



Steven Choi  
Mayor

Jeffrey Lalloway  
Mayor Pro Tempore

Larry Agran  
Councilmember

Beth Krom  
Councilmember

Christina Shea  
Councilmember

## MINUTES

### CITY COUNCIL REGULAR MEETING

**October 22, 2013**  
**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 4:04 p.m. on October 22, 2013 in the City Council Chamber, Irvine Civic Center, One Civic Center Plaza, Irvine, California; Acting Mayor Shea presiding.\*

#### ROLL CALL

Present:	3	Councilmember:	Larry Agran
		Councilmember:	Beth Krom
		Councilmember:	Christina Shea
Absent:	2	Mayor Pro Tempore:	Jeffrey Lalloway (excused)
		Mayor:	Steven Choi (excused)

\* At the October 8, 2013 City Council meeting, Mayor Choi appointed Councilmember Shea as Acting Mayor for the October 22, 2013 meeting in the absence of both he and Mayor Pro Tempore Lalloway.

**1. SCOPING SESSION**

**1.1 GENERAL PLAN AMENDMENT FOR A COMMERCIAL BUILDING INTENSITY TRANSFER FROM IRVINE SPECTRUM CENTER (PLANNING AREA 33) TO UNDEVELOPED LAND IN QUAIL HILL (PLANNING AREA 17)**

Steven Weiss, Principal Planner, Tim Gehrich, Deputy Director of Community Development, and Stephanie Danner, Principal Planner, provided the staff report and responded to questions. Jeff Davis, Irvine Company, also responded to questions.

City Council discussion included: why the amendment is being requested by the applicant; compatibility with surrounding development; access points to the site; traffic impacts; potential opportunity for wildlife corridor linkage; original plan for the site; concerns over building height; estimated number of employees on the project site; outreach to nearby residents and minimum requirements for notification; and applicant's request for expedited review process.

No action was taken.

**2. CLOSED SESSION**

**2.1 CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION – Pursuant to Government Code Section 54956.9(c): Consideration of whether to initiate litigation concerning Musick Jail expansion.**

**2.2 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION – Pursuant to Government Code Section 54956.9(a) (two cases) (1) City of Irvine v. County of Orange, et al. (Orange County Superior Court Case No. 30-2013-00622921), (2) City of Irvine v. County of Orange, et al. (Court of Appeal, Fourth Appellate District, Division Three, Case No. GO47895).**

City Attorney Litfin announced the Closed Session item, following which Acting Mayor Shea convened to Closed Session at 4:29 p.m. There were no public comments related to the Closed Session item.

**RECONVENE TO THE CITY COUNCIL MEETING**

Acting Mayor Shea reconvened the City Council meeting at 5:15 p.m. City Attorney Litfin, on behalf of the City Council, announced that with respect to Closed Session Item No. 2.1, the City Council voted 3-0 (Mayor Choi and Mayor Pro Tempore Lalloway absent) to authorize the initiation of litigation should efforts to negotiate a tolling agreement be unsuccessful.

## **PLEDGE OF ALLEGIANCE**

Councilmember Krom led the Pledge of Allegiance.

## **INVOCATION**

Acting Mayor Shea invited Pastor Caleb Clements from Mariners Church in Irvine to provide the invocation.

## **MUSICAL PRESENTATION**

Acting Mayor Shea introduced Concordia University's Trumpet Ensemble, who performed "My Country Tis of Thee," followed by "Toot."

## **3. PRESENTATIONS**

### ***3.1 Presentation of "HEAL - Active City" Certificate by Kaiser Permanente***

Acting Mayor Shea introduced Associate Director Scott Kelly from Kaiser Permanente's Public Affairs and Brand Communications Division, who provided information on the Healthy Eating, Active Living (HEAL) campaign and presented a certificate of recognition for the City's efforts in adopting and implementing policies to promote healthy lifestyles.

