

CITY OF ALISO VIEJO  
CITY COUNCIL MINUTES  
REGULAR MEETING  
MARCH 18, 2015, 7:00 P.M.  
Council Chambers, City Hall, 12 Journey  
Aliso Viejo, California

**CALL TO ORDER:** Mayor Phillips called the Regular Meeting of the City Council of the City of Aliso Viejo to order at 7:00 p.m.

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

ABSENT: NONE

STAFF PRESENT: DAVID A. DOYLE, CITY MANAGER  
SCOTT SMITH, CITY ATTORNEY  
MITZI ORTIZ, CITY CLERK  
GLENN YASUI, ADMINISTRATIVE SERVICES DIRECTOR  
KAREN CROCKER, COMMUNITY SERVICES DIRECTOR  
GINA THARANI, FINANCE DIRECTOR  
SHAUN PELLETIER, PUBLIC WORKS DIRECTOR / CITY  
ENGINEER  
ALBERT ARMIJO, PLANNING DIRECTOR  
ERICA ROESS, SENIOR PLANNER  
LT. JOHN MACPHERSON, CHIEF OF POLICE SERVICES

**PLEDGE OF ALLEGIANCE:** Led by Sergeant Ray Ulmer.

**SPECIAL PRESENTATIONS**

A. **COUNCIL RECOGNITION TO CANYON VISTA ELEMENTARY SCHOOL  
TEACHER OF THE YEAR JULIE ROBERTSON**

Mayor Phillips presented Julie Robertson with a Certificate of Recognition.

B. **SOUTH ORANGE COUNTY RELIABILITY ENHANCEMENT PRESENTATION  
BY SAN DIEGO GAS & ELECTRIC**

Duane Cave, External Relations Manager, gave the presentation. By consensus, the City Council directed the City Manager to issue a letter of support.

C. PRESENTATION AND REQUEST FOR CITY PARTICIPATION IN UPCOMING EVENT BY RELAY FOR LIFE

Lydia Lockhart, Relay for Life Senior Manager, gave the presentation. Ms. Lockhart responded to questions regarding the event schedule and opportunities to participate and support the event.

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

Councilmember Tsunoda requested to reorder Consent Calendar Item No. 6 to follow Public Hearing Item No. 7.

**CONSENT CALENDAR ITEMS NOS. 1-4**

Mayor Phillips asked if any member of the City Council, staff or the public wished to remove an item from the Consent Calendar. Councilmember Chun requested to pull Item No. 5. There were no additional requests to remove items from the Consent Calendar.

**MOTION: MAYOR PRO TEM MUNZING MOVED AND COUNCILMEMBER HARRINGTON SECONDED TO APPROVE CONSENT CALENDAR ITEMS 1 – 4, 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 – MARCH 4, 2015 REGULAR MEETING AND MARCH 6, 2015 SPECIAL MEETING

Approved the subject Minutes as submitted.

3. ACCOUNTS PAYABLE

1. Ratified accounts payable checks issued February 26, 2015 in the amount of \$106,498.79; and
2. Ratified accounts payable checks issued March 5, 2015 in the amount of \$77,454.46.

4. AGREEMENT WITH PSG PROPERTY MANAGEMENT LLC FOR PROPERTY MANAGEMENT SERVICES AT 12 JOURNEY

1. Approved the Agreement with PSG Property Management LLC for property management services at 12 Journey; and
2. Authorized the City Manager to execute the agreement with PSG Property Management LLC

**MOTION CARRIED UNANIMOUSLY**

**END OF CONSENT CALENDAR**

**REMOVED FROM CONSENT CALENDAR**

5. **THIRD AMENDMENT TO AGREEMENT FOR PROFESSIONAL CONSULTANT SERVICES - FORMA**

Staff responded to questions regarding scope of work.

**MOTION: COUNCILMEMBER CHUN MOVED AND MAYOR PRO TEM MUNZING SECONDED TO APPROVE A THIRD AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH FORMA FOR PLANNING CONSULTANT SERVICES PERTAINING TO ALISO VIEJO TOWN CENTER.**

**MOTION CARRIED UNANIMOUSLY**

**PUBLIC HEARING ITEM NO. 7**

7. **ORDINANCE CONFIRMING EXISTING PROHIBITION OF SHORT-TERM RENTALS IN RESIDENTIAL DISTRICTS**

City Manager David Doyle presented the staff report. Staff responded to questions regarding investigation, enforcement and homeowners associations. Mayor Phillips opened the public hearing. There were no speakers. Mayor Phillips closed the public hearing.

**MOTION: COUNCILMEMBER TSUNODA MOVED AND MAYOR PHILLIPS SECONDED TO INTRODUCE AND APPROVE FOR FIRST READING AN ORDINANCE ENTITLED:**

**AN ORDINANCE OF THE CITY COUNCIL OF ALISO VIEJO, CALIFORNIA AMENDING TITLE 15 OF THE ALISO VIEJO MUNICIPAL CODE BY AMENDING TABLE 15.10.020 OF SECTION 15.10.020, ADDING SECTION 15.14.165, AND AMENDING SECTION 15.94.020 TO PROHIBIT SHORT-TERM RENTALS IN RESIDENTIAL DISTRICTS – PA 15-002 (ZCA).**

**MOTION CARRIED UNANIMOUSLY**

**REMOVED FROM CONSENT CALENDAR**

6. **RESOLUTION RELATED TO INCREASING ADMINISTRATIVE FINE AMOUNTS**

City Attorney Scott Smith presented the staff report. Staff responded to questions regarding the increase in fine amounts.

