A G E N D A

REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

Tuesday, August 9, 2016
9:00 A.M. Presentation
9:30 A.M. Regular Business

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

LISA A. BARTLETT
CHAIRWOMAN
Fifth District

MICHELLE STEEL
VICE CHAIR
Second District

ANDREW DO
SUPERVISOR
First District

TODD SPITZER
SUPERVISOR
Third District

SHAWN NELSON
SUPERVISOR
Fourth District

COUNTY EXECUTIVE OFFICER
Frank Kim

COUNTY COUNSEL
Leon J. Page

CLERK OF THE BOARD
Robin Stieler

This agenda contains a brief description of each item to be considered. Except as provided by law, no action shall be taken on any item not appearing in the agenda. To speak on an item, complete a Speaker Request Form(s) identifying the item(s) and deposit it in the box to the left of the podium. To speak on a matter not appearing in the agenda, but under the jurisdiction of the Board of Supervisors, you may do so during Public Comments at the end of the meeting. Speaker request forms must be deposited prior to the beginning of the consent calendar, the reading of the 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. Address the Board as a whole through the Chair. Comments to individual Supervisors or staff are not permitted. Speakers are limited to three (3) minutes per item with nine (9) minutes cumulative for the entire meeting. Power Point and video presentations must be requested in advance of the meeting through the Clerk.

Supporting documentation is available for review in the Clerk of the Board of Supervisors office in the Hall of Administration, 333 W. Santa Ana Blvd., Room 465, Santa Ana, 92701 8:00 am - 5:00 pm, Monday-Friday.
The Agenda is available online at: http://ocgov.com/gov/bos/agenda
Meetings are broadcast live at http://bos.ocgov.com/video/video.html

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INVOCATION: Supervisor Nelson, Fourth District

PLEDGE OF ALLEGIANCE: Vice Chair Steel, Second District

I. PRESENTATIONS/INTRODUCTIONS (9:00 A.M.)

Chairman Bartlett will be presenting a resolution commending Steve Geidt, Chief Executive Officer of Saddleback Memorial Medical Center for 35 years of service

(Regular Business of the Board of Supervisors will commence at 9:30 A.M. or after)

II. CONSENT CALENDAR (Items 1-17)

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. **Chairwoman Bartlett -** Orange County Audit Oversight Committee - Appoint Bob Brown, Laguna Niguel, for term ending 12/31/19

DEPARTMENT APPOINTMENTS

2. **OC Community Resources -** Acting as the Orange County Housing Authority - Housing and Community Development Commission - Reappoint Ron Garcia, Brea; Ma'Ayn Johnson, Fullerton; Helen Smith-Gardner, Mission Viejo and Phan Vu, Westminster, for terms ending 6/30/18 - All Districts

ELECTED DEPARTMENT HEADS

3. **Auditor-Controller -** Approve amendment 2 to agreement MA-003-14011540 with Aeris Enterprises, Inc., for development of CAPS+ Payroll and Payroll Accounting Management Data Warehouse, 8/13/16 - 8/13/17; and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts

Sheriff-Coroner:

4. Approve agreement with Saddleback Valley Community Church for donated space for motorcycle officer training, effective upon Board approval; and authorize Sheriff-Coroner or designee to execute agreement - District 5

5. Accept donation of $150,000 from Drug Use Is Life Abuse to fund Deputy Sheriff I position for one year in the Sheriff-Coroner's Community Programs/Drug Education Unit - All Districts

JOHN WAYNE AIRPORT

6. Approve solicitation of bids for Taxicab Operating Agreement, release date 8/10/16; authorize Director or designee to extend bid release date up to 60 days; and make California Environmental Quality Act and other findings - District 2

7. Approve amendment 4 to agreement MA-280-13011438 with American Integrated Services, Inc., UnitedPumping Services Inc., and Stericycle Environmental Solutions, Inc., dba Double Barrel Environmental Services Inc., for on-call environmental cleanup services, term ending 3/26/17 ($40,000; new total $130,000; cumulative total $409,000); authorize Purchasing Agent or authorized Deputy to execute amendment; and make California Environmental Quality Act and other findings - District 2

OC PUBLIC WORKS

8. Approve agreement MA-080-16012303 with United Testing Corporation dba United Inspection & Testing for Central Utility Facility Infrastructure Upgrade Project, 8/9/16 - 8/8/18 ($194,479); and authorize Director or designee to execute agreement - District 1

9. **Acting as the Orange County Flood Control District** - Approve Utility License Template for utility service providers to use Orange County Flood Control District land; and authorize Director or designee to prepare, review and execute licenses under certain conditions - All Districts
Continued to 9/13/16, 9:30 A.M

