

January 28, 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 28, 2020, 9:00 AM
BOARD OF SUPERVISORS NORTH CHAMBER ROOM 310
1600 PACIFIC HIGHWAY, SAN DIEGO, CALIFORNIA

Order of Business

- A. REGULAR SESSION – Regular Meeting was called to order at 9:00 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.

- B. Invocation was led by Reverend Father Carlos Exposito from All Saints' Episcopal Church.

- C. Pledge of Allegiance was led by Penelope Go-Burgos and Ariella Chavez from Hedenkamp Elementary School.

- D. Presentation or Announcement of Proclamations and Awards:
Chairman Greg Cox presented a proclamation declaring January 2020, to be National Blood Donor Month throughout the County of San Diego.

Supervisor Nathan Fletcher presented a proclamation declaring January 28, 2020, to be SAY San Diego Day throughout the County of San Diego.

Supervisor Dianne Jacob presented a proclamation declaring January 28, 2020, to be The Prep Pigskin Report Day throughout the County of San Diego.

Supervisor Dianne Jacob presented a proclamation declaring January 28, 2020, to be Jahiem Allen-Pompey Day throughout the County of San Diego.

Supervisor Dianne Jacob presented a proclamation honoring the Volunteer of the Month: Nancee Prast.

- E. Public Communication: No Speakers

- F. Approval of the Statement of Proceedings/Minutes for the meeting of January 14, 2020.

ACTION:

ON MOTION of Supervisor Gaspar, seconded by Supervisor Jacob, the Board of Supervisors approved the Statement of Proceedings/Minutes for the meeting of January 14, 2020.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

- G. Formation of Consent Calendar

- H. 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.	SHERIFF - RATIFY ACCEPTANCE OF DONATIONS FROM BEARS FOR BADGES
Health and Human Services	2.	RECEIVE THE FLEXIBLE HOUSING SUBSIDY POOL FEASIBILITY STUDY
	3.	UPDATE ON ADVANCING THE BEHAVIORAL HEALTH CONTINUUM OF CARE THROUGH REGIONAL COLLABORATION AND INNOVATION
	4.	ADMINISTRATIVE ITEM: SECOND CONSIDERATION AND ADOPTION OF 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
	5.	NOTICED PUBLIC HEARING: GENERAL SERVICES - FALLBROOK LIBRARY PARKING LOT - PROPERTY RIGHTS EXCHANGE (4 VOTES)
Financial and General Government	6.	ADDRESSING IMMEDIATE AND ONGOING SOLUTIONS FOR HOMELESSNESS THROUGHOUT UNINCORPORATED COMMUNITIES OF SAN DIEGO COUNTY
	7.	INVESTING IN SAN DIEGO FAMILIES: EXPLORING OPPORTUNITIES FOR ON-SITE CHILDCARE AT COUNTY OF SAN DIEGO CAMPUSES
	8.	INVESTING IN SAN DIEGO FAMILIES: IMPLEMENTING PAID PARENTAL LEAVE AT THE COUNTY OF SAN DIEGO
	9.	NEIGHBORHOOD REINVESTMENT PROGRAM GRANTS (DISTRICT: 3) [FUNDING SOURCE: GENERAL PURPOSE REVENUE]

10. NEIGHBORHOOD REINVESTMENT PROGRAM GRANTS
(DISTRICT: 1)
[FUNDING SOURCE: GENERAL PURPOSE REVENUE]
11. NEIGHBORHOOD REINVESTMENT PROGRAM GRANTS
(DISTRICT: 4)
[FUNDING SOURCE: GENERAL PURPOSE REVENUE]
12. LATCH WELL TO LIVE WELL: DEVELOPING A COUNTY
OF SAN DIEGO LACTATION POLICY
[FUNDING SOURCE: CHARGED TO CLIENT DEPARTMENTS]
13. GENERAL SERVICES - APPROVAL OF LEASE
AGREEMENT FOR THE DISTRICT ATTORNEY'S
FAMILY JUSTICE CENTER, 1050 LOS VALLECITOS, SAN
MARCOS
[FUNDING SOURCE: PROPOSITION 172 SPECIAL REVENUE
FUND]
14. GENERAL SERVICES - APPROVAL OF EVENT
AGREEMENT FOR THE DISTRICT ATTORNEY'S
CITIZENS OF COURAGE LUNCHEON
[FUNDING SOURCE: DISTRICT ATTORNEY STATE
ASSET FORFEITURE FUND FUND BALANCE FOR THE
FACILITY RENTAL AND ANTICIPATED ATTENDEE
TICKET SALES REIMBURSEMENT FOR THE COST OF
FOOD]
15. GENERAL SERVICES - APPROVAL IN PRINCIPLE TO
LEASE SPACE FOR THE HEALTH AND HUMAN
SERVICES AGENCY GRANTVILLE OFFICES
RELOCATION
16. GENERAL SERVICES - CONTINUATION OF
EMERGENCY REPAIRS AT THE COUNTY
ADMINISTRATION CENTER
[FUNDING SOURCE: CHARGES TO THE CLIENT DEPARTMENT]
(4 VOTES)
17. ADMINISTRATIVE ITEM:
SECOND CONSIDERATION AND ADOPTION OF
ORDINANCE: AMENDMENTS TO THE COMPENSATION
ORDINANCE (1/14/2020 - FIRST READING; 1/28/2020 -
SECOND READING)

