



**NOTICE AND CALL OF A SPECIAL MEETING OF
THE ORANGE COUNTY FIRE AUTHORITY
BOARD OF DIRECTORS**

A Special Meeting of the
Orange County Fire Authority Board of Directors
has been scheduled for August 24, 2017
at 6:00 p.m.

The meeting will be held at:
Orange County Fire Authority
Regional Fire Operations & Training Center
Board Room
1 Fire Authority Road
Irvine, CA

The business to be transacted at the meeting will be
as shown on the attached Agenda.

Opportunity will be provided for members of the public to address the
Orange County Fire Authority Board of Directors
regarding any item of business as described on the Agenda.

Elizabeth Swift, Chair



ORANGE COUNTY FIRE AUTHORITY

AGENDA

BOARD OF DIRECTORS SPECIAL MEETING

Thursday, August 24, 2017

6:00 P.M.

Regional Fire Operations and Training Center

Board Room

1 Fire Authority Road

Irvine, CA 92602

This Agenda contains a brief general description of each item to be considered. Except as otherwise provided by law, no action or discussion shall be taken on any item not appearing on the following Agenda. Unless legally privileged, all supporting documents, including staff reports, and any writings or documents provided to a majority of the Board of Directors after the posting of this agenda are available for review at the Orange County Fire Authority Regional Fire Operations & Training Center, 1 Fire Authority Road, Irvine, CA 92602 or you may contact Sherry A.F. Wentz, Clerk of the Authority, at (714) 573-6040 Monday through Thursday, and every other Friday from 8 a.m. to 5 p.m. and available online at <http://www.ocfa.org>

If you wish to speak before the Fire Authority Board, please complete a Speaker Form identifying which item(s) you wish to address. Please return the completed form to the Clerk of the Authority prior to being heard before the Board. Speaker Forms are available at the counters of both entryways of the Board Room.



In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, you should contact the Clerk of the Authority at (714) 573-6040.

CALL TO ORDER

INVOCATION by OCFA Chaplain Brett Peterson

PLEDGE OF ALLEGIANCE by Director Spitzer

ROLL CALL

1. **PRESENTATIONS**

No items.

PUBLIC COMMENTS

Resolution No. 97-024 established rules of decorum for public meetings held by the Orange County Fire Authority. Resolution No. 97-024 is available from the Clerk of the Authority.

Any member of the public may address the Board on items within the Board's subject matter jurisdiction but which are not listed on this agenda during PUBLIC COMMENTS. However, no action may be taken on matters that are not part of the posted agenda. We request comments made on the agenda be made at the time the item is considered and that comments be limited to three minutes per person. Please address your comments to the Board as a whole, and do not engage in dialogue with individual Board Members, Authority staff, or members of the audience.

The Agenda and Minutes are now available through the Internet at www.ocfa.org. You can access upcoming agendas on the Monday before the meeting. The minutes are the official record of the meeting and are scheduled for approval at the next regular Board of Directors meeting.

2. MINUTES

No items.

3. CONSENT CALENDAR

No items.

4. PUBLIC HEARING(S)

No items.

5. DISCUSSION CALENDAR**A. Amendment to Board Rules of Procedure regarding Disclosure of Closed Session Information**

Submitted by: David Kendig, General Counsel

Recommended Action:

If the Board wishes to allow Board Members to communicate certain confidential information learned in an OCFA closed session to the legal counsel for the city or county they represent, or to the city council or board of supervisors for the city or county they represent, the Board should adopt the proposed Resolution to amend the Board of Directors Rules of Procedure adopting a policy to allow disclosure of closed session information.

REPORTS

No items.

