



MINUTES

CITY COUNCIL SPECIAL MEETING

May 13, 2014

City Council Chamber
One Civic Center Plaza
Irvine, CA 92606

Steven Choi
Mayor

Jeffrey Lalloway
Mayor Pro Tempore

Larry Agran
Councilmember

Beth Krom
Councilmember

Christina Shea
Councilmember

CALL TO ORDER – 2:02 P.M.

The special meeting of the Irvine City Council was called to order at 2:02 p.m. on May 13, 2014 in the City Council Chamber, Irvine Civic Center, One Civic Center Plaza, Irvine, California; Mayor Choi presiding.

ROLL CALL

| | | | |
|----------|---|--------------------|------------------|
| Present: | 5 | Councilmember: | Larry Agran |
| | | Councilmember: | Beth Krom |
| | | Councilmember: | Christina Shea |
| | | Mayor Pro Tempore: | Jeffrey Lalloway |
| | | Mayor: | Steven Choi |

1. CLOSED SESSION

1.1 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)

- 1.2 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(a) (two cases) (1) City of Irvine et al. v. Michael Cohen, et al. (Sacramento County Superior Court Case No. 34-2013-80001682), (2) City of Irvine et al. v. Ana J. Matosantos, et al. (Sacramento County Superior Court Case No. 34-2012-80001161), (3) Irvine Community Land Trust, et al. v. Ana J. Matosantos et al. (Sacramento County Superior Court Case No. 34-2013-80001535)**

- 1.3 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(a) (one case): Orange County Fire Authority et al. v. All Persons Interested In The Matter Of The Validity Of That Second Amendment To Amended Joint Powers Authority Agreement Of The Orange County Fire Authority Providing For A Modification To The Joint Financing Of Fire Service To Promote Equity Among The Members (Orange County Superior Court Case No. 30-2013-00694527)**

City Attorney Litfin announced the Closed Session items, following which Mayor Choi convened to Closed Session at 2:03 p.m. There were no public comments related to the Closed Session items.

RECONVENE TO THE CITY COUNCIL MEETING

Mayor Choi reconvened the City Council meeting at 3:55 p.m. City Attorney Litfin, on behalf of the City Council, announced that no reportable action was taken in Closed Session.

2. SCOPING SESSION

2.1 GENERAL PLAN AMENDMENT IN WOODBRIDGE (PLANNING AREA 15)

Tim Gehrich, Community Development Deputy Director, and Steve Weiss, Principal Planner, provided the staff report and responded to questions.

Dan Heinfeld, LPA, Inc., on behalf of the applicant, provided an overview of the proposed project and responded to questions.

Bob Woodings, Irvine resident and Woodbridge Village Association President, expressed concern regarding the size of the project, removal of mature landscaping, and traffic congestion along Barranca Parkway.

Harvey Liss expressed concern that the start time of the scoping session hindered the public's ability to provide input on the project, and suggested that the PowerPoint presentations pertaining to the project be made available on the City's website.

City Council discussion included: current zoning on the property; parking structure size and capacity; proposed timeline for the project; outreach to Woodbridge residents; traffic concerns; and access points to the proposed medical center.

ACTION: By consensus, the staff report was received and filed.

RECESS

Mayor Choi recessed the meeting at 4:33 p.m.

RECONVENE TO THE CITY COUNCIL MEETING

Mayor Choi reconvened the meeting at 4:59 p.m.

PLEDGE OF ALLEGIANCE

Councilmember Krom led the Pledge of Allegiance.

INVOCATION

Mayor Choi invited Pastor Mike Meyers from Mariner's Church in Irvine to provide the invocation.

MUSICAL PRESENTATION

Mayor Choi introduced the Irvine Unified School District Elementary Honor Chorus led by Kaii Lee, who performed the National Anthem and "American Folk Rhapsody."

3. PRESENTATIONS

3.1 Wall of Recognition Honorees

Mayor Choi introduced the Wall of Recognition Honorees and presented them with plaques recognizing their contributions to the community.

