

# 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, November 25, 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

**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    Darlene J. Bloom

INVOCATION: Supervisor Silva, Second District, gave the invocation

PLEDGE OF ALLEGIANCE: Supervisor Norby, Fourth District, led the assembly in the Pledge of Allegiance

### **I. PRESENTATIONS/INTRODUCTIONS**

Chairman Wilson received two awards from Center for Digital Government and presented a resolution commending Online Recruitment System team for Best of Breed Award by Center for Digital Government

### **II. CONSENT CALENDAR (Items 1-32)**

41235    **APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEMS 30 & 31 WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE**

### **DEPARTMENT APPOINTMENTS**

1.        **Health Care Agency** - Alcohol and Drug Advisory Board and Local Suppression of Drug Abuse in Schools Advisory Committee - Appoint Danielle Tafolla, Westminster, to complete term ending 12/31/06

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## COMMENDATIONS/PROCLAMATIONS

2.        **Chairman Wilson** - Adopt resolution commending Richard Hilde for his outstanding work and service  
*RESO: 03-359*

## HEALTH CARE AGENCY

3.        Approve amended lease with Laguna United Methodist Church for office space for outpatient children's mental health services, Laguna Beach, extending term to 11/19/08; and make California Environmental Quality Act findings - District 5
4.        Approve agreement with Management Applied Programming, Inc., aka American Insurance Administrators for Community Hospital Claims Processing services, 12/1/03 - 6/30/04 - All Districts

## JOHN WAYNE AIRPORT

5.        Approve price agreement N1000005513 with Cyclone Surface Cleaning for ramp and remain over night surface cleaning, 12/1/03 - 11/30/06 (\$240,000); renewable for two additional years (\$80,000 each year) - District 2
6.        Approve amended price agreement K1000000059 with Fire Protection Management, Incorporated for fire alarm testing and inspection of terminal building (\$48,000; new total \$72,000) - District 2

## ORANGE COUNTY PUBLIC LIBRARY

7.        Approve submission of grant applications to and acceptance of grant awards from Target Stores for 2003 Target Stores Community Giving Program for Aliso Viejo, Ladera Ranch and Rancho Santa Margarita Branch Libraries (\$11,000) - District 5
8.        Approve submission of grant application to and acceptance of grant award from Mervyn's Stores for 2003 Mervyn's Stores "Go Places. Read" reading initiative (\$25,000) - All Districts
9.        Adopt resolution certifying commitment to operate new Tustin Branch Library in the event Tustin is successful in its application for grant funding pursuant to "Library Bond Act" - District 3  
*RESO: 03-360*
10.       Adopt resolution certifying commitment to operate expanded La Habra Branch Library in the event La Habra is successful in its application for grant funding pursuant to "Library Bond Act" - District 4  
*RESO: 03-361*
11.       Adopt resolution certifying commitment to operate new Dana Point Branch Library in the event Dana Point is successful in its application for grant funding pursuant to "Library Bond Act" - District 5  
*RESO: 03-362*

## PUBLIC FACILITIES AND RESOURCES DEPARTMENT

12.       Authorize release of security for street improvements, street lights, sewer and water systems, and monumentation, Tract 15725, Coto De Caza Ltd., Coto De Caza area - District 5
13.       Accept work with Pascal & Ludwig Constructors for Urban Runoff Diversion Projects, Talbert and Santa Ana River Channels and Huntington Beach Pump Station; project completed 5/13/03

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(\$2,382,489.06) - District 2

14. Approve price agreement N1000005535 with RS Elevator Corporation for elevator and escalator repair services at various County facilities, 12/1/03 - 11/30/04 (\$40,000); renewable for two additional years - All Districts
15. Approve agreement D02-144 with Huitt-Zollars, Inc. for on-call subdivision map checking services (\$56,333) - All Districts

## **Acting as the Orange County Flood Control District:**

16. Approve agreement D03-020 with Irvine Community Development Company, The Irvine Company, Irvine Valencia Growers and the City of Irvine for flood control improvements to Central Irvine and Northwest Collector Channels and Trabuco Retarding Basin; accept grant easements and quitclaim deeds; and make California Environmental Quality Act and other findings - District 3
17. Approve agreement D01-104 with Fountain Valley for funding of Southpark Storm Drain connector (\$100,000); and make California Environmental Quality Act findings - District 2
18. **Acting as the Board of Supervisors and Orange County Flood Control District** - Approve amended agreement D01-042 with Lake Forest and Serrano Creek Conservancy for increase to Lake Forest contribution to Serrano Creek Channel project (\$148,811; new total \$383,161); and make California Environmental Quality Act findings - District 5

