REGULAR MEETING OF THE BOARD OF SUPERVISORS

ORANGE COUNTY, CALIFORNIA

*Tuesday, August 12, 2014,* 9:30 A.M.

BOARD HEARING ROOM, FIRST FLOOR

333 W. Santa Ana Blvd., 10 Civic Center Plaza

Santa Ana, California

**SHAWN NELSON**
CHAIRMAN
Fourth District

**PATRICIA BATES**
VICE CHAIRMAN
Fifth District

**JANET NGUYEN**
SUPERVISOR
First District

**JOHN M.W. MOORLACH**
SUPERVISOR
Second District

**TODD SPITZER**
SUPERVISOR
Third District

ATTENDANCE: All Present

EXCUSED: None

| | | |
|---|---|---|
| PRESENT: | COUNTY EXECUTIVE OFFICER | Michael B. Giancola |
| | COUNTY COUNSEL | Nicholas S. Chrisos |
| | CLERK OF THE BOARD | Susan Novak |

INVOCATION: Supervisor Spitzer, Third District, gave the invocation

PLEDGE OF ALLEGIANCE: Supervisor Moorlach, Second District, led the assembly in the Pledge of Allegiance

## I. PRESENTATIONS/INTRODUCTIONS

## II. CONSENT CALENDAR (Items 1-6)

35124 **APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEM 6 WHICH WAS CONTINUED TO 9/9/14, 9:30 A.M.; ITEM 2 WHICH WAS PULLED FOR DISCUSSION AND SEPARATE VOTE**

**ELECTED DEPARTMENT HEADS**

**Sheriff-Coroner:**

1 Approve amendment 2 to agreement MA-060-13010844 with Collaborative Testing Services, Inc. for forensic test samples, 10/1/14 - 9/30/15 ($2,000; new total $22,000); renewable for three additional one-year periods; and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

2 Approve amendment 1 to agreement MA-060-11010909 with Rancho Santiago Community College District for law enforcement training programs to fund one Sheriff Information Processing Technician and one Facilities Maintenance Specialist I positions, 7/1/14 - 12/31/15 ($51,600 revenue; new total for 18 months $216,000; annual rate $144,400) - District 3

32154 **APPROVED AS RECOMMENDED**

3 **Treasurer-Tax Collector -** Approve amendment 3 to agreement MA-074-13010138 with Wells Fargo Bank (Wells Fargo) for internet payment gateway services required for accepting and processing credit/debit card and eChecks, 8/14/14 - 8/13/15; adding Tokenization Subscription Services ($20,000); and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

## OC COMMUNITY RESOURCES

4 Approve agreement MA-012-14011932 with HAPPY Software Inc. for maintenance and support of Housing Pro Application Software System, 9/1/14 - 8/31/15 ($50,680); renewable for two additional one-year terms; authorize Purchasing Agent or authorized Deputy to execute agreement and authorize Director or designee to exercise contingency contract increase not to exceed 10% - All Districts

5 Approve amendment 2 to agreement D08-031 with Noble Consultants, Inc. for engineering services, Salt Creek Beach, extending term to 8/18/15; and make California Environmental Quality Act findings - District 5

## GENERAL ADMINISTRATION

6 **Human Resource Services -** Approve establishment of new job classification series for Board Office and Elected Official Staff series specification, effective 8/22/14; and amend Master Position Control - All Districts

35124 **CONTINUED TO 9/9/14, 9:30 A.M.**

END OF CONSENT CALENDAR

## III. DISCUSSION ITEMS (Items 7-18)

### JOHN WAYNE AIRPORT

7 Approve agreement with LAZ Parking California, LLC for valet parking for three years; renewable for two additional one-year periods; authorize Director to terminate existing agreement with Parking Concepts, Inc.; and make California Environmental Quality Act findings - District 2

23154 **CONTINUED TO 9/9/14, 9:30 A.M.**

### OC COMMUNITY RESOURCES

8 Approve Bidder Relief Report; consent to relieve Horizons Construction Co. International of bid obligation; receive bids and award contract to Thomasville Construction , Inc. for JOC P017 (General Engineering) ($1,000,000); and make California Environmental Quality Act findings - All Districts

23154 **APPROVED AS RECOMMENDED**

### OC PUBLIC WORKS

9 Receive and file OC Public Works Holiday Lights After Action Report for compliance of holiday lighting over County roadways rights-of-way; increase appropriations to offset Net County Cost ($101,500); and make California Environmental Quality Act findings - All Districts (RA 4 4/5 vote of members present)

53124 **CONTINUED TO 9/9/14, 9:30 A.M.**

## PUBLIC PROTECTION

### Probation:

10 Approve renewal of agreement MA-057-14010011 with North Orange County Regional Occupational Program for Vocational Training and Pre-Employment Counseling Services, Juvenile Hall, Youth Guidance Center and Youth Leadership Academy, 9/1/14 - 8/31/15 ($364,000); renewable for one additional one-year period - Districts 1 & 3

13254 **APPROVED AS RECOMMENDED**

11 Approve lease agreement GA 1214-37-3 with 1001 S. Grand Ave., LLC for office space at 1001 S. Grand Ave., Santa Ana, 9/1/14 - 8/31/19 ($2,738,928); and make California Environmental Quality Act findings - District 1

13254 **APPROVED AS RECOMMENDED**

## SOCIAL SERVICES AGENCY

12 Approve amendment 1 to agreements MA-063-14010504 with Lloyd Personnel Systems Inc. dba Lloyd Staffing Inc. ($601,519.32; new total $888,573.32); MA-063-14010507 with Amtec Human Capital dba Amtec ($2,541,230.22; new total $3,097,895.22) for temporary help services, extending term through 1/31/16; and authorize Purchasing Agent or authorized Deputy to execute agreements - All Districts

