



REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

Tuesday, January 13, 2009

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

COUNTY EXECUTIVE
OFFICER
Thomas G. Mauk

COUNTY COUNSEL
Benjamin P. de Mayo

CLERK OF THE BOARD
Darlene J. Bloom

The Orange County Board of Supervisors welcomes you to this meeting. This agenda contains a brief general description of each item to be considered. The Board of Supervisors encourages your participation. If you wish to speak on an item contained in the agenda, please complete a Speaker Form identifying the item(s) and deposit it in the Speaker Form Return box located on the side of the podium. If you wish to speak on a matter which does not appear on the agenda, you may do so during the Public Comment period at the close of the meeting. Except as otherwise provided by law, no action shall be taken on any item not appearing in the agenda. When addressing the Board, please state your name for the record. Please address the Board as a whole through the Chair. Comments to individual Supervisors or staff are not permitted. Speakers will be limited to three (3) minutes.

****In compliance with the Americans with Disabilities Act, those requiring accommodation for this meeting should notify the Clerk of the Board's Office 72 hours prior to the meeting at (714) 834-2206****

All supporting documentation is available for public review in the office of the Clerk of the Board of Supervisors located in the Hall of Administration Building, 333 W. Santa Ana Blvd., 10 Civic Center Plaza, Room 465, Santa Ana, 92701 during regular business hours, 8:00 a.m. - 5:00 p.m., Monday through Friday. Agenda Items are also available online at <http://www.ocgov.com/supervisors/agenda/supervisorsagenda.asp>

9:30 A.M.

INVOCATION: Supervisor Norby, Fourth District

PLEDGE OF ALLEGIANCE: Supervisor Campbell, Third District

I N D E X

I. PRESENTATIONS/INTRODUCTIONS		Page #
II. CONSENT CALENDAR	(Items 1-31)	Page #
III. DISCUSSION ITEMS	(Items 32-50)	Page #
IV. PUBLIC HEARINGS	(Item 51)	Page #
V. CLOSED SESSION	(Items CS-1-CS-2)	Page #
VI. PUBLIC, CEO, BOARD & EMAIL COMMENTS & ADJOURNMENT		
Page #		

I. PRESENTATIONS/INTRODUCTIONS

Swearing in ceremony for Supervisors Janet Nguyen and Bill Campbell

II. CONSENT CALENDAR (Items 1-31)

All matters are approved by one motion unless pulled by a Board Member for discussion or separate action. At this time, any member of the public may ask the Board to be heard on any item on the Consent Calendar.

GENERAL ADMINISTRATION

1. **Supervisor Campbell** - Adopt resolution commemorating the dedication of UCI's University Hospital

BOARD APPOINTMENTS

Chair Moorlach:

2. [Law Library Board of Trustees - Appoint Thomas C. Edwards, Fullerton and Beatrice A. Tice, Irvine, to complete terms ending 12/31/09](#)
3. [Orange County Veterans Advisory Council - Appoint Angela K. Ridgon, Huntington Beach, to complete term ending 1/2/11](#)

DEPARTMENT APPOINTMENTS

4. **Health Care Agency - [Orange County HIV Planning Council - Appoint Tony Barnett](#), Newport Beach; Shawn Coakley, Costa Mesa; Sarah Kasman, Lake Forest; Jonathan Kostka, Huntington Beach; Leslie Wilson, Rancho Santa Margarita; Phil Yaeger, Irvine and reappoint Amanda Acabeo, Tustin; Andy Encinas, Santa Ana; Rosie Galvan, Santa Ana; Jerry Lail, Irvine; Shelly Lummus, Cypress and Miles Wood, Costa Mesa, for terms ending 12/31/10 - All Districts (Continued from 11/25/08, Item 1; 12/9/08, Item 4)**

ELECTED DEPARTMENT HEADS

District Attorney:

5. [Set Public Hearing for 1/27/09, 9:30 a.m., to consider establishment of a recording fee for Real Estate Fraud Prosecution Trust Fund - All Districts](#)
6. [Set Public Hearing for 1/27/09, 9:30 a.m., to consider establishment of a fee for the collection and processing of DNA - All Districts](#)

Sheriff-Coroner:

