



MINUTES

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

**August 8, 2023
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 4:03 p.m. on August 8, 2023, in the City Council Chamber, Irvine Civic Center, 1 Civic Center Plaza, Irvine, California; Mayor/Chairwoman Khan presiding.

ROLL CALL

Present: 5 Councilmember/Boardmember: Larry Agran
Councilmember/Boardmember: Mike Carroll*
Councilmember/Boardmember: Kathleen Treseder
Vice Mayor/Vice Chairwoman: Tammy Kim
Mayor/Chairwoman: Farrah N. Khan

*via teleconference

1. CLOSED SESSION

City Attorney Melching announced the following Closed Session items:

- 1.1 CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION: Initiation of litigation (Government Code section 54956.9(d)(4)): One case**
- 1.2 CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION: Significant Exposure to Litigation (Gov. Code Section 54956.9(d)(2) or (3)): One Case**

There were no requests to speak.

RECESS

Mayor Khan recessed the City Council meeting to Closed Session at 4:08 p.m.

RECONVENE TO THE CITY COUNCIL MEETING

Mayor Khan reconvened the City Council meeting at 5:05 p.m. City Attorney Melching, on behalf of the City Council, announced that no reportable action was taken in Closed Session.

PLEDGE OF ALLEGIANCE

Councilmember Agran led the Pledge of Allegiance.

INVOCATION

Vice Mayor Kim provided the invocation.

MOMENT OF SILENCE

Mayor Khan asked for a moment of silence in memory of Senior Building Inspector Marc Benedict of the Community Development Department, who passed away suddenly over the weekend.

2. PRESENTATIONS

2.1 Employee Recognition - 20, 25, 30 Years of Service

Mayor Khan introduced and recognized the following individuals, and presented Certificates of Recognition and a numeral milestone for 20, 25, and 30 years of public service to the City of Irvine:

20 Years of Service

- Cathy Scherer, Police Lieutenant
- Michael Predney, Police Officer

25 Years of Service

- Keith Jordan, Paratransit Driver

30 Years of Service

- William Russell, Police Sergeant

2.2 OC Human Relations Annual Report for 2021-2022

Natasha Mohamed and Sue Reese, representing Groundswell (formerly known as Orange County Human Relations), presented its annual report for 2021 to 2022.

By consensus, received and filed.

2.3 Waste Management Update - Organics Program

Sean Crumby, Director of Project Delivery & Sustainability, provided background information on the City's Organics Program; and introduced Muyisa Kasomo, Cristina Perez, and Simi Chacon from Waste Management, who provided information on Waste Management's organics program and responded to questions.

Hoiyin Ip, Irvine resident, spoke in support of more public education and outreach, and implementing a penalty for noncompliance with Senate Bill 1383 mandates.

City Council discussion included: inquiring about the use of compostable bags to mitigate odor and other related nuisances.

By consensus, received and filed.

PUBLIC COMMENTS - CITY COUNCIL - NON-AGENDIZED ITEMS

David Nietz, Fullerton resident, spoke in opposition to the cancellation of iShuttle Route 402C.

Susan Sayre, Irvine resident, spoke in support of measures beyond cameras to improve public safety, and of lack of responsiveness from staff at Irvine post offices in addressing missing mail and packages.

Alan Meyerson, Irvine resident, spoke in opposition to Vice Mayor Kim's support of the former policy requiring two members of the City Council to agendaize items for discussion.

Stephen M. Sporer inquired about the process to change a GIS map, and referenced two Irvine Police Department reports that may require amendments.

Jason Garshfield and Hoyin Ip, Irvine residents, spoke in opposition to gas-powered leaf blowers and landscaping equipment.

Kevin Chudy, Executive Director of the Woodbridge Village Association (WVA), spoke in opposition to Map Nos. 135 and 138, and in support of keeping WVA together in one district.

The following individuals spoke in favor is a \$25 minimum wage for healthcare workers:

- Shenika Brown, housekeeper at Kaiser Permanente Hospital
- Gabriel Montoya, Service Employees International Union-United Healthcare Workers West and Kaiser Permanente EMT
- Jacquelyn
- Claudine
- Ron Freeland

Geneva Bailey, Irvine resident, requested City Council assistance to address concerns with Irvine Unified School District (IUSD) related to safety and the mishandling of documents.

Christina Shea, Irvine resident, requested City Council assistance to address an ongoing mail theft problem and lack of assistance by post office personnel.

Dee Fox, Irvine resident, presented a video in opposition to prior comments made by Vice Mayor Kim.

