



Steven Choi
Mayor

Jeffrey Lalloway
Mayor Pro Tempore

Larry Agran
Councilmember

Beth Krom
Councilmember

Christina Shea
Councilmember

AGENDA

CITY COUNCIL SPECIAL MEETING November 25, 2014 3:00 PM

Irvine City Hall
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 on a scheduled agenda item – including a Consent Calendar item, a Regular Council Business item, a Public Hearing item, or Public Comments – 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 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. It also ensures the accurate identification of meeting participants in the City Council minutes. Your name will be called at the time the matter is heard by the City Council. City policy is to limit public testimony to up to three minutes per speaker depending on relevant circumstances (unless the time limit is extended by the Mayor), which includes the presentation of electronic or audio visual information. Speakers may not yield their time to other persons.

Please take notice that the order of scheduled agenda items below and/or the time they are actually heard, considered and decided may be modified by the Mayor or the City Council during the course of the meeting, so please stay alert.

CALL TO ORDER

ROLL CALL

1. CLOSED SESSION

1.1 CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION Significant Exposure to Litigation pursuant to paragraph (2) of subdivision (d) of Government Code Section 54956.9: Two Cases

RECONVENE TO THE CITY COUNCIL MEETING

PLEDGE OF ALLEGIANCE

INVOCATION

MUSICAL PRESENTATION

2. PRESENTATIONS

2.1 *Commend Irvine Novaquatics for Outstanding Public Service*

2.2 *Proclaim December 2, 2014 as "Giving Tuesday" - Irvine Public Schools Foundation*

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. See information for Speaker's Card/Request to Speak on first page.

3.1 MINUTES

ACTION:

Approve the minutes of a regular meeting of the Irvine City Council and regular joint meeting with the City of Irvine as Successor Agency to the dissolved Irvine Redevelopment Agency held on November 12, 2014.

3.2 WARRANT AND WIRE TRANSFER RESOLUTION

ACTION:

Adopt - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, ALLOWING CERTAIN CLAIMS AND DEMANDS AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID

3.3 WARRANT AND WIRE TRANSFER RESOLUTION – AT&T

ACTION:

Adopt - 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

3.4 ANNUAL ASSEMBLY BILL 1600 DEVELOPMENT FEE REPORT FOR FISCAL YEAR 2013-14

ACTION:

Receive and file.

3.5 FISCAL YEAR 2013-2014 MEASURE M2 EXPENDITURE REPORT

ACTION:

Adopt – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, ADOPTING THE FISCAL YEAR 2013-14 MEASURE M2 EXPENDITURE REPORT FOR THE CITY OF IRVINE

3.6 SINGLE AUDIT OF FEDERALLY ASSISTED GRANT PROGRAMS FOR THE FISCAL YEAR ENDED JUNE 30, 2014

ACTION:

Receive and file.

3.7 AIR QUALITY IMPROVEMENT SPECIAL REVENUE FUND AUDIT FOR THE FISCAL YEAR ENDED JUNE 30, 2014

ACTION:

Receive and file.

3.8 COMPREHENSIVE ANNUAL FINANCIAL REPORT FOR THE FISCAL YEAR ENDED JUNE 30, 2014 AND AUDITORS' COMMUNICATION

ACTION:

Receive and file.

3.9 FISCAL YEAR 2013-2014 CAPITAL IMPROVEMENT AND SPECIAL

FUNDS YEAR-END REPORT

ACTION:

- 1) Approve the continuation of 331 capital projects with budgets totaling \$203.2 million to Fiscal Year 2014-15.
- 2) Approve the closure of 27 completed projects, with \$32.9 million in expenditures.
- 3) Approve the adjustment of inter-fund transfers needed for capital projects among the Infrastructure and Rehabilitation, Gas Tax, Fees and Exactions, System Development Charge, Renewed Measure M2 Fairshare, Community Facility District, Irvine Business Complex, and Fleet Service Funds for the fiscal year beginning July 1, 2014, net of \$0.1 million.
- 4) Approve funding for outstanding purchase orders and continuing activities in the Special Funds totaling \$2.9 million.

3.10 ORANGE COUNTY GREAT PARK CORPORATION AUDITED FINANCIAL STATEMENTS FOR THE FISCAL YEAR ENDED JUNE 30, 2014

ACTION:

Receive and file.

