

January 7, 2014

STATEMENT OF PROCEEDINGS

The Minutes of the

***REGULAR MEETING OF THE
BOARD OF SUPERVISORS***

COUNTY OF SAN DIEGO

STATEMENT OF PROCEEDINGS
COUNTY OF SAN DIEGO BOARD OF SUPERVISORS
REGULAR MEETING
MEETING AGENDA
TUESDAY, JANUARY 07, 2014, 09:00 A.M.
BOARD OF SUPERVISORS NORTH CHAMBER
1600 PACIFIC HIGHWAY, ROOM 310, SAN DIEGO, CALIFORNIA

Order of Business
BOARD ORGANIZATIONAL MEETING
9:00 AM

MORNING SESSION – Organizational Meeting was called to order at 9:06 a.m.

Present: Supervisors Greg Cox, Chairman; Dianne Jacob, Vice Chairwoman; Dave Roberts; Ron Roberts; Bill Horn; also Thomas J. Pastuszka, Clerk.

Invocation was led by Robert Thompson, Professor of Philosophy at Point Loma Nazarene University.

Pledge of Allegiance was led by Elmer Nelson, World War II veteran and recent Honor Flight recipient.

Comments by Chairman Cox.

Presentation of gift to the Chairman from Vice Chairwoman Jacob, and comments from Board members.

Selection of Chair, Vice Chair, and Chair Pro Tem of the 2014 Board of Supervisors

ACTION:

ON MOTION of Supervisor R. Roberts, seconded by Supervisor Cox, the Board of Supervisors appointed Supervisor Dianne Jacob, Chair; Supervisor Bill Horn, Vice Chair; and Supervisor Dave Roberts, Chair Pro Tem.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

REGULAR MEETING
10:00 AM

REGULAR SESSION – Regular Meeting was called to order at 10:12 a.m.

Present: Supervisors Dianne Jacob, Chairwoman; Bill Horn, Vice Chairman; Greg Cox; Dave Roberts; Ron Roberts; also Thomas J. Pastuszka, Clerk.

Approval of Statement of Proceedings/Minutes for the meetings of Board of Supervisors, Regular Meeting December 3, 2013 and Special Meeting December 18, 2013; Air Pollution Control District, December 3, 2013 and December 4, 2013; Flood Control District,

December 4, 2013; In-Home Supportive Services Agency, December 3, 2013; Redevelopment Successor Agency, October 8, 2013; and Sanitation District, December 3, 2013 and December 4, 2013.

ACTION:

ON MOTION of Supervisor Horn, seconded by Supervisor R. Roberts, the Board of Supervisors approved the Statement of Proceedings/Minutes for the meetings of Board of Supervisors, Regular Meeting December 3, 2013 and Special Meeting December 18, 2013; Air Pollution Control District, December 3, 2013 and December 4, 2013; Flood Control District, December 4, 2013; In-Home Supportive Services Agency, December 3, 2013; Redevelopment Successor Agency, October 8, 2013; and Sanitation District, December 3, 2013 and December 4, 2013.

AYES: Cox, Jacob, R. Roberts, Horn

ABSENT: D. 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

Category	Agenda #	Subject
Public Safety	1.	DISTRICT ATTORNEY – REQUEST TO APPLY FOR AND ACCEPT CALIFORNIA OFFICE OF TRAFFIC SAFETY GRANTS
	2.	SHERIFF – EXECUTE EXPENDITURE CONTRACTS FOR THE REGIONAL REALIGNMENT RESPONSE GROUP – PUBLIC SAFETY REALIGNMENT 2011 [FUNDING SOURCE(S): REVENUE FROM THE COUNTY LOCAL REVENUE FUND 2011, COMMUNITY CORRECTIONS SUBACCOUNT]
	3.	SHERIFF- INMATE WELFARE FUND REQUESTS (4 VOTES)

4. SHERIFF'S DEPARTMENT REQUEST FOR SOLE SOURCE PROCUREMENT OF DNA ANALYSIS EQUIPMENT AND SOFTWARE FROM LIFE TECHNOLOGIES
[FUNDING SOURCE(S): GRANT REVENUE FROM THE U.S. DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS, NATIONAL INSTITUTE OF JUSTICE THROUGH THE FY 2013 DNA BACKLOG REDUCTION PROGRAM]
5. SHERIFF'S DEPARTMENT REQUEST FOR SOLE SOURCE PROCUREMENT OF DNA SUPPLIES FROM QIAGEN CORPORATION AND LIFE TECHNOLOGIES
[FUNDING SOURCE(S): GENERAL PURPOSE REVENUE]
6. SHERIFF – RATIFY SOLE SOURCE PURCHASE OF WALMART GIFT CARDS FOR GUN BUY BACK EVENT IN ENCINITAS
7. ADMINISTRATIVE ITEM:
SECOND CONSIDERATION AND ADOPTION OF ORDINANCES: SUNSET REVIEW OF REGULATORY CODE PROVISIONS APPLICABLE TO THE PUBLIC SAFETY GROUP
8. COUNTY OF SAN DIEGO RESOLUTION ON HEALTH REALIGNMENT FUNDING REQUIRED BY ASSEMBLY BILL 85
9. BEHAVIORAL HEALTH SERVICES AUTHORIZATION FOR COMPETITIVE SOLICITATIONS AND EXTENSION OF CONTRACTS
[FUNDING SOURCE(S): MENTAL HEALTH SERVICES ACT (MHSA), REALIGNMENT, FEDERAL FINANCIAL PARTICIPATION, AB 109, SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES ADMINISTRATION (SAMHSA), AND JUVENILE JUSTICE CRIME PREVENTION ACT (JJCPA)]
10. MENTAL HEALTH SERVICES ACT ANNUAL PROGRAM & EXPENDITURE PLAN: FISCAL YEAR 2013-14
[FUNDING SOURCE(S): MENTAL HEALTH SERVICES ACT (MHSA)]

Health and
Human Services

11. COMMUNITY SERVICES BLOCK GRANT 2014 REVENUE AGREEMENT
[FUNDING SOURCE(S): COMMUNITY SERVICES BLOCK GRANT FROM THE CALIFORNIA DEPARTMENT OF COMMUNITY SERVICES AND DEVELOPMENT]
- Appointments 12. APPOINTMENTS OF BOARD MEMBERS TO BOARDS, COMMISSIONS AND COMMITTEES
- Financial and General Government 13. NEIGHBORHOOD REINVESTMENT GRANTS (DISTRICT: 5)
[FUNDING SOURCE(S): NEIGHBORHOOD REINVESTMENT BUDGET]
14. NEIGHBORHOOD REINVESTMENT PROGRAM (DISTRICT: 1)
(4 VOTES)
15. CHAPTER VIII AGREEMENT NO. 7045 TO PURCHASE TAX-DEFAULTED LAND BY COUNTY OF SAN DIEGO, DEPARTMENT OF PARKS AND RECREATION
16. NOTICED PUBLIC HEARING:
ISSUANCE OF REVENUE BONDS BY THE ABAG (ASSOCIATION OF BAY AREA GOVERNMENTS) FINANCE AUTHORITY FOR NONPROFIT CORPORATIONS FOR THE BENEFIT OF SHARP HEALTHCARE IN AN AGGREGATE AMOUNT NOT TO EXCEED \$200,000,000
17. ADMINISTRATIVE ITEM:
SECOND CONSIDERATION AND ADOPTION OF ORDINANCES: AMENDMENTS TO THE COMPENSATION ORDINANCE, ADMINISTRATIVE CODE AND CIVIL SERVICE RULES (12/3/2013 – FIRST READING; 1/7/2014 – SECOND READING)
[FUNDING SOURCE(S): A COMBINATION OF GENERAL PURPOSE REVENUES AND PROGRAM REVENUES]
18. SECOND CONSIDERATION AND ADOPTION OF ORDINANCE: AMENDMENTS TO THE COMPENSATION ORDINANCE RELATING TO THE TENTATIVE AGREEMENT WITH THE ASSOCIATION OF SAN DIEGO COUNTY EMPLOYEES-CR UNIT
[FUNDING SOURCE(S): IS A COMBINATION OF GENERAL PURPOSE REVENUES, AVAILABLE GENERAL FUND FUND BALANCE, AND VARIOUS PROGRAM REVENUES]

Communications Received	19.	COMMUNICATIONS RECEIVED
Appointments	20.	APPOINTMENTS: VARIOUS
Closed Session	21.	CLOSED SESSION
Presentations/ Awards	22.	PRESENTATIONS/AWARDS
Public Communication	23.	PUBLIC COMMUNICATION

1. **SUBJECT: DISTRICT ATTORNEY – REQUEST TO APPLY FOR AND ACCEPT CALIFORNIA OFFICE OF TRAFFIC SAFETY GRANTS (DISTRICTS: ALL)**

OVERVIEW:

This is a request to authorize the District Attorney to submit a grant application for the California Office of Traffic Safety (OTS) Driving Under the Influence (DUI) grant through the National Highway Traffic Safety Administration for Federal Fiscal Year (FFY) 2014-15 and to accept the grant funding if awarded and there are no material changes to the grant terms. This grant program would support the development of a vertical prosecution team specializing in fatal DUI cases in San Diego County. The estimated grant award is \$900,000 for the period of October 1, 2014 through September 30, 2015.

