



Steven Choi
Mayor/Chairman

Jeffrey Lalloway
Mayor Pro Tem / Vice Chairman

Larry Agran
Councilmember/Boardmember

Beth Krom
Councilmember/Boardmember

Christina Shea
Councilmember/Boardmember

REVISED AGENDA

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

November 12, 2014

4:00 PM

**City Council Chamber
One Civic Center Plaza
Irvine, CA 92606**

Speaker's Card/Request to Speak: If you would like to address the City Council / Successor Agency on a scheduled agenda item – including a Consent Calendar item, Business item, a Public Hearing item, or Public Comments – please complete the [Request to Speak Form](#). The card is at the table at the entrance to the City Council Chamber. Please identify on the card your name and the item on which you would like to speak and return to the City Clerk / Agency Secretary. The [Request to Speak Form](#) assists the Mayor / Chair in ensuring that all persons wishing to address the City Council / Successor Agency are recognized. It also ensures the accurate identification of meeting participants in the City Council / Successor Agency minutes. Your name will be called at the time the matter is heard by the City Council / Successor Agency. City policy is to limit public testimony to up to three minutes per speaker depending on relevant circumstances (unless the time limit is extended by the Mayor / Chair), which includes the presentation of electronic or audio visual information. Speakers may not yield their time to other persons.

Please take notice that the order of scheduled agenda items below and/or the time they are actually heard, considered and decided may be modified by the Mayor / Chair or the City Council / Successor Agency Board during the course of the meeting, so please stay alert.

[CALL TO ORDER](#)

[ROLL CALL](#)

1. [CLOSED SESSION](#)

**1.1 CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Initiation of Litigation pursuant to paragraph (4) of subdivision (d) of
Section 54956.9: One Case**

**1.2 CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Significant Exposure to Litigation pursuant to paragraph (2) of
subdivision (d) of Section 54956.9: One Case**

RECONVENE TO THE CITY COUNCIL MEETING

PLEDGE OF ALLEGIANCE

INVOCATION

MUSICAL PRESENTATION

2. PRESENTATIONS

2.1 Irvine Global Village Festival Sponsor Recognition

CITY MANAGER'S REPORT

ANNOUNCEMENTS/COMMITTEE REPORTS/COUNCIL REPORTS

Announcements, Committee Reports and Council/Agency 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.

ADDITIONS AND DELETIONS

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.

CONVENE TO THE REGULAR JOINT MEETING

3. CONSENT CALENDAR - CITY COUNCIL

All matters listed under Consent Calendar are considered by the City Manager to be routine and 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. See information for Speaker's Card/Request to Speak on first page.

3.1 MINUTES

ACTION:

1. Approve the minutes of a special meeting of the Irvine City Council held on October 22, 2014.
2. Approve the minutes of an adjourned regular meeting of the Irvine City Council held on October 28, 2014.

3.2 PROCLAMATIONS / COMMENDATIONS

ACTION:

1. Proclaim the month of November 2014 as "American Diabetes Month."
2. Commend the A. Gary Anderson Family Foundation as "2014 Outstanding Foundation" by the National Association of Fundraising Professionals.
3. Commend Selma (Sally) Mitchell in recognition of her 110th birthday.

3.3 WARRANT AND WIRE TRANSFER RESOLUTION

ACTION:

Adopt - 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 WARRANT AND WIRE TRANSFER RESOLUTION – AT&T

ACTION:

Adopt - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, ALLOWING CERTAIN CLAIMS AND DEMANDS OF AT&T AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID

3.5 WARRANT AND WIRE TRANSFER RESOLUTION - BANK OF AMERICA

ACTION:

Adopt - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, ALLOWING CERTAIN CLAIMS AND DEMANDS OF BANK OF AMERICA AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID

3.6 MASTER MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF IRVINE AND THE COUNTY OF ORANGE FOR ENHANCED PUBLIC SAFETY SERVICES RELATED TO PUBLIC SAFETY REALIGNMENT (ASSEMBLY BILL 109) FOR FISCAL YEAR 2014-15

ACTION:

1. Authorize the Director of Public Safety to enter into the Master

Memorandum of Understanding between the City of Irvine and the County of Orange for enhanced public safety services related to Public Safety Realignment (Assembly Bill 109) for Fiscal Year 2014-15.

- 2. Approve a budget adjustment request in the amount of \$17,569.53 reflecting \$17,569.53 in revenues and appropriations for training costs and necessary overtime, equipment and supplies for enhanced public safety services related to Public Safety Realignment (Assembly Bill 109).

