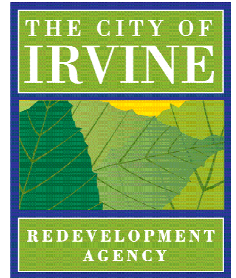




AGENDA

SPECIAL JOINT MEETING OF THE IRVINE REDEVELOPMENT AGENCY AND THE IRVINE CITY COUNCIL



Sukhee Kang
Mayor

Beth Krom
Mayor Pro Tempore

Larry Agran
Councilmember

Steven Choi
Councilmember

Jeffrey Lalloway
Councilmember

Sukhee Kang
Chair

Beth Krom
Vice Chair

Larry Agran
Boardmember

Steven Choi
Boardmember

Jeffrey Lalloway
Boardmember

July 26, 2011

4:00 PM

City Council Chamber
One Civic Center Plaza
Irvine, CA 92606

Speaker's Card/Request to Speak: If you would like to address the City Council/Boardmembers on a scheduled agenda item, please complete the Request to Speak Form. The card is at the table at the entrance to the Council Chamber. Please identify on the card your name, address, and the item on which you would like to speak and return to the Clerk of the Board. The Request to Speak Form assists the Mayor/Chair in ensuring that all persons wishing to address the City Council/Boardmembers are recognized. Your name will be called at the time the matter is heard by the City Council/Boardmembers.

CALL TO ORDER

ROLL CALL

1. CLOSED SESSION

- 1.1 **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**
(Pursuant to subdivision (a) of Government Code Section 54956.9) one case: Burghardt v. City of Irvine, Los Angeles County Superior Court Case No. GC044313 (City Council)
- 1.2 **CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION -**
Government Code § 54956.9(c); (one case) Consideration of whether to initiate litigation concerning state legislation eliminating redevelopment agencies (City Council and Redevelopment Agency)

RECONVENE

PUBLIC COMMENTS - REGULAR JOINT MEETING

ADJOURNMENT - REGULAR JOINT MEETING

CONVENE - CITY COUNCIL REGULAR MEETING

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE

MUSICAL PRESENTATION

2. PRESENTATIONS

2.1 *Inaugural Business/Organization Recognition - Irvine World News*

2.2 *Employee Recognition - 25 Years of Service*

CITY MANAGER'S REPORT

ANNOUNCEMENTS/COMMITTEE REPORTS/COUNCIL REPORTS

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.

ADDITIONS AND DELETIONS

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.

3. CONSENT CALENDAR

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. Public comments on any item or items on the consent calendar are limited to three minutes per speaker. If you wish to speak to a particular item or items, please complete a Speakers Form and give it to the City Clerk.

3.1 MINUTES

ACTION:

Approve the minutes of a regular meeting of the Irvine City Council

held on July 12, 2011.

3.2 COMMENDATIONS

ACTION:

Commend Irvine graduates Alexander Keimach, Steven Moody, and Ilya Ryaboy from U.S. Military Academy at West Point; Jennifer Nielsen from the U.S. Naval Academy; and Jennifer Tamminen, U.S. Coast Guard.

3.3 WARRANT AND WIRE TRANSFER RESOLUTION

ACTION:

Adopt RESOLUTION NO. - 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:

Adopt RESOLUTION NO. - 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

3.5 WARRANT AND WIRE TRANSFER RESOLUTION - BANK OF AMERICA

ACTION:

Adopt RESOLUTION NO. - 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

3.6 CALIFORNIA/CAMPUS TRAFFIC SIGNAL UPGRADE

ACTION:

Approve the plans, specifications, and contract documents for the California/Campus Traffic Signal Upgrade, Capital Improvement Project (CIP) 338090, on file with the Public Works Department.

3.7 CULVER PAVEMENT REHABILITATION (NORTH OF RAILROAD TRACKS TO WALNUT)

ACTION:

1. Approve the plans, specifications, and contract documents for Culver

- Pavement Rehabilitation, Capital Improvement Project (CIP) 310020.
2. Approve a Budget Adjustment in the total amount of \$544,176 to transfer Proposition 1B funds from Barranca Parkway Rehabilitation Project, CIP 310150 to the Culver Pavement Rehabilitation Project, CIP 310020.

3.8 BUDGET ADJUSTMENT TO ACCEPT RENEWED MEASURE M (M2) GRANT FUNDING

ACTION:

1. Approve a Budget Adjustment to establish Capital Improvement Projects to accept Renewed Measure M funds and a matching fund contribution from the City of Tustin.
2. Authorize the Mayor to sign Master Funding Agreement No. C-1-2766 with the Orange County transportation Authority (OCTA) for M2 Comprehensive Transportation Funding Programs.

3.9 STREET LANDSCAPE REHABILITATION IN THE VILLAGE OF EL CAMINO REAL

ACTION:

Approve the plans, specifications, and contract documents for Street Landscape Improvements in the Village of El Camino Real, Capital Improvement Project (CIP) 381104, on file with the Public Works Department.

