CITY OF ALISO VIEJO
CITY COUNCIL MINUTES
REGULAR MEETING
July 15, 2020, 7:00 P.M.
Council Chambers, City Hall, 12 Journey
Aliso Viejo, California

City Council conducted this meeting in accordance with California Governor Newsom's Executive Orders N-25-20 and N-29-20 and COVID-19 pandemic protocols.

CALL TO ORDER: Mayor Munzing called the Regular Meeting of the City Council of the City of Aliso Viejo to order at 7:00 p.m.

ROLL CALL:

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

ABSENT: NONE

STAFF PRESENT: DAVID A. DOYLE, CITY MANAGER
SCOTT C. SMITH, CITY ATTORNEY
MITZI ORTIZ, CITY CLERK
GINA THARANI, FINANCIAL SERVICES DIRECTOR
SHAUN PELLETIER, PUBLIC WORKS DIRECTOR
OMAR DADABHOY, COMMUNITY DEVELOPMENT DIRECTOR
JENNIFER LOWE, SENIOR PLANNER
STEPHANIE PHILLIPS, RECREATION & COMMUNITY SERVICES MANAGER
ISAAC AZIZ, INFORMATION TECHNOLOGY MANAGER
LT. CHAD KAJFASZ, CHIEF OF POLICE SERVICES
SARAH LIMONES, SENIOR EMERGENCY MANAGEMENT PROGRAM COORDINATOR

PLEDGE OF ALLEGIANCE: Community Development Director Omar Dadabhoy led the pledge of allegiance.

1. SPECIAL PRESENTATIONS:

1.1. RECOGNITION OF GUSTAV E. SJOHOLM FOR THE OCCASION OF HIS 85TH BIRTHDAY

Mayor Munzing introduced Councilmember Chun who presented the recognition to Mr. Sjoholm. Councilmembers expressed their well wishes.

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 Phillips seconded to approve the recommended actions. Motion carried unanimously.

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. APPROVAL OF MINUTES – JUNE 17, 2020 SPECIAL MEETING AND JUNE 17, 2020 REGULAR MEETING

Recommended Action: Approve the subject Minutes as submitted.

4.3. ACCOUNTS PAYABLE

Recommended Action:

1. Ratify accounts payable checks and electronic funds transfers issued June 04, 2020 in the amount of $510,694.26;
2. Ratify accounts payable checks and electronic funds transfers issued June 11, 2020 in the amount of $41,519.79;
3. Ratify accounts payable checks and electronic funds transfers issued June 18, 2020 in the amount of $605,248.51 and
4. Ratify accounts payable checks and electronic funds transfers issued June 25, 2020 in the amount of $946,370.18.

4.4. TREASURER'S STATEMENT – MAY 2020

Recommended Action: Approve May 2020 Treasurer's Statement

4.5. AUTHORIZE THE ANNUAL LEVY OF ASSESSMENTS FOR COMMUNITY FACILITIES DISTRICT NO. 2005-01 (GLENWOOD AT ALISO VIEJO) FOR FISCAL YEAR 2020-2021

Recommended Action: Adopt Resolution No. 2020-25 of the City Council, acting as the legislative body of Community Facilities District No. 2005-01 (Glenwood at Aliso Viejo), authorizing the annual levy of assessments for fiscal year 2020-2021.

4.6. AWARD CONTRACT TO RJ NOBLE COMPANY FOR THE PACIFIC PARK REHABILITATION - ALISO VIEJO PARKWAY TO ALISO CREEK ROAD PROJECT

Recommended Action:

1. Approve Contract Documents, Specifications, and Plans for the Pacific Park Rehabilitation - Aliso Viejo Parkway to Aliso Creek Road Project;
2. Award a contract in the amount of $685,450 to RJ Noble Company as the lowest responsible bidder for the Pacific Park Rehabilitation - Aliso Viejo Parkway to Aliso Creek Road Project;
3. Authorize the City Manager to execute a contract with RJ Noble Company;
4. Authorize City staff to make total compensation to RJ Noble Company up to $685,450 plus $68,545 (10% of the contract amount) to allow for contingencies, totaling $753,995; and
5. Declare this project categorically exempt from the California Environmental Quality Act (CEQA) process Per Title 14 of the California Code of Regulations, Chapter 3, Article 19, Section 15301 (Class 1: Existing Facilities).

