

January 28, 2014

STATEMENT OF PROCEEDINGS

The Minutes of the

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

COUNTY OF SAN DIEGO

STATEMENT OF PROCEEDINGS
COUNTY OF SAN DIEGO BOARD OF SUPERVISORS
REGULAR MEETING
MEETING AGENDA
TUESDAY, JANUARY 28, 2014, 09:00 A.M.
BOARD OF SUPERVISORS NORTH CHAMBER
1600 PACIFIC HIGHWAY, ROOM 310, SAN DIEGO, CALIFORNIA

REGULAR SESSION – Regular Meeting was called to order at 9:00 a.m.

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

Invocation was led by Lead Pastor Deron Higgins from The Gathering Church in Rancho San Diego.

Pledge of Allegiance was led by Jillian Wochuk, a student from Rios Elementary in El Cajon.

Approval of Statement of Proceedings/Minutes for meeting of January 7, 2014.

ACTION:

ON MOTION of Supervisor Cox, seconded by Supervisor R. Roberts, the Board of Supervisors approved the Statement of Proceedings/Minutes for meeting of January 7, 2014.

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

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

Board of Supervisors' Agenda Items

Category	Agenda #	Subject
Public Safety	1.	SHERIFF'S DEPARTMENT - REQUEST TO ESTABLISH APPROPRIATIONS FOR THE ANTI-HUMAN TRAFFICKING TASK FORCE GRANT [FUNDING SOURCE(S): GRANT REVENUE FROM THE U. S. DEPARTMENT OF JUSTICE PASSED THROUGH THE CALIFORNIA GOVERNOR'S OFFICE OF EMERGENCY SERVICES] (4 VOTES)
	2.	SHERIFF - ACCEPTANCE OF GIFTS AND DONATIONS

- | | | |
|--|-----|---|
| Health and
Human Services | 3. | ADMINISTRATIVE ITEM:
SECOND CONSIDERATION AND ADOPTION OF
ORDINANCES: HEALTH AND HUMAN SERVICES
AGENCY BOARD POLICIES AND ADMINISTRATIVE
CODE SUNSET REVIEW PROCESS |
| Community
Services | 4. | SET A HEARING FOR 2/25/14:
SHERIFF – ACQUISITION OF PROPERTY AT 12365 AND
12369 PARKSIDE STREET AND 9828 RIVER STREET IN
LAKESIDE FOR A NEW LAKESIDE SUBSTATION;
ESTABLISH APPROPRIATIONS FOR THE PROPERTY
PURCHASE AND CAPITAL IMPROVEMENTS
[FUNDING SOURCE(S): PUBLIC SAFETY GROUP FISCAL
YEAR 2012-13 FUND BALANCE AVAILABLE] |
| | 5. | DEPARTMENT OF GENERAL SERVICES - ELECTRICITY
AND GAS PROCUREMENT |
| | 6. | NOTICED PUBLIC HEARING:
SALE OF REAL PROPERTY - 22.15-ACRES AND 11.13-
ACRES ON COTTONWOOD AVENUE, SANTEE - COUNTY
PARCEL NO. 2013-0090-A AND 2013-0091-A |
| Financial and
General
Government | 7. | SUPPORT FOR AB 1431 |
| | 8. | ADOPT A RESOLUTION DECLARING SUPPORT FOR THE
SAN DIEGO NORTH CHAMBER OF COMMERCE AND THE
“THINK LOCAL FIRST” CAMPAIGN |
| | 9. | NEIGHBORHOOD REINVESTMENT PROGRAM GRANTS
(DISTRICT: 3)
[FUNDING SOURCE(S): NEIGHBORHOOD
REINVESTMENT PROGRAM] |
| | 10. | SAN DIEGO UNIFIED SCHOOL DISTRICT 2014 GENERAL
OBLIGATION BONDS AND 2014 GENERAL OBLIGATION
REFUNDING BONDS |
| Communications
Received | 11. | COMMUNICATIONS RECEIVED |
| Appointments | 12. | APPOINTMENTS: VARIOUS |
| Financial and
General
Government | 13. | TIME AND PLACE OF MEETINGS OF THE BOARD OF
SUPERVISORS (DISTRICTS: ALL) |

- | | | |
|--------------------------|-----|----------------------|
| Closed Session | 14. | CLOSED SESSION |
| Presentations/
Awards | 15. | PRESENTATIONS/AWARDS |
| Public
Communication | 16. | PUBLIC COMMUNICATION |

1. **SUBJECT: SHERIFF'S DEPARTMENT – REQUEST TO ESTABLISH APPROPRIATIONS FOR THE ANTI-HUMAN TRAFFICKING TASK FORCE GRANT (DISTRICTS: ALL)**

OVERVIEW:

This is a request to establish appropriations of \$120,240 based on additional grant revenue from the U. S. Department of Justice under the Fiscal Year 2013-2014 Edward Byrne Memorial Justice Assistance Grant passed through the California Governor's Office of Emergency Services (Cal OES) under the 2012-2013 Anti-Human Trafficking Task Force Program.

