



# MINUTES

## CITY COUNCIL REGULAR MEETING AND REGULAR JOINT MEETING WITH THE CITY OF IRVINE AS SUCCESSOR AGENCY TO THE DISSOLVED IRVINE REDEVELOPMENT AGENCY

**September 27, 2022**  
**City Council Chamber**  
1 Civic Center Plaza  
Irvine, CA 92606

### CALL TO ORDER

The 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 was called to order at 9:30 p.m. on September 27, 2022, in the City Council Chamber, Irvine Civic Center, 1 Civic Center Plaza, Irvine, California; Mayor/Chairwoman Khan presiding.

### ROLL CALL

Present: 5 Councilmember/Boardmember: Larry Agran  
Councilmember/Boardmember: Mike Carroll  
Councilmember/Boardmember: Tammy Kim  
Vice Mayor/Vice Chairman: Anthony Kuo  
Mayor/Chairwoman: Farrah N. Khan

Mayor/Chairwoman 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.

Following City Clerk Petersen's introduction, Mayor Khan rearranged the agenda to consider Presentation Item No. 2.1 prior to Closed Session, and noted that Presentation Item No. 2.2 was removed from the agenda.

**2. PRESENTATIONS**

**2.1 *Proclaim September 30, 2022, as "M.T.O. Shahmaghsoudi Day"***

Mayor Khan introduced Nazy Nassiri, and presented a proclamation recognizing September 30, 2022, as "M.T.O. Shahmaghsoudi Day."

**2.2 *2022 Beacon Leadership and Innovation Award***

This item was removed from the agenda.

**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) – Andres Martinez vs. City of Irvine, Orange County Superior Court Case No. 30-2020-01156022-DU-PA-CJC***

**1.2 *CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1): one case - City of Irvine vs. All American Asphalt (AAA), Orange County Superior Court Case No. 30-2020-01153015-CU-MC-CJC (All American Asphalt Litigation)***

**1.3 *CONFERENCE WITH REAL PROPERTY NEGOTIATORS (Government Code § 54956.8) - Property: 8000 Great Park Blvd, Irvine, CA 92618; Agency Negotiators: Oliver Chi, City Manager; Pete Carmichael, Great Park Executive Director; Jeffrey Melching, City Attorney; Negotiating Parties: City of Irvine; Dan Hedigan, Chief Executive Officer, Five Point Holdings, LLC; Under Negotiation: Price and Terms of Payment***

The following individuals spoke in support of condemning the All American Asphalt Plant (Item No. 1.2):

- David Sikorski, Irvine resident
- Lina Chu, Irvine resident
- Lesley Tan, Irvine resident
- Dennis Lo, Irvine resident
- Preya Shrivastava, Irvine resident
- Thomas Drennan, Irvine resident
- Rana, Irvine resident
- Tom Hazzard, Irvine resident
- Dee Fox, Irvine resident
- Kim Konte
- Martin Lien, Irvine resident

Kathleen Treseder, Irvine resident, spoke in support of relocating the All American Asphalt Plant to a more appropriate site in Irvine.

Eric Nashanian, Irvine resident, spoke in opposition to prior statements made by certain Councilmembers regarding the All American Asphalt Plant matter.

Prior to convening the meeting to Closed Session, Mayor Khan rearranged the agenda to consider “Public Comments – Agendized Items” and “Public Comments – Non-Agendized Items.”

**PUBLIC COMMENTS - AGENDIZED ITEMS**

There were no requests to speak.

**PUBLIC COMMENTS – NON-AGENDIZED ITEMS**

The following individuals spoke in support of developing a City ordinance to protect hospitality workers:

- Rosa Pena
- Evelyn Martinez
- Otniel Pavia, Orange County Labor Federation
- Virginia Parks
- Kathleen Treseder, Irvine resident
- Ada Briceno, Unite Here Local 11
- Michele M., Irvine resident

Eric Nashanian, Irvine resident, spoke in opposition to Councilmember Kim’s endorsement of Mayor Khan.

Dee Fox, Irvine resident, spoke in support of the state audit of the Orange County Power Authority, and in support of union jobs.

**ADDITIONS AND DELETIONS**

At 11:01 p.m., Councilmember Carroll suggested that the City Council and Successor Agency Consent Calendars be considered prior to Closed Session, and that Public Hearing Item No. 5.1 and Council Business Item Nos. 6.1 and 6.2 be continued to the next regular City Council meeting.

**ACTION: Moved by Councilmember Carroll, seconded by Vice Chairman Kuo, and unanimously carried to continue Public Hearing Item No. 5.1, and Council Business Item Nos. 6.1 and 6.2, to the October 25, 2022, City Council meeting.**

**CONVENE TO THE REGULAR JOINT MEETING**

Mayor/Chairwoman Khan convened the regular meeting of the City Council with the City of Irvine as Successor Agency to the dissolved Irvine Redevelopment Agency at 11 p.m.

