



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

**November 14, 2023**  
**City Council Chamber**  
1 Civic Center Plaza  
Irvine, CA 92606

**CALL TO ORDER**

The regular meeting of the Irvine City Council and regular joint meeting with the City of Irvine as Successor Agency to the dissolved Irvine Redevelopment Agency was called to order at 4:00 p.m. on November 14, 2023, in the City Council Chamber, Irvine Civic Center, 1 Civic Center Plaza, Irvine, California; Mayor/Chairwoman Khan presiding.

**ROLL CALL**

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

**1. CLOSED SESSION**

City Attorney Melching announced the following Closed Session items:

- 1.1 CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION: Significant Exposure to Litigation (Gov. Code Section 54956.9(d)(2) or (3)): One Case**

**1.2 CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION: Initiation of litigation (Government Code section 54956.9(d)(4)): One case**

There were no requests to speak.

**RECESS**

Mayor Khan recessed the City Council meeting to Closed Session at 4:04 p.m.

**RECONVENE TO THE CITY COUNCIL MEETING**

Mayor Khan reconvened the City Council meeting at 5:04 p.m. City Attorney Melching, on behalf of the City Council, announced that the City Council unanimously authorized the commencement of a lawsuit against the Orange County Transportation Authority regarding its approval of a Mitigated Negative Declaration for the development of a rail maintenance facility off Marine Way.

**PLEDGE OF ALLEGIANCE**

Councilmember Treseder led the Pledge of Allegiance.

**INVOCATION**

Pastor Lynn Linis from Free Chapel provided the invocation.

**2. PRESENTATIONS**

**2.1 Proclaim November 5 - 11, 2023, as "Animal Shelter Appreciation Week"**

Mayor Khan introduced Chris Slama, Director of Community Services, as well as Community Services Department staff and volunteers, and presented a proclamation recognizing November 5-11, 2023, as "Animal Shelter Appreciation Week."

**2.2 Irvine Unified School District**

Mayor Khan introduced Dr. Tammy Blakely, Executive Director of Student Support Services, who provided a brief overview of Irvine Unified School District's (IUSD) mission and programs through its partnership with the City of Irvine.

City Council discussion included: inquiring about financial contributions by Irvine Public Schools Foundation (IPSF) based on the state's funding allocation for IUSD; questioned whether other cities in Orange County provided funding to school districts similar to Irvine and whether combined City and IPSF funding to IUSD allowed the district to exceed average per-pupil funding compared with other districts; and inquired about potential funding gaps in student and teacher needs based on the State's financial allocation.

**By consensus**, received and filed.

**2.3 *Townsend Public Affairs State Legislative Advocacy Update***

Mayor Khan introduced Carly Shelby and Cori Takkinen from Townsend Public Affairs, who provided a state legislative advocacy update.

City Council discussion included: inquiring about a potential exemption to state housing mandates.

**By consensus**, received and filed.

**2.4 *All American Asphalt and Gateway Preserve Update***

Pete Carmichael, Assistant City Manager, provided a brief update on All American Asphalt and the Gateway Preserve.

Ali and Mel Dadashi, Irvine residents, spoke in support and of the importance of addressing other types of safety issues, including cell phone towers.

Dee Fox and Eric Neshanian, Irvine residents, expressed their appreciation to Councilmember Agran for his efforts related to the closure of the All American Asphalt plant.

There was no City Council discussion.

**By consensus**, received and filed.

**PUBLIC COMMENTS - CITY COUNCIL - NON-AGENDIZED ITEMS**

Marwan Zeidan, Irvine resident, and Paola Morales, spoke in support of the City Council calling for a cease fire in the Israel-Palestine conflict.

Guy Lemmon, Irvine resident and on behalf of the Ryan Lemmon Foundation, Woodbridge High School baseball, and the Irvine Pony/Colt Youth Organizations, and Ed Bunnell, Woodbridge High School baseball coach, expressed appreciation to the City Council and staff regarding upgrades to Windrow Park baseball facilities.

Dan Manassero, representing Manassero Farms, requested assistance in working with staff related to the Jeffrey Open Space Trail and having a water meter installed separate from Irvine Valley College.

Jason Garshfield, Irvine resident, expressed concern about the absence of an immediate announcement related to the Hangar fire regarding air pollution; spoke in opposition to leaf blowers; and in support of an investigation into the destruction of signs and property of Iranian freedom protesters.

