

ORANGE COUNTY BOARD OF SUPERVISORS

Agenda Revisions and Supplementals

Note: This supplemental agenda is updated daily showing items that have been added, continued, deleted or modified.

No new supplemental items will be added to the agenda following close of business on Friday.

September 29, 2020

DISCUSSION

25. Revised Title to read:
County Executive Office - Approve grant applications/awards submitted by Registrar of Voters, Sheriff-Coroner, District Attorney, OC Community Resources and Social Services Agency and retroactive grant applications/awards submitted by OC Public Works in 9/29/20 grant report and other actions as recommended; adopt resolution approving State of California Standard Agreement 20G26130 for Federal HAVA funds for COVID-19 related election activities and authorizing Registrar of Voters or designee to execute standard agreement, amendments, related documents and make non-monetary and non-material changes under certain conditions; adopt resolutions authorizing Sheriff-Coroner or designee to execute Agreement for Transfer or Purchase of Equipment/Services or for Reimbursement of Training Costs for FY2018 and FY2019 Urban Area Security Initiative and making related assurances; adopt resolution authorizing Sheriff-Coroner or designee to execute and submit application and grant assurance to California Office of Emergency Services for FY 2019 Homeland Security Grant Program (\$3,389,080); and take related actions under certain conditions; adopt resolutions authorizing District Attorney or designee to execute grant award agreements and amendments with California Department of Insurance for Disability and Healthcare Insurance Fraud Program (\$1,109,824) and Automobile Insurance Fraud Program (\$1,037,577), 7/1/20 - 6/30/21; and making California Environmental Quality Act and other findings; and adopt resolution authorizing OC Parks Director or designee to conduct negotiations, execute and submit related documents with California Natural Resources Agency for Clark Interpretive Center Educational Kits; and making California Environmental Quality Act and other findings - All Districts
29. Revised Title to read:
Vice Chairman Do and Clerk-Recorder - Authorize Clerk-Recorder to expend ~~County general~~ Clerk-Recorder (Budget Control 059) funds to establish program for expedited removal of illegally discriminatory provisions including racially and ethnically restrictive covenants from County-recorded property documents at no charge and notify property owners of program; authorize Clerk-Recorder to notify District Attorney and cooperate in criminal investigations involving persons filing property documents with illegally discriminatory language; and direct County Executive Officer to return to the Board with analysis of planned legislation to be introduced by Assemblyman Kevin McCarty - All Districts

THE FOLLOWING AGENDA ITEMS HAVE HAD CHANGES TO THEIR RECOMMENDED ACTIONS SINCE RELEASE OF THE AGENDA TO THE PUBLIC:

Items: 23, 25, 27 and 29

REVISIONS AND SUPPLEMENTALS TO SEPTEMBER 29, 2020 AGENDA - PAGE 1 OF 2

ORANGE COUNTY BOARD OF SUPERVISORS

A g e n d a R e v i s i o n s a n d S u p p l e m e n t a l s

Note: *This supplemental agenda is updated daily showing items that have been added, continued, deleted or modified.*

No new supplemental items will be added to the agenda following close of business on Friday.

S u p p l e m e n t a l I t e m (s)

- S29A. **Chairwoman Steel** - Orange County Veterans Advisory Council - Appoint Alex Maslin, Rancho Santa Margarita, for term ending 3/27/22; and reappoint Dale Soeffner, Garden Grove, for term ending 3/4/22 and Erik E. Duane, Westminster, for term ending 3/27/22
- S29B. **Health Care Agency** - Approve Subrecipient Agreement with City of Huntington Beach for Coronavirus Aid, Relief and Economic Security (CARES) Act financial assistance (\$3,000,000) and transfer certain assets to establish temporary alternative shelter sites; direct Auditor-Controller to issue payment under certain conditions; authorize Director or designee to execute related documents under certain conditions; and make findings pursuant to Government Code Section 26227 – District 2
- S29C. **County Executive Officer** - Approve Type 2 Work Order NCY2-007 under agreement for managed services network, voice and security with Science Applications International Corporation for services to assist with implementation of TelePresence solution (\$340,000); and authorize Chief Information Officer or designee to execute work order and increase fee amount not to exceed 10% under certain conditions – All Districts
- S29D. **John Wayne Airport** - Approve Consent to Assignment and Second Amendment to On-Airport Rental Car Concession Lease from The Hertz Corporation dba Thrifty Car Rental assigning to The Hertz Corporation dba Hertz for On-Airport Rental Car Concession, Site 7, effective 9/29/20 - District 2
- SCS1. **County Counsel** - CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1):
Name of Case: Rebecca Contreras (Deceased) v. County of Orange, Workers' Compensation Appeals Board Case Nos. ADJ13385367; ADJ11496328



Revision to ASR and/or Attachments

RECEIVED
2020 SEP 25 PM 12:29
CLERK OF THE BOARD OF SUPERVISORS
BOARD OF SUPERVISORS

Date: September 25, 2020
To: Clerk of the Board of Supervisors
CC: County Executive Office
From: Frank Kim, County Executive Officer *Margine for*
Re: ASR Control #: 20-000645, Meeting Date 9/29/20 Agenda Item No. # 23
Subject: Legislative Issues

Explanation: Please delete Information Item #1 (Proposition 15 (Tax Assessment of Commercial and Industrial Property: Initiative Constitutional Amendment) Analysis) in the Legislative Bulletin

Revised Recommended Action(s)

~~1. Proposition 15 (Tax Assessment of Commercial and Industrial Property: Initiative Constitutional Amendment) Analysis~~

Make modifications to the:

Subject Background Information Summary

Revised Attachments (attach copy of revised attachment(s))

Replace Legislative Bulletin.



Legislative Bulletin

DRAFT

A Publication of the County Executive Office/Legislative Affairs

September 29, 2020
Item No. 23

County of Orange Positions on Proposed Legislation

The Legislative Bulletin provides the Board of Supervisors with analyses of measures pending in Sacramento and Washington that are of interest to the County. Staff provides recommended positions that fall within the range of policies established by the Board. According to the County of Orange Legislative Affairs Procedures adopted by the Board of Supervisors on December 10, 2019, staff recommendations for formal County positions on legislation will be agendized and presented in this document for Board action at regular Board of Supervisors meetings. When the Board takes formal action on a piece of legislation, the CEO will direct the County's legislative advocates to promote the individual bills as approved by the Board. The Legislative Bulletin also provides the Board of Supervisors with informative updates on State and Federal issues.

The 2019-2020 Legislative Platform was adopted by the Board of Supervisors' on December 4, 2018.

On September 29, 2020, the Board of Supervisors will consider the following actions:

RECOMMENDED ACTIONS

- 1. SUPPORT – S.4431 (Feinstein): Emergency Wildfire and Public Safety Act of 2020**
- 2. Receive and File Legislative Bulletin**

INFORMATIONAL ITEMS

- 1. County Position Matrix: CEO-LA**
- 2. Sacramento Legislative Report**
- 3. Washington DC Legislative Report**

RECOMMENDED ACTIONS

1. SUPPORT – S.4431 (Feinstein): Emergency Wildfire and Public Safety Act of 2020

CEO/Office of Legislative Affairs

Bill Analysis



BILL NUMBER:	S.4431	INTRODUCED/AMENDED DATE:	<u>Introduced:</u> August 4, 2020
AUTHOR:	<u>Author:</u> Sen. Dianne Feinstein (D-CA) <u>Co-author:</u> Sen. Steve Daines (R-MT), Sen. James Risch (R-ID), Sen. Mike Crapo (R-ID)		
SUBJECT:	Emergency Wildfire and Public Safety Act of 2020		
BILL SPONSOR:			
STATUS:	Senate Committee on Energy and Natural Resources Subcommittee on Public Lands, Forests, and Mining		
REQUESTING DEPARTMENT/AGENCY:	CEO-Legislative Affairs		
DEPARTMENT/AGENCY RECOMMENDED POSITION:	SUPPORT		
CEO RECOMMENDED POSITION:	SUPPORT		

<u>Current Law and Background:</u>	Like many western states, California continues to experience severe wildfires, which have only been exacerbated by rising temperatures and the challenge posed by the COVID-19 pandemic. Already this year, Californians have experienced the largest wildfires in the state’s history. The “Emergency Wildfire and Public Safety Act” (S. 4431) would provide federal agencies with critical new tools to reduce
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<p><u>Proposed Law:</u></p>	<p>hazardous fuels, protect communities, and support forestry jobs, biomass development, and smarter energy practices.</p> <p>The bill will protect communities by reducing wildfire risk in federal forests, getting the private sector more involved in addressing dead and dying trees, improving best practices for addressing wildfire, and creating more resilient communities and energy grids.</p> <p>1. Reducing wildfire risk in federal forests</p> <ul style="list-style-type: none"> • The bill would authorize the Forest Service to undertake three priority wildfire mitigation projects that would be limited to 75,000 acres in size, and the federal government would be authorized to carry out expedited activities to protect lives and property from wildfires, such as the installation of fuel breaks, clearing dead and dying trees, and controlled burning. • The bill includes a technical fix to ensure that the Forest Service consults with the Fish and Wildlife Service when new public peer-reviewed research demonstrates potential harm to threatened or endangered species. • The bill would allow for expedited environmental reviews regarding the installation of fuel breaks near existing roads, trails, transmission lines and pipelines. • The bill would codify an existing administrative practice that allows the Forest Service to expedite hazardous fuel removal projects in emergency situations where it is immediately necessary to protect life, property, or natural and cultural resources. <p>2. Getting the private sector more involved in addressing dead and dying trees</p> <ul style="list-style-type: none"> • The bill would establish a new \$100 million biomass infrastructure program. This would provide grant funding to build biomass facilities near forests that are at risk of wildfire and to offset the cost of transporting dead and dying trees out of high-hazard fire zones. • The bill would lift the current export ban on unprocessed timber from federal lands in the west for trees that are dead, dying, or if there is no demand in the United States. <p>3. Improving best practices for addressing wildfire</p> <ul style="list-style-type: none"> • The bill would expedite permitting for the installation of wildfire detection equipment (such as sensors, cameras, and other relevant equipment) and expand the use of satellite data to assist wildfire response. • The bill would allow FEMA hazard mitigation funding to be used for the installation of fire-resistant wires and infrastructure and for the undergrounding of wires. • Given the generational shortage of workers in the forest management field, the bill would authorize a new workforce development program to assist in developing a career training pipeline for forestry workers. • The bill would establish a new Prescribed Fire Center to coordinate research and training of foresters and forest managers in the latest methods and innovations in prescribed fire practices to reduce the likelihood of catastrophic fires and improve the health of forests.
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	<p>4. Creating more resilient communities and energy grids</p> <ul style="list-style-type: none"> • The bill would expand the Energy Department’s weatherization program to allow for the retrofit of homes to make them more resilient to wildfire through the use of fire-resistant building materials and other methods. • The bill would establish a new \$100 million grant program to assist critical facilities like hospitals and police stations become more energy efficient and better adapted to function during power shutoffs. The new program would also provide funding for the expanded use of distributed energy systems, including microgrids.
<p><u>Prior Legislative Votes:</u></p>	<p>N/A</p>
<p><u>Support and Opposition:</u></p>	<p><u>Support:</u></p> <ul style="list-style-type: none"> • Placer County • Lassen County • Contra Costa County • Humboldt County • Mendocino County • Yuba County • Butte County • Colusa County • Monterey County • Yuba Water Agency • City of San Francisco • San Francisco County • El Dorado County • Fresno County • Tulare County • Inyo County • Tuolumne County • Riverside County • Tuolumne County Alliance for Resources and Environment (TuCARE) • Stanislaus County • Calaveras County • Mono County • San Joaquin County

- Ventura County
- Los Angeles County
- San Bernardino County
- Santa Barbara County
- City of Beverly Hills
- City of Thousand Oaks
- City of Los Angeles
- City of Long Beach
- City of Torrance
- City of Ventura
- City of Laguna Beach
- Los Angeles County Fire Department
- Santa Barbara County Fire Department
- Ventura County Fire Department
- San Diego County
- City of San Diego
- Governor Newsom
- California Farm Bureau Federation
- Associated California Loggers
- Sequoia Riverlands Trust (SRT)
- National Association of State Foresters (NASF)
- Northwest Public Power Association (NWPPA)
- Rural County Representative of California
- Edison Electric Institute
- PG&E
- Liberty Utilities
- Sacramento Municipal Utility District
- American Forest Resource Council
- National Association of Conservation Districts
- Rocky Mountain Elk Foundation
- Congressional Sportsmen Foundation
- National Water Resources Association
- American Woodcock Society
- Boone Crockett Club

	<ul style="list-style-type: none"> • Congressional Sportsmen’s Foundation • Mule Deer Foundation • National Deer Alliance • National Wild Turkey Federation • Quality Deer Management Association • Ruffed Grouse Society • Wildlife Management Institute • Wildlife Mississippi • Wild Sheep Foundation <p><u>Opposition:</u></p> <ul style="list-style-type: none"> • None on File
<p><u>Impact on Orange County:</u></p>	<p>S.4431 allows FEMA hazard mitigation grant funding to be used to install fire-resistant wires and infrastructure as well as for the undergrounding of wires. Investing in mitigation can reduce long-term costs, allowing more work to be done on the front end will ultimately reduce risk. Wildfire is a major source of natural disasters, and S.4431 would allow wildfire mitigation activities to be eligible for the existing FEMA program to address hazard mitigation.</p> <p>While only a portion of the Cleveland National Forest is in Orange County S.4431 would establishes a new Department of Energy grant program to facilitate the removal of biomass from National Forest areas that are at high risk of wildfire and to transport that biomass to conversion facilities. Biomass conversion facilities located within areas of economic need and seek to remove dead or dying trees are prioritized. Grants are limited to \$750,000. The use of biomass can reduce wildfire risk by removing hazardous trees that have little commercial value, provide more distributed energy, and also provide support for rural communities through jobs in biomass energy.</p> <p>Additionally, the bill establishes a new 3,000-acre categorical exclusion to accelerate management near existing roads, trails, and transmission lines. According to the Pacific Biodiversity Institute, nearly 90% of wildfires begin within a half-mile of a Forest Service road. This new tool would make it easier for the Forest Service to prioritize management of these areas as part of the effort to mitigate wildfire risks.</p>
<p><u>Policy Platform Reference(s):</u></p>	<p><u>Fire Protection:</u> “Support enhanced funding for CAL Fire, fire prevention and hazardous fuel removal projects in state responsibility area lands and ensure local agencies/landowners have access to these funds.” p. 19</p>

INFORMATIONAL ITEMS

1. County Position Matrix: CEO-LA

The matrix below summarizes active bills the County has taken positions on in 2019-20.

State Legislation

As of Thursday, September 24, 2020

Bill Number	Author	Subject	Position	Date of Board Action	Status	Notes
<u>AB 434</u>	<u>Daly</u>	Housing Financing Programs: Uniform Procedures	Support	7.28.20	Enrolled	
<u>AB 2265</u>	<u>Quirk-Silva</u>	Mental Health Services Act: Use of funds for substance use disorder treatment	Support	5.19.20	Enrolled	
<u>SB 555</u>	<u>Mitchell</u>	Jails and Juvenile Facilities: Telephone Services: Store	Oppose	6.25.19	Enrolled	
<u>SB 803</u>	<u>Beall</u>	Mental Health Services: peer support specialist certification	Support	3.10.20	Enrolled	
<u>SB 1196</u>	<u>Umberg</u>	Price gouging	Support	5.19.20	Enrolled	

Federal Legislation

As of Thursday September 24, 2020

Bill Number	Author	Subject	Position	Date of Board Action	Status	Notes
<u>HR 2995</u>	<u>Levin</u>	Spent Fuel Prioritization Act	Support	6.25.19	House Committee on Energy and Commerce – Subcommittee on Environment and Climate Change	
<u>HR 4004</u>	<u>Bustos</u>	The “Social Determinants Accelerator Act of 2019”	Support	1.14.20	House Committee on Energy and Commerce	
<u>HR 5516</u>	<u>Levin</u>	Commitment to Veteran Support and Outreach	Support	9.15.20	House Committee on Veterans Affairs	
<u>S.923</u>	<u>Feinstein</u>	Fighting Homelessness Through Services and Housing Act	Support	5.7.19	Senate Committee on Health, Education, Labor and Pensions	
<u>S. 3020</u>	<u>Baldwin</u>	Commitment to Veteran Support and Outreach	Support	3.10.20	Senate Committee on Veterans Affairs	

2. Sacramento Legislative Report

Prepared by Precision Advocacy Group LLC

Legislation Signed

Governor Gavin Newsom still has about a week left to act on bills sent to him by the Legislature this year. Below are some pieces of legislation that may be of interest to the County which were signed into law over the last week.

[AB 685](#) (Reyes) *COVID-19: imminent hazard to employees: exposure: notification: serious violations:* Requires employers to provide written notice and instructions to employees who may have been exposed to COVID-19 at their worksite and enhances the Division of Occupational Health and Safety's ability to enforce health and safety standards to prevent workplace exposure to, and spread of, COVID-19.

[AB 992](#) (Mullin) *Open meetings: local agencies: social media:* AB 992 creates clear guidance for local elected officials who wish to answer questions or provide information to the public, or to solicit information from the public, on social media without violating the Brown Act. The measure does not permit a majority of a legislative body to discuss among themselves business of a specific nature that is within the legislative body's subject matter jurisdiction. CSAC, the League of California Cities, and the California Special Districts Association supported this bill.

[AB 1276](#) (Bonta) *Local redistricting:* Makes various changes to the process counties and cities use when adjusting the boundaries of their governing bodies' electoral districts. It also makes changes to the signatures in-lieu of filing fee process for local candidates.

[AB 1869](#) (Committee on Budget) *Criminal fees:* This budget trailer bill repeals local governments' authority to collect various criminal justice administrative fees upon conviction or arrest and appropriates \$65 million annually for five years to counties to backfill associated revenue losses. AB 1869 contains some of the same provisions as [SB 144](#) (Mitchell) which was opposed by the County as well as our partner associations, in part, because of the shift of costs to counties. CSAC, UCC, and the Rural County Representatives of California supported AB 1869 due to provisions in the measure addressing counties' most immediate fiscal concerns.

[AB 1876](#) (Committee on Budget) *Personal income taxes: federal individual taxpayer identification number: earned income tax credits: young child tax credit:* This budget trailer bill expands access to the California Earned Income Tax Credit (CalEITC) to ensure all California tax filers, specifically undocumented Individual Taxpayer Identification Number (ITIN) filers who are otherwise eligible, may qualify for the CalEITC and the Young Child Tax Credit. According to the governor's [press release](#), about 2/3 of eligible workers under this new expansion are essential workers, and 97% of children who will benefit are children of color. The cost estimate for the expansion is \$60 million annually.

[AB 2147](#) (Reyes) *Convictions: expungement: incarcerated individual hand crews:* Allows a defendant who successfully participated in the California Conservation Camp Program or a county incarcerated individual hand crew, to petition for a dismissal of their conviction. Allows the court in its discretion and in the interest of justice, if the defendant is otherwise eligible for relief, to dismiss the conviction against the defendant and release the defendant from all penalties and disabilities resulting from the offense, except as provided.

[AB 2944](#) (Stone) *Foster care:* Adopts changes to further facilitate implementation of Continuum of Care Reform specifically as it relates to flexibility for resource families, reference checks for approval of resource family applicants, and forfeiture of a group home license, among other changes.

[SB 573](#) (Chang) *Dogs and cats: microchip implants*: This bill requires a public animal control agency or shelter to microchip a dog or cat with current information before releasing them to an owner seeking to reclaim it, or adopt out, sell, or give away to a new owner. This bill also allows a shelter or rescue group that does not have microchipping capability on location to enter into an agreement with the owner or new owner to present proof, within 30 days, that the dog or cat is microchipped.

[SB 739](#) (Stern) *Elections: vote by mail ballots and false or misleading information*: This bill makes it a misdemeanor to distribute specified false or misleading information regarding the qualifications to apply for, receive, or return a vote by mail (VBM) ballot with actual knowledge and intent to deceive. Allows, instead of requires, an election official to include VBM applications with county voter information guides for the November 3, 2020 statewide general election.

[SB 970](#) (Umberg) *Primary election date*: Moves California's statewide primary election in gubernatorial years from March to June.

[SB 1159](#) (Hill) *Workers' compensation: COVID-19: critical workers*: Codifies the governor's Executive Order ([N-62-20](#)) that created a rebuttable presumption that "essential employees" who contract COVID-19 were infected on the job, and establishes the scope and terms of a similar presumption for infected employees outside of the Executive Order.

[SB 1383](#) (Jackson) *Unlawful employment practice: California Family Rights Act*: This bill makes statutory changes to the California Family Rights Act, New Parent Leave Act, and Pregnancy Disability Leave, expanding family leave and job protection benefits to businesses with five employees or more. It's estimated that the provisions of SB 1383 will impact nearly 6 million additional Californians.

1115 Waiver Extension/CalAIM

The California Advancing and Innovating Medi-Cal (CalAIM) initiative was put on hold this year by the Department of Health Care Services (DHCS) when COVID-19 became the Department's primary occupation. Because the State's current federal 1115 waiver, Medi-Cal 2020, expires December 31, 2020, DHCS [requested](#) a 12-month extension from the Centers for Medicare & Medicaid Services (CMS) in order to ensure the continuation of initiatives such as Medi-Cal managed care, Whole Person Care pilots, and the Drug Medi-Cal organized delivery system, among others. DHCS submitted a 12-month extension request to the Centers for Medicare & Medicaid Services (CMS) On September 16, 2020. CMS has 15 business days to review the request for completeness and then will post it on the CMS website for a 30-day federal public comment period that must take place ahead of negotiations with DHCS.

Unemployment Department

Assemblyman Rudy Salas (D-Bakersfield) announced this week that an emergency audit of California's Employment Development Department (EDD) requested by the Joint Legislative Audit Committee (JLAC) will begin by the end of September. The original [request](#) to JLAC, spearheaded by Salas, was signed by 39 legislators including Senators Pat Bates, Ling Chang, and John Moorlach; and Assemblymembers Steven Choi, Tom Daly, Tyler Diep, and Sharon Quirk-Silva. The emergency audit seeks to address the following issues:

- **Backlog**: Assess the reasons for backlogged unemployment insurance claims and the effectiveness of EDD's efforts to eliminate the backlog, taking into consideration technological issues and laws that have contributed to the delay.
- **Call Center**: Evaluate the effectiveness of EDD's actions to improve call center performance and response time. Assess call center capacity and determine trends in the volume and details of calls received.

- Workload: Determine the magnitude of EDD's claims workload since the beginning of the pandemic.
- Infrastructure: Assess the technological infrastructure to determine if it is delaying or preventing EDD from processing claims faster.

Salas' announcement came in response to Governor Newsom's [strike team report](#) released on September 19th, which, among other findings and suggestions, recommended a two week shutdown during which time new unemployment insurance claims are not accepted. This shutdown, which began September 20th, will allow for the completion of system upgrades to reduce the amount of time necessary to complete claims. The report illustrates EDD's outdated systems and processes, and includes additional findings and recommendations as follows:

- EDD received an average of 60,368 new electronic claims each day during the week ending August 22, 2020. An average of 40% were routed for manual processing, an average of 24,147 manual claims per day.
- If EDD can automate 94% of claims (from a current baseline today of ~60%), it will reduce the number of claims requiring manual attention to 3,622 per day, a number which it has capacity to complete.
- EDD leadership should set clear expectations with staff that fraud prevention and detection practices must be supported by data and evidence and that justifications for new and existing anti-fraud practices include an analysis not only of their effectiveness, but also tradeoffs and unintended consequences of these practices.
- 600,000 unique callers a month are waiting on hold for hours without a statistically significant chance of being served.
- 2019 claims averaged 2,400 per day, while the current number is running four times as high.
- There is a backlog of over 1.6 million claimants, which has been growing by at least 10,000 applicants per day. The State estimates it will take four months to clear the backlog.
- Since March, EDD has processed over 13 million claims and paid \$86 billion in benefits.

Clean Cars by 2035

Governor Gavin Newsom announced several new state emissions goals this week, and provided instruction to state agencies to begin carrying out those goals in [Executive Order N-79-20](#). Simply put, the executive order requires all new cars and passenger trucks sold in California be zero-emission vehicles by 2035. The order does not ban owning gas-powered automobiles, but eliminates the sale of internal combustion engines. To provide some context for the order, Newsom stated that total emissions from the transportation sector have increased, accounting for 50% of all emissions in California, while there has been a reduction in emissions in other sectors. Some specifics of the order include the following:

- The State Air Resources Board shall develop and propose regulations requiring 100% zero-emission passenger vehicle and trucks sold in California by 2035, 100% zero-emission drayage trucks by 2035, and 100% zero-emission medium and heavy-duty vehicles (everywhere feasible) by 2045.
- The Governor's Office of Business and Economic Development shall develop a Zero-Emissions Vehicle Market Development Strategy by January 31, 2021, to be updated every three years.
- The State Air Resources Board, the Energy Commission, Public Utilities Commission, and other relevant State agencies, shall use existing authority to accelerate deployment of affordable fueling and charging options for zero-emission vehicles.
- The State Transportation Agency, the Department of Transportation, and the California Transportation Commission, shall, by July 15, 2021 identify near-term actions, and investment strategies, to improve clean transportation, sustainable freight, and transit options.
- The Labor and Workforce Development Agency and the Office of Planning and Research, shall develop, by July 15, 2021, and implement, a Just Transition Roadmap, consistent with the recommendations in [AB 398](#) (Chapter 135, Statutes of 2017).

In addition to zero-emission vehicle provisions, the governor’s Executive Order calls on the Legislature to eliminate hydraulic fracking by 2024, which he stated is, “less than 2% of the oil production in California.” Pertinent to this request are the following provisions:

- The California Environmental Protection Agency and the California Natural Resources Agency shall report on progress and provide an action plan by July 15, 2021 to expedite regulatory processes to repurpose and transition upstream and downstream oil production facilities.
- The State Air Resources Board shall develop and propose strategies to continue the State’s current efforts to reduce the carbon intensity of fuels beyond 2030.
- The California Environmental Protection Agency and the California Natural Resources Agency shall develop strategies, recommendations, and actions by July 15, 2021 to manage and expedite the responsible closure and remediation of former oil extraction sites.
- The Department of Conservation’s Geologic Energy Management Division shall strictly enforce bonding requirements and other regulations to ensure oil extraction operators are responsible for the proper closure and remediation of their sites.
- The Department of Conservation’s Geologic Energy Management Division shall propose a draft rule that protects communities and workers from the impacts of oil extraction activities by December 31, 2020.

Newsom concluded his press conference on the executive order with a preview for more climate initiatives stating, “We’re just getting started. We are working on a series of additional executive orders. We are committed more broadly on the whole spectrum of climate change to look at energy efficiency, to look at biodiversity, which is an area that often is undervalued and under focused and looking at other areas to strengthen our bonds in terms of our commitment and our resolve to advance our low-carbon green growth goals to radically change the way we produce and consume energy here in the state of California.” It is anticipated that the order, as well as the CARB regulations, will be met with litigation, just as California’s stricter fuel standards are already being fought.

COVID-19 Notification Technology

On September 16th, Governor Gavin Newsom [announced](#) California’s participation in a [pilot project](#) in partnership with Colorado, Oregon, Nevada, and Washington to test the Exposure Notification Express mobile app created by Google and Apple. The app confidentially notifies individuals if they have been exposed to someone who has tested positive for COVID-19. It does not collect location data and users must opt-in to participate.

August General Fund Revenues

The Department of Finance (DOF) and State Controller released reports on August’s General Fund revenues, showing them in comparison to the 2020-21 Budget Act.

Tax Revenues	DOF August	DOF Fiscal YTD	Controller Fiscal YTD
Corporation	\$176 million above forecast	\$176 million below forecast	\$160.255 million below forecast
Personal Income	\$975 million above forecast	\$3.646 billion above forecast	\$3.607 billion above forecast
Sales and Use	\$574 million above forecast	\$1.176 billion above forecast	\$187.812 million below forecast
Total Revenues	\$1.632 billion above forecast	\$4.544 billion above forecast	\$3.371 billion above forecast

Upcoming Budget Hearings

The Assembly will hold a few committee hearings in the next couple of weeks. These hearings may be viewed by from the [Assembly Events](#) webpage, or you may access the hearings after they take place in the [media archives](#).

Tuesday September 29, 2020, 10:00 a.m.

[Assembly Budget Subcommittee No. 6 on Budget Process, Oversight, and Program Evaluation](#)

Informational Hearing: Public Health Data and Guidance and the California Reportable Disease Information Exchange (CalREDIE) System

Tuesday September 29, 2020, 1:00 p.m.

Assembly Joint Hearing [Budget Subcommittee No. 6 on Budget Process, Oversight, and Program Evaluation](#) and [Accountability and Administrative Review](#)

Informational Hearing: State Expenditures

Wednesday October 7, 2020, 1:00 p.m.

[Assembly Budget Subcommittee No. 4 on State Administration](#)

Informational Hearing: Employment Development Department: Strike Team Assessment and Recommendations

Governor's Press Releases

Below is a list of the governor's press releases as well as links to other relevant information linked in those press releases beginning September 15th.

September 23: [Governor Newsom Statement on Selection of New CSU Chancellor](#)

September 23: [Governor Newsom Announces California Will Phase Out Gasoline-Powered Cars & Drastically Reduce Demand for Fossil Fuel in California's Fight Against Climate Change](#)
[Executive Order N-79-20](#)

September 22: [THURSDAY: During Climate Week 2020, Governor Newsom to Host California Climate Action Day Highlighting California's Global Leadership](#)

September 18: [Ahead of National Puppy Mill Awareness Day, Governor Newsom Signs Legislation Protecting Animal Welfare](#) – AB 2152, SB 573, AB 992, AB 1276, AB 1286, AB 1869, AB 1872, AB 1885, AB 2037, AB 2193, AB 2213, AB 2247, AB 2285, AB 2520, AB 2660, AB 2821, AB 2944, AB 3336, AB 3370, SB 158, SB 739, SB 820, SB 970, SB 1146, SB 1237, SB 1291, and SB 1409

September 18: [Governor Newsom Statement on the Passing of Associate Justice Ruth Bader Ginsburg](#)

September 18: [Governor Newsom Signs Bill Putting Money Back into the Pockets of More California Workers and their Families](#) – AB 1876

September 18: [Governor Newsom Issues Proclamation Declaring POW/MIA Recognition Day](#)

September 17: [Governor Newsom Signs Bill Extending Job-Protected Family Leave to Nearly 6 Million Californians](#) – SB 1383

September 17: [Governor Newsom Signs Legislation to Protect California's Workforce Amid the COVID-19 Pandemic](#) – AB 685 and SB 1159

September 16: [Washington and Oregon Join California in Pilot Project Using Google and Apple Exposure Notification Technology to Slow the Spread of COVID-19](#)

September 16: [Governor Newsom Announces \\$76 Million in First Round of Homekey Awards](#)

September 16: [Washington and Oregon Join California in Pilot Project Using Google and Apple Exposure Notification Technology to Slow the Spread of COVID-19](#)

September 15: [Governor Newsom Issues Proclamation Declaring Latino Heritage Month](#)

3. Washington DC Legislative Report

Prepared by Van Scoyoc Associates

CAPITOL HILL

House Passes Bipartisan Continuing Resolution, Senate to Follow Soon

With federal appropriations expiring on September 30th, Congress has been hard at work trying to avoid a potential government shutdown. Although the House has passed most of its annual appropriations bills for 2021, the Senate has not. As a result, to avoid a government shutdown, Congress will have to pass a continuing resolution which effectively extends FY20 funding levels on a prorated basis through December 11th.

After contentious negotiations, Democratic and Republican leaders in the legislative and executive branch were able to come to an agreement. In addition to extending federal appropriations, the bill includes other key provisions, including (but not limited to):

- Full-year extension of surface transportation programs
- Transfer of General Fund revenue to the Airport and Airway Trust Fund
- BUILD infrastructure grant recipient flexibility
- FEMA Disaster Relief Fund flexibility
- TANF extension
- Extends Choice Neighborhood liquidity period
- Extension of Community Health Centers
- Delays statutory deadline to being reduced Medicaid disproportionate share hospital payments

The House voted 359-57 in favor of the deal. The Senate is poised to adopt the measure in the coming days, and the White House indicated the President will sign the bill. Text of the agreement is [here](#). A summary of the agreement can be found [here](#).

Congressional Oversight Commission Hearing on Municipal Liquidity Facility

The Congressional Oversight Commission, created specifically to oversee the implementation of CARES Act funds and programs, held a hearing on the effectiveness of the Municipal Liquidity Facility (MLF). The MLF was created by the CARES Act to help state and local governments better manage cash flow pressures in order to continue to serve households and businesses in their communities. The facility can purchase up to \$500 billion of short-term notes directly from U.S. states, U.S. counties with a population of at least 500,000 residents, and U.S. cities with a population of at least 250,000 residents. Eligible state-level issuers may use the proceeds to support additional counties and cities.

Democrats on the Committee strongly criticized the program, questioned Federal Reserve officials why only two entities - the State of Illinois and the Metropolitan Transit Authority in New York - had tapped the fund for a total of just \$1.65 billion.

The full hearing can be viewed [here](#).

Congressional Probe of Ties with Wildfires and COVID-19 Deaths

A group of Democratic lawmakers is asking Congress' in-house investigative arm to examine possible links among wildfires, smoky air and vulnerability to COVID-19.

"Increasingly frequent and severe wildfires, as well as lengthening wildfire seasons, are erasing decades of air quality improvements in many areas of the country," Rep. Mikie Sherrill of New Jersey and seven other

Democratic members of the House Science, Space and Technology Committee said in a [letter](#) released today to Gene Dodaro, head of the Government Accountability Office. Among other issues, they asked GAO to explore whether there is data to suggest higher rates of infection and death from COVID-19 in parts of the United States that have experienced more blazes in the last decade, what's known about the effects of climate change on air quality and public health stemming from longer and harsher wildfire seasons, and how EPA is handling the resulting air quality violations through its "exceptional events" waiver policy. They also asked GAO to look into what the federal government could do to reduce the health effects of wildfire-related air pollution.

AGENCY ANNOUNCEMENTS

Updated Coronavirus Relief Fund Guidance

On September 21st, the U.S. Department of Treasury's Office of Inspector General (OIG) released guidance outlining new requirements for recipients of the Coronavirus Relief Fund (CRF), which provides \$150 billion in aid for state, county and municipal governments with populations of over 500,000 people under the CARES Act. The new guidance contains changes to the reporting and retention requirements for the CRF, specifically requirements related to reporting and tracking payroll expenses for public safety, public health, and human services employees who are "substantially dedicated" to addressing and mitigating the impacts of the COVID-19 pandemic. The revised guidance can be found [attached](#).

USDA Extends WIC COVID-19 Flexibilities for Duration of the COVID-19 Public Health Emergency

The U.S. Department of Agriculture (USDA) announced the extension of more than a dozen flexibilities to help participants in the Special Supplemental Nutrition Program for Women, Infants and Children (WIC) continue receiving the food and health support they need during the COVID-19 pandemic. USDA's extension of these waivers throughout the national public health emergency will ensure nutritionally at-risk mothers, babies, and children receive the critical nutrition benefits and services they count on in a safe manner while allowing the program to operate based on local conditions throughout the pandemic. Without today's action, these essential flexibilities would have expired at the end of this month.

Essential Air Service

The Department of Transportation issued a [notice](#) in the Essential Air Service (EAS) Program addressing the ongoing impacts of the Coronavirus (COVID-19) public health emergency on all communities receiving subsidized air service. A previous notice, issued on April 29, 2020, outlined conditions under which air carriers providing EAS may receive compensation for certain non-completed flights as a result of the impact of the COVID-19 public health emergency. That notice was effective through June 30, 2020, and was extended once before, through September 30, 2020. Today's notice extends the effective date of the policy through December 31, 2020.

FEMA Lost Wages Assistance

Lost wages assistance will increase the amount of money states can provide to unemployed Americans without significantly increasing the cost for states to offer unemployment insurance. This assistance is intended to help people support themselves and their families as they look for work. An extra \$300 per week will help those struggling with unemployment to buy school supplies for their children, put food on the table and possibly prevent eviction. States and territories had until September 10 to apply for these funds. FAQs for the program can be found [here](#).

Strategies for Renter Protection

The Department of Housing and Urban Development (HUD) released a guidance document to address homelessness prevention for housing renters. The document can be viewed [here](#).

Maximizing Income for Rapid Rehousing Participants

HUD published a guidance document on maximizing income for Rapid Rehousing (RRH) participants during COVID-19. According to HUD, "Increasing income is a key goal of RRH programs in order to prepare

households to assume responsibility for their rent. Because RRH programs increase participants' household income and allow them to access other community supports, households are better able to quickly and successfully stabilize in permanent housing." The guidance document can be viewed [here](#).

HHS Issues COVID Vaccine Distribution Strategy

The Department of Health and Human Services (HHS) issued a long-awaited plan to describe the federal government's strategy on the distribution of COVID vaccines once approved or authorized by the Food and Drug Administration. The strategy for distribution, according to the plan, will involve:

- Partnerships with state, local and tribal health departments, territories, Tribes, and federal entities to allocate and distribute vaccines, augmented by direct distribution to commercial partners.
- A centralized distributor contract with potential for back-up distributors for additional storage and handling requirements.
- A flexible, scalable, secure web-based IT vaccine tracking system for ongoing vaccine allocation, ordering, uptake, and management.

