
October 28, 2015

STATEMENT OF PROCEEDINGS

The Minutes of the

***BOARD OF SUPERVISORS
REGULAR MEETING
PLANNING AND LAND USE MATTERS***

COUNTY OF SAN DIEGO

STATEMENT OF PROCEEDINGS
COUNTY OF SAN DIEGO BOARD OF SUPERVISORS
REGULAR MEETING
MEETING AGENDA
WEDNESDAY, OCTOBER 28, 2015, 9:00 A.M.
BOARD OF SUPERVISORS NORTH CHAMBER
1600 PACIFIC HIGHWAY, ROOM 310, SAN DIEGO, CALIFORNIA

REGULAR SESSION – Called to order at 9:04 a.m.

PRESENT: Supervisors Bill Horn, Chairman; Dave Roberts, Vice Chairman; Greg Cox; Dianne Jacob; Ron Roberts; also Nicole Temple, Assistant Clerk of the Board.

Approval of the Statement of Proceedings/Minutes for the meeting of October 14, 2015.

ACTION:

ON MOTION of Supervisor Cox, seconded by Supervisor D. Roberts, the Board of Supervisors approved the Statement of Proceedings for the meeting of October 14, 2015.

AYES: Cox, Jacob, D. Roberts, Horn

ABSENT: R. Roberts

NOTICE: THE BOARD OF SUPERVISORS MAY TAKE ANY ACTION WITH RESPECT TO THE ITEMS INCLUDED ON THIS AGENDA. RECOMMENDATIONS MADE BY COUNTY STAFF DO NOT LIMIT ACTIONS THAT THE BOARD OF SUPERVISORS MAY TAKE. MEMBERS OF THE PUBLIC SHOULD NOT RELY UPON THE RECOMMENDATIONS IN THE BOARD LETTER AS DETERMINATIVE OF THE ACTION THE BOARD OF SUPERVISORS MAY TAKE ON A PARTICULAR MATTER.

Board of Supervisors' Agenda Items

Agenda # Subject

1. COUNTY OF SAN DIEGO TRACT NO. 4750-1 (FINAL MAP NO. 14502): FIRST AMENDMENT TO JOINT AGREEMENT TO SUBSTITUTE SECURITY, CHANGE OWNERSHIP AND EXTEND TIME FOR RANCHO ALEGRE FOR PUBLIC AND PRIVATE IMPROVEMENTS LOCATED IN FALLBROOK COMMUNITY PLANNING AREA

2. ADVERTISE AND AWARD A CONTRACT FOR REPAIR, REPLACEMENT AND CONSTRUCTION OF CONCRETE SIDEWALKS, CURBS AND GUTTERS FOR FISCAL YEAR 2015-2016
[FUNDING SOURCE: AVAILABLE PRIOR YEAR ROAD FUND FUND BALANCE]

3. RATIFY APPLICATION AND ADOPT RESOLUTION TO APPLY FOR AND ACCEPT GRANT FUNDS FROM THE RECREATIONAL TRAILS PROGRAM FOR LUSARDI CREEK TRAIL CONNECTION

4. RATIFY APPLICATION AND ADOPT RESOLUTION TO APPLY FOR AND ACCEPT GRANT FUNDS FROM THE CALIFORNIA RIVER PARKWAYS GRANT PROGRAM FOR THE TIJUANA RIVER VALLEY REGIONAL PARK INVASIVE REMOVAL, RESTORATION AND INTERPRETIVE PROJECT [FUNDING SOURCE: A GRANT FROM THE CALIFORNIA RIVER PARKWAYS GRANT PROGRAM]
5. PUBLIC COMMUNICATION

- 1. SUBJECT: COUNTY OF SAN DIEGO TRACT NO. 4750-1 (FINAL MAP NO. 14502): FIRST AMENDMENT TO JOINT AGREEMENT TO SUBSTITUTE SECURITY, CHANGE OWNERSHIP AND EXTEND TIME FOR RANCHO ALEGRE FOR PUBLIC AND PRIVATE IMPROVEMENTS LOCATED IN FALLBROOK COMMUNITY PLANNING AREA (DISTRICT: 5)**

OVERVIEW:

The purpose of this item is for the Board of Supervisors (Board) to review and approve the First Amendment (Amendment) to a Joint Agreement to Improve Major Subdivision (Substitution of Security, Change of Ownership, Extension of Time and associated agreements) for County of San Diego Tract No. 4750-1, known as Rancho Alegre. This project is a subdivision consisting of 33 single family residential lots on a total of 116.15 acres. It is located in the Fallbrook Community Planning area, with the easterly boundary of the map fronting on Ranger Road, approximately 0.4 mile north of Reche Road, and the westerly boundary fronting on Yucca Road, approximately 0.6 mile south of Live Oak Park Road (2009 Thomas Guide, Page 1028, E-3) see Attachment A for Vicinity Map.

