



**MINUTES
CITY COUNCIL
REGULAR MEETING**

April 10, 2007
City Council Chamber
One Civic Center Plaza

CALL TO ORDER

A regular meeting of the Irvine City Council was called to order at 4:04 p.m., on April 10, 2007, in the City Council Chamber, Irvine Civic Center, One Civic Center Plaza, Irvine, California; Mayor Krom presiding.

ROLL CALL

Present:	5	Councilmember:	Steven Choi
		Councilmember:	Sukhee Kang
		Councilmember:	Christina Shea
		Mayor Pro Tem:	Larry Agran
		Mayor:	Beth Krom

CONVENE – The City Council immediately convened to the Redevelopment Agency meeting at 4:05 p.m.

RECONVENE – The City Council reconvened at 4:27 p.m.

1. SCOPING SESSION

1.1 DISCUSSION AND DIRECTION REGARDING TWO IRVINE BUSINESS COMPLEX RESIDENTIAL PROJECTS

Tim Gehrich, Manager of Planning and Development Services; Kelly Koldus, Associate Planner; and Steven Higa, Principal Planner presented the staff report.

David Hunt, representing Bingham McCutcheon, spoke in opposition to residential projects adjacent to Allergan, increases to the residential cap in

the Irvine Business Complex, and requested a complete and current Environmental Impact Report be completed for entire area.

City Council discussion included: The conceptual plans of the projects; residential unit cap being increased with General Plan Amendment; number of affordable housing and hotel units located in project area; approval processes dealing with mixed use projects; mixed-use projects near long-term businesses; and scoping sessions used to investigate issues or problems of any proposed projects.

No action taken.

RECESS – 4:54 p.m.

RECONVENE – 5:19 p.m.

PLEDGE OF ALLEGIANCE

Lieutenant Colonel Keil Gentry and Sergeant Major Scott Kyle led the Pledge of Allegiance.

MOMENT OF SILENCE

The Mayor requested a moment of silence in remembrance of Northwood High School students Jonathon Montagno and Han Huang.

MUSICAL PRESENTATION

Young Musicians Ensemble

2. PRESENTATIONS

The following presentations were made:

2.1 *The week of April 22 - 28, 2007 as "Week of the Young Child."*

2.2 *Employee Service Recognition - 30 Years of Service: Kelly Garfield, Public Works.*

INTRODUCTIONS

There were no introductions.

CITY MANAGER'S REPORT

City Manager recognized the offices of Finance and Budget for their outstanding work, dedication and efforts.

ANNOUNCEMENTS/COMMITTEE REPORTS/COUNCIL REPORTS

The following announcements were made:

- Electronic Waste Recycling Collection event to be held April 20 & 21 from 8:30 a.m. – 2:30 p.m. in the Irvine Civic Center parking lot;
- Free compact fluorescent lights to be distributed on April 20th from 8:30 a.m. – 2:30 p.m. in the Irvine Civic Center Parking lot;
- “Art Lab 101” and “Art Off the Wall” running concurrently at the Irvine Fine Arts Center April 20 – May 25;
- “Week of the Young Child” celebration on Saturday, April 21, 2007 in conjunction with “A Day in the Park,” from 10:00 a.m. to 1:00 p.m. at Heritage Community Park;
- Earth Day at UCI on Saturday, April 21 from 10:00 a.m. – 5:00 p.m. at Aldrich Park on the UCI Campus and in conjunction with this event, Earth Day in Bommer Canyon will feature self guided hikes, wildlife exhibits and children’s activities at from 9:00 a.m. – 3:00 p.m.;
- Sounds of Spring Concert featuring California Concert Artists will be performing at on April 22, 4:00 -5:00 p.m.;
- Relay for Life fundraiser for cancer research to be held June 2 & 3 at Irvine Valley College;
- Tax Day – Irvine One Stop Center to provide tax assistance for qualifying taxpayers at 125 Technology Drive, Suite 200 on April 14 from 10:00 a.m. – 5:00 p.m.;
- Summer Youth Job Fair to be held at the Lakeview Senior Center on April 28 from 8:00 a.m. -1:00 p.m.; and
- Councilmember Kang announced the Waste Reduction awards included 12 Irvine businesses including Allergan Sales, B Braun Medical, CSA International, Edward Life Sciences, Orthodyne Electronics, Repo Electronics, Shur-lok Companies, Southern California Edison Irvine and Saddleback locations, Target Stores at Jamboree and Barranca locations and Vons Supermarket on Irvine Boulevard.

ADDITIONS AND DELETIONS

There were no additions or deletions to the agenda.

