



## MINUTES

### CITY COUNCIL REGULAR MEETING

Steven Choi  
Mayor

Lynn Schott  
Mayor Pro Tempore

Beth Krom  
Councilmember

Jeffrey Lalloway  
Councilmember

Christina Shea  
Councilmember

**April 12, 2016**

**4:00 PM**

**City Council Chamber  
One Civic Center Plaza  
Irvine, CA 92606**

#### CALL TO ORDER

The regular meeting of the Irvine City Council was called to order at 4:03 p.m. on April 12, 2016 in the City Council Chamber, Irvine Civic Center, One Civic Center Plaza, Irvine, California; Mayor Choi presiding.

#### ROLL CALL

Present:	5	Councilmember:	Beth Krom
		Councilmember:	Jeffrey Lalloway
		Councilmember:	Christina Shea
		Mayor Pro Tempore:	Lynn Schott
		Mayor:	Steven Choi

**1. CLOSED SESSION**

City Attorney Melching announced the following Closed Session item:

- 1.1 CONFERENCE WITH REAL PROPERTY NEGOTIATORS - Pursuant to Government Code Section 54956.8; Property: Approximately 1.25 acre property at 17422 Murphy St.; Agency Negotiators: Sean Joyce, City Manager; Pete Carmichael, Manager of Great Park Planning & Development; and Steve Holtz, Housing and Real Estate Administrator; Negotiating Parties: City of Irvine and Jamie & Mary Trimble; Under Negotiation: Price and terms of payment.**

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

**RECESS**

Mayor Choi convened the City Council meeting to Closed Session at 4:04 p.m.

**RECONVENE TO THE CITY COUNCIL MEETING**

Mayor Choi reconvened the regular City Council meeting at 5:06 p.m. City Attorney Melching, on behalf of the City Council, announced that the City Council voted 4-1, with Councilwoman Shea voting no, to enter into a letter of intent with regard to the property referenced on Item 1.1 of the agenda, which is at 17422 Murphy Street.

**PLEDGE OF ALLEGIANCE**

Mayor Choi led the Pledge of Allegiance.

**MOMENT OF SILENCE**

Mayor Choi requested a moment of silence in memory of U.C. Irvine's Founding First Lady, Jean Aldrich, who passed away at the age of 96.

**INVOCATION**

Mayor Choi invited Pastor Brandon Bathauer from Influencers in Irvine to provide the Invocation.

**MUSICAL PRESENTATION**

Mayor Choi introduced Concordia University Wind Quintet, who performed "Divertimento: Five Dances and Serenades, Movement IV: Scherzi Variati followed by "America".

**2. PRESENTATIONS**

**2.1 Proclaim April 10-16, 2016 as "National Public Safety Telecommunicators Week"**

Mayor Choi introduced Police Chief Hamel and members of the Public Safety Department's Communications Center staff, and presented them with a proclamation in recognition of "National Public Safety Telecommunicators Week."

**2.2 Orange County Mosquito and Vector Control District**

The presentation was agendized at the request of Mayor Pro Tempore Schott, the City's representative to the Orange County Mosquito and Vector Control District (District), who expressed her desire to assist the District in its public outreach and education process related to vector-borne diseases.

Mayor Choi introduced Robert Cummings, Director of Scientific Technical Services from the District, who provided a presentation on vector-borne diseases and treatment methods.

City Council discussion included: whether aerial spraying has been previously used in the City; whether residents would be notified in advance if aerial spraying was to occur; impacts of aerial spraying on humans and pets; questioned which chemicals are used in aerial spraying; and location of the University of California (University) Wetlands, its approximate acreage, and whether the University or the District was responsible for the treatment of vector-borne diseases.

The following individuals spoke in opposition to aerial spraying to treat vector-borne diseases:

- Kim Konte, Irvine resident
- Ayn Craciun, Irvine resident
- James Konte, Irvine resident
- Trevor Konte, Irvine resident
- Michael Konte, Irvine resident
- Laurie Thompson, Irvine resident
- Omar Mughal, Irvine resident
- Tawna Renee, Irvine resident
- Thomas Hallal, Irvine resident
- Kathleen Hallal, Irvine resident
- Cheryl Hoffman, Irvine resident
- Amy Parekh, Irvine resident

Bob Johnson, Irvine resident, submitted a request to speak slip but did not speak.

