



MINUTES

CITY COUNCIL ADJOURNED REGULAR MEETING

March 14, 2023
City Council Chamber
1 Civic Center Plaza
Irvine, CA 92606

CALL TO ORDER

The adjourned regular meeting of the Irvine City Council was called to order at 7:09 p.m. on March 14, 2023, in the City Council Chamber, Irvine Civic Center, 1 Civic Center Plaza, Irvine, California; Mayor Khan presiding.

ROLL CALL

Present: 5	Councilmember:	Larry Agran
	Councilmember:	Mike Carroll
	Councilmember:	Kathleen Treseder
	Vice Mayor:	Tammy Kim
	Mayor:	Farrah N. Khan

Mayor Khan noted additional opportunities to participate in the meeting virtually; and encouraged those providing public comments to be civil, polite, and courteous when addressing one another, City staff, and members of the public.

In addition, Carl Petersen, City Clerk, provided instructions on how to participate in the meeting; and noted that the e-comment feature had been extended, which allowed members of the public the ability to submit e-comments on all agenda items, which would be included as part of the official record and uploaded to the City's website.

PLEDGE OF ALLEGIANCE

Councilmember Carroll led the Pledge of Allegiance.

INVOCATION

Lead Pastor Yohan Shin from Mariners Church provided the invocation.

MOMENT OF SILENCE

Mayor Khan asked for a moment of silence in memory of Valarie Burlingame, Executive Secretary, who passed away on February 22 after 17 years of service at the age of 43.

1. PRESENTATIONS

Due to the delay in start time for the meeting, the following two presentations did not occur:

1.1 Proclaim March 12, 2023, as “National Girl Scout Day.”

1.2 Commend Woodbridge High School Warriors Varsity Cheer Team

PUBLIC COMMENTS – NON-AGENDIZED ITEMS

Avram Grossman, Irvine resident, expressed concern that no applications had been received by the City following the passage of Ordinance No. 22-07 (backyard beekeeping), and spoke in support of reviewing the fees and guidelines.

The following individuals spoke in support of Legend Group Foundation and a proclamation recognizing Legend Day:

- Gil Nelsen, Irvine resident
- Jazz Cannon, Irvine resident
- Rutvij Holay, Irvine resident
- Savanna Newgent, Irvine resident
- Christina Shea, Irvine resident
- Mark Newgent, Irvine resident
- Nissa Elgor, Irvine resident
- (949) ***-*483

Susan Sayre, Irvine resident, spoke in support of the City’s Climate Action and Adaptation Plan (CAAP) and affordable/workforce housing.

Alan Meyerson, Irvine resident, spoke in support of freedom of speech, fulfilling campaign promises, and politicians with principle.

Dee Fox, Irvine resident, spoke in opposition to allegations made against her at the previous City Council meeting.

Eric Neshanian, Irvine resident, spoke in opposition to the City Attorney's decision to end his public comment at the previous meeting; Mayor Khan's comments in a video with members of the Turkish community; and not recognizing March 8, 2023, as "International Women's Day."

Simone Schmidt and Hoyin Ip spoke in support of a revised electrification ordinance without exemptions.

Ayn Craciun, Irvine resident, spoke in opposition to University of California, Irvine's Hydrogen Project.

Harvey Liss, Irvine resident, spoke in opposition to the tiered time limits for public comments.

CITY MANAGER'S REPORT

City Manager Chi provided a brief report on the administrative changes in the City Manager's Office and an update on efforts to expand City Council and transition to districting; and turned to Police Chief Kent, to introduce Police Lieutenant Matt McLaughlin and Motor Officer Jason Schaeffer, who provided a brief report on the newly developed e-bike program.

City Council discussion included: inquiring about the selection process for National Demographics Corporation and Tripepi Smith; questioned the number of educational workshops and public hearing for districting and City Council expansion, and translating in other languages; inquired about statistical data related to e-bike collisions; expressed concern about younger e-bike riders; and suggested requiring additional safety measures for e-bikes.

