

**MINUTES  
CITY COUNCIL  
ADJOURNED REGULAR  
MEETING  
February 26, 2008  
City Council Chamber  
One Civic Center Plaza**

**CALL TO ORDER**

An adjourned regular meeting of the Irvine City Council was called to order at 5:03 p.m., on February 26, 2008, in the City Council Chamber, Irvine Civic Center, One Civic Center Plaza, Irvine, California; Mayor Krom presiding.

**ROLL CALL**

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

**PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by Mayor Krom.

**MOMENT OF SILENCE**

Mayor Krom requested a moment of silence in memory of Al Brandt, long time community advocate and Senior Citizens' Councilmember.

**MUSICAL PRESENTATION**

Mayor Krom introduced Ms. Grace Ceccini and Mr. John Gustafson's second grade classes from Westwood Basics Plus School and under the direction of Diane DeVore. They performed "The Spirit of America," and "My Town, My World."

**1. PRESENTATIONS**

The following presentations were made:

**1.1 Orange County Human Relations Annual Report**

**1.2 Cans for Cash Update**

**INTRODUCTIONS**

There were no introductions.

**CITY MANAGER'S REPORT**

There was no City Manager's report.

**ANNOUNCEMENTS**

The following announcements were made:

- The City of Irvine is holding a free E-Waste collection event on Friday, March 7 and Saturday, March 8, from 8:30 a.m. – 2:30 p.m. at the Irvine Civic Center;
- Turtle Rock Community Park is hosting its annual Great Egg Hunt on Saturday, March 22 from 10:00 a.m. – 1:00 p.m. for children ages 2-12; cost is \$10 per child;
- The California Concert Artists will perform on March 30 at 4:00 p.m. at the Irvine Civic Center during the Sounds of Spring Concert Series; and
- Members of the City Council attended the grand opening of the Katie Wheeler Branch Library located at the corner of Jamboree and Irvine Boulevard.

**ADDITIONS AND DELETIONS**

There were no additions or deletions to the agenda.

**2. CONSENT CALENDAR**

**ACTION: Moved by Councilmember Choi, seconded by Mayor Pro Tempore Kang, and unanimously carried to approve Consent Calendar Item Nos. 2.1 through 2.8, with exception of items as noted below:**

**2.7 GO LOCAL REPORT**

**2.8 AMENDMENTS TO THE SALARY GRADE ORDER STRUCTURE, POSITION CONTROL AND ASSOCIATED SUPERVISORY/ADMINISTRATIVE PERSONNEL RESOLUTIONS OF THE CITY OF IRVINE**

**2.1 MINUTES**

**ACTION:** Approved the minutes of a regular meeting of the City Council held on February 12, 2008.

**2.2 WARRANT AND WIRE TRANSFER RESOLUTION**

**ACTION:** Adopted RESOLUTION NO. 08-14 - 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

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

**ACTION:** Adopted RESOLUTION NO. 08-15 - 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

Mayor Krom abstained.

**2.4 WARRANT AND WIRE TRANSFER RESOLUTION - BANK OF AMERICA**

**ACTION:** Adopted RESOLUTION NO. 08-16 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE ALLOWING CERTAIN CLAIMS AND DEMANDS OF BANK OF AMERICA AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID

Councilmember Agran abstained.

**2.5 COMPREHENSIVE ANNUAL FINANCIAL REPORT (CAFR) FOR THE FISCAL YEAR ENDED JUNE 30, 2007 AND AUDITORS' COMMUNICATION**

**ACTION:**

- 1) Received and filed the City of Irvine's Comprehensive Annual Financial Report (CAFR) for the fiscal year ended June 30, 2007.
- 2) Received and filed the Diehl, Evans and Company, LLP Audit Committee correspondence.

**2.6 REIMBURSEMENT AGREEMENT FOR ASSESSMENT DISTRICT NOS. 97-16 and 97-17, LOWER PETERS CANYON AND LOWER PETERS CANYON EAST (PLANNING AREA 4)**

**ACTION:** Authorized the Mayor to execute the Agreement Regarding Funding of Street Improvements by and among the City of Irvine, the City of Tustin, and The Irvine Company LLC. **(Contract No. 5852)**

**2.7 GO LOCAL REPORT**

This item was removed from the Consent Calendar at the request of Councilmember Agran who requested that Manual Gomez, Director of Public Works present a brief report regarding the component related to the proposed Irvine Business Complex (IBC) Shuttle project.

