



# AGENDA

## CITY COUNCIL REGULAR MEETING

Sukhee Kang  
Mayor

Beth Krom  
Mayor Pro Tempore

Larry Agran  
Councilmember

Steven Choi  
Councilmember

Jeffrey Lalloway  
Councilmember

July 24, 2012  
4:00 PM

City Council Chamber  
One Civic Center Plaza  
Irvine, CA 92606

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**Speaker's Card/Request to Speak:** If you would like to address the City Council on a scheduled agenda item, please complete the Request to Speak Form. The card is at the table at the entrance to the City Council Chamber. Please identify on the card your name and the item on which you would like to speak and return to the City Clerk. The Request to Speak Form assists the Mayor in ensuring that all persons wishing to address the City Council are recognized. Your name will be called at the time the matter is heard by the City Council. City policy is to limit public testimony to three minutes per speaker (unless extended by the Mayor) which includes the presentation of electronic or audio visual information.

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### CALL TO ORDER - REGULAR CITY COUNCIL MEETING

#### ROLL CALL

#### 1. SCOPING SESSION

##### 1.1 SCOPING SESSION FOR GENERAL PLAN AMENDMENT FOR THE FORMER VISTA VERDE SCHOOL SITE IN PLANNING AREA 20 (UNIVERSITY PARK)

#### **ACTION:**

- 1) Receive staff report.
- 2) Council comments and questions.

**2. CLOSED SESSION**

- 2.1 [CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION pursuant to Government Code section 54956.9, subdivision \(a\) - one case: \*Tang v. City of Irvine, Orange County Superior Court Case No. 30-2010-00394138.\*](#)**

**[RECONVENE TO THE CITY COUNCIL MEETING](#)**

**[PLEDGE OF ALLEGIANCE](#)**

**[MOMENT OF SILENCE](#)**

**[MUSICAL PRESENTATION](#)**

**3. PRESENTATIONS**

- 3.1 [Recognition of North Irvine AYSO Region 213 Girls Under 12 Flex Team](#)**

**[CITY MANAGER'S REPORT](#)**

**[ANNOUNCEMENTS/COMMITTEE REPORTS/COUNCIL REPORTS](#)**

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Announcements, Committee Reports and Council Comments are for the purpose of presenting brief comments or reports, are subject to California Government Code Section 54954.2 of the Brown Act and are limited to 15 minutes per meeting.

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**ADDITIONS AND DELETIONS**

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Additions to the agenda are limited by California Government Code Section 54954.2 of the Brown Act and for those items that arise after the posting of the Agenda and must be acted upon prior to the next City Council meeting.

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**[CALL TO ORDER - REGULAR JOINT MEETING WITH THE CITY OF IRVINE AS SUCCESSOR AGENCY TO THE DISSOLVED IRVINE REDEVELOPMENT AGENCY](#)**

**4. [CONSENT CALENDAR - CITY COUNCIL](#)**

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All matters listed under Consent Calendar are considered by the City Manager to be routine and enacted by one roll call vote. There will be no discussion of these items unless members of the City Council request specific items to be removed from the Consent Calendar for separate discussion. Any member of the public may address the Council on items on the Consent Calendar. Public comments on any item or items on the consent calendar are limited to three minutes per speaker. If you wish to speak to a particular item or items, please complete a Speakers Form and give it to the City Clerk.

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- 4.1 [MINUTES](#)**

**ACTION:**

- 1) Approve the minutes of a special meeting of the Irvine City Council held on July 6, 2012.
- 2) Approve the minutes of a regular meeting of the Irvine City Council held on July 10, 2012.

**4.2 PROCLAMATION**

**ACTION:**

Proclaim 2012 as the Girl Scouts of America's 100th Anniversary and "Year of the Girl."

