REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

Tuesday, December 10, 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

ATTENDANCE: All Present

EXCUSED: None

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

INVOCATION: Supervisor Bates, Fifth District, gave the invocation

PLEDGE OF ALLEGIANCE: Supervisor Spitzer, Third District, led the assembly in the Pledge of Allegiance

I. PRESENTATIONS/INTRODUCTIONS

Caloptima Chief Executive Officer Michael Schrader delivered a semi-annual status update on CalOptima activities

II. CONSENT CALENDAR (Items 1-46)

32154 **APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEMS 3, 6 & 7 WHICH WERE CONTINUED TO 12/17/13, 9:30 A.M.; AND ITEMS 8, 38, 39, 42 & 46 WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE**

DEPARTMENT APPOINTMENTS

Health Care Agency:

1. Orange County HIV Planning Council - Appoint Bobby Avalos, Orange; Jeffrey Howell, Tustin; Nicole Lehman, Orange; Marc Meulman, Santa Ana; and reappoint Mitch Cherness, Santa Ana; Kelly Gomez, Anaheim; John Paquette, Orange; Christopher Ried, Santa Ana; and Jeremiah Tilles, Irvine, for terms ending 12/31/15 - All Districts

2. Mental Health Board - Appoint Brian Lam, Long Beach, for term ending 3/23/16; Ehsan Gharadjedaghi, Lake Forest for term ending 4/3/16; Karyn Mendoza, Orange and April Guajardo, Garden Grove for terms ending 8/14/16 - All Districts

3. Alcohol & Drug Advisory Board - Reappoint Shelly Lummus, Orange, for term ending 9/21/16; Milton Mucker, Santa Ana, for term ending 10/18/16 and Keith Gotts, Santa Ana, for term ending 11/16/16 - All Districts

32154 **CONTINUED TO 12/17/13, 9:30 A.M.**

ELECTED DEPARTMENT HEADS

4. **Auditor-Controller -** Receive and file Internal Audit Quarterly Status Report for May - September 2013 - All Districts

District Attorney:

5. Approve purchase order DO-026-14016323 with Hewlett Packard Company for purchase of grant funded computer equipment ($39,651.20); and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

6. Approve purchase order PO-026-14011020 with Hitachi High Technologies America, Inc. for purchase of forensic equipment and maintenance services ($297,930); and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

32154 **CONTINUED TO 12/17/13, 9:30 A.M.**

Sheriff-Coroner:

7. Approve agreement with Shea/Baker Ranch Associates, LLC at no cost for installation and maintenance of landscape at James A. Musick Jail Facility; and make California Environmental Quality Act findings - District 3 (Continued from 11/19/13, Item 4)

32154 **CONTINUED TO 12/17/13, 9:30 A.M.**

8. Authorize County employees to voluntarily donate to Sheriff's Advisory Council through payroll deductions - All Districts

24135 **CONTINUED TO 1/14/14, 9:30 A.M.**

9. Approve amendment 1 to agreement with AECOM Technical Services for specifications, design drawings, and construction administration services for overhaul of electric sliding doors, Central Men's and Women's Jails Phase IV project ($92,311); and authorize Sheriff-Coroner or designee to execute amendment - District 1

10. Approve amendment 3 to agreement with Thomas Bros. Maps for site license for Thomas Bros. Maps GIS Database, 12/18/13 - 12/17/14 ($6,000); and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts

11. Ratify approval of purchase order PO-060-14010795 with Tribridge Holdings LLC for ICE Detainee Log services, 6/1/13 - 6/30/13 ($6,825); and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

12. Approve amendment 2 to agreement MA-060-13010431 with NEC Corporation of America LLC for automated fingerprint identification system maintenance, 12/13/13 - 12/12/14 ($212,955.14); and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts

13. Approve agreement MA-060-14010397 with Life Technologies Corporation for maintenance of genetic analyzers and Real Time Polymerase Chain Reaction instruments, 11/1/13 - 10/31/14 ($25,525); renewable for four additional one-year periods; and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

