REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

Tuesday, January 10, 2012
9:30A.M.

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

BILL CAMPBELL
CHAIRMAN
Third District

JOHN M. W. MOORLACH
VICE CHAIRMAN
Second District

JANET NGUYEN
SUPERVISOR
First District

SHAWN NELSON
SUPERVISOR
Fourth District

PATRICIA BATES
SUPERVISOR
Fifth District

COUNTY EXECUTIVE OFFICER
Thomas G. Mauk

COUNTY COUNSEL
Nicholas S. Chrisos

ACTING CLERK OF THE BOARD
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. This agenda contains a brief general description of each item to be considered. The Board of Supervisors encourages your participation. If you wish to speak on an item contained in the agenda, please complete a Speaker Form(s) identifying the item(s) and deposit it in the Speaker Form Return box located on the side of the podium. If you wish to speak on a matter which does not appear on the agenda, and is under the jurisdiction of the Board of Supervisors, you may do so during the Public Comments period at the end of the meeting. Except as otherwise provided by law, no action shall be taken on any item not appearing in the agenda. 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, January 10, 2012
9:30A.M.

INVOCATION: Supervisor Nguyen, First District

PLEDGE OF ALLEGIANCE: Supervisor Moorlach, Second District

I N D E X

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I. PRESENTATIONS/INTRODUCTIONS

Chairman Campbell will be presenting a resolution commending David L. Riley, Health Care Agency Director, on his retirement

Chairman Campbell will recap 2011 Chairman Goals

Chairman Campbell will be presenting a resolution commending David Sundstrom, Auditor/Controller, for his service to Orange County

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

Supervisor Moorlach:

1. Sunset Beach Local Coastal Program Advisory Committee - Appoint Linda L. Lyon, Sunset Beach; and reappoint Aurea Hoad, Sunset Beach, for terms ending 12/18/14; reappoint Stanley Wolf, Sunset Beach and Dr. Anthony A. Nobles, Sunset Beach, for terms ending 12/31/14

2. Senior Citizens Advisory Council - Reappoint Pat Davis, Huntington Beach, for term ending 12/31/13

3. **Supervisor Nelson -** Orange County Veterans Advisory Council - Reappoint Marilyn Harris, Fullerton, for term ending 12/31/13

DEPARTMENT APPOINTMENTS

4. **Health Care Agency -** Orange County HIV Planning Council - Appoint John Paquette, Orange and Jennifer Vivar, Santa Ana; and reappoint Renee Austin, Huntington Beach; Clayton Chau, Santa Ana; Mitch Cherness, Santa Ana; Donna Fleming, Santa Ana; Kelly Gomez, Fullerton; Christopher Ried, Santa Ana and Jeremiah Tilles, Irvine, for terms ending 12/31/13 - All Districts

ELECTED DEPARTMENT HEADS

5. **District Attorney -** Approve agreement with District Attorney Fellows for Certified Law Student and Legal Services; Approve Memorandum of Understanding (MOU) and Cooperative agreement with participating Schools of Law for Orange County District Attorney Fellowship Program; and authorize District Attorney or designee to execute individual agreements and MOUs - All Districts
Continued to 1/24/12, 9:30 a.m.

6. **Sheriff-Coroner -** Approve amendment 2 to agreement MA-060-10012201 with Parson Vending, Inc. assigning to JCK Vending, Inc. for coin-operated locker units at James A. Musick Jail facility, term ending 5/31/12; and authorize Purchasing Agent or authorized deputy to execute amendment - All Districts
Revised Title to read:
Sheriff-Coroner - Approve amendment 2 to agreement MA-060-10012201 with Parson Vending, Inc. assigning to JCK Vending, Inc. for coin-operated lockers *at jail facilities* ~~units at James A. Musick Jail facility~~, term ending 5/31/12; and authorize Purchasing Agent or authorized deputy to execute amendment - All Districts

HEALTH CARE AGENCY

7. Approve master agreement MA-042-12010888 with Public Health Institute for Adult Alcohol and Other Drugs Survey 2012, 1/23/12 - 8/31/12 ($166,516); and authorize Purchasing Agent or authorized deputy to execute agreement - All Districts

JOHN WAYNE AIRPORT

8. Receive bids and award contract to All American Asphalt, Inc. for pavement maintenance and repairs project ($500,000); and make California Environmental Quality Act findings - District 2

