A G E N D A

REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

Tuesday, July 14, 2015
9:00 A.M. Presentations
9:30 A.M. Regular Business

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
Frank Kim	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 Nelson, Fourth District

PLEDGE OF ALLEGIANCE: Vice Chair Bartlett, Fifth District

I. PRESENTATIONS/INTRODUCTIONS (9:00 A.M.)

Chairman Spitzer will be presenting resolution proclaiming July 12-18, 2015 as "Probation Services Week"

Chairman Spitzer will be presenting resolution proclaiming July 14, 2015 as "Disneyland Day"
Revised Title to read:
Chairman Spitzer will be presenting resolution proclaiming July 14, 2015 *July 17, 2015* as "Disneyland Day"

(Regular Business of the Board of Supervisors will commence at 9:30 A.M. or after)

II. CONSENT CALENDAR (Items 1-19)

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 Steel:

1. Emergency Medical Care Committee - Appoint Jinha M. Park, MD., PHD, Buena Park, for term ending 6/30/17

2. Rescind appointment of Jack Wu to Assessment Appeals Board No. 4; and make findings. Deleted

Vice Chair Bartlett:

3. Public Finance Advisory Committee - Reappoint Thomas Hammond, Laguna Niguel, to complete term ending 8/11/15 and reappoint for term ending 8/11/18

4. Community Action Partnership of Orange County - Appoint Rhonda Reardon, Mission Viejo, for term concurrent with 5th District Supervisor's term of office

5. Development Processing Review Committee - Reappoint Jeffery Okamoto, Rancho Santa Margarita, for term concurrent with 5th District Supervisor's term of office

ELECTED DEPARTMENT HEADS

Sheriff-Coroner:

6. Approve agreement MA-060-14011934 with Waters Technology Corporation for service, preventative maintenance and purchase of consumables for Orange County Crime Lab's liquid chromatograph mass spectrometer instruments, effective upon Board approval for a one-year period ($195,000); and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

7. Approve plans and specifications and set bid opening for 8/12/15, 2:00 p.m. for replacement of vehicle gates and gate operators, Intake Release Center and Central Men's Jail; and make California Environmental Quality Act and other findings - District 1

8. Authorize Sheriff-Coroner and Health Care Agency to negotiate agreement with Southern California Edison to provide financial support for emergency preparedness and response activities, equipment and services, San Onofre Nuclear Generating Station (SONGS); and authorize negotiation of transfer agreements with County of San Diego, Cities of Dana Point, San Clemente and San Juan Capistrano, Orange County Fire Authority and Capistrano Unified School District; and return to the Board for approval - All Districts

9. **Treasurer-Tax Collector -** Approve master agreement MA-074-597148 with Dunbar Armored, Inc. for armored car services, 8/1/15 - 7/31/18 ($680,000); renewable for one additional two-year term; and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

OC PUBLIC WORKS

10. Approve Final Tract Map 17576, Warmington MR14 Associates, LLC; accept dedication of easements for emergency vehicle access; accept vehicular access rights; approve subdivision improvement agreement S-1502-187 and accept bonds guaranteeing construction; and consider application of prior Final Environmental Impact Report No. 589 Addenda 1.0, 1.1, and Planning Area 2 and other findings - District 5

11. Approve Final Tract Map 17566, Meritage Homes of California, Inc.; accept dedication of easements for storm drain purposes; accept dedication for public street and utility purposes; approve subdivision improvement agreement S-1502-177 and accept bonds guaranteeing construction; and consider application of prior Final Environmental Impact Report No. 589 Addenda 1.0, 1.1, and Planning Area 2 and other findings - District 5

12. Adopt resolution vacating Modjeska Mineral Springs Public Use easement; and make California Environmental Quality Act and other findings - District 3

13. Adopt unit price book and technical specifications and set bid opening for 8/5/15, 2:00 p.m., for Job Order Contract general contracting services; and make California Environmental Quality Act and other findings - All Districts

14. Adopt unit price book and technical specifications and set bid opening for 8/5/15, 2:00 p.m., for Job Order Contract painting services; and make California Environmental Quality Act and other findings - All Districts

15. Approve Final Tract Map 17571, LT-AQ1, LLC; accept dedication of easements for emergency access, public utility and public service vehicle ingress and egress purposes; approve subdivision improvement agreement S-1502-185 and accept bonds guaranteeing construction; and consider application of prior Final Environmental Impact Report No. 589 Addenda 1.0, 1.1, and Planning Area 2 and other findings - District 5

16. Approve Final Tract Map 17572, TRI Pointe Homes, Inc.; accept dedication of easements for public street purposes; approve subdivision improvement agreement S-1502-186 and accept bonds guaranteeing construction; and consider application of prior Final Environmental Impact Report No. 589 Addenda 1.0, 1.1, and Planning Area 2 and other findings - District 5

OC WASTE & RECYCLING

17. Approve Change Order No. 9 to agreement MA-299-1410026 with Wood Bros., Inc. for East Flank Landslide Remediation Project, Frank R. Bowerman Landfill; and authorize Director or designee to execute change order - District 3

GENERAL ADMINISTRATION

County Executive Office:

18. Receive and file charitable organizations actual income/expenses for 2014 and planned activities for 2015 - All Districts

19. Approve amendment 2 to agreement 13-003BC with Polsinelli LLP for bond disclosure training and review of County bond disclosure policies and procedures, effective upon execution; and authorize Public Finance Manager to execute amendment - All Districts

END OF CONSENT CALENDAR

III. DISCUSSION ITEMS (Items 20-37)

ELECTED DEPARTMENT HEADS

Sheriff-Coroner:

20. Approve five year inter-governmental service agreement with U.S. Immigration and Customs Enforcement (ICE) for detention and care of ICE detainees in jail system, 7/20/15 - 7/19/20; and authorize Assistant Sheriff Don Barnes, Senior Director Brian Wayt, Heath Care Agency Deputy Director Kimberly Pearson and Chief Financial Officer Michelle Aguirre to execute agreement and authorize Sheriff-Coroner or designee to make minor administrative revisions under certain conditions - All Districts

21. Ratify and approve retroactive agreement 15112445 with the State of California for Peace Officer Standards and Training (POST) Supervisory Course, 7/1/15 - 6/30/16; accept reimbursement for training cost ($41,580); and authorize Sheriff-Coroner or designee to execute agreement - All Districts

22. **Treasurer-Tax Collector -** Approve amendment 3 to renew Merchant Services Program Guide 1505 (MA-074-130101137) with Wells Fargo Merchant Services, L.L.C. and Wells Fargo Bank, N.A. for electronic payment acceptance and processing services for non-convenience credit and debit card transactions, 8/14/15 - 8/13/16 ($1,520,000; cumulative total $4.6 million); approve amendment 4 to renew master agreement MA-074-13010138 with Wells Fargo Bank, N.A. for internet payment gateway services to accept and process payments via internet, 8/14/15 - 8/13/16 ($20,000; cumulative total $50,000); and authorize Purchasing Agent or authorized Deputy to execute amendments - All Districts

JOHN WAYNE AIRPORT

23. Approve amendment 4 to Hangar Operation Lease and Fixed Base Operation Lease with Signature Combs, Inc., 3-year lease extensions; and approve amendment 6 to Fixed Base Operation Lease with Newport FBO Two, LLC dba Atlantic Aviation, 3-year lease extension - District 2 (4/5 vote of the members present) (Continued from 6/23/15, Item 59)

24. Approve agreement MA-280-15011556 with MGT of America, Inc. for Disadvantaged Business Enterprise Disparity Study, 8/1/15 - 7/30/16 ($329,595); authorize Purchasing Agent or authorized Deputy to execute agreement; and make California Environmental Quality Act and other findings - District 2

25. Authorize Director to amend allocation of regulated Class A average daily departures, permanent Class E average daily departures, seat capacity, remain overnight and passenger capacity to scheduled commercial passenger, cargo and commuter carriers under Phase 2 Commercial Airline Access Plan and Regulation for 2016 Plan Year; approve related actions; and consider application of prior Environmental Impact Report No. 617 and other findings - District 2. Continued to 7/21/15, 9:30 a.m.

26. Approve amendment 6 to agreement MA-280-12010034 with Flagship Airport Services for custodial maintenance services 10/1/15 - 9/30/16 ($91,078.20; new total $4,614,691.75; cumulative total $21,668,696.24); and authorize Purchasing Agent or authorized Deputy to execute amendment - District 2

OC COMMUNITY RESOURCES

27. Approve agreement and transfer deed with South Orange County Wastewater Authority (SOCWA)regarding Aliso Water Management Agency (AWMA) Bridge and AWMA Road to transfer ownership of AWMA Bridge from South Orange County Wastewater Authority to County and clarify responsibilities of SOCWA and County for ongoing maintenance and emergency repair of AWMA Road and replacement of AWMA Bridge ($1,000,000); and make California Environmental Quality Act and other findings - District 5 (Continued from 3/3/15, Item S45A; 5/12/15, Item 27) Continued to 8/25/15, 9:30 a.m.
CONTINUED TO 8/25/15, 9:30 A.M.

28. Approve amendment 4 to renew contract MA-012-12010099 with Merchants Landscape Services, Inc. for landscape maintenance services at County Parks: Irvine, Laguna Niguel, Mason, Mile Square and Yorba, 9/1/15 - 8/31/16 ($1,642,869; cumulative total $8,214,345); and authorize Purchasing Agent or authorized Deputy to execute amendment - Districts 1, 3 & 5

OC PUBLIC WORKS

29. Approve amendment 5 to agreement MA-080-12010056 with Tyco dba SimplexGrinnell LP for fire alarm system maintenance repair services, 12/1/15 - 11/30/16 ($211,911; cumulative total $1,059,555); and authorize Purchasing Agent or authorized Deputy to execute amendment - Districts 1, 2, 3 and 5

30. **Acting as the Orange County Flood Control District -** Receive bids and award contract MA-080-15012058 to Tobo Construction, Inc. for Glassell Yard Campus Storm water Low-Impact Development Retrofit Project ($3,980,474) - District 3

