

CITY OF ALISO VIEJO
CITY COUNCIL MINUTES
REGULAR MEETING
June 15, 2022, 7:00 P.M.
Council Chambers, City Hall, 12 Journey
Aliso Viejo, California

City Council conducted this meeting in accordance with California Government Code Section 54953(e)(2) and COVID-19 pandemic protocols.

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.

ROLL CALL:

PRESENT: MAYOR ROSS CHUN *(via teleconference)*
MAYOR PRO TEM RICHARD HURT *(via teleconference)*
COUNCILMEMBER TIFFANY ACKLEY *(via teleconference)*
COUNCILMEMBER DAVID C. HARRINGTON *(via teleconference)*

ABSENT: COUNCILMEMBER MIKE MUNZING

STAFF PRESENT: DAVID A. DOYLE, CITY MANAGER
SCOTT C. SMITH, CITY ATTORNEY
MITZI ORTIZ, CITY CLERK
ANN EIFERT, FINANCIAL SERVICES DIRECTOR
SHAUN PELLETIER, PUBLIC WORKS DIRECTOR
GEORGE BUELL, INTERIM COMMUNITY DEVELOPMENT DIRECTOR
ROSE RIVERA, SENIOR PLANNER
LIZZY MENDOZA, RECREATION & COMMUNITY SERVICES MANAGER
ISAAC AZIZ, INFORMATION TECHNOLOGY MANAGER
CAPT. SCOTT MERRILL, CHIEF OF POLICE SERVICES

PLEDGE OF ALLEGIANCE: Financial Services Director Ann Eifert led the pledge of allegiance.

REPORT FROM CLOSED SESSION:

City Attorney Scott Smith stated there was no reportable action.

1. SPECIAL PRESENTATIONS:

1.1. FEATURED BUSINESS OF THE MONTH - GLAUKOS

Mayor Chun introduced the video and presented the certificate of recognition to Director of Global Technical Services Kevin Massey. Mr. Massey expressed his appreciation.

1.2. TRUSTED PARTNER RECOGNITION - ALISO VIEJO CHAMBER OF COMMERCE

Mayor Chun presented the certificate of recognition to Heidi Stoops. Ms. Stoops expressed appreciation on behalf of the Aliso Viejo Chamber of Commerce.

2. ADDITIONS, DELETIONS, REORDERING TO THE AGENDA:

None.

3. COMMUNITY INPUT:

1. Timea Tokes expressed concerns regarding e-bike regulations
2. Majid Sarraf expressed concerns regarding pedestrian crossing in Pacific Grove.

4. CONSENT CALENDAR:

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

Motion: Councilmember Ackley moved and Councilmember Harrington seconded to approve the recommended actions. Motion carried 4-0-1 with Councilmember 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. RESOLUTION EXTENSION AUTHORIZING VIRTUAL CITY COUNCIL MEETINGS PURSUANT TO ASSEMBLY BILL 361

Recommended Action: Move to reconfirm findings under Assembly Bill 361 and extend Resolution No. 2021-27 to continue virtual City Council meetings.

4.3. APPROVAL OF MINUTES

Recommended Action: Approve the Minutes as submitted for the June 1, 2022 Regular Meeting.

4.4. SECOND READING AND ADOPTION OF AN ORDINANCE REGARDING TRANSIENT LODGING OCCUPANT REGISTRATION

Recommended Action: Conduct second reading and adopt Ordinance No. 2022-227 entitled: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO, CALIFORNIA AMENDING CHAPTERS 3.06 AND 15.18 OF THE ALISO VIEJO MUNICIPAL CODE REGARDING TRANSIENT LODGING OCCUPANT REGISTRATION AND FINDING THE ORDINANCE NOT SUBJECT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT.

4.5. SECOND READING AND ADOPTION OF AN ORDINANCE PROHIBITING UNLAWFUL POSSESSION OF CATALYTIC CONVERTERS IN THE CITY OF ALISO VIEJO

Recommended Action: Conduct second reading and adopt Ordinance No. 2022-228 entitled: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO, CALIFORNIA, ADDING CHAPTER 8.36 (UNLAWFUL POSSESSION OF A CATALYTIC CONVERTER PROHIBITED) TO TITLE 8 (PUBLIC PEACE, MORALS AND WELFARE) OF THE ALISO VIEJO MUNICIPAL CODE ESTABLISHING REGULATIONS PROHIBITING THE UNLAWFUL POSSESSION OF CATALYTIC CONVERTERS IN THE CITY OF ALISO VIEJO.

4.6. ACCOUNTS PAYABLE

Recommended Action: Ratify accounts payable checks and electronic funds transfers issued May 26, 2022, in the amount of \$389,823.15.

4.7. PROFESSIONAL SERVICES AGREEMENT WITH MIKE LINARES, INC. FOR THE PREPARATION OF THE CITY'S CDBG CONSOLIDATED PLAN AND THE CDBG PROGRAM ADMINISTRATION FOR FY 2022/23 - 2024/25

Recommended Action: Approve and authorize the City Manager to execute a Professional Services Agreement with Mike Linares, Inc. for a three-year term (July 1, 2022 through June 30, 2025) with the ability to extend for an additional two years at the City Manager's discretion.

4.8. PROFESSIONAL SERVICES AGREEMENT WITH BECKY CAHA, INDEPENDENT CONTRACTOR, FOR AFFORDABLE HOUSING IMPLEMENTATION SERVICES

Recommended Action: Approve and authorize the City Manager to execute a Professional Services Agreement (PSA) with Becky Caha, Independent Contractor, for Affordable Housing Implementation Services for a three-year term with the ability to extend for an additional two years at the City Manager's discretion.

