

CITY OF ALISO VIEJO
CITY COUNCIL MINUTES
REGULAR MEETING
OCTOBER 3, 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.

PRESENT: MAYOR DONALD A. GARCIA
MAYOR PRO TEM WILLIAM A. PHILLIPS
COUNCILMEMBER CARMEN CAVE
COUNCILMEMBER GREG A. FICKE
COUNCILMEMBER PHILLIP B. TSUNODA

ABSENT: 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
SHAUN PELLETIER, CITY ENGINEER
ALBERT ARMIJO, PLANNING DIRECTOR
LARRY LAWRENCE, PLANNING CONSULTANT
LT. ROBERT OSBORNE, CHIEF, POLICE SERVICES

PLEDGE OF ALLEGIANCE TO THE FLAG: Led by one of the ball players present in the audience for recognition.

SPECIAL PRESENTATIONS

A. COUNCIL RECOGNITION AND PRESENTATION TO ALISO VIEJO LITTLE LEAGUE MAJORS DIAMONDBACKS FOR WINNING THE 2012 MAJORS CHAMPIONSHIP

Mayor Garcia gave an overview and invited Manager Scott Poirot and Coach Trey Fields, and Coach Ricky Wojcicki to come forward. Certificates of Recognition were presented to the following: Ryan Poirot, Tyler Jones, Lucas Marshall, Zach Fields, Bryce Manier, Mason Manier, Carter Gill, Cole Abbott (absent), Connor Hatzenbuehler (absent), Kyle Robertson, Ricky Wojcicki, and Christian Hovey (absent). Manager Scott Poirot commented on the team's victory.

B. COUNCIL RECOGNITION AND PRESENTATION TO ALISO VIEJO LITTLE LEAGUE AA DODGERS

Mayor Garcia gave an overview and invited Manager Ted Fern, Coach James Buccheri, Coach Jay Cunningham, and Team Mom Liza Fitzer to come forward. Certificates of Recognition were presented to: Aidan Fern, Ben Horner, Brennan Ffrench, Chase Christner, Connor Hayden, Jake Spence, Josh Fitzer, Nick Horner, Parker Buccheri, Shotaro Hamada, Wilson Cunningham and Zack Horner. Manager Ted Fern commented on the team's great season.

C. COUNCIL RECOGNITION AND PRESENTATION TO ALISO VIEJO LITTLE LEAGUE 12-YEAR OLD MAJORS ALL-STAR TEAM

Mayor Garcia gave an overview and invited Manager Scott Poirot, Coach Mike Sigler and Coach Kirby Helmkamp to come forward. Certificates of Recognition were presented to: Ryan Poirot, Tyler Jones, Brett Helmkamp, Luke Sigler, Hunter Jump, Connor Kokx, Chris Pimentel, Carter Mathys, Neil Schuler, Mitchel Zone, Chris Aubort, Max Binaei, and Jake Briones. Manager Scott Poirot commented on the team's incredible season.

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 Council or the public requested an item be removed for discussion.

MOTION: MAYOR PRO TEM PHILLIPS MOVED AND COUNCILMEMBER FICKE SECONDED TO APPROVE CONSENT CALENDAR ITEMS 1 – 4, AS PRESENTED.

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 SEPTEMBER 19, 2012**

Approved the subject minutes as submitted.

3. ACCOUNTS PAYABLE

Ratified Accounts Payable checks issued September 13, 2012 in the amount of \$166,866.55; and Accounts Payable checks issued September 20, 2012 in the amount of \$616,550.65.

4. TREASURER'S STATEMENT – AUGUST 12, 2012

Approved the August 2012 Treasurer's Statement.

MOTION UNANIMOUSLY CARRIED.

END OF CONSENT CALENDAR

PUBLIC HEARING ITEM NO. 5

5. PA 12-027: ZONING CODE AMENDMENT WITH VARIOUS CLEAN-UP REVISIONS TO THE CODE

Larry Lawrence, Planning Consultant, presented the staff report.

Questions and discussion ensued regarding patio structure height, Section 15.18.020 Assembly Uses in the BP and PO districts, and Section 15.62.030 Use of Design Standards.

Mayor Garcia opened the public hearing.

