REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

*Tuesday, December 15, 2020,*9:30 A.M.

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

MICHELLE STEEL
CHAIRWOMAN
Second District

ANDREW DO
VICE CHAIRMAN
First District

DONALD P. WAGNER
SUPERVISOR
Third District

DOUG CHAFFEE
SUPERVISOR
Fourth 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:Vice Chairman Do, First District, gave the invocation

PLEDGE OF ALLEGIANCE:Supervisor Bartlett, Fifth District, led the assembly in the Pledge of Allegiance

I.PRESENTATIONS/INTRODUCTIONS (None)

II.CONSENT CALENDAR (Items 1-9)

31452 **APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEMS 1, 2 AND 4 WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE**

DEPARTMENT APPOINTMENTS

1. **Health Care Agency -** Emergency Medical Care Committee - Appoint Stuart (Stu) Greenberg, Orange County Chiefs of Police and Sheriffs Association and Robert M. Viera, Ambulance Association of Orange County for terms ending 6/30/22 - All Districts

13452 **APPROVED AS RECOMMENDED**

ELECTED DEPARTMENT HEADS

2. **Sheriff-Coroner -** Approve amended and restated Memorandum of Understanding (MOU) with Orange County Peace Officers Association, Inc. (OCPOA) for operations and funding of maintenance and repairs to Katella Training Facility; approve amendment 2 to Quitclaim Deed with OCPOA for additional storage space; authorize Chief Real Estate Officer or designee to execute quitclaim amendment; and make related findings - District 3

35142 **APPROVED AS RECOMMENDED**

OC COMMUNITY RESOURCES

3. Receive and file FY 2019-20 Housing Successor Agency Annual Report; and authorize Director or designee to make any necessary adjustments based on final Comprehensive Annual Financial Report - All Districts

4. Approve revised Senior Citizens Advisory Council of Orange County Bylaws renaming Council to Orange County Senior Citizens Advisory Council, changing membership, updating language consistent with other County boards, commissions and committees, clarifying membership terms, requirements and expectations and other administrative changes - All Districts

53142 **APPROVED AS RECOMMENDED**

GENERAL ADMINISTRATION

Clerk of the Board:

5. Approve proposed amendments to the Conflict of Interest Code Designated Filer Exhibits for Garden Grove Unified School District - Districts 1 and 2

6. Approve proposed amendments to the Conflict of Interest Code Designated Filer Exhibits for Orange County Fire Authority - All Districts

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

County Executive Office:

8. Acting as the Legislative Body of the Community Facilities Districts - Receive and file Community Facilities Districts 2001-1, 2002-1, 2003-1, 2004-1, 2015-1, 2016-1 and Improvement Area No. 1 of 2017-1 Report, pursuant to Local Agency Special Tax and Accountability Act - District 5

9. Adopt resolution confirming option and lease agreements conformed substantially to approved form and Chief Real Estate Officer or designee had authority to execute lease agreements with Dana Point Harbor Partners, LLC and Dana Point Harbor Partners Drystack, LLC under authority granted by the Board of Supervisors on 7/17/18; ratifying those agreements and confirming cancellation and re-formation of Dana Point Harbor Partners Drystack, LLC did not impact delegated authority and changes to organizational structure of Dana Point Harbor Partners, LLC or Dana Point Harbor Partners Drystack, LLC did not alter obligations or invalidate lease agreements - District 5

RESO: 20-186

END OF CONSENT CALENDAR

III.DISCUSSION ITEMS (Items 10-S37O)

ELECTED DEPARTMENT HEADS

Sheriff-Coroner:

10. Receive and file status report and approve termination of local emergency declaration related to 2020 Silverado and Blue Ridge fires related to high winds, power outages, and resulting debris management - All Districts (Continued from 11/3/20, Item S33H)

13452 **APPROVED AS RECOMMENDED**

11. Approve amendment 1 to subordinate contract MA-060-20010263 with Everbridge, Inc. for public mass notification system services, 12/31/20 - 12/30/21 ($458,050; cumulative total $1,374,150); renewable for three additional one-year terms; and authorize County Procurement Officer or authorized Deputy to execute amendment - All Districts

31452 **APPROVED AS RECOMMENDED**

12. Ratify amendment 3 to five-year agreement with City of Stanton for law enforcement services, 9/1/20 - 6/30/23 - District 2

