

REVISED

CITY COUNCIL AGENDA

BETH KROM

Mayor

SUKHEE KANG
Mayor Pro Tempore

LARRY AGRAN
Councilmember

STEVEN CHOI
Councilmember

CHRISTINA SHEA
Councilmember

CITY COUNCIL REGULAR MEETING

February 28, 2006

4:00 P.M.

City Council Chamber
One Civic Center Plaza

NOTICE TO THE PUBLIC

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.

ADDITIONS AND DELETIONS TO THE AGENDA: 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.

ANNOUNCEMENTS/COMMITTEE REPORTS/COUNCIL COMMENTS: 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.

CONSENT CALENDAR ITEMS: All matters listed under Consent Calendar are considered to be routine and all will be 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. Public comments on any item or items on the consent calendar are limited to three minutes per speaker. If you wish to speak to a particular item or items, please complete a Speaker's Form and give it to the City Clerk. (Please see information in "Request to Speak" section.

PUBLIC COMMENT: Any member of the public may address the City Council on items within the 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. Public comments are scheduled for 30 minutes and are limited to three minutes per person. If you wish to speak, please complete a Speaker's Form and submit to the City Clerk.

CITY COUNCIL – NOTICE TO THE PUBLIC

SPEAKER'S CARD/REQUEST TO SPEAK: If you would like to address the City Council on a scheduled agenda item, please complete the speaker's card. The card is at the table at the entrance to the Council Chamber. Please identify on the card your name, address, and the item on which you would like to speak and return to the City Clerk. The speaker's card assists the Mayor in ensuring that all persons wishing to address the Council are recognized. Your name will be called at the time the matter is heard by the Council.

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. 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.

PUBLIC HEARINGS: Public Hearings are scheduled for a time certain of 4:00 p.m. (unless noticed otherwise) or as soon thereafter as possible. City Council, when considering the matter scheduled for hearing, will take the following actions: 1) Open the Public Hearing. 2) Receive staff report. 3) Accept public testimony. 4) City Council comments and questions. 5) Take appropriate action. Those wishing to address the City Council during the Public Hearing must complete a "Request to Speak" form and provide it to the City Clerk prior to the hearing. If, in the future, you wish to challenge in court any of the matters on this agenda for which a public hearing is to be conducted, you may be limited to raising only those issues which you (or someone else) raised orally at the public hearing or in written correspondence received by the City at or before the hearing. Any person seeking to challenge a City Council decision made as a result of a proceeding in which by law a hearing is required to be given, evidence is required to be taken, and the discretion in the determination of facts is vested in the City Council, shall be required to commence that action 90 days following the date on which the decision becomes final as provided in Code of Civil Procedure Section 1094.6. Please refer to Code of Civil Procedure 1094.6 to determine how to calculate when a decision becomes "final." **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.

AMERICANS WITH DISABILITIES ACT: 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 least 48 hours prior to the meeting to inform us of your particular needs and to determine if accommodation is feasible. Please advise us at the time if you will need accommodations to attend or participate in meetings on a regular basis.

This agenda was prepared by the City Clerk. Regular meetings of the City Council are held on the second and fourth Tuesdays of each month at 4:00 p.m. However, study sessions and/or closed sessions are periodically held prior to the start of the regular meeting. The City Council Agenda is posted in the Police Department and available at your local library. It is also available through our FAX LIBRARY system. Simply dial (949) 724-6210 and request document number 100 anytime after 5:00 p.m. on the Friday prior to a City Council meeting. The Agenda may also be accessed through the City's web page at www.ci.irvine.ca.us

STATE OF CALIFORNIA)
CITY OF IRVINE) SS
COUNTY OF ORANGE)

I DECLARE UNDER PENALTY OF PERJURY that I am employed by the City of Irvine, in the City Clerk's Department; and that I posted this agenda in the posting book located in the Public Safety Lobby of City Hall, One Civic Center Plaza.

Dated/Signed: _____

**FINAL
AGENDA**

**IRVINE
CITY COUNCIL
REGULAR MEETING**

February 28, 2006

CALL TO ORDER

4:00 P.M.

A regular meeting of the Irvine City Council will be called to order on February 28, 2006 at or about 4:00 p.m., in the City Council Chamber, Irvine Civic Center, One Civic Center Plaza, Irvine, California, by Mayor Krom, presiding officer.