This is also a request to authorize the District Attorney to apply for and accept grant funding from OTS in subsequent years provided there are no material changes to the grant terms and funding levels. If authorized, The District Attorney will return to the Board of Supervisors for authorization to appropriate awarded funds as necessary.

FISCAL IMPACT:

There is no fiscal impact associated with the grant application. If approved and awarded, funds will be included in the Fiscal Year 2014-15 CAO Recommended Operational Plan for the District Attorney. This request will result in cost and revenue of approximately \$675,000 in Fiscal Year 2014-15 and \$225,000 for Fiscal Year 2015-16. Funding for this program is provided by a grant from the California Office of Traffic Safety through the National Highway Traffic Safety Administration. There will be no change in net General Fund costs and no additional staff years.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

DISTRICT ATTORNEY

1. Waive Board Policy B-29, Fees, Grants, Revenue Contracts – Department Responsibility for Cost Recovery which requires full cost recovery of grants and to the extent it requires separate applications for authority to apply for and accept grants.
2. Authorize the District Attorney to submit a grant application for the period of October 1, 2014 through September 30, 2015 to the California Office of Traffic Safety for the Driving Under the Influence program and if awarded, to accept the estimated amount of \$900,000 in grant funds provided there are no material changes to the grant terms and funding levels.

3. Authorize the District Attorney to review and execute all required grant and grant-related documents for the Driving Under the Influence grant program, including agreements with other government agencies for the distribution of grant funds where necessary to carry out the purposes of the grant, and any annual extension, amendments, and/or revisions thereof that do not materially impact or alter the services or funding level.
4. Authorize the District Attorney to apply for and accept grant funding from the California Office of Traffic Safety for the Driving Under the Influence grant program in subsequent years provided there are no material changes to the grant terms and funding levels.
5. Authorize the District Attorney to review and execute all required grant and grant-related documents for the Driving Under the Influence grant program in subsequent years, including agreements with other government agencies for the distribution of grant funds where necessary to carry out the purposes of the grant, and any annual extension, amendments, and/or revisions thereof that do not materially impact or alter the services or funding level.

ACTION:

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

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

2. **SUBJECT: SHERIFF – EXECUTE EXPENDITURE CONTRACTS FOR THE REGIONAL REALIGNMENT RESPONSE GROUP – PUBLIC SAFETY REALIGNMENT 2011 (DISTRICTS: ALL)**

OVERVIEW:

This is a request to authorize the Sheriff to execute expenditure contracts related to the Regional Realignment Response Group (R3) program based on revenue from the County Local Revenue Fund 2011, Community Corrections Subaccount as approved by the Community Corrections Partnership (CCP) for the project period December 31, 2013 to December 31, 2014. The goal of the R3 program is to ensure public safety in the post AB 109 environment by developing and implementing a targeted, proactive, intelligence-based approach to control and counteract the risks associated with realigned offenders released into San Diego County.

FISCAL IMPACT:

Funds for this request in the amount of \$1,000,000 are included in the Fiscal Year 2013-14 Operational Plan for the Sheriff's Department. Of this amount, \$673,147 is allocated for the participating agencies to reimburse overtime expenses incurred during the period December 31, 2013 to December 31, 2014. The funding source is revenue from the County Local Revenue Fund 2011, Community Corrections Subaccount. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

SHERIFF

1. Authorize the Sheriff to enter into expenditure contracts related to the Regional Realignment Response Group (R3) program to reimburse overtime expenses not to exceed \$673,147 incurred collectively by participating law enforcement agencies performing program activities during the period December 31, 2013 to December 31, 2014. Individual agencies are as follows: San Diego County Probation Department; Carlsbad Police Department; Chula Vista Police Department; Coronado Police Department; El Cajon Police Department; Escondido Police Department; La Mesa Police Department; National City Police Department; Oceanside Police Department; and San Diego Police Department.
2. Authorize the Sheriff to review and execute all required R3 program documents, including agreements with other government agencies for the distribution of funds where necessary to carry out the purposes of the program, including any annual extension, amendments, and/or revisions thereof that do not materially impact or alter the services or funding level.

ACTION:

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

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

3. SUBJECT: SHERIFF - INMATE WELFARE FUND REQUESTS (DISTRICTS: ALL)

OVERVIEW:

Public Safety Realignment 2011, as enacted by the State of California, represents a fundamental and long-term change in State and County responsibilities for managing criminal offenders and resulted in increased inmate populations. The resources of the Inmate Welfare Fund are to be expended for the benefit, education and welfare of all inmates. The Inmate Welfare Committee has worked to identify and implement programs to best serve the needs of the expanding inmate population.

In September and October 2013, the Inmate Welfare Committee reviewed and approved funding requests that are for the benefit, education and welfare of the inmates confined within the San Diego County adult detention facilities. This is a request to establish appropriations in both the Inmate Welfare Fund and the General Fund to add three (3.0) staff years and funding to continue the Reading Legacies program, based on revenue in the Inmate Welfare Fund.

FISCAL IMPACT:

Funds for this request are not included in the Fiscal Year 2013-15 Operational Plan for the Sheriff's Inmate Welfare Fund or the Sheriff's Department. If approved, this request will result in current year costs and revenue of \$253,193 in the Sheriff's Inmate Welfare fund based on fund balance available, including \$203,193 to be transferred into the Sheriff's Department and \$50,000 to remain in the Inmate Welfare Fund. If approved, this request will also result in current year costs and revenue of \$203,193 in the Sheriff's Department funded by an Operating Transfer from the Inmate Welfare Fund. Subsequent year costs and revenues of \$427,437 in the Inmate Welfare fund and \$377,437 in the Sheriff's Department will be included in the future year Operational Plans for the Sheriff's Department and the Inmate Welfare Fund funded with revenue in the Inmate Welfare Fund. There will be no change in net General Fund cost and an increase of three (3.0) staff years.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

SHERIFF

1. Establish appropriations of \$253,193 in the Sheriff's Inmate Welfare fund for Services & Supplies (\$50,000) for the Reading Legacies program and Operating Transfers Out (\$203,193), based on fund balance available. **(4 VOTES)**

2. Establish appropriations of \$203,193 in the Sheriff's Department for Salaries and Benefits (\$170,495) and Services and Supplies (\$32,698), for three (3.0) staff years, based on an Operating Transfer from the Inmate Welfare Fund. **(4 VOTES)**

3. Approve the request to add three (3.0) staff years in the Sheriff's Department and direct the Department of Human Resources to classify the positions at the appropriate levels.

ACTION:

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

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

4. **SUBJECT: SHERIFF'S DEPARTMENT REQUEST FOR SOLE SOURCE PROCUREMENT OF DNA ANALYSIS EQUIPMENT AND SOFTWARE FROM LIFE TECHNOLOGIES (DISTRICTS: ALL)**

OVERVIEW:

The ability of the San Diego County Sheriff's Regional Crime Laboratory to perform deoxyribonucleic acid (DNA) analysis is crucial to criminal investigations. The state of the art in DNA analysis technology is continually

advancing. In order to maintain the ability to provide timely and reliable DNA analysis services, the Crime Laboratory must keep its technology up to date. The Crime Laboratory therefore requests the approval of sole source procurement of one (1) model 3500 genetic analyzer, one (1) upgrade of our current GMID-X genetic analysis software from version 1.3 to version 1.4, and an additional ten (10) software licenses for GMID-X software, from Life Technologies based on absolute compatibility. Authority to purchase these items from Life Technologies is requested because there is a strong need for compatibility with existing equipment.

