

ORANGE COUNTY
CONTINUUM OF CARE BOARD MEETING
Wednesday, July 22, 2026
2:00 p.m. – 5:00 p.m.

Location:

**County Administration South (CAS) Building
County Conference Center
425 West Santa Ana Blvd. Room 104/106
Santa Ana, CA 92701-4599
[Click Here](#) for parking information.**

Virtual Meeting Option*:

**Zoom Meeting Link: [Click here for meeting link](#)
Join by phone: +1 669 444 9171
Webinar ID: 917 1260 5590**

****Listen-in option only***

AGENDA

Board Members

Judson Brown, City of Santa Ana
Dr. Kelly Bruno-Nelson, CalOptima Health
Andrew Crowe, Scholarship Prep
Dr. Shelby Feliciano-Sabala, Project Hope Alliance
Kelita Gardner, Second Baptist Church of Santa Ana
Nichole Gideon, Individual
Becks Heyhoe-Khalil, OC United Way
Marisol Johnson, Dayle McIntosh Center
Sandra Lozeau, City of Anaheim

Melanie McQueen, PATH
Dr. Tiffany Mitchell, Orangewood Foundation
[Secretary]
Nishtha Mohendra, Friendship Shelter [Vice Chair]
Robert “Santa Bob” Morse, Individual
Jason Phillips, Individual
Maricela Rios-Faust, Human Options [Chair]
Tim Shaw, Individual
Dr. Shauntina Sorrells, Individual

In compliance with the Americans with Disabilities Act, and County Language Access Policy, those requiring accommodation and/or interpreter services for this meeting should notify the Office of Care Coordination 72 hours prior to the meeting at (714) 834-5000 or email CareCoordination@ceo.oc.gov. Requests received less than 72 hours prior to the meeting will still receive every effort to reasonably fulfill within the time provided.

Supporting documentation is available for review by the public at least 72 hours prior to regular meetings and at least 24 hours prior to special meetings of the Continuum of Care (CoC) Board. Those wishing to review supporting documentation can visit the CoC Webpage [here](#) or the lobby of the County Administration North (CAN) Building, located 400 West Civic Center Drive, Santa Ana, CA 92701-4599, and request a copy of the

meeting materials from the Office of Care Coordination during normal business hours of 8:00 a.m. – 5:00 p.m. Monday through Friday (excluding holidays).

Call to Order – Maricela Rios-Faust, Chair

Board Member Roll Call – Dr. Tiffany Mitchell, Secretary

Public Comments: Members of the public may address the CoC Board on items listed within this agenda or matters not appearing on the agenda so long as the subject matter is within the jurisdiction of the CoC Board. Members of the public may address the CoC Board with public comments on agenda items in the business calendar after the agenda item presentation. Comments will be limited to three minutes. If there are more than five public speakers, this time will be reduced to two minutes. Members of the public utilizing interpreter services will be given double the amount of time to provide public comment.

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Board Member Comments: Members of the CoC Board may provide comments on matters not appearing on the agenda so long as the subject matter is within the jurisdiction of the CoC Board.

CONSENT CALENDAR

1. Approve the CoC Board Meeting Minutes from June 24, 2026.
2. Receive and file the CoC Strategic Plan monthly update.

BUSINESS CALENDAR

1. **Fiscal Year (FY) 2026 CoC Program Notice of Funding Opportunity (NOFO)** – Zulima Lundy, Director of Operations, and Felicia Boehringer, CoC Administrator, Office of Care Coordination
 - a. Litigation Updates
 - b. Local Competition Overview
 - c. Voluntary Reallocation – Accept the voluntary reallocation of eight (8) permanent supportive housing projects totaling \$16,450,558 in CoC Program Funding during the FY2026 CoC Program NOFO as detailed in the associated memo.
2. **CoC Governance Charter Revisions** – Zulima Lundy, Director of Operations; Timothy Kirkconnell, CoC Manager, Office of Care Coordination; and Nishtha Mohendra, Chair, Policies, Procedures (PPS) Committee
 - a. Approve the revised Governance Charter, primarily updating the CoC Board Composition (Section V.B.2.b), in response to the FY 2026 CoC Program NOFO, as recommended by the PPS Committee

3. **Advance Recovery and Prohibit Illicit Drug Use Policy** – Zulima Lundy, Director of Operations, Office of Care Coordination; Timothy Kirkconnell, CoC Manager, Office of Care Coordination; and Nishtha Mohendra, Chair, PPS Committee
 - a. Approve the Advance Recovery and Prohibit Illicit Drug Use Policy for the Orange County CoC to advance recovery and prohibit illicit drug use, in response to the FY 2026 CoC Program NOFO, as recommended by the PPS Committee.
4. **CoC Builds NOFO** – Zulima Lundy, Director of Operations, and Felicia Boehringer, CoC Administrator, Office of Care Coordination
 - a. Local Competition Overview
 - b. Approve the selection of Casa Colibri, as submitted by American Family Housing, as the Orange County CoC's proposed project to submit in response to the CoC Builds NOFO application to the U.S. Department of Housing and Urban Development (HUD) as recommended by the Request for Proposals Review Panel.
5. **Youth Homelessness NOFO** – Zulima Lundy, Director of Operations; Timothy Kirkconnell, CoC Manager, Office of Care Coordination; Dr. Tiffany Mitchell, Secretary; and Becks Heyhoe-Khalil, Executive Director, United to End Homelessness, Orange County United Way
 - a. Youth Homelessness Community Convening Update
 - b. Youth Homelessness Demonstration Program (YHDP) Local Competition Overview
 - c. Approve the Office of Care Coordination as the Collaborative Applicant for the Orange County CoC to submit a Planning Project application in the amount of \$250,000 for a 24-month grant term.
 - d. Approve the Office of Care Coordination as the Coordinated Entry System (CES) Lead to submit a Supportive Services Only (SSO) - Coordinated Entry Project in the amount of \$500,000 for a 24-month grant term.
 - e. Approve the Orange County United Way as the Homeless Management Information System (HMIS) Lead to submit an HMIS Project in the amount of \$500,000 for a 24-month grant term.
6. **Data Use Agreement** – Zulima Lundy, Director of Operations, and Timothy Kirkconnell, CoC Manager, Office of Care Coordination
 - a. Approve the Amendment to the Data Use Agreement authorizing the Orange County CoC to send HMIS data to the California Interagency Council on Homelessness (Cal ICH) directly, now that it has become its own business unit effective July 1, 2026.
7. **2-for-1 Match Policy Pilot Follow Up** – Maricela Rious-Faust, Chair; Nishtha Mohendra, Vice Chair; and Dr. Tiffany Mitchell, Secretary
 - a. Direct the Office of Care Coordination as the CES Lead to develop an outreach and communication plan to inform the CES Stakeholders, to be presented to the CoC Board for approval at the August 26, 2026, meeting.
8. **Homeless Housing, Assistance and Prevention (HHAP) Program** – Zulima Lundy, Director of Operations, and Douglas Becht, Director, Office of Care Coordination
 - a. HHAP Rounds 2, 3, 4 and 5 obligations and expenditures update
 - b. HHAP Round 7 update
9. **HMIS Lead Updates** – Erin DeRycke, Director, Data Analytics, 211OC, Orange County United Way
10. **CoC Update** – Timothy Kirkconnell, CoC Manager, Office of Care Coordination

Next Meeting: Wednesday, August 26, 2026, from 2:00 p.m. – 5:00 p.m.

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MINUTES

Board Members

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Dr. Kelly Bruno-Nelson, CalOptima Health
Andrew Crowe, Scholarship Prep
Dr. Shelby Feliciano-Sabala, Project Hope Alliance
Kelita Gardner, Second Baptist Church of Santa Ana
Nichole Gideon, Individual
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Call to Order – Maricela Rios-Faust, Chair

Chair Maricela Rios-Faust called the meeting to order at 2:02 p.m.

Board Member Roll Call – Dr. Tiffany Mitchell, Secretary

Present: Judson Brown, Dr. Kelly Bruno-Nelson, Dr. Shelby Feliciano-Sabala, Kelita Gardner, Nichole Gideon, Marisol Johnson, Becks Heyhoe-Khalil, Sandra Lozeau, Melanie McQueen, Dr. Tiffany Mitchell, Nishtha Mohendra, Robert “Santa Bob” Morse, Maricela Rios-Faust, Tim Shaw, Dr. Shauntina Sorrells

Absent Excused: Jason Phillips

Absent: Andrew Crowe

Dr. Shauntina Sorrells arrived during Virtual Participation. Becks Heyhoe-Khalil arrived during Board Members Comments. Marisol Johnson arrived during Business Item 1. Judson Brown left during Business Item 4 (Presented as Item 3). Dr. Shauntina Sorrells left during Business Item 2 (Presented as Item 5). Becks Heyhoe-Khalil left during Business Item 2 (Presented as Item 5). Tim Shaw left during Business Item 2 (Presented as Item 5). Dr. Kelly Bruno-Nelson left during Business Item 2 (Presented as Item 5). Nishtha Mohendra left during Business Item 8.

Request for Virtual Participation

The Brown Act allows exceptions for members of legislative bodies to participate remotely under two specified circumstances: (1) “Just Cause” or (2) “Emergency Circumstances”. At least a quorum of the Board must be participating in-person for the exception(s) to be voted on and enacted. Following the Call to Order, Chair, Maricela Rios-Faust referenced a request for CoC Board Member Kelita Gardner to join virtually due to “Just Cause”

Recommended Action: Allow Kelita Gardner to participate remotely for today’s CoC Board Meeting

Robert “Santa Bob” Morse motioned to approve the Recommended Action to allow Kelita Gardner to participate remotely. Dr. Shauntina Sorrells seconded the motion. Chair Maricela Rios-Faust issued a voice vote. No nays, no abstentions, the motion passed.

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- Chair Maricela Rios-Faust shared that Shakoya Green-Long has resigned from the CoC Board.

CONSENT CALENDAR

1. Approve the CoC Board Meeting Minutes from May 27, 2026.
2. Receive and file the CoC Strategic Plan monthly update.

Nishta Mohendra motioned to approve the Consent Calendar. Sandra Lozeau second the motion. Chair Maricela Rios-Faust issued a voice vote. No nays, no abstention, the motion passed.