ANNOUNCEMENTS/COMMITTEE REPORTS/COUNCIL REPORTS

Councilmember Treseder

- Councilmember Treseder wished everyone a Happy Pi Day.
- Last week, Federal Bureau of Investigation (FBI) agents interviewed City Manager Chi and asked questions regarding an ongoing investigation into Irvine; and that City Manager Chi now has whistleblower protection under the law.
- The Building Electrification ordinance was removed from the agenda to allow additional time to develop, especially regarding exceptions, and the item will return on March 28.

- Southern California Gas Company (SoCal Gas) is conducting an experiment by adding hydrogen to pipelines in the freshman dorms at University of California, Irvine (UCI). Freshman students do not have the ability to give consent nor would they most likely know about the project. Councilmember Treseder met with UCI staff with other stakeholders and learned that they agreed to assist with the project in response to her concerns. Councilmember Treseder expressed her desire to see the project withdrawn and brought to a close.

Vice Mayor Kim:

- The Irvine Tech Week event is almost entirely sold out, with a few spots left for a closing wrap-up event on March 26. Tech Week Kick-off will take place on March 22, which is at capacity; however, those who are interested can sign up to be placed on a waitlist. Opportunities to join a wait list for other events throughout the week are also available, including Tech Start-Up Weekend and face-to-face with investors at the Entrepreneur Center.
- Orange County Fire Authority Division Chief, Shane Sherwood, was recently promoted to Battalion Chief. Replacing Division Chief Sherwood is Nick Freeman, who will be serving the City of Irvine and working directly with Police Chief Kent.
- With the commencement of Daylight Saving Time, residents are encouraged to check batteries in smoke detectors.
- Vice Mayor Khan will be meeting residents at various coffee shops around the City beginning Saturday, March 18 from 9:30 – 11 a.m. at Lost Bean Coffee Shop at the Woodbridge Village Shopping Center.

Councilmember Carroll:

- Members of the public may not be aware that there is approximately \$100 million of unclaimed property in the hands of the State of California that is owned by Irvine residents. Administrative Services Director, Dahle, Bulosan, received the first of is two checks for his unclaimed property. City Councilmembers are encouraged to reach out to members of the community about unclaimed property. The City will also be conducting outreach as well.
- Exemptions listed in the Electrification Ordinance, which was removed from tonight's agenda, included exemptions for buildings exempt from the California Energy Code; buildings designed to be constructed to be 30% more efficient; multi-family water dwelling heating systems serving multiple units; outdoor fireplaces, fire pits, barbeques, and cooking appliances; certain non-residential food establishments in commercial kitchens; extensile buildings; medical healthcare facilities, laboratories, fossil fueled emergency patient care, and critical operations equipment industrial manufactured use with critical fossil fuel power processing equipment; accessory dwelling units where the primary

dwelling unit is a mixed fuel building; and buildings subject to unique circumstances making compliance with the propose ordinance impractical or infeasible. The Ordinance appears to be a target against 2,000 square foot multi- or single-family homes in University Park or Turtle Rock, or a 2,500 square foot home in Westpark or something similar. Councilmember Carroll expressed his opposition to the ordinance as currently proposed.

- Councilmember Carroll has asked for City Council consideration of a resolution in opposition to the SoCal Gas hydrogen mixing plant at UCI at the April 11 City Council meeting. The project is being performed by the California Public Utilities Commission to try to escape the regulation and oversight and safety review of the City of Irvine. Councilmember Carroll reiterated that members of the City Council should have the ability to regulate and advocate for resident safety.

