



AGENDA

Steven Choi
Mayor

Jeffrey Lalloway
Mayor Pro Tempore

Beth Krom
Councilmember

Lynn Schott
Councilmember

Christina Shea
Councilmember

CITY COUNCIL REGULAR MEETING

April 28, 2015

4:00 PM

City Council Chamber
One Civic Center Plaza
Irvine, CA 92606

Speaker's Card/Request to Speak: If you would like to address the City Council on a scheduled agenda item – including a Consent Calendar item, a Regular Council Business item, a Public Hearing item, or Public Comments – please complete the Request to Speak Form. The card is at the table at the entrance to the City Council Chamber. Please identify on the card your name and the item on which you would like to speak and return to the City Clerk. The Request to Speak Form assists the Mayor in ensuring that all persons wishing to address the City Council are recognized. It also ensures the accurate identification of meeting participants in the City Council minutes. Your name will be called at the time the matter is heard by the City Council. City policy is to limit public testimony to up to three minutes per speaker depending on relevant circumstances (unless the time limit is extended by the Mayor), which includes the presentation of electronic or audio visual information. Speakers may not yield their time to other persons.

Please take notice that the order of scheduled agenda items below and/or the time they are actually heard, considered and decided may be modified by the Mayor or the City Council during the course of the meeting, so please stay alert.

CALL TO ORDER

ROLL CALL

1. CLOSED SESSION

- 1.1 ***CONFERENCE WITH LEGAL COUNSEL--ANTICIPATED LITIGATION:
Initiation of litigation pursuant to paragraph (4) of subdivision (d) of***

Section 54956.9: six (6) potential cases.

- 1.2 CONFERENCE WITH LABOR NEGOTIATORS (Pursuant to Government Code Section 54957.6) Agency Negotiators: Ken Brown, Director of Administrative Services, Jan Walden, Manager of Human Resources; Jimmie Medina, Human Resources Administrator; 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**

RECONVENE TO THE CITY COUNCIL MEETING

PLEDGE OF ALLEGIANCE - IRVINE POLICE HONOR GUARD

INVOCATION

MUSICAL PRESENTATION

2. PRESENTATIONS

- 2.1 *Young Masters Art Show "2015 Cover Artist"***
- 2.2 *Proclaim May 10 - 16, 2015 as "National Police Week"***
- 2.3 *U.S. Department of Energy Update - Solar Decathlon***

CITY MANAGER'S REPORT

ANNOUNCEMENTS/COMMITTEE REPORTS/COUNCIL REPORTS

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.

ADDITIONS AND DELETIONS

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.

3. CONSENT CALENDAR

All matters listed under Consent Calendar are considered by the City Manager to be routine and 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. See information for Speaker's Card/Request to Speak on first page.

3.1 MINUTES

ACTION:

Approve the minutes of a 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 April 14, 2015.

3.2 PROCLAMATIONS/COMMENDATIONS

ACTION:

Proclaim the following:

- 1) April 2015 as "California Crime Victims' Rights Month."
- 2) April 2015 as "National Child Abuse Prevention Month."
- 3) May 2015 as "Orange County Community Action Partnership - 50th Anniversary."
- 4) May 3 - 9, 2015 as "Wildfire Awareness Week."
- 5) May 11-17, 2015 as "Women's Lung Health Week."
- 6) May 16, 2015 as "Kids to Parks Day."

Commend the following:

- 7) Merage Jewish Community Center and the City of Kfar Yona, Israel.

Ratify the following:

- 8) April 23, 2015 as the 95th Anniversary of "Turkish Heritage and Children's Day."

3.3 WARRANT AND WIRE TRANSFER RESOLUTION

ACTION:

Adopt - 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 WARRANT AND WIRE TRANSFER RESOLUTION - AT&T

ACTION:

Adopt - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, ALLOWING CERTAIN CLAIMS AND DEMANDS OF AT&T AND SPECIFYING THE FUNDS OUT OF

WHICH THE SAME ARE TO BE PAID

3.5 AMENDMENT OF WASTE DISPOSAL AGREEMENT

ACTION:

- 1) Adopt – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, APPROVING AN AMENDMENT TO THE 2009 WASTE DISPOSAL AGREEMENT WITH THE COUNTY OF ORANGE
- 2) Authorize the Mayor to sign the Waste Disposal Agreement.
- 3) Direct staff to execute all provisions of the Waste Disposal Agreement with the County of Orange.

3.6 ACCEPTANCE OF MARUCHAN, INCORPORATED DONATION

ACTION:

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

3.7 NOTICE OF REVIEW AND PENDING APPROVAL FOR TRACT MAPS IN IRVINE BUSINESS COMPLEX AND CYPRESS VILLAGE

ACTION:

Receive and file.

