

CITY OF ALISO VIEJO
CITY COUNCIL MINUTES
REGULAR MEETING
MARCH 1, 2023, 7:00 P.M.
Council Chambers, City Hall, 12 Journey
Aliso Viejo, California

CALL TO ORDER: Mayor Hurt called the Regular Meeting of the City Council of the City of Aliso Viejo to order at 7:06 p.m.

ROLL CALL

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

ABSENT: NONE

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
SO KIM, COMMUNITY DEVELOPMENT DIRECTOR
JOHN KANLUND, CONTRACT PLANNER
LIZZY MENDOZA, RECREATION & COMMUNITY SERVICES MANAGER
ISAAC AZIZ, INFORMATION TECHNOLOGY MANAGER
CAPT. ALAN VILLANUEVA, CHIEF OF POLICE SERVICES

PLEDGE OF ALLEGIANCE: Councilmember Duncan led the pledge of allegiance.

REPORT FROM CLOSED SESSION:

City Attorney Scott Smith reported City Council direction to bring back for consideration a resolution of intention to convert the City's election system from "at-large" to "by-district."

1. SPECIAL PRESENTATIONS:

1.1. PROCLAMATION - RED CROSS MONTH

Mayor Hurt presented the proclamation to Executive Director Becky Firey, American Red Cross of Orange County. Ms. Firey expressed her appreciation and commented on the importance of the designation.

1.2. RECOGNITION OF CAPTAIN SCOTT MERRILL

Mayor Hurt presented the certificate of recognition to Captain Scott Merrill. Captain Merrill expressed his appreciation.

1.3. RECOGNITION OF ALISO VIEJO PTSA AND PTA PRESIDENTS

Mayor Hurt presented the certificates of recognition to PTSA and PTA Presidents. They expressed their appreciation.

1.4. BUSINESS OF THE MONTH - GREATER PERCEPTION SERVICES, INC.

Mayor Hurt introduced the video and presented the certificate of recognition to Owner Judy Liang. Ms. Liang expressed her 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: Councilmember Chun moved and Mayor Pro Tem Munzing 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 February 1, 2023 Regular Meeting.

4.3. SECOND READING AND ADOPTION OF AN ORDINANCE TO AMEND SECTION 15.14.080 OF THE ALISO VIEJO MUNICIPAL CODE REGARDING ACCESSORY DWELLING UNITS AND JUNIOR ACCESSORY DWELLING UNITS AND DETERMINING THE ORDINANCE TO BE EXEMPT FROM CEQA

Recommended Action: Conduct second reading and adopt Ordinance No. 2023-235 entitled: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO AMENDING SECTION 15.14.080 OF THE ALISO VIEJO MUNICIPAL CODE RELATING TO ACCESSORY DWELLING UNITS AND JUNIOR ACCESSORY DWELLING UNITS AND DETERMINING THE ORDINANCE TO BE EXEMPT FROM CEQA.

4.4. ACCOUNTS PAYABLE

Recommended Action:

1. Ratify accounts payable checks and electronic funds transfers issued on February 2, 2023, in the amount of \$398,677.02; and
2. Ratify accounts payable checks and electronic funds transfers issued on February 16, 2023, in the amount of \$1,352,075.70.

4.5. TREASURER'S STATEMENT - JANUARY 2023

Recommended Action: Receive and file the January 2023 Treasurer's Statement.

4.6. RESOLUTION ENDING THE PROCLAMATION OF LOCAL EMERGENCY FOR THE COVID-19 PANDEMIC

Councilmembers commented on the matter.

Recommended Action: Adopt Resolution No. 2023-05 to end the Proclamation of Local Emergency for the COVID-19 pandemic.

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

4.7. PROFESSIONAL SERVICES AGREEMENT WITH ATLAS PLANNING SOLUTIONS FOR LOCAL HAZARD MITIGATION PLAN DEVELOPMENT

Recommended Action:

1. Approve an agreement with Atlas Planning Solutions to develop the City's original Local Hazard Mitigation Plan;
2. Authorize the City Manager to execute a professional services agreement with Atlas

- Planning Solutions for \$66,100; and
3. Authorize the appropriation of \$93,750 in grant funding to the Fiscal Year 2022-23 budget.

4.8. RELEASE OF BONDS FOR THE LANDSCAPING IMPROVEMENTS FOR THE 1-5 POLARIS WAY LANDSCAPING CONSTRUCTION PROJECT

Recommended Action: Adopt Resolution No. 2023-06 exonerating Landscaping Surety Bond No. CAC720515 for the 1-5 Polaris Way Landscaping Construction Project.

