A G E N D A

REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

Tuesday, September 24, 2019
9:00 A.M. Presentations
9:30 A.M. Regular Business

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

COUNTY EXECUTIVE OFFICER
Frank Kim

COUNTY COUNSEL
Leon J. Page

CLERK OF THE BOARD
Robin Stieler

This agenda contains a brief description of each item to be considered. Except as provided by law, no action shall be taken on any item not appearing in the agenda. To speak on an item, complete a Speaker Request Form(s) identifying the item(s) and deposit the completed form(s) in the box to the left of the podium. To speak on a matter not appearing in the agenda, but under the jurisdiction of the Board of Supervisors, you may do so during Public Comments at the end of the meeting. Speaker request forms must be deposited prior to the beginning of the consent calendar, the reading of the individual agenda items, the opening of the public hearing and/or the beginning of Public Comments. When addressing the Board, it is requested that you state your name and city of residence for the record. Members of the public desiring to speak should address the Board as a whole through the Chair. Speakers may address the Board on up to three occasions, with three minutes allotted to the speaker per occasion. PowerPoint and video presentations must be requested in advance of the meeting through the Clerk.

Supporting documentation is available for review in the Clerk of the Board of Supervisors office in the Hall of Administration, 333 W. Santa Ana Blvd., Room 465, Santa Ana, 92701 8:00 am - 5:00 pm, Monday-Friday.
The Agenda is available online at: http://ocgov.com/gov/bos/agenda
Meetings are broadcast live at http://bos.ocgov.com/video/video.html

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In compliance with the Americans with Disabilities Act, those requiring accommodations for this meeting should notify the Clerk of the Board's Office 72 hours prior to the meeting at (714) 834-2206

INVOCATION: Supervisor Chaffee, Fourth District

PLEDGE OF ALLEGIANCE: Supervisor Wagner, Third District

I. PRESENTATIONS/INTRODUCTIONS (9:00 A.M.)

Chairwoman Bartlett will be presenting a resolution proclaiming September 2019 as "Prostate Cancer Awareness Month"
Southern California Edison will be doing a presentation on 2019 Wildfire Mitigation Plan

(Regular Business of the Board of Supervisors will commence at 9:30 A.M. or after)

II. CONSENT CALENDAR (Items 1-16)

All matters are approved by one motion unless pulled by a Board Member for discussion or separate action. At this time, any member of the public may ask the Board to be heard on any item on the Consent Calendar.

BOARD APPOINTMENTS

1. **Supervisor Chaffee -** Orange County Mental Health Board - Appoint Duan K. Tran, Fullerton, for term ending 4/4/21

2. **Supervisor Do -** Development Processing Review Committee - Appoint John R. O'Neill, Garden Grove, for term concurrent with 1st District Supervisor's term of office

ELECTED DEPARTMENT HEADS

Auditor-Controller:

3. Receive and file Semi-Annual Fund/Budget Control Report for FY 2018-19 - All Districts

4. Receive and file Annual Reports of Cash Difference Funds, Cash Losses and Overage Funds for FY 2018-19 - All Districts

5. Authorize Auditor-Controller to delete damaged, destroyed, dismantled, missing, obsolete, stolen and surplused equipment from OC Community Resources, Probation, Health Care Agency and Registrar of Voters capital asset inventories - All Districts

6. Receive and file Annual Report of Revolving Funds for FY 2018-19 - All Districts

7. Receive and file Report of Refunds for FY 2018-19 - All Districts

8. **Sheriff-Coroner -** Approve contract CT-060-19010953 with Evans Gun World Waterfowler Gear, Inc. for use of shooting range facilities, term ending 9/30/20 ($45,000); and authorize County Procurement Officer or authorized Deputy to execute contract - District 3

HEALTH CARE AGENCY

9. Approve amendment 5 to contract with Orange County Health Authority dba CalOptima for coordination and provision of health care services; and authorize Director or designee to execute amendment - All Districts