### ***4.2 Proclaim October 29, 2013 as the "90th Anniversary of The Republic of Turkey."***

Acting Mayor Shea introduced Dr. Javid Huseynov and other members of the Orange County Turkish American Association, and presented a proclamation recognizing October 29, 2013 as the "90<sup>th</sup> Anniversary of The Republic of Turkey."

### ***3.2 Presentation by Transportation Corridor Agency (TCA) Regarding All-Electronic Toll Collection in 2014***

Acting Mayor Shea introduced CEO Neil Peterson and Chief Communications Officer Lisa Telles from Transportation Corridor Agencies, who presented information about all electronic toll collection in 2014.

## **CITY MANAGER'S REPORT**

City Manager Joyce provided an update regarding ongoing negotiations between City and FivePoint park design consultants with respect to the proposal submitted by FivePoint Communities on July 2, 2010 and the completion of the design of the proposed park improvements. The City Council will continue to receive updates on progress made as it becomes available.

City Manager Joyce also made the following announcements:

- For over 19 years, the Civic Center has been closed on alternate Fridays. Beginning the week of November 11, City Hall will be open five days a week every week – Monday through Friday.
- On Sunday morning, Irvine Police Officer Britt Vickner and Sergeant Michael Fender were first responders to a 9-1-1 call from Irvine's Homestead Park. A man had collapsed on the tennis courts while watching family members play tennis. Thanks to the automated external defibrillator (AED) devices equipped in all City police cars, both were able to restore the victim's heartbeat and stabilize his condition until paramedics arrived.

### **ANNOUNCEMENTS/COMMITTEE REPORTS/COUNCIL REPORTS**

Acting Mayor Shea made the following announcements:

- The Orange County Great Park will host the sixth annual Pumpkin Harvest on Saturday, October 26 from 9 a.m. to 3 p.m. Admission is free; parking is \$10. For information, visit [ocgp.org](http://ocgp.org) or call 866-829-3829.
- The Irvine Fine Arts Center is hosting the 31<sup>st</sup> annual Holiday Faire on Friday, November 8 from 5-9 p.m. and Saturday, November 9 from 9 a.m. – 4 p.m. Admission is \$2; children 12 and under are free. For information, visit [irvinefinearts.org](http://irvinefinearts.org) or call 949-724-6880.
- The City of Irvine is hosting a Veterans Day Ceremony on Monday, November 11 from 11 a.m. – 12:30 p.m. at Colonel Bill Barber Marine Corps Memorial Park. For information, visit [cityofirvine.org](http://cityofirvine.org) or call 949-724-6606.
- Acting Mayor Shea thanked City staff from each department who played key roles in making the Solar Decathlon and XPO event a success, following which City Manager Joyce and Deputy CEO Cliff Wallace provided a detailed summary of the logistical efforts made in coordinating the event. A slideshow and brief video were also presented.

### **ADDITIONS AND DELETIONS**

There were no additions or deletions to the agenda.

**4. CONSENT CALENDAR**

**ACTION:** Moved by Councilmember Krom, seconded by Councilmember Agran, and unanimously carried by those members present (Mayor Choi and Mayor Pro Tempore Lalloway absent) to approve City Council Consent Calendar Item Nos. 4.1 through 4.7, with the exception of Item No. 4.5, which was removed for separate discussion.

**4.1 MINUTES**

**ACTION:**

Approved the minutes of an adjourned regular meeting of the Irvine City Council held on October 8, 2013.

**4.2 PROCLAMATIONS**

**ACTION:**

- 1) Proclaimed October 29, 2013 as the "90th Anniversary of The Republic of Turkey."
- 2) Proclaimed November 2013 as "National American Indian Heritage Month."