The strategy leaves the identification of special populations, such as frontline workers and nursing home residents, to each state. Administration of doses, sites of administration, and other logistical matters are also left to the states to develop. Once administered, the HHS strategy calls for continuous monitoring of the safety of the vaccine. The plan also begins a public relations plan to instill greater trust in the vaccine with a plan called "Vaccine with Confidence." The full strategy can be found [here](#).

CMS Releases Report on Nursing Home COVID Response

The Centers for Medicare and Medicaid Services (CMS) released an independent report led by MITRE to examine the safety and quality of care in the nation's nursing homes before, during, and after the COVID pandemic. The commission made 27 recommendations and more than 100 "action steps" to federal agencies regarding nursing home training, testing, equipment, facilities, communications, and administrative improvements. The full commission report can be found [here](#).

Temporary Rule on FFCRA Sick Leave and FML Adopted

The Wage and Hour Division (WHD) posted [revisions](#) to regulations that implemented the paid sick leave and expanded family and medical leave provisions of the Families First Coronavirus Response Act (FFCRA). The revisions made by the new rule clarify workers' rights and employers' responsibilities under the FFCRA's paid leave provisions, in light of the U.S. District Court for the Southern District of New York's decision that found portions of the regulations invalid. The temporary rule in the Federal Register may be found [here](#).

If you or your staff have any questions or require additional information on any of the items in this bulletin, please contact Peter DeMarco at 714-834-5777.



AGENDA STAFF REPORT

Agenda Item

25

ASR Control 20-000852

MEETING DATE: 09/29/20
LEGAL ENTITY TAKING ACTION: Board of Supervisors
BOARD OF SUPERVISORS DISTRICT(S): All Districts
SUBMITTING AGENCY/DEPARTMENT: County Executive Office (Approved)
DEPARTMENT CONTACT PERSON(S): Peter DeMarco (714) 834-5777
 Cynthia Shintaku (714) 834-7086

SUBJECT: Grant Applications/Awards Report

CEO CONCUR Concur	COUNTY COUNSEL REVIEW Approved Resolution to Form	CLERK OF THE BOARD Discussion 3 Votes Board Majority
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Budgeted: N/A **Current Year Cost:** N/A **Annual Cost:** N/A
Staffing Impact: No **# of Positions:** **Sole Source:** N/A
Current Fiscal Year Revenue: N/A
Funding Source: N/A **County Audit in last 3 years:** No

Prior Board Action: N/A

RECOMMENDED ACTION(S):

Approve grant applications/awards as proposed and other actions as recommended.

1. Approve Grant Application and Adopt Resolution – Registrar of Voters – Coronavirus Response 2020 Federal Election Cycle – \$4,829,456.
2. Approve Retroactive Grant Application – OC Public Works – Active Transportation Program Grant (ATP) Cycle 5 Santa Ana River Parkway Extension Project – \$21,171,765.
3. Approve Retroactive Grant Application – OC Public Works – Active Transportation Program Grant (ATP) Cycle 5 OC Loop Coyote Creek Bikeway Segment O Project – \$4,574,112.
4. Approve Retroactive Grant Application – OC Public Works – Active Transportation Program Grant (ATP) Cycle 5 OC Loop Coyote Creek Bikeway (Segments O,P,Q) Project – \$30,703,256.
5. Approve Grant Award and Adopt Resolution – Sheriff- Coroner Department – 2019 - Urban Area Security Initiative (UASI) – \$5,772.00.
6. Approve Grant Award and Adopt Resolution – Sheriff-Coroner Department – 2018 - Urban Area Security Initiative (UASI) – \$476,298.

7. Approve Grant Award and Adopt Resolution – Sheriff- Coroner Department – 2019 State Homeland Security Program (SHSP) – \$3,389,080.
8. Approve Grant Award – Sheriff-Coroner Department – Oil Spill Prevention and Response Grant Program – \$35,000.
9. Approve Grant Award and Adopt Resolution – District Attorney’s Office – Disability and Healthcare Insurance Fraud Program – \$1,109,824.
10. Approve Grant Award and Adopt Resolution – District Attorney’s Office – Automobile Insurance Fraud Program \$1,037,577.
11. Approve Grant Application and Adopt Resolution – OC Community Resources – CA Museum Grant Program - Education Kits – \$40,000.
12. Approve Grant Award – OC Community Resources – California Library Literacy and English Acquisition Services Program (CLSS): OC READ/ Families for Literacy – \$145,621.
13. Approve Grant Application – Social Services Agency – California State Preschool Program – \$160,000.
14. Receive and File Grants Report.

SUMMARY:

See the attached Grants Report.

BACKGROUND INFORMATION:

See the attached Grants Report.

FINANCIAL IMPACT:

N/A

STAFFING IMPACT:

N/A

ATTACHMENT(S):

- Attachment A - Grants Report
- Attachment B - ROV COVID-19 Election Cycle Resolution
- Attachment B- OCSD 2019 UASI Resolution
- Attachment B- OCSD 2018 UASI Resolution
- Attachment B- OCSD 2019 SHSP Resolution
- Attachment B- DA Disability Resolution
- Attachment B- DA Auto Resolution
- Attachment B- OCCR Museum Resolution



Grants Report

DRAFT

County Executive Office/Legislative Affairs

September 29, 2020
Item No : 25

County of Orange Report on Grant Applications/Awards

The Grants Report is a condensed list of grant requests by County Agencies/Departments that allows the Board of Supervisors to discuss and approve grant submittals in one motion at a Board meeting. County policy dictates that the Board of Supervisors must approve all grant applications prior to submittal to the grantor. This applies to grants of all amounts, as well as to new grants and those that have been received by the County for many years as part of an ongoing grant. Receipt of grants \$50,000 or less is delegated to the County Executive Officer. Grant awards greater than \$50,000 must be presented to the Board of Supervisors for receipt of funds. This report allows for better tracking of county grant requests, the success rate of our grants, and monitoring of County's grants activities. It also serves to inform Orange County's Sacramento and Washington, D.C. advocates of County grant activities involving the State or Federal Governments.

On September 29, 2020 the Board of Supervisors will consider the following actions:

RECOMMENDED ACTIONS

Approve grant applications/awards as proposed and other actions as recommended.

ACTION ITEMS:

1. Approve Grant Application and Adopt Resolution – Registrar of Voters – Coronavirus Response 2020 Federal Election Cycle – \$4,829,456.
2. Approve Retroactive Grant Application – OC Public Works – Active Transportation Program Grant (ATP) Cycle 5 Santa Ana River Parkway Extension Project – \$21,171,765.
3. Approve Retroactive Grant Application – OC Public Works – Active Transportation Program Grant (ATP) Cycle 5 OC Loop Coyote Creek Bikeway Segment O Project – \$4,574,112.
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6. Approve Grant Award and Adopt Resolution – Sheriff-Coroner Department – 2018 - Urban Area Security Initiative (UASI) – \$476,298.
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8. Approve Grant Award – Sheriff-Coroner Department – Oil Spill Prevention and Response Grant Program – \$35,000.
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10. Approve Grant Award and Adopt Resolution – District Attorney’s Office – Automobile Insurance Fraud Program \$1,037,577.
11. Approve Grant Application and Adopt Resolution – OC Community Resources – CA Museum Grant Program - Education Kits – \$40,000.
12. Approve Grant Award – OC Community Resources – California Library Literacy and English Acquisition Services Program (CLSS): OC READ/ Families for Literacy – \$145,621.
13. Approve Grant Application – Social Services Agency – California State Preschool Program – \$160,000.
14. Receive and File Grants Report.

If you or your staff have any questions or require additional information on any of the items in this report, please contact Cynthia Shintaku at 714-834-7086.



**CEO-Legislative Affairs Office
Grant Authorization eForm**

GRANT APPLICATION / **GRANT AWARD**

Today's Date:	09/22/20
Requesting Agency/Department:	Registrar of Voters
Grant Name and Project Title:	Coronavirus Response 2020 Federal Election Cycle
Sponsoring Organization/Grant Source: <small>(If the grant source is not a government entity, please provide a brief description of the organization/foundation)</small>	California Secretary of State
Application Amount Requested:	\$4,829,456
Application Due Date:	September 29, 2020
Board Date when Board Approved this Application:	N/A
Awarded Funding Amount:	
Notification Date of Funding Award:	
Is this an Authorized Retroactive Grant Application/Award? <small>(If yes, attach memo to CEO)</small>	
Recurrence of Grant	New <input checked="" type="checkbox"/> Recurrent <input type="checkbox"/> Other <input type="checkbox"/> Explain:
If this is a recurring grant, please list the funding amount applied for and awarded in the past:	N/A
Does this grant require CEQA findings?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
What Type of Grant is this?	Competitive <input type="checkbox"/> Other Type <input checked="" type="checkbox"/> Explain: Allocation
County Match?	Yes <input type="checkbox"/> Amount_Dollar for Dollar__ or _____ % No <input checked="" type="checkbox"/>
How will the County Match be Fulfilled? <small>(Please include the specific budget)</small>	N/A
Will the grant/program create new part or full-time positions?	No
Purpose of Grant Funds:	Provide a summary and brief background of why Board of Supervisors why should accept this grant application/award, and how the grant will be implemented.
<p>The purpose of the funds is to provide the County of Orange with state and federal Help America Vote Act (HAVA) funds provided by the U.S. Election Assistance Commission for county efforts to prevent, prepare for and respond to coronavirus, domestically or internationally, for the 2020 Federal election cycle.</p> <p>General Uses: Equipment and Infrastructure Advertisement, Printing, translation and Design of Education and Outreach Materials</p>	
Board Resolution Required? <small>(Please attach document to eForm)</small>	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Deputy County Counsel Name: <small>(Please list the Deputy County Counsel that approved the Resolution)</small>	Mark Servino



CEO-Legislative Affairs Office Grant Authorization eForm

Attachment A

Recommended Action/Special Instructions (Please specify below)	
Approve Grant Application and Adopt Resolution	
Department Contact :	List the name and contact information (telephone, e-mail) of the staff person to be contacted for further information.
Kim Golden (714) 567-5107, Kimberly.golden@rov.ocgov.com	
Name of the individual attending the Board Meeting:	List the name of the individual who will be attending the Board Meeting for this Grant Item:
Neal Kelley	

RESOLUTION OF THE BOARD OF SUPERVISORS OF
ORANGE COUNTY, CALIFORNIA
September 29, 2020

WHEREAS, the California Secretary of State has appropriated funding for prevention, preparation and response to the COVID-19 pandemic for the 2020 Federal election cycle; and

WHEREAS, the California Secretary of State is willing to provide County with \$4,829,456 in dollar for dollar Federal HAVA funds, CFDA Number 90.404 administered by the U. S. Election Administration to comply with the requirements of HAVA Section 101 for additional costs associated with the nation emergency related to coronavirus; and

WHEREAS, procedures established by the California Secretary of State require the County to authorize by resolution, the execution of agreements to obtain funding before submission of said agreements to the California Secretary of State.

NOW, THEREFORE, BE IT RESOLVED that this Board does hereby:

1. Approve State of California Standard Agreement No. 20G26130 Federal HAVA funds for COVID-19 related election activities and authorize Registrar of Voters Neal Kelley or his designee to execute the agreement.
2. Authorize the Registrar of Voters Neal Kelley or his designee to make non-monetary and non-material changes to State of California Standard Agreement No. 20G26130 without further Board action.
3. Authorize Registrar of Voters Neal Kelley, or his designee, as an agent to conduct all negotiations with and sign and submit all documents, including, but not limited to applications, agreements, amendments and payment requests, to the California Secretary of State, which are necessary for the completion of the aforementioned project.



ORANGE COUNTY
OC Public Works
 MEMORANDUM

County Administration South
 601 North Ross Street
 Santa Ana, CA 92701

P.O. Box 4048
 Santa Ana, CA 92702

(714) 667-8800

info@ocpw.ocgov.com

OCPublicWorks.com



Administrative
 Services



OC Development
 Services



OC Facilities Design
 & Construction
 Management



OC Facilities
 Maintenance
 & CUF



OC Fleet Services



OC Construction



OC Environmental
 Resources



OC Operations &
 Maintenance



OC Infrastructure
 Programs



OC Survey

Date: September 15, 2020

To: Frank Kim, CEO

From: James Treadaway, Director of OC Public Works

Subject: Request to Execute Retroactive Applications for Active Transportation Program

OC Public Works will submit these grant applications on September 15, 2020.

Grant Name: Active Transportation Program

Amount Requested:

1. OC Loop Segment O - \$4,574,112
2. OC Loop Segment OPQ - \$30,703,256
3. Santa Ana River Parkway Extension - \$21,171,765

Purpose of Grant Funds: Grant funds will be used to supplement construction funding for these bikeway projects.

Reason for Retroactive Grant Application Authorization: These applications will go to the Board retroactively, because support letters from stakeholders were not received in time for the September 15 grant report to the Board. County staff presented the project to the La Mirada City Council on September 8 and received their letter of support for the project (OC Loop Segment OPQ) on September 9. Additionally, project construction estimates had to be refined to accurately capture the requested grant amounts.



**CEO-Legislative Affairs Office
Grant Authorization eForm**

GRANT APPLICATION / **GRANT AWARD**

Today's Date:	September 4, 2020
Requesting Agency/Department:	OC Public Works
Grant Name and Project Title:	Active Transportation Program Grant (ATP) Cycle 5 Santa Ana River Parkway Extension Project
Sponsoring Organization/Grant Source: <small>(If the grant source is not a government entity, please provide a brief description of the organization/foundation)</small>	State of California Department of Transportation
Application Amount Requested:	\$21,171,765
Application Due Date:	September 15, 2020
Board Date when Board Approved this Application:	N/A
Awarded Funding Amount:	N/A
Notification Date of Funding Award:	
Is this an Authorized Retroactive Grant Application/Award? (If yes, attach memo to CEO) Yes	
Recurrence of Grant	New <input checked="" type="checkbox"/> Recurrent <input type="checkbox"/> Other <input type="checkbox"/> Explain: Every 2 Years
If this is a recurring grant, please list the funding amount applied for and awarded in the past:	
Does this grant require CEQA findings?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
What Type of Grant is this?	Competitive <input checked="" type="checkbox"/> Other Type <input type="checkbox"/> Explain:
County Match?	Yes <input type="checkbox"/> Amount No <input checked="" type="checkbox"/>
How will the County Match be Fulfilled? (Please include the specific budget)	
Will the grant/program create new part or full-time positions?	No
Purpose of Grant Funds:	Provide a summary and brief background of why Board of Supervisors why should accept this grant application/award, and how the grant will be implemented.
<p>The purpose of the grant funds is to construct a 3-mile gap multi-use trail consisting of a Class I Bikeway, a Riding and Hiking Trail, connecting downstream towards the 66-mile regional non-motorized recreational and commuter route called the "OC Loop" and connecting upstream towards the 100-mile "Beach to Mountain" parkway and river trail. The trail will go from the beach, through urban areas of Orange County and the Inland Empire up to San Bernardino National Forest wilderness areas.</p> <p>This project will increase the opportunities for pedestrian and bicycle transportation. This will assist in the goals to relieve vehicular traffic loads, increase pedestrian and bicycle safety, improve air quality through reduced greenhouse gas emissions, and to connect communities within three counties with comprehensive trail systems. The total project construction cost estimate is approximately \$21,171,765 and includes three bridges, a Class I Bikeway on the north bank of the Santa Ana River and a Riding and Hiking Trail on both the south and north banks of the river. The requested grant amount for construction is \$21,171,765.</p>	
Board Resolution Required? <small>(Please attach document to eForm)</small>	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Deputy County Counsel Name:	Ray Diaz



CEO-Legislative Affairs Office Grant Authorization eForm

(Please list the Deputy County Counsel that approved the Resolution)	
Recommended Action/Special Instructions (Please specify below)	
<ol style="list-style-type: none">1. Request the State of California Department of Transportation to allocate Active Transportation Program funds to the County of Orange in the amount specified in the Santa Ana River Parkway Extension Project application;2. Authorize the Director of OC Public Works or designee to submit the application, to sign the co-operative agreements with the State of California Department of Transportation and to invoice if successful in obtaining grant approval for the Santa Ana River Parkway Extension Project;3. Authorize the Director of OC Public Works or designee to sign a commitment letter to provide all required matching funds for the project;4. Authorized the Director of OC Public Works or designee, upon notification of funding award, to accept funding monies;	
Department Contact :	List the name and contact information (telephone, e-mail) of the staff person to be contacted for further information.
Sonica Kohli, 714/647-3910, Sonica.Kohli@ocpw.ocgov.com Larry Stansifer, 714/667-3286, Larry.Stansifer@ocpw.ocgov.com	
Name of the individual attending the Board Meeting:	List the name of the individual who will be attending the Board Meeting for this Grant Item:
James Treadaway, Director, OC Public Works Khalid Bazmi, Assistant Public Works Director/County Engineer, OC Public Works Nardy Khan, Deputy Director, OC Infrastructure Programs, OC Public Works	



**CEO-Legislative Affairs Office
Grant Authorization eForm**

GRANT APPLICATION / **GRANT AWARD**

Today's Date:	September 4, 2020
Requesting Agency/Department:	OC Public Works
Grant Name and Project Title:	Active Transportation Program Grant (ATP) Cycle 5 OC Loop Coyote Creek Bikeway Segment O Project
Sponsoring Organization/Grant Source: <small>(If the grant source is not a government entity, please provide a brief description of the organization/foundation)</small>	State of California Department of Transportation
Application Amount Requested:	\$4,574,112
Application Due Date:	September 15, 2020
Board Date when Board Approved this Application:	N/A
Awarded Funding Amount:	N/A
Notification Date of Funding Award:	
Is this an Authorized Retroactive Grant Application/Award? (If yes, attach memo to CEO) Yes	
Recurrence of Grant	New <input type="checkbox"/> Recurrent <input checked="" type="checkbox"/> Other <input type="checkbox"/> Explain: Every 2 Years
If this is a recurring grant, please list the funding amount applied for and awarded in the past:	\$871,000 for environmental phase \$1,415,000 for design phase
Does this grant require CEQA findings?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
What Type of Grant is this?	Competitive <input checked="" type="checkbox"/> Other Type <input type="checkbox"/> Explain:
County Match?	Yes <input checked="" type="checkbox"/> Amount <u>\$1,143,528</u> No <input type="checkbox"/>
How will the County Match be Fulfilled? (Please include the specific budget)	Fund 174
Will the grant/program create new part or full-time positions?	No
Purpose of Grant Funds:	Provide a summary and brief background of why Board of Supervisors why should accept this grant application/award, and how the grant will be implemented.
<p>The purpose of the grant funds is to construct and connect proposed Class I bikeway along the Coyote Creek Flood Channel in order to close a one mile gap along a planned active transportation corridor totaling 66-miles of regional non-motorized recreational and commuter route called the 'OC Loop'. OC Loop Coyote Creek Bikeway Segment O Project will increase the opportunities for pedestrian and bicycle transportation. This will assist in the goals to relieve vehicular traffic loads, increase pedestrian and bicycle safety, improve air quality through reduced greenhouse gas emissions, and to connect communities with comprehensive trail systems. The total project construction cost estimate is approximately \$5,717,640. The requested grant amount for construction is \$4,574,112 and the local match is \$1,143,528.</p> <p>The proposed project begins at the existing Coyote Creek Bikeway, in the city of Cerritos in Los Angeles County, where the Coyote Creek North Fork Channel and the Coyote Creek Channel confluence. Construction of the bikeway is proposed to continue east along the Coyote Creek Channel for approximately one mile ending at Artesia Blvd, in the City of Buena Park.</p>	
Board Resolution Required? <small>(Please attach document to eForm)</small>	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Deputy County Counsel Name: <small>(Please list the Deputy County Counsel that approved the Resolution)</small>	Ray Diaz



Recommended Action/Special Instructions (Please specify below)	
<ol style="list-style-type: none">1. Request the State of California Department of Transportation to allocate Active Transportation Program funds to the County of Orange in the amount specified in the OC Loop Coyote Creek Bikeway Segments O Project application;2. Authorize the Director of OC Public Works or designee to submit the application, to sign the co-operative agreements with the State of California Department of Transportation, County of Los Angeles, cities of Cerritos, Buena Park and La Mirada and to invoice if successful in obtaining grant approval for the OC Loop Coyote Creek Bikeway Segment O Project;3. Authorize the Director of OC Public Works or designee to sign a commitment letter to provide all required matching funds for the project;4. Authorized the Director of OC Public Works or designee, upon notification of funding award, to accept funding monies	
Department Contact :	List the name and contact information (telephone, e-mail) of the staff person to be contacted for further information.
Sonica Kohli, 714/647-3910, Sonica.Kohli@ocpw.ocgov.com Larry Stansifer, 714/667-3286, Larry.Stansifer@ocpw.ocgov.com	
Name of the individual attending the Board Meeting:	List the name of the individual who will be attending the Board Meeting for this Grant Item:
James Treadaway, Director, OC Public Works Khalid Bazmi, Assistant Public Works Director/County Engineer, OC Public Works Nardy Khan, Deputy Director, OC Infrastructure Programs, OC Public Works	



**CEO-Legislative Affairs Office
Grant Authorization eForm**

GRANT APPLICATION / **GRANT AWARD**

Today's Date:	September 4, 2020
Requesting Agency/Department:	OC Public Works
Grant Name and Project Title:	Active Transportation Program Grant (ATP) Cycle 5 OC Loop Coyote Creek Bikeway (Segments O,P,Q) Project
Sponsoring Organization/Grant Source: <small>(If the grant source is not a government entity, please provide a brief description of the organization/foundation)</small>	State of California Department of Transportation
Application Amount Requested:	\$30,703,256
Application Due Date:	September 15, 2020
Board Date when Board Approved this Application:	N/A
Awarded Funding Amount:	N/A
Notification Date of Funding Award:	
Is this an Authorized Retroactive Grant Application/Award? (If yes, attach memo to CEO) Yes	
Recurrence of Grant	New <input type="checkbox"/> Recurrent <input checked="" type="checkbox"/> Other <input type="checkbox"/> Explain: Every 2 Years
If this is a recurring grant, please list the funding amount applied for and awarded in the past:	\$871,000 for environmental phase \$1,415,000 for design phase
Does this grant require CEQA findings?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
What Type of Grant is this?	Competitive <input checked="" type="checkbox"/> Other Type <input type="checkbox"/> Explain:
County Match?	Yes <input checked="" type="checkbox"/> Amount <u>\$7,675,814</u> No <input type="checkbox"/>
How will the County Match be Fulfilled? (Please include the specific budget)	Fund 174
Will the grant/program create new part or full-time positions?	No
Purpose of Grant Funds:	Provide a summary and brief background of why Board of Supervisors why should accept this grant application/award, and how the grant will be implemented.
<p>The purpose of the grant funds is to construct and connect proposed Class I bikeway along the Coyote Creek Flood Channel in order to close a 2.7 miles map along a planned active transportation corridor totaling 66-miles of regional non-motorized recreational and commuter route called the 'OC Loop'. OC Loop Coyote Creek Bikeway (Segments O, P, Q) Project will increase the opportunities for pedestrian and bicycle transportation. This will assist in the goals to relieve vehicular traffic loads, increase pedestrian and bicycle safety, improve air quality through reduced greenhouse gas emissions, and to connect communities with comprehensive trail systems. The total project construction cost estimate is approximately \$38,379,070. The requested grant amount for construction is \$30,703,256 and the local match is \$7,675,814.</p> <p>The proposed project begins at the existing Coyote Creek Bikeway, in the city of Cerritos in Los Angeles County, where the Coyote Creek North Fork Channel and the Coyote Creek Channel confluence. Construction of the bikeway is proposed continue east along the Coyote Creek Channel for approximately 2.7 miles where a connection to a segment of the Coyote Creek Bikeway at La Mirada Blvd in the city of Buena Park exists.</p>	
Board Resolution Required? <small>(Please attach document to eForm)</small>	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>



CEO-Legislative Affairs Office Grant Authorization eForm

Attachment A

Deputy County Counsel Name: <small>(Please list the Deputy County Counsel that approved the Resolution)</small>	Ray Diaz
Recommended Action/Special Instructions <small>(Please specify below)</small>	
<ol style="list-style-type: none">1. Request the State of California Department of Transportation to allocate Active Transportation Program funds to the County of Orange in the amount specified in the OC Loop Coyote Creek Bikeway Segments O, P, Q Project application;2. Authorize the Director of OC Public Works or designee to submit the application, to sign the co-operative agreements with the State of California Department of Transportation, County of Los Angeles, cities of Cerritos, Buena Park and La Mirada and to invoice if successful in obtaining grant approval for the OC Loop Coyote Creek Bikeway Segments O, P, Q Project;3. Authorize the Director of OC Public Works or designee to sign a commitment letter to provide all required matching funds for the project;4. Authorized the Director of OC Public Works or designee, upon notification of funding award, to accept funding monies	
Department Contact :	<small>List the name and contact information (telephone, e-mail) of the staff person to be contacted for further information.</small>
Sonica Kohli, 714/647-3910, Sonica.Kohli@ocpw.ocgov.com Larry Stansifer, 714/667-3286, Larry.Stansifer@ocpw.ocgov.com	
Name of the individual attending the Board Meeting:	<small>List the name of the individual who will be attending the Board Meeting for this Grant Item:</small>
James Treadaway, Director, OC Public Works Khalid Bazmi, Assistant Public Works Director/County Engineer, OC Public Works Nardy Khan, Deputy Director, OC Infrastructure Programs, OC Public Works	



**CEO-Legislative Affairs Office
Grant Authorization eForm**

Attachment A

GRANT APPLICATION / GRANT AWARD

Today's Date:	September 9, 2020
Requesting Agency/Department:	Sheriff-Coroner Department
Grant Name and Project Title:	2019 - Urban Area Security Initiative (UASI)
Sponsoring Organization/Grant Source: <small>(If the grant source is not a government entity, please provide a brief description of the organization/foundation)</small>	U.S. Department of Homeland Security
Application Amount Requested:	N/A
Application Due Date:	N/A
Board Date when Board Approved this Application:	N/A
Awarded Funding Amount:	\$5,772.00
Notification Date of Funding Award:	July 30, 2020
Is this an Authorized Retroactive Grant Application/Award? No <small>(If yes, attach memo to CEO)</small>	
Recurrence of Grant	New <input type="checkbox"/> Recurrent <input checked="" type="checkbox"/> Other <input type="checkbox"/> Explain:
If this is a recurring grant, please list the funding amount applied for and awarded in the past:	2017: \$ 2,125 2018: \$ 476,298 2019: \$ 5,772
Does this grant require CEQA findings?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
What Type of Grant is this?	Competitive <input type="checkbox"/> Other Type <input checked="" type="checkbox"/> Explain: Allocation through UASI
County Match?	Yes <input type="checkbox"/> Amount _____ or _____ % No <input checked="" type="checkbox"/>
How will the County Match be Fulfilled? <small>(Please include the specific budget)</small>	N/A
Will the grant/program create new part or full-time positions?	No
Purpose of Grant Funds:	Provide a summary and brief background on why the Board of Supervisors should accept this grant application/award, and how the grant will be implemented.

The U.S. Department of Homeland Security provides funding through Urban Areas Security Initiative (UASI) to enhance regional preparedness in major metropolitan areas. The UASI program directly supports the national priority of expanding regional collaboration identified in the National Preparedness Guidelines, and is intended to assist participating jurisdictions in developing integrated regional systems for prevention, protection, response, and recovery. UASI program funds address the unique planning, organization, equipment, training, and exercise needs of high-threat, high-density Urban Areas, and assist them in building an enhanced and sustainable capacity to prevent, protect against, respond to, and recover from acts of terrorism.

Eligible FY 2019 UASI candidates have been identified based on an analysis of relative risk of the 100 most populous Metropolitan Statistical Areas, as defined by the Office of Management and Budget. The City of Santa Ana and the City of Anaheim were the two Orange County cities identified by the U.S. Department of Homeland Security as eligible Urban Areas. These two cities alternate functioning as primary recipients of UASI grant funding from year to year.



**CEO-Legislative Affairs Office
Grant Authorization eForm**

With UASI grant funding, the City of Santa Ana awarded the Orange County Sheriff-Coroner Department (Sheriff) the amount of \$5,772 to provide training instructor services for first responders within the Orange County Operational Area. Approval is requested to accept these UASI grant funds. Training included topics such as active shooter response, mobile field force and tactical emergency casualty care for law enforcement as well as Orange County Intelligence Assessment Center related training.

The City of Santa Ana and the Sheriff’s Department work collaboratively to identify timely training topics for responders across Orange County. To keep costs low, the agencies leverage existing personnel with subject matter expertise. Because these duties are outside of the individual’s normal assignments, staff may incur overtime or backfill expenses related to their instructor activities. The UASI will reimburse the Sheriff’s Department the amount of \$5,772 for any allowable UASI Training.

Board Resolution Required? (Please attach document to eForm)	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Deputy County Counsel Name: (Please list the Deputy County Counsel that approved the Resolution)	Wendy Phillips, Deputy County Counsel, has reviewed and approved the 2019 UASI Resolution.

Recommended Action/Special Instructions
(Please specify below)

Accept \$5,772 in FY 2019 Urban Areas Security Initiative funds, Catalog of Federal Domestic Assistance #97.067, from the City of Santa Ana.

Department Contact :	List the name and contact information (telephone, e-mail) of the staff person to be contacted for further information.
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Luis Ramirez – luramirez@ocsd.org or 714-647-1871

Name of the individual attending the Board Meeting:	List the name of the individual who will be attending the Board Meeting for this Grant Item:
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RESOLUTION OF THE BOARD OF SUPERVISORS OF
ORANGE COUNTY, CALIFORNIA

September 29, 2020

WHEREAS, the United States Department of Homeland Security, through the California Office of Emergency Services, is providing FY19 Urban Area Security Initiative (UASI) funding to address the unique planning, organization, equipment, training, and exercise needs of high-threat, high-density urban areas, and assist them in building an enhanced and sustainable capacity to prevent, protect against, mitigate, respond to, and recover from acts of terrorism; and

WHEREAS, the City of Santa Ana has received a FY19 UASI award and has granted the award application to the County of Orange as a sub-recipient.

NOW, THEREFORE, BE IT RESOLVED that this Board does hereby:

1. Authorize the Sheriff-Coroner, or designee to complete the blanks and execute the “Agreement for Transfer or Purchase of Equipment/Services or for Reimbursement of Training Costs for FY2019 Urban Area Security Initiative (UASI).” List of designees include:
 - a. Undersheriff
 - b. Assistant Sheriff
 - c. Executive Director
2. Assure that the County of Orange will abide by the statutes governing the UASI Grant Program, as detailed within the Agreement.
3. Assure that the County of Orange will not use grant funds to supplant expenditures controlled by the Board of Supervisors.

BE IT FURTHER RESOLVED that this Board will not provide specific matching funds if the grant application is approved.



**CEO-Legislative Affairs Office
Grant Authorization eForm**

GRANT APPLICATION / GRANT AWARD

Today's Date:	September 16, 2020
Requesting Agency/Department:	Sheriff-Coroner Department
Grant Name and Project Title:	2018 - Urban Area Security Initiative (UASI)
Sponsoring Organization/Grant Source: <small>(If the grant source is not a government entity, please provide a brief description of the organization/foundation)</small>	U.S. Department of Homeland Security
Application Amount Requested:	N/A
Application Due Date:	N/A
Board Date when Board Approved this Application:	N/A
Awarded Funding Amount:	\$476,298
Notification Date of Funding Award:	August 27, 2020
Is this an Authorized Retroactive Grant Application/Award? No <small>(If yes, attach memo to CEO)</small>	
Recurrence of Grant	New <input type="checkbox"/> Recurrent <input checked="" type="checkbox"/> Other <input type="checkbox"/> Explain:
If this is a recurring grant, please list the funding amount applied for and awarded in the past:	2016: \$ 2,811 2017: \$ 2,125 2018: \$ 476,298
Does this grant require CEQA findings?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
What Type of Grant is this?	Competitive <input type="checkbox"/> Other Type <input checked="" type="checkbox"/> Explain: Allocation through UASI
County Match?	Yes <input type="checkbox"/> Amount _____ or _____ % No <input checked="" type="checkbox"/>
How will the County Match be Fulfilled? <small>(Please include the specific budget)</small>	N/A
Will the grant/program create new part or full-time positions?	No
Purpose of Grant Funds:	Provide a summary and brief background on why the Board of Supervisors should accept this grant application/award, and how the grant will be implemented.

The U.S. Department of Homeland Security provides funding through Urban Areas Security Initiative (UASI) to enhance regional preparedness in major metropolitan areas. The UASI program directly supports the national priority of expanding regional collaboration identified in the National Preparedness Guidelines, and is intended to assist participating jurisdictions in developing integrated regional systems for prevention, protection, response, and recovery. UASI program funds address the unique planning, organization, equipment, training, and exercise needs of high-threat, high-density Urban Areas, and assist them in building an enhanced and sustainable capacity to prevent, protect against, respond to, and recover from acts of terrorism.

Eligible FY 2018 UASI candidates have been identified based on an analysis of relative risk of the 100 most populous Metropolitan Statistical Areas, as defined by the Office of Management and Budget. The City of Santa Ana and the City of Anaheim were the two Orange County cities identified by the U.S. Department of Homeland Security as eligible Urban Areas. These two cities alternate functioning as primary recipients of UASI grant funding from year to year.



**CEO-Legislative Affairs Office
Grant Authorization eForm**

With UASI grant funding, the City of Anaheim awarded the Orange County Sheriff-Coroner Department (Sheriff) the amount of \$476,298 to provide training instructor services for first responders within the Orange County Operational Area. Approval is requested to accept these UASI grant funds. Training included topics such as active shooter response, mobile field force and tactical emergency casualty care for law enforcement as well as Orange County Intelligence Assessment Center related training.

The City of Anaheim and the Sheriff's Department work collaboratively to identify timely training topics for responders across Orange County. To keep costs low, the agencies leverage existing personnel with subject matter expertise. Because these duties are outside of the individual's normal assignments, staff may incur overtime or backfill expenses related to their instructor activities. The UASI will reimburse the Sheriff's Department the amount of \$476,298 for any allowable UASI Training.

Board Resolution Required?
(Please attach document to eForm)

Deputy County Counsel Name:
(Please list the Deputy County Counsel that approved the Resolution)

Yes No

Wendy Phillips, Deputy County Counsel, has reviewed and approved the Board resolution.

Recommended Action/Special Instructions
(Please specify below)

Accept \$476,298 in FY 2018 Urban Areas Security Initiative funds, Catalog of Federal Domestic Assistance #97.067, from the City of Anaheim.

Department Contact :

List the name and contact information (telephone, e-mail) of the staff person to be contacted for further information.

Luis Ramirez – luramirez@ocsd.org or 714-647-1871

Name of the individual attending the Board Meeting:

List the name of the individual who will be attending the Board Meeting for this Grant Item:

RESOLUTION OF THE BOARD OF SUPERVISORS OF
ORANGE COUNTY, CALIFORNIA

September 29, 2020

WHEREAS, the United States Department of Homeland Security, through the California Office of Emergency Services, is providing FY18 Urban Area Security Initiative (UASI) funding to address the unique planning, organization, equipment, training, and exercise needs of high-threat, high-density urban areas, and assist them in building an enhanced and sustainable capacity to prevent, protect against, mitigate, respond to, and recover from acts of terrorism; and

WHEREAS, the City of Anaheim has received a FY18 UASI award and has granted the award application of the County of Orange as the sub-recipient.

NOW, THEREFORE, BE IT RESOLVED that this Board does hereby:

1. Authorize the Sheriff-Coroner, or designee to complete the blanks and execute the “Agreement for Transfer or Purchase of Equipment/Services or for Reimbursement of Training Costs for FY2018 Urban Area Security Initiative (UASI).” List of designees include:
 - a. Undersheriff
 - b. Assistant Sheriff
 - c. Executive Director
2. Assure that the County of Orange will abide by the statutes governing the UASI Grant Program, as detailed within the Agreement.
3. Assure that the County of Orange will not use grant funds to supplant expenditures controlled by the Board of Supervisors.

BE IT FURTHER RESOLVED that this Board will not provide specific matching funds if the grant application is approved.



