



## **MINUTES**

### **CITY COUNCIL REGULAR MEETING**

**December 10, 2019  
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 5:09 p.m. on December 10, 2019, in the City Council Chamber, Irvine Civic Center, One Civic Center Plaza, Irvine, California; Mayor Shea presiding.

#### **ROLL CALL**

Present: 5	Councilmember:	Mike Carroll
	Councilmember:	Melissa Fox
	Councilmember:	Farrah N. Khan
	Mayor Pro Tempore:	Anthony Kuo
	Mayor:	Christina Shea

#### **PLEDGE OF ALLEGIANCE**

Councilmember Khan led the Pledge of Allegiance.

#### **INVOCATION**

Pastor Jorge Molina from Mariners Church in Irvine provided the invocation.

**1. PRESENTATIONS**

**1.1. 2019 Irvine Global Village Festival Sponsor Recognition**

Mayor Shea introduced the sponsors of the Irvine Global Village Festival and presented them with Certificates of Recognition for their support.

**CITY MANAGER'S REPORT**

There was no report.

**ANNOUNCEMENTS/COMMITTEE REPORTS/COUNCIL REPORTS**

Mayor Pro Tempore Kuo expressed his appreciation to Urban Plates, a local restaurant with two locations in Irvine, who sponsored lunch and dinner for police officers and other Irvine Police personnel who worked on Thanksgiving Day.

Mayor Shea made the following announcements:

- The annual Holiday Toy Drive hosted by the City and the Irvine 2/11 Marine Adoption Committee runs through Friday, December 12. Donations of unwrapped gifts suitable for infants or children up to age 12 can be dropped off at City Hall, the Irvine Police Department, or the Orange County Great Park Visitors Center. In addition, on Friday, December 12, the Orange County Great Park will serve as host to the 27<sup>th</sup> annual ABC7 Spark of Love Toy Drive “Stuff a Bus” event. Event sponsors ABC7 and the Orange County Fire Authority will be accepting donations at the Great Park from 4 a.m. to 6:30 p.m.
- The Orange County Great Park has been transformed into a winterscape of holiday lights, decorations, interactive displays, and photo backdrops as part of the month-long “Holidayz at the Park.” Train rides are also available on Saturdays from 4 to 8 p.m. Attendees can also participate in seasonally themed programs, including a Pajama Party Movie Night featuring *The Polar Express* on Friday, December 20. To see a list of programs available and to register for certain events, visit [yourirvine.org](http://yourirvine.org).
- In observance of the Christmas holiday, Irvine City Hall will be closed Tuesday, December 24 and Wednesday, December 25. City Hall will be open on December 23, 26, and 27 with limited staffing. The Civic Center will also be closed on Wednesday, January 1 for New Year’s Day.

## ADDITIONS AND DELETIONS

City Manager Russo noted the following:

- A request from the Irvine Company was received earlier in the day to delay Item 2.10 (Second Reading of Ordinance No. 19-19 to Amend Chapters 9-1, 9-6, 9-9, and 9-40 of the Zoning Ordinance Related to the Transfer of Unbuilt Residential Dwelling Units from Planning Areas 9 (Woodbury) and 40 (Cypress Village) to Planning Areas 1 (Orchard Hills) and 6 (Portola Springs)) to the January 14, 2020 City Council meeting.
- Item 3.2 (Ordinance Establishing Regulations Prohibiting the Sale and Use of Flavored Tobacco Products) was being removed from the agenda, which would return to the City Council at a later date.

## 2. CONSENT CALENDAR

**ACTION:** Moved by Councilmember Fox, seconded by Mayor Pro Tempore Kuo, and unanimously carried to approve Consent Calendar Item Nos. 2.1 through 2.12, with the exception of Item Nos. 2.7, 2.8, and 2.10, which were removed for separate discussion.

### 2.1. MINUTES

**ACTION:**

Approved the minutes of a regular meeting of the Irvine City Council held on November 12, 2019.

