A G E N D A

REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

Tuesday, November 14, 2017
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

MICHELLE STEEL
CHAIRWOMAN
Second District

ANDREW DO
VICE CHAIR
First District

TODD SPITZER
SUPERVISOR
Third District

SHAWN NELSON
SUPERVISOR
Fourth District

LISA A. BARTLETT
SUPERVISOR
Fifth District

COUNTY EXECUTIVE OFFICER	COUNTY COUNSEL	CLERK OF THE BOARD
Frank Kim	Leon J. Page	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) and deposit the completed form in the box to the left of the podium. Prior to the Consent and Discussion Calendars, and during the Public Comments portion of the meeting, a member of the public may address the Board on any (or multiple) items on the agenda (excluding public hearings) or on any issue that is within the subject matter jurisdiction of the Board. This is the only opportunity for public input except for scheduled public hearing items. Speaker request forms must be deposited prior to the end of the public comments portion of the meeting, or, in the event of a public hearing, prior to the start of the public hearing. When addressing the Board, it is requested that you state your name and city of residence for the record. Members of the public desiring to speak should address the Board as a whole through the Chair. Comments to individual Supervisors or staff are not permitted. Speakers are allotted to speak no more than three (3) minutes during public comments and three (3) minutes during a public hearing. 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

INVOCATION: Supervisor Nelson, Fourth District

PLEDGE OF ALLEGIANCE: Vice Chair Do, First District

I. PRESENTATIONS/INTRODUCTIONS

Chairwoman Steel will be presenting a resolution commending Lisa Hughes in recognition of her years of service as a member of the Public Finance Advisory Committee

Chairwoman Steel will be presenting a resolution proclaiming November as "Adoption Awareness Month"

Supervisor Bartlett will be presenting a resolution to recognize Paul Walters for his years of service to the Orange County community

II. PUBLIC COMMENTS

At this time, members of the public may address the Board of Supervisors on any (or multiple) items on the agenda (excluding public hearings) or on any issue that is within the subject matter jurisdiction of the Board. Comments shall be limited to three minutes per person unless different time limits are set by the Chairman subject to the approval of the Board.

III. CONSENT CALENDAR (Items 1-13)

All matters are approved by one motion unless pulled by a Board Member for discussion or separate action.

BOARD APPOINTMENTS

Supervisor Bartlett:

1. Orange County Cemetery District - Appoint Noel Hatch, Laguna Woods, to complete term ending 1/6/20

2. Senior Citizens Advisory Council - Reappoint Elizabeth Busick, Mission Viejo, for term ending 12/31/18

DEPARTMENT APPOINTMENTS

3. **Treasurer-Tax Collector -** Treasury Oversight Committee - Reappoint Richard A. Rohm, Orange, forterm ending 12/15/20 - All Districts

ELECTED DEPARTMENT HEADS

4. **Auditor-Controller -** Approve Internal Audit Quarterly Activity Status Report for July - September 2017 - All Districts

5. **Treasurer-Tax Collector -** Adopt resolution approving public auction sale #1391 of certain tax-defaulted real properties delinquent for over five years - All Districts

JOHN WAYNE AIRPORT

6. Receive bids and award contract to T.E. Roberts, Inc. for Lower Roadway Fire Loop Valve Replacement Project, 120 day term ($355,467) - District 2

OC COMMUNITY RESOURCES

7. Receive and file FY 2016-17 Developer Fee Deposit Balance Report; and make related findings - All Districts

8. Approve lease with City of Costa Mesa for Mesa Verde Branch Library, 11/1/17 - 10/31/27; and authorize Chief Real Estate Officer or designee to execute subsequent lease amendments that make non-monetary changes and/or monetary changes under certain conditions; and make California Environmental Quality Act and other findings - District 2

9. Approve easement deed and agreements to ELBE Properties and Amir Amir Mozafari for vehicular access purposes to improve a portion of public pedestrian pathway, Aliso Street; and make California Environmental Quality Act and other findings - District 5

10. Accept donation of $21,139.29 from the Friends of the Los Alamitos/Rossmoor Library to offset the cost of new furnishings - District 2

OC PUBLIC WORKS

11. Certify completion of public streets, street lighting, sewer, water and survey monumentation; adopt resolution and authorize release of security, Tract Map 17057, Meritage Homes of California - District 5

