

**MINUTES  
CITY COUNCIL REGULAR MEETING  
September 18, 2001**

**CALL TO ORDER**

The regular meeting of the City Council of the City of Aliso Viejo, California, was called to order at 7:30 p.m. by Mayor Vali at the Orange County Sheriff's Aliso Viejo Station Community Room, 11 Journey, Aliso Viejo, California.

**ROLL CALL**

Present: Ficke, Phillips, Pickett, Warkowski, Mayor Vali  
Absent: None

**PLEDGE OF ALLEGIANCE**

Mayor Vali asked for a moment of silence in honor of the victims of the terrorist attacks on September 11, 2001. The Pledge was led by Chief of Police Services Paddock.

**SPECIAL PRESENTATIONS**

An Honor Guard comprised of Sheriff Deputies and Firefighters presented a flag retirement ceremony.

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

Items #8 & #13 will be moved to the end of the agenda. Item #9 will be continued to October 2, 2001.

**CONSENT CALENDAR**

**A MOTION** was made by Council Member Phillips, seconded by Council Member Ficke, to approve the consent calendar as presented. Motion carried unanimously, 5-0.

1. **Waive the Reading of All Ordinances**  
Waived the reading of all Ordinances in their entirety and read by title only.
2. **Approval of Expenditures**  
Approved the expenditures.

3. **Minutes – July 1, 2001 Inaugural Meeting**  
Approved the minutes as submitted.
4. **Minutes – July 17, 2001 Regular Meeting**  
Approved the minutes as submitted.
5. **Minutes – July 24, 2001 Regular Meeting**  
Approved the minutes as submitted.

## **PUBLIC HEARINGS**

There were no public hearings.

## **COUNCIL BUSINESS**

6. **Notice of Cancellation of Solid Waste Franchise Agreement Prepared by City Manager, City Attorney**

Nancy Arakelian, C&N Waste Services, stated she is in favor of the competitive nature of waste collection and not limiting it to just one or two companies.

Discussion ensued regarding the normal contract terms; AB939; the City's compliance with AB939; the reason for having to wait five years.

**A MOTION** was made by Council Member Phillips, seconded by Council Member Ficke, to direct the City Manager to send notice to CR&R/Solag that the Exclusive Franchise Agreement with Solag Disposal Company for Franchise Area Nine will remain in effect until five years from the date of the notice letter; and send notice to other commercial solid waste providers that the City may enter into a comprehensive franchise agreement five years from the date of the notice letter. Motion carried unanimously, 5-0.

7. **Traffic Committee**  
**Prepared by: Council Members Ficke & Phillips**

**A MOTION** was made by Council Member Phillips, seconded by Council Member Warkowski, to appoint Council Members Ficke and Phillips to the traffic committee and they are to work with staff to develop the working committee along with a time frame to report back to Council. Motion carried unanimously, 5-0.

9. **Vehicle Abatement Program**  
**Prepared by: Chief of Police Services**

Item continued to the meeting of October 2, 2001.

10. **Administrative Policies Concerning Communications by Members of the City Council and Attendance at Meetings of Regional Boards, Commissions and Committees**  
**Prepared by: City Attorney**

Discussion ensued regarding clarification of “authorized”.

**A MOTION** was made by Mayor Pro Tem Pickett, seconded by Council Member Phillips, to adopt the Administrative Policy concerning communications by Members of the City Council; and adopt the Administrative Policy concerning attendance at meetings of regional boards, commissions and committees as presented. Motion carried unanimously, 5-0.

11. **Ordinance Concerning Proper Use of City Seal and City-Owned Property**  
**Prepared by: City Attorney**

Discussion ensued regarding Section 1-1-84 and non-profits.

City Attorney Smith advised the section be rewritten to state “...(2) except as provided by resolution of the City Council, (a) the promotion...”

Discussion further ensued regarding the difference between a cause and an event.

City Clerk Lee presented an Ordinance entitled:

**ORDINANCE NO. 2001 – 019**  
**AN ORDINANCE OF THE CITY OF ALISO VIEJO, CALIFORNIA, ADDING ARTICLE 5 TO DIVISION 1, TITLE 1 OF THE ORANGE COUNTY CODE AS ADOPTED BY THE CITY OF ALISO VIEJO TO REGULATE THE PROPER USE OF THE CITY SEAL AND ANY CITY-OWNED PROPERTY**

which title was read.