10. Approve selection of and agreement with The Teen Project, Inc. for adult residential drug Medi-Cal substance use disorder treatment services, 10/1/19 - 6/30/22; and authorize Director or designee to execute agreement - District 3

OC COMMUNITY RESOURCES

11. Approve biennial modifications to Orange Regional and Unified Local Plans for PY 2017-21 for continued eligibility for Local Workforce Innovation and Opportunity Act funding; authorize Chair of Orange County Development Board to submit the Orange Regional Plan and Unified Local Plan modifications to California Workforce Development Board and State of California Employment Development Department and authorize Orange County Community Services staff to make necessary revisions under certain conditions - All Districts

12. Approve General Development Plan and Resource Management Plan for Peters Canyon Regional Park for improvements to and management of park resources and operations; and consider adoption of Final Mitigated Negative Declaration No. IP 16-198 and other findings - District 3

13. Approve amendment 4 to contract MA-012-16010499 with US eDirect Inc. for reservation and point of sale system services, 11/1/19 - 10/31/20 ($146,000; cumulative total $720,000); and authorize County Procurement Officer or authorized Deputy to execute amendment - All Districts

GENERAL ADMINISTRATION

14. **Clerk of the Board -** Approve 2020 Board of Supervisors regular meeting schedule - All Districts

15. **County Executive Office -** Receive and file Quarterly Information Technology Projects Progress Report for Fourth Quarter FY 2018-19 - All Districts

16. **Internal Audit -** Receive and file Executive Summary of Internal Audit Reports for April - June 2019; and receive and file Annual Report on Independence - All Districts

END OF CONSENT CALENDAR

III. DISCUSSION ITEMS (Items 17-38)

At this time, members of the public may ask the Board to be heard on the following items as those items are called.

ELECTED DEPARTMENT HEADS

17. **Sheriff-Coroner -** Approve amendment 1 to contract MA-060-17011987 with Intoximeters Inc. for Alcosensor Instruments parts and accessories, 10/17/19 - 10/16/20 ($104,991; cumulative total $314,973); renewable for two additional one-year terms; and authorize County Procurement Officer or authorized Deputy to execute amendment - All Districts

HEALTH CARE AGENCY

18. Continued to 11/5/19, 9:30 a.m.
Approve selection of and agreement with Western Youth Services for Behavioral Health Training services, 10/1/19 - 6/30/22 ($1,425,000); authorize Director or designee to exercise cost contingency increase not to exceed 10% under certain conditions and execute agreement - All Districts (Continued from 8/27/19, Item 18)

19. Approve retroactive agreement with Orbit Health dba Orbit Health Telepsychiatry for psychiatry and telepsychiatry services for Correctional Health Services programs, 8/26/19 - 6/30/20 ($2,500,000); and authorize Director or designee to execute agreement - All Districts

20. Approve contract MA-042-19010990 with Conduent Healthy Communities Corporation for Customized Web-Based Information System, 11/1/19 - 10/31/22 ($300,000); authorize County Procurement Officer or authorized Deputy to execute contract; approve master agreement for sponsorship of Conduent Healthy Communities Corporation platform; and authorize Director or designee to accept funding and execute individual sponsorship agreements - All Districts (Continued from 8/27/19, Item 19; 9/10/19, Item 17)

JOHN WAYNE AIRPORT

21. Receive bids and award contract to GB Construction, Inc. dba Golden Bear Construction Co. for Terminal Utilities and Seat Power Improvements Project, 168-day term ($8,999,185) - District 2

OC COMMUNITY RESOURCES

22. Approve amendment 3 to contract MA-012-17010285 with Brightview Landscape Services Inc. for landscape maintenance services at Haster Basin Recreation Park and Irvine, Laguna Niguel, Mason, Mile Square and Yorba Regional Parks, 11/1/19 - 10/31/20 ($190,000; new total $2,090,000; cumulative total $7,790,000); and authorize County Procurement Officer or authorized Deputy to execute amendment - Districts 1, 3 and 5

