
CITY COUNCIL AGENDA

BETH KROM
Mayor

LARRY AGRAN
Councilmember

STEVEN CHOI
Councilmember

SUKHEE KANG
Councilmember

CHRISTINA SHEA
Councilmember

CITY COUNCIL REGULAR MEETING

January 11, 2005

4:00 P.M.

City Council Chamber
One Civic Center Plaza

NOTICE TO THE PUBLIC

At 11:00 p.m., the City Council will determine which of the remaining agenda items can be considered and acted upon prior to 12:00 midnight and will continue all other items on which additional time is required until a future City Council meeting. All meetings are scheduled to terminate at 12:00 midnight.

ADDITIONS AND DELETIONS TO THE AGENDA: Additions to the agenda are limited by California Government Code Section 54954.2 of the Brown Act and for those items that arise after the posting of the Agenda and must be acted upon prior to the next City Council meeting.

ANNOUNCEMENTS/COMMITTEE REPORTS/COUNCIL COMMENTS: Announcements, Committee Reports and Council Comments are for the purpose of presenting brief comments or reports, are subject to California Government Code Section 54954.2 of the Brown Act and are limited to 15-minutes per meeting.

CONSENT CALENDAR ITEMS: All matters listed under Consent Calendar are considered to be routine and all will be enacted by one roll call vote. There will be no discussion of these items unless members of the City Council request specific items to be removed from the Consent Calendar for separate discussion. Any member of the public may address the Council on items on the Consent Calendar. Public comments on any item or items on the consent calendar are limited to three minutes per speaker. If you wish to speak to a particular item or items, please complete a Speaker's Form and give it to the City Clerk. (Please see information in "Request to Speak" section.

PUBLIC COMMENT: Any member of the public may address the City Council on items within the Council's subject matter jurisdiction but which are not listed on this agenda during public comments. However, no action may be taken on matters that are not part of the posted agenda. Public comments are scheduled for 30 minutes and are limited to three minutes per person. If you wish to speak, please complete a Speaker's Form and submit to the City Clerk.

CITY COUNCIL – NOTICE TO THE PUBLIC

SPEAKER'S CARD/REQUEST TO SPEAK: If you would like to address the City Council on a scheduled agenda item, please complete the speaker's card. The card is at the table at the entrance to the Council Chamber. Please identify on the card your name, address, and the item on which you would like to speak and return to the City Clerk. The speaker's card assists the Mayor in ensuring that all persons wishing to address the Council are recognized. Your name will be called at the time the matter is heard by the Council.

STAFF REPORTS: As a general rule, staff reports or other written documentation have been prepared or organized with respect to each item of business listed on the agenda. Copies of these materials are on file with the City Clerk and are available for public inspection and copying. If you have any questions regarding any item of business on the agenda for this meeting, or any of the staff reports or other documentation relating to any agenda item, please contact City Clerk staff at (949) 724-6205.

PUBLIC HEARINGS: Public Hearings are scheduled for a time certain of 4:00 p.m. (unless noticed otherwise) or as soon thereafter as possible. City Council, when considering the matter scheduled for hearing, will take the following actions: 1) Open the Public Hearing. 2) Receive staff report. 3) Accept public testimony. 4) City Council comments and questions. 5) Take appropriate action. Those wishing to address the City Council during the Public Hearing must complete a "Request to Speak" form and provide it to the City Clerk prior to the hearing. If, in the future, you wish to challenge in court any of the matters on this agenda for which a public hearing is to be conducted, you may be limited to raising only those issues which you (or someone else) raised orally at the public hearing or in written correspondence received by the City at or before the hearing. Any person seeking to challenge a City Council decision made as a result of a proceeding in which by law a hearing is required to be given, evidence is required to be taken, and the discretion in the determination of facts is vested in the City Council, shall be required to commence that action 90 days following the date on which the decision becomes final as provided in Code of Civil Procedure Section 1094.6. Please refer to Code of Civil Procedure 1094.6 to determine how to calculate when a decision becomes "final." **Notice:** Public Hearings listed for continuance will be continued as noted and posting of this agenda serves as notice of continuation. Any matter not noted for continuance, will be posted separately.