3.2 Young Masters Art Show "Cover Artist 2014"

Mayor Choi introduced Annelle Arthur, Mary Ann Breckenridge, and Cheryl Moeller of the Assistance League of Irvine, and recognized Maizah Ali as "Cover Artist 2014" for her winning entry in the Young Masters Art Show.

3.3 Proclaim May 18, 2014 as "Israel Expo Day"

Mayor Choi introduced Hagit Partouch, Marketing and Outreach Director for Jewish Federation and Family Services; Gordon Fishman, Founding Chairman of Israel Expo; and Blossom Siegel and Dee Ferder, Co-Chairs of Israel Expo 2014, and presented a proclamation recognizing May 18, 2014 as "Israel Expo Day."

CITY MANAGER'S REPORT

There was no report.

ANNOUNCEMENTS/COMMITTEE REPORTS/COUNCIL REPORTS

- City Manager Joyce, on behalf of Mayor Choi, announced that staff was in the process of coordinating the first meeting of the Veterans Cemetery Ad Hoc Committee, which he anticipated would take place sometime in June.

Councilmember Agran spoke on his request, via memorandum, to agendize a progress report by the Veterans Cemetery Ad Hoc Committee to include the identification of potential sites at the Orange County Great Park. He further noted his preference for this update to occur prior to Memorial Day.

City Council discussion included a request for a point of order, followed by City Attorney review of parliamentary procedures and Roberts' Rules of Order as it relates to points of order and parameters of discussion under the "Announcements" portion of the agenda.

Continued City Council discussion included: that an update by the Committee would be untimely; further review of parliamentary procedures; reiteration of the necessity of receiving subcommittee progress reports and updates as soon as possible; and clarification on the process for appealing a ruling on parliamentary procedure.

ACTION: Moved by Councilmember Agran, seconded by Councilmember Krom, to appeal Mayor Choi's decision to uphold a point of order to cease any further discussion of a Veterans' Cemetery at the Orange County Great Park.

The motion failed as follows:

| | | | |
|---------|---|-----------------|-------------------------|
| AYES: | 2 | COUNCILMEMBERS: | Agran and Krom |
| NOES: | 3 | COUNCILMEMBERS: | Lalloway, Shea and Choi |
| ABSENT: | 0 | COUNCILMEMBERS: | None |

- Councilmember Krom announced that the 28th Annual Aids Walk Orange County would take place on Saturday, May 17, 2014 at the Orange County Great Park.

Mayor Choi made the following announcements:

- The City of Irvine and the Irvine 2/11 Marine Adoption Committee are collecting personal items for welcome home packages for the City's adopted 2/11 Marine Battalion, which is returning home from Afghanistan. The collection drive runs through May 31, 2014. For more information and a list of donation items and drop off locations, visit cityofirvine.org.
- The City of Irvine is hosting an Active Transportation Open House on Wednesday, May 20, 2014, from 6:00 to 8:00 p.m. at Sweet Shade Neighborhood Park in the Multi-purpose room. Feedback received at the event will help guide the development of a citywide Active Transportation Plan. For more information, visit cityofirvine.org.
- The 5th Annual Korean Cultural Festival will take place Saturday, May 17, 2014, from 10:00 a.m. to 6:00 p.m. Admission is free. For more information, visit irvinekoreanfestival.com.

ADDITIONS AND DELETIONS

There were no additions or deletions to the agenda.

4. CONSENT CALENDAR

ACTION: Moved by Councilmember Shea, seconded by Mayor Pro Tempore Lalloway, and unanimously carried to approve City Council Calendar Items Nos. 4.1 through 4.10.

4.1 MINUTES

ACTION:

Approved the minutes of a regular meeting of the Irvine City Council held on April 22, 2014.

4.2 PROCLAMATIONS

ACTION:

- 1) Proclaimed April 22, 2014 as "Arbor Day."
- 2) Proclaimed May 11-17, 2014 as "Women's Lung Health Week."
- 3) Proclaimed May 17, 2014 as "AIDS Walk Orange County Day."

