REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

Tuesday, September 11, 2012
9:30 A.M.

BOARD HEARING ROOM, FIRST FLOOR
333 W. Santa Ana Blvd., 10 Civic Center Plaza
Santa Ana, California

JOHN M. W. MOORLACH
CHAIRMAN
Second District

SHAWN NELSON
VICE CHAIRMAN
Fourth District

JANET NGUYEN
SUPERVISOR
First District

BILL CAMPBELL
SUPERVISOR
Third District

PATRICIA BATES
SUPERVISOR
Fifth District

INTERIM COUNTY EXECUTIVE OFFICER	COUNTY COUNSEL	CLERK OF THE BOARD
Robert J. Franz	Nicholas S. Chrisos	Susan Novak

County of Orange Mission Statement

Making Orange County a safe, healthy, and fulfilling place to live, work, and play, today and for generations to come,
by providing outstanding, cost-effective regional public services.

- **Vision Statement for Business Values - We strive to be a high quality model governmental agency that delivers services to the community in ways that demonstrate:**
  - EXCELLENCE – Provide responsive and timely services
  - LEADERSHIP – Leverage available resources as we partner with regional businesses and other governmental entities
  - STEWARDSHIP – Seek cost-effective and efficient methods
  - INNOVATION – Use leading-edge innovative technology

- **Vision Statement for Cultural Values - We commit to creating a positive, service-oriented culture which:**
  - Attracts and retains the best and the brightest
  - Fosters a spirit of collaborations and partnership internally and externally
  - Supports creativity, innovation, and responsiveness
  - Demonstrates a "can-do" attitude in accomplishing timely results
  - Creates a fun, fulfilling, and rewarding working environment
  - Models the following core values in everything we do: Respect, Integrity, Caring, Trust & Excellence

The Orange County Board of Supervisors welcomes you to this meeting and encourages your participation. 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 agenda.

If you wish to speak on an item contained in the agenda, please complete a Speaker Request Form(s) identifying the item(s) and deposit it in the box to the left of the podium. If you wish to speak on a matter which does not appear on the agenda, but is under the jurisdiction of the Board of Supervisors, you may do so during the Public Comments period at the end of the meeting. Your speaker request form must be deposited prior to the beginning of the consent calendar, the Clerk's reading of the title for individual agenda items and/or the beginning of Public Comments.

When addressing the Board, it is requested that you state your name for the record. Please address the Board as a whole through the Chair. Comments to individual Supervisors or staff are not permitted. Speakers will be limited to three (3) minutes. Power Point and video presentations must be requested prior to the start of the meeting. Please see the Clerk for assistance.

In compliance with the Americans with Disabilities Act, those requiring accommodation for this meeting should notify the Clerk of the Board's Office 72 hours prior to the meeting at (714) 834-2206

All supporting documentation is available for public review in the office of the Clerk of the Board of Supervisors located in the Hall of Administration Building, 333 W. Santa Ana Blvd., 10 Civic Center Plaza, Room 465, Santa Ana, 92701 during regular business hours, 8:00 a.m. - 5:00 p.m., Monday through Friday. Agenda Items are also available online at: http://www.ocgov.com/supervisors/agenda/supervisorsagenda.asp

Tuesday, September 11, 2012
9:30 A.M.

INVOCATION: Supervisor Campbell, Third District

PLEDGE OF ALLEGIANCE: Supervisor Nelson, Fourth District

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I. PRESENTATIONS/INTRODUCTIONS

Chairman Moorlach will be making a presentation for Patriot Day, in remembrance of those who were injured or lost their lives during the terrorist attacks on September 11, 2001

Chairman Moorlach will be presenting a resolution commending READ/Orange County on its twenty years of providing literacy services in Orange County

Chairman Moorlach will be presenting a resolution commending Friends of READ/Orange County for providing excellent support to READ/Orange County for nineteen of the twenty years of its existence

Chairman Moorlach will be presenting a resolution proclaiming September 2012 as "National Preparedness Month"

II. CONSENT CALENDAR (Items 1-32)

All matters are approved by one motion unless pulled by a Board Member for discussion or separate action. At this time, any member of the public may ask the Board to be heard on any item on the Consent Calendar.

