A G E N D A

REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

Tuesday, April 14, 2015
9:00 A.M. Presentations
9:30 A.M. Regular Business

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

TODD SPITZER
CHAIRMAN
Third District

LISA A. BARTLETT
VICE CHAIRMAN
Fifth District

ANDREW DO
SUPERVISOR
First District

MICHELLE STEEL
SUPERVISOR
Second District

SHAWN NELSON
SUPERVISOR
Fourth District

COUNTY EXECUTIVE OFFICER	COUNTY COUNSEL	INTERIM CLERK OF THE BOARD
Michael B. Giancola	Nicholas S. Chrisos	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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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 Do, First District

PLEDGE OF ALLEGIANCE: Supervisor Steel, Second District

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

Chairman Spitzer will be presenting a resolution proclaiming April 2015 as "Month of the Military Child"

Supervisor Steel will be presenting a resolution recognizing the Vest-A-Dog program that supports the Newport Beach Police Department

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

II. CONSENT CALENDAR (Items 1-14)

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. **Chairman Spitzer -** Orange County Veterans Advisory Council - Reappoint Robert McDonald, Anaheim Hills, for term ending 4/14/17

2. **Supervisor Bartlett** - Acting as the Orange County Housing Authority - Housing and CommunityDevelopment Commission - Appoint Kathryn McCullough, Lake Forest, to complete term ending 6/30/15

3. **Supervisor Steel -** Oversight Board of the Successor Agency to the City Redevelopment Agency, Stanton - Appoint Nancy Heitman (Continued from 3/24/15, Item S58A)

COMMENDATIONS/PROCLAMATIONS/REPORTS

4. **Chairman Spitzer -** Adopt resolution declaring April 20-26, 2015 as "Orange County Science and Engineering Week"

ELECTED DEPARTMENT HEADS

5. **Auditor-Controller -** Receive and file Comprehensive Annual Financial Report for year ended June 2014 - All Districts

Sheriff-Coroner:

6. Receive bids and award contract to Los Angeles Air Conditioning, Inc. for replacement of fivesteam boilers at Theo Lacy Facility ($339,000) - District 3

7. Authorize use of County bus to be driven by Sheriff-Coroner employee to transport 22 FoothillHigh School students and five or six chaperones participating in the "Every 15 Minutes" program on April 29 and 30, 2015; and make other findings - District 3

OC COMMUNITY RESOURCES

8. Adopt resolution approving OC Animal Care, OC Community Services and OC Public LibrariesMarketing Plans to pursue sponsorships with non-profit organizations, private sector organizations and businesses in support of programs and events, one-year term effective date of execution; authorize Director or designee to return to the Board with proposed agreements; and make related findings - All Districts (Continued from 3/24/15, Item 21)
CONTINUED TO 4/21/15, 9:30 A.M.

9. Adopt resolution approving State Standard Agreement MI-1415-22 and Contractor/Vendor Confidentiality Statement with California Department of Aging for Medicare Improvements for Patients and Providers ACT (MIPPA) services 2/1/15 - 9/29/15 ($109,474); authorizing Director or designee to execute agreement and exercise contingency cost increase or decrease not to exceed 10% under certain conditions; approve agreement with Council on Aging - Orange County for MIPPA services through 6/30/15 ($68,969); and authorize Director or designee to exercise contingency cost increase or decrease not to exceed 10% and make line item budget transfers under certain conditions - All Districts

10. Approve amendment 2 with Pacific Gateway Workforce Investment Network to increase WorkforceInvestment Act Cost Reimbursement agreement 14-28-0010-OS ($198,726; new total $698,726) term ending 6/30/15; authorize Director or designee to execute amendment and exercise cost contingency increase not to exceed 10%, and make line item budget transfers under certain conditions - All Districts

11. Approve selection of Abrazar, Inc. for senior non-emergency medical transportation services, ServiceArea 1, North County (Anaheim, Anaheim Hills, Brea, Buena Park, El Modena, Fullerton, La Habra, La Palma, Olinda, Olive, Orange, Orange Hills, Orange Park Acres, Placentia, Villa Park, Yorba Linda), 7/1/15 - 6/30/16, renewable for one additional one-year term; authorize negotiation of agreement for Board approval - Districts 2, 3 and 4

