

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



REGULAR MEETING OF THE BOARD OF SUPERVISORS ORANGE COUNTY, CALIFORNIA

Tuesday, May 25, 2004, 9:30 A.M.

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

THOMAS W. WILSON
CHAIRMAN
Fifth District

JAMES W. SILVA
VICE CHAIRMAN
Second District

CHARLES V. SMITH
SUPERVISOR
First District

BILL CAMPBELL
SUPERVISOR
Third District

CHRIS NORBY
SUPERVISOR
Fourth District

ATTENDANCE: All Present

EXCUSED: None

PRESENT: COUNTY EXECUTIVE OFFICER James D. Ruth
COUNTY COUNSEL Benjamin P. de Mayo
CLERK OF THE BOARD Susan Novak, Chief Deputy

INVOCATION: Supervisor Norby, Fourth District, gave the invocation

PLEDGE OF ALLEGIANCE: Supervisor Smith, First District, led the assembly in the Pledge of Allegiance

I. PRESENTATIONS/INTRODUCTIONS

James McConnell, Washington, D.C. Legislative Advocate, provided a legislative update

Chairman Wilson introduced Honorable Abdullah S. A. Al-Harhi, Consul General of Saudi Arabia in Los Angeles

Supervisor Silva, and John Williams, Public Administrator-Public Guardian, presented a check for \$970,229.60 to Dana Todsens, CHOC Foundation Vice President

Supervisor Campbell presented a resolution to William Ross commending him on his retirement

Chairman Wilson presented a resolution recognizing Healthcare Foundation of Orange County

Chairman Wilson presented a resolution recognizing May 2004 as Foster Family Month

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

II. CONSENT CALENDAR (Items 1-33)

- 21345 **APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEM 14 WHICH WAS CONTINUED TO 6/8/04, 9:30 A.M. AND ITEMS 7, 11 & 30 WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE**

BOARD APPOINTMENTS

1. **Chairman Wilson** - Developmental Disabilities Area Board XI - Appoint Patricia Holloway, San Clemente, to complete term ending 6/23/06

DEPARTMENT APPOINTMENTS

2. **Housing and Community Services Department** - Orange County Workforce Investment Board - Appointment DJ Norman and Roger Coker, Santa Ana, for term ending 12/31/04; and modify position category for Michael Ruane from Representative of County Facilitated Programs to Community-Based Organization - All Districts

COMMENDATIONS/PROCLAMATIONS

Supervisor Silva:

3. Adopt resolution recognizing Kent Gibbs for his outstanding work as President and Scout Executive of Boy Scouts of America, Orange County Council
RESO: 04-131
4. Adopt resolution recognizing and commending Harriet Fisher Bemus for her dedicated service to the County of Orange
RESO: 04-132
5. **Supervisor Smith** - Adopt resolution commending Cecilia Novella for her service as 2003-2004 President of National Hispanic Business Women Association
RESO: 04-133

CHILD SUPPORT SERVICES

6. Approve price agreement N3000004760 with New Horizons Computer Learning Centers, Inc. for technical training services, 5/25/04 - 11/30/04 (\$30,000); renewable for two additional years - All Districts

HEALTH CARE AGENCY

7. Approve submission of grant application to Substance Abuse and Mental Health Services Administration for treatment services to homeless (\$400,000); and authorize Director or designee to execute related documents - All Districts

13245 **APPROVED AS RECOMMENDED**

8. Approve amended agreement 03-75374 A01 with State Department of Health Services for Preventive Health Care for the Aging Program, 7/1/03 - 6/30/06 (\$51,600; new total \$328,026) - All Districts

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

9. Approve agreement 04-35289 with State Department of Health Services, Childhood Lead Poisoning Prevention Branch for Lead Hazard Reduction Compliance and Enforcement Program, FYs 2004-06 (\$144,370 per year) - All Districts
 10. Approve master agreement with various providers (\$400,000) and agreements with Aurora Charter Oak, LLC, College Hospital Costa Mesa, Inc. and College Hospital Inc., dba College Hospital Cerritos for mental health inpatient services to adolescents and children, 7/1/04 - 6/30/05 - All Districts
 11. Approve agreements with College Hospital, Inc. dba College Hospital Cerritos, College Hospital Costa Mesa, Inc., Huntington Beach VHS Limited Partnership, dba Huntington Beach Hospital, VHS of Orange County, Inc., dba La Palma Intercommunity Hospital, UWMC Hospital Corporation dba Western Medical Center-Anaheim and Aurora Charter Oak, LLC for Medi-Cal Managed Care Acute Psychiatric Inpatient services, 7/1/04 - 6/30/06; and authorize Director or designee to execute additional agreements under certain conditions - All Districts
- 32145 **APPROVED AS RECOMMENDED**
12. Approve Medi-Cal Administrative Activities/Targeted Case Management Consortium Participation agreement with Butte County for continued participation in claiming process, FYs 2003-05 - All Districts

