

**REGULAR MEETING OF THE BOARD OF SUPERVISORS ORANGE COUNTY,
CALIFORNIA Tuesday, April 24, 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

JANET NGUYEN

SUPERVISOR

First District

BILL CAMPBELL

SUPERVISOR

Third District

PATRICIA BATES

SUPERVISOR

Fifth District

ATTENDANCE: Supervisors Bates, Moorlach, Nguyen & Norby

EXCUSED: Supervisor Campbell

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 Moorlach, Second District, led the assembly in the Pledge of Allegiance

I. PRESENTATIONS/INTRODUCTIONS

II. CONSENT CALENDAR (Items 1-31)

12354 X

APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEM 9 WHICH WAS CONTINUED TO 5/1/07, 9:30 A.M.; ITEM 10 WHICH WAS CONTINUED TO 5/22/07, 9:30 A.M.; ITEMS 8, 15, 22 & 30 WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE

BOARD APPOINTMENTS

1. Supervisor Campbell - In-Home Supportive Services Advisory Committee - Reappoint Tiffany Adams, Yorba Linda, for term ending 4/23/11

Chairman Norby:

2. Senior Citizens Advisory Council - Appoint Dr. Irene Lange, Fullerton, for term ending 12/31/07

3. In-Home Supportive Services Advisory Committee - Reappoint Eric A.N. Anderson, Costa Mesa, for term ending 4/23/09

HEALTH CARE AGENCY

4. Approve amended price agreement N1000007446 with Alquest Technologies for voice/data cabling and other related services, 12/10/05 - 6/30/07 (\$95,000; new total \$395,000) - All Districts

5. Approve price agreement N1000008361 with Stericycle, Inc., for medical and pharmaceutical waste pick-up and disposal, 5/1/07 - 4/30/08 (\$140,000); and make California Environmental Quality Act findings - All Districts

INTEGRATED WASTE MANAGEMENT DEPARTMENT

6. Approve amendment 3 to Second Amended And Restated Landfill Gas Rights And Production Facilities agreement with GSF Energy LLC, for flare system, Olinda Alpha Landfill; and authorize Director to execute amendment - District 3

JOHN WAYNE AIRPORT

7. Approve price agreement N1000008706 with DFS Flooring, Inc. for carpet cleaning and DuPont ResisTech carpet treatment services, 5/1/07 - 9/30/07 (\$92,400); and make California Environmental Quality Act findings - District 2

ORANGE COUNTY PUBLIC LIBRARY

*** 8. Approve price agreement F1000002551 with NewsBank, Inc., for online access to newspaper subscriptions, 5/1/07 - 4/30/08 (\$50,000); renewable for four additional years per Board policy - All Districts**

12354 X

APPROVED AS RECOMMENDED

RESOURCES AND DEVELOPMENT MANAGEMENT DEPARTMENT

9. [Receive and file Harbors, Beaches & Parks Strategic Plan update; and direct Resources](#) and Development Management Department and CEO staff to establish Fund 14P for purposes of establishing new regional park in central and/or north Orange County for FY 2007-08 budget hearing - All Districts

12354 X

CONTINUED TO 5/1/07, 9:30 A.M.

10. [Approve agreement with Orange County Fire Authority and Rancho Mission Viejo to](#) establish fire safety standards and procedures; and authorize Director to make subsequent amendments under certain conditions - District 5 (Continued from 3/27/07, Item 41)

12354 X

CONTINUED TO 5/22/07, 9:30 A.M.

11. [Certify completion of street improvements, street lights, sewer and water systems, and](#) monumentation; authorize release of security and accept public street improvements, street lights, sewer and water systems, and monumentation, Tract 15421, Pulte Home Corporation, Rancho Santa Margarita - District 5

12. [Authorize release of security for street improvements, street lights, landscaping and](#) monumentation, Tract 16421, Taylor Woodrow Homes, Newport Coast area - District 5

13. [Authorize Director or designee to submit an application to Save America's Treasures](#) Federal grant program for restoration of stone cottage, Arden-Helena Modjeska Historic House and Garden (\$250,000) - District 3

14. [Approve plans and specifications and set bid opening for 5/30/07, 2:00 p.m., for](#)

resurfacing of Turkey Springs Road, Joplin Youth Center; and make California Environmental Quality Act findings - District 3

- * 15. Relieve two low bidders, Empire Building and Environmental and Medical Air Care, Inc., of obligations; receive bids and award contract to JCL Heating and Air Conditioning for duct cleaning and sanitizing, Auditor Controller (\$82,657) - District 1

21354 X

APPROVED AS RECOMMENDED

16. Accept work with All American Asphalt for slurry seal of various Harbors, Beaches & Parks facilities; project completed 8/14/06 (\$485,193.16) - Districts 3 and 5

17. Accept work with D. Burke Mechanical for renovation of air conditioning units, Joplin Youth Center; project completed 2/28/07 (\$183,855) - District 3