PUBLIC PROTECTION

10. **Probation** - Approve Memorandum of Understanding with Pathways to Hope for dog training services, Youth Leadership Academy, 9/1/16 - 8/31/19; and authorize Chief Probation Officer or designee to renew MOU for two years, 9/1/19 - 8/31/21 - All Districts

SOCIAL SERVICES AGENCY

11. Approve non-financial Memorandum of Understanding (MOU) with City of Anaheim and AnaheimWorkforce Development Board for California Work Opportunity and Responsibility to Kids Welfare-to-Work participants, 9/1/16 - 6/30/19; and authorize Director or designee execute MOU and make non-financial amendments under certain conditions - Districts 3 and 4

12. **Acting as the Board of Supervisors and OC In-Home Supportive Services Public Authority** - Approve Memorandum of Agreement with Luz Napoles Loreto as Executive Director of Orange County In-Home Supportive Services Public Authority, 8/5/16 - 8/4/17 ($106,392); and authorize Director or designee to execute Memorandum of Agreement - All Districts (Continued from 7/26/16, Item 15)
Revised Title to read: **Social Services Agency - Acting as the Board of Supervisors and OC In-Home Supportive Services Public Authority** - Approve ~~Memorandum~~ of Employment Agreement with Luz Napoles Loreto as Executive Director of Orange County In-Home

Supportive Services Public Authority, ~~8/5/16 - 8/4/17~~ *8/9/16 - 8/8/20 (annual base salary* $106,392 ($51.15 x 2080 hours) with a total compensation (including benefits) $142,000); and authorize Director or designee to execute ~~Memorandum of~~ *Employment Agreement and approve discretionary salary/equity increases in accordance with the Administrative Manager Salary Schedule* - All Districts (Continued from 7/26/16, Item 15)

GENERAL ADMINISTRATION

Clerk of the Board:

13. Approve proposed amendments to the Conflict of Interest Code Designated Filer Exhibits for theBuena Park School District - Districts 2 and 4

14. Approve proposed amendments to the Conflict of Interest Code Designated Filer Exhibits for theSouth Coast Regional Occupational Program - District 5

15. Approve re-adoption of the State's Model Code by reference and modifications to Designated Filer Positions and Disclosure Categories Exhibits A & B for Rossmoor/Los Alamitos Area Sewer District – District 2

16. Approve proposed amendments to the Conflict of Interest Code Designated Filer Exhibits forIrvine Ranch Water District - Districts 2, 3 and 5

17. Approve proposed amendments to the Conflict of Interest Code Designated Filer Exhibits forProbation - All Districts

END OF CONSENT CALENDAR

III. DISCUSSION ITEMS (Items 18-31)

ELECTED DEPARTMENT HEADS

18. **District Attorney -** Approve agreement MA-026-17010077 with Larson O'Brien LLP for professional legal services, 8/10/16 - 7/9/18 ($150,000 per year; total $300,000); and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts
Revised Title to read: District Attorney - Approve agreement MA-026-17010077 with Larson O'Brien LLP for professional legal services, 8/10/16 - *7/9/18* 8/9/18 ($150,000 per year; total $300,000); and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

19. **Sheriff-Coroner -** Approve amendment 2 to agreement MA-060-14011890 with Vector Aerospace USA, Inc. dba Vector Aerospace Helicopter Services USA for overhaul and repair of helicopter components and engines, 9/30/16 - 9/29/17 ($950,000; cumulative total $2,850,000); renewable for two additional one-year periods; and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts

JOHN WAYNE AIRPORT

20. Approve amendment 4 to Hangar Operation Lease and Fixed Base Operation Lease with Signature Combs, Inc., 8/9/16 - 12/31/18; and approve amendment 6 to Fixed Base Operation Lease with Newport FBO Two, LLC dba Atlantic Aviation, 8/9/16 - 12/31/18 - District 2 (4/5 vote of the members present)
Deleted

21. Approve amendment 2 to agreement with AMEC Foster Wheeler Environmental & Infrastructure, Inc. forenvironmental services, 9/10/16 - 9/9/17 ($800,000; cumulative total $3,680,000) - District 2

22. Select Ninyo & Moore Geotechnical and Environmental Sciences Consultants, Kleinfelder Inc., and Group Delta Consultants, Inc. as primary firms for on-call geotechnical engineering, materials testing, construction observation and inspection services; authorize negotiation of agreements for Board approval; and make California Environmental Quality Act and other findings - District 2

OC COMMUNITY RESOURCES

23. Approve amendment 4 to renew agreement MA-012-14011932 with HAPPY Software, Inc., for Housing Pro Software maintenance and support services, 9/1/16 - 8/31/17 ($145,441; cumulative total $369,039) with option to renew for up to two additional one-year periods; authorize Purchasing Agent or authorized Deputy to execute amendment; and authorize Director or designee to exercise cost contingency increase not to exceed 10% under certain conditions - All Districts