25134 **APPROVED AS RECOMMENDED**

HEALTH CARE AGENCY

13. Receive and file status report and approve continuance of local health emergency and local emergency related to Novel Coronavirus (COVID-19); and set review to determine need for continuing local emergency for 1/12/21, 9:30 a.m. and every 30 days thereafter until terminated. Updates will be provided by County Executive Office, Health Care Agency, and other County departments concerning efforts to address and mitigate the public health and other impacts caused by the Novel Coronavirus (COVID-19) emergency, and (2) provide direction to the County Executive Officer and other County Officers concerning ongoing County operations, allocation of County resources and personnel, maintenance of essential public services and facilities, temporary suspension and/or closure of nonessential public services and facilities, management of County property and finances, measures necessary to protect public health and safety, and expenditures necessary to meet the social needs of the population - All Districts (Continued from Special Meeting 3/2/20, Item 1; 3/24/20, Item 23; 4/14/20, Item 8; 5/5/20; Item 28; 6/2/20, Item 53; 6/23/20, Item 48; 7/14/20, Item 17; 8/11/20, Item 10; 9/15/20, Item 8; 10/6/20, Item 12; 11/3/20, Item 20; 11/17/20, Item 16)
IN ACCORDANCE WITH GOVERNMENT CODE SECTION 54954.2(B)(2), ON A MOTION BY VICE CHAIRMAN DO, SECONDED BY SUPERVISOR BARTLETT, THE BOARD UNANIMOUSLY APPROVED THE ADDITION OF RECOMMENDED ACTIONS RELATED TO SMALL BUSINESS ECONOMIC SUPPORT.

12345 **APPROVED RESOLUTION DIRECTING AUDITOR-CONTROLLER TO INCREASE SERVICES AND SUPPLIES APPROPRIATIONS IN OC COMMUNITY RESOURCES, BUDGET CONTROL 012, BY $10,000,000 OFFSET BY THE CANCELLATION OF GENERAL FUND BALANCE ASSIGNED FOR CONTINGENCIES (100-001-100-9741) TO MEET THE EMERGENCY NEEDS DUE TO COVID-19 FOR THE RELIEF OF**

COUNTY OF ORANGE RESIDENTS AND SMALL BUSINESSES DETRIMENTALLY AFFECTED BY COVID-19; ALLOCATED $10 MILLION IN GENERAL FUNDS EQUALLY BETWEEN THE FIVE SUPERVISORIAL DISTRICTS FOR ECONOMIC SUPPORT INITIATIVES FOR SMALL BUSINESSES IN RESPONSE TO COVID-19; AUTHORIZED THE BOARD OF SUPERVISORS' MEMBERS TO ALLOCATE THE DISTRICTS' DESIGNATED FUNDING TO MEET THE ECONOMIC NEEDS OF SMALL BUSINESSES IN THEIR DISTRICTS; AUTHORIZED THE BOARD OF SUPERVISORS' MEMBERS TO ESTABLISH SMALL BUSINESS DEFINITIONS BY SUPERVISORIAL DISTRICT; AUTHORIZED THE COUNTY EXECUTIVE OFFICER, OR DESIGNEE, TO ENTER INTO NEGOTIATIONS AND EXECUTE CONTRACTS AS NEEDED FOR ADMINISTRATION AND IMPLEMENTATION OF THE SMALL BUSINESS ECONOMIC SUPPORT PROGRAM; AND FIND PURSUANT TO GOVERNMENT CODE SECTION 26227 THAT ECONOMIC SUPPORT OF ORANGE COUNTY SMALL BUSINESSES WILL SERVE A PUBLIC PURPOSE OF THE COUNTY OF ORANGE AND WILL MEET THE SOCIAL NEEDS OF THE POPULATION OF THE COUNTY, INCLUDING BUT NOT LIMITED TO, THE AREAS OF HEALTH, LAW, ENFORCEMENT, PUBLIC SAFETY, REHABILITATION, WELFARE, EDUCATION, AND LEGAL SERVICES, AND THE NEEDS OF PHYSICALLY, MENTALLY AND FINANCIALLY HANDICAPPED PERSONS AND AGED PERSONS.
RESO: 20-187

