



Steven Choi  
Mayor/Chairman

Jeffrey Lalloway  
Mayor Pro Tem / Vice Chairman

Beth Krom  
Councilmember/Boardmember

Lynn Schott  
Councilmember/Boardmember

Christina Shea  
Councilmember/Boardmember

## MINUTES

# CITY COUNCIL REGULAR MEETING AND REGULAR JOINT MEETING WITH THE CITY OF IRVINE AS SUCCESSOR AGENCY TO THE DISSOLVED IRVINE REDEVELOPMENT AGENCY

June 9, 2015  
City Council Chamber  
One Civic Center Plaza  
Irvine, CA 92606

### CALL TO ORDER

The regular meeting of the Irvine City Council and regular joint meeting with the City of Irvine as Successor Agency to the dissolved Irvine Redevelopment Agency was called to order at 4:00 p.m. on June 9, 2015 in the City Council Chamber, Irvine Civic Center, One Civic Center Plaza, Irvine, California; Mayor/Chairman Choi presiding.

### ROLL CALL

Present:	4	Councilmember/Boardmember:	Beth Krom
		Councilmember/Boardmember:	Lynn Schott
		Councilmember/Boardmember:	Christina Shea
		Mayor/Chairman:	Steven Choi
Absent:	1	Mayor Pro Tempore/Vice Chair:	Jeffrey Lalloway (excused)

City Attorney Litfin announced the following Closed Session items:

**1. CLOSED SESSION**

- 1.1 CONFERENCE WITH LABOR NEGOTIATORS (Pursuant to Government Code Section 54957.6) Agency Negotiators: Ken Brown, Director of Administrative Services; Steve Berliner, Liebert, Cassidy, Whitmore; Jan Walden, Manager of Human Resources; Jimmie Medina, Human Resources Administrator; Employee Organizations: Associated Supervisory/ Administrative Personnel (ASAP); Irvine City Employees Association (ICEA); Irvine Professional Employees Association (IPEA); Irvine Police Association (IPA); and Irvine Police Management Association (IPMA)**

There were no requests to speak to the Closed Session item.

**RECESS**

Mayor Choi convened the regular City Council Meeting to Closed Session at 4:03 p.m.

**RECONVENE TO CITY COUNCIL MEETING**

Mayor Choi reconvened the regular City Council meeting at 5:20 p.m. City Attorney Litfin, on behalf of the City Council, announced that there was no reportable action taken in Closed Session.

**PLEDGE OF ALLEGIANCE**

Councilmember Schott led the Pledge of Allegiance.

**INVOCATION**

Mayor Choi invited Associate Rabbi Leah Lewis from Shir Ha-Ma'a lot in Irvine to provide the invocation.

**MUSICAL PRESENTATION**

Mayor Choi announced that there would not be a musical presentation due to a last minute cancellation by the performers.

## **2. PRESENTATIONS**

### **2.1 *Irvine Police Department 40-Year Anniversary Student Art Project***

Mayor Choi recognized eight students from each local high school, who were commissioned to create a mural reflective of Irvine Police Department's history in commemoration of its 40<sup>th</sup> Anniversary, and presented each student with a Certificate of Recognition. Additionally, the Mayor noted that a representative from Congresswoman Walters' office provided commendations for each student.

Mayor Choi presented a one-minute preview of a 15-minute video documenting the creation of the mural and the evolution of the Police Department, which is posted on the City of Irvine and Irvine Police Department's Facebook pages.

Police Chief Maggard expressed his appreciation to the City Council for the opportunity to highlight the great work of the students. He also thanked Farrah Emami, Public Safety Public Information Officer, and Tim Knight, Public Safety Assistant for putting together the video, the students for being the inspiration for the mural and the video, and representatives from Irvine and Tustin Unified School Districts for their support and leadership.

### **2.2 *Proclaim June 22-28, 2015 as "Amateur Radio Week"***

Mayor Choi introduced members of the Irvine Disaster Emergency Communications (IDEC) team and presented them with a proclamation recognizing June 22-28, 2015 as "Amateur Radio Week."

