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# CITY COUNCIL AGENDA

BETH KROM

Mayor

SUKHEE KANG  
Mayor Pro Tempore

LARRY AGRAN  
Councilmember

STEVEN CHOI  
Councilmember

CHRISTINA SHEA  
Councilmember

## CITY COUNCIL REGULAR MEETING

June 28, 2005

4:00 P.M.

City Council Chamber  
One Civic Center Plaza

### NOTICE TO THE PUBLIC

**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.

**ADDITIONS AND DELETIONS TO THE AGENDA:** 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.

**ANNOUNCEMENTS/COMMITTEE REPORTS/COUNCIL COMMENTS:** 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.

**CONSENT CALENDAR ITEMS:** All matters listed under Consent Calendar are considered to be routine and all will be 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 Speaker's Form and give it to the City Clerk. (Please see information in "Request to Speak" section.

**PUBLIC COMMENT:** Any member of the public may address the City Council on items within the Council's subject matter jurisdiction but which are not listed on this agenda during public comments. However, no action may be taken on matters that are not part of the posted agenda. Public comments are scheduled for 30 minutes and are limited to three minutes per person. If you wish to speak, please complete a Speaker's Form and submit to the City Clerk.

CITY COUNCIL – NOTICE TO THE PUBLIC

**SPEAKER’S CARD/REQUEST TO SPEAK:** If you would like to address the City Council on a scheduled agenda item, please complete the speaker’s card. 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 speaker’s card 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.

**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. 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.

**PUBLIC HEARINGS:** Public Hearings are scheduled for a time certain of 4:00 p.m. (unless noticed otherwise) or as soon thereafter as possible. City Council, when considering the matter scheduled for hearing, will take the following actions: 1) Open the Public Hearing. 2) Receive staff report. 3) Accept public testimony. 4) City Council comments and questions. 5) Take appropriate action. Those wishing to address the City Council during the Public Hearing must complete a “Request to Speak” form and provide it to the City Clerk prior to the hearing. If, in the future, you wish to challenge in court any of the matters on this agenda for which a public hearing is to be conducted, you may be limited to raising only those issues which you (or someone else) raised orally at the public hearing or in written correspondence received by the City at or before the hearing. Any person seeking to challenge a City Council decision made as a result of a proceeding in which by law a hearing is required to be given, evidence is required to be taken, and the discretion in the determination of facts is vested in the City Council, shall be required to commence that action 90 days following the date on which the decision becomes final as provided in Code of Civil Procedure Section 1094.6. Please refer to Code of Civil Procedure 1094.6 to determine how to calculate when a decision becomes “final.” **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.

**AMERICANS WITH DISABILITIES ACT:** 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 Jeri L. Stately, City Clerk, at least 48 hours prior to the meeting to inform us of your particular needs and to determine if accommodation is feasible. Please advise us at the time if you will need accommodations to attend or participate in meetings on a regular basis.

This agenda was prepared by the City Clerk. Regular meetings of the City Council are held on the second and fourth Tuesdays of each month at 4:00 p.m. However, study sessions and/or closed sessions are periodically held prior to the start of the regular meeting. The City Council Agenda is posted in the Police Department and available at your local library. It is also available through our FAX LIBRARY system. Simply dial (949) 724-6210 and request document number 100 anytime after 5:00 p.m. on the Friday prior to a City Council meeting. The Agenda may also be accessed through the City’s web page at [www.ci.irvine.ca.us](http://www.ci.irvine.ca.us)

STATE OF CALIFORNIA            )  
CITY OF IRVINE                    ) SS  
COUNTY OF ORANGE            )

I DECLARE UNDER PENALTY OF PERJURY that I am employed by the City of Irvine, in the City Clerk’s Department; and that I posted this agenda in the posting book located in the Public Safety Lobby of City Hall, One Civic Center Plaza.

Dated/Signed: \_\_\_\_\_

**FINAL  
AGENDA**

**IRVINE  
CITY COUNCIL  
REGULAR MEETING**

**June 28, 2005**

**CALL TO ORDER**

**4:00 P.M.**

A regular meeting of the Irvine City Council will be called to order on June 28, 2005 at 4:00 p.m., in the City Council Chamber, Irvine Civic Center, One Civic Center Plaza, Irvine, California, by Mayor Krom, presiding officer.

