



## **MINUTES**

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

**August 13, 2019**  
**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 4:02 p.m. on August 13, 2019, in the City Council Chamber, Irvine Civic Center, One Civic Center Plaza, Irvine, California; Mayor/Chairwoman Shea presiding.

### **ROLL CALL**

Present:	5	Councilmember/Boardmember:	Michael C. Carroll
		Councilmember/Boardmember:	Melissa Fox
		Councilmember/Boardmember:	Farrah N. Khan
		Mayor Pro Tempore/Vice Chairman:	Anthony Kuo
		Mayor/Chairwoman:	Christina Shea

**1. CLOSED SESSION**

City Attorney Melching announced the following Closed Session items:

**1.1 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1) — Abbas Thomas Parsa v. City of Irvine, Orange County Superior Court Case No.30-2018-00984421-CU-NP-CJC**

**1.2 PUBLIC EMPLOYEE PERFORMANCE EVALUATION – Government Code Section 54957; Title: City Manager**

There were no requests to speak.

**RECESS**

Mayor Shea recessed the City Council meeting to Closed Session at 4:03 p.m.

**RECONVENE TO THE CITY COUNCIL MEETING**

Mayor Shea reconvened the City Council meeting at 5:12 p.m. City Attorney Melching, on behalf of the City Council, announced the following:

- Closed Session Item 1.1 – The City Council voted unanimously to approve and execute a settlement that will be available for public distribution once executed.
- Closed Session Item 1.2 – No reportable action.

**PLEDGE OF ALLEGIANCE**

Mayor Pro Tempore Kuo led the Pledge of Allegiance.

**INVOCATION**

Pastor Kevin Nguyen from Mariners Church in Irvine provided the invocation.

**MOMENT OF SILENCE**

Mayor Shea announced the recent passing of Orange County Auditor-Controller Eric Woolery, who passed away on August 7, and California Highway Patrol Officer Andre Moye Jr., who was killed in the line of duty on August 12; and noted that the meeting would be adjourned in their memory. She also asked for a Moment of Silence for those who had lost their lives, as well as those who were recovering, from the recent shootings in Gilroy, California on July 28, El Paso, Texas on August 3, and Dayton, Ohio on August 4.

## **MUSICAL PRESENTATION**

Mayor Shea introduced recent Orange County School of the Arts graduate and Irvine resident Gabrielle Gillen, who sang the National Anthem at the invitation of Councilmember Khan.

## **2. PRESENTATIONS**

Mayor Shea noted the reordering of Presentations to first recognize Irvine Evergreen Chinese Senior Association (Item 2.2), followed by the remaining four presentations.

### **2.1 *Southern California Edison Cabrillo Substation Outage Update***

Mayor Shea introduced Erik Takayesu, Vice President of Transmission, Substations and Operations with Southern California Edison (SCE), who provided an update on the recent outage at SCE's Cabrillo Substation in the Irvine Business Complex.

City Council discussion included: questioning whether alternative equipment could handle the additional power distribution while the Cabrillo Substation was undergoing repairs; and expressed concern about the potential failure of surrounding electrical infrastructure.

Following discussion, Mayor Shea recognized City of Irvine and Orange County Fire Authority (OCFA) personnel who participated in the activation of the Emergency Operations Center that ensued following the outage, and expressed her appreciation on behalf of the City Council.

### **2.2 *Commend Irvine Evergreen Chinese Senior Association on its 30th Anniversary***

Mayor Shea introduced Peter Chan, Chairman of the Board, and other members of the Irvine Evergreen Chinese Senior Association, and presented a commendation in recognition of the organization's 30<sup>th</sup> Anniversary.

### **2.3 *Smart City Kiosk Presentation***

This presentation was agendized at the request of Councilmember Khan.

Mayor Shea introduced Jegil Dugger, Co-Founder Innovator and Business Owner of Juke, who made a brief presentation on its Civic Smart City Kiosk.

**2.4 Irvine Public Schools Foundation**

Mayor Shea introduced Neda Eaton, President and CEO of the Irvine Public Schools Foundation (IPSF), who provided an update on the services and programs it provides to Irvine schools through its partnership with the City of Irvine. Woodbridge High School graduate Sylvia Ruzsat also made a brief presentation on behalf of Irvine students. Mayor Pro Tempore Kuo recognized Ms. Ruzsat for her recent spring school performance as Audrey in “Little Shop of Horrors.”

City Council discussion included: questioning benchmarks between IPSF and similar foundations in other cities and school districts; inquired about how Irvine compared to other cities who donate to its respective school foundations; and expressed appreciation to IPSF for its partnership with the City of Irvine and Irvine schools.