FISCAL IMPACT:

Funds for this request are not included in the Fiscal Year 2013-15 Operational Plan for the Sheriff's Department. If approved, this request will result in current year costs and revenue of \$120,240. The funding source is grant revenue from the U. S. Department of Justice passed through the California Governor's Office of Emergency Services. This grant award recovers all Sheriff Department direct costs but does not reimburse costs associated with administrative overhead and support. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

SHERIFF

1. Waive Board Policy B-29, Fees, Grants, Revenue Contracts – Department Responsibility for Cost Recovery, which requires full cost recovery for grants and revenue contracts, as this grant program does not recover full cost.
2. Establish appropriations of \$120,240 in the Sheriff's Department for salaries and benefits for overtime (\$45,486) and services and supplies (\$74,754) based on unanticipated revenue from the U. S. Department of Justice passed through the California Governor's Office of Emergency Services (Cal OES) for the Anti-Human Trafficking Task Force Program for the project period October 1, 2012 through June 30, 2014. **(4 VOTES)**
3. Authorize the Sheriff 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 grant, and any annual extension, amendments, and/or revisions thereof that do not materially impact or alter the services or funding levels.

ACTION:

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

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

2. **SUBJECT: SHERIFF - ACCEPTANCE OF GIFTS AND DONATIONS
(DISTRICTS: ALL)**

OVERVIEW:

County of San Diego Administrative Code Section 66 and Board of Supervisors' Policy A-112, Acceptance of Gifts and Donations, permits the acceptance of gifts by the administrative heads of each department in the County, subject to approval by the Board of Supervisors. A report of all individual gifts not exceeding \$5,000 is required, as well as Board of Supervisors' approval to accept individual gifts over \$5,000. The Sheriff's Department received a number of gifts and donations from individuals and groups to support law enforcement services. This request is to ratify the acceptance of these gifts and donations worth \$71,480, received by the Sheriff's Department from July 1, 2013 through December 31, 2013.

FISCAL IMPACT:

Funds for this request are not included in the Fiscal Year 2013-15 Operational Plan for the Sheriff's Department. If approved, this request will result in the acceptance of cash donations worth \$2,900 and equipment donations valued at \$68,580 from various groups and individuals from July 1, 2013 through December 31, 2013. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

SHERIFF

1. In accordance with Administrative Code Section 66 and Board Policy A-112, ratify the acceptance of gifts exceeding \$5,000 and accept the Sheriff's Department Report of Gifts for the period of July 1, 2013 through December 31, 2013.
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 Honorary Deputy Sheriff's Association.

ACTION:

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

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

3. **SUBJECT: ADMINISTRATIVE ITEM:
SECOND CONSIDERATION AND ADOPTION OF
ORDINANCES: HEALTH AND HUMAN SERVICES
AGENCY BOARD POLICIES AND ADMINISTRATIVE
CODE SUNSET REVIEW PROCESS (DISTRICTS: ALL)**

OVERVIEW:

On December 3, 2013 (15), the Board of Supervisors introduced the Ordinances for further consideration and adoption on January 28, 2014.

In accordance with Board of Supervisors Policy A-76, Sunset Review Process, the Health and Human Services Agency periodically reviews Board Policies and Administrative Code articles to ensure that Policies and Code provisions reflect current standards and policies.

Today's action seeks Board approval to revise the following:

- Board Policy K-14, Healthy Choice Options in Vending Machines on County Property
- Board Policy E-014, Expenditure of Tobacco Settlement Revenue in San Diego County
- Board Policy A-119, Outcome-Based Measures for Health and Human Services Contracts
- Administrative Code, Article XV and XXIIa, related to the Office of Public Administrator and Public Guardian and Office of the Public Conservator
- Administrative Code, Article XVI, related to the Child Care and Development Planning Council

Today's action also seeks approval for a new sunset review date of December 31, 2020 for Article IIIc, County of San Diego In-Home Supportive Services Public Authority and Article IIIp, First 5 Commission of San Diego of the Administrative Code.

If approved, today's action will begin the process to amend the Administrative Code, revising Articles XXIIa, XV and XVI, by introducing ordinances for their First Reading. The ordinances will then return to the Board for a second reading and adoption on January 28, 2014.

Today's action supports the *Live Well San Diego* initiative, as these policies and codes assist to advance a county that is healthy, safe and thriving.

FISCAL IMPACT:

There is no fiscal impact as a result of these recommendations.

BUSINESS IMPACT STATEMENT:

N/A

**RECOMMENDATION:
CHIEF ADMINISTRATIVE OFFICER**

Adopt the Ordinances entitled:

AN ORDINANCE AMENDING ARTICLES XV AND XXIIa OF THE COUNTY OF SAN DIEGO ADMINISTRATIVE CODE RELATING TO THE OFFICE OF THE PUBLIC ADMINISTRATOR AND PUBLIC GUARDIAN AND THE OFFICE OF THE PUBLIC CONSERVATOR and

AN ORDINANCE AMENDING ARTICLE XVI OF THE COUNTY OF SAN DIEGO ADMINISTRATIVE CODE RELATING TO THE SAN DIEGO CHILD CARE AND DEVELOPMENT PLANNING COUNCIL

and approve the sunset review date of December 31, 2020 for Administrative Code Articles XVI and XXIIa Articles XVI and XXIIa.

