REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

Tuesday, June 5, 2018, 9:00 A.M.

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

ANDREW DO
CHAIRMAN
First District

SHAWN NELSON
VICE CHAIRMAN
Fourth District

MICHELLE STEEL
SUPERVISOR
Second District

TODD SPITZER
SUPERVISOR
Third 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 Spitzer, Third District, gave the invocation

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

I. PRESENTATIONS/INTRODUCTIONS

Chairman Do presented a resolution proclaiming June 15, 2018 As "World Elder Abuse Awareness Day"

Supervisor Steel presented a resolution proclaiming May 26th as "John Wayne Day"

II. CONSENT CALENDAR (Items 1-10)

42351 **APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEM 1 WHICH WAS CONTINUED TO 6/26/18, 9:30 A.M.; AND ITEM 2 WHICH WAS PULLED FOR DISCUSSION AND SEPARATE VOTE**

BOARD APPOINTMENTS

Supervisor Spitzer:

1. North Tustin Advisory Committee - Reappoint Sara Friedman-Gerrick and Lance Jensen, Santa Ana, for terms ending 3/31/21

42351 **CONTINUED TO 6/26/18, 9:30 A.M.**

2. Acting as the Orange County In-Home Supportive Services Public Authority - Orange County In-Home Supportive Services (IHSS) Advisory Committee - Reappoint Shawn R. Stewart, Orange, for term ending 6/4/22

32451 **APPROVED AS RECOMMENDED**

ELECTED DEPARTMENT HEADS

3. **Sheriff-Coroner -** Ratify agreement and related documents with County of San Diego and participatingpublic entities for 2017 Operation Stonegarden Grant, 9/1/17 - 5/31/20; retroactively accept 2017 grant award funds from California Office of Emergency Services ($170,000); and authorize Sheriff-Coroner to execute agreement and related documents - All Districts

HEALTH CARE AGENCY

4. Approve master agreement with various providers of designated emergency services, 7/1/18 - 6/30/23;and authorize Director or designee to execute individual agreements - All Districts (Continued from 5/8/18, Item 5)

OC PUBLIC WORKS

5. **Acting as the Orange County Flood Control District -** Approve and accept Easement Deed from Irvine Community Development Company, LLC to Orange County Flood Control District for realigned access road to Round Canyon Retarding Basin, Irvine; adopt resolution vacating ingress and egress easements that are no longer necessary and making related findings; authorize Director or designee to execute related Quitclaim Deed; and make California Environmental Quality Act and other findings - District 3
RESO: 18-049

SOCIAL SERVICES AGENCY

6. Approve Memorandum of Understanding MJC0417 with Children and Families Commission of Orange County for funding of Medical Director position to serve as an advisor and expert in child abuse and neglect, 7/1/18 - 6/30/20 ($100,000) - All Districts

7. Approve renewal of agreement 08-6060 with California Department of Social Services for reimbursement of interim assistance payments of supplemental security income for the aged, blind, and disabled, 7/1/18 - 6/30/23 - All Districts

8. Approve agreement AJP0318 with The Regents of the University of California for elder and dependentadult abuse consultation services, 7/1/18 - 6/30/21 ($571,126) - District 3

GENERAL ADMINISTRATION

9. **Clerk of the Board -** Approve proposed amendments to the Conflict of Interest Code Designated FilerExhibits for Orange County Sanitation District - All Districts

10. **County Executive Office -** Receive and file Quarterly Information Technology Project Progress DetailReport for Third Quarter FY 2017-18 - All Districts

END OF CONSENT CALENDAR

III. DISCUSSION ITEMS (Items 11-S29C)

ELECTED DEPARTMENT HEADS

11. **Assessor Department -** Approve sole source contract MA-002-18011852 with Brainsharp, Inc. fortraining services to transition from contractor to County staff for maintenance and support for Assessment Tax System (ATS), 7/1/18 - 6/30/19 ($826,800); and authorize Assessor or designee to execute contract - All Districts