**2.5 Smart City Presentation**

Mayor Shea introduced Khaled Tawfik, Chief Information Officer, who made a brief presentation on innovative efforts that have been made to make Irvine a “Smart City.”

City Council discussion included: inquiring about the ability to operate certain systems remotely for energy efficiency and water conservation, including irrigation systems.

**CITY MANAGER'S REPORT**

There was no report.

**ANNOUNCEMENTS/COMMITTEE REPORTS/COUNCIL REPORTS**

Councilmember Carroll, as the City’s appointee to the Southern California Association of Governments (SCAG), announced that SCAG would be hosting four public hearings in Southern California, including one at Irvine City Hall, on Thursday, August 22, from 1 to 3 p.m. for the purposes of receiving public input on three methodology options to determine future housing needs. Information about the hearing is available on the City’s website at [cityofirvine.org](http://cityofirvine.org).

Mayor Shea provided the following announcements:

- On Saturday, August 17, the Irvine Animal Care Center is participating in the nationwide “Clear the Shelters” adoption event. From 10 a.m. to 4 p.m., all adoptions will be \$20, which does not include licensing or puppy wellness fees. In addition, the Irvine Animal Care Center’s “Make Your Pet a Star Photo Fundraiser” will be taking place through August 31.
- The William Woollett Jr. Aquatics Center will host its annual “Splash-In Movie and Recreation Swim” on Saturday, August 24. The Incredibles 2 will be shown on the big screen during recreation swim. Admission is \$2 per child and \$4 per adult. The pool opens at 6:30 p.m., with the movie beginning at dusk. Lifeguards will also be on duty.
- The Community is invited to the 11<sup>th</sup> annual Senior Fitness Expo on Friday, August 30, from 9 a.m. to noon at Rancho Senior Center. The free event geared toward adults 50 and older features health screenings, educational presentations, and a variety of the latest health and fitness exhibitors. Guests will learn how to improve their well-being through fitness demonstrations including yoga, balance and stretching, circuit training, and more.
- For the 14<sup>th</sup> consecutive year, the City received the Achievement of Excellence in Procurement Award from the National Procurement Institute. This award recognizes the Purchasing team’s innovation, professionalism, productivity, and leadership in its commitment to acquiring quality goods and services at the best value to the City.

### **ADDITIONS AND DELETIONS**

City Manager Russo asked that Item 6.4 (Update on Shot Hole Borer) be continued to September 24, to allow staff an opportunity to provide a more robust report.

### **CONVENE TO THE JOINT MEETING WITH THE SUCCESSOR AGENCY**

Mayor/Chairwoman Shea convened to the regular joint meeting with the City of Irvine as Successor Agency to the dissolved Irvine Redevelopment Agency at 6:27 p.m.

### **3. CONSENT CALENDAR - CITY COUNCIL**

**ACTION: Moved by Councilmember/Boardmember Carroll, seconded by Councilmember/Boardmember Khan, and unanimously carried to approve City Council Consent Calendar Item Nos. 3.1 through 3.9, and Successor Agency Consent Calendar Item Nos. 4.1 and 4.2.**

**3.1 MINUTES**

**ACTION:**

Approved the minutes of a regular meeting of the Irvine City Council held on July 9, 2019.

**3.2 WARRANT AND WIRE TRANSFER RESOLUTION**

**ACTION:**

Adopted RESOLUTION NO. 19-77 - 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

**3.3 NOTICE OF REVIEW AND PENDING APPROVAL FOR TRACT MAPS IN THE GREAT PARK NEIGHBORHOODS (HERITAGE FIELDS EL TORO, LLC) AND ORCHARD HILLS**

**ACTION:**

Received and filed.

**3.4 APPROVAL OF PLANS, SPECIFICATIONS, AND CONTRACT DOCUMENTS FOR ALTON PARKWAY PAVEMENT REHABILITATION**

**ACTION:**

- 1) Approved the construction plans, specifications, and contract documents for the Alton Pavement Rehabilitation, CIPs 311602 and 311904.
- 2) Approved the Engineer's Estimate, Construction Contingency, and Project Funding Summary.
- 3) Authorized staff to solicit competitive bids and award the construction contract to the lowest responsive and responsible bidder in accordance with the City's financial policies and purchasing procedures, within the approved project budget.

