



MINUTES

CITY COUNCIL REGULAR MEETING February 28, 2012

City Council Chamber
One Civic Center Plaza
Irvine, CA 92606

CALL TO ORDER

A regular meeting of the Irvine City Council was called to order at 4:06 p.m. on February 28, 2012 in the City Council Chamber, Irvine Civic Center, One Civic Center Plaza, Irvine, California; Mayor Kang presiding.

ROLL CALL

Present:	5	Councilmember:	Larry Agran
		Councilmember:	Steven Choi
		Councilmember:	Jeffrey Lalloway
		Mayor Pro Tempore:	Beth Krom
		Mayor:	Sukhee Kang

The City Council considered the Consent Calendar and the Consent Calendar acting as the Successor Agency to the dissolved Redevelopment Agency prior to the convening of Closed Session (Item Nos. 3.1 through 3.17 and Item No. 4.1). See page 3.

1. CLOSED SESSION

1.1 CONFERENCE WITH LABOR NEGOTIATORS (Pursuant to Government Code Section 54957.6) Agency Negotiators: Gary Burton, Director of Administrative Services; Jan Walden, Manager of Human Resources; and Jimmee Medina, Human Resources Administrator; Employee Organization: Associated Supervisory/ Administrative Personnel (ASAP)

City Attorney Kohn announced Closed Session Item No. 1.1, following which Mayor Kang convened to Closed Session at 4:10 p.m.

RECONVENE TO THE CITY COUNCIL MEETING

Mayor Kang reconvened the City Council meeting at 5:02 p.m. City Attorney Kohn, on behalf of the City Council, announced that no reportable action was taken in Closed Session.

PLEDGE OF ALLEGIANCE

Mayor Kang led the Pledge of Allegiance.

MUSICAL PRESENTATION

Mayor Kang introduced A Little Dynasty Chinese School, who performed "This Land is Your Land" and "You're a Grand Old Flag."

2. PRESENTATIONS

2.1 Recognition of 2012 City Motto Contest Winner

Mayor Kang recognized Sylvia Walker as the winner of the 2012 City Motto Contest and presented her with a Certificate of Recognition. The winning motto, "City of Innovation," will be used throughout 2012.

2.2 Mothers Against Drunk Driving "Deuce Awards"

Mayor Kang introduced Mothers Against Drunk Driving (MADD) Representative Desiree Garcia, who presented MADD's "Deuce Awards" to the following Irvine police officers who have made 25 to 99 DUI arrests during 2011:

- Officer Denny Bak
- Officer Shawn Condon
- Officer Peter Fulks
- Officer Nick Kim
- Officer Ramon Lerma
- Officer David Misko
- Officer James Moore
- Officer Kyle Tanabe
- Officer David Thai

Chief Maggard also recognized Officer Mike Wong, who made 125 arrests in 2011; and Lieutenant Mike Hallinan, former winner of the Countywide DUI Award.

CITY MANAGER'S REPORT

There was no report.

ANNOUNCEMENTS/COMMITTEE REPORTS/COUNCIL REPORTS

Mayor Kang made the following announcements:

- Residents are invited to take the Healthy City Healthy Planet survey to help the City identify which programs and services are most important. To take the survey or to learn more about the Healthy City Healthy Planet initiative, visit cityofirvine.org. The last day to take the survey is March 9.
- The City of Irvine, in partnership with the Legal Aid Society of Orange County, the United Way and Orange County One-Stop, is offering tax preparation services at no cost to qualifying taxpayers who live, work or attend school in Irvine. For more information or to schedule an appointment, call (888) 434-8248.

ADDITIONS AND DELETIONS

There were none.

3. CONSENT CALENDAR

The City Council considered the Consent Calendar and the Consent Calendar acting as the Successor Agency to the dissolved Redevelopment Agency prior to the convening of Closed Session.

ACTION: Moved by Councilmember Choi, seconded by Mayor Pro Tempore Krom, and unanimously carried to approve Consent Calendar Item Nos. 3.1 through 3.17 and Consent Calendar Item No. 4.1 as the Successor Agency to the Dissolved Redevelopment Agency.

3.1 MINUTES

ACTION:

Approved the minutes of an adjourned regular meeting of the Irvine City Council held on February 7, 2012.

3.2 PROCLAMATION

ACTION:

Proclaimed March 8, 2012 as "Donald McKayle Day."

3.3 WARRANT AND WIRE TRANSFER RESOLUTION

ACTION:

Adopted RESOLUTION NO. 12-23 - 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

3.4 WARRANT AND WIRE TRANSFER RESOLUTION - AT&T

ACTION:

Adopted RESOLUTION NO. 12-24 - 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

Mayor Pro Tempore Krom abstained.

