REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

Tuesday, June 19, 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	Bob Franz, CFO
	COUNTY COUNSEL	Nicholas S. Chrisos
	CLERK OF THE BOARD	Susan Novak

INVOCATION: Supervisor Bates, Fifth District, gave the invocation

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

I. PRESENTATIONS/INTRODUCTIONS

Chairman Moorlach will be presenting a resolution to Thomas V. McKernan, Chief Executive Officer, Automobile Club of Southern California on his retirement
CONTINUED TO 6/26/10, 9:30 A.M.

Chairman Moorlach presented the David Kurtz Award to Jacqueline Cole, Public Defender's Office

II. CONSENT CALENDAR (Items 1-40)

35142 X **APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEMS 3, 13, 17, 18, 27, 30 & 40 WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE; AND CHAIRMAN MOORLACH ABSTAINED ON ITEM 20**

BOARD APPOINTMENTS

1. **Supervisor Campbell -** Acting as Orange County Housing Authority -Housing and Community Development Commission - Reappoint Jim Palmer, Tustin, for term ending 6/30/13

ELECTED DEPARTMENT HEADS

2. **Auditor-Controller -** Acting as the Board of Supervisors and Orange County Flood Control District - Adopt resolutions establishing appropriations limits, cost of living and population factors, FY 2012-13, for County and Flood Control District funds - All Districts
RESO: 12-058 - 12-059

3. **District Attorney -** Approve agreement MA-026-12011909 with JT Tech, Inc. for maintenance and technical support service of network equipment, 7/1/12 - 6/30/13 ($120,529.30); renewable for two additional one-year periods ($120,529.30 per year); and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

25134 **APPROVED AS RECOMMENDED**
X

Sheriff-Coroner:

4. Approve agreement MA-060-12011816 with Rotorcraft Support, Inc. for helicopter airframe component exchange, repairs, overhauls, parts and tools, 7/1/12 - 6/30/13 ($500,000); renewable for four additional one-year periods; and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

5. Receive bids and award contract to Legg, Inc. for Phase II of overhaul of electric sliding door project, Central Men's and Women's Jails ($553,300) - District 1

6. Receive bids and award contract to Carrier Corp. for dehumidification system, Coroner facility ($225,426) - District 1

7. Receive bids and award contract to Automatic Boiler Company to replace three hot water heat exchangers, Central Men's Jail ($473,950) - District 1

8. Approve agreement 12112445 with State of California for Peace Officer Standards and Training (POST) Supervisory Course, 7/1/12 - 6/30/13 ($38,010); and authorize Sheriff-Coroner or designee to execute agreement - All Districts

9. Approve agreement 12112308 with State of California for Peace Officer Standards and Training (POST) Driving and Force Option Simulator courses, 7/1/12 - 6/30/13 ($184,000) and authorize Sheriff-Coroner or designee to execute agreement - All Districts

10. Approve agreement MA-060-12012052 with Los Angeles SMSA Limited Partnership dba Verizon Wireless for installation and maintenance of equipment, Loma Ridge, 6/19/12 - 6/18/17 ($158,234); renewable for one additional five year term at no additional cost; and authorize Purchasing Agent or authorized Deputy to execute agreement - District 3

11. Approve agreement MA-060-12011980 with Charles R. Eastman dba Newport

Helicopter Service for helicopter mechanic services, 7/1/12 - 6/30/13 ($248,400); renewable for four additional one-year periods; and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

12. Approve agreement PO-060-12013454 with Waters Technologies Corporation for purchase and maintenance of liquid chromatograph/mass spectrometer, 6/19/12 - 6/18/13 ($352,903); and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

13. Approve agreement MA-060-12011893 with Computrition, Inc. for automated food services system software maintenance and support, 6/19/12 - 6/18/13 ($54,689); renewable annually for four years ($54,716 year two; $55,288 year three; $55,872 year four; $56,468 year five); and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