**CEO-Legislative Affairs Office
Grant Authorization eForm**

GRANT APPLICATION / GRANT AWARD

Today's Date:	September 11, 2020
Requesting Agency/Department:	Sheriff-Coroner Department
Grant Name and Project Title:	2019 – State Homeland Security Program (SHSP)
Sponsoring Organization/Grant Source: <small>(If the grant source is not a government entity, please provide a brief description of the organization/foundation)</small>	U.S. Department of Homeland Security
Application Amount Requested:	N/A
Application Due Date:	N/A
Board Date when Board Approved this Application:	N/A
Awarded Funding Amount:	\$3,389,080
Notification Date of Funding Award:	July 27, 2020
Is this an Authorized Retroactive Grant Application/Award? No <small>(If yes, attach memo to CEO)</small>	
Recurrence of Grant	New <input type="checkbox"/> Recurrent <input checked="" type="checkbox"/> Other <input type="checkbox"/> Explain:
If this is a recurring grant, please list the funding amount applied for and awarded in the past:	2016: \$ 3,285,915 2017: \$ 3,266,534 2018: \$ 3,270,462 2019: \$ 3,389,080
Does this grant require CEQA findings?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
What Type of Grant is this?	Competitive <input type="checkbox"/> Other Type <input checked="" type="checkbox"/> Explain: Allocation through DHS
County Match?	Yes <input type="checkbox"/> Amount _____ or _____ % No <input checked="" type="checkbox"/>
How will the County Match be Fulfilled? <small>(Please include the specific budget)</small>	N/A
Will the grant/program create new part or full-time positions?	No
Purpose of Grant Funds:	Provide a summary and brief background on why the Board of Supervisors should accept this grant application/award, and how the grant will be implemented.
<p>The U.S. Department of Homeland Security is providing funding to the State of California to enhance the ability of the state, urban areas and local jurisdictions to prevent, deter, respond to and recover from threats and incidents of terrorism. On November 5, 2019, the Sheriff's Department received Board of Supervisors approval to apply for the 2019 State Homeland Security Program (SHSP). The 2019 SHSP provides funding for the Orange County Operational Area in the amount of \$3,389,080.</p> <p>Operational Areas are required to appoint an Anti-Terrorism and All Hazards Approval Body to determine the allocation of grant funding. The approval body for the Orange County Operational Area consists of the Sheriff-Coroner, the County Public Health Officer, the Fire Chief for Orange County Fire Authority, a municipal fire chief, and a municipal police chief. The County's SHSP allocation of \$3,389,080 will support existing staff salaries for the Orange County Intelligence Assessment Center, Sheriff's Homeland Security Division and the Sheriff's Emergency Management Division. The 2019 award will also support the limited purchase of equipment as well as training activities and renewable contracts. The Homeland Security Grant Program guidance limits the use of no more than 50% of the awarded dollar amount to pay for salaries. For our 2019 application, the Sheriff's Department has</p>	



**CEO-Legislative Affairs Office
Grant Authorization eForm**

Attachment A

requested a Salary Cap Waiver, allowing us to use more than 50% of award in support of salaries. The request was reviewed and approved by California Office of Emergency Services (CalOES).

Board Resolution Required?

(Please attach document to eForm)

Yes

No

Deputy County Counsel Name:

(Please list the Deputy County Counsel that approved the Resolution)

Wendy Philips, Senior Deputy County Counsel

Recommended Action/Special Instructions

(Please specify below)

Accept FY 2019 State Homeland Security Grant Program award for \$3,389,080. Catalog of Federal Domestic Assistance #97.067.

Adopt 2019 State Homeland Security Program resolution, authorizing the Sheriff or designee approval authority

Approve 2019 Transfer Agreement used to transfer property or funding with agencies within the Operational Area.

Department Contact :

List the name and contact information (telephone, e-mail) of the staff person to be contacted for further information.

Luis Ramirez – luramirez@ocsd.org or 714-647-1871

Name of the individual attending the Board Meeting:

List the name of the individual who will be attending the Board Meeting for this Grant Item:

Luis Ramirez – luramirez@ocsd.org or 714-647-1871

RESOLUTION OF THE BOARD OF SUPERVISORS OF
ORANGE COUNTY, CALIFORNIA

September 29, 2020

WHEREAS, the United States Department of Homeland Security, through the California Office of Emergency Services, is providing FY2019 Homeland Security Grant Program funding to local Operational Areas to prevent, protect against, mitigate, respond to, and recover from acts of terrorism and other catastrophic events;

NOW, THEREFORE, BE IT RESOLVED that this Board does hereby:

1. Authorize the following positions to execute, on behalf of the County of Orange, all documents necessary for the FY19 Homeland Security Grant Program Administration and grant assurances;
 - Sheriff-Coroner
 - Undersheriff
 - Assistant Sheriff
 - Executive Director
2. Authorize the day to day administration of the FY19 Homeland Security Grant Program which includes the State Homeland Security Program (SHSP) in the amount of \$3,389,080;
3. Authorize the positions mentioned above to execute, on behalf of the County of Orange, a public entity established under the laws of the State of California, any actions necessary for the purpose of obtaining federal financial assistance provided by the United States Department of Homeland Security and sub-granted through the State of California, if those actions do not materially change the terms or amounts of the County's commitment as it is reflected in the above-referenced grant application and assurances.

BE IT FURTHER RESOLVED that this Board will not provide specific matching funds



**CEO-Legislative Affairs Office
Grant Authorization eForm**

GRANT APPLICATION / GRANT AWARD

Today's Date:	September 18, 2020
Requesting Agency/Department:	Sheriff-Coroner Department
Grant Name and Project Title:	Oil Spill Prevention and Response Grant Program
Sponsoring Organization/Grant Source: <small>(If the grant source is not a government entity, please provide a brief description of the organization/foundation)</small>	California Department of Fish and Wildlife (CDFW)
Application Amount Requested:	\$35,000
Application Due Date:	N/A
Board Date when Board Approved this Application:	N/A
Awarded Funding Amount:	\$35,000
Notification Date of Funding Award:	8/19/20
Is this an Authorized Retroactive Grant Application/Award? No <small>(If yes, attach memo to CEO)</small>	
Recurrence of Grant	New <input type="checkbox"/> Recurrent <input checked="" type="checkbox"/> Other <input type="checkbox"/> Explain:
If this is a recurring grant, please list the funding amount applied for and awarded in the past:	\$35,000 in July, 2018; \$35,000 in October, 2018.
Does this grant require CEQA findings?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
What Type of Grant is this?	Competitive <input checked="" type="checkbox"/> Other Type <input type="checkbox"/> Explain:
County Match?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
How will the County Match be Fulfilled? <small>(Please include the specific budget)</small>	N/A
Will the grant/program create new part or full-time positions?	N/A
Purpose of Grant Funds:	Provide a summary and brief background of why Board of Supervisors why should accept this grant application/award, and how the grant will be implemented.
The purpose of the grant project is to provide local governments with oil spill response equipment that can be pre-positioned (pre-staged) throughout the state. The equipment will be deployed by the grantee to contain a spill or to protect local resources. The grant will be used for training specific to oil spill response and logistics, and provides equipment specific to eligible decontamination activities. The term of this award is October 1, 2020, and ending on September 30, 2022.	
Board Resolution Required? <small>(Please attach document to eForm)</small>	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Deputy County Counsel Name: <small>(Please list the Deputy County Counsel that approved the Resolution)</small>	
Recommended Action/Special Instructions <small>(Please specify below)</small>	
Authorize the Sheriff-Coroner, or designee, to sign all necessary application documents required for the	



**CEO-Legislative Affairs Office
Grant Authorization eForm**

Attachment A

submission of the application and supporting documentation to the Department of Fish and Wildlife, Office of Spill Prevention and Response.	
Department Contact :	List the name and contact information (telephone, e-mail) of the staff person to be contacted for further information.
Michael Dittenhofer, Administrative Manager II Sheriff's Research and Development mdittenhofer@ocsd.org 714-935-8432	
Name of the individual attending the Board Meeting:	List the name of the individual who will be attending the Board Meeting for this Grant Item:
Brigitte Ludwig	



**CEO-Legislative Affairs Office
Grant Authorization eForm**

GRANT APPLICATION / GRANT AWARD

Today's Date:	September 21, 2020
Requesting Agency/Department:	District Attorney
Grant Name and Project Title:	Disability and Healthcare Insurance Fraud Program
Sponsoring Organization/Grant Source: <small>(If the grant source is not a government entity, please provide a brief description of the organization/foundation)</small>	California Department of Insurance (CDI)
Application Amount Requested:	\$2,683,246
Application Due Date:	June 5, 2020
Board Date when Board Approved this Application:	March 10, 2020
Awarded Funding Amount:	\$1,109,824
Notification Date of Funding Award:	September 21, 2020
Is this an Authorized Retroactive Grant Application/Award? No <small>(If yes, attach memo to CEO)</small>	
Recurrence of Grant	New <input type="checkbox"/> Recurrent <input checked="" type="checkbox"/> Other <input type="checkbox"/> Explain:
If this is a recurring grant, please list the funding amount applied for and awarded in the past:	\$2,683,246 was applied, \$1,132,473 was awarded for FY 19-20
Does this grant require CEQA findings?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
What Type of Grant is this?	Competitive <input checked="" type="checkbox"/> Other Type <input type="checkbox"/> Explain:
County Match?	Yes <input type="checkbox"/> Amount _____ or _____ % No <input checked="" type="checkbox"/>
How will the County Match be Fulfilled? <small>(Please include the specific budget)</small>	N/A
Will the grant/program create new part or full-time positions?	No new position is required.
Purpose of Grant Funds:	Provide a summary and brief background of why Board of Supervisors should accept this grant application/award, and how the grant will be implemented.
This grant award is made pursuant to the provisions of California Insurance Code Section 1872.85, and shall be used solely for the purposes of enhanced investigation and prosecution of disability and healthcare insurance fraud cases. This grant will provide continued funding for the vertical prosecution unit consisting of prosecutorial, investigative, and support staff to investigate and prosecute disability and healthcare insurance fraud cases.	
Board Resolution Required? <small>(Please attach document to eForm)</small>	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Deputy County Counsel Name: <small>(Please list the Deputy County Counsel that approved the Resolution)</small>	James Harman, Deputy County Counsel
Recommended Action/Special Instructions <small>(Please specify below)</small>	



CEO-Legislative Affairs Office Grant Authorization eForm

Attachment A

1. Authorize the District Attorney or his designee, to sign and execute, on behalf of the County of Orange, the Grant Agreement with the CDI accepting the grant award of \$1,109,824 to continue the Disability and Healthcare Insurance Fraud Program for fiscal year 2020/21.
2. Authorize the District Attorney, or his designee, to execute, on behalf of the County of Orange, any extensions or amendments that reflect the actual grant award but do not materially alter the terms of the grant award.
3. Adopt the Resolution to receive funds for the Disability and Healthcare Insurance Fraud Program.

The District Attorney has received funding to participate in the State Disability and Healthcare Insurance Fraud Program for the past fifteen years. Fiscal year 2020-21 will mark as the District Attorney Office's sixteenth year of participation in the Program.

CDI requires the District Attorney to submit a Board Resolution. County Counsel has reviewed and approved the attached sample Board Resolution.

Department Contact :

List the name and contact information (telephone, e-mail) of the staff person to be contacted for further information.

Glenn Robison (714) 347-8778 glenn.robison@da.ocgov.com

Name of the individual attending the Board Meeting:

List the name of the individual who will be attending the Board Meeting for this Grant Item:

Glenn Robison

RESOLUTION OF THE BOARD OF SUPERVISORS OF
ORANGE COUNTY, CALIFORNIA

September 29, 2020

WHEREAS, the County of Orange desires to undertake its project designated “The Disability and Healthcare Insurance Fraud Program” to be funded in part from funds made available through the California Insurance Code Section 1872.85 and administered by the California Department of Insurance (hereafter referred to as CDI).

NOW, THEREFORE, BE IT RESOLVED that this Board does hereby:

1. Find that the proposed project is exempt from CEQA pursuant to 14 C.C.R. 15061(b)(3) because it does not impose a significant effect on the environment.
2. Find that pursuant to Section 711.4 of the California Fish and Game Code, the proposed project is exempt from the required fees as it has been determined that no adverse impacts to wildlife resources will result from the project.
3. Authorize the District Attorney, or his designee, to sign and execute, on behalf of the County of Orange, a Grant Award Agreement with CDI for the Disability and Healthcare Insurance Fraud Program, effective from July 1, 2020 through June 30, 2021, in the amount not to exceed \$1,109,824.
4. Authorize the District Attorney, or his designee, to execute, on behalf of the County of Orange, any extensions or amendments that reflect the actual grant award amount but do not materially alter the terms of the grant award.
5. Assure that the County of Orange assumes any liability arising out of the performance of this Grant Award Agreement, including civil court actions for damages. The State of California and the California Department of Insurance disclaim responsibility for any such liability.
6. Assure that the County of Orange will not use grant funds to supplant expenditures controlled by the Board of Supervisors.



**CEO-Legislative Affairs Office
Grant Authorization eForm**

GRANT APPLICATION / GRANT AWARD

Today's Date:	September 21, 2020
Requesting Agency/Department:	District Attorney
Grant Name and Project Title:	Automobile Insurance Fraud Program
Sponsoring Organization/Grant Source: <small>(If the grant source is not a government entity, please provide a brief description of the organization/foundation)</small>	California Department of Insurance (CDI)
Application Amount Requested:	\$2,436,287
Application Due Date:	July 3, 2020
Board Date when Board Approved this Application:	March 10, 2020
Awarded Funding Amount:	\$1,037,577
Notification Date of Funding Award:	September 21, 2020
Is this an Authorized Retroactive Grant Application/Award? No <small>(If yes, attach memo to CEO)</small>	
Recurrence of Grant	New <input type="checkbox"/> Recurrent <input checked="" type="checkbox"/> Other <input type="checkbox"/> Explain:
If this is a recurring grant, please list the funding amount applied for and awarded in the past:	\$1,653,611 was applied, \$1,069,667 was awarded for FY 19-20
Does this grant require CEQA findings?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
What Type of Grant is this?	Competitive <input checked="" type="checkbox"/> Other Type <input type="checkbox"/> Explain:
County Match?	Yes <input type="checkbox"/> Amount ____ or ____ % No <input checked="" type="checkbox"/>
How will the County Match be Fulfilled? <small>(Please include the specific budget)</small>	N/A
Will the grant/program create new part or full-time positions?	No new position is required.
Purpose of Grant Funds:	Provide a summary and brief background of why Board of Supervisors why should accept this grant application/award, and how the grant will be implemented.
<p>This grant award is made pursuant to the provisions of California Insurance Code Section 1872.8, and shall be used solely for the purposes of enhanced investigation and prosecution of auto insurance fraud cases. This grant will provide continued funding for the vertical prosecution unit consisting of prosecutorial, investigative, and support staff to investigate and prosecute automobile insurance fraud cases.</p>	
Board Resolution Required? <small>(Please attach document to eForm)</small>	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Deputy County Counsel Name: <small>(Please list the Deputy County Counsel that approved the Resolution)</small>	James Harman, Deputy County Counsel
Recommended Action/Special Instructions <small>(Please specify below)</small>	
CDI requires the District Attorney to submit a Board Resolution. County Counsel has reviewed and approved the attached sample Board Resolution.	



CEO-Legislative Affairs Office Grant Authorization eForm

Attachment A

1. Authorize the District Attorney or his designee, to sign and execute, on behalf of the County of Orange, the Grant Agreement with the CDI accepting the grant award of \$1,037,577 to continue the Automobile Insurance Fraud Program for fiscal year 2020-21.
2. Authorize the District Attorney, or his designee, to execute, on behalf of the County of Orange, any extensions or amendments that reflect the actual grant award but do not materially alter the terms of the grant award.
3. Adopt the Resolution to receive funds for the Automobile Insurance Fraud Program.

The District Attorney has received funding to participate in the State Automobile Insurance Fraud Program for the past thirty-one years. Fiscal year 2020-21 will mark as the District Attorney Office's 32nd year of participation in the Program.

Department Contact :	List the name and contact information (telephone, e-mail) of the staff person to be contacted for further information.
Glenn Robison (714) 347-8778 glenn.robison@da.ocgov.com	
Name of the individual attending the Board Meeting:	List the name of the individual who will be attending the Board Meeting for this Grant Item:
Glenn Robison	

RESOLUTION OF THE BOARD OF SUPERVISORS OF
ORANGE COUNTY, CALIFORNIA

September 29, 2020

WHEREAS, the County of Orange desires to undertake its project designated “The Automobile Insurance Fraud Program” to be funded in part from funds made available through California Insurance Code Section 1872.8 and administered by the California Department of Insurance (hereafter referred to as CDI).

NOW, THEREFORE, BE IT RESOLVED that this Board does hereby:

1. Find that the proposed project is exempt from CEQA pursuant to 14 C.C.R. 15061(b)(3) because it does not impose a significant effect on the environment.
2. Find that pursuant to Section 711.4 of the California Fish and Game Code, the proposed project is exempt from the required fees as it has been determined that no adverse impacts to wildlife resources will result from the project.
3. Authorize the District Attorney, or his designee, to sign and execute, on behalf of the County of Orange, a Grant Award Agreement with CDI for the Automobile Insurance Fraud Program, effective from July 1, 2020 through June 30, 2021, in the amount not to exceed \$1,037,577.
4. Authorize the District Attorney, or his designee, to execute, on behalf of the County of Orange, any extensions or amendments that reflect the actual grant award amount but do not materially alter the terms of the current grant award.
5. Assure that the County of Orange assumes any liability arising out of the performance of this Grant Award Agreement, including civil court actions for damages. The State of California and the California Department of Insurance disclaim responsibility for any such liability.
6. Assure that the County of Orange will not use grant funds to supplant expenditures controlled by the Board of Supervisors.



**CEO-Legislative Affairs Office
Grant Authorization eForm**

GRANT APPLICATION / **GRANT AWARD**

Today's Date:	9/15/2020
Requesting Agency/Department:	OC Community Resources/OC Parks
Grant Name and Project Title:	CA Museum Grant Program, Education Kits
Sponsoring Organization/Grant Source: <small>(If the grant source is not a government entity, please provide a brief description of the organization/foundation)</small>	California Natural Resources Agency (CNRA) California Cultural & Historical Endowment (CCHE)
Application Amount Requested:	\$40,000
Application Due Date:	October 2, 2020
Board Date when Board Approved this Application:	N/A
Awarded Funding Amount:	N/A
Notification Date of Funding Award:	N/A
Is this an Authorized Retroactive Grant Application/Award?	No <small>(If yes, attach memo to CEO)</small>
Recurrence of Grant	New <input type="checkbox"/> Recurrent <input type="checkbox"/> Other <input checked="" type="checkbox"/> Explain:
If this is a recurring grant, please list the funding amount applied for and awarded in the past:	OC Parks applied in 2017 but did not receive this grant.
Does this grant require CEQA findings?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
What Type of Grant is this?	Competitive <input checked="" type="checkbox"/> Other Type <input type="checkbox"/> Explain:
County Match?	Yes <input checked="" type="checkbox"/> Amount <u>5</u> % No <input type="checkbox"/>
How will the County Match be Fulfilled? <small>(Please include the specific budget)</small>	Staffing and administrative costs will be used to meet the match.
Will the grant/program create new part or full-time positions?	No
Purpose of Grant Funds:	Provide a summary and brief background of why Board of Supervisors why should accept this grant application/award, and how the grant will be implemented.
<p>If awarded, grant funds will be used to create portable kits containing museum-quality pre-historic and historic objects and artifacts for use by schools in conjunction with distance learning resources. Each kit will support the CA State science and cultural heritage curriculum standards and will provide teachers with important tools for engaging their students.</p> <p>Grant funds will support the distribution of these kits to title 1 schools at no cost. The kits will be a particularly valuable resource for expanded learning during COVID-19 but will continue to be a valuable resource for schools well into the future.</p>	
Board Resolution Required? <small>(Please attach document to eForm)</small>	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Deputy County Counsel Name: <small>(Please list the Deputy County Counsel that approved the Resolution)</small>	Mark Batarse
Recommended Action/Special Instructions <small>(Please specify below)</small>	



CEO-Legislative Affairs Office Grant Authorization eForm

1. Authorize the OC Parks Director or Designee to apply for the State of California Natural Resources Agency, CCHE Museum Grant and to sign all documents required for participation in the program including the Grant Agreement as reviewed and approved as to form by County Counsel.

2. Adopt the attached Resolution for the CNRA CCHE Museum Grant Program.

Department Contact :

List the name and contact information (telephone, e-mail) of the staff person to be contacted for further information.

Sue McIntire, OC Parks Grants Manager- (949) 923-3735; sue.mcintire@ocparks.com

Name of the individual attending the Board Meeting:

List the name of the individual who will be attending the Board Meeting for this Grant Item:

Stacy Blackwood, OC Parks Director or designee

RESOLUTION OF THE BOARD OF SUPERVISORS OF
ORANGE COUNTY, CALIFORNIA

September 29, 2020

WHEREAS, the Legislature and Governor of the State of California have provided funds for THE MUSEUM GRANT PROGRAM; and

WHEREAS, the California Natural Resources Agency has been delegated the responsibility for the administration of this grant program, establishing necessary procedures; and

WHEREAS, said procedures established by the California Natural Resources Agency require a resolution certifying the approval of application(s) by the Applicant's governing board before submission of said application(s) to the State; and

WHEREAS, the County of Orange ("Applicant"), if selected, will enter into an agreement with the State of California to carry out the project.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors

1. Approves the filing of an application for the Clark Interpretive Center Educational Kits; and
2. Certifies that Applicant understands the assurances and certification in the application package; and
3. Certifies that Applicant or title holder will have sufficient funds to operate and maintain the project(s) consistent with the land tenure requirements; or will secure the resources to do so; and
4. Certifies that it will comply with all provisions of Section 1771.5 of the California Labor Code; and
5. If applicable, certifies that the project will comply with any laws and regulations including, but not limited to, the *California Environmental Quality Act* (CEQA), legal requirements for building codes, health and safety codes, and disabled access laws, and that prior to commencement of construction all applicable permits will have been obtained; and
6. Certifies that Applicant will work towards the State Planning Priorities intended to promote equity, strengthen the economy, protect the environment, and promote public health and safety as included in Government Code Section 65041.1; and
7. Appoints the Director, Orange County Parks, or designee, as agent to conduct all negotiations, execute and submit all documents including, but not limited to, applications, agreements, payment requests and so on, which may be necessary for the completion of the aforementioned project(s).

Resolution No. _____ Item No. _____
California Natural Resources Agency's Museum Grant Program



**CEO-Legislative Affairs Office
Grant Authorization eForm**

GRANT APPLICATION / GRANT AWARD

Today's Date:	September 3, 2020
Requesting Agency/Department:	OC Community Resources/ OC Public Libraries
Grant Name and Project Title:	California Library Literacy and English Acquisition Services Program (CLSS): OC READ/ Families for Literacy
Sponsoring Organization/Grant Source: <small>(If the grant source is not a government entity, please provide a brief description of the organization/foundation)</small>	California State Library
Application Amount Requested:	N/A
Application Due Date:	June 18, 2020
Board Date when Board Approved this Application:	April 14, 2020
Awarded Funding Amount:	\$145,621
Notification Date of Funding Award:	8/26/2020
Is this an Authorized Retroactive Grant Application/Award? No <small>(If yes, attach memo to CEO)</small>	
Recurrence of Grant	New <input type="checkbox"/> Recurrent <input checked="" type="checkbox"/> Other <input type="checkbox"/> Explain:
If this is a recurring grant, please list the funding amount applied for and awarded in the past:	<p>The California Library Literacy and English Acquisition Services Program has been received during the following fiscal years to provide literacy services to Orange County residents:</p> <p>FY 2019-2020 Amount: \$81,245 FY: 2018-2019 Amount: \$82,066 FY: 2017- 2018 Amount: \$82,895 FY: 2016-2017 Amount: \$82,105 FY: 2015-2016 Amount: \$93,302 FY: 2014-2015 Amount: \$77,904 FY: 2013-2014 Amount: \$54,733 FY: 2012-2013 Amount: \$64,647 + an additional CALIFA (1 time) reimbursement of \$5220.26 for materials</p>
Does this grant require CEQA findings?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
What Type of Grant is this?	Competitive <input checked="" type="checkbox"/> Other Type <input type="checkbox"/> Explain:
County Match?	Yes <input type="checkbox"/> Amount _____ or _____ % No <input checked="" type="checkbox"/>
How will the County Match be Fulfilled? <small>(Please include the specific budget)</small>	N/A
Will the grant/program create new part or full-time positions?	No
Purpose of Grant Funds:	Provide a summary and brief background of why Board of Supervisors why should accept this grant application/award, and how the grant will be implemented.
<p>OC Read provides tutoring in basic reading and writing to adult learners throughout Orange County. Lessons are individualized and goal-oriented. Tutors structure the learning process around the goals established by the learner, using materials and library programs to achieve those goals. The funding will be used to offset department salaries and benefits, literacy materials and supplies, offer programs and office equipment. For program participants with children, the Families for Literacy program helps support the family unit and promotes a culture of literacy. The Families for Literacy programs will help adults develop confidence and skills in supporting their children's literacy and educational endeavors.</p>	



**CEO-Legislative Affairs Office
Grant Authorization eForm**

The funding will allow for program opportunities and services fostering a positive learning experience for parents and/or caregivers. With the funding, OC Public Libraries will offer family reading times at all 32 library locations, family learning cohort sessions, family read and create clubs, and other programs to strengthen literacy.

Board Resolution Required?

(Please attach document to eForm)

Yes

No

Deputy County Counsel Name:

(Please list the Deputy County Counsel that approved the Resolution)

N/A

Recommended Action/Special Instructions

(Please specify below)

The Family Literacy Award if part of the California Library Literacy and English Acquisition Service (CLLS) grant. OC Public Libraries has received this grant previously for adult literacy services only. This year there are changes to the grant awarding process:

- Changes have been made to how CLLS awards will be given out. 90% of the award will be given upfront for both Adult Literacy and Family Literacy funds. You can apply for the final 10% of your funding after you have completed your mid-year report and spent 75% of your funds.
- We will be requiring a mid-year financial and narrative report.

Department Contact :

List the name and contact information (telephone, e-mail) of the staff person to be contacted for further information.

Beatriz Preciado, Program Coordinator, 714-566-3065
Beatriz.preciado@occr.ocgov.com

Name of the individual attending the Board Meeting:

List the name of the individual who will be attending the Board Meeting for this Grant Item:

Julie Quillman, County Librarian
Sherry Toth, Assistant County Librarian
Beatriz Preciado, Programs Coordinator



**CEO-Legislative Affairs Office
Grant Authorization eForm**

GRANT APPLICATION / GRANT AWARD

Today's Date:	September 10, 2020
Requesting Agency/Department:	Social Services Agency
Grant Name and Project Title:	California State Preschool Program
Sponsoring Organization/Grant Source: <small>(If the grant source is not a government entity, please provide a brief description of the organization/foundation)</small>	California Department of Education
Application Amount Requested:	\$160,000
Application Due Date:	Application due on or before November 10, 2020
Board Date when Board Approved this Application:	
Awarded Funding Amount:	
Notification Date of Funding Award:	Expected June 2021.
Is this an Authorized Retroactive Grant Application/Award? <small>(If yes, attach memo to CEO)</small>	
Type of Grant	New <input type="checkbox"/> Recurrent <input checked="" type="checkbox"/> Other <input type="checkbox"/> Explain:
If this is a recurring grant, please list the funding amount applied for and awarded in the past:	<p>FY 2020/21:</p> <ul style="list-style-type: none"> Amount applied for- \$160,000 Amount awarded- \$128,619 <p>FY 2019/20:</p> <ul style="list-style-type: none"> Amount applied for- \$160,000 Amount Awarded- \$125,411 <p>FY 2018/19:</p> <ul style="list-style-type: none"> Amount Applied for-\$209,201 Amount Awarded-\$136,569 <p>Note: Annual increases are a result of state budget increases and are adjusted by California Department of Education (CDE).</p>
Does this grant require CEQA findings?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
What Type of Grant is this?	Competitive <input type="checkbox"/> Other Type <input checked="" type="checkbox"/> Explain: Continued Funding Application
County Match?	Yes <input type="checkbox"/> Amount ____ or ____ % No <input checked="" type="checkbox"/>
How will the County Match be Fulfilled? <small>(Please include the specific budget)</small>	N/A
Will the grant/program create new part or full-time positions?	No
Purpose of Grant Funds:	Provide a summary and brief background of why Board of Supervisors why should accept this grant application/award, and how the grant will be implemented.

In 2014, the Social Services Agency (SSA) was awarded a grant from the California Department of Education (CDE), Early Education and Support Division, to provide full day/full-year preschool services to increase the availability of early education development programs to eligible preschool children so that more children from low and moderate-income families enter kindergarten ready to learn and succeed in school and in life.

SSA utilized this funding in Fiscal Years 2018-19, 2019-20, and 2020-21 to support full-day/full-year preschool services at the Tustin Family Campus Early Childhood Development Center (the Center) for



**CEO-Legislative Affairs Office
Grant Authorization eForm**

children involved in the child welfare system due to abuse and neglect. After successfully completing an application for continued funding, SSA received a funding allocation from CDE to continue to support preschool services at the Center for Fiscal Year 2020-21.

SSA is requesting authority to submit a continued funding application in order to extend the state funding to Fiscal Year 2021-22 for the purpose of supporting the development and increasing school readiness of preschool youth served who have been victims, or at risk of becoming victims, of child abuse and neglect. The requested grant amount remains the same as the previous year in order to align with expenditure trends and service needs.

Board Resolution Required?

(Please attach document to eForm)

Yes

No

Deputy County Counsel Name:

(Please list the Deputy County Counsel that approved the Resolution)

Carolyn Frost

Recommended Action/Special Instructions

(Please specify below)

A Board Resolution is not required by the California Department of Education to apply for California State Preschool Program funds. However, a Board Resolution is required to accept an award; therefore, the Social Services Agency will return to the Board of Supervisors with said Resolution if the application is successful.

Department Contact :

List the name and contact information (telephone, e-mail) of the staff person to be contacted for further information.

Debra Baetz 714-541-7773 Debra.Baetz@ssa.ocgov.com

Name of the individual attending the Board Meeting:

List the name of the individual who will be attending the Board Meeting for this Grant Item:

Debra Baetz 714-541-7773 Debra.Baetz@ssa.ocgov.com



Revision to ASR and/or Attachments

Date: September 16, 2020
To: Clerk of the Board of Supervisors
CC: County Executive Office
From: Frank Kim, County Executive Officer

Digitally signed by Frank Kim
DN: cn=Frank Kim, o=County of
Orange, ou=CEO,
email=frank.kim@ocgov.com,
c=US
Date: 2020.09.16 12:28:11 -07'00'

2020 SEP 16 PM 2:35
RECEIVED
BOARD OF SUPERVISORS
COUNTY OF ORANGE

Re: ASR Control #: 20-000691, Meeting Date 9/29/20, Item No. # 27

Subject: First Amendment to the Amended and Restated Lease for Newport Marina

Explanation:

Update Recommended Actions and Compliance with CEQA sections.

Revised Recommended Action(s)

- ~~1. The City of Newport Beach, as lead agency under CEQA for this project, has made a finding on March 26, 2019, that this project is categorically exempt. The finding is that the project categorically exempt from the provisions of CEQA Class 1 and 2 pursuant to CEQA Guidelines, Sections 15301 and 15302.~~
- ~~2. The County of Orange, as a responsible agency under CEQA Guidelines section 15381, has reviewed and considered the Class 1 and 2 finding prepared by the City of Newport Beach and certifies that it has done so, pursuant to CEQA Guidelines Section 15050(b).~~
- ~~3. There are no significant environmental effects within the jurisdiction of the County of Orange that require a finding on the part of the County of Orange.~~
- ~~4. The County of Orange hereby adopts the categorical exemption described above.~~
- ~~5.~~
 1. Find that the proposed action is categorically exempt from CEQA pursuant to CEQA Guidelines, Section 15301, Class 1 (Existing Facilities).
 2. Approve the First Amendment to the Amended and Restated Lease with Palmo Investments to extend the Lease term from 40 years to a term of 45 years beginning the first day of the first full calendar month after Palmo Investments submits a Certificate of

September 16, 2020

Occupancy or final permit(s) issued by the City of Newport Beach, revise the legal and plot map descriptions and recognize the scope of work, construction costs and amended marina layout for Newport Marina improvements.

Make modifications to the:

Subject Background Information Summary Financial Impact

Compliance with CEQA:

~~The City of Newport Beach as lead agency under CEQA for this project made a finding that this project is categorically exempt pursuant to CEQA Guidelines Sections 15301 and 15302 on March 26, 2019. The County of Orange as a responsible agency under CEQA Guidelines Section 15381 has reviewed and considered the categorical exemption finding made by the City of Newport Beach and has certified that it has done so.~~

The proposed action to amend Tenant's lease term is Categorical Exempt (Class 1) from the provisions of CEQA pursuant to section 15301 of the CEQA Guidelines, because it involves lease of an existing facility involving negligible expansion of existing use. On March 26, 2019, the City of Newport Beach also determined that the Tenant's Marina renovations were categorically exempt from CEQA pursuant to CEQA Guidelines sections 15301 and 15302.

Revised Attachments (attach revised attachment(s) and redlined copy(s))



RECEIVED

2020 SEP 23 AM 9:49

CLERK-RECORDER
BOARD OF SUPERVISORS

REVISION MEMORANDUM

To: Robin Stieler, Clerk of the Board
From: Supervisor Andrew Do, Vice Chair
Date: September 23, 2020
Subject: Revision to Item 29

Please attach this revision memorandum to Item 29 on the September 29, 2020 Board Agenda.

Revised Recommended Actions and Summary:

RECOMMENDED ACTION(S):

1. Authorize the Clerk-Recorder to expend County-general-funds Clerk-Recorder (Budget Control 059) funds, subject to appropriation, to establish a program for the expedited removal of illegally discriminatory provisions, including but not limited to racially and ethnically restrictive covenants, from County-recorded property documents at no charge to the property owners, and to notify property owners of this program and assist the property owners with the expedited removal of such illegally discriminatory provisions.
2. Authorize the Clerk-Recorder to expend County-general-funds Clerk-Recorder (Budget Control 059) funds, subject to appropriation, to notify the District Attorney of, and to cooperate in any criminal investigation involving, persons filing property documents with illegally discriminatory language, including but not limited to racially and ethnically restrictive covenants.
3. Direct the County Executive Officer to return to the Board with an analysis of planned legislation, to be introduced by Assemblyman Kevin McCarty in late 2020, requiring the removal of illegally discriminatory covenants from deeds when a property is transferred or sold, and identify amendments necessary to justify a recommended Support position from the Board of Supervisors.

SUMMARY:

The recommended actions, if approved, would provide authorization for the Orange County Clerk-Recorder to expend County-general-funds Clerk-Recorder (Budget Control 059) funds, subject to appropriation, to establish a program allowing for the expedited removal of illegally discriminatory language, including racially restrictive covenants, from property documents as they are brought for recordation, and would further authorize the Clerk-Recorder to notify the District Attorney of, and to cooperate in a criminal investigation involving, persons filing property documents with illegally discriminatory language, including but not limited to racially restrictive covenants.

FINANCIAL IMPACT: N/A Clerk-Recorder Budget Control 059 will use existing appropriations to establish a program for the expedited removal of Racially Restrictive Covenants from County Property Records at no charge to the property owners



MICHELLE STEEL
CHAIRWOMAN, SECOND DISTRICT

ORANGE COUNTY HALL OF ADMINISTRATION
333 W. SANTA ANA BLVD., P.O. BOX 687, SANTA ANA, CALIFORNIA 92702-0687
PHONE (714) 834-3220 FAX (714) 834-6109 michelle.steel@ocgov.com

RECEIVED
2020 SEP 24 PM 2:13
CLERK OF SUPERVISORS
ORANGE COUNTY
BOARD OF SUPERVISORS

M E M O R A N D U M

September 24, 2020

TO: Robin Stieler, Clerk of the Board
FROM: Chairwoman Michelle Steel, Supervisor Second District
SUBJECT: Appointment to the Orange County Veterans Advisory Commission

M Steel

S29A

Please add the following item of business to the supplemental calendar for the September 29, 2020 Board meeting agenda. The title of the item should read:

Chairwoman Steel – Orange County Veterans Advisory Commission – Appoint Alex Maslin, Rancho Santa Margarita, to an expired at-large position for the two year term beginning March 28, 2020, through March 27, 2022.



Written Concurrence for Out-of-District Appointment to
Board, Commission, or Committee

Supervisor Proposing Appointment: Michelle Steel, Second District Date: 09/17/2020

Board, Commission, or Committee: Orange County Veterans Advisory Commission

Proposed Appointee's Name: Alex Maslin

Proposed Appointee's City of Residence: Rancho Santa Margarita

Concurring Supervisor's Signature: 

Concurring Supervisor: Lisa Bartlett, Fifth District



APPLICATION FOR COUNTY OF ORANGE BOARD, COMMISSION OR COMMITTEE

(FOR COUNTY USE ONLY)

Return to: Clerk of the Board of Supervisors 333 West Santa Ana Blvd., Suite 465 Santa Ana, California 92701 Website: www.ocgov.com/gov/cob/

Instructions: Please complete each section below. Be sure to enter the title of the Board, Commission or Committee for which you desire consideration. For information or assistance, please contact the Clerk of the Board of Supervisor's Office at (714) 834-2206. Please print in ink or type.

NAME OF BOARD, COMMISSION, OR COMMITTEE TO WHICH YOU ARE APPLYING FOR MEMBERSHIP (SEE LIST AT HTTP://WWW.OCGOV.COM/GOV/COB/BCC/CONTACT):

Orange County Veteran Advisory Council

SUPERVISORIAL DISTRICT IN WHICH YOU RESIDE: [] First [] Second [] Third [] Fourth [x] Fifth

APPLICANT NAME AND RESIDENCE ADDRESS:

Form fields for applicant name (Alex Hickoff Maslin), street address, city, state, zip code, home phone number, cell phone number, and email address.

