



REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

Tuesday, May 13, 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: Chair Moorlach, Second District, gave the invocation

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

I. PRESENTATIONS/INTRODUCTIONS

II. CONSENT CALENDAR (Items 1-12)

51342 **APPROVED AS RECOMMENDED**

BOARD APPOINTMENTS

1. **Supervisor Bates** - Airport Land Use Commission for Orange County - Reappoint Tom O'Malley, Laguna Woods, for term ending 5/7/12

ELECTED DEPARTMENT HEADS

2. **Sheriff-Coroner** - [Approve price agreement N1000009934 with Community Service](#) Programs, Inc. for domestic violence victim services, 5/13/08 - 5/12/13 (\$75,000 per year) - All Districts

HEALTH CARE AGENCY

3. [Adopt resolution approving agreement with California Environmental Protection](#) Agency for Aboveground Petroleum Storage Act Grant, 1/1/08 - 3/1/10 (\$145,732); and authorize Director or designee to execute agreement - All Districts
RESO: 08-051

OC PUBLIC WORKS

4. [Authorize release of security for private streets, street lights, landscaping and](#) monumentation, Tract 16457, Irvine Community Development Company LLC, Newport Beach - District 5
5. [Authorize release of security for survey monumentation, Tract 14487, The Irvine](#) Company, Newport Beach - District 5
6. [Adopt resolution certifying completion of street improvements, street lights,](#) landscaping and monumentation; and authorize release of security, Tract 15800, SDLBK CYN, LP, Trabuco Canyon area - District 3
RESO: 08-052
7. [Authorize release of security for monumentation, Tract 13992, Baldwin Building](#) Company, Lake Forest - District 5
8. [Approve Memorandum of Understanding with Newport Beach for West Santa Ana](#) Heights Reorganization Area Permit Processing - District 2
9. [Receive and file Traffic Committee Report dated 3/20/08; approve recommendations](#) and adopt necessary resolutions; and rescind a portion of Resolution 83-0447; and make California Environmental Quality Act findings - Districts 1 & 4
RESO: 08-053
10. [Approve plans and specifications and set bid opening for 6/18/08, 2:00 p.m., for](#) remodeling of multi-purpose room, Auditor Controller; and make California Environmental Quality Act findings - District 1
11. **Acting as the Orange County Flood Control District - [Approve license agreement](#)** D08-024 with The Pegasus School to re-establish irrigation water line, Santa Ana River, three year term; authorize Auditor Controller to issue check in the amount of \$3,000; and make California Environmental Quality Act findings - District 2

GENERAL ADMINISTRATION

12. **Supervisor Campbell** - Approve waiver of parking, permit and vendors fees for the California Heart Connection's 8th Annual picnic on 6/1/08 at Mason Regional Park

END OF CONSENT CALENDAR

III. DISCUSSION ITEMS (Items 13-S31B)

ELECTED DEPARTMENT HEADS

Sheriff-Coroner:

13. [Approve renewal of price agreement N2000007837 with SimplexGrinnell LP](#) for maintenance and repair of fire alarm at Theo Lacy Facility, 5/23/08 - 5/22/09 (\$268,800) - District 3
31452 **APPROVED AS RECOMMENDED**
14. [Approve continuance of emergency and make appropriate findings pursuant to](#) Public Contract Code Section 22050 for installation and acquisition of a CCTV Digital Surveillance and Recording System for Theo Lacy Facility, including inmate barracks and interior of guard stations; and set review to determine continuing need for emergency action for 5/20/08, 9:30 a.m. and every 14 days thereafter; and make California Environmental Quality Act findings - District 3 (4/5 vote) (Continued from 4/15/08, S32A; 4/29/08, Item 25)
35142 **APPROVED AS RECOMMENDED**