BOARD APPOINTMENTS

1. **Supervisor Campbell -** Assessment Appeals Board No. 3 - Reappoint Habib U. Malik, Irvine, for term ending 9/6/15

2. **Supervisor Moorlach -** Audit Oversight Committee - Appoint Sarah J. Anderson, Newport Coast and Bruce Hughes, Coto de Caza, to complete terms ending 12/31/15

Supervisor Nguyen:

3. Assessment Appeals Board No. 2 - Reappoint Pho Van Pham, Westminster, for term ending 9/6/15

4. Mental Health Board - Reappoint Jeffrey V. Davis, Huntington Beach, for term ending 9/15/15

Supervisor Nelson:

5. Assessment Appeals Board No. 5 - Reappoint Edward Lampkin Jr., Fullerton, for term ending 9/6/15

6. Assessment Appeals Board No. 3 - Reappoint Rhonda McCune, Fullerton, for term ending 9/6/15

7. Assessment Appeals Board No. 2 - Reappoint Mark Pugatch, Yorba Linda, for term ending 9/6/15

8. Public Financing Advisory Committee - Reappoint Wallace Rodecker, Fountain Valley, for term ending 6/9/15

ELECTED DEPARTMENT HEADS

Sheriff-Coroner:

9. Accept grant award from U.S. Department of Justice for FY 2012 DNA Backlog Reduction Program ($446,654); and authorize Sheriff-Coroner to execute agreement and related documents - All Districts

10. Adopt resolution recognizing Collaborative Organizations Active in Disasters - Orange County (COAD-OC) and authorizing Sheriff-Coroner to execute Plan of Cooperation to assist with activities to support COAD-OC - All Districts

11. Approve agreement CT-060-13010004 with Tribridge Holdings LLC for personnel history index implementation services, 9/11/12 - 6/30/13 ($475,770); and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

HEALTH CARE AGENCY

12. Approve amendment 1 to master agreement MA-042-12011456 with NetChemistry, Inc. for electronic eligibility system services for Medical Services Initiative Program, 7/1/12 - 6/30/13 ($138,787; new total $681,261); renewable for one additional year; and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts

13. Approve master agreement MA-042-13010293 with Primary Care Development Corporation to provide training and technical assistance to Medical Services Initiative primary care providers, 9/12/12 - 6/30/13 ($97,940); and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

OC COMMUNITY RESOURCES

14. Adopt resolution approving OC Public Libraries Marketing Plan to pursue sponsorships with non-profit organizations, private sector organizations and businesses in support of library programs and events; and authorize County Librarian to implement plan - All Districts
Continued to 10/16/12, 9:30 a.m.

15. Approve agreement with City of Costa Mesa to contribute funding towards Beam Replacement Project, Donald Dungan Branch Library ($100,000); and make California Environmental Quality Act findings - District 2

16. Approve agreement with City of Tustin relating to a portion of MCAS Tustin and Orange County Regional Law Enforcement Training Center/Animal Care Center; and make California Environmental Quality Act - District 3

17. Approve bidder relief report and consent to relieve Neal Electric, Inc. of bid ($1,762,335); and reject bids of Big Ben, Inc., Stronghold Engineering, Inc. and Blois Construction, Inc., Irvine Ranch Historic Park Utility Master Plan Project - District 3

18. Approve amendment 2 to agreement KC11978 with City of Laguna Woods for Phase IV City Hall/Library Site Americans with Disabilities Act Improvements ($49,800; new total $249,800); and authorize Director or designee to execute agreement - All Districts

19. Approve reallocation of first year ($25,000 increase) and second year ($25,000 decrease) maximum compensation under the master agreement to continue services provided by contract veterinarians; and authorize Director or designee to exercise cost contingency increase not to exceed 10% - All Districts

OC PUBLIC WORKS

20. Adopt resolution vacating a portion of Marcy Drive road easement; and make California Environmental Quality Act and other findings - District 3 (Continued from 7/24/12, Item 13; 8/14/12, Item 12)

21. Approve plans and specifications and set bid opening for 10/10/12, 2:00 p.m., for General Contracting Job Order Contract; and make California Environmental Quality Act findings - All Districts

