REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

Tuesday, March 20, 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

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

County of Orange Mission Statement

Making Orange County a safe, healthy, and fulfilling place to live, work, and play, today and for generations to come,
by providing outstanding, cost-effective regional public services.

- **Vision Statement for Business Values - We strive to be a high quality model governmental agency that delivers services to the community in ways that demonstrate:**
  - EXCELLENCE – Provide responsive and timely services
  - LEADERSHIP – Leverage available resources as we partner with regional businesses and other governmental entities
  - STEWARDSHIP – Seek cost-effective and efficient methods
  - INNOVATION – Use leading-edge innovative technology

- **Vision Statement for Cultural Values - We commit to creating a positive, service-oriented culture which:**
  - Attracts and retains the best and the brightest
  - Fosters a spirit of collaborations and partnership internally and externally
  - Supports creativity, innovation, and responsiveness
  - Demonstrates a "can-do" attitude in accomplishing timely results
  - Creates a fun, fulfilling, and rewarding working environment
  - Models the following core values in everything we do: Respect, Integrity, Caring, Trust & Excellence

The Orange County Board of Supervisors welcomes you to this meeting. This agenda contains a brief general description of each item to be considered. The Board of Supervisors encourages your participation. If you wish to speak on an item contained in the agenda, please complete a Speaker Form(s) identifying the item(s) and deposit it in the Speaker Form Return box located on the side of the podium. If you wish to speak on a matter which does not appear on the agenda, and is under the jurisdiction of the Board of Supervisors, you may do so during the Public Comments period at the end of the meeting. Except as otherwise provided by law, no action shall be taken on any item not appearing in the agenda. When addressing the Board, it is requested that you state your name for the record. Please address the Board as a whole through the Chair. Comments to individual Supervisors or staff are not permitted. Speakers will be limited to three (3) minutes. Power Point and video presentations must be requested prior to the start of the meeting. Please see the Clerk for assistance.

In compliance with the Americans with Disabilities Act, those requiring accommodation for this meeting should notify the Clerk of the Board's Office 72 hours prior to the meeting at (714) 834-2206

All supporting documentation is available for public review in the office of the Clerk of the Board of Supervisors located in the Hall of Administration Building, 333 W. Santa Ana

Blvd., 10 Civic Center Plaza, Room 465, Santa Ana, 92701 during regular business hours, 8:00 a.m. - 5:00 p.m., Monday through Friday. Agenda Items are also available online at: http://www.ocgov.com/supervisors/agenda/supervisorsagenda.asp

Tuesday, March 20, 2012
9:30 A.M.

INVOCATION: Supervisor Campbell, Third District

PLEDGE OF ALLEGIANCE: Supervisor Nelson, Fourth District

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I. PRESENTATIONS/INTRODUCTIONS

II. CONSENT CALENDAR (Items 1-11)

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.

ELECTED DEPARTMENT HEADS

Sheriff-Coroner:

1. Approve agreement MA-060-11012050 with EZ Card and Kiosk LLC for jail kiosk services, 3/20/12 - 3/19/14; renewable for three additional one-year periods; and authorize Purchasing Agent or authorized deputy to execute agreement - All Districts

2. Approve amendment 2 to agreement MA-060-11012207 with Intratek Computer, Inc. for information technology professional services and printer repair services, term ending 6/28/12 ($14,000; new total $300,200); renewable for one additional year ($364,200); and authorize Purchasing Agent or authorized deputy to execute amendment - All Districts

HEALTH CARE AGENCY

3. Approve amendment 3 to agreements with Cooper Fellowship, Inc. ($37,770; new total $205,123) and Phoenix House Orange County, Inc. ($98,929; new total $184,399) for Parolee Services Network Residential services, 7/1/11 - 6/30/12; and authorize Director or designee to execute amendments - All Districts

4. Approve master agreement with various providers for community-based stigma reduction art event services, 3/21/12 - 6/30/15 ($475,000); authorize Director or designee to execute agreements - All Districts

OC COMMUNITY RESOURCES

5. Accept donation from Friends of the Laguna Beach Library to purchase new furniture for the Laguna Beach Library ($41,661.53); and authorize Director or designee to execute receipt and release of all claims - District 5

6. Approve plans and specifications and set bid opening for 4/18/12, 2:00 p.m., for Domestic Water Lines Replacement Project, Irvine Regional Park; and make California Environmental Quality Act findings - District 3

7. Accept bequest from Betty Lou Faust Trust to purchase library books and media collections for the Costa Mesa/Mesa Verde Library ($21,000); and authorize Director or designee to execute receipt and release of all claims - District 2

OC PUBLIC WORKS

8. Approve and accept for recording quitclaim deed from the City of Irvine for conveyance of three parcels totaling approximately 60 acres; and make California Environmental Quality Act findings - Districts 3 and 5 (Continued from 1/24/12, Item 17; 2/28/12, Item 17)
Continued to 3/27/12, 9:30 a.m.

