REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

*Tuesday, May 18, 2010,* 9:30 A.M.

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

**JANET NGUYEN**
CHAIR
First District

**BILL CAMPBELL**
VICE CHAIRMAN
Third District

**JOHN M. W. MOORLACH**
SUPERVISOR
Second District

**VACANT**
SUPERVISOR
Fourth District

**PATRICIA BATES**
SUPERVISOR
Fifth District

ATTENDANCE: Supervisors Nguyen, Moorlach & Campbell

EXCUSED: Supervisor Bates

| | | |
|---|---|---|
| PRESENT: | COUNTY EXECUTIVE OFFICER | Rob Richardson, Asst CEO |
| | COUNTY COUNSEL | Nicholas S. Chrisos |
| | CLERK OF THE BOARD | Darlene J. Bloom |

INVOCATION: Supervisor Moorlach, Second District, gave the invocation

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

## I. PRESENTATIONS/INTRODUCTIONS

## II. CONSENT CALENDAR (Items 1-29)

3251 X **APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEM 10 WHICH WAS CONTINUED TO 5/25/10, 9:30 A.M.; AND ITEMS 14, 20, 21, 25, 26 & 29 WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE**

## BOARD APPOINTMENTS

1. **Chair Nguyen -** Acting as the In-Home Supportive Services Public Authority - In-Home Supportive Services Advisory Committee - Appoint Christie Ann Rudder, Costa Mesa, for term ending 5/17/14

## ELECTED DEPARTMENT HEADS

**Sheriff-Coroner:**

2. Approve plans and specifications and set bid opening for 6/23/10, 2:00 p.m., for tenant improvements; and make California Environmental Quality Act findings - District 1

3. Approve Federal Equitable Sharing agreement and FY 2008-09 Certification Report for federally forfeited property or proceeds; and approve amended agreements and certifications for FYs 2006-07 and 2007-08 for program and participation in Federal Equitable Sharing Program - All Districts

4. Approve agreement 0112445 with State for Commission on Peace Officer Standards and Training (POST) Supervisory Course, 7/1/10 - 6/30/11 and accept reimbursement for training costs ($32,580); and authorize Sheriff-Coroner or designee to execute agreement and Form CCC-307, Contractor Certification Clauses - All Districts

5. Adopt Negative Declaration IP 09-414; authorize Sheriff-Coroner or designee to obtain California Coastal Commission permit for Moro Ridge Radio Site Development project; approve lease agreement with State Department of Parks and Recreation; and make related findings - District 5

6. Renew price agreement MA-060-10012589 with SimplexGrinnell LP for preventive maintenance and repair of fire alarm system, Theo Lacy Facility, 5/23/10 - 5/22/11 ($268,800) - District 3

**HEALTH CARE AGENCY**

7. Approve agreements with Pacific Clinics ($592,980), National Alliance on Mental Illness dba NAMI Orange County ($88,080) and Coast Community College District-Golden West College ($67,395) for Mental Health Training services programs, 7/1/10 - 6/30/11 - All Districts

8. Approve master agreement with various providers for Post Custody Re-Entry services, 7/1/10 - 6/30/11 ($693,020); authorize Director or designee to execute individual agreements - All Districts

9. Approve master agreement N1000009301 as MA-042-10012630 with Randstad North America LP dba Sapphire Technologies LP for Information Technology Professional services, 6/1/10 - 5/31/12 ($206,800) - All Districts

**OC COMMUNITY RESOURCES**

10. Approve agreement OCP10-005 with Tim Martin for rock outcroppings, Santiago Oaks Regional Park; approve plans and specifications and set bid opening for 6/9/10, 2:00 p.m. for Santiago Oaks Regional Park Rockfall Mitigation; and make California Environmental Quality Act and other findings - District 3 (Continued from 4/20/10, Item 21; 5/4/10, Item 15)

3251 X **CONTINUED TO 5/25/10, 9:30 A.M.**

11. Approve amendment 1 to subordinate agreement DO-012-10014543 with Uribe Trucking dba Alex Moving & Storage, for moving services, Garden Grove Regional Library, 11/1/09 - 10/31/10 ($25,000; new total $125,000); and authorize Purchasing Agent or designee to execute agreement - All Districts

