



Steven Choi
Mayor/Chairman

Jeffrey Lalloway
Mayor Pro Tem/Vice Chairman

Beth Krom
Councilmember/Boardmember

Lynn Schott
Councilmember/Boardmember

Christina Shea
Councilmember/Boardmember

MINUTES

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

**December 8, 2015
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 4:01 p.m. on December 8, 2015 in the City Council Chamber, Irvine Civic Center, One Civic Center Plaza, Irvine, California; Mayor/Chairman Choi presiding.

ROLL CALL

Present:	5	Councilmember/Boardmember:	Beth Krom
		Councilmember/Boardmember:	Lynn Schott
		Councilmember/Boardmember:	Christina Shea
		Mayor Pro Tempore/Vice Chair:	Jeffrey Lalloway*
		Mayor/Chairman:	Steven Choi

* Mayor Pro Tempore/Vice Chair Lalloway arrived at 4:02 p.m.

City Attorney Litfin announced the following Closed Session items:

1. CLOSED SESSION

- 1.1 CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION - Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2): one (1) potential case**
- 1.2 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION – Orange County Fire Authority and the City of Irvine v. All Persons Interested [In Second Amendment to Amended Joint Powers Authority Agreement], Fourth Appellate District, Division Three, Appellate Case No. G050687 (Pursuant to Government Code Section 54956.9(d)(1))**

There were no requests to speak to the Closed Session items.

RECESS

Mayor Choi convened the regular City Council Meeting to Closed Session at 4:03 p.m.

RECONVENE TO CITY COUNCIL MEETING

Mayor Choi reconvened the regular City Council meeting at 5:08 p.m. City Attorney Litfin, on behalf of the City Council, announced that no reportable action was taken in Closed Session.

PLEDGE OF ALLEGIANCE

Mayor Choi led the Pledge of Allegiance.

MOMENT OF SILENCE

Mayor Choi asked for a Moment of Silence in memory of those who lost their lives or were injured at the Inland Regional Center in San Bernardino.

INVOCATION

Mayor Choi invited Rabbi Ciner from Beth Jacob Congregation in Irvine to provide the invocation.

MUSICAL PRESENTATION

Mayor Choi introduced Catherine Park, who performed “America the Beautiful” followed by “O Holy Night.”

2. PRESENTATIONS

2.1 Irvine Global Village Festival Sponsor Recognition

Mayor Choi introduced the sponsors of the Irvine Global Village Festival and presented them with Certificates of Recognition for their support; and presented a short video highlighting the event.

CITY MANAGER'S REPORT

City Manager Joyce invited the residents of Cypress Village to attend a community meeting on traffic safety scheduled for Tuesday, December 15 from 6:30 - 8 p.m. at the Cypress Village Community Center.

City Council discussion included: whether police officers are available during peak hours; questioned how parents were notified of the community meeting; and questioned whether similar assessment and outreach would be implemented citywide given that incidents similar to that which occurred recently in Cypress Village could also occur at other school sites.

Police Chief Hamel noted that additional officers are available during peak hours to ensure public safety at school sites.

City Manager Joyce noted continued City Council support for traffic officers and that operational adjustments are implemented as needed. He also noted that all residents of Cypress Village were notified via U.S. mail, and that parents were notified through Irvine Unified School District with the assistance of its Public Information Officer.

ANNOUNCEMENTS/COMMITTEE REPORTS/COUNCIL REPORTS

Councilmember Shea noted the success of the "Winter Wonderland" event and Tree Lighting Ceremony at the Civic Center on Sunday, December 5.

Councilmember Schott noted the success of the 9th Annual "Home for the Holidays" event at the Irvine Animal Care Center, during which 194 animals were adopted; noted the amount in monetary and in-kind donations raised; and expressed appreciation to the major sponsors, the animal rescues and shelters, and volunteers that participated in the event.

Prior to his announcements, Mayor Choi invited forward Daniel Arkof, who recently passed the California Bar examination, and requested that Mayor Choi administer the Oath of Allegiance.

