

January 14, 2020

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 14, 2020, 9:00 AM
BOARD OF SUPERVISORS NORTH CHAMBER ROOM 310
1600 PACIFIC HIGHWAY, SAN DIEGO, CALIFORNIA

Order of Business

**BOARD ORGANIZATIONAL MEETING
9:00 A.M.**

- A. MORNING SESSION – Organizational Meeting was called to order at 9:00 a.m.
- PRESENT: Supervisors Dianne Jacob, Chairwoman; Greg Cox, Vice-Chairman; Kristin Gaspar; Nathan Fletcher; Jim Desmond; also, Andrew Potter, Clerk of the Board of Supervisors.
- B. Invocation was led by Pastor Jon Yenter from The Refinery Church.
- C. Pledge of Allegiance was led by Retired U.S. Marine Corps Major and current Commander of Chula Vista American Legion Post 434, Richard M. Kiehl.
- D. Selection of Chair, Vice Chair, and Chair Pro Tem of the 2020 Board of Supervisors.

ACTION:

ON MOTION of Supervisor Jacob, seconded by Supervisor Gaspar, the Board of Supervisors appointed Supervisor Cox, Chair; Supervisor Desmond, Vice-Chair; and Supervisor Fletcher, Chair Pro Tem.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

**REGULAR MEETING
10:00 A.M.**

REGULAR SESSION – Regular Meeting was called to order at 10:00 a.m.

PRESENT: Supervisors Greg Cox, Chairman; Jim Desmond, Vice-Chairman; Dianne Jacob; Kristin Gaspar; Nathan Fletcher; also, Andrew Potter, Clerk of the Board of Supervisors.

- E. Presentation or Announcement of Proclamations and Awards:

Chairman Greg Cox presented a proclamation declaring January 14, 2020, to be Dr. Hai Shao Day, throughout the County of San Diego.

Supervisor Kristin Gaspar presented a proclamation declaring January 2020, to be National Mentoring Month, throughout the County of San Diego.

Supervisor Nathan Fletcher presented a proclamation declaring January 14, 2020, to be Alliance San Diego Day, throughout the County of San Diego.

Supervisor Nathan Fletcher presented a proclamation declaring January 14, 2020, to be Pillars of the Community Day, throughout the County of San Diego.

Supervisor Nathan Fletcher presented a proclamation declaring January 14, 2020, to be Project New Village Day, throughout the County of San Diego.

Vice-Chairman Jim Desmond presented a proclamation declaring February 1, 2020, to be the Mitchell Thorp Foundation Day, throughout the County of San Diego.

- F. Public Communication: Opportunity for members of the public to speak to the Board on any subject matter within the Board's jurisdiction but not an item on today's agenda.
- G. Approval of the Statement of Proceedings/Minutes for the meeting of December 10, 2019.

ACTION:

ON MOTION of Supervisor Gaspar, seconded by Supervisor Jacob, the Board of Supervisors approved the Statement of Proceedings/Minutes for the meeting of December 10, 2019.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

- H. Formation of Consent Calendar
- I. Discussion Items

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	#	Subject
Public Safety	1.	<p>SHERIFF - ESTABLISH APPROPRIATIONS AND ADOPT A RESOLUTION FOR THE FISCAL YEAR 2019 OPERATION STONEGARDEN GRANT AND ESTABLISH APPROPRIATIONS FOR FISCAL YEAR 2019 DNA CAPACITY ENHANCEMENT AND BACKLOG REDUCTION</p> <p>[FUNDING SOURCES: OPERATION STONEGARDEN (OPSG): GRANT REVENUE FROM THE U.S. DEPARTMENT OF HOMELAND SECURITY PASSED THROUGH THE CALIFORNIA GOVERNOR'S OFFICE OF EMERGENCY SERVICES AND THE EXISTING GENERAL PURPOSE REVENUE IN THE SHERIFF'S DEPARTMENT; DNA CAPACITY ENHANCEMENT BACKLOG REDUCTION: GRANT REVENUE FROM THE U.S. DEPARTMENT OF JUSTICE AND THE EXISTING SHERIFF'S DEPARTMENT GENERAL PURPOSE REVENUE IN THE SHERIFF'S DEPARTMENT]</p> <p>(4 VOTES)</p>
	2.	<p>SHERIFF - REQUEST FOR SINGLE SOURCE PROCUREMENT OF GOODS AND SERVICES TO BE USED FOR CALIFORNIA IDENTIFICATION SYSTEM FROM FOSTER & FREEMAN</p> <p>[FUNDING SOURCE: SHERIFF FINGERPRINT ID TRUST FUND]</p>
	3.	<p>SHERIFF - RATIFY ACCEPTANCE OF DONATION FROM THE SAN DIEGO HONORARY DEPUTY SHERIFF'S ASSOCIATION</p>
	4.	<p>SHERIFF - HOMICIDE INVESTIGATIVE SERVICES CONTRACT WITH THE CITY OF CORONADO</p>
	5.	<p>DISTRICT ATTORNEY - REQUEST FOR SINGLE SOURCE PROCUREMENT OF SECURE COVERED PARKING SPACES FOR COUNTY VEHICLES</p> <p>[FUNDING SOURCES: ARE REVENUE FROM THE PROPOSITION 64 CONSUMER FRAUD TRUST FUND, REAL ESTATE FRAUD TRUST FUND AND VARIOUS STATE GRANTS INCLUDING THE INSURANCE FRAUD PROGRAMS AND THE HIGH-TECHNOLOGY THEFT APPREHENSION AND PROSECUTION PROGRAM AND GENERAL PURPOSE REVENUE]</p>

6. DISTRICT ATTORNEY - REQUEST TO APPLY FOR AND ACCEPT GRANT FUNDS AND AUTHORIZATION OF A SINGLE SOURCE SERVICE CONTRACT FOR IMPROVING CRIMINAL JUSTICE RESPONSES TO DOMESTIC VIOLENCE, DATING VIOLENCE, SEXUAL ASSAULT, AND STALKING PROGRAM
[FUNDING SOURCE: U.S. DEPARTMENT OF JUSTICE, OFFICE ON VIOLENCE AGAINST WOMEN]
7. PROBATION – REQUEST FOR PROPOSALS FOR INTERIM HOUSING
[FUNDING SOURCES: STATE OF CALIFORNIA, LOCAL REVENUE FUND 2011, COMMUNITY CORRECTIONS SUBACCOUNT; YOUTHFUL OFFENDER SUBACCOUNT; AND STATE COMMUNITY CORRECTIONS INCENTIVE PERFORMACE FUND (SB678)]
8. PROBATION - RATIFICATION OF APPLICATION AND ACCEPTANCE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION FUNDS FOR A WORK CREW LITTER ABATEMENT PROGRAM; ADOPT A RESOLUTION OF THE BOARD OF SUPERVISORS TO APPROVE THE COOPERATIVE AGREEMENT WITH CALIFORNIA DEPARTMENT OF TRANSPORTATION
[FUNDING SOURCE: CALIFORNIA DEPARTMENT OF TRANSPORTATION]
9. EMERGENCY SERVICES - RATIFY ACCEPTANCE OF FISCAL YEAR 2019 PUBLIC SAFETY POWER SHUTOFF FUNDS FROM THE CALIFORNIA GOVERNOR’S OFFICE OF EMERGENCY SERVICES
10. ADMINISTRATIVE ITEM:
SECOND CONSIDERATION AND ADOPTION OF ORDINANCE: SUNSET REVIEW OF BOARD OF SUPERVISORS POLICIES AND COUNTY ADMINISTRATIVE CODE ARTICLES ASSIGNED TO THE PUBLIC SAFETY GROUP
11. AGREEMENTS BETWEEN THE COUNTY OF SAN DIEGO AND TRI-CITY HEALTHCARE DISTRICT FOR THE DEVELOPMENT AND OPERATION OF A PSYCHIATRIC HEALTH FACILITY AT TRI-CITY MEDICAL CENTER
[FUNDING SOURCE: GENERAL FUND BALANCE COMMITTED FOR REALIGNMENT]
(4 VOTES)
- 12.* RECEIVE THE FISCAL YEAR 2018-19 PUBLIC HEALTH SERVICES ACCOMPLISHMENTS PRESENTATION

Health and
Human Services

*Presentation

- 13.* AN ORDINANCE ADDING PROVISIONS TO TITLE 3, DIVISION 2 OF THE SAN DIEGO COUNTY REGULATORY CODE REGARDING SMOKING RELATED PROHIBITIONS IN THE UNINCORPORATED AREA OF THE COUNTY
14. APPROVAL FOR CONSENT TO ACCEPT REFUGEE RESETTLEMENT IN SAN DIEGO COUNTY [FUNDING SOURCES: ARE THE REFUGEE SUPPORT SERVICES GRANT, REFUGEE HEALTH ASSESSMENT PROGRAM FUNDING, AND SERVICES TO OLDER REFUGEES ALLOCATION]
15. APPOINTMENT OF SAN DIEGO COUNTY CHILD CARE AND DEVELOPMENT PLANNING COUNCIL MEMBERS
16. ADOPT A RESOLUTION OF THE SAN DIEGO COUNTY BOARD OF SUPERVISORS AUTHORIZING SUBMITTAL OF AN APPLICATION TO THE CALIFORNIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT FOR FUNDING UNDER THE CALHOME PROGRAM [FUNDING SOURCE: IS GRANT REVENUE FROM THE CALIFORNIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT CALHOME PROGRAM]
17. NOTICED PUBLIC HEARING: APPROVAL OF THE CONFLICT OF INTEREST CODE OF THE CLEAN ENERGY ALLIANCE JOINT POWERS AGENCY
18. NOTICED PUBLIC HEARING: ISSUANCE OF REVENUE BONDS BY THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY FOR THE BENEFIT OF CARLSBAD VETERAN HOUSING, L.P. OR ANOTHER ENTITY CREATED BY AFFIRMED HOUSING GROUP, INC. IN AN AGGREGATE AMOUNT NOT TO EXCEED \$19,000,000
19. NOTICED PUBLIC HEARING: ISSUANCE OF REVENUE BONDS BY THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY FOR THE BENEFIT OF METROPOLITAN AREA ADVISORY COMMITTEE ON ANTI-POVERTY OF SAN DIEGO COUNTY, INC. IN AN AGGREGATE AMOUNT NOT TO EXCEED \$17,000,000 FOR THE SAN MARTIN DE PORRES APARTMENTS

Financial and
General
Government

*Presentation

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20. NOTICED PUBLIC HEARING:
ISSUANCE OF REVENUE BONDS BY THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY FOR THE BENEFIT OF METROPOLITAN AREA ADVISORY COMMITTEE ON ANTI-POVERTY OF SAN DIEGO COUNTY, INC. IN AN AGGREGATE AMOUNT NOT TO EXCEED \$11,000,000 FOR VILLA LAKESHORE APARTMENTS
21. NOTICED PUBLIC HEARING:
ISSUANCE OF REVENUE BONDS BY THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY FOR THE BENEFIT OF FAIRBANKS TERRACE II CIC, LP IN AN AGGREGATE AMOUNT NOT TO EXCEED \$10,000,000
22. NOTICED PUBLIC HEARING:
ISSUANCE OF REVENUE BONDS BY THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY FOR THE BENEFIT OF CRP ENCANTO GATEWAY LP OR AN AFFILIATE IN AN AGGREGATE AMOUNT NOT TO EXCEED \$25,000,000
23. NOTICED PUBLIC HEARING:
ISSUANCE OF REVENUE BONDS BY THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY FOR THE BENEFIT OF CCBA SENIORS, L.P. IN AN AGGREGATE AMOUNT NOT TO EXCEED \$13,000,000
24. NOTICED PUBLIC HEARING:
ISSUANCE OF REVENUE BONDS BY THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY FOR THE BENEFIT OF ST. STEPHEN'S RETIREMENT CENTER, INC. IN AN AGGREGATE AMOUNT NOT TO EXCEED \$20,000,000
25. APPOINTMENTS OF BOARD MEMBERS TO BOARDS, COMMISSIONS AND COMMITTEES
26. NEIGHBORHOOD REINVESTMENT PROGRAM GRANTS (DISTRICT: 2)
[FUNDING SOURCE: GENERAL PURPOSE REVENUE]
27. GENERAL SERVICES - AUTHORIZATION TO ADVERTISE AND AWARD CONSTRUCTION CONTRACT(S) FOR NEW EMERGENCY GENERATORS AT SIX LIBRARIES
[FUNDING SOURCE: INTERNAL AGREEMENT WITH THE SAN DIEGO COUNTY LIBRARY SUPPORTED BY AVAILABLE PRIOR YEAR COUNTY LIBRARY FUND FUND BALANCE]

- 28. GENERAL SERVICES - APPROVAL OF COMMUNICATION SITE LEASES FOR THE SHERIFF DEPARTMENT
- 29. GENERAL SERVICES - APPROVAL OF LEASE AGREEMENT FOR THE HEALTH AND HUMAN SERVICES AGENCY, 3949 RUFFIN ROAD, SAN DIEGO [FUNDING SOURCE: GENERAL PURPOSE REVENUE]
- 30. GENERAL SERVICES - AFFORDABLE HOUSING - CERTIFY CALIFORNIA ENVIRONMENTAL QUALITY ACT FINDINGS AND AUTHORIZE DEMOLITION - FORMER REGIONAL CRIME LAB, 5255 MOUNT ETNA DRIVE, SAN DIEGO [FUNDING SOURCE: IS GENERAL PURPOSE REVENUE]
- 31. AMENDMENTS TO THE COMPENSATION ORDINANCE (1/14/2020 - FIRST READING; 1/28/2020 - SECOND READING)

