

AGENDA

ALISO VIEJO CITY COUNCIL
WEDNESDAY, JANUARY 20, 2021
6:00 P.M. CLOSED SESSION
7:00 PM REGULAR MEETING

City Hall
Council Chambers
12 Journey
Aliso Viejo, CA



Mayor Tiffany Ackley
Mayor Pro Tem Ross Chun
Councilmember David C. Harrington
Councilmember Richard W. Hurt
Councilmember Mike Munzing

SPECIAL NOTICE REGARDING COVID-19

On March 4, 2020, Governor Newsom proclaimed a State of Emergency in California as a result of the threat of COVID-19. On March 12, 2020, Governor Newsom issued Executive Order N-25-20, which allows Council Members to attend City Council meetings telephonically. Please be advised that some, or all, of the Aliso Viejo City Council Members may attend this meeting telephonically.

On March 17, 2020, Governor Newsom issued Executive Order N-29-20, which allows for the public to participate in any meeting of the City Council by electronic means. Given the health risks associated with COVID-19, the City of Aliso Viejo will not have the Council Chambers open to the public for this meeting. Members of the public may view the meeting live on Cox Communications Channel 851, AT&T U-Verse Channel 99 or on the City's website at www.avcity.org.

Public comments can be submitted via email to Community-Input@avcity.org or by calling (949) 425-2509 to leave a recorded message. Comments are limited to three minutes each. Recorded comments must be submitted by 4:00 p.m. on the day of the meeting.

WELCOME to the City of Aliso Viejo City Council meeting.

It is the City's intention to comply with the Americans with Disabilities Act (ADA). If you need special assistance to participate in the meeting, the City will make reasonable arrangements to ensure accessibility and/or accommodations. [28 CFR 35.102-35.104 ADA Title II] Please contact the City Clerk's Office at (949) 425-2505 at least 48 hours prior to the meeting.

Regular meetings of the City Council are held on the first and third Wednesday of the month at the City Hall Council Chambers, 12 Journey, Aliso Viejo. Copies of the agenda are available in the lobby at City Hall preceding a regularly scheduled City Council meeting. Supplemental documents relating to specific agenda items, including communications received after agenda delivery, are presented to the City Council and are available for review in the City Clerk's office, 12 Journey, Aliso Viejo. For more information, please contact City Hall at (949) 425-2505.

This meeting will be broadcast live on Cox Communications Channel 851, AT&T U-Verse Channel 99 and the City's website. By attending the City Council Meeting, you are giving your permission to be televised. The Council Meetings are rebroadcast on Wednesday at 7:00 p.m. on Cox Communications Channel 851, AT&T U-Verse Channel 99, and can be viewed on the internet at www.avcity.org.

DAVID A. DOYLE
CITY MANAGER

SCOTT C. SMITH
CITY ATTORNEY

MITZI ORTIZ
CITY CLERK

**PLEASE SILENCE ALL CELL PHONES AND OTHER
ELECTRONIC EQUIPMENT WHILE CITY COUNCIL IS IN SESSION**

CALL TO ORDER: CONVENE SPECIAL MEETING

PUBLIC COMMENTS:

CLOSED SESSION:

CONFERENCE WITH LEGAL COUNSEL- ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to Government Code section 54956.9(d)(2)

Number of potential cases: 1

CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Pursuant to Government Code Section 54956.8

Property: 35 Playa Circle

Agency negotiator: City Manager

Negotiating parties: City of Aliso Viejo and Owner of Record

Under Negotiation: Price and terms of purchase offer

PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Pursuant to Government Code Section 54957

Title: City Attorney

(Initiated by Mayor Pro Tem Chun)

CALL TO ORDER: CONVENE REGULAR MEETING

ROLL CALL

PLEDGE OF ALLEGIANCE:

REPORT FROM CLOSED SESSION:

1. SPECIAL PRESENTATIONS:

- 1.1. RECOGNITION OF 2020 MAYOR
- 1.2. PROCLAMATION - BLACK HISTORY MONTH (HURT)
[Proclamation](#)

2. ADDITIONS, DELETIONS, REORDERING TO THE AGENDA:

3. COMMUNITY INPUT:

Members of the public wishing to address the City Council can submit public comments via email to Community-Input@avcity.org or by calling (949) 425-2509 to leave a recorded message. Recorded comments must be submitted by 4:00 p.m. on the day of the meeting. Written comments will be read into the record and recorded messages will be aired during the meeting. Comments are limited to three (3) minutes each. In compliance with the Brown Act, no discussion or action may be taken on comments received at this time, except the City Council may briefly respond to statements made or questions posed.

4. CONSENT CALENDAR:

All matters listed on the Consent Calendar will be acted upon by one vote unless members of the City Council, or staff request a matter to be discussed and/or removed from the Consent Calendar for separate action. Items removed from the Consent Calendar will be discussed and voted upon immediately following City Council action on the remainder of the Consent Calendar.

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 – NOVEMBER 18, 2020 SPECIAL MEETING, NOVEMBER 18, 2020 REGULAR MEETING AND DECEMBER 9, 2020 SPECIAL MEETING

Recommended Action: Approve the subject Minutes as submitted.