Luelle Forrest, Irvine resident, spoke in support of low-cost spay and neuter programs for animals.

The following individuals spoke in opposition to cell phone towers near residential areas due to health concerns:

- Ali, Irvine resident
- Mel Dadashi, Irvine resident
- (949) \*\*\*-\*736
- Mila

Rana expressed her appreciation to the City Council for its efforts in closing the All American Asphalt plant, and expressed concern related to overall community health as a result of the Tustin Hangar fire.

Eric Neshanian, Irvine resident, requested that the spelling of his last name be corrected in the record; spoke in opposition to genocide denying organizations; spoke in opposition to the potential dangers related to the Tustin Hangar fire; and in opposition to actions made by Vice Mayor Kim.

Dee Fox, Irvine resident, spoke in opposition to Orange County Power Authority (OCPA) and its lack of transparency.

Michelle Johnson expressed concern regarding the City's outstanding loans to OCPA.

## **CITY MANAGER'S REPORT**

There was no report.

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

### Mayor Khan

- This past week, Mayor Khan joined a group of six mayors to represent the United States at the Smart City Expo World Congress in Barcelona, which drew over 25,000 attendees, 1,106 exhibitors, and over 800 cities from over 140 countries, showcasing the best in technology and artificial intelligence integration in cities.

Mayor Khan also spoke on several panels highlighting programs in Irvine and initiatives that the City's local businesses are working on.

- Mayor Khan congratulated University Lab Partners (ULP) for receiving the United States Department of Commerce's Build to Scale Grant of \$2 million. With this grant and a local match of another \$2 million, ULP will be able to expand support to early-stage companies through their ULP accelerator.
- Mayor Khan provided the following information on the Tustin Hangar Fire:
  - The City of Irvine has closely monitored details related to the fire, particularly possible health concerns and impacts. During the past several days, City representatives have maintained close contact with the County of Orange, the Orange County Health Care Agency (OCHCA), the Orange County Fire Authority, the City of Tustin, South Coast Air Quality Management District, and Irvine Unified School District to understand if any safety risks exist, while also keeping apprised of ongoing mitigation response efforts and ensuring proper coordination of the local response.
  - The City of Tustin is now the lead agency on the incident, and a new call center hotline has been established. Irvine residents can direct their inquiries to the call center at 714-426-2444, available from 7 a.m. to 7 p.m. daily. After 7pm, community members can leave a message. Additionally, a new debris reporting portal is operational and linked to GIS mapping. Anyone who believes they have debris from the Tustin Hangar Fire Incident, is encouraged to utilize the portal by visiting [tustinca.org](http://tustinca.org) or by contacting the call center.
  - The City has deployed appropriate response measures to ensure community safety; and within the next few days, the City will deploy additional air monitoring and testing activities at nine parks within a certain perimeter of the Tustin Hangar to monitor for possible safety concerns. No health risks or impacts have been identified for Irvine. The City is closely assessing this situation and will keep the community informed if conditions change.
- Members of the public are invited to join the City of Irvine and the Irvine 2/11 Marine Adoption Committee in brightening the season for military families by participating in the annual Holiday Toy Drive, now underway through December 11. The Holiday Toy Drive supports the families of Irvine's adopted 2/11 Marine Battalion. Help bring joy to these families during the holidays by donating an unwrapped gift suitable for infants or children up to age 12. Donation bins are located at City Hall, the Irvine Police Department, and the Great Park Visitors Center. Donations can also be dropped off during two Drive-Thru Drop-Off events at the Irvine Civic Center on Sunday, December 3, and on Saturday, December 9, from 9 a.m. to Noon. For more information, visit [cityofirvine.org/211](http://cityofirvine.org/211).