AMERICANS WITH DISABILITIES ACT: It is the intention of the City of Irvine to comply with the Americans With Disabilities Act (ADA) in all respects. If, as an attendee or a participant at this meeting, you will need special assistance beyond what is normally provided, the City of Irvine will attempt to accommodate you in every reasonable manner. Please contact Jeri L. Stately, City Clerk, at least 48 hours prior to the meeting to inform us of your particular needs and to determine if accommodation is feasible. Please advise us at the time if you will need accommodations to attend or participate in meetings on a regular basis.

This agenda was prepared by the City Clerk. Regular meetings of the City Council are held on the second and fourth Tuesdays of each month at 4:00 p.m. However, study sessions and/or closed sessions are periodically held prior to the start of the regular meeting. The City Council Agenda is posted in the Police Department and available at your local library. It is also available through our FAX LIBRARY system. Simply dial (949) 724-6210 and request document number 100 anytime after 5:00 p.m. on the Friday prior to a City Council meeting. The Agenda may also be accessed through the City's web page at www.ci.irvine.ca.us

A G E N D A

IRVINE CITY COUNCIL REGULAR MEETING

January 11, 2005

NOTICE TO THE PUBLIC

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CALL TO ORDER

4:00 P.M.

A regular meeting of the Irvine City Council will be called to order at 4:00 p.m., in the City Council Chamber, Irvine Civic Center, One Civic Center Plaza, Irvine, California, by Mayor Krom, presiding officer.

ROLL CALL

COUNCILMEMBER:	LARRY AGRAN
COUNCILMEMBER:	STEVEN CHOI
COUNCILMEMBER:	SUKHEE KANG
COUNCILMEMBER:	CHRISTINA SHEA
MAYOR:	BETH KROM

CITY COUNCIL REORGANIZATION

Selection of Mayor Pro Tempore

***ADDITIONS AND DELETIONS**

*******CONSENT CALENDAR*******

***PUBLIC COMMENTS ON CONSENT CALENDAR ITEMS (Limited to three (3) minutes per speaker)**

***APPROVAL OF CONSENT CALENDAR ITEMS (Items Nos. 1 thru 5.4)**

1. CITY COUNCIL MINUTES

1.1 APPROVAL OF CITY COUNCIL MINUTES (Submitted by City Clerk)

ACTION: Approve the minutes of a special meeting of the City Council held on December 14, 2004.

2. PROCLAMATIONS/COMMENDATIONS

Commendation in "Recognition of Lars-Ake Skager for Outstanding Public Service in the Field of Sustainable Energy Efficiency"

3. AGREEMENTS

3.1 COOPERATIVE AGREEMENT WITH CALTRANS FOR THE CULVER/I-5/TRABUCO IMPROVEMENT PROJECT (Submitted by Public Works/Transportation Development)

ACTION:

- 1) Adopt a Resolution entitled: **RESOLUTION NO. - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE APPROVING THE COOPERATIVE AGREEMENT BETWEEN CALTRANS AND THE CITY OF IRVINE FOR THE CULVER/I-5/TRABUCO IMPROVEMENT PROJECT**
- 2) Approve District Agreement No. 12-510 with Caltrans for the Culver/I-5/Trabuco Project. Authorize the Mayor to execute and the City Clerk to attest the Agreement.