FISCAL IMPACT:

Funds for this request are included in the Fiscal Year (FY) 2013-14 Operational Plan for the Sheriff's Department. If approved, this request will result in estimated current year costs of \$192,000, and potential future year costs of approximately \$8,500 per year for the service and maintenance of the genetic analyzer. The funding source for current year costs is grant revenue from the U.S. Department of Justice, Office of Justice Programs, National Institute of Justice through the FY 2013 DNA Backlog Reduction Program. Future year costs may be funded by future grant programs, or by General Purpose Revenue. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

SHERIFF

1. In accordance with Board Policy A-87, Exceptions to Competitive Procurement 3.C., approve and authorize the Director, Department of Purchasing and Contracting to enter into negotiations with Life Technologies and subject to successful negotiations and determination of a fair and reasonable price, award contracts for the purchase of one (1) model 3500 genetic analyzer, one (1) upgrade of our current GMID-X genetic analysis software from version 1.3 to version 1.4, and an additional ten (10) software licenses for GMID-X software based on absolute compatibility.
2. Waive the advertising requirement of Board Policy A-87.

ACTION:

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

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

5. **SUBJECT: SHERIFF'S DEPARTMENT REQUEST FOR SOLE SOURCE PROCUREMENT OF DNA SUPPLIES FROM QIAGEN CORPORATION AND LIFE TECHNOLOGIES (DISTRICTS: ALL)**

OVERVIEW:

The ability of the San Diego County Sheriff's Regional Crime Laboratory to perform deoxyribonucleic acid (DNA) analysis is crucial to criminal investigations, especially in those involving homicides and sexual assaults. The majority of the equipment used by the Crime Laboratory to perform this analysis is manufactured by Qiagen Corporation and Life Technologies. The consumable supplies used by this equipment, which are exclusively distributed by these manufacturers, are essential to the analysis process.

This is a request to approve the sole source procurement based on absolute compatibility of DNA analysis supplies from Life Technologies and Qiagen Corporation for a five year period beginning February 1, 2014 through December 31, 2018. The DNA supplies that are requested are specifically designed for the instruments owned by the Crime Laboratory.

FISCAL IMPACT:

Funds for this request are included in the Fiscal Year 2013-14 Operational Plan for the Sheriff's Department. If approved, this request will result in estimated current year costs of \$750,000 for Life Technologies and \$90,000 for Qiagen Corporation, and approximate subsequent year costs as detailed in this document. The funding source for this request is General Purpose Revenue. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

SHERIFF

1. In accordance with Board Policy A-87, Exceptions to Competitive Procurement 3.C., approve and authorize the Director, Department of Purchasing and Contracting to enter into negotiations with Life Technologies based upon absolute compatibility; and subject to successful negotiations and determination of a fair and reasonable price, award contracts for the purchase of DNA analysis supplies effective February 1, 2014 through December 31, 2014; with four option periods through December 31, 2018 and an additional six months if needed.
2. In accordance with Board Policy A-87, Exceptions to Competitive Procurement 3.C., approve and authorize the Director, Department of Purchasing and Contracting to enter into negotiations with Qiagen Corporation based upon absolute compatibility; and subject to successful negotiations and determination of a fair and reasonable price, award contracts for the purchase of DNA analysis supplies effective February 1, 2014 through December 31, 2014; with four option periods through November 30, 2018 and an additional six months if needed.

3. Waive the advertising requirement of Board Policy A-87.

ACTION:

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

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

6. **SUBJECT: SHERIFF – RATIFY SOLE SOURCE PURCHASE OF WALMART GIFT CARDS FOR GUN BUY BACK EVENT IN ENCINITAS (DISTRICTS: ALL)**

OVERVIEW:

This is a request to ratify the sole source purchase of Walmart gift cards in the amount of \$108,850 funded by Asset Forfeiture Funds for the Gun Buy Back event held in Encinitas on November, 30, 2013.

FISCAL IMPACT:

Funds for this request are included in the Fiscal Year 2013-14 Operational Plan for the Sheriff's Department. The Gun Buy Back event resulted in costs of \$108,850 funded with Asset Forfeiture revenue. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

SHERIFF

Ratify the sole source purchase of \$108,850 in Walmart gift cards by the Sheriff's Department for the Gun Buy Back program held in Encinitas on November 30, 2013.

ACTION:

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

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

7. **SUBJECT: ADMINISTRATIVE ITEM:
SECOND CONSIDERATION AND ADOPTION OF
ORDINANCES: SUNSET REVIEW OF REGULATORY
CODE PROVISIONS APPLICABLE TO THE PUBLIC
SAFETY GROUP (DISTRICTS: ALL)**

OVERVIEW:

On December 3, 2013 (8), the Board of Supervisors introduced the Ordinances for further consideration and adoption on January 7, 2014.

In accordance with Board of Supervisors Policy A-76, Sunset Review Process, the Public Safety Group periodically reviews certain Board policies and provisions of the County Administrative Code to ensure that obsolete policies and Administrative Code provisions are deleted and remaining policies reflect current Board standards and practices. The actions requested represent minor changes to align with current practices and terminology. The actions requested in Recommendations 2 through 4 require two steps: approval of the first reading of the Ordinances on December 3, 2013, and adoption of the Ordinance on January 7, 2014.

FISCAL IMPACT:

There is no fiscal impact associated with the recommended actions.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

Adopt the Ordinances entitled:

AN ORDINANCE AMENDING TITLE II OF THE SAN DIEGO COUNTY REGULATORY CODE RELATING TO LICENSES, BUSINESS REGULATIONS AND BUSINESS TAXES

AN ORDINANCE AMENDING TITLE III OF THE SAN DIEGO COUNTY REGULATORY CODE RELATING TO PUBLIC SAFETY, MORALS AND WELFARE

and approve the sunset review date of December 31, 2020, for these Ordinances.

ACTION:

ON MOTION of Supervisor Cox, seconded by Supervisor R. Roberts, the Board took action as recommended, on Consent, adopting Ordinance No. 10312 (N.S.) entitled: AN ORDINANCE AMENDING TITLE II OF THE SAN DIEGO COUNTY REGULATORY CODE RELATING TO LICENSES, BUSINESS REGULATIONS AND BUSINESS TAXES; and Ordinance No. 10313 (N.S.) entitled: AN ORDINANCE AMENDING TITLE III OF THE SAN DIEGO COUNTY REGULATORY CODE RELATING TO PUBLIC SAFETY, MORALS AND WELFARE.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

8. SUBJECT: COUNTY OF SAN DIEGO RESOLUTION ON HEALTH REALIGNMENT FUNDING REQUIRED BY ASSEMBLY BILL 85 (DISTRICTS: ALL)

OVERVIEW:

In 2010, the federal government enacted the Patient Protection and Affordable Care Act (ACA). The law establishes comprehensive health reform related to coverage, including the expansion of the Medicaid program (known as Medi-Cal in California). Counties will see savings as individuals shift from local indigent health programs into Medi-Cal and Covered California. Health Realignment has historically been used by counties to cover these indigent costs and the State is redirecting expected county savings to the State.

Assembly Bill (AB) 85 and Senate Bill (SB) 98 of 2013 added language to the California Welfare & Institutions Code requiring counties to choose between two options for redirecting Health Realignment funds from counties to the State. The first option is a "County Savings Determination Process" whereby the State would redirect 80% of a county's indigent health program savings, but the amount redirected cannot exceed the percent of Health Realignment a county historically used for its indigent health program. The State has confirmed the County of San Diego's historical percent at 49.33%, which, under this model, would redirect an estimated \$43.6 million in Fiscal Year 2014-15. The second option is a "60/40 with Maintenance of Effort (MOE) Model." Under the 60/40 Model, once the MOE is factored in, the State would redirect 63% of the County's Health Realignment funds, estimated at \$55.7 million. The State will use the redirected Health Realignment revenue to cover a portion of the State's cost of the CalWORKs program. AB 85 and SB 98 require counties to submit a Board Resolution selecting one of the two options by January 22, 2014.

Today's action will inform the State of the County of San Diego's selection of the County Savings Determination Process for the redirection of its Health Realignment funds. In Fiscal Year 2013-14, the State will redirect an estimated \$18 million in Health Realignment funding from the County to the State. In Fiscal Years 2014-15 and subsequent Fiscal Years, the State will redirect Health Realignment dollars based on the formula chosen.

