



MINUTES

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

March 22, 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 5:02 p.m. on March 22, 2022, in the City Council Chamber, Irvine Civic Center, 1 Civic Center Plaza, Irvine, California; Mayor 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

*via teleconference

Mayor/Chairwoman Khan provided the current guidelines for face coverings for members of the public attending the meeting in person; 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.

Mayor Khan also announced that general public comments for the City Council on items not on the agenda would be considered following Council Business items and prior to adjournment.

PLEDGE OF ALLEGIANCE

Vice Mayor Kuo led the Pledge of Allegiance.

INVOCATION

Pastor Lynn Linnis from Free Chapel, Orange County provided the invocation.

1. SCOPING SESSION

1.1 GENERAL PLAN AMENDMENTS IN PLANNING AREA 4 (LOWER PETERS CANYON) AND PLANNING AREA 33 (IRVINE SPECTRUM CENTER) FILED BY IRVINE COMPANY

Ann Wu, Senior Planner and Bill Rodrigues, Principal Planner, Community Development presented the staff report and responded to questions.

City Council discussion included: ensuring that mid-market housing is also available; acknowledgement of historical and future planning processes and development agreements; suggested the formation of a subcommittee to work with staff and Irvine Company to establish possible development agreements to guide the planning process moving forward; and reiterated the importance of being mindful of existing villages.

Jeff Davis, Irvine Company, spoke in favor of the City's general plan amendment applications and mixed use land use.

Bryan Starr, President of the Greater Irvine Chamber, spoke in favor of the City's proposed housing development.

ACTION: Moved by Councilmember Carroll, seconded by Mayor Khan, to:

- 1) Authorize staff to proceed with two General Plan Amendment applications and provide input for subsequent analysis.
- 2) Direct staff to retain planning and design firm to assist with development of mixed use design standards and visioning efforts associated with incorporating additional residential intensity citywide.

ACTION: A friendly amendment was made by Councilmember Kim, accepted by Councilmember Carroll as the maker of the motion, and Mayor Khan as the seconder, and unanimously carried to:

- 1) Authorize staff to proceed with two General Plan Amendment applications and provide input for subsequent analysis.
- 2) Direct staff to retain planning and design firm to assist with development of mixed use design standards and visioning efforts associated with incorporating additional residential intensity citywide.
- 3) Create a subcommittee, comprised of Vice Mayor Kuo and Councilmember Kim, to work with staff and Irvine Company to establish possible development agreements to guide the planning process moving forward.

CITY MANAGER'S REPORT

There was no report.

ANNOUNCEMENTS/COMMITTEE REPORTS/COUNCIL REPORTS

Councilmember Agran suggested that the All American Asphalt (AAA) facility be shut down without delay, and requested the item be agendaized for the next City Council meeting for public discussion.

Vice Mayor Kuo congratulated all five high schools in Irvine, as well as Laguna Hills High School, for their participation in the Pacific Coast League Triple Header series of baseball games held at Great Park; and recognized Bobby Simmons, Emergency Management Administrator, and Christine Tully, Senior Public Safety Assistant, for facilitating online training on emergency preparedness.

Councilmember Kim expressed her appreciation for the ability to attend the last City Council meeting virtually due to her father's recent passing from Leukemia.

Mayor Khan made the following announcements:

- Applications for the California COVID-19 Rent Relief program will be accepted until Thursday, March 31. Eligible renters and landlords are encouraged to apply to receive 100% of unpaid rent and utilities. The State of California's COVID-19 eviction protections are only in place through March 31. All renters or landlords that have not yet applied for assistance are encouraged to apply as soon as possible. For information or to apply, visit *housingiskey.com*.
- On Saturday, April 2, the community is invited to celebrate springtime cultural holidays at Spring Around the World. This free event will be held at Great Park from 11 to 4 p.m. with spring celebration-themed crafts for children, multicultural educational booths, and live performances. For information, visit *cityofirvine.org/specialevents*.
- On March 9, the City's Community Services team was recognized with three awards from the California Park and Recreation Society. The winners were announced at the Celebrating Excellence 2021 statewide awards program in Sacramento. The Irvine Global Village Festival received the Creating Community Award of Excellence for its 20-year history of bringing our diverse community together. The Art Beat catalog received the Marketing & Communications Award of Excellence for its re-design to better serve patrons of Irvine Fine Arts Center and provide the latest information on art exhibitions, classes, activities, and programs. This is the third California Park & Recreation Society marketing award the City has received. In addition, the team received an Innovative Programming Award for the Halloween-themed Monster Splash event at William Woollett Aquatics Center last fall. Next month, the Youth Outreach team will be recognized with a California Park & Recreation Society Parks Make Life Better Award for their response to the COVID-9 pandemic and the substantial and meaningful impact it had on the community.
- Joe Cruz, longtime Irvine resident, just turned 100 years old on March 21. He continues to live in the same Irvine home he purchased back in 1971. He has seven children, 12 grandchildren, and more than 20 great grandchildren. Joe served in the U.S. Navy for 19 years and is a World War II and Korean War veteran. After retiring from the Navy, he dedicated the rest of his career to jobs at UCI Medical Center and the Irvine Unified School District. He retired in 1986, and has enjoyed spending his time watching wrestling, taking occasional trips to Pechanga, and spending time with family.
- On Wednesday, March 15, Mayor Khan had the honor of attending a celebration in recognition of Women's History Month at the White House in Washington, D.C. The event was hosted by President and Dr. Biden. Women's History Month is the opportunity to honor the legacy, the vision, and the achievement of women who have built, shaped, and strengthened the character of our nation.

Mayor Khan conveyed her condolences to Councilmember Kim and her family, and noted that the City Council meeting would be adjourned in his memory.

ADDITIONS AND DELETIONS

City Manager Chi asked that agenda item 5.4 be removed for future consideration.

CONVENE TO THE REGULAR JOINT MEETING

Mayor/Chairwoman Khan convened to the regular joint meeting with the City of Irvine as Successor Agency to the dissolved Irvine Redevelopment Agency at 5:43 p.m.

2. CONSENT CALENDAR – CITY COUNCIL

ACTION: Moved by Vice Mayor/Vice Chairman Kuo, Councilmember/Boardmember Carroll, and unanimously carried to approve City Council Consent Calendar Item Nos. 2.1 through 2.13, and Successor Agency Consent Calendar Item Nos 3.1 and 3.2. City Council Consent Calendar Item No. 2.10 was removed for separate discussion.

2.1 MINUTES

ACTION:

- 1) Approved the minutes of a special meeting of the Irvine City Council held February 22, 2022.
- 2) Approved the minutes of a regular meeting of the Irvine City Council held February 22, 2022.

2.2 PROCLAMATIONS

ACTION:

- 1) Ratified and Proclaimed March 17-20, 2022, as "114TH State Conference of the California State Society Daughters of the American Revolution Week."
- 2) Proclaimed March 29, 2022, as "National Vietnam War Veterans Day."

2.3 WARRANT AND WIRE TRANSFER RESOLUTION

Prior to approval of the Consent Calendar, Kevin Corrigan, Irvine resident, requested clarification about the Interagency Custodial Fund.

ACTION:

Adopted RESOLUTION NO. 22-18 - 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

2.4 WALL OF RECOGNITION NOMINATIONS

Prior to approval of the Consent Calendar, Kevin Corrigan, Irvine resident, spoke in favor of the proposed nominations.

ACTION:

Approved nominations for inclusion on the Wall of Recognition.

2.5 FIRST AMENDMENT TO FARMING LEASE WITH MANASSERO FARMS, INC.

ACTION:

Approved a First Amendment to the Farming Lease with Manassero Farms, Inc. and authorized the City Manager or designee to execute the First Amendment with Manassero Farms, Inc.

