A G E N D A

REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

Tuesday, October 21, 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

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

---

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 Nguyen, First District

PLEDGE OF ALLEGIANCE: Vice Chair Bates, Fifth District

I. PRESENTATIONS/INTRODUCTIONS (None Scheduled)

II. CONSENT CALENDAR (Items 1-9)

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.

ELECTED DEPARTMENT HEADS

1. **Auditor-Controller -** Approve one-time agreement MA-003-15010663 with CGI Technologies and Solutions Inc. (CGI) for installation of CAPS+ Advantage Financial/Purchasing (version 3.7) and CAPS+ Advantage Human Resources/Payroll (version 3.8) Systems, and third-party software onto new IBM AIX Power8 platforms, ($283,500); and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

Sheriff-Coroner:

2. Approve amendment 2 to agreement MA-060-1201039 with Premier Computing Inc. for help desk support for commissary operations system, 11/9/14 - 11/8/15 ($24,000); and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

3. Approve Change Order No. 1 to agreement with Environmental Assessment and Remediation Inc., dba EAR Engineering, Construction & Support Services for the remediation of the underground fuel tank contamination, James A. Musick Facility ($44,902; new total $224,752); and authorize Sheriff-Coroner or designee to execute change order - Districts 3 and 5

OC COMMUNITY RESOURCES

4. Accept donation of $23,000 from Friends of Rancho Santa Margarita Library to purchase new furniture for Rancho Santa Margarita Library - District 5

5. Accept donation of $120,000 from Friends of the Los Alamitos Rossmoor Library to offset cost of refurbishing the front entry plaza for Los Alamitos Rossmoor Library - District 2

OC PUBLIC WORKS

6. Approve Tract Map 17561, RMV PA 2 Development, LLC; accept dedication for vehicular access rights; accept easements for streets, street lights, storm drain facilities, sewer, water, reclaimed water, storm drain, scenic preservation, Class 1 Bikeway and monumentation; approve agreement S1406-176 and accept bonds guaranteeing construction improvements; do not accept dedication of irrevocable offer over lots 57 and 63 for local park purposes; and consider application of prior Environmental Impact Report No. 589 and other findings - District 5

7. **Acting as the Orange County Flood Control District -** Approve Easement Deeds to the City of Irvine for aerial, emergency vehicle, pedestrian walkway and landscaping purposes; authorize Director or designee to carry out terms of the deeds and accept related payment; and consider application of City of Irvine prior Supplemental Environmental Impact Report and other findings - District 3

GENERAL ADMINISTRATION

8. **County Executive Office -** Approve assumption and consent agreement with Calero Software, LLC to assume agreement N1000010408 with PAETEC Software Corp. and issue amendment 4 for billing and management software solution, 10/28/14 - 10/27/15 ($20,000); and authorize Purchasing Agent or authorized Deputy to execute agreements - All Districts

9. **Human Resource Services -** Approve amendment 1 to agreement with Mercer Health & Benefits LLC for benefits consulting and actuarial services, 12/8/14 - 12/7/15; and authorize Chief Human Resources Officer or designee to execute amendment - All Districts

END OF CONSENT CALENDAR

III. DISCUSSION ITEMS (Items 10-23)

ELECTED DEPARTMENT HEADS

10. **Sheriff-Coroner -** Approve agreement MA-060-15010567 with Motorola Inc. for replacement of obsolete radio equipment, 11/1/14 - 10/31/15 ($2,483,882); authorize Sheriff-Coroner or designee to execute agreement; and make California Environmental Quality Act findings - All Districts

11. **Treasurer-Tax Collector -** Approve amendment 1 to agreement 12010714 with The McGraw Hil lCompanies, dba Standard and Poor's Rating Service for investment credit rating services for Orange County Money Market Fund and Orange County Educational Money Market Fund, 12/1/14 - 11/30/16 ($26,000); and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts

HEALTH CARE AGENCY

12. Approve agreement with City of Santa Ana for housing and supportive services for persons living with HIV infection, 7/1/14 - 6/30/15 ($890,372) - All Districts

OC PUBLIC WORKS

13. Approve amendment 2 to agreement MA-080-13010705 with Parking Concepts, Inc. for management and operation of multiple parking facilities; City of Westminster Civic Center, Manchester Complex in the City of Orange, and City of Santa Ana Civic Center, 12/1/14 - 11/30/15 ($2,148,562); authorize Purchasing Agent or authorized Deputy to execute agreement; and make California Environmental Quality Act findings - Districts 1 and 3

14. Approve amendment 3 to agreement MA-080-12010821 with De Par Inc. dba Associated Laboratories, Physis Environmental Laboratories Inc., Truesdail Laboratories Inc., and Weck Analytical Environmental Services Inc. for water quality analytical services, 12/20/14 - 12/19/15 ($979,500); authorize Purchasing Agent or authorized Deputy to execute agreement; and make California Environmental Quality Act findings - All Districts

