

**MINUTES OF A
REGULAR MEETING
OF THE IRVINE CITY COUNCIL HELD**

October 25, 2005

CALL TO ORDER.

A regular meeting of the Irvine City Council was called to order on October 25, 2005 at 5:06 p.m., in the City Council Chamber, Irvine Civic Center, One Civic Center Plaza, Irvine, California, by Mayor Krom, presiding officer.

PRESENT:	4	COUNCILMEMBER:	Larry Agran
		COUNCILMEMBER:	Christina Shea
		MAYOR PRO TEM:	Sukhee Kang
		MAYOR:	Beth Krom

ABSENT:	1	COUNCILMEMBER:	Steven Choi
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Also present were Acting City Manager, Sean Joyce; CEO Orange County Great Park, Wally Kreutzen; City Attorney, Phil Kohn; Director of Public Safety, David L. Maggard; Director of Administrative Services, Rick Paikoff; Director of Public Works, Marty Bryant; Director of Community Services, John A. McAllister; Director of Community Development, Tina Christiansen; Deputy City Clerk, Susan Dahlgren; City Clerk Specialist, Gail Frueh; and Officer Dale Lawrence, Sgt. At Arms.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Councilmember Shea.

MOMENT OF SILENCE

Mayor Krom asked for a moment of silence in remembrance of Rosa Parks, Civil Rights activist.

MUSICAL PRESENTATION

Mayor Krom introduced City Employee, Susan Scheck, who sang a song entitled, "Brave."

PRESENTATIONS

Mayor Krom introduced Acting City Manager, Sean Joyce, who presented the following employees with commendations in recognition of their 25 years of service with the City of Irvine

- Lidia Boda - Administrative Services
- Rodney Hachez - Public Works was not present at the meeting.
- Richard Handfield - Public Safety
- David Husted - Public Safety
- Jeffery Kermode - Public Safety
- Deborah Sugg - Public Safety

INTRODUCTIONS

There were none.

CITY MANAGERS REPORT

Acting City Manager, Sean Joyce, introduced Jacquie Ellis from the Irvine Chamber of Commerce who gave a PowerPoint presentation and update on the City of Irvine and the Chamber of Commerce Gift Card Program to help the residents of Slidell Louisiana in their recovery from Hurricane Katrina.

ANNOUNCEMENTS/COMMITTEE REPORTS/COUNCIL REPORTS

There were none.

ADDITIONS AND DELETIONS

There were none.

CONSENT CALENDAR

It was moved by Councilmember Agran, seconded by Councilmember Shea, and unanimously carried by those members present to approve Consent Calendar items 1 through 5.1.

PUBLIC COMMENTS

There were none.

1. CITY COUNCIL MINUTES

1.1 APPROVAL OF CITY COUNCIL MINUTES

ACTION: Approved the minutes of a regular meeting of the City Council held on October 11, 2005.

2. PROCLAMATIONS/COMMENDATIONS/RATIFICATIONS

2.1 COMMENDED THE FOLLOWING:

ACTION: Employee Service Recognition:
Lidia Boda - Administrative Services
Rodney Hachez - Public Works
Richard Handfield - Public Safety
David Husted - Public Safety
Jeffery Kermode - Public Safety
Deborah Sugg - Public Safety

3. AGREEMENTS

3.1 APPROVAL OF COUNTY OF ORANGE AGREEMENT NO. D01-102, BORREGO CANYON CHANNEL (PLANNING AREA 35, SPECTRUM, AND PLANNING AREA 51, GREAT PARK)

ACTION: Authorized the Mayor to execute and the City Clerk to attest Agreement No. D01-102, Borrego Canyon Channel Improvements, subject to the City Attorney approval as to form.

3.2 APPROVAL OF BOND AND AGREEMENT FOR TRACT MAP NO. 16582 (PLANNING AREA 38, WESTPARK)

- ACTION:**
- 1) Approved the agreement and accepted the security from Moffett Meadows Partners, LLC, guaranteeing improvements for Tract Map No. 16582.
 - 2) Authorized the Mayor to sign the agreement and the City Clerk to attest to the agreement subject to City Attorney approval as to form.

4. PROJECTS - BIDS AND SPECIFICATIONS

4.1 ROCKFIELD BOULEVARD REHABILITATION FROM BAKE PARKWAY TO SOUTHEAST CITY LIMITS - APPROVAL OF PLANS, SPECIFICATIONS, AND CONTRACT DOCUMENTS - CIP 315060

ACTION: Approved the plans, specifications, and contract documents for Rockfield Boulevard Rehabilitation from Bake Parkway to Southeast City limits.