12. Approve amendment 1 to agreement 130 with 2-1-1 Orange County to provide operating funds for 2-1-1 Information and Referral Call Center, 7/1/10 - 6/30/11 ($200,000); and authorize Director or designee to execute agreement and make line item transfers to agreement under certain conditions - All Districts

13. Approve amendments to agreements with St. Anselm's, Cross-Cultural Community Center, Age Well Senior Services, Inc., and Abrazar, Inc. to facilitate continued delivery of New Freedom services for Senior Non-Emergency Medical Transportation Program, FY 10-11 ($450,000); renewable for two additional years; and authorize Director or designee to execute agreements and to exercise a contingency cost increase or decrease not to exceed 10% under certain conditions - All Districts

14. Adopt resolution approving agreement AA-0910-22 and contractor/vendor confidentiality statement with California Department of Aging, 4/1/10 (or when approved by CDA, whichever is later) - 6/30/11 ($426,856); and authorize Director or designee to execute agreement and any future amendments under certain conditions - All Districts

2351 X **APPROVED AS RECOMMENDED**

*RESO: 10-077*

## OC PUBLIC WORKS

15. Receive bids and award contract to Southland Construction for Antonio Parkway metal beam guard rail installation ($124,900) - District 5

16. Select Huitt-Zollars, Inc. as primary and URS Corporation as alternate firms for Oso/Antonio Parkway intersection improvements; authorize negotiation of agreement for Board approval; and make California Environmental Quality Act findings - District 5

17. Approve plans and specifications and set bid opening for 6/17/10, 2:00 p.m., for lighting retrofit and lighting systems controls; and make California Environmental Quality Act findings - All Districts

## PUBLIC PROTECTION

**Probation:**

18. Renew agreement with Orange County Superintendent of Schools for provision of Community Reentry Educational and Vocational Services funded under the Youthful Offender Block Grant, 7/1/10 - 6/30/11 ($100,000); and make California Environmental Quality Act findings - Districts 3 & 5

19. Accept grant award and ratify execution of agreement with State Department of Corrections and Rehabilitation, Corrections Standards Authority Division for

Disproportionate Minority Contact-Technical Assistance Project II, 1/1/10 - 12/31/10 ($125,000); approve agreement with The W. Haywood Burns Institute for consulting services, term ending 12/31/10 ($75,000); and make California Environmental Quality Act findings - All Districts

**SOCIAL SERVICES AGENCY**

20. Approve agreement CLC1310 with Family Support Network for parent leadership services, 7/1/10 - 6/30/11 ($173,918) - All Districts
2351 **APPROVED AS RECOMMENDED**
X

21. Approve agreement CMJ0810 with Olive Crest Treatment Centers for Kinship Support Services Program, 7/1/10 - 6/30/11 ($143,000); and authorize Director or designee to extend term of agreement under same terms and conditions, without Board approval - All Districts
2351 **APPROVED AS RECOMMENDED**
X

22. Approve renewal of price agreement N1000010876 as MA-063-10012505 with UMS Inc. dba United Maintenance Systems for janitorial and day porter services for Orangewood Children and Family Center, 6/1/10 - 5/31/11 ($132,135) - District 3

23. Approve agreement CLB3010 with the Orange County Superintendent of Schools for educational support for foster youth, 7/1/10 - 6/30/11 ($551,993); and authorize Director or designee to exercise contingency contract increase not to exceed 10% - All Districts

24. Approve Orange County Child Care and Development Planning Council's "Local Planning Council (LPC) Orange County Priorities Report FY 2010-2011"; and authorize submission to State Department of Education for continued funding of child care centers in Orange County - All Districts

**GENERAL ADMINISTRATION**

**County Executive Office:**

25. Approve agreement MA-017-10012543 with Vignette Corporation for Vignette P595 Migration services for eGovernment Delivery System, 4/20/10 - 4/19/11 ($68,160) - All Districts (Continued from 4/20/10, Item 39; 5/4/10, Item 25)
1325 **APPROVED AS RECOMMENDED**
X