13452 **APPROVED AS RECOMMENDED**

HEALTH CARE AGENCY

14. Approve amendment 3 to lease with Tustin Unified School District for office space, Tustin; and make California Environmental Quality Act findings - District 3

JOHN WAYNE AIRPORT

15. Approve use of design-build procurement for Maintenance Building project; approve list of pre-qualified design-build contractors; authorize Director or designee to issue a Request for Proposals to approved pre-qualified contractors, establish proposal due date of 9/4/12; receive, open and evaluate proposals; return to Board for final approval; and to extend due date if necessary up to 90 days; and make California Environmental Quality Act findings - District 2

OC COMMUNITY RESOURCES

16. Approve agreement MA-012-12011821 with HLP, Inc. for OC Animal Care software licensing and maintenance services, 7/1/12 - 6/30/13 ($70,003); renewable for four one-year periods ($69,356 per year); and authorize Director or designee to exercise cost contingency increase not to exceed 10% - All Districts

17. Accept donation from Rotary Club of Laguna Niguel for a scale model Bas Relief Map, Laguna Niguel Library ($15,000) - District 5

52134 **APPROVED AS RECOMMENDED**

18. Approve agreement with 2-1-1 Orange County for Information and Referral Call Center, 7/1/12 - 6/30/13 ($200,000); and authorize Director or designee to execute agreement and make line item budget transfers - All Districts

23145 **APPROVED AS RECOMMENDED**

19. Approve amendment 1 to communications site license agreement PR64AF-451 with Southern California Edison and Los Angeles SMSA Limited Partnership, dba Verizon Wireless for installation of fiber optic cable line to wireless communications facility to enhance cell phone service for park visitors and neighboring residents, Laguna Coast Wilderness Park; and make California Environmental Quality Act findings - District 5

20. Approve amendment 1 to lease HA55D-37M1 with Coast Community College District to permit commercial boat charters aboard the Nordic Star to support job-related marine and educational programs; and make California Environmental Quality Act findings - District 2

35142 A **APPROVED AS RECOMMENDED**

21. **Acting as the Board of Supervisors and Orange County Housing Authority** - Approve amendment 1 to agreement MA-012-11011419 with HAPPY Software, Inc., for purchase of upgrades and customization to the current Public Housing Authority enterprise application system, period ending 8/31/12 ($17,050; new total $156,032); and authorize the County Purchasing Agent or his authorized Deputy to execute amendment and renew agreement two additional one-year terms ($48,831 second year; $49,079 third year) - All Districts

OC PUBLIC WORKS

22. Approve agreement with Jacobs Engineering Group, Inc. for Central Utility Facility Engineering Services 2011-2021 Project ($523,580); and make California Environmental Quality Act findings - District 1

23. Receive bids and award contract to Bon Air, Inc. for replacement of two 150 ton chillers, Health Care Agency Clinic ($319,000); and make California Environmental Quality Act findings - District 1

24. Waive irregularity in bid proposals submitted by T.E. Roberts, Inc.; receive bids and award contract to T.E. Roberts, Inc. for Ethelbee Way Storm Drain Project ($269,169); and make California Environmental Quality Act findings - District 3

25. Approve amendment 2 to agreement MA-080-10012229 with Phillips and Jordan Inc. for fuel modification and weed abatement, 7/1/12 - 6/30/13 ($235,000); authorize Purchasing Agent or authorized Deputy to execute amendment; and make California Environmental Quality Act findings- All Districts

26. Approve agreement D11-088 with the City of Newport Beach to conduct a water balance analysis of the Big Canyon Wash Watershed ($100,000); and make California Environmental Quality Act findings - Districts 1, 2, 3 and 5

Acting as the Orange County Flood Control District:

27. Approve agreement D12-009 with Disneyland Resort to establish terms and conditions for adoption of reach in Anaheim-Barber Channel, two year term; renewable for five additional years; authorize Director or designee to develop Countywide Flood Control Channel Adoption Program; and make California Environmental Quality Act findings - District 4 (Continued from 5/22/12, Item 29)