7. [Receive and file annual Inmate Welfare Fund Expenditure Report for FY 2007-08 \(\\$4,075,106\) and Revenue Report \(\\$4,083,041\) - All Districts](#)
8. [Authorize use of County resources for the Southern California Jail Managers](#)

Association meeting to be held on 1/15/09 at the Regional Training Academy (\$2,000); and make appropriate findings - All Districts

CHILD SUPPORT SERVICES

9. [Approve purchase order with Informatix Inc. for software license fees and maintenance](#) support services, 8/3/08 - 10/31/08 (\$1,879) - All Districts

HEALTH CARE AGENCY

10. [Approve agreement with State Department of Public Health for AIDS Drug Assistance](#) Program, 7/1/08 - 6/30/09 (\$49,881) - All Districts
11. [Approve amendment to agreement 07-65120 A01 with State Department of Public Health](#) for Children's Dental Disease Prevention Program, 7/1/08 - 6/30/10 (\$26,691 decrease; new total \$240,219 per year); and authorize Director or designee to execute Contractors Release form upon submission of final invoice - All Districts
12. [Adopt resolution approving grant agreement EA19-08-26 with California Integrated Waste Management Board](#) for enforcement assistance and payment request for solid waste management, 7/1/08 - 6/30/09 (\$44,219); and authorize Director or designee to execute grant agreement and related documents - All Districts
13. [Approve master agreement with various providers for HIV Health Care services, 3/1/09 - 2/28/11](#); and authorize Director or designee to execute individual agreements - All Districts
14. [Approve purchase order PC 042 P0900603198 with Hospital Association of Southern California](#) for purchase of Hospital Emergency Administrative Radio equipment (\$225,889) - All Districts

JOHN WAYNE AIRPORT

15. [Authorize Director to allocate regulated average daily departures, seat capacity, remain](#) over night and passenger capacity to scheduled commercial and commuter air carriers under Commercial Airline Access Plan and Regulation for 2009-10 Plan Year; approve related actions; and make California Environmental Quality Act findings - District 2

OC DANA POINT HARBOR

16. [Approve plans and specifications and set bid opening for 2/4/09, 2:00 p.m., for Dana Wharf Restroom](#) project; and make California Environmental Quality Act findings - District 5

OC COMMUNITY RESOURCES

17. [Approve change order no. 1 with Prava Construction Services, Inc. for expansion of](#) community room, Dana Point Branch library (\$17,551; new total \$117,051); and make California Environmental Quality Act findings - District 5
18. [Approve amendment 3 to agreement D06-003 with LSA Associates, Inc. for preparation](#) of Aliso and Wood Canyons Wilderness Park Resource Management Plan, extending term 2/1/09 - 1/31/10; and make California Environmental Quality Act findings - District 5

19. [Accept cash donation from Angels Baseball, LP for feeding, sheltering and caring of](#) animals at OC Animal Care Shelter (\$12,000) - All Districts
20. [Authorize OC Public Libraries to establish Foster Child Library Card Program and](#) approve waivers of overdue fines and one time lost item fine for participants of program, effective 1/27/09 - All Districts
21. **Acting as the Board of Supervisors and Orange County Development Agency - [Adopt 2008-09 Budget and Orange County Development Agency Work Program - All](#)** Districts

OC PUBLIC WORKS

22. [Accept work of SEMA Construction, Inc. for Crown Valley Parkway Phase II from](#) Jardines to Ladera Planned Community Boundary; project completed 11/18/05 (\$5,751,669.66) - District 5
23. [Accept quitclaim deed from Huntington Beach for right-of-way of Edinger Avenue](#) Bridge; and make California Environmental Quality Act findings - District 2
24. [Approve amendment 1 to lease and memorandum with Laguna Beach for addition of](#) 227.9 acres of land to Laguna Coast Wilderness Park; and make California Environmental Quality Act findings - District 5
25. [Approve plans and specifications and set bid opening for 2/18/09, 2:00 p.m., for](#) replacement of four picnic shelters, Mason Regional Park, Irvine; and make California Environmental Quality Act findings - District 3
26. [Receive bids and award contract to GEMS Environmental Management Services, Inc. for](#) Phase II Vapor Recovery Upgrade at various locations, Santa Ana and Laguna Niguel (\$265,627) - Districts 1 & 5
27. [Approve plans and specifications and set bid opening for 3/11/09, 2:00 p.m., for](#) replacement of Modjeska Pedestrian Bridge, Silverado; and make California Environmental Quality Act findings - District 3

