

**ALISO VIEJO MINUTES  
CITY COUNCIL REGULAR MEETING  
April 20, 2005**

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**CALL TO ORDER**

The regular meeting of the City Council of the City of Aliso Viejo was called to order by Mayor Warkomski at 7:02 p.m. on Wednesday, April 20, 2005 at the Aliso Viejo City Hall Council Chambers, 12 Journey, Aliso Viejo, California.

A complete copy of the agenda for the meeting containing all items as shown herein was posted by 7:00 p.m. on April 15, 2005, on the outdoor bulletin board at City Hall. Copies were also posted at the Aliso Viejo Library, 1 Journey, and the Aliso Viejo Sheriff's Substation, 11 Journey.

Deputy City Clerk Murray announced that speakers' slips were available by the front door and should be given to the Deputy City Clerk.

**ROLL CALL**

Present: Mayor Karl P. Warkomski  
Mayor Pro Tem Carmen Vali-Cave  
Council Member Cynthia D. Adams  
Council Member Greg Ficke  
Council Member William A. Phillips

Absent: None.

**PLEDGE OF ALLEGIANCE**

Graham Hiller and Chris Didelodt of Boy Scout Troop 772 led the Pledge of Allegiance.

**SPECIAL PRESENTATIONS**

Fifth District Supervisor Tom Wilson, representing the Orange County Transportation Authority, presented the City a check in the amount of \$193,000 in Combined Transportation Funding Program (CTFP) funds for signal improvement and encouraged the City's support in reauthorizing Measure M funds when the Measure ends in 2011.

## **PROCLAMATIONS PRESENTED ELSEWHERE**

Mayor Warkowski stated a proclamation declaring April 2005 as Financial Literacy Month and a proclamation declaring May 1-8, 2005 as Days of Remembrance were presented elsewhere.

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

Staff requested that Item Number 11, Lot Line Adjustment No. LL05-01 for Tract No. 15736 Parker Properties (The Summit - Phase 5), be moved to the Consent Calendar and that Item Number 12, Public Safety Radio System Coverage, be moved to before the Public Hearings.

## ***CONSENT CALENDAR (Items 1 – 6)***

Mayor Pro Tem Vali-Cave pulled Item Number 6, Fireworks Enhancement Contract For July 4th Celebration, for discussion.

**A MOTION** was made by Council Member Adams and seconded by Council Member Phillips, to approve the Consent Calendar as described below with the addition of Item Number 11, Lot Line Adjustment No. LL05-01 for Tract No. 15736 Parker Properties (The Summit - Phase 5), and the exception of Item Number 6, Fireworks Enhancement Contract For July 4th Celebration. 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 – April 6, 2005 Meeting**

Approved the minutes as submitted.

### **3. Warrants**

1. Ratified warrants for March 31, 2005 in the amount of \$163,946.17; and
2. Ratified warrants for April 7, 2005 in the amount of \$67,671.93.

4. **City Acceptance of Various Completion Reports for Tracts 15526, 15259, 15260, 15261, and 15262**

RESOLUTION NO. 2005 – 022

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO, CALIFORNIA ACCEPTING THE VARIOUS PRIVATE STREETS AND OTHER IMPROVEMENTS AND CONCURRING WITH EXONERATING THE VARIOUS BONDS ASSOCIATED WITH TRACTS 15526, 15259, 15260, 15261, AND 15262

Adopted Resolution No. 2005 – 022, accepting the various private streets and other improvements and concurring with exonerating the various bonds.

5. **Funding for Street Repairs on Laurelmont**

Approved the allocation of approximately \$40,000 of gasoline tax funds to repair Laurelmont and authorized the City Manager to increase the Slurry Seal Contract by \$40,000.

11. **Lot Line Adjustment No. LL05-01 for Tract No. 15736 Parker Properties (The Summit - Phase 5)**

RESOLUTION NO. 2005 – 029

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO, CALIFORNIA APPROVING LOT LINE ADJUSTMENT NO. LL05-01 FOR TRACT NO. 15736 (THE SUMMIT – PHASE 5)

1. Adopted Resolution No. 2005 – 029 approving Lot Line Adjustment LL05-01; and
2. Directed Staff to record proper documents with the Orange County Recorder.

