



MINUTES

**CITY COUNCIL
SPECIAL MEETING
AND
SPECIAL JOINT MEETING
WITH THE
CITY OF IRVINE AS SUCCESSOR
AGENCY TO THE DISSOLVED
IRVINE REDEVELOPMENT AGENCY**

April 9, 2019
City Council Chamber
One Civic Center Plaza
Irvine, CA 92606

CALL TO ORDER

The special meeting of the Irvine City Council and special joint meeting with the City of Irvine as Successor Agency to the dissolved Irvine Redevelopment Agency was called to order at 2:35 p.m. on April 9, 2019 in the City Council Chamber, Irvine Civic Center, One Civic Center Plaza, Irvine, California; Mayor Shea presiding.

ROLL CALL

Present:	4	Councilmember/Boardmember:	Melissa Fox
		Councilmember/Boardmember:	Farrah N. Khan
		Mayor Pro Tempore: /Vice Chairman:	Anthony Kuo
		Mayor/Chairwoman:	Christina Shea

1. CLOSED SESSION

City Attorney Melching announced the following Closed Session item:

- 1.1 CONFERENCE WITH LABOR NEGOTIATORS (Pursuant to Government Code Section 54957.6) Agency Negotiators: John Russo, City Manager; Marianna Marysheva, Assistant City Manager; Michelle Grettenberg, Deputy City Manager; Mike Hamel, Director of Public**

Safety/Chief of Police; Jimmee Medina, Director of Human Resources & Innovation; Kristin Griffith, Director of Financial Management & Strategic Planning; Brian King, Manager of Human Resources; Employee Organizations: Associated Supervisory/ Administrative Personnel (ASAP); Irvine City Employees Association (ICEA); Irvine Professional Employees Association (IPEA); Irvine Police Association (IPA); and Irvine Police Management Association (IPMA)

RECESS

Mayor Shea recessed the City Council meeting to Closed Session at 2:36 p.m.

RECONVENE TO THE CITY COUNCIL MEETING

Mayor Shea reconvened the City Council meeting at 3:20 p.m. City Attorney Melching, on behalf of the City Council, announced that no reportable action was taken in Closed Session.

2. PRESENTATIONS

2.1 Proclaim April 14-20, 2019 as "National Public Safety Telecommunicator's Week"

Mayor Shea introduced Mike Hamel, Chief of Police, and members of the Public Safety Dispatch team, and presented a proclamation recognizing April 14-20, 2019 as "National Public Safety Telecommunicators Week."

2.2 Employee Recognition - 25, 30, and 35 Years of Service

John Russo, City Manager, introduced the following individuals and presented them with certificates in recognition of their years of service to the City of Irvine:

- Julia Engen, Assistant Chief of Police (25 years)
- Patrick Hurtado, Police Commander (30 years)
- Frank Baklarz, Community Services Senior Leader (30 years)

CITY MANAGER'S REPORT

There was no report.

ANNOUNCEMENTS/COMMITTEE REPORTS/COUNCIL REPORTS

Mayor Pro Tempore Kuo announced that last month, the City Council voted to proclaim April 7-13, 2019 as “National Volunteer Week;” and in honor of this nationwide effort, the City has kicked off a 1 Million Hour Challenge in which residents are encouraged to volunteer one million hours of their time to causes close to their hearts. Community members are welcome to volunteer at any organization that interests them, and are encouraged to log their volunteer hours online at cityofirvine.org/volunteer during this ongoing effort. Participants can submit as they go, and check back in for a live tally of how many hours the City of Irvine has volunteered as a whole. As of Monday, April 8, more than 11,000 hours had been logged. For information, including a list of City programs and nonprofit organizations accepting volunteers, visit cityofirvine.org/volunteer.