4.9. FISCAL YEAR 2022-23 PROJECT LIST FOR ROAD MAINTENANCE AND REHABILITATION ACCOUNT FUNDING (SB 1)

Recommended Action: Adopt Resolution No. 2022-13 of the City Council of the City of Aliso Viejo which adopts a list of projects for fiscal year 2022-23 funded by SB 1: The Road Repair and Accountability Act of 2017.

4.10. RENEWED MEASURE M ELIGIBILITY

Recommended Action:

1. Adopt a 7-year Capital Improvements Program (CIP) for Street Projects; and
2. Adopt Resolution No. 2022-14 of the City Council of the City of Aliso Viejo concerning the status of the Pavement Management Plan.

4.11. BIENNIAL REVIEW OF THE CITY'S CONFLICT OF INTEREST CODE

Recommended Action: Direct staff to review the City's Conflict of Interest Code for updates and submit its findings to Council by October 1, 2022.

4.12. AGREEMENT FOR FY 2022-23 LAW ENFORCEMENT SERVICES

Recommended Action: Approve and authorize the City Manager to execute the agreement with the County of Orange for FY 2022-23 law enforcement services.

5. PUBLIC HEARINGS:

5.1. REQUEST TO APPROVE PLANNING APPLICATION PA21-027 (CUP) FOR A CONDITIONAL USE PERMIT TO ESTABLISH AN AUTOMOTIVE REPAIR FACILITY (TESLA COLLISION CENTER) AT 41 COLUMBIA

City Manager David Doyle introduced Senior Planner Rose Rivera, who provided an overview. Staff and applicant responded to questions regarding hours of operation, fume mitigation, and services. Mayor Chun opened the public hearing and the following persons provided comment:

1. Majid Sarraf requested information regarding hazardous waste disposal.

There were no other comments. Applicant provided information regarding hazardous waste disposal. Mayor Chun closed the public hearing.

Recommended Action:

1. Open and conduct a public hearing;
2. Find that the request is exempt from the California Environmental Quality Act pursuant to State CEQA Guidelines Sections 15301 (Existing Facilities); and
3. Adopt Resolution No. 2022-15 approving Planning Application PA21-027 (CUP) for a conditional use permit to establish an automotive repair facility at 41 Columbia.

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

5.2. MASTER FEE SCHEDULE

City Manager David Doyle introduced Financial Services Director Ann Eifert, who provided an overview. Recreation & Community Services Manager Lizzy Mendoza and Public Works Director Shaun Pelletier provided additional information. Staff responded to questions regarding Iglesia Park Community Center rental fees, and electric vehicle charging fees. Mayor Chun opened the public hearing and there was no public comment. Mayor Chun closed the public hearing.

Recommended Action:

1. Conduct a public hearing;
2. Declare that the project is exempt from the California Environmental Quality Act ("CEQA") under Section 15061(b)(3) and Section 15273(a)(1) of Title 14 of the California Code of Regulations;
3. Adopt Resolution No. 2022-16 establishing and amending user fees for various City services including credit card processing, electric vehicle charging, and hourly rentals at Iglesia Park Community Center; and
4. Authorize the City Manager, or his/her designee, to adjust fees on an annual basis using inflationary indexes.

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

6. DISCUSSION:

6.1. PROPOSED ANNUAL BUDGET FOR FISCAL YEAR 2022-23

City Manager David Doyle introduced Financial Services Director Ann Eifert, who provided an overview. Staff responded to questions regarding Orange County Fire Authority funding, COVID-19 stimulus funds, public safety budget, and special revenue funds. Councilmembers commented on the matter. Mayor Chun opened for public comment and the following persons spoke:

1. Majid Sarraf requested information on federal grants received by the City and availability of fire mitigation grants.

There were no other comments. City Manager David Doyle and Finance Services Director Ann Eifert provided information regarding fire mitigation grants, COVID-19 stimulus funds, and Community Development Block Grant (CDBG) funds.

Recommended Action:

1. Adopt Resolution No. 2022-17 adopting the Annual Budget for Fiscal Year 2022-23; and
2. Adopt Resolution No. 2022-18 approving updated Salary Schedules, including cost of living adjustments and the addition of a new full-time classification.

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

7. **CITY MANAGER' S REPORT:**

City Manager David Doyle announced Summer Camp registration and expressed wishes for a safe Independence Day.

8. **ANNOUNCEMENTS / COUNCIL COMMENTS / COMMITTEE UPDATES:**

Councilmember Harrington

- Attended Orange County Waste Management Commission Meeting

Councilmember Ackley

- Expressed wishes for a happy Independence Day

Mayor Pro Tem Hurt

- Attended Aliso Niguel High School Graduation Ceremony
- Expressed appreciation to staff

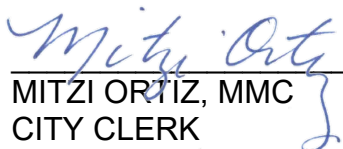
Mayor Chun

- Attended Aliso Niguel High School Graduation Ceremony
- Attended Aliso Viejo Community Association Concert in the Park
- Participated in American Cancer Society Relay for Life
- Attended League of California Cities Board of Directors Meeting
- Attended SCAG Transportation Committee Meeting
- Attended Aliso Viejo Chamber of Commerce Networking Breakfast

9. **ADJOURNMENT:** Mayor Chun adjourned the meeting at 8:28 p.m. to the regularly scheduled meeting of July 20, 2022.

Respectfully submitted:

Approved by:


MITZI ORTIZ, MMC
CITY CLERK


ROSS CHUN
MAYOR