**ROLL CALL**

COUNCILMEMBER:	LARRY AGRAN
COUNCILMEMBER:	STEVEN CHOI
COUNCILMEMBER:	CHRISTINA SHEA
MAYOR PRO TEMPORE:	SUKHEE KANG
MAYOR:	BETH KROM

\*\*\*\*\*RECESS\*\*\*\*\*

\*\*\*\*\*CLOSED SESSION\*\*\*\*\*

**1. CONFERENCE WITH LABOR NEGOTIATORS (Pursuant to Government Code Section 54957.6)**

- 1.1 Agency Negotiators: Rick Paikoff, Director of Administrative Services; Jan Walden, Manager of Human Resources; Dave Larsen, Rutan & Tucker**  
**Employee Organizations: Irvine Police Association (IPA); Irvine Police Management Association (IPMA)**

\*\*\*\*\*RECONVENE TO THE I.P.F.I.A.\*\*\*\*\*

Please refer to the Irvine Public Facilities and Infrastructure Authority Agenda.

\*\*\*\*\*RECONVENE TO THE CITY COUNCIL MEETING - 5:00 P.M.\*\*\*\*\*

**PLEDGE OF ALLEGIANCE**

**MOMENT OF SILENCE**

**MUSICAL PRESENTATION**

Jason Chen will perform "Night of the Tong Village."

**PRESENTATIONS**

- 1) Orange County On Track Recognition
- 2) Presentation - Sister City Police Exchange - Taoyuan, Taiwan
- 3) Presentation of awards to 1st and 2nd place winners of each category in the City's Photo Contest. (Public Information Office)

**INTRODUCTIONS**

**\*ANNOUNCEMENTS/COMMITTEE REPORTS/COUNCIL REPORTS**

**\*ADDITIONS AND DELETIONS**

\*\*\*\*\*CONSENT CALENDAR (Item Nos. 2 through 7.4)\*\*\*\*\*

**\*PUBLIC COMMENTS (Limited to three (3) minutes per speaker)**

**2. CITY COUNCIL MINUTES**

**2.1 APPROVAL OF CITY COUNCIL MINUTES (Submitted by City Clerk)**

**ACTION:** Approve the minutes of a regular meeting of the City Council held on June 14, 2005.

**3. PROCLAMATIONS/COMMENDATIONS/RATIFICATIONS**

**3.1 COMMEND THE FOLLOWING:**

- 1) Sanaa Beguwala - Orange County On Track

\*Please refer to Notice to the Public, Pages i & ii

- 2) Eric Chen - Orange County On Track
- 3) Jeff Kim - Orange County On Track
- 4) Revati Nafday - Orange County On Track
- 5) Celilia Ong - Orange County On Track

**3.2 RATIFY THE FOLLOWING:**

- 1) **Commending Baxter Healthcare Corporation - 2004 Business of the Year Award from the Chamber of Commerce and City of Irvine.**
- 2) **Commending Roland Boucher - 2004 Business Leadership Award from the Chamber of Commerce and City of Irvine.**
- 3) **Commending Vicki Harris - 2004 Irvine Citizen of the Year Award from the Chamber of Commerce and City of Irvine.**
- 4) **Commending William J. Kelley, III - 2005 Jamie Trevor Award from the Chamber of Commerce and City of Irvine.**
- 5) **Commending Carol Kurimsky - 2004 Member of the Year Award from the Chamber of Commerce and City of Irvine.**

**4. AGREEMENTS**

**4.1 FISCAL YEAR 2005/2006 MEASURE M ELIGIBILITY (Submitted by Public Works/Transportation Development)**

**ACTION:** Approve the Measure M Seven-Year Capital Improvement Program Fiscal Years 2005-2006 through 2001-2012

**4.2 RENEW LICENSE AGREEMENT WITH SOUTHERN CALIFORNIA EDISON FOR LANDSCAPING PURPOSES ALONG VALLEY OAK BETWEEN BARRANCA PARKWAY AND OAKCREEK COMMUNITY PARK (PLANNING AREA 12, OAKCREEK) Submitted by Public Works/Development Engineering**

**ACTION:** Approve License Agreement Account No. 3080 between the City of Irvine and Southern California Edison, and authorize the Mayor to execute and the City Clerk to attest said agreement, subject to the City Attorney approval as to form.

