



Steven Choi
Mayor / Chair

Jeffrey Lalloway
Mayor Pro Tem / Vice Chair

Larry Agran
Councilmember / Boardmember

Beth Krom
Councilmember / Boardmember

Christina Shea
Councilmember / Boardmember

MINUTES

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

**July 22, 2014
City Council Chamber
One 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 4:02 p.m. on July 22, 2014 in the City Council Chamber, Irvine Civic Center, One Civic Center Plaza, Irvine, California; Mayor / Chair Choi presiding.

ROLL CALL

Present:	5	Councilmember/Boardmember:	Larry Agran
		Councilmember/Boardmember:	Beth Krom
		Councilmember/Boardmember:	Christina Shea
		Mayor Pro Tempore/Vice Chair	Jeffrey Lalloway
		Mayor/Chair:	Steven Choi

RECESS

City Attorney Litfin announced the Closed Session item, following which Mayor Choi convened the regular City Council meeting to Closed Session at 4:03 p.m. There were no public comments related to the Closed Session item.

1. CLOSED SESSION

- 1.1 CONFERENCE WITH REAL PROPERTY NEGOTIATORS PER GOVERNMENT CODE SECTION 54956.8: Property: 1.25-acre parcel of land which is located along future 8th Street within the Great Park Property. Agency Negotiators: Sean Joyce, City Manager and Eric Tolles, Community Development Director. Negotiating Parties: City of Irvine, The Irvine Land Company LLC, and Orange County Fire Authority. Under Negotiation: Price and terms of payment.**

RECONVENE TO THE CITY COUNCIL MEETING

Mayor Choi reconvened the regular City Council meeting at 5:02 p.m. City Attorney Litfin, on behalf of the City Council, announced that no reportable action was taken in Closed Session.

PLEDGE OF ALLEGIANCE

Mayor Pro Tempore Lalloway led the Pledge of Allegiance.

INVOCATION

Mayor Choi invited Pastor Jody Bartell from Free Chapel OC in Irvine to provide the invocation.

MUSICAL PRESENTATION

Mayor Choi introduced Catherine Song, who performed "God Bless America" and "America the Beautiful."

2. PRESENTATIONS

- 2.1 Receive Orange County Vector Control Presentation on the Tiger Mosquito**

Mayor Choi introduced Jared Dever, Director of Communications from Orange County Vector Control, who provided a presentation on the Asian Tiger Mosquito.

2.2 Receive Third Party Survey Results Concerning the Utilization of City Resources

Mayor Choi introduced Becky Shane and Matthew Cohen, interns working with Councilmember Krom, who presented their survey results taken among high school students in Irvine about awareness and utilization of City resources.

CITY MANAGER'S REPORT

There was no report.

ANNOUNCEMENTS/COMMITTEE REPORTS/COUNCIL REPORTS

Mayor Choi made the following announcements:

- The Sizzlin' Summer Concert series continues every Sunday at Mike Ward Community Park – Woodbridge through August 24. July 27 features the Pacific Symphony for its annual Symphony in the Cities performance. All concerts begin at 5:30 p.m. For information, visit cityofirvine.org.
- Irvine residents are urged to make pool safety a priority this summer. Information about pool safety and CPR classes can be found in the summer edition of *Inside Irvine*, and online at cityofirvine.org or ocfa.org.

ADDITIONS AND DELETIONS

There were none.

CONVENE TO THE REGULAR JOINT MEETING – 5:35 p.m.

Mayor / Chair Choi convened to the regular joint meeting with the Successor Agency at 5:35 p.m.

3. CONSENT CALENDAR

ACTION: Moved by Councilmember/Boardmember Agran, seconded by Councilmember/Boardmember Shea, and unanimously carried to approve City Council Consent Calendar Item Nos. 3.1 through 3.16 and Successor Agency Consent Calendar Item Nos. 4.1 through 4.2, with the exception of City Council Consent Calendar Item No. 3.7, which was removed for separate discussion.

3.1 MINUTES

ACTION:

Approved the minutes of a 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 held on July 8, 2014.

3.2 PROCLAMATIONS

ACTION:

Proclaimed July 27, 2014 as "Carl St.Clair Day."