1. Elizabeth Cobb, Shea Properties, expressed concern and submitted a letter regarding the proposed requirements of clustering units and the dispersal of parking which they believe to be in conflict with high density developments. She stated at a minimum, they would like to recommend the applicability of said standards be defined to exclude high density residential projects that are part of a mixed use development.

There being no further public testimony, the public hearing was closed.

Discussion continued regarding clarification for design standards in Specific Plans to take precedence over the Zoning Code design standards.

MOTION: MAYOR PRO TEM PHILLIPS MOVED AND COUNCILMEMBER FICKE SECONDED TO BRING BACK AMENDMENTS TO ORDINANCE NO. 2012-147 ENTITLED BELOW AS FOLLOWS: 1) TO REMOVE THE PROPOSED VERBIAGE IN SECTION 15.18.020 LIMITING ASSEMBLY USES IN THE BP AND PO DISTRICTS TO 5000 SQUARE FEET; AND, 2) TO ADD NEW VERBIAGE UNDER SECTION 15.62.030C (USE OF DESIGN STANDARDS – EFFECT OF OTHER REGULATIONS) TO CLARIFY THAT DESIGN STANDARDS IN SPECIFIC PLANS ARE TO TAKE PRECEDENCE OVER THE ZONING CODE DESIGN STANDARDS.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO, CALIFORNIA, ADOPTING ZONING CODE TEXT AMENDMENT PA 12-027 TO AMEND TITLES 11 AND 15 OF THE ALISO VIEJO MUNICIPAL CODE TO MAKE VARIOUS CLEAN UP REVISIONS

MOTION UNANIMOUSLY CARRIED.

COUNCIL ALSO DIRECTED STAFF TO COME BACK AT A LATER DATE WITH ADDITIONAL RESIDENTIAL DESIGN STANDARDS FOR PROJECTS WITH A DENSITY OVER 30 DWELLING UNITS PER ACRE AND REVISIT THE PROPOSED 5000 SQUARE FOOT LIMITATION ON ASSEMBLY USES IN THE BP AND PO DISTRICTS.

DISCUSSION ITEM NO. 6

6. AFFORDABLE HOUSING STATUS UPDATE

Senior Planner Erica Roess presented the staff report.

Mayor Garcia opened for public comment and there was none.

The report regarding status of affordable units and in-lieu fees collected within the Glenwood at Aliso Viejo, Vantis and Ventana Ridge developments was received and filed by the Council.

COMMUNITY INPUT

None at this time.

CITY MANAGER'S REPORT

None at this time.

ANNOUNCEMENTS/COUNCIL COMMENTS/COMMITTEE UPDATES

Ficke

- Attended the successful grand opening gala event of the Aliso Viejo Chamber at Soka University last Saturday.

Tsunoda

- Also attended the Aliso Viejo Chamber gala event at Soka University.
- Commented on a records request received by the City from a Council candidate for documents containing certain communications with the Recreation Ad Hoc Committee. He expressed concern about using taxpayer's money to cover costs associated with research and staff time to respond to such request, particularly since the requested information could have been obtained by the requestor from the Recreation Ad Hoc Committee in the last couple of years when the committee was active since the requestor was also involved with the proposals and activities of the Recreation Ad Hoc Committee at that time. He requested City staff to tabulate the total cost for said request and to advise the requestor of same. He also requested the City Attorney to look into adding language in the Aliso Viejo Municipal Code allowing the disclosure of information pertaining to associated costs for public records requests that could have been handled without wasting taxpayers' money.

Phillips

- Attended a meeting with the Coastal Greenbelt Authority and commented about the nice park maps available from Orange County Parks has created nice maps and invited the public to check them out.
- Also attended the Aliso Viejo Chamber gala event and commended the Mayor for his opening remarks.

Garcia

- Also attended the Aliso Viejo Chamber gala event.
- Attended and participated in the Aliso Viejo Trails and Creek clean-up event and the Oak Grove Elementary walk to school events.
- Invited the public to attend the City's annual Founder's Day and State of the City event at the Aliso Viejo Ranch on Saturday, October 13. He announced that a premier showing of the Aliso Viejo Lipdub will be aired as part of the State of the City.

ADJOURNMENT: The Council adjourned the regular meeting at 8:00 p.m. to the next regularly scheduled City Council meeting on October 17, 2012.

Respectfully submitted,

Approved by:

SUSAN A. RAMOS
CITY CLERK

DONALD A. GARCIA
MAYOR