**4.3 WARRANT AND WIRE TRANSFER RESOLUTION**

**ACTION:**

Adopted RESOLUTION NO.13-121 - 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

**4.4 RENEWED MEASURE M GRANT APPLICATIONS AND MASTER FUNDING AGREEMENT**

**ACTION:**

- 1) Adopted RESOLUTION NO. 13-122 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE APPROVING THE SUBMITTAL OF FUNDING APPLICATIONS TO THE ORANGE COUNTY TRANSPORTATION AUTHORITY FOR FUNDING UNDER THE COMPREHENSIVE TRANSPORTATION FUNDING PROGRAM
- 2) Authorized the Mayor to sign Amendment No. 5 Master Funding Agreement No. C-1-2766 with the Orange County Transportation Authority for M2 Comprehensive Transportation Funding Programs. **(Contract No. 7042E)**

#### **4.5 ORANGE COUNTY GREAT PARK ESTABLISHMENT OF THE WESTERN SECTOR PHASE II CAPITAL IMPROVEMENT PROGRAM**

This item was removed for separate discussion at the request of Councilmember Agran, who provided a summary of capital improvement project costs to date, and expressed concern over some of the inaccuracies reported by the press related to these improvements. CEO Ellzey and Great Park Manager of Engineering and Development Templeton responded to questions.

City Council discussion included: O Street corridor improvements and connections to joint backbone infrastructure (Area 1); relocation of a fifth high school site; Carousel Triangle, Splash Park and Balloon Entry Area (Area 2) design and hard/soft costs for construction; increasing ridership for the balloon and carousel; historic/walk-able timeline features, functionality and maintenance; Palm Court entryway and Squadron Complex (Area 3) regarding explanation of site preparation for potential public/private opportunity adjacent to existing Farm+Food Lab, Palm Court Artists Studios building HVAC upgrades, and Hanger 244 "Green Wall" upgrades; tree replacement policy; whether or not a potential opportunity exists for Southern California Edison to place utilities underground; North and South Lawns (Area 4) and permanent shade structures planned for benches along the North Lawn; additional hydration stations in Area 4; entry banners and associated lighting in Area 4; extension of El Toro stone gabion feature in Area 4; location of Building 114 in Area 5 and building code required upgrades to support its use as a temporary maintenance and repair Museum of Heritage and Aviation facility; outdoor kitchen installation and "Soils" Exhibit at the Farm+Food Lab (Area 6); concerns about the readability of overall Great Park signage (white on orange); approximate replacement costs for palm trees; size comparisons of Kids Rock and the Splash Park and costs associated with both.

**ACTION: Moved by Councilmember Agran, seconded by Councilmember Krom, and unanimously carried by those members present (Mayor Choi and Mayor Pro Tempore Lalloway absent) to:**

- 1) Approve the Western Sector Phase II Capital Improvement Program, and establish a corresponding Capital Improvement Project.
- 2) Approve budget adjustments necessary to transfer up to \$28.9 million received for Planning Areas 33, 6, and 40 East, from Park In-Lieu Fees Fund 112 to Great Park Development Fund 286, as funds are received.
- 3) Approve an expenditure of \$16 million from Great Park funds for the first year of a three-year Western Sector Phase II Capital Improvement Program.

**4.6 COMMUNITY PARTNERSHIP FUND GRANT NOMINATIONS**

**ACTION:**

- 1) Approved Councilmember Shea's Community Partnership Fund Grant nomination to The Children's Education Foundation in support of costs associated with Orange County's Gift of History Program. **(Contract No. 8169)**
- 2) Approve Councilmember Krom's Community Partnership Fund Grant nomination to the Silent River Film Festival in support of program costs. **(Contract No. 8170)**
- 3) Approved Councilmember Agran's Community Partnership Fund Grant nomination to Amyotrophic Lateral Sclerosis Association of Orange County in support of program costs. **(Contract No. 8171)**
- 4) Authorized the City Manager to prepare and sign Funding Agreements for each organization listed in Actions 1 through 3.

**4.7 DESIGNATION OF VOTING DELEGATES FOR NATIONAL LEAGUE OF CITIES 2013 ANNUAL BUSINESS MEETING**

**ACTION:**

Appointed Mayor Choi to serve as the voting delegate for the Annual Business Meeting following the National League of Cities 2013 Congress of Cities and Exposition.

