

S U M M A R Y A C T I O N M I N U T E S



ADJOURNED MEETING OF THE BOARD OF SUPERVISORS ORANGE COUNTY, CALIFORNIA

Wednesday, January 16, 2002, 1:30 P.M.

BOARD HEARING ROOM, FIRST FLOOR
10 Civic Center Plaza
Santa Ana, California

CYNTHIA P. COAD
CHAIR
Fourth District

THOMAS W. WILSON
VICE CHAIR
Fifth District

CHARLES V. SMITH
SUPERVISOR
First District

JAMES W. SILVA
SUPERVISOR
Second District

TODD SPITZER
SUPERVISOR
Third District

ATTENDANCE: All Present

EXCUSED: None

PRESENT: COUNTY EXECUTIVE OFFICER Michael Schumacher
 COUNTY COUNSEL Benjamin P. de Mayo
 CLERK OF THE BOARD Darlene J. Bloom

INVOCATION: Supervisor Wilson, Fifth District, gave the invocation

PLEDGE OF ALLEGIANCE: Supervisor Silva, Second District, led the assembly in the Pledge of Allegiance

I. PRESENTATIONS/INTRODUCTIONS

Chair Coad - 2002 State of the County Address

II. CONSENT CALENDAR (Items 1-75)

12354 **APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEMS 2 & 15 WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE; ITEMS 24 & 27 WHICH WERE CONTINUED TO 2/5/02, 9:30 A.M.; AND ITEMS 66, 67, 69 - 74 WHICH RECEIVED NO VOTES FROM SUPERVISOR SILVA**

BOARD APPOINTMENTS

Chair Coad:

1. Animal Control Advisory Board - Reappoint Judi Matsen, Buena Park, for term ending

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12/31/02 (Continued from 1/15/02, Item 1)

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2. Approve Chair's 2002 appointments of Board members to various Boards and Commissions
(Continued from 1/15/02, Item 2)
- 52134 **APPROVED AS AMENDED TO NEWPORT BAY WATERSHED EXECUTIVE COMMITTEE APPOINTING SUPERVISORS JAMES W. SILVA, AS REGULAR MEMBER AND THOMAS W. WILSON, AS ALTERNATE MEMBER**

DEPARTMENT APPOINTMENTS

Health Care Agency:

3. Orange County HIV Planning Council - Reappoint Jeremiah Tilles, MD, Irvine; Thomas Peterson, Newport Beach; Mary Hale, Lake Forest; Penny Weismuller, DrPH, Orange; Leticia Quinlan, Orange; Ron Viramontes, Newport Coast; Jeffrey Byers, Sacramento; Pearl Jemison-Smith, Garden Grove; and Linda Foster, Fullerton and appoint Martin Salas, Anaheim; Clayton Chau, MD, Westminster; and Carole Steiner, Orange, for terms ending 12/31/03; and appoint C.J. "Tony" Barnett, Rancho Santa Margarita; Ric Uggen, Costa Mesa; Bruce McGregor, Santa Ana and Katon Chambers, Santa Ana, for terms ending 12/31/02 - All Districts (Continued from 1/15/02, Item 3)
4. Orange County Alcohol and Drug Advisory Board and the Local Suppression Of Drug Abuse in Schools Advisory Committee - Appoint Irene Ortega, San Clemente, for term ending 10/28/02 - All Districts (Continued from 1/15/02, Item 4)
5. Emergency Medical Services Quality Assurance Board - Appoint Darlene Isbell, Santa Ana, for an indefinite term - All Districts (Continued from 1/15/02, Item 5)
6. Well Standards Advisory Board - Reappoint Roy L. Herndon, Fountain Valley; Bruce M. Moore, Anaheim; Jeffrey R. Renna, Huntington Beach; John Gregg, Signal Hill and appoint Nabil B. Saba, Santa Ana, for terms ending 1/1/05 - All Districts (Continued from 1/15/02, Item 6)

COMMENDATIONS/PROCLAMATIONS

Chair Coad:

7. Adopt resolution congratulating F. Owen Holmes Jr. for being selected as this years, winner of the "Edwin Crawford Award for Innovation" (Continued from 1/15/02, Item 7)
RESO: 02-005
8. Adopt resolution commending Fire Chief Mike McGroarty of La Habra's Fire Department for his more than twenty-six years of dedicated service (Continued from 1/15/02, Item 8)
RESO: 02-006
9. Adopt resolution commending George L. Argyros upon being selected as U.S. Ambassador to Spain and Andorra (Continued from 1/15/02, Item 9)
RESO: 02-007
10. Adopt resolution commending Officer Ray Eaton for his thirty-two years of dedicated service

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to California Highway Patrol (Continued from 1/15/02, Item 10)

