

CITY OF ALISO VIEJO
CITY COUNCIL MINUTES
REGULAR MEETING
July 17, 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 7:04 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
SGT. BRETT GARDNER, ADMINISTRATIVE SERGEANT

PLEDGE OF ALLEGIANCE: Sarah Eason, AYSO Aliso Viejo Stingrays, led the pledge of allegiance.

REPORT FROM CLOSED SESSION:

City Attorney Scott Smith stated no reportable action was taken. Please refer to the July 17, 2019 Special Meeting Minutes.

SPECIAL PRESENTATIONS:

A. **RECOGNITION OF THE ALISO VIEJO AYSO STINGRAYS**

Mayor Chun presented Certificates of Recognition to Coach Todd Kirtland, Coach Chris Fernandez and the team members. Coach Kirtland commented on the team's achievements.

B. FEATURED BUSINESS OF THE MONTH – UST GLOBAL

Mayor Chun introduced a video and presented a Certificate of Recognition to Natalie Renner and Jennifer Tarnowski. Ms. Tarnowski commented on the company's dedication to community contributions.

D. PARTNERSHIP AWARD RECOGNITION – ALISO VIEJO COMMUNITY ASSOCIATION (AVCA)

Mayor Chun presented a Certificate of Recognition to AVCA President Jim Martin and Vice President Jason Stein. Mr. Martin commented on AVCA's operations.

C. PRESENTATION BY SOUTHERN CALIFORNIA EDISON ON WILDFIRE MITIGATION EFFORTS

Karalee Darnell provided an overview of Southern California Edison's wildfire mitigation efforts. Ms. Darnell responded to questions regarding circuit impacts, infrastructure inspections, and reducing fire risk.

E. CITY OF ALISO VIEJO WEBSITE UPDATE

City Manager David Doyle introduced IT Manager Isaac Aziz, who provided an overview of the newly updated City website. Staff responded to questions regarding cyber security, website redirection, and mobile device compatibility. Councilmembers commented on the matter.

ADDITIONS, DELETIONS, REORDERING TO THE AGENDA

City Manager David Doyle requested the addition of an item to the Consent Calendar to consider an employment agreement with Teri Hope Nelson for Interim Human Resources Manager.

MOTION: COUNCILMEMBER HARRINGTON MOVED AND COUNCILMEMBER PHILLIPS SECONDED TO APPROVE THE ADDITION OF THE ITEM AS CONSENT CALENDAR ITEM NO. 9(A).

MOTION CARRIED UNANIMOUSLY

COMMUNITY INPUT:

None.

CONSENT CALENDAR ITEMS 1-9(A):

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.

MOTION: COUNCILMEMBER HARRINGTON MOVED AND COUNCILMEMBER ACKLEY SECONDED TO APPROVE CONSENT CALENDAR ITEMS 1-9(A) 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 – JUNE 19, 2019 SPECIAL MEETING AND JUNE 19, 2019 REGULAR MEETING

Approved the subject Minutes as submitted.

3. ACCOUNTS PAYABLE

1. Ratified accounts payable checks issued June 6, 2019 in the amount of \$271,573.74;
2. Ratified accounts payable checks and electronic funds transfers issued June 13, 2019 in the amount of \$306,390.77;
3. Ratified accounts payable checks and electronic funds transfers issued June 20, 2019 in the amount of \$594,464.39; and
4. Ratified accounts payable checks and electronic funds transfers issued June 27, 2019 in the amount of \$269,494.47.

4. TREASURER'S STATEMENT – MAY 2019

Approved the May 2019 Treasurer's Statement.

5. ANNUAL LEVY OF ASSESSMENTS FOR COMMUNITY FACILITIES DISTRICT NO. 2005-01 (GLENWOOD AT ALISO VIEJO) FOR FISCAL YEAR 2019/2020

Adopted Resolution No. 2019-16 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 2019/2020.

6. AGREEMENT FOR CONTINUING DISCLOSURE SERVICES FOR THE CERTIFICATES OF PARTICIPATION FOR ALISO VIEJO RANCH PROJECT

1. Approved an agreement with Koppel & Gruber Public Finance for continuing disclosure services; and
2. Authorized the City Manager to execute the professional services agreement.

7. PROJECT SPECIFIC MAINTENANCE AGREEMENT FOR ILLUMINATED STREET NAME SIGN PANELS

Authorized the Mayor to execute a project specific maintenance agreement with the State of California for illuminated street name sign panels.