35142 **RECEIVED AND FILED STATUS REPORT AND APPROVED CONTINUANCE OF LOCAL HEALTH EMERGENCY AND LOCAL EMERGENCY RELATED TO NOVEL CORONAVIRUS (COVID-19), RECEIVED UPDATES FROM THE HEALTH CARE AGENCY CONCERNING EFFORTS TO ADDRESS AND MITIGATE THE PUBLIC HEALTH AND OTHER IMPACTS CAUSED BY THE NOVEL CORONAVIRUS (COVID-19) EMERGENCY**

14. Approve amendment 4 to contract MA-042-18010155 with Beacon Health Strategies, LLC for administrative services organization for specialty mental health outpatient services, 1/1/21 - 6/30/21 ($3,253,539; cumulative total $33,587,436); and authorize County Procurement Officer or authorized Deputy to execute amendment - All Districts

31452 **APPROVED AS RECOMMENDED**

15. Approve contract MA-042-21010752 with City of Costa Mesa, 12/15/20 - 6/30/21 ($2,529,126) and contract MA-042-21010747 with Covenant House California, 12/15/20 - 6/30/22 ($650,000) for capital funding for homeless service programs; authorize County Procurement Officer or authorized Deputy to exercise cost contingency increase not to exceed 10% under certain conditions and execute contracts - Districts 2 and 4

24135 **APPROVED AS RECOMMENDED**

16. Approve selection of and agreement MA-042-20010248 with Coastal Addiction Center, Inc. for Adult Residential Drug Medi-Cal Substance Use Disorder Treatment services, 2/1/21 - 6/30/22; renewable for two additional one-year terms; and authorize County Procurement Officer or authorized Deputy to execute agreement and execute agreements with additional providers under certain conditions - District 4

45132 **APPROVED AS RECOMMENDED**

17. Adopt resolution authorizing Director or designee to apply for and accept program funds and execute related documents with California Department of Housing and Community

Development for No Place Like Home Competitive Funding for Westview House by Community Development Partners, Santa Ana ($7,312,730); Huntington Beach Senior Housing by Jamboree Housing Corporation, Huntington Beach ($2,223,708); Orchard View Gardens by National Community Renaissance of California, Buena Park ($2,975,154); Cartwright Family Apartments by C&C Development Company/Riverside Charitable Corporation, Irvine ($3,012,240); Villa St. Joseph project by Mercy Housing California, Orange ($3,641,722); Center of Hope project by Salvation Army, Anaheim ($8,700,000) and Santa Angelina Senior Community by National Community Renaissance of California, Placentia ($4,836,844) - Districts 1, 2, 3 and 4

14352 **APPROVED AS RECOMMENDED**
RESO: 20-188

18. Approve amendment 3 to contract MA-042-19011724 with Pulsar Advertising, Inc. for Opioid Prevention Media Campaign, 7/1/20 - 6/30/21 ($510,000; cumulative total $2,500,000); renewable for one additional one-year term; and authorize County Procurement Officer or authorized Deputy to execute amendment - All Districts

51342 **APPROVED AS RECOMMENDED**

19. Approve contract MA-042-21010462 with NetChemistry, Inc. for Nurse Case Management System, 12/16/20 - 12/15/25 ($1,000,000); and authorize County Procurement Officer or authorized Deputy to execute contract - All Districts

13452 **APPROVED AS RECOMMENDED**

20. Consider second reading and adoption of "An Ordinance of the County of Orange, California Amending Sections 4-9-1 through 4-9-17 of the Codified Ordinances of the County of Orange Regarding Ambulance Service" - All Districts (Continued from 12/8/20, Item 22)

B.O. **DELETED**

JOHN WAYNE AIRPORT

21. Approve contract MA-280-21010971 with Landrum & Brown Incorporated for National Environmental Policy Act document preparation, 1/1/21 - 12/31/23 ($202,930); renewable for two additional one-year terms; authorize County Procurement Officer or authorized Deputy to execute contract; and make California Environmental Quality Act and other findings - District 2

25134 **APPROVED AS RECOMMENDED**

22. Approve contract MA-280-21010706 with ePlus Technology, Inc. for new network infrastructure, three-year term ($1,421,087); authorize County Procurement Officer or authorized Deputy to execute contract; and make California Environmental Quality Act and other findings - District 2 (Continued from 12/8/20, Item 23)

