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# CITY COUNCIL AGENDA

BETH KROM  
Mayor

SUKHEE KANG  
Mayor Pro Tempore

LARRY AGRAN  
Councilmember

STEVEN CHOI  
Councilmember

CHRISTINA SHEA  
Councilmember

## CITY COUNCIL REGULAR MEETING

October 25, 2005  
4:00 P.M.

City Council Chamber  
One Civic Center Plaza

### NOTICE TO THE PUBLIC

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.

**ADDITIONS AND DELETIONS TO THE AGENDA:** 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.

**ANNOUNCEMENTS/COMMITTEE REPORTS/COUNCIL COMMENTS:** 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.

**CONSENT CALENDAR ITEMS:** All matters listed under Consent Calendar are considered to be routine and all will be 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 Speaker's Form and give it to the City Clerk. (Please see information in "Request to Speak" section.

**PUBLIC COMMENT:** Any member of the public may address the City Council on items within the Council's subject matter jurisdiction but which are not listed on this agenda during public comments. However, no action may be taken on matters that are not part of the posted agenda. Public comments are scheduled for 30 minutes and are limited to three minutes per person. If you wish to speak, please complete a Speaker's Form and submit to the City Clerk.

CITY COUNCIL – NOTICE TO THE PUBLIC

**SPEAKER’S CARD/REQUEST TO SPEAK:** If you would like to address the City Council on a scheduled agenda item, please complete the speaker’s card. The card is at the table at the entrance to the Council Chamber. Please identify on the card your name, address, and the item on which you would like to speak and return to the City Clerk. The speaker’s card assists the Mayor in ensuring that all persons wishing to address the Council are recognized. Your name will be called at the time the matter is heard by the Council.

**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. 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.

**PUBLIC HEARINGS:** Public Hearings are scheduled for a time certain of 4:00 p.m. (unless noticed otherwise) or as soon thereafter as possible. City Council, when considering the matter scheduled for hearing, will take the following actions: 1) Open the Public Hearing. 2) Receive staff report. 3) Accept public testimony. 4) City Council comments and questions. 5) Take appropriate action. Those wishing to address the City Council during the Public Hearing must complete a “Request to Speak” form and provide it to the City Clerk prior to the hearing. If, in the future, you wish to challenge in court any of the matters on this agenda for which a public hearing is to be conducted, you may be limited to raising only those issues which you (or someone else) raised orally at the public hearing or in written correspondence received by the City at or before the hearing. Any person seeking to challenge a City Council decision made as a result of a proceeding in which by law a hearing is required to be given, evidence is required to be taken, and the discretion in the determination of facts is vested in the City Council, shall be required to commence that action 90 days following the date on which the decision becomes final as provided in Code of Civil Procedure Section 1094.6. Please refer to Code of Civil Procedure 1094.6 to determine how to calculate when a decision becomes “final.” **Notice:** Public Hearings listed for continuance will be continued as noted and posting of this agenda serves as notice of continuation. Any matter not noted for continuance, will be posted separately.

**AMERICANS WITH DISABILITIES ACT:** 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 Jeri L. Stately, City Clerk, at least 48 hours prior to the meeting to inform us of your particular needs and to determine if accommodation is feasible. Please advise us at the time if you will need accommodations to attend or participate in meetings on a regular basis.

This agenda was prepared by the City Clerk. Regular meetings of the City Council are held on the second and fourth Tuesdays of each month at 4:00 p.m. However, study sessions and/or closed sessions are periodically held prior to the start of the regular meeting. The City Council Agenda is posted in the Police Department and available at your local library. It is also available through our FAX LIBRARY system. Simply dial (949) 724-6210 and request document number 100 anytime after 5:00 p.m. on the Friday prior to a City Council meeting. The Agenda may also be accessed through the City’s web page at [www.ci.irvine.ca.us](http://www.ci.irvine.ca.us)

STATE OF CALIFORNIA            )  
CITY OF IRVINE                    ) SS  
COUNTY OF ORANGE            )

I DECLARE UNDER PENALTY OF PERJURY that I am employed by the City of Irvine, in the City Clerk’s Department; and that I posted this agenda in the posting book located in the Public Safety Lobby of City Hall, One Civic Center Plaza.