Mayor Shea made the following announcements:

- The City of Irvine and the Irvine Police Department are holding an Easter Basket Donation Drive benefitting the Irvine-based nonprofit Families Forward. Donations are being accepted at the Irvine Civic Center or one of the other drop-off locations in the City through Sunday, April 14. For a complete list of items needed and drop-off locations, please visit cityofirvine.org.
- Residents are invited to participate in “serving up smiles” by becoming an Irvine Senior Services volunteer to serve meals and drinks at the Rose Garden Café at Lakeview Senior Center. Those interested in volunteering are encouraged to attend a free orientation on Wednesday, April 10 at 11 a.m. at Lakeview Senior Center, to learn more about volunteer requirements and observe current volunteers in action during lunch. No registration is required. Volunteer shifts at the Rose Garden Café are from 11 a.m. to 1:30 p.m. Monday through Thursday, with time commitments as little as one day per week. For information, visit irvineseniors.org.
- Residents are invited to participate in the National Mayor’s Challenge for Water Conservation, which runs through April 30. The annual challenge, sponsored by the Wyland Foundation in Irvine, reminds everyone of the importance of this important resource. Residents and businesses can join the competition by pledging to conserve water and other resources at mywaterpledge.com. The cities in each population category with the most pledges will win the competition. Additional information about the pledge can be found on the City’s website at cityofirvine.org.

CONVENE TO THE SPECIAL JOINT MEETING

Mayor/Chairwoman Shea convened to the special joint meeting with the City of Irvine as Successor Agency to the dissolved Irvine Redevelopment Agency at 3:37 p.m.

3. CONSENT CALENDAR - CITY COUNCIL

ACTION: Moved by Councilmember/Boardmember Fox, seconded by Councilmember/Boardmember Khan, and unanimously carried to approve City Council Consent Calendar Item Nos. 3.1 through 3.11, and Successor Agency Consent Calendar Item Nos. 4.1 and 4.2, with the exception of City Council Consent Calendar Item No. 3.9, which was removed for separate discussion.

3.1 MINUTES

ACTION:

- 1) Approved the minutes of a special meeting of the Irvine City Council held on March 12, 2019.
- 2) Approved the minutes of a regular meeting of the Irvine City Council held on March 12, 2019 **as amended** per the errata memo dated April 9, 2019 as follows:
 - Typographical error concerning Sheikh Atef Magoub
 - Amendment to public speaker information

3.2 PROCLAMATIONS

ACTION:

- 1) Ratified and proclaimed March 29, 2019 as Women Helping Women's "Smart and Sophisticated Day."
- 2) Proclaimed April 14-20, 2019 as "Animal Control Officer Appreciation Week."
- 3) Proclaimed May 18, 2019 as the National Park Trust's "Kids to Parks Day."
- 4) Proclaimed the "City of Irvine as a 2020 Census Partner."

3.3 WARRANT AND WIRE TRANSFER RESOLUTION

ACTION:

Adopted RESOLUTION NO. 19-26 - 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 AMENDMENT FOR LEGAL ENTITY NAME CHANGE TO THE OUTSOURCED INFORMATION TECHNOLOGY SERVICES CONTRACT

ACTION:

Approve Amendment No. 2 to the outsourced information technology services contract changing the legal entity name to Perspecta State and Local Inc. from Enterprise Services, LLC. **(Contract No. 9562B)**

3.5 ACCEPTANCE OF AGREEMENT FOR TRANSFER OR USE OF FUNDS TO ENHANCE ONGOING EMERGENCY PREPAREDNESS EFFORTS FOR FISCAL YEAR 2018 EMERGENCY MANAGEMENT PERFORMANCE GRANT

ACTION:

- 1) Accepted the Agreement for Transfer or use of funds to enhance ongoing emergency preparedness efforts for Fiscal Year 2018 Emergency Management Performance Grant. **(Contract No. 10579)**
- 2) Approved a budget adjustment request in the amount of \$34,604 in grant revenues and appropriations for enhancements to ongoing emergency preparedness efforts.

