

**ALISO VIEJO CITY COUNCIL**  
**REGULAR MEETING AGENDA**  
Wednesday, November 16, 2005 – 7:00 p.m.



City Hall Council Chambers  
12 Journey  
Aliso Viejo, CA

**Mayor Karl P. Warkomski**  
**Mayor Pro Tem Carmen Vali-Cave**  
**Council Members Cynthia D. Adams, Greg Ficke, William A. Phillips**

Welcome to the City of Aliso Viejo City Council meeting. If you wish to address the City Council regarding any item listed on this Agenda, please complete a speaker form and present it to the City Clerk. Speakers will be called at the time the matter is heard, and communications will be limited to three minutes.

It is the intention of the City to comply with the Americans with Disabilities Act (ADA). If you require special assistance beyond what is normally provided, the City will attempt to accommodate you in every reasonable manner. Please contact the City Clerk's Office at (949) 425-2505 at least 48 hours prior to the meeting to inform us of your particular needs.

In accordance with the Brown Act, this agenda was duly posted at the following locations:

Aliso Viejo City Hall  
12 Journey  
Aliso Viejo, CA

Aliso Viejo Library  
1 Journey  
Aliso Viejo, CA

Aliso Viejo Sheriff's Substation  
11 Journey  
Aliso Viejo, CA

Regular meetings of the City Council are held on the first and third Wednesday of the month at the City Hall Council Chambers. For more information, please contact City Hall at (949) 425-2505.

**CITY COUNCIL REGULAR MEETING  
November 16, 2005 - 7:00 p.m.**

***CALL TO ORDER***

***ROLL CALL***

***PLEDGE OF ALLEGIANCE***

***SPECIAL PRESENTATIONS***

Certificate of Recognition for Niguel Aliso 5th Grade All-Net 2005 Basketball Team for achieving the 5th Grade Conference League Championship.

Presentation regarding the potential transportation improvements through the Cleveland National Forest.

***PROCLAMATIONS PRESENTED ELSEWHERE***

Eagle Scout Recognition to Daniel Ernesto Lopez

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

***CONSENT CALENDAR (Items 1 – 5)***

**1. Waive the Reading of All Ordinances**

**RECOMMENDED ACTION:**

Waive the reading of all Ordinances in their entirety and read by title only.

**2. Minutes – November 2, 2005 Meeting**

**Prepared by: Susan Robinson, Assistant to the City Manager/City Clerk**

**RECOMMENDED ACTION:**

Approve the Minutes as submitted.

*Consent Calendar continued on the next page.*

3. **Warrants**  
**Prepared by: Gina M. Tharani, Financial Services Manager**

**RECOMMENDED ACTION:**

1. Ratify warrants issued October 27, 2005 in the amount of \$31,360.36; and
2. Ratify warrants issued November 3, 2005 in the amount of \$204,430.40.

4. **Annual Report to the State Office of Housing and Community Development and Office of Planning and Research concerning the status of the General Plan and the City's implementation of the General Plan**

**Prepared by: Eugenia Garcia, Planning Director and Wayne Loftus, Planning Consultant**

**RECOMMENDED ACTION:**

1. Receive and file the 2004-2005 Annual Report concerning the General Plan and the Implementation Plan of the General Plan;
2. Direct Staff as necessary concerning the proposed work program for the period of July 1, 2005 through June 30, 2006; and
3. Direct Staff to forward the Annual Report to the Office of Planning and Research (OPR) and the Department of Housing and Community Development (HCD) as required by Section 65400 of the Government Code.

5. **December 21, 2005 City Council Meeting**  
**Prepared by: Susan Robinson, Assistant to the City Manager/City Clerk**

**RECOMMENDED ACTION:**

Cancel the December 21, 2005 City Council Meeting.

***PUBLIC HEARINGS (Item 6)***

6. **Resolution approving the issuance of revenue bonds by the California Statewide Communities Development Authority to finance and refinance St. Mary and All Angels School**  
**Prepared by: Gina M. Tharani, Financial Services Manager/City Treasurer and Scott C. Smith, City Attorney**

RESOLUTION NO. 2005 – 064

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO, CALIFORNIA, APPROVING THE ISSUANCE OF REVENUE BONDS BY THE CALIFORNIA STATEWIDE COMMUNITIES DEVELOPMENT AUTHORITY TO FINANCE AND REFINANCE THE ST. MARY AND ALL ANGELS SCHOOL

**RECOMMENDED ACTION:**

Conduct public hearing and adopt Resolution 2005 – 064, approving, the issuance of revenue bonds by the California Statewide Communities Development Authority to finance and refinance St. Mary and All Angels School.