Arlene Barshinger, Irvine resident, spoke in opposition to lack of notice and inconveniences caused by renovations being done by Irvine Company at her complex.

CITY MANAGER'S REPORT

There was no report.

ANNOUNCEMENTS/COMMITTEE REPORTS/COUNCIL REPORTSMayor Khan

- Mayor Khan expressed her appreciation to all of the men and women of the Irvine Police Department (IPD) for their exemplary work on a recent homicide that took place on August 3, which took less than 48 hours to make the first two arrests, and a final arrest 24 hours later.
- The California Arts Council Individual Artist Fellowships of 2023, totaling \$840,000, have been awarded to 58 artists in the five-county region, including four from Irvine. The program is designed to recognize, uplift, and celebrate the excellence of California artists practicing any art form. The fellows were selected from 779 artists that applied within the region by peer reviewed panels comprised of artists, arts administrators, art educators, and art funders assembled by the participating counties in the region. The four recipients include Ramya Harishankar for dance performance and choreography; Iryna Krechkovsky, concert violinist and educator; Joe Lewis, non-media specific visual creator and writer; and S. Ama Wray, African-inspired dance and music performance.
- Members of the public are invited to join Mayor Khan and Fentanyl Solution for National Fentanyl Prevention and Awareness Day on August 19 at 3 p.m. at Heritage Community Park to learn more about the issues surrounding fentanyl use and prevention.
- Members of the public are invited to the Summer Dance Party on Saturday, August 12, at Great Park. This free, family-friendly party will take place from 6 to 9:30 p.m. and will feature a DJ, followed by Southern California band Neon Nation taking the stage at 7:30 p.m. to perform '80s hits. The event is open to guests of all ages and registration is not required. Attendees are asked to bring chairs. Food trucks will be available on-site. To learn more, visit cityofirvine.org/summer.
- The Irvine Animal Care Center invites members of the public to submit photos of their pets for its annual Photo Fundraiser, which helps provide top-tier care and life-saving programs at the center. Photo submissions will be accepted through August 31. To enter, members of the public can submit their favorite photo of their pet online, and then vote for their pet's photo. All eligible photos with a minimum of five votes by the end of the contest will be included in the 2024 Irvine Animal Care Center wall calendar, and the top 13 winners will have their pets featured with a full-page photo in the calendar. The entry fee is \$25 per photo, and votes are \$1 each. To enter pet photos and/or cast a vote, visit irvineanimals.org/photofundraiser. In addition, the Irvine Animal Care Center has joined the annual Clear the Shelters adoption event in partnership with the NBC and Telemundo stations to help animals in need find forever homes. To make the adoption process easier, adoption fees are \$20 for all cats, kittens, puppies, and dogs, and adoption fees are waived for all small animals during the month of August. Visit irvineanimals.org/adopt to see all available animals and learn more about the adoption process.

- Irvine Senior Services is hosting its 14th annual Senior Expo on Friday, August 25, from 9 a.m. to 12:30 p.m. at the Lakeview Senior Center. This free event is designed for adults ages 50 and older and includes:
 - Fitness demonstrations
 - Health screenings
 - Educational presentations
 - A wide variety of health and wellness exhibitors
 - An opportunity drawing

No prior registration is required. TRIPS will provide free transportation to the Senior Expo for Irvine residents ages 50 and older. Call 949-724-7433 between August 14 and August 24 to book a TRIPS reservation. For more information, visit irvineseniors.org/expo.

- The City has been working with the community to explore bicycle and pedestrian-friendly alternatives along South Yale Avenue between the 405 Freeway and University Drive. Members of the community are being provided an opportunity to experience a “separated bikeway,” the first potential improvement of its kind in Irvine, on Saturday, August 26, between 11 a.m. and 2 p.m. Members of the public are invited to walk along the sidewalk or bring their bike to test ride the separated bikeway that will be temporarily set up on South Yale between Michelson Drive and Royce Road, and share their feedback with the City. Public participation and input will help the City shape the future of its pedestrian and bicycle networks. To learn more, please visit cityofirvine.org/sharestheway.

Vice Mayor Kim

- As the City’s representative on the Orange County Mosquito and Vector Control District, Vice Mayor Kim advised members of the public to exercise caution with respect to West Nile virus. Residents are encouraged to discard any standing water around their property, including pet water and any excess in garbage cans, to prevent mosquitoes from laying eggs on their property. A high mosquito population has been detected around the University of California at Irvine (UCI) marsh area, and as a result, large and controlled efforts will take place around the marsh area through Thursday, August 10.
- 2024 Irvine Tech Week will take place April 16 to 21, 2024. At that time, the City will look to engage its student population, working with Irvine Unified School District and other school districts to have a startup weekend for middle and high school students. Gaming, blockchain elements, sustainability, software and other technologies will potentially be added to Irvine Tech Week. More updates will be provided as the date gets closer.

