



AGENDA

CITY COUNCIL REGULAR MEETING January 25, 2011 4:00 PM

Sukhee Kang
Mayor

Beth Krom
Mayor Pro Tempore

Larry Agran
Councilmember

Steven Choi
Councilmember

Jeffrey Lalloway
Councilmember

City Council Chamber
One Civic Center Plaza
Irvine, CA 92606

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 City Council Chamber. Please identify on the card your name 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 City Council are recognized. Your name will be called at the time the matter is heard by the City Council. City policy is to limit public testimony to three minutes per speaker (unless extended by the Mayor) which includes the presentation of electronic or audio visual information.

CALL TO ORDER

[ROLL CALL](#)

[PLEDGE OF ALLEGIANCE](#)

[MOMENT OF SILENCE](#)

[MUSICAL PRESENTATION](#)

1. [PRESENTATIONS](#)

1.1 [Recognition of Northwood Gratitude and Honor Committee and Volunteers](#)

1.2 [Recognition of Vietnamese-American Federation of Southern California](#)

1.3 [Presentation of "Earned Income Tax Credit Program"](#)

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.

2. CONSENT CALENDAR

All matters listed under Consent Calendar are considered by the City Manager 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.

2.1 MINUTES

ACTION:

- 1) Approve the minutes of a special meeting of the Irvine City Council held on January 7, 2011.
- 2) Approve the minutes of an adjourned regular meeting of the Irvine City Council held on January 11, 2011.

2.2 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

2.3 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

2.4 WARRANT AND WIRE TRANSFER RESOLUTION – BANK OF AMERICA

ACTION:

Adopt RESOLUTION NO. - 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

2.5 AFFORDABLE HOUSING IN-LIEU FEE ADJUSTMENT

ACTION:

Adopt RESOLUTION NO. - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE APPROVING AN UPDATE TO THE AFFORDABLE HOUSING IN-LIEU FEE

2.6 RENEWED MEASURE M (M2) COMPREHENSIVE TRANSPORTATION FUNDING PROGRAM GRANT APPLICATIONS

ACTION:

Adopt RESOLUTION NO. - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE APPROVING THE SUBMITTAL OF FUNDING APPLICATIONS FOR TRANSPORTATION IMPROVEMENT PROJECTS TO THE ORANGE COUNTY TRANSPORTATION AUTHORITY FOR FUNDING UNDER THE COMPREHENSIVE TRANSPORTATION FUNDING PROGRAM

2.7 AGREEMENT WITH CLEAN ENERGY FOR COMPRESSED NATURAL GAS STATION OPERATIONS

ACTION:

Authorize the City Manager to execute a new five-year Agreement with Clean Energy for the operation and maintenance of the existing compressed natural gas (CNG) station located at the City's Operations Support Facility.

2.8 REHABILITATION OF PLAYGROUND EQUIPMENT AT DEERFIELD COMMUNITY PARK – CIP 378040

ACTION:

Approve plans and specifications for rehabilitation of playground

equipment at Deerfield Community Park

2.9 ACCEPTANCE OF ASSEMBLY BILL 912 GRANT FROM CALIFORNIA 9-1-1 EMERGENCY COMMUNICATIONS OFFICE

ACTION:

- 1) Accept an Assembly Bill 912 grant award from the California 9-1-1 Emergency Communications Office in the amount of \$22,770.40 as a subgrantee of the County of Orange.
- 2) Approve a budget adjustment request in the amount of \$22,770.40, reflecting an increase in revenues and appropriations.

2.10 APPROVAL OF PLANS AND SPECIFICATIONS FOR FIRE ALARM LIFE SAFETY SYSTEM INSTALLATION AT THE IRVINE ANIMAL CARE SERVICES CENTER

ACTION:

Approve plans and specifications for fire alarm life safety system installation at the Irvine Animal Care Services Center.

2.11 GRANT FROM IRVINE COMMUNITY ALLIANCE FUND ON BEHALF OF VERIZON HOPELINE FOUNDATION

ACTION:

Approve a Budget Adjustment to accept a \$10,000 grant from the Irvine Community Alliance Fund, on behalf of Verizon HopeLine Foundation, to fund language translation and printing of the City's Victim Resource Guide and language translation services for FOR Families clientele.

2.12 CITY OF IRVINE 2011 LEGISLATIVE PLATFORM, CITY OF IRVINE AND AND ORANGE COUNTY GREAT PARK CORPORATION'S 2012 LEGISLATIVE AGENDA AND CITY COUNCIL OPPOSITION TO THE ADMINISTRATION'S PROPOSAL TO ELIMINATE REDEVELOPMENT AGENCIES IN CALIFORNIA

ACTION:

- 1) Adopt and approve the 2011 State and Federal Legislative Platform.
- 2) Adopt and approve the 2012 Legislative Agenda for the City of Irvine and the Orange County Great Park Corporation.
- 3) Approve City Council position to oppose Governor Brown's 2011-12 State Budget proposal permanently eliminating redevelopment agencies in California, by adopting RESOLUTION NO. - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE IN OPPOSITION TO THE ADMINISTRATION'S PROPOSAL TO ELIMINATE REDEVELOPMENT AGENCIES IN CALIFORNIA.

- 4) Appoint a City Council member subcommittee to develop and implement a strategy to protect the City of Irvine interests with regard to Governor Brown's 2011-12 State Budget proposal permanently eliminating redevelopment agencies in California.

2.13 ACCEPTANCE OF SHADY CANYON TURTLE POND MITIGATION SITE

ACTION:

- 1) Approve Management Agreement and Amendment to Deed Covenant: Shady Canyon Turtle Pond Mitigation Site.
- 2) Accept \$100,000 donation.
- 3) Approve third amendment to Management Agreement with the Irvine Ranch Conservancy.

