



Sukhee Kang
Mayor/Chair

Beth Krom
Mayor Pro
Tempore/Vice Chair

Larry Agran
Council/Boardmember

Steven Choi
Council/Boardmember

Jeffrey Lalloway
Council/Boardmember

AGENDA

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

August 14, 2012

5:00 PM

City Council Chamber
One Civic Center Plaza
Irvine, CA 92606

Speaker's Card/Request to Speak: If you would like to address the City Council/Successor Agency on a scheduled agenda item, please complete the [Request to Speak Form](#). 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 [Request to Speak Form](#) assists the Mayor/Chair in ensuring that all persons wishing to address the City Council/Successor Agency are recognized. Your name will be called at the time the matter is heard by the City Council/ Successor Agency.

CALL TO ORDER

ROLL CALL

1. CLOSED SESSION

- 1.1 **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION – Government Code 54956.9(b) (one item): Consideration of facts and circumstances that might result in litigation against the City arising**

from negotiations between the City and FivePoint Communities.

- 1.2 **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION –
Government Code § 54956.9(a) (one item): City of Irvine v. Matosantos
(Sacramento County Superior Court Case No. 34-2012-80001161).**

RECONVENE TO THE CITY COUNCIL MEETING

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE

MUSICAL PRESENTATION

2. PRESENTATIONS

- 2.1 **Proclaim August 15, 2012 as "India Heritage Day"**
- 2.2 **Access Irvine Mobile App**

CITY MANAGER'S REPORT

ANNOUNCEMENTS/COMMITTEE REPORTS/COUNCIL REPORTS

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.

ADDITIONS AND DELETIONS

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.

CONVENE TO THE ADJOURNED REGULAR JOINT MEETING WITH THE CITY OF IRVINE AS SUCCESSOR AGENCY TO THE DISSOLVED IRVINE REDEVELOPMENT AGENCY

3. CONSENT CALENDAR - CITY COUNCIL

All matters listed under Consent Calendar are considered by the City Manager to be routine and 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 Speakers Form and give it to the City Clerk.

3.1 MINUTES

ACTION:

Approve the minutes of a regular and regular joint meeting with the City of Irvine as Successor Agency to the dissolved Irvine Redevelopment Agency held on July 24, 2012.

3.2 WARRANT AND WIRE TRANSFER RESOLUTION

ACTION:

Adopt - 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

3.3 WARRANT AND WIRE TRANSFER RESOLUTION - AT&T

ACTION:

Adopt - 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

3.4 WARRANT AND WIRE TRANSFER RESOLUTION - BANK OF AMERICA

ACTION:

Adopt - 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

3.5 CITY COUNCIL POLICIES AND PROCEDURES

ACTION:

1. Approve the modifications and updates to the City Council Policy and Procedures Manual as described and detailed in the staff report.
2. Approve the following resolutions in conformance with the modified and updated City Council Policy and Procedures Manual:
 - a. Adopt - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE AMENDING PROCEDURES FOR THE CONDUCT OF PUBLIC MEETINGS AND IMPLEMENTING THE PROVISIONS OF THE RALPH M. BROWN ACT, AND RESCINDING AND SUPERCEDING ALL PREVIOUS RESOLUTIONS WHICH ARE INCONSISTENT THEREWITH
 - b. Adopt - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE AMENDING THE ORDER OF BUSINESS OF

CITY COUNCIL MEETINGS, AND RESCINDING AND SUPERCEDING ALL PREVIOUS RESOLUTIONS WHICH ARE INCONSISTENT THEREWITH

c. Adopt - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE AMENDING THE EXPENSE POLICY FOR CITY COUNCILMEMBERS AND MEMBERS OF CITY LEGISLATIVE BODIES, AND RESCINDING AND SUPERCEDING ALL PREVIOUS RESOLUTIONS WHICH ARE INCONSISTENT THEREWITH

d. Adopt - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE AMENDING THE POLICY FOR PAYMENT OF THE TRAVEL EXPENSES STANDARD FORM TO BE USED WHEN ACCEPTING A GIFT TO A PUBLIC AGENCY, AND RESCINDING AND SUPERCEDING ALL PREVIOUS RESOLUTIONS WHICH ARE INCONSISTENT THEREWITH

e. Adopt - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE AMENDING ADMINISTRATIVE POLICIES AND PROCEDURES FOR COUNCIL EXECUTIVE ASSISTANTS, AND RESCINDING AND SUPERCEDING ALL PREVIOUS RESOLUTIONS WHICH ARE INCONSISTENT THEREWITH

3.6 [DESIGNATION OF VOTING DELEGATE FOR LEAGUE OF CALIFORNIA CITIES 2012 ANNUAL CONFERENCE](#)

ACTION:

Appoint Councilmember Choi to serve as the voting delegate for the Annual Business Meeting at the League of California Cities 2012 Annual Conference.