3.11 ORANGE COUNTY GREAT PARK FISCAL TRANSPARENCY AND REFORMS ACT IMPLEMENTATION

ACTION:

- 1) Approve the plan presented within the report for implementation of the Orange County Great Park Fiscal Transparency and Reforms Act, or provide alternative direction.
- 2) Approve with regard to appropriation, as required by the Fiscal Transparency and Reforms Act, the 2014-15 Orange County Great Park capital and operating budgets and anticipated contracts, with proposed amendments included in the staff report.

3.12 NOTICE OF PENDING APPROVAL FOR TRACT MAPS IN IRVINE BUSINESS COMPLEX AND ORCHARD HILLS

ACTION:

Receive and file.

3.13 QUITCLAIM OF EASEMENTS FOR SHOREBIRD PARK AND STONE CREEK SWIM CLUB PARK IN WOODBRIDGE

ACTION:

Authorize the Mayor to execute quitclaim deeds to relinquish

easements on two private park properties in the Village of Woodbridge.

3.14 GREAT PARK CAROUSEL REPAIR

ACTION:

Authorize award of a contract change order to Burton Construction Inc. for the repair and reassembly of the Great Park Carousel, and approve a budget adjustment from the unallocated fund balance (Fund 180) in an amount to be determined by the time of the meeting to fund the repair as identified in the diagnostic report.

3.15 AD HOC VETERANS AFFORDABLE HOUSING COMMITTEE

ACTION:

Confirm Appointment of Ad Hoc Veterans Affordable Housing Committee Members consisting of:

Mayor Pro Tem Jeffrey Lalloway
Councilwoman Christina Shea
Planning Commissioner, to be reported at time of City Council meeting
Patricia Whitaker, Executive Director, Innovative Housing Opportunities, Inc.
Bobbie McDonald, veterans representative
Ronnie Guyer, veterans representative
William Woolett, Jr., veterans representative

3.16 COMMUNITY PARTNERSHIP FUND GRANT NOMINATIONS

ACTION:

- 1) Approve Mayor Choi's request for Community Partnership Fund Grant Nomination to the Illumination Foundation in the amount of \$500 in support of program costs.
- 2) Approve Mayor Pro Tempore Lalloway's request for Community Partnership Fund Grant Nomination to Freedom Writers Foundation in the amount of \$500 in support of program costs.
- 3) Approve Councilmember Shea's request for Community Partnership Fund Grant Nomination to the Warrior Foundation - Freedom Station in the amount of \$500 in support of program costs.
- 4) Approve Councilmember Agran's request for Community Partnership Fund Grant Nominations to Chamber Music OC in the amount of \$2,000; SupportAbility in the amount of \$1,000; Friends of Outreach in the amount of \$1,000; Islamic Center of Irvine in the amount of \$1,000; Assistance League of Irvine in the amount of \$1,000; Irvine Chinese School / South Coast Chinese Cultural Center in the

amount of \$1,000; Irvine Barclay Theatre in the amount of \$500; Ektaa Center in the amount of \$500; Irvine Pakistani Parents Association in the amount of \$500; and Irvine Evergreen Chinese Senior Association in the amount of \$500 in support of program costs.

- 5) Authorize the City Manager to prepare and sign funding agreements for each organization listed in Actions 1 through 4.

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 are requested to 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 APPEAL OF THE PLANNING COMMISSION ACTION APPROVING 360° FUSION RESIDENTIAL PROJECT LOCATED AT THE NORTHWEST CORNER OF MCGAW AVENUE AND MURPHY AVENUE IN PLANNING AREA 36 (IRVINE BUSINESS COMPLEX)

ACTION:

- 1) Receive staff report.
- 2) Reopen the public hearing; receive public input.
- 3) Close the public hearing.
- 4) City Council comments and questions.

- EITHER -

- 5) Uphold the appeal thereby overturning the Planning Commission’s decisions and direct staff to return with denial resolutions for City Council consideration and adoption.