Mayor Khan

- The Great Park Framework Plan was approved in July 2022 to guide the next phase of development. In preparation for construction, site preparation and demolition of vacant structures will get underway in the coming months, which includes soil testing, remediation and monitoring, and other precautions to limit disruption in the neighborhood. Community members are invited to attend a town hall meeting on Monday, March 20 from 7 – 9 p.m. at the Great Park Artist Studios to learn more about the progress at Great Park and the plan for work on-site in the coming months. The town hall meeting is also an opportunity to learn more about the process, ask questions, and provide feedback. Measures being taken to protect the environment and ensure the safety of the community will also be discussed. For information, visit yourgreatpark.org.
- The City is developing its first Climate Action and Adaptation Plan (CAAP), which will set ambitious, but achievable emissions reduction targets for the City and lay out a pathway to achieving climate goals. The plan should be reflective of the priorities and values of our community, and as such, community input is needed. To take the survey, visit IrvineCAAP.Consider.It and share feedback on potential greenhouse gas emissions reduction strategies and mitigation measures. Input from the survey will be used in combination with feedback from public workshops to inform the adaptation and mitigation measures in the draft plan. For information about Irvine's climate planning goals, visit cityofirvine.org/climate.
- The City is exploring ways to better utilize roadway space for all users, including drivers, bicyclists, and pedestrians, along South Yale Avenue between the 405 Freeway and University Drive, and public input is requested. Ideas from members of the community on various bicycle and pedestrian-friendly alternatives to be considered for future development along that portion of South Yale are being sought. To access the survey, watch a recording of a virtual meeting discussing project concepts, and view the presentation slides online, visit cityofirvine.org/SharesTheWay.

- Due to the changes in California recycling law, the City of Irvine is implementing an organic waste collection service. Beginning April 1, food scraps and food soiled paper, such as napkins, paper towels, and uncoated cardboard, should be placed in a green waste or food waste only collection cart. For those who do not have a separate green waste cart, please wait until additional information is received from Waste Management regarding collection. Food in landfills produces methane, a greenhouse gas 84 times more potent than carbon dioxide. By recycling organic waste, residents can combat climate change, create renewable natural gas, add compost to agriculture, and reduce the amount of waste going into landfills. Additional information about the organic waste recycling program is available in multiple languages at cityofirvine.org/SB1383.

ADDITIONS AND DELETIONS

There were no additions or deletions to the agenda; however, Vice Mayor Kim suggested that the agenda be reordered to consider Council Business Item No. 4.7 (Consideration of a request by Vice Mayor Kim to Adopt “Redistricting Principles for a More Perfect Union” and Establish an Independent Districting Commission with New Irvine Districting Process Protocols) following approval of the Consent Calendar.

ACTION: Moved by Vice Mayor Kim, seconded by Councilmember Treseder, to:

Reorder the agenda to consider Council Business Item No. 4.7 following approval of the Consent Calendar and prior to Council Business Item No. 4.1.

The motion carried as follows:

AYES:	3	COUNCILMEMBERS:	Carroll, Kim, and Treseder
NOES:	2	COUNCILMEMBERS:	Agran and Khan
ABSENT:	0	COUNCILMEMBERS:	None
ABSTAIN:	0	COUNCILMEMBERS:	None

2. CONSENT CALENDAR

Moved by Vice Mayor Kim, seconded by Councilmember Carroll, and unanimously carried to approve Consent Calendar Item Nos. 2.1 through 2.15, with the exception of Item Nos. 2.8, 2.9, and 2.11, which were removed for separate discussion.

2.1 MINUTES

ACTION:

Approved the minutes of a special joint meeting of the City Council with the Great Park Board held on February 14, 2023.

2.2 PROCLAMATIONS

Prior to approval of the Consent Calendar, Eric Neshanian, Irvine resident, spoke in opposition to not including a proclamation recognizing Women's History Month.

ACTION:

Proclaimed March 2023, as "National Women's History Month."

2.3 WARRANT AND WIRE TRANSFER RESOLUTION

ACTION:

Adopted RESOLUTION NO. 23-23 - 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

2.4 TREASURER'S REPORT FOR THE QUARTER ENDED DECEMBER 31, 2022

ACTION:

Received and filed the Treasurer's Report for the quarter ended December 31, 2022.

2.5 FISCAL YEAR 2022-23 SECOND QUARTER BUDGET UPDATE

ACTION:

Received and file the Fiscal Year 2022-23 Second Quarter Budget Update.

