



**MINUTES
CITY COUNCIL
REGULAR MEETING**

May 27, 2008
City Council Chamber
One Civic Center Plaza

CALL TO ORDER

A regular meeting of the Irvine City Council was called to order at 4:02 p.m. on May 27, 2008, in the City Council Chamber, Irvine Civic Center, One Civic Center Plaza, Irvine, California; Mayor Krom presiding.

ROLL CALL

Present:	5	Councilmember:	Larry Agran
		Councilmember:	Steven Choi
		Councilmember:	Christina Shea
		Mayor Pro Tem:	Sukhee Kang
		Mayor:	Beth Krom

1. CLOSED SESSION

Phil Kohn, City Attorney, announced the City Council will recess to Closed Session to discuss the following:

**1.1 GENERAL LIABILITY CLAIM: CASE NO. 07CC07579; Government Code Section 56956.9(a)
Title: Ellis v. City of Irvine**

**1.2 GENERAL LIABILITY CLAIM: CASE NO: 07CC04803; Government Code Section 56956.9(a)
Title: Perez v. City of Irvine**

**1.3 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Pursuant to Government Code Section 54956.9(a))**

Newpath Networks, LLC v. City of Irvine, U.S. District Court Case No. SACV06-550-JVS

**1.4 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Pursuant to Government Code Section 54956.9(a)): City of Irvine v. Orange County Superior Court Case No. 30-2008-00062617 (James A. Musick Jail)**

Mayor Krom convened to Closed Session at 4:04 p.m.

RECONVENE TO THE CITY COUNCIL MEETING

Mayor Krom reconvened the City Council meeting at 5:06 p.m.

City Attorney Phil Kohn, on behalf of the City Council, announced the following reportable action was taken during Closed Session:

- With respect to Item No. 1.2, the City Council voted unanimously (5-0) to authorize the execution of documentation to settle the personal injury claim in the amount of \$35,000.
- With respect to Item No. 1.3, the City Council voted unanimously (5-0) to withdraw the previously granted authorization to the City Attorney's office to dismiss the appeal resulting in the appeal remaining on file.

PLEDGE OF ALLEGIANCE

Mayor Krom led the Pledge of Allegiance.

MOMENT OF SILENCE

Mayor Krom requested a moment of silence.

MUSICAL PRESENTATION

Mayor Krom introduced Ken Fukuda, an Irvine Valley College student who performed the "Star Spangled Banner" and "Now is the Time."

2. PRESENTATIONS

2.1 Youth Action Team Recognition

Mayor Krom commended the Youth Action Team for all of their dedication and hard work, and thanked them for providing over 9,000 hours of service to our community.

INTRODUCTIONS

There were no introductions.

CITY MANAGER'S REPORT

There was no City Manager's report.

ANNOUNCEMENTS/COMMITTEE REPORTS/COUNCIL REPORTS

The following announcements were made:

- Last month, the City of Irvine received a "Green California Leadership" award for the "Brighter Future for Irvine" compact fluorescent bulb distribution project at the 2008 Green California Summit and Exposition in Sacramento, which is part of the Energy Coalition partnership with Southern California Edison, Southern California Gas Company, and a number of cities around California.
- The City of Irvine has been named an "Ambassador City" by the National Association of Realtors at the U.S. Conference of Mayors for the City's efforts to promote housing opportunities as part of their "Public Officials 101" program.
- The City of Irvine received the "Compass Blueprint" award from the Southern California Association of Governments (SCAG) in recognition of Irvine's Housing Strategy and Implementation Plan, specifically for programs and policies implemented for the Irvine Business Complex Vision Project.
- On Thursday, May 29 at 6:00 p.m., City Manager Sean Joyce, along with staff from the Community Services Department and City Clerk's office, will be hosting a "Talk Around Town" event, where Irvine residents can find out about programs, services and resources available in the City.
- The 20th Anniversary Open Space Celebration will take place on Saturday, June 7 from 10:00 a.m. – 1:00 p.m. at Bommer Canyon Cattle Camp. The event is free and will include entertainment, a barbeque, nature hikes, and exhibits. Reservations are not required.
- The 14th Annual Irvine Studio Arts Festival will be held on Saturday, June 7 from 9:00 a.m. – 5:00 p.m. at the Irvine Fine Arts Center, where more than 100 local and national artisans bring their combined perspectives, skills and more than 100 original works of art. Admission is free.
- The 8th Annual Relay for Life of Irvine will take place on Saturday, June 7 and Sunday, June 8 at Irvine Valley College. Relay for Life is a fun-filled, overnight adventure designed to honor cancer survivors and to gather participants as a community in the fight against cancer. All money raised is donated to the American Cancer Society. For more information, visit www.events.cancer.org.
- The "i" Shuttle will begin commuter service to the Tustin Metrolink Station and John Wayne Airport on Monday, June 9.
- United States Senator Barbara Boxer paid a visit to the Orange County Great Park today and spoke briefly about her interest in federal investment in the Great Park as well as amenities and aspects of its development.

ADDITIONS AND DELETIONS

City Manager Joyce requested that Item 5.1 "Ordinance Relating to City Determinations of Non-Responsibility and Contractor Debarment" be removed from the agenda and continued to a future date.

3. CONSENT CALENDAR

ACTION: Moved by Councilmember Choi, seconded by Mayor Pro Tempore Kang, and unanimously carried to approve Consent Calendar Item Nos. 3.1 through 3.16, with the exception of Items 3.12 and 3.15:

3.1 MINUTES

ACTION: Approved the minutes of a special meeting of the City Council held on May 13, 2008.

3.2 PROCLAMATIONS

ACTION:

- 1) Proclaimed May 27, 2008 as "Arbor Day"
- 2) Proclaimed May 31, 2008 as "World No Tobacco Day"

3.3 WARRANT AND WIRE TRANSFER RESOLUTION

ACTION: Adopted RESOLUTION NO. 08-44 - 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

3.4 WARRANT AND WIRE TRANSFER RESOLUTION - AT&T

ACTION: Adopted RESOLUTION NO. 08-45 - 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 Krom abstained.

3.5 WARRANT AND WIRE TRANSFER RESOLUTION - BANK OF AMERICA

ACTION: Adopted RESOLUTION NO. 08-46 - 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.

3.6 GRANT OF EASEMENT TO IRVINE RANCH WATER DISTRICT FOR WATER AND SEWER FACILITIES, WESTPARK II (PLANNING AREA 38)

ACTION: Authorized the Mayor to execute the Grant of Easement to Irvine Ranch Water District (IRWD). **(Deed No. 1168)**

3.7 SINGLE AUDIT OF FEDERALLY ASSISTED GRANT PROGRAMS FOR THE FISCAL YEAR ENDED JUNE 30, 2007

ACTION: Received and filed the City of Irvine's Single Audit of Federally Assisted Grant Programs for the fiscal year ended June 30, 2007.

3.8 IRVINE STATION PARKING STRUCTURE - COOPERATIVE AGREEMENT AMENDMENT NO. 5, BUDGET ADJUSTMENT, AND APPROVAL OF PLANS, SPECIFICATIONS, AND CONTRACT DOCUMENTS FOR THE IRVINE STATION VIDEO SURVEILLANCE SYSTEM PROJECT - CIP 363000

ACTION:

- 1) Authorized the Mayor to execute Amendment No. 5 to Cooperative Agreement No. C-3-0628 between the City of Irvine and the Orange County Transportation Authority (OCTA). **(Contract No. 4658E)**
- 2) Approved a Budget Adjustment to appropriate \$1,029,039 from OCTA for the Irvine Station Parking Structure project, Capital Improvement Project (CIP) 363000.
- 3) Approved the plans, specifications, and contract documents for the Irvine Station Video Surveillance System project, CIP 363000, on file with the Public Works Department.