OC PUBLIC WORKS

12. Receive bids and award contract to Crosstown Electrical & Data, Inc. for construction of AntonioParkway Fiber Optics Communications project ($240,750) - District 5

13. **Acting as the Board of Supervisors and Orange County Flood Control District -** Approve amendment 2 to Cooperative Agreement D02-119 with the City of Tustin to incorporate necessary schedule modifications for Peters Canyon Channel improvements; adopt feasible mitigation measures; authorize Director or designee to execute future amendments under certain conditions; and consider application of Final Environmental Impact Statement and Environmental Impact Report SCH No. 1994071005 and other findings - District 3

GENERAL ADMINISTRATION

14. **County Executive Office -** Receive and file Quarterly Information Technology Project Status Detail, Executive Summary and Risk Assessment Reports for October - December 2014 - All Districts (Continued from 2/10/15, Item 17; 3/10/15, Item 16)
DELETED

END OF CONSENT CALENDAR

III. DISCUSSION ITEMS (Items 15-37)

ELECTED DEPARTMENT HEADS

15. **Assessor Department** - Approve increase of compensation for agreement MA-002-13010579 withBrainsharp Inc., for current term ($277,000, new total $1,752,910); and approve one year extension, 7/1/15 - 6/30/16 ($984,000) for ongoing maintenance and support for Assessment Tax System (ATS II); and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

16. **District Attorney** - Receive and file oral report on status of gang injunctions in Orange County - All Districts

Sheriff-Coroner:

17. Approve amendment 2 to agreement MA-060-12011305 with MorphoTrust USA, Inc. dbaMorphoTrust USA LLC for live scan equipment, accessories, supplies, software and maintenance, 5/1/15 - 4/30/16 ($450,000; cumulative total $1,250,000); and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts

18. Approve amendment 4 to five-year agreement with City of Garden Grove for enhanced forensicservices, 7/1/14 - 6/30/15 ($67,232 decrease; new total $368,085; cumulative total $1,176,681); and authorize Sheriff-Coroner or designee to execute amendments under certain conditions - District 1

19. Approve amendment 3 to agreement MA-060-12011980 with Charles R. Eastman dba NewportHelicopter Service for helicopter mechanic services, 7/1/15 - 6/30/16 ($7,560; new total $259,560; cumulative total $1,008,360); and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts

20. Approve retroactive Memorandum of Agreement and related documents with County of SanDiego and participating public entities for 2014 Operation Stonegarden Grant; retroactively accept 2014 grant award funds from California Office of Emergency Services ($200,000); and authorize Sheriff-Coroner to execute agreement and related documents - All Districts

21. Approve retroactive payment to General Dynamics for Ordinance and Tactical Systems (OTS)Simunitions Training, 12/18/14 - 12/20/14 ($5,355) - All Districts

22. Ratify and approve retroactive amendment 4 to agreement MA-060-14010323 with All CityManagement Services, Inc. for provision of crossing guard services, 11/1/13 - 10/31/14 ($25,000; new total $555,000) and MA-060-15010322, 11/1/14 - 10/31/15 ($25,000; new total $582,340.80); authorize retroactive payments; and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts

HEALTH CARE AGENCY

23. Approve selection of and agreements with Emergency Ambulance Service, Inc. for Exclusive OperatingArea A and Care Ambulance Service, Inc. for Exclusive Operating Area B, C, D and E for 9-1-1 Emergency Ambulance Transportation Services, 6/1/15 - 5/31/20; authorize Director or designee to execute agreements; approve selection of and agreements for alternate service providers with Care Ambulance Service, Inc. for Exclusive Operating Area A, AmeriCare MedServices, Inc. for Exclusive Operating Area B, and Herren Enterprises, Inc. dba Doctor's Ambulance Service for Exclusive Operating Areas C, D and E; and authorize Director or designee to execute agreements with alternate service providers under certain conditions - All Districts

24. Ratify retroactive standard agreement with California Department of Public Health for HIV ExpandedTesting Program, 1/1/15 - 12/31/17 ($240,000); and authorize Director or designee to execute agreement, Certification Regarding Lobbying, CCC-307 Certification Clauses and Contractor's Release Form - All Districts