14. Receive and file annual Inmate Welfare Fund Expenditure and Funding Reports for FY 12-13 - All Districts

15. Ratify approval of purchase order PO-060-14010909 with Waxie Enterprises, Inc. for purchase of Advance AquaClean Self-Contained Carpet Extractor ($3,644.14); and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

16. Ratify approval of purchase order PO-060-14010899 with Nancy K. Bohl Incorporated dba The Counseling Team International for Basic Peer Support Training, 5/29/13 - 5/31/13 and 6/24/13 - 6/26/13 ($9,269); and authorize Auditor Controller or designee to make related payment - All Districts

CHILD SUPPORT SERVICES

17. Approve Plan of Cooperation with Superior Court for coordination of respective efforts and delineation of responsibilities in relation to Child Support Enforcement Program under Title IV-D of Social Security Act, 1/1/14 - 12/31/14; renewable for one additional year; and authorize Director or designee to execute agreement - All Districts

HEALTH CARE AGENCY

18. Approve renewal of master agreement MA-042-13010726 as MA-042-14010576 with Netsmart Technologies, Inc. for software maintenance and support services, 1/1/14 - 12/31/14 ($77,872); and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

19. Approve Children's Medical Services Plan with State Department of Health Care Services for Child Health and Disability Prevention Program, Health Care Program for Children in Foster Care and Children's Services Program, 7/1/13 - 6/30/14 - All Districts

20. Approve renewal of master agreement MA-042-13010341 as MA-042-14010509 with Southwest Imaging, Inc. for hardware/software maintenance and support, 1/1/14 - 12/31/14 ($31,900); and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

21. Approve agreement 13-90324 with State Department of Health Care Services for Mental Health Services, 7/1/13 - 6/30/14, and authorize Director or designee to execute agreement - All Districts

JOHN WAYNE AIRPORT

22. Approve agreement with Mesa Water District for water services to airport maintenance building, 3180 Airway Avenue, Costa Mesa; and authorize Director or designee to execute agreement and related documents - District 2

23. Approve plans and specifications and set bid opening for 1/15/14, 2:00 p.m., for Bristol Street Slope Stabilization project; and authorize Director or designee to sign plans and specifications and extend bid opening if required up to 60 days - District 2

24. Approve plans and specifications and set bid opening for 1/15/14, 2:00 p.m., for Terminals A & B Baggage Handling System Enhancements project; authorize Director or designee to sign plans and specifications and extend bid opening if required up to 90 days; and make California Environmental Quality Act findings - District 2

25. Approve plans and specifications and set bid opening for 1/8/14, 2:00 p.m., for Runway Re-designation project; authorize Director or designee to sign plans and specifications and extend bid opening if required up to 90 days; and make California Environmental Quality Act findings - District 2

OC COMMUNITY RESOURCES

26. Approve plans and specifications and set bid opening for 2/5/14, 2:00 p.m., for San Clemente Branch Library expansion project; and make California Environmental Quality Act findings - District 5

OC PUBLIC WORKS

27. Approve plans and specifications and set bid opening for 1/8/14, 2:00 p.m., for job order contract demolition services; and make California Environmental Quality Act findings - All Districts

28. Approve plans and specifications and set bid opening for 1/8/14, 2:00 p.m., for job order contract electrical services; and make California Environmental Quality Act findings - All Districts

29. Receive bids and award contract to Power Technology Electric Company, Inc. for the Building 10 fire alarm replacement project ($412,999); direct Auditor-Controller to make related payments; and make California Environmental Quality Act findings - District 1

30. Approve plans and specifications and set bid opening for 1/8/14, 2:00 p.m., for job order contract roofing services; and make California Environmental Quality Act findings - All Districts

31. Receive and file development fee deposit balance reports FY 2012-13; and find deposits held more than five years be retained for future projects within specified fee programs; and make California Environmental Quality Act findings - All Districts

32. Approve Tract Map 17520, Ladera Ranch Planned Community for implementation of planned development; and find that Final Environmental Impact Report 555 originally certified on October 17, 1995 reflects the independent judgement of the County of Orange and satisfies requirements of California Environmental Quality Act findings - District 5