BUSINESS CALENDAR

1. **Fiscal Year (FY) 2026 CoC Program Notice of Funding Opportunity (NOFO)** – Zulima Lundy, Director of Operations, and Felicia Boehringer, CoC Administrator, Office of Care Coordination

Zulima Lundy presented an overview of the FY2026 CoC Program NOFO, covering the funding opportunity, project ranking, scoring, renewal and bonus funding, reallocation and the potential Homeless Management Information System expansion project. Zulima Lundy also shared updates on application technical support, compliance requirements, ongoing NOFO planning, and resources available to CoC-funded agencies throughout the application process.

Recommended Actions b:

- 1) Approve the Office of Care Coordination as the Collaborative Applicant for the Orange County CoC to issue the CoC Renewal Project Application.
- 2) Approve the FY2026 CoC Program NOFO Scoring and Rating Criteria for Renewal Projects, including the project performance measures, thresholds and point allocations, as recommended by the CoC NOFO Ad Hoc to evaluate renewal projects.

Sandra Lozeau motioned to approved Recommended Actions b. Becks Heyhoe-Khalil seconded the motion. Chair, Maricela Rios-Faust; Vice Chair, Nishtha Mohendra; and Nichole Gideon recused themselves due to conflict of interest. Secretary, Dr. Tiffany Mitchell issued a voice vote. No nays, no abstentions, the motion passed.

Recommended Actions c:

- 1) Approve the Office of Care Coordination as the Collaborative Applicant for the Orange County CoC to create and issue a CoC Bonus and Reallocation Request for Proposals to solicit new Transitional Housing and Supportive Services Only projects, as recommended by the CoC NOFO Ad Hoc.
- 2) Establish a non-conflicted review panel to evaluate proposals received in response to the issued Request for Proposals.
- 3) Approve FY2026 CoC Bonus and Reallocation Scoring and Rating Criteria to evaluate proposals as submitted in response to the Request for Proposals.

- 4) Recommend the Homeless Management Information System (HMIS) Lead to apply for an expansion project outside of the RFP process and to be funded by CoC Bonus or Reallocation funding in an amount not to exceed \$1,000,000.

Tim Shaw motioned to approve the Recommended Actions c. Sandra Lozeau seconded the motion. Chair Maricela Rios-Faust issued a voice vote. No Nays, Becks Heyhoe-Khalil abstained, the motion passed.

Recommended Actions d:

- 1) Approve the Office of Care Coordination as the Collaborative Applicant for the Orange County CoC to create and issue a DV Bonus Request for Proposals to solicit new Transitional Housing projects, as recommended by the CoC NOFO Ad Hoc.
- 2) Establish a non-conflicted review panel to evaluate proposals received in response to the issued Request for Proposals.
- 3) Approve the FY2026 DV Bonus Scoring and Rating Criteria to evaluate proposals as submitted in response to the Request for Proposals.

Sandra Lozeau motioned to approve the Recommended Actions d. Melanie McQueen seconded the motion. Chair Maricela Rios-Faust issued a voice vote. No nays, no abstentions, the motion passed.

Public Comment:

- Aisha Khan, from Human Options, expressed support for strengthening project performance measures but noted concerns about how the proposed metrics may affect Victim Service Providers (VSPs). Further stating that the current prioritization and performance expectations may not adequately reflect the barrier faced by VSP participants, making self-sufficiency benchmarks difficult to achieve within the required timeframes. Additionally, noted that the Violence Against Women Act (VAWA) prohibits VSPs from collecting certain identifying information, creating compliance requirements that may negatively affect data quality and performance reporting. Lastly, emphasizing that VSPs are committed to adapting to revised performance measures but will require time to align with any new metrics.

Board Member Comments:

- Becks Heyhoe-Khalil asked whether Supportive Services Only (SSO) funding could support a standalone outreach or Coordinated Entry System (CES) project and requested clarification on the rationale if not. Becks Heyhoe-Khalil noted this could present a funding opportunity to establish a dedicated CES for Transitional-Aged Youth (TAY).
- Nishtha Mohendra asked why certain Coordinated Entry projects would not be eligible for consideration through the CoC NOFO Ad Hoc process. Nishtha Mohendra also requested clarification on how the proposed project scoring and ranking would translate to Orange County's CoC funding allocations.
- Dr. Tiffany Mitchell suggested that the discussion could help inform future strategies for incorporating these priorities into the Youth Homelessness Demonstration Program (YHDP) application.
- Kelita Gardner requested clarification on the Project Performance Measures presentation, asking whether the Permanent Supportive Housing (PSH) performance date on slide 24 should reference February 1, 2025.
- Judson Brown asked for clarification on the membership of the CoC NOFO Ad Hoc Committee. Judson Brown expressed concern regarding the distinction between Tier 1 and Tier 2 funding, noting the significant risk to projects ranked in Tier 2 if funding is not awarded. Judson Brown asked how the

proposed scoring criteria account for projects that lack alternative funding sources and the potential impacts on households if projects are defunded. Judson Brown further suggested incorporating greater discretion into the scoring process to consider provider contingency plans and organizational capacity to sustain services in the event of funding reductions.

- Sandra Lozeau responded that the CoC NOFO Ad Hoc Committee's primary objective was to develop scoring criteria that align with the U.S. Department of Housing and Urban Development (HUD) requirements while providing opportunities for providers to include narrative context through the Request for Proposals (RFP) process. Sandra Lozeau explained that the committee sought to minimize subjective scoring, preserve flexibility for providers serving specialized populations, and encourage project improvements without disadvantaging existing renewal projects. Sandra Lozeau noted that provider performance and continuous quality improvement remain important considerations throughout the renewal process.
- Dr. Shelby Feliciano-Sabala shared that the CoC NOFO Ad Hoc Committee carefully considered the balance between objective performance measures and narrative responses during its discussions. Dr. Shelby Feliciano-Sabala stated that the recommended criteria were designed to provide appropriate context for currently funded CoC agencies while maintaining a fair, transparent, and competitive evaluation process.

2. **Coordinated Entry System (CES) Update** – Timothy Kirkconnell, CoC Manager, Daniel Garcia, CES Administrator and Douglas Becht, Director, Office of Care Coordination

Due to time restrictions, Business Calendar Item 2 was moved to Item 5 on the agenda.

Timothy Kirkconnell presented an overview of the survey results related to the 2-for-1 Match Policy update request.

Douglas Becht provided an update on the Coordinated Entry System (CES) Lead procurement process, including the competitive RFP evaluation, selection process, and transition plan to ensure continuity of CES operations under the new contract.

Board Members Comments:

- Maricela Rios-Faust asked whether the 2-for-1 Match Policy pilot had been paused or remained active. Maricela Rios-Faust recommended aligning the pilot evaluation with the CoC Strategic Plan and referring the findings to the Policies, Procedures, and Standards (PPS) Committee to review the data, identify needed adjustments, and develop recommendations for future action. Maricela Rios-Faust concluded that the CoC Officers would work together to develop and present recommended next steps. Maricela Rios-Faust highlighted the importance of maintaining strong communication between the County of Orange and the CoC, particularly as CoC Board membership changes over time. Maricela Rios-Faust encouraged continued efforts to share historical context and provide consistent updates on CoC activities.
- Nishtha Mohendra noted that survey results indicated 14% of respondents felt the policy was not trauma-informed and emphasized the importance incorporating lived experience feedback into future policy considerations. Nishtha Mohendra acknowledged the need to act with urgency and suggested that the CoC Officers prepare recommended language and next steps to expedite consideration of resuming the pilot. Nishtha Mohendra reaffirmed Friendship Shelter's commitment to supporting a seamless transition of CES administration and expressed appreciation for the collaborative efforts among partners.

- Dr. Shelby Feliciano-Sabala requested clarification on the survey response rate and questioned whether limited awareness of the policy may have influenced participation and survey results. Dr. Shelby Feliciano-Sabala suggested additional outreach and communication before drawing conclusions and encouraged reviewing best practices from other Continuums of Care and local housing authorities.
- Sandra Lozeau shared that housing authority's staff were unaware of certain policy requirements and application processes, which created implementation challenges. Sandra Lozeau recommended extending the pilot for an additional six months to collect more data before making permanent policy decisions. Sandra Lozeau asked whether the pilot would continue during the review process or remain paused and emphasized the importance of addressing concerns related to trauma-informed implementation and policy clarity.
- Nichole Gideon stated that the pilot was shared with the Lived Experience Advisory Committee (LEAC) and shared feedback was incorporated. Nichole Gideon expressed support for extending the pilot for six months to gather additional data.
- Tim Shaw noted that the item had been presented as a discussion item rather than an action item. Tim Shaw stated that the pilot is currently paused and recommended that any future policy changes be reviewed through the PPS Committee and LEAC before returning to the CoC Board. Tim Shaw emphasized the importance of ensuring future discussions and decisions are trauma-informed and supported by stakeholder input.
- Melanie McQueen supported a time-limited review period and recommended bringing a proposed course of action to the PPS Committee for consideration before returning to the CoC Board. Melanie McQueen thanked all partners involved in the transition and expressed appreciation for the opportunity to serve in the CES Administrator role. Melanie McQueen reaffirmed PATH's commitment to transparent communication, collaboration, and ensuring a smooth transition while continuing to improve housing outcomes for individuals experiencing homelessness.
- Dr. Tiffany Mitchell emphasized the importance of improving transparency and communication regarding Coordinated Entry System (CES) processes. Dr. Tiffany Mitchell suggested providing regular updates to the CoC Board to ensure members better understand ongoing initiatives and decision-making processes.

3. **Continuum of Care Builds (CoCBuils) NOFO** – Felicia Boehringer, CoC Administrator, Office of Care Coordination

Due to time restrictions, Business Calendar Item 3 was moved to Item 2 on the agenda.

Felicia Boehringer provided an overview of the FY2026 CoCBuils NOFO, including available funding, eligible project types, and the expedited timeline for developing a local application process. Felicia Boehringer emphasized establishing a competitive selection process to support new permanent supportive housing developments aligned with HUD priorities and community housing needs.

Recommended Actions:

- b. Authorize the Orange County CoC's participation in the CoCBuils NOFO.
- c. Establish an Ad Hoc comprised of non-conflicted members to support the local competition process for the CoCBuils NOFO.
- d. Approve the issuance of a local competition process for the CoCBuils NOFO to provide Permanent Supportive Housing units in Orange County.

Robert “Santa Bob” Morse motioned to approve the Recommended Actions. Dr. Shauntina Sorrells seconded the motion. Chair Maricela Rios-Faust issued a voice vote. No nays, no abstentions, the motion passed.

