



FINANCE COMMITTEE AGENDA

Tuesday, October 10, 2017

8:30 AM

Executive Conference Room, Level Three
Brea Civic & Cultural Center, 1 Civic Center Circle, Brea, California

MEMBERS: Council Member Christine Marick and Council Member Marty Simonoff
ALTERNATE: Mayor Cecilia Hupp

Materials related to an item on this agenda submitted to the Finance Committee after distribution of the agenda packet are available for public inspection in the third floor lobby of the Civic and Cultural Center at 1 Civic Center Circle, Brea, CA during normal business hours. Such documents may also be available on the City's website subject to staff's ability to post documents before the meeting.

CALL TO ORDER / ROLL CALL

1. Matters from the Audience

CONSENT

2. Approval of Minutes of September 26 Meeting

Attachments

Minutes

3. Acceptance of Contract and Notice of Completion for Contract with O'Duffy Bros., Inc. and Appropriate Additional Funds for the Glenbrook Tract Water and Street Improvements, Project 7452

Attachments

Resolution

Notice of Completion

4. Dragon Dictation Purchase

Attachments

Agreement

DISCUSSION

5. Issuance of Community Facilities District No. 2008-2 (Brea Plaza Area Public Improvements) 2017 Special Tax Refunding Bonds - Oral Presentation
6. Schedule Next Meeting: October 31, 2017

cc: Mayor Pro Tem Glenn Parker
Council Member Steven Vargas

Special Accommodations

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Clerk's Office at (714) 990-7757. Notification 48 hours prior to the meeting will enable City staff to make reasonable arrangements to ensure accessibility. (28 CFR 35.102.35.104 ADA Title II)

City of Brea

FINANCE COMMITTEE COMMUNICATION

FROM: Bill Gallardo

DATE: 10/10/2017

SUBJECT: Approval of Minutes of September 26 Meeting

Attachments

Minutes



FINANCE COMMITTEE MINUTES

Tuesday, September 26, 2017

8:30 AM

Executive Conference Room, Level Three

Brea Civic & Cultural Center, 1 Civic Center Circle, Brea, California

CALL TO ORDER / ROLL CALL

ATTENDEES: Council Member Marty Simonoff, Council Member Christine Marick, Chris Emeterio, David Crabtree, Tony Olmos, Will Wenz, Kathie DeRobbio, Steve Kooyman, Gabe Linares, Lee Squire, Faith Madrazo, Cliff Flaughner, Neil Groom and Ana Conrique.

1. Matters from the Audience – *None*

CONSENT

2. Approval of Minutes of September 12 Meeting – *Receive and File.*
3. Agreement for Accela Land Management Hosted Permitting Software Upgrade – *Recommended for City Council approval.*
4. Professional Services Agreement (PSA) and Additional Funding Appropriation for Byrne Software Technologies, Inc. Permitting Software Workflow Implementer, for the Accela Permitting Program – *Recommended for City Council approval.*
5. Amend the Agreement with Minako America Corporation dba Minco Construction for Removal and Replacement of Sidewalks, Curbs, and Gutters – *Recommended for City Council approval.*
6. The Road Repair and Accountability Act of 2017, Local Streets and Roads Funding Annual Reporting Guidelines – *Recommended for City Council approval.*
7. Environmental and Pre-Acquisition Work for the Western Extension to The Tracks at Brea Trail – *Recommended for City Council approval.*

DISCUSSION

8. Schedule Next Meeting: October 10, 2017

Meeting adjourned: 8:38 AM

cc: Mayor Cecilia Hupp

Mayor Pro Tem Glenn Parker
Council Member Steven Vargas

City of Brea

FINANCE COMMITTEE COMMUNICATION

TO: Finance Committee Members

FROM: Bill Gallardo

DATE: 10/10/2017

SUBJECT: Acceptance of Contract and Notice of Completion for Contract with O'Duffy Bros., Inc. and Appropriate Additional Funds for the Glenbrook Tract Water and Street Improvements, Project 7452

