REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

Tuesday, December 17, 2019, 9:30 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 (None)

II. CONSENT CALENDAR (Items 1-14)

13245 **APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEM 1 WHICH WAS CONTINUED TO 1/14/20, 9:30 A.M.; AND ITEMS 2, 13 AND 14 WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE**

DEPARTMENT APPOINTMENTS

1. **Health Care Agency -** Orange County HIV Planning Council - Appoint Homero Beltran, Irvine; Sandra Boodman, Costa Mesa; Michael Carson, Placentia; Mark Coleman, Santa Ana; John Conrad, Costa Mesa; Heather Enciso, Whittier; Narciso Guevara, Fullerton; Liz Hall,

Sacramento; Steven Madrid, Santa Ana; Fernando Martinez, Santa Ana; Jeanine Mumford, Buena Park; Darby Osnaya, Colton; Dr. Thomas Nakatsuchi, Aliso Viejo; reappoint Dr. George "Adam" Crits, Santa Ana; Dr. Geeta Gupta, Orange; John Paquette, Orange; Dr. Christopher Ried, Garden Grove for terms ending 12/31/21; and reassignment of Cindy "Michelle" Gallardo, Long Beach for term ending 12/31/21 - All Districts

13245 **CONTINUED TO 1/14/20, 9:30 A.M.**

ELECTED DEPARTMENT HEADS

2. **Treasurer-Tax Collector -** Adopt resolution approving public auction sale #1396 of certain tax-defaulted real properties delinquent for over five years - All Districts

13245 **APPROVED AS RECOMMENDED**
RESO: 19-126

HEALTH CARE AGENCY

3. Approve standard agreement 18-95262 with State Department of Health Care Services for mental health services, 7/1/18 - 6/30/21; authorize Director or designee to execute agreement and CCC 04/2017 Certification form - All Districts

OC COMMUNITY RESOURCES

4. Approve Interim Recreation and Resource Management Plan for 2014 Irvine Ranch Open Space Donation to maintain conservation values while allowing interim recreational and educational public access; and consider adoption of Mitigated Negative Declaration No. IP 19-044 and other findings - District 3

5. Accept funding award of $91,033 from Santiago Library System for purchase of ebooks and eaudiobooks - All Districts

6. Accept donation of $30,000 from Friends of the Library to offset cost of new laptop vending machine, San Clemente Branch Library - District 5

7. Approve Upper Newport Bay Nature Preserve Marine Life Documentary Project funding agreement with Newport Bay Conservancy for public education and natural resource protection at Upper Newport Bay Nature Preserve, term ending 6/30/21 ($100,000); and make California Environmental Quality Act and other findings - District 2

SOCIAL SERVICES AGENCY

8. Accept donation from First American Trust on behalf of the Berck Family Trust for Orangewood Children and Family Center ($310,816) - District 3

GENERAL ADMINISTRATION

Clerk of the Board:

9. Adopt resolution approving list of recurring Board resolutions for 2020 and authorizing the Chair or other Supervisor to draft and execute said resolutions - All Districts
RESO: 19-127

10. Approve proposed amendments to the Conflict of Interest Code Designated Filer Exhibits for Laguna Beach Unified School District - District 5

11. Approve initial Conflict of Interest Code for Orangewood Foundation – District 1

County Executive Office:

12. Acting as the Legislative Body of the Community Facilities Districts - Receive and file Community Facilities District 2001-1, 2002-1, 2003-1, 2004-1, 2015-1, 2016-1 and 2017-1 Report, pursuant to Local Agency Special Tax and Accountability Act - District 5

13. Approve amendment 1 to master agreement with The Regents of the University of California at Irvine for data collection and evaluation services of County's Public Safety Realignment programs and services to limit definition of recidivism as established by Board of State and Community Corrections; and authorize County Procurement Officer or authorized Deputy to execute amendment - All Districts

13245 **CONTINUED TO 1/14/20, 9:30 A.M.**

14. **Internal Audit -** Receive and file Executive Summary of Internal Audit Reports for July - September 2019 - All Districts

13245 **APPROVED AS RECOMMENDED**

END OF CONSENT CALENDAR

III. DISCUSSION ITEMS (Items 15-S32E)

ELECTED DEPARTMENT HEADS

15. **Sheriff-Coroner -** Approve contract MA-060-20010263 with Everbridge, Inc. for public mass notification system services, 12/31/19 - 12/30/20 ($458,000); and authorize County Procurement Officer or authorized Deputy to execute contract - All Districts