Communications Received

- 32. COMMUNICATIONS RECEIVED

Appointments

- 33. APPOINTMENTS: VARIOUS

Closed Session

- 34. CLOSED SESSION

Financial and General Government

- 35. OFF-AGENDA CONSIDERATION: GENERAL SERVICES, REPORT OF ACTION PURSUANT TO PUBLIC CONTRACT CODE SECTION 22050 AND RATIFICATION OF EMERGENCY REPAIRS AT THE COUNTY ADMINISTRATION CENTER [FUNDING SOURCE: CHARGES TO THE CLIENT DEPARTMENT] (4 VOTES)

Public Communication

- 36. PUBLIC COMMUNICATION

1. **SUBJECT: SHERIFF - ESTABLISH APPROPRIATIONS AND ADOPT A RESOLUTION FOR THE FISCAL YEAR 2019 OPERATION STONEGARDEN GRANT AND ESTABLISH APPROPRIATIONS FOR FISCAL YEAR 2019 DNA CAPACITY ENHANCEMENT AND BACKLOG REDUCTION (DISTRICTS: ALL)**

OVERVIEW

The Operation Stonegarden (OPSG) grant program supports enhanced cooperation and coordination among federal, state, tribal, local, and territorial law enforcement agencies in order to increase operational, material, and technological capabilities against border-related crimes and violence. On December 5, 2017 (1), the Board of Supervisors authorized the Sheriff's Department (Sheriff) to apply for and accept OPSG grant funds in subsequent years. As the grant administrator for the San Diego County region, the Sheriff applied for the Fiscal Year (FY) 2019 OPSG grant and was awarded \$9,200,000 for the project period of September 1, 2019 through May 31, 2022. The purpose of Operation Stonegarden is not immigration enforcement, and the Sheriff does not engage in or support immigration enforcement activities during operations. For that reason, the Sheriff's participation in Operation Stonegarden is in compliance with SB 54. This is a request to establish appropriations of \$9,200,000 based on U.S. Department of Homeland Security (DHS) grant funds, passed through the California Governor's Office of Emergency Services (Cal OES). This request also seeks to adopt a governing body resolution authorizing the Sheriff and designated Sheriff's Department staff to execute any actions necessary for the purpose of the FY 2019 OPSG grant program for the County of San Diego region.

The DNA Capacity Enhancement and Backlog Reduction (CEBR) grant program seeks to improve forensic science and laboratory services provided by the Sheriff's Crime Laboratory to county residents. On April 3, 2012 (3), the Board of Supervisors authorized the Sheriff to apply for and accept U. S. Department of Justice DNA CEBR Program grant funds, formerly named "DNA Backlog Reduction Program" and "Forensic DNA Backlog Reduction Program." The Sheriff's Crime Laboratory uses these funds to reduce backlogged casework through overtime and to replace older equipment in order to improve delivery of DNA analysis services. The Sheriff was awarded \$333,228 for the project period January 1, 2020 through December 31, 2021. This is a request to establish appropriations of \$333,228 based on based on U.S. Department of Justice grant funds.

RECOMMENDATION(S)

SHERIFF

1. Waive Board Policy B-29, Fees, Grants, Revenue Contracts - Department Responsibility for Cost Recovery, which requires full cost recovery for grants, as these grant programs do not recover full cost.
2. Establish appropriations of \$9,200,000 in the Sheriff's Department for Salaries & Benefits (\$4,020,386), Services & Supplies (4,588,613), and Capital Assets - Equipment (\$591,001) for the Sheriff and to reimburse participating local and state law enforcement agencies, based on unanticipated revenue from Fiscal Year 2019 Operation Stonegarden (OPSG) grant funds for the project period of September 1, 2019 through May 31, 2022.
(4 VOTES)

3. Adopt a Resolution entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO RELATING TO THE FISCAL YEAR 2019 OPERATION STONEGARDEN GRANT PROGRAM.
4. Establish appropriations of \$333,228 in the Sheriff's Department for Salaries & Benefits for overtime (\$77,615), Services & Supplies (\$137,113), and Capital Assets - Equipment (\$118,500), based on unanticipated revenue from the U. S. Department of Justice Fiscal Year 2019 DNA Capacity Enhancement and Backlog Reduction (CEBR) Program for the project period January 1, 2020 through December 31, 2021. (4 VOTES)
5. Authorize the Sheriff, and/or designee, to review and execute all required grant and grant-related documents, including agreements with other government and non-government agencies for the distribution and/or reimbursement of grant funds where necessary to carry out the purposes of the Fiscal Year (FY) 2019 Operation Stonegarden and FY 2019 DNA CEBR grant programs, and any annual extensions, amendments, and/or revisions thereof that do not materially impact or alter the services or funding level.

FISCAL IMPACT

Operation Stonegarden (OPSG)

Funds for this request are partially included in the Fiscal Year 2019-20 Operational Plan for the Sheriff's Department. If approved, this request will result in current year estimated costs of \$10,271,243 (\$5,958,493 for the Sheriff and \$4,312,750 for other agencies) and revenue of \$9,200,000. The funding sources are grant revenue from the U. S. Department of Homeland Security passed through the California Governor's Office of Emergency Services (\$9,200,000) and the existing General Purpose Revenue in the Sheriff's Department (\$1,071,243). The grant award recovers all Sheriff's Department direct costs but does not reimburse all costs associated with administrative overhead and support estimated at \$1,071,243. There will be no change in net General Fund cost and no additional staff years.

DNA Capacity Enhancement Backlog Reduction

Funds for this request are partially included in the Fiscal Year 2019-20 Operational Plan for the Sheriff's Department. If approved, this request will result in current year estimated costs of \$357,309 and revenue of \$333,228. The funding sources are grant revenue from the U. S. Department of Justice (\$333,228) and the existing Sheriff's Department General Purpose Revenue in the Sheriff's Department (\$24,081). The grant revenue recovers Sheriff's Department direct costs but does not reimburse all costs associated with administrative overhead and support estimated at \$24,081. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

ON MOTION of Supervisor Jacob, seconded by Supervisor Gaspar, the Board of Supervisors took action as recommended, on Consent, adopting Resolution No. 20-001 entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO RELATING TO THE FISCAL YEAR 2019 OPERATION STONEGARDEN GRANT PROGRAM.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

2. **SUBJECT: SHERIFF - REQUEST FOR SINGLE SOURCE PROCUREMENT OF GOODS AND SERVICES TO BE USED FOR CALIFORNIA IDENTIFICATION SYSTEM FROM FOSTER & FREEMAN (DISTRICTS: ALL)**

OVERVIEW

The California Identification System/Remote Access Network (Cal-ID/RAN) is a statewide system that provides local law enforcement agencies with direct access to local, state, and federal automated fingerprint, palm print, photo systems and databases. The network allows for the rapid identification of criminals booked into detention facilities and stores biographic and fingerprint data of arrestees, as well as latent prints lifted from crime scenes. The system oversees the operation of Automated Fingerprint Identification System (AFIS), a searchable database for fingerprint and palm print images. The Sheriff's Department is the administrator for San Diego County's Cal-ID/RAN system, which is used by all 18 cities in the region.

Among the integral pieces of equipment funded by the County of San Diego's (County) Cal-ID/RAN are Digital Capture Systems (DCS), which capture, enhance and print detailed finger and palm print images. First purchased in 2006, this equipment is used at various crime laboratories throughout San Diego County, provide absolute compatibility with existing system components, including AFIS, and have proven to be an integral part in enhancing efficiency. The DCS in use are manufactured and distributed exclusively by Foster & Freeman. The Foster & Freeman systems are designed specifically for the capture, enhancement, and printing of latent skin ridge pattern images which define fingerprints and palm prints in forensic laboratories.

This is a request to approve the single source procurement for Digital Capture Systems and related components from Foster & Freeman. This request is for a one initial year and four option year periods, with an additional six-month option if needed, from the date of the contract issuance. Contracts shall be amended as needed to reflect changes to requirements and funding, subject to the approval of the Sheriff.

RECOMMENDATION

SHERIFF

1. In accordance with Board Policy A-87, Competitive Procurement, approve and authorize the Director of Department of Purchasing and Contracting to enter into negotiations with Foster & Freeman, and subject to successful negotiations and determination of a fair and reasonable price, award contracts for the purchase of Digital Capture Systems and related components effective January 14, 2020 through June 30, 2020, with four one-year option periods through June 30, 2024 and an additional six months if needed.

2. In accordance with Board Policy A-87, Competitive Procurement, and Administrative Code Section 401, authorize the Director, Department of Purchasing and Contracting to amend contract with Foster & Freeman as required to reflect changes to services and funding allocations, subject to approval of the Sheriff.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year 2019-20 Operational Plan for the Sheriff's Department. If approved, this request will result in estimated current and future years costs and revenue of \$300,000, and annual maintenance future year estimated costs of \$8,000 per system, per year for a maximum of eight years after the initial one-year warranty period. The funding source for current and future years is the Sheriff Fingerprint ID Trust Fund. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

3. **SUBJECT: SHERIFF - RATIFY ACCEPTANCE OF DONATION FROM THE SAN DIEGO HONORARY DEPUTY SHERIFF'S ASSOCIATION (DISTRICTS: ALL)**

OVERVIEW

County of San Diego Administrative Code Article III, Section 66 Acceptance of Gifts and Board of Supervisors Policy A-112, Acceptance and Use of Gifts and Donations, permit the acceptance of gifts and donations by the administrative heads of each department in the County, subject to approval by the Board of Supervisors.

The San Diego Honorary Deputy Sheriff's Association (HDSA) is a group of local business and community leaders with a long history of providing support to the County of San Diego's Sheriff's Department. Today's request would ratify the acceptance of donation of two unmanned aerial vehicles with camera system valued at \$44,198 from the HDSA for the use by the Sheriff's Department's Unmanned Aerial System Pilot Committee in various law enforcement operations that range from search and rescue operations to tactical operations.

RECOMMENDATION(S)

SHERIFF

1. In accordance with County of San Diego Administrative Code Article III, Section 66 Acceptance of Gifts and Board of Supervisors Policy A-112, Acceptance and Use of Gifts and Donations, ratify the acceptance of equipment valued at \$44,198 from the San Diego Honorary Deputy Sheriff's Association.

2. Authorize the Chair of the Board of Supervisors to sign a letter of appreciation on behalf of the Board of Supervisors and the County of San Diego to the San Diego Honorary Deputy Sheriff's Association.

FISCAL IMPACT

There is no fiscal impact associated with today's requests to ratify the acceptance of donation of two unmanned aerial vehicles with camera system valued at \$44,198 from the San Diego Honorary Deputy Sheriff's Association. All future costs associated with the donation such as, but not limited to, annual maintenance will be funded by the Sheriff's Department and included in future years' Operational Plan for the department. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

4. **SUBJECT: SHERIFF - HOMICIDE INVESTIGATIVE SERVICES CONTRACT WITH THE CITY OF CORONADO (DISTRICTS: ALL)**

OVERVIEW

The City of Coronado maintains its own police department, Coronado Police Department (CPD). The CPD has requested that the Sheriff's Department (Sheriff) provide investigative services for Officer Involved Shootings (OIS) and In Custody deaths (ICD) as needed. These services would be provided by the Sheriff's Homicide Division which currently investigates OIS and ICD events for the Sheriff and the nine contract cities.

This action requests authorization for the execution of a five-year revenue contract between the County of San Diego, through the Sheriff's Department, and the City of Coronado to provide services as needed for the period beginning February 1, 2020 and ending January 31, 2025.

RECOMMENDATION(S)

SHERIFF

1. Waive Board Policy B-29, which requires docketing Revenue Contracts with the Board at least 60 days prior to effective date of the contract.
2. Approve and authorize the Clerk of the Board to accept and execute, upon receipt, the Agreement for investigative services between the County of San Diego, through the Sheriff's Department, and the city of Coronado for the period of February 1, 2020 through January 31, 2025.
3. Authorize the Sheriff to approve mid-year service level changes, amendments and/or revisions for the period beginning February 1, 2020 and ending January 31, 2025.

FISCAL IMPACT

There is no fiscal impact associated with today's requested actions. The Sheriff's Department will be reimbursed by the City of Coronado for the actual costs (including overhead costs) of services. There will be no change in net General Fund costs and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

- 5. **SUBJECT: DISTRICT ATTORNEY - REQUEST FOR SINGLE SOURCE PROCUREMENT OF SECURE COVERED PARKING SPACES FOR COUNTY VEHICLES (DISTRICTS: ALL)**

OVERVIEW

Downtown San Diego has transformed from a predominantly business-oriented region to an area filled with high-rise offices, residences and retail businesses, along with amenities attractive to many visitors. As a result, there continues to be a shortage of affordable covered and secure parking facilities for County-owned vehicles and safety equipment within proximity to the Hall of Justice.

The District Attorney's Office continues to require secure and covered parking spaces for County-owned law enforcement vehicles in the downtown area. The District Attorney Investigators who operate the vehicles make an average of three out-of-office trips per day. Other employees are also required to make out of office trips from time to time. The spaces need to be as close as possible to the Hall of Justice to minimize the investigators' nonproductive time costs. In order to meet the need for secure and covered parking within relative proximity to the Hall of Justice, the District Attorney's Office has identified the Columbia Street Parking Garage a safe environment to park County-owned law enforcement vehicles. If approved, this request will authorize the Director, Department of Purchasing and Contracting, to negotiate and enter into a three-year agreement with two option years, beginning on July 1, 2020 through June 30, 2025, with ABM Parking Services to continue to provide an estimated 220 covered and secure parking spaces at the Columbia Street parking garage on behalf of the District Attorney's Office. The current agreement expires on June 30, 2020.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

In accordance with Board Policy A-87, Competitive Procurement, approve and authorize the Director of the Department of Purchasing and Contracting to enter into negotiations with ABM Parking Services and subject to successful negotiations and a determination of fair and reasonable price, award a contract for secure parking spaces within a five-block radius of the Hall of Justice for three years and two option years, beginning on July 1, 2020 through June 30, 2025, and an additional six months, if needed, and to amend the contract as needed to reflect changes to services and funding subject to the approval and funding of the District Attorney.