4.3 WARRANT AND WIRE TRANSFER RESOLUTION

ACTION:

Adopted RESOLUTION NO. 14-44 - 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 WARRANT AND WIRE TRANSFER RESOLUTION – AT&T

ACTION:

Adopted RESOLUTION NO. 14-45 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE ALLOWING CERTAIN CLAIMS AND DEMANDS OF AT&T AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID

Councilmember Krom abstained.

4.5 WARRANT AND WIRE TRANSFER RESOLUTION – BANK OF AMERICA

ACTION:

Adopted RESOLUTION NO. 14-46 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE ALLOWING CERTAIN CLAIMS AND DEMANDS OF BANK OF AMERICA AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID

Councilmember Agran abstained.

4.6 ACCEPTANCE OF MARUCHAN, INCORPORATED DONATION

ACTION:

- 1) Accepted a \$100,000 donation from Maruchan, Incorporated.
- 2) Approved a budget adjustment appropriating \$100,000, reflecting an increase in revenues and appropriations.

4.7 ACCEPTANCE OF FUNDS FROM ORANGE COUNTY FIRE AUTHORITY

ACTION:

- 1) Accepted \$200,000 in funds from the Orange County Fire Authority.
- 2) Approved a budget adjustment appropriating \$200,000, reflecting an increase in revenues and appropriations.

4.8 NOTICE OF REVIEW AND PENDING APPROVAL FOR TRACT MAPS IN IRVINE BUSINESS COMPLEX, CYPRESS VILLAGE, AND GREAT PARK NEIGHBORHOODS

ACTION:

Received and filed.

4.9 APPROVAL OF A LETTER OF AGREEMENT TO PROCEED WITH THE COUNTY OF ORANGE FOR FUNDING THE 800MHZ COUNTYWIDE COORDINATED COMMUNICATIONS SYSTEM

ACTION:

Authorized the City Manager to execute a Letter of Agreement committing the City of Irvine to allocate \$5,944,780 to the County of Orange to proceed with the Next Generation 800MHz Countywide Coordinated Communications System.

4.10 COMMUNITY PARTNERSHIP FUND GRANT NOMINATIONS

ACTION:

- 1) Approved Councilmember Shea's request for Community Partnership Fund Grant nomination to the Alderwood Elementary School PTA in support of program costs.
- 2) Approved Mayor Pro Tem Lalloway's request for Community Partnership Fund Grant nominations to the Amyotrophic Lateral Sclerosis (ALS) Association of Orange County in support of program services; Chabad of Irvine in support of Jewish education and outreach programs; Children's Hospital of Orange County Foundation in support of program services; Fisher House Southern California in support of program services for America's military; Irvine Girls Softball Association in support of program costs; Irvine 2/11 Marine Adoption Committee in support of Marines and their families assigned to Camp Pendleton; and Orange County Korean Cultural Center in support of the 5th Annual Irvine Korean Cultural Festival.
- 3) Approved Mayor Choi's request for Community Partnership Fund Grant nomination to the US-Korea Law Foundation in support of program costs.
- 4) Authorized the City Manager to prepare and sign funding agreements for each organization listed in Actions 1 through 3.

Councilmember Krom left the meeting at 6:50 p.m.

5. COUNCIL BUSINESS

5.1 CONSIDERATION OF COUNTY OF ORANGE REQUEST FOR ESTABLISHMENT OF AN EL TORO PROPERTY LAND USE DEVELOPMENT AD HOC COMMITTEE

Manuel Gomez, Public Works Director, provided a brief report and responded to questions.

Harvey Liss expressed concern that the potential composition of the committee members would not take into consideration the Great Park Master Plan during the planning and entitlement of County properties adjacent to the Great Park.

City Council discussion included: clarification of the County’s request for forming the committee and its scope of work; the Marine Way project; and whether the Director of Public Works would also be attending meetings.