4. **Youth Homelessness NOFO for FY2024 and FY2025** – Felicia Boehringer, CoC Administrator, Office of Care Coordination; Becks Heyhoe-Khalil, Executive Director, United to End Homelessness, Orange County United Way; Maricela Rios-Faust, Chair; Nishtha Mohendra, Vice Chair; and Dr. Tiffany Mitchell, Secretary

Due to time restrictions. Business Calendar Item 4 was moved to Item 3 on the agenda.

Chair Maricela Rios-Faust; Secretary, Dr. Tiffany Mitchell; CoC Board Member Becks Heyhoe-Khalil; and Felicia Boehringer discussed the FY2024/FY2025 Youth Homelessness NOFO, application planning, and governance. Outlined the collaborative application process, Youth Action Board (YAB) engagement, and eligible project types; and emphasized stakeholder coordination, youth engagement, and alignment with the Youth Homelessness Systems Improvement (YHSI) initiative.

Amended Recommended Action b: Authorize the Office of Care Coordination, as the Collaborative Applicant for the Orange County Continuum of Care (CoC), to facilitate a local application process for the Youth Homelessness Demonstration Program (YHDP) funding opportunity and prepare the Orange County CoC’s YHDP application in response to the Youth Homelessness NOFO for FY2024 and FY2025; and authorize the CoC Board to support Orange County United Way to apply for the Youth Homelessness Systems Improvements (YHSI) funding opportunity and submit a letter of endorsement.

Nishtha Mohendra motioned to approved Amended Recommended Action b. Dr. Shauntina Sorrells seconded the motion. Chair Maricela Rios-Faust issued a voice vote. No nays, no abstentions, the motion passed.

Board Member Comments:

- Dr. Shelby Feliciano-Sabala requested clarification regarding the two separate youth funding applications and emphasized the importance of aligning the efforts to ensure consistency and coordination.
- Dr. Tiffany Mitchell proposed amending the motion to include the CoC Board's support for Orange County United Way serving as the lead applicant for the Youth Homelessness Systems Improvement (YHSI) application.
- Maricela Rios-Faust clarified that the Youth Homelessness Demonstration Program (YHDP) application requires CoC Board approval, while the YHSI application may be submitted independently but would benefit from formal CoC Board endorsement. Maricela Rios-Faust noted that the Board's action was to authorize the Office of Care Coordination to prepare and submit the YHDP application. Maricela Rios-Faust amended the motion to include the CoC Board's endorsement of the YHSI application and authorization for a letter of support to be submitted on behalf of the CoC.
- Becks Heyhoe-Khalil stated that the CoC Board could provide an official endorsement for the YHSI application.

5. **Homeless Housing, Assistance and Prevention (HHAP) Program** – Zulima Lundy, Director of Operations, Office of Care Coordination

Due to time restrictions, Business Calendar Item 5 was moved to Item 6 on the agenda.

Douglas Becht provided an update on grant expenditures, reporting that all allocated funding remains on track to be fully expended by required deadlines. Douglas Becht emphasized continued collaboration with funded partners to support timely implementation and encouraged Board members to review the presentation materials for additional program and funding details.

6. Orange County United Way United to End Homelessness's HMIS Data Request – Erin DeRycke, Director, Data Analytics, 2-1-1 Orange County (211OC), Orange County United Way

Due to time restrictions, Business Calendar Item 6 was moved to Item 4 on the agenda.

Erin DeRycke introduced the agenda item, and Jeff Dronkers, Senior Manager of Evaluation at Orange County United Way, presented a proposed data request related to the Whatever It Takes (WIT) project in partnership with CalOptima Health. The request seeks to analyze participant outcomes before and after enrollment to better understand housing stability, evaluate program effectiveness, and inform improvements to the homeless services system.

Recommended Action b: Approve Orange County United Way United to End Homelessness's HMIS data request to receive two exports of client-level data related to all HMIS enrollments for clients enrolled in the Whatever It Takes (WIT) project, for the reporting period of July 1, 2022 through May 31, 2026, for the first export and the reporting period of January 1, 2026 through December 31, 2026, for the second export, to evaluate project effectiveness.

Dr. Shauntina Sorrells motioned to approve Recommended Action b. Nichole Gideon seconded the motion. Chair Maricela Rios-Faust issued a voice vote. No nays, Dr. Kelly Bruno-Nelson, Becks Heyhoe-Khalil, and Tim Shaw abstained, the motion passed.

Board Member Comments:

- Marisol Johnson noted that WIT providers utilize the program but do not consistently use HMIS, and asked how the proposed data request would support providers and their clients and emphasized the importance of proactively identifying any additional data collection needs to ensure successful implementation
- Becks Heyhoe-Khalil explained that the WIT Program was intentionally designed to minimize administrative burden for participating providers while still capturing meaningful program outcomes. Becks Heyhoe-Khalil expressed optimism that the evaluation would demonstrate the effectiveness of homelessness prevention efforts, including the use of flexible funding to help households remain stably housed or quickly resolve housing crises.
- Nishtha Mohendra requested an update on the previously approved data requests involving the University of California, Irvine (UCI) and Abt Global.
- Dr. Kelly Bruno Nelson stated that the evaluation will provide valuable data to better understand program outcomes and strengthen advocacy for increased funding, particularly as the CalAIM initiative continues to expand.
- Dr. Shauntina Sorrells noted that the evaluation findings could also help inform philanthropic investments and support future funding opportunities.

7. HMIS Lead Updates – Erin DeRycke, Director, Data Analytics, 211OC, Orange County United Way

Erin DeRycke provided updates on the 2026 Housing Inventory Count (HIC), including the new client-facing feature through Bitfocus and feedback received regarding implementation. She reviewed anticipated HMIS-related costs, including system configuration, training, policy development, pilot implementation, project management, reporting updates, HMIS data requests, and agency support considerations.

8. **Orange County Homelessness Updates** – Douglas Becht, Director and Timothy Kirkconnell, CoC Manager, Office of Care Coordination

Douglas Becht provided updates on the prevention framework, encampment resolution funding efforts, and the upcoming Same Day Solutions Fair. He emphasized the CoC's commitment to thoughtful implementation, collaboration with partners, and maintaining a clear and accessible public comment process.

Timothy Kickconnell provided updates on new HUD CoC guidance related to Permanent Supportive Housing (PSH) and Coordinated Entry System (CES) prioritization. Timothy Kickconnell highlighted key guidance considerations and encouraged CoC partners and providers to review the updates, assess potential impacts, and remain engaged in ongoing system planning and implementation efforts

Board Member Comments:

- Nichole Gideon recommended reviewing the potential impacts of the updated HUD guidance on Coordinated Entry System (CES) operations and other related system processes. Nichole Gideon suggested incorporating these considerations into discussions related to the CoC NOFO planning and implementation process.

Chair Maricela Rios-Faust adjourned the meeting at 5:01 p.m.

Next Meeting: Wednesday, July 22, 2026, from 2:00 p.m. – 5:00 p.m.

Orange County CoC Strategic Plan:

Monthly Progress Update

Strategic Plan Progress Reporting Month: June 2026

CoC Board Meeting Date: 7/22/26

CoC Strategic Plan Background: Finalized by the CoC Board in September 2025, the Orange County CoC Strategic Plan outlines the Orange County CoC's strategic aims, objectives, goals, and actions from October 1, 2025 – September 30, 2028. Implementation is currently being managed by Aubrey Sitler (ACStrategies). This monthly progress update aims to provide transparency and accountability for the current strategies of focus.

Upcoming CoC Board requests:

- **Strategy 4 (Policy Agenda)** plans to bring a drafted advocacy policy to the CoC Board in August or September.
- **Strategy 3 (Support for People with Lived Experience)** will likely hold some youth collaboration trainings for the CoC Board before YAB members are integrated into the CoC Board space. No date set yet.

Strategy	Owner(s)	Status	Progress Notes
1: Staff Training	Andrew Crowe, SantaBob	Unknown	No updates were provided on this strategy for this month.
2: Coordinated Investment Planning	Tim Kirkconnell	On track	Homebase (consultant firm leading this work) has continued conducting qualitative interviews and CoC Board members were surveyed for qualitative data analysis. Homebase made additional updates to the mock dashboard based on feedback and completed follow up for outstanding data requests.
3: Support for People with Lived Experience	Tim Kirkconnell	On track	The YAB kickoff meeting took place on 6/22, with 19 new YAB members attending. The group will continue meeting to support YHDP and YHSI application processes and will return to developing YAB-specific policies, procedures, and processes in the fall.

Strategy	Owner(s)	Status	Progress Notes
4: Policy Agenda	Becks Heyhoe-Khalil & Nichole Gideon	On track	No updates were provided on this strategy for this month.
5: Improve Data Collection & Analysis	Melanie McQueen	On track	The Strategy Owner has been synthesizing information gathered during the 5/21 Service Provider Forum (SPF) meeting on data collection methods. They plan to bring this to LEAC in September to continue understanding any potential gaps in how they collect and use information about client experiences within the system and its policies.
6: Written Standards	Shelby Feliciano-Sabala	On track	The Strategy Owner drafted Written Standards for Transitional Housing and Street Outreach. They solicited feedback from OCC (Felicia) and the Strat Plan manager (Aubrey) and are working to identify timelines and approval processes to finalize these Written Standards.
7: CES Evaluation	Shauntina Sorrells, Nishtha Mohendra	On track	No updates were provided on this strategy for this month.
8: Evaluation of Key Partners	Tim Shaw	On track	Strategy Owner and Ad Hoc completed the first draft of the Board evaluation framework for stakeholder input. The Strategy Owner set stakeholder input meetings on the Board evaluation process with OCC and 211 OC and requested to be on agendas for upcoming meetings of the LEAC, Housing Opportunities Committee and Service Provider Forum.
9: Manage & Implement Strategic Plan	Aubrey Sitler	On track	Strategy Owner continued to facilitate monthly WG meetings, monitor milestone timelines and challenges, and provide thought partnership to strategy Owners as needed.

Date: July 22, 2026

Subject: Fiscal Year (FY) 2026 Continuum of Care (CoC) Program Notice of Funding Opportunity (NOFO)

Recommended Action:

- c. Voluntary Reallocation – Accept the voluntary reallocation of eight (8) permanent supportive housing projects totaling \$16,450,558 in CoC Program Funding during the FY2026 CoC Program NOFO as detailed in associated memo.