12345 **APPROVED AS RECOMMENDED**

HEALTH CARE AGENCY

16. Approve amendment 2 to agreement with Telecare Corporation for Collaborative Court Full Service Partnership services, 1/1/20 - 6/30/20 ($455,107; new total $3,159,040; cumulative total $8,759,625); and authorize Director or designee to execute amendment - District 3

31245 **APPROVED AS RECOMMENDED**

JOHN WAYNE AIRPORT

17. Approve contract MA-280-20010615 with Sterling Energy International, Inc. for central utility plant operations and maintenance services, 1/1/20 - 12/31/22 ($11,799,207); renewable for two additional years; authorize County Procurement Officer or authorized Deputy to execute contract and exercise cost contingency increase not to exceed 10% under certain conditions; and make California Environmental Quality Act and other findings - District 2 (Continued from 11/19/19, Item 19)

25134 **APPROVED AS RECOMMENDED**

OC COMMUNITY RESOURCES

18. Approve amendment 4 to contract MA-012-16011609 with Igi's Landscape Services LLC for weed abatement and fuel modification services, 4/13/19 - 4/12/20 ($50,000; new total $500,000), 4/13/20 - 4/12/21 ($600,000 for a revised five-year cumulative total $2,450,000); and authorize County Procurement Officer or authorized Deputy to execute amendment - All Districts

13245 **APPROVED AS RECOMMENDED**

19. Receive and file FY 2018-19 Housing Successor Agency Annual Report; authorize Director or designee to make any necessary adjustments based on final Comprehensive Annual Financial Report - All Districts

23145 **APPROVED AS RECOMMENDED**

20. **Acting as the Board of Supervisors and Orange County Housing Authority -** Approve amended Mental Health Services Act $70.5 Million Permanent Supportive Housing Spending Plan; Acting as the Housing Successor Agency - Approve changes to policy and process; and authorize Director or designee to issue 2020 Supportive Housing Notice of Funding Availability - All Districts

12345 **APPROVED AS RECOMMENDED**

OC PUBLIC WORKS

21. Consider second reading and adoption of "An Ordinance of the County of Orange, California, Amending Title 4 of the Codified Ordinances of the County of Orange by Adding Division 15, Article 1 through Article 5, Section 4-15-1 through Section 4-15-14, Regarding Onsite Wastewater Treatment Systems in Unincorporated Orange County" - All Districts (Continued from 6/25/19, Item 54; 8/13/19, Item 13)

B.O. **CONTINUED TO 4/14/20, 9:30 A.M.**

22. Approve cooperative agreements MA-080-20010226 with City of Yorba Linda for funding and construction, and MA-080-20010117 with City of Anaheim for construction, OC Loop (Segment H) El Cajon Bikeway Project; adopt resolutions declaring portions of Esperanza Road, Fairmont Connector and Fairmont Boulevard, City of Yorba Linda, and portions of Fairmont Boulevard, City of Anaheim to be County of Orange highways for construction purposes; upon completion authorize Director or designee to file and record the resolutions returning highways to City of Yorba Linda and City of Anaheim; and make California Environmental Quality Act and other findings - District 3 (RA 2 and 5 require 4/5 vote of the membership)

32145 **APPROVED AS RECOMMENDED**
RESO: 19-128 - 19-129

23. Approve contract MA-080-20010599 with GHD Inc. for architect-engineering environmental design services, OC Loop Class I Bikeway Segments O, P and Q Project, 12/17/19 - 12/16/21 ($1,069,787); and authorize Director or designee to execute contract - District 4

41235 **APPROVED AS RECOMMENDED**

24. **Acting as the Orange County Flood Control District -** Receive bids and award contract MA-080-20010602 with Reyes Construction, Inc. for design phase services, Huntington Beach

Channel and Talbert Channel Sheet Pile Repair Project, 12/17/19 - 12/17/22 ($2,846,577); and authorize Director or designee to execute and amend contract under certain conditions - District 2

21345 **APPROVED AS RECOMMENDED**

GENERAL ADMINISTRATION

County Executive Office:

25. Approve revised Policy for Establishing Reduced Tuition Partnerships with Universities to include community colleges - All Districts

15234 **APPROVED AS RECOMMENDED**

26. Approve Type 2 Work Orders CY7-001 through CY7-006 under agreement for data center, desktop, applications and service desk services with Science Applications International Corporation for services to support County on various projects and services, 2/3/20 - 6/30/21 ($5,887,405); and authorize Chief Information Officer or designee to execute work orders - All Districts