9. Adopt resolution approving agreement D11-091 with Orange County Transportation Authority and City of Laguna Woods for funding of Moulton Parkway Smart Street Segment 3 Phase II Project; authorizing Director or designee to execute grant related or Proposition 1B SLPP-related forms and making findings; approve revised County 7-Year Transportation Capital Improvement Program FY 2011-12 - FY 2017-18; and make California Environmental Quality Act findings - All Districts (4/5 vote of the membership)

10. Receive and file Traffic Committee Report dated 1/19/12; approve recommendations and adopt necessary resolution; rescind Resolution 03-248; and make California Environmental Quality Act findings - District 5

11. **Acting as the Orange County Flood Control District -** Approve agreement D12-002 with Jacobs Associates for tunnel design services and on-call construction monitoring and support services for Edinger Storm Channel Improvement project, two-year term ($480,000); and make California Environmental Quality Act findings - Districts 1 and 2

END OF CONSENT CALENDAR

III. DISCUSSION ITEMS (Items 12-22)

ELECTED DEPARTMENT HEADS

12. **District Attorney -** Adopt resolution approving extension of $3.00 recording fee on certain real estate instruments for funding prosecution and deterrence of real estate fraud crimes, 4/1/12 - 3/31/15; and make related findings - All Districts (Continued from 3/6/12, Item 17)

HEALTH CARE AGENCY

13. Approve amendment 1 to agreement 10-95277 with State Department of Public Health for AIDS related services, 7/1/10 - 6/30/13 ($869,172; new total $9,261,106); and authorize Director or designee to sign Memoranda of Understanding incorporated in amendment and Contractor's Release form upon submission of final invoice - All Districts (Continued from 3/6/12, Item 20)

14. Approve agreement 11-10303 with State Department of Public Health for Childhood Lead Poisoning Prevention Program, 7/1/11 - 6/30/14 ($2,503,220); and authorize Director or designee to execute Contractor's Release form upon submission of final invoices - All Districts (Continued from 3/6/12, Item 22)

OC COMMUNITY RESOURCES

15. **Acting as the Board of Supervisors and Orange County Development Agency** - Approve to fund Doria Apartment Homes - Phase II County HOME Investment Partnership Act loan ($1,170,296); approve subordination of loan to construction loan ($9,989,019) and authorize Director or designee to exercise 10% contingency increase to senior debt; approve subordination of permanent financing to an amortized first trust deed conventional loan ($4,023,677) and authorize Director or designee to subordinate additional senior debt up to 100% of cumulative loan-to-value based on as-built appraised market value and any necessary future changes in project financing; authorize Director or designee to execute related documents; approve selection of Doria Apartment Homes - Phase II for 10 housing choice vouchers for units as described; and make California Environmental Quality Act and other findings - District 3
Revised Title to read:
OC Community Resources - **Acting as the Board of Supervisors and Orange County *Housing Authority*** ~~**Development Agency**~~ **-** Approve to fund Doria Apartment Homes - Phase II County HOME Investment Partnership Act loan ($1,170,296); approve subordination of loan to construction loan ($9,989,019) and authorize Director or designee to exercise 10% contingency increase to senior debt; approve subordination of permanent financing to an amortized first trust deed conventional loan ($4,023,677) and authorize Director or designee to subordinate additional senior debt up to 100% of cumulative loan-to-value based on as-built appraised market value and any necessary future changes in project financing; authorize Director or designee to execute related documents; approve selection of Doria Apartment Homes - Phase II for 10 housing choice vouchers for units as described; and make California Environmental Quality Act and other findings - District 3

OC PUBLIC WORKS

16. Approve agreement MA-080-12010736 with Roger Faubel Public Affairs, Inc. for mandated public education and outreach assistance to support water quality enhancement and regulatory compliance, 3/21/12 - 3/20/13 ($500,000); renewable for four additional one-year periods; and make California Environmental Quality Act findings - All Districts

17. Receive and file status report on Santa Ana River Interceptor Mainline and Yorba Linda Spur projects as of March 12, 2012 - District 3
Deleted

GENERAL ADMINISTRATION

County Executive Office:

18. Approve in concept the issuance of Tax and Revenue Anticipation Notes for purpose of financing General Fund cash flow needs for FY 2012-13; and continuation of Orrick, Herrington & Sutcliffe LLP as note and disclosure counsel, KNN Public Finance as financial advisor - All Districts

19. Adopt resolution approving substitution of an alternate Letter of Credit for an existing Letter of Credit for Irvine Coast Assessment District No. 88-1 Limited Obligation Improvement Bonds; approve conversion of Bonds from Daily Interest Mode to Variable Interest Mode; authorizing execution and delivery of Substitution and Conversion Costs agreement, Reimbursement, Credit and Security agreement, Letter agreement, amendment 1 to Protocol agreement and amendment 1 to Remarketing agreement; authorizing preparation and distribution of Preliminary Remarketing Memorandum and Remarketing Memorandum relating to Bonds; and authorizing execution of related documents - District 2

