REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

Tuesday, March 11, 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: Supervisors: Bates, Campbell & Moorlach

EXCUSED: Supervisors: Nguyen & Norby

PRESENT:	COUNTY EXECUTIVE OFFICER	Thomas G. Mauk
	COUNTY COUNSEL	Benjamin P. de Mayo
	CLERK OF THE BOARD	Darlene J. Bloom

INVOCATION: Supervisor Campbell, Third District, gave the invocation

PLEDGE OF ALLEGIANCE: Supervisor Bates, Fifth District, led the assembly in the Pledge of Allegiance

I. PRESENTATIONS/INTRODUCTIONS

Supervisor Bates presented a resolution congratulating South Investigations Bureau, South Directed Enforcement Team and Gang Enforcement Team of the Orange County Sheriff-Coroner Department commending their excellence and devotion to law enforcement (Continued from 3/4/08)

Chairman Moorlach made a presentation on the Coverage Initiative Grant

II. CONSENT CALENDAR (Items 1-17)

35142 XX **APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEM 11 WHICH WAS DELETED**

BOARD APPOINTMENTS

1. **Supervisor Norby -** Senior Citizens Advisory Committee - Reappoint Yvonne Mitchell, Placentia, to complete term ending 12/31/09

2. **Supervisor Bates -** Orange County Historical Commission - Appoint Ilse M. Byrnes, San Juan Capistrano, for term concurrent with 5th District Supervisor's term of office

3. **Chair Moorlach -** Developmental Disabilities Area Board XI - Appoint Paula R. Ceja, Santa Ana; Nancy L. Kossley, Tustin; Kerrie Lloyd, San Juan Capistrano; Melissa Rodriquez, Cypress; Joseph G. Preston, Anaheim Ana Venegas, Rossmoor and reappoint Andrea Kumetz-Coleman, Westminster and Margi Garetz, Anaheim for terms ending 2/25/11 (Continued from 2/26/08, Item 4)

DEPARTMENT APPOINTMENTS

4. **Health Care Agency -** Emergency Medical Care Committee - Appoint Michael S. Ritter, MD, FAAEM, FACEP, Mission Viejo, to complete term ending 6/30/08 - All Districts

COMMENDATIONS/PROCLAMATIONS/REPORTS

5. **Chair Moorlach -** Adopt resolution proclaiming March 2008 as American Red Cross Month
RESO: 08-017

ELECTED DEPARTMENT HEADS

6. **Sheriff-Coroner -** Ratify Memorandum of Understanding FATF-08-0062 with U.S. Marshals Service regarding reimbursement of overtime costs related to participation of Sheriff's Department personnel in the Regional Fugitive Task Force, 10/1/07 - 9/30/08 ($40,000 reimbursement) - All Districts

HEALTH CARE AGENCY

7. Approve renewal of price agreement N1000008361 with Stericycle, Inc., for medical and pharmaceutical waste pick-up and disposal, 5/1/08 - 4/30/09 ($128,000); renewable for one additional one-year period per Board policy - All Districts

RESOURCES AND DEVELOPMENT MANAGEMENT DEPARTMENT

8. Adopt resolution initiating 2008 Weed Abatement Program; and set public hearing for 4/15/08, 9:30 a.m., to consider assessment to private property for removal of weeds by County contractor - All Districts
RESO: 08-018

9. Approve easement deed and agreement with Santa Ana for distribution of electricity, steam and chilled water from Congeneration Utility Facility to buildings in Civic Center; and make California Environmental Quality Act findings - District 1

10. Approve California Environmental Quality Act findings for construction of Lower Newport Harbor bulkhead replacement; and authorize Department to obtain Coastal Commission and other permit approvals and return to the Board with plans and specifications for bidding - District 2

11. Approve amendment 1 to agreement with Clearwater Sponsorships Services, LLC for pollution prevention corporate sponsorships, extending term five years; and authorize Director or designee to determine appropriate pricing using specified guidelines - All Districts (Continued

from 3/4/08, Item 9)

35142 **DELETED**
XX

SOCIAL SERVICES AGENCY

12. Approve plans and specifications and set bid opening for 4/16/08, 2:00 p.m., for installation of emergency power generator, 1505 E. Warner Avenue, Santa Ana; and make California Environmental Quality Act findings - District 1