FISCAL IMPACT:

There is no fiscal impact with today's proposed action. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

Adopt a resolution entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO SELECTING THE HEALTH REALIGNMENT FORMULA SET FORTH IN WELFARE & INSTITUTIONS CODE SECTIONS 17600.50, SUBDIVISION (b)(1) AND 17613.1 – 17613.4, and direct the CAO or her designee to forward the resolution to the State of California informing the State that the County has selected the County Savings Determination Process.

ACTION:

ON MOTION of Supervisor Cox, seconded by Supervisor R. Roberts, the Board took action as recommended, on Consent, adopting Resolution No. 14-001, entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO SELECTING THE HEALTH REALIGNMENT FORMULA SET FORTH IN WELFARE & INSTITUTIONS CODE SECTIONS 17600.50, SUBDIVISION (b)(1) AND 17613.1 – 17613.4.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

9. SUBJECT: BEHAVIORAL HEALTH SERVICES AUTHORIZATION FOR COMPETITIVE SOLICITATIONS AND EXTENSION OF CONTRACTS (DISTRICTS: ALL)

OVERVIEW:

In a series of actions since 1999, the Board has approved initiatives to redesign and implement an expanded continuum of comprehensive behavioral health care for children, adolescents, adults, older adults, and families. In pursuit of these initiatives, the Board also approved the procurement of contracted services.

Today's recommended actions will authorize competitive solicitation of new programs and services, the extension of existing contracts and increases to funding to continue implementing and enhancing the delivery of behavioral health services in the San Diego region. These actions support the County's adopted Live Well San Diego initiative by providing necessary resources and services for individuals with behavioral health needs to lead healthy and productive lives.

FISCAL IMPACT:

Funds for this request are included in the Fiscal Year 2013-15 Operational Plan for the Health and Human Services Agency. If approved, this request will result in Fiscal Year 2013-14 costs and revenue of \$24,106,959. The funding sources are Mental Health Services Act (MHSA), Realignment, Federal Financial Participation, AB 109, Substance Abuse and Mental Health Services Administration (SAMHSA), and Juvenile Justice Crime Prevention Act (JJCPA). 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. In accordance with Article XXIII, Section 401 of the County Administrative Code authorize the Director, Department of Purchasing and Contracting, to issue Competitive Solicitations for the behavioral health programs and services listed below, and upon successful negotiations and determination of a fair and reasonable price, award contracts for an initial term of up to one year, with up to six option years and up to an additional six months, if needed, subject to availability of funds; and to amend the contracts as needed to reflect changes to services and funding, subject to approval of the Director, Health and Human Services Agency.
 - Dual Diagnosis Services for Youth in Juvenile Detention Facilities and Field Services Programs
 - Sexual Treatment, Education and Prevention Services (STEPS)
 - Veterans and Families Outreach and Education Services
 - Youth Mental Health Early Intervention, Outreach and Treatment Services
 - Jail In-Reach Services
 - Integrated Peer and Family Engagement Program
 - Walk In Assessment Center Services – North Inland and North Coastal Regions
 - Bio-Psychosocial Rehabilitation Wellness Recovery Center Services – Central Region
 - Bio-Psychosocial Rehabilitation Wellness Recovery Center Services with Integrated Strengths-Based Case Management – South Region
 - Bio-Psychosocial Rehabilitation Wellness Recovery Center Services with Integrated Strengths-Based Case Management for AB-109 Population – North Inland, North Coastal, North Central, and Central Regions
 - Clubhouse Services – Central and South Regions
 - Consumer and Family Empowerment Program

2. In accordance with Section 401 et seq. of the County Administrative Code, authorize the Director, Department of Purchasing and Contracting, to issue two Requests for Information to (1) operate a Transitional Residential Housing Program for persons with Serious Mental Illness and (2) operate mental health services for the Chaldean and Middle Eastern community. If there is only one qualified respondent for each RFI, authorize the Director, Department of Purchasing and Contracting, in accordance with Board Policy A-87, Competitive Procurement, to enter into negotiations with the single respondent for each program/service described above; and subject to successful negotiations and determination of a fair and reasonable price, award new contracts for a period of one year, with up to six option years and an additional six months if needed, subject to the availability of funds; and to amend the contracts as required to reflect changes to services and funding allocations, subject to approval of the Director, Health and Human Services Agency. Waive the advertising requirement of Board Policy A-87 for sole source contracts. If there are multiple qualified responders to the Requests for Information, then authorize the Director, Department of Purchasing and Contracting, to issue competitive solicitations for the services listed in the

recommendation, and upon successful negotiations and determination of a fair and reasonable price, award contracts for an initial term of up to one year, with up to six option years and up to an additional six months, if needed, subject to availability of funds; and to amend the contracts as needed to reflect changes to services and funding, subject to approval of the Director, Health and Human Services Agency.

3. In accordance with Board Policy A-87, Competitive Procurement, approve and authorize the Director, Department of Purchasing and Contracting, to enter into negotiations with Regents of the University of California, San Diego (UCSD) (contracts #516972 & #525951) and subject to successful negotiations and determination of a fair and reasonable price, extend the current term of the existing contracts for a period of one year through June 30, 2015.
4. In accordance with Article XXIII, Section 401 of the County Administrative Code authorize the Director, Department of Purchasing and Contracting, to issue one or more competitive solicitations for 1) Child Data Analysis and Performance Monitoring and 2) Adult Data Analysis and Performance Monitoring Services, and upon successful negotiations and determination of a fair and reasonable price, award contracts for an initial term of up to one year, with up to six additional option years and up to an additional six months if needed, subject to the availability of funds; and to amend each of the contracts as required to reflect changes to services and funding, subject to approval of the Director, Health and Human Services Agency.
5. In accordance with Board Policy A-87, Competitive Procurement, authorize the Director, Department of Purchasing and Contracting, to enter into negotiations with San Diego State University Research Foundation (SDSURF) (contract #541434), and subject to successful negotiations and determination of a fair and reasonable price and subject to availability of funds, amend the existing contract to increase annual funding from \$974,118 to \$1.5 million as required to meet essential and emergent training needs of the County's Behavioral Health Services system, subject to approval of the Director, Health and Human Services Agency. Waive the advertising requirement of Board Policy A-87.

ACTION:

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

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

- 10. SUBJECT: MENTAL HEALTH SERVICES ACT ANNUAL PROGRAM
& EXPENDITURE PLAN: FISCAL YEAR 2013-14
(DISTRICTS: ALL)**

OVERVIEW:

California's Proposition 63, the Mental Health Services Act (MHSA)--which was approved by California voters in November 2004 and became effective

January 1, 2005--provides funding for expansion of mental health services in California. The MHSA consists of five program components designated by the Act: Community Services and Support (CSS), Prevention and Early Intervention (PEI), Workforce Education and Training (WET), Innovation (INN), and Capital Facilities and Technological Needs (CFTN).

Today's recommendation requests Board approval of the County of San Diego MHSA Annual Program & Expenditure Plan: Fiscal Year 2013-14. This action supports the County's adopted *Live Well San Diego* initiative by enabling participants with mental health needs and the general public to access necessary resources and thereby lead healthy and productive lives.

FISCAL IMPACT:

Funds for this request are included in the Fiscal Years 2013-15 Operational Plan in the Health and Human Services Agency. If approved, this request will result in Fiscal Year 2013-14 costs and revenues of \$146,467,260. The funding source is Mental Health Services Act (MHSA). There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

Accept and approve the County of San Diego Mental Health Services Act (MHSA) Annual Program & Expenditure Plan: Fiscal Year 2013-14 and authorize submission to the Mental Health Services Oversight and Accountability Commission.

ACTION:

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

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

11. SUBJECT: COMMUNITY SERVICES BLOCK GRANT 2014 REVENUE AGREEMENT (DISTRICTS: ALL)

OVERVIEW:

The Community Services Block Grant (CSBG) was established by the federal government to fund a national program, administered locally, for the purpose of assisting persons in becoming self-sufficient. The County of San Diego is the region's designated Community Action Agency and is eligible to receive an annual allocation of federal Community Services Block Grant revenue. These funds are provided through a revenue agreement with the State Department of Community Services and Development. On June 25, 2013 (4), the Board of Supervisors approved a two-year Community Action Plan with the State Department of Community Services and Development for calendar years 2014 and 2015.

Today's item requests Board authority to adopt the attached resolution and authorize the Clerk of the Board to execute the CSBG 2014 Revenue Agreement for the period, January 1, 2014 through December 31, 2014 and any amendments. This action supports the County's regional wellness initiative, Live Well San Diego by supporting the provision of services for families and individuals striving for self-sufficiency.

