REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

Tuesday, April 1, 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	Susan Novak, Chief Deputy

INVOCATION: Supervisor Bates, Fifth District, gave the invocation

PLEDGE OF ALLEGIANCE: Supervisor Campbell, Third District, led the assembly in the Pledge of Allegiance

I. PRESENTATIONS/INTRODUCTIONS

Supervisor Bates presented a resolution commending Orange County Sheriff's Department / Mission Viejo Police Services for providing outstanding law enforcement

Chairman Moorlach and the Sheriff-Coroner made a presentation on the Canadian Dreamlift program, including the recent trip to Canada and the planned activities coming up later in the year

Chairman Moorlach presented a resolution commending Stephen Gonzales, in the Assessors Office on his retirement

II. CONSENT CALENDAR (Items 1-21)

53142 **APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEM 7 WHICH WAS CONTINUED TO 5/6/08, 9:30 A.M.; AND ITEMS 19 & 21 WHICH WERE CONTINUED TO 4/15/08, 9:30 A.M.**

BOARD APPOINTMENTS

1. **Supervisor Norby -** Orange County Human Relations Commission - Appoint Samuel "Skip" Post, Fullerton, for term ending 3/31/10

Chair Moorlach:

2. Orange County Historical Commission - Appoint Edgar C. Baume, Costa Mesa, for term concurrent with 2nd District Supervisor's term of office

3. Orange County Tourism Council - Appoint Bonnie Brittain Hall, Santa Ana, for term concurrent with 2nd District Supervisor's term of office

4. In-Home Supportive Services Advisory Committee - Appoint Clifford Roth, Placentia, to complete term ending 12/31/08

5. In-Home Supportive Services Advisory Committee - Appoint Yvonne Almore, Newport Beach, for term ending 3/31/12

HEALTH CARE AGENCY

6. Approve certification of The Center for the Treatment of Addiction, Inc. to provide services pursuant to Section 1000 of California Penal Code, 4/1/08 - 6/30/09 - All Districts

HOUSING AND COMMUNITY SERVICES DEPARTMENT

7. Approve agreement with Mercy House Transitional Living Centers, Inc. for Cold Weather Armory Emergency Shelter Program, FY 2008-09 ($485,000); and authorize Director or designee to execute agreement and sign License to Use State Military Facility agreement with California National Guard for Santa Ana and Fullerton Armory facilities ($134,100) - All Districts

53142 **CONTINUED TO 5/6/08, 9:30 A.M.**

8. Approve Orange County Workforce Investment Board amended Bylaws - All Districts

RESOURCES AND DEVELOPMENT MANAGEMENT DEPARTMENT

9. Approve agreements D07-020 with URS Corporation and D07-021 with Moffatt & Nichol for on-call road project services, three-year term ($200,000 each); and make California Environmental Quality Act findings - All Districts

10. Approve price agreement N1000009688 with Marina Landscape, Inc. for landscape maintenance services, Yorba Regional Park, 5/1/08 - 4/30/09 ($141,775); renewable for two additional years per Board policy; and make California Environmental Quality Act findings - District 3

11. Select Grillias, Pirc, Rosier, Alves Company as primary and KAL Architects, Inc. as alternate firms for design of replacement buildings, Irvine Regional Park; authorize negotiation of agreement for Board approval; and make California Environmental Quality Act findings - District 3

12. Approve price agreement N1000009711 with Good Steward Software, LLC for utility billing management system and maintenance, 4/1/08 - 3/31/13 ($431,920); and make California Environmental Quality Act findings - All Districts

13. Select Widom, Wein, Cohen, O'Leary, Terasawa as primary and Alexander & Hibbs AIA, Inc. as alternate firms for design services, HCA 17th Street Complex; authorize negotiation of agreement for Board approval; and make California Environmental Quality Act findings - District 1

14. Approve agreement with State 32nd District Agricultural Association for warehouse space for Health Care Agency's Bio-terrorism Unit, Orange County Fair and Exposition Center, 2/1/08 - 12/31/08; authorize Department to execute future annual renewals under certain conditions; and make California Environmental Quality Act findings - District 2

15. Approve amendment 2 to amended and restated lease agreement with Sunset Aquatic Park, Ltd. for redevelopment of Sunset Harbour Marina - District 2

