



MINUTES

CITY COUNCIL REGULAR MEETING AND REGULAR JOINT MEETING WITH THE CITY OF IRVINE AS SUCCESSOR AGENCY TO THE DISSOLVED IRVINE REDEVELOPMENT AGENCY

July 11, 2017
City Council Chamber
One Civic Center Plaza
Irvine, CA 92606

CALL TO ORDER

The regular meeting of the Irvine City Council and regular joint meeting with the City of Irvine as Successor Agency to the dissolved Irvine Redevelopment Agency was called to order at 4:03 p.m. on July 11, 2017 in the City Council Chamber, Irvine Civic Center, One Civic Center Plaza, Irvine, California; Mayor/Chairman Wagner presiding.

ROLL CALL

Present:	5	Councilmember/Boardmember:	Melissa Fox
		Councilmember/Boardmember:	Jeffrey Lalloway
		Councilmember/Boardmember:	Christina Shea
		Mayor Pro Tempore/Vice Chairwoman:	Lynn Schott
		Mayor/Chairman:	Donald P. Wagner

1. CLOSED SESSION

City Attorney Melching announced the following Closed Session item:

- 1.1 CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION: *Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9: 1 potential case***

RECESS

Mayor/Chairman Wagner convened the regular joint meeting with the Successor Agency to Closed Session at 4:04 p.m.

RECONVENE TO THE REGULAR JOINT MEETING

Mayor/Chairman Wagner reconvened the regular joint meeting with the Successor Agency at 4:33 p.m. City Attorney Melching, on behalf of the City Council and Successor Agency, announced that no reportable action was taken in Closed Session.

ADJOURNMENT - REGULAR JOINT MEETING

Moved by Councilmember/Boardmember Shea, seconded by Councilmember/Boardmember Lalloway, and unanimously carried to adjourn the regular joint meeting with the City of Irvine as Successor Agency to the dissolved Irvine Redevelopment Agency at 4:34 p.m.

RECONVENE TO THE REGULAR CITY COUNCIL MEETING

Mayor Wagner reconvened the regular City Council meeting at 4:35 p.m.

PLEDGE OF ALLEGIANCE

Councilmember Shea led the Pledge of Allegiance.

INVOCATION

Mayor Wagner provided the invocation.

CITY MANAGER'S REPORT

There was no report.

ANNOUNCEMENTS/COMMITTEE REPORTS/COUNCIL REPORTS

Mayor Pro Tempore Schott, as the City's representative to the Orange County Mosquito and Vector Control District Board of Directors (OCMVCD), announced that a 70-year-old woman from Laguna Beach recently tested positive for West Nile Virus; and that OCMVCD confirmed that the first mosquito sample to test positive for West Nile Virus in Orange County was found in the City of La Habra. Residents are reminded to take

preventative measures, such as removing standing water, keeping screen doors closed, reporting dead or dying birds, and wearing appropriate repellent while outdoors. For more information, visit ocvector.org.

Mayor Wagner noted his recent attendance at meetings in Washington, D.C. the week of June 30 to facilitate potential new job opportunities in the City of Irvine in coordination with the University of California, Irvine, having met with Congresswoman Lucille Roybal-Allard, ranking member of the House Appropriations Committees; Congressmen Lou Correa and Ed Royce; and representatives of Congresswoman Mimi Walters and Senator Diane Feinstein. He also noted that he was joined on the trip by former State Senators Dunn and Ackerman, as well as representatives from the Orange County Business Council and the Irvine Company.