Mr. Cummings responded that the District would be notifying any residents in advance of aerial spraying.

**CITY MANAGER'S REPORT**

There was no report.

**ANNOUNCEMENTS/COMMITTEE REPORTS/COUNCIL REPORTS**

Mayor Choi made the following announcements:

- The City of Irvine is participating in the Wyland Foundation's 5<sup>th</sup> Annual National Mayor's Challenge for Water Conservation. Residents and businesses are encouraged to do their part by using water in a sustainable and responsible manner. To participate in the challenge, visit *mywaterpledge.com* before April 30 to make a pledge to conserve water on behalf of our City.
- As part of Earthquake Preparedness Month, the Irvine Police Department is offering tips to help residents prepare for a large earthquake. For information, visit *cityofirvine.org*.

**ADDITIONS AND DELETIONS**

There were no additions or deletions to the agenda.

**3. CONSENT CALENDAR**

**ACTION:** Moved by Councilmember Lalloway, seconded by Mayor Choi, and unanimously carried to approve City Council Calendar Item Nos. 3.1 through 3.8, with the exception of Item No. 3.5, which was removed for separate discussion. Councilmember Krom abstained on Item No. 3.4.

**3.1 MINUTES**

**ACTION:**  
Approved the minutes of the regular meeting of the Irvine City Council held on March 22, 2016.

**3.2 PROCLAMATIONS**

- ACTION:**
- 1) Proclaimed April 10-16, 2016 as "Animal Control Officer Appreciation Week."
  - 2) Proclaimed April 23, 2016 as "Turkish Heritage and Children's Day."

**3.3 WARRANT AND WIRE TRANSFER RESOLUTION**

**ACTION:**

Adopted RESOLUTION NO. 16-27 - 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

**3.4 WARRANT AND WIRE TRANSFER RESOLUTION - AT&T**

**ACTION:**

Adopted RESOLUTION NO. 16-28 - 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.

**3.5 APPROVAL OF SPECIFICATIONS AND CONTRACT DOCUMENTS FOR THE ANNUAL STREET REHABILITATION AND SLURRY SEAL PROJECT**

This item was removed for separate discussion at the request of A.D. Zelinko, Irvine resident, who expressed concern about the quality of slurry seal on certain streets, and suggested that the Planning Commission review contract documents related to annual street rehabilitation and slurry seal. He also suggested that an independent inspector sign off on the quality and workmanship of such projects.

Manuel Gomez, Director of Public Works, noted that revisions had been made to the specifications in the asphalt mix that is laid down, and that the contract specifications provide for removal and repair of any defective work by the contractor.

There was no City Council discussion.

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

- 1) Approve specifications and contract documents for the Annual Street Rehabilitation and Slurry Seal Capital Improvement Project 311601 and 341601.
- 2) Approve the Engineer’s Estimate, Construction Contingency and Funding Summary.

- 3) Authorize the City Manager to execute the Reimbursement Agreement with Irvine Ranch Water District for installation and adjustment of water district facilities within the project limits.
- 4) Authorize 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.

**3.6 NOTICE OF REVIEW FOR TRACT MAPS IN EASTWOOD AND PORTOLA SPRINGS**

**ACTION:**

Received and filed.

**3.7 MEASURE M2 WATER QUALITY GRANT PROGRAM APPLICATION**

**ACTION:**

Adopted RESOLUTION NO. 16-29 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, APPROVING THE SUBMITTAL OF A GRANT APPLICATION TO THE ORANGE COUNTY TRANSPORTATION AUTHORITY FOR FUNDING UNDER THE MEASURE M2 TIER 1 ENVIRONMENTAL CLEANUP PROGRAM

**3.8 COMMUNITY PARTNERSHIP FUND GRANT NOMINATIONS**

**ACTION:**

- 1) Approved Councilmember Lalloway's request for Community Partnership Fund Grant nomination to the Society of St. Vincent de Paul at St. Elizabeth Ann Seton Church in the amount of \$500 in support of program costs.
- 2) Approved Mayor Choi's request for Community Partnership Fund Grant nomination to the Orange County Korean Cultural Center in the amount of \$2,000 in support of the 7th Annual Irvine Korean Cultural Festival.
- 3) Authorized the City Manager to prepare and sign the funding agreements listed in Action 1 and 2.

