



MINUTES

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

November 23, 2021
City Council Chamber
One 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 4:51 p.m. on November 23, 2021, in the City Council Chamber, Irvine Civic Center, One Civic Center Plaza, Irvine, California; Mayor/Chairwoman Khan presiding.

ROLL CALL

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

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/Chairwoman 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; however, the first ten public comments on matters not on the agenda would be taken following consideration of the Consent Calendar.

PLEDGE OF ALLEGIANCE

Councilmember Agran led the Pledge of Allegiance.

INVOCATION

Irvine Police Department Chaplain Jeff Hetschel provided the invocation.

1. PRESENTATIONS

1.1 *Recognition by the Center for Digital Government for the City's Use of Technology to Enhance City Services*

Mayor Khan introduced Louis Carr, Senior Fellow from the Center for Digital Government, who presented an award to the City for its use of technology to enhance City services.

1.2 *Proclaim October 29, 2021, as "Irvine High School Vaqueros Varsity Football Team Day."*

Mayor Khan introduced Irvine High School Principal, Dr. Monica Colunga, Head Football Coach Tom Ricci, Assistant Coaches David Done, Kyle Jaeger, Andy Howe, and Victor Stagliano; and members of the Vaqueros Varsity Football team, and presented a proclamation recognizing October 29, 2021, as "Irvine High School Vaqueros Varsity Football Team Day."

1.3 *Recognition of Irvine Police Department Chaplains*

Mayor Khan invited forward Police Chief Michael Kent, who expressed appreciation to long-time service Public Safety Chaplain Jeff Hetschel for his dedication and service to the City of Irvine, and presented him with a recognition plaque.

Police Chief Kent also welcomed new City Chaplain Sondos Kholaki.

1.4 *Presentation by the University Hills HOOT Group*

Mayor Khan introduced Kim Huxman and Patty Bartell, who provided a brief presentation on the use of enclosed snap traps and barn owl nesting boxes to help reduce the rodent population.

1.5 Capital Improvement Program Update

Steven Carrillo, Manager of Engineering/City Engineer, provide an update on the Capital Improvement Program projects and responded to questions.

City Council discussion included questioning whether the City was ready to receive outside funding and apply to shovel-ready projects.

INTERIM CITY MANAGER'S REPORT

There was no report.

ANNOUNCEMENTS/COMMITTEE REPORTS/COUNCIL REPORTS

Vice Mayor Kim announced that as of November 23rd, Orange County Library late book fines would be waived; and that the Boba Crawl would continue on November 27 at 3 p.m. at Thaicha Irvine at Los Olivos Shopping Center. She also expressed opposition to anonymous mailers received by Irvine residents.

Councilmember Agran noted he was seeking support to agendize matters at an upcoming City Council meeting related to the Orange County Power Authority (OCPA), which included a move to 100% renewable energy, and a comprehensive public presentation on progress by OCPA.

Councilmember Kuo expressed appreciation to the Orange County Fire Authority and members of the community for participating in nine-volt battery distribution, and noted that a Red Flag Warning for Wednesday, November 24 through Friday, November 26 was being issued due to strong winds and high temperatures. He also congratulated the Woodbridge High School football team for making it to the semi-finals, and to the Northwood High School football team for making it to CIF Finals.

Mayor Khan made the following announcements:

- A few initiatives the City is working on in alignment with our City’s strategic priorities include the following:
 - As part of our Quality of Life, the One Irvine program aims to strengthen and enhance the quality of life for residents, stimulate property maintenance and landscaping improvements, and decrease calls for public safety and code enforcement in Irvine neighborhoods. The program began in 2019 with a focus on the North El Camino Real community. The City is gearing up to partner with residents in other neighborhoods to identify and address local needs. Neighborhood Action Plans will be created based on community feedback.

