

CITY OF ALISO VIEJO
CITY COUNCIL MINUTES
REGULAR MEETING
JUNE 1, 2016, 7:00 P.M.
Council Chambers, City Hall, 12 Journey
Aliso Viejo, California

CALL TO ORDER: Mayor Munzing called the Regular Meeting of the City Council of the City of Aliso Viejo to order at 7:03 p.m.

PRESENT: MAYOR MIKE MUNZING
MAYOR PRO TEM DAVID C. HARRINGTON
COUNCILMEMBER WILLIAM A. PHILLIPS

ABSENT: COUNCILMEMBER ROSS CHUN (arrived at 7:15 p.m.)
COUNCILMEMBER PHILLIP B. TSUNODA (arrived at 7:17 p.m.)

STAFF PRESENT: DAVID A. DOYLE, CITY MANAGER
SCOTT C. SMITH, CITY ATTORNEY
MITZI ORTIZ, CITY CLERK
GLENN YASUI, ADMINISTRATIVE SERVICES DIRECTOR
GINA THARANI, FINANCE DIRECTOR
SHAUN PELLETIER, PUBLIC WORKS DIRECTOR / CITY ENGINEER
OMAR DADABHOY, PLANNING DIRECTOR
ERICA ROESS, SENIOR PLANNER
SGT. RAY ULMER, ADMINISTRATIVE SERGEANT

REPORT ON CLOSED SESSION: City Attorney Scott Smith stated no reportable action was taken during the June 1, 2016 Special Meeting (Closed Session).

PLEDGE OF ALLEGIANCE: Cub Scout Pack 700 led the pledge of allegiance.

SPECIAL PRESENTATIONS: None.

ADDITIONS, DELETIONS, REORDERING TO THE AGENDA

None.

CONSENT CALENDAR ITEM NOS. 1-11:

Mayor Munzing asked if any member of the City Council, staff or the public wished to remove an item from the Consent Calendar. There were no requests to remove items from the Consent Calendar.

MOTION: COUNCILMEMBER PHILLIPS MOVED AND MAYOR PRO TEM HARRINGTON SECONDED TO APPROVE CONSENT CALENDAR ITEMS 1 – 11, 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 18, 2016 SPECIAL MEETING AND MAY 18, 2016 REGULAR MEETING**

Approved the subject Minutes as submitted.

3. **ACCOUNTS PAYABLE**

1. Ratified accounts payable checks issued May 12, 2016 in the amount of \$261,358.51; and
2. Ratified accounts payable checks issued May 19, 2016 in the amount of \$105,667.04.

4. **TREASURER'S STATEMENT**

Approved the April 2016 Treasurer's Statement.

5. **GENERAL MUNICIPAL ELECTION – NOVEMBER 8, 2016**

1. Adopted Resolution No. 2016-18 calling for the holding of a General Municipal Election to be held on Tuesday, November 8, 2016, for the election of certain officers as required by the provisions of the laws of the State of California relating to general law cities;
2. Adopted Resolution No. 2016-19 requesting the Orange County Board of Supervisors to consolidate a General Municipal Election to be held on Tuesday, November 8, 2016 with the Statewide General Election to be held on the date pursuant to §10403 of the Elections Code; and
3. Adopted Resolution No. 2016-20 adopting regulations for candidates for elective office pertaining to candidates statements submitted to the voters at an election to be held on Tuesday, November 8, 2016.

6. BIENNIAL REVIEW OF THE CITY'S CONFLICT OF INTEREST CODE

Directed staff to review the City's Conflict of Interest Code for updates and submit its findings to Council by October 3, 2016.

7. AWARD CONTRACT TO BEAR ELECTRICAL SOLUTIONS FOR TRAFFIC SIGNAL MAINTENANCE

1. Awarded a contract to Bear Electrical Solutions (Bear) to perform maintenance of traffic signals citywide; and
2. Authorized the City Manager to execute a professional services contract with Bear for an amount not to exceed \$359,000 during the three (3) year contract.

8. SECOND AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT WITH ROSENOW SPEVACEK GROUP, INC. FOR AFFORDABLE HOUSING IMPLEMENTATION SERVICES

Approved the Second Amendment to Professional Services Agreement with Rosenow Spevacek Group, Inc. for Affordable Housing Implementation Services.

9. FIRST AMENDMENT TO AGREEMENT WITH KOSMONT COMPANIES FOR ECONOMIC DEVELOPMENT CONSULTANT SERVICES

1. Approved the First Amendment to Agreement with Kosmont Companies for economic development consultant services; and
2. Authorized the City Manager to execute the First Amendment to Agreement with Kosmont Companies.

10. SALARY SCHEDULE ADJUSTMENTS

1. Adopted Resolution No. 2016-21 approving an updated Salary Schedule for City of Aliso Viejo employees, effective July 1, 2016; and
2. Authorized a 1½% cost-of-living adjustment for employees receiving a performance evaluation rating of satisfactory or better, effective July 1, 2016.