ACTION:

ON MOTION of Supervisor Cox, seconded by Supervisor R. Roberts, the Board took action as recommended, on Consent, adopting Ordinance No. 10319 (N.S.) entitled: AN ORDINANCE AMENDING ARTICLES XV AND XXIIa OF THE COUNTY OF SAN DIEGO ADMINISTRATIVE CODE RELATING TO THE OFFICE OF THE PUBLIC ADMINISTRATOR AND PUBLIC GUARDIAN AND THE OFFICE OF THE PUBLIC CONSERVATOR; and Ordinance No. 10320 (N.S.) entitled: AN ORDINANCE AMENDING ARTICLE XVI OF THE COUNTY OF SAN DIEGO ADMINISTRATIVE CODE RELATING TO THE SAN DIEGO CHILD CARE AND DEVELOPMENT PLANNING COUNCIL.

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

4. **SUBJECT: SET A HEARING FOR 2/25/14:
SHERIFF – ACQUISITION OF PROPERTY AT 12365 AND 12369 PARKSIDE STREET AND 9828 RIVER STREET IN LAKESIDE FOR A NEW LAKESIDE SUBSTATION; ESTABLISH APPROPRIATIONS FOR THE PROPERTY PURCHASE AND CAPITAL IMPROVEMENTS (DISTRICTS: ALL)**

OVERVIEW:

On April 23, 2013 (7), the Board of Supervisors approved in principle, the acquisition of a property for a new Sheriff's substation in Lakeside and authorized the Director, Department of General Services to conduct a site search and execute an option for the purchase of a suitable property. On the same date, the Board approved the County's 2013-2018 Capital Improvement Needs Assessment (#6), which included a new substation in Lakeside.

A new Lakeside substation will serve the community of Lakeside, and will alleviate over-crowding in the Santee Station which currently houses deputies serving the Lakeside area. On an annual basis, deputies assigned to the Santee Station respond to over 20,000 service calls in the unincorporated area.

On November 14, 2013, the Director, Department of General Services executed an option agreement for the purchase of property at 12365 and 12369 Parkside Street and 9828 River Street in Lakeside for the appraised value of \$1,200,000. The property consists of three parcels with a total site size of 1.2 acres, identified as Assessor's Parcel Numbers 394-121-02, 394-121-03, and 391-141-04. Existing improvements include a 5,318 square-foot office building that will be remodeled to accommodate the Sheriff's needs.

Today's request requires two steps. On January 28, 2014, it is requested that the Board set a hearing for February 25, 2014 and provide public notice of the hearing. If the Board takes the actions recommended for January 28, 2014, then on February 25, 2014, after making the necessary findings, the Board of Supervisors is requested to establish funding for the property purchase and capital improvements, and approve the purchase of the property from Windmill Village LLC, for the appraised value of \$1,200,000.

FISCAL IMPACT:

Funds for this request are not included in the Fiscal Year 2013-14 Operational Plan in the Justice Facility Construction Fund. If approved, this request will result in costs of \$2,500,000, as follows: \$1,215,000 in Capital Project 1018773 Sheriff Lakeside Substation Property Acquisition, including \$1,200,000 for the property purchase and \$15,000 for escrow/title/transaction fees; and \$1,285,000 in Capital Project 1018774 Sheriff Lakeside Substation Land Improvements for construction of parking lot improvements and other improvements. The funding source is Public Safety Group Fiscal Year 2012-13 Fund Balance available. There will be no additional staff years.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

On January 28, 2014:

1. Set a hearing for February 25, 2014, at which time the Board may authorize the Director, Department of General Services to exercise the option to purchase Assessor Parcel Numbers 394-121-02, 394-121-03 and 391-141-04 from Windmill Village, LLC for the appraised value of \$1,200,000.
2. Direct the Clerk of the Board to provide notice of said hearing via publication and posting as required by law.

If, on January 28, 2014, the Board takes the actions recommended in Items 1 and 2 above then, on February 25, 2014:

1. Find that the proposed project is exempt from the California Environmental Quality Act (CEQA) as specified under Sections 15301 and 15311 of the State CEQA Guidelines.
2. Establish appropriations of \$1,215,000 in the Contributions to Capital Outlay Fund, Operating Transfer Out, for the Sheriff's Lakeside Substation Acquisition based on Public Safety Group's Fiscal Year 2012-13 Fund Balance available. **(4 VOTES)**
3. Establish appropriations of \$1,215,000 in the Justice Facility Construction Fund for Capital Project 1018773 Sheriff Lakeside Substation Acquisition, for the purchase of APNs 394-121-02, 394-121-03, and 391-141-04, and related escrow/transaction fees, based on an operating transfer from the General Fund. **(4 VOTES)**
4. Establish appropriations of \$1,285,000 in the Contributions to Capital Outlay Fund, Operating Transfer Out, for the Sheriff Lakeside Land Improvement, based on Public Safety Group's Fiscal Year 2012-13 Fund Balance available. **(4 VOTES)**
5. Establish appropriations of \$1,285,000 in Justice Facility Construction Fund for Capital Project 1018774 Sheriff Lakeside Substation Land Improvement for capital improvements to the property, based on an operating transfer from the General Fund. **(4 VOTES)**
6. Authorize the Director, Department of General Services, to exercise the option to purchase APNs 394-121-02, 394-121-03 and 391-141-04, from Windmill Village, LLC, for the appraised value of \$1,200,000.
7. Authorize the Director, Department of General Services, or designee, to execute all escrow and related documents necessary to complete the purchase of the property.

