REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

*Tuesday, July 25, 2023,*9:30 A.M.

BOARD HEARING ROOM, FIRST FLOOR
400 W. Civic Center Drive
Santa Ana, California

DONALD P. WAGNER
CHAIRMAN
Third District

ANDREW DO
VICE CHAIRMAN
First District

VICENTE SARMIENTO
SUPERVISOR
Second District

DOUG CHAFFEE
SUPERVISOR
Fourth District

KATRINA FOLEY
SUPERVISOR
Fifth District

ATTENDANCE:All Present

EXCUSED:None

PRESENT:	COUNTY EXECUTIVE OFFICER	Frank Kim
	COUNTY COUNSEL	Leon J. Page
	CLERK OF THE BOARD	Robin Stieler

INVOCATION:Vice Chairman Do, First District, gave the invocation

PLEDGE OF ALLEGIANCE:Supervisor Sarmiento, Second District, led the assembly in the Pledge of Allegiance

I.PRESENTATIONS/INTRODUCTIONS (None)

II.CONSENT CALENDAR (None)

END OF CONSENT CALENDAR

III.DISCUSSION ITEMS (None)

IV.PUBLIC HEARINGS (Item 1)

OC PUBLIC WORKS

1. Public Hearing to consider adopting resolution approving FY 2022-23 Weed Abatement Cost Report and special assessments on identified properties - All Districts

B.O. **CLOSED PUBLIC HEARING**

14253 **APPROVED AS RECOMMENDED**
RESO: 23-093

V.CLOSED SESSION (Items CS-1-SCS4)

GENERAL ADMINISTRATION

CS-1. **County Executive Office -** CONFERENCE WITH LABOR NEGOTIATOR - Pursuant to Government Code Section 54957.6:
Agency Negotiator:Colette Farnes, Chief Human Resources Officer
Employee Organizations:Association of Orange County Deputy Sheriffs (AOCDS), Orange County Employees Association (OCEA), Orange County Attorneys Association (OCAA), International Union of Operating Engineers (IUOE), Association of County Law Enforcement Managers (ACLEM), American Federation of State, County and Municipal Employees (AFSCME), Orange County Managers Association (OCMA), Teamsters, and other non-represented employees
RE:Terms and Conditions of Employment

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

County Counsel:

SCS2. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION - INITIATION OF LITIGATION - Pursuant to Government Code Section 54956.9(d)(4):
Number of Cases:One Case

B.O. **HELD, COUNTY COUNSEL READ: THE BOARD UNANIMOUSLY AUTHORIZED THE COUNTY TO INITIATE LITIGATION AGAINST CHEVRON CORPORATION AND OTHER RESPONSIBLE PARTIES THAT HAVE LIABILITY TO RECOVER COSTS ASSOCIATED WITH THE CLEAN UP OF AN OCTOBER 2022 OIL SPILL IN THE TALBERT FLOOD CONTROL CHANNEL IN HUNTINGTON BEACH.**

SCS3. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1):
Name of Case:Vivian Lopez et. al v. County of Orange, Orange County Superior Court Case No. 30-2021-01189833

B.O. **HELD, COUNTY COUNSEL READ: ON A VOTE OF 4-1, WITH CHAIRMAN WAGNER VOTING NO, AND SUPERVISORS DO, SARMIENTO, CHAFFEE, AND FOLEY VOTING YES, THE BOARD APPROVED A PROPOSED $750,000 SETTLEMENT IN THE MATTER OF VIVIAN LOPEZ V. COUNTY OF ORANGE.THE CASE INVOLVED THE DEATH OF A JAIL INMATE ALLEGEDLY FROM A LACK OF PROPER MEDICAL CARE.**

SCS4. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1):
Name of Case:Neri v. County of Orange, Orange County Superior Court Case No. 30-2018-01016033

B.O. **HELD, COUNTY COUNSEL READ: ON A VOTE OF 4-1, WITH CHAIRMAN**

WAGNER VOTING NO, AND SUPERVISORS DO, SARMIENTO, CHAFFEE, AND FOLEY VOTING YES, THE BOARD APPROVED A PROPOSED $4.5 MILLION SETTLEMENT IN THE MATTER OF NERI V. COUNTY OF ORANGE.THE CASE INVOLVED A 2011 INVESTIGATION OF CHILD ABUSE BY THE SOCIAL SERVICES AGENCY AND ITS FAILURE TO CROSS-REPORT THE ABUSE COMPLAINT TO LAW ENFORCEMENT.

VI.PUBLIC, CEO, ADJOURNMENT & BOARD COMMENTS

PUBLIC COMMENTS:

Steve Rocco - Oral re: California Motors Direct business behind his home fumigates the neighborhood by speed racing and gunning motors; filed police and fire complaints over the years because they are polluting the neighborhood; paint fumes come into his home; business plays mariachi music day and night; mosquitos in front of business

Bryan Kaye - Oral re: Discussion with Steve Kim at Project Kinship regarding solution to releasing people from jail at 3:00 a.m.; addressing racism by Supervisor Do; Pulitzer Prize–winning photograph of 'The Vulture and the Little Girl'

Eileen McDermott - Oral re: Worked in the medical field; sees disrespect for the citizens who come to speak; received an email indicating Supervisors think speakers are nuts for coming to Board meetings; constitutional right to stand behind citizens and declare there was election fraud; speaking for veterans

COUNTY EXECUTIVE OFFICER COMMENTS:

None

ADJOURNED:11:36 A.M.

BOARD COMMENTS:

Vice Chairman Do - Oral re: Article regarding new permitting process for night and farmer's markets; unpermitted street vendors are not required to meet the same requirements as permitted vendors/organizers; requested Health Care Agency provide a strategy and work with cities to ensure illegal street vendors are removed or re-examine County health rules and requirements if State law allows for certain activities to occur on street, fairs, etc.

Supervisor Sarmiento - Oral re: Worked with Health Care Agency to inform the public that wanted to conduct vending on the street; vending is permissible per State law and people need to know their rights and how they need to comply with City and County permits; need to inform and educate the public to correctly run a business

KEY

Left Margin Notes

1. = Supervisor Do	A.=Abstained
2. = Supervisor Sarmiento	X.=Excused
3. = Supervisor Wagner	N.=No
4. = Supervisor Chaffee	BO=Board Order

5. = Supervisor Foley

ORD.= Ordinance
RESO. = Resolution

Above numbers refer to Supervisorial Districts (1st number = Moved by; 2nd number = Seconded by)

Chairman, Orange County Board of Supervisors

Orange County Clerk of the Board