

CITY OF ALISO VIEJO  
CITY COUNCIL MINUTES  
REGULAR MEETING  
February 7, 2018, 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 7:11 p.m.

**PRESENT:** MAYOR DAVID C. HARRINGTON  
MAYOR PRO TEM ROSS CHUN  
COUNCILMEMBER MIKE MUNZING  
COUNCILMEMBER WILLIAM A. PHILLIPS  
COUNCILMEMBER PHILLIP B. TSUNODA

**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  
JENNIFER LOWE, SENIOR PLANNER  
ISAAC AZIZ, INFORMATION TECHNOLOGY MANAGER  
STEPHANIE BROWN, COMMUNITY SERVICES MANAGER  
LT. JOHN MACPHERSON, CHIEF OF POLICE SERVICES

**PLEDGE OF ALLEGIANCE:** Information Technology Manager Isaac Aziz led the pledge of allegiance.

**SPECIAL PRESENTATIONS:**

None.

**REPORT FROM CLOSED SESSION:** City Attorney Scott Smith stated no reportable action was taken. Please refer to February 7, 2018 Special Meeting Minutes.

## **ADDITIONS, DELETIONS, REORDERING TO THE AGENDA**

None.

### **COMMUNITY INPUT:**

1. Jake Vollebregt, South Orange County Economic Coalition, extended an invitation to the 2018 Economic Report Preview Presentation.
2. Trina Mangione commented on the City Council policy relating to Council conduct at the dais.
3. Nicole Watson, Boys & Girls Club of Capistrano Valley, expressed appreciation to the City Council for its support of the organization and recent renovations at the Iglesia Park Community Center.

### **CONSENT CALENDAR ITEM NOS. 1-9:**

Mayor Harrington asked if any member of the City Council, staff or the public wished to remove an item from the Consent Calendar. Mayor Harrington requested the removal of Item No. 4. 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 1-3 AND 5-9, 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 – JANUARY 17, 2018 SPECIAL MEETING AND JANUARY 17, 2018 REGULAR MEETING**

Approved the subject Minutes as submitted.

### **MOTION CARRIED 4-0-1 WITH COUNCILMEMBER TSUNODA ABSTAINING**

#### 3. **ACCOUNTS PAYABLE**

1. Ratified accounts payable checks issued January 11, 2018 in the amount of \$237,582.95;

2. Ratified accounts payable checks and electronic funds transfers issued January 18, 2018 in the amount of \$769,283.66; and
3. Ratified accounts payable checks and electronic funds transfers issued January 25, 2018 in the amount of \$107,476.81.

4. TREASURER'S STATEMENT – DECEMBER 2017

This item was removed from the Consent Calendar.

5. PROFESSIONAL SERVICES AGREEMENT WITH HCI SYSTEMS, INC., FOR THE REDESIGN OF EXISTING WET SPRINKLER SYSTEM TO INCORPORATE A DRY GAS FIRE SUPPRESSION COMPONENT IN THE CITY'S DATA CENTER (CLEAN AGENT (INERGEN) FIRE EXTINGUISHING SYSTEM

1. Approved Professional Services Agreement with HCI Systems, Inc. for the installation of a dry gas fire suppression component in the City's Data Center for an amount not to exceed \$29,949; and
2. Authorized the City Manager to execute said agreement with HCI Systems, Inc.

6. PROFESSIONAL SERVICES AGREEMENT WITH WACHTER, INC. FOR THE DESIGN AND IMPLEMENTATION OF A VIDEO SURVEILLANCE SYSTEM AND ACCESS CONTROL PROJECT FOR THE ALISO VIEJO CENTER AND THE AQUATIC CENTER

1. Approved Professional Services Agreement with Wachter, Inc. for the design and implementation of a video surveillance system and access control project at the Aliso Viejo Center and at the Aquatic Center for an amount not to exceed \$43,000; and
2. Authorized the City Manager to execute said agreement with Wachter, Inc.