2.6 MODIFICATIONS TO ORDER OF AGENDA AND PROCEDURES FOR PUBLIC COMMENTS

ACTION:

Adopted RESOLUTION NO. 23-24 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, UPDATING POLICIES AND PROCEDURES FOR MEETINGS AND AGENDAS AND REPLACING AND SUPERSEDING CITY COUNCIL RESOLUTION 22-21

2.7 RELOCATION FUNDING AND STORAGE LICENSE AGREEMENT WITH FLYING LEATHERNECKS HISTORICAL FOUNDATION

Prior to approval of the Consent Calendar, Brigadier General Mike Aguilar spoke in support of relocation funding and a storage license agreement with Flying Leathernecks Historical Foundation.

ACTION:

- 1) Approved the Relocation Funding and Storage License Agreement between the City of Irvine and Flying Leathernecks Historical Foundation (**Contract No. 11594**).
- 2) Approved a budget adjustment in the amount of \$2,500,000 for payment to Flying Leathernecks Aviation Museum for relocation expenses, and \$300,000 for work necessary to secure Building 297.

(Unless otherwise directed by a member of the City Council, the vote on this matter will reflect the prior action of each Councilmember when he or she sat and voted as a member of the Board of Directors of the Great Park Corporation. However, if a Councilmember is not present at the City Council meeting, his or her vote will be reflected as absent.)

Approved 5-0.

2.8 CONTRACT AWARD FOR TRAFFIC SIGNAL MAINTENANCE AND EMERGENCY ON-CALL SERVICES

This item was removed for separate discussion at the request of Councilmember Carroll, who inquired about how much University of California, Irvine (UCI) was contributing for this service, and whether UCI contributed last year as well; and read into the record an article related to the City of Berkeley and a similar matter related to its nearby university.

City Manager Chi responded to questions. Jaime Bourgeois, Director of Public Works and Transportation, and Mark Ha, Traffic Operations Administrator, were also available for questions.

There was no City Council discussion.

ACTION: Moved by Councilmember Carroll, seconded by Vice Mayor Kim, and unanimously carried to:

Approve and authorize the Mayor to execute the traffic signal maintenance and emergency on-call services contract with Yunex, LLC, the lowest responsive and responsible bidder, for an annual not-to-exceed amount of \$2,931,290 (**Contract No. 11587**).

2.9 LIGHT EMITTING DIODE (LED) STREET LIGHT CONVERSION

This item was removed for separate discussion at the request of Mayor Khan, who asked about the timeline for current and future LED street light conversion, who would be monitoring when replacements were needed, and applicability to landscape lighting.

Jaimee Bourgeois, Director of Public Works and Transportation, and Steve Sherwood, Assistant City Engineer, responded to questions.

There was no City Council discussion.

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

- 1) Approve an agreement between the City of Irvine and Southern California Edison Company titled "Schedule LS-1 Option E, Energy Efficiency LED Fixture Replacement Rate Agreement" (**Contract No. 11588**).
- 2) Authorize the City Manager or his designee to execute the agreement.

2.10 APPROVAL OF PLANS, SPECIFICATIONS, AND CONTRACT DOCUMENTS FOR THE SWEET SHADE UNIVERSAL PLAYGROUND

ACTION:

- 1) Approved the construction plans, specifications, and contract documents for the Sweet Shade Universal Playground, CIP 361906.
- 2) Approve the Engineer's Estimate, Construction Contingency, and Project Funding Summary.
- 3) Authorize 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.

2.11 AWARD OF CONSTRUCTION CONTRACT FOR THE VALLEY OAK FIBER INSTALLATION

This item was removed for separate discussion at the request of Mayor Khan, who inquired about whether Internet service providers would have access to the underground conduit, noting Internet service gaps in certain neighborhoods.

Mark Ha, Traffic Operations Administrator, responded to questions.

There was no City Council discussion.

ACTION: Moved by Mayor Khan, seconded by Vice Mayor Kim, and unanimously carried to:

Award a construction contract in the amount of \$185,581 for the Valley Oak Fiber Installation, Capital Improvement Program Project 332006, to the lowest responsive and responsible bidder, Select Electric, LLC (**Contract No. 11590**).