## **SOCIAL SERVICES AGENCY**

19. Approve amendment 2 to lease with Eastcom Corporation for office space for Social Services Agency Headquarters, Santa Ana; and make California Environmental Quality Act findings - District 1
20. Accept grant from Stuart Foundation for implementation of Family to Family Initiative (\$100,000) - All Districts

## **PUBLIC PROTECTION**

21. **Probation** - Approve agreement with Valerie Small for transfer of ownership of narcotic detection dog at no cost to former handler - All Districts

## **Sheriff-Coroner:**

22. Approve lease agreement with United States Forest Service for continued operation of Santiago Peak Communications Facility, unincorporated area, 20 year term; and make California Environmental Quality Act findings - District 3
23. Approve agreements with Federal Bureau of Investigation for overtime reimbursements for Sheriff-Coroner and District Attorney's participation in Orange County Joint Terrorism Task Force, 10/1/03 - 9/30/04 (\$75,036.36) - All Districts

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- 24 .           Ratify execution and submission of grant agreement (\$323,104) and related documents to and approve amended grant agreement (\$108,146) with State Office of Emergency Services for Emergency Management Performance Grant Assistance, FFY 2003 - All Districts

## GENERAL ADMINISTRATION

### **County Executive Office:**

- 25 .           Approve master agreement with California State University Fullerton to facilitate undergraduate and graduate fieldwork/internship placement; and authorize Director or designee to amend agreement under certain conditions - All Districts
- 26 .           Approve price agreement N1000005332 with Shinsuke Clifford Yamamoto, Inc. for landscape maintenance services at Harbor Justice Center, Laguna Niguel, 12/1/03 - 11/30/04 (\$25,650); renewable for two additional years - District 5
- 27 .           Approve price agreement N1000005333 with Shinsuke Clifford Yamamoto, Inc. for landscape maintenance services at Harbor Justice Center, Newport Beach, 12/1/03 - 11/30/04 (\$19,250); renewable for two additional years - District 2
- 28 .           Approve price agreement N1000005335 with Shinsuke Clifford Yamamoto, Inc. for landscape maintenance services at North Justice Center, Fullerton, 12/1/03 - 11/30/04 (\$44,900); renewable for two additional years - District 4
- 29 .           Approve price agreement N1000005334 with Shinsuke Clifford Yamamoto, Inc. for landscape maintenance services at Lamoreaux Justice Center, Orange, 12/1/03 - 11/30/04 (\$29,850); renewable for two additional years - District 3
- 30 .           **Registrar of Voters** - Approve agreement with CTS Language Link for written translations of ballots, sample ballot pamphlets and other election materials in multiple languages (\$250,000); renewable for two additional years; and authorize Purchasing Agent or designee to execute amendments under certain conditions - All Districts

41235       **APPROVED AS RECOMMENDED**

- 31 .           **Treasurer-Tax Collector** - Adopt resolution approving public auction sale # 1373 on 3/25/04, to sell tax-defaulted real property - All Districts

32145       **APPROVED AS RECOMMENDED**

*RESO: 03-363*

## ORANGE COUNTY CHILDREN AND FAMILIES COMMISSION

- 32 .           Receive and file the Orange County Children and Families Commission Report

END OF CONSENT CALENDAR

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## III. DISCUSSION ITEMS (Items 33-S53A)

### HEALTH CARE AGENCY

33. Adopt resolution approving agreement UBG9-03-93 with California Integrated Waste Management Board for Used Oil Recycling Block Grant Funds for 14 cities, 7/1/03 - 6/30/06 (\$756,768) - All Districts  
13245 **APPROVED AS RECOMMENDED**  
*RESO: 03-364*
34. Approve agreement with State Department of Health Services for Emergency Medical Services Appropriation funds, FY 2003-04 (\$1,147,054) - All Districts  
21345 **APPROVED AS RECOMMENDED**
35. Approve agreement with Orange County Medical Association and Management Applied Programming, Inc., aka American Insurance Administrators for administration of Emergency Medical Services Funds Program and Fiscal Intermediary services, 12/1/03 - 9/30/04 (\$10,451,518) - All Districts  
15234 **MOTION TO APPROVE RECOMMENDED ACTION FAILED TO CARRY**  
NNN
- 43125 **CONTINUED TO 12/9/03, 9:30 A.M.**
36. Approve amended agreement 02-25694 for Women, Infants and Children Supplemental Nutrition Program, 10/1/02 - 9/30/05 (\$515,066; new total \$20,608,643) and agreement 03-75323 for California Project LEAN Bone Health Campaign, 10/1/03 - 6/30/04 (\$35,000) with State Department of Health Services; and authorize Director or designee to sign related documents - All Districts  
21345 **APPROVED AS RECOMMENDED**