- As part of the City's Organizational Excellence, Geographic Information System maps are available to help the community find the information they are looking for. GIS maps are online at cityofirvine.org/gis and can help locate everything from parks, bikeways, and childcare to notable development projects, Emergency Preparedness, Capital Improvement Projects within Irvine, and more.
- Public Works and Transportation staff is installing Rectangular Rapid Flashing Beacons at seven crosswalk locations throughout the City to improve pedestrian safety. Yellow rectangular flashing lights on the beacons will increase safety by helping to bring attention to pedestrians as they cross the street.
- A Climate Action and Adaptation Plan has been created in an effort to mitigate the impacts of climate change. The plan serves as a roadmap for the community and our municipal operations. It will provide comparative options to realize our emission reduction goals and help evaluate the City's vulnerability to climate-related impacts and provide measures that build resilience to current and future climate threats.
- The City of Irvine continues to look at opportunities for renewable energy within the City. Solar power, energy storage, and electric vehicle charging are being assessed at several facilities. This effort will reduce electricity costs, provide resiliency for City operations, reduce greenhouse gas emissions, and provide clean transportation services to our community.
- The City will be hosting several events next month to celebrate the City's 50th anniversary. The community is invited to the 50th Anniversary Symposium and Photo Exhibition Reception at City Hall on December 7 from 5:30 to 7:30 p.m., to celebrate Irvine past and present. The Exhibition will look back at the City's rich history with a special oral history video and symposium highlighting how Irvine became the model master-planned community it is today. In addition, the winning images in the City's 50th Anniversary Photo Contest will be on display. The 24 contest finalists, including the grand prize winner and individual category winners, will be recognized at an opening reception.

On December 11, a birthday party will be held for the whole community. Families and friends are invited to Great Park from 2 to 7 p.m. for a family-friendly evening with music and dancing, crafts and interactive activities, food trucks, and some special surprises. The community is also invited to join a block party on December 28 to celebrate the date of the City's incorporation. The largest community centers will host mini celebrations for residents from 2 to 5 p.m. with crafts, cupcakes, and anniversary photo ops. For more information on each of these events, visit cityofirvine.org/50th.

- The community is invited to celebrate the holidays all winter long in Irvine. Great Park has transformed into a winterscape featuring holiday-themed art, music, and decorations. Enjoy festive lights, photo ops, and family activities during “Holidayz at the Park” through January 2. On Saturday, December 4, celebrate the season as “snow” falls over the Irvine Civic Center and the community gathers for the annual Holiday Tree Lighting ceremony. The event will be held from 4 to 6:30 p.m. and will include visits with Santa Claus, live holiday music, and a winter-themed train route. The Irvine Animal Care Center will host its 15th annual Home for the Holidays Pet Adoption Fair on Sunday, December 5, from 10 a.m. to 2 p.m. The Home for the Holidays Pet Adoption Fair will be held outdoors at the Irvine Animal Care Center and will feature local pet rescue groups and pet-related vendors, along with upwards of 200 adoptable animals. Event admission is \$5 per person; children 13 and younger are free. Advance ticket reservation is required for all attendees, including children. Tickets are available at yourirvine.org.

Use the City’s magic online mailbox to send letters to Santa by December 13, and get a reply as fast as reindeers fly. Allow one week for responses; classrooms, allow two weeks. To submit your letter, visit cityofirvine.org/LettersToSanta. For additional information on all of these events and more, visit cityofirvine.org/specialevents.

- The community is invited to play a role in helping to develop Great Park by visiting the Digital Foyer, a virtual space where residents can access information about Great Park planning and share feedback. The Digital Foyer has seven stations offering information about the Great Park project and opportunities to share input about the types of uses and designs residents would like to see at the park. The City is excited to offer this public engagement tool in eight additional languages: Arabic, Farsi, Japanese, Spanish, Vietnamese, Simplified Chinese, Traditional Chinese, and Korean. In addition, the community is invited to the next planning and public input Town Hall Meeting on Wednesday, December 1 from 6 to 7:30 p.m. at Great Park Hangar 244. Visit yourgreatpark.org for more information.
- Last week, a delegation of Orange County mayors, including Mayor Tiffany Ackley (Aliso Viejo); Mayor Connor Traut (Buena Park); Mayor John Stephens (Costa Mesa); Mayor Pro Tem Sue Kempf (Laguna Beach); Mayor Freed Minager (Laguna Niguel); Mayor Shari Horne (Laguna Woods); and Mayor Vicente Sarmiento (Santa Ana), joined Mayor Khan at the Irvine Civic Center to celebrate the passing of the Bipartisan Infrastructure Investment and Jobs Act. This landmark legislation, which was signed by President Biden on November 15, will help build more equitable, sustainable, and resilient communities, and also provide funding for local governments to address a broad range of infrastructure needs. It is the City Council’s hope that Irvine becomes more resilient than ever by ensuring every resident can connect to reliable high-speed internet and by focusing on the repair and rebuilding of roads and bridges, with special attention on climate change mitigation, specifically meeting the goal of carbon neutrality by 2030.