**A MOTION** was made by Council Member Phillips, seconded by Mayor Pro Tem Pickett, to introduce Ordinance No. 2001–019 concerning the proper use of City Seal and any City-owned property as amended. Motion carried unanimously, 5-0.

12. **Readopt County Codes**  
**Prepared by: City Clerk & City Attorney**

City Clerk Lee presented an Ordinance entitled:

**ORDINANCE NO. 2001 – 018**  
**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO,**  
**CALIFORNIA, ADOPTING THE ORANGE COUNTY CODE AND OTHER**  
**RELEVANT NON-CODIFIED ORANGE COUNTY ORDINANCES AS CITY**  
**ORDINANCES**

**A MOTION** was made by Mayor Pro Tem Pickett, seconded by Council Member Phillips, to adopt Ordinance No. 2001–018 readopting County Codes. Motion carried unanimously, 5-0.

14. **Landscaping of SR73**  
**Prepared by: Council Member Ficke**

Discussion ensued regarding the landscaping and who is responsible; the level of landscaping; Priorities already made.

Consensus to pull this item and continue it to a future Council meeting. Staff to get all the interested parties together to discuss and report back to Council.

15. **Day of Remembrance**  
**Prepared by: Council Member Ficke**

Discussion ensued regarding coordinating what the City does in conjunction with any national ceremony.

Kathleen Goldberg, 53 Remington Lane, stated she proposed having the Scouts perform a flag ceremony tonight at the Council meeting. She was informed it was approved and she didn't realize until tonight it was not approved and another entity was to do the ceremony.

Discussion ensued regarding the procedure of placing this type of request on the agenda.

**A MOTION** was made by Mayor Pro Tem Pickett, seconded by Council Member Phillips, to refer this back to staff to coordinate with any national ceremonies/remembrances. Motion carried unanimously, 5-0.

## **ITEMS MOVED ON THE AGENDA**

**8. Quarterly Meetings with AVCA  
Prepared by: Administrative Assistant**

Discussion ensued regarding the meetings.

**A MOTION** was made by Council Member Phillips, seconded by Council Member Ficke, to appoint a subcommittee of Council Member Warkowski and Mayor Pro Tem Pickett to meet with two AVCA board members on a quarterly or as needed basis to discuss issues of common interest and direct staff to follow up with meeting schedule and agenda preparation. Motion carried unanimously, 5-0.

**13. Status Report on Use of Iglesia Park & Development of Family Resource Center  
Prepared by: Administrative Assistant**

**A MOTION** was made by Mayor Pro Tem Pickett, seconded by Council Member Warkowski, to direct staff to facilitate the following: 1) Proceed with the planning and development of a community sponsored Family Resource Center at Iglesia Park; 2) Execute the extension of existing license agreement with Ocean View School up through June 30, 2002; 3) Prepare for City Council approval proposals for services currently provided by the County of Orange for the maintenance and operation of Iglesia Park and facilities; 4) Prepare for City Council approval: a. Park and Facility Use Policy, b. Property Use Agreement, c. Park Rules and Regulations; and 5) Explore joint use opportunities and agreements with other organizations for the temporary use of Iglesia Park and/or facilities. Motion carried unanimously, 5-0.

## **COMMUNITY INPUT**

There were no speakers.

## **CITY MANAGER'S REPORT**

Nothing to report.

## **ANNOUNCEMENTS/COUNCIL COMMENTS**

Mayor Vali announced the Board of Supervisors voted to take the issue of the airport to a vote of the people. They have also delayed the certification of the EIR to October 16, 2001.

**CLOSED SESSION**

At 8:49 p.m. the City Council convened into closed session, with all Council Members present, pursuant to Government Code Section 54957.6 Conference with Labor Negotiator

Agency designated representatives: Cyndi Pickett, Bill Phillips, Scott Smith  
Unrepresented employee: City Manager

At 9:05 p.m. the City Council reconvened into open session, with all Council Members present, making no announcements.

**ADJOURN**

There being no further business, at 9:05 p.m. Mayor Vali declared the meeting adjourned.

Submitted By:

Approved By:

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Debbie A. Lee, CMC  
City Clerk

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Carmen L. Vali, Ph.D.  
Mayor