



## MINUTES

### CITY COUNCIL REGULAR MEETING

**September 24, 2024**  
**City Council Chamber**  
1 Civic Center Plaza  
Irvine, CA 92606

#### CALL TO ORDER

The regular meeting of the Irvine City Council was called to order at 4:05 p.m. on September 24, 2024, in the City Council Chamber, Irvine Civic Center, 1 Civic Center Plaza, Irvine, California; Vice Mayor Agran presiding.

#### ROLL CALL

Present: 5 Councilmember:	Mike Carroll
Councilmember:	Tammy Kim
Councilmember:	Kathleen Treseder
Vice Mayor:	Larry Agran
Mayor:	Farrah N. Khan*

\*via teleconference

Following roll call, Mayor Khan noted that she was traveling on City business, and as such would be participating virtually in the meeting. She also announced that 1) she was required to disclose whether any individuals 18 years of age or older were present with her and her relationship to those individuals, as required by Assembly Bill 2449, and confirmed that no individuals 18 years of age or older were present with her during the meeting; and 2) she would be exiting the meeting at 6:30 p.m

**1. CLOSED SESSION**

City Attorney Melching announced the following Closed Session items:

- 1.1 CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION: Significant Exposure to Litigation (Gov. Code Section 54956.9(d)(2) or (3)): One Case**
- 1.2 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1) – Unite Here Local 11 v. City of Irvine, Orange County Superior Court Case No. 30-2024-01406371-CU-WM-NJC**
- 1.3 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1) – City of Irvine v. Kingston Kohr, LLC, Fourth District, Division Three Case No. G061805**

There were no requests to speak.

**RECESS**

Vice Mayor Agran recessed the City Council meeting to Closed Session at 4:20 p.m.

**RECONVENE TO THE CITY COUNCIL MEETING**

Vice Mayor Agran reconvened the City Council meeting at 5:25 p.m. City Attorney Melching, on behalf of the City Council, announced that no reportable action was taken in Closed Session.

**PLEDGE OF ALLEGIANCE**

Councilmember Kim led the Pledge of Allegiance.

**INVOCATION**

Councilmember Carroll provided the invocation.

**MOMENT OF SILENCE**

Vice Mayor Agran requested a moment of silence for the victims of the mass shooting that recently occurred in Birmingham, Alabama.

## 2. PRESENTATIONS

### 2.1 ***Employee Recognition – 20, 25, and 30 Years of Service***

Vice Mayor Agran introduced and recognized the following individuals, and presented Certificates of Recognition and a milestone numeral for 20 and 25 years of public service to the City of Irvine:

#### 20 Years of Service

- Gemma Calilong, Finance Administrator

#### 25 Years of Service

- M'Lis Fox, Community Services Senior Leader
- Steve Knollmiller, Community Services Supervisor
- Angie Burgh, Senior Management Analyst

#### 30 Years of Service

- Jodi Rahn, Traffic Programs Supervisor

### 2.2 ***Recognition of Northwood Little League 9-11 U All-Stars Team 2024 District and Sectional Champions***

Vice Mayor Agran turned to Councilmember Kim, who introduced members and coaches of the Northwood Little League 9-11 U All-Stars Team and congratulated them as the 2024 District and Sectional Champions.

### 2.3 ***Irvine Public Schools Foundation***

Vice Mayor Agran introduced Neda Eaton, President and Chief Executive Officer for the Irvine Public Schools Foundation (IPSF), who provided a brief overview of IPSF's mission and programs through its partnership with the City of Irvine.

City Council discussion included: inquiring about the length of the partnership between the City and IPSF.

**By consensus**, received and filed.

## **2.4 Crime Status Update**

Michael Kent, Director of Public Safety/Chief of Police, provided an update on crime statistics and trends.

City Council discussion included: inquiring about mechanisms available to report hate crimes and hate incidents; questioned the difference between hate crimes and hate incidents and how such statistics are determined; inquired about additional funding needs for mental health and homeless resources; discussed potential situations where individuals refuse help; inquired about the presence of School Resource Officers at high schools and middle schools; questioned the City's juvenile delinquency rate; and noted the lack of a gang problem in the City.