3.7 UNIVERSITY DRIVE WIDENING PROJECT

ACTION:

Adopt - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA APPROVING THE PROJECT REPORT AND CERTIFYING THE MITIGATED NEGATIVE DECLARATION FOR THE UNIVERSITY DRIVE WIDENING PROJECT

3.8 COMPREHENSIVE TRANSPORTATION FUNDING PROGRAM GRANT APPLICATIONS AND ADMINISTRATIVE AMENDMENTS

ACTION:

- 1. Adopt - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA APPROVING THE SUBMITTAL OF FUNDING APPLICATIONS TO THE ORANGE COUNTY TRANSPORTATION AUTHORITY FOR FUNDING UNDER THE COMPREHENSIVE TRANSPORTATION FUNDING PROGRAM
- 2. Approve an administrative amendment to the City of Irvine Fiscal Year 2014-15 through Fiscal Year 2020-21 Renewed Measure M Seven-Year Capital Improvement Program to add the Campus Drive Bus Stop Improvement Project.
- 3. Authorize the Mayor to sign Amendment No. 2 to Comprehensive Transportation Funding Program (CTFP) Master Funding Agreement No. C-1-2766 with the Orange County Transportation Authority.

3.9 AGREEMENT WITH EDWARDS LIFESCIENCES FOR EXEMPTION OF NEW EMPLOYEE CAFETERIA FROM IRVINE BUSINESS COMPLEX TRAFFIC IMPROVEMENT FEES

ACTION:

Authorize the City Manager to sign an Agreement for Partial Waiver of Irvine Business Complex Traffic Improvement Fees for the Edwards Lifesciences campus in Planning Area 36 pursuant to Zoning Code Section 9-36-14.H.1.

3.10 SECOND READING AND ADOPTION OF ORDINANCE NO. 14-03

LEVYING SPECIAL TAXES IN IMPROVEMENT AREA 5, COMMUNITY FACILITIES DISTRICT NO. 2013-3

ACTION:

Read by title only, second reading and adoption of ORDINANCE NO. 14-03 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, ACTING AS THE LEGISLATIVE BODY OF THE CITY OF IRVINE COMMUNITY FACILITIES DISTRICT NO. 2013-3 (GREAT PARK), LEVYING SPECIAL TAXES WITHIN IMPROVEMENT AREA NO. 5 OF THE CITY OF IRVINE COMMUNITY FACILITIES DISTRICT NO. 2013-3 (GREAT PARK)

(Unless otherwise directed by a member of the City Council, the vote at second reading will 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 be reflected. If a Councilmember is not present at the second reading /adoption, the vote will be reflected as absent.)

3.11 COMMUNITY PARTNERSHIP FUND GRANT NOMINATIONS

ACTION:

1. Approve Mayor Choi's request for Community Partnership Fund Grant nomination to the American Lung Association in the amount of \$500, Irvine Community Drug Prevention/ Irvine Prevention Coalition in the amount of \$500 and Symphony Irvine in the amount of \$1000 in support of program costs.
2. Approve Councilmember Shea's request for Community Partnership Fund Grant nomination to the Silent River Film Festival in the amount of \$750 in support of program costs.
3. Approve Councilmember Krom's request for Community Partnership Fund Grant nomination to the Ektaa Center in the amount of \$500 in support of program costs.
4. Authorize the City Manager to prepare and sign funding agreements for each organization listed in Actions 1 through 3.

4. CONSENT CALENDAR - SUCCESSOR AGENCY

All matters listed under Consent Calendar are considered by the Executive Director to be routine and enacted by one roll call vote. There will be no discussion of these items unless members of the Agency request specific items to be removed from the Consent Calendar for separate discussion. Any member of the public may address the Agency on items on the Consent Calendar. See information for Speaker's Card/Request to Speak on first page.

4.1 MINUTES

ACTION:

Approve the minutes of an adjourned regular joint meeting of the City of Irvine as Successor Agency to the dissolved Irvine Redevelopment Agency and the Irvine City Council held on October 14, 2014.

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

ACTION:

Adopt – 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

PUBLIC COMMENT - SUCCESSOR AGENCY (LIMITED TO 3 MINUTES PER SPEAKER)

Any member of the public may address the Successor Agency on items within the Successor Agency'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. See information for Speaker's Card/Request to Speak on the first page.

