

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, January 7, 2003, 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

VACANT
SUPERVISOR
Third District

CHRIS NORBY
SUPERVISOR
Fourth 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 Smith, First District, gave the invocation

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

I. PRESENTATIONS/INTRODUCTIONS

II. CONSENT CALENDAR (Items 1-5)

42135 **APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEM 2 WHICH WAS**
X **PULLED FOR DISCUSSION AND SEPARATE VOTE; AND ITEM 4 WHICH WAS**
 CONTINUED TO 1/14/03, 9:30 A.M.

INTEGRATED WASTE MANAGEMENT DEPARTMENT

1. Approve continuance of emergency and make appropriate findings pursuant to Public Contract Code Section 22050(c)(1) for recent sudden and unexpected movement in landslide mass and necessary emergency repair to complete work, Frank R. Bowerman landfill; set review to determine continuing need for emergency action for 1/14/03, 9:30 a.m. and every 14 days thereafter - District 3 (4/5 vote) (Continued from 9/10/02, Item 61; 9/24/02, Item 64; 10/8/02, Item 6; 10/22/02, Item 13; 11/5/02, Item 17; 11/19/02, Item 12; 12/10/02, Item 17; 12/17/02, Item 23)

JOHN WAYNE AIRPORT

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2. Approve continuance of emergency and make appropriate findings pursuant to Public Contract Code Section 22050(c)(1) for installation of explosion detection systems; set review to determine continuing need for emergency action for 1/14/03, 9:30 a.m. and every 14 days thereafter - District 2 (4/5 vote) (Continued from 8/20/02; Item S29C, 8/27/02, Item S57A; 9/10/02, Item 14; 9/24/02, Item 13; 10/8/02, Item 8; 10/22/02, Item 15; 11/5/02, Item 19; 11/19/02, Item 13; 12/10/02, Item 19; 12/17/02, Item 26)

21345 **APPROVED AS RECOMMENDED**

X

PUBLIC FACILITIES AND RESOURCES DEPARTMENT

3. Approve continuance of emergency and make appropriate findings pursuant to Public Contract Code Section 22050(c)(1) for installation of negative pressure, HEPA filtered mechanical system, Health Care Agency Public Health Laboratory; set review to determine continuing need for emergency action for 1/14/03, 9:30 a.m. and every 14 days thereafter - District 1 (4/5 vote) (Continued from 11/5/02, Item 92; 11/19/02, Item 82; 12/10/02, Item 34; 12/17/02, Item 47)

PUBLIC PROTECTION

Sheriff-Coroner:

4. Approve price agreement N1000004884 with Qwest Communications for maintenance of computer equipment one, 1/1/03 - 12/31/03 (\$71,657); renewable for two additional years - All Districts (Continued from 12/17/02, Item 57)

42135

X

CONTINUED TO 1/14/03, 9:30 A.M.

5. Approve continuance of emergency and make appropriate findings pursuant to Public Contract Code Section 22050(c)(1) for replacement of water-damaged walls and floors to stop water leakage from dishwashing operations and to correct unhealthful and unsafe conditions, Theo Lacy Jail kitchen; set review on 1/14/03, 9:30 a.m., and every 14 days thereafter; and make appropriate findings - District 3 (4/5 vote) (Continued from 11/19/02, Item 90; 12/10/02, Item 48; 12/17/02, Item 61)

END OF CONSENT CALENDAR

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III. DISCUSSION ITEMS (Items 6-8)

GENERAL ADMINISTRATION

County Executive Office:

6. Second reading and adoption of "An Ordinance of the County of Orange, California, Relating to Leases and Licenses of County Real Property Excluded from Bidding Procedures" - All Districts (Continued from 12/17/02, Item 110)
12345 **APPROVED AS RECOMMENDED**
X
ORD: 03-001
7. Second reading and adoption of "An Ordinance of the County of Orange County, California, Amending the codified ordinances regarding the Disposal of Fats, Oils and Grease from Restaurants" - All Districts (Continued from 12/17/02, Item 95)
21345 **APPROVED AS RECOMMENDED**
X
ORD: 03-002
8. **Board of Supervisors - Election of Officers**
21345 **NOMINATED AND ELECTED SUPERVISOR WILSON AS CHAIRMAN**
X
- 42135 **NOMINATED AND ELECTED SUPERVISOR SILVA AS VICE CHAIRMAN**
NX

