REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

Tuesday, August 22, 2017, 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 CHAIR
First District

TODD SPITZER
SUPERVISOR
Third District

SHAWN NELSON
SUPERVISOR
Fourth District

LISA A. BARTLETT
SUPERVISOR
Fifth District

ATTENDANCE: Supervisors: Bartlett, Do, Spitzer and Steel

EXCUSED: Supervisor Nelson

PRESENT:	COUNTY EXECUTIVE OFFICER	Frank Kim
	COUNTY COUNSEL	Leon J. Page
	CLERK OF THE BOARD	Robin Stieler

INVOCATION: Vice Chair 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 Scheduled)

II. PUBLIC COMMENTS

Michael Klubnikin - Oral Re: Ilya Tseglin; Court and Judges; Attorney General complaint provided to Judge; Public Defender; court case; records removed from public viewing; illegal business; real estate and tax fraud Klubnikin case

Paul Hyek - Oral Re: Bridges Homeless Shelter in Anaheim; chemical toilets at the shelter need chemicals; lights for dining room at the shelter

Norris - Oral Re: Year of the Roster

Wes Jones - Oral Re: Homeless and lack of portable restrooms at the riverbed; list of diseases due to raw

sewage;actions of the Board pose risk and litigation; video of Garden Grove meeting where a Supervisor spoke regarding the homeless provided to the ACLU and Mohammed Aly; Board has done nothing to provide housing to the homeless

Michael Robbins - Oral Re: Homelessness; portable restrooms and affordable housing for the homeless;discretionary funds for the homeless; 2016 statistics regarding homeless deaths on the streets; requested to get together with the Board to discuss homeless solution

Jeanine Robbins - Oral Re: Orange County article regarding the cost of living in Orange County; permanent and affordable housing for the homeless; 10-Year Plan to End Homelessness; use of discretionary funds for the homeless; stop spreading lies regarding the homeless

Ilya Tseglin - Oral Re: Nate Tseglin; kidnapped, tortured and murdering by Public Defender, Social Services Agency, Judges, Orange County Regional Center, Department of Developmental Services; voice of constituents who fear public officials; public safety

Robert Tseglin - Oral Re: Nate Tseglin; physical abuse, kidnapped by the Irvine Police Department and placed in group homes; OC Regional Center; Child Protective Services; conservatorship; Public Defender will not release medical records; use of psychotropic medications that cause seizures

Steve Rocco - Oral Re: Snitch scandal and fake news; ran for Mayor of the City of Santa Ana; articles about Steve Rocco in Orange County Register, OC Weekly, Orange City News, Sentry and Chapman University's Panther student newspaper, framed by District Attorney

Jordan Hoiberg - Oral Re: Homeless issues; wants to meet with the Board to discuss homeless solution; portable restrooms on the riverbed; activist located OC Public Works presentation to the American Society of Engineers, OCPW is being used for political evictions of people; heat map of homeless on the riverbed and homeless evictions, Brown Act violation and demand letter

Craig Maunders - Oral Re: Concerns regarding and opposition of proposed LA Fitness project in Seal Beach; adoption on EIR by City of Seal Beach with invalid data; seeking to appeal to allow the County to weigh in on the project

Kevin Pearce - Oral Re: Resident of Rossmoor; opposes the proposed LA Fitness project; requested meeting with Chairwoman Steel or her staff to discuss issues that affect Rossmoor and Seal Beach residents

Stephen Havens - Oral Re: Rossmoor Coalition Against LA Fitness; opposes the proposed LA Fitness project; requested Chairwoman Steel's assistance regarding project EIR

Nahla Kayali - Oral Re: Access California Services; human services organization helping immigrants and refugees; thanked the Board of Supervisors, Health Care Agency and Social Services Agency for their continued support

Lou Noble - Oral Re: Homeless issues; 10-Year Plan to End Homelessness; funds to address the homeless situation; separation of families and affordable housing not provided to the homeless

III. CONSENT CALENDAR (Items 1-24)

35142 X **APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEM 22 WHICH WAS DELETED**

BOARD APPOINTMENTS

1. **Supervisor Spitzer -** Assessment Appeals Board No. 4 - Reappoint Mary Aileen Matheis, Irvine, forterm ending 9/6/20

