

BETH KROM
Mayor

SUKHEE KANG
Mayor Pro Tempore

LARRY AGRAN
Councilmember

STEVEN CHOI
Councilmember

CHRISTINA SHEA
Councilmember



Speaker's Card/Request to Speak: If you would like to address the City Council on a scheduled agenda item, 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, address, 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. Your name will be called at the time the matter is heard 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.

[CALL TO ORDER](#)

[ROLL CALL](#)

1. [SCOPING SESSION](#)

1.1 [DISCUSSION OF GENERAL PLAN AMENDMENT, ZONE CHANGE, AND DEVELOPMENT AGREEMENT AMENDMENT FOR THE CITY OF IRVINE AND HERITAGE FIELDS EL TORO LLC](#)

ACTION:

- 1) Receive staff report.
- 2) Provide direction regarding scope of proposed amendments.

2. [CLOSED SESSION](#)

2.1 **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION** **(Pursuant to Government Code Section 54956.9(a)): Greg Smith, Pat**

Rodgers v. City of Irvine, Maguire Properties; Orange County Superior Court Case No. 30-2008-00105696

- 2.2 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (Pursuant to Government Code Section 54956.9(a))(one case): *Allergan v. City of Irvine, et al. Orange County Superior Court Case No. 06CC11295***

RECESS

RECONVENE TO THE CITY COUNCIL MEETING

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE

MUSICAL PRESENTATION

3. PRESENTATIONS

- 3.1 *Proclaim June 22-29, 2008 as "Amateur Radio Week"***
- 3.2 *Presentation to Orange County Fire Authority Division Chief Matt Vadala***
- 3.3 *Commend University High School Boys' Tennis Team; Woodbridge High School Girls' Track Team; and Christine Babcock, Woodbridge High School; as the 2008 CIF Champions***
- 3.4 *Commend and Recognize the Emeritus Member Nominees of the Irvine Senior Citizens Council***

INTRODUCTIONS

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.

4. **CONSENT CALENDAR**

All matters listed under Consent Calendar are considered 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.

4.1 **MINUTES**

ACTION: Approve the minutes of a regular meeting of the City Council held on June 10, 2008.

4.2 **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

4.3 **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

4.4 **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

4.5 **TREASURER'S REPORT FOR THE QUARTER ENDED MARCH 31, 2008**

ACTION: Receive and file the Treasurer's Report for the Quarter Ended March 31, 2008.

4.6 APPOINTMENTS OF IRVINE SENIOR CITIZENS COUNCIL EMERITUS

ACTION:

- 1) Adopt Senior Citizens Council recommendation to appoint seven former members of the Senior Council to Emeritus status.
- 2) Adopt City Council RESOLUTION NO. - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE APPROVING APPOINTMENT OF ALL FORMER IRVINE SENIOR CITIZENS COUNCILMEMBERS TO EMERITUS STATUS

4.7 GRANT AGREEMENT - ABILITYFIRST APARTMENTS IRVINE

ACTION:

- 1) Authorize the Mayor to execute a Grant Agreement with AbilityFirst Apartments Irvine.
- 2) Approve the submitted Budget Adjustment.

4.8 CONTRACT FOR LEGAL ADVERTISING – FY 2008-09

ACTION: Award the contract for publication of legal notices for the City of Irvine for Fiscal Year 2008-09 to the Irvine World News and the Orange County Register and authorize the Mayor to execute the agreements.

4.9 EARNED INCOME TAX CREDIT OUTREACH PROGRAM - 2007 TAX YEAR

ACTION: Receive and file.

4.10 RESPONSE TO ORANGE COUNTY GRAND JURY REPORT

ACTION: Authorize the Mayor to sign the response letter, on behalf of the City Council, to the Orange County Grand Jury Report on "No County for Old Boomers - When Orange County Baby Boomers Retire, Where Will They Live?" for submittal to the Presiding Judge of the Superior Court of Orange County by the statutory deadline of July 31, 2008.

4.11 ORDINANCE NO. 08-04, ORDINANCE RELATING TO THE CITY COUNCIL COMPENSATION SCHEDULE

ACTION: Read by title only and adopt ORDINANCE NO. 08-04 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE AMENDING SECTION 1-2-108 OF THE IRVINE MUNICIPAL CODE RELATING TO THE CITY COUNCIL COMPENSATION SCHEDULE IN ACCORDANCE WITH SECTION 36516 OF THE CALIFORNIA GOVERNMENT CODE

END CONSENT CALENDAR

5. 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.

5.1 ORDINANCE EXTENDING THE MORATORIUM ESTABLISHED PURSUANT TO IRVINE ORDINANCE NO. 08-02

ACTION:

- 1) Open the public hearing, receive public input, Council comments and questions.
- 2) Close the public hearing.
- 3) Adopt, as an urgency measure, the accompanying Ordinance No. 08- AN INTERIM ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, EXTENDING AN INTERIM ZONING ORDINANCE PURSUANT TO CALIFORNIA GOVERNMENT CODE SECTION 65858(a) ESTABLISHING A TEMPORARY MORATORIUM ON INSTALLATION OF WIRELESS COMMUNICATIONS FACILITIES

5.2 GENERAL PLAN AMENDMENT AND ZONE CHANGE FOR PLANNING AREAS 12 AND 40

ACTION:

- 1) Open the public hearing.
- 2) Continue the public hearing to July 8, 2008 at 4:00 p.m.

