
CITY COUNCIL AGENDA

BETH KROM
Mayor

SUKHEE KANG
Mayor Pro Tempore

LARRY AGRAN
Councilmember

STEVEN CHOI
Councilmember

CHRISTINA SHEA
Councilmember

CITY COUNCIL REGULAR MEETING May 10, 2005 4:00 P.M.

City Council Chamber
One Civic Center Plaza

NOTICE TO THE PUBLIC

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.

ADDITIONS AND DELETIONS TO THE AGENDA: 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.

ANNOUNCEMENTS/COMMITTEE REPORTS/COUNCIL COMMENTS: 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.

CONSENT CALENDAR ITEMS: All matters listed under Consent Calendar are considered to be routine and all will be 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 Speaker's Form and give it to the City Clerk. (Please see information in "Request to Speak" section.

PUBLIC COMMENT: Any member of the public may address the City Council on items within the 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. Public comments are scheduled for 30 minutes and are limited to three minutes per person. If you wish to speak, please complete a Speaker's Form and submit to the City Clerk.

CITY COUNCIL – NOTICE TO THE PUBLIC

SPEAKER’S CARD/REQUEST TO SPEAK: If you would like to address the City Council on a scheduled agenda item, please complete the speaker’s card. 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 City Clerk. The speaker’s card assists the Mayor in ensuring that all persons wishing to address the Council are recognized. Your name will be called at the time the matter is heard by the Council.

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. 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.

PUBLIC HEARINGS: Public Hearings are scheduled for a time certain of 4:00 p.m. (unless noticed otherwise) or as soon thereafter as possible. City Council, when considering the matter scheduled for hearing, will take the following actions: 1) Open the Public Hearing. 2) Receive staff report. 3) Accept public testimony. 4) City Council comments and questions. 5) Take appropriate action. Those wishing to address the City Council during the Public Hearing must complete a “Request to Speak” form and provide it to the City Clerk prior to the hearing. If, in the future, you wish to challenge in court any of the matters on this agenda for which a public hearing is to be conducted, you may be limited to raising only those issues which you (or someone else) raised orally at the public hearing or in written correspondence received by the City at or before the hearing. Any person seeking to challenge a City Council decision made as a result of a proceeding in which by law a hearing is required to be given, evidence is required to be taken, and the discretion in the determination of facts is vested in the City Council, shall be required to commence that action 90 days following the date on which the decision becomes final as provided in Code of Civil Procedure Section 1094.6. Please refer to Code of Civil Procedure 1094.6 to determine how to calculate when a decision becomes “final.” **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.

AMERICANS WITH DISABILITIES ACT: 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 Jeri L. Stately, City Clerk, at least 48 hours prior to the meeting to inform us of your particular needs and to determine if accommodation is feasible. Please advise us at the time if you will need accommodations to attend or participate in meetings on a regular basis.

This agenda was prepared by the City Clerk. Regular meetings of the City Council are held on the second and fourth Tuesdays of each month at 4:00 p.m. However, study sessions and/or closed sessions are periodically held prior to the start of the regular meeting. The City Council Agenda is posted in the Police Department and available at your local library. It is also available through our FAX LIBRARY system. Simply dial (949) 724-6210 and request document number 100 anytime after 5:00 p.m. on the Friday prior to a City Council meeting. The Agenda may also be accessed through the City’s web page at www.ci.irvine.ca.us

STATE OF CALIFORNIA)
CITY OF IRVINE) SS
COUNTY OF ORANGE)

I DECLARE UNDER PENALTY OF PERJURY that I am employed by the City of Irvine, in the City Clerk’s Department; and that I posted this agenda in the posting book located in the Public Safety Lobby of City Hall, One Civic Center Plaza.

Dated/Signed: _____

**FINAL
AGENDA**

**IRVINE
CITY COUNCIL
REGULAR MEETING**

May 10, 2005

NOTICE TO THE PUBLIC

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CALL TO ORDER

4:00 P.M.

A regular meeting of the Irvine City Council will be called to order on May 10, 2005 at 4:00 p.m., in the City Council Chamber, Irvine Civic Center, One Civic Center Plaza, Irvine, California, by Mayor Krom, presiding officer.

ROLL CALL

COUNCILMEMBER:	LARRY AGRAN
COUNCILMEMBER:	STEVEN CHOI
COUNCILMEMBER:	CHRISTINA SHEA
MAYOR PRO TEMPORE:	SUKHEE KANG
MAYOR:	BETH KROM

*******CONVENE TO THE IRVINE REDEVELOPMENT AGENCY MEETING*******

Please see Irvine Redevelopment Agency Agenda.

