REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

Tuesday, August 27, 2019, 9:00 A.M.

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

LISA A. BARTLETT
CHAIRWOMAN
Fifth District

MICHELLE STEEL
VICE CHAIR
Second District

ANDREW DO
SUPERVISOR
First District

DONALD P. WAGNER
SUPERVISOR
Third District

DOUG CHAFFEE
SUPERVISOR
Fourth District

ATTENDANCE: All Present

EXCUSED: None

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

INVOCATION: Vice Chair Steel, Second District, gave the invocation

PLEDGE OF ALLEGIANCE: Supervisor Do, First District, led the assembly in the Pledge of Allegiance

I. PRESENTATIONS/INTRODUCTIONS

Chairwoman Bartlett presented a resolution to the Orange County Sheriff's Department and the Orange County Fire Authority recognizing September 2019 as "National Preparedness Month"

Senior Citizens Advisory Council (SCAC) made a presentation to the Board of Supervisors outlining SCAC's top five short-term priorities related to senior citizens in Orange County

II. CONSENT CALENDAR (Items 1-11)

23145 **APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEMS 1 AND 2 WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE**

BOARD APPOINTMENTS

1. **Supervisor Chaffee -** Orange County Waste Management - Appoint Megan Moscol, Placentia, to complete term ending 2/2/21

43125 **APPROVED AS RECOMMENDED**

ELECTED DEPARTMENT HEADS

District Attorney:

2. Approve Real Estate Fraud Prosecution Annual Report, FY 2018-19 pursuant to Government Code Section 27388 (d) - All Districts

14235 **APPROVED AS RECOMMENDED**

3. Adopt resolution approving FY 2018-19 Federal Equitable Sharing Agreement and Certification Report - All Districts
RESO: 19-078

Sheriff-Coroner:

4. Adopt resolution approving the Unified County of Orange and Orange County Operational Area Emergency Operations Plan - All Districts
RESO: 19-079

5. Approve agreement with City of Anaheim for occasional supplemental law enforcement services, 9/1/19 - 8/31/24; and authorize Sheriff-Coroner or designee to execute agreement - Districts 3 and 4

OC COMMUNITY RESOURCES

6. Accept donation of $30,000 from Friends of the Library to offset cost of landscaping for the Dana Point Branch Library - District 5

7. Accept donation of $18,394 from Friends of the Library to offset cost of new furnishings in the children's area of the Westminster Branch Library - District 1

OC PUBLIC WORKS

8. Approve plans, specifications and bid documents; set bid opening for 10/2/19, 2:00 p.m. for Yorba Regional Park Restrooms 2, 3, 4 and 6 Replacement Project; and make California Environmental Quality Act and other findings - District 3

9. Approve plans, specifications and bid documents; set bid opening for 10/2/19, 2:00 p.m. for Tri-City Restrooms 1 and 2 Replacement Project; and make California Environmental Quality Act and other findings - District 4

10. Certify completion of public streets, street lights, storm drain, sewer, water, recycled water and monumentation; adopt resolution and authorize release of bond securities for Tract Map 17564, unincorporated Rancho Mission Viejo, north of Chiquita Canyon Drive; and making related findings - District 5
RESO: 19-080

GENERAL ADMINISTRATION

11. **Supervisor Do -** Approve addition of VACP-Vietnamese American Culture Parade to FY 2019-20

County Events Calendar and make related findings per Government Code Section 26227

END OF CONSENT CALENDAR

III. DISCUSSION ITEMS (Items 12-S39D)

ELECTED DEPARTMENT HEADS

Auditor-Controller:

12. Approve Assignment and Consent agreement to contract MA-003-18011512 from Vavrinek, Trine, Day & Co., LLP to Eide Bailly LLP.; authorize County Procurement Officer or authorized Deputy to execute agreement - All Districts
13245 **APPROVED AS RECOMMENDED**

13. Approve amendment 2 to contract MA-003-18010160 with Perspecta State and Local Inc., for modernization of the Legacy Property Tax System, 10/2/17 - 10/8/21 ($2,000,000; new total $8,150,817); and approve amendment 1 to contract MA-003-18010262 with ARK Technologies for technical services and support for Legacy Property Tax System modernization project, 10/2/17 - 3/31/21 ($783,200; new total $1,613,720); and authorize County Procurement Officer or authorized Deputy to execute contracts - All Districts
12345 **APPROVED AS RECOMMENDED**