11. COMMUNITY ASSISTANCE GRANT FUNDING – FY 2016-17

Authorized the award of Competitive Grants funds as part of the City's FY 2016-17 Community Assistance Grant Funding Program.

MOTION CARRIED 3-2, WITH COUNCILMEMBERS CHUN AND TSUNODA ABSENT

END OF CONSENT CALENDAR

PUBLIC HEARING ITEM NO. 12:

12. REQUEST TO APPROVE AND ADOPT: AN INITIAL STUDY AND MITIGATED NEGATIVE DECLARATION PREPARED IN ACCORDANCE WITH THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (SCH # 2016041066), TENTATIVE PARCEL MAP 2015 – 155 FOR PARCEL 1 (APN 623-481-49) OF LOT LINE ADJUSTMENT 97-054 TO CREATE TWO (2) PARCELS, AND PLANNING APPLICATION PA15-030 (SDP/EP) TO CONSTRUCT A 42,400 SQUARE FOOT, TWO-STORY GENERAL OFFICE BUILDING AND A 423 SPACE, 4 ½ LEVEL PARKING STRUCTURE WITH A 7.6% PARKING EXCEPTION AT 6 POLARIS WAY

City Manager David Doyle introduced Planning Director Omar Dadabhoy who provided a brief overview. Senior Planner Erica Roess provided the staff report.

Councilmember Chun joined the dais at 7:15 p.m. for the remainder of the meeting.

Councilmember Tsunoda joined the dais at 7:17 p.m. for the remainder of the meeting.

Mayor Munzing opened the public hearing and the following persons spoke:

1. Christine Shingleton (applicant) expressed appreciation to the City and the various parties working on the project and provided additional information.

There were no other speakers. Mayor Munzing closed the public hearing. Staff, applicant and consultants responded to questions regarding comments from Windwards HOA, shade study on parking structure, construction design and materials, office design, outdoor lighting, tree replacement, landscaping, crosswalk, ingress and egress to parking structure, parking requirements, prospective tenants, outdoor plaza and visual impact of parking structure.

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

1. ADOPT RESOLUTION NO. 2016-22 TO APPROVE AND ADOPT AN INITIAL STUDY AND MITIGATED NEGATIVE DECLARATION PREPARED IN ACCORDANCE WITH THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (SCH # 2016041066);
2. ADOPT RESOLUTION NO. 2016-23 TO APPROVE TENTATIVE PARCEL MAP 2015-155 FOR PARCEL 1 (APN 623-481-49) OF LOT LINE ADJUSTMENT 97-054 PURSUANT TO ALISO VIEJO MUNICIPAL CODE (AVMC) 14.08;
3. ADOPT RESOLUTION NO. 2016-24 TO APPROVE PLANNING APPLICATION PA15-030 (SDP/EP) WHICH INCLUDES A SITE DEVELOPMENT PERMIT AND PARKING EXCEPTION PERMIT TO CONSTRUCT A 42,400 SQUARE FOOT, TWO-STORY GENERAL OFFICE BUILDING AND A 423 SPACE, 4 ½ LEVEL PARKING STRUCTURE WITH

**A 7.6% PARKING EXCEPTION AT 6 POLARIS WAY PURSUANT TO
AVMC SECTIONS 15.74.020, 15.74.070, AND 15.38.040.**

MOTION CARRIED UNANIMOUSLY

DISCUSSION ITEM NOS. 13-15:

13. **AN INTERIM URGENCY ORDINANCE OF THE CITY COUNCIL OF ALISO VIEJO, CALIFORNIA, IMPOSING A TEMPORARY MORATORIUM ON THE ESTABLISHMENT AND PERMITTING OF LARGE GROUP COUNSELING USES IN COMMERCIAL ZONES TO ALLOW TIME FOR CONSIDERATION OF APPROPRIATE AMENDMENTS TO THE CITY MUNICIPAL CODE**

City Manager David Doyle introduced City Attorney Scott Smith who provided the staff report.

MOTION: COUNCILMEMBER CHUN MOVED AND COUNCILMEMBER PHILLIPS SECONDED TO ADOPT ORDINANCE NO. 2016-176 ENTITLED:

INTERIM URGENCY ORDINANCE OF THE CITY COUNCIL OF ALISO VIEJO, CALIFORNIA, IMPOSING A TEMPORARY MORATORIUM ON THE ESTABLISHMENT AND PERMITTING OF LARGE GROUP COUNSELING USES IN COMMERCIAL ZONES TO ALLOW TIME FOR CONSIDERATION OF APPROPRIATE AMENDMENTS TO THE CITY MUNICIPAL CODE.

