A G E N D A

REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

Tuesday, January 26, 2016
9:30 A.M.

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

LISA A. BARTLETT
CHAIRWOMAN
Fifth District

MICHELLE STEEL
VICE CHAIR
Second District

ANDREW DO
SUPERVISOR
First District

TODD SPITZER
SUPERVISOR
Third District

SHAWN NELSON
SUPERVISOR
Fourth District

COUNTY EXECUTIVE OFFICER	COUNTY COUNSEL	CLERK OF THE BOARD
Frank Kim	Leon J. Page	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: Vice Chair Steel, Second District

PLEDGE OF ALLEGIANCE: Supervisor Do, First District

I. PRESENTATIONS/INTRODUCTIONS (None Scheduled)

II. CONSENT CALENDAR (Items 1-27)

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

Chairwoman Barlett:

1. Orange County Veterans Advisory Council - Appoint Greg Raths, Mission Viejo, to complete term ending 1/4/18. Deleted.

2. Senior Citizens Advisory Council - Appoint Larry Kramer, San Juan Capistrano, to complete term ending 12/31/17

3. **Vice Chair Steel -** Orange County Cemetery District - Appoint Kelly Ann Rivers, Huntington Beach, to complete term ending 1/6/20

DEPARTMENT APPOINTMENTS

Health Care Agency:

4. Orange County Mental Health Board - Reappoint Brian Jacobs, Orange, for term ending 10/20/18 - All Districts

5. Alcohol and Drug Advisory Board - Reappoint Lorraine Martinez, Garden Grove, for term ending 10/18/18; and appoint Lori Sanjuan, Garden Grove, to complete term ending 12/3/18 - All Districts

6. **OC Community Resources -** Acting as the Board of Supervisors and Orange County Housing Authority - Housing and Community Development Commission - Appoint William "Billy" O'Connell, Huntington Beach, to complete term ending 6/30/16 - All Districts

ELECTED DEPARTMENT HEADS

Auditor-Controller:

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

8. Receive and file Semi-Annual Fund/Budget Control Report for FY 2015-16 - All Districts

9. Approve schedule of County Capital Assets Physical Inventory Dates for calendar years 2016 and 2017 - All Districts

Sheriff-Coroner:

10. Approve agreement with Orange County Superintendent of Schools for supplemental law enforcement services, 2/1/16 - 6/30/16 - District 2

11. Accept grant award from South Coast Air Quality Management District for Carl Moyer Memorial Air Quality Standards Attainment Program, term ending 6/30/30 ($431,781); and authorize Sheriff-Coroner or designee to execute grant award agreement and related documents - All Districts

Treasurer-Tax Collector:

12. Adopt resolution approving agreement and sale of tax-defaulted real properties to City of Laguna Beach - District 5

13. Approve agreement MA-074-160-113-21 with Bloomberg Finance L.P. for daily security market pricing, 2/1/16 - 1/31/18 ($24,000); renewable for one successive two-year term; and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

HEALTH CARE AGENCY

14. Approve agreement MA-042-16010242 with Resource Development Associates, Inc. for Triage Grant and Assisted Outpatient Treatment Evaluation services, 2/1/16 - 1/31/21 ($521,175); and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

15. Approve amendment 1 to agreement with Orange County Association for Mental Health dba Mental Health Association of Orange County for Adult Mental Health Representative Payee and Social Security Income Outreach services, 2/1/16 - 6/30/16 ($34,205; new total $676,205); and authorize Director or designee to execute amendment - All Districts

JOHN WAYNE AIRPORT

16. Approve plans and specifications and set bid opening for 2/17/16, 2:00 p.m., for the Common Use Passenger Processing System Relocation Project; authorize Director or designee to extend bid opening date up to 90 days if necessary; and make California Environmental Quality Act and other findings - District 2

OC COMMUNITY RESOURCES

17. Approve amendment 1 to agreement 15-27-0028 with Alzheimer's Family Services Center, 7/1/15 - 6/30/16 ($10,260; new total $91,471); authorize Director or designee to execute amendment and exercise cost contingency increase or decrease not to exceed 10% and make line item budget transfers under certain conditions - All Districts

OC PUBLIC WORKS

18. Approve agreement MA-012-16011133 with Michael Baker International, Inc. for on-call landscape architectural services, 1/26/16 - 1/25/19 ($400,000); authorize Director or designee to execute agreement; and make California Environmental Quality Act and other findings - All Districts

