SUMMARY ACTION MINUTES

REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

Tuesday, September 13, 2016, 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

TODD SPITZER
SUPERVISOR
Third District

SHAWN NELSON
SUPERVISOR
Fourth Districts

ATTENDANCE: All Present

EXCUSED: None

PRESENT:	COUNTY EXECUTIVE OFFICER	Frank Kim
	COUNTY COUNSEL	Leon J. Page
	CLERK OF THE BOARD	Jamie Ross, Deputy

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

PLEDGE OF ALLEGIANCE: Supervisor Nelson, Fourth District, led the assembly in the Pledge of Allegiance

I. PRESENTATIONS/INTRODUCTIONS

Chairwoman Bartlett presented a resolution to Second Harvest Food Bank of Orange County in recognition of September as Hunger Action Month

Chairwoman Bartlett presented a resolution to Saddleback College in recognition of outstanding contributions of its Veterans Education and Transition Services (VETS) Program and receiving the Dr. Rice Award

Supervisor Spitzer presented a resolution commending the Hon. William VanderWerff on his retirement from the Board of Directors of the East Orange County Water District

Chairwoman Bartlett presented a resolution commending John Beck, CEO Real Estate for 23 years of service

II. CONSENT CALENDAR (Items 1-15)

24135 **APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEM 12 WHICH WAS DELETED; ITEM 7 WHICH WAS CONTINUED TO 10/11/16, 9:30 A.M.; ITEM 15 WHICH WAS CONTINUED TO 9/27/15, 9:30 A.M.; AND ITEM 6 WHICH WAS PULLED FOR DISCUSSION AND SEPARATE VOTE**

BOARD APPOINTMENTS

Supervisor Spitzer:

1. Assessment Appeals Board No. 1 - Reappoint Kevin Rice, North Tustin, for term ending 9/1/19

2. Assessment Appeals Board No. 2 - Reappoint Danna Campbell, Mission Viejo, for term ending 9/1/19

3. **Supervisor Do -** Oversight Board of the Successor Agency to the City Redevelopment Agency, Santa Ana - Appoint Steven Nguyen

4. **Chairwoman Bartlett -** Assessment Appeals Board No. 2 - Reappoint Paula Cosenza, Laguna Niguel, for term ending 9/1/19

ELECTED DEPARTMENT HEADS

Auditor-Controller:

5. Adopt resolution and attachment 1 to resolution approving property tax rates for FY 2016-17 - All Districts
RESO: 16-085

6. Receive and file Monthly Internal Audit Activity Status Report for June and July 2016 - All Districts
43125 **APPROVED AS RECOMMENDED**

7. **Sheriff-Coroner -** Approve agreement MA-060-16012444 with NicheVision Forensics, LLC for one-time purchase, delivery, installation, training, maintenance and 10 licenses of one probabilistic genotyping DNA analysis software system, ($282,250); and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts
24135 **CONTINUED TO 10/11/16, 9:30 A.M.**

JOHN WAYNE AIRPORT

8. Approve agreement with Arup North America, Ltd. for Central Utility Plant Performance Analysis, term 150 days ($199,812); and make California Environmental Quality Act and other findings - District 2

OC COMMUNITY RESOURCES

9. Approve agreement with Rancho Mission Viejo, LLC for fee payments relative to design and construction of library facility, Rancho Mission Viejo - District 5

OC PUBLIC WORKS

10. Approve plans and specifications and set bid opening for 11/2/16, 2:00 p.m., for Front Slope Improvement Project Phase II, Olinda Alpha Landfill; and consider application of prior Final Environmental Impact Report No. 588 and other findings - District 4

11. Approve agreement MA-012-17010052 with Converse Consultants for on-call architect-engineer materials testing and special inspections services, 9/13/16 - 9/16/18 ($150,000); and authorize Director or designee to execute agreement - All Districts

12. **Acting as the Orange County Flood Control District -** Approve Utility License Template for utility service providers to use Orange County Flood Control District land; and authorize Director or designee to prepare, review and execute licenses under certain conditions - All Districts (Continued from 8/9/16, Item 9)

24135 **DELETED**

GENERAL ADMINISTRATION

County Executive Office:

13. Receive and file Quarterly Information Technology Project Progress Detail Report for 4th Quarter FY 2015-16 - All Districts

14. Approve amendment 8 to master services agreement MA-017-13011864 with Science Applications International Corporation for data center operations, service desk, desktop support and applications services, which will cease provision of Atos Transformation oversight support services, effective 10/31/16, and incorporate six additional resource labor categories to hourly rate table - All Districts

