A G E N D A

REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

Tuesday, October 11, 2016
9:00 A.M. Presentations
9:30 A.M. Regular Business

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

LISA A. BARTLETT
CHAIRWOMAN
Fifth District

MICHELLE STEEL
VICE CHAIR
Second District

ANDREW DO
SUPERVISOR
First District

TODD SPITZER
SUPERVISOR
Third District

SHAWN NELSON
SUPERVISOR
Fourth District

COUNTY EXECUTIVE OFFICER
Frank Kim

COUNTY COUNSEL
Leon J. Page

CLERK OF THE BOARD
Robin Stieler

This agenda contains a brief description of each item to be considered. Except as provided by law, no action shall be taken on any item not appearing in the agenda. To speak on an item, complete a Speaker Request Form(s) identifying the item(s) and deposit it in the box to the left of the podium. To speak on a matter not appearing in the agenda, but under the jurisdiction of the Board of Supervisors, you may do so during Public Comments at the end of the meeting. Speaker request forms must be deposited prior to the beginning of the consent calendar, the reading of the 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. Address the Board as a whole through the Chair. Comments to individual Supervisors or staff are not permitted. Speakers are limited to three (3) minutes per item with nine (9) minutes cumulative for the entire meeting. Power Point and video presentations must be requested in advance of the meeting through the Clerk.

Supporting documentation is available for review in the Clerk of the Board of Supervisors office in the Hall of Administration, 333 W. Santa Ana Blvd., Room 465, Santa Ana, 92701 8:00 am - 5:00 pm, Monday-Friday.
The Agenda is available online at: http://ocgov.com/gov/bos/agenda
Meetings are broadcast live at http://bos.ocgov.com/video/video.html

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

INVOCATION: Supervisor Nelson, Fourth District

PLEDGE OF ALLEGIANCE: Vice Chair Steel, Second District

I. PRESENTATIONS/INTRODUCTIONS (9:00 A.M.)

Chairwoman Bartlett will be presenting a resolution commending Rusty Kennedy on his retirement and 40 years of service as the OC Human Relations Commission Director

Chairwoman Bartlett will be presenting a resolution to Elizabeth Hueg and OC Shelter Partners in recognition of their outstanding commitment to reducing the number of animals entering the Orange County Animal Shelter

Vice Chair Steel will make a presentation on United Way OC Free Tax Prep Campaign

(Regular Business of the Board of Supervisors will commence at 9:30 A.M. or after)

II. CONSENT CALENDAR (Items 1-8)

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. **Chairwoman Bartlett -** Orange County Historical Commission - Appoint Bob Bunyan, Mission Viejo, for term concurrent with 5th District Supervisor's term of office

ELECTED DEPARTMENT HEADS

2. **Sheriff-Coroner -** Approve agreement MA-060-16012444 with NicheVision Forensics, LLC for one-time purchase, delivery, installation, training, maintenance and 10 licenses of one probabilistic genotyping DNA analysis software system, ($282,250); and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts (Continued from 9/13/16, Item 7)

JOHN WAYNE AIRPORT

3. Authorize Director to allocate regulated Class A and Class E average daily departures, seat capacity,remain overnight positions and passenger capacity to scheduled commercial passenger, cargo and commuter carriers under Phase 2 Commercial Airline Access Plan and Regulation for

2017 Plan Year; approve related actions; and consider application of prior Environmental Impact Report No. 617 and other findings - District 2

OC PUBLIC WORKS

4. Approve Final Tract Map 17563, RMV PA 2 Development, LLC; accept dedication of easements forpublic street, public utility, vehicular access, emergency access, public service ingress and egress, storm drain and public park purposes; approve subdivision improvement agreement S1608-206 and accept bonds guaranteeing construction - District 5
Revised Title to read:
OC Public Works - Approve Final Tract Map 17563, RMV PA 2 Development, LLC; accept dedication of easements for public street, public utility, vehicular access, emergency access, public service ingress and egress, storm drain and public park purposes; do not accept dedication of irrevocable offer of park area for local recreational and park purposes; approve subdivision improvement agreement S1608-206 and accept bonds guaranteeing construction – District 5

GENERAL ADMINISTRATION

County Executive Office:

5. Approve amendment 1 to Memorandum of Understanding with Superior Court of California,County of Orange for provisions of services between the County and Courts resulting in modification of Employee Transfer Agreement, effective 10/11/16; and authorize County Executive Officer or designee to execute amendment - All Districts
Continued to 11/22/16, 9:30 A.M.

