A G E N D A

REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

Tuesday, July 26, 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

---

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 Spitzer, Third District

PLEDGE OF ALLEGIANCE: Supervisor Do, First District

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

Chairwoman Bartlett will be presenting a resolution to CIGNA in recognition of their outstanding support of the County's Wellness initiatives

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

II. CONSENT CALENDAR (Items 1-17)

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 Bartlett:

1. Coastal Greenbelt Authority - Appoint Gene Felder, Laguna Beach, for term concurrent with 5thDistrict Supervisor's term of office

2. Orange County Veterans Advisory Council - Appoint Jack Williams, San Juan Capistrano, tocomplete term ending 3/4/18

3. Airport Land Use Commission for Orange County - Reappoint Mark Monin, Laguna Woods, forterm ending 5/4/20

4. Acting as the Orange County In-Home Supportive Services Public Authority - Orange County In-Home Supportive Services (IHSS) Advisory Committee - Appoint Derek Reeve, San Juan Capistrano, for term ending 7/25/20

5. **Vice Chair Steel** - Orange County Planning Commission - Appoint Thomas Tri Quach, M.D., Huntington Beach, for term concurrent with 2nd District Supervisor's term of office

ELECTED DEPARTMENT HEADS

Sheriff-Coroner:

6. Approve agreement MA-060-16012158 with Taser International, Inc. for purchase of tasers andtaser accessories ($484,940); effective upon approval for one year and renewable for four additional one-year periods; and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

7. Approve amendment 3 to agreement MA-060-13010733 with Ted Vance Wheeler dba TNTJCustoms for shotgun refinishing, 11/16/12 - 11/15/17 ($5,000; cumulative total $94,809); and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts

HEALTH CARE AGENCY

8. Ratify standard agreement 16-93131 with State Department of Health Care Services for Mental Healthservices, 7/1/16 - 6/30/17; authorize Director or designee to execute agreement and CCC-307 Certification form - All Districts

OC COMMUNITY RESOURCES

9. Approve amendment 2 to lease agreement GA1118-151 with STC One, LLC for enhanced cell phoneservices; and make California Environmental Quality Act and other findings - District 3

10. Approve amendment 3 to renew agreement MA-012-14010167 with United Site Services of California, Inc. for portable toilet rental and services, 9/1/16 - 8/31/17 ($157,000; cumulative total $724,000); and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts

OC PUBLIC WORKS

11. Receive and file Traffic Committee Report dated 5/19/16; approve recommendations and adopt necessaryresolutions - District 5

12. Approve extension of architect-engineer slates for on-call geotechnical, mechanical, electrical and plumbing engineering, materials testing and special inspections services, extending term to 9/17/18 and approve slate for on-call cost estimating service, extending term to 10/22/18; and authorize Director or designee to negotiate agreements for Board approval - All Districts
Revised Title to read:
OC Public Works - Approve extension of architect-engineer slates for on-call geotechnical, mechanical, electrical and plumbing engineering, materials testing and special inspections services, ~~extending term to 9/17/18~~ *9/16/18* and approve slate for on-call cost estimating service, extending term to ~~10/22/18~~ *10/21/18*; and authorize Director or designee to negotiate agreements for Board approval - All Districts

13. **Acting as the Board of Supervisors and Orange County Flood Control District -** Approve Assignment, Novation and Consent Agreement with PCR Services Corporation assigning two contracts to Environmental Science Associates dba ESA PCR for on-call regulatory and environmental permitting services, effective 2/29/16 - All Districts

SOCIAL SERVICES AGENCY

14. Approve 2016 Medi-Cal Privacy and Security agreement with California Department of Health Care Services for continued access to Medi-Cal Personally Identifiable Information; and

authorize Director or designee to execute agreement and any related documents - All Districts

15. **Acting as the Board of Supervisors and OC In-Home Supportive Services Public Authority** - Approve Memorandum of Agreement with Luz Napoles Loreto as Executive Director of Orange County In-Home Supportive Services Public Authority, 8/5/16 - 8/4/17 ($106,392); and authorize Director or designee to execute Memorandum of Agreement - All Districts Continued to 8/9/16, 9:30 A.M.