Mayor Wagner also made the following announcements:

- The community is invited to learn about two Public Works projects and to share their input at upcoming public meetings.
 - The first meeting will be held on Wednesday, July 12 at 6 p.m. at Cypress Community Center to learn about the extension of the Jeffrey Open Space Trail along the east side of Jeffrey Road, between Barranca Parkway and Walnut Avenue. For information about the project and how to submit comments, visit cityofirvine.org/jostextension.
 - The second meeting will be held on Thursday, July 20 at 6:30 p.m. at Free Chapel Orange County, located at 2777 McGaw Avenue, to learn about the Jamboree Road Widening Project from Main Street to Barranca Parkway. For information about the project and how to submit comments, visit cityofirvine.org/jamboree.
- The community is invited to the Grand Opening of the first phase of the Orange County Great Park Sports Park from 2-9 p.m. on Saturday, August 5, with the official ribbon-cutting ceremony at 2 p.m. A special free concert will also take place at 7 p.m. in the Soccer Stadium. For information, visit cityofirvine.org.
- The City's Sizzlin' Summer Concerts continue at Mike Ward Community Park – Woodbridge on Sunday, July 16 at 5:30 p.m. with an energetic performance of pop songs by the band Pop Vinyl. Gourmet food trucks will be available, with a portion of proceeds from food sales benefitting Irvine nonprofit organizations. Concerts will be held every Sunday evening through August 13. For information, visit cityofirvine.org/play.

ADDITIONS AND DELETIONS

Grace Leung, Assistant City Manager, requested that Item No. 4.2 (Zoning Administrator Appointment Procedure) be continued to a date to be determined to provide staff an opportunity to explore additional options.

2. CONSENT CALENDAR

ACTION: Moved by Councilmember Shea, seconded by Councilmember Fox, and unanimously carried to approve Consent Calendar Item Nos. 2.1 through 2.3.

2.1 MINUTES

ACTION:

Approved the minutes of a regular meeting of the City Council held on June 27, 2017.

2.2 WARRANT AND WIRE TRANSFER RESOLUTION

ACTION:

Adopted RESOLUTION NO. 17-49 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, ALLOWING CERTAIN CLAIMS AND DEMANDS AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID

2.3 COMMUNITY PARTNERSHIP FUND GRANT NOMINATIONS

ACTION:

- 1) Approved Councilmember Shea's request for Community Partnership Fund Grant nominations to Irvine Korean Evergreen Association in the amount of \$1,000 (**Contract No. 9901**) and New Outlook Center in the amount of \$700 (**Contract No. 9902**) both in support of program costs.
- 2) Authorized the City Manager to prepare and sign the funding agreements listed in Action 1.

3. PUBLIC HEARINGS

3.1 CITY COUNCIL OVERRIDE OF INCONSISTENCY DETERMINATION BY THE AIRPORT LAND USE COMMISSION OF ORANGE COUNTY

Stephanie Frady, Senior Planner, and Tim Gehrich, Deputy Director of Community Development, presented the staff report and responded to questions.

Mayor Wagner opened the public hearing at 4:43 p.m.

Michael Bishoff, representing PEI Cobb Architects, and Tim Strader Jr., representing Starpointe Ventures, spoke in support of the City Council's override of the Airport Land Use Commission's (ALUC) determination and responded to City Council questions.

Kari Rigoni, representing ALUC, spoke in opposition, noting ALUC's concerns associated with the project.

City Council discussion included: whether the proposed project had higher buildings than the surrounding neighborhood; questioned ALUC's consistency in final determinations of other projects based on FAA findings; inquired about how the ALUC was formed and who provided oversight; questioned why the developer declined to redesign the project; inquired about the financial impacts to the City if the project was reduced in size; referenced the reduction in trips for this type of lower intensity use project; expressed concern about potential liability to the City; reiterated the need for additional hotels; complemented the mixed use approach to the project; noted the importance of the ALUC's role and its high standards with respect to aviation safety; referenced correspondence from the Department of Transportation and its findings; questioned why ALUC was in opposition to the proposed project as presented; noted the disagreement of findings between the State and the FAA; requested the need for additional time to make appropriate determinations; questioned common practical modifications; expressed concern that specific findings must be made by the City Council to determine that the proposed override was consistent with the purposes stated in the Public Utilities Code; questioned specific modifications to the project that addressed obstruction issues; and inquired about court decisions on similar cases.