6. Approve amendment 1 to lease with Catalina Channel Express, Inc. to continue service at DanaPoint Harbor, 11/1/16 - 10/31/17; authorize Chief Real Estate Officer to execute subsequent lease amendments that make non-monetary and/or monetary changes under certain conditions; and consider application of prior Final Environmental Impact Report No 591 and other findings - District 5

7. Adopt resolution supporting United Way of Orange County to conduct the 2016-17 charitablecampaign for Orange County employees, including fundraising events; authorize County Executive Officer or designee to issue and execute related permits - All Districts

8. **Supervisor Do -** Receive and file 22nd Annual Report on the Conditions of Children in Orange County

END OF CONSENT CALENDAR

III. DISCUSSION ITEMS (Items 9-21)

ELECTED DEPARTMENT HEADS

9. **Sheriff-Coroner -** Approve license agreement GA1227-100-2 with City of Orange for use of

office space for Orange County Intelligence Assessment Center, 10/20/16 - 10/19/21; with option to renew for one additional five-year period ($2,500 per month; cumulative total $30,000 per year); authorize Sheriff-Coroner to execute licence agreement; authorize Auditor-Controller to make related payments; and make California Environmental Quality Act and other findings - District 3

10. **Treasurer-Tax Collector -** Adopt resolution authorizing investment of monies in the Local Agency Investment Fund in accordance with Government Code Section 16429.1 for purposes of investment - All Districts

11. **Auditor-Controller, Vice Chair Steel, and Supervisor Spitzer -** Adopt resolution requiring designated County officials to take anti-fraud training provided by Auditor-Controller (Continued from 9/13/16, Item S36A; 9/27/16, Item 24)
Continued to 10/25/16, 9:30 A.M.

HEALTH CARE AGENCY

12. Approve master agreement MA-042-16011691 with Persimmony International, Inc. for Electronic NurseCase Management System, 11/1/16 - 6/30/19 ($1,035,956); renewable for two additional one-year periods; and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

OC COMMUNITY RESOURCES

13. Approve selection of providers for State Emergency Solutions grant activities and model agreement;authorize Director or designee to execute individual agreements with Interval House ($200,000), Mercy House Living Centers, Inc. ($97,000), Fullerton Interfaith Services dba Pathways of Hope ($200,000) and Illumination Foundation ($78,526) for rapid re-housing services, 11/1/16 - 6/30/18; and Interval House ($200,000), Mercy House Living Centers, Inc. ($200,000) and Fullerton Interfaith Services dba Pathways of Hope ($200,000) for emergency shelter services, 11/1/16 - 6/30/18; approve model amendments and authorize Director or designee to exercise cost contingency increase not to exceed 10% and make line item budget transfers and amendments under certain conditions - All Districts (Continued from 9/27/16, Item 32)

OC PUBLIC WORKS

14. Approve agreement MA-299-17010347 with Tetra Tech BAS, Inc. for construction management, qualityassurance/quality control and archaeo/paleo support services for South Region Landfills, 10/12/16 - 10/11/21 ($6,500,000); and authorize Director or designee to execute agreement - Districts 2, 3 and 5

15. Receive bids and award contract to KEC Engineering for Wagon Wheel Creek Restoration andStormwater Management project ($3,607,431); and authorize Director or designee to execute contract - District 5

SOCIAL SERVICES AGENCY

16. Approve agreement MA-063-17010362 with TFC Consultants, Inc. for Web Parent Daily Report,certification, technical support and services, 11/1/16 - 10/31/19 ($32,604); renewable for one additional two-year term; and authorize Purchasing Agent or authorized Deputy to execute

agreement - All Districts

GENERAL ADMINISTRATION

County Executive Office:

17. Approve recommended positions on introduced or amended legislation and consider otherlegislative subject matters - All Districts

18. Acting as the Legislative Body of Community Facilities District No. 2016-1 (Village of Esencia)- Adopt resolution authorizing issuance of bonds in a principal amount not to exceed $93,110,000; approve related documents and direct Auditor-Controller to establish appropriations and estimated revenues, pursuant to Government Code Section 29130 - District 5 (R.A. #2 4/5 vote of members present and voting)