25134 **APPROVED AS RECOMMENDED**

OC COMMUNITY RESOURCES

23. Acting as the Board of Supervisors and Orange County Housing Authority, acting as Housing Successor Agency - Authorize Director or designee to utilize HOME Investment Partnerships Program funds and/or Orange County Housing Successor Agency funds for permanent loan financing to limited partnership to be formed by National Community Renaissance of California for development of Orchard View Gardens, Buena Park; approve loan commitment ($453,600); approve subordination at permanent financing of permanent loan

to an amortized first trust deed conventional permanent loan ($3,815,706) and second trust deed loan ($2,975,154) and authorize Director or designee to subordinate additional senior debt and execute subordination agreements and related documents; approve City of Buena Park's request for waiver of matching funds; Acting as the Orange County Housing Authority - approve utilization of eight Housing Choice Voucher Project-Based vouchers; and authorize Executive Director to execute related documents under certain conditions - District 4

45132 **APPROVED AS RECOMMENDED**

24. Approve amendment 5 to renew contracts 17-28-0021-DV with Human Options, Inc. ($290,185; cumulative total $1,233,805); 17-28-0023-DV with Interval House, Inc. ($412,870; cumulative total $1,598,734); 17-28-0022-DV with Laura's House, Inc. ($310,600; cumulative total $1,293,416) and 17-28-0024-DV with Women's Transitional Living Center, Inc. ($365,100; cumulative total $1,502,102) for Domestic Violence Shelter-Based Program services to victims and their children, 1/1/21 - 6/30/22; and authorize Director or designee to execute amendments - All Districts

51342 **APPROVED AS RECOMMENDED**

OC PUBLIC WORKS

25. Approve contracts with various firms for on-call regulatory permitting and restoration services, 12/15/20 - 12/14/23; ($1,500,000 each; aggregate total $16,500,000); renewable for two additional years; and authorize Director or designee to execute contracts - All Districts

13452 **APPROVED AS RECOMMENDED**

26. Approve amendment 1 to contracts MA-080-18010598 with Kleinfelder, Inc. and MA-080-18010599 with GMU Geotechnical, Inc. and contracts MA-080-21010230 with Group Delta Consultants, Inc., MA-080-21010231 with Ninyo & Moore Geotechnical and Environmental Sciences Consultants and MA-080-21010232 with Geo-Advantec, Inc. for on-call construction, geotechnical and materials testing services, 12/22/20 - 12/21/22 ($500,000 each); and authorize Director or designee to execute amendments and contracts - All Districts

53142 **APPROVED AS RECOMMENDED**

27. Approve contracts with various firms for on-call bridge design services, 12/15/20 - 12/14/23; ($1,500,000 each; aggregate total $7,500,000); renewable for two additional years; and authorize Director or designee to execute contracts - All Districts

13452 **APPROVED AS RECOMMENDED**

28. Approve contract change orders 1, 2 and 3 with Rudolph & Sletten, Inc. for additional interior enhancement design, landscape/hardscape enhancement design and construction services for OC Zoo large mammal exhibit ($1,909,047; cumulative total $9,407,900) - District 3 (4/5 vote of the members present)

31452 **APPROVED AS RECOMMENDED**

29. Approve amendment 4 to contract MA-080-18011696 with Arco Service Corporation for temporary staffing, 1/1/21 - 12/31/21 ($300,000; cumulative total $800,000); and authorize County Procurement Officer or authorized Deputy to execute amendment - All Districts

51342 **APPROVED AS RECOMMENDED**

30. **Acting as the Board of Supervisors and Orange County Flood Control District -** Approve contracts MA-080-21010437 with Downstream Services, Inc. and Nor-Cal Pipeline Services for storm drain, sewer pipe inspection and maintenance services, 12/15/20 - 12/14/23

(aggregate total $3,000,000); renewable for two additional one-year terms; authorize County Procurement Officer for authorized Deputy to execute contracts; and make California Environmental Quality Act and other findings - All Districts

31452 **APPROVED AS RECOMMENDED**

OC WASTE & RECYCLING

31. Approve amendment 5 to renew contract MA-299-17010655 with Clean Harbors Environmental Services, Inc. for hazardous waste collection and disposal services, 2/1/21 - 1/31/22 ($7,270,000; cumulative total $31,550,000); and authorize County Procurement Officer or authorized Deputy to execute amendment - Districts 2, 3, 4 and 5

