A G E N D A

REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

Tuesday, January 27, 2015
9:30 A.M.

BOARD HEARING ROOM, FIRST FLOOR
333 W. Santa Ana Blvd., 10 Civic Center Plaza
Santa Ana, California

TODD SPITZER
CHAIRMAN
Third District

LISA A. BARTLETT
VICE CHAIRMAN
Fifth District

VACANT
SUPERVISOR
First District

MICHELLE STEEL
SUPERVISOR
Second District

SHAWN NELSON
SUPERVISOR
Fourth District

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

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) identifying the item(s) and deposit it in the box to the left of the podium. To speak on a matter not appearing in the agenda, but under the jurisdiction of the Board of Supervisors, you may do so during Public Comments at the end of the meeting. Speaker request forms must be deposited prior to the beginning of the consent calendar, the reading of the 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. Address the Board as a whole through the Chair. Comments to individual Supervisors or staff are not permitted. Speakers are limited to three (3) minutes per item with nine (9) minutes cumulative for the entire meeting. 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: Vice Chairman Bartlett, Fifth District

PLEDGE OF ALLEGIANCE: Supervisor Nelson, Fourth District

I. PRESENTATIONS/INTRODUCTIONS

Chairman Spitzer will deliver his Installation Address

II. CONSENT CALENDAR (Items 1-36)

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 Nelson -** Orange County Cemetery District - Reappoint Cynthia Ward, Anaheim, for term ending 1/8/18

DEPARTMENT APPOINTMENTS

Health Care Agency:

2. Alcohol and Drug Advisory Board - Reappoint Roy Richardson, Huntington Beach, for term ending 12/3/17 - All Districts

3. Orange County HIV Planning Council - Appoint Vince Frazier, Huntington Beach; Charles Scott Huffman, MD, Santa Ana; Bill Mugford, Lake Forest; Christina Weckerly Ramirez, Santa Ana and Pamela Smith, Fullerton, for terms ending 12/31/16; and reappoint Ray Angulo, Irvine; Leslie Lindgren, Santa Ana; Shelly Lummus, Orange; and Angel Rosario, Santa Ana, for terms ending 12/31/16 - All Districts

4. **OC Community Services -** Acting as the Board of Supervisors and Orange County Housing Authority - Housing and Community Development Commission - Appoint Ma'Ayn Johnson, Fullerton, to complete term ending 6/30/16 - All Districts

ELECTED DEPARTMENT HEADS

Auditor-Controller:

5. Approve schedule of County Capital Assets Physical Inventory Dates for calendar years 2015 and 2016 - All Districts

6. Receive and file Semi-Annual Fund/Budget Control Report for FY 2014-15 - All Districts

7. Authorize Auditor-Controller to delete damaged, destroyed, dismantled, missing, obsolete, stolen and surplused equipment items from department capital asset inventories - All Districts

8. **District Attorney** - Approve agreement MA-026-15011027 with RCS Investigations & Consulting, LLC. for background investigative services, 2/1/15 - 1/31/16; renewable for four additional one-year periods ($85,000 per year); and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts
Continued to 2/3/15, 9:30 a.m.

Sheriff-Coroner:

9. Approve subordinate agreement MA-060-15010977 to master agreement MA-017-13010878 with Ray Carmody dba Carmody Construction for general construction and maintenance services, 1/27/15 - 1/13/16 ($220,000); and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

10. Approve Assignment, Novation and Consent agreement to assign agreement MA-060-14010602 from Robinson Textiles Inc. to Bob Barker Company, Inc., for the provision of scrub type uniforms for inmates assigned to specific programs within the jail system, 10/13/14 - 10/12/15; and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

11. Approve subordinate agreement MA-060-15010976 to master agreement MA-017-13010878 with Dain Hormell dba DH General Contractors for general construction and maintenance services, 1/27/15 - 1/8/16 ($175,000); and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

OC COMMUNITY RESOURCES

12. Approve agreement with City of Fullerton for use of its Bookmobile at no cost to County to provide library services at various OC Public Libraries branches, effective upon Board's approval and ending 6/30/15 - All Districts

13. Approve Borrego Trail Restoration and Rehabilitation Project; Whiting Ranch Wilderness Park; and consider adoption of Mitigated Negative Declaration IP 13-265 to satisfy the requirements of California Environmental Quality Act and other related findings - District 5

