REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

*Tuesday, April 14, 2020,*9:30 A.M.

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

MICHELLE STEEL
CHAIRWOMAN
Second District

ANDREW DO
VICE CHAIRMAN
First District

DONALD P. WAGNER
SUPERVISOR
Third District

DOUG CHAFFEE
SUPERVISOR
Fourth District

LISA A. BARTLETT
SUPERVISOR
Fifth District

ATTENDANCE:All Present

EXCUSED:None

PRESENT:	COUNTY EXECUTIVE OFFICER	Frank Kim
	COUNTY COUNSEL	Leon J. Page
	CLERK OF THE BOARD	Robin Stieler

INVOCATION:Supervisor Bartlett, Fifth District, gave the invocation

PLEDGE OF ALLEGIANCE:Supervisor Wagner, Third District, led the assembly in the Pledge of Allegiance

I.PRESENTATIONS/INTRODUCTIONS

Chairwoman Steel presented a resolution to Wan Joong Kim, Consul General of the Republic of South Korea acknowledging the donation of masks to Orange County

II.CONSENT CALENDAR (Item 1)

31452 **APPROVED AS RECOMMENDED**

OC COMMUNITY RESOURCES

1. Approve Orange County Office on Aging 2020-24 Area Plan Report for Planning & Service Area 22; approve and submit Transmittal Letter to State Department of Aging; and authorize Director or designee to execute and submit subsequent area plan updates and amendments to State Department of Aging - All Districts

END OF CONSENT CALENDAR

III.DISCUSSION ITEMS (Items 2-S18B)

ELECTED DEPARTMENT HEADS

2. **Auditor-Controller -** Approve one-time exception to the Personnel & Salary Resolution provisions to allow inclusion of a clause in the At Will agreement for employment of the Chief Deputy Auditor-Controller, to allow the incumbent to return to the previous classification of Administrative Manager III Director of Satellite Accounting Operations or equivalent position - All Districts (Continued from 3/10/20, Item 5; 3/24/20, Item 15)

B.O. **DELETED**

District Attorney:

3. Approve appointment of Kalpana Chakrabarti as Extra Help Working Retiree Administrative Manager II for administrative, financial, revenue and budget services pursuant to Section 7522.56 (f) of the Public Employees' Pension Reform Act of 2013 - All Districts

13452 **APPROVED AS RECOMMENDED**

4. Approve appointments of Alison Gyves and James Laird as Extra Help Working Retiree Deputy District Attorneys for legal services related to homicide cases as a result of SB 1437 pursuant to Section 7522.56 (f) of the Public Employees' Pension Reform Act of 2013 - All Districts

13452 **APPROVED AS RECOMMENDED**

Sheriff-Coroner:

5. Approve amendment 3 to renew contract MA-060-17011748 and change contract name from Dimension Data North America, Inc. to NTT America Solutions, Inc. for telecommunication technology solution services and products, 4/26/20 - 4/25/21 ($5,000,000; cumulative total $20,000,000); and authorize County Procurement Officer or authorized Deputy to execute amendment - All Districts

B.O. **DELETED**

6. Approve amendment 1 to agreement MA-060-19011528 with Praeses LLC for consultant services for inmate telephone services, 4/23/20 - 4/22/21 ($275,000); renewable for three additional one-year terms; and authorize County Procurement Officer or authorized Deputy to execute amendment - All Districts

45132 **APPROVED AS RECOMMENDED**

7. Approve contract CT-060-20010308 with MCM Technology, LLC for one-time purchase of asset and inventory management software, one-year term, ($215,448); and authorize County Procurement Officer or authorized Deputy to execute contract - All Districts

