REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

*Tuesday, July 19, 2022,*9:30 A.M.

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

DOUG CHAFFEE
CHAIRMAN
Fourth District

DONALD P. WAGNER
VICE CHAIRMAN
Third District

ANDREW DO
SUPERVISOR
First District

KATRINA FOLEY
SUPERVISOR
Second 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 Do, First District, gave the invocation

PLEDGE OF ALLEGIANCE:Supervisor Foley, Second District conducted the pledge of allegiance and Jimmy Vivar of Costa Mesa performed the national anthem

I.PRESENTATIONS/INTRODUCTIONS

Chairman Chaffee presented a resolution proclaiming July 17-23, 2022 as "Probation Services Week"

Adjournment in memoriam of former Japanese Prime Minister Shinzo Abe held during adjournments at the end of the meeting

Supervisor Bartlett presented a resolution recognizing Vikki Vargas' 40th Anniversary with the NBC4 News Team

II.CONSENT CALENDAR (Items 1-5)

35124 **APPROVED AS RECOMMENDED**

BOARD APPOINTMENTS

1. **Chairman Chaffee -** Orange County HIV Planning Council - Appoint Adelmo Chan, Stanton and Dr. Jeffrey Vu, Tustin, to complete terms ending 12/31/23

ELECTED DEPARTMENT HEADS

2. **Sheriff-Coroner -** Approve amendment 1 to contract MA-060-21011833 with Omni Enterprise, Inc. for janitorial services, Intake Release Center, Central Jails and Theo Lacy Facility, 9/14/22 - 9/13/23 ($709,200); and authorize County Procurement Officer or Deputized designee to execute amendment - District 2

HEALTH CARE AGENCY

3. Approve Medi-Cal Administrative Activities/Targeted Case Management agreement and Mental Health-Based Medi-Cal Administrative Activities agreement with County of Santa Cruz for continued participation in claiming processes for reimbursable services, 7/1/22 - 6/30/25; and authorize Director or designee to execute agreements - All Districts

GENERAL ADMINISTRATION

4. **County Counsel -** Approve consent to and waive conflict of interest for Orrick, Herrington & Sutcliffe LLP to represent NavVis US, Inc. regarding contract negotiations for OC Public Works for mobile lighting and ranging - All Districts

5. **County Executive Office -** Approve Wellwise Medicare Retiree and Wellwise Non-Medicare Retiree Health Plan documents; approve sixth amended and restated Sharewell Choice Health Plan and seventh amended and restated Sharewell Retiree Health Plan documents; approve seventh amended and restated Wellwise Choice Health Plan document, effective 1/1/23; and authorize Chief Human Resource Officer or designee to transition to Employer Group Waiver Plan for Wellwise Retiree Health Plan - All Districts

END OF CONSENT CALENDAR

III.DISCUSSION ITEMS (Items 6-S29C)

ELECTED DEPARTMENT HEADS

Sheriff-Coroner:

6. Approve retroactive amendment 1 to contract MA-060-20011652 with CentralSquare Technologies LLC for software, subscriptions and associated implementation services and support for Inform and Vision Field Based reporting, 6/23/22 - 6/22/23 ($199,072); renewable for two additional one-year terms; and authorize County Procurement Officer or Deputized designee to exercise cost contingency increase not to exceed 10% under certain conditions and execute amendment - All Districts

35124 **APPROVED AS RECOMMENDED**

7. Approve amendment 2 to contract MA-060-20010085 with Stancil Corporation for Stancil voice logging recorders and network-attached storage server maintenance, 10/9/22 - 10/8/23 ($9,538; cumulative total $36,206); renewable for one additional one-year term; and authorize County Procurement Officer or Deputized designee to execute amendment - All Districts

23154 **APPROVED AS RECOMMENDED**

8. Approve retroactive invoices from Dell Marketing, L.P. for emergency purchase of critical audio-visual components and computer hardware ($660,626) - District 2

23154 **APPROVED AS RECOMMENDED**

9. Approve contract MA-060-22011404 with Helistream Inc for flight instructor and advanced flight training services, 8/1/22 - 7/31/25 ($1,230,000); and authorize County Procurement Officer or Deputized designee to execute contract - District 5

52134 **APPROVED AS RECOMMENDED**

10. Approve retroactive invoice from VCA Orange County Veterinary Specialists for emergency surgery services of Sheriff-Coroner Department K-9 ($15,892) - All Districts

53124 **APPROVED AS RECOMMENDED**

HEALTH CARE AGENCY

11. Approve appointment of David Johnson as Extra Help Working Retiree Emergency Medical Services Coordinator to perform role of Facilities Coordinator pursuant to Section 7522.56 (f) of the Public Employee's Pension Reform Act of 2013 - All Districts