3.5 WARRANT AND WIRE TRANSFER RESOLUTION - BANK OF AMERICA

ACTION:

Adopted RESOLUTION NO. 12-25- 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.

3.6 FISCAL YEAR 2012-13 IRVINE EDUCATIONAL PARTNERSHIP FUND GRANT RECOMMENDATIONS

ACTION:

Approved the Irvine Educational Partnership Fund Advisory Committee recommendation to award \$502,600 to seven programs for the Fiscal Year 2012-13 Irvine Educational Partnership Fund program.

3.7 ACCEPTANCE OF AGREEMENT FOR TRANSFER OR PURCHASE OF EQUIPMENT/SUPPLIES OR FOR REIMBURSEMENT OF TRAINING COSTS FOR FISCAL YEAR 2011 URBAN AREAS SECURITY INITIATIVE (UASI) GRANT

ACTION:

- 1) Authorized the Director of Public Safety to accept the Agreement for Transfer or Purchase of Equipment/Supplies or for Reimbursement of Training Costs for Fiscal Year 2011 Urban Areas Security Initiative (UASI) Grant.
- 2) Authorized the Director of Public Safety to accept equipment, technology, services or supplies purchased by the City of Santa Ana and transferred to the City of Irvine to enhance countywide emergency preparedness.
- 3) Approved a budget adjustment request in the amount of \$270,000 in grant revenues and appropriations for training costs and necessary overtime for backfill; as well as equipment, supplies or services.
- 4) Authorized the Director of Public Safety to submit for reimbursement up to \$70,000 in training and overtime costs, and \$200,000 in approved equipment, supplies or services through the Fiscal Year 2011 UASI Grant Program.

3.8 SPECIAL GAS TAX STREET IMPROVEMENT FUND AUDIT REPORT

ACTION:

Received and file the City of Irvine Special Gas Tax Street Improvement Fund audit for the year ended June 30, 2010.

3.9 TRANSPORTATION DEVELOPMENT ACT AUDIT REPORTS

ACTION:

- 1) Received and file the City of Irvine Transportation Development Act Funds audit report for the year ended June 30, 2011.
- 2) Received and file the Jewish Federation and Family Services of Orange County Transportation Development Act Funds audit report for the year ended June 30, 2011.

3.10 REHABILITATION OF PLAYGROUND EQUIPMENT AT PINWOOD NEIGHBORHOOD PARK - CAPITAL IMPROVEMENT PROJECT 378050

ACTION:

Approved plans and specifications for rehabilitation of playground equipment at Pinewood Neighborhood Park.

3.11 REHABILITATION OF PLAYGROUND EQUIPMENT AT WILLOWS NEIGHBORHOOD PARK - CAPITAL IMPROVEMENT PROJECT 370050

ACTION:

Approved plans and specifications for rehabilitation of playground equipment at Willows Neighborhood Park.

3.12 BUREAU OF RECLAMATION WATERSMART PROGRAM GRANT APPLICATION

ACTION:

Adopted RESOLUTION NO. 12-26 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE VERIFYING QUALIFICATIONS FOR BUREAU OF RECLAMATION WATERSMART PROGRAM GRANT

3.13 IRVINE STATION MASTER PLAN UPDATE

ACTION:

Directed staff to submit a request to the Orange County Transportation Authority (OCTA) to transfer remaining Irvine Station Master Plan Grant funds to another eligible project(s) in the City of Irvine and defer planning activities for the Irvine Station.

3.14 CHALLENGE MATCH GRANT FOR IRVINE AND TUSTIN UNIFIED SCHOOL DISTRICTS

ACTION:

- 1) Approved the amended Memorandum of Understanding between the City of Irvine, Irvine Unified School District and Irvine Public Schools Foundation and authorize the City Manager to execute same.
- 2) Approved the amended Memorandum of Understanding between the City of Irvine and Tustin Unified School District and authorize the City Manager to execute same.

3.15 APPOINTMENTS TO THE OVERSIGHT BOARD OF THE SUCCESSOR AGENCY TO THE DISSOLVED IRVINE REDEVELOPMENT AGENCY

ACTION:

- 1) Announcement by Mayor of Appointments to the Oversight Board of the Successor Agency to the dissolved Irvine Redevelopment Agency (Sharon Landers, Assistant City Manager, and Veronica Dolleschel, Senior Management Analyst).
- 2) City Council concurrence of Mayor's appointments.

3.16 CELL TOWER LAND LEASE AGREEMENT WITH AT&T AT CULVER AND SHADY CANYON

ACTION:

Authorized the Mayor to execute a Land Lease Agreement for wireless communication facilities with New Cingular Wireless PCS, LLC (DBA AT&T).

Mayor Pro Tempore Krom abstained.