**REMOVED FROM CONSENT CALENDAR**

6. **Fireworks Enhancement Contract For July 4th Celebration**

Discussion ensued regarding the confusion in what type of program was being planned due to the turnover in management companies for AVCA; the special events permit; and the City's booth.

Mayor Warkomski opened the item for public testimony. There being none,

Mayor Warkomski closed the item for public testimony.

**A MOTION** was made by Mayor Pro Tem Vali-Cave and seconded by Council Member Ficke, to authorize the City Manager to execute the Display Agreement with Pyro Spectaculars, Inc., San Diego Fireworks, in an amount not to exceed \$2,000 with the stipulation that the money is not to be paid until after a special events permit has been approved. Motion carried unanimously, 5-0.

## **COUNCIL BUSINESS**

### **12. Public Safety Radio System Coverage**

ORDINANCE NO. 2005 – 072

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO, CALIFORNIA, ADDING ARTICLE 9 TO DIVISION 1 OF TITLE 7 OF THE ORANGE COUNTY CODE, AS ADOPTED BY THE CITY OF ALISO VIEJO, REGARDING PUBLIC SAFETY RADIO SYSTEM COVERAGE

Chief of Police Services Lieutenant Paddock gave a brief background from the staff report.

Mayor Pro Tem Vali-Cave left the dais at 7:13 p.m.

Mayor Pro Tem Vali-Cave returned at 7:16 p.m.

Discussion ensued regarding fire department inspections when the building is built; annual fire department inspections; location of transmitters in the buildings; notification to developers through the building permit process; and that Aliso Viejo's ordinance is the first of its type in Orange County

Mayor Warkomski opened the item for public testimony. There being none, Mayor Warkomski closed the item for public testimony.

**A MOTION** was made by Council Member Phillips and seconded by Mayor Pro Tem Vali-Cave, to introduce Ordinance No. 2005 - 072 regarding the addition of Article 9 to Division 1 of Title 7 of the Orange County Code, as adopted by the City of Aliso Viejo, regarding Public Safety Radio System Coverage. Motion carried unanimously, 5-0.

## PUBLIC HEARING

### 7. A Review of Site Development Permit SDP05-01 for a 755 Square Foot Prefabricated Restroom Facility located at Ridgecrest Park

RESOLUTION NO. 2005 – 028

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO, CALIFORNIA, APPROVING SITE DEVELOPMENT PERMIT, SDP05-01 APPROVING THE CONSTRUCTION OF 755 SQUARE FOOT PREFABRICATED RESTROOM FACILITY LOCATED AT RIDGECREST PARK

Planning Director Garcia gave a brief background from the staff report and introduced Jim Gesner of Merit Properties, who was available to answer Council questions regarding the project. Planning Director Garcia suggested adding the following conditions to Resolution No. 2005-028:

1. Amend Condition Number 35 to add that the interior lighting of the restrooms be continuously on for safety purposes from dusk to dawn;
2. Amend Condition Number 36 to increase the eave of the roof to 18 inches and add a green banding around the building to match the roof and doors;
3. Amend Condition Number 37 to read “The building surface treatment shall be designed to abate graffiti as approved by the City Engineer and the Planning Director”;
4. Add Condition Number 38 to read “Convex mirrors shall be installed on the exterior of the restroom facility allowing full view of the restroom facility allowing full view of the front of the restroom facility from Eastwing and the parking lot entrance.”; and
5. Add Condition Number 39A to read “A baby changing table shall be added in one of the family restrooms.”

Discussion ensued regarding restroom maintenance; how and when the facility will be locked; hand dryers; soap dispensers; venting; distance of the facility from the street; overhangs; lighting; colors; a family restroom; motion detected lighting; permeability of inside surfaces; and ventilation.

Mayor Warkowski opened the item for public testimony. There being none,

Mayor Warkomski closed the item for public testimony.

Further discussion ensued regarding the Aliso Viejo Community Association (AVCA) Master Architectural Committee (MAC) approval.

Development Review Committee Member Mark Hiller explained new regulations regarding MAC approvals.

