A G E N D A

REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

Tuesday, February 9, 2016
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

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
Frank Kim

COUNTY COUNSEL
Leon J. Page

CLERK OF THE BOARD
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: Supervisor Spitzer, Third District

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

Orange County Board of Education President Robert Hammond will be presenting certificates of appreciation to the Board of Supervisors for proclaiming School Choice Week; Supervisor Spitzer will be presenting a copy of the December 15, 2015 resolution proclaiming January 24-30, 2016 as "School Choice Week" to President Hammond

Supervisor Steel will be presenting a resolution proclaiming February 6, 2016 as "Ronald Reagan Day"

Chairwoman Bartlett will be presenting a resolution to Clerk Recorder Hugh Nguyen for being named among The Orange County Register's 100 Most Influential People in Orange County

Chairwoman Bartlett will be presenting a resolution to OC Community Services Director Karen Roper for being named among The Orange County Register's 100 Most Influential People in Orange County

Chairwoman Bartlett will be presenting a resolution commending OC Environmental Resources Deputy Director Mary Anne Skorpanich on her retirement

Chairwoman Bartlett will be presenting a resolution to Bob Hope USO Executive Director Bob Kurkjan for 75th Anniversary Celebration of Bob Hope USO

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

II. CONSENT CALENDAR (Items 1-13)

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. **Supervisor Do -** Community Action Partnership of Orange County - Reappoint Alberta Christy, Santa Ana, for term concurrent with 1st District Supervisor's term of office.

2. **Chairwoman Barlett -** Law Library Board of Trustees - Reappoint David Hesseltine, Santa Ana, and Linda Kawaguchi, Orange, for terms ending 12/31/16.

ELECTED DEPARTMENT HEADS

Sheriff-Coroner:

3. Receive bids and award contract to California Trane, Inc. for replacement of chiller no. 2, Theo Lacy Facility ($377,686) - District 3.

4. Approve Memorandum of Understanding with Los Angeles County Sheriff's Department for Metrolink Commuter Rail System law enforcement coordination services; and authorize Sheriff-Coroner or designee to execute MOU - All Districts.

5. Approve agreement with Orange County Health Authority (Cal-Optima) for supplemental law enforcement services, 2/9/16 - 6/30/17; and authorize Sheriff-Coroner or designee to execute future agreements under certain conditions - District 3.

6. Approve amendment 3 to renew agreement with Touch Pay Holdings LLC for jail kiosk services,3/20/16 - 3/19/17; and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts.

HEALTH CARE AGENCY

7. Approve amendment 2 to agreement MA-042-15011433 with Care Fusion 203, Inc. dba Pulmonetic Systems for ventilator maintenance services, 4/1/16 - 3/31/17 ($229,801; cumulative total $651,103); and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts.

OC PUBLIC WORKS

8. Approve cooperative agreement D15-033 with Foothill/Eastern Transportation Corridor Agency and agreement MA-080-16011316 with State Department of Transportation for future construction of Oso Parkway Bridge over State Route 241; authorize Director or designee to execute future amendments to cooperative agreement under certain conditions; and make California Environmental Quality Act and other findings - Districts 3 and 5.
Revised Title to read: OC Public Works - Approve cooperative agreement D15-033 with Foothill/Eastern Transportation Corridor Agency and agreement MA-080-16011316 with State Department of Transportation for future construction of Oso Parkway over State Route 241; authorize Director or designee to execute future amendments to cooperative agreement and Freeway Agreement under certain conditions; and make California Environmental Quality Act and other findings – Districts 3 and 5.

PUBLIC PROTECTION

9. **Probation -** Receive and file update of Orange County Public Safety Realignment and Post release Community Supervision 2015 Implementation Plan - All Districts.

GENERAL ADMINISTRATION

Clerk of the Board:

10. Approve proposed amendments to the Conflict of Interest Code Designated Filer Exhibits for Santa Ana Unified School District - Districts 1 & 3.
Continued to 2/23/16, 9:30 A.M.

11. Approve proposed amendments to the Conflict of Interest Code Designated Filer Exhibits for La Habra City School District - District 4.
Continued to 2/23/16, 9:30 A.M.

12. Approve proposed amendments to the Conflict of Interest Code Designated Filer Exhibits for Coastline Regional Occupational Program - District 2.

13. **Supervisor Steel -** Adopt resolution reaffirming support of the construction and operation of proposed Huntington Beach Seawater Desalination Facility and urging California Coastal Commission to approve project's Coastal Development Permit.

END OF CONSENT CALENDAR

III. DISCUSSION ITEMS (Items 14-27)

ELECTED DEPARTMENT HEADS

14. **Treasurer-Tax Collector -** Receive the oral and written Treasury Oversight Committee 2015 Annual Report - All Districts.

HEALTH CARE AGENCY

15. Approve Memorandum of Understanding with Children and Families Commission of Orange County for Fiscal Leveraging and Related Support services, effective 3/1/16 - All Districts.

