

CITY OF ALISO VIEJO
CITY COUNCIL MINUTES
REGULAR MEETING
FEBRUARY 1, 2012, 7:00 P.M.
Council Chambers, City Hall, 12 Journey
Aliso Viejo, California

CALL TO ORDER: Mayor Garcia called the Regular Meeting of the City Council of the City of Aliso Viejo to order at 7:05 p.m.

ROLL CALL:

PRESENT: COUNCIL MEMBERS: DONALD A. GARCIA
WILLIAM A. PHILLIPS
CARMEN CAVE
GREG A. FICKE
PHILLIP B. TSUNODA

ABSENT: COUNCIL MEMBERS: NONE

STAFF PRESENT: MARK A. PULONE, CITY MANAGER
SCOTT C. SMITH, CITY ATTORNEY
SUSAN A. RAMOS, CITY CLERK
GLENN YASUI, ADMINISTRATIVE SERVICES DIRECTOR
GINA THARANI, FINANCE DIRECTOR
JOHN WHITMAN, CITY ENGINEER/PUBLIC WORKS DIRECTOR
SHAUN PELLETIER, ASSISTANT CITY ENGINEER
ALBERT ARMIJO, PLANNING DIRECTOR
LT. ROBERT OSBORNE, CHIEF, POLICE SERVICES
SGT. DJ HALDEMAN, POLICE SERVICES

PLEDGE OF ALLEGIANCE TO THE FLAG: OCFA Chief Craig Kinoshita led the pledge.

SPECIAL PRESENTATIONS

A. RECOGNITION AND PRESENTATION TO FORMER OCFA DIVISION 5 CHIEF CRAIG KINOSHITA FOR HIS OUTSTANDING CONTRIBUTIONS TO THE CITY

Mayor Garcia provided some background and presented the Certificate of Recognition to Chief Kinoshita, who expressed thanks. Mayor Garcia announced that his replacement is Bryan Brice.

B. RECOGNITION AND PRESENTATION TO ALISO NIGUEL WOLVERINES GIRLS SOCCER FOR WINNING THE TWO TOP TOURNAMENTS IN ORANGE COUNTY

Mayor Garcia provided background and presented Certificates of Recognition to the following players:

Riley Sims	Ashley McCutcheon
Emily Elkins	Alexandria Howell
Sammy Jo Prud'homme	Danica Koos
Amanda Bates	Aubrey Welsh
Tegan Cramer	Tatum Smith
Marissa Ramirez	Ashley Ramirez
Sarah Wehan	Miranda Mills
Nicole Smolinski	Breanne Chilton-Eddy
Jordan Ansara	Taylor King
Lindsay Doyle	Lauren Miller
Dominique Bond-Flasza	Lauren Benner
Alexa Watkins	Sarah Roberts
Nairika Meshgin	Candice Navayan
Kenya Roberson	
Natalia Perez	

Mayor Garcia introduced Coach Randy Dodge, who commented on the team's victories and expressed thanks for the recognition. Mayor Garcia also introduced Chris Carter, Principal, and Mike Middlebrook, Athletic Director, Aliso Niguel High School, who were present in the audience.

ADDITIONS, DELETIONS, REORDERING TO THE AGENDA

None

CONSENT CALENDAR

Mayor Garcia asked if any member of the City Council or the public wished to remove an item from the Consent Calendar. No member of the City Council and the public requested that an item be removed for discussion.

MOTION: COUNCILMEMBER FICKE MOVED AND MAYOR PRO TEM PHILLIPS SECONDED TO APPROVE CONSENT CALENDAR ITEMS 1 - 7 AS FOLLOWS:

1. **WAIVE THE READING OF ALL ORDINANCES AND RESOLUTIONS**

Approved 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.

2. MINUTES – REGULAR MEETING OF JANUARY 18, 2012

Approved the Minutes as submitted.

3. ACCOUNTS PAYABLE

Ratified Accounts Payable checks issued January 12, 2012 in the amount of \$281,316.26, and Accounts Payable checks issued January 19, 2012 in the amount of \$163,769.80.

4. TREASURER'S STATEMENT – DECEMBER 2011

Approved said Treasurer's Statement.