**ACTION:** Moved by Councilmember Agran, seconded by Mayor Pro Tempore Kang, and unanimously carried to:

Approve the submittal of the City's Go Local Report in accordance with the Cooperative Agreement between the Orange County Transportation Authority (OCTA) and the City of Irvine.

**2.8 AMENDMENTS TO THE SALARY GRADE ORDER STRUCTURE, POSITION CONTROL AND ASSOCIATED SUPERVISORY/ADMINISTRATIVE PERSONNEL RESOLUTIONS OF THE CITY OF IRVINE**

This item was removed from the Consent Calendar at the request of Councilmember Shea who noted her dissention of the proposed additional positions absent the benefit of a Strategic Business Plan.

**ACTION:** Moved by Councilmember Shea, seconded by Mayor Krom, to:

- 1) Adopt RESOLUTION NO. 08-17 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE AUTHORIZING FULL-TIME POSITIONS IN ACCORDANCE WITH THE PROVISIONS OF COMPENSATION RESOLUTIONS AND THE OPERATING BUDGET FOR THE 2007-2008 FISCAL YEAR, AND SUPERSEDING RESOLUTION NO. 08-13, WHICH IS INCONSISTENT THEREWITH
- 2) Adopt RESOLUTION NO. 08-18 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE ESTABLISHING THE SALARY GRADE ORDER STRUCTURE AND SALARY RANGES FOR EMPLOYEES OF THE CITY OF IRVINE, AND

- SUPERSEDING RESOLUTION NO. 07-126 WHICH IS INCONSISTENT THEREWITH
- 3) Adopt RESOLUTION NO. 08-19 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE AMENDING THE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF IRVINE AND THE ASSOCIATED SUPERVISORY/ADMINISTRATIVE PERSONNEL (ASAP), ADOPTED JUNE 27, 2006

**The motion carried as follows:**

AYES:	3	COUNCILMEMBERS:	Agran, Kang and Krom
NOES:	2	COUNCILMEMBERS:	Choi and Shea

**END CONSENT CALENDAR**

**3. COUNCIL BUSINESS**

**3.1 CITY COUNCIL APPOINTMENTS TO THE HCG IRVINE (HINES) DEVELOPMENT AGREEMENT COMMITTEE**

Tim Gehrich, Manager of Planning and Development Services; Steven Higa, Principal Planner; and Pam Davis, Senior Planner presented the staff report.

City Council discussion included clarification that a public hearing will be conducted by the City Council for consideration of the Development Agreement at the conclusion of negotiations; clarification that regular updates on the negotiation process will be provided to the City Council; and whether a Planning Commissioner will be serving on the committee.

**ACTION: Moved by Mayor Krom, seconded by Mayor Pro Tempore Kang, to:**

Appoint Councilmember Agran and Mayor Pro Tempore Kang to the HCG Irvine (Hines) Development Agreement Committee.

**The motion carried as follows:**

AYES:	4	COUNCILMEMBERS:	Agran, Kang, Shea and Krom
NOES:	1	COUNCILMEMBERS:	Choi

**3.2 IMPLEMENTATION RESOLUTION CALLING A SPECIAL ELECTION FOR THE PURPOSE OF PLACING A MEASURE ON JUNE 3, 2008 BALLOT**

Mayor Krom introduced the item for discussion.

City Council discussion included clarification whether the City Council as a body reviews the argument when it designates one of its members to write the argument; inclusion of the entire Ethics Ordinance (Ordinance 06-01) as the measure rather than including only portions of it; clarification whether all Councilmembers will be signing the argument; noting the measure, as written, provides that a 4/5 vote of the City Council can strengthen the intent of the measure, otherwise, all other amendments or repeal requires voter approval; reducing campaign contribution limits; and request the letter "E" or "EE" for ethics be assigned to the ballot measure by the County.

The following individuals spoke on the pros and cons of placing the measure on the June ballot: Mark Petracca, Irvine resident; Allan Bartlett, Irvine resident; and Greg Smith, Irvine resident.