**3.5 APPROVAL OF PROJECT REPORT AND ENVIRONMENTAL DOCUMENT FOR THE JEFFREY ROAD AT IRVINE CENTER DRIVE INTERSECTION IMPROVEMENT PROJECT**

*This item was removed from the agenda originally posted on August 1, 2019.*

**3.6 APPROVAL OF PLANS, SPECIFICATIONS, AND CONTRACT DOCUMENTS FOR TRAFFIC SIGNAL VEHICLE AND BICYCLE DETECTION SYSTEMS PROJECT**

**ACTION:**

- 1) Approved the construction plans, specifications, and contract documents for Traffic Signal Vehicle and Bicycle Detection Systems, Capital Improvement Project 331803.
- 2) Approved the Engineer's Estimate, Construction Contingency, and Project Funding Summary.
- 3) Authorized staff to solicit competitive bids and award the construction contract to the lowest responsive and responsible bidder, in accordance with the City's purchasing policies and procedures, within the approved project budget.

**3.7 SECOND READING OF ORDINANCE NO. 19-11 APPROVING ZONE CHANGE (00729211-PZC) AMENDING THE ZONING ORDINANCE RELATED TO PARK PROCEDURES AND MODIFICATIONS TO OTHER ZONING PROVISIONS**

**ACTION:**

Read by title only, second reading and adoption of ORDINANCE NO. 19-11 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, APPROVING ZONE CHANGE (00729211-PZC) TO AMEND THE ZONING ORDINANCE BY PROVIDING NEW OR REVISED ZONING PROVISIONS RELATED TO PARK PROCEDURES AND MINOR MODIFICATIONS TO OTHER ZONING PROVISIONS; FILED BY THE CITY OF IRVINE COMMUNITY DEVELOPMENT DEPARTMENT

(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 was absent at first reading, his or her vote cast at second reading will be reflected. If a Councilmember is not present at the second reading/adoption, the vote will be reflected as absent.)

**Approved 5-0.**

**3.8 SECOND READING OF ORDINANCE NO. 19-12 APPROVING AN AMENDMENT (00729212-PZC) TO THE MUNICIPAL CODE**

**ACTION:**

Read by title only, second reading and adoption of ORDINANCE NO. 19-12 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, RECOMMENDING CITY COUNCIL APPROVAL OF AN AMENDMENT (00729212-PZC) TO THE CITY'S MUNICIPAL CODE; FILED BY THE CITY OF IRVINE COMMUNITY DEVELOPMENT DEPARTMENT

(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 was absent at first reading, his or her vote cast at second reading will be reflected. If a Councilmember is not present at the second reading/adoption, the vote will be reflected as absent.)

**Approved 5-0.**

**3.9 COMMUNITY PARTNERSHIP FUND GRANT NOMINATIONS**

**ACTION:**

- 1) Approved Mayor Pro Tem Kuo's request for Community Partnership Fund Grant Nomination to the National Charity League - Vista Irvine Chapter - in the amount of \$250 in support of program costs.
- 2) Approved Mayor Shea's request for Community Partnership Fund Grant Nomination to the Second Chance Orange County in the amount of \$500 in support of program costs.

**4. CONSENT CALENDAR - SUCCESSOR AGENCY**

**4.1 MINUTES**

**ACTION:**

Approved the minutes of a regular joint meeting of the City of Irvine as Successor Agency to the dissolved Irvine Redevelopment Agency with the Irvine City Council held on May 28, 2019.

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

**ACTION:**

Adopted RESOLUTION NO. 19-04 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, 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

**PUBLIC COMMENT - SUCCESSOR AGENCY**

There were no public comments.

**ADJOURNMENT - JOINT MEETING WITH THE SUCCESSOR AGENCY**

Moved by Councilmember/Boardmember Carroll, seconded by Mayor Pro Tempore/ Vice Chairman Kuo, and unanimously carried to adjourn the regular joint meeting with the City of Irvine as Successor Agency to the dissolved Irvine Redevelopment Agency at 6:28 p.m.

**RECONVENE TO THE CITY COUNCIL MEETING**

Mayor Shea reconvened the regular City Council meeting at 6:29 p.m.

**5. PUBLIC HEARING**

**5.1 REVISIONS TO COMMUNITY SERVICES FEES AND POLICIES FOR ATHLETICS AND AQUATICS**

Mayor Shea opened the public hearing at 6:30 p.m.

Kim Mahon, Senior Management Analyst, presented the staff report and responded to questions. Dick Owens, Community Services Commissioner, and Steven Stewart, Community Services Supervisor, were also available for questions.