CLOSED SESSION**CS1. CONFERENCE WITH LEGAL COUNSEL–ANTICIPATED LITIGATION**

Authority: Government Code Section 54956.9(d)(2) – Significant Exposure to Litigation regarding Pension Liability

CS2. CONFERENCE WITH LEGAL COUNSEL – INITIATION OF LITIGATION

Authority: Government Code Section 54956.9(c) (1 Case)

CS3. CONFERENCE WITH LEGAL COUNSEL – INITIATION OF LITIGATION

Authority: Government Code Section 54956.9(c) relating to potential soil contamination claims at the Urban Search and Rescue Warehouse

CS4. CONFERENCE WITH LEGAL COUNSEL – INITIATION OF LITIGATION

Authority: Government Code Section 54956.9(c) relating to Air Operations

CS5. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION

Name of Case: Medix Ambulance Inc. v. Orange County Fire Authority

Case No.: OC Superior Court Case No. 30-2015-00773054-CU-BT-CJC

Authority: Government Code Section 54956.9(d)(1)

CS6. CONFERENCE WITH LABOR NEGOTIATOR

Negotiators: Lori Zeller, Assistant Chief/Business Services Department; and
Brigette Gibb, Human Resources Director

Employee Orange County Employees’ Association

Organization:

Authority: Government Code Section 54957.6

CS7. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Authority: Exposure to Litigation pursuant to Government Code Section 54956.9(b)
(1 case)

CLOSED SESSION REPORT

ADJOURNMENT - The next regular meeting of the Orange County Fire Authority Board of Directors is scheduled for September 28, 2017, at 6:00 p.m.

AFFIDAVIT OF POSTING

I hereby certify under penalty of perjury under the laws of the State of California, that the foregoing Agenda was posted in the lobby, front gate public display case, and website of the Orange County Fire Authority, Regional Fire Training and Operations Center, 1 Fire Authority Road, Irvine, CA, not less than 24 hours prior to the meeting. Dated this 17th day of August 2017.

Sherry A.F. Wentz, CMC
Clerk of the Authority

UPCOMING MEETINGS:

Budget and Finance Committee Meeting	Wednesday, September 13, 2017, 12:00 noon
Claims Settlement Committee Meeting	Thursday, September 28, 2017, 5:00 p.m.
Executive Committee Meeting	Thursday, September 28, 2017, 5:30 p.m.
Board of Directors Meeting	Thursday, September 28, 2017, 6:00 p.m.



ORANGE COUNTY FIRE AUTHORITY

SUPPLEMENTAL AGENDA

BOARD OF DIRECTORS SPECIAL MEETING

Thursday, August 24, 2017

6:00 P.M.

Regional Fire Operations and Training Center

Board Room

1 Fire Authority Road

Irvine, CA 92602

This Agenda contains a brief general description of each item to be considered. Except as otherwise provided by law, no action or discussion shall be taken on any item not appearing on the following Agenda. Unless legally privileged, all supporting documents, including staff reports, and any writings or documents provided to a majority of the Board of Directors after the posting of this agenda are available for review at the Orange County Fire Authority Regional Fire Operations & Training Center, 1 Fire Authority Road, Irvine, CA 92602 or you may contact Sherry A.F. Wentz, Clerk of the Authority, at (714) 573-6040 Monday through Thursday, and every other Friday from 8 a.m. to 5 p.m. and available online at <http://www.ocfa.org>

If you wish to speak before the Fire Authority Board, please complete a Speaker Form identifying which item(s) you wish to address. Please return the completed form to the Clerk of the Authority prior to being heard before the Board. Speaker Forms are available at the counters of both entryways of the Board Room.



In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, you should contact the Clerk of the Authority at (714) 573-6040.

The following item is added to the above stated agenda in the location noted below. This item is posted in conformance with the Brown Act and is to be considered as part of the regular agenda.

CLOSED SESSION

CS8. PUBLIC EMPLOYEE APPOINTMENT

Position: Fire Chief

Authority: Government Code Section 54957(b)(1)

AFFIDAVIT OF POSTING

I hereby certify under penalty of perjury under the laws of the State of California, that the foregoing Agenda was posted in the lobby, front gate public display case, and website of the Orange County Fire Authority, Regional Fire Training and Operations Center, 1 Fire Authority Road, Irvine, CA, not less than 24 hours prior to the meeting. Dated this 18th day of August 2017.