ADJOURNMENT - REGULAR JOINT MEETING

RECONVENE TO THE CITY COUNCIL MEETING

5. PUBLIC HEARINGS

Public Hearings are scheduled for a time certain of 4:00 p.m., unless noticed otherwise, or as soon thereafter as possible. Those wishing to address the City Council during the Public Hearing are requested to complete a form and provide it to the City Clerk prior to the hearing.
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.

5.1 APPEAL OF THE PLANNING COMMISSION ACTION APPROVING 360° FUSION RESIDENTIAL PROJECT LOCATED AT THE NORTHWEST CORNER OF MCGAW AVENUE AND MURPHY AVENUE IN PLANNING AREA 36 (IRVINE BUSINESS COMPLEX)

ACTION:

1. Receive staff report.
2. Open the public hearing; receive public input.
3. Close the public hearing.

4. City Council comments and questions.
- EITHER -
5. Continue the public hearing to a future City Council date until completion of the special counsel report.
- OR -
6. Deny the appeal, thereby upholding the Planning Commission's decisions, and receive the report of the special counsel at a later date:

A) Adopt - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA DENYING AN APPEAL THEREBY UPHOLDING THE PLANNING COMMISSION'S DECISION TO APPROVE VESTING TENTATIVE TRACT MAP 17614 (00571126-PTT) TO SUBDIVIDE 3.56 NET ACRES INTO ONE NUMBERED LOT FOR DEVELOPMENT OF 280 ATTACHED RESIDENTIAL UNITS FOR CONDOMINIUM PURPOSES, LOCATED AT THE SOUTHWEST CORNER OF MURPHY AVENUE AND MCGAW AVENUE IN PLANNING AREA 36 (IRVINE BUSINESS COMPLEX)

B) Adopt - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA DENYING AN APPEAL THEREBY UPHOLDING THE PLANNING COMMISSION'S DECISION TO APPROVE PARK PLAN 00571125-PPP FOR 280 ATTACHED RESIDENTIAL UNITS, LOCATED AT THE SOUTHWEST CORNER OF MCGAW AVENUE AND MURPHY AVENUE IN PLANNING AREA 36 (IRVINE BUSINESS COMPLEX)

C) Adopt - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA DENYING AN APPEAL THEREBY UPHOLDING THE PLANNING COMMISSION'S DECISION TO APPROVE CONDITIONAL USE PERMIT 00571123-PCPU INCLUDING A TRANSFER OF DEVELOPMENT RIGHTS AND AFFORDABLE HOUSING PLAN WITH DENSITY BONUS UNITS FOR DEVELOPMENT OF 280 ATTACHED RESIDENTIAL UNITS, LOCATED AT THE SOUTHWEST CORNER OF MCGAW AVENUE AND MURPHY AVENUE IN PLANNING AREA 36 (IRVINE BUSINESS COMPLEX)

6. COUNCIL BUSINESS

6.1 [IRREVOCABLE OFFER OF DEDICATION AND AGREEMENT REGARDING MARINE WAY BRIDGE OWNERSHIP AND](#)

MAINTENANCE FOR BUSINESS CAMPUS IN PLANNING AREA 51

ACTION:

Authorize the Mayor to execute Irrevocable Offer of Dedication and Agreement Regarding Marine Way Bridge Ownership and Maintenance.

PUBLIC COMMENT-CITY COUNCIL - Public comments will be heard at approximately 6:30 p.m. or prior to adjournment, whichever occurs earlier.

Any member of the public may address the City Council on items within the City 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. See information for Speaker's Card/Request to Speak on the first page.

ADJOURNMENT - IN MEMORIAM - CITY COUNCIL

NOTICE TO THE PUBLIC

LIVE BROADCASTING AND REBROADCASTING

Regular City Council and Successor Agency meetings are broadcast live every 2nd and 4th Tuesday of the month at 4 p.m. and are replayed on Tuesdays at 4 p.m. (in weeks in which there is not a live City Council and/or Successor Agency meeting), Sundays at 11 a.m., Wednesdays at 7 p.m., and Thursdays at 7 p.m. until the next City Council / Successor Agency meeting. All broadcasts can be viewed on Cox Communications Local Access Channel 30 and U-Verse Channel 99. City Council meetings are also available via live webcast and at any time for replaying through the City's ICTV webpage at cityofirvine.org/ictv. For more information, please contact the City Clerk's office at (949) 724-6205.

ADJOURNMENT

At 11:00 p.m., the City Council / Successor Agency 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 / Successor Agency meeting. All meetings are scheduled to terminate at 12:00 midnight.

