

CITY OF ALISO VIEJO
CITY COUNCIL MINUTES
REGULAR MEETING
March 20, 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 7:06 p.m.

PRESENT: MAYOR ROSS CHUN
MAYOR PRO TEM MIKE MUNZING
COUNCILMEMBER TIFFANY ACKLEY
COUNCILMEMBER DAVID C. HARRINGTON
COUNCILMEMBER WILLIAM A. PHILLIPS

ABSENT: NONE

STAFF PRESENT: DAVID A. DOYLE, CITY MANAGER
SCOTT C. SMITH, CITY ATTORNEY
MITZI ORTIZ, CITY CLERK
GLENN YASUI, ADMINISTRATIVE SERVICES DIRECTOR
GINA THARANI, FINANCIAL SERVICES DIRECTOR
SHAUN PELLETIER, PUBLIC WORKS DIRECTOR / CITY
ENGINEER
OMAR DADABHOY, COMMUNITY DEVELOPMENT DIRECTOR
STEPHANIE PHILLIPS, COMMUNITY SERVICES MANAGER
ISAAC AZIZ, INFORMATION TECHNOLOGY MANAGER
LT. CHAD KAJFASZ, CHIEF OF POLICE SERVICES

PLEDGE OF ALLEGIANCE: Lara Fisher, South County Outreach President and CEO, led the pledge of allegiance.

REPORT FROM CLOSED SESSION:

City Attorney Scott Smith stated no reportable action was taken. Please refer to the March 20, 2019 Special Meeting Minutes.

SPECIAL PRESENTATIONS:

A. **PARTNERSHIP AWARD RECOGNITION – SOUTH COUNTY OUTREACH**

Mayor Chun presented a Certificate of Recognition to President and CEO Lara Fisher. Ms. Fisher provided information regarding services available.

B. PROCLAMATION – RED CROSS MONTH

Mayor Chun presented a Proclamation to Regional Philanthropy Officer Sarah McMahon. Ms. McMahon provided information regarding services available and volunteer opportunities.

C. FEATURED BUSINESS OF THE MONTH – ACADEMY ON THE HILLS

Mayor Chun introduced a video and presented a Certificate of Recognition to Co-owner Sanjiv Gunasekara and Directors Monica Lunn and Veronica Del Real. Mr. Gunasekara and Ms. Del Real expressed their appreciation.

ADDITIONS, DELETIONS, REORDERING TO THE AGENDA

None.

COMMUNITY INPUT:

1. David Bendall commented on various matters including homelessness, affordable housing and native landscaping.
2. Trina Mangione commented on South County Outreach and homelessness.

CONSENT CALENDAR ITEM NOS. 1-8:

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 Nos. 6 and 7. 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 1-5 AND 8 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 – MARCH 6, 2019 SPECIAL MEETING AND MARCH 6, 2019 REGULAR MEETING

Approved the subject Minutes as submitted.

3. SECOND READING AND ADOPTION OF ORDINANCE RELATING TO ENFORCEMENT OF CAMPING ORDINANCES

Conducted second reading and adopted Ordinance No. 2019-208 entitled:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO, CALIFORNIA, ADDING SUBSECTION 8.22.040(C) TO THE ALISO VIEJO MUNICIPAL CODE RELATING TO ENFORCEMENT OF CAMPING ORDINANCES.

4. ACCOUNTS PAYABLE

1. Ratified accounts payable checks and electronic funds transfers issued February 21, 2019 in the amount of \$143,697.97; and
2. Ratified accounts payable checks and electronic funds transfers issued February 28, 2019 in the amount of \$91,210.13.

5. FISCAL YEAR 2019-20 PROJECT LIST FOR ROAD MAINTENANCE AND REHABILITATION ACCOUNT FUNDING (SB 1)

Adopt Resolution No. 2019-05 which adopts a list of projects for fiscal year 2019-20 funded by SB 1: The Road Repair and Accountability Act of 2017.

6. AWARD CONTRACT TO ROY ALLAN SLURRY SEAL, INC. FOR THE FY 2018-19 SLURRY SEAL AND REHABILITATION

This item was removed from the Consent Calendar.