19. Approve amendment 2 to Protocol Agreement with The Irvine Company LLC and PH FinanceLLC for prepayment of Limited Obligation Improvement Bonds for Irvine Coast Assessment District No. 88-1; and authorize Public Finance Director to execute agreement - District 2

20. Approve grant applications/awards submitted in 10/11/16 grant report and other actions asrecommended - All Districts
Revised Title to read:
County Executive Office - Approve grant applications/awards submitted by OC Public Works in 10/11/16 grant report and other actions as recommended; *adopt resolutions authorizing Director of OC Public Works or designee to apply for and execute grant with Orange County Transportation Authority's Comprehensive Transportation Program's Measure M2 Regional Capacity Program, Arterial Capacity Enhancement for Cow Camp Road - Segment 2A & 2B Project and Ortega Highway Widening Project, accept grant monies and execute related documents* - All Districts

21. **Chairwoman Bartlett -** Adopt resolution establishing Coto de Caza Planning Advisory Committee and adopt bylaws; appoint Samuel Kallenbaugh, Laer Pearce, Lucy Dunn and Gilad Ganish for terms ending 1/31/19 and appoint Laura Eisenberg, Diane Ontko and Richard Roy, for terms ending 1/31/18, all from Coto de Caza

S21A. **Supervisor Nelson** - Direct County Counsel and Airport Director to research ways to prohibit gender discrimination by common carriers doing business at John Wayne Airport and report back to the Board

IV. PUBLIC HEARINGS (None Scheduled)

V. CLOSED SESSION (Item CS-1)

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

CS-1. **Human Resource Services -** CONFERENCE WITH LABOR NEGOTIATOR - Pursuant to

Government Code Section 54957.6:
Agency Negotiator: Brenda Diederichs
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), International Brotherhood of Teamsters, Local 952, In-Home Supportive Services Provider Unit (IHSS) represented by United Domestic Workers of America (UDWA), International Union of Operating Engineers (IUOE), Orange County Attorneys Association (OCAA), Orange County Employees Association (OCEA), Orange County Managers Association (OCMA) and other non-represented employees
RE: Terms and Conditions of Employment

SCS2. **County Counsel -** CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION – Pursuant to Government Code Section 54956.9(d)(1):
Name of Case: Joe Guzman v. County of Orange, Workers' Compensation Appeals Board Case No ADJ9144498

SCS3. **County Counsel -** CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION – Pursuant to Government Code Section 54956.9(d)(1):
Name of Case: Beverly Parr v. County of Orange, Workers' Compensation Appeals Board Case No. ADJ3797170

SCS4. **Human Resources Services -** PUBLIC EMPLOYEE APPOINTMENT – Pursuant to Government Code Section 54957(b):
Title: Performance Audit Director

SCS5. **County Counsel -** CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION – Pursuant to Government Code Section 54956.9(d)(1):
Name of Case: Protect Our Homes and Hills, et al., v. County of Orange, et al., Orange County Superior Court Case No. 30-2015-00797300-CU-TT-CXC

SCS6. **County Counsel -** CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION – Pursuant to Government Code Section 54956.9(d)(2):
Number of Cases: One Case

SCS7. **County Executive Office –** CONFERENCE WITH REAL PROPERTY NEGOTIATOR – Pursuant to Government Code Section 54956.8:
Property Location: Orange County Flood Control District owned +/- 95 acre property located at the Avenue, Chino, CA County Negotiator: Scott D. Mayer, Chief Real Estate Officer
Negotiating Party: Majestic Realty Sares-Regis Group
Under Negotiation: Terms and Value of Future Lease

SCS8. **County Executive Office –** CONFERENCE WITH REAL PROPERTY NEGOTIATOR – Pursuant to Government Code Section 54956.8:
Property Location: County Owned Property at Former MCAS El Toro
County Negotiator: Scott D. Mayer, Chief Real Estate Officer
Negotiating Party: City of Irvine Lowe Enterprises Real Estate Group Future Lessees
Under Negotiation: Terms of and Value of Development and Future Leases

SCS9. **County Counsel -** CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION – Pursuant to Government Code Section 54956.9(d)(2):
Number of Cases: One Case

VI. PUBLIC, CEO, BOARD 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:

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; provided that NO action may be taken on off-agenda items unless authorized by law.

ADJOURNED:

NEXT MEETINGS:

October 18, 2016	**No Scheduled Meeting**
October 25, 2016	**Regular Meeting**
November 1, 2016	**No Scheduled Meeting**