RECOMMENDATION

1. Accept Project as complete and authorize City Clerk to record Notice of Completion; and
2. Authorize City Clerk to release the Payment and Performance Bond upon notification from Public Works Department; and
3. Adopt Resolution to appropriate an additional \$63,750 from the Water Fund (Fund 420) and \$61,250 from Measure M (Fund 260) in the sum total of \$125,000 for the Project construction contingency and administration; and
4. Increase the construction contingency from 22% to 28%

BACKGROUND/DISCUSSION

On March 22, 2016, City Council awarded a Contract to O'Duffy Bros., Inc. ("Contractor") in the amount of \$2,397,058 for the Glenbrook Tract Water and Street Improvements, Project 7452 ("Project"). The Project rehabilitated/resurfaced the existing pavement of the residential streets in the Glenbrook Tract neighborhood bounded by Birch Street to the north, Orange 57 Freeway to the west, Greenbriar Lane/Hillhaven Drive to the south, and the Brea Union Plaza to the east. This Project also replaced approximately 12,700 linear feet of water main, services, gate valves, fire hydrants, and appurtenances. Lastly, this Project replaced damaged and/or uplifted sections of curb, gutter, and sidewalk, and reconstructed curb access ramps to be in compliance with Americans with Disabilities Act (ADA) requirements.

During construction, the Contractor incurred additional costs due to unforeseen conditions related to numerous unmarked or mis-marked underground utilities (i.e. SCE, Gas, AT&T, street lighting and existing water main) which required additional potholing, deeper excavations, hand digging, realignment of water mains, and additional pipe fittings. Furthermore, staff requested to reconnect three additional water main connections in the existing easement by the Glenbrook Club House to provide less disruption to the residents during routine maintenance and fixing water leaks.

In order to pay for the aforementioned extra work, City staff requested to increase the Construction Contract contingency from 10% to 22%, which brought the Construction Contract budget to \$2,922,058 (\$2,397,058+\$525,000). On April 4, 2017, the City Council approved this contingency increase and adopted Resolution 2017-108, which amended the 2016-2017 Capital Improvement Program budget and appropriated an additional \$314,000 to the Project. The total amount of the Contract Change Orders ("CCO's") No. 1 – 5 for the extra work is \$471,860.

As previously stated, since a portion of these CCO's are related to underground utility conflicts with various utility companies (Gas, SCE and AT&T) staff submitted an invoice to these companies with a request for reimbursements for the mis-marked/unmarked facilities that caused the Contractor

significant delay. The total amount submitted to these companies was approximately \$144,000. Staff has received some responses from the utility companies regarding the reimbursement requested, but without a commitment of payment. Therefore, staff will continue to work with the utility companies to obtain a reimbursement resolution to the extra project costs associated with their utility conflict.

Subsequent to the City Council approval of additional funds, the Contractor encountered further unforeseen conditions that resulted in more delays and additional costs, which exceeded the April 4, 2017 City Council approved budget adjustment.

The additional changes were as follows:

1. Encountered unmarked street light conduit and removal and restoration of additional unstable pavement sections in various areas as directed by the City Engineer to provide long-term pavement stability and diminish early reflective surface cracking (\$41,143.56) (CCO No. 6).
2. Adjustment of original Contract quantities to reflect actual quantities based on field measurement. One of the major cost items that increased above the original Contract quantities was the asphalt tonnage at various locations. This was mainly due to variations in the existing thickness of the asphalt in some locations, which needed to be adjusted in the field to address proper pavement tie-in at curbs with a focus on increasing the stability and integrity of the pavement at these locations (\$99,965.85) (CCO No. 8).

The Contractor completed the Project (including punch list items) on June 6, 2017. Subsequent to the completion of the work, the Contractor presented a claim of approximately \$150,000 for Extended Field Office (i.e. yard rental, field office, staff salaries, etc.) and Home Office overhead. Staff negotiated this claim with the Contractor, which resulted in a mutually agreed amount of \$49,467.54 for the extended overhead costs (CCO No. 7). Therefore, the total amount of these final CCO's (No. 6 – 8) is \$190,576.95, which exceeds the remaining contingency budget by \$137,436.48. The following is summary of all CCO's (No.1-8) with Contingency amounts:

CCO #	Description	Status	Amount (\$)
1	Realigned new water line at Fig Street due existing water line conflict; numerous utility conflicts at various locations; Additional water valves and fittings at Chevy Chase, Valverde and Glenbrook Clubhouse parking lot (Phase 1).	Approved	77,170.33
2	Modifications to Water connection and various utility conflicts. Additional water valves and fittings at Chevy Chase, Valverde and Glenbrook Clubhouse parking lot (Phase 2).	Approved	68,264.32
3	Complete additional water connections at Chevy Chase, Valverde and Glenbrook Clubhouse parking lot (Final Phase). Numerous utility conflicts at various locations.	Approved	122,468.89
4	Realigned new water line due to fiber optic cable conflict and numerous utility conflicts at various locations.	Approved	99,457.34
5	Unexpected deeper high pressure main line to be abandoned at Birch and Redbay. Numerous utility conflicts with house water services.	Approved	104,498.65
6	Encountered unmarked street light conduit; remove and replaced 1.5 inches of pavement at various locations.	Pending Approval	41,143.56
7	Extended Overhead Costs due to project delays	Pending Approval	49,467.54
8	Final Quantities - Adjustment of original Contract to reflect actual quantities based on field measurement.	Pending Approval	99,965.85

1-8	Total CCO Costs (28% of Contract)		662,436.48
	Approved April 4, 2017 Contingency (22%)		525,000
	Contingency Amount Increase		137,436.48

The sum total of the final CCO's (1-8) for this Project amounts to 28% of the original Contract amount as shown in the table. Therefore, staff is requesting the City Council consider increasing the Project Construction Contingency amount from \$525,000 (22%) to \$662,436.48 (28%) to cover the CCO's. Furthermore, staff is requesting the City Council consider appropriating additional funds to the Project budget through a Resolution in order for staff to process the final payment of the Contract with the Contractor (see Fiscal Impact Section of this Report for budget details).

As stated previously herein and as discussed within the April 4, 2017 City Council staff report, the majority of the CCO's for this Project involved unforeseen utility conflicts, which delayed the Contractor from installing the water line improvements. The plans and specifications did provide existing utility information that was provided during the design phase from the individual utility companies. However, additional utility exploration and pot-holing was not completed during the design phase to further identify potential conflicts between the new water line and existing underground utilities, which could have minimized the delay and costs. Therefore, to minimize this potential utility conflict issue in the future, the Public Works Department will require that all utility information obtained from each utility company be supplemented with field exploration and pot-hole work to identify and resolve any utility conflicts as part of the design phase of a project prior to bid.

Furthermore, as part of this Project, there was an increase to the AC pavement item which was necessary to provide a proper stable and optimum surface to sustain a prolonged life of the local roadways within this subdivision. This extra AC pavement work was within the control of the City staff with design and construction management/inspection consultants. Therefore, to assure the design provides a complete assessment and appropriate AC pavement design in the future, staff will utilize additional pavement exploration work in coordination with the Pavement Management Plan, such as AC coring and dig outs, during the design phase. There will be an increased cost within the design phase for both the utility and AC pavement exploration efforts, however, this proactive design approach will minimize the potential utility conflicts and AC pavement overage during construction, hence, reducing the CCO's and contingency budget.

SUMMARY/FISCAL IMPACT

The total approved April 4, 2017 budget for the Project was \$3,214,000 with funding coming from a combination of Measure M (\$663,000), Sewer (\$30,000), Urban Runoff (\$7,000), and Water (\$2,514,000) funds. The final CCO's for this Project exceed the approved contingency of \$525,000 (22%) by \$137,436.48 bringing the total construction contingency to \$662,436.48 (28%). However, staff was able to keep the construction engineering and administration costs to \$264,371, which is less than the April 4, 2017 approved budget of \$291,942. Therefore, staff is requesting the City Council consider an additional \$125,000 to the Project budget with \$63,750 from the Water Fund (Fund 420) and \$61,250 from Measure M (Fund 260). This will complete the funding for the Project and allow staff to process the Final Payment for the Construction Contract inclusive of the final CCO's. Additionally, a Resolution appropriating the added funds from Fund 420 and Fund 260 to the Project is attached for City Council consideration and approval. There is no General Fund impact from this action. The following table provides a breakdown of the construction and construction engineering budget with the requested additional funds:

Original Contract Amount	\$2,397,058
Change Order Nos. 1-8	\$662,436.48
Final Construction Contract Amount	\$3,059,494.48
Asphalt Repair by City's Maintenance Contractor	\$15,134
Construction Engineering (i.e. inspections, administration, CIP Management)	\$264,371
TOTAL CONSTRUCTION COST (Rounded)	\$3,339,000
April 4, 2017 Approved Budget	\$3,214,000
Shortfall	(\$125,000)

The Project installed approximately 12,700 linear feet of water line and resurfaced/rehabilitated the street pavement in the Glenbrook Track neighborhood. This Project also encountered unforeseen conditions including numerous utility conflicts and other unanticipated work as well as extra needed water connections, additional asphalt and extended office overhead that resulted in additional costs, which exceeded the Project budget.

The Contractor has completed the Project and fulfilled its obligations to the City per the subject Contract. Therefore, staff is recommending the following consideration from the City Council:

- Appropriate additional funds of \$125,000 to the Project budget (see attached Resolution).
- Increase the construction contingency from \$525,000 (22%) to \$662,436.48 (28%).
- Accept the Project as complete and authorize the City Clerk to record a Notice of Completion (see attached NOC).
- Authorize the City Clerk to release the Payment and Performance Bonds upon notification from the Public Works Department.

RESPECTFULLY SUBMITTED

William Gallardo, City Manager

Prepared by: Steve Kooyman, P.E., City Engineer

Concurrence: Tony Olmos, P.E., Public Works Director

Attachments

Resolution

Notice of Completion

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BREA TO AMEND THE FISCAL YEAR 2016-17 OF THE CAPITAL IMPROVEMENT PROGRAM BUDGET AND APPROPRIATE ADDITIONAL FUNDS FROM THE WATER UTILITY FUND (420) AND MEASUREM FUND (260) TO THE CAPITAL IMPROVEMENT PROGRAM FUND (510) FOR PROJECT 7452, GLENBROOK TRACT WATERLINE IMPROVEMENTS

A. RECITALS:

(i) The City Council has determined that it is in the best interest of the City of Brea to appropriate funds from the Water Utility Fund (420) and Measure M Fund (260), to the Capital Improvement Program Fund (510), for Project 7452, Glenbrook Tract Waterline Improvements, for the fiscal year 2016-17.

(ii) The Capital Improvement Program Budget, Resolution No. 2016-049, and subsequent amendments, did not appropriate funds for this unanticipated adjustment.

B. RESOLUTION:

NOW, THEREFORE, be it found, determined and resolved by the City Council of the City of Brea that Capital Improvement Program Budget, Resolution No. 2016-049, as heretofore amended, be further amended to:

1. Increase funding from the Water Utility Fund (420) to Capital Improvement Program Fund (510) for Project 7452, Glenbrook Track Waterline Improvements, by \$63,750; and

2. Increase funding from the Measure M Fund (260) to Capital Improvement Program Fund (510) for Project 7452, Glenbrook Track Waterline Improvements, by \$61,250; and

3. Appropriate an additional \$125,000 to the Capital Improvement Program Fund (510) for Project 7452, Glenbrook Track Waterline Improvements.

APPROVED AND ADOPTED this 17th day of October, 2017.

Mayor

ATTEST: _____
City Clerk

I, Lillian Harris-Neal, City Clerk of the City of Brea, do hereby certify that the foregoing Resolution was adopted at a regular meeting of the City Council of the City of Brea, held on the 17th day of October, 2017, by the following vote:

AYES: COUNCIL MEMBERS:

NOES: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ABSTAINED: COUNCIL MEMBERS:

Dated: _____

City Clerk

RECORDING REQUESTED BY

AND WHEN RECORDED MAIL TO

Name **City of Brea**
Street
Address **1 Civic Center Circle**
City &
State **Brea, CA 92821**
Zip

Free recording requested per Government Code Section 27383.

