

MINUTES

CITY COUNCIL REGULAR MEETING January 10, 2012

City Council Chamber One Civic Center Plaza Irvine, CA 92606

CALL TO ORDER

A regular meeting of the Irvine City Council was called to order at 4:04 p.m. on January 10, 2012 in the City Council Chamber, Irvine Civic Center, One Civic Center Plaza, Irvine, California; Mayor Kang presiding.

ROLL CALL

Present:

5 Councilmember:

Larry Agran

Councilmember:

Steven Choi

Councilmember:

Jeffrey Lalloway

Mayor Pro Tempore:

Beth Krom

Mayor:

Sukhee Kang

CONVENED TO REDEVELOPMENT AGENCY - 4:05 p.m.

RECONVENE TO THE CITY COUNCIL MEETING - 4:07 p.m.

The City Council considered Agenda Item 4.1 and the Consent Calendar.

RECESS

Mayor Kang called a recess at 4:23 p.m.

RECONVENE TO THE CITY COUNCIL MEETING

Mayor Kang reconvened the City Council meeting at 5:03 p.m.

PLEDGE OF ALLEGIANCE

Mayor Kang led the Pledge of Allegiance.

MOMENT OF SILENCE

Mayor Kang requested a moment of silence in memory of Evelyn Nedom.

MUSICAL PRESENTATION

Mayor Kang introduced Hasun Yoo, a tenth grader at Crean Lutheran South High School, who performed the National Anthem.

1. PRESENTATIONS

1.1 Proclaim January 13, 2012 as "Korean American Day"

Mayor Kang introduced Vincent Kim, Esq., Chair of Korean American Day Convention Committee; Kyung Sook Kim, Korean American Foundation of Irvine; Kyunghee Choi, President, Irvine Korean Parents Association; Eugene Kim, President, Orange County Korean American Bar Association; Ho-El Park, Past President, Orange County Korean American Bar Association; Edward Sohn, President, Irvine Korean American Chamber. The Mayor presented a proclamation on behalf of Korean American Day.

1.2 Proclaim January 16, 2012 as "Dr. Martin Luther King, Jr. Day"

Mayor Kang introduced Reverend Hermia Whitlock, Christ Our Redeemer Episcopal Church; Dr. Thomas Parham, UC Irvine Vice Chancellor of Student Affairs; and Julie Hudash, Founder/CEO of Team Kids and presented a proclamation.

1.3 Employee Recognition: 25 Years of Service

City Manager Joyce recognized Mark Echavarria for his 25 years of service and presented him with a certificate of recognition.

CITY MANAGER'S REPORT

City Manager Joyce announced that Assistant City Manager Landers will be making a presentation at the following City Council Meeting regarding the dissolution of Redevelopment Agencies.

ANNOUNCEMENTS/COMMITTEE REPORTS/COUNCIL REPORTS

Councilmember Choi announced the annual Irvine Korean Cultural Festival on January 14 from 10-5 pm at the Irvine Civic Center.

Mayor Kang made the following announcements:

 The City of Irvine has been ranked No. 2 among America's Best Run Cities, according to a story by 24/7 Wall Street. The online financial news and opinion media group examined the many criteria of cities, such as access to jobs, financial planning, educational level of its citizens, and public safety.

- The "City of Irvine 40th Anniversary Photo Contest" exhibition will be held at the Irvine Fine Arts Center from January 21 through February 4 and will showcase the contest's top 40 finalists, including the grand prize winner and top five category winners. The exhibition will open with a special public reception on Saturday, January 21 from 5-8 p.m. For more information, call 949-724-6880 or visit irvinefinearts.org.
- The annual State of the City, as part of the City Council meeting on Tuesday, February 7 at 6 p.m., will focus on the challenges ahead and the successes achieved. The public is invited to both the State of the City as well as a reception that begins in the lobby at 5 p.m. For more information, visit cityofirvine.org.
- The City of Irvine, in partnership with the Legal Aid Society of Orange County, the United Way and Orange County One-Stop, is offering tax preparation services at no cost to qualifying taxpayers who live, work or attend school in Irvine. For more information or to schedule an appointment, call 888-434-8248.

ADDITIONS AND DELETIONS

There were none.

