



MINUTES

CITY COUNCIL REGULAR MEETING AND SPECIAL JOINT MEETING WITH THE GREAT PARK BOARD

January 10, 2023
City Council Chamber
1 Civic Center Plaza
Irvine, CA 92606

CALL TO ORDER

The regular meeting of the City Council was called to order at 4:01 p.m. on January 10, 2023, in the City Council Chamber, Irvine Civic Center, 1 Civic Center Plaza, Irvine, California; Mayor Khan presiding.

ROLL CALL

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

Mayor Khan noted additional opportunities to participate in the meeting virtually; and encouraged those providing public comments to be civil, polite, and courteous when addressing one another, City staff, and members of the public.

In addition, Carl Petersen, City Clerk, provided instructions on how to participate in the meeting; and noted that the e-comment feature had been extended, which allowed members of the public the ability to submit e-comments on all agenda items, which would be included as part of the official record and uploaded to the City's website.

1. CLOSED SESSION

City Attorney Melching announced the following Closed Session items:

- 1.1 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1): one case - City of Irvine vs. All American Asphalt (AAA), Orange County Superior Court Case No. 30-2020-01153015-CU-MC-CJC (All American Asphalt Litigation)**
- 1.2 CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION: Significant Exposure to Litigation (Gov. Code Section 54956.9(d)(2) or (3)): One Case**

Matt, Irvine resident, expressed his appreciation to the City Council for considering and working to resolve the All American Asphalt matter.

RECESS

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

RECONVENE TO THE CITY COUNCIL MEETING

Mayor Khan reconvened the City Council meeting at 5:34 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 Treseder led the Pledge of Allegiance.

INVOCATION

Pastor Frank Winans from Woodbridge Community Church provided the invocation.

2. PRESENTATIONS

2.1 2022 Beacon Leadership and Innovation Award

Mayor Khan announced that the attendees were unable to join the meeting.

2.2 Proclaim January 13, 2023, as "Korean American Day"

Mayor Khan introduced Charles Kim, Field Representative on behalf of California State Senior, David Min, and representatives from several Korean American organizations, and presented a proclamation recognizing January 13, 2023 as "Korean American Day."

2.3 Proclaim January 16, 2023, as "Dr. Martin Luther King, Jr. Day"

Mayor Khan introduced Amil Aaron, Chair of the Diversity, Equity, and Inclusion Committee, and representatives from other organizations, and presented a proclamation recognizing January 16, 2023 as "Dr. Martin Luther King, Jr. Day."

2.4 Cultural Immersion Sabbatical Program

Michael Kent, Director of Public Safety/Chief of Police, and Dave Klug, Police Commander, provided a presentation on the City's Cultural Immersion Sabbatical Program.

City Council discussion included: expressing support for the program; and inquired about anticipated time spent overseas by those participating in the program.

Received and filed.

ADDITIONS AND DELETIONS

There were no additions or deletions to the agenda.

CONVENE TO THE SPECIAL JOINT MEETING

Mayor/Chairwoman Khan convened to the special joint meeting with the Great Park Board at 5:54 p.m.

ROLL CALL

Mayor/Chairwoman Khan noted for the record that all Councilmembers and Directors were present.

PUBLIC COMMENTS - AGENDIZED ITEMS - CITY COUNCIL / GREAT PARK BOARD

Item 3.1

Gil Nelsen, Irvine resident, spoke in opposition to Councilmembers receiving a separate stipend for Great Park Board meetings if the two meetings were consolidated.

The following individuals spoke in opposition to amending the Great Park Board meeting calendar and start time:

- Eric Neshanian, Irvine resident
- Dee Fox, Irvine resident

Don Geller, Irvine resident, spoke in support of amending the Great Park Board meeting calendar and start time.

Harvey Liss, Irvine resident, spoke in support of a separate stipend for Councilmembers as Directors of the Great Park Board.

Item 4.10

The following individuals spoke in support of the City addressing homelessness:

- Dane Carstens
- Melissa Masry, Irvine resident

Item 5.1

The following individuals spoke in support of a botanical garden at Great Park, and in opposition to a proposed reduction in acreage:

- Katrina Kirkeby
- Tina Spindler
- Kay Havens
- Phil, Irvine resident

The following individuals spoke in support of a proposed reduction in acreage of a botanical garden at Great Park, and in support of a Veterans Memorial Garden:

- Alan Meyerson, Irvine resident
- Jane Roschmann, Irvine resident
- Harvey Liss, Irvine resident
- Dee Fox, Irvine resident
- Ed McNew, Irvine resident

Don Geller, Irvine resident, spoke in support and noted the importance of involving the residents, reducing the size of the amphitheater, and moving forward with the Veterans Memorial Garden.