23145 **APPROVED AS RECOMMENDED**

28. Approve amendment 1 to agreement D09-098 with CALTROP Corporation and amendment 1 to agreement D09-099 with AECOM Technical Services, Inc. for on-call engineering services, extending terms one additional year, 6/27/12 - 6/26/13 - All Districts

29. Approve amendment 1 to agreement D09-047 with VA Consulting, Inc. for on-call

architect-engineering services to support completion of Orange County Flood Control District projects, 7/14/12 - 7/13/14 - All Districts

30. Approve amendment 2 to agreement MA-080-10012274 with Natures Image, Inc. for flood control channel cleaning maintenance services, 7/1/12 - 6/30/13 ($500,000); authorize Purchasing Agent or authorized Deputy to execute agreement; and make California Environmental Quality Act findings - All Districts

23145 **APPROVED AS RECOMMENDED**

31. Approve acquisition & conveyance agreement with Chino Holding Company, LLC and agreement to accept assignment with City of Chino for transfer of easements located within the Prado Dam Project; authorize Director or designee to perform related actions and execute acquisition and conveyance contract and easement deed; authorize Auditor-Controller to make related payments; and make California Environmental Quality Act findings - All Districts

Acting as the Board of Supervisors and Orange County Flood Control District:

32. Approve agreement MA-080-12011719 with Larry Walker Associates, Inc. for on-call architect-engineering support services for environmental regulation, 7/1/12 - 6/30/15 ($400,000); and make California Environmental Quality Act findings - All Districts

33. Approve renewal of agreement MA-080-11012089 with California Conservation Corps for various maintenance activities within unincorporated areas of Orange County, 7/1/12 - 6/30/13 ($297,000); and make California Environmental Quality Act findings - All Districts

34. Approve agreement MA-080-12011792 with GEI Consultants, Inc. for on-call environmental regulation support services, 6/19/12 - 6/18/15 ($400,000); authorize Purchasing Agent or authorized Deputy to execute agreement; and make California Environmental Quality Act findings - All Districts

SOCIAL SERVICES AGENCY

35. Authorize Director or designee to execute Phoenix Club Meeting & Banquet agreement and Room Rental & Banquet Terms and Conditions for United Way Leadership Breakfast scheduled for Wednesday, September 26, 2012 - All Districts

36. Authorize increase to General Relief Standard of Aid to be equal to CalWORKs maximum aid level for corresponding household size, consistent with Welfare and Institutions Code Section 17000.5 and County of Orange General Relief Regulations Section 80.1 and update the General Relief Maximum Aid Table in County of Orange General Relief Regulations Section 80.7.a to reflect increased aid level; authorize SSA Director or designee to make periodic increase and decreases under certain conditions - All Districts

GENERAL ADMINISTRATION

37. **Clerk of the Board -** Approve proposed amendments to the Conflict of Interest Code Designated Filer Exhibits for the Magnolia School District - All Districts

38. **County Counsel -** Select Best Best & Krieger, LLP as primary and Opper & Varco, LLP as

secondary legal firms for professional legal services to Health Care Agency Environmental Health; approve master agreements MA-042-12011621 with Best Best & Krieger, LLP ($50,000) and MA-042-12011622 with Opper & Varco, LLP ($20,000), 7/1/12 - 6/30/14; renewable for three additional one-year periods; and authorize Purchasing Agent or authorized Deputy to execute master agreements - All Districts (2/3 vote of the membership)

39. **County Executive Office -** Approve amendment 4 to price agreement N1000008171 as MA-017-11010157 with 911 ETC Inc. for license/support and maintenance for E911 Notification System, 7/1/12 - 6/30/13 ($52,000); and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

40. **Human Resources Department -** Adopt resolution approving continuation of military supplemental pay and benefits provided by Resolution Nos. 01-350, 02-061, 02-283, 03-068, 03-300, 04-053, 04-256, 05-044 and 11-040 to be effective until National Emergency ends, unless terminated earlier by the Board of Supervisors; and direct staff to report to the Board on annual basis the status of military supplemental pay program - All Districts