[Draft Minutes - November 18, 2020 Special Meeting](#)
[Draft Minutes - November 18, 2020 Regular Meeting](#)
[Draft Minutes - December 9, 2020 Special Meeting](#)

4.3. ACCOUNTS PAYABLE

Recommended Action:

1. Ratify accounts payable checks and electronic funds transfers issued November 05, 2020 in the amount of \$879,957.39;
2. Ratify accounts payable checks and electronic funds transfers issued November 12, 2020 in the amount of \$210,923.13;
3. Ratify accounts payable checks and electronic funds transfers issued November 19, 2020 in the amount of \$2,400,811.79;
4. Ratify accounts payable checks and electronic funds transfers issued December 03, 2020 in the amount of \$174,116.50;
5. Ratify accounts payable checks and electronic funds transfers issued December 10, 2020 in the amount of \$1,004,009.09;
6. Ratify accounts payable checks and electronic funds transfers issued December 17, 2020 in the amount of \$220,665.34; and
7. Ratify accounts payable checks and electronic funds transfers issued December 30, 2020 in the amount of \$1,604,871.93.

[Staff Report](#)

[Attachment 1 - Accounts Payable Report](#)

4.4. TREASURER'S STATEMENTS – OCTOBER AND NOVEMBER 2020

Recommended Action: Approve October and November 2020 Treasurer's Statements.

[Staff Report](#)

[Attachment 1 - Oct'20 Treasurer's Report](#)

[Attachment 2 - Nov'20 Treasurer's Report](#)

4.5. RELEASE OF BONDS FOR THE GRADING AND LANDSCAPING IMPROVEMENTS AT THE 4 ORION SELF STORAGE PROJECT

Recommended Action: Adopt a resolution exonerating the Grading and Landscaping Surety Bond No. 9296896 for the 4 Orion Self Storage Project.

[Staff Report](#)

[Attachment 1 - Resolution](#)

4.6. RELEASE OF BONDS FOR THE LANDSCAPING AT THE 95 ENTERPRISE FITNESS CENTER PROJECT

Recommended Action: Adopt a resolution exonerating the Landscaping Performance Bond No. 107137510 for the 95 Enterprise Fitness Center Project.

[Staff Report](#)

[Attachment 1 - Resolution](#)

4.7. RELEASE OF BOND FOR THE LANDSCAPING AT THE 95 ENTERPRISE – ENTERPRISE QUARTER PROJECT

Recommended Action: Adopt a resolution exonerating the Landscaping Performance Bond No. SU60917 for 95 Enterprise – Enterprise Quarter Project.

5. PUBLIC HEARINGS:

5.1. TRAFFIC VIOLATOR APPREHENSION PROGRAM FEE (TVAP)

Recommended Action: Adopt a Resolution entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO, CALIFORNIA, AUTHORIZING THE ORANGE COUNTY SHERIFF'S DEPARTMENT TO COLLECT ITS UPDATED FEE FOR THE TRAFFIC VIOLATOR APPREHENSION PROGRAM IN THE CITY.

Staff Report
Attachment 1 - Resolution

5.2. REQUEST TO APPROVE PLANNING APPLICATION PA18-020 (CUP/AUP) FOR A CONDITIONAL USE PERMIT TO ESTABLISH A DISTILLERY, MICROBREWERY, AND TASTING ROOM; AN ADMINISTRATIVE USE PERMIT TO OPERATE WITH TYPE 6, 23, AND 74 LICENSES FROM THE DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL; AND AN ADMINISTRATIVE USE PERMIT FOR MANUFACTURING OF ALCOHOLIC BEVERAGES FROM THE PROPERTY LOCATED AT 7 JOURNEY

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 a Resolution approving Planning Application PA18-20 (CUP/AUP) for a conditional use permit to establish a distillery, microbrewery, and tasting room; an administrative use permit to operate with Type 6, 23, and 74 Licenses from the Department of Alcoholic Beverage Control; and an administrative use permit for manufacturing of alcoholic beverages from the property at 7 Journey.

Staff Report
Attachment 1 - Resolution
Attachment 2 - Applicant Project Description
Attachment 3 - Aliso Viejo Police Services Analysis
Attachment 4 - Project Plans
Attachment 5 - Presentation

6. DISCUSSION:

6.1. SALARY SCHEDULE AND BENEFIT UPDATE

Recommended Action: Adopt a Resolution approving a Salary Schedule and benefits for City of Aliso Viejo employees.

Staff Report
Attachment 1 - Resolution

6.2. ORDINANCE APPROVING THE USE OF ONLINE OR ELECTRONIC FILING OF CAMPAIGN STATEMENTS AND STATEMENTS OF ECONOMIC INTEREST

Recommended Action: Introduce and approve first reading of an Ordinance entitled: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO, CALIFORNIA, ADDING SECTION 2.04.140 TO CHAPTER 2.04 OF TITLE 2 OF THE ALISO VIEJO MUNICIPAL CODE REGARDING ELECTRONIC AND PAPER METHODS OF FILING CAMPAIGN FINANCE DISCLOSURE STATEMENTS AND STATEMENTS OF ECONOMIC INTERESTS.

[Staff Report](#)

[Attachment 1 - Ordinance](#)

6.3. DISCUSSION OF CITY COUNCIL MEETING CANCELLATIONS AND MUNICIPAL CODE SECTION 2.04 (ACKLEY) – ORAL PRESENTATION ONLY

Recommended Action: Discuss City Council Meeting Cancellations and Municipal Code Section 2.04.

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

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

9. **ADJOURNMENT:**

The next regularly scheduled City Council meeting is February 3, 2021.