2. **Supervisor Bartlett -** Orange County Veterans Advisory Council - Appoint Greg Raths, Mission Viejo, to complete term ending 1/4/18

DEPARTMENT APPOINTMENTS

Health Care Agency:

3. Orange County Alcohol and Drug Advisory Board - Reappoint Geoffrey Henderson, Anaheim, for term ending 3/6/20; appoint Fasi Siddiqui, San Clemente, to complete term ending 12/3/18 and Lauren Slivinski, Santa Ana, to complete term ending 10/18/19 - All Districts

4. Orange County HIV Planning Council - Appoint Javier Buenrostro Jr., Santa Ana and JavierSaucedo, Santa Ana to complete terms ending 12/31/18 - All Districts

ELECTED DEPARTMENT HEADS

5. **Auditor-Controller -** Receive and file Internal Audit Quarterly Status Report for April - June 2017 - All Districts

District Attorney:

6. Approve agreement MA-026-18010132 with Angus-Hamer, Inc. for Microsoft premier support services, 9/2/17 - 9/1/19 ($540,095.10); and authorize County Procurement Officer or authorized Deputy to execute agreement - All Districts

7. Adopt resolution approving FY 2016-17 Federal Equitable Sharing Agreement and Certification Report - All Districts
RESO: 17-096

Sheriff-Coroner:

8. Approve Change Order No. 5 to agreement with So Cal Custom, Inc. for repair of three walk-in refrigerators and replacement of one walk-in freezer, Theo Lacy Facility ($56,051.00; new total $370,847.26); and authorize Sheriff-Coroner or designee to execute change order - District 3

9. Accept donation of 2017 Dodge Durango (valued at $35,000) from the United States MarshalService to support joint law enforcement operations related to Regional Fugitive Task Force for Special Enforcement Unit's Tactical Apprehension Team; and accept $5,000 donation for retrofitting the donated vehicle; and direct Auditor-Controller to include vehicle in fixed asset inventory - All Districts

HEALTH CARE AGENCY

10. Approve amendment to Memorandum of Understanding with Orange County Mental Health Authoritydba CalOptima for Coordination of Mental Health services; and authorize Director or designee to execute amendment - All Districts

JOHN WAYNE AIRPORT

11. Approve Consent to Assignment of lease from Taste Inc. dba Vino Volo to Hojeij Branded Foods, LLC for operation of specialty concession; authorize Director or designee to execute Consent to Assignment; and make California Environmental Quality Act and other findings - District 2

12. Approve agreements MA-280-17011190 with United Pumping Services, Inc., Clean HarborsEnvironmental Services Inc., Environmental Logistics Inc. and Ocean Blue Environmental Services for on-call environmental clean-up services, 9/1/17 - 8/31/20 ($150,000; cumulative total $450,000) with option to renew for two additional one-year terms; authorize County Procurement Officer or authorized Deputy to execute agreements; and make California Environmental Quality Act and other findings - District 2

OC COMMUNITY RESOURCES

13. Receive and file 2017 "County-Wide Community Wildfire Protection Plan Covering Orange County,California"; and make California Environmental Quality Act and other findings - Districts 2, 3, 4 and 5

14. Approve easement deed and agreement to LS-OC Portola, LLC for sewer pipeline purposes forinstallation of new sewer line connection to existing Trabuco Canyon Water District sewer trunk main at southwest corner of Portola Center property; authorize OC Parks Director or designee to execute related documents; and consider application of Final Subsequent Environmental Impact Report - State Clearing House No. 2012061063 and other findings - District 5

15. Approve Phase II Memoranda of Understanding (MOU) between Orange County Development Board and mandated partner agencies; approve MOU with Santa Ana Workforce Development Board and Orange County Sheriff-Coroner Department; approve MOU with Social Services Agency to facilitate services for one-stop centers, 9/1/17 - 8/31/20; and authorize Director or designee to amend MOUs under certain conditions - Districts 1, 2 and 3

16. Approve amendment 2 to communications site license with Los Angeles SMSA Limited Partnership dba Verizon Wireless by AirTouch Cellular for wireless communications facility, Craig Regional Park; and make California Environmental Quality Act and other findings - District 4