**Original motion Moved by Mayor Krom, seconded by Councilmember Choi, to:**

- 1) Adopt RESOLUTION NO. 08-20- A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE CALLING AND GIVING NOTICE OF THE HOLDING OF A SPECIAL MUNICIPAL ELECTION TO BE HELD ON JUNE 3, 2008 FOR THE SUBMISSION TO THE QUALIFIED VOTERS OF A PROPOSAL TO ADOPT AN ORDINANCE PROHIBITING THE MAYOR AND MEMBERS OF THE CITY COUNCIL, AND THEIR EXECUTIVE ASSISTANTS AND APPOINTED COMMISSIONERS FROM (1) ENGAGING IN COMPENSATED LOBBYING EMPLOYMENT OR SERVICES AND (2) HAVING A PERSONAL INVESTMENT OR MONETARY INTEREST IN CITY CONTRACTS, REQUESTING THE ORANGE COUNTY BOARD OF SUPERVISORS TO RENDER SPECIFIED SERVICES TO THE CITY WITH REGARD TO SAID ELECTION, DIRECTING THE CITY ATTORNEY TO PREPARE AN IMPARTIAL ANALYSIS, AND AUTHORIZING AND SETTING DEADLINES FOR THE FILING OF ARGUMENTS FOR OR AGAINST THE BALLOT MEASURE

**And as amended to delete language "City of" in title of ballot measure; and to correct the numbering of provisions.**

- 2) Allocate \$196,000 from the Unallocated Year-End Surplus Fund for Election services to be provided by the Orange County Registrar of Voters for the purpose of conducting a Special Municipal Election on June 3, 2008.

A **substitute motion** was moved by Councilmember Shea, seconded by Councilmember Choi, to:

- Approve the Ethics Ordinance as modified by the City Attorney reaffirming City Council support for ethics ordinance.
- Include the entire Ethics Ordinance as amended by the City Attorney on the ballot for November 4, 2008.
- Agreement by the City Council not to accept more than \$250 for campaign contributions from those doing business with the City and that we agree as a Council not to solicit campaign funds from businesses with applications before the City.

**The substitute motion failed as follows:**

AYES: 2 COUNCILMEMBERS: Choi and Shea  
 NOES: 3 COUNCILMEMBERS: Agran, Kang, and Krom

**ACTION:** An amendment to the original motion was moved by Mayor Krom, and agreed upon by Councilmember Agran and unanimously carried to include additional language in the proposed Initiative Ordinance adding Subsection C to Section 3 as follows:

*Knowledge of and agreement to abide by provisions.* The Mayor and members of the City Council and their Executive Assistants and appointed Commissioners shall at the time of their election or appointment or upon the effective date of this Section 3, whichever occurs earlier, sign an appropriate form prepared by the City Clerk reciting their knowledge of the provisions of this Section 3 and their agreement to abide by such provisions.

**ACTION:** Moved by Councilmember Agran, seconded by Mayor Pro Tempore Kang, and unanimously carried to:

- 3) Designate Mayor Krom as the sole author and signer of the direct argument in favor of the ballot measure.

**3.3 IRVINE BUSINESS COMPLEX STATUS REPORT AND CONSIDERATION OF TASK FORCE RECOMMENDATIONS AND RELATED PLANNING ISSUES**

Mayor Pro Tempore Kang introduced this item.

Douglas Williford, Director of Community Development; Brian Fisk, Manager of Redevelopment and Advanced Planning; and Bill Jacobs, Principal Planner, presented the staff report.

City Council discussion included clarification of projection of fees per unit and revenues realized by the City as a result of the fees; concern with traffic impact as a result of build-out; whether the Creekwalk is an SCE easement or private property; and creating a design competition for the Jamboree/Michelson pedestrian bridge.

Aaron Harp, Newport Beach resident, noted concern with the survey and outcome of residential population; traffic impacts; and projected revenues as a result of conditions of development agreements.

David R. Hunt, Costa Mesa resident, noted concern with the survey conducted on the IBC community, and residential growth before the EIR is complete.

Karen Blankenzee, representing RHC Communities, noted concern that the property being pursued for the Creekwalk Park is private property.

Ed Benoe, Irvine resident, spoke in support of the IBC shuttle implementation plan. He also noted a survey conducted by the Chamber of Commerce on the naming of the planning area and suggested a new name based upon their survey results, "Irvine Metro."

Mary Ann Desmond, Deft, Inc., spoke on the business survey conducted on the IBC by the City and noted concern with the effect the lack of response to the survey will have on the entire area.

Mahir Barkho, Deft, Inc., noted concern with proximity of residential to commercial/manufacturing businesses and suggested dividing the area east and west side.

Steven Zuckerman, Diamond Jamboree Shopping Center, spoke in support of the village concept in the Irvine Business Complex.

Michelle Jandali, spoke in support of the village concept and proposed shuttle system in the Irvine Business Complex.

George Prince, IBC resident and business owner, spoke in support of the village concept and proposed shuttle system in the Irvine Business Complex.