18. Receive bids and award contract to Thompson Roof Company, Inc. for roof rehabilitation, Manchester Building (\$41,139) - District 3

19. Receive bids and award contract to Best Roofing & Waterproofing, Inc. dba BEST Contracting Services for roof rehabilitation, North Justice Center (\$98,900) - District 4

20. Approve agreement N034 with California Department of Transportation for asphalt overlay resurfacing on Fairhaven Avenue from Prospect Avenue to Hewes Avenue - District 3

21. Approve agreement D06-065 with Laguna Niguel for transfer of Coastal Area Road Improvements and Traffic Signals Fee Program funds - District 5

- * 22. Receive and file Engineer's Estimates Follow Up report - All Districts

21354 X

APPROVED AS RECOMMENDED; DIRECTED STAFF TO PROVIDE THE BOARD WITH A FOLLOW-UP REPORT IN 6-MONTHS SHOWING AVERAGE NUMBER OF BIDS RECEIVED BY CATEGORY OF WORK PERFORMED

23. [Approve Tract Map 17033, Signal Landmark, a California Corporation; accept easements for emergency and public vehicular ingress and egress and fire access; approve construction agreement S0906-0139 and accept bonds guaranteeing construction improvements - District 2](#)

24. [Approve Tract Map 17032, Signal Landmark, a California Corporation; accept easements for emergency and public vehicular ingress and egress and fire access; approve construction agreement S0806-0137 and accept bonds guaranteeing construction improvements - District 2](#)

25. [Approve Tract Map 15800, SDLBK CYN, a California Limited Partnership, accept easements for open space preservation purposes; accept dedication for street purposes of Wood Canyon Road; and approve construction agreement S1006-0140 guaranteeing construction improvements - District 3](#)

26. Acting as the Orange County Flood Control District - [Accept work of G. B. Cooke, Inc. for Poche Beach pedestrian accessway, Prima Deshecha Canada Channel; project completed 5/25/06 \(\\$313,577.19\) - District 5](#)

SOCIAL SERVICES AGENCY

27. [Select Kinship Center as provider for educational classes and in-office adoption services and Holy Family Services as provider for in-home adoption services, 7/1/07 - 6/30/08; and authorize negotiation of agreements for Board approval - All Districts](#)

PUBLIC PROTECTION

28. Probation - [Approve amended agreement with Kevin Baum of inCentergy to complete implementation of Balanced Scorecard management and measurement tool, 6/30/06- 6/29/07\(\\$4,000; new total \\$28,500\) - All Districts](#)

GENERAL ADMINISTRATION

29. Clerk of the Board - [Approve initial Conflict of Interest Code for the Airborne Law Enforcement Agency - All Districts](#)

* 30. County Executive Office - [Approve agreement with Chapman University for reduced](#)

tuition - All Districts

* 24135 X

APPROVED AS RECOMMENDED

31. Internal Audit - [Receive and file Internal Audit Department Monthly Status Report for March 2007 - All Districts](#)

END OF CONSENT CALENDAR

III. DISCUSSION ITEMS (Items 32-S45B)

ELECTED DEPARTMENT HEADS

* 32. Assessor Department - [Approve price agreement N1000008756 with DocuSource, LLC. for Onbase document storage and retrieval system maintenance, 4/27/07 - 4/26/08 \(\\$99,653.92\); renewable for four additional years per Board policy; and authorize Purchasing Agent or designee to make non-monetary changes under certain conditions - All Districts](#)

21354 X

APPROVED AS RECOMMENDED

DANA POINT HARBOR DEPARTMENT

33. [Approve amended agreement D02-049 with Keyser Marston Associates for consultant services related to Harbor Revitalization project, extending term three years \(\\$250,000; new total \\$550,000\); authorize Director or designee to execute agreement; and make California Environmental Quality Act findings - District 5 \(Continued from 3/27/07, Item 54\)](#)

B.O. DELETED

HEALTH CARE AGENCY

- * 34. Approve amended agreements with Santa Ana (\$30,750; new total \$819,750) and with AIDS Services Foundation Orange County for HIV housing services (\$30,750; new total \$523,135), 7/1/06 - 6/30/07 - All Districts

54123 X

APPROVED AS RECOMMENDED

- * 35. Approve amendment 2 to agreement with College Community Services for behavioral health services, 7/1/06 - 6/30/07 (\$134,598; new total \$3,903,849) - All Districts

14235 X

APPROVED AS RECOMMENDED

RESOURCES AND DEVELOPMENT MANAGEMENT DEPARTMENT

- * 36. Receive bids and award contract to American Asphalt South, Inc. for slurry seal of various streets (\$1,267,424) - Districts 1, 2 & 3

21354 X

APPROVED AS RECOMMENDED

- * 37. Consider second reading and adoption of "An Ordinance Amending Section 2-5-2 of the Codified Ordinances of the County of Orange, Defining the Meaning of "Director" and Section 2-5-15 Delegating Authority to Set the Public Hours of County Recreation Facilities," - All Districts (Continued from 4/17/07, Item 67)