2. CONSENT CALENDAR

ACTION: Moved by Councilmember Choi, seconded by Mayor Pro Tempore Krom, and unanimously carried to approve Consent Calendar Items 2.1 through 2.18 with the exception of Item 2.8, which was removed for separate discussion.

2.1 MINUTES

ACTION:

Approved the minutes of a special meeting of the Irvine City Council held on December 13, 2011.

2.2 WARRANT AND WIRE TRANSFER RESOLUTION

ACTION:

Adopted RESOLUTION NO. 12-01- 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:

Adopted RESOLUTION NO. 12-02- 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

Mayor Pro Tem Krom abstained.

2.4 WARRANT AND WIRE TRANSFER RESOLUTION - BANK OF AMERICA

ACTION:

Adopted RESOLUTION NO. 12-03 - 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

Councilmember Agran abstained.

2.5 JAMBOREE/I-405 INTERCHANGE IMPROVEMENTS

ACTION:

- Authorized the City Manager to negotiate a maintenance agreement with the California Department of Transportation (Caltrans) for the City to provide maintenance activities at the Jamboree/I-405 interchange after plant establishment in three years.
- 2) Authorized the City Manager to negotiate a cooperative agreement with the California Department of Transportation (Caltrans) to include City gateway signage in the Jamboree/I-405 landscape improvement project.
- 3) Directed staff to establish a Capital Improvement Project in the Fiscal Year 2012-13 annual budget allocating \$100,000 to fund gateway signs at the Jamboree/I-405 interchange.

2.6 AMENDMENT TO GREEN RIBBON ENVIRONMENTAL COMMITTEE BYLAWS

ACTION:

Adopted RESOLUTION NO. 12-04- A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE OUTLINING POWERS, DUTIES AND BYLAWS OF THE IRVINE GREEN RIBBON ENVIRONMENTAL COMMITTEE

2.7 GRANT OF EASEMENT TO SOUTHERN CALIFORNIA EDISON LOCATED ALONG I-5 FREEWAY WEST OF CULVER

ACTION:

Authorized the Mayor to execute a Grant of Easement to Southern California Edison to supply power for a well site.

2.8 ORANGE COUNTY GREAT PARK WESTERN SECTOR PARK
DEVELOPMENT PLAN 2012 CAPITAL IMPROVEMENTS; APPROVAL
OF PLANS, SPECIFICATIONS, AND CONTRACT DOCUMENTS –
CAPITAL IMPROVEMENT PROJECT 379090

This item was removed for separate discussion by Councilmember Lalloway to provide further clarification on the funding and operation of the Orange County Great Park Western Sector.

City Council discussion included: clarification of the parliamentary procedures and funding of future park programing and development.

ACTION: Moved by Councilmember Lalloway, seconded by Councilmember Choi, to:

ACTION:

Direct the City Manager to report back on a plan to cut nonessential spending at the Great Park dealing with the Western Sector Park Development Plan beginning immediately; and return with recommendations and creation of an alternative plan for funding the Western Sector.

The original motion failed as follows:

AYES: 2 COUNCILMEMBERS: Choi and Lalloway

NOES: 3 COUNCILMEMBERS: Agran, Krom and Kang

ACTION: A substitute motion by Mayor Pro Tem Krom, seconded by Mayor Kang, to:

ACTION:

Approve the Plans, Specifications, and Contract Documents for the Orange County Great Park Western Sector Park Development Plan 2012 Capital Improvements on file with the Orange County Great Park Corporation.

The substitute motion carried as follows:

AYES: 3 COUNCILMEMBERS: Agran, Krom and Kang

NOES: 2 COUNCILMEMBERS: Choi and Lalloway

2.9 FINAL TRACT MAP NO. 17216 PENDING APPROVAL FOR RESIDENTIAL LOTS IN PLANNING AREA 39

ACTION:

Received and filed.

2.10 AMENDMENT TO FARMING LEASE AGREEMENT BETWEEN CITY OF IRVINE AND ORANGE COUNTY PRODUCE, LLC

ACTION:

Approved the proposed modification to the farm lease with Orange County Produce, LLC as outlined in Amendment No. 1 to the Lease Agreement, including one option for a ten (10) year lease renewal and modification.