7. AWARD CONTRACT TO ELECNOR BELCO ELECTRIC, INC. FOR FY 2017-18 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) ACCESSIBLE PEDESTRIAN SIGNALS PROJECT

1. Approved Contract Documents, Specifications, and Plans for CDBG Accessible Pedestrian Signals Project;
2. Awarded a Contract in the amount of \$100,285 to Elecnor Belco Electric, Inc. (Belco) as the lowest responsible bidder for the CDBG Accessible Pedestrian Signals Project;
3. Authorized the City Manager to execute said Contract with Belco; and
4. Authorized City staff to make total compensation to Belco up to \$100,285 plus \$14,715 to allow for contingencies, totaling \$115,000.

8. MEMORANDUM OF UNDERSTANDING WITH MOULTON NIGUEL WATER DISTRICT

1. Approved a Memorandum of Understanding (MOU) with Moulton Niguel Water District related to collaborative efforts to improve surface water quality; and
  2. Authorized the City Manager to execute said MOU.
9. PROFESSIONAL SERVICES AGREEMENT WITH ROBERT A. EVERHART CONSULTING, LLC FOR ALISO VIEJO RANCH PROJECT CONSTRUCTION MANAGEMENT SERVICES
1. Authorized the City Manager to execute a professional services agreement with Robert A. Everhart Consulting, LLC in the amount of \$387,520 for the Aliso Viejo Ranch Project construction management services and approved a contingency of 10%, for total authorization in the amount of \$426,272; and
  2. Appropriated the necessary funds from the Community Enhancement Fund.

**MOTION CARRIED UNANIMOUSLY**

**END OF CONSENT CALENDAR**

**REMOVED FROM CONSENT CALENDAR**

4. TREASURER'S STATEMENT – DECEMBER 2017

Finance Director Gina Tharani responded to questions regarding pre-paid property taxes.

**MOTION: MAYOR HARRINGTON MOVED AND COUNCILMEMBER PHILLIPS SECONDED TO APPROVE THE DECEMBER 2017 TREASURER'S STATEMENT.**

**MOTION CARRIED UNANIMOUSLY**

**PUBLIC HEARING ITEM NO. 10:**

10. ORDINANCE AMENDING CHAPTER 4.14 AND SECTIONS 15.18.020 AND 15.94.020 OF THE ALISO VIEJO MUNICIPAL CODE REGARDING MASSAGE ESTABLISHMENTS

City Manager David Doyle introduced Senior Planner Jennifer Lowe, who provided the staff report. Planning Director Omar Dadabhoy provided additional information. Staff responded to questions regarding changes from 2016, impact on existing massage establishments and exemptions for licensed medical professionals. Mayor Harrington opened the public hearing. There were no speakers. Mayor Harrington closed the public hearing.

**MOTION: COUNCILMEMBER PHILLIPS MOVED AND MAYOR PRO TEM CHUN SECONDED TO:**

- 1. CONDUCT A PUBLIC HEARING;**
- 2. DECLARE THAT THE PROJECT IS EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) PURSUANT TO SECTIONS 15060(C)(2) (THE ACTIVITY WILL NOT RESULT IN A DIRECT OR REASONABLY FORESEEABLE INDIRECT PHYSICAL CHANGE IN THE ENVIRONMENT) AND 15060(C)(3) (THE ACTIVITY IS NOT A PROJECT AS DEFINED IN SECTION 15378) OF THE CEQA GUIDELINES, CALIFORNIA CODE OF REGULATIONS, TITLE 14, CHAPTER 3, BECAUSE IT HAS NOT POTENTIAL FOR RESULTING IN PHYSICAL CHANGE TO THE ENVIRONMENT, DIRECTLY OR INDIRECTLY; AND**
- 3. INTRODUCE AN ORDINANCE ENTITLED:**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO, CALIFORNIA, AMENDING CHAPTER 4.14 AND SECTIONS 15.18.020 AND 15.94.020 OF THE ALISO VIEJO MUNICIPAL CODE REGARDING MASSAGE ESTABLISHMENTS.**

**MOTION CARRIED UNANIMOUSLY**

**DISCUSSION ITEM NO. 11:**

**11. MID-YEAR BUDGET ADJUSTMENTS**

City Manager David Doyle introduced Finance Director, Gina Tharani, who provided the staff report. Staff responded to questions regarding Council travel budget and Community Enhancement fees. Councilmembers commented on the matter.