2.6 APPROVAL OF PLANS, SPECIFICATIONS, AND CONTRACT DOCUMENTS FOR VISITORS CENTER PLAZA RENOVATION AND SITE UTILITY INFRASTRUCTURE UPGRADES AT THE GREAT PARK

ACTION:

- 1) Approved the construction plans, specifications, and contract documents for the Visitors Center Plaza Renovation and Site Utility Infrastructure Upgrades at the Great Park, Capital Improvement Project Numbers 361725, 361728, and 362014.
- 2) Approved the Engineer's Estimate, Construction Contingency, and Project Funding Summary.
- 3) 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 5-0.

2.7 APPROVAL OF PLANS, SPECIFICATIONS AND CONTRACT DOCUMENTS FOR GREAT PARK WESTERN LIFOC DEMOLITION

ACTION:

- 1) Approved the construction plans, specifications and contract documents for the Great Park Western LIFOC Demolition, Capital Improvement Project Number 362209.
- 2) Approved the Engineer's Estimate, Construction Contingency and Project Funding Summary.
- 3) 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 5-0.

2.8 TREASURER'S REPORT FOR QUARTER ENDED DECEMBER 31, 2021

ACTION:

Received and filed the Treasurer's Report for the quarter ended December 31, 2021.

2.9 ACCEPTANCE OF DNA FINGERPRINT, UNSOLVED CRIME AND INNOCENCE PROTECTION ACT (PROPOSITION 69) FUNDS

ACTION:

- 1) Accepted Proposition 69 Funds in the amount of \$121,325.
- 2) Approved a budget adjustment in the amount of \$121,325, reflecting \$121,325 in revenues and appropriations.

2.10 APPROVAL OF PLANS, SPECIFICATIONS, AND CONTRACT DOCUMENTS FOR CULVER DRIVE IMPROVEMENTS FROM WALNUT TO INTERSTATE-5 FREEWAY

This item was removed for separate discussion at the request of Councilmember Kuo, who asked for a brief staff presentation to provide additional information on the project for Irvine residents.

Steve Carrillo, Manager of Engineering, Public Works and Transportation, presented a staff report and responded to questions.

City Council discussion included: inquiring about the project's schedule; and procurement policies related to the project.

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

- 1) Approve the construction plans, specifications, and contract documents for the Culver Drive Pavement Rehabilitation, Capital Improvement Project 312002.
- 2) Approve the Engineer's Estimate, Construction Contingency, and Project Funding Summary.
- 3) Authorize 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.

2.11 CALIFORNIA NATURAL RESOURCES AGENCY GRANT APPROPRIATION FOR FIRE PREVENTION FUEL MODIFICATION AND RESTORATION AT BOMMER CANYON

ACTION:

- 1) Adopted RESOLUTION NO. 22-19 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, APPROVING THE ACCEPTANCE OF GENERAL FUND GRANT FUNDS FOR FIRE PREVENTION FUEL MODIFICATION AND RESTORATION AT BOMMER CANYON
- 2) Approved a new multi-year capital improvement project in the amount of \$1,000,000 for Fire Prevention Fuel Modification and Restoration at Bommer Canyon.
- 3) Approved a Budget Adjustment of \$1,000,000 for the new capital improvement project.

2.12 HICKS CANYON COMMUNITY PARK IMPROVEMENTS

ACTION:

- 1) Approved a budget adjustment in Fiscal Year 2021-22 transferring \$200,000 from Hicks Canyon Local Park Funds (Quimby Funds) to Hicks Canyon Community Park Improvements, CIP 361902.
- 2) Approved the construction plans, specifications, and contract documents for the Hicks Canyon Community Park Improvements, CIP 361902.
- 3) Approved the Engineer's Estimate, Construction Contingency, and Project Funding Summary.
- 4) Authorize 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.

2.13 COMMUNITY PARTNERSHIP FUND GRANT NOMINATION

ACTION:

- 1) Approved Councilmember Carroll's request for Community Partnership Fund Grant Nomination to Crime Survivors, Inc. the amount of \$1,000 in support of program costs.
- 2) Authorized the City Manager to prepare and sign a funding agreement in the amount of \$1,000.