45132 **APPROVED AS RECOMMENDED**

PUBLIC PROTECTION

32. **Probation -** Approve contract MA-057-21010069 with Redwood Toxicology Laboratory, Inc. for drug and alcohol screening products and services, 12/15/20 - 9/30/22 ($2,512,440); and authorize Chief Probation Officer or designee to exercise cost contingency increase not to exceed 10% under certain conditions and execute contract - All Districts

31452 **APPROVED AS RECOMMENDED**

SOCIAL SERVICES AGENCY

33. Ratify California-Child and Family Services Review System Improvement Plan, 6/6/19 - 6/6/24; authorize Director and Chief Probation Officer or designees to sign, update and submit plan to California Department of Social Services - All Districts

13452 **APPROVED AS RECOMMENDED**

GENERAL ADMINISTRATION

County Executive Office:

34. Approve recommended positions on introduced or amended legislation and consider other legislative subject matters; and approve 2021-22 Legislative Platform - All Districts

31452 **APPROVED PROPOSED LEGISLATIVE PLATFORM AS AMENDED DELETING AFFIRMATIVE ACTION, SPLIT-ROLL PROP 13, AND INDEPENDENT CONTRACTORS POLICY STATEMENTS FROM THE GENERAL GOVERNMENT SERVICES SECTION; AMENDING POLICY STATEMENT FOR COMMUNITY SERVICES SECTION, SOBER LIVING HOMES TO READ, "SUPPORT STRONGER REGULATIONS AND OVERSIGHT AUTHORITY FOR COUNTY HEALTH AGENCIES WITH REGARD TO THE ESTABLISHMENT AND OPERATION OF SOBER LIVING HOMES"; AMENDING ISSUE TITLE "INFRASTRUCTURE AND ENVIRONMENTAL RESOURCES SECTION, CALIFORNIA STATE ROUTE 241" TO READ "SOUTH ORANGE COUNTY MOBILITY" AND AMENDING POLICY STATEMENT TO READ "SUPPORT SOUTH COUNTY REGIONAL MOBILITY IMPROVEMENTS INCLUDING THE CONSTRUCTION OF LOS PATRONES PARKWAY EXTENSION (LPPE), A NON-TOLLED COUNTY ARTERIAL TERMINATING AT LA PATA"; COMBINING GENERAL GOVERNMENT SERVICES, STIMULUS PACKAGE MONEY STATEMENT**

INTO THE GENERAL GOVERNMENT SERVICES, COVID-19 POLICY STATEMENT

32145
NNN **MOTION TO ADD GENERAL GOVERNMENT SERVICES SECTION, AFFIRMATIVE ACTION TO THE LEGISLATIVE PLATFORM AND TO DELETE "AND NOT CONSIDER HARD WORK AND MERIT AS THE PRIMARY CRITERIA FOR EVALUATING APPLICATIONS FOR PUBLIC EMPLOYMENT AND COLLEGE ADMISSIONS" FROM THE POLICY STATEMENT FAILED TO CARRY.**

23145
N **APPROVED ADDING GENERAL GOVERNMENT SERVICES SECTION, SPLIT-ROLL PROP 13 AND POLICY STATEMENT TO THE LEGISLATIVE PLATFORM**

32145
NNN **MOTION TO ADD GENERAL GOVERNMENT SERVICES SECTION, INDEPENDENT CONTRACTORS AND POLICY STATEMENT TO THE LEGISLATIVE PLATFORM FAILED TO CARRY**

35. Adopt resolution authorizing issuance of Pension Obligation Debenture, issuance and sale of short-term Taxable Pension Obligation Bonds, 2021 Series A ($525,000,000); approving and authorizing execution of Eleventh Supplemental Trust Agreement and Bond Purchase Agreement and making related findings; and authorize Auditor-Controller to make related budget adjustments and payments - All Districts (RA 2 4/5 vote of the members present)

51342 **APPROVED AS RECOMMENDED**
RESO: 20-189

36. Approve qualified panels of bond/disclosure counsel and municipal advisor firms to assist County in formulating and executing future financings - All Districts