54123 **APPROVED AS RECOMMENDED**

12. Approve selection of and contracts MA-042-22011679 with National Council on Alcoholism and Drug Dependence - Orange County dba Partners4Wellness ($1,200,000), MA-042-22011678 with Orange County Department of Education ($1,200,000) and MA-042-22011408 with Waymakers ($1,500,000) for youth alcohol and other drug prevention services, 7/20/22 - 6/30/24; renewable for three additional one-year terms; authorize Director or designee to exercise cost contingency increase not to exceed 10% under certain conditions; and authorize County Procurement Officer or Deputized designee to execute contracts - All Districts

25134 **APPROVED AS RECOMMENDED**

13. Approve contract MA-042-22011346 with AEG Global Partnerships, LLC for mental health services act digital media marketing campaign professional services, 8/20/22 - 6/30/25 ($1,825,000); and authorize County Procurement Officer or Deputized designee to execute contract - All Districts

35124 **APPROVED AS RECOMMENDED**

14. Approve selection of and contract MA-042-22011654 with AIDS Services Foundation Orange County dba Radiant Health Centers for human immunodeficiency virus pre-exposure prophylaxis navigation services, 9/1/22 - 6/30/25 ($750,000); renewable for one additional two-year term; authorize Director or designee to exercise cost contingency increase not to exceed 10% under certain conditions; and authorize County Procurement Officer or Deputized designee to execute contract - All Districts

52134 **APPROVED AS RECOMMENDED**

15. Approve amendment 1 to master agreement MA-042-22011444 with various providers for provision of designated emergency services, 7/1/18 - 6/30/23 ($1,860,724); and authorize County Procurement Officer or Deputized designee to execute amendment - All Districts

15234 **APPROVED AS RECOMMENDED**

16. Approve amendment 7 to contract MA-042-19010132 with Phoenix House Orange County, Inc. for school-based behavioral health intervention and support services, 7/20/22 - 6/30/23 ($58,498; cumulative total $9,936,736); and authorize County Procurement Officer or Deputized designee to execute amendment - All Districts

35124 **APPROVED AS RECOMMENDED**

17. Approve amendment 4 to contract MA-042-21010430 with Orange County Superintendent of Schools A.K.A. Orange County Department of Education for Alcohol and Other Drug Prevention services Friday Night Live Partnership, 8/20/22 - 6/30/23 ($100,000; cumulative total $1,525,000); renewable for two additional one-year terms; and authorize County Procurement Officer or Deputized designee to execute amendment - All Districts

25134 **APPROVED AS RECOMMENDED**

GENERAL ADMINISTRATION

County Executive Office:

18. Select primary and secondary proposer in response to Request for Proposals for redevelopment of County's property located at 1725 West 17th Street, Santa Ana; and authorize Chief Real Estate Officer or designee to negotiate Option and Lease agreement and return for Board approval - District 2 (Continued from 6/28/22, Item 52)

B.O. **CONTINUED TO 8/9/22, 9:30 A.M.**

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

51234 **APPROVED AS RECOMMENDED**

20. Approve contract MA-017-22011865 with American Family Housing for Huntington Beach Oasis Homekey Program services, 7/19/22 - 6/30/27 ($9,200,000); and authorize County Procurement Officer or Deputized designee to exercise cost contingency increase not to exceed 10% under certain conditions and execute contract - District 1

12354 **APPROVED AS RECOMMENDED**

21. Approve purchase and sale agreement and grant deed authorizing sale of Laguna Beach Library property at 363 Glenneyre Street, Laguna Beach ($4,290,000); approve lease agreement with City of Laguna Beach for Orange County Public Libraries' use of property as public library, 25-year term with option to extend 25 years; authorize Chief Real Estate Officer or designee to execute agreements and related documents and perform related actions under certain conditions; and make California Environmental Quality Act and other findings - District 5

52134 **APPROVED AS RECOMMENDED**

22. Approve grant applications/awards submitted by OC Community Resources, Sheriff-Coroner, County Executive Office and Health Care Agency, and retroactive grant application/award submitted by Sheriff-Coroner in 7/19/22 grant report and other actions as recommended; approve amendment 2 to grant award agreement with

CalOptima for additional program operations location; and authorize Office of Care Coordination Director or designee to execute amendment and all future amendments - All Districts

52134 **APPROVED AS RECOMMENDED**

23. Adopt 2023 Employee PPO Health Plan rates for self-funded Wellwise Choice and Sharewell Choice PPO plans; and authorize Chief Human Resource Officer or designee to approve change in County contribution to Sharewell Choice employee only rate under certain conditions - All Districts

