REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

Tuesday, May 1, 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 and encourages your participation. This agenda contains a brief general description of each item to be considered. Except as otherwise provided by law, no action shall be taken on any item not appearing in the agenda.

If you wish to speak on an item contained in the agenda, please complete a Speaker Request Form(s) identifying the item(s) and deposit it in the box to the left of the podium. If you wish to speak on a matter which does not appear on the agenda, but is under the jurisdiction of the Board of Supervisors, you may do so during the Public Comments period at the end of the meeting. Your speaker request form must be deposited prior to the beginning of the consent calendar, the Clerk's reading of the title for individual agenda items and/or the beginning of Public Comments.

When addressing the Board, it is requested that you state your name for the record. 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, May 1, 2012
9:30 A.M.

INVOCATION: Supervisor Nelson, Fourth District

PLEDGE OF ALLEGIANCE: Supervisor Nguyen, First District

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I. PRESENTATIONS/INTRODUCTIONS

Chairman Moorlach will be presenting a proclamation for May 2012 as "Older Americans Month"

II. CONSENT CALENDAR (Items 1-21)

All matters are approved by one motion unless pulled by a Board Member for discussion or separate action. At this time, any member of the public may ask the Board to be heard on any item on the Consent Calendar.

BOARD APPOINTMENTS

1. **Supervisor Campbell -** Orange County Veterans Advisory Council - Appoint Robert McDonald, Anaheim Hills, to complete term ending 4/14/13

2. **Chairman Moorlach -** Orange County Human Relations Commission - Appoint Timothy M. Kowal, Huntington Beach, for term ending 4/30/14

ELECTED DEPARTMENT HEADS

3. **Assessor Department -** Approve master agreement MA-002-12011738 with American Mail Centers, Inc., for development, print and mail out of notices to taxpayers, 5/18/12 - 5/17/13 ($115,000); renewable for four additional one-year periods; and authorize Purchasing Agent or authorized Deputy to execute agreement and exercise contingency contract increase not to exceed 10% - All Districts

Sheriff-Coroner:

4. Approve agreements SA-59-12IE with the State 32nd District Agricultural Association and with the State to provide law enforcement services for events held at the Orange County Fairgrounds, 7/1/12 - 6/30/13 ($390,000); and authorize Sheriff-Coroner or designee to execute contractor certification clauses form CCC-307 - District 2

5. Approve agreements SA-58-12FT with the State 32nd District Agricultural Association and with the State to provide law enforcement services for 2012 Orange County Fair, 7/13/12 - 8/12/12 ($445,000); and authorize Sheriff-Coroner or designee to execute contractor certification clauses form CCC-307 - District 2

CHILD SUPPORT SERVICES

6. Approve agreement MA-027-12011501 with Hyland Software, Inc. as subordinate County Regional Cooperative agreement MA-017-10012546 for Onbase licenses, software maintenance and support, 5/1/12 - 6/30/13 ($95,467); and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

HEALTH CARE AGENCY

7. Approve renewal of master agreement MA-042-11012445 as MA-042-12011513 with Global Works Inc. dba Western Interpreting Network for sign language interpretation services, 7/1/12 - 6/30/13 ($145,000); and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

8. Approve PC 1000 Drug Diversion Certification Program with various providers, 7/1/12 - 6/30/13 - All Districts

9. Approve agreement 11-445-550 with State Water Resources Control Board for Ocean Water Quality Monitoring and Public Notification, term ending 6/30/12 ($93,322) - All Districts

10. Approve agreement 11-10775 with State Department of Public Health for Beach Environmental Assessment and Coastal Health Act Grant, term ending 9/30/12 ($25,000); and authorize Director or designee to execute Contractors Release form upon submission of final invoice - All Districts

OC DANA POINT HARBOR

11. Select Dana Point Marina Company as primary, Almar Management as first alternate and TBW Company as second alternate firms for marina management services for West Basin Marina, Dana Point Harbor; authorize negotiation of agreement for Board approval; and make California Environmental Quality Act findings - District 5 (Continued from 3/27/12, Item 11; 4/17/12, Item 19)
Continued to 5/22/12, 9:30 a.m.

