

CITY OF ALISO VIEJO
CITY COUNCIL MINUTES
REGULAR MEETING
OCTOBER 18, 2017, 7:00 P.M.
Council Chambers, City Hall, 12 Journey
Aliso Viejo, California

CALL TO ORDER: Mayor Harrington called the Regular Meeting of the City Council of the City of Aliso Viejo to order at 7:14 p.m.

PRESENT: MAYOR DAVID C. HARRINGTON
MAYOR PRO TEM PHILLIP B. TSUNODA
COUNCILMEMBER ROSS CHUN
COUNCILMEMBER MIKE MUNZING
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, FINANCE DIRECTOR
SHAUN PELLETIER, PUBLIC WORKS DIRECTOR / CITY
ENGINEER
OMAR DADABHOY, PLANNING DIRECTOR
ISAAC AZIZ, INFORMATION TECHNOLOGY MANAGER
STEPHANIE BROWN, COMMUNITY SERVICES MANAGER
LT. JOHN MACPHERSON, CHIEF OF POLICE SERVICES

PLEDGE OF ALLEGIANCE: Girls Scout Troop 3388 led the pledge of allegiance.

SPECIAL PRESENTATIONS:

A. **RECOGNITION OF OCSD EXPLORER ACADEMY GRADUATES**

Mayor Harrington introduced Chief of Police Services Lt. John MacPherson. Lt. MacPherson provided information and a video on the Basic Explorer Academy. Mayor Harrington presented the graduates with Certificates of Recognition.

B. **PROCLAMATION FOR DOMESTIC VIOLENCE AWARENESS MONTH**

Mayor Harrington presented the Proclamation to Crime Survivors, Inc. CEO Patricia Wenskunas. Ms. Wenskunas provided information on her organization and resources available to those in need.

C. COUNCIL RECOGNITION OF BUSINESS OF THE MONTH BARNES & NOBLE

Mayor Harrington presented a Certificate of Recognition to General Manager Julia Rodriguez. Ms. Rodriguez expressed her appreciation.

REPORT FROM CLOSED SESSION: City Attorney Scott Smith stated no reportable action was taken. Please refer to October 18, 2017 Special Meeting Minutes.

ADDITIONS, DELETIONS, REORDERING TO THE AGENDA

None.

COMMUNITY INPUT:

1. Karalee Darnell introduced herself as the new Southern California Edison Government Affairs Manager in the Orange County region.

CONSENT CALENDAR ITEM NOS. 1-7:

Mayor Harrington asked if any member of the City Council, staff or the public wished to remove an item from the Consent Calendar. Mayor Pro Tem Tsunoda requested the removal of Item No. 6 and Councilmember Phillips requested the removal of Item No. 7. There were no additional requests to remove items from the Consent Calendar.

MOTION: COUNCILMEMBER MUNZING MOVED AND COUNCILMEMBER PHILLIPS SECONDED TO APPROVE CONSENT CALENDAR ITEMS 1-5, 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 – OCTOBER 4, 2017 SPECIAL MEETING AND OCTOBER 4, 2017 REGULAR MEETING

Approved the subject Minutes as submitted.

3. ACCOUNTS PAYABLE

1. Ratified accounts payable checks and electronic funds transfers issued September 28, 2017 in the amount of \$131,380.59; and
2. Ratified accounts payable checks issued October 5, 2017 in the amount of \$308,381.14.

4. COMMUNITY FACILITIES DISTRICT NO. 2005-01 (GLENWOOD AT ALISO VIEJO) ANNUAL REPORT FOR FISCAL YEAR 2017-18

Accepted and filed the Community Facilities District No. 2005-1 (Glenwood at Aliso Viejo) Annual Report for Fiscal Year 2017-18.

5. ANNUAL MEASURE M2 EXPENDITURE REPORT

Adopted Resolution No. 2017-31 to adopt the FY 2016-17 M2 Expenditure Report.

6. PROFESSIONAL SERVICES AGREEMENT WITH DUDEK FOR ENVIRONMENTAL CONSULTANT SERVICES FOR THE ALISO VIEJO RANCH

This item was removed from the Consent Calendar.

7. TENTATIVE PARCEL MAP 2017-100 AT 26791 ALISO CREEK ROAD, THE OROSCO GROUP

This item was removed from the Consent Calendar.