Sherry A.F. Wentz, CMC
Clerk of the Authority



ORANGE COUNTY FIRE AUTHORITY

SUPPLEMENTAL AGENDA

BOARD OF DIRECTORS SPECIAL MEETING

Thursday, August 24, 2017

6:00 P.M.

Regional Fire Operations and Training Center

Board Room

1 Fire Authority Road

Irvine, CA 92602

This Agenda contains a brief general description of each item to be considered. Except as otherwise provided by law, no action or discussion shall be taken on any item not appearing on the following Agenda. Unless legally privileged, all supporting documents, including staff reports, and any writings or documents provided to a majority of the Board of Directors after the posting of this agenda are available for review at the Orange County Fire Authority Regional Fire Operations & Training Center, 1 Fire Authority Road, Irvine, CA 92602 or you may contact Sherry A.F. Wentz, Clerk of the Authority, at (714) 573-6040 Monday through Thursday, and every other Friday from 8 a.m. to 5 p.m. and available online at <http://www.ocfa.org>

If you wish to speak before the Fire Authority Board, please complete a Speaker Form identifying which item(s) you wish to address. Please return the completed form to the Clerk of the Authority prior to being heard before the Board. Speaker Forms are available at the counters of both entryways of the Board Room.



In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, you should contact the Clerk of the Authority at (714) 573-6040.

The following item is added to the above stated agenda in the location noted below. This item is posted in conformance with the Brown Act and is to be considered as part of the regular agenda.

DISCUSSION CALENDAR

5B. Change Order and Contract Increase for the Audio Video Systems Upgrade Project Presented by: Dave Anderson, Assistant Chief/Support Services Department

Recommended Actions:

To provide a reliable Board Room voting system that's compatible with the core audio visual systems, it is recommended that the Board, approve and authorize the Purchasing Manager to:

1. Process the change order to replace the electronic voting system.
2. Execute the proposed 2nd amendment to the construction contract.
3. Increase Purchase Order P0009974 by \$62,979.97 for a new project total of \$626,505.49.

AFFIDAVIT OF POSTING

I hereby certify under penalty of perjury under the laws of the State of California, that the foregoing Agenda was posted in the lobby, front gate public display case, and website of the Orange County Fire Authority, Regional Fire Training and Operations Center, 1 Fire Authority Road, Irvine, CA, not less than 24 hours prior to the meeting. Dated this 22nd day of August 2017.

Sherry A.F. Wentz, CMC
Clerk of the Authority

Disclosure of Closed Session Information

California Government Code Section 54956.96(a)(1) authorizes a joint powers agency (JPA) to adopt a policy to authorize the sharing of certain categories of information disclosed to JPA board members in a closed session to the board member's local agency's legal counsel and other members of the local agency's legislative body.

Specifically, Government Code section 54956.96 provides that a JPA may adopt such a policy to authorize a JPA board member to disclose information "that has direct financial or liability implications" for the local agency (e.g., the city or county). Such a policy may only authorize disclosure of that information to:

- (1) legal counsel for the member local agency (e.g., the city attorney or county counsel) "for purposes of obtaining advice on whether the matter has direct financial or liability implications for that member local agency," or
- (2) Other members of the legislative body of the local agency present in a closed session of that member local agency.

A policy adopted pursuant to Section 54956.96 may not authorize disclosure of the information to other city or county staff members nor to the public.

After a check of the OCFA records, resolutions, rules and policies, it has been determined that the OCFA Board has not yet adopted such a policy that would authorize the disclosure of information learned in closed session under Government Code Section 54956.96(a)(1). Approval of the attached resolution would add a provision to the Board of Directors' Rules of Procedure to authorize a policy for such disclosure.