3.6 FISCAL YEAR 2019-20 ROAD MAINTENANCE AND REHABILITATION ACCOUNT PROGRAM (SENATE BILL 1) PROJECT LIST

ACTION:

Adopted RESOLUTION NO. 19-27 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, ADOPTING THE LIST OF PROJECTS PLANNED TO BE FUNDED IN FISCAL YEAR 2019-20 WITH ROAD MAINTENANCE AND REHABILITATION ACCOUNT REVENUES

3.7 NOTICE OF PENDING APPROVAL FOR A TRACT MAP IN THE IRVINE BUSINESS COMPLEX

ACTION:

Received and filed.

3.8 iSHUTTLE FLEET PROCUREMENT

ACTION:

- 1) Approved the Orange County Transportation Authority request to procure twelve 32-foot transit style compressed natural gas buses to replace aging vehicles in the iShuttle fleet.
- 2) Authorized the Director of Transportation to execute any agreement(s) or Memorandum(a) of Understanding with the Orange County Transportation Authority, as necessary, to facilitate procurement of the vehicles.

3.9 COMPREHENSIVE FISCAL POLICIES

This item was removed for separate discussion at the request of Councilmember Khan, who suggested that this item be continued to the next City Council meeting as a Council Business item with a more comprehensive presentation and discussion.

There was no City Council discussion.

ACTION: Moved by Councilmember Khan, seconded by Mayor Shea, and unanimously carried to:

Continue the item to the April 23, 2019 City Council meeting.

3.10 APPROVAL OF APPOINTMENTS OF CITY COUNCIL REPRESENTATIVES TO CITY ADVISORY COMMITTEES AND GOVERNMENTAL AGENCIES

ACTION:

- 1) Approved the updated appointments of City Council delegates and alternates to outside governmental agencies on which the City has representation, and various City of Irvine advisory Commissions, Committees, and Task Forces, for the remainder of the 2019 calendar year.
- 2) Adopted Fair Political Practices Commission Public Official Appointment Form 806 and directed the City Clerk to post an amended form to the City's website to report any change in appointments to the governmental agencies providing stipends as determined by the City Council.

3.11 COMMUNITY PARTNERSHIP FUND GRANT NOMINATION

ACTION:

- 1) Approved Councilmember Kuo's request for Community Partnership Fund Grant Nomination to Shevet Tapuz, Israeli Scouts of Orange County in the amount of \$250 in support of program costs. **(Contract No. 10592)**
- 2) Approved Councilmember Khan's request for Community Partnership Fund Grant Nomination to Irvine Adult Day Health Services in the amount of \$500 in support of program costs. **(Contract No. 10593)**
- 3) Authorized the City Manager to prepare and sign the funding agreement listed in Actions 1 and 2.

4. CONSENT CALENDAR - SUCCESSOR AGENCY

4.1 MINUTES

ACTION:

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 February 12, 2019.

4.2 WARRANT AND WIRE TRANSFER RESOLUTION – CITY COUNCIL AS SUCCESSOR AGENCY TO THE DISSOLVED IRVINE REDEVELOPMENT AGENCY

ACTION:

Adopted RESOLUTION NO. 19-02 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, AS SUCCESSOR AGENCY TO THE DISSOLVED IRVINE REDEVELOPMENT AGENCY ALLOWING CERTAIN CLAIMS AND DEMANDS OF THE CITY COUNCIL AS SUCCESSOR AGENCY TO THE DISSOLVED IRVINE REDEVELOPMENT AGENCY AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID

PUBLIC COMMENT - SUCCESSOR AGENCY

There were no public comments.

ADJOURNMENT - SPECIAL JOINT MEETING

Moved by Councilmember/Boardmember Khan, seconded by Councilmember/Boardmember Fox, and unanimously carried to adjourn the special joint meeting with the City of Irvine as Successor Agency to the dissolved Irvine Redevelopment Agency at 3:41 p.m.

RECONVENE TO THE CITY COUNCIL MEETING

Mayor Shea reconvened the City Council meeting at 3:42 p.m.