17. **Acting as the Orange County Housing Authority -** Authorize Executive Director or designee andChairman of the Board of Commissioners to sign Section 8 Management Assessment Program Certification for monitoring key areas of performance of Section 8 Housing Choice Voucher Program, FY 2016-17 and submit to U.S. Department of Housing and Urban Development - All Districts

OC PUBLIC WORKS

18. Certify completion of public streets, street lighting, sewer and water improvements and

survey monumentation; adopt resolution and authorize release of security, Tract Map 17059, Tri Pointe Homes, Inc. - District 5
RESO: 17-097

19. Certify completion of public streets, street lighting, sewer and water improvements and survey monumentation; adopt resolution and authorize release of security, Tract Map 17060, Tri Pointe Homes, Inc. - District 5
RESO: 17-098

20. **Acting as the Orange County Flood Control District -** Approve agreement MA 080-17012201 with Riverside County Regional Park and Open-Space District for design and construction of secondary access ramp, Prado Basin; authorize Director or designee to execute subsequent amendments under certain conditions; and consider application of Final SEIS/ Environmental Impact Report No. 583 and Addenda and other findings - All Districts

21. **Acting as the Board of Supervisors and Orange County Flood Control District -** Approve Easement Deed and Agreement with HORIBA International Corporation for access to San Diego Creek Channel - District 5

GENERAL ADMINISTRATION

Clerk of the Board:

22. Approve proposed amendments to the Conflict of Interest Code Designated Filer Exhibits for Rancho Santiago Community College District - Districts 1 and 3
35142 **DELETED**
X

23. Approve proposed amendments to the Conflict of Interest Code Designated Filer Exhibits for Probation - All Districts

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

END OF CONSENT CALENDAR

IV. DISCUSSION ITEMS (Items 25-S55H)

ELECTED DEPARTMENT HEADS

25. **District Attorney -** Approve amendment 4 to renew agreements MA-026-14010126 and MA-026-14010837 for American Sign Language interpreting services with Astrid Heather Adair Hagen, 9/1/17 - 8/31/18 ($200,000; cumulative total $1,000,000) and with Global Works, Inc., dba Western Interpreting Network, 9/1/17 - 8/31/18 ($50,000; cumulative total $250,000); and authorize County Procurement Officer or authorized Deputy to execute amendments - All Districts
31452 **APPROVED AS RECOMMENDED**
X

Sheriff-Coroner:

26. Approve amendment 3 to renew agreement MA-060-14011890 with Vector Aerospace USA, Inc. dba Vector Aerospace Helicopter Services USA for overhaul and repair of helicopter components and engines, 9/30/17 - 9/29/18 ($950,000; cumulative total $3,800,000); renewable for one additional year; and authorize County Procurement Officer or authorized Deputy to execute amendment - All Districts

15342 X **APPROVED AS RECOMMENDED**

27. Approve amendment 5 to five-year agreement with City of Stanton for law enforcement services, 9/1/17 - 6/30/18; ($182,059; new total $10,417,166; cumulative total $45,071,152) - District 2

21345 X **APPROVED AS RECOMMENDED**

28. Approve retroactive modification P00009 to inter-governmental service agreement with U.S.Immigration and Customs Enforcement (ICE) to increase supply of HIV/AIDS medications from seven days to 30 day supply for transferring detainees, 8/23/17 - 7/19/20; and authorize Sheriff-Coroner or designee to execute agreement - Districts 1, 3 and 5

15342 X **APPROVED AS RECOMMENDED**

29. Approve agreement MA-060-17011259 with MorphoTrust USA, LLC dba MT USA LLC for live scan equipment, accessories, supplies, software and maintenance, term ending 8/21/20 ($1,663,240); renewable for seven additional one-year terms; authorize County Procurement Officer or authorized Deputy to execute agreement; and authorize Sheriff-Coroner or designee to exercise cost contingency increase not to exceed 10% under certain conditions - All Districts

51342 X **APPROVED AS RECOMMENDED**

HEALTH CARE AGENCY

30. Ratify amendment to Memorandum of Understanding with California Department of State Hospitals and California Mental Health Services Authority and Participating Counties for purchase of State Hospital beds, extending term three additional years, 7/1/16 - 6/30/19 ($17,034,525; cumulative total $28,164,357); and authorize Director or designee to execute amendment - All Districts