Communications
Received

18. COMMUNICATIONS RECEIVED

- Financial and
General
Government
19. GENERAL SERVICES - REPORT OF ACTION PURSUANT TO PUBLIC CONTRACT CODE SECTION 22050 FOR EMERGENCY REPAIRS AT THE HEALTH AND HUMAN SERVICES AGENCY GRANTVILLE BUILDING, 6255 MISSION GORGE RD
[FUNDING SOURCE: CHARGES TO THE CLIENT DEPARTMENT]
(4 VOTES)
- Closed Session
20. CLOSED SESSION

1. SUBJECT: SHERIFF - RATIFY ACCEPTANCE OF DONATIONS FROM BEARS FOR BADGES (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. This is a request to ratify the acceptance of donations received between July 1, 2019 and December 31, 2019 from Bears for Badges for 443 teddy bears valued at \$8,860 for various Sheriff's Department (Sheriff) Patrol Stations. The Bears for Badges Program supplies Sheriff deputies with stuffed bears to provide to children during calls. The bears, made by volunteers, bring comfort to children during stressful and sometimes traumatizing incidents.

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 443 teddy bears valued at \$8,860 from Bears for Badges.
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 Bears for Badges.

FISCAL IMPACT

There is no fiscal impact associated with the donations from Bears for Badges received between July 1, 2019 and December 31, 2019 of 443 teddy bears valued at \$8,860. There is 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

2. SUBJECT: RECEIVE THE FLEXIBLE HOUSING SUBSIDY POOL FEASIBILITY STUDY (DISTRICTS: ALL)

OVERVIEW

On November 19, 2019 (12), the San Diego County Board of Supervisors (Board) directed the Chief Administrative Officer to conduct a Flexible Funds for Housing Program ("Flexible Housing Subsidy Pool") feasibility study and report back to the Board in January 2020. This study would include:

- Research on the development and operation of a Flexible Housing Subsidy Pool (FHSP);

- Exploration of potential partnerships with the Regional Taskforce on the Homeless (RTFH); and
- Identification of funds within existing and future state and federal funding streams.

A Flexible Housing Subsidy Pool (FHSP) is aggregated and on-going funding from a variety of sectors and sources that can be used flexibly to assist persons experiencing and at-risk of homelessness to access and/or retain permanent housing in a quick and timely fashion. The viability of a FHSP is contingent upon long-term funding commitments to support various housing and service supports, including one-time and on-going costs. The development of a FHSP is not necessary to accept State and/or Federal funds; in addition, homeless interventions can be facilitated without a FHSP and many interventions are currently being administered via the County of San Diego and its contractors.

Today's item presents the FHSP Feasibility Study. The study finds that there are multiple choices on how to develop and operate a FHSP with important considerations including partnerships, housing and service activities and funding.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

Receive the Flexible Housing Subsidy Pool (FHSP) Feasibility Study which includes options for how to operate a FHSP, potential activities and funding sources.

FISCAL IMPACT

There is no fiscal impact associated with the recommendation. 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 Fletcher, seconded by Supervisor Cox, the Board of Supervisors directed staff to work with the Regional Task Force on the Homeless to explore a joint, collaborative regional partnership and determine the structure. Additionally, staff should focus on the options for funding, with a priority for the unincorporated area, and develop a better sense of the governance structure, develop guiding principles that ensure General Fund protection, identify time limited programs, and explore available funds. Staff shall return to the Board within 60 days with an update and outline the options for funding sources.

AYES: Cox, Jacob, Fletcher, Desmond

NOES: Gaspar

- 3. SUBJECT: UPDATE ON ADVANCING THE BEHAVIORAL HEALTH CONTINUUM OF CARE THROUGH REGIONAL COLLABORATION AND INNOVATION (DISTRICTS: ALL)**

OVERVIEW

In response to community need, the Board of Supervisors (Board) has taken several actions to enhance, expand and innovate the array of behavioral health programs and services in the

region - broadly referred to as the Behavioral Health Continuum of Care. These actions have brought together justice partners, hospitals, community health centers, and other community-based providers to create system-wide changes to ensure people have access to the appropriate level of psychiatric services to meet their immediate needs and support their long-term recovery. Updates on Behavioral Health Continuum of Care progress are brought before the Board on a quarterly basis per Board direction on December 11, 2018 (25). Updates are provided within the domains of hubs, networks, and bridge planning strategies.

