REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

Tuesday, August 12, 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	Darlene J. Bloom

INVOCATION: Supervisor Norby, Fourth District, gave the invocation

PLEDGE OF ALLEGIANCE: Supervisor Campbell, Third District, led the assembly in the Pledge of Allegiance

I. PRESENTATIONS/INTRODUCTIONS

II. CONSENT CALENDAR (Items 1-14)

35142 **APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEMS 2 & 4 WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE**

ELECTED DEPARTMENT HEADS

District Attorney:

1. Approve agreements with Cypress and San Clemente to provide prosecution services of violators of city ordinances, 7/1/08 - 6/30/13 - Districts 2 & 5

2. Approve price agreement N3000008151 with Serological Research Institute for DNA Forensic Analysis, 9/1/08 - 8/31/09 ($500,000) - All Districts

35142 **APPROVED AS RECOMMENDED**

3. Approve Memorandum of Understanding and Cost Reimbursement Agreement with Federal Bureau of Investigation to participate in Orange County Cyber Crime Task Force to investigate computer and high technology related crimes; and authorize District Attorney or designee to execute MOU and amendments under certain conditions - All Districts

HEALTH CARE AGENCY

4. Approve withdrawal of designation of Huntington Beach Hospital and La Palma Intercommunity Hospital for involuntary detention, evaluation and treatment of mentally disordered individuals; and direct Health Care Agency to submit the withdrawal to State Department of Mental Health - District 2

35142 **APPROVED AS RECOMMENDED**
NN

JOHN WAYNE AIRPORT

5. Approve renewal of price agreement N1000007123 with Era Corporation for maintenance and support of noise monitoring system, 9/1/08 - 8/31/09 ($187,320) - District 2

OC COMMUNITY RESOURCES

6. **Acting as the Orange County Housing Authority -** Approve Section 8 Management Assessment Program Certification and related documents; and authorize submission to U.S. Department of Housing and Urban Development - All Districts

OC PUBLIC WORKS

7. Approve Tract Map 16924, Mesa Orchard Associates, LLC, Newport Beach; accept easements for aircraft overflight and ingress and egress purposes over Lot A; approve agreement S0507-0147 and accept bonds guaranteeing construction improvements; and make California Environmental Quality Act findings - District 2

8. Approve amendment 1 to agreement with KPFF Consulting Engineers for replacement of pedestrian bridge, Arden/Modjeska Historic House and Garden ($24,952; new total $118,045) - District 3

9. Approve plans and specifications and set bid opening for 9/3/08, 2:00 p.m., for maintenance dredging of Newport Dunes Marina; and find that Negative Declaration IP04-36 is adequate to satisfy requirements of California Environmental Quality Act findings - District 2

10. Approve Parcel Map 98252, Plantero View, LLC, North Tustin area; accept dedication for emergency vehicle access and public utility purposes; and make California Environmental Quality Act findings - District 3

11. **Acting as the Board of Supervisors and Orange County Flood Control District -** Approve agreement D08-057 with Hushmand Associates, Inc. for on-call geotechnical

services, one-year term ($200,000); renewable for two additional years per Board policy; and make California Environmental Quality Act findings - All Districts

GENERAL ADMINISTRATION

Supervisor Campbell:

12. Authorize waiver of fees for use of San Diego Creek bike trail for Woodbridge High School Cross Country events on 9/20/08 and 1/10/09

13. Authorize waiver of fees for the ALS Association of Orange County fundraising event on 10/18/08, Mason Regional Park, Irvine

14. Authorize waiver of fees for The Lymphoma Research Foundation of Orange County fundraising event on 11/15/08, Mason Park, Irvine

END OF CONSENT CALENDAR

III. DISCUSSION ITEMS (Items 15-S25A)

ELECTED DEPARTMENT HEADS

Auditor-Controller:

15. Receive and file CAPS+ Quarterly Project Status Report - All Districts
35142 **RECEIVED AND FILED**

16. Approve amendment 4 to price agreement N1000009062 with CGI Technologies and Solutions Inc., for CAPS+ upgrade report creation and review services ($1,560,000;new total), period ending 8/30/09 - All Districts
35142 **APPROVED AS RECOMMENDED**

