REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

Tuesday, March 4, 2008, 9:30 A.M.

BOARD HEARING ROOM, FIRST FLOOR
333 W. Santa Ana Blvd., 10 Civic Center Plaza
Santa Ana, California

JOHN M. W. MOORLACH
CHAIR
Second District

PATRICIA BATES
VICE CHAIR
Fifth District

JANET NGUYEN
SUPERVISOR
First District

BILL CAMPBELL
SUPERVISOR
Third District

CHRIS NORBY
SUPERVISOR
Fourth 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 Bates, Fifth District, gave the invocation

PLEDGE OF ALLEGIANCE: Supervisor Norby, Fourth District, led the assembly in the Pledge of Allegiance

I. PRESENTATIONS/INTRODUCTIONS

Supervisor Bates will be presenting a resolution congratulating South Investigations Bureau, South Directed Enforcement Team and Gang Enforcement Team of the Orange County Sheriff-Coroner Department commending their excellence and devotion to law enforcement
CONTINUED TO 3/11/08, 9:30 A.M.

II. CONSENT CALENDAR (Items 1-15)

31452 **APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEM 9 WHICH WAS CONTINUED TO 3/11/08, 9:30 A.M.; AND ITEMS 2, 5, 11, 14, & 15 WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE**

BOARD APPOINTMENTS

1. **Supervisor Norby -** Orange County Tourism Council - Appoint Susan Petrella, Fullerton, for term concurrent with 4th District Supervisor's term of office

DANA POINT HARBOR DEPARTMENT

2. Authorize Dana Point Harbor Department to allow insurer(s) to rebuild the Proud Mary's restaurant without compliance with Public Contract Code; authorize Director to approve and execute related documents; and make California Environmental Quality Act findings - District 5

51342 **APPROVED AS RECOMMENDED**

HOUSING AND COMMUNITY SERVICES DEPARTMENT

3. Approve amendment 1 to agreement with San Clemente for Urban County Program; and authorize Director or designee to execute amendment - District 5

4. Receive and file Senior Non-Emergency Medical Transportation Program 90-Day Report - All Districts (Continued from 2/26/08, Item 13)

RESOURCES AND DEVELOPMENT MANAGEMENT DEPARTMENT

5. Receive and file Orange County Facilities Master Plan Report for 2007; authorize Resources and Development Management Department to work with County Agencies and Departments to implement proposed actions for 2008; and make California Environmental Quality Act findings - All Districts

23145 **APPROVED AS RECOMMENDED**

6. Receive bids and award contract to Dynalectric Company for replacement of existing control system with LonWorks Direct Digital Control System, Old Historic Courthouse ($193,362); and make California Environmental Quality Act findings - District 1

7. Authorize release of security for private street improvements, street lights, sewer and water systems, and monumentation, Tract 16505, Warmington Meriden Associates L.P., Ladera Ranch area - District 5

8. Authorize release of security for private street improvements, street lights, sewer and water systems, and monumentation, Tract 16515, Centex Homes, Ladera Ranch area - District 5

9. Approve amendment 1 to agreement with Clearwater Sponsorships Services, LLC for pollution prevention corporate sponsorships, extending term five years; and authorize Director or designee to determine appropriate pricing - All Districts

31452 **CONTINUED TO 3/11/08, 9:30 A.M.**

10. Authorize release of security for private street improvements, street lights, sewer and water systems, landscaping and monumentation, Tract 16471, DMB Ladera LLC, Ladera Ranch area - District 5

11. Select KAL Architects, Inc. as primary, and Alexander + Hibbs AIA, Inc., as alternate architect-engineer services firms for Building 16 demolition project, 601 North Ross Street, Santa Ana; authorize negotiation of agreement for Board approval; and make California Environmental Quality Act findings - District 1

25134 **APPROVED AS RECOMMENDED**

12. Receive bids and award contract to International Pavement Solutions, Inc. for asphalt overlay resurfacing of a segment of Santiago Canyon Road ($192,433.50) - District 3

13. Accept work of Beador Construction Company, Inc. for Tustin Avenue widening project from Orangethorpe Avenue to Atwood Channel; project completed 10/10/06 ($1,908,715.31); and adopt resolution relinquishing County jurisdiction of a portion of Tustin Ave - Districts 3 and 4
RESO: 08-015

14. Board Directive Response (11/20/07) - Receive and file Tustin Marine Air Corps. Station Project Status Report - All Districts (Continued from 2/26/08, Item 26)
35142 **RECEIVED AND FILED**

GENERAL ADMINISTRATION

15. **County Executive Office -** Receive and file 2008 Orange County Community Indicators Report - All Districts
35142 **RECEIVED AND FILED**

END OF CONSENT CALENDAR

III. DISCUSSION ITEMS (Items 16-26)

ELECTED DEPARTMENT HEADS

16. **Auditor-Controller -** Approve price agreement N1000009695 with Intellitime Systems Corporation for conversion to an enterprise license, annual maintenance and support fees, 3/5/08 - 3/4/13 ($635,775) - All Districts
35142 **APPROVED AS RECOMMENDED**

Sheriff-Coroner:

17. Approve proposal for AB900 funding for Musick Expansion - All Districts
B.O. **CONTINUED TO 3/11/08, 9:30 A.M.**

18. Select TMAD Taylor & Gaines as primary and TRC-EASI as alternate firms for design services of Digital Closed Circuit TV system, Theo Lacy Facility; authorize negotiation of agreement for Board approval; and make California Environmental Quality Act findings - District 3
35142 **APPROVED AS RECOMMENDED**