23145 **APPROVED AS RECOMMENDED**

27. Adopt resolution authorizing issuance of a Pension Obligation Debenture, issuance and sale of short-term Taxable Pension Obligation Bonds, 2020 Series A ($499,000,000); execution and delivery of Tenth Supplemental Trust Agreement and Bond Purchase Agreement; authorizing Public Finance Director to execute all related documents, approve related budget adjustments and related payments; and making related findings - All Districts (RA 2 4/5 vote of the members present)

23145 **APPROVED AS RECOMMENDED**
RESO: 19-130

28. Receive and file 2019 Strategic Financial Plan - All Districts

12345 **APPROVED AS RECOMMENDED**

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

21345 **APPROVED AS RECOMMENDED**

30. Approve grant applications/awards submitted by Registrar of Voters and Health Care Agency and retroactive grant applications/awards submitted by OC Public Works in 12/17/19 grant report and other actions as recommended; adopt resolution authorizing OC Public Works Director or designee to apply for Orange County Transportation Authority Project V Community-Based Transit/Circulators Program funds and upon award of grant funds to execute a cooperative agreement with Rancho Transportation Management Association dba RanchRide; adopt resolution approving State of California Standard agreement 18G30130 AMDT. #01 for voting system replacement activities; and authorize Registrar of Voters or designee to execute agreement, related documents and make non-monetary and non-material changes under certain conditions; adopt resolution authorizing HCA Director or designee to submit and execute applications, related documents and amendments to State Department of Resources Recycling and Recovery for Waste Tire Enforcement Grant 27th Cycle - All Districts

21345 **APPROVED AS RECOMMENDED**
RESO: 19-131 - 19-133

31. Approve proposed Employee Lactation Accommodation Policy, effective 1/1/20 - All Districts

13245 **APPROVED AS RECOMMENDED**

32. Approve contract MA-017-20010841 with Van Scoyoc Associates, Inc. for federal legislative advocacy services, 1/1/20 - 12/31/22 ($742,500); renewable for one additional two-year term; and authorize County Procurement Officer or authorized Deputy to execute contract - All Districts

25134 NN **APPROVED AS AMENDED TO AMEND THE RENEWAL PERIOD TO TWO ONE-YEAR PERIODS; AND DIRECTED THE PERFORMANCE REVIEWS AS REQUIRED BY LEGISLATIVE AFFAIRS GUIDELINES BE BROUGHT TO THE BOARD ANNUALLY FOR REVIEW WITH RECOMMENDATIONS FOR CHANGES AS NECESSARY, AND FOR POTENTIAL TERMINATION SHOULD THE PERFORMANCE NOT MEET THE CONTRACT REQUIREMENTS, EXPECTATIONS OR GUIDELINES.**

S32A. **Supervisor Chaffee -** Acting as the Orange County In-Home Supportive Services Public Authority - Orange County In-Home Supportive Services (IHSS) Advisory Committee - Appoint Cynthia Williams, Tustin, for term ending 12/16/23

41235 **APPROVED AS RECOMMENDED**

S32B. **County Executive Office -** Approve contracts with AltaMed Health Services Corporation ($120,000), Coalition for Humane Immigrant Rights ($68,253), Community Action Partnership of Orange County ($60,000), Latino Health Access ($65,000), Multi-Ethnic Collaborative of Community Agencies ($270,728) and Vision y Compromiso ($111,500) for Regional Community-Based Outreach Services for 2020 Census, effective upon approval through 9/30/20; authorize County Executive Officer or authorized Deputy to execute contracts; and authorize County Procurement Officer or authorized Deputy to exercise cost contingency increase not to exceed 10% under certain conditions - All Districts

14235 **APPROVED AS RECOMMENDED**

HEALTH CARE AGENCY

S32C. Approve Sponsorship agreement with Angels Baseball LP for strategic marketing and outreach services, 12/17/19 - 12/30/20 ($1,060,000); renewable for two additional one-year terms ($1,090,000) year two and ($1,120,000) year three; and authorize Director or designee to execute agreement - All Districts

12345 **APPROVED AS RECOMMENDED**

GENERAL ADMINISTRATION

County Executive Office:

S32D. Acting as the Orange County Flood Control District - Approve Communications Site License agreement with Sprint PCS Assets for wireless installation at County's maintenance yards, Orange; and make California Environmental Quality Act and other findings - District

32145 **APPROVED AS RECOMMENDED**

S32E. **Chairwoman Bartlett -** Board of Retirement, OCERS - Appoint Arthur Hidalgo, Newport