22. Approve plans and specifications and set bid opening for 10/10/12, 2:00 p.m., for Moulton Parkway Widening Project (Segment 3, Phase II); adopt resolution declaring portions of Moulton Parkway as County highways for construction purposes; approve pre-qualified list of contractors and find addendum IP 09-048 to Final EIR 542 is adequate to satisfy requirements of California Environmental Quality Act - District 5 (4/5 vote of the membership)

23. Adopt resolution declaring portions of streets in Westminster related to Midway City Street and Drain Project to no longer be County highways; and make California Environmental Quality Act findings - District 1

24. Approve agreement D11-093 with the City of Huntington Beach for rehabilitation of pavement surface of Sunset Beach streets annexed into the City ($300,000); authorize Auditor-Controller to make related payments; and make California Environmental Quality Act findings - District 2

25. Approve agreement MA-080-11010177 with Republic Intelligent Transportation Services, Inc. for traffic signal maintenance services, 10/1/12 - 9/30/13 ($507,317); and make California Environmental Quality Act findings - All Districts

26. Adopt and certify Mitigated Negative Declaration IP 12-080; approve proposed widening of Edinger Avenue Bridge over Santa Ana River Project; return to the Board for approval of final plans and specifications and authorization to advertise for bids; and make California Environmental Quality Act findings - District 1

27. Select Jones Lang LaSalle Americas Inc. as primary and Keyser Marston Associates as alternate firms to assist with negotiations and development oversight of the master developer for 100 acre parcel at former MCAS El Toro and to develop disposition strategy for Alton parcels; authorize negotiation of agreement for Board approval; and make California Environmental Quality Act findings - District 3
Continued to 10/2/12, 9:30 a.m.

28. Approve amendment 1 to agreement MA-080-11010170 with Orange County Transportation Authority for a Bus Stop Maintenance Assistance Program, 12/1/12 - 11/30/13 ($7,182.76); renewable for one additional year; and make California Environmental Quality Act findings - Districts 3 and 4
Deleted

29. **Acting as the Orange County Flood Control District -** Approve agreements D12-048 with the City of Chino and D12-049 with the County of San Bernardino for construction of the Yorba Slaughter Adobe Protection Project (potential cost up to $135,000); authorize Director or designee to perform related actions and execute related documents; and make California Environmental Quality Act and other findings - All Districts

30. **Acting as the Board of Supervisors and Orange County Flood Control District -** Acting as the Board of Supervisors and Orange County Flood Control District - Approve contracts, conveyance of certain Orange County Flood Control Districts and County of Orange parcels to the Orange County Transportation Authority, and the acquisition of access rights to the Orange County Flood Control District to enable Orange County Transportation Authority's construction of a street overpass of a railroad crossing; authorize Director or designee to execute related documents and amendments; and make California Environmental Quality Act findings - District 3

GENERAL ADMINISTRATION

Clerk of the Board:

31. Approve proposed amendments to the Conflict of Interest Code Designated Filer Exhibits for the Anaheim City School District - All Districts

32. Approve initial Conflict of Interest Code for the Oversight Board of the County of Orange as Successor Agency to the Orange County Development Agency - All Districts

END OF CONSENT CALENDAR

III. DISCUSSION ITEMS (Items 33-56)

ELECTED DEPARTMENT HEADS

33. **Assessor Department** - Approve amendment 6 to master agreement MA-002-11012392 with Xerox State and Local Solutions Inc., for technical IT support staff, ATS Re-Engineering Project, 9/30/12 - 11/11/12 ($175,000; new total $15,917,039); and authorize Purchasing Agent or authorized Deputy to execute amendment- All Districts

34. **District Attorney** - Direct Human Resources Director to amend master position control to add seven recommended positions - All Districts
Continued to 9/25/12, 9:30 a.m.

Sheriff-Coroner:

35. Approve agreement MA-060-13010027 with Rancho Santiago Community College District for tuition/registration fees for Criminal Justice Academy classes, 9/18/12 - 9/17/17 ($950,000); and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

36. Approve amendment 1 to agreement MA-060-12010912 with Knowledge & Intelligence Program Professionals, Inc. revising course descriptions for terrorism liaison officer training, term ending 12/31/12; renewable for four additional years; and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts

HEALTH CARE AGENCY

37. Approve agreement with Cerner Corporation for Behavioral Health Electronic Health Record System services, 9/11/12 - 6/30/16 ($7,323,671); and authorize Director or designee to execute agreement - All Districts