RESO: 02-008

COMMUNITY SERVICES AGENCY

- 11 . Adopt resolution approving agreement M278304 with State Employment Development Department for 2001 Orange County Occupational Outlook Report (\$71,507); and authorize Director to approve amendments under certain conditions - All Districts (Continued from 1/15/02, Item 11)
RESO: 02-009

HEALTH CARE AGENCY

- 12 . Adopt resolution approving agreement 31-106 with State Department of Health Services for Public Health Preparedness and Response to Bioterrorism Grant funds, 10/1/01 - 9/30/02 (\$31,106) - All Districts (Continued from 1/15/02, Item 12)
RESO: 02-010
- 13 . Adopt resolution approving agreement 01-15768 with State Department of Health Services for California Project LEAN, 10/1/01 - 9/30/02 (\$60,000) - All Districts (Continued from 1/15/02, Item 13)
RESO: 02-011
- 14 . Approve price agreement S1000000256 with Ross-Campbell, Inc. for Used Oil Program Marketing and Outreach Plan, two year term effective 01/15/02 (\$60,000 per year) - All Districts (Continued from 1/15/02, Item 14)
- 15 . Approve amended agreements with National Council on Alcoholism and Drug Dependence-Orange County (\$85,000; new total \$245,000), America On Track, dba Orange County On Track (\$85,000; new total \$245,000) and The California Hispanic Commission on Alcohol and Drug Abuse, Inc. (\$85,000; new total \$245,000) for Tobacco Free Communities Lead Agency services - All Districts (Continued from 1/15/02, Item 15)
- 42135 **APPROVED AS RECOMMENDED**

HOUSING AND COMMUNITY DEVELOPMENT

- 16 . Approve amended purchase order PC15G P0200001948 with K & S Design Construction, Inc. for El Modena Community Center rehabilitation and repair, Orange (\$7,360); and make California Environmental Quality Act and National Environmental Policy Act findings - District 3 (Continued from 1/15/02, Item 16)
- 17 . Approve planning, preparation and submittal of 2002 SuperNOFA Continuum of Care application for Homeless Assistance Program; and return to Board with final project recommendations - All Districts (Continued from 1/15/02, Item 17)
- 18 . Approve 2002 Multi-Family Affordable Rental Housing NOFA policy and process recommendations; and approve new Acquisition Loan Program for unincorporated areas and urban county participating cities - All Districts (Continued from 1/15/02, Item 18)
- 19 . Approve revised terms and subordination of HOME Program loan and regulatory agreement (\$2,800,000); Federal Home Loan Bank AHP grant (\$400,000); and Tri-Party agreement with Union

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Bank of California and Mercy Housing California for Linbrook Court Senior Apartments (formerly Lincoln Avenue Senior Apartments), Anaheim - District 4 (Continued from 1/15/02, Item 19)

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JOHN WAYNE AIRPORT

- 20 . Approve plans and specifications and set bid opening for 2/27/02, 2:00 p.m., for construction of Aircraft Rescue Firefighting Station #33; and make California Environmental Quality Act and other findings - District 2 (Continued from 1/15/02, Item 20)

ORANGE COUNTY PUBLIC LIBRARY

- 21 . Authorize submission of grant application to and acceptance of grant award from California State Library for Metropolitan Cooperative Library System/Santiago Library System Library Services and Technology Act Young Adult Program, FY 2001-02 (\$3,200) - All Districts (Continued from 1/15/02, Item 21)

PLANNING AND DEVELOPMENT SERVICES

- 22 . Approve Tract 16203, DMB Ladera, L.L.C., Ladera Ranch area; accept dedication for street purposes; accept easements for sidewalk, storm drain, scenic preservation and vehicular access rights; do not accept dedication of irrevocable offer of Lots 2,3,6 and 10 for local park purposes; and approve construction agreement S1101-0077 and accept bonds guaranteeing construction of improvements - District 5 (Continued from 1/15/02, Item 22)

PUBLIC FACILITIES AND RESOURCES DEPARTMENT

- 23 . Approve award of contract to Casron Services Company for new playground equipment with ADA rubberized surface, Laguna Niguel Regional Park, Laguna Niguel (\$143,900) - District 5 (Continued from 1/15/02, Item 23)
- 24 . Adopt resolution approving Irrevocable Offer of Dedication for acceptance of 9.755 acres and accept Quitclaim Deed releasing utility and other rights from The Irvine Company; authorize Director or designee to negotiate rental agreements with existing tenants for Board approval and issue 90-day termination notices, Irvine Ranch Historical Park; and make California Environmental Quality Act and other findings - District 3 (Continued from 1/15/02, Item 24)