3. CONSENT CALENDAR

The following items were removed from the Consent Calendar to receive public comment:

- 3.10 ADOPTION OF SECOND BATTALION, ELEVENTH MARINES, 1ST MARINE DIVISION BASED AT CAMP PENDLETON
- 3.14 LIBRARY IMPLEMENTATION PLAN AND LIBRARY SERVICE STANDARD
- 3.15 ORANGE COUNTY HUMAN RELATIONS COMMISSION EVENT TABLE SPONSORSHIP

ACTION: Moved by Councilmember Choi, seconded by Councilmember Shea, and unanimously carried to approve Consent Calendar items 3.1 through 3.15 with the exception of the items noted above.

3.1 MINUTES

ACTION: Approved the minutes of a regular City Council meeting held on March 27, 2007.

3.2 PROCLAMATIONS

ACTION:

- 1) Proclaimed the week of April 15-21, 2007, as "Recording for the Blind & Dyslexic's, Record-A-Thon Week."
- 2) Proclaimed the week of April 22-28, 2007, as "National Crime Victims' Rights Week."
- 3) Proclaimed the week of May 7-13, 2007, as "Public Service Recognition Week."

3.3 WARRANT AND WIRE TRANSFER RESOLUTION

ACTION: Adopted RESOLUTION NO. 07-46 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. 07-47 - 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

Mayor Krom abstained.

3.5 LICENSE AGREEMENT WITH SOUTHERN CALIFORNIA EDISON COMPANY, FOR PARK AND PUBLIC RECREATION PURPOSES, OAKCREEK (PLANNING AREA 12)

ACTION: Authorized the Mayor to execute License Agreement Number 3417, between the City of Irvine and Southern California Edison Company. (Contract No. 5505)

3.6 DEERFIELD COMMUNITY PARK LANDSCAPE REHABILITATION - CIP 386000

ACTION: Approved a budget adjustment to transfer surplus funds from Community Parks Landscape Rehabilitation Capital Improvement Project (CIP) 384010, 385000, and 387010, to Deerfield Community Park Landscape Rehabilitation, CIP 386000.

3.7 CABLE TELEVISION FRANCHISE AGREEMENT AND RESOLUTION OF INTENT

ACTION: Adopted RESOLUTION NO. 07-48 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE DECLARING ITS INTENT TO RENEW THE CABLE TELEVISION FRANCHISE WITH COX COMMUNICATIONS, INC. AND SETTING FORTH THE PROPOSED TERMS AND CONDITIONS OF SAID RENEWAL

3.8 OFFICE OF TRAFFIC SAFETY SEAT BELT ENFORCEMENT GRANT

ACTION:

- 1) Accepted an Office of Traffic Safety seat belt enforcement grant award, "Click It or Ticket," in the amount of \$62,617.
- 2) Approved a budget adjustment request form in the amount of \$62,617, reflecting \$62,617 in revenues and appropriations.

3.9 GREAT PARK BUILDING DEMOLITION PROJECT FOR BUILDING NOS. 242, 243, AND 245 - APPROVAL OF PLANS, SPECIFICATIONS AND CONTRACT DOCUMENTS

ACTION: Approved the plans, specifications and contract documents for the Great Park Building Demolition Project for Building Nos. 242, 243, and 245 on file with the Orange County Great Park Corporation.

3.10 ADOPTION OF SECOND BATTALION, ELEVENTH MARINES, 1ST MARINE DIVISION BASED AT CAMP PENDLETON

This item was removed from the Consent Calendar by Mayor Krom for separate discussion.

The following individuals spoke on this item: Lieutenant Colonel Keil Gentry, representing 2nd Battalion, 11th Marines, 1st Division; Jeanne Luong, Community Services Commissioner.

City Council discussion included: Expressing gratitude to the servicemen and women for there dedication in defense of our freedoms; and to create and maintain a special relationship with the marines and their families.

ACTION: Moved by Mayor Krom, seconded by Councilmember Shea, and unanimously carried to:

- 1) Adopt RESOLUTION NO. 07-49 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE AUTHORIZING THE ADOPTION OF THE SECOND BATTALION, ELEVENTH MARINES, 1ST MARINE DIVISION BASED AT CAMP PENDLETON
- 2) Direct staff to establish an ad hoc Adopt a Battalion community committee.
- 3) Direct staff to provide administrative support for committee recruitment, meetings, and participation by elected officials.
- 4) Direct staff to provide public information support to publicize program activities.
- 5) Direct staff to provide non-monetary logistical and administrative support for special events.