ROLL CALL

COUNCILMEMBER:	LARRY AGRAN
COUNCILMEMBER:	STEVEN CHOI
COUNCILMEMBER:	CHRISTINA SHEA
MAYOR PRO TEMPORE:	SUKHEE KANG
MAYOR:	BETH KROM

CLOSED SESSION

CONFERENCE WITH LABOR NEGOTIATORS (Pursuant to Government Code Section 54957.6)

**Agency Negotiators: Rick Paikoff, Director of Administrative Services; Jan Walden, Manager of Human Resources; Neil Bodine, Attorney
Employee Organizations: Irvine City Employees Association (ICEA); Irvine Professional Employees Association (IPEA); Associated Supervisory/Administrative Personnel (ASAP)**

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE

MUSICAL PRESENTATION

PRESENTATIONS AND PROCLAMATIONS

Items to be presented:

- 1. Presentation by Tim Shaw, CEO - Irvine Public Schools Foundation; Tim McSunas, President – Southern California Division, Taylor Woodrow Homes; and San Chaalan, Manager - Irvine BMW; on the Irvine Public Schools Foundation House Raffle**

- 2. Presentation by the Irvine Company on the National Award for the "Best Master Planned Community - The Village of Woodbury"**

- 3. Presentation of Proclamation, "Irvine Youth Basketball League, 25th Season - March 12, 2006"**

- 4. Presentation of Commendation recognizing Tom Wall for his 21 years of service and involvement in the Irvine Chamber of Commerce and the community**

INTRODUCTIONS

CITY MANAGER'S REPORT

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

***ADDITIONS AND DELETIONS**

CONSENT CALENDAR (Item Nos. 5 through 10.4)

5. CITY COUNCIL MINUTES

5.1 APPROVAL OF CITY COUNCIL MINUTES

ACTION: Approve the minutes of a regular meeting of the City Council held on February 14, 2006

*Please refer to Notice to the Public, Pages i & ii

6. AGREEMENTS

6.1 APPROVAL OF MAP, BONDS, AND AGREEMENTS, FOR TRACT MAP NO. 16907 (PLANNING AREA 6, PORTOLA SPRINGS)

ACTION:

- 1) Approve Tract Map No. 16907
- 2) Approve the agreements and accept the security from California Pacific Homes, guaranteeing improvements for Tract Map No. 16907 and authorize the Mayor to sign and the City Clerk to attest to the agreements subject to City Attorney approval as to form
- 3) Accept the dedication of an easement for sidewalk, emergency access and public service vehicle ingress and egress purposes as shown on the map
- 4) Accept the dedication of an easement for public street and public utility purposes within the following street right-of-way: Pathway
- 5) Adopt a resolution entitled: RESOLUTION NO. - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE ACCEPTING THE STREET NAMED PATHWAY, WITHIN TRACT MAP NO. 16907, INTO THE SYSTEM OF CITY STREETS

7. PROJECTS - BIDS AND SPECIFICATIONS

7.1 NEIGHBORHOOD PARK LANDSCAPE REHABILITATION - SAN CARLO, SAN LEANDRO, AND SAN MARCO NEIGHBORHOOD PARKS APPROVAL OF PLANS, SPECIFICATIONS, AND CONTRACT DOCUMENTS - CIP 385010

ACTION: Approve the plans, specifications, and contract documents for Neighborhood Park Landscape Rehabilitation (San Carlo, San Leandro, Canyon, and San Marco neighborhood parks), CIP 385010

*Please refer to Notice to the Public, Pages i & ii

8. ALLOCATION OF FUNDS

8.1 APPROVE BUDGET ADJUSTMENT FOR PRELIMINARY WORK FOR ASSESSMENT DISTRICT NO. 05-21 (PLANNING AREA 1, ORCHARD HILLS)

ACTION: Approve a budget adjustment to record a revenue and expenditure appropriation of \$100,000 from The Irvine Company for preliminary work associated with proposed Assessment District No. 05-21

9. REPORTS

9.1 ANNUAL REVIEW OF DEVELOPMENT AGREEMENT COMPLIANCE

ACTION: Receive staff report

9.2 STATUS REPORT ON AD HOC LIBRARY TASK FORCE

ACTION: Receive and file update on Ad Hoc Library Task Force

9.3 CITY CO-SPONSORSHIP OF THE AMERICAN CANCER SOCIETY RELAY FOR LIFE - MAY 13-14, 2006

ACTION: Approve the co-sponsorship by the City of Irvine for the American Society's Relay for Life event at Irvine Valley College on May 13 – 14, 2006

10. RESOLUTIONS

10.1 WARRANT AND WIRE TRANSFER RESOLUTION

ACTION: Adopt a Resolution entitled: RESOLUTION NO. - 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

*Please refer to Notice to the Public, Pages i & ii

10.2 REQUEST TO SUBMIT AN APPLICATION FOR STATE FUNDS FOR THE WORKFORCE HOUSING REWARD PROGRAM

ACTION: Adopt a resolution entitled: RESOLUTION NO. - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE AUTHORIZING THE CITY TO SUBMIT AN APPLICATION TO THE STATE OF CALIFORNIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT FOR FUNDING UNDER THE WORKFORCE HOUSING REWARD PROGRAM (WFH) FOR AFFORDABLE HOUSING DEVELOPMENT