3.3 WARRANT AND WIRE TRANSFER RESOLUTION

ACTION:

Adopted RESOLUTION NO. 14-83 - 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:

Adopted RESOLUTION NO. 14-84 - 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

Councilmember Krom abstained.

3.5 WARRANT AND WIRE TRANSFER RESOLUTION – BANK OF AMERICA

ACTION:

Adopted RESOLUTION NO. 14-85 - 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

Councilmember Agran abstained.

3.6 DEFINED BENEFIT AND DEFINED CONTRIBUTION PENSION PLAN AUDITS FOR THE YEAR ENDED DECEMBER 31, 2013

ACTION:

Received and filed the Defined Benefit and the Defined Contribution Pension Plan audits for the year ended December 31, 2013.

3.7 PARK DESIGN FOR THE 688-ACRE ORANGE COUNTY GREAT PARK IMPROVEMENT AREA

This item was removed for separate discussion at the request of Councilmember Agran and considered by the City Council following Council Business Item No. 5.3. See page 10.

3.8 ACCEPTANCE OF GRANT FROM COUNTY OF ORANGE OFFICE ON AGING AND BUDGET ADJUSTMENT

ACTION:

- 1) Accepted a \$267,532 grant from the County of Orange Office on Aging to fund the Elderly Nutrition Program, Nutrition Transportation, Case Management and In-Home Services.
- 2) Approved a Budget Adjustment in the amount of \$4,637 from the Nutrition Program Fund (128).

3.9 IRVINE COMMUNITY NURSERY SCHOOL LEASE AGREEMENT

ACTION:

Authorized the Mayor to execute Amendment No. 1 to the Irvine Community Nursery School Lease Agreement to extend the agreement term through August 25, 2019.

3.10 CITY OF IRVINE PARTICIPATION IN "IRVINE HOST TOWN" IN SUPPORT OF THE 2015 SPECIAL OLYMPICS WORLD GAMES IN LOS ANGELES

ACTION:

Approved the City's support of the 2015 Special Olympics World Games in Los Angeles by allowing Irvine Host Town to use the City logo, subject to the City Logo Policy; providing Irvine Host Town access to City facilities at no charge for events during the athletes' stay in Irvine; and authorized City staff to assist with Irvine Host Town efforts such as public awareness and media, safety and security, and activities and special events.

3.11 NOTICE OF REVIEW AND PENDING APPROVAL FOR TRACT MAPS IN GREAT PARK NEIGHBORHOODS

ACTION:

Received and filed

3.12 PURCHASE OF A SPONSORSHIP FOR THE IRVINE PUBLIC SCHOOLS FOUNDATION "SPIRIT OF EXCELLENCE" EVENT

ACTION:

Approved the purchase of a Gold sponsorship for the September 27, 2014 Irvine Public Schools Foundation "Spirit of Excellence" fundraising event at a cost of \$10,000.

3.13 DESIGNATION OF VOTING DELEGATES FOR LEAGUE OF CALIFORNIA CITIES 2014 ANNUAL CONFERENCE

ACTION:

Appointed Mayor Choi to serve as the voting delegate for the Annual Business Meeting at the League of California Cities 2014 Annual Conference.

3.14 DISSOLUTION OF EL TORO PROPERTY LAND USE DEVELOPMENT AD HOC COMMITTEE

ACTION:

Approved the dissolution of the El Toro Property Land Use Development Ad Hoc Committee effective July 22, 2014 and directed staff to provide the City Council with periodic status reports of any County land use entitlement plans for the El Toro properties.

3.15 JOINT COMMUNITY FACILITIES AGREEMENT WITH IRVINE RANCH WATER DISTRICT FOR GREAT PARK COMMUNITY FACILITIES DISTRICT 2013-3

ACTION:

Adopted RESOLUTION NO. 14-87 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, AUTHORIZING THE EXECUTION OF A JOINT COMMUNITY FACILITIES AGREEMENT

3.16 ORANGE COUNTY GREAT PARK CLINIC IN THE PARK AGREEMENTS

ACTION:

Authorized the City Manager to approve Agreements in substantial conformance to the agreements attached to the staff report for the Clinic in the Park health program with the Hurtt Family Health Clinic, The Volunteer Center of Greater Orange County doing business as OneOC, and the Regents of the University of California on behalf of the University of California, Irvine Program in Nursing Science.