- **Hubs** - defined as integrated care environments designed to accelerate transition from behavioral health crisis to sustainable continuous chronic care management; and
- **Networks** - defined as a broad array of outpatient services and housing opportunities linked through a regional care coordination system designed to remain continuously connected to service recipients and to reduce episodes of crisis.
- **Bridge planning strategies** - defined as strategies to address local needs in the nearer term which includes re-establishing critical services in North County and a continued commitment to increase the availability of step-down and long-term care capacity to ensure clients are placed in the most appropriate levels of care during and after psychiatric crisis.

Overarching activities in support of Behavioral Health Continuum of Care efforts are also reported today including new care coordination efforts to ensure clients stay engaged and connected to appropriate services; ongoing prevention activities; stakeholder engagement; and progress on the development of data infrastructure and governance to support a shared community understanding of behavioral health needs throughout the region.

As part of these efforts, on March 27, 2019 (09), the Board directed the Chief Administrative Officer (CAO) to conduct a feasibility study to determine if the vacant, County of San Diego (County)-owned parcel of land located on Third Avenue, San Diego could be developed for a variety of mental health services including: crisis stabilization, inpatient, residential, rehabilitation, intensive outpatient, and other related services and programs. On October 29, 2019 (31), the CAO returned to the Board with a determination that development of this site was feasible and requested the Board direct staff to work with regional health care providers, including the University of California, San Diego Health System (“UCSD”) and Scripps Health, to explore opportunities to operate and/or provide services at a Central Region Behavioral Health Hub (located on Third Avenue, San Diego) and, as appropriate, provide interim services at the San Diego County Psychiatric Hospital. In a related Board item, also presented on October 29, 2019 (05), a recommendation was approved to report back on collaborative efforts to develop this hub.

Today’s action requests the Board receive an update on the Behavioral Health Continuum of Care, including an update on the collaborative efforts to develop the Central Region Behavioral Health Hub. In addition, today’s action requests:

- Authorization to enter into a memorandum of understanding (MOU) describing proposed terms to be included in to-be negotiated final agreements between the County, UCSD, and Scripps Health to address behavioral healthcare needs in the Central Region including, but not limited to, the potential development of the Central Region Behavioral Health Hub, provision of services at the San Diego County Psychiatric Hospital, and implementation of new Care Coordination services.

- Authorization to enter into agreements to further the purposes of the MOU between the County, UCSD, and Scripps Health.
- Direction for the CAO to return to the Board at a future date with a final agreement between the three entities.

These actions will continue to complement the work across systems to provide optimal behavioral health resources that are regionally distributed and coordinated, thereby supporting 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 today's actions are not approvals of projects as defined by the California Environmental Quality Act (CEQA) pursuant to Sections 15352 and 15378(b)(5) of the State CEQA Guidelines. Also find that the actions are exempt from CEQA pursuant to Section 15061(b)(3) because it can be seen with certainty that there is no possibility for the actions to have a significant effect on the environment.
2. Direct staff to begin programming and planning to identify the facility and staff requirements and initiate necessary environmental and entitlement processes for the behavioral health facilities. Staff will return to the Board for necessary approvals and funding.
3. Receive a quarterly update on Advancing the Behavioral Health Continuum of Care Through Regional Collaboration and Innovation.
4. Pursuant to California Government Code section 26227, authorize the Agency Director, Health and Human Services Agency to execute the memorandum of understanding between the County of San Diego, the University of California, San Diego Health Systems, and Scripps Health.
5. Authorize the Director, Department of Purchasing and Contracting, subject to successful negotiation and a determination of fair and reasonable price, to enter into new agreements and amend existing agreements to further the purposes of the memorandum of understanding between the County of San Diego, the University of California, San Diego Health Systems, and Scripps Health.
6. Direct the Chief Administrative Officer to return to the Board of Supervisors at a future date with a final agreement between the County of San Diego, the University of California, San Diego Health Systems, and Scripps Health to implement the terms of the memorandum of understanding, and environmental findings.

FISCAL IMPACT

There is no current year fiscal impact with today's recommendations. The preliminary estimate for Capital costs associated with the Central Region Behavioral Health Hub at Third Avenue is estimated to be approximately \$115 million, depending on final design. The potential capital project is anticipated to be funded with a combination of General Fund resources such as fund balance committed for Realignment and available General Fund fund

balance as well as one time program revenues. The anticipated cost for the operations of the Central Region Behavioral Health Hub is subject to negotiations and final agreement. It is anticipated that the operational costs would be funded by program revenue. Through the operational collaboration with University of California, San Diego Health Systems at the San Diego County Psychiatric Hospital, the Institutes for Mental Disease (IMD) exclusion that currently applies would be eliminated, allowing for the draw-down of federal revenue currently prohibited under the exclusion. 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 Gaspar, the Board of Supervisors took the following actions:

1. Found that today's actions are not approvals of projects as defined by the California Environmental Quality Act (CEQA) pursuant to Sections 15352 and 15378(b)(5) of the State CEQA Guidelines. Also find that the actions are exempt from CEQA pursuant to Section 15061(b)(3) because it can be seen with certainty that there is no possibility for the actions to have a significant effect on the environment.
2. Directed staff to begin programming and planning to identify the facility and staff requirements and initiate necessary environmental and entitlement processes for the behavioral health facilities. Staff will return to the Board for necessary approvals and funding.
3. Received a quarterly update on Advancing the Behavioral Health Continuum of Care Through Regional Collaboration and Innovation.
4. Pursuant to California Government Code section 26227, authorized the Agency Director, Health and Human Services Agency to execute the memorandum of understanding between the County of San Diego and the University of California, San Diego Health Systems.
5. Authorized the Director, Department of Purchasing and Contracting, subject to successful negotiation and a determination of fair and reasonable price, to enter into new agreements and amend existing agreements to further the purposes of the memorandum of understanding between the County of San Diego and the University of California, San Diego Health Systems.
6. Directed the Chief Administrative Officer to return to the Board of Supervisors at a future date with a final agreement between the County of San Diego and the University of California, San Diego Health Systems to implement the terms of the memorandum of understanding, and environmental findings.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

4. **SUBJECT: ADMINISTRATIVE ITEM:
SECOND CONSIDERATION AND ADOPTION OF 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 (DISTRICTS: ALL)**

OVERVIEW

On January 14, 2020 (13), the Board of Supervisors introduced the Ordinance for further Board consideration and adoption on January 28, 2020.

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 of San Diego (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

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, adopting Ordinance No. 10647 (N.S.) entitled: 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.

AYES: Cox, Jacob, Fletcher
NOES: Gaspar, Desmond

**5. SUBJECT: NOTICED PUBLIC HEARING:
GENERAL SERVICES - FALLBROOK LIBRARY PARKING LOT -
PROPERTY RIGHTS EXCHANGE (DISTRICT: 5)**

OVERVIEW

The Fallbrook Library (Library) located at 124 South Mission Road in the unincorporated community of Fallbrook is served by a 54,427-square-foot parking lot consisting of Assessor's Parcel Numbers (APNs) 103-221-26, 103-221-28 and 103-221-29 (Parking Lot). The County of San Diego (County) owns a one ninth (1/9) undivided interest in the Parking Lot, and the remaining eight ninths (8/9) are owned by the Fallbrook Parking Trust (Trust). The County holds a 2/9 interest in the Trust, so the County's total ownership interest in the parking lot is 3/9.

The Trust recently proposed splitting the interests in the Parking Lot to provide the County and the Trust with more flexibility over their respective functions. County staff evaluated alternatives with the Trust and reached a tentative agreement to exchange property rights to divide the Parking Lot in a way that would leave the County with enough parking spaces to meet the Library's requirement of 52 parking spaces. Under the proposed agreement, the County would no longer have an interest in the Trust, and the Trust would obtain complete ownership of 40,252-square-feet of the Parking Lot (Retained Trust Property) in exchange for the County receiving: 1) complete ownership of the remaining 14,175-square-feet of the Parking Lot located immediately adjacent to the Library; 2) a permanent parking easement for a minimum of 10 unreserved parking spaces located anywhere on the Retained Trust Property;

and 3) the right to use the entire Retained Trust Property for special events conducted by the Library. Under the proposed agreement, the County would have access to no fewer than 55 parking spaces at any given time.

Today's request is for the Board of Supervisors to: 1) make the necessary environmental findings; 2) authorize the Director, Department of General Services (DGS) to execute a property rights exchange agreement with the Trust to separate the interests of the County and the Trust in the Parking Lot; and 3) authorize the Director of DGS to execute any other documents necessary to complete the transaction.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Find that in accordance with the Section 15061(b)(3) and 15378(b)(5) of the California Environmental Quality Act (CEQA) Guidelines, the proposed action is exempt from CEQA review because the administrative transfer of interest in land does not include any activity or change in the existing use of the property that may cause a significant impact on the environment and is therefore not a project.
2. Pursuant to Gov. Code section 25365, authorize the Director, Department of General Services to execute a property rights exchange agreement with the Fallbrook Parking Lot Trust to divide the Fallbrook parking lot comprised of Assessor's Numbers 103-221-26, 103-221-28 and 103-221-29. **(4 VOTES)**
3. Authorize the Director, Department of General Services to execute all related documents necessary to complete the transaction with the Fallbrook Parking Lot Trust, including an amendment to the Trust documents.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year 2019-20 Operational Plan in the County Library Fund. If approved the proposed action to exchange property rights to split the Parking Lot with the Fallbrook Parking Lot Trust will result in a total acquisition cost of \$982 for escrow and title insurance. There will be no change in the net General Fund Cost and no additional staff years as a result of this action.

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

6. SUBJECT: ADDRESSING IMMEDIATE AND ONGOING SOLUTIONS FOR HOMELESSNESS THROUGHOUT UNINCORPORATED COMMUNITIES OF SAN DIEGO COUNTY (DISTRICTS: 2, 5)

OVERVIEW

The unincorporated communities of San Diego County have experienced a significant increase in homelessness and its associated impacts in recent years. The County has a responsibility to serve and protect residents and community assets, which have been greatly impacted.