FISCAL IMPACT

Funds for this request will be included in the Fiscal Year 2020-22 Operational Plan for the District Attorney’s Office. If approved, this request will result in estimated annual costs and revenue of \$390,000. The funding sources are revenue from the Proposition 64 Consumer Fraud Trust Fund, Real Estate Fraud Trust Fund and various State grants including the Insurance Fraud programs and the High-Technology Theft Apprehension and Prosecution Program (\$159,000) and General Purpose Revenue (\$231,000). There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

- 6. **SUBJECT: DISTRICT ATTORNEY - REQUEST TO APPLY FOR AND ACCEPT GRANT FUNDS AND AUTHORIZATION OF A SINGLE SOURCE SERVICE CONTRACT FOR IMPROVING CRIMINAL JUSTICE RESPONSES TO DOMESTIC VIOLENCE, DATING VIOLENCE, SEXUAL ASSAULT, AND STALKING PROGRAM (DISTRICTS: ALL)**

OVERVIEW

The U. S. Department of Justice (USDOJ), Office on Violence Against Women (OVW) has made available funding for federal Fiscal Year 2020 Improving Criminal Justice Responses to Domestic Violence, Dating Violence, Sexual Assault, and Stalking Program (Improving Criminal Justice Responses Program) which enables public safety agencies to implement coordinated responses and projects with a victim service provider partner to address these serious violations over a three year grant period.

The County of San Diego (County) District Attorney’s Office is the largest local provider of victim services and assists approximately 15,000 crime victims annually. Historically, our north county region has experienced 44% of the intimate partner homicides.

On December 11, 2018 (20), the Board of Supervisors (Board) authorized in principal the lease and/or purchase of a site for the District Attorney’s proposed Family Justice Center (FJC). The District Attorney is seeking to provide support to victims in the form of regionalized one-stop Family Justice Centers designed based on a victim-centered best practices model where criminal justice and victim services providers are co-located to enhance collaboration in providing comprehensive services that are culturally appropriate, physically accessible and driven by the needs of those who are impacted by crime and violence.

Program services that are eligible under this grant are aligned with the planned services to be provided in a regionalized Family Justice Center model currently under development, with the first center planned for the Northern Region of San Diego County.

If approved, today's action would authorize the District Attorney to apply for and accept grant funding from the USDOJ's Improving Criminal Justice Responses Program in an amount up to \$1.0 million, for the period of October 1, 2020 through September 30, 2023, and to apply for and accept USDOJ funding for this program in subsequent years if there are no material changes to the grant terms and funding levels. Services will include support to victims of domestic violence, dating violence, sexual assault and stalking. This is also a request to authorize the Director of Purchasing to enter into a single source services contract with Palomar Health Foundation, Inc. to provide domestic violence and sexual assault services to victims served through the planned FJC, for up to three (3) years beginning October 1, 2020 and ending September 30, 2023 and an additional six months if needed.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Authorize the District Attorney to apply for and accept grant funds in an amount up to \$1.0 million from the OVW Fiscal Year 2020 Improving Criminal Justice Response to Domestic Violence, Dating Violence, Sexual Assault, and Stalking Grant Program for the project period of October 1, 2020 through September 30, 2023; and authorize the District Attorney to apply for and accept the OVW grant funds in subsequent years provided there are no material changes to the grant's purpose, services or funding level.
2. Authorize the District Attorney to execute all required grant documents, including any annual extensions, amendments and/or revisions that do not materially impact or alter the services or funding level.
3. In accordance with Board Policy A-87, Competitive Procurement, and Administrative Code Section 401, approve and authorize the Director of the Department of Purchasing and Contracting to enter into negotiations with Palomar Health Foundation, Inc., and subject to successful negotiations and a determination of a fair and reasonable price, award a contract for the delivery of crime victim supportive services, for up to three (3) years beginning October 1, 2020 and ending September 30, 2023 and an additional six months if needed, and to amend the contract as needed to reflect changes to requirements of funding, subject to the approval of the District Attorney.

FISCAL IMPACT

If approved funds for this request will be included in the Fiscal Year 2020-21 Operational Plan for the District Attorney's Office. This request would result in estimated costs and revenue of \$280,000 in Fiscal Year 2020-21. Subsequent year costs and revenues, estimated at \$720,000, for the grant program will be included in future year Operational Plans for the District Attorney's Office. This grant program will achieve full cost recovery. The funding source is U. S. Department of Justice, Office on Violence Against Women. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

7. SUBJECT: PROBATION – REQUEST FOR PROPOSALS FOR INTERIM HOUSING (DISTRICTS: ALL)

OVERVIEW

Adults and youth supervised by the San Diego County Probation Department (Probation) may be at-risk of homelessness and in need of short-term housing assistance, including upon their release from custody. Probation provides interim housing solutions to assist a group of clients as part of community reentry assistance. The current interim housing contracts will expire on June 30, 2020, and Probation has determined a multiple-award Request for Proposals (RFP) as the most appropriate procurement method to continue these critical services.

This request is to authorize the Director, Department of Purchasing and Contracting, to issue an RFP for interim housing services and award contracts as needed for an initial term of twelve (12) months with four (1) one-year option periods and up to an additional six (6) months if needed.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

In accordance with Section 401, Article XXIII of the County Administrative Code, authorize the Director, Department of Purchasing and Contracting, to issue a Request for Proposals for interim housing services for youth and adult probation clients and upon successful negotiation and determination of fair and reasonable price, award contracts to qualified providers for an initial term of twelve (12) months with four (1) one-year option periods and up to an additional six (6) months if needed, subject to the availability of funds and a need for the services, and to amend the contracts as needed to reflect changes to services and funding, subject to the approval of the Chief Probation Officer.

FISCAL IMPACT

There is no fiscal impact associated with the Request for Proposals for Interim Housing. If approved, this request will result in costs and revenue of approximately \$3,375,000 in Fiscal Year 2020-21 and for each subsequent year. Funds for interim housing services will be included in the Fiscal Year 2020-21 Operational Plan for the Probation Department. The funding sources are the State of California, Local Revenue Fund 2011, Community Corrections Subaccount; Youthful Offender Subaccount; and State Community Corrections Incentive Performance Fund (SB 678). There will be no net change in General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

8. SUBJECT: PROBATION - RATIFICATION OF APPLICATION AND ACCEPTANCE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION FUNDS FOR WORK CREW LITTER ABATEMENT PROGRAM; ADOPT A RESOLUTION OF THE BOARD OF SUPERVISORS TO APPROVE THE COOPERATIVE AGREEMENT WITH CALIFORNIA DEPARTMENT OF TRANSPORTATION (DISTRICTS: ALL)

OVERVIEW

This is a request to authorize the San Diego County Probation Department (Probation) to apply for and accept grant funds from the California Department of Transportation (Caltrans). If approved, Probation will use the funds awarded to continue in administering a vocational training program with a paid work crew component for litter and brush abatement. Since 2014, the Probation Department has worked effectively with Caltrans and the Center for Employment Opportunities (CEO) to provide probation clients with employment opportunities related to litter abatement. CEO is not-for-profit corporation that provides educational services to clients on probation supervision, which includes the following: job readiness and transitional employment education, temporary part-time work crew employment, job placement and other self-improvement education opportunities that assist clients in successfully integrating into our community. Preparing probation clients for employment is an important part of ensuring their successful reentry and help decrease their chance of recidivism. This program will help in improving public safety, strengthening public trust in the criminal justice system and providing adult justice-involved population with greater opportunities to access services and live productive lives. Today's action will ratify the application and acceptance by the Chief Probation Officer of grant funds from the California Department of Transportation (Caltrans) in the amount of \$7,564,335, for the period January 1, 2020 through December 31, 2022.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Ratify the application by the Chief Probation Officer for California Department of Transportation (Caltrans) funds in the amount of \$7,564,335, for the period of January 1, 2020 through December 31, 2022.
2. Authorize the Chief Probation Officer and/or designee to accept California Department of Transportation (Caltrans) funds in the amount of \$7,564,335, for the period of January 1, 2020 through December 31, 2022, including ratification of the acceptance of funds from January 1, 2020 through January 14, 2020 to administer a vocational training program with a paid work crew component for litter and brush abatement.
3. Authorize the Chief Probation Officer to apply for and accept Caltrans grant funds in subsequent years, if there are no material changes to the grant terms and funding levels.
4. Authorize the Chief Probation Officer to review and execute grant documents, sign and submit related contracts, including any extensions, annual amendments and/or revisions that do not materially impact or alter services or funding level.
5. Waive Board Policy B-29, Fees, Grants, Revenue Costs - Department Responsibility for Cost Recovery, which requires docketing for board approval at least 15 days in advance of a grant application.

6. Approve the Resolution entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO RELATING TO APPROVING THE COOPERATIVE AGREEMENT WITH THE STATE OF CALIFORNIA, DEPARTMENT OF TRANSPORTATION FOR WORK CREW LITTER ABATEMENT PROGRAM.

FISCAL IMPACT

If approved, this request will result in total costs and revenue of \$7,564,335 over a three-year period. Funds for January 1, 2020 through June 30, 2020, estimated at \$1,199,700, are included in the Fiscal Year 2019-20 Operational Plan for the Probation Department. The funding source is California Department of Transportation. Subsequent year costs and revenues will be included in future Operational Plans in Probation Department. There will be no change in the net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

ON MOTION of Supervisor Jacob, seconded by Supervisor Gaspar, the Board of Supervisors took action as recommended, on Consent, adopting Resolution No. 20-002 entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO RELATING TO APPROVING THE COOPERATIVE AGREEMENT WITH THE STATE OF CALIFORNIA, DEPARTMENT OF TRANSPORTATION FOR WORK CREW LITTER ABATEMENT PROGRAM.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

9. **SUBJECT: EMERGENCY SERVICES - RATIFY ACCEPTANCE OF FISCAL YEAR 2019 PUBLIC SAFETY POWER SHUTOFF FUNDS FROM THE CALIFORNIA GOVERNOR'S OFFICE OF EMERGENCY SERVICES (DISTRICTS: ALL)**

OVERVIEW

On October 25, 2019, Governor Gavin Newsom launched the Local Government Public Safety Power Shutoff (PSPS) Resiliency Program which provides a funding opportunity to mitigate the impact of utility-initiated PSPS on California's public health, safety, and commerce. The purpose of the PSPS program is to fund activities such as developing and conducting plans that better prepare communities for PSPS events and to secure necessary equipment, such as: generators, fuel storage and other backup emergency sources for essential facilities, and backup emergency communications equipment.

On October 25, 2019, the County of San Diego Office of Emergency Services (OES) received award notification in the amount of \$1,214,656 for the Fiscal Year 2019 Public Safety Power Shutoff (PSPS) Resiliency Program. This is a request to ratify acceptance of the award and to authorize the Deputy Chief Administrative Officer, Public Safety Group, or the Director or Assistant Director of the Office of Emergency Services to execute any actions necessary for the purposes of this grant.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Waive Board Policy B-29, Fees, Grants, Revenue Contracts - Department Responsibility for Cost Recovery, which requires departments to docket requests to apply for grant funding at least fifteen (15) days in advance of the date on which the grant request must be received by the granting agency.
2. Authorize the Director, Office of Emergency Services to accept the Fiscal Year 2019 PSPS Resiliency Program grant funds in the amount of \$1,214,656.
3. Authorize the Deputy Chief Administrative Officer, Public Safety Group, or the Director or Assistant Director of the Office of Emergency Services to execute all grant related documents, including any annual extensions, amendments, and/or revisions thereto that do not materially impact or alter the services or funding level.

FISCAL IMPACT

There is no fiscal impact associated with ratification to accept grant funds. Staff will return to the Board to establish appropriations. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

- 10. SUBJECT: ADMINISTRATIVE ITEM:
SECOND CONSIDERATION AND ADOPTION OF ORDINANCE:
SUNSET REVIEW OF BOARD OF SUPERVISORS POLICIES AND
COUNTY ADMINISTRATIVE CODE ARTICLES ASSIGNED TO THE
PUBLIC SAFETY GROUP (DISTRICTS: ALL)**

OVERVIEW

On December 10, 2019 (7), the Board of Supervisors introduced the Ordinance for further Board consideration and adoption on January 14, 2020.

In accordance with Board of Supervisors Policy A-76, Sunset Review Process, the Public Safety Group periodically reviews Board policies and provisions of the County Administrative Code and Regulatory Code to ensure policies reflect current Board standards and practices.

Today's actions seek Board approval to amend and extend sunset review for the following Administrative Codes:

- Article LXII, Office of Emergency Services
- Article XXA, Juvenile Facilities
- Article XXV, Sheriff

Today's actions also seek to approve sunset review dates for the following Board of Supervisors Policies and County Administrative Codes:

- A-102, Seismic Safety Policy
- K-11, Use and Distribution of County-Owned Sandbags and Other Resources
- Article XXX, Department of Child Support Services
- Article XI, Department of the Medical Examiner
- Article XVIII, Citizens' Law Enforcement Review Board
- Article XXXVII, Department of the Public Defender

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

Submit the Ordinance for further Board consideration and adoption and approve the sunset review date of December 31, 2026 (Second Reading):

AN ORDINANCE AMENDING SECTIONS 365 AND 366 OF ARTICLE XXA, SECTIONS 440.1 AND 445 OF ARTICLE XXV, AND SECTION 942 OF ARTICLE LXII OF THE SAN DIEGO COUNTY ADMINISTRATIVE CODE RELATING TO OFFICE OF EMERGENCY SERVICES, PROBATION, AND SHERIFF.