OC PUBLIC WORKS

17. Consider second reading and adoption of "An Ordinance of the County of Orange, California Amending Attachment 1 of Ordinance 07-002 to Remove Fees for Solar Energy - Photovoltaic and Solar Energy Collectors, Storage Tanks, Rock Collectors" - All Districts (Continued from 8/5/08, Item 24)
35142 **APPROVED AS RECOMMENDED**
ORD: 08-013

GENERAL ADMINISTRATION

County Executive Office:

18. Approve proposed response to FY 2007-08 Grand Jury Report "What Is Orange County Doing About Teenage Pregnancy?" - All Districts
35142 **APPROVED AS RECOMMENDED**

19. Approve proposed response to FY 2007-08 Grand Jury Report "Orange County Human Resources Procedures Out of Date, Out of Time." - All Districts
34152 **APPROVED AS AMENDED TO MODIFY RESPONSE R-2A TO REFLECT THAT THE OFFICE OF THE PERFORMANCE AUDIT DIRECTOR "WILL" STUDY HR STRUCTURE AND STAFFING LEVELS**

20. Approve recommended positions on introduced or amended legislation and consider other legislative subject matters - All Districts
DISCUSSED, NO ACTION TAKEN

Human Resources Department:

21. Adopt Employee Rate Tables for Self-Funded PPO Premier Wellwise and Premier Sharewell Health Plans for 2009 - All Districts
B.O. **CONTINUED TO 8/19/08, 9:30 A.M.**

22. Adopt Employee Health Plan Rate Tables for 2009 for employees; authorize Director or designee to sign policies with CIGNA and Kaiser for Group Service Health Plans; and approve amended Administrative Services agreement

N3000007147 with CIGNA Healthcare of California, Inc. for Health Maintenance Organization health plan for employees, effective 1/1/09-12/31/09 - All Districts

35142 **APPROVED AS RECOMMENDED**

23. Adopt Retiree Self-Funded PPO Health Plan Rates for 2009 for Premier Wellwise and Premier Sharewell Health Plans; authorize Director or designee to continue to apply for Retiree Drug Subsidy Program for Premier Wellwise health plan - All Districts

B.O. **CONTINUED TO 8/19/08, 9:30 A.M.**

24. Adopt Retiree Insured Health Plans Rates for 2009; authorize Director or designee to sign group service policies with CIGNA, Kaiser and Group Service and Medicare Advantage Policies with Anthem Blue Cross of California; approve amended Administrative Services agreements N2000009067 with CIGNA Healthcare of California, Inc., N2000009068 with Kaiser Foundation Health Plan, Inc. and N2000009069 with Anthem Blue Cross of California for retiree health plans, effective 1/1/09 - 12/31/09; renewable for one additional year; and approve amended Group Retiree Healthcare Services agreement N2000009107 with Exclusive Care Select Retiree Health Plan, Riverside County, 1/1/09 - 12/31/09; and authorize Director or designee to continue to apply for Retiree Drug Subsidy Program for CIGNA health plan - All Districts

31452 **APPROVED AS RECOMMENDED**

25. Adopt Retiree Health Plan "One Time Only - Opt Out" option, effective 1/1/09 - 12/31/09; and approve second amended and restated Retiree Medical Plan document - All Districts

15342 **APPROVED AS RECOMMENDED**

S25A. **Chair Moorlach -** Authorize Chairman Moorlach to file a ballot argument in favor of the proposed charter amendment requiring voter approval of increases of retirement benefits for County Employees and to file a rebuttal argument to any argument filed against proposed charter amendment

23145 N **APPROVED AS AMENDED TO AUTHORIZE ANY MEMBER OF THE BOARD TO FILE AN ARGUMENT IN THIS MATTER**

IV. PUBLIC HEARINGS (None)

V. CLOSED SESSION (None)

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

PUBLIC COMMENTS:
None

COUNTY EXECUTIVE OFFICER COMMENTS:
None

BOARD COMMENTS AND TRAVEL REPORTS:
None

ADJOURNED: 11:25 A.M.

32145 **Adjourned in memory of Richard Rafferty**

12345 **Adjourned in memory of Gordon McClusky**

*** 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