12354 **CONTINUED TO 2/5/02, 9:30 A.M.**

- 25 . Adopt resolution vacating a portion of right of way, Tristania Street, Ladera Ranch area; and make California Environmental Quality Act and other findings - District 5 (Continued from 1/15/02, Item 25)
RESO: 02-012
- 26 . Approve amendment 3 to lease with Ford and Horn Concessions, Inc. to expand premises for additional storage space, Irvine Regional Park - District 3 (Continued from 1/15/02, Item 26)
- 27 . Approve lease credit with Mile Square Golf Course Partnership for replacement of three septic tank systems, Mile Square Regional Park (\$235,000) - District 2 (Continued from 1/15/02, Item 27)
- 28 . Adopt resolution recognizing that Laguna Canyon Foundation may seek grant funding for interpretive exhibit program and if approved, the County will accept, maintain & display exhibits for a period not less than 20 years, Nix Interpretive Center, Laguna Coast Wilderness Park - District 5 (Continued from 1/15/02, Item 28)

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RESO: 02-013

- 29 . Authorize release of security for private street improvements, street lights, sewer and water systems and monumentation, Tract 14996, Greystone Homes, Inc., Coto de Caza area - District 5 (Continued from 1/15/02, Item 29)
- 30 . Authorize release of security for private street improvements, street lights, sewer and water systems and monumentation, Tract 15214, Greystone Homes, Inc., Coto de Caza area - District 5 (Continued from 1/15/02, Item 30)
- 31 . Approve purchase of two pick-up trucks from Sunrise Ford for park maintenance, Riley Wilderness and Aliso & Woods Canyon Wilderness Parks (\$63,025.13) - All Districts (Continued from 1/15/02, Item 31)
- 32 . Approve and accept grand deed for Management Unit 1 from The Irvine Company for 1,062 acres of land for Limestone-Whiting Wilderness Park and authorize Director to accept grant deeds for remaining management units; and make California Environmental Quality Act and other findings - District 3 (Continued from 1/15/02, Item 32)
- 33 . Approve amendment to agreement D99-021 with City of Orange for park improvements, Grijalva Park (formerly Rock Creek Park), extending term to 12/31/02 - District 3 (Continued from 1/15/02, Item 33)
- 34 . Approve amendment 2 to agreement D99-099 with City of Orange for park improvements, Grijalva Park (formerly Prospect Street Sports Park), extending term to 12/31/02 - District 3 (Continued from 1/15/02, Item 34)
- 35 . Approve purchase of two stake bed trucks from Lake Chevrolet for maintenance of beaches and Dana Point Harbor (\$71,173.19) - All Districts (Continued from 1/15/02, Item 35)
- 36 . Authorize release of cash security for monumentation, Parcel Map 97-209, Trider Corporation, Orange Park Acres area (\$800) - District 3 (Continued from 1/15/02, Item 36)
- 37 . Approve purchase of excavator from Carde Pacific Corporation for cleaning roadway ditches and apron areas (\$228,351) - All Districts (Continued from 1/15/02, Item 37)
- 38 . Authorize release of security for street improvements, street lights and monumentation, Tract 15737, Lennar Homes of California, Inc., Aliso Viejo - District 5 (Continued from 1/15/02, Item 38)
- 39 . Approve agreement D01-084 with Tetra Tech, Inc. for on-call road project services, Moulton Parkway Widening project (\$182,976); and make California Environmental Quality Act findings - District 5 (Continued from 1/15/02, Item 39)
- 40 . Approve acquisition contract and accept easement deed for purchase of property, Indian Creek Homeowners Association, Laguna Hills (\$24,000); and make California Environmental Quality Act findings - District 5 (Continued from 1/15/02, Item 40)
- 41 . Authorize release of security for street improvements, street lights and monumentation, Tract 15614, Shea Homes Limited Partnership, Aliso Viejo - District 5 (Continued from 1/15/02, Item 41)

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- 42 . Adopt resolution approving amended Irrevocable Offer of Dedication, Quitclaim Deed and easement interest from Irvine Community Development Company; approve easement deed from The Irvine Company and grant deed from Irvine Community Development Company for Peters Regional Riding & Hiking Trail; and make California Environmental Quality Act and other findings - District 3 (Continued from 1/15/02, Item 42)
RESO: 02-014
- 43 . Accept Irrevocable Offer of Dedication from DMB Ladera, L.L.C. and Ladera Ranch Maintenance Corporations for local park purposes, Ladera Ranch area; and make California Environmental Quality Act and other findings - District 5 (Continued from 1/15/02, Item 43)
- 44 . Approve award of contract to Manley's Boiler, Inc. for retubing in boiler #2, Central Utility Facility, Santa Ana (\$149,813) - District 1 (Continued from 1/15/02, Item 44)
- 45 . Approve award of contract to Casron Services Company for new playground equipment with ADA rubberized surface, Craig Regional Park, Fullerton (\$143,900) - District 4 (Continued from 1/15/02, Item 45)
- 46 . Approve agreement D01-135 with Psomas for on-call engineering services - All Districts (Continued from 1/15/02, Item 46)

