



REGULAR MEETING AGENDA

August 9, 2011

8:30 A.M.

Board of Supervisors
Ventura County

County Government Center
Hall of Administration
Board of Supervisors
Hearing Room
800 S. Victoria Avenue
Ventura, California 93009

MEMBERS OF THE BOARD

LINDA PARKS, District 2 CHAIR

Thousand Oaks, Newbury Park, Westlake Village, Oak Park, Bell Canyon, Hidden Valley, Lake Sherwood, Somis, Las Posas Valley, California State University Channels, Portions of the Oxnard Plain, Santa Rosa Valley, Naval Base Ventura County Point Mugu, California Air National Guard, and South Coast

STEVE BENNETT, District 1

San Buenaventura, Montalvo, Saticoy, Ojai Valley, City of Ojai, Upper Ojai Valley, Riverpark, Northwest Oxnard, North Coast and West Lockwood Valley

KATHY I. LONG, District 3

Camarillo, Port Hueneme, Southeast Oxnard, East Oxnard Plain, Santa Paula, Fillmore, Piru, East Lockwood Valley, and Eastern Portion of Naval Base Ventura County Port Hueneme

PETER C. FOY, District 4

Simi Valley, Moorpark, Santa Susana Knolls, Box Canyon, Chatsworth Peak, Home Acres, Sinaloa Lake, and Tierra Rejada Valley

JOHN C. ZARAGOZA, District 5 VICE CHAIR

Oxnard, Oxnard Shores, Mandalay Bay, Silver Strand, Hollywood Beach, Hollywood By the Sea, Channel Islands Harbor, El Rio, Nyeland Acres, Del Norte Area, Oxnard College, Oxnard Plain, Strickland and Portion of Naval Base Ventura County Port Hueneme

MICHAEL POWERS,
County Executive Officer and
Clerk of the Board of Supervisors

ROBERTA RODRIGUEZ,
Chief Deputy Clerk of the Board
(805) 654-2251

LEROY SMITH,
County Counsel

WEB ACCESS

At: <http://www.countyofventura.org>
Live Broadcast and Video Archives
Board Calendar, Agenda, Agenda
Items, and Summary of Actions

Persons who require accommodation for any audio, visual or other disability in order to review an agenda, or to participate in a meeting of the Board of Supervisors per the American Disabilities Act (ADA), may obtain assistance by requesting such accommodation in writing addressed to the Clerk of the Board, 800 South Victoria Avenue, Loc. #1920, Ventura, CA 93009 or telephonically by calling (805) 654-2251. Any such request for accommodation should be made at least 48 hours prior to the scheduled meeting for which assistance is requested.

All agenda reports and supporting data, including those filed in accordance with Government Code Section 54957.5 (b) (1) and (2) are available from the Clerk of the Board of Supervisors Office, Ventura County Government Center, Hall of Administration, 4th Floor, 800 South Victoria Avenue, Ventura, California. The same materials will be available and attached with each associated agenda item, when received, at the following website: www.countyofventura.org/bosagenda.

LEGAL NOTICES

There will be no Regular Meeting of the Board of Supervisors on Tuesday, August 16, 23 and 30, 2011 and September 6, 2011.

Welcome to the Meeting of the Board of Supervisors of the County of Ventura, also sitting as the Governing Board of the County Service Districts, Fire Protection District, Lake Sherwood Community Services District, Redevelopment Agency of the County of Ventura, Watershed Protection District, Ventura County In-Home Supportive Services Public Authority, Ventura County Library, Ventura County Public Financing Authority, and the Waterworks Districts.

The following information is provided to help you understand, follow, and participate in the Board meeting:

Pursuant to California Government Code Section 54953 (a) et. al., time is set aside for citizen presentations regarding County related matters. Those wishing to speak must fill out a speaker card and submit it to the Clerk. Speaker cards for issues not on the agenda must be submitted to the Clerk prior to the beginning of the public comment period. Agendized item, speaker cards must also be submitted before the item is taken up for consideration. The Clerk may not accept any additional speaker cards once an item commences.

