



MINUTES

CITY COUNCIL REGULAR MEETING

March 9, 2021
City Council Chamber
One Civic Center Plaza
Irvine, CA 92606

CALL TO ORDER

The regular meeting of the Irvine City Council was called to order at 4:29 p.m. on March 9, 2021, in the City Council Chamber, Irvine Civic Center, One Civic Center Plaza, Irvine, California; Mayor Khan presiding.

ROLL CALL

Present: 5	Councilmember	Larry Agran*
	Councilmember	Mike Carroll
	Councilmember	Anthony Kuo
	Vice Mayor	Tammy Kim
	Mayor	Farrah N. Khan

*Via teleconference

Mayor Khan announced that the meeting was broadcast live on Cox Communications Local Access Channel 30 and AT&T U-Verse Channel 99, and livestreamed online at cityofirvine.org; and that in an effort to protect public health and prevent the spread of COVID-19, members of the public had the ability to provide live comments on agenda items using Zoom. Mayor Khan also assured the community that the City of Irvine was adhering to the Governor's Executive Order in the Council Chamber and throughout City Hall by sanitizing surfaces and equipment, as well as wearing face masks.

In addition, Carl Petersen, Interim City Clerk, announced instructions on how to provide live comments via Zoom and noted that the e-comment feature had been extended for all agenda items, which allowed members of the public the ability to submit e-comments on all agenda items, and would be included as part of the official record and uploaded to the City's website.

Mayor Khan also announced that general public comments for the City Council on items not on the agenda would be considered at approximately 6:30 p.m.

PLEDGE OF ALLEGIANCE

Councilmember Kuo led the Pledge of Allegiance.

INVOCATION

Pastor Jason Aguilar from Arise Church provided the invocation.

1. CITY COUNCIL RECOGNITIONS

1.1 Proclaim March 2021 as “Women’s History Month”

Mayor Khan presented a brief video on the contributions and accomplishments made by women throughout history and a proclamation recognizing March 2021 as “Women’s History Month.”

Ray Quigley, Irvine resident, requested that the City Council meeting be adjourned in memory of former Irvine City Councilmember and Mayor John Burton.

2. PRESENTATIONS

2.1 Irvine Barclay Theatre

Mayor Khan introduced Jerry Mandel, President, Irvine Barclay Theatre, who provided a brief update on the Theatre’s operations over the last year during the COVID-19 pandemic.

City Council discussion included: expressing appreciation to the Irvine Barclay Theatre for its continued partnership and efforts during the COVID-19 pandemic; and suggested continued financial support for the Theatre during the annual budget process.

INTERIM CITY MANAGER'S REPORT

There was no report.

ANNOUNCEMENTS/COMMITTEE REPORTS/COUNCIL REPORTS

Vice Mayor Kim recognized Irvine resident and Pacific Academy High School Senior, Charlotte Ding, who demonstrated strength and perseverance by becoming the youngest individual to climb Mount Everest at 16 years old.

In recognition of International Women's Day, Councilmember Kuo recognized the following individuals for their impact in Irvine through their leadership of non-profit organizations in the City:

- Madeleine Hernis, CEO, Families Forward
- Jerri Rosen, Founder/CEO, Working Wardrobes
- Yulan Chung, Principal/Executive Director, Irvine Chinese School and South Coast Chinese Cultural Center
- Tilly Levine, Co-Founder, Tilly's Retail Center and Tilly's Life Center
- Kimberly Beeson, Executive Director, Irvine Adult Day Health Services
- Patricia Wenskunas, Founder/CEO, Crime Survivors
- Sharon Wellikson, Executive Director, Irvine Children's Fund
- Neda Eaton, President/CEO, Irvine Public Schools Foundation

Councilmember Agran noted his recent attendance at the March 3 Air Quality Management District meeting regarding the All American Asphalt plant; and that he had received several calls regarding the status of the Veterans' Cemetery, suggesting collaboration with the Mayor to agendaize his proposed resolution in support of the Amended and Restated Development Agreement (ARDA) site as the preferred site for the Veterans' Cemetery.

Councilmember Carroll noted that the Orange County Power Authority (OCPA) held an in-depth special meeting regarding an "Energy 101 Workshop," where the OCPA featured leaders of Community Choice Aggregation entities throughout the State of California; and urged the public to view the recording at ocpower.org to learn more about the Community Choice Energy program.

