

**MINUTES  
CITY COUNCIL  
REGULAR MEETING  
February 24, 2009  
City Council Chamber  
One Civic Center Plaza**

**CALL TO ORDER**

A regular meeting of the Irvine City Council was called to order at 4:01 p.m., on February 24, 2009, in the City Council Chamber, Irvine Civic Center, One Civic Center Plaza, Irvine, California; Mayor Kang presiding.

**ROLL CALL**

Present:	5	Councilmember:	Steven Choi
		Councilmember:	Beth Krom
		Councilmember:	Christina Shea
		Mayor Pro Tem:	Larry Agran
		Mayor:	Sukhee Kang

**CONVENE TO THE REDEVELOPMENT AGENCY MEETING – 4:03 p.m.**

**RECONVENE TO THE CITY COUNCIL MEETING – 4:06 p.m.**

**1. CLOSED SESSION**

**1.1 PERFORMANCE EVALUATION OF CITY MANAGER  
Government Code Section 54957**

Mayor Kang convened to Closed Session at 4:07 p.m.

**RECESS**

**RECONVENE TO THE CITY COUNCIL MEETING**

Mayor Kang reconvened the City Council meeting at 5:01 p.m.

City Attorney Phil Kohn, on behalf of the City Council, announced no reportable action was taken in Closed Session.

## **PLEDGE OF ALLEGIANCE**

Mayor Kang led the Pledge of Allegiance.

## **MOMENT OF SILENCE**

Mayor Kang requested a moment of silence in honor of Ethel Coplen, who passed away on February 1, 2009 at the age of 102.

## **MUSICAL PRESENTATION**

Mayor Kang introduced the Concordia String Ensemble comprised of cellist, Sarah Jay; violinists, Heidi Schmid and Stephanie Ewald; who performed the "Bouree" from The Fireworks Musical, by Handel and "Allegro" from Brandenburg Concerto #2 in F major by Bach.

## **2. PRESENTATIONS**

### ***2.1 Kaiser Permanente's grant of \$15,000 toward the I-CHP Program***

Mayor Kang introduced John Stratman, Director of Public Affairs for Kaiser Permanente, who presented the City's Children's Health Program a grant of \$15,000.

## **INTRODUCTIONS**

There were none.

## **CITY MANAGER'S REPORT**

Sean Joyce, City Manager, announced the community presentation, *Talk Around Town*, on Wednesday, February 25 from 6 to 7:30 p.m. at the South Coast Chinese Cultural Center, on topics including youth volunteerism, the City of Irvine's economic stability and update on the Orange County Great Park.

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

Mayor Kang made the following announcements:

- On February 17, City Officials met with the Executive Director of the California Transportation Commission and OCTA representatives regarding the proposal for

the Prop 116 fund exchange approved by the City Council last month. The meeting resulted in an affirmative vote by the California Transportation Commission on Thursday February 19. This action transfers the lead agency designation for the 116 funds from the City to the OCTA and brings the City closer to securing the match reserve for future transit programs through the Renewed Measure M grant process. The next step is to obtain CTC approval for an initial allocation of Prop 116 funds next month at the March Commission meeting. This will be the first true indication of the OCTA's ability to access these funds and establish reserve account for the City.

- The Great Skate Ice Rink on Fridays, Saturdays and Sundays now through March 15, brings a temporary ice skating rink to historic Hangar 244 at the Orange County Great Park, and is open to the public on weekends from 11 a.m. to 10 p.m. Skating sessions run 45 minutes in length. Parking, admission, and skate rentals are free.
- Mayor Kang has taken on a challenge from Fullerton Mayor Don Bankhead in a friendly rivalry between the Cal State Fullerton and UCI men's basketball teams. This year's game will be on Saturday, March 7<sup>th</sup> at 5:00 pm, in the Titan Gym at CSUF and will also be televised on Fox Sports Channel. The mayor of the City with the losing team will have to offer congratulations and display a commemorative item from the winning team at their dais during a City Council meeting.
- Public Safety Department is hosting an Alarm User Awareness Class on Tuesday, April 21 from 9 -10 a.m. at the Irvine Civic Center. The one-hour class provides residents and business owners with information on how alarm systems work, what to expect from an alarm company and provide tips on how to eliminate false alarms.

## ADDITIONS AND DELETIONS

There were no additions or deletions to the agenda.

### 3. CONSENT CALENDAR

Consent Calendar Items consist of Item Nos. 3.1 through 3.10.

**Moved by Councilmember Krom, seconded by Councilmember Shea, and unanimously carried to approve Consent Calendar Item Nos. 3.1 through 3.10, with the exception of 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 held on February 10, 2009.

**3.2 COMMENDATIONS**

**ACTION:** Commend Irving Gelman and Tarbut v'Torah Jewish Day School 18th "Chai" Anniversary

**3.3 WARRANT AND WIRE TRANSFER RESOLUTION**

**ACTION:** Adopted RESOLUTION NO. 09-13 - 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. 09-14 - 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. 09-15 - 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

Mayor Pro Tem Agran abstained.