3.9 TURTLE RIDGE RUNOFF - CIP 327060

ACTION: Approved the plans, specifications, and contract documents for the Turtle Ridge Runoff Project, Capital Improvement Project (CIP) 327060, on file with the Public Works Department.

3.10 SAND CANYON TRAFFIC SIGNAL SYSTEMS UPGRADE, ALTON TO I-5 N/B RAMP, CIP 337030

ACTION: Approved the plans, specifications, and contract documents for Sand Canyon Traffic Signal Systems Upgrade, Capital Improvement Project (CIP) 337030, on file with the Public Works Department.

3.11 BARRANCA TRAFFIC SIGNAL SYSTEMS UPGRADE, CULVER TO RED HILL, CIP 337050

ACTION: Approved the plans, specifications, and contract documents for Barranca Traffic Signal Systems Upgrade, Capital Improvement Project (CIP) 337050, on file with the Public Works Department.

3.12 ORANGE COUNTY GREAT PARK BUDGET MODIFICATION

This item was removed from the Consent Calendar for separate discussion at the request of Councilmember Shea, who requested clarification on golf course revenues received by the Orange County Great Park Corporation (OCGP) as a result of the 18-hole golf course closure in January 2007 from Heritage Fields; and the amount that Heritage Fields is obligated to pay to the OCGP annually going forward. Kurt Mowery, Manager of Finance for the Orange County Great Park, provided clarification and responded to questions.

ACTION: Moved by Councilmember Shea, seconded by Mayor Krom, and unanimously carried to:

Approve the Orange County Great Park Budget modification recognizing \$480,000 in golf course revenues, appropriating \$400,000 for Summer 2008 programming at the Great Park, and reallocating \$50,000 from the Operations budget to Engineering.

3.13 MEMORANDUM OF UNDERSTANDING BETWEEN ORANGE COUNTY GREAT PARK CORPORATION AND IRVINE BARCLAY THEATRE OPERATING COMPANY

ACTION: Approved the Memorandum of Understanding between the Orange County Great Park Corporation and the Irvine Barclay Theatre Operating Company. **(Contract No. 5904)**

3.14 FINAL TRACT MAP NO. 17220, ORCHARD HILLS (PLANNING AREA 1) -- NOTICE OF PENDING APPROVAL

ACTION: Received and filed.

3.15 EXTENSION OF COLLECTIVE BARGAINING AGREEMENTS WITH THE IRVINE CITY EMPLOYEES ASSOCIATION (ICEA), IRVINE PROFESSIONAL EMPLOYEES ASSOCIATION (IPEA) AND ASSOCIATED SUPERVISORY/ADMINISTRATIVE PERSONNEL (ASAP)

This item was removed from the Consent Calendar at the request of Mayor Krom for separate discussion, who commended the employee associations' bargaining teams for agreeing to extend current employment contracts for one year with certain provisions, which allows synchronization of contract terms for all employee bargaining agreements.

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

- 1) Adopt RESOLUTION NO. 08-47 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE AMENDING THE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF IRVINE AND THE IRVINE CITY EMPLOYEES ASSOCIATION (ICEA), ADOPTED JUNE 27, 2006
- 2) Adopt RESOLUTION NO. 08-48 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE AMENDING THE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF IRVINE AND THE IRVINE PROFESSIONAL EMPLOYEES ASSOCIATION (IPEA), ADOPTED JUNE 27, 2006
- 3) Adopt RESOLUTION NO. 08-49 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE AMENDING THE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF IRVINE AND THE ASSOCIATED SUPERVISORY/ADMINISTRATIVE PERSONNEL (ASAP), ADOPTED JUNE 27, 2006

3.16 BUDGET ADJUSTMENT TO TRANSFER FUNDS FROM INFRASTRUCTURE AND REHABILITATION FUND AND ESTABLISH TWO NEW CIP PROJECTS

ACTION:

- 1) Approved transfer of \$700,000 from the Infrastructure and Rehabilitation Fund, and establish a new Capital Improvement Project for Major ADA Upgrades and Painting Improvements at the Irvine Station (formerly Irvine Transportation Center).