15342 **APPROVED AS RECOMMENDED**

37. Approve grant applications/awards submitted by OC Community Resources, Sheriff-Coroner, District Attorney and Social Services Agency in 12/15/20 grant report and other actions as recommended; adopt resolution authorizing Sheriff-Coroner or designee to accept $40,000 grant funding and execute related documents from California Department of Parks and Recreation, Division of Boating and Waterways for boating safety and enforcement equipment; adopt resolution authorizing District Attorney or designee to execute grant award agreement and amendments with California Department of Insurance for High Impact Insurance Fraud Program, 7/1/20 - 6/30/20 ($275,943); and making California Environmental Quality Act and other findings - All Districts

32145 **APPROVED AS RECOMMENDED**
RESO: 20-190 - 20-191

HEALTH CARE AGENCY

S37A. Consider first reading of "An Ordinance of the County of Orange, California Amending Sections 4-9-1 through 4-9-17 of the Codified Ordinances of the County of Orange Regarding Ambulance Service", and set second reading and adoption for 1/12/21, 9:30 a.m. - All Districts (Continued from 12/8/20, Item 22)

B.O. **CONTINUED TO 1/26/21, 9:30 A.M.**

GENERAL ADMINISTRATION

S37B. **Supervisor Chaffee -** Senior Citizens Advisory Council - Reappoint Phillip Orland, Brea, for term ending 12/31/21
41352 **APPROVED AS RECOMMENDED**

County Executive Office:

S37C. Approve amendment 1 to Option Agreement with Washington Santa Ana Housing, L.P. and Housing Authority of City of Santa Ana for Crossroads at Washington affordable permanent supportive housing project, Santa Ana; authorize Chief Real Estate Officer or designee to execute amendment and make minor modifications and amendments under certain conditions; and make findings pursuant to Resolution 20-008 and Government Code Section 26227 - District 1
13452 **APPROVED AS RECOMMENDED**

S37D. Approve amendment 4 to agreement with Court Appointed Special Advocates (CASA) Orange County for reimbursement of personnel cost to provide victim advocacy and assistance services to dependent youths, extending term to 12/31/21, or until funds are fully exhausted ($100,000; new total $638,740); and authorize County Executive Officer or designee to execute amendment - All Districts
15342 **APPROVED AS RECOMMENDED**

ELECTED DEPARTMENT HEADS

Sheriff-Coroner:

S37E. Ratify amendment A1 to agreement 20112123 with State of California Commission on Peace Officer Standards and Training (POST) for coroner training courses, 7/1/20 - 6/30/21 (reimbursement $165,076); and authorize Sheriff-Coroner or designee to execute amendment - All Districts
15432 **APPROVED AS RECOMMENDED**

S37F. Approve agreement MA-060-21010004 with Motorola Solutions, Inc. for purchase of radio equipment and services for Countywide Coordinated Communications System; and authorize County Procurement Officer or authorized Deputy to execute agreement and make minor modifications under certain conditions - All Districts_
53142 **APPROVED AS RECOMMENDED**

S37G. Approve amendment 1 to agreement with City of San Clemente for law enforcement services, 7/1/20 - 6/30/21 - District 5
51342 **APPROVED AS RECOMMENDED**

GENERAL ADMINISTRATION

S37I. **Vice Chairman Do and Supervisor Chaffee -** Adopt resolution proclaiming December 21, 2020 as National Homeless Persons' Memorial Day
41352 **APPROVED AS RECOMMENDED**
RESO: 20-203

S37J. **Supervisor Bartlett -** Coto de Caza Planning Advisory Committee - Reappoint Mike Ameel and Diane Ontko, Coto de Caza, for terms ending 1/31/22

51342 **APPROVED AS RECOMMENDED**

S37K. **Supervisor Wagner -** Foothill/Trabuco Specific Plan Review Board - Appoint Rich Gomez and Michael McClanahan and reappoint Dale Weber, Trabuco Canyon, for terms ending 6/30/22; and reappoint John Reed, Trabuco Canyon, for term ending 6/30/21

31452 **APPROVED AS RECOMMENDED**

OC PUBLIC WORKS

S37L. **Acting as the Board of Supervisors and Orange County Flood Control District -** Retroactively rescind Resolution 15-090 and adopt resolution appointing Director of OC Public Works or designee as Engineer for the Orange County Flood Control District - All Districts