Krystine Cistco, Irvine resident, spoke in support of prioritizing the requests of the Great Park Task Force as it includes input from the residents.

David Lingerfelt, Irvine resident, spoke in support of the proposed Framework Plan; however, he suggested that any changes be submitted to the Great Park Task Force prior to the Great Park Board for consideration.

Cassandra Holzhauer, Debora Kreimer and Gautam Karmaker, Irvine residents, spoke in support of prioritizing the requests of the Great Park Task Force, and in opposition to the Flying Leathernecks Museum.

Item 8.1

Edgardo Abalos and Phil, Irvine resident, spoke in support of lowering speed limits on Irvine Blvd. between Ridge Valley and Alton to enhance the safety of Portola High School students.

Item 8.3

The following individuals spoke in support of expanding the City Council from five members to seven:

- Alan Meyerson, Irvine resident
- Gil Nelsen, Irvine resident
- Doug Elliott, Irvine resident
- Eric Neshanian, Irvine resident
- Harvey Liss, Irvine resident
- Dane Carstens
- Carole Uhlener, University of California, Irvine Professor
- Dee Fox, Irvine resident
- Melissa Masry, Irvine resident
- Don Geller, Irvine resident

Phil, Irvine resident, spoke in opposition.

Item 8.4

The following individuals spoke in support of transitioning to district elections:

- Alan Meyerson, Irvine resident
- Gil Nelsen, Irvine resident
- Doug Elliott, Irvine resident
- Eric Neshanian, Irvine resident
- Harvey Liss, Irvine resident
- Dane Carstens
- Dee Fox, Irvine resident
- Melissa Masry, Irvine resident
- Don Geller, Irvine resident

Carole Uhlener, University of California, Irvine Professor, and Phil, Irvine resident, spoke in opposition.

Item 8.5

The following individuals spoke in support of a climate policy regarding building electrification reach for new construction:

- Adam Wood, Building Industry Association
- Ayn Craciun, Irvine resident
- Tomas Castro, Irvine resident
- Gary Stewart
- Lexi Hernandez
- Alan Meyerson, Irvine resident
- Lawrence Garber, Irvine resident
- Kyler Chin, Irvine resident
- Doug Elliott, Irvine resident
- Eric Neshanian, Irvine resident
- Simone Schmidt
- Harvey Liss, Irvine resident
- Hoyin Ip, Irvine resident
- Dane Carstens
- Kevin Privett, Irvine resident
- Suyama, Irvine resident
- Melissa Masry, Irvine resident
- Don Geller, Irvine resident
- Max Wang, Irvine resident
- Gautam Karmaker
- Youssef Kaddeche, Irvine resident
- Linda Kramer
- Phil, Irvine resident

Dee Fox, Irvine resident, spoke in opposition.

PUBLIC COMMENTS – NON-AGENDIZED ITEMS - CITY COUNCIL / GREAT PARK BOARD

Eric Neshanian, Irvine resident, noted that Korean and Armenian history share the same day of January 13; and spoke in opposition to Diversity, Equity, and Inclusion due to the exclusion of certain annual holidays.

Kim Orbe, Sierra Club, spoke in support of a climate policy regarding building electrification reach for new construction.

Carole Uhlener, University of California, Irvine, Professor, spoke in support of rank choice voting.

Dee Fox, Irvine resident, spoke in opposition to the Orange County Power Authority.

Alan Meyerson, Irvine resident, spoke in support of Councilmember Agran's proposal to withdrawal from the Orange County Power Authority if existing matters are not resolved; and in support of video cameras at Lakeview Senior Center.

CITY MANAGER'S REPORT

City Manager Chi provided a brief update on the significant progress made related to the All American Asphalt Matter; and deferred to City Attorney Melching, who noted that an administrative error had been discovered related to the uploading of certain exhibits concerning Public Hearing Item 7.1 (First Amendment to the Agreement for Solid Waste Handling Services), and that the information in the exhibits was completely consistent with what was provided in the staff report and the body of the agreement. He also noted that no requests had been received for copies of those exhibits, and that the exhibits had been printed and made available at the dais and for members of the public.