53241 **APPROVED AS RECOMMENDED**

12. **Clerk-Recorder -** Approve contract CT-059-18010655 with BMI Imaging Systems, Inc. for microfilmconversion of 1961 through 1981 official records into Digital Reel format, effective upon Board approval for one-year term ($322,326.58); and authorize County Procurement Officer or authorized Deputy to execute contract - All Districts

52341 **APPROVED AS RECOMMENDED**

Treasurer-Tax Collector:

13. Approve amendment 6 to extend agreement MA-074-13010137 with Wells Fargo MerchantServices, L.L.C. and Wells Fargo Bank N.A. for electronic payment acceptance and processing services for non-convenience fee credit and debit cards and eCheck transactions, 8/14/18 - 8/13/19 ($2,300,000; cumulative total $11.1 million); approve amendment 7 to extend agreement MA-074-13010138 with Wells Fargo Bank, N.A. for internet payment gateway services, 8/14/18 - 8/13/19 ($10,000; cumulative total $80,000); and authorize County Procurement Officer or authorized Deputy to execute amendments - All Districts

52341 N **APPROVED AS RECOMMENDED**

14. Approve amendment 6 to renew agreement MA-074-12012200 with Official PaymentsCorporation for electronic payment processing services for property tax bills and other invoices, 8/1/18 - 4/30/19 ($100,000; cumulative total $720,000); and authorize County Procurement Officer or authorized Deputy to execute amendment - All Districts

24351 **APPROVED AS RECOMMENDED**

15. Approve amendment 1 to extend agreement with Dunbar Armored, Inc. for armored car services, 8/1/18 - 7/31/20 ($420,000; cumulative total $1,100,000); and authorize County Procurement Officer or authorized Deputy to execute amendment - All Districts

54231 **APPROVED AS RECOMMENDED**

HEALTH CARE AGENCY

16. Approve master agreement with various providers for wraparound behavioral health outpatient services, 7/1/18 - 6/30/21 ($5,500,000); and authorize Director or designee to exercise cost contingency increase not to exceed 10% under certain conditions and execute individual agreements - All Districts

54231 **APPROVED AS RECOMMENDED**

17. Approve selection of and agreement with Orange County Department of Education for school-basedviolence prevention education services, 7/1/18 - 6/30/21 ($4,059,816); authorize Director or designee to exercise cost contingency increase not to exceed 10% under certain conditions and to execute agreement - All Districts (Continued from 5/8/18, Item 29; 5/22/18, Item 33)

35241 **APPROVED AS RECOMMENDED**

18. Approve selection of and agreement with Orange County Association for Mental Health dba MentalHealth Association of Orange County for Multi-Service Center services for homeless mentally ill adults, 7/1/18 - 6/30/21 ($6,625,059); authorize Director or designee to exercise cost contingency increase not to exceed 10% under certain conditions and to execute agreement - District 1 (Continued from 5/22/18, Item 28)

12345 **APPROVED AS RECOMMENDED**
X

OC PUBLIC WORKS

19. Approve contract MA-080-18011702 with Golden State Constructors for Portland Cement Concretemaintenance and repair services, three-year term commencing 6/17/18 ($1,200,000); 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 - All Districts

25341 **APPROVED AS RECOMMENDED**
X

PUBLIC PROTECTION

20. **Public Defender -** Approve amendment 1 to contract MA-017-16010292 with Journal Technologies, Inc. for Legal Case Management Software System, 3/22/16 - 7/21/21 ($100,000; new total $2,150,000); authorize Public Defender or designee to exercise cost contingency increase not to exceed 10% under certain conditions; and authorize County Procurement Officer or authorized Deputy to execute amendment - All Districts

