A G E N D A

REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

Tuesday, July 23, 2013
9:30 A.M.

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

SHAWN NELSON
CHAIRMAN
Fourth District

PATRICIA BATES
VICE CHAIRMAN
Fifth District

JANET NGUYEN
SUPERVISOR
First District

JOHN M.W. MOORLACH
SUPERVISOR
Second District

TODD SPITZER
SUPERVISOR
Third District

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

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

INVOCATION: Supervisor Bates, Fifth District

PLEDGE OF ALLEGIANCE: Supervisor Nguyen, First District

I. PRESENTATIONS/INTRODUCTIONS

II. CONSENT CALENDAR (Items 1-20)

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 Bates -** Orange County Historical Commission - Appoint Herbert Schwartz, Laguna Woods, for term concurrent with 5th District Supervisor's term of office

DEPARTMENT APPOINTMENTS

2. **Health Care Agency -** Mental Health Board - Reappoint Dr. Richard McConaughy, Mission Viejo, for term ending 4/22/16 - All Districts

ELECTED DEPARTMENT HEADS

Sheriff-Coroner:

3. Approve agreement MA-060-13012178 with Dain Hormell dba DH General Contractors for general construction and maintenance services, 7/23/13 - 1/8/14 ($175,000); and make California Environmental Quality Act findings - All Districts

4. Approve amendment 2 to agreement MA-060-13012059 with Tescan USA Incorporated for maintenance of scanning electron microscope system, 8/1/13 - 7/31/14 ($10,605); renewable for two additional years; and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts

5. Ratify approval of purchase order PO-060-13012488 with Timothy J. Cullen dba California Commercial Appraisers for appraisal services at James A. Musick Facility commissioned on 10/22/12 ($3,750) - District 3

OC COMMUNITY RESOURCES

6. Deny bid protest from K&J Air Conditioning, Inc.; receive bids and award contract to Bon Air, Inc. for heating, ventilating and air conditioning System Upgrades Project, Los Alamitos Rossmoor Branch Library ($342,000); and make California Environmental Quality Act findings - District 2

7. Approve ranked list of firms for on-call architect/engineer project management/contract administration services for capital improvement and rehabilitation project; authorize negotiation of agreements as needed for Board approval; and make California Environmental Quality Act findings - All Districts

8. Approve amendment 2 to agreement, 7/1/13 - 9/30/13 ($16,250) and amendment 3 to agreement, 10/1/13 - 6/30/14 ($48,750) with BJ Woodruff, Inc. for ongoing delivery of nutritional food services for older adults; and authorize Director or designee to execute agreements and to exercise a contingency cost increase or decrease not to exceed 15% and make line item budget transfers under certain conditions - All Districts

9. Approve agreement MA-012-13011812 with Sirsi Corporation dba SirsiDynix for software maintenance services for Integrated Library System, 8/1/13 - 7/31/15 ($172,573.58); renewable for three additional one-year terms ($92,153.87 year three; $96,300.80 year four; and $100,634.33 year five); authorize Purchasing Agent or authorized Deputy to execute agreements and to exercise contingency cost increase not to exceed 10% under certain conditions - All Districts

10. Adopt resolution approving agreement H9-1314-22 and contractor/vendor confidentiality statement with State Department of Aging for Health Insurance Counseling and Advocacy Program services, 7/1/13 - 3/31/14 ($442,149); approve amendment 5 to agreement with Council on Aging for continued Health Insurance Counseling and Advocacy Program services to Orange County Medicare beneficiaries, 7/1/13 - 3/31/14 ($406,767); 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

OC PUBLIC WORKS

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

11. Approve agreement, easement and quitclaim deeds with The Irvine Company and easement deeds with City of Irvine for regional flood control, floodplain and ingress/egress purposes, San Diego Creek; find that Final Environmental Impact Report 600, originally certified on May 25, 2010, reflects independent judgement of the County of Orange and satisfies the requirements of CEQA; and make other findings - District 3