- 2) Approved transfer of \$350,000 from the Infrastructure and Rehabilitation Fund, and establish a new Capital Improvement Project for the Animal Care Center Roof Structure.

END CONSENT CALENDAR

4. PUBLIC HEARINGS

4.1 APPROVAL OF CALIFORNIA STATEWIDE COMMUNITIES DEVELOPMENT AUTHORITY FIXED RATE TAX EXEMPT REVENUE BONDS

Mayor Krom opened the public hearing at 5:48 p.m.

City Manager Sean Joyce introduced Donna Mullally, Manager of Fiscal Services, who presented the staff report.

ACTION: At 5:50 p.m., moved by Councilmember Choi, seconded by Councilmember Agran, and unanimously carried to close the public hearing.

ACTION: Moved by Councilmember Choi, seconded by Mayor Pro Tempore Kang, and unanimously carried to:

Adopt RESOLUTION NO. 08-50 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRVINE, APPROVING THE ISSUANCE OF TAX-EXEMPT REVENUE BONDS BY THE CALIFORNIA STATEWIDE COMMUNITIES DEVELOPMENT AUTHORITY FOR THE PURPOSE OF FINANCING STUDENT HOUSING FACILITIES ON THE CAMPUS OF THE UNIVERSITY OF CALIFORNIA, IRVINE

5. COUNCIL BUSINESS

5.1 ORDINANCE RELATING TO CITY DETERMINATIONS OF CONTRACTOR NON-RESPONSIBILITY AND CONTRACTOR DEBARMENT

This item was removed from the agenda and postponed to a future meeting. No discussion or action was taken on this item. Refer to Additions and Deletions.

5.2 RESOLUTION IMPLEMENTING A STANDARDIZED CONTRACTOR PREQUALIFICATION PROCEDURE

Rick Paikoff, Director of Administrative Services, and Tracy Hamilton, Purchasing Agent, presented the staff report.

City Council discussion included: the exemption of prevailing wage as it relates to the Orange County Great Park (OCGP); the effects on project costs as a result of the City's Living Wage Ordinance; distribution of the policy/procedure to the Chamber of Commerce and the Building Industry Association (BIA) for review and input; whether or not prevailing wage is applicable if a project is funded utilizing Federal and/or State funds; the significance and advantages/ disadvantages of pre-qualifying contractors; and whether contractors have to pre-qualify for each project individually or if prequalification status applies to a specific length of time.

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

Continue the item for 30 days for review and input by the Irvine Chamber of Commerce and the Building Industry Association (BIA) and direct staff to return with additional information as requested by the City Council.

5.3 STRATEGIC PLAN FOR CHILDREN, YOUTH AND FAMILIES

Libby Cowan, Community Services Manager; and Community Services Superintendents Darin Loughrey and Sheila Driscoll presented the staff report. Corrine Schneider-Jones, Manager of Community Health and Human Services, was also available to answer questions.

The following individuals spoke in support of the Strategic Plan for Children, Youth and Families:

- Susan Holt, Irvine Family Resource Center/Irvine Unified School District
- Nancy Colocino, Irvine Unified School District
- Margie Wakeham, Families Forward
- Merri Jo Hooven, Irvine Unified School District
- Julie Hudash, Team Kids
- Debra Bianchi, Irvine Community Drug Prevention / Irvine Prevention Coalition

City Council discussion included: use of the terms "prevention" and "repair" as it relates to the Strategic Plan's goals and objectives; cost and implementation of goals and the possibility of obtaining grant money to help subsidize these costs; involvement in the application process for Proposition 63 funding; promotion of healthy foods; outreach to new mothers at Irvine hospitals; availability of affordable child-care programs; the types of counseling services offered by the Irvine Family Resource Center, Project Success, and the Elementary Guidance Assistance Program; the possibility of "bridge" funding for the Irvine Family Resource Center; allocation of funds to reduce class sizes; child care and school

readiness programs; health and fitness; underage drinking; children's mental health; community partnerships with other nonprofit organizations and corporate partners to advance the City's goals and objectives.

