

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, March 25, 2003, 9:30 AM

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, Interim CEO
 COUNTY COUNSEL Benjamin P. de Mayo
 CLERK OF THE BOARD Darlene J. Bloom

INVOCATION: Supervisor Norby, Fourth District, gave the invocation

PLEDGE OF ALLEGIANCE: Supervisor Campbell, Third District, led the assembly in the Pledge of Allegiance

I. PRESENTATIONS/INTRODUCTIONS

Chairman Wilson presented a resolution commending Elaine Renta on her retirement

Chairman Wilson presented a resolution recognizing Seventh Annual Orange County Earth Day Festival

Chairman Wilson presented a resolution commending Assistant Sheriff John Fuller on his retirement

II. CONSENT CALENDAR (Items 1-26)

31245 **APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEMS 10, 25 & 26 WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE**

BOARD APPOINTMENTS

1. **Chairman Wilson** - Orange County Children and Families Commission - Reappoint Crystal Kochendorfer, Dana Point, Maria Minon, Orange, and Sally Snyder, Irvine, for terms ending 3/31/07

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DEPARTMENT APPOINTMENTS

2. **Probation** - Orange County Juvenile Justice Coordinating Council - Appoint Angelo Doti, Interim Director for Social Services, for an indefinite term

COMMENDATIONS/PROCLAMATIONS

3. **Supervisor Smith** - Adopt resolution recognizing Socorro and Ernesto Vasquez for receiving 2003 Giving is Living Award
RESO: 03-095

Chairman Wilson:

4. Adopt resolution commending John Fuller on his retirement
RESO: 03-096
5. Adopt resolution proclaiming March 2003 as "Mediation Month"
RESO: 03-097

COMMUNITY SERVICES AGENCY

6. Approve agreement with South County Senior Services, Inc. for implementation and administration of South County Senior Transportation Program, 3/25/03 - 6/30/04 (\$331,395); and authorize Executive Director, Office on Aging to execute amendments under certain conditions - Districts 2, 3 & 5

HEALTH CARE AGENCY

7. Approve agreement with Anaheim Memorial Medical Center for Tobacco Free Communities Adult and Youth Cessation services, 3/25/03 - 6/30/03 (\$75,000) - All Districts

INTEGRATED WASTE MANAGEMENT DEPARTMENT

8. 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 4/8/03, 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; 1/7/03, Item 1; 1/14/03, Item 21; 1/28/03, Item 12; 2/11/03, Item 6; 2/25/03, Item 9; 3/11/03, Item 9)

JOHN WAYNE AIRPORT

9. 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 4/8/03, 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; 1/7/03, Item 2; 1/14/03, Item 26; 1/28/03, Item 15; 2/11/03, Item 7; 2/25/03, Item 14; 3/11/03, Item 11)

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PLANNING AND DEVELOPMENT SERVICES

10. Receive and file Financial Status Report - All Districts (Continued from 3/11/03; Item 14; 3/18/03, Item 13)
32415 **APPROVED AS RECOMMENDED**
11. Authorize submission of grant application for jobs/housing balance incentive; and authorize Director or designee to execute grant - All Districts

PUBLIC FACILITIES AND RESOURCES DEPARTMENT

12. Approve plans and specifications and set bid opening for 4/30/03, 2:00 p.m., for replacement of air handler and controls for detention area, North Justice Center, Fullerton - District 4
13. Approve purchase of microwave digestion system for National Pollutant Discharge Elimination System Stormwater Program (\$20,000) - All Districts
14. Select various primary and alternate firms for contract administrator/project management services for capital projects; and authorize negotiation of agreements for Board approval - All Districts
15. Approve change order 1 with Carson Services Corporation for replacement of playground equipment, Carbon Canyon Regional Park, Brea (\$54,100; new total \$185,280) - District 3
16. **Acting as the Orange County Flood Control District** - Accept work with American Construction & Supply, Inc., Talbert Channel improvements; project completed 6/4/02 (\$366,287.90) - District 2

PUBLIC PROTECTION

17. **Probation** - Approve amended agreement with American Academy of Pediatrics for provision of 8% Early Intervention Program medical services at North Orange County Youth and Family Resource Center - District 4

Sheriff-Coroner:

18. Approve continuance of emergency and making 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 4/8/03, 9:30 a.m., and every 14 days thereafter - District 3 (*4/5 vote*) (Continued from 11/19/02, Item 90; 12/10/02, Item 48; 12/17/02, Item 61; 1/7/03, Item 5; 1/14/03, Item 63; 1/28/03, Item 31; 2/11/03, Item 20; 2/25/03; Item 37; 3/11/03, Item 21)
19. Approve termination of emergency action originally approved on 1/14/03, for repairs to roofs of various buildings, Theo Lacy Jail - District 3 (*4/5 vote*) (Continued from 1/14/03, Item 88; 1/28/03, Item 32; 2/11/03, Item 21; 2/25/03, Item 38; 3/11/03, Item 22)
20. Approve amendment 2 to agreement with Jules-Laurie Partnership, L.P. for office space for temporary relocation of Coroner's operations, Santa Ana, extending terms to 3/31/04 (\$89,537 per year) - District 1