**By consensus**, received and filed.

Councilmember Carroll left the meeting at 6:23 p.m. Mayor Khan left the meeting at 6:30 p.m.

### **PUBLIC COMMENTS - NON-AGENDIZED ITEMS**

Gang Chen expressed appreciation to the City Council for its efforts related to the closure of the All-American Asphalt plant and spoke in opposition to the County's landfill expansion north of Irvine.

Susan Sayre, Irvine resident, spoke in support of improvements to the democratic process including: requirements for campaign activities; a \$650 donation limit for Political Action Committees; experience requirements for candidates; and suggestions for recusal requirements for City Councilmembers on agenda items.

Herson Go, Irvine resident, expressed appreciation to Mayor Khan and Councilmembers Agran and Kim for recent meetings related to a desire for table tennis.

Michael De Jonghe, Irvine resident, spoke in support of increased education and other measures to control electric bicycles.

Rima Nashashibi, President and Founder of Global Hope 365, expressed appreciation to Mayor Khan, Councilmember Carroll, and Chief Kent for their support of events held by her organization.

Suraj Shah, High School Youth Action Team Member and co-founder of Debate Discovery Kids, spoke in support of increased funding for speech and debate programs in Irvine schools.

Alan Meyerson, Irvine resident, noted the City's past consideration of non-local matters and actions in the environmental arena, and Vice Mayor Agran's role in those efforts.

Mona noted a lack of awareness related to the reporting portal for hate crimes and hate incidents and reiterated the lack of reporting by the Muslim community due to privacy concerns; expressed concern about current events in Palestine and Lebanon; and expressed appreciation to Mayor Khan and Vice Mayor Agran for their efforts in listening to their constituents.

Eric Neshanian, Irvine resident, clarified the meaning of “media” and “journalists” following discussion of the Lobbying Ordinance at the September 10, 2024, City Council meeting; encouraged the City Council to explore the history of Alex Odeh; and spoke in opposition to the silence of faith leaders pertaining to City partnerships with genocide deniers.

Sarah spoke in opposition to Councilmember Kim’s recent change of address and re-registering to vote in District 5, her 2022 endorsement by Irvine Community News & Views, and her conflicts of interest and support for Epoch Times.

Janet Hsu spoke in opposition to discrimination by the Deputy City Attorney.

Doug Elliott, Irvine resident and Community Services Commissioner, spoke in support of the separation of church and state, and in opposition to City Councilmembers providing the invocation from the dais.

Jay B. spoke in support of the Irvine CONNECT shuttle and its ability to help the City meet its climate goals.

Dee Fox, Irvine resident, spoke in support of the City’s withdrawal from the Orange County Power Authority.

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

### Vice Mayor Agran

- The City has launched a district dashboard to inform residents of key features and facilities within their districts in advance of the November 5 election. The district dashboard is intended to better educate residents on their districts and create a more informed community. In March, voters approved Measure D, which expands the City Council from five to seven members and transitions elections from at-large to district-based. The district dashboard offers detailed information on district boundaries, key features, City facilities, and points of interest. To view the dashboard and discover one’s district, visit [cityofirvine.org/yourdistrict](http://cityofirvine.org/yourdistrict).

