



MINUTES

CITY COUNCIL REGULAR MEETING

September 24, 2013
City Council Chamber
One Civic Center Plaza
Irvine, CA 92606

Steven Choi
Mayor

Jeffrey Lalloway
Mayor Pro Tempore

Larry Agran
Councilmember

Beth Krom
Councilmember

Christina Shea
Councilmember

CALL TO ORDER

The regular meeting of the Irvine City Council was called to order at 4:07 p.m. on September 24, 2013 in the City Council Chamber, Irvine Civic Center, One Civic Center Plaza, Irvine, California; Mayor Choi presiding.

ROLL CALL

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

1. CLOSED SESSION

**1.1 CONFERENCE WITH LEGAL COUNSEL - INITIATION OF LITIGATION -
NORTHWOOD COMMUNITY CENTER EXPANSION PROJECT
(Pursuant to Government Code Section 54956.9(c))**

City Attorney Litfin announced the Closed Session item, following which Mayor Choi convened to Closed Session at 4:08 p.m. There were no public comments related to the Closed Session item.

RECONVENE TO THE CITY COUNCIL MEETING

Mayor Choi reconvened the City Council meeting at 5:05 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 Choi led the Pledge of Allegiance.

INVOCATION

Mayor Choi invited Pastor Graham McGuinness from Woodbridge Community Church in Irvine to provide the invocation.

MUSICAL PRESENTATION

Mayor Choi introduced Barbara Ellen Schilling, who performed the National Anthem and "Besame Mucho."

2. PRESENTATIONS

**2.1 Recognition of University of California, Irvine Men's Volleyball 2013
NCAA National Championship Winners**

Mayor Choi introduced members of the University of California, Irvine Men's Volleyball team and congratulated each for winning the 2013 NCAA Volleyball Championship. He also presented each member with a Certificate of Recognition.

2.2 Urban Land Institute Presentation

Mayor Choi introduced Phyllis Alzamora, Executive Director of the Urban Land Institute – Orange County/Inland Empire, and Bryce Bunker, RBF Consulting and MyPlaceOC Team Member, who spoke about the recent trend in college graduates and young professionals leaving Orange County.

CITY MANAGER'S REPORT

There was no report.

ANNOUNCEMENTS/COMMITTEE REPORTS/COUNCIL REPORTS

Councilmember Krom announced that she, alongside Mayor Choi, had an opportunity to represent the City of Irvine at the California League of Cities Annual Conference, where she was also sworn in as a representative of the League's Orange County Board.

Mayor Choi made the following announcements:

- The City's 12th annual Global Village Festival will take place from 10 a.m. to 6 p.m. on Saturday, September 28 at Bill Barber Park. For information, call 949-724-6606 or visit *irvinefestival.org*.
- The U.S. Department of Energy Solar Decathlon will take place at the Orange County Great Park from October 3-6 and October 10-13 from 11 a.m. to 7 p.m. Admission is free; parking is \$5. For information, visit *solardecathlon.gov* or *the-xpo.org*.
- City of Irvine Senior Services will host a Senior Health and Resource Expo on Saturday, October 12 from 9 a.m. to noon at the Lakeview Senior Center. For information, visit *irvineseniors.org* or call 949-724-6908.

ADDITIONS AND DELETIONS

There were no additions or deletions to the agenda.

3. CONSENT CALENDAR

ACTION: Moved by Councilmember Shea, seconded by Mayor Pro Tempore Lalloway, and unanimously carried to approve City Council Consent Calendar Item Nos. 3.1 through 3.7.

3.1 MINUTES

ACTION:

Approved the minutes of a regular meeting of the Irvine City Council and regular joint meeting with the Successor Agency to the dissolved Irvine Redevelopment Agency held on September 10, 2013.

3.2 PROCLAMATIONS

ACTION:

Proclaimed September 2013 as "World Alzheimer's Month."

3.3 WARRANT AND WIRE TRANSFER RESOLUTION

ACTION:

Adopted RESOLUTION NO. 13-111 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE ALLOWING CERTAIN CLAIMS AND DEMANDS AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID

3.4 WARRANT AND WIRE TRANSFER RESOLUTION - AT&T

ACTION:

Adopted RESOLUTION NO. 13-112 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE 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. 13-113 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE 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 ACCEPTANCE OF 2013-14 ORANGE COUNTY REAL ESTATE FRAUD PROSECUTION TRUST FUND PROGRAM GRANT

ACTION:

- 1) Accepted a Real Estate Fraud Prosecution Trust Fund Program grant award in the amount of \$33,000.
- 2) Approved a budget adjustment request in the amount of \$33,000 reflecting \$33,000 in revenues and appropriations.