14. Approve Sunset/Huntington Harbour Maintenance Dredging and Waterline Installation Project; approve memorandum of agreement with State Coastal Conservancy and U.S. Fish and Wildlife Service for Seal Beach National Wildlife refuge thin-layer Salt Marsh Sediment Augmentation Pilot Project; authorize Director of OC Parks to execute agreement; and adopt resolution authorizing Chief Real Estate Officer to execute standard State lease with California State Lands Commission for Sunset/Huntington Harbour Maintenance Dredging Project; and consider adoption of Mitigated Negative Declaration IP 14-148 to satisfy the requirements to California Environmental Quality Act and other related findings - District 2

15. Accept donation of $24,865.25 from The Celeste K. Kennedy Declaration of Trust to defray costs of food, shelter, and care of shelter animals and help fund OC Animal Care's spay/neuter promotional efforts - All Districts

16. Accept donation of $12,891.24 from Angels Baseball Foundation to offer low-cost animal adoption event - All Districts

17. Reject bid of RSH Construction; approve plans and specifications and set bid openings for 3/11/15, 2:00 p.m., for construction of Ronald W. Caspers Wilderness Park New Water Well and Ronald W. Caspers Wilderness Park New Water Tank projects; and make California Environmental Quality Act findings - District 5

18. **Acting as the Board of Supervisors and Orange County Housing Authority -** Adopt revised Orange County Housing Authority Administrative Plan; and authorize Executive Director or designee to finalize and submit Administrative Plan to U.S. Department of Housing and Urban Development - All Districts

OC PUBLIC WORKS

19. Approve agreement MA-080-13010919 with Environ Strategy Consultants, Inc. for waste water system maintenance and analysis services at Joplin Youth Center and Los Pinos Conservation Camp, 3/21/15 - 3/20/16 ($164,775); authorize Purchasing Agent or authorized Deputy to execute agreement; and make California Environmental Quality Act findings - Districts 3 and 5 (Continued from 12/9/14, Item 10)

20. Approve amendment 2 to agreement MA-080-13012123 with Cal Building Systems, Inc. for fire alarm system maintenance and repair ($6,967 per year; new total $113,328); authorize Purchasing Agent or authorized Deputy to execute amendment; and make California Environmental Quality Act findings - District 3

21. **Acting as the Board of Supervisors and Orange County Flood Control District -** Approve amendment 1 to agreement D13-092 with City of Irvine, City of Tustin, Irvine Ranch Water District and California Department of Transportation modifying procedures related to administration of agreement for design, operation and construction of Peters Canyon Wash Pipeline project; and authorize Director or designee to execute future amendments under certain conditions - Districts 1, 2, 3 and 5

PUBLIC PROTECTION

22. **Probation -** Receive and file update of Orange County Public Safety Realignment and Postrelease Community Supervision 2014 Implementation Plan - All Districts

GENERAL ADMINISTRATION

Clerk of the Board:

23. Approve re-adoption of the State's Model Code by reference and modifications to Designated Filer Positions and Disclosure Categories Exhibits A & B for South Orange County Wastewater Authority - Districts 2, 3 and 5

24. Approve re-adoption of the State's Model Code by reference and modifications to Designated Filer Positions and Disclosure Categories Exhibits A & B for Huntington Beach Union High School District - Districts 1 and 2

25. Approve proposed amendments to the Conflict of Interest Code Designated Filer Exhibits for County Counsel - All Districts

26. Approve proposed amendments to the Conflict of Interest Code Designated Filer Exhibits for Garden Grove Unified School District - Districts 1 and 2

27. the Orange County Department of Education - All Districts

28. Approve proposed amendments to the Conflict of Interest Code Designated Filer Exhibits for Municipal Water District of Orange County - All Districts

29. Approve proposed amendments to the Conflict of Interest Code Designated Filer Exhibits for Mesa Water District - District 2

30. Approve proposed amendments to the Conflict of Interest Code Designated Filer Exhibits for Probation - All Districts

31. Approve proposed amendments to the Conflict of Interest Code Designated Filer Exhibits for Department of Child Support Services - All Districts

32. Approve proposed amendments to the Conflict of Interest Code Designated Filer Exhibits for the Public Cable Television Authority - All Districts

33. Approve proposed amendments to the Conflict of Interest Code Designated Filer Exhibits for the Orange County Fire Authority - All Districts

34. Approve proposed amendments to the Conflict of Interest Code Designated Filer Exhibits for CalOptima - All Districts

35. **County Executive Office -** Approve amendment 1 to lease agreement with Centurion Partners Santa Ana, LLC for 211,964 rentable square feet for Social Services Agency at 1928 S. Grand Avenue, Santa Ana; and make California Environmental Quality Act findings - District 1

36. **Internal Audit -** Receive and file Monthly Internal Audit Activity Status Report for December 2014 - All Districts

END OF CONSENT CALENDAR

III. DISCUSSION ITEMS (Items 37-55)

ELECTED DEPARTMENT HEADS

Sheriff-Coroner:

37. Approve agreement 5600004550 with California Department of Corrections and Rehabilitation(CDCR) allowing County detention inmates to participate in the CDCR Fire Camp Program through 6/30/17 ($9,973,600); and authorize Sheriff-Coroner or designee to execute agreement - All Districts

38. Approve amendment 4 to agreement MA-060-11011428 with Juguilon Medical Corporation for forensic pathology/autopsy services, 2/1/15 - 1/31/16 ($1,800,445); renewable for one additional one-year period; and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts

39. Ratify and authorize amendment 4 to renew agreement with Thomas Bros. Maps dba Rand McNally for site license for Thomas Bros. Maps GIS Database, 12/18/14 - 12/17/15 ($6,000); and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts

HEALTH CARE AGENCY

40. Approve agreements with AIDS Services Foundation Orange County ($2,112,650), Delhi Center($145,958) and Shanti Orange County ($201,413) for HIV services, 3/1/15 - 2/29/16; authorize Director or designee to exercise cost contingency increase of agreements not to exceed 10 percent under certain conditions and to execute agreements - All Districts

41. Adopt resolution approving standard agreement 14-404-550 with State Water Resources Control Board for leaking underground storage tank cleanup, 7/1/14 - 6/30/15 ($1,056,955); and authorize Director or designee to execute non-monetary amendments - All Districts

42. Approve assignment of Mental Health Services Act/Proposition 63 funds to California Mental Health Services Authority/Joint Powers agreement for continued implementation of three Prevention and Early Intervention Statewide Projects, 2/1/15 - 6/30/15 ($900,000) and 7/1/15 - 6/30/17 ($900,000 annually, total amount $2,700,000); and authorize Director or designee to execute assignment - All Districts

43. Ratify amendment 2 to standard agreement with California Department of Public Health for HIV Expanded Testing Program, 7/1/13 - 12/31/14 ($23,726; new total $300,964); and authorize Director or designee to execute agreement - All Districts

44. Ratify and authorize Purchasing Agent or authorized Deputy to approve payment for Hazardous Materials Training ($2,755) - All Districts

OC COMMUNITY RESOURCES

45. Approve lease LTK 77-L-B-2 with the City of Laguna Hills for continued operation of the Laguna Hills Technology Library at its current location, 2/1/15 - 1/31/25; authorize County Librarian to exercise option to extend term ten years, 2/1/25 - 1/31/35; and make California Environmental Quality Act findings - District 5

OC PUBLIC WORKS

46. Acting as the Board of Supervisors - Consider first reading of "An Ordinance of the County of Orange, California Amending Sections 1-8-11, 1-8-12 and 1-8-14 of Article 2 of Division 8 of Title I of the Orange County Codified Ordinances Regarding Informal Bidding Procedures Pursuant to the Uniform Public Construction Cost Accounting Act"; set second reading and adoption for 2/3/15, 9:30 a.m.; Acting as the Board of Supervisors and Orange County Flood Control District - adopt resolution delegating authority to Director or designee to exercise certain duties in event of emergency; delegate to the Director authority to enter into architect engineering (A - E) service and public works contracts; approve supersession of 2012 County of Orange Contract Policy Manual Sections 3.5 and 3.6; approve 2015 Design and Construction Procurement Policy Manual; authorize Director or designee to perform related actions; and make California Environmental Quality Act findings - All Districts (RA 6 4/5 vote of the members present)
Revised Title to read: **OC Public Works - Acting as the Board of Supervisors** - Consider first reading of "An Ordinance of the County of Orange, California Amending Sections 1-8-11, 1-8-12 and 1-8-14 of Article 2 of Division 8 of Title I of the Orange County Codified Ordinances Regarding Informal Bidding Procedures Pursuant to the Uniform Public Construction Cost Accounting Act"; set second reading and adoption for 2/3/15, 9:30 a.m.**; Acting as the Board of Supervisors and Orange County Flood Control District** - adopt resolution delegating authority to Director or designee to exercise certain duties in event of emergency; delegate to the Director or designee of OC Public Works, Sheriff-Coroner, or John Wayne Airport authority to enter into architect engineering (A - E) service and public works contracts; approve supersession of 2012 County of Orange Contract Policy Manual Sections 3.5 and 3.6; approve 2015 Design and Construction Procurement Policy Manual; authorize Director or designee to perform related actions; and make California Environmental Quality Act findings - All Districts

47. Adopt resolution establishing the Adopt-A-Roadway Pilot Program in County maintained portion of Santiago Canyon Road; approve program manual and authorize Director or designee to make non-material changes to the Adopt-A-Roadway Program manual as needed; approve marketing plan recognition signs; and make California Environmental Quality Act findings - District 3 (Continued from 1/13/15, Item 13)
Continued to 3/3/15, 9:30 a.m.