GENERAL ADMINISTRATION

County Executive Office:

16. Approve Non-Disclosure agreement with Microsoft Corporation for County's Human ResourceServices Data Analytics Project - Phase I; and authorize Interim Chief Information Officer or designee to execute agreement - All Districts

17. Approve amendment 1 to lease with Youth Fund of Southern California for office space at 303 West Lincoln, Anaheim for Health Care Agency - District 4

END OF CONSENT CALENDAR

III. DISCUSSION ITEMS (Items 18-47)

ELECTED DEPARTMENT HEADS

18. **Clerk-Recorder -** Approve amendment 1 to agreement MA-059-14011037 with SouthTech Systems, Inc. for creation of fictitious business name statement application and management program, effective upon Board approval through 1/31/17 ($99,250; new total $622,532.79); and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts

Sheriff-Coroner:

19. Approve amendment 7 to agreement MA-060-12010640 with All City Management Services, Inc. for one additional crossing guard in North Tustin ($12,088.80; new total $706,017.20; cumulative total $2,886,705) and contingent upon Board approval of Traffic Committee recommendation dated May 19, 2016 (today's Agenda Item 11), for one additional crossing guard in South County ($12,088.80; new total $718,106; cumulative total $2,898,793.80), term ending 10/31/16; and authorize Purchasing Agent or authorized Deputy to execute amendment - Districts 3 and 5

20. Approve amendment 4 to agreement MA-060-12012251 renewing as MA-060-16012110 withHunter Consulting, Inc. dba HCI Environmental & Engineering Service for replacement and disposal of lead contaminated filters, 8/14/16 - 8/13/17 ($350,000; cumulative total $1,750,000); and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts

HEALTH CARE AGENCY

21. Approve grant agreement 16-10144 with California Department of Public Health for Nutrition Educationand Obesity Prevention Program, 10/1/16 - 9/30/19 ($3,580,730; cumulative total $10,742,190); authorize Director or designee to execute agreement, Contractor's Release form, Certification Regarding Lobbying and CCC-307 Certification forms and funding increases under certain conditions; approve master agreement with various providers for Nutrition Services/Nutrition Education and Obesity Prevention Program services, 10/1/16 - 9/30/17 ($3,000,000; cumulative total $10,400,000); and authorize Director or designee to execute individual agreements - All Districts

22. Ratify standard agreement with California Department of Public Health, Office of AIDS for Pre-ExposureProphylaxis HIV Prevention activities, 1/1/16 - 9/30/18 ($2,400,003); authorize Director or designee to execute agreement, Contractor's Release form and CCC-307 Certification form - All Districts

OC COMMUNITY RESOURCES

23. Approve amendment 3 to agreements MA-012-14010229 with Landscape West Management Services, Inc. dba Palo Verde Landscape Management Co. for landscape maintenance services, Carbon Canyon and Clark Regional Parks ($354,010; cumulative total $1,416,040); and MA-012-14010231 with So Cal Land Maintenance, Inc., Tri-City Regional Park, 10/8/16 - 10/7/17 ($150,347; cumulative total $601,388); and authorize Purchasing Agent or authorized Deputy to execute amendments - District 4

24. Approve amendment 5 to extend contract MA-012-12010099 with Merchants Landscape Services, Inc. for landscape maintenance services at County Parks: Irvine, Laguna Niguel, Mason, Mile Square and Yorba, 9/1/16 - 10/31/16 ($274,000; cumulative total $8,488,345); and authorize Purchasing Agent or authorized Deputy to execute amendment - Districts 1, 3 and 5

25. **Acting as the Board of Supervisors and Orange County Housing Authority** - Authorize reimbursement of $270,131 from non-federal funds to Housing Authority's Housing Choice Voucher funds to address findings in U.S. Department of Housing and Urban Development, Office of Inspector General audits #2016-LA-1003 and #2016-LA-1005; and authorize Auditor-Controller to process a wire transfer from General Fund (100-012) to Orange County Housing Authority Fund (15F-012), at Union Bank - All Districts (4/5 vote of the members present) (Continued from 7/12/16, Item 16)