**3.7 TREASURER'S ANNUAL REPORT FOR THE FISCAL YEAR ENDED
JUNE 30, 2013**

ACTION:

Received and filed.

4. PUBLIC HEARINGS

**4.1 APPEAL OF THE PLANNING COMMISSION ACTION APPROVING
VESTING TENTATIVE TRACT MAP 17523 (00561695-PTT), MASTER
LANDSCAPE AND TRAILS PLAN (00561700-PMP) AND PARK PLAN
(00561705-PPP) IN NORTHWOOD POINT (PLANNING AREA 5B)**

City Manager Joyce introduced Tim Gehrich, Manager of Planning Services; Steven Higa, Principal Planner; and Joel Belding, Senior Planner, who provided the staff report and responded to City Council questions.

Mayor Choi opened the public hearing at 5:51 p.m.

Robert Odell, appellant, spoke in opposition to staff's recommendation to deny the appeal of the Planning Commission's decision to approve the Vesting Tentative Tract Map 17523, Master Landscape and Trails Plan, and Park Plan in Northwood Point. He also stated his concerns regarding setback and width of the proposed pedestrian trail.

The following individuals also spoke in opposition to staff's recommendation to deny the appeal of the Planning Commission's decision to approve the Vesting Tentative Tract Map 17523, Master Landscape and Trails Plan, and Park Plan in Northwood Point:

Shelley Armstrong
Doug Walker
Dave Melvold
Don Stewart
William Von Blasingame

Ruth Anderson spoke in opposition to high density housing as part of the project.

Michael LeBlanc, Irvine Company, provided an overview of the project and spoke in support of denying the appeal of the Planning Commission's decision to approve the Vesting Tentative Tract Map 17523, Master Landscape and Trails Plan, and Park Plan in Northwood Point. He also expressed the company's commitment to continue working with community members and City staff as the project moves forward to address various concerns with the project.

City Council discussion included: additional approvals necessary by the Planning Commission as the project moves forward; clarification that only grading can occur at this time; setback and width of the paseo; maintenance ownership; children's safety and walk ability/bike ability along the paseo; privacy concerns for those living adjacent to the paseo and proposed landscaping to address these issues; and whether or not single story homes are planned as part of the project.

ACTION: Moved by Councilmember Shea, seconded by Councilmember Krom, and unanimously carried to close the public hearing at 7:40 p.m.

ACTION: Moved by Councilmember Agran, seconded by Mayor Pro Tempore Lalloway, and unanimously carried to approve waiving and returning of all fees incurred by the appellant with respect to the filing of the appeal.

ACTION: Moved by Councilmember Shea, seconded by Councilmember Krom, and unanimously carried to:

- 1) Adopt RESOLUTION NO. 13-114 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE DENYING AN APPEAL THEREBY UPHOLDING THE PLANNING COMMISSION'S DECISION TO APPROVE VESTING TENTATIVE TRACT MAP 17523 (00561695-PTT) TO SUBDIVIDE 297.23 ACRES INTO 27 NUMBERED LOTS AND 43 LETTERED LOTS FOR THE DEVELOPMENT OF UP TO 1,900 RESIDENTIAL DWELLING UNITS; LOCATED WITHIN PLANNING AREA 5B (NORTHWOOD POINT); FILED BY IRVINE COMMUNITY DEVELOPMENT COMPANY
- 2) Adopt RESOLUTION NO. 13-115 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE DENYING AN APPEAL THEREBY UPHOLDING THE PLANNING COMMISSION'S DECISION TO APPROVE MASTER LANDSCAPE AND TRAILS PLAN (00561700-PMP); LOCATED IN PLANNING AREA 5B (NORTHWOOD POINT); FILED BY IRVINE COMMUNITY DEVELOPMENT COMPANY
- 3) Adopt RESOLUTION NO. 13-116 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE DENYING AN APPEAL THEREBY UPHOLDING THE PLANNING COMMISSION'S DECISION TO APPROVE PARK PLAN (00561705-PPP) WITHIN THE 2.3I MEDIUM DENSITY RESIDENTIAL ZONING DISTRICT IN PLANNING AREA 5B (NORTHWOOD POINT); FILED BY IRVINE COMMUNITY DEVELOPMENT COMPANY

- 4) Direct staff to continue working with the community and Irvine Company based on the applicant's verbal commitment to work with interested community members and City staff prior to the submittal of developer level tract maps and master plans on issues of neighborhood design with respect to issues such as building heights, setbacks, project density, lot size and landscaping for homes adjacent to the paseo.

