REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

Tuesday, June 26, 2012, 9:30 A.M.

BOARD HEARING ROOM, FIRST FLOOR
333 W. Santa Ana Blvd., 10 Civic Center Plaza
Santa Ana, California

JOHN M. W. MOORLACH
CHAIRMAN
Second District

SHAWN NELSON
VICE CHAIRMAN
Fourth District

JANET NGUYEN
SUPERVISOR
First District

BILL CAMPBELL
SUPERVISOR
Third District

PATRICIA BATES
SUPERVISOR
Fifth District

ATTENDANCE: All Present

EXCUSED: None

PRESENT:	COUNTY EXECUTIVE OFFICER	Thomas G. Mauk
	COUNTY COUNSEL	Nicholas S. Chrisos
	CLERK OF THE BOARD	Susan Novak

INVOCATION: Supervisor Nguyen, First District, gave the invocation

PLEDGE OF ALLEGIANCE: Supervisor Nelson, Fourth District, led the assembly in the Pledge of Allegiance

I. PRESENTATIONS/INTRODUCTIONS

Chairman Moorlach proclaimed John Wayne Airport's Explosive Detection Team's exercise yard as Mike Mullen K-9 Training Facility

Chairman Moorlach will be presenting a resolution to Thomas V. McKernan, Chief Executive Officer, Automobile Club of Southern California on his retirement
CONTINUED TO 7/17/12, 9:30 A.M.

II. CONSENT CALENDAR (Items 1-36)

34152 **APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEM 16 WHICH**

WAS DELETED; ITEMS 3, 14, 34 & 35 WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE AND ITEM 28 RECEIVED A NO VOTE FROM SUPERVISOR NELSON

DEPARTMENT APPOINTMENTS

1. **Health Care Agency -** Mental Health Board - Reappoint Carolyn Nguyen, M.D., Huntington Beach, for term ending 3/14/15 - All Districts

ELECTED DEPARTMENT HEADS

2. **District Attorney -** Approve agreement PO-026-120113431 with CDW LLC dba CDW Government LLC for purchase of forensic computer equipment federally funded by Southwest Border Prosecution Initiative (SWBPI) ($73,658.98); and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

Sheriff-Coroner:

3. Approve agreement PO-060-12013509 with Hewlett-Packard for provision of computer hardware and accessories, commencing 6/26/12; and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

23145 **APPROVED AS RECOMMENDED**

4. Approve agreement with City of Santa Ana for law enforcement helicopter services, 7/1/12 - 6/30/14 ($351,842); and authorize Sheriff-Coroner or designee to execute amendments under certain conditions - District 1

5. Approve amendment 1 to agreement MA-060-12011116 with Techxtend for maintenance of data storage systems, 6/30/12 - 8/31/12 ($28,799; new total $81,699); and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts

6. Approve agreement MA-060-12011890 with Pen-Link Ltd. for maintenance and support of Pen-Link software, 7/1/12 - 6/30/17 ($45,334 year one, $34,000 year two, $37,400 year three, $39,270 year four, $41,233 year five); and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

7. Approve amendment 3 to agreement MA-060-12012199 with Pacific Bell Telephone Company, dba AT&T Datacomm for equipment maintenance, 7/1/12 - 6/30/13 ($195,714); and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts

8. **Treasurer-Tax Collector -** Approve amendment 9 to agreement MA 074-10010057 (formerly N2000004284) with SunGard AvantGard LLC for maintenance and support services for AvantGard Quantum System, 7/1/12 - 6/30/15 ($77,000 per FY); renewable for two additional one-year periods; and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

HEALTH CARE AGENCY

9. Approve selection of and agreement with Orange County Department of Education for alcohol

and other drug prevention services, 7/1/12 - 6/30/14 ($157,866 per year); and authorize Director or designee to execute agreement - All Districts

10. Approve amendment 3 to master agreement MA-042-11012109 with Decade Software Company, LLC for software licensing maintenance and support services, 8/1/11 - 1/31/13 ($108,675; new total $397,025); and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts

11. Approve master agreement MA-042-12011563 with Pacific Bell Telephone Company, dba AT&T DataComm for network equipment maintenance, 7/1/12 - 6/30/13 ($218,555); renewable annually for two years; and authorize Purchasing Agent or authorized Deputy to execute master agreement - All Districts