15342 **APPROVED AS AMENDED TO ADOPT RESOLUTION APPOINTING JAMES TREADAWAY OR DESIGNEE AS THE ENGINEER FOR THE ORANGE COUNTY FLOOD CONTROL DISTRICT**
RESO: 20-204

GENERAL ADMINISTRATION

S37M. **Clerk of the Board -** Adopt resolution approving list of recurring Board resolutions for 2021 and authorizing the Chair or other Supervisor to draft and execute said resolutions - All Districts

15342 **APPROVED AS RECOMMENDED**
RESO: 20-206

S37N. **County Executive Office -** Approve and adopt extension of employees' ability to utilize remaining and up to 40 additional hours of Emergency Paid Sick Leave program during COVID - 19 related absences, effective 1/1/21; authorize County Executive Officer or designee to administer continuation of Emergency Paid Sick Leave program through 6/17/21 and administer future Families First Coronavirus Response Act leave extensions or statutorily leave programs - All Districts

13452 **APPROVED AS RECOMMENDED**

ELECTED DEPARTMENT HEADS

S37O. **Sheriff-Coroner -** Pursuant to Government Code Section 54954.2 (b)(2) find and declare the need to take immediate action and adopt resolution declaring a local emergency for 2020 Bond fire and related high winds, power outages, and resulting debris management; and set review to determine need for continuing local emergency for 2/9/21, 9:30 a.m. and every 60 days thereafter until terminated - All Districts
IN ACCORDANCE WITH GOVERNMENT CODE SECTION 54954.2(B)(2), ON A MOTION BY SUPERVISOR WAGNER, SECONDED BY VICE CHAIRMAN DO, THE BOARD UNANIMOUSLY APPROVED THE ADDITION OF RECOMMENDED ACTIONS TO INCLUDE ADOPTION OF RESOLUTION DECLARING LOCAL EMERGENCY FOR THE 2020 BOND FIRE AND RELATED HIGH WINDS, POWER OUTAGES AND RESULTING DEBRIS MANAGEMENT.

35142 **APPROVED AS RECOMMENDED**

RESO: 20-205

IV.PUBLIC HEARINGS

GENERAL ADMINISTRATION

S37H. **County Executive Office -** Acting as the Orange County Flood Control District - Public Hearing to consider adopting Resolutions of Necessity acquiring by eminent domain real property for Santa Ana River Mainstem/Prado Dam Project located in Riverside and San Bernardino Counties; authorizing County Counsel and/or outside eminent domain counsel to take steps to initiate and facilitate the condemnation action; directing and authorizing Auditor-Controller to make related payments; and considering application of Final Environmental Impact Report No. 583 and Final Supplemental Environmental Impact Statement/Environmental Impact Report 583 and other findings - All Districts (2/3 vote of membership)

B.O. **CLOSED PUBLIC HEARING**

15342 **APPROVED AS RECOMMENDED**
RESO: 20-192 - 20-202

V.CLOSED SESSION

GENERAL ADMINISTRATION

County Counsel:

AFTER FINDING THAT THESE MATTERS REQUIRE IMMEDIATE ACTION AND THAT THEY CAME TO THE ATTENTION OF THE BOARD AFTER PUBLICATION OF THE MEETING AGENDA, PER GOVERNMENT CODE SECTION 54954.2, THE BOARD MET IN CLOSED SESSION TO DISCUSS THE ITEMS REFERENCED ON TODAY'S AGENDA AS SCS-1, SCS-2, AND SCS-3.

SCS1. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1)
Name of Case: Campbell v. Don Barnes, Orange County Superior Court case no. 30-2020-01141117 (2/3 vote of members present)

B.O. **COUNTY COUNSEL READ: THE BOARD UNANIMOUSLY VOTED TO AUTHORIZE COUNTY COUNSEL TO RETAIN AND EXECUTE A LEGAL SERVICES AGREEMENT WITH OUTSIDE COUNSEL TO ASSIST WITH THE DEFENSE OF SHERIFF DON BARNES IN THE MATTER OF CAMPBELL V. BARNES, CASE NO. 30-2020-01141117 AND ANY RELATED MATTERS.**