**4.3 WARRANT AND WIRE TRANSFER RESOLUTION**

**ACTION:**

Adopt - 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

**4.4 WARRANT AND WIRE TRANSFER RESOLUTION - AT&T**

**ACTION:**

Adopt - 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

**4.5 WARRANT AND WIRE TRANSFER RESOLUTION - BANK OF AMERICA**

**ACTION:**

Adopt - 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

**4.6 AMENDMENT TO THE SALARY GRADE ORDER AND POSITION CONTROL RESOLUTIONS**

**ACTION:**

- 1) Adopt - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE ESTABLISHING THE SALARY GRADE ORDER STRUCTURE AND SALARY RANGES FOR EMPLOYEES OF THE CITY OF IRVINE, AND SUPERSEDING RESOLUTION NO. 12-96 WHICH IS INCONSISTENT THEREWITH
- 2) Adopt - 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 2012-2013 FISCAL YEAR, AND SUPERSEDING RESOLUTION NO. 12-95 WHICH IS INCONSISTENT THEREWITH

**4.7    RESPONSE TO ORANGE COUNTY GRAND JURY REPORT REGARDING THE DISSOLUTION OF REDEVELOPMENT AGENCIES**

**ACTION:**

Review the draft response to the Orange County Grand Jury Report, revise as deemed appropriate, and authorize the Mayor's signature for submittal to the Presiding Judge of the Orange County Superior Court by the statutory deadline of September 20, 2012.

**4.8    RESPONSE TO ORANGE COUNTY GRAND JURY REPORT REGARDING PUBLIC AGENCY COMPENSATION**

**ACTION:**

Approve the draft reply to the Orange County Grand Jury regarding public agency compensation and authorize the Mayor's signature for submittal to the Presiding Judge of the Orange County Superior Court by the statutory deadline of September 12, 2012.

**4.9    NOTICE OF REVIEW FOR TRACT MAP NO. 17166 IN IRVINE BUSINESS COMPLEX, 17358 IN UNIVERSITY PARK, AND 17466 IN PLANNING AREA 51**

**ACTION:**

Receive and file

**4.10   SECOND READING AND ADOPTION OF ORDINANCE NO. 12-11 APPROVING ZONE CHANGE FOR LOTS 105 AND 107/108 IN PLANNING AREA 33 (IRVINE SPECTRUM CENTER)**

**ACTION:**

Read by title only, second reading and adoption of ORDINANCE NO. 12-11 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE APPROVING ZONE CHANGE 00529482-PZC TO REZONE THE SUBJECT PROPERTIES FROM 4.7 URBAN COMMERCIAL AND 4.8 IRVINE CENTER GARDEN COMMERCIAL TO 4.7C URBAN COMMERCIAL ZONING DISTRICT; AND AMENDING RELATED MAPS, TEXTS, TABLES, AND EXHIBITS OF THE CITY'S ZONING ORDINANCE TO ADD UP TO 1,206 RESIDENTIAL UNITS ON LOT 105, ON THE NORTHEAST CORNER OF ALTON PARKWAY AND MERIDIAN, AND LOTS

107/108 ON THE SOUTHWEST CORNER OF ALTON PARKWAY AND PACIFICA, IN PLANNING AREA 33 (IRVINE SPECTRUM CENTER)

Unless otherwise directed by a member of the City Council, the vote at second reading will reflect the same vote as at first reading. However, if a Councilmember is not present at the second reading/adoption, the vote will be reflected as absent.

**4.11 ACCEPTANCE OF TARGET GRANT FOR NATIONAL NIGHT OUT**

**ACTION:**

- 1) Accept a Target grant for the National Night Out program in the amount of \$3,000.
- 2) Approve a budget adjustment request in the amount of \$3,000, reflecting an increase in revenues and appropriations.

**5. CONSENT CALENDAR - SUCCESSOR AGENCY TO THE DISSOLVED IRVINE REDEVELOPMENT AGENCY**

**5.1 MINUTES**

**ACTION:**

- 1) Approve the minutes of a regular meeting of the City of Irvine as Successor Agency to the dissolved Irvine Redevelopment Agency held on February 28, 2012.
- 2) Approve the minutes of a regular meeting of the City of Irvine as Successor Agency to the dissolved Irvine Redevelopment Agency held on March 27, 2012.
- 3) Approve the minutes of a regular meeting of the City of Irvine as Successor Agency to the dissolved Irvine Redevelopment Agency held on April 24, 2012.
- 4) Approve the minutes of a regular meeting of the City of Irvine as Successor Agency to the dissolved Irvine Redevelopment Agency held on May 8, 2012.
- 5) Approve the minutes of a regular meeting of the City of Irvine as Successor Agency to the dissolved Irvine Redevelopment Agency held on June 12, 2012.

