

MINUTES

CITY COUNCIL REGULAR MEETING May 22, 2012

City Council Chamber
One Civic Center Plaza
Irvine, CA 92606

CALL TO ORDER

A regular meeting of the Irvine City Council was called to order at 4:06 p.m. on May 22, 2012 in the City Council Chamber, Irvine Civic Center, One Civic Center Plaza, Irvine, California; Mayor Kang presiding.

ROLL CALL

Present:	5	Councilmember:	Larry Agran
		Councilmember:	Steven Choi
		Councilmember:	Jeffrey Lalloway
		Mayor Pro Tempore:	Beth Krom
		Mayor:	Sukhee Kang

CLOSED SESSION

**CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION –
Government Code § 54956.9(c) (one item): Consideration of whether to initiate
litigation concerning State of California, Department of Finance’s actions on
Revised Obligation Payment Schedule.**

City Attorney Kohn announced the Closed Session item, following which Mayor Kang convened to Closed Session at 4:07 p.m.

RECONVENE TO THE CITY COUNCIL MEETING

Mayor Kang reconvened the City Council meeting at 5:07 p.m. City Attorney Kohn, on behalf of the City Council, announced that no reportable action was taken in Closed Session.

PLEDGE OF ALLEGIANCE

Mayor Kang led the Pledge of Allegiance.

MUSICAL PRESENTATION

Mayor Kang introduced Irvine resident Jay White, who performed the National Anthem and "It's a Wonderful World."

Mayor Kang also introduced 14-year-old Phoebe Pan, a ninth grade student at Pacific Academy, who performed Johann Strauss' Die Fledermaus Opus 56, and presented her with a Certificate of Recognition for her first place finish in the classical instrumental music category in the Music Center Spotlight Program.

1. PRESENTATIONS

1.1 Youth Action Team Recognition

Mayor Kang recognized the members of the Junior, Middle and High School Youth Action Teams and expressed his appreciation for their hard work and dedication over this past year.

CITY MANAGER'S REPORT

City Manager Joyce provided brief updates on the following:

- City of Irvine Energy Plan and conservation efforts
- Community Energy Readiness
- Emergency Backup Power
- Southern California Edison (SCE) energy generation and conservation; unplanned outages
- San Onofre Nuclear Generation Station (SONGS) – Nuclear Regulatory Commission Inspection and Assessment; seismic research project
- 2012 Golden Guardian Emergency Preparedness Exercise

Councilmember Agran asked for clarification on the City's emergency preparedness plan and whether or not it specifically addressed nuclear emergencies; and whether or not there are any indications that meeting customer electrical power demands will be a

challenge this summer. He also suggested that SCE return to a future meeting to address the City Council and members of the community about summer readiness.

ANNOUNCEMENTS/COMMITTEE REPORTS/COUNCIL REPORTS

Councilmember Lalloway announced the recent passing of Orange County Republican Party Leader Tom Fuentes, who passed away from cancer at the age of 63, and expressed his condolences.

Councilmember Choi also expressed his condolences to the family of Tom Fuentes. He also announced that he will be traveling to China with City Manager Joyce to attend the upcoming Aspen Accord China Study and Discussion Tour from May 27 to June 1.

Mayor Pro Tempore Krom announced American Cancer Society's upcoming "Relay for Life" fundraising event at the Orange County Great Park on June 2 and 3.

Mayor Kang made the following announcements:

- On Monday, May 28 at 10 a.m., the City of Irvine will pay tribute to fallen military service members during a Memorial Day ceremony at Colonel Bill Barber Marine Corps Memorial Park. For information, visit cityofirvine.org or call (949) 724-6606.
- The 18th annual Studio Arts Festival returns to Heritage Park on Saturday, June 2 from 9 a.m. to 5 p.m. Admission and parking are free. For information, visit irvinefinearts.org or call (949) 724-6880.
- On Sunday, June 3, the Irvine Animal Care Center will host the sixth annual Super Pet Adoption from 10 a.m. to 4 p.m. at the Animal Care Center at 6443 Oak Canyon. For information, visit irvineshelter.org or call (949) 724-7740.