13452 **APPROVED AS RECOMMENDED**
RESO: 12-060

END OF CONSENT CALENDAR

III. DISCUSSION ITEMS (Items 41-72)

ELECTED DEPARTMENT HEADS

Assessor Department:

41. Approve amendment 5 to MA-002-11012392 (N1000010592) with Xerox State & Local Solutions, Inc. for IT support of Assessment Tax System Re-Engineering project, deployment and roll production, 6/25/12 - 9/30/12 ($550,000; new total $3,443,000); and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts
43152 **APPROVED AS RECOMMENDED**

42. Approve agreement MA-002-1212011886 with Napoleon Dogaru, dba Modern eConcepts, for technical system services and application support of the Assessment Tax System, 7/1/12 - 6/30/13 ($165,600); renewable for two consecutive one-year terms; and authorize Purchasing Agent or authorized Deputy to execute agreement and exercise contingency contract increase not to exceed 10% - All Districts
43152 **APPROVED AS RECOMMENDED**

Auditor-Controller:

43. Acting as the Board of Supervisors and Orange County Housing Authority - Adopt resolution authorizing temporary transfer of cash between various funds - All Districts
34152 **APPROVED AS RECOMMENDED**
RESO: 12-061

44. Approve agreement MA-003-12012128 with Aeris Enterprises, Inc., to complete development of CAPS+ Data Warehouse, effective 6/19/12 - 6/18/13 ($290,500); and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts
41352 **APPROVED AS RECOMMENDED**

45. **Clerk-Recorder -** Approve price agreement with SouthTech Systems Inc. to provide auto-indexing and redaction software and annual maintenance services, 7/2/12 - 6/30/15 ($295,363); renewable for two one-year periods ($40,469 per year); authorize Clerk-Recorder or designee to exercise cost contingency increase not to exceed 10% - All Districts
B.O. **DELETED**

Sheriff-Coroner:

46. Approve agreement MA-060-12011846 with L3 Communications Mobile-Vision, Inc. for maintenance of digital in-car video systems, 6/24/12 - 6/23/13 ($159,564); and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts
54132 **APPROVED AS RECOMMENDED**

47. Approve agreement MA-060-12011949 with Specialized Elevator Corporation for annual elevator preventative maintenance and repair services, 6/27/12 - 6/26/17 ($2,000,000); and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts
14352 **APPROVED AS RECOMMENDED**

48. **Treasurer-Tax Collector -** Approve amendment 5 to agreement MA-074-10010309 with Financial Statement Services, Inc. for printing and mailing services, for term ending 8/25/12 ($60,000; new total $1,500,000); and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts

54132 **APPROVED AS RECOMMENDED**

HEALTH CARE AGENCY

49. 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

B.O. **CONTINUED TO 6/26/12, 9:30 A.M.**

50. Approve agreement with Cerner Corporation for maintenance and support services for Integrated Records Information System, 7/1/12 - 6/30/12 ($1,266,232); and authorize Director or designee to execute agreement - All Districts

43152 **APPROVED AS RECOMMENDED**

51. Approve selection of and agreement with MedImpact Healthcare Solutions, Inc. for Pharmacy Benefits Administrator Services, 6/20/12 - 12/31/13 ($43,746,985); renewable for four additional one-year periods and authorize Director or designee to execute agreement; approve amendment 1, 7/1/11 - 6/30/12 ($17,000; new total $202,000) and renewal to master agreement MA-042-11012171, 7/1/12 - 6/30/13 ($236,200) with Pro Pharma Pharmaceutical Consultants, Inc., dba Pro Pharma for Pharmacy Benefits Manager Quality Assurance services; and authorize Purchasing Agent or authorized Deputy to execute master agreements with Pro Pharma Pharmaceutical Consultants, Inc. and to exercise cost contingency increase of agreement not to exceed 10% under certain conditions - All Districts