Peter Gonzalez, IDEC Captain, noted that this year, IDEC would be participating in the largest emergency preparedness exercise for amateur radio operators, with over 30,000 people across the country setting up their equipment much like they would in a natural or man-made emergency, and expressed his appreciation to the City Council for its support of the IDEC team.

## **CITY MANAGER'S REPORT**

There was no report.

## **ANNOUNCEMENTS/COMMITTEE REPORTS/COUNCIL REPORTS**

Councilmember Schott announced that she had an opportunity to attend the following recent events:

- The Annual Studio Arts Festival at the Irvine Fine Arts Center held on Saturday, June 5, which was well attended. She also expressed her appreciation to staff for their efforts in organizing the event.
- The Annual 2/11 Marine Battalion Car Wash on Saturday, June 5. The event provided an opportunity to meet the marines that the City of Irvine supports. She also noted that the car wash system used to clean vehicles is waterless, thereby eliminating any runoff into City streets.
- The Annual Super Pet Adoption Event at the Irvine Animal Care Center held on Sunday, June 6, noting that attendance had increased compared to last year. She also expressed her appreciation to staff and volunteers for their efforts in coordinating the event. Councilmember Shea noted that her son attended the Annual Super Pet Adoption event on Saturday, June 5 and adopted a rescue dog by the name of "Roxie."

Councilmember Shea reminded the community that as the warmer weather approaches, rattlesnake sightings have become more common, and encouraged members of the public to use extra caution while spending time in open space areas.

Mayor Choi provided a brief report on his recent attendance at the 62<sup>nd</sup> Annual National Session of Mayors Institute on city design in Pittsburgh, Pennsylvania.

Mayor Choi also made the following announcements:

- The annual Business Luncheon with the Mayor, sponsored by the Irvine Chamber of Commerce, will be held on Friday, June 19. For information and tickets to the Hotel Irvine event, visit *irvinechamber.com*.
- The 7<sup>th</sup> Annual Senior Fitness Expo will be held on Friday, June 26 from 9 a.m. to noon at the Rancho Senior Center. Admission is free. For information, visit *irvineseniors.org* or call 949-724-6817.
- The California Fire Museum Exhibition, located in the Irvine Civic Center Lobby, will be on display through June 26 during normal business hours. Among the displays will be historical artifacts and information highlighting California, Orange County and Irvine fire service history.

Mayor Choi reminded the community about taking necessary steps to ensure pool safety as a priority, including securing pool and spa areas, never leaving children alone near water, not swimming alone, and taking swim and CPR lessons. For information about pool safety, visit [ocfa.org](http://ocfa.org) or [cityofirvine.org](http://cityofirvine.org).

### **ADDITIONS AND DELETIONS**

City Attorney Litfin noted that after the posting of the final agenda, staff was notified that special legal counsel, who was handling the Orange County Fire Authority appeal on behalf of the City, recently switched law firms. Therefore, it was recommended that the new legal services agreement with the law firm of Hanes & Boone, LLP be added to the agenda as Consent Calendar Item No. 3.12 to continue handling pending appeal items. He further noted that a 2/3 vote was necessary to add the item to the agenda.

**ACTION:** Moved by Mayor Choi, seconded by Councilmember Shea, and unanimously carried by those members present (Mayor Pro Tempore Lalloway absent), to add the following emergency item to the agenda for consideration as Consent Calendar Item No. 3.12:

**3.12 APPROVAL OF AGREEMENT WITH HAYNES AND BOONE, LLP, FOR APPELLATE LEGAL SERVICES PERTAINING TO SECOND AMENDMENT TO ORANGE COUNTY FIRE AUTHORITY JOINT POWERS AUTHORITY AGREEMENT**

**ACTION:**

Approve – Legal Services Agreement with Haynes and Boone, LLP, for appellate legal services for OCFA appeal.

### **CONVENE TO THE REGULAR JOINT MEETING**

Mayor Choi convened to the regular joint meeting with the City of Irvine as Successor Agency to the dissolved Redevelopment Agency at 5:54 p.m.

