



## CALL TO ORDER

A regular meeting of the Irvine City Council was called to order at 4:05 p.m. on November 9, 2010, in the City Council Chamber, Irvine Civic Center, One Civic Center Plaza, Irvine, California; Mayor Kang presiding.

## ROLL CALL

Present:	5	Councilmember:	Steven Choi
		Councilmember:	Beth Krom
		Councilmember:	Christina Shea
		Mayor Pro Tempore:	Larry Agran
		Mayor:	Sukhee Kang

## 1. CLOSED SESSION

- 1.1 CONFERENCE WITH REAL PROPERTY NEGOTIATORS (Pursuant to Government Code section 54956.8). Property: 3150 Barranca Parkway (Irvine Roller Hockey Facility). Agency Negotiators: Sean Joyce, City Manager; Sharon Landers, Assistant City Manager and Brian Fisk, Director of Community Services. Under Negotiation: Price and terms**

City Attorney Phil Kohn announced the Closed Session item following which Mayor Kang convened to Closed Session at 4:06 p.m.

## RECONVENE TO THE CITY COUNCIL MEETING – 5:08 p.m.

City Attorney Phil Kohn, on behalf of the City Council, announced that no reportable action was taken in Closed Session on Item No. 1.1.

**PLEDGE OF ALLEGIANCE**

Mayor Kang led the Pledge of Allegiance.

**MOMENT OF SILENCE**

Mayor Kang requested a moment of silence in memory of the men and women who have honorably served and continue to serve in the Armed Forces, protecting our freedom.

**MUSICAL PRESENTATION**

Mayor Kang introduced high school student Emma Chassey, who performed the National Anthem and "God Bless America."

**2. PRESENTATIONS**

**2.1 Proclaim November 14, 2010 as "World Diabetes Day"**

Mayor Kang introduced Brian Ballard and Ken Hao representing America Asia Diabetes Research Foundation, and presented them with a proclamation recognizing "World Diabetes Day."

**2.2 America's Promise Alliance "100 Best Communities for Young People Award"**

Mayor Kang introduced Christopher Epps, Director of Communications and Marketing from America's Promise Alliance, who presented an award recognizing the City of Irvine for the third time as one of "100 Best Communities for Young People" by America's Promise Alliance for Youth.

**2.3 Orange County Human Relations Annual Report**

Mayor Kang introduced Felix Schwarz, who presented the Human Relations Annual Report on behalf of its Board of Directors, and provided a review of activities in the City of Irvine this past year.

**2.4 Irvine 2/11 Marine Adoption Committee Update**

Mayor Kang introduced Bob Littschwager and Brittany Hale of the Irvine 2/11 Marine Adoption Committee, who provided an update on the Committee's accomplishments over this past year.

## **INTRODUCTIONS**

There were none.

## **CITY MANAGER'S REPORT**

City Manager Joyce introduced City Clerk Apodaca, who provided unofficial results from the November 2, 2010 General Municipal Election.

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

Mayor Kang made the following announcements:

- A Veterans Day ceremony will be held on Thursday, November 11 from 10-11:30 a.m. at Colonel Bill Barber Marine Corps Memorial Park. For information, call 949-724-6606.
- The Northwood Gratitude and Honor Memorial dedication ceremony will be held on Sunday, November 14 from 2-4 p.m. at Northwood Community Park. The ceremony will be the first public viewing of the memorial, which honors every fallen service member in Iraq and Afghanistan. For information, visit [cityofirvine.org](http://cityofirvine.org) or call 949-724-6606.
- The City of Irvine, in partnership with the Irvine 2/11 Marine Adoption Committee, is hosting a special toy drive through December 9 to benefit children and families of Irvine's adopted Marine battalion from Camp Pendleton. For toy drive information, call 949-230-4406.

## **ADDITIONS AND DELETIONS**

There were none.

### **3. CONSENT CALENDAR**

Consent Calendar Items consisted of Item Nos. 3.1 through 3.13.

**ACTION: Moved by Councilmember Choi, seconded by Councilmember Krom, and unanimously carried to approve Consent Calendar Items 3.1 through 3.13, with the exception of Item Nos. 3.5 and 3.10, which were removed for separate discussion.**

**3.1 MINUTES**

**ACTION:**

Approved the minutes of an adjourned regular meeting of the Irvine City Council held on October 26, 2010.