The following individuals spoke in opposition to facility reservation fee increases:

Paula Ota, Irvine Travel Softball Association  
Melissa Ota Walker, Irvine Travel Softball Association

Kim Hoestry, Irvine Novaquatics, spoke about the fee approval process and impacts on aquatics.

Michael Collins, Novaquatics Masters, also spoke about the fee approval process and impacts on aquatics, and asked that adult programs be considered as part of the process.

**ACTION: Moved by Mayor Shea, seconded by Councilmember Carroll, and unanimously carried to close the public hearing at 7:04 p.m.**

City Council discussion included: inquiring about potential opportunities for sponsorships; discussed variances to the adopted budget and questioned how such variances would be offset; expressed concern about reduction in staff hours if the reduced revenue impacted park staffing; discussed approximate costs per player and impacts to participating teams and community members; inquired about the dissenting vote on the Community Services Commission; noted a desire to make fees equitable amongst athletics and aquatics groups; inquired about the composition of the Sports Committee; and questioned the number of non-resident teams.

**ACTION: Moved by Mayor Pro Tempore Kuo, seconded by Mayor Shea, to:**

- 1) Adopt RESOLUTION NO. 19-78 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, TO UPDATE THE “ATHLETICS FACILITY RESERVATION POLICY” AND ATHLETICS FACILITY RESERVATION FEES
- 2) Adopt RESOLUTION NO. 19-79 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, TO UPDATE THE “AQUATICS FACILITY RESERVATION POLICY” AND AQUATICS FACILITY RESERVATION FEES

**The motion carried as follows:**

AYES: 4 COUNCILMEMBERS: Carroll, Fox, Kuo and Shea

NOES: 1 COUNCILMEMBERS: Khan

ABSENT: 0 COUNCILMEMBERS: None

**6. COUNCIL BUSINESS**

Mayor Shea noted the reordering of Council Business items to consider Item 6.3 (City Council Resolution Affirming Existing General Plan and Zoning Ordinance Land Use Designations for the Racquet Club of Irvine Property Located in Planning Area 19 – Rancho San Joaquin), followed by the remaining Council Business items.

**6.1 DISCUSSION OF AMENDED AND RESTATED DEVELOPMENT AGREEMENT (ARDA) TRANSFER SITE LAND USE RESTRICTIONS OPTIONS**

Bill Rodrigues, Principal Planner, presented the staff report and responded to questions. Tim Gehrich, Deputy Director of Community Development, was also available for questions.

The following individuals spoke in opposition to the proposed land use restrictions on the Amended and Restated Development Agreement (ARDA) site:

- Larry Agran, Irvine resident and former Mayor/Councilmember
- Frank McGill, Irvine resident
- Harvey Liss, Irvine resident
- Jane Roschmann, Irvine resident
- Gail Lewis, Irvine resident
- Ray Roschmann, Irvine resident
- Ira Lewis, Irvine resident
- Michelle Johnson, Irvine resident

The following individuals spoke in support:

- Faruk Bliganni, Irvine resident
- Steve Greenberg, Irvine resident
- Bill Cook

City Council discussion included: noting efforts to defeat an international airport at the former Marine Corps Air Station at El Toro (MCAS El Toro); reviewed City Council action taken in 2009 with respect to the ARDA site; acknowledged concerns by residents and the Irvine Unified School District; inquired about other types of uses other than commercial; questioned whether retail/commercial development would need to go through City Commissions; inquired about whether the City Council could designate different zoning in the future; questioned the first right of refusal/first right of negotiation provision in the agreement, and whether this provision could be eliminated; suggested community engagement to seek input on development for the site; questioned whether the ARDA site could be included under 1.9 – Orange County Great Park in the Zoning Ordinance; inquired about potential implications of Options 1 through 3 in the staff report; inquired about traffic near the ARDA site; discussed the State’s \$20 million designation for a veterans cemetery in Orange County; and clarified concerns related to intensity on the site.

**ACTION: Moved by Councilmember Khan, seconded by Mayor Pro Tempore Kuo, and unanimously carried to:**

- 1) On the Amended and Restated Development Agreement (ARDA) parcel north of Cadence, retain the current zoning (8.1 Trails and Transit Oriented Development), and prepare a Zone Change to amend the zoning consistent with Option 2 in the staff report, adding a footnote prohibiting residential and hotel development, which will allow the City to plan and develop resident serving retail along Irvine Blvd. if future conditions so justify.
- 2) On the ARDA parcel south of Cadence, direct staff to prepare a Zone Change consistent with Option 3 in the staff report to rezone the property to a zoning designation similar to 1.9 (Orange County Great Park) allowing uses similar to those permitted under the Great Park zoning designation and prohibiting residential and hotel uses.