HOUSING AND COMMUNITY SERVICES DEPARTMENT

13. Authorize submission of grant application to and acceptance of grant award from State Employment Development Department for Disability Employment Demonstration Project (\$75,000) - All Districts
 14. Approve price agreement N1000005938 with Comprehensive Housing Services, Inc. for Management Services for Single Family Residence Rehabilitation Loan Program, 6/1/04 - 5/31/05 (\$120,000); renewable for two additional years - All Districts
- 21345 **CONTINUED TO 6/8/04, 9:30 A.M.**

INTEGRATED WASTE MANAGEMENT DEPARTMENT

15. Approve plans and specifications and set bid opening for 7/7/04, 2:00 p.m., for interior access road paving and drainage facilities construction, Frank R. Bowerman Landfill; and make California Environmental Quality Act findings - District 3

JOHN WAYNE AIRPORT

16. Approve price agreement N1000005871 with L.A. Packaging Crating and Transport for art exhibit services, 7/15/04 - 7/14/07 (\$81,000); renewable for two additional years (\$27,000 each year) - District 2
17. Approve amendment 3 to agreement with SmarteCarte, Inc. for luggage cart services; extending term two years (\$28,357; new total \$72,000); and make California Environmental Quality Act and other findings - District 2
18. Approve plans and specifications and set bid opening for 6/23/04, 2:00 p.m., for installation of temporary passenger waiting facility; and make California Environmental Quality Act findings - District 2

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

19. Approve continuance of emergency and make appropriate findings pursuant to Public Contract Code Section 22050 (c)(1) for Phase II structural security modifications; set review to determine continuing need for emergency action for 6/8/04, 9:30 a.m. and every 14 days thereafter - District 2 (*4/5 vote*) (Continued from 3/9/04, Item 46; 3/23/04, Item 10; 3/30/04, Item 13; 4/20/04, Item 12; 5/4/04, Item 6; 5/18/04, Item 10)

RESOURCES AND DEVELOPMENT MANAGEMENT DEPARTMENT

20. Approve agreement 04-0037 with State Department of Food and Agriculture for organic foods enforcement, 7/1/04 - 6/30/05 (\$900) - All Districts
21. Accept work with Coast Roofing Company Inc. for roof repair of living units, Probation/Juvenile Hall, project completed 4/20/04 (\$109,567) - District 3
22. Approve amended agreement D01-144 with The Roman Catholic Bishop of Orange for design and construction of a storm drain, Santiago Canyon Road (\$344,564) - District 3
23. Authorize Auditor-Controller to disburse payment to Regents of the University of California for Cooperative Extension services, FY 2003-04 (\$125,000); return to Board at end of FY 2003-04 with status report; and make California Environmental Quality Act findings - All Districts
24. Approve settlement agreement with Coxcom dba Cox Communications for past due franchise fees and interest (\$124,500) - Districts 3 and 5
25. **Acting as the Orange County Flood Control District** - Approve agreement D04-005 with Bryan Industrial Properties, Inc. to fund portion of construction of a block wall, Placentia Retarding Basin; and make California Environmental Quality Act findings - District 4

SOCIAL SERVICES AGENCY

26. Approve agreement MVC0204 with Goodwill Industries of Orange County for sign language interpretation services, 7/1/04 - 6/30/05 (\$70,000) - All Districts
27. Approve agreement FHC1004 with Orangewood Children's Foundation for provision of administrative and professional support services for Families and Communities Together Program - All Districts

PUBLIC PROTECTION

28. **District Attorney** - Approve price agreement F1000002041 with Matthew Bender & Company Inc., for purchase of various law publications, 6/1/04 - 6/30/05 (\$45,000); renewable for two additional years - All Districts
29. **Probation** - Ratify acceptance of donated laser tattoo removal machine from California Youth Authority - All Districts
30. **Public Defender** - Approve price agreement F1000002115 with LexisNexis, a division of Reed Elsevier, Inc., for on-line legal research services, 6/1/04 - 5/31/05 (\$85,200); renewable for four additional years (\$85,200 years two and three, \$87,756 year four, \$90,388 year five) - All Districts
- 53124 **APPROVED AS MODIFIED TO REQUIRE TO RETURN TO THE BOARD FOR RENEWALS**

