

**MINUTES  
CITY COUNCIL  
ADJOURNED REGULAR  
MEETING**  
July 27, 2010  
City Council Chamber  
One Civic Center Plaza

**CALL TO ORDER**

An adjourned regular meeting of the Irvine City Council was called to order at 5:08 p.m. on July 27, 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

**PLEDGE OF ALLEGIANCE**

Mayor Kang led the Pledge of Allegiance.

**MOMENT OF SILENCE**

Mayor Kang requested a moment of silence in honor 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 Nicolas Wu from the Young Musicians Ensemble, who performed "God Bless America" and "Haydn Concerto."

## 1. PRESENTATIONS

### 1.1 *U.S. Census Bureau Partnership Recognition*

Mayor Kang introduced Sneha Desai, Regional Census Manager; Nadia Babayi, Orange County Partnership Team Leader; and Partnership Specialists Jennifer Wang and Nampet Panichpant, who recognized the City of Irvine as an outstanding partner with the 2010 Census.

### 1.2 *University of California, Irvine National Children's Study*

Mayor Kang introduced Dr. Dean Baker from the University of California, Irvine Department of Pediatrics, who made a presentation about the National Children's Study being implemented in the City of Irvine and other cities across the nation.

## INTRODUCTIONS

Assistant City Manager Landers introduced Commander Jeff Noble, who attended on behalf of Police Chief David Maggard; Eric Tolles, Acting Director of Community Development; and Carl Petersen, Deputy City Clerk, who attended on behalf of Sharie Apodaca, City Clerk.

## CITY MANAGER'S REPORT

- In August, Irvine will host three prestigious swim championships, bringing some of the world's best swimmers to the William Woollett Jr. Aquatics Center. The competitions kick-off next Tuesday, August 3 with the 2010 ConocoPhillips National Championships; the 2010 Speedo Junior National Championships from August 9-13; and the 2010 Mutual of Omaha Pan Pacific Championships on August 18. For ticket information, visit [Irvine2010.com](http://Irvine2010.com).

## ANNOUNCEMENTS/COMMITTEE REPORTS/COUNCIL REPORTS

Mayor Kang made the following announcements:

- The grand reopening of University Community Park will be on July 31 from 10 to 11:30 a.m. The renovated University Community Park was designed with environmentally friendly upgrades. The City anticipates receiving Leadership in Energy and Environmental Design (LEED) certification by the U.S. Green Building Council, a first for a City of Irvine-owned facility. For more information, visit [www.cityofirvine.org](http://www.cityofirvine.org) and click "Community Services."

- The City of Irvine has three great outdoor concerts for residents to enjoy this summer including: The Pacific Symphony Orchestra on Sunday, August 1 at Heritage Park; Hodads on August 8 at Woodbridge Community Park; and the Derek Bordeaux Group will play Sunday, August 22. All concerts are free and open to the public. For information, visit [www.cityofirvine.org](http://www.cityofirvine.org) and click "Community Services."
- The Orange County Great Park's third season of the "Flights & Sounds Summer Festival" will begin August 6 and run every weekend through September in partnership with the Irvine Barclay Theatre. Parking is \$10 and admission is free. For information, visit [www.ocgp.org](http://www.ocgp.org).
- Starting in August, *Inside Irvine* will soon include both the *Activity Guide* and *ArtBeat* publications. The new *Inside Irvine* will arrive in homes during the second week in August. It will also be available on the City's website at [www.cityofirvine.org](http://www.cityofirvine.org) and at City facilities.

**ADDITIONS AND DELETIONS**

Assistant City Manager Landers requested that Item No. 2.7 (Irvine Child Development Center) be removed from the agenda and continued for consideration at a future meeting.

**2. CONSENT CALENDAR**

Consent Calendar Items consisted of Item Nos. 2.1 through 2.13.

**ACTION:** Moved by Councilmember Shea, seconded by Councilmember Krom, and unanimously carried to approve Consent Calendar Items 2.1 through 2.13, with the exception of Item No. 2.6, and 2.12, which were removed for separate discussion.

**2.1 MINUTES**

**ACTION:**

Approved the minutes of a regular meeting of the Irvine City Council held on July 13, 2010.

As amended to reflect the correct title of Resolution No. 10-76 under Item No. 3.5.