3.7 [AFFORDABLE HOUSING LAND TRANSFER AGREEMENT BY AND BETWEEN THE CITY OF IRVINE AND THE IRVINE COMMUNITY LAND TRUST](#)

ACTION:

Approve the Affordable Housing Land Transfer Agreement by and between the City of Irvine and the Irvine Community Land Trust.

3.8 [FARMING LEASE WITH ORANGE COUNTY PRODUCE](#)

ACTION:

Authorize the City Manager to execute a Farming Lease in substantially the form as attached to the staff report between the City of Irvine and Orange County Produce, LLC.

3.9 [2852 KELVIN AVENUE DENSITY BONUS HOUSING AGREEMENT](#)

ACTION:

Adopt - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE APPROVING THE DENSITY BONUS HOUSING AGREEMENT FOR 2852 KELVIN AVENUE; FILED BY KELVIN APARTMENTS, LLC

3.10 MARINE WAY IMPROVEMENT PROJECT

ACTION:

Approve plans, specifications and contract documents for the Marine Way Capital Improvement Project 331207 and 341204, on file with the Public Works Department.

3.11 SUPPLEMENTAL LAW ENFORCEMENT SERVICES FUND

ACTION:

Authorize the Director of Public Safety to apply for and accept a Supplemental Law Enforcement Services Fund award from the State of California, County of Orange, and Orange County Supplemental Law Enforcement Oversight Committee, and to allocate the expenditures listed in the application's Expenditure Intent Form.

3.12 NOTICE OF REVIEW FOR TRACT MAP NO. 17484 IN STONEGATE

ACTION:

Receive and file.

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

All matters listed under Consent Calendar are considered by the City Manager to be routine and 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 Speakers Form and give it to the City Clerk.

4.1 MINUTES

ACTION:

Approve the minutes of a regular joint meeting of the City of Irvine as Successor Agency to the dissolved Irvine Redevelopment Agency held on July 24, 2012.

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

ACTION:

Adopt – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE 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

RECONVENE TO THE ADJOURNED REGULAR CITY COUNCIL MEETING

5. COUNCIL BUSINESS

5.1 [DISCUSSION OF PLASTIC BAG POLICIES/INITIATIVES](#)

ACTION:

City Council discussion and direction.

PUBLIC COMMENTS - CITY OF IRVINE AS SUCCESSOR AGENCY TO THE DISSOLVED IRVINE REDEVELOPMENT AGENCY (Limited to 3 minutes per speaker). Public comments will be heard at approximately 6:30 p.m. or prior to adjournment, whichever occurs earlier.

PUBLIC COMMENTS - CITY COUNCIL (Limited to 3 minutes per speaker) Public comments will be heard at approximately 6:30 p.m. or prior to adjournment, whichever occurs earlier.

[ADJOURNMENT - ADJOURNED REGULAR CITY OF IRVINE AS SUCCESSOR AGENCY TO THE DISSOLVED IRVINE REDEVELOPMENT AGENCY MEETING](#)

ADJOURNMENT - ADJOURNED REGULAR CITY COUNCIL MEETING

NOTICE TO THE PUBLIC

LIVE BROADCASTING

Regular City Council meetings are broadcasted live every 2nd and 4th Tuesday of the month at 4:00 p.m. and are replayed on Sundays at 11:00 a.m., and Thursdays at 7:00 p.m. All broadcasts can be viewed on Cox Communications Local Access Channel 30. City Council meetings are also available via live webcast through the City's website at www.cityofirvine.org. For more information, please contact the City Clerk's office at (949)724-6205.

ADJOURNMENT

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.

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 once the agenda is publicly posted, (at least 72 hours prior to a regular City Council meeting). Staff reports can also be downloaded from the City's website at http://www.ci.irvine.ca.us/council/agenda/agenda_archive.asp beginning the Friday prior to the scheduled City Council meeting on Tuesday.

In addition, meetings can be viewed live at the time posted on the agenda and related staff reports can be opened and viewed simultaneously along with the streaming of the meeting. To view the meeting, go to http://irvine.granicus.com/ViewPublisher.php?view_id=6.

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.