4.7. AWARD CONTRACT TO BAKER ELECTRIC FOR MSRC ELECTRIC VEHICLE CHARGING STATIONS

Recommended Action:

1. Award a contract to Baker Electric for MSRC Electric Vehicle Charging Stations totaling $75,500;
2. Authorize the City Manager to execute the contract for MSRC Electric Vehicle Charging Stations with Baker Electric;
3. Appropriate $83,050 of AB 2766 AQMD funds in the FY 2020-21 Budget;
4. Authorize City staff to make total compensation to Baker Electric up to $75,500 plus $7,550 (10% of the contract amount) to allow for contingencies, totaling $83,050; and
5. Declare this project categorically exempt from the California Environmental Quality Act (CEQA) process Per Title 14 of the California Code of Regulations, Chapter 3, Article 19, Section 15301 (Class 1: Existing Facilities).

4.8. AWARD CONTRACT TO FC & SONS ROOFING INCORPORATED FOR CITY HALL ROOF IMPROVEMENTS

Recommended Action:

1. Award a contract to FC & Sons Roofing for City Hall Roof Improvements totaling $98,856;
2. Authorize the City Manager to execute the contract for City Hall Roof Improvements with FC & Sons Roofing;
3. Authorize City staff to make total compensation to FC & Sons Roofing up to $98,856 plus $75,000 to allow for contingencies, totaling $173,856; and
4. Declare this project categorically exempt from the California Environmental Quality Act (CEQA) process Per Title 14 of the California Code of Regulations, Chapter 3, Article 19, Section 15301 (Class 1: Existing Facilities).

4.9. RELEASE OF THE LETTER OF CREDIT FOR THE COMPLETED GRADING IMPROVEMENTS FOR SOKA UNIVERSITY'S RESIDENCE HALLS AND STEM BUILDING

Recommended Action: Adopt Resolution No. 2020-26 releasing the Irrevocable Standby Letter of Credit No. S335475M for SOKA University's Residence Halls and STEM Building grading improvements.

Motion: Councilmember Harrington moved and Councilmember Phillips seconded to approve the recommended actions. Motion carried 4-0-1, with Mayor Munzing abstaining.

4.10. RELEASE OF BONDS FOR THE 51 COLUMBIA LANDSCAPE RENOVATION PROJECT

Recommended Action: Adopt Resolution No. 2020-27 exonerating Landscaping Surety Bond No. CAC717232 for 51 Columbia.

4.11. RELEASE OF BONDS FOR THE 26600, 26650, 26700 ALISO VIEJO PARKWAY LANDSCAPING PROJECT

Recommended Action: Adopt Resolution No. 2020-28 exonerating Landscaping Surety Bond No. 0692067 for 26600, 26650, 26700 Aliso Viejo Parkway.

4.12. ALISO VIEJO RANCH FFE

Recommended Action: Authorize the City Manager to negotiate and enter into a contract with Peoplespace for procurement of furniture, fixtures, and equipment (FFE) for Aliso Viejo Ranch in an amount not to exceed $178,000.

5. PUBLIC HEARINGS:

5.1. PLANNING APPLICATIONS PA20-003 (EXT) AND PA19-030 (SDP/TUP) FOR A ONE-YEAR EXTENSION TO THE PERIOD OF VALIDITY AND MAJOR MODIFICATION TO THE SITE DEVELOPMENT PERMIT APPROVED BY CITY COUNCIL ON OCTOBER 7, 2015, UNDER PLANNING APPLICATION PA15-039 (SDP/CUP) TO DEVELOP A

42,657 SQUARE FOOT MEDICAL OFFICE BUILDING WITH A TEMPORARY CONSTRUCTION YARD FOR THE PROPERTY LOCATED AT 800 FREEDOM LANE

City Manager David Doyle introduced Senior Planner Jennifer Lowe, who provided an overview. Mark Costa (Senior Vice President, Area Manager) and Skyler Denniston (National Director – Land Use) provided additional information on behalf of applicant Kaiser Permanente. Mayor Munzing opened the public hearing. There were no public comments. Mayor Munzing closed the public hearing. Staff and applicant responded to questions regarding signage approval process, construction schedule, and parking. Councilmembers commented on the matter.

