



MINUTES

CITY COUNCIL REGULAR MEETING

May 8, 2018
City Council Chamber
One Civic Center Plaza
Irvine, CA 92606

CALL TO ORDER

The regular meeting of the Irvine City Council was called to order at 4:05 p.m. on May 8, 2018 in the City Council Chamber, Irvine Civic Center, One Civic Center Plaza, Irvine, California; Mayor Wagner presiding.

ROLL CALL

Present:	3	Councilmember:	Jeffrey Lalloway
		Mayor Pro Tempore:	Christina Shea
		Mayor:	Donald P. Wagner
Absent:	2	Councilmember:	Melissa Fox
		Councilmember:	Lynn Schott

1. CLOSED SESSION

City Attorney Melching announced the following Closed Session items:

- 1.1 **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1): Name of Case: City of Irvine, et al. v. Michael Cohen, Director of Department of Finance, et al., Sacramento County Superior Court Case No. 34-2017-80002663**

- 1.2 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1) –Orange County Catholic Worker, et al. v. Orange County, et al, United States District Court, Central District of California, Santa Ana Division, Case No. SA CV 18-0155-DOC (JDE)**

- 1.3 CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION: Initiation of litigation pursuant to Government Code Section 54956.9(d)(4): one potential case**

- 1.4 PUBLIC EMPLOYEE APPOINTMENT: Government Code Section 54957 - Title: City Manager**

RECESS

Mayor Wagner convened the City Council meeting to Closed Session at 4:06 p.m.

RECONVENE TO THE CITY COUNCIL MEETING

Mayor Wagner reconvened the City Council meeting at 5:40 p.m. City Attorney Melching, on behalf of the City Council, announced that no reportable action was taken in Closed Session.

PLEDGE OF ALLEGIANCE

Councilmember Lalloway led the Pledge of Allegiance.

INVOCATION

Mayor Wagner provided the invocation.

Mayor Wagner also announced the recent passing of Governor George Deukmejian, who passed away earlier in the day at the age of 89; and noted that the City Council meeting would be adjourned in his memory.

2. PRESENTATIONS

2.1 University of California, Irvine Community Impact Update

Mayor Wagner introduced Sandy Jones from the University of California, Irvine, who provided a brief presentation on special projects and upcoming events at the University.

CITY MANAGER'S REPORT

There was no report.

ANNOUNCEMENTS/COMMITTEE REPORTS/COUNCIL REPORTS

Mayor Wagner made the following announcements:

- The community is invited to join the Irvine Police Department Drug Abuse Resistance Education (D.A.R.E.) officers for an evening of fun, food, and games on Saturday, May 12 at 6 p.m. at Heritage Community Park. The D.A.R.E. Lounge Chair Movie and Carnival Night will include bounce houses, field games, a BBQ, refreshments, and treats for sale. Attendees are encouraged to bring lounge chairs to enjoy Disney-Pixar's movie *Coco*, which begins at dusk. For information, call 949-724-7000.
- The City of Irvine is hosting two Memorial Day events to honor those who have given their lives while defending our nation, which include: Sunday, May 27 at 4 p.m. at the Northwood Gratitude and Honor Memorial at Northwood Community Park; and Monday, May 28 at 10 a.m. at Colonel Bill Barber Marine Corps Park Memorial. Both events are free and open to the public. For information, visit cityofirvine.org/specialevents.
- In honor of Memorial Day, the Irvine Animal Care Center is waiving adoption fees for veterans on Friday, May 25 through Sunday, May 27. The adoption discount applies to activity duty, reserve, and veterans of the Army, Navy, Air Force, Marine Corps, Coast Guard and National Guard, and their immediate family members. The program is made possible by the Animals for Armed Forces Foundation, which will cover adoption fees for the veterans. For information, call 949-724-7740 or visit irvineanimals.org.
- The Irvine Civic Center will serve as an Early Voting Service Center for the June 5 Special Municipal Election and Statewide Direct Primary. Beginning Saturday, May 26 through Monday, June 4, all registered Orange County voters are eligible to participate in on-site early voting. Additional Voting Center services include ballot replacement, same-day conditional voter registration, full-service voter assistance, and secure drive-thru vote-by-mail ballot drop-off. The deadline to register to vote is May 21. For information, call the City of Irvine Election Hotline at 949-724-6159 or visit ocvote.com.

