

CITY OF ALISO VIEJO
CITY COUNCIL MINUTES
REGULAR MEETING
May 1, 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 7:23 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: Bob Bunyan led the pledge of allegiance.

REPORT FROM CLOSED SESSION:

City Attorney Scott Smith stated no reportable action was taken. Please refer to the May 1, 2019 Special Meeting Minutes.

SPECIAL PRESENTATIONS:

A. **PROCLAMATION – ASIAN/PACIFIC AMERICAN HERITAGE MONTH**

Mayor Chun announced that the Proclamation would be sent to the Asian Pacific Community Fund Board of Directors, who were unable to attend the meeting.

B. PARTNERSHIP AWARD RECOGNITION – CAPISTRANO UNIFIED SCHOOL DISTRICT

Mayor Chun presented a Certificate of Recognition to Superintendent Kirsten Vital. Ms. Vital provided information regarding the District's programs and achievements.

C. PRESENTATION BY THE ORANGE COUNTY WORKFORCE DEVELOPMENT BOARD

Mayor Chun introduced Chairman Bob Bunyan, Director of Workforce Development Carma Lacy and Business Solutions Manager Karin Koch. Ms. Koch provided a presentation regarding services available. Ms. Lacy provided additional information.

ADDITIONS, DELETIONS, REORDERING TO THE AGENDA

City Manager David Doyle requested the reordering of Consent Calendar Item No. 6 to the Discussion portion of the agenda and the removal of Consent Calendar Item No. 10 from consideration. Mr. Doyle also stated the applicant's request to continue Public Hearing Item No. 11 to July 17, 2019.

MOTION: MAYOR PRO TEM MUNZING MOVED AND COUNCILMEMBER HARRINGTON SECONDED TO CONTINUE ITEM NO. 11 ENTITLED:

REQUEST TO APPROVE PLANNING APPLICATION PA18-036 CONDITIONAL USE PERMIT (CUP) FOR A LARGE OUTPATIENT MEDICAL USE TO BE LOCATED AT 25 ENTERPRISE

TO THE JULY 17, 2019 CITY COUNCIL REGULAR MEETING.

MOTION CARRIED UNANIMOUSLY

COMMUNITY INPUT:

1. Juelene Taylor expressed concern regarding code enforcement actions relating to driveway extension at her home.
2. Jeff Bradley expressed concern regarding code enforcement actions relating to neighbors' driveway extension.
3. Trina Mangione expressed concern with Consent Calendar Item No. 10 and commented on the City's code of conduct.
4. Susan Jundanian expressed concern with Consent Calendar Item No. 10.
5. David Bendall expressed concern with Consent Calendar Item No. 10.
6. Amir Baum expressed concern with Consent Calendar Item No. 10.

CONSENT CALENDAR ITEMS 1-10:

Mayor Chun asked if any member of the City Council or staff wished to remove an item from the Consent Calendar. There were no requests to remove items from the Consent Calendar other than those previously stated under Additions, Deletions and Reordering to the Agenda.

MOTION: COUNCILMEMBER MUNZING MOVED AND COUNCILMEMBER PHILLIPS SECONDED TO APPROVE CONSENT CALENDAR ITEMS 1-5 AND 7-9 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 – APRIL 9, 2019 SPECIAL MEETING, APRIL 17, 2019 SPECIAL MEETING AND APRIL 17, 2019 REGULAR MEETING

Approved the subject Minutes as submitted.

3. ACCOUNTS PAYABLE

1. Ratified accounts payable checks and electronic funds transfers issued April 4, 2019 in the amount of \$839,157.00; and
2. Ratified accounts payable checks and electronic funds transfers issued April 11, 2019 in the amount of \$205,347.13.

4. TREASURER'S STATEMENT – MARCH 2019

Approved the March 2019 Treasurer's Statement.

5. AMENDMENT NO. 1 TO COOPERATIVE AGREEMENT NO. C-5-3586 FOR OCTA M2 REGIONAL TRAFFIC SIGNAL SYNCHRONIZATION PROGRAM – ALICIA PARKWAY CORRIDOR

Authorized the Mayor to execute Amendment No. 1 to Cooperative Agreement C-5-3586 with the Orange County Transportation Authority for Alicia Parkway Regional Traffic Signal Synchronization Project.

6. FIRST AMENDMENT TO AMENDED AND RESTATED AGREEMENT FOR INTEGRATED SOLID WASTE MANAGEMENT SERVICES

This item was moved to Discussion.

7. PROFESSIONAL SERVICES AGREEMENT WITH ZUVICH CORPORATE ADVISORS FOR PROPERTY LEASING SERVICES
 1. Approved a Professional Services Agreement with Zuvich Corporate Advisors, Inc. (ZCA) for property leasing services; and
 2. Authorized the City Manager to execute the Professional Services Agreement with ZCA.

8. SECOND AMENDMENT TO AGREEMENT WITH PSG PROPERTY MANAGEMENT FOR PROPERTY MANAGEMENT SERVICES AT 12 JOURNEY
 1. Approved the Second Amendment to Agreement with PSG Property Management for property management services at 12 Journey; and
 2. Authorized the City Manager to execute the Second Amendment to Agreement with PSG Property Management.

9. THIRD AMENDMENT TO AGREEMENT WITH THIRTIETH STREET ARCHITECTS, INC. FOR ALISO VIEJO RANCH ARCHITECTURAL DESIGN SERVICES
 1. Approved the Third Amendment to Agreement with Thirtieth Street Architects, Inc. for architectural design services relating to Aliso Viejo Ranch;
 2. Authorized the City Manager to execute the Third Amendment to Agreement with Thirtieth Street Architects, Inc.; and
 3. Approved a budget appropriation and authorize Staff to make total compensation to Thirtieth Street Architects, Inc. for an amount not to exceed \$352,800.