7. GENERAL PLAN ANNUAL PROGRESS REPORT FOR CALENDAR YEAR 2018

This item was removed from the Consent Calendar.

8. FIRST AMENDMENT TO AGREEMENT WITH GRANICUS, INC. FOR STREAMING MEDIA SOLUTIONS

Approved the first amendment to the agreement with Granicus, Inc. for streaming media solutions and authorize the City Manager to execute said amendment.

MOTION CARRIED UNANIMOUSLY

END OF CONSENT CALENDAR

REMOVED FROM CONSENT CALENDAR

6. AWARD CONTRACT TO ROY ALLAN SLURRY SEAL, INC. FOR THE FY 2018-19 SLURRY SEAL AND REHABILITATION

City Manager David Doyle and Public Works Director Shaun Pelletier responded to questions regarding crack filling, warranty of work and long-term maintenance.

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

1. **APPROVED CONTRACT DOCUMENTS, SPECIFICATION, AND PLANS FOR THE FY 2018-19 SLURRY SEAL AND REHABILITATION;**
2. **AWARDED A CONTRACT IN THE AMOUNT OF \$770,918.60 TO ROY ALLAN SLURRY SEAL, INC. AS THE LOWEST RESPONSIBLE BIDDER FOR THE FY 2018-19 SLURRY SEAL AND REHABILITATION;**
3. **AUTHORIZED THE CITY MANAGER TO EXECUTE A CONTRACT WITH ROY ALLAN SLURRY SEAL, INC.;**
4. **DECLARED 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);**
5. **AUTHORIZED CITY STAFF TO MAKE TOTAL COMPENSATION TO ROY ALLAN SLURRY SEAL, INC. UP TO \$770,918.60 PLUS \$38,545.93 (5% OF THE CONTRACT AMOUNT) TO ALLOW FOR CONTINGENCIES, TOTALING \$809,464.53; AND**
6. **AUTHORIZED THE APPROPRIATION OF \$191,245 FROM UNRESERVED GAS TAX FUNDS.**

MOTION CARRIED UNANIMOUSLY

7. **GENERAL PLAN ANNUAL PROGRESS REPORT FOR CALENDAR YEAR 2018**

City Manager David Doyle and Community Development Director Omar Dadabhoy responded to questions regarding RHNA calculations.

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

1. **FOUND THAT THE REQUEST IS NOT A PROJECT AS DEFINED BY THE CALIFORNIA ENVIRONMENTAL QUALITY ACT PURSUANT TO STATE CEQA GUIDELINES SECTION 15378(B)(5);**
2. **RECEIVED AND FILED THE 2018 GENERAL PLAN ANNUAL PROGRESS REPORT (APR); AND**
3. **DIRECTED STAFF TO SUBMIT THE APR TO THE GOVERNOR'S OFFICE OF PLANNING AND RESEARCH AND THE DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT.**

MOTION CARRIED UNANIMOUSLY

PUBLIC HEARING ITEM NOS. 9-10:

9. **AN ORDINANCE AMENDING AND RESTATING CHAPTER 15.34 SIGNS**

City Manager David Doyle introduced Community Development Director Omar Dadabhoy who provided the staff report. Staff responded to questions regarding

appeal process, political and gas station signs, ADA accessibility and enforcement. Mayor Chun opened the public hearing and the following person spoke:

1. Scott White expressed support relating to open house sign regulation.

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

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

1. **CONDUCT A PUBLIC HEARING;**
2. **DECLARE THAT THE PROJECT IS EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT UNDER SECTION 15311(A) AS THE PROJECT RELATED TO SIGNS; AND**
3. **INTRODUCE AN ORDINANCE, AS AMENDED TO CLARIFY DECISION-MAKING AUTHORITY, ENTITLED:**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO, CALIFORNIA, AMENDING AND RESTATING CHAPTER 15.34 SIGNS.

MOTION CARRIED UNANIMOUSLY

10. **RESOLUTION TO ESTABLISH FEES RELATED TO SIDEWALK VENDING APPLICATIONS AND APPEALS**

City Manager David Doyle introduced Community Development Director Omar Dadabhoy who provided the staff report. Staff responded to questions regarding renewals and appeal process. Mayor Chun opened the public hearing and there were no speakers. Mayor Chun closed the public hearing. Councilmembers commented on the matter.