5. PUBLIC HEARINGS:

5.1. CONDITIONAL USE PERMIT AND SITE DEVELOPMENT PERMIT FOR A NEW RESTAURANT WITH FULL ALCOHOL SERVICE (FENNEL MEDITERRANEAN KITCHEN AND BAR) AT 26611 ALISO CREEK ROAD, SUITE A

City Manager David Doyle introduced Contract Planner John Kanlund, who provided an overview. Staff responded to questions regarding Aliso Viejo Town Center revitalization, and project completion. Applicant representative Michael Cho provided additional information. Mayor Hurt opened the public hearing. There were no comments. Mayor Hurt 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. 2023-07 approving a Conditional Use Permit and Site Development Permit to allow a 48-seat restaurant with full alcohol service (Fennel Mediterranean Kitchen and Bar) and to enclose an outdoor patio area at 26611 Aliso Creek Road Suite A.

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

6. DISCUSSION:

6.1. RESOLUTION OF SUPPORT FOR THE IRANIAN AMERICAN COMMUNITY

Mayor Hurt provided an overview. Mayor Hurt opened for public comment and the following persons provided comment:

1. Mehika Bolomdri expressed support for the resolution.
2. Anna Askari expressed support for the resolution.
3. Tannaz Razzaghi expressed support for the resolution.

4. Kamier Nazem expressed support for the resolution.
5. Pezhmun Ghiassi expressed support for the resolution.
6. Viusha expressed support for the resolution.
7. Bayaneh expressed support for the resolution.
8. Farhad Mafie expressed support for the resolution.
9. Henny Abraham expressed support for the resolution.
10. Nilou expressed support for the resolution.
11. Sudi Farokhnia expressed support for the resolution.
12. Alex Mohajer expressed support for the resolution.
13. Arash Sayadi expressed support for the resolution.
14. Sedayhat expressed support for the resolution.
15. D. Ghashghai expressed support for the resolution.

There were no other comments. Councilmembers commented on the matter.

Recommended Action: Consider adoption of Resolution No. 2023-08 declaring support for the Iranian American community and supporting sanctions against Iranian individuals and entities responsible for human rights violations in Iran.

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

7. CITY MANAGER' S REPORT:

None.

8. ANNOUNCEMENTS / COUNCIL COMMENTS / COMMITTEE UPDATES:

Councilmember Chun:

- Announced Age Well Senior Services Meals on Wheels distribution program now has location in Aliso Viejo
- Expressed appreciation to Belmont Village and The Covington for event invitations
- Expressed appreciation to Soka University for class invitation
- Expressed appreciation to American Red Cross and partner agencies
- Attended Aliso Viejo Girls Softball Opening Day
- Announced grant request from Don Juan Avila Elementary School to Moulton Niguel Water District for teaching garden
- Attended Aliso Viejo Chamber of Commerce Networking Breakfast
- Attended OCFA Board Meeting
- Attended performances at Soka University Performing Arts Center

Councilmember Duncan:

- Encouraged residents to visit various new restaurants opening in the City
- Attended Aliso Viejo Girls Softball Opening Day
- Announced Aliso Viejo Little League Opening Day

- Attended Black History Month event at Don Juan Avila Middle School

Councilmember Ackley:

- Expressed appreciation for condolences on the passing of her mother

Mayor Pro Tem Munzing:

- Attended Aliso Viejo Girls Softball Opening Day
- Announced Aliso Viejo Little League Opening Day
- Attended ACC-OC Mass Shooting Forum
- Attended Aliso Viejo Chamber of Commerce Networking Breakfast
- Met with Assemblymember Davies and Assemblymember Dixon

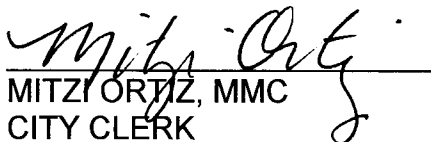
Mayor Hurt:


- Presented on Black History Month at St. Mary's School and Don Juan Avila Middle School
- Presented during public policy course at Soka University
- Attended Orange County Board of Supervisors meeting to receive Black History Month recognition

9. **ADJOURNMENT:** Mayor Hurt adjourned the meeting in memory of Ann Keith at 8:36 p.m. to the regularly scheduled meeting of March 15, 2023.

Respectfully submitted:

Approved by:


MITZI ORTIZ, MMC
CITY CLERK


RICHARD HURT
MAYOR