FISCAL IMPACT

There is no cost associated with the requested action. There will be no change in General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

ON MOTION of Supervisor Jacob, seconded by Supervisor Gaspar, the Board of Supervisors took action as recommended, on Consent, adopting Ordinance No.10644 (N.S.) entitled: AN ORDINANCE AMENDING SECTIONS 365 AND 366 OF ARTICLE XXA, SECTIONS 440.1 AND 445 OF ARTICLE XXV, AND SECTION 942 OF ARTICLE LXII OF THE SAN DIEGO COUNTY ADMINISTRATIVE CODE RELATING TO OFFICE OF EMERGENCY SERVICES, PROBATION, AND SHERIFF.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

11. SUBJECT: AGREEMENTS BETWEEN THE COUNTY OF SAN DIEGO AND TRI-CITY HEALTHCARE DISTRICT FOR THE DEVELOPMENT AND OPERATION OF A PSYCHIATRIC HEALTH FACILITY AT TRI-CITY MEDICAL CENTER (DISTRICTS: ALL) (4 VOTES)

OVERVIEW

In 2018, Tri-City Healthcare District (Tri-City), suspended its Behavioral Health Unit (BHU), which provided adult inpatient psychiatric services, and its Crisis Stabilization Unit (CSU), which provided adult crisis stabilization services. Since then, meeting the urgent and emergent behavioral health needs of North San Diego County has become increasingly challenging. On June 25, 2019 (23), the Board of Supervisors (Board) directed the Chief Administrative Officer to negotiate an agreement with Tri-City or related entity, to provide funding to assist in constructing a psychiatric health facility to be located in Oceanside, California, and return to the Board on September 10, 2019, with a resolution or a report on progress; as well as negotiate with any other hospitals that are interested in partnering with the County of San Diego (County) regarding additional psychiatric health facilities.

On September 10, 2019 (06), the Board authorized the Director of the Health and Human Services Agency to execute a Memorandum of Understanding (MOU) between the County and Tri-City which detailed an arrangement to pursue the development of a 16-bed psychiatric health facility on vacant land located at the Tri-City Medical Center in Oceanside, California, to be jointly funded by the County and Tri-City; and return to the Board on or before January 14, 2020, with final agreements to implement the terms of the MOU.

Today's item requests approval of a lease, sublease and operating agreement along with the appropriation of funding required to develop the psychiatric health facility. Pursuant to these agreements and subject to any required regulatory approvals and revisions, the County will lease the property on which the psychiatric health facility will be built, construct the building, and then sublease the building to Tri-City. During the term of the sublease, the operating agreement will govern what services Tri-City will provide at the psychiatric health facility and how the County will compensate Tri-City for those services. Additionally, the operating agreement provides the means by which Tri-City will repay the County's no-interest loan to Tri-City for Tri-City's one-half share of the construction costs. Tri-City will repay the loan through a combination of devotion of land for the lease and through in-kind services. The terms of the lease, sublease and operating agreement are thirty (30) years.

These actions will complement and support ongoing work to review the full continuum of local behavioral health care services across the entire region, in alignment with the County's *Live Well San Diego* vision for a region where all residents have the opportunity to build better health, live safely and thrive.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Find that the project is exempt from review under the California Environmental Quality Act (CEQA) pursuant to Section 15332 of the CEQA Guidelines regarding infill development.

2. Establish appropriations of \$17.4 million in the Contributions to Capital Outlay Fund, Operating Transfer Out, to provide funding for Capital Project 1023557, Tri-City Healthcare District Psychiatric Health Facility, based on General Fund Balance Committed for Realignment. **(4 VOTES)**
3. Establish appropriations of \$17.4 million in the County Health Complex Fund for Capital Project 1023557, Tri-City Healthcare District Psychiatric Health Facility, based on an Operating Transfer In from the General Fund. **(4 VOTES)**
4. Authorize the Auditor and Controller and Health and Human Services Agency to take all actions necessary to account for and record the non-interest bearing loan and the future repayment of the loan in the amount of one-half share of the final construction and development costs of the Tri-City Healthcare District Psychiatric Health Facility, from the General Fund to the Tri-City Healthcare District, a local healthcare district.
5. Pursuant to California Government Code section 26227, find that the proposed program, including the lease, sublease and operating agreement, are necessary to meet the social needs of the County's population.
6. Approve and authorize the Director, Department of General Services, subject to any required regulatory approvals and revisions, to execute the lease agreement for property located at 4002 Vista Way, Oceanside California with Tri-City Healthcare District, a local healthcare district.
7. Approve and authorize the Director, Department of General Services, subject to any required regulatory approvals and revisions, to execute the sublease agreement for property located at 4002 Vista Way, Oceanside California with Tri-City Healthcare District, a local healthcare district.
8. Authorize the Director, Department of Purchasing and Contracting to negotiate with, and subject to successful negotiations and any required regulatory approvals and revisions, enter into an agreement with Tri-City Healthcare District, a local healthcare district, to operate the psychiatric health facility, and to amend the agreement subject to changing service needs and funding requirements, subject to the approval of the Agency Director, Health and Human Services Agency.
9. Authorize the Director, Department of Purchasing and Contracting, to take any action authorized by Article XXIII, Section 401, et seq. of the Administrative Code, and Public Contract Code section 20146 to advertise, award and amend a Construction Manager at Risk contract for the development and construction of a psychiatric health facility on property leased by the County from Tri-City Healthcare District, a local healthcare district.
10. Designate the Director, Department of General Services, as the County officer responsible for administering the construction contract for the development and construction of a psychiatric health facility on property the County will lease from Tri-City Healthcare District, a local healthcare district.

FISCAL IMPACT

Funds for the proposed Tri-City Healthcare District Psychiatric Health Facility Capital Project are not included in the Fiscal Year 2019-21 Operational Plan. If approved, this request will establish appropriations of \$17.4 million to fund estimated one-time Capital project costs. The estimate was informed through collaboration between Tri-City Healthcare District, Health and Human Services Agency, the architect, and Department of General Services and includes \$12.7 million in construction and design costs, \$1.8 million in County of San Diego (County) costs including project management costs, consultant and other fees, and contingency funds of \$2.9 million. Estimates will continue to be refined as program design is finalized. The funding source is General Fund Balance Committed for Realignment. While the construction of the facility will be jointly funded by the County and Tri-City Healthcare District, the initial funding source will be General Fund Balance Committed for Realignment. Tri-City Healthcare District will repay their share over time through a combination of devotion of land for the lease and in-kind services which will be included as part of the operating agreement. There are no additional staff years resulting from any of today's recommendations.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

12. SUBJECT: RECEIVE THE FISCAL YEAR 2018-19 PUBLIC HEALTH SERVICES ACCOMPLISHMENTS PRESENTATION (DISTRICTS: ALL)

OVERVIEW

The County of San Diego Health and Human Services Agency provides public health services to the residents of San Diego County, preventing epidemics and the spread of disease, protecting against environmental hazards, responding to disasters and assisting communities in recovery, preventing injuries, and promoting and encouraging healthy behaviors. Today's item provides the San Diego County Board of Supervisors with a presentation on public health services accomplishments for Fiscal Year 2018-19.

Fulfilling the wide range of public health services responsibilities for local governments is achieved through a multi-disciplinary and collaborative approach involving other County of San Diego departments, business groups, health care provider networks, schools, businesses, community and faith-based partners, and residents. Activities described in this presentation include highlights of public health related activities in Fiscal Year 2018-19 as described in the County of San Diego Chief Administrative Officer Recommended Operational Plan. These accomplishments include those of the Public Health Services Department (PHS), the Medical Care Services Division, and the Regional Operational Areas. These achievements are reflective of the commitment, dedication, and operational excellence of the staff that provide public health services.

This item supports the *Live Well San Diego* vision to create a region that is building better health, living safely, and thriving by improving community wellness and health protection in San Diego County, with the goal of healthy people in healthy communities.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

Receive the Public Health Services accomplishments presentation for Fiscal Year 2018-19.

FISCAL IMPACT

There is no fiscal impact associated with this action. There will be no change in net General Fund costs and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

Received the Public Health Services accomplishments presentation for Fiscal Year 2018-19.

13. **SUBJECT: AN ORDINANCE ADDING PROVISIONS TO TITLE 3, DIVISION 2 OF THE SAN DIEGO COUNTY REGULATORY CODE REGARDING SMOKING RELATED PROHIBITIONS IN THE UNINCORPORATED AREA OF THE COUNTY (DISTRICTS: ALL)**

OVERVIEW

On October 15, 2019 (2), the San Diego County Board of Supervisors (Board) authorized staff to develop recommendations to prohibit the sale and distribution of all flavored products for “smoking” as defined by State law; establish a one-year moratorium on the sale and distribution of all electronic smoking devices; and prohibit “smoking,” as defined by State law, in outdoor dining patio areas, to include a buffer zone outside of outdoor dining patio areas. County staff has developed the proposed ordinance as directed. The goals of the three policy priorities are to help address 1) the public health crisis, resulting from e-cigarette or vaping-associated pulmonary lung injury (EVALI) observed nationwide and locally; 2) the alarming increase in youth and young adult e-cigarette use; and 3) the need to extend protections from secondhand smoke exposure to outdoor dining areas.

The action taken on October 15, 2019 (2), was in response to the public health concerns associated with flavored tobacco products for smoking, e-cigarette devices, and secondhand smoke exposure. The proposed ordinance was crafted with a positive public health impact in mind. Today’s request requires two steps. On January 14, 2020, it is requested that the Board consider an ordinance adding provisions to Title 3, Division 2 of the San Diego County Code of Regulatory Ordinances regarding smoking-related prohibitions in the unincorporated area. If the Board takes the actions recommended, then on January 28, 2020, the proposed ordinance will be brought back to the Board for consideration and adoption.

These actions support the County of San Diego’s *Live Well San Diego* vision by implementing comprehensive policies that protect the public’s health from the harms of smoking and exposure to secondhand smoke.

RECOMMENDATION(S)
CHIEF ADMINISTRATIVE OFFICER

On January 14, 2020:

1. Find that the proposed action is not a project pursuant to California Environmental Quality Act (CEQA) State Guidelines Sections 15060(c)(3) and 15378 and is exempt from CEQA pursuant to Section 15061(b)(3) because it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.
2. Approve the introduction of the Ordinance (first reading), read the title, and waive further reading of the Ordinance:
AN ORDINANCE ADDING PROVISIONS TO TITLE 3, DIVISION 2 OF THE SAN DIEGO COUNTY REGULATORY CODE REGARDING SMOKING RELATED PROHIBITIONS IN THE UNINCORPORATED AREA OF THE COUNTY.

If, on January 14, 2020, the San Diego County Board of Supervisors approves action as recommended, then, on January 28, 2020: Consider and adopt the following Ordinance:
AN ORDINANCE ADDING PROVISIONS TO TITLE 3, DIVISION 2 OF THE SAN DIEGO COUNTY REGULATORY CODE REGARDING SMOKING RELATED PROHIBITIONS IN THE UNINCORPORATED AREA OF THE COUNTY.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year 2019-21 Operational Plan in the Health and Human Services Agency (HHS). If approved, today's recommendations will result in estimated costs of \$61,000 for the provision of outreach and education to eating establishments and tobacco retailers impacted by the ordinance. HHS will use existing appropriations in Fiscal Year 2019-20 funded with Realignment. There will be no change in the net General Fund cost and no additional staff years. Any need for additional resources in subsequent years will be evaluated and requested as part of future efforts to establish a Tobacco Retailer Licensing program to be presented to the San Diego County Board of Supervisors in April 2020.

BUSINESS IMPACT STATEMENT

If approved, these recommendations could potentially impact a number of businesses in the unincorporated areas who rely on the sale of flavored tobacco products and/or electronic smoking devices. Staff review of the California Department of Tax and Fee Administration-licensed businesses indicates that there are nine (9) licensed tobacco retailers whose predominate inventory includes flavored tobacco products and/or electronic smoking devices. There are approximately 366 retailers that may sell flavored products or electronic smoking devices, which may be impacted. There are approximately 365 permitted food establishments with outdoor dining, which may be impacted. Per industry standard, a period of transition would be provided to encourage voluntary compliance and adjustment to the new regulatory requirements.

ACTION:

ON MOTION of Supervisor Jacob, seconded by Supervisor Fletcher, the Board of Supervisors took action as recommended, introducing the Ordinance for further Board consideration and adoption on January 28, 2020, and directed the Chief Administrative Officer to return to the Board in April 2020 with actions to include smokeless tobacco in the ban on flavored tobacco products and conduct further review of the hookah issue to identify how to preserve the cultural aspect of the use of the hookah and report back with recommendations.

AYES: Cox, Jacob, Fletcher

NOES: Gaspar, Desmond

**14. SUBJECT: APPROVAL FOR CONSENT TO ACCEPT REFUGEE
RESETTLEMENT IN SAN DIEGO COUNTY (DISTRICTS: ALL)**

OVERVIEW

On September 26, 2019, the President of the United States issued Executive Order 13888 requiring official consent from state and local government officials for the federal government to resettle refugees in their area. Refugees are individuals who have fled their country of origin due to persecution based on race, religion, nationality, membership in a particular social group, or political opinion. Resettlement is a humanitarian protection tool developed by the United States and other countries as a last resort for refugees who cannot return to their country of origin.