Councilmember Carroll inquired about the noted exhibits; and expressed concern about the last-minute availability of the exhibits. He then suggested that the matter be continued to the next City Council meeting.

ANNOUNCEMENTS/COMMITTEE REPORTS/COUNCIL REPORTS

Mayor Khan

- On January 5, 2023, President Biden appointed former Mayor Sukhee Kang as the United States General Services Administration (GSA) Regional Administrator for Regions 9 and 10. As a SGS Regional Administrator, former Mayor Kang will lead GSA regional offices and serve as a liaison with member of Congress, Representatives of federal, state, and local government agencies, City Councils, committee, commissions, boards, and others that benefit from GSA services in real estate, acquisition, technology, and other mission areas. Regions 9 and 10 that he will be serving include Arizona, California, Nevada, Alaska, Idaho, Oregon, Washington, American Samoa, East Asia, and Guam.
- Orange County Innovation Week is coming to Irvine. The Irvine coalition lead by octane includes high level members of University of California, Irvine (UCI), Orange County Business Council, Irvine Company, FivePoint, Greater Irvine Chamber of Commerce, and others, to attract investment into Irvine and Orange County and retain innovative companies. Orange County Innovation Week will be held May 9 through 11 and begin at UCI with a session on women entrepreneurs, which includes raising capital for women-lead companies, followed by approximately 40 companies doing a fast pitch for investors. Other session include innovative centers, economic outlook, as well as presentations by eight of the best companies that have completed Octane's accelerator program, and four companies that have built and grown their own companies here, such as Anduril.

- The City of Irvine is partnering with Second Harvest Food Bank Orange County to collect sealed, unused takeout utensil packs and unopened condiment packets that many receive but do not need. These donations will be used by Second Harvest in their meal program. Donations will be accepted through February 9 at Irvine City Hall, Great Park Visitors Center, Lakeview Senior Center, Portola Community Center, and University Community Center. For information, visit cityofirvine.org/EP.
- Members of the community are invited to a public town hall to learn more about the continued framework and development planned for Great Park on January 23, 2023 from 7 to 9 p.m. in the Council Chamber. Staff will provide information about the next phase of development, which will bring 300 acres of exciting new amenities to Great Park. No RSVP is necessary.
- The Fair Housing Foundation is a nonprofit partner of the City dedicated to eliminating housing discrimination and promoting equal access to housing. The agency will be hosting a free fair housing workshop on Tuesday, January 31, from 1:30 to 3 p.m. The event is virtual via Zoom. Those interested in attending must register online to participate in the meeting. This workshop is designed for tenants, landlords, property managers, and interested parties, and will cover information on state and federal housing laws, eviction processes, rent increases, housing discrimination, and more. For information or to register, visit cityofirvine.org or call 1-800-446-3247.
- January is National Human Trafficking Prevention and awareness Month, and beginning tomorrow, January 11, the Irvine Civic Center Clock Tower will be lit up in blue, through the end of the month, to raise awareness and help current survivors find their path toward freedom, and preventing others from becoming a victim. There are estimated to be more than 27.6 million people, adults and children, subjected to human trafficking around the world, including the United States. Traffickers often take advantage of instability caused by natural disasters, conflict, or a pandemic to exploit others. Human Trafficking can often go unreported due to misunderstanding of its definition and lack of awareness about its indicators. To learn more and respond, visit waymakersoc.org or ochumantrafficking.com. Mayor Khan also invited others to join her along with people across the world in raising awareness by wearing blue on January 11, Human Trafficking Awareness Day.

Councilmember Treseder

- Councilmember Treseder noted that she is working diligently to appoint new commissioners and committee members to various groups, including appointments to the Finance Commission, Community Services Commission, and two Great Park Task Force members. Those interested are asked to email Councilmember Treseder directly.

Councilmember Agran:

- Sam Castelo, long-time Irvine resident, recently passed away. Mr. Castelo was just shy of his 100th birthday, a personal goal of his. He grew up as a youngster in the Philippines, experienced the horrors of World War II, and the Japanese occupation of the Philippines. In 1946, he became a member of the United States Navy, which at that time was still segregated. He and his wife Lilly were among the first to be homeowners in the 1970s and settled into the Deerfield community with their five children. Both became very involved not only with the Filipino community, but also with the larger Irvine community. Mr. Castelo was also Councilmember Agran's appointee to the Civil Rights and Human Rights Committee that was developed in the 1980s. He was also an advocate for a Veteran's Memorial Park and Cemetery in the City of Irvine. Councilmember Agran asked that the City Council be adjourned in Mr. Castelo's memory.