Acting as the Orange County Flood Control District:

- 47 . Approve price agreement N1000003986 with Kennedy Equipment for parts and repair of chainsaws, small engines and gas-powered equipment, 1/16/02 - 1/15/03 (\$27,000); renewable for four additional years - All Districts (Continued from 1/15/02, Item 47)
- 12354 **CONTINUED TO 2/5/02, 9:30 A.M.**
- 48 . Approve price agreement N1000003710 with Allstar Concrete Pumping for on-call concrete pumping services, 2/1/02 - 1/31/03 (\$35,500); renewable for two additional years - All Districts (Continued from 1/15/02, Item 48)
- 49 . Approve price agreement N1000004047 with BL Electricals, Inc. for service and repair of pump station switchgear systems, Los Alamitos Pump Station, 1/15/02 - 1/14/03 (\$20,000); renewable for two additional years - District 2 (Continued from 1/15/02, Item 49)
- 50 . Approve amended agreement D99-092 with Bing Yen and Associates for assessment of potentially impacted soils and groundwater, Segunda Deshecha Canada Channel (\$36,000; new total \$151,210) - District 5 (Continued from 1/15/02, Item 50)
- 51 . Approve agreement with LSA Associates for on-call environmental support services, Santa Ana River Mainstem and Prado Dam Projects - All Districts (Continued from 1/15/02, Item 51)
- 52 . Approve escrow agreement D01-117 with Belczak & Sons, Inc. for substitution of security, East Garden Grove-Wintersburg and Ocean View Channels - District 2 (Continued from 1/15/02, Item 52)

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- 53 . Approve plans and specifications and set bid opening for 2/20/02, 2:00 p.m., for re-construction of Sulphur Creek Dam Channel; and make California Environmental Quality Act findings - District 5 (Continued from 1/15/02, Item 53)

SOCIAL SERVICES AGENCY

- 54 . Approve price agreement N1000004071 with Santa Fe Building Maintenance for janitorial services, 2/1/02 - 1/31/03 (\$74,536.44); and make appropriate findings - All Districts (Continued from 1/15/02, Item 54)
- 55 . Approve price agreement N1000004062 with American Building Maintenance for janitorial services, 2/1/02 - 1/31/03 (\$46,740); renewable for two additional years; and make appropriate findings - All Districts (Continued from 1/15/02, Item 55)
- 56 . Approve price agreement N1000004084 with Santa Fe Building Maintenance for janitorial services, 2/1/02 - 1/31/03 (\$16,800); renewable for two additional years; and make appropriate findings - All Districts (Continued from 1/15/02, Item 56)
- 57 . Approve master agreement for APS Emergency Shelter Care services for aged and dependent adult abuse victims, 2/1/02 - 1/31/05; and authorize Director or designee to execute agreement with facilities - All Districts (Continued from 1/15/02, Item 57)

PUBLIC PROTECTION

- 58 . **Probation** - Approve Right of Entry agreement with Trabuco P.W.T. Corporation for environmental studies and trimming coastal sage scrub within Rancho Potrero Leadership Academy access road - District 3 (Continued from 1/15/02, Item 58)

Sheriff-Coroner:

- 59 . Approve agreement 01-15838 and service authorization 00-92038 with State Department of Health Services for participation in Fatal Child Abuse and Neglect Surveillance Program, 7/1/01 - 6/30/04 (not to exceed \$7,000, per year) - All Districts (Continued from 1/15/02, Item 59)
- 60 . Approve price agreement N1000003949 with Accu-Med Transcription Services for medical/legal transcription of Coroner documents, 11/01/01 - 10/31/02 (\$111,000); renewable for two additional years - All Districts (Continued from 1/15/02, Item 60)
- 61 . Approve amendment 2 to price agreement N1000003334 with RS Elevator Corporation for maintenance and repair of elevators and escalators at various Sheriff facilities, extending term to 2/28/02 (\$90,000, new total \$235,530) - All Districts (Continued from 1/15/02, Item 61)
- 62 . Accept donation of horse for Sheriff's Mounted Enforcement Unit (\$12,500) - All Districts (Continued from 1/15/02, Item 62)

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GENERAL ADMINISTRATION

63. **County Executive Office** - Adopt resolution supporting Proposition 42 on the March 2002 ballot - All Districts (Continued from 1/15/02, Item 63)
RESO: 02-015

Local Redevelopment Auth.-MCAS El Toro Department:

64. **Acting as the Board of Supervisors and MCAS El Toro Local Redevelopment Authority** - Adopt resolution setting bid opening for 2/20/02, 2:00 p.m., for two row crop subleases, former Marine Corps Air Station, El Toro; and make California Environmental Quality Act findings - All Districts (Continued from 1/15/02, Item 64)
RESO: 02-016
65. **Acting as the Board of Supervisors and MCAS El Toro Local Redevelopment Authority** - Approve renewal of price agreement N20000003403 with California Newspaper Service Bureau, 12/1/2001 - 11/30/02 (\$60,000); and renewable for one additional year - All Districts (Continued from 1/15/02, Item 65)

Supervisor Smith:

66. Approve Community Social Program Grant funds to Anti-Defamation League of B'nai B'rith; approve budget adjustments; and make appropriate findings, 1/15/02 - 7/31/02 (\$5,000)
(Continued from 1/15/02, Item 66)

12354 **APPROVED AS RECOMMENDED**
N

67. Approve Community Social Program Grant funds to Veterans First; approve budget adjustments; and make appropriate findings, 1/15/02 - 6/30/02 (\$10,000) (Continued from 1/15/02, Item 67)

12354 **APPROVED AS RECOMMENDED**
N

68. **Supervisor Silva** - Receive and file overview of this year's CSAC Annual Conference (Continued from 1/15/02, Item 68)

Chair Coad:

69. Approve Community Social Program Grant funds to Fullerton Union High School District; approve budget adjustments; and make appropriate findings, 1/15/02 - 7/31/02 (\$1,000)
(Continued from 1/15/02, Item 69)

12354 **APPROVED AS RECOMMENDED**
N

70. Approve Community Social Program Grant funds to Veterans First; approve budget adjustments; and make appropriate findings, 1/15/02 - 6/30/02 (\$2,000) (Continued from 1/15/02, Item 70)

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12354 APPROVED AS RECOMMENDED
N

Supervisor Wilson:

71 . Approve Community Social Program Grant funds to Mission Hospital Community Education; approve budget adjustments; and make appropriate findings, 1/15/02 - 7/8/02 (\$2,500)
(Continued from 1/15/02, Item 71)

12354 APPROVED AS RECOMMENDED
N

72 . Approve Community Social Program Grant funds to Learning for Life Exploring Program; approve budget adjustments; and make appropriate findings, 1/15/02 - 7/8/02 (\$1,000)
(Continued from 1/15/02, Item 72)

12354 APPROVED AS RECOMMENDED
N

73 . Approve Community Social Program Grant funds to Capistrano Valley High School Grad Night; approve budget adjustments; and make appropriate findings, 1/15/02 - 7/8/02 (\$1,000)
(Continued from 1/15/02, Item 73)

12354 APPROVED AS RECOMMENDED
N

74 . Approve Community Social Program Grant funds to Dana Hills High School Grad Night; approve budget adjustments; and make appropriate findings, 1/15/02 - 7/8/02 (\$1,000)
(Continued from 1/15/02, Item 74)

12354 APPROVED AS RECOMMENDED
N

75 . **Clerk of the Board** - Adopt amended Rules of Procedure for Assessment Appeals Boards and Hearing Officers, effective 1/1/02 - All Districts (Continued from 1/15/02, Item 75)

END OF CONSENT CALENDAR

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III. DISCUSSION ITEMS (Items 76-S103A)

HEALTH CARE AGENCY

76 . Adopt resolution approving agreement with State Department of Health Services for claiming reimbursement for allowable Targeted Case Management services, 7/1/01 - 6/30/04 - All Districts (Continued from 1/15/02, Item 76)

12354 **APPROVED AS RECOMMENDED**

RESO: 02-017

77 . Adopt resolution approving agreement with State Department of Health Services for California Healthcare for Indigents Program Funding, FY 2001-02 - All Districts (Continued from 1/15/02, Item 77)

51234 **APPROVED AS RECOMMENDED**

RESO: 02-018

78 . Adopt resolution approving submission of amended renewal application to State Department of Mental Health for Substance Abuse and Mental Health Services Administration block grant funds for mental health services, FY 2001-02 - All Districts (Continued from 1/15/02, Item 78)

12354 **APPROVED AS RECOMMENDED**

RESO: 02-019

79 . Approve lease with Hope International University for office space for Public Health Field Nursing Program, Fullerton; authorize termination of lease in Buena Park; and make California Environmental Quality Act findings - District 4 (Continued from 1/15/02, Item 79)

41235 **APPROVED AS RECOMMENDED**

INTEGRATED WASTE MANAGEMENT DEPARTMENT

80 . Approve agreement N1000004106 with Safety-Kleen (CA), Inc. for household hazardous waste collection, packaging, transportation and disposal services, 2/1/02 - 1/31/05 (\$4,760,000 per year); renewable for two additional years - All Districts (Continued from 1/15/02, Item 80)