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 and the Irvine City Council held on July 8, 2014.

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

ACTION:

Adopted RESOLUTION NO. 14-03 – 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

There were no public comments.

ADJOURNMENT – REGULAR JOINT MEETING

Moved by Councilmember / Boardmember Shea, seconded by Mayor Pro Tempore / Vice Chair Lalloway, and unanimously carried to adjourn the regular joint meeting with the Successor Agency at 5:40 p.m.

RECONVENE TO THE REGULAR CITY COUNCIL MEETING

Mayor Choi reconvened the regular City Council meeting at 5:41 p.m., and citing the amount of speaker slips related to Agenda Item No. 5.3, reordered the agenda noting that Agenda Item Nos. 3.7 and 5.2 would immediately follow Agenda Item No. 5.3.

5. COUNCIL BUSINESS

5.1 ***BOND ISSUANCE FOR COMMUNITY FACILITIES DISTRICT NO. 2013-3 (GREAT PARK) IMPROVEMENT AREA NO. 1***

Valaya Chitchakkol, Finance Administrator, provided the staff report and responded to questions. Tom Johnsen and Paul Pender of Fieldman, Rolapp & Associates also made a brief presentation and responded to questions.

City Council discussion included: explanation of the 6:1 lien ratio (value of land to bond amount); why only \$66 million is generated out of an authorized \$73 million; and average interest rates for bonds.

ACTION: Moved by Councilmember Shea, seconded by Mayor Pro Tempore Lalloway, and unanimously carried to:

Adopt RESOLUTION NO. 14-88 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 2013-3 (GREAT PARK) OF THE CITY OF IRVINE, AUTHORIZING THE ISSUANCE OF ITS IMPROVEMENT AREA NO. 1 SPECIAL TAX BONDS, SERIES 2014 IN A PRINCIPAL AMOUNT NOT TO EXCEED ONE HUNDRED MILLION DOLLARS (\$100,000,000) AND APPROVING CERTAIN DOCUMENTS AND TAKING CERTAIN OTHER ACTIONS IN CONNECTION THEREWITH

5.3 ***CONSIDERATION OF COUNCILMEMBER AGRAN'S REQUEST TO CONVEY SPECIFIC CITY PROPERTY TO THE STATE FOR PURPOSES OF CREATING THE SOUTHERN CALIFORNIA VETERANS MEMORIAL PARK AND CEMETERY***

This item was agendized at the request of Councilmember Agran, who asked that the City Council consider the adoption of a resolution expressing intent to convey specific City property to the State of California for purposes of creating a Southern California Veterans Memorial Park and Cemetery at the Orange County Great Park.

Dan Jung, Special Assistant to the Chief of Police, made a brief presentation and responded to questions regarding the responsibility of costs for site clean-up. Cliff Wallace, Manager of Real Property and Great Park Site Administration, also responded to questions.

The following individuals spoke in support of conveying specific land for a Veterans Memorial Park and Cemetery at the Orange County Great Park:

Sharon Quirk-Silva, Assemblywoman, 65th District
Drew Leavens
Peter Katz
Patrick McIntosh
Neil Reich
Bill Cook
Jane Olinger
David Olinger
Marilyn Harris
Melissa Fox
Ronald Bengocletea
Thomas Sandy
Dr. Richard M. Ramirez
Zeke Hernandez
Bob Marlowe
Beth Refakes
Robert Brower
Sam Castelo
Sandy Stiassny
Jack Fancher
Ed Pope
Cheri Whitehead
J.R. Nichols

Ben Rejniak submitted a Request to Speak card but did not speak.

City Council discussion included: City Council updates by the Veterans Cemetery Ad Hoc Committee; low-income housing for Veterans; clean-up costs and requirements for proposed site, whether costs for such clean-up would come from the General Fund, and adding language to the proposed resolution addressing these costs; consideration of Assembly Bill 1453 by the Appropriations Committee of the California State Senate; recent approval of the Military Banner Program; acreage of proposed site; whether same clean-up requirements would apply for a different type of development on the proposed site; period of time for full build-out of a Veterans Memorial Park and Cemetery; contingency of the final passage of Assembly Bill 1453 and agreement between the City and State/Federal governments; and County

Supervisor Todd Spitzer's proposal for a Veterans Memorial Park and Cemetery in Santiago Canyon.