- Kyle Chettiar, Irvine resident, recently helped increase awareness of COVID-19 in the community, and as part of those efforts, raised funds that were donated to Children of Hope.

ADDITIONS AND DELETIONS

There were no additions or deletions from the agenda.

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 5:45 p.m.

2. CONSENT CALENDAR – CITY COUNCIL

Prior to approval of the Consent Calendar, City Attorney Melching noted that amendments to Consent Calendar Item No. 2.18 (Sponsorship Agreement with University of California, Irvine, UC Irvine Medical Center for Presenting Sponsorship of Great Park) had been made by the Great Park Board at its meeting earlier in the day.

ACTION: Moved by Councilmember/Boardmember Kuo, seconded by Vice Mayor/Vice Chairwoman Kim, and unanimously carried to approve City Council Consent Calendar Item Nos. 2.1 through 2.4, 2.7 through 2.14, 2.16, 2.18, and 2.19. City Council Consent Calendar Item Nos. 2.5, 2.6, 2.15, 2.17 and 2.20 were removed for separate discussion.

2.1 MINUTES

ACTION:

- 1) Approved the minutes of a special meeting of the Irvine City Council held on October 26, 2021.
- 2) 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 October 26, 2021.

2.2 WARRANT AND WIRE TRANSFER RESOLUTION

ACTION:

Adopted RESOLUTION NO. 21-69 - 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

2.3 PROCLAMATIONS

Prior to approval of the Consent Calendar, Cherry Lai, Irvine resident, spoke in support of the 78th anniversary of the Repeal of the Chinese Exclusion Act.

ACTION:

- 1) Proclaimed November 2021 as "Sikh Awareness and Appreciation Month."
- 2) Proclaimed December 1, 2021, as "World AIDS Day."
- 3) Proclaimed December 17, 2021, as the "78th Anniversary of the Repeal of the Chinese Exclusion Act."

2.4 2022 CITY COUNCIL MEETING CALENDAR

ACTION:

Approved the proposed 2022 City Council Meeting Calendar.

2.5 AMENDMENT TO OPEN SPACE PRESERVE MANAGEMENT AGREEMENT TO MEMORIALIZE CONTRACT SAVINGS IN FISCAL YEAR 2020-21

This item was removed for separate discussion at the request of Councilmember Kuo, who reiterated his desire that the Irvine Ranch Conservatory's mission to preserve natural habitats is balanced along with needs of the residents to access those natural habitats.

ACTION: Moved by Councilmember Kuo, seconded by Mayor Khan, and unanimously, adopted to:

Authorized the Mayor to execute the second amendment to the Open Space Preserve Management Agreement with Irvine Ranch Conservancy to memorialize contract savings of \$145,925 for Fiscal Year 2020-21 due to COVID-19 related impacts.

2.6 CITY OF IRVINE INVESTMENT POLICY FOR CALENDAR YEAR 2022

This item was removed for separate discussion at the request of Mayor Khan and Councilmember Agran.

Fred Judd, Irvine resident and Investment Advisory Committee Member, suggested that the City not invest in entities that manufacture tobacco products, firearms, and alcohol; and those who engage in drilling of fossil fuels. He also encouraged investments in entities that support the City's environmental objectives.

Hoiyin Ip, Irvine resident, expressed concern related to the lack of accessibility to the City’s Investment Policy and full investment disclosures that the City is involved in.