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)

2.11 CALIFORNIA EMERGENCY MANAGEMENT AGENCY DESIGNATION OF APPLICANT'S AGENT RESOLUTION FOR NON-STATE AGENCIES

ACTION:

- 1) Adopted RESOLUTION NO. 12-05- A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE DESIGNATING APPLICANT'S AGENT FOR THE PURPOSES OF OBTAINING STATE AND FEDERAL DISASTER ASSISTANCE
- 2) Authorized the positions of City Manager, Director of Administrative Services and Director of Public Safety to sign and execute, and the City Clerk to certify Applicant's Agent Resolution.

2.12 ANNUAL ASSEMBLY BILL 1600 DEVELOPMENT FEE REPORT FOR FISCAL YEAR 2010-2011

ACTION:

1) Received and filed the Annual AB 1600 Development Fee Report for Fiscal Year 2010-11.

2) Renewed findings in compliance with Section 66001(d) of the California Government Code for the North Irvine Transportation Mitigation Program.

2.13 APPROVAL OF A REMARKETING AGREEMENT FOR ASSESSMENT DISTRICT NO. 93-14 AND AMENDMENTS TO THE REMARKETING AGREEMENTS FOR TEN EXISTING ASSESSMENT DISTRICTS

ACTION:

- 1) Adopted RESOLUTION NO. 12-06— A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE AUTHORIZING AND APPROVING THE EXECUTION AND DELIVERY OF A REMARKETING AGREEMENT BY AND BETWEEN THE CITY OF IRVINE AND MERRILL, LYNCH, PIERCE, FENNER & SMITH, INCORPORATED, AND PROVIDING OTHER MATTERS PROPERLY RELATING THERETO
- 2) Adopted RESOLUTION NO. 12-07—A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE AUTHORIZING AND APPROVING THE EXECUTION AND DELIVERY OF ONE OR MORE FIRST AMENDMENTS TO REMARKETING AGREEMENT, ALL OF THEM BY AND AMONG THE CITY OF IRVINE, BANK OF AMERICA SECURITIES, LLC, AND MERRILL, LYNCH, PIERCE, FENNER & SMITH, INCORPORATED, AND PROVIDING OTHER MATTERS PROPERLY RELATING THERETO

Councilmember Choi abstained.

2.14 ORANGE COUNTY GREAT PARK ACCEPTANCE OF UNITED STATES DEPARTMENT OF AGRICULTURE, FARMERS' MARKET PROMOTION PROGRAM GRANT

ACTION:

- Accepted a 2011 United States Department of Agriculture Farmers' Market Promotion Program grant award in the amount of \$22,500 for the Great Park Farmers' Market Health and Wellness Program.
- 2) Authorized the Chief Executive Officer to sign an agreement with the United States Department of Agriculture for the Great Park Farmers' Market Health and Wellness Promotion.
- 3) Approved a budget adjustment, increasing both revenues and expenditures in the amount of \$22,500.

January 10, 2012

2.15 APPROVAL OF REAPPOINTMENTS OF CITY COUNCIL REPRESENTATIVES TO CITY ADVISORY COMMITTEES AND GOVERNMENTAL AGENCIES THAT DO NOT PROVIDE A STIPEND

ACTION:

1) Reappointed City Council delegates and alternates to outside governmental agencies on which the City has representation for the ensuing year, and of which do not provide a stipend, as reflected in Attachment 1 to the staff report.

	AGENCIES/BOARDS/ COMMITTEES	DESIGNATED MEMBER	ALTERNATE/ MEMBERS
1.	Borders Committee with City of Newport Beach	Beth Krom Sukhee Kang	Not Required
2.	Coastal Greenbelt Authority	Jeffrey Lalloway	Stacy Blackwood, Community Services Manager
3.	Community Energy Partnership (Aspen Accord)	Beth Krom	Larry Agran
4.	Discovery Science Center Board of Directors	Beth Krom	Not Required
5.	Irvine Barclay Theatre Operating Company	Michelle Grettenberg, Asst to the City Manager	
		Gary Burton, Director of Admin. Svcs.	
		Mary Ann Gaido, Planning Commissioner (At-large appointee)	
6.	Irvine Child Care Project (Non-Profit JPA between City and Irvine USD)	Jeffrey Lalloway	Beth Krom
7.	Irvine Liaison and Coordinating Committee (Irvine USD)	Sukhee Kang Larry Agran	Not Required
8.	City of Irvine/Irvine Unified School District Strategic Planning Liaison Committee	Sukhee Kang Larry Agran	Not Required
9.	Irvine Liaison and Coordinating Committee (Tustin Unified School District)	Jeffrey Lalloway Beth Krom	Not Required
10.	Irvine Public Schools Foundation (Education Leadership Forum (ELF))	Beth Krom	Steven Choi
11.	Irvine Public Schools Foundation (Educational Leadership Forum Action Team (ELFAT))	Beth Krom	Steven Choi
12.	Irvine Ranch Water District/City of Irvine Coordinating Committee	Sukhee Kang (Mayor Required)	Beth Krom (Mayor Pro Tem Required)