CURRENT EMPLOYER: City of Newport Beach

OCCUPATION/JOB TITLE: Police Officer

BUSINESS ADDRESS:

BUSINESS PHONE NUMBER

EMPLOYMENT HISTORY: Please attach a resume to this application and provide any information that would be helpful in evaluating your application.

ARE YOU A CITIZEN OF THE UNITED STATES: [x] YES [] NO

IF NO, NAME OF COUNTRY OF CITIZENSHIP:

ARE YOU A REGISTERED VOTER? [x] YES [] NO

IF YES, NAME COUNTY YOU ARE REGISTERED IN: Orange

LIST ALL CURRENT PROFESSIONAL OR COMMUNITY ORGANIZATIONS AND SOCIETIES OF WHICH YOU ARE A MEMBER.

<u>ORGANIZATION/SOCIETY</u>	<u>FROM (MO./YR.)</u>	<u>TO (MO./YR.)</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____

WITHIN THE LAST FIVE YEARS, HAVE YOU BEEN AFFILIATED WITH ANY BUSINESS OR NONPROFIT AGENCY(IES)? YES NO

DO YOU OWN REAL OR PERSONAL PROPERTY OR HAVE FINANCIAL HOLDING WHICH MIGHT PRESENT A POTENTIAL CONFLICT OF INTEREST? YES NO

HAVE YOU BEEN CONVICTED OF A FELONY OR MISDEMEANOR CRIME SINCE YOUR 18TH BIRTHDAY? YOU ARE NOT REQUIRED TO DISCLOSE ANY OF THE FOLLOWING: ARRESTS OR DETENTIONS THAT DID NOT RESULT IN A CONVICTION; CONVICTIONS THAT HAVE BEEN JUDICIALLY DISMISSED, EXPUNGED OR ORDERED SEALED; INFORMATION CONCERNING REFERRAL TO AND PARTICIPATION IN ANY PRETRIAL OR POSTTRIAL DIVERSION PROGRAM; AND CERTAIN DRUG RELATED CONVICTIONS THAT ARE OLDER THAN TWO YEARS, AS LISTED IN CALIFORNIA LABOR CODE § 432.8 (INCLUDING VIOLATIONS OF CALIFORNIA HEALTH AND SAFETY CODE SECTIONS 11357(B) AND (C), 11360(C) 11364, 11365 AND 11550 – AS THEY RELATE TO MARIJUANA)?

YES NO

IF YES, PLEASE EXPLAIN AND ATTACH ADDITIONAL SHEETS, IF NECESSARY.

PLEASE BRIEFLY EXPLAIN WHY YOU WISH TO SERVE ON THIS BOARD, COMMITTEE, OR COMMISSION. ATTACH ADDITIONAL SHEETS, IF NECESSARY.

I want to make sure we take care of those who have sacrificed for our country, our veterans.

I have benefited from several veterans programs and I want to make sure others do too.

DATE: 06/20/2020

APPLICANT'S SIGNATURE: _____

CLERK OF THE BOARD OF SUPERVISORS USE ONLY - DO NOT WRITE BELOW THIS LINE

Date Received: _____	Received by: _____ Deputy Clerk of the Board of Supervisors			
Date referred: _____				
To: <input type="checkbox"/> BOS District 1	<input type="checkbox"/> BOS District 2	<input type="checkbox"/> BOS District 3	<input type="checkbox"/> BOS District 4	<input type="checkbox"/> BOS District 5
<input type="checkbox"/> All BOS	<input type="checkbox"/> BCC Contact Person Name _____			

Alex Maslin

Newport Beach Police Department

PROFESSIONAL EXPERIENCE

Infantryman – United States Marine Corps 2005-2009

- Trained as a Machine Gunner (MOS 0331)
- Deployed to Iraq as part of Operation Iraqi Freedom
- Deployed on 31st Marine Expeditionary Unit

Police Officer - Newport Beach Police Department 2010 to Present

- Respond to calls from the general public, victims, traffic hazards, and just occurred/in progress misdemeanor and felony incidents
- Act as a liaison between the community and police department, and provide non-police related assistance to the public as needed
- Demonstrate effective problem-solving and decision-making skills
- Prepare reports on offenses, accidents, arrests, property damage, and administrative matters
- Complete thorough investigations of various crimes, make arrests, issue citations, warnings, and perform suspect, witness, and victim interviews to gain pertinent information
- Analyze crime trends in my assigned patrol area and address problems by implementing solutions
- Safely respond to emergency calls for service, stabilize the situation, and render medical assistance as needed
- Five years as a plain clothes Detective focusing on narcotics, fugitives, career criminals and crime trends.

COLLATERAL DUTIES

- SWAT Team member
- Association Vice President and former President
- Explorer (youth program) advisor
- Firearms Instructor

CERTIFICATIONS

- P.O.S.T. Police Officer certificates: Basic through Advanced
- P.O.S.T. SWAT Operator

AWARDS & HONORS

- Class Honor Graduate - Orange County Sheriff Academy Class 195
- Navy and Marine Corps Achievement Medal 2008
- Meritorious Service Award- Newport Beach Police Department 2019



MICHELLE STEEL
CHAIRWOMAN, SECOND DISTRICT

ORANGE COUNTY HALL OF ADMINISTRATION
333 W. SANTA ANA BLVD., P.O. BOX 687, SANTA ANA, CALIFORNIA 92702-0687
PHONE (714) 834-3220 FAX (714) 834-6109 michelle.steel@ocgov.com

RECEIVED

2020 SEP 24 PM 2:13

CLERK OF THE BOARD
ORANGE COUNTY
BOARD OF SUPERVISORS

M E M O R A N D U M

September 24, 2020

TO: Robin Stieler, Clerk of the Board

FROM: Chairwoman Michelle Steel, Supervisor Second District 

SUBJECT: Reappointment to the Orange County Veterans Advisory Commission

Please add the following item of business to the supplemental calendar for the September 29, 2020 Board meeting agenda. The title of the item should read:

Chairwoman Steel – Orange County Veterans Advisory Commission – Reappoint Erik E. Duane, Westminster, to fill the at-large position for the two year term beginning March 28, 2020, through March 27, 2022.



Written Concurrence for Out-of-District Appointment to
Board, Commission, or Committee

Supervisor Proposing Appointment: Michelle Steel, Second District Date: 09/24/2020

Board, Commission, or Committee: Orange County Veterans Advisory Commission

Proposed Appointee's Name: Erik E. Duane

Proposed Appointee's City of Residence: Westminster

Concurring Supervisor's Signature: 

Concurring Supervisor: Andrew Do, First District



APPLICATION FOR COUNTY OF ORANGE
BOARD, COMMISSION OR COMMITTEE

(FOR COUNTY USE ONLY)

Return to:
Clerk of the Board of Supervisors
333 West Santa Ana Blvd., Suite 465
Santa Ana, California 92701
Website: www.ocgov.com/gov/cob/

Instructions: Please complete each section below. Be sure to enter the title of the Board, Commission or Committee for which you desire consideration. For information or assistance, please contact the Clerk of the Board of Supervisor's Office at (714) 834-2206. Please print in ink or type.

NAME OF BOARD, COMMISSION, OR COMMITTEE TO WHICH YOU ARE APPLYING FOR MEMBERSHIP (SEE LIST AT [HTTP://WWW.OCGOV.COM/GOV/COB/BCC/CONTACT](http://www.ocgov.com/gov/cob/bcc/contact)):

Orange County Veterans Advisory Council (OCVAC)

SUPERVISORIAL DISTRICT IN WHICH YOU RESIDE First Second Third Fourth Fifth

APPLICANT NAME AND RESIDENCE ADDRESS:

<u>Erik</u>	<u>Eugene</u>	<u>Duane</u>	
First Name	Middle Name	Last Name	
<hr/>			
<u></u>	<u></u>	<u></u>	<u></u>
Street Address	City	State	Zip Code
<hr/>			
<u></u>	<u></u>		
Home Phone Number	Cell Phone Number		
<hr/>			
<u></u>	<u></u>		
Email Address			

CURRENT EMPLOYER: Cerritos College

OCCUPATION/JOB TITLE: Senior Technical Support Specialist

BUSINESS ADDRESS: _____

BUSINESS PHONE NUMBER: _____

EMPLOYMENT HISTORY: Please attach a resume to this application and provide any information that would be helpful in evaluating your application.

ARE YOU A CITIZEN OF THE UNITED STATES: YES NO

IF NO, NAME OF COUNTRY OF CITIZENSHIP: _____

ARE YOU A REGISTERED VOTER? YES NO

IF YES, NAME COUNTY YOU ARE REGISTERED IN: Orange

LIST ALL CURRENT PROFESSIONAL OR COMMUNITY ORGANIZATIONS AND SOCIETIES OF WHICH YOU ARE A MEMBER.

ORGANIZATION/SOCIETY	FROM (MO./YR.)	TO (MO./YR.)
Veterans Of Foreign Wars	2000	Current
AMVETS	2009	Current
Disabled American Veterans	2009	Current

WITHIN THE LAST FIVE YEARS, HAVE YOU BEEN AFFILIATED WITH ANY BUSINESS OR NONPROFIT AGENCY(IES)? YES NO

DO YOU OWN REAL OR PERSONAL PROPERTY OR HAVE FINANCIAL HOLDING WHICH MIGHT PRESENT A POTENTIAL CONFLICT OF INTEREST? YES NO

HAVE YOU BEEN CONVICTED OF A FELONY OR MISDEMEANOR CRIME SINCE YOUR 18TH BIRTHDAY? YOU ARE NOT REQUIRED TO DISCLOSE ANY OF THE FOLLOWING: ARRESTS OR DETENTIONS THAT DID NOT RESULT IN A CONVICTION; CONVICTIONS THAT HAVE BEEN JUDICIALLY DISMISSED, EXPUNGED OR ORDERED SEALED; INFORMATION CONCERNING REFERRAL TO AND PARTICIPATION IN ANY PRETRIAL OR POSTRIAL DIVERSION PROGRAM; AND CERTAIN DRUG RELATED CONVICTIONS THAT ARE OLDER THAN TWO YEARS, AS LISTED IN CALIFORNIA LABOR CODE § 432.8 (INCLUDING VIOLATIONS OF CALIFORNIA HEALTH AND SAFETY CODE SECTIONS 11357(B) AND (C), 11360(C) 11364, 11365 AND 11550 – AS THEY RELATE TO MARIJUANA)?

YES NO

IF YES, PLEASE EXPLAIN AND ATTACH ADDITIONAL SHEETS, IF NECESSARY.

PLEASE BRIEFLY EXPLAIN WHY YOU WISH TO SERVE ON THIS BOARD, COMMITTEE, OR COMMISSION. ATTACH ADDITIONAL SHEETS, IF NECESSARY.

I wish to continue to serve the Veteran population of Orange County and ensure they have a voice and representative in their community.

DATE: 7/10/2020

APPLICANTS SIGNATURE:



CLERK OF THE BOARD OF SUPERVISORS USE ONLY – DO NOT WRITE BELOW THIS LINE

Date Received: _____	Received by: _____ Deputy Clerk of the Board of Supervisors
Date referred: _____	
To: <input type="checkbox"/> BOS District 1 <input type="checkbox"/> BOS District 2 <input type="checkbox"/> BOS District 3 <input type="checkbox"/> BOS District 4 <input type="checkbox"/> BOS District 5	
<input type="checkbox"/> All BOS <input type="checkbox"/> BCC Contact Person Name _____	

ERIK E. DUANE

OBJECTIVE

Retired Marine Officer and veteran's advocate seeks service in an area of veteran advocacy and representation.

EDUCATION

- 2019 California State University, Long Beach Long Beach, CA
- Masters of Education – Educational Technology & Media Leadership (May 2019)
- 2016 California State University, Long Beach Long Beach, CA
- Bachelors of Arts Degree – Communication Studies (May 2016)
- 2012 Cerritos Community College Norwalk, CA
- Associate of Arts Degree – Liberal Arts May 2010
 - Associate of Arts Degree – Communication Studies May 2012

EXPERIENCE

2000 – Present Cerritos Community College
Norwalk, CA

Sr. Technical Support Specialist – Information Technology

- Assist in a facets of educational technology implementation and design
- Install, configure, and support the District's full range of networked and standalone workstations and peripherals.
- Supervise and train adult hourly workers.
- Assist and train faculty/staff in classroom use of technology and media
- Develop base and lab images for pc deployment.
- Exhibit in-depth knowledge of current computer operating systems, network devices, infrastructures and related electronic equipment.
- Install and upgrade business and/or educational software onto workstations.
- Administer Microsoft Exchange managing all email accounts across campus to include web products as well as alias establishment, mail filter technologies
- Acquire quotes and recommend best solutions for Deans and managers planning upgrades and expansions.
- Maintain student labs and e-podiums equipment for enhanced instruction.
- Provide excellent customer support to all customers across campus.

1989 – 2020 United States Marine Corps AD/SMCR
Various Locations/Jobs
Chemical, Biological, Radiological, Nuclear Defense Officer

ERIK E. DUANE

- Weapons of Mass Destruction (WMD) Advisor, Technician, and Survival Training officer.

Civil Affairs Noncommissioned Officer

- Civil affairs noncommissioned officers perform various duties involving planning, coordinating, and conducting civil-military operations (CMO). They conduct research analysis, and execution of civil affairs area studies, area assessments, and CMO estimates. This MOS will be assigned as a FMOS only. Mission essential task/skill training is established in the T&R and includes graduation from the TECOM approved, non-PMOS awarding civil affairs course. Upon successful completion of this course, the Marine will be designated a Civil Affairs Noncommissioned Officer.

Aircraft Com /Navigation Electrical Systems Tech

- Install, remove, inspect, test, maintain, and repair systems, components, and ancillary equipment of installed Aircraft Communications/Navigation/Electrical Systems to include Deceptive Electronic Countermeasures (DECM) Systems at the Organization Maintenance Level.

Curriculum Vitae

DUANE, ERIK

EDUCATION

Cerritos College, Norwalk, CA
AA Liberal Arts 2010
Honors: Highest Honors

Cerritos College, Norwalk, CA
AA Communication Studies 2012
Honors: Highest Honors

California State University Long Beach, Long Beach, CA
B.A. Communication Studies 2016
Summa Cum Laude

California State University Long Beach, Long Beach, CA
M.A. Educational Technology & Media Leadership 2019
In Process

AWARDS AND HONORS

Cerritos College Academic Excellence Award –Speech Communication 2011 – 2012
Scholarship City of Norwalk Outstanding Student Veteran 2011 – 2012
Scholarship Cerritos College Outstanding Speech Student Scholarship 2011 – 2012
Finalist, Outstanding Baccalaureate, College of Liberal Arts CSULB 2015 – 2016

CERTIFICATES

Office for Victims of Crime, U.S. Department of Justice
Certification: Victim Assistance Provider 2014

Washington Coalition of Sexual Assault Programs
Certification: Sexual Assault Advocate Training 2014

LECTURING EXPERIENCE

Cerritos College, Norwalk, CA
Guest Lecture – SPEECH 130 Intercultural Communication 2010
Guest Lecturer “Re-entry Culture Shock Intercultural Communication” for Dr. Angela Hoppe-Nagao

Cerritos College, Norwalk, CA
Guest Lecturer – PSYCHOLOGY 273 Mental health Worker Field 2008-Current
Guest Lecturer “Veteran’s Mental Health Issues” for Instructor Christian Maldonado

Cerritos College, Norwalk, CA
Trainer – VET NET Ally program 2017-Current
Lecturer Veteran’s Network Alliance Program Seminar

California State University, Long Beach, CA
Guest Lecturer – Greek Mythology 101 2019
Guest Lecturer “Heracles, Pop-Culture, and New Age Mythology” for Dr. Elaine Wida

SELECTED LIST OF MILITARY COURSES

Fort Leonard Wood Joint Forces Schools, Fort Leonard Wood, MO
Marine Corps Chemical, Biological, Radiological, Nuclear Defense Officer Course 2008 2008
 Honors: Highest Honors

Fort Leonard Wood Joint Forces Schools, Fort Leonard Wood, MO
Improvised Explosive Device Countermeasures Instructor Course 2008
 Honors: Highest Honors

VOLUNTEER

Cerritos College, Norwalk, CA
Advisor – Cerritos College Student Veterans Club 2008-Current
 Serves as a campus club advisor and mentor to fellow students and student-veterans

Cerritos College, Norwalk, CA
Co-Chair – VET NET Ally program 2017-Current
 Serves as co-chair of the VET NET Ally program and conducts seminar based training

Cerritos College, Norwalk, CA
Member – SAFE Zone Ally Committee 2017-Current
 Serves as a committee member for the LGBTQ+ Ally education program

Cerritos College, Norwalk, CA
Member – CalOES Grant Committee 2018-Current
 Serves as a subject matter expert on domestic violence and sexual assault prevention

Orange County Supervisors, Santa Ana, CA
Commissioner – Orange County Veterans Advisory Council 20018-Current
 Member of a veteran advisory committee to the Orange County Board of Supervisors

INTERNSHIP

interACT Performance Troupe
 California State University Long Beach, Long Beach, CA
Performance Facilitator with emphasis in Sexual Assault Prevention 2013-Current
 Serves as Facilitator for interACT performance troupe social justice shows as well as military culture subject matter expert, advisor, and liaison for Dr. Marc Rich

INVITED PERFORMANCES

interACT – Sexual Assault Prevention
 California State University Long Beach, Long Beach, CA
 USS Essex, Naval Base San Diego, San Diego, CA
 Naval Submarine Base, Point Loma, CA
 Naval Academy Preparatory School, New London, CT
 Naval Submarine Base Charleston, Charleston, SC
 Naval Weapons Station Charleston, Charleston, SC
 Marine Corps Air Station Beaufort, Beaufort, SC
 Marine Corps Recruit Depot Parris Island, Parris Island, SC

interACT – VIP Security Training
 SpaceX, Hawthorne, CA

interACT – Workplace Scenario Training
 Tiger Woods Foundation, Anaheim, CA

LANGUAGES

English – native language
Spanish – speak, read, write with basic competence
Arabic – speak with basic competence

MEMBERSHIPS

CSULB Student Communication Association
CSULB Golden Key International Honour Society
CSULB Phi Kappa Phi Honor Society
Cerritos College Student Veterans Club
Marine Corps Association
Military Officers Association of America
Veterans of Foreign Wars
American Legion



Chief Warrant Officer 4 Duane, a native of Westminster, California, enlisted in the Delayed Entry Program (DEP) in June 1989 and subsequently shipped to recruit training at MCRD San Diego, California in June 1990. Upon completion of recruit training, he reported for Marine Combat Training at Camp Pendleton, California in September and subsequently reported for training at NAS Millington, Tennessee for the Avionics Technician Course in November.

In June 1991, LCpl Duane reported to TME-22, MCAS Tustin, California for CH-46E Communications/Navigations school. In November 1991, he reported to Marine Medium Helicopter Squadron 161 (HMM-161) MCAS Tustin, California as an avionics technician. In 1992, LCpl Duane deployed with HMM-161 (Composite) as part of the 11th MEU aboard USS Tarawa (LHA-1) in support of post Gulf War operations and Operation Restore Hope in Somalia. In 1994, Corporal Duane deployed with HMM-161 (REIN) as part of the 13th MEU aboard USS Essex (LHD-2) and participated in Operation United Shield in 1995; the complete withdrawal of UN peacekeeping forces from Somalia. In 1997, Sergeant Duane deployed with HMM-161 (REIN) as part of the 15th MEU aboard USS Boxer (LHD-4). In 1998, Sergeant Duane served as the Sergeant of the Guard of MCAS El Toro, California. In April of 2000, Sergeant Duane was discharged from active duty and transferred to the Individual Ready Reserve. In August of 2000, Sergeant Duane joined 3rd Civil Affairs Group (3D CAG) and was trained as a civil affairs NCO.

In November 2001, Sergeant Duane was mobilized by 3D CAG for Operation Enduring Freedom and served in Combined Joint Task Force-Consequence Management (CJTF-CM) in Kuwait as a civil affairs NCO and advisor.

In January 2003, Staff Sergeant Duane deployed with 3D CAG in support of Operations Enduring Freedom and Iraqi Freedom as a Civil Affairs Liaison to 1st Marine Division. In April 2003, he was assigned as Civil Affairs Team Chief, 1st Battalion 4th Marines in Babil Province, Iraq.

In December 2005, Staff Sergeant Duane was mobilized by 3rd CAG in support of Operation Iraqi Freedom as the Group Gunnery Sergeant. In January 2006, he was promoted to the rank of Gunnery Sergeant.

In March of 2006, Gunnery Sergeant Duane deployed to western Anbar province, Iraq as the Detachment 1 Chief, 3rd CAG, Regimental Combat Team 7. While deployed he has also served as a Civil Affairs Team leader in the Western Euphrates River Valley in Support of 3rd Battalion, 3rd Marine Regiment.

In November 2006, Gunnery Sergeant Duane was selected for appointment to Warrant Officer and subsequently transferred to 5th Battalion, 14th Marines. In February 2007 he was appointed a Warrant Officer and attended the Reserve Warrant Officer Basic Course in Quantico, VA and the Chemical Biological Radiological Nuclear (CBRN) Officers' course at Fort Leonard Wood, MO. He has served as the 5th Battalion CBRN Defense Officer since 2007. Additionally, he has held the battalion level billets of assistant operations officer (S-3A), assistant S-4 (S-4A), and battalion S-4 from 2009 to June 2011 when he took command of Headquarters' Battery, 5th Battalion, 14th Marines. He relinquished command of Headquarters Battery, 5th Battalion, 14th Marines in July 2014 and returned to his duties as 5th Battalion CBRN Defense Officer.

Chief Warrant Officer Duane retired from the United States Marine Corps Reserves on April 1st 2020 at Headquarters Battery, 5th Battalion, 14th Marine Regiment, Seal Beach, California. He resides in Westminster, California with his wife, Erica, and two children.

Chief Warrant Officer Duane's personnel awards include: Navy Commendation Medal with Combat Distinguishing Device 'V' and 2 gold stars (in lieu of third award), Navy and Marine Corps Achievement Medal with 3 gold stars (in lieu of fourth award), and the Army Achievement Medal.



MICHELLE STEEL
CHAIRWOMAN, SECOND DISTRICT

ORANGE COUNTY HALL OF ADMINISTRATION
333 W. SANTA ANA BLVD., P.O. BOX 687, SANTA ANA, CALIFORNIA 92702-0687
PHONE (714) 834-3220 FAX (714) 834-6109 michelle.steel@ocgov.com

RECEIVED
SEP 24 PM 2:13
CLERK OF THE BOARD
BOARD OF SUPERVISORS

M E M O R A N D U M

September 24, 2020

TO: Robin Stieler, Clerk of the Board
FROM: Chairwoman Michelle Steel, Supervisor Second District 
SUBJECT: Reappointment to the Orange County Veterans Advisory Commission

Please add the following item of business to the supplemental calendar for the September 29, 2020 Board meeting agenda. The title of the item should read:

Chairwoman Steel – Orange County Veterans Advisory Commission – Reappoint Dale Soeffner, Garden Grove, to fill the at-large position for the two year term beginning March 5, 2020, through March 4, 2022.



Written Concurrence for Out-of-District Appointment to
Board, Commission, or Committee

Supervisor Proposing Appointment: Michelle Steel, Second District Date: 09/24/2020

Board, Commission, or Committee: Orange County Veterans Advisory Commission

Proposed Appointee's Name: Dale Soeffner

Proposed Appointee's City of Residence: Garden Grove

Concurring Supervisor's Signature:  A.D.

Concurring Supervisor: Andrew Do, First District



APPLICATION FOR COUNTY OF ORANGE
BOARD, COMMISSION OR COMMITTEE

(FOR COUNTY USE ONLY)

Return to:

Clerk of the Board of Supervisors
333 West Santa Ana Blvd., Suite 465
Santa Ana, California 92701
Website: www.ocgov.com/gov/cob/

Instructions: Please complete each section below. Be sure to enter the title of the Board, Commission or Committee for which you desire consideration. For information or assistance, please contact the Clerk of the Board of Supervisor's Office at (714) 834-2206. Please print in ink or type.

**NAME OF BOARD, COMMISSION, OR COMMITTEE TO WHICH YOU ARE APPLYING FOR MEMBERSHIP
(SEE LIST AT [HTTP://WWW.OCGOV.COM/GOV/COB/BCC/CONTACT](http://www.ocgov.com/gov/cob/bcc/contact)):**

SUPERVISORIAL DISTRICT IN WHICH YOU RESIDE: First Second Third Fourth Fifth

APPLICANT NAME AND RESIDENCE ADDRESS:

Dale

A.

Soeffner

First Name

Middle Name

Last Name

Garden Grove

Street Address

City

State

Zip Code

Home Phone Number

Cell Phone Number

Email Address

CURRENT EMPLOYER: Retired

OCCUPATION/JOB TITLE: _____

BUSINESS ADDRESS: _____

BUSINESS PHONE NUMBER: _____

EMPLOYMENT HISTORY: Please attach a resume to this application and provide any information that would be helpful in evaluating your application.

ARE YOU A CITIZEN OF THE UNITED STATES: YES NO

IF NO, NAME OF COUNTRY OF CITIZENSHIP: _____

ARE YOU A REGISTERED VOTER? YES NO

IF YES, NAME COUNTY YOU ARE REGISTERED IN: Orange

LIST ALL CURRENT PROFESSIONAL OR COMMUNITY ORGANIZATIONS AND SOCIETIES OF WHICH YOU ARE A MEMBER.

ORGANIZATION/SOCIETY	FROM (MO./YR.)	TO (MO./YR.)
_____	_____	_____
_____	_____	_____
_____	_____	_____

WITHIN THE LAST FIVE YEARS, HAVE YOU BEEN AFFILIATED WITH ANY BUSINESS OR NONPROFIT AGENCY(IES)? YES NO

DO YOU OWN REAL OR PERSONAL PROPERTY OR HAVE FINANCIAL HOLDING WHICH MIGHT PRESENT A POTENTIAL CONFLICT OF INTEREST? YES NO

HAVE YOU BEEN CONVICTED OF A FELONY OR MISDEMEANOR CRIME SINCE YOUR 18TH BIRTHDAY? YOU ARE NOT REQUIRED TO DISCLOSE ANY OF THE FOLLOWING: ARRESTS OR DETENTIONS THAT DID NOT RESULT IN A CONVICTION; CONVICTIONS THAT HAVE BEEN JUDICIALLY DISMISSED, EXPUNGED OR ORDERED SEALED; INFORMATION CONCERNING REFERRAL TO AND PARTICIPATION IN ANY PRETRIAL OR POSTRIAL DIVERSION PROGRAM; AND CERTAIN DRUG RELATED CONVICTIONS THAT ARE OLDER THAN TWO YEARS, AS LISTED IN CALIFORNIA LABOR CODE § 432.8 (INCLUDING VIOLATIONS OF CALIFORNIA HEALTH AND SAFETY CODE SECTIONS 11357(B) AND (C), 11360(C) 11364, 11365 AND 11550 – AS THEY RELATE TO MARIJUANA)?

YES NO

IF YES, PLEASE EXPLAIN AND ATTACH ADDITIONAL SHEETS, IF NECESSARY.

PLEASE BRIEFLY EXPLAIN WHY YOU WISH TO SERVE ON THIS BOARD, COMMITTEE, OR COMMISSION. ATTACH ADDITIONAL SHEETS, IF NECESSARY.

Have served on this commission and would like to continue to serve the veterans of Orange County

DATE: 7-9-20 APPLICANTS SIGNATURE: *Dale Seiffner*

CLERK OF THE BOARD OF SUPERVISORS USE ONLY – DO NOT WRITE BELOW THIS LINE

Date Received: _____	Received by: _____ Deputy Clerk of the Board of Supervisors
Date referred: _____	
To: <input type="checkbox"/> BOS District 1	<input type="checkbox"/> BOS District 2
<input type="checkbox"/> All BOS	<input type="checkbox"/> BCC Contact Person Name _____
<input type="checkbox"/> BOS District 3	<input type="checkbox"/> BOS District 4
<input type="checkbox"/> BOS District 5	

DALE SOEFFNER

EXPERIENCE

1975- 2014 Ralphs Grocery Company Compton, CA.

Manager

Responsible for multimillion dollar in sales grocery store operation

- Specific areas of expertise and responsibilities 1) managing 50 plus employees including their scheduling to meet mandated budget restrictions 2) ordering proper amount of merchandise to satisfy customer needs and meet sale objectives 3) merchandise product to optimize sales 4) institute programs to increase gross profits and reduce losses. 5) maintain programs to ensure exceptional customer service.

1970-1975 City of Los Angeles Los Angeles. CA.

Senior Lifeguard

- Insure the safety of patrons at municipal pool
- Manage other lifeguards and non lifeguard employees
- Implement swimming lesson and community programs.

EDUCATION

1969-1975 Cal-State Fullerton Fullerton,CA
B.A., Biological Science

1965-1969 Pacifica High School Garden Grove,CA

HONORS AND AWARDS

Eagle Scout Boy Scouts of America Ornge County California

Legion of Honor Order of DeMoley Masons

Honorable discharge Army '71-76

EXPERIENCE

Orange County Grand Jury 16-17

Commissioner parks and recreation city of Garden Grove

Commissioner traffic city of Garden Grove

Commissioner planning city of Garden Grove

OCTA oversight board



County Executive Office

Memorandum

September 24, 2020

To: Clerk of the Board of Supervisors

From: Frank Kim, County Executive Officer

Subject: Exception to Rule 21

RECEIVED
2020 SEP 24 PM 3:51
CLERK OF THE BOARD OF SUPERVISORS
BOARD OF SUPERVISORS
COUNTY OF ORANGE, CALIFORNIA

S2913

The County Executive Office is requesting a Supplemental Agenda Staff Report for the September 29, 2020, Board Hearing.

Agency: Health Care Agency

Subject: CARES Act Subrecipient Agreement with Huntington Beach

Districts: 2

Reason for supplemental: The County Executive Office is requesting this Supplemental be placed on the September 29, 2020, Board agenda to provide build out costs for a Sprung Shelter site set up in the City of Huntington Beach for the COVID Homeless Response. This homeless shelter site must be operational before the end of the end of the year as an allowable cost under the CARES Act specifications. This Agenda Staff Report and attachment were finalized after the filing deadline to Clerk of the Board.

Concur:

Michelle Steel, Chairwoman of the Board of Supervisors

cc: Board of Supervisors
County Executive Office
County Counsel



**SUPPLEMENTAL AGENDA ITEM
AGENDA STAFF REPORT**

MEETING DATE: 09/29/2020
LEGAL ENTITY TAKING ACTION: Board of Supervisors
BOARD OF SUPERVISORS DISTRICT(S): 2
SUBMITTING AGENCY/DEPARTMENT: Health Care Agency
DEPARTMENT HEAD REVIEW: 
Department Head Signature
DEPARTMENT CONTACT PERSON(S): Jason Austin (714) 834-5000
 Clayton Chau (714) 834-2830

RECEIVED
 2020 SEP 24 PM 3:52
 CLERK OF THE BOARD
 BOARD OF SUPERVISORS
 COUNTY OF ORANGE
 CALIFORNIA

SUBJECT: Coronavirus Aid, Relief, and Economic Stimulus Act Subrecipient Agreement with Huntington Beach

CEO CONCUR

CEO Signature

COUNTY COUNSEL REVIEW

Approved to Form
Action

County Counsel Signature

CLERK OF THE BOARD
Discussion

3 Votes Board Majority

Budgeted: No **Current Year Cost:** \$3,000,000 **Annual Cost:** N/A

Staffing Impact: No **# of Positions:** **Sole Source:** N/A

Current Fiscal Year Revenue: N/A

Funding Source: FED: 100% (CARES Act Funding) **County Audit in last 3 years:** No

Prior Board Action: N/A

RECOMMENDED ACTION(S):

1. Approve Subrecipient Agreement with the City of Huntington Beach providing Coronavirus Aid, Relief, and Economic Security Act financial assistance in the amount of \$3,000,000 and transfer of certain assets to establish Temporary Alternative Shelter Sites to control spread of COVID-19 and preserve public health.
2. Direct the Auditor-Controller to issue a payment in the amount of \$3,000,000 to the City of Huntington Beach pursuant to the terms of the Subrecipient Agreement.
3. Authorize the Director of the Health Care Agency, or designee, to execute any necessary documents to transfer to the City of Huntington Beach the equipment and assets listed in the Subrecipient Agreement.

4. Find pursuant to Government Code Section 26227 that the transfer of County equipment and assets to the City of Huntington Beach pursuant to the Subrecipient Agreement 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.

SUMMARY:

Approval of the Subrecipient Agreement with the City of Huntington Beach will support COVID-19 pandemic response by providing the City of Huntington Beach \$3 million in CARES Act Funding and certain equipment that will assist in addressing the local health emergency for those experiencing homelessness.

BACKGROUND INFORMATION:

Since April of 2020, the Health Care Agency (HCA), OC Public Works and County Executive Office-Real Estate have worked with the City of Huntington Beach (City) to address the spread of COVID-19 with the population of persons experiencing homelessness. The City has expressed a need for certain facilities in order to support its efforts to respond to the COVID-19 pandemic and the requisite social distancing requirements in a manner consistent with the applicable federal, state and local declarations as part of the ongoing COVID-19 emergency. To that end, the County purchased a Sprung Structure, an ADA-compliant restroom trailer and an ADA-compliant accessible shower trailer. The equipment is set out in more detail in Exhibit C to the attached Subrecipient Agreement (Equipment). The City and the County identified a site located at 17631 Cameron Lane and 17642 Beach Boulevard, Huntington Beach, CA, 92647 (Site) at which the City desires to install the Equipment to assist in controlling the COVID-19 emergency and pandemic and to protect and preserve the public health by providing shelter and care for the homeless population in an effort to mitigate COVID-19 effects.

The parties cooperated in a plan for the County to install the equipment, but the City has requested to do the work itself at the Site, which is owned by the City. To that end, the County and City have negotiated the attached Subrecipient Agreement. Under this agreement, the County will transfer the Equipment to the City, along with \$3 million in Coronavirus Aid, Relief, and Economic Stimulus (CARES) Act funding, which is the estimated cost of the construction necessary for the installation of the Equipment at the Site. Under the terms of the Subrecipient Agreement, the City is required to comply with the terms of the CARES Act, and complete the construction and installation by December 30, 2020, a deadline imposed by the CARES Act. In the event that the Equipment is not installed by that date, it will be returned to the County. Additionally, any funds not expended consistent with the terms of the CARES Act by December 30, 2020, will be returned to the County.

The Sprung Shelter site will initially operate as part of the County's homeless response to COVID-19 and accept referrals from County Outreach and Engagement staff. The City is contracting with Mercy House as their provider at their own cost. They are also purchasing additional Sprung Structure tent component pieces to increase size and capacity. Once completed, the site will accommodate up to 174 participants.

HCA requests the Board to approve the Subrecipient Agreement between the County and the City as referenced in the Recommended Actions above.

FINANCIAL IMPACT:

HCA will use existing available Appropriations in Budget Control 042 for this Agreement.

STAFFING IMPACT:

N/A

ATTACHMENT(S):

Attachment A - CRF Subrecipient Agreement- Huntington Beach

**SUBRECIPIENT AGREEMENT BETWEEN THE COUNTY OF ORANGE
AND THE CITY OF HUNTINGTON BEACH FOR CORONAVIRUS RELIEF
FUNDS TO ESTABLISH TEMPORARY ALTERNATIVE SHELTER SITES
TO CONTROL SPREAD OF COVID-19 AND PRESERVE PUBLIC HEALTH**

This Subrecipient Agreement (the “**Agreement**”) is made and entered into as of _____, 2020 (“**Effective Date**”) by and between the COUNTY OF ORANGE, a political subdivision of the State of California (hereinafter referred to as “**County**”), and the CITY OF HUNTINGTON BEACH, a California Charter Law city (hereinafter referred to as “**Subrecipient**”) with the County and Subrecipient referred to individually as a “**Party**,” or collectively as the “**Parties**.”