SPACE ABOVE THIS LINE FOR RECORDER'S USE

Lillian Harris-Neal, City Clerk, City of Brea

Notice of Completion**NOTICE IS HEREBY GIVEN THAT:**

1. The undersigned is the owner of the interest or estate stated below in the property hereinafter described.
2. The full name of the undersigned is **City of Brea** (NAME)
3. The full address of the undersigned is **1 Civic Center Circle**
Brea, CA 92821

(NUMBER AND STREET, CITY, STATE, ZIP)

4. The nature of the title or the undersigned is **Owner-In-Fee**
5. The full names and full addresses of all persons, if any, who hold title with the undersigned as joint tenants or as tenants in common are:

Names

Addresses

6. The names of the predecessors in interest of the undersigned, if the property was transferred subsequent to the commence of the work of improvement herein referred to are (OR IF NO TRANSFER WAS MADE, INSERT THE WORD "none"):

Names

Addresses

7. A work of improvement on the property hereinafter described was completed on **June 6, 2017** (DATE).
8. The name of the original contractor, if any, for the work of improvement was **O'Duffy Bros, Inc.**
(NAME OF CONTRACTOR, OR IF NO CONTRACTOR FOR THE WORK OF IMPROVEMENT AS A WHOLE, INSERT THE WORD "none"). [IF NOTICE COVERS COMPLETION OF CONTRACT FOR ONLY PART OF THE WORK OF IMPROVEMENT, ADD: The kind of work done or material furnished was _____]

The property on which the work of improvement was completed is in the City of **Brea**, County of **Orange**, State of California, and is described as follows: **Glenbrook Tract Waterline Improvement and Residential Street Rehabilitation Project.**

10. The street address of the said property is **none**
(NUMBER AND STREET, OR, IF THERE IS NO OFFICIAL STREET ADDRESS, INSERT THE WORD "none".)

Dated: **August 29, 2017**
Steve Kooyman P.E., City Engineer, City of Brea(SIGNATURE)
(TYPED NAME)**VERIFICATION**

I, the undersigned, say:

I am the person who signed the foregoing notice. I have read the above notice and know its contents, and the facts stated therein are true of my own knowledge.

I declare under penalty of perjury that the foregoing is true and correct.

Executed at **Brea**, California, this **29th** day of **August**, **2017**.
Steve Kooyman P.E., City Engineer, City of Brea

(SIGNATURE)

City of Brea

FINANCE COMMITTEE COMMUNICATION

TO: Finance Committee Members
FROM: Bill Gallardo
DATE: 10/10/2017
SUBJECT: Dragon Dictation Purchase

RECOMMENDATION

Authorize the purchase from Dragon Professional Group in the amount of \$38,115.00 for Law Enforcement specific voice recognition software for the Police Department.

BACKGROUND/DISCUSSION

The Police Department currently has a contract with a transcription company that provides dictation and transcription services. This service allows officers to dictate police reports rather than type them. Currently, Officers dictate into a recorded system. A typist receives this recording and transcribes the recorded report. This report is then sent to our Records division. Records cuts and pastes the dictated report into the RMS system and submits it for approval. The workflow is problematic for the Police Department because: 1) Officers have no way to review the completed report prior to it being submitted for approval, 2) reports often contain inaudible or grammatical errors that cause the report to be rejected for corrections, and 3) the content of the report isn't always an accurate depiction of the incident. These factors combined can cause significant delays in getting the reports through the approval process. This is problematic when preparing reports for court; especially on in-custody arrests.

The Dragon Professional Group for Law Enforcement is a talk to text dictation system that allows Officers to dictate their reports and see their work as they are dictating it. Using Dragon's software and a USB microphone, Officers can dictate their report, make edits and submit their reports. This process cuts out the middle man and facilitates fewer errors and increases efficiency. Moreover, the Dragon Professional Group for Law Enforcement product is designed specifically for Law Enforcement, has a unique vocabulary, and has uses beyond mere dictation of police reports. Police Department employees may use the product for any Staff Report, Investigations, or any work that requires writing. Last, the product also includes other hands free features such as: edit documents, insert macros, send emails as well as interface with our Mobile Data Computers for hands free running of vehicle license plates, names, etc.

SUMMARY/FISCAL IMPACT

The Police Department budgets \$25,000.00 annually for dictation and transcription services. Over the past two years, the Police Department has averaged spending \$14,500.00 on dictation and \$6,700.00 on transcription. Excluding the cost of the initial software and hardware equipment, the on-going annual maintenance costs of approximately \$5,000.00 are significantly less expensive than what is currently budgeted for dictation. (The first year of maintenance is included in the software purchase price.) The Police Department anticipates realizing a cost savings starting in year 3.