45132 **APPROVED AS RECOMMENDED**

OC COMMUNITY RESOURCES

52. Approve Mitigated Negative Declaration IP 11-206; approve pre-qualified list of contractors to bid; and approve plans and specifications and set bid opening for 8/1/12 at 2:00 p.m., for Irvine Regional Park Maintenance Yard Project - District 3

34152 **APPROVED AS RECOMMENDED**

53. Approve Workforce Investment Act (WIA) Youth Master Cost Reimbursement agreements with City of La Habra ($331,951); Irvine Unified School District ($848,443); Orange County Asian and Pacific Islander Community Alliance ($434,151) and Orange County Conservation Corps ($1,614,545) for continued WIA youth employment and training services, 7/1/12 - 6/30/13; and authorize Director or designee to execute master agreements and to exercise a cost contingency increase or decrease not to exceed 10% and make line item budget transfers under certain conditions - All Districts

43152 **APPROVED AS RECOMMENDED**

54. Adopt resolution approving agreement HI-1213-22 and contractor/vendor confidentiality statement with California Department of Aging for Health Insurance Counseling & Advocacy Program services, 7/1/12 - 6/30/13 ($601,578); approve amendment 3 to renew agreement with Council on Aging Orange County for continued Health Insurance Counseling and Advocacy Program services to Orange County Medicare beneficiaries, 7/1/12 - 6/30/13 ($553,110); and authorize Director or designee to execute agreements, future amendments and to exercise

contingency cost increases or decreases not to exceed 15% under certain conditions - All Districts

31452 **APPROVED AS RECOMMENDED**
RESO: 12-062

55. Adopt resolution approving standard agreement TV-1213-22 with California Department of Aging for Title V Senior Community Service Employment Program services, 7/1/12 - 6/30/13 ($764,170); and authorize Director or designee to execute agreement and future amendments extending term for up to six months, and exercise contingency cost increase or decrease not to exceed 15 percent under certain conditions - All Districts

54132 **APPROVED AS RECOMMENDED**
RESO: 12-063

56. 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

23145 **CONTINUED TO 6/26/12, 9:30 A.M.**

57. 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

53142 **CONTINUED TO 6/26/12, 9:30 A.M.**
NN

58. Adopt resolution approving agreement AP-1213-22 and Contractor/Vendor Confidentiality Statement with California Department of Aging for continued operation of senior services programs, 7/1/12 - 6/30/13 ($10,100,208); and authorize Director or designee to execute agreement, future amendments and to exercise contingency cost increase or decrease not to exceed 15 percent under certain conditions - All Districts

41352 **APPROVED AS RECOMMENDED**
X

RESO: 12-064

59. Approve amendment 3 to master agreement with various vendors to renew agreements for Older Americans Act services and approve amendment 8 to agreement with St. Jude Hospital, Inc. Caregiver Resource Center for senior services, 7/1/12 - 6/30/13; and authorize Director or designee to execute amendments to individual agreements and exercise a contingency cost increase or decrease not to exceed 15% and make line item budget transfers under certain conditions - All Districts

41352 **APPROVED AS RECOMMENDED**

60. Adopt resolution approving Workforce Investment Act (WIA) Subgrant agreement K386314 with State Employment Development Department for continued employment and training services, FY 2012-13 ($14,547,349); and authorize Director or designee to execute agreement, accept non-material modifications, sign all necessary documents and accept additional projected funding increase from State ($9,054,183) or decreases under certain conditions - All Districts

34152 **APPROVED AS RECOMMENDED**
RESO: 12-065

61. Receive bids and award contract to Kana Pipeline, Inc. for Domestic Water Lines Replacement Project, Irvine Regional Park ($1,763,000); and make California Environmental Quality Act findings - District 3

31452 **APPROVED AS RECOMMENDED**

62. Approve master agreements with Orange County Human Relations Council and Community Services Program, Inc. for Dispute Resolution Program Act services for residents and businesses, 7/1/12 - 6/30/13 ($600,000); renewable for four additional one-year periods; and authorize Director or designee to execute agreements and amendments and to exercise contingency cost increase or decrease not to exceed 10% and make modifications under certain conditions - All Districts