Councilmember Treseder

- Councilmember Treseder, as the City’s representative on the San Joaquin Sanctuary Board of Directors, provided a report of action taken at last week’s meeting, which included renewal of an agreement with the CHS Audubon society for another year, who contributes to the mission of the sanctuary and provides tours, and hosts summer day camps for all grades and birthday parties for children. There is an open Director’s seat on the Board and members of the public interested in the wildlife sanctuary are encouraged to consider applying.

Councilmember Agran

- On Thursday, July 27, the Office of Councilmember Agran and Second Harvest Food Bank of Orange County hosted over 30 volunteers at the Harvest Solutions Farm in Irvine to help harvest 8,000 pounds of zucchini destined for Orange County’s food pantries. The Harvest Solutions Farm plays a vital role in Second Harvest Food Bank of Orange County’s mission to ensure everyone can access fresh and nutritious food. In 2022, Second Harvest Food Bank distributed 30,000,000 pounds of food and fed over 300,000 people through 310 partner distribution sites. September is Hunger Action Month, so if members of the public would like to serve, learn, or lead, please visit Second Harvest Food Bank of Orange County’s website at www.feedoc.org.

ADDITIONS AND DELETIONS

There were no additions or deletions to the agenda.

CONVENE TO THE REGULAR JOINT MEETING

Mayor/Chairwoman Khan convened the regular joint meeting of the City Council with the City of Irvine as Successor Agency to the dissolved Irvine Redevelopment Agency at 6:38 p.m.

PUBLIC COMMENTS - SUCCESSOR AGENCY - NON-AGENDIZED ITEMS

There were no requests to speak.

3. CONSENT CALENDAR - CITY COUNCIL

Prior to adoption of the Consent Calendar, the following individuals spoke in support of the renovation and expansion of the Irvine Animal Care Center (Item No. 3.5):

- Linda Dyer, Irvine resident
- Janet Prodan, Irvine resident
- Laurel Arnold

Moved by Vice Mayor/Vice Chairwoman Kim, seconded by Councilmember/Boardmember Treseder, and unanimously carried to approve City Council Consent Calendar Item Nos. 3.1 through 3.9, and Successor Agency Consent Calendar Item Nos. 4.1 and 4.2. City Council Consent Calendar Item No. 3.10 was removed for separate discussion.

3.1 MINUTES

ACTION:

Approved the minutes of a regular meeting of the City Council and regular joint meeting with the City of Irvine as Successor Agency to the dissolved Irvine Redevelopment Agency held on July 11, 2023.

3.2 PROCLAMATIONS/COMMENDATIONS

ACTION:

- 1) Ratified and Proclaimed August 2023, as "American Muslim Appreciation and Awareness Month."
- 2) Commended Luzi Ashley for competing in the CIF California State High School Track & Field Championship.
- 3) Commended Nathan Nipp for competing in the USA Track and Field Association Junior Olympic Championship.

3.3 WARRANT AND WIRE TRANSFER RESOLUTION

ACTION:

Adopted RESOLUTION NO. 23-80 - 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

3.4 NOTICE OF REVIEW FOR TRACT MAPS IN GREAT PARK NEIGHBORHOODS

ACTION:

Received and filed.

3.5 IRVINE ANIMAL CARE CENTER EXPANSION AND RENOVATION PROJECT

ACTION:

- 1) Approved the construction plans, specifications, and contract documents for the Irvine Animal Care Center Expansion and Renovation, Capital Improvement Project 361718.
- 2) Approved the Engineer's Estimate, Construction Contingency, and Project Funding Summary.

- 3) Authorized staff to solicit competitive bids from prequalified contractors 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.
- 4) Approved and authorized the Mayor to execute a contract amendment to the project architect, for additional Design and Construction Administration Services, within the approved project budget.
- 5) Adopted RESOLUTION NO. 23-81 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, ADOPTING THE INITIAL STUDY/MITIGATED NEGATIVE DECLARATION AND MITIGATION MONITORING AND REPORTING PROGRAM FOR THE IRVINE ANIMAL CARE CENTER AND OPERATIONS SUPPORT FACILITY EXPANSION AND RENOVATION

3.6 CIVIC CENTER PARKING LOT BUDGET ADJUSTMENT

ACTION:

Approved a budget adjustment appropriating \$650,000 Asset Management Plan Fund (Fund 002) to Civic Center Parking Lot Rehabilitation, CIP 362101.