**A MOTION** was made by Council Member Ficke and seconded by Council Member Phillips, to adopt Resolution No. 2005 – 028 approving Site Development Permit, SDP05-01 approving the construction of 755 square foot prefabricated restroom facility located at Ridgecrest Park with the following changes:

30. All types of doors shall be illuminated during the hours of darkness, with a minimum maintained one foot-candle of light, measured within a five-foot radius on each side of the door at ground level. The light source shall be controlled by a photocell device or a time clock with an astronomic clock feature and capable of operating during a power outage;
35. The lighting plan shall be approved by the Planning Director and Police Services for safety and security and shall be set on a timer to be turned off at 10:00 p.m. nightly. The interior lighting of the restrooms be continuously on for safety purposes from dusk to dawn;
36. The eaves around the roof of the building shall be increased to 18" to the extent feasible and provide additional architectural treatment in the form of banding around the entire building;
37. The building surface treatment shall be designed to abate graffiti as approved by the City Engineer and the Planning Director;
38. Convex mirrors shall be installed on the exterior of the restroom facility allowing full view of the restroom facility allowing full view of the front of the restroom facility from Eastwing and the parking lot entrance; and
39. Additional changing tables be added in one of the family restrooms.

Motion carried unanimously, 5-0.

**8. Community Facilities District No. 2005-01 (Glenwood at Aliso Viejo)**

RESOLUTION NO. 2005 - 023

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO, CALIFORNIA, APPROVING SEPARATE JOINT COMMUNITY FACILITIES FINANCING AGREEMENTS WITH THE COUNTY OF ORANGE AND MOULTON NIGUEL WATER DISTRICT PERTAINING TO COMMUNITY FACILITIES DISTRICT NO. 2005-01 (GLENWOOD AT ALISO VIEJO)

RESOLUTION NO. 2005 - 024

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO, CALIFORNIA, FORMING AND ESTABLISHING COMMUNITY FACILITIES DISTRICT NO. 2005-01 (GLENWOOD AT ALISO VIEJO), AUTHORIZING SUBMITTAL OF THE LEVY OF SPECIAL TAXES WITHIN SUCH COMMUNITY FACILITIES DISTRICT TO THE QUALIFIED ELECTORS THEREOF AND APPROVING AN ACQUISITION/FINANCING AGREEMENT BY AND AMONG THE CITY OF ALISO VIEJO AND ALISO VIEJO GOLF CLUB JOINT VENTURE AND ALISO VIEJO COMMERCIAL PROPERTY JOINT VENTURE

RESOLUTION NO. 2005 - 025

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO, CALIFORNIA, DETERMINING THE NECESSITY TO INCUR A BONDED INDEBTEDNESS OF COMMUNITY FACILITIES DISTRICT NO. 2005-01 (GLENWOOD AT ALISO VIEJO), SUBMITTING TO THE QUALIFIED ELECTORS OF SUCH COMMUNITY FACILITIES DISTRICT SEPARATE PROPOSITIONS TO AUTHORIZE THE LEVY OF SPECIAL TAXES THEREIN, TO AUTHORIZE SUCH COMMUNITY FACILITIES DISTRICT TO INCUR A BONDED INDEBTEDNESS SECURED BY THE LEVY OF SUCH SPECIAL TAXES TO FINANCE CERTAIN PUBLIC FACILITIES AND TO ESTABLISH AN APPROPRIATIONS LIMIT FOR SUCH COMMUNITY FACILITIES DISTRICT, AND GIVING NOTICE

RESOLUTION NO. 2005 - 026

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO, CALIFORNIA, ACTING IN ITS CAPACITY AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 2005-01 (GLENWOOD AT ALISO VIEJO) DECLARING THE RESULTS OF A SPECIAL ELECTION IN SUCH COMMUNITY FACILITIES DISTRICT

ORDINANCE NO. 2005 - 068

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO, CALIFORNIA, ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 2005-01 (GLENWOOD AT ALISO VIEJO), AUTHORIZING THE LEVY OF A SPECIAL TAX IN SUCH COMMUNITY FACILITIES DISTRICT

Deputy City Clerk Murray reported that notice of the public hearings was given in the form and manner as required by law.