The adopted Fiscal Year 2017-18 budget included funds specific for the purchase of the software and hardware, to include microphones. Through competitive price bidding, the cost for the software will be lower than initially estimated. As well, the initial estimated cost of microphones was \$18,000.00. However, the Police Department has identified, tested and selected a higher quality and less expensive product that will only cost \$8,000.00.

RESPECTFULLY SUBMITTED

William Gallardo, City Manager

Prepared by: Adam Hawley, Lieutenant

Concurrence: Jack Conklin, Police Chief

Attachments

Agreement

OPERATIONAL AGREEMENT

This Operational Agreement stands as evidence that the NORTH ORANGE COUNTY PUBLIC SAFETY TASK FORCE (herein, the Task Force) consisting of the cities of Anaheim, Brea, Buena Park, Cypress, Fullerton, La Habra, La Palma, Placentia, Stanton and Yorba Linda intend to work together toward the mutual goal of providing maximum available assistance to support its regional communities using local collaborative effort to reduce violence through prevention, intervention and suppression activities through the use of evidence-based services.

The Task Force believes that the formation of the North Orange County Public Safety Coordinating and Advisory Council (herein, the Council) and the implementation of the North Orange County Public Safety Services (herein, the Services) (together, the "Project"), as described within this application, will further this goal. Each city agency agrees to participate in the Project as outlined below.

North Orange County Public Safety Coordinating and Advisory Council

The cities of Anaheim, Brea, Buena Park, Cypress, Fullerton, La Habra, La Palma, Placentia, Stanton and Yorba Linda will closely coordinate regional services and activities through the formation of the Council. The Council members are representatives from the cities of Anaheim, Brea, Buena Park, Cypress, Fullerton, La Habra, La Palma, Placentia, Stanton and Yorba Linda. The Chair of the Council is the Chief of Police from Buena Park, Chief Corey Sianez, who will facilitate the Council's efforts. The Council will ensure that the Project is responsive to community needs, prioritize the use of funds, secure key agencies to support the efforts and identify ways to obtain sustainability.

The Council's support of the efforts is to ensure that Services are readily available for resource provision through the evidence-based prevention support services such as OST (out of school time) character and leadership development, education and career development, health and life skills, the arts, and sports, fitness and recreation through intervention support services such as homeless street outreach and intervention efforts through appropriate linkages to continuum of care, reentry supportive resources and case management services.

Quarterly Council meetings will review fiscal and project reports. To serve the community as a safety net, regional efforts and its coordination to provide the community direct resources through the Services will also be monitored and modified as necessary.

North Orange County Public Safety Programmatic Responsibilities and Fiscal Administrator

The North Orange County Public Safety Services Programmatic and Fiscal Administrator is Soo Elisabeth Kang (herein, the Administrator) who will directly report to the Council as to coordinating the administrative framework and wraparound effort to meet its goals and objectives of the Services in the region.

Management structure and decision making processes and how it will support the objectives and goals: Under the leadership of the Coordinating and Advisory Council, the Administrator evaluates emerging trends, early, middle and late evaluation and outcomes of rendered services, sets given policy direction, monitors the progress of the community-based organization (CBO) partners, facilitates interagency/collaboration and troubleshooting while implementing the Council's direction.

The Administrator shall file reports to the Board of State and Community Corrections fiscally and programmatically as required by the Board of State and Community Corrections. Fiscal responsibilities include 1) Preparation which includes all Project-related receipts for each reimbursable item with sufficient supporting documentation with labels on all documents for expenses eligible for reimbursement; 2) Invoice Line Item Clarification which includes line items from the budget match worksheets, invoices, itemized receipts to substantiate charges for each line item; and 3) Assembly and submission of supporting documentation packet signed by the Council's authorized designated officer on the required face page.

Programmatic responsibilities include 1) compiling and submitting Progress Reports due in the timeline requested to capture the implementation measures of the Services for the timeframe of the report; 2) Local Evaluation Plan to collect and evaluate data to measure performance and outcomes of the Services' activities with any preliminary findings or evidence of Project impact; 3) Final Outcome Evaluation Report to provide final findings of the measured performance and outcomes of the Services' activities.