*****RECONVENE TO THE CITY COUNCIL MEETING *****

*****PRESENTATIONS//WORKSHOPS/SCOPING SESSIONS*****

PRESENTATION: TUSTIN UNIFIED SCHOOL DISTRICT - SUPERINTENDENT PETER C. GORMAN, Ed. D.

SCOPING SESSION: PLANNING AREAS 1, 2, AND 9B (Submitted by Community Development/Planning Services)

*****RECESS*****

*****RECONVENE TO THE CITY COUNCIL MEETING - 5:00 P.M.*****

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE

Mayor Krom will request the City Council meeting be adjourned in memory of Therese Jane Francke.

MUSICAL PRESENTATION

The University High School Sax Quartet will perform "Luxury Lane" by Carl Frangkiser and the Clarinet Quartet will perform "Chicago" by Fred Fisher.

PRESENTATIONS

Proclamation on National Public Works Week - May 15-21, 2005

INTRODUCTIONS

*ANNOUNCEMENTS/COMMITTEE REPORTS/COUNCIL REPORTS

*ADDITIONS AND DELETIONS

*****CONSENT CALENDAR (Item Nos. 1 through 5.1)*****

*PUBLIC COMMENTS (Limited to three (3) minutes per speaker)

1.CITY COUNCIL MINUTES

1.1 APPROVAL OF CITY COUNCIL MINUTES (Submitted by City Clerk)

*Please refer to Notice to the Public, Pages i & ii

ACTION: Approve the minutes of a special meeting of the City Council held on April 26, 2005.

2.PROCLAMATIONS/COMMENDATIONS/RATIFICATIONS

2.1 PROCLAIM THE FOLLOWING:

- 1) Taiwanese American Heritage Week - May 16-22, 2005
- 2) National Public Works Week - May 15-21, 2005

2.2 COMMEND THE FOLLOWING:

- 1) Ralph J. Cicerone, Retiring Chancellor, University of California, Irvine, 1998-2005

3.AGREEMENTS

3.1 RENEW LICENSE AGREEMENT WITH SOUTHERN CALIFORNIA EDISON FOR BIKE TRAIL/PEDESTRIAN ACCESS AND LANDSCAPING PURPOSES, WEST OF SAND CANYON AVENUE, NORTH OF BARRANCA PARKWAY (PLANNING AREA 12, OAK CREEK) (Submitted by Public Works/Development Engineering)

ACTION: Approve License Agreement Account Number 2217 between the City of Irvine and Southern California Edison, and authorize the Mayor to execute and the City Clerk to attest said agreement, subject to the City Attorney approval as to form.

3.2 APPROVAL OF MAP, BONDS, AND AGREEMENTS FOR TRACT MAP NO. 16779 (A PORTION OF VESTING TENTATIVE TRACT MAP NO. 16562) (PLANNING AREA 6, PORTOLA SPRINGS) (Submitted by Public Works/Development Engineering)

ACTION:

- 1) Approve Tract Map No. 16779.
- 2) Approve the agreements and accept the security from Pardee Homes, Irvine Community Development Company LLC, and Standard Pacific Corporation, guaranteeing improvements for Tract Map No. 16779.

*Please refer to Notice to the Public, Pages i & ii

- 3) Authorize the Mayor to sign the agreements and the City Clerk to attest to the agreements subject to City Attorney approval as to form.
- 4) Accept the dedication of an easement for public street and public utility purposes within Tract Map No. 16779 for the following street right-of-way: Arrowhead, Autumn Sage, Barley, Canoe, Conservancy, Deer Track, Distant Star, Exploration, Gray Dove, Jackrabbit, Jasper, Land Grant, Landbird, Los Indios, Native Trails, Pawprint, Portola Parkway, Prairie, Prickly Pear, Ranchland, Ridge Valley, Sacred Path Seclusion, Seedling, Shaman, Smallgrove, Upperbend, and Wild Trails.
- 5) Accept the dedication of easements for access, sidewalk, storm drain, emergency access, and public service vehicle ingress and egress purposes, as shown on the map.
- 6) Adopt a Resolution entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE ACCEPTING THE STREETS NAMED ARROWHEAD, AUTUMN SAGE, BARLEY, CANOE, CONSERVANCY DEER TRACK, DISTANT STAR, EXPLORATION, GRAY DOVE, JACKRABBIT, JASPER, LAND GRANT, LANDBIRD, LOS INDIOS, NATIVE TRAILS, PAWPRINT, PORTOLA PARKWAY, PRAIRIE, PRICKLY PEAR, RANCLAND, RIDGE VALLEY, SACRED PATH, SECLUSION, SEEDLING, SHAMAN, SMALLGROVE, UPPERBEND, AND WILD TRAILS, WITHIN TRACT MAP NO. 16779 INTO THE SYSTEM OF CITY STREETS

