



*An Independent Special District  
Serving Orange County Since 1947*

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# AGENDA

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## 778TH MEETING

**BOARD OF TRUSTEES  
ORANGE COUNTY VECTOR CONTROL DISTRICT**

**SEPTEMBER 15, 2011  
THURSDAY  
3:00 P.M.**

**13001 GARDEN GROVE BOULEVARD  
GARDEN GROVE, CALIFORNIA 92843-2102**

The mission of the Orange County Vector Control District is to provide the citizens of Orange County with the highest level of protection from vectors and vector-borne diseases.

**BOARD OF TRUSTEES**  
**Orange County Vector Control District**  
**AGENDA**  
**778th Meeting, September 15, 2011**  
**Thursday, 3:00 P.M.**

**ITEMS**

**COMMITTEE MEETINGS:**

⇨ 1:30 P.M. - **Executive Committee:** 1) Approve Minutes of August 10 Committee Meeting;  
2) Closed Session: District Manager Performance Evaluation; 3) Statement on Haster  
Business Park Prepayment; 4) Discuss Switching Back to OCERS.

**MEETING – 3:00 P.M.:**

1. Pledge of Allegiance
  2. Roll Call
  3. Public Comments
  4. Announcement of Late Communications
  5. Committee Reports: Executive Committee
  6. Consent Calendar – Items for Approval by General Consent
    - 6A - Approval of Minutes
    - 6B - Accept and Approve Monthly Financial Report; and Receive and File Warrant Register
      - 6B.1 - Monthly Financial Report
      - 6B.2 - Warrant Register
    - 6C - Authorize Travel for Staff to Attend the MVCAC Fall Quarterly Meeting in South Lake Tahoe, CA
    - 6D - Report of District Activities
  7. Management Information Items
    - 7A - Presentation: Contemporary Mosquito Control in Orange County
    - 7B - Other Information Items
  8. Public Comments
  9. Written Communications: Attorney General Opinion on Trustee Terms
  10. Comments from the Board of Trustees
  11. Other Business
  12. Adjournment
- (Meeting Calendar follows agenda.)*

## AGENDA

**AGENDA:** This Agenda contains a brief general description of each item to be considered. Except as otherwise provided by law, no action shall be taken on any item not appearing in the following Agenda.

**NOTICE:** The public is entitled to copies of all documents that are made part of the agenda packet. If any document or other writing pertaining to an agenda item is distributed to all or a majority of the Board after the packet is prepared, a copy of that writing may be obtained by contacting the Clerk of the Board at 714-740-4141.

**PUBLIC PARTICIPATION:** Citizens desiring to comment on specific agenda items are requested to indicate their interest to the Executive Assistant/Clerk of the Board before the start of the meeting. At the beginning of the meeting, members of the public may address the Board of Trustees on agendized items, or non-agendized items of interest that are within the subject matter jurisdiction of the Board of Trustees. A member of the public shall be allowed a period of up to three (3) minutes, or a time at the discretion of the President of the Board, to address the Board of Trustees.

**ADA AGENDA NOTICE:** “In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the District Office at (714) 971-2421. Notification 48 hours prior to the meeting will enable the District to make reasonable arrangements to ensure accessibility to this meeting. [28 CFR Part 35]”

**BOARD ACTIONS:** The Board may not legally take action on any item presented at this time other than to direct staff to investigate a complaint or place an item on a future agenda unless (1) by a majority vote, the Board determines that an emergency situation exists, as defined by Government Code Section 54956.5, or (2) by a two-thirds vote, the Board determines that the need for action arose subsequent to the agenda being posted as required by Government Code Section 54954.2(b).

**WEB SITE:** The Agenda and Minutes are available through the Internet at [www.ocvcd.org](http://www.ocvcd.org). You can access the Agenda on the Monday prior to the Board of Trustees meeting. The Minutes are approved at the next regular Board of Trustees meeting and are available online the following Monday.

**1. PLEDGE OF ALLEGIANCE:**

**2. ROLL CALL:** (If absences occur, consider whether to deem those absences excused based on facts presented for the absence—such determination shall be the permission required by law.)

