A G E N D A

REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

Tuesday, February 4, 2014
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
Michael B. Giancola

COUNTY COUNSEL
Nicholas S. Chrisos

CLERK OF THE BOARD
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 Nguyen, First District

PLEDGE OF ALLEGIANCE: Supervisor Moorlach, Second District

I. PRESENTATIONS/INTRODUCTIONS (None Scheduled)

II. CONSENT CALENDAR (Items 1-12)

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.

DEPARTMENT APPOINTMENTS

1. **Treasurer-Tax Collector -** Treasury Oversight Committee - Reappoint Laura Parisi, Laguna Beach, for term ending 3/17/17 - All Districts

ELECTED DEPARTMENT HEADS

2. **Assessor Department -** Authorize use of County resources on refreshments for representatives attending Assessor's annual meeting with Cities, School Districts and Special Districts ($2000); and make appropriate findings - All Districts (Continued from 1/28/14, Item 3)

Sheriff-Coroner:

3. Adopt resolution rescinding Resolution 89-425; adopting rules and regulations for supervised electronic monitoring home detention programs and designating the Sheriff and Chief Probation Officer as County's Co-Correctional Administrators - All Districts

4. Approve plans and specifications and set bid opening for 3/12/14, 2:00 p.m., for overhaul of electric sliding doors, Central Men's and Women's Jails, Phase IV - District 1

5. Approve plans and specifications and set bid opening for 3/19/14, 2:00 p.m., for remediation of underground fuel tank contamination, James A. Musick Facility - District 3

6. Approve amendment 2 to agreement with J.C. Chang and Associates for special inspection services to complete the implementation of design for Americans with Disabilities Act modifications to shower and toilet facilities at Central Women's Jail ($10,000); and authorize Sheriff-Coroner or designee to execute amendment - District 1

OC COMMUNITY RESOURCES

7. Adopt resolution approving agreement FA-1316-22 and contractor/vendor confidentiality statement with State Department of Aging for Health Insurance Counseling & Advocacy Program services under California's Cal MediConnect demonstration, 12/1/13 - 5/1/16 ($105,266); authorize Director or designee to execute agreement and any subsequent amendments and to exercise contingency cost increase or decrease of 10percent under certain conditions - All Districts (Continued from 1/28/14, Item 16)

OC PUBLIC WORKS

8. Approve amendment 1 to agreement C-1-3001 with Orange County Transportation Authority for Crown Valley Parkway Corridor Regional Traffic Signal Synchronization Program Project, extending term to 6/30/16; and find that Final Environmental Impact Report 555, originally certified on October 17, 1995 provides adequate documentation under the California Environmental Quality Act - District 5

9. Approve plans and specifications and set bid opening for 3/12/14, 2:00 p.m., for Human Resources Consolidation Relocation project; and make California Environmental Quality Act findings - All Districts

PUBLIC PROTECTION

10. **Probation -** Receive and file update of Orange County Public Safety Realignment and Postrelease Community Supervision 2013 Implementation Plan - All Districts

11. **Public Defender -** Approve amendment 1 to agreement MA-058-13011004 with GB Global LLC dba LegalEdge Software for maintenance and support on American Defender Software, 3/1/14 - 2/28/15 ($123,197.67); renewable for one additional one-year period; and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts

GENERAL ADMINISTRATION

12. **County Executive Office -** Receive and file Quarterly Information Technology Project Status Detail, Executive Summary and Risk Assessment Reports for October - December 2013 - All Districts

END OF CONSENT CALENDAR

III. DISCUSSION ITEMS (Items 13-25)

ELECTED DEPARTMENT HEADS

13. **District Attorney -** Approve agreement with District Attorney Fellows for Certified Law Student and Legal Services; approve Memorandum of Understanding (MOU) and Cooperative agreement with participating Schools of Law for Orange County District Attorney Fellowship Program; authorize District Attorney or designee to execute individual agreements and MOU's; and authorize Auditor-Controller to make related payments - All Districts