**4.3 APPROVAL OF PLANS AND SPECIAL PROVISIONS FOR THE CONSTRUCTION OF PETERS CANYON CHANNEL BICYCLE AND TRAIL**

\*Please refer to Notice to the Public, Pages i & ii

**UNDERCROSSINGS PROJECT AT BARRANCA PARKWAY BRIDGE  
(Submitted by Public Works/Development Engineering)**

**ACTION:** Approve Plans and Special Provisions for the construction of Peters Canyon Channel Bicycle and Trail Undercrossings Project at Barranca Parkway.

**4.4 ENVIRONMENTAL INSURANCE - ORANGE COUNTY GREAT PARK  
(Submitted by Administrative Services/Human Resources)**

**ACTION:** Authorize the Acting City Manager to execute an agreement with AIG to purchase environmental insurance coverage for the Great Park at a cost to the City not to exceed \$2,400,000, plus applicable taxes and assessments.

**5. PROJECTS - BIDS AND SPECIFICATIONS**

**5.1 AWARD OF CONTRACT FOR LEGAL ADVERTISING - FY 2005-06  
(Submitted by City Clerk)**

**ACTION:**

- 1) Award the contract for publication of legal notices for the City of Irvine for Fiscal Year 2005-06 to the Irvine World News and Orange County Register.
- 2) Authorize the Mayor to sign and the City Clerk to attest to the agreements for this service, subject to approval by the City Attorney.

**5.2 SAN DIEGO CREEK AND CULVERDALE BIKE TRAIL LIGHTING -  
APPROVAL OF DESIGN CONTRACT WITH D. W. CONSULTANTS, INC. -  
CIP 345000 (Submitted by Public Works/Project Management)**

**ACTION:** Approve the design contract with DW Consultants, Inc. for the San Diego Creek and Culverdale Bike Trail Lighting project, CIP 345000.

**6. REPORTS**

**6.1 TREASURER'S REPORT FOR THE QUARTER ENDED MARCH 31, 2005.  
(Submitted by Administrative Services/Fiscal Services)**

**ACTION:** Receive and file the Treasurer's Report for the Quarter Ended March 31, 2005.

**7. RESOLUTIONS**

\*Please refer to Notice to the Public, Pages i & ii

**7.1 WARRANT AND WIRE TRANSFER RESOLUTION (Submitted by Administrative Services/Fiscal Services)**

**ACTION:** Adopt a resolution entitled: 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

**7.2 WAIVER OF 60-DAY NOTICE REQUIREMENT FOR COUNTY OF ORANGE DONATED SPACE AGREEMENT IN IRVINE (Submitted by Community Development/Planning Services)**

**ACTION:** Adopt a resolution entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE WAIVING THE REQUIREMENT FOR A 60-DAY NOTIFICATION PERIOD FOR A DONATED SPACE AGREEMENT FOR OFFICE USE PURSUANT TO SECTION 25351(d) OF THE CALIFORNIA GOVERNMENT CODE

**7.3 RESOLUTION GRANTING AUTHORITY TO THE CITY MANAGER TO ACCEPT PROPERTY CONVEYANCES, ENTER INTO ROLLOVER LEASES AND ROUTINE LICENSES WITHIN GREAT PARK LANDS TO BE CONVEYED TO THE CITY (Submitted by City Manager)**

**ACTION:** Approve a resolution entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE AUTHORIZING THE CITY MANAGER TO ENTER INTO LEASES FOR EXISTING USES, ISSUE ROUTINE LICENSES, AND ACCEPT PROPERTY CONVEYANCES TO FACILITATE THE IMPLEMENTATION OF THE GREAT PARK DEVELOPMENT AGREEMENT AND THE TRANSFER OF THE GREAT PARK LANDS TO THE CITY

**7.4 WARRANT AND WIRE TRANSFER RESOLUTION - BANK OF AMERICA (Submitted by Administrative Services/Fiscal Services)**

**ACTION:** Adopt a Resolution entitled: RESOLUTION NO. - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE ALLOWING CERTAIN CLAIMS AND DEMANDS TO BANK OF AMERICA AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID.

