

BETH KROM
Mayor

SUKHEE KANG
Mayor Pro Tempore

LARRY AGRAN
Councilmember

STEVEN CHOI
Councilmember

CHRISTINA SHEA
Councilmember



Speaker's Card/Request to Speak: If you would like to address the City Council on a scheduled agenda item, please complete the [Request to Speak Form](#). The card is at the table at the entrance to the Council Chamber. Please identify on the card your name, address, and the item on which you would like to speak and return to the City Clerk. The [Request to Speak Form](#) assists the Mayor in ensuring that all persons wishing to address the Council are recognized. Your name will be called at the time the matter is heard by the Council.

CALL TO ORDER

ROLL CALL

1. CLOSED SESSION

- 1.1 CONFERENCE WITH LABOR NEGOTIATORS (Pursuant to Government Code Section 54957.6) Agency Negotiators: Rick Paikoff, Director of Administrative Services; Jan Walden, Manager of Human Resources; and Brian King, Human Resources Administrator Employee Organizations: Associated Supervisory/Administrative Personnel (ASAP); Irvine City Employees Association (ICEA); and Irvine Professional Employees Association (IPEA)**

RECESS

RECONVENE TO THE CITY COUNCIL MEETING

PLEDGE OF ALLEGIANCE / IRVINE POLICE COLOR GUARD

MOMENT OF SILENCE

MUSICAL PRESENTATION

2. PRESENTATIONS

- 2.1 *Proclaim the week of May 11-17, 2008 as "National Police Week."***
- 2.2 *Employee Service Recognition: 30 Years of Service: Dave Freedland, Public Safety; and Tony Dormanesh, Community Development.***
- 2.3 *California State University of Fullerton's 50th Anniversary and tribute to "Querer es Poder: 50 Examples Photo Exhibit"***
- 2.4 *Young Masters Art Exhibit at City Hall***

INTRODUCTIONS

CITY MANAGER'S REPORT

ANNOUNCEMENTS/COMMITTEE REPORTS/COUNCIL REPORTS

Announcements, Committee Reports and Council Comments are for the purpose of presenting brief comments or reports, are subject to California Government Code Section 54954.2 of the Brown Act and are limited to 15 minutes per meeting.

ADDITIONS AND DELETIONS

Additions to the agenda are limited by California Government Code Section 54954.2 of the Brown Act and for those items that arise after the posting of the Agenda and must be acted upon prior to the next City Council meeting.

3. CONSENT CALENDAR

All matters listed under Consent Calendar are considered to be routine and enacted by one roll call vote. There will be no discussion of these items unless members of the City Council request specific items to be removed from the Consent Calendar for separate discussion. Any member of the public may address the Council on items on the Consent Calendar. Public comments on any item or items on the consent calendar are limited to three minutes per speaker. If you wish to speak to a particular item or items, please complete a Speakers Form and give it to the City Clerk.

3.1 MINUTES

ACTION: Approve the minutes of a regular meeting of the City Council held on April 8, 2008.

3.2 PROCLAMATIONS

ACTION:

- 1) Proclaim the month of May 2008 as "Cure Children's Cancer Month."
- 2) Proclaim the week of May 4-10, 2008 as "California Building Safety Week."
- 3) Proclaim the month of May 2008 as "ALS Awareness Month."
- 4) Proclaim the week of May 4-10, 2008 as "Municipal Clerks Week."
- 5) Commend State Street Investment Manager Solutions as "2007 Business of the Year."

3.3 WARRANT AND WIRE TRANSFER RESOLUTION

ACTION: Adopt RESOLUTION NO. - 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: Adopt RESOLUTION NO. - 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

3.5 DEVELOPMENT AGREEMENTS STATUS REPORT

ACTION: Receive and file.

3.6 ANNUAL LOCAL STREET REHABILITATION AND SLURRY SEAL PROJECTS - CIP 318140 AND 318200

ACTION: Approve the specifications and contract documents for the Fiscal Year 2007-08 Local Street Rehabilitation and Slurry Seal Projects, Capital Improvement Project (CIP) 318140 and CIP 318200, on file with the Public Works Department.