12. Approve agreement TEA19-11-55 with State Department of Resources Recycling and Recovery (CalRecycle) for Waste Tire Program, 6/30/12 - 9/30/13 ($462,755); and authorize Director or designee to execute agreement - All Districts

13. Approve master agreement with various school districts for educationally related mental health services, 7/1/12 - 6/30/13; and authorize Director or designee to execute individual agreements - All Districts

14. Approve agreement with State Department of Health Care Services to the Hold County Harmless for Federal Financial Participation Retained by State, 2/1/10 - 10/31/15; and authorize Director or designee to execute agreement - All Districts

23145 **APPROVED AS RECOMMENDED**

15. Approve amendment 3 to master agreement MA-042-12010397 and renewal to master agreement MA-042-12010397 as MA-042-12011804 with ImageTrend, Inc. for Orange County Medical Emergency Data System, 11/1/11 - 10/31/12 ($62,444; new total $162,372) and 11/1/12 - 10/31/13 ($114,658); and authorize Purchasing Agent or authorized Deputy to execute master agreements - All Districts

OC PUBLIC WORKS

16. Receive and file Traffic Committee Report dated 3/15/12; approve recommendations; adopt resolution; and make California Environmental Quality Act findings - District 3 (Continued from 5/22/12, Item 26)

34152 **DELETED**

17. Approve amendment 1 to agreement D11-022 with State Department of Transportation and amendment 1 to agreement D11-020 with Rancho Mission Viejo Community Development, LLC for additional County drainage maintenance and landscape responsibilities of Ortega Highway - District 5

18. Approve County 7-Year Transportation Capital Improvement Program for submittal to Orange County Transportation Authority for Measure M funds; and make California Environmental Quality Act findings - All Districts

19. Approve amendment 1 to Proposition 1B 2nd allocation project list and amendment 2 to Proposition 1B 4th allocation project list for street improvements, traffic congestion relief and traffic safety; authorize Public Works to submit lists to State Department of Finance; and make

California Environmental Quality Act findings- All Districts

20. Approve agreement D12-030 with the City of Santa Ana for selenium diversion study in the Santa Ana-Delhi Channel Watershed ($60,000); and make California Environmental Quality Act findings - Districts 1, 2, 3 and 5

21. Adopt resolution approving adjustments to Local Park Code Land Values Table, FY 2012-13; and make California Environmental Quality Act findings - All Districts
RESO: 12-069

22. Approve amendment 1 to agreement CT-080-12010605 with CB Richard Ellis for real estate transaction services; and make California Environmental Quality Act findings - All Districts

Acting as the Orange County Flood Control District:

23. Approve plans and specifications and set bid opening for 8/1/12, 2:00 p.m., for the East Garden Grove-Wintersburg Channel Improvement Project; authorize Director or designee to execute agreement D12-011 with the California State Lands Commission for staff time to oversee construction activities impacting the State property ($40,000), two-year term; and make California Environmental Quality Act and other findings - District 2

24. Approve quitclaim deed to Irvine Community Development Company LLC for access between Tomato Springs Road and Bee Canyon Basin; and make California Environmental Quality Act findings - District 3

25. Reject all bids and re-advertise at a future date for Trabuco Creek Channel Levee Protection Phase VII Project; and make California Environmental Quality Act findings - District 5

PUBLIC PROTECTION

Probation:

26. Approve agreement with Orange County Superintendent of Schools for personnel support services for programs conducted at Youth Guidance Center, Youth Leadership Academy and Juvenile Hall, 7/1/12 - 6/30/13 ($327,000); and make California Environmental Quality Act findings - All Districts

27. Approve agreement with Orange County Superintendent of Schools for provision of Community Reentry Educational and Vocational Services funded under the Youthful Offender Block Grant, 7/1/12 - 6/30/13 ($130,221); renewable for one additional year; and make California Environmental Quality Act findings - Districts 3 & 5

28. **Office of Independent Review** - Approve agreements with Stephen Connolly as Executive Director, 9/1/12 - 8/31/13 ($210,000 per year plus County Executive Manager car allowance subject to continuing appropriations) and with John W Harris as Investigations Analyst, 9/1/12 - 8/31/13 ($91,800 per year) for Office of Independent Review - All Districts