38. Approve agreement EPO 12-30 with State Department of Public Health for Center for Disease Control Public Health Emergency Preparedness Grant, State General Fund Pandemic Influenza Grant, and Health and Human Services Hospital Preparedness Program funds, FY 2012-13 ($4,100,438) - All Districts

JOHN WAYNE AIRPORT

39. Approve Certificated Passenger Airline Lease with ABC Aerolineas, S.A. de C.V. dba InterJet; and make California Environmental Quality Act findings - District 2 (4/5 vote of members present)

40. Approve Certificated Passenger Airline Operating License with Skywest Airlines, Inc.; and make California Environmental Quality Act findings - District 2 (4/5 vote of members present)

OC COMMUNITY RESOURCES

41. Consider second reading and adoption of "An Ordinance of the County of Orange, California, Amending Sections 4-1-76, 5-1-1 and 5-1-29 of the Codified Ordinances of the County of Orange to Clarify the Requirements for Certain Permits and Licenses for the Keeping and Maintenance of Animals and for the Operation of Fixed and Mobile Animal Grooming Parlors" - All Districts (Continued from 8/21/12, Item 34)

42. Approve sponsor agreement with Orange County Conservation Corps for removal of arundo donax, Aliso and Wood Canyons Wilderness Park; and make California Environmental Quality Act findings - District 5

OC PUBLIC WORKS

43. Approve agreement MA-080-12012247 with Digital Archive Technology, LLC and HOV Services, Inc. for scanning, indexing and imaging services, term ending 5/6/13 ($477,000); renewable for three additional one-year periods; authorize Purchasing Agent or authorized Deputy to execute agreement and make California Environmental Quality Act findings - All Districts

OC WASTE & RECYCLING

44. Select SWT Engineering, Inc. and Tetra Tech BAS, Inc. as primary and Geo-Logic Associates as alternate firms for environmental multi-discipline engineering services, North Region Landfills; authorize negotiation of agreements for Board approval; and make California Environmental Quality Act findings - Districts 3 & 4

45. Select Geosyntec Consultants and Tetra Tech BAS as primary and Geo-Logic Associates as alternate firms for multi-discipline engineering support services; authorize negotiation of agreement for Board approval; and make California Environmental Quality Act findings - Districts 2 & 3

46. Approve master agreement MA-299-13010267 with Environ Strategy Consultants, Inc. for operation and maintenance services of groundwater control and monitoring and water supply systems, North Region Landfills, 11/23/12 - 11/22/15 ($1,050,000); renewable for two additional one-year periods ($350,000 per year); authorize Purchasing Agent or authorized Deputy to execute agreement; and make California Environmental Quality Act findings - Districts 3 & 4

47. Approve agreement MA-299-13010182 with LSA Associates, Inc. for biological and archaeological/paleontological services, South Region Landfills, 9/11/12 - 9/10/15 ($950,000); and make California Environmental Quality Act findings - Districts 2, 3 & 5

GENERAL ADMINISTRATION

County Executive Office:

48. Approve proposed response to FY 2011-12 Grand Jury Report "Orange County Juvenile Detention and Treatment Facilities" - All Districts

49. Approve proposed response to FY 2011-12 Grand Jury Report "Detention Facilities Report: Part 1-Adult" - All Districts

50. Approve proposed response to FY 2011-12 Grand Jury Report "Nesi/Site Study: The Saga Continues" - All Districts

51. Approve compensation of $200 per meeting (maximum 12 meetings per year) for appointed members of Public Financing Advisory Committee (PFAC); and direct staff to amend PFAC Bylaws to include compensation - All Districts (Continued from 8/14/12, Item 26; 8/21/12, Item 44)

52. Approve amendment 3 to agreement MA-017-11010285 with Platinum Advisors, LLC, for State Legislative Advocacy services, 1/1/13 - 9/30/14 ($264,000 first year and $198,000 second year), plus authorized expenses approved in advance; and make California Environmental Quality Act findings - All Districts

53. Approve recommended positions on introduced or amended legislation and consider other legislative subject matters - All Districts

54. Approve grant applications/awards submitted by District Attorney, John Wayne Airport, OC Community Resources and Sheriff-Coroner in 9/11/12 grant report and other actions as recommended - All Districts