3. CONSENT CALENDAR - SUCCESSOR AGENCY

3.1 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 December 14, 2021.

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

ACTION:

Adopted RESOLUTION NO. 22-01 – 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

PUBLIC COMMENT - SUCCESSOR AGENCY

There were no public comments.

ADJOURNMENT - REGULAR JOINT MEETING

Moved by Vice Mayor/Vice Chairman Kuo, seconded by Councilmember/Boardmember Carroll, and unanimously carried to adjourn the regular joint meeting with the City of Irvine as Successor Agency to the dissolved Irvine Redevelopment Agency at 5:51 p.m.

RECONVENE TO THE CITY COUNCIL MEETING

Mayor Khan convened to the regular City Council meeting at 5:52 p.m.

4. PUBLIC HEARINGS

4.1 UNDERGROUND UTILITY DISTRICT NUMBER 15 ALONG A PORTION OF REDHILL AVENUE BETWEEN MCGAW AVENUE AND DEERE AVENUE

Mayor Khan opened the public hearing at 5:53 p.m.

Steve Sherwood, Assistant City Engineer, presented the staff report and responded to questions.

City Council discussion included: noting the benefits of the City having majority of underground utilities; and the progression of completing this project within the City.

ACTION: Moved by Vice Mayor Kuo, seconded by Councilmember Carroll, and unanimously carried to close the public hearing at 5:57 p.m.

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

Adopt RESOLUTION NO. 22-20 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, DECLARING ITS INTENTION TO CONSIDER THE FORMATION OF UNDERGROUND UTILITY DISTRICT NUMBER 15

5. COUNCIL BUSINESS

5.1 UPDATE TO ORDINANCES, POLICIES AND PROCEDURES FOR AGENDAS AND MEETINGS OF THE CITY COUNCIL, CITY COMMISSIONS, AND CITY COMMITTEES

Oliver Chi, City Manager, and Jeff Melching, City Attorney, presented a staff report and responded to questions.

Council discussion included: noting subcommittee recommendations for the revision of existing Council meeting policies and agenda publication procedures to maximize efficiency; reiterated that agenda publication would still exceed the legal requirement; noted correspondence from American Civil Liberties Union (ACLU) expressing concern about disclosure of personal information by public speakers; inquired about the definition of “slander” and its applicability to public comments; discussed Federal guidelines for free speech, public decorum and participation; suggested modification of City Council meeting start times to

increase public participation; discussed increasing word limitations for written public comments; suggested the idea of publishing a long range draft agenda for members of the public on the City's website; inquired about the number and purpose of historically held special meetings, and expressed concern about the existing five-day publishing requirement; reiterated that the time limit for public comments can always be modified by the City Council as needed; expressed concern about the reduction of time for public comments; and expressed concern about the inability to yield time to others.

The following individuals spoke in opposition to the proposed policies and procedures:

- Rebecca
- Lurette Forest
- Alan Meyerson
- Eric Neshanian
- Harvey Liss
- Ed McNew
- Kevin Corrigan
- Mark Newgent
- Tiffany I
- Jane Roshman
- Steven Burger
- Doug Elliott
- Zack Griggy
- Branda Lin

ACTION: Moved by Councilmember Carroll, seconded by Mayor Khan, to:

- 1) Adopt – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, UPDATING POLICIES AND PROCEDURES FOR MEETINGS AND AGENDAS AND REPLACING AND SUPERSEDING CITY COUNCIL RESOLUTIONS 87-05 AND 05-09, AND REPLACING AND SUPERSEDING CITY COUNCIL MINUTE ORDERS FROM APRIL 8, 1975, JANUARY 10, 1995, FEBRUARY 14, 2006, AND DECEMBER 8, 2020
- 2) Introduce for first reading, and read by title only – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, REVISING DIVISION 15 OF TITLE 1 OF THE IRVINE MUNICIPAL CODE - PUBLIC MEETINGS AND PUBLIC RECORDS AND MAKING MODIFICATIONS TO CHAPTER 2-1 (GENERAL) OF DIVISION 2 OF TITLE 1, CHAPTER 2-3 (RULES OF ORDER) OF DIVISION 2 OF TITLE 1, CHAPTER 4-1 (IN