13.	Laguna Canyon Foundation	Beth Krom	Stacy Blackwood, Community Services Mgr.
14.	League of California Cities, Orange County Division	Sukhee Kang (Mayor required)	Beth Krom (Mayor Pro Tem required alternate)
15.	Library Advisory Board (LAB) of Orange County Library System	Steven Choi	Larry Agran
16.	National League of Cities	Sukhee Kang (Mayor required)	Beth Krom (Mayor Pro Tem required alternate)
17.	Newport Bay Watershed Executive Committee	Jeffrey Lalloway	Amanda Carr, Water Quality Administrator
18.	Nature Reserve of Orange County (NROC)	Brian Fisk, Director of Community Services	Stacy Blackwood, Community Services Manager
19.	Orange County City Selection Committee	Sukhee Kang (Mayor required)	Not Required
20.	Orange County Council of Government	Sukhee Kang (Two-year Term 4/1/12 – 3/31/14)	Jeffrey Lalloway(Two- year Term 4/1/12 – 3/31/14)
21.	Orange County Housing Authority Advisory Committee	Jeffrey Lalloway	Not Required
22.	OCTA South County Major Investment Study Working Group	Sukhee Kang	Not Required
23.	San Joaquin Marsh Wildlife Sanctuary	Beth Krom	Larry Agran (non-voting)
24.	Santa Ana River Flood Protection Agency Commission	Steven Choi	Jeffrey Lalloway

2) Reappointed City Council representatives to various City of Irvine advisory committees and task forces for the ensuing year as reflected in Attachment 2 to the staff report.

	AGENCY, AUTHORITY, BOARD, COMMISSION, COMMITTEE, TASK FORCE	DESIGNATED APPOINTEES/ MEMBERS
1.	Green Ribbon Environmental Committee	Beth Krom (non-voting) Larry Agran (non-voting)
2.	Irvine Community Land Trust	Beth Krom Mary Ann Gaido
3.	Irvine Educational Partnership Fund Advisory Committee	Sukhee Kang Beth Krom
4.	Irvine Station Expansion Program Ad Hoc Subcommittee	Sukhee Kang Beth Krom
5.	Redevelopment Agency Subcommittee	Larry Agran Jeffrey Lalloway

6.	Wildlife Corridor Technical Ad Hoc Working	Sukhee Kang
	Group	

- 3) Sunset appointments to Growth Management Areas 4 and 9, and 7 and 8, respectively.
- 4) Dissolved the HCG Irvine (Hines) Development Agreement Committee, the Great Park Neighborhoods ad hoc Subcommittee, the IBC Task Force, the Library Services Advisory Committee and the Orange County Great Park Development Agreement Committee.
- 5) Approved staff reappointments and new appointments as identified in the respective rosters attached to the staff report.
- Appointed the Mayor and the newly selected Mayor Pro Tem for 2012 as the Delegate and Alternate representatives, respectively, to the following governmental agencies:
 - League of California Cities Orange County Division
 - National League of Cities
 - Irvine Ranch Water District/City of Irvine Coordinating Committee
 - Orange County City Selection Committee (Mayor only)

2.16 APPROVAL OF REAPPOINTMENTS OF CITY COUNCIL REPRESENTATIVES TO GOVERNMENTAL AGENCIES THAT PROVIDE A STIPEND

ACTION:

- 1) Approved reappointments of City Council representatives for the ensuing year to outside governmental agencies that provide a stipend as reflected in Attachment 1 to the staff report, with individual Councilmembers' votes registered and reflected as abstentions regarding their respective reappointments to delegate or alternate positions.
 - a. Orange County Fire Authority Board