12. Approve agreements D13-041 with Fugro Consultants, Inc. and D13-042 with GMU Geotechnical for on-call geotechnical services, three-year terms ($300,000 each); and make California Environmental Quality Act findings - All Districts

13. Approve agreements D13-049 with Ninyo & Moore and D13-050 with Twining, Inc. for on-call materials testing services, three-year terms ($195,000 each); and make California Environmental Quality Act findings - All Districts

PUBLIC PROTECTION

Probation:

14. Approve Memorandum of Understanding with Pathways to Hope for provision of dog training services, Juvenile Hall and Youth Leadership Academy, 9/1/13 - 8/31/16 - All Districts

15. Approve agreement with Orange County Superintendent of Schools for Probation Officers and Support Services for Community School Program, 9/1/13 - 8/31/14 ($414,338) - All Districts

16. Approve lease with Anaheim Business Campus, LLC for operation of North Orange County Youth Reporting Center, 160 W. Cerritos Ave., Anaheim, 8/1/13 - 7/31/16; and make California Environmental Quality Act findings - District 4

GENERAL ADMINISTRATION

Clerk of the Board:

17. Approve proposed amendments to the Conflict of Interest Code Designated Filer Exhibits for the Orange County Sanitation District - Districts 1 & 2

18. Approve re-adoption of the State's Model Code by reference and modifications to Designated Filer Positions and Disclosure Categories Exhibits A & B for South Orange County Community College District - District 5

Registrar of Voters:

19. Approve amendment 2 to agreement MA-031-11012699 with Pitney Bowes Inc. for hardware maintenance and software licensing and maintenance, 8/12/13 - 8/11/14 ($190,800); and authorize Purchasing Agent or his authorized Deputy to execute agreement - All Districts

20. Adopt resolution approving State Standard agreement 13G26119 for Help America Vote Act (HAVA) allowing reimbursement of $30,000 for participation in attending accessibility training sessions and for accessibility surveys of polling places; and authorize Registrar of Voters or designee to execute agreement and make non-monetary and non-material changes and submit all related documents to Secretary of State for completion of project - All Districts

END OF CONSENT CALENDAR

III. DISCUSSION ITEMS (Items 21-39)

ELECTED DEPARTMENT HEADS

21. **Sheriff-Coroner -** Receive bids and award contract to PUB Construction, Inc. for construction of tenant improvements, Theo Lacy Facility Communications Building ($1,407,669); and make California Environmental Quality Act findings - District 3

HEALTH CARE AGENCY

22. **Revised Title to read:**
Health Care Agency - Approve selection of and agreements with Phoenix House Orange County, Inc. ($3,427,997), Orange County Department of Education ($1,837,412) and Community Service Programs, Inc. ($467,826) for School Based Behavioral Health Intervention and Support and Violence Projection *Prevention* Education services, 8/1/13 - 6/30/15; and authorize Director or designee to execute agreements - All Districts

23. Approve cooperative agreement with City of Santa Ana for housing and supportive services for persons living with HIV infection, 7/1/13 - 6/30/14 ($827,051) - All Districts

JOHN WAYNE AIRPORT

24. Approve agreement MA-280-13012066 with Sentry Control Systems for Parking and Revenue Control System maintenance, five-year term ($3,300,000); authorize Purchasing Agent or authorized Deputy to execute agreement; and make California Environmental Quality Act findings - Districts 2

OC COMMUNITY RESOURCES

25. Adopt resolution approving agreement A3-1314-22 and contractor/vendor confidentiality statement with State Department of Aging for senior services programs, 7/1/13 - 9/30/13 ($2,262,136); approve agreement A9-1314-22 and contractor/vendor confidentiality statement and contractor certification clauses CCC-307 with State Department of Aging for Older Americans Act programs, 10/1/13 - 6/30/14 ($7,221,120); and authorize Director or designee to execute agreements, future amendments and to exercise contingency cost increase or decrease not to exceed 15% under certain conditions - All Districts