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

31. **Sheriff-Coroner** - Approve purchase order with AeroComputer Inc., for purchase of LE-5000 integration and mapping system to be used for Regional Narcotics Suppression Program (\$44,811) - All Districts

GENERAL ADMINISTRATION

County Executive Office:

32. Receive and file External Restructuring Report for the County of Orange - All Districts
33. Approve Performance Incentive Awards for ACS State and Local Solutions (\$216,568) - All Districts

END OF CONSENT CALENDAR

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

III. DISCUSSION ITEMS (Items 34-67)

HEALTH CARE AGENCY

- 34 . Approve three-year Negotiated Net Amount/Drug Medi-Cal agreement with State Department of Alcohol and Drug Programs for alcohol and drug abuse treatment and prevention services, FYs 2004-07 (\$21,540,460 per year) - All Districts
21345 **APPROVED AS RECOMMENDED**
- 35 . Approve amendments 1 (\$172,000) and 2 to master agreements (\$240,000) with various providers for emergency and medical transportation services for Terrorism Awareness Training for Emergency Responders - All Districts
31245 **APPROVED AS RECOMMENDED**
- 36 . Approve agreement with State Department of Health Services for Medi-Cal Targeted Case Management Provider Participation, FYs 2004-07 - All Districts
31245 **APPROVED AS RECOMMENDED**
- 37 . Approve agreements with Social Model Recovery Systems, Inc. (\$509,019) and Behavioral Health Services, Inc. (\$109,500) for Alcohol & Drug Abuse services, 7/1/04 - 6/30/05 - All Districts
14235 **APPROVED AS RECOMMENDED**
- 38 . Approve master agreements with various providers for Short Term Housing (\$250,000 per year) and Conditional Release Program Supplemental Rate Housing services (\$30,660 per year), 7/1/04 - 6/30/06; and authorize Director or designee to execute individual agreements - All Districts
32145 **APPROVED AS RECOMMENDED**
- 39 . Approve master agreements with various providers for substance abuse services, 7/1/04 - 6/30/05 (\$279,337) and 7/1/04 - 6/30/07 (\$5,244,821 per year); and authorize Director or designee to execute individual agreements - All Districts
13245 **APPROVED AS RECOMMENDED**
- 40 . Approve agreements with Canyon Acres Children Services (\$1,115,260), Community Services Programs, Inc. (\$477,914), Florence Crittenton Services of Orange County dba Crittenton Services for Children and Families (\$487,120), Hillview Acres (\$576,967) and South Coast Children's Society (\$1,921,681) for Mental Health Outpatient and Day Treatment services, 7/1/04 - 6/30/05 - All Districts
31245 **APPROVED AS RECOMMENDED**
- 41 . Approve agreements with Canyon Acres Children's Services (\$60,961), New Alternatives, Inc. (\$245,022), Olive Crest Treatment Centers, Inc. (\$201,990) and South Coast Children's Society (\$63,155) for Wraparound Mental Health Outpatient services, 7/1/04 - 6/30/05 - All Districts
31245 **APPROVED AS RECOMMENDED**
- 42 . Approve agreement with A.S. Foundation/Orange County for HIV Housing services, 7/1/04 - 6/30/05 (\$532,500) - All Districts
14235 **APPROVED AS RECOMMENDED**
- 43 . Approve amended agreement 30 (03/04) with State Department of Alcohol and Drug Programs for alcohol and drug abuse treatment and prevention services, 7/1/03 - 6/30/04 (\$242,994 decrease; new total \$21,930,095) - All Districts
13245 **APPROVED AS RECOMMENDED**

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- 44 . Approve agreements with ASC Treatment Group, dba Anne Sippi Clinic (\$204,200 per year), Braswell Enterprises, Inc., dba Sierra Vista, Community Care Center, Inc., Downey Community Health Center, Golden State Health Center, Inc., dba Sylmar Health and Rehabilitation Center, Landmark Medical Services, Inc., Riverside Sanitarium, LLC dba Country Villa Riverside Healthcare Center and Vista Knoll Rehabilitation Center, Inc., dba Vista Knoll Specialized Care Facility (\$8,921,458 per year) for Mental Health Long Term Care services, 7/1/04 - 6/30/06 - All Districts
31245 **APPROVED AS RECOMMENDED**
- 45 . Approve agreement with PacifiCare Behavioral Health, Inc., dba PacifiCare Behavioral Health Administrators for Administrative Services Organization for Specialty Mental Health Outpatient services, 7/1/04 - 6/30/06 (\$9,501,682) - All Districts
13245 **APPROVED AS RECOMMENDED**
- 46 . Receive oral update on the status of implementation of Integrated Records Information System - All Districts
RECEIVED