3.17 ACCEPTANCE OF AFFORDABLE HOUSING SITE IN PLANNING AREA 40, PURSUANT TO THE TERMS OF A DEVELOPMENT AGREEMENT WITH THE IRVINE LAND COMPANY LLC DATED SEPTEMBER 29, 2006

ACTION:

Adopted RESOLUTION NO. 12-27 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE ACCEPTING THE AFFORDABLE HOUSING SITE IN PLANNING AREA 40, PURSUANT TO THE TERMS OF A DEVELOPMENT AGREEMENT WITH THE IRVINE LAND COMPANY, LLC, DATED SEPTEMBER 29, 2006

END CONSENT CALENDAR

4. CONSENT CALENDAR - SUCCESSOR AGENCY TO DISSOLVED IRVINE REDEVELOPMENT AGENCY

4.1 MINUTES

ACTION:

Approved the minutes of a regular meeting of the Irvine Redevelopment Agency held on January 24, 2012.

END CONSENT CALENDAR

5. PUBLIC HEARINGS

5.1 GENERAL PLAN AMENDMENT AND ZONE CHANGE FOR THE FORMER VISTA VERDE ELEMENTARY SCHOOL SITE IN PLANNING AREA 20 (UNIVERSITY PARK)

City Manager Joyce introduced Tim Gehrich, Deputy Director of Community Development; and Steve, Weiss, Principal Planner, who presented the staff report and responded to questions.

Mayor Kang opened the public hearing at 5:31 p.m.

Ken Coulter, William Lyon Homes, provided an overview of the proposed project and addressed some of the concerns raised by community members.

Terry Walker, Superintendent, Irvine Unified School District (IUSD), provided background information on why the school site was deemed as surplus property; and how the revenue from the sale of the property will benefit other schools within the district.

The following individuals spoke in support of the proposed project:

Tim Jamison, Irvine Teachers Association
Andrew Suzuki
Petra Schaefer
Alan Hess
John Shumway
Frank McGill
Alex Wong
Guy Lemmon

The following individuals spoke in opposition to the proposed project:

Barry Nathan
Ramani Nathan
Erh-Chiao Wang
Jeannine Bognar
Carmel Nathan
Andrew Hornan
Susan Fries
Gexin Tang
Julius Bognar
Min Gee

Mayor Kang also acknowledged that after the posting of the agenda, the City received over 30 e-mails both in support and opposition to the proposed project. A petition opposing the project was also received.

City Council discussion included: potential overcrowding at University Park Elementary School; grade separation between the homes on Cottonwood and the proposed project; setback requirements; aesthetically integrating new homes with surrounding neighborhoods; circulation patterns and traffic impacts to Michelson, University Drive, and Rosa Drew Lane; utilization of landscaping techniques to mitigate grade separation issues; benefits to other schools within the district and how the proceeds of

the sale will be utilized; and collaboration between the developer, IUSD, and City staff to create a potential monument recognizing the history of the former school site.

ACTION: Moved by Mayor Pro Tempore Krom, seconded by Councilmember Lalloway, and unanimously carried to close the public hearing at 7:30 p.m.

ACTION: Moved by Councilmember Agran, seconded by Councilmember Choi, and unanimously carried to:

- 1) Adopt RESOLUTION NO. 12-28 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE CERTIFYING ENVIRONMENTAL IMPACT REPORT (SCH NO. 2010051011, 00498428-PCLE) AND MITIGATION MONITORING AND REPORTING PROGRAM FOR 55 SINGLE FAMILY DETACHED HOMES WITH PRIVATE ON-SITE PARK ALTERNATIVE LOCATED AT THE SOUTHWEST CORNER OF MICHELSON DRIVE AND ROSA DREW LANE IN PLANNING AREA 20 (UNIVERSITY PARK)
- 2) Adopt RESOLUTION NO. 12-29 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE APPROVING GENERAL PLAN AMENDMENT 00490443-PGA CONVERTING THE SUBJECT PROPERTY FROM INSTITUTIONAL – EDUCATIONAL FACILITIES TO MEDIUM DENSITY RESIDENTIAL; AND AMEND RELATED MAPS, TEXTS, TABLES, AND EXHIBITS OF THE CITY'S GENERAL PLAN FOR PROPERTY LOCATED AT THE SOUTHWEST CORNER OF MICHELSON DRIVE AND ROSA DREW LANE IN PLANNING AREA 20 (UNIVERSITY PARK)
- 3) Introduce for first reading and read by title only ORDINANCE NO. 12-04 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE APPROVING ZONE CHANGE 00490447-PZC TO ESTABLISH A NEW LETTER DESIGNATION ("E") WITHIN THE 2.2 LOW DENSITY RESIDENTIAL ZONING DISTRICT; REZONE THE SUBJECT PROPERTY FROM 6.1 INSTITUTIONAL TO 2.2E LOW DENSITY; AND AMEND RELATED MAPS, TEXTS, TABLES, AND EXHIBITS OF THE CITY'S ZONING ORDINANCE FOR PROPERTY LOCATED AT THE SOUTHWEST CORNER OF MICHELSON DRIVE AND ROSA DREW LANE IN PLANNING AREA 20 (UNIVERSITY PARK)