### **3. CONSENT CALENDAR – CITY COUNCIL**

**ACTION:** Moved by Councilmember Shea, seconded by Councilmember Krom, and unanimously carried by those members present (Mayor Pro Tempore / Vice Chair Lalloway absent) to approve City Council Consent Calendar Item Nos. 3.1 through 3.12 and Successor Agency Consent Calendar Item Nos. 4.1 and 4.2, with the exception of Item No. 3.11, which was removed for separate discussion. Councilmember Krom abstained on Item No. 3.4.

**3.1 MINUTES**

**ACTION:**

Approved the minutes of a special meeting of the Irvine City Council held on May 26, 2015.

**3.2 PROCLAMATIONS**

**ACTION:**

1. Proclaimed the week of June 15-21, 2015 as "National Men's Health Week."
2. Proclaimed June 21, 2015 as "International Day of Yoga."

**3.3 WARRANT AND WIRE TRANSFER RESOLUTION**

**ACTION:**

Adopted RESOLUTION NO. 15-43 - 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

**3.4 WARRANT AND WIRE TRANSFER RESOLUTION - AT&T**

**ACTION:**

Adopted RESOLUTION NO. 15-44 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, ALLOWING CERTAIN CLAIMS AND DEMANDS OF AT&T AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID

Councilmember Krom abstained.

**3.5 TREASURER'S REPORT FOR THE QUARTER ENDED MARCH 31, 2015**

**ACTION:**

Received and filed the Treasurer's Report for the quarter ended March 31, 2015.

**3.6 PROJECT REPORT AND ENVIRONMENTAL REVIEW FOR JAMBOREE ROAD AND MAIN STREET INTERSECTION IMPROVEMENT PROJECT**

**ACTION:**

1. Adopted RESOLUTION NO. 15-45 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA APPROVING THE PROJECT REPORT AND CERTIFYING THE MITIGATED NEGATIVE DECLARATION FOR THE JAMBOREE ROAD AND MAIN STREET INTERSECTION IMPROVEMENT PROJECT
2. Directed staff to proceed with the project final design and right-of-way acquisition phases.

**3.7 NOTICE OF REVIEW FOR TRACT MAPS IN PORTOLA SPRINGS AND GREAT PARK NEIGHBORHOODS**

**ACTION:**

Received and filed.

**3.8 ANNUAL MEASURE M2 ELIGIBILITY SUBMITTAL**

**ACTION:**

1. Approved the Measure M2 Seven-Year Capital Improvement Program for Fiscal Years 2015-16 through 2021-22.
2. Adopted RESOLUTION NO. 15-46 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA AFFIRMING CONSISTENCY OF THE CIRCULATION ELEMENT WITH THE MASTER PLAN OF ARTERIAL HIGHWAYS AND REAFFIRMING CONCURRENCE WITH THE EXISTING MITIGATION FEE PROGRAMS

**3.9 COMMUNITY PARTNERSHIP FUND GRANT NOMINATION**

**ACTION:**

1. Approved Mayor Choi's request for Community Partnership Fund Grant nomination to the Community Youth Orchestra of Southern California in the amount of \$500 in support of program costs.
2. Authorized the City Manager to prepare and sign the funding agreement listed in Action 1.

**3.10 SECOND READING OF ORDINANCE NO. 15-03 DIRECTING AN AMENDMENT TO THE "CITY OF IRVINE ENGINEERING AND TRAFFIC SURVEYS FOR SPEED LIMITS," AS MAINTAINED BY THE PUBLIC WORKS DEPARTMENT AS THE OFFICIAL DOCUMENTATION OF DECLARED PRIMA FACIE SPEED LIMITS**

**ACTION:**

Read by title only, second reading and adoption of ORDINANCE NO. 15-03 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, DIRECTING AN AMENDMENT TO THE "CITY OF IRVINE ENGINEERING AND TRAFFIC SURVEYS FOR SPEED LIMITS," AS MAINTAINED BY THE PUBLIC WORKS DEPARTMENT AS THE OFFICIAL DOCUMENTATION OF DECLARED PRIMA FACIE SPEED LIMITS

(Unless otherwise directed by a member of the City Council, the vote at second reading will reflect the same vote as at first reading. However, if a Councilmember was absent at first reading, his or her vote cast at second reading will be reflected. If a Councilmember is not present at the second reading / adoption, the vote will be reflected as absent.)