### 2.2. WARRANT AND WIRE TRANSFER RESOLUTION

**ACTION:**

Adopted RESOLUTION NO. 19-106 - 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

**2.3. PREDEVELOPMENT AGREEMENT AND FORM OF LEASE WITH  
PRETEND CITY FOR A CHILDREN'S MUSEUM AT THE ORANGE  
COUNTY GREAT PARK**

**ACTION:**

- 1) Approve and direct the City Manager to execute the Predevelopment Agreement between the City of Irvine and Pretend City Children's Museum of Orange County enabling the development of a children's museum on City-owned property.
- 2) Authorized and direct the City Manager to execute a Ground Lease upon satisfactory completion of the terms of the Predevelopment Agreement between the City of Irvine and Pretend City Children's Museum of Orange County enabling the construction and operation of a children's museum and associated facilities on City-owned property.

(Unless otherwise directed by a member of the City Council, the vote on this matter will reflect the prior action of each Councilmember when he or she sat and voted as a member of the Board of Directors of the Orange County Great Park Corporation. However, if a Councilmember is not present at the City Council meeting, his or her vote will be reflected as absent.)

**Approved 5-0.**

**2.4. CITY OF IRVINE HOUSING SUCCESSOR TO THE DISSOLVED  
IRVINE REDEVELOPMENT AGENCY ANNUAL REPORT**

**ACTION:**

- 1) Authorized submittal of the Housing Successor Annual Report to the California Department of Housing and Community Development.
- 2) Authorized posting the Housing Successor Annual Report on the City of Irvine website.

**2.5. CALIFORNIA OFFICE OF EMERGENCY MANAGEMENT DESIGNATION OF APPLICANT'S AGENT RESOLUTION FOR NON-STATE AGENCIES**

**ACTION:**

- 1) Adopted RESOLUTION NO. 19-107 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, DESIGNATING APPLICANT'S AGENT FOR THE PURPOSES OF OBTAINING STATE AND FEDERAL DISASTER ASSISTANCE AND EMERGENCY PREPAREDNESS GRANTS.
- 2) Authorize the positions of City Manager, Director of Financial Management and Strategic Planning, and Director of Public Safety to sign and execute and the City Clerk to certify Applicant's Agent Resolution.

**2.6. GREAT PARK SPORTS PARK MAINTENANCE FACILITY LETTER AGREEMENT WITH HERITAGE FIELDS EL TORO, LLC**

**ACTION:**

Authorized the Mayor to execute the Letter Agreement with Heritage Fields El Toro, LLC for the design and construction of the Orange County Great Park Sports Park Maintenance Facility. **(Contract No. 10941)**

(Unless otherwise directed by a member of the City Council, the vote on this matter will reflect the prior action of each Councilmember when he or she sat and voted as a member of the Board of Directors of the Orange County Great Park Corporation. However, if a Councilmember is not present at the City Council meeting, his or her vote will be reflected as absent.)

**Approved 5-0.**

**2.7. RECOMMENDED RE-INTEGRATION OF THE TRANSPORTATION FUNCTION INTO THE PUBLIC WORKS DEPARTMENT AND REALIGNMENT OF POSITIONS TO OPTIMIZE DELIVERY OF CAPITAL AND FACILITY PROJECTS**

This item was removed for separate discussion at the request of Susan Sayre, Irvine resident, who expressed opposition to re-integration of the transportation function in to the Public Works Department.

City Council discussion included: clarifying that the chief point of contact would be the Department Director, with the Deputy Director staffing the Transportation Commission; noted that the realignment was due to the vacancy of the former Transportation Director; reiterated that the cost savings would allow for any necessary staffing adjustments in the future; and noted that positive feedback has been received by the biking community regarding the services received by Transportation staff.

**ACTION: Moved by Councilmember Fox, seconded by Mayor Pro Tempore Kuo, and unanimously carried to:**

- 1) Approve re-integration of the Transportation function into the Public Works Department to enhance operational effectiveness and efficiencies, and delivery of public services.
- 2) Approve a budget adjustment for the reallocation of positions necessary to effectively deliver additional capital and facility projects, environmental programs and City services.
- 3) Adopt RESOLUTION NO. 19-108 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, AUTHORIZING FULL-TIME POSITIONS IN ACCORDANCE WITH THE PROVISIONS OF COMPENSATION RESOLUTIONS AND THE OPERATING BUDGET FOR THE BIENNIAL 2019-21 FISCAL YEAR, AND SUPERSEDING RESOLUTION NO. 19-98, WHICH IS INCONSISTENT THEREWITH

**2.8. NOTICE OF REVIEW FOR TRACT MAPS IN GREAT PARK NEIGHBORHOODS (HERITAGE FIELDS EL TORO, LLC)**

This item was removed for separate discussion at the request of Susan Sayre, Irvine resident, who spoke in support of neighborhood commercial centers within the Great Park Neighborhoods, to which Mayor Shea noted that upcoming neighborhood retail centers were planned in Great Park Neighborhoods.