A 2019 ruling out of the U.S. Court of Appeals for the Ninth Circuit, *Martin V. City of Boise*, adds to the complexity of the issue of homelessness and its impact to local residents. The Court determined that municipal ordinances prohibiting sleeping or camping on public property could not be enforced by law enforcement without the provision of access to an alternative shelter location.

The County faces the task of maintaining the rule of law and public safety, while also serving individuals with dignity and compassion. To uphold this, a comprehensive team of county agencies and law enforcement have come together to identify immediate, short-term and long-term solutions. The following recommendations encompass a variety of solutions that would specifically serve the unincorporated area.

RECOMMENDATIONS

SUPERVISOR DIANNE JACOB AND VICE-CHAIRMAN JIM DESMOND

1. Find that the proposed actions are not a project as defined by the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines 15060(c)(3) and 15378(b)(5) and are exempt pursuant to Section 15061(b)(3) because these actions are organizational activities and it can be seen with certainty that they will not result in direct or indirect changes in the physical environment.
2. Direct and authorize the Chief Administrative Officer to take the necessary actions allowed by law for immediate solutions to the homeless situation in unincorporated communities, subject to compliance with any environmental, regulatory and funding requirements, and availability of funding, which would include:
 - a. Expanding the pool of funding and the eligibility for the County's hotel/motel voucher program for up to 125 individuals.
 - b. The addition of four new HART team positions and all equipment and vehicles necessary for this program.
 - c. Identifying properties, and as allowed by law, acquiring or initiating the acquisition of properties by lease, license or purchase for safe and temporary emergency relocation options and/or a shelter, and where health services may be provided, possibly including property located at 11970 Singer Lane, Spring Valley, CA 91978.
3. Authorize the Director, Department of Purchasing and Contracting, to procure by any lawful method and upon a determination of fair and reasonable pricing, enter into agreements or amend existing agreements for goods and/or services in support of the activities in Recommendations 2 and 5, subject to available funding.

4. In accordance with Board Policy F-40, Procuring Architectural, Engineering, and Related Professional Services, approve and authorize the Director, Department of Purchasing and Contracting to procure any necessary as-needed professional services in support of the activities in Recommendations 2 and 5.
5. Direct the Chief Administrative Officer to return to the Board on February 25, 2020 with the necessary actions for short-term solutions to the homeless situation in unincorporated communities, which would include:
 - a. Identifying and securing property for temporary storage for personal belongings in Spring Valley and/or Lakeside.
 - b. Identifying and securing sites where factory-built housing units may be used for emergency and temporary housing.
 - c. Expediting a procurement of a homeless housing service agreement and coordinated care services.
 - d. The addition of four new HART team positions and all equipment and vehicles necessary for this program.
6. Direct the Chief Administrative Officer to return to the Board on February 25, 2020 with the necessary actions for long-term solutions to the homeless situation in unincorporated communities, which would include:
 - a. The acquisition and conversion of existing properties to permanent supportive housing.
 - b. Developing an implementation plan to increase service-supported homes for temporary housing to complete the homeless housing pipeline.
7. Direct the Chief Administrative Officer to return to the Board within 90 days on the following:
 - a. To review and propose strengthening County regulations to address sleeping in public areas such as parks and public right of way and obstruction of public spaces including parks, sidewalks, road right of ways and commercial loading docks, environmentally sensitive lands with endangered habitats, areas near watersheds and areas that present extreme fire danger.
 - b. Exploring the feasibility of expanding the Homeless Court program to include warrant removals for homeless individuals in exchange for participation in a transitional living program.

FISCAL IMPACT

If approved today, Recommendation 2.a, to expand the County's hotel/motel voucher program, will result in estimated costs of approximately \$2.3 million in Fiscal Year 2019-20, depending on the utilization. The annualized costs are estimated to be \$5.6 million, however, the need for this level of service is not expected to be on-going once other recommendations are implemented. Funds for this recommendation will be covered through HHSA Management Reserves included in the Fiscal Year 2019-21 Operational Plan. Appropriations for Fiscal Year 2020-21 will be requested as part of the Fiscal Year 2020-22 CAO Recommended Operational Plan as needed.

If approved today, Recommendation 2.b, identifying resources for four additional dedicated Sheriff's Deputies for HART and two patrol vehicles, will result in estimated costs of \$360,000 in Fiscal Year 2019-20. The annualized costs of four additional Sheriff Deputies are estimated to be \$860,000. Funds for annual costs in Fiscal Year 2020-21 will be requested as part of the Fiscal Year 2020-22 CAO Recommended Operational Plan as needed.

The costs are unknown at this time for Recommendation 2.c, to identify properties, and as allowed by law, acquire or initiate the acquisition of properties by lease. The Department of General Services has authority to procure up to \$250,000 and/or negotiate a lease for \$7,500 or under a month, however anything above that would require Board approval.

