REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

Tuesday, October 30, 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, October 30, 2012
9:30 A.M.

INVOCATION: Supervisor Nelson, Fourth District

PLEDGE OF ALLEGIANCE: Supervisor Campbell, Third District

I N D E X

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I. PRESENTATIONS/INTRODUCTIONS

Chairman Moorlach will be presenting a resolution proclaiming "Grand Jury Awareness Month"

Steve Keil, Interim Executive Director, California State Association of Counties, will present 2012 CSAC Challenge Awards

Chairman Moorlach will recognize Orange County Olympic Athletes

II. CONSENT CALENDAR (Items 1-16)

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 Bates -** Assessment Appeals Board No. 5 - Reappoint Gary Kreitz, Rancho Santa Margarita, for term ending 9/6/15

ELECTED DEPARTMENT HEADS

2. **Auditor-Controller -** Authorize Auditor-Controller to delete dismantled, missing, obsolete, stolen and surplused equipment items from department capital asset inventories - All Districts (Continued from 9/25/12, Item 3; 10/16/12, Item 3)

Sheriff-Coroner:

3. Receive and file annual Inmate Welfare Fund Expenditure and Funding Reports for FY 11-12 - All Districts

4. Accept grant award from University of California, Berkley/State Office of Traffic Safety for Sobriety Checkpoint Program, 10/1/12 - 9/30/13 ($39,150); and authorize Sheriff-Coroner to execute grant award agreement - All Districts

5. **Treasurer-Tax Collector -** Approve agreement MA-074-13010621 with OPEX Corporation for mail extraction and payment processing equipment maintenance services, 12/1/12 - 11/30/15 ($113,650); and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

HEALTH CARE AGENCY

6. Approve master agreements MA-042-13010571 with Ruth S. Grubb ($99,800) and MA-042-13010572 with Shadrach Smith ($99,800) for professional services to support implementation of Orange County Medical Emergency Data System, 1/2/13 - 12/31/13; and authorize Purchasing Agent or authorized Deputy to execute agreements and renew agreements for two additional one year periods - All Districts

7. Approve renewal of master agreement MA-042-12010268 as MA-042-13010056 with UMS, Inc. dba United Maintenance Systems for janitorial services, 11/1/12 - 10/31/13 ($171,000); renewable for two additional years; and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

OC COMMUNITY RESOURCES

8. Reject all bids received on 9/12/12; and re-advertise and set bid opening for 12/5/12, 2:00 p.m., for beam replacement project, Costa Mesa Donald Dungan Branch Library; and make California Environmental Quality Act findings - District 2
Revised Title to read:**OC Community Resources** - Reject all bids received on 9/12/12; ~~and~~ re-advertise and set bid opening for ~~12/5/12~~ *12/12/12*, 2:00 p.m., for beam replacement project, Costa Mesa Donald Dungan Branch Library; and make California Environmental Quality Act findings - District 2

OC PUBLIC WORKS

9. Approve quitclaim deed from City of Irvine for conveyance of three parcels totaling approximately 60 acres; and make California Environmental Quality Act findings - Districts 3 and 5

10. Approve plans and specifications and set bid opening for 11/21/12, 2:00 p.m., for Youth Leadership Academy security upgrades project; and make California Environmental Quality Act findings - District 3
Deleted

PUBLIC PROTECTION

Probation:

11. Approve amendment 1 to Administrative Memorandum of Understanding with Orange County Superintendent of Schools for support services for Accountability Commitment Program, extending term two months to 12/31/12; and make California Environmental Quality Act findings - All Districts

12. Approve agreement MA-057-13010676 with American Alarm Systems, Inc. for fire and security alarm monitoring services, North County Field Office, 11/1/12 - 10/31/17 ($49,500); and make California Environmental Quality Act findings - District 4

SOCIAL SERVICES AGENCY

13. Approve plans and specifications and set bid for 12/19/12, 2:00 p.m. to repair parking lot paving at 840 N. Eckhoff, Orange; and make California Environmental Quality Act findings - District 3

14. Approve Notice of Intent to contract with public or private nonprofit agencies to provide family support and child abuse and neglect prevention services; approve combined Child Abuse Prevention, Intervention and Treatment (CAPIT), Community-Based Child Abuse Prevention (CBCAP) and Promoting Safe and Stable Families (PSSF) services and expenditure summaries, 11/7/12 - 6/30/14; designate Social Services Agency as the public agency to administer plan; and authorize Director or designee to submit plan to the California Department of Social Services, Office of Child Abuse Prevention - All Districts

