

CITY OF ALISO VIEJO
CITY COUNCIL MINUTES
REGULAR MEETING
October 7, 2020, 7:00 P.M.
Council Chambers, City Hall, 12 Journey
Aliso Viejo, California

City Council conducted this meeting in accordance with California Governor Newsom's Executive Orders N-25-20 and N-29-20 and COVID-19 pandemic protocols.

CALL TO ORDER: Mayor Pro Tem Ackley called the Regular Meeting of the City Council of the City of Aliso Viejo to order at 7:15 p.m.

ROLL CALL:

PRESENT: MAYOR PRO TEM TIFFANY ACKLEY *(via teleconference)*
COUNCILMEMBER ROSS CHUN *(via teleconference)*
COUNCILMEMBER DAVID C. HARRINGTON *(via teleconference)*
COUNCILMEMBER WILLIAM A. PHILLIPS *(via teleconference)*

ABSENT: MAYOR MIKE MUNZING

STAFF PRESENT: DAVID A. DOYLE, CITY MANAGER
SCOTT C. SMITH, CITY ATTORNEY
MITZI ORTIZ, CITY CLERK
GINA THARANI, FINANCIAL SERVICES DIRECTOR
SHAUN PELLETIER, PUBLIC WORKS DIRECTOR
OMAR DADABHOY, COMMUNITY DEVELOPMENT DIRECTOR
STEPHANIE PHILLIPS, RECREATION & COMMUNITY SERVICES
MANAGER
SEA SHELTON, HUMAN RESOURCES MANAGER
ISAAC AZIZ, INFORMATION TECHNOLOGY MANAGER
LT. CHAD KAJFASZ, CHIEF OF POLICE SERVICES
SARAH LIMONES, SENIOR EMERGENCY MANAGEMENT PROGRAM
COORDINATOR

PLEDGE OF ALLEGIANCE: City Manager David Doyle led the pledge of allegiance.

REPORT FROM CLOSED SESSION:

City Attorney Scott Smith stated no reportable action was taken. Please refer to the October 7, 2020 Special Meeting Minutes.

1. **SPECIAL PRESENTATIONS:**

1.1. **PROCLAMATION - FIRE PREVENTION WEEK**

Mayor Pro Tem Ackley presented the proclamation to OCFA Battalion Chief Ken Harrison. Chief Harrison expressed his appreciation and commented on the importance of fire prevention and safety.

2. **ADDITIONS, DELETIONS, REORDERING TO THE AGENDA:**

None.

3. **COMMUNITY INPUT:**

City Clerk Mitzi Ortiz read the following electronic communication into the record:

1. Bethany Hernandez expressed opposition to Proposition 16.

4. **CONSENT CALENDAR:**

Unless otherwise indicated below, the following pertains to all items on the Consent Calendar.

Motion: Councilmember Harrington moved and Councilmember Chun seconded to approve the recommended actions. Motion carried 4-0-1, with Mayor Munzing absent.

4.1. **WAIVE THE READING OF ALL ORDINANCES AND RESOLUTIONS**

Recommended Action: Approve 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.

4.2. **APPROVAL OF MINUTES – AUGUST 26, 2020 SPECIAL MEETING, SEPTEMBER 16, 2020 SPECIAL MEETING, AND SEPTEMBER 16, 2020 REGULAR MEETING**

Recommended Action: Approve the subject Minutes as submitted.

4.3. **SECOND READING AND ADOPTION OF AN ORDINANCE RELATING TO THE RECOVERY OF COSTS INCURRED BY THE ORANGE COUNTY SHERIFF'S DEPARTMENT'S RESPONSE TO FALSE ALARMS**

Recommended Action: Conduct second reading and adopt Ordinance No. 2020-217 entitled: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO, CALIFORNIA, ADDING CHAPTER 8.34 TO THE ALISO VIEJO MUNICIPAL CODE RELATING TO THE RECOVERY OF COSTS INCURRED BY THE ORANGE COUNTY SHERIFF'S DEPARTMENT'S RESPONSE TO FALSE ALARMS.

4.4. ACCOUNTS PAYABLE

Recommended Action:

1. Ratify accounts payable checks and electronic funds transfers issued September 03, 2020 in the amount of \$2,326,472.20;
2. Ratify accounts payable checks and electronic funds transfers issued September 10, 2020 in the amount of \$132,307.08; and
3. Ratify accounts payable checks and electronic funds transfers issued September 17, 2020 in the amount of \$171,916.61.