26. Authorize County Executive Office and Clerk-Recorder to renew Memorandum of Understanding with Center for Demographic Research at California State University, Fullerton in partnership with Orange County Transportation Authority, Orange County Sanitation District, Transportation Corridor Agencies, Municipal Water District of Orange County, Local Agency Formation Commission, Orange County Council of Governments and Orange County Water District for demographic research and information services; authorize County Executive Office to pay sponsor fees ($76,000) and to execute MOU -

All Districts
2351 **APPROVED AS RECOMMENDED**
X

27. Adopt resolution approving property tax exchange with La Habra for annexation of unincorporated territory (Hensel Street) - District 4
*RESO: 10-078*

28. Adopt resolutions approving property tax exchange with La Habra for annexation of unincorporated territory (Chestnut Street) - District 4
*RESO: 10-079 - 10-080*

29. **Human Resources Department -** Approve updated Work Furlough Policy; and authorize County Executive Officer to make modifications under certain conditions - All Districts
3251 **APPROVED AS RECOMMENDED**
X

END OF CONSENT CALENDAR

## III. DISCUSSION ITEMS (Items 30-S54A)

## HEALTH CARE AGENCY

30. Approve agreements with College Community Services ($2,915,722 and $2,141,150), Orange County Mental Health Association of Orange County dba Mental Health Association of Orange County ($2,957,665) and Telecare Corporation ($4,067,176) for Full Service Partnership services, 7/1/10 - 6/30/11 - All Districts

2351 X **APPROVED AS RECOMMENDED**

31. Approve agreements with ASC Treatment Group dba Anne Sippi clinic for Adult Mental Health Intensive Rehabilitation and Residential Services, 7/1/10 - 6/30/12 ($408,800); approve master agreement with various providers for Mental Health Skilled Nursing and Special Treatment Program Services, 7/1/10 - 6/30/11 ($9,573,717); and authorize Director or designee to execute individual agreements - All Districts

2351 X **APPROVED AS RECOMMENDED**

32. Approve master agreement for indigent and trauma care, 7/1/09 - 6/30/10, and authorize Director or designee to execute individual agreements; consider policy options and agreements with various hospitals for Intergovernmental Transfer Funds and authorize the Auditor-Controller to send electronic funds transfer in the amount of the approved individual hospital agreements to the California Department of Health Care Services on or before 5/25/10 - All Districts

3251 X **APPROVED REVISED RECOMMENDED ACTIONS 1-8**

## JOHN WAYNE AIRPORT

33. Approve agreement with Standard Parking Corporation for operation of parking facilities for three years; authorize Director or designee to extend agreement two additional years; authorize Director to terminate existing agreement with Parking Concepts Inc.; and make California Environmental Quality Act findings - District 2

B.O. **CONTINUED TO 5/25/10, 9:30 A.M.**

34. Approve amendment 2 to agreement with John Bean Technologies, Corp. for replacement of locking system at passenger boarding bridges ($251,826; new total $9,249,631); and find Final EIR 582 and addendum 582-1, as revised by Final Supplemental EIR 582 are adequate to satisfy requirements of California Environmental Quality Act - District 2

B.O. **CONTINUED TO 6/22/10, 9:30 A.M.**

## OC COMMUNITY RESOURCES

35. Approve amendment 1 to agreement with various providers for Homelessness Prevention and Rapid Re-Housing Program funds ($1,019,026); and authorize Director or designee to execute agreements and make line item transfers to agreements and to exercise contingency contract cost increase not to exceed 10% without further Board action - All Districts

3251 **APPROVED AS RECOMMENDED**
X

36. Approve amendment 1 to agreement 16-NEG2-10 with Coast Community College District for training and employment services to dislocated workers affected by layoffs and company closures in sub-prime mortgage industry, extend to 9/30/10; and authorize Director or designee to execute agreement, make line item transfers to agreement and to exercise contingency contract cost increase not to exceed 10% without further Board action - All Districts

2135 **APPROVED AS RECOMMENDED**
X

37. Approve amendment 1 to agreement 96 with St. Jude Hospital Caregiver Resource Center to support allocation of one-time only funds and additional baseline funds for Family Caregiver Support Program, 7/1/09 - 6/30/10 ($91,717; new total $812,772); and authorize Director or designee to execute agreement - All Districts

