

CITY OF ALISO VIEJO
CITY COUNCIL MINUTES
REGULAR MEETING
May 1, 2024, 7:00 PM
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 7:00 p.m.

ROLL CALL

PRESENT: MAYOR MIKE MUNZING
MAYOR PRO TEM TIFFANY ACKLEY
COUNCILMEMBER ROSS CHUN
COUNCILMEMBER MAX DUNCAN
COUNCILMEMBER RICHARD W. HURT

ABSENT: NONE

STAFF PRESENT: MITZI ORTIZ, ACTING CITY MANAGER
HONGDAO NGUYEN, ASSISTANT CITY ATTORNEY
LAUREN TORRES, DEPUTY CITY CLERK
ANN EIFERT, FINANCIAL SERVICES DIRECTOR
SHAUN PELLETIER, PUBLIC WORKS DIRECTOR
SO KIM, COMMUNITY DEVELOPMENT DIRECTOR
LIZZY MENDOZA, RECREATION & COMMUNITY SERVICES
MANAGER
ISAAC AZIZ, INFORMATION TECHNOLOGY MANAGER
CAPT. ALAN VILLANUEVA, CHIEF OF POLICE SERVICES

PLEDGE OF ALLEGIANCE: Dan Berzansky led the pledge of allegiance.

REPORT FROM CLOSED SESSION:

Assistant City Attorney HongDao Nguyen stated no reportable action was taken.

1. SPECIAL PRESENTATIONS:

1.1 BUSINESS OF THE MONTH - PREMIER AQUATICS

Mayor Munzing introduced the video and presented the certificate of recognition to Premier Aquatics Owner Dan Berzansky. Mr. Berzansky expressed his appreciation.

2. **ADDITIONS, DELETIONS, REORDERING TO THE AGENDA:**

None.

3. **COMMUNITY INPUT:**

None.

4. **CONSENT CALENDAR:**

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

Motion: Mayor Pro Tem Ackley moved and Councilmember Hurt seconded to approve the recommended actions. Motion carried 5-0.

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 **APPROVAL OF MINUTES**

Recommended Action: Approve the Minutes as submitted for the April 17, 2024 Special Meeting and the April 17, 2024 Regular Meeting.

4.3 **ACCOUNTS PAYABLE**

Recommended Action: Ratify accounts payable checks and electronic funds transfers issued between April 3, 2024, and April 11, 2024, in the amount of \$1,283,914.11.

4.4 **TREASURER'S STATEMENT – MARCH 2024**

Recommended Action: Receive and file the March 2024 Treasurer's Statement.

4.5 **SECOND AMENDMENT TO THE AGREEMENT WITH HARTZOG & CRABILL, INC. FOR ON-CALL TRAFFIC ENGINEERING SERVICES FOR TRAFFIC SIGNAL OPERATIONS**

Recommended Action:

1. Approve a second amendment to the agreement with Hartzog & Crabill, Inc. (HCI) to perform traffic engineering services for traffic signal operations that renews the

- agreement for an additional one-year term and increases the total compensation under the agreement by \$35,000 for a total agreement amount of \$140,000; and
2. Authorize the City Manager to execute the second amendment to the agreement.

4.6 SECOND AMENDMENT TO THE AGREEMENT WITH SCA OF CA, LLC FOR STREET SWEEPING SERVICES

Public Works Director Shaun Pelletier responded to questions regarding notification of parked vehicles and service quality.

Recommended Action:

1. Approve a second amendment to the agreement SCA of CA, LLC to perform street sweeping services that renews the agreement for an additional one-year term and increases the total compensation under the agreement by \$115,000 for a total agreement amount of \$500,000; and
2. Authorize the City Manager to execute the second amendment to the agreement.

Motion: Mayor Munzing moved and Mayor Pro Tem Ackley seconded to approve the recommended actions. Motion carried 4-1, with Councilmember Chun dissenting.

