



MINUTES
IRVINE
CITY COUNCIL
REGULAR MEETING
April 25, 2006

CALL TO ORDER

A regular meeting of the Irvine City Council was called to order on April 25, 2006 at 4:05 p.m., in the City Council Chamber, Irvine Civic Center, One Civic Center Plaza, Irvine, California, by Mayor Krom.

ROLL CALL

Present:	5	Councilmember:	Larry Agran
		Councilmember:	Steven Choi
		Councilmember:	Christina Shea
		Mayor Pro Tem:	Sukhee Kang
		Mayor:	Beth Krom

Also present were City Manager, Sean Joyce; City Attorney, Philip Kohn; CEO Orange County Great Park, Wally Kreutzen; Director of Public Safety/Chief of Police, David L. Maggard; Director of Administrative Services, Rick Paikoff; Director of Public Works, Marty Bryant; Director of Community Services, John A. McAllister; Director of Community Development, Tina Christiansen; City Clerk, Pamyla Means; Deputy City Clerk, Susan Dahlgren; and Irvine Police Officer Kevin Von Luft, Sgt. At Arms.

SEE CONSENT CALENDAR

RECESS

Mayor Krom recessed the meeting at 5:18 p.m.

RECONVENE TO THE CITY COUNCIL MEETING

Mayor Krom reconvened the meeting to at 5:38 p.m.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Pro Tempore Kang.

MOMENT OF SILENCE

Mayor Krom asked for a moment of silence in memory of former Councilmember Dave Christensen and former Chief Building and Safety Official, Bob Storchheim.

MUSICAL PRESENTATION

Jayne Gustafson, University High School sophomore provided the musical presentation.

PRESENTATIONS

- 1) Presentation by the Assistance League of Irvine to the Winner of the Young Masters Art Exhibit.
- 2) Beth Weinstein, Project Manager for Jamboree Housing Corporation, gave a PowerPoint presentation and presented an Award of Appreciation to the Council for their support of Montecito Vista.
- 3) Presentation by Irvine 4th Grade Girls of their National Junior Basketball Championship trophy to City Council.

INTRODUCTIONS

There were no introductions.

CITY MANAGER'S REPORT

City Manager, Sean Joyce, reported on "Annual Day in the Park" on April 8 at Heritage Park; and the first Electronic Waste Recycling Collection Event held on April 7 and 8 at the Civic Center.

ANNOUNCEMENTS/COMMITTEE REPORTS/COUNCIL REPORTS

The following announcements were made:

- Thanking the Community Services Department and commending Irvine Valley College for holding their final Spring Concert at the Civic Center on Sunday, April 22;
- Recognizing Rock Hwang, Nik Vallens, and Sasan Zomorodian, high school sophomores from Irvine High School and Northwood High School who rode 1,000 miles to raise money and awareness for a cancer benefit program called Healing Odyssey;

- Chief Maggard announced the Family Fun Faire on Emergency Preparedness; and
- Recognition to the Police Department during President Bush's visit to Irvine.

ADDITIONS AND DELETIONS

There were none.

CONSENT CALENDAR (Item Nos. 1 through 7.1)

The following items were removed from the Consent Calendar for separate action:

- 3.1 HYDROGEN VEHICLE LEASE AGREEMENT EXTENSION
- 3.3 GREEN WASTE RECYCLING LEASE

ACTION: It was moved by Councilmember Shea, seconded by Councilmember Choi, and unanimously carried to approve Consent Calendar Item Nos. 1 through 7.1, with the exception of items as noted above.

1. CITY COUNCIL MINUTES

1.1 APPROVAL OF CITY COUNCIL MINUTES

ACTION: Approved the minutes of a regular meeting of the City Council held on April 11, 2006.

