REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

Tuesday, March 18, 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 Norby, Fourth District, gave the invocation

PLEDGE OF ALLEGIANCE: Supervisor Nguyen, First District, led the assembly in the Pledge of Allegiance

I. PRESENTATIONS/INTRODUCTIONS

Supervisor Campbell presented a resolution proclaiming March 2008 as American Red Cross Month

II. CONSENT CALENDAR (Items 1-19)

45132 **APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEMS 2, 4, 5 & 11 WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE**

DEPARTMENT APPOINTMENTS

1. **District Attorney -** Orange County Adult Alcohol and Drug Sober Living Facilities Certification Appeals Board - Reappoint John Martino, Santa Ana, and Michelle Avila, Orange, to complete term ending 6/30/09; appoint Jeffrey G. Corp, Santa Ana, to complete term ending 6/30/10 - All Districts

2. **Treasurer-Tax Collector -** Treasury Oversight Committee - Appoint George Jeffries, Tustin, to serve at the pleasure of the Board - All Districts

25134 **APPROVED AS RECOMMENDED**

ELECTED DEPARTMENT HEADS

3. **Sheriff-Coroner -** Authorize use of County resources for Law Enforcement Explorer Awards Banquet, Hilton Irvine/Orange County Airport Hotel, 3/27/08; approve purchase order PC 060 P0800005505 with Interstate Management Company LLC dba Hilton Irvine/Orange County Airport ($13,700); and make appropriate findings - All Districts

Treasurer-Tax Collector:

4. Approve price agreement N1000009799 with Moody's Investors Service for rating of County and School's Money Market Fund Investment Pools, 8/1/07 - 7/31/08 ($30,847); renewable for four one-year terms - All Districts

23145 **APPROVED AS RECOMMENDED**

5. Approve price agreement N1000009800 with Moody's Investors Service for credit research services for US Investment Grade Research, Asset Backed Commercial Paper, Research/Query and Banking Capital Markets, 11/1/07 - 10/31/08 ($55,819) - All Districts

23145 **APPROVED AS RECOMMENDED**

HEALTH CARE AGENCY

6. Approve amendment 1 to agreement with Straight Talk Clinic, Inc. for HIV transitional housing services, 7/1/07 - 6/30/08 ($18,995; new total $404,365) - All Districts

INTEGRATED WASTE MANAGEMENT DEPARTMENT

7. Renew price agreement N2000007603 with De Par, Inc. dba Associated Laboratories as primary and N2000007604 with Calscience Environmental Laboratories, Inc. as secondary vendor for water quality analytical services, 4/1/08 - 3/31/09 ($125,000) - All Districts

ORANGE COUNTY PUBLIC LIBRARY

8. Approve plans and specifications and set bid opening for 4/16/08, 2:00 p.m., for Phase II ADA Restroom Upgrade, Garden Grove Regional Branch Library; and make California Environmental Quality Act findings - District 1

9. Approve plans and specifications and set bid opening for 4/16/08, 2:00 p.m., for Phase II ADA Restroom Upgrade, Seal Beach Branch Library; and make California Environmental Quality Act findings - District 2

10. Approve agreement with Kishimoto Architects, Inc. for design services for Phase III ADA Restroom Upgrades, Fountain Valley, Westminster, Silverado and Irvine/University Park branch libraries and expansion and interior remodel, Irvine/University Park branch library ($187,430); and make California Environmental Quality Act findings - Districts 1, 2 & 3

RESOURCES AND DEVELOPMENT MANAGEMENT DEPARTMENT

11. Approve Commercial Day Camp License with California Junior Lifeguard Programs, Inc. for

junior lifeguard program, Sunset Beach – District 2

25134 **APPROVED AS AMENDED; MODIFIED SPECIAL CONDITIONS TO: PROGRAM BEACH LOCATION SHALL BE BETWEEN 3RD AND 4TH STREETS; PROGRAM'S EQUIPMENT CONTAINER SHALL BE ALLOWED AT THE NORTH END OF THE PARKING LOT; AND PARTICIPANTS FROM ONE OF THE THREE GROUP LEVELS, AS DETERMINED BY THE LICENSEE AND APPROVED BY THE DIRECTOR OF OC PARKS, SHALL BE ALLOWED TO ENTER AND EXIT THE BEACH AT 3RD STREET.**