SCS2. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION - INITIATION OF LITIGATION - Pursuant to Government Code section 54956.9 (d)(4)
Number of Cases: One Case (2/3 vote of members present)

B.O. **COUNTY COUNSEL READ: THE BOARD UNANIMOUSLY AUTHORIZED THE COUNTY TO JOIN WITH THE SHERIFF IN A LAWSUIT AGAINST**

THE CALIFORNIA DEPARTMENT OF CORRECTIONS AND REHABILITATION (CDCR) TO CHALLENGE THE FAILURE/OMISSION OF CDCR TO ACCEPT TRANSFER OF CONVICTED FELONS TO THE STATE PRISON FROM THE ORANGE COUNTY JAIL.

SCS3. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1)
Name of Case: Delux Public Charter, LLC d/b/a JSX Air and Jetsuitex, Inc. v. County of Orange, et al., United States District Court Central District of California - Southern Division, case no. 8:20-CV-02344 (2/3 vote of members present)

B.O. **COUNTY COUNSEL READ: THE BOARD ON A VOTE OF 3-2, WITH SUPERVISORS DO, CHAFFEE, AND BARTLETT IN FAVOR, AND SUPERVISORS STEEL AND WAGNER OPPOSED, AUTHORIZED AND DIRECTED COUNTY COUNSEL TO DEFEND THE LAWSUIT FILED BY JET SUITE X AND TO OPPOSE THE EX PARTE APPLICATION FOR A TEMPORARY RESTRAINING ORDER.**

VI.PUBLIC, CEO, BOARD COMMENTS & ADJOURNMENT

PUBLIC COMMENTS:

Steve Rocco - Oral re:Was hit by a car; passing of favorite teacher George Wright who was a mentor and friend and paid the price of an anniversary killing; home is becoming a place of fumigation and is being poisoned like Noriega causing cancer and sickness

Brigite - Oral re:Censoring the public from speaking at meetings; amendments to the Board Rules of Procedure regarding public comments and public attendance at meetings; violation of public trust

Ilya Tseglin - Oral re:Will provide copy of motion regarding Nate Tseglin; invitation to attend remote hearing; corruption and no public trust in the justice of the court

Robert Tseglin - Oral re:Nate Tseglin Probate Case

Gina Q - Oral re:Requested to stop mask wearing mandates, defy Governor Newsom's order and open businesses; Mil Jugos owner has not received monies during the pandemic

Bryan Kaye - Oral re:Thanked the Board; look back at 2020

Name not provided - Oral Re: Reconsider health interventions being forced on people; experimental and unsafe vaccines

Angelica Salinareli - Oral re:Cannot work in her business as a massage therapist; opposes mandates

Name not provided - Oral Re: Read the names of people who died without fixed abode

Name not provided - Oral Re: Read the names of people who died without fixed abode

David Duran - Oral Re: People without fixed abode are dying due to the neglect of the Board of Supervisors

Felicity Figueroa - Oral Re: Unhoused members of the community with mental health issues need stable housing with wrap around services; use earmarked funds to build housing instead of a mental health jail

Pat Davis - Oral Re: Deaths due to COVID-19 and individuals without fixed abode; need to protect and support the unhoused and solve homelessness in Orange County

COUNTY EXECUTIVE OFFICER COMMENTS:
None

BOARD COMMENTS:
Vice Chairman Do, and Supervisors Wagner, Chaffee and Bartlett - Oral re: Acknowledged Chairwoman Steel for her accomplishments as 2020 Chairwoman of the Board, wished her all the best and thanked her for her service to the County of Orange

Chairwoman Steel - Oral re: Thanked County staff for their work and support including Frank Kim, Leon Page, Robin Stieler, Michelle Aguirre, Dylan Wright, Stacy Blackwood, Cymantha Atkinson, Jessica Witt, Dr. Clayton Chau, Molly Nichelson, Debra Baetz, Sheriff Don Barnes, Todd Spitzer and Shawn Nelson; will continue to advocate for local funding

ADJOURNED:3:05 P.M.
21345 **Adjourned in memory of Giap Manh Do**

KEY

Left Margin Notes

1. = Supervisor Do
2. = Supervisor Steel
3. = Supervisor Wagner
4. = Supervisor Chaffee
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)

Chair, Orange County Board of Supervisors

Orange County Clerk of the Board