Regular Agenda items are not Time Certain items and they will be heard at the Board's discretion, either before or after scheduled Time Certain Appointments and Hearings.

Correspondence Agenda matters are being presented to the Board for information. These items require no action or are not ready for Board consideration. The Clerk of the Board may refer these matters to the County Departments and Agencies for acknowledgement, investigation and report back, direct action or response as appropriate. Report back to the Board may appear on Agenda for action by the Board of Supervisors or for informational purposes upon dates indicated below as appropriate.

Members of the public making oral presentations to the Board in connection with one or more agenda or non-agenda items at a single meeting are limited to a cumulative total of time not to exceed five (5) minutes for all of their oral presentations at such meeting unless otherwise provided. The entire public comment period is limited to no more than thirty (30) minutes total for all speakers. NOTE: The Chair may limit the number or duration of speakers on a matter pursuant to amended Resolution #205 of the Board of Supervisors establishing rules relating to oral presentations by members of the public dated September 18, 2001.

Members of the public who desire to augment their comments with visual or audio presentations using County equipment must submit their materials to the Clerk of the Board and the Chair for review before use of County equipment will be allowed. The review will be conducted to determine only whether the materials are on matters within the jurisdiction of the Board, would be disruptive of the meeting, or would foster illegality, such as identity theft. If it is determined the materials are about matters not within the Board's jurisdiction, or would be disruptive of the meeting, or would foster illegality, use of County equipment will not be allowed.



REMINDER: In order to minimize distractions during public meetings, all personal communication devices should be turned off or put in a non-audible mode.

OPENING

1. Call to Order.
2. Roll Call.
3. Moment of Inspiration - Peggy Walker, Ventura County Teacher of the Year
4. Pledge of Allegiance to the Flag of the United States of America.
5. [Minutes of the meeting of the County and Special Districts governed by the Board held Tuesday, July 19, 2011.](#)
(Continued from 8/2/11 - Item 5)
MATERIALS WILL BE MADE AVAILABLE ON FRIDAY, AUGUST 5, 2011
6. Agenda Review - Consider and approve, by majority vote, minor revisions to Board items and/or attachments and any item added to, or removed/continued from, the Board of Supervisors Agenda.
7. Consent Agenda Items 10 - 22 - Review and approve unless an item is pulled for separate action by the Board and moved to the Regular agenda for consideration. Consent items are to be routine and non-controversial. All items are approved as recommended without discussion. (See Guidelines above)
8. Public Comments - Citizen presentations regarding County related matters NOT appearing on this agenda. (See Guidelines above)
9. Board Comments - Comments by Board members on matters they deem appropriate including memorial adjournments. A Board member may ask a question for clarification, make a brief announcement, or make a brief report on his or her own activities. A Board member may also provide a reference to staff or other resources for factual information, or request staff to report back to the body at a subsequent meeting concerning any matter. The Board may also direct staff to place a matter of business on a future agenda.

CONSENT AGENDA**AUDITOR-CONTROLLER**

10. [Receive and File the Auditor-Controller's Annual Audit Plan for Fiscal Year 2011-12.](#)
CEO SUPPORTS RECOMMENDATION

DEPARTMENT OF AIRPORTS

11. [Approval of Plans and Specifications; Waive Any Minor Irregularities in the Bids; Award Contract for the Camarillo Utility Enterprise Eubanks Street Improvements to the Successful Bidder on the Basis of the Lowest Responsible Bid; Authorization for the Director of Airports to Execute the Contract; and Authorization for the Auditor-Controller to Process the Necessary Accounting Transactions to Establish Appropriations; CMA 172, DOA 11-14, Supervisorial District No. 3.](#) **RECOMMENDATION NO. 5 REQUIRES 4/5THS VOTE**
CEO RECOMMENDS APPROVAL AS PROPOSED