12. Approve plans and specifications and set bid opening for 4/23/08, 2:00 p.m., for construction of Crosswalk Warning Light Systems, Sienna Parkway, Crawford Canyon Road and Holt Avenue; and make California Environmental Quality Act findings - Districts 3 & 5

13. Approve plans and specifications and set bid opening for 4/23/08, 2:00 p.m., for replacement of uninterruptible power supply, Orange County Data Center; and make California Environmental Quality Act findings - District 1

14. **Acting as the Orange County Flood Control District -** Approve Escrow Agreement D07-167 with SSC Construction, Inc. for construction of Los Alamitos Pump Station and Retarding Basin; and authorize Auditor-Controller to make related payments - District 2

SOCIAL SERVICES AGENCY

15. Approve Memorandum of Understanding CMM4507 with Orange County Department of Education for Educational Liaison services, 4/1/08 - 6/30/12; and authorize Director or designee to execute - All Districts

GENERAL ADMINISTRATION

16. **Clerk of the Board -** Approve proposed amendments to the County's Conflict of Interest Code Designated Filers Exhibits for the Human Resources Department - All Districts

17. **County Executive Office -** Acting as the Board of Supervisors and Orange County Flood Control District – Approve proxies on proposed merger between the Orange Park Acres Mutual Water Company and Irvine Ranch Water District (IRWD); and appoint IRWD as proxy and to vote to approve the proposed merger - District 3

18. **Human Resources Department -** Approve amendment 3 to Memorandum of Agreement for appointment of Dr. Peter Hughes, Director of Internal Audit, for employment contract and provide compensation adjustments, term ending 12/31/08 - All Districts

19. **Internal Audit -** Receive and file Internal Audit Department Monthly Status Report for February 2008 - All Districts

END OF CONSENT CALENDAR

III. DISCUSSION ITEMS (Items 20-S40A)

ELECTED DEPARTMENT HEADS

20. **Auditor-Controller -** Approve amendment 2 to price agreement N1000009062 with CGI Technologies and Solutions Inc., for E-Procurement pilot, 3/11/08 - 6/30/09 ($604,595) - All Districts

B.O. **CONTINUED TO 4/8/08, 9:30 A.M.**

21. **Sheriff-Coroner -** Ratify extension of amendment 1 through 3/31/08 and approve amendment 3 to price agreement N3000007415, 4/1/08 - 3/31/09 with MIR3, Inc. for Intelligent Notification System - All Districts

35142 **APPROVED AS RECOMMENDED**
X

22. **Treasurer-Tax Collector -** Adopt resolution authorizing sale and issuance of Tustin Unified School District General Obligation Bonds of School Facilities Improvement District #2002-1 Election of 2002, Series C ($23,000,000) and authorizing related actions - District 3

35142 **APPROVED AS RECOMMENDED**
X

RESO: 08-021

HEALTH CARE AGENCY

23. Approve amendment 1 to agreement with Orange County Child Abuse Prevention Center for In-Home Crisis Stabilization Program, 7/1/07 - 6/30/08 ($85,152; new total $697,858) - All Districts

35142 **APPROVED AS RECOMMENDED**
X

24. Approve amendment 1 to agreement 05-45212 A01 with State Department of Public Health for HIV-1 Viral Load Testing services, 7/1/05 - 6/30/08 ($210,000; new total $1,260,000) - All Districts

53142 **APPROVED AS RECOMMENDED**
X

25. Approve agreement 07-77263-000 with State Department of Mental Health for Mental Health Hospital services, 7/1/07 - 6/30/08 ($4,388,626); and authorize Director or designee to execute agreement - All Districts

35142 **APPROVED AS RECOMMENDED**
X

INTEGRATED WASTE MANAGEMENT DEPARTMENT

26. 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; adopt resolution establishing Fund 278 San Joaquin Marsh Phase II Lower Marsh Project; and authorize Auditor-Controller to make related transfers between Funds and make budget adjustments (4/5 vote) - District 3 (Continued from 3/11/08, Item 30)