Sheriff-Coroner:

14. Approve Assignment, Novation and Consent Agreement with Premier Computing, ESOP Inc. assigning to Evolution MS, Inc. dba Premier Computing for software maintenance; approve amendment 2 to renew contract MA-060-17010218 with Evolution MS, Inc. dba Premier Computing for software maintenance, 9/26/19 - 9/25/20 ($25,000; cumulative total $100,000); renewable for one additional year; and authorize County Procurement Officer or authorized Deputy to execute amendment and agreement - Districts 1 and 3
13245 **APPROVED AS RECOMMENDED**

15. Approve amendment 2 to contract MA-060-17010367 with Premier Computing, Inc. assigning to Evolution MS, Inc. dba Premier Computing for help desk support for commissary operations system, 11/9/18 - 11/8/20; renewable for one additional year; and authorize County Procurement Officer or authorized Deputy to execute amendment - All Districts
23145 **APPROVED AS RECOMMENDED**

16. Approve retroactive amendment 1 to lease agreement with Orange County Sanitation District for continued operation of 800 MHz Communications System facility at 22212 Brookhurst St, Huntington Beach, effective 5/5/18 - 5/4/23; authorize Chief Real Estate Officer or designee to execute future amendments and to extend agreement under certain conditions, five-year term; and make California Environmental Quality Act and other findings - District 2
21345 **APPROVED AS RECOMMENDED**

CHILD SUPPORT SERVICES

17. Approve FY 2019-20 Plan of Cooperation agreement with California Department of Child Support Services for administration of Title IV-D Program services, 10/1/19 - 9/30/20; and authorize Director or designee to execute Plan of Cooperation and renew agreement under certain conditions for four additional one-year terms - All Districts
21345 **APPROVED AS RECOMMENDED**

HEALTH CARE AGENCY

18. Approve selection of and agreement with Western Youth Services for Behavioral Health Training services, 10/1/19 - 6/30/22 ($1,425,000); authorize Director or designee to exercise cost contingency increase not to exceed 10% under certain conditions and execute agreement - All Districts
B.O. **CONTINUED TO 9/24/19, 9:30 A.M.**

19. Approve contract MA-042-19010990 with Conduent Healthy Communities Corporation for Customized Web-Based Information System, 11/1/19 - 10/31/22 ($300,000); authorize County Procurement Officer or authorized Deputy to execute contract; approve master agreement for sponsorship of Conduent Healthy Communities Corporation platform; and authorize Director or designee to accept funding and execute individual sponsorship agreements - All Districts
B.O. **CONTINUED TO 9/10/19, 9:30 A.M.**

JOHN WAYNE AIRPORT

20. Approve concession leases with Mission Yogurt Inc. dba Taps Fish House, Greenleaf Gourmet ChopShop Inc., DHDE Orange County, LLC dba La Boutique and Bambuza South Waterfront, LLC dba The Coffee Bean & Tea Leaf, and select a respondent and award a lease for a Quick Serve Restaurant for Phase I Concession Development Program; and make California Environmental Quality Act and other findings - District 2 (4/5 vote of the members present)
25134 **APPROVED AS AMENDED TO AMEND RECOMMENDED ACTION #2 TO AWARD AND EXECUTE CONCESSION LEASE FOR THE PHASE 1 CONCESSION DEVELOPMENT PROGRAM AT JOHN WAYNE AIRPORT FOR QUICK SERVE RESTAURANT LEASE TO CALIFORNIA COAST FOOD & BEVERAGES LLC DBA BRODARD EXPRESS**

21. Approve contract MA-280-20010115 with Mosaic451, LLC for managed security services, 9/1/19 - 8/31/22 ($943,225); renewable for two additional one-year periods; approve amendment 1 to contract MA-280-19011678 with NTT Security (US) Inc. extending contract to 12/31/19 ($100,000; new total $150,000); and authorize County Procurement Officer or authorized Deputy to execute contracts and exercise cost contingency increase not to exceed 10% under certain conditions - District 2
25134 **APPROVED AS RECOMMENDED**

OC COMMUNITY RESOURCES

22. Approve amendment 4 to renew Operator Agreement 17-23-0036-PS with The Midnight Mission for homeless shelter and coordination services at Courtyard Transitional Center, 10/1/19 - 6/30/20 ($1,704,167; cumulative total $6,894,365); authorize Director or designee to execute amendment, non-substantive documents and immaterial contract modifications under certain conditions - District 1
13245 **APPROVED AS RECOMMENDED**