MOTION CARRIED UNANIMOUSLY

END OF CONSENT CALENDAR

REMOVED FROM CONSENT CALENDAR

6. PROFESSIONAL SERVICES AGREEMENT WITH DUDEK FOR ENVIRONMENTAL CONSULTANT SERVICES FOR THE ALISO VIEJO RANCH

Mayor Pro Tem Tsunoda commented on the request for proposals review and selection process for professional services agreements.

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

1. **APPROVE THE PROFESSIONAL SERVICES AGREEMENT WITH DUDEK FOR ENVIRONMENTAL CONSULTANT SERVICES RELATING TO THE ALISO VIEJO RANCH FOR AN AMOUNT NOT TO EXCEED \$66,000, WHICH INCLUDES A 10% CONTINGENCY; AND**
2. **AUTHORIZE THE CITY MANAGER TO EXECUTE SAID AGREEMENT.**

MOTION CARRIED UNANIMOUSLY

7. TENTATIVE PARCEL MAP 2017-100 AT 26791 ALISO CREEK ROAD, THE OROSCO GROUP

City Manager David Doyle and Planning Director Omar Dadabhoy responded to questions regarding AVCA role in approval process, sub-association formation.

MOTION: COUNCILMEMBER PHILLIPS MOVED AND COUNCILMEMBER CHUN SECONDED TO ADOPT RESOLUTION NO. 2017-32 MAKING FINDINGS UNDER THE CALIFORNIA SUBDIVISION MAP ACT AND CONDITIONALLY APPROVING TENTATIVE PARCEL MAP 2017-100 FOR PARCEL 1 OF LOT LINE ADJUSTMENT 96-031 FOR CONDOMINIUM PURPOSES.

MOTION CARRIED UNANIMOUSLY

PUBLIC HEARING ITEM NO. 8:

8. **AN ORDINANCE AMENDING TITLE 15 OF THE ALISO VIEJO MUNICIPAL CODE RELATED TO ACCESSORY (SECOND) DWELLING UNITS**

City Manager David Doyle introduced Planning Director Omar Dadabhoy, who provided the staff report. Staff responded to questions regarding parcel adjustments, kitchen and bathroom facilities, parking, garage conversion, HOA approvals, water quality regulations, utilities, single-family home definition, fire codes and fees. Mayor Harrington opened the public hearing. There were no speakers. Mayor Harrington closed the public hearing. Councilmembers commented on the matter.

MOTION: COUNCILMEMBER PHILLIPS MOVED AND COUNCILMEMBER MUNZING SECONDED TO:

1. **CONDUCT A PUBLIC HEARING;**
2. **DECLARE THAT THE PROJECT IS EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT PURSUANT TO SECTION 21080.17 OF THE PUBLIC RESOURCES CODE AS IT IMPLEMENTS THE REQUIREMENTS OF GOVERNMENT CODE SECTION 65852.2; AND**
3. **INTRODUCE AN ORDINANCE ENTITLED:**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO, CALIFORNIA, AMENDING TITLE 15 OF THE ALISO VIEJO MUNICIPAL CODE RELATED TO ACCESSORY (SECOND) DWELLING UNITS.

MOTION CARRIED UNANIMOUSLY

DISCUSSION ITEM NOS. 9-10:

9. **AMENDED AND RESTATED INTEGRATED SOLID WASTE MANAGEMENT FRANCHISE AGREEMENT**

City Manager David Doyle provided the staff report. Laith Ezzet, HF&H Consultants, provided additional information. Staff and consultant responded to questions regarding audit, rate increases, truck replacement, agreement term, franchise fee revenue and complaints. Dean Ruffridge, CR&R Incorporated, provided additional information. Councilmembers commented on the matter.

MOTION: COUNCILMEMBER CHUN MOVED AND COUNCILMEMBER PHILLIPS SECONDED TO:

- 1. APPROVE THE AMENDED AND RESTATED AGREEMENT WITH CR&R INCORPORATED FOR INTEGRATED SOLID WASTE MANAGEMENT SERVICES.**
- 2. AUTHORIZE THE MAYOR TO EXECUTE THE AGREEMENT.**

MOTIONED CARRIED UNANIMOUSLY

10. **ALISO VIEJO RANCH**

City Manager David Doyle provided the staff report. Jim Wilson (Thirtieth Street Architects), Aaron Flora (Renewable Farms), Forrest Kline (Renewable Farms), and Doug Grove (RHA Landscape Architects-Planners, Inc.) provided additional information. Staff responded to questions regarding machinery and events. Mayor Harrington opened for public comment and the following person spoke:

1. Phil Fleming, representing California Reflections, expressed concern regarding amplified sound during evening events and stated overall approval of the proposal.