- The City is in the planning phase of a new library at Great Park and will host another Town Hall meeting at Lakeview Senior Center on Thursday, November 16, at 6 p.m. to review and discuss design options. To learn more, visit [cityofirvine.org/GreatParkLibrary](http://cityofirvine.org/GreatParkLibrary).
- The final General Plan Update workshop will take place on November 15, at 6 p.m. and focus on noise and safety. Public input will help craft the City's General Plan and preserve and enhance Irvine's quality of life as the City matures. To register for the workshop and learn more about the General Plan Update, please visit [irvine2045.org](http://irvine2045.org).
- The City of Irvine is developing a Climate Action and Adaptation Plan, a quantifiable plan of action that can be used to measure, track, and reduce greenhouse gas emissions and climate-related risks through a framework of initiatives most impactful to the City. Irvine residents and businesses are encouraged to get involved by:
  - Taking the online survey. Input from the survey will be used in combination with feedback from public workshops to inform the measures in the draft plan; and/or
  - Attending a virtual workshop on Thursday, November 30, at 5:30 p.m. to review the plan's goals, obtain information on the municipal and community greenhouse gas inventory, and engage with City staff around emissions reduction measures. Registration is required.

For more information, visit [cityofirvine.org/climate](http://cityofirvine.org/climate).

- Members of the public can use the City's magic online mailbox to send their letter to Santa by December 11. Those who submit are asked to allow one week for responses. In-person drop-off and pick-up of hand-written letters is not available. For more information, including Santa's email address, visit [cityofirvine.org/LettersToSanta](http://cityofirvine.org/LettersToSanta).
- Mayor Khan noted that she had reached out to Orange County Power Authority (OCPA) staff leadership approximately two weeks prior to the City Council meeting with questions on policies and rates, and had not received a response.

Vice Mayor Kim

- Last week, the City of Irvine hosted SoCal Startup Day, which brought together startups, venture capitalists, and angel investors. Over 1,200 people attended from throughout Southern California to meet, network, and help early-stage companies raise capital. Vice Mayor Kim noted her participation in the startup ecosystem panel alongside several organizations, including UCI ANEntrepreneur Center, Octane, and Orange County Startup Council. Women-led early-stage companies launch 54% of all startups yet receive 3.1% of all venture funding and capital.
- Irvine Tech Week will take place in April, with more information available at *irvinetechweek.com*. The goal is to develop programs that will help achieve gender equality across all industries and bridge the gender gap.
- The Orange County Fire Authority Incident Management Team has been assigned to the Tustin Hangar fire and is collaborating with multiple agencies, including the City of Irvine, to coordinate and mitigate efforts related to the incident related to demolition of the hangar, evaluation, and cleanup of the impacted areas. There is extensive air monitoring taking place in the areas surrounding the incident, with additional monitoring equipment en route. Those who believe they have debris from the fire can call 714-424-2444 from 7 a.m. to 7 p.m. daily. After 7 p.m., callers can leave a message.
- Heritage Park Library is hosting an English story time series with numerous opportunities for residents and participants to engage in short stories, songs, and rhymes. For more information, visit *ocpl.org*.
- Orange County Mosquito and Vector Control District recently discovered a positive case of West Nile virus in the City of Irvine. Residents are encouraged to wear repellent when mosquitoes are more active at dawn and dusk and urged to discard standing water in and around their properties.

Councilmember Treseder

- Councilmember Treseder provided the following updates related to Orange County Power Authority (OCPA):
  - OCPA has developed a short list in its search for a chief executive officer. Councilmember Treseder is a member of the subcommittee that will interview candidates on that short list by the end of the month and possibly select one by the end of the year.

- Last week, OCPA held a rate design workshop, which can be viewed at *OCPower.org*. Discussion encompassed what goes in to deciding rates, including the accrual of the rate stabilization reserve that helps stabilize rates in the event that energy costs increase without the need to pass on to customers, and helps the agency obtain a Standard & Poor's credit rating in the future, which would then allow the agency to buy energy on the market at lower costs. Preliminary projections show that OCPA will have a reserve of approximately \$115 million by June 30, 2024.
- The agency's Finance Officer will make a presentation at the next board meeting about modeling how lowering the Smart Choice Rate, at the intermediate tier, to be at parity with the Southern California Edison rate would affect the agency's reserve accumulation and budget. If somebody wants to keep the amount that they're charged for electricity each month and wants more renewable energy for their dollar, they would be able to make that choice.
- OCPA was named by the National Renewable Energy Lab as the sixth greenest community choice energy agency in the nation in terms of renewable energy supplied to its customers (out of over 120 such agencies); and named an Orange County Business Journal Environmental, Social & Governance Award nominee. OCPA will also be awarded the Sustainability Advocate of the Year Award on Friday, November 17, by the Asian Business Association of Orange County.