6. COUNCIL BUSINESS - SUCCESSOR AGENCY TO DISSOLVED IRVINE REDEVELOPMENT AGENCY

6.1 ADOPTION BY THE CITY COUNCIL AS SUCCESSOR AGENCY TO THE DISSOLVED IRVINE REDEVELOPMENT AGENCY OF (1) A RECOGNIZED OBLIGATION PAYMENT SCHEDULE OF THE DISSOLVED IRVINE REDEVELOPMENT AGENCY AND (2) THE SUCCESSOR AGENCY'S ADMINISTRATIVE BUDGET

City Manager Joyce introduced Donna Mullally, Manager of Finance; and Mark Asturias, Manager of Housing, who presented the staff report.

There was no City Council discussion.

ACTION: Moved by Councilmember Lalloway, seconded by Mayor Kang, and unanimously carried to:

- 1) Adopt the Recognized Obligation Payment Schedule of the former Irvine Redevelopment Agency.
- 2) Adopt the administrative budget for the Successor Agency.

As amended per the errata dated February 28, 2012.

7. COUNCIL BUSINESS

7.1 CITY OF IRVINE 2012 STATE AND FEDERAL LEGISLATIVE PLATFORM

City Manager Joyce introduced Michelle Grettenberg, Assistant to the City Manager; and Veronica Dolleschel, Senior Management Analyst, who presented the staff report and responded to questions.

City Council discussion included: reduction of policy statements; whether or not "redevelopment" should no longer be referenced; potential conflicts with current codified legislation; ensuring consistency with existing City Council policies; and whether or not any substantial changes occurred from last year's legislative platform.

ACTION: Moved by Councilmember Agran, seconded by Mayor Pro Tempore Krom, and unanimously carried to:

Adopt the 2012 State and Federal Legislative Platform as amended to revise the following Policy Statements:

- City Manager's Office, Section B (Redevelopment), Item No. 1

Support efforts to pursue funding mechanisms in support of infrastructure development, economic development and housing needs associated with military reuse.

- Community Development, Section D (Regional Governance / Growth Management, Item No. 8

Support legislation that supports integration of the Housing Element, Regional Housing Needs Assessment, Regional Transportation Plan and Sustainable Communities Strategy for the Southern California Region.

- Orange County Great Park, Item No. 5

Support efforts to pursue funding mechanisms in support of infrastructure development, economic development and housing needs associated with military base use.

- Public Works, Section B (Utilities), Item No. 1

Support legislation and funding for local governments to explore innovative means of providing electricity and ancillary services for the residential, commercial, and industrial sectors.

7.2 UPDATE ON SOUTHERN CALIFORNIA EDISON ELECTRICAL POWER OUTAGES

Manuel Gomez, Director of Public Works, introduced Steve Nelson, Southern California Edison, who provided an update on Southern California Edison (SCE) electrical power outages.

City Council discussion included: planned versus unplanned outages; criteria for filing claims; request that SCE provide the City Manager with a written report that provides a specific number of unplanned outages (such as number of incidents, nature, and extent), as well as amount of claims filed and paid for calendar year 2011 (including both residential and business customers); whether or not temporary generators can be provided during a small planned outage; purpose of the Mobile Energy Unit; and improving street repair after utility work is completed.

The City Council received and filed the updated report from Southern California representatives. No action was taken.

PUBLIC COMMENTS

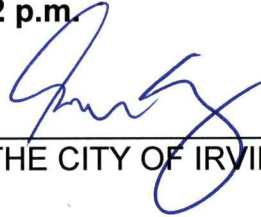
Kathie Nielsen, Chief Academic Officer, Tustin Unified School District, thanked the City Council for its continued support of the Challenge Match Grant.

Neda Zaengle, Chief Executive Officer, Irvine Public Schools Foundation, also thanked the City Council for its continued support of the Challenge Match Grant for both Irvine and Tustin Unified School Districts.

Cindy Davis, Irvine resident, spoke about concerns regarding a vicious dog residing in her neighborhood.

ADJOURNMENT

Moved by Councilmember Choi, seconded by Mayor Pro Tempore Krom, and unanimously carried to adjourn the meeting at 9:12 p.m.



MAYOR OF THE CITY OF IRVINE



CITY CLERK OF THE CITY OF IRVINE

March 13, 2012