RECITALS

WHEREAS, on February 26, 2020, the County Health Officer declared a local health emergency based on an imminent and proximate threat to public health from the introduction of a novel coronavirus (named “**COVID-19**”) in Orange County (the “**COVID-19 Emergency**”); and

WHEREAS, on March 2, 2020, the Board of Supervisors adopted Resolution No. 2020-11 ratifying the local health emergency declared by the County’s Health Officer; and

WHEREAS, on March 4, 2020, the Governor of the State of California declared a State of Emergency to exist in California as a result of the threat of COVID-19; and

WHEREAS, on March 13, 2020, the President of the United States issued a Proclamation on Declaring a National Emergency Concerning the Coronavirus Disease 2019 (“**COVID-19**”) Outbreak; and

WHEREAS, the Coronavirus Aid, Relief, and Economic Security (“**CARES**”) Act was passed by Congress and signed into law by the President of the United States on March 27th, 2020; and

WHEREAS, the CARES Act established the Coronavirus Relief Fund and the County received an allocation of funds from the Coronavirus Relief Fund under section 601(a) of the Social Security Act, as added by section 5001 of the CARES Act; and

WHEREAS, Section 601(a) of the Social Security Act, as added by section 5001 of the CARES Act, which is to be used to make payments for specified uses to States and certain local governments that: (1) are necessary expenditures incurred due to the public health emergency with respect to COVID - 19; (2) were not accounted for in the budget most recently approved as of March 27, 2020 (the date of enactment of the CARES Act) for the State or government; and (3) were incurred during the period that begins on March 1, 2020, and ends on December 30, 2020; and

WHEREAS, the Department of Treasury has issued guidance that the County may transfer funds to a unit of government within its borders provided that the transfer qualifies as a necessary expenditure incurred due to the public health emergency and meets the other criteria of section 601(d) of the Social Security Act; and

WHEREAS, the Department of Treasury's guidance provides that Coronavirus Relief Funds may be spent on expenses to facilitate compliance with COVID-19-related public health measures, such as the expenses for care for homeless populations provided to mitigate COVID-19 effects and enable compliance with COVID-19 public health precautions; and

WHEREAS, County purchased SPRUNG shelter facilities and other equipment as set forth in **Exhibit C ("Equipment")** in conformity with the CARES Act to be used for COVID-19 public health services and housing purposes to serve the homeless population of Orange County; and

WHEREAS, the Equipment defined in this Agreement shall be used for the establishment, construction, and creation of a temporary alternative shelter site ("**TASS**") needed by the Subrecipient to prevent and control the COVID-19 emergency and pandemic and to protect and preserve the public health by providing shelter and care for homeless populations in an effort to mitigate COVID-19 effects and enable compliance with COVID-19 public health precautions; and

WHEREAS, Subrecipient is in need of certain facilities to support its efforts to respond to the COVID-19 pandemic and the requisite social distancing requirements in a manner consistent with the above declarations and authorities, and any continuing executive orders and declarations as part of the on-going emergencies; and

WHEREAS, all provisions of this Agreement shall be read and construed in a manner that is consistent with the stated purpose herein; and

WHEREAS, in order to achieve the establishment, construction, creation, and operation of a TASS, the Parties have agreed that the County shall transfer the Equipment and the Grant Amount described herein to Subrecipient to be used to facilitate compliance with COVID-19-related public health measures, including care for homeless populations provided to mitigate COVID-19 effects and enable compliance with COVID-19 public health precautions.

AGREEMENT

NOW, THEREFORE, the Parties mutually agree as follows:

1. **TERM OF AGREEMENT.** The term of this Agreement begins on the date when fully executed by the Parties, and terminates on June 30, 2021, or when all of the Parties' obligations under this Agreement are fully satisfied, whichever occurs earlier. Upon execution of this Agreement, the Emergency Facility Use Agreement dated April 20, 2020 between the Parties shall be terminated in its entirety.

2. **PURPOSE OF AGREEMENT AND USE OF GRANT AMOUNT.** The purpose of this Agreement shall be for the County to provide the Equipment and Grant Amount, as defined below, to the Subrecipient to allow the Subrecipient to cause the establishment, construction, creation, and operation of a TASS on two adjacent parcels located at 17631 Cameron Lane, Huntington Beach, CA 92647, and 17642 Beach Boulevard, Huntington Beach, CA, 92647 to prevent and control the COVID-19 emergency and pandemic and to protect and preserve the public health by providing shelter and care for homeless populations in an effort to mitigate COVID-19 effects and enable compliance with COVID-19 public health precautions. "**Construction**" as used in this Agreement shall include, but not be limited to, all aspects related to the construction, design, planning, paving, installation, grading, trenching, assembly, demolition, erection, alteration, or providing support structures or buildings of any kind that are necessary for the TASS (or any appurtenant improvements) and its preparation for use as described herein. The Recitals, which provide further explanation of the purpose of this Agreement, are hereby incorporated by reference.

a. Subrecipient shall use the Equipment and the Grant Amount, as defined below, provided under this Agreement to pay for Eligible Expenses that: (1) are necessary expenditures incurred due to the public health emergency with respect to COVID-19; (2) were not accounted for in the budget most recently approved by Subrecipient as of March 27, 2020; and (3)

were incurred during the period that begins on March 1, 2020, and ends on December 30, 2020.

b. The term “**Eligible Expenses**,” as used in this Agreement, shall mean expenses incurred and paid for by Subrecipient to perform the Scope of Work developed pursuant to Paragraph 3, subparagraph d, and the services provided pursuant to Paragraph 3, subparagraph g, for the purpose of facilitating compliance with COVID-19-related public health measures, including expenses for care for homeless populations provided to mitigate COVID-19 effects and enable compliance with COVID-19 public health precautions.

c. The following is a nonexclusive list of expenditures that shall not constitute Eligible Expenses payable from the Grant Amount, as defined:

(1) Payroll expenses for Subrecipient’s public health or health care employees, including any employee authorized to act as a local health officer pursuant to Sections 101040, 101085, 101460, 101470 or 120175 of the California Health and Safety Code.

(2) Damages covered by insurance.

(3) Payroll or benefits expenses for employees whose work duties are not substantially dedicated to mitigating or responding to the COVID-19 public health emergency.

(4) Expenses that have been or will be reimbursed under any federal program, such as the reimbursement by the federal government pursuant to the CARES Act of contributions by States to State unemployment funds.

(5) Reimbursement to donors for donated items or services.

(6) Workforce bonuses other than hazard pay or overtime.

(7) Severance pay.

(8) Legal settlements.

d. Subrecipient must utilize the Grant Amount, as defined below, in accordance with all Federal and State laws, including but not limited to 42 U.S.C. § 801, subsection (d), and all applicable regulations and guidelines,

including guidance issued by the Department of Treasury regarding costs that are payable from Coronavirus Relief Funds, which includes but is not limited to Guidance for State, Territorial, Local, and Tribal Governments dated September 2, 2020 (**Exhibit A**) and Coronavirus Relief Fund Frequently Asked Questions Updated as of September 2, 2020 (**Exhibit B**).

3. PAYMENT OF GRANT AMOUNT AND EQUIPMENT DELIVERY

a. The County shall pay Subrecipient a grant amount of \$3,000,000 (“**Grant Amount**”) within 10 business days of the full execution of this Agreement. All of Subrecipient’s expenditures of the grant amount must be for Eligible Expenses as described in Paragraph 2 of this Agreement.

b. It is understood that the County makes no commitment to fund this Agreement beyond the terms set forth herein.

c. The County shall make available for pick up at a mutually agreeable time and location, and Subrecipient shall accept and assume ownership, responsibility, and liability for the Equipment set forth in Exhibit C. The County will assist the Subrecipient with coordinating efforts between the Subrecipient and the manufacturer (or its representatives) for the erection and installation of the SPRUNG shelter.

d. Notwithstanding Paragraphs 6 through 8 herein, or anything else to the contrary within this Agreement, the Subrecipient shall prepare a Scope of Work (and award the work, if necessary under applicable law) related to the installation, construction, operation, or erection of the Equipment and any site preparation work in which Subrecipient intends to fund with the Grant Amount and shall provide a copy of any such Scope of Work to the County for written approval prior to the Scope’s commencement, which approval shall not be unreasonably withheld, conditioned or delayed.

e. If Subrecipient has not spent any portion of the Grant Amount it has received under this Agreement to cover Eligible Expenses by December 30, 2020, Subrecipient shall return to the County by February 1, 2021 the amount remaining unspent as of December 30, 2020. Further, any Equipment provided by County to Subrecipient not installed, fully operational, or utilized for the purposes consistent with this Agreement and the CARES Act by December 30, 2020 shall be returned by City to County at City’s expense.

f. City agrees that it is familiar with the requirements and restrictions of the CARES Act and agrees that it will develop the Scope of Work and utilize the TASS and related assets consistent with these requirements.

g. Once construction is completed, the Subrecipient shall select its own service provider to operate the TASS.

i. The services shall initially be part of the County's COVID-19 homeless response and work in coordination with the County's Health Care Agency.

ii. Shelter beds will be made available through referral to the Subrecipient's shelter operator by County and community outreach staff for individuals experiencing homelessness in the Central Service Planning Area ("SPA") for a period of no less than six months from the execution of this Agreement as part of the County's COVID-19 homeless response. In addition, a minimum of thirty (30) shelter beds will be made available to County as part of the Project Roomkey motel site referral process if the TASS is operational at that time.

iii. Once the County's COVID-19 homeless response has reduced in scope, the TASS shelter site referral process can be reduced to focus solely on the Subrecipient's referrals.

4. **STATUTES AND REGULATIONS APPLICABLE TO GRANT.** Subrecipient must comply with all applicable requirements of State, Federal, and County of Orange laws, executive orders, regulations, program and administrative requirements, policies and any other requirements governing this Agreement. Subrecipient must comply with applicable State and Federal laws and regulations pertaining to labor, wages, hours, and other conditions of employment. Subrecipient must comply with new, amended, or revised laws, regulations, and/or procedures that apply to the performance of this Agreement. These requirements include, but are not limited to:

a. Office of Management and Budget ("OMB") Circulars. Subrecipient must comply with OMB Circulars, as applicable: OMB Circular A-21 (Cost Principles for Educational Institutions); OMB Circular A-87 (Cost Principles for State, Local, and Indian Tribal Governments); OMB Circular A-102 (Grants and Cooperative Agreements with State and Local Governments); Common Rule, Subpart C for public agencies or OMB Circular

A-110 (Uniform Administrative Requirements for Grants and Other Agreements with Institutions of Higher Education, Hospitals and Other Non-Profit Organizations); OMB Circular A-122 (Cost Principles for Non-Profit Organizations); OMB Circular A-133 (Audits of States, Local Governments, and Non-Profit Organizations).

b. Single Audit Act. Since Federal funds are used in the performance of this Agreement, Subrecipient must, as applicable, adhere to the rules and regulations of the Single Audit Act (31 USC Sec. 7501 et seq.), OMB Circular A-133 and any administrative regulation or field memoranda implementing the Act.

c. Political Activity Prohibited. None of the funds, materials, property or services provided directly or indirectly under this Agreement may be used for any partisan political activity, or to further the election or defeat of any candidate for public office. Funds provided under this Agreement may not be used for any purpose designed to support or defeat any pending legislation or administrative regulation.

5. **COMPLIANCE WITH GRANT REQUIREMENTS**. To obtain the grant funds, the Department of the Treasury required an authorized representative of the County to agree to certain promises regarding the way the grant funds would be spent. This certification is attached hereto as **Exhibit D**. By signing this certification, the County made material representations to the Department of Treasury in order to receive payments from the Department of Treasury pursuant to section 601(b) of the Social Security Act, as added by section 5001 of the Coronavirus Aid, Relief, and Economic Security Act, Pub. L. No. 116-136, div. A, Title V (Mar. 27, 2020). In accordance with Paragraph 11, Subrecipient agrees to indemnify, defend, and hold harmless the County of Orange for any Equipment or sums the State or Federal government contends or determines Subrecipient used in violation of the certification. Subrecipient shall immediately return to the County any funds the County or any responsible State or Federal agency, including the Department of Treasury, determines the Subrecipient has used in a manner that is inconsistent with Paragraph 2 of this Agreement. The provisions of this paragraph shall survive termination of this Agreement.

6. REPORTS.

a. **Progress Reports**. On October 15, 2020, and monthly thereafter, Subrecipient shall provide a report to the County that shall: (1) identify the Eligible Expenses paid from the Grant Amount since the Effective Date; (2)

demonstrate how Subrecipient used the Grant Amount consistent with the use requirements of Paragraph 2; and (3) identify the balance of the Grant Amount that Subrecipient has not spent.

b. Final Report. Upon the earlier of Subrecipient's expenditure of the balance of the Grant Amount or January 15, 2021, Subrecipient shall provide a report to the County that shall: (1) identify the Eligible Expenses paid from the Grant Amount as of December 30, 2020; (2) demonstrate how Subrecipient used the Grant Amount consistent with the use requirements of Paragraph 2; and (3) identify the balance of the Grant Amount that Subrecipient has not spent, if any.

c. The Subrecipient shall provide a certification signed by its chief executive officer with each report required under this Paragraph 6 that the statements contained in the report are true and that the expenditures described in the report comply with the uses permitted under Paragraph 2.

d. Subrecipient shall maintain supporting documentation for the reports required by this Paragraph 6 consistent with the requirements of Paragraph 7.

e. Reports prepared pursuant to this Paragraph shall be submitted in substantially the same form as **Exhibit E**.

7. RECORDS MAINTENANCE. Records, in their original form, must be maintained in accordance with requirements prescribed by the County with respect to all matters specified in this Agreement. Original forms are to be maintained on file for all documents specified in this Agreement. Such records must be retained for a period four (4) years after termination of this Agreement and after final disposition of all pending matters. "**Pending matters**" include, but are not limited to, an audit, litigation or other actions involving records. Records, in their original form pertaining to matters covered by this Agreement, must at all times be retained within the County of Orange unless authorization to remove them is granted in writing by the County.

8. RECORDS INSPECTION. At any time during normal business hours and as often as either the County, Inspector General acting pursuant to the Inspector General Act of 1978, or the Auditor General of the State of California may deem necessary, Subrecipient must make available for examination all of its records with respect to all matters covered by this Agreement. The County, Inspector General, and the Auditor General of the State of California each have the authority to audit,

examine and make excerpts or transcripts from records, including all Subrecipient's invoices, materials, payrolls, records of personnel, conditions of employment and other data relating to all matters covered by this Agreement. Subrecipient agrees to provide any reports requested by the County regarding performance of this Agreement. With respect to inspection of Subrecipient's records, the County may require that Subrecipient provide supporting documentation to substantiate Subrecipient's expenses with respect to the Subrecipient's use or expenditure of the Grant Amount.

9. **INDEPENDENT CONTRACTOR.** The Subrecipient shall be considered an independent contractor and neither the Subrecipient, its employees, nor anyone working under the Subrecipient shall be considered an agent or an employee of County. Neither the Subrecipient, its employees nor anyone working under the Subrecipient shall qualify for workers' compensation or other fringe benefits of any kind through County.

10. **PERMITS, LICENSES, APPROVALS, AND LEGAL OBLIGATIONS.** Subrecipient shall be responsible for obtaining any and all permits, licenses, and approvals required for performing any work under this Agreement. Subrecipient shall be responsible for observing and complying with any applicable Federal, State, or local laws, or rules or regulations affecting any such work. Subrecipient shall provide copies of permits and approvals to the County upon request.

11. **INDEMNITY.** The Subrecipient agrees to indemnify, defend with counsel approved in writing by County, and hold County, its elected and appointed officials, officers, employees and agents and those special districts and agencies which County's Board of Supervisors acts as the governing Board harmless from any claims, demands or liability of any kind or nature, including but not limited to personal injury or property damage, arising from or related to the Subrecipient's receipt of the Grant Amount and Equipment under this Agreement, including any claims that the Grant Amount paid by the County under this Agreement were not used consistent with the restrictions on the use of Coronavirus Relief Funds (42 U.S.C. § 801) and the regulations and guidance issued by the Department of Treasury regarding the use of such funds. The provisions of this paragraph shall survive the termination of this Agreement.

12. **NOTICES.** Any and all notices, requests demands and other communications contemplated, called for, permitted, or required to be given hereunder shall be in writing. Any written communications shall be deemed to have been duly given upon actual in-person delivery, if delivery is by direct hand, or upon delivery on the actual day of receipt or no greater than four (4) calendar days after

being mailed by US certified or registered mail, return receipt requested, postage prepaid, whichever occurs first. The date of mailing shall count as the first day. All communications shall be addressed to the appropriate party at the address stated herein or such other address as the parties hereto may designate by written notice from time to time in the manner aforesaid.

Subrecipient:

City of Huntington Beach
 ATTN: Oliver Chi, City Manager
 City Manager's Office
 2000 Main St.
 Huntington Beach, CA 92648

County:

County of Orange
 ATTN: Frank Kim, County Executive Officer
 Hall of Administration
 333 W. Santa Ana Blvd., Third Floor
 Santa Ana, CA 92701

13. **DEFAULTS.** Should either Party fail for any reason to comply with the contractual obligations of this Agreement within the time specified by this Agreement, the non-breaching Party reserves the right to terminate the Agreement, reserving all rights under State and Federal law.

14. **ATTORNEY FEES.** In any action or proceeding to enforce or interpret any provision of this Agreement, each Party shall bear its own attorney's fees, costs, and expenses.

15. **ENTIRE CONTRACT:** This Agreement contains the entire contract between the Parties with respect to the matters herein, and there are no restrictions, promises, warranties or undertakings other than those set forth herein or referred to herein. No exceptions, alternatives, substitutes or revisions are valid or binding on the parties unless authorized by the Parties in writing.

16. **AMENDMENTS.** No alteration or variation of the terms of this Agreement shall be valid unless made in writing and signed by the parties; no oral understanding or agreement not incorporated herein shall be binding on either of the

Parties; and no exceptions, alternatives, substitutes or revisions are valid or binding on County unless authorized by County in writing.

17. COUNTERPARTS. This Agreement may be executed in counterpart originals, each of which shall be deemed to constitute an original agreement, and all of which shall constitute one agreement. The execution of one counterpart by any Party shall have the same force and effect as if that Party had signed all other counterparts.

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IN WITNESS WHEREOF, the Parties hereto have executed this Agreement as of the Effective Date.

CITY OF HUNTINGTON BEACH,
A Charter Law City

COUNTY OF ORANGE,
A political subdivision of the State of California

By: 
Oliver Chi,
City Manager

By: _____
Michelle Steel, Chairwoman
Board of Supervisors

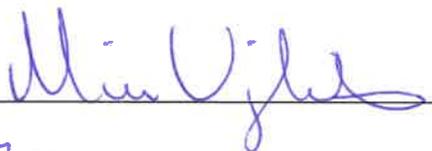
Date: 9/22/20

Date: _____

SIGNED AND CERTIFIED THAT A COPY OF THIS DOCUMENT HAS BEEN DELIVERED TO THE CHAIR OF THE BOARD OF SUPERVISORS PER GC § 25103, RESO. 79-1535

By: _____
Robin Stieler
Clerk of the Board of Supervisors
County of Orange, California

APPROVED AS TO FORM:

By: 
City Attorney

By: 
Mark Servino
Deputy County Counsel

Date: 9/22/20

Date: 9/23/20

Exhibit A

Coronavirus Relief Fund
Guidance for State, Territorial, Local, and Tribal Governments
Updated September 2, 2020¹

The purpose of this document is to provide guidance to recipients of the funding available under section 601(a) of the Social Security Act, as added by section 5001 of the Coronavirus Aid, Relief, and Economic Security Act (“CARES Act”). The CARES Act established the Coronavirus Relief Fund (the “Fund”) and appropriated \$150 billion to the Fund. Under the CARES Act, the Fund is to be used to make payments for specified uses to States and certain local governments; the District of Columbia and U.S. Territories (consisting of the Commonwealth of Puerto Rico, the United States Virgin Islands, Guam, American Samoa, and the Commonwealth of the Northern Mariana Islands); and Tribal governments.

The CARES Act provides that payments from the Fund may only be used to cover costs that—

1. are necessary expenditures incurred due to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19);
2. were not accounted for in the budget most recently approved as of March 27, 2020 (the date of enactment of the CARES Act) for the State or government; and
3. were incurred during the period that begins on March 1, 2020, and ends on December 30, 2020.²

The guidance that follows sets forth the Department of the Treasury’s interpretation of these limitations on the permissible use of Fund payments.

Necessary expenditures incurred due to the public health emergency

The requirement that expenditures be incurred “due to” the public health emergency means that expenditures must be used for actions taken to respond to the public health emergency. These may include expenditures incurred to allow the State, territorial, local, or Tribal government to respond directly to the emergency, such as by addressing medical or public health needs, as well as expenditures incurred to respond to second-order effects of the emergency, such as by providing economic support to those suffering from employment or business interruptions due to COVID-19-related business closures.

Funds may not be used to fill shortfalls in government revenue to cover expenditures that would not otherwise qualify under the statute. Although a broad range of uses is allowed, revenue replacement is not a permissible use of Fund payments.

The statute also specifies that expenditures using Fund payments must be “necessary.” The Department of the Treasury understands this term broadly to mean that the expenditure is reasonably necessary for its intended use in the reasonable judgment of the government officials responsible for spending Fund payments.

¹ On June 30, 2020, the guidance provided under “Costs incurred during the period that begins on March 1, 2020, and ends on December 30, 2020” was updated. On September 2, 2020, the “Supplemental Guidance on Use of Funds to Cover Payroll and Benefits of Public Employees” and “Supplemental Guidance on Use of Funds to Cover Administrative Costs” sections were added.

² See Section 601(d) of the Social Security Act, as added by section 5001 of the CARES Act.

Costs not accounted for in the budget most recently approved as of March 27, 2020

The CARES Act also requires that payments be used only to cover costs that were not accounted for in the budget most recently approved as of March 27, 2020. A cost meets this requirement if either (a) the cost cannot lawfully be funded using a line item, allotment, or allocation within that budget *or* (b) the cost is for a substantially different use from any expected use of funds in such a line item, allotment, or allocation.

The “most recently approved” budget refers to the enacted budget for the relevant fiscal period for the particular government, without taking into account subsequent supplemental appropriations enacted or other budgetary adjustments made by that government in response to the COVID-19 public health emergency. A cost is not considered to have been accounted for in a budget merely because it could be met using a budgetary stabilization fund, rainy day fund, or similar reserve account.

Costs incurred during the period that begins on March 1, 2020, and ends on December 30, 2020

Finally, the CARES Act provides that payments from the Fund may only be used to cover costs that were incurred during the period that begins on March 1, 2020, and ends on December 30, 2020 (the “covered period”). Putting this requirement together with the other provisions discussed above, section 601(d) may be summarized as providing that a State, local, or tribal government may use payments from the Fund only to cover previously unbudgeted costs of necessary expenditures incurred due to the COVID-19 public health emergency during the covered period.

Initial guidance released on April 22, 2020, provided that the cost of an expenditure is incurred when the recipient has expended funds to cover the cost. Upon further consideration and informed by an understanding of State, local, and tribal government practices, Treasury is clarifying that for a cost to be considered to have been incurred, performance or delivery must occur during the covered period but payment of funds need not be made during that time (though it is generally expected that this will take place within 90 days of a cost being incurred). For instance, in the case of a lease of equipment or other property, irrespective of when payment occurs, the cost of a lease payment shall be considered to have been incurred for the period of the lease that is within the covered period but not otherwise. Furthermore, in all cases it must be necessary that performance or delivery take place during the covered period. Thus the cost of a good or service received during the covered period will not be considered eligible under section 601(d) if there is no need for receipt until after the covered period has expired.

Goods delivered in the covered period need not be used during the covered period in all cases. For example, the cost of a good that must be delivered in December in order to be available for use in January could be covered using payments from the Fund. Additionally, the cost of goods purchased in bulk and delivered during the covered period may be covered using payments from the Fund if a portion of the goods is ordered for use in the covered period, the bulk purchase is consistent with the recipient’s usual procurement policies and practices, and it is impractical to track and record when the items were used. A recipient may use payments from the Fund to purchase a durable good that is to be used during the current period and in subsequent periods if the acquisition in the covered period was necessary due to the public health emergency.

Given that it is not always possible to estimate with precision when a good or service will be needed, the touchstone in assessing the determination of need for a good or service during the covered period will be reasonableness at the time delivery or performance was sought, *e.g.*, the time of entry into a procurement contract specifying a time for delivery. Similarly, in recognition of the likelihood of supply chain disruptions and increased demand for certain goods and services during the COVID-19 public health emergency, if a recipient enters into a contract requiring the delivery of goods or performance of services by December 30, 2020, the failure of a vendor to complete delivery or services by December 30, 2020,

will not affect the ability of the recipient to use payments from the Fund to cover the cost of such goods or services if the delay is due to circumstances beyond the recipient's control.

This guidance applies in a like manner to costs of subrecipients. Thus, a grant or loan, for example, provided by a recipient using payments from the Fund must be used by the subrecipient only to purchase (or reimburse a purchase of) goods or services for which receipt both is needed within the covered period and occurs within the covered period. The direct recipient of payments from the Fund is ultimately responsible for compliance with this limitation on use of payments from the Fund.

Nonexclusive examples of eligible expenditures

Eligible expenditures include, but are not limited to, payment for:

1. Medical expenses such as:
 - COVID-19-related expenses of public hospitals, clinics, and similar facilities.
 - Expenses of establishing temporary public medical facilities and other measures to increase COVID-19 treatment capacity, including related construction costs.
 - Costs of providing COVID-19 testing, including serological testing.
 - Emergency medical response expenses, including emergency medical transportation, related to COVID-19.
 - Expenses for establishing and operating public telemedicine capabilities for COVID-19-related treatment.
2. Public health expenses such as:
 - Expenses for communication and enforcement by State, territorial, local, and Tribal governments of public health orders related to COVID-19.
 - Expenses for acquisition and distribution of medical and protective supplies, including sanitizing products and personal protective equipment, for medical personnel, police officers, social workers, child protection services, and child welfare officers, direct service providers for older adults and individuals with disabilities in community settings, and other public health or safety workers in connection with the COVID-19 public health emergency.
 - Expenses for disinfection of public areas and other facilities, *e.g.*, nursing homes, in response to the COVID-19 public health emergency.
 - Expenses for technical assistance to local authorities or other entities on mitigation of COVID-19-related threats to public health and safety.
 - Expenses for public safety measures undertaken in response to COVID-19.
 - Expenses for quarantining individuals.
3. Payroll expenses for public safety, public health, health care, human services, and similar employees whose services are substantially dedicated to mitigating or responding to the COVID-19 public health emergency.

4. Expenses of actions to facilitate compliance with COVID-19-related public health measures, such as:
 - Expenses for food delivery to residents, including, for example, senior citizens and other vulnerable populations, to enable compliance with COVID-19 public health precautions.
 - Expenses to facilitate distance learning, including technological improvements, in connection with school closings to enable compliance with COVID-19 precautions.
 - Expenses to improve telework capabilities for public employees to enable compliance with COVID-19 public health precautions.
 - Expenses of providing paid sick and paid family and medical leave to public employees to enable compliance with COVID-19 public health precautions.
 - COVID-19-related expenses of maintaining state prisons and county jails, including as relates to sanitation and improvement of social distancing measures, to enable compliance with COVID-19 public health precautions.
 - Expenses for care for homeless populations provided to mitigate COVID-19 effects and enable compliance with COVID-19 public health precautions.
5. Expenses associated with the provision of economic support in connection with the COVID-19 public health emergency, such as:
 - Expenditures related to the provision of grants to small businesses to reimburse the costs of business interruption caused by required closures.
 - Expenditures related to a State, territorial, local, or Tribal government payroll support program.
 - Unemployment insurance costs related to the COVID-19 public health emergency if such costs will not be reimbursed by the federal government pursuant to the CARES Act or otherwise.
6. Any other COVID-19-related expenses reasonably necessary to the function of government that satisfy the Fund's eligibility criteria.

Nonexclusive examples of ineligible expenditures³

The following is a list of examples of costs that would not be eligible expenditures of payments from the Fund.

1. Expenses for the State share of Medicaid.⁴
2. Damages covered by insurance.
3. Payroll or benefits expenses for employees whose work duties are not substantially dedicated to mitigating or responding to the COVID-19 public health emergency.

³ In addition, pursuant to section 5001(b) of the CARES Act, payments from the Fund may not be expended for an elective abortion or on research in which a human embryo is destroyed, discarded, or knowingly subjected to risk of injury or death. The prohibition on payment for abortions does not apply to an abortion if the pregnancy is the result of an act of rape or incest; or in the case where a woman suffers from a physical disorder, physical injury, or physical illness, including a life-endangering physical condition caused by or arising from the pregnancy itself, that would, as certified by a physician, place the woman in danger of death unless an abortion is performed. Furthermore, no government which receives payments from the Fund may discriminate against a health care entity on the basis that the entity does not provide, pay for, provide coverage of, or refer for abortions.

⁴ See 42 C.F.R. § 433.51 and 45 C.F.R. § 75.306.

4. Expenses that have been or will be reimbursed under any federal program, such as the reimbursement by the federal government pursuant to the CARES Act of contributions by States to State unemployment funds.
5. Reimbursement to donors for donated items or services.
6. Workforce bonuses other than hazard pay or overtime.
7. Severance pay.
8. Legal settlements.

Supplemental Guidance on Use of Funds to Cover Payroll and Benefits of Public Employees

As discussed in the Guidance above, the CARES Act provides that payments from the Fund must be used only to cover costs that were not accounted for in the budget most recently approved as of March 27, 2020. As reflected in the Guidance and FAQs, Treasury has not interpreted this provision to limit eligible costs to those that are incremental increases above amounts previously budgeted. Rather, Treasury has interpreted this provision to exclude items that were already covered for their original use (or a substantially similar use). This guidance reflects the intent behind the Fund, which was not to provide general fiscal assistance to state governments but rather to assist them with COVID-19-related necessary expenditures. With respect to personnel expenses, though the Fund was not intended to be used to cover government payroll expenses generally, the Fund was intended to provide assistance to address increased expenses, such as the expense of hiring new personnel as needed to assist with the government's response to the public health emergency and to allow recipients facing budget pressures not to have to lay off or furlough employees who would be needed to assist with that purpose.

Substantially different use

As stated in the Guidance above, Treasury considers the requirement that payments from the Fund be used only to cover costs that were not accounted for in the budget most recently approved as of March 27, 2020, to be met if either (a) the cost cannot lawfully be funded using a line item, allotment, or allocation within that budget *or* (b) the cost is for a *substantially different use* from any expected use of funds in such a line item, allotment, or allocation.

Treasury has provided examples as to what would constitute a substantially different use. Treasury provided (in FAQ A.3) that costs incurred for a substantially different use would include, for example, the costs of redeploying educational support staff or faculty to develop online learning capabilities, such as through providing information technology support that is not part of the staff or faculty's ordinary responsibilities.

Substantially dedicated

Within this category of substantially different uses, as stated in the Guidance above, Treasury has included payroll and benefits expenses for public safety, public health, health care, human services, and similar employees whose services are *substantially dedicated* to mitigating or responding to the COVID-19 public health emergency. The *full amount* of payroll and benefits expenses of substantially dedicated employees may be covered using payments from the Fund. Treasury has not developed a precise definition of what "substantially dedicated" means given that there is not a precise way to define this term

across different employment types. The relevant unit of government should maintain documentation of the “substantially dedicated” conclusion with respect to its employees.

If an employee is not substantially dedicated to mitigating or responding to the COVID-19 public health emergency, his or her payroll and benefits expenses may not be covered *in full* with payments from the Fund. A *portion* of such expenses may be able to be covered, however, as discussed below.

Public health and public safety

In recognition of the particular importance of public health and public safety workers to State, local, and tribal government responses to the public health emergency, Treasury has provided, as an administrative accommodation, that a State, local, or tribal government may presume that public health and public safety employees meet the substantially dedicated test, unless the chief executive (or equivalent) of the relevant government determines that specific circumstances indicate otherwise. This means that, if this presumption applies, work performed by such employees is considered to be a substantially different use than accounted for in the most recently approved budget as of March 27, 2020. All costs of such employees may be covered using payments from the Fund for services provided during the period that begins on March 1, 2020, and ends on December 30, 2020.

In response to questions regarding which employees are within the scope of this accommodation, Treasury is supplementing this guidance to clarify that public safety employees would include police officers (including state police officers), sheriffs and deputy sheriffs, firefighters, emergency medical responders, correctional and detention officers, and those who directly support such employees such as dispatchers and supervisory personnel. Public health employees would include employees involved in providing medical and other health services to patients and supervisory personnel, including medical staff assigned to schools, prisons, and other such institutions, and other support services essential for patient care (*e.g.*, laboratory technicians) as well as employees of public health departments directly engaged in matters related to public health and related supervisory personnel.

Not substantially dedicated

As provided in FAQ A.47, a State, local, or tribal government may also track time spent by employees related to COVID-19 and apply Fund payments on that basis but would need to do so consistently within the relevant agency or department. This means, for example, that a government could cover payroll expenses allocated on an hourly basis to employees’ time dedicated to mitigating or responding to the COVID-19 public health emergency. This result provides equitable treatment to governments that, for example, instead of having a few employees who are substantially dedicated to the public health emergency, have many employees who have a minority of their time dedicated to the public health emergency.

Covered benefits

Payroll and benefits of a substantially dedicated employee may be covered using payments from the Fund to the extent incurred between March 1 and December 30, 2020.

Payroll includes certain hazard pay and overtime, but not workforce bonuses. As discussed in FAQ A.29, hazard pay may be covered using payments from the Fund if it is provided for performing hazardous duty or work involving physical hardship that in each case is related to COVID-19. This means that, whereas payroll and benefits of an employee who is substantially dedicated to mitigating or responding to the COVID-19 public health emergency may generally be covered in full using payments from the Fund, hazard pay specifically may only be covered to the extent it is related to COVID-19. For example, a recipient may use payments from the Fund to cover hazard pay for a police officer coming in close

contact with members of the public to enforce public health or public safety orders, but across-the-board hazard pay for all members of a police department regardless of their duties would not be able to be covered with payments from the Fund. This position reflects the statutory intent discussed above: the Fund was intended to be used to help governments address the public health emergency both by providing funds for incremental expenses (such as hazard pay related to COVID-19) and to allow governments not to have to furlough or lay off employees needed to address the public health emergency but was not intended to provide across-the-board budget support (as would be the case if hazard pay regardless of its relation to COVID-19 or workforce bonuses were permitted to be covered using payments from the Fund).

Relatedly, both hazard pay and overtime pay for employees that are not substantially dedicated may only be covered using the Fund if the hazard pay and overtime pay is for COVID-19-related duties. As discussed above, governments may allocate payroll and benefits of such employees with respect to time worked on COVID-19-related matters.

Covered benefits include, but are not limited to, the costs of all types of leave (vacation, family-related, sick, military, bereavement, sabbatical, jury duty), employee insurance (health, life, dental, vision), retirement (pensions, 401(k)), unemployment benefit plans (federal and state), workers compensation insurance, and Federal Insurance Contributions Act (FICA) taxes (which includes Social Security and Medicare taxes).

Supplemental Guidance on Use of Funds to Cover Administrative Costs

General

Payments from the Fund are not administered as part of a traditional grant program and the provisions of the Uniform Guidance, 2 C.F.R. Part 200, that are applicable to indirect costs do not apply. Recipients may not apply their indirect costs rates to payments received from the Fund.

Recipients may, if they meet the conditions specified in the guidance for tracking time consistently across a department, use payments from the Fund to cover the portion of payroll and benefits of employees corresponding to time spent on administrative work necessary due to the COVID-19 public health emergency. (In other words, such costs would be eligible direct costs of the recipient). This includes, but is not limited to, costs related to disbursing payments from the Fund and managing new grant programs established using payments from the Fund.

As with any other costs to be covered using payments from the Fund, any such administrative costs must be incurred by December 30, 2020, with an exception for certain compliance costs as discussed below. Furthermore, as discussed in the Guidance above, as with any other cost, an administrative cost that has been or will be reimbursed under any federal program may not be covered with the Fund. For example, if an administrative cost is already being covered as a direct or indirect cost pursuant to another federal grant, the Fund may not be used to cover that cost.

Compliance costs related to the Fund

As previously stated in FAQ B.11, recipients are permitted to use payments from the Fund to cover the expenses of an audit conducted under the Single Audit Act, subject to the limitations set forth in 2 C.F.R. § 200.425. Pursuant to that provision of the Uniform Guidance, recipients and subrecipients subject to the Single Audit Act may use payments from the Fund to cover a reasonably proportionate share of the costs of audits attributable to the Fund.

To the extent a cost is incurred by December 30, 2020, for an eligible use consistent with section 601 of the Social Security Act and Treasury's guidance, a necessary administrative compliance expense that relates to such underlying cost may be incurred after December 30, 2020. Such an expense would include, for example, expenses incurred to comply with the Single Audit Act and reporting and recordkeeping requirements imposed by the Office of Inspector General. A recipient with such necessary administrative expenses, such as an ongoing audit continuing past December 30, 2020, that relates to Fund expenditures incurred during the covered period, must report to the Treasury Office of Inspector General by the quarter ending September 2021 an estimate of the amount of such necessary administrative expenses.

Exhibit B

**Coronavirus Relief Fund
Frequently Asked Questions
Updated as of September 2, 2020¹**

The following answers to frequently asked questions supplement Treasury’s Coronavirus Relief Fund (“Fund”) Guidance for State, Territorial, Local, and Tribal Governments, dated April 22, 2020, (“Guidance”).² Amounts paid from the Fund are subject to the restrictions outlined in the Guidance and set forth in section 601(d) of the Social Security Act, as added by section 5001 of the Coronavirus Aid, Relief, and Economic Security Act (“CARES Act”).

A. Eligible Expenditures

1. *Are governments required to submit proposed expenditures to Treasury for approval?*

No. Governments are responsible for making determinations as to what expenditures are necessary due to the public health emergency with respect to COVID-19 and do not need to submit any proposed expenditures to Treasury.