25. Approve amendment A to agreement with California Department of Health Care Services for Medi-CalTargeted Case Management Provider Participation, 7/1/15 - 6/30/18; and authorize Director or designee to execute agreement - All Districts **Continued to 5/5/15, 9:30 A.M**

OC COMMUNITY RESOURCES

26. Approve amendment 6 to agreement MA-012-10012969 with People for Irvine Community Health dba 2-1-1 Orange County for technical assistance for 2015 Homeless Assistance Continuum of Care grant application process ($50,000; cumulative total $1,167,772), effective upon Board approval; authorize Director or designee to exercise a cost contingency increase not to exceed 10% under certain conditions; and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts
Revised Title to read: OC Community Resources - Acting as the Board of Supervisors and Orange County Housing Authority - Approve amendment 6 to agreement MA-012-10012969 with People for Irvine Community Health dba 2-1-1 Orange County for technical assistance for 2015 Homeless Assistance Continuum of Care grant application process ($50,000; cumulative total $1,167,772), effective upon Board approval; authorize Director or designee to exercise a cost contingency increase not to exceed 10% under certain conditions; and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts

27. Approve amendment 4 to agreement MA-012-12012135 with Exclusive Network Enterprises forInformation Technology Temporary Help services, 6/1/15 - 5/31/16 ($270,000; cumulative total $1,260,000); and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts

OC PUBLIC WORKS

28. Approve amendment 4 to agreement MA-080-11011725 with South Coast Water District for Poche CleanBeach Project Long Term Operation Services, 7/1/15 - 6/30/16 ($200,000; cumulative total $800,000); and authorize Purchasing Agent or authorized Deputy to execute amendment - District 5

29. Approve amendment 2 to agreement MA-080-13011730 with West Coast Arborist, Inc. for tree trimmingservices, 6/18/15 - 6/17/18 ($2,265,000; cumulative total $3,775,000); and authorize Purchasing Agent or authorized Deputy to execute amendment; and make California Environmental Quality Act and other findings - All Districts

30. Approve amendment 2 to agreement MA-080-13011980 with J. Orozco Enterprise Inc. dba OrozcoLandscape and Tree Company for channel cleaning services of various flood control facilities, 7/1/15 - 6/30/16 ($500,000; cumulative total $2,000,000); renewable for two additional years; authorize Purchasing Agent or authorized Deputy to execute amendment; and make California Environmental Quality Act and other findings - All Districts

PUBLIC PROTECTION

31. **Probation -** Approve renewal of agreement with Redwood Toxicology Laboratory, Inc. for provision of urinalysis, oral fluids and ethyl glucuronide laboratory testing services and on-site testing services, 5/1/15 - 4/30/16 ($400,000; cumulative total $1,200,000); renewable for two additional one-year periods; and authorize Chief Probation Officer to execute agreement - All Districts

SOCIAL SERVICES AGENCY

32. Select Boys Town California, Inc. for Sibling Residential Homes services, Tustin Family Campus, 7/1/15- 6/30/18; and authorize negotiation of agreement for Board approval - All Districts. Continued to 5/5/15, 9:30 A.M

GENERAL ADMINISTRATION

33. **Clerk of the Board -** Children and Families Commission - Approve selection of one individual to the Education Category (annual alternating category); one individual to the Education Category; and one individual to the Health Category, for terms ending 3/31/17 - All Districts

County Executive Office:

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

35. Approve retroactive amendment 4 to cooperative agreement C-9-0258 with Orange CountyTransportation Authority and City of Santa Ana for continued maintenance of restrooms in the former Santa Ana Transit Terminal, renewal for 11/1/14 - 10/31/15 ($36,568) and 11/1/15 - 10/31/16 ($38,724); and authorize County Executive Office to amend, renew and execute agreement - District 1

36. Approve and adopt Policy and Procedure for Board of Supervisors sponsorship of County events- All Districts

37. Approve grant applications/awards submitted in 4/14/15 grant report and other actions onrecommended - All Districts. Revised Title to read: County Executive Office - Approve grant applications/awards submitted by John Wayne Airport and Sheriff-Coroner and ratify retroactive grant applications/awards submitted by Registrar of Voters in 4/14/15 grant report and other actions as recommended - All Districts