3.3 APPROVAL OF MAP, BONDS, AND AGREEMENTS FOR TRACT MAP NO. 16780 (A PORTION OF VESTING TENTATIVE TRACT MAP NO. 16562) (PLANNING AREA 6, PORTOLA SPRINGS) (Submitted by Public Works/Development Engineering)

ACTION:

- 1) Approve Tract Map No. 16780.
- 2) Approve the agreement and accept the security from Irvine Community Development Company LLC and California Pacific Homes, L.P., guaranteeing improvements for Tract Map No. 16780.
- 3) Authorize the Mayor to sign the agreement and the City Clerk to attest to the agreement subject to City Attorney approval as to form.
- 4) Accept the dedication of an easement for public street and public utility purposes within Tract Map No. 16780 for the following street right-of-way: Bell Chime, Bridge Trail, Cienega, Equinox, Full Moon, Habitat, Homeland, Irvine Boulevard, Keepsake, Long Grass, Modjeska, Pathway, Portola

*Please refer to Notice to the Public, Pages i & ii

Parkway, Portola Springs, Ridge Valley, Scarlet Bloom, Silverado, Tree Clover, and White Sage.

- 5) Accept the dedication of easements for access, sidewalk, storm drains, emergency access, and public service vehicle ingress and egress purposes, as shown on the map.
- 6) Adopt a Resolution entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE ACCEPTING THE STREETS NAMED BELL CHIME, BRIDGE TRAIL, CIENEGA, EQUINOX, FULL MOON, HABITAT, HOMELAND, IRVINE BOULEVARD, KEEPSAKE, LONG GRASS, MODJESKA, PATHWAY, PORTOLA PARKWAY, PORTOLA SPRINGS, RIDGE VALLEY, SCARLET BLOOM, SILVERADO, TREE CLOVER, AND WHITE SAGE, WITHIN TRACT MAP NO. 16780 INTO THE SYSTEM OF CITY STREETS

3.4 APPROVAL OF MAP, BONDS, AND AGREEMENTS FOR TRACT MAP NO. 16590 (ALL OF TENTATIVE TRACT MAP NO. 16590)(PLANNING AREA 36, IRVINE BUSINESS COMPLEX) (Submitted by Public Works/Development Engineering)

ACTION:

- 1) Approve Tract Map No. 16590.
- 2) Approve the agreements and accept the security from Lennar KFPLB, LLC, guaranteeing improvements for Tract Map No. 16590.
- 3) Authorize the Mayor to sign the agreements and the City Clerk to attest to the agreements subject to City Attorney approval as to form.
- 4) Accept the dedication of an easement for public street and public utility purposes within Tract Map No. 16590 for the following street right-of-way: Michelson Drive and Jamboree Road.
- 5) Accept the dedication of easements for public trail and emergency access and public service vehicle ingress and egress purposes as shown on the map.
- 6) Accept the vehicular access rights to Jamboree Road and Michelson Drive as released and relinquished as shown on the map.
- 7) Adopt a Resolution entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE ACCEPTING THE STREETS NAMED MICHELSON DRIVE AND JAMBOREE ROAD, WITHIN TRACT MAP NO. 16590 INTO THE SYSTEM OF CITY STREETS

*Please refer to Notice to the Public, Pages i & ii

3.5 FIFTH AMENDMENT TO THE SECOND AMENDED AND RESTATED JOINT POWERS AGREEMENT CREATING THE EL TORO REUSE PLANNING AUTHORITY (Submitted by City Manager's Office/ACM)

ACTION: Authorize the Mayor to sign the agreement and the City Clerk to attest to the Joint Powers Agreement on behalf of the City, subject to the approval of the City Attorney.

3.6 APPROVE AN AGREEMENT WITH RUTAN AND TUCKER FOR LEGAL SERVICES (Submitted by City Manager's Office)

ACTION: Approved the agreement and authorize the Mayor to execute and the City clerk to attest the agreement.

