

CITY OF ALISO VIEJO
CITY COUNCIL MINUTES
REGULAR MEETING
JULY 20, 2016, 7:00 P.M.
Council Chambers, City Hall, 12 Journey
Aliso Viejo, California

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

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

ABSENT: COUNCILMEMBER PHILLIP B. TSUNODA (arrived at 7:36 p.m.)

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
LT. JOHN MACPHERSON, CHIEF OF POLICE SERVICES

REPORT ON CLOSED SESSION: City Attorney Scott Smith stated no reportable action was taken during the July 20, 2016 Special Meeting (Closed Session).

PLEDGE OF ALLEGIANCE: Lt. John MacPherson led the pledge of allegiance.

SPECIAL PRESENTATIONS:

A. **BUSINESS OF THE MONTH – STEAK 'N SHAKE**

Mayor Munzing presented Norberto Cielo, Steak N' Shake General Manager, with a Certificate of Recognition.

ADDITIONS, DELETIONS, REORDERING TO THE AGENDA

None.

CONSENT CALENDAR ITEM NOS. 1-12:

Mayor Munzing asked if any member of the City Council, staff or the public wished to remove an item from the Consent Calendar. There were no requests to remove items from the Consent Calendar.

MOTION: COUNCILMEMBER PHILLIPS MOVED AND COUNCILMEMBER CHUN SECONDED TO APPROVE CONSENT CALENDAR ITEMS 1 – 12, 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 – JUNE 15, 2016 SPECIAL MEETING, JUNE 15, 2016 REGULAR MEETING AND JUNE 28, 2016 ADJOURNED REGULAR MEETING**

Approved the subject Minutes as submitted.

3. **ACCOUNTS PAYABLE**

1. Ratified accounts payable checks issued June 9, 2016 in the amount of \$178,460.67;
2. Ratified accounts payable checks issued June 16, 2016 in the amount of \$117,178.59;
3. Ratified accounts payable checks issued June 23, 2016 in the amount of \$98,050.19;
4. Ratified accounts payable checks issued June 30, 2016 in the amount of \$243,109.50; and
5. Ratified accounts payable checks issued July 7, 2016 in the amount of \$120,222.70.

4. **TREASURER'S STATEMENT – MAY 2016**

Approved the May 2016 Treasurer's Statement.

5. **AUTHORIZE THE ANNUAL LEVY OF ASSESSMENTS FOR COMMUNITY FACILITIES DISTRICT NO. 2005-01 (GLENWOOD AT ALISO VIEJO) FOR FISCAL YEAR 2016-2017**

Adopted Resolution No. 2016-27 of the City Council, acting as the legislative body of Community Facilities District No. 2005-01 (Glenwood at Aliso Viejo), authorizing the annual levy of assessments for fiscal year 2016-2017.

6. APPROPRIATIONS LIMIT – FISCAL YEAR 2016-2017

Adopted Resolution No. 2016-28 setting the Proposition 4 (Gann) Appropriations Limit for Fiscal Year 2016-2017 for the City of Aliso Viejo at \$36,441,702, utilizing 33.24% of this limit in FY 2016-2017.

7. AWARD CONTRACT TO INTERNATIONAL LINE BUILDER'S, INC. FOR EMERGENCY VEHICLE PREEMPTION

1. Awarded a contract in the amount of \$137,961 to International Line Builder's, Inc. (ILB) as the lowest responsible bidder for the Emergency Vehicle Preemption Project;
2. Authorized the City Manager to execute a contract with ILB; and
3. Authorized City staff to make total compensation to ILB up to \$137,961 plus \$13,796.10 (10% of the contract amount) to allow for contingencies, totaling \$151,757.10.

8. RELEASE OF BONDS FOR VANTIS HOTEL GRADING AND LANDSCAPING

Adopted Resolution No. 2016-29 exonerating the Grading (#106051532 and #106151192) and Landscaping Improvements (#106330219) bonds for the Vantis Hotel at 110 Vantis.