**4. COUNCIL BUSINESS**

**4.1 UPDATE AND DISCUSSION OF SOUTHERN CALIFORNIA VETERANS CEMETERY**

This item was agendaized at the request of Councilmember Shea, who expressed concern with the costs and other constraints of the current site, including demolition and potential toxic clean-up, and noted the offer made by FivePoint Communities for consideration of a land exchange. She also acknowledged concerns raised by nearby residents and the Irvine Unified School District about the location of the existing site; and noted that she would bring a motion forward to approve the proposed land exchange following City Council discussion.

Veronica Dolleschel, Senior Management Analyst, Michelle Grettenberg, Assistant to the City Manager, and Tim Gehrich, Deputy Director of Community Development, presented the staff report and responded to questions.

Bill Cook, Chairman, Orange County Veterans Memorial Park Foundation, provided an overview of the approval process for a Veterans Cemetery and the advantages associated with the alternative site.

The following individuals spoke in support of the proposed land exchange between the City of Irvine and Five Point Communities:

Gang Chen, Irvine resident  
Emile Haddad, representing FivePoint Communities  
Donald Wagner, Assembly Member, 68<sup>th</sup> District  
Ken Jackson  
Brian Chuchua, representing OCVMP  
Peter Katz, representing OCVMP  
Bill Sandlin, Irvine resident  
Ronnie Guyer  
Kate Randall, representing Senator Mimi Walters  
Alex Diaz, representing American Legion  
Farrah Khan, Irvine resident  
Alex Chen  
Gang Ding  
Henry King  
Dana Ma, Irvine resident  
Tony Pan  
Wendy Ke  
Joy Duan, Irvine resident  
Stephen Chen  
Joe Yan  
A.D. Zelinko, Irvine resident

Michael Klubniken  
Martha Huff, representing American Legion  
Jodi Benal  
Chris Walsh, representing Assemblyman Matthew Harper  
Zeke Hernandez  
Thomas Peng  
Anthony Kuo, Irvine resident

The following individuals spoke in opposition to the proposed land exchange between the City of Irvine and Five Point Communities:

Larry Agran, former Councilmember and Irvine resident  
William Haynes  
John Jaeger  
Jack Fancher, Irvine resident  
Alan Meyerson  
Ed Pope  
Sam Castelo, Irvine resident  
Kaizhi Sharman  
Jean Miller  
Angelo Vassos, Irvine resident

Sandy Stiassni, Irvine resident, noted his ambivalence to both sites and urged the City Council to carefully study the alternative site prior to a decision.

Mark Haggbled spoke in support of military personnel and a Veterans Cemetery at the Orange County Great Park.

The following individuals submitted a request to speak slip but did not speak:

Frank Cook, representing The American Legion  
Diane Gallo, representing The American Legion  
Larry Bales, Tustin resident  
Melissa Fox, Irvine resident  
Steve Shen  
Sarah Yang  
Robert L. Tate, Irvine resident

City Council discussion included: whether the amount of new homes would increase based on the land exchange; potential cost savings associated with the land exchange; and noted that the alternative site would be reflected in the application as an additional option rather than in lieu of the existing site.

**ACTION:** Moved by Councilmember Shea to:

Support the proposed land exchange for up to 125 acres each of net usable property, and create a subcommittee of myself and any other member of the City Council that would be interested in serving or has the time, to meet with selected Veterans representatives, which would include Bill Cook and other representatives that you would suggest, the City's Management team, and FivePoint's management team, to clarify all the legal deal points necessary to facilitate this important real estate transaction; and come back to the City Council within 60 days to move this plan forward with final vote approval, with all the securities within the contracts that we would work on, and bring back to the City Council at that time.

The motion failed for lack of second.

