REGULAR MEETING OF THE BOARD OF SUPERVISORS ORANGE COUNTY, CALIFORNIA Tuesday, January 30, 2007, 9:30 A.M.

BOARD HEARING ROOM, FIRST FLOOR 333 W. Santa Ana Blvd., 10 Civic Center Plaza Santa Ana, California CHRIS NORBY CHAIRMAN Fourth District

JOHN M. W. MOORLACH

VICE CHAIRMAN

Second District

VACANT

SUPERVISOR

First District

BILL CAMPBELL

SUPERVISOR

Third District

PATRICIA BATES

SUPERVISOR

Fifth District

ATTENDANCE: All Present

EXCUSED: None

PRESENT:

COUNTY EXECUTIVE OFFICER

Thomas G. Mauk

COUNTY COUNSEL

Benjamin P. de Mayo

CLERK OF THE BOARD

Susan Novak, Chief Deputy

*** INVOCATION: Supervisor Moorlach, Second District, gave the invocation**

*** PLEDGE OF ALLEGIANCE: Supervisor Bates, Fifth District, led the assembly in the Pledge of Allegiance**

I. PRESENTATIONS/INTRODUCTIONS

*** Chairman Norby presented a resolution commending Charles J. Middleton on his retirement**

*** II. CONSENT CALENDAR (Items 1-24)**

2354

APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEMS 1, 4, 6, 11, 12, 15, 16, & 19 WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE

BOARD APPOINTMENTS

*** 1. Supervisor Moorlach - Santa Ana Heights Projects Advisory Committee - Appoint Gary Golson, Downey for term ending 5/20/08**

2354

APPROVED AS RECOMMENDED

2. Chairman Norby - Orange County Historical Commission - Appoint Margaret Salisbury, Fullerton, for term concurrent with 4th District Supervisor's term of office

INTEGRATED WASTE MANAGEMENT DEPARTMENT

3. Approve plans and specifications and set bid opening for 3/7/07, 2:00 p.m., for construction of new unattended scale, Prima Deshecha Landfill; and make California Environmental Quality Act findings - District 5

RESOURCES AND DEVELOPMENT MANAGEMENT DEPARTMENT

*** 4. Approve plans and specifications and set bid opening for 3/14/07, 2:00 p.m., for remodel of Executive Administration offices, Central Justice Center; and make California Environmental Quality Act findings - District 1**

2354

APPROVED AS RECOMMENDED

5. Approve amended lease with Birtcher Anderson Investors, LLC for use of office space located at 405 W. Fifth Street, Santa Ana; and make California Environmental Quality Act findings - District 1

*** 6. Approve amended lease with CNH, LLC and amended sublease with Superior Court for additional file storage space located at 17112 Armstrong Avenue, Irvine; and make California Environmental Quality Act findings - District 3**

*** 2354**

APPROVED AS RECOMMENDED

7. Receive and file report on providing private property graffiti removal services; and direct staff to continue program and return to Board with an update report in six months - All Districts

8. Accept donation of fossil collection from Irvine Community Development Company for public exhibit and display, Ralph B. Clark Paleontological Interpretive Center - All Districts

9. Approve easement deed with and accept quitclaim deed from San Diego Gass & Electric for relocation and installation of electrical service lines, Caspers Regional Park; and make California Environmental Quality Act findings - District 5

10. Approve amended agreement 04-102-558-1 with State Water Resources Control Board for funding of organochlorine compound studies, San Diego Creek/Newport Bay watershed; extending term to 3/31/08; authorize Director to execute subsequent amendments under certain conditions; and make California Environmental Quality Act findings - Districts 1, 2, 3 and 5

*** 11. Approve price agreement N1000008456 with Coastal Building Services for janitorial services, County Operations Center, 2/1/07 - 1/31/10 ($232,740); renewable for two additional years per Board policy ($77,580 per year) - District 1**

2354

APPROVED AS RECOMMENDED

*** 12. Approve plans and specifications and set bid opening for 3/7/07, 2:00 p.m., for new restroom building, Laguna Niguel Regional Park; and make California Environmental Quality Act findings - District 5**