12. Approve amendment 3 to agreement MA-080-14011538 with Natures Image, Inc. for weed abatement services, 1/1/18 - 12/31/18 ($65,000; cumulative total $525,000); and authorize County Procurement Officer or authorized Deputy to execute amendment - All Districts

GENERAL ADMINISTRATION

13. **Office of Campaign Finance and Ethics Commission -** Adopt amended AB1234 Ethics Training Policy to transition responsibilities from Clerk of the Board of Supervisors to Executive Director of the Campaign Finance and Ethics Commission to maintain, track, notify and retain records - All Districts (Continued from 10/17/17, Item 21; 10/31/17, Item 6)

END OF CONSENT CALENDAR

IV. DISCUSSION ITEMS (Items 14-38)

ELECTED DEPARTMENT HEADS

District Attorney:

14. Approve amendment 6 to renew agreement MA-026-14010833 with Bode Cellmark Forensics, Inc. for forensic DNA testing services, 1/1/18 - 12/31/18 ($995,000; cumulative total $4,975,000); and authorize County Procurement Officer or authorized Deputy to execute amendment - All Districts

15. Approve agreement MA-026-18010670 with Collision and Injury Dynamics, Inc. for collision investigation services, 1/1/18 - 12/31/20 ($750,000); and authorize County Procurement Officer or authorized Deputy to execute agreement - All Districts

Sheriff-Coroner:

16. Receive and file status report and approve continuance of local emergency related to Canyon 2Fire; and set review to determine need for continuing local emergency for 12/12/17, 9:30 a.m. and every 30 days thereafter - All Districts (Continued from Special Meeting 10/12/17, Item 1; 10/17/17, S38C)
Revised Title to read:
Sheriff-Coroner - Receive and file status report and approve continuance of local emergency related to Canyon 2 Fire; and set review to determine need for continuing local emergency for ~~12/12/17~~ *12/5/17*, 9:30 a.m. and every 30 days thereafter - All Districts (Continued from Special Meeting 10/12/17, Item 1; 10/17/17, S38C)

17. Receive and file status report and approve continuance of local emergency related to Theo Lacy Facility for repair to inoperable elevator used for public, legal visits and emergency egress for inmates; set review to determine need for continuing local emergency for 12/5/17, 9:30 a.m. and every regularly scheduled meeting thereafter until terminated - District 3 (4/5 vote of the members present) (Continued from 9/26/17, Item S46E; 10/17/17, Item 22; 10/31/17, Item 13)

18. Approve retroactive agreement MA-060-18010095 with Pen-Link Ltd. for maintenance and support of Pen-Link Ltd. Software, 7/1/17 - 6/30/18 ($43,499); and authorize County Procurement Officer or authorized Deputy to execute agreement - All Districts

19. Ratify Hangar Sublease Agreement GA 1227-72-3 with Aviation Consultants, Inc., dba ACI JET for Sheriff-Coroner Aviation Support Unit's use of three hangars and ready room at John Wayne Airport, 4/1/17 - 12/31/18 ($14,480.39 per month with fixed annual increase of 3 Percent; cumulative total $310,182.99); and make California Environment Quality Act and other findings - District 2

20. Approve agreement MA-060-18010672 with Computer Deductions, Inc. for extended maintenance and support services of Dorado Mainframe hardware and software

operating system, 12/1/17 - 11/30/20 ($1,798,797.17); and authorize County Procurement Officer or authorized Deputy to execute agreement - All Districts

Treasurer-Tax Collector:

21. Approve amendment 3 to agreement MA-074-11012506 with The Northern Trust Company for custodial banking services, 1/1/18 - 12/31/18 ($121,500; cumulative total $1,039,500); and authorize Treasurer-Tax Collector to execute amendment - All Districts

22. Adopt resolution approving 2018 Investment Policy Statement and delegating investment and deposit for safekeeping authority to the Treasurer-Tax Collector; approve amended Treasury Oversight Committee Bylaws and Rules of Procedures; and adopt resolution authorizing local agency investment in the County Pool and rescinding Resolution 97-550 requiring Board approval prior to such participation - All Districts

HEALTH CARE AGENCY

23. DELETED
Approve amendment to Three-Year Program and Expenditure Plan for Mental Health Services Act, Proposition 63 programs and services, 7/1/17 - 6/30/20 ($16,400,000; cumulative total $565,262,051); and authorize Director or designee to execute amendment - All Districts