OC WASTE & RECYCLING

31. Approve agreement MA-299-15011967 with Tetra Tech BAS, Inc. and SWT Engineering, Inc. for multi-discipline engineering support services, South Region Landfills, 9/9/15 - 9/8/18 ($1,500,000); and make California Environmental Quality Act and other findings - Districts 2, 3 & 5

32. Approve agreement MA-299-15011969 with Simplus Management Corporation for construction management, quality assurance/quality control and archaeological/paleontological support services, Central Region Landfills, 7/14/15 - 7/13/18 ($6,000,000); and make California Environmental Quality Act and other findings - District 3

GENERAL ADMINISTRATION

33. **County Counsel -** Receive and file update regarding Board of Supervisors' March 3, 2015 directive to provide recommendations to the Board regarding the review and approval of conflict of interest codes and code amendments of local government agencies, including the County - All Districts. Continued to 8/25/15, 9:30 a.m.

County Executive Office:

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

35. Approve grant applications/awards submitted in 7/14/15 grant report and other actions as recommended - All Districts
Revised Title to read:
County Executive Office - Approve grant applications/awards submitted *by OC Public Works and Social Services Agency* in 7/14/15 grant report and other actions as recommended - All Districts

36. **Registrar of Voters -** Approve amendment 4 to agreement MA-031-11012699 with Pitney Bowes, Inc. for hardware maintenance and software licensing and maintenance, 8/12/15 - 8/11/16 ($122,952; cumulative total $856,352); and authorize Purchasing Agent or authorized Deputy to execute amendment, make future non-monetary and non-material changes and to exercise cost contingency increase not to exceed 10 percent under certain conditions - All Districts

37. **Vice Chair Bartlett -** Adopt amendments to County Policy on Employment of Relatives (Subpart D of Section 1 of Article 1 of Part 1 of the 2003 County of Orange Personnel and Salary Resolution) to extend existing restrictions on the employment of relatives to members of Board of Supervisors and agency/department heads, and to make related changes
(Continued from 6/2/15, Item 53)

IV. PUBLIC HEARINGS (Items 38-39)

OC PUBLIC WORKS

38. Public hearing to consider reading and adoption of "An Ordinance of the County of Orange, CaliforniaAdding Section 6-1-136 and 7-9-146.13 and Amending Sections 7-9-20, 7-9-24, 7-9-44, 7-9-55.3, 7-9-55.4, 7-9-58.3, 7-9-58.4, 7-9-59.4, 7-9-65.3, 7-9-65.4, 7-9-66.3,7 -9-66.4, 7-9-67.3, 7-9-67.4, 7-9-68.3, 7-9-68.4, 7-9-74.3, 7-9-74.4, 7-9-75.3, 7-9-75.4, 7-9-76.3, 7-9-76.4, 7-9-77.3, 7-9-77.4, 7-9-78.3, 7-9-78.4, 7-9-79.3, 7-9-79.4, 7-9-80.3, 7-9-80.4, 7-9-84.2, 7-9-84.3, 7-9-85.2, 7-9-85.3, 7-9-87.2, 7-9-87.3, 7-9-88.2, 7-9-88.3, 7-9-89.2, 7-9-89.3, 7-9-90.2, 7-9-90.3, 7-9-95.2, 7-9-95.3, 7-9-98.3 and 7-9-98.4 of the Codified Ordinances of the County of Orange Related to Performance and Development Standards for Wireless Communications Facilities"; and consider adoption of Negative Declaration No. IP 14-332 and other findings - All Districts (Continued from 6/16/15, Item 40)
Continued to 7/21/15, 9:30 a.m.

39. Public Hearing to consider adopting resolution approving fee report for La Mirada County Service AreaNo. 13 sewer services; and make California Environmental Quality Act and other findings - District 4 (4/5 vote of the voting members present)

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 - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1):
Name of Case: County of San Diego, et al. v. Commission on State Mandates, et al., San Diego County Superior Court Case No. 37-2014-00005050-CU-WM-CTL

CS-2. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1):
Name of Case: Association of Orange County Deputy Sheriffs v. County of Orange, et al. OCSC Case No.: 30-2010-00400085 CU-MC-CJC

CS-3. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1):
Name of Case: Ronald Hacecky v. County of Orange Worker's Compensation Appeal Board Case No. ADJ2581541

CS-4. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1):
Name of Case: Gretchen Anderson v. County of Orange Worker's Compensation Appeal Board Case No. ADJ7882894

Human Resource Services:

CS-5. CONFERENCE WITH LABOR NEGOTIATOR - Pursuant to Government Code Section54957.6:
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

CS-6. PUBLIC EMPLOYEE APPOINTMENT - Pursuant to Government Code Section 54957(b):
Title: Airport Director

SCS7. **County Counsel** - CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION – Pursuant to Government Code Section 54956.9(d)(1):
Name of Case: Beador Construction Company v. County of Orange OCSC Case No.: 30-2014- 00720190 CU-BC-CJC

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:

July 21, 2015	**Regular Meeting**
July 24, 2015	**Special Meeting, 9:00 A.M.**
July 28, 2015	**No Scheduled Meeting**
August 4, 2015	**Regular Meeting**