Fa Karamzadeh, Irvine resident, spoke in support of the village concept and proposed shuttle system in the Irvine Business Complex.

Dan Shanahan, Irvine resident, spoke in support of the village concept and proposed shuttle system in the Irvine Business Complex.

Baija Mehta, Irvine resident, spoke in support of the village concept and proposed shuttle system in the Irvine Business Complex, and requested that the shuttle service be extended beyond 7:30 p.m.

Tiffany Ashland, spoke in support of the village concept and proposed shuttle system in the Irvine Business Complex, and requested that the shuttle service be extended beyond 7:30 p.m.

Jeff Packard, Irvine resident and IBC resident, spoke in support of the village concept and expressed a need for more retail services in the IBC.

Francine Scinto, Tustin Unified School Board Member, suggested that when developing residential in the IBC that amenities for children be a major consideration.

Dusty Harris, Hines, spoke in support of mixed use in the Irvine Business Complex and the proposed shuttle system.

Robert Hawkins, representing Deft, Inc., spoke in opposition to proximity of industrial businesses and residential units.

**ACTION: Moved by Councilmember Agran, seconded by Mayor Pro Tempore Kang, and unanimously carried to:**

1) Approve Task Force recommendations as follows:

A. Public Outreach

The Task Force stated a desire to create a greater public awareness of the City of Irvine's vision for the IBC. To address this issue, a number of tools available to the City were outlined and reviewed by the Task Force. The Task Force recommended that the City Council approve an on-going public outreach effort to IBC residents, employees and businesses, as well as the community as a whole, to include the following:

1. Create an initial communication strategy, starting with existing City resources as follows:
  - Create color brochure for *Inside Irvine*

- Mirror brochure on City website
  - Produce news stories for ICTV
  - Produce 30-second PSA for ICTV and Cox Cable
  - Pitch news stories to local and regional print, TV and radio outlets
  - Use City website to update readers
  - Pen op-ed pieces for project milestones
  - Conduct community meetings
  - Communicate with City of Irvine employees via *The Grapevine*, Intranet, etc.
2. Provide key media with timely information as follows:
- Prepare press release coincident to brochure in *Inside Irvine*
  - Conduct progress backgrounders for media
  - Arrange editorial board meetings with *Orange County Register/Irvine World News*, business publications
  - Continue media backgrounders and strategic press releases as appropriate
  - Hold community meetings with City officials
  - Create e-communiqués that update IBC stakeholders on issues that affect their community
  - Direct residents and businesses to City website to submit questions or concerns
  - Partner with IBC businesses for cross-promotional opportunities
  - Encourage IBC residents and businesses to “Go Green”
3. Inform IBC businesses of the project’s scope, purpose and benefits of Mixed Use Strategy
- Collaborate with IBC businesses to inform their employees via employee newsletters, emails, etc., about IBC’s strategic plans, especially planned housing and shuttles
  - Showcase the value and importance of existing businesses to the City of Irvine
  - Business survey should identify if business owner is also property owner
  - Focus outreach on encouraging residents to “dream a little” to make the Vision a reality in near term
  - Promote Mason Park and San Joaquin Marsh sites as open space amenities.
  - Include IBC when posting all holiday banners

- Include IBC Outreach into Go Green program
- Promote IBC story to media editorial boards

**B. Transportation and Infrastructure Priorities**

The current Vision Plan, as endorsed by the City Council in July 2006 and currently in the process of being finalized by staff, included a program of \$64 million of improvements and enhancements to IBC infrastructure and services to implement a neighborhood framework for orderly residential development in the IBC. This amount is being collected through a per-unit public benefit charge for new residential development through a development agreement with each applicant. One of the stated goals of the Task Force to implement the IBC vision was to prioritize this improvement program so that the most critical items would be developed first.

Improvements which were already underway or partially funded, such as the IBC shuttle, the Jamboree/Michelson pedestrian bridge connecting Central Park and Park Place, the Opticom emergency signal pre-emption system and completion of the IBC sidewalk system, were given the highest priority.