3.7 RESOLUTION ACCEPTING COUNTY GRANT FUNDS FOR MEDICAL SHARPS WASTE DIVERSION PROJECT

ACTION:

- 1) Adopt RESOLUTION NO. - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE ACCEPTING GRANT FUNDS FROM THE COUNTY OF ORANGE TO IMPLEMENT A MEDICAL SHARPS WASTE DIVERSION PROJECT
- 2) Approve a Budget Adjustment increasing grant revenues and related appropriations by \$40,000 for acceptance of County grant funding.

3.8 OFFICE OF TRAFFIC SAFETY SEAT BELT ENFORCEMENT GRANT

ACTION:

- 1) Accept an Office of Traffic Safety seat belt enforcement grant award, "Click it or Ticket," in the amount of \$16,000.
- 2) Approve a budget adjustment request form in the amount of \$16,000, reflecting \$16,000 in revenues and appropriations.

3.9 AGREEMENT TO TRANSFER PROPERTY OR FUNDS FOR 2007 HOMELAND SECURITY GRANT PROGRAM PURPOSES

ACTION:

- 1) Authorize the Director of Public Safety to accept the Agreement to Transfer Property or Funds for 2007 Homeland Security Grant Program Purposes.
- 2) Approve a budget adjustment request form in the amount of \$175,000 in grant revenues and appropriations for training and equipment.
- 3) Authorize the Director of Public Safety to submit for reimbursement up to \$50,000 in training and \$125,000 in approved equipment through the FY07 Homeland Security Grant Program.

3.10 CALIFORNIA HIGHWAY PATROL GRANT FOR THE EVERY 15 MINUTES PROGRAM

ACTION:

- 1) Accept a California Highway Patrol grant award in the amount of \$9,999.99.
- 2) Approve a budget adjustment request form in the amount of \$9,999.99, reflecting \$9,999.99 in revenues and appropriations.

3.11 VACATION OF A PORTION OF CRESTED BIRD, WOODBURY (PLANNING AREA 9)

ACTION: Adopt RESOLUTION NO. - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE TO ORDER THE VACATION OF A PORTION OF CRESTED BIRD WITHIN WOODBURY (PLANNING AREA 9) PURSUANT TO CHAPTER 4, SUMMARY VACATION, STREETS AND HIGHWAYS CODE SECTION 8330 ET. SEQ.

3.12 ALLOCATION AND DISPOSITION OF UNALLOCATED YEAR-END SURPLUS

ACTION:

- 1) Allocate \$250,000 from the Unallocated Year End Surplus and establish a CIP project to provide emergency repairs to a City owned storm water retaining berm at the northwest intersection of the 405 Freeway and Sand Canyon.
- 2) Approve the attached Budget Adjustment transferring \$2,200,000 from the Unallocated Year-End Surplus to the Contingency Fund.

3.13 APPROVAL OF NEW WATER QUALITY ORDINANCE IMPLEMENTATION AGREEMENT WITH THE ORANGE COUNTY FLOOD CONTROL DISTRICT

ACTION:

- 1) Approve the new agreement with the Orange County Flood Control District naming Orange County Flood Control District as an enforcer of the Water Quality Ordinance, authorize the Mayor to execute, and City Clerk to attest and approve as to form by the City Attorney.
- 2) Adopt RESOLUTION NO. - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE NAMING THE ORANGE COUNTY FLOOD CONTROL DISTRICT AS AN ENFORCER OF THE WATER QUALITY ORDINANCE

END CONSENT CALENDAR

4. PUBLIC HEARINGS

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

Notice: Public Hearings listed for continuance will be continued as noted and posting of this agenda serves as notice of continuation. Any matter not noted for continuance, will be posted

separately.