*Please refer to Notice to the Public, Pages i & ii

3.2 REHABILITATION OF PLAYGROUNDS AT VARIOUS LOCATIONS WITHIN THE CITY OF IRVINE -- AWARD OF CONTRACT BETWEEN MALIBU PACIFIC TENNIS COURTS INC. AND THE CITY OF IRVINE - CIP 340320, CIP 363300, CIP 372600 AND FY 04-05 FACILITY REHABILITATION PROGRAM (Submitted by Community Services/ Facility Rehabilitation)

ACTION:

- 1) Direct staff to award Contract for CIP 340320, CIP 363300, CIP 372600 and FY 04-05 Facility Rehabilitation Program for Playgrounds at Various Locations.
- 2) Authorize the Mayor to sign and the City Clerk to attest to the Contract, subject to City Attorney approval as to form.

3.3 APPROVE AGREEMENT D04-017, MARSHBURN CHANNEL (F16), MARSHBURN RETARDING BASIN (F16B101), RACEWAY STORM DRAIN (F16P01) WITHIN PLANNING AREAS 40 AND 51 (Submitted by Public Works/ Development Engineering)

ACTION: Authorize the Mayor to execute and the City Clerk to attest Agreement D04-017, Marshburn Channel (F16), Marshburn Retarding Basin (F16B101), Raceway Storm Drain (F16P01), subject to the City Attorney approval as to form.

4. PROJECTS - BIDS AND SPECIFICATIONS

4.1 BARRANCA PARKWAY REHABILITATION FROM CULVER TO JEFFREY - APPROVAL OF PLANS, SPECIFICATIONS, AND CONTRACT DOCUMENTS - CIP 314050 (Submitted by Public Works/Project Management)

ACTION: Approve the plans, specifications, and contract documents for Barranca Parkway Rehabilitation from Culver to Jeffrey, CIP 314050.

5. RESOLUTIONS

5.1 2005-2006 THROUGH 2009-2010 COMBINED TRANSPORTATION FUNDING PROGRAMS APPLICATIONS (Submitted by Public Works/ Transportation Development)

ACTION:

*Please refer to Notice to the Public, Pages i & ii

- 1) Adopt a Resolution entitled: **RESOLUTION NO.** - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE APPROVING THE SUBMITTAL OF FUNDING APPLICATIONS FOR TRANSPORTATION IMPROVEMENT PROJECTS TO THE ORANGE COUNTY TRANSPORTATION AUTHORITY FOR FUNDING UNDER THE COMBINED TRANSPORTATION FUNDING PROGRAMS
- 2) Authorize staff to receive funds and establish a Capital Improvement Program budget for the proposed Combined Transportation Funding Programs (CTFP) projects subject to application approval and award by the Orange County Transportation Authority (OCTA)

5.2 WARRANT AND WIRE TRANSFER RESOLUTION (Submitted by Administrative Services/Fiscal Services)

ACTION: Adopt a Resolution entitled: **RESOLUTION NO.** - 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.

5.3 WARRANT AND WIRE TRANSFER RESOLUTION - BANK OF AMERICA (Submitted by Administrative Services/Fiscal Services)

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

5.4 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE CERTIFYING APPROVAL OF AN APPLICATION FOR FY 2004/2005 WASTE TIRE PLAYGROUND COVER GRANT PROGRAM FUNDS (Submitted by Community Services/Administrative Services)

ACTION: Adopt a Resolution entitled: **RESOLUTION NO.** - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE CERTIFYING APPROVAL OF AN APPLICATION FOR FY 2004/2005 WASTE TIRE PLAYGROUND COVER GRANT PROGRAM FUNDS

*Please refer to Notice to the Public, Pages i & ii

*******COUNCIL BUSINESS*******

6. SECOND READING OF ORDINANCES

6.1 SECOND READING OF ORDINANCE: CONSIDERATION OF THE FORMATION OF COMMUNITY FACILITIES DISTRICT NO. 2001-1 (CENTRAL PARK) (Submitted by City Clerk)