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GENERAL ADMINISTRATION

Assessor Department:

- 21 . Approve price agreement N1000005073 with Digital Map Products for customized photo imagery service, 3/11/03 - 3/10/06 (\$121,600 first year and \$66,600 second & third years) - All Districts (Continued from 3/18/03, Item 32)
- 22 . Approve agreement with AES, Inc. for intelligent photo imagery interface to link Assessor evaluation process to special database (\$69,000) - All Districts (Continued from 3/18/03, Item 33)

Auditor-Controller:

- 23 . Approve schedule of County fixed assets physical inventory dates for calendar years 2003 and 2004 - All Districts
- 24 . Receive and file new Fund/Agency Semi-Annual Report for Fiscal Year 2002-03 - All Districts

County Executive Office:

- 25 . Authorize John Wayne Airport Director to execute agreement 03-004FA with Sperry Capital, Inc. for Airport Revenue Refunding Bonds, Series 1993 - District 2
32415 **APPROVED AS RECOMMENDED**
- 26 . Approve Legislative Bulletin including recommended positions on introduced or amended legislation - All Districts
41235 **APPROVED SUPPORT OF AB 1568 WITH CLARIFICATION AMENDMENTS**
RECOMMENDED BY STAFF AND AUTHORIZED CHAIRMAN TO FORWARD
APPROPRIATE CORRESPONDENCE TO SACRAMENTO

END OF CONSENT CALENDAR

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III. DISCUSSION ITEMS (Items 27-S46A)

HEALTH CARE AGENCY

27. Approve agreement 02-25773 with State Department of Health Services for California Project LEAN / Nutrition Network, 10/102 - 9/30/03 (\$948,346) - All Districts
21345 **APPROVED AS RECOMMENDED**
28. Approve amended Memorandum of Understanding (MOU) with Orange County Children and Families Commission for Project Connections FRC services, extending term to 6/30/03 (\$610,256; new total \$1,490,433); approve MOUs for Nurse-Family Partnership Project services, 11/1/02 - 10/31/03 (\$120,950) and for Kid Care Collaboration for a Healthy Future Project services, 10/1/03 - 9/30/04 (\$220,646) - All Districts
13425 **APPROVED AS RECOMMENDED**
29. Approve Memorandum of Understanding with Orange County Children and Families Commission for Fiscal Leveraging and support services, effective 11/1/02; authorize Auditor-Controller to establish interest earning Fund 138 for revenues and related costs (\$12,225,000); and approve related administrative actions - All Districts
31245 **APPROVED AS RECOMMENDED**

HOUSING AND COMMUNITY DEVELOPMENT

30. **Acting as the Board of Supervisors and Orange County Housing Authority** - Approve option agreement between County of Orange and Housing Authority for purchase of surplus land, Westminster (\$100,000); and authorize Directors or designees to execute loan and other related documents; **Acting as Board of Supervisors** - authorize Manager, CEO/Real Estate, and Executive Director of Orange County Housing Authority to execute related documents; approve loan commitment to Orange County Housing Authority (\$1,570,000); and make California Environmental Quality Act findings; **Acting as Orange County Housing Authority** - authorize negotiation of agreement with The Related Companies of California, LLC for disposition and development of land as affordable housing; and return to Board of Commissioners for approval - District 1
14235 **APPROVED AS RECOMMENDED WITH THE UNDERSTANDING THAT NO GENERAL FUND MONIES WILL BE USED**

ORANGE COUNTY PUBLIC LIBRARY

31. Approve agreement with DMB Ladera, LLC for accelerated payment of Library permit fees; and direct Planning & Development Services Department to discontinue collection of library fees for residential development, Ladera Planned Community, effective 4/1/03 - District 5
51234 **APPROVED AS RECOMMENDED**

PUBLIC FACILITIES AND RESOURCES DEPARTMENT

32. Approve grant agreement 02-140-258-0 with State Water Resources Control Board for modifications of the San Diego Creek (\$816,250) - Districts 2, 3 and 5
32415 **APPROVED AS RECOMMENDED**
33. Approve amended agreement with Parking Concepts, Inc. for operation of Civic Center Parking Facilities, extending term 6/1/03 - 5/31/04 (\$900,000) - District 1
13425 **APPROVED AS RECOMMENDED**
X

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- 34 . Deny bid protest from Legg, Inc.; waive informal bid error of Tovey/Schultz Construction, Inc.; receive bids and award contract to Tovey/Shultz Construction, Inc. for Probation-Juvenile Hall 60 bed expansion, Orange (\$11,368,000) - District 3
35124 APPROVED AS RECOMMENDED
X
- 35 . Approve amended agreement with Parking Concepts, Inc. for operation and management of the Manchester Avenue complex, extending terms 6/1/02 - 5/31/04 (\$800,000) - District 3
31245 APPROVED AS RECOMMENDED
- 36 . Approve agreement with Project Dimensions, Inc. for implementation of Dana Point Harbor Commercial Core Plan (\$6,982,000) - District 5
52314 APPROVED AS RECOMMENDED

