REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

Tuesday, October 2, 2007, 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 Bates, Fifth District, led the assembly in the Pledge of Allegiance

I. PRESENTATIONS/INTRODUCTIONS

None

II. CONSENT CALENDAR (Items 1-18)

32154 **APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEMS 2, 8, 10, 11, 13, 14, & 18 WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE**

BOARD APPOINTMENTS

1. **Supervisor Campbell -** Assessment Appeals Board No. 2 - Appoint Sarah L. Catz, Irvine, for term ending 9/5/10

2. **Chairman Norby -** Emergency Medical Care Committee - Reappoint Harvinder Sahota, M.D., Bellflower, for term ending 6/30/09

42135 **APPROVED AS RECOMMENDED**

Supervisor Nguyen:

3. Orange County Historical Commission - Appoint Rebecca Weimer, Garden Grove, for term concurrent with 1st District Supervisor's term of office

4. Regional Recreational Trails Advisory Committee - Appoint Gerald London, Westminster, for term concurrent with 1st District Supervisor's term of office

5. Emergency Medical Care Committee - Appoint Huan Vu Nguyen, M.D., Westminster, to complete term ending 6/30/09

COMMENDATIONS/PROCLAMATIONS/REPORTS

6. **Supervisor Moorlach -** Adopt resolution congratulating Thomas House Temporary Shelter on its 20th Anniversary
RESO: 07-173

ELECTED DEPARTMENT HEADS

7. **Auditor-Controller -** Approve price agreement N1000009186 with Linebarger Goggan Blair & Sampson, LLP for debt recovery services, effective 10/2/07 - All Districts

Sheriff-Coroner:

8. Approve agreement of cooperation with State Department of Corrections and Rehabilitation for secure re-entry facility - All Districts
23154 **APPROVED AS RECOMMENDED**

9. Approve standard agreement 70112445 with State of California to present P.O.S.T. Supervisory Course, 7/1/07 - 6/30/08 and accept reimbursement for training costs ($32,580); and authorize Sheriff-Coroner or designee to execute agreement and Form CCC-307, contractor certification clauses - All Districts

INTEGRATED WASTE MANAGEMENT DEPARTMENT

10. Receive and file AB 939 Surcharge Implementation Quarterly Report - All Districts (Board Directive 4/18/06)
34125 **RECEIVED AND FILED STATUS REPORT; DIRECTED STAFF TO ELIMINATE REPORTING ON COMPLETED ITEMS AND ADDED ADDITIONAL REPORTING DIRECTIVES AS SUBMITTED BY SUPERVISOR CAMPBELL**

JOHN WAYNE AIRPORT

11. Authorize Director or designee to commit funds for October 2007 Western Airports Disaster Operations Group (WESTDOG) conference ($10,000) - District 2
25134 **APPROVED AS RECOMMENDED**

RESOURCES AND DEVELOPMENT MANAGEMENT DEPARTMENT

12. Approve plans and specifications and set bid opening for 11/14/07, 2:00 p.m., for Phase III replacement of air conditioning units, Juvenile Hall; and make California Environmental Quality Act findings - District 3

13. Approve plans and specifications and set bid opening for 11/14/07, 2:00 p.m., for restroom replacement, O'Neill Regional Park; and make California Environmental Quality Act findings - District 3

23154 **APPROVED AS RECOMMENDED**

14. Approve plans and specifications and set bid opening for 11/7/07, 2:00 p.m., for restroom replacement, Irvine Regional Park; and make California Environmental Quality Act findings - District 3

23154 **APPROVED AS RECOMMENDED**

15. Accept work of Horizons CCI Services, Inc. for ADA Compliance, North Justice Center; project completed 5/30/07 ($490,443.32) - District 4

16. Approve plans and specifications and set bid opening for 11/14/07, 2:00 p.m., for replacement of existing control system, Old County Courthouse; and make California Environmental Quality Act findings - District 1

17. Approve plans and specifications and set bid opening for 11/7/07, 2:00 p.m., for maintenance dredging of Newport Dunes Marina; and make California Environmental Quality Act findings - District 2

PUBLIC PROTECTION

18. **Probation -** Receive and file FY 2006-07 Juvenile Justice Crime Prevention Act progress report - All Districts

32154 **APPROVED AS RECOMMENDED**

END OF CONSENT CALENDAR

III. DISCUSSION ITEMS (Items 19-S27A)

ELECTED DEPARTMENT HEADS

Sheriff-Coroner:

19. Select DMJM H&N as primary and Joint Venture - MVE and Partners / Rosser International Inc. as alternate firms for preparation of Musick Master Plan; authorize negotiation of agreement for Board approval; and make California Environmental Quality Act findings - District 3
35124 **APPROVED AS RECOMMENDED**

20. Accept grant award from U.S. Department of Justice for Forensic DNA Backlog Reduction Program, FY 2007 ($397,427); and authorize Sheriff-Coroner to execute cooperative agreement - All Districts
34125 **APPROVED AS RECOMMENDED**