San Diego County has been a refugee resettlement site designated by the federal government since 1975. Over the past decade, San Diego County, one of the largest resettlement sites in the country and the largest in California, has resettled over 24,000 individuals. Annually, the County of San Diego (County) receives approximately \$4.0 million in federal revenue for services provided to these refugees. The County Health and Human Services Agency administers this funding to provide health screenings and employment services that assist refugees resettled in the region to achieve self-sufficiency. In addition, there is a network of providers that receive approximately \$3.65 million in federal funding to support refugees in resettling, becoming self-sufficient, and adjusting to their community.

Pursuant to Executive Order 13888, on November 6, 2019, the United States Department of State released a Notice of Funding Opportunity outlining the consent requirement and stipulating that refugee Resettlement Agencies, non-governmental organizations responsible for the initial resettlement and placement services for refugees, must provide proof of this written consent as a condition of refugee placement and eligibility for funding. Resettlement Agency proposals must be submitted by January 21, 2020 and must include documentation of the required consent from the state and the county.

The California Department of Social Services Refugee Program Bureau is coordinating with the lead Resettlement Agency in each county to seek the necessary consents to allow refugee resettlement. The Refugee Program Bureau has issued correspondence to each county encouraging them to support Resettlement Agency efforts in obtaining the required written consent by early January 2020.

Today's action requests the Board of Supervisors direct the Chief Administrative Officer to provide a letter consenting to the continued resettlement of refugees in San Diego County per the terms of Executive Order 13888.

This item supports the County's *Live Well San Diego* vision of healthy, safe, and thriving communities by enabling the continuation of services that resolve barriers to community integration and regional economic inclusion, increasing the cultural and economic vitality in the region.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

Authorize the Chief Administrative Officer to provide a letter consenting to the continued resettlement of refugees in San Diego County in accordance with requirements outlined in Executive Order 13888.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year 2019-2020 Operational Plan for the Health and Human Services Agency. If approved, this request will result in the continued receipt of approximately \$4.0 million in federal revenue and corresponding costs in subsequent years. The funding sources are the Refugee Support Services Grant, Refugee Health Assessment Program funding, and Services to Older Refugees allocation. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

ON MOTION of Supervisor Fletcher, seconded by Supervisor Jacob, the Board of Supervisors took action as recommended and directed the Chief Administrative Officer to aggressively pursue additional funding that would allow the County to adequately meet the needs of current and future refugees.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

15. SUBJECT: APPOINTMENT OF SAN DIEGO COUNTY CHILD CARE AND DEVELOPMENT PLANNING COUNCIL MEMBERS (DISTRICTS: ALL)

OVERVIEW

The Child Care and Development Planning Council (CCDPC) is advisory to the Board of Supervisors and the County Superintendent of Schools on local child care needs and development issues. The CCDPC is a statutory body for all counties per Assembly Bill 1542 (Chapter 270, Statutes 1997) and Education Code Sections 8499.3 and 8499.5.

The San Diego County Board of Supervisors is requested to confirm the routine annual appointments and reappointments to the San Diego County CCDPC and approve the San Diego County CCDPC Membership Roster for 2020.

Concurrent confirmation of the proposed membership and approval of the membership roster was received from the San Diego County Superintendent of Schools on October 31, 2019.

Today's actions support the countywide *Live Well San Diego* vision by continuing services that assist San Diego County families with their child care needs and improving access to quality child care and early education programs, which promotes a healthy, safe, and thriving region.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Appoint 16 new members to the San Diego County Child Care and Development Planning Council (CCDPC) to serve a two-year term to expire December 31, 2021.
2. Reappoint eight members to the San Diego County CCDPC whose terms are ending December 31, 2019 to serve another two-year term to expire December 31, 2021.
3. Approve the San Diego County CCDPC Membership Roster for 2020 and authorize the Clerk of the Board to certify the membership composition as required by the California Department of Education.

FISCAL IMPACT

There is no fiscal impact associated with these recommendations. There will be no change in net General Fund costs and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

16. **SUBJECT: ADOPT A RESOLUTION OF THE SAN DIEGO COUNTY BOARD OF SUPERVISORS AUTHORIZING SUBMITTAL OF AN APPLICATION TO THE CALIFORNIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT FOR FUNDING UNDER THE CALHOME PROGRAM (DISTRICTS: ALL)**

OVERVIEW

The California Department of Housing and Community Development has issued a Notice of Funding Availability (NOFA) for approximately \$57,000,000. Funding awarded through this NOFA will provide for homeownership assistance program activities under the CalHome program.

The Board of Supervisors is requested to adopt a Resolution authorizing the submission of a grant application for \$5,000,000, the maximum amount for which the County of San Diego is eligible, to the California Department of Housing and Community Development to fund first-time homebuyer assistance activity under the CalHome program.

If approved, up to \$5,000,000 of California State grant funds will be used to leverage the federal HOME Investment Partnerships program funds already provided by the U.S. Department of Housing and Urban Development to the County of San Diego Health and Human Services Agency, Housing and Community Development Services (HCDS) for its Down Payment and Closing Costs Assistance Program. The State's grant funds will be used by HCDS to provide additional funding to first-time homebuyers for down payment and closing costs assistance in the form of deferred repayment loans.

Today's actions support the County of San Diego's *Live Well San Diego* vision by ensuring low-income residents have access to suitable living environments as well as enhancing the quality of life for residents by encouraging decent and affordable housing.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Authorize the Agency Director, Health and Human Services Agency, or designee to submit a grant application to the California Department of Housing and Community Development for \$5,000,000 under the CalHome program.
2. Adopt the Resolution entitled: A RESOLUTION OF THE SAN DIEGO COUNTY BOARD OF SUPERVISORS AUTHORIZING SUBMITTAL OF AN APPLICATION TO THE CALIFORNIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT FOR FUNDING UNDER THE CALHOME PROGRAM.
3. Authorize the Agency Director or designee, Health and Human Services Agency, to execute the State's Standard Agreement for acceptance of the grant funds, any amendments thereto, and any related documents necessary for the County's continued participation in the CalHome program.
4. Authorize the Agency Director or designee, Health and Human Services Agency, to negotiate and execute all contracts, related documents and/or amendments, and to take all necessary actions for the administration and implementation of the CalHome program.
5. Authorize and direct the Auditor and Controller to establish a trust fund, which will be committed for down payment and closing cost assistance to first-time homebuyers, with interest earnings allocated and distributed to the funds.

FISCAL IMPACT

If awarded and approved, this request will result in costs and revenue of approximately \$1,300,000 in Fiscal Year 2019-20, \$2,600,000 in Fiscal Year 2020-21, and \$1,100,000 in Fiscal Year 2021-22. Appropriation for this request is available in the FY 2019-20 Operational Plan for the Health and Human Services Agency. Appropriation for subsequent years will be requested as part of the next operational plan as needed. The funding source is grant revenue from the California Department of Housing and Community Development CalHome Program. There will be no change in the net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

It is estimated that the additional CalHome grant will generate approximately 105 additional real estate sales in San Diego County over the 36-month period following the award.

ACTION:

ON MOTION of Supervisor Jacob, seconded by Supervisor Gaspar, the Board of Supervisors took action as recommended, on Consent, adopting Resolution No. 20-003 entitled: A RESOLUTION OF THE SAN DIEGO COUNTY BOARD OF SUPERVISORS AUTHORIZING SUBMITTAL OF AN APPLICATION TO THE CALIFORNIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT FOR FUNDING UNDER THE CALHOME PROGRAM.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

17. **SUBJECT: NOTICED PUBLIC HEARING:
APPROVAL OF THE CONFLICT OF INTEREST CODE OF THE
CLEAN ENERGY ALLIANCE JOINT POWERS AGENCY
(DISTRICTS: ALL)**

OVERVIEW

The Board of Supervisors serves as the Code Reviewing Body for any local government, other than cities, with jurisdiction wholly within the County, per Government Code Section 82011. The recommended action would approve the adoption of the new Conflict of Interest Code submitted by the Clean Energy Alliance Joint Powers Agency.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

Approve the Conflict of Interest Code adopted by the Clean Energy Alliance Joint Powers Agency.

FISCAL IMPACT

The funding source for administration of this task is included in the Fiscal Year 2019-20 Adopted Budget for the Clerk of the Board of Supervisors. These reviews require minor costs, which may be recoverable from the State of California.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

ON MOTION of Supervisor Jacob, seconded by Supervisor Gaspar, the Board of Supervisors closed the Hearing and took action as recommended, on Consent.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

**18. SUBJECT: NOTICED PUBLIC HEARING:
ISSUANCE OF REVENUE BONDS BY THE CALIFORNIA
MUNICIPAL FINANCE AUTHORITY FOR THE BENEFIT OF
CARLSBAD VETERAN HOUSING, L.P. OR ANOTHER ENTITY
CREATED BY AFFIRMED HOUSING GROUP, INC. IN AN
AGGREGATE AMOUNT NOT TO EXCEED \$19,000,000 (DISTRICT: 5)**

OVERVIEW

The County has received a request from the California Municipal Finance Authority (“CMFA” or “Authority”) to conduct a public hearing as required by the Internal Revenue Code and to approve the Authority’s issuance of one or more series of revenue bonds in an aggregate principal amount not to exceed \$19,000,000 (the “Bonds”), for the benefit of Carlsbad Veteran Housing, L.P. or another entity created by Affirmed Housing Group, Inc. (“Borrower”). The Borrower has applied for the financial assistance of the Authority to finance the acquisition, development, construction and equipping of a scattered-site project, to be owned and/or operated by the Borrower, consisting of a 24-unit multifamily rental housing facility to be located at 965-967 Oak Avenue in the City of Carlsbad, County of San Diego, and a 26-unit multifamily rental housing facility to be located at 3606-3618 and 3630 Harding Street in Carlsbad, California (collectively, the “Project”) and to pay certain expenses incurred in connection with the issuance of the Bonds.

The Authority is authorized to assist in financing for nonprofit public benefit organizations or for-profit corporations with a public benefit project wishing to issue revenue bonds, including the Borrower. In order to initiate such a financing, the Borrower is asking the County of San Diego, a member jurisdiction in which the project resides to: (1) conduct a public hearing to satisfy the public approval requirement of Section 147(f) of the Internal Revenue Code; and (2) approve the Authority’s issuance of the Bonds. Although the Authority will be the issuer of the Bonds for the Borrower, the financing cannot proceed without the approval of an applicable legislative body.

Today’s recommendations will provide the Authority with the required authorization to pursue its determination to issue the Bonds on behalf of the Borrower for the Project.

RECOMMENDATION(S)

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 REVENUE BONDS BY THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$19,000,000 TO FINANCE A SCATTERED SITE PROJECT CONSISTING OF A 24-UNIT MULTIFAMILY RENTAL HOUSING FACILITY AND A 26-UNIT MULTIFAMILY RENTAL HOUSING FACILITY FOR THE BENEFIT OF CARLSBAD VETERAN HOUSING, L.P., OR ANOTHER ENTITY CREATED BY AFFIRMED HOUSING GROUP, INC. (OR AN AFFILIATE), AND CERTAIN OTHER MATTERS RELATING THERETO.

FISCAL IMPACT

If approved, the proposal will result in approximately \$1,030 of unanticipated revenue to be used to reimburse the County for costs associated with this non-County financing.

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

ACTION:

ON MOTION of Supervisor Jacob, seconded by Supervisor Gaspar, the Board of Supervisors closed the Hearing and took action as recommended, on Consent, adopting Resolution No. 20-004 entitled: RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO APPROVING THE ISSUANCE OF REVENUE BONDS BY THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$19,000,000 TO FINANCE A SCATTERED SITE PROJECT CONSISTING OF A 24-UNIT MULTIFAMILY RENTAL HOUSING FACILITY AND A 26-UNIT MULTIFAMILY RENTAL HOUSING FACILITY FOR THE BENEFIT OF CARLSBAD VETERAN HOUSING, L.P., OR ANOTHER ENTITY CREATED BY AFFIRMED HOUSING GROUP, INC. (OR AN AFFILIATE), AND CERTAIN OTHER MATTERS RELATING THERETO.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

19. **SUBJECT: NOTICED PUBLIC HEARING:
ISSUANCE OF REVENUE BONDS BY THE CALIFORNIA
MUNICIPAL FINANCE AUTHORITY FOR THE BENEFIT OF
METROPOLITAN AREA ADVISORY COMMITTEE ON
ANTI-POVERTY OF SAN DIEGO COUNTY, INC. IN AN
AGGREGATE AMOUNT NOT TO EXCEED \$17,000,000 FOR THE SAN
MARTIN DE PORRES APARTMENTS (DISTRICT: 2)**

OVERVIEW

The County has received a request from the California Municipal Finance Authority ("CMFA" or "Authority") to conduct a public hearing as required by the Internal Revenue Code and to approve the Authority's issuance of one or more series of revenue bonds in an aggregate principal amount not to exceed \$17,000,000 (the "Bonds"), for the benefit of Metropolitan Area Advisory Committee on Anti-Poverty of San Diego County, Inc. ("Borrower"). The Borrower has applied for the financial assistance of the Authority to finance the acquisition, rehabilitation, improvement and equipping of a 116-unit rental housing facility for low-income households (the "Project"), to be located at 9119 Jamacha Road, Spring Valley, California and to pay certain expenses incurred in connection with the issuance of the Bonds.

The Authority is authorized to assist in financing for nonprofit public benefit organizations or for-profit corporations with a public benefit project wishing to issue revenue bonds, including the Borrower. In order to initiate such a financing, the Borrower is asking the County of San Diego, a member jurisdiction in which the project resides to: (1) conduct a public hearing to

satisfy the public approval requirement of Section 147(f) of the Internal Revenue Code; and (2) approve the Authority's issuance of the Bonds. Although the Authority will be the issuer of the Bonds for the Borrower, the financing cannot proceed without the approval of an applicable legislative body.