MOTION CARRIED UNANIMOUSLY

14. **PROPOSED FY 2016-17 ANNUAL BUDGET**

City Manager David Doyle introduced Finance Director Gina Tharani who provided the staff report. Staff responded to questions regarding wayfinding signs, branding project, slurry seal, and year-to-year comparison.

MOTION: COUNCILMEMBER PHILLIPS MOVED AND MAYOR PRO TEM HARRINGTON SECONDED TO ADOPT RESOLUTION NO. 2016-25 ADOPTING THE ANNUAL BUDGET FOR FY 2016-17 WITH THE RECOMMENDED CHANGES.

MOTION CARRIED UNANIMOUSLY

15. **TOWNSEND PUBLIC AFFAIRS GRANT WRITING AND LOBBYIST SERVICES**

City Manager David Doyle provided the staff report. Mayor Munzing opened for public comment and the following persons spoke:

1. Christopher Townsend commented on council engagement for a more proactive approach to the agreement.

There were no other speakers. Staff and consultant responded to questions regarding staff-initiated grant applications, cancellation clause, payment schedule, ACC-OC annual fee and SCAG projects.

MOTION: MAYOR PRO TEM HARRINGTON MOVED TO NOT RENEW THE AGREEMENT UPON EXPIRATION OF THE CURRENT CONTRACT ON JUNE 30, 2016.

MOTION FAILED FOR LACK OF A SECOND

MOTION: COUNCILMEMBER TSUNODA MOVED AND MAYOR PRO TEM HARRINGTON SECONDED TO APPROVE THE SECOND AMENDMENT TO AGREEMENT WITH TOWNSEND PUBLIC AFFAIRS TO RENEW THE CONTRACT WITH THE SAME LEVEL OF SERVICES FOR 2016-17 AND APPOINTING COUNCILMEMBER CHUN AND MAYOR MUNZING TO NEWLY FORMED STANDING COMMITTEE.

MOTION CARRIED UNANIMOUSLY

COMMUNITY INPUT:

None.

CITY MANAGER'S REPORT

None.

ANNOUNCEMENTS / COUNCIL COMMENTS / COMMITTEE UPDATES

Councilmember Chun:

- Attended Soka University Graduation
- Attended Corporate Cube Challenge fundraiser at Discovery Cube
- Attended Aliso Viejo Chamber of Commerce Mixer
- Attended City and AVCA Standing Committee Meeting
- Attended Aliso Niguel High School Senior Scholarship Awards
- Attended TCA Joint Operations and Finance Committee Meeting
- Attended TCA Strategic Planning Meeting
- Attended Orange County Business Council advocacy trip to Washington, D.C.
- Expressed condolences on the passing of Laguna Niguel Councilmember Jerry McCloskey
- Toured mixed used developments in Bethesda, Maryland and Reston, Virginia

Councilmember Phillips

- Attended Coastal Greenbelt Authority Meeting
- Expressed appreciation to staff for recent tour to evaluate road conditions and trees

Councilmember Tsunoda:

- Attended Aliso Niguel High School Graduation

Mayor Pro Tem Harrington:

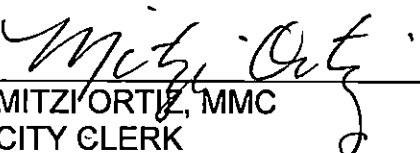
- Participated in Community Roots Academy local government presentation
- Attended International Council of Shopping Center
- Attended Orange County Supervisor Michelle Steel's presentation on unfunded pension liability
- Attended Aliso Viejo Republican Women's Federated Military Appreciation Dinner
- Attended ACC-OC Legislative Committee Meeting
- Attended South Orange County Economic Coalition Meeting
- Attended Memorial Day Ceremony at El Toro Memorial Park
- Attended Orange County Business Council Forum

Mayor Munzing:

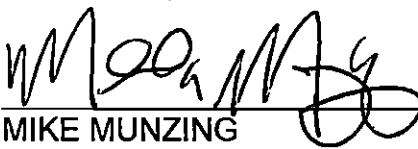
- Participated in Community Roots Academy local government presentation
- Attended Aliso Viejo Chamber of Commerce Mixer
- Attended 100th Birthday Party of resident Vera Alberti
- Aliso Niguel High School Varsity Baseball Team game in the 2016 CIF Southern Section Baseball Tournament
- Attended Water Safety Day at the Aquatic Center
- Was interviewed at Soka University for Japanese newspaper
- Attended Memorial Day Ceremony at El Toro Memorial Park

ADJOURNMENT: Mayor Munzing adjourned the meeting at 9:10 p.m. to the regularly scheduled meeting of June 15, 2016 in memory of Laguna Niguel Councilmember Jerry McCloskey.

Respectfully submitted:


MITZI ORTIZ, MMC
CITY CLERK

Approved by:


MIKE MUNZING
MAYOR