Acting as the Orange County Flood Control District:

33. Approve agreement with Orange County Transportation Authority for utilization of the Galivan Retarding Basin perimeter road to access adjoining property; authorize Director or

designee to perform related actions; and make California Environmental Quality Act findings - All Districts

34. Approve contract change order 3 to agreement 11011527 with Bureau Veritas North America, Inc. for architect-engineer basic services ($111,306; new total $325,246); and find that Final Environmental Impact Report 583 originally certified on December 19, 2001 reflects the independent judgement of the County of Orange and satisfies requirements of California Environmental Quality Act - All Districts

35. Approve amendment 2 to agreement D10-078 with Atkins North America, Inc., amendment 1 to agreement D10-080 with AKM Consultant Engineers Inc., and amendment 1 to agreement D10-079 with Stantec Consulting Inc., for on-call architect-engineer services, extending terms two additional years for continued professional and technical support services of Flood Control projects; and make California Environmental Quality Act findings - All Districts

36. **Acting as the Board of Supervisors and Orange County Flood Control District -** Approve plans and specifications and set bid opening for 1/15/14, 2:00 p.m., for annual asphalt concrete maintenance contract; and make California Environmental Quality Act findings - All Districts

OC WASTE & RECYCLING

37. Receive bids and award contract to Ben's Asphalt, Inc. for Northern Access Road project, Prima Deshecha Landfill ($461,889.57); and find that Final Environmental Impact Report 575 previously certified by the Board of Supervisors on November 6, 2001 reflects the independent judgment of the County of Orange and satisfies the requirements of California Environmental Quality Act for the proposed project, which is a necessarily included element contemplated as part of this action - District 5

PUBLIC PROTECTION

Probation:

38. Approve agreement M493223 with State Employment Development Department for release and use of confidential wage, employer and insurance information, 7/1/13 - 6/30/16 ($12,677.65); authorize Chief Probation Officer or designee to execute agreement; and make California Environmental Quality Act findings; and direct staff involved in victim restitution collection services to complete Confidentiality Agreement form when obtaining information form the California Employment Development Department - All Districts (Continued from 11/19/13, Item 9)

34125 X **APPROVED AS RECOMMENDED**

39. Approve Memorandum of Agreement with Santa Ana Unified School District for Community Day School and Reentry Support services, 12/15/13 - 12/14/18; and make California Environmental Quality Act findings - District 1

23154 **APPROVED AS RECOMMENDED**

SOCIAL SERVICES AGENCY

40. Approve agreement ARR0313 with Volunteer Center of Greater Orange County, dba OneOC for training and technical support of the One-e-App Electronic Application System, 1/1/14 - 12/31/14

($78,500); and authorize Director or designee to extend term of agreement up to twelve additional months under certain conditions - All Districts

GENERAL ADMINISTRATION

Clerk of the Board:

41. Approve proposed amendments to the Conflict of Interest Code Designated Filer Exhibits for CalOptima - All Districts

42. Approve proposed amendments to the Conflict of Interest Code Designated Filer Exhibits for the Centralia School District and Magnolia School District - Districts 2 & 4

21354 **CONTINUED TO 1/14/14, 9:30 A.M.**

43. **County Counsel -** Select law firm of Shulman, Rogers, Gandal, Pordy & Ecker, PA to provide advisory and transactional services related to 800 MHz rebanding; and authorize County Counsel to execute agreement - All Districts

County Executive Office:

44. Adopt resolution approving FY 2012-13 Measure M2 Expenditure Report; and make California Environmental Quality Act findings - All Districts
RESO: 13-112

45. Approve Regional Cooperative agreement MA-017-14010826 with County of Riverside for Microsoft Enterprise License agreement 01E73134; and terminate existing Microsoft Enterprise License agreement approved by the Board on 12/16/08 - All Districts

46. **Internal Audit -** Receive and file Internal Audit Department Monthly Status Report for October 2013 - All Districts