JOHN WAYNE AIRPORT

- 47 . Approve amended agreement with Popov Engineers for changes in design services for electric generation plant (\$674,855; new total \$1,404,299); and make California Environmental Quality Act findings - District 2
21345 **APPROVED AS RECOMMENDED**
- 48 . Receive bids and award contract to Thomco Construction, Inc. for renovation and construction of restrooms (\$780,520); and make California Environmental Quality Act findings - District 2
21345 **APPROVED AS RECOMMENDED**
- 49 . Receive bids and award contract to Newman Midland, Corp. for installation of elevator (\$558,000); and make California Environmental Quality Act findings - District 2
21345 **APPROVED AS RECOMMENDED**
- 50 . Approve amended agreement with Jeff Oviedo and Associates for project management services for Capital Improvement Program (\$98,241; new total \$583,741) - District 2
21345 **APPROVED AS RECOMMENDED**

ORANGE COUNTY PUBLIC LIBRARY

- 51 . Select GRT and Associates, Inc. as primary and Dahl Taylor and Associates, Inc. as alternate firms for HVAC and electrical upgrades for various libraries; and authorize negotiation of agreements for Board approval - All Districts
12345 **APPROVED AS RECOMMENDED**

RESOURCES AND DEVELOPMENT MANAGEMENT DEPARTMENT

- 52 . Approve agreement with Syska Hennessey Group, Inc. for architect-engineer services for design of Central Utility Facility Cogeneration Conversion (\$2,472,000); and make California Environmental Quality Act findings - District 1
12345 **APPROVED AS RECOMMENDED**

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53. Approve amendment 4 to agreement D99-051 with AKM Consulting Engineers for sewer conversions, Irvine and O'Neil Regional Parks (\$651,588); and make California Environmental Quality Act findings - Districts 3 & 5

35124 **APPROVED AS RECOMMENDED**

54. Second reading and adoption of "An Ordinance of the County of Orange, California to Adopt the 2004 Building and Planning Schedules Including the 2004 Building and Safety Deposit and Fee Schedule, 2004 Building and Safety Rate Table, and 2004 Planning, Subdivision and Grading Permit Deposit and Fee Schedule" - All Districts (Continued from 5/18/04, Item 40)

23145 **APPROVED AS RECOMMENDED**

ORD: 04-007

55. Approve Status Report on Code Enforcement Program; and adopt new job class of Code Enforcement Officer - All Districts

23145 **APPROVED AS RECOMMENDED**

SOCIAL SERVICES AGENCY

56. Approve master agreement with various providers for group home services for dependent children, 7/1/04 - 6/30/07; and authorize Director or designee to execute individual agreements - All Districts

13245 **APPROVED AS RECOMMENDED**

PUBLIC PROTECTION

57. **Probation** - Approve lease with CGJP-1, LLC for continued use of office space for West County Field Service office, Westminster, 10 year term; and make California Environmental Quality Act findings - District 1

13245 **APPROVED AS RECOMMENDED**

X

58. **Sheriff-Coroner** - Adopt resolution approving Limited Use Agreement for Detention Services - Orange County Jail with U.S. Marshals Service for housing of federal prisoners in County jail system; approve housing, transportation and security service reimbursement rates - All Districts (Continued from 5/11/04, Item 31; 5/18/04, Item 32)

B.O. **CONTINUED TO 6/8/04, 9:30 A.M.**

GENERAL ADMINISTRATION

59. **Assessor Department** - Approve amended agreement N1000004204 with Patton Boggs, LLP for outside legal services amending hourly billing rates and extending term to 6/30/05 (\$100,000; new total \$1,060,000) - All Districts

41235 **APPROVED RECOMMENDED ACTIONS 1 & 2 AND DEFER RECOMMENDED ACTION 3**

County Executive Office:

60. Approve amended price agreement Y1000000535 with IBM Corporation for maintenance system software to provide operational and programming functions, 7/1/01 - 6/30/04 (\$124,451.25; new total \$942,197.91); renewable for two additional years, 7/1/04 - 6/30/06 (\$120,468; new total \$575,087 per year) - All Districts