Vice Mayor Kim

- As the City's representative to the Orange County Public Library (OCPL), Vice Mayor Kim noted that OCPL is partnering with the California state parks to offer free vehicle day use passes for all state parks in California. To participate, members of the community can visit their local branch to check out a pass.
- As the City's representative to the Orange County Mosquito and Vector Control District, Vice Mayor Kim noted that it is extremely important that residents remain diligent about eliminating standing water left behind by recent heavy rains, which are hotspots for mosquitos to lay eggs.
- Members of the community are invited to a special documentary screening *Motherland* that Vice Mayor Kim is cohosting with the University of California, Irvine (UCI), Center for Armenian Studies, the UCI Armenian Alumni Group, the UCI Armenian Students Association, and Anka Orange County. *Motherland* is directed by journalist and activist Vic Gerami, and will cover the story of indigenous Armenians of Artsakh from the Armenian Genocide up until today. The screening will be held on January 25 in the Council Chamber at 5:45 p.m., with a special screening and event that will include a Q and A with the filmmaker.

3. CONSENT CALENDAR - GREAT PARK BOARD

Moved by Vice Mayor Kim, seconded by Councilmember Carroll, and unanimously carried to approve City Council Consent Calendar Item Nos. 4.1 through 4.10. Great Park Consent Calendar Item No. 3.1 was removed from the Consent Calendar for separate discussion.

3.1 AMENDMENT TO GREAT PARK BOARD REGULAR MEETING CALENDAR AND START TIME

This item was removed for separate discussion at the request of Director Kim, who spoke in support of increasing the number of Great Park Board meetings, but asked for clarification as to whether the City Council meeting would also commence at 5 p.m.

City Attorney Melching clarified that the 4 p.m. start time for City Council meetings would remain to allow for Closed Sessions, Study Sessions, and Scoping Sessions; and that both City Council and Board Business Items would then be taken up at 5 p.m.

Board discussion included: whether the meeting time change would only apply to the first meeting of the month or all meetings moving forward; and inquired about the Great Park Board's ability to call a special meeting on its own outside of a City Council meeting.

ACTION: Moved by Vice Chairman Carroll, seconded by Director Kim, and unanimously carried to:

- 1) Adopt RESOLUTION NO. 23-01 – A RESOLUTION OF THE BOARD OF DIRECTORS OF THE GREAT PARK CORPORATION AMENDING RESOLUTION NO. 22-03 PERTAINING TO REGULAR MEETING START TIME FROM 3 P.M. TO 5 P.M.
- 2) Approve the proposed amended 2023 Great Park Board Meeting Calendar.

4. CONSENT CALENDAR - CITY COUNCIL

4.1 MINUTES

ACTION:

Approved the minutes of an adjourned regular meeting of the Irvine City Council and an adjourned regular joint meeting with the City of Irvine as Successor Agency to the dissolved Irvine Redevelopment Agency held on November 22, 2022.

4.2 COMMENDATIONS/PROCLAMATIONS

ACTION:

- 1) Commended Orange County Sanitation District General Manager James D. Herberg for outstanding public service.
- 2) Proclaimed January 22, 2023, as "Lunar New Year."

4.3 WARRANT AND WIRE TRANSFER RESOLUTION

ACTION:

Adopted RESOLUTION NO. 23-01 - 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

4.4 FINDINGS ALLOWING FOR REMOTE PARTICIPATION IN PUBLIC MEETINGS (ASSEMBLY BILL 361)

ACTION:

Declared that the findings made in RESOLUTION NO. 21-68 - "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, MAKING FINDINGS NECESSARY FOR REMOTE PARTICIPATION IN PUBLIC MEETINGS OF LEGISLATIVE BODIES OF THE CITY OF IRVINE, AS AUTHORIZED BY ASSEMBLY BILL 361" remained valid and applicable, so as to allow for remote participation in public meetings for the next 30 days.

4.5 TREASURER'S REPORT FOR THE QUARTER ENDED SEPTEMBER 30, 2022

ACTION:

Received and filed the Treasurer's Report for the quarter ended September 30, 2022.

