REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

Tuesday, April 1, 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

ATTENDANCE: All Present

EXCUSED: Vice Chair Bates

PRESENT:	COUNTY EXECUTIVE OFFICER	Michael B. Giancola
	COUNTY COUNSEL	Leon Page, Senior Deputy
	CLERK OF THE BOARD	Susan Novak

INVOCATION: Supervisor Moorlach, Second District, gave the invocation

PLEDGE OF ALLEGIANCE: Supervisor Spitzer, Third District, led the assembly in the Pledge of Allegiance

I. PRESENTATIONS/INTRODUCTIONS

II. CONSENT CALENDAR (Items 1-15)

23154 XX **APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEM 3 WHICH WAS CONTINUED TO 4/8/14, 9:30 A.M.; AND ITEMS 5, 8 & 15 WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE**

BOARD APPOINTMENTS

1. **Supervisor Moorlach -** Orange County Veterans Advisory Council - Reappoint Don Dillon, Laguna Niguel, for term ending 6/20/16

ELECTED DEPARTMENT HEADS

Sheriff-Coroner:

2. Approve agreement MA-060-13010961 with Cerilliant Corporation for purchase of analytical reference standards, 4/1/14 - 3/31/15 ($15,000); renewable for four additional one-year periods; and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

3. Approve amendment 2 to agreement MA-060-13012139 with Galls LLC; assigning to Galls LLC-Quartermaster LLC the contract for supply of uniforms, term ending 7/11/14 ($500; new total $94,000); renewable for three additional one-year periods; and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts

23154 XX **CONTINUED TO 4/8/14, 9:30 A.M.**

4. Accept donation from Drug Use Is Life Abuse to fund one Deputy Sheriff I position for one year ($150,000) - All Districts

5. Approve agreement MA-060-14011360 with Gencore Candeo LTD, dba The Genesis Group, Inc. for offsite support and maintenance for GenGET, NetVista, and Data Warehouse software, 4/23/14 - 4/22/15 ($9,435); renewable for four additional one-year periods; and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

24135 X **APPROVED AS RECOMMENDED**

OC DANA POINT HARBOR

6. Approve plans and specifications and set bid opening for 5/7/14, 2:00 p.m., for Remove and Replace Pedestrian Access Ramps project; and find that Final Environmental Impact Report 591 previously certified by the Board of Supervisors on January 31, 2006, reflects the independent judgment of the County of Orange and satisfies the requirements of California Environmental Quality Act for the proposed project, which is a necessarily included element contemplated as part of the whole of the action - District 5

7. Ratify and accept grant awards from California Department of Parks and Recreation for Abandoned Watercraft Abatement Grant ($10,000) and Vessel Turn-In program grant ($5,000), FY 13-14 & FY 14-15; and authorize Director or designee to execute grant award agreements and related documents - District 5

OC COMMUNITY RESOURCES

8. **Acting as the Board of Supervisors and Orange County Housing Authority** - Authorize Orange County Housing Authority (OCHA) Executive Director or designee to enter into an agreement with Abt Associates to complete Housing Choice Voucher Program Administrative Fee Study and sign related documents necessary to finalize study; and authorize OCHA to receive and expend funds ($25,900) - All Districts

23154 X **APPROVED AS RECOMMENDED**

OC PUBLIC WORKS

9. Adopt resolution certifying completion of street improvements, street lights and monumentation required for Tract Map 17381, and authorize release of bond securities to Standard Pacific of Tonner Hills, LLC; and find that Final Environmental Impact Report 581, previously certified by the Board of Supervisors on November 19, 2002, reflects the independent judgement of the County of Orange and satisfies the requirements of the California Environmental Quality Act for Tract Map 17381, the Tonner Hills Planned Community, which is a necessarily included element contemplated as part of the whole of the action - District 4
RESO: 14-024

10. Approve plans and specifications and set bid opening for 4/23/14, 2:00 p.m., for Foothill Boulevard/Old Foothill Boulevard Sidewalk Improvement Project; and make California Environmental Quality Act findings - District 3