52134 X

APPROVED AS RECOMMENDED

ORD: 07-004

GENERAL ADMINISTRATION

County Executive Office:

- * 38. [Approve recommended positions on introduced or amended legislation and](#) consider other legislative subject matters - All Districts

21354 X

APPROVED AS RECOMMENDED

- * 39. [Receive and file Assessment Tax System presentation - All Districts](#)

21354 X

APPROVED AS RECOMMENDED

- * 40. [Consider first reading of "An Ordinance of the County of Orange, California](#) Amending Article 2. Informal Bidding Procedures, Sections 1-8-10 Through and Including 1-8-13, and Adding Section 1-8-14, of the Codified Ordinances of the County of Orange"; and set second reading and adoption for 5/1/07, 9:30 a.m. - All Districts

21354 X

APPROVED AS RECOMMENDED

- * 41. [Consider first reading of "An Ordinance of the County of Orange, California](#) Amending Article 2. Purchasing, Section 1-4-13 of the Codified Ordinance of the County of Orange"; and set second reading and adoption for 5/1/07, 9:30 a.m. - All Districts

24135 X

APPROVED AS RECOMMENDED

- * 42. Approve Scope of Work to be outlined in the Request for Proposals for Sacramento Legislative Advocacy Services - All Districts

24135 X

APPROVED AS RECOMMENDED

Human Resources Department:

- * 43. Approve various salary range adjustments for certain classifications; approve revised and new class specifications and adjust salaries, effective first day of pay period following adoption - All Districts

25134 X

APPROVED AS RECOMMENDED

44. Approve price agreement N1000008597 with SHPS, Inc. for Health Care Management Program, 5/1/07 - 4/30/10 (\$2,198,820); renewable for two additional years per Board policy - All Districts (Continued from 4/17/2007, Item 76)

B.O. CONTINUED TO 5/1/07, 9:30 A.M.

- * 45. Chairman Norby - Receive oral report on Service Employees International Union regarding duties of members

NO ACTION TAKEN

- * S45A. Supervisor Moorlach - Approve fee waiver of permit for Rossmoor Homeowners Association 50th Anniversary Parade on 5/5/07

24135 X

APPROVED AS RECOMMENDED

*** S45B. Supervisor Bates - Talega Joint Planning Authority Board of Directors - Appoint Justin McCusker for term concurrent with position**

54123 X

APPROVED AS RECOMMENDED

IV. PUBLIC HEARINGS (Item 46)

HOUSING AND COMMUNITY SERVICES DEPARTMENT

*** 46. Acting as the Board of Supervisors and Orange County Housing Authority - [Public Hearing to consider approving use of reprogrammed funds of \\$1,151,028 from Community Development Block Grant through Annual Action Plans, FY 2007-08; authorize Director or designee to utilize additional \\$125,000 from Orange County Housing Agency Operating Reserve Fund for Public Service activities; approve additional funding for Public Facilities and Improvement and Housing Rehabilitation; and prepare Final Annual Action Plan and return for Final Public Hearing - All Districts](#)**

B.O. CLOSED PUBLIC HEARING

25134 X

APPROVED AS RECOMMENDED

V. CLOSED SESSION

GENERAL ADMINISTRATION

SCS1. County Counsel - CONFERENCE WITH LABOR NEGOTIATOR - Pursuant to Government Code Section 54957.6: Agency Negotiator: Thomas G. Mauk Employee Organizations: Orange County Employees Association(OCEA), Orange County Attorneys Association (OCAA), Service Employees International Union (SEIU), and the American Federation of State, County and Municipal Employes (AFSCME) RE: Terms and Conditions of Employment

B.O. DELETED

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

PUBLIC COMMENTS:

None

COUNTY EXECUTIVE OFFICER COMMENTS:

None

*** BOARD COMMENTS:**

*** Supervisor Moorlach - Oral Re: Advised he was serving on a panel Thursday, 4/26/07, OCTA Headquarters, 10:00 a.m., to discuss the Governor's Taskforce on Post Employment Benefits, including retiree medical.**

*** Supervisor Nguyen - Oral Re: Thanked Board members, CEO & COB for help in establishing her office**

*** Chairman Norby - Oral Re: (1) Sat was moderator at Municipal Officials for Redevelopment Reform with presentation by Mike Aguirre SD (2) Signage program for Civic Center and unincorporated communities**

ADJOURNED: 11:11 A.M.

24135 X

*** Adjourned in memory of Kim Rohrabacher**

***** KEY *****

Left Margin Notes

1. (Supervisor Nguyen

A. (Abstained

2. (Supervisor Moorlach

X. (Excused

3. (Supervisor Campbell

N. (No

4. (Supervisor Norby

BO (Board Order

5. (Supervisor 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