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

- 1) Receive the 2008-2013 Strategic Plan for Children, Youth, and Families document as prepared by Gibson and Associates.
- 2) Receive the Child Care Study document as prepared by the Children and Family Futures.
- 3) Approve Strategic Plan for Children, Youth and Families -- Implementation Matrix.
- 4) Approve the establishment of a Strategic Plan for Children, Youth, and Families Advisory Committee of the Community Services Commission, and direct staff to take necessary steps to hold the initial meeting of the Committee before the end of September 2008.

ACTION: An amendment to the original motion was moved by Councilmember Shea, seconded by Mayor Krom, and unanimously carried to approve Action Item Nos. 1 through 4 and to add Action Item No. 5:

- 1) Receive the 2008-2013 Strategic Plan for Children, Youth, and Families document as prepared by Gibson and Associates.
- 2) Receive the Child Care Study document as prepared by the Children and Family Futures.
- 3) Approve Strategic Plan for Children, Youth and Families -- Implementation Matrix.
- 4) Approve the establishment of a Strategic Plan for Children, Youth, and Families Advisory Committee of the Community Services Commission, and direct staff to take necessary steps to hold the initial meeting of the Committee before the end of September 2008.
- 5) Authorize a \$50,000 funding allocation, from a fund to be determined by the City Manager, for the Irvine Family Resource Center and direct the City Manager to return with a full funding plan by June 30, 2008.

5.4 PUBLIC FACILITIES PLANNING PROCESS

Wally Kruetzen, Assistant City Manager; Gina Park, Assistant to the City Manager; and Police Chief David Maggard presented the staff report.

David Melvold, North Irvine Villages Association, expressed concern over the impacts to the villages in the northern sphere; and expressed

opposition to the Bowerman Landfill Expansion Plan by the County of Orange.

City Council discussion included: allocation of funds received from the County of Orange as a result of the Bowerman Landfill expansion; the addition of a senior center at Trabuco and Jeffrey; renovation/rehabilitation of the Irvine Animal Care Shelter; architecture of future public facilities; utilization of alternative transportation, such as bicycles, for police officers at the Orange County Great Park; 30-year extension of the Bowerman Landfill agreement with the County of Orange; commitment of five acres from The Lennar Corporation for a police facility at the Orange County Great Park and whether or not the land has yet been conveyed to the City; offering minor Civic Center services for the public at the off-site police facility and expanded Operations Support Facility (OSF) for convenience; expiration of lease bonds in 2010 for the Irvine Civic Center; concerns over the aesthetics of a parking structure at City Hall; the selection process of PMAR firms to design and construct the OSF and police facility; necessity of additional contract staff to manage both projects; necessity for "at risk" program management; timelines for development of the off-site police facility and the expansion of the OSF; library facilities; and prioritization of other miscellaneous community facilities.

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

- 1) Direct staff to proceed with the design phase for Scenario One of the new Public Safety Facility, Operations Support Facility expansion and Civic Center renovation.
- 2) Authorize \$7.1 million for the design phase including a ten percent contingency at the discretion of the City Manager to be funded from the initial Bowerman Landfill payment (\$5.8 million) and System Development Charge-Non Circulation (\$1.3 million) Fees.
- 3) Authorize the issuance of Request for Proposals for Program Management at Risk (PMAR) firms or any other appropriate program management mechanism for the design and construction of the new Public Safety Facility and Operations Support Facility expansion.
- 4) Authorize the City Manager to award the contract to the selected PMAR firms or any other appropriate program management mechanism for the design and construction of the new Public Safety Facility and Operations Support Facility expansion.
- 5) Direct staff to proceed with analysis, development of project definitions, and cost estimates for any new community facilities or projects determined by the City Council and to return to the City Council with a list of potential projects for consideration and prioritization at a later date.