Bond and Disclosure Counsel Diven gave a brief background from the staff report.

Discussion ensued regarding descriptions of improvements being paid for through these resolutions.

Mayor Warkowski opened the public hearing proceedings. There being no public testimony, Mayor Warkowski closed the public hearing.

Deputy City Clerk Murray reported that no protests had been received.

Further discussion ensued regarding the difficulty of creating a special tax assessment district.

**A MOTION** was made by Mayor Pro Tem Vali-Cave and seconded by Council Member Ficke, to adopt Resolution No. 2005 – 023 approving Separate Joint Community Facilities Financing Agreements with the County of Orange and Moulton Niguel Water District pertaining to Community Facilities District No. 2005-01 (Glenwood At Aliso Viejo). Motion carried unanimously, 5-0.

**A MOTION** was made by Mayor Pro Tem Vali-Cave and seconded by Council Member Ficke, to adopt Resolution No. 2005 – 024 forming and establishing Community Facilities District No. 2005-01 (Glenwood at Aliso Viejo), authorizing submittal of the levy of special taxes within such Community Facilities District to the qualified electors thereof and approving an Acquisition/Financing Agreement by and among the City of Aliso Viejo and Aliso Viejo Golf Club Joint Venture and Aliso Viejo Commercial Property Joint Venture. Motion carried unanimously, 5-0.

**A MOTION** was made by Mayor Pro Tem Vali-Cave and seconded by Council Member Adams, to adopt Resolution No. 2005 – 025 determining the necessity to incur a bonded indebtedness of Community Facilities District No. 2005-01 (Glenwood at Aliso Viejo), submitting to the qualified electors of such Community Facilities District separate propositions to authorize the levy

of special taxes therein, to authorize such Community Facilities District to incur a bonded indebtedness secured by the levy of such special taxes to finance certain public facilities and to establish an appropriations limit for such Community Facilities District, and giving notice thereon. Motion carried unanimously, 5-0.

At the hour of 8:05 p.m., Mayor Warkowski declared a recess to allow Deputy City Clerk Murray and Bond and Disclosure Counsel Diven to canvass the ballots.

At the hour of 8:17 p.m., the City Council reconvened, with all Council Members present.

Deputy City Clerk Murray reported that all three propositions passed with 106 votes being cast in favor of the propositions and 0 votes being cast against.

**A MOTION** was made by Council Member Phillips and seconded by Council Member Ficke, to adopt Resolution No. 2005 – 026 acting in its capacity as the legislative body of Community Facilities District No. 2005-01 (Glenwood at Aliso Viejo) declaring the results of a special election in such Community Facilities District. Motion carried unanimously, 5-0.

**A MOTION** was made by Mayor Pro Tem Vali-Cave and seconded by Council Member Adams, to introduce Ordinance No. 2005 –068 acting as the legislative body of Community Facilities District No. 2005-01 (Glenwood At Aliso Viejo), authorizing the levy of a special tax in such Community Facilities District. Motion carried unanimously, 5-0.

9. **31 Columbia - Site Development Permit SDP04-35: A Request to Demolish an Existing Commercial Office Building and Construct an Office/Industrial Warehouse Complex of Approximately 96,450 Square Feet with 321 Parking Spaces on an 8 Acre Site. (This is the Second Advertised Public Hearing for this Request).**

RESOLUTION NO. 2005 – 027

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO, CALIFORNIA, APPROVING SITE DEVELOPMENT PERMIT, SDP04-35 APPROVING THE CONSTRUCTION OF 96,450 SQUARE FEET OF OFFICE, INDUSTRIAL AND WAREHOUSE SPACE IN FIVE BUILDINGS WITH 322 PARKING SPACES SUBJECT TO CONDITIONS WITH A FINDING OF EXEMPTION FROM THE PROVISION OF THE CALIFORNIA ENVIRONMENTAL PROTECTION ACT

Planning Director Garcia gave a brief background from the staff report. Planning Director Garcia suggested modifying the following conditions to Resolution No. 2005-027:

1. Modify the first paragraph of Planning Department Condition Number 8 to read:

A minimum of two (2) trash enclosures are required as shown on the site plan (three are shown), each located within walking distance to easily serve each structure as determined by the Planning Director. The trash enclosure shall be designed consistent with the buildings that it serves and shall meet the minimum criteria established by the City that includes, but is not limited to; and

2. Modify Planning Department Condition Number 10 to read:

Enhanced paving in a color and design that is architecturally compatible with the design and color scheme of the proposed project shall be provided at all street entrances to the site, and a link shall be provided between buildings #1 and #4, between buildings #2 and #4, including the parking garage and on-site to direct pedestrian flow to and between buildings. Enhanced paving may consist of stamped concrete interlocking pavers or other material or products equal to or better than the alternatives listed as determined by the Planning Director.

Planning Director Garcia introduced Dale Lyon, the Senior Vice President of Olen Homes and indicated that he was available to answer any questions Council may have.

Council Member Ficke left the dais at 8:47 p.m.

Council Member Ficke returned at 8:50 p.m.

Discussion ensued regarding parking spaces and configurations; adjacency site plans; occupancy issues; trash enclosures; recycling receptacles; enhanced paving; tree sizes; warehouse space; screening of utility cabinets; NPDES and WQMP requirements; open spaces; outside seating; and relaxation areas.

Mayor Warkowski opened the item for public testimony.

Bill Conley asked if the City was in the position to encourage or advise developers about sustainable building practices. Mr. Conley suggested several features that could be used in projects of this type.

Mayor Warkomski closed the public hearing.

Staff responded that the City has addressed these issues with Building Department Requirement Number 6.

**A MOTION** was made by Mayor Pro Tem Vali-Cave and seconded by Council Member Adams, to adopt Resolution No. 2005 – 027 for Site Development Permit SDP04-35 for approval of a 96,450 square foot office/industrial/warehouse complex with 320 parking spaces with the following modifications and conditions:

1. Modify the first paragraph of Planning Department Condition Number 8 to read:

A minimum of two (2) trash enclosures are required as shown on the site plan (three are shown), each located within walking distance to easily serve each structure as determined by the Planning Director. The trash enclosure shall be designed consistent with the buildings that it serves and shall meet the minimum criteria established by the City that includes, but is not limited to;

2. Modify Planning Department Condition Number 9, item d. to read:

- a. *Personal Services such as beauty salons, fitness gyms, spas, or dance studios.;*

3. Modify Planning Department Condition number 10 to read:

Enhanced paving in a color and design that is architecturally compatible with the design and color scheme of the proposed project shall be provided at all street entrances to the site, and a link shall be provided between buildings #1 and #4, between buildings #2 and #4, including the parking garage and on-site to direct pedestrian flow to and between buildings. Enhanced paving may consist of stamped concrete interlocking pavers or other material or products equal to or better than the alternatives listed as determined by the Planning Director;

4. Modify Planning Department Condition Number 14 to read:

Tree wells and trees shall be located at or between every sixth parking space throughout the project, except where impractical to do so, such as adjacent to a trash enclosure or utility installation. In the event that placement of tree wells and trees adjacent to service or utility areas can not be achieved, a minimum of three (3) feet of landscape planter area shall be provided on each side of the service or utility installation as approved by the Planning Director. The trees shall be a minimum of 50% 24 inch boxed trees and 50% 15 gallon trees;

5. Add Planning Department Condition Number 16 to read:

Parking spaces that are 16 feet in depth with a 2-foot overhang shall only be located in areas with drive aisles a minimum of 26 feet wide. A minimum 7 foot 8 inch wide sidewalk shall be provided adjacent to Building #1 and the surface parking spaces; and

6. Add an additional condition that reads:

A plaza area with seating, shade, tables and chairs shall be provided in front of Building #4 on the northeast side of the building. The area at the southeast side of Building #2 shall include the above amenities designed to be used for outdoor plaza space.

Motion carried unanimously, 5-0.

## **COUNCIL BUSINESS**

### **10. Options for Solid Waste Franchise**

City Engineer Whitman gave a brief background from the staff report.

Mayor Pro Tem Vali-Cave left the dais at 9:16 p.m.

