REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

Tuesday, March 1, 2016, 9:00 A.M.

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

ATTENDANCE: All Present

EXCUSED: None

PRESENT:	COUNTY EXECUTIVE OFFICER	Frank Kim
	COUNTY COUNSEL	Leon J. Page
	CLERK OF THE BOARD	Robin Stieler

INVOCATION: Vice Chair Steel, Second District, gave the invocation

PLEDGE OF ALLEGIANCE: Supervisor Do, First District, led the assembly in the Pledge of Allegiance

I. PRESENTATIONS/INTRODUCTIONS

Chairwoman Bartlett presented a resolution proclaiming March as "Social Work Month"

Chairwoman Bartlett presented resolutions recognizing OC Waste & Recycling and its partner, Inside the Outdoors for receiving the Golden Bell Award from the California School Boards Association and the Governor's Environmental and Economic Leadership Award for their Project Zero Waste Program

II. CONSENT CALENDAR (Items 1-10)

31245 **APPROVED AS RECOMMENDED**

BOARD APPOINTMENTS

1. **Chairwoman Bartlett -** Orange County Veterans Advisory Council - Appoint Renee Taylor, San JuanCapistrano, to complete term ending 3/27/16

Supervisor Spitzer:

2. Community Action Partnership of Orange County - Appoint Patricia Healy, Irvine, for termconcurrent with 3rd District Supervisor's term of office

3. Orange Park Acres Advisory Committee - Appoint M. Cole Tachdjian, Orange Park Acres; andreappoint Kimiya Leuteritz, Orange Park Acres and Lance Mora, Orange, for terms ending 12/31/18

ELECTED DEPARTMENT HEADS

Sheriff-Coroner:

4. Accept Urban Areas Security Initiative (UASI) funds from the City of Santa Ana, FY 2015($13,636); approve agreement for transfer or purchase of equipment/services for reimbursement of training costs; and adopt resolution authorizing Sheriff-Coroner or designee to execute agreement and related documents - All Districts
RESO: 16-017

5. Approve Notice and Consent agreement with Microsoft Corporation to accept donation of one time installation services of Microsoft Azure Government product for secure off-site data storage ($12,000); and authorize Sheriff-Coroner or designee to execute agreement - All Districts

OC PUBLIC WORKS

6. Adopt resolution initiating 2016 Weed Abatement Program; set public hearing for 4/12/16, 9:30 a.m., toconsider assessment to private property for removal of weeds by County contractor; and make California Environmental Quality Act and other findings - All Districts
RESO: 16-018

7. Approve agreement MA-012-16011356 with Page & Turnbull, Inc. for on-call historical architecturalservices, 3/1/16 - 2/28/21 ($250,000); and authorize Director or designee to execute agreement - All Districts

OC WASTE & RECYCLING

8. Approve amendment 3 to agreement MA-299-13010267 with ES Engineering, Inc. assigning to ESEngineering Services, LLC for operation and maintenance services of groundwater control, monitoring and water supply systems, North Region Landfills; authorize Purchasing Agent or authorized Deputy to execute amendment; and make California Environmental Quality Act and other findings - Districts 3 and 4

GENERAL ADMINISTRATION

9. **Clerk of the Board -** Approve proposed amendments to the Conflict of Interest Code Designated FilerExhibits for the Orange County Sanitation District - All Districts

10. **Registrar of Voters -** Authorize Registrar of Voters or designee to increase stipend pay for Election Daypoll inspectors (from $100 to $130) and poll clerks (from $75 to $100), effective 3/1/16 - All Districts

END OF CONSENT CALENDAR

III. DISCUSSION ITEMS (Items 11-S20C)

ELECTED DEPARTMENT HEADS

Sheriff-Coroner:

11. Accept 2015 Homeland Security Grant Program award from California Office of EmergencyServices ($3,246,513); authorize Purchasing Agent or authorized Deputy to purchase related equipment; approve related documents and authorize Sheriff-Coroner or designee to execute agreement; and authorize Auditor-Controller to transfer funds or property to other entities under certain conditions - All Districts

14345 **APPROVED AS RECOMMENDED**

12. Approve amendment 1 to five-year agreement with Orange County Transportation Authority forlaw enforcement services, 7/1/15 - 6/30/20 - All Districts

