CITY OF ALISO VIEJO
CITY COUNCIL MINUTES
REGULAR MEETING
April 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 (arrived at 7:16 p.m.)
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: Lt. Chad Kajfasz led the pledge of allegiance.

REPORT FROM CLOSED SESSION:

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

SPECIAL PRESENTATIONS:

A. PROCLAMATION – COMMUNITY COLLEGE AWARENESS MONTH

Mayor Chun presented a Proclamation to President Elliot Stern (Saddleback College) and Vice President Tim Jemal (South Orange County Community College District). Mr. Stern and Mr. Jemal provided information regarding local programs.

B. PROCLAMATION – DMV / DONATE LIFE CALIFORNIA MONTH

Mayor Chun presented a Proclamation to Donate Life Ambassador Joy Bradley. Ms. Bradley provided information regarding the importance of organ and tissue donation.

C. PARTNERSHIP AWARD RECOGNITION – LAGUNA CANYON FOUNDATION

Mayor Chun presented a Certificate of Recognition to Executive Director Hallie Jones and Restoration Manager Josie Bennett. Ms. Jones and Ms. Bennett provided information regarding the recent projects.

ADDITIONS, DELETIONS, REORDERING TO THE AGENDA

None.

COMMUNITY INPUT:

1. Dan Daley provided information regarding services available through Alzheimer's Orange County.
2. Dale Shields expressed concern regarding code enforcement actions relating to driveway extension at his home.
3. Juelene Taylor expressed concern regarding code enforcement actions relating to driveway extension at her home.
4. Derek Shaw expressed concern regarding code enforcement actions relating to neighbors' driveway extension.
5. Jen Colacchio expressed concern regarding code enforcement actions relating to neighbors' driveway extension.
6. Deborah Bergin expressed concern regarding code enforcement actions relating to neighbors' driveway extension.
7. Martin Bergin expressed concern regarding code enforcement actions relating to neighbors' driveway extension.
8. John Marking expressed concern regarding code enforcement actions relating to neighbors' driveway extension.

CONSENT CALENDAR ITEMS 1-8:

Mayor Chun asked if any member of the City Council or staff wished to remove an item from the Consent Calendar. Mayor Chun requested the removal of Item No. 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 1-6 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 20, 2019 SPECIAL MEETING AND MARCH 20, 2019 REGULAR MEETING

Approved the subject Minutes as submitted.

3. SECOND READING AND ADOPTION OF ORDINANCE AMENDING AND RESTATING CHAPTER 15.34 SIGNS

Conducted second reading and adopted Ordinance No. 2019-209 entitled:

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

4. ACCOUNTS PAYABLE

1. Ratified accounts payable checks and electronic funds transfers issued March 7, 2019 in the amount of $861,184.59;
2. Ratified accounts payable checks and electronic funds transfers issued March 14, 2019 in the amount of $335,237.03;
3. Ratified accounts payable checks and electronic funds transfers issued March 21, 2019 in the amount of $246,008.33; and
4. Ratified accounts payable checks issued March 28, 2019 in the amount of $178,851.35.

5. TREASURER'S STATEMENT

Approved the February 2019 Treasurer's Statement.

6. SECOND AMENDMENT TO AGREEMENT WITH BEST BEST & KRIEGER FOR CITY ATTORNEY SERVICES

1. Approved the Second Amendment to Agreement with Best Best & Krieger for City Attorney Services; and
2. Authorized the City Manager to execute the Second Amendment to Agreement with Best Best & Krieger.

7. AUTHORIZE PROOF OF CONCEPT PLAN FOR NEW CITY VOIP PHONE SYSTEM

This item was removed from the Consent Calendar.

8. APPOINTMENT OF SCAG GENERAL ASSEMBLY DELEGATE

Appointed Mayor Ross Chun as Delegate to the Southern California Association of Governments (SCAG) General Assembly to be held May 2, 2019.

MOTION CARRIED UNANIMOUSLY

END OF CONSENT CALENDAR

REMOVED FROM CONSENT CALENDAR

7. AUTHORIZE PROOF OF CONCEPT PLAN FOR NEW CITY VOIP PHONE SYSTEM

City Manager David Doyle and Information Technology Manager Isaac Aziz responded to questions regarding reason for replacement of phone system.

MOTION: MAYOR CHUN MOVED AND COUNCILMEMBER HARRINGTON SECONDED TO AUTHORIZE THE CITY MANAGER TO SIGN LETTERS OF INTENT FOR VOIP (VOICE OVER INTERNET PROTOCOL) TELECOM SERVICES AND ASSOCIATED NETWORK INFRASTRUCTURE UPGRADES FOR AN AMOUNT NOT TO EXCEED $225,000.

MOTION CARRIED UNANIMOUSLY

PUBLIC HEARINGS:

9. ADOPTION OF THE 2019-2020 ANNUAL ACTION PLAN FOR EXPENDITURES OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS

City Manager David Doyle introduced Mike Linares (Mike Linares, Inc.) who provided the staff report. Community Development Director Omar Dadabhoy provided additional information. Staff and consultant responded to questions regarding administrative costs, prior year expenditures, and fair housing services. Mayor Chun opened the public hearing. There were no speakers. Mayor Chun closed the public hearing. Councilmembers commented on the matter.

