CITY OF ALISO VIEJO
CITY COUNCIL MINUTES
REGULAR MEETING
November 6, 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 7:01 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
HONGDAO NGUYEN, ASSISTANT CITY ATTORNEY
CARLOS DE LEON, CITY CLERK OFFICE ASSISTANT
GINA THARANI, FINANCIAL SERVICES DIRECTOR
SHAUN PELLETIER, PUBLIC WORKS DIRECTOR / CITY ENGINEER
OMAR DADABHOY, COMMUNITY DEVELOPMENT DIRECTOR
ELIZABETH MCCANN, BUILDING OFFICIAL
ERICA ROESS, SENIOR PLANNER
STEPHANIE PHILLIPS, COMMUNITY SERVICES MANAGER
ISAAC AZIZ, INFORMATION TECHNOLOGY MANAGER
LT. CHAD KAJFASZ, CHIEF OF POLICE SERVICES

PLEDGE OF ALLEGIANCE: Anand Rao led the pledge of allegiance.

SPECIAL PRESENTATIONS:

A. RECOGNITION OF ALISO VIEJO LITTLE LEAGUE – 8-9 YEAR OLD ALL STARS

Mayor Chun presented a Certificate of Recognition to Manager Nadim Najm, who commented on the team's accomplishments.

B. RECOGNITION OF ALISO VIEJO LITTLE LEAGUE – 8-10 YEAR OLD ALL STARS

Mayor Chun presented a Certificate of Recognition to Manager Jeremiah Yencho, and Coaches Mike Fettig and Tom Burnor. Mr Yencho commented on the team's accomplishments.

C. RECOGNITION OF ALISO VIEJO LITTLE LEAGUE – 9-11 YEAR OLD ALL STARS

Mayor Chun presented a Certificate of Recognition to Manager Chuck Alderman, and Coaches Bill Wendlandt and John Kaulback, who commented on the team's accomplishments.

D. RECOGNITION OF ALISO VIEJO LITTLE LEAGUE – ALL STARS (12s)

Mayor Chun presented a Certificate of Recognition to Michael Caito, who commented on the team's accomplishments.

E RECOGNITION OF SOKA UNIVERSITY WOMEN'S SOCCER TEAM

Mayor Chun presented a Certificate of Recognition to Coach Dave McLeish. Mr. McLeish and Ashley Bustamante commented on the team's volunteerism and support of the AYSO VIP Program.

ADDITIONS, DELETIONS, REORDERING TO THE AGENDA

None.

COMMUNITY INPUT:

1. Michele Ploessel-Campbell expressed concern with the current state of Capistrano Unified School District sports facilities.
2. David Bendall commented on urban heat traps and the necessity of trees.

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. Councilmember Harrington requested the removal of Item No. 8 and City Manager David Doyle requested the removal of Item No. 5 and Item No. 6. There were no other requests to remove items from the Consent Calendar.

MOTION: COUNCILMEMBER HARRINGTON MOVED AND COUNCILMEMBER PHILLIPS SECONDED TO APPROVE CONSENT CALENDAR ITEMS 1-4, AND 7 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 16, 2019 SPECIAL MEETING AND OCTOBER 16 REGULAR MEETING

Approved the subject Minutes as submitted.

3. ACCOUNTS PAYABLE

1 Ratified accounts payable checks and electronic funds transfers issued October 3, 2019 in the amount of $124,920.22;
2. Ratified accounts payable checks and electronic funds transfers issued October 10, 2019 in the amount of $835,929.74; and
3 Ratified accounts payable checks and electronic funds transfers issued October 17, 2019 in the amount of $870,851.44.

4. TREASURER'S STATEMENT – SEPTEMBER 2019

Approved the September 2019 Treasurer's Statement.

5. ALISO VIEJO CENTER YEAR-END REPORT (FISCAL YEAR 2018-19)

This item was removed from the Consent Calendar.

6. ALISO VIEJO AQUATIC CENTER YEAR-END REPORT (FISCAL YEAR 2018-19)

This item was removed from the Consent Calendar.

7. WITHDRAWAL FROM CALIFORNIA ENTERPRISE DEVELOPMENT AUTHORITY AND TERMINATION OF DIVIDEND (FORMERLY FIGTREE) PACE PROGRAM

Adopted Resolution No 2019-28 to approve the City's withdrawal of its Associate Membership from the California Enterprise Development Authority and termination of Dividend Property Assessed Clean Energy and Job Creation Program within the City.