Today's recommendations will provide the Authority with the required authorization to pursue its determination to issue the Bonds on behalf of the Borrower for the Project.

**RECOMMENDATION(S)
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 REVENUE BONDS BY THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$17,000,000 TO FINANCE A RENTAL HOUSING FACILITY FOR LOW-INCOME HOUSEHOLDS FOR THE BENEFIT OF METROPOLITAN AREA ADVISORY COMMITTEE ON ANTI-POVERTY OF SAN DIEGO COUNTY, INC., AND CERTAIN OTHER MATTERS RELATING THERETO.

FISCAL IMPACT

If approved, the proposal will result in approximately \$1,030 of unanticipated revenue to be used to reimburse the County for costs associated with this non-County financing.

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

ACTION:

ON MOTION of Supervisor Jacob, seconded by Supervisor Gaspar, the Board of Supervisors closed the Hearing and took action as recommended, on Consent, adopting Resolution No. 20-005 entitled: RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO APPROVING THE ISSUANCE OF REVENUE BONDS BY THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$17,000,000 TO FINANCE A RENTAL HOUSING FACILITY FOR LOW-INCOME HOUSEHOLDS FOR THE BENEFIT OF METROPOLITAN AREA ADVISORY COMMITTEE ON ANTI-POVERTY OF SAN DIEGO COUNTY, INC., AND CERTAIN OTHER MATTERS RELATING THERETO.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

**20. SUBJECT: NOTICED PUBLIC HEARING:
ISSUANCE OF REVENUE BONDS BY THE CALIFORNIA
MUNICIPAL FINANCE AUTHORITY FOR THE BENEFIT OF
METROPOLITAN AREA ADVISORY COMMITTEE ON
ANTI-POVERTY OF SAN DIEGO COUNTY, INC. IN AN
AGGREGATE AMOUNT NOT TO EXCEED \$11,000,000 FOR VILLA
LAKESHORE APARTMENTS (DISTRICT: 2)**

OVERVIEW

The County has received a request from the California Municipal Finance Authority (“CMFA” or “Authority”) to conduct a public hearing as required by the Internal Revenue Code and to approve the Authority’s issuance of one or more series of revenue bonds in an aggregate principal amount not to exceed \$11,000,000 (the “Bonds”), for the benefit of Metropolitan Area Advisory Committee on Anti-Poverty of San Diego County, Inc. (“Borrower”). The Borrower has applied for the financial assistance of the Authority to finance the acquisition, rehabilitation, improvement and equipping of a 34-unit rental housing facility for low-income households (the “Project”), to be located at 12606 Lakeshore Drive, Lakeside, California and to pay certain expenses incurred in connection with the issuance of the Bonds.

The Authority is authorized to assist in financing for nonprofit public benefit organizations or for-profit corporations with a public benefit project wishing to issue revenue bonds, including the Borrower. In order to initiate such a financing, the Borrower is asking the County of San Diego, a member jurisdiction in which the project resides to: (1) conduct a public hearing to satisfy the public approval requirement of Section 147(f) of the Internal Revenue Code; and (2) approve the Authority’s issuance of the Bonds. Although the Authority will be the issuer of the Bonds for the Borrower, the financing cannot proceed without the approval of an applicable legislative body.

Today’s recommendations will provide the Authority with the required authorization to pursue its determination to issue the Bonds on behalf of the Borrower for the Project.

RECOMMENDATION(S)

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 REVENUE BONDS BY THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$11,000,000 TO FINANCE A RENTAL HOUSING FACILITY FOR LOW-INCOME HOUSEHOLDS FOR THE BENEFIT OF METROPOLITAN AREA ADVISORY COMMITTEE ON ANTI-POVERTY OF SAN DIEGO COUNTY, INC., AND CERTAIN OTHER MATTERS RELATING THERETO.

FISCAL IMPACT

If approved, the proposal will result in approximately \$1,030 of unanticipated revenue to be used to reimburse the County for costs associated with this non-County financing.

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

ACTION:

ON MOTION of Supervisor Jacob, seconded by Supervisor Gaspar, the Board of Supervisors closed the Hearing and took action as recommended, on Consent, adopting Resolution No. 20-006 entitled: RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO APPROVING THE ISSUANCE OF REVENUE BONDS BY THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$11,000,000 TO FINANCE A RENTAL HOUSING FACILITY FOR LOW-INCOME HOUSEHOLDS FOR THE BENEFIT OF METROPOLITAN AREA ADVISORY COMMITTEE ON ANTI-POVERTY OF SAN DIEGO COUNTY, INC., AND CERTAIN OTHER MATTERS RELATING THERETO.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

21. **SUBJECT: NOTICED PUBLIC HEARING:
ISSUANCE OF REVENUE BONDS BY THE CALIFORNIA
MUNICIPAL FINANCE AUTHORITY FOR THE BENEFIT OF
FAIRBANKS TERRACE II CIC, LP IN AN AGGREGATE
AMOUNT NOT TO EXCEED \$10,000,000 (DISTRICT: 3)**

OVERVIEW

The County has received a request from the California Municipal Finance Authority (“CMFA” or “Authority”) to conduct a public hearing as required by the Internal Revenue Code and to approve the Authority’s issuance of one or more series of revenue bonds in an aggregate principal amount not to exceed \$10,000,000 (the “Bonds”), for the benefit of Fairbanks Terrace II CIC, LP, a California limited partnership (“Borrower”). The Borrower has applied for the financial assistance of the Authority to finance or refinance the acquisition, construction, improvement and equipping of a senior multi-family rental housing project located at Southeast corner of Paseo del Sur and Templeton Street (APN 678-690-46), San Diego, California (the “Project”) and to pay certain expenses incurred in connection with the issuance of the Bonds.

The Authority is authorized to assist in financing for nonprofit public benefit organizations or for-profit corporations with a public benefit project wishing to issue revenue bonds, including the Borrower. In order to initiate such a financing, the Borrower is asking the County of San Diego, a member jurisdiction in which the project resides to: (1) conduct a public hearing to satisfy the public approval requirement of Section 147(f) of the Internal Revenue Code; and (2) approve the Authority’s issuance of the Bonds. Although the Authority will be the issuer of the Bonds for the Borrower, the financing cannot proceed without the approval of an applicable legislative body.

Today’s recommendations will provide the Authority with the required authorization to pursue its determination to issue the Bonds on behalf of the Borrower for the Project.

RECOMMENDATION(S)

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 CALIFORNIA MUNICIPAL FINANCE AUTHORITY MULTIFAMILY HOUSING REVENUE OBLIGATIONS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$10,000,000 FOR THE PURPOSE OF FINANCING OR REFINANCING THE ACQUISITION, CONSTRUCTION, IMPROVEMENT AND EQUIPPING OF FAIRBANKS TERRACE II APARTMENTS AND CERTAIN OTHER MATTERS RELATING THERETO.

FISCAL IMPACT

If approved, the proposal will result in approximately \$1,030 of unanticipated revenue to be used to reimburse the County for costs associated with this non-County financing.

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

ACTION:

ON MOTION of Supervisor Jacob, seconded by Supervisor Gaspar, the Board of Supervisors closed the Hearing and took action as recommended, on Consent, adopting Resolution No. 20-007 entitled: RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO APPROVING THE ISSUANCE OF THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY MULTIFAMILY HOUSING REVENUE OBLIGATIONS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$10,000,000 FOR THE PURPOSE OF FINANCING OR REFINANCING THE ACQUISITION, CONSTRUCTION, IMPROVEMENT AND EQUIPPING OF FAIRBANKS TERRACE II APARTMENTS AND CERTAIN OTHER MATTERS RELATING THERETO.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

22. **SUBJECT: NOTICED PUBLIC HEARING:
ISSUANCE OF REVENUE BONDS BY THE CALIFORNIA
MUNICIPAL FINANCE AUTHORITY FOR THE BENEFIT OF CRP
ENCANTO GATEWAY LP OR AN AFFILIATE IN AN AGGREGATE
AMOUNT NOT TO EXCEED \$25,000,000 (DISTRICT: 4)**

OVERVIEW

The County has received a request from the California Municipal Finance Authority (“CMFA” or “Authority”) to conduct a public hearing as required by the Internal Revenue Code and to approve the Authority’s issuance of one or more series of revenue bonds in an aggregate

principal amount not to exceed \$25,000,000 (the “Bonds”), for the benefit of CRP Encanto Gateway LP, a California limited partnership (the “Borrower”) or another entity to be created by CRP Affordable Housing and Community Development CA LLC, a California limited liability company. The Borrower has applied for the financial assistance of the Authority to finance the acquisition, development, construction and equipping of a 65-unit affordable rental housing facility for low-income households to be located at 6601 Imperial Avenue, San Diego, California, and to pay certain expenses incurred in connection with the issuance of the Bonds. The facility will be owned and operated by the Borrower.

The Authority is authorized to assist in financing for nonprofit public benefit organizations or for-profit corporations with a public benefit project wishing to issue revenue bonds, including the Borrower. In order to initiate such a financing, the Borrower is asking the County of San Diego, a member jurisdiction in which the project resides to: (1) conduct a public hearing to satisfy the public approval requirement of Section 147(f) of the Internal Revenue Code; and (2) approve the Authority’s issuance of the Bonds. Although the Authority will be the issuer of the Bonds for the Borrower, the financing cannot proceed without the approval of an applicable legislative body.

Today’s recommendations will provide the Authority with the required authorization to pursue its determination to issue the Bonds on behalf of the Borrower for the Project.

RECOMMENDATION(S)

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 REVENUE BONDS BY THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$25,000,000 TO FINANCE AN AFFORDABLE RENTAL HOUSING FACILITY FOR LOW-INCOME HOUSEHOLDS FOR THE BENEFIT OF CRP ENCANTO GATEWAY LP, AND CERTAIN OTHER MATTERS RELATING THERETO.

FISCAL IMPACT

If approved, the proposal will result in approximately \$1,030 of unanticipated revenue to be used to reimburse the County for costs associated with this non-County financing.

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

ACTION:

ON MOTION of Supervisor Jacob, seconded by Supervisor Gaspar, the Board of Supervisors closed the Hearing and took action as recommended, on Consent, adopting Resolution No. 20-008 entitled: RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO APPROVING THE ISSUANCE OF REVENUE BONDS BY THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$25,000,000 TO FINANCE AN AFFORDABLE RENTAL HOUSING FACILITY FOR LOW-INCOME HOUSEHOLDS FOR THE BENEFIT OF CRP ENCANTO GATEWAY LP, AND CERTAIN OTHER MATTERS RELATING THERETO.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

23. **SUBJECT: NOTICED PUBLIC HEARING:
ISSUANCE OF REVENUE BONDS BY THE CALIFORNIA
MUNICIPAL FINANCE AUTHORITY FOR THE BENEFIT OF CCBA
SENIORS, L.P. IN AN AGGREGATE AMOUNT NOT TO EXCEED
\$13,000,000 (DISTRICT: 4)**

OVERVIEW

The County has received a request from the California Municipal Finance Authority (“CMFA” or “Authority”) to conduct a public hearing as required by the Internal Revenue Code and to approve the Authority’s issuance of one or more series of revenue bonds in an aggregate principal amount not to exceed \$13,000,000 (the “Bonds”), for the benefit of CCBA Seniors, L.P. (“Borrower”). The Borrower has applied for the financial assistance of the Authority to finance the acquisition, development, rehabilitation and equipping of a 48-unit rental housing facility for low-income seniors (the “Project” or “Senior Garden Apartments”), is located at 438 Third Avenue, San Diego, California and to pay certain expenses incurred in connection with the issuance of the Bonds.

The Authority is authorized to assist in financing for nonprofit public benefit organizations or for-profit corporations with a public benefit project wishing to issue revenue bonds, including the Borrower. In order to initiate such a financing, the Borrower is asking the County of San Diego, a member jurisdiction in which the project resides to: (1) conduct a public hearing to satisfy the public approval requirement of Section 147(f) of the Internal Revenue Code; and (2) approve the Authority’s issuance of the Bonds. Although the Authority will be the issuer of the Bonds for the Borrower, the financing cannot proceed without the approval of an applicable legislative body.

Today’s recommendations will provide the Authority with the required authorization to pursue its determination to issue the Bonds on behalf of the Borrower for the Project.

RECOMMENDATION(S)

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 REVENUE BONDS BY THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$13,000,000 TO FINANCE AN AFFORDABLE RENTAL HOUSING FACILITY FOR LOW-INCOME SENIORS FOR THE BENEFIT OF CCBA SENIORS, L.P., AND CERTAIN OTHER MATTERS RELATING THERETO.

FISCAL IMPACT

If approved, the proposal will result in approximately \$1,030 of unanticipated revenue to be used to reimburse the County for costs associated with this non-County financing.

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

ACTION:

ON MOTION of Supervisor Jacob, seconded by Supervisor Gaspar, the Board of Supervisors closed the Hearing and took action as recommended, on Consent, adopting Resolution No. 20-009 entitled: RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO APPROVING THE ISSUANCE OF REVENUE BONDS BY THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$13,000,000 TO FINANCE AN AFFORDABLE RENTAL HOUSING FACILITY FOR LOW-INCOME SENIORS FOR THE BENEFIT OF CCBA SENIORS, L.P., AND CERTAIN OTHER MATTERS RELATING THERETO.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

24. **SUBJECT: NOTICED PUBLIC HEARING:
ISSUANCE OF REVENUE BONDS BY THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY FOR THE BENEFIT OF ST. STEPHEN'S RETIREMENT CENTER, INC. IN AN AGGREGATE AMOUNT NOT TO EXCEED \$20,000,000 (DISTRICT: 4)**

OVERVIEW

The County has received a request from the California Municipal Finance Authority ("CMFA" or "Authority") to conduct a public hearing as required by the Internal Revenue Code and to approve the Authority's issuance of one or more series of revenue bonds in an aggregate principal amount not to exceed \$20,000,000 (the "Bonds"), for the benefit of St. Stephen's Retirement Center, Inc. The facilities are to be owned and operated by St. Stephen's Retirement Center, Inc. ("Borrower"), a California nonprofit corporation. The Borrower has applied for the financial assistance of the Authority to finance the acquisition, development, construction and equipping of a 60-unit affordable rental housing facility for low-income seniors (the "Project" or "St. Stephen's Retirement Center"), to be located at 5625 Imperial Avenue, San Diego, California and to pay certain expenses incurred in connection with the issuance of the Bonds.

