REGULAR MEETING OF THE BOARD OF SUPERVISORS
ORANGE COUNTY, CALIFORNIA

*Tuesday, February 11, 2025*,9:00 A.M.

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

**DOUG CHAFFEE**
CHAIR
Fourth District

**KATRINA FOLEY**
VICE CHAIR
Fifth District

**JANET NGUYEN**
SUPERVISOR
First District

**VICENTE SARMIENTO**
SUPERVISOR
Second District

**DONALD P. WAGNER**
SUPERVISOR
Third District

ATTENDANCE:All Present

EXCUSED:None

| | | |
|---|---|---|
| PRESENT: | INTERIM COUNTY EXECUTIVE OFFICER | Michelle Aguirre |
| | COUNTY COUNSEL | Leon J. Page |
| | CLERK OF THE BOARD | Robin Stieler |

INVOCATION:Supervisor Nguyen, First District, gave the invocation

PLEDGE OF ALLEGIANCE:Supervisor Wagner, Third District, led the assembly in the Pledge of Allegiance

## I.PRESENTATIONS/INTRODUCTIONS

Vice Chair Foley and Supervisor Sarmiento presented a resolution proclaiming February as "Black History Month"

## II.CONSENT CALENDAR (Items 1-17)

52134 **APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEMS 3 AND 11 WHICH WERE CONTINUED TO 2/25/25, 9:30 A.M.; AND ITEM 17 WHICH WAS PULLED FOR DISCUSSION AND SEPARATE VOTE**

## BOARD APPOINTMENTS

1. **Chair Chaffee -** Acting as the Orange County Housing Authority - Housing and Community Development Commission - Reappoint Wayne Carvalho, Fullerton, Helen Smith Gardner, Dana Point and Carla Wilkerson, Dana Point and appoint Dr. Tiffany Mitchell, Tustin, for terms ending 6/30/26

2. **Supervisor Wagner -** Orange County Workforce Development Board - Reappoint Robert Knowles, Yorba Linda and Beatrice Felix-Micalizio, Mission Viejo, for terms concurrent with 3rd District Supervisor's term of office

**HEALTH CARE AGENCY**

3. Approve amended Bylaws to Orange County Behavioral Health Advisory Board to include new Welfare and Institutions Code requirements, additional language to clarify member responsibilities, increase stipend from $20 to $30, change position categories and other administrative changes - All Districts

52134 **CONTINUED TO 2/25/25, 9:30 A.M.**

**OC COMMUNITY RESOURCES**

4. Concur with recommended housing projects using allocated funds as approved by Orange County Housing Finance Trust - All Districts

**SOCIAL SERVICES AGENCY**

5. Accept retroactive donation from East Orange Fit Body Boot Camp to Operation Santa Claus to acquire gift items ($10,440) - District 2

6. Approve contract MA-063-23010330 with The Raise Foundation for Child Abuse Prevention Council services, 7/1/25 - 6/30/28 ($606,492); renewable for an additional two-year term; and authorize County Procurement Officer or Deputized designee to execute contract - All Districts

**GENERAL ADMINISTRATION**

**Clerk of the Board:**

7. Approve proposed amendments to the Conflict of Interest Code Designated Filer Exhibits for Orange County Water District - All Districts

8. Approve proposed amendments to the Conflict of Interest Code Designated Filer Exhibits for John Wayne Airport - All Districts

9. Approve proposed amendments to the Conflict of Interest Code Designated Filer Exhibits for OC Community Resources - All Districts

10. Approve proposed amendments to the Conflict of Interest Code Designated Filer Exhibits for Registrar of Voters - All Districts

11. Approve proposed amendments to the Conflict of Interest Code Designated Filer Exhibits for Coast Community College District - District 5

52134 **CONTINUED TO 2/25/25, 9:30 A.M.**

12. Approve proposed amendments to the Conflict of Interest Code Designated Filer Exhibits for Public Cable Television Authority - All Districts