The costs are unknown at this time for Recommendations 3 and 4, which authorizes the Department of Purchasing and Contracting to procure necessary services related to Recommendation 2. It is anticipated any costs incurred could be covered using existing available appropriations in the current year.

The remaining Recommendations have no fiscal impact or require a return to the Board to take further action. There will be no change in net General Fund costs and no additional staff years in the current year.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

ON MOTION of Supervisor Jacob, seconded by Supervisor Desmond, the Board of Supervisors took action as recommended, and added direction to include areas in District 5 to identify existing County properties to address the homeless situation.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

7. SUBJECT: INVESTING IN SAN DIEGO FAMILIES: EXPLORING OPPORTUNITIES FOR ON-SITE CHILDCARE AT COUNTY OF SAN DIEGO CAMPUSES (DISTRICTS: ALL)

OVERVIEW

The County of San Diego is guided by the County's *Live Well San Diego* vision. Our 2020-2025 Strategic Plan identifies four Strategic Initiatives that focus on priorities to advance that vision - Building Better Health, Living Safely, Sustainable Environments/Thriving and Operational Excellence. One of our stated goals in the Strategic Plan, is to develop, maintain and attract a skilled, adaptable, and diverse workforce by providing opportunities for our employees to feel valued, engaged and trusted. In order to meet this goal, we must do more to support our working families.

Nearly two thirds of parents have difficulty finding high quality childcare that meets their needs. Employees' inability to secure childcare has a major impact on businesses and our regional economy. Dependable childcare opportunities across the county are often scarce, inconvenient and unaffordable. Working parents are forced to make compromises in order to find childcare that meets their needs. This challenge directly affects career decisions and can

lead to well qualified parents opting out of the workforce for lack of another option. This can be harmful to the future earning potential of individuals. On-site childcare has been shown to reduce absenteeism and increase worker productivity. It provides peace of mind and greater concentration for parents and can help ease the transition of returning to work. With today's item, the County of San Diego has the opportunity to address the local childcare shortage and provide a meaningful benefit to employees.

RECOMMENDATION(S)

SUPERVISOR KRISTIN GASPAR

1. Direct the Chief Administrative Officer to study the feasibility of providing on-site childcare at the County Operations Center, the County Administration Center and/or other locations where County employees work and return to the Board with findings and recommended actions within 120 days;
2. Direct the Chief Administrative Officer to explore federal and state funding opportunities for the establishment and operation of on-site childcare including consideration for providing designated subsidized childcare spaces.

FISCAL IMPACT

Fiscal impact to be determined by the feasibility study.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

8. **SUBJECT: INVESTING IN SAN DIEGO FAMILIES: IMPLEMENTING PAID PARENTAL LEAVE AT THE COUNTY OF SAN DIEGO (DISTRICTS: ALL)**

OVERVIEW

The County of San Diego is the third largest employer in the region employing over 17,000 people. The entire organization is guided by the County's *Live Well San Diego* vision. Our 2020-2025 Strategic Plan identifies four Strategic Initiatives that focus on priorities to advance that vision - Building Better Health, Living Safely, Sustainable Environments/Thriving and Operational Excellence. Our stated goals are to make the County of San Diego the best place to work in the nation and to develop, maintain and attract a skilled, adaptable, and diverse workforce by providing opportunities for our employees to feel valued, engaged and trusted.

Paid parental leave is an important consideration for both men and women when evaluating current and future job opportunities and parental leave provides significant benefits for both employers and employees. With today's item, the County of San Diego has the opportunity to be a regional leader among employers and support the implementation of paid parental leave for employees.

RECOMMENDATION(S)

SUPERVISOR KRISTIN GASPAR

1. Direct the Chief Administrative Officer to develop and implement a program that provides eight weeks of fully compensated parental leave for the birth or placement of a biological, adopted or foster child, or a step child or a legal ward who is either under eighteen years old or has a mental or physical disability and is incapable of self-care for all regular County employees, and initiate the required approval process.
2. Direct the Chief Administrative Officer to develop and implement a program that allows regular County employees to use sick time for bonding time, in addition to the fully paid parental leave that will be provided to regular County employees pursuant to Recommendation 1, by expanding the allowable use of sick time under the County's Compensation Ordinance, and to initiate the require approval process and return to the Board with any necessary actions.
3. Direct the Chief Administrative Officer to develop and implement a program to educate and advise County employees on navigating the complex family leave system.

FISCAL IMPACT

Fiscal impact will fluctuate based on employee need.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

A MOTION was made by Supervisor Gaspar, seconded by Supervisor Desmond, for the Board to take action as recommended.

(No action taken; a substitute motion was introduced for consideration.)