Adopted RESOLUTION NO. 12-08— A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, DESIGNATING AND APPOINTING ITS REPRESENTATIVE AND ALTERNATE TO THE ORANGE COUNTY FIRE AUTHORITY'S BOARD OF DIRECTORS

<u>Designated Member</u> Councilmember Agran Alternate Member Mayor Kang

(Mayor Kang and Councilmember Agran abstained.)

b. Orange County Sanitation District Board

<u>Designated Member</u>
Councilmember Lalloway

Alternate Member
Councilmember Choi

(Councilmember Lalloway and Councilmember Choi abstained.)

c. Orange County Vector Control District Board (Two-year term expiring 12/31/2013)

<u>Designated Member</u>
Councilmember Choi

Alternate Member
Councilmember Agran

(Councilmember Choi and Councilmember Agran abstained.)

d. Southern California Association of Governments Regional Council (Two-year term commencing 4/1/2012 through 3/31/2014)

<u>Designated Member</u> Mayor Kang Alternate Member
Not Required

(Mayor Kang abstained.)

e. Transportation Corridor Agency Board – Foothill/Eastern

Designated Member Alte Mayor Pro Tem Krom Cou

Alternate Member
Councilmember Agran

(Mayor Pro Tem Krom and Councilmember Agran abstained.)

f. Transportation Corridor Agency Board – San Joaquin Hills

<u>Designated Member</u> Mayor Pro Tem Krom

Alternate Member
Councilmember Agran

(Mayor Pro Tem Krom and Councilmember Agran abstained.)

g. Transportation Corridor System Board of Directors – Foothill/Eastern and San Joaquin Hills

<u>Designated Member</u> Mayor Pro Tem Krom

Alternate Member
Councilmember Agran

(Mayor Pro Tem Krom and Councilmember Agran abstained.)

2.17 RESOLUTION DECLARING NO INSTANCES OF DEBT FORGIVENESS BETWEEN THE CITY AND THE IRVINE REDEVELOPMENT AGENCY BETWEEN JANUARY 1, 2010 AND DECEMBER 31, 2011

ACTION:

Adopted RESOLUTION NO. 12-09— A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, MAKING A DECLARATION UNDER HEALTH AND SAFETY CODE SECTION 33354.8 THAT, DURING THE PERIOD FROM JANUARY 1, 2010, TO DECEMBER 31, 2011, THE CITY HAS NOT FORGIVEN THE REPAYMENT, WHOLLY OR PARTIALLY, OF ANY LOAN, ADVANCE, OR INDEBTEDNESS OWED TO THE CITY BY THE IRVINE REDEVELOPMENT AGENCY

2.18 DESIGNATION OF SUCCESSOR AGENCY TO DISSOLVED IRVINE REDEVELOPMENT AGENCY

ACTION:

- 1) Adopted RESOLUTION NO. 12-10— A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, DETERMINING THAT THE CITY OF IRVINE ELECTS TO, AND SHALL, SERVE AS THE SUCCESSOR AGENCY TO THE DISSOLVED IRVINE REDEVELOPMENT AGENCY PURSUANT TO HEALTH AND SAFETY CODE SECTION 34173
- 2) Adopted RESOLUTION NO. 12-11— A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA DETERMINING THAT THE CITY OF IRVINE SHALL RETAIN THE HOUSING ASSETS AND FUNCTIONS OF THE DISSOLVED IRVINE REDEVELOPMENT AGENCY PURSUANT TO HEALTH AND SAFETY CODE SECTION 34176

END CONSENT CALENDAR

3. PUBLIC HEARINGS

3.1 GENERAL PLAN AMENDMENT, ZONE CHANGE, AND ADDENDUM TO FINAL PROGRAM ENVIRONMENTAL IMPACT REPORT FOR PLANNING AREA 6

City Manager Joyce introduced Barry Curtis, Manager of Planning and Development and Bill Jacobs, Principal Planner; who provided the staff report.

Mayor Kang opened the public hearing at 5:42 p.m.

Public Comments: Mike Leblanc, Irvine Company, spoke in favor of the proposed staff recommendations.

ACTION: Moved by Mayor Pro Tem Krom, seconded by Councilmember Choi, and unanimously carried to close the public hearing at 6:16 p.m.

