REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

Tuesday, August 19, 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: Vice Chair Bates, Fifth District, gave the invocation

PLEDGE OF ALLEGIANCE: Supervisor Sptizer, Third District, led the assembly in the Pledge of Allegiance

I. PRESENTATIONS/INTRODUCTIONS

II. CONSENT CALENDAR (Items 1-19)

21354 **APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEM 4 WHICH WAS CONTINUED TO 9/16/14, 9:30 A.M.; AND ITEMS 7, 12, 19 WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE**

BOARD APPOINTMENTS

Supervisor Moorlach:

1. Assessment Appeals Board No. 5 - Reappoint Irene E. Ziebarth, Newport Beach, for term ending 9/3/17

2. Assessment Appeals Board No. 2 - Reappoint Janine Heft, Laguna Hills, for term ending 9/3/17

3. Audit Oversight Committee - Appoint Gary Caporicci, Irvine, to complete term ending 12/31/15

4. **Supervisor Nguyen -** Assessment Appeals Board No. 4 - Reappoint Clarence F. Alvey, Jr., Fountain Valley, for term ending 9/3/17 (Continued from 7/22/14, Item 2)

21354 **CONTINUED TO 9/16/14, 9:30 A.M.**

DEPARTMENT APPOINTMENTS

5. **Health Care Agency -** Orange County HIV Planning Council - Appoint Albert Ramirez, Anaheim, and Edwin Poon, Orange, for terms ending 12/31/15 - All Districts

6. **Probation -** Orange County Juvenile Justice Coordinating Council - Appoint Blanca E. Escobedo, Tustin, for term concurrent with their position - All Districts

ELECTED DEPARTMENT HEADS

District Attorney:

7. Approve Real Estate Fraud Prosecution Annual Report, FY 2013-14 pursuant to Government Code Section 27388 (d) (1) & (d) (2) - All Districts

31254 **APPROVED AS RECOMMENDED**

8. Approve agreement MA-026-14012242 with Microsoft Corporation for software premier support services, 9/2/14 - 9/1/15 ($87,555); renewable for four additional one-year periods ($90,181.65 year two; $92,887.10 year three; $95,673.71 year four; $98,543.92 year five); authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

9. Adopt resolution approving FY 2013-14 Federal Equitable Sharing Agreement and Certification Report - All Districts
RESO: 14-075

Sheriff-Coroner:

10. Accept grant award from the State of California Traffic of Office Safety for Selective Traffic Enforcement Program, 10/1/14 - 9/30/15 ($330,620); and authorize Sheriff-Coroner or designee to execute grant agreement - All Districts

11. Approve one-time purchase order to Vislink, Inc. for purchase and installation of Omni-Directional Antenna System ($26,500); and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

12. Approve FY 13-14 Federal Equitable Sharing Agreement and Certification Report for federally forfeited property or proceeds received for Orange County Pro-Active MethLab Investigative Task Force - All Districts

35124 **APPROVED AS RECOMMENDED**

HEALTH CARE AGENCY

13. Approve amendment 1 to agreement with NAMI Orange County for Warmline Network services, 7/1/14 - 6/30/15 ($63,794 increase beginning 9/1/14; new total $428,808); and authorize Director or designee to execute amendment - All Districts

OC COMMUNITY RESOURCES

14. Approve Friends of the Library license agreement template to formalize relationship between each of the Friends of the Library organizations and OC Public Libraries - All Districts

15. Approve agreement MA-012-14011854 with Dudek for preparation of Defensible Space Zone Management Plan ($226,460), effective five year term upon date of execution; authorize Purchasing Agent or authorized Deputy to execute agreement; and make California Environmental Quality Act findings - All Districts

16. **Acting as the Orange County Housing Authority -** Authorize Executive Director or designee to sign Section 8 Management Assessment Program Certification and related documents for monitoring key areas of performance of Section 8 Housing Choice Voucher Program, FY 2013-14 - All Districts

OC PUBLIC WORKS

17. **Acting as the Orange County Flood Control District -** Approve agreement D14-019 with the County of San Bernardino for construction of feature of Prado Dam project ($257,374); authorize Director or designee to make minor modifications under certain conditions and execute related documents; authorize Auditor-Controller to make related payments; make related findings; and find that Final Environmental Impact 583 and Supplemental Environmental Assessment/Addendum previously certified by the US Army Corps of Engineers on August 25, 2013 satisfies requirements of California Environmental Quality Act - All Districts

GENERAL ADMINISTRATION

18. **Clerk of the Board -** Approve agreement MA-011-15010067 with SouthTech Systems, Inc. for software maintenance and technical support services for Comprehensive Agenda Management Solution, 9/1/14 - 8/31/17 ($186,862.50); and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