4.7 FIRST AMENDMENT TO THE AGREEMENT WITH GMU GEOTECHNICAL, INC. FOR ON-CALL GEOTECHNICAL AND MATERIAL TESTING SERVICES

Recommended Action:

1. Approve a first amendment to the agreement with GMU Geotechnical, Inc. (GMU) to perform geotechnical and materials testing services that renews the agreement for an additional one-year term and increases the total compensation under the agreement by \$50,000 for a total agreement amount of \$250,000; and
2. Authorize the City Manager to execute the first amendment to the agreement.

4.8 FIRST AMENDMENT TO THE AGREEMENT WITH GREAT SCOTT TREE SERVICES, INC. FOR TREE MAINTENANCE SERVICES

Public Works Director Shaun Pelletier responded to questions regarding the rate increase, service levels, and agreement term. Acting City Manager Mitzi Ortiz provided additional information.

Recommended Action:

1. Approve a first amendment to the agreement with Great Scott Tree Services, Inc. to perform tree maintenance services that renews the agreement for an additional one-year term;
2. Approve contractor compensation rates for FY 2024-25; and
3. Authorize the City Manager to execute the first amendment to the agreement.

Motion: Councilmember Hurt moved and Councilmember Chun seconded to direct staff to renegotiate a two-year agreement extension with the vendor. Motion carried 5-0.

4.9 OVERVIEW AND IMPLEMENTATION OF SENATE BILL 553 REGARDING WORKPLACE SAFETY

Assistant City Attorney HongDao Nguyen provided an overview. Acting City Manager Mitzi Ortiz and Assistant City Attorney HongDao Nguyen responded to questions regarding agenda placement, Senate Bill number, implementation deadlines, and compliance status.

Recommended Action: Receive and file an informational memorandum summarizing Senate Bill 553 and the proactive measures City staff has taken to prepare for its implementation.

No further action was taken.

5. PUBLIC HEARINGS:

5.1 ADOPTION OF THE FISCAL YEAR (FY) 2024-2025 ANNUAL ACTION PLAN FOR EXPENDITURES OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS

Acting City Manager Mitzi Ortiz introduced Senior Planner Rose Rivera, who provided an overview. Staff and Consultant Mike Linares responded to questions regarding eligible projects and funding allocations. Mayor Munzing opened the public hearing. There were no speakers. Mayor Munzing closed the public hearing. Councilmembers commented on the matter.

Recommended Action:

1. Declare the City Council finds the FY 2024-2025 Annual Action Plan is not subject to the California Environmental Quality Act ("CEQA") as the activity is not a project defined in Section 15378(b)(5) of the state CEQA Guidelines;
2. Approve and adopt the FY 2024-2025 Annual Action Plan ("Action Plan") for the use of Community Development Block Grant ("CDBG") funds; and
3. Authorize the City Manager to submit the Action Plan to the U.S. Department of Housing and Urban Development ("HUD"), which executes the HUD contract, and authorize the City Manager to submit all related documents with the implementation of the Action Plan.

Motion: Councilmember Chun moved and Councilmember Hurt seconded to approve the recommended actions. Motion carried 5-0.

5.2 APPLICATION FOR THE PERMANENT LOCAL HOUSING ALLOCATION (PLHA) FUNDING FROM THE CALIFORNIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT FOR ELIGIBLE HOUSING-RELATED PROJECTS AND PROGRAMS

Acting City Manager Mitzi Ortiz introduced Community Development Director So Kim, who provided an overview. Staff responded to questions regarding funding allocations, non-profit selection process, prior year funding, application process, and Housing Element certification status. Mayor Munzing opened the public hearing. There were no speakers. Mayor Munzing closed the public hearing. Councilmembers commented on the matter.

Recommended Action: Adopt Resolution No. 2024-11 authorizing the application submittal for the Permanent Local Housing Allocation (PLHA) funding from the California Department of Housing and Community Development (HCD) for housing-related eligible activities.

Motion: Mayor Pro Tem Ackley moved and Councilmember Chun seconded to approve the recommended action. Motion carried 5-0.