2. *The Guidance says that funding can be used to meet payroll expenses for public safety, public health, health care, human services, and similar employees whose services are substantially dedicated to mitigating or responding to the COVID-19 public health emergency. How does a government determine whether payroll expenses for a given employee satisfy the “substantially dedicated” condition?*

The Fund is designed to provide ready funding to address unforeseen financial needs and risks created by the COVID-19 public health emergency. For this reason, and as a matter of administrative convenience in light of the emergency nature of this program, a State, territorial, local, or Tribal government may presume that payroll costs for public health and public safety employees are payments for services substantially dedicated to mitigating or responding to the COVID-19 public health emergency, unless the chief executive (or equivalent) of the relevant government determines that specific circumstances indicate otherwise.

3. *The Guidance says that a cost was not accounted for in the most recently approved budget if the cost is for a substantially different use from any expected use of funds in such a line item, allotment, or allocation. What would qualify as a “substantially different use” for purposes of the Fund eligibility?*

Costs incurred for a “substantially different use” include, but are not necessarily limited to, costs of personnel and services that were budgeted for in the most recently approved budget but which, due entirely to the COVID-19 public health emergency, have been diverted to substantially different functions. This would include, for example, the costs of redeploying corrections facility staff to enable compliance with COVID-19 public health precautions through work such as enhanced sanitation or enforcing social distancing measures; the costs of redeploying police to support management and enforcement of stay-at-home orders; or the costs of diverting educational support staff or faculty to develop online learning capabilities, such as through providing information technology support that is not part of the staff or faculty’s ordinary responsibilities.

¹ On August 10, 2020, these Frequently Asked Questions were revised to add Questions A.49–52. On September 2, 2020, Questions A.53–56 were added, and Questions A.34 and A.38 were revised.

² The Guidance is available at <https://home.treasury.gov/system/files/136/Coronavirus-Relief-Fund-Guidance-for-State-Territorial-Local-and-Tribal-Governments.pdf>.

Note that a public function does not become a “substantially different use” merely because it is provided from a different location or through a different manner. For example, although developing online instruction capabilities may be a substantially different use of funds, online instruction itself is not a substantially different use of public funds than classroom instruction.

4. *May a State receiving a payment transfer funds to a local government?*

Yes, provided that the transfer qualifies as a necessary expenditure incurred due to the public health emergency and meets the other criteria of section 601(d) of the Social Security Act. Such funds would be subject to recoupment by the Treasury Department if they have not been used in a manner consistent with section 601(d) of the Social Security Act.

5. *May a unit of local government receiving a Fund payment transfer funds to another unit of government?*

Yes. For example, a county may transfer funds to a city, town, or school district within the county and a county or city may transfer funds to its State, provided that the transfer qualifies as a necessary expenditure incurred due to the public health emergency and meets the other criteria of section 601(d) of the Social Security Act outlined in the Guidance. For example, a transfer from a county to a constituent city would not be permissible if the funds were intended to be used simply to fill shortfalls in government revenue to cover expenditures that would not otherwise qualify as an eligible expenditure.

6. *Is a Fund payment recipient required to transfer funds to a smaller, constituent unit of government within its borders?*

No. For example, a county recipient is not required to transfer funds to smaller cities within the county’s borders.

7. *Are recipients required to use other federal funds or seek reimbursement under other federal programs before using Fund payments to satisfy eligible expenses?*

No. Recipients may use Fund payments for any expenses eligible under section 601(d) of the Social Security Act outlined in the Guidance. Fund payments are not required to be used as the source of funding of last resort. However, as noted below, recipients may not use payments from the Fund to cover expenditures for which they will receive reimbursement.

8. *Are there prohibitions on combining a transaction supported with Fund payments with other CARES Act funding or COVID-19 relief Federal funding?*

Recipients will need to consider the applicable restrictions and limitations of such other sources of funding. In addition, expenses that have been or will be reimbursed under any federal program, such as the reimbursement by the federal government pursuant to the CARES Act of contributions by States to State unemployment funds, are not eligible uses of Fund payments.

9. *Are States permitted to use Fund payments to support state unemployment insurance funds generally?*

To the extent that the costs incurred by a state unemployment insurance fund are incurred due to the COVID-19 public health emergency, a State may use Fund payments to make payments to its respective state unemployment insurance fund, separate and apart from such State's obligation to the unemployment insurance fund as an employer. This will permit States to use Fund payments to prevent expenses related to the public health emergency from causing their state unemployment insurance funds to become insolvent.

10. *Are recipients permitted to use Fund payments to pay for unemployment insurance costs incurred by the recipient as an employer?*

Yes, Fund payments may be used for unemployment insurance costs incurred by the recipient as an employer (for example, as a reimbursing employer) related to the COVID-19 public health emergency if such costs will not be reimbursed by the federal government pursuant to the CARES Act or otherwise.

11. *The Guidance states that the Fund may support a "broad range of uses" including payroll expenses for several classes of employees whose services are "substantially dedicated to mitigating or responding to the COVID-19 public health emergency." What are some examples of types of covered employees?*

The Guidance provides examples of broad classes of employees whose payroll expenses would be eligible expenses under the Fund. These classes of employees include public safety, public health, health care, human services, and similar employees whose services are substantially dedicated to mitigating or responding to the COVID-19 public health emergency. Payroll and benefit costs associated with public employees who could have been furloughed or otherwise laid off but who were instead repurposed to perform previously unbudgeted functions substantially dedicated to mitigating or responding to the COVID-19 public health emergency are also covered. Other eligible expenditures include payroll and benefit costs of educational support staff or faculty responsible for developing online learning capabilities necessary to continue educational instruction in response to COVID-19-related school closures. Please see the Guidance for a discussion of what is meant by an expense that was not accounted for in the budget most recently approved as of March 27, 2020.

12. *In some cases, first responders and critical health care workers that contract COVID-19 are eligible for workers' compensation coverage. Is the cost of this expanded workers compensation coverage eligible?*

Increased workers compensation cost to the government due to the COVID-19 public health emergency incurred during the period beginning March 1, 2020, and ending December 30, 2020, is an eligible expense.

13. *If a recipient would have decommissioned equipment or not renewed a lease on particular office space or equipment but decides to continue to use the equipment or to renew the lease in order to respond to the public health emergency, are the costs associated with continuing to operate the equipment or the ongoing lease payments eligible expenses?*

Yes. To the extent the expenses were previously unbudgeted and are otherwise consistent with section 601(d) of the Social Security Act outlined in the Guidance, such expenses would be eligible.

14. *May recipients provide stipends to employees for eligible expenses (for example, a stipend to employees to improve telework capabilities) rather than require employees to incur the eligible cost and submit for reimbursement?*

Expenditures paid for with payments from the Fund must be limited to those that are necessary due to the public health emergency. As such, unless the government were to determine that providing assistance in the form of a stipend is an administrative necessity, the government should provide such assistance on a reimbursement basis to ensure as much as possible that funds are used to cover only eligible expenses.

15. *May Fund payments be used for COVID-19 public health emergency recovery planning?*

Yes. Expenses associated with conducting a recovery planning project or operating a recovery coordination office would be eligible, if the expenses otherwise meet the criteria set forth in section 601(d) of the Social Security Act outlined in the Guidance.

16. *Are expenses associated with contact tracing eligible?*

Yes, expenses associated with contact tracing are eligible.

17. *To what extent may a government use Fund payments to support the operations of private hospitals?*

Governments may use Fund payments to support public or private hospitals to the extent that the costs are necessary expenditures incurred due to the COVID-19 public health emergency, but the form such assistance would take may differ. In particular, financial assistance to private hospitals could take the form of a grant or a short-term loan.

18. *May payments from the Fund be used to assist individuals with enrolling in a government benefit program for those who have been laid off due to COVID-19 and thereby lost health insurance?*

Yes. To the extent that the relevant government official determines that these expenses are necessary and they meet the other requirements set forth in section 601(d) of the Social Security Act outlined in the Guidance, these expenses are eligible.

19. *May recipients use Fund payments to facilitate livestock depopulation incurred by producers due to supply chain disruptions?*

Yes, to the extent these efforts are deemed necessary for public health reasons or as a form of economic support as a result of the COVID-19 health emergency.

20. *Would providing a consumer grant program to prevent eviction and assist in preventing homelessness be considered an eligible expense?*

Yes, assuming that the recipient considers the grants to be a necessary expense incurred due to the COVID-19 public health emergency and the grants meet the other requirements for the use of Fund payments under section 601(d) of the Social Security Act outlined in the Guidance. As a general matter, providing assistance to recipients to enable them to meet property tax requirements would not be an eligible use of funds, but exceptions may be made in the case of assistance designed to prevent foreclosures.

21. *May recipients create a “payroll support program” for public employees?*

Use of payments from the Fund to cover payroll or benefits expenses of public employees are limited to those employees whose work duties are substantially dedicated to mitigating or responding to the COVID-19 public health emergency.

22. *May recipients use Fund payments to cover employment and training programs for employees that have been furloughed due to the public health emergency?*

Yes, this would be an eligible expense if the government determined that the costs of such employment and training programs would be necessary due to the public health emergency.

23. *May recipients use Fund payments to provide emergency financial assistance to individuals and families directly impacted by a loss of income due to the COVID-19 public health emergency?*

Yes, if a government determines such assistance to be a necessary expenditure. Such assistance could include, for example, a program to assist individuals with payment of overdue rent or mortgage payments to avoid eviction or foreclosure or unforeseen financial costs for funerals and other emergency individual needs. Such assistance should be structured in a manner to ensure as much as possible, within the realm of what is administratively feasible, that such assistance is necessary.

24. *The Guidance provides that eligible expenditures may include expenditures related to the provision of grants to small businesses to reimburse the costs of business interruption caused by required closures. What is meant by a “small business,” and is the Guidance intended to refer only to expenditures to cover administrative expenses of such a grant program?*

Governments have discretion to determine what payments are necessary. A program that is aimed at assisting small businesses with the costs of business interruption caused by required closures should be tailored to assist those businesses in need of such assistance. The amount of a grant to a small business to reimburse the costs of business interruption caused by required closures would also be an eligible expenditure under section 601(d) of the Social Security Act, as outlined in the Guidance.

25. *The Guidance provides that expenses associated with the provision of economic support in connection with the public health emergency, such as expenditures related to the provision of grants to small businesses to reimburse the costs of business interruption caused by required closures, would constitute eligible expenditures of Fund payments. Would such expenditures be eligible in the absence of a stay-at-home order?*

Fund payments may be used for economic support in the absence of a stay-at-home order if such expenditures are determined by the government to be necessary. This may include, for example, a grant program to benefit small businesses that close voluntarily to promote social distancing measures or that are affected by decreased customer demand as a result of the COVID-19 public health emergency.

26. *May Fund payments be used to assist impacted property owners with the payment of their property taxes?*

Fund payments may not be used for government revenue replacement, including the provision of assistance to meet tax obligations.

27. *May Fund payments be used to replace foregone utility fees? If not, can Fund payments be used as a direct subsidy payment to all utility account holders?*

Fund payments may not be used for government revenue replacement, including the replacement of unpaid utility fees. Fund payments may be used for subsidy payments to electricity account holders to the extent that the subsidy payments are deemed by the recipient to be necessary expenditures incurred due to the COVID-19 public health emergency and meet the other criteria of section 601(d) of the Social Security Act outlined in the Guidance. For example, if determined to be a necessary expenditure, a government could provide grants to individuals facing economic hardship to allow them to pay their utility fees and thereby continue to receive essential services.

28. *Could Fund payments be used for capital improvement projects that broadly provide potential economic development in a community?*

In general, no. If capital improvement projects are not necessary expenditures incurred due to the COVID-19 public health emergency, then Fund payments may not be used for such projects.

However, Fund payments may be used for the expenses of, for example, establishing temporary public medical facilities and other measures to increase COVID-19 treatment capacity or improve mitigation measures, including related construction costs.

29. *The Guidance includes workforce bonuses as an example of ineligible expenses but provides that hazard pay would be eligible if otherwise determined to be a necessary expense. Is there a specific definition of “hazard pay”?*

Hazard pay means additional pay for performing hazardous duty or work involving physical hardship, in each case that is related to COVID-19.

30. *The Guidance provides that ineligible expenditures include “[p]ayroll or benefits expenses for employees whose work duties are not substantially dedicated to mitigating or responding to the COVID-19 public health emergency.” Is this intended to relate only to public employees?*

Yes. This particular nonexclusive example of an ineligible expenditure relates to public employees. A recipient would not be permitted to pay for payroll or benefit expenses of private employees and any financial assistance (such as grants or short-term loans) to private employers are not subject to the restriction that the private employers’ employees must be substantially dedicated to mitigating or responding to the COVID-19 public health emergency.

31. *May counties pre-pay with CARES Act funds for expenses such as a one or two-year facility lease, such as to house staff hired in response to COVID-19?*

A government should not make prepayments on contracts using payments from the Fund to the extent that doing so would not be consistent with its ordinary course policies and procedures.

32. *Must a stay-at-home order or other public health mandate be in effect in order for a government to provide assistance to small businesses using payments from the Fund?*

No. The Guidance provides, as an example of an eligible use of payments from the Fund, expenditures related to the provision of grants to small businesses to reimburse the costs of business interruption caused by required closures. Such assistance may be provided using amounts received from the Fund in the absence of a requirement to close businesses if the relevant government determines that such expenditures are necessary in response to the public health emergency.

33. *Should States receiving a payment transfer funds to local governments that did not receive payments directly from Treasury?*

Yes, provided that the transferred funds are used by the local government for eligible expenditures under the statute. To facilitate prompt distribution of Title V funds, the CARES Act authorized Treasury to make direct payments to local governments with populations in excess of 500,000, in amounts equal to 45% of the local government's per capita share of the statewide allocation. This statutory structure was based on a recognition that it is more administratively feasible to rely on States, rather than the federal government, to manage the transfer of funds to smaller local governments. Consistent with the needs of all local governments for funding to address the public health emergency, States should transfer funds to local governments with populations of 500,000 or less, using as a benchmark the per capita allocation formula that governs payments to larger local governments. This approach will ensure equitable treatment among local governments of all sizes.

For example, a State received the minimum \$1.25 billion allocation and had one county with a population over 500,000 that received \$250 million directly. The State should distribute 45 percent of the \$1 billion it received, or \$450 million, to local governments within the State with a population of 500,000 or less.

34. *May a State impose restrictions on transfers of funds to local governments?*

Yes, to the extent that the restrictions facilitate the State's compliance with the requirements set forth in section 601(d) of the Social Security Act outlined in the Guidance and other applicable requirements such as the Single Audit Act, discussed below. Other restrictions, such as restrictions on reopening that do not directly concern the use of funds, are not permissible.

35. *If a recipient must issue tax anticipation notes (TANs) to make up for tax due date deferrals or revenue shortfalls, are the expenses associated with the issuance eligible uses of Fund payments?*

If a government determines that the issuance of TANs is necessary due to the COVID-19 public health emergency, the government may expend payments from the Fund on the interest expense payable on TANs by the borrower and unbudgeted administrative and transactional costs, such as necessary payments to advisors and underwriters, associated with the issuance of the TANs.

36. *May recipients use Fund payments to expand rural broadband capacity to assist with distance learning and telework?*

Such expenditures would only be permissible if they are necessary for the public health emergency. The cost of projects that would not be expected to increase capacity to a significant extent until the need for distance learning and telework have passed due to this public health emergency would not be necessary due to the public health emergency and thus would not be eligible uses of Fund payments.

37. *Are costs associated with increased solid waste capacity an eligible use of payments from the Fund?*

Yes, costs to address increase in solid waste as a result of the public health emergency, such as relates to the disposal of used personal protective equipment, would be an eligible expenditure.

38. *May payments from the Fund be used to cover across-the-board hazard pay for employees working during a state of emergency?*

No. Hazard pay means additional pay for performing hazardous duty or work involving physical hardship, in each case that is related to COVID-19. Payments from the fund may only be used to cover such hazard pay.

39. *May Fund payments be used for expenditures related to the administration of Fund payments by a State, territorial, local, or Tribal government?*

Yes, if the administrative expenses represent an increase over previously budgeted amounts and are limited to what is necessary. For example, a State may expend Fund payments on necessary administrative expenses incurred with respect to a new grant program established to disburse amounts received from the Fund.

40. *May recipients use Fund payments to provide loans?*

Yes, if the loans otherwise qualify as eligible expenditures under section 601(d) of the Social Security Act as implemented by the Guidance. Any amounts repaid by the borrower before December 30, 2020, must be either returned to Treasury upon receipt by the unit of government providing the loan or used for another expense that qualifies as an eligible expenditure under section 601(d) of the Social Security Act. Any amounts not repaid by the borrower until after December 30, 2020, must be returned to Treasury upon receipt by the unit of government lending the funds.

41. *May Fund payments be used for expenditures necessary to prepare for a future COVID-19 outbreak?*

Fund payments may be used only for expenditures necessary to address the current COVID-19 public health emergency. For example, a State may spend Fund payments to create a reserve of personal protective equipment or develop increased intensive care unit capacity to support regions in its jurisdiction not yet affected, but likely to be impacted by the current COVID-19 pandemic.

42. *May funds be used to satisfy non-federal matching requirements under the Stafford Act?*

Yes, payments from the Fund may be used to meet the non-federal matching requirements for Stafford Act assistance to the extent such matching requirements entail COVID-19-related costs that otherwise satisfy the Fund's eligibility criteria and the Stafford Act. Regardless of the use of Fund payments for such purposes, FEMA funding is still dependent on FEMA's determination of eligibility under the Stafford Act.

43. *Must a State, local, or tribal government require applications to be submitted by businesses or individuals before providing assistance using payments from the Fund?*

Governments have discretion to determine how to tailor assistance programs they establish in response to the COVID-19 public health emergency. However, such a program should be structured in such a manner as will ensure that such assistance is determined to be necessary in response to the COVID-19 public health emergency and otherwise satisfies the requirements of the CARES Act and other applicable law. For example, a per capita payment to residents of a particular jurisdiction without an assessment of individual need would not be an appropriate use of payments from the Fund.

44. *May Fund payments be provided to non-profits for distribution to individuals in need of financial assistance, such as rent relief?*

Yes, non-profits may be used to distribute assistance. Regardless of how the assistance is structured, the financial assistance provided would have to be related to COVID-19.

45. *May recipients use Fund payments to remarket the recipient's convention facilities and tourism industry?*

Yes, if the costs of such remarketing satisfy the requirements of the CARES Act. Expenses incurred to publicize the resumption of activities and steps taken to ensure a safe experience may be needed due to the public health emergency. Expenses related to developing a long-term plan to reposition a recipient's convention and tourism industry and infrastructure would not be incurred due to the public health emergency and therefore may not be covered using payments from the Fund.

46. *May a State provide assistance to farmers and meat processors to expand capacity, such to cover overtime for USDA meat inspectors?*

If a State determines that expanding meat processing capacity, including by paying overtime to USDA meat inspectors, is a necessary expense incurred due to the public health emergency, such as if increased capacity is necessary to allow farmers and processors to donate meat to food banks, then such expenses are eligible expenses, provided that the expenses satisfy the other requirements set forth in section 601(d) of the Social Security Act outlined in the Guidance.

47. *The guidance provides that funding may be used to meet payroll expenses for public safety, public health, health care, human services, and similar employees whose services are substantially dedicated to mitigating or responding to the COVID-19 public health emergency. May Fund payments be used to cover such an employee's entire payroll cost or just the portion of time spent on mitigating or responding to the COVID-19 public health emergency?*

As a matter of administrative convenience, the entire payroll cost of an employee whose time is substantially dedicated to mitigating or responding to the COVID-19 public health emergency is eligible, provided that such payroll costs are incurred by December 30, 2020. An employer may also track time spent by employees related to COVID-19 and apply Fund payments on that basis but would need to do so consistently within the relevant agency or department.

48. *May Fund payments be used to cover increased administrative leave costs of public employees who could not telework in the event of a stay at home order or a case of COVID-19 in the workplace?*

The statute requires that payments be used only to cover costs that were not accounted for in the budget most recently approved as of March 27, 2020. As stated in the Guidance, a cost meets this requirement if either (a) the cost cannot lawfully be funded using a line item, allotment, or allocation within that budget or (b) the cost is for a substantially different use from any expected use of funds in such a line item, allotment, or allocation. If the cost of an employee was allocated to administrative leave to a greater extent than was expected, the cost of such administrative leave may be covered using payments from the Fund.

49. Are States permitted to use Coronavirus Relief Fund payments to satisfy non-federal matching requirements under the Stafford Act, including “lost wages assistance” authorized by the Presidential Memorandum on Authorizing the Other Needs Assistance Program for Major Disaster Declarations Related to Coronavirus Disease 2019 (August 8, 2020)?

Yes. As previous guidance has stated, payments from the Fund may be used to meet the non-federal matching requirements for Stafford Act assistance to the extent such matching requirements entail COVID-19-related costs that otherwise satisfy the Fund’s eligibility criteria and the Stafford Act. States are fully permitted to use payments from the Fund to satisfy 100% of their cost share for lost wages assistance recently made available under the Stafford Act.

50. At what point would costs be considered to be incurred in the case of a grant made by a State, local, or tribal government to cover interest and principal amounts of a loan, such as might be provided as part of a small business assistance program in which the loan is made by a private institution?

A grant made to cover interest and principal costs of a loan, including interest and principal due after the period that begins on March 1, 2020, and ends on December 30, 2020 (the “covered period”), will be considered to be incurred during the covered period if (i) the full amount of the loan is advanced to the borrower within the covered period and (ii) the proceeds of the loan are used by the borrower to cover expenses incurred during the covered period. In addition, if these conditions are met, the amount of the grant will be considered to have been used during the covered period for purposes of the requirement that expenses be incurred within the covered period. Such a grant would be analogous to a loan provided by the Fund recipient itself that incorporates similar loan forgiveness provisions. As with any other assistance provided by a Fund recipient, such a grant would need to be determined by the recipient to be necessary due to the public health emergency.

51. If governments use Fund payments as described in the Guidance to establish a grant program to support businesses, would those funds be considered gross income taxable to a business receiving the grant under the Internal Revenue Code (Code)?

Please see the answer provided by the Internal Revenue Service (IRS) available at <https://www.irs.gov/newsroom/cares-act-coronavirus-relief-fund-frequently-asked-questions>.

52. If governments use Fund payments as described in the Guidance to establish a loan program to support businesses, would those funds be considered gross income taxable to a business receiving the loan under the Code?

Please see the answer provided by the IRS available at <https://www.irs.gov/newsroom/cares-act-coronavirus-relief-fund-frequently-asked-questions>.

53. May Fund recipients incur expenses associated with the safe reopening of schools?

Yes, payments from the Fund may be used to cover costs associated with providing distance learning (e.g., the cost of laptops to provide to students) or for in-person learning (e.g., the cost of acquiring personal protective equipment for students attending schools in-person or other costs associated with meeting Centers for Disease Control guidelines).

To this end, as an administrative convenience, Treasury will presume that expenses of up to \$500 per elementary and secondary school student to be eligible expenditures, such that schools do not need to document the specific use of funds up to that amount.

54. *May Fund recipients upgrade critical public health infrastructure, such as providing access to running water for individuals and families in rural and tribal areas to allow them to maintain proper hygiene and defend themselves against the virus?*

Yes, fund recipients may use payments from the Fund to upgrade public health infrastructure, such as providing individuals and families access to running water to help reduce the further spread of the virus. As required by the CARES Act, expenses associated with such upgrades must be incurred by December 30, 2020. Please see Treasury’s Guidance as updated on June 30 regarding when a cost is considered to be incurred for purposes of the requirement that expenses be incurred within the covered period.

55. *How does a government address the requirement that the allowable expenditures are not accounted for in the budget most recently approved as of March 27, 2020, once the government enters its new budget year on July 1, 2020 (for governments with June 30 fiscal year ends) or October 1, 2020 (for governments with September 30 year ends)?*

As provided in the Guidance, the “most recently approved” budget refers to the enacted budget for the relevant fiscal period for the particular government, without taking into account subsequent supplemental appropriations enacted or other budgetary adjustments made by that government in response to the COVID-19 public health emergency. A cost is not considered to have been accounted for in a budget merely because it could be met using a budgetary stabilization fund, rainy day fund, or similar reserve account.

Furthermore, the budget most recently approved as of March 27, 2020, provides the spending baseline against which expenditures should be compared for purposes of determining whether they may be covered using payments from the Fund. This spending baseline will carry forward to a subsequent budget year if a Fund recipient enters a different budget year between March 27, 2020 and December 30, 2020. The spending baseline may be carried forward without adjustment for inflation.

56. *Does the National Environmental Policy Act, 42 U.S.C. § 4321 et seq, (NEPA) apply to projects supported by payments from the Fund?*

NEPA does not apply to Treasury’s administration of the Fund. Projects supported with payments from the Fund may still be subject to NEPA review if they are also funded by other federal financial assistance programs.

B. Questions Related to Administration of Fund Payments

1. *Do governments have to return unspent funds to Treasury?*

Yes. Section 601(f)(2) of the Social Security Act, as added by section 5001(a) of the CARES Act, provides for recoupment by the Department of the Treasury of amounts received from the Fund that have not been used in a manner consistent with section 601(d) of the Social Security Act. If a government has not used funds it has received to cover costs that were incurred by December 30, 2020, as required by the statute, those funds must be returned to the Department of the Treasury.

2. *What records must be kept by governments receiving payment?*

A government should keep records sufficient to demonstrate that the amount of Fund payments to the government has been used in accordance with section 601(d) of the Social Security Act.

3. *May recipients deposit Fund payments into interest bearing accounts?*

Yes, provided that if recipients separately invest amounts received from the Fund, they must use the interest earned or other proceeds of these investments only to cover expenditures incurred in accordance with section 601(d) of the Social Security Act and the Guidance on eligible expenses. If a government deposits Fund payments in a government's general account, it may use those funds to meet immediate cash management needs provided that the full amount of the payment is used to cover necessary expenditures. Fund payments are not subject to the Cash Management Improvement Act of 1990, as amended.

4. *May governments retain assets purchased with payments from the Fund?*

Yes, if the purchase of the asset was consistent with the limitations on the eligible use of funds provided by section 601(d) of the Social Security Act.

5. *What rules apply to the proceeds of disposition or sale of assets acquired using payments from the Fund?*

If such assets are disposed of prior to December 30, 2020, the proceeds would be subject to the restrictions on the eligible use of payments from the Fund provided by section 601(d) of the Social Security Act.

6. *Are Fund payments to State, territorial, local, and tribal governments considered grants?*

No. Fund payments made by Treasury to State, territorial, local, and Tribal governments are not considered to be grants but are "other financial assistance" under 2 C.F.R. § 200.40.

7. *Are Fund payments considered federal financial assistance for purposes of the Single Audit Act?*

Yes, Fund payments are considered to be federal financial assistance subject to the Single Audit Act (31 U.S.C. §§ 7501-7507) and the related provisions of the Uniform Guidance, 2 C.F.R. § 200.303 regarding internal controls, §§ 200.330 through 200.332 regarding subrecipient monitoring and management, and subpart F regarding audit requirements.

8. *Are Fund payments subject to other requirements of the Uniform Guidance?*

Fund payments are subject to the following requirements in the Uniform Guidance (2 C.F.R. Part 200): 2 C.F.R. § 200.303 regarding internal controls, 2 C.F.R. §§ 200.330 through 200.332 regarding subrecipient monitoring and management, and subpart F regarding audit requirements.

9. *Is there a Catalog of Federal Domestic Assistance (CFDA) number assigned to the Fund?*

Yes. The CFDA number assigned to the Fund is 21.019.

10. *If a State transfers Fund payments to its political subdivisions, would the transferred funds count toward the subrecipients' total funding received from the federal government for purposes of the Single Audit Act?*

Yes. The Fund payments to subrecipients would count toward the threshold of the Single Audit Act and 2 C.F.R. part 200, subpart F re: audit requirements. Subrecipients are subject to a single audit or program-specific audit pursuant to 2 C.F.R. § 200.501(a) when the subrecipients spend \$750,000 or more in federal awards during their fiscal year.

11. *Are recipients permitted to use payments from the Fund to cover the expenses of an audit conducted under the Single Audit Act?*

Yes, such expenses would be eligible expenditures, subject to the limitations set forth in 2 C.F.R. § 200.425.

12. *If a government has transferred funds to another entity, from which entity would the Treasury Department seek to recoup the funds if they have not been used in a manner consistent with section 601(d) of the Social Security Act?*

The Treasury Department would seek to recoup the funds from the government that received the payment directly from the Treasury Department. State, territorial, local, and Tribal governments receiving funds from Treasury should ensure that funds transferred to other entities, whether pursuant to a grant program or otherwise, are used in accordance with section 601(d) of the Social Security Act as implemented in the Guidance.

EXHIBIT C

Facilities Equipment

Provided by the County of Orange

- 1. 4 station 23' Handicap Accessible Restroom Trailer with 450 gallon holding tank (see attached).**
- 2. 4 station 24' Handicap Accessible Shower Trailer with 450 gallon holding tank (see attached).**
- 3. 60'x105' Sprung Membrane Structure outfitted with ventilation fans and hard door entry points with emergency exiting signage and lighting.**



410 Rathbone Ave
Aurora, IL 60506
Office: 630-906-8002 Mobile: 815-690-3603
Fax: 847-574-7600
Email: kaitlyn@cohsi.com
www.cohsi.com

QUOTATION
202004255
Date: 5/11/2020
Quote is good for 30 days

RESTROOM, SHOWER, COMBINATION AND SPECIALTY TRAILER SALES

CUSTOMER (BUYER)

Name: County of Orange - CA
Address: 1143 E Fruit Street
City, State: Santa Ann, CA
Zip: 92701

Phone: (714) 667-1626
Fax:
Email: Matthew.durbin@ocpw.ocgov.com

SHIP TO:

Name: County of Orange - CA
Address: 1143 E Fruit Street
City, State: Santa Ann, CA 92701
Contact: Matthew Durbin
Phone: (714) 667-1626

4 Station 23' Handicap Accessible Restroom Trailer / 450 Gallon Waste Tank

Interior Color

Industrial Interior

(Grey)

Exterior Color

Pewter Gray

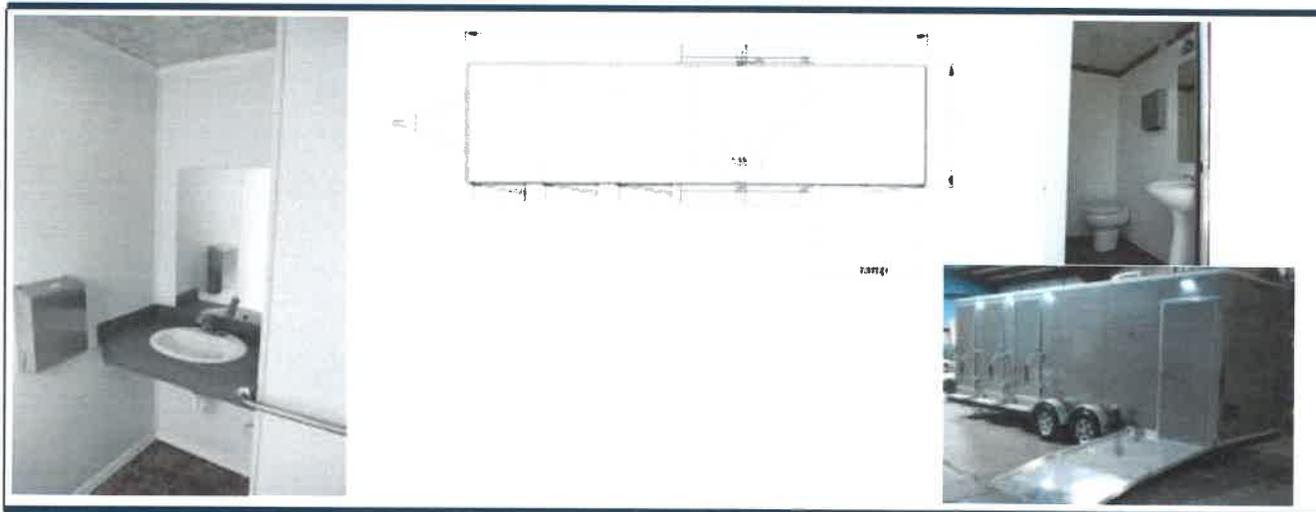
Quantity 3
Price Each \$40,730.00

BASE PRICE

\$122,190.00

STANDARD ITEMS

- A/C (13,500 BTU) and Heat Strip (5,600 BTU)
- Heavy Duty Fold-up Alum. Steps & Handle
- Timed Faucets
- Oversized Structural Steel Beams
- All Steel Cage Construction
- HD Tube Framed Doors & Hydraulic Closures
- Poly Insulation
- Smooth Aluminum Exterior Siding
- One Piece Aluminum Seamless Roof
- FRP (fiberglass wall panels)
- Scissor Jack Stabilizers
- Dexter (ITS) Independent Torsion Axles
- Battery Powered Trailer Runaway Protection
- Keyed alike Locks
- LED Interior-Exterior Trailer Lighting Package
- Commercial PEX Water Lines
- E-Z Lube Hubs
- LPG on Demand water heater - shower trailers
- Electric Brakes
- 2- 5/16" Trailer Receiver
- Chip Resistant Undercoating
- Marine Grade Sub Floor
- Waste Tank Sight Gauge
- Vinyl sheet flooring



See the next page for Optional Items

Pictures and Layouts are for reference only and may not reflect the final product - subject to COHSI Engineer Review

OPTIONAL ITEMS, DELIVERY, AND TOTAL COSTS

3	Options listed on page 2	\$21,685.00	\$ 65,055.00
		Sub Total:	\$187,245.00
		Sales Tax (when applicable)	\$ -
		State:	\$ -
		Tax Rate:	\$ -
6180	Delivery Charge per Mile	\$ 2.00	\$ 12,360.00

No specific certifications, stamps or seals are provided with this trailer...

Such items may be made available from a third party, at an additional cost. (must request prior to build)

Signed Quote and 50% Deposit are required to place order on Production Schedule, unless special arrangements are made.

Final payment of unit will be due upon completion, and before delivery, unless special arrangements are made.

Financing Available -

FINAL PRICE

\$199,605.00

50% or PO Due upon order	\$ 99,802.50
50% Due Upon Completion	\$ 99,802.50

Notes: Industrial Interior - Grey FRP / Aluminum Trim / Coin-Rubber Flooring / Contained with Holding Tanks / Trailer Wired for Generator / CA ADA Compliant Miles (Total of 6,180 Miles)

LED Lighting / Self-Customer Delivery per Trailer 2060



QUOTATION
20200425F

OPTIONAL ITEMS (some items may increase lead time)

Qty	Option	\$/ea	Total \$
	Interior upgrade to Laminated Two Tone walls from FRP panels (per Trailer foot)	\$70	\$0
	Interior upgrade to Grey Laminate walls with Barnwood Accent Wall from FRP panels (per Trailer foot)	\$90	\$0
	Upgrade to 6 Panel Doors from High Privacy Metal Partition Doors (per Door)	\$300	\$0
23	*Wash Down Package* (Aluminum Interior Trim caulked along bottom, so walls can be scrubbed) per Trailer foot. (FRP Basic Interior Only)	\$35	\$805
1	Trailer Wired for Generator (Generator not Included)	\$500	\$500
			\$0
	Upgrade to Non Stock Aluminum (Stock Aluminum : White, Pewter, Charcoal)	\$250	\$0
	Upgrade to Non Stock Laminate (Stock Laminate : Linen, Chocolate, Wedding Cake, Feather Grey)	\$250	\$0
	Upgrade to Non Stock Partition Color (Stock Partition : Latte, Slate, Charcoal)	\$250	\$0
	Remote Monitoring Application (Deep Cycle Battery required)	\$850	\$0
	Solar Panel Charging (per Solar Panel)	\$700	\$0
	Deep Cycle Battery (per Battery)	\$250	\$0
			\$0
	Aluminum Diamond Plate fold up Ramp - Drop Box Units (Wheelchair access)	\$3,300	\$0
	Aluminum Sectional Ramp with 5' Platform & Railing - Quick Easy Setup (Wheelchair access) - (Pricing determined per Trailer Design)	\$0	\$0
1	Lowering Trailer with fold up Ramp - (Wheelchair Access - Grinder Pump Toilet Required)	\$7,800	\$7,800
1	Department Insignia of Approval Incentive to special Purpose Commercial Modular Units - PFS Corporation (ID# 92070) - Listed on the Approved Third Party Agencies for the State of California	\$6,000	\$6,000
			\$0
2	Additional Licensing Charge per Unit After The First Initial Unit	\$200	\$400

Qty	Option	\$/EA	Total \$	Qty	Option	\$/ea	Total \$
23	*Coin Rubber Flooring* (per Trailer foot)	\$70	\$1,610		Standard Residential Toilet (upgrade)	\$380	\$0
	6 Lug Aluminum Wheels (each)	\$110	\$0		Add Toilet	\$450	\$0
	Increase Trailer by 1ft	\$850	\$0		Add Urinal	\$450	\$0
	Non-Powered Vent/Skylight with Cover (each)	\$180	\$0		Add Sink (Wall-Mount/Pedestal)	\$475	\$0
4	Powered Vent/Skylight with Cover (each)	\$230	\$920		Single Sink to Single Vanity (per Sink)	\$350	\$0
	Exterior Frosted Door Window	\$60	\$0		Single Sink to Double Sink Solid (per Sink)	\$975	\$0
	Diamond Plate Rock Guard	\$400	\$0		Upgrade to Vessel Sink (per Sink)	\$150	\$0
	Spare Tire - mounted	\$350	\$0		Solid Surface Countertop (per Sink)	\$150	\$0
1	Utility Room w/ Door	\$550	\$550		Electric Hand Dryer	\$650	\$0
	Vacant/ Occupied LED Indicators	\$125	\$0		Single Framed Mirror	\$190	\$0
1	Water tank/ pump, 105/140 gallons (Lowering/Normal)	\$780	\$780		Double Framed Mirror	\$280	\$0
	Water tank/ pump, 225 gallons (215 gallons useable)	\$890	\$0		Fold Down Seat (18")	\$225	\$0
	Water tank/ pump, 300 gallons (275 gallons useable)	\$1,250	\$0		Music Amp w/ 2 speakers and USB/ SD Card	\$550	\$0
	Water tank & pump, 400 gallons (380 gallons useable)	\$1,350	\$0		Baby Changing Station	\$275	\$0
1	Hot Water Heater (Cabinet/Utility)	\$300	\$300		CUSTOMER INSTALLED ACCESSORIES		
4	Wall heaters (each)	\$210	\$840	4	Double Roll Toilet Paper Dispenser	\$25	\$100
	Cold Weather Package (per Trailer foot)	\$100	\$0	4	Stainless Steel 3-Fold Towel Dispenser	\$95	\$380
			\$0		Enmotion Hands Free Towel Dispenser	\$125	\$0
	Upgrade to Fiberglass Subfloor (per Trailer foot)	\$70	\$0	4	Stainless Steel Garbage Can	\$130	\$520
	Outlets - GFI protected	\$120	\$0		Gojo Soap Disp. - Hands Free w/ Soap	\$100	\$0
	Replace LPG Tankless with Electric (Increases Power Requirement)	\$300	\$0	4	Foaming or Liquid Soap Dispenser	\$45	\$180
	Dual 40# Propane Tanks mounted on Tongue	\$500	\$0		Sanitary Napkin Disposal SS	\$55	\$0
	Dual 100# Propane Tanks mounted on Tongue	\$600	\$0				\$0
			\$0				\$0
			\$0				\$0

Options selected are highlighted in blue.