**3.6 AMENDMENT NO. 1 – COOPERATIVE AGREEMENT (DISTRICT AGREEMENT NO. 12-513-A1) WITH CALTRANS FOR THE SAND CANYON/I-5 IMPROVEMENT PROJECT, CIP 314250**

**ACTION:**

- 1) Adopted RESOLUTION NO. 09-16 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE APPROVING AMENDMENT NO. 1 TO THE COOPERATIVE AGREEMENT (DISTRICT AGREEMENT NO. 12-513-A1) BETWEEN CALTRANS AND THE CITY OF IRVINE FOR THE SAND CANYON/I-5 IMPROVEMENT PROJECT
- 2) Authorized the Mayor to execute Amendment No. 1 to Cooperative Agreement No. 12-513-A1 with Caltrans for the Sand Canyon/I-5 Improvement Project.

**3.7 BUDGET ADJUSTMENT FOR THE IRVINE BUSINESS COMPLEX ENVIRONMENTAL IMPACT REPORT**

This item was removed from the Consent Calendar at the request of Councilmember Choi who requested clarification on Irvine Business Complex Environmental Impact Report fees.

Doug Williford, Director of Community Development and Brian Fisk, Manager of Planning and Environmental Services, responded to questions posed by the City Council.

City Council discussion included: clarification on the expanded traffic analysis, expanded scope of work fees funded from the IBC Transportation Fund, and clarification of recommendation by neighboring cities for additional traffic studies.

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

- 1) Approve an amendment to the approved scope of work for the consultant, The Planning Center, to complete the Environmental Impact Report for the Irvine Business Complex.
- 2) Approve a Budget Adjustment to increase the Fiscal Year 2008-09 budget in the amount of \$380,626.

**3.8 CONFIRMATION TO THE AUDITOR OF THE COUNTY OF ORANGE OF THE SOURCE OF THE AB1389 EDUCATIONAL REVENUE AUGMENTATION FUND (ERAF) PAYMENT BY THE IRVINE REDEVELOPMENT AGENCY**

**ACTION:** Confirmed budget adjustment appropriating \$1,097,263 from Irvine Redevelopment Agency tax increment revenues held in Fund 390 for the May 10, 2009 Educational Revenue Augmentation Fund (ERAF) payment mandated by Assembly Bill 1389.

**3.9 ORANGE COUNTY GREAT PARK ACCEPTANCE OF DONATION OF FIVE THOUSAND VALENCIA OLINDA CITRUS TREES**

**ACTION:** Approved the acceptance of the donation of five thousand Valencia Olinda Citrus Trees from the Great Park Conservancy.

**3.10 ORANGE COUNTY GREAT PARK COMPREHENSIVE PARK DESIGN**

Approved and accept the Comprehensive Park Design for the Orange County Great Park.

**END CONSENT CALENDAR**

**4. PUBLIC HEARINGS**

**4.1 ZONE CHANGE APPLICATION TO AMEND THE CITY ZONING ORDINANCE TO ALLOW FOR FLUCTUATIONS IN THE IRVINE BUSINESS COMPLEX DEVELOPER FEES**

Katie Berg-Curtis, Project Development Administrator and Alfonso Gomez, Transportation Analyst, presented the staff report.

Mayor Kang opened the public hearing at 5:43 p.m.

There were no public requests to speak on this item.

**ACTION: Moved by Councilmember Choi, seconded by Councilmember Krom, and unanimously carried to close the public hearing at 5:43 p.m.**

City Council discussion included: effects of current economic environment on the building industry, the City's year to year trend of developer fees, clarification of the California Highway Construction Cost Index analysis, application of a rolling 5-year average for fee determination, and the recommendation by neighboring cities for additional traffic analysis.

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

**ACTION: Adopted RESOLUTION NO.09-17 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE APPROVING ZONE CHANGE 00474555-PZC TO ALLOW AN ADJUSTMENT IN THE CALCULATION OF THE IRVINE BUSINESS COMPLEX DEVELOPMENT FEES**

**5. COUNCIL BUSINESS**

**5.1 LIBRARY SERVICES ADVISORY COMMITTEE RECOMMENDATIONS**

Gina Park, Assistant to the City Manager presented the staff report.

Councilmember Choi, Chair of the Library Services Advisory Committee, spoke in support of the committee's recommendations.

Dave Melvold, Library Services Advisory Committee Member, spoke in support of the advisory committee's recommendations.

Don Dressler, Finance Commissioner, spoke on the financial analysis of the Library Services Advisory Committee's recommendations.

City Council discussion included: the current membership of the Advisory Committee, identification of potential library sites in the Irvine Business Complex, fiscal impacts of developing a new library, analysis used to establish parking standards, clarification on the relationship between the City and Orange County Public Library (OCPL) system, potential development of a metropolitan library at the Great Park, creation of library kiosks within community centers, status of current library remodeling projects, clarification of the OCPL Property Tax Revenue Allocation Formula Study and potential outcomes, Quimby Act implications for libraries on dedicated parkland and facilities, long term library service needs of the City, availability of federal stimulus monies and local financial resources for library services, Great Park feasibility study funding requirements, deferring project until economy improves, clarification of the financial role of a library foundation and ballot bond for library services, development and approval process of creating a new library, and status of the advisory committee.