15234 **APPROVED AS RECOMMENDED**

HEALTH CARE AGENCY

13. Approve selection of and agreements with Child Guidance Center, Inc. ($15,233,526), Community Service Programs, Inc. ($1,787,873), Pathways Community Services, LLC ($15,461,244), South Coast Children's Society, Inc. dba South Coast Community Services ($2,331,805) and Western Youth Services ($27,662,395) for Behavioral Health Outpatient services for Children and Youth, 3/1/16 - 6/30/18; and authorize Director or designee to exercise cost contingency increase of agreements not to exceed 10% under certain conditions and to execute agreements - All Districts

21345 **APPROVED AS RECOMMENDED**

OC PUBLIC WORKS

14. Approve agreements MA-012-16011106 with Michael Baker International, Inc. and MA-012-16011160with Stantec Consulting Services, Inc. for on-call civil engineering services, 3/1/16 - 4/22/18 ($400,000 each); approve agreements MA-012-16011076 with ICF Jones & Stokes, Inc., MA-012-16011026 with PCR Services Corporation and MA-012-16011107 with Stantec Consulting Services, Inc. for on-call environmental/regulatory permitting services, 3/1/16 - 4/22/18 ($400,000 each); approve agreement MA-012-16011108 with GHD, Inc. for on-call coastal engineering services, 3/1/16 - 4/22/18 ($400,000); approve extension of three architect-engineer slates for civil and coastal engineering, and environmental/regulatory permitting services, extending term to 4/22/18; and authorize Director or designee to execute agreements - All Districts

41235 **APPROVED AS RECOMMENDED**

15. Approve agreements MA-012-16011080 with Dougherty + Dougherty Architects, LLP and MA-012-16011199 with J.C. Chang & Associates, Inc. for on-call architectural services, 3/1/16 - 5/20/18 ($400,000 each); approve extension of three architect-engineer slates for architectural, contract administration/management and landscape architect services, extending term to 5/20/18; and authorize Director or designee to execute agreements - All Districts

21345 **APPROVED AS RECOMMENDED**

GENERAL ADMINISTRATION

County Executive Office:

16. Approve Assumption and Consent agreements with Events.com, Inc. to assume agreement withPixelPushers, Inc. dba Civica Software and with Granicus, Inc. to assume agreement with Civica Software, Inc. for eGovernment services; approve amendment 2 to renew agreement MA-017-12011201 with Granicus, Inc. for eGovernment services, effective 3/28/16 - 3/27/19 ($824,964; cumulative total $2,519,305) with option to renew for two additional one-year periods; and authorize Purchasing Agent or authorized Deputy to execute agreements and amendment - All Districts

15235 **APPROVED AS RECOMMENDED**

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

12345 **APPROVED AS RECOMMENDED**

18. Approve grant applications/awards submitted by Health Care Agency in 3/1/16 grant report andother actions as recommended - All Districts

41235 **APPROVED AS RECOMMENDED**

19. Adopt resolution approving property tax exchange with Orange County Sanitation District andIrvine Ranch Water District for Sanitation District Area 7 - District 3

35124 **APPROVED AS RECOMMENDED**
RESO: 16-019

20. **Human Resource Services -** Approve and adopt 2015 - 2018 Memorandum of Understanding withInternational Union of Operating Engineers - Local 501, 6/26/15 - 6/22/18 - All Districts

42135 **APPROVED AS RECOMMENDED**

S20A. **County Counsel -** Direct County Counsel to provide written notice of termination of agreement to Stephen Connolly, Executive Director of Office of Independent Review, effective 3/31/16 - All Districts

B.O. **DELETED**

OC PUBLIC WORKS

S20B. Approve agreements MA-017-16011260 with Chambers Group, Inc., MA-017-16011261 with ECORPConsulting, Inc., MA-017-16011262 with PlaceWorks, Inc., MA-017-16011263 with LSA Associates, Inc., MA-017-16011264 with Psomas and MA-017-16011265 with EPD Solutions, Inc. for on-call environmental investigations services, 3/1/16 - 2/28/21 ($500,000 each); and authorize Director or designee to execute agreements - All Districts

B.O. **CONTINUED TO 3/15/16, 9:30 A.M.**

GENERAL ADMINISTRATION

S20C. **Supervisor Do -** Direct Registrar of Voters to place "An Ordinance of the County of Orange, California,Requiring Fiscal Impact Statements for Countywide Measures Placed on the Ballot and Adding Article VII, Section 701 to the Charter of Orange County" on the ballot for Presidential Primary Election on June 7, 2016; and direct County Counsel to prepare ballot language and impartial analysis of ordinance

