A G E N D A

REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

Tuesday, July 12, 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

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INVOCATION: Vice Chair Steel, Second District

PLEDGE OF ALLEGIANCE: Supervisor Nelson, Fourth District

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

Chairwoman Bartlett will be presenting a resolution in recognition of the National Accreditation of the OC Health Care Agency's Public Health Services
(Continued from 6/28/16)

Vice Chair Steel will be presenting a proclamation commending Boeing for its contributions to our County and theU.S. aerospace industry on its 100th Anniversary July 15, 2016, and wishing the company success in the next 100 years and beyond

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

II. CONSENT CALENDAR (Items 1-10)

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 -** Coastal Greenbelt Authority - Appoint Tom Wilson, Laguna Hills, for term concurrent with 5th District Supervisor's term of office

DEPARTMENT APPOINTMENTS

2. **Social Services Agency -** Orange County Child Care and Development Planning Council - Appoint Scarlett vonThenen, Irvine; Merrilisa Sciabica, Irvine; Donna McInteer, Orange and Karen Littlefield, Orange, for terms ending 8/5/18; appoint Susan McClintic, Irvine, for term ending 8/5/17; and reappoint Fredrika Gragg, Trabuco Canyon; Darcie Kass, Laguna Hills; Krista Murphy, Costa Mesa; Anne Broussard, Costa Mesa; Contance White, Glendora; Katherine Bono, La Mirada, for terms ending 8/5/18 - All Districts

ELECTED DEPARTMENT HEADS

Auditor-Controller:

3. Receive and file Monthly Internal Audit Activity Status Report and Risk Assessment for

April and May 2016; and approve Internal Audit Division's Audit Plan and Risk Assessment for FY 2016-17 - All Districts

4. Approve Auditor-Controller Internal Audit Division Charter - All Districts

5. **Sheriff-Coroner -** Adopt resolution approving 2015 Update of County of Orange and Orange County Fire Authority Hazard Mitigation Plan - All Districts

OC COMMUNITY RESOURCES

6. Adopt resolution approving Memorandum of Understanding with Court Appointed Special AdvocatesOrange County in accordance with Government Code Section 26227 and to conduct its programs including advocate/youth outings, events and education enrichment opportunities, subject to approval of OC Parks Director or designee, at OC Parks facilities at no charge, effective upon Board approval; and make California Environmental Quality Act and other findings - All Districts

OC PUBLIC WORKS

7. Approve Final Tract Map 17584, Ryland Homes of California, Inc.; accept dedication of easements foremergency access, public utility, public service vehicle ingress and egress and pedestrian access purposes; approve subdivision improvement agreement S1605-202 and accept bonds guaranteeing construction, 7/12/16 - 7/11/18 - District 5

8. Approve Final Tract Map 17586, Warmington MR18 Associates, LLC; accept dedication of easements for emergency vehicle access, public utility, public service vehicle ingress and egress,and vehicular access purposes; approve subdivision improvement agreement S1602-193 and accept bonds guaranteeing construction, 7/12/16 - 7/11/18 - District 5

9. Approve cooperative agreement with California Department of Transportation for Laguna Canyon RoadSegment 4 Project, Phases 2 to 4; direct Auditor-Controller to make related payments; authorize Director or designee to execute future amendments to cooperative agreement under certain conditions; and make California Environmental Quality Act findings - District 5

10. Ratify State Reimbursement agreement 16-0025 with California Department of Food and Agriculture forhigh-risk plant shipments and early detection of exotic plant pests, 7/1/16 - 6/30/17 ($125,463); authorize Director or designee to execute agreement; and make California Environmental Quality Act findings - All Districts

END OF CONSENT CALENDAR

III. DISCUSSION ITEMS (Items 11-29)

ELECTED DEPARTMENT HEADS

11. **District Attorney -** Approve agreement MA-026-16012161 with Southern California Private Investigators, Inc. for real estate fraud document analyst services, 8/1/16 - 7/31/17 ($125,000);

renewable for four additional one-year periods; and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

Sheriff-Coroner:

12. Approve amendment 4 to agreement MA-060-12012050 with Association of Public SafetyCommunications Officials International Inc., dba APCO International Inc. for radio frequency coordination services, 7/24/16 - 7/23/17 ($30,000; cumulative total $120,000); and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts

13. Approve agreement CT 060-16011264 with Intermedix dba ESi Acquisition Inc. for WebEOCserver upgrade, one year term ($174,160); and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