ACTION: Moved by Councilmember Agran, seconded by Mayor Pro Tempore Lalloway, and unanimously carried to:

Adopt RESOLUTION NO. 14-92 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, EXPRESSING THE INTENT TO CONVEY SPECIFIC CITY PROPERTY TO THE STATE FOR PURPOSES OF CREATING THE SOUTHERN CALIFORNIA VETERANS MEMORIAL PARK AND CEMETERY

RECESS

Mayor Choi called a recess at 7:42 p.m.

RECONVENE

Mayor Choi reconvened the regular City Council meeting at 7:51 p.m.

3.7 *PARK DESIGN FOR THE 688-ACRE ORANGE COUNTY GREAT PARK IMPROVEMENT AREA*

This item was removed for separate discussion at the request of Councilmember Agran, who suggested continuing the item to a future meeting date for further discussion by the City Council. Eric Tolles, Director of Community Development, and Barry Curtis, Manager of Planning Services, responded to questions.

ACTION: Moved by Councilmember Agran, seconded by Councilmember Krom, to continue the item to the following City Council meeting.

Mary Ann Gaido, Planning Commissioner, spoke in opposition to approving the park design, and expressed concern that Upper Bee Canyon would only be accessed by surrounding homeowners. She also spoke in opposition to a public golf course due to the current drought situation.

Harvey Liss spoke in opposition to the park design and golf course as proposed.

City Council discussion included: whether the 688-acre development by FivePoint Communities Management, Inc. conformed to the Great Park Master Plan; approval of Master Plan Modification No. 2 by the Planning Commission at its meeting of July 17, 2014; City Council as approving body for the Park Design; overall design process by the developer; ongoing Great Park Audit; future public golf course, walkability and bicycling at the Orange

County Great Park; development at the Orange County Great Park thus far and development fees received by the City at the time of sale by the Navy to Lennar / Heritage Fields / FivePoint Communities Management, Inc.; overall vision for the Orange County Great Park; and utilization of Upper Bee Canyon by the public and access to parking.

ACTION*: A substitute motion was made by Councilmember Shea, seconded by Mayor Choi, to:

Adopt RESOLUTION NO. 14-86 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, APPROVING PARK DESIGN 00598938-PPD FOR THE 688-ACRE ORANGE COUNTY GREAT PARK IMPROVEMENT AREA; LOCATED IN PLANNING AREA 51

The motion carried as follows:

AYES: 3 COUNCILMEMBERS: Lalloway, Shea and Choi
NOES: 2 COUNCILMEMBERS: Agran and Krom
ABSENT: 0 COUNCILMEMBERS: None

* The substitute motion carried and takes precedence over the main motion; therefore, a vote was not taken on the main motion.

5.2 RESOLUTIONS CALLING AND GIVING NOTICE OF A GENERAL MUNICIPAL ELECTION TO BE HELD NOVEMBER 4, 2014 FOR THE SUBMISSION OF A PROPOSED MEASURE, AN ORDINANCE ESTABLISHING POLICIES RELATING TO FISCAL TRANSPARENCY AND REFORMS FOR THE ORANGE COUNTY GREAT PARK PROJECT AND REQUESTING CONSOLIDATION WITH THE STATEWIDE GENERAL ELECTION; SETTING PRIORITIES FOR FILING WRITTEN ARGUMENTS AND DIRECTING CITY ATTORNEY TO PROVIDE IMPARTIAL ANALYSIS; AND PROVIDING FOR THE FILING OF REBUTTAL ARGUMENTS

Councilmember Shea left the meeting at 8:58 p.m. and was not present for Council Business Item No. 5.2.

Mayor Pro Tempore Lalloway provided brief opening remarks and briefly reviewed prior City Council discussion at the July 8, 2014 City Council meeting regarding submission of the measure. Molly McLaughlin, City Clerk, and Todd Litfin, City Attorney, provided the staff report and responded to questions.