- 6) Direct staff, after future determination and prioritization by the City Council of any additional projects and facilities, to develop a funding and financing plan and supporting financial policies.

5.5 SHORT-TERM LIBRARY IMPROVEMENTS FOR UNIVERSITY AND HERITAGE PARK LIBRARIES

Gina Park, Assistant to the City Manager, presented the staff report.

Amanda Dutton, Friends of the Library Bookstore (University Park Library) volunteer; spoke about the need of additional workspace for the Bookstore.

Sandy Peck, President of the Friends of the Library Bookstore (University Park) also spoke about the need of additional workspace for the Bookstore and provided clarification on questions raised by the City Council.

The treasurer for the Friends of the Library Bookstore (University Park) provided information on revenue generated by the bookstore, how the funds are disbursed to the library, and how expansion of workspace is justified based on incoming revenue.

City Council discussion included: further clarification of the Library Services Advisory Committee's recommendations for funding; funding assistance from the City of Irvine for the Friends of the Library Bookstore (FLB) to expand their workspace; whether or not University Park Library has the space available for FLB to expand based on their own expansion plan; offering funding from the City to the County for unfunded maintenance improvements for both University and Heritage Park libraries; matching funds from the County of Orange and asking the County of Orange to increase their contribution; the lack of a short-, intermediate-, and long-term financial plans; utilization of funds available by FLB to possibly eliminate the need of additional funding to increase workspace; necessary steps, legal ramifications, and financial implications of possibly withdrawing from the Orange County Public Library System; the possibility of providing the FLB with additional space resulting from the rehabilitation of the University Park Community Center; maintenance costs vs. expansion costs and separate funding for each; contributions made to the County libraries for deferred maintenance; whether or not the County currently has funds available in their current-year budget; and differentiating between costs for deferred maintenance and costs for expansion.

A motion was moved by Councilmember Shea, seconded by Mayor Pro Tempore Kang, to approve recommended Action Item Nos. 1,2, and 3 and to add Action Item No. 4:

- 1) Offer \$100,000 City contribution toward unfunded maintenance improvements for University and Heritage Park libraries under the condition that the County of Orange fund the remaining balance of \$110,600.
- 2) Extend for another 30 days the follow up report to City Council regarding the Library Services Advisory Committee recommendations and funding options for short-term improvements at existing libraries.
- 3) Authorize the City Manager to execute the Memorandum of Understanding (MOU) with the County of Orange pending the County's budget appropriation of matching funds for library maintenance improvements.
- 4) Direct staff to initiate discussion with the County of Orange to determine if the funding contributions in Action Item No. 1 can also be utilized, in addition to the unfunded maintenance improvements, to expand the Friends of the Library Bookstore to increase their workspace.

An amended motion was made by Councilmember Agran, seconded by Councilmember Choi, to amend Action Item #1 as follows:

- 1) Offer \$100,000 City contribution toward unfunded maintenance improvements for University and Heritage Park libraries under the condition that the County of Orange fund the remaining balance of \$110,600 and consider providing additional funding of up to \$500,000 for limited expansion plans that can be formulated and implemented over the next two fiscal years.

An amended motion was made by Mayor Krom to amend Action Item #1 to read as follows:

- 1) Offer \$125,000 City contribution toward unfunded maintenance improvements for University and Heritage Park libraries under the condition that the County of Orange fund the remaining balance of \$250,000.

The motion failed for lack of second.

A substitute motion was made by Councilmember Shea to:

- 1) Continue the item for two weeks.

- 2) Direct staff to conduct site visits to both Heritage and University Libraries, obtain cost estimates for deferred maintenance and renovations/expansion and report back to the City Council at the meeting of June 10, 2008.

The motion failed for lack of second.