52134 **APPROVED AS RECOMMENDED**

81 . Approve price agreement N1000004107 with Asbury Environmental Services for transportation, treatment and disposal of landfill liquids, 2/5/02 - 2/4/05 (\$450,000 per year); renewable for two additional years - All Districts (Continued from 1/15/02, Item 81)

21354 **APPROVED AS RECOMMENDED**

82 . Receive bids and award contract to Value Engineering, Inc. for upgrade of landfill gas collection and control system, Villa Park Landfill (\$519,199) - District 3 (Continued from 1/15/02, Item 82)

31254 **APPROVED AS RECOMMENDED**

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JOHN WAYNE AIRPORT

- 83 . Select primary and alternate firms from ranked list for rehabilitation of taxiway "E" project; authorize negotiation of agreement for Board approval; and make California Environmental Quality Act findings - District 2 (Continued from 1/15/02, Item 83)
- 25134 **APPROVED AS RECOMMENDED, SELECTED KIMLEY HORN & ASSOCIATES AS PRIMARY AND CH2M HILL AS ALTERNATE**
- 84 . Select primary and alternate firms from ranked list for reconstruction of Perimeter Road West - Phase 1 project; authorize negotiation of agreement for Board approval; and make California Environmental Quality Act findings - District 2 (Continued from 1/15/02, Item 84)
- 24135 **APPROVED AS RECOMMENDED, SELECTED P&D AVIATION AS PRIMARY AND NORRIS-REPKE, INC. AS ALTERNATE**
- 85 . Approve award of contract to Siemens Building Technologies, Inc. for security system modifications (\$2,770,892); and make California Environmental Quality Act findings - District 2 (Continued from 1/15/02, Item 85)
- 23154 **APPROVED AS RECOMMENDED**
- 86 . Approve award of contract to Johnson Controls, Inc. for terminal fire alarm system rehabilitation (\$1,550,611); and make California Environmental Quality Act findings - District 2 (Continued from 1/15/02, Item 86)
- 25134 **APPROVED AS RECOMMENDED**

PUBLIC FACILITIES AND RESOURCES DEPARTMENT

- 87 . Approve award of contract to All American Asphalt for asphalt overlay resurfacing of Santiago Canyon Road (\$566,098) - District 3 (Continued from 1/15/02, Item 87)
- 35124 **APPROVED AS RECOMMENDED**

Acting as the Orange County Flood Control District:

- 88 . Approve amendment 2 to agreement D98-103 with Moffat & Nichol Engineers for construction support services, Rossmoor Pump Station (\$50,000; new total \$853,967) - District 2 (Continued from 1/15/02, Item 88)
- 24135 **APPROVED AS RECOMMENDED**
X
- 89 . Approve change order 8 to agreement D00-100 with PK Contractors, Inc. for construction of Rossmoor Pump Station and Rossmoor Retarding Basin (\$163,977.92; new total \$9,448,042.92) - District 2 (Continued from 1/15/02, Item 89)
- 23154 **APPROVED AS RECOMMENDED**

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SOCIAL SERVICES AGENCY

- 90 . First reading of "An Ordinance of the County of Orange, California, Adding Articles 1-6 of Division 7 of Title I, Sections 1-7-1 through 1-7-23, on "In-Home Supportive Services Public Authority"; set second reading and adoption for 2/5/02, 9:30 a.m.; and approve Orange County In-Home Supportive Services Public Authority Employee Relations Resolution - All Districts (Continued from 1/15/02, Item 90)
- 32154 **APPROVED AS RECOMMENDED, INCLUDING MODIFICATION TO ORDINANCE SUBMITTED BY COUNTY COUNSEL ON JANUARY 16, 2002**
- 91 . Approve amended agreement with Deloitte Consulting LP for additional staff resources and services in support of CalWIN Transformation Project, 1/1/02 - 6/30/02 (\$135,884; new total \$1,311,175) - All Districts (Continued from 1/15/02, Item 91)
- 52134 **APPROVED AS RECOMMENDED**
- 92 . Select Orangewood Children's Foundation for provision of Independent Living Coaches services, Seminars, Workshops, Special Events, and Management of Direct Financial Assistance Funds services, 7/1/02 - 6/30/03 (\$1,060,439); and authorize negotiation of agreement for Board approval - All Districts (Continued from 1/15/02, Item 92)
- 13254 **APPROVED AS RECOMMENDED**
- 93 . Select various providers for child abuse prevention and intervention services, 7/1/02 - 6/30/03 (\$7,934,772); and authorize negotiation of agreements for Board approval - All Districts (Continued from 1/15/02, Item 93)
- 51234 **APPROVED AS RECOMMENDED**