13. Approve proposed amendments to the Conflict of Interest Code Designated Filer Exhibits for Moulton Niguel Water District - Districts 3 and 5

14. Approve proposed amendments to the Conflict of Interest Code Designated Filer Exhibits for Santa Margarita Water District - Districts 3 and 5

15. Approve proposed amendments to the Conflict of Interest Code Designated Filer Exhibits for CalOptima - All Districts

16. Approve proposed amendments to the Conflict of Interest Code Designated Filer Exhibits for Sheriff-Coroner - All Districts

17. Approve 2025 Chair appointments of Board Members to various Boards, Commissions and Committees; adopt resolution appointing Supervisor Janet Nguyen to Orange County Fire Authority; approve appointments of Standby Officers for the Board of Supervisors and County Executive Officer pursuant to County's Continuity of Government Plan and Resolution 24-062; adopt Fair Political Practices Commission Form 806 - Agency Report of Public Official Appointments - All Districts (Continued from 1/28/25, Item S32C)

5 **MOTION TO AMEND THE 2025 CHAIR APPOINTMENTS FOR THE ORANGE COUNTY FIRE AUTHORITY TO SUPERVISOR WAGNER AND VICE CHAIR FOLEY DIED FOR LACK OF SECOND**

25134
N N **CONTINUED THE 2025 CHAIR APPOINTMENTS FOR THE ORANGE COUNTY FIRE AUTHORITY TO 2/25/25, 9:30 A.M.**

31254 **APPROVED THE 2025 CHAIR APPOINTMENTS AS RECOMMENDED WITH THE EXCEPTION OF THE APPOINTMENTS TO THE ORANGE COUNTY FIRE AUTHORITY WHICH WAS CONTINUED TO 2/25/25, 9:30 A.M. IN A SEPARATE MOTION**

END OF CONSENT CALENDAR

## III.DISCUSSION ITEMS (Items 18-S31L)

## HEALTH CARE AGENCY

18. Approve continuation of local health emergency by County's Health Officer issued on 9/20/24 for Trabuco Canyon Airport Fire and affected areas to facilitate debris and ash removal as well as mitigation efforts to protect water wells; and set review to determine need for continuing local health emergency for 3/11/25, 9:30 a.m., and every 30 days thereafter until terminated - All Districts (Continued from 9/24/24, Item S37H; 10/8/24, Item 8; 11/5/24, Item 10; 12/3/24, Item 19; 12/17/24, Item 21; 1/14/25, Item 22)

54123 **APPROVED AS RECOMMENDED**

19. Approve amendment 4 to contract MA-042-23010288 with Quality Corporate Relocations, Inc., dba Penn Corporate Relocation Services for moving and relocation services ($250,000) and renew contract, 9/13/25 - 8/30/27 ($600,000; cumulative total $1,450,000); and authorize County Procurement Officer or Deputized designee to execute amendment - All Districts

53124 **APPROVED AS RECOMMENDED**

20. Approve amendment 12 to renew contract MA-042-23010693 with Project Kinship for Re-Entry Success Center services, 7/1/25 - 6/30/26 ($7,988,233; cumulative total $26,342,588); renewable for one additional year; and authorize County Procurement Officer or Deputized designee to execute amendment - Districts 1 and 2 (Continued from 1/28/25, Item 15)

42135 **APPROVED AS RECOMMENDED**

## OC PUBLIC WORKS

**Acting as the Board of Supervisors and Orange County Flood Control District:**

21. Approve sponsor agreement, addendum, and project evaluation form MA-080-25010891 with California Conservation Corps, 2/12/25 - 2/11/31 ($1,756,232); authorize Director or designee to execute agreement, addendum, and project evaluation form; and make California Environmental Quality Act (CEQA) exemption findings under CEQA Guidelines Section 15301 - All Districts