City Council discussion included: expressing concern with investing in companies that do not align with the City’s values; questioned how the City could choose better investments that ensured the City’s environmental goals were met; suggested that the City should not have to wait for State guidance to determine which companies to invest in; and suggested that investments related to for-profit prisons and military industrial complexes also be reviewed.

Don Collins, City Treasurer, suggested the item be tabled until clearer guidelines could be provided by the State and/or Federal government.

ACTION: Moved by Mayor Khan, and seconded by Councilmember Agran, to:

- 1) Adopt RESOLUTION NO. 21-70 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, ADOPTING THE CITY’S ANNUAL INVESTMENT POLICY FOR CALENDAR YEAR 2022
- 2) Direct staff to begin a process to identify any and all investments with companies that are countering the City’s environmental and social objectives.
- 3) Direct staff to begin the process to divest from those entities and identify new source of investments that align with the City’s environmental and social values.

The motion carried as follows:

AYES:	3	COUNCILMEMBERS	Agran, Kim, and Khan
NOES:	2	COUNCILMEMBERS:	Carroll and Kuo
ABSENT:	0	COUNCILMEMBERS:	None

2.7 TREASURER’S REPORT FOR QUARTER ENDED SEPTEMBER 30, 2021

ACTION:
Received and filed the Treasurer’s Report for the quarter ended September 30, 2021.

2.8 AIR QUALITY IMPROVEMENT SPECIAL REVENUE FUND AUDIT FOR THE YEAR ENDED JUNE 30, 2021

ACTION:
Received and filed.

2.9 GREAT PARK FUNDS FINANCIAL STATEMENT AUDIT – FISCAL YEAR 2020-21

ACTION:
Received and filed.

2.10 COMPREHENSIVE ANNUAL FINANCIAL REPORT FOR THE FISCAL YEAR ENDED JUNE 30, 2021 AND AUDITORS' COMMUNICATION

ACTION:
Received and filed.

2.11 FISCAL YEAR 2020-21 MEASURE M2 EXPENDITURE REPORT

ACTION:
Adopted RESOLUTION NO. 21-71 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, CONCERNING THE FISCAL YEAR 2020-21 MEASURE M2 EXPENDITURE REPORT FOR THE CITY OF IRVINE

2.12 ANNUAL DEVELOPMENT IMPACT FEE REPORT FOR FISCAL YEAR 2020-21

ACTION:
Received and filed.

2.13 FISCAL YEAR 2020-21 CAPITAL IMPROVEMENT AND SPECIAL FUNDS YEAR-END REPORT

ACTION:

- 1) Approved the closure of 18 completed projects with \$36.6 million in expenditures and return appropriations of \$1.4 million in applicable special funds.
- 2) Approved the continuation of 168 City and Great Park administered capital projects with budgets totaling \$296.1 million to Fiscal Year (FY) 2021-22.
- 3) Approved the adjustments relating to inter-fund transfers for FY 2021-22 open capital projects among various special and capital project funds.

- 4) Approved the budget adjustment for three new projects for FY 2021-22: Alton Parkway Signal Synchronization, \$691,157; Jeffrey Road at Barranca Parkway Intersection Improvements, \$250,000; and Evidence Room Modifications for Public Safety, \$400,000.
- 5) Authorized the Interim City Manager to accept \$14.5 million of State General Fund funding as approved by Senator Min. The grant will be used for the completion of the Jeffrey Open Space Trail (JOST).
- 6) Approved funding for outstanding purchase orders in the Special Funds totaling \$4.4 million.
- 7) Approved funding for continuing activities in the Special Funds totaling \$8.6 million.
- 8) Received and filed Community Facility District (CFD) annual reports for CFD 2004-1 Central Park, CFD 2005-2 Columbus Grove and CFD 2013-3 Great Park.

(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.

2.14 CONTINUING SUPPLEMENTAL MILITARY LEAVE BENEFITS FOR CITY EMPLOYEES CALLED INTO ACTIVE MILITARY DUTY

ACTION:

Adopted RESOLUTION NO. 21-72 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, CONTINUING TEMPORARY SUPPLEMENTAL MILITARY BENEFITS, EFFECTIVE JANUARY 1, 2022, FOR FULL-TIME CITY EMPLOYEES CALLED INTO ACTIVE MILITARY DUTY

2.15 CONTRACT AWARD FOR LANDSCAPE MAINTENANCE OF PARKS AND ATHLETIC FIELDS

Councilmember Kuo requested confirmation of the selected firm to properly maintain City's field, asked if unit pricing would remain for the term of the contract, and inquired about the protection measures included in the contract.