Approved 4-0 (Mayor Pro Tempore Lalloway absent)

**3.11 SECOND READING OF ORDINANCE 15-04 REPEALING DIVISION 6 OF TITLE 2 OF THE IRVINE MUNICIPAL CODE RELATING TO THE LIVING WAGE REQUIREMENTS**

This item was removed for separate discussion at the request of Councilmember Krom, who expressed her opposition to the repealing of the City's Living Wage Ordinance.

The following individuals spoke in opposition to repealing the City's living wage requirements:

Jane Olinger, Irvine resident  
Rebecca Newman, Irvine resident  
Pastor Paige Eaves, University United Methodist Church  
Mary Ann Gaido, Irvine resident  
Reverend Paul Tellestrom, Irvine United Congregational Church  
Henry Vendermeier, Democratic Party  
Iyad Afalqa, Irvine resident  
Melissa Fox, Irvine resident  
Shiva Farivar, Irvine resident  
Jean Miller, Irvine resident



Reyna Penaloza, Santa Ana resident  
Marisol Rivera, Fullerton Resident  
Luis Alemán, Irvine resident  
Carl Mariz, Irvine resident

Harvey Liss, Irvine resident, also spoke in opposition, and further opposed time constraints during the public comment period.

Maria Chiquete submitted a Request to Speak card but did not speak.

City Council discussion included: questioned the official record pertaining to reflecting City Council votes for the first and second readings of ordinances; defined moral responsibilities to approving the ordinance; clarification that the elimination of the living wage requirement does not reduce the overall state minimum wage; noted that only 15 service contracts would be impacted by the change; number of other service contracts not subject to the living wage requirement; burden of living wage requirements placed on Irvine taxpayers and service providers; proposed repeal of the business license tax and financial impacts to Irvine taxpayers; applying the living wage requirement to all service contracts in the City and increasing the existing living wage of \$10.82; noted that bidders would not remain competitive if a voluntary living wage was paid to workers; decrease in jobs in certain sectors when minimum wage and/or living wage increases; jobs lost in the City of Seattle when the minimum wage was increased to \$15 per hour; and other economic considerations and consumer demands when prices for services increase.

**ACTION:** Moved by Councilmember Krom to:

Bring all City contracts under the Living Wage Ordinance and raise the hourly wage from \$10.82 per hour to something more commensurate of where the hourly wage should be after nearly eight years of being in place.

The motion failed for lack of second.

**ACTION:** Moved by Mayor Choi, seconded by Councilmember Shea, to:

Read by title only, second reading and adoption of ORDINANCE NO. 15-04 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, REPEALING DIVISION 6 OF TITLE 2 OF THE IRVINE MUNICIPAL CODE RELATING TO THE LIVING WAGE REQUIREMENTS

**The motion carried as follows:**

AYES: 3 COUNCILMEMBERS: Schott, Shea and Choi

NOES: 1 COUNCILMEMBERS: Krom

ABSENT: 1 COUNCILMEMBERS: Lalloway

**3.12 APPROVAL OF AGREEMENT WITH HAYNES AND BOONE, LLP, FOR APPELLATE LEGAL SERVICES PERTAINING TO SECOND AMENDMENT TO ORANGE COUNTY FIRE AUTHORITY JOINT POWERS AUTHORITY AGREEMENT**

**ACTION:**

Approved – Legal Services Agreement with Haynes and Boone, LLP, for appellate legal services for OCFA appeal.

**4. CONSENT CALENDAR - SUCCESSOR AGENCY**

**4.1 MINUTES**

**ACTION:**

1. Approved the minutes of a regular joint meeting of the City of Irvine as Successor Agency to the dissolved Irvine Redevelopment Agency and the Irvine City Council held on March 24, 2015.
2. Approved the minutes of a regular joint meeting of the City of Irvine as Successor Agency to the dissolved Irvine Redevelopment Agency and the Irvine City Council held on April 14, 2015.