34152 N **APPROVED AS RECOMMENDED**

SOCIAL SERVICES AGENCY

29. Approve non-financial Memorandum of Understanding with Court Appointed Special Advocates and Seneca Family of Agencies for creating family connections services, 7/1/12 - 6/30/15; and authorize Director or designee to execute MOU - All Districts

30. Approve Memorandum of Understanding CNH0312 with Continuing Development, Inc. for early childhood education services, Tustin Family Campus, 6/27/12 - 6/30/13 - District 3

GENERAL ADMINISTRATION

31. **Clerk of the Board -** Adopt revised Assessment Appeals Board and Hearing Officer Rules of Procedure governing local Board of Equalization process - All Districts

32. **County Executive Office -** Approve agreement with Sharon Browning and Associates for 2012 Strategic Planning Project ($30,000) - All Districts

Internal Audit:

33. Receive and file Internal Audit Department Monthly Status Report for May 2012 - All Districts

34. Approve amended Bylaws to Audit Oversight Committee clarifying private sector membership terms of office - All Districts

25134 **APPROVED AS RECOMMENDED**

Registrar of Voters:

35. Receive and file certified Statement of Votes Cast for June 5, 2012 Presidential Primary Election - All Districts

32145 **APPROVED AS RECOMMENDED**

36. Receive and file Certification of results of May 22, 2012 Board of Retirement election; and declare elected the person having the highest number of votes for Safety Member and Alternate Member for three year term, commencing 7/1/12 - All Districts

END OF CONSENT CALENDAR

III. DISCUSSION ITEMS (Items 37-74)

GENERAL ADMINISTRATION

37. **County Executive Office -** Adopt FY 2012-13 Final Budget resolution; establish District Attorney and Sheriff-Coroner Special appropriations; direct Auditor-Controller to encumber HP Enterprises Services LLC agreement; approve various Internal Services Fund billing rates; approve FY 2012-13 employee and employer retirement contribution rates; amend Master Position Control; adopt resolutions authorizing various temporary transfer of funds; and other related actions - All Districts

32145 **APPROVED AS RECOMMENDED**
RESO: 12-070 - 12-075

ELECTED DEPARTMENT HEADS

38. **Clerk-Recorder -** Approve agreements with Los Angeles County Registrar-Recorder/County Clerk for system maintenance of multi-county Electronic Recordings Delivery System (SECURE), 7/1/12 - 12/31/13 ($130,125) and 1/1/14 - 6/30/15 ($288,750) and for development of (SECURE) Version Three, 7/1/12 - 12/31/13 ($292,500); renewable for two one-year periods ($770,000 per FY); and authorize Clerk Recorder or designee to execute agreements and to exercise contingency cost increase not to exceed 10% - All Districts

43152 **APPROVED AS RECOMMENDED**

Sheriff-Coroner:

39. Approve agreement with City of Aliso Viejo for law enforcement services, 7/1/12 - 6/30/13 ($6,355,155); authorize Sheriff-Coroner to execute amendments; and extend agreements under certain conditions, 7/1/13 - 8/31/13 - District 5

35142 N **APPROVED AS RECOMMENDED**

40. Approve agreement with City of Dana Point for law enforcement services, 7/1/12 - 6/30/13 ($9,316,703); authorize Sheriff-Coroner to execute amendments; and extend agreements under certain conditions, 7/1/13 - 8/31/13 - District 5

35142 N **APPROVED AS RECOMMENDED**

41. Approve agreement with City of Laguna Niguel for law enforcement services, 7/1/12 - 6/30/13 ($9,275,931); authorize Sheriff-Coroner to execute amendments; and extend agreements under certain conditions, 7/1/13 - 8/31/13 - District 5

35142 N **APPROVED AS RECOMMENDED**

42. Approve amendment 2 to agreement with Orange County Transportation Authority (OCTA) for law enforcement services, 7/1/12 - 6/30/13 ($5,164,662); and approve special and supplemental services, 7/1/12 - 6/30/13 ($524,230) - All Districts

35142 **APPROVED AS RECOMMENDED**

43. Approve amendment 3 to five-year agreement with the City of San Juan Capistrano for law enforcement services, 7/1/12 - 6/30/13 ($7,350,382); and authorize Sheriff-Coroner to execute amendment under certain conditions - District 5