4.5. TREASURER'S STATEMENT – AUGUST 2020

Recommended Action: Approve August 2020 Treasurer's Statement.

4.6. AWARD CONTRACT TO ONYX PAVING COMPANY, INC. FOR THE WINDSONG, CEDARBROOK, AND PARK AVENUE STREET REHABILITATION PROJECT

City Manager David Doyle introduced Public Works Director Shaun Pelletier, who provided an overview. Staff responded to questions regarding project schedule.

Recommended Action:

1. Approve Contract Documents, Specifications, and Plans for the Windsong, Cedarbrook, and Park Avenue Project;
2. Award a contract in the amount of \$402,000 to Onyx Paving Company, Inc. as the lowest responsible bidder for the Windsong, Cedarbrook, and Park Avenue Street Rehabilitation Project;
3. Authorize the City Manager to execute a contract with Onyx Paving Company, Inc.;
4. Authorize City staff to make total compensation to Onyx Paving Company, Inc. up to \$402,000 plus \$40,200 (10% of the contract amount) to allow for contingencies, totaling \$442,200;
5. Exempt this project from Chapter 8.12 Noise Control of the Aliso Viejo Municipal Code;
6. Approve the appropriation of \$246,100 from unreserved Measure M fund balance and \$246,100 from unreserved SB1 fund balance; and
7. Declare 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).

Motion: Councilmember Phillips moved and Mayor Pro Tem Ackley seconded to approve the recommended actions. Motion carried 4-0-1, with Mayor Munzing absent.

4.7. CONFLICT OF INTEREST CODE BIENNIAL REVIEW

Recommended Action: Adopt Resolution No. 2020-35 approving the amended Conflict of Interest Code, pursuant to the Political Reform Act, section 87303.

4.8. INVESTMENT POLICY

Recommended Action: Adopt Resolution No. 2020-36 which adopts the Investment Policy for Fiscal Year 2020-21 and rescinds Resolution No. 2019-13 in its entirety.

4.9. AUTHORIZE MAYOR'S SIGNATURE ON MULTI-JURISDICTIONAL LETTER TO SCAG

Recommended Action: Authorize the Mayor's signature on a letter to the Southern California Association of Governments (SCAG) President Rex Richardson requesting the agency's Regional Housing Needs Assessment (RHNA) Litigation Study Team be reconvened.

5. PUBLIC HEARINGS:

None.

6. DISCUSSION:

6.1. EMPLOYEE HEALTH BENEFIT ALLOWANCE AND PERSONNEL POLICY UPDATE

City Manager David Doyle provided an overview. Human Resources Manager Sea Shelton provided additional information.

Recommended Action: Adopt Resolution No. 2020-37 approving a 3.5% (\$70.31 per month) increase to the employee health benefit allowance, effective January 1, 2021, and updates to the City's personnel policies.

Motion: Councilmember Chun moved and Councilmember Harrington seconded to approve the recommended actions. Motion carried 4-0-1, with Mayor Munzing absent.

7. CITY MANAGER' S REPORT:

City Manager David Doyle provided an update on the Aliso Viejo Ranch project.

8. ANNOUNCEMENTS / COUNCIL COMMENTS / COMMITTEE UPDATES:

Councilmember Phillips:

- Encouraged Councilmembers to tour Aliso Viejo Ranch site
- Requested OCFA offer fire extinguisher training to the community

Councilmember Chun:

- Attended City's drive-in concert
- Commented on Active Minds Chapter created at Aliso Niguel High School
- Commended CUSD Against Racism on recent efforts

- Attended League of California Cities Annual Conference
- Attended SCAG Transportation Committee Meeting
- Commented on Red Cross fundraiser at Panda Express

Councilmember Harrington: None.

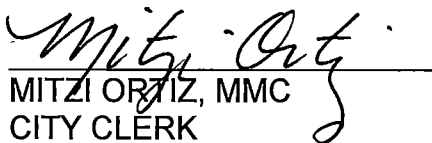
Mayor Pro Tem Ackley:

- Commented on various meetings regarding alleged incident with Police Services

9. **ADJOURNMENT:** Mayor Pro Tem Ackley adjourned the meeting at 7:42 p.m. to the regularly scheduled meeting of October 21, 2020.

Respectfully submitted:

Approved by:


MITZI ORTIZ, MMC
CITY CLERK


MIKE MUNZING
MAYOR