**3.2 COMMENDATION**

**ACTION:**

Commended Assemblyman Chuck DeVore for his years of service.

**3.3 WARRANT AND WIRE TRANSFER RESOLUTION**

**ACTION:**

Adopted RESOLUTION NO. 10-126 - 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

**3.4 WARRANT AND WIRE TRANSFER RESOLUTION - AT&T**

**ACTION:**

Adopted RESOLUTION NO. 10-127 - 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

Councilmember Krom abstained.

**3.5 RECEIPT OF DONATION FROM THE IRVINE COMMUNITY ALLIANCE FUND ON BEHALF OF THE JEAN POND TRUST**

This item was removed for separate discussion by Mayor Pro Tem Agran, who commended the late Ms. Pond for her generosity and contributions to the community.

**ACTION: Moved by Councilmember Agran, seconded by Councilmember Shea, to:**

**ACTION:**

- 1) Approve a Budget Adjustment to accept a \$100,000 donation from the Irvine Community Alliance Fund on behalf of the Jean Pond Trust to construct a gazebo at Lakeview Senior Center.

- 2) Establish a Capital Improvement Project (CIP 361108) for gazebo construction at Lakeview Senior Center.

The motion carried as follows:

AYES: 4 COUNCILMEMBERS: Agran, Choi, Shea and Kang  
 NOES: 0 COUNCILMEMBERS: None  
 ABSENT: 1 COUNCILMEMBERS: Krom (Not present during vote)

**3.6 LOCAL SIGNAL SYNCHRONIZATION PLAN FOR MEASURE M2 ELIGIBILITY**

**ACTION:**

Adopted RESOLUTION NO. 10-128 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE ADOPTING A LOCAL SIGNAL SYNCHRONIZATION PLAN FOR THE RENEWED MEASURE M (M2) PROGRAM

**3.7 ACCEPTANCE OF CALIFORNIA OFFICE OF TRAFFIC SAFETY SOBRIETY CHECKPOINT MINI-GRANT**

**ACTION:**

- 1) Accepted the California Office of Traffic Safety sobriety checkpoint mini-grant award in the amount of \$30,226.36.
- 2) Approved a budget adjustment request in the amount of \$30,226.36, reflecting an increase in revenues and expenditures.

**3.8 ACCEPTANCE OF CALIFORNIA OFFICE OF TRAFFIC SAFETY "CLICK IT OR TICKET" GRANT**

**ACTION:**

- 1) Accepted the California Office of Traffic Safety "Click It or Ticket" grant award for \$7,228.80.
- 2) Approved a budget adjustment request for \$7,228.80 to reflect an increase in revenues and appropriations.

**3.9 SAND CANYON GRADE SEPARATION REIMBURSEMENT AGREEMENT AND BUDGET ADJUSTMENT**

**ACTION:**

- 1) Approved the Railroad Share Reimbursement Agreement, in substantial form, between the City of Irvine and the Burlington Northern Santa Fe Railroad (BNSF) for the Sand Canyon Grade Separation, Capital Improvement Project (CIP) 321180, and authorize the City Manager to execute the Agreement and amendments as necessary to implement the provisions of the Agreement.
- 2) Approved a Budget Adjustment appropriating \$13,158,422 from external funding sources to the Sand Canyon Grade Separation Project (CIP 321180).

**3.10 IRVINE STATION LEASE AGREEMENT**

This item was removed for separate discussion by Councilmember Krom, who requested additional information on the selection process.

Shohreh Dupuis, Manager of Transit and Transportation; and Amelia Jennings, Transit Programs Administrator provided the staff report and responded to questions.

City Council discussion included: background and financial history of the applicant; lease term; funding for concessions; and whether or not an annual rent escalator will apply.

**ACTION: Moved by Councilmember Krom, seconded by Councilmember Choi, and unanimously carried to:**

**ACTION:**

Authorize the Mayor to execute a ten-year Lease Agreement between the City of Irvine and Anis Eugene Aoun, doing business as ASA Hospitality LLC.