OC COMMUNITY RESOURCES

9. Accept donation of $24,849.70 from The Janet L. Leland Trust for caring of animals at OC Animal Care Shelter - All Districts

OC PUBLIC WORKS

10. Approve agreement MA-080-12011062 with Habitat Restoration Sciences, Inc. for mitigation site maintenance and establishment services for Peters Canyon Wash, 1/10/12 - 1/10/14 ($700,000); and make California Environmental Quality Act findings - District 3

11. Adopt resolution approving amendment 3 to Proposition 1B First Allocation Project list; approve amendment 2 to agreement D08-034 with City of Garden Grove and agreement D11-089 with City of Fountain Valley for street improvements, traffic congestion relief and traffic safety; authorize OC Public Works to submit amended project list to State Department of Finance; authorize Auditor-Controller to make related payments; authorize County staff to furnish labor within Garden Grove for purposes consistent with Proposition 1B; and make California Environmental Quality Act and other findings - All Districts (4/5 vote of the membership)

12. Approve revised Health Care Agency Records Control Schedules 8A, 9A, 25C, 28A, 184B and 273A to supersede existing Schedules; and rescind Health Care Agency Records Control Schedules 20A, 181A, 182A and 183A - All Districts

OC WASTE & RECYCLING

13. Approve plans and specifications and set bid opening for 2/8/12, 2:00 p.m., for construction of Zone 1 Phase C3 Groundwater Protection Composite Liner project, Prima Deshecha Landfill; and make California Environmental Quality Act findings - District 5
Revised Title to read:
OC Waste & Recycling - Approve plans and specifications and set bid opening for ~~2/8/12~~ *2/29/12*, 2:00 p.m., for construction of Zone 1 Phase C3 Groundwater Protection Composite Liner project, Prima Deshecha Landfill; and make California Environmental Quality Act findings - District 5

14. Approve plans and specifications and set bid opening for 2/22/12, 2:00 p.m., for Middle East Channel Improvement project, Olinda Alpha Landfill; and make California Environmental Quality Act findings - District 4

15. Approve easement deed and agreement with Southern California Edison Company for utility purposes, Olinda Alpha Landfill; and make California Environmental Quality Act findings - District 4

GENERAL ADMINISTRATION

Clerk of the Board:

16. Approve the proposed amendments to the Conflict of Interest Code Designated Filers Exhibits for the Santa Ana Unified School District - All Districts

17. Approve re-adoption of the State's Model Code by reference and modifications to Designated Filer Positions and Disclosure Categories Exhibits A & B for Ocean View School District - All Districts

18. Approve proposed amendments to the Conflict of Interest Code Designated Filer Exhibits for the Orange County Employees Retirement System - All Districts

19. Approve agreement MA-011-12010935 with Municipal Code Corporation for Codified Ordinance Supplement services, 1/20/12 - 12/31/15 ($18,000) - All Districts

20. **Human Resources Department** - Approve amendment 6 to Memorandum of Agreement for appointment of Dr. Peter Hughes, Director of Internal Audit, extending term to 7/1/13 - All Districts

Chairman Campbell:

21. Acting as the Orange County Flood Control District - Adopt resolution supporting Prado Basin Feasibility Study

22. Adopt resolution supporting Groundwater Replenishment System Initial Expansion

END OF CONSENT CALENDAR

III. DISCUSSION ITEMS (Items 23-36)

ELECTED DEPARTMENT HEADS

23. **Treasurer-Tax Collector -** Adopt resolution approving 2012 Investment Policy Statement delegating authority, as authorized by Codified Ordinance Section 1-2-320 to the Treasurer-Tax Collector; and approve amended Treasury Oversight Committee Bylaws and Rules of Procedures - All Districts

24. **District Attorney -** Approve lease agreement DA-11-002 with Birtcher Anderson Investors, LLC for office space at 801 Civic Center Drive West, Santa Ana; and make California Environmental Quality Act findings - District 1 (Continued from 12/13/11, Item 27)
Continued to 2/7/12, 9:30 a.m.