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

MOTION: COUNCILMEMBER CHUN MOVED AND COUNCILMEMBER MUNZING SECONDED TO:

- 1. APPROVE RENEWABLE FARMS AS THE AGRICULTURAL OPERATOR AT THE ALISO VIEJO RANCH;**
- 2. AUTHORIZE THE CITY MANAGER TO NEGOTIATE THE TERMS AND CONDITIONS OF AN AGREEMENT WITH RENEWABLE FARMS TO PROVIDE SERVICES RELATED TO AGRICULTURAL OPERATIONS AT ALISO VIEJO RANCH;**
- 3. APPROVE EXPENDITURE OF ADDITIONAL \$250,000 ABOVE LANDSCAPING COSTS FOR CONSTRUCTION OF REQUIRED AGRICULTURAL INFRASTRUCTURE AND EQUIPMENT TO BE INCLUDED IN THE OVERALL PROJECT CONSTRUCTION BUDGET;**
- 4. APPROVE YEAR 1 OPERATIONAL COST ASSISTANCE TO RENEWABLE FARMS IN AN AMOUNT NOT-TO-EXCEED \$35,000; AND**
- 5. REVIEW PROPOSED OPERATIONAL PROGRAM FOR THE ALISO VIEJO RANCH AND THE ASSOCIATED ANNUAL OPERATING COSTS.**

MOTIONED CARRIED UNANIMOUSLY

CITY MANAGER'S REPORT

City Manager David Doyle announced Health & Safety Fair and Flu Shot Clinic to be held from 1:00 p.m. to 4:00 p.m. on November 4, 2017 at Iglesia Park Community Center; All is Bright Holiday Celebration & Tree Lighting Event to be held from 5:30 p.m. to 8:00 p.m. on November 30, 2017 at Aliso Viejo Town Center amphitheater; and additional recreation classes.

ANNOUNCEMENTS / COUNCIL COMMENTS / COMMITTEE UPDATES

Councilmember Chun:

- Wished his wife happy anniversary
- Attended Esri Health & Human Services GIS Conference
- Attended Capistrano Unified School District Lunch with the Superintendent
- Attended Founder's Day Event
- Attended Aliso Niguel High School Homecoming Game and 25th Anniversary
- Attended Aliso Viejo Chamber of Commerce Networking Breakfast
- Attended Vintage Aliso Grand Opening
- Expressed appreciation to Aliso Viejo Police Services

Councilmember Munzing:

- Attended tour of Renewable Farms
- Attended Aliso Niguel High School Homecoming Game and 25th Anniversary
- Attended Founder's Day Event
- Attended Aliso Viejo Chamber of Commerce Networking Breakfast
- Attended TCA Board of Directors Meeting

Councilmember Phillips:

- Expressed appreciation to Aliso Viejo Police Services
- Requested report from Orange County Fire Authority regarding fire conditions
- Attended Founder's Day Event
- Attended California Council of Excellence 2017 Leadership Symposium

Mayor Pro Tem Tsunoda:

- Expressed appreciation to staff for recreation class offerings

Mayor Harrington:

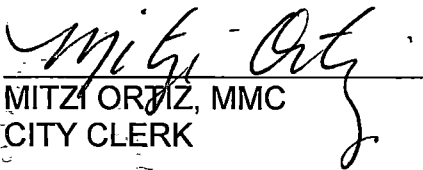
- Expressed appreciation to Aliso Viejo Police Services
- Attended AVCA Board of Directors Meeting
- Submitted in writing
 - Attended tour of Renewable Farms
 - Attended Aliso Niguel High School Homecoming Game and 25th Anniversary
 - Attended Founder's Day Event
 - Attended meeting with Mobilitie

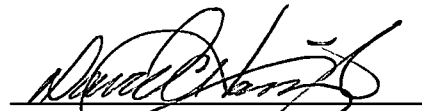
- Attended Orange County Business Council Workforce Development Conference
- Attended Vintage Aliso Grand Opening
- Attended meeting with City Attorney
- Attended meeting with City Manager

ADJOURNMENT: Mayor Harrington adjourned the meeting at 9:43 p.m. to the regularly scheduled meeting of November 15, 2017.

Respectfully submitted:

Approved by:


MITZI ORTIZ, MMC
CITY CLERK


DAVID C. HARRINGTON
MAYOR