**MOTION: COUNCILMEMBER PHILLIPS MOVED AND COUNCILMEMBER MUNZING SECONDED TO:**

- 1. ADOPT THE RECOMMENDED MID-YEAR BUDGET FOR FISCAL YEAR 2017-18; AND**
- 2. INTRODUCE AN ORDINANCE ENTITLED:**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO, CALIFORNIA, REPEALING CHAPTER 4.06 (CABLE TELEVISION FACILITIES) AND ENACTING NEW CHAPTER 4.06 (STATE VIDEO SERVICES FRANCHISES)**

**IN ORDER TO AUTHORIZE THE CITY TO ADMINISTER ITS REGULATORY AUTHORITY UNDER THE DIGITAL INFRASTRUCTURE AND VIDEO COMPETITION ACT OF 2006 (DIVCA).**

**MOTION CARRIED UNANIMOUSLY**

## **CITY MANAGER'S REPORT**

City Manager David Doyle announced registration for recreation classes; free mammogram screenings to be held from 8:30 a.m. to 12:00 p.m. on February 10, 2018 at Iglesia Park Community Center; 15<sup>th</sup> Annual Aliso Viejo Community Cup to be held on March 29, 2018; and encouraged residents to follow the City on Facebook, Twitter and Instagram.

## **ANNOUNCEMENTS / COUNCIL COMMENTS / COMMITTEE UPDATES**

Councilmember Munzing:

- Attended Aliso Viejo Chamber of Commerce Gala and Installation Dinner
- Attended Joyful Child Inaugural 5k BRAVE Race & 1k Fun Run for Children
- Attended Boys & Girls Club of Capistrano Valley 2017 Annual Youth of the Year Awards Ceremony and Dinner

Councilmember Tsunoda:

- Announced Aliso Viejo Girls Softball Opening Day
- Expressed appreciation to staff regarding El Toro Road / Aliso Creek Road intersection

Councilmember Phillips:

- Attended Coastal Greenbelt Authority Meeting
- Attended Library Advisory Board Meeting
- Attended South Orange County Watershed Management Area Meeting
- Attended Joyful Child Inaugural 5k BRAVE Race & 1k Fun Run for Children

Mayor Pro Tem Chun:

- Attended League of California Cities Transportation, Communication & Public Works Policy Committee Meeting
- Attended ACC-OC Trip to Haven for Hope
- Attended presentation at St. Mary's School
- Attended Boys & Girls Club of Capistrano Valley 2017 Annual Youth of the Year Awards Ceremony and Dinner
- Attended Aliso Niguel High School Forensics Exercise
- Attended Boy Scout Troop 700 Meeting
- Attended Capistrano Unified School District Legislative Committee Meeting
- Attended League of California Cities Strategic Plan Task Force Meeting


Mayor Harrington:

- Obtained consensus for Council travel policy discussion to return on May 2, 2018
- Announced F45 Grand Opening
- Commented on Aliso Viejo Girls Softball Opening Day
- Submitted in writing:
  - Attended Aliso Viejo Chamber of Commerce Gala and Installation Dinner

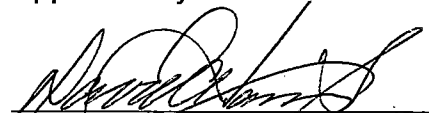
- Attended Joyful Child Inaugural 5k BRAVE Race & 1k Fun Run for Children
- Attended Meeting with developers regarding Orion property
- Participated in filming for State of the City
- Attended Mayors Meeting with Assembly Member William P. Brough
- Attended Aliso Viejo Chamber of Commerce After Hours Event
- Attended ACC-OC Legislative & Regulatory Meeting
- Attended OCFA Board of Directors Meeting
- Attended South Orange County Economic Coalition Meeting
- Attended California Waterfix Breakfast
- Attended Building Industry Association fundraiser

**ADJOURNMENT:** Mayor Harrington adjourned the meeting at 8:01 p.m. to the regularly scheduled meeting of February 21, 2018.

Respectfully submitted:

  
MITZY ORTIZ, MMC  
CITY CLERK

Approved by:

  
DAVID C. HARRINGTON  
MAYOR