19. Approve amendment 1 to agreements MA-080-16010087 with National Demolition Contractors and MA-080-16010158 with Environmental Remediation Contractors, Inc., for asbestos removal and decontamination services; approve amendment 1 to agreements MA-080-16010245 with Interlog Construction, MA-080-16010246 with Harry H. Joh Construction and MA-080-16010247 with MIK Construction for general contracting services ($500,000 each) - All Districts

20. Approve Assignment, Novation, and Consent Agreement from ES Engineering, Inc. to ES Engineering Services, LLC and amendment 3 to agreement MA-080-13010919 with ES Engineering Services LLC., for waste water system maintenance and analysis services, Joplin Youth Center and Los Pinos Conservation Camp, 3/21/16 - 3/20/17 ($164,775; cumulative total $659,100); renewable for one additional year; and authorize Purchasing Agent or authorized Deputy to execute agreement and amendment - Districts 3 & 5

21. Approve amendment 1 to agreement CP013-005 with Swift Lee Office, Inc. for on-call architect-engineer services for Mile Square Regional Park Multi-Sport Facility and proposed OC Animal Care Facility, extending term two additional years ($215,500; cumulative total $615,000) - Districts 1 & 3

22. **Acting as the Orange County Flood Control District -** Approve amendment 3 to agreement D10-078 with Atkins North America, Inc. for design support during construction of the California Institute for Women's Prison Dike and the Santa Ana River Reach 9, Phase 5A Project, extending term to 3/21/18 ($125,000; cumulative total $525,000) - All Districts

GENERAL ADMINISTRATION

23. **Clerk of the Board -** Approve proposed amendments to the Conflict of Interest Code Designated Filer Exhibits for the El Toro Water District - District 5

24. **County Counsel -** Receive and file 2015 Orange County Fraud Hotline Annual Activities Report - All Districts

County Executive Office:

25. Acting as the Board of Supervisors and Orange County Flood Control District - Approve amendment 2 to Option agreement with Ganahl Lumber Company, effective 1/31/16; extending term an additional nine months to 10/26/16; and make California Environmental Quality Act and other findings - District 2

26. Approve amendment 6 to agreement N1000010408 with Calero Software, LLC for unified billing and operations management software solution, 10/28/16 - 10/27/18 ($20,000 per year), with option to renew for two additional one year terms ($20,800) for FY 2018-19 and ($21,632) for FY 2019-20 (cumulative total $552,407); and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts

27. **Human Resource Services -** Adopt side letter agreements with International Brotherhood of Teamsters and International Union of Operating Engineers, Local 501, AFL-CIO for overtime pay related to activations of County's Emergency Operations Center and/or Department Operations Centers - All Districts

END OF CONSENT CALENDAR

III. DISCUSSION ITEMS (Items 28-47)

ELECTED DEPARTMENT HEADS

28. **Sheriff-Coroner -** Approve reallocation of positions R98455 from Deputy Sheriff II to Executive Manager and R88080 from Captain to Commander position - All Districts
Revised Title to read:
Sheriff-Coroner - Approve reallocation of positions ~~R98455 from Deputy Sheriff II to Executive Manager and~~ R88080 from Captain to Commander position - All Districts

HEALTH CARE AGENCY

29. Approve selection of and agreement with Hospital Association of Southern California for Administrative Mental Health Hospital Triage services, 11/1/15 - 6/30/17 ($3,422,448); and authorize Director or designee to exercise cost contingency increase not to exceed 10% under certain conditions and to execute agreement - All Districts (Continued from 10/27/15, Item 16; 11/17/15, Item 5; 12/8/15, Item 27; 12/15/15, Item 41)

30. Approve selection of and agreements with AIDS Services Foundation Orange County ($6,091,170), Delhi Center ($463,275), Shanti Orange County ($370,821) and Special Services for Groups, Inc. ($390,000) for HIV Care Services, 3/1/16 - 2/28/19; and authorize Director or designee to exercise cost contingency increase of agreements not to exceed 10% under certain conditions and to execute agreements - All Districts

31. Adopt resolution approving amendment 3 to agreement 12-89327 with California Department of HealthCare Services for Cancer Detection Partnership services, 7/1/12 - 12/31/16; and authorize Director or designee to execute amendment and Certification Form, CCC 307 - All Districts

32. Ratify retroactive Cooperative agreement with City of Anaheim for housing and supportive services for person living with HIV infection, 7/1/15 - 6/30/16 ($878,018) - All Districts

33. Ratify retroactive amendment 3 to agreement with California Department of Public Health for HIV Care Program services, 4/1/15 - 3/31/16 ($331,281; new total $1,817,814) and 7/1/13 - 3/31/16 ($4,204,781); and authorize Director or designee to execute amendment - All Districts