The attached Resolution, if adopted, would also require a Board member to notify OCFA General Counsel before consulting with their local agency legal counsel or legislative body about information learned in an OCFA closed session. The purpose of the notification would be to enable the OCFA General Counsel to confer in advance with legal counsel for the member agency about whether the matter actually has direct financial or liability implications for the member agency. This would add a small level of protection against the discussion of closed session matters that do not have direct financial or liability implications for the member city or county.

If the Board wishes to authorize Board members to confer with their city attorneys, county counsel, and fellow city councilmembers or supervisors in closed session about confidential information "that has direct financial or liability implications" for their member agency, the attached Resolution should be approved.

Alternative: Omit General Counsel Notification

If the Board prefers, the same Resolution could be adopted without the requirement that Board members notify OCFA General Counsel before consulting with their local agency legal counsel or legislative body about information learned in an OCFA closed session. This would reduce the ability of the OCFA to have input on the decisions.

Attachment(s)

1. Proposed Resolution
2. Government Code section 54956.96

RESOLUTION NO. 2017-_____

**A RESOLUTION OF THE ORANGE COUNTY FIRE AUTHORITY
BOARD OF DIRECTORS AMENDING THE BOARD OF DIRECTORS'
RULES OF PROCEDURE**

WHEREAS, the Orange County Fire Authority Board of Directors adopted Resolution No. 99-04, on January 28, 1999, establishing the Board of Directors' Rules of Procedure; and

WHEREAS, the Board of Directors has periodically amended said Rules, the most recent amendment occurring on October 15, 2015; and

WHEREAS, the Board of Directors wishes to amend the Rules to adopt a policy allowing members of the OCFA Board of Directors to disclose information obtained in a closed session that has direct financial liability implications for the Board Member's local agency to the legal counsel for the Board Member's local agency for purposes of obtaining advice on whether the matter has direct financial or liability implications for that local agency, and/or to other members of the legislative body of the Board Member's local agency who are present in a closed session of that local agency.

NOW, THEREFORE, BE IT RESOLVED as follows:

The Board of Directors Rules of Procedure Rules 14 and 15 are amended as indicated in the redline version of the Rules attached hereto as Exhibit A.

PASSED, APPROVED, AND ADOPTED this 24th day of August 2017.

ELIZABETH SWIFT, CHAIR
Board of Directors

ATTEST:

SHERRY A.F. WENTZ, CMC
Clerk of the Authority

OCEFA BOARD OF DIRECTORS



**ORANGE COUNTY FIRE AUTHORITY
BOARD OF DIRECTORS
RULES OF PROCEDURE
(Last Revision: ~~10/15/15~~08/24/17)**

- Rule 1 Time and Place of Meetings of the Board of Directors and the Executive Committee
- Rule 2 Agendas/Minutes for Meetings of the Board of Directors
- Rule 3 Order of Business for Meetings of the Board of Directors
- Rule 4 Motions During Meetings of the Board of Directors
- Rule 5 Decorum for Public Meetings
- Rule 6 Election of Chair and Vice Chair of the Board of Directors/
Absence of Presiding Officer
- Rule 7 Retention of Exhibits and Documentary Material received in
Hearings Before the Board of Directors
- Rule 8 Ceremonial Functions and Proclamations
- Rule 9 The Executive Committee
- Rule 10 The Standing Committees
- Rule 11 Designated Labor Negotiators
- Rule 12 Provision of Requested Materials by Board Members
- Rule 13 Compensation/Reimbursement for Expenses
- Rule 14 Disclosure of Closed Session Information
- Rule 15 Amendment of Rules of Procedure

RULE 1. TIME AND PLACE OF MEETINGS OF THE BOARD OF DIRECTORS AND THE EXECUTIVE COMMITTEE

- (a) Except as otherwise provided in this Rule or by Resolution of the Board, a regular meeting of the Board of Directors shall be held on the fourth Thursday of each odd-numbered month, commencing at the hour of 6:00 p.m. in the Board Meeting Room, Regional Fire Operation and Training Center (RFOTC), One Fire Authority Road, Irvine. The meeting for the month of November shall be scheduled for the third Thursday, commencing at the hour of 5:30 p.m. in the Board Meeting Room, RFOTC, One Fire Authority Road, Irvine. Special meetings may occur on other dates, times, and/or locations as noticed.
- (b) Except as otherwise provided in this Rule, a regular meeting of the Executive Committee shall be held on the fourth Thursday of each month, with the exception

Airport Parking: Long-term parking should be used for travel exceeding 24-hours. OCFA will pay the actual cost of long-term parking.