9. QUITCLAIM DEED AND OFFER OF DEDICATION FOR RIGHT OF WAY AT 35 AND 37 ENTERPRISE (MICROVENTION), TRACT NO. 15823

1. Adopted Resolution No. 2016-30 approving quitclaim deed and offer of dedication; and
2. Authorized Staff to record proper documents with the Orange County Recorder.

10. CLAIMS FOR DAMAGES – MERCURY INSURANCE AS A SUBROGEE FOR MAILA ALCAIDE AND GEICO INSURANCE AS A SUBROGEE FOR AHN NGUYEN

Per recommendation by City's claims adjuster, Carl Warren & Co., Council rejected the claims for damages submitted by Mercury Insurance as a subrogee for Maila Alcaide and Geico Insurance as a subrogee for Ahn Nguyen.

11. DELEGATING TORT LIABILITY CLAIMS HANDLING RESPONSIBILITIES TO THE CALIFORNIA JOINT POWERS INSURANCE AUTHORITY

Adopted Resolution No. 2016-31 establishing a policy that delegates tort liability claims handling responsibilities to the California Joint Powers Insurance Authority as authorized by Government Code Section 910, et seq.

12. ASSEMBLY BILL 1217 (DALY) – COMPOSITION OF ORANGE COUNTY FIRE AUTHORITY BOARD OF DIRECTORS

Authorized the Mayor to send a letter on behalf of the City Council to Assemblymember Tom Daly expressing opposition to Assembly Bill 1217, as amended.

MOTION CARRIED 4-0-1, WITH COUNCILMEMBER TSUNODA ABSENT

END OF CONSENT CALENDAR

PUBLIC HEARING ITEM NO. 13:

13. AN ORDINANCE AMENDING SECTION 15.70.080 OF THE ALISO VIEJO MUNICIPAL CODE RELATING TO ZONING APPEAL PROCEDURES

City Manager David Doyle introduced City Attorney Scott Smith who provided the staff report. Mayor Munzing opened the public hearing. There were no speakers. Mayor Munzing closed the public hearing. Staff responded to questions regarding defensibility of the ordinance.

MOTION: COUNCILMEMBER PHILLIPS MOVED AND MAYOR PRO TEM HARRINGTON SECONDED TO INTRODUCE FOR FIRST READING AN ORDINANCE ENTITLED:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO, CALIFORNIA, AMENDING SECTION 15.70.080 OF THE ALISO VIEJO MUNICIPAL CODE RELATING TO ZONING APPEAL PROCEDURES.

MOTION CARRIED 4-0-1, WITH COUNCILMEMBER TSUNODA ABSENT

DISCUSSION ITEM NOS. 14-15:

14. PRESENTATION OF FOUR POSSIBLE CONCEPT PLANS FOR THE ALISO VIEJO RANCH

City Manager David Doyle provided the staff report. Jim Wilson, Thirtieth Street Architects, provided additional information. Mayor Munzing opened for public comment and the following persons spoke:

1. Gregory Clements commented on the historical significance of the site.

Councilmember Tsunoda joined the dais at 7:36 p.m. for the remainder of the meeting.

2. Victor Scherr, representing Saddleback Area Historical Society, expressed support to preserve all existing buildings.

3. Kevin Fleming commented on historical preservation and expressed support to preserve all existing buildings.
4. Don Dooley expressed support to preserve all existing buildings.
5. Phil Fleming expressed his appreciation to Council for the progress made.
6. Jane Steven commented on city events, expressed support to preserve all existing buildings and display artifacts.
7. Sharon Daugherty expressed her appreciation to Council for the progress made and expressed support to preserve all existing buildings.
8. Larry Saavedra expressed support to preserve the site.
9. Benjamin Chung expressed support to preserve all existing buildings,

There were no other speakers. Staff responded to questions regarding clarification on concept plans, proposed uses of the site, cost estimates and square footage.