ON MOTION of Supervisor Jacob, seconded by Supervisor Cox, the Board of Supervisors took the following actions:

1. Directed the Chief Administrative Officer to develop and implement a program through the County's collective bargaining process that provides eight weeks of fully compensated parental leave for the birth or placement of a biological, adopted, or foster child, or stepchild or a legal ward who is either under eighteen years old or has a mental or physical disability and is incapable of self-care for all regular County employees and initiate the required approval process.
2. Directed the Chief Administrative Officer to develop and implement a program that allows regular County employees to use sick time for bonding time, in addition to the fully paid parental leave that will be provided to regular County employees pursuant to Recommendation 1, by expanding the allowable use of sick time under the County's Compensation Ordinance, and to initiate the require approval process and return to the Board with any necessary actions.
3. Directed the Chief Administrative Officer to develop and implement a program to educate and advise County employees on navigating the complex family leave system.

AYES: Cox, Jacob, Fletcher
NOES: Gaspar, Desmond

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

OVERVIEW:

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

RECOMMENDATION(S)

SUPERVISOR KRISTIN GASPAR

1. Allocate \$25,000 from the Neighborhood Reinvestment Program budget (Org 15660) to Alliance of Quality Education to make additional capital improvements at the Mira Mesa Senior Center, 8460 Mira Mesa Blvd, San Diego, CA 92126 by replacing existing windows and chairs.
2. Allocate \$24,000 from the Neighborhood Reinvestment Program budget (Org 15660) to Big Brothers Big Sisters of San Diego County, Inc. to fund the purchase of cybersecurity upgrades, laptops, office furnishings, kid's game room furnishings, kid's game room décor, Salesforce migration, and other capital improvements for the facility located at 4905 University Avenue, San Diego, CA 92105.
3. Allocate \$50,000 from the Neighborhood Reinvestment Program budget (Org 15660) to The Boys and Girls Clubs of San Dieguito to purchase a 15-person passenger van for the purpose of transporting youth and teen members to and from their clubs.
4. Allocate \$25,000 from the Neighborhood Reinvestment Program budget (Org 15660) to the Encinitas Preservation Association to fund the costs of hardscape improvements, new retaining wall, construction of stairs, construction of a walkway, safety lighting, drainage lines, removal of excess dirt, repair rotted supports, replace footings, and repairs to the exterior plaster of the Encinitas Boathouses located at 726 3rd Street, Encinitas, CA 92024.
5. Allocate \$4,047 from the Neighborhood Reinvestment Program budget (Org 15660) to Feeding San Diego to fund the purchase of a pallet jack that will be used in their everyday operations to help move, sort, organize, and prepare pallets of food product for distribution throughout the County.
6. Allocate \$50,000 from the Neighborhood Reinvestment Program budget (Org 15660) to Humans Against Trafficking to fund the development and implementation of Artificial Intelligence (AI) software that analyzes Instagram profile content and looks for signs of vulnerability that are attractive to a sex trafficking recruiter and to launch the educational outreach to protect these at-risk kids.
7. Allocate \$5,500 from the Neighborhood Reinvestment Program budget (Org 15660) to I Love A Clean San Diego (ILACSD) to purchase cleanup buckets with ILACSD labels and ILACSD T-shirts to help support their Creek to Bay Cleanup.

8. Allocate \$89,000 from the Neighborhood Reinvestment Program budget (Org 15660) to Jacobs & Cushman San Diego Food Bank (SDFB) for purchase and installation of a large-scale refrigerator at their new North County Food Bank, 1445 Engineer Street, Vista, CA 92081.
9. Allocate \$10,000 from the Neighborhood Reinvestment Program budget (Org 15660) to LUX Art Institute to fund and install 135 SunPower solar panels, racking, wiring, conduits, purchase and installation of an Alta Frontier outdoor digital kiosk.
10. Allocate \$25,000 from the Neighborhood Reinvestment Program budget (Org 15660) to The Meyrow Foundation dba Parkinsons Wellness Fund (PWF) to fund the purchase of new boxing equipment and cooling fans for Rock Steady Boxing, 319 East Valley Parkway, Escondido, CA 92025 to help support their Parkinsons boxing rehabilitation program.
11. Allocate \$20,000 from the Neighborhood Reinvestment Program budget (Org 15660) to the Mission Trails Regional Park Foundation, Inc. to help fund the design and production of a state-of-the-art park overview and relief map exhibit to be housed in the park's Visitor and Interpretive Center, 1 Father Junipero Serra Trail, San Diego, CA 92119.
12. Allocate \$25,000 from the Neighborhood Reinvestment Program budget (Org 15660) to North County Health Project Incorporated dba North County Health Services to help purchase a new mobile medical/dental clinic to serve hard to reach populations throughout North County San Diego.
13. Allocate \$70,000 from the Neighborhood Reinvestment Program budget (Org 15660) to North Shore Girls Softball League, Inc. to fund the purchase of a batting cage, field conditioner, batter's box refurbishment, and bunker rakes.
14. Allocate \$10,000 from the Neighborhood Reinvestment Program budget (Org 15660) to Pacific Arts Movement to fund the acquisition of catalogs, mini-guides, posters, postcards, and t-shirts.
15. Allocate \$10,000 from the Neighborhood Reinvestment Program budget (Org 15660) to San Diego Oasis to fund the purchase of 45,000 books to give away to students who attend at-risk elementary schools across the County.
16. Allocate \$10,000 from the Neighborhood Reinvestment Program budget (Org 15660) to the United Way of San Diego County for capital improvements such as door hardware, fire alarm system, window treatments, telephone, data lines, paint, and paint supplies for their office located at 4699 Murphy Canyon Road, San Diego CA 92123.
17. Allocate \$18,781 from the Neighborhood Reinvestment Program budget (Org 15660) to Urban Corps San Diego County to purchase new future and technology equipment for their newly acquired building located at 2200 Micro Place, Escondido, 92025.