10. RESOLUTION SUPPORTING BALANCED ENERGY SOLUTIONS AND MAINTAINING LOCAL CONTROL OF ENERGY SOLUTIONS

This item was removed from consideration.

MOTION CARRIED UNANIMOUSLY

END OF CONSENT CALENDAR

PUBLIC HEARINGS:

11. REQUEST TO APPROVE PLANNING APPLICATION PA18-036 CONDITIONAL USE PERMIT (CUP) FOR A LARGE OUTPATIENT MEDICAL USE TO BE LOCATED AT 25 ENTERPRISE

This item was continued to July 17, 2019.

DISCUSSION:

6. **FIRST AMENDMENT TO AMENDED AND RESTATED AGREEMENT FOR INTEGRATED SOLID WASTE MANAGEMENT SERVICES**

City Manager David Doyle provided the staff report and introduced a brief video. Jeff Snow, Vice President (CR&R Environmental Services) provided additional information. Public Works Director Shaun Pelletier, Dean Ruffridge (Senior Vice President, CR&R Inc.) and Mr. Snow responded to questions regarding capacity, negative carbon, carbon footprint, multi-family customers, agreement term, odor, and rate increases. Councilmembers commented on the matter.

MOTION: COUNCILMEMBER HARRINGTON MOVED AND COUNCILMEMBER MUNZING SECONDED TO:

1. **APPROVED A FIRST AMENDMENT TO THE AMENDED AND RESTATED AGREEMENT WITH CR&R INCORPORATED FOR INTEGRATED SOLID WASTE MANAGEMENT SERVICES; AND**
2. **AUTHORIZED THE CITY MANAGER TO EXECUTE THE FIRST AMENDMENT TO THE AGREEMENT.**

MOTION CARRIED UNANIMOUSLY

12. **AN ORDINANCE AMENDING PORTIONS OF THE ALISO VIEJO MUNICIPAL CODE IN A GENERAL CODE "CLEAN-UP"**

City Manager David Doyle introduced City Attorney Scott Smith who provided the staff report. Staff responded to questions regarding massage regulations.

MOTION: COUNCILMEMBER MUNZING MOVED AND COUNCILMEMBER HARRINGTON SECONDED TO:

1. **FIND THAT THE REQUEST IS NOT A PROJECT UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY ACT PURSUANT TO STATE CEQA GUIDELINES SECTION 15378 AND IS ALSO EXEMPT UNDER SECTION 15061(B)(3); AND**
2. **INTRODUCE AN ORDINANCE ENTITLED:**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO, CALIFORNIA ADDING SUBSECTION (H) TO SECTION 1.06.010 RELATING TO THE ADVERTISEMENT OF UNLAWFUL ACTIVITIES; AMENDING SECTION 3.02.100 RELATING TO CONFLICTS OF INTEREST, REPEALING CHAPTER 4.04, AMENDING AND RESTATING SECTIONS 4.14.080 AND 8.04.020 OF THE ALISO VIEJO MUNICIPAL CODE RELATING TO PEDDLING, CANVASSING, AND SOLICITATION, MASSAGE LICENSES, AND SMOKING.

MOTION CARRIED UNANIMOUSLY

13. DRAFT ANNUAL BUDGET FOR FY 2019-20

City Manager David Doyle introduced Financial Services Director Gina Tharani who provided the staff report. Staff responded to questions regarding public safety, teen mental health program, transient occupancy tax, and Emergency Operations Center. No further action was taken.

CITY MANAGER'S REPORT

City Manager David Doyle announced Early Bird registration for Summer Camps; availability of discounted Ring security devices for residents; and encouraged residents to follow the City on Facebook, Twitter, Instagram and Nextdoor.

ANNOUNCEMENTS / COUNCIL COMMENTS / COMMITTEE UPDATES

Councilmember Harrington:

- Submitted in writing:
 - Attended ACC-OC Executive Committee Meeting
 - Attended State of the City
 - Attended South Orange County Economic Coalition 2019 Economic Report
 - Attended OCFA Board of Directors Meeting
 - Attended ACC-OC Legislative & Regulatory Legislative Roundtable
 - Attended Secure OC Schools Meeting

Councilmember Ackley:

- Attended JamFest & Summer Camp Expo
- Announced 4th of July Bike Parade and Celebration

Councilmember Phillips:

- Commented on Aliso Viejo Library usage
- Submitted in writing:
 - Attended Library Advisory Board Meeting
 - Attended JamFest & Summer Camp Expo
 - Provided presentation on local government to Boy Scout Troop 774

Mayor Pro Tem Munzing:

- Submitted in writing:
 - Attended State of the City
 - Attended South Orange County Economic Coalition 2019 Economic Report
 - Attended Boys & Girls Club of Laguna Beach Community Partner's Breakfast
 - Attended TCA Joint Finance and Investment Committee Meeting
 - Attended TCA Joint Toll Operations Committee Meeting
 - Attended Bliss Car Wash Grand Opening
 - Attended TCA Board of Directors Meeting

- Attended Canyon Vista Elementary School Carnival
- Attended Taste of Aliso Niguel
- Attended Secure OC Schools Meeting

Mayor Chun:

- Attended Orange County Mosquito and Vector Control District Meeting
- Attended Canyon Vista Elementary School Carnival
- Attended Pippin the Musical performance
- Attended League of California Cities Board of Directors Meeting
- Attended Taste of Aliso Niguel
- Expressed appreciation to staff for State of the City

ADJOURNMENT: Mayor Chun adjourned the meeting at 9:03 p.m. to the regularly scheduled meeting of May 15, 2019.

Respectfully submitted:



MITZI ORTIZ, MMC
CITY CLERK

Approved by:



ROSS CHUN
MAYOR