- On Saturday, October 5, the City will celebrate its diverse heritage and culture at the 23rd annual Irvine Global Village Festival, which will take place from 10 a.m. to 6 p.m. at the Great Park and will include: international cuisine; live entertainment; a Kids Village with crafts and interactive activities; cultural and religious exhibits; and an international marketplace. New this year is the Sports & Games Arena, which celebrates the spirit of international competition with sports such as hockey, rugby, outrigger paddling, and bocce ball, as well as games such as mahjong and lotería. Festival admission and general parking are free, and premier parking closer to the festival site will be available for \$10 on-site, cash only. For more information, visit [IrvineFestival.org](http://IrvineFestival.org).
- A free reception celebrating the opening of “Thank You, Good Night: Concert Photography,” an art exhibition that celebrates the power of music photography, will be held on Sunday, September 29, from 1 to 3 p.m. at the Great Park Gallery. The exhibition surveys the sights and sounds of live music from a diverse range of photographers from the 1960s to the present and events from rock concerts to intimate acoustic performances. In support of the exhibition, the Great Park Gallery will present a live music event, Jazz in the Palm Court: For the Love of Vinyl, on Sunday, October 27, from 1 to 3 p.m., which will feature live jazz renditions of hit songs inspired by a diverse range of music across eras. In addition to live music, local vendor Resident Vinyl will host a pop-up vinyl record shop. For more information on the exhibition and associated events, visit [yourgreatpark.org/arts](http://yourgreatpark.org/arts).
- The City of Irvine continues to be recognized as the best place to live in Orange County. The Orange County Register released the Best of Orange County 2024, a guide to the top destinations, businesses, and attractions curated by Register readers. Irvine was voted “Best City to Live In” for the ninth consecutive year. The City’s schools, public safety, recreation programs, parks and trails, dining and shopping, and diversity all provide an unmatched quality of life. To learn more about the Best of OC ranking, visit [cityofirvine.org](http://cityofirvine.org).
- The lineup of concerts at Great Park Live for October 2024 includes the following:
  - Two Irvine Nights events will feature:
    - 7 Summers, a Morgan Wallen Tribute, on Thursday, October 10; and
    - Taylor Nation, a Taylor Swift Tribute, will return on Saturday, October 12.

General admission to Irvine Nights is free, but tickets are required. Tickets for reserved seating are also available for purchase.

- Commercial acts will include:
  - Multi-platinum country music artist Clay Walker on October 25;
  - The unique sounds of Brooks Nielsen on October 31; and
  - Grammy award-winning rapper Ludacris on November 22.

For more information and to obtain tickets, visit [greatparklive.com](http://greatparklive.com).

#### Councilmember Kim

- The recent Airport Fire started on September 9 in Orange County and spread throughout Riverside County. As of morning, 160 structures were damaged, and two civilians were injured. The fire burned over 23,000 acres and was 88% contained. Councilmember Kim expressed appreciation to the firefighters for their efforts to protect communities.
- Eight members of an Orange County Fire Authority (OCFA) hand crew were injured, six critically, in a rollover crash in Irvine while returning from the Airport Fire. Hand crews clear brush and fields to ensure that fires do not spread and allow safe passage to fire crews. OCFA has established the Fallen Firefighter Relief Fund to ensure these members and their families receive needed care and resources in their long recovery. To support, visit [fallenfirefighterrelieffund.org](http://fallenfirefighterrelieffund.org).

#### Councilmember Treseder

- Councilmember Treseder expressed her best wishes to the firefighters injured while returning from the Airport Fire and expressed her appreciation to the first responders that assisted them, and encouraged members of the public to donate to the Fallen Firefighter Relief Fund by visiting [fallenfirefighterrelieffund.org](http://fallenfirefighterrelieffund.org).
- The Orange County Power Authority's (OCPA) Power Content Label for the past year will be released in October and discussed at the October 15 meeting of the OCPA Board of Directors. The Power Content Label provides information on the sources of and amount of renewable energy OCPA has been offering. The United States Department of Energy's National Renewable Energy Lab recently published its list of top green power providers in the US, and OCPA was ranked second in the nation in terms of how much renewable energy was provided to its customers. OCPA was second in terms of sales and eighth in number of customers. Clean Power Alliance was ranked number one in clean power provided, and OCPA intends to move up in ranking in the future.
- Ridership on Irvine CONNECT has increased, and Councilmember Treseder spoke in support of expanding the service.

## **CITY MANAGER'S REPORT**

There was no report.

## **ADDITIONS AND DELETIONS**

There were no additions or deletions to the agenda.

### **3. CONSENT CALENDAR**

Prior to adoption of the Consent Calendar, the following individuals spoke on the following:

#### 3.1

Mona expressed concern related to the proclaiming of "California Native American Day," noting that the lessons of history have not been learned.

Alan Meyerson, Irvine resident, noted the absence of indigenous people in California as they crossed the Bering Strait to get there.

Sarah presented a brief a video and spoke in opposition to the killing of indigenous people.