*** 2354**

APPROVED AS RECOMMENDED

13. Approve price agreement N2000007456 with Webco LB LLC for street sweeping services in south portion of unincorporated Orange County, 2/1/07 - 1/31/08 ($100,000);

and make California Environmental Quality Act findings - District 5

14. Approve Tract 16844, Calco-Santa Ana II, LLC, unincorporated Orange County area; accept easement for emergency access and public service vehicle ingress and egress purposes; and approve agreement S0406-0132 and accept bonds guaranteeing construction improvements - District 2

*** 15. Acting as the Board of Supervisors and Orange County Flood Control District - Approve plans and specifications and set bid opening for 3/7/07, 2:00 p.m., for construction of Fullerton Creek Channel from upstream of Knott Avenue to downstream of Western Avenue; and make California Environmental Quality Act findings - District 4**

2354

APPROVED AS RECOMMENDED

PUBLIC PROTECTION

Sheriff-Coroner:

*** 16. Authorize three department employees to accompany 10 high school students to Community Anti-Drug Coalitions of America National Leadership Forum, Washington, D.C., 2/11/07 - 2/15/07; and make related findings - All Districts**

5324

APPROVED AS RECOMMENDED

17. Approve agreement with County of Mono regarding provision of autopsies, 2/1/07 - 1/31/12 - All Districts

18. Approve agreement with County of Inyo regarding provision of autopsies, 2/1/07 - 1/31/12 - All Districts

*** 19. Approve purchase order PC 118 P0700003592 with Air Power Incorporated for one remanufactured Continental 182 aircraft engine ($29,165) - All Districts**

APPROVED AS RECOMMENDED

20. Approve price agreement N1000008194 with Fujitec America Incorporated for elevator maintenance and repair services, 1/30/07 - 1/29/08 ($32,000); renewable for two additional one year terms per Board policy - All Districts

21. Approve amended lease agreement with Orange Katella LLC, for office space, 1800 Katella Ave., Orange, extending term to 1/31/08 ($6,550.44 per month); and make California Environmental Quality Act findings - District 3

22. Select TMAD Taylor & Gaines for design and engineering services for lower level flood protection system, Theo Lacy Facility Pod A Guard Station; authorize negotiation of agreement for Board approval; and make California Environmental Quality Act findings - District 3

GENERAL ADMINISTRATION

23. Human Resources Department - Approve price agreement N1000008534 with TALX Inc., for employment/payroll verification services, 2/1/07 - 1/31/10; renewable for two additional one year periods - All Districts

24. Internal Audit - Receive and file Internal Audit Department Monthly Status Report for December 2006 - All Districts

END OF CONSENT CALENDAR

III. DISCUSSION ITEMS (Items 25-S32C)

PUBLIC PROTECTION

*** 25. Probation - Approve amended price agreement N3000005480 with Redwood Toxicology Laboratory, LLC. for urinalysis testing services, 2/1/07 - 4/30/07 ($100,000; new total $500,545); and make California Environmental Quality Act findings - All Districts**

2354

APPROVED AS RECOMMENDED

*** 26. Sheriff-Coroner - Approve price agreement N1000008505 with Sapphire Technologies, LLC for information technology temporary personnel services, 2/1/07 - 1/31/08 ($1,583,000); renewable for one additional year per Board policy - All Districts**

*** 3254**

APPROVED AS RECOMMENDED

GENERAL ADMINISTRATION

*** 27. County Counsel - Consider first reading of "An Ordinance Amending Sections 1-6-5 and 1-6-6, of the Codified Ordinances of the County of Orange Adjusting the Limitations on Campaign Contributions"; and set second reading and adoption for 2/6/07, 9:30 a.m. - All Districts**

5234

APPROVED AS RECOMMENDED

County Executive Office:

*** 28. Approve recommended positions on introduced or amended legislation and consider other legislative subject matters - All Districts**

NO ACTION

*** 29. Response to 1/09/07 Board Directive regarding Boy Scouts funding by United Way - All Districts**

NO ACTION

*** 30. Acting as the Legislative Body of Community Facilities District Nos. 99-1, 2000-1, 2001-1 and 2002-1 (Ladera Ranch) - Approve amendment 2 to Acquisition, Funding and Disclosure agreement for Community Facilities District No. 99-1, Ladera Ranch and amendment to Acquisition, Funding and Disclosure agreements for Community Facilities District Nos. 2000-1, 2001-1 and 2002-1, Ladera Ranch; and authorize Public Finance Manager to execute amendments - District 5**