**5.2 WARRANT AND WIRE TRANSFER RESOLUTION - CITY COUNCIL AS SUCCESSOR AGENCY TO THE DISSOLVED IRVINE REDEVELOPMENT AGENCY**

**ACTION:**

Adopt – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE AS SUCCESSOR AGENCY TO THE DISSOLVED

IRVINE REDEVELOPMENT AGENCY ALLOWING CERTAIN CLAIMS AND DEMANDS OF THE CITY COUNCIL AS SUCCESSOR AGENCY TO THE DISSOLVED IRVINE REDEVELOPMENT AGENCY AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID

**5.3 ADOPTION OF RECOGNIZED OBLIGATION PAYMENT SCHEDULE OF THE FORMER IRVINE REDEVELOPMENT AGENCY AND THE ADMINISTRATIVE BUDGET FOR THE SUCCESSOR AGENCY TO THE DISSOLVED IRVINE REDEVELOPMENT AGENCY, FOR JANUARY 1, 2013 THROUGH JUNE 30, 2013**

**ACTION:**

- 1) Adopt the Recognized Obligation Payment Schedule of the former Irvine Redevelopment Agency for January 1, 2013 through June 30, 2013, and authorize revisions to the reporting format, if needed to comply with anticipated form changes by the State of California Department of Finance.
- 2) Adopt the administrative budget for the Successor Agency for January 1, 2013 through June 30, 2013.

**5.4 ADOPTION OF A RESOLUTION OF THE SUCCESSOR AGENCY TO THE DISSOLVED IRVINE REDEVELOPMENT AGENCY SETTING FORTH CERTAIN ORGANIZATIONAL MATTERS PERTAINING TO THE SUCCESSOR AGENCY**

**ACTION:**

Adopt - A RESOLUTION OF THE SUCCESSOR AGENCY TO THE DISSOLVED IRVINE REDEVELOPMENT AGENCY SETTING FORTH CERTAIN ORGANIZATIONAL MATTERS PERTAINING TO THE SUCCESSOR AGENCY

**RECONVENE TO REGULAR CITY COUNCIL MEETING**

**6. COUNCIL BUSINESS**

**6.1 CERTIFY THE SUFFICIENCY OF INITIATIVE PETITION FOR “THE IRVINE SUPPORT OUR SCHOOLS INITIATIVE OF 2012”; AND CONSIDER ACTIONS TO ADOPT THE INITIATIVE ORDINANCE, OR ADOPT A RESOLUTION SUBMITTING THE INITIATIVE ORDINANCE TO THE VOTERS AT THE NOVEMBER 6, 2012 GENERAL MUNICIPAL ELECTION, OR ORDER A REPORT ON THE EFFECT OF THE PROPOSED ORDINANCE ON MUNICIPAL OPERATIONS**

**ACTION:**

- 1) Approve Certificate of Sufficiency of Initiative Petition executed by

- the City Clerk for “The Irvine Support Our Schools Initiative of 2012.”
- 2) Take one of the following actions pursuant to Elections Code section 9215:
    - a. Adopt the initiative ordinance, without alteration, introduce for first reading and read by title only - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE ADOPTING THE IRVINE SUPPORT OUR SCHOOLS INITIATIVE OF 2012
    - b. Submit the initiative ordinance, without alteration, to the voters at the November 6, 2012 General Municipal Election, and adopt - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE SUBMITTING TO THE QUALIFIED VOTERS AT THE GENERAL MUNICIPAL ELECTION TO BE HELD ON NOVEMBER 6, 2012 A PROPOSAL TO ADOPT AN INITIATIVE ORDINANCE ENTITLED “THE IRVINE SUPPORT OUR SCHOOLS INITIATIVE OF 2012”; DIRECTING THE CITY ATTORNEY TO PREPARE AN IMPARTIAL ANALYSIS; AND AUTHORIZING AND SETTING DEADLINES FOR THE FILING OF ARGUMENTS FOR OR AGAINST THE BALLOT MEASURE
    - c. Order a report on the effect of the proposed initiative on municipal operations in accordance with Elections Code section 9212; and direct staff to return with the report at an Adjourned Regular City Council meeting on July 31, 2012, at which time the Council must take one of the actions described in 2.a or 2.b above.
  - 3) Allocate funds in the amount of \$2,000 from the Unallocated Year-End Surplus Fund for unanticipated costs for services provided by the Orange County Registrar of Voters to verify signatures on the subject petition.
  - 4) Should the City Council take action to submit the initiative ordinance to the voters (2.b above), allocate funds in the amount of \$8,500 from the Unallocated Year-End Surplus Fund for unanticipated costs for services provided by the Orange County Registrar of Voters for the translating and publishing of the ballot measure, impartial analysis and related arguments in the sample voter pamphlet.