Mayor Choi made the following announcements:

- The City of Irvine's "Preparedness Day" for the upcoming El Niño season will be held on Saturday, December 12 from 9-11 a.m. at the Irvine Civic Center. Irvine residents can pick up ten free prefilled sandbags. For information, visit cityofirvine.org.
- The annual Holiday Toy Drive benefitting families of the Second Battalion, 11th Marines out of Camp Pendleton ends on Friday, December 11. Residents can contribute by dropping off a new, unwrapped toy suitable for infants for children up to age 12 at donation bins located at the Irvine Civic Center, Irvine Police Department Lobby, and Visitors Center at the Orange County Great Park. For information, call 714-558-8014 or visit cityofirvine.org.
- The City Council will not be holding a meeting on Tuesday, December 22. The next regular meeting will be Tuesday, January 12. In addition, City Hall will be closed on Thursday, December 24 and Friday, December 25 in observance of the Christmas holiday, and Friday, January 1 in observance of the New Year's holiday.
- The City's first official tree-lighting and Winter Wonderland event held at the Irvine Civic Center was a success, with nearly 5,000 Irvine residents in attendance. Mayor Choi also presented a short video highlighting the Winter Wonderland event.

ADDITIONS AND DELETIONS

There were no additions or deletions to the agenda.

3. CONSENT CALENDAR - CITY COUNCIL

ACTION: Moved by Councilmember/Boardmember Shea, seconded by Mayor Pro Tempore/Vice Chair Lalloway, and unanimously carried to approve City Council Calendar Item Nos. 3.1 through 3.14, and Successor Agency Consent Calendar Item Nos. 4.1 and 4.2, with the exception of City Council Consent Calendar Item No. 3.10, which was removed for separate discussion. Councilmember Krom abstained on City Council Consent Calendar Item No. 3.3.

3.1 MINUTES

ACTION:

Approved the minutes of an adjourned regular meeting of the Irvine City Council and adjourned regular joint meeting with the City of Irvine as Successor Agency to the dissolved Irvine Redevelopment Agency held on November 24, 2015.

3.2 WARRANT AND WIRE TRANSFER RESOLUTION

ACTION:

Adopted RESOLUTION NO. 15-124 - 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 WARRANT AND WIRE TRANSFER RESOLUTION - AT&T

ACTION:

Adopted RESOLUTION NO. 15-125 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, ALLOWING CERTAIN CLAIMS AND DEMANDS OF AT&T AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID

Councilmember Krom abstained.

3.4 TREASURER'S REPORT FOR THE QUARTER ENDED SEPTEMBER 30, 2015

ACTION:

Received and filed.

3.5 CITY OF IRVINE INVESTMENT POLICY FOR CALENDAR YEAR 2016

ACTION:

Adopted RESOLUTION NO. 15-126 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, ADOPTING THE CITY'S ANNUAL INVESTMENT POLICY FOR CALENDAR YEAR 2016

3.6 RESOLUTION CONTINUING SUPPLEMENTAL MILITARY LEAVE BENEFITS FOR CITY EMPLOYEES CALLED INTO ACTIVE MILITARY DUTY AS A RESULT OF THE WAR ON TERRORISM

ACTION:

Adopted RESOLUTION NO. 15-127 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, CONTINUING TEMPORARY SUPPLEMENTAL MILITARY BENEFITS, EFFECTIVE JANUARY 1, 2016, FOR FULL-TIME CITY EMPLOYEES CALLED INTO ACTIVE MILITARY DUTY AS A RESULT OF THE WAR ON TERRORISM

3.7 UPDATE OF SALARY GRADE ORDER RESOLUTION IN RESPONSE TO CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM PUBLIC AGENCY REVIEW

ACTION:

Adopted RESOLUTION NO. 15-128 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, ESTABLISHING THE SALARY GRADE ORDER STRUCTURE AND SALARY RANGES FOR EMPLOYEES OF THE CITY OF IRVINE, AND SUPERSEDING RESOLUTION NO. 15-83, WHICH IS INCONSISTENT THEREWITH

