REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

Tuesday, January 8, 2008, 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: 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 Nguyen, First District, gave the invocation

PLEDGE OF ALLEGIANCE: Supervisor Moorlach, Second District, led the assembly in the Pledge of Allegiance

I. PRESENTATIONS/INTRODUCTIONS

Chairman Norby presented a resolution commending Jessica O'Hare for her years of service

II. CONSENT CALENDAR (Items 1-8)

31254 **APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEM 5 WHICH WAS DELETED; ITEM 6 WHICH WAS CONTINUED TO 1/15/08, 9:30 A.M.; AND ITEMS 7 & 8 WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE**

BOARD APPOINTMENTS

Supervisor Nguyen:

1. Harbors, Beaches and Parks Commission - Appoint Bert Ashland, Garden Grove, for term concurrent with 1st District Supervisor's term of office

2. Public Financing Advisory Committee - Appoint Chu Thai, Garden Grove, to complete term ending 5/1/10

3. Animal Care Community Outreach Committee - Appoint Doug Coleman, Garden Grove, to complete term ending 3/30/09

4. Senior Citizens Advisory Council - Appoint Bill Tran, Westminster, to complete term ending 12/31/09

5. Airport Commission - Appoint Nick Lecong, Garden Grove, for term concurrent with 1st District Supervisor's term of office

31254 **DELETED**

ELECTED DEPARTMENT HEADS

6. **District Attorney -** Approve change order No. 1 to PC 026 0800003102 with U.S. National Corp for interior painting at DA/Branch Court Operations, Central Justice Center ($5,592.00; new total $30,392.00) - All Districts

31254 **CONTINUED TO 1/15/08, 9:30 A.M.**

HOUSING AND COMMUNITY SERVICES DEPARTMENT

7. Approve price agreement N2000008395 with OC Partnership for year-long planning and technical assistance for homeless assistance program, 1/15/08 - 1/14/09 ($83,500); renewable for one additional year ($83,500) without further Board action - All Districts

25134 **APPROVED AS RECOMMENDED**

GENERAL ADMINISTRATION

8. **Supervisor Norby -** Approve Memorandum of Agreement for appointment of Steve Danley as Performance Audit Director, effective 1/8/08 ($145,000)

23145 **APPROVED AS RECOMMENDED**

END OF CONSENT CALENDAR

III. DISCUSSION ITEMS (Items 9-S17A)

ELECTED DEPARTMENT HEADS

Sheriff-Coroner:

9. Second reading and adoption of "An Ordinance of the County of Orange, California Amending Article 1 of Title VIII, Section 16 Fee for Removing and Keeping Dead Bodies" - All Districts (Continued from Closed Public Hearing 12/18/07, Item 54)

23145 N **APPROVED AS RECOMMENDED**

ORD: 08-001

10. Approve termination of proclamation of a local emergency originally approved on 10/23/07, in connection with Santiago Fire - All Districts (Continued from 10/23/07, Item S21C; 11/6/07, Item 27; 11/20/07, Item 57 - Previously listed under County Counsel; 12/4/07, Item 17; 12/18/07, Item 35)

32145 **APPROVED AS RECOMMENDED**

HOUSING AND COMMUNITY SERVICES DEPARTMENT

11. Approve agreement with Orange County Business Council for Labor Market Information/Economic Development, 1/8/08 - 6/30/09 ($200,000); and authorize Director or designee to execute agreement and subsequent amendments under certain conditions and renew for two additional one year periods without further Board action and to modify Comprehensive Economic Development Strategy components, Workforce Report components and delivery, mapping requirements and LMI research deliverables; and approve contingency increase not to exceed 10% - All Districts

B.O. **CONTINUED TO 1/15/08, 9:30 A.M.**

RESOURCES AND DEVELOPMENT MANAGEMENT DEPARTMENT

12. **Acting as the Orange County Flood Control District -** Approve continuance of emergency pursuant to Public Contract Code Section 22050 (c)(1) for emergency repairs of damaged levee of northerly East Garden Grove - Wintersburg Channel; and set for review to determine continuing need for emergency action for 1/15/08, 9:30 A.M. - District 2 (Continued from 10/16/07, Item 32; 10/30/07 Item 13; 11/6/07, Item 24; 11/20/07, Item 51; 12/4/07, Item 23; 12/18/07, Item 41)

