REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

Tuesday, December 11, 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, December 11, 2012
9:30 A.M.

INVOCATION: Supervisor Bates, Fifth District

PLEDGE OF ALLEGIANCE: Supervisor Nguyen, First District

I N D E X

I. PRESENTATIONS/INTRODUCTIONS		Page #
II. CONSENT CALENDAR	(Items 1-22)	Page #
III. DISCUSSION ITEMS	(Items 23-31)	Page #
IV. PUBLIC HEARINGS	(Item 32)	Page #
V. CLOSED SESSION	(Items CS-1-CS-4)	Page #
VI. PUBLIC, CEO, BOARD & EMAIL COMMENTS & ADJOURNMENT		Page #

I. PRESENTATIONS/INTRODUCTIONS

Chairman Moorlach will be recognizing volunteer dog handlers

Chairman Moorlach will present the Solid Waste Association of North America Silver Award to OC Waste & Recycling for their Public Outreach Programs

II. CONSENT CALENDAR (Items 1-22)

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 Nguyen -** Oversight Board of the Successor to the City Redevelopment Agencies, Garden Grove - Appoint Jeremy Harris

ELECTED DEPARTMENT HEADS

2. **Auditor-Controller -** Receive and file Auditor-Controller Internal Audit Unit's Quarterly Status Report, August through November 2012 - All Districts

3. **Sheriff-Coroner -** Approve modification to five year agreement DROIGSA-10-0001 with U.S. Immigration and Customs Enforcement (ICE) to amend ICE detention standards; and authorize Sheriff-Coroner or designee to execute modification - All Districts

HEALTH CARE AGENCY

4. Approve selection of and agreement with AIDS Services Foundation Orange County for HIV Prevention services, 1/1/13 - 6/30/13 ($144,016) and 7/1/13 - 6/30/14 ($244,285); and authorize Director or designee to exercise cost contingency increase of agreement not to exceed 10% under certain conditions and to execute agreement - All Districts

5. Approve amendment 1 to agreement with Phoenix House Orange County, Inc. for Parolee Services Network Residential services, 7/1/12 - 6/30/13 ($46,590; new total $132,000); and authorize Director or designee to execute amendment - All Districts

OC COMMUNITY RESOURCES

6. Approve agreement OCP12-019 with APSI Construction Management for administration and contract management services of OC Parks capital projects, three year term ($400,000); and make California Environmental Quality Act findings - All Districts

7. Approve plans and specifications and set bid opening for 1/30/13, 2:00 p.m., for Irvine Ranch Historic Park Utility Infrastructure Construction Project; and make California Environmental Quality Act findings - District 3

8. Approve amended bylaws to Senior Citizens Advisory Council - All Districts

9. Approve Friends of the Library license agreement template to formalize relationship between each of the Friends of the Library organizations and OC Public Libraries; and make California Environmental Quality Act findings - All Districts

10. **Acting as the Orange County Housing Authority -** Approve renewal of Memorandum of Agreement with Anaheim and Garden Grove Housing Authorities for inter-jurisdictional mobility supporting maintenance of Housing Choice Voucher assistance to eligible households that choose to relocate within County of Orange, 12/1/12 - 11/30/17; and authorize Director or designee to execute agreement - All Districts

OC PUBLIC WORKS

11. Adopt resolution declaring La Pata Avenue as a County Highway for the County Maintained Road System; and make California Environmental Quality Act and other findings - District 5

12. Receive and file development fee deposit balance reports FY 2011-12; and find deposits held more than five years be retained for future projects within specified fee programs; and make California Environmental Quality Act findings - All Districts

13. Approve dissolution of Administrative Review Board; and make California Environmental Quality Act findings - All Districts

14. Approve amendment 2 to agreement MA-080-10012094 with J&J Landscaping for weed abatement services ($45,000; new total $342,000); and make California Environmental Quality Act findings - All Districts

15. Continued to 12/18/12, 9:30 a.m.

16. Select AECOM as primary and Wayne C. Siu, Architects as alternate firms for architect-engineer services at various Probation Department facilities; authorize negotiation of agreement for Board approval; and make California Environmental Quality Act findings - Districts 1 and 3

17. **Acting as the Board of Supervisors and Orange County Flood Control District -** Approve agreement D12-074 with the City of Westminster for graffiti abatement and street sweeping services in the unincorporated islands within the City's Sphere of Influence, 1/15/13 - 1/14/14 ($58,000); renewable for four additional years; authorize Director or designee to execute agreement; and make California Environmental Quality Act findings – District 1

OC WASTE & RECYCLING

18. Approve agreement MA-299-13010448 with Paradigm Software, LLC for software license, version upgrade, installation and implementation, maintenance and support services, 1/1/13 - 12/31/17 ($718,763); authorize Purchasing Agent or authorized Deputy to execute agreement; and make California Environmental Quality Act findings - All Districts

SOCIAL SERVICES AGENCY

19. Approve amended bylaws to Orange County Child Care and Development Planning Council - All Districts

20. Approve agreement MA-063-13010714 with Bear Data Solutions, Inc. for Cisco Smartnet equipment maintenance services, 1/1/13 - 12/31/13 ($164,535); renewable for four one-year periods; and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