19. Select TMAD Taylor & Gaines as primary and TRC-EASI as alternate firms for design services of Central Jails Digital Closed Circuit TV system; authorize negotiation of agreement for Board approval; and make California Environmental Quality Act findings - District 1
13452 **APPROVED AS RECOMMENDED**

20. Approve amendment 5 to price agreement N4000005587 with Susan Saxe Clifford, Ph. D., APC, for psychological evaluation services, 12/31/06 - 12/30/07 ($40,000; new total $290,000); approve contingency increase not to exceed 10% - All Districts
35142 **APPROVED RECOMMENDED ACTION 1 AND DELETED RECOMMENDED ACTION 2 FOR CONTINGENCY AT REQUEST OF DEPARTMENT**

HEALTH CARE AGENCY

21. Approve agreement 07-77330-000 with State Department of Mental Health for Mental Health Services Act, 7/1/04 - 6/30/08 ($79,409,448); authorize Director or designee to execute agreement - All Districts
13452 **APPROVED AS RECOMMENDED**

RESOURCES AND DEVELOPMENT MANAGEMENT DEPARTMENT

22. Receive and file El Toro Parcel Utilization Stakeholder Reachout Report and El Toro MCAS Parcel Revenue Generation Study from M. Arthur Gensler Jr. & Associates, Inc.; authorize Department to retain consultants to prepare Due Diligence Report, request for concept proposal for parcel development and request for proposal for interim uses; and make California Environmental Quality Act findings - District 3
35142 **APPROVED RECOMMENDED ACTIONS WITH MODIFICATION TO #4 ADDING THAT THE DUE DILIGENCE REPORT FOR THE EL TORO PARCEL INCLUDE A DEVELOPMENT FEASIBILITY ANALYSIS OF POSSIBLE INTERIM & LONG TERM USE OF THE PROPERTY AND ADDING #5 DIRECTING THAT A VALUE OF THE PROPERTY BE DETERMINED IF IT WAS SOLD TODAY AS IS.**

23. Approve agreement D08-001 with RBF Consulting for final design and construction support services for Alton Parkway Extension project, two-year term ($2,169,000); authorize Director to extend terms and conditions two additional one year periods without cost increases; and make California Environmental Quality Act findings - Districts 3 and 5

B.O. **CONTINUED TO 4/1/08, 9:30 A.M.**

GENERAL ADMINISTRATION

County Executive Office:

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

35142 X **APPROVED AS RECOMMENDED**

25. Adopt Proposition 1B resolution and approve project list for FY 2007-08; direct staff to submit the approved FY 2007-08 Proposition 1B Local Streets and Roads project list to State Department of Finance; and direct Auditor-Controller to adjust FY 2007-08 road fund budget; and authorize staff to prepare agreements with participating cities for funding allocations and return to the Board with agreements for approval; and make related findings - All Districts (4/5 vote)

35142 **APPROVED RECOMMENDED ACTIONS WITH THE FOLLOWING CHANGES TO PROJECT LIST: DISTRICT 1- ADD KATELLA AVE. SMART STREET ($467,401); DELETE MIDWAY CITY DRAINAGE IMPROVEMENT PH. 1 PRESIDENT STREETS; CHANGE ALLOCATION TO BOLSA AVE TRAFFIC ABATEMENT ($2,519,381) AND ADD MIDWAY CITY DRAINAGE - MAIN STORM DRAIN ($50,000) DISTRICT 5 - CHANGE ALLOCATION TO ALTON PKWAY - IRVINE BLVD TO COMMERCENTRE ($1,505,937); CHANGE ALLOCATION TO MOULTON PKWAY WIDENING SEGMENT II ($635,845); ADD TRAFFIC SIGNAL EMERGENCY VEHICLE PREEMPTION - VARIOUS OCFA DESIGNATED TRAFFIC SIGNALS ($195,000); ADD AVENIDA PALIZADA SIDEWALK IMPROVEMENTS BETWEEN AVENIDA CABALLEROS AND EL CAMINO REAL NEAR I-5 ($100,000) AND ADD OSO PKWY WIDENING FROM PACIFIC HILLS TO COUNTY CLUB DR. ($500,000)**
RESO: 08-016

26. **Human Resources Department -** Sheriff-Coroner recruitment - Status Report - All Districts
RECEIVED

IV. PUBLIC HEARINGS (None)

V. CLOSED SESSION (None)

VI. PUBLIC, CEO, BOARD & EMAIL COMMENTS & ADJOURNMENT

PUBLIC COMMENTS:
Wayne Quint - Oral Re: (1) Thanked Board for their approach & leadership in selecting the next Sheriff; (2) in honor of Deputy Pete Perez

Dusty Otero - Oral Re: (1) Important to keep "John Wayne" in name of airport; (2) would like County to tax cigarettes & alcohol

Darrell Nolta - Oral Re: OC Sanitation District sewer rate increase

COUNTY EXECUTIVE OFFICER COMMENTS:
None

BOARD COMMENTS:
Supervisor Norby - Oral Re: OC Transportation Authority Highway Committee approved welcome sign on 5 Freeway South in Buena Park

Supervisor Campbell - Oral Re: Closed Session on 3-11-08 to brief Board on release/retirement of 2 Assistant Sheriffs

ADJOURNED: 1:25 P.M.
52134 **Adjourned in memory of Dorothy M. Fuller**

*** KEY ***

Left Margin Notes

1. = Supervisor Nguyen
2. = Supervisor Moorlach
3. = Supervisor Campbell
4. = Supervisor Norby
5. = Supervisor Bates

A. = Abstained
X. = Excused
N. = No
BO = Board Order

ORD. = Ordinance
RESO. = Resolution

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

Chair, Orange County Board of Supervisors

Orange County Clerk of the Board