Other: Baggage handling at then current airport baggage rates per bag and gratuities of up to 15 percent will be reimbursed.

Miscellaneous: Actual expenses for registration, tuition, and parking are reimbursable for OCFA authorized business. Miscellaneous expenses must be supported with itemized receipts.

Expenses for which Board Members receive reimbursement from another agency are not reimbursable.

- (d) Expense Report Content and Submission Deadline: Expense reports must document that the expense in question meet the requirements of the policy. For example, if the meeting is with a legislator, the Board Member should explain whose meals were purchased, what issues were discussed and how those relate to the Authority's adopted legislative positions and priorities.

Board Members must submit their expense reports within 30 days of an expense being incurred, accompanied by receipts documenting each expense. Restaurant receipts, in addition to any credit card receipts, are also part of the necessary documentation. Receipts for gratuities and tolls under \$5 are not required.

- (e) Audits of Expense Reports: All expenses are subject to verification of compliance with this policy.
- (f) Reports to Governing Board: At the following Board of Directors' meeting, each Board Member shall briefly report on meetings attended at OCFA expense. If multiple Board Members attended, a joint report may be made.
- (g) Compliance with Laws: Board Members should keep in mind that some expenditures may be subject to reporting under the Political Reform Act and other laws. All documents related to reimbursable agency expenditures are public records subject to disclosure under the California Public Records Act.
- (h) Violation of this Policy: Misuse of public resources or falsifying expense reports in violation of this policy may result in any or all of the following: 1) loss of reimbursement privileges, 2) a demand for restitution to OCFA, 3) OCFA's reporting the expenses as income to the elected official to state and federal tax authorities, and 4) prosecution for misuse of public resources.

RULE 14. DISCLOSURE OF CLOSED SESSION INFORMATION

All information presented to the Board in closed session shall be confidential. However, a Board Member may disclose information obtained in a closed session that has direct financial or liability implications for the Board Member's local agency to the following individuals:

- (a) Legal counsel of the Board Member's local agency for purposes of obtaining advice on whether the matter has direct financial or liability implications for that local agency; and/or

(b) Other members of the legislative body of the Board Member's local agency present in a closed session of that local agency.

Prior to disclosing any information obtained in a closed session to legal counsel of the Board Member's local agency or other members of the legislative body of the Board Member's local agency, the Board Member shall notify OCFA General Counsel of the intention to discuss the matter with their local agency's legal counsel or other members of the legislative body in order to afford General Counsel the opportunity to discuss with their local agency's legal counsel whether the matter has direct financial or liability implications for the Board Member's local agency.

RULE 154. AMENDMENT OF RULES OF PROCEDURE

No rule of the Board shall be adopted or amended except by resolution adopted by the Board.

West's Annotated California Codes
Government Code (Refs & Annos)
Title 5. Local Agencies (Refs & Annos)
Division 2. Cities, Counties, and Other Agencies (Refs & Annos)
Part 1. Powers and Duties Common to Cities, Counties, and Other Agencies (Refs & Annos)
Chapter 9. Meetings (Refs & Annos)

West's Ann.Cal.Gov.Code § 54956.96

§ 54956.96. Joint powers agency; legislative body; closed session; confidential information

Effective: January 1, 2005

[Currentness](#)

(a) Nothing in this chapter shall be construed to prevent the legislative body of a joint powers agency formed pursuant to Article 1 (commencing with [Section 6500](#)) of Chapter 5 of Division 7 of Title 1, from adopting a policy or a bylaw or including in its joint powers agreement provisions that authorize either or both of the following:

(1) All information received by the legislative body of the local agency member in a closed session related to the information presented to the joint powers agency in closed session shall be confidential. However, a member of the legislative body of a member local agency may disclose information obtained in a closed session that has direct financial or liability implications for that local agency to the following individuals:

(A) Legal counsel of that member local agency for purposes of obtaining advice on whether the matter has direct financial or liability implications for that member local agency.