**3.11 ACCEPTANCE OF 2010 KIA SOUL FROM KIA MOTORS AMERICA FOR THE DRUG ABUSE RESISTANCE EDUCATION PROGRAM**

**ACTION:**

Accepted the donation of a 2010 Kia Soul from Kia Motors America for the Irvine Police Department's Drug Abuse Resistance Education program.

Councilmember Shea abstained.

**3.12 FINAL TRACT MAP NOS. 17326, 17362, 17363, AND 17391 NOTICE OF REVIEW AND PENDING APPROVAL FOR RESIDENTIAL CONDOMINIUMS IN WOODBURY, STONEGATE, AND PORTOLA SPRINGS**

Prior to the vote, Councilmember Choi noted for the record that the City Attorney approved his participation on voting on the item as it did not present a conflict-of-interest based on his current residence.

**3.13 AMENDMENT OF COLLECTIVE BARGAINING AGREEMENT WITH THE IRVINE PROFESSIONAL EMPLOYEES ASSOCIATION (IPEA)**

**ACTION:**

Adopted RESOLUTION NO. 10-129 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE AMENDING THE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF IRVINE AND THE IRVINE PROFESSIONAL EMPLOYEES ASSOCIATION (IPEA), ADOPTED JUNE 23, 2009

**END CONSENT CALENDAR**

**4. PUBLIC HEARINGS**

**4.1 ASSESSMENT DISTRICT NO. 10-23 (PLANNING AREA 18)**

City Manager Joyce introduced Mark Carroll, City Engineer; and Ken Quon, Senior Civil Engineer, who presented the staff report and responded to questions.

Mayor Kang opened the public hearing at 6:15 p.m. There were no public comments.

**ACTION: Moved by Councilmember Krom, seconded by Councilmember Shea, and unanimously carried to close the public hearing at 6:16 p.m.**

City Council discussion included: boundaries of proposed assessment district; and the extension of Lake Forest Drive to State Route 133.

**ACTION: Moved by Councilmember Krom, seconded by Councilmember Shea, and unanimously carried to:**

**ACTION:**

- 1) Adopt RESOLUTION NO. 10-130 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE CONFIRMING THE ASSESSMENTS IN ASSESSMENT DISTRICT NO. 10-23 (PLANNING AREA 18), ORDERING THE IMPROVEMENTS AND ACQUISITIONS TO BE MADE, AUTHORIZING ENTRY INTO CERTAIN AGREEMENTS, AND DESIGNATING THE CITY TREASURER TO COLLECT AND RECEIVE MONEY
- 2) Adopt RESOLUTION NO. 10-131 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, DETERMINING UNPAID ASSESSMENTS IN ASSESSMENT DISTRICT NO. 10-23 (PLANNING AREA 18) AND THE MANNER OF PAYMENT THEREOF AND LISTING BONDS ISSUED ON THE SECURITY THEREOF

**4.2 APPEAL OF A PLANNING COMMISSION ACTION DENYING A CONDITIONAL USE PERMIT FOR A WIRELESS COMMUNICATION FACILITY ON A REPLACEMENT LIGHT STANDARD IN THE MEDIAN OF CULVER DRIVE BETWEEN PLANNING AREAS 21 AND 50**

City Manager Joyce introduced Tim Gehrich, Manager of Planning and Development Services; and Stephen Higa, Principal Planner, who presented the staff report.

Mayor Kang opened the public hearing at 6:18 p.m. There were no public comments.

There was no City Council discussion.

**ACTION: At 6:19 p.m., moved by Mayor Kang, seconded by Councilmember Shea, and unanimously carried to:**

**ACTION:**

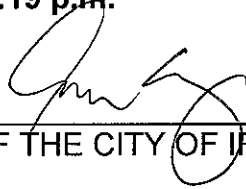
Remand the item back to the Planning Commission.

**PUBLIC COMMENTS**

There were no public comments.

**ADJOURNMENT**

**Moved by Councilmember Choi, seconded by Councilmember Krom, and  
unanimously carried to adjourn the meeting at 6:19 p.m.**

  
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MAYOR OF THE CITY OF IRVINE

  
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CITY CLERK OF THE CITY OF IRVINE

November 23, 2010