23145 **APPROVED AS RECOMMENDED**

SOCIAL SERVICES AGENCY

13. Approve amendment 1 to lease with MICK, a California General Partnership, dba Sand Dollar Financial Plaza for office space to continue welfare-to-work program and case management services, 1240 S. State College Boulevard, Anaheim, Family Self Sufficiency Program; and make California Environmental Quality Act findings - District 4

13452 **APPROVED AS RECOMMENDED**

GENERAL ADMINISTRATION

County Executive Office:

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

15. Approve recommended grant applications submitted by the Sheriff-Coroner in 1/8/08 Grants Report - All Districts
23154 **APPROVED AS RECOMMENDED**

16. Board Directive Response (12/18/07) - Receive and file Preliminary Report on Risk Analysis of Treasurer's Investment Pools - All Districts
53124 **APPROVED AS RECOMMENDED**

17. **Board of Supervisors -** Election of Officers
43125 **NOMINATED AND ELECTED SUPERVISOR MOORLACH AS CHAIR AND SUPERVISOR BATES AS VICE CHAIR FOR 2008**

JOHN WAYNE AIRPORT

S17A. Authorize Airport Director to submit grant application to the Department of Homeland Security, Transportation Security Administration to maintain Explosives Detection Canine Team Program; and authorize Airport Director to accept grant award and execute a Cooperative Agreement with Transportation Security Administration; and make California Environmental Quality Act findings - District 2
25134 **APPROVED AS RECOMMENDED**

IV. PUBLIC HEARINGS (None)

V. CLOSED SESSION (Items CS-1-CS-3)

GENERAL ADMINISTRATION

County Counsel:

CS-1. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(a):
Name of Case: George F. Chamberlain, individually, and as Executor of the Estate of John Derek Chamberlain vs. County of Orange, et al U S District Court Case No.: SACV 07-1154 AHS
B.O. **HELD, NO REPORTABLE ACTION**

CS-2. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(a):
Name of Case: Harley H., a Minor by and through his Guardian ad Litem, Laurie Kennelly; and M.A., a minor, by and through her Guardian ad Litem, Vanessa A. v. County of Orange: Orange County Superior Court Case #05CC12941 consolidated with 05-CC12944
B.O. **HELD, NO REPORTABLE ACTION**

CS-3. CONFERENCE WITH LEGAL COUNSEL - INITIATION OF LITIGATION - Pursuant to Government Code Section 54956.9(c):

Number of Cases: One Case

B.O. **HELD, NO REPORTABLE ACTION**

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

PUBLIC COMMENTS:

Darrell Nolta - Oral Re: Citizen Oversight Board of Sheriff; OC Register articles re: Sheriff and Treasurer Tax-Collector; staph infections found in hospitals; and Avian Influenza pandemic threat

COUNTY EXECUTIVE OFFICER COMMENTS:

None

BOARD COMMENTS:

Board Members - Oral Re: Thanked Supervisor Norby for his leadership in 2007 as Chair

Supervisor Norby - Oral Re: Directed staff to provide the Board with a status report on the activities, purpose and how frequently the Grading Technical Advisory Board and the Grading Board of Appeals meet as well as the use of funds set aside as stipends for these boards

Supervisor Campbell - Oral Re: AB 1234 Report: Advised Board of trip to Sacramento to discuss Foothill South, the State's Budget and other legislative matters

ADJOURNED: 11:22 A.M.

12354 **Adjourned in memory of Hung Phan**

12354 **Adjourned in memory of Le Quynh**

32154 **Adjourned in memory of Patricia Elliot**

32143 **Adjourned in memory of Betty Belden Palmer**

32154 **Adjourned in memory of Jeanette Wilson**

25134 **Adjourned in memory of Walter Bosco**

*** 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)

CHRIS NORBY, CHAIRMAN
Orange County Board of Supervisors

DARLENE J. BLOOM
Orange County Clerk of the Board