(B) Other members of the legislative body of the local agency present in a closed session of that member local agency.

(2) Any designated alternate member of the legislative body of the joint powers agency who is also a member of the legislative body of a local agency member and who is attending a properly noticed meeting of the joint powers agency in lieu of a local agency member's regularly appointed member to attend closed sessions of the joint powers agency.

(b) If the legislative body of a joint powers agency adopts a policy or a bylaw or includes provisions in its joint powers agreement pursuant to subdivision (a), then the legislative body of the local agency member, upon the advice of its legal counsel, may conduct a closed session in order to receive, discuss, and take action concerning information obtained in a closed session of the joint powers agency pursuant to paragraph (1) of subdivision (a).

Credits

(Added by [Stats.2004, c. 784 \(A.B.2782\)](#), § 2.)

West's Ann. Cal. Gov. Code § 54956.96, CA GOVT § 54956.96
Current with urgency legislation through Ch. 179 of 2017 Reg.Sess



Orange County Fire Authority
AGENDA STAFF REPORT

Board of Directors Meeting
August 24, 2017

Agenda Item No. 5B
Discussion Calendar

**Change Order and Contract Increase for the
Audio Video Systems Upgrade Project**

Contact(s) for Further Information

Dave Anderson, Assistant Chief Support Services Department	daveanderson@ocfa.org	714.573.6006
Joel Brodowski, IT Manager	joelbrodowski@ocfa.org	714.573.6421

Summary

This agenda item seeks approval for a change order and purchase order increase, and to execute the 2nd amendment for the construction contract awarded to Western Audio Visual. The original purchase order was to upgrade the Audio Video (AV) equipment, systems, wiring, and electronic voting system used in the Board Room, Classrooms, and Training rooms at the Regional Fire Operations and Training Center (RFOTC). This requested change order is specific to the electronic Boardroom voting system.

Prior Board/Committee Action

On October 27, 2016, the Board of Directors accepted the bid of \$512,296.52 for the upgrade of the RFOTC AV systems from Western Audio Visual (WAV), the lowest responsive and responsible bidder responding to formal bid R02155. On November 17, 2016, the Board of Directors approved adding a 10% contingency or \$51,229 to the WAV Purchase Order of \$512,296.52 for a new total of \$563,525.52 for emergent situations affecting installation of the AV equipment, systems and wiring that would have to be addressed immediately and could not wait for approval by the Board of Directors. On December 21, 2016, Chairman Hernandez and Vice Chair Swift of the OCFA Board of Directors approved a request from Assistant Fire Chief Mike Schroeder to use \$1,405.31 of the 10% contingency for emergent electrical modifications to the RFOTC Board Room.

RECOMMENDED ACTION(S)

To provide a reliable Board Room voting system that's compatible with the core audio visual systems, it is recommended that the Board, approve and authorize the Purchasing Manager to:

1. Process the change order to replace the electronic voting system.
2. Execute the 2nd amendment to the construction contract.
3. Increase Purchase Order P0009974 by \$62,979.97 for a new project total of \$626,505.49.

Impact to Cities/County

Not Applicable.

Fiscal Impact

Funding is available in the Audio Video Upgrade Project budget.

Background

Current Project Status

The AV upgrade project is largely complete and the AV systems are functioning as designed with the exception of the electronic voting system (Electrovote), which is a separate system from the rest of the AV equipment. The Electrovote system was selected because of its simplicity and ease of use, but has failed to operate reliably during multiple OCFA Board of Directors meetings, most recently in the April 27, 2017, Board of Directors Executive Committee meeting where it failed to work on multiple votes.