51342 **APPROVED AS RECOMMENDED**

HEALTH CARE AGENCY

8. Receive and file status report and approve continuance of local health emergency and local emergency related to Novel Coronavirus (COVID-19); and set review to determine need for continuing local emergency for 5/5/20, 9:30 a.m. and every 30 days thereafter until terminated. Updates will be provided by County Executive Office, Health Care Agency, and other County departments concerning efforts to address and mitigate the public health and other impacts caused by the Novel Coronavirus (COVID-19) emergency, and (2) provide direction to the County Executive Officer and other County Officers concerning on-going County operations, allocation of County resources and personnel, maintenance of essential services and facilities, temporary suspension and/or closure of non-essential public services and facilities, management of County property and finances, measures necessary to protect public health and safety, and expenditures necessary to meet the social needs of the population - All Districts
(Continued from Special Meeting 3/2/20, Item 1; 3/24/20, Item 23)

15342 **RECEIVED AND FILED STATUS REPORT AND APPROVED CONTINUANCE OF LOCAL HEALTH EMERGENCY AND LOCAL EMERGENCY RELATED TO NOVEL CORONAVIRUS COVID-19, WITH DIRECTIVES FROM SUPERVISOR DO THAT (1) THE HEALTH CARE AGENCY RETURN TO THE BOARD WITH A PLAN TO INCREASE COVID-19 TESTING INCLUDING TESTING OF ALL INDIVIDUALS IN SHELTERS AND (2) OC COMMUNITY RESOURCES TO EXPLORE AVAILABLE FUNDING TO SUPPORT THE WORK OF THE WORKFORCE DEVELOPMENT BOARD AND CONSIDER ALTERNATIVE METHODS TO PROVIDE CONTINUOUS ONLINE ACCESS TO INFORMATION AND ASSISTANCE AT PUBLIC LIBRARIES**

42135 **APPROVED AMENDED RESOLUTION PROPOSED BY SUPERVISOR CHAFFEE, ISSUING ORDER AND REGULATION RECOMMENDING THAT GROCERY RETAIL AND DRUG RETAIL EMPLOYEES WASH HANDS AT LEAST EVERY 30 MINUTES, AND RECOMMENDING THAT GROCERY RETAIL AND DRUG RETAIL EMPLOYERS PROVIDE EMPLOYEES WITH ADEQUATE TIME TO COMPLY WITH RECOMMENDATION, AND RECOMMENDING FURTHER THAT SUCH EMPLOYERS PROVIDE ALL NECESSARY SANITARY TOOLS AND SUPPLIES, DEDICATED HAND WASHING STATIONS, AND OTHER EMPLOYEE HEALTH AND SAFETY MEASURES, WITH ADOPTED AUTHOR'S AMENDMENT ALLOWING USE OF HAND SANITIZER AS AN ALTERNATIVE TO HAND WASHING**
RESO: 20-026

9. Approve amendment 1 to contract MA-042-19010159 with Grandma's House of Hope for Homeless Bridge Housing services, 7/1/19 - 6/30/21 ($500,000 per year; cumulative total $4,635,276); and authorize County Procurement Officer or authorized Deputy to execute amendment - Districts 1 and 4

41352 **APPROVED AS RECOMMENDED**

10. Approve amendment 1 to contract MA-042-19010252 with various providers of Recovery Residence services, 7/1/19 - 6/30/21 ($400,000; new total $1,200,000; cumulative total $3,200,000); renewable for two additional one-year terms; authorize County Procurement Officer or authorized Deputy to exercise cost contingency increase not to exceed 10% under certain conditions and execute amendment - Districts 1, 2 and 4

14352 **APPROVED AS RECOMMENDED**

OC COMMUNITY RESOURCES

11. Approve amendment 2 to contract 19-27-0041 with Age Well Senior Services, Inc. for Elderly Nutrition Program, nutrition transportation, case management and in-home care services ($303,443; cumulative total $2,116,018); approve amendment 3 to contract 19-27-0042 with City of Irvine for Elderly Nutrition Program, nutrition transportation, case management and in-home care services ($82,545; cumulative total $575,619); approve amendment 3 to contract 19-27-0043 with Community SeniorServ, Inc. dba Meals on Wheels Orange County for adult day care, Elderly Nutrition Program, nutrition transportation, case management and in-home care services ($916,608; cumulative total $6,471,469); approve amendment 2 to contract 19-27-0046 with Alzheimer's Family Services Center for adult day care services ($15,747; cumulative total $173,505), terms ending 6/30/20; and authorize Director or designee to execute amendments - All Districts