19. **Internal Audit -** Receive and file Internal Audit Department Monthly Status Report for July 2014 - All Districts

25134 **APPROVED AS RECOMMENDED**

END OF CONSENT CALENDAR

III. DISCUSSION ITEMS (Items 20-S38A)

ELECTED DEPARTMENT HEADS

District Attorney:

20. Ratify and approve amendment 2 to agreement MA-026-11010754 with Victim Services, Inc. for administration of Bad Check Restitution/Diversion Program, 6/7/14 - 12/31/14; renewable for one additional year; and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts

53124 **APPROVED AS RECOMMENDED**

21. Approve amendment 1 to lease agreement DA-11-002 with 801 Civic Center Drive W Holdings, LLC for additional office space at 801 Civic Center Drive West, Santa Ana; and make California Environmental Quality Act findings - District 1

13254 **APPROVED AS RECOMMENDED**

Sheriff-Coroner:

22. Ratify and approve amendment 5 to agreement N1000010985 with Hyland Software Inc. for software support and maintenance services, 6/29/14 - 6/28/15 ($3,998); and authorize Sheriff-Coroner or designee to execute amendment - All Districts

24135 **APPROVED AS RECOMMENDED**

23. Approve amendment 13 to agreement Z1000000063 with Global Tel*Link Corporation for inmate telephone services, 9/3/14 - 3/2/15 ($1,300,000 revenue); and authorize Sheriff-Coroner or designee to execute amendment - All Districts

53124 **APPROVED AS RECOMMENDED AND DIRECTED STAFF TO RETURN TO THE BOARD ON 10/21/14 WITH A RANKED SLATE OF VENDORS FOR THE BOARD TO MAKE A SELECTION AND AUTHORIZE THE NEGOTIATION OF A CONTRACT FOR BOARD APPROVAL**

HEALTH CARE AGENCY

24. Approve agreement 14-10027 with California Department of Public Health for Childhood Lead Poisoning Prevention Program, 7/1/14 - 6/30/17 ($2,904,884); and authorize Director or designee to execute Contractor's Release form upon submission of final invoices and Certification Regarding Lobbying - All Districts

53124 **APPROVED AS RECOMMENDED**

OC COMMUNITY RESOURCES

25. Approve amendments 1 to agreements with Abrazar, Inc. for senior non-emergency medical transportation services, Service Area 1, North County, 9/1/14 - 6/30/15 ($1,000,131); and authorize Director or designee to execute amendments and exercise cost contingency increase or decrease not to exceed 10% including renewals and extensions under certain conditions and issue Request for

Proposals for senior non-emergency medical transportation services, Service Area 1, North County, 7/1/15 - 6/30/16, renewable for one additional one-year term - All Districts

25134 **APPROVED AS RECOMMENDED**

OC PUBLIC WORKS

Acting as the Board of Supervisors and Orange County Flood Control District:

26. Approve amendment 3 to agreement MA-080-12010493 with Porter Hire Limited dba Heavy Equipment Rentals LLC and Quinn Rental Services for equipment rental services, 11/1/14 - 10/31/15 ($240,000); authorize Purchasing Agent or authorized Deputy to execute amendment; and make California Environmental Quality Act findings - All Districts

32154 **APPROVED AS RECOMMENDED**
X

27. Approve amendment 2 to agreement MA-080-13010471 with Baja Trucking, Inc. for rental of haul trucks with operators, 10/22/14 - 10/21/15 ($1,200,000); authorize Purchasing Agent or authorized Deputy to execute agreement; and make California Environmental Quality Act findings - All Districts

53124 **APPROVED AS RECOMMENDED**
X

OC WASTE & RECYCLING

28. Select LSA Associates, Inc. as primary and Bon Terra Psomas as alternate firms for archaeological, paleontological and biological services at Central Region Landfills; authorize negotiation of agreement for Board approval; and make California Environmental Quality Act findings - District 3

32154 **APPROVED RECOMMENDATIONS WITH MODIFICATION TO SELECT BON TERRA PSOMAS AS PRIMARY AND LSA ASSOCIATES, INC. AS ALTERNATE**

29. Receive bids and award contract to Sukut Construction, LLC for Phase 1 Partial Final Closure Construction and Utility Improvements Project, Olinda Alpha Landfill ($14,377,786.50); and find that Final Environmental Impact Report 588 previously certified by the Board on April 17, 2007 satisfies requirements of California Environmental Quality Act - District 4

45123 **APPROVED AS RECOMMENDED**

PUBLIC PROTECTION

Probation:

30. Approve lease GA 1214-45 with Dorothy R. Henry, Trustee of The Burns Henry Jr. Residuary Trust, and Burns Henry III, Trustee of The Burns Henry III Revocable Trust, and Dorothy R. Henry, Trustee of The Dorothy R. Henry Revocable Trust, and Burns Henry III and Elizabeth Stinson Henry, husband and wife as joint tenants for Probation Department's South County Field Service office space at 26030 Acero, Mission Viejo, ten-year lease ($1,444,164); and make California Environmental Quality Act findings - District 5

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

31. Approve Federal Equitable Sharing agreement, 10/1/14 - 9/30/15 and Federal Annual Certification Report, FY 2013-14 - All Districts

35124 **APPROVED AS RECOMMENDED**

SOCIAL SERVICES AGENCY

32. Approve agreement RRR0514 with Access California Services, OMID Multicultural Institute for Development and The Tiyya Foundation for Refugee Social Services, 10/1/14 - 9/30/17 ($468,856, new total $1,406,568); and authorize Director or designee to extend term for up to twelve additional months; and to exercise a contingency contract increase not to exceed 10% - All Districts

45123 **APPROVED AS RECOMMENDED**

33. Designate Social Services Agency, Health Care Agency and Public Defender to assist County jail inmates to apply for Medi-Cal coverage upon release from the County jail - All Districts

NO ACTION TAKEN

GENERAL ADMINISTRATION

County Executive Office:

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

25134 **RECEIVED AND FILED**

35. Approve grant applications/awards submitted by District Attorney in 8/19/14 grant report and other actions as recommended; adopt resolution authorizing District Attorney or designee to submit and execute grant agreement and amendments with Board of State Community Corrections for Juvenile Accountability Block Grant program, 7/1/14 - 6/30/15 ($129,608 and County match of $14,401); and make California Environmental Quality Act and other findings - All Districts

34125 **APPROVED AS RECOMMENDED**

RESO: 14-076

36. Approve proposed response to FY 2013-14 Grand Jury Report "Annual Report on Jails and Juvenile Detention Facilities" - All Districts

52134 **APPROVED AS RECOMMENDED**
N

37. Direct Auditor-Controller to disburse payment to City of Stanton for street improvement work within Kermore Island project area ($560,000) - District 2

24135 **APPROVED AS RECOMMENDED**

38. 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; 8/12/14, Item 17)

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

ELECTED DEPARTMENT HEADS

S38A. **Sheriff-Coroner -** Approve FY 13-14 Federal Equitable Sharing Agreements and Certification Reports for federally forfeited property or proceeds received for Sheriff-Coroner Department and Regional Narcotics Suppression Program - All Districts

35124 **APPROVED AS RECOMMENDED**

IV. PUBLIC HEARINGS (None)

V. CLOSED SESSION (Items CS-1-SCS3)

GENERAL ADMINISTRATION

CS-1. **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
(Continued from 8/12/14, Item SCS4)

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

SCS2. **Human Resource Services -** CONFERENCE WITH LABOR NEGOTIATOR - Pursuant to Government Code Section 54957.6:
Agency Negotiator: Steve Danley
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), Orange County Managers Association (OCMA) and other non-represented employees
RE: Terms and Conditions of Employment

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

SCS3. **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

County Negotiator: Scott D. Mayer, Chief Real Estate Officer
Negotiating Party: IX CW 500 Orange Tower, LP
Under Negotiation: Terms and Value of Leases

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

VI. PUBLIC, CEO, BOARD COMMENTS & ADJOURNMENT

PUBLIC COMMENTS:

Ilya Tseglin, Robert Tseglin - Oral Re: Nate Tseglin, Regional Center, Child Protective Services

Ariella - Oral Re: Regional Center, autism, family rights

Michael Klubnikin - Oral Re: Robin Williams, mental health medications

Sean Lyons - Oral Re: Rancho Santiago College School District contract with Sheriff Department

Ann Marshall, Jeremy Cohen, Carole Levers, David Sonneborn, Alexandra Nagy, Karl Greenblatt, Greg Diamond, Geraldine McNenny, Peter Whittingham - Oral Re: Fracking

COUNTY EXECUTIVE OFFICER COMMENTS:

None

BOARD COMMENTS, COMMITTEE, COMMISSION AND TRAVEL REPORTS:

Supervisor Moorlach - Oral Re: Directed CEO to provide his office with a report on what County is doing to encourage departments to conserve water during this drought; pin for Orange County's Quasquicentennial

ADJOURNED: 1:15 P.M.

*** KEY ***

Left Margin Notes

1. = Supervisor Nguyen
2. = Supervisor Moorlach
3. = Supervisor Spitzer
4. = Supervisor Nelson
5. = Supervisor Bates

A. = Abstained
X. = Excused
N. = No
BO = Board Order

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