**END OF CONSENT CALENDAR**

\*Please refer to Notice to the Public, Pages i & ii

\*\*\*\*\*ORDINANCES\*\*\*\*\*

8. SECOND READING OF ORDINANCES

8.1 SECOND READING OF ORDINANCE: ORDINANCE NO. 05-11 - AN ORDINANCE AMENDING SECTION 1-2-108 OF THE IRVINE MUNICIPAL CODE RELATING TO THE CITY COUNCIL COMPENSATION SCHEDULE (Submitted by City Clerk)

ACTION: Adopt and read by title only, an ordinance entitled: ORDINANCE NO. 05-11 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE AMENDING SECTION 1-2-108 OF THE IRVINE MUNICIPAL CODE RELATING TO THE CITY COUNCIL COMPENSATION SCHEDULE IN ACCORDANCE WITH SECTION 36516 OF THE CALIFORNIA GOVERNMENT CODE.

8.2 SECOND READING OF ORDINANCE: ZONE CHANGE (00356051-PZC) FOR PLANNING AREAS 1 AND 2 AND A PORTION OF PLANNING AREA 9 (AREA 9B) (Submitted by City Clerk)

ACTION: Adopt and read by title only an ordinance entitled: ORDINANCE NO. 05-12 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE APPROVING ZONE CHANGE 00356051-PZC TO ALLOW FOR RESIDENTIAL DEVELOPMENT ON APPROXIMATELY 4,576 ACRES LOCATED IN PLANNING AREAS 1 AND 2 AND A PORTION OF PLANNING AREA 9 (AREA 9B); FILED BY THE IRVINE COMMUNITY DEVELOPMENT COMPANY

\*\*\*\*\*PUBLIC HEARINGS\*\*\*\*\*

9. PUBLIC HEARING: WIRELESS COMMUNICATION ORDINANCE (Submitted by Community Development/Development Services) (Continued from June 14, 2005)

ACTION:

- 1) Reopen public hearing.
- 2) Receive staff report.
- 3) Receive public input.
- 4) Council comments and questions.
- 5) Close the public hearing.
- 6) Introduce for first reading and read by title only an ordinance entitled: ORDINANCE NO. - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE ADOPTING A NEGATIVE DECLARATION FOR AND APPROVING ZONE CHANGE 38413-ZC TO ESTABLISH CITYWIDE REGULATIONS FOR WIRELESS COMMUNICATION FACILITIES

\*Please refer to Notice to the Public, Pages i & ii

**10. PUBLIC HEARING: AFFORDABLE HOUSING IN-LIEU FEE INCREASE - ADJUSTMENT FOR CURRENT APPLICATIONS (Submitted by Community Development/Planning Services)**

**ACTION:**

- 1) Open public hearing.
- 2) Receive staff report.
- 3) Receive public comments.
- 4) Council comments and questions.
- 5) Close the public hearing.
- 6) Adopt a resolution entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE APPROVING A REDUCTION IN THE AFFORDABLE HOUSING IN-LIEU FEE AMOUNT FROM QUALIFYING CURRENT PROJECTS

**11. PUBLIC HEARING: ELECTRICAL CODE ADOPTION (Submitted by Community Development/Building and Safety)**

**ACTION:**

- 1) Open the public hearing.
- 2) Receive staff report.
- 3) Receive public comments.
- 4) Council comments and questions.
- 5) Close the public hearing.
- 6) Adopt a resolution entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE SETTING FORTH FINDINGS WITH RESPECT TO LOCAL CONDITIONS WHICH REQUIRE CERTAIN MODIFICATIONS AND CHANGES TO THE CALIFORNIA ELECTRICAL CODE REASONABLY NECESSARY FOR BUILDING OCCUPANCIES IN THE CITY OF IRVINE

- 7) Introduce for first reading and read by title only, an ordinance entitled:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE AMENDING CHAPTERS 1 AND 3 OF DIVISION 9 OF TITLE 5 OF THE IRVINE MUNICIPAL CODE PERTAINING TO ELECTRICAL CODE REGULATIONS

\*Please refer to Notice to the Public, Pages i & ii

**12. PUBLIC HEARING: GENERAL PLAN AMENDMENT AND ZONE CHANGE, IN PLANNING AREA 36, 2801 ALTON; FILED BY STARPOINTE VENTURES (Submitted by Community Development/Development Services)**

**ACTION:**

- 1) Open public hearing.
- 2) Receive staff report.
- 3) Receive public input.
- 4) Council comments and questions.
- 5) Close public hearing.
- 6) Adopt a resolution entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE THE CERTIFYING SUBSEQUENT ENVIRONMENTAL IMPACT REPORT (SCH # 1991011023) FOR 2801 ALTON AND ADOPTING A MITIGATION MONITORING PROGRAM PURSUANT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) AND THE CEQA GUIDELINES