B.O. **RECEIVED AND FILED**

END OF CONSENT CALENDAR

III. DISCUSSION ITEMS (Items 47-72)

DEPARTMENT APPOINTMENTS

47. **Health Care Agency** - Select and appoint one candidate to the CalOptima Board of Directors for term ending 12/9/17 - All Districts

13254 **APPOINTED THERESA BOYD TO SEAT DESIGNATED FOR A CURRENT RECIPIENT OF CALOPTIMA SERVICES**

ELECTED DEPARTMENT HEADS

48. **District Attorney** - Approve agreement MA-026-14010833 with The Bode Technology Group, Inc. for forensic DNA testing services, 1/1/14 - 12/31/14 ($995,000); renewable for four additional one-year periods; and authorize Purchasing Agent or authorized Deputy to execute agreement and exercise cost contingency increase not to exceed 10% - All Districts

31254 **APPROVED AS RECOMMENDED**

Sheriff-Coroner:

49. Approve amendment 5 to agreement MA-060-14010670 with Computer Deductions, Inc. for Unisys Dorado 4080 mainframe computer hardware/software license, maintenance and support, 12/14/13 - 12/13/14 ($422,344); and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts

34125 **APPROVED AS RECOMMENDED**

50. Accept grant award of $319,500 from U.S. Department of Justice for Second Chance Act Two-Phase Adult Reentry Demonstration program, 10/1/13 - 9/30/14; and authorize Sheriff-Coroner or designee to execute related documents - All Districts

31254 **APPROVED AS RECOMMENDED**

HEALTH CARE AGENCY

51. Approve agreement with State Department of Public Health for HIV/AIDS Surveillance Program, 7/1/13 - 6/30/16 ($1,290,720); and authorize Director or designee to execute agreement and Contractor's Release Form upon end of the agreement - All Districts

13254 **APPROVED AS RECOMMENDED**

52. Approve amendment 1 to agreement with Orange County Child Abuse Prevention Center, Inc. for Children's In-Home Crisis Stabilization services, 7/1/13 - 6/30/15 ($1,032,752; new total $2,843,376); and authorize Director or designee to execute amendment - All Districts

13254 **APPROVED AS RECOMMENDED**

53. Approve amendment 1 to master agreement with various providers for Socialization Program for Isolated Adults and Older Adults services, 7/1/13 - 6/30/14 ($500,000; new total $1,419,500); and authorize Director or designee to execute amendments - All Districts

15234 **APPROVED AS RECOMMENDED**

54. Approve amendment 1 to agreement with AIDS Services Foundation Orange County for HIV Services, 3/1/13 - 2/28/15 ($261,408; new total $1,978,517); and authorize Director or designee to execute amendment - All Districts

31254 **APPROVED AS RECOMMENDED**

JOHN WAYNE AIRPORT

55. Approve amendment 3 to agreement MA-280-11011885 with Sterling Energy International Inc. for operation and maintenance of Central Utility Plant, 5/3/11 - 5/2/14 ($950,839; new total $5,587,159); authorize Purchasing Agent or authorized Deputy to execute amendment; and make California Environmental Quality Act findings - District 2

24135 **APPROVED AS RECOMMENDED**

56. Declare bid of G&T Conveyor Company, Inc. to be non-responsive; receive bids and award contract to Jervis B. Webb Company for Terminal C Baggage Handling System Checked Baggage Resolution Area Upgrades project ($848,385) - District 2

23154 **APPROVED AS RECOMMENDED**

OC COMMUNITY RESOURCES

57. Response to 6/11/13 Board Directive - Receive and file Year-Round Emergency Shelter and Multi-Service Center Cost Model Report; consider cost options and direct OC Community Resources to return to the Board in 2nd Quarter Budget Report with budget actions necessary to implement Emergency Shelter and Multi-Service Center models - All Districts

B.O. **RECEIVED AND FILED**

58. Receive and file Ten-Year Plan to End Homelessness Status Report and and direct OC Community Resources and the Commission to End Homelessness to return to the Board with a progress report in December 2014 and annually thereafter; and approve amendment to Commission to End Homelessness Bylaws - All Districts