14. **Sheriff-Coroner -** Accept 2013 Homeland Security Grant Program award from California Office of Emergency Management Agency ($2,911,455); authorize Purchasing Agent or authorized Deputy to purchase related equipment; approve related documents and authorize Sheriff-Coroner or designee to execute agreement; and authorize Auditor-Controller to transfer funds or property to other entities under certain conditions - All Districts

Treasurer-Tax Collector:

15. Adopt resolution approving amended Investment Policy Statement for 2014 - All Districts
(Continued from 12/17/13, Item 42)

16. Approve amendment 5 to master agreement MA-074-10012363 with Bloomberg Finance LP, for online financial information services and Order Management System, 3/15/14 - 3/14/15 ($324,880) - All Districts

OC COMMUNITY RESOURCES

17. Consider second reading and adoption of "An Ordinance of the County of Orange, California Amending Sections 4-1-23 and 4-1-95 of the Codified Ordinances of the County of Orange to Amend the Definitions Applicable to Potentially Aggressive Dogs in the County and Make Various Other Amendments to Facilitate the Implementation of Safety Restrictions on Such Dogs" - All Districts (Continued from 9/17/13, Item 40; 10/1/13, Item 23; 11/5/13, Item 29; 12/17/13, Item 48; 1/14/14, Item 13; 1/28/14, Item 46)

OC PUBLIC WORKS

18. **Acting as the Orange County Flood Control District -** Declare bid of Lonerock Inc., and Belczak & Sons, Inc. to be non-responsive; receive bids and award contract to Precision Shotcrete Innovations for Rossmoor Storm Channel Improvement Project ($2,407,405.84) - District 2

GENERAL ADMINISTRATION

County Executive Office:

19. Approve FY 2013-14 Second Quarter Budget Report; approve related budget adjustments and reserve changes; amend master position control; approve allocation of funds for reimbursement of costs related to DNA collections; authorize County Executive Officer or designee to amend the FY 2013-14 Memorandum of Understanding with Orange County Superior Courts to charge Court Transcript costs to Budget Control 081; direct Auditor-Controller to record revenue and notes receivable in Housing Asset Fund for balance of loans transferred from City of Seal Beach; approve purchase of MT-M6 class specialized truck ($400,000) and Rubber Tire Loader ($300,000); direct Auditor-Controller to close Fund 277 and transfer any balances to Fund 299; approve revised FY 2013-14 IT Services rates for Scope 1 and Scope 2 services and approve a-la-carte project labor support rates; approve County Executive Office/Human Resource Services budget-related reorganization effective with FY 2014-15 Budget; and approve alignment of the Real Estate Development Program, effective with FY 2014-15 Budget - All Districts (R.A. 1 4/5 vote of members present and voting)

20. Approve amendment 2 to agreement MA-017-12011319 with Network Television Time, Inc. for Board of Supervisors Video and Equipment services, 4/1/14 - 3/31/17 ($250,000 per year) - All Districts

21. Approve in concept refunding of Orange County Development Agency Tax Allocation Refunding Bonds, Neighborhood Development and Preservation Project, Series 2001; and approve selection of KNN Public Finance as financial advisor, Stradling Yocca Carlson & Rauth as bond and disclosure counsel and E.J. De La Rosa & Co. as underwriter - All Districts (Continued from 1/28/14, Item 58)

22. 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 andconsider other legislative subject matters; *and approve amendment to 2014 Legislative Platform toinclude new Legislative Priority* - All Districts