5. COUNCIL BUSINESS

5.1 ORANGE COUNTY FIRE AUTHORITY SETTLEMENT AGREEMENT

John Russo, City Manager, and Mike Hamel, Director of Public Safety/Chief of Police, presented the staff report and responded to questions.

Brian Fennessy, Fire Chief, and Deputy Chief, Administration and Support, Orange County Fire Authority, spoke in support of the proposed agreement.

City Council discussion included: noting prior litigation that ensued with the last proposed agreement; expressed support for a continued relationship with Orange County Fire Authority (OCFA) through 2030 upon approval of the proposed agreement; reiterated the high quality of service provided to the City by OCFA; and noted concerns related to unfunded pension liabilities.

ACTION: Moved by Mayor Shea, seconded by Councilmember Fox, and unanimously carried to:

Authorize execution of a Settlement Agreement between the City of Irvine and the Orange County Fire Authority providing for the deployment of additional fire protection services and facilities **as amended** per the errata memo dated April 9, 2019 to include minor technical amendments.

5.2 DISCUSSION AND DIRECTION REGARDING CITY COUNCIL VACANCY

Molly M. Perry, City Clerk, presented the staff report and responded to questions.

The following individuals spoke in support of an appointment procedure to fill the City Council vacancy:

- Steve Morton
- Mike Carroll, Irvine resident and Planning Commission Vice Chair
- Stephen Palm, Irvine resident
- Robert Petrosyan, Irvine resident
- John Park, Irvine resident
- Russell Stein, Irvine resident and Finance Commission Chair

The following individuals spoke in support of appointing Carrie O'Malley as the third highest vote getter to fill the City Council vacancy:

- Susan Sayre, Irvine resident
- Wayne Call, Irvine resident
- Nasser Fathi
- Carrie O'Malley, Irvine resident and Transportation Commission Chair
- Vicren Sarkissian, Irvine resident
- David Piper
- Nathan and Geraldine Gopen, Irvine residents
- Jonathan Adler
- Sandy Moody

The following individuals spoke in opposition to the appointment process and in support of a special election:

Rabbi Stephen Einstein, Fountain Valley resident
Rima Nashashibi
Ada Briceno, Chair, Orange County Democratic Party
Joe McLaughlin, Irvine resident
Doug Elliott
Florice Hoffman
Cassius Rutherford, University of California, Irvine student
Lauren Johnson-Norris, Irvine resident and Community Services Chair

Bridgette Washington, Orange County Employees Association, spoke in support of appointing Lauren Johnson-Norris, and in support of calling a special election if Ms. Johnson-Norris is not appointed by the City Council.

City Council discussion included: inquiring about existing vacancies in other Orange County cities and how such vacancies were filled; questioned the number of vacancies since the City's incorporation; reiterated that while selection process for filling the vacancy had not yet been determined by the City Council, the selection process would be required to be legal, transparent and fair; noted recent Facebook comments with respect to similarities and differences between federal, state, and local laws; discussed various appointment options; and inquired about next steps if the City Council could not reach consensus on an appointment within the 60-day timeframe.

City Attorney Melching summarized recent changes approved by the City Council through adoption of Ordinance No. 19-01; provided similarities and differences between federal, state, and local laws; and spoke to concerns related to the rank/choice selection method.

ACTION: Moved by Councilmember Fox to:

- 1) Approve the proposed application materials included in the staff report, consisting of an application, a Conflict of Interest Form (Form 700), questionnaire, and essay, with a submission deadline of May 3, 2019 by 5 p.m.
- 2) Approve the appointment of a candidate to fill the vacancy by a majority vote of the City Council.

ACTION: An amendment to the motion was made by Councilmember Khan to:

- 1) Approve the proposed application materials included in the staff report, consisting of an application, a Conflict of Interest Form (Form 700), questionnaire, and essay, with a submission deadline of May 3, 2019 by 5 p.m.
- 2) Approve the appointment of a candidate to fill the vacancy using a rank/choice option of the top 3-5 candidates with a vote by the City Council on the final candidate.

