

CITY OF ALISO VIEJO  
CITY COUNCIL MINUTES  
REGULAR MEETING  
APRIL 18, 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 7:00 p.m.

**ROLL CALL:**

PRESENT: COUNCIL MEMBERS: DONALD A. GARCIA  
WILLIAM A. PHILLIPS  
CARMEN CAVE  
GREG A. FICKE  
PHILLIP B. TSUNODA (arrived 7:15  
p.m.)

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  
KAREN CROCKER, COMMUNITY SERVICES DIRECTOR  
SHAUN PELLETIER, ASSISTANT CITY ENGINEER  
JOHN WHITMAN, CITY ENGINEER  
ALBERT ARMIJO, PLANNING DIRECTOR  
LARRY LAWRENCE, PLANNING CONSULTANT  
LT. ROBERT OSBORNE, CHIEF, POLICE SERVICES

**PLEDGE OF ALLEGIANCE TO THE FLAG:** Mayor Garcia invited David Russell Ohrn, Aliso Viejo Printing, to lead the pledge.

**SPECIAL PRESENTATIONS**

A. **COUNCIL RECOGNITION AND PRESENTATION TO ALISON NERO FOR BEING NAMED ALISO VIEJO MIDDLE SCHOOL'S TEACHER OF THE YEAR**

Mayor Garcia gave background and presented a Certificate of Recognition to Alison Nero, who accepted with thanks and appreciation.

**B. PRESENT PROCLAMATION DECLARING THE MONTH OF APRIL AS DMV/DONATE LIFE CALIFORNIA MONTH TO DR. RAYMOND DE LEON, REPRESENTING ONE LEGACY**

Councilmember Tsunoda arrived at approximately 7:15 p.m.

Mayor Garcia read the proclamation and presented it to Dr. De Leon, who expressed thanks and provided information about the donor program.

**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: MAYOR PRO TEM PHILLIPS MOVED AND COUNCILMEMBER TSUNODA SECONDED TO APPROVE CONSENT CALENDAR ITEMS 1 - 4 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 APRIL 4, 2012**

Approved the Minutes as submitted.

3. **ACCOUNTS PAYABLE**

Ratified Accounts Payable checks issued March 29, 2012 in the amount of \$790,954.08, and Accounts Payable checks issued April 5, 2012 in the amount of \$152,807.45.

4. **THIRD AMENDMENT TO AGREEMENT FOR GEOGRAPHIC INFORMATION SYSTEM SERVICE – DIGITAL MAP PRODUCTS**

Approved a Third Amendment to the Agreement with Digital Map Products (DMP) for access to a Geographic Information System (GIS) web application; and authorized the City Manager to execute the Third Amendment to Agreement in an amount not to exceed \$20,650, for a total contract amount of \$90,250, and extend the contract term by one year to June 30, 2013.

**MOTION UNANIMOUSLY CARRIED FOR CONSENT CALENDAR.**

**END OF CONSENT CALENDAR**

**PUBLIC HEARING ITEM NO. 5**

5. PA 12-004 – CONDITIONAL USE PERMIT TO ALLOW EXPANSION OF A WET LABORATORY BIOMEDICAL TESTING OPERATION AT 31 COLUMBIA (CLARIENT)

Planning Consultant Larry Lawrence presented the staff report, noting the applicants are present, and responded to questions regarding lab process and zoning district.

Mayor Garcia opened the public hearing. There being no public testimony the hearing was closed.

Discussion ensued regarding the conditional use permit process for wet labs and revisiting the regulations to provide less stringent review requirements and provide for administrative staff review of wet lab expansions and possibly also for establishment of new wet labs.

**MOTION: COUNCILMEMBER CAVE MOVED AND MAYOR PRO TEM PHILLIPS SECONDED TO ADOPT RESOLUTION 2012 – 12 ENTITLED:**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO, CALIFORNIA, TO APPROVE THE CONDITIONAL USER PERMIT TO ALLOW EXPANSION OF A WET LABORATORY BIOMEDICAL TESTING OEPRATION**

**AND DIRECT STAFF TO REVISIT THE CURRENT REGULATIONS TO PROVIDE LESS STRINGENT REVIEW REQUIREMENTS AND PROVIDE FOR ADMINISTRATIVE STAFF REVIEW OFWET LAB EXPANSIONS AND POSSIBLY ALSO FOR ESTABLISHMENT OF NEW ONES. MOTION UNANIMOUSLY CARRIED.**

**DISCUSSION ITEMS NOS. 6 AND 7**

6. THIRD AMENDMENT TO AGREEMENT FOR TRAFFIC SIGNAL MAINTENANCE – COMPUTER SERVICES COMPANY

City Manager Pulone presented the staff report.

