



AGENDA STAFF REPORT

Control: 26001759

MEETING DATE: 09/29/2026

LEGAL ENTITY TAKING ACTION: Board of Supervisors and Orange County Flood Control District

BOARD OF SUPERVISORS DISTRICT(S): All Districts

SUBMITTING AGENCY/DEPARTMENT: OC Public Works

DEPARTMENT CONTACT PERSON(S): Amanda Carr, 714-955-0601
Tracy Ingebrigtsen, 714-955-0687

SUBJECT: Approve Amendments to Contracts for Mitigation Maintenance Services

CEO CONCUR	COUNTY COUNSEL REVIEW	CLERK OF THE BOARD
Concur	Approve agreement to form	DISCUSSION
		3 Votes Board Majority

Budgeted: Yes	Current Year Cost: \$537,620	Annual Cost: FY 2027-28 \$751,026 FY 2028-29 \$211,354
Staffing Impact: No		Sole Source: No
Current Fiscal Year	Funding Source: Fund 400: 70%, Fund 115: 30%	County Audit in Last 3 years: No
Revenue: N/A		

Levine Act Review

Completed? Yes

Prior Board Action: 9/12/2023 #21

RECOMMENDED ACTION(S):

1. Authorize the County Procurement Officer or Deputized designee to execute Amendment No. 3 to renew the contract and update the classification rates with Dudek, formerly Habitat Restoration Sciences, Inc., for Mitigation Maintenance Services, effective October 12, 2026, through October 11, 2028.
2. Authorize the County Procurement Officer or Deputized designee to execute Amendment No. 1 to renew the contract and update the classification rates with Habitat West, Inc. for Mitigation Maintenance Services, effective October 12, 2026, through October 11, 2028.
3. Authorize the County Procurement Officer or Deputized designee to execute Amendment No. 1 to renew the contract and update the classification rates with Helix Environmental Planning, Inc. for Mitigation Maintenance Services, effective October 12, 2026, through October 11, 2028.

4. Authorize the County Procurement Officer or Deputized designee to execute Amendment No. 1 to renew the contract with Natures Image, Inc. for Mitigation Maintenance Services, effective October 12, 2026, through October 11, 2028.
5. Authorize the County Procurement Officer or Deputized designee to execute Amendment No. 1 to renew the contract with Recon Environmental, Inc. for Mitigation Maintenance Services, effective October 12, 2026, through October 11, 2028.
6. Authorize expenditures for services provided under the aggregate contracts for provision of Mitigation Maintenance Services, in an aggregate amount not to exceed \$1,500,000, for a cumulative aggregate total amount not to exceed \$3,750,000, effective October 12, 2026, through October 11, 2028.

SUMMARY:

Approval of amendments to renew aggregate contracts for Mitigation Maintenance Services will support the maintenance of project mitigation sites and will support compliance with regulatory and resource permit special condition criteria required by federal and state agencies.

BACKGROUND INFORMATION:

Environmental regulations require compensatory mitigation for unavoidable impacts to streambed, aquatic resources and biological habitat arising from construction and maintenance of OC Public Works infrastructure projects. These projects include road development, flood control facility rehabilitation and maintenance of structures and appurtenant features. As required by regulatory permits associated with these projects, OC Environmental Resources oversees the enhancement and maintenance activities needed to manage approximately 450 acres of sensitive habitat within various Orange County Flood Control District and OC Community Resources/ OC Parks facilities.

On September 12, 2023, the Board of Supervisors (Board) approved aggregate Contracts MA-080-23011241 (Contracts) with Dudek (formerly Habitat Restoration Services, Inc.), Habitat West, Inc., Helix Environmental Construction Group, Inc., Natures Image, Inc. and Recon Environmental, Inc. (Contractors) for Mitigation Maintenance Services (Services).

Prior County Procurement Officer (CPO) actions related to the Contract are summarized in the table below.

Date	Action
10/25/2024	Executed Amendment No. 1 to update the contract with Habitat Restoration Services, Inc. to reflect the Assignment, Novation and Consent Agreement, transferring contractual rights from Habitat Restoration Services, Inc. to Dudek.
10/21/2025	Executed Amendment No. 2 to the contract with Dudek to update the corporate address.

The initial three-year term of the current aggregate Contracts for Services expires on October 11, 2026. In order to continue Services, a renewal of the aggregate Contracts is required.

Effective Dates	Requested Amount	Usage as of August 2026	Notes
10/12/2023 - 10/11/2026	\$2.25 million	\$1.63 million	Current term.
10/12/2026 - 10/11/2028	\$1.5 million	N/A	Proposed two-year renewal. Previously approved amounts do not roll over to the renewal term.

The Orange County Preference Policy is not applicable to the aggregate Contracts renewal. The Contractors' respective performances have been confirmed as satisfactory. OC Public Works has verified there are no concerns that must be addressed with respect to Contractors' ownerships/names, litigation status or conflicts with County interests.

OC Public Works is recommending Board approval to renew the aggregate Contracts with Contractors and update the classification rates with Dudek, Habitat West, Inc. and Helix Environmental Planning, Inc. for Services, effective October 12, 2026, through October 11, 2028, in an aggregate amount not to exceed \$1.5 million, for a cumulative aggregate total amount not to exceed \$3.75 million.

An analysis was completed to verify the aggregate Contracts provide County with persons specially trained, experienced, expert and competent to perform the special services in accordance with the law. The renewal of the aggregate Contracts does not expand the scope of services previously provided.

The contract with Natures Image, Inc. includes subcontractors or passes through to other providers. See Attachment F for Contract Summary Forms. Prior to the aggregate Contracts' expiration, OC Public Works plans to issue a solicitation to continue Services.

This item is being submitted to the Board within 30 days of the current aggregate Contracts' expiration due to additional assessment needed to consider operational and cost impacts when determining whether to renew the aggregate Contracts or rebid Services.

Compliance with CEQA: The proposed project was previously determined to be categorically exempt from the CEQA pursuant to Sections 15301 (Class 1) and 15304 (Class 4) of the CEQA Guidelines, on September 12, 2023, when it was originally approved because it is for the approval of a contract for Services to support maintenance of an existing 450 non-contiguous acre project mitigation site involving no expansion of existing use and alterations in the condition of land, water and/or vegetation, which do not involve removal of healthy, mature, scenic trees. The proposed project is still consistent with this determination.

FINANCIAL IMPACT:

Appropriations for the aggregate Contracts are included in the FY 2026-27 Budget, and will be included in the budgeting process for future years for the following funds:

Fund 400, OC Flood	70%
Fund 115, OC Road	30%

The proposed aggregate Contracts are contingent upon funding availability. In the event funding is reduced or terminated, the County may renegotiate the level of services or terminate the aggregate Contracts without penalty.

STAFFING IMPACT:

N/A

REVIEWING AGENCIES/DEPARTMENTS:

N/A

ATTACHMENTS:

Attachment A - Amendment No. 3 to Contract MA-080-23011241 with Dudek

Attachment B - Amendment No. 1 to Contract MA-080-23011241 with Habitat West, Inc.

Attachment C - Amendment No. 1 to Contract MA-080-23011241 with Helix Environmental Planning, Inc.

Attachment D - Amendment No. 1 to Contract MA-080-23011241 with Natures Image, Inc.

Attachment E - Amendment No. 1 to Contract MA-080-23011241 with Recon Environmental, Inc.

Attachment F - Contract Summary Form