51342 X **APPROVED AS RECOMMENDED**

31. Approve master agreement with various providers of short-term residential therapeutic programs, 10/1/17 - 6/30/19 (aggregate total $7,000,000); and authorize Director or designee to exercise cost contingency increase not to exceed 10% under certain conditions and to execute individual agreements - All Districts

B.O. **DELETED**

32. Approve selection of and agreement with Social Model Recovery Systems, Inc. for Co-OccurringResidential Treatment services, 10/1/17 - 6/30/19 ($1,559,500); and authorize

Director or designee to exercise cost contingency increase not to exceed 10% under certain conditions and to execute agreement - All Districts

15342 **APPROVED AS RECOMMENDED**
X

JOHN WAYNE AIRPORT

33. Approve agreement MA-280-17010734 with Transcore LP for hardware and software maintenanceservices, 9/1/17 - 8/31/20 ($127,932) with option to renew for two additional one-year terms; authorize County Procurement Officer or authorized Deputy to execute agreement; and make California Environmental Quality Act and other findings - District 2

25134 **APPROVED AS RECOMMENDED**
X

34. Approve agreement with Ramboll Environ US Corporation for professional and technical air quality,greenhouse gas evaluation services and to develop a climate action plan, 365 day term ($200,000); renewable for two additional years; and make California Environmental Quality Act and other findings - District 2

25134 **APPROVED AS RECOMMENDED**
X

35. Receive bids and award contract to All American Asphalt for Pavement Maintenance and Repair project, one year term ($1,600,000) - District 2

21345 **APPROVED AS RECOMMENDED**
X

OC COMMUNITY RESOURCES

36. Consider first reading of "An Ordinance of the County of Orange, California Amending Sections 4-1-3, 4-1-48, and 4-1-59 of the Codified Ordinances of the County to Amend the Definitions Applicable to Barking Dog Complaints to Include Animal Nuisance and Make Various Other Amendments to the Barking Dog Complaint and Citation Process and Criminal Citation Process Pertaining to Barking Dogs"; and set second reading and adoption for 9/12/17, 9:30 a.m. - All Districts

15342 **APPROVED AS RECOMMENDED**
X

37. Approve agreement MA-012-18010020 with Merchants Landscape Services Inc for landscapemaintenance services at Clark, Craig, Tri-City and Carbon Canyon regional parks and Clark Park Sports Park, 10/8/17 - 10/7/20 ($1,131,619 annually) with option to renew for two additional one-year terms; authorize County Procurement Officer or authorized Deputy to execute agreement; and make California Environmental Quality Act and other findings - District 4

21345 **APPROVED AS RECOMMENDED**
X

38. Approve agreement with Acepex Management Corporation for janitorial services, 10/1/17 - 9/30/20($1,813,812) with option to renew for two additional one-year terms; authorize County Procurement Officer or authorized Deputy to execute agreement and related documents and exercise a cost contingency increase not to exceed 10% under certain conditions - All Districts

51234 **APPROVED AS RECOMMENDED**

X

39. Consider first reading of "An Ordinance of the County of Orange, California Amending Sections 4-1-23 and 4-1-95 of the Codified Ordinances of the County of Orange to Amend the Definitions Applicable to Potentially Aggressive Dogs in the County and Make Various Other Amendments to Facilitate the Implementation of Safety Restrictions on Such Dogs"; and set second reading and adoption for 9/12/17, 9:30 a.m. - All Districts

B.O. **CONTINUED TO 9/12/17, 9:30 A.M.**

40. Adopt resolution ratifying Workforce Innovation and Opportunity Act Subgrant Agreement K8106652,4/1/17 - 6/30/19 ($9,664,452); and authorize Director or designee to execute agreement, related documents and amendments under certain conditions and accept additional projected funding increase ($4,000,000) as well as unilateral modifications to decrease from the State - All Districts

15234 **APPROVED AS RECOMMENDED**

X

RESO: 17-099

OC PUBLIC WORKS

41. Approve amendment 3 to agreement MA-080-14011550 with LA Consulting, Inc. for maintenancesystem enhancement and program management services to incorporate additional tasks ($193,810; new total $1,263,652); authorize County Procurement Officer or authorized Deputy to execute amendment - All Districts