Background

The FY2026 CoC Program NOFO reflects several changes related to the shifts associated with the U.S. Department of Housing and Urban Development (HUD) goals and objectives, as well as changes to the typical NOFO competition process. Three of the biggest changes in the FY 2026 CoC Program NOFO are (1) the setting of Tier 1 to 60 percent of the CoC's Annual Renewal Demand (ARD) amount, which previously had been set between 85 to 90 percent of the CoC's ARD, thus increasing competition; (2) the implementation of a set aside in the amount of \$1,300,000 for new project applications with a priority for Transitional Housing and Supportive Services Only projects; and (3) HUD Funding Process as detailed on pages 88 and 89 of the FY2026 CoC Program NOFO, which details how HUD will select projects for funding. The Office of Care Coordination, as the Collaborative Applicant for the Orange County CoC, has presented these changes and potential impacts to the Orange County CoC, its Board, Committees and funded agencies, as it works to facilitate the local competition process.

On June 12, 2026, the Office of Care Coordination sent email communication requiring agencies of all CoC projects eligible for renewal to submit a response to FY2026 Orange County CoC Intent to Renew Survey (Survey), proving certification of intent to renew in the upcoming competition. If agencies were considering consolidation of two or more projects; transitioning from one project component to another; and/or voluntary reallocation, in part or in whole, of a renewal project, the FY2026 Orange County CoC Intent to Renew Survey also collected that information. Responses were due to the Office of Care Coordination on Thursday, June 25, 2026.

Through the FY2026 Orange County CoC Intent to Renew Survey, the Office of Care Coordination was notified that eight (8) permanent supportive housing projects totaling \$16,450,558 in CoC Program Funding were being voluntarily reallocated during the FY2026 CoC Program NOFO competition process. The following table provides additional details on the voluntary reallocation.

Expiring Quarter	Applicant Name	Project Name	Reallocated Funds
Q1	American Family Housing	Permanent Housing Collaborative	\$1,249,326
	Orange County Housing Authority	Jackson Aisle Continuum of Care TRA Renewal Project	\$528,250
Q2	Orange County Housing Authority	#1 Consolidated Continuum of Care TRA Renewal Project	\$6,271,727
	Mercy House Living Centers	Mills End and PSH Leasing Consolidation	\$757,742
	Mercy House Living Centers	Aqua PSH	\$357,732
Q3	Orange County Housing Authority	#3 Consolidated Continuum of Care TRA Renewal Project	\$1,328,091
	Orange County Housing Authority	#2 Consolidated Continuum of Care TRA Renewal Project	\$2,723,948
Q4	Orange County Housing Authority	#4 Consolidated Continuum of Care TRA Renewal Project	\$3,233,742
			\$16,450,558

The Office of Care Coordination has been able to confirm with the three agencies – American Family Housing, Orange County Housing Authority, and Mercy House Living Centers (Mercy House) – that the proposed voluntary reallocations will not jeopardize current program participants stability in permanent housing and that additional resources have been identified to help participants remained permanently housed.

The voluntary reallocation accounts for approximately 44 percent of the estimated ARD for the Orange County, meaning that the total amount of renewal project applications is less than the Tier 1 amount. Although the CoC NOFO Ad Hoc has not finalized the Tiering and Ranking Policy for the FY2026 CoC Program NOFO Project Priority Listing, the recommended action positions the Orange County CoC well to submit a FY 2026 CoC Program application that aims to preserve renewal projects as typically renewal projects are prioritized for placement in Tier 1 and new project applications fall in Tier 2.

Approval of the recommended action by the Orange County CoC Board accepts the voluntary reallocation of \$16,450,558 in CoC Program funding and allows for the programming of this funding through the FY 2026 CoC Bonus, Domestic Violence (DV) Bonus and Reallocation Request for Proposals (RFP).

Date: July 22, 2026

Subject: Continuum of Care (CoC) Governance Charter Revisions

Recommended Action:

- a. Approve the revised CoC Governance Charter, primarily updating the CoC Board Composition (Section V.B.2.b), in response to the Fiscal Year (FY) 2026 CoC Program Notice of Funding Opportunity (NOFO), as recommended by the Policies, Procedures, and Standards (PPS) Committee.

Background

The FY2026 CoC Program NOFO reflects a number of changes related to the shifts associated with the U.S. Department of Housing and Urban Development (HUD) goals and objectives. One of these changes is the inclusion of scoring criteria relating to Accountable Structure and Planning, more specifically the Representative Governance Board rating factor, worth eight (8) points out of 200 points possible for the CoC Consolidated Application.

The FY 2026 CoC Program NOFO details the following requirements to receive the maximum points for the Representative Governance Board rating factor:

“Indicate a CoC decision-making governance board representative of the community that includes:

- at least 1 person with current or former experience of homelessness (up to 1 point);
- at least 3 elected public officials (or 1 elected official if the CoC is in a rural area) (up to 3 points);

(4 points for including all of the below, 2 points for a majority of the below.)

- a representative of the business community such as a member of a Business Improvement District;
- a representative of law enforcement;
- a representative of a recovery housing/sober living provider;
- a representative from a behavioral or primary health provider such as from a Federally Qualified Health Center, CCBHC, Healthcare for the Homeless, or other accessible primary care provider;
- a representative of a local workforce development organization or system such as a member of the Local Workforce Development Board, State Workforce Agencies, or American Job Centers;
- a representative from a local court system managing Assisted Outpatient Treatment (AOT) and/or other civil commitment processes; or from specialty courts (e.g., Mental Health Court, Drug Court, Care Court.)”

Note: Orange County CoC is an urban CoC, so the three-elected-officials threshold applies.

This recommendation proposes amendments to the CoC Board Composition (Section V.B.2.b) within the Orange County CoC Governance Charter. The amendment adds the FY2026 CoC Program NOFO board-

representative categories, expands the CoC Board range of seats from its current 17 to 21 seats to 19 to 25 seats to allow increased membership that will be representative of the new categories, and clarifies that the representation of people with current or past homelessness lived experience of homelessness of at least 30 percent of the Board membership is inclusive of youth. The recommended revisions are the most direct and defensible way to satisfy the FY 2026 CoC NOFO scoring criterion, which calls for a decision-making governance board that includes the specified representation.

The Office of Care Coordination as the Collaborative Applicant explored leveraging the Commission to Address Homelessness and their relationship to the Orange County CoC Board, to look to satisfy the requirements in the FY2026 CoC Program NOFO. However, given that the Commission to Address Homelessness is not the decision-making body of the Orange County CoC, it would not satisfy the requirements. Further, looking at amending the Commission to Address Homelessness Bylaws would require action by the Board of Supervisors, which would not be able to be adopted before the August 26, 2026, CoC Program NOFO application deadline.

The Office of Care Coordination would like to note that if the recommended amendments are approved, the Orange County CoC Board has time to facilitate the recruitment of these seats and does not believe that the seats must be filled by the August 26, 2026, application deadline. The new seats can be adopted now and left vacant without affecting quorum and recruitment can then proceed through the Charter's established annual Fall nomination and election cycle with seating in January 2027. Additionally, expanding the CoC Board to 19 to 25 seats preserves the CoC Board's existing required representation while accommodating the additional categories. The CoC Governance Charter's long-standing principle that one person may represent more than one category preserves flexibility within the cap.

- Quorum under Section V.B.2 is fifty percent plus one of seated voting members, so new seats can be created now and left vacant without raising the quorum bar.
- Recruitment then proceeds through the CoC Governance Charter's established nomination calendar in Section V.B.3.i, with the Nominating Ad Hoc convening in August or September, candidate outreach in the Fall, election in November and December, and seating in January.

The CoC Governance Charter is Orange CoC's own instrument, and the CoC Board is responsible for developing and updating it. Therefore, the Board can adopt this amendment on its own authority.

The recommended CoC Governance Charter Revisions were presented to the PPS Committee for consideration at the July 14, 2026, meeting. The PPS Committee recommended updating the language for people with lived experience to indicate "at minimum one" representative from the Lived Experience Advisory Committee (LEAC) and the Youth Action Board (YAB). The PPS Committee had meaningful discussion about the proposed revisions and approved the recommended CoC Governance Charter revisions to be presented to the CoC Board for consideration.

Approval of the recommended action will assist the Orange County CoC in securing 8 points for the Consolidated Application through the FY 2026 CoC Program NOFO, thus increasing its competitive score and likelihood of receiving funding for Tier 2 projects.

Attachments

- Attachment A – Proposed Revisions to Section V.B.2.b of the CoC Governance Charter (Redlined)
- Attachment B – Proposed Revisions to Section V.B.2.b of the CoC Governance Charter (Clean)

Item 2. Attachment A

Proposed Revisions to Section V.B.2.b of the CoC Governance Charter, Redlined

- b. The CoC Board shall have ~~17 to 21~~19 to 25 total CoC Board member seats, with an odd number of members appointed during each election. The makeup of the CoC Board shall include at least the following number of people with each of these experiences and backgrounds. One person may represent more than one of these experiences and backgrounds. By January 2027, the CoC Board will include at least one representative from the Youth Action Board (YAB).
- i. People who have experienced homelessness or housing instability. At least 30% of the CoC Board must be comprised of people with lived experience, though the CoC Board can prioritize including more in any given year. This includes:
1. At minimum, One (1) seat will be determined by the Lived Experience Advisory Committee (LEAC). This could be the LEAC chair or someone else.
 2. At minimum, one (1) seat will be determined by the YAB. This could be the YAB chair or someone else.
 - ~~2-3.~~ It is important to the CoC Board that the Board members with lived experience of homelessness represent an array of household and age makeups. However, because some people with lived experience may not want to disclose that experience publicly, there are no required seats for people from specific household types or age groups. Ideally, the Board is recommended but not required to include at least one person from each of the following groups:
 - a. Lived experience of homelessness as a Transitional Age Youth (TAY) in the last five (5) years
 - b. Lived experience of homelessness as a single adult
 - c. Lived experience of homelessness with their family
 - d. Lived experience of homelessness as an older adult
- ii. Elected Public Official. At least three (3) elected public officials must be represented in the CoC Board. Qualifying public officials may include city council members, mayors, members of the Board of Supervisors, District Attorney, school district of community college trustees, Orange County Board of Education, or special districts represented elected by the public.
- ~~iii.~~ People whose experiences reflect those of the people experiencing homelessness within the CoC. Each nomination and election cycle, the CoC Nominating Ad Hoc will utilize the most recently available data, including but not limited to HMIS, Point-in-Time (PIT) Count, and American Community Survey (ACS) data, to determine how to prioritize desired representation and expertise to ensure that the CoC Board membership background and experience recommendations align with current trends in who experiences homelessness in Orange County.
- ~~iii.~~iv. People who are currently representing, in a professional capacity, the following and/or people with current or past personal experience with any of the below listed areas of representation:
1. Veteran military service-focused agency (at least 1)
 2. Emergency Solutions Grant (ESG) Program funded agency or recipient agency (at least 1)
 3. Public Housing Agency (PHA) (at least 1)
 4. Domestic violence agency (at least 1)
 5. Education field / McKinney-Vento liaison (at least 1)