GENERAL) OF DIVISION 4 OF TITLE 1; CHAPTER 4-2 (IN GENERAL), CHAPTER 4-2 (COMMISSIONS), AND CHAPTER 4-3 (COMMITTEES) OF DIVISION 4 OF TITLE 1, DIVISION 13 (FINANCIAL COMMISSION) OF TITLE 2, DIVISION 3 (COMMUNITY SERVICES COMMISSION) OF TITLE 3, DIVISION 3 (PLANNING COMMISSION) OF TITLE 5, AND CHAPTER 9 (TRANSPORTATION COMMISSION) OF DIVISION 3 OF TITLE 6 OF THE IRVINE MUNICIPAL CODE **as amended** as follows:

B. *Manner of addressing of Council; time limit, ~~spokesman~~ spokesperson for group.* Each person addressing the Council on agendized items and non-agendized items that are within the subject matter jurisdiction of the City shall step up to the microphone in front of the rail, ~~give his or her name and address in an audible tone of voice for the record,~~ and limit his or her comments to three minutes, unless further time is granted by the presiding officer. ~~With respect to public comments on items on the consent calendar, or public comments on non-agendized items, each person addressing the Council shall limit his or her remarks to three minutes, unless further time is granted by the presiding officer.~~ the time specified in an adopted City Council policy or procedure. All remarks shall be addressed to the Council as a body and not to any member thereof. No person, other than a member of the Council, and the person having the floor, shall be permitted to enter into any discussion without the permission of the presiding officer.

Whenever a group of persons wishes to address the Council on the same subject matter, it shall be proper for the presiding officer to request that a spokesperson be chosen by the group to address the Council and, in case additional matters that have been presented at the time by any other member of said group, to limit the numbers of persons addressing the Council, so as to avoid unnecessary repetition before the Council.

Additional City Council discussion included: suggesting the bifurcation of public comments between agendized and non-agendized items; suggested that public comments on agendized and non-agendized items be taken no sooner than 5 p.m.; discussed removing the one-hour time limit for public comments; suggested that Closed Sessions/Study Sessions/Scoping Sessions be moved up in the Order of Business to follow roll call; and suggested that any time limits for public comments on agendized items be applicable per item.

ACTION: A friendly amendment was made by Mayor Khan, accepted by Councilmember Carroll as the maker of the motion, to:

Adopt RESOLUTION NO. 22-21 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, UPDATING POLICIES AND PROCEDURES FOR MEETINGS AND AGENDAS AND REPLACING AND SUPERSEDING CITY COUNCIL RESOLUTIONS 87-05 AND 05-09, AND REPLACING AND SUPERSEDING CITY COUNCIL MINUTE ORDERS FROM APRIL 8, 1975, JANUARY 10, 1995, FEBRUARY 14, 2006, AND DECEMBER 8, 2020 **as amended** as follows:

- a) Order of Business – “Closed Sessions” will follow “Roll Call”.
- b) Public Comments for agenda items and non-agenda items will be bifurcated.
- c) Public comments will be heard no sooner than 5 p.m.
- d) Public comments on agendized items will be limited to up to three (3) minutes per person per item.
- e) Public Comments on non-agendized items will be limited to up to three (3) minutes per speaker.
- f) The one-hour time limit for all public comments, including public hearings, will be removed.

The motion carried as follows:*

AYES: 3 COUNCILMEMBERS: Carroll, Kuo and Khan

NOES: 1 COUNCILMEMBERS: Agran

ABSENT: 1 COUNCILMEMBERS: Kim**

ABSTAIN 0 COUNCILMEMBERS: None

* A motion to reconsider all actions taken on Council Business Item No. 5.1 was made prior to adjournment. See page 19.