Mayor Pro Tem Vali-Cave returned at 9:18 p.m.

Discussion ensued regarding an educational component regarding medical waste red bags; and how red bags are handled in multi-family units; quarterly e-waste curbside pickup; quarterly household hazardous waste curbside pickup; quarterly bulky item curbside pickup; food waste recycling; franchise fees; trash fees by weight; C & D recycling; certified recycling facilities; AB939 compliance; parsing of responsibility between different haulers; consumer fees; concerns regarding curbside pickup of batteries and used oil;

education programs; compost; residential food diversions via home composting; neighborhood clean-up; city maintenance; and Helix sponsored legislation regarding plastic bag recycling.

Mayor Warkowski opened the item for public testimony.

Dean Ruffridge of CR&R Incorporated addressed the Council regarding CR&R's integrated waste management program, including current pilot programs; commercial processing; multi family processing city-wide; a proposed guarantee of 80% diversion on all C&D waste; and future negotiations. Mr. Ruffridge reminded Council and the public about the compost give-away at Lowe's on Saturday, April 23.

Mayor Warkowski closed public testimony.

Further discussion ensued regarding renegotiation with the current hauler; future bid packages; Staff's intent to return to Council on May 18 for further direction; franchise options; education of Council with a comparative analysis; negotiating consultants; and a menu-based flexibility approach with the new contract.

The consensus of the Council was to direct staff to return on May 18 with more information.

## **COMMUNITY INPUT**

Xiomara Hiller addressed Council about the AVCA process regarding the Ridgecrest restrooms. She voiced concerns about promises made by AVCA to others regarding the restrooms; the lack of public input; and the lack of notice to the public regarding the construction of the restrooms.

Lisa Horne addressed the Council regarding the slope failure behind the homes on Hollyleaf. She voiced concerns that AVCA had not notified her when the problem developed; lack of ongoing communication with AVCA regarding the failure; refusal of AVCA to release the geologist's report to her as a homeowner. Ms. Horne asked if the City had received the geologist's report regarding the slope failure and if the City could furnish it to her; if the City has not received the report, has the City asked for it, and were they also refused; and asked the City for guidance as to what she should do.

City Manager Norman responded that the City has not received a copy of the geologist's report and if they did, it would become public record.

## **CITY MANAGER'S REPORT**

City Manager Norman reported that the City would like to get accurate information so it can assess the proper response to insuring the safety of the homeowners in Hollyleaf area. He reiterated that it is the City's responsibility to insure the homeowner's safety. City Manager Norman stated that the City of Aliso Viejo would like to see AVCA take proper responsibility for giving their homeowners the information regarding the slope failure behind Hollyleaf. He reported that he had advised Ms. Horne to hire an attorney.

City Manager Norman reported that slurry seal work will be completed by April 22 and striping of the new slurry seal areas would be complete by April 29. He indicated that Staff is working on traffic control diligently and that there have been far fewer complaints this year than last year.

City Manager Norman reported that installation of the cable television system and equipment would begin May 9, continuing through May 17. The station should be on-air in June.

## **ANNOUNCEMENTS/COUNCIL COMMENTS/COMMITTEE UPDATES**

### **Council Member Ficke**

Council Member Ficke reported that he had attended the Grand Opening of Michaels along with the rest of Council.

Council Member Ficke reported that he participated on the evaluation team for Don Juan Avila Middle School and that they have been awarded the Distinguished School Award.

### **Council Member Adams**

Council Member Adams reported that she attended a League of California Cities (LOCC) State League Employment Relations Committee meeting on April 7 and the major topic was pension reform. She reported that the Governor has modified his stance on pension reform and that the LOCC has taken a lead role with his office in terms of pension reform.

Another items discussed was proposed Assembly Bill 8 (AB8) regarding ethics and the Fair Practices Political Committee (FPPC). If AB8 passes, it would prevent City Managers, City Attorneys, City Council Members, and other key employees from returning to work at former agencies for a period of one year. Council Member Adams reported that, in keeping with its philosophy of being cutting edge, Aliso Viejo was one of the two cities – the other being Lake Forest – that already has this type

of policy on the books.