- OR -

- 6) Deny the appeal, thereby upholding the Planning Commission's decisions:

A) Adopt — A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA DENYING AN APPEAL THEREBY UPHOLDING THE PLANNING COMMISSION’S DECISION TO APPROVE VESTING TENTATIVE TRACT MAP 17614 (00571126-PTT) TO SUBDIVIDE 3.56 NET ACRES INTO ONE NUMBERED LOT FOR DEVELOPMENT OF 280 ATTACHED RESIDENTIAL UNITS FOR CONDOMINIUM PURPOSES, LOCATED AT THE SOUTHWEST CORNER OF MURPHY AVENUE AND MCGAW AVENUE IN PLANNING AREA 36 (IRVINE BUSINESS COMPLEX)

B) Adopt — A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA DENYING AN APPEAL THEREBY UPHOLDING THE PLANNING COMMISSION’S DECISION TO APPROVE PARK PLAN 00571125-PPP FOR 280 ATTACHED RESIDENTIAL UNITS, LOCATED AT THE SOUTHWEST CORNER OF MCGAW AVENUE AND MURPHY AVENUE IN PLANNING AREA 36 (IRVINE BUSINESS COMPLEX)

C) Adopt — A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA DENYING AN APPEAL THEREBY UPHOLDING THE PLANNING COMMISSION’S DECISION TO APPROVE CONDITIONAL USE PERMIT 00571123-PCPU INCLUDING A TRANSFER OF DEVELOPMENT RIGHTS AND AFFORDABLE HOUSING PLAN WITH DENSITY BONUS UNITS FOR DEVELOPMENT OF 280 ATTACHED RESIDENTIAL UNITS, LOCATED AT THE SOUTHWEST CORNER OF MCGAW AVENUE AND MURPHY AVENUE IN PLANNING AREA 36 (IRVINE BUSINESS COMPLEX)

5. COUNCIL BUSINESS

5.1 [STATUS REPORT OF THE CITY’S PLAN TO RETIRE ITS UNFUNDED PENSION LIABILITY](#)

ACTION:
Receive and file.

5.2 [FISCAL YEAR 2013-14 GENERAL FUND YEAR-END REPORT](#)

ACTION:

- 1) Receive and file the Budget Update Report for the Fiscal Year Ended June 30, 2014.
- 2) Approve a Budget Adjustment for Prior City Council Actions/Direction allocating \$1,610,250 for specific projects/programs previously approved by the City Council in FY 2013-14.
- 3) Approve a Budget Adjustment allocating \$513,998 of year-end General Fund balance for outstanding encumbrances and Purchase Orders that were not completed by the end of the fiscal year.
- 4) Approve a Budget Adjustment increasing allocations and transfers by \$7,223,000 for reserves and other projects recommended by the City Manager.
- 5) Modify the current Self-Insurance Fund reserve policy of 90% to a confidence level range of 70%-90% in line with comparable cities in the County.

[PUBLIC COMMENTS - Public comments will be heard at approximately 6:30 p.m. or prior to adjournment, whichever occurs earlier.](#)

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 Comments; however, no action may be taken on matters that are not part of the posted agenda. See information for Speaker's Card/Request to Speak on the first page.

ADJOURNMENT

NOTICE TO THE PUBLIC

LIVE BROADCASTING AND REBROADCASTING

Regular City Council meetings are broadcast live every 2nd and 4th Tuesday of the month at 4 p.m. and are replayed on Tuesdays at 4 p.m. (in weeks in which there is not a live City Council meeting), Sundays at 11 a.m., Wednesdays at 7 p.m., and Thursdays at 7 p.m. until the next City Council meeting. All broadcasts can be viewed on Cox Communications Local Access Channel 30 and U-Verse Channel 99. City Council meetings are also available via live webcast and at any time for replaying through the City's ICTV webpage at cityofirvine.org/ictv. For more information, please contact the City Clerk's office at (949) 724-6205.

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 cityofirvine.org 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 cityofirvine.org/ictv.

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.

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 that is not filed within this 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 AND ELECTRONIC DEVICES

To minimize distractions, please be sure all personal communication and electronic 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 at the following locations:

- City Clerk's Office
- Police Department
- City's web page at www.ci.irvine.ca.us

I hereby certify that the agenda for the Special City Council meeting was posted in accordance with law 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.

_____/s/ Molly McLaughlin
Molly McLaughlin, CMC
City Clerk