4.1 APPROVAL OF THE ANNUAL ACTION PLAN FOR FISCAL YEAR 2008-09 AS THE APPLICATION AND STATEMENT OF PROJECTED USE OF FUNDS FOR THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG), HOME INVESTMENT PARTNERSHIP PROGRAM (HOME) AND AMERICAN DREAM DOWN PAYMENT INITIATIVE (ADDI) ALLOCATIONS

ACTION:

- 1) Open the public hearing; receive public input; City Council comments and questions.
- 2) Close the public hearing.
- 3) Approve funding recommendations for Fiscal Year 2008-09 CDBG, HOME, and ADDI funds.
- 4) Authorize the City Manager to execute the submitted Annual Action Plan and all documents deemed necessary by HUD to obtain the allocation of federal CDBG, HOME, and ADDI funds, including agreements implementing the funding recommendations.
- 5) Adopt RESOLUTION NO. - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE APPROVING THE ANNUAL ACTION PLAN WHICH IS PART OF THE CONSOLIDATED PLAN, AND THE PROJECTED USE OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG), HOME INVESTMENT PARTNERSHIP PROGRAM (HOME), AND AMERICAN DREAM DOWN PAYMENT INITIATIVE (ADDI) FUNDS FOR FISCAL YEAR 2008-09

4.2 GENERAL PLAN AMENDMENT, ZONE CHANGE AND DEVELOPMENT AGREEMENT FOR THE DEVELOPMENT OF 176 APARTMENT UNITS AT 2802 KELVIN AVENUE IN PLANNING AREA 36

ACTION:

- 1) Open the public hearing; receive public input; City Council comments and questions.
- 2) Close the public hearing.
- 3) Adopt RESOLUTION NO. - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE CERTIFYING ENVIRONMENTAL IMPACT REPORT (SCH #2007021007) FOR 2802 KELVIN AVENUE INCLUDING REQUIRED FINDINGS OF FACTS AND ADOPTING A MITIGATION MONITORING AND REPORTING PROGRAM PURSUANT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) AND THE CEQA GUIDELINES

- 4) Adopt RESOLUTION NO. - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE APPROVING GENERAL PLAN AMENDMENT 00419336-PGA TO AMEND LAND USE TABLE A-1 OF THE GENERAL PLAN TO ALLOW DEVELOPMENT OF A MAXIMUM OF 176 APARTMENTS AT 2802 KELVIN AVENUE, LOCATED AT THE SOUTHEAST CORNER OF JAMBOREE ROAD AND KELVIN AVENUE; PLANNING AREA 36; FILED BY IRVINE APARTMENT COMMUNITIES
- 5) Introduce for first reading and read by title only ORDINANCE NO. - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE APPROVING ZONE CHANGE 00419337-PZC TO CHANGE THE ZONING ON LOT 9 OF TRACT 7905 FROM 5.1 IBC MULTI-USE TO 5.3C IBC RESIDENTIAL FOR 2802 KELVIN AVENUE, LOCATED AT THE SOUTHEAST CORNER OF JAMBOREE ROAD AND KELVIN AVENUE; PLANNING AREA 36; FILED BY IRVINE APARTMENT COMMUNITIES
- 6) Introduce for first reading and read by title only ORDINANCE NO. - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE APPROVING AN IRVINE BUSINESS COMPLEX AREAWIDE DEVELOPMENT AGREEMENT 00460099-PDA FOR THE DEVELOPMENT OF A MAXIMUM OF 176 APARTMENT UNITS AT 2802 KELVIN AVENUE, LOCATED ON THE SOUTHEAST CORNER OF JAMBOREE ROAD AND KELVIN AVENUE IN PLANNING AREA 36; FILED BY IRVINE APARTMENT COMMUNITIES

5. COUNCIL BUSINESS

5.1 [APPOINTMENT OF REPRESENTATIVE FOR DISTRICT 14 FOR SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS \(SCAG\)](#)

ACTION:

- 1) Appoint City Council representative to SCAG Regional Council and Orange County Council of Governments (OCCOG) Board of Directors.
- 2) Appoint City Council alternate to OCCOG Board of Directors.