Recommended Action:

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 the Addendum to the FEIR prepared for the 4 Liberty project, and the under Public Resources Code, Section 21166 and State CEQA Guidelines, Section 15162, no further environmental review is required for the proposed, one-year extension of Planning Application PA15-039 (SDP/CUP) and the development of the medical office building;
3. Adopt Resolution No. 2020-29 approving Planning Application PA20-003 (EXT) for a one-year extension to Planning Application PA15-039 (SDP/CUP) for the property located at 800 Freedom Lane; and
4. Adopt Resolution No. 2020-30 approving Planning Application PA19-003 (SDP/TUP) for a site development permit to develop a 42,657 square foot medical office building and temporary use permit for a temporary construction yard at 800 Freedom Lane.

Motion: Councilmember Harrington moved and Councilmember Phillips seconded to approve the recommended actions. Motion carried unanimously.

6. DISCUSSION:

6.1. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO, CALIFORNIA AMENDING CHAPTER 1.04 OF THE ALISO VIEJO MUNICIPAL CODE RELATING TO THE USE OF OFFICIAL INDICIA OF THE CITY OF ALISO VIEJO

City Manager David Doyle introduced City Attorney Scott Smith, who provided an overview. Staff responded to questions regarding Mayor's Message, and allowable uses of indicia. Councilmembers commented on the matter.

Recommended Action: Introduce and approve for first reading an Ordinance entitled: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO, CALIFORNIA AMENDING CHAPTER 1.04 OF THE ALISO VIEJO MUNICIPAL CODE RELATING TO THE USE OF OFFICIAL INDICIA OF THE CITY OF ALISO VIEJO.

Motion: Mayor Munzing moved and Mayor Pro Tem Ackley seconded to approve the recommended action, and to exclude the Mayor's Message from said ordinance. Motion carried unanimously.

6.2. USE OF $617,900 IN STATE GRANT FUNDS TO ASSIST LOCAL BUSINESSES

City Manager David Doyle introduced Community Development Director Omar Dadabhoy, who provided an overview. Staff responded to questions regarding funding availability, eligibility, and outreach. Councilmembers commented on the matter.

Recommended Action:

1. Find that the request is exempt from the California Environmental Quality Act pursuant to State CEQA Guidelines Sections 15378(b)(4);
2. Approve creation of the Small Business Grant Program and expanded Go Outdoor Grant Program (Go Grant); and
3. Authorize the City Manager, or his designee, to execute all necessary program, contract and grant documents.

Motion: Councilmember Chun moved and Councilmember Phillips seconded to approve the recommended actions. Motion carried unanimously.

6.3. DISCUSS COMPLETION OF ALISO VIEJO RANCH PROJECT PHASE II

City Manager David Doyle provided an overview. Finance Director Gina Tharani provided additional information. Staff responded to questions regarding meeting space, contingency funds, educational programming, project financing, revenue projections, and reserve funds. Councilmembers commented on the matter.

Recommended Action: Discuss funding the construction of Phase II of the Aliso Viejo Ranch project (Bunkhouse & Aquaponics) and provide direction to Staff.

Motion: Councilmember Harrington moved and Councilmember Phillips seconded to fund the construction of Phase II of the Aliso Viejo Ranch project (Bunkhouse & Aquaponics). Motion carried unanimously.

7. CITY MANAGER' S REPORT:

City Manager David Doyle encouraged residents to support local businesses, which helps fund community programs.

8. ANNOUNCEMENTS / COUNCIL COMMENTS / COMMITTEE UPDATES:

Councilmember Harrington:

- Requested update regarding alleged incident with Police Services

Councilmember Phillips:
- Expressed appreciation to City staff

Councilmember Chun:
- Expressed appreciation to partner agencies
- Commented on resident request for soapbox derby race
- Expressed appreciation to City staff

Mayor Pro Tem Ackley:
- Commented on success of Town Center improvements at The Row
- Met with Sheriff Barnes

Mayor Munzing:
- Encouraged residents to safely patronize local businesses

9. **ADJOURNMENT:** Mayor Munzing adjourned the meeting at 9:24 p.m. to the regularly scheduled meeting of August 5, 2020.

Respectfully submitted:

MITZI ORTIZ, MMC
CITY CLERK

Approved by:

MIKE MUNZING
MAYOR