PRESIDENT:	Cheryl Brothers	Fountain Valley
VICE-PRESIDENT:	James Gomez	La Habra
SECRETARY:	Doug Bailey	Cypress

Aliso Viejo	Phillip B. Tsunoda	Los Alamitos	Ken C. Parker
Anaheim	Lucille Kring	Mission Viejo	John Paul Ledesma
Brea	Roy Moore	Newport Beach	Leslie Daigle
Buena Park	Jim Dow	Orange	Denis Bilodeau
Costa Mesa	Wendy Leece	Placentia	Chad P. Wanke
Dana Point	Steven H. Weinberg	Rancho Santa Margarita	VACANT
Fullerton	R. Paul Webb	San Clemente	Joe Anderson
Garden Grove	Mark Rosen	San Juan Capistrano	Laura Freese
Huntington Beach	Joe Carchio	Santa Ana	Cecilia Aguinaga
Irvine	Dr. Steven Choi	Seal Beach	Michael Levitt
Laguna Beach	Toni Iseman	Stanton	Al Ethans
Laguna Hills	Melody Carruth	Tustin	Al Murray
Laguna Niguel	Robert Ming	Villa Park	James Rheins
Laguna Woods	Milton W. Robbins	Westminster	Frank Fry, Jr.
Lake Forest	Marcia Rudolph	Yorba Linda	Jim Winder
La Palma	Larry A. Herman	County of Orange	John M. W. Moorlach

3. **PUBLIC COMMENTS:** At this time, members of the public may address the Board of Trustees regarding **agenda items** that are within the subject matter jurisdiction of the Board of Trustees. Comments will be presented at the time the agenda item is addressed. Generally, the Board will not enter into a dialogue during this period.

Speakers should have a “Speaker Card” completed and presented to the Clerk of the Board prior to the start of the Board meeting.

Comments shall be limited to **three minutes per person**, unless different time limits are set by the President, subject to the approval of the Board.

4. **ANNOUNCEMENT OF LATE COMMUNICATIONS:**

5. **COMMITTEE REPORTS: Executive Committee:** Meeting at 1:30 p.m. 1) Approve Minutes of August 10 Committee Meeting; 2) Closed Session: District Manager Performance Evaluation; 3) Statement on Haster Business Park Prepayment; 4) Discuss Switching Back to Orange County Employees Retirement System (OCERS).

\*\*\*\*\*CONSENT CALENDAR\*\*\*\*\*

6. **CONSENT CALENDAR – Items for Approval by General Consent:** All Consent Calendar items may be acted upon by one motion unless a Trustee requests separate action on a specific item.

6A - **Approval of Minutes:** Approve without reading the Minutes of the 777th Meeting of the Board of Trustees held August 18, 2011, enclosed as a separate item with the agenda.

[Staff Contact: V. Blaylock. Phone: (714) 971-2421, Ext. 112]

(Consent Calendar continued next page)

6. **CONSENT CALENDAR – Items for Approval by General Consent:** (continued)

6B - **Accept and Approve Monthly Financial Report; and Receive and File Warrant Register:** Kelly Price, Director of Administrative Services, will be available for any questions the Board may have regarding the financial report and warrant register.

6B.1 - **Monthly Financial Report:**

**Recommended Action:** Accept for inclusion as Exhibit I, the Orange County Vector Control District Monthly Financial Report for the period ending August 31, 2011.

6B.2 - **Warrant Register:**

**Recommended Action:** Receive and file payment of Warrant Register (Exhibit II) dated September 15, 2011, in the amount of \$1,011,276.19 as presented by In-House Check Runs dated August 2, 3, 11, 16, 25, 30, and 31, 2011. (The financial information is enclosed as a separate item with the agenda packet.)

[Staff Contact: K. Price. Phone: (714) 971-2421, Ext. 137]

6C - **Authorize Travel for Staff to Attend the MVCAC Fall Quarterly Meeting in South Lake Tahoe, CA:** The Mosquito and Vector Control Association of California (MVCAC) Fall Quarterly Meeting will be held November 2 - 4, 2011, at the Embassy Suites in South Lake Tahoe, California. Those requesting approval to attend the conference are Board President Brothers, District Manager Hearst, Director of Operations Shaw, Director of Scientific Technical Services Cummings; Director of Communications Dever, and Public Outreach Coordinator Pett. The total cost for five District personnel and one Trustee is approximately \$5,000. This item has been budgeted in the 2011-12 Fiscal Year travel account.