15. Approve agreement MA-080-15010425 with Aquatic Bioassay & Consulting Inc. for water quality and sediment toxicity testing analytical services, 11/10/14 - 11/9/19 ($600,000 per year); authorize Purchasing Agent or authorized Deputy to execute agreement; and make California Environmental Quality Act findings - All Districts

OC WASTE & RECYCLING

16. Approve amendment 1 and waiver to second amended and restated landfill gas rights & production facilities agreement with Bowerman Power, LFG, LLC for construction of landfill gas to energy facility, Frank R. Bowerman Landfill; approve Consent to Encumbrance with Caterpillar Financial Services Corporation and Bowerman Power LFG, LLC; authorize Director to execute agreement and waiver and Consent to Encumbrance and to grant required rights of way and licenses; and consider application of prior Final Mitigated Negative Declaration No. 610 and other findings - District 3

GENERAL ADMINISTRATION

County Executive Office:

17. 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; 8/19/14, Item 38; 9/9/14, Item 31; 9/16/14, Item 44; 9/30/14, Item 36)

    Revised Title to read:
    County Executive Office - 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 authorize the Chief Real Estate Officer to agree to minor non-monetary revisions and amendments to the lease terms as necessary to effectuate the action set out in this ASR and the build-out of the premises for the County; 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; 8/19/14, Item 38; 9/9/14, Item 31; 9/16/14, Item 44; 9/30/14, Item 36)

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

19. Adopt Annual Required Contribution Rates for Retiree Medical Plan based on the June 30, 2013 Actuarial Valuation for FY 2013-14 and FY 2014-15 - All Districts

    Deleted

20. Approve grant applications/awards submitted in 10/21/14 grant report and other actions as recommended - All Districts

    Revised Title to read:
    County Executive Office - Approve grant applications/awards submitted by Health Care Agency, John Wayne Airport and OC Public Works in 10/21/14 grant report and other actions as recommended; adopt resolution authorizing HCA Director or designee to submit grant applications for continued funding of various department programs and directing annual submittal of a list of routine continued funding grant applications for Board approval; and adopt resolutions authorizing HCA Director or designee to submit and execute applications, related documents and amendments to State Department of Resources Recycling and Recovery (CalRecycle) for Local Enforcement Agency grant, Used Oil Payment Program and Waste Tire Enforcement grant - All Districts

21. **Supervisor Nguyen -** Receive and file 20th Annual Report on the Conditions of Children in Orange County

22. **Office of the Performance Audit Director -** Receive an update on the Office of the Performance Audit Director Work Plan - All Districts

    Revised Title to read:
    Office of the Performance Audit Director - Receive an update on the Office of the Performance Audit Director Work Plan and consider modifying the Work Plan – All Districts

23. **Chairman Nelson -** Consider second reading and adoption of "An Ordinance of the County of Orange, California, Prohibiting the Installation of Automated "Red Light" Traffic Enforcement Cameras in Unincorporated Areas Creating Article 8 of Division 1 of Title 6 and Adding Section 6-1-140 to Article 8 of Division 1 of Title 6, to the Codified Ordinances of the County of Orange" (Continued from 10/7/14, Item S18A)

IV. PUBLIC HEARINGS (None Scheduled)

V. CLOSED SESSION (Items CS-1-CS-3)

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(d)(1):
Name of Case: Jeffory Weaver v. County of Orange, United States District Court Case No. SACV10-00101 JVS;
Guy Olschewske v. County of Orange, United States District Court Case No. SACV 10-0805 CJC

CS-2. **County Executive Office -** CONFERENCE WITH REAL PROPERTY NEGOTIATOR - Pursuant to Government Code Section 54956.8:
Property Location: Open space property in the City of Anaheim adjacent to Gypsum Canyon Road and California State Route 91 and open space property adjacent to and within the City of Orange near the intersection of Santiago Canyon Road and Jamboree 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

CS-3. **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

SCS4. County Counsel - CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1):
Name of Case: Orange County Attorneys Association v. County of Orange, et al., Orange County Superior Court Case No. 30-2013-00638110-CU-WM-CJC

SCS5. 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 Lease

S23A. Chairman Nelson - Approve amendment 1 to agreement with Michael Giancola for the Employment of County Executive Officer

S23B. Human Resources Services - Adopt resolution unilaterally imposing terms and conditions of employment for members of International Union of Operating Engineers (IUOE) bargaining unit – All Districts

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:

October 28, 2014	**Regular Meeting**
November 4, 2014	**No Scheduled Meeting**
November 11, 2014	**No Scheduled Meeting**