8. URBAN AND COMMUNITY FORESTRY GRANT

This item was removed from the Consent Calendar.

MOTION CARRIED UNANIMOUSLY

END OF CONSENT CALENDAR

REMOVED FROM CONSENT CALENDAR

5. ALISO VIEJO CENTER YEAR-END REPORT (FISCAL YEAR 2018-19)

This item was combined with Item No 6.

6 ALISO VIEJO AQUATIC CENTER YEAR-END REPORT (FISCAL YEAR 2018-19)

City Manager David Doyle provided an overview.

MOTION: MAYOR PRO TEM MUNZING MOVED AND COUNCILMEMBER PHILLIPS SECONDED TO:
(ITEM NO. 5) RECEIVE ALISO VIEJO CENTER YEAR-END SUMMARY REPORT FOR FISCAL YEAR 2018-19; AND
(ITEM NO. 6) RECEIVE ALISO VIEJO AQUATIC CENTER YEAR-END SUMMARY REPORT FOR FISCAL YEAR 2018-19.

MOTION CARRIED UNANIMOUSLY

8. URBAN AND COMMUNITY FORESTRY GRANT

City Manager David Doyle provided an overview. Staff responded to questions regarding communication with AVCA, changes to grant requirements, and condition of trees within the City. Councilmembers commented on the matter.

MOTION: COUNCILMEMBER HARRINGTON MOVED AND MAYOR PRO TEM SECONDED TO ADOPT RESOLUTION NO. 2019-29 APPROVING THE FILING OF AN APPLICATION FOR FUNDING FROM THE URBAN FORESTRY GRANT PROGRAM ENTITLED, "URBAN AND COMMUNITY FORESTRY GRANT", AS PROVIDED THROUGH THE CALIFORNIA GREENHOUSE GAS REDUCTION FUND.

MOTION CARRIED UNANIMOUSLY

PUBLIC HEARING ITEMS:

None

DISCUSSION ITEMS:

9 ORDINANCE TO ADOPT UPDATED 2019 BUILDING CODES AND ALL RELATED CODES

City Manager David Doyle introduced Community Development Director Omar Dadabhoy, who provided an overview. Building Official Elizabeth McCann provided

additional information. Staff responded to questions regarding parking for accessory dwelling units, storage of stacked materials, and electric vehicle charging stations. Councilmembers commented on the matter.

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

1. **MAKE A DETERMINATION THAT THE PROPOSED CODE AMENDMENTS ARE EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) PURSUANT TO SECTION 15061(B)(3) OF THE STATE CEQA GUIDELINES, BECAUSE IT WILL NOT RESULT IN A DIRECT OR REASONABLE FORESEEABLE INDIRECT PHYSICAL CHANGE IN THE ENVIRONMENT AS THERE IS NO POSSIBILITY THAT IT MAY HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT AND BECAUSE IT IS NOT A PROJECT AS DEFINED IN SECTION 15378 OF THE CEQA GUIDELINES;**
2. **INTRODUCE FOR FIRST READING AN ORDINANCE ENTITLED:**

   AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO, CALIFORNIA, AMENDING CHAPTERS 13.02 & 13.04 OF TITLE 13 OF THE ALISO VIEJO MUNICIPAL CODE AND ADOPTING BY REFERENCE THE FOLLOWING MODEL CODES INTO THE ALISO VIEJO MUNICIPAL CODE: (1) CALIFORNIA BUILDING CODE, VOLUMES 1 & 2, 2019 EDITION, WITH APPENDIX I; (2) CALIFORNIA ELECTRICAL CODE, 2019 EDITION; (3) CALIFORNIA PLUMBING CODE, 2019 EDITION; (4) CALIFORNIA MECHANICAL CODE, 2019 EDITION; (5) INTERNATIONAL PROPERTY MAINTENANCE CODE, 2018 EDITION; (6) CALIFORNIA ADMINISTRATIVE CODE, 2019 EDITION; (7) CALIFORNIA ENERGY CODE, 2019 EDITION; (8) CALIFORNIA REFERENCED STANDARDS CODE, 2019 EDITION; (9) CALIFORNIA EXISTING BUILDING CODE, 2019 EDITION; (10) CALIFORNIA RESIDENTIAL CODE, 2019 EDITION, WITH APPENDIX H; (11) CALIFORNIA GREEN BUILDING STANDARDS CODE, 2019 EDITION; (12) CALIFORNIA FIRE CODE, 2019 EDITION, WITH AMENDMENTS, AS AMENDED TO INCLUDE SEPARATION REQUIREMENTS FOR STACKED MATERIAL STORAGE; AND