Mayor Khan made the following announcements:

- The Emergency Rental Assistance Program was launched on March 8, 2021, to help mitigate the impacts of COVID-19 on Irvine's residential renters. The City has allocated approximately \$17.7 million for the program, which is funded through a combination of federal and state dollars. The program will help keep residents in their homes by providing relief for those who have been adversely affected by the pandemic and will provide funding for unpaid rent from April 1, 2021, to March 31, 2021. The OC United Way will be administering the Emergency Rental Assistance Program for the City and the application period will close on March 19 at 5 p.m. To ensure all residents are reached, the City is conducting outreach in Chinese, English, Farsi, Korean, Spanish and Vietnamese. Information on the program can be found in each of these languages on the City's website and on social media. After the application period has closed, a lottery system will be used to select grant recipients, in order to provide equitable access for all Irvine renters. For eligibility information in English, Chinese, Korean, Spanish, Vietnamese, and Farsi, visit cityofirvine.org/erap.

- The community is invited to join City staff on Thursday, March 11, at 4 p.m. to learn more about the 2021-23 budget and provide their input. This will be the first of two virtual Community Budget Workshops. The virtual meetings will be held via Zoom and Facebook Live, and will include a presentation and answers to question about the budget. To register for the workshop, visit cityofirvine.org. Questions and comments regarding the budget can be emailed to budget@cityofirvine.org ahead of the meeting. The second workshop will be held on March 25 at 9 a.m.
- Earlier this month, construction began on the highly anticipated Bommer Canyon Cattle Camp Rehabilitation Project. The Cattle Camp area is undergoing upgrades and renovations to improve and update the event site and surrounding park grounds, a 15-acre site originally built in 1967. New facilities at Cattle Camp, which has been a popular spot for community parties, picnics, weddings, and campouts, will match the park's original ranch style. The project includes constructing new buildings, a "chuckwagon" building and stage, and new ADA accessible pathways. A new waterline being brought to the property will allow for construction of a new restroom building. Cattle Camp is closed to the public during construction, and access to nearby trails and parking may be closed intermittently throughout construction of the project. The project is expected to be completed this year. For additional information on the Camp Cattle project, visit cityofirvine.org/cattlecamp.
- The Irvine Animal Care Center invites the community to support its Foster Donation Drive, taking place through March 31. The community can support the center's new puppies, kittens, and young rabbits, as well as recuperating animals, by donating supplies such as formula, towels, and toys. For a complete wish list, visit irvineanimals.org. The community can also support the Foster Care program at a Drive-Thru Donation Celebration on Sunday, March 21 from 3 to 4 p.m. by driving through the center's parking lot to drop off new pet supplies to support puppies and kittens in foster care. Community members can place supplies from the wish list in their trunks, stay in their vehicles, wear a mask, and Irvine Animal Care Center staff will unload the items. The Center's Foster Care program provides a home environment, supplies, food, and veterinary care for animals too young to be adopted, and those recovering from medical procedures. Members of the public interested in providing temporary care for young kittens, puppies, and rabbits, or animals recovering from a medical procedure, can learn more at irvineanimals.org/foster.

ADDITIONS AND DELETIONS

There were no additions or deletions to the agenda.

3. CONSENT CALENDAR

ACTION: Moved by Councilmember Carroll, seconded by Vice Mayor Kim, and unanimously carried to approve Consent Calendar Item Nos. 3.1, 3.2, 3.3, and 3.5. Consent Calendar Item No. 3.4 was removed for separate discussion.

3.1 MINUTES

ACTION:

- 1) Approved the minutes of the special meeting of the Irvine City Council held on February 9, 2021.
- 2) Approved the minutes of the regular meeting of the Irvine City Council held on February 9, 2021.

3.2 WARRANT AND WIRE TRANSFER RESOLUTION

ACTION:

Adopted RESOLUTION NO. 21-09 - 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

3.3 UPDATES TO CITYWIDE RECORDS RETENTION SCHEDULE

ACTION:

Adopted RESOLUTION NO. 21-10 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, ADOPTING THE CITYWIDE RECORDS RETENTION SCHEDULE AND SUPERSEDING RESOLUTION NO. 18-84

3.4 AMENDMENT OF THE BYLAWS OF THE GREEN RIBBON ENVIRONMENTAL COMMITTEE

This item was removed for separate discussion at the request of Councilmember Kuo, who suggested a revision to the bylaws requiring that voting members be of high school age rather than middle school through high school age.