42135 **APPROVED AS RECOMMENDED**

X

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

61. Adopt resolution approving financing documents and all other actions necessary to remarket \$1,239,080 Limited Obligation Improvement Bonds, 2004 Series A, Irvine Coast Assessment District No. 88-1 (Conversion No. 9) - District 5
54123 **APPROVED AS RECOMMENDED**
X
RESO: 04-134
62. Approve purchase and sale agreement with Santa Ana Community Redevelopment Agency for sale of County's vacant Forrest Paul Park parcel; and make California Environmental Quality Act findings - District 1 (4/5 vote) (Continued from 5/18/04, Item 34)
B.O. **CONTINUED TO 6/8/04, 9:30 A.M.**
63. Approve amended price agreement N2000004717 with Saile Technology, Inc. for professional information technology services (\$90,000; new total \$180,000); and renewable for one additional year (\$180,000; new total \$270,000) - All Districts (Continued from 5/18/04, Item 37)
B.O. **CONTINUED TO 6/8/04, 9:30 A.M.**
64. Approve price agreement N1000005862 with ACS State and Local Solutions for three technical coordinators, 7/1/04 - 6/30/05 (\$250,000); renewable for two additional years - All Districts
25134 **APPROVED AS RECOMMENDED**
X
65. Approve recommended positions on introduced or amended legislation and consider other legislative subject matters - All Districts
35124 **APPROVED AS RECOMMENDED**
X
66. **Human Resources** - Approve price agreement N1000005939 with Employee Support Systems Company for Employee Assistance Program, 7/1/04 - 6/30/07 (\$381,252); renewable for two additional years (\$127,084 per year) - All Districts
B.O. **CONTINUED TO 6/8/04, 9:30 A.M.**
67. **Registrar of Voters** - Receive oral report on status of Secretary of State decertification of voting systems and related legislation - All Districts
RECEIVED

IV. PUBLIC HEARINGS (Items 68-70)

HEALTH CARE AGENCY

68. Public Hearing to consider adopting resolution approving Child Abuse Services Team medical exam fee, \$500 effective 7/1/04; \$575 effective 7/1/05 and \$650 effective 7/1/06; and make California Environmental Quality Act findings - All Districts
B.O. **CLOSED PUBLIC HEARING**
13245 **APPROVED AS RECOMMENDED**
X
RESO: 04-135

RESOURCES AND DEVELOPMENT MANAGEMENT DEPARTMENT

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

69. Public hearing to consider adopting resolution approving agreement with Coxcom dba Cox Communications for renewal of cable television programming services; accepting letter of credit (\$75,000); and make California Environmental Quality Act findings - Districts 3 and 5

B.O. **CLOSED PUBLIC HEARING**

35124 **APPROVED AS RECOMMENDED**

RESO: 04-136

70. Public Hearing to consider Planning Commission recommendations and first readings of "An Ordinance of the County of Orange, California Amending Sections 4-1-34, 4-6-12, 4-6-13 and 4-6-7-14 Relating to Commercial Kennels"; and "An Ordinance of the County of Orange, California Amending Section 4-1-48 Relating to Nuisances"; and set second readings and adoption for 6/8/04, 9:30 a.m. - All Districts

B.O. **CLOSED PUBLIC HEARING**

21345 **APPROVED AS RECOMMENDED**

V. CLOSED SESSION (None)

VI. PUBLIC, BOARD & EMAIL COMMENTS & ADJOURNMENT

PUBLIC COMMENTS:

Larry Laven - Oral Re: Campaign contributions

Darrell Nolta - Oral Re: Orange County Fire Authority meeting, Supervisor Smith's proposals to allow purchase of prescription drugs from Canada and sale of John Wayne Airport

BOARD COMMENTS:

Supervisors Campbell & Smith - Oral Re: Attended Emergency Management Services event last week at Anaheim Stadium

Supervisor Silva - Oral Re: Governor's speech - on budget

ADJOURNED: 12:34 P.M.

15234 **Adjourned in memory of Tommy Ramirez**

25134 **Adjourned in memory of Natalie Dotson**

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. = Supervisor Smith
- 2. = Supervisor Silva
- 3. = Supervisor Campbell
- 4. = Supervisor Norby
- 5. = Chairman Wilson

Right Margin Notes

- A. = Abstained
- X. = Excused
- N. = No
- BO = Board Order
- O. = Ordinance
- R. = Resolution

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

THOMAS W. WILSON, CHAIRMAN
Orange County Board of Supervisors

DARLENE J. BLOOM
Orange County Clerk of the Board