Item 2. Attachment A

6. Behavioral health field, which may include a Certified Community Behavioral Health Clinic (CCBHC) (at least 1)
 7. Health care field, which may include a Federally Qualified Health Center (FQHC), Healthcare for the Homeless, or other accessible primary care provider (at least 1)
 8. TAY Agency (at least 1)
 9. Family Agency (at least 1)
 10. Business community, such as a member of a Business Improvement District
 11. Law enforcement
 12. Recovery Housing or Sober Living provider
 13. Local workforce development organization, such as a member of the local Workforce Development Board, State Workforce Agencies, or American Job Centers
 14. Local court system managing Assisted Outpatient Treatment (AOT) and/or other civil commitment processes, or from specialty courts (e.g. Mental Health Court, Drug Court, care Court)
- ~~10.~~15. People with experience with the following parts of the system. Ideally, the CoC Board will include members who represent all parts of the system, but at minimum the CoC Board must include members who represent at least three (3) of the following:
- a. Diversion
 - b. Street Outreach
 - c. Prevention
 - d. Emergency Shelter
 - e. Rapid Rehousing
 - f. Permanent Supportive Housing
 - g. Faith-based organization or community
 - h. Affordable housing development background

Item 2. Attachment B

Proposed Revisions to Section V.B.2.b of the CoC Governance Charter, Clean

- b. The CoC Board shall have 19 to 25 total CoC Board member seats, with an odd number of members appointed during each election. The makeup of the CoC Board shall include at least the following number of people with each of these experiences and backgrounds. One person may represent more than one of these experiences and backgrounds. By January 2027, the CoC Board will include at least one representative from the Youth Action Board (YAB).
- i. People who have experienced homelessness or housing instability. At least 30% of the CoC Board must be comprised of people with lived experience, though the CoC Board can prioritize including more in any given year. This includes:
 - 1. At minimum, one (1) seat will be determined by the Lived Experience Advisory Committee (LEAC). This could be the LEAC chair or someone else.
 - 2. At minimum, one (1) seat will be determined by the YAB. This could be the YAB chair or someone else.
 - 3. It is important to the CoC Board that the Board members with lived experience of homelessness represent an array of household and age makeups. However, because some people with lived experience may not want to disclose that experience publicly, there are no required seats for people from specific household types or age groups. Ideally, the Board is recommended but not required to include at least one person from each of the following groups:
 - a. Lived experience of homelessness as a Transitional Age Youth (TAY) in the last five (5) years
 - b. Lived experience of homelessness as a single adult
 - c. Lived experience of homelessness with their family
 - d. Lived experience of homelessness as an older adult
 - ii. Elected Public Official. At least three (3) elected public officials must be represented in the CoC Board. Qualifying public officials may include city council members, mayors, members of the Board of Supervisors, District Attorney, school district or community college trustees, Orange County Board of Education, or special districts represented elected by the public.
 - iii. People whose experiences reflect those of the people experiencing homelessness within the CoC. Each nomination and election cycle, the CoC Nominating Ad Hoc will utilize the most recently available data, including but not limited to HMIS, Point-in-Time (PIT) Count, and American Community Survey (ACS) data, to determine how to prioritize desired representation and expertise to ensure that the CoC Board membership background and experience recommendations align with current trends in who experiences homelessness in Orange County.
 - iv. People who are currently representing, in a professional capacity, the following and/or people with current or past personal experience with any of the below listed areas of representation:
 - 1. Veteran military service-focused agency (at least 1)
 - 2. Emergency Solutions Grant (ESG) Program funded agency or recipient agency (at least 1)
 - 3. Public Housing Agency (PHA) (at least 1)
 - 4. Domestic violence agency (at least 1)
 - 5. Education field / McKinney-Vento liaison (at least 1)

Item 2. Attachment B

6. Behavioral health field, which may include a Certified Community Behavioral Health Clinic (CCBHC) (at least 1)
7. Health care field, which may include a Federally Qualified Health Center (FQHC), Healthcare for the Homeless, or other accessible primary care provider (at least 1)
8. TAY Agency (at least 1)
9. Family Agency (at least 1)
10. Business community, such as a member of a Business Improvement District
11. Law enforcement
12. Recovery Housing or Sober Living provider
13. Local workforce development organization, such as a member of the local Workforce Development Board, State Workforce Agencies, or American Job Centers
14. Local court system managing Assisted Outpatient Treatment (AOT) and/or other civil commitment processes, or from specialty courts (e.g. Mental Health Court, Drug Court, care Court)
15. People with experience with the following parts of the system. Ideally, the CoC Board will include members who represent all parts of the system, but at minimum the CoC Board must include members who represent at least three (3) of the following:
 - a. Diversion
 - b. Street Outreach
 - c. Prevention
 - d. Emergency Shelter
 - e. Rapid Rehousing
 - f. Permanent Supportive Housing
 - g. Faith-based organization or community
 - h. Affordable housing development background

Date: July 22, 2026

Subject: Advance Recovery and Prohibit Illicit Drug Use Policy

Recommended Action:

- a. Approve the Advance Recovery and Prohibit Illicit Drug Use Policy for the Orange County Continuum of Care (CoC) to advance recovery and prohibit illicit drug use, in response to the FY 2026 CoC Program Notice of Funding Opportunity (NOFO), as recommended by the Policies, Procedures and Standards (PPS) Committee.

Background

The Fiscal Year (FY) 2026 Continuum of Care (CoC) Program Notice of Funding Opportunity (NOFO) emphasizes recovery, housing stability, self-sufficiency, and the appropriate use of CoC Program funds through the stated U.S. Department of Housing and Urban Development (HUD) goals and objectives.

On page 85 of the FY 2026 CoC Program NOFO, HUD indicated that CoC's may receive up to 10 points if the Consolidated Application "can describe the policy or statement the CoC has in place to ensure that all housing projects submitted by the CoC will not operate drug injection sites or 'safe consumption sites,' knowingly distribute drug paraphernalia on or off property under their control, or conduct, permit, encourage, or allow any of these activities under the pretext of 'harm reduction.'"

Additionally, the FY 2026 CoC Program NOFO provides guidance indicating the needed components within the policy or statement to receive full points. "The policy or statement must:

1. Prohibit CoC-funded housing projects from operating drug injection sites or "safe consumption sites," knowingly distribute drug paraphernalia on or off property under their control, or conduct, permit, encourage, or allow any of these activities under the pretext of 'harm reduction;'"
2. Describe what remedies will be taken for CoC-funded housing projects determined by the CoC to be in violation of the above;
3. Encourage the provision of substance use disorder treatment and recovery housing within or outside of the CoC; and
4. Not restrict or prohibit CoC-funded housing projects that require program participants to be sober or to participate in treatment as a condition of assistance in accordance with 24 CFR 578."

As such, the Office of Care Coordination as the Collaborative Applicant for the Orange County CoC, has drafted a policy that advances recovery and prohibits illicit drug use in the CoC (Attachment A) for review and consideration, which was presented to the PPS Committee for consideration at the July 14, 2026, meeting. The PPS Committee had meaningful discussion about the proposed policy and the potential impact it would have on current CoC Program-funded projects and new project applications being solicited through the local competition process. The PPS Committee approved the recommended Advance Recovery and Prohibit Illicit Drug Use Policy to be presented to the CoC Board for consideration.

Approval of the recommended action will support the Orange County CoC's ability to receive up to 10 points on the Consolidated Application through the FY2026 CoC Program NOFO, thus increasing its competitive score and likelihood of receiving funding for Tier 2 projects.

Attachment

- Attachment A – Advance Recovery and Prohibit Illicit Drug Use Policy

Item 3. Attachment A

Advancing Recovery by Prohibiting Illicit Drug Enablement Policy

Background

The Fiscal Year (FY) 2026 Continuum of Care (CoC) Program Notice of Funding Opportunity (NOFO) issued by U.S. Department of Housing and Urban Development (HUD) emphasizes recovery, housing stability, self-sufficiency, and the appropriate use of CoC Program funds. This policy is intended to support implementation of those priorities while preserving participant rights and ensuring compliance with applicable federal laws and regulations.

Purpose

The Orange County CoC is committed to advancing housing stability, recovery, self-sufficiency, and sustained wellness for individuals and families experiencing homelessness through practices that are legally compliant, clinically informed, responsive to participant choice, and based on data-driven decision-making. Consistent with the HUD FY 2026 CoC Program NOFO and its recovery-oriented provisions, the Orange County CoC endorses recovery-oriented service models while ensuring that CoC Program funds are not used to facilitate, subsidize, or otherwise enable the unlawful use of controlled substances.

This policy establishes Orange County CoC's standards for all CoC Program-funded housing projects.

Policy

The Orange County CoC prohibits all CoC Program-funded housing projects, whether operated directly by a recipient or through a subrecipient, from operating drug injection sites or "safe consumption sites," knowingly distributing drug paraphernalia on or off property under their control, knowingly permitting the use or distribution of illicit drugs on property under their control, or conducting, permitting, encouraging, or allowing any of these activities under the pretext of "harm reduction."

This prohibition is consistent with 21 U.S.C. 856(a)(1)-(2) and 21 U.S.C. 863, and it applies uniformly across CoC Program-funded permanent housing inventory, including Permanent Supportive Housing, Rapid Re-Housing, and Transitional Housing projects. This policy operates alongside, and does not substitute for, the affirmative certification each project applicant separately executes under NOFO Section V.A.4.a.(6).

The implementation of this policy does not change the expectations of the Orange County CoC related to the treatment of participants within these CoC-Program-funded housing projects. Participants shall be treated with dignity and respect, and services shall be delivered through trauma-informed, person-centered practices that account for individual circumstances, preserve legal protections, and respect participant autonomy.