SOCIAL SERVICES AGENCY

11. Approve amendment 4 to MA-063-14011175 to renew as MA-063-14011159 with Quakleen Co. Inc., for janitorial and day porter services, Orangewood Children and Family Center, 6/1/14 - 5/31/05 ($207,540) - District 3

GENERAL ADMINISTRATION

12. **Clerk of the Board -** Approve re-adoption of the State's Model Code by reference and modifications to Designated Filer Positions and Disclosure Categories Exhibits A & B for Silverado Modjeska Recreation and Parks District – District 3 (Continued from 3/25/14, Item 14)

13. **County Executive Office -** Approve agreement MA-017-14011465 with Glass Box Technology for hardware maintenance services, 4/20/14 - 4/19/15 ($127,789.09); renewable for two additional one-year periods; and authorize Purchasing Agent or authorized Deputy to execute agreement and to add or delete equipment under certain conditions - All Districts

Human Resource Services:

14. Approve agreement MA-054-14010688 with MYCA Multimedia & Training Solutions, LLC for online Equal Employment Opportunity and Anti-Harassment Training for all non-supervisory/management employees, 4/1/14 - 3/31/16 ($64,125); renewable for one additional two-year term; and authorize Purchasing Agent or authorized Deputy to execute agreement and make monetary increases not to exceed 10% - All Districts

15. Approve agreement with National University for reduced tuition for employees; and authorize Human Resource Services to execute agreement - All Districts

21354 **CONTINUED TO 4/29/14, 9:30 A.M.**
X

END OF CONSENT CALENDAR

III. DISCUSSION ITEMS (Items 16-S24B)

ELECTED DEPARTMENT HEADS

16. **Sheriff-Coroner -** Receive an update as to the status of the Inmate Telephone Services contract Request for Proposals process per 1/14/14 Board Directive - All Districts

B.O. **DELETED**

CHILD SUPPORT SERVICES

17. Approve amendment 1 to agreement MA-027-13011154 with ABC Legal Services, Inc. for legal process services, 5/6/14 - 5/5/15 ($350,000); renewable for three additional years; and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts

24135 **APPROVED AS RECOMMENDED**
X

HEALTH CARE AGENCY

18. Approve master agreement with various providers for Outreach and Engagement services, 7/1/14 - 6/30/15 ($2,919,044); and authorize Director or designee to execute individual agreements - All Districts

13254 **APPROVED AS RECOMMENDED**
X

JOHN WAYNE AIRPORT

19. Approve amendment 5 to agreement MA-280-11011885 with Sterling Energy International Inc. for operation and maintenance of Central Utility Plant, 5/3/14 - 1/3/15 ($1,172,476; new total $6,759,635); authorize Purchasing Agent or authorized Deputy to execute amendment; and make California Environmental Quality Act findings - District 2

23154 **APPROVED AS RECOMMENDED**
X

20. Approve consent to relieve Future DB International, Inc. from bid obligation; award contract to Earth Construction & Mining for Bristol Street Slope Stabilization project ($1,729,312) - District 2

23154 **APPROVED AS RECOMMENDED**
X

OC PUBLIC WORKS

21. **Acting as the Orange County Flood Control District -** Approve agreements D13-107 with Hall & Foreman, Inc., D13-108 with Moffatt & Nichol, and D14-005 with PSOMAS for on-call architect-engineering flood control services, three-year terms ($400,000 each); and make California Environmental Quality Act findings - All Districts

13254 **APPROVED AS RECOMMENDED**
X

GENERAL ADMINISTRATION

County Executive Office:

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

24135 **APPROVED RECOMMENDED ACTIONS EXCLUDING ACTIONS 1 & 4**
X

23. Approve grant applications/awards submitted by Health Care Agency in 4/1/14 grant report and other actions as recommended; and authorize Director or designee to execute grant agreement - All Districts

24135 **APPROVED AS RECOMMENDED**
X

24. **Human Resource Services -** Approve agreement with Great-West Retirement Services for administration of County's Internal Revenue Code Section 457(b) defined contribution plan, Section 401(a) retirement plan and Section 3121 extra-help defined contribution plan, the County's "1.62 Defined Contribution Plans" consisting of 457(b) defined contribution plan and a 401(a) match plan, and extra-help defined benefit plan; approve amended and restated 1992 Defined Benefit Retirement Plan; and authorize Assistant Human Resources Officer/Employee Benefits or designee as Plan Administrator to administer plans, negotiate and execute underlying agreements necessary for proper function and to make changes under certain conditions - All Districts