- 7) Adopt a resolution entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE APPROVING GENERAL PLAN AMENDMENT 00365093-PGA TO AMEND LAND USE TABLE A-1 OF THE GENERAL PLAN FOR THE 2801 ALTON RESIDENTIAL PROJECT; LOCATED AT THE NORTHEAST CORNER OF JAMBOREE ROAD AND ALTON PARKWAY; PLANNING AREA 36; FILED BY STARPOINTE VENTURES

- 8) Introduce for first reading and read by title only an ordinance entitled:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE APPROVING ZONE CHANGE 00365094-PZC TO REVISE TEXT IN THE ZONING CODE AND CHANGE THE ZONING ON PARCEL 1 OF TRACT 7905 FROM 5.1 IBC MULTI-USE TO 5.3C IBC RESIDENTIAL; LOCATED AT THE NORTHEAST CORNER OF JAMBOREE ROAD AND ALTON PARKWAY; PLANNING AREA 36; FILED BY STARPOINTE VENTURES

**13. PUBLIC HEARING: CITYWIDE ZONING ORDINANCE AND MUNICIPAL CODE UPDATE (Submitted by Community Development/Development Services)**

**ACTION:**

- 1) Open public hearing.
- 2) Receive staff report.
- 3) Receive public comments.
- 4) Council comments and questions.

\*Please refer to Notice to the Public, Pages i & ii

- 5) Close public hearing.
- 6) Adopt a resolution entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE APPROVING THE NEGATIVE DECLARATION OF ENVIRONMENTAL IMPACTS TO UPDATE AND CLARIFY THE ZONING CODE AND THE MUNICIPAL CODE AS WELL AS ADDING REGULATIONS FOR RESTAURANTS, "TYPE 47" ALCOHOL BEVERAGE CONTROL LICENSE

- 7) Introduce for first reading and read by title only an ordinance entitled:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE APPROVING ZONE CHANGE 00357863-PZC TO UPDATE AND CLARIFY THE ZONING CODE AND THE MUNICIPAL CODE AS WELL AS ADDING REGULATIONS FOR RESTAURANTS, "TYPE 47" ALCOHOL BEVERAGE CONTROL LICENSE

\*\*\*\*\***COUNCIL BUSINESS**\*\*\*\*\*

**14. REPORTS**

**14.1 YOUTH HEALTH AND FITNESS PROGRAM REVIEW (Submitted by Family Services/Community Services)**

**ACTION:**

- 1) Direct staff to work with Irvine and Tustin Unified School Districts to investigate the implementation or expansion of youth health and fitness programs as directed by the City Council.

OR

- 2) Direct staff to conduct an assessment of these and other youth health and fitness programs.

**15. RESOLUTIONS**

**15.1 LETTER OF CREDIT REPLACEMENT FOR LEASE REVENUE BONDS (Submitted by Administrative Services/Fiscal Services)**

**ACTION:** Adopt a resolution entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE APPROVING THE SUBSTITUTION OF AN ALTERNATE LETTER OF CREDIT FOR AN EXISTING LETTER OF CREDIT, APPROVING THE FORM OF AND AUTHORIZING THE

\*Please refer to Notice to the Public, Pages i & ii

EXECUTION AND DELIVERY OF A REIMBURSEMENT AGREEMENT  
AUTHORIZING THE EXECUTION AND DELIVERY OF NECESSARY  
DOCUMENTS, CERTIFICATES AND RELATED ACTIONS IN  
CONNECTION THEREWITH.

**\*PUBLIC COMMENTS (Limited to three (3) minutes per speaker)**

**ADJOURNMENT**

Adjourn to a CITY COUNCIL REGULAR meeting, July 12, 2005, 4:00 p.m., City of Irvine, City Council Chamber, One Civic Center Plaza, Irvine, California.

**NOTICE TO THE PUBLIC**

The foregoing does constitute the final agenda.

The agenda is available through our FAX LIBRARY system. Simply dial (949)724-6210 and request document number 100 anytime after 5:00 p.m., on the Friday prior to a City Council meeting. The agenda may also be accessed through the City's Web page at [www.ci.irvine.ca.us](http://www.ci.irvine.ca.us)

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