OC COMMUNITY RESOURCES

34. Approve amendment 1 to amended and restated lease and option with Waterfront Resort Properties, L.P. and Newport Dunes Marina, LLC (tenant) allowing development of two hotels and extend lease option period to 2020; approve consent to hotel sublease between tenant and Brighton Management, LLC; approve consent to amended and restated sublease between tenant and Newport Dunes Resort and Marina Partnership; delegate to CEO/Chief Real Estate Officer or designee the authority to consent to hotel sublease under certain conditions and to enter into model subordination, atonement and non-disturbance agreements with Brighton Management, LLC or a Brighton affiliate under certain conditions; and make California Environmental Quality Act and other findings - District 2 (4/5 vote of members present) (Continued from 12/8/15, Item 34; 12/15/15, Item 43; 1/12/16, Item 23).
Revised Title to read;
OC Community Resources - Approve amendment 1 to amended and restated lease and option with Waterfront Resort Properties, L.P. and Newport Dunes Marina, LLC (tenant) allowing development of two hotels and extend lease option period to ~~2020~~ *2021; authorize CEO/Chief Real Estate Officer to execute amendment*; approve consent to hotel sublease between tenant and Brighton Management, LLC; approve consent to amended and restated sublease between tenant and Newport Dunes Resort and Marina Partnership; delegate to CEO/Chief Real Estate Officer or designee the authority to consent to hotel sublease under certain conditions and to enter into model subordination, attornment and non-disturbance agreements with Brighton Management, LLC or a Brighton affiliate under certain conditions; and make California Environmental Quality Act and other findings - District 2 ~~*(4/5 vote of members present)*~~ (Continued from 12/8/15, Item 34; 12/15/15, Item 43; 1/12/16, Item 23)

35. Adopt resolution approving agreement FA-1516-22 and contractor/vendor confidentiality statement with California Department of Aging, 11/2/15 - 9/30/17 ($130,593); and approve agreement with Council on Aging - Orange County for term ending 6/30/16 ($78,751) with option to renew for additional one-year term, for education and assistance for Medicare and Medi-Cal services; and authorize Director or designee to execute agreements, exercise a cost contingency increase or decrease not to exceed 10% and make line item budget transfers under certain conditions - All Districts

OC PUBLIC WORKS

36. Approve agreement MA-080-16010724 with Property Building Maintenance Services, LLC for janitorial services at various locations, 3/1/16 - 2/28/21 ($1,339,000); authorize Purchasing Agent or authorized Deputy to execute agreement; and make California Environmental Quality Act and other findings - Districts 1 and 3

37. Receive bids and award contract to West Coast Air Conditioning Co., Inc. for Central Utility Facility Infrastructure Upgrade Project ($59,164,835); adopt resolution authorizing future reimbursement of costs (aggregate amount not to exceed $68,000,000); authorize Director or designee to make necessary changes under certain conditions; and consider adoption of Final Mitigated Negative Declaration No. IP 14-362 and other findings - District 1
Revised Title to read:
OC Public Works - ~~Receive bids and~~ *A*ward contract to West Coast Air Conditioning Co., Inc. for Central Utility Facility Infrastructure Upgrade Project ($59,164,835); adopt resolution authorizing future reimbursement of costs (aggregate amount not to exceed $68,000,000); authorize Director or designee to make necessary changes under certain conditions; and consider adoption of Final Mitigated Negative Declaration No. IP 14-362 and other findings - District 1

38. Approve amendment 4 to agreement MA-080-12011186 with A Lighting by Design, Inc. for lighting and maintenance repair services, 4/1/16 - 3/31/17 ($284,895.60; cumulative total $1,436,958); and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts

Acting as the Board of Supervisors and Orange County Flood Control District:

39. Approve agreements MA-080-16010973 with HDR Engineering, Inc., MA-080-16010921 with Stantec Consulting Services, Inc., MA-080-16010974 with URS Corporation, and MA-080-16010967 with Geosyntec Consultants, Inc. for on-call architect-engineering services for flood and road projects, 1/26/16 - 1/25/21 ($1,500,000 each); and authorize Director or designee to execute agreements - All Districts

40. Approve Assignment, Novation and Consent Agreement with VA Consulting, Inc. with effective date 8/28/15 to transfer eight existing contracts to Stantec Consulting Services, Inc., for on-call architect-engineering services - All Districts

SOCIAL SERVICES AGENCY

41. Approve agreements with Staff4jobs LLC dba Lyneer Staffing Solutions ($1,997,486) and Lloyd Staffing, Inc. ($1,273,251) for temporary help services 2/1/16 - 1/31/17; renewable for four additional one year terms; and authorize Purchasing Agent or authorized Deputy to execute agreements - All Districts (Continued from 1/12/16, Item 32)