25134 **APPROVED AS RECOMMENDED**

22. Approve amendment 1 to aggregate contract MA-080-22010269 with Hunter Consulting Inc dba HCI Environmental & Engineering Service, Ocean Blue Environmental Services, Inc., and Patriot Environmental Services, Inc. for on-call environmental clean-up services, 3/27/25 - 3/26/27 (aggregate total $1,000,000; cumulative aggregate total $1,600,000); authorize County Procurement Officer or Deputized designee to execute amendments; and make California Environmental Quality Act (CEQA) exemption findings under CEQA Guidelines Section 15330 - All Districts

53124 **APPROVED AS RECOMMENDED**

## GENERAL ADMINISTRATION

**County Counsel:**

23. Approve continuation of Local Emergency for the Airport Fire; and order review to determine need for continuing local emergency for 4/8/25, 9:30 a.m. and every 60 days thereafter until terminated - All Districts (Continued from 9/10/24, Item S22I; 11/5/24, Item 17; 12/17/24, Item 27)

35124 **APPROVED AS RECOMMENDED**

24. Acting as the Board of Supervisors and Orange County Flood Control District - Approve amendments to legal services agreement attachments for compensation, invoicing and payment with Murphy & Evertz LLP and Burke Williams & Sorenson, LLP for Prado Dam Property Acquisitions Project; and with BDG Law Group for Brookhurst Street Widening and OC Bike Loop Segments D and O, P, Q Projects; effective 3/1/25; and authorize County Counsel or designee to execute amendments - All Districts

35124 **APPROVED AS RECOMMENDED**

**County Executive Office:**

25. Approve recommended positions on introduced or amended legislation and/or consider other legislative subject matters - All Districts
52134 **APPROVED AS RECOMMENDED**

26. Approve amendment 4 to contract with International City Management Association Retirement Corporation dba MissionSquare Retirement for administration of health reimbursement arrangement program, 4/1/25 - 6/30/25; and authorize Chief Human Resources Officer or designee to execute amendment and perform necessary functions as Plan Administrator - All Districts
52134 **APPROVED AS RECOMMENDED**

27. Approve grant applications/awards submitted by Health Care Agency, OC Community Resources and Sheriff-Coroner and ratify grant application/award submitted by Sheriff-Coroner in 2/11/25 grant report and other actions as recommended; adopt resolution authorizing Sheriff-Coroner to designee to execute, submit application and grant assurances to California Office of Emergency Services for FY 2024 Emergency Management Performance Grant ($669,946) - All Districts
53124 **APPROVED AS RECOMMENDED**
*RESO: 25-014*

28. Approve amendment 4 to contract with Alight Solutions LLC for benefits administration services, 4/1/25 - 6/30/27 ($7,967,225); and authorize Chief Human Resources Officer or designee to execute amendment - All Districts
53124 **APPROVED AS RECOMMENDED**

29. Approve amendment 4 to renew contract MA-017-24010639 with Volunteers of America of Los Angeles for housing and disability advocacy program services for families, 7/1/25 - 6/30/26 ($550,000; cumulative total $3,123,306); and authorize County Procurement Officer or Deputized designee to exercise cost contingency increase not to exceed 10% under certain conditions and execute amendment - All Districts
25134 **APPROVED AS RECOMMENDED**

30. Approve Regional Cooperative Agreements with various providers of written translation, interpretation, video translation - captioning and subtitling services and video translation - voice over services, five-year term; and authorize County Procurement Officer or Deputized designee to execute agreements - All Districts (Continued from 1/28/25, Item 31)
25134 **APPROVED AS RECOMMENDED**

31. Approve contract MA-017-25010308 with Project Kinship for Corrections Cohort Care Coordination services, 2/11/25 - 10/31/26 ($800,000); renewable for one additional one-year term; and authorize County Procurement Officer or Deputized designee to exercise cost contingency increase not to exceed 10% under certain conditions and execute contract - All Districts (Continued from 1/28/25, Item 26)
53124 **APPROVED AS RECOMMENDED**