25. **Sheriff-Coroner -** Approve amendment 1 to agreement MA-060-12011039 with Juguilon Medical Corporation for forensic pathology/autopsy services, 2/1/12 - 1/31/13 ($1,707,000); renewable for four additional one-year periods; and authorize Purchasing Agent or authorized deputy to execute amendment - All Districts

HEALTH CARE AGENCY

26. Approve amended agreement EPO 11-30 with State Department of Public Health for funding of Center for Disease Control Public Health Emergency Preparedness Grant, State General Fund Pandemic Influenza Grant, and Health and Human Services Hospital Preparedness Program, FY 2011-12 ($190,980; new total $4,181,334) - All Districts

27. Approve agreement 11-10601 with State Department of Public Health for Pediatric Immunization Project, 7/1/11 - 6/30/13 ($1,367,162); and authorize Director or designee to execute Contractor's Release form upon submission of final invoice - All Districts

JOHN WAYNE AIRPORT

28. Approve agreement with Heritage Security Services for Armed Security Guard services, 1/11/12 - 1/31/13 ($756,490); renewable for four additional one-year periods; and authorize Purchasing Agent or authorized deputy to execute agreement; and make California Environmental Quality Act findings - District 2
Continued to 1/24/12, 9:30 a.m.

29. Approve amendment 4 to agreement with McCarthy Building Companies, Inc. for additional construction work for Terminal C, extending time 94 additional days ($3,424,933; new total $116,328,991.66); and make California Environmental Quality Act findings - District 2

OC WASTE & RECYCLING

30. Select Natures Image, Inc. as primary and Habitat Restoration Sciences, Inc. as alternate firms for native plant habitat management and maintenance services, Central Region Landfills; and authorize negotiation of agreement for Board approval - District 3

31. Approve master agreement MA-299-12010665 with Clean Harbors Environmental Services, Inc. for hazardous waste collection and disposal services, 2/1/12 - 1/31/15 ($17,736,300); renewable for two additional one-year periods ($5,912,100 annually); and authorize Purchasing Agent or authorized deputy to execute agreement - All Districts

SOCIAL SERVICES AGENCY

32. Approve agreements MA-063-12010636 with SOS Staffing Services Inc. dba Devon & Devon ($1,198,100); MA-063-12010658 with Amtec Human Capital Inc. dba Amtec Engineering Corp ($340,200) and MA-063-12010703 with Lloyd Personnel Systems, Inc ($209,600) for temporary help services, 2/1/12 - 1/31/13; and authorize Purchasing Agent or authorized deputy to execute agreements - All Districts

GENERAL ADMINISTRATION

County Executive Office:

33. Approve recommended grant applications submitted by OC Public Works, OC Community Resources and OC Waste & Recycling in 1/10/12 grant report and other actions as recommended; adopt resolution approving grant application for development and implementation of trash management plan in Newport Bay Watershed as Tier 1 and development of habitat restoration plan for South Talbert Preserve as Tier 2 for funding under Coastal Impact Assistance Program; authorize Directors of OC Public Works and OC Community Resources or their designees to apply for funds - All Districts

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

35. **Human Resources Department -** Determine Auditor-Controller appointment process - All Districts

36. **Board of Supervisors -** Election of 2012 Officers

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(a):
Name of Case: In re AMR Corporation, debtor, United States Bankruptcy Court, Southern District of New York, Case No. 11-15463 (SHL)

CS-2. **County Executive Office -** CONFERENCE WITH REAL PROPERTY NEGOTIATOR - Pursuant to Government Code Section 54956.8:
Property Location: Various locations
County Negotiator: Thomas G. Mauk
Negotiating Party: Purchasers and sellers of buildings
Under Negotiation: Terms and value of potential future sale(s) and acquisition(s)
(Response from 9/6/11 Board Directive) (Continued from 12/13/11, Item CS-4)
CONTINUED TO 1/24/12, 9:30 A.M.

CS-3. **Human Resources Department -** CONFERENCE WITH LABOR NEGOTIATOR - Pursuant to Government Code Section 54957.6:
Agency Negotiator: Thomas G. Mauk
Employee Organization: Association of County Law Enforcement Management (ACLEM) and Orange County Managers Association (OCMA)
RE: Terms and Conditions of Employment

SCS4. **County Counsel** - CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION - Pursuant to Government Code Section 54956.9(b):
Number of Cases: 1 Case

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:

January 17, 2012	**No Meeting Scheduled**
January 24, 2012	**Regular Meeting**
January 31, 2012	**No Meeting Scheduled**