ADDITIONS AND DELETIONS

Acting City Manager Leung asked that Council Business Item No. 4.1 (Fiscal Year 2018-19 Landscape, Lighting and Park Maintenance Assessment) be continued to the May 22, 2018 meeting to allow for full City Council discussion.

3. CONSENT CALENDAR

ACTION: Moved by Mayor Pro Tempore Shea, seconded by Councilmember Lalloway, and unanimously carried to by those members present (Councilmembers Fox and Schott absent), to approve City Council Consent Calendar Item Nos. 3.1 through 3.7, with the exception of Item Nos. 3.3 and 3.5, which were removed for separate discussion.

3.1 MINUTES

ACTION:

- 1) Approved the minutes of a special meeting of the Irvine City Council held on April 10, 2018.
- 2) Approved 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 April 24, 2018.

3.2 WARRANT AND WIRE TRANSFER RESOLUTION

ACTION:

Adopted RESOLUTION NO. 18-36 - 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 PROCLAMATIONS

This item was removed for separate discussion at the request of Mayor Wagner, who announced that May 19 marked the eighth annual "Kids to Parks Day", and encouraged all residents to enjoy the outdoors through the City's numerous parks and open space trails.

There was no City Council discussion.

ACTION: Moved by Mayor Wagner, seconded by Mayor Pro Tempore Shea, and unanimously carried by those members present (Councilmembers Fox and Schott absent), to:

Proclaim May 19, 2018 as National Park Trust's "Kids to Parks Day."

3.4 APPROVAL OF THE ASSIGNMENT, TRANSFER, AND EXECUTION OF REMARKETING AGREEMENTS FOR ASSESSMENT DISTRICT VARIABLE RATE BONDS

ACTION:

- 1) Adopted RESOLUTION NO. 18-37 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, AUTHORIZING AND APPROVING THE LETTER AGREEMENT TO ASSIGN AND TRANSFER CERTAIN REMARKETING AGREEMENTS TO BOFAML SECURITIES, INC. **(Contract No. 10143)**
- 2) Adopted RESOLUTION NO. 18-38 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, TERMINATING CERTAIN REMARKETING AGREEMENTS AND AUTHORIZING EXECUTION AND DELIVERY OF CERTAIN NEW REMARKETING AGREEMENTS **(Contract Nos. 10167, 10168, 10169, 10170, 10171)**

3.5 AGREEMENT WITH AEF SYSTEMS CONSULTING, INC. FOR THE PROJECT MANAGEMENT OF RECREATION SOFTWARE IMPLEMENTATION

This item was removed for separate discussion at the request of Mayor Pro Tempore Shea, who asked for clarification on the sole source contract request.

Laurie Hoffman, Director of Community Services, noted that AEF Systems Consulting (AEF) was selected through the Request for Proposals (RFP) process for new recreational software, and that staff was recommending AEF for software implementation based on time constraints, as well as its knowledge and expertise of the City's needs.

City Council discussion included: expressing concern about working outside of the standard procurement process; inquired about whether time constraints justified issuance of a sole source contract; questioned the signature authority limit for staff; requested updates to the City's purchasing policy to avoid these types of requests in the future; and suggested these types of projects be overseen by Information Technology Services.

ACTION: Moved by Mayor Pro Tempore Shea, seconded by Councilmember Lalloway, and unanimously carried by those members present (Councilmembers Fox and Schott absent), to:

Authorized the City Manager to execute a sole source agreement between the City of Irvine and AEF Systems Consulting, Inc. in the additional amount not to exceed \$120,000 for project management of recreation management software implementation. **(Contract No. 10172)**

3.6 NOTICE OF REVIEW AND PENDING APPROVAL FOR TRACT MAPS IN IRVINE BUSINESS COMPLEX AND PORTOLA SPRINGS

ACTION:
Received and filed.

3.7 COMMUNITY PARTNERSHIP FUND GRANT NOMINATIONS

ACTION:

- 1) Approved Councilmember Schott's request for Community Partnership Fund Grant nomination to American Gold Star Mothers in the amount of \$3,500 in support of its June 24, 2018 event at the Northwood Gratitude and Honor Memorial. **(Contract No. 10173)**
- 2) Approved Mayor Wagner's request for Community Partnership Fund Grant nomination to the American Red Cross in the amount of \$500 in support of the American Red Cross Orange County Heroes Luncheon. **(Contract No. 10174)**
- 3) Authorized the City Manager to prepare and sign the funding agreements listed in Actions 1 and 2.