** Councilmember Kim left the meeting at 7:42 p.m.

ACTION: Moved by Councilmember Carroll, seconded by Mayor Khan, to:

Introduce for first reading, and read by title only ORDINANCE NO. 22-02 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, REVISING DIVISION 15 OF TITLE 1 OF THE IRVINE MUNICIPAL CODE - PUBLIC MEETINGS AND PUBLIC RECORDS AND MAKING MODIFICATIONS TO CHAPTER 2-1 (GENERAL) OF DIVISION 2 OF TITLE 1, CHAPTER 2-3 (RULES OF ORDER) OF DIVISION 2 OF TITLE 1, CHAPTER 4-1 (IN GENERAL) OF DIVISION 4 OF TITLE 1; CHAPTER 4-2 (IN GENERAL), CHAPTER 4-2 (COMMISSIONS), AND CHAPTER 4-3 (COMMITTEES) OF DIVISION 4 OF TITLE 1, DIVISION 13 (FINANCIAL COMMISSION) OF TITLE 2, DIVISION 3 (COMMUNITY SERVICES COMMISSION) OF TITLE 3, DIVISION 3 (PLANNING COMMISSION) OF TITLE 5, AND CHAPTER 9 (TRANSPORTATION COMMISSION) OF DIVISION 3 OF TITLE 6 OF THE IRVINE MUNICIPAL CODE **as amended as follows:**

B. *Manner of addressing of Council; time limit, ~~spokesman~~ spokesperson for group.* Each person addressing the Council on agendized items and non-agendized items that are within the subject matter jurisdiction of the City shall step up to the microphone in front of the rail, ~~give his or her name and address in an audible tone of voice for the record,~~ and limit his or her comments to three minutes, unless further time is granted by the presiding officer. With respect to public comments on items on the consent calendar, or public comments on non-agendized items, each person addressing the Council shall limit his or her remarks to three minutes, unless further time is granted by the presiding officer the time specified in an adopted City Council policy or procedure. All remarks shall be addressed to the Council as a body and not to any member thereof. No person, other than a member of the Council, and the person having the floor, shall

be permitted to enter into any discussion without the permission of the presiding officer.

Whenever a group of persons wishes to address the Council on the same subject matter, it shall be proper for the presiding officer to request that a spokesperson be chosen by the group to address the Council and, in case additional matters that have been presented at the time by any other member of said group, to limit the numbers of persons addressing the Council, so as to avoid unnecessary repetition before the Council.

The motion carried as follows:*

AYES: 3 COUNCILMEMBERS: Carroll, Kuo and Khan

NOES: 1 COUNCILMEMBERS: Agran

ABSENT: 1 COUNCILMEMBERS: Kim**

ABSTAIN 0 COUNCILMEMBERS: None

* A motion to reconsider all actions taken on Council Business Item No. 5.1 was made prior to adjournment. See page 19.

** Councilmember Kim left the meeting at 7:42 p.m.

ACTION: Moved by Councilmember Carroll, seconded by Mayor Khan, and unanimously carried by those members present (Councilmember Kim absent), to:

Direct the City Clerk to accept e-mail correspondence of any length.

* A motion to reconsider all actions taken on Council Business Item No. 5.1 was made prior to adjournment. See page 19.

** Councilmember Kim left the meeting at 7:42 p.m.

RECESS

Mayor Khan called a recess at 7:45 p.m.

RECONVENE TO THE CITY COUNCIL MEETING

Mayor Khan reconvened the City Council meeting at 8:10 p.m.

5.2 COVID-19 SITUATIONAL UPDATE AND DIRECTION TO DIRECTOR OF EMERGENCY SERVICES ON RELEVANT ACTION ITEMS

Melissa Haley, Deputy City Manager presented a staff report and responded to questions.

City Council discussion included: clarifying existing requirements for proof of vaccination to attend in person events; discussed proof of vaccination requirement for congregate meals; inquired about contingency plans and local authority for emergency declarations should another surge ensue; and discussed and recommendations for legislative action.

There were no requests to speak.

