

CITY OF ALISO VIEJO
CITY COUNCIL MINUTES
REGULAR MEETING
FEBRUARY 17, 2010, 7:00 P.M.
Council Chambers, City Hall, 12 Journey
Aliso Viejo, California

CALL TO ORDER: Convened closed session at 6:30 p.m.

PRESENT: COUNCIL MEMBERS: PHILLIP B. TSUNODA
CARMEN CAVE (ARRIVED AT 6:45 P.M.)
GREG FICKE
DONALD A. GARCIA
WILLIAM A. PHILLIPS

ABSENT: COUNCIL MEMBERS: NONE

STAFF PRESENT: MARK A. PULONE, CITY MANAGER
SCOTT SMITH, CITY ATTORNEY

PUBLIC COMMENT: There was no public comment.

1. PUBLIC EMPLOYEE PERFORMANCE EVALUATION
Pursuant to Government Code Section 54957
Title: City Attorney

CALL TO ORDER: Mayor Tsunoda called the open session of the Regular Meeting of the City Council of the City of Aliso Viejo to order at 7:05 p.m.

ROLL CALL:

PRESENT: COUNCIL MEMBERS: PHILLIP B. TSUNODA
CARMEN CAVE
GREG FICKE
DONALD A. GARCIA
WILLIAM A. PHILLIPS

ABSENT: COUNCIL MEMBERS: NONE

STAFF PRESENT: MARK A. PULONE, CITY MANAGER
SCOTT SMITH, CITY ATTORNEY
SUSAN A. RAMOS, CITY CLERK
GLENN YASUI, ADMINISTRATIVE SERVICES DIRECTOR
HELEN WILSON, COMMUNITY SERVICES DIRECTOR

JOHN WHITMAN, PUBLIC WORKS DIRECTOR
SHAWN PELLETIER, ASSISTANT CITY ENGINEER
ALBERT ARMIJO, PLANNING DIRECTOR
LT. BOB OSBORNE, CHIEF, POLICE SERVICES

PLEDGE OF ALLEGIANCE TO THE FLAG: Girl Scout Troop 569 led the pledge of allegiance.

ANNOUNCEMENT OF ACTION TAKEN IN CLOSED SESSION – No reportable action taken at this time.

SPECIAL PRESENTATIONS

A. PRESENTATION BY DWIGHT DELGADO, U.S. CENSUS

Mayor Tsunoda introduced Mr. Delgado, who gave a powerpoint presentation regarding timelines and process for the upcoming census on April 1, 2010.

ADDITIONS, DELETIONS, REORDERING TO THE AGENDA

None.

CONSENT CALENDAR

Mayor Tsunoda asked if any member of the City Council or the public wished to remove an item from the Consent Calendar. Councilmember Garcia requested to pull consent agenda item no. 4 for discussion. There were no other requests from the Council or the public to remove any items.

MOTION: MAYOR PRO TEM CAVE MOVED AND COUNCILMEMBER PHILLIPS SECONDED TO APPROVE CONSENT CALENDAR ITEMS 1 – 3 AND 5, 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 FEBRUARY 3, 2010

Approved the Minutes as presented.

3. ACCOUNTS PAYABLE

Ratified accounts payable checks issued January 28, 2010 in the amount of \$117,657.48; and accounts payable checks issued February 4, 2010 in the amount of \$253,399.82.

5. FISCAL YEAR 2010-11 BUDGET CALENDAR

Received and filed the Fiscal Year 2010-11 Budget Calendar.

MOTION UNANIMOUSLY CARRIED.

END OF CONSENT CALENDAR

ITEM REMOVED FROM CONSENT CALENDAR

4. FIRST AMENDMENT TO AGREEMENT FOR TRAFFIC SIGNAL MAINTENANCE – COMPUTER SERVICES COMPANY

Councilmember Garcia requested to pull this item for discussion.

Assistant City Engineer Shaun Pelletier presented the staff report.

Questions and discussion ensued regarding the cost increase, term of contract and the review and approval process for contracts with automatic extensions/renewals.

Councilmember Ficke suggested bringing back this contract before the expiration date of June 2011, to review for competitive bidding.

Mayor Tsunoda opened public comments. There was no public comment received.

MOTION: COUNCILMEMBER GARCIA MOVED AND MAYOR PRO TEM CAVE SECONDED TO APPROVE A FIRST AMENDMENT TO THE AGREEMENT WITH SAID CONTRACTOR AND AUTHORIZE THE CITY MANAGER TO EXECUTE SAID AMENDMENT IN AN AMOUNT NOT TO EXCEED \$165,400 FOR A TOTAL CONTRACT AMOUNT OF \$377,900 AND EXTEND THE CONTRACT TERM BY ONE YEAR TO JUNE 30, 2011. MOTION UNANIMOUSLY CARRIED.