City Council discussion included: clarification of the trails and transit oriented development zoning uses; impact mitigations to schools, traffic, affordable housing and connectivity; and clarification of the development and approval process.

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

ACTION:

- 1) Adopt RESOLUTION NO. 12-12— A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE APPROVING GENERAL PLAN AMENDMENT 00517536-PGA CONVERTING A 58-ACRE PROPERTY IN PLANNING AREA 6 LOCATED BETWEEN IRVINE BOULEVARD AND PORTOLA PARKWAY ABUTTING THE SR-133 TOLL ROAD ON THE WEST AND THE NORTHERNMOST PORTION OF THE GREAT PARK NEIGHBORHOODS ON THE EAST FROM RESEARCH AND INDUSTRIAL TO MULTI-USE AND APPROVAL OF ADDENDUM TO THE NORTHERN SPHERE AREA FINAL PROGRAM ENVIRONMENTAL IMPACT REPORT AS THE CEQA DOCUMENTATION FOR THE SUBJECT PROJECT
- 2) Introduce for first reading and read by title only ORDINANCE NO. 12-01— AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE APPROVING ZONE CHANGE 00517535-PZC TO REZONE A 58-ACRE PROPERTY IN PLANNING AREA 6 LOCATED BETWEEN IRVINE BOULEVARD AND PORTOLA PARKWAY ABUTTING THE SR-133 TOLL ROAD ON THE WEST AND THE NORTHERNMOST PORTION OF THE GREAT PARK NEIGHBORHOODS ON THE EAST FROM 5.5F MEDICAL AND SCIENCE TO 8.1A TRAILS AND TRANSIT ORIENTED DEVELOPMENT; AMENDING RELATED MAPS, TEXTS, TABLES, AND EXHIBITS OF THE CITY'S ZONING ORDINANCE AND APPROVAL OF ADDENDUM TO THE NORTHERN SPHERE AREA FINAL PROGRAM ENVIRONMENTAL IMPACT REPORT AS THE CEQA DOCUMENTATION FOR THE SUBJECT PROJECT

4. COUNCIL BUSINESS

4.1 CITY COUNCIL REORGANIZATION - SELECTION OF MAYOR PRO TEMPORE

Mayor Kang opened the floor for nominations for the selection of Mayor Pro Tempore for the ensuing year. Councilmember Agran nominated Councilmember Krom; and Councilmember Lalloway nominated Councilmember Choi.

ACTION: By consensus the nomination period was closed.

ACTION: At the roll call vote, Mayor Kang and Councilmembers Agran and Krom voted for Councilmember Krom; and Councilmembers Choi and Lalloway voted for Councilmember Choi. Motion carried 3-2 to select Councilmember Krom to serve as Mayor Pro Tempore for the ensuing year by the following roll call vote:

NOMINEE

KROM 3 COUNCILMEMBERS: Agran, Krom and Kang

CHOI 2 COUNCILMEMBERS: Choi and Lalloway

4.2 GREAT PARK NEIGHBORHOODS PRE-APPLICATION TO FACILITATE CONSIDERATION OF AN ALTERNATIVE SITE FOR A HIGH SCHOOL IN THE GREAT PARK NEIGHBORHOODS

City Manager Joyce introduced Tim Gehrich, Deputy Director of Community Development and Barry Curtis, Manager of Planning and Development; who presented the staff report.

City Council comments included: clarification of the site phasing and mitigations of an alternative high school location, financial impact of an alternative site, and potential joint use facility opportunities.

Public Comments: Gavin Huntley-Fenner, Irvine Unified School District, spoke in support of the proposed recommendations.

ACTION: Moved by Mayor Kang, seconded by Councilmember Lalloway, to:

ACTION:

Invite Heritage Fields to submit its preferred location(s) on City property to accommodate the residential units currently approved at the alternate high school site at Trabuco, and to direct staff to work

with Five Point Communities regarding the relocation of the residential units to one or more of the following locations immediately adjacent to its previously entitled development and provide information back to the City Council:

- A. The 125 acre Amended and Restated Development Agreement (ARDA) Transfer site property.
- B. The property adjacent to the upper Bosque feature
- C. The property shown as the upper canyon feature of the Great Park Master Plan. This would include an evaluation of the feasibility of relocating and incorporating the upper canyon feature as an enhancement to the Aqua Chinon drainage feature.