15. Receive and file charitable organizations actual income/expenses for 2015 and planned activities for 2016 - All Districts

24135 **CONTINUED TO 9/27/15, 9:30 A.M.**

END OF CONSENT CALENDAR

III. DISCUSSION ITEMS (Items 16-S36C)

ELECTED DEPARTMENT HEADS

16. **Clerk-Recorder -** Ratify amendment 2 to Memorandum of Understanding with Los Angeles County Registrar-Recorder/County Clerk for statewide electronic courier universal recording environment maintenance services, 7/1/16 - 6/30/17 ($770,000); and authorize Clerk-Recorder or designee to execute amendment - All Districts

42135 **APPROVED AS RECOMMENDED**

17. **District Attorney -** Adopt resolution approving grant award from State Office of Traffic Safety for Alcohol and Drug Impaired Driver Vertical Prosecution Program, 10/1/16 - 9/30/17 ($1,078,044); authorize District Attorney or designee to execute agreement and amendments under certain conditions; and make California Environmental Quality Act and other findings - All Districts

34125 **APPROVED AS RECOMMENDED**
RESO: 16-086

Sheriff-Coroner:

18. Ratify retroactive amendment 10 to agreement MA-060-11011697 with Irvine Pipe and

Supply Inc. for plumbing supplies and miscellaneous hardware, 1/31/15 - 1/30/16 ($12,100; new total $440,100; cumulative total $1,822,400); and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts

13245 **APPROVED AS RECOMMENDED**

19. Approve agreement MA-060-17010050 with ScannBI Technology USA for purchase, installation and training of Evofinder System ($268,023.25); and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts

B.O. **DELETED**

20. Approve amendment 4 to agreement MA-060-13010844 with Collaborative Testing Services, Inc. for forensic test samples, 10/1/16 - 9/30/17 ($26,000; cumulative total $102,500); renewable for one year; and authorize Purchasing Agent or authorized Deputy to execute amendment - All Districts

42135 **APPROVED AS RECOMMENDED**

21. Approve agreement MA-060-17010289 with Motorola Inc. for replacement of obsolete radio equipment in the 800 MHz Countywide Coordinated Communication Systems upgrade project, 9/14/16 - 9/13/17 ($10,623,601); and authorize Sheriff-Coroner or designee to execute agreement - All Districts

35124 **APPROVED AS RECOMMENDED**

22. **Treasurer-Tax Collector -** Approve amendment 2 to agreement MA-074-11012506 with The Northern Trust Company for custodial services, 10/20/16 - 12/31/17 ($145,602; cumulative total $918,000); and authorize Treasurer-Tax Collector to execute amendment - All Districts

41235 **APPROVED AS RECOMMENDED**

HEALTH CARE AGENCY

23. Approve master agreement with various providers of professional medical, dental, behavioral health and other support services, 9/29/16 - 9/28/17 ($4,260,775); and authorize Director or designee to execute individual agreements - All Districts

41235 **APPROVED AS RECOMMENDED**

24. Approve Assignment and Participation agreements with California Housing Finance Agency for Local Government Special Needs Housing Program, FY 2016-17 ($5,000,000); approve release and assignment of all funds in California Housing Finance Agency Mental Health Services Act account to administered Local Government Special Needs Housing Program; and authorize Director or designee to execute agreements, related documents and direct Auditor-Controller to distribute funds to California Housing Finance Agency upon approval of current and subsequent assignment agreements - All Districts

54123 **APPROVED AS RECOMMENDED**

25. Approve selection of and agreements with AIDS Services Foundation Orange County ($2,758,544) and Special Service for Groups, Inc. ($339,736) for HIV Housing Plus Project services, 9/14/16 - 3/31/19; authorize Director or designee to exercise cost contingency increase of agreement not to exceed 10% under certain conditions and to execute agreements - All Districts

14235 **APPROVED AS RECOMMENDED**

26. Ratify amendment 1 to standard agreement 14-10027 A01 with California Department of Public Health for Childhood Lead Poisoning Prevention program, 7/1/14 - 6/30/17 ($311,341; new total $3,216,225) - All Districts

14235 **APPROVED AS RECOMMENDED**

OC COMMUNITY RESOURCES

27. Select Mercy House Living Centers, Inc. to operate and maintain Year Round Emergency Shelter/Multi-Service Center at 1000 N. Kraemer Place, Anaheim; authorize negotiation of agreement for Board approval; select Mercy House Living Centers, Inc. to Operate Armory Emergency Shelter Program; and authorize negotiation of agreement for Board approval - Districts 1, 3 and 4