Comforts Clean & Dry Package = Wash Down Package + Coin Rubber Floor + Fiberglass Subfloor (Water-Resistant and Easy to Clean!)

OPTIONS PRICE
\$21,685.00

AGREEMENTS:

*Signed Quote and 50% deposit required to place order on Production Schedule. Deposit must be received within 72 hours to secure production space.

*PO's are acceptable from most government agencies and large corporations.

*Buyer Must Agree to Comforts of Home's Terms and Conditions sheet.

*Final payment of unit will be due upon completion and before delivery unless special arrangements are made

*Items are the sole property of Comforts of Home Services Inc until full payment is made and must be turned over if payment isn't made within 90 days of delivery.

*It is understood that no specific certifications, stamps or seals are provided with this trailer. Such items may be made available from a third party, at an additional cost.

Any requests for these must be made prior to the production of the trailer, and will affect lead time.

*It is the purchasers responsibility to research and provide us with any codes or build standards unique to you area that affect the trailer construction or use.

*Quoted lead times are estimated. Production times may vary due to circumstances beyond our control. Once the deposit is received, your order may not be cancelled or refunded.

*Any specific requests must be noted on this quote form, or we will build to our standards. This includes but is not limited to materials, fixture locations, and overall design.

Items discussed, but not listed on this quotation, will not be added to your final trailer build. This is a custom trailer being built for you.

Your signature below will serve as acceptance and approval of all trailer pricing, specifications, accessories, and designs listed on this quote.

Signature: _____

Date: _____

Print Name: _____



410 Rathbone Ave
Aurora, IL 60506
Office: 630-906-8002 Mobile: 815-690-3603
Fax: 847-574-7600
Email: kaitlyn@cohsi.com
www.cohsi.com

QUOTATION
202004242
Date: 5/11/2020
Quote is good for 30 days

RESTROOM, SHOWER, COMBINATION AND SPECIALTY TRAILER SALES

CUSTOMER (BUYER)

Name: County of Orange - CA
Address: 1143 E Fruit Street
City, State: Santa Ann, CA
Zip: 92701

Phone: (714) 667-1626
Fax:
Email: Matthew.durbin@ocpw.ocgov.com

SHIP TO:

Name: County of Orange - CA
Address: 1143 E Fruit Street
City, State: Santa Ann, CA 92701
Contact: Matthew Durbin
Phone: (714) 667-1626

4 Station 24' Handicap Accessible Shower Trailer / 450 Gallon Waste Tank

Interior Color

Industrial Interior

(Grey)

Exterior Color

Pewter Gray

Quantity 3

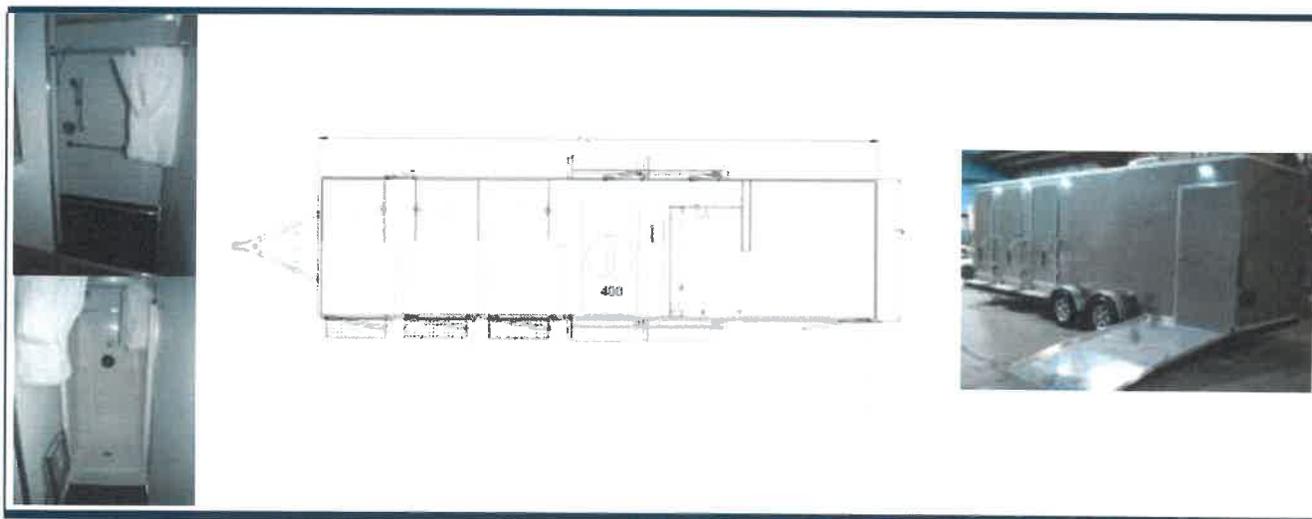
Price Each \$41,980.00

BASE PRICE

\$125,940.00

STANDARD ITEMS

- A/C (13,500 BTU) and Heat Strip (5,600 BTU)
- Heavy Duty Fold-up Alum. Steps & Handle
- Timed Faucets
- Oversized Structural Steel Beams
- All Steel Cage Construction
- HD Tube Framed Doors & Hydraulic Closures
- Poly Insulation
- Smooth Aluminum Exterior Siding
- One Piece Aluminum Seamless Roof
- FRP (fiberglass wall panels)
- Scissor Jack Stabilizers
- Dexter (ITS) Independent Torsion Axles
- Battery Powered Trailer Runaway Protection
- Keyed alike Locks
- LED Interior-Exterior Trailer Lighting Package
- Commercial PEX Water Lines
- E-Z Lube Hubs
- LPG on Demand water heater - shower trailers
- Electric Brakes
- 2- 5/16" Trailer Receiver
- Chip Resistant Undercoating
- Marine Grade Sub Floor
- Waste Tank Sight Gauge
- Vinyl sheet flooring



See the next page for Optional Items

Pictures and Layouts are for reference only and may not reflect the final product - subject to COHSI Engineer Review

OPTIONAL ITEMS, DELIVERY, AND TOTAL COSTS

3	Options listed on page 2	\$21,780.00	\$ 65,340.00
		Sub Total:	\$191,280.00
			\$ -
Sales Tax (when applicable)		State:	Tax Rate: \$ -
6180	Delivery Charge per Mile	\$ 2.00	\$ 12,360.00

No specific certifications, stamps or seals are provided with this trailer...

Such items may be made available from a third party, at an additional cost. (must request prior to build)

Signed Quote and 50% Deposit are required to place order on Production Schedule, unless special arrangements are made.

Final payment of unit will be due upon completion, and before delivery, unless special arrangements are made.

Financing Available -

FINAL PRICE

\$203,640.00

50% or PO Due upon order	\$ 101,820.00
50% Due Upon Completion	\$ 101,820.00

Notes: Industrial Interior - Grey FRP / Aluminum Trim / Coin-Rubber Flooring / Fiberglass Subfloor / LED Lighting / Self-Contained with Holding Tanks / Propane Tanks Mounted on Tongue / Trailer Wired for Generator / CA ADA Compliant Customer Delivery per Trailer 2060 Miles (Total of 6,180 Miles)



QUOTATION
202004242

OPTIONAL ITEMS (some items may increase lead time)

Qty	Option	\$/ea	Total \$
	Interior upgrade to Laminated Two Tone walls from FRP panels (per Trailer foot)	\$70	\$0
	Interior upgrade to Grey Laminate walls with Barnwood Accent Wall from FRP panels (per Trailer foot)	\$90	\$0
	Upgrade to 6 Panel Doors from High Privacy Metal Partition Doors (per Door)	\$300	\$0
24	*Wash Down Package* (Aluminum Interior Trim caulked along bottom so walls can be scrubbed) per Trailer foot. (FRP Basic Interior Only)	\$35	\$840
1	Trailer Wired for Generator (Generator not Included)	\$500	\$500
	Upgrade to Non Stock Aluminum (Stock Aluminum : White, Pewter, Charcoal)	\$250	\$0
	Upgrade to Non Stock Laminate (Stock Laminate : Linen, Chocolate, Wedding Cake, Feather Grey)	\$250	\$0
	Upgrade to Non Stock Partition Color (Stock Partition : Latte, Slate, Charcoal)	\$250	\$0
	Remote Monitoring Application (Deep Cycle Battery required)	\$850	\$0
	Solar Panel Charging (per Solar Panel)	\$700	\$0
	Deep Cycle Battery (per Battery)	\$250	\$0
	Aluminum Diamond Plate fold up Ramp - Drop Box Units (Wheelchair access)	\$3,300	\$0
	Aluminum Sectional Ramp with 5' Platform & Railing - Quick Easy Setup (Wheelchair access) - (Pricing determined per Trailer Design)	\$0	\$0
1	Lowering Trailer with fold up Ramp - (Wheelchair Access / Grinder Pump Toilet Required)	\$7,800	\$7,800
1	Department Insignia of Approval issued to Special Purpose Commercial Modular Units - PFS Corporation (ID # 92089) Listed on the Approved Third Party Agencies for the State of California	\$6,000	\$6,000
2	Additional Licensing Charge per Unit After The First Initial Unit	\$200	\$400

Qty	Option	\$/EA	Total \$
24	*Coin Rubber Flooring* (per Trailer foot)	\$70	\$1,680
	6 Lug Aluminum Wheels (each)	\$110	\$0
	Increase Trailer by 1ft	\$850	\$0
	Non-Powered Vent/Skylight with Cover (each)	\$180	\$0
4	Powered Vent/Skylight with Cover (each)	\$230	\$920
	Exterior Frosted Door Window	\$60	\$0
	Diamond Plate Rock Guard	\$400	\$0
	Spare Tire - mounted	\$350	\$0
1	Utility Room w/ Door	\$550	\$550
	Vacant/ Occupied LED Indicators	\$125	\$0
	Water tank/ pump, 105/140 gallons (Lowering/Normal)	\$780	\$0
	Water tank/ pump, 225 gallons (215 gallons useable)	\$890	\$0
	Water tank/ pump, 300 gallons (275 gallons useable)	\$1,250	\$0
1	Water tank & pump, 400 gallons (380 gallons useable)	\$1,350	\$1,350
1	Hot Water Heater (Cabinet/Utility)	\$300	\$300
4	Wall heaters (each)	\$210	\$840
	Cold Weather Package (per Trailer foot)	\$100	\$0
			\$0
Inc.	*Upgrade to Fiberglass Subfloor* (per Trailer foot)	\$70	\$0
	Outlets - GFI protected	\$120	\$0
	Replace LPG Tankless with Electric (Increases Power Requirement)	\$300	\$0
	Dual 40# Propane Tanks mounted on Tongue	\$500	\$0
1	Dual 100# Propane Tanks mounted on Tongue	\$600	\$600
			\$0
			\$0

Qty	Option	\$/ea	Total \$
	Standard Residential Toilet (upgrade)	\$380	\$0
	Add Toilet	\$450	\$0
	Add Urinal	\$450	\$0
	Add Sink (Wall-Mount/Pedestal)	\$475	\$0
	Single Sink to Single Vanity (per Sink)	\$350	\$0
	Single Sink to Double Sink Solid (per Sink)	\$975	\$0
	Upgrade to Vessel Sink (per Sink)	\$150	\$0
	Solid Surface Countertop (per Sink)	\$150	\$0
	Electric Hand Dryer	\$650	\$0
	Single Framed Mirror	\$190	\$0
	Double Framed Mirror	\$280	\$0
	Fold Down Seat (18")	\$225	\$0
	Music Amp w/ 2 speakers and USB/ SD Card	\$550	\$0
	Baby Changing Station	\$275	\$0
	CUSTOMER INSTALLED ACCESSORIES		
	Double Roll Toilet Paper Dispenser	\$25	\$0
	Stainless Steel C-Fold Towel Dispenser	\$95	\$0
	Enmotion Hands Free Towel Dispenser	\$125	\$0
	Stainless Steel Garbage Can	\$130	\$0
	Gojo Soap Disp. - Hands Free w/ Soap	\$100	\$0
	Foaming or Liquid Soap Dispenser	\$45	\$0
	Sanitary Napkin Disposal SS	\$55	\$0
			\$0
			\$0
			\$0

Options selected are highlighted in blue.

Comforts Clean & Dry Package = Wash Down Package + Coin Rubber Floor + Fiberglass Subfloor (Water-Resistant and Easy to Clean!)

OPTIONS PRICE
\$21,780.00

AGREEMENTS:

Signed Quote and 50% deposit required to place order on Production Schedule. Deposit must be received within 72 hours to secure production space.

*PO's are acceptable from most government agencies and large corporations.

*Buyer Must Agree to Comforts of Home's Terms and Conditions sheet.

***Final payment of unit will be due upon completion and before delivery unless special arrangements are made**

*Items are the sole property of Comforts of Home Services Inc until full payment is made and must be turned over if payment isn't made within 90 days of delivery.

*It is understood that no specific certifications, stamps or seals are provided with this trailer. Such items may be made available from a third party, at an additional cost.

Any requests for these must be made prior to the production of the trailer, and will affect lead time.

*It is the purchasers responsibility to research and provide us with any codes or build standards unique to you area that affect the trailer construction or use.

*Quoted lead times are estimated. Production times may vary due to circumstances beyond our control. Once the deposit is received, your order may not be cancelled or refunded.

*Any specific requests must be noted on this quote form, or we will build to our standards. This includes but is not limited to materials, fixture locations, and overall design. Items discussed, but not listed on this quotation, will not be added to your final trailer build. This is a custom trailer being built for you.

Your signature below will serve as acceptance and approval of all trailer pricing, specifications, accessories, and designs listed on this quote.

Signature: _____

Date: _____

Print Name: _____

Exhibit D



County of Orange

County Executive Office

April 13, 2020

I, Frank Kim, am the chief executive of the County of Orange, and I certify that:

1. I have the authority on behalf of the County of Orange to request direct payment from the Department of the Treasury ('Treasury') pursuant to section 601(b) of the Social Security Act, as added by section 5001 of the Coronavirus Aid, Relief, and Economic Security Act, Pub. L. No. 116-136, div. A, Title V (Mar. 27, 2020).
2. I understand that Treasury will rely on this certification as a material representation in making a direct payment to the County of Orange.
3. The County of Orange's proposed uses of the funds provided as direct payment under section 601(b) of the Social Security Act will be used only to cover those costs that-
 - a. are necessary expenditures incurred due to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19);
 - b. were not accounted for in the budget most recently approved as of March 27, 2020, for [insert name of local government entity]; and
 - c. were incurred during the period that begins on March 1, 2020, and ends on December 30, 2020.

By: Frank Kim

Signature: 

Title: County Executive Officer

Date: 4/13/20

PAPERWORK REDUCTION ACT NOTICE

The information collected will be used for the U.S. Government to process requests for support. The estimated burden associated with this collection of information is two hour per response. Comments concerning the accuracy of this burden estimate and suggestions for reducing this burden should be directed to the Office of Privacy, Transparency and Records, Department of the Treasury, 1500 Pennsylvania Ave., N.W., Washington, D.C. 20220. DO NOT send the form to this address. An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a valid control number assigned by OMB.

Exhibit E
 County of Orange
 COVID-19 - CARES Act Funding
 Report of Expenses by Subrecipient

DUNS Number _____
 Sub-Recipient Entity Name _____
 Project Name _____
 Date of Award _____
 Amount of Award _____
 Award Period _____

CFDA#	FAIN #	Program/Service Title	Federal Funding Agency	Federal Award Date	Federal Award Indirect Rate	Amount	R&D Award (Y/N)
21.019	SLT012	Coronavirus Relief Fund (CRF)	US Department of Treasury	4/22/2020	N/A or 10% de Minimus Rate	554,133,765	N

Expenses by Category [4]	September 2020			October 2020			November 2020			December 2020			TOTAL	
	[1] Expenditures Incurred	[2] Balance of Amounts Obligated / Committed	[3] Total Projected Expenditure of Award	[1] Expenditures Incurred	[2] Balance of Amounts Obligated / Committed	[3] Total Projected Expenditure of Award	[1] Expenditures Incurred	[2] Balance of Amounts Obligated / Committed	[3] Total Projected Expenditure of Award	[1] Expenditures Incurred	[2] Balance of Amounts Obligated / Committed	[3] Total Projected Expenditure of Award	Award Expended	Award Obligated
Administrative Expenses			-			-			-			-	-	-
Budgeted Personnel and Services Diverted to a Substantially Different Use			-			-			-			-	-	-
COVID-19 Testing and Contact Tracing			-			-			-			-	-	-
Economic Support (Other than Small Business, Housing, and Food Assistance)			-			-			-			-	-	-
Expenses Associated with the Issuance of Tax Anticipation Notes			-			-			-			-	-	-
Facilitating Distance Learning			-			-			-			-	-	-
Food Programs			-			-			-			-	-	-
Housing Support			-			-			-			-	-	-
Improve Telework Capabilities of Public Employees			-			-			-			-	-	-
Medical Expenses			-			-			-			-	-	-
Nursing Home Assistance			-			-			-			-	-	-
Payroll for Public Health and Safety Employees			-			-			-			-	-	-
Personal Protective Equipment			-			-			-			-	-	-
Public Health Expenses			-			-			-			-	-	-
Small Business Assistance			-			-			-			-	-	-
Unemployment Benefits ^{3/}			-			-			-			-	-	-
Workers' Compensation			-			-			-			-	-	-
Items Not Listed Above (list below)			-			-			-			-	-	-
Other			-			-			-			-	-	-
Other			-			-			-			-	-	-
Other			-			-			-			-	-	-
Other			-			-			-			-	-	-
Total All Categories	-	-	-	-	-	-	-	-	-	-	-	-	-	-

[1] Report the actual expenditures incurred as of the last day of the reporting period. This includes payments made or due for goods or services received.

[2] Report the balance of future commitments not yet incurred but anticipated to be incurred on or before December 30, 2020.

[3] Represents the total incurred and obligated for the period of September 1, 2020, to December 30, 2020.

[4] Refer to the US Treasury's Office of the Inspector General for further guidance and descriptions for each expenditure category.

<https://www.treasury.gov/about/organizational-structure/ig/Pages/cares-overview.aspx>



County Executive Office

Memorandum

September 24, 2020

To: Clerk of the Board of Supervisors
From: Frank Kim, County Executive Officer
Subject: Exception to Rule 21

RECEIVED
2020 SEP 24 PM 3:51
CLERK OF THE BOARD OF SUPERVISORS
COUNTY OF ORANGE, CALIFORNIA

S29C

The County Executive Office is requesting a Supplemental Agenda Staff Report for the September 29, 2020, Board Hearing.

Agency: County Executive Office
Subject: Approve Work Order Under for Managed Services Network, Voice and Security Services
Districts: All Districts

Reason for supplemental: The County Executive Office is requesting this Supplemental ASR be placed on the Board agenda for September 29, 2020, to allow SAIC to immediately start implementing the Health Care Agency's new Telehealth solution that will allow continuation of health services to clients within the mandated COVID-19 preventative measures for the health and safety of Behavioral Health Services staff and clients.

Concur:

Michelle Steel, Chairwoman of the Board of Supervisors

cc: Board of Supervisors
County Executive Office
County Counsel

S29C



**SUPPLEMENTAL AGENDA ITEM
AGENDA STAFF REPORT**

MEETING DATE: 9/29/20

LEGAL ENTITY TAKING ACTION: Board of Supervisors

BOARD OF SUPERVISORS DISTRICT(S): All Districts

SUBMITTING AGENCY/DEPARTMENT: County Executive Office

DEPARTMENT HEAD REVIEW: *Joel Golub*
Department Head Signature

DEPARTMENT CONTACT PERSON(S): Joel Golub (714) 834-6827
KC Roestenberg (714) 567-5075

RECEIVED
 2020 SEP 24 PM 3:52
 CLERK OF THE BOARD
 BOARD OF SUPERVISORS

SUBJECT: Approve Work Order for Managed Services Network, Voice and Security Services

CEO CONCUR

 CEO Signature

COUNTY COUNSEL REVIEW
Approved as to Form
 Action
Patricia Nye
 County Counsel Signature

CLERK OF THE BOARD
 Discussion
 3 Votes Board Majority

Budgeted: No **Current Year Cost:** See Financial Impact Section **Annual Cost:** See Financial Impact Section

Staffing Impact: N/A **# of Positions:** **Sole Source:** No

Current Fiscal Year Revenue: N/A

Funding Source: See Financial Impact Section **County Audit in last 3 years:** No

Prior Board Action: 10/16/2018 #31

RECOMMENDED ACTION(S)

1. Authorize the County Chief Information Officer or designee to execute Type 2 Work Order Number NCY2-007 under the Agreement for Managed Services Network, Voice and Security with Science Applications International Corporation, for Services to assist with the implementation of a TelePresence solution, for a not to exceed amount of \$340,000.
2. Authorize the County Chief Information Officer or designee to increase the Type 2 Work Order Number NCY2-007 fee in an amount not to exceed \$34,000, which is 10 percent of the work order fee, in the event there is a need to increase the projected services, for a total amount not to exceed \$374,000.

SUMMARY:

Authorization to execute Type 2 Work Order under the Agreement for Managed Services Network, Voice and Security with Science Applications International Corporation will enable the Supplier to assist OC Health Care Agency Behavioral Health Services with implementing a telehealth solution allowing Behavioral Health Services clinicians to continue providing health services to clients within the mandated COVID-19 preventative measures for the health and safety of Behavioral Health Services staff and clients.

BACKGROUND INFORMATION:

On October 16, 2018, the Board of Supervisors (Board) approved the Agreement for Managed Services Network, Voice and Security (Agreement) with Science Applications International Corporation (SAIC). The term of the Agreement is outlined in the following table:

Agreement Year	Agreement Term
Agreement Year 1 (17 months)	October 17, 2018 through June 2020 includes the following two phases: 1. Transition-In period: November 1, 2018 - March 16, 2019 2. Commencement of Agreement Year 1 Services: March 17, 2019 - June 30, 2020
Agreement Year 2	July 2020 through June 2021
Agreement Year 3	July 2021 through June 2022

The Agreement also includes the option to extend the term beyond June 2022 for up to two additional one-year terms.

The Agreement includes provisions that enable the County to purchase additional related services through Work Orders for Optional Work. Optional Work refers to services that are different in character from the Services provided under the Agreement, but which facilitate the delivery of Services and/or add a new service line or Functional Service Area (e.g., a new area of services or deliverables not currently contained in the Agreement). Assets, Professional Services, Targeted Resources (i.e., vendor labor) and Non-Recurring Initiatives (e.g., one-time projects) may all be purchased as Optional Work under the Agreement. All Work Orders under the Agreement must be initiated and approved by the County. Type 1 Work Orders are those with a value less than \$200,000 and only require approval by the Chief Information Officer. Type 2 Work Orders are those equal to or greater than \$200,000 and require the Board’s approval, which is in line with the County Contract Policy Manual section 3.3-102 entitled “Board Approval”.

Proposed Type 2 Work Order

OC Health Care Agency Behavioral Health Services (BHS) staff, in response to the COVID-19 pandemic, are facing unprecedented challenges in the way normal in-person services are provided to clients and the lack of normal face-to-face meetings with clients has led to some disruption in the delivery of essential healthcare services. Implementing a telehealth solution across all the BHS clinics provides an opportunity for addressing this challenge, allowing the agency to enable and utilize a visual platform for the provision of services to the clients and for consultations amongst the clinical and administrative staff. This will support the ability to serve more clients, maintain timeliness in the delivery of routine and essential services, provide real-time data monitoring and analytics, track progress and inform effectiveness of operations, now and in the future. The proposed system will reduce the cost of physical space adjustments, reduce the need for clinicians to travel from location to location, provide the ability to utilize medical providers remotely, enable a more effective use of consulting providers and avoid unnecessary physical contact amongst providers and clients.

The implementation of a telehealth solution includes the deployment of mobile and fixed carts (telehealth stations) across 21 BHS sites. Telehealth stations allow users to join a session through a One Button To Push feature, which eliminates a multi-step log in process, and provides a much superior audio/video experience for clinicians and clients when compared to other video communications technology. Using the telehealth stations, BHS staff will be able to continue to serve clients in a safer environment and allows BHS to adhere to government mandated COVID-19 related social distancing requirements. All telehealth stations will be deployed and be in operation before December 30, 2020.

The telehealth solution will be a continuing need that will be in use by the Health Care Agency (HCA) now and in the future. Delivery of services to the community using telehealth technology will continue to be a very important platform and the method is consistent with the approach that all health care service providers across the world are taking for the foreseeable future.

Orange County Information Technology (OCIT) is requesting Board approval of the proposed Type 2 Work Order NCY2-007 to support BHS's telehealth initiative (see *Attachment A – Work Order #NCY2-007 HCA Telehealth Implementation*). In addition, OCIT is also requesting delegated authority for the Chief Information Officer to increase, if needed, the Type 2 Work Order NCY2-007 in an amount not to exceed \$34,000, which is 10 percent of the Type 2 Work Order fee. OCIT does not anticipate the need to increase the Type 2 Work Order by 10 percent, however, this delegated authority is intended to ensure there is no disruption in the delivery of the services in the event there is an increase in the projected services.

The Agreement includes subcontractors. See Attachment B for information regarding subcontractors and the Contract Summary Form.

FINANCIAL IMPACT:

The proposed Type 2 Work Order cost of up to \$374,000 is covered by the \$5.5 million Reserved Dollars for work orders that the Board previously approved as part of the Agreement. Approval of the Type 2 Work Order will not increase the Agreement's cumulative value. The County contemplated using the Reserved Dollars amount to cover these types of Work Orders and others that might be requested by County departments for related services/project support, resources and support of new County facilities.

The table below shows the cumulative total of Work Orders executed to date and the balance left of the \$5.5 million "Reserved Dollars".

Description	Amount
Reserved Dollars for Work Orders	\$ 5,500,000
Work Orders Executed to Date	\$ (2,904,757)
Balance of Reserved Dollars for Work Orders	\$ 2,595,243

Sufficient appropriations and revenues for the Type 2 Work Orders have been included in the FY 2020-21 Budget for Fund 289, Information Technology Internal Service Fund. Fund 289 will charge the cost of Work Order to the Health Care Agency's Budget Control 042. HCA's FY 2020-21 budget includes Coronavirus Aid, Relief and Economic Security Act funding for this project.

STAFFING IMPACT:

N/A

ATTACHMENT(S):

Attachment A - Work Order #NCY1-007 - HCA Telehealth Implementation

Attachment B - Contract Summary Form



TYPE 2 WORK ORDER #NCY2-007

HEALTH CARE AGENCY TELEHEALTH IMPLEMENTATION

TYPE 2 WORK ORDER #NCY2-007

This Type 2 Work Order #NCY2-007 ("Work Order") is an attachment and addition to the Managed Services Network, Voice, and Security Agreement dated as of the Reference Date (hereinafter "Agreement") entered into by and between County of Orange ("County") and Science Applications International Corporation ("Supplier") and is incorporated into the Agreement by reference hereof. In the event of conflicting terms between the Agreement and this Work Order, the terms of the Agreement shall prevail and nothing in this Work Order shall modify or amend any provisions of the Agreement (including all components such as Functional Service Areas, Service Level Requirements, Exhibits, etc.) unless such modifications or amendments and the provisions of the Agreement which they modify or amend are specifically identified in this Work Order and are Approved by County. This Work Order includes any attachments hereto. Any capitalized terms not defined in this Work Order shall have the same meanings as used in the Agreement. Changes to this Work Order will be processed in accordance with the Change Control Process as outlined in the Agreement.

All of the tasks, subtasks, Deliverables, goods, and other services required or requested by County below are included as part of the Services. This Work Order provides a description of the nature of the work required, but does not provide an exhaustive list of every task or subtask necessary for completion of this Type 2 Work Order #NCY2-007.

1. WORK ORDER NUMBER

NCY2-007

2. EFFECTIVE DATE

This Work Order is effective upon the date it is fully executed by authorized representatives of both Parties.

3. PROJECT NAME

Health Care Agency Telehealth Implementation

4. PROJECT SUMMARY

Supplier will assist Orange County Health Care Agency ("HCA") by implementing a fully configured [REDACTED] solution at select HCA Behavioral Health Services ("BHS") clinics. The implementation of the [REDACTED] will allow HCA to provide services to clients through virtual appointments. This will be Phase 2 of the HCA Telehealth Support project that includes Supplier performing system integration, infrastructure engineering, design specification, [REDACTED] enablement within the County Voice Core, functional testing, equipment assembly, transporting, onsite installations, and end user training classes. Based on the approved inventory completed in Phase I "NCY2-004 HCA Telehealth Support", the [REDACTED] solution will be implemented at [REDACTED] HCA locations with BHS Services and deploy [REDACTED] end-point [REDACTED] units to [REDACTED] clinician meeting rooms (small and large). Upon delivery, Supplier will perform and end-to-end test and provide a Quick Start training for BHS clinicians present in the office.

5. BUSINESS CASE / BUSINESS OBJECTIVES SUPPORTED

HCA will purchase and deploy [REDACTED] Telehealth endpoints to selected BHS clinics. The [REDACTED] solution will allow BHS clinicians to continue providing health services to clients and maintain COVID-19 preventative measures for the health and safety of BHS staff and clients.

6. CRITICAL SUCCESS FACTORS

6.1. Strong Project Management

Supplier shall manage the Services provided under this Work Order to the project schedule described in Section 10 (Project Schedule), below, and to the results to be achieved by the Services described herein by managing issues, risks, dependencies, and resources in a manner to achieve the project schedule and the results.

6.2. Open Communication and Governance Structure Clearly Defined

Good and open communication must be established early. Governance, the structure of recurring meetings, and the members of recurring meetings must be defined early. Meeting schedules must also be established for the length of the project.

6.3. Executive Leadership Involvement

It is imperative that executive leadership from Supplier and the County be involved in the project governance and meet at regular intervals to discuss the project's progress and reach agreement on any key decisions that have been escalated to their level.

7. WORK ORDER TYPE

- NRI ("Non-recurring Initiative") only Work Order (for Work Orders that do not include BAU elements)
- NRI and BAU ("Business as Usual") combination Work Order (for Work Orders that include both NRI and BAU elements)

As to NRI and BAU combination Work Orders, provide a description of each of the NRI and BAU components of this Work Order:

NRI Services will be used to provide the design, system integration, implementation, and end user training of the [REDACTED] solution for HCA clinics. Staging, assembling, coordinating, transporting, deployment, and post support of the Telehealth endpoints. BAU Services to include asset tagging and inventory control of Telehealth equipment. BAU Services to also include the addition of Telehealth endpoints in the Configuration Management Database ("CMDB") and transfer to production

7.1. Targeted Resource Order

- Targeted Resource Order Services

Resource Title	Name	Contact Information	Responsibilities	Location of Services Performance
N/A				

8. COUNTY SPONSOR, ORIGINATING SERVICE REQUEST, AND COUNTY BUDGET INFO

County Sponsor	Adil Siddiqui, HCA CIO, (714) 834-6619
Service Request Number	N/A
County Budget Info	HC01H

9. SUPPLIER ROLES AND RESPONSIBILITIES

Resource Title	Name	Contact Information	Responsibilities
Program Manager	Greg Mitchell	Gregory.C.Mitchell@saic.com	Program Management
PMO Manager	Ben Page	Bejamin.C.Page@saic.com	BAU – PMO
Network Manager	Eric Whitten	Eric.Whitten@saic.ocgov.com	BAU – Network Manager
Field Service Manager	Mark Whitley	Mark.C.Whitley@saic.com	BAU – Field Services
ITSM Manager	Mike Roman	Michael.C.Roman@saic.com	BAU – ITSM Lead
Project Manager, Sr.	Michael Durk	Michael.durk@saic.ocgov.com	NRI – Project Manager
Network Design Engineer, Sr.	Edna Lopez	edna.lopez@saic.ocgov.com	NRI – Network Engineering & Deployment
Site Support Technician, Sr.	Sergio Silva	Sergio.silva@saic.ocgov.com	NRI – Deployment Lead
Site Support Technician, Jr.	TBH	TBH	NRI – Assembly and Deployment Team (4 Supplier Personnel)
██████ Engineer	Mike Solomon	mike.solomon@saic.ocgov.com	NRI – ████████ Engineer
Training Specialist	Mike Boyden	Michael.S.Boyden@saic.com	NRI – Conduct end user training
Voice Engineer	Dave Patton	dpatton@burwood.com	NRI – Voice Engineering and Implementation
Voice Engineer	Ed Kerstetter	ekerstetter@Burwood.com	NRI – Voice Engineering and Implementation
Voice Engineer	Anthony Thap	athap@Burwood.com	NRI – Voice Engineering and Implementation
Voice Engineer	Amir Chak	achak@Burwood.com	NRI – Voice Engineering and Implementation

10. PROJECT SCHEDULE

No.	Task	Start Date	End Date
1.	County – Work Order Approval		NLT 9/29/2020
2.	Kickoff Meeting		9/30/2020
3.	Receive all Telehealth equipment		10/6/2020
4.	Task 1 – Overall requirements and design	9/30/2020	10/1/2020

No.	Task	Start Date	End Date
5.	County to approve and order [REDACTED] cable drop additions		9/11/2020
6.	County to install required [REDACTED] cable drop additions at all HCA clinics specified	9/28/2020	NLT 12/14/2020
7.	County to approve and order circuit upgrades		9/10/2020
8.	Complete circuit upgrades at all approved sites	10/5/2020	NLT 11/1/2020
9.	Task 2 – [REDACTED] System Implementation	10/8/2020	10/16/2020
10.	Task 3 – Network design and Configuration	10/1/2020	10/13/2020
11.	Task 4 – [REDACTED] (“[REDACTED]”) System Deployment	10/14/2020	10/23/2020
12.	Subtask 4.1 – [REDACTED] Core Implementation	10/14/2020	10/16/2020
13.	Subtask 4.3 – Test and validate [REDACTED] (“[REDACTED]”) functionality	10/21/2020	10/22/2020
14.	Subtask 4.4 – Post-cutover / Infrastructure Support	10/21/2020	10/22/2020
15.	Milestone 1 – Complete [REDACTED] based [REDACTED] Functionality		10/22/2020
16.	Task 5 – Stage, Configure, and Deploy Telehealth Endpoints to specific HCA Clinics identified by HCA (see Section 20 (Attachments))	10/16/2020	12/11/2020
17.	Subtask 5.2 – Staging and Configuration of Telehealth Endpoints	10/16/2020	12/11/2020
18.	Subtask 5.4 – Transport and Deliver Telehealth Endpoints to HCA Clinics	10/16/2020	12/11/2020
19.	Subtask 5.5 – Onsite Installation and End-to-End Testing	10/16/2020	12/11/2020
20.	Subtask 5.6 – Post installation Critical Care Support	10/16/2020	12/11/2020
21.	Task 6 – Training and Adoption	10/16/2020	12/11/2020
22.	Milestone 2 – Turnover [REDACTED] to HCA in full production		NLT 12/18/2020

11. PRICING SUMS

Pricing Sums	
Maximum Project Charges	\$340,000
Key Milestone Charges	\$221,000
Deliverables At-Risk Amount	\$51,000

12. SERVICES

Supplier shall perform all Service necessary to implement the [REDACTED] solution and integrate the [REDACTED] solution into the County’s enterprise Network.