HEALTH CARE AGENCY

21. Approve amended agreement with Dong Il Lee, M.D., Inc. for Mental Health Outpatient Psychiatric services, 7/1/07 - 6/30/08 ($96,111; new total $1,118,802) and 7/1/08 - 6/30/09 ($148,989; new total $1,192,134) - All Districts
31254 **APPROVED AS RECOMMENDED**

RESOURCES AND DEVELOPMENT MANAGEMENT DEPARTMENT

22. Approve Harbors, Beaches and Parks Strategic Plan; Orange County Parks ("OC Parks") as new name for Harbors, Beaches and Parks (HBP) and Evaluation Report of HBP Facilities Inventory Assessment - All Districts (Continued from 9/11/07, Item 45)
43125 **APPROVED AS RECOMMENDED**

23. Receive bids and award contract to Pivot Group, Inc. for demolition of building and construction of parking lot, Animal Care Facility ($509,800); and make California Environmental Quality Act findings - District 3
35124 **APPROVED AS RECOMMENDED**

24. **Acting as the Board of Supervisors and Orange County Development Agency -** Adopt resolutions pursuant to Health and Safety Code Section 33445; receive bids and award contract to Griffith Company for widening of Irvine Avenue from Mesa Drive to Bristol Street ($6,457,959.35); and make related findings - District 2
25134 **APPROVED AS RECOMMENDED**
RESO: 07-174 - 07-175

GENERAL ADMINISTRATION

25. **County Executive Office -** Approve recommended positions on introduced or amended legislation and consider other legislative subject matters - All Districts
DISCUSSED

Human Resources Department:

26. Adopt Employee Rate Tables and Group Service Policies with CIGNA and Kaiser Health Plans for 2008 for employees represented by American Federation of State, County and Municipal Employee (AFSCME) organization and Orange County Attorneys Association - All Districts

24135 **APPROVED AS RECOMMENDED**

27. Adopt Employee Rate Tables and Group Service Policies with CIGNA and Kaiser Health Plans for 2008 for employees represented by Service Employees in Operation and Service Maintenance Unit; and authorize Director or designee to sign Group Service Policies with CIGNA and Kaiser for 2008 after approval by State Department of Managed Care; and report back to the Board with any changes to policies - All Districts

23154 **APPROVED AS RECOMMENDED**

BOARD APPOINTMENTS

S27A. **Chairman Norby** - Orange County Juvenile Justice Coordination Council - Appoint Supervisor Nguyen as the County's Representative

43125 **APPROVED AS RECOMMENDED**

IV. PUBLIC HEARINGS (Item 28)

RESOURCES AND DEVELOPMENT MANAGEMENT DEPARTMENT

28. Public Hearing to consider adopting resolution certifying Supplemental Environmental Impact Report 587 for Silverado Canyon Ranch project - District 3

B.O. **CLOSED PUBLIC HEARING**

31254 **APPROVED AS RECOMMENDED**
RESO: 07-176

V. CLOSED SESSION (Items CS-1-SCS4)

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, NO REPORTABLE ACTION**

Human Resources Department:

CS-2. PUBLIC EMPLOYEE PERFORMANCE EVALUATION - Pursuant to Government Code Section 54957:
Title: County Executive Officer

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

SCS3. CONFERENCE WITH LABOR NEGOTIATOR - Pursuant to Government Code Section 54957.6:
Agency Negotiator: Thomas G. Mauk
Employee Organizations: The Association of Orange County Deputy Sheriffs

(AOCDS), and Orange County Attorneys Association (OCAA)
RE: Terms and Conditions of Employment

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

SCS4. **County Counsel -** CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(a).
Name of Case: Association of Orange County Deputy Sheriffs, etc., v. Board of Supervisors, etc., et al., OCSC No. 07CC01296

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

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

PUBLIC COMMENTS:

Rusty Rustin - Oral Re: Support for Veterans Health Care Funding

George Garcia - Oral Re: Parking validation; Native American issues; and grant writing workshops

Darrell Nolta - Oral Re: New property tax bill; opposition to 241 toll road expansion; Southern CA hospital problems; holocaust in SE Asia

Sherry Meddick - Oral Re: Concerns about possible out sourcing of land use planning in the Silverado Canyon Area.

COUNTY EXECUTIVE OFFICER COMMENTS:

CEO to report back on comments made by Sherry Meddick during public comments

BOARD COMMENTS:

Supervisor Nguyen - Oral Re: Announced the Grand Opening of the new County Community Service Center in First District yesterday.

ADJOURNED: 3:50 P.M.

24135 **Adjourned in memory of Dr. Douglas Harrington**

53124 **Adjourned in memory of Andrew "Andy" Westerfield**

54123 **Adjourned in memory of Megan Nicole Myers**

14235 **Adjourned in memory of Robert "Bob" Glades Shreeves**

14235 **Adjourned in memory of Elizabeth O'Day Loftus**

34125 **Adjourned in memory of Ralph Provost**

42135 **Adjourned in celebration of the recent 420 marriages performed by the Clerk-Recorder**

*** 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