



ROLL CALL – 3:06 p.m.

Present:	5	Councilmember:	Larry Agran
		Councilmember:	Steven Choi
		Councilmember:	Christina Shea
		Mayor Pro Tem:	*Sukhee Kang
		Mayor:	Beth Krom

*Mayor Pro Tempore Kang arrived at the meeting at 3:10 p.m.

The City Council recessed to Closed Session prior to conducting the Study Session.

1. STUDY SESSION

1.1 PRESENTATION ON MUSICK JAIL MASTER PLAN

City Manager, Sean Joyce, introduced Dan Jung, Executive Assistant to the City Manager, who gave a PowerPoint presentation regarding the Musick Jail Master Plan.

City Council discussion included: Proximity of Musick Jail facility to residents and the Orange County Great Park; clarification of assessment process for prisoners prior to being transported to the Musick Jail facility; inmate population comparisons to other facilities; clarification of expansion and notification procedures; timeframe for new construction; justification for expansion; site search for facilities; current number of beds at Musick Jail facility; strategic funding plan for design and construction of facility; expansion of Theo Lacy Jail facility; options available for resolving the expansion problem; legal recourse for surrounding agencies; and Mayor and City Manager to organize meetings with the Sheriff and Supervisor

Campbell to raise questions and objections posed and take the position that the City of Irvine is in opposition to any jail expansion plan that changes the character of the Musick Jail facility, to be reported back to the City Council within 45 days.

Rick Dostal, representing the Orange County Sheriff's Department, spoke on this item and responded to City Council questions.

No action was taken.

RECESS TO CLOSED SESSION – 3:08 p.m.

2. CLOSED SESSION

2.1 CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION - Government Code § 54956.9(b); one case Coxcom, Inc. v. City of Irvine; U.S. District Court Case No. SACV05-1240-JVS

RECONVENE – 3:35 p.m.

City Attorney, Phil Kohn announced that no action was taken during the Closed Session.

3. CONSENT CALENDAR

The following items were removed from the Consent Calendar for separate discussion:

3.7 Orange County Great Park Mid-Year Budget Adjustment

3.11 Orange County Great Park Balloon Construction, Operating Cost and Contract Summary

ACTION: Moved by Councilmember Choi, seconded by Councilmember Kang, and unanimously carried to approve Consent Calendar Item Nos. 3.1 through 3.12, with the exception of items as noted above.

3.1 MINUTES

ACTION: Approved the minutes of a regular City Council meeting held on December 12, 2006.

3.2 PROCLAMATION

ACTION: Proclaimed January 13, 2007 as "Korean American Day."

3.3 WARRANT AND WIRE TRANSFER RESOLUTION

ACTION: Adopted **RESOLUTION NO. 07-01** - 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

3.4 WARRANT AND WIRE TRANSFER RESOLUTION - BANK OF AMERICA

ACTION: Adopted **RESOLUTION NO. 07-02** - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE ALLOWING CERTAIN CLAIMS AND DEMANDS OF BANK OF AMERICA AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID

Councilmember Agran abstained.

3.5 WARRANT AND WIRE TRANSFER RESOLUTION - AT&T

ACTION: Adopted **RESOLUTION NO. 07-03** - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE ALLOWING CERTAIN CLAIMS AND DEMANDS OF AT&T AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID

Mayor Krom abstained

3.6 TREASURER'S REPORT FOR THE QUARTER ENDED SEPTEMBER 30, 2006

ACTION: Received and filed the Treasurer's Report for the Quarter Ended September 30, 2006.

3.7 ORANGE COUNTY GREAT PARK MID-YEAR BUDGET ADJUSTMENT

This item was removed from the Consent Calendar at the request of Councilmember Kang who noted concern with City's loss of revenue from the RV Storage Lease Agreement as a result of the land swap between the Orange County Great Park and Lennar to which Kurt Mowery, Great Park Manager of Finance responded.

ACTION: Moved by Councilmember Kang, seconded by Mayor Pro Tempore Agran and unanimously carried to:

- 1) Approve a mid-year budget adjustment request for Departmental revenue modifications totaling a reduction of \$480,000 and expenditure modifications totaling a reduction of \$133,946.
- 2) Approve a grant award to the Legacy Project in the amount of \$30,000.