Dated/Signed: \_\_\_\_\_

# FINAL AGENDA

## **IRVINE CITY COUNCIL REGULAR MEETING**

**October 25, 2005**

### **CALL TO ORDER**

**4:00 P.M.**

A regular meeting of the Irvine City Council will be called to order on October 25, 2005 at 4:00 p.m., in the City Council Chamber, Irvine Civic Center, One Civic Center Plaza, Irvine, California, by Mayor Krom, presiding officer.

### **ROLL CALL**

COUNCILMEMBER:	LARRY AGRAN
COUNCILMEMBER:	STEVEN CHOI
COUNCILMEMBER:	CHRISTINA SHEA
MAYOR PRO TEMPORE:	SUKHEE KANG
MAYOR:	BETH KROM

### **PLEDGE OF ALLEGIANCE**

### **MOMENT OF SILENCE**

### **MUSICAL PRESENTATION**

### **PRESENTATIONS**

- 1) **Employee Service Recognition - 25 Years of Service**  
**Lidia Boda - Administrative Services**  
**Rodney Hachez - Public Works**

**Richard Handfield - Public Safety**  
**David Husted - Public Safety**  
**Jeffery Kermode - Public Safety**  
**Deborah Sugg - Public Safety**

**INTRODUCTIONS**

**CITY MANAGERS REPORT**

**\*ANNOUNCEMENTS/COMMITTEE REPORTS/COUNCIL REPORTS**

**\*ADDITIONS AND DELETIONS**

**CONSENT CALENDAR (Item Nos. 1 through 5.1)**

**\*PUBLIC COMMENTS (Limited to 3 minutes per speaker)**

**1. CITY COUNCIL MINUTES**

**1.1 APPROVAL OF CITY COUNCIL MINUTES**

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

**2. PROCLAMATIONS/COMMENDATIONS/RATIFICATIONS**

**2.1 COMMEND 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

\*Please refer to Notice to the Public, Pages i & ii

### 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:** Authorize 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) Approve the agreement and accept the security from Moffett Meadows Partners, LLC, guaranteeing improvements for Tract Map No. 16582.
- 2) Authorize 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:** Approve 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:** Approve 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.

\*Please refer to [Notice to the Public](#), Pages i & ii

## 5. RESOLUTIONS

### 5.1 WARRANT AND WIRE TRANSFER RESOLUTION

**ACTION:** Adopt a Resolution entitled: RESOLUTION NO. - 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

**ACTION:**

- 1) Introduce for first reading and read by title only and ordinance entitled: 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
- 2) Adopt a resolution entitled: RESOLUTION NO. - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE DECLARING ITS OPPOSITION TO CASINO GAMBLING OPERATIONS WITHIN THE CITY OF IRVINE
- 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

\*Please refer to Notice to the Public, Pages i & ii

**ACTION:** 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:**

- 1) Receive staff report.
- 2) Appoint two City Council representatives to an Orange County Great Park Development Agreement Committee.

**8. RESOLUTIONS**

**8.1 RESOLUTION OPPOSING TRANSPORTATION IMPROVEMENTS THROUGH THE CLEVELAND NATIONAL FOREST**

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

**9. PUBLIC HEARINGS**

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

**ACTION:**

- 1) Open the public hearing.
- 2) Receive staff report.
- 3) Receive public input.
- 4) Council questions and comments.
- 5) Close public hearing.
- 6) Adopt a resolution entitled: RESOLUTION NO. - 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

\*Please refer to Notice to the Public, Pages i & ii

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.

- 7) Adopt a resolution entitled: RESOLUTION NO. - 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.
- 8) Adopt a resolution entitled: RESOLUTION NO. - 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.
- 9) Conduct Special Election.
- 10) Adopt a resolution entitled: RESOLUTION NO. - 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.
- 11) Introduce for first reading and read by title only an ordinance entitled: 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 (Limited to 3 minutes per speaker)**

### **ADJOURNMENT**

Adjourn to a CITY COUNCIL REGULAR meeting, November 22, 2005, 4:00 p.m., City of Irvine, City Council Chamber, One Civic Center Plaza, Irvine,

\*Please refer to Notice to the Public, Pages i & ii

California.

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**NOTICE TO THE PUBLIC**

The foregoing does constitute the final agenda.

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