5. ADOPT ORDINANCE 2012-139

Conducted second reading and adopted Ordinance No. 2012-139 entitled:

ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO, CALIFORNIA, AMENDING TITLE 15 OF THE ALISO VIEJO MUNICIPAL CODE (ZONING CODE) TO MAKE NON-SUBSTANTIVE REVISIONS

6. COMPLIANCE WITH GOVERNMENTAL ACCOUNTING STANDARDS BOARD (GASB) 54 – FUND BALANCE CLASSIFICATION AND FUND BALANCE POLICY

Adopted Resolution 2012-04 entitled:

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO, CALIFORNIA, ADOPTING THE FUND BALANCE POLICY TO BE IN COMPLIANCE WITH GASB STATEMENT NO. 54 FOR THE CITY OF ALISO VIEJO

7. POLICY ON DISTRIBUTION OF TICKETS AND/OR PASSES

Adopted the City Council Policy on Distribution of Tickets and/or Passes.

MOTION UNANIMOUSLY CARRIED.

END OF CONSENT CALENDAR

DISCUSSION ITEMS NOS. 8 THROUGH 11

8. GREEN CITY INITIATIVE

City Manager Mark Pulone presented the staff report and deferred to Director of Planning Albert Armijo for additional comments. Mr. Armijo reported on the application process and its various components.

Staff responded to questions regarding the status of the local coastal plan.

MOTION: COUNCILMEMBER CAVE MOVED AND COUNCILMEMBER FICKE SECONDED TO ADOPT RESOLUTION NO. 2012-06 ENTITLED BELOW AND DIRECT STAFF TO INCLUDE SUBJECT RESOLUTION IN THE PROPOSITION 84 GRANT APPLICATION TO BE MADE ON/BEFORE FEBRUARY 15, 2012.

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO, CALIFORNIA, IN SUPPORT OF AN APPLICATION FOR A SUSTAINABLE COMMUNITIES PLANNING GRANT

MOTION UNANIMOUSLY CARRIED.

9. MID-YEAR BUDGET AND STRATEGIC INITIATIVES

City Manager Pulone noted this item has three components namely the Fiscal Year 2011-12 Mid Year Budget, status on the Strategic initiatives, and status on the City's Ad Hoc committees.

City Manager Pulone presented the report on the Mid Year Budget. Staff responded to questions regarding the City's reserves. Council commended staff for a good job with the budget.

City Manager Pulone presented the report regarding the status of the City's Ad Hoc Committees.

MOTION: COUNCILMEMBER CAVE MOVED AND COUNCILMEMBER FICKE SECONDED TO APPROVE STAFF'S RECOMMENDATION THAT 1) THE AFFORDABLE SENIOR HOUSING DEVELOPMENT AND OFFICE PROPOSALS AT 2 LIBERTY AD HOC COMMITTEE BE DISSOLVED AND THE CITY MANAGER BE AUTHORIZED TO CALL UPON NO MORE THAN TWO COUNCILMEMBERS TO PARTICIPATE IN MEETINGS CONCERNING FUTURE DEVELOPMENT OF THIS SITE, IF NECESSARY; AND, 2) THAT THE RECREATION AD HOC COMMITTEE REMAIN ACTIVE UNTIL SUCH TIME THAT THE PHASE I PROJECTS ARE COMPLETE AND UPON ITS COMPLETION, THAT THIS COMMITTEE BE FORMALLY DISSOLVED AND THE CITY MANAGER BE AUTHORIZED TO CALL UPON NO MORE THAN TWO COUNCILMEMBERS TO PARTICIPATE IN MEETINGS

CONCERNING RECREATIONAL FACILITIES AND IMPROVEMENTS, IF NECESSARY. MOTION UNANIMOUSLY CARRIED.

City Manager Pulone presented an update on the City's Strategic Initiatives.

At this time, Mayor Garcia reported he received a letter from James Littlejohn and Mike Chambers with the Boys and Girls Clubs of Capistrano Valley, expressing appreciation for the City's partnership with them to benefit youth and families primarily in Iglesia Park. The letter also stated they would like to begin a formal dialogue with the Mayor and the City regarding an expansion plan to serve a greater number of children and teens.

Discussion ensued regarding bringing this matter back to Council at the next meeting to consider an ad hoc committee to explore expansion opportunities with the Boys and Girls Clubs of Capistrano Valley.

THERE WAS COUNCIL CONSENSUS TO DELEGATE THE MAYOR AND MAYOR PRO TEM TO MEET WITH REPRESENTATIVES FROM THE BOYS AND GIRLS CLUBS OF CAPISTRANO VALLEY AT THIS TIME TO DISCUSS THE CONCEPT FURTHER AND REPORT BACK TO COUNCIL TO DETERMINE WHETHER THERE IS A NEED TO CREATE AN AD HOC COMMITTEE FOR THIS PURPOSE.