City Council discussion included: established deadlines for the Impartial Analysis, Direct and Rebuttal Arguments; City Council as the authorized body to file a Direct Argument in favor of the proposed measure; opportunity for Rebuttal Arguments per the California Elections Code; whether the ordinance requires that all expenditures must be approved by the City Council and whether staff had discretion for certain expenditures or if special meetings were necessary for approval of unanticipated expenditures; whether a contingency fund was necessary for emergency expenditures; whether a whistleblower provision already exists; whether the ordinance requires that Great Park Board of Directors will only comprise of existing Councilmembers; further clarification of Section 4B of the proposed ordinance with respect to the budget process and clarifying its intent; and providing legislative history in the City Attorney's Impartial Analysis.

ACTION: Moved by Mayor Pro Tempore Lalloway, seconded by Mayor Choi, and unanimously carried by those members present, to:

1. Adopt RESOLUTION NO. 14-89 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA:
 - (1) CALLING AND GIVING NOTICE OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 4, 2014, FOR THE SUBMISSION OF A PROPOSED MEASURE, AN ORDINANCE ESTABLISHING POLICIES RELATING TO FISCAL TRANSPARENCY AND REFORMS FOR THE ORANGE COUNTY GREAT PARK PROJECT; AND
 - (2) REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF ORANGE TO CONSOLIDATE A GENERAL MUNICIPAL ELECTION TO BE HELD ON NOVEMBER 4, 2014, WITH THE STATEWIDE GENERAL ELECTION TO BE HELD ON THE DATE PURSUANT TO SECTION 10403 OF THE ELECTIONS CODE
2. Adopt RESOLUTION NO. 14-90 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, SETTING PRIORITIES FOR FILING WRITTEN ARGUMENTS REGARDING A PROPOSED MEASURE, AN ORDINANCE ESTABLISHING POLICIES RELATING TO FISCAL TRANSPARENCY AND REFORMS FOR THE ORANGE COUNTY GREAT PARK PROJECT; AND DIRECTING THE CITY ATTORNEY TO PREPARE AN IMPARTIAL ANALYSIS FOR A GENERAL MUNICIPAL ELECTION TO BE HELD ON NOVEMBER 4, 2014; and

Authorize Mayor Pro Tempore Lalloway to author, and all five Councilmembers to sign, an argument in favor of the proposed measure.

3. Adopt RESOLUTION NO. 14-91 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, PROVIDING FOR THE FILING OF REBUTTAL ARGUMENTS REGARDING A PROPOSED MEASURE, AN ORDINANCE ESTABLISHING POLICIES RELATING TO FISCAL TRANSPARENCY AND REFORMS FOR THE ORANGE COUNTY GREAT PARK PROJECT

The motion carried as follows:

AYES: 4 COUNCILMEMBERS: Agran, Krom, Lalloway, and Choi
NOES: 0 COUNCILMEMBERS: None
ABSENT: 1 COUNCILMEMBERS: Shea

PUBLIC COMMENTS

Allan Bartlett spoke in favor of the Great Park audit.

Gail Lewis spoke on past comments made by HSNO and Special Counsel Alleshire and Wynder with respect to the Great Park audit.

Ilya Tseglin spoke about a domestic issue concerning his autistic son and continued legal issues.

Michael Klubnikin spoke on behalf of his friend, Ilya Tseglin, who continues to seek legal assistance for a domestic issue related to his autistic son.

Michael Ann Herring and Dinah Frieden spoke in opposition to the Great Park audit.

Barbra Cunningham-Skurnik expressed concerns relating to the political atmosphere in the City.

Mary Ann Gaido spoke in opposition to the funds spent on the Great Park audit and suggested that the City Council redirect those funds for Great Park programming.

ADJOURNMENT

Moved by Councilmember Krom, seconded by Mayor Pro Tempore Lalloway, and unanimously carried by those members present (Councilmember Shea absent) to adjourn the meeting at 9:20 p.m.


MAYOR OF THE CITY OF IRVINE


CITY CLERK OF THE CITY OF IRVINE

August 26, 2014