2351 **APPROVED AS RECOMMENDED**
X

38. **Acting as the Orange County Housing Authority -** Adopt revised Orange County Housing Authority Administrative Plan; and authorize Executive Director of OCHA or designee to finalize and submit plan to U.S. Department of Housing and Urban Development; and authorize the transfer of $1,000,000 from OCHA Operating Reserve Fund 117 to ensure uninterrupted rental assistance for Shelter Plus Care Program households - All Districts

3251 **APPROVED AS RECOMMENDED**
X

## OC PUBLIC WORKS

39. Approve lease agreement with Jesus Baptist L.A. Church owner for 5,007 square feet of office space at 1540 East First Street, Santa Ana for Health Care Agency, ten-year term; and make California Environmental Quality Act findings - District 1

1235 **APPROVED AS RECOMMENDED**
X

40. Approve lease agreement with Jesus Baptist L.A. Church for 3,574 square feet of office space at 1530-40 East First Street, Santa Ana for Health Care Agency Behavioral Health Older Adult Services Program; and make California Environmental Quality Act findings - District 1

1235 **APPROVED AS RECOMMENDED**
X

## OC WASTE & RECYCLING

41. Receive bids and award contract to BAS Construction, L.P. for installation of gas monitoring probes, Prima Deshecha Landfill ($480,968.77) - District 5

1325 **APPROVED AS RECOMMENDED**
X

42. Receive bids and award contract to Cascade Drilling, L.P. for installation of gas

monitoring probes, Olinda Alpha Landfill ($478,160) - District 3

3251 **APPROVED AS RECOMMENDED**
X

**SOCIAL SERVICES AGENCY**

43. Approve renewal of price agreement N1000009206 as MA-063-10012366 with Majestic Systems Integration, Soft-Train Inc., Sarcom, Inc., and Randstad North America LP DBA Sapphire Technologies LP for information technology professional services, 6/1/10 - 5/31/12 ($8,407,400) - All Districts
3251 **APPROVED AS RECOMMENDED**
X

44. Approve agreement CMB2910 with National Pediatric Support Services, Inc. for Team Decision Making Program child care services, 7/1/10 - 6/30/13 ($120,000) - All Districts
2351 **APPROVED AS RECOMMENDED**
X

45. Approve agreements with various providers for Family Resource Center services, 7/1/10 - 6/30/11 ($3,239,724); approve agreement FCE1010 with Orangewood Children's Foundation for administrative and professional support services for Families and Communities Together Program, 7/1/10 - 6/30/11 ($303,185); and authorize Director or designee to exercise contingency contract increase not to exceed 10% - All Districts
2351 **APPROVED AS RECOMMENDED**
X

46. Approve master agreement WVC0110 with various providers for Wraparound Orange County Provider Network Program, 7/1/10 - 6/30/13 and approve expenditures, 7/1/10 - 6/30/11 ($500,000); and authorize Director or designee to execute master agreement - All Districts
2351 **APPROVED AS RECOMMENDED**
X

**GENERAL ADMINISTRATION**

**County Executive Office:**

47. Adopt County Social Media Use Policy; and receive and file new and revised eGovernment policies in support of social media technology use - All Districts (Continued from 3/30/10, Item 29; 5/4/10 Item 46)
1351 **APPROVED AS RECOMMENDED**
X

48. Oral presentation - Receive and file Orange County Employees Retirement System "County Pension Status - Pensionable Pay Items" - All Districts
**PRESENTED**

49. Approve recommended positions on introduced or amended legislation and consider other legislative subject matters - All Districts
3251 **RECEIVED AND FILED**
X

50. Approve recommended grant applications submitted by Health Care Agency, OC Community Resources/Public Libraries, OC Crime Lab and Sheriff's Department in 5/18/10 grant report and other actions as recommended - All Districts
3251 **APPROVED AS RECOMMENDED**
X