13. Approve renewal of price agreement N2000007602 with Orangewood Children's Foundation for Annual Report on Conditions of Children in Orange County, 3/17/08 - 2/28/09 ($113,400 per Board policy) - All Districts

GENERAL ADMINISTRATION

14. **Clerk of the Board -** Approve initial Conflict of Interest Code for the Orange County Fringe Benefits Joint Powers Authority - All Districts

15. **County Counsel -** Acting as Board of Supervisors and Orange County Development Agency - Approve consent agreement with Goldfarb & Lipman for representation of Orange Housing Development Corporation for rehabilitation of Palm Court Apartments - All Districts

County Executive Office:

16. Adopt resolution approving property tax exchange with Laguna Woods for Laguna Laurel Reorganization to amend sphere of influence and annex 173 acres of unincorporated territory - District 5
RESO: 08-019

17. Approve amendment 1 to price agreement N1000008540 with Network Television Time, Inc. for Board video services and equipment, 4/1/08 - 3/31/09 ($415,000) - All Districts

END OF CONSENT CALENDAR

III. DISCUSSION ITEMS (Items 18-S35A)

ELECTED DEPARTMENT HEADS

18. **Auditor-Controller -** Approve renewal of price agreement N1000006705 with Saile Technologies, Inc., for functional and technical support for County-wide Accounting and Personnel System (CAPS), 3/15/08 - 3/14/09 ($328,000) - All Districts
35142 **APPROVED AS RECOMMENDED**
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19. **District Attorney -** Approve primary price agreement N1000009683 with Astrid Hagen for professional sign language interpreting services, 3/11/08 - 2/28/09 ($140,000); renewable for four additional one-year periods per Board policy; approve secondary price agreement N1000009684 with Global Works, Inc. dba Western Interpreting Network, 3/11/08 - 2/28/09 ($100,000); renewable for four additional one-year periods per Board policy - All Districts
53142 **APPROVED AS RECOMMENDED**
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Sheriff-Coroner:

20. Approve amendment 2 to price agreement N2000008163 with NEC Corporation of America for maintenance of Automated Fingerprint Identification System, term ending 10/31/08 ($35,000; new total $257,261); renewable for three one-year periods - All Districts
35142 **APPROVED AS RECOMMENDED**
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21. Approve proposal for AB900 funding for Musick Expansion - All Districts (Continued from 3/4/08, Item 17)
35142 **APPROVED AS RECOMMENDED, INCLUDING ADOPTION OF A**
XX **RESOLUTION IDENTIFIYING PROPOSED SITE LOCATION FOR STATE REENTRY FACILITY TO BE STAFFED BY COUNTY EMPLOYEES AND DESIGNATION OF SHERIFF STAFF AS CONSTRUCTION ADMINISTRATOR, PROJECT FINANCIAL OFFICER AND PROJECT MANAGER.**
RESO: 08-020

22. **Treasurer-Tax Collector -** Receive oral report update on Investment Pool and Structured Vehicles - All Districts
PRESENTED

HEALTH CARE AGENCY

23. Approve amendment 2 to agreement 05-45155 A02 with State Department of Public Health for Childhood Lead Poisoning Prevention program, 7/1/05 - 6/30/08 ($6,613; new total $1,861,819) - All Districts
53142 **APPROVED AS RECOMMENDED**
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24. Approve amendment 1 to agreement EPO CDC 07-30 with State Department of Public Health for Public Health Emergency Preparedness Centers for Disease Control and Prevention,

8/31/07 - 8/9/08 ($3,239,703; new total $3,991,449) - All Districts

35142 **APPROVED AS RECOMMENDED**
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25. Board Directive Response (11/14/06 and 11/21/06) - Receive and file report on Barking Dog Program - All Districts

35142 **RECEIVED AND FILED**
XX

26. Approve agreement EPO HPP 07-30 with State Department of Public Health for Hospital Preparedness Program for bioterrorism and healthcare system emergencies, 9/1/07 - 8/8/08 ($1,341,531) - All Districts

