



REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

Tuesday, February 3, 2009, 9:30 A.M.

BOARD HEARING ROOM, FIRST FLOOR
333 W. Santa Ana Blvd., 10 Civic Center Plaza
Santa Ana, California

PATRICIA BATES
CHAIR
Fifth District

JANET NGUYEN
VICE CHAIR
First District

**JOHM M. W.
MOORLACH**
SUPERVISOR
Second District

BILL CAMPBELL
SUPERVISOR
Third District

CHRIS NORBY
SUPERVISOR
Fourth District

ATTENDANCE: Supervisors Nguyen, Moorlach, Norby & Bates

EXCUSED: Supervisor Campbell

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

INVOCATION: Supervisor Moorlach, Second District, gave the invocation

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

I. PRESENTATIONS/INTRODUCTIONS

II. CONSENT CALENDAR (Items 1-10)

12345 **APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEM 10**
X **WHICH WAS CONTINUED TO 3/10/09, 9:30A.M.; ITEM 8 WHICH**
RECEIVED AN ABSTENTION VOTE FROM CHAIR BATES; AND ITEMS 5,
7, & 9 WHICH WERE PULLED FOR DISCUSSION & SEPARATE VOTE

ELECTED DEPARTMENT HEADS

Auditor-Controller:

1. [Receive and file Fund Agency-Semi-Annual Report for July 1 - December 31, 2008 - All Districts](#)

2. [Approve schedule of County Capital Assets Physical Inventory Dates for calendar years 2009 and 2010 - All Districts](#)
3. [Approve deletion of dismantled, missing, obsolete, stolen and surplused equipment items from department/agency capital asset inventories - All Districts](#)

HEALTH CARE AGENCY

4. [Approve agreement with The Regents of the University of California for Primary Medical Care services, 3/1/09 - 2/28/11 \(\\$196,800\) - All Districts](#)
5. [Approve agreement 20081780 with The California Endowment for healthy eating and physical activity promotion services in Santa Ana, 3/1/09 - 6/30/10 \(\\$174,426\) - District 1](#)

14235 **APPROVED AS RECOMMENDED**

X

OC COMMUNITY RESOURCES

6. [Approve amendment 1 to agreements 301 with Orange County Human Relations Council \(\\$31,339; new total \\$240,264\), 302 with Community Services Program, Inc. \(\\$30,478; new total \\$233,662\) and 305 with Orange County Society of St. Vincent de Paul \(\\$29,597; new total \\$226,912\) for dispute resolution program services, 7/1/08 - 6/30/09; authorize Director or designee to execute amendments and authorize Agency to exercise contingency increase not to exceed 10% if additional funding is allocated - All Districts](#)

OC PUBLIC WORKS

7. [Approve standard agreement 08-0440 with State Department of Food and Agriculture for reimbursement of costs related to inspection of high-risk plant shipments, 7/1/08 - 6/30/09 \(\\$307,396\); and authorize Agricultural Commissioner to execute agreement - All Districts](#)

24135 **APPROVED AS RECOMMENDED**

X

8. **Acting as the Board of Supervisors and Orange County Flood Control District -** [Approve agreement D08-101 with RBF Consulting for on-call environmental documentation and permitting services, three-year term \(\\$400,000\); and make California Environmental Quality Act findings - All Districts](#)

12345 **APPROVED AS RECOMMENDED**

X A

SOCIAL SERVICES AGENCY

9. [Approve Memorandum of Understanding CLC5308 with Canyon Acres Children and Family Services for Creating Family Connections services, 2/6/09 - 2/5/10; and authorize Director or designee to execute Memorandum of Understanding - All Districts](#)

24135 **APPROVED AS RECOMMENDED**

X

GENERAL ADMINISTRATION

10. **Clerk of the Board** - [Receive and file Status Report; approve elimination or merger of](#)
various Boards, Commissions and Committees (BCCs); direct staff to amend BCC
bylaws where needed; and direct Clerk of the Board to prepare a consolidated
Administrative Manual covering the creation, implementation, statutes and policies
governing BCCs and implement other related resources - All Districts