ACTION:

ON MOTION of Supervisor Cox, seconded by Supervisor R. Roberts, the Board took action as recommended, on Consent, setting a Hearing for February 25, 2014.

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

5. SUBJECT: DEPARTMENT OF GENERAL SERVICES - ELECTRICITY AND GAS PROCUREMENT (DISTRICTS: ALL)

OVERVIEW:

California utilities provide service by acquiring energy, transmitting it through major power lines and piping, and then distributing it through smaller power lines and piping. Direct Access is a program regulated by the California Public Utilities

Commission that allows non-residential customers the ability to purchase energy commodities (electricity and natural gas) from third party power brokers called Electric Service Providers, who rely on the distribution systems of service provider utilities to deliver their products. Public Utilities Code Section 394 defines an Electric Service Provider as a non-utility entity that provides commodity services to customers within the service territory of a utility. In San Diego County, San Diego Gas & Electric is the service provider utility that delivers the commodities through distribution systems regardless of where the commodity is purchased.

Currently, 90% of the County's total electricity commodity is procured through a Direct Access contract which has realized a significant savings each year. The most recent transaction saved the County approximately 10% of the total annual cost of electricity, or \$1.4 million, when compared to what costs would have been if the County purchased electricity from San Diego Gas & Electric.

The County currently procures natural gas directly from San Diego Gas & Electric. Depending on usage and/or market conditions, there may be potential for the County to receive similar savings for natural gas if procured through a Direct Access contract.

The Board of Supervisors is requested to authorize the solicitation of a new Direct Access contract for the procurement of the County's electric and/or gas commodities and related services.

FISCAL IMPACT:

There is no fiscal impact as a result of today's recommended action. If approved, the negotiation of favorable procurement contracts for electricity and/or gas are anticipated to result in future energy cost savings to the County.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

Authorize the Director of General Services to acquire the County's electric and/or gas commodity and related services from Electric Service Providers for a period of up to 10 years. Subject to the approval of the Director of General Services, the Director of Purchasing and Contracting is authorized to issue competitive solicitation(s) and enter into a contract or contracts and amendments thereto, for electric and/or gas commodity and related services which are advantageous to the County.

ACTION:

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

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

6. **SUBJECT: NOTICED PUBLIC HEARING:
SALE OF REAL PROPERTY - 22.15-ACRES AND 11.13-
ACRES ON COTTONWOOD AVENUE, SANTEE - COUNTY
PARCEL NO. 2013-0090-A AND 2013-0091-A (DISTRICT: 2)**

OVERVIEW:

On December 3, 2013 (18), the Board of Supervisors set the bid opening date to be January 28, 2014.

On April 11, 2000 (19), the Board set aside 30-acres of approximately 66-acres of County-owned land north of the San Diego River in Santee for the Edgemoor Skilled Nursing facility and directed the Director, Department of General Services, to return to the Board with a Resolution of Intention to Sell the remaining County-owned land north of the river. On July 6, 2002 (1), the Board conducted a bid opening and approved granting an Option to Purchase for a 20.66-acre residential parcel to the highest bidder. The property was sold on July 15, 2004 for \$15,900,000 and an option fee totaling \$250,000. Construction of the new Edgemoor Skilled Nursing Facility was completed in 2009 on an 11.74-acre portion of the 30-acres of County-owned land set aside for this use. There are two parcels of undeveloped County-owned land remaining north of the San Diego River totaling approximately 33-acres.

Today's request is for the Board to take the actions necessary to sell the remaining 22.15-acre and 11.13-acre parcels. On December 3, 2013, the Board 1) declared the subject properties surplus to County needs, 2) directed the Clerk of the Board to advertise the County's intent to sell the parcels, and 3) adopted a Resolution declaring its intention to sell the parcels. The County will seek bids from prospective developers and users to purchase one or both parcels. The Board is requested to conduct a bid opening and approve the sale of the parcels to the highest bidder. The minimum bid for the 22.15-acre parcel is \$9,500,000 and the minimum bid for the 11.13-acre parcel is \$4,500,000. The properties are zoned for medium to high density residential uses. The 22.15-acre parcel is zoned for a minimum of 30 units per acre and the 11.13-acre parcel is zoned for 22 units to 30 units per acre. The revenue resulting from the sale of the properties will be placed in the Edgemoor Development Fund, which is used to fund repayment of the 2005 and 2006 Certificates of Participation issued for construction of the Edgemoor Skilled Nursing Facility and to fund costs associated with the maintenance of the County-owned Edgemoor property.