FISCAL IMPACT:

Funds for this request are included in the Fiscal Years 2013 -15 Operational Plan for the Health and Human Services Agency. If approved, this request will result in annual costs and revenue of approximately \$2,654,256. The funding source is the Community Services Block Grant from the California Department of Community Services and Development. There will be no change in net General Fund costs and no additional staff years.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

1. Adopt the resolution entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO REGARDING THE ADMINISTRATION OF THE 2014 COMMUNITY SERVICES BLOCK GRANT.
2. Authorize the Clerk of the Board of Supervisors to execute, upon receipt, the Community Services Block Grant Revenue Agreement with the State Department of Community Services and Development in the estimated amount of \$2,654,256 for the period January 1, 2014 through December 31, 2014, including any extensions and amendments that do not materially alter the program, subject to the approval of the Director, Health and Human Services Agency.

ACTION:

ON MOTION of Supervisor Cox, seconded by Supervisor R. Roberts, the Board took action as recommended, on Consent, adopting Resolution No. 14-002, entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO REGARDING THE ADMINISTRATION OF THE 2014 COMMUNITY SERVICES BLOCK GRANT.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

12. SUBJECT: APPOINTMENTS OF BOARD MEMBERS TO BOARDS, COMMISSIONS AND COMMITTEES (DISTRICTS: ALL)

OVERVIEW:

The Board of Supervisors annually appoints Board Members to the boards, commissions and committees listed in Attachment A.

FISCAL IMPACT:

None.

BUSINESS IMPACT STATEMENT:

None.

RECOMMENDATION:

VICE-CHAIRWOMAN JACOB

1. Appoint members of the Board of Supervisors to boards, commissions and committees as proposed in Attachment A.
2. Appoint Geoff Patnoe, Director, Office of Strategy and Intergovernmental Affairs, as the second alternate member on the U.S./Mexico Border Counties Coalition and the Urban County Caucus.

ACTION:

Noting for the record that the member of the San Diego County Water Authority will be Supervisor D. Roberts and the Alternate will be Supervisor Horn; and the member of the Urban County Caucus will be Supervisor D. Roberts and the First Alternate will be Supervisor Horn; and adopting Form 806 which has been posted on the internet; ON MOTION of Supervisor Cox, seconded by Supervisor R. Roberts, the Board made the following appointments as recommended, on Consent:

COMMITTEE NAMES	APPOINTED
Board of Supervisors' Committees:	
County Administration Center Building Occupancy	Cox / R. Roberts
County Administration Center Waterfront Park	Cox / R. Roberts
Multiple Species Conservation Program Review	D. Roberts / Jacob
North County Multiple Species Conservation Program	Horn / Jacob
Polinsky Children's Center	Cox / R. Roberts D. Roberts (Alternate)
San Pasqual Academy	Cox / R. Roberts
Schools Subcommittee	Cox / Jacob
Summit on Aging	Jacob / Cox

U.S./Mexico Border Counties Coalition	Cox Jacob (Alternate)
Other Committees:	
California Identification System Remote	Jacob
California State Association of Counties (CSAC)	Cox Horn (Alternate) D. Roberts (2 nd Alternate) (Terms ending 10/31/14)
City-County Reinvestment Task Force	R. Roberts
First 5 Commission (Chair)	Cox
Goodan Ranch Regional Park JPA Policy Committee	Jacob
Harry Griffen Regional Park JPA	Jacob
Indian Gaming Local Benefit Committee	Jacob
Local Agency Formation Commission (LAFCO)*	Horn / Jacob Cox (Alternate)
Los Penasquitos Canyon Preserve Task Force	D. Roberts
Metro Wastewater JPA	Jacob
Metropolitan Transit System Board*	R. Roberts Cox (Alternate)
Mission Trails Regional Park Task Force	Jacob / D. Roberts
National Association of Counties (NACo)	Horn D. Roberts (Alternate)
North San Diego County Transit Development Board*	Horn D. Roberts (Alternate)
Otay Valley Regional Park Policy Committee	Cox
Rincon Shared Benefit Fund Selection Committee	Horn
San Diego Association of Governments (SANDAG)*	R. Roberts (Seat 1) D. Roberts (Seat 1 – Alternate) Cox (Seat 1 – 2 nd Alternate) Jacob (Seat 2) Horn (Seat 2 – Alternate)
<i>SANDAG Committees:</i>	
Bayshore Bikeway	Cox
Borders Committee*	Cox D. Roberts (Alternate)
Executive Committee*	Jacob R. Roberts (Alternate)
Public Safety Committee*	Horn Cox (Alternate)
Regional Housing Task Force	D. Roberts
Regional Planning Committee*	D. Roberts Horn (Alternate)

Selection committee for the TransNet Independent Taxpayer Oversight Committee	Horn R. Roberts
Shoreline Preservation Working Group	D. Roberts
Transportation Committee*	R. Roberts Cox (1 st Alternate) Jacob (2 nd Alternate)
San Diego County Juvenile Justice Coordinating Council	Cox
San Diego County Mental Health Board	D. Roberts
San Diego County Regional Airport Authority*	Cox (term 2/1/13 to 1/31/16)
San Diego County Water Authority	D. Roberts (Non-Voting Member) Horn (Alternate)
San Diego Regional Building Authority	Cox / R. Roberts
San Diego Unified School District i21 Technology Committee	R. Roberts D. Roberts
San Diego Workforce Partnership, Inc., Policy Board	D. Roberts / R. Roberts Cox (Alternate)
San Dieguito River Park JPA	Jacob / D. Roberts
Santa Margarita River Watershed Management Program Policies Committee	Horn
SDG&E/Stakeholders Fire Safety Collaborative Process	Jacob Horn (Alternate)
Solid Waste Hearing Panel	R. Roberts (Term ending 1/3/17)
Tobacco Securitization JPA – Sacramento	Horn
Tobacco Securitization JPA- San Diego	Cox / Horn
Unified San Diego County Disaster Council (Chair)	Jacob
Urban County Caucus	D. Roberts Horn (1 st Alternate)

* Receives stipend.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

**13. SUBJECT: NEIGHBORHOOD REINVESTMENT GRANTS
(DISTRICT: 5)**

OVERVIEW:

Neighborhood Reinvestment Program funding assists non-profit organizations in providing essential services to citizens of San Diego County. Reinvesting taxpayer money in worthwhile organizations is a benefit to the citizens and communities of North County.

FISCAL IMPACT:

The fiscal impact of these recommendations is \$97,315. The funding source is the Neighborhood Reinvestment budget (15670). There will be no change in net General Fund costs and no additional staff years

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:**SUPERVISOR HORN**

1. Allocate \$20,000 from Neighborhood Reinvestment budget (15670) to the Fallbrook Center for the Arts, Inc. (formerly Fallbrook Village Association) to purchase and install software and hardware, such as a Global CRM system, to improve the operations of websites under the control of the Fallbrook Center for the Arts; to design, purchase and install signage at the Fallbrook Art Center and Fallbrook School of the Arts; to purchase and install ceiling insulation and wall heaters at the Fallbrook School of the Arts; and to design and construct exterior improvements, such as decorative trellis panels and lighting, at the Fallbrook Art Center. The Fallbrook Art Center is located at 103 S. Main in Fallbrook, and the Fallbrook School of the Arts is located at 310 E. Alvarado in Fallbrook.
2. Allocate \$25,000 from Neighborhood Reinvestment budget (15670) to the Fallbrook Senior Citizens Center for safety (ADA) improvements, such as adding new railing and re-grading the entrance, to purchase semi-permanent tents and truck containers and to purchase and install a new copier and technology upgrades, such as new computers, at the Fallbrook Senior Center located at 399 Heald Lane in Fallbrook.
3. Allocate \$32,315 from Neighborhood Reinvestment budget (15670) to the Rancho Santa Fe Seniors, Inc. to paint the interior and exterior and repair the historic building; purchase and install air conditioning dampers, patio umbrellas and stands, office copier and scanner, computer software for referral tracking and a paper shredder; purchase and install decomposed granite on walkways; and remove and trim trees at 16780 La Gracia in Rancho Santa Fe.
4. Allocate \$10,000 from Neighborhood Reinvestment budget (15670) to the Vista Community Clinic to help expand the Pier View Way Clinic at 818 Pier View Way in Oceanside to include three exam rooms, four offices, and a larger waiting room.
5. Allocate \$10,000 from Neighborhood Reinvestment budget (15670) to the Vista Oceanside Meals On Wheels to replace a walk-in freezer and a food warmer at the organization's facility at 651 Eucalyptus Avenue in Vista.
6. Authorize the Chief Financial Officer to execute a grant agreement with the organizations listed above, establishing terms for receipt of the funds described above and to make minor amendments to the agreement that are consistent with the general purpose of the grant but do not increase the grant.