23. Approve amendment 5 to renew contract 17-23-0046-PS with WISEPlace to operate women's shelter SAFEPlace and coordination of services, 10/1/19 - 6/30/20 ($1,615,057; cumulative total $4,686,487); authorize Director or designee to execute amendment and authorize County Procurement Officer or authorized Deputy to exercise a cost contingency increase not to exceed 10% under certain conditions - District 1
13245 **APPROVED AS RECOMMENDED**

24. Approve amendment 2 to renew contract 17-23-0047-PS with American Family Housing, Inc. to operate the couples shelter Washington House program for couples experiencing homelessness, 10/1/19 - 6/30/20 ($338,689; cumulative total $968,458); authorize Director or designee to execute amendment and authorize County Procurement Officer or authorized Deputy to exercise a cost

contingency increase not to exceed 10% under certain conditions - District 1

13245 **APPROVED AS RECOMMENDED**

25. Approve amendment 3 to contract 16-23-0035-PS with Kingdom Causes, Inc. dba City Net for homeless shelter, community mobilization and coordination services at the Courtyard Transitional Center, 10/1/19 - 6/30/20 ($240,208; cumulative total $870,208); authorize Director or designee to execute amendment and authorize County Procurement Officer or authorized Deputy to exercise a cost contingency increase not to exceed 10% under certain conditions - District 1

12345 **APPROVED AS RECOMMENDED**

26. Approve grant of easement from The Roman Catholic Bishop of Orange to the County of Orange for segment of Tijeras Canyon Regional Riding and Hiking Trail (Parcel TR59P-116); approve grant deed from the County of Orange to The Roman Catholic Bishop of Orange for parcel PR51A-1701.1; and make California Environmental Quality Act and other findings - District 5 (4/5 vote of members present and voting)

51234 **APPROVED AS RECOMMENDED**

OC PUBLIC WORKS

27. Approve contract MA-080-19011921 with Mark Thomas & Company, Inc. for design services supporting Carbon Canyon Channel Class I Bikeway (OC Loop Segment D), 8/27/19 - 8/26/24 ($858,420); and authorize Director or designee to execute contract - Districts 3 and 4

32145 **APPROVED AS RECOMMENDED**

28. Approve contract MA-080-19011949 with Computer Deductions, Inc. for patrol vehicle equipment, supplies and installation services, 10/1/19 - 9/30/22 ($4,500,000); renewable for two additional years; authorize County Procurement Officer or authorized Deputy to execute contract; and make California Environmental Quality Act and other findings - All Districts

14235 **APPROVED AS RECOMMENDED**

29. Approve contract MA-080-20010050 with ChargePoint, Inc. for network electric vehicle charging stations, service and maintenance, five-year term ($1,368,522); authorize Director or designee to execute contract; receive rebate funds from Center for Sustainable Energy through the Southern California Incentive Project (up to $600,000) under certain conditions; and make California Environmental Quality Act and other findings - Districts 1 and 3

13245 **APPROVED AS RECOMMENDED**

30. Approve indemnification and contract MA-080-19011379 with Solar Turbines Incorporated for comprehensive maintenance and service for combustion turbine generators, 10/1/19 - 9/30/24 ($5,000,000); authorize supplementary work orders for necessary maintenance, equipment and service not to exceed $500,000; authorize Director or designee to execute contract; and make California Environmental Quality Act and other findings - District 1

13245 **APPROVED AS RECOMMENDED**

31. **Acting as the Board of Supervisors and Orange County Flood Control District -** Consider second reading and adoption of "An Ordinance of the County of Orange, California Amending Section 1-4-13 Article 2, Division 4, of Title 1 of the Orange County Codified Ordinances Regarding Duties of Purchasing Agent - Specific" - All Districts (Continued from 8/13/19, Item 23)

12345 **APPROVED AS RECOMMENDED**

ORD: 19-003

PUBLIC PROTECTION

32. **Probation -** Approve amendment 1 to renew contract MA-057-16012135 with North Orange County Regional Occupational Program for vocational training and pre-employment counseling services at juvenile institution facilities, 9/1/19 - 8/31/20 ($717,700; cumulative total $2,870,800); and authorize Chief Probation Officer or designee to execute amendment - Districts 1, 3 and 5