GENERAL ADMINISTRATION

Internal Audit:

21. Receive and file Internal Audit Department Monthly Activity Status Report for November 2012 - All Districts

22. Approve amended Audit Oversight Committee Charter and bylaws, effective 1/1/13 - All Districts

END OF CONSENT CALENDAR

III. DISCUSSION ITEMS (Items 23-31)

HEALTH CARE AGENCY

23. Adopt resolution approving amendment to agreement 12-89327 with State Department of Health Care Services for Cancer Detection Partnership services, 1/1/12 - 12/31/14; and authorize Director or designee to execute agreement - All Districts

JOHN WAYNE AIRPORT

24. Approve amendment 5 to agreement with T.Y. Lin International/Integrated Design Services (TYLin/IDS) for changes in engineering services to seismic remediation of elevated roadways, ($90,628; new total $1,890,461); and make California Environmental Quality Act findings - District 2

OC DANA POINT HARBOR

25. Revised Title to read:
OC Dana Point Harbor - Receive staff report; adopt resolution certifying Finals *S*EIR 613 under the California Environmental Quality Act adopting Mitigation Monitoring and Reporting Program, Statement of Findings of Facts and Statement of Overriding Considerations; and adopt resolution approving revised Marina Improvement project - District 5

OC PUBLIC WORKS

26. Approve agreements D12-060 with Johnson-Frank & Associates, Inc., D12-061 with Coast Surveying, Inc., D12-062 with Huitt-Zollars, Inc., D12-063 with D. Woolley & Associates, Inc. and D12-064 with Carol Knox, Land Surveyor for on-call map checking services, three-year terms ($300,000 each); and make California Environmental Quality Act findings - All Districts

OC WASTE & RECYCLING

27. Approve agreement MA-299-13010709 with Geosyntec Consultants and Advanced Earth Sciences, Inc. for environmental multi-discipline engineering services, 12/11/12 - 12/10/15 ($2,100,000); and make California Environmental Quality Act findings - All Districts

28. Approve agreement MA-299-13010710 with Geosyntec Consultants and Tetra Tech BAS, Inc. for multi-discipline engineering support services, Central Region Landfills, 1/1/13 - 12/31/15 ($2,000,000); and make California Environmental Quality Act findings - Districts 2 & 3

GENERAL ADMINISTRATION

County Executive Office:

29. Adopt resolution approving property tax exchange with City of Newport Beach for annexation of 1.9 acres of unincorporated territory, Emerson Island - District 2

30. Approve Performance Incentive Award to Xerox State and Local Solutions, Inc. for end user survey results, FY 11-12 ($163,458.36) - All Districts

31. Revised Title to read:
County Executive Office - Approve recommended positions on introduced or amended legislation and consider other legislative subject matters; *and consider and submit nominations to the California Coastal Commission* – All Districts

IV. PUBLIC HEARINGS (Item 32)

ELECTED DEPARTMENT HEADS

32. **Sheriff-Coroner -** Receive staff report; adopt resolution certifying Supplement to FEIR 564 under the California Environmental Quality Act and adopting Mitigation Monitoring and Reporting Program Findings of Fact and Statement of Overriding Considerations; adopt resolution approving 2012 James A. Musick Site and Facilities Master Plan; and approve Memorandum of Understanding (MOU) with City of Lake Forest - District 3 & 5

V. CLOSED SESSION (Items CS-1-CS-4)

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: County of Orange v. Air California et. al., United States District Court Case No. CV 85-1542

CS-2. **County Executive Office -** CONFERENCE WITH REAL PROPERTY NEGOTIATOR - Pursuant to Government Code Section 54956.8:
Property Location: 7531 Santiago Canyon Road, Unincorporated County of Orange
County Negotiator: Robert J. Franz
Negotiating Party: Orange Unified School District
Under negotiation: Terms and Value of Possible Purchase
(Continued from 11/20/12, Item SCS6)

Human Resource Services:

CS-3. PUBLIC EMPLOYEE APPOINTMENT - Pursuant to Government Code Section 54957:
Title: Performance Audit Director

CS-4. 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

SCS5. County Executive Officer – CONFERENCE WITH REAL PROPERTY NEGOTIATOR - Pursuant to Government Code Section 54956.8:
Property Location: 801 W. Civic Center Drive, Santa Ana, CA; 405 W. 5th Street, Santa Ana, CA; 200 W. Santa Ana Blvd., Santa Ana, CA
County Negotiator: Robert J. Franz
Negotiating Party: Purchasers and sellers of buildings
Under Negotiation: Terms and value of potential future sale(s) and acquisition(s)

SCS6. Revised Title to read:
County Executive Officer - CONFERENCE WITH REAL PROPERTY NEGOTIATOR - Pursuant to Government Code Section 54956.8:
Property Location: County Owned and Leased Buildings Civic Center, Santa Ana, CA
County Negotiator: Robert J. Franz
Negotiating Party: LPA, Inc. *Related/Griffin, and future sellers or lessors in the Civic Center area, **Santa** Ana, CA*
Under Negotiation: Terms of potential future development(s)

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:

December 18, 2012	**Regular Meeting**
December 25, 2012	**No Scheduled Meeting**
January 1, 2013	**No Scheduled Meeting**