2.14 BUDGET ADJUSTMENT FOR PLAN CHECK SERVICES

ACTION:

Approve a Budget Adjustment in the amount of \$936,000 in unanticipated revenue increasing the budget and expenditure allocations for the Public Works Development Engineering Fund by \$800,000 and General Fund by \$136,000.

2.15 APPOINTMENT TO THE BOARD OF DIRECTORS OF THE IRVINE BARCLAY THEATRE OPERATING COMPANY

ACTION:

Appoint Gary Burton, Director of Administrative Services, to the Irvine Barclay Theatre Operating Company Board of Directors.

END CONSENT CALENDAR

3. 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.

3.1 IRVINE BUSINESS COMPLEX FEE PROGRAMS FOR TRANSPORTATION AND NEIGHBORHOOD INFRASTRUCTURE

ACTION:

- 1) Receive staff report.
- 2) Open the public hearing; receive public input.
- 3) Close the public hearing.
- 4) City Council comments and questions.

- 5) Adopt RESOLUTION NO. - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE ADOPTING THE UPDATED IRVINE BUSINESS COMPLEX (PA 36) TRANSPORTATION IMPROVEMENT FUNDING PLAN, INCLUDING THE ESTABLISHMENT OF A DEVELOPMENT FEE PROGRAM IN THE IRVINE BUSINESS COMPLEX, BASED ON SECTION 9-36-14 OF THE ZONING ORDINANCE
- 6) Adopt RESOLUTION NO. - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE ADOPTING AN UPDATED FUNDING PROGRAM FOR IRVINE BUSINESS COMPLEX (PA 36) NEIGHBORHOOD INFRASTRUCTURE IMPROVEMENTS, INCLUDING THE ESTABLISHMENT OF A DEVELOPMENT FEE PROGRAM IN THE IRVINE BUSINESS COMPLEX, BASED ON SECTION 9-36-15 OF THE ZONING ORDINANCE
- 7) Authorize the Mayor to sign the Amended Agreement with the City of Santa Ana for Irvine Business Complex (IBC) transportation improvements. Further, authorize the City Manager to sign future amendments, if any, involving technical revisions or technical updates to the Agreement.
- 8) Authorize the Mayor to sign the Traffic Mitigation Agreement (TMA) with Caltrans for IBC transportation improvements. Further, authorize the City Manager to sign future amendments, if any, involving technical revisions or technical updates to the Agreement.

4. COUNCIL BUSINESS

4.1 CONSIDERATION OF BUSINESS FRIENDLY INITIATIVES

ACTION:

City Council discussion and staff direction to pursue specific initiatives for implementation or future City Council agenda action.

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

Public comments will be heard at approximately 6:30 p.m. or prior to adjournment, whichever occurs earlier.

ADJOURNMENT

NOTICE TO THE PUBLIC

LIVE BROADCASTING

Regular 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 once the agenda is publicly posted, (at least 72 hours prior to a regular City Council meeting). 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.

SUPPLEMENTAL MATERIAL RECEIVED AFTER THE POSTING OF THE AGENDA

Any supplemental writings or documents distributed to a majority of the City Council regarding any item on this agenda after the posting of the agenda will be available for public review in the City Clerk's Office, One Civic Center Plaza, Irvine, California, during normal business hours. In addition, such writings or documents will be made available for public review at the respective public meeting.

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.

SUBMITTAL OF INFORMATION BY MEMBERS OF THE PUBLIC FOR DISSEMINATION OR PRESENTATION AT PUBLIC MEETINGS

Media Types and Guidelines

1. Written Materials/handouts:

Any member of the public who desires to submit documentation in hard copy form may do so prior to the meeting or at the time he/she addresses the City Council. Please provide 15 copies of the information to be submitted and file with the City Clerk at the time of arrival to the meeting. This information will be disseminated to the City Council at the time testimony is given.

2. Large Displays/Maps/Renderings:

Any member of the public who desires to display freestanding large displays or renderings in conjunction with their public testimony is asked to notify the City Clerk's Office at (949)724-6205 no later than 12:00 noon on the day of the scheduled meeting so that an easel can be made available, if necessary.

3. Electronic Documents/Audio-visuals:

Any member of the public who desires to display information electronically in conjunction with their public testimony is asked to submit the information to the Public Information Office (PIO) no later than 12:00 noon on the day of the scheduled meeting. To facilitate your request contact the PIO Office at (949)724-6253 or the City Clerk's Office at (949)724-6205.

Information must be provided on CD, DVD, or VHS; or, emailed by 12:00 noon on the day of the scheduled meeting to pio@ci.irvine.ca.us. Members of the public will be asked to provide their name, identify the meeting and the agenda item to be addressed, and a day time phone number.

The PIO office will notify the person submitting the information as soon as possible prior to the meeting if the information cannot be accessed or if the version provided is incompatible with the City's system. Every effort will be made by City staff to facilitate the presentation.

PUBLIC COMMENT

Any member of the public may address the City Council on items within the City Council's subject matter jurisdiction but which are not listed on this agenda during Public Comment; however, no action may be taken on matters that are not part of the posted agenda. If you would like to address the City Council during the Public Comment portion of the Agenda, please complete the Request to Speak Form. The card is at the table at the entrance to the City Council Chamber. Please complete the card with your name and return to the City Clerk. The Request to Speak Form assists the Mayor in ensuring that all persons wishing to address the City Council are recognized. Your name will be called at the time Public Comment is taken by the City Council. City policy is to limit public testimony to three minutes per speaker (unless extended by the Mayor) which includes the presentation of electronic or audio visual information.

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, MMC
City Clerk