**2.2 COMMENDATION**

**ACTION:**

Commended Camp Fire USA 100th Anniversary.

**2.3 WARRANT AND WIRE TRANSFER RESOLUTION**

**ACTION:**

Adopted RESOLUTION NO. 10-84 - 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

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

**ACTION:**

Adopted RESOLUTION NO. 10-85 - 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.

**2.5 WARRANT AND WIRE TRANSFER RESOLUTION – BANK OF AMERICA**

**ACTION:**

Adopted RESOLUTION NO. 10-86 - 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

Mayor Pro Tempore Agran abstained.

**2.6 IRVINE CHILDREN'S HEALTH PROGRAM CONTRACT**

Assistant City Manager Landers introduced Corinne Schneider-Jones, Community Services Manager, who presented the staff report and responded to questions.

The following individuals spoke in support of the Irvine Children's Health Program:

Angelica Vanegas  
Kenneth Tokita, RSK Cancer Center for Irvine

City Council discussion included: overview of the Irvine Children's Health Program; number of children enrolled in health insurance programs since program inception; grants/donations received to support the program, offsetting costs to the General Fund; continued outreach efforts to families

with uninsured children; annual/semi-annual program updates; and how the Affordable Care Act signed into law in March 2010 will allow expansion of the program to include uninsured income-eligible adults.

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

**ACTION:**

Authorize the Community Services Director to enter into a renewal sole source contract with Volunteer Center Orange County, fiscal agent for Children's Health initiative of Orange County (non-profit service provider) in an amount not to exceed \$40,000 with the option to extend the contract for up to four additional one year periods.

**2.7 IRVINE CHILD DEVELOPMENT CENTER LEASE AGREEMENT**

This item was removed at the request of Assistant City Manager Landers for consideration at a future meeting. See Additions and Deletions.

**2.8 IRVINE BUSINESS COMPLEX SIDEWALK IMPROVEMENTS - CIP 310090**

**ACTION:**

Approved the plans, specifications, and contract documents for the Irvine Business Complex (IBC) Sidewalk Improvements, Capital Improvement Project (CIP) 310090, on file with the Public Works Department.

**2.9 IRVINE BUSINESS COMPLEX LOCAL STREET REHABILITATION PROJECT - CIP 311102**

**ACTION:**

Approved the specifications and contract documents for the Irvine Business Complex (IBC) Local Street Rehabilitation Project, Capital Improvement Project (CIP) 311102, on file with the Public Works Department.

**2.10 CHALLENGE MATCH GRANT FOR IRVINE BARCLAY THEATRE**

**ACTION:**

Approved Memorandum of Understanding between the City of Irvine and the Irvine Barclay Theatre and authorized the City Manager to execute same.

**2.11 REQUEST BY IRVINE ADULT DAY HEALTH SERVICES TO REPROGRAM REMAINING FUNDS**

**ACTION:**

Approved request from Irvine Adult Day Health Services to reprogram remaining City funding from a garden project, allocated as part of the fiscal year-end 2004-05 closeout process, to support scholarships for low-income Irvine seniors seeking adult day health care services.

**2.12 ORDINANCE NO. 10-07 APPROVING ZONE CHANGE 00497861-PZC**

This item was removed from the Consent Calendar for separate discussion by Councilmember Choi, who requested clarification on why sexually-oriented businesses were included, and private schools were excluded, as a permitted use under Section 3-37-31(B) (5.2 IBC Industrial). He also requested clarification from Assistant City Attorney Melching on how Councilmember Shea's vote would be recorded given that she was absent for first reading; and whether or not she could vote affirmatively on the second reading if she chose to do so.

Councilmember Shea confirmed that she reviewed the video from the July 13, 2010 City Council meeting, and requested that her vote for Item Nos. 2.12 and 2.13 be reflected as affirmative, to which Assistant City Attorney Melching confirmed was acceptable.

Assistant City Manager Landers introduced Tim Gehrich, Manager of Planning and Development Services, and Bill Jacobs, Principal Planner, who provided a brief presentation and responded to questions.

City Council discussion included: why public schools are listed as a permitted use while private schools are subject to a conditional use permit; why sexually-oriented businesses are a permitted use and whether or not the Zoning Code could be amended to require a conditional use permit for these type of businesses; traffic analysis along the Jamboree corridor and other heavily-travelled streets and intersections; and determination of developer fees through a fee schedule rather than individual development agreements.