35124 **APPROVED AS RECOMMENDED**

24. Adopt 2023 Retiree PPO Health Plan rates for self-funded Wellwise Retiree and Sharewell Retiree Health plans - All Districts

35124 **APPROVED AS RECOMMENDED**

25. Adopt 2023 Cigna Healthcare of California and Kaiser Foundation Health Plan Employee HMO Health Plan rates - All Districts

53124 **APPROVED AS RECOMMENDED**

26. Approve amendment 3 to contract MA-017-21011119 with OptumRx, Inc. for pharmacy benefit management and claims administration to include Employer Group Waiver Plan Services Addendum and additional service fees, effective 1/1/23; and authorize Chief Human Resource Officer or designee to execute amendment - All Districts

13254 **APPROVED AS RECOMMENDED**

27. Adopt 2023 Retiree Insured HMO and PPO Health Plan rates - All Districts

13254 **APPROVED AS RECOMMENDED**

28. Acting as the Legislative Body of Community Facilities District No. 2021-1 (Rienda) - Adopt resolution authorizing issuance of bonds for financing of infrastructure ($135,000,000); approve related actions and execution of related documents; and direct Auditor-Controller to establish appropriations and estimated revenues, pursuant to Government Code Section 29130 - District 5 (R.A. #2 4/5 vote of members present)

52134 **APPROVED AS RECOMMENDED**
RESO: 22-094

29. Approve amendment 3 to contract MA-017-22011899 with Human Options, Inc. ($175,000; cumulative total $920,260), amendment 5 to contract MA-017-22011889 with Mercy House Living Centers, Inc. ($1,073,161; cumulative total $8,298,898), and amendment 4 to contract MA-017-22011909 with PATH People Assisting the Homeless ($1,100,718; cumulative total $4,934,325) for emergency housing voucher supportive services, extending terms to 12/31/23; and authorize County Procurement Officer or Deputized designee to execute amendments - All Districts

13254 **APPROVED AS RECOMMENDED**

S29A. **Supervisor Do and Supervisor Bartlett -** Approve addition of Driving Out Darkness:OC Summit on Antisemitism and Hate hosted by the Jewish Federation - OC, to be held in Irvine to County Events Calendar; and make related findings per Government Code Section 26227

15234 **APPROVED AS RECOMMENDED**

HEALTH CARE AGENCY

S29B. Approve contracts MA-042-22011984 with Phoenix House Orange County, Inc. for sobering center services ($2,291,872) and MA-042-22011985 for adult residential drug medi-cal substance use disorder treatment services ($6,541,431), 7/22/22 - 6/30/23; authorize County Procurement Officer or Deputized designee to exercise cost contingency increase not to exceed 10% under certain conditions and execute contracts - District 2

25134 **APPROVED AS RECOMMENDED**

GENERAL ADMINISTRATION

S29C. **Chairman Chaffee -** Approve use of amount not to exceed $100,000 from Fourth District allocation of district discretionary funding for Victims' Relief Fund that supports victims and their families who were impacted by July 11, 2022, shooting at 7-Eleven markets; make related findings per Government Code Section 26227; and direct County Executive Officer or designee to negotiate and enter into agreements as necessary

24135 **IN ACCORDANCE WITH GOVERNMENT CODE SECTION 54954.2 (B)(2), ON A MOTION BY SUPERVISOR FOLEY, SECONDED BY CHAIRMAN CHAFFEE , REQUIRING A DETERMINATION BY TWO-THIRDS OF THE MEMBERS PRESENT, THE BOARD UNANIMOUSLY APPROVED CONSIDERATION OF AN URGENT ITEM (AGENDA ITEM S29C) TO APPROVE USE OF AN AMOUNT NOT TO EXCEED $100,000 FROM FOURTH DISTRICT ALLOCATION OF DISTRICT DISCRETIONARY FUNDING AND AN AMOUNT NOT TO EXCEED $50,000 FROM SECOND DISTRICT ALLOCATION DISCRETIONARY FUNDING FOR VICTIMS' RELIEF FUND THAT SUPPORTS VICTIMS AND THEIR FAMILIES WHO WERE IMPACTED BY JULY 11, 2022, SHOOTING AT 7-ELEVEN MARKETS; MAKING RELATED FINDINGS PER GOVERNMENT CODE SECTION 26227; AND DIRECTING COUNTY EXECUTIVE OFFICER OR DESIGNEE TO NEGOTIATE AND ENTER INTO AGREEMENTS AS NECESSARY, 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**

42135 **ON THE MOTION OF CHAIRMAN CHAFFEE, SECONDED BY SUPERVISOR FOLEY, THE BOARD UNANIMOUSLY APPROVED AGENDA ITEM S29C AS RECOMMENDED**