ACTION: Moved by Councilmember Shea, seconded by Mayor Pro Tempore Lalloway, to:

- 1) Review the County of Orange request for establishment of an El Toro Property Land Use Development Ad Hoc Committee.
- 2) Appoint Councilmember Shea and Mayor Pro Tempore Lalloway to the El Toro Property Land Use Development Ad Hoc Committee.
- 3) Approve the El Toro Property Land Use Development Ad Hoc Committee’s scope of work as described in the staff report.

The motion carried as follows:

AYES: 4 COUNCILMEMBERS: Agran, Lalloway, Shea, and Choi

NOES: 0 COUNCILMEMBERS: None

ABSENT: 1 COUNCILMEMBERS: Krom

5.2 CONSIDERATION OF MAYOR CHOI'S RECOMMENDATION OF A BALLOT MEASURE TO AMEND THE CITY CHARTER REGARDING TERM LIMITS FOR MAYOR AND COUNCILMEMBERS

This item was agendized at the request of Mayor Choi, who asked that consideration be given to place a measure on the November 4, 2014 ballot regarding a proposed amendment of the City Charter with respect to term limits for Mayor and Councilmembers.

Harvey Liss spoke in opposition to the proposed amendment regarding term limits.

City Council discussion included: State of California term limits; impacts to current and future members of the City Council and whether the ordinance would become retroactive; when commencement of the ordinance would take place if adopted by the voters; and deadlines for submitting the measure for placement on the ballot.

ACTION: Moved by Mayor Choi, seconded by Mayor Protempore Lalloway, to:

Place Mayor Choi’s proposed ordinance amending the City Charter regarding term limits for Mayor and Councilmembers on the November 4, 2014 ballot.

Further discussion ensued regarding proper procedures for placing a measure on the ballot, following which City Attorney Litfin provided clarification of the process.

ACTION: Following discussion Mayor Choi moved to amend his original motion, seconded by Mayor Pro Tempore Lalloway, to:

Direct the City Attorney to prepare the documents required for placement of Mayor Choi's proposed ordinance amending the City Charter regarding term limits for Mayor and Councilmembers on the November 4, 2014 ballot for consideration at the June 10, 2014 meeting.

The motion carried as follows:

AYES: 4 COUNCILMEMBERS: Agran, Lalloway, Shea, and Choi
NOES: 0 COUNCILMEMBERS: None
ABSENT: 1 COUNCILMEMBERS: Krom

5.3 CONSIDERATION OF MAYOR PRO TEM LALLOWAY'S RECOMMENDATION OF A RESOLUTION IN SUPPORT OF PROPOSITION 13

This item was agendized at the request of Mayor Pro Tempore Lalloway, who asked that consideration be given to adopt a resolution in support of Proposition 13.

Harvey Liss spoke about the positive and negative impacts of Proposition 13.

There was no City Council discussion.

ACTION: Moved by Mayor Pro Tempore Lalloway, seconded by Councilmember Shea, to:

Adopt RESOLUTION NO. 14-47 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE EXPRESSING SUPPORT FOR PROPOSITION 13

The motion carried as follows:

AYES: 4 COUNCILMEMBERS: Agran, Lalloway, Shea, and Choi
NOES: 0 COUNCILMEMBERS: None
ABSENT: 1 COUNCILMEMBERS: Krom

PUBLIC COMMENTS

Deborah Lee thanked the City Council for its continued support of the Legal Aid Society.

Michael Klubnikin and Ilya Tseglin spoke about recent activities and practices of the Orange County Regional Center.

Bill Cook, Greg Diamond, and Melissa Fox expressed concern with the lack of urgency in scheduling the first meeting of the Veterans Cemetery Ad Hoc Committee, and urged the City Council to expedite scheduling in order to move forward as quickly as possible.

ADJOURNMENT – 7:46 p.m.

Moved by Councilmember Shea, seconded by Mayor Pro Tempore Lalloway, and unanimously carried by the members present (Councilmember Krom absent) to adjourn the meeting at 7:46 p.m.



CITY CLERK OF THE CITY OF IRVINE



MAYOR OF THE CITY OF IRVINE

May 27, 2014