FISCAL IMPACT:

N/A

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

1. Find that the approval of the Amendment and associated actions is not a project subject to review under the California Environmental Quality Act (CEQA) pursuant to Section 15060(c) (1) and (2) of the CEQA Guidelines.
2. Approve and authorize Clerk of the Board to execute the Amendment for public and private improvements (Attachment B).
3. Approve and authorize the Clerk of the Board to execute Joint Lien Contract (Attachment C) and Holding Agreement No. 1082-0322-00 (Attachment D).
4. Upon approval of the above documents by the Board, and execution by the Clerk of the Board, the Joint Lien Contract (Attachment C) and the Grant Deed (Attachment E) shall be forwarded to the County Recorder for recordation.
5. The Faithful Performance Bond (Bond No. 827398S) and Labor and Material Bond (Bond No. 827398S) for the Joint Improvement Agreement shall be released and the lien established by the Joint Lien Contract substituted in its place.

ACTION:

ON MOTION of Supervisor Horn, seconded by Supervisor D. Roberts, the Board took action as recommended.

AYES: Cox, Jacob, D. Roberts, Horn

ABSENT: R. Roberts

2. **SUBJECT: ADVERTISE AND AWARD A CONTRACT FOR REPAIR, REPLACEMENT AND CONSTRUCTION OF CONCRETE SIDEWALKS, CURBS AND GUTTERS FOR FISCAL YEAR 2015-2016 (DISTRICTS: 1, 2, 3 & 5)**

OVERVIEW:

The Department of Public Works has identified several locations for the removal and replacement of damaged concrete road infrastructure including sidewalks, curbs, gutters, and surface drainage. At intersections, this work will also include the addition of Americans with Disabilities Act (ADA) compliant curb ramps. The improvements will be performed along various roads in the unincorporated portions of San Diego County and will contribute to the community by enhancing pedestrian safety and street drainage.

This is a request to approve the advertisement and subsequent construction contract award to the lowest responsive and responsible bidder for this project. Bid packages have been structured with a base bid consisting of the minimum number of locations for the work and additive alternates, which are clusters of locations that can be added to the contract if bid prices favor doing so.

The project is scheduled to begin in January 2016 and be completed summer 2016. If approved, construction costs are estimated at \$500,000 including contingencies.

FISCAL IMPACT:

Funds for this request are included in the Fiscal Year 2015-16 Operational Plan in the Department of Public Works, Detailed Work Program. If approved, construction costs are estimated at \$500,000 including contingencies. The funding source is available prior year Road Fund fund balance. There will be no change in net General Fund costs and no additional staff years.

BUSINESS IMPACT STATEMENT:

County public works contracts are competitively bid and help stimulate the local economy.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

1. Find that the proposed project is exempt from the California Environmental Quality Act (CEQA) as specified under Section 15301 of the CEQA Guidelines because this project involves the operation, repair and maintenance of existing public roadway involving no or negligible expansion of existing use.

2. Authorize the Director, Department of Purchasing and Contracting, to take any action necessary to advertise and award a contract and to take other action authorized by Section 401 et seq., of the Administrative Code with respect to contracting for the subject public works project.
3. Designate the Director, Department of Public Works, as County Officer responsible for administering the construction contract, in accordance with Board Policy F-41, Public Works Construction Projects.

ACTION:

ON MOTION of Supervisor Jacob, seconded by Supervisor Cox, the Board took action as recommended, on Consent.

AYES: Cox, Jacob, D. Roberts, Horn

ABSENT: R. Roberts

3. **SUBJECT: RATIFY APPLICATION AND ADOPT RESOLUTION TO APPLY FOR AND ACCEPT GRANT FUNDS FROM THE RECREATIONAL TRAILS PROGRAM FOR LUSARDI CREEK TRAIL CONNECTION (DISTRICT: 5)**

OVERVIEW:

The Recreational Trails Program (RTP) is a federal grant program administered by the California Department of Parks and Recreation that provides grant funds to federal, state and local agencies for the development of public trails and trails-related projects. In September 2015, the Department of Parks and Recreation submitted a grant application for \$107,712 of RTP funds for a critical trail connection within the San Dieguito River Park Focused Planning Area just east of Rancho Santa Fe. This trail section will connect the Lusardi Open Space Preserve with County Multiple Species Conservation Program lands (2015 Thomas Guide pg. 1168, H-4). The RTP provides competitive grants with a minimum 12% grant match requirement. As part of the grant application process, a project specific resolution from the governing body is required.