2.12 CREATION OF THE IRVINE FACILITIES FINANCING AUTHORITY THROUGH THE ACTIVATION OF THE PARKING AUTHORITY OF THE CITY OF IRVINE AND THE FORMATION OF THE IRVINE FACILITIES FINANCING AUTHORITY

ACTION:

- 1) Adopted RESOLUTION NO. 23-25 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, DECLARING THAT THERE IS A NEED FOR A PARKING AUTHORITY TO FUNCTION IN THE CITY, DECLARING THAT THE CITY COUNCIL SHALL BE THE PARKING AUTHORITY AND DESIGNATING AN INTERIM CHAIR OF THE PARKING AUTHORITY
- 2) Adopted RESOLUTION NO. 23-26 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, AUTHORIZING THE EXECUTION AND DELIVERY OF A JOINT EXERCISE OF POWERS AGREEMENT BY AND BETWEEN THE CITY OF IRVINE AND THE PARKING AUTHORITY OF THE CITY OF IRVINE

2.13 CONSIDERATION FOR APPROVAL OF A \$50,000 CONTRIBUTION TO THE ORANGE COUNTY SUSTAINABILITY DECATHLON

Prior to approval of the Consent Calendar, Gil Nelsen, Irvine resident, spoke in support of the Orange County Sustainability Decathlon.

ACTION:

- 1) Approved a contribution to the Orange County Sustainability Decathlon in the amount of \$50,000.
- 2) Approved a budget adjustment to allocate this contribution from General Fund savings.

2.14 SECOND READING AND ADOPTION OF ORDINANCE NO. 23-06 ESTABLISHING CHANGES AND ADDITIONS TO POSTED SPEED LIMITS

ACTION:

Read by title only, second reading and adoption of ORDINANCE NO. 23-06 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, DIRECTING AN AMENDMENT TO THE CITY OF IRVINE ENGINEERING AND TRAFFIC SURVEYS FOR SPEED LIMITS, AS MAINTAINED BY THE PUBLIC WORKS AND TRANSPORTATION DEPARTMENT AS THE OFFICIAL DOCUMENTATION OF DECLARED PRIMA FACIE SPEED LIMITS

(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.

2.15 COMMUNITY PARTNERSHIP GRANT FUND GRANT NOMINATIONS

Prior to approval of the Consent Calendar, Eric Neshanian, Irvine resident, spoke in opposition based on the City's attempt to choose an out-of-city religious organization over non-secular organizations within the City that also assisted in this effort.

ACTION:

- 1) Approved Mayor Khan's request for Community Partnership Fund Grant Nominations in the amount of \$1,000 to Sabil USA in support of costs associated with the donation drive for the earthquake victims of Syria and Turkey (**Contract No. 11591**).

- 2) Authorized the City Manager to prepare and sign a funding agreement.

RECESS TO CITY OF IRVINE PARKING AUTHORITY MEETING

Mayor Khan recessed the City Council meeting to the Parking Authority meeting at 9:06 p.m.

RECONVENE TO THE CITY COUNCIL MEETING

Mayor Khan reconvened the City Council meeting at 9:11 p.m.

3. PUBLIC HEARINGS

3.1 AT-RISK AFFORDABLE HOUSING AND COMMITTED ASSISTANCE FOR PRESERVATION ACTIVITIES

Mayor Khan noted that staff was requesting that this item be continued to the March 28 City Council meeting.

ACTION: Moved by Vice Mayor Kim, seconded by Mayor Khan, and unanimously carried to:

Continue hearing to the March 28, 2023, City Council meeting.

3.2 DRAFT BUILDING ELECTRIFICATION ORDINANCE FOR CITY COUNCIL CONSIDERATION

This item was removed from the agenda originally posted on March 7, 2023, to be considered at the March 28, 2023, City Council meeting.

4. COUNCIL BUSINESS

4.7 CONSIDERATION OF A REQUEST BY VICE MAYOR KIM TO ADOPT "REDISTRICTING PRINCIPLES FOR A MORE PERFECT UNION" AND ESTABLISH AN INDEPENDENT DISTRICTING COMMISSION WITH NEW IRVINE DISTRICTING PROCESS PROTOCOLS

This item was considered prior to Council Business Item No. 4.1. See Additions and Deletions (p. 6).