3.7 ACCEPTANCE OF CALIFORNIA HIGHWAY PATROL (CHP) CANNABIS TAX FUND LAW ENFORCEMENT GRANT FISCAL YEAR (FY) 2023-24

ACTION:

- 1) Accepted the CHP Cannabis Tax Fund Law Enforcement Grant FY 2023-24 award in the amount of \$244,875.97.
- 2) Authorized the Chief of Police to approve and execute, and the City Clerk to attest to a grant agreement associated with the CHP Cannabis Tax Fund Law Enforcement Grant FY 2023-24 between the CHP and the City of Irvine.
- 3) Approved a budget adjustment request in the amount of \$244,875.97, reflecting an increase in revenues and appropriations.

3.8 SECOND READING AND ADOPTION OF ORDINANCE NO. 23-18 AND ORDINANCE NO. 23-19 REPEALING AND REPLACING MUNICIPAL CODE DIVISION 8 OF TITLE 2; AND AMENDING AND RENUMBERING MUNICIPAL CODE DIVISION 6 OF TITLE 4 TO DIVISION 18 OF TITLE 1

ACTION:

Read by title only, second reading and adoption of the following ordinances:

- 1) ORDINANCE NO. 23-18 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, REPEALING AND REPLACING DIVISION 8 OF TITLE 2 OF THE IRVINE MUNICIPAL CODE RELATING TO PURCHASING
- 2) ORDINANCE NO. 23-19 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, AMENDING AND RENUMBERING DIVISION 6 OF TITLE 4 OF THE IRVINE MUNICIPAL CODE RELATING TO BUSINESSES TO NEW DIVISION 18 OF TITLE 1 OF THE IRVINE MUNICIPAL CODE

(Unless otherwise directed by a Member of the City Council, the vote at second reading with reflect the same vote as at first reading. However, if a Councilmember was absent at first reading, his or her vote cast at second reading will reflected. If a Councilmember is not present at the second reading/adoption, the vote will be acted as absent.)

Approved 5-0.

3.9 SECOND READING AND ADOPTION OF ORDINANCE NO. 23-20 AMENDING TITLE 6 OF THE IRVINE MUNICIPAL CODE RELATING TO ESTABLISHMENT OF THE SUSTAINABILITY COMMISSION

ACTION:

Read by title only, second reading and adoption of ORDINANCE NO. 23-20 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, AMENDING TITLE 6 OF THE IRVINE MUNICIPAL CODE RELATING TO THE ESTABLISHMENT AND DUTIES OF THE SUSTAINABILITY COMMISSION

(Unless otherwise directed by a Member of the City Council, the vote at second reading with reflect the same vote as at first reading. However, if a Councilmember was absent at first reading, his or her vote cast at second reading will reflected. If a Councilmember is not present at the second reading/adoption, the vote will be acted as absent.)

Approved 5-0.

3.10 COMMUNITY PARTNERSHIP FUND GRANT NOMINATIONS

The item was removed for separate discussion at the request of Councilmember Agran, who provided a brief summary of the accomplishments by the Orange County Justice Fund.

There was no City Council discussion.

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

- 1) Approve Councilmember Agran's request for Community Partnership Fund Grant Nomination for Orange County Justice Fund in the amount of \$2,500 in support of program costs.
- 2) Authorize the City Manager to prepare and sign a funding agreement for the organization listed above.

4. CONSENT CALENDAR - SUCCESSOR AGENCY

4.1 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 July 11, 2023.

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

ACTION:

Adopted RESOLUTION NO. 23-05 – 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

ADJOURNMENT - REGULAR JOINT MEETING

Moved by Vice Mayor/Vice Chairwoman Kim, seconded by Councilmember/Boardmember Treseder, and unanimously carried to adjourn the regular joint meeting with the Successor Agency at 6:49 p.m.

RECONVENE TO THE CITY COUNCIL MEETING

Mayor Khan reconvened the City Council meeting at 6:49 p.m.

5. COUNCIL BUSINESS

5.1 **CONSIDERATION OF DIRECTION REGARDING CITY REPRESENTATION ON THE ORANGE COUNTY POWER AUTHORITY**

Oliver Chi, City Manager, presented the staff report and responded to questions.

Harvey Liss, Irvine resident, spoke in opposition to the Orange County Power Authority (OCPA) and in support of replacing Vice Mayor Kim on the OCPA Board with Councilmember Carroll.