3.8 CALIFORNIA HIGHWAY PATROL FOR THE "EVERY 15 MINUTES" GRANT

ACTION:

- 1) Accepted a California Highway Patrol grant award in the amount of \$9,999.99.
- 2) Approved a budget adjustment request form in the amount of \$9,999.99 reflecting \$9,999.99 in revenues and appropriations.

3.9 NON EXCLUSIVE COMMERCIAL WASTE HAULER APPLICANTS

ACTION:

- 1) Adopted **RESOLUTION NO. 07-04** - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE AUTHORIZING PARTICIPATION IN THE CITY'S NONEXCLUSIVE FRANCHISE SYSTEM FOR COMMERCIAL SOLID WASTE COLLECTION
- 2) Authorized the Mayor to execute the agreements with approved waste haulers.

3.10 EMERGENCY VEHICLE TRAFFIC SIGNAL PREEMPTION

ACTION:

- 1) Approved the budget adjustment request form in the amount of \$2,530,000, transferring previously allocated funding in the Structural Fire Fund (\$1,328,000) and funding in the Rehabilitation Fund (\$1,202,000) to the Capital Improvement Project Fund - Circulation for the traffic signal preemption project.
- 2) Approved sole source purchase of 3M Opticom emitters and receivers to be installed on traffic signals in the City of Irvine.

3.11 ORANGE COUNTY GREAT PARK BALLOON CONSTRUCTION, OPERATING COST AND CONTRACT SUMMARY

This item was removed from the Consent Calendar at the request of Councilmember Shea who had questions relative to the implementation, operational costs and liability associated with the balloon construction to which Colleen Clark, Deputy Chief Executive Officer responded.

Ben Martin, CEO - Great Park Design Studio responded to City Council questions.

ACTION: Moved by Councilmember Shea, seconded by Councilmember Kang to:

- 1) Authorize the expenditure of Orange County Great Park funds in the amount of up to \$3,695,269 to fund development and construction and to purchase insurance coverage for the Orange County Great Park Balloon Project (an offsetting amount of \$905,700 will be budgeted as a revenue contribution from Lennar to record the remaining gift).
- 2) Authorize staff to issue a Contract Task Order to the Great Park Design Studio (included in the total funds allocation above) to prepare design and construction drawings for the balloon and the balloon site for City review and approval with a not-to-exceed budget of \$734,688.
- 3) Authorize the City Manager to enter into a contract with Aerophile, S.A., the balloon's manufacturer, in the amount of up to \$380,000 to operate the balloon for a period of one year.
- 4) Authorize the City Manager to enter into an agreement with Lennar to further define how the \$300,000 per year balloon-related community advertising funds will be paid to the City and/or the Orange County Great Park and to define costs eligible for reimbursement by Lennar up to a total gift value of no greater than \$1.9 million.
- 5) Approve an amendment to the Fiscal Year 2006-2007 Orange County Great Park budget increasing revenue by \$905,000 to record the donation from Lennar for the remaining balloon construction costs and increasing expenses by \$4,075,269 to provide for design, construction and operation and insurance for the Orange County Great Park balloon.

The motion carried as follow:

AYES: 4 COUNCILMEMBERS: Agran, Kang, Shea and Krom
 NOES: 1 COUNCILMEMBERS: Choi

3.12 MID-YEAR BUDGET ADJUSTMENT REQUEST FOR HERITAGE FIELDS, LLP AND GREAT PARK DEVELOPMENT ACTIVITY

ACTION:

- 1) Adopted **RESOLUTION NO. 07-05** - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE AUTHORIZING FULL-TIME POSITIONS IN ACCORDANCE WITH THE PROVISIONS OF COMPENSATION RESOLUTIONS AND THE OPERATING BUDGET FOR THE 2006-2007 FISCAL YEAR, AND REPEALING

RESOLUTION NO. 06-141 AUTHORIZING FULL-TIME POSITIONS

- 2) Approved a budget adjustment in the amount of \$515,488.

END OF CONSENT CALENDAR

4. PRESENTATIONS

The following presentations were made:

- 4.1 ***Employee Service Recognition:
30 Years of Service: Dave Diamond, Community Development***
- 4.2 ***Presentation of proclamation, "Martin Luther King, Jr., January 15, 2007."***
- 4.3 ***Presentation to Mayor and Council by the Great Park Conservancy***

CITY COUNCIL REORGANIZATION

Selection of Mayor Pro Tempore

Mayor Krom requested nominations for Mayor Pro Tempore.