4.6 CITY OF IRVINE INVESTMENT POLICY FOR CALENDAR YEAR 2023

ACTION:

Adopted RESOLUTION NO. 23-02 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, ADOPTING THE CITY'S ANNUAL INVESTMENT POLICY FOR CALENDAR YEAR 2023

4.7 AIR QUALITY IMPROVEMENT SPECIAL REVENUE FUND AUDIT FOR THE FISCAL YEAR ENDED JUNE 30, 2022

ACTION:

Received and filed.

4.8 SINGLE AUDIT OF FEDERALLY ASSISTED GRANT PROGRAMS FOR THE FISCAL YEAR ENDED JUNE 30, 2022

ACTION:

Received and filed.

4.9 ANNUAL COMPREHENSIVE FINANCIAL REPORT FOR THE FISCAL YEAR ENDED JUNE 30, 2022 AND AUDITORS' COMMUNICATION

ACTION:

Received and filed.

4.10 ADDITIONAL RESPONSE TO GRAND JURY REPORT TITLED "HOW IS ORANGE COUNTY ADDRESSING HOMELESSNESS?"

ACTION:

Approved and authorized the Mayor to distribute additional response to the Orange County Grand Jury Report titled "How is Orange County Addressing Homelessness?".

5. CITY COUNCIL / BOARD BUSINESS

5.1 GREAT PARK FRAMEWORK PLAN UPDATE AND DESIGN DECISION POINTS

Pete Carmichael, Executive Director, Great Park, presented the staff report and responded to questions.

City Council/Board discussion included: noting concerns about the proposed entrance to the Botanical/Veterans Memorial Gardens based on feedback by nearby residents; inquired about the timeline for the financing of the Cultural Terrace West; noted resident concerns about the lack of focus on park features; reiterated that the Flying Leathernecks Museum was a placeholder; referenced the City Council ordinance that set aside 125 acres at the Amended and Restated Development Agreement (ARDA) site; suggested memorialization of the Veterans Memorial Park via a City Council resolution; clarified a prior decision by the Great Park Board/City Council for a 125-acre Botanical Garden at the ARDA site with portions dedicated to a Veterans Memorial Park; noted support for demolition at the ARDA site; reiterated the importance of food and beverage options at Great Park; inquired about an arboretum as part of the Botanical Gardens; noted that the proposed resolution was consistent with the initiative and the provisions of the Framework Plan; inquired about how design features were incorporated with the point of entry; questioned the distance between the parking lot and entrance to the Botanical Garden; inquired about the Flying Leathernecks and associated aircraft and artifacts; noted that the Flying Leathernecks aircraft would be displayed in conjunction with the control tower; inquired about the acreage needed for the Flying Leathernecks; reiterated that the provisions of the initiative ordinance were exempt if the City retained ownership; reiterated that a 105-acre Botanical Garden and 20-acre Veterans Memorial Park included all requested features when combined; inquired about obtaining ownership of the control tower from the Federal Aviation Administration (FAA);

questioned the use of land by the FAA; noted collaboration with well capitalized partners; reiterated the need to prominently feature the City as a partner in development; inquired about whether the provision of Section 1 of the agreement were consistent with SWA's design; suggested the removal of approximate acreage in the Framework, and return with a conceptual design; and suggested a ticketing approach to fund development and maintenance.

ACTION: Moved by Councilmember/Director Agran, seconded by Councilmember/Director Treseder, to:

- 1) Approve updated concept for the Amended and Restated Development Agreement (ARDA) site; and adopt - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, TO COMMENCE ON-SITE IMPROVEMENTS AT THE GREAT PARK "ARDA" SITE, AND TO PROVIDE CONCEPTUAL DESIGN PLANS FOR A VETERANS MEMORIAL PARK AND BOTANICAL GARDENS, and direct staff to proceed with design in accordance with the resolution.
- 2) Approve concept for Cultural Terrace West and direct staff to a) proceed with design; and b) engage in formal negotiations with Cultural Terrace partners, including Flying Leathernecks, Pretend City, and Orange County Music & Dance.
- 3) Approve the concept for food and beverage and direct staff to initiate design and identify a development partner.

Additional City Council/Board discussion included: suggesting that any reference to the name "Veterans Memorial Park and Botanical Gardens" be removed from the resolution, as well as any references to acreage.

Following discussion, Councilmember/Director Agran amended his motion.