City Council discussion included: noting why the Green Ribbon Environmental Committee had recommended middle school aged members; inquired about whether term limits had been established for youth members; noted potential scheduling conflicts for middle school aged members; and requested a modification to the section on guidelines for students.

Kyler Chin, Irvine resident, spoke in support of the proposed amendments to the Green Ribbon Environmental Committee bylaws.

ACTION: Moved by Councilmember Kuo, seconded by Mayor Khan, to:

Adopt - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, AMENDING THE POWERS, DUTIES, AND BYLAWS OF THE IRVINE GREEN RIBBON ENVIRONMENTAL COMMITTEE as amended per the errata memo dated March 9, 2021, and to include the following modification:

Section 2(d): *“...however, youth At-Large members shall serve one-year terms.”*

ACTION: A friendly amendment was made by Vice Mayor Kim, accepted by Councilmember Kuo as the maker of the motion and Mayor Khan as the seconder, and unanimously carried to:

Adopt RESOLUTION NO. 21-11 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, AMENDING THE POWERS, DUTIES, AND BYLAWS OF THE IRVINE GREEN RIBBON ENVIRONMENTAL COMMITTEE **as amended** per the errata memo dated March 9, 2021, and to include the following modifications:

- 1) Section 2(d): *“...however, youth At-Large members shall serve one-year terms.”*
- 2) Section 2(e) to include: *“Personal engagement in environmental volunteer activities, or efforts to raise awareness on environmental issues.”*

3.5 FIRST AMENDMENT TO LEASE AGREEMENT WITH NATIONAL RAILROAD PASSENGER CORPORATION

ACTION:

Approved a First Amendment to Lease Agreement with National Railroad Passenger Corporation and authorize the Interim City Manager or her designee to execute the attached First Amendment. **(Contract No. 4091A)**

4. COUNCIL BUSINESS

4.1 COVID-19 SITUATIONAL UPDATE AND DIRECTION TO DIRECTOR OF EMERGENCY SERVICES ON RELEVANT ACTION ITEMS, INCLUDING CONTRACT EXTENSION WITH CUROGRAM FOR COVID-19 TESTING SERVICES THROUGH MAY 27, 2021

Melissa Haley, Deputy City Manager, presented the staff report.

There was no City Council discussion.

There were no public comments.

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

- 1) Extend all previously issued City orders and resolutions related to COVID-19 through at least May 12, 2021.
- 2) Authorize the Interim City Manager to extend the contract for public and employee COVID-19 testing services with Curogram, Inc. through May 27, 2021 for an amount not-to-exceed \$33,200 **as amended per the errata memo dated March 8, 2021. (Contract No. 11089J)**

4.2 AWARD OF CONTRACT FOR PUBLIC SAFETY BODY-WORN CAMERA AND MOBILE VIDEO SYSTEM SOLUTION

Mike Hamel, Chief of Police/Director of Public Safety, and Jade Mazzio, Business Services Manager, presented the staff report and responded to questions.

City Council discussion included: discussing video retention and whether indefinite storage/retention would be an option; noted that body-worn cameras would build community trust; inquired about who was responsible for the pre- and post-implementation of the body-worn cameras; questioned how and where the data would be stored; inquired about the process for additional storage data if data limits were exceeded; inquired about video resolution and camera features, such as mute mode functionality and auto activation capabilities; expressed concern about privacy with respect to sexual assault and domestic violence victims; suggested community outreach to inform the members of the public about the implementation of body-worn cameras; referenced roundtable discussions related to body-worn cameras with community members following the Black Lives Matter events last year; suggested that body-worn cameras would hold police officers accountable; and reiterated that body-cameras would effectively

demonstrate that police department employees practice community policing, de-escalation, and non-lethal techniques.

The following individuals spoke in opposition to the body-worn cameras and related funding from the Strategic Technology Plan budget, and suggested reallocation of Irvine Police Department funding to other community programs:

- Kyler Chin, Irvine resident
- Charlotte Kings
- Alejandro Sobrera
- Dinorah Hernandez, UCI student
- Justin Fong, UCI student
- Sylvester Ani, Irvine resident
- Elena Bock, UCI student
- Stephen Coffey, UCI student

Kevin Corrigan, Irvine high school student, spoke in support of the body-worn cameras, and referenced the support received for such cameras following the community protests that occurred last year.