2. PROCLAMATIONS

- 2.1 "April 23-29, 2006, Recording for the Blind & Dyslexic's, Record-A-Thon Week"
- 2.2 "April 25, 2006, The Day of Remembrance"
- 2.3 "April 23-29, 2006 as National Crime Victims' Rights Week"
- 2.4 "May 13, 2006 Wells Fargo Day"

3. AGREEMENTS

3.1 HYDROGEN VEHICLE LEASE AGREEMENT EXTENSION

This item was removed from the Consent Calendar at the request of Councilmember Choi. Council discussion included direction for staff to work with UCI and Toyota on using the vehicle more efficiently.

ACTION: It was moved by Mayor Krom, seconded by Mayor Pro Tempore Kang and unanimously carried to: - Authorize the Mayor to sign and the City Clerk to attest Amendment No. 2 to the Vehicle Lease Agreement, Contract No. 5033B, for the Hydrogen Fuel Cell Hybrid Electric Vehicle Research Program, subject to City Attorney approval.

3.2 IRVINE TRANSPORTATION CENTER PARKING STRUCTURE - AMENDMENT TO THE COOPERATIVE AGREEMENT - CIP 363000

ACTION: Authorized the Mayor to execute and the City Clerk to attest Amendment No. 2 to the Cooperative Agreement Contract No. 4658B - between the City of Irvine and the Orange County Transportation Authority (OCTA) subject to City Attorney approval as to form.

3.3 GREEN WASTE RECYCLING LEASE

This item was removed from the Consent Calendar.

Glen Worthington, Great Park Manager of Planning, and Coleen Clark, Deputy Chief Executive Officer, presented staff report.

Jay Ware spoke against an exclusive lease and requested an opportunity to submit a proposal.

Daniel Dulac spoke of his concern with single sourcing.

Mark Ferguson, General Manager Baker Green Recycling, spoke of his concern with the system being used by the County in their waste diversion program.

Phil Anthony, representing the Solid Waste Association of Orange County, spoke in support of providing recycling sites.

Council discussion included concern with lack of competitive bidding; financial implications; amount of land available for recycling leases; and the adopted City policy on lease agreements.

Councilmember Shea made a motion to continue this item to May 9, 2006. Motion failed for lack of a second.

ACTION: It was moved by Councilmember Agran, seconded by Mayor Pro Tempore Kang to: Authorize the City Manager to execute a Lease Agreement with Tierra Verde Industries to operate a recycling facility on 60 acres of land at the Orange County Great Park with the

revenue and benefits generated from the lease being dedicated to Great Park development.

The motion carried by the following vote:

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

3.4 EXTENSION OF TIME - MASTER IMPLEMENTATION AGREEMENT

ACTION: Approved letter agreement between the City of Irvine and Heritage Fields, LLC, extending the date for completion of a Master Implementation Agreement.

4. PROJECTS - BIDS AND SPECIFICATIONS

4.1 FY 2006/2007 SLURRY SEAL WITHIN THE COMMUNITY OF WEST IRVINE AND VARIOUS ARTERIALS AND COLLECTORS - APPROVAL OF SPECIFICATIONS AND CONTRACT DOCUMENTS

ACTION: Approved the specifications and contract documents for FY 2006/2007 Slurry Seal within the Community of West Irvine and various arterials and collectors, on file with the Public Works Department.

5. ALLOCATION OF FUNDS

5.1 ALLOCATION OF FUNDS FOR WOODBURY HOUSING PROJECT

ACTION: Approved a budget adjustment to advance \$1,160,000 from the Asset Management Plan fund (002) to the Fees and Exactions fund (113), to be repaid with interest to the Asset Management Plan within two years.

6. REPORTS

6.1 AIR QUALITY IMPROVEMENT SPECIAL REVENUE FUND AUDIT FOR THE FISCAL YEAR ENDED JUNE 30, 2005

ACTION: Received and filed the City of Irvine's Air Quality Improvement Special Revenue Fund Audit for the fiscal year ended June 30, 2005.

6.2 SINGLE AUDIT OF FEDERALLY ASSISTED GRANT PROGRAMS FOR THE FISCAL YEAR ENDED JUNE 30, 2005

ACTION: Received and filed the City of Irvine's Single Audit of Federally Assisted Grant Programs for the fiscal year ended June 30, 2005.