Following Announcements, City Manager Chi noted that staff would be following up on public comment related issues pertaining to the ongoing conflict in the Middle East. He also noted that the City has provided space for the community to gather and demonstrate with Irvine Police Department providing security at those locations. And finally, City Manager Chi provided information on how the City could support ongoing humanitarian efforts in the region.

#### **ADDITIONS AND DELETIONS**

There were no additions or deletions to the agenda.

#### **CONVENE TO THE REGULAR JOINT MEETING**

Mayor/Chairwoman Khan convened the regular joint meeting of the City Council with the City of Irvine as Successor Agency to the dissolved Irvine Redevelopment Agency at 7:05 p.m.

#### **PUBLIC COMMENTS - SUCCESSOR AGENCY - NON-AGENDIZED ITEMS**

There were no requests to speak.

### 3. CONSENT CALENDAR - CITY COUNCIL

Prior to adoption of the Consent Calendar, the following individuals spoke on Item Nos. 3.4 and 3.10:

#### Item 3.4

- Doug Elliott, Irvine resident, spoke in support of renaming the Senior Citizens Council to the Elder Policy Advisory Commission (EPAC) or Advisory Commission on Elder Policy (ACEP).

#### Item 3.10

- Eric Neshanian, Irvine resident, suggested that Councilmember Carroll's discretionary spending be reviewed due to the potential of being overbudget.

**Moved by Vice Mayor/Vice Chairwoman Kim, seconded by Councilmember/Boardmember Treseder, and unanimously carried to approve City Council Consent Calendar Item Nos. 3.1 through 3.3, 3.5, and 3.7 through 3.10; and Successor Agency Consent Calendar Item Nos. 4.1 and 4.2, with the exception of City Council Consent Calendar Item Nos. 3.4 and 3.6, which were removed for separate discussion.**

#### **3.1 MINUTES**

##### **ACTION:**

Approved the minutes of a regular meeting of the City Council and regular joint meeting with the City of Irvine as Successor Agency to the dissolved Irvine Redevelopment Agency held on October 10, 2023.

#### **3.2 PROCLAMATIONS**

##### **ACTION:**

- 1) Proclaimed November 2023, as "American Indian and Alaska Native Heritage Month."
- 2) Proclaimed November 2023, as "National Alzheimer's Disease Awareness Month."
- 3) Proclaimed November 2023, as "Family Court Awareness Month."
- 4) Proclaimed November 2023, as "Sikh Awareness and Appreciation Month."
- 5) Proclaimed November 5-11, 2023, as "Animal Shelter Appreciation Week."
- 6) Proclaimed November 25, 2023, as "Small Business Saturday."

**3.3 WARRANT AND WIRE TRANSFER RESOLUTION**

**ACTION:**

Adopted RESOLUTION NO. 23-95 - 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 CONSIDERATION OF A COMPREHENSIVE UPDATE OF BYLAWS FOR CITY COMMISSIONS AND COMMITTEES**

This item was removed for separate discussion at the request of Mayor Khan, who inquired about the proposed reduction in Community Services Commission meetings, the bylaw update process, and next steps including final City Council review.

Michelle Grettenberg, Assistant City Manager, responded to questions. Hillary Ahluwalia, Assistant to the City Manager, was also available for questions.

City Council discussion included: discussing the term “elder” over “senior”; and requested clarification related to the Senior Citizens Council and its classification as a commission or committee.

**ACTION: Moved by Mayor Khan, seconded by Councilmember Agran, and unanimously carried to:**

- 1) Review and approve templates for comprehensive bylaws updates for all City commissions and committees.
- 2) Direct staff to prepare and present to the City Council bylaws amendments for all commissions and committees that substantially conform with the Council-approved templates.

**3.5 CONSIDERATION OF PARTICIPATION IN A UNITED NATIONS' CAMPAIGN RELATING TO ACTIVISM AGAINST GENDER-BASED VIOLENCE**

**ACTION:**

Directed staff to utilize the social media toolkit provided by UN Women to increase awareness of the 16 Days of Activism Against Gender-Based Violence.