This item was agendized at the request of Vice Mayor Kim, who asked for City Council support to adopt "Redistricting Principles for a More Perfect Union" and the establishment of an independent districting commission with new Irvine districting process protocols.

Justin Levitt, National Demographics Corporation, responded to questions. Brian King, Assistant City Manager, was also available for questions.

The following individuals spoke in support of an independent districting commission:

- Mary Ann Foo, Executive Director of Orange County Asian and Pacific Islander Community Alliance (OCAPICA)
- Julie Vo, OCAPICA
- Christine Nguyen, OCAPICA
- Priscilla Huang, Executive Director of Center for Asian Americans in Action
- Daniel Ichinose, Orange County Action Research Director
- Uyen Hoang, University of California, Irvine

The following individuals spoke in opposition:

- Susan Sayre, Irvine resident
- Alan Meyerson, Irvine resident
- Gil Nelsen, Irvine resident
- Harvey Liss, Irvine resident
- Eric Neshanian, Irvine resident
- Jeremy Ficarola, Irvine resident
- Dee Fox, Irvine resident
- Melisa Masri, Irvine resident

City Council discussion included: discussing a completely independent commission without City Council or demographer influence; inquired about whether the City Council would vote in a final map under this proposal; noted the consideration of this item at a special meeting on September 21 and the hour the matter was considered; clarified that an independent commission would be driven by residents, and would thereby make the final determination of maps; suggested that the existing process would include citizen participation; reiterated that the final map would be submitted to the voters; questioned whether the ballot would include one or two questions related to City Council expansion and districting; clarified that this process included transitioning to districting as opposed to redistricting; inquired about whether there were reasons not to adhere to any of the proposed guidelines; questioned why the first public hearing would be part of a City Council meeting; inquired about community outreach based on Irvine's diversity and what such outreach entailed; questioned whether additional community meetings could be arranged in addition to what is required; inquired about correspondence received from Common Cause and the American Civil Liberties Union (ACLU); questioned the benefits of an

independent commission; and clarified the differences in roles between the demographer and an independent districting commission.

ACTION: Moved by Vice Mayor Kim, seconded by Councilmember Treseder, to:

- 1) Direct staff to develop protocols regarding establishment of an independent redistricting commission, which would remove City Council involvement in the development of district maps in Irvine.
- 2) Endorse the *Redistricting Principles for a More Perfect Union* developed by Common Cause, and direct staff to implement protocols to ensure that our district development process comports with all of the principles identified in the document.
- 3) Direct staff to hire the demographic consulting firm Redistricting Partners, as a second demographer to support the efforts of the City's districting efforts and peer-review the work being coordinated by National Demographics Corporation (NDC).

The motion failed as follows:

AYES: 2 COUNCILMEMBERS: Kim and Treseder
 NOES: 3 COUNCILMEMBERS: Agran, Carroll, and Khan
 ABSENT: 0 COUNCILMEMBERS: None
 ABSTAIN: 0 COUNCILMEMBERS: None

No further action was taken.

4.1 CONSIDERATION OF A REQUEST BY COUNCILMEMBER TRESEDER REGARDING AFFORDABLE HOUSING UTILITY ALLOWANCES

This item was agendized at the request of Councilmember Treseder, who asked for City Council support to send a draft letter to the Orange County Board of Supervisors requesting adjustment to utility allowances for Orange County Housing Authority affordable housing to incentivize electrification.

The following individuals spoke in support:

- Ayn Craciun, Irvine resident
- Alexis Hernandez
- Melisa Masri, Irvine resident
- Linda Kramer, Irvine resident

Dee Fox, Irvine resident, spoke in opposition.

City Council discussion included: questioning whether Orange County Housing Authority (OCHA) regulates affordable housing in Irvine; inquired about how Anaheim regulates affordability; questioned whether the request to the Orange County Board of Supervisors (County) would only impact Irvine; expressed concern about other outstanding matters with the County, including existing litigation regarding the 100 acres adjacent to Great Park and the potential withdrawal from Orange County Public Library; suggested Irvine create its own housing authority; and questioned whether the matter could be continued to the next City Council meeting following consideration of the proposed electrification ordinance.