DISCUSSION ITEMS NOS. 6 AND 7

6. DETERMINATION OF NEED TO CONTINUE EMERGENCY PUBLIC WORKS CONTRACTING FOR REPAIR WORK ON ALISO VIEJO PARKWAY PURSUANT TO PUBLIC CONTRACT CODE 22050 AND ADOPTION OF RESOLUTION DESIGNATING THE CITY'S AGENT FOR FINANCIAL ASSISTANCE APPLICATION.

City Manager Mark Pulone presented the staff report.

Mayor Tsunoda opened public comments. There was no public comment received.

MOTION: MAYOR PRO TEM CAVE MOVED AND COUNCILMEMBER GARCIA SECONDED TO DETERMINE THAT THE EMERGENCY WORK ON WOODFIELD DRIVE HAS BEEN COMPLETED AND THE EMERGENCY UNDER PUBLIC CONTRACT CODE SECTION 22050 MAY BE TERMINATED. MOTION UNANIMOUSLY CARRIED.

MOTION: MAYOR PRO TEM CAVE MOVED AND COUNCILMEMBER GARCIA SECONDED TO DETERMINE THAT THERE IS A NEED TO CONTINUE THE EMERGENCY PUBLIC WORKS IMPROVEMENTS ON ALISO VIEJO PARKWAY AUTHORIZED AT THE FEBRUARY 3, 2010 CITY COUNCIL MEETING. MOTION UNANIMOUSLY CARRIED.

MOTION: MAYOR PRO TEM CAVE MOVED AND COUNCILMEMBER GARCIA SECONDED TO ADOPT RESOLUTION 2010-06 ENTITLED BELOW DESIGNATING MARK PULONE OR GINA THARANI AS THE CITY'S AGENT FOR PURPOSES OF OBTAINING FEDERAL AND STATE FINANCIAL DISASTER ASSISTANCE:

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO, CALIFORNIA, DESIGNATING THE CITY'S AGENT FOR FINANCIAL ASSISTANCE APPLICATION.

MOTION UNANIMOUSLY CARRIED.

7. RESOLUTION APPROVING THE CITY'S APPLICATION FOR STATEWIDE PARK PROGRAM GRANT FUNDS (PROPOSITION 84)

Director of Community Services Helen Wilson presented the staff report, noting that public outreach was conducted by staff including group meetings with residents in the project site to solicit their input.

Questions and discussion ensued regarding parts of the application that are most challenging, timeframes for public outreach, a copy of the Iglesia Park

Master Plan, and the dollar amount of the grant application that will be submitted.

Mayor Tsunoda opened public comments. There was no public comment received.

MOTION: COUNCILMEMBER PHILLIPS MOVED AND COUNCILMEMBER FICKE SECONDED TO ADOPT RESOLUTION NO. 2010-05, ENTITLED BELOW:

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ALISO VIEJO, CALIFORNIA, APPROVING THE CITY'S APPLICATION FOR GRANT FUNDS FOR THE STATEWIDE PARK DEVELOPMENT AND COMMUNITY REVITALIZATION PROGRAM OF 2008.

MOTION UNANIMOUSLY CARRIED.

COMMUNITY INPUT

None at this time.

CITY MANAGER'S REPORT

None at this time.

ANNOUNCEMENTS/COUNCIL COMMENTS/COMMITTEE UPDATES

Ficke

- Attended the OCTANeOC Innovation Series meeting and it was a good turnout but nothing to report.
- Attended the Evening with the Mayor event on February 11.

Garcia

- Attended the Evening with the Mayor event on February 11.
- Announced that the opening day for the Aliso Viejo Little League is on Saturday, February 20.

Phillips

- None at this time.

Cave

- Attended the TCA meeting last week and brought back a report for Council distribution.

Tsunoda

- Expressed thanks to all who attended the Evening with the Mayor event which concluded at 8:00 p.m.
- Commended Lt. Osborne and City Manager Pulone for the decrease in overtime costs.

ADJOURNMENT: The Mayor adjourned the meeting at 7:50 p.m. to the regularly scheduled Council meeting of March 3, 2010.

Respectfully submitted,

Approved by:

SUSAN A. RAMOS
CITY CLERK

PHILLIP B. TSUNODA
MAYOR