A G E N D A

REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

Tuesday, October 8, 2013
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

COUNTY EXECUTIVE OFFICER	COUNTY COUNSEL	CLERK OF THE BOARD
Michael B. Giancola	Nicholas S. Chrisos	Susan Novak

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 Bates, Fifth District

PLEDGE OF ALLEGIANCE: Supervisor Spitzer,Third District

I. PRESENTATIONS/INTRODUCTIONS

Vice Chair Bates will recognize Orange County Waste & Recycling for receiving the 2013 Arnold O. Beckman Corporate Eco-Challenge Award

II. CONSENT CALENDAR (Items 1-10)

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

Chairman Nelson:

1. Emergency Medical Care Committee - Reappoint Jon D. Gilwee, Fullerton, for term ending 6/30/15

2. Community Action Partnership of Orange County - Appoint Susan Petrella, Fullerton, for term concurrent with 4th District Supervisor's term of office

3. **Supervisor Spitzer -** Orange County Human Relations Commission - Appoint Richard Steinberg, Lake Forest, for term ending 10/7/15

COMMENDATIONS/PROCLAMATIONS/REPORTS

4. **Supervisor Nguyen -** Adopt resolution recognizing and congratulating the State Tuberculosis (TB) Control Branch on the centennial of its establishment

ELECTED DEPARTMENT HEADS

Sheriff-Coroner:

5. Approve waiver of Carry Concealed Weapon license fees for volunteer Reserve Peace Officers and Sheriff Special Officers; and make appropriate findings - All Districts

6. Adopt resolution approving submission of response to request for proposal of the Board of State and Community Corrections for construction of Criminal Justice Facility programs and treatment services, James A. Musick Facility; authorize Sheriff-Coroner Sandra Hutchens to execute RFP; approve related actions, assurances and certifications; and find that Final Environmental Impact Report 564 as certified on November 5, 1996, and recertified as amended on October 20, 1998, together with the Supplement to EIR No. 564, certified by the Board of Supervisors on December 11, 2012, fully analyzed and disclosed the proposed project's environmental effects under the SB 1022 RFP portion of the project, and that the proposed project would not have any environmental effects beyond those analyzed and disclosed in these environmental documents and provide adequate documentation under the California Environmental Quality Act findings - District 3
   Moved to DISCUSSION

7. Approve amendment 2 to agreement MA-060-12010640 with All City Management Services, Inc. for increase in hourly rate for crossing guard services, 11/1/13 - 10/31/14 ($530,000); renewable for two additional one year periods; and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts

OC COMMUNITY RESOURCES

8. Approve agreement CPO13-003 with Project Dimensions, Inc. for on-call architect/engineer project management and contract administration services, three-year term commencing date of execution ($400,000); and make California Environmental Quality Act findings - All Districts

9. Approve agreements MA-012-14010229 with Landscape West Management Services, Inc. DBA Palo Verde Landscape Management Co. ($359,010) and MA-012-14010231 with So Cal Land Maintenance, Inc. ($150,347) for landscape maintenance services, Carbon Canyon, Clark and Tri-City Regional Parks, 10/1/13 - 9/30/14; renewable for four one-year periods; authorize Purchasing Agent or authorized Deputy to execute agreements; and make California Environmental Quality Act findings - District 4 (Continued from 10/1/13, Item 10)
Revised Title to read:
OC Community Resources - Approve agreements MA-012-14010229 with Landscape West Management Services, Inc. DBA Palo Verde Landscape Management Co. ($359,010 *$354,010*) and MA-012-14010231 with So Cal Land Maintenance, Inc. ($150,347) for landscape maintenance services, Carbon Canyon, Clark and Tri-City Regional Parks, 10/1/13 - 9/30/14 *10/8/13 – 10/7/14*; renewable for four one-year periods; authorize Purchasing Agent or authorized Deputy to execute agreements; and make California Environmental Quality Act findings - District 4 (Continued from 10/1/13, Item 10)

OC PUBLIC WORKS

10. Approve plans and specifications and set bid opening for 11/13/13, 2:00 p.m., for Building 10 Elevator Controls Replacement project; and make California Environmental Quality Act findings - District 1