**PUBLIC COMMENTS - REGULAR JOINT MEETING WITH THE CITY OF IRVINE AS SUCCESSOR AGENCY TO THE DISSOLVED IRVINE REDEVELOPMENT AGENCY (Limited to 3 minutes per speaker). Public comments will be heard at approximately 6:30 p.m. or prior to adjournment, whichever occurs earlier.**

**PUBLIC COMMENTS - REGULAR CITY COUNCIL MEETING (Limited to 3 minutes per speaker). Public comments will be heard at approximately 6:30 p.m. or prior to adjournment, whichever occurs earlier.**

**ADJOURNMENT - REGULAR JOINT MEETING WITH THE CITY OF IRVINE AS SUCCESSOR AGENCY TO THE DISSOLVED IRVINE REDEVELOPMENT AGENCY**

**ADJOURNMENT - REGULAR CITY COUNCIL MEETING**

**NOTICE TO THE PUBLIC**

**LIVE BROADCASTING**

Regular City Council meetings are broadcasted live every 2<sup>nd</sup> and 4<sup>th</sup> Tuesday of the month at 4:00 p.m. and are replayed on Sundays at 11:00 a.m., and Thursdays at 7:00 p.m. All broadcasts can be viewed on Cox Communications Local Access Channel 30. City Council meetings are also available via live webcast through the City’s website at [www.cityofirvine.org](http://www.cityofirvine.org). For more information, please contact the City Clerk’s office at (949)724-6205.

**ADJOURNMENT**

**At 11:00 p.m.**, the City Council will determine which of the remaining agenda items can be considered and acted upon prior to 12:00 midnight and will continue all other items on which additional time is required until a future City Council meeting. All meetings are scheduled to terminate at 12:00 midnight.

**STAFF REPORTS**

As a general rule, staff reports or other written documentation have been prepared or organized with respect to each item of business listed on the agenda. Copies of these materials are on file with the City Clerk and are available for public inspection and copying once the agenda is publicly posted, (at least 72 hours prior to a regular City Council meeting). Staff reports can also be downloaded from the City’s website at [http://www.ci.irvine.ca.us/council/agenda/agenda\\_archive.asp](http://www.ci.irvine.ca.us/council/agenda/agenda_archive.asp) beginning the Friday prior to the scheduled City Council meeting on Tuesday.

In addition, meetings can be viewed live at the time posted on the agenda and related staff reports can be opened and viewed simultaneously along with the streaming of the meeting. To view the meeting, go to <http://www.cityofirvine.org/cityhall/citymanager/pio/ICTV/citycouncil/default.asp>.

If you have any questions regarding any item of business on the agenda for this meeting, or any of the staff reports or other documentation relating to any agenda item, please contact City Clerk staff at (949)724-6205.

**SUPPLEMENTAL MATERIAL RECEIVED AFTER THE POSTING OF THE AGENDA**

Any supplemental writings or documents distributed to a majority of the City Council regarding any item on this agenda after the posting of the agenda will be available for public review in the City Clerk’s Office, One Civic Center Plaza, Irvine, California, during normal business hours. In addition, such writings or documents will be made available for public review at the respective public meeting.

If you have any questions regarding any item of business on the agenda for this meeting, or any of the staff reports or other documentation relating to any agenda item, please contact City Clerk staff at (949)724-6205.

**SUBMITTAL OF INFORMATION BY MEMBERS OF THE PUBLIC FOR DISSEMINATION OR PRESENTATION AT PUBLIC MEETINGS**

Media Types and Guidelines

1. Written Materials/handouts:

Any member of the public who desires to submit documentation in hard copy form may do so prior to the meeting or at the time he/she addresses the City Council. Please provide 15 copies of the information to be submitted and file with the City Clerk at the time of arrival to the meeting. This information will be disseminated to the City Council at the time testimony is given.