ACTION: Adopt and read by title only, an ordinance entitled: **ORDINANCE NO. 05-01 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, ACTING AS THE LEGISLATIVE BODY OF THE COMMUNITY FACILITIES DISTRICT NO. 2004-1 OF THE CITY OF IRVINE, LEVYING SPECIAL TAXES WITHIN COMMUNITY FACILITIES DISTRICT NO. 2004-1 OF THE CITY OF IRVINE**

6.2 SECOND READING OF ORDINANCE: ZONE CHANGE FOR FORMER MCAS TUSTIN, PLANNING AREA 38 (Submitted by City Clerk)

ACTION:
Adopt and read by title only, an ordinance entitled: **ORDINANCE NO. 05-02 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE APPROVING ZONE CHANGE 00344457-PZC TO ADOPT ZONING REGULATIONS FOR COLUMBUS GROVE DEVELOPMENT ON FORMER MCAS TUSTIN IN PLANNING AREA 38**

Adopt and read by title only, an ordinance entitled: **ORDINANCE NO. 05-03 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE APPROVING ZONE CHANGE 00369274-PZC TO ADOPT ZONING REGULATIONS FOR REMAINDER PARCELS ON FORMER MCAS TUSTIN IN PLANNING AREA 38**

7. REPORTS

7.1 APPROVAL OF APPOINTMENTS OF DELEGATES AND ALTERNATES TO AGENCIES ON WHICH THE CITY HAS REPRESENTATION (Submitted by City Clerk)

ACTION: Appoint delegates and alternates to agencies on which the City has representation.

*Please refer to Notice to the Public, Pages i & ii

7.2 2005-2010 STRATEGIC BUSINESS PLAN (Submitted by CMO/Budget)

ACTION: Adopt the 2005-2010 Strategic Business Plan.

7.3 APPROVE AN AGREEMENT BY AND BETWEEN THE CITY OF IRVINE, AND THE IRVINE RANCH LAND RESERVE TRUST FOR THE MANAGEMENT OF THE IRVINE SOUTHERN OPEN SPACE PRESERVE (Submitted by the City Manager's Office/ACM)

ACTION: Approve Agreement and authorize the Mayor to execute and the City Clerk to attest the Agreement subject to the City Attorney's approval as to form.

7.4 APPROVAL IN CONCEPT OF AN ANNUAL CITIZEN SURVEY (Agendized at the request of Councilmember Kang)

7.5 TSUNAMI RELIEF PROGRAM (Agendized at the request of Mayor Krom)

*****CONVENE A SPECIAL MEETING OF THE IRVINE REDEVELOPMENT AGENCY****

Please refer to the Irvine Redevelopment Agency Agenda.

8.1 PUBLIC HEARING: JOINT PUBLIC HEARING OF THE IRVINE CITY COUNCIL AND IRVINE REDEVELOPMENT AGENCY TO CONSIDER ADOPTION OF THE REDEVELOPMENT PLAN FOR THE ORANGE COUNTY GREAT PARK REDEVELOPMENT PROJECT AREA (Submitted by Community Development/Administration)

(THIS ITEM TO BE HEARD CONCURRENTLY WITH ITEM NO. 3 ON THE IRVINE REDEVELOPMENT AGENCY AGENDA AT THE TIME ITEM NO. 3 ON THE AGENCY AGENDA IS HEARD - PLEASE ALSO REFER TO ITEM NO. 3 ON REDEVELOPMENT AGENCY AGENDA)

ACTION:

- 1) Open joint public hearing.
- 2) Receive staff report.
- 3) Receive public input.
- 4) Council comments and questions.