Scott Smith, Deputy Director of Public Works and Transportation, and Dennis Chiotti, Landscape Maintenance Superintendent, confirmed that the company did have the ability to meet City standards, and noted the contract included detailed safety measures. In addition, a representative

on behalf of BrightView Landscape Services also confirmed that the company could fulfill and comply with the City's landscape requirements and standards.

ACTION: Moved by Councilmember Kuo, seconded by Mayor Khan, and unanimously moved to:

Approve and authorize the Mayor to execute the landscape maintenance of parks and athletic fields service contract with BrightView Landscape Services, Inc., the lowest responsive and responsible bidder, for an annual not-to-exceed amount of \$8,873,726.11.

2.16 SECOND READING AND ADOPTION OF ORDINANCE NO. 21-15 RELATING TO LOCALLY MANDATED REAL PROPERTY DISCLOSURES FOR GREAT PARK COMMUNITY FACILITIES DISTRICT

ACTION:

Read by title only, second reading and adoption of ORDINANCE NO. 21-15 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, ADDING SECTION 1-16-102 TO DIVISION 16 OF TITLE 1 OF THE IRVINE MUNICIPAL CODE RELATING TO CERTAIN REQUIRED REAL PROPERTY DISCLOSURES

2.17 SECOND READING AND ADOPTION OF: ORDINANCE NO. 21-16 MODIFYING ALLOWABLE TRUCK ROUTES; AND ORDINANCE NO. 21-17 RELATING TO CERTAIN REQUIRED REAL PROPERTY DISCLOSURES

This item was removed for separate discussion at the request of Councilmember Agran, who questioned whether staff would be returning to the City Council with a report of the agreed upon check points, as well as details of the implementation plan to ensure truckers confirm to the City's requirements. He also suggested that staff take a more educational approach to ensure compliance; and questioned the implementation of a mobile app to report complaints.

Michael Kent, Director of Public Safety/Chief of Police, noted that current procedures do exist, and staff could return with a progress report that included the check points conducted and types of violations that occurred.

Pete Carmichael, Director of Community Development, noted that that staff was working on new functionality within the Access Irvine app that would allow residents to report odors from the nearby asphalt plant.

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

- 1) Read by title only, second reading and adoption of ORDINANCE NO. 21-16 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, AMENDING SECTION 6-3-567 OF ARTICLE D OF CHAPTER 5 OF DIVISION 3 OF TITLE 6 OF THE IRVINE MUNICIPAL CODE RELATING TO HEAVY TRAFFIC AND TRUCK ROUTES
- 2) Read by title only, second reading and adoption of ORDINANCE NO. 21-17 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, ADDING DIVISION 16 OF TITLE 1 OF THE IRVINE MUNICIPAL CODE RELATING TO CERTAIN REQUIRED REAL PROPERTY DISCLOSURES APPLICABLE TO PROPERTIES NEAR THE ALL AMERICAN ASPHALT PLANT

2.18 SPONSORSHIP AGREEMENT WITH UNIVERSITY OF CALIFORNIA, IRVINE, UC IRVINE MEDICAL CENTER FOR PRESENTING SPONSORSHIP OF GREAT PARK

ACTION:

- 1) Authorized the Interim City Manager to execute the proposed Sponsorship Agreement with The Regents of the University of California, on behalf of the University of California, Irvine, UC Irvine Medical Center for exclusive presenting sponsor rights for Great Park **as amended to:**
 - a) Replace “Sponsorship” with “Partnership” throughout the Agreement.
 - b) Include a five-year review clause/status update into the Agreement.
- 2) Approved a budget adjustment to appropriate expenditures from Great Park Fund 180 unallocated fund balance in the amount of \$50,000 in FY 2021-22 and \$51,500 for FY 2022-23 for commission payments per the approved consulting service agreement with The Superlative Group, Inc.