Eric Neshanian, Irvine resident, questioned the representation of Indigenous and Iranian communities honored by proclamations at the City Council meeting, and spoke in opposition to identity politics.

Im clarified the definition of "indigenous," spoke in support of honest education of history, and in opposition to the use of proclamations for political purposes.

#### 3.6

Mona and Don Geller, Irvine resident, spoke in support of the acceptance of grant funds from the California Office of Traffic Safety.

#### 3.10

The following individuals spoke in opposition to the amendments to the Lobbying Ordinance by the City Council at the meeting of September 10, 2024:

Susan Sayre, Irvine resident

Luis Aleman, Orange County Labor Federation

Doug Elliott, Irvine resident and Community Services Commissioner

Jeremy Ficarola, Irvine resident

Kayla Asato, Orange County Environmental Justice

Alan Meyerson, Irvine resident, and “Concerned Citizen” spoke in opposition to the conflict of interest by Sustainability Commissioner Ayn Craciun based on her employment with a nonprofit that sues cities for not meeting climate goals.

Eric Neshanian, Irvine resident, also spoke in opposition to the conflict of interest by Sustainability Commissioner Ayn Craciun based on her employment with a nonprofit, as well as the service of Betty Martinez Franco and Mary Anne Foo, Diversity, Equity, and Inclusion Committee members, who also serve as lobbyists.

Adam spoke in support of postponing City Council action on the Lobbying Ordinance until after the election.

**Moved by Councilmember Treseder, seconded by Councilmember Kim, and unanimously carried by those members present (Mayor Khan and Councilmember Carroll absent), to approve Consent Calendar Item Nos. 3.1 through 3.11, with the exception of Consent Calendar Item No. 3.10, which was removed for separate discussion.**

**3.1 PROCLAMATIONS**

**ACTION:**

- 1) Ratified and Proclaimed September 16, 2024, as "Mahsa Amini Day."
- 2) Proclaimed September 27, 2024, as "California Native American Day."
- 3) Proclaimed October 2024, as "Domestic Violence Awareness Month."
- 4) Proclaimed October 6-12, 2024, as "Fire Prevention Week."
- 5) Proclaimed October 14, 2024, as "Indigenous Peoples' Day."

**3.2 WARRANT AND WIRE TRANSFER RESOLUTION**

**ACTION:**

Adopted RESOLUTION NO. 24-63 - 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

**3.3 2024 LOCAL AGENCY BIENNIAL NOTICE FOR THE CITY OF IRVINE**

**ACTION:**

- 1) Received and filed the Fair Political Practices Commission 2024 Local Agency Biennial Notice for the City of Irvine.
- 2) Directed staff to return with proposed amendments to the City Council within 90 days.

**3.4 AFFORDABLE HOUSING AND NECESSARY GOVERNMENT USE PROPERTY EXCHANGE AGREEMENT**

**ACTION:**

- 1) Approved and authorized the Mayor to execute the Affordable Housing and Necessary Government Use Property Exchange Agreement. **(Contract No. 11969)**
- 2) Approved the Fifth Amendment to Master Affordable Housing Plan for the Great Park Neighborhoods. **(Contract No. 11972)**
- 3) Approved the Sixth Amendment to Density Bonus Agreement By and Between the City of Irvine and Heritage Fields El Toro, LLC. **as amended** subject to:

As a condition to closing the property exchange transaction within 90 days, receiving either (i) property valuation documents from Heritage Fields El Toro, LLC or (ii) completing a City-initiated property valuation, each to verify that the value of land received by the City of Irvine is equal to or greater than the value of land received by Heritage Fields El Toro, LLC under the Affordable Housing and Necessary Government Use Property Exchange Agreement. **(Contract No. 6298G)**

(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 3-0 (Mayor Khan and Councilmember Carroll absent).**

**3.5 UPDATES TO THE PERSONNEL RULES AND PROCEDURES, MEMORANDA OF UNDERSTANDING AND EMPLOYMENT RESOLUTIONS TO UPDATE THE CITY'S CATASTROPHIC LEAVE POLICY, PROVIDE EARLY DETECTION SCREENING FOR SERIOUS ILLNESSES AND ADDRESS FUNERAL COSTS FOR EMPLOYEES KILLED IN THE LINE OF DUTY**