3.8 MODIFICATION TO THE LEASE BETWEEN THE CITY AND THE DEPARTMENT OF THE NAVY TO PROVIDE OFFICE SPACE

ACTION:

1. Approved Lease Modification Two (2) to the Lease in Furtherance of Conveyance (LIFOC) between the United States of America Department of the Navy (Navy) and the City of Irvine (City) for former MCAS El Toro Parcel 3, to modify the Navy's exclusive use area previously reserved in a portion of Building 307.
2. Approved License Agreement between Heritage Fields El Toro, LLC (Heritage Fields) and the City of Irvine to provide office space for the Department of the Navy located in a Heritage Fields' Building at 8390 Marine Way.

3.9 FARMING LEASE WITH ORANGE COUNTY PRODUCE

ACTION:

Approved a Farming Lease between the City of Irvine and Orange County Produce, LLC in substantially the form as attached and authorized the City Manager or his designee to execute the Farming Lease and all implementing documents.

3.10 REQUEST APPROVAL TO APPLY FOR FEDERAL TRANSIT ADMINISTRATION SECTION 5310 GRANT FOR NEW TRIPS VEHICLES

This item was removed for separate discussion at the request of Mayor Pro Tempore Lalloway, who expressed concern about the growing senior population and increased demand for the TRIPS program, whether two new vehicles would be enough to meet those needs, and if more immediate resources were needed.

City Council discussion included: returning to the City Council if additional resources are necessary to meet program demand; using General Fund monies to add additional resources; whether other grants were available for additional buses and seeking such opportunities before using General Fund monies; whether current demand for the program was being met; noted that the additional vehicles would not be in service until 2017; and the TRIPS program in comparison to the ACCESS program.

Director of Community Services Hoffman noted that current demand is being met and the grant application was in anticipation of future growth and program demand based on staff's best estimate.

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

1. Authorize staff to apply for a Federal Transit Administration Section 5310 Grant for two new Compressed Natural Gas (CNG) vehicles for the TRIPS program and, contingent upon grant approval, to include associated costs in the 2017-18 Fiscal Year Budget.
2. Adopt RESOLUTION NO. 15-129 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, AUTHORIZING FEDERAL FUNDING UNDER FEDERAL TRANSIT ADMINISTRATION SECTION 5310 (49 U.S.C. SECTION 5310) WITH THE CALIFORNIA DEPARTMENT OF TRANSPORTATION

3.11 DISPOSITION OF THE ORANGE COUNTY GREAT PARK KITCHEN TRAILER AS SURPLUS PROPERTY

ACTION:

Approved the disposition of the Orange County Great Park commercial grade kitchen trailer as surplus property and send to public auction with sales proceeds deposited into Great Park Fund 180.

3.12 GRANT OF EASEMENT TO SOUTHERN CALIFORNIA EDISON COMPANY FOR ELECTRICAL FACILITIES WITHIN FUTURE RIDGE VALLEY

ACTION:

Approved and authorized the Mayor to execute an easement deed granting permission to Southern California Edison Company to install electric facilities within future Ridge Valley.

3.13 NOTICE OF REVIEW AND PENDING APPROVAL FOR TRACT MAPS IN IRVINE BUSINESS COMPLEX, CYPRESS VILLAGE, EASTWOOD VILLAGE, AND HERITAGE FIELDS EL TORO, LLC, GREAT PARK NEIGHBORHOODS

ACTION:

1. Received staff report as notice of review and pending approval by the City Engineer of various tract maps in Irvine Business Complex, Cypress Village, Eastwood Village, and Heritage Fields El Toro, LLC, Great Park Neighborhoods.
2. Authorized the City Engineer to sign the owner's statement for Tract Map No. 17884 as the property owner representative for portions of Cultivate and Benchmark as public streets on City-owned property within the Tract Map.

