A G E N D A

REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

Tuesday, October 17, 2023
9:00 A.M. Presentations
9:30 A.M. Regular Business

BOARD HEARING ROOM, FIRST FLOOR
400 W. Civic Center Drive
Santa Ana, California

DONALD P. WAGNER
CHAIRMAN
Third District

ANDREW DO
VICE CHAIRMAN
First District

VICENTE SARMIENTO
SUPERVISOR
Second District

DOUG CHAFFEE
SUPERVISOR
Fourth District

KATRINA FOLEY
SUPERVISOR
Fifth District

COUNTY EXECUTIVE OFFICER
Frank Kim

COUNTY COUNSEL
Leon J. Page

CLERK OF THE BOARD
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 the completed form(s) 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, the opening of the public hearing and/or the beginning of Public Comments. When addressing the Board, it is requested that you state your name and city of residence for the record. Members of the public desiring to speak should address all remarks and questions to the Board. Speakers may address the Board on up to three occasions, with three minutes allotted to the speaker per occasion. PowerPoint 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: 400 W. Civic Center Drive, First Floor, Room 110, Santa Ana, 92701 8:00 am - 5:00 pm, Monday-Friday.
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If you have special needs, such as ADA accommodation or need the services of a language interpreter,
the Clerk of the Board can assist you. To make such requests, please call the Board Services Division at least 72 hours prior to the meeting at 714-834-2206. Requests made less than 72 hours prior to the meeting will still receive every effort by Clerk of the Board to fulfill the request.

INVOCATION:Supervisor Sarmiento, Second District

PLEDGE OF ALLEGIANCE:Supervisor Chaffee, Fourth District

I.PRESENTATIONS/INTRODUCTIONS

Chairman Wagner will be presenting a resolution proclaiming October 8th - 14th, 2023 as "Fire Prevention Week"

Chairman Wagner will be presenting a resolution proclaiming October 2023 as "Domestic Violence Awareness Month"

Supervisor Sarmiento will be presenting a resolution proclaiming October 23rd - 29th, 2023 as "Respiratory Care Week"

II.CONSENT CALENDAR (Items 1-11)

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.

ELECTED DEPARTMENT HEADS

1. **Sheriff-Coroner -** Approve agreement with Orange County Sheriff's Museum & Education Center for donation of items listed in Exhibit A and to loan items from Museum for display at Orange County Sheriff-Coroner Department Technology Center listed in Exhibit B; authorize Sheriff-Coroner or designee to execute agreement and amend Exhibit B under certain conditions and make related findings - District 2 (Continued from 9/12/23, Item 6)

OC COMMUNITY RESOURCES

2. Authorize OC Public Libraries to accept funding award from Santiago Library System for patron internet service provider fees ($89,432) - All Districts

3. Accept monetary donation from Angelo Madrigal Living Trust for the Fountain Valley Branch Library ($53,100); and authorize Director or designee to execute related documents - District 1

GENERAL ADMINISTRATION

Clerk of the Board:

4. Approve initial Conflict of Interest Code for ExploreK12, a California Public Charter School - District 2

5. Approve initial Conflict of Interest Code for California Republic Leadership Academy, a California Public Charter School - District 5

6. Approve initial Conflict of Interest Code for Orange County School of the Arts, a California Public Charter School - District 2

7. Approve proposed amendments to the Conflict of Interest Code Designated Filer Exhibits for Placentia-Yorba Linda Unified School District - Districts 3 and 4

8. Approve proposed amendments to the Conflict of Interest Code Designated Filer Exhibits for Orange County Sanitation District - All Districts

9. Approve proposed amendments to the Conflict of Interest Code Designated Filer Exhibits for Magnolia School District - Districts 2 and 4

10. **County Executive Office -** Approve revised Commission to End Homelessness Bylaws adding a voting member seat for Medi-Cal Managed Care Health Plan representative - All Districts

11. **Chairman Wagner and Vice Chairman Do -** Approve addition of County-wide Annual Holiday Open House hosted by Orange County Board of Supervisors to County Events Calendar; and make related findings per Government Code Section 26227

END OF CONSENT CALENDAR

III.DISCUSSION ITEMS (Items 12-28)

At this time, members of the public may ask the Board to be heard on the following items as those items are called.