IV. PUBLIC HEARINGS (Items 9-13)

PLANNING AND DEVELOPMENT SERVICES

9. Public Hearing to consider adopting resolution and second reading and adoption of "An Ordinance of the County of Orange, California, Repealing the Uniform Building Code, 1997 Edition; Repealing the California Building Code, 1998 Edition; Repealing the California Building Standards Code, 1998 Edition; Repealing Ordinance 99-10 and Adopting by Reference the California Building Code, 2001 Edition and the Uniform Building Code, 1997 Edition, with Appendix and Amendments Thereto; and Adopting the California Building Standards Code, 2001 Edition" - All Districts (Continued from 12/17/02. Item 104)
B.O. **CLOSED PUBLIC HEARING**
- 14235 **APPROVED AS RECOMMENDED**
X
RESO: 03-001
ORD: 03-003

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10. Public Hearing to consider adopting resolution and second reading and adoption of "An Ordinance of the County of Orange, California, Repealing the 1997 Edition of the Uniform Mechanical Code and Adopting by Reference the Uniform Mechanical Code, 2000 Edition and the California Mechanical Code, 2001 Edition, with Modifications and Amendments Thereto" - All Districts (Continued from 12/17/02, Item 105)

B.O. **CLOSED PUBLIC HEARING**

21345 **APPROVED AS RECOMMENDED**

X

RESO: 03-002

ORD: 03-004

11. Public Hearing to consider adopting resolution and second reading and adoption of "An Ordinance of the County of Orange, California, Repealing the National Electrical Code, 1996 Edition, and Adopting by Reference the National Electrical Code, 1999 Edition and the California Electrical Code, 2001 Edition with Amendments Thereto" - All Districts (Continued from 12/17/02, Item 106)

B.O. **CLOSED PUBLIC HEARING**

41235 **APPROVED AS RECOMMENDED**

X

RESO: 03-003

ORD: 03-005

12. Public Hearing to consider adopting resolution and second reading and adoption of "An Ordinance of the County of Orange, California, Repealing Uniform Swimming Pool, Spa and Hot Tub Code, 1994 Edition and Adopting by Reference the Uniform Swimming Pool, Spa and Hot Tub Code, 2000 Edition with Certain Expectations and Amendments Thereto" - All Districts (Continued from 12/17/02, Item 107)

B.O. **CLOSED PUBLIC HEARING**

14235 **APPROVED AS RECOMMENDED**

X

RESO: 03-004

ORD: 03-006

13. Public Hearing to consider adopting resolution and second reading and adoption of "An Ordinance of the County of Orange, California, Repealing the 1997 Edition of the Uniform Plumbing Code and Adopting by Reference the 2000 Edition of the Uniform Plumbing Code and the California Plumbing Code, 2001 Edition, Including Appendices, with Amendments Thereto" - All Districts (Continued from 12/17/02, Item 108)

B.O. **CLOSED PUBLIC HEARING**

12345 **APPROVED AS RECOMMENDED**

X

RESO: 03-005

ORD: 03-007

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V. CLOSED SESSION (Item CS-1)

GENERAL ADMINISTRATION

- CS-1. **County Counsel** - 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: Barratt American Incorporated, et al., v. County of Orange. et al., OCSC Case No. 01CC04025
- B.O. **HELD, THE CLERK READ: NO REPORTABLE ACTION**

VI. PUBLIC, BOARD & EMAIL COMMENTS & ADJOURNMENT

PUBLIC COMMENTS:

John Williams - Oral Re: Introduction as new elected Public Administrator of Orange County

Charles Griffin - Oral Re: Support of Airport "V Plan" at El Toro; and provided Board with schedule of sale of property at El Toro

Larry Laven - Oral Re: Election of 3rd District Supervisor

Darrell Nolta - Oral Re: Concerns regarding redevelopment projects, use of PLA agreements and continued use of community social grant funds by Supervisors

BOARD COMMENTS:

Supervisor Norby - Oral Re: Thanks to all for warm welcome

ADJOURNED: 10:18 A.M.

*** KEY ***

Left Margin Notes

1. √ Supervisor Smith
2. √ Supervisor Silva
3. √ Vacant
4. √ Supervisor Norby
5. √ Chairman Wilson

Right Margin Notes

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

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*