4.2 INTERIM URGENCY ORDINANCE TO ESTABLISH A MORATORIUM ON THE ISSUANCE OF PERMITS FOR BATTING CAGES ON RESIDENTIAL LOTS CITYWIDE, AND THE ALLOWANCE OF CHAIN LINK FENCING AND ACCESSORY STRUCTURES OVER 250 SQUARE FEET IN PLANNING AREA 4, LOWER PETERS CANYON

Mayor Pro Tempore Lalloway noted a conflict-of-interest due to the proximity of his residence and abstained from discussion. He left the dais at 8:01 p.m.

City Manager Joyce noted that in light of Mayor Pro Tempore Lalloway's recusal, the motion to approve an interim urgency ordinance requires four affirmative votes.

City Manager Joyce introduced Tim Gehrich, Manager of Planning Services, who provided the staff report and responded to questions.

Mayor Choi opened the public hearing at 8:07 p.m. The following individuals spoke in support of the interim urgency ordinance:

Suzanne Skov
Chris Flynn

ACTION: Moved by Councilmember Shea, seconded by Councilmember Krom, and unanimously carried by those members present to close the public hearing at 8:13 p.m.

There was no City Council discussion.

ACTION: Moved by Councilmember Krom, seconded by Councilmember Shea, and unanimously carried by those members present to:

Adopt INTERIM URGENCY ORDINANCE NO. 13-05 – AN INTERIM URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE ESTABLISHING A MORATORIUM ON THE ISSUANCE OF PERMITS FOR BATTING CAGES ON RESIDENTIAL LOTS CITYWIDE, AND THE ALLOWANCE OF CHAIN LINK FENCING AND ACCESSORY STRUCTURES OVER 250 SQUARE FEET IN PLANNING AREA 4, LOWER PETERS CANYON, PENDING THE REVIEW OF CONTEMPLATED AMENDMENTS TO THE CITY’S ZONING ORDINANCE

As amended to include a correction in Section 2 of the Interim Urgency Ordinance per the errata memo dated September 24, 2013.

The motion carried as follows:

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

5. COUNCIL BUSINESS

5.1 APPROVAL OF LETTER CONVEYING THE CITY COUNCIL'S APPROVAL OF THE ENHANCED HYBRID MODEL AND CONSIDERATION OF RE-DESIGNATION OF IRVINE'S REPRESENTATIVE TO ORANGE COUNTY FIRE AUTHORITY BOARD OF DIRECTORS

Mayor Pro Tempore Lalloway returned to the dais at 8:15 p.m.

This item was agendized at the request of Councilmember Agran, who provided a history of the Orange County Fire Authority (OCFA) Equity Working Group’s inception and purpose; and a summary of the City Council’s decision of August 13, 2013 to support the Enhanced Hybrid Model. He also expressed concern regarding Mayor Pro Tempore Lalloway voting in opposition to the Enhanced Hybrid Model at the August 21, 2013 Equity Working Group meeting.

City Council discussion included: amount of OCFA’s unfunded liability; study to examine the possibility of an in-house fire department; letter of support expressing the City Council’s approval of the Enhanced Hybrid Model; and formula used to determine the amount of rebates and whether or not those rebates are guaranteed.

ACTION: Moved by Councilmember Shea, seconded by Councilmember Krom, and unanimously carried to:

Approve a letter to the Orange County Fire Authority Board of Directors conveying the City Council's approval of the Enhanced Hybrid Model, to be signed by all five City Councilmembers.

PUBLIC COMMENT

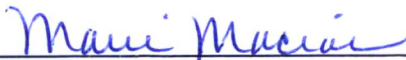
There were no public comments.

ADJOURNMENT

By consensus, the City Council meeting was adjourned at 9:35 p.m. in memory of Laguna Beach Police Officer Jon Coutchie.



MAYOR OF THE CITY OF IRVINE



INTERIM CITY CLERK OF THE CITY OF IRVINE

October 8, 2013