ACTION: Moved by Councilmember Treseder, seconded by Vice Mayor Kim, to:

Send a letter to the Orange County Board of Supervisors adjustment to utility allowances for Orange County Housing Authority affordable housing to incentivize electrification, and direct staff to follow up with the Orange County Housing Authority.

The motion carried as follows:

AYES: 4 COUNCILMEMBERS: Agran, Kim, Treseder, and Khan

NOES: 1 COUNCILMEMBERS: Carroll

ABSENT: 0 COUNCILMEMBERS: None

ABSTAIN: 0 COUNCILMEMBERS: None

4.2 IRVINE COMPANY MEMORANDUM OF UNDERSTANDING FOR FUTURE RESIDENTIAL DEVELOPMENT

Tim Gehrich, Director of Community Development, presented the staff report and responded to questions. Lisa Varon, Manager of Housing, and Jeff Davis, Irvine Company, were also available for questions.

Youssef Kaddeche, Irvine resident, spoke in support of affordable housing, but expressed concern about building electrification not being required, and lack of information related to which properties would be mixed use to promote walkability and other transportation alternatives to reach carbon neutrality by 2030.

Daniel Hong, Irvine resident, inquired about the number of units in the Irvine Spectrum area with respect to the number of schools planned for that area.

Doug Elliott, Irvine resident, concurred with Mr. Kaddeche's comments, and in support of the proposed MOU with respect to the planned projects for affordable housing, including the plans for The Marketplace.

City Council discussion included: noting the amount of affordable housing in Irvine in comparison to other Orange County cities; reiterated the need for affordable workforce housing; questioned whether the proposed Memorandum of Understanding (MOU) had been reviewed by the Planning Commission; and reiterated that the MOU would lead to a larger comprehensive MOU as the City is built out.

ACTION: Moved by Mayor Khan, seconded by Vice Mayor Kim, and unanimously carried to:

- 1) Approve the terms and conditions of the Memorandum of Understanding associated with Irvine Company future residential development in the City.
- 2) Authorize the City Manager, or designee, to execute the MOU and any other associated documents.

4.3 IRVINE HOTEL IMPROVEMENT DISTRICT ASSESSMENT MANAGEMENT TRANSITION AND UPDATING PROCEDURES AND PROCESSES FOR GOVERNING THE DISTRIBUTION OF PROCEEDS

Lauren Jung, Senior Management Analyst, presented the staff report and responded to questions. Pete Carmichael, Assistant City Manager, was also available for questions.

Kandee Anderson, Irvine Marriott, and Eduardo Franco, S3 Hotel Group, spoke in support.

City Council discussion included: questioning whether there was consensus from all hoteliers; suggested that the Committee as a whole should determine who would act as Chair of the Committee; inquired about whether there was an existing committee for the Hotel Improvement District; questioned how this would impact the City's economic development initiative; and inquired about how it was determined that the City Councilmember appointee would be the Chair of the Committee.

ACTION: Moved by Vice Mayor Kim, seconded by Councilmember Tresseder, to:

Adopt – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, MODIFYING IN PART CITY COUNCIL RESOLUTION 02-152 AND UPDATING PROCEDURES AND PROCESSES GOVERNING THE DISTRIBUTION OF PROCEEDS FROM THE IRVINE HOTEL IMPROVEMENT DISTRICT as amended to revise the following under Section 3 of the resolution:

- The chairperson of the HID Committee shall be ~~the appointed City Council member~~ **selected by the Committee.**

ACTION: A substitute motion was made by Councilmember Carroll, seconded by Mayor Khan, to:

Adopt RESOLUTION NO. 23-27 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, MODIFYING IN PART CITY COUNCIL RESOLUTION 02-152 AND UPDATING PROCEDURES AND PROCESSES GOVERNING THE DISTRIBUTION OF PROCEEDS FROM THE IRVINE HOTEL IMPROVEMENT DISTRICT