3.11 ORDINANCE NO. 07-05 AND 07-06, APPROVE ZONE CHANGE(00385623-PZC), DEVELOPMENT AGREEMENT(00431349-PDA) FOR THE DEVELOPMENT OF 170 ATTACHED DWELLING UNITS AT 2851 ALTON (PLANNING AREA 36)

ACTION:

- 1) Read by title only and adopted ORDINANCE NO. 07-05 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, APPROVING ZONE CHANGE (00385623-PZC) TO REVISE TEXT IN THE ZONING CODE AND CHANGE THE ZONING ON PARCEL 2 OF TRACT 7905 FROM 5.1 IBC MULTI-USE TO 5.3C IBC RESIDENTIAL FOR 2851 ALTON PARKWAY LOCATED ON THE NORTHWEST CORNER OF ALTON PARKWAY AND MURPHY AVENUE; PLANNING AREA 36; FILED BY STARPOINTE VENTURES

- 2) Read by title only and adopted ORDINANCE NO. 07-06 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, APPROVING AN IBC AREAWIDE DEVELOPMENT AGREEMENT (00431349-PDA) FOR THE 170-UNIT RESIDENTIAL CONDOMINIUM PROJECT, LOCATED AT 2851 ALTON PARKWAY, THE NORTHWEST CORNER OF ALTON PARKWAY AND MURPHY AVENUE IN PLANNING AREA 36; FILED BY STARPOINTE VENTURES

3.12 ORDINANCE NO. 07-07 AND 07-08, APPROVE ZONE CHANGE(00377523-PZC), DEVELOPMENT AGREEMENT (00431087-PDA) FOR THE DEVELOPMENT OF 82 ATTACHED DWELLING UNITS AT 18831 VON KARMAN AVENUE (PLANNING AREA 36)

ACTION:

- 1) Read by title only and adopted ORDINANCE NO. 07-07– AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, APPROVING ZONE CHANGE (00377523-PZC) TO REVISE TEXT IN THE ZONING CODE AND CHANGE THE ZONING ON PARCEL 1 - BOOK 103, PAGE 40 OF PARCEL MAPS FROM 5.1 IBC MULTI-USE TO 5.3C IBC RESIDENTIAL; LOCATED AT 18831 VON KARMAN AVENUE (NORTHWEST CORNER OF VON KARMAN AVENUE AND MARTIN STREET); PLANNING AREA 36; FILED BY STARPOINTE VENTURES, ON BEHALF OF WEST MILLENNIUM HOMES
- 2) Read by title only and adopted ORDINANCE NO. 07-08 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, APPROVING AN AREAWIDE DEVELOPMENT AGREEMENT (00431087-PDA) FOR MARTIN STREET CONDOMINIUMS LOCATED AT 18831 VON KARMAN AVENUE, ON THE NORTHWEST CORNER OF VON KARMAN AVENUE AND MARTIN STREET; PLANNING AREA 36; FILED BY STARPOINTE VENTURES, ON BEHALF OF WEST MILLENNIUM HOMES

3.13 ORDINANCE NO. 07-09 AND 07-10, RESCINDING APPROVAL OF ZONE CHANGE (00384487-PZC), AND AN AREA WIDE DEVELOPMENT AGREEMENT (00422936-PDA) FOR PROPERTY LOCATED AT 2323 MAIN STREET IN PLANNING AREA 36

ACTION:

- 1) Read by title only and adopted ORDINANCE NO. 07-09 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, RESCINDING APPROVAL OF ZONE CHANGE (00384487-PZC) TO REVISE TEXT IN THE ZONING CODE AND CHANGE THE ZONING ON PARCEL 1-BOOK 107, PAGES 34

- AND 35, FROM 5.1, IBC MULTI-USE TO 5.0, IBC MIXED USE; LOCATED AT THE NORTHEAST CORNER OF MAIN STREET AND VON KARMAN AVENUE; PLANNING AREA 36; FILED BY STARPOINTE VENTURES ON BEHALF OF STANDARD PACIFIC
- 2) Read by title only and adopted ORDINANCE NO. 07-10 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, RESCINDING APPROVAL OF AN AREA WIDE DEVELOPMENT AGREEMENT (00422936-PDA) FOR THE 2323 MAIN STREET RESIDENTIAL CONDOMINIUM PROJECT; LOCATED AT 2323 MAIN STREET, AT THE NORTHEAST CORNER OF MAIN STREET AND VON KARMAN AVENUE IN PLANNING AREA 36; FILED BY STARPOINTE VENTURES ON BEHALF OF STANDARD PACIFIC

3.14 LIBRARY IMPLEMENTATION PLAN AND LIBRARY SERVICE STANDARD

This item was removed from the Consent Calendar at the request of Mayor Pro Tempore Agran for separate discussion.