35142 **APPROVED AS RECOMMENDED**

44. Approve amendment 4 to five-year agreement with the City of Villa Park for law enforcement services, 7/1/12 - 6/30/13 ($1,149,447); and authorize Sheriff-Coroner to execute amendment under certain conditions - District 3

35142 **APPROVED AS RECOMMENDED**

45. Approve agreement with City of Laguna Hills for law enforcement services, 7/1/12 - 6/30/13 ($6,633,168); authorize Sheriff-Coroner to execute amendments under certain conditions; and authorize Sheriff-Coroner to extend agreements under certain conditions, 7/1/13 - 8/31/13 - District 5

35142 **APPROVED AS RECOMMENDED**
N

46. Approve agreement with City of Lake Forest for law enforcement services, 7/1/12 - 6/30/13 ($12,455,023); authorize Sheriff-Coroner to execute amendments; and extend agreements under certain conditions, 7/1/13 - 8/31/13 - District 5

35142 **APPROVED AS RECOMMENDED**
N

47. Approve agreement with City of Mission Viejo for law enforcement services, 7/1/12 - 6/30/13 ($15,471,819); authorize Sheriff-Coroner to execute amendments under certain conditions; and authorize Sheriff-Coroner to extend agreements under certain conditions, 7/1/13 - 8/31/13 - District 5

35142 **APPROVED AS RECOMMENDED**
N

48. Approve agreement with City of Rancho Santa Margarita for law enforcement services, 7/1/12 - 6/30/13 ($7,289,648); authorize Sheriff-Coroner to execute amendments; and extend agreements under certain conditions, 7/1/13 - 8/31/13 - District 5

35142 **APPROVED AS RECOMMENDED**
N

49. Approve agreement with City of San Clemente for law enforcement services, 7/1/12 - 6/30/13 ($11,931,782); authorize Sheriff-Coroner to execute amendments; and extend agreements under certain conditions, 7/1/13 - 8/31/13 - District 5

35142 **APPROVED AS RECOMMENDED**
N

50. Approve amendment 4 to the five-year agreement with the City of Stanton for law enforcement services, 7/1/12 - 11/30/12 ($701,667 per month); and authorize Sheriff-Coroner to execute amendments under certain conditions - District 2

35142 **APPROVED AS RECOMMENDED**

51. Approve agreement MA-060-12012101 with Future Concepts Internet Solutions, Inc. for purchase, installation and maintenance of Antaresx system, 6/26/12 - 6/25/13 ($879,820); and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

45132 **APPROVED AS RECOMMENDED**
X

52. Approve amendment 1 to five-year agreement with City of Garden Grove for enhanced forensic services, 7/1/12 - 6/30/13 ($407,083); and authorize Sheriff-Coroner or designee to execute amendments under certain conditions - District 1

15342 **APPROVED AS RECOMMENDED**
X

53. Approve amendment 6 to agreement MA-060-12012001 with Pepperdine University for provision of youth diversion counseling services, 7/1/12 - 6/30/13 ($350,705); and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts

51342 **APPROVED AS RECOMMENDED**
X

54. Approve agreement with the City of Laguna Woods for law enforcement services, 7/1/12 - 6/30/13 ($1,331,904) - District 5

35142 **APPROVED AS RECOMMENDED**
N

HEALTH CARE AGENCY

55. Approve selection of and agreements with College Community Services for Criminal Justice, 7/1/12 - 6/30/14 ($2,268,145 per year) and Older Adult, 7/1/12 - 6/30/14 ($2,885,215 per year) Full Service Partnership services and with Telecare Corporation for Collaborative Court Full Service Partnership services, 7/1/12 - 6/30/13 ($2,308,232) and 7/1/13 - 6/30/14 ($2,029,128); approve amendment 1 to agreements with Orange County Mental Health Association dba Mental Health Association of Orange County , 7/1/11 - 10/31/12 ($687,405; new total $3,645,070) and Telecare Corporation, 7/1/11 - 10/31/12 ($1,355,725; new total $5,422,901) for Full Services Partnership services; and authorize Director or designee to execute agreements and amendments - All Districts