This request is to ratify the grant application and adopt a resolution authorizing the Department of Parks and Recreation to apply for and accept up to \$107,712 of RTP grant funds for the Lusardi Creek Trail Connection. Total project cost is \$122,400 which includes the required 12% match of \$14,688. Trail construction is estimated at \$83,680 with remaining project funds of \$35,720 to be used for project management, environmental documentation and permitting. In addition, this request will authorize the Director, Department of Parks and Recreation to conduct all negotiations and to execute and submit all documents necessary to apply for and accept grant funds for the Lusardi Creek Trail Connection project.

FISCAL IMPACT:

There is no fiscal impact associated with today's request. If approved, today's request will ratify the Department of Parks and Recreation's (DPR) application for up to \$107,712 of Recreational Trails Program (RTP) grant funds. This is a

competitive grant program which requires a 12% match. Total project cost is \$122,400 which includes the required 12% match of \$14,688. Trail construction is estimated at \$83,680 with remaining project funds of \$35,720 to be used for project management, environmental documentation and permitting. It is unknown if grant funding will be awarded or the amount of award. Notification of award is anticipated in spring 2016. If awarded, DPR will return to the Board to appropriate funds. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

1. Find that the Final Environmental Impact Report (FEIR) dated December 13, 1995 on file with Planning and Development Services as Environmental Review Number 95-08-021 was completed in compliance with the California Environmental Quality Act (CEQA) and the State and County CEQA Guidelines, that the Board has reviewed and considered the information contained therein before the project; and

Find that there are no changes in the project or in the circumstances under which the project is undertaken that involve significant new environmental impacts which were not considered in the previously certified FEIR dated December 13, 1995, that there is no substantial increase in the severity of previously identified significant effects, and that no new information of substantial importance has become available since the FEIR was certified as explained in the Environmental Review Update Checklist dated September 14, 2015. Therefore, no subsequent environmental review is necessary.

2. Waive Board Policy B-29, Fees, Grants, and Revenue Contracts – Department Responsibility for Cost Recovery, which requires the Board of Supervisors to act upon the proposed actions at least 15 days before a grant application is submitted.
3. Ratify the grant application request of \$107,712 of Recreational Trails Program funds for the Lusardi Creek Trail Connection project and authorize the Department of Parks and Recreation to accept grant funds, if awarded.
4. Adopt a Resolution entitled:
RESOLUTION OF THE SAN DIEGO COUNTY BOARD OF SUPERVISORS AUTHORIZING THE APPLICATION AND ACCEPTANCE OF GRANT FUNDS FROM THE RECREATIONAL TRAILS PROGRAM FOR THE LUSARDI CREEK TRAIL CONNECTION PROJECT.

5. Authorize the Director, Department of Parks and Recreation, or designee, as agent of the County, to conduct all negotiations and submit all documents including, but not limited to, applications, contracts, payment requests and to execute the grant agreement, including any extensions or amendments thereof that do not materially impact or alter the grant program or funding levels.

ACTION:

ON MOTION of Supervisor Jacob, seconded by Supervisor Cox, the Board took action as recommended, on Consent, adopting Resolution No. 15-146, entitled: RESOLUTION OF THE SAN DIEGO COUNTY BOARD OF SUPERVISORS AUTHORIZING THE APPLICATION AND ACCEPTANCE OF GRANT FUNDS FROM THE RECREATIONAL TRAILS PROGRAM FOR THE LUSARDI CREEK TRAIL CONNECTION PROJECT.

AYES: Cox, Jacob, D. Roberts, Horn

ABSENT: R. Roberts

4. **SUBJECT: RATIFY APPLICATION AND ADOPT RESOLUTION TO APPLY FOR AND ACCEPT GRANT FUNDS FROM THE CALIFORNIA RIVER PARKWAYS GRANT PROGRAM FOR THE TIJUANA RIVER VALLEY REGIONAL PARK INVASIVE REMOVAL, RESTORATION AND INTERPRETIVE PROJECT (DISTRICT: 1)**

OVERVIEW:

The California River Parkways Grant Program provides grant funds to public agencies and qualified California Nonprofit Organizations for the acquisition, restoration, protection and development of river parkways in accordance with the California River Parkways Act of 2004. In September 2015, the Department of Parks and Recreation submitted a grant application for \$494,920 for River Parkways Grant Program funds to supplement ongoing habitat restoration activities in the Tijuana River Valley Regional Park (57th Edition Thomas Guide page 1350, B-4). The funds will be used to remove and replace non-native species in the project area with natives commonly known to the river valley in order to restore and improve the river corridor's biological habitat as well as installing interpretive signage. As part of the grant application process, a project specific Resolution from the governing body must be approved.