FISCAL IMPACT:

If the sale of each property is approved, this request will result in minimum revenue of \$14,000,000, anticipated in Fiscal Year 2013-14. Pursuant to Board Policy F-38, the proceeds from the sale of property will be deposited to the Edgemoor Development Fund. There will be no change in net General Fund costs and no additional staff years.

BUSINESS IMPACT STATEMENT:

It is estimated that the successful bidders will construct a medium- to high-density residential project on each property. These residential construction projects are

anticipated to employ full-time construction workers and create demand for additional services and materials during the course of construction.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

1. Find, in accordance with Section 15312 of the CEQA Guidelines, that the sale of County Parcel 2013-0090-A and County Parcel 2013-0091-A is categorically exempt from CEQA as it is a sale of surplus government property.
2. Conduct the bid opening and approve the sale of County Parcel 2013-0090-A and County Parcel 2013-0091-A to the highest bidders.
3. Authorize the Director, Department of General Services, to perform all necessary actions to complete the sale of the properties, including the execution of the Purchase and Sale Agreements, escrow instructions, and Grant Deeds.
4. Authorize the Auditor and Controller to deposit all proceeds resulting from the sale of the properties into the Edgemoor Development Fund, pursuant to Board Policy F-38, Edgemoor Property Development.

ACTION 6.1:

ON MOTION of Supervisor Cox, seconded by Supervisor R. Roberts, the Board of Supervisors conducted the bid opening for the sale of County Parcel 2013-0090-A, closed the Hearing and took action as recommended, accepting the bid from Conrad Prebys in the amount of \$21,000,000.00.

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

ACTION 6.2:

ON MOTION of Supervisor Horn, seconded by Supervisor D. Roberts, the Board of Supervisors conducted the bid opening for the sale of County Parcel 2013-0091-A, closed the Hearing and took action as recommended, accepting the bid from Conrad Prebys in the amount of \$15,000,000.00.

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

7. SUBJECT: SUPPORT FOR AB 1431 (DISTRICTS: ALL)

OVERVIEW:

On January 6, 2014, Assemblywoman Lorena Gonzalez introduced Assembly Bill 1431 (AB 1431) to end the practice of school administrators seeking campaign money for their trustees.

Assembly Bill 1431 would prohibit an administrator of a school district or community college district from soliciting funds (directly or indirectly) for the campaign or legal defense fund of an elected official of the district employing the administrator, or any candidate for an elected office of that district. If approved,

violators would be subject to penalties assessed by the state's Fair Political Practices Commission.

Approval of the recommendations will direct the Chief Administrative Officer to draft a letter to San Diego's legislative representatives in Sacramento and to the appropriate members of the State Legislature and Administration in support of AB 1431 and also add it to the County's Legislative Program.

FISCAL IMPACT:

N/A

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

SUPERVISOR GREG COX

1. Direct the Chief Administrative Officer (CAO) to draft a letter expressing this Board of Supervisors' support for Assembly Bill 1431 to San Diego's legislative representatives in Sacramento and to the appropriate members of the State Legislature and Administration.
2. Direct the CAO to include support in the County's Legislative Program for state legislative efforts that would prohibit an administrator of a school district or community college district from soliciting contributions for the campaign or legal defense fund of an elected official, or any candidate for an elected office, of that district.

ACTION:

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

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

8. **SUBJECT: ADOPT A RESOLUTION DECLARING SUPPORT FOR THE SAN DIEGO NORTH CHAMBER OF COMMERCE AND THE "THINK LOCAL FIRST" CAMPAIGN (DISTRICTS: ALL)**

OVERVIEW:

In 2013, the San Diego North Chamber of Commerce launched a campaign titled "Think Local First." The campaign provides incentives for local residents to spend their money in the San Diego region. Each year local consumers send millions of dollars out of the San Diego region. This negatively impacts our economy, especially if products and services could be bought at an equal price locally. Keeping these dollars local means a higher economic impact and increased tax revenue for local governments.

The *Think Local First* initiative is designed to grow jobs, strengthen our local tax base and champion commerce in the region by encouraging local purchasing, hiring and contracting of services. When the general public, government agencies, and school districts purchase products, services, and also hire within the region this has a tremendous impact on the strength and success of the businesses and communities involved.

Uniting local businesses, chambers of commerce and business associations, coupled with support from elected officials will create entrepreneurship, innovation and new opportunities for all in the region. Creating a unified platform for these different and unique groups to collaborate is the first of its kind in this area and will provide a gateway to local and regional economic development of the communities in which these entities operate.

FISCAL IMPACT:

There is no fiscal impact as a result of this action.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

SUPERVISOR DAVE ROBERTS AND SUPERVISOR BILL HORN

Adopt a resolution entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO DECLARING SUPPORT FOR THE SAN DIEGO NORTH CHAMBER OF COMMERCE AND ITS THINK LOCAL FIRST CAMPAIGN.

ACTION:

ON MOTION of Supervisor D. Roberts, seconded by Supervisor Horn, the Board took action as recommended, adopting Resolution No. 14-007, entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO DECLARING SUPPORT FOR THE SAN DIEGO NORTH CHAMBER OF COMMERCE AND ITS THINK LOCAL FIRST CAMPAIGN.