23. **Acting as the Board of Supervisors and Orange County Housing Authority -** Acting as Housing Successor Agency - Approve additional utilization of five Project-Based Housing Choice Vouchers for Westminster Crossing and authorize execution of related documents, instruments and agreements; authorize Director or designee to subordinate previously approved $850,000 permanent loan to a future First Deed of Trust Tranche A conventional loan of $5,038,338 and Second Deed of Trust Tranche B permanent loan of $3,043,103 and to

subordinate additional senior debt and other sources of affordable housing financing and execute subordination agreements, standard set of loan documents and restrictive covenants, and such additional agreements, contracts, instructions and instruments necessary or appropriate for permanent loan financing and commitment of U.S. Department of Housing and Urban Development Project-Based Housing Choice Vouchers under certain conditions - District 1

24. Acting as the Board of Supervisors - Approve sale and transfer of Sterling Court (also known as California Villas) from 935 S. Gilbert Street Partners, L.P. to Post Sterling Court, L.P., subordination of existing Loan Agreement to new senior mortgage (up to $4,011,000) and assignment of Regulatory Agreement to new First Deed of Trust; approve transfer in partnership interest in Solara Court Senior Apartments limited partnership, West Lincoln Housing Partners Limited Partnership, from SAH West Lincoln Limited, Inc., Co-General Partner, and SAH West Lincoln Investor, LLC, Limited Partner, to West Community Housing, Inc., current Managing General Partner, and WCH Affordable XLIX, LLC, new Limited Partner, and re-subordination of County's Regulatory Agreement to new short-term senior mortgage (up to $12,562,000) and future permanent loan senior mortgage (up to $14,064,708) and California Department of Housing and Community Development Regulatory Agreement; authorize Director or designee to subordinate to additional senior debt up to 100% and execute additional agreements, contracts, instructions and instruments under certain conditions; Acting as Orange County Housing Authority - Approve substitution of Post FCL MM, II, LLC, as new Co-General Partner, in place of Post FCL MM, LLC for Fullerton City Lights - District 4

OC PUBLIC WORKS

25. Receive bids and award contract MA-080-20010184 to P.H. Hagopian Contractor, Inc. for Juvenile Hall Multipurpose Rehabilitation Center Project, ($17,839,000); authorize Director or designee to execute contract under certain conditions; and authorize return of bid guarantee to all bidders upon execution of contract - District 3

26. Receive bids and award contract MA-012-20010162 to K.C. Restoration Co., Inc. for Old County Courthouse Phase III Maintenance Project ($1,255,193); authorize Director or designee to execute contract under certain conditions; authorize the return of bid guarantee to all bidders upon execution of contract; and make California Environmental Quality Act and other findings - District 1

27. Approve amendment 3 to contract MA-080-17010551 with Omni Enterprise, Inc. for janitorial services, 10/24/19 - 2/28/21 ($47,900; new total $1,093,810); and authorize County Procurement Officer or authorized Deputy to execute amendment - All Districts

28. Approve contract MA-080-20010291 with Bear Electrical Solutions, Inc. for traffic signal maintenance services, 10/1/19 - 9/30/22 ($975,000); 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

29. **Acting as the Board of Supervisors and Orange County Flood Control District -** Approve cooperative agreement MA-080-20010125 with Orange County Conservation Corp, 10/28/19 - 10/27/24 ($500,000 per year; cumulative total $2,500,000); and make California Environmental Quality Act and other findings - All Districts

PUBLIC PROTECTION

30. **Probation -** Approve amendment 3 to renew contract MA-057-18011268 with Redwood Toxicology Laboratory, Inc. for Drug and Alcohol Screening Products and Services, 10/1/19 - 9/30/20 ($1,500,000; cumulative total $3,000,000); and authorize Chief Probation Officer or designee to execute amendment and exercise cost contingency increase not to exceed 10 % under certain conditions - All Districts