Moved by Councilmember Kang, and seconded by Mayor Krom to nominate Councilmember Agran as Mayor Pro Tempore.

Moved by Councilmember Shea, and seconded by Councilmember Choi to nominate Councilmember Choi as Mayor Pro Tempore.

Councilmember Agran was nominated and by roll call vote was selected to serve as Mayor Pro Tempore in 2007 as follows:

AYES:	3	COUNCILMEMBERS:	Agran, Kang and Krom
NOES:	2	COUNCILMEMBERS:	Choi and Shea

5. FIRST READING OF ORDINANCES

5.1 ORDINANCE TO EFFECT CHANGES AND ADDITIONS TO POSTED SPEED LIMITS

Jim Lizzi, Senior Transportation Engineer presented the staff report.

City Council discussion included posted speed limits in school zones.

ACTION: Moved by Councilmember Kang, seconded by Councilmember Shea, and unanimously carried, to:

Introduce for first reading, and read by title only **ORDINANCE NO. 07-01-AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA TO DETERMINE AND DECLARE PRIMA FACIE SPEED LIMITS ON VARIOUS STREETS WITHIN THE CITY OF IRVINE, AND OFFICIALLY ESTABLISH THESE DECLARATIONS THROUGH AN AMENDMENT TO THE "CITY OF IRVINE ENGINEERING AND TRAFFIC SURVEYS FOR SPEED LIMITS," AS MAINTAINED BY THE CITY TRAFFIC ENGINEER AS THE OFFICIAL DOCUMENTATION OF DECLARED PRIMA FACIE SPEED LIMITS**

6. COUNCIL BUSINESS

6.1 APPROVAL OF APPOINTMENTS OF DELEGATES AND ALTERNATES TO AGENCIES ON WHICH THE CITY HAS REPRESENTATION

ACTION: Moved by Councilmember Shea, seconded by Councilmember Choi and unanimously carried to:

Appoint delegates and alternates to agencies on which the City has representation, as follows:

AGENCY	DELEGATE	ALTERNATE
Borders Committee with City of Newport Beach	Mayor Krom Councilmember Kang	
Coastal Greenbelt Authority		Director of Community Services
Discovery Science Center Board of Directors	Mayor Krom	Community Services Staff, to be assigned by City Manager
Foothill/Eastern Transportation Corridor Agency	Councilmember Kang	Mayor Pro Tem Agran
Growth Management Area #4 & #9	Councilmember Choi	Mayor Krom
Growth Management Area #7 & #8	Councilmember Kang	Councilwoman Shea

AGENCY	DELEGATE	ALTERNATE
Irvine Barclay Theatre Operating Company (Board of Directors and Committees)	Rick Paikoff Sean Joyce Mary Ann Gaido	
Irvine Child Care Project (Non-Profit JPA between City and IUSD)	Councilwoman Shea Sandy Litzie	Councilmember Choi John McAllister
Irvine Community Land Trust	Tina Christiansen, Executive Director Mayor Krom Councilwoman Shea (3/14/06) Scott Darrell Nancy Donnelly Jon Eric Goetz Bryan Starr Patrick Strader	
Irvine Liaison and Coordinating Committee (IUSD)	Mayor Krom	Councilmember Choi
Irvine Liaison and Coordinating Committee (Tustin Unified School District)	Mayor Krom	Councilmember Kang
Irvine Public Schools Foundation (Education Leadership Forum)	Mayor Krom Councilwoman Shea City Manager	
Irvine Public Schools Foundation (Forum Action Team)	Councilmember Kang	
Irvine Ranch Water District/City of Irvine Coordinating Committee	Mayor Krom	Councilmember Kang
Laguna Canyon Foundation	Mayor Krom	

AGENCY	DELEGATE	ALTERNATE
League of California Cities	Mayor Krom	Mayor Pro Tem Agran
Library Advisory Board (LAB) (Previously County-Wide Library Task Force, name-change in 2006)	Councilmember Choi	
National League of Cities	Mayor Krom	Mayor Pro Tem Agran
Newport Bay Watershed Executive Committee	Councilmember Choi	Mike Loving
Non-Profit Corporation for Central and Coastal NCCP/HCP		John McAllister
Orange County Council of Government (COG)	Mayor Krom	Mayor Pro Tem Agran
Orange County Fire Authority	Councilwoman Shea	Mayor Krom
Orange County Housing Authority Advisory Committee	Mayor Krom	
Orange County Sanitation Districts #7 & #14	Councilmember Choi	Councilmember Kang
South County Major Investment Study Working Group (OCTA)	Councilmember Kang	
Orange County Vector Control District	Rosemary Dugard (2 year term, expires 12-31-07)	
San Joaquin Marsh Wildlife Sanctuary	Mayor Krom	
Santa Ana River Flood Protection Agency Commission	Councilwoman Shea	