**5. PUBLIC HEARINGS**

**5.1 REQUEST TO RENAME FORTUNE DRIVE TO SPECTRUM CENTER DRIVE; SPECTRUM STREET TO QUASAR DRIVE; AND ENTERPRISE DRIVE TO ENTERTAINMENT WAY IN THE IRVINE SPECTRUM CENTER**

Acting Mayor Shea opened the public hearing at 7:08 p.m.

Barry Curtis, Manager of Development Services, and Sherman Jones, Associate Planner, presented the staff report and responded to questions. Pete Pirzadeh, Pirzadeh and Associates on behalf of the applicant, also responded to questions.

There were no public comments.

**ACTION: Moved by Councilmember Krom, seconded by Acting Mayor Shea, and unanimously carried by those members present (Mayor Choi and Mayor Pro Tempore Lalloway absent) to close the public hearing at 7:12 p.m.**

City Council discussion included: impacts to existing businesses and/or residences; renaming of Spectrum Street to Quasar Drive; and outreach to those impacted by the change.

**ACTION: Moved by Acting Mayor Shea, seconded by Councilmember Krom, and unanimously carried by those members present (Mayor Choi and Mayor Pro Tempore Lalloway absent) to:**

Adopt RESOLUTION NO. 13-123 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE APPROVING STREET NAME CHANGE 00557781-PPA TO RENAME FORTUNE DRIVE TO SPECTRUM CENTER DRIVE; SPECTRUM STREET TO QUASAR DRIVE; AND ENTERPRISE DRIVE TO ENTERTAINMENT WAY IN THE IRVINE SPECTRUM CENTER; FILED BY PIRZADEH & ASSOCIATES, ON BEHALF OF IRVINE COMPANY RETAIL PROPERTIES

## **5.2 BUILDING AND FIRE CODE ADOPTION**

Acting Mayor Shea opened the public hearing at 7:19 p.m.

Joseph Kirkpatrick, Chief Building Official, and Vahid Toosi, Orange County Fire Authority, presented the staff report.

There were no public comments.

**ACTION: Moved by Councilmember Krom, seconded by Acting Mayor Shea, and unanimously carried by those members present (Mayor Choi and Mayor Pro Tempore Lalloway absent) to close the public hearing at 7:22 p.m.**

There was no City Council discussion.

**ACTION: Moved by Councilmember Krom, seconded by Acting Mayor Shea, and unanimously carried by those members present (Mayor Choi and Mayor Pro Tempore Lalloway absent) to:**

- 1) Adopt RESOLUTION NO. 13-124 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE SETTING FORTH FINDINGS WITH RESPECT TO LOCAL CONDITIONS THAT REQUIRE CERTAIN MODIFICATIONS AND CHANGES TO THE CALIFORNIA BUILDING STANDARDS CODE REASONABLY NECESSARY FOR BUILDING OCCUPANCIES IN THE CITY OF IRVINE

- 2) Introduce for first reading and read by title only ORDINANCE NO. 13-06 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, AMENDING CHAPTERS 1, 2, 3 AND 4 OF DIVISION 9 OF SECTION 5 AND CHAPTER 9 OF DIVISION 7 OF SECTION 6 OF THE IRVINE MUNICIPAL CODE PERTAINING TO BUILDING AND FIRE CODE REGULATIONS

**PUBLIC COMMENTS**

Mitchell Price, Irvine resident, spoke in opposition to a proposed parking plan by the neighboring condominium community on Arborlake.

**ADJOURNMENT**

Moved by Councilmember Krom, seconded by Acting Mayor Shea, and unanimously carried by those members present (Mayor Choi and Mayor Pro Tempore Lalloway absent) to adjourn the meeting at 7:24 p.m.

  
MAYOR OF THE CITY OF IRVINE

  
INTERIM CITY CLERK OF THE CITY OF IRVINE

November 12, 2013