GENERAL ADMINISTRATION

31. Revised Title to read:
County Counsel - Select Aleshire & Wynder LLP as primary ($50,000 annually) and Gatzke Dillon & Balance LLP as secondary ($20,000 annually) law firms for legal services to Health Care Agency when acting as Local Enforcement Agency in cases where County Counsel declares a conflict, 10/1/19 - 6/30/22; renewable for two additional one-year terms; and authorize County Counsel or designee to execute agreements - All Districts (*2/3 vote of membership*)
County Counsel - Select Aleshire & Wynder LLP as primary ($50,000 annually) and Gatzke Dillon & Ballance LLP as secondary ($20,000 annually) law firms for legal services to Health Care Agency when acting as Local Enforcement Agency in cases where County Counsel declares a conflict, 10/1/19 - 6/30/22; renewable for two additional one-year terms; and authorize County Counsel or designee to execute agreements - All Districts

County Executive Office:

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

33. Approve amendment 1 to contract MA-017-19011114 with Deloitte Consulting LLP for salesforce services to OC Public Works Land Management System support, 1/1/20 - 6/30/20 ($255,000; cumulative total $580,000); and authorize County Procurement Officer or authorized Deputy to execute amendment - All Districts

34. Revised Title to read:
County Executive Office - Approve grant applications/awards submitted *by Health Care Agency, OC Community Resources and Sheriff-Coroner* in 9/24/19 grant report and other actions as recommended - All Districts
Approve grant applications/awards submitted in 9/24/19 grant report and other actions as recommended - All Districts

35. Approve lease agreement with Headway Properties, LLC for office space for Health Care Agency at 2801 Bristol Street, Costa Mesa, 5/1/20 - 4/30/35, with three five-year option terms; authorize Chief Real Estate Officer or designee to execute subsequent lease amendments and option terms for non-monetary and/or monetary changes under certain conditions; and make California Environmental Quality Act and other findings - District 2

36. Revised Title to read;
County Executive Office - Adopt resolution establishing County Business Travel and Meeting Policy, superseding Resolution 16-010, *effective 11/1/19* - All Districts
Adopt resolution establishing County Business Travel and Meeting Policy, superseding Resolution 16-010 - All Districts

37. Approve cooperative agreement with City of Santa Ana and adopt resolution approving property tax exchange for annexation of 17th and Tustin unincorporated island within sphere of influence of City of Santa Ana; and upon final annexation approval transfer of one-time compensation ($711,814) - District 1

38. Approve FY 2018-19 Fourth Quarter Budget Report and related budget adjustments; approve additions to FY 2019-20 County Event Calendar and make related findings; receive and file 2018 Charitable Organization Summary Report; approve updated title descriptions, classifications and pay grades for specified Animal Care Attendant and Fee Station Attendant positions, effective 9/27/19; approve new classification specifications and adjust recruiting step for Eligibility Technician positions, effective 9/27/19; approve new classification specifications for Employment and Eligibility Specialist positions, effective 9/2/7/19 - All Districts (R.A. 1, 2, 3 and 4 require 4/5 vote of the members present)

S38A. **Supervisor Wagner** - Public Financing Advisory Committee - Appoint Carlos Carney, Irvine, to complete term ending 5/1/20

S38B. **Supervisor Wagner** - Orange County Audit Oversight Committee - Reappoint Mark Wille, Costa Mesa to complete term ending 12/31/22

S38C. **County Counsel** - Provide direction on whether to waive attorney client privilege concerning the Orange County Housing Finance Trust tax structuring options - All Districts

S38D. **DELETED--Supervisor Wagner** - North Tustin Advisory Committee – Appoint Rachel Lurya, Tustin, to complete term ending 3/31/21

S38E. **Sheriff-Coroner** - Approve contract MA-060-20010043 with TriTech Software Systems for Inform Computer-Aided Dispatch and Inform Mobile software and support, two-year term ($1,753,259); renewable for three additional one-year terms; and authorize County Procurement Officer or authorized Deputy to execute contract - All Districts