Beach and reappoint Shawn Dewane, Costa Mesa and Charles Packard, Irvine, for terms ending 12/31/22

53124 **APPROVED AS RECOMMENDED**

IV. PUBLIC HEARINGS (None)

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

GENERAL ADMINISTRATION

County Executive Office:

CS-1. CONFERENCE WITH LABOR NEGOTIATOR - Pursuant to Government Code Section 54957.6:
Agency Negotiator: Tom Hatch
Employee Organizations: Teamsters Local 952 (Teamsters), Orange County Attorneys Association (OCAA), International Union of Operating Engineers (IUOE), and other non-represented employees
RE: Terms and conditions of employment

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

CS-2. PUBLIC EMPLOYEE APPOINTMENT - Pursuant to Government Code Section 54957(b):
Title: County Librarian

B.O. **COUNTY COUNSEL READ: THE BOARD UNANIMOUSLY APPOINTED JULIE QUILLMAN TO THE POSITION OF COUNTY LIBRARIAN**

County Counsel:

SCS3. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1):
Name of Case: Colin Waterson v. County of Orange WCAB Case No.: ADJ10761019

B.O. **COUNTY COUNSEL READ: THE BOARD UNANIMOUSLY APPROVED A PROPOSED SETTLEMENT IN THE MATTER OF COLIN WATERSON V. COUNTY OF ORANGE, WORKERS COMPENSATION APPEALS BOARD CASE NO. ADJ10761019. THE AGREEMENT REMAINS SUBJECT TO THE FINAL APPROVAL OF OTHERS. WHEN FINALIZED, COPIES OF THE AGREEMENT WILL BE MADE AVAILABLE THROUGH THE OFFICE OF CEO-RISK MANAGEMENT TO ANY PERSON WHO INQUIRES.**

SCS4. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1):
Name of Case: Colin Waterson v. County of Orange WCAB Case No.: ADJ10761019

B.O. **DELETED**

SCS5. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION - INITIATION OF LITIGATION - Pursuant to Government Code Section 54956.9(d)(4):
Number of Cases: One Case

B.O. **DELETED**

SCS6. **County Executive Office -** CONFERENCE WITH REAL PROPERTY NEGOTIATOR - Pursuant to Government Code Section 54956.8:
Property Location: Concessions space within Terminals A, B and C at John Wayne Airport under existing Primary Food and Beverage Lease
County Negotiator: Thomas A. Miller, Chief Real Estate Officer
Negotiating Party: Host International, Inc.
Under Negotiation: Terms and Value of Lease

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

VI. PUBLIC, CEO, BOARD COMMENTS & ADJOURNMENT

PUBLIC COMMENTS:

Brigitte - Oral re: Oversight of positions under the jurisdiction of and lack of leadership by the Board; Ilya Tseglin in the Kremkin and Israel to save his son Nate; Bryan Kaye in jail for 6 months; quote from Seinfeld

Bryan Kaye - Oral re: 'Hat' poem; evidence regarding forged plea agreements in his name; was placed in psychiatric facility, beat up and forced to take medication; treatment received while in jail under Sheriff custody; requested the Board address his petition.

Lou Noble - Oral re: Names of persons who have died in Orange County in 2019; telephone call recording of a homeless individual whose dog was confiscated; homeless are being kicked out of shelters due to facility not taking responsibility, i.e. ensuring facility is ADA compliant; requested the Board use land available for structured campgrounds for the homeless

COUNTY EXECUTIVE OFFICER COMMENTS:

None

BOARD COMMENTS:

Supervisor Chaffee - Oral re: Wished everyone a Happy New Year; Chairwoman Bartlett as the new President of the California State Association of Counties (CSAC).

Supervisor Do - Oral re: Wished everyone a Merry Christmas, Happy Hanukkah and Happy Holidays; and directed County Executive Office to list universities and community college partners on the County public Internet website for Agenda Item #25.

Supervisor Wagner - Oral re: Seasons Greetings, Happy Holidays, Merry Christmas and Happy Hanukkah; celebrate safely with family and friends

Vice Chair Steel - Oral re: Wished everyone a Merry Christmas, Happy Hanukkah and Happy New Year.

Chairwoman Bartlett - Oral re: Thanked Board colleagues and County staff for a wonderful and successful year and for their dedication and hard work.

ADJOURNED: 1:57 P.M.

35124 **Adjourned in memory of Phil Brigandi**

52134 **Adjourned in memory of Helen Fried**

*** 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