7. Find that these grant awards have a public purpose.
8. Find that the allocations to the Fallbrook Center for the Arts, Inc., Fallbrook Senior Citizens Center, Rancho Santa Fe Seniors, Inc., and Vista Oceanside Meals On Wheels are exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15301.

ACTION:

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

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

**14. SUBJECT: NEIGHBORHOOD REINVESTMENT PROGRAM
(DISTRICT: 1)**

OVERVIEW:

The County of San Diego is fortunate to have an opportunity to reinvest taxpayer money into our communities for the benefit of the public. This action will assist the County in meeting the needs of the community.

FISCAL IMPACT:

The fiscal impact of these recommendations is \$750,000. These actions will result in the addition of no staff years and no future costs.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

SUPERVISOR GREG COX

1. Transfer appropriations of \$500,000 from the District 1 Neighborhood Reinvestment Program to the Contribution to Library Fund, Operating Transfer Out, for materials, furniture, fixtures, and equipment for the new Imperial Beach branch library.
2. Establish appropriations of \$500,000 in the County Library budget, services and supplies, for the purchase of library materials and furniture, fixtures, and equipment for the new Imperial Beach Library based on an Operating Transfer from the General Fund. **(4 VOTES)**
3. Transfer appropriations of \$250,000 from the Neighborhood Reinvestment Program Budget (Org 15650) to the Department of Parks and Recreation (Org 52811), service and supplies, for design, environmental review and construction of a parking lot adjacent to Provence House.

ACTION:

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

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

15. **SUBJECT: CHAPTER VIII AGREEMENT NO. 7045 TO PURCHASE TAX-DEFAULTED LAND BY COUNTY OF SAN DIEGO, DEPARTMENT OF PARKS AND RECREATION (DISTRICT: 2)**

OVERVIEW:

When a property owner fails to pay property taxes by the end of the fiscal year, the property becomes tax defaulted. If the property remains tax defaulted for five years, the property then becomes subject to the Treasurer-Tax Collector's Power to Sell. Statutory requirements are met pursuant to Revenue and Taxation Code Section 3691, et seq. prior to the property being offered at sale. Prior to sale, taxing agencies are notified of the scheduled sale and provided an opportunity to object to the sale of individual property scheduled for public auction and acquire that property for public purpose, in accordance with Section 3695 and Chapter VIII of the California Revenue and Taxation Code.

The County of San Diego, Department of Parks and Recreation has offered to purchase one (1) 0.69-acre parcel of tax-defaulted property adjacent to the County's Stoneridge Preserve in the community of Crest, north of Harbison Canyon Road and south of Mountain View Road (2013 Thomas Guide page 1253, B-2). This property is in the Multiple Species Conservation Program (MSCP) South County Subarea Plan Pre-Approved Mitigation Area (PAMA) and will add a valuable piece of habitat to the Stoneridge Preserve for the public purpose of preserving open space and providing access to it. In accordance with Chapter VIII of the California Revenue and Taxation Code, we have prepared the proposed agreement for your approval.

FISCAL IMPACT:

If approved, this request will result in no current year or annual cost. Proceeds of \$8,900.00 from the sale of one (1) 0.69-acre parcel to the Department of Parks and Recreation will be used to redeem the delinquent prior year and current year taxes, costs and fees. Any funds remaining after satisfaction of all taxes, fees and costs of sale will be retained in the delinquent tax sale trust fund for a period of one year following the recordation of the tax deed to the purchaser of the property. During that period, any party of interest in the property at the time of the sale may apply for the proceeds by submitting a claim. Funds for the purchase of one (1) 0.69-acre parcel are included in the Fiscal Year 2013-14 Operational Plan in the Multiple Species Conservation Program Acquisition Fund.

BUSINESS IMPACT STATEMENT:

N/A

**RECOMMENDATION:
TREASURER-TAX COLLECTOR**

1. Adopt the Resolution entitled:

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO CONCERNING THE PROPOSED CHAPTER VIII AGREEMENT SALE NO. 7045 OF TAX-DEFAULTED PROPERTY TO COUNTY OF SAN DIEGO, DEPARTMENT OF PARKS AND RECREATION.

2. Adopt the Agreement approving the sale by Chapter VIII Agreement No. 7045 of one (1) 0.69-acre parcel of land, subject to the Treasurer-Tax Collector's Power to Sell for Defaulted Taxes to the County of San Diego, Department of Parks and Recreation and authorize execution of said Agreements (2 copies) by the Chairperson, attested by the Clerk of the Board of Supervisors, and authorize the Director of the Department of Parks and Recreation to execute said Agreements (2 copies).

ACTION:

ON MOTION of Supervisor Cox, seconded by Supervisor R. Roberts, the Board took action as recommended, on Consent, adopting Resolution No. 14-003, entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO CONCERNING THE PROPOSED CHAPTER VIII AGREEMENT SALE NO. 7045 OF TAX-DEFAULTED PROPERTY TO COUNTY OF SAN DIEGO, DEPARTMENT OF PARKS AND RECREATION.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

16. **SUBJECT: NOTICED PUBLIC HEARING:
ISSUANCE OF REVENUE BONDS BY THE ABAG
(ASSOCIATION OF BAY AREA GOVERNMENTS)
FINANCE AUTHORITY FOR NONPROFIT
CORPORATIONS FOR THE BENEFIT OF SHARP
HEALTHCARE IN AN AGGREGATE AMOUNT NOT TO
EXCEED \$200,000,000 (DISTRICTS: 1, 2, 3, 4)**

OVERVIEW:

The County has received a request from the ABAG (Association of Bay Area Governments) Finance Authority for Nonprofit Corporations ("ABAG" or "Authority") to conduct a public hearing as required by the Internal Revenue Code and to approve the Authority's issuance of Revenue Bonds in an aggregate principal amount not to exceed \$200,000,000 ("Bonds"), on behalf of Sharp Healthcare, or related or successor entities, including Sharp Memorial Hospital, Sharp Chula Vista Medical Center, and Grossmont Hospital Corporation ("Borrower"). The Borrower will use the proceeds of the Bonds to finance and refinance construction and improvements at various Sharp HealthCare facilities located throughout San Diego County. The refinancing component is anticipated to be \$40,000,000, which will refund existing debt initially used by the Borrower

for certain capital expenditures. The remaining \$160,000,000 will be used to finance and/or refinance the acquisition, renovation, construction, furnishing, equipping and improvement of certain of the Borrower's health care facilities ("Project").

ABAG is authorized to assist in financing for nonprofit public benefit organizations or for profit corporations with a public benefit project wishing to issue tax-exempt Bonds, including the Borrower. In order to initiate such a financing, a member jurisdiction in which the Project resides, the Authority has requested the County of San Diego to: (1) conduct a public hearing to satisfy the public approval requirement of Section 147(f) of the Internal Revenue Code; and (2) approve ABAG's issuance of the Bonds. Although ABAG will be the issuer of the Bonds for the Borrower, the financing cannot proceed without the approval of a governmental unit having jurisdiction over the area, which includes the County of San Diego. Today's recommendations will provide ABAG with the required authorization to pursue its determination to issue the Bonds on behalf of the Borrower for the Project.

FISCAL IMPACT:

If approved, the proposal will result in \$1,000 of unanticipated revenue to be used to reimburse the County for costs associated with this non-County financing. There will be no additional staff years.

The Borrower will be responsible for the payment of all present and future costs in connection with issuance of the financing. The County will incur no obligation of indebtedness as a result of these actions.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

1. Pursuant to Section 147(f) of the Internal Revenue Code, hold a public hearing regarding the financing of the Project.
2. Adopt a resolution entitled:

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO APPROVING THE ISSUANCE OF THE ABAG FINANCE AUTHORITY FOR NONPROFIT CORPORATIONS REVENUE BONDS FOR THE BENEFIT OF SHARP HEALTHCARE IN ONE OR MORE SERIES OR SUBSERIES IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$200,000,000 FOR THE PURPOSE OF FINANCING AND/OR REFINANCING THE ACQUISITION, RENOVATION, CONSTRUCTION, IMPROVEMENT, FURNISHING AND EQUIPPING OF HEALTH CARE FACILITIES AND REFUNDING CERTAIN PRIOR OBLIGATIONS AND CERTAIN OTHER MATTERS RELATING THERETO.