5.2 [SENIOR FACILITIES IN NORTHERN IRVINE AND IMPLEMENTATION OF THE NORTHERN SPHERE COMMUNITY PARK DESIGN PROCESS](#)

ACTION:

- 1) Approve the concept plan for senior facilities in northern Irvine.

- 2) Direct staff to implement the park design process with The Irvine Company in accordance with the northern Sphere Community Park Amenity Program.

5.3 LIBRARY SERVICES ADVISORY COMMITTEE RECOMMENDATIONS

ACTION:

- 1) Adopt a library space ratio of .86 square feet per capita and request that the City Council amend the City's General Plan.
- 2) Approve in concept three new neighborhood libraries with a combined square footage of 70,000 as a priority and allocate the balance of the square footage to the metropolitan library at the Orange County Great Park.
- 3) Authorize staff to explore land acquisition opportunities.
- 4) Take the necessary steps to adopt a new library parking standard of 1 space per 300 square feet.
- 5) Approve the Library Services Advisory Committee's short-, mid-, and long-term goals.

5.4 HERITAGE FIELDS DEVELOPMENT AGREEMENT COMPLIANCE AND PROJECT STATUS REPORT

ACTION: Receive and file.

END COUNCIL BUSINESS

PUBLIC COMMENTS (Limited to 3 minutes per speaker) - 6:30 P.M.

ADJOURNMENT

Next Meeting: CITY COUNCIL REGULAR meeting, May 13, 2008, 4:00 p.m., City of Irvine, City Council Chamber, One Civic Center Plaza, Irvine, California.

NOTICE TO THE PUBLIC

LIVE BROADCASTING

City Council meetings are broadcasted live every 2nd and 4th Tuesday of the month at 4:00 p.m. and are replayed on Sundays at 11:00 a.m., and Thursdays at 7:00 p.m. All broadcasts can be viewed on Cox Communications Local Access Channel 30. City Council meetings are also available via live webcast through the City's website at www.cityofirvine.org. For more information, please contact the City Clerk's office at (949)724-6205.

ADJOURNMENT

At 11:00 p.m., the City Council will determine which of the remaining agenda items can be considered and acted upon prior to 12:00 midnight and will continue all other items on which additional time is required until a future City Council meeting. All meetings are scheduled to terminate at 12:00 midnight.

STAFF REPORTS

As a general rule, staff reports or other written documentation have been prepared or organized with respect to each item of business listed on the agenda. Copies of these materials are on file with the City Clerk and are available for public inspection and copying. Staff reports can also be downloaded from the City's website at http://www.ci.irvine.ca.us/council/agenda/agenda_archive.asp beginning the Friday prior to the scheduled City Council meeting on Tuesday.

In addition, meetings can be viewed live at the time posted on the agenda and related staff reports can be opened and viewed simultaneously along with the streaming of the meeting. To view the meeting, go to http://irvine.granicus.com/ViewPublisher.php?view_id=6.

If you have any questions regarding any item of business on the agenda for this meeting, or any of the staff reports or other documentation relating to any agenda item, please contact City Clerk staff at (949)724-6205.

CITY SERVICES TO FACILITATE ACCESS TO PUBLIC MEETINGS

It is the intention of the City of Irvine to comply with the Americans With Disabilities Act (ADA) in all respects. If, as an attendee or a participant at this meeting, you will need special assistance beyond what is normally provided, the City of Irvine will attempt to accommodate you in every reasonable manner. Please contact the City Clerk's Office at (949)724-6205.

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

CHALLENGING CITY DECISIONS

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

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

COMMUNICATION DEVICES

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

MEETING SCHEDULE

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

- Police Department
- Local library
- FAX Library System (Dial (949) 724-6210 and request document number 100 anytime after 5:00 p.m. on the Friday prior to a City Council meeting)
- City's web page at www.ci.irvine.ca.us

I hereby certify that the agenda for the Regular City Council meeting was posted in the posting book located in the Public Safety Lobby of City Hall, One Civic Center Plaza, Irvine, California on _____ by _____ p.m. as well as on the City's web page.

Sharie Apodaca, CMC
City Clerk