23154 **APPROVED AS RECOMMENDED**

## GENERAL ADMINISTRATION

### County Executive Office:

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

54123 **APPROVED AS RECOMMENDED**

14 Approve proposed response to FY 2013-14 Grand Jury Report "Improving the County of Orange Government's Multi-Billion Dollar Contracting Operations" - All Districts

54123 **APPROVED AS RECOMMENDED**

15 Approve grant applications/awards submitted by HR Services, Leadership Development Program and Social Services, CalWORKs Housing Support Program in 8/12/14 grant report and other actions as recommended - All Districts

24135 **APPROVED AS RECOMMENDED**

16 Approve agreement with John W. Harris as Investigations Analyst for Office of Independent Review, 9/1/14 - 6/30/15 ($45,900, plus reimbursement for actual and necessary expenses) - All Districts

23154 N **APPROVED AS RECOMMENDED**

17 Approve 15-year lease agreement CEO/ALS/SSA-13-047 with IX CW 500 Orange Tower, LP for relocation of SSA Administration Headquarters, Orange; and make California Environmental Quality Act findings - District 3 (Continued from 7/15/14, Item 30; 8/5/14, Item 21)

B.O. **CONTINUED TO 8/19/14, 9:30 A.M.**

18 **Office of the Performance Audit Director -** Receive and file Performance Audit of Fleet Services report - All Districts

25134 **APPROVED AS RECOMMENDED**

**IV. PUBLIC HEARINGS (None)**

**V. CLOSED SESSION (Items CS-1-SCS4)**

**GENERAL ADMINISTRATION**

CS-1. **County Counsel -** 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

B.O. **HELD, THE CLERK READ: THE BOARD BY A VOTE OF 4 TO 1, SUPERVISORS NELSON, BATES, MOORLACH AND SPITZER VOTING IN FAVOR, SUPERVISOR NGUYEN VOTING AGAINST, APPROVED A PROPOSED PARTIAL SETTLEMENT IN THE CASE OF ORANGE COUNTY FLOOD CONTROL DISTRICT V. HRB PROPERTIES, LLC, ET AL., AND AUTHORIZED COUNTY COUNSEL TO EXECUTE A POSSESSION & USE AGREEMENT IN THE FORM ATTACHED TO COUNTY COUNSEL'S CLOSED SESSION MEMORANDUM TO THE BOARD AND TO BE ATTACHED TO THE MINUTE ORDER REFLECTING THIS ACTION.**

CS-2. **County Executive Office -** CONFERENCE WITH REAL PROPERTY NEGOTIATOR - Pursuant to Government Code Section 54956.8:
Property Location: 500 N. State College Blvd., Orange, CA 92868
888 N. Main St., Santa Ana, CA 92701
County Negotiator: Scott D. Mayer, Chief Real Estate Officer
Negotiating Party: IX CW 500 Orange Tower, LP
Eastcom Corp.
Under Negotiation: Terms and Value of Leases (Continued from 7/15/14, Item CS-3; 8/5/14, Item CS-2)

B.O. **HELD, NO REPORTABLE ACTION**

CS-3. **Human Resource Services -** CONFERENCE WITH LABOR NEGOTIATOR - Pursuant to Government Code Section 54957.6:Agency Negotiator: Steve DanleyEmployee 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), 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 employeesRE: Terms and Conditions of Employment

B.O. **DELETED**

SCS4. **County Executive Office -** CONFERENCE WITH REAL PROPERTY NEGOTIATOR - Pursuant to Government Code Section 54956.8:
Property Location: Open space property within the City of Anaheim southerly of the interchange of Gypsum Canyon Road and California State Route 91 and open space property within the City of Orange and unincorporated territory near the interchange of California State Route 241 and Santiago Canyon Road and easterly along Santiago Canyon Road
County Negotiator: Scott D. Mayer, Chief Real Estate Officer
Negotiating Party: The Irvine Company
RRM Properties
Under Negotiation: Terms and Value of Future Conveyance

B.O. **CONTINUED TO 8/19/14, 9:30 A.M.**

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

**PUBLIC COMMENTS:**

Michael Klubnikin - Oral Re: Elder abuse, Grand Jury and various County departments

Rebecca McCollough - Oral Re: Needs of the homeless

Wiley Drake - Oral Re: Child Protective Services

Ilya Tseglin & Robert Tseglin - Oral Re: Nate Tseglin, Regional Center and Social Services Agency

**COUNTY EXECUTIVE OFFICER COMMENTS:**

None

**BOARD COMMENTS, COMMITTEE, COMMISSION AND TRAVEL REPORTS:**

Vice Chair Bates - Oral Re: Letter from District Attorney responding to Board Comments on County's funding of the District Attorney's budget

**ADJOURNED: 12:15 P.M.**

54123 **Adjourned in memory of Robert Douglas Aston**

34125 **Adjourned in memory of Richard Callahan**

14235 **Adjourned in memory of JoAnn Langlais**

54123 **Adjourned in memory of Father Jack Shetler**

*** KEY ***

***Left Margin Notes***

| | |
|---|---|
| 1. = Supervisor Nguyen | A. = Abstained |
| 2. = Supervisor Moorlach | X. = Excused |
| 3. = Supervisor Spitzer | N. = No |
| 4. = Supervisor Nelson | BO = Board Order |
| 5. = Supervisor Bates | |

ORD. = Ordinance

RESO. = Resolution

*Above numbers refer to Supervisorial Districts (1st number = Moved by; 2nd number = Seconded by)*

*Chair, Orange County Board of Supervisors*

*Orange County Clerk of the Board*