



CALL TO ORDER

A regular meeting of the Irvine City Council was called to order at 4:01 p.m. on October 27, 2009, in the City Council Chamber, Irvine Civic Center, One Civic Center Plaza, Irvine, California; Mayor Kang presiding.

ROLL CALL

Present:	4	Councilmember:	Steven Choi
		Councilmember:	Christina Shea
		Mayor Pro Tempore:	Larry Agran
		Mayor:	Sukhee Kang
Absent:	1	Councilmember:	Beth Krom (Excused)

1. CLOSED SESSION

1.1 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION pursuant to Government Code Section 54956.9, subdivision (a): Omega Chemical PRP Group, LLC v. Aeroscientific Corporation, et al. (United States District Court, Central District of California Case No. CV04-1340)

1.2 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION pursuant to Government Code Section 54956.9, subdivision (a):City of Newport Beach and City of Tustin v. City of Irvine

CASE NAME AND NUMBER:

- 1) (Hines), Orange County Superior Court Case No. 30-2008-00228855-CM-WM-CXC

- 2) (Accessory Retail), Orange County Superior Court Case No. 30-2008-00228855-CU-WM-CXC
- 3) (2851 Alton), Orange County Superior Court Case No.07CC01265
- 4) (Martin Street Condominiums), Orange County Superior Court Case No.07CC01264

1.3 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION pursuant to Government Code Section 54956.9, subdivision (a): City of Irvine v. Southern California Association of Governments (Orange County Superior Court Case No. 07CC8301, Court of Appeal Case No. G040513, Supreme Court Case No. S175329)

City Attorney Phil Kohn announced the Closed Session items to be discussed. Mayor Kang noted that Item No. 1.3 would be held following the Consent Calendar, following which he convened the City Council to Closed Session at 4:03 p.m.

RECONVENED TO CITY COUNCIL MEETING

Mayor Kang reconvened the City Council meeting at 5:10 p.m.

City Attorney Phil Kohn, on behalf of the City Council, announced that no reportable action was taken in Closed Session on Item Nos. 1.1 and 1.2.

PLEDGE OF ALLEGIANCE

Mayor Kang led the Pledge of Allegiance.

MOMENT OF SILENCE

Mayor Kang requested a moment of silence in memory of Wayne Thobe, an Irvine resident for over 20 years and one of Public Safety's patrol volunteers since 2002, who passed away on October 16, 2009.

MUSICAL PRESENTATION

Mayor Kang introduced Alexandra Long, who performed "America the Beautiful".

2. PRESENTATIONS

2.1 Proclaim November 7-14, 2009 as "Scouting for Food Week."

Mayor Kang introduced Paul Osgood, Boy and Girl Scout representative and Ambassador for Second Harvest Food Bank and presented him a proclamation for their efforts to help fight hunger.

2.2 Irvine Global Village Festival Sponsor Recognition

Mayor Kang introduced the sponsors of the Irvine Global Village Festival and presented them with Certificates of Recognition for their support of the event.

INTRODUCTIONS

City Manager Sean Joyce introduced Libby Cowan, Interim Community Services Director and Mya Sanders, Community Services Supervisor, who was instrumental in coordinating the Irvine Global Village Festival.

CITY MANAGER'S REPORT

There was none.

ANNOUNCEMENTS/COMMITTEE REPORTS/COUNCIL REPORTS

The City Council made the following announcements:

- Councilmember Shea attended the Trauma Intervention Program event in Costa Mesa and announced that the Heroes of Heart Award was presented to Irvine Police Officer Shane Barrows.

Mayor Kang made the following announcements:

- The Irvine Holiday Faire Arts and Crafts festival will take place Friday, November 6 from 5:00 p.m. to 9:00 p.m. and Saturday, November 7 from 9:00 a.m. to 4:00 p.m. The annual arts, crafts, and gift sales event was originated by a group of Irvine artisans to create a holiday event and raise funds to support the Irvine Fine Arts Center. Admissions are \$2.00 for adults and children ages 12 and under are admitted free. For more information, visit www.IrvineFineArts.org. or call the Fine Arts Center at 949-724-6880.
- The City of Irvine is hosting a special Veterans Day ceremony to be held in the formal garden area at Colonel Bill Barber Marine Corps Memorial Park on Wednesday, November 11 from 10 a.m. to 11:30 a.m. Veterans Day is a time to honor America's veterans for their patriotism, love of country, and willingness to serve and sacrifice for the common good. The event is free and open to the public. For more information, call 949-724-6640 or visit the City's web site at www.cityofirvine.org.
- The FlyAway® nonstop bus service provides convenient and timely service from the Irvine Station to Los Angeles International Airport (LAX). Service is set to start on November 16 with six daily trips in each direction. The fare for the one-way, 50-mile trip will be \$25 for adults with up to two students in grades eight and under riding

free with each paying adult. All children under five years of age ride free. Irvine Station, located at 15215 Barranca Parkway, will have 500 surface parking spaces where FlyAway® passengers can park for free for up to 30 days.