Western Audio Visual (WAV), OCFA, and Electrovote staff worked extensively over a period of several months to test and resolve the problems, which included replacing all communications cables, rebuilding the cable ends, replacing some of the voting modules, and reprogramming efforts. OCFA has withheld final payments totaling \$35,836.88 remaining on the WAV and TK1SC purchase orders until the Electrovote problems are resolved or the system is replaced. TK1SC is the firm OCFA contracted with to develop the plans and specifications for the AV upgrade project. OCFA staff met with WAV and TK1SC staff on May 17, 2017, and notified both vendors that the Electrovote system was unacceptable, and OCFA was rejecting the voting system.

Proposed Voting System

In May of this year, WAV completed replacing and upgrading the AV and electronic voting systems for the City of Tustin's Council Chambers and invited OCFA staff for a demonstration. The City of Tustin's electronic voting system meets OCFA requirements, and is designed to work with the core AV systems already installed in the RFOTC Board Room.

Financial Remedy

WAV has agreed to credit the cost of the Electrovote system towards the purchase of a new electronic voting system designed by WAV. The new system includes individual 5" LCD voting control panels installed at each Board Member position, a 20" LCD control panel for the Clerk of the Authority to control the roll call and voting process, associated cabling, network equipment, installation and programming costs, and two 90" LCD monitors to display the voting results. The two 90" LCD monitors replace the two 65" LCD monitors currently installed in the RFOTC Board Room. The larger monitors are needed to display the voting results legibly for all Board Members and the public to view. The two 65" LCD monitors currently installed will be repurposed to replace outdated TV monitors and screens in OCFA conference rooms.

The price of the WAV electronic voting system is \$81,001.93. The amount of the total credit for the Electrovote system is \$18,021.96. Staff requests increasing the WAV purchase order by \$62,979.97 to purchase and install the new WAV electronic voting system for the new project total of \$626,505.49.

Staff has also reached agreements with the vendors involved with the rejected voting system to credit installation and OCFA staff time costs.

Attachment(s)

Proposed Amendment No. 2 to Construction Contract with Western Audio Visual

**AMENDMENT NO. 2 TO CONSTRUCTION CONTRACT
BETWEEN ORANGE COUNTY FIRE AUTHORITY AND
WESTERN AUDIO VISUAL**

This Amendment No. 2 to Construction Contract ("Amendment No. 2") is entered into this 12 day of July, 2017 by and between Orange County Fire Authority ("OCFA") and Western Audio Visual ("Contractor"). OCFA and Contractor are sometimes hereinafter referred to individually as a "party" and collectively as the "parties".

WHEREAS, OCFA and Contractor entered into that certain Construction Contract on October 27, 2016, and subsequently entered into that certain Amendment to Construction Contract Per Bid R02155 on November 17, 2016 (collectively, the "Contract"); and

WHEREAS, Authority and Contractor desire to amend Attachment B – Schedule of Values of the Contract to reflect Contractor's removal of the Electrovote system and components and the addition of Crestron voting systems and components.

NOW, THEREFORE, OCFA and Contractor agree to amend the Contract as follows:

Attachment B – Schedule of Values is hereby amended to reflect the additions and deletions set forth on Exhibit 1 attached hereto:

- Western Audio Visual removal of the Electrovote system and components in the amount of \$(18,020.96) (inclusive of 8.00% tax)
- Western Audio Visual additions for Crestron voting systems and components, Installation, Training, and Professional Services in the amount of \$81,001.93

Except as modified herein, all terms, and conditions of the Contract shall remain in full force and effect. In the event of a conflict between the terms of the Contract, the terms of this Amendment No. 2 shall control.

The persons executing this Amendment No. 2 on behalf of each respective party warrant that they are duly authorized to execute this Amendment No. 2 on behalf of the said parties and that by so executing this Amendment No. 2 the parties are formally bound to the provisions of this Amendment No. 2.