3.8 AMENDMENT TO BICYCLE TRAIL AGREEMENTS

ACTION:

- 1) Authorize the Mayor to execute an amendment to the License Agreement with Southern California Edison for the Freeway Trail between Jeffrey and Sand Canyon.
- 2) Authorize the Mayor to execute an amendment to the License Agreement with PDP Shady Creek, LLC for the Sand Canyon Trail between Alton and San Diego Creek.

3.9 CUSTODIAL MAINTENANCE SERVICES AGREEMENTS

ACTION:

- 1) Consent to the request for bid withdrawal received from Priority Building Services, the apparent lowest bidder for the custodial maintenance services contract, and authorize staff to return the corresponding cashier's check provided as bidder's security.
- 2) Declare Merchant Building Maintenance Company the lowest responsive and responsible bidder, award the contracts to Merchant Building Maintenance Company, and authorize the City Manager to

- execute the corresponding contracts.
- 3) Authorize the extension of the existing contract with General Building Management Company to June 30, 2015, to provide continued custodial maintenance services to allow the transition to Merchants Building Maintenance Company, and authorize the Mayor to execute the contract amendment extending the contract term.

3.10 SECOND READING OF ORDINANCE NO. 15-02 ADOPTING A NEGATIVE DECLARATION AND APPROVING AN AMENDMENT TO THE CITY'S MUNICIPAL CODE RELATED TO POPULATION GENERATION FACTORS FOR PARK DEDICATION REQUIREMENTS

ACTION:

Read by title only, second reading and adoption of ORDINANCE NO. 15-02 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, ADOPTING A NEGATIVE DECLARATION AND APPROVING AN AMENDMENT (00617535-PZC) TO DIVISION 5, SUBDIVISIONS, OF TITLE 5, PLANNING, OF THE CITY'S MUNICIPAL CODE, RELATED TO POPULATION GENERATION FACTORS FOR PARK DEDICATION REQUIREMENTS, FILED BY THE CITY OF IRVINE COMMUNITY DEVELOPMENT DEPARTMENT

3.11 COMMUNITY PARTNERSHIP FUND GRANT NOMINATION

ACTION:

- 1) Approve Mayor Pro Tem Lalloway's request for Community Partnership Fund Grant nomination to the Irvine Girls Softball Association in the amount of \$2,500 in support of program costs.
- 2) Authorize the City Manager to prepare and sign a funding agreement for the organization listed in Action 1.

4. PUBLIC HEARINGS

Public Hearings are scheduled for a time certain of 4:00 p.m., unless noticed otherwise, or as soon thereafter as possible. Those wishing to address the City Council during the Public Hearing are requested to complete a form and provide it to the City Clerk prior to the hearing.

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.

4.1 APPROVAL OF THE COMMUNITY DEVELOPMENT BLOCK GRANT AND HOME INVESTMENT PARTNERSHIPS 2015-2016 ACTION PLAN FUNDING RECOMMENDATIONS AND THE 2015-2019 CONSOLIDATED PLAN, CITIZEN PARTICIPATION PLAN AND ANALYSIS OF IMPEDIMENTS TO FAIR HOUSING CHOICE

ACTION:

- 1) Receive staff report.
- 2) Open the public hearing; receive public input.
- 3) Close the public hearing.
- 4) City Council comments and questions.
- 5) Adopt – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, APPROVING THE 2015-2019 CONSOLIDATED PLAN, 2015-2016 ACTION PLAN, CITIZEN PARTICIPATION PLAN AND ANALYSIS OF IMPEDIMENTS TO FAIR HOUSING CHOICE FOR FEDERAL COMMUNITY DEVELOPMENT BLOCK GRANT AND HOME INVESTMENT PARTNERSHIPS ENTITLEMENT GRANT PROGRAMS

4.2 APPEAL OF PLANNING COMMISSION DECISIONS OF MARCH 19, 2015 TO ADOPT RESOLUTIONS APPROVING VESTING TENTATIVE TRACT MAP 17756 (00605219-PTT), AND ASSOCIATED CONDITIONAL USE PERMITS (00608373-PCPU AND 00609365-PCPU) FOR THE DEVELOPMENT OF 318 RESIDENTIAL UNITS ON 16.92 ACRES FOR CENTRAL PARK WEST IN PLANNING AREA 36 (IRVINE BUSINESS COMPLEX)

:
Item withdrawn at the request of the appellant.

5. COUNCIL BUSINESS

5.1 STATUS OF SOIL CONTAMINATION AT PORTOLA HIGH SCHOOL SITE

ACTION:
City Council discussion and direction.

PUBLIC COMMENTS - Public comments will be heard at approximately 6:30 p.m. or prior to adjournment, whichever occurs earlier.

Any member of the public may address the City Council on items within the City 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. See information for Speaker’s Card/Request to Speak on the first page.

