletier responded to questions regarding quality of service, termination clause, and scope of services. Councilmembers commented on the matter.

MOTION: COUNCILMEMBER MUNZING MOVED AND ACKLEY SECONDED TO:

1. **APPROVE A SECOND AMENDMENT TO THE AGREEMENT WITH SUNSET PROPERTY SERVICES TO PERFORM STREET SWEEPING SERVICES THAT EXTENDS THE TERM ONE YEAR AND INCREASES THE CONTRACT AMOUNT BY $60,000 FOR A TOTAL AUTHORIZATION OF $360,000 SINCE 2015; AND**
2. **AUTHORIZE THE CITY MANAGER TO EXECUTE THE SECOND AMENDMENT TO THE AGREEMENT.**

MOTION CARRIED 4-1, WITH COUNCILMEMBER HARRINGTON DISSENTING

PUBLIC HEARING ITEMS 10-11:

10. PLANNING APPLICATION PA19-008 (EXT) – A REQUEST FOR A SECOND, ONE-YEAR EXTENSION FOR PLANNING APPLICATION PA15-039 (SDP/CUP) FOR THE PROPERTIES LOCATED AT 400, 500, 600, AND 700 FREEDOM LANE

City Manager David Doyle provided the staff report. Deputy City Attorney HongDao Nguyen, Community Development Director Omar Dadabhoy, and Mr. Doyle responded to questions regarding vesting of project, number of extensions, and applicable Building Codes. Mayor Chun opened the public hearing. There were no speakers. Mayor Chun closed the public hearing. Councilmembers commented on the matter.

MOTION: MAYOR PRO TEM MUNZING MOVED AND COUNCILMEMBER ACKLEY SECONDED TO:

1. **CONDUCT A PUBLIC HEARING;**
2. **MAKE A DETERMINATION THAT THE ENVIRONMENTAL EFFECTS OF THE PROJECT HAVE BEEN PREVIOUSLY ASSESSED IN CONJUNCTION WITH THE FINAL ENVIRONMENTAL IMPACT REPORT (FEIR) FOR THE 2004 ALISO VIEJO GENERAL PLAN (STATE CLEARINGHOUSE #2003101060), AS UPDATED BY THE ADDENDUM TO THE FEIR PREPARED FOR THE 2013 HOUSING ELEMENT AND THE ADDENDUM TO THE FEIR PREPARED FOR THE 4 LIBERTY PROJECT, AND THAT UNDER PUBLIC RESOURCES CODE, SECTION 21166 AND STATE CEQA GUIDELINES, SECTION 15162, NO FURTHER ENVIRONMENTAL REVIEW IS REQUIRED FOR THE PROPOSED SECOND, ONE-YEAR EXTENSION OF PLANNING APPLICATION PA15-039 (SDP/CUP); AND**
3. **ADOPT RESOLUTION NO. 2019-08 APPROVING A SECOND, ONE-YEAR EXTENSION TO PLANNING APPLICATION PA15-039 (SDP/CUP) FOR THE PROPERTIES LOCATED AT 400, 500, 600, AND 700 FREEDOM LANE.**

MOTION CARRIED UNANIMOUSLY

11. PLANNING APPLICATION PA19-006 (EXT) – A REQUEST FOR A SECOND, ONE-YEAR EXTENSION FOR PLANNING APPLICATION PA15-039 (SDP/CUP) FOR THE PROPERTY LOCATED AT 800 FREEDOM LANE

City Manager David Doyle provided the staff report. Staff responded to questions regarding related moratorium. Mayor Chun opened the public hearing and the following person spoke:

1. Gretchen Siemers provided information regarding the timeline for proposed project.

There were no other speakers. Mayor Chun closed the public hearing. Councilmembers commented on the matter.

MOTION: MAYOR PRO TEM MUNZING MOVED AND COUNCILMEMBER PHILLIPS SECONDED TO:

1. **CONDUCT A PUBLIC HEARING;**
2. **MAKE A DETERMINATION THAT THE ENVIRONMENTAL EFFECTS OF THE PROJECT HAVE BEEN PREVIOUSLY ASSESSED IN CONJUNCTION WITH THE FINAL ENVIRONMENTAL IMPACT REPORT (FEIR) FOR THE 2004 ALISO VIEJO GENERAL PLAN (STATE CLEARINGHOUSE #2003101060), AS UPDATED BY THE ADDENDUM TO THE FEIR PREPARED FOR THE 2013 HOUSING ELEMENT AND THE ADDENDUM TO THE FEIR PREPARED FOR THE 4 LIBERTY PROJECT, AND THAT UNDER PUBLIC RESOURCES CODE, SECTION 21166 AND STATE CEQA GUIDELINES, SECTION 15162, NO FURTHER ENVIRONMENTAL REVIEW IS REQUIRED FOR THE PROPOSED SECOND, ONE-YEAR EXTENSION OF PLANNING APPLICATION PA15-039 (SDP/CUP); AND**
3. **ADOPT A RESOLUTION NO. 2019-09 APPROVING A SECOND, ONE-YEAR EXTENSION TO PLANNING APPLICATION PA15-039 (SDP/CUP) FOR THE PROPERTY LOCATED AT 800 FREEDOM LANE.**

MOTION CARRIED UNANIMOUSLY

DISCUSSION ITEMS 12-13:

12. LAW ENFORCEMENT SERVICES AGREEMENT FOR FY 2019-20

City Manager David Doyle provided the staff report. Staff responded to questions regarding service and staffing levels, labor negotiations, and regional policing. Councilmembers commented on the matter.