**4.2 WARRANT AND WIRE TRANSFER RESOLUTION - CITY COUNCIL AS SUCCESSOR AGENCY TO THE DISSOLVED IRVINE REDEVELOPMENT AGENCY**

**ACTION:**

Adopted RESOLUTION NO. 15-03 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, CALIFORNIA, AS SUCCESSOR AGENCY TO THE DISSOLVED IRVINE REDEVELOPMENT AGENCY ALLOWING CERTAIN CLAIMS AND DEMANDS OF THE CITY COUNCIL AS SUCCESSOR AGENCY TO THE DISSOLVED IRVINE REDEVELOPMENT AGENCY AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID

**PUBLIC COMMENT - SUCCESSOR AGENCY**

There were no public comments.

**ADJOURNMENT –REGULAR JOINT MEETING**

**Moved by Councilmember / Boardmember Schott, seconded by Mayor / Chair Choi, and unanimously carried by those members present (Mayor Pro Tempore / Vice Chair Lalloway absent, Councilmember / Boardmember Shea absent for vote) to adjourn the regular joint meeting at 7:29 p.m.**

**CONVENE TO THE REGULAR JOINT MEETING**

Mayor Choi reconvened the regular City Council meeting at 7:30 p.m.

**5. COUNCIL BUSINESS**

**5.1 JVR SHELTER STRATEGIES PRESENTATION ON IRVINE ANIMAL CARE CENTER OPERATIONAL ASSESSMENT**

Assistant City Manager Landers introduced Dr. Jyothi V. Robertson representing JVR Shelter Strategies (JVR), who provided a presentation regarding operational assessment at the Irvine Animal Care Center.

City Council discussion included: overall high rating of Irvine Animal Care Center (IACC); highest level of adoptions and low rate of euthanasia in comparison to other surrounding animal care centers; noted that overall situation appears better than originally anticipated; conducting a comprehensive review of organizational structure and existing policies and procedures; defining staff and volunteer roles and recommendations by JVR in doing so; recent turnover in staff; concerns that time and money were spent in the past under different operating guidelines; number of changes implemented at JVR's recommendations; whether additional resources were needed to accommodate incoming animals and the Third Chance Program; hiring an architect to address the current facility and its overall design and whether a preliminary report provided in 2010 these concerned; funding for IACC improvements as part of the annual budget process and incorporating a dog day care program; and agendaizing both issues for discussion at a future meeting to include a presentation on architectural options; recent presentation provided to volunteers by JVR regarding operational assessment and the positive response by volunteers; subcommittee's assessment of the volunteer program; working within a "Capacity for Care;" prior concerns raised by volunteers; recent change in staffing; implementation of JVR's recommended changes and how to maximize those recommendations; understanding that IACC takes in animals outside of the City of Irvine; population analysis of animals taken in within the City of Irvine and those outside the City; size and capacity of the existing animal care center; responsibility of the County of Orange for its own animal care center; ensuring that renovations focus on

Irvine animals and those part of the "Third Chance Program" and reiterating that the IACC should not become an extension of the County's animal care center.

Dr. Robertson responded to City Council questions and concerns, including lack of certain policies and procedures; an understanding of "open shelter" concept; the necessity of communication between staff and volunteers; challenges of space constraints at the center for key functions, specifically in medical care; need for medical procedures and cleaning protocols; changes underway prior to the arrival of JVR and subsequent changes made based on JVR's recommendations; need for staff to be supported through the transition; potential for analytical data to become overwhelming but will prove to be useful; putting together the required resources and proper processes, structure, feedback and people in place for to meet high expectations; higher degree of medical care for slow-track animals; and implementation as the most important aspect of operational assessment.

Assistant City Manager Landers noted that a preliminary report in 2010 provided a very broad overview that addressed architectural needs and improvements at the current facility as well as a new facility. She also noted that approximately 75 percent of animals taken in are from within the City of Irvine, and approximately 25 percent from the outside, which included those as part of the "Third Chance Program."

**ACTION: Moved by Mayor Choi, seconded by Councilmember Shea, and unanimously carried by those members present (Mayor Pro Tempore Lalloway absent), to:**

Receive and file.

**5.2 DISPOSITION OF AFFORDABLE HOUSING SITE IN PLANNING AREA 6 (PORTOLA SPRINGS AREA)**

Mark Asturias, Manager of Housing, presented the staff report and responded to questions.