Dan Jung, Executive Assistant to the City Manager and Michelle Grettenberg, Management Analyst II presented the staff report.

City Council discussion included: Allocation of additional resources for possible projects; library impact fees; the need to have different policy choices to consider; County vs. City role in the library system; impact of a metropolitan library at Orange County Great Park vs. a branch library; and create a timeline to return to City Council.

ACTION: Moved by Councilmember Shea, seconded by Councilmember Choi, and unanimously carried to:

- 1) Direct staff to develop a Library Alternatives Study.
- 2) Direct staff to investigate industry standards for public libraries to ensure a .86 service ratio is supportable within the General Plan.

3.15 ORANGE COUNTY HUMAN RELATIONS COMMISSION EVENT TABLE SPONSORSHIP

This item was removed from the Consent Calendar at the request of City Manager, Sean Joyce who presented the report

City Council discussion included: The reassurance that such funds would be properly allocated.

ACTION: Moved by Councilmember Shea, seconded by Councilmember Kang, and unanimously carried to:

Approve allocation of \$10,000 in unallocated carryover funds to the Orange County Human Relations Commission to support the continuation of programs that serve Irvine residents.

END OF CONSENT CALENDAR

4. PUBLIC HEARINGS

4.1 FISCAL YEAR 2007-08 COMMUNITY DEVELOPMENT BLOCK GRANT HOME INVESTMENT PARTNERSHIP PROGRAM FUNDS AND AMERICAN DREAM DOWN PAYMENT INITIATIVE ANNUAL ACTION PLAN

Mayor Krom declared the public hearing open at 6:45 p.m.

ACTION: At 6:46 p.m., moved by Councilmember Kang, seconded by Councilmember Shea, and unanimously carried to continue the public hearing to April 24, 2007 at 4:00 p.m.

4.2 AMENDMENT TO CHAPTER 2-3 OF THE ZONING ORDINANCE

Mayor Krom declared the public hearing open at 6:46 p.m.

Barry Curtis, Principal Planner and Amy Mullay, Associate Planner presented the staff report.

City Council discussion included: The effect of In-lieu fee adjustments with Ordinance change; parking issues in high density areas and possibility of changing parking standards; the relationship of City code versus State code parking requirements; and compliance with State Density Bonus laws.

ACTION: At 6:55 p.m., moved by Councilmember Shea, seconded by Councilmember Kang, and unanimously carried to close public hearing.

ACTION: Moved by Councilmember Kang, seconded by Councilmember Shea, and unanimously carried to:

ACTION:

- 1) Introduce for first reading and read by title only ORDINANCE NO. 07-11 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE APPROVING ZONE CHANGE 00437602-PZC TO

AMEND CHAPTER 2-3 OF THE ZONING CODE TO UPDATE RESIDENTIAL DENSITY BONUS STANDARDS AND CLARIFY THE APPLICABILITY OF CERTAIN PROVISIONS TO PROPOSED RESIDENTIAL PROJECTS IN THE IRVINE BUSINESS COMPLEX, PLANNING AREA 36

As amended to revise ordinance to correct references to “applicant” and “developer” to provide consistency in the ordinance.

4.3 APPEAL OF A CONDITIONAL USE PERMIT WITH ADMINISTRATIVE RELIEF FOR A MIXED-USE DEVELOPMENT IN THE SOUTHEAST PORTION OF CENTRAL PARK WEST AND MASTER PLAN MODIFICATION FOR REVISIONS TO THE OVERALL CENTRAL PARK WEST DESIGN GUIDELINES (PLANNING 36)

Mayor Krom declared the public hearing open at 6:58 p.m.

Tim Gehrich, Manager of Planning and Development Services; Lana Weiss, Senior Planner; and Steven Higa, Principal Planner presented the staff report.

The following individuals spoke on this item: David Hunt, of Bingham McCutcheon representing Allergan, Inc.; Anders Platt, Lennar Corporation; Roger Grable, Manatt, Phelps, Phillips; Lewis Tomacelli, Voit Commercial brokerage; and Chris Pashay, Lennar Corporation.

City Council discussion included: Updated design changes; review of the appellant letters; the concept and vision of a pedestrian-friendly town center involving mixed uses, including housing, in the Irvine Business Complex; clarification of commercial grocery store for community; 2004 Development Agreement and associated impact fees; pricing of new development units; traffic and social issues of Irvine Business Complex; and confirmation that no public complaints were received concerning the project.