6. DISCUSSION:

6.1 CITY MANAGER EXECUTIVE RECRUITMENT AGREEMENT

Assistant City Attorney HongDao Nguyen provided an overview. Staff responded to questions regarding recruitment timeline. Councilmembers commented on the matter.

Recommended Action:

1. Accept proposal from Bob Murray & Associates to conduct recruitment for the City Manager position;
2. Approve the Executive Recruitment Agreement with Bob Murray & Associates for purposes of recruiting a City Manager for the City; and
3. Appropriate \$29,000 to the General Fund for the fiscal year 2023-24 budget.

Motion: Councilmember Duncan moved and Mayor Pro Tem Ackley seconded to approve the recommended actions. Motion carried 5-0.

6.2 SUPPLEMENTAL COST ANALYSIS TO FEBRUARY 21, 2024 INFORMATIONAL REPORT REGARDING MAYORAL ROTATION POLICIES

Acting City Manager Mitzi Ortiz introduced Assistant City Attorney HongDao Nguyen, who provided an overview. Staff responded to questions regarding a potential ballot measure and current Mayoral rotation procedures. Council discussion ensued.

Recommended Action:

1. Receive and consider this supplemental information regarding costs of a potential ballot measure on procedures for the selection and rotation of the mayor and mayor pro tem; and
2. Provide direction to staff regarding a potential ballot measure, ordinance or policy as outlined in the February 21, 2024 report.

Motion: Councilmember Hurt moved and Mayor Pro Tem Ackley seconded to direct staff to draft a by-district mayoral rotation policy and ordinance. Motion carried 5-0.

7. CITY MANAGER' S REPORT:

Acting City Manager Mitzi Ortiz announced "Learn about the Opioid Crisis, Fentanyl and Naloxone" forum to be held from 6:00 p.m. to 7:30 p.m. on May 16, 2024, at Aliso Viejo Ranch, and a Spanish language forum to be held from 6:00 p.m. to 7:30 p.m. on June 4, 2024, at Iglesia Park Community Center; and summer recreation program registration.

8. ANNOUNCEMENTS / COUNCIL COMMENTS / COMMITTEE UPDATES:

Councilmember Chun

- Attended Boys & Girls Club Bocce Ball Tournament
- Met with Orange County Business Council CEO Jeff Ball
- Attended Boys & Girls Club Youth of the Month ceremony
- Attended Teal Town Tournament
- Attended memorial service for OCFA Captain Robin Culp
- Attended Taste of Aliso event
- Attended OCFA Board of Directors Meeting
- Attended Orange County Sheriff's Department Medal of Valor Luncheon
- Attended Canyon Vista Elementary School Carnival
- Attended Aliso Niguel Theatre Company performance
- Attended AVCA Arbor Day Celebration
- Announced Aliso Viejo Youth Council's Human Trafficking Forum

Councilmember Duncan:

- Attended JamFest and Summer Camp Expo
- Attended Taste of Aliso event
- Attended Canyon Vista Elementary School Carnival

Councilmember Hurt:

- Congratulated IT Manager Isaac Aziz on earning master's degree

Mayor Pro Tem Ackley

- Congratulated Jason and Allison Ackley on the birth of their son Jetson

Mayor Munzing:

- Attended Taste of Aliso event
- Attended Teal Town Tournament
- Attended Aliso Viejo Chamber of Commerce Networking Mixer
- Attended Orange County Sheriff's Department Medal of Valor Luncheon
- Attended JamFest and Summer Camp Expo
- Attended tour of Providence Mission Hospital Mission Viejo
- Announced Soka University Peace Festival

9. **ADJOURNMENT:** Mayor Munzing adjourned the meeting at 8:39 p.m. to the regularly scheduled meeting of May 15, 2024.

Respectfully submitted:

Approved by:



LAUREN TORRES
DEPUTY CITY CLERK



MIKE MUNZING
MAYOR