5.3 GENERAL PLAN AMENDMENT AND ZONE CHANGE FOR AN EXPANSION OF THE EXISTING PUBLIC STORAGE FACILITY

LOCATED AT 13241 JEFFREY ROAD IN PLANNING AREA 8

ACTION:

- 1) Open the public hearing; receive public input; City Council comments and questions.
- 2) Close the public hearing.
- 3) Adopt RESOLUTION NO. - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE ADOPTING A MITIGATED NEGATIVE DECLARATION (SCH #2007021055) AND MITIGATION MONITORING AND REPORTING PROGRAM FOR THE PUBLIC STORAGE FACILITY EXPANSION LOCATED AT 13241 JEFFREY ROAD IN PLANNING AREA 8; PURSUANT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) AND THE CEQA GUIDELINES
- 4) Adopt RESOLUTION NO. - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE APPROVING GENERAL PLAN AMENDMENT 00406831-PGA TO ALLOW FOR A CHANGE IN LAND USE FROM NEIGHBORHOOD COMMERCIAL TO MULTI-USE FOR THE EXISTING PUBLIC STORAGE FACILITY LOCATED AT 13241 JEFFREY ROAD IN PLANNING AREA 8, INCLUDING ALL APPROPRIATE AMENDMENTS TO THE GENERAL PLAN TABLES, FIGURES AND TEXT; FILED BY PUBLIC STORAGE, INC.
- 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 00406833-PZC TO RE-ZONE THE PROPERTY LOCATED AT 13241 JEFFREY ROAD (LOT 01 OF TRACT 124/19-20) FROM 1.1 EXCLUSIVE AGRICULTURE TO 3.1G MULTI-USE, INCLUDING ALL APPROPRIATE REVISIONS TO THE ZONING CODE TEXT, TABLES AND MAPS; FILED BY PUBLIC STORAGE, INC.

6. COUNCIL BUSINESS

6.1 SHORT-TERM LIBRARY IMPROVEMENTS FOR UNIVERSITY PARK AND HERITAGE PARK LIBRARIES

ACTION:

- 1) Approve the Budget Adjustment transferring \$137,600 from the Non-Departmental Budget to the City Manager Department - Contract Services expenditure budget for payment to the County of Orange for short-term library improvements and rehabilitation, including the remodeling of University Park Library, pending the

Board of Supervisors' FY08-09 budget appropriation of \$529,000 to Irvine libraries.

- 2) Allow the County of Orange to complete its internal review of the Orange County Public Library System within the next twelve months.
- 3) Direct staff to consider the six preferred financing mechanisms identified by the Library Services Advisory Committee for new library facilities in the context of the public facilities planning process.
- 4) Allows the Friends of the University Park Library to temporarily store a large collection of book donations at the Operational Support Facility for up to six months.

6.2 [RESOLUTIONS CALLING THE GENERAL MUNICIPAL ELECTION TO BE HELD NOVEMBER 4, 2008; REQUESTING CONSOLIDATION WITH THE STATEWIDE GENERAL ELECTION; AND ESTABLISHING REGULATIONS FOR CANDIDATES FOR MAYOR AND TWO MEMBERS OF THE CITY COUNCIL PERTAINING TO CANDIDATE STATEMENTS OF QUALIFICATIONS AND THE COST THEREOF](#)

ACTION:

- 1) Adopt RESOLUTION NO. - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, CALLING AND GIVING NOTICE OF THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE HELD IN SAID CITY ON TUESDAY, NOVEMBER 4, 2008, FOR THE ELECTION OF CERTAIN OFFICERS AS REQUIRED BY PROVISIONS OF THE CITY CHARTER
- 2) Adopt RESOLUTION NO. - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF ORANGE TO CONSOLIDATE A GENERAL MUNICIPAL ELECTION OF SAID CITY TO BE HELD ON TUESDAY, NOVEMBER 4, 2008, WITH THE STATEWIDE GENERAL ELECTION TO BE HELD ON SAID DATE PURSUANT TO SECTION 10403 OF THE ELECTIONS CODE
- 3) Adopt RESOLUTION NO. - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, ADOPTING REGULATIONS FOR CANDIDATES FOR ELECTIVE OFFICE PERTAINING TO CANDIDATE STATEMENTS AND THE COST THEREOF FOR THE GENERAL MUNICIPAL ELECTION TO BE HELD IN SAID CITY ON NOVEMBER 4, 2008

6.3 [DISCUSSION AND DIRECTION ON PREVAILING WAGE AS IT RELATES TO CONTRACTS WITH THE ORANGE COUNTY GREAT](#)

PARK

ACTION: Discuss and, as appropriate, provide direction concerning the applicability of prevailing wage regulations to Public Works contracts for the Orange County Great Park.

6.4 PROTECTION OF EMAIL ADDRESSES AND OTHER PERSONAL INFORMATION

ACTION: Receive oral report.

END COUNCIL BUSINESS

PUBLIC COMMENTS (Limited to 3 minutes per speaker) - 6:30 P.M.

ADJOURNMENT

NOTICE TO THE PUBLIC

LIVE BROADCASTING

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)724-6248 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, *address, and *phone number (*optional), 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 Regular City Council meeting was posted in the posting book located in the Public Safety Lobby of City Hall, One Civic Center Plaza, Irvine, California on _____ by _____ p.m. as well as on the City's web page.

Sharie Apodaca, CMC
City Clerk