Scope includes:

- Project Management support for coordination of the scope
 - Project planning
 - Create and coordinate proximity-based deployment schedule
 - Monitoring and review
 - Provide regular project status reports
 - Host and attend regular status meetings
- Network Engineering support for the engineering and expansion of the existing Network to accommodate the [REDACTED] upgrade.
 - Design specifications with Orange County Information Technology (“OCIT”) approval
 - Engineering oversight
 - Design the solution by matching or exceeding the [REDACTED] recommended network specifications for an uninterrupted and acceptable level of audio/video user experience.
 - Install, configure, and integrate additional network equipment to accommodate [REDACTED] upgrade
 - Implement change request in support of [REDACTED] installations
 - CMDB updates
- Data Center [REDACTED] Engineering will support [REDACTED] solution with the following deliverables
 - Certificates and Domain Name System (“DNS”)
 - [REDACTED] (“[REDACTED] / [REDACTED] Configuration
 - [REDACTED] Configuration
 - Single sign-on (“SSO”)
- Voice Engineering will support [REDACTED] solution with the following deliverables
 - Integrate HCA Provisioning sheet into [REDACTED] design
 - Design specifications with OCIT approval
 - Engineering oversight
 - Coordinate integration of [REDACTED] into enterprise platforms [REDACTED]
 - [REDACTED], [REDACTED] and [REDACTED]
 - Test and validate [REDACTED] functionality
 - Conduct functional testing of [REDACTED] solution
 - Configure [REDACTED] endpoints into call manager
 - Provide [REDACTED] conference training and onsite training
 - End-to-End testing
 - Oversight of overall deployment efforts
 - Post deployment support
- Field Services will support [REDACTED] solution with the following deliverables
 - Equipment staging
 - Assembly
 - Asset tagging
 - Transporting and delivery of TelePresence endpoints to all HCA clinics receiving upgrade(s)
 - Onsite Installation with Quick Start Reference guide. Supplier to submit training and leave behind materials to HCA for review and written Approval.
 - Onsite testing of TelePresence endpoints
- Supplier shall coordinate tasks and staff assignments with HCA Staff, Valentine (Val) Kamara and Mir Ali, Program Manager.

12.1. Tasks

Program Management		
Personnel Requirements	Time Commitment	Scheduled Beginning and End Dates
Senior Project Manager	1 FTE	September-December 2020
Task 0 - Program Management Supplier shall program and project manage all phases of this Work Order as described below:		
Subtask 0.1 - Manage Develop, manage, and maintain the detailed project plan and report on a daily basis.		
Subtask 0.2 - Reviews Provide reviews at key points throughout the project, as identified in the detailed project plan.		
Subtask 0.3 - Reports Provide regular weekly status updates as to the progress of the project.		
Subtask 0.4 - Status Meetings Attend regular status meetings throughout the course of the project, including but not limited to delivery of progress on the daily SAIC DSR, and reporting in at the bi-weekly Project ORT, as stated in 0.3.		
Subtask 0.5 - Project Closeout Upon successful completion of all activities, provide a final report and perform Work Order closeout procedures.		
HCA Telehealth Implementation		
Personnel Requirements	Time Commitment	Scheduled Beginning and End Dates
Voice Engineer	1 FTE	September – October 2020
██████ Engineer	1 FTE	September – October 2020
Task 1 – Overall requirements and design Develop design of ██████████ solution based on agency's business and functional requirements. Create design of ██████████ network to integrate with County enterprise Network.		
Task 2 - ██████████ System Implementation		
Subtask 2.1 – Call with HCA BHS site contact to review Provisioning Sheet		
Subtask 2.2 – Provisioning of ████████ Site		
Subtask 2.3 – One (1) 2-hour Administrative (Technical Training) plus content prep		
Subtask 2.4 – Additional Administrative Training Sessions (two (2) hours each plus content prep)		
Subtask 2.5 – Hybrid ██████████ Setup		
Subtask 2.6 – Hybrid Calendar (██████████)		
Subtask 2.7 – Hybrid Calendar (██████████)		
Subtask 2.8 – SSO		
Personnel Requirements	Time Commitment	Scheduled Beginning and End Dates
Network Engineer	1 FTE	September – October 2020
Task 3 – Network design and Configuration		
Subtask 3.1 – Design network segmentation		
Subtask 3.2 – Network configuration of virtual routing and forwarding (“VRF”)/virtual local area network (“VLAN”)		
Subtask 3.3 – Configure network segmentation		
Subtask 3.4 – Wide area network (“WAN”) and Firewall configuration		
Subtask 3.5 – Quality of Service (“QoS”) configuration		

Personnel Requirements	Time Commitment	Scheduled Beginning and End Dates
Voice Engineer	1 FTE	September – October 2020
██████ Engineer	1 FTE	September – October 2020
Task 4 – ██████ System Deployment		
Subtask 4.1 – ██████ Core Implementation		
Subtask 4.2 – ██████ Endpoint Setup		
Subtask 4.3 – Validate ████████████████████ integration to Domain Name System (“DNS”)/Certificates/Exchange		
Subtask 4.4 – Test and validate ████████████████████ functionality		
Subtask 4.5 – Post-cutover / Infrastructure Support		
Personnel Requirements	Time Commitment	Scheduled Beginning and End Dates
Voice Engineer	1 FTE	October – December 2020
Hardware Specialist	1 FTE	October – December 2020
Site Support Technician, Sr.	1 FTE	October – December 2020
Site Support Technician, Jr.	4 FTE	October – December 2020
Task 5 – Stage, Configure, and Deploy Telehealth Endpoints to identified HCA Clinics (see Section 20 (Attachments))		
Subtask 5.1 – Receive Telehealth Endpoints (Asset tagging and Inventory control)		
Subtask 5.2 – Staging and Configuration of Telehealth Endpoints		
Subtask 5.3 – Engineering Oversight/Quality Assurance (“QA”)		
Subtask 5.4 – Transport and Deliver Telehealth Endpoints to HCA clinics		
Subtask 5.5 – Onsite Installation and End-to-End Testing		
Subtask 5.6 – Onsite Quick Start Training		
Subtask 5.7 – Post installation Critical Care Support		
Personnel Requirements	Time Commitment	Scheduled Beginning and End Dates
Training Specialist	1 FTE	October – December 2020
Task 6 – Training and Adoption		
Subtask 6.1 – Onsite Training End Users		
Subtask 6.2 – Training Documents for End User (██████)		
Subtask 6.3 – Training Documents for End User (██████)		

12.2. Service Level Requirements

N/A

12.3. Training

Supplier shall provide the trainings identified in Task 6 (Training and Adoption) of Section 12.1 (Tasks).

12.4. Assets

N/A

12.4.1. Software

N/A

12.4.2. Network Components

N/A

12.4.3. Equipment and Other Assets

N/A

12.4.4. Sunset Activities

No.	Asset Description	Affected Authorized Users	Affected Eligible Customers	Committed Sunset Date	Write-off or Accelerate Depreciation?	Book Value	Annual Cost of Support / Maintenance
1.	N/A						

12.5. Risks and Risk Mitigation

No.	Potential Risk	Mitigation Strategy / Contingency Plan	Probability of Risk (%)	Consequence	Amount at Risk
1.	N/A	N/A	N/A	N/A	N/A

13. ACCEPTANCE CRITERIA

13.1. Acceptance Criteria

The Acceptance Criteria shall be as described in Section Error! Reference source not found. (Deliverables) below as to each Deliverable under this Work Order and pursuant to the terms of the Agreement.

13.2. Acceptance Testing

Unless explicitly provided in this Work Order, the Acceptance Tests shall be as described in this Work Order and as otherwise defined in the Agreement.

13.3. Final Acceptance

Final Acceptance by the County shall be as defined in Section 19.4 (Final Acceptance) of the Agreement.

13.4. Final Acceptance Sign-Off Procedure

HCA will provide final project acceptance after the items listed in Section 12 of this Work Order have been completed and the goals of Section 4 of this Work Order have been met.

14. PROJECT REPORTS

Provide the following Reports as provided in Exhibit A.1 (Integrated Requirements FSA):

- Weekly status Reports (Exhibit A.1 (Integrated Requirements FSA) – Table 3 (Supplier Project Manager Responsibilities))

- Project kickoff event summary Report (Exhibit A.1 (Integrated Requirements FSA) – Table 4 (Project Planning and Project Initiation Responsibilities))
- Project close-out cost and key learning Report (Exhibit A.1 (Integrated Requirements FSA) – Table 6 (Project Close Responsibilities))
- As needed written Reports as may be reasonably requested by County to monitor the status of the Services under this Work Order (Exhibit A.1 (Integrated Requirements FSA) – Table 3 (Supplier Project Manager Responsibilities))

15. ADDITIONAL REQUIREMENTS

15.1 Assumptions

This Work Order is premised on the following assumptions. A change in or a failure to satisfy an assumption may require an increase in the Work Order price, a modification to the schedule and/or a change to the Services:

1. Due to the compressed timeline to be complete by December 18, 2020, it is imperative HCA-IT and BHS leadership complete the following project roles and responsibilities in a timely manner. Supplier believes these activities requests a dedicated (20-30 hours per week) resource to coordinate and provide key these deliverables as the HCA business liaison to the BHS leadership and staff. Supplier requests HCA business liaison:
 - i. Provide business freeze calendar(s) and operating hours for each of the clinics identified in the attachment in Section 20 (Attachments).
 - ii. Socialize site migration timelines/process with inter-agency key stakeholders
 - iii. Coordinate and deliver end user communications
 - iv. Help in mitigating transition risks and act as point of escalation for agency issues
 - v. Assure County users of Supplier's operational readiness (i.e., Go/No Go decision)
 - vi. Participate in site migrations according to the agreed upon schedule
2. OCIT will ensure that HCA will provide Supplier with all required system and physical access to allow Supplier to perform the Services herein.
3. HCA will provide Business and Functional Requirements detailing the business processes and required outcomes that will be used as the basis of the [REDACTED] solution design and functionality.
4. HCA will apply either controlled or fixed asset tags to Telehealth units as per normal inventory management procedure.
5. HCA Procurement will purchase and receive Telehealth equipment at the [REDACTED] warehouse no later than October 1, 2020.
6. OCIT will provide warehouse floor space within the [REDACTED] for storing assembly, staging and testing of the [REDACTED] endpoints through duration of deployment outlined in Section 10 (Project Schedule).
7. OCIT will ensure cabling for BHS locations identified in the attachment in Section 20 (Attachments) are complete by December 14, 2020.

8. HCA and OCIT resources will be available to Supplier in a timely manner to support Supplier completing the Services pursuant to the dates in Section 10 (Project Schedule).
9. OCIT/HCA shall, at its sole cost, procure needed circuit upgrades from [REDACTED], or [REDACTED] and/or each of their affiliates where needed to meet the bandwidth requirements of the [REDACTED] upgrade.
10. HCA to provide accurate floorplans of HCA clinics receiving the [REDACTED] upgrades as identified in the attachment in Section 20 (Attachments).

16. DELIVERABLES

DELIVERABLES					
No.	Deliverable Name	Key Deliverable? (Y/N)	Deliverable Date	Acceptance Criteria	Weighting Factor*
1.	Subtask 4.1 – █████ Core Implementation	Y	10/16/2020	Executed Voice Core test plan	
2.	Subtask 4.2 – █████ Endpoint Setup	Y	10/21/2020	Completed █████ Endpoint Setup	
3.	Subtask 4.4 – Test and validate █████ █████ █████ functionality	Y	10/22/2020	Executed █████ Functionality test plan	
4.	Subtask 5.2 – Staging and Configuration of Telehealth Endpoints	Y	12/11/2020	County acceptance of equipment staging	
5.	Subtask 5.4 – Transport and Deliver Telehealth Endpoints to HCA clinics	Y	12/11/2020	Delivery acceptance sign-off	
6.	Subtask 5.5 – Onsite Installation and End-to-End Testing, Training Material & Critical Care.	Y	12/11/2020	Completed UAT documentation	

* The sum of this column should equal one-hundred percent (100%).

17. MILESTONES

Milestones									
No.	Milestone Name	Key Milestone? (Y/N)	Milestone Date	Included Deliverables	Key Milestone Allocation (Percentage)*	Key Milestone Allocation (Dollars)	Holdback Amount	Key Milestone Scheduled Duration (Months)	Monthly Key Milestone Payment
1	Milestone 1 – Complete based on [REDACTED] Functionality	Y	10/22/2020	Del. 1, Del. 2, Del 3	50%	\$170,000	\$59,500	1	\$110,500
2	Milestone 2 – Turnover to HCA in full production	Y	12/14/2020	Del. 4, Del. 5, Del. 6	50%	\$170,000	\$59,500	3	\$36,833

18. KEY MILESTONES PAYMENTS TABLE

		Milestone #1	Milestone #2	
Month No.	Month	Milestone 1 – Complete based on [REDACTED] Functionality	Milestone 2 – Turnover to HCA in full production	Total (Monthly Key Milestone Payments)*
Milestone Allocation		50.0%	50.0%	100%
Total Milestone Payments		\$170,000	\$170,000	\$340,000.00
Milestone Duration (Months)		1	3	
Milestone Monthly Payment		\$110,500	\$36,833	
Milestone Holdback Amount		\$59,500	\$59,500	
Key Deliverables		See Section 16	See Section 16	Actuals Billed (aside from Holdback Amount)
1	Oct-20	\$110,500.00	\$36,833.33	\$147,333.33
2	Nov-20	\$59,500.00	\$36,833.33	\$36,833.33
3	Dec-20	\$0.00	\$36,833.33	\$36,833.33
4	Jan-21	\$0.00	\$59,500.00	\$0.00
Key Milestone Holdback Amount		Highlighted Above in Yellow	Highlighted Above in Yellow	\$119,000.00
Milestone Totals		\$170,000.00	\$170,000.00	\$340,000.00

19. INVOICING

19.1. Charges

Option 1 – Fixed Fee

The total Charges to be paid by County to Supplier for the Deliverables and other Services to be provided by Supplier pursuant to this Work Order shall be \$340,000 (the “Fixed Fee Charges”). For the avoidance of doubt, Supplier agrees that this is a Fixed Fee arrangement in which Supplier, subject to the other limitations in this Work Order and the Agreement, will provide all services necessary to provide the Services described in this Work Order for the Fixed Fee specified herein, regardless of the actual number of hours required or actually worked by Supplier to provide such Services.

Supplier shall specify the percentage and dollar allocations of the Fixed Fee Charges and estimated hours for each Critical Milestone as provided in the sample below.

No.	Milestone	Est. Rate	Est. Hours	Est. Proportion	Est. Total
1	Milestone 1 – Complete TelePresence based [REDACTED] Functionality	N/A	1,430	50.0%	\$ 170,000
2	Milestone 2 – Turnover TelePresence to HCA in full production	N/A	1,430	50.0%	\$ 170,000
Est. Total Labor			2,860		
Fixed Fee Charges				100%	\$ 340,000

[Option 2 – Not to Exceed]

The total Charges to be paid by County to Supplier for the Deliverables and other Services to be provided by Supplier pursuant to this Work Order shall not exceed \$_____ (the “Not To Exceed Price”), pursuant to the rates or Approved pricing set forth in Exhibit P (Pricing). For the avoidance of doubt, County agrees that this is a Not to Exceed arrangement in which Supplier, subject to the other limitations set forth in this Work Order, will provide the Deliverables and other Services described in this Work Order.

Supplier shall specify the percentage and dollar allocations of the Not To Exceed Charges and estimated hours for each Critical Milestone as provided in the sample below.

No.	Milestone	Est. Rate	Est. Hours	Est. Proportion	Est. Total
1.					
Est. Total Labor					
Fixed Fee Charges					

[Option 3 – Time and Materials]

County will be billed on an hourly basis pursuant to the rates and Approved pricing set forth in Exhibit P (Pricing), including the rates for Professional Services under Exhibit P.4 (Supplier Rate Card), based upon the actual hours worked by Supplier Personnel to provide the Services and in accordance with the payment schedule provided below or attached. Supplier estimates that the Charges for all Time and Materials to complete the Services under this Work Order are \$. The foregoing represents Supplier’s best, good faith

19.3. Pass Through Expenses

No.	Line Item	Pass Through Expenses
1.	N/A	
<i>Total Pass Through Expenses Charges</i>		

20. ATTACHMENTS



BHS Clinics_TH
Station SR Data_0910

21. CHANGES

No changes to this Work Order shall be effective without prior County Approval, and any changes to the terms of this Work Order shall be subject to Section 40.21 (Amendment of Agreement) of the Agreement.

22. SUPPLIER PERSONNEL COSTS

Pursuant to Section 9(D) of Exhibit P (Pricing), there shall be no Charges to County under this Work Order for any travel, entertainment, vacation, sick time, holidays, paid time off, overtime, or other similar costs or expenses in connection with the Supplier Personnel.

23. TERMINATION

Pursuant to Section 25.6 (Termination for Convenience) of the Agreement, County may terminate this Work Order for convenience upon providing Supplier with three (3) Business Days prior written notice. Upon any such termination of this Work Order, County's sole liability shall be the payment of any undisputed Charges incurred through the effective date of termination. For the avoidance of doubt, there shall be no termination fee for County's termination of this Work Order pursuant to Section 25.6 (Termination for Convenience) of the Agreement.

[Signatures provided on the following page]

IN WITNESS WHEREOF, the undersigned have caused this Work Order to be duly executed and effective as of the Effective Date.

Science Applications International Corporation

County of Orange

Signature: *Kelly J. Parson*
Authorized Representative

Signature: _____
Authorized Representative

Name: Kelly J. Parson

Name: Joel Golub

Title: Contracts Manager

Title: County Chief Information Officer

Date: 9/23/20

Date: _____

**APPROVED AS TO FORM
COUNTY COUNSEL**

Patrick Brusco
Patrick Brusco, Deputy County Counsel

Contract Summary Form

Science Applications International Corporation (SAIC)

SUMMARY OF SIGNIFICANT CHANGES

Adding one Type 2 Work Order for services to assist OC Health Care Agency Behavioral Health Services with implementing a telehealth solution allowing Behavioral Health Services clinicians to continue providing health services to clients within the mandated COVID-19 preventative measures for the health and safety of Behavioral Health Services staff and clients, for a not to exceed amount of \$374,000.

SUBCONTRACTORS

This contract allows for subcontracting with Orange County Information Technology's consent pursuant to Section 32 (Subcontractors) within the contract amount for the term specified. Should the addition of a subcontractor impact the scope of work and/or contract amount, the department will bring the item back to the Board of Supervisors for approval.

This contract includes the following subcontractors or pass through to other providers.

Subcontractor Name	Service(s)	Amount
Burwood Group	Voice Services – Contact Center ATP and Managed Services Voice provider.	The cost for Services to be provided by these subcontractors is included in the Fixed Monthly Fee to be paid to SAIC for Services.
E911 Helpline, Inc.	Voice Services – Lead voice core migration and site cutover project.	
Cisco	Network and Voice over Internet Protocol (VoIP) original equipment manufacturer and will lead network assessment.	

CONTRACT OPERATING EXPENSES

Description of Cost	Amount
Contract Year 1: (October 17, 2018, through June 2020) (17-month term, including Transition-In)	\$ 23,675,635.00
Contract Year 2: July 2020, through June 2021	\$ 13,249,476.00
Contract Year 3: July 2021, through June 2022	\$ 13,132,440.00
Total Contract Years 1 through 3	\$ 50,057,551.00
Reserved Dollars for Work Orders	\$ 5,500,000.00
Sheriff Voice Refresh Project	\$ 657,900.00
Projects & Work Order Total	\$ 6,157,900.00
Total 3-Year Not to Exceed Amount	\$ 56,215,451.00

The estimated amount for the Work Order for Board consideration is \$374,000. The cost of the Work Order is being covered in the \$5,500,000 amount reflected in the chart above and designated as: "Reserved Dollars for Work Orders."

The chart below shows the cumulative total of Work Orders executed to date and the balance left of the \$5.5 million "Reserved Dollars".

Description	Amount
Reserved Dollars for Work Orders	\$ 5,500,000
Work Orders Executed to Date	\$ (2,904,757)
Balance of Reserved Dollars for Work Orders	\$ 2,595,243



County Executive Office

S2910

Memorandum

September 24, 2020

To: Clerk of the Board of Supervisors

From: Frank Kim, County Executive Officer

Subject: Exception to Rule 21

CLERK OF THE BOARD OF SUPERVISORS
2020 SEP 25 AM 11:03
RECEIVED

The County Executive Office is requesting a Supplemental Agenda Staff Report for the September 29, 2020, Board Hearing.

Agency: John Wayne Airport

Subject: Consent to Assignment and Second Amendment to On-Airport Rental Car Concession Lease

Districts: 2

Reason for supplemental: The County Executive Office is requesting this Supplemental Item be added to the September 29, 2020, Board agenda to put the Thrifty Brand lease in place so operation can commence immediately. This Agenda Staff Report and attachments were finalized after the filing deadline to the Clerk of the Board.

Concur:

Michelle Steel, Chairwoman of the Board of Supervisors

cc: Board of Supervisors
County Executive Office
County Counsel



**SUPPLEMENTAL AGENDA ITEM
AGENDA STAFF REPORT**

RECEIVED
2020 SEP 25 AM 11:03
CLERK OF THE BOARD
BOARD OF SUPERVISORS

MEETING DATE: 9/29/20
LEGAL ENTITY TAKING ACTION: Board of Supervisors
BOARD OF SUPERVISORS DISTRICT(S): 2
SUBMITTING AGENCY/DEPARTMENT: John Wayne Airport
DEPARTMENT HEAD REVIEW: 
Department Head Signature
DEPARTMENT CONTACT PERSON(S): Barry A. Rondinella (949) 252-5183
Dave Pfeiffer (949) 252-5291

SUBJECT: Consent to Assignment and Second Amendment to On-Airport Rental Car Concession Lease

CEO CONCUR

CEO Signature

COUNTY COUNSEL REVIEW

*Approved as to Form
Action*

County Counsel Signature

CLERK OF THE BOARD

Discussion

3 Votes Board Majority

Budgeted: Yes

Current Year Cost: N/A

Annual Cost: N/A

Staffing Impact: N/A

of Positions:

Sole Source: N/A

Current Fiscal Year Revenue: See Financial Impact Section

Funding Source: Airport Operating Fund 280: 100%

County Audit in last 3 years: No

Prior Board Action: 11/19/2019 #17

RECOMMENDED ACTION(S)

Approve and execute Consent to Assignment and Second Amendment assigning the On-Airport Rental Car Concession Lease for Concession Site 7 from The Hertz Corporation d/b/a Thrifty Car Rental to The Hertz Corporation d/b/a Hertz, effective September 29, 2020.

SUMMARY:

Approval of the Consent to Assignment and Second Amendment to the On-Airport Rental Car Concession Lease will allow The Hertz Corporation d/b/a Hertz to assume the Thrifty Lease and John Wayne Airport to retain the Thrifty Brand on-airport.

BACKGROUND INFORMATION:

On November 19, 2019, the Board of Supervisors approved 10-year leases with The Hertz Corporation dba Hertz (Hertz), The Hertz Corporation dba Thrifty Car Rental (Thrifty) and The Hertz Corporation dba

Dollar Rent A Car (Dollar) for on-airport rental car concessions at John Wayne Airport (JWA). On May 26, 2020, JWA received a letter from The Hertz Corporation advising JWA that on May 22, 2020, Hertz and its U.S. and Canadian subsidiaries, which include Thrifty and Dollar, filed voluntary petitions for reorganization under Chapter 11 in the U.S. Bankruptcy Court for the District of Delaware.

As part of the reorganization occurring in the bankruptcy proceedings, The Hertz Corporation is seeking to: 1) assign the Thrifty Lease to Hertz, and 2) amend the Thrifty Lease to eliminate the Minimum Annual Guarantee (MAG). All other terms and conditions of the Thrifty Lease remain the same. Currently, the Thrifty Lease requires the payment of Annual Rent, which is the greater of either the MAG or Percentage Rent. With the elimination of MAG under the Thrifty Lease, Hertz will be required to pay Percentage Rent which shall be 10 percent of gross receipts as defined in Section 4.01 of the Thrifty Lease.

Approval of the recommended action will allow Hertz to assume the Thrifty Lease and JWA to retain the Thrifty brand on-airport. If the Thrifty Lease is not assigned as proposed, Thrifty is likely to seek and obtain bankruptcy court approval to withdraw from its Lease obligations and cease operations at JWA. The Hertz Corporation has already begun rejecting various leases at different airports throughout the country as part of the bankruptcy proceedings. This assignment will allow JWA to maintain Thrifty's presence at the airport and continue to offer a variety of rental car services. Thrifty provides a low-cost rental car alternative to travelers seeking different and more economic options.

Given the current challenges faced by airports and rental car companies due to the COVID-19 emergency, it will be difficult for the County to replace Thrifty at this time should it cease operations at JWA. Passenger traffic and operations have decreased at JWA because of the ongoing COVID-19 emergency. In recognition of the fact that many of its tenants were also suffering from the decrease in travel, JWA offered its tenants a deferral of MAG from March 1, 2020, through September 30, 2020. Many tenants, including rental car companies such as Hertz and Dollar, have taken advantage of the rent deferral. Pursuant to the terms of the deferral, airport tenants must repay all deferred rent by June 30, 2021.

Thrifty did not take advantage of the MAG deferral offered by JWA because it has not begun operations on-airport pursuant to its lease, and thus has not been paying MAG. Thrifty was operating pursuant to an off-airport license and did not pay MAG pursuant to the license. The off-airport license was terminated effective September 24, 2020. Thrifty has been unable to begin operations on-airport due to delays related to the COVID-19 pandemic. On May 7, 2020, pursuant to Resolution 20-025 dated March 26, 2020, Emergency Authority for Real Estate Purposes, the Airport Director executed an amendment to the Thrifty Lease, which revised the term of the lease to commence on the date of beneficial occupancy. JWA plans to provide Hertz with notice that it may occupy the leased premises pursuant to the Thrifty Lease beginning on October 1, 2020, the date of beneficial occupancy.

Board approval of the Consent to Assignment and Second Amendment is required prior to The Hertz Corporation seeking bankruptcy court approval.

Lease Assignment Terms:

- The Thrifty Lease for Concession Site 7 will be assigned to Hertz who will assume all of the obligations under the Lease. However, pursuant to the terms of the Consent to Assignment, Thrifty is not relieved of any interest, responsibility or liability under the terms of the Thrifty Lease.
- Assignor's (Thrifty) and Assignee's (Hertz) obligation to pay MAG pursuant to Section 4.01 of the Thrifty Lease shall be eliminated in its entirety. Should Assignee decide at a future date to assign the Thrifty Lease or sell the Thrifty brand, as a condition to a future assignment, the Thrifty Lease MAG will be adjusted and due from that point forward.

- Common Area Rent, Ready Car Parking Area Rent, Percentage Rent and Overflow Parking Rent (if utilized) for the Thrifty Lease shall all remain in effect and be due and payable as set forth in the Thrifty Lease.
- Assignee (Hertz) shall maintain current security deposits with the County for both the Hertz Lease and Thrifty Lease. Security deposits remain subject to the provisions for adjustment, as provided in Section 4.08 of the Hertz Lease and Thrifty Lease.

Compliance with CEQA: The proposed project was previously determined to be Categorically Exempt from CEQA pursuant to Section 15301 (Class 1) of the CEQA Guidelines on May 7, 2013, when it was originally approved. CEQA Guidelines Section 15301 provides for the exemption of equipment installation and maintenance of an existing facility involving negligible or no expansion of use.

FINANCIAL IMPACT:

Revenues related to the rental car concession leases are included in the FY 2020-21 Budget for Airport Operating Fund 280 and will be included in the budgeting process for future years. The financial impact for the current FY is a decrease in MAG offset by the estimated percentage gross receipt for a net revenue loss of \$168,464.

STAFFING IMPACT:

N/A

ATTACHMENT(S):

Attachment A -- Consent to Assignment and Second Amendment (PM 1121-390-0045)

**CONSENT TO ASSIGNMENT AND SECOND AMENDMENT TO ON-AIRPORT
RENTAL CAR CONCESSION LEASE**

This CONSENT TO ASSIGNMENT AND SECOND AMENDMENT TO ON-AIRPORT RENTAL CAR CONCESSION LEASE (“Consent and Second Amendment”) is entered into as of the ____ day of _____, 2020 (“Effective Date”), by and between the County of Orange, a political subdivision of the State of California (“County”), The Hertz Corporation d/b/a Thrifty Car Rental (“Assignor”), and The Hertz Corporation d/b/a Hertz (“Assignee”). County, Assignor, and Assignee may sometimes hereinafter individually be referred to as “Party” or jointly as “Parties.”

RECITALS

WHEREAS, County, through its Board of Supervisors, is the owner and proprietor of John Wayne Airport (“JWA” or “Airport”), located in the County of Orange, State of California and operates and maintains the Airport as a governmental function for the primary purpose of providing air transportation to the public; and

WHEREAS, County and Assignor entered into the ON-AIRPORT RENTAL CAR CONCESSION LEASE dated December 1, 2019, which was amended by a First Amendment to delay the start of the lease term due to the COVID-19 pandemic to the Date of Beneficial Occupancy (collectively, the “Thrifty Lease”); and

WHEREAS, County and Assignee entered into the ON-AIRPORT RENTAL CAR CONCESSION LEASE dated December 1, 2019, which was amended by First Amendment for deferment of rent and a Second Amendment for additional deferment of rent (collectively, the “Hertz Lease”); and

WHEREAS, Assignor has requested that County approve the assignment of Assignor’s leasehold interest in the Thrifty Lease to Assignee; and

WHEREAS, Assignor proposes to assign and transfer all of its rights, title and interest in the Thrifty Lease to Assignee, and Assignee desires to accept from Assignor all rights, title, and interest subject to the terms and conditions set forth in this Consent and Second Amendment; and

WHEREAS, Assignee is licensed and authorized to use the trademarks associated with the Thrifty brand; and

WHEREAS, the Parties mutually desire to amend the Thrifty Lease to reflect the terms agreed to by the Parties, as more fully set forth herein.

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties hereby agree as follows:

AGREEMENTS

1. Assignment of Thrifty Lease. As of the Effective Date set forth above, Assignor absolutely and unconditionally assigns and transfers to Assignee all of Assignor's right, title and interest in and to the Thrifty Lease subject to all terms and conditions, covenants, and agreements contained therein. However, pursuant to the Thrifty Lease, no assignment, even with County approval, shall relieve Assignor of its obligations to pay the rent and to perform all of the other obligations to be performed by Assignee. This Consent and Second Amendment does not relieve Assignor of any interest, responsibility or liability in or under the terms of the Thrifty Lease. Both Assignor and Assignee will be fully responsible for complying with all provisions of the Thrifty Lease and will both be directly liable for all obligations under the Thrifty Lease.

2. Assumption of Responsibility. As of the Effective Date set forth above, Assignee absolutely and unconditionally accepts the assignment and assumes and agrees to perform all the terms, conditions, covenants, and agreements of Assignor under the Thrifty Lease as if Assignee had originally executed the Thrifty Lease and had operated the Thrifty rental car brand, in exchange for the rights, titles, and interests therewith. As set forth in Article 8, Section 8.01 of the Thrifty Lease, this assumption of responsibility does not release Assignee from the performance of the covenants and obligations of set forth therein.

3. Rent. Common Area Rent, Ready Car Parking Area Rent, Percentage Rent, and Overflow Parking Rent (if utilized), for the Thrifty Lease shall all remain in effect and be due and payable as set forth in the Thrifty Lease.

4. Minimum Annual Guarantee ("MAG"). Assignor and Assignee's obligation to pay MAG pursuant to Section 4.01 of the Thrifty Lease shall be eliminated in its entirety. Should Assignee decide at a future date to assign the Thrifty Lease or sell the Thrifty brand, as a condition to a future assignment, the Thrifty Lease MAG will henceforth be adjusted and due from that point forward.

5. Insurance. Certificates of insurance and required endorsements shall be current pursuant to the terms of the Thrifty Lease and Hertz Lease.

6. Security Deposit. Assignee shall maintain current security deposits with County for both the Hertz Lease and Thrifty Lease. Security deposits remain subject to the provisions for adjustment as provided in Section 4.08 of the Hertz Lease and Thrifty Lease.

7. Consent of County. The County hereby consents to the assignment as set forth herein.

8. Notices. From and after the Effective Date, notices to Assignor and Assignee under the Thrifty Lease shall be sent to the following address:

The Hertz Corporation
8501 Williams Road
Estero, Florida 33928
Attn: Stephen A. Blum, Senior Vice President, Real Estate & Facilities

9. Reservation of Rights. Notwithstanding anything to the contrary herein, the Parties hereby agree and acknowledge that nothing herein shall constitute an assumption or rejection of the Thrifty Lease and the Thrifty Lease, in its entirety, including without limitation, all obligations created by this Consent and Second Amendment, remains subject to assumption or rejection under section 365 of the Bankruptcy Code. Accordingly, it is understood and agreed that this Consent and Second Amendment shall not alter the nature of any claim for rejection damages (including damages for Rent that accrues after Assignee vacates the premises, which shall remain subject to section 502(b)(6) of the Bankruptcy Code) as having accrued prepetition in accordance with rejection under section 365 of the Bankruptcy Code, nor allow for or entitle County to receive any additional payment of prepetition amounts owed other than as a cure payment in accordance with assumption under section 365 of the Bankruptcy Code. Nothing in this Consent and Second Amendment shall be construed as a waiver of the County's claims on prepetition or post-petition amounts owed by Assignor or Assignee under each of their leases.
10. Authority. Each Party represents to the other Party or Parties that the individual executing this Consent and Second Amendment on behalf of such Party has the capacity and authority to execute and deliver this Consent and Second Amendment on behalf of such Party, and that this Consent and Second Amendment, once executed and delivered, is the legal, valid and binding obligation of such Party.
11. Governing Law. This Consent and Second Amendment shall be governed by and construed in accordance with the laws of the State of California.
12. Counterparts. This Consent and Second Amendment may be executed in one or more counterparts, each of which shall be deemed an original, but all of which shall constitute one and the same document. The delivery of an executed counterpart of this Consent and Second Amendment by facsimile or as a PDF or similar attachment to an e-mail shall constitute effective delivery of such counterpart for all purposes with the same force and effect as the delivery of an original, executed counterpart.
13. Severability. If any provision of this Consent and Second Amendment is determined by a court of competent jurisdiction to be invalid or unenforceable, the remainder of this Consent and Second Amendment shall nonetheless remain in full force and effect.
14. Incorporation. The Parties hereby agree that this Consent and Second Amendment is incorporated into and made a part of the Thrifty Lease, and any and all references to the Thrifty Lease hereafter shall include this Consent and Second Amendment.
15. Execution. This Consent and Second Amendment may be executed and delivered via facsimile or PDF transmission (which may be used in lieu of the original signature pages for all purposes).

IN WITNESS WHEREOF, the Parties have executed this Consent and Second Amendment as of the day and year first above written.

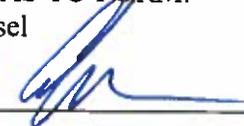
The Hertz Corporation d/b/a Hertz

By: 
Stephen A. Blum
Senior Vice President, Real Estate & Facilities

The Hertz Corporation d/b/a Thrifty

By: 
Stephen A. Blum
Senior Vice President, Real Estate & Facilities

APPROVED AS TO FORM:
County Counsel

By: 

APPROVED AS TO AUDIT AND ACCOUNTING:

Auditor-Controller

By: 

RECOMMENDED FOR APPROVAL:
John Wayne Airport

By: 
Barry Rondinella
Airport Director

Signed and certified that a copy of this document has been delivered to the Chair of the Board per G.C. Sec. 25103, Reso 79-1535
Attest:

COUNTY

COUNTY OF ORANGE

By: _____
Chairwoman, Board of Supervisors

Robin Stieler
Clerk of the Board of Supervisors
of Orange County, California



OFFICE OF THE COUNTY COUNSEL
COUNTY OF ORANGE

333 West Santa Ana Boulevard, Suite 407
Santa Ana, California 92701
Direct No.: (714) 834-3303
E-Mail: leon.page@coco.ocgov.com

LEON J. PAGE
COUNTY COUNSEL

Agenda Item No. SCS- 1
September 29, 2020

MEMORANDUM

September 24, 2020

RECEIVED
2020 SEP 24 AM 10:03
CLERK OF COUNTY
BOARD OF SUPERVISORS

TO: Robin Stieler, Clerk of the Board of Supervisors
FROM: Leon J. Page, County Counsel
SUBJECT: Request for Supplemental Closed Session

I am requesting a supplemental closed session on Tuesday, September 29, 2020, to discuss with the Board the status of existing litigation, pursuant to Government Code section 54956.9(d)(1).

Accordingly, please prepare the Agenda Item to read:

“CONFERENCE WITH LEGAL COUNSEL --
EXISTING LITIGATION Pursuant to Government Code Section
54956.9(d)(1).
Name of Case: *Rebecca Contreras (Deceased) v. County of
Orange*, Workers’ Compensation Appeals Board Case Nos.
ADJ13385367; ADJ11496328.

RECOMMENDED ACTION: Conduct Closed Session.”

Thank you.

LJP:nr

cc: Members of the Board of Supervisors
Frank Kim, CEO