HEALTH CARE AGENCY

15. [Approve master agreements with various providers for short term housing services](#) (\$250,000 per year) and conditional release program supplemental rate housing services (\$32,353 per year), 7/1/08 - 6/30/10; and authorize Director or designee to execute individual agreements - All Districts
53142 **APPROVED AS RECOMMENDED**
16. [Approve master agreement with various providers for Wraparound Mental Health](#) Outpatient services, 7/1/08 - 6/30/09; and authorize Director or designee to execute individual agreements - All Districts
53142 **APPROVED AS RECOMMENDED**
17. [Approve agreements with Kinship Center \(\\$1,950,006\), Olive Crest Treatment Centers](#) (\$1,414,509) and South Coast Children's Society (\$1,460,312) for Mental Health Outpatient services, 7/1/08 - 6/30/09 - All Districts
13452 **APPROVED AS RECOMMENDED**
18. [Approve agreement with Phoenix House Orange County, Inc. for In-Custody Alcohol](#) and Drug Treatment services, 7/1/08 - 6/30/09 (\$1,434,007); and approve agreements with The Villa Center, Inc. (\$245,000), Phoenix House Orange County, Inc. (\$1,637,928), Cooper Fellowship, Inc. (\$380,000), Roque Center, Inc. (\$1,358,305), Woodglen Recovery Junction, Inc. (\$446,000) and Hope House Corporation (\$820,000) for Alcohol and Drug Abuse Residential Treatment services, 7/1/08 - 6/30/09 - All Districts
51342 **APPROVED AS RECOMMENDED**
19. [Approve agreements with Korean Community Services \(\\$154,999\), Nhan Hoa](#) Comprehensive Health Care Clinic (\$219,683) and Orange County Asian and Pacific Islander Community Alliance (\$150,756) for Mental Health Outreach and Engagement services, 7/1/08 - 6/30/09; and approve agreement with Goodwill Industries of Orange County for Supported Employment services, 7/1/08 - 6/30/09 (\$535,705) - All Districts

31452 **APPROVED AS RECOMMENDED**

20. [Approve renewal of price agreement N3000006840 with United Maintenance Systems](#) for janitorial services, 7/1/08 - 6/30/09 (\$189,000); renewable for one additional year, per Board policy - District 1

15342 **APPROVED AS RECOMMENDED**

21. [Response to Board Directive \(5/6/08\) - Provide direction to staff on oversight of](#) correctional medical services - All Districts

43152 **APPROVED AS RECOMMENDED, DIRECTED STAFF TO RETURN TO THE BOARD IN 60 DAYS WITH DETAILED PROPOSAL TO ESTABLISH AN INSTITUTIONAL HEALTH SERVICES QUALITY ASSURANCE BOARD**

OC PUBLIC WORKS

22. **Acting as the Orange County Flood Control District** - [Approve acquisition contract](#) and accept grant deed from Maria Vieira for purchase of real property for Prado Dam project (\$1,020,000); authorize Director or designee to execute related documents; authorize Auditor-Controller to make related payments; and make California Environmental Quality Act findings - All Districts

35142 **APPROVED AS RECOMMENDED**

23. [Approve agreements D08-027 with Lim & Nascimento Engineering Corporation and](#) D08-028 with McLean & Schultz for on-call bridge project services, three year term (\$300,000 each); and make California Environmental Quality Act findings - All Districts

53142 **APPROVED AS RECOMMENDED**

GENERAL ADMINISTRATION

County Executive Office:

24. [Adopt resolution approving FY 2008-09 agreements with Community Service Programs, Inc.](#), for administration of Office of Homeland Security/Office of Emergency Services grants for Victim/Witness Assistance Program (\$1,028,957) and Gang Victim Services (\$110,000); approve agreement with Community Service Programs, Inc. for administration of various services (\$1,449,378); authorize the Clerk of the Board of Supervisors to execute grant award agreement; and make California Environmental Quality Act findings - All Districts

35142 **APPROVED AS RECOMMENDED**
RESO: 08-054

25. [Approve recommended positions on introduced or amended legislation and](#) consider other legislative subject matters - All Districts

B.O. **DISCUSSED**

26. [Approve Plan of Cooperation agreement with Orange County Community](#) Foundation for construction and acceptance of A-4 Skyhawk monument for Civic Center Plaza - All Districts