34125 **APPROVED RECOMMENDED ACTIONS 1 & 2**

41235 **APPROVED RECOMMENDED ACTION 3**

OC PUBLIC WORKS

28. Approve agreement MA-080-17010135 with Computer Deductions, Inc. and 10-8 Retro Fit, Inc. for patrol vehicle equipment, supplies and installation services, 10/1/16 - 9/1/19 ($4,500,000); and authorize Deputy Purchasing Agent or authorized designee to execute agreement - All Districts

14235 **APPROVED AS RECOMMENDED**

29. **Acting as the Board of Supervisors and Orange County Flood Control District -** Approve cooperative agreement MA-080-17010207 with Orange County Conservation Corps for habitat and species protection and coastal habitat and beach restoration, term ending 9/21/21 ($2,500,000) - All Districts

14235 **APPROVED AS RECOMMENDED**

PUBLIC PROTECTION

30. **Probation -** Adopt resolution amending Resolution No. 14-105 to designate Orange County staff members to act in specific capacities for purposes of participating in Senate Bill 81, Local Youthful Offender Rehabilitative Facilities Construction Financing Program; to assure the County of Orange has appropriated Cash/In-Kind Match, ($6,684,000; total project cost $24,397,000); to attest $1,840,000 is fair market land value for Juvenile Hall Multipurpose Rehabilitation Center; approve related staffing and operating cost analysis; approve related agreements; authorize Chair, County Executive Officer and the Chief Operating Officer or designees to execute agreements under certain conditions; and consider adoption of Mitigated Negative Declaration No. IP 16-036 and other findings - District 3

31245 **APPROVED AS RECOMMENDED**
RESO: 16-087

SOCIAL SERVICES AGENCY

31. Accept California Governor's Office of Emergency Services Child Abuse Treatment Program grant funds 10/1/16 - 9/30/17 ($288,062); and approve amendment 1 to agreement FRB1715 A1 with Olive Crest and Child Guidance Center, Inc. for continued therapy, advocacy and support to child victims of abuse and neglect, 11/10/15 - 9/30/20 ($78,827, for 10/1/16 - 9/30/17; new total $434,577 per year; cumulative total $1,857,577); and authorize Director or designee to execute all documents and amendments related to acceptance and administration of grant and to exercise a contingency cost increase not to exceed 10% under certain conditions - All Districts

52134 **APPROVED AS RECOMMENDED**

GENERAL ADMINISTRATION

County Executive Office:

32. Approve recommended positions on introduced or amended legislation and consider other legislative subject matters - All Districts
14235 **APPROVED AS RECOMMENDED**

33. Receive and file Report of Real Property Interests under delegated authority, 7/1/15 - 6/30/16; and make California Environmental Quality Act and other findings - All Districts
14235 **APPROVED AS RECOMMENDED**

34. Approve proposed response to FY 2015-16 Grand Jury Report "Procurement: Big Budget, Low Priority." - All Districts
52134 **APPROVED AS RECOMMENDED**

35. Approve grant applications/awards submitted by Sheriff-Coroner in 9/13/16 grant report and other actions as recommended - All Districts
42135 **APPROVED AS RECOMMENDED**

36. **Human Resource Services -** Approve and adopt side letter agreement with Orange County Managers Association; and approve salary adjustment of 1.50%, effective 7/8/16 to Administrative Management, Probation Management, Executive Management and Executive Aid I & II/Assistants - All Districts
35124 **APPROVED AS RECOMMENDED**

ELECTED DEPARTMENT HEADS

S36A. **Auditor-Controller, Vice Chair Steel, and Supervisor Spitzer -** Adopt resolution requiring designated County officials to take anti-fraud training provided by Auditor-Controller
B.O. **CONTINUED TO 9/27/16, 9:30 A.M.**

S36B. **Sheriff-Coroner -** Approve agreement MA-060-17010218 with Premier Computing, Inc. for software maintenance, 9/26/16 - 9/25/18 ($50,000); renewable for three additional one-year periods; and authorize Purchasing Agent or authorized Deputy to execute agreement - All Districts
14235 **APPROVED AS RECOMMENDED**