**Recommended Action:** It is the District Manager's recommendation that the Board of Trustees authorize travel for President Brothers, District Manager Hearst, Director of Operations Shaw, Director of Scientific Technical Services Cummings, Director of Communications Dever, and Public Outreach Coordinator Pett to attend the MVCAC Quarterly Meeting to be held November 2 - 4, 2011, at the Embassy Suites in South Lake Tahoe, California; and authorize a total cost of \$5,000 for travel expenses.

[Staff Contact: M. Hearst. Phone: (714) 971-2421, Ext. 129]

(Consent Calendar continued next page)

6. **CONSENT CALENDAR – Items for Approval by General Consent:** (continued)

6D - **Report of District Activities:** Enclosed with the Agenda is the Report of District Activities as submitted by staff to the Board of Trustees by separate report dated September 9, 2011.

**Recommended Action:** Receive and File.

[Staff Contact: V. Blaylock. Phone: (714) 971-2421, Ext. 112]

\*\*\*\*\*END OF CONSENT CALENDAR\*\*\*\*\*

7. **MANAGEMENT INFORMATION ITEMS:**

7A - **Presentation – Contemporary Mosquito Control in Orange County:** Lawrence H. Shaw, Director of Operations, will give a presentation on Contemporary Mosquito Control in Orange County.

7B - **Other Information Items:**

8. **PUBLIC COMMENTS:** At this time, members of the public may address the Board of Trustees regarding **agenda items or items of interest** that are within the subject matter jurisdiction of the Board of Trustees. Generally, the Board will not enter into a dialogue during this period.

Speakers should have a “Speaker Card” completed and presented to the Clerk of the Board prior to the start of the Board meeting.

Comments shall be limited to **three minutes per person**, unless different time limits are set by the President, subject to the approval of the Board.

9. **WRITTEN COMMUNICATIONS: ATTORNEY GENERAL OPINION ON TRUSTEE TERMS:** District Counsel Burns has written a memo (**Exhibit A**) to the Board of Trustees concerning a city council's right to remove a Trustee. This memo is based on an Opinion from Attorney General Kamala D. Harris, and Deputy Attorney General Diane E. Eisenberg. Attached is their published Opinion (**Exhibit B**) regarding the question: "May a city council remove its appointee to the Board of Trustees of a Mosquito and Vector Control District at the council's pleasure?" The conclusion reads: "A city council may not remove its appointee to the Board of Trustees of a Mosquito and Vector Control District at the council's pleasure."
  
10. **COMMENTS FROM THE BOARD OF TRUSTEES:** At this time, members of the Board of Trustees may comment on agenda or non-agenda matters and ask questions of or give directions to staff, provided that NO action is taken on non-agenda items unless authorized by law.
  
11. **OTHER BUSINESS:**
  
12. **ADJOURNMENT:**

**ORANGE COUNTY VECTOR CONTROL DISTRICT  
MEETING CALENDAR**

MEETING	LOCATION	DATE
LCC	San Francisco, CA	September 21 - 23, 2011
SOVE 43 <sup>rd</sup> Annual Conference	Little American Hotel Flagstaff, AZ	September 25 - 29, 2011
MVCAC Fall Meeting	Embassy Suites South Lake Tahoe	November 2 - 4, 2011
MVCAC 80 <sup>th</sup> Annual Conference	Hyatt Burlingame Burlingame, CA	January 29 - February 1, 2012
AMCA	Hilton Austin, TX	February 26 - March 1, 2012

- AMCA - American Mosquito Control Association
- ASTMH - American Society of Tropical Medicine and Hygiene
- CALPELRA - California Public Employees Labor Relations Association
- CalPERS - California Public Employees' Retirement System
- CDFA - California Department of Food & Agriculture
- CSDA - California Special Districts Association
- CSMFO - California Society of Municipal Financial Officers
- ERMA - Employment Risk Management Authority
- ESA - Entomological Society of America
- LCC - League of California Cities
- MVCAC - Mosquito and Vector Control Association of California
- OCERS - Orange County Employees Retirement System
- RIFA - Red Imported Fire Ant
- SOVE - Society for Vector Ecology
- SWS - Society of Wetland Scientists
- VCJPA - Vector Control Joint Powers Agency
- UTMB - University of Texas Medical Branch
- WNV - West Nile Virus