**ACTION:**

- 1) Adopted RESOLUTION NO. 24-64 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, ADOPTING AMENDMENTS TO ARTICLE 14 OF THE PERSONNEL RULES AND PROCEDURES
- 2) Adopted RESOLUTION NO. 24-65 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, ESTABLISHING A CLASSIFICATION AND COMPENSATION POLICY FOR PART-TIME EMPLOYEES OF THE CITY OF IRVINE, AND SUPERSEDING RESOLUTION NO. 23-103, EFFECTIVE THE PAY PERIOD THAT INCLUDES SEPTEMBER 24, 2024
- 3) Adopted RESOLUTION NO. 24-66 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, ESTABLISHING A CLASSIFICATION AND COMPENSATION POLICY FOR THE MANAGEMENT AND NON-REPRESENTED EMPLOYEES OF THE CITY OF IRVINE, AND SUPERSEDING RESOLUTION NO. 23-104, EFFECTIVE THE PAY PERIOD THAT INCLUDES SEPTEMBER 24, 2024
- 4) Adopted RESOLUTION NO. 24-67 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, ESTABLISHING A CLASSIFICATION AND COMPENSATION POLICY FOR THE CONFIDENTIAL EMPLOYEES OF THE CITY OF IRVINE, AND SUPERSEDING RESOLUTION NO. 23-105, EFFECTIVE THE PAY PERIOD THAT INCLUDES SEPTEMBER 24, 2024
- 5) Adopted RESOLUTION NO. 24-68 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, ADOPTING THE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF IRVINE AND THE IRVINE POLICE ASSOCIATION (IPA), AND SUPERSEDING ALL PREVIOUS IPA MEMORANDUMS OF UNDERSTANDING, EFFECTIVE THE PAY PERIOD THAT INCLUDES SEPTEMBER 24, 2024

- 6) Adopted RESOLUTION NO. 24-69 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, ADOPTING THE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF IRVINE AND THE IRVINE POLICE MANAGEMENT ASSOCIATION (IPMA), AND SUPERSEDING ALL PREVIOUS IPMA MEMORANDUMS OF UNDERSTANDING, EFFECTIVE THE PAY PERIOD THAT INCLUDES SEPTEMBER 24, 2024
- 7) Adopted RESOLUTION NO. 24-70 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, ADOPTING THE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF IRVINE AND THE IRVINE CITY EMPLOYEES ASSOCIATION (ICEA), AND SUPERSEDING ALL PREVIOUS ICEA MEMORANDUMS OF UNDERSTANDING, EFFECTIVE THE PAY PERIOD THAT INCLUDES SEPTEMBER 24, 2024
- 8) Adopted RESOLUTION NO. 24-71 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, ADOPTING THE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF IRVINE AND THE ASSOCIATED SUPERVISORY/ADMINISTRATIVE PERSONNEL (ASAP), AND SUPERSEDING ALL PREVIOUS ASAP MEMORANDUMS OF UNDERSTANDING, EFFECTIVE THE PAY PERIOD THAT INCLUDES SEPTEMBER 24, 2024
- 9) Adopted RESOLUTION NO. 24-72 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, ADOPTING THE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF IRVINE AND THE IRVINE PROFESSIONAL EMPLOYEES ASSOCIATION (IPEA), AND SUPERSEDING ALL PREVIOUS IPEA MEMORANDUMS OF UNDERSTANDING, EFFECTIVE THE PAY PERIOD THAT INCLUDES SEPTEMBER 24, 2024
- 10) Adopted RESOLUTION NO. 24-73 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, ESTABLISHING THE SALARY GRADE ORDER STRUCTURE AND SALARY RANGES FOR EMPLOYEES OF THE CITY OF IRVINE, AND SUPERSEDING RESOLUTION NO. 24-39, WHICH IS INCONSISTENT THEREWITH
- 11) Approved a sole source contract with Longevity Early Detection Saves Lives in an amount not to exceed \$350,000. **(Contract No. 21662)**