13245 **APPROVED AS RECOMMENDED**

GENERAL ADMINISTRATION

33. **County Counsel -** Adopt resolution Decertifying Parts of Second Revised Final Environmental Impact Report 616 that address solar-related energy options for Esperanza Hills Residential Development project; adopt resolution certifying amended Second Revised Final Environmental Impact Report 616 for Esperanza Hills Residential Development project and other findings - District 3

21345 N **APPROVED RECOMMENDED #1 AS RECOMMENED**

RESO: 19-081

21345 NN **APPROVED RECOMMENDED #2 AS RECOMMENED**

RESO: 19-082

County Executive Office:

34. Approve proposed Orange County Information Technology organizational structure and line of authority changes to integrate Information Technology positions from Social Services Agency, effective upon State of California Advance Planning Document approval - All Districts

23145 **APPROVED AS RECOMMENDED**

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

14235 **APPROVED AS RECOMMENDED**

36. Approve Gift Deed from The Irvine Company LLC to County of Orange for access road adjacent to Irvine Lake; authorize Chief Real Estate Officer or designee to accept gift deed; approve Assignment and Assumption agreement from The Irvine Company LLC to County of Orange; authorize Chief Real Estate Officer or designee to make minor modifications under certain conditions and execute agreement; and make California Environmental Quality Act and other findings - District 3

31245 **APPROVED AS RECOMMENDED**

37. Approve grant applications/awards submitted by Health Care Agency, District Attorney and OC Community Resources in 8/27/19 grant report and other actions as recommended; adopt resolutions authorizing District Attorney or designee to execute grant award agreements and amendments with California Department of Insurance for Disability and Healthcare Insurance Fraud Program ($1,132,473), Life and Annuity Consumer Protection Program ($60,000) and Workers' Compensation Insurance Fraud Program ($5,553,240), 7/1/19 - 6/30/20; and make California Environmental Quality Act and other findings - All Districts

12345 **APPROVED AS RECOMMENDED**
RESO: 19-083 - 19-085

38. Approve proposed response to FY 2018-19 Grand Jury Report "'The Silent Killer' Hypertension in Orange County's Intake and Release Center." - All Districts

12345 **APPROVED AS RECOMMENDED**

39. Approve proposed response to FY 2018-19 Grand Jury Report "Your Call May Be Recorded." - All Districts

12345 **APPROVED AS RECOMMENDED**

S39A. **Supervisor Wagner -** Approve addition of free Women's Self Defense and CPR series classes to FY 2019-20 County Events Calendar and make related findings per Government Code Section 26227

32145 **APPROVED AS RECOMMENDED**

S39B. **Clerk of the Board -** Approve Assignment, Novation and Consent agreement and amendment 2 to contract MA-011-18010445 to transfer and assign contract with SouthTech Systems, LLC to Granicus, LLC for Comprehensive Agenda Management Solutions Software maintenance and technical support services; and authorize County Procurement Officer or authorized Deputy to execute agreement and amendment - All Districts

13245 **APPROVED AS RECOMMENDED**

ELECTED DEPARTMENT HEADS

Sheriff-Coroner:

S39C. Approve FY 2018-19 Federal Equitable Sharing Agreements and Certification reports for federally forfeited property or proceeds received for Sheriff-Coroner Department, Regional Narcotics Suppression Program and Orange County Pro-Active MethLab Investigative Task Force - All Districts

12345 **APPROVED AS RECOMMENDED**

S39D. Approve amendment 2 to renew agreement MA-060-15012270 with Siemens Industry, Inc. for preventive maintenance and repairs to Theo Lacy and Coroner facilities energy management system hardware and software, 9/1/19 - 8/31/20 ($80,600; cumulative total $381,304); and authorize County Procurement Officer or authorized Deputy to execute amendment - Districts 1 and 3

13245 **APPROVED AS RECOMMENDED**

IV. PUBLIC HEARINGS (None)

V. CLOSED SESSION (Item CS-1)

GENERAL ADMINISTRATION

CS-1. **County Executive Office -** CONFERENCE WITH LABOR NEGOTIATOR - Pursuant to Government Code Section 54957.6:
Agency Negotiator: Tom Hatch
Employee Organizations: Orange County Employees Association (OCEA), Orange County Managers Association (OCMA), Association of County Law Enforcement Management (ACLEM), American Federation of State, County and Municipal Employees (AFSCME), Teamsters Local 952 (Teamsters), Orange County Attorneys Association (OCAA), Association of Orange County Deputy Sheriffs (AOCDS), International Union of Operating Engineers (IUOE), and other non-represented employees
RE: Terms and conditions of employment