2. Large Displays/Maps/Renderings:

Any member of the public who desires to display freestanding large displays or renderings in conjunction with their public testimony is asked to notify the City Clerk’s Office at (949)724-6205 no later than 12:00 noon on the day of the scheduled meeting so that an easel can be made available, if necessary.

3. Electronic Documents/Audio-visuals:

Any member of the public who desires to display information electronically in conjunction with their public testimony is asked to submit the information to the Public Information Office (PIO) no later than 12:00 noon on the day of the scheduled meeting. To facilitate your request contact the PIO Office at (949)724-6253 or the City Clerk’s Office at (949)724-6205.

Information must be provided on CD, DVD, or VHS; or, emailed by 12:00 noon on the day of the scheduled meeting to [pio@ci.irvine.ca.us](mailto:pio@ci.irvine.ca.us). Members of the public will be asked to provide their name, identify the meeting and the agenda item to be addressed, and a day time phone number.

The PIO office will notify the person submitting the information as soon as possible prior to the meeting if the information cannot be accessed or if the version provided is incompatible with the City’s system. Every effort will be made by City staff to facilitate the presentation.

**PUBLIC COMMENT**

Any member of the public may address the City Council on items within the City Council’s subject matter jurisdiction but which are not listed on this agenda during Public Comment; however, no action may be taken on matters that are not part of the posted agenda. If you would like to address the City Council during the Public Comment portion of the Agenda, please complete the Request to Speak Form. The card is at the table at the entrance to the City Council Chamber. Please complete the card with your name and return to the City Clerk. The Request to Speak Form assists the Mayor in ensuring that all persons wishing to address the City Council are recognized. Your name will be called at the time Public Comment is taken by the City Council. City policy is to limit public testimony to three minutes per speaker (unless extended by the Mayor) which includes the presentation of electronic or audio visual information.

**CITY SERVICES TO FACILITATE ACCESS TO PUBLIC MEETINGS**

It is the intention of the City of Irvine to comply with the Americans With Disabilities Act (ADA) in all respects. If, as an attendee or a participant at this meeting, you will need special assistance beyond what is normally provided, the City of Irvine will attempt to accommodate you in every reasonable manner. Please contact the City Clerk’s Office at (949)724-6205.

Assisted listening devices are available at the meeting for individuals with hearing impairments. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. (28 CFR 35. 102-35. 104 ADA Title II)

**CHALLENGING CITY DECISIONS**

The time limit within which to commence any lawsuit or legal challenge to any quasi-adjudicative decision made by the City is governed by Section 1094.6 of the Code of Civil Procedure, unless a shorter limitations period is specified by any other provision. Under Section 1094.6, any lawsuit or legal challenge to any quasi-adjudicative decision made by the City must be filed no later than the 90<sup>th</sup> day following the date on which such decision becomes final. Any lawsuit or legal challenge, which is not filed within that 90-day period, will be barred.

If a person wishes to challenge the nature of the above actions in court, they may be limited to raising only those issues they or someone else raised at the meeting described in this notice, or in written correspondence delivered to the City of Irvine, at or prior to the meeting. In addition, judicial challenge may be limited or barred where the interested party has not sought and exhausted all available administrative remedies.

**COMMUNICATION DEVICES**

To minimize distractions, please be sure all personal communication devices are turned off or on silent mode.

**MEETING SCHEDULE**

Regular meetings of the City Council are held on the second and fourth Tuesdays of each month at 4:00 p.m. Study Sessions and/or Closed Sessions are periodically held prior to the start of the regular meeting. Agendas are available as follows:

- City Clerk's Office
- Police Department
- Local library
- City's web page at [www.ci.irvine.ca.us](http://www.ci.irvine.ca.us)

I hereby certify that the agenda for the Regular City Council meeting was posted in the posting book located in the Public Safety Lobby of City Hall, One Civic Center Plaza, Irvine, California on \_\_\_\_\_ by \_\_\_\_\_ p.m. as well as on the City's web page.

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Sharie Apodaca, MMC  
City Clerk