OC COMMUNITY RESOURCES

12. Approve agreement with Kishimoto Architects, Inc. to design plans and specifications for San Clemente Branch Library Expansion Project ($120,000); and make California Environmental Quality Act findings - District 5

13. Adopt resolution amending Bylaws of the Orange County Animal Care Community Outreach Committee - All Districts

14. Approve payment to Irvine Ranch Water District for services provided by NMG Geotechnical, Inc. for slope repair feasibility study, Limestone Canyon and Whiting Ranch Wilderness Park ($29,579); and make California Environmental Quality Act findings - District 5

OC PUBLIC WORKS

15. Adopt resolution extending certain development impact fees deferral for one additional year; direct Director or designee to return to the Board no later than 6/30/13 with status update; and make California Environmental Quality Act findings - All Districts

16. Approve agreement D12-016 with the City of Fountain Valley for rehabilitation of pavement surface on Edinger Avenue between Harbor Boulevard and Santa Ana River ($150,000); direct Auditor-Controller to make related payments; and make California Environmental Quality Act findings - District 1

17. **Acting as the Board of Supervisors and Orange County Flood Control District -** Adopt resolution adopting "Standard Specifications for Public Works Construction (Greenbook), 2012 Edition", excluding Sections 209, 214, 307 and 314; California Manual on Uniform Traffic Control Devices (California MUTCD), 2012 Edition; and establishing certain portions of the 2010 Caltrans Standard Plans and Standard Specifications; repeal all previously adopted versions and supplements of the "Standard Specifications for Public Works Construction (Greenbook) and California Department of Transportation (Caltrans) Standard Plans and Standard Specifications; and make California Environmental Quality Act findings - All Districts

OC WASTE & RECYCLING

18. Receive bids and award contract to SCS Field Services for Landfill Gas Header Extension project, Prima Deshecha Landfill ($457,650); and make California Environmental Quality Act findings - District 5

SOCIAL SERVICES AGENCY

19. Approve amendment 1 to agreement MA-063-11012163 renewing as MA-063-12011704 with Quakleen Co. Inc. for janitorial and day porter services, Orangewood Children and Family Center, 6/1/12 - 5/31/13 ($207,540); and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts

GENERAL ADMINISTRATION

20. **County Executive Office -** Approve lease with State of California to use a portion of County's Data Services Center for operations of telecommunications equipment, 1/1/12 - 12/31/16; and make California Environmental Quality Act findings - District 1

21. **Human Resources Department -** Approve amendment 2 to agreement with Health and Human Resource Center dba Aetna Resources for Living for employee assistance program (EAP) for County employees and their dependents, 7/1/12 - 6/30/13 ($106,754); and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts

END OF CONSENT CALENDAR

III. DISCUSSION ITEMS (Items 22-44)

ELECTED DEPARTMENT HEADS

22. **Auditor-Controller -** Approve renewal of price agreement MA-003-11012006 with Vavrinek, Trine, Day & Co., LLP for independent audit and related services, FY 2011-12 ($540,441); and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

23. **District Attorney -** Approve lease agreement DA-11-002 with Birtcher Anderson Investors, LLC for office space at 801 Civic Center Drive West, Santa Ana; and make California Environmental Quality Act findings - District 1 (Continued from 12/13/11, Item 27; 1/10/12, Item 24; 2/7/12, Item 27; 2/28/12, Item 30; 3/6/12, Item 18; 3/27/12, Item 28; 4/17/12, Item 35)

Sheriff-Coroner:

24. Approve amendment 2 to agreement MA-060-12011706 with Blackboard Connect, Inc. for public mass notification system services, 5/6/12 - 5/5/13 ($380,000); and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts

25. Approve amendment 6 to agreement MA-060-12010183 with Rancho Santiago Community College District for registration and tuition fees for Criminal Justice Academy classes, term ending 9/17/12 ($40,000; new total $190,000); and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts

HEALTH CARE AGENCY

26. Approve selection of and agreement with Orange County Child Abuse Prevention Center, Inc. for Parent Education and Support services, 5/2/12 - 6/30/12 ($74,636) and 7/1/12 - 6/30/14 ($507,590 per year); and authorize Director or designee to execute agreement - All Districts

27. Approve agreement with Telecare Corporation for Adult Mental Health Crisis Residential services, 7/1/12 - 6/30/14 ($1,854,537 per year); and authorize Director or designee to execute agreement - All Districts

28. Approve agreement with Dong II Lee, M.D., Inc. for Mental Health Psychiatric services, 7/1/12 - 6/30/14 ($1,232,134 per year); and authorize Director or designee to execute agreement - All Districts

29. Approve agreement with Goodwill Industries of Orange County for Supported Employment services, 7/1/12 - 6/30/14 ($1,021,417 per year); and authorize Director or designee to execute agreement - All Districts

30. Approve agreement with Telecare Corporation for Enhanced Recovery Full Service Partnership services, 7/1/12 - 6/30/13 ($2,318,993); and authorize Director or designee to execute agreement - All Districts

31. Approve agreement with Cerner Corporation for System Enhancement and Upgrade services for Integrated Records Information Systems (IRIS), 5/1/12 - 6/30/13 ($772,144); and authorize Director or designee to execute agreement - All Districts

OC COMMUNITY RESOURCES

32. Approve quitclaim deed to the City of Laguna Beach for 4,692-square foot park parcel; and make California Environmental Quality Act and other findings - District 5 (4/5 vote of members present)

OC PUBLIC WORKS

33. Receive and file County of Orange General Plan Progress Report and authorize submittal to California Department of Housing and Urban Development and the Governor's Office of Planning and Research; and make California Environmental Quality Act findings - All Districts

Acting as the Orange County Flood Control District:

34. Approve acquisition contract, residential rental agreement and grant deed with Helen Dominguez for purchase of real property within the Prado Dam Project area; authorize Auditor Controller to make related payments; authorize Purchasing Agent or authorized Deputy to execute related documents; and make California Environmental Quality Act findings - All Districts (Continued from 3/27/12, Item 35)

35. Approve agreement D12-006 with the Orange County Water District for construction improvements to Fletcher Retarding Basin ($3,000,000); and make California Environmental Quality Act findings - District 3 (Continued from 4/17/12, Item 46)

OC WASTE & RECYCLING

36. Receive bids and award contract to Harper Contracting Inc. for Middle East Channel Improvement project, Olinda Alpha Landfill ($1,435,937); and make California Environmental Quality Act findings - District 4

PUBLIC PROTECTION

Probation:

37. Approve submission of Orange County Comprehensive Multi-Agency Juvenile Justice Plan modification for FY 2012-13 to State Corrections Standards Authority; and authorize Chief Probation Officer to execute application - All Districts

38. Approve renewal of agreement with C.M. Tipton Polygraph and Associates for adult sex offender post conviction polygraph examination services, 6/1/12 - 5/31/13 ($170,000); authorize Purchasing Agent or authorized Deputy to execute agreement; and make California Environmental Quality Act findings - All Districts

GENERAL ADMINISTRATION

County Executive Office:

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

40. Receive and file status report and approve continuance of emergency pursuant to Public Contract Code Section 22050 (c)(1) for Emergency Project Data Center HVAC 2012 Upgrades and set review to determine continuing need for emergency action for 5/8/12, 9:30 a.m. and every 14 days thereafter - All Districts

41. Approve grant applications/awards submitted by District Attorney, Probation and Sheriff-Coroner in 5/1/12 grant report and other actions as recommended; adopt resolution authorizing Sheriff-Coroner or designee to execute all documents necessary for FY2012 Operation Stonegarden Grant Program application and grant assurances and authorize submittal of grant application to County of San Diego and any action necessary for obtaining and expending related funds provided by the U.S. Department of Homeland Security - All Districts

42. Approve amendment to FY 2011-12 Memorandum of Understanding with Orange County Superior Court of California for Court Security services provided by Sheriff-Coroner; authorize County Executive Officer or designee to execute amendment - All Districts