SIGNATURES ON FOLLOWING PAGE

IN WITNESS WHEREOF, the parties have executed this Amendment No. 2 as of the date first written above:

"OCFA"

ORANGE COUNTY FIRE AUTHORITY

Date: _____

By: _____

Debbie Casper, Purchasing Manager

"CONTRACTOR"

WESTERN AUDIO VISUAL

Date: 7/12/17

By: Catherine Schellin

Catherine Schellin, President

Exhibit 1



Hailey Schellin
 6353 Corte del Abeto, Suite 106
 Carlsbad, CA 92011
 Phone: (760) 438-8948
 Fax: (760) 438-0066

Orange County Office:
 1592 N. Batavia St., Suite #2
 Orange, CA 92867
 Phone: (949)584-7028
 Fax: (714) 637-7330

Cell: (949) 584-7028
haileys@wav1.com
www.wav1.com

Prepared for:

COMPANY: Orange County Fire Authority
ATTENTION: Joel Brodowski
ADDRESS: 0
 1 Fire Authority
 Irvine, CA 92602
TELEPHONE: 714-573-6421
FAX PHONE: -
E-MAIL: joelbrodowski@ocfa.org

DATE: July 10, 2017
TERMS: NET 30
FOB: Destination
SALES TAX: 7.7500%
DELIVERY: TBD
QUOTE VALID: 90 Days
REVISION: A
WAV PROJECT #: TBD

OPTION 2:

EQUIPMENT

Item	Qty	Manufacturer	Model	Description	PRICE	EXTENSION
	2	Sharp	PN-LE901	90" LCD	\$ 7,995.00	\$ 15,990.00
	2	Premier	P5080T	Wall Mount	\$ 132.00	\$ 264.00
	2	Crestron	DGE-100	Digital Graphics Engine	\$ 2,000.00	\$ 4,000.00
	1	Crestron	DMC-4K-HD-HDCP2	HDMI input card	\$ 800.00	\$ 800.00
	30	Crestron	TSW-560P-B-S	5" Touch Screen, Portrait, Black Smooth	\$ 800.00	\$ 24,000.00
	1	Netgear	GS752TP-100NAS	52-Port PoE Switch	\$ 724.00	\$ 724.00
	1	Viewsonic	VA2055SM	20" Monitor for Clerk's Voting Area	\$ 114.00	\$ 114.00
	1	Logitech	MK120	Keyboard/Mouse for Voting System Control	\$ 20.00	\$ 20.00
Miscellaneous Components						
	1	Custom	WAV	Miscellaneous Components	\$ 2,719.00	\$ 2,719.00
	30	Custom		Table top box	\$ 160.00	\$ 4,800.00
EQUIPMENT SUB-TOTAL						\$ 53,431.00
SHIPPING AND HANDLING						\$ 181.50
TAX						\$ 4,154.97

NON-EQUIPMENT

Engineering, Drafting & DSP	\$ 3,408.00
Control Programming	\$ 9,600.00
Project Management	\$ -
Staging & Assembly	\$ 736.00
Installation & Testing	\$ 8,096.00
Training	\$ 368.00
Service/Preventative Maintenance	\$ -
Credit for Electrovote (including 8.00% tax)	\$ (18,021.96)
G & A	\$ 801.47
Electronic Waste Recycling Fee	\$ 225.00

NON-EQUIPMENT TOTALS

\$ 5,212.51

PROPOSAL TOTAL

\$ 62,979.97

Basic Warranty: The AV System is warranted against all defects of material and workmanship, as a system, as well as individual components, for a period of 90 Days after date of acceptance or first used. If individual manufacturers warranty their equipment for a longer period, the manufacturer's warranty will apply, unless Extended Warranty is purchased.

Notes: This proposal includes prevailing wage rates.

Engineering: 24 hours at \$142/hr ; Programming: 48 hours at \$200/hr ; Staging: 8 hours at \$92/hr ;

Installation: 88 hours at \$92/hr ; Training: 4 hours at \$92/hr

 AUTHORIZED SIGNATURE

 DATE