City Council discussion included: potential drawbacks of transferring the land to an outside organization and whether any time limitations existed; amount of time necessary to secure funding and develop the project; noted the opportunity to develop the highest quality of affordable housing; process for securing funding for the Alegre project; close alignment between the City's Affordable Housing Strategy and the mission of the Irvine Community Land Trust; seeking formal recommendations from the Irvine Residents with Disabilities Advisory Board (IRDAB) regarding affordable housing needs for all disabled populations; approximate

timeframe for recommendations from the Affordable Housing Needs for the Developmentally Disabled Advisory Committee and noted IRDAB has representation on that committee; noted that the Alegre project has dedicated units reserved for those with developmental disabilities; using the Alegre project as a model for future affordable housing projects; overall responsibilities of IRDAB with respect to general accessibility citywide; noted that IRDAB falls under the oversight of the Community Services Commission; whether the four-acre site should be transferred to another non-profit such as Jamboree Housing or Bridge Housing; whether there were advantages to promoting the Irvine Community Land Trust; incorporating elevators into new affordable housing projects to accommodate disabled residents; whether agreements with other non-profit organizations could include a requirement for affordable housing in perpetuity; if the Irvine Community Land Trust will become independent from the City in the future; and whether the Irvine Community Land Trust would assume responsibility of the Assessment District and other associated fees due on the site.

**ACTION: Moved by Councilmember Krom, seconded by Councilmember Shea, and unanimously carried by those members present (Mayor Pro Tempore Lalloway absent) to:**

Transfer the four-acre affordable housing site in Planning Area 6 (Portola Springs Area) to the Irvine Community Land Trust.

At the request of Councilmember Schott, Councilmember Krom clarified that her motion included the assumption that all City financial obligations for the affordable housing site would be included as part of the land transfer to the Irvine Community Land Trust.

#### **PUBLIC COMMENT - CITY COUNCIL**

Sourabh Tandon, representing Hindu Swayamsevak Sangh, provided a brief presentation about the International Day of Yoga, and expressed his appreciation to the City Council for its support.

Ken Wyant, Irvine resident, expressed his appreciation regarding comments made at the prior City Council meeting about cyberbullying and protecting our nation's flag.

Steve Greenberg, Irvine resident, spoke in support of the nation's motto, "In God We Trust" and suggested the item be agendaized for discussion at the next City Council meeting.

Ilya Tseglin and Robert Tseglin, Irvine residents, reiterated a domestic issue concerning an autistic family member and continued legal issues.

Don Croucher, representing California Fire Museum, submitted a Request to Speak card but did not speak.

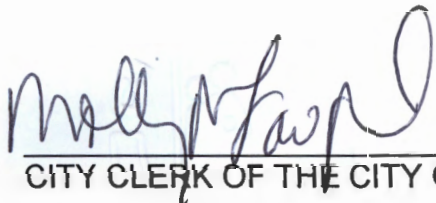
Bill Cook, representing Orange County Veterans Memorial Park, and Jane Olinger, Ed Pope, and Ken Wyant, Irvine residents, spoke in opposition to relocating the proposed Veterans Cemetery adjacent to the Orange County Great Park and referenced a recent community forum to discuss the matter in which Mayor Choi and Councilmember Schott were to attend.

Luis Alemán and Sam Castelo, Irvine residents, also spoke in opposition to relocating the proposed Veterans Cemetery.

Mayor Choi and Councilmember Schott clarified that the intent of the community forum referenced above was not to discuss the potential relocation of the Veterans Cemetery, but rather, to provide an update on its status and to answer any questions from members of the community. For the purpose of avoiding any misrepresentation, both chose not to attend.

**ADJOURNMENT - CITY COUNCIL**

**Moved by Councilmember Schott, seconded by Councilmember Shea, and unanimously carried by those members present (Mayor Pro Tempore Lalloway absent) to adjourn the meeting at 9:08 p.m.**

  
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CITY CLERK OF THE CITY OF IRVINE

  
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MAYOR OF THE CITY OF IRVINE

\_\_\_\_\_  
June 23, 2015