ACTION: An amendment to the main motion was made by Councilmember/Director Agran, accepted by Councilmember/ Director Treseder as the seconder, and unanimously carried to:

- 1) Approve updated concept for the Amended and Restated Development Agreement (ARDA) site; and adopt RESOLUTION NO. 23-03 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, TO COMMENCE ON-SITE IMPROVEMENTS AT THE GREAT PARK "ARDA" SITE, AND TO PROVIDE CONCEPTUAL DESIGN PLANS FOR FEATURES AT AND AROUND THE ARDA SITE, and direct staff to proceed with design in accordance with the resolution **as amended** to remove references to the name "Veterans Memorial Park and Botanical Gardens", as well as references to acreage, in the resolution.

- 2) Approve concept for Cultural Terrace West and direct staff to a) proceed with design; and b) engage in formal negotiations with Cultural Terrace partners, including Flying Leathernecks, Pretend City, and Orange County Music & Dance.
- 3) Approve the concept for food and beverage and direct staff to initiate design and identify a development partner.

6. BOARD BUSINESS

6.1 ANNUAL ELECTION OF GREAT PARK CORPORATION BOARD OF DIRECTORS CHAIRMAN/ CHAIRWOMAN AND VICE CHAIRMAN/ CHAIRWOMAN

Carl Petersen, Secretary/Clerk of the Board, explained the process and options for selecting a Chairman/ Chairwoman and Vice Chairman/ Chairwoman, for the ensuing year.

Director Kim nominated Vice Chairman Carroll to serve as Chairman for the ensuing year. There were no additional nominations.

ACTION: Moved by Director Kim, seconded by Director Agran, and unanimously carried to close the nomination period for the position of Chairman/Chairwoman and select Vice Chairman Carroll to serve as Chairman of the Great Park Board for the ensuing year.

Following the selection of Chairman/Chairwoman, Chairman Carroll opened the floor for nominations for the position of Vice Chairman/Vice Chairwoman for the ensuing year.

Director Treseder nominated Director Agran to serve as Vice Chairman for the ensuing year. There were no additional nominations.

ACTION: Moved by Director Treseder, seconded by Director Khan, and unanimously carried to close the nomination period for the position of Vice Chairman/Vice Chairwoman and select Director Agran to serve as Vice Chairman of the Great Park Board for the ensuing year.

ADJOURNMENT - SPECIAL JOINT MEETING WITH THE GREAT PARK BOARD

Moved by Councilmember/Director Treseder, seconded by Councilmember/ Chairman Carroll, and unanimously carried to adjourn the special joint meeting with the Great Park Board at 9:35 p.m.

RECONVENE TO THE CITY COUNCIL MEETING

Mayor Khan reconvened the City Council meeting at 9:35 p.m.

7. PUBLIC HEARINGS

7.1 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE APPROVING A FIRST AMENDMENT TO THE AGREEMENT FOR SOLID WASTE HANDLING SERVICES BETWEEN THE CITY OF IRVINE AND WASTE MANAGEMENT COLLECTION & RECYCLING, INC., A CALIFORNIA CORPORATION, DBA WASTE MANAGEMENT OF ORANGE COUNTY; AND, ADOPTION OF FINDINGS THAT THE ORDINANCE IS EXEMPT FROM CEQA

Mayor Khan opened the public hearing at 9:36 p.m.

City Attorney Melching noted that based on his conversation with those involved with this item, the continuation of item to the next meeting would not compromise the City’s ability to roll out the program by the April 1, 2023, deadline.

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

Continue the public hearing to January 24, 2023 at 5 p.m. or soon thereafter.

7.2 APPEAL OF THE PLANNING COMMISSION ACTION APPROVING VESTING TENTATIVE TRACT MAP 19226 AND A PARK PLAN ASSOCIATED WITH THE MCGAW RESIDENTIAL PROJECT LOCATED AT 2602 MCGAW AVENUE IN PLANNING AREA 36 (IRVINE BUSINESS COMPLEX)

Mayor Khan noted that staff was requesting that this item be continued to the January 24, 2023, at 5 p.m. or soon thereafter.

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

Continue the public hearing to January 24, 2023, at 5 p.m. or soon thereafter.

8. COUNCIL BUSINESS

8.1 ORDINANCE ESTABLISHING CHANGES AND ADDITIONS TO POSTED SPEED LIMITS

Jaimee Bourgeois, Director of Public Works and Transportation, and Patrick De Guzman, Senior Transportation Engineer, presented the staff report and responded to questions.