Consistent with the FY 2026 CoC Program NOFO's language, none of the above requires a program-wide sobriety precondition for admission, mandatory treatment participation as a condition of assistance except where permitted by 24 CFR 578.75(h), or automatic termination of assistance for a first-time drug-related program or lease violation. CoC Program-funded housing projects retain discretion to respond to a first violation with graduated, trauma-informed engagement, and nothing in this policy restricts a housing project's use of harm reduction practices that fall outside the prohibited conduct described above, including low-barrier admission, non-punitive re-engagement following relapse, or staff access to overdose-reversal medication for emergency response.

The Orange CoC encourages CoC-funded housing projects and community partners to provide or connect participants to substance use disorder treatment, recovery supports, recovery housing, peer support, behavioral health services, detoxification, inpatient or outpatient treatment, medication-assisted

Item 3. Attachment A

treatment, and other clinically appropriate services within or outside the CoC geographic area. Connections to these services should occur within the CoC-funded inventory and through coordination with the Orange County Health Care Agency, CalOptima Health, and community-based treatment providers. The Orange County CoC will continue to prioritize referral pathways connecting program participants to voluntary treatment and recovery services within or outside the CoC geographic area.

Nothing in this policy shall be interpreted or implemented in a manner that discriminates against any individual or family on the basis of any protected characteristic under applicable federal, state, or local law.

Policy Violation

Where the Orange CoC determines that a funded project has violated this policy, the CoC will issue written notice of the finding to the Agency and require a corrective action plan within ninety (90) days. Available remedies include technical assistance, written assurances of future compliance, modification of project policies or practices, staff training, and enhanced monitoring, and, for continued or serious noncompliance, referral to the CoC Board's for discussion, referral to HUD as the funder and/or local law enforcement agency for enforcement action, reduction in the project's local competition score, or a recommendation to reduce or discontinue CoC Program funding in a subsequent competition, as permitted under CoC policy, HUD requirements, grant agreements, and applicable law.

Policy Review

Ongoing review ensures that this policy remains aligned with evolving program requirements, lawful recovery practices, civil rights obligations, participant protections, and any subsequent HUD guidance. The Orange County CoC Board shall review this policy at least annually and revise it as necessary to maintain consistency with HUD regulations, the CoC Program NOFO, and applicable federal, state, and local laws.

Date: July 22, 2026

Subject: Continuum of Care (CoC) Builds Notice of Funding Opportunity (NOFO)

Recommended Action:

- b. Approve the selection of Casa Colibri, as submitted by American Family Housing, as the Orange County CoC's proposed project to submit in response to the CoC Builds NOFO application to the U.S. Department of Housing and Urban Development (HUD) as recommended by the Request for Proposals Review Panel.

Background

On April 22, 2026, HUD posted the CoC Builds NOFO as a forecasted opportunity on Grants.Gov. The County of Orange's Office of Care Coordination, as the Collaborative Applicant for the Orange County CoC, identified this funding opportunity as important to support the ongoing efforts to develop housing opportunities for people experiencing homelessness.

In planning for the release of the CoC Builds NOFO, the CoC Board Officers were interested in gaining an understanding of potential interested applicants. On June 2, 2026, the Collaborative Applicant released a survey to allow agencies an opportunity to express interest in responding to any future Request for Proposals (RFP) the Orange County CoC may release in response to the CoC Builds NOFO, should the community apply for funding. The CoC Builds NOFO Interest Survey received 15 completed responses from agencies expressing interest in applying for the opportunity.

On June 23, 2026, HUD released the CoC Builds NOFO. The CoC Builds NOFO provides funding for construction, acquisition, or rehabilitation of new units of Permanent Support Housing (PSH) for individuals and families experiencing homelessness where one member of the household has a disability. Most of the requested funding must be for new construction, acquisition, or rehabilitation to create new units of permanent supportive housing. Section IV.B.1.b and c of the CoC Builds NOFO for information regarding other CoC Program eligible costs, including supportive services and project administrative costs and the percentages of funding that may be requested. The Orange County CoC is eligible to apply for a maximum of \$11,000,000, in CoC Builds funding. The submission deadline for the CoC Builds NOFO is July 23, 2026, at 5:00 p.m. Pacific Time (PT).

On June 24, 2026, the Orange County CoC Board took action to authorize the Orange County CoC's participation in the CoC Builds NOFO, established an Ad Hoc comprised of non-conflicted members to support the local competition process for the CoC Builds NOFO, and approved the issuance of a local competition process for the CoC Builds NOFO to fund additional PSH units in Orange County.

As such, the Office of Care Coordination released an RFP on June 29, 2026, to solicit proposals from qualified organizations for a PSH project to be funded by the funding available through the CoC Builds NOFO. The RFP had a submittal deadline of July 10, 2026, at 10 a.m. PT. During this time, the Office of Care Coordination

provided technical assistance through appointments-only office hours and a question-and-answer period, so interested applicants could have an opportunity to ask clarifying questions about the local competition process. Additional information about the local competition process can be found at this webpage: <https://ceo.oc.gov/cocbuildsnofo>.

The Office of Care Coordination received two proposals by the submittal deadline for the RFP for CoC Builds Project. The two proposals were reviewed by a four-member RFP Review Panel with expertise in PSH program design and administration. The RFP Review Panel participated in a collaborative consensus meeting to discuss the proposals and identify the proposal to be recommended to the CoC Board for submittal to HUD as part of the CoC Builds NOFO application. The RFP Review Panel unanimously recommended the proposal titled Casa Colibri Apartments, submitted by American Family Housing, given that it was the highest scored proposal and most met the needs and requirements as set forth in the CoC Builds NOFO.

Casa Colibri Apartments is a new construction, affordable housing community located in Midway City, unincorporated County, that will provide 65 units of affordable and supportive housing that will be made available to individuals and families experiencing homelessness, including persons with behavioral health needs who face significant barriers to securing and maintaining stable housing. The CoC Builds Project proposal is seeking approximately \$5,000,000 in funding for 30 units within the property, which will include acquisition and/or rehabilitation costs, as well as replacement reserves in the operating budget. The Office of Care Coordination is exploring whether additional funding will be requested to maximize the amount of funding applied for through the Orange County CoC's application. The proposed project will be implementing a Supportive Services Agreement in accordance with 24 CFR 578.75(h) and has completed the Certification for Opportunity Zone form, which will provide the proposal two additional preference points through the CoC Builds NOFO.

On December 5, 2026, the Orange County CoC Board approved the award of Homeless Housing, Assistance and Prevention (HHAP) Program funding to American Family House for Program B: Permanent Housing Delivery which also supported Casa Colibri Apartments. This funding addressed increases in costs in the months leading to construction start and the anticipated operational deficits that cannot be offset with the current capitalized operating subsidy reserve loan for Mental Health Services Act units.

Approval of the recommended action will support American Family Housing in applying for needed funding that will support the development and operations Casa Colibri Apartments, and thus create additional PSH resources for the Orange County CoC. Additionally, it aligns with prior CoC Board action in support of Casa Colibri Apartments.

Date: July 22, 2026

Subject: Youth Homelessness Notice of Funding Opportunity (NOFO)

Recommended Actions:

- c. Approve the Office of Care Coordination as the Collaborative Applicant for the Orange County CoC to submit a Planning project application in the amount of \$250,000 for a 24-month grant term.
- d. Approve the Office of Care Coordination as the Coordinated Entry System (CES) Lead to submit a Supportive Services Only (SSO) - Coordinated Entry Project in the amount of \$500,000 for a 24-month grant term.
- e. Approve the Orange County United Way as the Homeless Management Information System (HMIS) Lead to submit an HMIS Project in the amount of \$500,000 for a 24-month grant term.

Background

On April 22, 2026, the U.S. Department of Housing and Urban Development (HUD) posted the Youth Homelessness NOFO for Fiscal Year (FY) 2024 and FY2025 (Youth Homelessness NOFO) as a forecasted opportunity on Grants.Gov.

At the May 27, 2026, meeting, the CoC Board approved a recommended action to “Approve the Orange County CoC to apply for YHDP and YHSI funding as the NOFO states and allow the CoC Board Officers to make a decision on the lead applicant following the NOFO guidance.”

On June 10, 2026, HUD released the Youth Homelessness NOFO was posted on Grants.Gov, making available \$193,000,000 in competitive funding. The deadline to submit applications is August 10, 2026, at 11:59 p.m. Eastern Time (ET). The Youth Homelessness NOFO will provide competitive awards to eligible applicants under two different programs: 1. Youth Homelessness System Improvement (YHSI) grants and 2. Youth Homelessness Demonstration Program (YHDP).

Under the YHSI grants, HUD will make awards to selected communities to support them in establishing and implementing a response system for youth homelessness or for improving their existing response system. HUD will select approximately 49 communities for YHSI grants. Under the YHDP, HUD will provide funding to communities to implement housing and supportive services projects. HUD anticipates selecting between 24 and 50 communities, with a priority for communities with substantial rural populations. The minimum YHDP award for a YHDP Community recipient is \$500,000 and the maximum YHDP award for a YHDP Community Recipient is \$15,000,000. The Orange County CoC is eligible to apply for a maximum of \$15,000,000, in YHDP funding.

Following the release of the Youth Homelessness NOFO, the Office of Care Coordination met with the CoC Board Officers and representatives from Orange County United Way United to End Homelessness to discuss the funding opportunity. It was agreed that Orange County United Way United to End Homelessness would

be submitting a YHSI application and the Office of Care Coordination, acting as the Collaborative Applicant for the Orange County CoC, would facilitate the local application process and submit a YHDP application on behalf of the Orange County CoC.

On June 24, 2026, the Orange County CoC Board took action to authorize the Office of Care Coordination, as the Collaborative Applicant for the Orange County CoC, to facilitate a local application process for the YHDP funding opportunity and prepare the Orange County CoC's YHDP application in response to the Youth Homelessness NOFO, and authorize the CoC Board to support Orange County United Way to apply for the YHSI funding opportunity and submit a letter of endorsement.

As such, the Office of Care Coordination released the FY 2026 Request For Proposal (RFP) for YHDP Projects on July 1, 2026, to solicit proposals from qualified organizations for new Transitional Housing (TH) and Supportive Services Only (SSO) projects to be funded by YHDP through the Youth Homelessness NOFO. The RFP had a submittal deadline of July 14, 2026, at 12:00 p.m. Pacific Time (PT). On July 13, 2026, the Office of Care Coordination posted an addendum to the RFP to clarify the submission deadline on page 16 of the Detailed Description.