ADDITIONS AND DELETIONS

City Manager Joyce requested that Item No. 3.8 be continued to the November 10, 2009 City Council meeting at the request of Councilmember Krom who is absent this evening.

3. CONSENT CALENDAR

Consent Calendar Items consist of Item Nos. 3.1 through 3.10.

ACTION: Moved by Councilmember Choi, seconded by Mayor Pro Tem Agran to approve Consent Calendar Item Nos. 3.1 through 3.9, with the exception of Item No. 3.8, which was continued to November 10, 2009 and Item No. 3.10, which was removed for separate discussion.

The motion carried as follows:

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

3.1 MINUTES

ACTION:

- 1) Approved the minutes of a special joint meeting of the Irvine City Council and the Orange County Great Park held on October 1, 2009.
- 2) Approved the minutes of an adjourned regular meeting of the Irvine City Council held on October 13, 2009.

3.2 PROCLAMATIONS

ACTION:

- 1) Proclaimed November as "Pancreatic Cancer Awareness Month."
- 2) Proclaimed November 4, 2009 as "Law Enforcement Records and Support Personnel Day."

3.3 WARRANT AND WIRE TRANSFER RESOLUTION

ACTION: Adopted RESOLUTION NO.09-104 - 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 - AT&T

ACTION: Adopted RESOLUTION NO. 09-105- 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

3.5 WARRANT AND WIRE TRANSFER RESOLUTION - BANK OF AMERICA

ACTION: Adopted RESOLUTION NO. 09-106 - 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

Mayor Pro Tem Agran abstained.

3.6 AGREEMENT BETWEEN THE CITY OF NEWPORT BEACH AND THE CITY OF IRVINE REGARDING USE OF THE NEWPORT BEACH PISTOL RANGE AND POLICE TRAINING FACILITY

ACTION: Authorized the Mayor to execute and the City Clerk to attest to an Agreement between the City of Newport Beach and the City of Irvine to use the Newport Beach Pistol Range and Police Training Facility.

3.7 SAND CANYON GRADE SEPARATION UTILITY RELOCATION AGREEMENTS - CIP 321180

ACTION: Authorized the Mayor to execute Agreements with SFPP/Kinder Morgan Oil Company and Southern California Gas Company for design and relocation of utility lines for the Sand Canyon Grade Separation Project, Capital Improvement Project (CIP) 321180.

3.8 WESTERN SECTOR PARK DEVELOPMENT PLAN (PHASE 1) - ORANGE COUNTY GREAT PARK

ACTION: By order of the Mayor, the item was continued to the November 10, 2009 City Council meeting.

3.9 ORANGE COUNTY GREAT PARK 2009 CAPITAL IMPROVEMENTS PROJECTS (PROTOTYPE SHADE STRUCTURE) APPROVAL OF PLANS, SPECIFICATIONS AND CONTRACT DOCUMENTS – CIP 379080

ACTION: Approved the plans, specifications, and contract documents for the Orange County Great Park 2009 Capital Improvement Projects (Prototype Shade Structure) on file with the Orange County Great Park Corporation.

3.10 DESIGNATION OF THE CITY OF IRVINE AS A DESTINATION ON INTERSTATE-405 OVERHEAD SIGNAGE

This item was removed for separate discussion by Councilmember Choi, who asked for additional information on any potential cost and impacts associated with the approval of this item.

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

ACTION: Adopted RESOLUTION NO. 09-107 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA REQUESTING THE CALIFORNIA DEPARTMENT OF TRANSPORTATION TO INITIATE THE PROCESS TO DESIGNATE THE CITY OF IRVINE AS A DESTINATION FOR THE SOUTHBOUND SAN DIEGO FREEWAY (INTERSTATE 405) IN ORANGE COUNTY AND MODIFY THE OVERHEAD SIGNAGE TO INDICATE "IRVINE/SAN DIEGO."

The motion carried as follows:

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

END CONSENT CALENDAR

PUBLIC COMMENTS

Francine Verbarg, resident, spoke in support of a townhall meeting setting that would allow dialogue between residents and the City Council on city related issues.

CONVENED TO CLOSED SESSION

City Attorney Phil Kohn announced the Closed Session Item No. 1.3, following which Mayor Kang convened the City Council to Closed Session at 5:55 p.m.

RECONVENED TO CITY COUNCIL MEETING

Mayor Kang reconvened the City Council meeting at 6:44 p.m.

City Attorney Phil Kohn, on behalf of the City Council, announced that no reportable action was taken in Closed Session on Item No. 1.3.

ADJOURNMENT

Moved by Councilmember Shea, seconded by Councilmember Choi, and unanimously carried to adjourn at 6:45 p.m.



CITY CLERK OF THE CITY OF IRVINE



MAYOR OF THE CITY OF IRVINE

November 10, 2009