B.O. **HELD, NO REPORTABLE ACTION**

VI. PUBLIC, CEO, BOARD COMMENTS & ADJOURNMENT

PUBLIC COMMENTS:

Jose Guevara - Oral re: Read letter from Congressman Lou Correa regarding extensive wait times for veterans obtaining services through the Orange County Veterans Service Office; requested the Board take action to resolve wait times and asked to advise Congressman Lou Correa's office if they can be of assistance

Ilya Tseglin - Oral re: Tseglin family and Michael Klubnikin have been attending Board Meetings for seven years; necessary changes in government are ignored; requested the Board stop criminal enterprise throughout the County and pursue justice, rules of law and the County constitution

Gene James - Oral re: City of San Clemente resident; Catholic worker settlement and homeless population problem in the City of San Clemente; requested the County and Chairwoman Bartlett conduct a Town Hall meeting in the City of San Clemente to explain the impacts the settlement will have on the residents, discuss options and what the citizens and City Council can do to be a part of the solution; asked the Board to consider how permanent supportive housing for the homeless will alter the neighborhoods of San Clemente

Rick Loeffler - Oral re: City of San Clemente resident; emergency in the City of San Clemente with communities under siege, homeless population and health and safety issues; County has not provided a shelter for the homeless and Cities do not have the resources to provide shelters for the homeless; U.S. 9th Circuit Court of Appeals' ruling in Martin v. City of Boise

Michelle Brooks - Oral re: City of San Clemente resident; homeless problem in the City of San Clemente was caused by the County of Orange and needs to be addressed; permanent supportive housing will not prevent homelessness; need to provide drug addiction and mental health assistance to the homeless; story of Jane

Dee Coleman - Oral re: City of San Clemente resident and business owner; the County needs to work on an action plan for south Orange County and the service planning area map regarding homeless; homeless encampment developed in the City of San Clemente after the riverbed closed; property owned by the City of San Clemente and the County be used to coincide with other cities to address the homeless population; all cities need to be uniform and a policy be created to address homelessness at all levels within all cities

Michelle Alexander - Oral re: City of San Clemente resident; concerns with the County's lack of leadership regarding the transient crisis in south County cities; use of unincorporated land for the homeless; U.S. 9th Circuit Court of Appeals' ruling in Martin v. City of Boise

Daisy Ramirez - Oral re: Orange County Jails Policy and Conditions Coordinator; demanded justice for recent deaths in Orange County jails including Anthony Aceves and Shakira Kelly; issues in County jail system stem from culture and history of negligence and misconduct; County has failed to access diversion options and allocate adequate funding to mental health care options outside the County jail system

Brigitte - Oral re: Board approval of Grand Jury report regarding investigation of deaths in jails; criminal cover-up and whitewash, real estate and tax fraud

Cecilia Iglesias - Oral re: Santa Ana resident and Councilmember representing Ward 6; concerns with the location of shelter being developed in the City of Santa Ana; only south County city proposing to provide a shelter is the City of Laguna Beach; invited everyone to walk the streets of the City of Santa to view the conditions residents are forced to live in

Charles Schmidt - Oral re: Resident of the City of Santa Ana; L Street shelter; requested an update of when community outreach meetings will be held regarding the L Street shelter

Bryan Kaye - Oral re: Loss of family member and pain experienced when losing a loved one; providing opportunity to individuals to succeed

COUNTY EXECUTIVE OFFICER COMMENTS:

None

BOARD COMMENTS:

Supervisor Chaffee - Oral re: Toured OC Animal Care Shelter in the City of Tustin and Olinda Alpha Landfill in the City of Brea

Supervisor Wagner - Oral re: Reopening of Irvine Lake for shoreline fishing

Vice Chair Steel - Oral re: John Wayne Airport and Make-A-Wish Orange County debut of the airport children's "Wish Lounge" on August 19, 2019.

Chairwoman Bartlett - Oral re: Tall Ships Festival to be held in the City of Dana Point on September 7th and 8th, 2019

ADJOURNED: 12:30 P.M.

52134 **Adjourned in memory of Jim Lenthall**

*** 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)

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Chair, Orange County Board of Supervisors

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Orange County Clerk of the Board