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

9. SUBJECT: NEIGHBORHOOD REINVESTMENT PROGRAM GRANTS (DISTRICT: 3)

OVERVIEW:

Funding for the Neighborhood Reinvestment Program was included in the Fiscal Year 2013-2014 Adopted Operational Plan in order to further public purposes throughout San Diego County.

FISCAL IMPACT:

The combined cost of these projects is \$160,820. The funding source is the Neighborhood Reinvestment Program (Org 15660). This will result in no additional staff years and no future costs.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

SUPERVISOR DAVE ROBERTS

1. Allocate \$10,000 from the Neighborhood Reinvestment Program Budget (Org 15660) to the Alzheimer's Association to purchase a new server, procure and install a dynamic display for the headquarters lobby, and procure and install a new telecommunications system.
2. Allocate \$10,000 from the Neighborhood Reinvestment Program Budget (Org 15660) to Equinox Center to fund graphic design and printing of the Equinox Center's 2014 Quality of Life Dashboard.
3. Allocate \$15,000 from the Neighborhood Reinvestment Program Budget (Org 15660) to La Jolla Playhouse to purchase two virtual servers and set, prop, costume, and education materials related to the Performance Outreach Program (POP) tour.
4. Allocate \$15,000 from the Neighborhood Reinvestment Program Budget (Org 15660) to The Old Globe Theatre to purchase sets and costumes for the 2013-2014 season.
5. Allocate \$5,000 from the Neighborhood Reinvestment Program Budget (Org 15660) to Paul Ecke Central PTA to purchase art supplies for after school programs designed for special needs students.
6. Allocate \$17,000 from the Neighborhood Reinvestment Program Budget (Org 15660) to Rancho Penasquitos Little League to purchase benches, tarps, portable fences, two pitching machines, and a solar scoreboard for the baseball field located at 12350 Black Mountain Road, San Diego, CA 92129.
7. Allocate \$19,270 from the Neighborhood Reinvestment Program Budget (Org 15660) to San Diego Miramar College to purchase a ventilation prop that allows firefighters to practice rooftop firefighting operations.
8. Allocate \$25,000 from the Neighborhood Reinvestment Program Budget (Org 15660) to Scripps Health Foundation for construction costs at the Critical Care Center located at 354 Santa Fe Drive, Encinitas, CA 92024.
9. Allocate \$10,000 from the Neighborhood Reinvestment Program Budget (Org 15660) to San Diego North Chamber of Commerce to purchase marketing materials related to the "Think Local First" campaign.
10. Allocate \$24,600 from the Neighborhood Reinvestment Program Budget (Org 15660) to the San Diego Youth Symphony to purchase a web-based database system and to purchase music for students.

11. Allocate \$9,500 from the Neighborhood Reinvestment Program Budget (Org 15660) to the Kiwanis Foundation of Tierrasanta to purchase flyers, placemats, newspaper inserts, flags with flag poles, plaques and certificates, and trophies for three community events: Tierrafest Patriots' Day Parade, Tierrasanta Oktoberfest, and the 67th Annual Tierrasanta High School Basketball Tournament.
12. Authorize the Chief Financial Officer to execute grant agreements with these organizations establishing terms for receipt of the funds described above and to make minor amendments to the agreements that are consistent with the general purpose of the grant but do not increase the grant.
13. Find that the grant awards described above have a public purpose.
14. Find that the allocation to the Alzheimer's Association is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15301.

ACTION:

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

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

- 10. SUBJECT: SAN DIEGO UNIFIED SCHOOL DISTRICT 2014 GENERAL OBLIGATION BONDS AND 2014 GENERAL OBLIGATION REFUNDING BONDS (DISTRICTS: 1, 2, 3, 4)**

OVERVIEW:

2014 General Obligation Bonds

A bond election was duly called and held in the San Diego Unified School District, County of San Diego, California ("District") on November 4, 2008 pursuant to Section 15100 et seq. of the Education Code of the State of California. Approximately 69% of those voters casting ballots authorized the issuance of general obligation bonds of the District in the maximum aggregate principal amount of \$2.1 billion ("2008 Authorization").

On January 7, 2014, the Board of Education of the District ("District Board") adopted a resolution ("District Resolution") requesting that the County, on behalf of the District, sell bonds under the 2008 Authorization to be designated the "San Diego Unified School District 2014 General Obligation Bonds (Dedicated Unlimited Ad Valorem Property Tax Bonds) (Election of 2008, Series [F/G])" in one or more series in a not to exceed par amount of \$70,000,000 ("2014 Bonds"). Prior to the 2014 Bonds, the District has issued, or caused to be issued on its behalf, approximately \$519,996,188 under the 2008 Authorization via eight series of bonds. Subsequent to the issuance of the 2014 Bonds, approximately \$1,510,003,812 of the 2008 Authorization will remain. Proceeds of the 2014 Bonds will be used for authorized school purposes. The District has received a

qualified certification in its most recent interim report and thereby has requested that the County sell the 2014 Bonds on its behalf as required by Section 15140 of the Education Code. The District has appointed the County Treasurer-Tax Collector (“Treasurer”) as Paying Agent on the 2014 Bonds.