3.10 MAINTENANCE AGREEMENTS WITH THE ORANGE COUNTY FLOOD CONTROL DISTRICT FOR FLOOD CONTROL CHANNELS IN PLANNING AREAS 32 AND 33

ACTION:

Authorize the Mayor to execute the Improvement and Restoration Agreements with the Orange County Flood Control District.

3.11 RESPONSE TO ORANGE COUNTY GRAND JURY REPORT

ACTION:

Review the draft reply to the Orange County Grand Jury, revise as deemed appropriate, and authorize the Mayor's signature for submittal to the Presiding Judge of the Orange County Superior Court by the statutory deadline of September 7, 2011.

3.12 ACCEPTANCE OF TARGET GRANT FOR NATIONAL NIGHT OUT

ACTION:

1. Accept a Target award for the National Night Out program in the

amount of \$1,500.00.

2. Approve a budget adjustment request in the amount of \$1,500.00, reflecting \$1,500.00 in revenues and appropriations.

**3.13 RESOLUTIONS CONTAINING TERMS AND CONDITIONS OF
EMPLOYMENT FOR REPRESENTED AND NON-REPRESENTED
EMPLOYEES**

ACTION:

1. Adopt RESOLUTION NO. - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE ADOPTING THE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF IRVINE AND THE IRVINE CITY EMPLOYEES ASSOCIATION (ICEA), AND SUPERSEDING ALL PREVIOUS ICEA MEMORANDUMS OF UNDERSTANDING, EFFECTIVE THE PAY PERIOD THAT INCLUDES AUGUST 11, 2011
2. Adopt RESOLUTION NO. - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE ADOPTING THE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF IRVINE AND THE IRVINE PROFESSIONAL EMPLOYEES ASSOCIATION (IPEA), AND SUPERSEDING ALL PREVIOUS IPEA MEMORANDUMS OF UNDERSTANDING, EFFECTIVE THE PAY PERIOD THAT INCLUDES AUGUST 11, 2011
3. Adopt RESOLUTION NO. - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE ADOPTING THE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF IRVINE AND THE ASSOCIATED SUPERVISORY/ADMINISTRATIVE PERSONNEL (ASAP), AND SUPERSEDING ALL PREVIOUS ASAP MEMORANDUMS OF UNDERSTANDING, EFFECTIVE THE PAY PERIOD THAT INCLUDES AUGUST 11, 2011
4. Adopt RESOLUTION NO. - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE ESTABLISHING A CLASSIFICATION AND COMPENSATION POLICY FOR MANAGEMENT AND NON-REPRESENTED EMPLOYEES (EXEMPT) OF THE CITY OF IRVINE, AND SUPERSEDING RESOLUTION NO. 09-66 EFFECTIVE THE PAY PERIOD THAT INCLUDES AUGUST 11, 2011
5. Adopt RESOLUTION NO. - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE ESTABLISHING A CLASSIFICATION AND COMPENSATION POLICY FOR CONFIDENTIAL EMPLOYEES OF THE CITY OF IRVINE, AND SUPERSEDING RESOLUTION NO 09-67 EFFECTIVE THE PAY PERIOD THAT INCLUDES AUGUST 11, 2011
6. Adopt RESOLUTION NO. - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE ESTABLISHING A

- CLASSIFICATION AND COMPENSATION POLICY FOR PART-TIME EMPLOYEES OF THE CITY OF IRVINE, AND SUPERSEDING RESOLUTION NO. 09-68 EFFECTIVE THE PAY PERIOD THAT INCLUDES AUGUST 11, 2011
7. Adopt RESOLUTION NO. – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE AUTHORIZING FULL-TIME POSITIONS IN ACCORDANCE WITH THE PROVISIONS OF COMPENSATION RESOLUTIONS AND THE OPERATING BUDGET FOR THE 2011-2012 FISCAL YEAR, AND SUPERSEDING RESOLUTION NO. 11-62 WHICH IS INCONSISTENT THEREWITH
 8. Adopt RESOLUTION NO. - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE ESTABLISHING THE SALARY GRADE ORDER STRUCTURE AND SALARY RANGES FOR EMPLOYEES OF THE CITY OF IRVINE, AND SUPERSEDING RESOLUTION NO. 10-59 WHICH IS INCONSISTENT THEREWITH
 9. Adopt RESOLUTION NO. – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE ADOPTING AMENDMENTS TO THE PERSONNEL RULES AND PROCEDURES

3.14 PURCHASE OF A TABLE FOR THE OCTOBER 22, 2011 IRVINE PUBLIC SCHOOLS FOUNDATION SPIRIT OF EXCELLENCE EVENT

ACTION:

Approve the purchase of a table for the October 22, 2011 Irvine Public Schools Foundation Spirit of Excellence fundraising event at a cost of \$5,000.