43. Receive and file Quarterly Information Technology Project Status Detail and Executive Summary Reports and Risk Assessment Report for January - March 2012 - All Districts

44. Approve FY 2011-12 Third Quarter Budget Report: approve related budget actions and amend master position control - All Districts (RA 1 & 5 requires 4/5 vote of members present)

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

DISCUSSION

S44A. **Health Care Agency** - CalOptima Board of Directors - Select and appoint one Physician in Current Practice; one Independent Physician's Association/Health Network Representative, one County Resident/Non-Consumer; and one CalOptima Recipient/501 (c)(3) Representative, for terms ending 4/30/16 - All Districts

S44B. **OC Community Resources - Acting as the County's Successor Agency** - Adopt Recognized Obligation Payment Schedule, 7/1/12 - 12/31/12; direct staff to submit ROPS to County's Oversight Board; upon approval of County's Oversight Board, authorize staff to submit ROPS to State Department of Finance and State Controller's Office; and direct staff to notify Board of any changes made to the ROPS by County Auditor/Controller, County's Oversight Board, State Department of Finance, and/or State Controller's Office - All Districts

IV. PUBLIC HEARINGS (Item 45)

OC COMMUNITY RESOURCES

45. Public Hearing as to Recommended Actions 2, 3 and 5 to consider approving FY 2012-13 Annual Action Plan and Federal Allocation of U.S. Department of Housing and Urban Development new, reprogrammed and program income Community Development Block Grant, HOME Investment Partnership Act funds, Emergency Solutions grant (ESG) funds and local 15U Housing Funds ($5,314,262); approve amended FY 2011-12 Annual Action Plan for ESG funding; select providers and projects and approve agreement for Public Facilities and improvements and Housing Rehabilitation activities and exempt/public services; approve recommended funding allocations; approve agreement with Mercy House Living Centers, Inc. for Armory Emergency Shelter Program ($770,286); approve license to use state military facility agreement with California National Guard for Santa Ana and Fullerton Armory facilities ($134,100); and authorize Director or designee to execute all agreements and related documents and renew agreements under certain conditions - All Districts

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

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: Joseph James v. County of Orange, Workers' Compensation Appeal Board Case No. ADJ7109457

CS-2. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(a):
Name of Case: Orange County Flood Control District v. Altfillisch Construction Co., Riverside County Superior Court Case No. RIC 10013337

CS-3. CONFERENCE WITH LEGAL COUNSEL - THREATENED LITIGATION - Pursuant to Government Code Section 54956.9(b):
Number of Cases: One Case

County Executive Office:

CS-4. CONFERENCE WITH REAL PROPERTY NEGOTIATOR - Pursuant to Government Code Section 54956.8:
Property Location: 888 North Main Street, Santa Ana, California
County Negotiator: Thomas G. Mauk
Negotiating Party: Purchasers and sellers of buildings
Under Negotiation: Terms and value of potential future sale(s) and acquisition(s)
Continued to 5/8/12, 9:30 a.m.

CS-5. 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; 1770 North Broadway, Santa Ana, CA

CS-6. **Human Resources Department -** CONFERENCE WITH LABOR NEGOTIATOR - Pursuant to Government Code Section 54957.6:
Agency Negotiator: Thomas G. Mauk
Employee Organization: Association of County Law Enforcement Management (ACLEM), American Federation of State, County and Municipal Employees (AFSCME), 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

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

CLOSED SESSION

SCS7. **County Counsel** - CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(a):

Name of Case: California Department of Finance and Dr. Jack Scott, Chancellor of the California Community Colleges v. Jan Grimes, in her official capacity as Interim Orange County Auditor-Controller OCSC Case No. 30-2012-00559592-CU-WM-CJC

SCS8. **County Counsel** - CONFERENCE WITH LEGAL COUNSEL – EXISITNG LITIGTION – Pursuant to Government Code Section 54956.9(a):

Name of Case: Association of Orange County Deputy Sheriffs v. County of Orange, Orange County Superior Court Case No. 30-2010-00400085

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:

May 8, 2012	**Regular Meeting**
May 15, 2012	**Canceled Meeting**
May 22, 2012	**Regular Meeting**