The motion carried as follows:

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

NOES: 1 COUNCILMEMBERS: Choi

4.3 SOUTHERN CALIFORNIA EDISON ELECTRICAL POWER OUTAGES

This item was agendized by Councilmember Agran who read his memo dated December 13, 2011 into the record, regarding electrical power outages.

City Manager Joyce introduced Steve Nelson, Southern California Edison Regional Manager and Bob Root, Southern California Edison Distribution Unit Manager; who provided an update on planned and unplanned power outages, customer communication and City concerns.

City Council discussion included: clarification of the outages and maintenance needed on the electrical infrastructure, impact mitigation procedures to customers, increasing efficiency and response times, city growth and maintenance challenges, solutions to facilitate communications to customers with no power, and claim for damages process.

ACTION: Moved by Councilmember Agran, seconded by Councilmember Lalloway, and unanimously carried to:

ACTION:

Direct the City Manager to meet and confer with the Southern California Edison representatives and report back within 45 days to the City Council on the steps for improving customer service, especially in the event of unplanned outages.

4.4 UPDATE ON LITTER CLEANUP ALONG FREEWAYS

This item was agendized by Councilmember Agran for further clarification on litter cleanup along freeways.

City Manager Joyce introduced Mike Apodaca, Manager of Public Services and Alfonso Gomez, Management Analyst; who presented the staff report.

City Council discussion included: clarification of existing litter issues and optional litter abatement programs and services available for implementation, and landscaping plans along freeways and on/off ramps in Irvine.

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

ACTION:

Direct staff to further confer with Caltrans and possibly the Orange County Transportation Authority to:

- Develop and recommend a plan for significantly improved litter clean-up and vegetation control on all Irvine freeways and on all on-ramps and off-ramps.
- 2. Develop and recommend a master planning process for the design, construction and funding of freeway interchange and on-ramp/off-ramp landscaping.
- 3. Direct staff to monitor and provide further analysis of litter issues along Irvine freeways.

4.5 AMENDMENT OF THE CONTRACT WITH THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM

City Manager Joyce introduced Jan Walden, Manager of Human Resources who provided the staff report.

City Council discussion included: clarification of the unfunded pension liability and the process of amending California Public Employee's Retirement System contracts.

Public comments: Scott Peotter, resident, spoke in opposition to the proposed recommendation.

ACTION: Moved by Mayor Pro Tem Krom, seconded by Mayor Kang, and unanimously carried to:

ACTION:

1) Adopt RESOLUTION NO. 12-13- A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE GIVING NOTICE OF INTENTION TO APPROVE AN AMENDMENT TO THE CONTRACT BETWEEN THE CITY OF IRVINE AND THE BOARD OF ADMINISTRATION OF THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM

- 2) Introduce for first reading and read by title only ORDINANCE NO. 12-02- ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE AUTHORIZING AN AMENDMENT TO THE CONTRACT BETWEEN THE CITY OF IRVINE AND THE BOARD OF ADMINISTRATION OF THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM
- 3) Receive and file the Cost Analysis Report prepared by California Public Employees' Retirement System Senior Pension Actuary.

PUBLIC COMMENTS

The following individuals spoke in support of the Occupy Orange County movement at Irvine City Hall:

Brad Smith Charles Cha Greg Diamond Brian Coveney

Ted Stout Kate Frankel Nikolenko

Emahn Novid Mark Levine
Daniel Wolf Camille Etchison
Diana Worthington Marselle Sloane

Anastasia W. Mona Loy
Hali Cespedes-Chorin
Carol Moore Joanie Malarkey
Andrew Webber Daniel Wolf

Jason Garshfield Linda Swartz (submitted a letter into the record)

Michael Anderson Kyle Mackey

Vern Nelson

Scott Peotter, resident, spoke in opposition to the Occupy Orange County movement at Irvine City Hall.

ADJOURNMENT

Moved by Mayor Pro Tem Krom, seconded by Councilmember Agran, and unanimously carried to adjourn the meeting in memory of Evelyn Nedom at 10:11 p.m.

MAYOR OF THE CITY OF IRVINE

<u>January 24, 2012</u>

CITY CLERK OF THE CITY OF IRVINE