16. Approve amendment 1 to agreement with Clearwater Sponsorships Services, LLC for signs to raise water quality awareness corporate sponsorships, extending term five years; and authorize Director or designee to determine appropriate pricing - All Districts

PUBLIC PROTECTION

17. **Probation -** Approve amendment 2 to price agreement N1000009024 with Gregory Bodenhamer for professional training services for Parent Empowerment Program, 4/1/08 - 6/30/08 ($30,000; new total $100,000); and make California Environmental Quality Act findings - All Districts

GENERAL ADMINISTRATION

18. **County Counsel -** Acting as Board of Supervisors and Orange County Flood Control District - Authorize County Executive Officer or designee to file claims with Microsoft California government entities settlement administrator ($951,702.16 claim) - All Districts

County Executive Office:

19. Receive and file charitable organization actual income/expenses for 2007 and planned activities for 2008 - All Districts

53142 **CONTINUED TO 4/15/08, 9:30 A.M.**

20. Approve allocation and expenditure of First District Fund 130 funds for various projects; authorize Clerk of the Board to execute agreements; and make related findings - District 1

21. Appoint Helen Fried as County Librarian, effective 4/11/08 - All Districts

53142 **CONTINUED TO 4/15/08, 9:30 A.M.**

END OF CONSENT CALENDAR

III. DISCUSSION ITEMS (Items 22-39)

ELECTED DEPARTMENT HEADS

Assessor Department:

22. Approve amended price agreement N1000008637 with ARK Technologies for technical services and systems and application support for the Assessment Tax System, 7/1/08 - 6/30/09 ($331,733) - All Districts
B.O. **CONTINUED TO 4/15/08, 9:30 A.M.**

23. Approve amended price agreement N1000008638 with Napoleon Dogaru dba Modern eConcepts for technical services and systems and application support of the Assessment Tax System, 7/1/08 - 6/30/09 ($162,621) - All Districts
B.O. **CONTINUED TO 4/15/08, 9:30 A.M.**

24. **Treasurer-Tax Collector** - Approve 2008 Investment Policy Statement as amended - All Districts (Continued from 12/11/07, Item 15 and RA # 1 from 12/18/07, Item 36)
B.O. **CONTINUED TO 5/20/08, 9:30 A.M.**

HEALTH CARE AGENCY

25. Approve master agreements for Medi-Cal Administrative Activities and Targeted Case Management, 7/1/08 - 6/30/09; and authorize Director or designee to execute individual agreements - All Districts
31452 N **APPROVED AS RECOMMENDED**

INTEGRATED WASTE MANAGEMENT DEPARTMENT

26. Board Directive Response (10/2/07) - Receive and file AB 939 Surcharge Implementation Quarterly Report - All Districts
53142 X **APPROVED AS RECOMMENDED**

JOHN WAYNE AIRPORT

27. Select Paradies-John Wayne, LLC and approve 5-year agreement for operation of news and gift concession; and make California Environmental Quality Act findings - District 2 (4/5 vote)
23145 **APPROVED AS RECOMMENDED**

28. 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 (Continued from 3/11/08, Item 31)
23145 **APPROVED AS RECOMMENDED**

ORANGE COUNTY PUBLIC LIBRARY

29. Approve agreement with Dana Point for operation of library on Sundays, effective 4/6/08 - District 5
53142 **APPROVED AS RECOMMENDED**

RESOURCES AND DEVELOPMENT MANAGEMENT DEPARTMENT

30. Approve agreement D08-001 with RBF Consulting for final design and construction support services for Alton Parkway Extension project, two-year term ($2,169,000); authorize Director to extend terms and conditions two additional one year periods without cost increases; and make California Environmental Quality Act findings - Districts 3 and 5 (Continued from 3/4/08, Item 23)

31452 X **APPROVED AS RECOMMENDED**

SOCIAL SERVICES AGENCY

31. Select Attentive Home Care and Oxford Services to provide Multipurpose Senior Services Program In-Home services, 7/1/08 - 6/30/09; and authorize negotiation of agreement for Board approval - All Districts

31452 X **APPROVED AS RECOMMENDED**

32. Select various providers for primary child abuse prevention and intervention services, 7/1/08 - 6/30/09; and authorize negotiation of agreements for Board approval - All Districts

