

CITY OF ALISO VIEJO
CITY COUNCIL MINUTES
ADJOURNED REGULAR MEETING
DECEMBER 14, 2022, 7:00 PM
Council Chambers, City Hall, 12 Journey
Aliso Viejo, California

CALL TO ORDER: Mayor Chun called the Adjourned Regular Meeting of the City Council of the City of Aliso Viejo to order at 7:03 p.m.

ROLL CALL

PRESENT: MAYOR ROSS CHUN
MAYOR PRO TEM RICHARD HURT
COUNCILMEMBER TIFFANY ACKLEY
COUNCILMEMBER DAVID C. HARRINGTON
COUNCILMEMBER MIKE MUNZING

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
LIZZY MENDOZA, RECREATION & COMMUNITY SERVICES MANAGER
ISAAC AZIZ, INFORMATION TECHNOLOGY MANAGER
CAPT. SCOTT MERRILL, CHIEF OF POLICE SERVICES

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

1. **POST ELECTION MATTERS:**

1.1. **CERTIFICATION OF OFFICIAL ELECTIONS RESULTS**

City Clerk Mitzi Ortiz provided an overview.

Recommended Action: Adopt Resolution No. 2022-32 reciting the facts of the General Municipal Election held on November 8, 2022, declaring the result and such other matters as provided by law.

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

1.2. RECOGNITION OF OUTGOING COUNCILMEMBER DAVID C. HARRINGTON

Mayor Chun presented a tile plaque and recognition on behalf of the City. Councilmember Harrington expressed his appreciation to City staff, Council colleagues, and residents.

MAYOR CHUN RECESSED THE MEETING AT 7:13 P.M. AND RECONVENED AT 7:35 P.M.

1.3. OATH OF OFFICE CEREMONY AND INSTALLATION OF COUNCILMEMBER TIFFANY ACKLEY

Laurel Ackley, accompanied by Jared and Keith Ackley, administered the Oath of Office to Councilmember Tiffany Ackley.

1.4. OATH OF OFFICE CEREMONY AND INSTALLATION OF COUNCILMEMBER MAX DUNCAN

Allison and Gavin Duncan, accompanied by Monica Duncan, administered the Oath of Office to Councilmember Max Duncan.

Councilmember Duncan joined the dais for the remainder of the meeting.

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 Hurt moved and Councilmember 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 November 16, 2022 Regular Meeting.

4.3. SECOND READING AND ADOPTION OF ORDINANCES REGARDING A SPECIFIC PLAN AMENDMENT AND A DEVELOPMENT AGREEMENT FOR THE COMMONS SPECIFIC PLAN

Recommended Action:

1. Find that the Project is exempt from the California Environmental Quality Act pursuant to State CEQA Guidelines Section 15332 (Infill Development);
2. Give second reading and adopt Ordinance No. 2022-233 entitled: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO, CALIFORNIA, TO AMEND SPECIFIC PLAN NO. 2 FOR THE COMMONS AT ALISO VIEJO TOWN CENTER AND DETERMINE THE PROJECT TO BE CATEGORICALLY EXEMPT FROM CEQA UNDER CLASS 32 (PLANNING APPLICATION SP-22-00001); and
3. Give second reading and adopt Ordinance No. 2022-234 entitled: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO, CALIFORNIA, APPROVING A DEVELOPMENT AGREEMENT BETWEEN THE CITY OF ALISO VIEJO AND VALUEROCK ALISO VIEJO, LLC FOR SPECIFIC PLAN NO. 2 (THE COMMONS AT ALISO VIEJO TOWN CENTER) PURSUANT TO CALIFORNIA GOVERNMENT CODE SECTION 65864 ET SEQ. AND DETERMINE THE PROJECT TO BE CATEGORICALLY EXEMPT FROM CEQA UNDER CLASS 32 (PLANNING APPLICATION DA-22-00001).

4.4. ACCOUNTS PAYABLE

Recommended Action:

1. Ratify accounts payable checks and electronic funds transfers issued October 27, 2022, in the amount of \$725,675.47;
2. Ratify accounts payable checks and electronic funds transfers issued November 10, 2022, in the amount of \$1,238,790.98; and
3. Ratify accounts payable checks and electronic funds transfers issued November 22, 2022, in the amount of \$743,562.60.

4.5. MEASURE M2 EXPENDITURE REPORT

Recommended Action: Adopt Resolution No. 2022-33 approving the City's annual Measure M2 expenditure report for fiscal year ending June 30, 2022.

4.6. 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.

5. **PUBLIC HEARINGS:**

None.

6. **DISCUSSION:**

6.1. **CITY COUNCIL REORGANIZATION**

City Clerk Mitzi Ortiz provided the staff report and opened the floor to accept nominations for Mayor. Councilmember Munzing nominated Mayor Pro Tem Hurt. There were no further nominations for Mayor and nominations were closed.

Motion: Nomination of Mayor Pro Tem Hurt to serve as Mayor for 2023. Motion carried 5-0.

City Clerk Mitzi Ortiz opened the floor to accept nominations for Mayor Pro Tem. Councilmember Duncan nominated Councilmember Munzing. There were no further nominations for Mayor Pro Tem and nominations were closed.

Motion: Nomination of Councilmember Munzing to serve as Mayor Pro Tem for 2023. Motion carried 5-0.

6.2. **CITY COUNCIL APPOINTMENTS TO SERVE ON REGIONAL BOARDS, COMMISSIONS AND COMMITTEES**

City Clerk Mitzi Ortiz presented the staff report.

Recommended Action:

1. Review and update Council appointment list to regional boards, commissions, and committees; and
2. If needed, adopt a Resolution designating and appointing the City's representative to the Orange County Fire Authority Board of Directors.

Motion: Councilmember Ackley moved and Councilmember Munzing seconded to approve the appointment list as presented. Motion carried 5-0.

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

City Manager David Doyle expressed appreciation to City staff and volunteers for the All is Bright Holiday Celebration and Tree Lighting Ceremony; and extended well wishes for the holiday season.

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

Councilmember Munzing:

- Extended well wishes for the holiday season

Mayor Pro Tem Hurt:

- Expressed appreciation to Council colleagues, staff, and wife for their support
- Congratulated Councilmember Ackley and Councilmember Duncan
- Requested announcement from Captain Merrill on available mental health resources

Councilmember Duncan:

- Expressed appreciation to his family, residents, and Council for their support

Councilmember Ackley:

- Attended All is Bright Holiday Celebration and Tree Lighting Ceremony
- Encouraged residents to celebrate the holidays safely


Mayor Chun:

- Expressed appreciation to Council, staff, residents, and community partners

9. **ADJOURNMENT:** Mayor Chun adjourned the meeting at 7:55 p.m. to the regularly scheduled meeting of December 21, 2022.

Respectfully submitted:

Approved by:



MITZI ORTIZ, MMC
CITY CLERK



ROSS CHUN
MAYOR