Moved by Councilmember Shea, seconded by Councilmember Choi to:

- 1) Direct staff to add the committee's recommendation to explore the development of the first library in the Irvine Business Complex area by leasing space of a minimum 20,000 square feet, until a permanent Irvine Business Complex library is constructed, to the list of priority projects for Council consideration.
- 2) Direct staff to conduct the parking study for the proposed library parking standard of one space per 300 square feet of library space.

**ACTION: Moved by Councilmember Shea, seconded by Councilmember Choi, to amend the first motion as follows and unanimously carried to:**

- 3) Direct staff to include the Library Services Advisory Committee recommendation to explore developing a library in the Irvine Business Complex area as part of the City Council's review and prioritization of City public facilities capital improvements.
- 4) Direct staff to conduct the parking study for the proposed library parking standard of one space per 300 square feet of library space.

**ACTION: Moved by Mayor Kang, seconded by Councilmember Shea, to:**

Directed staff to sunset the Library Services Advisory Committee until such time the City Council considers the public facilities capital improvement project priority list.

**The motion carried as follows:**

AYES: 4 COUNCILMEMBERS: Agran, Krom, Shea and Kang

NOES: 1 COUNCILMEMBERS: Choi

**5.2 EFFECTS OF ORANGE COUNTY SOCIAL SERVICES AGENCY LAYOFFS TO RESIDENTS IN THE CITY OF IRVINE**

Corrinne Schneider-Jones, Manager of Community Health and Human Services and Lieutenant John Hare, presented the staff report.

The following individuals spoke on the current status of local social services and impacts caused by Orange County budget reductions.

Tim Shaw, resident  
Nick Berardino, Orange County Employees Association  
Robert Gibson, President, Orange County Employees Association  
Steve Kight, Families Forward

City Council discussion included: cost of maintaining essential social services, current status of local social welfare programs, economic impact on public safety services in the City, potential federal economic stimulus funding to county and city social service organizations, creation and use of local partnerships for human services in the community, use of Community Development Block Grant funds for essential human services, reduction of probation department services impact on the City, impacts of adoption of state budget on the allocation of funds for local and county services, community organizations ability to meeting growing demand for aid, and clarification of current economic impacts on Irvine residents.

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

Direct staff to set aside \$1.6 million from the Reserve Fund to backfill the County of Orange's budget reductions for the programs identified in the staff report dated February 24, 2009 to support social service programs for Irvine residents over a three year period.

**ACTION: Moved by Mayor Pro Tem Agran, seconded by Councilmember Krom, and unanimously carried to:**

Direct the City Manager to further survey current and projected economic and social hardship in Irvine and responses to that hardship, specifically:

- 1) Monitoring updated information on the extent to which non-profit, charitable organizations are prepared to meet the growing demand for social services.
- 2) Projecting the extent to which the recently enacted Federal stimulus legislation and the State budget resolution affect the availability of resources to the County of Orange, the City of Irvine, and Irvine schools.
- 3) Updating of anticipated shortfalls in County and City resources to meet increased social service needs in Irvine, and the resultant impacts on City budgets for Fiscal Year 2009-2010 and beyond.
- 4) Inquiring as to what the following entities are doing to alleviate a projected surge of economic and social hardship:
  - a. The Irvine Chamber of Commerce in its promotion of business, tourism, job creation, and charitable donations;
  - b. The Irvine Company, Irvine Apartment Communities and other major residential landlords in their policies to reduce rents or otherwise assist tenants experiencing acute economic hardship;
  - c. The Great Park Corporation in its capacity to create jobs and produce food for Second Harvest and other food banks and distributors of food in Orange County.
  - d. Faith based organizations in their capacity as charitable organizations.
  - e. Legal Aid Society of Orange County in its capacity to provide legal representation to Irvine homeowners facing foreclosure.
- 5) Directed the City Manager to report on the status of the County's actions to bring about the earliest possible full reinstatement of County Social Services Agency personnel.
- 6) Directed staff to return to the April 14, 2009 City Council meeting with an update on the impacts to City services or the services provided by the Orange County Social Services Agency resulting from budget reductions, layoffs, and furloughs.

## **END COUNCIL BUSINESS**

## **PUBLIC COMMENTS**

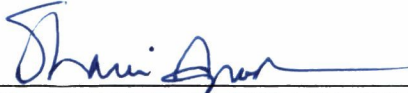
There were none.

## **ADJOURNMENT**

**Moved by Councilmember Agran, seconded by Councilmember Krom, and  
unanimously carried to adjourn at 8:37 p.m.**



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MAYOR OF THE CITY OF IRVINE



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CITY CLERK OF THE CITY OF IRVINE

\_\_\_\_\_  
March 10, 2009