ADDITIONS AND DELETIONS

There were none.

2. CONSENT CALENDAR

The City Council considered Consent Calendar Item Nos. 2.1 through 2.14.

ACTION: Moved by Councilmember Choi, seconded by Mayor Pro Tempore Krom, and unanimously carried to approve Consent Calendar Item Nos. 2.1 through 2.14, with the exception of Item Nos. 2.8 and 2.14, which were removed for separate discussion.

2.1 MINUTES

ACTION:

Approved the minutes of a regular meeting of the Irvine City Council held on May 8, 2012.

2.2 PROCLAMATION

ACTION:

Proclaimed June 2012 as "National Scoliosis Awareness Month."

2.3 WARRANT AND WIRE TRANSFER RESOLUTION

ACTION:

Adopted RESOLUTION NO. 12-61 - 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

2.4 WARRANT AND WIRE TRANSFER RESOLUTION - BANK OF AMERICA

ACTION:

Adopted RESOLUTION NO. 12-62 - 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.

2.5 TREASURER'S REPORT FOR THE QUARTER ENDED MARCH 31, 2012

ACTION:

Received and filed.

2.6 APPROVAL OF THE 2012 SUPPLEMENT TO THE CONSULTANT TEAM

ACTION:

Approved the City's 2012 Supplement to the Consultant Team selection for professional and technical consultant services for a one-year period from July 1, 2012 through June 30, 2013, as set forth in the Consultant Team Recommendations List; and delegate authority to the department directors to execute the final contracts.

2.7 CIVIC CENTER FUEL STATION UNDERGROUND STORAGE TANK AND DISPENSER ISLAND REPLACEMENT

ACTION:

Approved the plans, specifications, and contract documents for Civic Center Fuel Station Underground Storage Tank and Dispenser Island Replacement, Capital Improvement Project (CIP) 361203.

2.8 GRANT OF EASEMENT TO AT&T FOR U-VERSE FACILITIES ALONG CULVER DRIVE AT IRVINE BOULEVARD

ACTION:

Authorized the Mayor to execute the easement to Pacific Bell Telephone Company (AT&T) to install and maintain communication facilities.

Mayor Pro Tempore Krom abstained.

2.9 PENDING APPROVAL FOR TRACT MAP NOS. 17444 AND 17451 IN STONEGATE

ACTION:

Received and filed.

2.10 ORDINANCE NO. 12-09, ORDINANCE APPROVING ZONE CHANGE 00540581-PZC

ACTION:

Read by title only, second reading and adoption of ORDINANCE NO. 12-09 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE APPROVING ZONE CHANGE 00540581-PZC TO AMEND THE ZONING ORDINANCE FOR CONSISTENCY WITH PREVIOUSLY APPROVED ZONE CHANGES; CITY COUNCIL DIRECTIVES; INCORPORATING MINOR "CLEAN-UP" CHANGES SUCH AS CORRECTIONS TO SCRIVENER'S ERRORS, REVISING TEXT AND EXHIBITS FOR IMPROVED ACCURACY AND READABILITY; AND PROVIDING NEW OR REVISED LAND USE/ZONING PROVISIONS RELATED TO USE DETERMINATIONS AND LANDSCAPE SETBACKS; FILED BY THE CITY OF IRVINE COMMUNITY DEVELOPMENT DEPARTMENT

(Passed 5-0)

2.11 COMMUNITY PARTNERSHIP FUND GRANT NOMINATIONS - IRVINE CHILDREN'S FUND

ACTION:

Approved community partnership grant award to Irvine Children's Fund in support of its child care scholarship program.