31245 **APPROVED AS RECOMMENDED**
X

SOCIAL SERVICES AGENCY

21. Approve agreements WCB0318 with New Alternatives, Inc., WCB0418 with Olive Crest, WCB0518 with Seneca Family of Agencies and WCB0618 with South Coast Children's Society, Inc., dba South Coast Community Services, for Wraparound Orange County direct services, 7/1/18 - 6/30/21 ($9,750,000 each); renewable for two additional one-year terms; approve agreement WCB0218 with Family Support Network for Wraparound Orange County direct services, 7/1/18 - 6/30/21 ($525,000); renewable for two additional one-year terms;

approve master agreement WCE0718-00 with qualified providers for Wraparound Orange County Provider Network Program services, 7/1/18 - 6/30/21 ($1,200,000); renewable for two additional one-year terms; and authorize Director or designee to execute individual agreements - All Districts

34251 **APPROVED AS RECOMMENDED**

22. Approve agreement AMR0618 with Public Consulting Group, Inc. for Social Security Administrationclient advocacy services, 7/1/18 - 6/30/21 ($750,000); approve license agreement CEO-RFLS/SSA-018-059 with Public Consulting Group, Inc. for client advocacy services at 1928 South Grand, Santa Ana, 7/1/18 - 6/30/21; approve amendment 1 to extend license agreement GA1213-218-I with Public Consulting Group, Inc. for client advocacy services at 2020 West Walnut, Santa Ana, 7/1/18 - 6/30/21; authorize Chief Real Estate Officer or designee to execute subsequent license amendments under certain conditions; and make California Environmental Quality Act and other findings - District 1

13245 **APPROVED AS RECOMMENDED**
X

GENERAL ADMINISTRATION

County Executive Office:

23. Approve amendment 15 to contract MA-017-16010665 with Level 3 Communications, LLC for wide area network services to extend term for one year, 6/14/18 - 6/13/19 ($2,039,664; cumulative total $6,833,291.71); authorize County Procurement Officer or authorized Deputy to exercise cost contingency increase not to exceed 10% under certain conditions and execute amendment - All Districts

35241 **APPROVED AS RECOMMENDED**
X

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

23451 **APPROVED AS RECOMMENDED**
X

25. Approve amendment 12 to master services agreement MA-017-13011864 with ScienceApplications International Corporation for data center operations, service desk, desktop support and applications services, extending term 2/2/19 - 2/2/20, and to incorporate administrative changes to Scopes of Work ($13,412,580; cumulative total $126,118,625); and authorize Chief Information Officer or designee to execute amendment - All Districts

25341 **APPROVED AS RECOMMENDED**
X

26. Approve selection of Wells Fargo Bank, National Association to provide financing for County's Teeter Plan; adopt resolution authorizing issuance of additional County of Orange Teeter Plan Obligations, and authorizing the execution and delivery of amendments and restated Fifth Supplemental Trust Agreement, Note Purchase and Reimbursement Agreement, second amended and restated Fee and Interest Rate Agreement and other documents as necessary; and making related findings - All Districts

52341 **APPROVED AS RECOMMENDED**

NX

RESO: 18-050

27. Approve grant applications/awards submitted by OC Community Resources and Health CareAgency in 6/5/18 grant report and other actions as recommended; adopt resolution authorizing HCA Director or designee to submit and execute applications, related documents and amendments to State Department of Resources Recycling and Recovery (CalRecycle) for Used Oil Payment Program OPP9 Cycle - All Districts

25341 **APPROVED AS RECOMMENDED**

X

RESO: 18-051

28. Approve 2018 Contract Policy Manual, effective 7/1/18 - All Districts

B.O. **CONTINUED TO 6/26/18, 9:30 A.M.**

29. Adopt resolution to certify Final Environmental Impact Report No. 621, adopt Statement of Facts, Findings and Statement of Overriding Considerations, adopt Mitigation Monitoring and Reporting Program, and approve the West Alton Parcel Development Plan; and authorize Chief Real Estate Officer or designee to take related actions and give necessary approvals to implement the West Alton Parcel Development Plan, and execute documents necessary for development of the West Alton Parcel consistent with the Development Plan - District 3

21345 **APPROVED AS RECOMMENDED**

NX

RESO: 18-052

JOHN WAYNE AIRPORT

S29A. Approve Commuter Airline Operating License with Delux Public Charter, LLC dba JetSuiteX Air forregularly scheduled air service from fixed base operator ACI Jet, effective 7/1/18; and consider application of prior Final Environmental Impact Report No. 617 and other findings - District 2