City Council discussion included: inquiring about making streets as safe as possible when looking at arterials and neighboring cities based on our higher speed limits; questioned the ability to reduce speed limits in certain areas based on State regulations; and suggested adding additional roundabouts in the City to reduce speeds in certain areas.

ACTION: Moved by Vice Mayor Kim, seconded by Councilmember Treseder, and unanimously carried by those members present (Councilmember Carroll absent), to:

Introduce for first reading and read by title only ORDINANCE NO. 23-01 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, DIRECTING AN AMENDMENT TO THE CITY OF IRVINE ENGINEERING AND TRAFFIC SURVEYS FOR SPEED LIMITS, AS MAINTAINED BY THE PUBLIC WORKS AND TRANSPORTATION DEPARTMENT AS THE OFFICIAL DOCUMENTATION OF DECLARED PRIMA FACIE SPEED LIMITS

8.2 APPROVAL OF APPOINTMENTS OF CITY COUNCIL REPRESENTATIVES TO CITY ADVISORY COMMITTEES AND GOVERNMENTAL AGENCIES

Mayor Khan noted that proposed appointments were based on her recommendations following discussions with her City Council colleagues.

City Council discussion included: addressing the appearance of inequities based on the proposed appointments to various committees and agencies; discussed opportunities to balance outside appointments; reiterated that the City owns the Barclay Theatre; inquired about why appointments made by other legislative bodies were included in the staff report; and questioned why the Orange County Fire Authority required a City Council resolution confirming the appointment to its Board of Directors.

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

- 1) Appoint City Council delegates and alternates to outside governmental agencies on which the City has representation for the 2023 calendar year.
- 2) Appoint City Council representatives and approve staff appointments to various City of Irvine advisory Commissions, Committees and Task Forces for the 2023 calendar year **as amended** to appoint Councilmember Carroll to the City of Irvine Hotel Improvement District Operating Committee.

- 3) Adopt Fair Political Practices Commission Public Official Appointment Form 806 and direct the City Clerk to post an amended form to the City website to report any change in appointments to the governmental agencies providing stipends as determined by the City Council.
- 4) Adopt RESOLUTION NO. 23-04 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, DESIGNATING AND APPOINTING ITS REPRESENTATIVE TO THE ORANGE COUNTY FIRE AUTHORITY'S BOARD OF DIRECTORS

8.3 CONSIDERATION OF A REQUEST BY VICE MAYOR KIM TO DISCUSS CITY COUNCIL EXPANSION AND ASSOCIATED PROCESS AND DIRECTION

This item was agendaized at the request of Vice Mayor Kim, who asked that the City Council discuss potential expansion of the City Council from its current composition of five members to seven.

Jeff Melching, City Attorney, provide a brief presentation on the associated process of expanding the City Council.

City Council discussion included: expressing support of City Council expansion with and without the transition to districts; discussed the process of submitting a potential ballot measure to the voters at either the Statewide Primary or Statewide General elections; suggested that a City Council subcommittee be established to work with staff to explore the necessary framework for expanding the City Council; noted continued population growth in Irvine; inquired about whether City Council expansion and district elections would require two separate measures or if they could be combined; noted the geographic separation of existing Councilmembers; inquired about other larger cities similar to Irvine and whether their respective elections were at-large or by district; and suggested tabling the item until Council Business Item No. 8.4 related to district elections was considered.

ACTION: Moved by Vice Mayor Kim, seconded by Councilmember Carroll, to:

Direct City staff to explore the process for expanding the City Council and return to the City Council with a proposal.

ACTION: A substitute motion was made by Councilmember Treseder, seconded by Mayor Khan, to:

Direct City staff to explore the process for expanding the City Council and return to the City Council with a proposal.

The motion carried as follows:

AYES: 3 COUNCILMEMBERS: Agran, Treseder, and Khan

NOES: 2 COUNCILMEMBERS: Carroll and Kim

ABSTAIN: 0 COUNCILMEMBERS: None

ABSENT: 0 COUNCILMEMBERS: None

8.4 CONSIDERATION OF A REQUEST FROM MAYOR KHAN TO DISCUSS POSSIBLE ESTABLISHMENT OF CITY COUNCIL DISTRICTS

This item was agendized at the request of Mayor Khan, who asked for City Council consideration and discussion of the possible establishment of City Council districts.