ADJOURNMENT

NOTICE TO THE PUBLIC

LIVE BROADCASTING AND REBROADCASTING

Regular City Council meetings are broadcast live every 2nd and 4th Tuesday of the month at 4 p.m. and are replayed on Tuesdays at 4 p.m. (in weeks in which there is not a live City Council meeting), Sundays

at 11 a.m., Wednesdays at 7 p.m., and Thursdays at 7 p.m. until the next City Council meeting. All broadcasts can be viewed on Cox Communications Local Access Channel 30 and U-Verse Channel 99. City Council meetings are also available via live webcast and at any time for replaying through the City's ICTV webpage at cityofirvine.org/ictv. For more information, please contact the City Clerk's office at (949) 724-6205.

ADJOURNMENT

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.

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 once the agenda is publicly posted, (at least 72 hours prior to a regular City Council meeting). Staff reports can also be downloaded from the City's website at cityofirvine.org beginning the Friday prior to the scheduled City Council meeting on Tuesday.

In addition, meetings can be viewed live at the time posted on the agenda and related staff reports can be opened and viewed simultaneously along with the streaming of the meeting. To view the meeting, go to cityofirvine.org/ictv.

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.

SUPPLEMENTAL MATERIAL RECEIVED AFTER THE POSTING OF THE AGENDA

Any supplemental writings or documents distributed to a majority of the City Council regarding any item on this agenda after the posting of the agenda will be available for public review in the City Clerk's Office, One Civic Center Plaza, Irvine, California, during normal business hours. In addition, such writings or documents will be made available for public review at the respective public meeting.

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.

SUBMITTAL OF INFORMATION BY MEMBERS OF THE PUBLIC FOR DISSEMINATION OR PRESENTATION AT PUBLIC MEETINGS

Media Types and Guidelines

1. Written Materials/Handouts:

Any member of the public who desires to submit documentation in hard copy form may do so prior to the meeting or at the time he/she addresses the City Council. Please provide 15 copies of the information to be submitted and file with the City Clerk at the time of arrival to the meeting. This information will be disseminated to the City Council at the time testimony is given.

2. Large Displays/Maps/Renderings:

Any member of the public who desires to display freestanding large displays or renderings in conjunction with their public testimony is asked to notify the City Clerk's Office at (949)724-6205 no later than 12:00 noon on the day of the scheduled meeting so that an easel can be made available, if necessary.

3. Electronic Documents/Audio-Visuals:

Any member of the public who desires to display information electronically in conjunction with their public testimony is asked to submit the information to the Public Information Office (PIO) no later than 12:00 noon on the day of the scheduled meeting. To facilitate your request contact the PIO Office at (949)724-6253 or the City Clerk’s Office at (949)724-6205.

Information must be provided on CD, DVD, or VHS; or, emailed by 12:00 noon on the day of the scheduled meeting to pio@ci.irvine.ca.us. Members of the public will be asked to provide their name, identify the meeting and the agenda item to be addressed, and a day time phone number.

The PIO office will notify the person submitting the information as soon as possible prior to the meeting if the information cannot be accessed or if the version provided is incompatible with the City’s system. Every effort will be made by City staff to facilitate the presentation.

CITY SERVICES TO FACILITATE ACCESS TO PUBLIC MEETINGS

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 the City Clerk’s Office at (949)724-6205.

Assisted listening devices are available at the meeting for individuals with hearing impairments. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. (28 CFR 35. 102-35. 104 ADA Title II)

CHALLENGING CITY DECISIONS

The time limit within which to commence any lawsuit or legal challenge to any quasi-adjudicative decision made by the City is governed by Section 1094.6 of the Code of Civil Procedure, unless a shorter limitations period is specified by any other provision. Under Section 1094.6, any lawsuit or legal challenge to any quasi-adjudicative decision made by the City must be filed no later than the 90th day following the date on which such decision becomes final. Any lawsuit or legal challenge that is not filed within this 90-day period will be barred.

If a person wishes to challenge the nature of the above actions in court, they may be limited to raising only those issues they or someone else raised at the meeting described in this notice, or in written correspondence delivered to the City of Irvine, at or prior to the meeting. In addition, judicial challenge may be limited or barred where the interested party has not sought and exhausted all available administrative remedies.

COMMUNICATION AND ELECTRONIC DEVICES

To minimize distractions, please be sure all personal communication and electronic devices are turned off or on silent mode.

MEETING SCHEDULE

Regular meetings of the City Council are held on the second and fourth Tuesdays of each month at 4:00 p.m. Study Sessions and/or Closed Sessions are periodically held prior to the start of the regular meeting. Agendas are available at the following locations:

- City Clerk’s Office
- Police Department
- City’s web page at www.ci.irvine.ca.us

I hereby certify that the agenda for the Regular City Council meeting was posted in accordance with law in the posting book located in the Public Safety Lobby of City Hall, One Civic Center Plaza, Irvine, California on _____ by _____ as well as on the City’s web page.

_____/s/ Molly McLaughlin
Molly McLaughlin, CMC
City Clerk