A G E N D A

REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

Tuesday, March 10, 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

ANDREW DO
SUPERVISOR
First District

MICHELLE STEEL
SUPERVISOR
Second District

SHAWN NELSON
SUPERVISOR
Fourth District

COUNTY EXECUTIVE OFFICER	COUNTY COUNSEL	INTERIM CLERK OF THE BOARD
Michael B. Giancola	Nicholas S. Chrisos	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) 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: Supervisor Steel, Second District

PLEDGE OF ALLEGIANCE: Supervisor Nelson, Fourth District

I. PRESENTATIONS/INTRODUCTIONS

II. CONSENT CALENDAR (Items 1-16)

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. **Chairman Spitzer -** Appoint Chairman Todd Spitzer to serve as the County's representative to the Association of California Cities-Orange County

DEPARTMENT APPOINTMENTS

2. **Treasurer-Tax Collector -** Treasury Oversight Committee - Reappoint William "Andy" Dunn, Costa Mesa, for term ending 3/13/18 - All Districts

ELECTED DEPARTMENT HEADS

Sheriff-Coroner:

3. Approve agreement PO-060-15011498 with L3 Communications Mobile-Vision, Inc. forpurchase, installation and training of Patrol Video System for Saddleback Station, one-year period ($136,858.86); and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts. Revised Title to read: Sheriff-Coroner - Approve agreement PO-060-15011498 with L3 Communications Mobile-Vision, Inc. for purchase, installation and training of Patrol Video System for Saddleback Station, one-year period ($136,858.86); and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts District 5

4. Approve plans and specifications and set bid opening for 4/29/15, 2:00 p.m., for renovation ofHVAC system at Loma Ridge Facility; and make California Environmental Quality Act findings - District 3

5. Approve plans and specifications and set bid opening for 4/29/15, 2:00 p.m., for repair of threewalk-in refrigerators and replacement of one walk-in freezer at Theo Lacy Facility; and make California Environmental Quality Act findings - District 3

HEALTH CARE AGENCY

6. Approve amended bylaws to Orange County HIV Planning Council reducing the voting members from 35to 27 and making administrative changes - All Districts

OC COMMUNITY RESOURCES

7. Authorize OC Community Resources to negotiate an agreement with Mercy House Living Centers, Inc.for continued operation of Armory Emergency Shelter Program, 7/1/15 - 6/30/17 and return to the Board for approval - All Districts

8. Approve amendment 2 to agreement OCP11-006 with BonTerra Psomas for on-call architect-engineerenvironmental and regulatory permitting services, extending term 5/2/16, with no increase to total agreement amount; and make California Environmental Quality Act findings - All Districts

OC PUBLIC WORKS

9. Approve amendment 3 to agreement MA-080-13011712 with Clear Creek Systems, Inc. for maintenance,repair and training for J01P28 Urban Runoff Treatment, 4/17/15 - 4/16/16 ($25,000); authorize Purchasing Agent or authorized Deputy to execute amendment; and consider application of Final Negative Declaration No. IP01-145 and other findings - District 5

10. Approve plans and specifications and set bid opening for 4/15/15, 2:00 p.m., for OC Data Center NewEmergency Generator and Cooling Plant Refresh Project; and make California Environmental Quality Act findings - All Districts

11. Approve cooperative agreement with City of Seal Beach for the County to provide sand to the City,3/11/15 - 6/30/15; and make California Environmental Quality Act findings - District 2

12. Approve amendment 2 to agreement with Moulton Niguel Water District for diversion of urban runofffrom J01P28 Urban Runoff Treatment Facility, 3/21/15 - 3/20/20 ($7,000 annually) and $1,000 one-time renewal cost; authorize Director or designee to execute amendment and make necessary changes under certain conditions; and consider application of Final Negative Declaration No. IP01-145 and other findings - District 5

13. Approve Memorandum of Understanding C-4-1940 with Orange County Transportation Authority forMeasure M2 Tier 1 Grant Program Master Purchase Agreement, five-year period; and make California Environmental Quality Act findings - All Districts