ACTION:

ON MOTION of Supervisor Cox, seconded by Supervisor R. Roberts, the Board took action as recommended, on Consent, adopting Resolution No. 14-004, entitled: RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO APPROVING THE ISSUANCE OF THE ABAG FINANCE AUTHORITY FOR NONPROFIT CORPORATIONS REVENUE BONDS FOR THE BENEFIT OF SHARP HEALTHCARE IN ONE OR MORE SERIES OR SUBSERIES IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$200,000,000 FOR THE PURPOSE OF FINANCING AND/OR REFINANCING THE ACQUISITION, RENOVATION, CONSTRUCTION, IMPROVEMENT, FURNISHING AND EQUIPPING OF HEALTH CARE FACILITIES AND REFUNDING CERTAIN PRIOR OBLIGATIONS AND CERTAIN OTHER MATTERS RELATING THERETO.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

17. **SUBJECT: ADMINISTRATIVE ITEM:
SECOND CONSIDERATION AND ADOPTION OF
ORDINANCES: AMENDMENTS TO THE COMPENSATION
ORDINANCE, ADMINISTRATIVE CODE AND CIVIL
SERVICE RULES (12/3/2013 – FIRST READING; 1/7/2014 –
SECOND READING) (DISTRICTS: ALL)**

OVERVIEW:

On December 3, 2013 (36), the Board of Supervisors introduced the Ordinances for further consideration and adoption on January 7, 2014.

The proposed amendments to the San Diego County Compensation Ordinance, Administrative Code, and Civil Service Rules are part of the ongoing efforts to manage and maintain a skilled and competent workforce dedicated to sustaining operational excellence and serving the public. This action 1) amends the Compensation Ordinance by establishing three (3) new job codes/classifications in the unclassified/classified service to reflect organizational changes; 2) amends compensation for seven (7) job codes/classifications in the unclassified/classified service; 3) retitles eight (8) job codes/classifications in the unclassified/classified service; 4) designates one (1) job code/classification as “Terminal”; 5) deletes one (1) job code/classification; and 6) amends sections of the Compensation Ordinance to reflect the actions taken in the prior sections. In addition the San Diego County Administrative Code is amended to reflect the title changes made in the Compensation Ordinance.

Changes to the Civil Service Rules amend subsection (b) of Section 4.1.2 Certification From Employment List of Civil Service Rule IV in order to incorporate language pertaining to the number of names certified for positions that have State or Federal funding pursuant to Government Code Section 19800.

FISCAL IMPACT:

Funds for this request are included in the Fiscal Year 2013-2015 Operational Plan for the respective departments. If approved, today's recommendations are anticipated to result in current year costs of \$30,751. The funding source is a combination of General Purpose Revenues and Program Revenues. There will be no increase in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

Adopt the Ordinances entitled:

AN ORDINANCE AMENDING THE COMPENSATION
ORDINANCE AND ESTABLISHING COMPENSATION.

AN ORDINANCE AMENDING THE ADMINISTRATIVE
CODE.

ACTION:

ON MOTION of Supervisor Cox, seconded by Supervisor R. Roberts, the Board took action as recommended, on Consent, adopting Ordinance No. 10314 (N.S.) entitled: AN ORDINANCE AMENDING THE COMPENSATION ORDINANCE AND ESTABLISHING COMPENSATION; and Ordinance No. 10315 (N.S.) entitled: AN ORDINANCE AMENDING THE ADMINISTRATIVE CODE.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

18. **SUBJECT: SECOND CONSIDERATION AND ADOPTION OF ORDINANCE: AMENDMENTS TO THE COMPENSATION ORDINANCE RELATING TO THE TENTATIVE AGREEMENT WITH THE ASSOCIATION OF SAN DIEGO COUNTY EMPLOYEES-CR UNIT (DISTRICTS: ALL)**

OVERVIEW:

On December 3, 2013 (34), the Board of Supervisors introduced the Ordinance for further consideration and adoption on January 7, 2014.

These recommendations present amendments to the Compensation Ordinance for the first reading of negotiated provisions resulting from a modification and extension of the existing Memorandum of Agreement (MOA), from two years to four years, between the County of San Diego and the Association of San Diego County Employees (ASDCE) - CR Unit.

A summary of the proposed Compensation Ordinance amendments is as follows:

1. Increases eligible employees' flex credits in January 2014, January 2015, January 2016, and January 2017;

2. Modifies salary increase on December 27, 2013 to 2.2%;
3. Modifies the lump sum payment on June 27, 2014 to reflect a 2% payment less \$250;
4. Increases salary by 2% in June 2015 and 2% June 2016;
5. Eliminates the County's portion of employees' paid retirement offset in June 2017, and provides a salary increase to mitigate the final offset reduction at no additional cost to the County; and
6. Reduces the time period an employee has to work out of classification from 3 weeks to 2 weeks before receiving higher duty compensation.

Details of the tentative agreement are reflected in the background of this letter.

FISCAL IMPACT:

This fiscal impact reflects costs increases to the existing Memorandum of Agreement with the ASDCE.

In Fiscal Year 2013-2014, the costs associated with today's recommendations are estimated to result in costs of \$0.11 million. The estimates include ongoing base pay net increases of \$0.09 million and flex credit increases of \$0.02 million.

In Fiscal Year 2014-2015, the costs associated with today's recommendations are estimated to result in additional costs of \$0.16 million which includes a decrease in one-time costs of \$0.08 million. The estimate includes further ongoing base pay net increases of \$0.2 million, a decrease in one time monetary payments of \$0.08 million, and additional flex credit increases of \$0.04 million.

In Fiscal Year 2015-2016, the costs associated with today's recommendations are estimated to result in additional costs of \$0.44 million. The estimate includes further ongoing base pay net increases of \$0.37 million and additional flex credit increases of \$0.07 million.

In Fiscal Year 2016-2017, the costs associated with today's recommendations are estimated to result in additional costs of \$0.46 million. The estimate includes further ongoing base pay net increases of \$0.37 million and additional flex credit increases of \$0.09 million. Flex credits increase further in Fiscal Year 2017-2018 by \$0.05 million.

Funding to support today's recommendations is reflected in the Fiscal Year 2013-2015 Operational Plan. The funding source is a combination of General Purpose revenues, available General Fund fund balance, and various program revenues.

BUSINESS IMPACT STATEMENT:

N/A

**RECOMMENDATION:
CHIEF ADMINISTRATIVE OFFICER**

1. Adopt the Ordinance entitled:

AN ORDINANCE AMENDING THE COMPENSATION ORDINANCE SECTIONS RELATING TO THE TENTATIVE AGREEMENT WITH THE ASSOCIATION OF SAN DIEGO COUNTY EMPLOYEES-CR UNIT.

2. Approve the adoption of the MOA between the County of San Diego and the Association of San Diego County Employees-CR Unit.

ACTION:

ON MOTION of Supervisor Cox, seconded by Supervisor R. Roberts, the Board took action as recommended, on Consent, adopting Ordinance No. 10316 (N.S.) entitled: AN ORDINANCE AMENDING THE COMPENSATION ORDINANCE SECTIONS RELATING TO THE TENTATIVE AGREEMENT WITH THE ASSOCIATION OF SAN DIEGO COUNTY EMPLOYEES-CR UNIT.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

19. SUBJECT: COMMUNICATIONS RECEIVED (DISTRICTS: ALL)

OVERVIEW:

Board Policy A-72, Board of Supervisors Agenda and Related Process, authorizes the Clerk of the Board to prepare a Communications Received for Board of Supervisors' Official Records. Routine informational reports, which need to be brought to the attention of the Board of Supervisors yet not requiring action, are listed on this document. Communications Received documents are on file in the Office of the Clerk of the Board.

FISCAL IMPACT:

N/A

BUSINESS IMPACT STATEMENT:

N/A

**RECOMMENDATION:
CHIEF ADMINISTRATIVE OFFICER**

Note and file.

ACTION:

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

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

20. SUBJECT: APPOINTMENTS: VARIOUS (DISTRICTS: ALL)

OVERVIEW:

These appointments are in accordance with applicable Board Policy A-74, "Citizen Participation in County Boards, Commissions and Committees," Board Policy I-1, "Planning and Sponsor Group Policies and Procedures," and Board Policy A-77, "Appointments to Fill Vacancies and Cancellation of Election where Insufficient Nominations Filed Prior to Uniform District Election and Citizen Planning Group Election," Board Policy A-134, "Procedures for Appointment to Resource Conservation District Boards of Directors."