2014 General Obligation Refunding Bonds

Concurrently with the sale of the 2014 Bonds, the District has determined that it is financially prudent to refund certain of its outstanding general obligation bonds issued under authorization (“1998 Authorization”) granted at an election held within the District on November 3, 1998, at which the requisite two-thirds or more authorized the issuance of general obligation bonds in the maximum aggregate principal amount of \$1.51 billion (“2014 Refunding Bonds” and together with the 2014 Bonds, “Bonds”). The outstanding amount of general obligation bonds issued under the 1998 Authorization that the District is considering refunding total approximately \$258,395,000. The District is authorized to and will be issuing the 2014 Refunding Bonds on its own behalf, but has appointed the County Treasurer as Paying Agent on the 2014 Refunding Bonds.

Today’s recommendation will: (1) authorize issuance of the 2014 Bonds by the County on behalf of the District; (2) approve the form and authorize the execution of documents required for the issuance of the 2014 Bonds; (3) approve the form and authorize the execution of a Third Supplemental Paying Agent Agreement, which will authorize the Treasurer to accept the District’s appointment as Paying Agent on the 2014 Bonds and the 2014 Refunding Bonds; and (4) approve the form and authorize the execution of an Investment Manager Agreement.

FISCAL IMPACT:

The Bonds will be general obligations of the San Diego Unified School District to be paid from ad valorem property taxes levied within the boundaries of the District, and do not constitute an obligation of the County.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

Adopt the Resolution entitled:

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, AUTHORIZING THE SALE OF NOT TO EXCEED \$70,000,000 OF BONDS OF THE SAN DIEGO UNIFIED SCHOOL DISTRICT BY A NEGOTIATED SALE PURSUANT TO ONE OR MORE BOND PURCHASE CONTRACTS, PRESCRIBING THE SALE OF SAID BONDS, APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF A THIRD SUPPLEMENTAL PAYING AGENT AGREEMENT, APPROVING THE FORM OF SAID BOND PURCHASE CONTRACTS, AND AUTHORIZING THE EXECUTION OF NECESSARY CERTIFICATES RELATING TO SAID BONDS.

ACTION:

ON MOTION of Supervisor Cox, seconded by Supervisor R. Roberts, the Board took action as recommended, on Consent, adopting Resolution No. 14-008, entitled: RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, AUTHORIZING THE SALE OF NOT TO EXCEED \$70,000,000 OF BONDS OF THE SAN DIEGO UNIFIED SCHOOL DISTRICT BY A NEGOTIATED SALE PURSUANT TO ONE OR MORE BOND PURCHASE CONTRACTS, PRESCRIBING THE SALE OF SAID BONDS, APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF A THIRD SUPPLEMENTAL PAYING AGENT AGREEMENT, APPROVING THE FORM OF SAID BOND PURCHASE CONTRACTS, AND AUTHORIZING THE EXECUTION OF NECESSARY CERTIFICATES RELATING TO SAID BONDS.

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

11. SUBJECT: COMMUNICATIONS RECEIVED (DISTRICTS: ALL)

OVERVIEW:

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

FISCAL IMPACT:

N/A

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

Note and file.

ACTION:

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

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

12. 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."

FISCAL IMPACT:

N/A

BUSINESS IMPACT STATEMENT:

N/A

CHAIRWOMAN DIANNE JACOB

Appoint Kevin P. Scott to the DESCANSO COMMUNITY PLANNING GROUP, Seat No. 7, for a term to expire January 2, 2017.

Re-appoint Harvey Goldman to the AREA BOARD XIII-STATE COUNCIL ON DEVELOPMENTAL DISABILITIES, Seat No. 4, for a term to expire December 31, 2016.

Re-appoint Lorena Slomanson to the LAW LIBRARY BOARD OF TRUSTEES, SD COUNTY, Seat No. 2, for a term to expire December 31, 2016.

Appoint Jim Kaltenthaler to the JESS MARTIN PARK ADVISORY COMMITTEE, Seat No. 2, for a term to expire January 2, 2017.

Appoint Denise L. Polito to the POMERADO CEMETERY DISTRICT, Seat No. 2, for a term to expire January 2, 2018.

VICE-CHAIRMAN BILL HORN

Appoint Jeana Boulos to the VALLEY CENTER COMMUNITY PLANNING GROUP, Seat No. 9, for a term to expire January 2, 2017.

Re-appoint Sandra Farrell to the TWIN OAKS VALLEY SPONSOR GROUP, Seat No. 1, for a term to expire January 2, 2017.

Re-appoint Gil Jemmott to the TWIN OAKS VALLEY SPONSOR GROUP, Seat No. 5, for a term to expire January 2, 2017.

Appoint Tom Kumura to the TWIN OAKS VALLEY SPONSOR GROUP, Seat No. 2, for a term to expire January 5, 2015.

SUPERVISOR GREG COX

Appoint Vic Bienes to the FLOOD CONTROL DISTRICT ADVISORY COMMISSION, Seat No. 1, for a term to expire January 2, 2017.