14. **Acting as the Orange County Flood Control District -** Approve plans and specifications and set bidopening for 4/15/15, 2:00 p.m. for Greenville-Banning Channel Improvement Project from 1,100 feet downstream of California Street to I-405 freeway; approve agreement D14-047 with Mesa Water District for reimbursement for relocation of existing waterline; and consider application of Final
Mitigated Negative Declaration No. IP 14-207 and other findings - District 2

15. **Acting as the Board of Supervisors and Orange County Flood Control District -** Approve amendment 1 to agreement D12-006 with the Orange County Water District for utilization of Measure M2 Environmental Cleanup - Tier 2 grant funds for construction improvements to Fletcher Retarding Basin; authorize Director or designee to carry out terms and conditions; and consider Mitigated Negative Declaration SCH No. 2011081037 and other findings - District 3

GENERAL ADMINISTRATION

16. **County Executive Office -** Receive and file Quarterly Information Technology Project Status Detail, Executive Summary and Risk Assessment Reports for October - December 2014 - All Districts (Continued from 2/10/15, Item 17
CONTINUED TO 4/14/15, 9:30 A.M.

END OF CONSENT CALENDAR

III. DISCUSSION ITEMS (Items 17-28)

ELECTED DEPARTMENT HEADS

Sheriff-Coroner:

17. Approve amendment 2 to agreement MA-060-13011549 with Traditional Funeral Services, Inc.for body transport services, 4/15/15 - 4/14/16 ($300,000); and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts

18. Retroactively approve invoices with Netsential.com Inc. for web hosting and maintenanceservices, 11/1/13 - 10/31/14 and 11/1/14 - 10/31/15 ($3,400) - All Districts

Treasurer-Tax Collector:

19. Receive and file oral and written Treasury Oversight Committee 2014 Annual Report - AllDistricts

20. Adopt resolution authorizing Treasurer to make temporary transfers of monies to Orange Countyschool and community college districts (Transfer Program) for FYs 2015-16, 2016-17, 2017-18 and 2018-19; approve temporary transfer agreements; authorize Treasurer to execute agreements; and make related findings - All Districts

HEALTH CARE AGENCY

21. Ratify Memorandum of Understanding with Children and Families Commission of Orange County forPublic Health Nursing services in Bridges Maternal Child Health Network, 7/1/14 - 6/30/17 ($4,650,000); and authorize Director or designee to execute MOU - All Districts

OC COMMUNITY RESOURCES

22. Receive and file addendum to Year-Round Emergency Shelter and Multi-Service Center Cost ModelReport; consider and select from development options; (A) Government Initiated Development Option - County purchases and owns shelter site and procures a non-profit operator; (B) Public/Private Initiated Development Option - County selects a Developer/Operator through a Request for Proposal (RFP) or Qualification prior to site selection. The selected Developer/Operator handles the site selection and development with County participation. Site ownership flexible based on addressing development factors; or, (C) Privately Initiated Development Option - County selects a Developer/Operator with an already identified site through RFP. Selected Developer/Operator would purchase/own site identified in successful proposal; direct staff to proceed with selected option for development and operation of Year-Round Emergency Shelter(s) and Multi-Service Center(s) and return to the Board for approval; and direct staff to return with FY 2015-16 Augmentation Request to utilize $3,100,000 of unused funds previously approved for Year-Round Emergency Shelter operation funds and present Board with options for consideration including Commission to End Homelessness recommendations or reduction to capital development gap for development of two Year-Round Emergency Shelter/Multi-Service Centers - All Districts

OC PUBLIC WORKS

23. Deny bid protest from Allison Mechanical, Inc.; receive bids and award contract to ThomasvilleConstruction, Inc. for heating, ventilation and air-conditioning contracting services ($2,500,000); and make California Environmental Quality Act findings - All Districts

24. Consider second reading and adoption of "An Ordinance of the County of Orange, California to Rescindthe 2010/2011 Building and Planning Schedules Including the 2010/2011 Building and Safety Fee Schedule and Planning, Subdivision and Grading Permit Deposit and Fee Schedule, and the 2010/2011 Building and Safety and Planning Rate Table, as Created by Ordinance #10-008"; adopt resolution approving Development Service Fee schedule, effective 5/1/15 and rescinding Resolution 94-300 - All Districts (Continued from 3/3/15, Item 47)