*Please refer to Notice to the Public, Pages i & ii

- 5) Close joint public hearing.
- 6) Adopt resolutions entitled:

RESOLUTION NO. - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE ELECTING TO RECEIVE ALL OR A PORTION OF CERTAIN TAX INCREMENT PURSUANT TO HEALTH AND SAFETY CODE SECTION 33676 AND THE CITY'S SHARE OF TAX INCREMENT PURSUANT TO HEALTH AND SAFETY CODE SECTION 33607.5 WITH RESPECT TO THE REDEVELOPMENT PLAN FOR THE ORANGE COUNTY GREAT PARK REDEVELOPMENT PROJECT AREA

RESOLUTION NO. - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE FINDING THAT THE USE OF LOW AND MODERATE INCOME HOUSING FUNDS FROM THE ORANGE COUNTY GREAT PARK REDEVELOPMENT PROJECT AREA OUTSIDE THE PROJECT AREA, FOR THE PURPOSE OF INCREASING, IMPROVING, AND PRESERVING THE COMMUNITY'S SUPPLY OF LOW- AND MODERATE-INCOME HOUSING, IS OF BENEFIT TO THE PROJECT AREA

- 7) Continue consideration of first reading of the following ordinance to the City Council meeting of January 25, 2005: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE APPROVING AND ADOPTING THE REDEVELOPMENT PLAN FOR THE ORANGE COUNTY GREAT PARK REDEVELOPMENT PROJECT

*****ADJOURN REDEVELOPMENT AGENCY MEETING*****

PUBLIC HEARINGS

9.1 PUBLIC HEARING: CONSIDERATION OF THE STRATEGIC PLAN PRIORITIES FOR THE HUD MANDATED CONSOLIDATED PLAN FOR FISCAL YEARS 2005-2009 (Submitted by Community Development/ Planning Services)

ACTION:

- 1) Open public hearing.
- 2) Receive staff report.
- 3) Receive public input.
- 4) Council questions and comments.

*Please refer to Notice to the Public, Pages i & ii

- 5) Close public hearing.
- 6) Approve the Strategic Plan Priorities, including comments received, for the Consolidated Plan for fiscal years 2005-2009.

**9.2 PUBLIC HEARING: WIRELESS COMMUNICATIONS ORDINANCE
(Continued from the meeting of September 14, 2004) (Submitted by
Community Development/Development Services)**

- 1) Open public hearing.
- 2) Receive staff report.
- 3) Receive public input.
- 4) Council comments and questions.
- 5) Close public hearing.
- 6) Introduce for first reading and read by title only an ordinance entitled: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE ADOPTING A NEGATIVE DECLARATION FOR AND APPROVING ZONE CHANGE 38413-ZC TO ESTABLISH CITYWIDE REGULATIONS FOR WIRELESS COMMUNICATION FACILITIES

*****ITEMS OF PROTOCOL*****

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE

MUSICAL PRESENTATION

Connie Rae Knapp will perform, "God Bless America" followed by "Message of Hope."

*Please refer to Notice to the Public, Pages i & ii

PRESENTATIONS

- 1) Orange County Human Relations Council (Felix Schwartz, Commissioner - Orange County Human Relations)
- 2) League of California Cities Award for the Incredible Edible Park (Submitted by Public Works)
- 3) Commending Lars-Ake Skager – Outstanding Public Service

INTRODUCTIONS

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

***PUBLIC COMMENTS (Limited to three (3) minutes per speaker)**

*******RECESS*******

CLOSED SESSION

- 10 **CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Pursuant to Government Code Section 54956.8)**

Property: USMCAS El Toro Negotiating Parties: Allison Hart, City Manager; Department of the Navy; Under Negotiation: Price and Terms

- 11 **PUBLIC EMPLOYEE PERFORMANCE EVALUATION Pursuant to Government Code Section 54957:**

City Manager

*******RECONVENE TO THE CITY COUNCIL MEETING*******

*Please refer to Notice to the Public, Pages i & ii

ADJOURNMENT

Adjourn to a CITY COUNCIL ADJOURNED REGULAR meeting, January 25, 2005, 3:00 p.m., City of Irvine, City Council Chamber, One Civic Center Plaza, Irvine, California.

NOTICE TO THE PUBLIC

The foregoing does not constitute the final agenda. The final agenda will be posted no later than 72 hours prior to the meeting date.

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