

NIVA MEETING RECORD

Oct. 8, 2008

COMMITTEE REPORTS

1. PA-10 JAMBOREE MEDICAL/SCIENCE CENTER COMMITTEE [LaPorte] - No update received on KIA Motors sign proposal.
2. PA-40 R & D DEVELOPMENT COMMITTEE [] - [Letter to be sent to the City (1) objecting to the insufficient time to review the Staff Report and the lack of inclusion of NIVA's comments in the Report and (2) requesting an appropriately defined timeframe for plans to be provided.]

OLD BUSINESS

1. MUSICK JAIL EXPANSION - A final decision on the approval of State grant to OC was expected on or before Sept. 18. It was unknown whether this had occurred. Melvold will check.
2. NIVA "ON-THE-ROAD" PRESENTATIONS TO MEMBERSHIP - Due to the absence of Chiechi, the review of the draft letter was continued until the next meeting.
3. NORTH IRVINE SENIOR CENTER - [Information on upcoming meetings of the SCC can be obtained by (1) going to the City's website at <www.ci.irvine.ca.us> and by clicking on "Calendars" of "City Council and Commission Meetings" or the website <www.irvineseniors.org> or (2) by calling the City on (949) 724-6800.] So far 2 have volunteered to go the Nov. Meeting of the SCC to speak on the subject of scheduling occasional SCC meetings in North Irvine. It would be best if more would do so. It would most likely be held at one of the 2 existing senior centers. **If any one is able to attend, it would be in the best interest of the North Irvine senior community to attend the meeting if only to be present. A few words in support would be even better.**

Several NIVA member reps attended the City's tours of various senior facilities during the study program and compiled personal notes, etc., along with receiving booklets which they were of the understanding that they would keep. The City staff collected the notes in order to compile the comments for their analysis for a senior facility plan for North Irvine. However, the materials have not been returned to the original parties. Though discussed at the Sept. meeting, there was no specific followup action suggested or moved for NIVA. It was decided at this meeting that NIVA make a request to the City in behalf of those who had attended the tours and provided their files to the City. *[E-mail sent to Libby Cowan, Mgr. Of Community Services, on Oct 20.]*

With the recently announced Chapter 11 bankruptcy of Heinz Nursery, there could be implications involving the availability of the site for a senior center. Heinz will be reorganized under the bankruptcy. Currently, the lease goes to 2010.

4. HARVARD RAILCROSSING QUIET ZONE - [OCTA had imposed OCT 31 deadline for cities requesting Quiet Zones to complete relocation of utilities, acquisition of ROW, approval of design plans, and reimbursement for costs to OCTA, and completion of construction & maintenance agreements with the SCRRA so as to retain inclusion in the program.] An e-mail inquiry has been sent to Katie Berg-Curtis of the City on the status especially in light of the Oct. 31 deadline imposed by the OCTA. In an Oct 6 e-mail response, Berg-Curtis stated she was unaware of the deadline but that the City is currently working with OCA and Metrolink on 2 agreements. Once the required improvements are made, the City would be eligible to apply for the Quiet Zone status. The agreement with the OCTA has been finalized: still working to get the Metrolink agreement finalized. Metrolink has proposed last minute changes in light of the Chatsworth tragedy. Once finalized, both agreements will go to the City Council for approval. She was hoping for Oct. 14 but will probably be the following meeting. **If, and when, placed on the Coun-**

an agenda, it would be in the best interest of residents who live in the neighborhood of the railroad crossing to come to the Council meeting to express support for the Quiet Zone. **CHECK CITY WEBSITE or call Berg-Curtis on 949-724-7347 to determine when the item has been agendaized for City Council consideration.**

5. CULVER DRIVE/WALNUT AVENUE IMPROVEMENT PROJECT - The landscaping in the Culver Drive median - a suggestion originally proposed and strongly supported by NIVA - has been completed on both sides of the I-5 overcrossing as part of this project.

There has been no feedback in response to the suggestion that the City or its consultant arrange a meeting of all concerned parties (owner/manager of Heritage Center, The Colony, NIVA, and City staff) to discuss together the landscaping, screening, and ROW needs, and traffic flows into and out of the Heritage Center.

6. TRANSFER OF ACCOUNT AUTHORIZED SIGNATURE [McFadden] - Continuing on the saga to transfer the name of the designee tax ID number on the NIVA checking account, the public notice was published the required 4 times in the Mission Viejo News. Subsequently, NIVA has received a copy of the official filing with the Orange County Clerk-Recorder's Office on Sept. 17th. The total cost for the process is \$43.00 which includes the \$20.00 publication fee and \$23.00 for the filing fee with the County. The next step is to carry out the actual transfer at the Bank which should take place as soon as possible.

7. MEMBERSHIP ANNUAL DUES PAYMENT - There was discussion about whether those associations which have not paid their 2008 annual dues are entitled to continue to receive copies of the NIVA meeting records. It was decided to wait on any decision on this course of action and to investigate the extent of previous contact effort to the associations to receive payment. Melvold was to e-mail McFadden about the issue.

8. WIRELESS TELECOMMUNICATIONS ORDINANCE - Melvold received a phone call from Saral Chmielak in Project Development (Com. Dev. Div.) [(949) 724-6387] inquiring as to NIVA's interest in being involved in the City's effort to revise the existing, but US District Court-rejected (Mar. 10th), Wireless Communications Ordinance through either active participation or assistance in facilitating a North Irvine community meeting. During the previous effort, Kirchgessner and Melvold participated in the development of the ordinance. A key question regarding the suggested community meeting resource, the issue is quite complex and technical such that the possibility of a community meeting being effective is questionable. A discussion followed on which of the alternatives -- active participation or community meeting -- should NIVA support. It was concluded that part of any effort by the City in North Irvine should be an investigation into the level of service currently being experienced in North Irvine. This conclusion will be forwarded to the City for consideration should planning go forward for any meeting in North Irvine.

In the meantime, by letter from City Mgr. Joyce, NIVA was subsequently informed that a US District Court of Appeals decision on Sept. 11 upheld an ordinance in San Diego which is similar to that of Irvine's. The City Council consequently held a public hearing on Sept. 23 to air the Court of Appeals decision and its potential ramifications on Irvine. City staff recommended a 12-month extension to the Urgency (wireless moratorium) Ordinance to provide time for the City to request reinstatement of the enjoined Wireless Com. Ordinance. Following the hearing, the Council approved the extended moratorium.

9. NIVA E-MAIL LISTING - Item continued to next meeting.

NEXT MEETING - The next meeting would be Wed., Nov. 12th at The Groves.