GENERAL ADMINISTRATION

42. **County Counsel -** Consider first reading of "An Ordinance of the County of Orange, California Amending Sections 4-11-11, 4-11-12, and 4-11-14 of the Codified Ordinances of the County of Orange Regarding the Orange County Health Authority"; relating to the composition of the Cal-Optima Board of Directors and set second reading and adoption for 2/9/16, 9:30 a.m. - All Districts

County Executive Office:

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

44. Approve amendments to 2015-16 County of Orange Legislative Platform and legislative proposal for 2016 - All Districts (Continued from 1/12/16, Item 35)

45. Approve grant applications/awards submitted in 1/26/16 grant report and other actions as recommended - All Districts.
Revised Title to read: **County Executive Office** - Approve grant applications/awards submitted by OC Community Resources/OC Community Services, Sheriff-Coroner and OC Public Works in 1/26/16 grant report and other actions as recommended; adopt resolution authorizing Director of OC Public Works or designee to apply to S. L. Gimble Foundation for funds to reimburse the U.S. Army Corps of Engineers for its construction of a portion of the Santa Ana River Regional Riding and Hiking Trail as part of the Santa Ana River Mainstem Project, Reach 9 Phase 5 A, Bank Protection Project and invoice S.L. Gimbel Foundation for payment - All Districts.

46. Approve FY 2015-16 Second Quarter Budget Report; approve related budget adjustments and reserve changes; amend master position control; direct Auditor-Controller to make payment from Fund 12J for reimbursement of costs related to DNA collection; direct Auditor-Controller to close Fund 12K and Fund 486, and take necessary budgetary actions to transfer any residual balances; adopt resolution establishing County Business Travel and Meeting Policy, superseding Resolution 15-127; approve proposed organizational change in accordance with County Administrative Procedure; and direct Human Resources to take necessary steps to implement change in staffing and reporting alignment of Reprographics Internal Service fund from County Executive Office to Registrar of Voters - All Districts (R.A. #1, 4/5 vote of members present and voting)

47. Approve Workplace Violence Preparedness Action Plan - All Districts

S47A. **County Counsel** - Approve amended Board of Supervisors Rules of Procedure to add Rule 38, effective immediately

IV. PUBLIC HEARINGS (None Scheduled)

V. CLOSED SESSION (Items CS-1-CS-8)

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: Monica Gomez-Gonzalez v. County of Orange, Workers' Compensation Appeals Board Case No. ADJ8385875

CS-2. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION - INITIATION OF LITIGATION pursuant to Government Code section 54956.9(d)(4):
Number of Cases: One Case

CS-3. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1):
Name of Case: County of Orange v. Tata Consultancy Services Ltd., et al., United States District Court Case No. SACV13-683 JST (JCx)

CS-4. **County Executive Office** - CONFERENCE WITH REAL PROPERTY NEGOTIATOR - Pursuant to Government Code Section 54956.8:
Property Location: County Owned Property at Former MCAS El Toro
County Negotiator: Scott D. Mayer, Chief Real Estate Officer
Negotiating Party: City of Irvine
Lowe Enterprises Real Estate Group
Future Lessees
Under Negotiation: Terms of Development and Value of Future Leases

Human Resource Services:

CS-5. CONFERENCE WITH LABOR NEGOTIATOR - Pursuant to Government Code Section54957.6:
Agency Negotiator: Robert O'Brien
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), International Brotherhood of Teamsters, Local 952, 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

CS-6. PUBLIC EMPLOYEE PERFORMANCE EVALUATION - Pursuant to Government Code Section 54957(b)(1):
Title: Clerk of the Board of Supervisors

CS-7. PUBLIC EMPLOYEE PERFORMANCE EVALUATION - Pursuant to Government Code Section 54957(b)(1):
Title: County Counsel

CS-8. PUBLIC EMPLOYEE PERFORMANCE EVALUATION - Pursuant to Government Code Section 54957(b)(1):
Title: County Executive Officer

SCS-9. **County Executive Office** - CONFERENCE WITH REAL PROPERTY NEGOTIATOR - Pursuant to Government Code Section 54956.8: Property Location: Former Santa Ana Transit Terminal Property, Santa Ana, CA County Negotiator: Scott D. Mayer, Chief Real Estate Officer Negotiating Party: Orange County Transportation Authority Under Negotiation: Terms and Value of Future Lease

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:

February 2, 2016	**No Scheduled Meeting**
February 9, 2016	**Regular Meeting**
February 16, 2016	**No Scheduled Meeting**