**3.6 FISCAL YEAR 2023-24 BUDGET ADJUSTMENT TO ALLOCATE IRVINE RECOVERY PLAN FUNDS FOR PUBLIC ARTS MASTER PLAN**

This item was removed for separate discussion at the request of Mayor Khan, who requested clarification related to the funding source.

Oliver Chi, City Manager, responded to questions.

There was no City Council discussion.

**ACTION: Moved by Mayor Khan, seconded by Councilmember Agran, and unanimously carried to:**

Approve a Fiscal Year 2023-24 budget adjustment to allocate \$210,000 of Irvine Recovery Plan Funds to develop a Public Arts Master Plan and to execute a sole source agreement with Arts Orange County, an independent non-profit arts council for Orange County, California.

**3.7 NOTICE OF REVIEW AND PENDING APPROVAL FOR TRACT MAPS IN IRVINE BUSINESS COMPLEX AND GREAT PARK NEIGHBORHOODS**

**ACTION:**  
Received and filed.

**3.8 ACCEPTANCE OF THE BOARD OF STATE AND COMMUNITY CORRECTIONS ORGANIZED RETAIL THEFT PREVENTION GRANT**

**ACTION:**

- 1) Accepted a Board of State and Community Corrections (BSCC) Organized Retail Theft (ORT) Grant award in the amount of \$5,403,369.
- 2) Authorized the Chief of Police to approve and execute, and the City Clerk to attest to a grant agreement including any amendments thereof, associated with the ORT Prevention Grant Program between the BSCC and the City of Irvine. **(Contract No. 11739)**
- 3) Approved a budget adjustment appropriating \$5,403,369, reflecting an increase in revenues and appropriations.

**3.9 ACCEPTANCE OF STATE FUNDING PROVIDED BY ASSEMBLYMEMBER PETRIE-NORRIS AND SENATOR MIN TO FUND THE REAL-TIME CRIME CENTER AND PURCHASE PUBLIC SAFETY EQUIPMENT**

**ACTION:**

- 1) Accepted state funding in the amount of \$2,990,000.
- 2) Approved a budget adjustment appropriating \$2,990,000, reflecting an increase in revenues and appropriations.

**3.10 COMMUNITY PARTNERSHIP FUND GRANT NOMINATIONS**

**ACTION:**

- 1) Approved Councilmember Carroll's request for Community Partnership Fund Grant Nomination for Love Irvine in the amount of \$1,500 in support of program costs. **(Contract No. 11740)**
- 2) Authorized the City Manager to prepare and sign a funding agreement for the organization listed above.

**4. CONSENT CALENDAR - SUCCESSOR AGENCY**

**4.1 MINUTES**

**ACTION:**

Approved the minutes of a regular joint meeting of the City of Irvine as Successor Agency to the dissolved Irvine Redevelopment Agency with the Irvine City Council held on October 10, 2023.

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

**ACTION:**

Adopted RESOLUTION NO. 23-08 – 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

**ADJOURNMENT - REGULAR JOINT MEETING**

**Moved by Vice Mayor/Vice Chairwoman Kim, seconded by Councilmember/Boardmember Treseder, and unanimously carried to adjourn the regular joint meeting with the Successor Agency at 7:19 p.m.**

**RECONVENE TO THE CITY COUNCIL MEETING**

Mayor Khan reconvened the City Council meeting at 7:19 p.m.

**5. PUBLIC HEARINGS**

**5.1 DEVELOPMENT AGREEMENT STATUS REPORT**

Mayor Khan opened the public hearing at 7:19 p.m.

Diane Vu, Principal Planner, presented the staff report and responded to questions. Marika Poynter, Manager of Planning, was also available for questions.

There were no requests to speak.

There was no City Council discussion.

**ACTION: Moved by Vice Mayor Kim, seconded by Mayor Khan, and unanimously carried to close the public hearing at 7:22 p.m.**

**ACTION: Moved by Mayor Khan, seconded by Vice Mayor Kim, and unanimously carried to:**

Find all active City Development Agreements in compliance with their respective terms and conditions.

**6. COUNCIL BUSINESS**

**6.1 ESTABLISHMENT OF THE PUBLIC ARTS COMMITTEE AND BYLAWS**

Cory Hilderbrand, Principal Community Services Manager, and Kim Mahon, Senior Management Analyst, presented the staff report and responded to questions.