43152 **APPROVED AS RECOMMENDED**

63. Approve master agreements with Human Options, Inc., Interval House, Laura's House and Women's Transitional Living Center, Inc. for Domestic Violence Shelter-Based Programs, 7/1/12 - 6/30/13 ($572,000); renewable for four one-year additional periods; and authorize Director or designee to execute agreements and amendments and to exercise contingency cost increase or decrease not to exceed 10% and make modifications under certain conditions - All Districts

34152 **APPROVED AS RECOMMENDED**

64. 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 6/26/12, 9:30 a.m. - All Districts

B.O. **CONTINUED TO 6/26/12, 9:30 A.M.**

65. 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

21345 **CONTINUED TO 6/26/12, 9:30 A.M.**

Acting as the Board of Supervisors and Orange County Housing Authority:

66. Approve selection of Cerritos Family Apartments for utilization of nineteen Project-Based Housing Choice Vouchers to provide affordable rental housing units for Mental Health Services Act eligible households; authorize Orange County Housing Authority Executive Director or designee to execute all necessary documents; and make California Environmental Quality Act findings - District 4

41352 **APPROVED AS RECOMMENDED**

67. Authorize $5,000,000 increase to appropriations and revenues for Orange County Housing Authority Fund 15F for housing voucher and assistance programs, FY 2011-12 - All Districts (4/5 vote of the members present)

43152 **APPROVED AS RECOMMENDED**

OC PUBLIC WORKS

68. Approve Contract Change Orders 24 ($163,090.58) and 35 ($175,893.89) to agreement D09-

092 with Sukut Construction, Inc. for removal and disposal of mud and debris and asphalt concrete pavement Alton Parkway extension; and make California Environmental Quality Act findings - Districts 3 and 5 (Continued from 5/22/12, Item 76)

35142 **APPROVED RECOMMENDED ACTIONS 1 AND 3**

35142 **APPROVED CHANGE ORDER 24, EXTRA WORK ORDER A FOR $105,048.42**

35142 **APPROVED CHANGE ORDER 24, EXTRA WORK ORDER B FOR $58,042.16**
NN

GENERAL ADMINISTRATION

County Executive Office:

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

53142 **APPROVED AS RECOMMENDED**

70. Adopt resolution authorizing issuance of additional County of Orange Teeter Plan Obligations Commercial Paper Notes; execution and delivery of Fourth Supplemental Trust agreement, a Demand Obligation and all other documents as necessary; and make related findings - All Districts

43152 **APPROVED AS RECOMMENDED**
RESO: 12-066

71. Approve grant applications/awards submitted by Health Care Agency, Sheriff-Coroner and OC Community Resources in 6/19/12 grant report and other actions as recommended - All Districts

41352 **APPROVED AS RECOMMENDED**

72. Approve agreement MA-017-12011985 with GCAP Services Inc. for PTMS Support services, 6/20/12 - 3/30/14 ($615,000); and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

43152 **APPROVED AS RECOMMENDED**
X

IV. PUBLIC HEARINGS (Items 73-74)

HEALTH CARE AGENCY

73. Public Hearing to consider adopting resolution approving Environmental Health Division Fee schedule update, rescinding Resolution 11-078, effective 7/1/12; and make California Environmental Quality Act and other findings - All Districts

B.O. **CLOSED PUBLIC HEARING**

43152 **APPROVED AS RECOMMENDED**
XA

RESO: 12-067

OC COMMUNITY RESOURCES

74. Public Hearing to consider adopting resolution approving Engineer's Report FY 2012-13 East Yorba Linda County Service Area 22 proposed benefit assessment levy for park maintenance services at Woodgate Park; and make California Environmental Quality Act findings - District 3

B.O. **CLOSED PUBLIC HEARING**

34152 X **APPROVED AS RECOMMENDED**

RESO: 12-068

V. CLOSED SESSION (Items CS-1-SCS-9)

GENERAL ADMINISTRATION

County Counsel:

CS-1. CONFERENCE WITH LEGAL COUNSEL - THREATENED LITIGATION - Pursuant to Government Code Section 54956.9(b):
Number of Cases: One Case
HELD, THE CLERK READ: THE BOARD BY A UNANIMOUS VOTE, APPROVED A PROPOSED SETTLEMENT OF THREATENED LITIGATION. 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(a):
Name of Case: County of Orange v. Eastcom Corp., etc., et al., OCSC Case No. 30-2011-00526759
HELD, NO REPORTABLE ACTION

CS-3. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(a):
Name of Case: Donald Schaeffer v. County of Orange, et al., United States District Court Case No. SACV11-00335 DOC (RNBx)
HELD, THE CLERK READ: BY A VOTE OF 3 TO 2, WITH SUPERVISORS NGUYEN, CAMPBELL AND BATES VOTING IN FAVOR, SUPERVISORS MOORLACH AND NELSON VOTING AGAINST. THE BOARD APPROVED A PROPOSED SETTLEMENT IN THE CASE OF DONALD SCHAEFFER V. COUNTY OF ORANGE, ET AL. THE PROPOSED SETTLEMENT REMAINS SUBJECT TO FINAL APPROVAL OF OTHERS. AS SOON AS THE PROPOSED SETTLEMENT BECOMES FINAL, DETAILS WILL BE MAKE AVAILABLE IN THE OFFICE OF CEO/RISK MANAGEMENT TO ANY PERSON WHO INQUIRES.

CS-4. CONFERENCE WITH LEGAL COUNSEL - THREATENED LITIGATION - Pursuant to Government Code Section 54956.9(b):
Number of Cases: One Case
HELD, NO REPORTABLE ACTION

CS-5. CONFERENCE WITH LEGAL COUNSEL -- EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(a):
Name of Case: Phoebe Loggins, et al. v. County of Orange, et al., United States District Court Case number SACV12-691JVS(MLGx)
HELD, NO REPORTABLE ACTION

County Executive Office:

CS-6. 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 form 5/22/12, Item CS-2)
B.O. **CONTINUED TO 6/26/12, 9:30 A.M.**

CS-7. CONFERENCE WITH REAL PROPERTY NEGOTIATOR - Pursuant to Government Code Section 54956.8:
Property Location: 301 S. State College, Fullerton, California
County Negotiator: Thomas G. Mauk
Negotiating Party: Purchaser and Sellers of Building
Under Negotiation: Terms and Value of Future Sale
HELD, NO REPORTABLE ACTION

CS-8. **Human Resources Department -** 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
HELD, NO REPORTABLE ACTION

SCS-9. **County Counsel -** CONFERENCE WITH LEGAL COUNSEL - INITIATION OF LITIGATION
Pursuant to Government Code Section 54956.9(c)
Number of Cases: One Case
HELD, THE CLERK READ: BY A VOTE OF 3 TO 2, WITH SUPERVISORS NGUYEN, CAMPBELL AND BATES VOTING IN FAVOR, SUPERVISORS MOORLACH AND NELSON VOTING AGAINST. THE BOARD AUTHORIZED COUNTY COUNSEL TO FILE LITIGATION. THE IDENTITY OF THE PARTIES AND OTHER PARTICULARS WILL BE DISCLOSED TO ANY PERSON UPON INQUIRY ONCE THE ACTION IS FILED.

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

PUBLIC COMMENTS:
Michael Klubnikin - Oral Re: Public Guardian

Darrell Nolta - Oral Re: San Onofre, Deputy Sheriff's overtime pay and passing of Ray Bradbury

COUNTY EXECUTIVE OFFICER COMMENTS:
None

BOARD COMMENTS, COMMITTEE, COMMISSION AND TRAVEL REPORTS:
Chairman Moorlach - Oral Re: Sheriff Deputies overtime pay

ADJOURNED: 2:38 P.M.
32145 **Adjourned in memory of Mary Widdows**

52134 **Adjourned in memory of Robert Ross Sinclair**

*** 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