15342 **APPROVED AS RECOMMENDED**

N

27. [Approve recommended grant applications submitted by Social Services Agency](#) and Health Care Agency in 5/13/08 Grants report; and adopt resolution authorizing Health Care Agency Director or designee to submit application for Used Oil Recycling Block Grant, 7/1/08 - 6/30/11 - All Districts
51342 **APPROVED AS RECOMMENDED**
RESO: 08-055
28. [Acting as the Legislative Body of Community Facilities District No. 2004-1](#) (Ladera Ranch) - Approve amendment 1 to Acquisition, Funding and Disclosure agreement for Series A of 2005 Special Tax Bonds; and authorize Public Finance Manager to execute agreement - District 5 (Continued from 5/6/08, Item 47)
B.O. **CONTINUED TO 5/20/08, 9:30 A.M.**
29. [Approve price agreement N1000009949 with Southern California Risk](#) Management Associates (SCRMA) for administration of County's self-insured workers' compensation claims, 5/7/08 - 6/30/09; renewable for two additional one year periods per Board policy - All Districts (Continued from 5/6/08, Item 50)
35142 **APPROVED AS RECOMMENDED**
30. **Human Resources Department** - [Approve transition of Law Enforcement](#) Management from County health plans to Association of Orange County Deputy Sheriffs health plans, effective 7/1/08 - All Districts
B.O. **CONTINUED TO 5/20/08, 9:30 A.M.**
31. **Chair Moorlach** - [Adopt resolution to defer certain development fees; direct Director](#) of OC Public Works to provide Board with quarterly reports on implementation and use of fee deferral program; set agenda item for no later than 5/9/09 to consider whether to extend deferral of development fees for additional years or allow fee deferral program to expire; and make related findings - All Districts
25134 **APPROVED AS RECOMMENDED**
RESO: 08-056
- S31A. **Supervisor Campbell** - Adopt resolution recognizing the Nation of Israel's 60th Anniversary
32145 **APPROVED AS RECOMMENDED**
- S31B. **Human Resources Department** - Discuss the recommendations by Bob Murray and Associates of the final candidates for Sheriff-Coroner and provide direction to staff for the interview and selection process to be conducted on May 27, 2008
51342 **APPROVED AS RECOMMENDED**

IV. PUBLIC HEARINGS (Item 32)

OC COMMUNITY RESOURCES

32. [Public Hearing to consider submission of Final Annual Action Plan, FY 2008-09 to U.S.](#) Department of Housing and Urban Development; and authorize Director or designee to execute related documents - All Districts (Continued from 5/6/08, Item 53)
B.O. **CLOSED PUBLIC HEARING**
- 51342 **APPROVED AS RECOMMENDED**

V. CLOSED SESSION (Items CS-1-CS-2)

GENERAL ADMINISTRATION

County Counsel:

- CS-1 . CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(a):
Name of Case: Laderahope, etc., et al. v. County of Orange, etc., et al. Orange County Superior Court Case No. 30-2008-00100906
(Continued from 5/6/08, Item CS-3)
- B.O. **HELD, NO REPORTABLE ACTION**
- CS-2 . CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(a):
Name of Case: In the Matter of Whistlejacket Capital Limited (in Receivership) and in the Matter of the Insolvency Act of 1986, Trial Court Case No. 01753 of 2008
- B.O. **CONTINUED TO 5/20/08, 9:30 A.M.**

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

PUBLIC COMMENTS:

Gary Boatright - Oral Re: Asked on procedure for selecting Sheriff; and state of OC law enforcement

Darrell A. Nolte - Oral Re: Election for 1st & 3rd District Supervisors; and use of DNA as evidence

COUNTY EXECUTIVE OFFICER COMMENTS:

None

BOARD COMMENTS:

Supervisor Campbell - Oral Re: Announced OC Public Works - Katella Yard will be having an Open House & Car Show on 5/17/08; and Irvine Park will be celebrating EMS Appreciation Day on 5/18/08

ADJOURNED: 12:35 P.M.

- 12345 **Adjourned in memory of Manuel Rosen**
- 12345 **Adjourned in memory of Albert D. Campos**
- 12345 **Adjourned in memory of Dean I. Sherrill**
- 12345 **Adjourned in memory of Nancy Russell Shank**

-

-

*** KEY ***

Left Margin Notes

- | | |
|--------------------------|----------------|
| 1. = Supervisor Nguyen | A. = Abstained |
| 2. = Supervisor Moorlach | X. = Excused |
| 3. = Supervisor Campbell | N. = No |

4. = Supervisor Norby
5. = Supervisor Bates

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