14352 **APPROVED AS RECOMMENDED**
X

56. Approve selection of and agreement with Share Our Selves Corporation for expanded healthcare services, 8/1/12 - 6/30/14 ($1,268,000); and authorize Director or designee to execute agreement - All Districts (Continued from 6/19/12, Item 49)

1 **MOTION FAILED TO GET A SECOND TO NOT SUPPORT STAFF RECOMMENDATIONS AND TO DIRECT STAFF TO RETURN TO THE BOARD WITH OPTIONS, INCLUDING REPROGRAMMING OF FUNDS AMONG THE COMMUNITY CLINICS**

42135 **APPROVED AS RECOMMENDED**
NX

JOHN WAYNE AIRPORT

57. Approve agreement with BridgeNet International for Access/GANO software upgrade ($417,550); and make California Environmental Quality Act findings; and authorize Purchasing Agent or authorized Deputy to execute agreement - District 2

24135 **APPROVED AS RECOMMENDED**
X

OC COMMUNITY RESOURCES

58. Approve grant deed to United States Department of Agriculture - Forest Service for transfer of Santiago Truck Trail Property for public access to Cleveland National Forest; authorize Director or designee to execute grant deed and related documents; and make California Environmental Quality Act and other findings - All Districts (4/5 vote of members present) (Continued from 5/22/12, Item 70)

B.O. **CONTINUED TO 7/31/12, 9:30 A.M.**

59. Receive and file Ten-Year Plan to End Homelessness Status Report; and authorize submission of Ten Year Plan to End Homelessness status report on a semi annual basis - All Districts

23145 **APPROVED AS RECOMMENDED**

60. Consider first reading of "An Ordinance of the County of Orange, California Amending Section 4-1-95 of the Codified Ordinances of the County of Orange to Authorize the Director of OC Animal Care to Impose Dog Ownership Restrictions on the Owners or Custodians of Dogs Declared to be Vicious"; and set second reading and adoption for 7/17/12, 9:30 a.m. - All Districts (Continued from 6/19/12, Item 64)

54132 X **APPROVED AS RECOMMENDED**

61. Approve Workforce Investment Act (WIA) Master Cost Reimbursement agreements with approved various vendors for continued WIA employment and training services, 7/1/12 - 6/30/13 ($8,468,762); authorize Director or designee to execute master agreements and exercise cost contingency increase or decrease not to exceed 10% and make line item budget transfers under certain conditions - All Districts (Continued from 6/19/12, Item 56)

15342 X **APPROVED STAFF RECOMMENDATIONS TO RENEW AGREEMENTS FOR ONE YEAR AND DIRECTED STAFF TO ISSUE A RFP FOR NEXT YEAR'S AGREEMENTS**

62. Approve amendment 1 to agreement with Orange County Human Relations Council for human relations programs and services, 7/1/12 - 6/30/13 ($302,000); and authorize Director or designee to execute agreement - All Districts (Continued from 6/19/12, Item 57)

51342 N **APPROVED MODIFIED RECOMMENDED ACTIONS REDUCING FY 12/13 AGREEMENT BY $50,000 FOR A REVISED NOT TO EXCEED AMOUNT OF $252,000 AND DIRECTED STAFF TO RETURN TO THE BOARD NEXT YEAR WITH OPTIONS FOR A PLANNED PHASE DOWN APPROACH FOR CONSIDERATION AND A CLEARER DEFINITION OF THE COUNCIL'S ROLE AND REVIEW OF SERVICES**

63. Approve continued use of State Eligible Training Provider List for Workforce Investment Act training provider selection; and authorize Director or designee to execute individual agreements, 7/1/12 - 6/30/14 ($5,000,000; $6,500 per person) - All Districts (Continued from 6/19/12, Item 65)

24135 X **CONTINUED TO 7/17/12, 9:30 A.M.**

OC PUBLIC WORKS

64. Approve agreements MA-080-12011940 with Great Cleaning Services ($136,476) and MA-080-12011950 with Bellas Janitorial Services ($140,520) for janitorial services at various County facilities, 7/1/12 - 6/30/13; renewable for four one-year periods; and make California

Environmental Quality Act findings - Districts 1, 3 and 5 (Continued from 5/22/12, Item 75)
B.O. **DELETED**