S31A. Acting as the Legislative Body of Community Facilities District No. 2025-1 (Rienda 3) - Consider second reading and adoption of "Ordinance of the Board of Supervisors of Orange County, California Acting in its Capacity as the Legislative Body of Community Facilities District No. 2025-1 of the County of Orange (Rienda 3) Authorizing the Levy of Special Taxes within Improvement Area No. 1 and in Territory Annexed to the District in the Future" - District 5 (Continued from 1/28/25, Item 25)

54123 **APPROVED AS RECOMMENDED**
*ORD: 25-003*

**Chair Chaffee:**

S31B. Approve allocation of $100,000 from Fourth District discretionary funds to City of Fullerton for Independence Park revitalization project; make related findings under Government Code Section 26227: authorize County Executive Officer or designee to negotiate and enter into agreement as necessary; and authorize Auditor-Controller or designee to make related payments

45123 **APPROVED AS RECOMMENDED**

S31C. Approve allocation of $95,000 from Fourth District discretionary funds to Orange County's United Way for Youth Career Connections Summer Career and Life Prep academy; make related findings under Government Code Section 26227; authorize County Executive Officer or designee to negotiate and enter into agreement as necessary; and authorize Auditor-Controller or designee to make related payments

42135 **APPROVED AS RECOMMENDED**

S31D. Approve allocation of $25,000 from Fourth District discretionary funds to City of Fullerton for Motel Voucher Winter Program; make related findings under Government Code Section 26227; authorize County Executive Officer or designee to negotiate and enter into agreement as necessary; and authorize Auditor-Controller or designee to make related payments

42135 **APPROVED AS RECOMMENDED**

S31E. **Vice Chair Foley -** Consider first reading of "An Ordinance of the County of Orange, California Adding Division 19 to Title 3 of the Codified Ordinances of the County of Orange Regarding the Orange County Health Authority"; set second reading and adoption for 2/25/25; direct County Health Officer to prepare a report and make recommendations on Nitrous Oxide abuse, use and sale throughout the County; and direct County Counsel to take legal action as necessary on related matters

53124 **APPROVED AS RECOMMENDED**

S31F. **Supervisor Sarmiento -** Adopt resolution proclaiming March 2025 as "Developmental Disabilities Awareness Month"

25134 **APPROVED AS RECOMMENDED**
*RESO: 25-015*

**Supervisor Nguyen:**

S31G. Orange County Airport Commission - Appoint Kevin Elliot, Huntington Beach, for term concurrent with 1st District Supervisor's term of office

14235 **APPROVED AS RECOMMENDED**
X N

S31H. Assessment Appeals Board No. 4 - Appoint Pieter Van Der Mark, Huntington Beach, to complete term ending 9/6/26
14235 **APPROVED AS RECOMMENDED**
X

S31I. Orange County Parks Commission - Appoint Hon. Ted Bui, Fountain Valley, for term concurrent with 1st District Supervisor's term of office
14235 **APPROVED AS RECOMMENDED**
X

S31J. Orange County Waste Management Commission - Appoint Hon. Gracey Van Der Mark, Huntington Beach, for term concurrent with 1st District Supervisor's term of office
14235 **APPROVED AS RECOMMENDED**
X

S31K. **County Counsel -** Consider first reading of "An Ordinance of the County of Orange, California Amending Section 1-2-320, Subsection (d) of the Codified Ordinances of the County of Orange Regarding Investment Authority"; set second reading and adoption for 2/25/25, 9:30 a.m.; and direct staff to submit Orange County Investment Policy review annually - All Districts
32154 **APPROVED AS RECOMMENDED**

S31L. **Internal Audit -** Receive and file Risk Assessment and Review of all Orange County American Rescue Plan Act Funded Contracts and Expenditures - All Districts
53124 **APPROVED AS RECOMMENDED**