Waive Board Policy A-74, "Citizen Participation in County Boards, Commissions and Committees," and re-appoint Katy Green to the EMERGENCY MEDICAL CARE COMMITTEE, Seat No. 24, for a term to expire October 19, 2017.

Re-appoint Joy Villavicencio to the MENTAL HEALTH BOARD, Seat No. 2, for a term to expire December 31, 2016.

Re-appoint Robert D. White to the COMMITTEE FOR PERSONS WITH DISABILITIES, Seat No. 2, for a term to expire January 2, 2017.

Waive Board Policy A-74, "Citizen Participation in County Boards, Commissions and Committees," and re-appoint Lesley O. McClelland to the POLINSKY CHILDREN'S CENTER ADVISORY BOARD, Seat No. 4, for a term to expire December 14, 2015.

SUPERVISOR DAVE ROBERTS

Waive Board Policy A-74, "Citizen Participation in County Boards, Commissions and Committees," and re-appoint Sandy Arledge to the FLY ABATEMENT AND APPEALS BOARD, Seat No. 3, for a term to expire December 31, 2016.

CHIEF ADMINISTRATIVE OFFICER

Confirm the appointment of Deanna Rich as the alternate representative from Torrey Pines Community Planning Board to the CSA NO. 017 – SAN DIEGUITO EMS DISTRICT ADVISORY COMMITTEE, Seat No. 12. In accordance with the Committee bylaws, "the term of office shall be at the discretion of the appointing organization."

ACTION:

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

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

13. SUBJECT: TIME AND PLACE OF MEETINGS OF THE BOARD OF SUPERVISORS (DISTRICTS: ALL)

OVERVIEW:

The Board of Supervisors Rules of Procedure specify the time and place of regular and land use meetings of the Board and designate the County Administration Center as the meeting location. Recently the County Operations Center Campus Center Chambers became available as a meeting Chamber. This Resolution amends the Rules of Procedure to add the Campus Center Chambers as a location for Board meetings.

FISCAL IMPACT:

N/A

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:
CHIEF ADMINISTRATIVE OFFICER

Adopt the Resolution adding a location for Regular and Land Use Meetings of the Board of Supervisors.

ACTION:

ON MOTION of Supervisor Cox, seconded by Supervisor R. Roberts, the Board took action as recommended, on Consent, adopting Resolution No. 14-009, entitled: RESOLUTION ADDING A LOCATION FOR REGULAR AND LAND USE MEETINGS OF THE BOARD OF SUPERVISORS.

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

14. SUBJECT: CLOSED SESSION (DISTRICTS: ALL)

OVERVIEW:

- A. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Paragraph (1) of subdivision (d) of Section 54956.9)
Pauline Wade, et al. v. County of San Diego, et al.; San Diego County Superior Court No. 37-2013-00042726-CU-PA-CTL
- B. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Kara Laxson, et al. v. County of San Diego, et al.; San Diego County Superior Court No. 37-2013-00036469-CU-PA-CTL
- C. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
City of Chula Vista, et al. v. Tracy Sandoval, et al.; Sacramento County Superior Court No. 34 -2014-80001723
- D. CONFERENCE WITH REAL PROPERTY NEGOTIATORS
(Government Code section 54956.8)
Property: Portion of Parcel 1 and 3 of Parcel Map 20177 located west of Riverview Parkway and north of Transit Way, Santee, CA

Negotiating Parties:

County: April Heinze

Other: Ryan Companies US, Inc.

Under Negotiation: Price and Terms

ACTION:

County Counsel announced that for Closed Session on Tuesday, January 28, 2014, the Board of Supervisors took the following action:

Item 14A: Pauline Wade v. County of San Diego, a personal injury lawsuit arising out of a freeway accident involving a Sheriff's Department vehicle, by a vote of all five members of the Board present and voting "Aye", the County agrees to pay a mediated settlement demand of \$387,500 to resolve this action.

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

OVERVIEW:

Chairwoman Dianne Jacob presented a proclamation declaring January 28, 2014, Julian Union School District Live Well San Diego Day throughout the County of San Diego.

Supervisor Dave Roberts presented a proclamation declaring January 28, 2014, Solana Beach Chamber of Commerce Day throughout the County of San Diego.

Supervisor Greg Cox presented a proclamation declaring January 28, 2014, USS Midway Day throughout the County of San Diego.

Supervisor Greg Cox presented a proclamation honoring Volunteer of the Month – Darius Clemons.

Chairwoman Dianne Jacob made a special presentation on the DIBBS (Do-It-Better-By-Suggestion) awards recipients.

16. SUBJECT: PUBLIC COMMUNICATION (DISTRICTS: ALL)

OVERVIEW:

James Marmack spoke to the Board regarding Palomar Airport noise.

ACTION:

Heard, referred to the Chief Administrative Officer.

There being no further business, the Board adjourned at 11:15 a.m. in memory of Celeste Trepte, John Goss, and Harold Kvaas.

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

Consent: Gomez
Discussion: Panfil


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

Approved by the Board of Supervisors, on Tuesday, February 25, 2014.



DIANNE JACOB
Chairwoman

Attest:



THOMAS J. PASTUSZKA
Clerk of the Board