MOTION: COUNCILMEMBER HARRINGTON MOVED AND COUNCILMEMBER ACKLEY SECONDED TO:

1. **CONDUCT A PUBLIC HEARING;**
2. **DECLARE THAT THE PROJECT IS EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT UNDER SECTION 15378(B)(4) AS THE PROJECT RELATES TO THE CREATION OF GOVERNMENT FUNDING MECHANISMS OR OTHER GOVERNMENT FISCAL ACTIVITIES WHICH DO NOT INVOLVE ANY COMMITMENT TO ANY SPECIFIC PROJECT WHICH MAY RESULT IN A POTENTIALLY SIGNIFICANT PHYSICAL IMPACT ON THE ENVIRONMENT; AND**
3. **ADOPT RESOLUTION NO. 2019-06 ESTABLISHING FEES FOR SIDEWALK VENDING RELATED PERMITS AND APPEALS TO THE CITY MANAGER, AS AMENDED TO ALLOW FOR REFUND OF FEE FOR SUCCESSFUL APPEALS.**

MOTION CARRIED UNANIMOUSLY

DISCUSSION ITEM NO. 11:

11. ANNUAL BUDGET DISCUSSION FOR FY 2019-20

City Manager David Doyle introduced Financial Services Director Gina Tharani who provided the staff report. City Attorney Scott Smith and Lt. Chad Kajfasz provided additional information. Staff responded to questions regarding development impact fees, library hours and funding, art in public places and property tax revenue. Councilmembers provided direction on licensed plate readers, surveillance cameras, youth mental health classes, library funding, art in public places program, infrastructure maintenance, asset replacement, school resource officers, and school crossing guards. No further action was taken.

CITY MANAGER'S REPORT

City Manager David Doyle announced 16th Annual Aliso Viejo Community Cup to be held on March 21, 2019 at the Aliso Viejo Country Club; registration for Spring Recreation Classes and Camps; availability of discounted Ring security devices for residents; State of the City to be held from 6:00 p.m. to 8:00 p.m. on April 18, 2019 at the Aliso Viejo Center; and JamFest and Summer Camp Expo to be held from 5:30 p.m. to 8:30 p.m. on April 26, 2019 at the Aliso Viejo Middle School.

ANNOUNCEMENTS / COUNCIL COMMENTS / COMMITTEE UPDATES

Councilmember Harrington:

- Commented on Aliso Viejo Community Connection
- Obtained consensus to declare Harvey Milk Day on May 22, 2019 and LGBT Pride Month in June 2019
- Commented on CR&R Anaerobic Digestion Services
- Requested information regarding street sweeping contract
- Commended Emergency Services Manager Sarah Limones
- Commented on arrest of explosion suspect
- Submitted in writing:
 - Met with ValueRock regarding The Commons at Aliso Viejo
 - Attended OCFA Board of Directors Meeting
 - Attended ACC-OC Advocacy Trip to Sacramento

Councilmember Ackley:

- Provided update on 4th of July Bike Parade planning efforts
- Commented on Wellness and Prevention Center Fundraiser
- Attended AVCA Board of Directors Meeting

Councilmember Phillips:

- Commended staff on Aliso Viejo Community Connection
- Submitted in writing:
 - Met with ValueRock regarding The Commons at Aliso Viejo
 - Attended Building Industry Association of Orange County General Membership Meeting

Mayor Pro Tem Munzing:

- Commented on Ring security devices
- Submitted in writing:
 - Attended Orange County Government Leaders' Prayer Breakfast
 - Attended Aquatic Center Spring Kickoff
 - Attended United to End Homelessness Property Owners Summit
 - Attended TCA Board of Directors Meeting

Mayor Chun:

- Attended SCAG Transportation Committee Meeting
- Met with Renaissance ClubSport General Manager
- Commented on importance of mental health awareness and resources, including upcoming Critical Conversations event at Soka University

ADJOURNMENT: Mayor Chun adjourned the meeting at 9:06 p.m. to the regularly scheduled meeting of April 3, 2019.

Respectfully submitted:


MITZFORTIZ, MMC
CITY CLERK

Approved by:


ROSS CHUN
MAYOR