53142 **APPROVED AS RECOMMENDED**
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27. Approve agreements and amendments with various providers for the Medical Services Initiative Program and authorize Director or designee to execute individual provider amendments related to master agreements for hospital and clinic services - All Districts

35142 **APPROVED AS RECOMMENDED**
XX

28. Approve amendment 1 to agreement 06-55764A01 with State Department of Public Health for Ryan White HIV/AIDS Treatment Modernization Act Part B, for ambulatory medical care and prevention activities, 4/1/07 - 3/31/10 ($513,279; new total $2,212,800) - All Districts

53142 **APPROVED AS RECOMMENDED**
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HOUSING AND COMMUNITY SERVICES DEPARTMENT

29. Accept funds from State Employment Development for Workforce Investment Act Dislocated Worker Additional Assistance Grant for Mortgage and Finance Assistance and Re-employment Project ($1,000,000); approve agreement with Coast Community College District for training and employment services, 3/11/08 - 12/31/08 ($378,000); and authorize Director or designee to exercise contingency increase not to exceed 10% of Federal funds - All Districts

53142 **APPROVED AS RECOMMENDED**
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INTEGRATED WASTE MANAGEMENT DEPARTMENT

30. Approve Escrow Agreement for San Joaquin Marsh Phase II Lower Marsh Restoration project; approve letter to Army Corps of Engineers; authorize Director and Treasurer-Tax Collector or designees to execute documents; and authorize Auditor-Controller to make related transfers between Funds -All Districts

B.O. **CONTINUED TO 3/18/08, 9:30 A.M.**

JOHN WAYNE AIRPORT

31. Approve 3-year agreement with CH2M Hill for environmental services ($2,400,000); renewable for two additional years per Board policy ($800,000 per year); and make California Environmental Quality Act findings - District 2

B.O. **CONTINUED TO 4/1/08, 9:30 A.M.**

32. Approve agreement with Butier Engineering, Inc. for construction management services for Phase 1 of temporary Parking Lot C ($196,440); and find Final EIR 582 and Addendum 582-1 are adequate to satisfy requirements of California Environmental Quality Act findings - District 2

23145 **APPROVED AS RECOMMENDED**
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33. Receive bids and award contract to Palp, Inc. dba Excel Paving Company for construction of temporary Parking Lot C ($1,394,750); and find Final EIR 582 and Addendum 582-1 are adequate to satisfy requirements of California Environmental Quality Act findings - District 2

25134 **APPROVED AS RECOMMENDED**
X X

GENERAL ADMINISTRATION

County Executive Office:

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

35. Approve price agreement N1000009744 with EMA, Inc. for Phases 1-4 311 Service Center services, 3/11/08 - 11/30/08 ($1,330,000); and authorize CEO/IT to initiate Phase I - Business Case ($390,925) - All Districts

35142 **CONTINUED TO 4/1/08, 9:30 A.M.**
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S35A. **County Counsel -** Authorize County Counsel to execute standard Legal Advisory Services agreement with Michael Gennaco to provide legal advice relating to Sheriff peace officer personnel matters, an internal affairs audit and jail policies and procedures - All Districts

35142 **APPROVED AS RECOMMENDED**
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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: 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, THE CLERK OF THE BOARD READ: THE BOARD BY UNANIMOUS VOTE, SUPERVISORS NGUYEN AND NORBY BEING ABSENT, APPROVED A PROPOSED SETTLEMENT IN THE CASE OF HARLEY H., ETC., ET AL V. COUNTY OF ORANGE. ANY SETTLEMENT REMAINS SUBJECT TO FINAL**

APPROVAL OF OTHERS. AS SOON AS SETTLEMENT BECOMES FINAL, DETAILS WILL BE MADE IN THE OFFICE OF CEO/RISK MANAGEMENT TO ANY PERSON WHO INQUIRES.

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

PUBLIC COMMENTS:
None

COUNTY EXECUTIVE OFFICER COMMENTS:
None

BOARD COMMENTS:
None

ADJOURNED: 12:06 P.M.

52134 **Adjourned in memory of Milt Jacobson**
X X

32145 **Adjourned in memory of Phyllis Ann Spitzer**
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*** 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