

CITY OF ALISO VIEJO  
CITY COUNCIL MINUTES  
REGULAR MEETING  
February 1, 2023, 7:00 PM  
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 7:03 p.m.

**ROLL CALL:**

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

ABSENT: COUNCILMEMBER TIFFANY ACKLEY

STAFF PRESENT: DAVID A. DOYLE, CITY MANAGER  
RYAN STAGER, DEPUTY CITY ATTORNEY  
MATTHEW RICHARDSON, DEPUTY CITY ATTORNEY (*arrived at 7:40 p.m.*)  
MITZI ORTIZ, CITY CLERK  
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:** Councilmember Chun led the pledge of allegiance.

1. **SPECIAL PRESENTATIONS:**

1.1. **RECOGNITION OF ALISO VIEJO LITTLE LEAGUE - 8-10 YEAR OLD DISTRICT 55 AND SECTION 10 CHAMPIONS**

Mayor Hurt presented the certificates of recognition to Team Manager Ryan Johnson. Mr. Johnson expressed his appreciation.

1.2. **RECOGNITION OF ALISO VIEJO LITTLE LEAGUE - 9-11 YEAR OLD DISTRICT 55 AND SECTION 10 CHAMPIONS**

Mayor Hurt presented the certificates of recognition to Team Manager Nadim Najm. Mr. Najm expressed his appreciation.

1.3. RECOGNITION OF ALISO VIEJO LITTLE LEAGUE - LITTLE LEAGUE DISTRICT 55 CHAMPIONS

Mayor Hurt presented the certificates of recognition to Team Manager Chuck Alderman. Mr. Alderman expressed his appreciation.

1.4. PROCLAMATION - BLACK HISTORY MONTH

Mayor Hurt presented the proclamation to St. Mary's School Trustee Member Kelly Garrett Zeigler. Ms. Zeigler expressed her appreciation and commented on the importance of the designation.

1.5. INTRODUCTION OF CHIEF OF POLICE SERVICES CAPTAIN ALAN VILLANUEVA

City Manager David Doyle introduced Chief of Police Services Captain Alan Villanueva. Captain Villanueva expressed his appreciation for the welcome.

2. ADDITIONS, DELETIONS, REORDERING TO THE AGENDA:

Deputy City Attorney Ryan Stager requested the addition of the following Closed Session item:

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION  
Significant exposure to litigation pursuant to Government Code section 54956.9(d)(2)  
Number of potential cases: 1

due to receipt of a demand letter and threat of litigation under the California Voting Rights Act received on January 31, 2023.

**Motion:** Councilmember Chun moved and Mayor Pro Tem Munzing seconded to  
1. Find that the item arose after the agenda was posted and there's an immediate need for City Council action; and  
2. Approve the addition of the Closed Session item.  
Motion carried 4-0-1, with Councilmember Ackley absent.

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 Munzing moved and Councilmember Chun seconded to approve the recommended actions. Motion carried 4-0-1, with Councilmember Ackley 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 January 18, 2023 Special Meeting and the January 18, 2023 Regular Meeting.

4.4. ACCOUNTS PAYABLE

**Recommended Action:** Ratify accounts payable checks and electronic funds transfers issued January 19, 2023, in the amount of \$674,237.83.

4.5. TREASURER'S STATEMENT – DECEMBER 2022

**Recommended Action:** Receive and file the December 2022 Treasurer's Statement.

4.6. SEVENTH AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT WITH KOSMONT & ASSOCIATES, INC. TO PROVIDE ECONOMIC DEVELOPMENT CONSULTING SERVICES

**Recommended Action:** Approve and authorize the City Manager to execute a Seventh Amendment to the Professional Services Agreement with Kosmont & Associates, Inc. for economic development consulting services to increase the total compensation by an amount not to exceed \$15,000.

5. PUBLIC HEARINGS:

5.1. ORDINANCE AMENDING 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

City Manager David Doyle introduced Community Development Director So Kim, who provided an overview. Staff responded to questions regarding permit fees, difference between ADUs and JADUs, and state legislation. Mayor Hurt opened the public hearing. There were no comments. Mayor Hurt closed the public hearing.

**Recommended Action:**

1. Hold a public hearing and introduce for first reading an Ordinance entitled: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO, CALIFORNIA, 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; and
2. Find the Ordinance exempt from the requirements of the California Environmental Quality Act pursuant to California Public Resources Code section 21080.17

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

**6. DISCUSSION:**

**6.1. APPOINTMENT OF SCAG GENERAL ASSEMBLY DELEGATE**

City Manager David Doyle provided an overview.

**Recommended Action:** Appoint delegate and alternate for the Southern California Association of Governments (SCAG) General Assembly to be held May 5, 2023.

**Motion:** Mayor Pro Tem Munzing moved and Mayor Hurt seconded to appoint Councilmember Chun as delegate and Mayor Hurt as alternate. Motion carried 4-0-1, with Councilmember Ackley absent.

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

City Manager David Doyle wished everyone a happy Valentine's Day.

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

Councilmember Duncan:

- Expressed appreciation to all involved with Aliso Viejo Little League
- Attended New Mayors and Council Members Academy

Councilmember Chun:

- Congratulated Boys & Girls Clubs of Capistrano Valley 2022 Youth of the Year Luis Alva Roman
- Participated in OCFA ride along
- Participated in American Red Cross 2023 Cycle Challenge
- Expressed appreciation to City staff and the American Red Cross for recent blood drive
- Attended Aliso Viejo Chamber of Commerce After Hours Event

- Congratulated Laguna Niguel Mayor Sandy Rains for appointment as OCFA Board of Directors Chair
- Attended Soka University event featuring Deputy Leader of the Norwegian Nobel Committee Dr. Asle Toje

Mayor Pro Tem Munzing:

- Attended Aliso Viejo Chamber of Commerce After Hours Event
- Attended Boys & Girls Clubs of Capistrano Valley 2022 Youth of the Year Celebration

Mayor Hurt:

- Attended Boys & Girls Clubs of Capistrano Valley 2022 Youth of the Year Celebration
- Attended New Mayors and Council Members Academy
- Obtained consensus to consider resolution in support of the Iranian American community at next City Council meeting
- Announced appointment as Vice Chair of TCA Joint Capital Programs and Projects Committee and Joint Toll Operations Committee
- Encouraged residents to learn more about Black History Month

**MAYOR HURT RECESSED THE MEETING TO CLOSED SESSION AT 7:41 P.M. AND RECONVENED AT 8:21 P.M.**

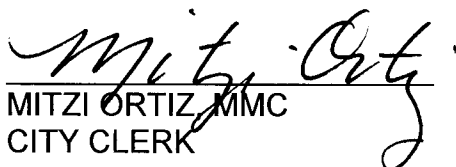
**REPORT FROM CLOSED SESSION:**

Deputy City Attorney Matthew Richardson stated no reportable action was taken.

9. **ADJOURNMENT:** Mayor Hurt adjourned the meeting at 8:21 p.m. to the next regularly scheduled of February 15, 2023.

Respectfully submitted:

Approved by:

  
 MITZI ORTIZ, MMC  
 CITY CLERK

  
 RICHARD HURT  
 MAYOR