IV.PUBLIC HEARINGS (None)

V.CLOSED SESSION (Items CS-1-SCS6)

ELECTED DEPARTMENT HEADS

CS-1. **Sheriff-Coroner -** CONFERENCE WITH SHERIFF-CORONER - THREAT TO PUBLIC SERVICES OR FACILITIES - Pursuant to Government Code Section 54957(a): Title of Officer:Don Barnes, Orange County Sheriff-Coroner

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

GENERAL ADMINISTRATION

County Executive Office:

CS-2. PUBLIC EMPLOYEE PERFORMANCE EVALUATION - Pursuant to Government Code Section 54957(b):
Title:County Executive Officer

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

CS-3. CONFERENCE WITH LABOR NEGOTIATOR - Pursuant to Government Code Section 54957.6:
Agency Negotiator:Colette Farnes
Employee Organization:United Domestic Workers of America (UDWA), and other non-represented employees
RE:Terms and Conditions of Employment

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

CS-4. PUBLIC EMPLOYEE APPOINTMENT - Pursuant to Government Code Section 54957(b):
Title:Director of Social Services Agency

B.O. **COUNTY COUNSEL READ: PURSUANT TO WELFARE & INSTITUTIONS CODE SECTION 10801 AND ORANGE COUNTY ORDINANCE SECTION 1-2-129, THE BOARD UNANIMOUSLY APPROVED THE APPOINTMENT OF MR. AN TRAN TO THE OFFICE OF SOCIAL SERVICES AGENCY DIRECTOR**

County Counsel:

SCS5. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1):
Name of Case:P.E.O.P.L.E., et al., v. Todd Spitzer, Orange County Superior Court Case No.:30-2018-00983799

B.O. **COUNTY COUNSEL READ: THE BOARD UNANIMOUSLY APPROVED THE ADJUSTMENT OF HOURLY RATES FOR LYNBERG & WATKINS IN THE MATTER OF P.E.O.P.L.E. V. TODD SPITZER, ET AL., TO CONFORM THE HOURLY RATES PAID IN THIS CASE TO THE HOURLY RATES APPROVED BY THE BOARD ON DECEMBER 7, 2021 FOR RISK COUNSEL HANDLING CIVIL RIGHTS MATTERS, INCLUDING $245/HOUR FOR PARTNERS, $215/HOUR FOR SENIOR ASSOCIATES, $190/HOUR FOR ASSOCIATES, $115/HOUR FOR PARALEGALS, $110/HOUR FOR LAW CLERKS, AND $105/HOUR FOR LEGAL ASSISTANTS**

SCS6. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1):
Name of Case:Amy McCollum, et al., v. County of Orange Case Number:30-2019-01064531

B.O. **COUNTY COUNSEL READ: THE BOARD UNANIMOUSLY APPROVED A PROPOSED $145,000 MEDIATED SETTLEMENT IN THIS CASE INVOLVING A REAR-END MOTOR VEHICLE ACCIDENT AND A SHERIFF'S DEPARTMENT DEPUTY ON SOUTHBOUND MOULTON PARKWAY. THE PLAINTIFF CLAIMED VEHICLE DAMAGE AND PERSONAL INJURIES RESULTING FROM THE ACCIDENT**

VI.PUBLIC, CEO, ADJOURNMENT & BOARD COMMENTS

PUBLIC COMMENTS:

Brigitte - Oral re: Tseglin forced conservatorship case; Attorney General Kamala Harris investigation into fraud charges against the County regarding real estate fraud case; expose County's mock operations

Toni Taloa - Oral re: In-Home Supportive Service (IHSS) provider; member of United Domestic Workers of America (UDW); supports increase of wages for caregivers and contract negotiations with UDW

Guadalupe Golden - Oral re: In-Home Supportive Service (IHSS) provider; member of United Domestic Workers of America (UDW); supports increase of wages for caregivers and contract negotiations with UDW

Donta Harrison - Oral re: Recent manager for the United Domestic Workers of America (UDW); negotiations with UDW not in good faith; supports increase of wages for caregivers

Bryan Kaye - Oral re: Communication with mother regarding name-calling of Board Member

Steve Rocco - Oral re: District Attorney Todd Spitzer and rape kits; District Attorney should pay for rape kits with his own money

WuodArek - Oral re: Need policies in place to address racism in Orange County

COUNTY EXECUTIVE OFFICER COMMENTS:
None

ADJOURNED:1:09 P.M.

54123 **Adjourned in memory of former Japanese Prime Minister Shinzo Abe**

34125 **Adjourned in memory of Hershel Williams**

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