6.3 TRANSPORTATION DEVELOPMENT ACT ARTICLE 4.5 FUNDS, PARATRANSIT OPERATING AND CAPITAL PROGRAM AUDIT REPORT FOR THE FISCAL YEAR ENDED JUNE 30, 2005

ACTION: Received and filed the audit report conducted for the Orange County Transportation Authority on the City of Irvine's Transportation Development Act Article 4.5 funds for the Paratransit Operating and Capital Program for the fiscal year ended June 30, 2005.

6.4 IRVINE SENIOR SERVICES COLLABORATION WITH OSHER LIFELONG LEARNING INSTITUTE

ACTION:

- 1) Directed staff to create a memorandum of understanding agreement with Osher Lifelong Learning Institute for a time-limited enhanced partnership; and
- 2) Directed staff to prepare a scope of work and construction drawings for the interior tenant improvements of Rancho Senior Center.

6.5 UPDATED POLICIES AND PROCEDURES MANUAL FOR THE IRVINE TRANSPORTATION ANALYSIS MODEL

ACTION: Approved the updated Policies and Procedures Manual for the Irvine Transportation Analysis Model (ITAM).

7. RESOLUTIONS

7.1 WARRANT AND WIRE TRANSFER RESOLUTION

ACTION: Adopted RESOLUTION NO. 06-39 - 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

Councilmember Choi abstained on Items No. 213 and No. 723 regarding Oak Creek and Woodbury.

COUNCIL BUSINESS

8. PUBLIC HEARINGS

8.1 PUBLIC HEARING: FISCAL YEAR 2006-07 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) HOME INVESTMENT PARTNERSHIP PROGRAM (HOME) FUNDS AND AMERICAN DREAM DOWN PAYMENT INITIATIVE (ADDI) ANNUAL ACTION PLAN

Mayor Krom opened the public hearing at 6:35 p.m.

Mark Asturias, Housing Manager provided the staff report.

The following individuals spoke in support of this item:

Tom Sakai, Lennar Homes
Kimberly Beeson and Becky Lomaka, Irvine Adult Day Health Services
Cynthia Ricks-Maccotan, Irvine Housing Opportunities
Brad Wiblin, Northwood Housing Associates
Laura Archuleta, Jamboree Housing Corporation
Vivian Clecak, and Barbie James, representing Families Forward
Mark Korando, Habitat for Humanity
Sharon Wellikson, Irvine Children's Fund

Council discussion included concern that funds go to non-profit organizations; sources for other funds if Federal budget cuts are made; and cooperation between multiple organizations such as Orange Wood and Irvine Housing Opportunities.

ACTION: It was moved by Councilmember Agran, seconded by Mayor Pro Tempore Kang, and unanimously carried to close the public hearing.

ACTION: It was moved by Councilmember Agran, seconded by Councilmember Choi, to approve the staff recommendations.

A substitute motion was made by Councilmember Shea to remove the Lennar request from the CDBG funding. The motion died for lack of a second.

ACTION: It was moved by Councilmember Agran, seconded by Mayor Pro Tempore Kang, and unanimously carried to reopen the public hearing.

Tom Sakai presented additional information on the Lennar request for CDBG funds.

ACTION: It was moved by Councilmember Agran, seconded by Councilmember Shea, and unanimously carried to close the public hearing.

ACTION: The original motion was unanimously approved as follows:

- 1) Approve the Community Services Commission recommendations for public service providers;
- 2) Approve the staff recommendations for capital expenditure allocations; and the future evaluation process to include the Community Services Commission and a public participation process; and
- 3) Adopt RESOLUTION NO. 06-40 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE APPROVING THE ANNUAL ACTION PLAN, WHICH IS PART OF THE CONSOLIDATED PLAN, AND THE PROJECTED USE OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG), HOME INVESTMENT PARTNERSHIP PROGRAM (HOME), AND AMERICAN DREAM DOWN PAYMENT INITIATIVE (ADDI) FUNDS FOR FISCAL YEAR 2006-07

