



# AGENDA

Steven Choi  
Mayor

Jeffrey Lalloway  
Mayor Pro Tempore

Larry Agran  
Councilmember

Beth Krom  
Councilmember

Christina Shea  
Councilmember

## CITY COUNCIL REGULAR MEETING

February 11, 2014  
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 – including a Consent Calendar item, a Regular Council Business item, a Public Hearing item, or Public Comments – 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. It also ensures the accurate identification of meeting participants in the City Council minutes. Your name will be called at the time the matter is heard by the City Council. City policy is to limit public testimony to up to three minutes per speaker depending on relevant circumstances (unless the time limit is extended by the Mayor), which includes the presentation of electronic or audio visual information. Speakers may not yield their time to other persons.

**Please take notice that** the order of scheduled agenda items below and/or the time they are actually heard, considered and decided may be modified by the Mayor or the City Council during the course of the meeting, so please stay alert.

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### CALL TO ORDER

### ROLL CALL

#### 1. CLOSED SESSION

##### 1.1 CONFERENCE WITH LEGAL COUNSEL--ANTICIPATED LITIGATION: Significant exposure to litigation pursuant to Government Code

Section 54956.9(d): 1 potential case

RECONVENE TO THE CITY COUNCIL MEETING

**PLEDGE OF ALLEGIANCE**

INVOCATION

MUSICAL PRESENTATION

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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**2. CONSENT CALENDAR**

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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. See information for Speaker's Card/Request to Speak on first page.

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**2.1 MINUTES**

**ACTION:**

Approve the minutes of a 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 held on January 28, 2014.

**2.2 PROCLAMATIONS/COMMENDATIONS**

**ACTION:**

- 1) Commend Bradley Ormes - 100th Birthday.
- 2) Proclaim February 16-22, 2014 as "National Engineers Week."

**2.3 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

**2.4 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

**2.5 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

**2.6 ACCEPTANCE OF AGREEMENT FOR TRANSFER OR PURCHASE OF EQUIPMENT/SERVICES OR FOR REIMBURSEMENT OF TRAINING COSTS FOR FISCAL YEAR 2013 URBAN AREAS SECURITY INITIATIVE GRANT**

**ACTION:**

- 1) Authorize the Director of Public Safety to accept the Agreement for Transfer or Purchase of Equipment/Services or for Reimbursement of Training Costs for Fiscal Year 2013 Urban Areas Security Initiative Grant.
- 2) Authorize the Director of Public Safety to accept equipment, technology, services or supplies purchased by the City of Santa Ana and transferred to the City of Irvine to enhance countywide emergency preparedness.
- 3) Approve a budget adjustment request in the amount of \$140,000 in grant revenues and appropriations for training costs and for equipment, supplies or services.
- 4) Authorize the Director of Public Safety to submit for reimbursement up to \$70,000 in training costs and \$70,000 in approved equipment, supplies or services through the Fiscal Year 2013 Urban Areas Security Initiative Grant Program.

**2.7 IRVINE CENTER DRIVE REHABILITATION FROM CULVER TO**

**HARVARD**

**ACTION:**

- 1) Approve the plans, specifications and contract documents for Irvine Center Drive Rehabilitation from Culver to Harvard, Capital Improvement Project (CIP) 311414 and 351401.
- 2) Approve the Engineer's Estimate, Construction Contingency, and Funding Summary (Attachment 2 to the staff report), and authorize staff to solicit competitive bids for construction in accordance with the City's purchasing policies and procedures.

**2.8 MASTER MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF IRVINE AND THE COUNTY OF ORANGE FOR ENHANCED PUBLIC SAFETY SERVICES RELATED TO PUBLIC SAFETY REALIGNMENT (ASSEMBLY BILL 109) FOR FISCAL YEAR 2013-14**

**ACTION:**

- 1) Authorize the Director of Public Safety to enter into the Master Memorandum of Understanding between the City of Irvine and the County of Orange for enhanced public safety services related to Public Safety Realignment (Assembly Bill 109) for Fiscal Year 2013-14.
- 2) Approve a budget adjustment request in the amount of \$11,570 reflecting \$11,570 in revenues and appropriations for training costs and necessary overtime, equipment and supplies for enhanced public safety services related to Public Safety Realignment (Assembly Bill 109).

**2.9 BUDGET ADJUSTMENT TO AUTHORIZE CAPITAL EQUIPMENT PURCHASE TO INSTALL SHADE STRUCTURES AT HERITAGE COMMUNITY PARK TENNIS COURTS**

**ACTION:**

Approve a Budget Adjustment of \$55,127 for the Design, Equipment Purchase, Construction/Installation and Construction Contingency needed for the installation of six permanent shade structures at Heritage Community Park Tennis Courts based on the price quotation received from GameTime Company (Attachment 1 to the staff report) in accordance with the City's purchasing policies and procedures.

**2.10 REQUEST TO ORANGE COUNTY TRANSPORTATION AUTHORITY FOR MEASURE M2 GRANT FUNDING DEFERRAL FOR THE PETERS CANYON WASH CHANNEL WATER CAPTURE AND REUSE PROJECT**

**ACTION:**

Authorize the Director of Public Works to submit a request to the Orange County Transportation Authority for a 12-month extension to Fiscal Year 2014-15 for Measure M2 Environmental Cleanup Program Grant of \$3,273,105 for the Peters Canyon Wash Channel Water Capture and Reuse Project.