25. Approve amendment 5 to agreement MA-080-12010736 with Barrios & Associates, LLC, dba-Communications Lab for stormwater education and outreach campaign services, 3/21/15 - 3/20/17 ($1,000,000); authorize Purchasing Agent or authorized Deputy to execute amendment; and make California Environmental Quality Act findings - All Districts
(Continued from 3/3/15, Item 34). Continued to 3/24/15, 9:30 a.m

GENERAL ADMINISTRATION

County Executive Office:

26. Approve recommended positions on introduced or amended legislation and consider otherlegislative subject matters - All Districts

27. Approve $500,000 Net County Cost for OC Public Works as indicated in FY 2014-15 SecondQuarter Budget Report - All Districts (RA #1 4/5 vote of voting members present; Continued from 2/3/15, Item 13; 3/3/15, Item 40).
Deleted

28. Approve grant applications/awards submitted in 3/10/15 grant report and other actions asrecommended - All Districts
Revised Title to read: County Executive Office - Approve grant applications/awards submitted by Sheriff-Coroner and ratify retroactive grant applications/awards submitted by OC Community Resources and Probation in 3/10/15 grant report and other actions as recommended - All Districts

IV. PUBLIC HEARINGS (Item 29)

OC PUBLIC WORKS

29. Public Hearing to consider reading and adopting of "An Ordinance of the County of Orange, State ofCalifornia Adopting the Esperanza Hills Specific Plan and Rezoning Certain Land from the A-1 General Agricultural and A1(0) General Agriculture/Oil Production Districts to the S (Specific Plan) District"; adopt resolutions approving General Plan Amendment LUE 14-02; and adopt resolution to certify Final Environmental Impact Report No. 616 and make other findings - District 3

S u p p l e m e n t a l I t e m (s)

S28A. County Executive Office - Ratify retroactive agreement with SHI International Corporation for Attachmate Reflection for Web 2014 Enterprise Edition Maintenance Software and Reflection Enterprise Suite 2014 Maintenance and Technical Support Subscription renewals, 2/28/15 - 2/28/16 ($777.60); and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

S28B. OC Community Resources - Approve amendment 4 to cooperative agreement with South Orange County Wastewater Authority regarding Aliso Water Management Agency (AWMA) Bridge to enable continuing negotiations toward transfer of AWMA Bridge to County and implementation of a long-term plan for AWMA Bridge and maintenance and repair of adjoining road easements, extending term of agreement from date of execution by all parties to 9/3/15 with possible extension to 3/3/16; authorize Chief Real Estate Officer to make minor modifications to amendment under certain conditions; and make California Environmental Quality Act findings - District 5

SCS7. Human Resource Services - PUBLIC EMPLOYEE PERFORMANCE EVALUATION - Pursuant to Government Code Section 54957: Title: Director of Performance Audit

SCS8. County Executive Office - CONFERENCE WITH REAL PROPERTY NEGOTIATOR – Pursuant to Government Code Section 54956.8: Property Location: Bridge and Access Easement from Alicia Parkway to and over Aliso and Wood Canyons Park County Negotiator: Scott Mayer, Chief Real Estate Officer Negotiating Party: South Orange County Wastewater Authority Under Negotiation: Terms of Easement and Property Acquisition

V. CLOSED SESSION (Items CS-1-CS-6)

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 - ANTICIPATED LITIGATION - Pursuant toGovernment Code Section 54956.9(d)(2):
Number of Cases: One Case

CS-2. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant toGovernment Code Section 54956.9(d)(1):
Name of Case: County v. RxAmerica, LLC., United States District Court Case No. SACV 13-00935-JLS (RNBx)

CS-3. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant toGovernment Code Section 54956.9(d)(1):
Name of Case: Arturo Brito-Franco v. County of Orange, Merry Lynn Hudson, Orange County Superior Court Case No. 30-2014-00726371 CU-PA-CJC

CS-4. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant toGovernment Code Section 54956.9(d)(1):
Name of Case: Elaine Christian v. County of Orange, et al., Orange County Superior Court Case No. 30-2009-00297758.

CS-5. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION - Pursuant toGovernment Code Section 54956.9(d)(2):
Number of Cases: One Case

CS-6. **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

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:

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:

March 17, 2015	**No Scheduled Meeting**
March 24, 2015	**Regular Meeting**
March 31, 2015	**No Scheduled Meeting**