31452 **APPROVED AS RECOMMENDED**

GENERAL ADMINISTRATION

County Executive Office:

33. Approve proposed response to FY 2007-08 Grand Jury Report "Grand Jury Casts Vote of Confidence in OC Election Process" - All Districts

53142 **APPROVED AS RECOMMENDED**

34. 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 (Continued from 3/11/08, Item 35)

35142 **APPROVED AS RECOMMENDED**

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

43152 **APPROVED AS RECOMMENDED; DIRECTED CEO TO WORK WITH SUPERVISOR BATES ON RECONSIDERATION OF NACO MEMBERSHIP AND CSAC'S EXPENDITURE OF FUNDS FOR POLITICAL ACTIVITIES**

36. Board Directive Response (1/29/08) - Receive and file Final Report on risk analysis of Orange County Treasurer's Investment Pools

B.O. **CONTINUED TO 5/20/08, 9:30 A.M.**

37. Approve Police Community Reconciliation Program to assist the public in understanding the Sheriff Department's complaint resolution process; direct Human Resources Department to take necessary actions to implement program; direct County Executive Office to Implement the Customer Care Tracking System And report to the Board as part of the Quarterly Budget Reports; and direct Human Relations

Commission to provide updates on program implementation and accomplishments on a quarterly basis - All Districts

51342 **CONTINUED TO 5/6/08, 9:30 A.M.; AND DIRECTED CEO TO SPLIT POLICE COMMUNITY RECONCILIATION PROGRAM AND CUSTOMER CARE TRACKING SYSTEM INTO SEPARATE AGENDA ITEMS**

Human Resources Department:

38. Authorize Purchasing Agent or designee to negotiate price agreement with CGI-AMS, Inc. for Fit Analysis for upgrading CAPS Human Resources/Payroll Advantage 2.x system to Advantage 3.x; and return to the Board for final approval - All Districts

31452 **APPROVED AS RECOMMENDED**

39. Acting as the In-Home Supportive Services Public Authority - Approve 2007-10 IHSS Provider Unit Memorandum of Understanding with United Domestic Workers of America - All Districts

31452 **APPROVED AS RECOMMENDED**

IV. PUBLIC HEARINGS (None)

V. CLOSED SESSION (Item CS-1)

GENERAL ADMINISTRATION

CS-1. **County Counsel** - CONFERENCE WITH LEGAL COUNSEL - INITIATION OF LITIGATION - Pursuant to Government Code Section 54956.9(c):
Number of Cases: One Case

B.O. **HELD, THE CLERK READ: THE BOARD BY A UNANIMOUS VOTE, AUTHORIZED THE ORRICK LAW FIRM TO REPRESENT THE COUNTY IN THE WHISTLEJACKET MATTER.**

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

PUBLIC COMMENTS:
Darrell A. Nolta - Oral Re: OC Fire Authority Santiago Fire After Action Report

COUNTY EXECUTIVE OFFICER COMMENTS:
None

BOARD COMMENTS:
Chairman Moorlach - Directed the Office of the Performance Auditor to conduct a review of the OC Public Libraries' budgeting process, assess the budget analyst's strengths and weaknesses, review the long-term strategic financial plan and review the capacity for capital improvements for the City of Irvine and other cities utilizing the existing formula structure for funding distribution. Report to be made to the Board within 2 weeks such that it is available for the 04/15/08 Board meeting.

Supervisor Campbell - Oral Re: OC Fire Authority Santiago Fire After Action Report and award of grants to Fire Authority and US Forest Service

Supervisor Nguyen - Oral Re: AB1234 Reports: On 02/27/08 traveled to Sacramento to meet with State Director of Gang & Youth Violence re: 13th Annual Condition of Children Report and gang related

issues; On 03/10/08 to 03/14/08 traveled to Washington, D.C. on OC Transportation Authority business, briefed Congressional Members on JWA Improvement Plan and testified before the US Senate Foreign Relations Commission re: HR 3096 - Vietnam Human Rights Act

ADJOURNED: 12:30 P.M.

52134 **Adjourned in memory of Maurie Beaumon**

12345 **Adjourned in memory of Carl Wicks**

12345 **Adjourned in memory of Elizabeth Hurley**

32145 **Adjourned in memory of David Edgar**

12345 **Adjourned in memory of Phillip Harrell**

*** 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