(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*

* Councilmember Kuo was absent at the Great Park Board meeting held earlier in the day; however, he was present at the City Council meeting and cast his vote in the affirmative.

2.19 COMMUNITY PARTNERSHIP FUND GRANT NOMINATIONS

ACTION:

Approved Vice Mayor Kim's request for Community Partnership Fund Grant Nominations to Irvine 2/11 Marine Adoption Committee in the amount of \$300 in support of program costs.

2.20 FINDINGS ALLOWING FOR REMOTE PARTICIPATION IN PUBLIC MEETINGS (ASSEMBLY BILL 361)

This item was removed for separate discussion at the request of Councilmember Agran, who expressed an interest in potentially integrating video participation via Zoom for members of the public at City Council meetings, and suggested that staff be directed to explore that possibility.

There was no City Council discussion.

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

- 1) Declare that the findings made in RESOLUTION NO. 21-68 – “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, MAKING FINDINGS NECESSARY FOR REMOTE PARTICIPATION IN PUBLIC MEETINGS OF LEGISLATIVE BODIES OF THE CITY OF IRVINE, AS AUTHORIZED BY ASSEMBLY BILL 361” remain valid and applicable, so as to allow for remote participation in public meetings for the next 30 days.
- 2) Direct staff to explore the possibility of integrating video participation for members of the public via Zoom.

The motion carried as follows:

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

3. CONSENT CALENDAR - SUCCESSOR AGENCY

Moved by Boardmember Kuo, seconded by Vice Chairwoman Kim, and unanimously carried, to approve Successor Agency Consent Calendar Item Nos 3.1 through 3.3.

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 October 26, 2021.

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

ACTION:

Adopted RESOLUTION NO. 21-05 – 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

3.3 ADOPTION OF RECOGNIZED OBLIGATION PAYMENT SCHEDULE OF THE FORMER IRVINE REDEVELOPMENT AGENCY AND THE ADMINISTRATIVE BUDGET FOR THE SUCCESSOR AGENCY TO THE DISSOLVED IRVINE REDEVELOPMENT AGENCY, FOR JULY 1, 2022 THROUGH JUNE 30, 2023

ACTION:

- 1) Adopted the Recognized Obligation Payment Schedule of the former Irvine Redevelopment Agency for July 1, 2022 through June 30, 2023, and authorize revisions to the reporting format, if needed, to comply with potential form changes by the State of California Department of Finance.
- 2) Adopted the Administrative Budget for the Successor Agency for July 1, 2022 through June 30, 2023.

PUBLIC COMMENT - SUCCESSOR AGENCY

There were no public comments.

ADJOURNMENT - REGULAR JOINT MEETING

Moved by Councilmember/Boardmember Carroll, seconded by Vice Mayor/Vice Chairwoman Kim, and unanimously carried to adjourn the regular joint meeting with the City of Irvine as Successor Agency to the dissolved Irvine Redevelopment Agency at 6:29 p.m.

RECONVENE TO THE CITY COUNCIL REGULAR MEETING

Mayor Khan reconvened the City Council meeting at 6:30 p.m.

PUBLIC COMMENTS – CITY COUNCIL

Steve Berger, Irvine resident, spoke in opposition to the new public comment format, the requirement for two members of the City Council to agendize an item, and suggested that all public comments be heard at 6:30 p.m.

The following individuals spoke in support of 100% Renewal Energy:

- Alejandro
- Kyler Chin
- Rachel
- Dinorah
- Amir King
- Stephen Coffey

Eric Neshanian spoke in opposition to Mayor Khan’s association with the Turkey Consulate and the Republic of Azerbaijan.

Alan Meyerson, Irvine resident, expressed concerns related to time allotment for public comments, in opposition to the requirement for two members of the City Council to agendize an item, and spoke in favor of clean air incentives.

DK noted that most of the world’s carbon dioxide is being caused by other countries; expressed concern related to the banning of fossil fuel; and in opposition to postcards received by Irvine residents in opposition to Councilmember Agran, and housing element numbers being imposed on cities.