Prior to Ms. Sayre’s comments, City Attorney Melching noted that the item included 27 subdivision maps, and that one map was inadvertently excluded from the report; and further noted that the City engineer had received a draft of the complete and final map of Vesting Parcel Map 2019-146 (FivePoint Gateway Campus), which was currently under review to confirm that it conformed with all City requirements.

**ACTION: Moved by Mayor Pro Tempore Kuo, seconded by Councilmember Carroll, and unanimously carried to:**

Receive and file **as amended** to include approval of Vesting Parcel Map 2019-146 (FivePoint Gateway Campus).

**2.9. MEASURE M2 COMPREHENSIVE TRANSPORTATION FUNDING PROGRAM GRANT APPLICATION – PROJECT V (TRANSIT)**

**ACTION:**

- 1) Authorized staff to prepare and submit a grant funding application for the Comprehensive Transportation Funding Program Project V – Community Based Transit Circulators for a citywide feasibility study.
- 2) Adopted RESOLUTION NO. 19-108 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, APPROVING THE SUBMITTAL OF A GRANT APPLICATION TO THE ORANGE COUNTY TRANSPORTATION AUTHORITY (OCTA) FOR FUNDING UNDER THE MEASURE M2 PROJECT V – COMMUNITY BASED TRANSIT/CIRCULATORS PROGRAM

**2.10. SECOND READING OF ORDINANCE NO. 19-19 TO AMEND CHAPTERS 9-1, 9-6, 9-9, AND 9-40 OF THE ZONING ORDINANCE RELATED TO THE TRANSFER OF UNBUILT RESIDENTIAL DWELLING UNITS FROM PLANNING AREAS 9 (WOODBURY) AND 40 (CYPRESS VILLAGE) TO PLANNING AREAS 1 (ORCHARD HILLS) AND 6 (PORTOLA SPRINGS)**

This item was removed for separate discussion at the request of Mayor Shea, noting the Irvine Company’s request to delay second reading and adoption of Ordinance No. 19-19 to the January 14, 2020 City Council meeting.

City Council discussion included: noting continued concerns from residents related to the additional units, as well as the lack of a retail center in Portola Springs; questioned the impacts of continuing the second reading of the Ordinance versus non-approval of the ordinance, and whether any amendments would require a new first reading; noted

lack of notification to the existing residents by the applicant; reiterated that Orchard Hills and Portola Springs were already over-impacted; noted that the transfer of units would not achieve affordable housing goals; and questioned precedence related to requests for a continuance by an applicant.

**ACTION: Moved by Councilmember Carroll, seconded by Mayor Pro Tempore Kuo, to:**

Continue the item to the January 14, 2020 City Council meeting.

**The motion carried as follows:**

AYES: 3 COUNCILMEMBERS: Carroll, Khan and Kuo

NOES: 2 COUNCILMEMBERS: Fox and Shea

ABSENT: 0 COUNCILMEMBERS: None

**2.11. SECOND READING OF ORDINANCE NO. 19-20 APPROVING ZONE CHANGE (00793363-PZC) AMENDING THE ZONING ORDINANCE TO PROHIBIT RESIDENTIAL AND HOTEL USES ON THAT PORTION OF THE AMENDED AND RESTATED DEVELOPMENT AGREEMENT (ARDA) TRANSFER SITE GENERALLY LOCATED NORTH OF CADENCE AND TO CHANGE THE ZONING DESIGNATION FROM 8.1 TRAILS AND TRANSIT ORIENTED DEVELOPMENT (TTOD) TO 9.1 ARDA RECREATION ON THAT PORTION OF THE ARDA TRANSFER SITE GENERALLY LOCATED SOUTH OF CADENCE WITHIN PLANNING AREA 51**