GENERAL ADMINISTRATION

15. **Human Resources Department -** Adopt resolution reaffirming commitment to Equal Employment Opportunity (EEO) and Harassment Policy and Procedure and approve revisions, effective 10/30/12 - All Districts

16. **Internal Audit -** Receive and file Internal Audit Department Monthly Activity Status Report for September 2012 - All Districts

END OF CONSENT CALENDAR

III. DISCUSSION ITEMS (Items 17-37)

ELECTED DEPARTMENT HEADS

Assessor Department:

17. Oral Report - ATS Re-Engineering Project Update - All Districts

18. Approve price agreement MA-002-13010579 with Brainsharp Inc., for Assessment Tax System (ATS II) application support for operations and adjustments, 11/12/12 - 6/30/13 ($881,100); renewable for two additional years; and authorize Purchasing Agent or authorized Deputy to execute agreement and exercise contingency contract cost increase not to exceed 10% - All Districts

Sheriff-Coroner:

19. Approve amendment five to agreement MA-060-12010296 with Visionair, Inc. for software maintenance, 11/15/12 - 2/15/13 ($72,772); and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts

20. Approve amendment eight to agreement MA-060-13010685 with Taser International, Inc. for repair and replacement of tasers and taser accessories, 11/18/12 - 11/17/13 ($144,088); and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts

HEALTH CARE AGENCY

21. Approve amendment to agreement with State Department of Health Care Services for Medi-Cal Targeted Case Management, extending to 6/30/13; and authorize Director or designee to execute amendment - All Districts

22. Approve amendment 2 to agreement 10-95277 - A02 with State Department of Public Health for AIDS related services, 7/1/10 - 6/30/13 ($675,532; new total $9,936,638); and authorize Director or designee to sign Memoranda of Understanding incorporated in amendment and Contractor's Release form upon submission of final invoice - All Districts

23. Approve agreement 12-78008-000 with State Department of State Hospitals for conditional release program, 7/1/12 - 6/30/13 ($1,173,543); and authorize Director or designee to execute agreement - All Districts

24. Ratify amendment 4 to master agreement M-042-11011520 as MA-042-12011181 with Medicatech USA for direct digital radiography systems rental, 2/1/12 - 1/31/13 ($197,754); and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts

JOHN WAYNE AIRPORT

25. Approve amendment 5 to agreement with McCarthy Building Companies, Inc. for construction of Terminals C and improvements to Terminals A and B ($1,453,691; new total $127,813,015); and make California Environmental Quality Act findings - District 2

26. Response to 11/22/11 Board Directive - Approve amendment 6 to agreement with Orange County Fire Authority for Aircraft Rescue Fire Fighting (ARFF) services, 12/1/12 - 11/30/13 ($5,032,644); authorize Purchasing Agent or authorized Deputy to execute amendment, extend agreement up to 90 days and to issue Request for Statement of Qualifications for ARFF; and make California Environmental Quality Act findings - District 2 (Continued from 10/16/12, Item 22; 10/23/12, Item 13)
Continued RA's # 1, 2 & 3 to 11/20/12, 9:30 a.m.

Revised Title to read:

John Wayne Airport - Response to 11/22/11 Board Directive ~~- Approve amendment 6 to agreement with Orange County Fire Authority for Aircraft Rescue Fire Fighting (ARFF) services, 12/1/12 – 11/30/13($5,032,644) *($4,372,350)*;~~ Authorize Purchasing Agent or authorized Deputy to ~~execute amendment, extend agreement up to 90 days and to~~ issue Request for Statement of Qualifications for *Aircraft Rescue Fire Fighting services*~~; and make California Environmental Quality Act findings~~ - District 2 (Continued from 10/16/12, Item 22; 10/23/12, Item 13)

27. Select and approve lease with XpresSpa dba XpresSpa John Wayne Airport, LLC for operation of specialty concession; and make California Environmental Quality Act findings - District 2 (4/5 vote of members present) (Continued from 10/23/12, Item 11)

OC PUBLIC WORKS

28. Approve agreement D12-055 with Nichols Consulting Engineers, Chtd for pavement distress surveys, reports and technical services, three-year term ($800,000); and make California Environmental Quality Act findings - All Districts

29. Approve agreements with Families Forward and Community Action Partnership of Orange County for Base Closure Homeless Assistance, Warehouse 360, Marine Corps Air Station, El Toro; authorize Director or designee to execute agreement and related documents; and make California Environmental Quality Act findings - District 3