65. **Acting as the Board of Supervisors and Orange County Flood Control District** - Approve agreement D11-066 with the cities of Costa Mesa, Irvine, Laguna Hills, Laguna Woods, Lake Forest, Newport Beach, Orange, Santa Ana, and Tustin, Irvine Company, Irvine Ranch Water District and Lennar for continued water quality and environmental protection support in the Newport Bay Watershed, 7/1/12 - 6/30/15; authorize Director or designee to extend term three additional years; and make California Environmental Quality Act findings - Districts 1, 2, 3, and 5
21345 **APPROVED AS RECOMMENDED**
X

SOCIAL SERVICES AGENCY

66. Approve Memorandum of Understanding CLC2712 with Children and Families Commission of Orange County for early childhood system of care services, 7/1/12 - 6/30/14 ($1,353,004) - All Districts
15342 **APPROVED AS RECOMMENDED**
X

67. Approve selection of and approve agreement CLC1012 with Family Support Network for parent mentor services, 7/1/12 - 6/30/15 ($521,754); and authorize Director or designee to extend term of agreements for up to twelve additional months under the same terms and conditions without further Board approval - All Districts
14352 **APPROVED AS RECOMMENDED**
X

GENERAL ADMINISTRATION

County Executive Office:

68. Receive and file status report and approve termination of declaration of emergency for Data Center HVAC 2012 Upgrades originally approved on 4/17/12 - All Districts (Continued from 5/1/12, Item 40; 5/8/12, Item 39; 5/22/12, Item 89; 6/12/12, Item 5)
12345 **APPROVED AS RECOMMENDED**
X

69. Approve agreement MA-017-12012095 with GovDelivery, Inc. for E-mail Subscription Management services, 7/18/12 - 7/17/13 ($60,588); and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts
45132 **APPROVED AS RECOMMENDED**
X

70. Approve recommended positions on introduced or amended legislation and consider other legislative subject matters - All Districts
51342 **APPROVED AS RECOMMENDED**
XN

71. Approve grant applications/awards submitted by District Attorney, OC Public Works and OC Community Resources in 6/26/12 grant report and other actions as

recommended; adopt resolutions authorizing District Attorney or designee to execute grant agreements and amendments with State Department of insurance (DOI) for Automobile Insurance Fraud Programs ($1,396,415), Organized Automobile Fraud Activity Interdiction Investigation and Prosecution Program ($597,271) and Disability and Healthcare Insurance Fraud Program ($656,381), 7/1/12 - 6/30/13; adopt resolutions authorizing District Attorney or designee to execute grant agreements and amendments with State Emergency Management Agency (CalEMA) for Victim/Witness Assistance Program, 7/1/12 - 6/30/13 ($1,044,013) and Vertical Prosecution Block Grant Program, 7/1/08 - 12/31/12 ($4,631; new total $1,707,475); and make California Environmental Quality Act and other findings; and adopt resolution authorizing OC Community Resources Director or designee to execute grant application with Orange County Transportation Authority and related documents for congestion Mitigation and Air Quality for Coyote Creek Class I Bikeway Project - All Districts

15342 X **APPROVED AS RECOMMENDED**

RESO: 12-076 - 12-081

72. Approve revised 2007 Contract Policy Manual; and authorize County Purchasing Agent to execute 2012 manual incorporating all revised policies - All Districts

B.O. **CONTINUED TO 7/17/12, 9:30 A.M.**

73. Receive and file staff report regarding voter approved pension measures and receive staff presentation - All Districts

RECEIVED AND FILED

74. **Human Resources Department -** Authorize to proceed with initial planning efforts to recentralize human resources services under Human Resources (HR) Department; direct Office of Performance Audit Director to suspend its current audit of Countywide Construction Management and assist HR Department with its planning effort; and direct County Executive Office to return to the Board with a specific action plan to implement this major reorganization - All Districts

45132 X **APPROVED AS RECOMMENDED**

IV. PUBLIC HEARINGS (Item 75)

HEALTH CARE AGENCY

75. Public Hearing to consider adopting resolution approving recommended methodology for calculation and application of future annual adjustments for 911 emergency Basic Life Support maximum ambulance rates, effective July 1st of each year; and updating maximum Basic Life Support Ambulance and Orange County Fire Authority's advanced life support paramedic assessment and transportation rates; rescinding Resolution 08-075, effective 7/1/12 - All Districts