City Council discussion included: inquiring about the committee's composition, size, selection process and timeline; questioned the length of terms for committee members; and inquired about the role of ArtsOC.

**ACTION: Moved by Mayor Khan, seconded by Vice Mayor Kim, and unanimously carried to:**

Introduce for first reading and read by title only – ORDINANCE NO. 23-24 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, ADDING DIVISION 7 TO TITLE 3 OF THE IRVINE MUNICIPAL CODE ESTABLISHING A PUBLIC ARTS COMMITTEE

**ACTION: Moved by Vice Mayor Kim, seconded by Mayor Khan, and unanimously carried to:**

**ACTION:**

Adopt RESOLUTION NO. 23-96 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, ADOPTING THE BYLAWS OF THE PUBLIC ARTS COMMITTEE OF THE CITY OF IRVINE

**6.2 AWARD OF CONSTRUCTION CONTRACT FOR JEFFREY OPEN SPACE TRAIL (JOST) / I-5 BICYCLE AND PEDESTRIAN BRIDGE PROJECT (CIP 341502)**

Darrell Hartman, Senior Civil Engineer, presented the staff report and responded to questions. Sean Crumby, Director of Project Delivery & Sustainability, also responded to questions. Lincoln Lo, Deputy Director of Project Delivery & Sustainability/City Engineer, was also available for questions.

Jeremy, spoke in support of the project.

City Council discussion included: requesting assurances that the selected vendor would consider all aspects of the project, including lighting; questioned whether the Community Workforce Agreement would be applicable to the project; inquired about involvement of the building trades and whether the project was a labor union shop; and questioned whether local hiring was considered and whether hiring methodology had been studied.

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

- 1) Award a construction contract in the amount of \$23,144,703 for the JOST/I-5 Bicycle and Pedestrian Bridge Project, CIP 341502, to the lowest responsive and responsible bidder, Guy F. Atkinson Construction, LLC. **(Contract No. 11741)**

- 2) Approve the budget adjustment appropriating \$3,700,000 Irvine Recovery Fund (Fund 014), to the JOST/I-5 Bicycle and Pedestrian Bridge Project, CIP 341502.
- 3) Approve and authorize the Mayor to execute a sole source professional services contract with T. Y. Lin International in the amount not-to-exceed \$2,499,989.17 for construction engineering services during construction, for the JOST/I-5 Bicycle and Pedestrian Bridge Project, CIP 341502. **(Contract No. 11745)**

### **6.3 CIVIC CENTER SOLAR PHOTOVOLTAIC AND ENERGY STORAGE**

Selene Lawrence, Energy & Outreach Administrator, presented the staff report and responded to questions. Joel Belding, Deputy Director of Great Park & Sustainability, and Nathan Griset, Vice President of Origination for TotalEnergies, also responded to questions.

City Council discussion included: questioning whether the Request for Proposals (RFP) was peer reviewed and whether any staff members had expertise in solar energy; inquired about the vendor's rate of change orders and its electrical contractor; requested clarification regarding the project timeline; questioned whether Southern California Edison had been contacted to verify that adequate power was available, and whether related costs would be additional or within the project scope; inquired about the loan pricing option as an alternative; questioned whether the project would be covered under the Community Workforce Agreement and whether subcontractors would be represented by labor unions, including the International Brotherhood of Electrical Workers; suggested purchasing the system outright as an additional alternative, and requested a price comparison for all options; inquired about potential public safety concerns; and suggested instituting a pilot initiative at a less critical location such as Great Park.

**ACTION:** Moved by Mayor Khan, seconded by Vice Mayor Kim, to:

Direct staff to, if proceeding with the Power Purchase Agreement (PPA) with Total Energies for a solar photovoltaic and battery energy storage system microgrid at Irvine Civic Center, provide a report to the City Council that includes the rate of change orders for the contractor; clarification from the contractor that it is aware of Community Workforce Agreement requirements; and a comparison of a PPA, loan pricing, and purchasing the system outright.

**ACTION\*: A friendly amendment was made by Councilmember Carroll, accepted by Mayor Khan as the maker and Vice Mayor Kim as the seconder, and unanimously carried to:**

Direct staff to, if proceeding with the Power Purchase Agreement (PPA) with Total Energies for a solar photovoltaic and battery energy storage system microgrid at Irvine Civic Center, provide a report to the City Council that includes the rate of change orders for the contractor; clarification from the contractor that it is aware of Community Workforce Agreement requirements; and a comparison of a PPA, loan pricing, and purchasing the system outright; and confirm approval from the Department of Public Safety to address impacts such as those on the Emergency Operations Center.