**PUBLIC COMMENTS - SUCCESSOR AGENCY – AGENDIZED ITEMS**

There were no requests to speak.

**PUBLIC COMMENTS - SUCCESSOR AGENCY – NON-AGENDIZED ITEMS**

There were no requests to speak.

**3. CONSENT CALENDAR - CITY COUNCIL**

**Moved by Vice Mayor/Vice Chairman Kuo, seconded by Councilmember/Boardmember Kim, and unanimously carried to approve City Council Consent Calendar Item Nos. 3.1 through 3.14, and Successor Agency Consent Calendar Item Nos. 4.1 and 4.2.**

**3.1 MINUTES**

**ACTION:**

Approved the minutes of the 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 August 9, 2022.

**3.2 PROCLAMATIONS**

**ACTION:**

- 1) Proclaimed October 2022, as "Down Syndrome Awareness Month."
- 2) Proclaimed October 2022, as "Domestic Violence Awareness Month."
- 3) Proclaimed October 9, 2022, as "Hangul Day."
- 4) Proclaimed October 9-15, 2022, as "Fire Prevention Week."
- 5) Proclaimed October 10, 2022, as "Indigenous Peoples' Day."

**3.3 WARRANT AND WIRE TRANSFER RESOLUTION**

**ACTION:**

Adopted RESOLUTION NO. 22-73 - 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

**3.4 2022 LOCAL AGENCY BIENNIAL NOTICE FOR THE CITY OF IRVINE**

**ACTION:**

- 1) Received and filed the Fair Political Practices Commission 2022 Local Agency Biennial Notice for the City of Irvine.
- 2) Directed staff to return with proposed amendments to the City Council within 90 days.

**3.5 APPROVAL OF PLANS, SPECIFICATIONS, AND CONTRACT DOCUMENTS FOR THE SOUTH LAWN UTILITY IMPROVEMENTS AND WESTERN SECTOR WATERLINE RECONNECTION**

**ACTION:**

- 1) Approved the construction plans, specifications, and contract documents for the South Lawn Utility Improvements and Western Sector Waterline Reconnection, Capital Improvement Project Number 361612 and 362014.
- 2) Approved the Engineer's Estimate, Construction Contingency, and Project Funding Summary.
- 3) Authorized 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.

(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)**

**3.6 APPROVAL OF PLANS, SPECIFICATIONS, AND CONTRACT DOCUMENTS FOR THE GREAT PARK WATER QUALITY SYSTEM ENHANCEMENTS, PONDS NO. 2, 3, AND 6**

**ACTION:**

- 1) Approved the construction plans, specifications, and contract documents for the Great Park Water Quality System Enhancements, Ponds No. 2, 3, and 6, Capital Improvement Project Number 371804 and 362212.
- 2) Approved the Engineer's Estimate, Construction Contingency, and Project Funding Summary.
- 3) Authorized 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.

(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)**

**3.7 USA WATER POLO MEMORANDUM OF UNDERSTANDING AND PARTNERSHIP USE AGREEMENT**

**ACTION:**

- 1) Approved a Memorandum of Understanding and Partnership Use Agreement with USA Water Polo, Inc. subject to updates and corrections as necessary and approved by the City Manager, and subject further to confirmation from the State Department of Housing and Community Development that the project is exempt from the Surplus Lands Act, and authorize the City Manager to execute upon finalization. **(Contract No. 11510)**

- 2) Adopted RESOLUTION NO. 22-74 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, DECLARING THE GREAT PARK SITE PROPOSED FOR DEVELOPMENT OF AN AQUATICS FACILITY, PORTIONS OF APN 580-765-13, EXEMPT SURPLUS LAND PURSUANT TO GOVERNMENT CODE SECTION 54221(F)(1)(G)

(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 4-1, Director Agran opposed)**

**3.8 CONSIDERATION OF FORM OF GREAT PARK AMPHITHEATER OPERATING AGREEMENT, ENVIRONMENTAL DETERMINATION, AND SURPLUS LANDS ACT EXEMPTION**

**ACTION:**

- 1) Approved the Form of the Design, Construction and Operating Agreement between the City of Irvine and LiveNation Worldwide, Inc., subject to updates and corrections as necessary and approved by the City Manager, and subject further to confirmation from the State Department of Housing and Community Development that the project is exempt from the Surplus Lands Act, and authorize the City Manager to execute upon finalization.
- 2) Approved Addendum 15 to the Great Park Environmental Impact Report, for the relocation of the temporary amphitheater to a permanent location in the Great Park. **(Contract No. 11511)**
- 3) Adopted RESOLUTION NO. 22-75 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, DECLARING THE GREAT PARK SITE PROPOSED FOR DEVELOPMENT OF AN OUTDOOR AMPHITHEATER, PORTIONS OF APN(S) 580-766-23 THROUGH 580-766-27, EXEMPT SURPLUS LAND PURSUANT TO GOVERNMENT CODE 54221(f)(1)(G)