OC PUBLIC WORKS

26. Approve aggregate agreements MA-080-16012254 with Bureau Veritas North America, Inc., Atkins North America, Inc., HR Green California, Inc., Willdan Engineering, and Tait & Associates, Inc. for Countywide on-call architect-engineer land development expedited processing services, 7/26/16 - 7/25/21 ($32,500,000); authorize Director or designee to negotiate reimbursement agreements and execute individual agreements; and make California Environmental Quality Act and other findings - All Districts

27. Approve aggregate agreements MA-080-16012253 with Chambers Group, Inc., Moore Iacofano Goltsmans, Inc., Bureau Veritas North America, Inc., HR Green California, Inc., AndersonPenna Partners, Inc., Advanced Applied Engineering dba Infrastructure Engineers, Penco Engineering, Inc., The Code Group Inc. dba VCA Code, and GHD, Inc. for Countywide on-call architect-engineer services, 7/26/16 - 7/25/21 ($17,500,000); authorize Director or designee to negotiate reimbursement agreements and execute individual agreements; and make

California Environmental Quality Act and other findings - All Districts

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

28. Approve cooperative agreement MA-080-16012164 with City of Newport Beach for disposal ofbeach compatible material within West Newport Beach; authorize Director or designee to expend Flood Control District funds to fund guaranteed maximum price contracts between Orange County Civic Center Authority and CJW Construction, Inc. for construction manager at-risk construction phase services ($22,000,000); authorize Chief Real Estate Officer to execute standard State lease with California State Lands Commission for Lower Santa Ana River Sand Management Project; authorize Chief Engineer to adopt plans and specifications and working details; and consider application of prior Final Environmental Impact Report No. 583 and Addendum IP 15-359 and other findings - District 2

29. Approve cooperative agreement with Orange County Civic Center Authority for procurement ofthe Fullerton Creek Channel Improvement Project; authorize expenditure of Flood Control District funds to fund agreement MA-080-16012300 between Orange County Civic Center Authority and Kiewit Infrastructure West Company for design phase services, three-year term ($727,921); and consider application of prior Final Mitigated Negative Declaration No. IP 97-003 and Addendum No. IP 16-087 and other findings - District 4

30. Approve revised Design and Construction Procurement Policy Manual amending key procurement policies; and authorize Director or designee to execute - All Districts

GENERAL ADMINISTRATION

31. **County Counsel** - Select Dentons US LLP, Burke Williams & Sorensen and Glaser Weil to provide special advisory and litigation services on an as-needed basis in area of real property law; authorize County Counsel to execute agreements - All Districts (4/5 vote of the membership)

County Executive Office:

32. Approve qualified panels of bond/disclosure counsel and municipal advisor firms to assist County in formulating and executing future financings; and direct staff to complete the request for qualifications - All Districts

33. Approve recommended positions on introduced or amended legislation and consider otherlegislative subject matters - All Districts

34. Approve proposed response to FY 2015-16 Grand Jury Report "Gray Matters - A Look at theOrange County Office on Aging." - All Districts

35. Approve proposed response to FY 2015-16 Grand Jury Report "Drones: Know Before You Fly." - All Districts

36. Approve proposed response to FY 2015-16 Grand Jury Report "Changing of the Guardian: LifeAfter Reorganization of the Public Administrator and Public Guardian Offices." - All Districts

37. Approve proposed response to FY 2015-16 Grand Jury Report "Sheriff's TemporaryDetention/Holding Areas, Patrol Areas and Special Services." - All Districts

38. Approve agreement with The Regents of the University of California to continue apportionment of unpaid unfunded actuarial accrued payments to Orange County Employees Retirement System for former County employees - All Districts

39. Approve grant applications/awards submitted in 7/26/16 grant report and other actions as recommended - All Districts
Revised Title to read:
County Executive Office - Approve grant applications/awards *submitted by Health Care Agency and OC Public Works* in 7/26/16 grant report and other actions as recommended - All Districts