5234

APPROVED AS RECOMMENDED

*** 31. Response to 10/17/06 Board Directive regarding status possible Countywide Cooperative Internet Emergency Notification System - All Districts (Continued from 12/19/06, Item 99)**

*** 3524**

RECEIVED AND FILED

*** 32. Human Resources Department - Approve various salary range adjustments for certain classifications, effective first day of pay period following adoption - All Districts**

2435

APPROVED AS RECOMMENDED

*** S32A. Supervisor Moorlach - Approve fee waiver of permit and parking fees for use of Mile Square Regional Park on 3/11/07 by Thomas House Temporary Shelter**

2354

APPROVED AS RECOMMENDED

*** S32B. Chairman Norby - Santa Ana River Flood Protection Agency - Reappoint James Wahner and appoint Herb Nakasone, Santa Ana, for terms ending 12/31/07**

4325

APPROVED AS RECOMMENDED

RESOURCES AND DEVELOPMENT MANAGEMENT DEPARTMENT

*** S32C. Approve Civic Center Signage and Landscaping Improvement concept designs; authorize submittal of design to Santa Ana and Civic Center Authority; direct RDMD to obtain approval of final design concepts from Board subcommittee; authorize RDMD to pursue contracts and to return to the Board as necessary for approvals pursuant to Public Contract Code and to return to the Board with a status report within 180 days - District 1**

4325

APPROVED AS RECOMMENDED

IV. PUBLIC HEARINGS (None)

*** V. CLOSED SESSION (Items CS-1-SCS3)**

GENERAL ADMINISTRATION

County Counsel:

*** CS-1. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(a): Name of Case: City of Rancho Santa Margarita v. County of Orange, et al., San Diego County Superior Court Case No. GIN048650**

HELD, NO REPORTABLE ACTION

*** CS-2. CONFERENCE WITH LEGAL COUNSEL - INITIATION OF LITIGATION - Pursuant to Government Code Section 54956.9(c): Number of Cases: One Case**

HELD, THE CLERK READ: THE BOARD BY A UNANIMOUS VOTE, AUTHORIZED COUNTY COUNSEL TO FILE LITIGATION. THE IDENTITY OF THE PARTIES AND OTHER PARTICULARS WILL BE DISCLOSED TO ANY PERSON UPON INQUIRY ONCE THE ACTION IS FILED.

*** SCS3. Human Resources Department - CONFERENCE WITH LABOR NEGOTIATOR - Pursuant to Government Code Section 54957.6: Agency Negotiator: Thomas G. Mauk Employee Organizations: Association of Orange County Deputy Sheriffs (AOCDS) and Orange County Managers Association (OCMA) RE: Terms and Conditions of Employment**

HELD, NO REPORTABLE ACTION

VI. PUBLIC, CEO, BOARD & EMAIL COMMENTS

*** PUBLIC COMMENTS:**

*** Karen Finn - Oral Re: United Way, Hill case and deputies pay**

COUNTY EXECUTIVE OFFICER COMMENTS:

None

*** BOARD COMMENTS:**

*** Supervisor Campbell - Oral Re: Reminder of 2:00 p.m. meeting on homelessness**

*** Supervisor Bates - Oral Re: Thanked staff for help they provided her office in getting established**

*** Chairman Norby - Oral Re: (1) Restructuring of agenda to put elected officials first (2) meeting of Office's Chiefs of Staff & CEO (3) Harbors, Beaches & Parks Ad-Hoc Committee**

VII. RECESS & ADJOURNMENT

GENERAL ADMINISTRATION

33

Supervisor Campbell - Update on Homelessness Issues in Orange County

HELD

ADJOURNED: 3:40 P.M.

3425

*** Adjourned in memory of Rev. Paul W. Meyer**

2435

*** Adjourned in memory of Elmer Bradley**

***** KEY *****

Left Margin Notes

1. (Supervisor Vacant

A. (Abstained

2. (Vice Chairman John M. W. Moorlach

X. (Excused

3. (Supervisor Bill Campbell

N. (No

4. (Chairman Chris Norby

BO (Board Order

5. (Supervisor Patricia Bates

ORD. = Ordinance

RESO. = Resolution

Above numbers refer to Supervisorial Districts (1st number = Moved by; 2nd number = Seconded by)

CHRIS NORBY, CHAIRMAN

Orange County Board of Supervisors

DARLENE J. BLOOM

Orange County Clerk of the Board