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 once the agenda is publicly posted, (at least 72 hours prior to a regular City Council / Successor Agency meeting). Staff reports can also be downloaded from the City's website at cityofirvine.org beginning the Friday prior to the scheduled City Council / Successor Agency meeting on Tuesday.

In addition, meetings can be viewed live at the time posted on the agenda and related staff reports can be opened and viewed simultaneously along with the streaming of the meeting. To view the meeting, go to cityofirvine.org/ictv.

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.

SUPPLEMENTAL MATERIAL RECEIVED AFTER THE POSTING OF THE AGENDA

Any supplemental writings or documents distributed to a majority of the City Council / Successor Agency regarding any item on this agenda after the posting of the agenda will be available for public review in the City Clerk’s Office, One Civic Center Plaza, Irvine, California, during normal business hours. In addition, such writings or documents will be made available for public review at the respective public meeting.

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.

SUBMITTAL OF INFORMATION BY MEMBERS OF THE PUBLIC FOR DISSEMINATION OR PRESENTATION AT PUBLIC MEETINGS

Media Types and Guidelines

1. Written Materials/Handouts:

Any member of the public who desires to submit documentation in hard copy form may do so prior to the meeting or at the time he/she addresses the City Council / Successor Agency. Please provide 15 copies of the information to be submitted and file with the City Clerk at the time of arrival to the meeting. This information will be disseminated to the City Council / Successor Agency Board at the time testimony is given.

2. Large Displays/Maps/Renderings:

Any member of the public who desires to display freestanding large displays or renderings in conjunction with their public testimony is asked to notify the City Clerk’s Office at (949)724-6205 no later than 12:00 noon on the day of the scheduled meeting so that an easel can be made available, if necessary.

3. Electronic Documents/Audio-Visuals:

Any member of the public who desires to display information electronically in conjunction with their public testimony is asked to submit the information to the Public Information Office (PIO) no later than 12:00 noon on the day of the scheduled meeting. To facilitate your request contact the PIO Office at (949)724-6253 or the City Clerk’s Office at (949)724-6205.

Information must be provided on CD, DVD, or VHS; or, emailed by 12:00 noon on the day of the scheduled meeting to pio@ci.irvine.ca.us. Members of the public will be asked to provide their name, identify the meeting and the agenda item to be addressed, and a day time phone number.

The PIO office will notify the person submitting the information as soon as possible prior to the meeting if the information cannot be accessed or if the version provided is incompatible with the City’s system. Every effort will be made by City staff to facilitate the presentation.

CITY SERVICES TO FACILITATE ACCESS TO PUBLIC MEETINGS

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 the City Clerk’s Office at (949)724-6205.

Assisted listening devices are available at the meeting for individuals with hearing impairments. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. (28 CFR 35. 102-35. 104 ADA Title II)

CHALLENGING CITY DECISIONS

The time limit within which to commence any lawsuit or legal challenge to any quasi-adjudicative decision made by the City is governed by Section 1094.6 of the Code of Civil Procedure, unless a shorter limitations period is specified by any other provision. Under Section 1094.6, any lawsuit or legal challenge to any quasi-adjudicative decision made by the City must be filed no later than the 90th day following the date on which such decision becomes final. Any lawsuit or legal challenge that is not filed within this 90-day period will be barred.

If a person wishes to challenge the nature of the above actions in court, they may be limited to raising only those issues they or someone else raised at the meeting described in this notice, or in written correspondence delivered to the City of Irvine, at or prior to the meeting. In addition, judicial challenge may be limited or barred where the interested party has not sought and exhausted all available administrative remedies.

COMMUNICATION AND ELECTRONIC DEVICES

To minimize distractions, please be sure all personal communication and electronic devices are turned off or on silent mode.

MEETING SCHEDULE

Regular meetings of the City Council / Successor Agency are held on the second and fourth Tuesdays of each month at 4:00 p.m. Study Sessions and/or Closed Sessions are periodically held prior to the start of the regular meeting. Agendas are available at the following locations:

- City Clerk’s Office
- Police Department
- City’s web page at www.ci.irvine.ca.us

I hereby certify that the agenda for the City Council / Successor meeting was posted in accordance with law in the posting book located in the Public Safety Lobby of City Hall, One Civic Center Plaza, Irvine, California on _____ by _____ as well as on the City’s web page.

/s/ Molly McLaughlin
Molly McLaughlin, CMC
City Clerk / Successor Agency Secretary