4.2 MACARTHUR BOULEVARD REHABILITATION FROM MAIN STREET TO REDHILL AVENUE AND FROM CAMPUS TO DOUGLAS - APPROVAL OF PLANS, SPECIFICATIONS, AND CONTRACT DOCUMENTS - CIP 315140 AND CIP 315150

ACTION: Approved the plans, specifications, and contract documents for MacArthur Boulevard Rehabilitation from Main Street to Red Hill Avenue and from Campus to Douglas, CIP 315140 and CIP 315150.

5. RESOLUTIONS

5.1 WARRANT AND WIRE TRANSFER RESOLUTION

ACTION: Adopted a Resolution entitled: **RESOLUTION NO. 05-121 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE ALLOWING CERTAIN CLAIMS AND DEMANDS AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID.**

END OF CONSENT CALENDAR

COUNCIL BUSINESS

ORDINANCES

6. FIRST READING OF ORDINANCES

6.1 POLICY AND STRATEGY ON CITYWIDE RESTRICTIONS ON COMMERCIAL GAMBLING

Acting City Manager, Sean Joyce, introduced Executive Consultant, Ray Silver, who presented the staff report and answered Council questions.

Council discussion included concern with commercial gambling being introduced into Irvine.

ACTION: It was moved by Mayor Krom, seconded by Councilmember Shea, and unanimously carried by those members present to:

- 1) Introduce for first reading and read by title only and ordinance entitled: **ORDINANCE NO. 05-24 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, AMENDING CHAPTER 2 OF DIVISION 14 OF TITLE 4 OF THE IRVINE MUNICIPAL CODE RELATING TO GAMBLING**

As Amended.

- 2) Adopt resolution entitled: **RESOLUTION NO. 05-122- A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE DECLARING ITS OPPOSITION TO CASINO GAMBLING OPERATIONS WITHIN THE CITY OF IRVINE**

As Amended.

- 3) Direct the City Manager to proactively monitor Federal, State and County initiatives to allow for gambling at the local government level and in particular the City of Irvine. The City Manager, or his designee, will regularly communicate with Federal, State, County representatives, and the City's paid lobbyists to be cognizant of any efforts to allow for gambling contrary to the stated policy of the City Council.

7. REPORTS

7.1 CITY OF IRVINE'S 35th ANNIVERSARY EVENT PLAN

Acting City Manager, Sean Joyce, introduced John A. McAllister, Director of Community Services; and Heidi Olson, Event Coordinator, who presented a PowerPoint presentation and answered Council questions.

Council discussion included clarification on the year-long timeline; design and use of the proposed banners; recognizing families through the events; and possible use of Col. Bill Barber MCAS Memorial Park as a site of a "wall of service" for recognition of those involved through the years in the community.

ACTION: It was moved by Mayor Krom, seconded by Mayor Pro Tempore Kang, and unanimously carried by those members present to:

Approve the City of Irvine's 35th Anniversary Event Plan and direct staff to include funding request in the carryover report.

7.2 COUNCIL APPOINTMENTS TO AN ORANGE COUNTY GREAT PARK DEVELOPMENT AGREEMENT COMMITTEE

ACTION: It was moved by Councilmember Shea, seconded by Mayor Krom, and unanimously carried by those members present to:

Appoint Mayor Krom and Councilmember Agran as representatives to an Orange County Great Park Development Agreement Committee.

8. RESOLUTIONS

8.1 RESOLUTION OPPOSING TRANSPORTATION IMPROVEMENTS THROUGH THE CLEVELAND NATIONAL FOREST

Acting City Manager, Sean Joyce, introduced this item.

William Kelley, Vice Chair of Government Affairs of the Chamber of Commerce, submitted a letter to the Council urging the Council to consider the study.

Council discussion included clarification and concern with the Chamber's position on the proposed tunnel and the cost; results of a recent poll; the need to protect the interests of Irvine; concern with the jobs to housing balance; concern that the OCTA might take action in the near future without more public discussion; and the impact on Irvine's open space areas.

Mayor Krom distributed a revised resolution with more specific language opposing the transportation improvements through the Cleveland National Forest.

ACTION: It was moved by Mayor Pro Tempore Kang, seconded by Councilmember Shea, and unanimously carried by those members present to:

Adopt a Resolution entitled: **RESOLUTION NO. 05-123 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE OPPOSING TRANSPORTATION IMPROVEMENTS THROUGH THE CLEVELAND NATIONAL FOREST**

As further amended by Councilmember Shea to include:

3. The corridor alternative identified as Strategic Alternative 1-A which, through the lifting of tolls, would facilitate the diversion of thousands of daily trips onto already heavily impacted arterials in and around the City of Irvine.