13245 **APPROVED WITH AMENDMENT TO ORDINANCE SECTION 701 TO READ AS**

FOLLOWS: FOR ANY COUNTYWIDE MEASURE PLACED ON THE BALLOT, THE AUDITOR-CONTROLLER SHALL REVIEW THE MEASURE AND PREPARE A FISCAL IMPACT STATEMENT WHICH ESTIMATES THE AMOUNT, IF ANY, OF ANY INCREASE OR DECREASE IN REVENUES OR COSTS TO THE COUNTY AS WELL AS ANY APPLICABLE FUNDING SOURCE OR FUNDING MECHANISM IF THE PROPOSED MEASURE IS ADOPTED. IN PREPARING THE FISCAL IMPACT STATEMENT, THE AUDITOR-CONTROLLER SHALL NOT SPECULATE, AND SHALL IDENTIFY ONLY THOSE FISCAL IMPACTS THAT ARE READILY DISCERNIBLE. THE FISCAL IMPACT STATEMENT IS "OFFICIAL MATTER" WITHIN THE MEANING OF ELECTIONS CODE SECTION 13303, AND SHALL BE PRINTED PRECEDING THE ARGUMENTS FOR AND AGAINST THE MEASURE. THE FISCAL IMPACT STATEMENT MAY NOT EXCEED 500 WORDS IN LENGTH.

IV. PUBLIC HEARINGS (Item 21)

OC PUBLIC WORKS

21. Public Hearing to consider first reading and adoption of "An Ordinance of the County of Orange, California Amending Sections 7-9-133.1 through 7-9-133.5 of the Codified Ordinances of the County of Orange Related to the County of Orange Landscape Irrigation Code"; and consider application of Final Negative Declaration IP 90-40 and Addendum IP 15-386 and other findings - All Districts (Continued from 2/23/16, Item 32)

B.O. **CONTINUED TO 3/15/16, 9:30 A.M.**

V. CLOSED SESSION (Items CS-1-SCS5)

GENERAL ADMINISTRATION

CS-1. **County Counsel -** CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1):
Name of Case: In re Arbitration between County of Orange v. Atos Governmental IT Outsourcing Services, LLC

B.O. **HELD, NO REPORTABLE ACTION**

CS-2. **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

B.O. **HELD, NO REPORTABLE ACTION**

County Executive Office:

SCS3. CONFERENCE WITH REAL PROPERTY NEGOTIATOR - Pursuant to Government CodeSection 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

B.O. **HELD, NO REPORTABLE ACTION**

SCS4. CONFERENCE WITH REAL PROPERTY NEGOTIATOR - Pursuant to Government CodeSection 54956.8:
Property Location: Bridge and Access Easement from Alicia Parkway to and over Aliso and Wood Canyons Park
County Negotiator: Scott D. Mayer, Chief Real Estate Officer
Negotiating Party: South Orange County Wastewater Authority
Under Negotiation: Terms of Easement and Property Acquisition

B.O. **HELD, NO REPORTABLE ACTION**

SCS5. **Human Resource Services** - PUBLIC EMPLOYEE APPOINTMENT - Pursuant to Government CodeSection 54957(b):
Title: Performance Audit Director

B.O. **HELD, NO REPORTABLE ACTION**

VI. PUBLIC, CEO, BOARD COMMENTS & ADJOURNMENT

PUBLIC COMMENTS:

Wiley Drake - Oral Re: Congressional Prayer Conference, concerns with $12 million lawsuit that was paid by the County

J. Steven Davis -Oral Re: Protection of constitutional rights

Michael Klubnikin - Oral Re: Deletion of agenda item regarding the Office of Independent Review

Ilya Tseglin - Oral Re: Nate Tseglin, public office corruption and organized crime, Public Defender, OC Regional Center, Adult Protective Services, Social Services, Judges, corruption

Robert Tseglin - Oral Re: Nate Tseglin, brother kidnapped by Irvine Police Department, Public Defender, Adult Protective Services

COUNTY EXECUTIVE OFFICER COMMENTS:

None

BOARD COMMENTS:

Supervisor Spitzer - Oral Re: Free Pet Adoption Event to be held on March 19, 2016 at the OC Animal Shelter

ADJOURNED: 10:31 A.M.

52134 **Adjourned in memory of Dolf Keller**

*** KEY ***

Left Margin Notes

1. = Supervisor Do
2. = Supervisor Steel
3. = Supervisor Spitzer
4. = Supervisor Nelson
5. = Supervisor Bartlett

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)

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Chairwoman, Orange County Board of Supervisors

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Orange County Clerk of the Board