PUBLIC PROTECTION

Sheriff-Coroner:

- 94 . Approve renewal of price agreement N2000003009 with Sapphire Technologies for network support personnel, 3/1/01 - 12/31/02 (\$470,000; new total \$1,410,000); renewable for three additional years (\$1,410,000 per year) - All Districts (Continued from 1/15/02, Item 94)
- 35124 **APPROVED AS RECOMMENDED**
- 95 . Approve acceptance of grant award 2001 COPS Technology from U.S. Department of Justice (\$997,800 - All Districts (Continued from 1/15/02, Item 95)
- 13254 **APPROVED AS RECOMMENDED**
- 96 . Approve amended master position control for security services at John Wayne Airport - District 2 (Continued from 1/15/02, Item 96)
- 25134 **APPROVED AS RECOMMENDED**

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GENERAL ADMINISTRATION

County Executive Office:

97. Approve modification 2 to addendum 3 of agreement S-97052 with Pacific Bell for installation and maintenance of telecommunications service for three years (\$1,244,880) - All Districts (Continued from 1/15/02, Item 97)
- 12354 **APPROVED AS RECOMMENDED**
98. Receive and file Annual Report for Homeless Prevention and Related Programs; and direct staff to return in one year with progress report - All Districts (Continued from 1/15/02, Item 98)
- B.O. **CONTINUED TO 2/5/02, 9:30 A.M.**
99. Review survey results and direct staff to negotiate contract renewal with Network Television Time and return to the Board for contract approval; and approve amended price agreement N10000002262 (\$90,000) - All Districts (Continued from 1/15/02, Item 99)
- 43125 **APPROVED AS RECOMMENDED, FOR 5 YEAR PERIOD**
100. Approve County of Orange Legislative Platform for 2002 - All Districts (Continued from 1/15/02, Item 100)
- 43125 **APPROVED AS RECOMMENDED, INCLUDING ADDITIONS AND DELETIONS OUTLINED IN 1/15/02 MEMO FROM VICKI MATHEWS AND THE ADDITION OF THE 2/3 VOTE REQUIREMENT FOR CLOSED SESSION IN THE PROPOSED BROWN ACT AMENDMENT (It should be noted that Supervisors Spitzer and Wilson continue to oppose those matters shown by ** in the report.)**
101. **Local Redevelopment Auth.-MCAS El Toro Department - Acting as the Board of Supervisors and MCAS El Toro Local Redevelopment Authority** - Approve selection of Orange County Fair and Exposition Center to sublease El Toro Equestrian Center; and authorize negotiation of agreement - All Districts (Continued from 1/15/02, Item 101)
- 51234 **APPROVE AS AMENDED TO AMEND RECOMMENDATION 1 TO ACCEPT**
- A **PROPOSAL SUBMITTED BY WESTERN HERITAGE ASSOCIATION OF SAN JUAN CAPISTRANO (WHA) AND AUTHORIZE STAFF TO DEVELOP SUBLEASE AND WORK WITH BOTH RFP PROVIDERS TO GAIN COOPERATIVE EFFORTS.**
102. **Supervisor Smith** - Receive and file report on Environmental Risks Associated with Great Park Proposal (Continued from 1/15/02, Item 102)
- 12354 **MOTION TO RECEIVE AND FILE REPORT FAILED TO CARRY**
- NNX

S U M M A R Y A C T I O N M I N U T E S

EXTERNAL RESTRUCTURING PROGRAM FOR THE COUNTY OF ORANGE

103. At this time Members of the Board of Supervisors and/or the County Executive Office may report on and discuss activities related to the External Restructuring Program for the County of Orange. Approve the following action:
- A. Approve agreement with City of Orange regarding proposed annexation of fourteen unincorporated areas. (Continued from 11/20/01, Item 65; 12/11/01, Item 50; 1/15/02, Item 103)

32154 **APPROVED AS RECOMMENDED**

X

PUBLIC PROTECTION

- S103A **Sheriff-Coroner** - Direct Local Redevelopment Authority to waive El Toro Temporary and Special Event Application Fee of \$56 and monthly facility use fee of \$4,356 for use of two acres for temporary storage of Orange County Transportation Authority buses, former MCAS El Toro - All Districts (Continued from 1/15/02, Item S103A)

12354 **APPROVED AS RECOMMENDED**

X

IV. PUBLIC HEARINGS (Item 104)

HEALTH CARE AGENCY

104. Public Hearing to consider adopting resolution rescinding Resolution 01-063, effective 12/31/01; approving update of Hazardous Materials Management Program fees, effective 01/01/02; and making California Environmental Quality Act findings - All Districts (Continued from 1/15/02, Item 104)

