

**MINUTES
CITY COUNCIL REGULAR MEETING
December 11, 2001**

CALL TO ORDER

The regular meeting of the City Council of the City of Aliso Viejo was called to order at 7:02 p.m. by Mayor Vali at the Orange County Sheriff's Department Aliso Viejo Substation Community Room, 11 Journey, Aliso Viejo, California.

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

The Pledge of Allegiance was led by Wally Wade.

SPECIAL PRESENTATIONS

City Council Reorganization

A MOTION was made by Mayor Pro Tem Pickett, seconded by Council Member Phillips, to continue with the current Mayor and Mayor Pro Tem for 2002. Motion carried unanimously, 5-0.

ADDITIONS, DELETIONS, REORDERING TO THE AGENDA

14. General Plan Advisory Committee Selection

A MOTION was made by Mayor Pro Tem Pickett, seconded by Council Member Phillips, to continue this item to January 15, 2002; and extend the deadline for applications to Friday, December 28, 2001. Motion carried unanimously, 5-0.

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. Minutes – November 20, 2001 Regular Meeting**
Approved the Minutes as submitted.

3. **Minutes – November 27, 2001 Special Meeting**
Approved the Minutes as submitted.
4. **Minutes – November 28, 2001 Adjourned Special Meeting**
Approved the Minutes as submitted.
5. **Approval of Expenditures**
 1. Approved the expenditures released on November 29, 2001; and
 2. Approved the expenditures issued on December 6, 2001.
6. **Tract 15614 (Shea Homes) Certifying Public Improvements (Located at the Southwest corner of Pacific Park & Wood Canyon Drives)**

RESOLUTION NO. 2001 – 054

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO, CALIFORNIA, CERTIFYING PUBLIC STREET IMPROVEMENTS TO DAWN LANE, DUSK WAY, EVEING LIGHT LANE AND MIDNIGHT COURT AS COMPLETE AND AUTHORIZING THE CITY CLERK TO EXECUTE AND RECORD A CERTIFICATE OF ACCEPTANCE IN CONNECTION THEREWITH

Adopted Resolution No. 2001-054 Certifying public improvements to Dawn Lane, Dusk Way, Evening Light and Midnight Court as complete and authorizing the City Clerk to execute and record a Certificate of Acceptance of street improvements and easement in connection therewith.

7. **Resolution Designating City Holidays**

RESOLUTION NO, 2001 – 055

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO, CALIFORNIA, REPEALING RESOLUTION NO. 2001-010 AND DESIGNATING CITY HOLIDAYS IN ACCORDANCE WITH THE CITY OF ALISO VIEJO EMPLOYEE HANDBOOK/PERSONNEL POLICIES & PROCEDURES

Adopted Resolution No. 2001-055 designating City holidays.

8. **Conflict of Interest Code**

RESOLUTION NO, 2001 – 056

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO, CALIFORNIA, ADOPTING AND APPROVING A CONFLICT OF INTEREST CODE PURSUANT TO THE POLITICAL REFORM ACT OF 1974

Adopted Resolution No. 2001-056 adopting a Conflict of Interest Code for the City of Aliso Viejo.

9. Orange County Measure M Requirements

**RESOLUTION NO. 2001 – 057
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO,
CALIFORNIA, ADOPTING BY REFERENCE THE COUNTY OF ORANGE
GROWTH MANAGEMENT ELEMENT FOR THE PURPOSE OF COMPLIANCE
WITH ORANGE COUNTY MEASURE M REQUIREMENTS**

**RESOLUTION NO. 2001 – 058
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO,
CALIFORNIA, ADOPTING BY REFERENCE THE COUNTY OF ORANGE
GROWTH MANAGEMENT ELEMENT FOR THE PURPOSE OF COMPLIANCE
WITH ORANGE COUNTY MEASURE M REQUIREMENTS**

1. Adopted Resolution No. 2001-057 concerning a City Growth Management Element; and
2. Adopted Resolution No. 2001-058 concerning a City Circulation Element.

10. Money Purchase Pension Plan and Trust Agreement

**RESOLUTION NO, 2001 – 059
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO,
CALIFORNIA, APPROVING THE CITY OF ALISO VIEJO MONEY PURCHASE
PENSION PLAN AND THE TRUST AGREEMENT FOR THE CITY OF ALISO VIEJO
MONEY PURCHASE PENSION PLAN**

Adopted Resolution No. 2001-059 approving the Money Purchase Pension Plan and Trust Agreement.