**2.11 CONCRETE INFRASTRUCTURE REPAIR**

**ACTION:**

- 1) Approve specifications and contract documents for Concrete Infrastructure Repair, Capital Improvement Project (CIP) 311303, 311403, and 311404.
- 2) Approve the Engineer's Estimate, Construction Contingency, and Funding Summary (Attachment 2 to the staff report), and authorize staff to solicit competitive bids for construction in accordance with the City's purchasing policies and procedures.

**2.12 NOTICE OF REVIEW FOR TRACT MAP IN IRVINE BUSINESS COMPLEX AND PENDING APPROVAL FOR TRACT MAPS IN ORCHARD HILLS AND PORTOLA SPRINGS**

**ACTION:**

Receive and file.

**2.13 PUBLIC HEARING FOR ASSESSMENT DISTRICT NO. 13-25 (PLANNING AREA 5B)**

**ACTION:**

- 1) Reschedule the public hearing for formation of Assessment District No. 13-25 to April 8, 2014.
- 2) Adopt - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, RESCHEDULING A PUBLIC HEARING FOR PROPOSED ASSESSMENT DISTRICT NO. 13-25

**2.14 FISCAL YEAR 2013-14 COMMUNITY DEVELOPMENT MID-YEAR BUDGET ADJUSTMENT FOR ENVIRONMENTAL REVIEW OF ORANGE COUNTY GREAT PARK MASTER PLAN MODIFICATION**

**ACTION:**

Approve a Budget Adjustment to increase Orange County Great Park Fund expenditures in the Community Development Department by \$360,510 for consultant services for the preparation of environmental review documents and a traffic study in support of a modification to the Orange County Great Park Master Plan.

**3. COUNCIL BUSINESS**

**3.1 BOND ISSUANCE FOR REASSESSMENT DISTRICT NO. 05-21**

**ACTION:**

Adopt - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE AUTHORIZING THE ISSUANCE AND SALE OF NOT TO EXCEED \$74,860,000 AGGREGATE PRINCIPAL AMOUNT OF CITY OF IRVINE REASSESSMENT DISTRICT NO. 05-21 LIMITED OBLIGATION IMPROVEMENT BONDS, FIXED RATE SERIES BONDS, GROUP ONE, APPROVING THE EXECUTION AND DELIVERY OF A FIRST SUPPLEMENTAL INDENTURE AND A BOND PURCHASE AGREEMENT

**3.2 APPROVAL TO NEGOTIATE AND ENTER INTO AN AMENDMENT TO THE AGREEMENT WITH THE U.S. DEPARTMENT OF ENERGY TO HOST THE SOLAR DECATHLON 2015 EVENT AT THE ORANGE COUNTY GREAT PARK**

**ACTION:**

Authorize the City Manager to negotiate and enter into an amendment to Agreement No. 7296 with the U.S. Department of Energy to host the Solar Decathlon 2015 at the Orange County Great Park at no cost to the City of Irvine.

**3.3 DISCUSSION OF MATERIALS REGARDING THE SITING OF FUTURE IRVINE UNIFIED SCHOOL DISTRICT HIGH SCHOOL SITE NO. 5**

**ACTION:**

City Council discussion and direction.

**3.4 CONSIDERATION OF PLACING AN ADVISORY MEASURE ON THE JUNE 3RD CONSOLIDATED ELECTION BALLOT**

**ACTION:**

City Council discussion and direction.

**PUBLIC COMMENTS - Public comments will be heard at approximately 6:30 p.m. or prior to adjournment, whichever occurs earlier.**

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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 Comments; however, no action may be taken on matters that are not part of the posted agenda. See information for Speaker's Card/Request to Speak on the first page.

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**ADJOURNMENT**

**NOTICE TO THE PUBLIC****LIVE BROADCASTING AND REBROADCASTING**

Regular City Council meetings are broadcast live every 2<sup>nd</sup> and 4<sup>th</sup> Tuesday of the month at 4 p.m. and are replayed on Tuesdays at 4 p.m. (in weeks in which there is not a live City Council meeting), Sundays at 11 a.m., Wednesdays at 7 p.m., and Thursdays at 7 p.m. until the next City Council meeting. All broadcasts can be viewed on Cox Communications Local Access Channel 30 and U-Verse Channel 99. City Council meetings are also available via live webcast and at any time for replaying through the City's ICTV webpage at [cityofirvine.org/ictv](http://cityofirvine.org/ictv). 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 [cityofirvine.org](http://cityofirvine.org) 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 [cityofirvine.org/ictv](http://cityofirvine.org/ictv).

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.

**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-judicative 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-judicative 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 that is not filed within this 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 AND ELECTRONIC DEVICES**

To minimize distractions, please be sure all personal communication and electronic 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 at the following locations:

- City Clerk’s Office

- Police Department
- 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 accordance with law in the posting book located in the Public Safety Lobby of City Hall, One Civic Center Plaza, Irvine, California on \_\_\_\_\_ by \_\_\_\_\_ as well as on the City's web page.

\_\_\_\_\_/s/ Marie Macias  
Marie Macias, MMC  
Interim City Clerk