48. Approve amendment 1 to agreement MA-080-12011291 with American Integrated Services, Inc., Double Barrel Environmental Services, Inc., O.C. Vacuum, Inc., Ocean Blue Environmental Services, Inc., and United Pumping Service, Inc. for on-call environmental cleanup services, 3/27/15 - 3/26/17 (not to exceed $1,000,000); authorize Purchasing Agent or authorized Deputy to execute amendment; and make California Environmental Quality Act findings - All Districts

49. Approve amendment 2 to agreement MA-080-13011105 with Jonset Corporation, dba Sunset Property Services for janitorial services at Eckhoff Facilities, 3/1/15 - 2/28/17 ($39,354; new total $455,738); authorize Purchasing Agent or authorized Deputy to execute amendment; and make California Environmental Quality Act findings - District 3

OC WASTE & RECYCLING

50. Approve agreement MA-299-15010878 with TetraTech BAS, Inc. to provide Renewable Technologies Implementation Plan, 1/27/15 - 1/26/18 ($750,000); authorize Purchasing Agent or authorized Deputy to execute agreement; and make California Environmental Quality Act findings - All Districts

GENERAL ADMINISTRATION

County Executive Office:

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

52. Acting as the Board of Supervisors and Orange County Flood Control District - Approve compensation agreement with City of Garden Grove for Site C and vacant restaurant properties - District 1

53. Authorize Purchasing Agent or authorized Deputy to develop and release a Request for Proposal(RFP) for administration and managed care cost containment services for County's self-insured Workers' Compensation claims - All Districts

54. Approve grant applications/awards submitted in 1/27/15 grant report and other actions as recommended - All Districts
Revised Title to read: **County Executive Office -** Approve grant applications/awards submitted *by District Attorney, OCCR/OC Community Services and Sheriff Department in* 1/27/15 grant report and other actions as recommended - All Districts

55. **Chairman Spitzer** - Acting as the Board of Supervisors and the Orange County In-Home Supportive Services Public Authority - Make OCERS regulation on Waiver of Membership applicable to eligible employees of the County and the Authority (i.e., newly hired employees aged 60 or older with no previous service credit in OCERS), allowing any eligible employee of the County or the Authority to waive membership in the Orange County Employees Retirement System upon meeting the requirements of the OCERS regulation; authorize Human Resource Services to provide the OCERS Waiver of Membership form to all newly-hired employees, determine whether an employee electing to waive membership is eligible to participate in state or federal programs providing retirement benefits, and ensure the necessary steps are taken to enroll the employee in any such program

IV. PUBLIC HEARINGS (Item 56)

OC PUBLIC WORKS

56. Public Hearing to consider first reading of "An Ordinance of the County of Orange, California Amending Title 7 Land Use and Building Regulations, Division 1 Building Regulations, Article & Orange County Grading and Excavation Code with Amendments Thereto"; set second reading and adoption for 2/3/15, 9:30 a.m.; and make California Environmental Quality Act findings - All Districts

V. CLOSED SESSION (Items CS-1-CS-5)

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

County Counsel:

CS-1. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1):
Name of Case: Linda Guy v. Orange County In-Home Supportive Services Public Authority, Orange County Superior Court Case No. 30-2014-00755585-CU-OE-CXC
Deleted

CS-2. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1):
Name of Case: Anna D. Steiner v. County of Orange, et al., Orange County Superior Court Case No. 30-2012-00541014-CU-CR-CXC

Human Resource Services:

CS-3. PUBLIC EMPLOYEE APPOINTMENT - Pursuant to Government Code Section 54957(b):
Title: Airport Director

CS-4. PUBLIC EMPLOYEE APPOINTMENT - Pursuant to Government Code Section 54957(b):
Title: Clerk of the Board

CS-5. CONFERENCE WITH LABOR NEGOTIATOR - Pursuant to Government Code Section54957.6:
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

Supplemental Item(s)

S55A. OC Public Works - Consider first reading and adoption of "An Uncodified Interim Urgency Ordinance of the County of Orange, California, Adopting a Temporary Moratorium on the Issuance of Permits Consistent with the Senior Residential Housing Land Use District within the North Tustin Specific Plan"; and make California Environmental Quality Act findings - District 3 *(4/5 vote of members present)*

VI. PUBLIC, CEO, BOARD 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:

February 3, 2015	**Regular Meeting**
February 10, 2015	**Regular Meeting**
February 17, 2015	**No Scheduled Meeting**