HEALTH CARE AGENCY - Behavioral Health

12. [Ratification of, Approval of, and Authorization for, Fiscal Year 2011-2012 Contract Agreements with Aegis Medical Systems, Inc., PDAP of Ventura County, Incorporated, and Western Pacific Med-Corp., for Alcohol and Drug Program Services, for the Service Period July 1, 2011 Through June 30, 2012.](#)
CEO RECOMMENDS APPROVAL AS PROPOSED
13. [Ratification of, Approval of, and Authorization for, the Behavioral Health Director to Sign Fiscal Year 2011-12 Contract Agreements with City Impact, Incorporated and Interface Children & Family Services for Mental Health Services Act Prevention and Early Intervention Services and First 5 Ventura County Children and Parents Program Services, Effective August 1, 2011.](#)
CEO RECOMMENDS APPROVAL AS PROPOSED

HEALTH CARE AGENCY - Public Health

14. [Approval of Ventura County Health Care Agency's Planned Response to a Mass Fatality Catastrophe Plan Associated with Natural Disasters, Technological Incidents, and National Security Emergencies.](#)
CEO RECOMMENDS APPROVAL AS PROPOSED

CONSENT AGENDA, CONTINUED**HEALTH CARE AGENCY - Ventura County Medical Center**

15. [Approval of, and Authorization for, the Health Care Agency \(HCA\) Director, or His Designee, to Sign the Agreement with Ventura Inpatient Pediatric Specialists, a California Professional Partnership Between John Marcum, M.D., and Todd Flosi, M.D., Effective September 1, 2011; and Approval of, and Authorization for, the HCA Director, or His Designee, to Sign the Agreement with Cheryl Lambing, M.D. and Leslie Lynn Pawson, M.D., dba VCMC Family Practice Medical Group, Effective September 1, 2011.](#)
CEO RECOMMENDS APPROVAL AS PROPOSED

PUBLIC WORKS AGENCY - County of Ventura

16. [Adoption of a Resolution of Intention to Grant a Private Wastewater Pipeline Franchise to Houweling Nurseries Oxnard, Inc, Franchise No. 1.10.106 Located Near California State University, Channel Islands; Supervisorial District No. 3.](#)
SET PUBLIC HEARING ON SEPTEMBER 13, 2011 AT 10:30 A.M.
CEO RECOMMENDS APPROVAL AS PROPOSED
17. [Approval of, and Authorization for, the Director of the Public Works Agency, or His Designee, to Sign a Consulting Services Contract with Rincon Consultants, Inc. of Ventura, California, for Environmental Document Services for the Donlon Road Realignment Project Located in the Somis Area; AE No. 12-020, Project No. 50454, Supervisorial District No. 2.](#)
CEO RECOMMENDS APPROVAL AS PROPOSED
18. [Approval of Plans and Specifications Including Addendum No. 1; Waive Minor Bid Irregularities; and Award of Contract to Best Contracting Services Inc., of Gardena, California for the Ventura County Medical Center Building 305 Roof Repair Located in Ventura; Specification No. CP 11-10, Project No. ENT11109, Supervisorial District No. 1.](#)
CEO RECOMMENDS APPROVAL AS PROPOSED
19. [Find that the Use of the Property Proposed to be Added to Youth Connection's Sublease is Consistent with the Purpose for Which the Property was Acquired by the County; Approval of, and Authorization for, the Director of the Public Works Agency, or His Designee, to Sign the First Amendment to the Sublease with Youth Connection, a California Nonprofit Corporation, Adding an Additional 2.205 Acres to Its Existing Lease Area on County-Owned Property Located at 1722 South Lewis Road, Camarillo; Supervisorial District No. 3.](#)
CEO RECOMMENDS APPROVAL AS PROPOSED

CONSENT AGENDA. CONTINUED**PUBLIC WORKS AGENCY - Watershed Protection District**

20. [Approval of, and Authorization for, the Director of the Public Works Agency to Sign a Consulting Services Contract with Quincy Engineering, Inc. for the Matilija Dam Ecosystem Restoration Santa Ana Bridge Improvements Located in Live Oak Acres, California; AE No. AE12-04, Project No. 81919, Supervisorial District No. 1, Zone No.1.](#)
CEO RECOMMENDS APPROVAL AS PROPOSED