PUBLIC PROTECTION

Probation:

- 37 . Approve amendment 2 to agreement with Community Services Programs, Inc. for provision of 8% Early Intervention Program services at North Orange County Youth and Family Resource Center, extending terms to 9/30/03 (\$104,170; new total \$646,653) - District 4
43125 APPROVED AS RECOMMENDED
- 38 . Approve amendment 2 to agreement with North Orange County Regional Occupational Program to provide comprehensive employment services at North Challenge Youth and Family Resource Center, extending terms to 9/30/03 (\$80,098; new total \$1,314,787) District 4
43125 APPROVED AS RECOMMENDED
- 39 . Approve amendment 2 to agreement with Community Service Programs, Inc. to provide community resource collaborative services, North Challenge Youth and Family Resource Center, extending terms to 9/30/03 (\$70,449; new total \$906,272) - District 4
43125 APPROVED AS RECOMMENDED
- 40 . **Public Defender** - Approve amended lease agreement with Civic Center, LLC (successor of FJS, Inc.) for office space, 600 W. Santa Ana Blvd., Santa Ana; extending term 5 years; and make California Environmental Quality Act findings - District 1
13425 APPROVED AS RECOMMENDED

Sheriff-Coroner:

- 41 . Approve agreement with Stanton for law enforcement services, 7/1/02 - 6/30/07 (\$5,704,278 for FY 2002-03); and authorize Sheriff-Coroner to execute operations agreement and subsequent amendments under certain conditions - District 2
21345 APPROVED AS RECOMMENDED
- 42 . Adopt resolution authorizing filing of grant applications with Federal Emergency Management Agency for emergency operations planning (\$483,126) and for Citizen Corps/Community Emergency Response Teams (\$82,118) for FFY 2002; authorize Sheriff or designee to execute related documents and authorize Auditor-Controller to transfer funds to other jurisdictions under certain conditions - All Districts
12345 APPROVED AS RECOMMENDED

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RESO: 03-098

43. Authorize negotiation of agreement with AT&T for inmate telephone services; and return for Board approval - All Districts
B.O. **DELETED**
44. Approve amended grant agreement with Governors Office of Criminal Justice Planning for Local Forensic Laboratory Improvement Program, 4/30/03 - 4/30/04 (\$36,000; new total \$929,307) - All Districts
14235 **APPROVED AS RECOMMENDED**

GENERAL ADMINISTRATION

45. **County Executive Office and County Counsel** - Approve correspondence to Governor and State officials concerning Governor's budget proposal to eliminate State General Fund backfill to the County of reduced Motor Vehicle License Fees - All Districts
43125 **CONTINUED TO 4/1/03, 9:30 A.M.**
46. **Treasurer-Tax Collector** - Adopt resolution authorizing issuance of Coast Community College District General Obligation Bonds, Election of 2002, Series 2003A; and approve related documents (\$120,000,000) - District 2
23415 **APPROVED AS RECOMMENDED**
RESO: 03-099
- S46A. **Supervisor Campbell** - Adopt resolution proclaiming April as Cure Children's Cancer Month
31245 **APPROVED AS RECOMMENDED**
RESO: 03-100

IV. PUBLIC HEARINGS (None)

V. CLOSED SESSION (Item CS-1)

- CS-1. **County Counsel** - CONFERENCE WITH SHERIFF-CORONER - THREAT TO PUBLIC SERVICES OR FACILITIES - Pursuant to Government Code Section 54957(a): Title of Officer: Michael Carona, Orange County Sheriff-Coroner
B.O. **DELETED**

VI. PUBLIC, BOARD & EMAIL COMMENTS & ADJOURNMENT

PUBLIC COMMENTS:

Charles Griffin - Oral Re: Use of El Toro as airport

Shirley Adams - Oral Re: United Domestic Workers compensation petition

Bruce Junor - Oral Re: Orange County budget concerns

Kori Flechtner - Oral Re: Designated Drivers' Association project support

BOARD COMMENTS:

Supervisor Campbell - Oral Re: Acknowledged the retirement of Linda Ruth, Chino Hills City Clerk and wife of Interim CEO, Jim Ruth

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Supervisor Smith - Oral Re: Directed staff to prepare a letter of support for Ms. Kori Flechtner supporting the Designated Drivers' Association Project in Orange County

Supervisor Norby - Oral Re: As CSAC representative provided the Board with a Status Report on the recent CSAC Legislative Conference

ADJOURNED: 10:56 A.M.

35124 Adjourned in memory of Mary Helen McCormack

*** KEY ***

Left Margin Notes

1. ✓ Supervisor Smith
2. ✓ Supervisor Silva
3. ✓ Supervisor Campbell
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*