ACTION: A substitute motion was made by Mayor Krom, seconded by Mayor Pro Tempore Kang, and unanimously carried to:

- 1) Forward a request to the County of Orange that it provide funding in the amount of \$250,000 to address deferred maintenance improvements at Heritage Park and University Park libraries, and the potential expansion of the Friends of the Library Bookstore at the University Park Library.
- 2) Extend for another 30 days the follow up report to City Council regarding the Library Services Advisory Committee recommendations and funding options for short-term improvements at existing libraries.
- 3) Authorize the City Manager to execute the Memorandum of Understanding (MOU) with the County of Orange pending the County's budget appropriation of matching funds for library maintenance improvements.

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

- 4) Direct staff to obtain a cost estimate to expand the Friends of the Library Bookstore at University Park Library.
- 5) Direct staff to investigate potential use of the University Park Community Center to expand the Friends of the Library Bookstore.
- 6) Direct staff to obtain a legal analysis, financial implications, and procedural steps to withdraw from the Orange County Public Library system.

Staff to report back to the City Council within 30 days on Action Item Nos. 4, 5, and 6.

5.6 PROTECTION OF EMAIL ADDRESSES AND OTHER PERSONAL INFORMATION

This item was placed on the agenda at the request of Councilmember Agran.

City Council discussion included: current language in the City's privacy policy and the confidentiality of email addresses and other personal

information as it relates to this policy; email addresses captured by those registering for Community Services classes and how they are stored; the Public Records Act and how it relates to privacy issues; sources for public email addresses; whether or not privacy protection is appropriate and necessary; the ability for recipients to unsubscribe from email distribution lists; and the ability of the City to legally impose policies to ensure the confidentiality of personal information provided by the public in their communications with the City.

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

Direct the City Manager, in consultation with the City Attorney, to 1) determine the extent to which e-mail addresses and related personal information held by the City of Irvine have been provided to others and used for purposes other than the purposes for which such email addresses and related information were originally provided to the City; 2) ascertain whether the confidentiality of e-mail addresses and related personal information already released to others can be reestablished and maintained in confidence; and 3) return to the City Council at the June 10 meeting with a legal analysis and recommended policies and ordinances to ensure that the confidentiality of email addresses is safeguarded and that the privacy interests of citizens communicating with the City are not compromised.

Staff was directed to contact the recipients of mailing and e-mail address lists identified in the staff report to determine how the information was utilized and if they would be willing to return the information to help preserve its confidentiality. Staff also was directed to determine the number of mailing and e-mail addresses associated with each list and the nature of any other disclosed personal information. Councilmembers with additional questions were invited to forward them via memorandum to the City Manager for a response.

END COUNCIL BUSINESS

PUBLIC COMMENTS (Limited to 3 minutes per speaker) - 6:30 P.M.

Reverend Mark Whitlock, Christ Our Redeemer Church, spoke about "The New Leaders", a newly formed organization within their church; and thanked Police Chief David Maggard for the Irvine Police Department's participation in a basketball game with young members of their church.

Sammy Araya, Christ Our Redeemer Church, also thanked Police Chief David Maggard for the IPD's participation in the basketball game and asked for the City Council's support in developing monthly or quarterly events for their members to have an

opportunity to meet with Councilmembers, local firefighters and police officers, and other community leaders.

The following individuals spoke about the need of a new animal care facility in the City of Irvine:

- Dinny Frazier, Irvine Animal Care Center Volunteer
- Gretchen Mavrovouniotis, Irvine Animal Care Center Volunteer
- Valerie Bromberg, Irvine Animal Care Center Volunteer
- Gail Lewis, Irvine Animal Care Center Volunteer

ADJOURNMENT

Moved by Mayor Pro Tempore Kang, seconded by Councilmember Choi, and unanimously carried to adjourn at 12:12 a.m.



MAYOR OF THE CITY OF IRVINE



CITY CLERK OF THE CITY OF IRVINE

June 10, 2008