25341 **APPROVED AS RECOMMENDED**

GENERAL ADMINISTRATION

S29B. **Chairman Do -** Countywide Oversight Board - Appoint Chris Gaarder, Fullerton and Steve Franks, Brea, for indefinite terms

12345 **APPROVED AS RECOMMENDED**

X

S29C. **Chairman Do and Supervisor Steel -** Adopt resolution opposing establishment of Orange CountyNeedle Exchange Program and health and safety risks that it poses to County of Orange; and direct Clerk of the Board to submit resolution to California Department of Public Health

12345 **APPROVED AS RECOMMENDED**

X

RESO: 18-053

IV. PUBLIC HEARINGS (None)

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

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 Counsel -** CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1):
Name of Case: Orange County Catholic Worker, et al. v. County of Orange, et al., United States District Court Case No. 8:18-cv-00155-DOC-JDE. David Ramirez, et al. v. County of Orange, United States District Court Case No. 8:18-cv-0220-DOC-JDE

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

SCS3. **Human Resource Services -** PUBLIC EMPLOYEE PERFORMANCE EVALUATION - Pursuant to Government Code Section 54957(b):
Title: Clerk of the Board

B.O. **DELETED**

SCS4. **County Executive Office -** CONFERENCE WITH REAL PROPERTY NEGOTIATOR - Pursuant to Government Code Section 54956.8:
Property Location: 265 S. Anita Drive, Orange CA
County Negotiator: Scott D. Mayer, Chief Real Estate Officer
Negotiating Party: Mind OC
Under Negotiation: Terms and Value of Future Lease

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

County Counsel:

SCS5. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1):
Name of Case: Department of Fair Employment and Housing (DFEH), et al. v. Orange County Sheriff's Department, Orange County Superior Court Case No. 30-2017-00909186-CU-CR-CJC

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

SCS6. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1):
Name of Case: Patrick Fergus v. County of Orange, Workers' Compensation Appeals Board Case No. ADJ10573326

B.O. **COUNTY COUNSEL READ: THE BOARD ON A VOTE OF 4-0, WITH CHAIRMAN DO, SUPERVISOR STEEL, SUPERVISOR SPITZER, AND SUPERVISOR BARTLETT VOTING IN FAVOR, AND SUPERVISOR NELSON**

ABSENT, APPROVED A PROPOSED SETTLEMENT AGREEMENT IN THE MATTER OF PATRICK FERGUS V. COUNTY OF ORANGE, WORKERS' COMPENSATION APPEALS BOARD, CASE ADJ10573326. THE PROPOSED SETTLEMENT REMAINS SUBJECT TO FINAL APPROVAL OF OTHERS. AS SOON AS THE PROPOSED SETTLEMENT BECOMES FINAL, COPIES OF THE FINALIZED SETTLEMENT AGREEMENT WILL BE MADE AVAILABLE THROUGH THE OFFICE OF CEO/RISK MANAGEMENT TO ANY PERSON WHO INQUIRES.

VI. PUBLIC, CEO, BOARD COMMENTS & ADJOURNMENT

PUBLIC COMMENTS:

Brigitte - Oral re: Investigation of jail informants, Public Defender, hiring of a policy advisor for a County commission, senior estates looted, committing fraud in court and statute of limitations

COUNTY EXECUTIVE OFFICER COMMENTS:
None

BOARD COMMENTS:
Supervisor Bartlett - Oral re: Thanked Laguna Beach Fire Department, Laguna Beach Police Department, Orange County Fire Authority and Orange County Sheriff's Department for their response during the Aliso fires

ADJOURNED: 1:01 P.M.

*** KEY ***

Left Margin Notes

1. = Supervisor Do
2. = Supervisor Steel
3. = Supervisor Spitzer
4. = Supervisor Nelson
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)

_____
Chair, Orange County Board of Supervisors

_____
Orange County Clerk of the Board