### INTEGRATED WASTE MANAGEMENT DEPARTMENT

37. Receive bids and award contract to R.J. Noble Company for construction of access road resurfacing, Frank R. Bowerman Landfill (\$828,800) - District 3  
35124 **APPROVED AS RECOMMENDED**

### JOHN WAYNE AIRPORT

38. Approve plans and specifications and set bid opening for 1/7/04, 2:00 p.m., for construction of new flush mount fire hydrants - District 2  
21345 **APPROVED AS RECOMMENDED**
39. Approve agreement with Kimley-Horn and Associates, Inc. for reconstruction of main runway (\$888,265) - District 2  
21345 **APPROVED AS RECOMMENDED**
40. Approve price agreement N1000005467 with Fluoresco Lighting and Sign Maintenance Corporation for sign making, modifications and repairs, 12/1/03 - 11/30/06 (\$330,000); renewable for two additional years (\$110,000 each year) - District 2  
23145 **APPROVED AS RECOMMENDED**

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- 41 .      Receive bids and award contract to Meadows Construction Services, Inc. for installation of temporary passenger waiting facility (\$557,274) - District 2  
21345      **APPROVED AS RECOMMENDED**

## **SOCIAL SERVICES AGENCY**

- 42 .      Ratify execution of cooperative agreement 90ZF0007 with Department of Health and Human Services Administration for Children and Families Office of Refugee Resettlement and County Family Self-Sufficiency Division; authorize Director to execute future agreements from 9/30/03 - 9/29/06; ratify submission of grant application to and accept grant award from Office of Refugee Resettlement for Refugee Family Relationship Enhancement Program, FFY 2003-04 (\$200,000) - All Districts  
13245      **APPROVED AS RECOMMENDED**

- 43 .      Approve acceptance of grant award from U.S. Department of Health and Human Services, Administration for Children and Families for services promoting healthy marriage and family formation, 9/30/03 - 9/29/04 (\$200,000); authorize inclusion of \$3,000 in contract with Catholic Charities of Orange County for project evaluator to attend 12/03 meeting in Washington, D.C.; and authorize Director or designee to execute related documents and amendments under certain conditions - All Districts  
13245      **APPROVED AS RECOMMENDED**

## **PUBLIC PROTECTION**

- 44 .      **Probation** - Approve price agreement N1000005480 with Redwood Toxicology Laboratories, Inc. to provide urinalysis testing services, 12/1/03 - 11/30/04 (\$400,545); renewable for two additional years; and make California Environmental Quality Act findings - All Districts  
12345      **APPROVED AS RECOMMENDED**

- 45 .      **Sheriff-Coroner** - Authorize certain County officials to execute grant application documents under certain conditions - All Districts  
13245      **APPROVED AS RECOMMENDED**

## **GENERAL ADMINISTRATION**

- 46 .      **County Counsel** - Adopt resolution resuming collection of Recorder Enhancement Fee, effective 1/1/04 - All Districts  
53124      **APPROVED AS RECOMMENDED**  
*RESO: 03-365*

### **County Executive Office:**

- 47 .      Approve recommended positions on introduced or amended legislation and consider other legislative subject matters - All Districts  
B.O.      **DISCUSSED**