Mayor Garcia also reported he received the list of contracts that do not have expiration dates he requested from staff. He suggested it would be good business practice for the City to consider doing a Request for Proposals (RFP) for those contracts that have been in place the last ten years including the contract for legal services and the contract for public works and building services.

Discussion ensued regarding benefits received by the City for long term services, and the approach to implement the RFP process.

City Manager Pulone suggested staff take a look at it and report back to Council.

There was Council comment about the Go Local shuttle program and maximizing its benefits across a number of uses such as the Boys & Girls Clubs of Capistrano Valley proposed concept for an expansion program, and whether the City can look at ways to expedite that process with OCTA.

City Manager Pulone gave a brief update on the shuttle program noting the pending grant applications with OCTA for current funding through Measure S and future funding through Measure B. The City has also expressed its concerns to OCTA on the funding identified to date which includes bulk of the funding to be used for the acquisition process and small amounts to be used for operations.

MOTION: COUNCILMEMBER CAVE MOVED AND COUNCILMEMBER FICKE SECONDED TO ADOPT THE MID YEAR BUDGET FOR FISCAL YEAR 2011-12 AS PRESENTED. MOTION UNANIMOUSLY CARRIED.

10. FIRST AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT WITH ENVIRONMENTAL AND REGULATORY SPECIALISTS, INC. (EARS) FOR PLANNING CONSULTANT SERVICES PERTAINING TO A COMPREHENSIVE UPDATE TO THE GENERAL PLAN

City Manager Pulone presented the staff report.

Mayor Garcia opened public comment and there was none.

MOTION: COUNCILMEMBER CAVE MOVED AND MAYOR GARCIA SECONDED TO APPROVE THE FIRST AMENDMENT TO THE SUBJECT AGREEMENT WITH EARS. MOTION UNANIMOUSLY CARRIED.

11. FIRST AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT WITH LARRY LAWRENCE ASSOCIATES FOR LAND USE AND PLANNING CONSULTANT SERVICES

City Manager Pulone presented the staff report.

Mayor Garcia opened public comment and there was none.

MOTION: COUNCILMEMBER CAVE MOVED AND MAYOR PRO TEM PHILLIPS SECONDED TO APPROVE THE FIRST AMENDMENT TO THE SUBJECT AGREEMENT WITH LARRY LAWRENCE ASSOCIATES. MOTION UNANIMOUSLY CARRIED.

COMMUNITY INPUT

None at this time.

CITY MANAGER'S REPORT

None at this time.

ANNOUNCEMENTS/COUNCIL COMMENTS/COMMITTEE UPDATES

Tsunoda:

12. ALISO VIEJO EXCHANGE (AVX) VOLUNTEER PROGRAM

Councilmember Tsunoda described the proposed program in concept. Questions and discussion ensued regarding the process of obtaining and disseminating the information, the City's role in maintaining the program, potential liability to the City, and mitigating its use for advertising.

THERE WAS COUNCIL DIRECTION TO STAFF TO BRING THIS MATTER BACK TO COUNCIL ON MARCH 7, 2012 WITH AN IMPLEMENTATION PLAN FOR AVX.

Phillips

- Attended the SOCAM meeting last Thursday and received a presentation on wildlife and suggested with Council's concurrence, to invite the presenter to give the same presentation at a Council meeting.

COUNCIL CONCURRED TO DIRECT STAFF TO INVITE THE PRESENTER FROM LAGUNA CANYON FOUNDATION TO GIVE HIS PRESENTATION AT AN UPCOMING COUNCIL MEETING.

- Attended the Boys and Girls Clubs of Capistrano Valley's Youth of the Year event on January 27, 2012.

Cave

- Attended the annual Snow Fest event at Grand Park on January 28, 2012 and it was successful with a good turnout.

Garcia

- Announced the Aliso Viejo Girls Softball opening ceremonies at the Aliso Viejo Community Park on February 4, 2012 at 8:00 a.m.

ADJOURNMENT: Mayor Garcia adjourned the meeting at 8:20 p.m. to the regular Council Meeting of February 15, 2012.

Respectfully submitted,

Approved by:

SUSAN A. RAMOS
CITY CLERK

DONALD A. GARCIA
MAYOR