8.2 PUBLIC HEARING: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE ADDING CHAPTER 5 OF DIVISION 9 OF TITLE 5 TO THE IRVINE MUNICIPAL CODE REGARDING CONSTRUCTION SITE AND VACANT PROPERTY SECURITY

ACTION: It was moved by Councilmember Agran, seconded by Councilmember Choi and unanimously carried to: Continue public hearing to City Council meeting of May 9, 2006

9. REPORTS

9.1 SISTER CITY AFFILIATION WITH THE XUHUI DISTRICT OF SHANGHAI, CHINA

Valerie Larenne, Community Partnership Administrator, introduced Jim Dunning, President of Irvine Sister Cities Foundation, provided the report.

The following individuals spoke on this item: Henry King, Janet Wang, Michael LeBlanc, Dr. Nelson Mar, Dr. Tim Peters, Dr. Alethea Hsu, and Darryl Brock.

ACTION: It was moved by Councilmember Agran, seconded by Councilmember Shea, and unanimously carried to:

- 1) Adopt RESOLUTION NO. 06-41 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE EXTENDING AN INVITATION TO THE XUHUI DISTRICT OF SHANGHAI, CHINA TO ENTER INTO A SISTER CITY RELATIONSHIP WITH THE CITY OF IRVINE; and

- 2) Designate Councilmember Choi of the Irvine City Council to accompany the Mayor in a delegation to the Xuhui District of Shanghai, China for the purpose of representing Irvine in a formal signing ceremony concerning the formalization of a Sister City relationship between the Xuhui District and the City of Irvine.

RECESS

Mayor Krom recessed the meeting at 8:59 p.m.

RECONVENE

Mayor Krom reconvened the meeting at 9:15 p.m.

9.2 CLARIFICATION OF GOVERNING STRUCTURES AND RESPONSIBILITIES RELATING TO THE ORANGE COUNTY GREAT PARK

Mayor Krom gave a brief report on the history of the formation of the Great Park Corporation. City Manager, Sean Joyce, presented the staff report.

Council discussion included clarification on the original intent and policy decision of the Council in the formation of the board; concern for the need for an operating and lease agreement; and clarification that the City has ultimate responsibility over the land.

ACTION: It was moved by Councilmember Agran, seconded by Mayor Pro Tempore Kang, to adopt the resolution.

Councilmember Choi made a motion to table this item.

Following discussion Councilmember Choi made a substitute motion, seconded by Councilmember Shea, to continue this item and direct staff to clarify language.

The substitute motion failed as follows:

AYES:	2	COUNCILMEMBERS:	Choi and Shea
NOES:	3	COUNCILMEMBERS:	Agran, Kang and Krom
ABSENT:	0	COUNCILMEMBERS:	None

ACTION: Councilmember Agran's original motion to: Adopt RESOLUTION NO. 06-42 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE RESTATING AND CLARIFYING THE GOVERNING STRUCTURES AND RESPONSIBILITIES RELATING TO THE ORANGE COUNTY GREAT PARK

The original motion carried as follows:

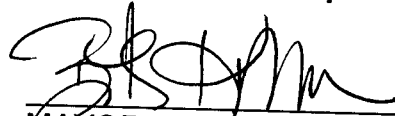
AYES:	3	COUNCILMEMBERS:	Agran, Kang and Krom
NOES:	2	COUNCILMEMBERS:	Choi and Shea
ABSENT:	0	COUNCILMEMBERS:	None

PUBLIC COMMENTS

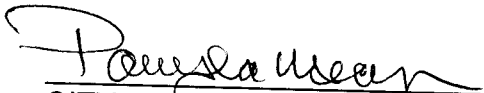
Cynthia Ricks-Moccotan spoke on the status of the rehab of the Woodbridge Manor.

ADJOURNMENT

It was moved by Mayor Pro Tempore Kang, seconded by Councilmember Choi, and unanimously carried to adjourn the meeting at 11:56 p.m.



MAYOR OF THE CITY OF IRVINE



CITY CLERK OF THE CITY OF IRVINE

May 9, 2006

DATE