4. COUNCIL BUSINESS

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

Melissa Haley, Deputy City Manager, and Jeff Melching, City Attorney, presented the staff report and responded to questions.

City Council discussion included: suggesting that the state of emergency be lifted due to a two week decrease in COVID-19 cases; requested clarification on the process to reinstate the local emergency if COVID-19 cases increased; inquired about whether the City would still be in compliance with Assembly Bill 361 if the state of emergency was lifted; and noted that the public could continue to participate in meetings remotely.

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

Adopt ORDINANCE NO. 21-18 – AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, ESTABLISHING 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 Councilmember Kuo, seconded by Mayor Khan, to:

Adopt – 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

Continued City Council discussion included: noting concerns with rescinding the local emergency order; inquired about the benefits of rescinding the proclamation of local emergency; reiterated that the Interim City Manager should continue to have tools available in the event of an emergency; suggested revisiting the item after the holidays; and questioned logistics of having the Interim City Manager declare an emergency if the proclamation was rescinded.

The motion failed by the following vote:

AYES: 2 COUNCILMEMBERS Carroll and Kuo

NOES: 3 COUNCILMEMBERS: Agran, Kim and Khan

ABSENT: 0 COUNCILMEMBERS: None

4.2 FISCAL YEAR 2020-21 YEAR-END REPORT FOR THE GENERAL FUND AND THE BUILDING AND SAFETY FUND

Jonathan Nih, Budget Officer, presented the staff report and responded to questions. He also noted that the Finance Commission requested the opportunity to revisit the sole source agreement, and as such, staff was only seeking City Council approval of Action Item No. 1.

City Council discussion included: questioning why the budget short-fall was not fully covered by Cares Act funds; inquired about when the sole source agreement would be brought back to the City Council for consideration; and noted the positive property and sales tax numbers presented by staff.

Marianna Marysheva, Interim City Manager, clarified that the sole source agreement will not need to be brought back for City Council review as the Orange County Power Authority would be paying the invoice directly.

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

Approve a budget adjustment allocating Contingency Reserve funds of \$7,562,876 to balance the Fiscal Year 2020-21 General Fund deficit and shortfalls in the Building and Safety Fund.

4.3 ORDINANCE AMENDING TITLE 6, DIVISION 7 OF THE CITY OF IRVINE MUNICIPAL CODE PERTAINING TO THE REGULATION OF SOLID WASTE INCLUDING ORGANIC WASTE

Matthew Cuevas, Senior Solid Waste Management Analyst, presented the staff report and responded to questions.

City Council discussion included: inquiring about whether multi-units and apartment complexes would be required to participate in the program; questioned whether there was flexibility in imposing penalties; inquired about whether commercial customers were responsible for making their own arrangements for waste pick-up; expressed concern about the financial impacts on small businesses; noted the need to achieve the City's climate action goals while making sure the City's most vulnerable are not negatively impacted; inquired about how data related to compost collection was gathered; questioned how negotiations would take place given that the existing franchise agreement did not expire until 2026; inquiring about whether the City's Green Business Program would be included in this program; questioned how the City could ensure that food waste was forwarded to local food banks; requested clarification of Senate Bill 1383 requirements in comparison to City requirements; and noted the need for the City to facilitate and educate residents.

Jeff Melching, City Attorney, clarified that the new State regulations triggered the need to reopen the existing franchise agreement to ensure that regulations are complied with; and also noted challenges in complying with the new regulations based on the aggressive timelines on local agencies reflected in Senate Bill 1383.

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

Introduce for first reading and read by title only ORDINANCE NO. 21-19 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, AMENDING TITLE 6, DIVISION 7 OF THE CITY OF IRVINE MUNICIPAL CODE PERTAINING TO THE REGULATION OF SOLID WASTE INCLUDING ORGANIC WASTE

4.4 CONSIDERATION OF A REQUEST BY MAYOR KHAN AND COUNCILMEMBER CARROLL TO DISCUSS UPDATING CITY COUNCIL POLICIES AND PROCEDURES

This item was agendized at the request of Mayor Khan and Councilmember Carroll, who noted the need to update the City Council Policies and Procedures to better reflect current City Council values. In addition, Mayor Khan noted that, in addition to the initial recommendation, she would like to further expand the scope of the subcommittee to look at City Council Policies and Procedures in their entirety.