(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 4-1, Director Agran opposed)**

**3.9 AWARD OF CONTRACT AND BUDGET APPROPRIATION FOR THE GREAT PARK FRAMEWORK PLAN LANDSCAPE AND CIVIL ENGINEERING DESIGN SERVICES**

**ACTION:**

- 1) Awarded and authorized the Mayor to execute a contract for a not-to-exceed amount of \$16,632,100 to SWA Group for Landscape Design and Planning Services for the Great Park Framework Plan. **(Contract No. 11523)**
- 2) Awarded and authorized the Mayor to execute a contract for a not-to-exceed amount of \$999,468 to Huitt-Zollars, Inc. for Civil Engineering Design and Planning Services for the Great Park Framework Plan. **(Contract No. 11524)**
- 3) Approved a budget appropriation in the amount of \$17,631,568 from the Department of Finance Settlement Fund (Fund 181) and create Great Park Framework Capital Improvement Project to receive the allocation.

(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 4-1, Director Agran opposed)**

**3.10 TREASURER'S REPORT FOR FISCAL YEAR ENDED JUNE 30, 2022**

**ACTION:**

Received and filed the Treasurer's Report for the fiscal year ended June 30, 2022.

**3.11 2022 EMERGENCY OPERATIONS PLAN**

**ACTION:**

Adopted RESOLUTION NO. 22-76 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, APPROVING THE CITY OF IRVINE 2022 EMERGENCY OPERATIONS PLAN

**3.12 IRVINE RECOVERY PLAN PROJECT – WOOLLETT JR. AQUATICS CENTER**

**ACTION:**

Approved budget adjustment in the amount of \$800,000 for improvements to the William Woollett Jr. Aquatics Center pool circulation system.

**3.13 IRVINE RECOVERY PLAN PROJECT - PLAYGROUND SAFETY SURFACE REHABILITATION AND REPLACEMENT**

**ACTION:**

Approved the creation of a new Capital Improvement Program project and the corresponding budget adjustment, in the amount of \$4,000,000 for playground safety surface rehabilitation, replacement, and testing at various locations throughout the City.

**3.14 WILLIAM WOOLLETT JR AQUATIC CENTER POOL RENOVATION CONTRACT AWARD**

**ACTION:**

Awarded a construction contract in the amount of \$1,562,973.26 for William Woollett Jr. Aquatic Center Pool Renovation, Capital Improvement Project 362009, to the lowest responsive and responsible bidder, California Commercial Pools Inc. (**Contract No. 11512**)

**4. CONSENT CALENDAR - SUCCESSOR AGENCY**

**4.1 MINUTES**

**ACTION:**

- 1) Approved the minutes of a regular joint meeting of the City of Irvine as Successor Agency to the dissolved Irvine Redevelopment Agency with the Irvine City Council held on July 26, 2022.

- 2) Approved the minutes of a regular joint meeting of the City of Irvine as Successor Agency to the dissolved Irvine Redevelopment Agency with the Irvine City Council held on August 9, 2022.

**4.2 2022 LOCAL AGENCY BIENNIAL NOTICE FOR THE SUCCESSOR AGENCY TO THE DISSOLVED IRVINE REDEVELOPMENT AGENCY**

**ACTION:**

Received and filed the Fair Political Practices Commission 2022 Local Agency Biennial Notice for the conflict of interest code for Successor Agency to the Dissolved Irvine Redevelopment Agency.

**ADJOURNMENT – REGULAR JOINT MEETING**

**Moved by Vice Mayor/Vice Chairman Kuo, seconded by Councilmember/Boardmember Kim, and unanimously carried to adjourn the regular joint meeting with the City of Irvine as Successor Agency to the dissolved Irvine Redevelopment Agency at 11:01 p.m.**

**RECONVENE TO THE CITY COUNCIL MEETING**

Mayor Khan reconvened the City Council meeting at 11:02 p.m.

**RECESS**

Mayor Khan recessed the City Council meeting to Closed Session at 11:02 p.m.

**RECONVENE TO THE CITY COUNCIL MEETING**

Mayor Khan reconvened the City Council meeting at 11:44 p.m. City Attorney Melching, on behalf of the City Council, announced that no reportable action was taken in Closed Session.

**ADJOURNMENT – CITY COUNCIL MEETING**

**Moved by Vice Mayor Kuo, seconded by Mayor Khan, and unanimously carried to adjourn the City Council meeting in memory of Mahsa Amini, the young woman who recently died after being arrested by Iran’s morality police at 11:47 p.m.**



MAYOR OF THE CITY OF IRVINE



CITY CLERK OF THE CITY OF IRVINE

October 25, 2022