OC PUBLIC WORKS

24. Approve agreement MA-080-16012204 with S. Groner Associates, Inc. for Storm Water Education andOutreach Campaign services, 8/9/16 - 8/8/21 ($2,500,000); and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts
Revised Title to read: OC Public Works - Approve agreement MA-080-16012204 with S. Groner Associates, Inc. for Storm Water Education and Outreach Campaign services, 8/9/16 - ~~8/8/21~~ 8/8/19 ~~($2,500,000)~~ *($1,500,000) with option to renew for two additional years*; and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

25. **Acting as the Board of Supervisors and Orange County Flood Control District -** Approve revised Design and Construction Procurement Policy Manual amending key procurement policies; and authorize Director or designee to execute - All Districts (Continued from 7/26/16, Item 30)

OC WASTE & RECYCLING

26. Approve amendment 3 to agreement MA-299-14010260 with Adam's Falconry Service, Airstrike BirdControl, Inc. and Avian Entertainment for bird abatement services, 9/20/16 - 9/19/17 ($380,000; cumulative total $1,520,000); renewable for one additional year; and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts

GENERAL ADMINISTRATION

County Executive Office:

27. Approve amendment 2 to lease agreement with Anaheim La Palma Partners, LP for office space at 3320 E. La Palma Avenue, Anaheim for Social Services Agency; extending term 15 years, 9/1/16 - 8/31/31; and authorize Chief Real Estate Officer to execute subsequent lease amendments that make non-monetary and/or monetary changes under certain conditions - District 3

28. Approve recommended positions on introduced or amended legislation and consider otherlegislative subject matters - All Districts

29. Approve grant applications/awards submitted in 8/9/16 grant report and other actions asrecommended - All Districts
Revised Title to read: **County Executive Office** - Approve retroactive grant applications/awards submitted *by Health Care Agency and OC Community Resources in* 8/9/16 grant report and other actions as recommended -All Districts

30. Acting as the Board of Supervisors and Legislative Body of Community Facilities Districts 86-2(Rancho Santa Margarita), 87-1 (Dimension Business Park), 87-2 (Portola Hills), 87-3 (Mission Viejo), 87-6 (Baker Ranch), 87-7 (Los Alisos), 87-9 (Santa Teresita), 88-1 (Aliso Viejo), and 88-2 (Lomas Laguna) - Consider second readings and adoption of "An Ordinance of the Board of Supervisors of the County of Orange, California, Dissolving Community Facilities District No. 86-2 (Rancho Santa Margarita) of the County of Orange and the Levy of Special Taxes and Ordering the Recordation of an Addendum to the Notice of Special Tax Authorization Relating to Community Facilities District No. 86-2 and to the Notices of Special Tax Liens Relating to Improvement Area No. 1 and Improvement Area No. 2"; "An Ordinance of the Board of Supervisors of the County of Orange, California, Dissolving Community Facilities District No. 87-2 (Portola Hills) of the County of Orange and the Levy of Special Taxes and Ordering the Recordation of an Addendum to the Notice of Special Tax Lien Relating to Community Facilities District No. 87-2"; "An Ordinance of the Board of Supervisors of the County of Orange, California, Dissolving Community Facilities District No. 87-3 (Mission Viejo) of the County of Orange and the Levy of Special Taxes and Ordering the Recordation of an Addendum to the Notice of Special Tax Lien Relating to Community Facilities District No. 87-3"; "An Ordinance of the Board of Supervisors of the County of Orange, California, Dissolving Community Facilities District No. 87-6 (Baker Ranch) of the County of Orange and the Levy of Special Taxes and Ordering the Recordation of an Addendum to the Notice of Special Tax Lien Relating to Community Facilities District No. 87-6"; "An Ordinance of the Board of Supervisors of the County of Orange, California, Dissolving Community Facilities District No. 87-7 (Los Alisos) of the County of Orange and the Levy of Special Taxes and Ordering the Recordation of an Addendum to the Notice of Special Tax Lien Relating to Community Facilities District No. 87-7"; "An Ordinance of the Board of Supervisors of the County of Orange, California, Dissolving Community Facilities District No. 87-9 (Santa Teresita) of the County of Orange and the Levy of Special Taxes and Ordering the Recordation of an Addendum to the Notice of Special Tax Lien Relating to Community Facilities District No. 87-9"; "An Ordinance of the Board of Supervisors of the County of Orange, California, Dissolving Community Facilities District No. 88-1 (Aliso Viejo) of the County of Orange and the Levy of Special Taxes and Ordering the Recordation of an Addendum to the Notice of Special Tax Lien Relating to Community Facilities District No. 88-1" - District 5 (Continued from 7/26/16, Item 41)