MOTION: COUNCILMEMBER ACKLEY MOVED AND COUNCILMEMBER HARRINGTON SECONDED TO:

1. **APPROVE AND AUTHORIZE THE CITY MANAGER TO EXECUTE THE AGREEMENT WITH THE COUNTY OF ORANGE FOR FY 2019-20 LAW ENFORCEMENT SERVICES IN THE AMOUNT OF $8,901,922; AND**
2. **APPROVE AND AUTHORIZE THE CITY MANAGER TO EXECUTE THE AMENDMENT TO THE AGREEMENT WITH ALL CITY MANAGEMENT, INC. FOR PROVIDING SCHOOL CROSSING GUARD SERVICES IN THE AMOUNT OF $182,078.**

MOTION CARRIED UNANIMOUSLY

13. ADOPT ANNUAL BUDGET FOR FY 2019-20

City Manager David Doyle introduced Financial Services Manager Ryan Smith who provided the staff report. Financial Services Director Gina Tharani and Mr. Doyle provided responded to questions regarding unfunded pension liability, Aliso Viejo Center profits, legal fees, Aliso Viejo Aquatic Center capital improvements, and revenue sources. Councilmembers commented on the matter.

MOTION: COUNCILMEMBER HARRINGTON MOVED AND MAYOR PRO TEM MUNZING SECONDED TO:

1. **ADOPT RESOLUTION NO. 2019-10 APPROVING THE ANNUAL OPERATING BUDGET FOR FY 2019-20;**
2. **ADOPT RESOLUTION NO. 2019-11 APPROVING A SALARY SCHEDULE, NEW POSITIONS, RETITLING OF EXISTING POSITIONS AND BENEFITS FOR CITY OF ALISO VIEJO EMPLOYEES, EFFECTIVE JULY 1, 2019; AND**
3. **AUTHORIZE COST-OF-LIVING ADJUSTMENT OF 3.9% FOR EMPLOYEE SALARIES, EFFECTIVE JULY 1, 2019.**

MOTION CARRIED UNANIMOUSLY

CITY MANAGER'S REPORT

City Manager David Doyle announced registration for Summer Camps; Document Shredding & E-Waste Collection Event to be held from 9:00 a.m. to 12:00 p.m. on June 22, 2019 at Soka University; 4th of July Bike Parade and Celebration to be held from 9:00 a.m. to 11:00 a.m. on July 4, 2019 on Aliso Viejo Parkway; availability of discounted Ring security devices for residents; various Design Workshops for The Commons to be held from June 10-14, 2019; and commended IT Staff on newly installed digital signage.

ANNOUNCEMENTS / COUNCIL COMMENTS / COMMITTEE UPDATES

Councilmember Harrington:

- Commented on Summer Recreation Classes
- Attended International Council of Shopping Centers Convention
- Commented on 75th anniversary of D-Day
- Submitted in writing:
  - Attended OCFA Board of Directors Meeting
  - Attended ACC-OC Board of Directors Meeting

Councilmember Ackley:

- Congratulated Aliso Viejo graduates
- Submitted in writing:
  - Attended Orange County Fair Sneak Peek
  - Worked on 4th of July Bike Parade and Celebration
  - Attended fundraiser for Matt Fuentes

Councilmember Phillips:

- Attended International Council of Shopping Centers Convention
- Congratulated Aliso Viejo graduates
- Submitted in writing:
  - Attended Library Advisory Board Meeting
  - Attended International Council of Shopping Centers Convention

Mayor Pro Tem Munzing:

- Congratulated Aliso Viejo graduates
- Submitted in writing:
  - Attended Which Which Superior Sandwiches Ribbon Cutting
  - Attended TCA Joint Operations and Finance Committee Meeting
  - Attended TCA Chair Reception

Mayor Chun:

- Expressed appreciation to IT Manager Isaac Aziz
- Commended Boys & Girls Club of Capistrano Valley on their program offerings
- Attended Orange County Mosquito and Vector Control District Meeting
- Attended Soka University Commencement Ceremony
- Attended Memorial Day Observance
- Attended City Selection Committee Meeting
- Attended League of California Cities Orange County Division Board Meeting
- Attended Emergency Management Preparedness Summit
- Attended Laguna Niguel State of the City

ADJOURNMENT: Mayor Chun adjourned the meeting at 9:00 p.m. to the regularly scheduled meeting of June 19, 2019.

Respectfully submitted:

MITZI ORTIZ, MMC
CITY CLERK

Approved by:

ROSS CHUN
MAYOR