55. Approve proposed response to FY 2011-12 Grand Jury Report "Sex Trafficking of Girls" - All Districts

56. Acting as the Board of Supervisors, South Orange County Public Financing Authority, Legislative Body of Community Facilities Districts 86-1 (Rancho Santa Margarita), 86-2 (Rancho Santa Margarita), 87-1 (Dimensions Business Park), 87-2 (Portola Hills), 87-3 (Mission Viejo), 87-4 (Foothill Ranch), 87-5A (Rancho Santa Margarita), 87-5B (Rancho Santa Margarita), 87-5C (Rancho Santa Margarita), 87-5D (Rancho Santa Margarita), 87-5E (Rancho Santa Margarita), 87-6 (Baker Ranch), 87-7 (Los Alisos), 87-8 (Coto de Caza), 87-9 (Santa Teresita), 88-1 (Aliso Viejo), 88-2 (Lomas Laguna), 99-1 (Ladera Ranch), 2000-1 (Ladera Ranch), 2001-1 (Ladera Ranch), 2002-1 (Ladera Ranch), 2003-1 (Ladera Ranch), 2004-1 (Ladera Ranch) and Assessment Districts 88-1 (Irvine Coast), 92-1 (Newport Ridge), 94-1 (Golden Lantern), 99-1R (Newport Coast Reassessment District) and Newport Coast Phase IV 01-1 (Newport Coast) - Approve agreement 12-006FA with Fieldman, Rolapp & Associates, Inc. for general financial advisory services, effective upon approval and terminating 9/30/14 ($100,000 per year); and authorize Public Finance Manager or designee to execute agreement - All Districts

IV. PUBLIC HEARINGS (None Scheduled)

V. CLOSED SESSION (Items CS-1-CS-5)

The Board will break for lunch at approximately 12:00 PM and may consider closed session matters during that break. The Board will then resume to handle any remaining business if necessary.

GENERAL ADMINISTRATION

County Counsel:

CS-1. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(a):
Name of Case: County of Orange v. Eastcom Corp., etc., et al., OCSC Case No. 30-2011-00526759

CS-2. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(a):
Name of Cases: City of Brea v. State of California, et al., Sacramento County Superior Court Case No. 34-2012-80001204; and City of Mission Viejo v. State of California, et al., Sacramento County Superior Court Case No. 34-2012-80001203

CS-3. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(a):
Name of Case: Orange County Managers Association, Inc., v. County of Orange, Orange County Superior Court Case No. 30-2012-00581261

Human Resources Department:

CS-4. CONFERENCE WITH LABOR NEGOTIATOR - Pursuant to Government Code Section 54957.6:
Agency Negotiator: Robert J. Franz
Employee Organizations: Association of County Law Enforcement Management (ACLEM), American Federation of State, County and Municipal Employees (AFSCME), Association of Orange County Deputy Sheriffs (AOCDS), Alliance of Orange County Workers (AOCW), International Union of Operating Engineers (IUOE), Orange County Attorneys Association (OCAA), Orange County Employees Association (OCEA) and Orange County Managers Association (OCMA)
RE: Terms and Conditions of Employment

CS-5. PUBLIC EMPLOYEE APPOINTMENT - Pursuant to Government Code Section 54957:
Title: Performance Audit Director

VI. PUBLIC, CEO, BOARD & EMAIL COMMENTS & ADJOURNMENT

PUBLIC COMMENTS:

At this time, members of the public may address the Board of Supervisors regarding any off-agenda items within the subject matter jurisdiction of the Board of Supervisors provided that NO action may be taken on off-agenda items unless authorized by law. Comments shall be limited to three minutes per person and twenty minutes for all comments, unless different time limits are set by the Chairman subject to the approval of the Board.

COUNTY EXECUTIVE OFFICER COMMENTS:

BOARD COMMENTS, COMMITTEE, COMMISSION AND TRAVEL REPORTS:

At this time, members of the Board of Supervisors may comment on agenda or non-agenda matters and ask questions of or give directions to staff, provide travel or member committee, commission reports; provided that NO action may be taken on off-agenda items unless authorized by law.

ADJOURNED:

NEXT MEETINGS:

September 18, 2012	**No Meeting Scheduled**
September 25, 2012	**Regular Meeting**
October 2, 2012	**Regular Meeting**