3. **SET A PUBLIC HEARING FOR DECEMBER 4, 2019 TO ADOPT THE ORDINANCE IDENTIFIED.**

MOTION CARRIED UNANIMOUSLY

10. APPROVAL OF SB 2 GRANT APPLICATION SUBMITTAL TO THE STATE DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

Community Development Director Omar Dadabhoy introduced Senior Planner Erica Roess, who provided an overview. Staff responded to questions regarding proposed use of funding and recommended action. Councilmembers commented on the matter.

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

1. **FIND THAT THE REQUEST IS EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) PURSUANT TO STATE CEQA GUIDELINES SECTIONS 15378(B);**
2. **ADOPT RESOLUTION NO. 2019-30 TO AUTHORIZE THE SUBMITTAL OF SB 2 GRANT APPLICATION TO THE STATE DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT;**
3. **AUTHORIZE THE CITY MANAGER, OR HIS DESIGNEE, TO EXECUTE ALL NECESSARY PROGRAM, CONTRACT AND GRANT DOCUMENTS; AND**
4. **APPROVE USE OF GRANT FUNDING FOR AN ENTERPRISE LAND MANAGEMENT SOFTWARE SYSTEM TO BE SELECTED AT A FUTURE DATE.**

MOTION CARRIED UNANIMOUSLY

CITY MANAGER'S REPORT

City Manager David Doyle announced success of Health Fair & Flu Shot Clinic; registration for Winter recreation classes; All is Bright Holiday Celebration & Tree Lighting Ceremony to be held from 5.00 p.m. to 8:00 p.m. on December 5. 2019 at the Aliso Viejo Town Center; Aliso Viejo Boys & Girls Club Operation Holiday Homework donations through December 6, 2019; and encouraged residents to follow the City on Facebook, Twitter, Instagram and Nextdoor.

ANNOUNCEMENTS / COUNCIL COMMENTS / COMMITTEE UPDATES

Councilmember Harrington·

- Announced U.S Marine Corp birthday on November 10, 2019
- Requested an update on bike lane survey
- Obtained consensus to consider nuisance abatement resolution related to trees
- Submitted in writing:
  - Attended OCFA Board of Director's Meeting
  - Attended OCBC Economic Forecast Conference
  - Attended ACC-OC Executive Board Meeting

Councilmember Ackley. None

Councilmember Phillips:

- Expressed appreciation to AVCA for Fall Harvest Festival
- Expressed appreciation to staff for Health Fair & Flu Shot Clinic
- Submitted in writing:
  - Attended Library Advisory Board Subcommittee Meeting
  - Attended Library Advisory Board Meeting
  - Attended South Orange County Economic Coalition PAC Reception

Mayor Pro Tem Munzing:

- Submitted in writing:
  - Attended meeting with Moulton Niguel Water District and Assistant Secretary of the U.S. Department of Energy
  - Attended TCA Joint Finance & Investment Committee Meeting
  - Attended TCA Joint Toll Operations Committee Meeting
  - Attended South Orange County Economic Coalition Legislative Meet & Greet
  - Attended AVCA Fall Harvest Festival
  - Attended H2O for HOAs Breakfast Meeting
  - Attended OCBC Economic Forecast Conference
  - Attended South Orange County Economic Coalition PAC Reception

Mayor Chun

- Reported cancellation of Orange County Mosquito and Vector Control District Meeting
- Attended League of California Cities Annual Business Meeting
- Expressed appreciation to AVCA for Fall Harvest Festival
- Congratulated Ambry Genetics for 20-Year Anniversary
- Expressed appreciation to local businesses for assisting Los Angeles fire victims
- Obtained consensus to present session on "Volunteerism" at Soka University, while redirecting honorarium to students
- Wished Nancy Conley well in her recovery from surgery

ADJOURNMENT: Mayor Chun adjourned the meeting at 8:20 p.m. to the regularly scheduled meeting of November 20, 2019

Respectfully submitted:

MITZI ORTIZ, MMC
CITY CLERK

Approved by

ROSS CHUN
MAYOR