B.O. **CLOSED PUBLIC HEARING**

13254 **APPROVED AS RECOMMENDED**

RESO: 02-020

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

GENERAL ADMINISTRATION

County Counsel:

- CS-1. CONFERENCE WITH LEGAL COUNSEL - PENDING LITIGATION: County Counsel requests a closed session to discuss with the Board of Supervisors the status of pending litigation pursuant to Government Code Section 54956.9(a). The case is: Hussein v. County of Orange, OCSC Case no. 00CC05051 - All Districts (Continued from 1/15/02, CS-1)

B.O. **HELD, THE CLERK READ: BY A UNANIMOUS VOTE, THE BOARD APPROVED A PROPOSED SETTLEMENT IN THE CASE OF HUSSEIN V. COUNTY OF ORANGE, OCSC CASE NO. 00CC05051. THE PROPOSED SETTLEMENT REMAINS SUBJECT TO FINAL APPROVAL OF OTHERS. AS SOON AS THE PROPOSED SETTLEMENT BECOMES FINAL, DETAILS WILL BE MADE AVAILABLE IN THE OFFICE OF THE CLERK OF THE BOARD TO ANY PERSON WHO INQUIRES.**

S U M M A R Y A C T I O N M I N U T E S

- CS-2. CONFERENCE WITH LEGAL COUNSEL - THREATENED LITIGATION: County Counsel requests a closed session for the Board of Supervisors to consider threatened litigation, pursuant to Government Code Section 54956.9(b)(3)(D), one case - All Districts (Continued from 1/15/02, CS-2)
- B.O. **HELD, NO REPORTABLE ACTION**
- CS-3. CONFERENCE WITH REAL ESTATE NEGOTIATOR: County Counsel and the Local Redevelopment Authority request a closed session of the Board of Supervisors pursuant to Government Code Section 54956.8, with its real property negotiator.
Subject property: Nine (9) acres at the southeast corner of MCAS El Toro adjacent to the I-5 freeway and Irvine Auto Center
County negotiator: Mark Morgan Other negotiating party: Irvine Auto Center
Under negotiation: Price and terms of payment - All Districts (Continued from 1/15/02, CS-3)
- B.O. **HELD, NO REPORTABLE ACTION**
- SCS4. CONFERENCE WITH LEGAL COUNSEL - PENDING LITIGATION: County Counsel requests a closed session to discuss with the Board of Supervisors the status of pending litigation pursuant to Government Code Section 54956.9(a). The case is: El Toro Reuse Planning Authority, et al. v. County of Orange, San Diego County Superior Court Case No. GIC776645 - All Districts
- B.O. **HELD, THE CLERK READ: BY A UNANIMOUS VOTE, THE BOARD APPROVED A PROPOSED PARTIAL SETTLEMENT. THE PROPOSED SETTLEMENT REMAINS SUBJECT TO FINAL APPROVAL OF OTHERS. AS SOON AS THE PROPOSED SETTLEMENT BECOMES FINAL, DETAILS WILL BE MADE AVAILABLE IN THE OFFICE OF THE CLERK OF THE BOARD TO ANY PERSON WHO INQUIRES. THE BOARD TOOK NO OTHER REPORTABLE ACTION DURING THE CLOSED SESSION.**

VI. PUBLIC, BOARD & EMAIL COMMENTS & ADJOURNMENT

PUBLIC COMMENTS:

Charles Griffin - Oral Re: JWA settlement agreement extension restriction.

Tim Alan Freeman - Oral Re: Concerns regarding corruption in County Government and pending Lawsuit

BOARD COMMENTS:

Supervisor Spitzer: Oral Re: Directed that the Clerk of the Board agendize options contained in her November 19, 2001 report regarding policy for supervisorial district designations on agenda items

ADJOURNED: 5:43 P.M.

25134 Adjourned in memory of Ruth Finley
X

53124 Adjourned in memory of Mrs. Gay Soroka
X

53124 Adjourned in memory of U.S. Marine Gunnery Sergeant Stephen L. Bryson
X

S U M M A R Y A C T I O N M I N U T E S

*** KEY ***

Left Margin Notes

1. v Supervisor Smith
2. v Supervisor Silva
3. v Supervisor Spitzer
4. v Chair Coad
5. v Supervisor Wilson

Right Margin Notes

- | | |
|-----------------|-----------------|
| A. v Abstained | O. v Ordinance |
| X. v Excused | R. v Resolution |
| N. v No | |
| BOv Board Order | |

Above numbers refer to Supervisorial Districts (1st number = Moved by; 2nd number = Seconded by)

CYNTHIA P. COAD, CHAIR
Orange County Board of Supervisors

DARLENE J. BLOOM
Orange County Clerk of the Board