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

21. Approve grant applications/awards submitted by Health Care Agency, OC Public Works and Sheriff-Coroner in 3/20/12 grant report and other actions as recommended - All Districts

22. **Chairman Moorlach -** Acting as the Board of Supervisors - Approve appointment of Thomas Dean to the position slot to be nominated by Chair of the Board of Supervisors to the Oversight Board of the Successor Agency to the Orange County Development Agency; appoint Cheryl Brothers, Fountain Valley; Jeff Dill, Vern Jones, Lake Forest; Patrick Imburgia, Robert Breton, Mission Viejo; Holly Veale, Candace Haggard, San Clemente; Virginia Kerr, Bruce Tatarian, San Juan Capistrano; Tony Lam, Ken Sprague, Westminster to the respective Oversight Boards of the Successor Agencies to the City Redevelopment Agencies; Acting as the Orange County Flood Control District - Appoint Robert Woodings, Lake Forest; Joe Anderson, San Clemente and C. Lawrence Thomas, San Juan Capistrano to the respective Oversight Boards of the Successor Agencies to the City Redevelopment Agencies (Continued from 2/28/12, Item S51C; 3/6/12, Item 26)
Revised Tile to read:
Chairman Moorlach - Acting as the Board of Supervisors - Approve appointment of Thomas Dean to the position slot to be nominated by Chair of the Board of Supervisors to the Oversight Board of the Successor Agency to the Orange County Development Agency; appoint Cheryl Brothers, Fountain Valley; Jeff Dill, Vern Jones, Lake Forest; Patrick Imburgia, Robert Breton, Mission Viejo; Holly Veale, Candace Haggard, San Clemente; Virginia Kerr, Bruce Tatarian, San Juan Capistrano; Tony Lam, ~~Ken Sprague~~ *Don Anderson*, Westminster to the respective Oversight Boards of the Successor Agencies to the City Redevelopment Agencies; **Acting as the Orange County Flood Control District** - Appoint Robert Woodings, Lake Forest; Joe Anderson, San Clemente and C. Lawrence Thomas, San Juan Capistrano to the respective Oversight Boards of the Successor Agencies to the City Redevelopment Agencies (Continued from 2/28/12, Item S51C; 3/6/12, Item 26)

IV. PUBLIC HEARINGS (Item 23)

GENERAL ADMINISTRATION

23. **County Executive Office -** Public Hearing to consider adopting resolution approving execution and delivery of Site Lease, Termination agreement, Purchase agreement, Official Statement, Continuing Disclosure Certificate and related documents; approve certain actions in connection with issuance of South Orange County Public Financing Authority Juvenile Justice Center Facilities Lease Revenue Refunding Bonds, Series 2012; Acting as the Board of Directors of South Orange County Public Financing Authority - adopt resolution authorizing issuance, sale and delivery of Lease Revenue Refunding Bonds, Series 2012 in an amount not to exceed $40,000,000; approve all other documents as necessary; and make related findings - All Districts

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

The Board will break for lunch at approximately 12:00 PM and may consider closed session matters during that break. The Board will then resume to handle any remaining business if necessary.

GENERAL ADMINISTRATION

County Counsel:

CS-1. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(a):
Name of Case: Albert Macias v. County of Orange, Workman's Compensation Appeal Board Case No. ADJ2579613

CS-2. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(a):
Name of Case: William D. Fitzgerald v. Orange County, et al., United States District Court Case No. SACV 11-01355

CS-3. **County Executive Office -** CONFERENCE WITH REAL PROPERTY NEGOTIATOR - Pursuant to Government Code Section 54956.8:
Property Location: Various locations, including: 1770 North Broadway, Santa Ana, CA; 405 W. 5th Street, Santa Ana, CA; 200 Santa Ana Blvd., Santa Ana, CA; 801 W. Civic Center Drive, Santa Ana, CA; Santa Ana Transit Terminal
County Negotiator: Thomas G. Mauk
Negotiating Party: Purchasers and sellers of buildings
Under Negotiation: Terms and value of future sale(s) and acquisition(s)
(Continued from 2/28/12, Item CS3)

Human Resources Department:

CS-4. PUBLIC EMPLOYEE PERFORMANCE EVALUATION - Pursuant to Government Code Section 54957:
Title: County Counsel

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

S u p p l e m e n t a l I t e m (s)

CLOSED SESSION

SCS6. **County Counsel** - CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION - Pursuant to Government Code Section 54956.9(b):

Number of Cases: One Case

VI. PUBLIC, CEO, BOARD & EMAIL 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, COMMITTEE, COMMISSION AND TRAVEL REPORTS:

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, provide travel or member committee, commission reports; provided that NO action may be taken on off-agenda items unless authorized by law.

ADJOURNED:

NEXT MEETINGS:

March 27, 2012	**Regular Meeting**
April 3, 2012	**Regular Meeting**
April 10, 2012	**No Regular Meeting**