**3.6 ACCEPTANCE OF CALIFORNIA OFFICE OF TRAFFIC SAFETY SELECTIVE TRAFFIC ENFORCEMENT PROGRAM (STEP) GRANT, MOTORCYCLE SAFETY GRANT, AND CHILD PASSENGER SAFETY PROGRAM GRANT**

**ACTION:**

- 1) Authorized a \$450,000 STEP grant award from the California Office of Traffic Safety.
- 2) Approved a budget adjustment appropriating \$450,000 for the California Office of Traffic Safety STEP grant.
- 3) Authorized a \$20,000 Motorcycle Safety grant award from the California Office of Traffic Safety.
- 4) Approved a budget adjustment appropriating \$20,000 for the California Office of Traffic Safety Motorcycle Safety grant.
- 5) Authorized a \$27,410 Child Passenger Safety Program grant award from the California Office of Traffic Safety.
- 6) Approved a budget adjustment appropriating \$27,410 for the California Office of Traffic Safety Child Passenger Safety Program grant.

**3.7 REIMBURSEMENT AGREEMENT WITH IRVINE RANCH WATER DISTRICT FOR WORK DONE THROUGH THE ON-CALL STREET REHABILITATION AND SLURRY SEAL CONTRACT**

**ACTION:**

Authorized the City Manager to execute the Reimbursement Agreement with Irvine Ranch Water District (IRWD) in the not-to-exceed amount of \$4,558,500, to be paid by IRWD for installation and adjustment of IRWD facilities in association with street resurfacing work completed through the On-Call Street Rehabilitation and Slurry Seal Contract. **(Contract No. 11970)**

**3.8 SECOND READING AND ADOPTION OF ORDINANCE NO. 24-14 LEVYING SPECIAL TAXES WITHIN IMPROVEMENT AREA NO. 14 OF THE CITY OF IRVINE COMMUNITY FACILITIES DISTRICT NO. 2013-3(B) (GREAT PARK)**

**ACTION:**

Read by title only, second reading and adoption of ORDINANCE NO. 24-14 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, ACTING AS THE LEGISLATIVE BODY OF THE CITY OF IRVINE COMMUNITY FACILITIES DISTRICT NO. 2013-3(B) (GREAT PARK), LEVYING SPECIAL TAXES WITHIN IMPROVEMENT AREA NO. 14 OF THE CITY OF IRVINE COMMUNITY FACILITIES DISTRICT NO. 2013-3(B) (GREAT PARK)

(Unless otherwise directed by a Member of the City Council, the vote at second reading will reflect the same vote as at first reading. However, if a Councilmember was absent at first reading, his or her vote cast at second reading will be reflected. If a Councilmember is not present at the second reading/adoption, the vote will be reflected as absent.)

**Approved 3-0 (Mayor Khan and Councilmember Carroll absent).**

**3.9 SECOND READING AND ADOPTION OF ORDINANCE NO. 24-15 APPROVING ZONE CHANGE AND AMENDING ZONING ORDINANCE TO PROVIDE NEW REGULATIONS FOR BROADBAND BATCH PERMITS UNDER ASSEMBLY BILL 965**

**ACTION:**

Read by title only, second reading and adoption of ORDINANCE NO. 24-15 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, APPROVING ZONE CHANGE 00929201-PZC TO ESTABLISH CHAPTER 2-6, BROADBAND BATCH PERMIT PROCESSING, AND AMEND CHAPTER 1-2, DEFINITIONS, AND CHAPTER 2-37.6, ELIGIBLE FACILITIES PERMIT, OF THE IRVINE ZONING ORDINANCE, TO PROVIDE NEW REGULATIONS FOR BROADBAND BATCH PERMITS UNDER ASSEMBLY BILL 965 "BROADBAND PERMIT EFFICIENCY AND LOCAL GOVERNMENT STAFF SOLUTION BEST PRACTICES ACT OF 2023" ADOPTED GOVERNMENT CODE SECTION 65964.3, SUBDIVISION (1)(2)(A)

(Unless otherwise directed by a Member of the City Council, the vote at second reading will reflect the same vote as at first reading. However, if a Councilmember was absent at first reading, his or her vote cast at second reading will be reflected. If a Councilmember is not present at the second reading/adoption, the vote will be reflected as absent.)