The amendment was not accepted by Councilmember Fox as the maker of the motion, and the main motion failed for lack of a second.

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

- 1) Approve the proposed application materials included in the staff report, consisting of an application, a Conflict of Interest Form (Form 700), questionnaire, and a 200-word essay, with a submission deadline of May 3, 2019 by 5 p.m.
- 2) Approve the appointment of a candidate to fill the vacancy using the selection process and procedures provided in the staff report.

The motion failed as follows:

AYES: 2 COUNCILMEMBERS: Kuo and Shea

NOES: 2 COUNCILMEMBERS: Fox and Khan

ABSENT: 0 COUNCILMEMBERS: None

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

Approve the proposed application materials included in the staff report, consisting of an application, a Conflict of Interest Form (Form 700), questionnaire, and a 200-word essay, with a submission deadline of May 3, 2019 by 5 p.m.

The motion carried as follows:

AYES:	3	COUNCILMEMBERS:	Khan, Kuo and Shea
NOES:	1	COUNCILMEMBERS:	Fox
ABSENT:	0	COUNCILMEMBERS:	None

Following the vote, Mayor Shea suggested that the City Council discuss the selection process at the April 23, 2019 meeting; and subsequently convene to a special meeting on May 14, 2019 from 12 p.m. to 4 p.m. for applicant interviews.

PUBLIC COMMENTS

Susan Sayre, Irvine resident, spoke in support of 1) eliminating electronic devices by Councilmembers during public comments, and 2) amending the City’s Code of Ethics.

Jack Fancher, Irvine resident, spoke in favor of a veterans cemetery at the Orange County Great Park.

Michael Schott, Ph.D. spoke in support of Mandarin education in the City of Irvine.

Stephen Wontrobski spoke in support of additional measures to ensure financial equity with the Orange County Fire Authority.

Brigitte spoke in support of her friend, Ilya Tseglin, regarding a continued domestic issue with an autistic family member.

RECESS TO RECEPTION – MAIN LOBBY

Mayor Shea recessed to a reception in the Main Lobby at 5:55 p.m.

RECONVENE TO THE CITY COUNCIL MEETING

Mayor Shea reconvened the City Council meeting at 6:20 p.m.

PLEDGE OF ALLEGIANCE – IRVINE POLICE COLOR GUARD

Police Chief Hamel introduced the Irvine Police Color Guard and led the Pledge of Allegiance.

INVOCATON

Pastor Jason Aguilar from Resound Church in Irvine provided the invocation.

MUSICAL PRESENTATION

Mayor Shea introduced Holly Roell, Concorida University Student, who performed the National Anthem.

ADMINISTRATION OF THE OATH OF OFFICE FOR NEWLY APPOINTED MAYOR

Mayor Shea introduced the Honorable Todd Spitzer, Orange County District Attorney, who administered the Oath of Office.

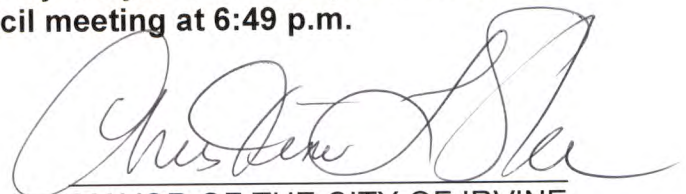
CITY COUNCIL COMMENTS

Mayor Pro Tempore Kuo, and Councilmembers Fox and Khan, congratulated Mayor Shea on her appointment to the Office of Mayor.

Mayor Shea introduced elected officials in attendance; and expressed her appreciation to family, friends, and the community for their support.

ADJOURNMENT-CITY COUNCIL

Moved by Councilmember Khan, seconded by Mayor Pro Tempore Kuo, and unanimously carried to adjourn the City Council meeting at 6:49 p.m.


MAYOR OF THE CITY OF IRVINE

 ASST CITY CLERK
CITY CLERK OF THE CITY OF IRVINE

May 14, 2019