8. SECOND AMENDMENT TO AGREEMENT FOR ENGINEERING, PUBLIC WORKS, BUILDING & SAFETY AND CODE ENFORCEMENT SERVICES FOR CHARLES ABBOTT ASSOCIATES

1. Approved a Second Amendment to the Agreement with Charles Abbott Associates, Inc. for engineering, public works, building & safety and code enforcement services that extends the term two years; and
2. Authorized the City Manager to execute the Second Amendment to the Agreement.

9. FORMATION OF ALISO VIEJO RANCH FOUNDATION

Directed the City Manager to finalize the proposed Aliso Viejo Ranch Foundation bylaws and take all necessary actions to create and implement the Foundation.

9(A) EMPLOYMENT AGREEMENT WITH TERI HOPE NELSON FOR INTERIM HUMAN RESOURCES MANAGER

Adopted Resolution No. 2019-17 approving an employment agreement with Teri Hope Nelson for Interim Human Resources Manager.

MOTION CARRIED UNANIMOUSLY

END OF CONSENT CALENDAR

PUBLIC HEARING ITEM 10:

Mayor Pro Tem Munzing recused himself and left the Council Chambers at 7:56 p.m.

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

City Manager David Doyle stated the applicant's request to continue the matter.

MOTION: COUNCILMEMBER HARRINGTON MOVED AND COUNCILMEMBER PHILLIPS SECONDED TO CONTINUE THE PUBLIC HEARING TO AUGUST 7, 2019.

MOTION CARRIED 4-0-1, WITH MAYOR PRO TEM MUNZING ABSTAINING

Mayor Pro Tem Munzing returned to the dais at 7:57 p.m. for the remainder of the meeting.

DISCUSSION ITEMS 11-13:

11. **ORANGE COUNTY HOUSING FINANCE TRUST JOINT POWERS AUTHORITY AGREEMENT**

City Manager David Doyle introduced Community Development Director Omar Dadabhoy, who provided the staff report. Staff responded to questions regarding allocation of housing, participating cities, withdrawal from JPA, and effect on Regional Housing Need Allocation (RHNA). Councilmembers commented on the matter.

MOTION: COUNCILMEMBER HARRINGTON MOVED AND COUNCILMEMBER ACKLEY SECONDED TO:

1. **FIND THAT THIS ACTION IS NOT SUBJECT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT PURSUANT TO SECTIONS 15060(C)(2) AND 15060(C)(3) OF THE CEQA GUIDELINES BECAUSE THIS ACTION WILL NOT RESULT IN A PHYSICAL CHANGE TO THE ENVIRONMENTAL, DIRECTLY OR INDIRECTLY; AND**
2. **ADOPT RESOLUTION NO. 2019-18 RELATING TO PARTICIPATING IN THE ORANGE COUNTY HOUSING FINANCE TRUST VIA THE CITY'S EXECUTION OF THE JOINT POWERS AGREEMENT WHICH IMPLEMENTS THE TRUST'S SHARED POWERS AND ACTIVITIES.**

MOTION CARRIED 4-1 WITH MAYOR PRO TEM MUNZING DISSENTING

12. **REVISIONS TO THE CITY'S CODE OF ETHICS AND TRAVEL AND EXPENSE POLICIES**

City Manager David Doyle introduced City Attorney Scott Smith, who provided the staff report. City Clerk Mitzi Ortiz provided additional information. Staff responded to questions regarding adding acknowledgment, enforcement, constitutionality of provisions, and inclusion in candidate manual. Councilmembers commented on the matter.

MOTION: COUNCILMEMBER HARRINGTON MOVED AND COUNCILMEMBER PHILLIPS SECONDED TO:

1. ADOPT THE REVISED CODE OF ETHICS POLICY NO. 400-14, AS AMENDED WITH THE ADDITION OF AN ACKNOWLEDGMENT; AND
2. ADOPT THE REVISED TRAVEL AND EXPENSE POLICY NO 300-4.

MOTION CARRIED UNANIMOUSLY

13. 2019 CERTIFICATES OF PARTICIPATION (ALISO VIEJO RANCH)

City Manager David Doyle introduced Financial Services Director Gina Tharani, who provided the staff report. Warren Devin (Best Best & Krieger) and Anna Sarabian (Fieldman Rolapp & Associates) provided additional information. Staff and consultants responded to questions regarding reserve funds, leasing mechanism, prepayment options and debt reporting. Councilmembers commented on the matter.