**ACTION:**

Read by title only, second reading and adoption of ORDINANCE NO. 19-20 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, APPROVING A CITY-INITIATED ZONE CHANGE (00793363-PZC) TO AMEND THE ZONING ORDINANCE TO PROHIBIT RESIDENTIAL AND HOTEL USES ON THAT PORTION OF THE AMENDED AND RESTATED DEVELOPMENT AGREEMENT (ARDA) TRANSFER SITE GENERALLY LOCATED NORTH OF CADENCE AND TO CHANGE THE ZONING DESIGNATION FROM 8.1 TRAILS AND TRANSIT ORIENTED DEVELOPMENT (TTOD) TO 9.1 ARDA RECREATION ON THAT PORTION OF THE ARDA TRANSFER SITE GENERALLY LOCATED SOUTH OF CADENCE WITHIN PLANNING AREA 51

**2.12. COMMUNITY PARTNERSHIP FUND GRANT NOMINATIONS**

**ACTION:**

- 1) Approved Mayor Shea's request for Community Partnership Fund Grant Nomination to Crime Survivors Inc. in the amount of \$500 in support of program costs.
- 2) Approved Mayor Pro Tem Kuo's request for Community Partnership Fund Grant Nomination to Bulldog Football Boosters in the amount of \$200 in support of program costs.

**3. COUNCIL BUSINESS**

**3.1. EMERGENCY SOLUTIONS GRANT FUNDING FOR THE 2019-20 PROGRAM YEAR**

Charles Kovak, Housing Administrator, presented the staff report and responded to questions. Steve Holtz, Manager of Neighborhood Services, was also available for questions.

City Council discussion included: questioning whether Families Forward was the only applicant; inquired about Homeless Management Information System (HMIS) administration and whether administration of the program was applicable if funds were not disbursed; questioned whether costs for HMIS administration could be deducted from the grant; and inquired about the number of families assisted.

Mike Young, Director of Programming for Families Forward, asked that the City Council consider allowing Families Forward to use the matching funds for case management and other services it provides as requested in its original application.

**ACTION: Moved by Mayor Pro Tempore Kuo, seconded by Councilmember Khan, and unanimously carried to:**

Approve Emergency Solutions Grant program funding in the amount of \$126,807 to Families Forward for homelessness prevention services and require Families Forward to use its required 100 percent matching funds for rapid re-housing services.

**3.2. ORDINANCE ESTABLISHING REGULATIONS PROHIBITING THE SALE AND USE OF FLAVORED TOBACCO PRODUCTS**

This item was removed from the agenda at the request of City Manager Russo. See "Additions and Deletions (page 3)."

**3.3. CITY COUNCIL REORGANIZATION - SELECTION OF MAYOR PRO TEMPORE**

Mayor Shea opened the floor for nominations for the selection of Mayor Pro Tempore for the ensuing year. Mayor Pro Tempore Kuo nominated Councilmember Carroll. There were no other nominations.

**ACTION: By consensus, Mayor Shea closed nominations for the selection of Mayor Pro Tempore for the ensuing year.**

**ACTION: By a vote of the City Council, Councilmember Mike Carroll was selected to serve as Mayor Pro Tempore for the ensuing year as follows:**

- AYES: 4 COUNCILMEMBERS: Carroll, Khan, Kuo, and Shea
- NOES: 1 COUNCILMEMBERS: Fox
- ABSENT: 0 COUNCILMEMBERS: None

**PUBLIC COMMENT**

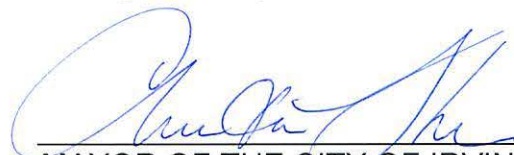
Mark Sawaya, Irvine resident, spoke in opposition to noise from large trucks before 7 a.m. and after 7 p.m. around Park Place.

Jay Oku, Irvine business owner, and Cherry Lai, Irvine resident, expressed opposition to prohibiting the sale and use of flavored tobacco products.

**ADJOURNMENT**

**Moved by Councilmember Kuo, seconded by Councilmember Khan, and unanimously carried to adjourn the City Council meeting at 6:27 p.m.**

  
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CITY CLERK OF THE CITY OF IRVINE

  
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MAYOR OF THE CITY OF IRVINE

January 28, 2020