35142 **APPROVED AS RECOMMENDED**

RESOURCES AND DEVELOPMENT MANAGEMENT DEPARTMENT

27. Receive bids and award contract to KLM Construction, Inc. for barrier replacement and seismic retrofit of Santiago Canyon Road Bridge SC-9 ($883,855) - District 3
35142 **APPROVED AS RECOMMENDED**

28. Presentation on the current status of County's Integrated Regional Water Management Program
PRESENTED

29. **Acting as the Orange County Flood Control District -** Select various firms for real property relocation assistance and eminent domain regulations for Prado Dam and Santa Ana River Mainstem projects ($200,000); authorize negotiation of agreements for Board approval; and make California Environmental Quality Act findings - All Districts
35142 **APPROVED AS RECOMMENDED**
N

Acting as the Board of Supervisors and Orange County Flood Control District:

30. Approve agreement D08-003 with Digital Mapping, Inc. for on-call aerial surveying and digital topographic mapping services, three-year term ($600,000); and make California Environmental Quality Act findings - All Districts
31452 **APPROVED AS RECOMMENDED**

31. Approve agreement D08-005 with Rick Engineering Company for on-call aerial surveying and digital topographic mapping services three-year term ($600,000); and make California Environmental Quality Act findings - All Districts
31452 **APPROVED AS RECOMMENDED**

32. Approve agreement D08-004 with Towill, Inc. for on-call aerial services surveying and digital topographic mapping, three-year term ($600,000); and make California Environmental Quality Act findings - All Districts
31452 **APPROVED AS RECOMMENDED**

SOCIAL SERVICES AGENCY

33. Approve price agreement N1000009560 with Intelegy Corporation for consulting services for Service Center for Medi-Cal and Food Stamps programs, 4/1/08 - 3/31/11 ($896,955) - All Districts
31452 **APPROVED AS RECOMMENDED**
X

PUBLIC PROTECTION

Probation:

34. Approve agreement with Constitutional Rights Foundation of Orange County for Juvenile Peer Court services, 4/1/08 - 3/31/09 ($103,798); renewable for two additional one-year period per Board policy; and make California Environmental Quality Act findings - All Districts
13452 **APPROVED AS RECOMMENDED**

X

35. Adopt resolution ratifying submission of grant application and authorize acceptance of grant funds from Corrections Standards Authority for Youthful Offender Block Grant for the County's Juvenile Justice Development Plan, Fiscal Year 2007-08 ($1,539,093); approve Juvenile Justice Development Plan; authorize Chief Probation Officer or designee to execute subsequent amendments under certain conditions; and make California Environmental Quality Act findings - All Districts

35142 **APPROVED AS RECOMMENDED**
RESO: 08-022

GENERAL ADMINISTRATION

County Executive Office:

36. Approve revised organization of County of Orange; and adopt resolution establishing name changes for Integrated Waste Management Department to OC Landfills; Dana Point Harbor Department to OC Dana Point Harbor; Harbors, Beaches and Parks to OC Parks and establish the creation of OC Community Resources and OC Public Works departments and related assignment of duties; and approve application of OC Brand for other organizational units within County departments/agencies - All Districts

34152 **APPROVED RECOMMENDED ACTIONS 2 & 3 EXCEPT NAME CHANGES MADE BY SEPARATE VOTE**
RESO: 08-023

34152 **APPROVED ORGANIZATION NAME CHANGE TO "OC WASTE & RECYCLING"**

34152 **APPROVED ORGANIZATION NAME CHANGE TO "OC FACILITIES"**

43152
N **APPROVED MAINTAINING ORGANIZATIONAL NAME CHANGE OF "OC PARKS"**

45132
NNN **MOTION TO APPROVE ORGANIZATION NAME CHANGE TO "OC LIBRARIES" FAILED TO CARRY**

34152
N **APPROVED ORGANIZATION NAME CHANGE TO "OC PUBLIC LIBRARIES"**

45132 **APPROVED ORGANIZATION NAME CHANGE TO "OC ANIMAL CARE"**

35142 **APPROVED RECOMMENDED ACTION 1 REORGANIZATION; DIRECTED STAFF TO PROVIDE BOARD WITH AN UPDATE ON THE EFFECTIVENESS AND COST SAVINGS IN 6-MONTHS AND EVERY QUARTER THEREAFTER UNTIL THE FY 09-10 BUDGET HEARINGS**