The Administrator's responsibilities also include monthly intervention meetings with the community and faith based organizations, the school districts and stakeholders to discuss strategies, timetables, implementation of services and support to reduce violence through prevention, intervention and suppression activities.

North Orange County Public Safety Services

The regional collective impact of the North Orange County Public Safety Task Force includes funded community based partners.

Funded Services Partners: The funded Services community based organizations partners will provide the following direct resources: Out of school time (OST) violence, prevention and intervention activities and case management services; mentoring services; early violence prevention and intervention activities; homeless and reentry case management services; promotion of positive outcomes for all children and families by leveraging collaborative impact of partners and championing quality family support and strengthening practices; assessment, life skills, coping and counseling services; and programmatic evaluation and outcome reports. Law enforcement agencies within the Task Force will provide dedicated officers to meet the needs of the Services in the region working collaboratively.

Period

Effective performance period is for four years: July 1, 2017 through June 30, 2021.

Financial Arrangements

Board of State and Community Corrections under the Corrections Planning and Grant Programs shall award the funds to the North Orange County Public Safety Task Force for a total of \$20,000,000 over a four- year performance period. Funds are available for encumbrance or expenditure until June 30, 2021. The Task Force agrees that the City of Stanton shall serve as the designated fiscal agent (herein, the Fiscal Agent) on behalf of the Task Force with authority to present claims to Board of State and Community Corrections on behalf of each of the funded cities and its community based organizations for services delivered by each. Disbursement of payment as appropriate will be made by the Fiscal Agent. The Fiscal Agent shall be responsible for facilitating partners meetings, collecting documentation for invoices and outcome measurements from each partner and maintaining complete and accurate records of all financial and outcome measurement data.

Miscellaneous

Each party agrees to mutually defend, indemnify, and hold harmless the other parties, their officials, officers, directors, agents, employees, and volunteers, from all claims, suits, actions, arbitration proceedings, administrative proceedings, regulatory proceedings, losses, expenses, or costs of any kind, whether actual, alleged, or threatened, actual attorney's fees incurred by each party, court costs, interest, defense costs, including expert witness fees and any other costs or expenses of any kind whatsoever, including, but not limited to, liability for bodily injury, sickness, disease or death, property damage (including loss of use) or violation of law, caused by or arising out of, or relating to any negligent act, error or omission, or willful misconduct of that party, its officials, officers, directors, agents, employees, and volunteers acting pursuant to its control and performing under this Operational Agreement. To the extent that more than one party is determined to have been negligent or at fault, the parties agree that each party shall bear its own portion or percentage of liability and to indemnify and hold harmless the other parties for that share.

This Operational Agreement may be executed and delivered in any number of counter parts, each of which, when executed and delivered shall be deemed an original and all of which together shall constitute the same agreement. Facsimile or electronic signatures will be permitted.

The laws of the State of California and applicable local and federal laws, regulations, and guidelines shall govern this Operational Agreement.

Should litigation arise out of this Operational Agreement or the performance thereof, each party shall be responsible for its own costs and expenses, including attorney's fees.

Any party may withdrawal from this Operational Agreement without cause upon thirty (30) days' written notice to the other parties. Upon the effective date of the withdrawal, the withdrawing party shall have no right or claim to any additional sums from the Board of State and Community Corrections under the Corrections Planning and Grant Programs, as contemplated by this Operational Agreement.

Authorized Representatives for the North Orange County Public Safety Task Force

We, the undersigned, as authorized representatives of the cities of Anaheim, Brea, Buena Park, Cypress, Fullerton, La Habra, La Palma, Placentia, Stanton and Yorba Linda, do hereby approve this document.

07/01/2017

_____, Title
City of Anaheim

07/01/2017

_____, Title
City of Buena Park

07/01/2017

_____, Title
City of Fullerton

07/01/2017

_____, Title
City of La Palma

07/01/2017

_____, Title
City of Stanton

07/01/2017

William Gallardo, City Manager
City of Brea

07/01/2017

_____, Title
City of Cypress

07/01/2017

_____, Title
City of La Habra

07/01/2017

_____, Title
City of Placentia

07/01/2017

_____, Title
City of Yorba Linda