RESOURCE MANAGEMENT AGENCY - Environmental Health

21. [Receive and File the Hazardous Materials Discharge Reports for July 23, 2011 Through July 29, 2011 – Proposition 65.](#)
CEO RECOMMENDS APPROVAL AS PROPOSED

UNSCHEDULED VACANCY NOTICE

22. [Receive and File an Unscheduled Vacancy Notice of Leo Molitor on the Ventura County Planning Commission.](#)

TIME CERTAIN ITEMS, PRESENTATIONS AND HEARINGS**10:00 A.M.**

23. [Presentation of a Resolution Honoring John Nicoll Upon His Retirement After 31 Years of Dedicated Public Service.](#)
(Supervisor Long - 5 Minutes)
24. [Discuss and File the Report of Investments, Including Market Values for Investments, for the Month Ending June 30, 2011. \(Treasurer-Tax Collector – 5 Minutes\)](#)
CEO SUPPORTS RECOMMENDATION
25. [Second Hearing - Adoption of an Ordinance Regulating Waterways and Marinas at Channel Islands Harbor and Adjacent Public Parking Lots and Updating New State and Federal Laws Regulating Boating Activities and Water Quality Standards and Repealing Ordinance No. 4383. \(Heard on 7/26/11 – Item 31\) \(Harbor Department – 5 Minutes\)](#)
CEO RECOMMENDS APPROVAL AS PROPOSED
26. [Receive and File the Harbor Department's "Above and Beyond" Report.](#)
(Harbor Department - 10 Minutes)
MATERIALS WILL BE MADE AVAILABLE ON TUESDAY, AUGUST 9, 2011

TIME CERTAIN ITEMS, PRESENTATIONS AND HEARINGS, CONTINUED

10:30 A.M.

- 27. [Presentation by Michelle Smolarski, Children’s Congress Regarding Childhood Diabetes.](#)
(Continued from 7/26/11 – Item 27) (Supervisor Parks – 15 Minutes)

11:00 A.M.

Closed Session - It is the intention of the Ventura County Board of Supervisors to meet in Closed Session to consider the following items at 11:00 a.m. or earlier based on Agenda progress:

BEFORE THE VENTURA COUNTY BOARD OF SUPERVISORS:

- 28. [CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION \(Gov. Code, § 54956.9\)](#)

PURSUANT TO GOVERNMENT CODE SECTION 54956.9, SUBDIVISION (a):
NAME OF CASE: Barrett/Checansky v. County of Ventura, Ventura County Superior Court
Case No. CIV239187

- 29. [CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION](#)
(Gov. Code § 54956.9)

SIGNIFICANT EXPOSURE TO LITIGATION PURSUANT TO SUB-DIVISION (b) OF
SECTION 54956.9: 1 POTENTIAL CASE

REGULAR AGENDA

HEALTH CARE AGENCY - Public Health

- 30. [Approval of, and Authorization for, the Director of Public Health to Accept Additional Funding for In-Home Supportive Services/Personal Care Services Program for Fiscal Year 2011-12 from the Human Services Agency-Adult and Family Services; Authorization for the Auditor-Controller to Process the Necessary Accounting Transactions; Authorization for the Director-Human Resources to Establish One Public Nurse II Fixed-Term Position Allocation, Effective August 21, 2011 Through December 31, 2012.](#)
RECOMMENDATION NO. 2 REQUIRES 4/5THS VOTE
CEO RECOMMENDS APPROVAL AS PROPOSED