Additional discussion included: noting former Councilmember Agran's advocacy and reaffirming prior City Council approval for a Veterans Cemetery at the Orange County Great Park; legislative history of Assembly Bill 1433 (AB 1433); noted the time constraints associated with the July 1 deadline if a new application was submitted to the State; acknowledging CalVet's concerns that the entire application process would start over if the land exchange were approved, further noting that the current legislation earmarks the existing site; noted that the letter submitted by Bill Cook was authored by representatives from FivePoint Communities; noted the \$500,000 appropriation associated with AB 1453; acknowledging community concerns about the current site and finding a solution for all interested parties; stated that changing course at this point in time could threaten the chances of having a Veterans Cemetery; reiterated the completion of a feasibility study and submittal of the pre-application of the current site; noted that while the current and proposed sites were within close proximity, both could not be considered as one; acknowledged that deal points had not yet been brought forward; and expressing appreciation to Veterans and members of the community for bringing forward their concerns.

Bill Cook, Chairman, Orange County Veterans Memorial Park Foundation, responded to questions and concerns raised by the City Council with respect to the application process.

**ACTION:** A motion was made by Councilmember Krom, seconded by Councilmember Lalloway, as follows:

- 1) The City Council strongly reaffirms its action of March 11, 2014, supporting the establishment of a Southern California Veterans Memorial Park and Cemetery on a 125-acre parcel of land within the City-owned Great Park known as the ARDA,

offered by the City of Irvine for this important public purpose, consistent with the terms of Assembly Bill 1453, the State enabling legislation and appropriation of funds signed into law by Governor Jerry Brown on September 27, 2014.

- 2) The Irvine City Council reaffirms and enhances its support for the Veterans Memorial Park and Cemetery within the Great Park, directing the City Manager to aggressively pursue expedited processing and approval of this project at the State and Federal levels by deploying all available resources to secure the further support of the Governor, Members of the State Assembly and Senate, and Members of Congress from California, along with our two U.S. Senators, Dianne Feinstein and Barbara Boxer.
- 3) The Irvine City Council directs the City Manager to utilize City staff, the City's professional legislative advocates and to identify and secure special strategic and legal resources directed specifically to this effort to ensure that we are working aggressively and effectively with all appropriate State and Federal officials to secure the expedited approval, construction, and operation of the Southern California Veterans Memorial Park and Cemetery at the Great Park.
- 4) The City Council authorizes and appropriates up to \$100,000 to facilitate the swift implementation of this motion, with direction to the City Manager to return to the City Council with frequent updates and reports on the progress of this project, and, if necessary, to request additional resources to advance our goal of seeing the establishment of the Southern California Veterans Memorial Park and Cemetery on the 125 acre parcel of city-owned land at the heart of the former El Toro Marine Base specified in AB 1453 and dedicated for that purpose by the Irvine City Council.

Councilmember Shea left the meeting at 9:57 p.m.

**The motion carried as follows:**

AYES: 3 COUNCILMEMBERS: Krom, Lalloway, and Schott  
 NOES: 1 COUNCILMEMBERS: Choi  
 ABSENT: 1 COUNCILMEMBERS: Shea

**PUBLIC COMMENTS**

Shiva Farivar, Irvine resident, Khosroe Mehridifar, Corona Del Mar resident, and Sia Batman expressed their appreciation to the City Council for its support of the third annual Nowrooz Festival at Bill Barber Park.

Jack Fancher, Irvine resident, expressed concern about pedestrian and bicycle safety and suggested public safety presentations at City Council meetings that would include updates on recent incidents and current statistics.

Emily Goodwin, representing Ygrene Energy Fund, provided a brief overview of the Property Assessed Clean Energy (PACE) program and the financing available to help consumers make energy efficiency, water conservation and renewable energy improvements to homes and businesses.

Penny Lambright spoke about the Patriots and Paws Program and the services it provides to military personnel, including household items and pet placement/adoption.

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

Neda Morahed submitted a request to speak slip but did not speak.

**ADJOURNMENT**

**Moved by Councilmember Lalloway, seconded by Mayor Pro Tempore Schott, and unanimously carried to adjourn the meeting at 10:03 p.m.**

  
MAYOR OF THE CITY OF IRVINE

 ASST CITY CLERK  
CITY CLERK OF THE CITY OF IRVINE

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April 26, 2016