24. Ratify standard agreement 17-94090 with California Department of Health Care Services for Drug Medi-Cal services for substance use treatment, 7/1/17 - 6/30/20 ($1,798,041); and authorize Director or designee to execute agreement, CCC-04/2017 Certification and California Civil Rights Laws Certification - All Districts

25. Approve agreement with Mariposa Women and Family Center for On-Site Engagement in Collaborative Courts services, 12/1/17 - 6/30/19 ($354,690); and authorize Director or designee to execute agreement - All Districts (Continued from 10/31/17, Item 2)

26. Continued to 12/5/17, 9:30 a.m.
Approve master agreement with various providers for Behavioral Health Services in Short-Term Residential Therapeutic programs, 12/1/17 - 6/30/20 ($10,333,333); and authorize Director or designee to exercise cost contingency increase not to exceed 10 Percent under certain conditions and execute individual agreements - All Districts (Continued from 10/31/17, Item 14)

OC COMMUNITY RESOURCES

27. Approve amendment 3 to agreement with West Cities Police Communications Center for Ranger Dispatch Services; authorize increase of annual contribution toward West-Comm system upgrades, 1/1/18 - 12/31/22 ($794,203; cumulative total $1,544,203) - All Districts

28. Approve subordination agreement of County's existing regulatory agreement for Fullerton City Lights Residential Hotel to a new senior mortgage up to $4,600,000; authorize Director or designee to execute subordination agreement and related documents under certain conditions; and make California Environmental Quality Act and other findings - District 4

OC PUBLIC WORKS

29. Approve agreement MA-080-18010595 with Kleinfelder, Inc., MA-080-18010596 with Fountainhead Consulting Corporation, and MA-080-18010597 with TranSystems Corporation for architect-engineer on-call construction management and inspection services, three-year term ($1,500,000 each; aggregate total $4,500,000); renewable for two additional years; authorize the Director or designee to execute agreements; and make California Environmental Quality Act and other findings - All Districts

30. Adopt resolution approving OC Survey Fee Schedule for new fee categories - All Districts (Continued RA #3 for new fee categories from 10/31/17, Item 35)
MOVED TO PUBLIC HEARING
Revised Title to Read:
OC Public Works - *Public Hearing to consider adopting* ~~Adopt~~ resolution approving OC Survey Fee Schedule for new fee categories, *effective 1/1/18; and making California Environmental Quality Act and other findings* - All Districts (Continued RA #3 for new fee categories from 10/31/17, Item 35)

31. **Acting as the Orange County Flood Control District -** Approve Acquisition Contract and Joint Escrow Instructions with Lennar Homes of California, Inc. for property required for the Prado Dam Project; authorize Chief Real Estate Officer or designee to sign all escrow documents, and make minor modifications under certain conditions and perform related actions; accept Grant Deed; authorize Auditor-Controller to make related payments; and consider application of Final Environmental Impact Statement/Environmental Impact Report No. 583 and other findings - All Districts

32. **Acting as the Board of Supervisors and Orange County Flood Control District -** Approve amendment 5 to renew agreement MA-080-14010184 with Habitat Restoration Sciences, Inc. for herbicide application services, 1/1/18 - 9/30/18 ($460,000; cumulative total $2,755,000); and authorize County Procurement Officer or authorized Deputy to execute amendment - All Districts

GENERAL ADMINISTRATION

County Executive Office:

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

34. Acting as the Legislative Body of Community Facilities District 2015-1 - Approve amendment 1 to Series A of 2015 Bonds, Community Facilities District 2015-1 Acquisition, Funding and Disclosure agreement to reallocate funds available for the purpose of financing dry utility improvements; and authorize Public Finance Director to execute amendment - District 5

35. Approve grant applications/awards submitted in 11/14/17 grants report and other actions as recommended - All Districts
Revised Title to read:
County Executive Office - Approve grant applications/awards submitted by *John Wayne Airport and OC Community Resources/OC Parks* in 11/14/17 grants report and other actions as recommended; *and adopt resolution authorizing Director of OC Community Resources or designee to apply and submit to State Department of Housing and Community Development the Housing-Related Parks Program application package*

and execute agreement, related documents and amendments and make related findings - All Districts

36. Approve lease agreement with a California limited liability company for office space for District Attorney, for ten-year term through 12/31/27; authorize Chief Real Estate Officer or designee to execute subsequent lease amendments for non-monetary and/or monetary changes under certain conditions; and delegate Chief Real Estate Officer or designee ability to exercise any option to extend term of lease; and make California Environmental Quality Act and other findings - All Districts

