



# MINUTES

## CITY COUNCIL REGULAR MEETING AND REGULAR JOINT MEETING WITH THE CITY OF IRVINE AS SUCCESSOR AGENCY TO THE DISSOLVED IRVINE REDEVELOPMENT AGENCY

**October 25, 2022**  
**City Council Chamber**  
1 Civic Center Plaza  
Irvine, CA 92606

### CALL TO ORDER

The 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 was called to order at 6:41 p.m. on October 25, 2022, in the City Council Chamber, Irvine Civic Center, 1 Civic Center Plaza, Irvine, California; Mayor/Chairwoman Khan presiding.

### ROLL CALL

Present: 5	Councilmember/Boardmember:	Larry Agran
	Councilmember/Boardmember:	Mike Carroll*
	Councilmember/Boardmember:	Tammy Kim
	Vice Mayor/Vice Chairman:	Anthony Kuo
	Mayor/Chairwoman:	Farrah N. Khan

\* Councilmember Carroll participated virtually.

Mayor/Chairwoman Khan noted additional opportunities to participate in the meeting virtually; and encouraged those providing public comments to be civil, polite, and courteous when addressing one another, City staff, and members of the public.

In addition, Carl Petersen, City Clerk, provided instructions on how to participate in the meeting; and noted that the e-comment feature had been extended, which allowed members of the public the ability to submit e-comments on all agenda items, which would be included as part of the official record and uploaded to the City's website.

Following City Clerk Petersen's announcement, Mayor Khan rearranged the order of the agenda to consider Presentations prior to Closed Session.

**2. PRESENTATIONS**

**2.1 Proclaim October 24-28, 2022, as "Red Ribbon Week"**

Mayor Khan introduced Daniela Kou, Irvine Unified Council of Parent Teachers Association, and presented a proclamation recognizing October 24-28, 2022 as "Red Ribbon Week."

**2.2 2023 Orange County Sustainability Decathlon Update**

Mayor Khan introduced Dr. Fred Smoller, who provided a brief update on the 2023 Orange County Sustainability Decathlon.

City Council discussion included: referencing the Solar Decathlon event in 2013 and 2015; noted a desire to bring a similar sustainability effort to Great Park in the future; and inquired about the amount of sales tax and hotel revenues generated during the 2013 and 2015 Solar Decathlons.

**Received and filed.**

**1. CLOSED SESSION**

City Attorney Melching announced the following Closed Session items:

**1.1 PUBLIC EMPLOYEE PERFORMANCE EVALUATION – Government Code Section 54957; Title: City Manager**

**1.2 PUBLIC EMPLOYEE PERFORMANCE EVALUATION – Government Code Section 54957; Title: City Clerk**

**1.3 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION – Pursuant to Government Code Section 54956.9(d)(1) — Alysia Bathelder v. City of Irvine, Susan Craft; Superior Court Case No. 30-2020-01129189-CU-CO-CJC (Pink Kitty Boutique)**

**1.4 CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION: Significant Exposure to Litigation (Gov. Code Section 54956.9(d)(2) or (3)): One Case (Brown Act)**

Prior to convening to Closed Session, Councilmember Agran suggested that the agenda be reordered to consider all other items of business prior to convening to Closed Session to allow members of the public in attendance the opportunity to speak sooner.

ACTION: Moved by Councilmember Agran, seconded by Vice Mayor Kuo, to:

Reorder the agenda to consider all other items of business prior to convening to Closed Session.

The motion failed as follows:

AYES:	1	COUNCILMEMBERS	Agran
NOES:	4	COUNCILMEMBERS:	Carroll, Kim, Kuo, and Khan
ABSENT:	0	COUNCILMEMBERS:	None
ABSTAIN:	0	COUNCILMEMBERS:	None

There were no requests to speak to Closed Session items.

**RECESS**

Mayor Khan recessed the City Council meeting to Closed Session at 7:16 p.m.

**RECONVENE TO THE CITY COUNCIL MEETING**

Mayor Khan reconvened the City Council meeting at 8:30 p.m. City Attorney Melching, on behalf of the City Council, announced that no reportable action was taken in Closed Session.