Alan Meyerson, Irvine resident, noted concern with the vagueness of the intent of the review, and suggested that the Sunshine Ordinance remain intact.

Doug Elliot, Irvine resident, expressed concern with the intent of the review; suggested that the Sunshine Ordinance remain intact; suggested that the process be open and transparent; spoke in support of Councilmember Agran serving on the sub-committee; and in opposition to the requirement for two councilmembers to agendize items.

Kevin Corrigan, Irvine resident, spoke in opposition of creating a subcommittee and repealing the Sunshine Ordinance; and suggested that staff return within 60 days to present the best practices from other legislative agencies to the City Council.

Councilmember Carroll suggested that Councilmember Kuo serve on the subcommittee, to which Councilmember Kuo declined based on current commitments to other boards and committees. Mayor Khan expressed an interest in serving on the subcommittee.

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

- 1) Create the Sub-Committee consisting of Mayor Khan and Councilmember Carroll, and direct the Sub-Committee to review City Council Policies and Procedures in its entirety.
- 2) Direct staff to report back to the City Council within 60 days with changes to Sections 1 (City Council Meetings) and 2 (City Council Agendas), and subsequently report back in the subsequent 60 days with Sections 3 and 4 of City Council Policies and Procedures.

4.5 CONSIDERATION OF A REQUEST BY COUNCILMEMBER AGRAN AND VICE MAYOR KIM TO ADOPT A RESOLUTION REQUESTING CONTIGUITY IN IRVINE'S STATE AND CONGRESSIONAL DISTRICTS FROM THE CALIFORNIA REDISTRICTING COMMISSION

This item was agendized at the request of Councilmember Agran and Vice Mayor Kim, who noted the desire to have the City be included in its entirety in one assembly, state senate, and congressional district.

City Council discussion included: requesting that the Orange County Board of Supervisors also be included in the resolution requesting that Irvine fall under one County district; suggested the Mayor write a letter directly to the Orange County Board of Supervisors on behalf of the City Council; and discussed the advantages and disadvantages of multiple representation.

DK noted that population determines districting.

Pamela Wykoff, Irvine resident, spoke in opposition to keeping Irvine in one district.

Kevin Corrigan, Irvine resident, spoke in support of the resolution and expressed concern about the topic of redistricting being held outside of a public hearing.

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

Adopt RESOLUTION NO. 21-73 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, TO REQUEST CONTIGUOUS STATE AND FEDERAL REPRESENTATION FOR IRVINE FROM THE CALIFORNIA CITIZENS REDISTRICTING COMMITTEE **as amended** to include:

- a) "SECTION 4. The County of Orange should include the City in a single supervisorial district, thereby resulting in representation of all of Irvine by a single member of the Orange County Board of Supervisors."
- b) "To help the City state this desire, the letter provide as Attachment 2 below will be sent to the Orange County Board of Supervisors."

The motion carried as follows:

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

NOES: 1 COUNCILMEMBERS: Kuo

ABSENT: 0 COUNCILMEMBERS: None

PUBLIC COMMENTS – CITY COUNCIL (CONTINUED)

Jacob spoke in support of 100% renewal energy, and suggested residents be allowed to generate their own energy; and spoke in support of the OCPA amending its regulations to allow for other forms of energy generations.

The following individuals spoke in support of 100% renewal energy:

Josiah, Sunrise Movement Member
 Sylvester Ani Jr., Sunrise Movement Member

Dee Fox, Irvine resident, expressed concern with the long-term energy contracts and eminent domain clause included in the OCPA JPA Membership Document and potential impact.

ADJOURNMENT

Moved by Councilmember Kuo, seconded by Mayor Khan, and unanimously carried to adjourn the meeting in memory of Timothy Jimenez and Rodney K. Hink ("Irvine's Ice Cream Man"), at 9:23 p.m.



 MAYOR OF THE CITY OF IRVINE



 CITY CLERK OF THE CITY OF IRVINE

January 11, 2022