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); amd 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 Employs (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