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

1. **SELECT CONCEPT PLAN A OR B AS THE PREFERRED CONCEPT PLANS; AND**
2. **DIRECTED STAFF TO DEVELOP FINAL PLANS, BUILDING PROGRAM AND CONSTRUCTION AND OPERATIONAL COSTS.**

MOTION CARRIED UNANIMOUSLY

15. **BRANDING PROJECT UPDATE AND AGREEMENT AMENDMENT**

City Manager David Doyle introduced City Clerk Mitzi Ortiz who provided the staff report. BrandStrata, LLC representatives Rene Negron and Andrew Robinson provided additional information. Mayor Munzing opened for public comment and the following persons spoke:

1. Nancy Conley expressed support for the current logo and tagline.
2. Wayne Lourenco commented on the need for consistency and the significance of existing logo.

There were no other speakers. Staff responded to questions regarding font style, consistency, effect of rebranding and communications with AVCA.

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

1. **APPROVE THE BRANDING PROGRAM CONCEPT; AND**
2. **APPROVE THE FIRST AMENDMENT TO THE AGREEMENT WITH BRANDSTRATA, LLC FOR BRANDING SERVICES AND AUTHORIZE THE CITY MANAGER TO EXECUTE SAID AMENDMENT.**

MOTION CARRIED 4-1 WITH COUNCILMEMBER TSUNODA DISSENTING

COMMUNITY INPUT:

None.

CITY MANAGER'S REPORT

None.

ANNOUNCEMENTS / COUNCIL COMMENTS / COMMITTEE UPDATES

Councilmember Chun:

- Attended CUSD Ocean Institute Luncheon
- Attended AVCA Annual Meeting
- Attended South Orange County Economic Coalition
- Attended SCAG Scholarship Committee Meeting
- Attended TCA Chairman's FY 2017 Vision Meeting
- Attended TCA Joint Customer Service and Procurement Meeting
- Attended meeting with Thirtieth Street Architects on Aliso Viejo Ranch Project
- Attended Get Moving OC meeting
- Attended SCAG Executive Committee Meeting
- Attended SCAG Energy and Environment Committee Meeting
- Attended SCAG General Assembly Meeting
- Attended ACC-OC Leadership Reception
- Participated in League of California Cities Orange County Division Board Conference Call
- Announced City Council Legislative Subcommittee Meeting

Councilmember Phillips:

- Expressed appreciation for City's 15th Anniversary Celebration
- Expressed appreciation to AVCA for Independence Day Event
- Announced Walk with the Mayor Event to be held July 25, 2016

Councilmember Tsunoda: None.

Mayor Pro Tem Harrington:

- Obtained consensus to promote video of 1st Maintenance Marine Battalion
- Obtained consensus to consider request for grant funds from 1st Maintenance Marine Battalion
- Commented on California Proposition 57
- Announced National Night Out to be held on July 22, 2016 at 5:00 p.m.
- Submitted in writing:
 - Attended League of California Cities Meeting
 - Attended ACC-OC Legislative Committee Meeting

- Attended Independence Day Celebration
- Attended SCAG Transportation Meeting
- Attended Aliso Viejo Chamber of Commerce Breakfast
- Attended meeting with Thirtieth Street Architects on Aliso Viejo Ranch Project

Mayor Munzing:

- Expressed appreciation to AVCA for Independence Day Event
- Expressed appreciation for City's 15th Anniversary Celebration
- Announced Walk with the Mayor Event to be held July 25, 2016
- Attended Aliso Viejo Chamber of Commerce Breakfast
- Announced Community Cup Golf Tournament to be held on August 1, 2016

ADJOURNMENT: Mayor Munzing adjourned the meeting at 9:37 p.m. to the regularly scheduled meeting of August 3, 2016.

Respectfully submitted:



MITZI ORTIZ, MMC
CITY CLERK

Approved by:



MIKE MUNZING
MAYOR