The Task Force recommended that the City Council approve the following priorities for development of infrastructure and service improvements for the IBC:

<b><u>Tier 1 (2007-10)</u></b>		<b><u>Capital Cost</u></b>	<b><u>Annual O&amp;M Cost</u></b>
1.	IBC Shuttle	\$ 4.3 million	\$ 2.25 million
2.	Jamboree/Michelson Pedestrian Bridge	\$10.0 million	\$ 0.01 million
3.	Opticom System	\$ 0.7 million	TBD
4.	Sidewalk Completion Program (1st half)	\$ 5.6 million	\$ 0.25 million
<b>Tier 1 Cost</b>		<b>\$20.6 million</b>	<b>\$ 2.51+million</b>

<b><u>Tier 2 (2010-15)</u></b>		<b><u>Capital Cost</u></b>	<b><u>Annual O&amp;M Cost</u></b>
5.	Creekwalk Landscaping (Main-Barranca)	\$ 6.4 million	\$ 0.15 million
6.	Sidewalk Completion Program (2nd half)	\$ 5.6 million	\$ 0.25 million
7.	Primary Bridges (s/o)		

8.	Main, Dupont) Creekwalk Bridge	\$13.4 million	\$ 0.02 million
	Expansion	\$ 2.7 million	\$ 0.04 million
	<b>Tier 2 Cost</b>	<b>\$28.1 million</b>	<b>\$ 0.46 million</b>

	<b>Tier 3 (2015-2030)</b>	<b>Capital Cost</b>	<b>Annual O&amp;M Cost</b>
9.	Branch Library/Parking Structure	\$10.4 million	TBD
10.	Secondary Bridges (n/o Main, s/o Alton)	\$ 5.3 million	\$ 0.02 million
11.	Creekwalk Bicycle & Ped. Bridge	\$ 6.5 million	TBD
	<b>Tier 3 Cost</b>	<b>\$22.2 million</b>	<b>\$ 0.02+ million</b>

- Promote shuttle to reduce traffic in IBC
- Consider changing bike lanes in IBC to dedicated shuttle/bike lane
- Include sidewalks with shade trees in Mature Industrial area
- Consider Jamboree Road redesign from charrette in EIR, including curbside lane for shuttle
- Have shuttle design competition

C. Park and Recreation Facilities

A major component of the IBC Vision Plan is the provision of both public and private open space. The Vision Plan encourages innovative use of such spaces beyond the traditional suburban model provided in the rest of the City, where such spaces are planned as part of the initial development. Given the limited space available for new park and open space development, staff identified a number of opportunities to provide both smaller neighborhood level open space and larger community park space in the IBC. Staff noted approximately \$12 million of community and neighborhood park in-lieu fees currently collected for approved IBC residential projects and recommended prioritizing park improvements so that smaller public spaces could be developed in the short term and larger community-serving areas be established in the longer term.

Short-term

- Create small, urban neighborhood parks and amenities, including but not limited to:
  - Compact – amenities (mini versions)
  - Water features – gardens

- Roof top amenities
- Adult/social – gathering/cultural focus
- Public community rooms
- Develop two public neighborhood park sites
  - One north and one south of I-405
  - Locate in areas of high concentration of residential development
- Develop trails to link Town Centers, Parks and Open Space areas
  - Connect to San Diego Creek Trail
  - Develop Creekwalk – connect IBC to rest of Irvine
  - Obtain easements along flood control channels
- Utilize existing large, green space where possible
  - Colonel Bill Barber Park in North- 45 acres – active, lighted facilities

Mid-Term

- Complete Colonel Bill Barber Community Park's Master Plan
  - Develop Gym and Community Center
- Explore feasibility of a community park south of I-405

Long-Term

- Design, develop and construct community park south of I-405
  - In-lieu park fees for IBC projects should be used for park facilities in the IBC
  - Promote Creekwalk as near term “evolutionary” project
  - Consider dog park similar to Oak Creek facility
  - Consider library, gym and community center all in one facility, possibly at IRWD San Joaquin Marsh site
  - Plan for tri-district school
- 2) Limit study of town centers to No Town Center alternative.
  - 3) Limit unit cap to 15,000.
  - 4) Directed that a design competition be organized for the Jamboree/Michelson Pedestrian Bridge.
  - 5) Filed results of Irvine Business Complex residential and business surveys.

**END COUNCIL BUSINESS**

**PUBLIC COMMENTS**

There was no public comment.

**IN MEMORIAM**

The City Council adjourned the meeting in memory of Al Brandt, long time community advocate and Senior Citizens' Councilmember.

**ADJOURNMENT**

**Moved by Councilmember Choi, seconded by Councilmember Shea, and unanimously carried to adjourn at 9:09 p.m.**

  
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MAYOR OF THE CITY OF IRVINE

  
\_\_\_\_\_  
CITY CLERK OF THE CITY OF IRVINE

March 11, 2008