24135 **APPROVED AS RECOMMENDED**

OC PUBLIC WORKS

59. Approve plans and specifications and set bid opening for 1/8/14, 2:00 p.m., for job order contract heating, ventilation and air-conditioning contracting services; and make California Environmental Quality Act findings - All Districts

23154 **APPROVED AS RECOMMENDED**

60. Consider first readings of "An Ordinance of the County of Orange, California, Repealing the International Building Code, 2009 Edition; the California Building Code 2010 Edition; the California Residential Code, 2010 Edition; and the California Green Building Standards Code, 2010 Edition; Repealing Ordinance 11-001 and Adopting by Reference the California Building Code, 2013 Edition; the International Building Code, 2012 Edition; the California Residential Code, 2013 Edition; the California Energy Code, 2013 Edition; and the California Green Building Standards Code, 2013 Edition; With Amendments Thereto"; "An Ordinance of the County of Orange, California, Repealing the 2009 Edition of the Uniform Plumbing Code Repealing Ordinance 11-002, and Adopting by Reference the Uniform Plumbing Code, 2012 Edition and the California Plumbing Code, 2013 Edition, Including Appendices, With Amendments Thereto"; "An Ordinance of the County of Orange, California Repealing the 2009 Edition of the Uniform Mechanical Code, Repealing Ordinance 11-003 and Adopting by Reference the Uniform Mechanical Code, 2012 Edition, and the California Mechanical Code, 2013 Edition, Amendments Thereto"; "An Ordinance of the County of Orange, California Repealing the National Electrical Code, 2008 Edition, Repealing Ordinance 11-004 and Adopting by Reference the National Electrical Code, 2011 Edition and the California Electrical Code, 2013 Edition With Amendments Thereto"; and "An Ordinance of the County of Orange, California

Repealing the California Fire Code, 2010 Edition Ordinance 11-005 and Adopting by Reference the California Fire Code, 2013 Edition With Appendix B, BB, C, CC and Amendments Thereto"; set second readings and adoptions for 12/17/13, 9:30 a.m.; and make California Environmental Quality Act findings - All Districts

32154 **APPROVED AS RECOMMENDED**

61. Response to Board Directive 11/19/13 Award Construction Contract: La Pata Avenue/Camino Del Rio Extension Project - Approve reallocation of State Proposition 1B Local Streets and Roads Funds from Antonio Parkway Widening Project to La Pata Avenue/Camino Del Rio Extension Project ($1,000,000); award construction contract to California Coastal Development, Inc. ($68,687,775.65); authorize Director or designee to negotiate amendment to agreement D11-069 with Huitt-Zollars, Inc. and return to Board for approval; and find that Final EIR 610, originally certified on May 24, 2011, provides adequate documentation under the California Environmental Quality Act - District 5

45123 **MADE FINDING THAT PAPICH CONSTRUCTION CO. IS A PARTICIPANT IN THE BID SUBMITTED BY CALIFORNIA COASTAL DEVELOPMENT INC. SPECIFICALLY BECAUSE THEY ARE A PARTICIPANT AS TO THE WASTE EX, THE EARTHWORKS SCHEDULES A & B, AND THE MINOR CONCRETE STRUCTURES PORTIONS OF THE CONTRACT**

53124 **AWARDED CONSTRUCTION CONTRACT TO SUKUT CONSTRUCTION, INC. FOR THE LA PATA AVENUE/CAMINO DEL RIO EXTENSION PROJECT; APPROVED RECOMMENDED ACTIONS 1A & B, 2, 4, 5, AND 6**

GENERAL ADMINISTRATION

County Executive Office:

62. Approve 2013 Strategic Financial Plan - All Districts

B.O. **RECEIVED AND FILED**

63. Approve FY 2013-14 First Quarter Budget Report; approve related budget adjustments and reserve changes; amend master position control; approve termination of supplemental judicial benefits as specified in Government Code Section 68220(a), direct County Executive Officer or designee to send written notice of termination of supplemental benefits to the Administrative Director of the Courts and the impacted judges as specified in Government Code Section 68220(b) and authorize the County Executive Officer to make conforming changes to the Memorandum of Understanding with the Orange County Superior Courts; approve purchase of GPS Receiver ($38,000); direct the Auditor-Controller to transfer $3,000,000 from Cash account to Cash with Trustee or Fiscal Agent account in Fund 15F Orange County Housing Authority for Housing Assistance Payments and make related transfers between checking accounts; and approve allocation of $200,000 in Community Corrections Partnership funds for reimbursement of costs of attending the Annual Conference on Public Safety Realignment in Sacramento, CA - All Districts (R.A. 1 & 2 4/5 vote of members present and voting)

32154 **APPROVED RECOMMENDED ACTIONS 1, 2, 3, 5, 6 AND APPROVED 7 AS AMENDED TO REPLACE "ALLOCATION OF THE $200,000 IN" WITH "USE OF"**

34125 NNN **MOTION TO DELETE RECOMMENDED ACTION 4 FAILED TO CARRY**

25134 NN **APPROVED RECOMMENDED ACTION 4**

64. Approve grant applications/awards submitted by District Attorney and John Wayne Airport in 12/10/13 grant report and other actions as recommended; and adopt resolution authorizing District Attorney or designee to execute grant award agreement and amendments with California Office of Emergency Services (CalOES) for Violence Against Women Vertical Prosecution Program, 7/1/13 - 6/30/14 ($215,488) - All Districts

32154 **APPROVED AS RECOMMENDED**
RESO: 13-113

65. Approve amendment 6 to agreement N1000010970 with e911 Helpline for IT Infrastructure Design and Implementation services, 12/16/13 - 6/15/14 ($140,000); and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts

24135 N **APPROVED AS RECOMMENDED**

66. Approve 2014 County of Orange Legislative Platform and consider other legislative subject matters - All Districts

32154 **APPROVED STAFF RECOMMENDATIONS WITH THE EXCLUSION OF LEGISLATION ON COUNTY SEARCHES: COSTS**

35124 N **APPROVED STAFF RECOMMENDATION REGARDING LEGISLATION ON COUNTY SEARCHES: COSTS**

67. Approve agreement MA-017-14010752 with Riskonnect, Inc. for Risk and Claims Management Information System (RCMIS) Solution and services, 12/10/13 - 12/9/20 ($705,933); renewable for one additional two year term; and authorize Purchasing Agent or authorized Deputy to execute agreement and to exercise a cost contingency increase not to exceed 10% - All Districts

52134 N **APPROVED AS RECOMMENDED WITH STATUS OF PROJECT TO BE INCLUDED IN CEO/IT QUARTERLY REPORTS AND RENEWALS AFTER 5 YEARS TO RETURN TO THE BOARD FOR APPROVAL**

68. Approve proposed response to FY 2012-13 Grand Jury Report "The Culture of Harassment: Change on the Horizon" - All Districts

23154 **APPROVED AS RECOMMENDED**

69. Approve recommended County Grant Policies and Procedures - All Districts

32154 **APPROVED AS RECOMMENDED**

70. Approve amendment 8 to agreement N1000008416 with Pacific Bell Telephone Company (dba AT&T California) for wide area network services, 12/31/13 - 12/30/14 ($350,000); authorize CEO/IT to amend agreement without further Board action under certain conditions; and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts

21354 **APPROVED AS RECOMMENDED**

71. **Supervisor Spitzer -** Consider first reading of "An Ordinance of the County of Orange, California, Adding Title 3, Division 19 to the Codified Ordinances of the County of Orange Establishing Social Host Liability for the Consumption or Possession of Alcohol by Persons Under Age 21 at Gatherings"; and set second reading and adoption for 12/17/13, 9:30 a.m. (Continued first reading from 11/5/13, Item 22)

B.O. **CONTINUED TO 12/17/13, 9:30 A.M.**

72. **Office of the Performance Audit Director -** Approve Audit Work Plan for the Office of the Performance Audit Director - All Districts