9. PUBLIC HEARINGS

9.1 PUBLIC HEARING: CONSIDERATION OF THE FORMATION OF COMMUNITY FACILITIES DISTRICT NO. 2005-2 (COLUMBUS GROVE)

Mayor Krom opened the public hearing at 6:57 p.m.

Acting City Manager, Sean Joyce, introduced Sherry Harton, Manager of Fiscal Services, who presented the staff report; and with consultant, Julio Morales, of Fieldman, Rolapp and Associates, answered Council questions.

ACTION: It was moved by Councilmember Shea, seconded by Mayor Pro Tempore Kang, and unanimously carried by those members present to close the public hearing at 7:00 p.m.

ACTION: It was moved by Councilmember Shea, seconded by Mayor Pro Tempore Kang, and unanimously carried by those members present to:

- 1) Adopt a resolution entitled: **RESOLUTION NO. 05-124** - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE AUTHORIZING FORMATION OF COMMUNITY FACILITIES DISTRICT NO. 2005-2 OF THE CITY OF IRVINE, AUTHORIZING THE LEVY OF A SPECIAL TAX THEREIN, PRELIMINARILY ESTABLISHING AN APPROPRIATIONS LIMIT THEREFOR AND SUBMITTING LEVY OF THE SPECIAL TAX AND THE ESTABLISHMENT OF THE APPROPRIATIONS LIMIT TO THE QUALIFIED ELECTORS THEREOF.

CONTRACT NO. 5161

- 2) Adopt a resolution entitled: **RESOLUTION NO. 05-125** - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, ACTING AS THE LEGISLATIVE BODY OF THE COMMUNITY FACILITIES DISTRICT NO. 2005-2 OF THE CITY OF IRVINE, DETERMINING THE NECESSITY TO INCUR BONDED INDEBTEDNESS AND SUBMITTING A PROPOSITION TO THE QUALIFIED ELECTORS THEREOF.
- 3) Adopt a resolution entitled: **RESOLUTION NO. 05-126** - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE,

CALIFORNIA, ACTING AS THE LEGISLATIVE BODY OF THE COMMUNITY FACILITIES DISTRICT NO. 2005-2 OF THE CITY OF IRVINE, CALLING A SPECIAL ELECTION FOR THE PURPOSE OF APPROVING A SPECIAL TAX THEREIN, THE ISSUANCE OF BONDS BY SAID DISTRICT AND ESTABLISHMENT OF AN APPROPRIATIONS LIMIT.

ACTION: It was moved by Councilmember Shea, seconded by Mayor Pro Tempore Kang, and unanimously carried by those members present to: Direct staff to conduct a Special Election.

Deputy City Clerk, Susan Dahlgren, read the results of the election into the record. (A copy of the results are on file in the City Clerk's Department.)

ACTION: It was moved by Councilmember Shea, seconded by Mayor Pro Tempore Kang, and unanimously carried by those members present to:

- 1) Adopt a resolution entitled: **RESOLUTION NO. 05-127** - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, ACTING AS THE LEGISLATIVE BODY OF THE COMMUNITY FACILITIES DISTRICT NO. 2005-2 OF THE CITY OF IRVINE, DECLARING THE RESULTS OF A SPECIAL ELECTION AND DIRECTING RECORDING OF A NOTICE OF SPECIAL TAX LIEN.
- 2) Introduce for first reading and read by title only an ordinance entitled: **ORDINANCE NO. 05-25** - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, ACTING AS THE LEGISLATIVE BODY OF THE COMMUNITY FACILITIES DISTRICT NO. 2005-2 OF THE CITY OF IRVINE, LEVYING SPECIAL TAXES WITHIN COMMUNITY FACILITIES DISTRICT NO. 2005-2 OF THE CITY OF IRVINE.

END COUNCIL BUSINESS

PUBLIC COMMENTS

Ila Boyer, Irvine resident and school crossing guard, requested that all Irvine Crossing Guards receive the same employee benefits, to which the Council requested a written memo back to them clarifying this issue.

ADJOURNMENT

It was moved by Mayor Pro Tempore Kang, seconded by Councilmember Shea, and unanimously carried by those members present to adjourn the meeting at 7:04 p.m. to an adjourned regular meeting, November 22, 2005, 3:00 p.m., City of Irvine, City Council Chamber, One Civic Center Plaza, Irvine, California.



MAYOR OF THE CITY OF IRVINE

ATTEST:



DEPUTY CITY CLERK OF THE
CITY OF IRVINE

November 22, 2005

DATE APPROVED