SUPPLEMENTAL MATERIAL RECEIVED AFTER THE POSTING OF THE AGENDA

Any supplemental writings or documents distributed to a majority of the City Council regarding any item on this agenda after the posting of the agenda will be available for public review in the City Clerk's Office, One Civic Center Plaza, Irvine, California, during normal business hours. In addition, such writings or documents will be made available for public review at the respective public meeting.

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.

SUBMITTAL OF INFORMATION BY MEMBERS OF THE PUBLIC FOR DISSEMINATION OR PRESENTATION AT PUBLIC MEETINGS

Media Types and Guidelines

1. Written Materials/handouts:

Any member of the public who desires to submit documentation in hard copy form may do so prior to the meeting or at the time he/she addresses the City Council. Please provide 15 copies of the information to be submitted and file with the City Clerk at the time of arrival to the meeting. This information will be disseminated to the City Council at the time testimony is given.

2. Large Displays/Maps/Renderings:

Any member of the public who desires to display freestanding large displays or renderings in conjunction with their public testimony is asked to notify the City Clerk's Office at (949)724-6205 no later than 12:00 noon on the day of the scheduled meeting so that an easel can be made available, if necessary.

3. Electronic Documents/Audio-visuals:

Any member of the public who desires to display information electronically in conjunction with their public testimony is asked to submit the information to the Public Information Office (PIO) no later than 12:00 noon on the day of the scheduled meeting. To facilitate your request contact the PIO Office at (949)724-6253 or the City Clerk's Office at (949)724-6205.

Information must be provided on CD, DVD, or VHS; or, emailed by 12:00 noon on the day of the scheduled meeting to pio@ci.irvine.ca.us. Members of the public will be asked to provide their name, identify the meeting and the agenda item to be addressed, and a day time phone number.

The PIO office will notify the person submitting the information as soon as possible prior to the meeting if the information cannot be accessed or if the version provided is incompatible with the City's system. Every effort will be made by City staff to facilitate the presentation.

PUBLIC COMMENT

Any member of the public may address the City Council on items within the City Council's subject matter jurisdiction but which are not listed on this agenda during Public Comment; however, no action may be taken on matters that are not part of the posted agenda. If you would like to address the City Council during the Public Comment portion of the Agenda, please complete the Request to Speak Form. The card is at the table at the entrance to the City Council Chamber. Please complete the card with your name and return to the City Clerk. The Request to Speak Form assists the Mayor in ensuring that all persons wishing to address the City Council are recognized. Your name will be called at the time Public Comment is taken by the City Council. City policy is to limit public testimony to three minutes per speaker (unless extended by the Mayor) which includes the presentation of electronic or audio visual information.

CITY SERVICES TO FACILITATE ACCESS TO PUBLIC MEETINGS

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 (949)724-6205.

Assisted listening devices are available at the meeting for individuals with hearing impairments. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. (28 CFR 35. 102-35. 104 ADA Title II)

CHALLENGING CITY DECISIONS

The time limit within which to commence any lawsuit or legal challenge to any quasi-adjudicative decision made by the City is governed by Section 1094.6 of the Code of Civil Procedure, unless a shorter limitations period is specified by any other provision. Under Section 1094.6, any lawsuit or legal challenge to any quasi-adjudicative decision made by the City must be filed no later than the 90th day following the date on which such decision becomes final. Any lawsuit or legal challenge, which is not filed within that 90-day period, will be barred.

If a person wishes to challenge the nature of the above actions in court, they may be limited to raising only those issues they or someone else raised at the meeting described in this notice, or in written correspondence delivered to the City of Irvine, at or prior to the meeting. In addition, judicial challenge may be limited or barred where the interested party has not sought and exhausted all available administrative remedies.

COMMUNICATION DEVICES

To minimize distractions, please be sure all personal communication devices are turned off or on silent mode.

MEETING SCHEDULE

Regular meetings of the City Council are held on the second and fourth Tuesdays of each month at 4:00 p.m. Study Sessions and/or Closed Sessions are periodically held prior to the start of the regular meeting. Agendas are available as follows:

- Police Department
- Local library
- City's web page at www.ci.irvine.ca.us

I hereby certify that the agenda for the Irvine City Council Adjourned Regular Meeting and Adjourned Regular Joint Meeting with the City of Irvine as Successor Agency to the dissolved Irvine Redevelopment Agency was posted in the posting book located in the Public Safety Lobby of City Hall, One Civic Center

Plaza, Irvine, California on _____ by _____ p.m. as well as on the City's web page.

Sharie Apodaca, MMC
Secretary

Sharie Apodaca, MMC
City Clerk