REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

*Tuesday, October 5, 2021,*9:30 A.M.

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

ANDREW DO
CHAIRMAN
First District

DOUG CHAFFEE
VICE CHAIRMAN
Fourth District

KATRINA FOLEY
SUPERVISOR
Second District

DONALD P. WAGNER
SUPERVISOR
Third 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 Wagner, Third District, gave the invocation

PLEDGE OF ALLEGIANCE:Vice Chairman Chaffee, Fourth District, led the assembly in the Pledge of Allegiance

I.PRESENTATIONS/INTRODUCTIONS

Chairman Do and Vice Chairman Chaffee presented a resolution to Dr. Audrey Rivera Gomez, Mexican Consulate's Head Consul, recognizing National Hispanic Heritage Month

II.CONSENT CALENDAR (Items 1-4)

ITEM 3 WAS CONTINUED TO 11/2/21, 9:30 A.M.; AND ITEMS 1, 2 AND 4WERE PULLED FOR DISCUSSION AND SEPARATE VOTE

BOARD APPOINTMENTS

1. **Chairman Do -** Orange County Audit Oversight Committee - Reappoint Drew Atwater, Santa Ana, for term concurrent with 1st District Supervisor's term of office

13245 **APPROVED AS RECOMMENDED**

ELECTED DEPARTMENT HEADS

2. **District Attorney -** Approve acceptance of cash donation from Orange County Gang Reduction and Intervention Partnership (OC GRIP) for GRIP Programs ($91,000) - All Districts

34251 **APPROVED AS RECOMMENDED**

OC PUBLIC WORKS

3. Approve Orange County Traffic Committee 7/15/21 report; adopt resolutions naming existing private street as Murphy Lane, and establishing all-way stop control at Foothill Boulevard and Skyline Drive; and make California Environmental Quality Act and other findings - District 3

B.O. **CONTINUED TO 11/2/21, 9:30 A.M.**

4. Approve amendment 1 to cooperative services agreement MA-080-19011372 with Rossmoor Community Services District for street sweeping services ($80,000 per year); and authorize Director or designee to make future amendments under certain conditions- District 2

24351 **APPROVED AS RECOMMENDED**

END OF CONSENT CALENDAR

III.DISCUSSION ITEMS (Items 5-S14E)

ELECTED DEPARTMENT HEADS

Sheriff-Coroner:

5. Approve amendment 2 to contract MA-060-19010584 with Life Technologies Corporation for maintenance of Genetic Analyzers and Real Time Polymerase Chain Reaction instruments, 11/1/21 - 10/31/22 ($60,276; cumulative total $141,437); and authorize County Procurement Officer or authorized Deputy to execute amendment - All Districts

54231 **APPROVED AS RECOMMENDED**

6. Approve amendment 5 to agreement with City of Stanton for law enforcement services; adding one crime prevention specialist, one office specialist and one mobile data computer, effective 10/5/21; approve FY 2021-22 charges for law enforcement services ($12,329,325; cumulative total $46,318,114); and authorize Sheriff-Coroner to execute future amendments under certain conditions - District 2

25341 **APPROVED AS RECOMMENDED**

HEALTH CARE AGENCY

7. Approve selection of and contract MA-042-22010423 with Kingdom Causes, Inc. dba City Net for U.S. Department of Housing and Urban Development's Continuum of Care 2022 Point in Time Count, 10/5/21 - 6/30/22 ($500,000); and authorize County Procurement Officer or authorized Deputy to exercise cost contingency increase not to exceed 10% under certain

conditions and execute contract - All Districts
42351 **APPROVED AS RECOMMENDED**

OC PUBLIC WORKS

8. Approve cooperative agreements with City of Costa Mesa, MA-080-22010213 for funding and maintenance of Santa Ana Avenue Bridge over Santa Ana Delhi Channel, and MA-080-22010220 for funding and maintenance of Hamilton Avenue/Victoria Street Bridge over Santa Ana River and Greenville Banning Channel; effective 10/5/21; adopt resolutions declaring portions of Santa Ana Avenue and Hamilton Avenue/Victoria Street to be County highways for maintenance purposes - District 2(4/5 vote of membership)
25341 **APPROVED AS RECOMMENDED**
RESO: 21-110 - 21-111

9. Approve amendment 4 to renew contract MA-080-18010124 with Action Research for stormwater education and outreach campaign services, 11/9/21 - 11/8/22 ($470,000; cumulative total $2,440,000); and authorize County Procurement Officer or authorized Deputy to execute amendment - All Districts
43251 **APPROVED AS RECOMMENDED**