37. Approve FY 2017-18 First Quarter Budget Report; approve related budget adjustments and reserves, changes and final fund balancing; amend master position control; direct Auditor-Controller to pay Orange County Taxi Administration Program costs from Miscellaneous, Budget Control 004; direct Auditor-Controller to calculate and transfer 10 percent of growth funds for Public Safety Realignment Subaccounts into Local Innovations subaccount; direct Auditor-Controller to make payment of 2011 Public Safety Realignment allocation to Local Law Enforcement; approve new classification specifications, establish pay grades, and set recruiting steps for Housing Specialist occupational series - All Districts (RA 1 & 2 4/5 vote of members present and voting)

38. **Registrar of Voters -** Approve amendment 5 to agreement MA-031-14011203 with Merrill Communications, LLC for sample ballot printing services, 1/1/18 - 12/31/18 ($3,500,000; cumulative total $17,500,000); and authorize County Procurement Officer or authorized Deputy to execute amendment and make subsequent non-monetary and non-material changes under certain conditions - All Districts

S38A. **Vice Chair Do - Acting as the Orange County In-Home Supportive Services Public Authority -** Orange County In-Home Supportive Services (IHSS) Advisory Committee - Appoint Helen V. Martinez, Santa Ana for term ending 11/13/21

S38B. **County Executive Office -** Consider adoption of resolution to certify Final Program Environmental Impact Report No. 620, adopt Statement of Facts, Findings and Statement of Overriding Considerations, adopt mitigation monitoring and Reporting Program, approve the El Toro 100-Acre Parcel Development Plan reflecting the Reduced Intensity and Reduced Density Alternative 3 in Final Program Environmental Impact Report No. 620, and approve Master Ground Lease with Lowe Enterprises Real Estate Group, a California corporation and authorize the Chief Real Estate Officer or designee to negotiate, finalize and execute Master Ground Lease and return to Board for approval in the event of material revisions; authorize Chief Real Estate Officer or designee to take related actions and give necessary approvals to implement the El Toro 100-Acre Parcel Development Plan, consistent therewith - District 3

S38C. **OC Community Resources -** Approve amendment 4 to contract MA-012-15012172 with AG Coast Inc., dba California Panther Security for security guard services to reinforce existing public access hours at the Santa Ana River Trail, 7/1/17 - 6/30/18 ($360,000; new total $450,000) and 7/1/18 - 6/30/19 ($450,000); renewable for one additional year with Board approval; authorize County Procurement Officer or authorized Deputy to execute amendment; and make California and Environmental Quality Act findings - All Districts

V. PUBLIC HEARINGS (Item 39)

OC PUBLIC WORKS

39. Public hearing to consider first reading of "An Ordinance of the County of Orange, California, Adding Section 7-9-146.14 and Amending Section 5-1-31, 5-1-32, and Section 5-1-33 of the Codified Ordinances of the County of Orange Related to Prohibiting Commercial Cannabis Activities and Outdoor Personal Cultivation"; set second reading and adoption for 12/5/17, 9:30 a.m.; and make California Environmental Quality Act and other findings - All Districts

VI. CLOSED SESSION (Item CS-1)

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. **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 (IHSS), 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

SCS2. **County Counsel -** CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1):
Name of Case: Janis Schofield v. County of Orange, Workers' Compensation Appeals Board Case Nos. ADJ7286870 & ADJ3406989

SCS3. **DELETED**
County Executive Office - CONFERENCE WITH REAL PROPERTY NEGOTIATOR - Pursuant to Government Code Section 54956.8:
Property Location: County Owned Property at Former MCAS El Toro
County Negotiator: Scott D. Mayer, Chief Real Estate Officer
Negotiating Party: City of Irvine
Lowe Enterprises Real Estate Group
Future Lessees
Under Negotiation: Terms of and Value of Development and Future Leases

SCS4. **County Counsel -** County Counsel - CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION –
INITIATION OF LITIGATION - Pursuant to Government Code Section 54956.9(d)(4):
Number of Cases: One Case

VII. CEO, BOARD COMMENTS & ADJOURNMENT

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:

November 21, 2017	**No Scheduled Meeting**
November 28, 2017	**No Scheduled Meeting**
December 5, 2017	**Regular Meeting**