ELECTED DEPARTMENT HEADS

12. **Clerk-Recorder -** Approve contract MA-059-23011544 with BMI Imaging Systems, Inc. for truncation and software maintenance services, 11/1/23 - 10/31/26 ($139,856); and authorize County Procurement Officer or Deputized designee to execute contract - All Districts

HEALTH CARE AGENCY

13. Approve amendment 2 to contract MA-042-22011557 with Cerner Corporation for electronic health record maintenance, support and remote hosting services, 10/17/23 - 6/30/25 ($390,000; cumulative total $16,254,934); and authorize County Procurement Officer or Deputized designee

to execute amendment - All Districts

JOHN WAYNE AIRPORT

14. Select qualified food and beverage concession operator for Food and Beverage Package Two and select retail concession operators for Retail Package One and Retail Package Two for Concession Development Program; authorize Director or designee to negotiate lease agreements for Board approval; and authorize Director or designee to negotiate lease agreements with qualified operators for Food and Beverage Package One for Board approval - District 5

15. Approve amendment 1 to renew contract MA-280-21010791 with Landrum & Brown Incorporated for National Environmental Policy Act document preparation for John Wayne Airport General Aviation Improvement Program, 1/1/24 - 12/31/26 ($100,000; cumulative total $302,930); and authorize County Procurement Officer or Deputized designee to execute amendment - District 5

16. Approve amendment 2 to Parking Facilities and Valet Parking Operating Agreement with LAZ Parking California, LLC for management and operation of self-parking and valet parking facilities and for operation of traffic control in designated Transportation Network Companies pick-up areas, commencing 11/1/23 ($43,783 per month; monthly total $412,941); and make California Environmental Quality Act (CEQA) exemption findings under CEQA Guidelines Section 15301 - District 5

OC COMMUNITY RESOURCES

17. Approve contract MA-012-23011449 with Landscape West Management Services, Inc. for landscape maintenance services, 12/1/23 - 11/30/26 ($501,000; cumulative total $1,503,000); renewable for one additional two-year term; authorize County Procurement Officer or Deputized designee to execute contract; and make California Environmental Quality Act (CEQA) exemption findings under CEQA Guidelines Sections 15301 and 15304 - District 5

OC PUBLIC WORKS

18. Approve purchase order for retroactive payment to Inter-Pacific, Inc. for O'Neill Regional Park Nine Restrooms Electrical Panel Boards Replacement Project ($147,230) - Districts 3 and 5

Acting as the Board of Supervisors and Orange County Flood Control District:

19. Approve amendments 1 and 2 to renew contracts with various firms for on-call road and bikeway engineering services, 11/17/23 - 11/16/25 ($1,200,000 each; aggregate total $6,000,000); and authorize Director or designee to execute amendments - All Districts

20. Approve amendments 1, 2 and 3 to renew contracts with various firms for on-call construction services - construction management and inspection services, 11/17/23 - 11/16/25 ($400,000 each; aggregate total $4,000,000); and authorize Director or designee to execute amendments - All Districts

OC WASTE & RECYCLING

21. Approve contract MA-299-23011568 with Whittier Fertilizer Company for on-site chip and

grind services, 11/17/23 - 11/16/26 ($4,500,000); renewable for one additional two-year term ($3,000,000); authorize County Procurement Officer or Deputized designee to execute contract and make minor changes under certain conditions; and consider application of Mitigated Negative Declarations No. 710 and No. 675 with Addendum No. 1 and other findings - Districts 3, 4 and 5

22. Approve amendment 2 to renew contract MA-299-20010242 with Ron Dietz, Inc.dba Dietz Hydroseeding Company for hydroseeding services, 11/23/23 - 11/22/24 ($365,000; cumulative total $1,990,000); and authorize County Procurement Officer or Deputized designee to execute amendment - Districts 3, 4 and 5

GENERAL ADMINISTRATION

23. **County Counsel -** Consider first reading of "An Ordinance of the County of Orange, California Adding Sections 1-2-32 and 1-2-118.1 of the Codified Ordinances of the County of Orange Regarding the Elections of the Public Administrator and Coroner"; and set second reading and adoption for 10/31/23, 9:30 a.m. - All Districts

County Executive Office:

24. Approve grant applications/awards submitted in 10/17/23 grant report and other actions as recommended - All Districts
Revised Title to read:
County Executive Office - Approve grant applications/awards submitted *by OC Public Works, Health Care Agency, County Executive Office, Sheriff-Coroner, OC Community Resources and District Attorney, retroactive grant application/award submitted by Sheriff-Coroner and ratify grant application/award submitted by Social Services Agency* in 10/17/23 grant report and other actions as recommended; *adopt resolution authorizing Director of OC Public Works or designee to request OCTA to allocate $1,424,000 for Antonio Parkway Corridor Improvement Program from Regional Traffic Signal Synchronization Program; adopt resolution authorizing Sheriff-Coroner to accept grant from California Department of Parks and Recreation, Division of Boating and Waterways for abandoned watercraft abatement ($51,000); and authorize Sheriff-Coroner or designee to execute related documents* - All Districts

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

26. Select primary and alternate firm to provide Federal Legislative Advocacy services; authorize County Procurement Officer or Deputized designee to negotiate contracts and return to the Board for approval no later than 11/28/23 - All Districts