During this time, the Office of Care Coordination hosted and recorded a webinar, provided technical assistance through appointments-only office hours, and provided a question-and-answer period, so interested applicants could have an opportunity to ask clarifying questions about the local competition process. Additional information about the YHDP local competition process can be found at this webpage: <https://ceo.oc.gov/yhdp>.

The Office of Care Coordination received six (6) proposals by the submittal deadline for the FY2026 RFP for YHDP Projects totaling approximately \$7,000,000, including three (3) SSO project proposals and three (3) TH project proposals.

The Office of Care Coordination will be convening an RFP Review Panel comprised of non-conflicted members to support the local competition process for the YHDP component of the Youth Homelessness NOFO. Recommendations to approve the YHDP Ranking Strategy and the YHDP Project Priority Listing will be presented to the CoC Board for approval at future meetings.

Given that the total funding request from the six proposals in response to the FY2026 RFP for YHDP is less than the eligible amount that the Orange County CoC can apply for and also the need to provide technical assistance and strengthen the infrastructure of the Orange County CoC for this expansion of youth programming, the Office of Care Coordination is recommending that Planning, CES expansion, and HMISS expansion grants be included in the YHDP application.

Approval of the recommended action will support the Orange County CoC in increasing its capacity and enhancing its infrastructure to support the operation of the YHDP programs, if funded through the competition process. Additionally, it will support the onboarding of new organizations that are not currently receiving CoC Program funding.

Date: July 22, 2026

Subject: Data Use Agreement

Recommended Action:

- a. Approve the Amendment to the Data Use Agreement authorizing the Orange County Continuum of Care (CoC) to send Homeless Management Information System (HMIS) data to the California Interagency Council on Homelessness (Cal ICH) now that it has become its own business unit effective July 1, 2026.

Background

On September 23, 2020, the Orange County CoC executed the Data Use Agreement with the California Business, Consumer Services and Housing Agency (BCSH). BCSH, through its Homeless Coordinating and Financing Council (HCFC) created a statewide data system, the Homeless Data Integration System (HDIS) to collect local data from California CoCs through the HMIS, as authorized by Welfare and Institution Code (WIC) 825.7, subdividing (b)(13). The Orange County CoC agreed to share the HMIS data with BCSH in order to consolidate the HMIS data in one database enabling BCSH to:

- a. perform research and analytics on the HMIS data,
- b. support policy initiatives with respect to homelessness in California,
- c. gain insights into the characteristics of people experiencing homelessness, identify partners of service use, and identify gaps in services,
- d. connect to other state-level data to understand the connection of various California systems of care to homelessness, and
- e. provide CoCs with access to research findings and/or data analysis.

By executing the Data Use Agreement, the Orange County CoC agreed to provide BCSH with client level HMIS records which include:

1. personally identifiable information from client records for matching and de-duplicating individuals across the State of California and linkage to other administrative records in California; and
2. service encounter elements from those same client records for the purpose of research, evaluation, and program improvement.

On June 17, 2026, a representative from the BCSH Cal ICH reached out to the Office of Care Coordination, as the Collaborative Applicant and Administrative Entity for the Orange County CoC, and Orange County United Way, as the HMIS Lead, to provide notification that Cal ICH was transitioning to become its own business unit on July 1, 2026. As such, Cal ICH was preparing for its transition and asking each CoC to sign an amendment to the Data Use Agreement to establish that CoC data will be sent to Cal ICH and that Cal ICH is succeeding BCSH's homelessness data related to work.

On July 20, 2026, a representative from Cal ICH followed up to share the Amendment Language for the Orange County CoC's review as well as a request for the Orange County CoC's signatory to sign and complete the amendment process. There are no other changes to the existing Data Use Agreement. All current languages remain unchanged, and the agreement will continue to renew automatically every five years. The Cal ICH representative requested that the signed Amendment to the Data Use Agreement be returned by August 3, 2026.

Approval of the recommended action will authorize the Orange County CoC to execute the Amendment to the Data Use Agreement. This in turn will allow Orange County United Way to continue providing the requested data exports of the Orange County's HMIS data to Cal ICH on a quarterly basis and continue to provide additional data analysis and tools to understand homelessness in Orange County.

Attachments

Attachment A – CA-602 Santa Ana Anaheim Orange County Executed Data Use Agreement

Attachment B – CA-602 Amendment to the Data Use Agreement

DATA USE AGREEMENT

This Data Use Agreement (the "Agreement"), effective as of the 23 day of September, 2020, is by and between the California Business, Consumer Services and Housing Agency (hereinafter referred to as "BCSH") and **Continuum of Care for CA-602 Santa Ana, Anaheim/Orange** (hereinafter referred to as the "CoC") (collectively, the "Parties"; each, a "Party").

1. Purpose

BCSH, through its Homeless Coordinating and Financing Council (HCFC), will create a statewide data system or warehouse (the "Homeless Data Integration System" or "HDIS") to collect local data from California Continuums of Care through the Homeless Management Information System ("HMIS"), as authorized by Welfare and Institutions Code section 8257, subdivision (b)(13). CoC agrees to share the HMIS data (the "Data") with BCSH in order to consolidate the Data in one database enabling BCSH to: (a) perform research and analytics on the Data, (b) support policy initiatives with respect to homelessness in California, (c) gain insights into the characteristics of people experiencing homelessness, identify patterns of service use, and identify gaps in services, (d) connect to other state-level data to understand the connection of various California systems of care to homelessness, and (e) provide CoC with access to research findings and/or data analysis (the "Purpose").

In order to accomplish the Purpose, by executing this Agreement, CoC agrees to provide BCSH with client level HMIS records which include: (1) personally identifiable information from client records for matching and de-duplicating individuals across the State of California and linkage to other administrative records from California; and (2) service encounter elements from those same client records for the purpose of research, evaluation, and program improvement.

2. Data Sharing

2.1 CoC is authorized to share data under this Agreement pursuant to the 2004 Homeless Management Information Systems (HMIS) Data and Technical Standards Final Notice, Section 4, HMIS Privacy and Security Standards issued by the U.S. Department of Housing and Urban Development (HUD); and the Coordinated Entry Management and Data Guide.

2.2 CoC will provide the Data in a format that matches HUD required data standards and comma separated values (CSV) extract guidance (as such standards and guidance evolve during the term of this Agreement) for all universal data elements, program specific data elements, and project descriptor data elements for all non-domestic violence clients. The Parties agree that additional data elements may be added or redacted to comply with federal and/or state reporting requirements. BCSH will extract the Data from the CoC through a secure connection. The Parties will mutually agree as to the frequency of transferring the Data from the CoC to BCSH, with such transfers occurring no less than quarterly during the year.

2.3 If any consent or other authorization is necessary under applicable law for the disclosure of sensitive personal information to BCSH under this Agreement, it is the sole responsibility of CoC to

ensure that such sensitive personal information is not included in the Data unless the required consent or other authorization has been obtained.

3. Use of Data

3.1 BCSH agrees to utilize the Data solely for the purposes outlined in this Agreement, including the Purpose set forth above. Any other use of the Data must be approved in advance by CoC in a written amendment to this Agreement that is signed by both Parties.

3.2 BCSH will use Data in order to match and de-duplicate individuals (i.e., in order to link records from one data source to another and to eliminate duplicate copies of repeating data about specific individuals). In accordance with applicable privacy laws, Data will be de-identified, so that it no longer includes personal identifying information. The de-identified Data will be used to fulfill the Purpose pursuant to this Agreement. To the extent permissible under applicable privacy laws, CoC grants BCSH the right to de-identify the Data. Data will be de-identified in accordance with applicable law. BCSH will adhere to data de-identification protocols similar to, but no less stringent than, the California Health and Human Services protocols. BCSH will own any derivative works created using de-identified Data.

3.3 BCSH will link or integrate the Data with data from other organizations, including other Continuums of Care, in order to conduct research and data analysis which may result in reports, insights, trends and other work product. BCSH will own the results of its research and data analysis, including, without limitation, reports and all other work product. At BCSH's sole and absolute discretion, BCSH may provide CoC certain reports and analyses.

4. Data Provider Obligations

4.1 CoC acknowledges and agrees that BCSH may use, disclose, process, transfer and store the Data in order for BCSH to fulfill the Purpose and as otherwise authorized under this Agreement. CoC shall ensure that it is authorized to transfer or disclose the Data to BCSH and the State of California in order that BCSH may lawfully use, disclose, process and transfer the Data in accordance with this Agreement. CoC shall ensure that it is authorized and has the right to transfer and disclose the Data to BCSH in accordance with this Agreement. CoC shall ensure that allowable uses and disclosures under their privacy requirements and notice practices will allow BCSH to use the Data for research and analytics in furtherance of the Purpose, including the right to disclose to third parties for analytics, research and collaboration. CoC hereby grants BCSH a worldwide, non-exclusive, irrevocable license to use, disclose, and create derivative works of the Data, as permitted by applicable law and regulation, including the right to sublicense.

4.2 CoC shall have responsibility for the accuracy and quality of the Data and for ensuring that it has all necessary rights to submit such Data to BCSH for use as set forth herein.

4.3 CoC agrees to comply with all applicable federal and state privacy and security laws.

5. Data Recipient Obligations

5.1 As a condition of receiving the Data for carrying out the Purpose set forth above and as authorized under this Agreement, BCSH agrees to comply with applicable federal and state privacy

and security laws, including, but not limited to, the California Information Practices Act of 1977 (Civ. Code, § 1798 et seq.). In addition, BCSH agrees to comply with relevant state and federal standards addressing the gathering, use and protection of personal data and information, including the 2004 HMIS Data and Technical Standards Final Notice issued by HUD and the State of California Information Security Policies, Standards and Procedures (Outlined in State Administrative Manual Chapter 5300).

5.2 BCSH further agrees not to use, disclose, process or transfer the Data except to fulfill the purposes of this Agreement as described in Sections 1 and 3 above and as authorized under this Agreement.

5.3 BCSH agrees to use appropriate and reasonable safeguards designed to prevent the use or disclosure of the Data other than as provided for by this Agreement. BCSH shall take appropriate technical and organizational measures against unauthorized or unlawful processing of all Data or its accidental loss, destruction or damage.

5.4 BCSH agrees that its internal disclosure of the Data will only allow for relevant and necessary access in compliance with California Civil Code section 1798.24, subdivision (d).

5.5 BCSH agrees to comply with California Civil Code section 1798.19 if and when it provides by contract for the operation or maintenance of Data which it has received pursuant to this Agreement.