10. Approve amendment 1 to job order contract MA-080-20011017 with Baker Electric, Inc. for electrical services, 10/12/21 - 1/11/22; authorize Director or designee to execute amendment; and make California Environmental Quality Act and other findings - District 1
15234 **APPROVED AS RECOMMENDED**

OC WASTE & RECYCLING

11. Approve amendment 2 to contract MA-299-18010447 with Civil Environmental Survey Group Inc. dba CES for continuing operations and maintenance services of groundwater control, monitoring systems and water supply systems, North Region Landfills, 11/15/21 - 11/14/22 ($350,000; cumulative total $1,750,000); and authorize County Procurement Officer or authorized Deputy to execute amendment - Districts 3 and 4
43251 **APPROVED AS RECOMMENDED**

GENERAL ADMINISTRATION

County Executive Office:

12. Approve recommended positions on introduced or amended legislation and/or consider other legislative subject matters - All Districts
45231 **APPROVED AS RECOMMENDED**

13. Acting as the Orange County Flood Control District - Accept highest bid offer ($31,815,000); approve Offer and Agreement with San Bernardino Valley Municipal Water District for purchase of 1,657-acre parcel of surplus property owned by Orange County Flood Control District in City of Highland; and authorize Chief Real Estate Officer or designee to execute agreement, amendments and take related actions under certain conditions; adopt resolution declaring 1,657-acre parcel of property as exempt Surplus Land pursuant to Government Code subdivision 54221(f)(1)(D); and making California Environmental Quality Act and other findings - All Districts
21345 **APPROVED AS RECOMMENDED**

RESO: 21-112

14. Approve grant applications/awards submitted by Social Services Agency, OC Community Resources, Sheriff-Coroner, District Attorney and Health Care Agency in 10/5/21 grant report and other actions as recommended; adopt resolution authorizing Sheriff-Coroner or designee to accept $60,000 grant funding and execute related documents from California Department of Parks and Recreation, Division of Boating and Waterways for abandoned watercraft abatement; 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 ($1,170,405) and Automobile Insurance Fraud Program ($1,040,577), 7/1/21 - 6/30/22; and making California Environmental Quality Act and other findings - All Districts

45231 **APPROVED AS RECOMMENDED**
RESO: 21-113 - 21-115

HEALTH CARE AGENCY

S14A. Approve contracts MA-042-22010163 with Institute for Healthcare Improvement for population health and equity partnership services ($1,761,531); MA-042-22010253 with Multi-Ethnic Collaborative of Community Agencies for partner outreach engagement and grants administrative support services ($15,300,000); MA-042-22010254 with Wilson and Associates Coaching and Consulting, LLC for consultative services ($240,000); MA-042-22010255 with Advance OC for OC Health Equity Map Community Engagement and Platform Enhancements services ($600,000); MA-042-22010251 with Desert Vista Consulting, LLC for grant activities evaluation services ($450,000); MA-042-22010256 with Public Health Institute for health equity technical assistance services ($200,000) and MA-042-22010330 with Celery Design Collaborative, LLC. for OC Health Equity Coalition Media and Communication Campaign services ($200,000), 9/28/21 - 9/13/23; and authorize County Procurement Officer or authorized Deputy to exercise cost contingency increase not to exceed 10% under certain conditions and execute contracts - All Districts (Continued from 9/28/21, Item S35B)

B.O. **CONTINUED TO 10/19/21, 9:30 A.M.**

S14B. Approve amendment 4 to contract MA-042-20010886 with Charitable Ventures of Orange County for early childhood and youth mental health consultation services, 9/29/21 - 6/30/22 ($1,000,000; cumulative total $3,140,301); and authorize County Procurement Officer or authorized Deputy to execute amendment - All Districts (Continued from 9/28/21, Item S35E)

54231 **APPROVED AS RECOMMENDED**

GENERAL ADMINISTRATION

County Executive Office:

S14C. Approve lease agreement with Charles H. Manh and Anh Manh, Co-Trustees of the Manh Family Trust for 7,641 rentable square feet of office space for multi-agency use at 15496 Magnolia Street, Westminster, 120 months term; authorize Chief Real Estate Officer or designee to execute lease agreement, subsequent documents and amendments that make non-monetary and/or monetary changes under certain conditions; and make California Environmental Quality Act and other findings - District 1

14235 **APPROVED AS RECOMMENDED**

S14D. **Supervisor Foley -** Orange County Planning Commission - Appoint Daniel Morgan, Costa Mesa, for term concurrent with 2nd District Supervisor's term of office