END OF CONSENT CALENDAR

III. DISCUSSION ITEMS (Items 11-16)

HEALTH CARE AGENCY

11. Approve master agreement with various providers of Nutrition Services/Network for Healthy California – Orange County, 10/15/13 - 9/30/15 ($4,595,000); renewable for one additional year; and authorize Director or designee to execute individual agreements and to exercise contingency cost increase not exceed 10% - All Districts

OC PUBLIC WORKS

12. Approve amendment 2 to agreement MA-080-12010821 with De Par Inc. dba Associated Laboratories, Physis Environmental Laboratories Inc., Truesdail Laboratories Inc., and Weck Analytical Environmental Services Inc. for water quality analytical services, 12/20/13 - 12/19/14 ($979,500); and make California Environmental Quality Act findings - All Districts

GENERAL ADMINISTRATION

County Executive Office:

13. Approve amendment 4 to lease agreement with County of Los Angeles for office space at Data Center, extending term 11/30/18; and make California Environmental Quality Act findings - All Districts

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

15. Approve grant applications/awards submitted by OC Public Works and ratify retroactive grant applications/award submitted by District Attorney in 10/8/13 grant report and other actions as recommended; adopt resolution authorizing District Attorney or designee to execute grant agreements and amendments with State Governor's Office of Emergency Services (Cal OES) for Unserved/Underserved Victim Advocacy and Outreach Services Program, 7/1/13 - 6/30/14 ($156,250); and make California Environmental Quality Act and other findings - All Districts

16. **Supervisor Moorlach** - Approve cancellation of 11/19/13 regular meeting of the Board of Supervisors - All Districts

Supplemental Item(s)

S16A. **County Counsel** - Adopt resolution rescinding Resolution 04-120 in its entirety and affirm Board authority to award contracts for ambulance services in unincorporated areas - All Districts

SCS4. **County Counsel** - CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION - Pursuant to Government Code Section 54956.9(d)(2):
Number of Cases: One case

IV. PUBLIC HEARINGS (Item 17)

OC PUBLIC WORKS

17. **Continued to 10/22/13, 9:30 a.m.**
Relying upon Mitigated Negative Declaration IP 08-048 and Addendum IP 12-010 as compliance under the California Environmental Quality Act, conduct public hearing to consider reading and adoption of "An Ordinance of the County of Orange, California Adding Section 7-1-2 of the Codified Ordinances of the County of Orange Related to Reasonable Accommodation", "An Ordinance of the County of Orange, California Amending Sections 7-9-24, 7-9-26, 7-9-40 and 7-9-41 of the Codified Ordinances of the County of Orange Related to Definitions of Community Care Facility, Emergency Shelter, Supportive Housing and Transitional Housing", "An Ordinance of the County of Orange, California Amending Section 7-9-34 and Section 7-9-148, ET. SEQ., of the Codified Ordinances of the County of Orange Related to the Definition of Multi-Service Center for the Homeless, Housing Opportunities Overlay Regulations and Emergency Shelter/Multi-Service Center for the Homeless Site Development Standards and Operational Requirements", "An Ordinance of the County of Orange, California Amending Section 7-9-40 and Section 7-9-140 of the Codified Ordinances of the County of Orange Related to the Definition of Senior Citizen and Senior Citizen Housing, and Density Bonus Regulations" and "An Ordinance of the County of Orange, California Adding Section 7-9-148.7 (c) of the Codified Ordinances of the County of Orange Related to Graduated Density Zoning" - All Districts
Continued to 10/22/13, 9:30 a.m.

V. CLOSED SESSION

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: Upland Nursery v. County of Orange, Orange County Superior Court Case No. 30-2012-00615506

CS-2. CONFERENCE WITH LEGAL COUNSEL - INITIATION OF LITIGATION - Pursuant to Government Code Section 54956.9(d)(4):
Number of Cases: One case

CS-3. **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) and other non-represented employees
RE: Terms and Conditions of Employment
Deleted

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, COMMITTEE, COMMISSION AND TRAVEL REPORTS:

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, provide travel or member committee, commission reports; provided that NO action may be taken on off-agenda items unless authorized by law.

ADJOURNED:

NEXT MEETINGS:

October 15, 2013	**No Scheduled Meeting**
October 22, 2013	**Regular Meeting**
October 29, 2013	**No Scheduled Meeting**