GENERAL ADMINISTRATION

S36C. **County Executive Office -** Adopt resolution approving County Sponsorship Program Marketing Plan for
term commencing on date of execution and renewed annually to pursue sponsorships with non-profit organizations, private sector organizations and businesses in support of events; approve updated FY 2016-17 County Events Calendar and per Government Code Section 26227, find that the events therein will serve a public purpose and will meet the social needs of the population of the County and staff may solicit donations of funds and services for such events - All Districts
34125 **APPROVED AS AMENDED, SECOND TO LAST PARAGRAPH ON ATTACHMENT A TO READ: EACH SUPERVISOR, AGENCY AND DEPARTMENT IS REQUIRED TO SUBMIT ALL SPONSOR SOLICITATIONS AND EVENT MATERIALS TO COUNTY COUNSEL FOR REVIEW AND APPROVAL PRIOR TO DISTRIBUTION OF THOSE MATERIALS. COUNTY COUNSEL WILL CONDUCT A BEHESTED PAYMENT REVIEW AS WELL.**
RESO: 16-088

IV. PUBLIC HEARINGS (None)

V. CLOSED SESSION (Items CS-1-CS-4)

GENERAL ADMINISTRATION

CS-1. **County Counsel -** CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1):
Name of Case: Protect Our Homes and Hills, et al., v. County of Orange, et al., Orange County Superior Court Case No. 30-2015-00797300-CU-TT-CXC
B.O. **HELD, NO REPORTABLE ACTION**

County Executive Office:

CS-2. CONFERENCE WITH REAL PROPERTY NEGOTIATOR - Pursuant to Government Code Section 54956.8:
Property Location: County Owned Property at Former MCAS El Toro
County Negotiator: Scott D. Mayer, Chief Real Estate Officer
Negotiating Party: City of Irvine Lowe Enterprises Real Estate Group
Future Lessees
Under Negotiation: Terms of and Value of Development and Future Leases
B.O. **HELD, NO REPORTABLE ACTION**

CS-3. CONFERENCE WITH REAL PROPERTY NEGOTIATOR - Pursuant to Government Code Section 54956.8:
Property Location: Orange County Flood Control District owned +/- 95 acre property located at the intersection of Mountain Avenue and Bickmore Avenue, Chino, CA
County Negotiator: Scott D. Mayer, Chief Real Estate Officer
Negotiating Party: Majestic Realty
Under Negotiation: Terms and Value of Future Lease
B.O. **HELD, NO REPORTABLE ACTION**

CS-4. **Human Resource Services -** CONFERENCE WITH LABOR NEGOTIATOR - Pursuant to Government Code Section 54957.6:
Agency Negotiator: Brenda Diederichs
Employee Organizations: Association of County Law Enforcement Management (ACLEM), American Federation of State, County and Municipal Employees (AFSCME), Association of Orange County Deputy Sheriffs (AOCDS), International Brotherhood of Teamsters, Local 952, In-Home Supportive Services Provider Unit (IHSS) represented by United Domestic Workers of America (UDWA), International Union of Operating Engineers (IUOE), Orange County Attorneys Association (OCAA), Orange County Employees Association (OCEA), Orange County Managers Association (OCMA) 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:

Ilya Tseglin - Oral Re: Son Nate, Regional Center, government offices, judges, APS and Public Defender

Michael Klubnikin - Oral Re: His estate, County Counsel, courts

Emil Kurt Carson - Oral Re: Issues of those that are homeless, new shelter in Anaheim, transitional homeless shelter at Transit Terminal

Catherine Moore - Oral Re: Issues of those that are homeless, suggestion of a central location for all County services to help the homeless

Tim Houchen -Oral Re: Homelessness, Armories, his work in helping those that are homeless

Lou Noble - Oral Re: Homelessness, need for safe zones for the homeless

Ruth - Oral Re: Homelessness and the treatment of those that are homeless. Showers and bathrooms needed along riverbed

COUNTY EXECUTIVE OFFICER COMMENTS:

None

BOARD COMMENTS:

Supervisor Spitzer - Oral Re: ACCOC event on Friday - presentation by Assistant Sheriff Kea on the Stepping Up Initiative. Congratulations to OC Waste & Recycling for successful Eco Challenge event. Recent fire at Mary's Kitchen in Orange. Requested CEO to find out if County can assist Mary's Kitchen

Vice Chair Steel - Oral Re: Letter from constituent in Costa Mesa complimenting HCA staff at the HCA Travel Clinic

Chairwoman Bartlett - Oral Re: County of Orange received a Rose Award from OC Taxpayers Association

ADJOURNED: 1:15 P.M.

None

*** KEY ***

Left Margin Notes

1. = Supervisor Do
2. = Supervisor Steel
3. = Supervisor Spitzer
4. = Supervisor Nelson
5. = Supervisor Bartlett

ORD. = Ordinance
RESO. = Resolution

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

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

Chairwoman, Orange County Board of Supervisors

Orange County Clerk of the Board