PUBLIC HEARINGS

None scheduled

COUNCIL BUSINESS

11. Land Use Administration Ordinance

**ORDINANCE NO. 2001 – 025
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO,
CALIFORNIA, CONCERNING THE ADMINISTRATION OF ZONING AND
SUBDIVISION REGULATIONS**

City Engineer Whitman gave a brief presentation.

Discussion ensued regarding the Ordinance, noticing requirements, a Planning Commission and amendments to the Ordinance.

At 7:22 p.m. Mayor Pro Tem Pickett left the Council Chambers.

Further discussion ensued regarding items being heard by the City Council and being called up.

A MOTION was made by Council Member Phillips, seconded by Council Member Ficke, to Introduce Ordinance No. 2001-025 as presented. Motion carried unanimously, 4-0, with Mayor Pro Tem Pickett absent.

12. Motorcycle Deputy Proposal

Chief of Police Services Paddock gave the staff report.

Discussion ensued regarding the budget and starting a new program before knowing how the sales tax, VLF, etc. plays out.

A MOTION was made by Council Member Ficke, seconded by Council Member Phillips, to approve the addition of one new position, effective February 1, 2002 to the Enhanced Law Enforcement Contract or as soon as possible after the midyear budget adjustments; City Manager to authorize. Motion carried unanimously, 4-0, with Mayor Pro Tem Pickett absent.

13. Request for Traffic Enforcement on Private Roadways

Sgt. Boyne gave the staff report.

A MOTION was made by Council Member Ficke, seconded by Council Member Phillips, to approve the pamphlet and send it out. Motion carried unanimously, 4-0, with Mayor Pro Tem Pickett absent.

COMMUNITY INPUT

Hilary McAllister, Aliso Viejo Library Manager, introduced herself and related the Library's goals. She also gave a general update of what is happening at the Library and the Library services.

Wally Wade, Senior Deputy District Attorney for Orange County, stated he is a candidate for District Attorney. He related his philosophy between the District Attorney's Office and City government.

William Mitchell stated his concern over the District Attorney's office and supports Mr. Wade.

CITY MANAGER'S REPORT

City Manager Woollett announced the new Assistant City Manager will start on January 7, 2002.

ANNOUNCEMENTS/COUNCIL COMMENTS/COMMITTEE UPDATES

Sgt. Boyne announced there will be a DUI checkpoint set up on December 22, 2001.

Council Member Warkomski announced there is no update for Vector Control and no meeting for Parks and Recreation for AVCA this month.

Council Member Ficke announced there is a TCA Board Meeting on Thursday and on January 9 there is a forum.

Mayor Vali announced ETRPA is tomorrow night and the League of California Cities annual conference is next week.

CLOSED SESSION

City Attorney Smith advised an item needs to be added to closed session regarding potential terms for purchase of a property.

A MOTION was made by Council Member Warkomski, seconded by Council Member Phillips, to add the conference with real property negotiator. Motion carried unanimously, 4-0, with Mayor Pro Tem Pickett absent.

At 8:09 p.m. the City Council went into Closed Session, with Mayor Pro Tem Pickett absent, regarding the following:

CONFERENCE WITH REAL PROPERTY NEGOTIATOR

Pursuant to Government Code Section 54956.8

Property: Proposed Community Center

Negotiating Parties: City Manager

CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION

Pursuant to Government Code Section 54956.9(d)

Significant exposure to litigation – 1 case

CONFERENCE WITH LEGAL COUNSEL – INITIATION OF LITIGATION

Pursuant to Government Code Section 54956.9(c)

Initiation of litigation – 1 case

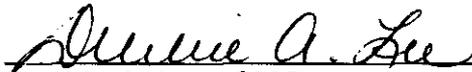
At 9:26 p.m. the City Council reconvened into open session, with Mayor Pro Tem Pickett absent, making no announcements.

ADJOURN

There being no further business, at 9:26 p.m. Mayor Vali adjourned the meeting.

Submitted By:

Approved By:



Debbie A. Lee, CMC
City Clerk



Carmen L. Vali, Ph.D
Mayor