## IV.PUBLIC HEARINGS (Items 32-33)

## OC COMMUNITY RESOURCES

32. Public Hearing to consider approving Permanent Local Housing Allocation Program Round 5 Application and amendment to Permanent Local Housing Allocation Five-Year Plan; authorize Director or designee to reallocate up to 40% of Years 3 through 5 allocations to County's Mortgage Assistance Program; adopt resolution authorizing Director or designee to execute and submit application and related documents to California Department of Housing and Community Development, and authorizing receipt of grant funds ($7,632,984); and authorize Director or designee to submit additional applications toCalifornia Department of Housing and Community Development for up to full amount of Years 3 through 5 Permanent Local Housing Allocation Program funds and other related documents - All Districts
B.O. **CLOSED PUBLIC HEARING**

53124 **APPROVED AS RECOMMENDED**
*RESO: 25-016*

## GENERAL ADMINISTRATION

33. **County Counsel -** Public Hearing to consider adopting Resolutions adopting General Plan Amendment H20-01 (6th Cycle Housing Element) and General Plan Amendment S19-01 (Safety Element); and consider application of Final Negative Declaration No. IP 22-0133 and Addendum 1 and other findings - All Districts (Continued from 12/17/24, Item 33)

B.O. **CLOSED PUBLIC HEARING**

52134 **APPROVED AS RECOMMENDED**
*RESO: 25-017 - 25-018*

**V.CLOSED SESSION (Items CS-1-SCS5)**

**GENERAL ADMINISTRATION**

CS-1. **County Executive Office -** CONFERENCE WITH LABOR NEGOTIATOR - Pursuant to Government Code Section 54957.6Agency Negotiator: Colette Farnes, Chief Human Resources OfficerEmployee Organizations: Workers represented by United Domestic Workers of America (UDWA)RE: Terms and Conditions of Employment

B.O. **DELETED**

**County Counsel:**

SCS2. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1):
Name of Case: Angela Marie Dodd-Argue v. County of Orange, Orange County Superior Court Case No. 30-2023-01311778-CU- PO-WJC

B.O. **HELD, COUNTY COUNSEL READ: IN THIS PERSONAL INJURY CASE INVOLVING AN ALLEGED DANGEROUS CONDITION ON COUNTY PARK PROPERTY, THE BOARD UNANIMOUSLY REJECTED PLAINTIFF'S POST MEDIATION DEMAND.THE BOARD DELEGATED LIMITED SETTLEMENT AUTHORITY TO CEO RISK MANAGEMENT TO RESOLVE THIS DISPUTE.**

SCS3. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1):
Name of Case: County of Orange v. Southern California Edison Company, Orange County Superior Court Case No. 30-2023-01355509-CU-MT-CXC

B.O. **HELD, COUNTY COUNSEL READ: THIS INVOLVES THE COUNTY'S DAMAGES RESULTING FROM THE 2020 SILVERADO FIRE, THE COUNTY HAS ACCEPTED AN OFFER FROM DEFENDANT SOUTHERN CALIFORNIA EDISON TO SETTLE BOTH CASES (SCS3 AND SCS4) FOR $18.125 MILLION.THE SETTLEMENT REMAINS SUBJECT TO THE FINAL APPROVAL OF OTHERS.WHEN THE SETTLEMENT IS FINALIZED, COPIES OF THE AGREEMENT WILL BE MADE AVAILABLE THROUGH THE OFFICE OF COUNTY COUNSEL.**

SCS4. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1):
Name of Case: County of Orange v. Southern California Edison and T Mobile, Orange County Superior Court Case No. 30-2023-01353934-CU-MT-CXC

B.O. **HELD, COUNTY COUNSEL READ: THIS INVOLVES THE COUNTY'S DAMAGES RESULTING FROM THE 2022 COASTAL FIRE, THE COUNTY**

**HAS ACCEPTED AN OFFER FROM DEFENDANT SOUTHERN CALIFORNIA EDISON TO SETTLE BOTH CASES (SCS3 AND SCS4) FOR $18.125 MILLION.THE SETTLEMENT REMAINS SUBJECT TO THE FINAL APPROVAL OF OTHERS.WHEN THE SETTLEMENT IS FINALIZED, COPIES OF THE AGREEMENT WILL BE MADE AVAILABLE THROUGH THE OFFICE OF COUNTY COUNSEL.**