Jeff Melching, City Attorney, provide a brief presentation on the process of establishing City Council districts.

City Council discussion included: questioned the implementation process for City Council districts; inquired about the impacts to term limits, if any; noted the potential for some members of the City Council residing in the same district; reiterated certain provisions of the California Voting Rights Act; expressed concern about special interests if the City transitioned to districts; discussed amending the City’s Campaign Contribution Limits to become more in line with the County of Orange; suggested the services and expertise of a demographer to develop maps; and noted some public support for transitioning to districts.

ACTION: Moved by Mayor Khan, seconded by Councilmember Agran, to:

Direct staff to start the process of reviewing district elections and the expansion of the City Council from four members to six with a Mayor-at-large.

ACTION: A friendly amendment was made by Councilmember Carroll, accepted by Mayor Khan, and approved by Councilmember Agran as the seconder, to:

Direct staff to work with a City Council Subcommittee, consisting of Councilmembers Agran and Carroll, and start the process of reviewing district elections and the expansion of the City Council from four members to six with a Mayor-at-large; and engage the services and expertise of a demographer.

Following discussion, Mayor Khan withdrew her motion and suggested bifurcating the establishment of a subcommittee from the remainder of the items in her previously amended motion.

ACTION: Moved by Mayor Khan, seconded by Councilmember Carroll, to:

Direct staff to start the process of reviewing district elections and the expansion of the City Council from four members to six with a Mayor-at-large; and engage the services and expertise of a demographer.

The motion carried as follows:

AYES:	4	COUNCILMEMBERS:	Agran, Carroll, Treseder, and Khan
NOES:	1	COUNCILMEMBERS:	Kim
ABSTAIN:	0	COUNCILMEMBERS:	None
ABSENT:	0	COUNCILMEMBERS:	None

ACTION: Moved by Mayor Khan, seconded by Councilmember Carroll, to:

Establish a subcommittee consisting of two members of the City Council to work with staff on the process of reviewing district elections and the expansion of the City Council.

ACTION: A substitute motion was made by Councilmember Agran, seconded by Vice Mayor Kim, and unanimously carried to:

Establish a three-member subcommittee consisting of Vice Mayor Kim, and Councilmembers Agran and Carroll, to work with staff on the process of reviewing district elections and the expansion of the City Council.

8.3 CONSIDERATION OF A REQUEST BY VICE MAYOR KIM TO DISCUSS CITY COUNCIL EXPANSION AND ASSOCIATED PROCESS AND DIRECTION (CONTINUED)

There was no additional City Council discussion.

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

Direct staff to work with the three-member subcommittee consisting of Vice Mayor Kim, and Councilmembers Agran and Carroll, on the process for expansion of the City Council from five members to seven.

8.5 CONSIDERATION OF A REQUEST BY COUNCILMEMBER TRESEDER TO DISCUSS CLIMATE POLICY REGARDING BUILDING ELECTRIFICATION REACH FOR NEW CONSTRUCTION

This item was agendized at the request of Councilmember Treseder, who asked for City Council support for a climate policy regarding building electrification reach for new construction.

City Council discussion included: inquiring about whether there was a carve-out for multi-family housing; suggested continuing the work that has been done to date and education/outreach to community partners; discussed the impacts to restaurants; suggested a specific carve-out for water heaters for multi-family units; expressed concern about impacts to low-income and other disadvantaged households; discussed and compared the differences to the ordinance passed by the City of Encinitas; inquired about efforts underway by the state; and questioned the applicability of housing units on the University of California, Irvine, campus.

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

Direct Environmental Programs and other City staff to:

- 1) Return to the City Council with a draft building electrification reach code ordinance for new building construction modeled on successful examples such as the City of Encinitas ordinance with potential exemptions for commercial kitchens and restaurants, and a consideration of multi-family dwellings;
- 2) Return with a report of the state's activities regarding building electrification
- 3) Engage with the University of California, Irvine, to determine the extent to which the City can apply this policy to faculty housing; and return to the City Council for review and approval no later than March 14, 2023.

ADJOURNMENT

Moved by Councilmember Agran, seconded by Vice Mayor Kim, and unanimously carried to adjourn the City Council meeting in memory of long-time Irvine resident, Sam Castelo.



CITY CLERK



MAYOR OF THE CITY OF IRVINE

February 14, 2023