Council Member Adams reported that she attended the April 14 Orange County Division LOCC meeting, which was focused at new Council Members and helping them get acclimated to what the League does.

Council Member Adams thanked everyone who participated in and helped with the American Diabetes Association Walk on April 16 and reported that the city team was one of the top fundraisers for that walk.

Council Member Adams reported that she would represent Aliso Viejo at the One Legacy Run/Walk on April 23. The walk is to bring attention to the need for organ donors and to kick off the California Organ Donor Registry.

Council Member Adams reported that she would attend an Alternative Fuel Conference in May and bring back a report to the City Council on what she learns.

### **Mayor Pro Tem Vali-Cave**

Mayor Pro Tem Vali-Cave advised the audience that AVCA had a policy that prohibited them from not discussing or withholding a report from a homeowner unless it was an employment matter, account related, or regarding litigation. Therefore, the report Ms. Horne was requesting should be available unless AVCA has since rescinded their policy.

In regards to the AVCA policy, Mayor Pro Tem Vali-Cave suggested that Ms. Hiller request information regarding AVCA's Closed Sessions as they relate to the Ridgecrest Park restroom facility.

Mayor Pro Tem Vali-Cave asked Staff if they could check the status of other slope failure reports and how they were handled; asked how the City handles private slope failures; asked if there is an Irrevocable Offer of Dedication (IOD) on the property and, if an offer of dedication might be a way to get the situation handled, requiring the current owner of the slope to repair before it is taken over.

Mayor Pro Tem Vali-Cave reported that she had attended Codification Ad Hoc Committee meetings and meetings regarding the Aquatic Center Management Contract.

Mayor Pro Tem Vali-Cave reported that she participated as Chair of the LOCC Advocacy Committee and that the Committee approved a legislative policy platform. That platform was scheduled to be voted on at the April 14 meeting, but due to a lack of quorum, it has been held over until the May meeting. The Committee removed a policy that included language opposing a reserve seat for any city on OCTA and opposing legislation that would carve out a seat. It was replaced with

language that says “have the legislature keep their nose out of Orange County business.”

Mayor Pro Tem Vali-Cave reported that the Boys and Girls Club in San Juan Capistrano was having a breakfast on Tuesday, April 26. The breakfast was free of charge, however, the Boys and Girls Club would be requesting a donation at the end of the event. Anyone interested in attending should contact Mayor Pro Tem Vali-Cave.

Mayor Pro Tem Vali-Cave reported that she would attend a Development Agreement Negotiating Team meeting regarding Ventana Ridge on April 26.

Mayor Pro Tem Vali-Cave reported that the Aliso Viejo Golf Tournament was scheduled for June 3. Registration is at 9:00 a.m. with a Shotgun start at 11:00 a.m. Attendees should plan to stay for a fun evening. The Tournament needs foursomes and auction items. Anyone wanting to sign up for the Tournament or donate auction items should see her or Community Services & Special Projects Manager Wilson.

Mayor Pro Tem Vali-Cave reported that the San Joaquin Hills Transportation Corridor Agency (SJHTCA) had received two solicitations to purchase the road, which would allow for refinancing of the bonds and the purchasers would then run the road. To date, the SJHTCA has had no response from the Foothill-Eastern Transportation Corridor Agency on the proposed mitigation plan.

### **Council Member Phillips**

Nothing to Report.

### **Mayor Warkomski**

Mayor Warkomski reported that the Laguna Canyon Foundation Board’s lowest bidder on the Laguna Canyon Nature Center rescinded their bid. The Board will now revisit the project as they did not receive enough viable bids.

Mayor Warkomski reported that he attended the Relay for Life kickoff event, which went well.

Mayor Warkomski reported that he spoke at an Earth Day event at UCI on Saturday, April 16.

Mayor Warkomski reported that he participated in and enjoyed the American Diabetes Association Walk held in Aliso Viejo on April 16.

**CLOSED SESSION**

There were no closed session items.

**ADJOURNMENT** at 10:20 p.m.

Submitted By:

Approved By:

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Laurie A. Murray,  
Deputy City Clerk

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Karl P. Warkomski  
Mayor