12345 **CONTINUED TO 3/10/09, 9:30A.M.**

X

END OF CONSENT CALENDAR

III. DISCUSSION ITEMS (Items 11-16)

OC COMMUNITY RESOURCES

11. [Approve one-time use of Tobacco Settlement Revenue for Senior Non-Emergency Medical Transportation](#), FY 2008-09 (\$252,127; new total \$2,138,944); approve amendment 1 to agreements with St. Anselm's Cross-Cultural Community Center, Inc., St. Jude Hospital, Inc. and South County Senior Services, Inc. for Senior Non-Emergency Medical Transportation Program and authorize Director or designee to execute agreements; authorize Director or designee to submit grant application to Orange County Transportation Authority under New Freedom Program funding, FY 2009-10 (\$1,000,000), sign all related documents and release Request for Proposals and return to the Board for approval - All Districts
- 24135 **APPROVED AS RECOMMENDED WITH THE UNDERSTANDING THAT**
X **THE PROGRAM WORDING BE CLARIFIED TO STATE THAT**
ELIGIBILITY IS 60 YEARS OF AGE PLUS ONE OR MORE OF THE STATED
MEDICAL CONDITIONS

OC WASTE & RECYCLING

12. [Select Simplus Management Corporation Team as primary and Bryan A. Stirrat & Associates Team as alternate firms for Construction Management Quality Control/Quality Assurance Services, Central Region Landfills](#); and authorize negotiation of agreement for Board approval - District 3

51234 **APPROVED AS RECOMMENDED**
X

SOCIAL SERVICES AGENCY

13. [Approve price agreement N5000007320 with BIT California LLC dba Document Fulfillment Services for CalWIN correspondence printing and mailing services](#), 3/1/09 - 2/28/10 (\$810,285) - All Districts

24135 **APPROVED AS RECOMMENDED**
X

GENERAL ADMINISTRATION

14. **County Counsel** - [Consider first reading of "An Ordinance Amending Sections 1-6-5 and 1-6-6 of the Codified Ordinances of the County of Orange Adjusting the Limitations on Campaign Contributions"](#); and set second reading and adoption for 2/10/09, 9:30 a.m. - All Districts

24135 **APPROVED AS RECOMMENDED**
X

15. **County Executive Office** - [Approve recommended positions on introduced or amended](#) legislation and consider other legislative subject matters - All Districts

14235 **APPROVE AS AMENDED TO MODIFY RECOMMENDATION 1 TO STATE**
X **THAT ANY ACTION TAKEN TO ELIMINATE THE DEPARTMENT OF**
BOATING AND WATERWAYS SHOULD PRESERVE THE INTEGRITY OF
THE EXISTING REVENUE STREAM TO SUPPORT LOCAL PROJECTS

16. **Human Resources Department - [Reaffirm the continuance of Resolution 05-225 for military supplement pay and benefits until National Emergency ends, unless terminated earlier by the Board of Supervisors](#) - All Districts**

21345 **APPROVED AS RECOMMENDED**

X

IV. PUBLIC HEARINGS (None)

V. CLOSED SESSION (None)

GENERAL ADMINISTRATION

- . **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:

George Garcia - Oral Re: County layoff concerns

Darrell Nolte - Oral Re: Local and US economy, County layoffs and Federal Stimulus Package

COUNTY EXECUTIVE OFFICER COMMENTS:

None

BOARD COMMENTS AND TRAVEL REPORTS:

Supervisors Norby, Nguyen & Bates - Oral Re: Chair's letter to the Sheriff and Sheriff's response regarding the confidential release of security tapes to Board Members; the inappropriate texting of messages during a Board Meeting and HOA security services.

ADJOURNED: 11:45 A.M.

15234 **Adjourned in memory of Don Walter Smith**

X

51234 **Adjourned in memory of Bette L. South**

X

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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