5.6 BCSH will comply with applicable law, including but not limited to California Civil Code Section 1798.29, related to a breach of the security of the Data.

5.7 The Data received by BCSH from CoC will be destroyed upon completion of the purpose for which they were obtained. The Data shall be destroyed in a manner to be deemed unusable or unreadable. BCSH may retain de-identified Data and any derivative works of such de-identified Data, reports, analyses or any other work product developed pursuant to this Agreement.

5.8 BCSH does not obtain any right, title, or interest in any of the Data provided by CoC other than that authorized or allowed by this Agreement.

6. Confidentiality

6.1 "Confidential Information" means all information disclosed by a Party to the other Party, whether orally or in writing, that is designated as confidential, that reasonably should be understood to be confidential given the nature of the information and the circumstances of disclosure, or that meets the definition of "personal information" in California Civil Code section 1798.3, subdivision (a). All data contained in CoC datasets, paper case files, and information provided verbally, is Confidential Information. Confidential Information does not include information, technical data, or work product which (a) was in the public domain at the time it was disclosed or enters the public domain through no fault of the receiver; (b) can be shown by written documentation to have been known to the receiver, without restriction, at the time of disclosure; (c) was independently developed by the receiver without any use of the discloser's Confidential Information; or (d) becomes known to the receiver, without restriction, from a source other than the discloser without breach of any

confidentiality agreement and otherwise not in violation of the discloser's rights, obligations or agreements.

6.2 BCSH and CoC each agree to use and disclose the Confidential Information disclosed to it by the other Party only to perform its obligations and exercise its rights under this Agreement, which includes, without limitation, use in accordance with Sections 1 and 3, and as authorized and granted under this Agreement. Each Party will treat the Confidential Information of the other Party: (i) in a manner compliant with applicable state and federal laws and regulations, and (ii) in a confidential manner with the same degree of care as such Party treats its own confidential or proprietary information of like importance, which will be no less than a reasonable degree of care. Except as set forth in this Agreement, each Party will disclose the Confidential Information of the other Party only to such of its employees, agents, contractors or consultants who are required to have the information in connection with this Agreement and who are bound by confidentiality obligations at least as restrictive as those contained in this Section 6.

7. Information Security

BCSH shall store the information so that it is secure from unauthorized access. BCSH shall maintain appropriate and reasonable administrative, physical and technical safeguards designed to prevent unauthorized access, use, or disclosure of the Data. The Data must be encrypted when in transit using FIPS 140-2 approved encryption technology.

8. Term and Termination

8.1. This Agreement shall be effective as of the date first set forth above and shall continue for five years unless terminated with or without cause as set forth below. This Agreement will automatically renew for subsequent five-year terms unless a Party provides the other Party with a written notice of termination at least 60 days prior to the expiration of the then-current term.

8.2. If either Party breaches any provision in this Agreement and such breach remains uncured after thirty (30) days written notice to the breaching Party, the non-breaching Party may terminate this Agreement on a date specified by such Party.

8.3. Either Party may terminate this Agreement for convenience on thirty (30) days written notice to the other Party. If the CoC terminates this Agreement, the CoC may not request the removal of Data already submitted to BCSH and the Data will not be returned.

8.4. After the termination of this Agreement, BCSH agrees to maintain the confidentiality of the Data as set forth in this Agreement.

9. Mutual Defense and Indemnification

Each Party (as "Indemnitor") shall indemnify, hold harmless, and defend the other Party (as "Indemnitee"), as well as the Indemnitee's appointees, officers, directors, employees, agents, affiliates, successors, and permitted assigns, from and against any and all liability, claims, damages, losses and expenses, including but not limited to attorney's fees and costs (with attorneys of the Indemnitee's choosing, at its sole and absolute discretion), caused by, arising out of, in connection with, or resulting from the Indemnitor's performance under this Agreement, where any such

Item 6. Attachment A

liability, claim, damage, loss or expense is caused by and arises, in whole or in part, from any negligent or non-negligent act or omission of the Indemnitor or any of the Indemnitor's appointees, employees, agents, subcontractors or others.

10. Dispute Resolution

If a dispute arises under this Agreement, the Parties shall attempt to resolve it informally and at the lowest level of intervention before elevating the dispute up their respective chains of command for resolution in accordance with applicable law and the terms of this Agreement. During any dispute, the Parties shall continue with their respective responsibilities under this Agreement.

11. Contact Persons

11.1. To facilitate successful administration of this Agreement and for purposes of the initiation of this Agreement, the representatives designated as "CoC Representative" and "BCSH Representative" will act as the contact persons for each Party. The representatives are identified on Attachment A, attached hereto. Moreover, the BCSH person designated as "Custodian for Data Recipient" on Attachment A will be responsible for observing the security and privacy arrangements specified in this Agreement. The person designated as the "CoC Data Provider" on Attachment A will be the point-of-contact for purposes of providing data to BCSH.

11.2. Either Party may change its representative by notifying the other Party in writing of such change within five (5) business days. Any such change will become effective upon the receipt of such notice by the other Party to this Agreement.

12. Miscellaneous.

12.1. Notices. Any notices pertaining to this Agreement shall be given in writing and shall be deemed duly given when personally delivered to a Party or a Party's authorized representative as listed below or sent by means of a reputable overnight carrier, or sent by means of certified mail, return receipt requested, postage prepaid. A notice sent by certified mail shall be deemed given on the date of receipt or refusal of receipt. All notices shall be addressed to the appropriate Party as follows:

If to BCSH:

Ali Sutton, BCSH Representative
(916) 658-4090
915 Capitol Mall, Suite 350-A, Sacramento, CA, 95814
Attn: Ali Sutton

If to CoC:

Orange County Health Care Agency
405 W. 5th St. Suite 658
Santa Ana, CA 92701
Attn: Paul Duncan

Item 6. Attachment A

12.2. This Agreement may not be changed or modified in any manner except by an instrument in writing signed by a duly authorized representative of each of the Parties hereto.

12.3. This Agreement and the rights and the obligations of the Parties hereunder shall be governed by and construed under the laws of the State of California, without regard to applicable conflict of laws principles. Any dispute arising out of or relating to this Agreement shall be exclusively adjudicated in a court of competent jurisdiction located in Sacramento County, California. Each Party agrees and submits to the personal jurisdiction and venue thereof.

12.4. This Agreement is binding upon and inures to the benefit of the Parties hereto and their respective successors and permitted assigns.

12.5. Failure or delay on the part of either Party to exercise any right, power, privilege or remedy hereunder shall not constitute a waiver thereof. No provision of this Agreement may be waived by either Party except by a writing signed by an authorized representative of the Party making the waiver.

12.6. The provisions of this Agreement shall be severable and, if any provision of this Agreement shall be held or declared to be illegal, invalid or unenforceable, the remainder of this Agreement shall continue in full force and effect as though such illegal, invalid or unenforceable provision had not been contained herein.

12.7. Nothing in this Agreement is intended to confer on any person other than the Parties to this Agreement or their respective successors and assigns any rights, remedies, obligations or liabilities under or by reason of this Agreement. Nothing in this Agreement shall be considered or construed as conferring any right or benefit on a person not a Party to this Agreement nor imposing any obligations on either Party hereto to persons not a Party to this Agreement.

12.8. Entire Agreement. This Agreement, together with all attachments, exhibits, schedules, riders, and amendments, if applicable, which are fully completed and signed by authorized persons on behalf of both Parties from time to time while this Agreement is in effect, constitutes the entire Agreement between the Parties hereto with respect to the subject matter hereof and supersedes all previous written or oral understandings, agreements, negotiations, commitments, and any other writing and communication by or between the Parties with respect to the subject matter hereof. In the event of any inconsistencies between any provisions of this Agreement in any provisions of the exhibits, schedules, or riders, the provisions of this Agreement shall control.

[Signature page to follow]

Item 6. Attachment A

By signing below, each Party agrees and accepts all of the foregoing by signature of its authorized representative:

California Business, Consumer Services
and Housing Agency


Signature

Lourdes M. Castro Ramirez
Name

Secretary
Title

2/23/2020
Date

Continuum of Care for CA-602
Santa Ana, Anaheim/Orange


Signature

Paul Duncan
Name

CoC Manager Admin II
Title

4/30/20
Date

ATTACHMENT A

CONTACT NAMES

CoC Representative	BCSH Representative
Name: Paul Duncan	Name: Ali Sutton
Phone Number: (714) 834-5185	Phone Number: 916-653-4090
Email: pduncan@ochca.com	Email: Alicia.sutton@bcsh.ca.gov

Custodian(s) for BCSH	CoC Data Provider
Name: Jill Leufgen	Name: Karen Betances
Phone Number: 916-651-6474	Phone Number: 714-834-2184
Email: jill.leufgen@bcsh.ca.gov	Email: kbetances@ochca.com



**California
Interagency Council
on Homelessness**

Amendment to the Data Use Agreement

Whereas, the Business, Consumer Services, and Housing Agency is the signatory agency on the Data Use Agreement with the Continuum of Care.

Whereas, the California Housing and Homelessness Agency (Successor Agency) has succeeded the rights and obligations to the homelessness data work conducted by the Business, Consumer Services, and Housing Agency.

Whereas, Cal ICH was formerly housed within the Business, Consumer Services, and Housing Agency, and created, managed, and administered the Homeless Data Integration System that incorporated the CoC's Homelessness Management Information System data.

Whereas, Cal ICH, under reorganization, is now a separate business unit located under the California Housing and Homelessness Agency.

Whereas, it is necessary that work be continued by Cal ICH, and accordingly, Successor Agency has prepared this amendment.

1. Cal ICH is the successor to the homelessness data work previously conducted by the Business, Consumer Services and Housing Agency.
2. Cal ICH will have all the rights, title, and interest in and to the Data Use Agreement.
3. CoC acknowledges Cal ICH as the successor to the Data Use Agreement and will transfer data to Cal ICH in accordance to the Data Use Agreement.
4. Except as otherwise expressly set forth in this Amendment, all of the terms and conditions of the Data Use Agreement remain unchanged and in full force and effect.

Item 6. Attachment B

By signing below, each Party agrees and accepts all of the foregoing by signature of its authorized representative:

California Interagency Council on Homelessness

Signature

Meghan Marshall

Name

Executive Officer

Title

Date

CA-602 – Santa Ana, Anaheim/Orange County

Signature

Douglas Becht

Name

Title

Date

Item 6. Attachment B

Signature

Maricela Rios-Faust

Name

Title

Date