40. Approve option agreement with Ramser Development Company dba RV Storage Depot for option to lease County owned property located at the former Gothard Street Landfill, Huntington Beach; authorize Chief Real Estate Officer or designee to execute option agreement and all related documents; and make California Environmental Quality Act and other findings - District 2 (Continued from 5/10/16, Item 59; 5/24/16, Item 93; 6/28/16, Item 97; 7/12/16, Item 23)
Deleted

41. Acting as the Board of Supervisors and Legislative Body of Community Facilities Districts 86-2(Rancho Santa Margarita), 87-1 (Dimension Business Park), 87-2 (Portola Hills), 87-3 (Mission Viejo), 87-6 (Baker Ranch), 87-7 (Los Alisos), 87-9 (Santa Teresita), 88-1 (Aliso Viejo), and 88-2 (Lomas Laguna) - Adopt resolution declaring certain funds as surplus and ordering disposition of said surplus amounts in the form of a one-time property tax credit to property owners within respective Community Facilities Districts and adopt resolution determining special taxes previously authorized shall cease to be levied on property in Community Facilities District No. 88-2 (Lomas Laguna) and direct recordation of Notice of Cessation of Special Taxes; consider first reading of "An Ordinance of the Board of Supervisors of the County of Orange, California, Dissolving Community Facilities District No. 86-2 (Rancho Santa Margarita) of the County of Orange and the Levy of Special Taxes and Ordering the Recordation of an Addendum to the Notice of Special Tax Authorization Relating to Community Facilities District No. 86-2 and to the Notices of Special Tax Liens Relating to Improvement Area No. 1 and Improvement Area No. 2"; "An Ordinance of the Board of Supervisors of the County of Orange, California, Dissolving Community Facilities District No. 87-2 (Portola Hills) of the County of Orange and the Levy of Special Taxes and Ordering the Recordation of an Addendum to the Notice of Special Tax Lien Relating to Community Facilities District No. 87-2"; "An Ordinance of the Board of Supervisors of the County of Orange, California, Dissolving Community Facilities District No. 87-3 (Mission Viejo) of the County of Orange and the Levy of Special Taxes and Ordering the Recordation of an Addendum to the Notice of Special Tax Lien Relating to Community Facilities District No. 87-3"; "An Ordinance of the Board of Supervisors of the County of Orange, California, Dissolving Community Facilities District No. 87-6 (Baker Ranch) of the County of Orange and the Levy of Special Taxes and Ordering the Recordation of an Addendum to the Notice of Special Tax Lien Relating to Community Facilities District No. 87-6"; "An Ordinance of the Board of Supervisors of the County of Orange, California, Dissolving Community Facilities

District No. 87-7 (Los Alisos) of the County of Orange and the Levy of Special Taxes and Ordering the Recordation of an Addendum to the Notice of Special Tax Lien Relating to Community Facilities District No. 87-7"; "An Ordinance of the Board of Supervisors of the County of Orange, California, Dissolving Community Facilities District No. 87-9 (Santa Teresita) of the County of Orange and the Levy of Special Taxes and Ordering the Recordation of an Addendum to the Notice of Special Tax Lien Relating to Community Facilities District No. 87-9"; "An Ordinance of the Board of Supervisors of the County of Orange, California, Dissolving Community Facilities District No. 88-1 (Aliso Viejo) of the County of Orange and the Levy of Special Taxes and Ordering the Recordation of an Addendum to the Notice of Special Tax Lien Relating to Community Facilities District No. 88-1"; and set second reading and adoption for 8/9/16, 9:30 a.m. - District 5

Human Resource Services:

42. Adopt 2017 Employee PPO Health Plan rates for Self-Funded Wellwise Choice and SharewellChoice - All Districts

43. Adopt 2017 Employee HMO Health Plan Rates; authorize Chief Human Resources Officer ordesignee to execute 2017 Cigna and Kaiser Group Service Policies after approval by State Department of Managed Health Care and report back to the Board if any changes to the policies are required and amend underlying agreements with Cigna and Kaiser as necessary in order to continue Wellness Programs - All Districts