**Approved 3-0 (Mayor Khan and Councilmember Carroll absent).**

**3.10 SECOND READING AND ADOPTION OF ORDINANCE NO. 24-16  
MODIFYING THE CITY LOBBYING ORDINANCE**

This item was removed for separate discussion at the request of Councilmember Treseder, who requested revisions to the ordinance to remove restrictions against union members.

Jeff Melching, City Attorney, responded to questions.

City Council discussion included: inquiring about procedural requirements for incorporating the additional amendment; questioned the effective date of the modified ordinance in relation to the upcoming election; and inquired about a recent accusation related to a Brown Act violation.

**ACTION: Moved by Councilmember Treseder, seconded by Councilmember Kim, and unanimously carried by those members present (Mayor Khan and Councilmember Carroll absent), to:**

Introduce for first reading and read by title only ORDINANCE NO. 24-16 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, AMENDING TITLE 1, DIVISION 7, OF THE CITY OF IRVINE MUNICIPAL CODE RELATING TO LOBBYING **as amended**, to make the following modification to Section 2 to the Ordinance, to read in full as follows:

SECTION 2. Section 1-6-104 of Division 6 of Title 1 of the Irvine Municipal Code is amended to replace subsection A.1. of Irvine Municipal Code Section 1-6-104 to read in full as follows (deletions shown in ~~strikeout~~ and additions shown in double underlining):

A. *Incompatible employment or service.* Because of their uniquely important, visible, and elevated status and responsibilities as elected officials, the Mayor and members of the City Council, and by extension their Executive Assistants and appointed commissioners and committee members, shall not engage in compensated employment or service for the purpose of lobbying for any private person or organization before any local agency (county, city or special district) located in the County of Orange

1. This paragraph A shall not be applicable to lobbying as an in-house employee on behalf of a labor union.

2. For purposes of this paragraph A, "lobbying" shall mean any oral or written communication (including an electronic communication) to an official of a local agency, made directly or indirectly, in an effort to influence or persuade the official to favor or oppose, recommend or not recommend, vote for or against, or take or refrain from taking action on any public policy issue of a discretionary nature pending before the official's agency, including, but not limited to, proposed action, or proposals for action, in the form of ordinances, resolutions, motions, recommendations, reports, regulations, policies, nominations, appointments, sanctions, and bids, including the adoption of specifications, awards, grants, or contracts.
3. Notwithstanding any other provision of this division, this paragraph A shall not become effective until January 1, 2007.

B. *Interest in City contracts.* City officials and employees shall not have a personal investment or monetary interest in any contract made by the City, except contracts relating to the performance of their official City duties.

### **3.11 COMMUNITY PARTNERSHIP FUND GRANT NOMINATIONS**

#### **ACTION:**

- 1) Approved Councilmember Kim's request for Community Partnership Fund Grant Nomination for Merage Jewish Community Center of Orange County in the amount of \$2,500 in support of program costs. **(Contract No. 11971)**
- 2) Authorized the City Manager to prepare and sign a funding agreement for the organization listed above.

## **4. PUBLIC HEARINGS**

### **4.1 APPEAL OF THE PLANNING COMMISSION DECISION APPROVING A CONDITIONAL USE PERMIT MODIFICATION FOR THE EXPANSION OF AN EXISTING WAREHOUSING AND LIGHT MANUFACTURING FACILITY LOCATED AT 15800 LAGUNA CANYON ROAD IN PLANNING AREA 31 (IRVINE SPECTRUM 6)**

Vice Mayor Agran opened the public hearing at 9:04 p.m.

Eric Martin, Associate Planner, and Ann Wuu, Principal Planner, presented the staff report and responded to questions.

David Baab, on behalf of Maruchan, Inc., provided a brief overview of the proposed project.

Kylah Staley, representing Supporters Alliance for Environmental Responsibility (SAFER), provided a brief overview of SAFER's appeal of the proposed project.