3.14 ABANDONMENT OF EXCESS RIGHT-OF-WAY ALONG RIDGE VALLEY AND COMPASS

ACTION:

1. Adopted RESOLUTION NO. 15-130 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, TO ORDER THE VACATION OF A PORTION OF RIDGE VALLEY (PLANNING AREA 51) PURSUANT TO CHAPTER 4, SUMMARY VACATION, STREETS AND HIGHWAYS CODE SECTION 8330 ET. SEQ.
2. Adopted RESOLUTION NO. 15-131 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, TO ORDER THE VACATION OF A PORTION OF COMPASS (PLANNING AREA 51) PURSUANT TO CHAPTER 4, SUMMARY VACATION, STREETS AND HIGHWAYS CODE SECTION 8330 ET. SEQ.

4. CONSENT CALENDAR - SUCCESSOR AGENCY

4.1 MINUTES

ACTION:

Approved the minutes of an adjourned regular joint meeting of the City of Irvine as Successor Agency to the dissolved Irvine Redevelopment Agency and the Irvine City Council held on November 24, 2015.

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

ACTION:

Adopted RESOLUTION NO. 15-12 – 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 – REGULAR JOINT MEETING

Moved by Councilmember/Boardmember Krom, seconded by Councilmember/Boardmember Shea, and unanimously carried to adjourn the regular joint meeting with the Successor Agency at 6:13 p.m.

RECONVENE TO THE REGULAR CITY COUNCIL MEETING

Mayor Choi reconvened the regular City Council meeting at 6:14 p.m.

5. COUNCIL BUSINESS

5.1 CITY COUNCIL REORGANIZATION - SELECTION OF MAYOR PRO TEMPORE

Mayor Choi opened the floor for nominations for the selection of Mayor Pro Tempore for the ensuing year and reiterated that a second to a nomination was not necessary. Mayor Choi nominated Councilmember Shea, and Mayor Pro Tempore Lalloway nominated Councilmember Schott.

ACTION: Moved by Councilmember Schott, seconded by Councilmember Shea, and unanimously carried to close nominations for Mayor Pro Tempore.

ACTION: By a roll call vote, Councilmember Schott was selected as Mayor Pro Tempore by a vote of 3-2, with Mayor Choi and Councilmember Shea dissenting.

6. PUBLIC HEARINGS

6.1 ZONE CHANGE 00612698-PZC TO AMEND THE ZONING ORDINANCE TO INCREASE THE VEHICLE TRIP BUDGET FOR MASIMO CORPORATION AT 52 DISCOVERY IN IRVINE SPECTRUM 6 (PLANNING AREA 31)

Joel Belding, Principal Planner, and Tim Gehrich, Deputy Director of Community Development, presented the staff report and responded to questions.

Mayor Choi opened the public hearing at 6:20 p.m.

Pam Sapetto, representing Sapetto Real Estate Solutions and the applicant, noted her availability for City Council questions and introduced members of her team working on the project.

Yongsam Lee, Executive Vice President representing Mosimo Corporation, provided a history of the company and spoke in support of the amendment.

City Council discussion included: applicant’s necessity for additional trips; minimal impact to surrounding area if additional trips were approved; noted the company’s overall vision; and importance of rezoning from Warehouse to Research & Development (R&D) to allow the required additional trip allocation.

ACTION: By consensus, Mayor Choi closed the public hearing at 6:36 p.m.

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

1. Adopt RESOLUTION NO. 15-132 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, ADOPTING THE MITIGATED NEGATIVE DECLARATION FOR ZONE CHANGE 00612698-PZC TO INCREASE THE VEHICLE TRIP BUDGET FOR 52 DISCOVERY IN PLANNING AREA 31 (IRVINE SPECTRUM 6); FILED BY MASIMO CORPORATION
2. Introduce for first reading and read by title only ORDINANCE NO. 15-12 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, APPROVING ZONE CHANGE 00612698-PZC TO INCREASE THE VEHICLE TRIP BUDGET FOR 52 DISCOVERY IN PLANNING AREA 31 (IRVINE SPECTRUM 6); FILED BY MASIMO CORPORATION

7. COUNCIL BUSINESS (CONTINUED)

7.1 LOCATION AND DESIGN OF NATIONAL MOTTOS IN THE CITY COUNCIL CHAMBER

Michelle Grettenberg, Assistant to the City Manager, presented the staff report and responded to questions.