44. Adopt 2017 Retiree Self-Funded PPO Health Plan Rates for Wellwise and Sharewell; authorizeChief Human Resources Officer and designee to continue to apply for Medicare Part D federal subsidy under Medicare Prescription Drug, Improvement and Modernization Act of 2003 for Wellwise retiree health plan - All Districts

45. Adopt 2017 Retiree Insured HMO and PPO Health Plan Rates; authorize Chief Human Resources Officer or designee to execute 2017 Group Service/Benefit Policies with Anthem Blue Cross, Kaiser Permanente Health Plan, Inc. and SCAN Health Plan after approval by State Department of Managed Care or Centers for Medicare and Medicaid Services and report back to the Board if any changes are required - All Districts

46. **Supervisor Nelson -** Direct Registrar of Voters to place "An Ordinance of the County of Orange, California Repealing Section 1-2-9 of the Codified Ordinances of the County of Orange and Adding Article I, Section 104 to the Charter of Orange County Imposing a Lifetime Limit on the Number of Terms for Members of the Orange County Board of Supervisors" on the ballot for Statewide General Election on November 8, 2016; direct County Counsel to prepare ballot language and impartial analysis of ordinance; and request Auditor-Controller to review measure and prepare a fiscal impact statement (Continued from 7/12/16, Item S29A)
Revised Title to read:
Supervisor Nelson - Direct Registrar of Voters to place "An Ordinance of the County of Orange, California ~~Repealing Section 1-2-9 of~~ *Adding Section 1-2-9.1* to the Codified Ordinances of the County of Orange ~~and Adding Article I, Section 104 to the Charter of Orange County~~ Imposing a Lifetime Limit on the Number of Terms for Members of the Orange County Board of Supervisors" on the ballot for Statewide General Election on November 8, 2016; direct County Counsel to prepare ballot language and impartial analysis of ordinance; and request Auditor-Controller to review measure and prepare a fiscal impact statement (Continued from

7/12/16, Item S29A)

47. **Vice Chair Steel -** Consider second reading and adoption of "An Ordinance of the County of Orange, State of California Amending Section 4-1-45 of the Codified Ordinances of the County of Orange Regarding the Restraint of Dogs"; and make California Environmental Quality Act and other findings (Continued from 4/26/16, Item 32; 5/10/16, Item 63)
Continued to 10/25/16, 9:30 A.M.

47A. **Supervisor Do -** Orange County Waste Management Commission - Remove Xuan-Nhi Van Ho effective immediately

47B. **OC Public Works -** Acting as Orange County Flood Control District - Approve Change Order No. 29 to agreement D10-035 with KEC Engineering for construction of Edinger Storm Channel Project ($2,114,461.15); and authorize Auditor-Controller to make related payments - Districts 1 and 2

IV. PUBLIC HEARINGS (None Scheduled)

V. CLOSED SESSION (Item CS-1)

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

CS-1. **Human Resource Services -** CONFERENCE WITH LABOR NEGOTIATOR - Pursuant to Government Code Section 54957.6:
Agency Negotiator: Brenda Diederichs
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

SCS2. **County Counsel -** CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1):
Name of Case: W.A. Rasic Construction Co., Inc. v. Orange County Flood Control District and the County of Orange, Orange County Superior Court Case No. 30-2015-00767173

SCS3. **County Counsel -** 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)

SCS4. **County Counsel -** CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1):
Name of Cases: Steve Castillo v. County of Orange, Code Enforcement, Orange County Superior Court Case No. 30-2014-00763116; Diane Le v. County of Orange Code Enforcement, Orange County Superior Court Case No. 30-2014-00763184; Thanh Le v. County of Orange Code Enforcement, Orange County Superior Court Case No. 30-2014-00763189

SCS5. **County Executive Office -** CONFERENCE WITH REAL PROPERTY NEGOTIATOR - Pursuant to Government Code Section 54956.8:
Property Location: John Wayne Airport County Negotiator: Scott D. Mayer, Chief Real Estate Officer
Negotiating Party: Signature Combs, Inc. Newport FBO Two, LLC dba Atlantic Aviation
Under Negotiation: Terms and Value of Future Leases

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:

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