3.7 AGREEMENT REGARDING HOMELESS ASSISTANCE PROVIDERS LOCATED IN THE INSTITUTIONAL PARCEL AT THE ORANGE COUNTY GREAT PARK (Submitted by City Manager's Office)

ACTION:

- 1) Direct staff to prepare an agreement with the Homeless Assistance Providers (The Council of OC Society of St. Vincent de Paul, the Community Action Partnership, Families Forward, and the Salvation Army), Heritage Fields, LLC, the County of Orange, and/or other parties as appropriate regarding the use of warehouse facilities in the Institutional Parcel of the Orange County Great Park.
- 2) Authorize the Mayor to sign the agreement and the City Clerk to attest to the agreement subject to City Attorney approval as to form.

3.8 REQUEST BY Z WEST AMERICA CORPORATION FOR THE CITY COUNCIL TO DENY ASSIGNMENT OF CRESCENT IRVINE, LLC TO BE A PARTY TO THE APPROVED DEVELOPMENT AGREEMENT (00032520-PDA)(Submitted by Community Development/Development Services)

ACTION: Adopt a resolution entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE DENYING THE ASSIGNMENT OF THE EXISTING DEVELOPMENT AGREEMENT BY AND BETWEEN THE CITY OF IRVINE AND Z WEST AMERICA CORPORATION TO CRESCENT IRVINE, LLC FOR THE KOLL CENTER IRVINE DEVELOPMENT LOCATED AT 1850 VON KARMAN

4.PROJECTS - BIDS AND SPECIFICATIONS

*Please refer to [Notice to the Public](#), Pages i & ii

4.1 FY 2004/2005 REHABILITATION OF PARKING LOTS - APPROVAL OF SPECIFICATIONS AND CONTRACT DOCUMENTS - CIP 365000 (Submitted by Public Works/Project Management)

ACTION: Approve the specifications and contract documents for FY 2004/05 Rehabilitation of Parking Lots, CIP 365000.

4.2 CAMPUS DRIVE STREETSCAPE LANDSCAPE REHABILITATION FROM TURTLE ROCK DRIVE TO CULVER DRIVE - APPROVAL OF PLANS, SPECIFICATIONS, AND CONTRACT DOCUMENTS - CIP 354220.2 (Submitted by Public Works/Project Management)

ACTION: Approve the plans, specifications, and contract documents for Campus Drive Streetscape Landscape Rehabilitation from Turtle Rock Drive to Culver Drive, CIP 354220.2.

4.3 ROCKVIEW AND VALLEYVIEW STREETSCAPE LANDSCAPE REHABILITATION - APPROVAL OF PLANS, SPECIFICATIONS, AND CONTRACT DOCUMENTS - CIP 354220.3 (Submitted by Public Works/Project Management)

ACTION: Approve the plans, specifications, and contract documents for Rockview and Valleyview Streetscape Landscape Rehabilitation - CIP 354220.3.

4.4 EL CAMINO STREETSCAPE LANDSCAPE REHABILITATION ON IRVINE CENTER DRIVE FROM CULVER DRIVE TO YALE - APPROVAL OF PLANS, SPECIFICATIONS, AND CONTRACT DOCUMENTS - CIP 330510 (Submitted by Public Works/Project Management)

ACTION: Approve the plans, specifications, and contract documents for El Camino Streetscape Landscape Rehabilitation on Irvine Center Drive from Culver Drive to Yale, CIP 330510.

4.5 BREN NEIGHBORHOOD PARK LANDSCAPE REHABILITATION - APPROVAL OF PLANS, SPECIFICATIONS, AND CONTRACT DOCUMENTS - CIP 384020.1 (Submitted by Public Works/Project Management)

ACTION: Approve the plans, specifications, and contract documents for Bren Neighborhood Park Landscape Rehabilitation, CIP 384020.1.

4.6 AUTHORIZATION TO ADVERTISE FOR BIDS FOR LEGAL ADVERTISING – FISCAL YEAR 2005-06 (Submitted by City Clerk)

*Please refer to [Notice to the Public](#), Pages i & ii

ACTION: Authorize the City Clerk to advertise for bids for publication of legal notices for fiscal year 2005-2006.

5.RESOLUTIONS

5.1 WARRANT AND WIRE TRANSFER RESOLUTION (Submitted by Administrative Services/Fiscal Services)

ACTION: Adopt a Resolution entitled: 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.