MOTION: MAYOR PRO TEM MUNZING MOVED AND COUNCILMEMBER HARRINGTON SECONDED TO ADOPT RESOLUTION NO. 2019-19 ENTITLED:

“RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO, CALIFORNIA AUTHORIZING THE EXECUTION, SALE AND DELIVERY OF ITS 2019 CERTIFICATES OF PARTICIPATION (ALISO VIEJO RANCH), AUTHORIZING EXECUTION AND DELIVERY BY THE CITY OF A LEASE AGREEMENT, A TRUST AGREEMENT, A CERTIFICATE PURCHASE AGREEMENT AND A CONTINUING DISCLOSURE AGREEMENT AND APPROVING THE FORM OF A PRELIMINARY OFFICIAL STATEMENT AND AUTHORIZING THE APPROVAL OF A FINAL OFFICIAL STATEMENT WITH RESPECT TO THE SALE OF SUCH CERTIFICATES OF PARTICIPATION, APPOINTING A TRUSTEE AND MAKING OTHER FINDINGS RELATING THERETO”.

MOTION CARRIED UNANIMOUSLY

CITY MANAGER’S REPORT

City Manager David Doyle announced Water Safety Challenge to be held from 12:00 p.m. to 3:00 p.m. on July 20, 2019 at the Aliso Viejo Aquatic Center; Furry Friends Pet Fair to be held from 9:00 a.m. to 12:00 p.m. on August 3, 2019 at Vista Park; registration for Summer Camps and Recreation Classes; Walk with the Mayor to be held from 6:00 p.m. to 7:00 p.m. on July 25, 2019 beginning at the Aliso Viejo Ranch; newly installed illuminated street signs; and congratulated Administrative Services Director Glenn Yasui on his retirement and expressed appreciation for his years of service. Councilmembers expressed their appreciation for Mr. Yasui’s years of service.

ANNOUNCEMENTS / COUNCIL COMMENTS / COMMITTEE UPDATES

Councilmember Harrington:

- Requested bike lane survey
- Commented on 1st Maintenance Marine Battalion – Camp Pendleton
- Commented on new restaurants in Aliso Viejo Town Center
- Submitted in writing:
 - Attended Change of Command for 1st Maintenance Marine Battalion – Camp Pendleton
 - Attended ACC-OC Legislative Committee Meeting
 - Attended ACC-OC Summer Reception
 - Attended OCFA Board of Directors Meeting
 - Met with Carrington Mortgage Holdings regarding Planning Application PA18-036
 - Attended 4th of July Bike Parade and Celebration
 - Attended ACC-OC Visioning Workshop

Councilmember Ackley:

- Expressed appreciation to staff for 4th of July Bike Parade and Celebration

Councilmember Phillips:

- Expressed appreciation for 4th of July Bike Parade and Celebration
- Submitted in writing:
 - Attended AVCA 4th of July Celebration
 - Met with Carrington Mortgage Holdings regarding Planning Application PA18-036

Mayor Pro Tem Munzing:


- Expressed appreciation for 4th of July Bike Parade and Celebration
- Submitted in writing:
 - Attended CUSD Mayor's Roundtable
 - Attended Document Shredding and E-Waste Collection Event
 - Attended Aliso Viejo Chamber of Commerce After Hours
 - Attended ACC-OC Summer Reception
 - Attended Aliso Viejo Chamber of Commerce President's Circle
 - Attended AVCA 4th of July Celebration
 - Attended safety discussion with Caltrans and TCA
 - Attended Moulton Niguel Water District Annual BBQ

Mayor Chun:

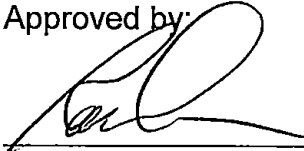
- Commented 4th of July Bike Parade and Celebration
- Commented on importance of drowning prevention
- Commented on San Onofre Nuclear Generating Station waste disposal
- Attended South Orange County Economic Coalition Forum
- Encouraged residents to consider blood donation
- Commented on Walk with the Mayor event
- Encouraged use of OC Flex pilot program

ADJOURNMENT: Mayor Chun adjourned the meeting at 8:53 p.m. to the regularly scheduled meeting of August 7, 2019.

Respectfully submitted:



MITZVORTZ, MMC
CITY CLERK

Approved by:


ROSS CHUN
MAYOR