REGULAR AGENDA, CONTINUED**HEALTH CARE AGENCY - Public Health, CONTINUED**

31. [Ratification of, Approval of, and Authorization for, the Director of Public Health to Accept Additional Funding from a Supplemental Adolescent Family Life Program-Positive Youth Development Grant for Fiscal Year 2011-12, Beginning July 18, 2011; Authorization for the Auditor-Controller to Process the Necessary Accounting Transactions; and Authorization for the Director-Human Resources to Establish Two Community Health Worker Fixed-Term Positions, Effective July 24, 2011 Through June 30, 2012.](#)
RECOMMENDATION NO. 2 REQUIRES 4/5THS VOTE
CEO RECOMMENDS APPROVAL AS PROPOSED

BOARD OF SUPERVISORS

32. [Recommendation of Supervisor Bennett to Adopt a Legislative Position of Support for AB 529 Regarding Rounding Down Speed Limits.](#)
33. [Recommendation of Supervisor Foy to Hold the October 18, 2011 Board of Supervisors Meeting at Simi Valley City Hall.](#)

PUBLIC WORKS AGENCY - County of Ventura

34. [Adoption of a Resolution to Replace an Existing Swing Gate with a New Electric Gate Across County Road Right-of-Way on Old Baldwin Road Near the Entrance of the Ventura River County Water District Office at 409 Old Baldwin Road; Supervisorial District No. 1.](#)
CEO RECOMMENDS APPROVAL AS PROPOSED
35. [Approval of, and Authorization for, the Director of the Public Works Agency-Transportation Department to Execute General Reciprocal Agreements with Each City Within Ventura County for Maintenance, Construction, or Repair Work on County or City Streets, Roads, or Highways; All Supervisorial Districts.](#)
CEO RECOMMENDS APPROVAL AS PROPOSED
36. [Approval of, and Authorization for, the Director of the Public Works Agency, or His Designee, to Sign a Lease Agreement for the Sheriff's Department Special Services Division with Fubarco Production LLC, a California Limited Liability Company for Lease Space at 5187 Camino Ruiz, Suite B, Camarillo, California; Supervisorial District No. 3.](#)
CEO RECOMMENDS APPROVAL AS PROPOSED
37. [Adoption of a Resolution Approving a Merger of the Ventura Council of Governments with the Ventura County Transportation Commission Contingent Upon the Approval of Each of the Legislative Bodies of Each Member Government; All Supervisorial Districts.](#)
CEO RECOMMENDS APPROVAL AS PROPOSED

REGULAR AGENDA. CONTINUED**SHERIFF'S DEPARTMENT**

38. [Adoption of a Resolution Authorizing an Increase in the Criminal Justice Administrative Fee Charged to Convicted Persons to Reimburse Administrative Costs Associated With the Jail Booking Process.](#)
(Continued from 8/2/11 – Item 32)
CEO SUPPORTS RECOMMENDATION

POLICY MATTERS

39. [Recommendation to Appoint Ashley Ribeiro to the Alcohol and Drug Advisory Board and Extend the Term of Ascencion Olea to the Mental Health Board.](#)
40. [Recommendation of Supervisor Parks to Appoint Betsy Connolly to Community Action of Ventura County.](#)

CORRESPONDENCE AGENDA**Receive and File Correspondence Agenda Items 41 Through 43 - Communications Received and Filed by the Clerk of the Board on Behalf of the Board of Supervisors, with Copies Furnished as Indicated.**

41. [Receive and File Correspondence from James Vandenberg, Chair, Civil Service Commission.](#)
Regarding the Civil Service Commission Report for the Fourth Quarter Ending June 30, 2011.
COUNTY EXECUTIVE OFFICE
42. [Receive and File Correspondence from the Board of Harbor Commissioners Regarding Resolution No. 1077 - A Resolution of the Board of Harbor Commissioners of the Oxnard Harbor District Approving and Adopting the Fiscal Year 2011-2012 Final Operating Budget, Capital Outlay Plan, and Debt Schedule.](#)
HARBOR DEPARTMENT
43. [Receive and File Correspondence from Will Lightbourne, Director of the State of California Department of Social Services, Regarding Funding for Fraud Investigations and Program Integrity Efforts Related to the In-Home Supportive Services Program Pursuant to the California State Budget Act of 2011.](#)
HUMAN SERVICES AGENCY