**PUBLIC COMMENTS - AGENDIZED ITEMS**

Item 6.1

The following individuals spoke in opposition to an e-bike safety ordinance:

- Youssef Kaddeche
- Kevin Privett, Irvine resident

- Kyler Chin, Irvine resident
- Candice, Irvine resident
- Amy, Irvine resident
- Eric Nashanian, Irvine resident

**PUBLIC COMMENTS – NON-AGENDIZED ITEMS**

Max Nupen expressed concern about the influence that Councilmember Agran has on local media, particularly the Irvine Community News and Views newspaper.

Kyler Chin, Irvine resident, spoke in opposition to the Mayor's recent trip to Buenos Aires to attend the C40 Summit, comments made during the University of California, Irvine's mayoral debate regarding a Climate Action Plan, and her appointment to the Orange County Power Authority Board of Directors.

Gil Nelsen, Irvine resident, spoke in opposition to political mailers sent by Mayor Khan.

Dee Fox, Irvine resident, spoke in opposition to an e-mail sent by Mayor Khan regarding a Federal Bureau of Investigation (FBI) investigation.

Alan Meyerson, Irvine resident, spoke in support of reordering the agenda to consider other items of business prior to Closed Session, in opposition to Councilmember Carroll's virtual attendance, and in opposition to political mailers opposing Councilmember Agran.

Branda Lin, Irvine resident, spoke in support of reordering the agenda to consider other items of business prior to Closed Session, and in opposition to political mailers providing misinformation and opposing other candidates.

Kamron M., Irvine resident, spoke in opposition to the events taking place in Iran and the lack of local government intervention, as well as Mayor Khan's nonresponse to his concerns.

Eric Nashanian, Irvine resident, spoke in opposition to recent comments made by Mayor Khan regarding the Armenian community.

Harvey Liss, Irvine resident, spoke in opposition to Orange County Power Authority rates, and in opposition to allegations of xenophobia against him.

Michelle Johnson, Irvine resident, spoke in opposition to the Orange County Power Authority.

Doug Elliott, Irvine resident, spoke in support of Branda Lin for Mayor; and in opposition to political mailers opposing Councilmember Agran.

Don Gellar, Irvine resident, spoke in opposition to political mailers opposing Councilmember Agran.

## **CITY MANAGER'S REPORT**

There was no report.

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

### Vice Mayor Kuo

- Vice Mayor Kuo noted his recent attendance at the Irvine Unified School District 50<sup>th</sup> Anniversary and State of the District event, along with Councilmember Agran.
- Vice Mayor Kuo expressed his appreciation to the Islamic Center of Irvine for hosting an open house event.
- Vice Mayor Kuo noted his recent attendance at Diwali events, with one hosted by the EKTAA Center event at Great Park, another sponsored by the EKTAA Center and the South Asian Senior Association at Lakeview Senior Center, and a third at DeeCyDa Day Care in Quail Hill.
- Vice Mayor Kuo expressed his appreciation to Dr. Seema Chaudhary, operator of FunTime Montessori and former Child Care Committee Member, for hosting a Pillow Drive for the 2/11 Irvine Marine Adoption Committee. For more information, visit [irvine211marines.org](http://irvine211marines.org).
- Vice Mayor Kuo encouraged those celebrating Halloween to wear bright colors, use caution when crossing streets, and have adults inspect candy prior to consumption.

### Councilmember Kim

- Councilmember Kim also expressed her appreciation to the EKTAA Center for its Diwali of Lights celebration at Great Park.
- As the City's representative to the Orange County Public Library System, Councilmember Kim announced that the University Park Library will be hosting a hip-hop dance workshop for teens on Sunday, November 6 at 2 p.m. No registration is required.
- As the City's representative to the Orange County Mosquito and Vector Control District, Councilmember Kim noted concerns with flea born typhus, with more cases detected in Orange County, which is generally found on feral domestic cats and dogs, possums, raccoons, and other mammals. Key to preventing the disease is to avoid contact with fleas by treating pets at regular intervals with appropriate flea control products. Residents are encouraged to protect their families and their pets by staying vigilant and regularly inspecting pets and pet bedding.