15234 **APPROVED AS RECOMMENDED**

X

OC WASTE & RECYCLING

42. Approve amendment 2 to renew agreement MA-299-14010389 with Civil Environmental Survey Group, Inc. dba CES for operation and maintenance services of leachate groundwater extraction system and various liquid conveyance systems, Central Region Landfills, 10/1/17 - 9/30/18 ($200,000; cumulative total $900,000); and authorize County Procurement Officer or authorized Deputy to execute agreement - Districts 2 and 3

32145 **APPROVED AS RECOMMENDED**

X

SOCIAL SERVICES AGENCY

43. Approve agreement RCD0217 with Access California Services for refugee social services and refugeehealth services, 10/1/17 - 9/30/20 ($714,300; new total $2,142,900); authorize Director or designee to execute agreement and exercise a cost contingency increase not to exceed 10% under certain conditions - District 4

25134 **APPROVED AS RECOMMENDED**

X

GENERAL ADMINISTRATION

County Executive Office:

44. Approve amendment 4 to lease and amended and restated parking license agreement

withWarland Investments Company for office space and public service center for Social Services Agency, West Regional Center, Cypress; authorize Chief Real Estate Officer or designee to execute subsequent lease amendments for non-monetary and/or monetary changes under certain conditions; and delegate Chief Real Estate Officer or designee ability to exercise any option to extend term of lease pursuant to Clause 6 - District 2

21345 X **APPROVED AS RECOMMENDED**

45. Approve recommended positions on introduced or amended legislation and consider otherlegislative subject matters - All Districts

51342 X **APPROVED AS RECOMMENDED**

46. Approve grant applications/awards submitted by OC Community Resources, Sheriff-Coroner and Health Care Agency in 8/22/17 grant report and other actions as recommended; adopt resolutions authorizing OC Community Resources Director or designee to conduct negotiations, execute and submit all related documents and amendments with State Department of Parks and recreation for Outdoor Environmental Education Facilities Grant Program for Aliso and Woods Canyons, Fossil and Watershed interactive experiences, Irvine Regional Park Natural Play Area, O'Neil Regional Park Amphitheatre Redesign and Expansion and Saddleback Gateway Park interpretive trail and amphitheater; and adopt resolution authorizing OC Community Resources Director or designee to accept Emergency Solutions Grant for Santa Ana/Anaheim/Orange County Continuum of Care and execute standard agreement, any subsequent amendments and related documents to the program; and adopt resolution authorizing Sheriff-Coroner or designee to execute and submit to California Office of Emergency Services the FY 2017 Emergency Management Performance Grant Application ($774,162) - All Districts

15234 X **APPROVED AS RECOMMENDED**

RESO: 17-100 - 17-105

47. Ratify retroactive amendment 1 to lease with Dolphin Safari, Inc. for dolphin and whale watching services at Dana Point Harbor; extending for an additional five years, 8/1/17 - 7/31/22; authorize Chief Real Estate Officer or designee to execute subsequent lease amendments that do not increase cost by more than $50,000 per year - District 5

51342 X **APPROVED AS RECOMMENDED**

48. Ratify standard agreement with California Department of Forestry and Fire Protection forwildland fire protection services to State Responsibility Areas, 7/1/17 - 6/30/20 ($24,604,331); adopt resolution approving assignment of standard agreement to Orange County Fire Authority - All Districts

35124 X **APPROVED AS RECOMMENDED**

RESO: 17-106

49. Approve amendment 2 to agreement MA-017-15010253 with Platinum Advisors, LLC forSacramento Legislative Advocacy services, 10/1/17 - 9/30/18 ($276,000; cumulative total $1,104,000); and authorize County Procurement Officer or authorized Deputy to execute amendment - All Districts

