REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

Tuesday, July 22, 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 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 presented South Orange County Integrated Regional Water Management Plan & Coastal Resources highlights and State Water Resources Control Board presented Orange County with a $25 million for Prop 50 grant

II. CONSENT CALENDAR (Items 1-9)

32145 **APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEM 6 WHICH WAS PULLED FOR DISCUSSION AND SEPARATE VOTE**

BOARD APPOINTMENTS

1. **Chair Moorlach -** Board of Retirement, OCERS - Reappoint Arthur Hidalgo, Newport Beach, to complete term ending 12/31/09; and Reed Royalty, San Juan Capistrano, to complete term ending 12/31/10

ELECTED DEPARTMENT HEADS

2. **Sheriff-Coroner -** Approve license agreement with Tustin for use of Sheriff's Katella Training Facility for training purposes, Orange ($1,000); and make California Environmental Quality Act findings - District 3

JOHN WAYNE AIRPORT

3. Approve renewal of price agreement N2000006055 with Sentry Control Systems, Inc. for preventive maintenance and repair services for Amano Parking Equipment, 8/1/08 - 7/31/09 ($90,156); and make California Environmental Quality Act findings - District 2

4. Approve renewal of price agreement N3000008018 with DeltaOne Software, Inc., for maintenance and technical support for tracking vehicles license plates in parking lots, 7/27/08 - 7/26/09 ($2,860); renewable for two additional one-year periods per Board policy; and make California Environmental Quality Act findings - District 2

OC COMMUNITY RESOURCES

5. **Acting as the Board of Supervisors and Orange County Housing Authority -** Approve price agreement N1000010149 with Beverly Carpenter, Nancy Duke-Mancill, Alphonsus Novick, Jay Rocha, William Smith and Judy Winne for Hearing Officer services, 7/26/08 - 7/25/09 ($18,000); renewable for four additional one year periods without further Board action - All Districts

OC PUBLIC WORKS

6. Reject bids received on 4/23/08 and return all bid guarantees for replacement of heating, ventilation and air conditioning and lighting control system with Lon Works Direct Digital System, County Operations Center - District 1

23145 **APPROVED AS RECOMMENDED**

7. Approve agreement K1000000096 with PACE, Inc. for stabilization of Borrego Canyon Wash and improved creek and bay water quality in Newport Bay Watershed; and make California Environmental Quality Act findings - Districts 3 and 5 (Continued from 7/15/08, Item 30)

GENERAL ADMINISTRATION

8. **Clerk of the Board -** Approve proposed amendments to the County's Conflict of Interest Code Designated Filers Exhibits for the District Attorney's office - All Districts

9. **County Executive Office -** Approve Memorandum of Understanding with Orange County's incorporated cities, California State University, Fullerton and University of California, Irvine for Countywide Mass Notification System; and authorize County Executive Officer or designee to execute agreement - All Districts

END OF CONSENT CALENDAR

III. DISCUSSION ITEMS (Items 10-23)

ELECTED DEPARTMENT HEADS

10. **Auditor-Controller -** Receive report regarding CAPS financial system upgrade - All Districts

B.O. **DELETED**

JOHN WAYNE AIRPORT

11. Receive bids and award contract to All American Asphalt for reconstruction of landing surfaces of Runway 1L-19R ($2,805,000); make California Environmental Quality Act findings; and approve related budget adjustments (4/5 vote) - District 2

23145 **APPROVED AS RECOMMENDED**

12. Approve amendment 3 to agreement with T.Y. Lin International / IDS for design of seismic remediation elevated roadways project ($499,998; new total $1,444,769); and make California Environmental Quality Act findings - District 2

25134 **APPROVED AS RECOMMENDED**

OC DANA POINT HARBOR

13. Receive bids and award contract to Dutra Dredging Company for maintenance dredging of Dana Point Harbor ($2,169,369); and make California Environmental Quality Act findings - District 5

53142 **APPROVED AS RECOMMENDED**

OC COMMUNITY RESOURCES

14. Consider first reading of "An Ordinance of the Board of Supervisors of The County of Orange Amending Ordinance No. 3925 and the Orange County Neighborhood Development and Preservation Redevelopment Plan in Regard to Time Limits on Incurring Debt"; and set second reading and adoption for 7/29/08, 9:30 a.m. - All Districts (Continued first reading from 5/20/08, Item 35; 6/17/08, Item 50)