HEALTH CARE AGENCY

14. Approve selection of and agreement with Orange County Department of Education for School-Based Stress Management Education services, 7/12/16 - 6/30/19 ($465,000); authorize Director or designee to exercise cost contingency increase of agreement not to exceed 10% under certain conditions and to execute agreement - All Districts
Revised Title to read:
Health Care Agency – Approve selection of and agreement with Orange County Department of Education for School-Based Stress Management Education services, ~~7/12/16~~ *8/1/16*– 6/30/19 ($465,000); authorize Director or designee to exercise cost contingency increase of agreement not to exceed 10% under certain conditions and to execute agreement – All Districts

OC COMMUNITY RESOURCES

15. Approve and ratify amendment 1 to agreement C-1-2583 with Orange County Transportation Authority for senior transportation services, 7/1/16 - 6/30/21, (1% of net Measure M2 revenues); approve model agreement for senior non-emergency medical transportation services funded by Measure M2; approve agreements with Abrazar, Inc. in Service Area 1, North County ($773,683), Age Well Senior Services, Inc. in Service Area 2, South County ($809,161), Abrazar, Inc. in Service Area 3, Central/West County ($1,045,156) funded by Measure M2, term ending 6/30/17; and authorize Director or designee to execute amendment, agreements and exercise a contingency cost increase or decrease not to exceed 10% of individual agreement under certain conditions - All Districts

16. **Acting as the Board of Supervisors and Orange County Housing Authority -**
Authorize reimbursement of $270,131 from non-federal funds to Housing Authority's Housing Choice Voucher funds to address findings in U.S. Department of Housing and Urban Development, Office of Inspector General audits #2016-LA-1003 and #2016-LA-1005; and authorize Auditor-Controller to process a wire transfer from General Fund (100-012) to Orange County Housing Authority Fund (15F-012), at Union Bank - All Districts (4/5 vote of the members present)

OC PUBLIC WORKS

17. Approve agreements MA-080-16012117 with Hunsaker & Associates Irvine, Inc., MA-080-16012118 with CivilSource, Inc., MA-080-16012119 with Towill, Inc., MA-080-16012120 with

KPFF, Inc. dba KPFF Consulting Engineers, MA-080-16012122 with TAIT & Associates, Inc. and MA-080-16012123 with Proactive Engineering Consultants, Inc. for on-call civil engineering services, 7/12/16 - 7/11/21 ($1,500,000 each); and authorize Director or designee to execute agreements - All Districts

18. Approve agreements MA-080-16012194 with PlaceWorks, Inc., MA-080-16012195 with M. Arthur Gensler Jr & Associates, Inc., MA-080-16012196 with EPT Design, Inc., MA-080-1601297 with KTGY Group, Inc. and MA-080-1601298 with Environmental Planning Development Solutions, Inc. dba EPD Solutions, Inc. for on-call land use planning services, 7/12/16 - 7/11/21 ($1,500,000 each); and authorize Director or designee to execute agreement - All Districts

19. Approve agreements MA-080-16012199 with Bender Rosenthal, Inc., MA-080-16012200 with R. P. Laurain & Associates, Inc. and MA-080-16012201 with Epic Land Solutions, Inc. for on-call right-of-way appraisal services, 7/12/16 - 7/11/21 ($1,500,000 each); and authorize Director or designee to execute agreements - All Districts

20. Ratify State Reimbursement agreement 16-0329-SF with California Department of Food and Agriculture for inspection services for Pierce's Disease Program, 7/1/16 - 3/30/18 ($995,336); and authorize Director or designee to execute agreement - All Districts

21. **Acting as the Board of Supervisors and Orange County Flood Control District -** Approve agreement D15-013 with City of Santa Ana, City of Newport Beach, City of Costa Mesa, Orange County Water District and Irvine Ranch Water District for the Santa Ana-Delhi Channel Diversion Project; adopt resolution granting fee waivers for permits issued for project construction; authorize Auditor-Controller to make related payments; authorize OC Public Works Director and John Wayne Airport Director or designees to execute related documents; and consider application of Final Mitigated Negative Declaration SCH No. 2016011069 and other findings - Districts 1 and 2

GENERAL ADMINISTRATION

22. **County Counsel -** Consider second readings and adoption of "An Ordinance of the County of Orange, California, Amending Sections 1-1-81 and 1-1-84 of Division 1, Title 1 of the Codified Ordinances of the County of Orange to Provide for the Campaign Finance and Ethics Commission's Enforcement of the Lobbyist Registration and Reporting Ordinance", "An Ordinance of the County of Orange, California, Amending Section 1-3-22 and 1-3-24 of Division 3, Title 1 of the Codified Ordinances of the County of Orange to Provide for the Campaign Finance and Ethics Commission's Enforcement of the County Gift Ban Ordinance" and "An Ordinance of the County of Orange, California, Amending Section 1-2-101 of Division 2, Title 1 of the Codified Ordinances of the County of Orange to Make Conforming Changes to the Campaign Finance and Ethics Commission Ordinance" - All Districts (Continued from 6/28/16, Item 96)

County Executive Office:

23. Approve option agreement with Ramser Development Company dba RV Storage Depot for option to lease County owned property located at the former Gothard Street Landfill, Huntington Beach; authorize Chief Real Estate Officer or designee to execute option agreement and all related documents; and make California Environmental Quality Act and other findings - District 2 (Continued from 5/10/16, Item 59; 5/24/16,

Item 93; 6/28/16, Item 97)
Continued to 7/26/16, 9:30 A.M.