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

**ACTION:**

Read by title only, second reading and adoption of ORDINANCE NO. 10-07 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE APPROVING ZONE CHANGE 00497861-PZC TO ADD CHAPTER 5-8 IRVINE BUSINESS COMPLEX RESIDENTIAL MIXED USE OVERLAY ZONING CODE; UPDATE REFERENCES TO EXISTING INTENSITY LIMITS AND TRAFFIC MITIGATION IN CHAPTER 9-36; TO INCREASE THE RESIDENTIAL UNIT CAP TO 15,000 UNITS, WITH A CORRESPONDING REDUCTION OF NON-RESIDENTIAL INTENSITY; TO REPLACE THE CURRENT 52 UNIT/ACRE DENSITY CAP WITH A 30 UNIT/ACRE DENSITY MINIMUM AND AMEND OTHER SECTIONS OF THE ZONING CODE TO REFLECT NEW REFERENCES TO VISION PLAN AND OVERLAY ZONING CODE; FILED BY THE CITY OF IRVINE

**The motion carried as follows:**

AYES:	5	COUNCILMEMBERS:	Agran, Choi, Krom, Shea and Kang
NOES:	0	COUNCILMEMBERS:	None
ABSENT:	0	COUNCILMEMBERS:	None

**2.13 ORDINANCE NO. 10-08 AMENDING CHAPTER 10, DEDICATIONS, OF DIVISION 5, SUBDIVISIONS, OF THE CITY'S MUNICIPAL CODE**

For the record, under discussion regarding Item No. 2.12, Councilmember Shea confirmed that she reviewed the video from the July 13, 2010 City Council meeting, and requested that her vote be reflected as affirmative, to which Assistant City Attorney Melching confirmed was acceptable.

**ACTION:**

Read by title only, second reading and adoption of ORDINANCE NO. 10-08 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE AMENDING CHAPTER 10, DEDICATIONS, OF DIVISION 5, SUBDIVISIONS, OF THE CITY'S MUNICIPAL CODE, TO ADD A NEW SECTION TO INCORPORATE NEW URBAN PARK STANDARDS INTO THE CITY'S PARK DEDICATION REQUIREMENTS FOR THE IBC AND AMEND SECTION 5-5-1000D(1) TO REMOVE A 50 UNIT PER ACRE DENSITY CAP FOR DETERMINING PERSONS PER HOUSEHOLD

**The item carried as follows:**

AYES:	5	COUNCILMEMBERS:	Agran, Choi, Krom, Shea and Kang
NOES:	0	COUNCILMEMBERS:	None
ABSENT:	0	COUNCILMEMBERS:	None

**END CONSENT CALENDAR**

**3. PUBLIC HEARINGS**

**3.1 PUBLIC FACILITIES RESERVATION POLICY AND FEE REVIEW - RESERVATION YEAR 2011**

Assistant City Manager Landers introduced Ed Crofts, Community Services Superintendent; and Mike Cribbin, Senior Management Analyst, who presented the staff report and responded to questions.

Mayor Kang opened the public hearing at 6:33 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 6:34 p.m.**

City Council discussion included: future reduction in the number of categories based on small percentage of uses in certain categories; possible implementation of a standard rate for the Showmobile rather than basing the fee by category; reserving aquatics center pools for private use; possible implementation of additional fees for premium facilities; and creation of a one-stop place for citizens to reserve facilities and secure any necessary permits.

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

**ACTION:**

- 1) Approve the revised Public Facilities Reservation and Fee Policy/Procedure.
- 2) Adopt RESOLUTION NO. 10-87 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE ADJUSTING FEES CHARGED FOR FACILITY USE

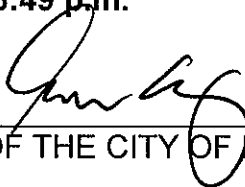
**END COUNCIL BUSINESS**

**PUBLIC COMMENTS**

There were none.

**ADJOURNMENT**

**Moved by Councilmember Krom, seconded by Councilmember Shea, and  
unanimously carried to adjourn the meeting at 6:49 p.m.**

  
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MAYOR OF THE CITY OF IRVINE

  
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CITY CLERK OF THE CITY OF IRVINE

\_\_\_\_\_  
August 10, 2010