4. COUNCIL BUSINESS

4.1 FISCAL YEAR 2018-19 LANDSCAPE, LIGHTING AND PARK MAINTENANCE ASSESSMENT

This item was continued to the May 22, 2018 City Council meeting at the request of Acting City Manager Leung. See Additions and Deletions.

4.2 APPROVAL OF PLANS, SPECIFICATIONS AND CONTRACT DOCUMENTS FOR CITY COUNCIL CHAMBER UPGRADES

Sharon Landers, Assistant City Manager, and Scott Smith, Deputy Director of Public Works, presented the staff report and responded to questions. Khaled Tawfik, Chief Information Officer; Tom Macduff, Senior Media Services Coordinator; Alex Salazar, Senior Project Manager; Molly McLaughlin, City Clerk; and Thomas Perez, Capital Improvement Project (CIP) Administrator, were also available for questions.

City Council discussion included: reiterating that the project would be funded using Public, Education and Government (PEG) funds as opposed to General Fund monies; questioned how the large television monitor would be secured to the masonry behind the Council dais; suggested relocation of the flags; inquired about the length of time that meetings would be held in the Conference and Training Center (CTC) during construction, as well as contingency plans for overflow due to space constraints; noted concerns with the video quality provided by Cox Communications and inquired about whether new audio/visual equipment would resolve the issue; inquired about the Strategic Technology Funds and whether such funds were general or special funds, or a mixture of both; questioned why a cost breakdown was not included with the staff report; inquired about construction and audio/visual categories listed in the engineer's estimate; requested clarification with respect to safety enhancements and related costs; discussed the City's procurement policies and bidding process; and inquired about location of certain broadcast cameras.

Manuel Gomez, Director of Public Works, clarified the City's standard practice as it pertains to the bidding process.

Sharon Landers, Assistant City Manager, noted that safety enhancements in the Council Chamber were part of the overall workplace safety improvement plan.

ACTION: Moved by Mayor Pro Tempore Shea, seconded by Mayor Wagner, to:

- 1) Approve a budget adjustment in the amount of \$3,852,000 from the Public, Educational and Government Access (PEG) fund balance to construct City Council Chamber Audiovisual Broadcast Upgrades and Facility Improvements.
- 2) Approve the plans, specifications and contract documents for the City Council Chamber Audiovisual Broadcast Upgrades and Facility Improvements.
- 3) Approve the Engineer's Estimate, Construction Contingency and Project Funding Summary.
- 4) Authorize staff to solicit competitive bids and award construction contracts to the lowest responsive and responsible bidders, in accordance with the City's purchasing policies and procedures, within the approved project budget.

The motion carried as follows:

AYES: 2 COUNCILMEMBERS: Shea and Wagner
 NOES: 1 COUNCILMEMBERS: Lalloway
 ABSENT: 2 COUNCILMEMBERS: Fox and Schott

PUBLIC COMMENT

Susan Sayre, Irvine resident, spoke about conflicts of interest as they pertained to the City Attorney; and in opposition to Measure D on the June 2018 ballot.

Andy Zelinko, Irvine resident, spoke about modification of the Northwood Memorial signage at Northwood Community Park.

James Troup, Irvine resident, requested clarification of Measure D.

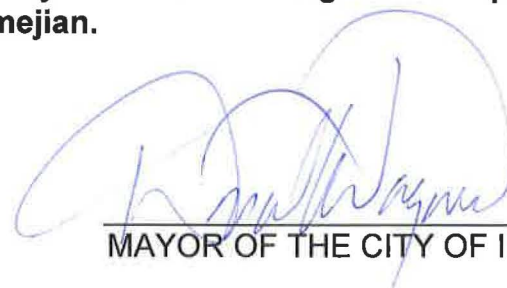
Brigitte spoke about recent actions by the Orange County Board of Supervisors with respect to the issue of homelessness.

ADJOURNMENT – IN MEMORIAM

Moved by Mayor Pro Tempore Shea, seconded by Mayor Wagner, and unanimously carried by those members present (Councilmembers Fox and Schott absent), to adjourn the regular City Council meeting at 7:20 p.m. in memory of former Governor George Deukmejian.



 CITY CLERK OF THE CITY OF IRVINE



 MAYOR OF THE CITY OF IRVINE

 May 22, 2018