AGENCY	DELEGATE	ALTERNATE
Southern California Association of Governments	Mayor Krom	Mayor Pro Tem Agran
San Joaquin Hills Transportation Corridor Agency	Councilmember Kang	Councilwoman Shea

6.2 IRVINE GUIDEWAY DEMONSTRATION PROJECT - SITE VISIT OF EXISTING TRANSIT SYSTEMS

ACTION: Moved by Councilmember Shea, seconded by Councilmember Kang and unanimously carried to:

Appoint City Council representatives to travel with designated City staff and consultant support to investigate various transit systems on dates to be determined between January 10 and February 12, 2007 to cities of Las Vegas, Nevada; San Diego, California; and Portland, Oregon as follows:

- Mayor Krom and Councilmember Choi Portland, Oregon
- Councilmember Kang Las Vegas, Nevada
- Mayor Pro Tempore Agran and Councilwoman Shea San Diego, California.

6.3 FISCAL YEAR 2005-2006 GENERAL FUND CARRYOVER - ADDITIONAL REQUESTS

City Council discussion included: Cost of preliminary design for Gateway Monument signs; time frame for negotiation of property tax issue with County; Veteran's Memorial at the Orange County Great Park; Second Food Harvest request for funding through the Community Development Block Grant (CDBG) process; and request for funding for a sound wall by the Terrace Community Association.

The following individuals spoke on Northwood Community Park Memorial:

Andy Zelinko; Shawn Black; Christopher Gonzales; Peter J. Fuerst; and Ernesto Mantila.

ACTION: Moved by Mayor Krom, seconded by Councilmember Shea to:

- 1) Approve allocation of funds for an Employee Productivity Compensation Adjustment.
- 2) Allocate \$100,000 to the Reserve Funds for the Phase II Library Study.
- 3) Allocate \$150,000 for the Northwood Community Park Gratitude and Honor Monument.
- 4) Allocate \$15,000 for a preliminary concept plan for Gateway Monument Signs.
- 5) Allocate the remaining General Fund Carryover balance to the Unallocated Strategic Surplus Fund.

6.4 IBC VISION AND IMPLEMENTATION PLAN

ACTION: It was moved by Mayor Krom, seconded by Mayor Pro Tempore Agran and unanimously carried to:

Form the "IBC" Task Force to advance the process of developing an implementation program for the Vision Plan components and design guidelines, prioritize capital projects and services, and create a funding plan for their completion and report its findings and recommendations to the City Council for Policy direction, consisting of members as follows:

- Mayor Pro Tempore Agran
- Councilmember Kang
- Planning Commission Chairperson
- Planning Commission Chairperson to designate another member from the Planning Commission, (suggested Adam Probolsky with the understanding that the Chair will be made aware of Commissioner Smith's interest in serving on the task force.)
- Community Services Commissioner Jeannie Luong
- Assistant City Manager
- Director of Community Development
- Director of Public Works
- Assistant City Attorney

6.5 COMMUNITY OUTREACH PROGRAM

City Council discussion included: Quarterly presentations to the community in an effort to provide important community information as well as to educate the public on available City services; and cost to conduct departmental receptions and open houses.

ACTION: It was moved by Councilmember Choi, seconded by Councilmember Shea and unanimously carried to:

Approve Community Outreach Program presentations on a quarterly basis throughout the community highlighting City services.

END OF COUNCIL BUSINESS

PUBLIC COMMENTS

There were no public comments.

IN MEMORIAM

Mayor Krom adjourned the meeting in memory of Gerald R. Ford, 38th President of the United States.

ADJOURNMENT

Moved by Councilmember Kang, seconded by Councilmember Shea and unanimously carried to adjourn at 8:32 p.m. to a Regular Meeting to be held on January 23, 2007, at 6:00 p.m. at the Irvine Civic Center, One Civic Center Plaza, Irvine.



MAYOR OF THE CITY OF IRVINE



CITY CLERK OF THE CITY OF IRVINE

January 23, 2007