2.12 ORANGE COUNTY GREAT PARK APPROVAL OF AGREEMENT WITH THE UNITED STATES DEPARTMENT OF ENERGY TO HOST THE SOLAR DECATHLON 2013

ACTION:

- 1) Accepted a grant award from the U.S. Department of Energy in the amount of \$375,000 for Phase 1 planning to host the Solar Decathlon 2013 and XPO.
- 2) Approved the transfer agreement to transfer from the Orange County Great Park Corporation a \$375,000 grant award from the U.S. Department of Energy.
- 3) Approved a sole source agreement with Fred Smoller, Ph.D. as liaison with the higher education community and community meeting facilitator.
- 4) Approved the acceptance and budget adjustments of sponsorships for the Solar Decathlon 2013 and the XPO as pledged and received over the life of the project.
- 5) Approved a budget adjustment for Fiscal Year 2011-2012, increasing revenues by \$92,000 and expenditures by \$50,000; and for Fiscal Year 2012-2013, increasing revenues by \$62,000.

Passed 4-1 (Lalloway voted no)

2.13 APPROVAL TO ENTER INTO MUTUAL INDEMNIFICATION AGREEMENTS WITH THE REGENTS OF THE UNIVERSITY OF CALIFORNIA AND ONE OC, FOR A HEALTH PROGRAM AT THE GREAT PARK FARMERS MARKET

ACTION:

- 1) Authorized the Chief Executive Officer to approve a standard mutual indemnification agreement with the Regents of the University of California, on behalf of the University of California, Irvine Nursing Science Program for the Clinic in the Park program, in substantial conformity with the form attached to the staff report dated May 22, 2012.

- 2) Authorized the Chief Executive Officer to approve a standard mutual indemnification agreement with OneOC for the Clinic in the Park program, in substantial conformity with the form attached to the staff report dated May 22, 2012.

(Passed 5-0)

2.14 RESOLUTION CONTAINING TERMS AND CONDITIONS OF EMPLOYMENT FOR REPRESENTED EMPLOYEES

This item was removed for separate discussion by Councilmember Lalloway, who expressed opposition to the proposed labor agreements and pension plans for City employees.

City Council discussion included clarification of any fiscal impacts to the City.

ACTION: Moved by Mayor Kang, seconded by Mayor Pro Tempore Krom, to:

Adopt RESOLUTION NO. 12-63 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE ADOPTING THE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF IRVINE AND THE ASSOCIATED SUPERVISORY / ADMINISTRATIVE PERSONNEL (ASAP), AND SUPERSEDING ALL PREVIOUS ASAP MEMORANDUMS OF UNDERSTANDING, EFFECTIVE THE PAY PERIOD THAT INCLUDES AUGUST 11, 2012

The motion carried as follows:

AYES:	4	COUNCILMEMBERS:	Agran, Choi, Krom and Kang
NOES:	1	COUNCILMEMBERS:	Lalloway
ABSENT:	0	COUNCILMEMBERS:	None

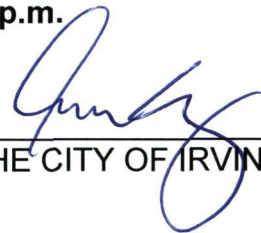
PUBLIC COMMENTS

Nicholas Ma, Indre Vysniauskaite, and Charles Cauffman, students representing the Associated Student Body from UC Irvine's Local Government Branch, spoke in support of a middle class scholarship program.

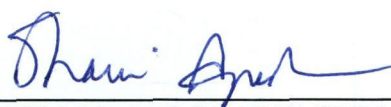
John Carr, Southern California Volunteer Representative representing the "In God We Trust America" non-profit organization, spoke in support of displaying "In God We Trust" motto at City Hall.

ADJOURNMENT

Moved by Mayor Pro Tempore Krom, seconded by Councilmember Choi, and unanimously carried to adjourn the meeting at 6:39 p.m.



MAYOR OF THE CITY OF IRVINE



CITY CLERK OF THE CITY OF IRVINE

June 12, 2012