END CONSENT CALENDAR

4. PUBLIC HEARINGS

Public Hearings are scheduled for a time certain of 4:00 p.m., unless noticed otherwise, or as soon thereafter as possible. Those wishing to address the City Council during the Public Hearing must complete a form and provide it to the City Clerk prior to the hearing.

Notice: Public Hearings listed for continuance will be continued as noted and posting of this agenda serves as notice of continuation. Any matter not noted for continuance, will be posted separately.

4.1 MUNICIPAL CODE AMENDMENT AND ZONING ORDINANCE TECHNICAL UPDATE

ACTION:

1. Receive staff report.
2. Open the public hearing; receive public input.
3. Close the public hearing.
4. City Council comments and questions.
5. Introduce for first reading and read by title only ORDINANCE NO. -

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE AMENDING CHAPTER 10, DEDICATIONS; RESERVATIONS, OF DIVISION 5, SUBDIVISIONS, OF TITLE 5, PLANNING, OF THE CITY'S MUNICIPAL CODE, TO ALLOW DEVELOPERS OF NEW UNITS AFFORDABLE TO INCOME LEVEL 1 HOUSEHOLDS (LESS THAN 30 PERCENT OF AREA MEDIAN INCOME) TO HAVE THE OPTION OF REDUCING THE PARK DEDICATION REQUIREMENT, AS ALLOWED BY THE QUIMBY ACT; FILED BY THE CITY OF IRVINE COMMUNITY DEVELOPMENT DEPARTMENT

6. Introduce for first reading and read by title only ORDINANCE NO. - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE APPROVING ZONE CHANGE 00522439-PZC TO AMEND THE ZONING ORDINANCE TO INCORPORATE NEW GREEN BUILDING REGULATIONS, PROVIDE CLARIFICATIONS TO ALTERNATIVE HEALTH CARE PROVIDER AND COMMERCIAL AND PRIVATE SCHOOL PROVISIONS, REMOVE THE REQUIREMENT FOR POSTING A BOND FOR AGRICULTURE SALES PERMITS AND MANUFACTURED STRUCTURE PERMITS, AND ADD A CLARIFYING REFERENCE TO BUILDING HEIGHT REGULATIONS; FILED BY THE CITY OF IRVINE COMMUNITY DEVELOPMENT

4.2 [AMENDMENT TO ZONING CODE REGARDING SIGN TYPE #45
"COMMUNITY BANNERS FOR NONPROFIT ORGANIZATIONS",
INCLUDING RE-TITLING OF SAME](#)

ACTION:

1. Receive staff report.
2. Open the public hearing; receive public input.
3. Close the public hearing.
4. City Council comments and questions.
5. Introduce for first reading and read by title only ORDINANCE NO. – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE APPROVING ZONE CHANGE 00518738-PZC TO REVISE ZONING CODE 7-3-2 – SIGN TYPE #45 “COMMUNITY BANNERS FOR NONPROFIT ORGANIZATIONS” AND RE-TITLE AS SIGN TYPE #45 “TEMPORARY STREETLIGHT BANNER SIGNS”

[PUBLIC COMMENTS - CITY COUNCIL \(Limited to 3 minutes per speaker\) - 6:30 P.M.](#)

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

[ADJOURNMENT](#)

NOTICE TO THE PUBLIC

LIVE BROADCASTING

Regular City Council meetings are broadcasted live every 2nd and 4th Tuesday of the month at 4:00 p.m. and are replayed on Sundays at 11:00 a.m., and Thursdays at 7:00 p.m. All broadcasts can be viewed on Cox Communications Local Access Channel 30. City Council meetings are also available via live webcast through the City's website at www.cityofirvine.org. 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 http://www.ci.irvine.ca.us/council/agenda/agenda_archive.asp 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 http://irvine.granicus.com/ViewPublisher.php?view_id=6.

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. 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.

PUBLIC COMMENT

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 Comment; however, no action may be taken on matters that are not part of the posted agenda. If you would like to address the City Council during the Public Comment portion of the Agenda, please complete the Request to Speak Form. The card is at the table at the entrance to the City Council Chamber. Please complete the card with your name 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. Your name will be called at the time Public Comment is taken by the City Council. City policy is to limit public testimony to three minutes per speaker (unless extended by the Mayor) which includes the presentation of electronic or audio visual information.

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-adjudicative 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-adjudicative decision made by the City must be filed no later than the 90th day following the date on which such decision becomes final. Any lawsuit or legal challenge, which is not filed within that 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 DEVICES

To minimize distractions, please be sure all personal communication 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 as follows:

- Police Department
- Local library
- FAX Library System (Dial (949) 724-6210 and request document number 100 anytime after 5:00 p.m. on the Friday prior to a City Council meeting)
- City's web page at www.ci.irvine.ca.us

I hereby certify that the agenda for the Special Joint Meeting of the Irvine City Council and Irvine Redevelopment Agency was posted 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.

Sharie Apodaca, MMC
Secretary

Sharie Apodaca, MMC
City Clerk