23. Approve grant applications/awards submitted by Sheriff-Coroner in 2/4/14 grant report and other actions as recommended; adopt resolution authorizing Sheriff-Coroner to submit and execute grant agreement and amendments with Board of State and Community Corrections (BSCC) for 2013/14 Anti-Drug Abuse Enforcement Teams Program ($509,879) - All Districts
Revised Title to read:
County Executive Office - Approve grant applications/awards submitted by Sheriff-Coroner and *SocialServices Agency* in 2/4/14 grant report and other actions as recommended; adopt resolution authorizingSheriff-Coroner to submit and execute grant agreement and amendments with Board of State andCommunity corrections (BSCC) for 2013/14 Anti-Drug Abuse Enforcement Teams Program ($509,879) -All Districts

24. Consider second reading and adoption of "An Ordinance of the County of Orange, California, Consolidating the Office of Public Administrator with the Office of District Attorney" - All Districts (Continued from 1/28/14, Item 62)
Revised Title to read:
County Executive Office - Consider second reading and adoption of "An Ordinance of the County ofOrange, California, Consolidating the Office of Public Administrator with the Office of DistrictAttorney"; *Direct Registrar of Voters to notify any potential candidates for Public Administrator that theposition has been consolidated with District Attorney; and Direct CEO to combine Public Guardian withHealth Care Agency and make any necessary budget and staffing changes effective with the FY 14-15budget* - All Districts (Continued from 1/28/14, Item 62)

25. **Human Resource Services -** Select Great-West Retirement Services for County's Internal Revenue Code (IRC) Section 457(b) defined contribution plan, IRC Section 401(a) retirement plan, IRC Section 3121 Extra-Help defined contribution plan, County's "1.62 Defined Contribution Plans", and Extra-Help Defined Benefit Plan; and authorize Assistant Human Resources Officer/Employee Benefits or designee to negotiate agreement and return to the Board for final approval - All Districts

S25A. **Chairman Nelson and Supervisor Spitzer** - Update on Centers for Medicare & Medicaid Services (CMS) audit of CalOptima and other related issues

S25B. **Sheriff-Coroner** - Approve agreement CT-060-14010368 with TriTech Software Systems for Vision Records Management System Migration and training, 2/4/14 - 7/14/14 ($55,810); and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

S25C. **OC Public Works** - Approve agreement D13-085 with Hill International, Inc. for construction management services, 2/4/14 - 2/3/21 ($7,706,372); approve agreements D13-039 with City of San Juan Capistrano for relocation of city waterline facilities, D13-116 with San Diego Gas and Electric for relocation of electrical transmission facilities ($2,300,000) and D13-117 with Rancho San Juan Development for conveyance of real property to County in exchange for County’s agreement to waive certain fees payable by Ranch San Juan Development and County’s agreement to build certain

improvements; and approve agreement D12-078 with City of San Clemente establishing responsibility of County and City for funding, design, construction, and inspection of road improvements to La Pata and adopt resolution declaring portion of La Pata Avenue within City to be a County Highway during construction of certain improvements declaring portions of La Pata Avenue and Camino Del Rio to be County Highways; and approve agreement D13-119 with Southern California Edison (SCE) for allowing construction within SCE right of way - District 5 (*R.A. 7 requires 4/5 vote of the members*)

IV. PUBLIC HEARINGS (None Scheduled)

V. CLOSED SESSION (Items CS-1-CS-3)

The Board will break for lunch at approximately 12:00 PM and may consider closed session matters during that break. The Board will then resume to handle any remaining business if necessary.

GENERAL ADMINISTRATION

County Counsel:

CS-1. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1):
Name of Case: Morrison Pump Co., Inc. v. SSC Construction, Inc., et al., Orange County Superior Court Case No. 30-2010-00365657

CS-2. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1):
Name of Case: David Halley v. Christina Masini, County of Orange, et al., Orange County Superior Court Case No. 30-2012 00603256

CS-3. **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), Orange County Managers Association (OCMA) and other non-represented employees
RE: Terms and Conditions of Employment

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:

February 11, 2014	**No Scheduled Meeting**
February 18, 2014	**No Scheduled Meeting**
February 25, 2014	**Regular Meeting**