Michael Klubniken and John Jaeger spoke in support of incorporating the mottos in the City Council Chamber; however, expressed concern about the cost for installation.

Steve Greenberg, Irvine resident, spoke in support of incorporating the mottos in the Council Chamber, noting that the mottos should be visible to members of the community.

City Council discussion included: the various design and location options provided in the staff report; using a banner design similar to Option 2 for both mottos above the Freedom Shrine (Shrine); noted that the Exchange Club of Irvine, as donors of the Shrine, was consulted regarding the placement of the motto "E Pluribus Unum;" expressed concern about affixing lettering to the wood paneling in the Council Chamber; expressed concern related to the placement of two banner designs in one location; and preference of standalone lettering if both mottos were incorporated in the same location above the Shrine.

ACTION: Moved by Mayor Choi, seconded by Mayor Pro Tempore Schott to:

1. Approve Option 3b (6" font centered behind the Council dais, noted as Attachment 3 of the staff report) for the placement of the motto "In God We Trust", and Option 2 (banner above the Freedom Shrine, noted as Attachment 2 to the staff report) for the placement of the motto "E Pluribus Unum," in the Council Chamber.
2. Authorize the City Manager to spend up to \$10,000 to purchase and install the mottos pursuant to City Council direction and the City's applicable purchasing policies.

ACTION: A substitute motion was made by Councilmember Krom, seconded by Councilmember Shea, to:

1. Approve the placement of "In God We Trust" and "E Pluribus Unum" mottos above the Freedom Shrine affixed on banners with an element in the center of the two mottos (eagle or City seal).
2. Authorize the City Manager to spend up to \$10,000 to purchase and install the mottos pursuant to City Council direction and the City's applicable purchasing policies.

The motion carried as follows*:

AYES: 3 COUNCILMEMBERS: Lalloway, Schott and Choi

NOES: 2 COUNCILMEMBERS: Krom and Shea

ABSENT: 0 COUNCILMEMBERS: None

* The substitute motion carried and takes precedence over the main motion; therefore, a vote was not taken on the main motion.

Following discussion and clarification of the motion, Councilmember Shea asked if she could amend her vote in the affirmative, to which City Attorney Litfin noted that a motion could be made by a member of the prevailing side to reconsider the item. He further noted that all existing motions would be off the table and a new motion would need to be made.

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

Approve the reconsideration of the vote related to the location and design of national mottos in the City Council Chamber.

Additional discussion included reiterating the preference of Councilmember Krom's substitute motion noted above.

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

1. Approve the placement of "In God We Trust" and "E Pluribus Unum" mottos above the Freedom Shrine affixed on banners with an element in the center of the two mottos (eagle or City seal).
2. Authorize the City Manager to spend up to \$10,000 to purchase and install the mottos pursuant to City Council direction and the City's applicable purchasing policies.

PUBLIC COMMENT-CITY COUNCIL

Paul Harvey, Irvine resident, spoke on recent tragedies and workplace violence, and suggested training programs and other safety measures to prepare citizens and employees on how to respond appropriately to such emergencies.

Michael Klubniken noted recent actions by the Orange County Board of Supervisors, and spoke on behalf of the Tseglin family, who continue experiencing a domestic issue related to an autistic family member.

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

ADJOURNMENT-CITY COUNCIL

Moved by Councilmember Lalloway, seconded by Councilmember Shea, and unanimously carried to adjourn the regular City Council meeting at 7:28 p.m.



CITY CLERK OF THE CITY OF IRVINE



MAYOR OF THE CITY OF IRVINE

January 12, 2016