**ADDITIONS AND DELETIONS**

City Manager Chi asked that City Council Consent Calendar Item No. 3.4 (Resolutions Approving Labor Contracts with Represented Employees and Providing Comparable Benefits to Non-Represented Employees) be continued to the November 8, 2022 City Council meeting.

**CONVENE TO THE REGULAR JOINT MEETING**

Vice Mayor/Vice Chairman Kuo, on behalf of Mayor/Chairwoman Khan, convened the regular meeting of the City Council with the City of Irvine as Successor Agency to the dissolved Irvine Redevelopment Agency at 9:33 p.m.

**PUBLIC COMMENTS - SUCCESSOR AGENCY – AGENDIZED ITEMS**

There were no requests to speak.

**PUBLIC COMMENTS - SUCCESSOR AGENCY – NON-AGENDIZED ITEMS**

There were no requests to speak.

**3. CONSENT CALENDAR - CITY COUNCIL**

**Moved by Councilmember/Boardmember Kim, seconded by Vice Mayor/Vice Chairman Kuo, and unanimously carried by those members present (Mayor/Chairwoman Khan absent) to approve City Council Consent Calendar Item Nos. 3.1 through 3.7, and Successor Agency Consent Calendar Item Nos. 4.1 and 4.2, with the exception of City Council Consent Calendar Item No. 3.4, which was continued to the November 8, 2022 City Council meeting at the request of City Manager Chi. See Additions and Deletions.**

**3.1 MINUTES**

**ACTION:**

Approved 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 September 27, 2022.

**3.2 PROCLAMATIONS/COMMENDATIONS**

**ACTION:**

- 1) Proclaimed October 30 - November 5, 2022, as "Childhood Cancer Awareness Week."
- 2) Proclaimed November 2022, as "American Indian and Alaska Native Heritage Month."

- 3) Proclaimed November 2022, as "Lung Cancer Awareness Month."
- 4) Proclaimed November 2022, as "Family Court Awareness Month."
- 5) Commended Karen E. Thacker, Regional Administrator, Division of Adult Parole Operations - Southern Region Headquarters.

**3.3 WARRANT AND WIRE TRANSFER RESOLUTION**

**ACTION:**

Adopted RESOLUTION NO. 22-80 - 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 RESOLUTIONS APPROVING LABOR CONTRACTS WITH REPRESENTED EMPLOYEES AND PROVIDING COMPARABLE BENEFITS TO NON-REPRESENTED EMPLOYEES**

This item was continued to the November 8, 2022 City Council meeting at the request of City Manager Chi. See Additions and Deletions.

**3.5 RESOLUTION INCREASING THE AUTHORITY OF THE DIRECTOR OF HUMAN RESOURCES, OR DESIGNEE, TO COMPROMISE OR SETTLE WORKERS' COMPENSATION, GENERAL, AND AUTO LIABILITY CLAIMS FROM \$20,000 TO \$75,000**

**ACTION:**

Adopted RESOLUTION NO. 22-81 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, INCREASING THE AUTHORITY OF THE DIRECTOR OF HUMAN RESOURCES, OR DESIGNEE, TO COMPROMISE OR SETTLE WORKERS' COMPENSATION, GENERAL, AND AUTO LIABILITY CLAIMS FROM \$20,000 TO \$75,000

**3.6 APPROVAL OF PLANS, SPECIFICATIONS, AND CONTRACT DOCUMENTS FOR THE GREAT PARK CONCESSIONS UPGRADE PROJECT**

**ACTION:**

- 1) Approved a budget adjustment in the amount of \$900,000 for the Great Park Concessions Upgrade Project, Capital Improvement Project (CIP) 362022.

- 2) Approved the construction plans, specifications, and contract documents for the Great Park Concessions Upgrade Project, CIP 362022.
- 3) Approved the Engineer's Estimate, Construction Contingency, and Project Funding Summary.
- 4) Authorized staff to solicit competitive bids and award the construction contract to the lowest responsive and responsible bidder, in accordance with the City's purchasing policies and procedures, within the approved project budget.