OC WASTE & RECYCLING

28. [Approve plans and specifications and set bid opening for 2/18/09, 2:00 p.m., for Gas](#) Collection and Control System for Cannery Street Former Refuse Disposal Station; and make California Environmental Quality Act findings - District 2

SOCIAL SERVICES AGENCY

29. [Approve agreement CAA4708 with A White and Yellow Cab, Inc. to provide general](#) transportation services to children at Orangewood Children's Home and Court Return Facility, 1/15/09 - 6/30/09 (\$43,333); and authorize Director or designee to extend term for six additional months - All Districts

GENERAL ADMINISTRATION

30. **Clerk of the Board - [Approve price agreement N1000010682 with Municipal Code](#)** Corporation for Codified Ordinance Supplement services, 1/15/09 - 12/31/11 (\$15,000) - All Districts

31. **County Executive Office** - [Adopt Countywide Information Technology Strategic Plan](#) and Information Technology Working Group revised Mission Statement - All Districts

END OF CONSENT CALENDAR

III. DISCUSSION ITEMS (Items 32-50)

At this time, members of the public may ask the Board to be heard on the following items as those items are called.

ELECTED DEPARTMENT HEADS

32. **District Attorney** - [Approve price agreement N1000010493 with The Bode Technology](#) Group, Inc. for DNA processing services, 1/14/09 - 12/31/09 (\$250,000); renewable for four additional one-year periods; approve contingency increase not to exceed 10% - All Districts
33. **Sheriff-Coroner** - [Ratify approval of amendments to price agreement N1000004861](#) with Southwest Mortuary Services Incorporated for body transport services for the period 12/1/02 – 2/29/08; and approve price agreement N2000009480 in an amount not to exceed \$300,000, 1/15/09 – 1/14/10 – All Districts
34. **Treasurer-Tax Collector** - [Adopt resolution authorizing sale and issuance of Los Alamitos Unified School District General Obligation Bonds of School Facilities Improvement District No. 1 Election of 2008, Series 2009 \(\\$27,000,000\)](#) - District 2

HEALTH CARE AGENCY

35. [Approve amendment 1 to master agreement with various hospital providers for adult mental health inpatient services, 7/1/08 - 6/30/10 \(\\$3,100,000; new total \\$6,145,999 per year\)](#); and authorize Director or designee to execute agreements - All Districts
36. [Approve agreements with State Department of Public Health for California Healthcare](#) for Indigents Program (\$185,196) and for Emergency Medical Services Appropriation fund, FY 2008-09 (\$1,147,052); and approve submission of Description of Proposed Expenditures for California Healthcare for Indigents Program, FY 2008-09 - All Districts
37. [Approve agreement 08-85430 with State Department of Public Health for Women, Infants, and Children Supplemental Nutrition Program, 10/1/08 - 9/30/11 \(\\$19,503,000\)](#); and authorize Director or designee to execute Contractor's Release form upon submission of final invoice - All Districts

OC COMMUNITY RESOURCES

38. **Acting as the Board of Supervisors and Orange County Housing Authority** - [Approve submission of applications and related agreements to U.S. Department of Housing and Urban Development and Federal Emergency Management Agency](#) to transfer eligible designated participants and funding from Disaster Housing Assistance Program to Housing Choice Voucher Program, 1/15/09 - 1/31/12; and authorize Orange County Housing Authority to submit application to expand Family Unification Program and execute related agreements - All Districts

OC PUBLIC WORKS

39. [Approve contract change order no. 2 to agreement D08-018 with KLM Construction, Inc.](#) for Santiago Canyon Road Bridge SC-9 design and maintenance (\$283,630) - District 3
40. **Acting as the Orange County Flood Control District -** [Approve acquisition contract](#) and accept grant deed from John M. and Mary S. Rocha for purchase of real property for Prado Dam project (\$13,135,000); authorize Director or designee to execute related documents; authorize Auditor-Controller to make related payments; and make California Environmental Quality Act findings - All Districts
41. **Acting as the Board of Supervisors and Orange County Flood Control District -** [Approve agreement D08-103 with Tetra Tech, Inc. for design services for relocation of](#) Santa Ana River Interceptor Line between Prado Dam and Weir Canyon Road (\$9,957,000); and authorize Director to return to the Board for additional authorization prior to proceeding with Work Order No. 2 - District 3