37. Adopt resolution regarding Supplemental Targeted Adjustment for Retirees Cost of Living Adjustment for benefit year, 4/1/08 - 3/31/09; and receive and file report on STAR COLA projections - All Districts

31452 **APPROVED AS RECOMMENDED**
RESO: 08-024

38. Approve proposed responses to pending recommendations for FY 2006-07 Grand Jury Reports - All Districts
35142 **APPROVED AS RECOMMENDED**
N

39. Approve recommended grant applications submitted by Sheriff-Coroner in 3/18/08 Grants report - All Districts
13452 **APPROVED AS RECOMMENDED**

40. Approve recommended positions on introduced or amended legislation and consider other legislative subject matters - All Districts
41352 **APPROVED AS RECOMMENDED**

JOHN WAYNE AIRPORT

S40A. Authorize the Director or his designee to extend bid opening from 3/19/08, 2:00 p.m. to 4/2/08, 2:00 p.m. for deconstruction of B1 Parking Structure; adopted list of pre-qualified general contractors list was adopted on 2/5/08; and find Final EIR 582 and addendum 582-1, as revised by Final Supplemental EIR 582, are adequate to satisfy requirements of California Environmental Quality Act - District 2
23145 **APPROVED AS RECOMMENDED**
X X

IV. PUBLIC HEARINGS (Items 41-42)

HOUSING AND COMMUNITY SERVICES DEPARTMENT

41. **Acting as the Board of Supervisors and Orange County Housing Authority -** Public Hearing to consider approving Annual Public Housing Agency Plan, FY 2008-09; and authorize Executive Director or designee to execute related documents and to submit Plan to U.S. Department of Housing and Urban Development - All Districts
B.O. **CLOSED PUBLIC HEARING**

35142 **APPROVED AS RECOMMENDED**
X

GENERAL ADMINISTRATION

42. **County Executive Office -** Public Hearing to consider proposed issuance of tax-exempt bonds by California Municipal Finance Authority for acquisition, construction, rehabilitation and improvement of historic cottages and related facilities at Crystal Cove, Newport Coast ($7,000,000); adopt resolution approving membership to California Municipal Finance Authority and execution of Joint Exercise of Powers agreement - All Districts
B.O. **CLOSED PUBLIC HEARING**

53142 **APPROVED AS RECOMMENDED**
X

RESO: 08-025

V. CLOSED SESSION (Items CS-1-SCS2)

GENERAL ADMINISTRATION

CS-1. **County Executive Office -** CONFERENCE WITH REAL PROPERTY NEGOTIATOR - Pursuant to Government Code Section 54956.8:Property: Orange County Flood Control District property: Greenspot Property, Highland CACounty Negotiator: Thomas G. MaukNegotiating Party: City of Highland, CaliforniaUnder Negotiation: Terms of Property Entitlement and Future Sale

B.O. **DELETED**

SCS2. **County Counsel -** CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION - Pursuant to Government Code Section 54956.9(b): Number of Cases: One Case

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

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

PUBLIC COMMENTS:

Charles Griffen - Oral Re: Certification of EIR 582 and AQMD Ladera Ranch Meeting regarding OC air quality issues

Gary Boatwright Oral Re: Approval of Intelligent Notification System and law enforcement issues and cold weather shelters

Darrell Nolta Oral Re: Concerns about County and State economic conditions and potential for mass homelessness; and Jail issues

COUNTY EXECUTIVE OFFICER COMMENTS:

None

BOARD COMMENTS:

Chairman Moorlach - Oral Re: Discussed the early date of Easter this year as a first in 95-years.

ADJOURNED: 12:58 P.M.

32145 **Adjourned in memory of Ambassador Ronald E. Arnall**
X

25134 **Adjourned in memory of Dorothy Seehuus**
X

*** 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