END OF CONSENT CALENDAR

*****ORDINANCES*****

6.SECOND READING OF ORDINANCES

6.1 ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, CREATING SECTION 5-9-601 THROUGH 5-9-606 OF THE IRVINE MUNICIPAL CODE, REGARDING PUBLIC SAFETY RADIO SYSTEM COVERAGE (Submitted by City Clerk)

ACTION: Adopt and read by title only, an ordinance entitled: ORDINANCE NO. 05-09 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, CREATING SECTION 5-9-601 THROUGH 5-9-606 OF THE IRVINE MUNICIPAL CODE, REGARDING PUBLIC SAFETY RADIO SYSTEM COVERAGE

*****PUBLIC HEARINGS*****

7.PUBLIC HEARING: WIRELESS COMMUNICATIONS ORDINANCE (Submitted by Community Development/Development Services) (Continued from March 8, 2005)

ACTION:

- 1) Reopen public hearing.
- 2) Continue the public hearing until June 14, 2005.

8.PUBLIC HEARING: AFFORDABLE HOUSING IN-LIEU FEE INCREASE/ANNUAL ADJUSTMENT (Submitted by Community Development/Planning Services)

ACTION:

*Please refer to Notice to the Public, Pages i & ii

- 1) Open public hearing.
- 2) Receive staff report.
- 3) Receive public input.
- 4) City Council comments and questions.
- 5) Close public hearing.
- 6) Adopt a Resolution entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE APPROVING AN INCREASE TO THE AFFORDABLE HOUSING IN-LIEU FEE

**9. PUBLIC HEARING: AN AMENDMENT TO THE DEVELOPMENT AGREEMENT FOR THE ORANGE COUNTY GREAT PARK (PLANNING AREAS 30 AND 51)
(Submitted by Great Park/Manager of Planning)**

ACTION:

- 1) Open public hearing.
- 2) Receive staff report.
- 3) Receive public input.
- 4) Council discussion and questions.
- 5) Close public hearing.
- 6) Introduce for first reading and read by title only and ordinance entitled: AN ORDINANCE OF THE CITY OF IRVINE APPROVING AN AMENDMENT TO THE DEVELOPMENT AGREEMENT FOR THE ORANGE COUNTY GREAT PARK (PLANNING AREAS 30 AND 51)

**10. PUBLIC HEARING: APPEAL OF THE MARINERS CHURCH ICON SIGN
(Submitted by Community Development/Development Services)**

ACTION:

- 1) Reopen public hearing.
- 2) Receive staff report.

*Please refer to Notice to the Public, Pages i & ii

- 3) Receive public input.
- 4) Council comments and questions.
- 5) Close public hearing.
- 6) Adopt a resolution entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE GRANTING AN APPEAL THEREBY REVERSING THE PLANNING COMMISSION'S DECISION TO DENY SIGN PROGRAM 00373941-PSS FOR A 47-FOOT TALL INTERNALLY ILLUMINATED CROSS (ICON SIGN) AT MARINERS CHURCH IN PLANNING AREA 27

OR

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE DENYING AN APPEAL THEREBY UPHOLDING THE PLANNING COMMISSION'S DECISION TO DENY SIGN PROGRAM 00373941-PSS FOR A 47-FOOT TALL INTERNALLY ILLUMINATED CROSS (ICON SIGN) AT MARINERS CHURCH IN PLANNING AREA 27

**11. PUBLIC HEARING: CONSOLIDATED PLAN FOR FISCAL YEARS 2005-2009
(Continued from April 26, 2005)**

ACTION:

- 1) Reopen public hearing.
- 2) Receive staff report.
- 3) Receive public input.
- 4) Council discussion and questions.
- 5) Close public hearing.
- 6) Adopt a resolution entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE APPROVING THE CONSOLIDATED PLAN FOR FISCAL YEARS 2005-2009, INCLUDING THE ONE YEAR ACTION PLAN FOR FY 2005-2006, AND THE PROJECTED USE OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG), HOME INVESTMENT PARTNERSHIP PROGRAM (HOME) AND AMERICAN DREAM DOWN PAYMENT INITIATIVE (ADDI) FUNDS

*Please refer to Notice to the Public, Pages i & ii

***PUBLIC COMMENTS (Limited to three (3) minutes per speaker)**

IN MEMORIAM

Adjourn in memory of Therese Jane Francke.

ADJOURNMENT

Adjourn to a CITY COUNCIL REGULAR meeting, May 24, 2005, 4:00 p.m., City of Irvine, City Council Chamber, One Civic Center Plaza, Irvine, California.

NOTICE TO THE PUBLIC

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