OC WASTE & RECYCLING

42. [Approve continuance of local emergency in connection with the Freeway Complex Fire;](#) located at Olinda Alpha Landfill pursuant to Public Contract Code Section 22050 due to damages and lack of an operational landfill gas extraction, control, and groundwater monitoring systems; set review to determine continuing need for emergency action for 1/27/09, 9:30 a.m., every 14 days thereafter; and make California Environmental Quality Act findings - All Districts (4/5 vote) (Continued from 12/16/08, Item S54B)
43. [Approve agreement with Geosyntec Consultants to provide Regulatory Compliance](#) Support services term ending 7/31/10 (\$755,000) - All Districts
44. [Deny bid protest of The Richardson Group; receive bids and award contract to Horizons](#) Construction Company International, Inc. for new office building, Prima Deshecha Landfill (\$3,655,106); and make California Environmental Quality Act findings - District 5

SOCIAL SERVICES AGENCY

45. [Select PROTOTYPES, Center for Innovation in Health, Mental and Social Services as](#) provider for Mother and Child Residential Homes, Tustin Family Campus, 4/1/09 - 3/31/10; and authorize negotiation of agreement for Board approval - All Districts

GENERAL ADMINISTRATION

46. **Board of Supervisors -** [Consider second reading and adoption of "An Ordinance of the](#) County of Orange, California, Amending Sections 4-11-2(a) and 4-11-11, to the Codified Ordinances of the County of Orange regarding Orange County Health Authority" (Continued from 11/25/08, Item 49; 12/9/08, Item 42; 12/16/08, Item S54A)

County Executive Office:

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

48. [Approve recommended grant applications submitted by Health Care Agency](#), OC Community Resources, Sheriff Department and Social Services Agency in 1/13/09 grant report and other actions as recommended; approve Memorandum of Understanding with Anaheim Housing Authority for Family Unification Program; and authorize Social Services Agency Director or designee to execute MOU - All Districts
49. **Human Resources Department** - [Adopt resolution approving Mandatory Work](#) Furlough Policy - All Districts
50. **Board of Supervisors** - Election of Officers

IV. PUBLIC HEARINGS (Item 51)

OC PUBLIC WORKS

51. [Public hearing to consider first reading of "An Ordinance of the County of Orange](#), California to Adopt the 2008/2009 Building and Planning Schedules Including the 2008/2009 Building and Safety, Planning, Subdivision and Grading Permit Deposit and Fee Schedule, and the 2008/2009 Building and Safety and Planning Rate Table"; and set second reading and adoption for 1/27/09, 9:30 a.m.; direct staff to reevaluate fee rates every six months and return to the Board with adjustments as required; and make California Environmental Quality Act findings - All Districts

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

The Board will break for lunch at approximately 12:00 PM and may consider closed session matters during that break. The Board will then resume to handle any remaining business if necessary.

GENERAL ADMINISTRATION

County Counsel:

- CS-1. CONFERENCE WITH LEGAL COUNSEL - INITIATION OF LITIGATION - Pursuant to Government Code Section 54956.9(c):
Number of Cases: One Case
- CS-2. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(a):
Name of Case: Vince v. County of Orange, Department of Child Support Services, OCSC No. 08FL000395

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

PUBLIC COMMENTS:

At this time, members of the public may address the Board of Supervisors regarding any off-agenda items within the subject matter jurisdiction of the Board of Supervisors provided that NO action may be taken on off-agenda items unless authorized by law. Comments shall be limited to three minutes per person and twenty minutes for all comments, unless different time limits are set by the Chairman subject to the approval of the Board.

COUNTY EXECUTIVE OFFICER COMMENTS:

BOARD COMMENTS AND TRAVEL REPORTS:

At this time, members of the Board of Supervisors may comment on agenda or non-agenda matters and ask questions of or give directions to staff; provided that NO action may be taken on off-agenda items unless authorized by law.

ADJOURNED:

NEXT MEETINGS:

January 20, 2009

January 27, 2009

February 3, 2009

Canceled Meeting

Regular Meeting

Regular Meeting