B.O. **CONTINUED TO 9/12/17, 9:30 A.M.**

50. Acting as the Board of Directors of South Orange County Public Financing Authority - Approve in concept proposed refunding of South Orange County Public Financing Authority Special Tax Revenue Bonds 2005 Series A; approve selection of and agreements with Fieldman, Rolapp & Associates, Inc. as municipal advisor ($61,000) and with Stradling Yocca Carlson & Rauth as bond and disclosure counsel ($65,000), effective upon execution for two years, renewable for one additional one-year term; and select Stifel Nicolaus & Company as underwriter; and authorize Public Finance Director to execute agreements; Acting as the Legislative Body of Assessment District No. 01-1 Newport Coast Phase IV - Approve in concept proposed refunding of Assessment District No. 01-1 Newport Coast Phase IV Limited Obligation Improvement Bonds, Fixed Rate Series 2003 B; Assessment District No. 01-1 Limited Obligation Improvement Bonds, Group One; Assessment District No. 01-1 Limited Obligation Improvement Bonds, Group Two; and Assessment District No. 01-1 Limited Obligation Improvement Bonds, Group Three; approve selection of and agreements with Fieldman, Rolapp & Associates, Inc. as municipal advisor ($61,000) and with Norton Rose Fulbright US LLP as bond and disclosure counsel ($75,000), effective upon execution for two years, renewable for one additional one-year term; and select Piper Jaffray & Company as underwriter; and authorize Public Finance Director to execute agreements - Districts 2 and 5

B.O. **CONTINUED TO 10/17/17, 9:30 A.M.**

Human Resource Services:

51. Approve Third Amended and Restated Wellwise Choice Health Plan and Second Amended and Restated Sharewell Choice Health Plan documents, effective 1/1/18 - All Districts

12345
X **APPROVED AS RECOMMENDED**

52. Approve Third Amended and Restated Wellwise Retiree and Sharewell Retiree Health Plandocuments, effective 1/1/18 - All Districts

15345
X **APPROVED AS RECOMMENDED**

53. Approve amendment 3 to agreement with California Physician Services, dba Blue Shield ofCalifornia for claims administration, cost management services and Preferred Provider Organization Network for self-insured PPO Health Plans and Management and Attorney Dental Plan, 1/1/18 - 12/31/18; and authorize Chief Human Resources Officer or designee to execute amendment - All Districts

15342
X **APPROVED AS RECOMMENDED**

54. Approve amendment 5 to agreement with OptumRx Administrative Services, LLC foradministration of prescription drug card and mail order program, 1/1/18 - 12/31/18; and authorize Chief Human Resources Officer or designee to execute amendment and make modifications - All Districts

12345
X **APPROVED AS RECOMMENDED**

55. Ratify five-year Internship & Cooperative Education Site agreement 20-298-0617 with California State University, Long Beach to facilitate non-clinical fieldwork/internship placement of undergraduate and graduate students within County departments, 7/1/17 - 6/30/22; and authorize Chief Human Resources Officer or designee to modify agreement under certain conditions - All Districts

51342 X **APPROVED AS RECOMMENDED**

ELECTED DEPARTMENT HEADS

S55A. **Sheriff-Coroner -** Approve FY 2016-17 Federal Equitable Sharing Agreements and Certification Reports for federally forfeited property or proceeds received for Sheriff-Coroner Department, Regional Narcotics Suppression Program and Orange County Pro-Active MethLab Investigative Task Force - All Districts

21345 X **APPROVED AS RECOMMENDED; DIRECTED COUNTY COUNSEL, SHERIFF AND THE DISTRICT ATTORNEY TO REVIEW POLICIES AND ENSURE THERE IS AN ADJUDICATED PROCESS PRIOR TO THE RECEIPT OR DISBURSEMENT OF ASSESTS; AND TO REPORT BACK TO THE BOARD**

GENERAL ADMINISTRATION

Vice Chair Do:

S55B. Assessment Appeals Board No. 5 - Reappoint Scott Weimer, Garden Grove, for term ending9/6/20

B.O. **DELETED**

S55C. Emergency Medical Care Committee - Appoint Arturo Pedroza, Santa Ana, to complete termending 6/30/19

13452 X **APPROVED AS RECOMMENDED**

S55D. **County Executive Office -** Approve proposed response to FY 2016-17 Grand Jury Report "The Myth of the Orange County Jailhouse Informant Program" - All Districts

15342 X **APPROVED AS RECOMMENDED**

SOCIAL SERVICES AGENCY

S55E. Approve agreement CDB0217 and license agreement CEO/LCA/SSA-017-049 with Olive Crest for provision of Sibling Residential Homes Services, Tustin Family Campus, 8/23/17 - 12/31/18 ($2,090,462); and make California Environmental Quality Act and other findings - District 3