ACTION: At 7:49 p.m., moved by Councilmember Shea, seconded by Councilmember Kang, and unanimously carried to close public hearing.

ACTION: Moved by Councilmember Shea, seconded by Councilmember Kang, and unanimously carried to:

- 1) Adopt RESOLUTION NO. 07-50 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE DENYING THE APPEAL FILED BY ALLERGAN, INC., THEREBY UPHOLDING THE PLANNING COMMISSION APPROVAL OF CONDITIONAL USE

PERMIT 00410363-PCPU, WITH ADMINISTRATIVE RELIEF FOR THE DEVELOPMENT OF 211 ATTACHED CONDOMINIUM UNITS, 19,700 SQUARE FEET OF RETAIL SPACE AND 90,000 SQUARE FEET OF OFFICE SPACE IN CENTRAL PARK WEST; LOCATED ON LOTS 1 AND 2 OF TRACT 16590 IN PLANNING AREA 36

- 2) Adopt RESOLUTION NO. 07-51 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE DENYING THE APPEAL FILED BY ALLERGAN, INC., THEREBY UPHOLDING THE PLANNING COMMISSION APPROVAL OF MASTER PLAN MODIFICATION 00423738-PMPC, FOR REVISIONS TO THE CENTRAL PARK WEST DESIGN GUIDELINES IN PLANNING AREA 36

5. COUNCIL BUSINESS

5.1 EXPANSION OF THE ENERGY SAVING LIGHT BULB CAMPAIGN

Tina Christiansen, Director of Redevelopment and Shawn Thompson, Energy Administrator presented the staff report.

The following individual spoke on this item: Bob Steins, Southern California Edison.

City Council discussion included: Positive environmental impacts the proposed campaign will offer; allocation of \$100,000 to promote an ongoing campaign; creating relationships and increasing awareness with schools, Energy Coalition, Chamber of Commerce, local churches and organizations; funding of light bulbs versus only education; disposal of energy saving light bulbs; investing in sustainable future; create goals and timelines for campaign that are reportable; create program for increasing community participation; and City buildings use of energy efficient bulbs.

ACTION: Moved by Councilmember Kang, seconded by Mayor Pro Tem Agran to:

- 1) Allocate \$100,000 to further expand and implement an ongoing Energy Saving Light Bulb Campaign throughout the City.
- 2) Direct Staff to work with The Energy Coalition to expand the program citywide.

The motion carried as follows:

AYES:	4	COUNCILMEMBERS:	Agran, Kang, Shea and Krom
NOES:	1	COUNCILMEMBERS:	Choi

5.2 AMEND THE BYLAWS OF THE SENIOR CITIZENS COUNCIL

John McAllister, Director of Community Services and Sheila Driscoll, Community Services Superintendent presented the staff report.

The following individual spoke on this item: Al Grant, Senior Citizens Council member.

City Council discussion included: Clarification of selection process for proposed emeritus positions; the replacement of the two elected positions with appointees; make up of appointing panel for positions to be filled by selection process; and selection process to include representatives from the following senior organizations: Friends of Outreach, NEDA, Chinese Evergreen Association and AARP.

ACTION: Moved by Mayor Krom, seconded by Councilmember Shea and unanimously carried to:

Approve the concept to increase the Senior Citizens' Council by two members to a nine-member Council, with four members appointed as follows: One each appointed by Friends of Outreach, NEDA, Chinese Evergreen Association and AARP; and directed staff to return to the City Council with revisions to the resolution at a future meeting.

5.3 IBC TASK FORCE

Doug Williford, Director of Community Development, gave a status report on the Task Force's first meeting and answered questions from City Council.

City Council discussion included: Councilwoman Shea discussed her lack of representation on the IBC Task Force; the plan to formalize the conduct of future meetings and to use microphones; possibility of changing the composition of the Task Force ; and providing updates on Task Force business as requested.

No Action taken.

END OF COUNCIL BUSINESS

PUBLIC COMMENTS

Norman Ewers encourage the City Council to implement a Health Care Affordability Program under SB 840.

IN MEMORIAM

The Mayor adjourned the meeting in memory of Northwood High School students Jonathon Montagno and Han Huang.

ADJOURNMENT

Moved by Councilmember Choi, seconded by Councilmember Kang, and unanimously carried to adjourn at 9:41 p.m. to a Regular Meeting to be held on April 24, 2007, at 4:00 p.m. at the Irvine Civic Center, One Civic Center Plaza, Irvine, California.



MAYOR OF THE CITY OF IRVINE



CITY CLERK OF THE CITY OF IRVINE

April 24, 2007