## **6.2 INTERDEPARTMENTAL EFFORTS TO ADDRESS CITYWIDE NEIGHBORHOOD QUALITY OF LIFE MATTERS**

Steve Holtz, Manager of Neighborhood Services, presented the staff report and responded to questions. Patrick Hurtado, Police Commander, was also available for questions.

City Council discussion included: inquiring about community outreach meetings; questioned whether University Hills was included under the City's Municipal Code relative to short-term rental provisions; and noted the attendance of Mayor Pro Tempore Kuo and Councilmember Khan at the recent One Irvine Block Party.

**By consensus, received and filed.**

**6.3 CITY COUNCIL RESOLUTION AFFIRMING EXISTING GENERAL PLAN AND ZONING ORDINANCE LAND USE DESIGNATIONS FOR THE RACQUET CLUB OF IRVINE PROPERTY LOCATED IN PLANNING AREA 19 (RANCHO SAN JOAQUIN)**

This item was agendized at the request of Mayor Shea and Councilmember Carroll, who asked for City Council support to reaffirm the existing zoning on the Racquet Club of Irvine site.

Tim Gehrich, Deputy Director of Community Development, responded to City Council questions.

The following individuals spoke in opposition to affirming the existing General Plan and Zoning Ordinance land use designations:

Scott Spearman, Irvine resident and owner of Racquet Club of Irvine  
Steve Lamotte, Building Industry Association (BIA)

The following individuals spoke in support:

Cathy Schiff, Irvine resident  
Guy Setian, Irvine resident  
Randall Bertsch, Irvine resident  
Carrie O'Malley, Irvine resident

City Council discussion included; noting the complexities of infill projects; reiterated the protection of the community's interests whenever possible; inquired about other types of commercial recreational uses; questioned whether discretionary approval was necessary if a similar use ensued; reiterated recent action taken by the City Council to reaffirm existing zoning on the Rancho San Joaquin Golf Course site; reiterated the need to protect existing neighborhoods; and noted a desire to work collaboratively between all stakeholders.

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

Adopt RESOLUTION NO. 19-80 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, AFFIRMING EXISTING GENERAL PLAN AND ZONING ORDINANCE LAND USE DESIGNATIONS FOR THE RACQUET CLUB OF IRVINE PROPERTY LOCATED AT 5 ETHEL COPLEN WAY IN PLANNING AREA 19 (RANCHO SAN JOAQUIN)

**RECESS**

Mayor Shea called a recess at 7:55 p.m. following Council Business Item 6.3.

**RECONVENE**

Mayor Shea reconvened the City Council meeting at 8:10 p.m. to consider Council Business Item Nos. 6.1, 6.2, and 6.5.

**6.4 UPDATE ON SHOT HOLE BORER**

This item was continued to the September 24, 2019 City Council meeting at the request of City Manager Russo. See Additions and Deletions.

**6.5 DESIGNATION OF VOTING DELEGATE AND ALTERNATE FOR LEAGUE OF CALIFORNIA CITIES 2019 ANNUAL CONFERENCE**

Molly M. Perry, City Clerk, presented the staff report and responded to questions.

Councilmember Carroll nominated Councilmember Khan as the delegate. Mayor Pro Tempore Kuo nominated Councilmember Carroll as an alternate.

Councilmember Carroll declined the nomination, and nominated Mayor Pro Tempore Kuo as an alternate. Mayor Pro Tempore Kuo nominated Councilmember Fox as the alternate, who declined the nomination, following which Mayor Pro Tempore Kuo accepted the nomination to serve as the alternate.

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

Appoint Councilmember Farrah N. Khan to serve as the voting delegate, and Mayor Pro Tempore Anthony Kuo to serve as the alternate, for the Annual Business Meeting at the League of California Cities 2019 Annual Conference.

**PUBLIC COMMENTS**

Susan Sayre, Irvine resident, expressed her appreciation to the City's Irvine Traffic Research and Control Center (ITRAC) team for its efforts in managing traffic operations in the City.

**ADJOURNMENT**

Moved by Mayor Pro Tempore Kuo, seconded by Councilmember Carroll, and unanimously carried to adjourn the City Council meeting at 10:20 p.m. in memory of Eric Woolery, Orange County Auditor-Controller, and California Highway Patrol Officer Andre Moye, Jr.

  
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CITY CLERK OF THE CITY OF IRVINE

  
\_\_\_\_\_  
MAYOR OF THE CITY OF IRVINE

\_\_\_\_\_  
September 24, 2019