Mayor Garcia opened for public comment and there was none.

**MOTION: COUNCILMEMBER CAVE MOVED AND COUNCILMEMBER FICKE SECONDED TO APPROVE A THIRD AMENDMENT TO THE AGREEMENT WITH COMPUTER SERVICES COMPANY (CSC) TO PERFORM MAINTENANCE OF TRAFFIC SIGNALS CITYWIDE; AND, AUTHORIZE THE CITY MANAGER TO EXECUTE SAID AMENDMENT TO AGREEMENT IN AN AMOUNT NOT TO EXCEED \$108,000, FOR A TOTAL CONTRACT AMOUNT OF \$593,900.00, AND EXTEND THE CONTRACT TERM BY ONE YEAR TO JUNE 30, 2013. MOTION UNANIMOUSLY CARRIED.**

7. **ORDINANCE DISSOLVING THE PLANNING COMMISSION**

City Attorney Scott Smith presented the staff report.

Mayor Garcia opened for public comment and there was none.

**MOTION: COUNCILMEMBER CAVE MOVED AND MAYOR PRO TEM PHILLIPS SECONDED TO INTRODUCE AND APPROVE FOR FIRST READING AN ORDINANCE ENTITLED:**

**ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO, CALIFORNIA, DISSOLVING THE PLANNING COMMISSION AND AMENDING VARIOUS PROVISIONS OF THE ALISO VIEJO MUNICIPAL CODE TO ELIMINATE REFERENCES TO THE PLANNING COMMISSION**

**MOTION CARRIED 4-1, COUNCILMEMBER TSUNODA DISSENTING.**

**COMMUNITY INPUT**

- 1) Alex Gills-Gerard, provided comments about the freedom to marry initiative and his rights for equality and expressed concern that Mayor Garcia has not clearly stated his position in the matter.
- 2) Nancy Conley, expressed concerns about the proposed cost to fund the AVX volunteer program and didn't feel it is justified. She suggested utilizing current resources like the City's website for this purpose.

**CITY MANAGER'S REPORT**

City Manager Pulone reported that the RFP for the AVX program will be going out tomorrow and staff will keep Council apprised of any development.

**ANNOUNCEMENTS/COUNCIL COMMENTS/COMMITTEE UPDATES**

Tsunoda

- Attended a SCAG workshop on the Regional Transportation Plan (RTP) and 2012-2035 Sustainable Communities Strategy (SCS) with Mayor Pro Tem Phillips last week.

Cave

- Suggested to ask staff to work into the General Plan Update process a piece on healthy communities since the concept is becoming more common.
- Reported Aliso Viejo was rated no. 23 in an article in the Orange Coast Magazine entitled "43 Reasons why we Love Orange County".
- Commented the AVX program is a good concept and thanked Councilmember Tsunoda for suggesting it, noting it is a good way to stay connected and help non profits and other establishments.

Phillips

- Attended a SCAG workshop on the RTP and SCS (as reported by Councilmember Tsunoda) and brought back informational materials and literature for Council and staff.
- Attended the Volunteer Appreciation event and it went well.
- Announced on May 5 at 9 a.m. there will be a mountain bike race at the Aliso Wilderness Park.
- Expressed concern about the traffic on Aliso Creek Road from the high school during peak hours and asked staff to assess the situation with the City of Laguna Niguel to find ways to mitigate it.

Garcia

- Suggested staff confirm the high school student residence ratio before assessing it with Laguna Niguel.
- Attended the Volunteer Appreciation event and it was a good turn out. He noted that staff reported a \$75K cost savings for the City from volunteer services.

**ADJOURNMENT:** Mayor Garcia adjourned the meeting at 7:45 p.m. to the regular Council Meeting of May 2, 2012.

Respectfully submitted,

Approved by:

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SUSAN A. RAMOS  
CITY CLERK

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DONALD A. GARCIA  
MAYOR