OC COMMUNITY RESOURCES

16. Approve amendment 2 to renew agreement MA-012-14011427 with So Cal Land Maintenance, Inc. for landscape maintenance services at Craig Regional Park, 5/1/16 - 4/30/17 ($347,948, cumulative total $1,043,844); and authorize Purchasing Agent or authorized Deputy to execute amendment - District 4.

17. Approve amendment 2 to renew agreement MA-012-14011241 with Aqua Technex, LLC for lake management and lake water quality maintenance services, 3/11/16 - 3/10/17 ($50,000; new total $600,000; cumulative total $1,700,000); and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts.

OC PUBLIC WORKS

18. Approve agreements MA-080-16011109 with AECOM Technical Services, Inc., MA-080-16011110 with Chambers Group, Inc. and MA-080-16011111 with PCR Services Corporation for on-call regulatory permitting services, 2/9/16 - 2/8/21 ($1,500,000 each); and authorize Director or designee to execute agreements - All Districts.

19. Approve agreement MA-299-16010422 with Simplus Management Corporation for construction management, quality assurance/quality control and support services for North Region Landfills, 2/9/16 - 2/8/21 ($3,000,000); authorize Director or designee to execute agreement; and make California Environmental Quality Act and other findings - District 4.

GENERAL ADMINISTRATION

County Counsel:

20. Consider first reading of "An Ordinance of the County of Orange, California Amending Sections4-11-11, 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 2/23/16, 9:30 a.m. - All Districts (Continued from 1/26/16, Item 42).

21. Approve amended Board of Supervisors Rules of Procedure adding Rule 38, effective immediately (Continued from 1/26/16, Item S47A).

County Executive Office:

22. Adopt resolution of intention to establish Community Facilities District No. 2016-1 (Village of Esencia) to authorize the levy of special tax to pay the costs of acquiring or constructing certain facilities and expenses of the District and to pay debt service on bonded indebtedness and adopt resolution of intention to incur bonded indebtedness ($115,000,000); and make related findings - District 5.

23. Approve agreement MA-017-16011056 with York Risk Services Group, Inc. for Third Party Administrator and Managed Care services for County's Workers' Compensation program, 7/1/16 - 6/30/21 ($18,750,105); renewable for three additional years; and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts.

24. Approve revised 2016 Board of Supervisors meeting schedule - All Districts.
Revised Title to read: County Executive Office - Approve revised 2016 Board of Supervisors meeting schedule and amendment to Board of Supervisors Rules of Procedure – All Districts

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

26. Approve grant applications/awards submitted in 2/9/16 grant report and other actions as recommended - All Districts. Deleted.

27. Repeal Resolution 95-271; adopt resolution re-establishing Orange County Audit Oversight Committee with revisions to stagger term of a newly created At-Large member; and direct the Audit Oversight Committee to prepare a Charter and Bylaws for Board approval - All Districts.
Revised Title to read: **County Executive Office** - Repeal Resolution 95-271; adopt resolution re-establishing Orange County Audit Oversight Committee with revisions to stagger term of a newly created At-Large public member; and direct the Audit Oversight Committee to prepare a Charter and Bylaws for Board approval - All Districts.

S27A. **Supervisor Do** - Adopt resolution to support community groups by amending the OC Development Services Fee Schedule; waive applicable fees for the TET Parade planned for February 13, 2016 in Midway City; and make related findings.

IV. PUBLIC HEARINGS (None Scheduled)

V. CLOSED SESSION (Items CS-1-CS-4)

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: Los Angeles Engineering, Inc., etc. v. County of Orange, et al., Orange County Superior Court Case No. 30-2014-00729572-CU-BC-CJC.

CS-2. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1):
Name of Case: LeRoy Guillory, et al. v. Orange County Sheriff's Department, et al., Orange County Superior Court Case No. 30-2008-00212410-CU-CR-CXC.

CS-3. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1):
Name of Case: Gavin Kirk, et al. v. County of Orange, et al., Orange County Superior Court Case No. 30-2010-00423097.

CS-4. **Human Resource Services -** CONFERENCE WITH LABOR NEGOTIATOR - Pursuant to Government Code Section 54957.6:
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.

SCS-5. **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.

SCS-6. **County Executive Office** - CONFERENCE WITH REAL PROPERTY NEGOTIATOR – Pursuant to Government Code Section 54956.8: Property Location: County Owned Property at the Santa Ana Civic Center County Negotiator: Scott D. Mayer, Chief Real Estate Officer Negotiating Party: Related/Griffin Under Negotiation: Terms of Value of Future Development and Leases.

SCS-7. **County Executive Office** - CONFERENCE WITH REAL PROPERTY NEGOTIATOR – Pursuant to Government Code Section 54956.8: Property Location: Future County of Orange Property at Former MCAS Tustin, South of Valencia Avenue and West of Armstrong Avenue & 1300 South Grand Avenue, Santa Ana, CA County Negotiator: Scott D. Mayer, Chief Real Estate Officer Negotiating Party: South Orange County Community College District Under Negotiation: Terms and Value of Future Acquisition or 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 16, 2016	**No Scheduled Meeting**
February 23, 2016	**Regular Meeting**
March 1, 2016	**Regular Meeting**