B.O. **CONTINUED TO 7/17/12, 9:30 A.M.**

V. CLOSED SESSION (Items CS-1-CS-6)

GENERAL ADMINISTRATION

County Counsel:

CS-1. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(a):
Name of Case: County of Orange v. Air California et. al., United States District Court Case No. CV 85-1542

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

CS-2. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(a):
Name of Case: Mark Shearer v. County of Orange and Shawn Fernandez, et al., Orange County Superior Court Case No. 30-2010 00434882

B.O. **HELD, THE CLERK READ: BY A UNANIMOUS VOTE WITH SUPERVISOR CAMPBELL BEING ABSENT, THE BOARD APPROVED A PROPOSED SETTLEMENT IN THE CASE OF MARK SHEARER V. COUNTY OF ORANGE AND SHAWN FERNANDEZ, ET AL. THE PROPOSED SETTLEMENT REMAINS SUBJECT TO FINAL APPROVAL OF OTHERS. AS SOON AS THE PROPOSED SETTLEMENT BECOMES FINAL, DETAILS WILL BE MADE AVAILABLE IN THE OFFICE OF CEO/RISK MANAGEMENT TO ANY PERSON WHO INQUIRES.**

CS-3. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(a):
Name of Case: County of Orange v. Eastcom Corp., etc., et al., OCSC Case No. 30-2011-00526759

B.O. **HELD, THE CLERK READ: BY A UNANIMOUS VOTE WITH SUPERVISOR CAMPBELL BEING ABSENT, THE BOARD AUTHORIZED COUNTY COUNSEL TO RETAIN THE LAW FIRM OF BEST BEST & KRIEGER TO PROVIDE ADVISORY AND LITIGATION SERVICES TO THE COUNTY OF ORANGE IN CONNECTION WITH COUNTY OF ORANGE V. EASTCOM CORP., ORANGE COUNTY SUPERIOR COURT CASE NO. 30-2011-00526759.**

CS-4. **County Executive Office -** CONFERENCE WITH REAL PROPERTY NEGOTIATOR - Pursuant to Government Code Section 54956.8:
Property Location: Various locations
County Negotiator: Thomas G. Mauk
Negotiating Party: Purchasers and sellers of buildings
Under Negotiation: Terms and value of future sale(s) and acquisition(s), including: County owned property in Santa Ana Civic Center; 801 W. Civic Center Drive, Santa Ana, CA; 405 W. 5th Street, Santa Ana, CA; 200 Santa Ana Blvd., Santa Ana , CA
(Continued from 5/22/12, Item CS-2)

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

Human Resources Department:

CS-5. PUBLIC EMPLOYEE PERFORMANCE EVALUATION - Pursuant to Government Code Section 54957:
Title: County Executive Officer

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

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

Section 54957.6:
Agency Negotiator: Thomas G. Mauk
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), International Union of Operating Engineers (IUOE), Orange County Attorneys Association (OCAA), Orange County Employees Association (OCEA) and Orange County Managers Association (OCMA)
RE: Terms and Conditions of Employment

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

VI. PUBLIC, CEO, BOARD & EMAIL COMMENTS & ADJOURNMENT

PUBLIC COMMENTS:
Michael Klubnikin - Oral Re: Public Guardian

COUNTY EXECUTIVE OFFICER COMMENTS:
None

BOARD COMMENTS, COMMITTEE, COMMISSION AND TRAVEL REPORTS:
Supervisor Bates - Oral Re: Directed Clerk to record a yes vote for her on item 37

Supervisor Nguyen - Oral Re: Directed Clerk to record a yes vote for her on item 35

ADJOURNED: 1:28 P.M.

12345 **Adjourned in memory of Michael Sokolski**
X

52134 **Adjourned in memory of Colonel Russell "Russ" Schleeh**
X

*** KEY ***

Left Margin Notes

1. = Supervisor Nguyen
2. = Supervisor Moorlach
3. = Supervisor Campbell
4. = Supervisor Nelson
5. = Supervisor Bates

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)

Chair, Orange County Board of Supervisors

Orange County Clerk of the Board