31. **Human Resource Services -** Approve revisions to existing classification specifications, adopt new classification specifications, update or establish pay grades and set recruiting steps for psychologist, physician, environmental health specialist, hazardous materials specialist and nurse classifications assigned to the Health Care Agency; and approve and adopt Side Letter Agreements with Orange County Employees Association - All Districts
Revised Title to read: Human Resource Services - Approve revisions to existing classification specifications, adopt new classification specifications, update or establish pay grades and set recruiting steps for psychologist, physician, environmental health specialist, hazardous materials specialist and nurse classifications assigned to the Health Care Agency; and approve and adopt Side Letter Agreements with Orange County Employees Association, effective 8/19/16 - All Districts

31A. **Supervisor Spitzer** - Adopt County policy prohibiting double-dipping on taxpayer-funded car allowances by members of the Board of Supervisors by adding Section 15 to Article XXIV of Part 4 of the 2003 County of Orange Personnel and Salary Resolution and by adding Chapter IX to the Board of Supervisors Rules of Procedure

31B. **Supervisor Spitzer** - Adopt County policy prohibiting double-dipping by staff of the members of the Board of Supervisors by adding Subpart D to Section 2 of Article XXIV of Part 4 of the 2003 County of Orange Personnel and Salary Resolution and by adding Rule 50 to the Board of Supervisors Rules of Procedure

31C. **Vice Chair Steel** - Adopt resolution approving consolidation of the advisory election called by Mesa Water District with the November 8, 2016 General Election in both its jurisdiction, outside of its jurisdiction and within service areas of Costa Mesa Sanitary District regarding a ballot proposal that affects the residents of both districts, pursuant with Election Code Section 960

IV. PUBLIC HEARINGS (Items 32-33)

OC PUBLIC WORKS

32. Public Hearing to consider adopting resolution approving FY 2015-16 Weed Abatement Cost Report andspecial assessments on identified properties - All Districts

GENERAL ADMINISTRATION

33. **County Executive Office -** Public Hearing pursuant to Section 147 (f) of the Internal Revenue Code of 1986 to consider adopting resolutions approving proposed issuance of multifamily revenue bonds by Golden State Finance Authority for affordable housing at Courtyard Apartments in an aggregate principal amount not to exceed ($18,100,000) and Seasons Senior Apartments in an aggregated principal amount not to exceed ($21,000,000) - Districts 4 and 5

V. CLOSED SESSION (Items CS-1-CS-2)

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.

ELECTED DEPARTMENT HEADS

CS-1. **Sheriff-Coroner -** CONFERENCE WITH SHERIFF-CORONER - THREAT TO PUBLIC SERVICES OR FACILITIES - Pursuant to Government Code Section 54957(a):
Title of Officer: Sandra Hutchens, Orange County Sheriff-Coroner

GENERAL ADMINISTRATION

CS-2. **Human Resource Services -** CONFERENCE WITH LABOR NEGOTIATOR - Pursuant to Government Code Section 54957.6:
Agency Negotiator: Brenda Diederichs
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), International Brotherhood of Teamsters, Local 952, 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), Orange County Managers Association (OCMA) and other non-represented employees
RE: Terms and Conditions of Employment

SCS3. **County Counsel -** CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION - Pursuant to Government Code Section 54956.9(d)(2): Number of Cases: One Case

SCS4. **County Counsel -** CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section54956.9(d)(1): Name of Case: County of Orange v. Tata Consultancy Services Ltd., et al., United States District Court Case No. SACV13-683 JST (JCx)

SCS5. **County Counsel -** CONFERENCE WITH LEGAL COUNSEL - EXTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1): Name of Case: Gavin Kirk, et al. v. County of Orange, et al., Orange County Superior Court Case No. 30- 2010-00423097; Reese Schultz, et al. v. Varco International, et al., Orange County Superior Court Case No. 30-2013-00629446

SCS6. **County Executive Office -** CONFERENCE WITH REAL PROPERTY NEGOTIATOR - Pursuant to Government Code Section 54956.8: Property Location: John Wayne Airport County Negotiator: Scott D. Mayer, Chief Real Estate Officer Negotiating Party: Signature Combs, Inc. Newport FBO Two, LLC dba Atlantic Aviation Under Negotiation: Terms and Value of Future Lease

VI. PUBLIC, CEO, BOARD 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:

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; provided that NO action may be taken on off-agenda items unless authorized by law.

ADJOURNED:

NEXT MEETINGS:

August 16, 2016	**No Scheduled Meeting**
August 23, 2016	**Regular Meeting**
August 31, 2016	**No Scheduled Meeting**