S38F. **Health Care Agency** - Approve Special Needs Housing Program funding for Mental Health Service Act units with Villa St. Joseph, Orange (18 units), The Groves Senior Apartments, San Juan Capistrano (10 units), Mountain View, Lake Forest (12 units), Casa Paloma, Midway City (24 units) and WISEPlace PSH, Santa Ana (8 units); and authorize Director or designee to execute Local Government Certification and Regulated Unit Occupancy Restrictions forms - Districts 1, 3 and 5

S38G. **Health Care Agency** - Ratify submission of application for Orange County share of one-time Housing Funds for Whole Person Care Pilot ($3,413,987); adopt resolution authorizing County's participation in Housing Funds for Whole Person Care Pilot program in FY 2019-20; and authorizing County Executive Officer or designee to execute grant application, related documents and amendments - District 3

S38H. **Supervisor Do** - Adopt resolution requesting Governor Newsom veto Senate Bill 136-Sentencing

IV. PUBLIC HEARINGS (Item 39)

OC PUBLIC WORKS

39. Public Hearing to consider first reading and adoption of "An Ordinance of the County of Orange, California, Amending Sections 7-9-23, 7-9-24, 7-9-25, 7-9-27, 7-9-33, 7-9-35, 7-9-39, 7-9-40, Section 7-9-55.2, 7-9-59.2, 7-9-65.2, 7-9-66.2, 7-9-67-2, 7-9-68.2, 7-9-74.2, 7-9-75.2, 7-9-76.2, 7-9-77.2, 7-9-77.4, 7-9-78.2, 7-9-78.3, 7-9-78.4, 7-9-79.2, 7-9-79.4, 7-9-80.2, 7-9-84.2, 7-9-84.3, 7-9-85.3, 7-9-87.2, 7-9-87.3, 7-9-88.3, 7-9-89.2, 7-9-90.2, 7-9-141 through 7-9-141.6, 7-9-154.6, 7-9-148.5 and 7-9-153 of the Codified Ordinances of the County of Orange Regarding Community Care Facility and Group Home Regulations"; and make California Environmental Quality Act and other findings - All Districts

V. CLOSED SESSION (Item CS-1)

The Board will break for lunch at approximately 12:00 PM and may consider closed session matters during that break. The Board will then resume to handle any remaining business if necessary.

GENERAL ADMINISTRATION

CS-1. **County Executive Office -** CONFERENCE WITH LABOR NEGOTIATOR - Pursuant to Government Code Section 54957.6:
Agency Negotiator: Tom Hatch
Employee Organizations: Orange County Employees Association (OCEA), Orange County Managers Association (OCMA), Association of County Law Enforcement Management (ACLEM), American Federation of State, County and Municipal Employees (AFSCME), Teamsters Local 952 (Teamsters), Orange County Attorneys Association (OCAA), Association of Orange County Deputy Sheriffs (AOCDS), International Union of Operating Engineers (IUOE), and other non-represented employees
RE: Terms and conditions of employment

SCS2. **County Counsel** - CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1):
Name of Case: Kirby Roucher v. County of Orange WCAB Case No.: ADJ11076671; ADJ10654544; ADJ9574023; ADJ7926618

SCS3. **County Counsel** - CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION - INITIATION OF LITIGATION - Pursuant to Government Code Section 54956.9(d)(4): Name of Cases: One Case

VI. PUBLIC, CEO, BOARD COMMENTS & ADJOURNMENT

PUBLIC COMMENTS:

At this time, members of the public may address the Board of Supervisors regarding any off-agenda items within the subject matter jurisdiction of the Board of Supervisors provided that NO action may be taken

on off-agenda items unless authorized by law. Comments shall be limited to three minutes per person, unless different time limits are set by the Chair subject to the approval of the Board.

COUNTY EXECUTIVE OFFICER COMMENTS:

BOARD COMMENTS:

At this time, members of the Board of Supervisors may comment on agenda or non-agenda matters and ask questions of or give directions to staff; provided that NO action may be taken on off-agenda items unless authorized by law.

ADJOURNED:

NEXT MEETINGS:

October 1, 2019	**No Scheduled Meeting**
October 8, 2019	**Regular Meeting**
October 15, 2019	**No Scheduled Meeting**