Barbara Lichman, legal counsel on behalf of the applicant (Great Far East, LLC), responded to questions regarding the FAA's findings and why it determined that the project was deemed an "obstruction" rather than a "hazard".

Jeff Melching, City Attorney, responded to questions regarding potential liability to the City, indemnification obligations by the developer, and available options to reduce liability exposure in the future.

ACTION: By consensus, Mayor Wagner closed the public hearing at 6:03 p.m.

ACTION: Moved by Mayor Pro Tempore Schott, seconded by Councilmember Lalloway, and unanimously carried to:

Continue the item to the July 25, 2017 City Council meeting.

4. COUNCIL BUSINESS

4.1 KELVIN AVENUE PEDESTRIAN BRIDGE

Scott Smith, Deputy Director of Public Works, and Jim Houlihan, Manager of Engineering/City Engineer, presented the staff report and responded to questions.

City Council discussion included: whether deferment of the project impacted future needs; noted that postponement would incur a higher cost based on future inflation; inquired about the comments and recommendations made by the Irvine Residents with Disabilities Advisory Board (IRDAB); questioned if the landowner was still in favor of the bridge and why it was recommended that the project be deferred; why the project was presented to the Planning Commission; questioned the prior City Council's rationale for approving the bridge; and noted the increased need for walkability and pedestrian access in the Irvine Business Complex (IBC).

ACTION: Moved by Mayor Pro Tempore Schott, seconded by Councilmember Lalloway, to:

Direct staff to continue work on the project, and bring back an extension to the developer contribution agreement and a resolution to certify the Environmental Impact Report (EIR) addendum for City Council consideration.

The motion carried as follows:

AYES: 4 COUNCILMEMBERS: Fox, Lalloway, Schott and Shea

NOES: 1 COUNCILMEMBERS: Wagner

ABSENT: 0 COUNCILMEMBERS: None

4.2 ZONING ADMINISTRATOR APPOINTMENT PROCEDURE

This item was removed from the agenda at the request of Assistant City Manager Leung. See Additions and Deletions.

PUBLIC COMMENT

Del Self, Irvine resident, expressed concern about traffic safety on Ridgeline in Turtle Rock.

The following individuals spoke in opposition to the proposed Southern California Safari Substation on Wald Street and expressed appreciation to the City Council, Southern California Edison and the Irvine Company for exploring options for an alternative site:

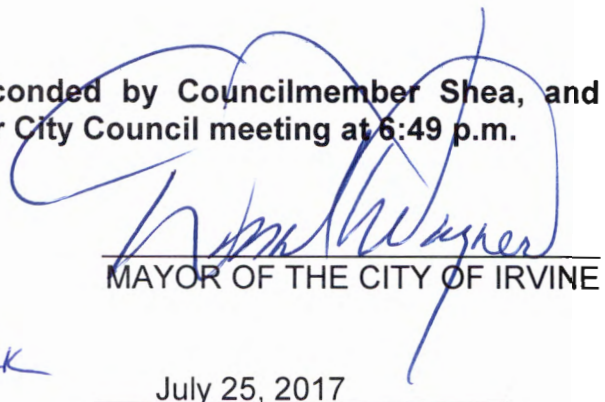
- Jane Klassen
- Doug Bender
- Daniel Kim

Ilya and Robert Tseglin reiterated a domestic issue related to an autistic family member.

Michael Klubniken spoke on behalf of his friend, Ilya Tseglin, and issues to related to his autistic son.

ADJOURNMENT – CITY COUNCIL

Moved by Councilmember Lalloway, seconded by Councilmember Shea, and unanimously carried to adjourn the regular City Council meeting at 6:49 p.m.



MAYOR OF THE CITY OF IRVINE

July 25, 2017



ASST CITY CLERK

CITY CLERK OF THE CITY OF IRVINE