31452 X **APPROVED AS RECOMMENDED**

GENERAL ADMINISTRATION

County Executive Office:

S55F. Approve revised time schedule and authorize Chief Real Estate Officer or designee to

approvepayments to Lowe Enterprises Real Estate Group for costs related to processing entitlements for development of County-owned properties located at former Marine Corps Air Station El Toro, effective through completion of Phase I of Disposition and Development agreement; and authorize Auditor-Controller, upon approval from Chief Real Estate Officer to make payments to Lowe Enterprises Real Estate Group from Phase I budget - District 3

35142 X **APPROVED AS RECOMMENDED; DIRECTED COUNTY COUNSEL TO LOOK AT THE INTIATIVE IN THE CITY OF IRVINE AND WHAT, IF ANY, POTENTIAL IMPACTS IT CAN HAVE TO THE 100 ACRES COUNTY OWNS**

S55G. **Vice Chair Do -** Approve agreement with CEAVA Foundation, Inc. for services related to 2018 TetFestival on February 16 - 18, 2018, Mile Square Park; direct County Executive Officer to add Tet Festival to FY 2017-18 County Events Calendar; per Government Code Section 26227, find that the event will serve a public purpose and meet the social needs of the population of the County and staff may solicit donations of funds and services for such events; authorize Director of OC Parks or designee to pursue marketing, sponsorships and fund raising partnership with non-profit organizations and private sector organizations in support of 2018 Tet Festival and execute related agreements; and make related findings

12345 X **APPROVED AS RECOMMENDED**

S55H. **Chairwoman Steel -** Campaign Finance and Ethics Commission - Appoint Josh Ji, Irvine, to theCampaign Finance and Ethics Commission (Term of office to be determined)

21345 X **APPROVED AS RECOMMENDED**

V. PUBLIC HEARINGS (Item 56)

HEALTH CARE AGENCY

56. Public Hearing to consider adopting resolution approving Driving Under the Influence Program Feeupdate, $77 effective upon Board approval and $80 effective 7/1/18; superseding and rescinding Resolution 12-159; authorizing HCA to make an annual fee adjustment effective July 1 of each year, starting in 2019, that increases fee by an amount not to exceed the annual percentage change in the Consumer Price Index; direct HCA to return to the Board if any fee study indicates that actual costs have reduced to level below revenue generated; and making California Environmental Quality Act and other findings - All Districts (Continued from 8/8/17, Item 27)

B.O. **CONTINUED TO 9/12/17, 9:30 A.M.**

VI. CLOSED SESSION (Items CS-1-SCS10)

GENERAL ADMINISTRATION

CS-1. **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 (IHSS), 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**

SCS2. **County Executive Office -** CONFERENCE WITH REAL PROPERTY NEGOTIATOR - Pursuant to Government Code Section 54956.8:
Property Location: Former South Court Justice Center
Approximately 22 acres at the intersection of Alicia Parkway and Crown Valley Parkway, Laguna Niguel, CA
County Negotiator: Scott D. Mayer, Chief Real Estate Officer
Negotiating Party: Lab Holdings, LLC
Under Negotiation: Terms Development and Value of Future Lease

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

County Counsel:

SCS3. 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. **HELD, COUNTY COUNSEL READ: THE BOARD BY A VOTE OF 4 TO 0, SUPERVISORS DO, STEEL, SPITZER AND BARTLETT VOTING IN FAVOR, SUPERVISOR NELSON BEING ABSENT, AUTHORIZED COUNTY COUNSEL TO INITIATE (1) LITIGATION AGAINST THE CITY OF IRVINE AND THE SUCCESSOR AGENCY TO THE CITY'S REDEVELOPMENT AGENCY TO COMPEL THE PAYMENT OF THE AMOUNTS DUE TO THE COUNTY UNDER A 2003 PROPERTY TAX TRANSFER AND PRE-ANNEXATION AGREEMENT, AND (2) FILE A CROSS-PETITION AGAINST THE DIRECTOR OF THE STATE DEPARTMENT OF FINANCE TO COMPEL THE FINANCE DIRECTOR TO REVERSE HIS DECISION DISALLOWING THE IMPLEMENTATION AGREEMENT PAYMENTS.**