15342 **APPROVED AS RECOMMENDED**

12. Approve amendment 2 to contracts 17-28-0021 DV with Human Options, Inc. ($100,000; cumulative total $833,141); 17-28-0023 DV with Interval House, Inc. ($100,000; cumulative total $1,077,786); 17-28-0022 DV with Laura's House, Inc. ($100,000; cumulative total $873,244); and 17-28-0024 DV with Women's Transitional Living Center, Inc. to expand services offered to victims of domestic violence, 10/1/17 - 6/30/20 ($100,000; cumulative total $994,429); and authorize Director or designee to execute amendments - All Districts

51342 **APPROVED AS RECOMMENDED**

OC PUBLIC WORKS

13. Consider second reading and adoption of "An Ordinance of the County of Orange, California, Amending Title 4 of the Codified Ordinances of the County of Orange by Adding Division 15, Article 1 through Article 5, Section 4-15-1 through Section 4-15-14, Regarding Onsite Wastewater Treatment Systems in Unincorporated Orange County" - All Districts (Continued from 6/25/19, Item 54; 8/13/19, Item 13; 12/17/19, Item 21)

B.O. **CONTINUED TO 7/28/20, 9:30 A.M.**

14. Approve amendment 2 to contract MA-080-19010357 with Johnson Controls Fire Protection LP for facility security equipment, systems and service with related equipment and supplies, 4/14/20 - 4/30/22 ($24,706; cumulative total $3,524,706); and authorize Director or designee to execute amendment - All Districts

52134 **APPROVED AS RECOMMENDED**

15. Receive bids and award contract MA-299-20010733 to AToM Engineering Construction Inc., for Prima Misting System Project at Prima Deshecha Landfill, ($437,962); authorize Director or designee to execute contract under certain conditions; and authorize return of bid guarantees to all bidders upon execution of contract - District 5

52134 **APPROVED AS RECOMMENDED**

16. **Acting as the Board of Supervisors and Orange County Flood Control District -** Approve amendment 2 to renew contract MA-080-17011265 with OFRS, Inc. for on-call environmental multi-purpose maintenance services, 4/25/20 - 4/24/21 ($2,000,000; cumulative total $8,000,000); and authorize Director or designee to execute amendment - All Districts (Continued from 3/24/20, Item 41)

13452 **APPROVED AS RECOMMENDED**

GENERAL ADMINISTRATION

County Executive Office:

17. Approve grant applications/awards submitted by Sheriff-Coroner, John Wayne Airport and Health Care Agency in 4/14/20 grant report and other actions as recommended; adopt resolution authorizing HCA Director or designee to accept and execute grant agreement andamendments with State Water Resources Control Board for funding Public Beach Safety Monitoring project - All Districts

31452 **APPROVED AS RECOMMENDED**
RESO: 20-027

18. Approve recommended positions on introduced or amended legislation and consider other legislative subject matters - All Districts

13452 **APPROVED AS RECOMMENDED**

S18A. **Clerk of the Board -** Children and Families Commission, also known as First 5, Orange County - Approve selection of one individual to the Health Category (annual alternating category); one individual to the Health Category and one individual to the Education Category, for terms ending 3/31/22 - All Districts

51234 **SELECTED AND APPOINTED RAMIN BASCHSHI, MD TO HEALTH CATEGORY (ANNUAL ALTERNATING CATEGORY); YVETTE LAVERY TO HEALTH CATEGORY; AND SUSAN MCCLINTIC TO EDUCATION CATEGORY**

ELECTED DEPARTMENT HEADS

S18B. **Assessor Department -** Approve appointments of Kim Visser as an Extra Help Working Retiree Information Technologist II to perform system processing business property statements into the Assessment Tax System from the California Assessor's Association e-file system and Swades Chakrabarti as an Extra Help Working Retiree Administrative Manager II to perform the duties of a Budget and Finance Manager pursuant to Section 7522.56 (f) of Public Employee's Pension Reform Act 2013 - All Districts