24135 **APPROVED 2014-2016 AUDIT PLAN AS AMENDED TO MOVE DISTRICT ATTORNEY AUDIT TO 2014 AND PROBATION DEPARTMENT AUDIT TO 2015.**

IV. PUBLIC HEARINGS (Items 73-75)

OC COMMUNITY RESOURCES

73. Public Hearing to consider adopting resolution approving OC Animal Care Fee Schedule update for all animal license fees, effective 2/1/14 and for all other fees, effective 1/1/14; rescinding Resolution 08-091; and making California Environmental Quality Act and other findings - All Districts

B.O. **CLOSED PUBLIC HEARING**

45123 **MOTION TO APPROVE STAFF RECOMMENDATIONS FAILED TO CARRY**
NNN

25134 **CONTINUED TO 1/14/14, 9:30 A.M.**

OC PUBLIC WORKS

74. 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 from 10/8/13, Item 17; 10/22/13, Item 38; 11/5/13, Item 42)

B.O. **CLOSED PUBLIC HEARING**

24135 **APPROVED AS RECOMMENDED**
ORD: 13-005 - 13-009

75. Relying upon Negative Declaration IP 13-251 as compliance under the California Environmental Quality Act, conduct Public Hearing to consider adopting resolution for General Plan Amendment GPA 12-01 that will meet State-mandated requirements regarding housing, flood risk management and watershed protection - All Districts

B.O. **CLOSED PUBLIC HEARING**

24135 **APPROVED AS RECOMMENDED**
RESO: 13-114

V. CLOSED SESSION (Items CS-1-CS-5)

GENERAL ADMINISTRATION

County Counsel:

CS-1. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1):
Name of Case: John Ortega v. County of Orange, Worker's Compensation Appeal Board Case Nos. ADJ859125, ADJ4654941 and ADJ419824

B.O. **HELD, THE CLERK READ: THE BOARD BY A UNANIMOUS VOTE, APPROVED A PROPOSED SETTLEMENT IN THE CASE OF JOHN ORTEGA V. COUNTY OF ORANGE. 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-2. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1):
Name of Case: Sierra Club v. County of Orange, Orange County Superior Court Case No. 30-2009-00121878

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

CS-3. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1):
Name of Case: Katie Stauffer v. County of Orange, et al., United States District Court Case No. SACV11-00340 CJC (RNBx)

B.O. **HELD, THE CLERK READ: THE BOARD BY A UNANIMOUS VOTE, APPROVED A PROPOSED SETTLEMENT IN THE CASE OF KATIE STAUFFER V. COUNTY OF ORANGE. 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-4. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION - Pursuant to Government Code Section 54956.9(d)(2):Number of Cases: One Case

B.O. **DELETED**

CS-5. **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

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

VI. PUBLIC, CEO, BOARD COMMENTS & ADJOURNMENT

PUBLIC COMMENTS:
Malik Azher - Oral Re: Taxicab contracts at JWA

Michael Klubnikin - Oral Re: Government corruption

Ilya & Robert Tseglin - Oral Re: Regional Center, Nate Tseglin

Charles Griffin - Oral Re: use of El Toro for Boeing 77x project

COUNTY EXECUTIVE OFFICER COMMENTS:
None

BOARD COMMENTS, COMMITTEE, COMMISSION AND TRAVEL REPORTS:
Supervisor Moorlach - Oral Re: AB1234 Trip reports to attend CSAC Annual Conference in San Jose and Washington, DC to meet with legislators

ADJOURNED: 4:07 P.M.

24135 **Adjourned in memory of Lewis Dinger**

24135 **Adjourned in memory of Lucille Kuehn**

24135 **Adjourned in memory of Dr. Ray Jorgenson**

24135 **Adjourned in memory of Laura Kymla**

24135 **Adjourned in memory of Joseph Bell**

24135 **Adjourned in memory of Paul Crouch**

54123 **Adjourned in memory of Gerald Louis**

14235 **Adjourned in memory of RC Gall**

*** KEY ***

Left Margin Notes

1. = Supervisor Nguyen
2. = Supervisor Moorlach
3. = Supervisor Spitzer
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