S37A. Vice Chair Bartlett and Supervisor Nelson - Adopt resolution to repudiate the sentence imposed by Superior Court Judge M. Marc Kelly in People v. Kevin Nieto-Rojano, Orange County Superior Court case No. 14CF1874, to formally rebuke, censure, and demand the resignation of Judge Kelly from the Orange County Superior Court, and to make related findings

IV. PUBLIC HEARINGS (Items 38-40)

OC PUBLIC WORKS

38. Public Hearing to consider adopting resolution approving 2015 Weed Abatement Program and direct OCPublic Works to report back to the Board on 8/4/15 and 8/2/16 with itemized cost reports; and make California Environmental Quality Act and other findings - All Districts

39. Public Hearing to consider first reading of "An Ordinance of the County of Orange California, Repealingthe Sand, Gravel and Mineral Extraction Code; and Adopting Revised Provisions of the Sand, Gravel and Mineral Extraction Code"; set second reading and adoption for 4/21/15, 9:30 a.m.; and make California Environmental Quality Act and other findings - All Districts

GENERAL ADMINISTRATION

40. **County Executive Office -** Acting as the Board of Supervisors - Public Hearing to consider establishment of Community Facilities District No. 2015-1 (Village of Esencia), rate and method of apportionment of special tax and proposed issuance of bonds; adopt resolution establishing district, authorizing the levy of a special tax, calling an election and approving related actions; approve Joint Community Facilities agreement with Santa Margarita Water District and RMV PA 2 Development, LLC; and make California Environmental Quality Act and other findings; Acting as the Legislative Body of Community Facilities District No. 2015-1 (Village of Esencia) - Adopt resolution determining necessity to incur bonded indebtedness in an amount not to exceed $110,000,000 with Community Facilities District No. 2015-1 and calling an election - District 5

V. CLOSED SESSION (Items CS-1-CS-7)

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 toGovernment Code Section 54956.9(d)(1):
Name of Case: Orange County Fire Authority, etc., et al. v. All Persons Interested, Orange County Superior Court Case No. 30-2013-00694527-CU-MC-CJC; Court of Appeal Case No. G050687

CS-2. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant toGovernment Code Section 54956.9(d)(1):
Name of Case: Naomi Walker Werner v. County of Orange, David Leathers Jr., Orange County Superior Court Case No. 30 2014 00720257

CS-3. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION - Pursuant toGovernment Code Section 54956.9(d)(2):
Number of Cases: One Case

CS-4. **County Executive Office** - CONFERENCE WITH REAL PROPERTY NEGOTIATOR - Pursuant to Government Code Section 54956.8:
Property Location: County Owned Property at Former MCAS El Toro
County Negotiator: Scott D. Mayer, Chief Real Estate Officer
Negotiating Party: City of Irvine
Lowe Enterprises Real Estate Group
Future Lessees
Under Negotiation: Terms of Development and Value of Future Leases

Human Resource Services:

CS-5. CONFERENCE WITH LABOR NEGOTIATOR - Pursuant to Government Code Section54957.6:
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), Orange County Managers Association (OCMA) and other non-represented employees
RE: Terms and Conditions of Employment

CS-6. PUBLIC EMPLOYEE PERFORMANCE EVALUATION - Pursuant to Government CodeSection 54957(b):
Title: Performance Audit Director

CS-7. PUBLIC EMPLOYEE APPOINTMENT - Pursuant to Government Code Section 54957(b):
Title: County Executive Officer

SCS8 County Counsel - CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1): Name of Case: Association of Orange County Deputy Sheriffs v. Rackauckas, et al., Orange County Superior Court Case No. 30-2015-00775544

SCS9. County Executive Office -CONFERENCE WITH REAL PROPERTY NEGOTIATOR - Pursuant to Government Code Section 54956.8: Property Location: 1000 Kraemer Place, Anaheim, CA County Negotiator: Scott D. Mayer, Chief Real Estate Officer Negotiating Party: HICO Kraemer, LLC Under Negotiation: Terms and Value of Future Sale.

SCS10. Human Resource Services - PUBLIC EMPLOYEE PERFORMANCE EVALUATION - Pursuant to Government Code Section 54957(b): Title: County Executive Officer.

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:

April 21, 2015	**Regular Meeting**
April 28, 2015	**No Scheduled Meeting**
May 5, 2015	**Regular Meeting**