(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 4-0, Mayor Khan absent)**

**3.7 NOTICE OF PENDING APPROVAL FOR A TRACT MAP IN PLANNING AREA 51**

**ACTION:**  
Received and filed.

**4. CONSENT CALENDAR - SUCCESSOR AGENCY**

**4.1 MINUTES**

**ACTION:**  
Approved the minutes of a regular joint meeting of the City of Irvine as Successor Agency to the dissolved Irvine Redevelopment Agency with the Irvine City Council held on September 27, 2022.

**4.2 WARRANT AND WIRE TRANSFER RESOLUTION – CITY COUNCIL AS SUCCESSOR AGENCY TO THE DISSOLVED IRVINE REDEVELOPMENT AGENCY**

**ACTION:**

Adopted RESOLUTION NO. 22-05 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, AS SUCCESSOR AGENCY TO THE DISSOLVED IRVINE REDEVELOPMENT AGENCY ALLOWING CERTAIN CLAIMS AND DEMANDS OF THE CITY COUNCIL AS SUCCESSOR AGENCY TO THE DISSOLVED IRVINE REDEVELOPMENT AGENCY AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID

**ADJOURNMENT – REGULAR JOINT MEETING**

By consensus of the members present (Mayor/Chairwoman Khan absent), Vice Mayor/Vice Chairman Kuo adjourned the regular joint meeting with the City of Irvine as Successor Agency to the dissolved Irvine Redevelopment Agency at 9:33 p.m.

**RECONVENE TO THE CITY COUNCIL MEETING**

Vice Mayor Kuo, on behalf of Mayor Khan, reconvened the City Council meeting at 9:33 p.m.

**5. PUBLIC HEARINGS**

**5.1 ORDINANCE ESTABLISHING AN EXPEDITED PERMITTING PROCESS FOR ELECTRIC VEHICLE CHARGING STATIONS**

Vice Mayor Kuo, on behalf of Mayor Khan, opened the public hearing at 9:33 p.m.

Jesse Cardoza, Chief Building Official, presented the staff report and responded to questions. Tim Gehrich, Director of Community Development, also responded to questions.

City Council discussion included: inquiring about whether the proposed ordinance was in compliance with state law.

Dee Fox, Irvine resident, presented a brief video in opposition to the City's contract with CASCO and Noodoe.

**ACTION: By consensus, Vice Mayor Kuo, on behalf of Mayor Khan, closed the public hearing at 9:41 p.m.**

**ACTION: Moved by Vice Mayor Kuo, seconded by Councilmember Kim, and unanimously carried to:**

Introduce for first reading and read by title only ORDINANCE NO. 22-14 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, ADDING CHAPTER 7 TO DIVISION 9 OF TITLE 5 OF THE IRVINE MUNICIPAL CODE ESTABLISHING AN EXPEDITED PERMITTING PROCESS FOR ELECTRIC VEHICLE CHARGING STATIONS

**6. COUNCIL BUSINESS**

**6.1 CONSIDERATION OF A REQUEST BY MAYOR KHAN TO DISCUSS AN E-BIKE SAFETY ORDINANCE**

This item was agendaized at the request of Mayor Khan, who asked for City Council consideration of an ordinance related to e-bike safety.

City Council discussion included: encouraging staff to work collaboratively with the Irvine Police Department and other stakeholders to develop an ordinance that includes protected bike lanes and other types of infrastructure to lessen vehicle dependency; clarified that the proposed ordinance would be limited to unclassified e-bikes; noted that the City's active transportation study could include protected bike lanes; suggested that the ordinance be carefully tailored to ensure appropriate e-bikes are protected; suggested a presentation by staff on e-bike safety; and expressed concern about those who have already invested in e-bikes that could potentially be banned by an adopted ordinance.

**ACTION: Moved by Mayor Khan, seconded by Vice Mayor Kuo, and unanimously carried to:**

Direct staff to work with the Irvine Police Department to develop an ordinance related to e-bike safety, and return to the City Council with a draft ordinance for review that sets precautions and safety measures.