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- 48 .            Approve FY 2003-04 First Quarter Budget Report; approve related budget adjustments and fund closures; amend master position control and select NCC funding option for Sheriff-Coroner South Patrol Division increase - All Districts *(4/5 vote)*
- 24135           **DIRECTED STAFF TO TRANSFER \$23.7 MILLION IN FBA FUNDS TO CONTINGENCY FUND 099**
- 35124           **APPROVED AS RECOMMENDED BY STAFF (RECOMMENDED ACTION 1)**
- 12345           **APPROVED AS RECOMMENDED BY STAFF (RECOMMENDED ACTION 2)**
- 23145           **APPROVED AS RECOMMENDED BY STAFF (RECOMMENDED ACTION 3)**
- 43125           **APPROVED AS RECOMMENDED BY STAFF (RECOMMENDED ACTIONS 4, 5 & 6)**
- 53124           **APPROVED OPTION A AS RECOMMENDED BY STAFF WITH THE UNDERSTANDING THAT THE SECOND TWELVE MONTH PERIOD WILL BE FUNDED (RECOMMENDED ACTION 7)**
- 49 .            **Acting as the Legislative Body of Community Facilities District No. 2003-1 (Ladera Ranch)** - Adopt resolution certifying election results for levy of special tax, bond indebtedness and issuance of bonds and authorizing filing of a validation action (\$60,000,000); and consider first reading of "An Ordinance of the Board of Supervisors of the County of Orange, State of California, Acting in its Capacity as the Legislative Body of Community Facilities District No. 2003-1 of the County of Orange (Ladera Ranch) Authorizing the Levy of a Special Tax Within Community Facilities District No. 2003-1 of the County of Orange (Ladera Ranch)"; and set second reading and adoption for 12/9/03, 9:30 a.m. - District 5
- 53124           **APPROVED AS RECOMMENDED**  
*RESO: 03-366*
- 50 .            **Acting as the Board of Supervisors** - Adopt resolution approving financing terms, documents and issuance of Apartment Development Revenue Bonds, Issue A of 2003 (Culver I-5 Family Project) (\$15,500,000); and select a financing team and other related matters; **Acting as the Board of Commissioners of the Orange County Housing Authority** - approving Project-based Section 8 Housing Vouchers for Culver I-5 Family Project for 36 units; and authorize Director H&CSD or designee to execute related documents - District 3
- 32145           **APPROVED AS RECOMMENDED**  
NX  
*RESO: 03-367*
- 51 .            **Acting as the Board of Supervisors and Orange County Development Agency** - Adopt resolution authorizing Irvine to construct infrastructure improvement facilities in County Unincorporated Area of Assessment District 03-19 - District 3 (Continued from 11/18/03; Item 49)
- 32145           **APPROVED AS RECOMMENDED**  
*RESO: 03-368*
- 52 .            **Registrar of Voters** - Approve price agreement N1000005342 with Merrill Corporation, LLC for sample ballot printing services in multiple languages, effective 11/30/04 (\$750,000); renewable for two additional years; and authorize Purchasing Agent or designee to execute amendments under certain conditions - All Districts
- 12345           **APPROVED AS RECOMMENDED**

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53. **Supervisor Campbell** - Direct Registrar of Voters to post all current and future campaign finance reports of County officeholders and candidates on Registrar of Voters web site; and return to the Board on 1/6/04
- 31245 **APPROVED RECOMMENDATIONS AS STATED IN 11/10/03 MEMO FROM SUPERVISOR CAMPBELL**
- S53A. **Chairman Wilson** - Adopt resolution commending Metropolitan Water District of Southern California for 75 years of public service and leadership
- 54123 **APPROVED AS RECOMMENDED**  
*RESO: 03-369*

## **IV. PUBLIC HEARINGS (Item 54)**

### **HOUSING AND COMMUNITY SERVICES DEPARTMENT**

54. Public Hearing to consider approving Yorba Linda's amended application for 2003-04 annual action plan; authorize Director or designee to execute related documents; and make California Environmental Quality Act and National Environmental Policy Act findings - District 3
- B.O. **CLOSED PUBLIC HEARING**
- 34125 **APPROVED AS RECOMMENDED**

## **V. CLOSED SESSION (Item CS-1)**

### **GENERAL ADMINISTRATION**

- CS-1. **Sheriff-Coroner** - Closed Session 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. **HELD, NO REPORTABLE ACTION**

## **VI. PUBLIC, BOARD & EMAIL COMMENTS & ADJOURNMENT**

### **PUBLIC COMMENTS:**

Larry Lavin - Oral Re: Electrical power

Alma Ramirez - Oral Re: Harassment in Orange County

### **BOARD COMMENTS:**

Supervisors Campbell, Norby & Wilson - Oral Re: Direction to CEO regarding 3% HR administrative fee for deputies' and attorneys' insurance program

### **ADJOURNED: 12:20 P.M.**

Adjourned in memory of Adelaide Capizzi

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\*\*\* 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)*

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*THOMAS W. WILSON, CHAIRMAN  
Orange County Board of Supervisors*

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*DARLENE J. BLOOM  
Orange County Clerk of the Board*