51. Report on County financial and budget status - All Districts
**PRESENTED**

52. Receive and file National Institute of Governmental Purchasing (NIGP) report on County procurement policies and procedures; and authorize CEO to amend 2007 Contract Policy Manual as necessary to implement certain recommendations and direct CEO to further analyze remaining recommendations and report back to the Board; and authorize CEO and Auditor-Controller's Office to review County's Purchasing Card (P-Card) Program and make program changes as necessary - All Districts
3125 **APPROVED AS RECOMMENDED**
X

53. Adopt resolution superseding Resolution 07-088 and amending Workers' Compensation Claims Settlement Procedures by clarifying method of determining settlement authority and revising settlement authority amount for CEO/Risk Manager to include all "Compromise and Release" workers' compensation claims involving new expenditures of up to $150,000 - All Districts
B.O. **DELETED**

54. Approve acceptance of Assignment, Novation and Consent agreement with York Insurance Services Group Inc., California; York Risk Services Group, Inc.; approve renewal of 3-year amended agreement MA 017 10012843 with York Risk Services Group, Inc. for administration of County's self-insured workers' compensation claims, effective 7/1/10 - 6/30/11 ($2,692,974), year ending 6/30/12 ($2,773,763) and year ending 6/30/13 ($2,856,976); and authorize Auditor-Controller to make payments to York Risk Services from Workers' Compensation Internal Services Fund 293 - All Districts
3251 **APPROVED AS RECOMMENDED**
X

S54A. **Supervisor Campbell** - Foothill/Trabuco Specific Plan Review Board - Appoint Joseph P. Marucci, Trabuco Canyon, to complete term ending 6/30/11
3251 **APPROVED AS RECOMMENDED**
X

## IV. PUBLIC HEARINGS (None)

## V. CLOSED SESSION (Item CS-1)

**GENERAL ADMINISTRATION**

CS-1. **County Counsel -** CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(a):
Name of Case: Jocelyn Overly, et al v. County of Orange, et al., Orange County Superior Court Case No. 30-2008-00108449

B.O. **HELD, THE CLERK READ: THE BOARD BY A UNANIMOUS VOTE, SUPERVISOR BATES BEING ABSENT, APPROVED A PROPOSED SETTLEMENT IN THE CASE OF JOCELYN OVERLY, ET AL. V. COUNTY OF ORANGE, ET AL. THE PROPOSED SETTLEMENT REMAINS SUBJECT TO FINAL APPROVAL OF OTHERS. AS SOON AS THE PROPOSED SETTLEMENT BECOMES FINAL, DETAILS WILL BE MADE AVAILABLE IN THE OFFICE OF CEO/RISK MANAGEMENT TO ANY PERSON WHO INQUIRES.**

**VI. PUBLIC, CEO, BOARD & EMAIL COMMENTS & ADJOURNMENT**

**PUBLIC COMMENTS:**
Tom Van Ouse - Oral Re: Introduced his new "green" company, Sequester Technologies

William Fitzgerald - Oral Re: Expressed concerns over the Assessor and Clerk of the Board's assessment practices/procedures

**COUNTY EXECUTIVE OFFICER COMMENTS:**
Rob Richardson thanked Board for their support resulting in the County's high Bond Rating

**BOARD COMMENTS, COMMITTEE, COMMISSION AND TRAVEL REPORTS:**
Chair Nguyen - Oral Re: AB1234 Travel Report (presented during Item 49) - Discussed recent trips to San Francisco to meet with Bond Rating Agencies and Sacramento to meet with Governor's staff, legislators, including County's delegation regarding County's position on several pending bills

Supervisor Moorlach - Oral Re: Thanked CEO and DA staff for recent report dispelling recent allegations of misconduct in the Assessor's office

Supervisors Campbell and Nguyen - Oral Re: Discussed the allegations made by Mr. Fitzgerald about the management capabilities of the Clerk and Assessor in managing the Assessment Appeals process

**ADJOURNED: 12:34 P.M.**

2135 X **Adjourned in memory of Nicholas Joseph Andrew Knoth**

3125 X **Adjourned in memory of Charles and Marlene Linsmeier**

2135 X **Adjourned in memory of Bud Hohl**

*** KEY ***

***Left Margin Notes***

1. = Supervisor Nguyen
2. = Supervisor Moorlach
3. = Supervisor Campbell
4. = Vacant
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*