26. Approve amended agreements with various providers of senior services, 7/1/13 - 9/30/13 and 10/1/13 - 6/30/14 ($8,168,468); approve agreement, 7/1/13 - 9/30/13 ($158,786) and amendment 1 to agreement 13-27-629276, 10/1/13 - 6/30/14 ($523,098) with St. Jude Hospital/Caregiver Resource Center as service provider for Family Caregiver Support Program; authorize Director or designee to execute agreements and exercise contingency cost increase or decrease not to exceed 15% and make line item budget transfers under certain conditions - All Districts

27. Adopt resolution approving Workforce Investment Act (WIA) subgrant agreement K491035 with State Employment Development Department, FY 2013-14 ($13,540,451); authorize Director or designee to execute agreement, accept non-material modifications, sign all related documents required by State and accept additional projected funding increase not to exceed $5,729,126 as well as funding decreases for employment and training services - All Districts

OC PUBLIC WORKS

28. Receive bids and award contract to Bitech Construction Company, Inc. for Job Order Contract O&M 007, General Engineering-Road Projects, FY 2013-14 ($2,500,000); and make California Environmental Quality Act findings - All Districts

29. Receive bids and award contract to RJ Noble Company for Job Order Contract O&M 008, Earthwork and Paving-Road Projects, FY 2013-14 ($2,500,000); and make California Environmental Quality Act findings - All Districts

30. **Acting as the Orange County Flood Control District -** Declare bid of Sea Pac Engineering, Inc. to be non-responsive; receive bids and award contract to Access Pacific, Inc. for Job Order Contract O&M 009, General Engineering-Flood Projects, FY 2013-14 ($2,500,000); and make California Environmental Quality Act findings - All Districts

GENERAL ADMINISTRATION

County Executive Office:

31. Approve recommended positions on introduced or amended legislation and consider other legislative subject matters - All Districts
Revised Title to read:
County Executive Office - Approve recommended positions on introduced or amended legislation and consider other legislative subject matters; *and adopt resolution supporting California Emerging Technology Fund in promoting Get Connected!; and receive oral report by James F. McConnell Washington, D.C., Legislative Advocate* - All Districts

32. Approve master services agreement MA-017-13012100 for five years with option for two one-year renewals with Xerox State & Local Solutions, Inc., for voice and data network services (Scope 2) (FY 2013-2014 cost $13,470,875; five year cost $133,541,303); and authorize Chief Information Officer or designee to execute master services agreement; authorize the County Chief Information Officer or his designees to extend the Term of the Information Technology and Telecommunications Services Agreement (#N10000003198) with Xerox State and Local Solutions, Inc., and increase the contract by a not to exceed amount of $8,853,995 for August 1, 2013 through January 19, 2014 in the form of Amendment No. 20, with approval to extend up to an additional 30 days; approve Amendment #1 to Master Services Agreement (MA-017-13011864) between the County of Orange and Science Applications International Corporation (SAIC) for $243,328 for additional transition activities beyond the 120 day transition originally approved in the Agreement, and authorize and direct the County Chief Information Officer or designee to execute the amendment on behalf of the County; and make California Environmental Quality Act findings - All Districts

33. Deleted- Approve grant application/award submitted by OC Community Resources in 7/23/13 grant report and other actions as recommended - All Districts
Deleted

34. Approve proposed response to FY 2012-13 Grand Jury Report "Registrar of Voters Earns High Marks for 2012 Election" - All Districts

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

Human Resource Services:

36. Adopt Employee Health Plan Rate Tables for Self-funded PPO Premier Wellwise and Premier Sharewell and Self-funded PPO Wellwise Choice and Sharewell Choice Health Plans for 2014; and authorize HRS/Employee Benefits Deputy Purchasing Agent to execute amendment 7 to agreement with Catamaran PBM of Illinois II, Inc. for administration of prescription drug card and mail order program, effective 1/1/14 - 12/31/14 - All Districts