The following individuals spoke in opposition to the appeal:

- James Rapp, representing Maruchan
- Mark Horikawa, representing Maruchan
- Vasko Mitzev, Maruchan Corporate Counsel

Adam spoke in opposition to the appeal but expressed disappointment that over 50% of the footprint would consist of surface parking.

There was no City Council discussion.

**ACTION: Moved by Councilmember Kim, seconded by Councilmember Treseder, and unanimously carried by those members present (Mayor Khan and Councilmember Carroll absent), to close the public hearing at 9:26 p.m.**

**ACTION: Moved by Councilmember Kim, seconded by Councilmember Treseder, and unanimously carried by those members present (Mayor Khan and Councilmember Carroll absent), to:**

Adopt RESOLUTION NO. 24-74 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, DENYING THE APPEAL AND UPHOLDING PLANNING COMMISSION APPROVAL OF CONDITIONAL USE PERMIT MODIFICATION 00918261-PCPU ALLOWING A 227,436-SQUARE-FOOT EXPANSION OF AN EXISTING WAREHOUSING AND LIGHT MANUFACTURING FACILITY LOCATED AT 15800 LAGUNA CANYON ROAD IN PLANNING AREA 31 (IRVINE SPECTRUM 6); FILED BY SUPPORTERS ALLIANCE FOR ENVIRONMENTAL RESPONSIBILITY (SAFER)

**5. COUNCIL BUSINESS**

**5.1 *CONSIDERATION OF CONTINGENCY RESERVE POLICY AND CITY COUNCIL RECOMMENDED PROJECT FUNDING ALLOCATIONS***

Dahle Bulosan, Director of Administrative Services, and Jonathan Nih, Manager of Budget & Purchasing, presented the staff report and responded to questions.

Melinda Liu, Irvine resident and Finance Commissioner, spoke in support of having staff conduct a cost-of-living analysis before determining a City employee and contractor minimum wage amount; and the incorporation of public transportation, childcare, and the minimum wage into general spending instead of using one-time funding.

Luis Aleman, Orange County Labor Federation, spoke in support of a minimum wage increase for City employees and contractors following a continuance of the item and a subsequent study session involving organized labor in the process.

Don Geller, Irvine resident and Finance Commission Chair, reiterated action taken by the Finance Commission action.

Jay B. spoke in support of a \$20 per hour minimum wage for City employees and contractors.

Eric Neshanian, Irvine resident, expressed concern that a \$20 per hour minimum wage was not high enough to cover the cost of living.

City Council discussion included: inquiring about the status of funding provided to Irvine Unified School District for the school bus program; requested clarification regarding review requirements by City staff and Finance Commission prior to City Council consideration; inquired about impacts of the proposed minimum wage increase for City employees and contractors; questioned the timeframe for implementation of the wage increase; inquired about the source of the amount of the proposed budget allocation for the wage increase; questioned the definition of "contractor"; inquired about the sufficiency of the proposed \$20 per hour wage; suggested engagement with labor unions; inquired about non-union representation for the City's part-time employees; and questioned the timing of the proposed wage increase.

**ACTION:** Moved by Vice Mayor Agran, to:

Adopt and implement the Finance Commission's recommendation to allocate \$350,000 from the Contingency Reserve to increase the minimum wage to \$20 for City employees and contractors and fund the ongoing cost in future annual budgets.

The motion failed for lack of second.

**ACTION: Moved by Councilmember Kim, seconded by Councilmember Treseder, to:**

Direct staff to conduct a study session that includes organized labor and Human Resources staff to review and discuss the increase in minimum wage for City employees and contractors.

**The motion carried as follows:**

- AYES: 2 COUNCILMEMBERS: Kim and Treseder
- NOES: 1 COUNCILMEMBERS: Agran
- ABSENT: 2 COUNCILMEMBERS: Carroll and Khan
- ABSTAIN: 0 COUNCILMEMBERS: None

**ADJOURNMENT**

**Moved by Councilmember Kim, seconded by Councilmember Treseder, and unanimously carried by those members present (Mayor Khan and Councilmember Carroll absent), to adjourn the meeting at 10:18 p.m.**

  
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 MAYOR OF THE CITY OF IRVINE

  
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 CITY CLERK OF THE CITY OF IRVINE

October 22, 2024