The motion carried as follows:

AYES: 4 COUNCILMEMBERS: Agran, Carroll, Treseder, and Khan

NOES: 1 COUNCILMEMBERS: Kim

ABSENT: 0 COUNCILMEMBERS: None

ABSTAIN: 0 COUNCILMEMBERS: None

4.4 COMPARATIVE ANALYSIS OF THE CITY’S ELECTRICITY COSTS AND RATES AND OPTIONS TO OPT DOWN OR OPT OUT OF THE CITY’S CURRENT ORANGE COUNTY POWER AUTHORITY PLAN

Dahle Bulosan, Director of Administrative Services, presented the staff report and responded to questions.

The following individuals spoke in support of continued participation in Orange County Power Authority’s (OCPA) 100% Renewable Smart Choice Plan:

- Hoyin Ip, Irvine resident
- Linda Kramer, Irvine resident
- Ayn Craciun

The following individuals spoke in support of opting down to OCPA’s 38% Renewal Basic Choice Plan:

- Alan Meyerson, Irvine resident
- Gil Nelsen, Irvine resident
- Harvey Liss, Irvine resident
- Dee Fox, Irvine resident

Michelle Johnson, Irvine resident, spoke in support of withdrawing the City’s electrical accounts from being serviced by OCPA and returning the City as a customer of Southern California Edison.

Don Geller, Irvine resident, spoke in support of transitioning the City to Southern California’s 100% Renewable Energy Plan.

Walter Nobrega inquired about whether Councilmember Treseder's staff was aided by OCPA's energy consultant, Pacific Energy Advisors, assisted with Councilmember Treseder's supplemental report; and whether Tables A, B, and C in the supplemental report were developed by her staff or Pacific Energy Advisors; and whether evidence will be provided that 100% renewable energy is delivered to the City of Irvine.

City Council discussion included: clarifying whether the item for consideration was applicable to the City as a customer and not to existing ratepayers; inquired about annual electricity costs under the current rate structure; expressed appreciation to the Finance Commission for its review; considered options for opting down to another plan; inquired about potential savings if the City opted down to the 38% Renewable Basic Choice Plan, and suggested investing those savings into other sustainability projects; reiterated that the City set the tone for carbon neutrality; noted that street lights will be converted to LED lighting in the near future; inquired about whether a non-disclosure agreement would thereby provide authority to see whether the City is receiving 100% renewable energy; reiterated that Southern California Edison (SCE) rates are anticipated to increase significantly over time; inquired about whether the City has the option to transition to SCE's 100% Renewable Energy Plan, and whether there was a fee to enroll; and questioned which plans member cities are currently in or recently transitioned to.

ACTION: Moved by Councilmember Agran, seconded by Councilmember Carroll, to:

Direct staff to opt down to OCPA's 38% Renewable Basic Choice Plan.

ACTION: A substitute motion was made by Mayor Khan, seconded by Vice Mayor Kim, to:

Direct staff to maintain Irvine's participation in OCPA's 100% Renewable Smart Choice Plan.

The motion carried as follows:

AYES: 3 COUNCILMEMBERS: Kim, Treseder, and Khan

NOES: 2 COUNCILMEMBERS: Agran and Carroll

ABSENT: 0 COUNCILMEMBERS: None

ABSTAIN: 0 COUNCILMEMBERS: None

ADJOURNMENT

Prior to adjournment, and by consensus of the City Council, Council Business Items 4.5 (Consideration of a Request by Councilmember Treseder to Establish a Sustainability Commission) and 4.6 (Consideration of a Request by Mayor Khan to Initiate Lease Negotiations for the Establishment of Irvine’s Innovation Lab in City Owned Office Space at the Train Station) were continued to the March 28, 2023, City Council meeting.

Moved by Vice Mayor Kim, seconded by Councilmember Carroll, and unanimously carried to adjourn the meeting at 12:31 a.m.


MAYOR OF THE CITY OF IRVINE


CITY CLERK OF THE CITY OF IRVINE

April 11, 2023