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

1. **CONDUCT A PUBLIC HEARING;**
2. **DECLARE THAT THE CITY COUNCIL FINDS THE 2019-2020 ANNUAL ACTION PLAN IS NOT SUBJECT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT ("CEQA") BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED IN SECTION 15378(B)(5) OF THE STATE CEQA GUIDELINES;**

3. **APPROVE AND ADOPT THE 2019-2020 ANNUAL ACTION PLAN FOR USE OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS; AND**
4. **AUTHORIZE THE CITY MANAGER TO SUBMIT THE ACTION PLAN TO THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD), WHICH WILL EXECUTE THE HUD CONTRACT; AND AUTHORIZE THE CITY MANAGER TO SUBMIT ALL RELATED DOCUMENTS WITH THE IMPLEMENTATION OF THE PLAN.**

MOTION CARRIED UNANIMOUSLY

DISCUSSION:

11. ALISO VIEJO RANCH CONSTRUCTION CONTRACT

City Manager David Doyle introduced Jim Wilson (Thirtieth Street Architects) who provided the staff report. Staff and consultant responded to questions regarding total project cost, contingency amount, related offsite improvements, corporate sponsorships, add alternates, bid process, and phase 2 of farm component. Mayor Chun opened for public comment and the following person spoke:

1. Phil Fleming expressed support for the project, including all alternates.

There were no other speakers. Councilmembers commented on the matter.

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

1. **APPROVE CONTRACT DOCUMENTS, SPECIFICATIONS, AND PLANS FOR THE ALISO VIEJO RANCH PROJECT;**
2. **AUTHORIZE CITY MANAGER TO ENTER INTO CONTRACTUAL AGREEMENT WITH TOVEY/SHULTZ FOR CONSTRUCTION OF THE RANCH PROJECT IN THE AMOUNT OF $15,677,605 ($13,963,244 BASE BID PLUS $1,714,361 PHASE 1 FARM); AND**
3. **AUTHORIZE 10% IN CONTINGENCY FUNDS ($1,567,760.50) TO BE USED IF NECESSARY DURING CONSTRUCTION.**

MOTION CARRIED UNANIMOUSLY

10. ALISO VIEJO RANCH FINANCING

City Manager David Doyle introduced Financial Services Director Gina Tharani who provided the staff report. Staff responded to questions regarding reserve policy, reserve amounts, and financing process. Mayor Chun opened for public comment and the following person spoke:

1. Michael Sall expressed appreciation to staff for answering questions regarding this matter and expressed support for the project.

There were no other speakers. Councilmembers commented on the matter.

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

1. **RECEIVE A FINANCING UPDATE FOR THE ALISO VIEJO RANCH PROJECT;**
2. **AUTHORIZE THE CITY TO FINANCE THE PROJECT FOR A NOT-TO-EXCEED AMOUNT OF $13,500,000; AND**
3. **AUTHORIZE STAFF TO PROCEED WITH ESTABLISHING A FINANCING TEAM.**

MOTION CARRIED UNANIMOUSLY

CITY MANAGER'S REPORT

None.

ANNOUNCEMENTS / COUNCIL COMMENTS / COMMITTEE UPDATES

Councilmember Harrington:

- Obtained consensus for drowning prevention presentation at a future meeting
- Commented on Earth Day
- Obtained consensus for housing trust discussion at a future meeting
- Attended meetings in Washington D.C. related to Aliso Viejo Ranch Project funding
- Submitted in writing:
  - Attended Community Cup Golf Tournament
  - Attended ACC-OC Executive Committee Meeting
  - Attended ACC-OC Legislative & Regulatory Committee Meeting
  - Attended OCFA Board of Directors Meeting
  - Participated in ACC-OC Executive Director interviews
  - Attended ACC-OC Executive Board Meeting

Councilmember Ackley:

- Obtained consensus for Asian/Pacific American Heritage Month proclamation in May
- Submitted in writing:
  - Attended OCSD Medal of Valor Luncheon
  - Attended 4th of July Bike Parade Committee Meeting
  - Attended South Orange County Economic Coalition Meeting

Councilmember Phillips:

- Expressed appreciation to colleagues for Washington D.C. meetings
- Commented on flight altitude regulations
- Submitted in writing:
  - Attended Orange County Library Strategic Planning Meeting

- Attended AVCA Spring Celebration
- Attended OCSD Medal of Valor Luncheon

Mayor Pro Tem Munzing:

- Commented on Washington D.C. meetings
- Submitted in writing:
  - Attended Community Cup Golf Tournament
  - Visited Canyon Vista Elementary School
  - Attended TCA Joint Operations & Finance Committee Meeting
  - Attended Swearing in Ceremony for Orange County Supervisor Don Wagner
  - Attended South Orange County Economic Coalition
  - Attended AVCA Spring Celebration
  - Attended TCA Joint Board of Directors Meeting

Mayor Chun: None.

ADJOURNMENT: Mayor Chun adjourned the meeting at 8:56 p.m. to the regularly scheduled meeting of May 1, 2019.

Respectfully submitted:

MITZI ORTIZ, MMC
CITY CLERK

Approved by:

ROSS CHUN
MAYOR