PUBLIC PROTECTION

Probation:

30. Approve master Memorandum of Understanding (MOU) with various cities for enhanced law enforcement services and other authorized expenses for continued implementation plan for Public Safety Realignment and Postrelease Community Supervision, 7/1/12 - 6/30/13; authorize Chief Probation Officer to execute and renew individual MOU's; and make California Environmental Quality Act findings - All Districts

31. Approve agreement with Satellite Tracking of People, LLC for GPS electronic monitoring services and equipment, 12/15/12 - 12/14/13 ($500,000); renewable for four additional one-year periods; and make California Environmental Quality Act findings - All Districts

GENERAL ADMINISTRATION

County Executive Office:

32. Approve amendment 7 to agreement N1000008297 as MA-017-10011150 with TW Telecom Holdings, Inc. for wide area network services, 11/14/12 - 11/13/13 ($457,728; new total $3,172,778.34); authorize Purchasing Agent or authorized Deputy to execute agreement and to add or delete services in an amount not to exceed 10% of the agreement total without further Board action - All Districts

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

34. Receive and file Quarterly Information Technology (IT) Project Status Detail, Executive Summary and Risk Assessment Reports for July - September 2012 - All Districts

35. Approve grant applications/awards submitted by OC Public Works, Health Care Agency and OC Community Resources in 10/30/12 grant report and other actions as recommended; adopt resolution authorizing OC Public Works Director or designee to execute grant application, amendments and related documents with State Department of Resources Recycling and Recovery (CalRecycle) for Rubberized Pavement Grant Program - All Districts

36. Response to 10/23/12 Board Directive - Report to Board on process necessary to fill vacant Orange County Elected positions - All Districts
Revised Title to read:

County Executive Office - Report to Board on process necessary to fill vacant Orange County Elected positions*; and direct County Executive Office to work with Human Resource Services to prepare draft selection timeline, update Job Descriptions for each position if needed and to develop a draft interview process* - All Districts

37. **Human Resources Department -** Approve proposed major reorganization for Countywide Human Resources Services; approve change of Department name from Human Resources Department to Human Resource Services; approve shift of all County human resource personnel to become employees of Human Resource Services department with the exception of human resource staff employed by the Assessor, Clerk-Recorder, Treasurer-Tax Collector, Sheriff-Coroner and District Attorney, effective 12/3/12; and direct Human Resource Services department to return to the Board as necessary for implementation of all recentralization activities that require formal Board approval - All Districts

S u p p l e m e n t a l I t e m (s)

DISCUSSION

S37A. **OC Public Works** - Approve an exclusive negotiating agreement with Lowe Enterprises Inc. to prepare a developer agreement for master planning, entitlement and development of 100 acre parcel, MCAS El Toro; authorize Director or designee to execute related documents; and make California Environmental Quality Act findings - District 3

S37B. **Chairman Moorlach** - Senior Citizens Advisory Council - Appoint Ronald Langer, Laguna Niguel, to complete term ending 12/31/12

S37C. **Health Care Agency** - Provide direction to HCA regarding Orange County Fire Authority's request for agency to contact Cal Environmental Protection Agency (CalEPA) and request a waiver of mandate within Section 25404.5 of the Health and Safety Code regarding requirements to consolidate Certified Unified Program Agency (CUPA) program fees into one invoice for FY 2012-13 - All Districts

CLOSED SESSION

IV. PUBLIC HEARINGS (None Scheduled)

V. CLOSED SESSION (Items CS-1-CS-2)

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. **County Counsel** - CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(a):
Name of Case: California Department of Finance, et al. v. Jan Grimes, etc. OCSC Case No. 30-2012-00559592-CU-WM-CJC (Continued from 10/23/12, Item CS-5)

CS-2. **Human Resources Department** - 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), 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) and Orange County Managers Association (OCMA)
RE: Terms and Conditions of Employment

SCS3. **County Executive Officer** - CONFERENCE WITH REAL PROPERTY NEGOTIATOR - Pursuant to Government Code Section 54956.8:

Property Location: Greenspot Property, Highland, CA
County Negotiator: Robert J. Franz
Negotiating Party: The Lewis Companies, City of Highland
Under Negotiation: Terms and Value of Future Sale

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:

November 6, 2012	**No Meeting Scheduled**
November 13, 2012	**Special Meeting (Strategic Planning & IT Sourcing)**
November 20, 2012	**Regular Meeting**