10.3 PROPERTY TAX EXCHANGE AGREEMENT FOR THE ANNEXATION OF PLANNING AREAS 5B AND 9B

ACTION: Adopt a resolution entitled: RESOLUTION NO. - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE APPROVING THE USE OF THE MASTER PROPERTY TAX TRANSFER AGREEMENT EXCHANGE RATE FOR THE ANNEXATION OF PLANNING AREAS 5B AND 9B FROM THE COUNTY OF ORANGE IN CONJUNCTION WITH ANNEXATION CA 05-61 INITIATED BY THE IRVINE COMPANY

10.4 WARRANT AND WIRE TRANSFER RESOLUTION - BANK OF AMERICA

ACTION: Adopt a Resolution entitled: RESOLUTION NO. - 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

END OF CONSENT CALENDAR

*Please refer to Notice to the Public, Pages i & ii

COUNCIL BUSINESS

ORDINANCES

11. FIRST READING OF ORDINANCES

11.1 FIRST READING OF ORDINANCE: ORDINANCE AND RESOLUTION TO COMPLY WITH NEW STATE LAW BY DISSOLVING THE IRVINE TRANSPORTATION AUTHORITY AND RESOLUTION AMENDING THE EXPENSE POLICY FOR CITY COUNCIL MEMBERS AND MEMBERS OF CITY LEGISLATIVE BODIES

ACTION:

- 1) Introduce for first reading and read by title only an ordinance entitled: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE REPEALING CHAPTER 4 OF DIVISION 3 OF TITLE 6 OF THE IRVINE MUNICIPAL CODE RELATING TO THE IRVINE TRANSPORTATION AUTHORITY
- 2) Adopt a resolution entitled: RESOLUTION NO. - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE AMENDING SETTING FORTH THE EXPENSE POLICY FOR CITY COUNCIL MEMBERS AND MEMBERS OF CITY LEGISLATIVE BODIES, AND SUPERCEDING ALL PREVIOUS RESOLUTIONS WHICH ARE INCONSISTENT THEREWITH

12. PUBLIC HEARINGS

12.1 PUBLIC HEARING: GENERAL PLAN AMENDMENT AND ZONE CHANGE TO INCREASE INTENSITY IN OLD TOWN IRVINE, PLANNING AREA 31, ZONE CHANGE TO MODIFY BUILDING HEIGHTS IN PLANNING AREA 33 AND REQUIRE PARKING FOR RESIDENTIAL SECOND UNITS CITYWIDE

ACTION:

- 1) Open public hearing
- 2) Receive staff report
- 3) Receive public input
- 4) Council comments and questions
- 5) Close public hearing

*Please refer to Notice to the Public, Pages i & ii

- 6) Adopt a resolution entitled: RESOLUTION NO. - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE APPROVING GENERAL PLAN AMENDMENT 00407068-PGA TO AMEND GENERAL PLAN LAND USE TABLE A-1 TO INCREASE THE INTENSITY CAP IN THE COMMUNITY COMMERCIAL CATEGORY TO BE CONSISTENT WITH EXISTING DEVELOPMENT AND PREVIOUS DISCRETIONARY AND ENVIRONMENTAL APPROVALS; PLANNING AREA 31; FILED BY THE CITY OF IRVINE COMMUNITY DEVELOPMENT DEPARTMENT

- 7) Introduce for first reading and read by title only an ordinance entitled: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE APPROVING ZONE CHANGE 00407069-PZC TO AMEND ZONING CODE SECTION 9-31-3 TO INCREASE THE ZONING CODE INTENSITY CAP IN THE COMMUNITY COMMERCIAL ZONE TO BE CONSISTENT WITH EXISTING DEVELOPMENT AND PREVIOUS DISCRETIONARY APPROVALS; PLANNING AREA 31; TO AMEND ZONING CODE SECTION 4-3-4 TO MODIFY THE PARKING REQUIREMENTS FOR RESIDENTIAL, SECOND UNITS; CITYWIDE; AND TO AMEND ZONING CODE SECTIONS 3-37-23, 3-37-25, 3-37-26, 3-37-27 AND 9-33-5 TO MODIFY THE BUILDING HEIGHT REQUIREMENTS; PLANNING AREA 33; FILED BY THE CITY OF IRVINE COMMUNITY DEVELOPMENT DEPARTMENT

13. REPORTS

13.1 DISCUSSION OF SPONSORSHIP FOR KOCE PRODUCTION HIGHLIGHTING THE KOREAN 2006 FESTIVAL EXPO

13.2 CITY COUNCIL PROTOCOL - RULES OF DEBATE (This item was continued from the meeting of January 24, 2006)

ACTION: Receive information regarding Rules of Debate and Interruptions as they pertain to City Council meeting protocol

END COUNCIL BUSINESS

PUBLIC COMMENTS (Limited to 3 minutes per speaker)

*Please refer to Notice to the Public, Pages i & ii

ADJOURNMENT

Next Meeting: CITY COUNCIL REGULAR meeting, March 14, 2006, 4:00 p.m.,
City of Irvine, City Council Chamber, One Civic Center Plaza, Irvine, California.

NOTICE TO THE PUBLIC

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