37. Adopt Retiree Self-funded PPO Health Plan Rates for Wellwise and Sharewell for 2014; and adopt monthly premium credit for non-Medicare eligible retirees enrolled in Wellwise Retiree and Sharewell Retiree PPO Health Plans, funded by Early Retiree Reinsurance Program; and authorize Director or designee to continue to apply for Retiree Drug Subsidy program for Wellwise Retiree health plan - All Districts

38. Adopt Employee Health Plan Rate Tables for Cigna and Kaiser Health Plans, Cigna Choice and Kaiser Choice Health Plans for 2014; authorize Director or designee to sign Group Service Policies with Cigna and Kaiser after approval by State Department of Managed Care; and approve amendment 1 to Administrative Services agreements with Cigna and Kaiser for active health plans, effective 1/1/14 - 12/31/14; and authorize Director or designee to execute agreement - All Districts
Revised Title to read:
Human Resource Services - Adopt Employee Health Plan Rate Tables for Cigna and Kaiser Health Plans, Cigna Choice and Kaiser Choice Health Plans for 2014; authorize Director or designee to sign Group Service Policies with Cigna and Kaiser after approval by State Department of Managed Care; and approve amendment 1 to Administrative Services agreements with Cigna and Kaiser for active health plans, effective 1/1/14 - 12/31/14; and authorize Director or designee to execute agreement *amendments* -All Districts

39. Adopt Retiree Insured Health Plan Rates for 2014; and adopt monthly premium credit for non-Medicare eligible retirees enrolled in Retiree Insured Health Plans, funded by Early Retiree Reinsurance Program; approve amendment 1 to Administrative Services agreements with Anthem Blue Cross, Kaiser Permanente Health Plan, Inc. and SCAN for retiree health plans, effective 1/1/14 - 12/31/14; and authorize Director or designee to execute agreement and Group Benefit/Service Policies with Anthem Blue Cross, Kaiser Permanente Health Plan, Inc. and SCAN after approval by State Department of Managed Care or Centers of Medicare and Medicaid Services - All Districts
Revised Title to read:
Human Resource Services -Adopt Retiree Insured Health Plan Rates for 2014; and adopt monthly premium credit for non-Medicare eligible retirees enrolled in Retiree Insured Health Plans, funded by Early Retiree Reinsurance Program; approve amendment 1 to Administrative Services agreements with Anthem Blue Cross, Kaiser Permanente Health Plan, Inc. and SCAN for retiree health plans, effective 1/1/14 - 12/31/14; and authorize Director or designee to execute agreement *amendments* and Group Benefit/Service Policies with Anthem Blue Cross, Kaiser Permanente Health Plan, Inc. and SCAN after approval by State Department of Managed Care or Centers of Medicare and Medicaid Services – All Districts

IV. PUBLIC HEARINGS (Item 40)

OC PUBLIC WORKS

40. Public Hearing to consider adopting resolution approving fee report for County Service Area No. 13 sewer services; and make California Environmental Quality Act findings - District 4

V. CLOSED SESSION (None Scheduled)

Supplemental Item(s)

SCS1. **Human Resource Services** - CONFERENCE WITH LABOR NEGOTIATOR - Pursuant to Government Code Section 54957.6:
Agency Negotiator: Steve Danley
Employee Organizations: Association of County Law Enforcement Management (ACLEM), American Federation of State, County and Municipal Employees (AFSCME), Association of Orange County Deputy Sheriffs (AOCDS), Alliance of Orange County Workers (AOCW), In-Home Supportive Services Provider Unit (IHSS) represented by United Domestic Workers of America (UDWA), International Union of Operating Engineers (IUOE), Orange County Attorneys Association (OCAA), Orange County Employees Association (OCEA) and other non-represented employees
RE: Terms and Conditions of Employment

SCS2. **County Counsel** - CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1):
Name of Case: California Department of Finance, et al. v. Jan Grimes, etc., OCSC Case No. 30-2012-00559592-CU-WM-CJC

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.

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, 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:

July 30, 2013	**Regular Meeting**
August 6, 2013	**No Scheduled Meeting**
August 13, 2013	**Regular Meeting**