## **ANNOUNCEMENTS/COMMITTEE REPORTS/COUNCIL REPORTS (CONTINUED)**

### Mayor Khan

- President Biden visited the City of Irvine earlier this month, with Mayor Khan receiving him on the tarmac of John Wayne Airport. Discussions included how Irvine is taking the lead on active transportation options, environmental programs, and renewable energy. Mayor Khan also thanked the President for his leadership on the Bipartisan Infrastructure Law, which will benefit all municipalities with infrastructure needs, including broadband. There was a tremendous amount of work done by City employees to facilitate President Biden's visit, including the Public Safety and Public Works and Transportation Departments.
- On October 12, Mayor Khan and City staff met with members of Governor Gavin Newsom's infrastructure team led by former Los Angeles Mayor Antonio Villaraigosa. As Infrastructure Advisor to the State of California, Mr. Villaraigosa is working with local, state, and federal leaders to identify priority projects and maximize access to federal funding. Discussions also included ways in which California and Irvine might obtain additional federal infrastructure funding, and information on the City's infrastructure needs and plans for future development, including the Great Park Framework Plan, which has many elements that fit within the infrastructure priorities being advanced by the Governor's Office. Mr. Villaraigosa also had an opportunity to tour Great Park and ride the Great Park balloon. Mr. Villaraigosa's visit was an important step toward another successful partnership with state and federal governments, and puts Irvine in a promising position to achieve infrastructure dollars from the State.
- Irvine is once again the Safest City of its size for Part I violent crime, when compared to FBI data recently released for calendar year 2021. In comparison to information released by the FBI, Irvine has the lowest per capita violent crime rate of any city in the nation with a population of 250,000 or more. This is the 17<sup>th</sup> consecutive year Irvine has had the lowest per capita violent crime rate for its size. This achievement is attributed to several factors, including strong partnerships with our community, new initiatives related to mental health, and the tireless work of the Irvine Police Department from officers working their beat, to professional staff, to Chief Kent and his Command Staff.
- The community is invited to attend the 39<sup>th</sup> Annual Irvine Community Thanksgiving Prayer Breakfast, an event that raises much needed funds and awareness for child abuse prevention. The breakfast will take place on Thursday, November 17, at the Irvine Marriott Hotel. The keynote speaker is retired Brigadier General Michael Aguilar. During his 31-year Marine Corps career, he held a variety of flying and command billets, and received numerous service and commendation awards and medals. Tickets for the event are \$55 and proceeds benefit The Priority Center, which is dedicated to ending the generational cycle of trauma, including preventing child abuse and neglect. For information and to purchase tickets, visit [greaterirvinechamber.com](http://greaterirvinechamber.com).

- October is Domestic Violence Awareness Month. The clock tower at the Civic Center was lit in purple last week, and last month a proclamation was issued in support of victims and domestic violence prevention programs and organizations, such as Human Options, which serves as an important resource for those threatened by abuse in our community. Human Options is an Irvine-based nonprofit that maintains a 24-hour toll-free hotline for anyone seeking assistance, and connects people with vital resources. To learn more about Human Options' services and to find out how to make a difference for those affected by domestic violence in our community, visit *humanoptions.org*.
- Last week, Mayor Khan, along with City staff, attended the 2022 C-40 World Mayors Summit in Buenos Aires, Argentina. C-40 is a network of mayors of nearly 100 world leading cities collaborating to deliver action needed to confront the climate crisis. Irvine was invited to participate in the summit as the City was among a number of global cities recognized by C-40 and Bloomberg Philanthropies for its leadership in tackling the global climate crisis. Irvine was a finalist in building a climate movement category for its Cool City Challenge initiative. Many of the initiatives and programs that Irvine is putting into action were shared. Mayor Khan and staff also had the opportunity to meet and/or hear from the U.S. Special Presidential Envoy for Climate John Kerry and U.N. General Secretary Antonio Gutierrez, among many other leaders.

**ADJOURNMENT – CITY COUNCIL MEETING**

**Moved by Vice Mayor Kuo, seconded by Councilmember Kim, and unanimously carried to adjourn the City Council meeting at 10 p.m.**

  
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MAYOR OF THE CITY OF IRVINE

  
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CITY CLERK OF THE CITY OF IRVINE

\_\_\_\_\_  
November 22, 2022