ACTION: Moved by Vice Mayor Kuo, seconded by Mayor Khan, and unanimously carried by those members present (Councilmember Kim absent), to:

Introduce for the first reading and read by title only
ORDINANCE NO. 22-03 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, REPEALING REQUIREMENTS FOR VISITORS TO CITY FACILITIES TO WEAR FACE COVERINGS, REQUIREMENTS FOR PROOF OF VACCINATION FOR PARTICIPATION IN IN-PERSON CONGREGATE MEAL PROGRAMS, EXTENSION OF LIMITATIONS ON THIRD PARTY FOOD DELIVERY, AND EXTENSION OF OUTDOOR DINING PROGRAM

ACTION: Moved by Vice Mayor Kuo, seconded by Mayor Khan, and unanimously carried by those members present (Councilmember Kim absent), to:

Adopt RESOLUTION NO. 22-22 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, RESCINDING THE PROCLAMATION OF THE EXISTENCE OF A LOCAL EMERGENCY AND ASSOCIATED EMERGENCY ORDERS

5.3 *ORDINANCE ESTABLISHING PARKING REGULATIONS FOR THE PURPOSE OF STREET SWEEPING*

Jaime Bourgeois, Interim Director of Public Works/Transportation, and John Dupont, Street Maintenance Supervisor, presented the staff report and responded to questions.

City Council discussion included: inquiring about waste collection, toxic and non-toxic debris, and recyclable materials; discussed enforcement mechanisms; inquired about location of signs outlining parking regulations; and suggested periodic updates and program data.

Doug Elliott, Irvine resident, made recommendations for program improvement.

ACTION: Moved by Vice Mayor Kuo, seconded by Mayor Khan, and unanimously carried by those members present (Councilmember Kim absent), to:

Introduce for first reading and read by title only ORDINANCE NO. 22-04 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, ESTABLISHING SECTION 6-3-578 OF ARTICLE E OF CHAPTER 5 OF DIVISION 3 OF TITLE 6 OF THE IRVINE MUNICIPAL CODE RELATING TO PARKING REGULATIONS FOR THE PURPOSE OF STREET SWEEPING

5.4 *CONSIDERATION OF A REQUEST BY MAYOR KHAN AND COUNCILMEMBER KIM TO EXPLORE NEPOTISM POLICIES AS IT RELATES TO THE APPOINTMENTS OF CITY COMMISSIONS, COMMITTEES, AND OTHER SIMILAR GOVERNING BODIES*

This item was removed from the agenda at the request of City Manager Chi. See Additions and Deletions (p. 4).

PUBLIC COMMENT - CITY COUNCIL

Allen Meyerson, Irvine resident, spoke in opposition to the requirement for two members of the City Council to agendaize an item for consideration.

Eric Neshanian, Irvine resident, spoke about the Armenian Genocide and in opposition to certain members of the Mayor's advisory committee.

Dee Fox, Irvine resident, spoke in opposition to the Orange County Power Authority and a legal matter involving Councilmember Carroll.

Kathleen (949-***-381) spoke about the importance of educating members of the community about the Orange County Power Authority.

Councilmember Kim rejoined the meeting at 8:35 p.m.

5.1 UPDATE TO ORDINANCES, POLICIES AND PROCEDURES FOR AGENDAS AND MEETINGS OF THE CITY COUNCIL, CITY COMMISSIONS, AND CITY COMMITTEES (Continued)

Prior to adjournment, Councilmember Carroll asked that this item be reconsidered.

ACTION: Moved by Councilmember Carroll, seconded by Mayor Khan, and unanimously carried to reconsider Council Business Item No. 5.1.

There was no City Council discussion.