SCS5. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Government Code Section 54956.9(d)(1):
Name of Case: Susan Smith v. County of Orange, et al., United States District Court Case No. 8:23-cv-02426-DOC-KES

B.O. **HELD, COUNTY COUNSEL READ: IN THIS CASE INVOLVING A SUICIDE IN THE SHERIFF'S INTAKE & RELEASE CENTER, THE BOARD UNANIMOUSLY REJECTED PLAINTIFFS' SETTLEMENT DEMANDS AND AUTHORIZED RISK MANAGEMENT TO MAKE A LIMITED SETTLEMENT OFFER TO RESOLVE THIS DISPUTE.**

## VI.PUBLIC, CEO, ADJOURNMENT & BOARD COMMENTS

## PUBLIC COMMENTS:

Steve Rocco - Oral Re: Abraham Lincoln's birthday not designated on Board's calendar; Columbus Day replaced by Indigenous Day; Martin Luther King and George Washington's birthdays; Robert E. Lee

Gabriela Hildalgo - Oral Re: Case against Camino Nuevo (Clara Vida); assigned investigator has been reluctant to implement positive reform in the management; changes are needed so quality services paid by the County comply with Health Care Agency's contract

Name not provided - Oral Re: Resist Supervisor Wagner's attempt to get rid of County Diversity, Equity, Inclusion, and Accessibility (DEIA) initiatives

Jennifer Engle - Oral Re: County should continue Diversity, Equity, Inclusion, and Accessibility (DEIA) initiatives

Alan Achteberg - Oral Re: Level of behavioral health care responsibilities and authorities; represent Orange County in Sacramento regarding changes to Prop 1; social and cultural aspects of forensic audits

Cheryl - Oral Re: Audits, accountability and concerns with elections; Grand Jury's July report regarding election discrepancies; asked for independent forensic audit of last election

Bryan Kaye - Oral Re: Preliminary hearing last Thursday and witnesses for Supervisor Foley; Judge Craig Robinson not licensed to practice law by State Bar

Kate - Oral Re: Need elections back in the hands of the County and the people; agendize and vote on the Voters Choice Act; lack of security and privacy in elections

Mary - Oral Re: Do not renew the Voters Choice Act; election laws; requested one day voting, require identification, provide paper ballots and eliminate ballot drop boxes

Tammy - Oral Re: Thanked Board for moratorium of 90 day battery storage facility ordinance; requested support of AB303

Patty Cabada - Oral Re: Review In-Home Supportive Services (IHSS) contract; support workers who help the most vulnerable people in the community and be paid properly; be reasonable with IHSS negotiations

**COUNTY EXECUTIVE OFFICER COMMENTS:**

None

**ADJOURNED:1:11 P.M.**

None

**BOARD COMMENTS:**

Supervisor Nguyen - Oral Re: Requested City Gate contract with OC Animal Care be agendized for discussion and Board approval

Vice Chair Foley - Oral Re: Thanked speaker regarding In-Home Supportive Services (IHSS) workers salary and for sharing her experience as an IHSS worker

Chair Chaffee - Oral Re: Thanked individuals who worked the workforce event (Career Fair) at the Brea Mall on January 30, 2025 for employers and job seekers; thanked staff who participated in event held at Cal State Fullerton regarding opioids

Supervisor Sarmiento - Oral Re: Thanked speaker regarding In-Home Supportive Services (IHSS) workers salary and for sharing her experience as an IHSS worker; and thanked OCIT staff for providing assistance with Zoom at an event held on February 10

***KEY***

***Left Margin Notes***

1. = Supervisor Nguyen
2. = Supervisor Sarmiento
3. = Supervisor Wagner
4. = Supervisor Chaffee
5. = Supervisor Foley

A.=Abstained
X.=Excused
N.=No
BO=Board Order

ORD.= Ordinance
RESO. = Resolution

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

*Chair, Orange County Board of Supervisors*