32154 **APPROVED AS RECOMMENDED**
X

HEALTH CARE AGENCY

S24A. Review and provide recommendations on the draft Request for Proposal (RFP) for Basic Life Support Emergency Ambulance Transport; and direct staff to return to the Board on 4/8/14, for review of draft RFP prior to its submission for final review and approval by the California Emergency Medical Services Authority - All Districts

24135 **DIRECTED STAFF TO RETURN TO THE BOARD ON 4/8/14 FOR FINAL REVIEW OF**
X **DRAFT REQUEST FOR PROPOSAL**

ELECTED DEPARTMENT HEADS

S24B. **District Attorney-Public Administrator -** Approve appointment of Elizabeth Henderson as Extra Help Working Retiree Administrative Manager II to perform role of Public Administrator Transition Manager - All Districts

34125 **APPROVED AS RECOMMENDED**
NX

IV. PUBLIC HEARINGS (Items 25-26)

OC COMMUNITY RESOURCES

Acting as the Board of Supervisors and Orange County Housing Authority:

25. Public Hearing to consider approving revised Orange County Housing Authority Administrative Plan; and authorize Executive Director or designee to finalize and submit plan to U.S. Department of Housing and Urban Development - All Districts

B.O. **CLOSED PUBLIC HEARING**

14235 **APPROVED AS RECOMMENDED**

X

26. Public Hearing to consider approving Orange County Housing Authority Annual Public Housing Agency Plan (PHA), FY 2014-15; and authorize Executive Director of OCHA or designee to execute related documents and to submit Plan to U.S. Department of Housing and Urban Development - All Districts

B.O. **CLOSED PUBLIC HEARING**

23154 **APPROVED AS RECOMMENDED**
X

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

GENERAL ADMINISTRATION

CS-1. **County Counsel -** CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1):
Name of Case: Orange County Fire Authority, etc., et al. v. All Persons Interested in the Matter of the Validity of that Second Amendment to Amended Joint Powers Authority Agreement of the Orange County Fire Authority Providing for a Modification to the Joint Financing of Fire Service to Promote Equity Among the Members, Orange County Superior Court Case No. 30-2013-00694527-CU-MC-CJC

B.O. **HELD, NO REPORTABLE ACTION**

Human Resource Services:

CS-2. 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

B.O. **HELD, NO REPORTABLE ACTION**

CS-3. PUBLIC EMPLOYEE PERFORMANCE EVALUATION - Pursuant to Government Code Section 54957:
Title: Clerk of the Board

B.O. **HELD, NO REPORTABLE ACTION**

VI. PUBLIC, CEO, BOARD COMMENTS & ADJOURNMENT

PUBLIC COMMENTS:

Craig Durfey - Oral Re: Distracted drivers awareness

Michael Klubnikin - Oral Re: Public corruption

Ilya Tseglin, Robert Tseglin & Mr. USA Citizen - Oral Re: Nate Tseglin

COUNTY EXECUTIVE OFFICER COMMENTS:

BOARD COMMENTS, COMMITTEE, COMMISSION AND TRAVEL REPORTS:
Supervisor Spitzer - Oral Re: Review of public comments on Ambulance Services RFP

Chairman Nelson - Oral Re: Directed Co Co to research and provide an opinion on public speakers showing public service announcements during the public comment period

ADJOURNED: 1:20 P.M.
14235 **Adjourned in memory of Robert L. Dodge**
X

*** KEY ***

Left Margin Notes

1. = Supervisor Nguyen
2. = Supervisor Moorlach
3. = Supervisor Spitzer
4. = Supervisor Nelson
5. = Supervisor Bates

A. = Abstained
X. = Excused
N. = No
BO = Board Order

ORD. = Ordinance
RESO. = Resolution

Above numbers refer to Supervisorial Districts (1st number = Moved by; 2nd number = Seconded by)

Chair, Orange County Board of Supervisors

Orange County Clerk of the Board