The Authority is authorized to assist in financing for nonprofit public benefit organizations or for-profit corporations with a public benefit project wishing to issue revenue bonds, including the Borrower. In order to initiate such a financing, the Borrower is asking the County of San Diego, a member jurisdiction in which the project resides to: (1) conduct a public hearing to satisfy the public approval requirement of Section 147(f) of the Internal Revenue Code; and (2) approve the Authority's issuance of the Bonds. Although the Authority will be the issuer of the Bonds for the Borrower, the financing cannot proceed without the approval of an applicable legislative body.

Today's recommendations will provide the Authority with the required authorization to pursue its determination to issue the Bonds on behalf of the Borrower for the Project.

RECOMMENDATION(S)

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 REVENUE BONDS BY THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$20,000,000 TO FINANCE AN AFFORDABLE RENTAL HOUSING FACILITY FOR LOW-INCOME SENIORS FOR THE BENEFIT OF ST. STEPHEN'S RETIREMENT CENTER, INC., AND CERTAIN OTHER MATTERS RELATING THERETO.

FISCAL IMPACT

If approved, the proposal will result in approximately \$1,030 of unanticipated revenue to be used to reimburse the County for costs associated with this non-County financing.

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

ACTION:

ON MOTION of Supervisor Jacob, seconded by Supervisor Gaspar, the Board of Supervisors closed the Hearing and took action as recommended, on Consent, adopting Resolution No. 20-010 entitled: RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO APPROVING THE ISSUANCE OF REVENUE BONDS BY THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$20,000,000 TO FINANCE AN AFFORDABLE RENTAL HOUSING FACILITY FOR LOW-INCOME SENIORS FOR THE BENEFIT OF ST. STEPHEN'S RETIREMENT CENTER, INC., AND CERTAIN OTHER MATTERS RELATING THERETO.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

25. 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.

**RECOMMENDATION(S)
VICE-CHAIRMAN GREG COX**

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 Urban Counties of California.

FISCAL IMPACT

N/A

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

COMMITTEE NAMES	APPOINTED
Board of Supervisors' Committees:	
Affordable Housing Solutions Ad Hoc Subcommittee	Fletcher / Cox
Child and Family Strengthening Advisory Board	Cox / Fletcher
County Administration Center Building Occupancy	Cox / Fletcher
County Administration Center Waterfront Park	Cox / Fletcher
Multiple Species Conservation Program Review	Gaspar / Jacob
North County Multiple Species Conservation Program	Desmond / Jacob
Polinsky Children's Center	Cox / Fletcher
San Onofre Nuclear Generating Station Fuel Removal	Desmond / Jacob
San Pasqual Academy	Cox / Fletcher
Schools Subcommittee	Cox / Jacob
Summit on Aging	Jacob / Cox
Other Committees:	
California Identification System Remote	Fletcher
California State Association of Counties (CSAC)	Cox <i>Term ends October 31, 2020</i> Gaspar (Alternate) <i>Term ends October 31, 2020</i>

City-County Reinvestment Task Force	Fletcher
East County Advanced Water Purification JPA (Established 10/30/19, Sanitation Agenda No. 2)	Jacob Director, Department of Public Works (Alternate)
First 5 Commission (Chair)	Jacob
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)*	Desmond / Jacob Cox (Alternate)
Los Penasquitos Canyon Preserve Task Force	Gaspar
Metro Wastewater JPA	Jacob
Metropolitan Transit System Board*	Fletcher Cox (Alternate)
Mission Trails Regional Park Task Force	Jacob / Gaspar
National Association of Counties (NACo)	Cox Gaspar (Alternate)
North San Diego County Transit Development Board*	Desmond Gaspar (Alternate)
Otay Valley Regional Park Policy Committee	Cox
Rincon Shared Benefit Fund Selection Committee	Desmond
COMMITTEE NAMES	APPOINTED
San Diego Association of Governments (SANDAG)*	Desmond (Seat 1) Jacob (Seat 1 – Alternate) Gaspar (Seat 2) Cox (Seat 2- Alternate) Fletcher (Seat 2 – 2 nd Alternate) Tally vote order: Desmond, Gaspar, Jacob, Cox, Fletcher
<i>SANDAG Committees:</i>	
Bayshore Bikeway	Cox
Borders Committee*	Cox Jacob (Alternate)
Executive Committee*	Desmond Gaspar (Alternate)
Public Safety Committee*	Cox Fletcher (Alternate)
Regional Planning Committee*	Gaspar Desmond (Alternate)
Selection committee for the TransNet Independent Taxpayer Oversight Committee	Desmond Fletcher
Shoreline Preservation Working Group	Gaspar
Transportation Committee*	Desmond Cox (1 st Alternate) Fletcher (2 nd Alternate)
San Diego County Juvenile Justice Coordinating Council	Fletcher
San Diego County Behavioral Health Advisory Board	Gaspar
San Diego County Regional Airport Authority*	Cox (term 1/31/19 to 1/04/21)

San Diego County Water Authority	Desmond (Non-Voting Member) Gaspar (Alternate)
San Diego Regional Building Authority	Cox / Fletcher
San Diego Regional Economic Development Corporation Trustee	Gaspar
San Diego Workforce Partnership, Inc., Policy Board	Cox / Fletcher Jacob (Alternate)
San Dieguito River Park JPA	Jacob / Gaspar
Santa Margarita River Watershed Management Program Policies Committee	Desmond
SDG&E/Stakeholders Fire Safety Collaborative Process	Jacob
Solid Waste Hearing Panel	Fletcher (Term ending 1/9/2022)
Tobacco Securitization JPA – Sacramento	Fletcher
Tobacco Securitization JPA- San Diego	Cox / Fletcher
Unified San Diego County Disaster Council (Chair)	Cox
Urban Counties of California	Cox Fletcher (1 st Alternate)

*Receives stipend

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

**26. SUBJECT: NEIGHBORHOOD REINVESTMENT PROGRAM GRANTS
(DISTRICT: 2)**

OVERVIEW

Funding for the Neighborhood Reinvestment Program (NRP) is included in the Fiscal Year 2019-2020 Operational Plan in order to further public purposes throughout San Diego County.

RECOMMENDATION(S)

SUPERVISOR DIANNE JACOB

1. Allocate \$77,000 from the District Two Neighborhood Reinvestment Program (org 15655) to the Grossmont Union High School District to partially fund the replacement of a football scoreboard, baseball scoreboard and softball scoreboard at Monte Vista High School in Spring Valley, CA.
2. Allocate \$59,061 from the District Two Neighborhood Reinvestment Program (org 15655) to the Mountain Empire Unified School District to fund the replacement of outdated sports field lights with new LED lights at Mountain Empire High School in Campo, CA and for costs associated with the construction of a walking/jogging fitness path with exercise stations at Pine Valley Middle School in Pine Valley, CA.
3. Allocate \$55,000 from the District Two Neighborhood Reinvestment Program (org 15655) to the YMCA of San Diego County for costs associated with the renovation of a swimming pool maintenance room and pump system at YMCA Camp Marston in Julian, CA.
4. Find that the grant awards described above have a public purpose.

5. Authorize the Deputy Chief Administrative Officer/Chief Financial Officer to execute grant agreements with the organizations awarded Neighborhood Reinvestment Program funds establishing terms for receipt of the funds and to make minor amendments to the agreements that are consistent with the general purpose of the grants but do not increase the grants.
6. Find that the grant identified in Recommendation Nos. 1-3 are exempt from review under the California Environmental Quality Act (CEQA) by Section 15301 of the CEQA Guidelines.

FISCAL IMPACT

The fiscal impact of these recommendations is \$191,061. Funds for these requests are included in the Fiscal Year 2019-2020 Operational Plan for the Neighborhood Reinvestment Program (Org 15655). The funding source is General Purpose Revenue. These actions will result in the addition of no new staff years and no additional costs.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

27. **SUBJECT: GENERAL SERVICES - AUTHORIZATION TO ADVERTISE AND AWARD CONSTRUCTION CONTRACT(S) FOR NEW EMERGENCY GENERATORS AT SIX LIBRARIES (DISTRICT: 2)**

OVERVIEW

The County of San Diego (County) employs a comprehensive approach to emergency and disaster response and recovery. County libraries are anchor institutions in the communities they serve, expanding their services beyond typical library functions as part of the response and recovery effort. Libraries have increasingly become “second responders” to communities in crisis, helping people access resources during emergency situations. Recently, the Vista and Alpine Libraries have served as Local Assistance Centers in the aftermath of wildfire events. County libraries provide a known and trusted space for the community to receive aid, contact or unite with their families, and provide a dependable place to charge mobile phones and other portable devices essential to staying connected. Each library is also connected to the California Research & Education Network, an advanced high-speed network that connects all County libraries to the internet. Libraries are valued places of respite and serve as Cool Zones in summer and warm refuge during cold spells. County libraries are open, welcome gathering places in their communities and natural outlets for additional County services. If approved, today’s request will build greater community resiliency against the loss of power in the six communities of Campo, Descanso, Jacumba, Julian, Pine Valley, and Potrero.

Today's request is for the Board of Supervisors to authorize the Director, Department of Purchasing and Contracting to advertise and award a construction contract or contracts for installing permanent emergency generators at the Campo, Descanso, Jacumba, Julian, Pine Valley, and Potrero Libraries. If approved, construction is expected to begin in May 2020 with estimated completion in July 2020. The total cost of these projects is estimated at \$1,312,400, as included in the Fiscal Year 2019-20 Operational Plan based on available prior year County Library Fund fund balance.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Find that the proposed projects for emergency generator work at the Campo, Descanso, Jacumba, Julian, Pine Valley and Potrero Libraries are exempt from the California Environmental Quality Act (CEQA) review pursuant to CEQA Guidelines Section 15301.
2. Authorize the Director, Purchasing and Contracting to advertise and award a construction contract or contracts and to take any action authorized by Article XXIII, Section 401, et seq. of the Administrative Code, with respect to contracting for installing emergency generators at the Campo, Descanso, Jacumba, Julian, Pine Valley, and Potrero Libraries.
3. Designate the Director, Department of General Services as the County Officer responsible for administering the construction contract or contracts for installing emergency generators at the Campo, Descanso, Jacumba, Julian, Pine Valley, and Potrero Libraries.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year 2019-20 Operational Plan for the San Diego County Library. If approved, this request will result in estimated costs and revenue of \$1,312,400 for the following Major Maintenance Capital Outlay Fund projects: 1022940 Campo Morena Village Library Local Assistance Center (LAC) Upgrades (\$219,800), 1022942 Julian Library LAC Upgrades (\$251,700), 1023419 Pine Valley Library Emergency Generator (\$207,100), 1023420 Potrero Library Emergency Generator (\$219,800), 1023418 Jacumba Library Emergency Generator (\$206,900), and 1023421 Descanso Library Emergency Generator (\$207,100). The funding source is an internal agreement with the San Diego County Library supported by available prior year County Library Fund fund balance. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

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

ACTION:

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

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

28. SUBJECT: GENERAL SERVICES - APPROVAL OF COMMUNICATION SITE LEASÉS FOR THE SHERIFF DEPARTMENT (DISTRICT: 2)

OVERVIEW

The Regional Communications System (RCS), managed and operated by the County of San Diego (County) Sheriff’s Department, provides the County, the County of Imperial, and numerous other public safety agencies with day-to-day public safety and emergency responder communication support. The Sheriff’s Department has been operating RCS sites in the Cleveland National Forest at Los Pinos Peak, Monument Peak, and Lyons Peak under a series of permits and lease agreements. The existing agreements for these sites expired on September 30, 2018. The continued use of the sites by the Sheriff’s Department is dependent upon the approval of new leases.

Today’s request is for the Board of Supervisors to approve new leases for the communication sites at Los Pinos Peak, Monument Peak, and Lyons Peak with the United States Department of Agriculture, Forest Service at no cost to the County. The terms of the new proposed leases will expire on December 31, 2049.

**RECOMMENDATION(S)
CHIEF ADMINISTRATIVE OFFICER**

1. Find the proposed leases are exempt from the California Environmental Quality Act (CEQA) Guidelines pursuant to State CEQA Guidelines section 15301.
2. Approve and authorize the Director, Department of General Services, to execute the leases for Los Pinos Peak, Monument Peak, and Lyons Peak with the United States Department of Agriculture, Forest Service.

FISCAL IMPACT

There is no fiscal impact associated with these recommendations. The United States Department of Agriculture, Forest Service does not charge a fee for the lease agreements for Los Pinos Peak, Monument Peak, and Lyons Peak in support of the Regional Communication System. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

29. SUBJECT: GENERAL SERVICES - APPROVAL OF LEASE AGREEMENT FOR THE HEALTH AND HUMAN SERVICES AGENCY, 3949 RUFFIN ROAD, SAN DIEGO (DISTRICT 4)

OVERVIEW

The County of San Diego’s (County) Health and Human Services Agency (HHSA), Housing and Community Development Services (HCDS) program currently occupies a

29,000-square-foot building located at 3989 Ruffin Road in San Diego. The property is owned by the San Diego County Housing Authority (Housing Authority). The Housing Authority contracts with HCDS for staff and support services under an existing service agreement.