SCS4. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant toGovernment Code Section 54956.9(d)(1):
Name of Case: City of San Clemente, etc. v. Foothill/Eastern Transportation Corridor Agency, etc., et al., Orange County Superior Court Case No. 30-2017-00934703-CU-PT-CXC

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

SCS5. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION - SIGNIFICANT EXPOSURE TO LITIGATION - Pursuant to Government Code Section 54956.9(d)(2):
Number of Cases: One Case

B.O. **HELD, COUNTY COUNSEL READ: THE BOARD BY A VOTE OF 4 TO 0, SUPERVISORS DO, STEEL, SPITZER AND BARTLETT VOTING IN FAVOR, SUPERVISOR NELSON BEING ABSENT, APPROVED A PROPOSED SETTLEMENT AGREEMENT WITH THE SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT. THE PROPOSED SETTLEMENT REMAINS SUBJECT TO FINAL APPROVAL OF OTHERS. AS SOON AS THE PROPOSED SETTLEMENT BECOMES FINAL, DETAILS WILL BE MADE AVAILABLE IN THE OFFICE OF COUNTY COUNSEL TO ANY PERSON**

WHO INQUIRES.

SCS6. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant toGovernment Code Section 54956.9(d)(1):
Name of Case: Paul Lane v. County of Orange, Workers' Compensation Appeals Board Case No. ADJ9050005

B.O. **HELD, COUNTY COUNSEL READ: THE BOARD BY A VOTE OF 4 TO 0, SUPERVISORS DO, STEEL, SPITZER AND BARTLETT VOTING IN FAVOR, SUPERVISOR NELSON BEING ABSENT, APPROVED A PROPOSED SETTLEMENT AGREEMENT IN THE CASE OF PAUL LANE V. COUNTY OF ORANGE. THE PROPOSED SETTLEMENT REMAINS SUBJECT TO FINAL APPROVAL OF OTHERS. AS SOON AS THE PROPOSED SETTLEMENT BECOMES FINAL, DETAILS WILL BE MADE AVAILABLE IN THE OFFICE OF COUNTY COUNSEL TO ANY PERSON WHO INQUIRES.**

SCS7. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant toGovernment Code Section 54956.9(d)(1):
Name of Case: Hado Harkins v. County of Orange, Worker's Compensation Appeals Board Case No. ADJ7872886

B.O. **HELD, COUNTY COUNSEL READ: THE BOARD BY A VOTE OF 4 TO 0, SUPERVISORS DO, STEEL, SPITZER AND BARTLETT VOTING IN FAVOR, SUPERVISOR NELSON BEING ABSENT, APPROVED A PROPOSED SETTLEMENT AGREEMENT IN THE CASE OF HADO HARKINS V. COUNTY OF ORANGE. THE PROPOSED SETTLEMENT REMAINS SUBJECT TO FINAL APPROVAL OF OTHERS. AS SOON AS THE PROPOSED SETTLEMENT BECOMES FINAL, DETAILS WILL BE MADE AVAILABLE IN THE OFFICE OF CEO/RISK MANAGEMENT TO ANY PERSON WHO INQUIRES.**

SCS8. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION - Pursuant toGovernment Code Section 54956.9(d)(2):
Number of Cases: Three Cases

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

SCS9. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION - SIGNIFICANT EXPOSURE TO LITIGATION - Pursuant to Government Code Section 54956.9(d)(2):
Number of Cases: Two Cases

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

SCS10. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant toGovernment Code Section 54956.9(d)(1):
Name of Case: Alexa Curtin v. County of Orange; Deputy Caropino, United States District Court Case No. 8:16-CV-591

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

VII. CEO, BOARD COMMENTS & ADJOURNMENT

COUNTY EXECUTIVE OFFICER COMMENTS:
None

BOARD COMMENTS:

Supervisor Bartlett - Oral Re: Requested meeting attendance records for the Public Financing Advisory Committee (PFAC) and attendance record for the August 10 training recently provided to PFAC members

ADJOURNED: 12:56 P.M.

32145 **Adjourned in memory of Ross Johnson**

X

*** 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)

_____

Chair, Orange County Board of Supervisors

_____

Orange County Clerk of the Board