***COUNCIL BUSINESS (Items 7 – 13)***

**7. Management Agreement for Community Conference Center and Aquatic Center**

**Prepared by: Scott C. Smith, City Attorney**

**RECOMMENDED ACTION:**

1. Approve the Management Services Agreement with Aliso Community Center Management, Inc.; and
2. Authorize the City Manager to execute the Management Services Agreement.

**8. 115 Columbia – County Use and possible waiver of the 60-day notice  
**Prepared by: Eugenia Garcia, Planning Director and Susan Robinson, Assistant to the City Manager/City Clerk****

RESOLUTION NO. 2005 - 057

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO WAIVING THE 60 DAY NOTICE PERIOD FOR LEASE BY THE COUNTY OF ORANGE OF FACILITIES WITHIN THE CITY OF ALISO VIEJO

**RECOMMENDED ACTION:**

Adopt Resolution No. 2005 – 057 waiving the 60-day notice period for lease of facilities located at 115 Columbia, Aliso Viejo, by the County of Orange ("County"), and authorize the City Clerk to sign the County's release letter.

**9. Accounts Payable Schedule and Management and Budget Policies  
**Prepared by: Gina M. Tharani, Financial Services Manager****

**RECOMMENDED ACTION:**

Adopt the Accounts Payable Schedule and the Management and Budget Policies as a component of the City Council Policy Manual.

10. **Codification Update**  
**Prepared by: Susan Robinson, Assistant to the City Manager/City Clerk**

**RECOMMENDED ACTION:**

1. Review and accept the recommended actions from the Codification Ad Hoc Working Group for Titles 4 through 9 of the Orange County Code as adopted by the City; and
2. Approve the Table of Contents for the New Aliso Viejo Municipal Code; and
3. Authorize the City Manager to initiate preparation of ordinances recommended by the Ad Hoc Working Group.

11. **Consideration of Joining the Cool Cities Campaign**  
**Prepared by: Susan Robinson, Assistant to the City Manager/City Clerk**

**RECOMMENDED ACTION:**

Consideration and possible action to authorize the Mayor to enter into the U.S. Mayors' Climate Protection Agreement.

12. **A Specific Plan, Addendum to the General Plan Final EIR, and a Development Agreement for the Commons at Aliso Viejo Town Center Development**  
**Prepared by: Eugenia Garcia, Planning Director**

ORDINANCE NO. 2005 – 080

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO, CALIFORNIA, ADOPTING THE SPECIFIC PLAN FOR ALISO COMMONS AT TOWN CENTER

ORDINANCE NO. 2005 – 081

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO, CALIFORNIA, APPROVING A DEVELOPMENT AGREEMENT FOR CERTAIN REAL PROPERTY LOCATED WITHIN THE CITY OF ALISO VIEJO BETWEEN THE CITY OF ALISO VIEJO AND ALISO COMMONS AT TOWN CENTER, LLC, PURSUANT TO CALIFORNIA GOVERNMENT CODE SECTION 65864 ET SEQ.

**RECOMMENDED ACTION:**

1. Adopt Ordinance No. 2005 – 080, adopting the Aliso Commons at Town Center Specific Plan; and
2. Adopt Ordinance No. 2005 – 081 approving a Development Agreement for certain real property located within the City of Aliso Viejo between the City of Aliso Viejo and Aliso Commons at Town Center, LLC, pursuant to California Government Code Section 65864 et seq.

**13. Request of Mayor Warkomski: Consideration of Resolution Opposing Transportation Improvements through the Cleveland National Forest**

**RECOMMENDED ACTION:**

None. In accordance with Resolution No. 2001 - 006 (5)(A) Placement of Items on the Agenda, "Staff shall not prepare staff reports or written recommendations on items placed on the agenda by individual Council members, but shall include as part of the agenda any materials submitted by the individual Council member."

***COMMUNITY INPUT***

Citizens desiring to address the Council are asked to give their name, address and the subject on a speaker form and present it to the City Clerk. Comments are limited to three minutes and are meant to be an opportunity to express one's views and not to debate issues. Complaints and problems relating to policy or personnel matters will be referred to the City Manager. In compliance with the Brown Act, no action can be taken on comments received at this time.

***CITY MANAGER'S REPORT***

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

***CLOSED SESSION***

**CONFERENCE WITH REAL PROPERTY NEGOTIATORS**

Pursuant to Government Code Section 54956.8

Property: 12 Journey  
Agency Negotiator: Interim City Manager, City Attorney  
Negotiating Parties: Pacific Park Executive Plaza  
Under Negotiation: Price and Terms of Lease

**CONFERENCE WITH LABOR NEGOTIATORS**

Pursuant to Government Code Section 54957.6

Agency designated representatives: Interim City Manager  
Unrepresented employee(s): All Employees

***ADJOURN***

Scheduled meetings for 2005: December 7 and 21.