B.O. **DELETED**

15. Approve price agreement Z1000000057 with Parking Concepts, Inc. for installation, operation and maintenance of parking system for various OC Parks facilities; renewable for two additional years per Board policy; and make California Environmental Quality Act findings - All Districts

35142 **APPROVED AS RECOMMENDED**

PUBLIC PROTECTION

16. **Probation -** Approve Memorandum of Understanding with Superior Court to implement terms of State grant for Central DUI Court, 9/1/07 - 8/31/09 ($652,697.26); and make California Environmental Quality Act findings - All Districts

51342 **APPROVED AS RECOMMENDED**

GENERAL ADMINISTRATION

County Executive Office:

17. Approve recommended positions on introduced or amended legislation and consider other legislative subject matters - All District
35142 **APPROVED AS AMENDED; CHANGED POSITION ON AB 1407 TO "WATCH" AND DIRECTED STAFF TO OPPOSE ANY PROPOSAL TO AUTOMATICALLY EXTEND REDEVELOPMENT AGENCIES FOR 30-YEARS WITHOUT DEMONSTRATION OF BLIGHT**

18. Approve proposed response to FY 2007-08 Grand Jury Report "No County for Old Boomers: When Orange County Baby Boomers Retire, Where Will They Live?" - All Districts
31452 **APPROVED AS RECOMMENDED**

19. Receive and file revised Orange/Los Angeles County Boundary Report; approve Orange County Local Agency Formation Commission stakeholder process in addressing potential boundary adjustments between Orange and its neighboring counties; and direct staff to participate in stakeholder process - Districts 2, 3, 4 & 5
23145 **APPROVED AS RECOMMENDED**

20. Select Empire Economics, Inc to provide market absorption and bond monitoring services for County's community facilities and assessment districts; and authorize negotiation of agreement for Board approval - All Districts
25134 **APPROVED AS RECOMMENDED**

21. Approve proposed response to FY 2007-08 Grand Jury Report "Man Down!!! Will He Get Up? Nursing Care at Orange County's Jail Facilities." - All Districts
B.O. **CONTINUED TO 8/5/08, 9:30 A.M.**

22. Select Urban Futures, Inc., to provide administrative services for the County's Mortgage Credit Certificate (MCC) Program; and authorize negotiation of agreement for Board approval - All Districts (Continued from 7/15/08, Item 54)
B.O. **DELETED**

23. Approve proposed response to FY 2007-08 Grand Jury Report "Can the Emergency Operations Center at Loma Ridge Survive Disaster" - All Districts (Continued from 7/15/08, Item 56)
35142 **APPROVED AS RECOMMENDED**

IV. PUBLIC HEARINGS (None)

V. CLOSED SESSION (Item CS-1)

GENERAL ADMINISTRATION

CS-1. **County Counsel** - CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(a):
Name of Case: County of San Diego, County of Orange v. State of California, et al., San Diego Superior Court Case No. GIC825109; San Diego Court of Appeal Fourth District Division I, Case No. D048743

B.O. **HELD, THE CLERK READ: THE BOARD BY A UNANIMOUS VOTE AUTHORIZED THE FILING OF A PETITION FOR REVIEW TO THE CALIFORNIA SUPREME COURT IN THE CASE OF COUNTY OF SAN DIEGO, COUNTY OF ORANGE V. STATE OF CALIFORNIA, ET AL., CONTINGENT UPON THE SAN DIEGO BOARD OF SUPERVISORS AUTHORIZING SAN DIEGO COUNTY COUNSEL TO FILE SUCH A PETITION FOR REVIEW.**

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

PUBLIC COMMENTS:
None

COUNTY EXECUTIVE OFFICER COMMENTS:
None

BOARD COMMENTS:
Chair Moorlach - Oral Re: AB 1234 Report: Discussed trip to San Francisco to meet with rating agencies last week

ADJOURNED: 10:23 A.M.
12345 **Adjourned in memory of Ralph Bacerra**

*** 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