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

- 1) Award a contract to Axon Enterprise, Inc. in the amount not to exceed \$3,312,024.76 over 5 fiscal years. **(Contract No. 11278)**
- 2) Authorized the Mayor to execute the contract between Axon Enterprise, Inc. and the City of Irvine.

4.3 CONSIDERATION OF A REQUEST BY MAYOR KHAN, VICE MAYOR KIM, AND COUNCILMEMBERS AGRAN, CARROLL, AND KUO, TO ADOPT A RESOLUTION FOR THE CONVENTION ON THE ELIMINATION OF ALL FORMS OF DISCRIMINATION AGAINST WOMEN

The item was agendaized at the request of Mayor Khan, and co-sponsored by Vice Mayor Kim and Councilmembers Agran, Carroll, and Kuo, who suggested City Council adoption of a resolution for the convention on the elimination of all forms of discrimination against women.

City Council discussion included: expressing concern that some language was directive; and inquired about whether expenditures would be tracked with respect to staff time implementing the resolution.

The following individuals spoke in support on the adoption of the resolution:

- Rima Nashashibi
- Sudi Farokhnia
- Jane Stoever
- Rebecca Newman
- Kevin Hamilton
- Stephanie Sneddon

Dee Fox spoke in opposition to the proposed resolution.

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

Adopt RESOLUTION NO. 21-12 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, PROVIDING FOR THE LOCAL IMPLEMENTATION OF THE UNITED NATIONS CONVENTION ON THE ELIMINATION OF ALL FORMS OF DISCRIMINATION AGAINST WOMEN

PUBLIC COMMENTS

The following individuals spoke in support of building the Veterans Cemetery at the Amended and Restated Development Agreement (ARDA) site:

- Jane Roschmann, Irvine resident
- Kev Abazajian, Irvine resident
- Steve Berger, Irvine resident
- Don Geller, Irvine resident
- Harvey Liss, Irvine resident
- Art Daniel, Irvine resident
- Courtney Orzio (714-***-*066)
- Michelle Johnson, Irvine resident
- Patricia Kennedy, Irvine resident
- Pam Smith, Irvine resident
- Curtis Wright, Irvine resident
- Ed McNew, Irvine resident

Richard Green, Irvine resident, spoke in support of a Veterans Cemetery in Irvine and encouraged the City Council to work with State legislators to build the cemetery.

Parissa Yazdani, Irvine resident, spoke in support of a Veterans Cemetery in Irvine and allowing the State to complete its process with designating a site for the cemetery; and spoke in opposition to Councilmember Agran.

Kyler Chin, Irvine resident, spoke in support of defunding the police and an Irvine green new deal.

Alejandro Sobrera, Irvine resident, spoke in support of providing additional funding to the Strategic Technology Plan budget for cyber security, and defunding the police.

Lesley Tan, Irvine resident, spoke in opposition to the City Council censoring voices, and requested a study session related to All American Asphalt plant air quality concerns.

Kevin Lien, Dennis Lowe, and Ryan Oleary, Irvine residents, spoke in opposition to adverse air quality from the All American Asphalt plant.

Chelsea Boyle, Irvine resident, spoke in support of defunding the police, and in opposition to the Musick Jail expansion.

Sylvester Ani, Irvine resident, spoke in support of prior comments made by Vice Mayor Kim and Councilmember Agran regarding body-worn cameras, and noted concerns with the social justice system.

Sandra Paperny, Irvine resident, spoke in opposition to the Veterans Cemetery at the ARDA site.

Dee Fox, Irvine resident, spoke in opposition to the Orange County Power Authority.

ADJOURNMENT – IN MEMORIAM

Prior to adjournment, Mayor Khan announced the recent passing of former Mayor and Councilmember John Burton, and asked that the meeting be adjourned in his memory.

John Burton, Jr., son of former Mayor and Councilmember John Burton, expressed his appreciation to the City Council for adjourning the meeting in memory of his father.

Moved by Councilmember Kuo, seconded by Vice Mayor Kim, and unanimously carried to adjourn the meeting at 8 p.m. in memory of former Mayor and Councilmember John Burton.

CITY CLERK OF THE CITY OF IRVINE

MAYOR OF THE CITY OF IRVINE

April 13, 2021