FISCAL IMPACT:

N/A

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

VICE-CHAIRWOMAN JACOB

Appoint Karla Carroll to the CREST / DEHESA / GRANITE HILLS / HARBISON CANYON COMMUNITY PLANNING GROUP, Seat No. 4, for a term to expire January 5, 2015.

Appoint Lynn Carlson to the LAKESIDE DESIGN REVIEW BOARD, Seat No. 1, for a term to expire November 3, 2015.

Appoint Robert Ames Smith to the PINE VALLEY COMMUNITY PLANNING GROUP, Seat No. 10, for a term to expire January 5, 2015.

Appoint Susan Major King to the PINE VALLEY COMMUNITY PLANNING GROUP, Seat No. 8, for a term to expire January 5, 2015.

Re-appoint Juliana Bugbee to the LAKESIDE DESIGN REVIEW BOARD, Seat No. 2, for a term to expire November 3, 2015.

Re-appoint Frank I. Hilliker to the LAKESIDE DESIGN REVIEW BOARD, Seat No. 4, for a term to expire November 3, 2015.

Waive Board Policy A-74, "Citizen Participation in County Boards, Commissions and Committees," and re-appoint Phyllis Trombi to the GILLESPIE FIELD DEVELOPMENT COUNCIL, Seat No. 3 for a term to expire December 7, 2017.

SUPERVISOR DAVE ROBERTS

Appoint Maria McEneaney to the COMMISSION ON THE STATUS OF WOMEN, Seat No. 6, for a term to expire January 2, 2017.

SUPERVISOR RON ROBERTS

Appoint Jeffrey A. Carle to the FISH AND WILDLIFE ADVISORY COMMISSION, SAN DIEGO COUNTY, Seat No. 8, for a term to expire January 5, 2015.

Appoint Christopher Kahn to the EMERGENCY MEDICAL CARE COMMITTEE, Seat No. 27, for a term to expire January 7, 2018.

Re-appoint Elizabeth DeSouza to the RESOURCE CONSERVATION DISTRICT OF GREATER S.D. COUNTY, Seat No. 4, for a term to expire November 30, 2016.

Waive Board Policy A-74, "Citizen Participation in County Boards, Commissions and Committees," and re-appoint John Sturm to the MENTAL HEALTH BOARD, Seat No. 12, for a term to expire December 31, 2016.

CHIEF ADMINISTRATIVE OFFICER

Confirm the appointment of Nancy C. Hillgren as the primary representative from the Rancho Santa Fe Fire Protection District to the CSA NO. 017 - SAN DIEGUITO EMS DISTRICT ADVISORY COMMITTEE, Seat No. 4. In accordance with the Committee bylaws, "the term of office shall be at the discretion of the appointing organization."

Confirm the appointment of Tucker S. Stine as the alternate representative from the Rancho Santa Fe Fire Protection District to the CSA NO. 017 - SAN DIEGUITO EMS DISTRICT ADVISORY COMMITTEE, Seat No. 11. In accordance with the Committee bylaws, "the term of office shall be at the discretion of the appointing organization."

Appoint Mike Rand as alternate representative to the EMERGENCY MEDICAL CARE COMMITTEE, Seat No. 8, for a term to expire December 6, 2014.

Appoint Michael Pennerman to the HIV HEALTH SERVICES PLANNING COUNCIL, SD COUNTY, Seat No. 29, for a term to expire January 7, 2018.

Appoint Dr. Amanda Quayle to the HIV HEALTH SERVICES PLANNING COUNCIL, SD COUNTY, Seat No. 16, for a term to expire January 7, 2018.

Re-appoint Michael (Mikie) Lochner to the HIV HEALTH SERVICES PLANNING COUNCIL, SD COUNTY, Seat No. 39, for a term to expire January 7, 2018.

Re-appoint Lucia Franco to the HIV HEALTH SERVICES PLANNING COUNCIL, SD COUNTY, Seat No. 24, for a term to expire January 7, 2018.

Re-appoint Susan Frye to the HIV HEALTH SERVICES PLANNING COUNCIL, SD COUNTY, Seat No. 7, for a term to expire January 7, 2018.

Re-appoint Mary Caffery to the HIV HEALTH SERVICES PLANNING COUNCIL, SD COUNTY, Seat No. 8, for a term to expire January 7, 2018.

ACTION:

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

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

21. SUBJECT: CLOSED SESSION (DISTRICTS: ALL)

OVERVIEW:

- A. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Ofelia Wynn v. County of San Diego, et al.; United States District Court, Southern District, No. 12-CV-3070 BTM (NLS)
- B. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Nicole Gochmanosky, et al. v. County of San Diego; United States District Court No. 12-CV-2944/ Bianca Waldron v. County of San Diego, United States District Court No. 13-CV-2589 /Adam Netanel, et al. v. County of San Diego, United States District Court No. 13-CV-2604 /Kari Helstern v. County, United States District Court No. 13-CV-0321
- C. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to paragraph 2 of subdivision (d) of Government Code section 54956.9: (Number of Potential Cases – 1)
- D. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Save Our Heritage Organisation v. County of San Diego; San Diego County Superior Court No. 37-2012-00101054-CU-TT-CTL
- E. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to paragraph 2 of subdivision (d) of Government Code section 54956.9: (Number of Potential Cases – 1)
- F. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
Initiation of litigation pursuant to paragraph 4 of subdivision (d) of Government Code section 54956.9: (Number of Cases – 1)
- G. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Rancho Guejito Corporation v. County of San Diego, et al.; San Diego County Superior Court No. 37-2011-00097436-CU-TT-CTL

H. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

(Paragraph (1) of subdivision (d) of Section 54956.9)

Julian Community Services District v. County of San Diego, et al.; San Diego County Superior Court No. 37-2012-00066398-CU-OR-EC

ACTION:

County Counsel announced that for Closed Session on Tuesday, January 7, 2014, the Board of Supervisors took the following actions:

Item 21B: (four cases considered jointly for purposes of settlement) N. Gochmanosky, K. Helstern, A. Netanel and B. Waldron v. City of San Diego et al, lawsuits arising out of the “Occupy San Diego” movement and alleging law enforcement civil rights violations, by a vote of all five members of the Board present and voting “Aye”, the County is authorized to accept a global settlement demand of \$165,000 (which includes attorney fees and costs) made by the plaintiffs to resolve these four actions as against the County.

Item 21F: By a vote of all five members present and voting “Aye”, agreed to the initiation of litigation, the defendants and other particulars of which shall be disclosed in the manner authorized by Government Code section 54957.1, once the action has been formally commenced.

22. SUBJECT: PRESENTATIONS/AWARDS (DISTRICTS: ALL)

OVERVIEW:

Chairman Greg Cox presented a proclamation declaring January 7, 2014, Elmer Nelson Day throughout the County of San Diego.

Supervisor Ron Roberts presented a proclamation declaring January 7, 2014, Neighborhood House Association Day throughout the County of San Diego.

23. SUBJECT: PUBLIC COMMUNICATION (DISTRICTS: ALL)

OVERVIEW:

Sharon Kramer spoke to the Board regarding a request for assistance by the Board of Supervisors and the District Attorney’s Office.

ACTION:

Heard, referred to the Chief Administrative Officer.

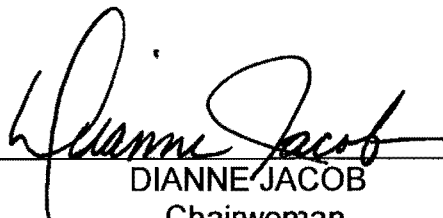
There being no further business, the Board adjourned at 11:10 a.m. in memory of George Weida, Jerry Coleman, Gregory Fitzpatrick, Louis "Lou" Terrell, and Michael Rice.

THOMAS J. PASTUSZKA
Clerk of the Board of Supervisors
County of San Diego, State of California

Consent: Gomez
Discussion: Panfil

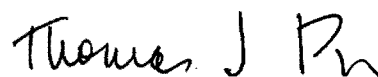
NOTE: This Statement of Proceedings sets forth all actions taken by the County of San Diego Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors, on Tuesday, January 28, 2014.



DIANNE JACOB
Chairwoman

Attest:



THOMAS J. PASTUSZKA
Clerk of the Board