Michelle Johnson spoke in support of replacing Vice Mayor Kim on the OCPA Board with Councilmember Carroll, and having cohesive and professional Board representation for ratepayers and taxpayers.

Doug Elliott and Hoiyin Ip, Irvine residents, spoke in opposition to removing Vice Mayor Kim from the OCPA Board.

Eric Neshanian, Irvine resident, spoke in opposition to OCPA and Councilmember Treseder's service on the Board due to a conflict of interest.

Danny Gray, Orange County chapter of Climate Reality Project, spoke in support of OCPA and in opposition to the weighted vote.

Tiffany, Irvine resident, spoke in support of Vice Mayor Kim and Councilmember Treseder's efforts to resolve current issues with OCPA.

City Council discussion included: inquiring about a potential replacement on the Board; expressed concern about prior agency operations and leadership.

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

Receive and file.

5.2 CONSIDERATION OF A REQUEST BY MAYOR KHAN AND COUNCILMEMBER AGRAN TO DISCUSS SAFE AND SUSTAINABLE TRANSPORTATION OPTIONS TO UNIVERSITY HIGH SCHOOL

This item was agendaized at the request of Mayor Khan and Councilmember Agran, who asked for City Council support for subsidizing a school bus program for University High School students.

Oliver Chi, City Manager, responded to questions.

Cyril Yu, member of the IUSD Board of Trustees, provided a summary of IUSD's position on this item.

The following individuals spoke in support of City funding for a bus to transport students from Quail Hill to University High School:

- Taruna Joshi, Irvine resident
- Meg Buchen, Irvine resident
- Christine Byrd
- Ghassan Saleh
- Laura Thieme
- David Chandler
- Vasanthi Narayan
- Alan Meyerson, Irvine resident
- Shilpa R.

Aseet Patel spoke in support of the City drawing from the Climate Fund to subsidize a bus for students to University High School, and not sending the matter back to the IUSD.

Maryam Shadman, Irvine resident, spoke in support of the City funding a bus for students to University High School and not sending the matter back to the IUSD.

Gil Nelsen, Irvine resident, spoke in support of an earmark for City funding to IUSD and the City funding a bus for students to University High School to help decrease the City's carbon footprint.

City Council discussion included: suggesting returning the matter to IUSD; emphasized the need to close a gap in the school transportation system via a pilot program; considered configuring the pilot program into the Climate Action Plan; questioned whether IUSD was willing to accept the funds, if offered; inquired about what the City can accomplish and what conversations have been held with IUSD; questioned whether the proposed amount is sufficient; and inquired about availability and flexibility of the funds.

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

Notify Irvine Unified School District (IUSD) that the City will provide up to \$55,000 in support of a pilot bus transportation program to and from University High School should it be assessed by IUSD as feasible, and made available to the Quail Hill community.

5.3 CONSIDERATION OF A REQUEST BY VICE MAYOR KIM TO DISCUSS SUPPORTING PUBLIC SAFETY IN PUBLIC SPACES

This item was agendaized at the request of Vice Mayor Kim, who requested a staff presentation on the City's use of closed-circuit television (CCTV) and security cameras in public spaces to support ongoing public safety efforts.

Jade Mazzio, Business Services Manager, and Frough Jahid, Police Lieutenant, provided a brief presentation and responded to questions.

The following individuals spoke in support of additional cameras in public spaces to support public safety:

- Alan Meyerson, Irvine resident
- Grace Shin, Irvine resident
- Mary Anne Foo, Irvine resident
- Nicholas Park, University High School student
- Gil Nelsen, Irvine resident

Doug Elliott, Irvine resident, spoke in support of additional cameras to support public safety while respecting privacy rights, and of proactively bringing in the ACLU as a partner in developing the policy instead of being an adversary in future litigation.

RW spoke in opposition to additional cameras to support public safety.

City Council discussion included: inquired about recorded footage from traffic control cameras was available, and whether such footage could be used to prosecute crimes; suggested that staff compile a list and inventory of assets at community centers and parks to assess additional security measures; and inquired about funding needs and sources.

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

Direct staff to compile an inventory of public places and assess the need for additional security cameras and return to the City Council within 60 days with a report containing such findings.

ADJOURNMENT-CITY COUNCIL

Moved by Vice Mayor Kim, seconded by Councilmember Treseder, and unanimously carried to adjourn the meeting at 9:41 p.m.



MAYOR OF THE CITY OF IRVINE



CITY CLERK OF THE CITY OF IRVINE

September 12, 2023