24. Approve proposed response to FY 2015-16 Grand Jury Report "To Be Continued...Follow-Up for Open Formal Grand Jury Report Responses." - All Districts

25. Approve proposed response to FY 2015-16 Grand Jury Report "Fostering a Better Foster CareSystem." - All Districts

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

27. Approve grant applications/awards submitted in 7/12/16 grant report and other actions asrecommended - All Districts
Revised Title to read:
County Executive Office – Approve grant applications/awards submitted by Sheriff-Coroner in 7/12/16 grant report and other actions as recommended; *adopt resolution authorizing Sheriff-Coroner Or designee to execute and submit to California Office of Emergency Services the FY 2016 Emergency Management Performance Grant Application ($777,980)* – All Districts

28. **Human Resource Services -** Approve and adopt Side Letter agreement with Orange County Attorneys Association for terms and conditions of employment - All Districts

29. **Registrar of Voters -** Approve agreement MA-031-16012281 with Pitney Bowes, Inc. for hardware maintenance, software licensing and maintenance, 8/12/16 - 8/11/17 ($142,914.56); and authorize Purchasing Agent or authorized Deputy to execute agreement, make future non-monetary and non-material changes and to exercise cost contingency increase not to exceed 10% under certain conditions - All Districts

S29A. Revised title to read: .
Supervisor Nelson - Direct Registrar of Voters to place "An Ordinance of the County of Orange, California Repealing Section 1-2-9 of the Codified Ordinances of the County of Orange and Adding ~~Article IV, Section 401~~ Article I, Section 104 to the Charter of Orange County Imposing a Lifetime Limit on the Number of Terms for Members of the Orange County Board of Supervisors" on the ballot for Statewide General Election on November 8, 2016; direct County Counsel to prepare ballot language and impartial analysis of ordinance; and request Auditor-Controller to review measure and prepare a fiscal impact statement

S29B. **County Executive Office -** Approve employment agreement with Sharon Petrosino as Public Defender ($337,050), effective 7/12/16 – All Districts

IV. PUBLIC HEARINGS (Items 30-31)

OC PUBLIC WORKS

30. Public Hearing to consider adopting resolution approving fee report for La Mirada County Service Area No. 13 sewer services; and make California Environmental Quality Act and other

findings - District 4 (4/5 vote of the members present)

GENERAL ADMINISTRATION

31. **Registrar of Voters -** Public Hearing to consider adopting resolution approving fee schedule for services performed by Registrar of Voters; rescinding Resolution 01-433; and make California Environmental Quality Act and other findings - All Districts

V. CLOSED SESSION (Items CS-1-CS-3)

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(d)(1):
Name of Case: Orange County Flood Control District v. HRB Properties, LLC, et al., San Bernardino County Superior Court Case No. CIVDS1406175

CS-2. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1):
Name of Case: County of Orange v. Tata Consultancy Services Ltd., et al., United States District Court Case No. SACV13-683 JST (JCx)

CS-3. **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

SCS4. **County Counsel** - CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION – Pursuant to Government Code Section 54956.9(d)(1):
Name of Case: Lorena Martinez v. Carlos Bustamante and County of Orange, Orange County Superior Court Case No. 30-2013-00666624

SCS5. **County Counsel** - CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION Pursuant to Government Code Section 54956.9(d)(1):
Name of Case: *Jackelyne Mora v. Carlos Bustamante and County of Orange*, Orange County Superior Court Case No. 30-2013-00672190

SCS6. **County Counsel** – CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION Pursuant to Government Code Section 54956.6(d)(1):

Name of Cases: Steve Castillo v. County of Orange, Code Enforcement, Orange County Superior Court Case No. 30-2014-00763116; Diane Le v. County of Orange Code Enforcement, Orange County Superior Court Case No. 30-2014-00763184; Thanh Le v. County of Orange Code Enforcement, Orange County Superior Court Case No. 30-2014-00763189

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:

July 19, 2016	**No Scheduled Meeting**
July 26, 2016	**Regular Meeting**
August 2, 2016	**No Scheduled Meeting**