ACTION: Moved by Mayor Khan, seconded by Councilmember Carroll, to:

Adopt RESOLUTION NO. 22-21 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, UPDATING POLICIES AND PROCEDURES FOR MEETINGS AND AGENDAS AND REPLACING AND SUPERSEDING CITY COUNCIL RESOLUTIONS 87-05 AND 05-09, AND REPLACING AND SUPERSEDING CITY COUNCIL MINUTE ORDERS FROM APRIL 8, 1975, JANUARY 10, 1995, FEBRUARY 14, 2006, AND DECEMBER 8, 2020 **as amended** as follows:

- a) Order of Business – “Closed Sessions” will follow “Roll Call”.
- b) Public Comments for agenda items and non-agenda items will be bifurcated.
- c) Public comments will be heard no sooner than 5 p.m.
- d) Public comments on agendized items will be limited to up to three (3) minutes per person per item.
- e) Public Comments on non-agendized items will be limited to up to three (3) minutes per speaker.
- f) The one-hour time limit for all public comments, including public hearings, will be removed.

The motion carried as follows:

AYES: 4 COUNCILMEMBERS: Carroll, Kim, Kuo and Khan

NOES: 1 COUNCILMEMBERS: Agran

ABSENT: 0 COUNCILMEMBERS: None

ABSTAIN 0 COUNCILMEMBERS: None

ACTION: Moved by Mayor Khan, seconded by Councilmember Carroll, to:

Introduce for first reading, and read by title only ORDINANCE NO. 22-02 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, REVISING DIVISION 15 OF TITLE 1 OF THE IRVINE MUNICIPAL CODE - PUBLIC MEETINGS AND PUBLIC RECORDS AND MAKING MODIFICATIONS TO CHAPTER 2-1 (GENERAL) OF DIVISION 2 OF TITLE 1, CHAPTER 2-3 (RULES OF ORDER) OF DIVISION 2 OF TITLE 1, CHAPTER 4-1 (IN GENERAL) OF DIVISION 4 OF TITLE 1; CHAPTER 4-2 (IN GENERAL), CHAPTER 4-2 (COMMISSIONS), AND CHAPTER 4-3 (COMMITTEES) OF DIVISION 4 OF TITLE 1, DIVISION 13 (FINANCIAL COMMISSION) OF TITLE 2, DIVISION 3 (COMMUNITY SERVICES COMMISSION) OF TITLE 3, DIVISION 3 (PLANNING COMMISSION) OF TITLE 5, AND CHAPTER 9 (TRANSPORTATION COMMISSION) OF DIVISION 3 OF TITLE 6 OF THE IRVINE MUNICIPAL CODE **as amended as follows:**

B. *Manner of addressing of Council; time limit, ~~spokesman~~ spokesperson for group.* Each person addressing the Council on agendized items and non-agendized items that are within the subject matter jurisdiction of the City shall step up to the microphone in front of the rail, ~~give his or her name and address in an audible tone of voice for the record,~~ and limit his or her comments to three minutes, ~~unless further time is granted by the presiding officer.~~ With respect to public comments on items on the consent calendar, or public comments on non-agendized items, each person addressing the Council shall limit his or her remarks to three minutes, unless further time is granted by the presiding officerthe

~~time specified in an adopted City Council policy or procedure. All remarks shall be addressed to the Council as a body and not to any member thereof.~~ No person, other than a member of the Council, and the person having the floor, shall be permitted to enter into any discussion without the permission of the presiding officer. Whenever a group of persons wishes to address the Council on the same subject matter, it shall be proper for the presiding officer to request that a spokesperson be chosen by the group to address the Council and, in case additional matters that have been presented at the time by any other member of said group, to limit the numbers of persons addressing the Council, so as to avoid unnecessary repetition before the Council.

The motion carried as follows:

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

ACTION: Moved by Mayor Khan, seconded by Councilmember Carroll, and unanimously carried to:

Direct the City Clerk to accept e-mail correspondence of any length.

ADJOURNMENT-CITY COUNCIL

Moved by Councilmember Kim, seconded by Councilmember Carroll, and unanimously carried to adjourn the regular City Council meeting in memory of Hyun Soo Kim, father of Councilmember Kim, at 8:39 p.m.



 MAYOR OF THE CITY OF IRVINE



 CITY CLERK OF THE CITY OF IRVINE

April 26, 2022