27. Approve amendment 7 to renew Regional Cooperative Agreement MA-017-16010594 with Iron Mountain Inc. dba Iron Mountain Information Management, LLC for off-site data storage and retrieval services, 1/1/24 - 12/31/25; renewable for two optional one-year terms without Board approval; approve amendment 7 to renew Orange County Information and Technology subordinate contract MA-017-16011151 with Iron Mountain Information Management, LLC for off-site data storage and retrieval services, 1/1/24 - 12/31/24 ($52,000; cumulative total $607,970); authorize County Procurement Officer or Deputized designee to execute amendments; and authorize County

departments to execute amendments to renew their subordinate contracts with Iron Mountain Information Management, LLC for off-site data storage and retrieval services, 1/1/24 - 12/31/25, in amount not to exceed average annual value of prior years- All Districts

28. Approve contract MA-017-24010341 with ePlus Technology, Inc. for Palo Alto Network firewalls and related services utilizing National Association of State Procurement Officials ValuePoint master agreement, 10/17/23 - 10/16/28 ($1,733,701); and authorize County Procurement Officer or Deputized designee to exercise cost contingency increase not to exceed 10% under certain conditions and execute contract - All Districts

S28A. **Supervisor Chaffee** - Approve addition of Halloween/Fall Festival events to County Events Calendar; and make related findings per Government Code Section 26227

S28B. **Supervisor Foley** – Adopt resolution proclaiming October 2023 as "Breast Cancer Awareness Month"

S28C. **Supervisor Foley** – Adopt resolution proclaiming October 15, 2023 as "Pregnancy and Infant Loss Remembrance Day"

S28D. **Supervisor Foley** – Orange County Senior Citizens Advisory Council – Reappoint Patty Barnett Mouton, Laguna Niguel, for term concurrent with 5th District Supervisor's term of office

S28E. **Supervisor Foley** - Adopt resolution to "Support Armenian Human Rights and Call for an End to Hostilities"; and direct CEO Legislative Affairs to send copies of resolution to Co-Chairs of Congressional Caucus on Armenia

S28F. **Chairman Wagner** – Placentia Library District Board of Trustees – Appoint Dr. Voiza Arnold, Placentia to complete term ending 12/4/24

S28G. **Chairman Wagner -** Approve allocation of $50,000 from Third District discretionary funds to Korean American Chamber of Commerce of Orange County; make related findings per Government Code Section 26227; authorize County Executive Officer or designee to negotiate and enter into agreement as necessary; and direct Auditor-Controller to make related payments

28H. **Supervisor Foley** - Orange County Workforce Development Board - Appoint Anna Lisa Lukes, Aliso Viejo and Doug Mangione, Capistrano Beach, for terms concurrent with 5th District Supervisor's term of office

S28I. **Supervisor Chaffee** - Approve addition of Orange County Taxpayers Association Events and Goodwill Orange County Events to County Events Calendar; and make related findings per government Code Section 26227

IV.PUBLIC HEARINGS (Item 29)

ELECTED DEPARTMENT HEADS

29. **Sheriff-Coroner -** Public Hearing to consider adopting resolution approving increase in fees for use of gun range at Sandra Hutchens Regional Training Center, effective upon Board approval; and superseding Resolution 97-297 - District 2

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

CS-1. **County Counsel -** CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1):
Name of Case: Melanie Smith v County of Orange, USDC Case No. 8:21-cv-00265

County Executive Office:

CS-2. CONFERENCE WITH LABOR NEGOTIATOR - Pursuant to Government Code Section 54957.6:
Agency Negotiator:Colette Farnes, Chief Human Resources Officer
Employee Organizations:Association of Orange County Deputy Sheriffs (AOCDS), International Union of Operating Engineers (IUOE), Association of County Law Enforcement Managers (ACLEM), American Federation of State, County and Municipal Employees (AFSCME), Teamsters, and other non-represented employees
RE:Terms and Conditions of Employment

CS-3. PUBLIC EMPLOYEE PERFORMANCE EVALUATION - Pursuant to Government Code Section 54957(b):
Title: Clerk of the Board

SCS4. **County Counsel** - CONFERENCE WITH LEGAL COUNSEL - EXITSTING LITIGATION:
Pursuant to Government Code Section 54956.9(d)(1):
Name of Case: County of Orange v. David R. Leeper, et al., OCSC Case No. 30-2022-01254704-CU-EI-CXC

SCS5. **County Counsel** - CONFERENCE WITH LEGAL COUNSEL - EXISTING LITITGATION - Pursuant to Government Code Section 54956.9(d)(1):
Name of Case: William Buck Johns and Elizabeth Colleen Johns, as co-trustees of the Johns Living Trust dated August 13, 2007, et al. v. County of Orange, Orange County Superior Court, Case No. 30-2022-01281155

VI.PUBLIC, CEO, ADJOURNMENT & BOARD COMMENTS

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, unless different time limits are set by the Chair subject to the approval of the Board.

COUNTY EXECUTIVE OFFICER COMMENTS:

ADJOURNED:

BOARD COMMENTS:

At this time, members of the Board of Supervisors may comment on agenda or non-agenda matters.

NEXT MEETINGS:

October 24, 2023	**No Scheduled Meeting**
October 31, 2023	**Regular Meeting**
November 7, 2023	**Regular Meeting**