51342 **APPROVED AS RECOMMENDED**

IV.PUBLIC HEARINGS (Items 19-20)

ELECTED DEPARTMENT HEADS

19. **Sheriff-Coroner -** Public Hearing to consider adopting resolution approving updated fee for processing of concealed firearm initial licenses superseding resolution 99-162 in part; and making California Environmental Quality Act and other findings - All Districts

B.O. **CLOSED PUBLIC HEARING**

53142 **APPROVED AS RECOMMENDED**
RESO: 20-028

OC PUBLIC WORKS

20. Public Hearing to consider adopting resolution approving 2020 Weed Abatement Program; and direct OC Public Works to report back to the Board on 7/28/20 and last meeting in July 2021 with itemized cost reports - All Districts

B.O. **CLOSED PUBLIC HEARING**

41352 **APPROVED AS RECOMMENDED**
RESO: 20-029

V.CLOSED SESSION

GENERAL ADMINISTRATION

County Counsel:

SCS1. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1):
Name of Case:Luiza Cole v. County of Orange, United States District Court Case No. 8-18-cv-1020 DOC-KES

B.O. **COUNTY COUNSEL READ:THE BOARD BY A UNANIMOUS VOTE, APPROVED A PROPOSED SETTLEMENT IN THE CASE OF LUIZA COLE V. COUNTY OF ORANGE, UNITED STATES DISTRICT CASE NO. 8-18-CV-1020 DOC-KES. THE SETTLEMENT REMAINS SUBJECT TO THE APPROVAL OF OTHERS. WHEN THE AGREEMENT IS FINALIZED COPIES WILL BE MADE AVAILABLE THROUGH THE OFFICE OF COUNTY COUNSEL TO ANY PERSON WHO INQUIRES.**

SCS2. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1):
Name of Case:State of California, et al. ex rel OnTheGo Wireless, LLC v. Cellco Partnership dba Verizon Wireless, et al., SCSC Case No. 34-2012-00127517

B.O. **COUNTY COUNSEL READ:THE BOARD BY A UNANIMOUS VOTE, APPROVED A PROPOSED SETTLENT IN THE CASE OF STATE OF CALFORNIA, ET AL EX REL ONTHEGO WIRELESS, LLC V CELLCO PARTNERSHIP DBA VERIZON WIRELESS, ET AL., SCSC CASE NO. 34-2012-00127517. THE SETTLEMENT REMAINS SUBJECT TO THE APPROVAL OF OTHERS. WHEN THE AGREEMENT IS FINALIZED COPIES WILL BE MADE AVAILABLE THROUGH THE OFFICE OF COUNTY COUNSEL TO ANY PERSON WHO INQUIRES.**

VI.PUBLIC, CEO, BOARD COMMENTS & ADJOURNMENT

PUBLIC COMMENTS:
Brigitte - Oral re: Over a billion people in lockdown; Ilya Tseglin's autistic son; firewalls in getting people back to their jobs; unrest in grocery stores; District Attorney and the new criminals in Orange County is the public

Bryan Kaye - Oral re: Letter from court judges; Supervisors ignoring requests to meet; exposure to Round Up; Sheriff and police sending emails; petting a horse

COUNTY EXECUTIVE OFFICER COMMENTS:
None

BOARD COMMENTS:
Supervisor Bartlett - Oral re: Appreciation for community organizations donating personal protective equipment to first responders and health care workers including the Rotary District 5320's donation of

facial shields

Vice Chair Steel - Oral re: Thanked Korean Consul General for donation of masks to Orange County

ADJOURNED:1:48 P.M.

KEY

Left Margin Notes

1. = Supervisor Do
2. = Supervisor Steel
3. = Supervisor Wagner
4. = Supervisor Chaffee
5. = Supervisor Bartlett

A.=Abstained
X.=Excused
N.=No
BO=Board Order

ORD.= Ordinance
RESO. = Resolution

Above numbers refer to Supervisorial Districts (1st number = Moved by; 2nd number = Seconded by)

Chair, Orange County Board of Supervisors

Orange County Clerk of the Board