\* The vote on the friendly amendment takes precedence over the main motion.

**6.4 CONSIDERATION OF A REQUEST BY VICE MAYOR KIM TO DIRECT STAFF TO STUDY THE IMPLEMENTATION OF A BICYCLE / PEDESTRIAN OVERCROSSING AT THE INTERSECTION OF JAMBOREE AND EL CAMINO REAL**

This item was agendaized at the request of Vice Mayor Kim, who asked for City Council consideration to direct staff to study the implementation of a bicycle/pedestrian overcrossing at the intersection of Jamboree and El Camino Real.

Doug Elliott, Irvine resident, spoke in support of the proposal, and suggested locating the bridge at or near the intersection of Jamboree and Bryan closer to residential communities.

City Council discussion included: inquiring about the potential role of the City of Tustin; and suggested that the status of other bridges planned along Jamboree be explored, ensuring that there would be no plans to widen Jamboree.

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

Direct the City Manager and City staff to engage in a study to identify the feasibility and need for building a bicycle and pedestrian overcrossing bridge that would connect the new residential section of The Marketplace at Jamboree and El Camino Real.

**ACTION\*: A friendly amendment was made by Councilmember Agran, accepted by Vice Mayor Kim as the maker and Councilmember Carroll as the seconder, and unanimously carried to:**

Direct the City Manager and City staff to engage in a study to identify the feasibility and need for building a bicycle and pedestrian overcrossing bridge that would connect the new residential section of The Marketplace at Jamboree and El Camino Real, include a status update on other bridges along Jamboree that are under consideration, and incorporate flexibility on the bridge's location.

\* The vote on the friendly amendment takes precedence over the main motion.

**6.5 CONSIDERATION OF A REQUEST BY COUNCILMEMBER CARROLL TO DISCUSS NON-RENEWAL OF CELL PHONE TOWER LEASES ON CITY-OWNED PROPERTY**

This item was agendaized at the request of Councilmember Carroll, who asked for City Council consideration to discuss the non-renewal of cell phone tower leases on City-owned property at the intersection of Culver Drive and Shady Canyon Drive.

The following individuals spoke in support:

- Alan Meyerson, Irvine resident
- Ali, Irvine resident
- Steve
- Dr. Susan Jeffries
- Arthur Firstenberg
- Jaleh, Irvine resident
- Dee Fox, Irvine resident
- Adeleh Youssefiha, Irvine resident
- (949) \*\*\*-\*447, Irvine resident
- (949) \*\*\*-\*890

Shahram, Irvine resident, spoke in support of public safety as an important consideration with respect to cell phone towers.

Jeremy spoke in support of a presentation on the science and risks of cell phone towers prior to a vote by the City Council.

Mory Murashemi, Irvine resident, inquired about what work had been done in the planning stage for the particular site, including risk assessments.

Eric Neshanian, Irvine resident, and Tiffany I. spoke in opposition to the non-renewal of leases.

City Council discussion included: expressing concerns about the potential lack of coverage if leases were not renewed; and discussed potential health concerns and jurisdictional questions.

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

- 1) Direct staff to inform the wireless companies that the City does not intend to renew the leases at the intersection of Culver and Shady Canyon on City-owned property.
- 2) Direct staff to immediately work with the wireless providers to select a nearby site to relocate cell phone towers away from homes.
- 3) Direct staff to provide a progress report to the City Council no later than at its second meeting of February 2024.

The motion carried as follows:

AYES: 3 COUNCILMEMBERS: Agran, Carroll, and Khan

NOES: 2 COUNCILMEMBERS: Kim and Treseder

ABSENT: 0 COUNCILMEMBERS: None

ABSTAIN: 0 COUNCILMEMBERS: None

**ADJOURNMENT-CITY COUNCIL**

**Moved by Vice Mayor Kim, seconded by Mayor Khan, and unanimously carried, to adjourn the meeting at 9:05 p.m.**

  
 \_\_\_\_\_  
 MAYOR OF THE CITY OF IRVINE

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

December 12, 2023