Additional space is needed to supplement HCDS's operations at the Ruffin Road site since the facility no longer meets current operational requirements. Today's request is for Board of Supervisors approval of a lease with H.G. Fenton Property Company for approximately 3,839 square feet of office space located at 3949 Ruffin Road in San Diego. The term of the proposed lease is 62 months. Having additional space in a building adjacent to the existing HCDS location will make an easier transition and ability to accommodate current program and staffing needs in the central region of San Diego County.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Find that the proposed project is exempt from the California Environmental Quality Act (CEQA) pursuant to State CEQA guidelines section 15301.
2. Approve and authorize the Director, Department of General Services, to execute the lease agreement for space located at 3949 Ruffin Road, San Diego.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year 2019-20 Operational Plan for Health and Human Services Agency. If approved, this request will result in costs and revenue of approximately \$271,033 in Fiscal Year 2019-20 including \$40,693 for rent, utilities and janitorial service based on an estimated lease commencement of March 1, 2020 and one-time costs of \$230,340 for tenant improvements above the lessor provided tenant improvement allowance. The funding source is General Purpose Revenue. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

- 30. SUBJECT: GENERAL SERVICES - AFFORDABLE HOUSING - CERTIFY CALIFORNIA ENVIRONMENTAL QUALITY ACT FINDINGS AND AUTHORIZE DEMOLITION - FORMER REGIONAL CRIME LAB, 5255 MOUNT ETNA DRIVE, SAN DIEGO (DISTRICT: 4)**

OVERVIEW

San Diego County is facing a housing affordability crisis. Over half of the region's residents spend more than 30% of their income on housing costs with the lowest income earners spending approximately 60% of their income on housing costs. On June 20, 2017 (22), the Board of Supervisors (Board) directed County of San Diego (County) staff to review County-owned properties that may be available for development of affordable home

communities to help alleviate this crisis. The former Regional Crime Lab (Crime Lab), located at 5255 Mount Etna Drive, San Diego, CA (Assessor Parcel Number 361-661-12), was found to be suitable for the development of affordable homes in the near term, but would require an amendment to the Community Plan and rezoning to allow the desired housing and density.

On February 13, 2018 (8), the Board authorized the Director, Department of General Services, to issue a Request for Statements of Qualifications (RFSQ) and subsequent Request for Proposals (RFP) to firms found qualified to begin the competitive process for the ground lease and development of the site. The County is currently in negotiations with Chelsea Investment Corporation (Chelsea), the selected developer, on a proposed 100% affordable home development to be constructed under a Disposition and Development Agreement (DDA) and ground lease. Demolition of the existing Crime Lab by the County will facilitate the housing development.

After consultation with City of San Diego (City) planning staff, the County submitted an application to the City for a Community Plan Amendment (CPA) and Rezone to allow for the future development of an anticipated 404-unit affordable home community. This process requires the preparation of an Environmental Impact Report (EIR) as these are discretionary actions under the California Environmental Quality Act (CEQA).

Today's action requests the Board to certify the Final EIR, adopt the related CEQA findings, adopt the Statement of Overriding Considerations and authorize the demolition of the former Regional Crime Lab at 5255 Mt. Etna Drive in San Diego, collectively the Project.

Following approval of the Recommendations by the Board, the CPA and Rezone require action by the City of San Diego Planning Commission and City Council. Following approval by the City Council and completion of negotiation with the developer, staff will return to the Board for approval of the DDA and ground lease.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Certify that a Final Environmental Impact Report (EIR), January 14, 2020, State Clearinghouse Number 2018091016, on file with the Department of General Services, has been completed in compliance with the California Environmental Quality Act (CEQA) and the State CEQA Guidelines, that the Final EIR was presented to the Board and that the Board reviewed and considered the information contained therein before approving the project, and that the Final EIR reflects the independent judgment and analysis of the Board (Attachment A).
2. Adopt the findings concerning mitigation of significant environmental effects pursuant to State CEQA Guidelines section 15091 (Attachment B).
3. Adopt the Statement of Overriding Considerations pursuant to State CEQA Guidelines section 15093 (Attachment C).
4. Adopt the Mitigation Monitoring and Reporting Program prepared in accordance with State CEQA Guidelines section 15091(d) (Attachment D).
5. Adopt the finding that recirculation of the Final EIR is not required pursuant to State CEQA Guidelines section 15088.5 (Attachment E).

6. Adopt the Statement of Location and Custodian of Documents prepared in accordance with State CEQA Guidelines section 15091(e) (Attachment F).
7. Authorize the Director, Department of Purchasing and Contracting to take any action authorized by Section 401, et seq. of the Administrative Code, with respect to contracting for site preparation and demolition of the former Regional Crime Lab.
8. Designate the Director, Department of General Services as the County Officer responsible for administering the demolition contract(s) for demolition of the former Regional Crime Lab.

FISCAL IMPACT

Funds for the site preparation and demolition are included in the Fiscal Year 2019-20 Operational Plan for the Department of General Services, Major Maintenance Internal Service Fund. If approved, this request will result in estimated costs of \$4,900,000. The funding source is General Purpose Revenue. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

ON MOTION of Supervisor Fletcher, seconded by Supervisor Cox, the Board of Supervisors took action as recommended.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

- 31. SUBJECT: AMENDMENTS TO THE COMPENSATION ORDINANCE (1/14/2020 - FIRST READING; 1/28/2020 - SECOND READING) (DISTRICTS: ALL)**

OVERVIEW

The proposed amendments to the San Diego County Compensation Ordinance are part of the ongoing efforts to manage and maintain a skilled, adaptable and diverse workforce dedicated to sustaining operational excellence and serving the public. This action amends various sections of the Compensation Ordinance.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Approve the introduction of the Ordinance (first reading), read title and waive further reading of the Ordinances:
AN ORDINANCE AMENDING THE COMPENSATION ORDINANCE AND ESTABLISHING COMPENSATION.
2. If, on January 14, 2020, the Board takes action as recommended in item 1 then, on January 28, 2020 (second reading):
Submit ordinance for further Board consideration and adoption on January 28, 2020 (second reading).

FISCAL IMPACT

There is no fiscal impact associated with these recommendations. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

ON MOTION of Supervisor Jacob, seconded by Supervisor Gaspar, the Board of Supervisors took action as recommended, on Consent, introducing the Ordinance for further Board consideration and adoption on January 28, 2020.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

32. 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.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

Note and file.

FISCAL IMPACT

N/A

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

33. 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."

RECOMMENDATION(S)

CHAIRWOMAN DIANNE JACOB

Appoint Cherry Diefenbach to the JACUMBA HOT SPRINGS SPONSOR GROUP, Seat No. 3, for a term to expire January 4, 2021.

SUPERVISOR KRISTIN GASPAR

Appoint Shane Harris to the CHILD AND FAMILY STRENGTHENING ADVISORY BOARD OF SAN DIEGO, Seat No. 4, for a term to expire January 4, 2021.

SUPERVISOR JIM DESMOND

Waive Board Policy A-74, "Citizen Participation in County Boards, Commissions and Committees," and re-appoint Mary "Louise" Kelly to the VALLEY CENTER CEMETERY DISTRICT, Seat No. 2, for a term to expire January 1, 2024.

Appoint Julia Feliciano to the VALLEY CENTER COMMUNITY PLANNING GROUP, Seat No. 15, for a term to expire January 4, 2021.

CHIEF ADMINISTRATIVE OFFICER

Appoint Parina Parikh to the COMMUNITY ACTION PARTNERSHIP ADMINISTERING BOARD, Seat No. 7, for a term to expire January 14, 2023.

Appoint Yvette Laguitan to the HIV PLANNING GROUP, COUNTY OF SAN DIEGO, Seat No. 25, for a term to expire January 14, 2024.

Appoint Stephen A. Spector to the HIV PLANNING GROUP, COUNTY OF SAN DIEGO, Seat No. 31, for a term to expire January 14, 2024.

FISCAL IMPACT

N/A

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

34. SUBJECT: CLOSED SESSION (DISTRICTS: ALL)

OVERVIEW

- A. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Todd Donohoe, et al. v. Lavender Hill Properties LLP, et al.; San Diego County Superior Court No. 37-2017-00048857-CU-PA-NC

- B. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
City of Chula Vista v. Tracy Sandoval, et al.; California Third District Court of Appeal No. C080711
- C. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Mark Mann, et al. v. County of San Diego; United States District Court, Southern District, No. 11-cv-00708-GPC-BGS
- D. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
In Re: National Prescription Opiate Litigation; United States District Court, Northern District of Ohio, No. 1:17-MD-02804-DAP
- E. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
James Lacy v. County of San Diego; San Diego County Superior Court No. 37-2018-17428-CU-PO-CTL
- F. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Bryan Pease, et al. v. County of San Diego, et al.; United States District Court, Southern District, No. 17-cv-1230-BAS-AHG
- G. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Leobardo Caro v. Paul Brown, III; United States District Court, Southern District, No.19-cv-1484-CAB-MSB
- H. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Jonathan Thomas v. County of San Diego, et al.; United States District Court, Southern District, No. 15-cv-02232-L-AGS
- I. 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)

ACTION:

County Counsel reported that for Closed Session on Tuesday, January 14, 2020, the Board of Supervisors took the following action:

Item C: Mark Mann, et al. v. County of San Diego, by a vote of 5-0, authorized settlement of this action for \$1.8 million.

Item G: Leobardo Caro v. Paul Brown III, by a vote of 5-0, authorized settlement of this action for \$105,000.

Item H: Jonathan Thomas v. County of San Diego, et al., by a vote of 5-0, authorized settlement of this action for \$200,000.

35. SUBJECT: OFF-AGENDA CONSIDERATION: GENERAL SERVICES, REPORT OF ACTION PURSUANT TO PUBLIC CONTRACT CODE SECTION 22050 AND RATIFICATION OF EMERGENCY REPAIRS AT THE COUNTY ADMINISTRATION CENTER (DISTRICT: 4)

OVERVIEW

On January 8, 2020, a malfunction of elevator #1 at the County Administration Center (CAC) was discovered. This malfunction was found to be failure in the bearing on the main sheave (pulley system). In order to mitigate the risk of further damage, and ensure that regular operations for the provision of essential public services and accessible access to CAC tower floors six through eight, it was necessary to declare an emergency and forgo competitive solicitation of the remediation and repair work. In accordance with County Administrative Code Section 402, "Emergency Purchases," a notice to proceed for emergency repairs was issued to San Diego Elevator Co., LLC, a contractor with previous County facility and elevator experience as well as a current Elevator Service Contract with the County.

Total repair cost is estimated at \$150,000.

In accordance with Public Contract Code Section 22050, staff requests the Board to receive the report set forth in this Board letter that emergency repair and replacement of the elevator parts at the County Administration Center did not permit a delay resulting from competitive solicitations for bids and that the immediate award of a contract was necessary to respond to the emergency. The Board is also requested to find that there is a need to continue the emergency repair and replacement of structural and systems damage on Elevator #1 at the CAC and to ratify the contract with San Diego Elevator Co., LLC to complete the machining and rebuilding of the damaged elevator parts.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Find the proposed project is statutorily exempt from California Environmental Quality Act (CEQA) review pursuant to Sections 15269(b) and 15301 of the CEQA Guidelines because the proposed project is for emergency repairs to a publicly owned service facility necessary to maintain service essential to the public health, safety or welfare, and because it consists of the minor alteration of existing public facilities involving negligible or no expansion of existing use.
2. Pursuant to Public Contract Code Section 22050(b)(3)(a), receive the report set forth in this Board letter that the emergency repair and replacement of the elevator parts at the County Administration Center did not permit a delay resulting from competitive solicitations for bids and that the immediate award of a contract was necessary to respond to the emergency.
3. Pursuant to Public Contract Code Section 22050(c)(2)(a), find that there is a need to continue emergency repair and replacement of the elevator parts at the County Administration Center without giving notice for bids to let a contract. (4 VOTES)

4. Pursuant to Section 402 of the County Administrative Code, ratify the contract with San Diego Elevator Co., LLC for emergency repairs of the elevator parts at the County Administration Center, on the basis that public interest and necessity demanded immediate expenditure of funds on an emergency basis without competitive bidding.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year 2019-20 Operational Plan for the Department of General Services Facilities Management Internal Service Fund. If approved, this request will result in costs and revenue of approximately \$150,000. The funding source are charges to the client department. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

35.1 ACTION:

ON MOTION of Supervisor Gaspar, seconded by Supervisor Desmond, the Board of Supervisors found that the need to take action arose subsequent to the agenda being posted; adopted appropriate findings and placed the item on the agenda.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

35.2 ACTION:

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

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

36. SUBJECT: PUBLIC COMMUNICATION (DISTRICTS: ALL)

OVERVIEW

Carmen Warner-Robbins spoke to the Board regarding the adjournment for John Robbins.

Alma Aguirre spoke to the Board regarding the SEIU.

ACTION:

This Public Communication was heard, referred to the Chief Administrative Officer.

The Board adjourned the Tuesday session at 4:42 p.m.

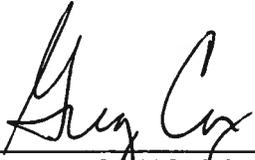
ANDREW POTTER
Clerk of the Board of Supervisors
County of San Diego, State of California

Consent: Santiago

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 Tuesday, January 28, 2020.



GREG COX
Chairman

Attest:



ANDREW POTTER
Clerk of the Board

01/14/2020