This request is to ratify the application and adopt the Resolution authorizing the Department of Parks and Recreation to apply for and accept up to \$494,920 of California River Parkways Grant Program grant funds for the proposed Tijuana River Valley Regional Park Invasive Removal, Restoration and Interpretive project. In addition, this request will authorize the Director, Department of Parks and Recreation, or designee, to conduct all negotiations and to execute and submit all documents necessary to apply for and accept grant funds for the Tijuana River Valley Regional Park Invasive Removal, Restoration and Interpretive project.

FISCAL IMPACT:

There is no fiscal impact associated with today's requested actions. The California River Parkways Grant Program is a competitive grant program and notification of award is anticipated the first quarter of 2016. If awarded, the Department of Parks and Recreation will return to the Board at a later date to establish appropriations for the Tijuana River Valley Regional Park Invasive Removal, Restoration and Interpretive project. The funding source will be a grant from the California River Parkways Grant Program. Matching funds are not required for this grant program. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

1. Find that the California River Parkways Grant Program grant funds for the proposed Tijuana River Valley Regional Park Invasive Removal, Restoration and Interpretive project is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Section 15303 because the project includes the construction of small new structures, specifically, the installation of interpretive signage and Section 15333 because the project consists of a small habitat restoration project not exceeding five acres in size.
2. Waive Board Policy B-29, Fees, Grants, and Revenue Contracts – Department Responsibility for Cost Recovery, which requires the Board of Supervisors to act upon the proposed actions at least 15 days before a grant application is submitted.
3. Ratify the grant application for \$494,920 of California River Parkways Grant Program funds and authorize the Department of Parks and Recreation to accept the grant funds if awarded.
4. Adopt the Resolution entitled:
RESOLUTION OF THE SAN DIEGO COUNTY BOARD OF SUPERVISORS AUTHORIZING THE APPLICATION AND ACCEPTANCE OF GRANT FUNDS FROM THE CALIFORNIA RIVER PARKWAYS PROGRAM FOR THE TIJUANA RIVER VALLEY HABITAT RESTORATION PROJECT.
5. Authorize the Director, Department of Parks and Recreation, or designee, as agent of the County, to conduct all negotiations and submit all documents including, but not limited to, applications, contracts, payment requests and if funds are awarded to execute the grant agreement, including any extensions or amendments thereof that do not materially impact or alter the grant program or funding levels.

ACTION:

ON MOTION of Supervisor Jacob, seconded by Supervisor Cox, the Board took action as recommended, on Consent, adopting Resolution No. 15-147, entitled: RESOLUTION OF THE SAN DIEGO COUNTY BOARD OF SUPERVISORS AUTHORIZING THE APPLICATION AND ACCEPTANCE OF GRANT FUNDS FROM THE CALIFORNIA RIVER PARKWAYS PROGRAM FOR THE TIJUANA RIVER VALLEY HABITAT RESTORATION PROJECT.

AYES: Cox, Jacob, D. Roberts, Horn

ABSENT: R. Roberts

5. SUBJECT: PUBLIC COMMUNICATION (DISTRICTS: ALL)

OVERVIEW:

Martha Welch spoke to the Board regarding corrupt County.

Robert Germann spoke to the Board regarding Gillespie Field.

ACTION:

Heard, referred to the Chief Administrative Officer.

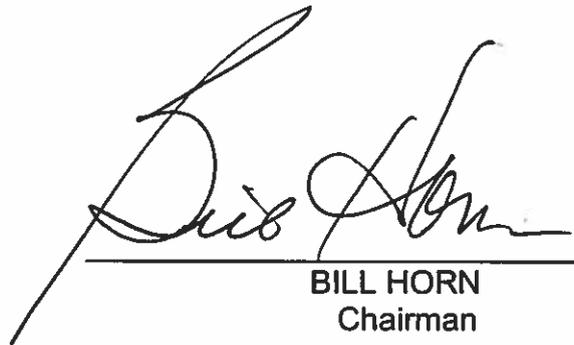
There being no further business, the Board adjourned at 9:17 a.m.

DAVID HALL
Clerk of the Board of Supervisors
County of San Diego, State of California

Consent: Miller
Discussion: Zurita

NOTE: This Statement of Proceedings sets forth all actions taken by the County of San Diego Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors, on Wednesday, November 18, 2015.



BILL HORN
Chairman

Attest:



DAVID HALL
Clerk of the Board

10/28/15