25341 **APPROVED AS RECOMMENDED**

ELECTED DEPARTMENT HEADS

S14E. **Sheriff-Coroner -** Adopt resolution ratifying proclamation of local emergency by the Chairman for 2021 P00547 Incident - Marine Oil Spill; and set review to determine need for continuing local emergency for 10/19/21, 9:30 a.m., and every 60 days thereafter until terminated - All Districts (2/3 vote to add item to the agenda)

21345 **IN ACCORDANCE WITH GOVERNMENT CODE SECTION 54954.2(B)(2), ON A MOTION BY SUPERVISOR FOLEY, SECONDED BY CHAIRMAN DO, REQUIRING A DETERMINATION BY TWO-THIRDS OF THE MEMBERS PRESENT, THE BOARD UNANIMOUSLY APPROVED CONSIDERATION OF AN URGENT ITEM (AGENDA ITEM S14E) REGARDING THE 2021 P00547 - MARINE OIL SPILL, FINDING THAT THE ITEM HAD COME TO THE ATTENTION OF THE COUNTY AFTER PUBLICATION OF THE MEETING AGENDA, AND FURTHER THAT THE MATTER REQUIRED IMMEDIATE ACTION**

23451 **ON THE MOTION OF SUPERVISOR FOLEY, SECONDED BY SUPERVISOR WAGNER, THE BOARD UNANIMOUSLY APPROVED A RESOLUTION RATIFYING PROCLAMATION OF LOCAL EMERGENCY BY THE CHAIRMAN OF THE BOARD OF SUPERVISORS ACTING AS THE CHAIR OF THE EMERGENCY MANAGEMENT COUNCIL FOR THE COUNTY OF ORANGE FOR THE 2021 P00547 INCIDENT - MARINE OIL SPILL; AND SET REVIEW TO DETERMINE NEED FOR CONTINUING LOCAL EMERGENCY FOR 10/19/21, 9:30 A.M., AND EVERY 60 DAYS THEREAFTER UNTIL TERMINATED**
RESO: 21-116

IV.PUBLIC HEARINGS (None)

V.CLOSED SESSION (Items CS-1-SCS3)

GENERAL ADMINISTRATION

CS-1. **County Executive Office -** CONFERENCE WITH LABOR NEGOTIATOR - Pursuant to Government Code Section 54957.6:
Agency Negotiator:Tom HatchEmployee Organization: Association of Orange County Deputy Sheriffs (AOCDS)
RE:Terms and Conditions of Employment

B.O. **DELETED**

County Counsel:

SCS2. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION - SIGNIFICANT EXPOSURE TO LITIGATION - Pursuant to Government Code Section 54956.9(d)(2):
Number of Cases: Eight Cases

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

SCS3. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION:

INITIATION OF LITIGATION - Pursuant to Government Code Section 54956.9(d)(4): Number of Cases: Multiple (2/3 vote of members present)

23451 **IN ACCORDANCE WITH GOVERNMENT CODE SECTION 54954.2(B)(2), ON A MOTION BY SUPERVISOR FOLEY, SECONDED BY SUPERVISOR WAGNER, REQUIRING A DETERMINATION BY TWO-THIRDS OF THE MEMBERS PRESENT, THE BOARD UNANIMOUSLY APPROVED CONSIDERATION OF AN URGENT ITEM (CLOSED SESSION ITEM SCS3) REGARDING CONFERENCE WITH LEGAL COUNSEL, ANTICIPATED LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(D)(4): NUMBER OF CASES - MULTIPLE, FINDING THAT THE ITEM HAD COME TO THE ATTENTION OF THE COUNTY AFTER PUBLICATION OF THE MEETING AGENDA, AND FURTHER THAT THE MATTER REQUIRED IMMEDIATE ACTION**

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

VI.PUBLIC, CEO, ADJOURNMENT & BOARD COMMENTS

PUBLIC COMMENTS:

Maryann Akhavi - Oral re: Supports the county and the job Supervisors are doing to address pandemic; has concerns about children in schools and the need to protect children and teachers; mandates do not make sense, people just need to follow the science and the experts providing guidance

Chhavi Chawla - Oral re: People using common sense will see clearly that vaccine hesitancy is resulting in deaths because of fear; however, vaccine mandates have no place in a democracy and government has no rights over a person's body

Bryan Kaye - Oral re: Requested meetings with Supervisors to discuss various issues; different way of communicating with people and Supervisors and treating others unfairly

COUNTY EXECUTIVE OFFICER COMMENTS:

None

ADJOURNED:12:05 P.M.

BOARD COMMENTS:

None

KEY

Left Margin Notes

1. = Supervisor Do
2. = Supervisor Foley
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)

Chairman, Orange County Board of Supervisors

Orange County Clerk of the Board