**MOTION: COUNCILMEMBER TSUNODA MOVED AND MAYOR PRO TEM MUNZING SECONDED TO CONTINUE THE MATTER TO APRIL 1, 2015.**

**MOTION CARRIED UNANIMOUSLY**

**PUBLIC HEARING ITEM NO. 8**

8. **RESOLUTION AUTHORIZING THE CITY OF ALISO VIEJO'S FISCAL YEAR 2015-2016 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) ALLOCATION MAXIMUM OF \$214,814 TO BE UTILIZED FOR AMERICAN DISABILITY ACT (ADA) IMPROVEMENTS AT FIFTY-FOUR (54) CURB RAMPS WITHIN ALISO VIEJO**

City Manager David Doyle presented the staff report. Staff responded to questions regarding proposed project and source of funding. Mayor Phillips opened the public hearing. There were no speakers. Mayor Phillips closed the public hearing.

**MOTION: COUNCILMEMBER CHUN MOVED AND COUNCILMEMBER HARRINGTON SECONDED TO ADOPT RESOLUTION NO. 2015-10 DECLARING THE CITY'S INTENT TO UTILIZE FISCAL YEAR 2015-2016 CDBG PROGRAM FUNDING FOR ADA IMPROVEMENTS AT FIFTY-FOUR (54) CURB RAMPS WITHIN ALISO VIEJO.**

**MOTION CARRIED UNANIMOUSLY**

**DISCUSSION ITEMS NOS. 9-12**

9. **ALISO VIEJO AQUATIC MANAGEMENT SERVICES AGREEMENT – PREMIER AQUATIC SERVICES**

Community Services Director Karen Crocker presented the staff report. Staff responded to questions regarding contract retention, termination clause and equity between parties.

**MOTION: COUNCILMEMBER CHUN MOVED AND COUNCILMEMBER HARRINGTON SECONDED TO APPROVE MANAGEMENT SERVICES AGREEMENT WITH PREMIER AQUATIC SERVICES FOR THE MANAGEMENT AND OPERATIONS OF THE CITY'S AQUATIC CENTER, IN THE AMOUNT OF \$100,000 ANNUAL MANAGEMENT FEE AND NOT TO EXCEED \$50,000 FOR THE AQUATIC CENTER OPERATIONAL EXPENSES, AS AMENDED TO INCLUDE A 60-DAY TERMINATION CLAUSE AND TERM OF THREE YEARS WITH TWO ONE-YEAR EXTENSIONS.**

**MOTION CARRIED UNANIMOUSLY**

10. **ANNUAL BUDGET DISCUSSION FOR FY 2015-16**

City Manager David Doyle introduced Finance Director Gina Tharani, who presented the staff report. Staff responded to questions regarding decrease in gas tax, increase in law enforcement services contract, revenue generating opportunities and increased efficiencies. No further action was taken.

11. **COUNCIL APPOINTMENTS TO STANDING COMMITTEES**

City Manager David Doyle presented the staff report. Staff responded to questions regarding location of meetings and attendance of additional Councilmembers. Mayor Phillips opened for public comment and the following person spoke:

1. Jim Martin (Aliso Viejo Community Association President) expressed support for the establishment of the committees.

There were no other speakers.

**BY CONSENSUS, THE CITY COUNCIL APPROVED THE ESTABLISHMENT OF STANDING COMMITTEES WITH CAPISTRANO UNIFIED SCHOOL DISTRICT AND ALISO VIEJO COMMUNITY ASSOCIATION AND APPOINTED COUNCILMEMBER CHUN AND COUNCILMEMBER HARRINGTON TO SERVE ON BOTH STANDING COMMITTEES.**

12. **AB 201: LOCAL ORDINANCES RELATING TO SEX OFFENDERS - SUPPORT**

Councilmember Harrington presented the report. Staff provided additional information regarding municipal law enforcement in private parks. Mayor Phillips opened for public comment and the following person spoke:

1. Ray DeLeon requested clarification regarding municipal law enforcement in private parks.

There were no other speakers.

**MOTION: COUNCILMEMBER CHUN MOVED AND COUNCILMEMBER HARRINGTON SECONDED TO APPROVE LETTER OF SUPPORT FOR AB 201: LOCAL ORDINANCES RELATING TO SEX OFFENDERS.**

**MOTION CARRIED UNANIMOUSLY**

**COMMUNITY INPUT**

1. Nancy Conley expressed concern with attendance costs for Meet the Mayor event and State of the City event.
2. Dan Berzansky extended an invitation to the Orange County Drowning Prevention Coalition event.

**CITY MANAGER'S REPORT**

None.

**ANNOUNCEMENTS / COUNCIL COMMENTS / COMMITTEE UPDATES**

Councilmember Chun:

- Attended TCA Joint Toll Operations Meeting
- Attended TCA Meeting
- Attended California Women's Leadership Association Reception
- Attended Eagle Scouts Ceremony
- Attended Girl Scouts Gold Award Ceremony
- Attended Capistrano Unified School District Board of Trustees Meeting

Councilmember Harrington:

- Attended OC Watershed Executive Committee Meeting
- Attended Eagle Scouts Ceremony
- Attended Girl Scouts Gold Award Ceremony
- Participated in Meals On Wheels deliveries

Councilmember Tsunoda:

- Attended Meet the Mayor event
- Attended Boys & Girls Club Youth of the Month event
- Provided an update on Orange County Ambulance Services RFP

Mayor Pro Tem Munzing:

- Attended SCAG Meeting
- Attended Meet the Mayor event

Mayor Phillips: None.

**ADJOURNMENT:** Mayor Phillips adjourned the meeting at 9:15 p.m. to the next regularly scheduled meeting of April 1, 2015.

Respectfully submitted:

  
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MITZI ORTIZ, MMC  
CITY CLERK

Approved by:

  
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WILLIAM A. PHILLIPS  
MAYOR