18. Allocate \$30,000 from the Neighborhood Reinvestment Program budget (Org 15660) to Workshops for Warriors, Inc. to purchase computer workstations, desks, chairs, audio-visual equipment, air conditioning unit, and construction costs that will support the completion of a new machining classroom located at 2970 Main Street, San Diego, CA 92113.
19. Find that the grant awards described above have a public purpose.
20. Authorize the Deputy Chief Administrative Officer/Chief Financial Officer to execute grant agreements with the organizations awarded Neighborhood Reinvestment 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 grant.
21. Find that the grants identified in Recommendation Nos. 1, 2, 4, 8, 10, 12, 15 and 17 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 \$501,328. Funds for these requests are included in the Fiscal Year 2019-20 Operational Plan for the Neighborhood Reinvestment Program (Org 15660). The funding source is General Purpose Revenue. There will be no change in net General Fund costs and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

Noting for the record that an Errata sheet was submitted revising Recommendation No. 21 to read: Find that the grants identified in Recommendation Nos. 1, 2, 4, 9, 11, 13, 16 and 18 are exempt from review under the California Environmental Quality Act (CEQA) by Section 15301 of the CEQA Guidelines; 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: NEIGHBORHOOD REINVESTMENT PROGRAM GRANTS
(DISTRICT: 1)**

OVERVIEW

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

**RECOMMENDATION(S)
CHAIRMAN GREG COX**

1. Allocate \$38,000 from the Neighborhood Reinvestment Program budget (Org 15650) to the Resource Conservation District to make road and irrigation improvements at the Tijuana River Valley Community Garden, as well as enhance the security system.

2. Allocate \$30,000 from the Neighborhood Reinvestment Program budget (Org 15650) to the San Diego County Office of Education to acquire a data base to enhance student services and progress tracking, thereby linking six school districts.
3. Allocate \$25,000 from the Neighborhood Reinvestment Program budget (Org 15650) to The Bonita Historical Society to acquire tables, chairs, a storage shed, security accessories, an interior wall hanging system, sound system, and exterior banner frame.
4. Allocate \$15,880 from the Neighborhood Reinvestment Program budget (Org 15650) to I Love A Clean San Diego County for expenses, such as printing, scout patches, hand sanitizer, sunscreen, event signage, first aid kits, sharps containers for needles/razors, hanging scales to weigh trash and wagon carry supplies for their Annual Creek to Bay Cleanup and to acquire laptops with accessories to expand staff capacity.
5. Allocate \$15,550 from the Neighborhood Reinvestment Program budget (Org 15650) to St. Vincent de Paul Village, Inc. dba Father Joe's Villages to implement balcony repairs and apply weather coating at the Joan Kroc Center intake center and shelter.
6. Allocate \$15,000 from the Neighborhood Reinvestment Program budget (Org 15650) to the Good Neighbor Project to acquire drones and their related equipment as well as materials such as simulator software and hardware, logging journals, and air space maps needed for their commercial drone education project.
7. Allocate \$11,107 from the Neighborhood Reinvestment Program budget (Org 15650) to Circulate San Diego to purchase office equipment, program marketing materials, website upgrades, and improvements to their new office.
8. Allocate \$8,800 from the Neighborhood Reinvestment Program budget (Org 15650) to Burn Institute to acquire a new database to enhance operations.
9. Allocate \$7,500 from the Neighborhood Reinvestment Program budget (Org 15650) to League of Extraordinary Scientists and Engineers for ponchos, science journals, water shoes, volunteer t-shirts, test tubes, supplies for classes such as stickers, play do, printer ink, Lego's, crafting materials, electrical components for engineering activities and zoology supplies.
10. Allocate \$5,040 from the Neighborhood Reinvestment Program budget (Org 15650) to Kim Center for Social Balance to acquire a digital Gender Equity Dashboard and related services for their website.
11. Allocate \$3,500 from the Neighborhood Reinvestment Program budget (Org 15650) to Eastlake Little League to repair and maintain retaining walls, bleachers, dugout benches, and dugout windscreens for the fields located at 1225 N Creekside Dr, Chula Vista, CA 91915.
12. Find that the grant awards described above each have a public purpose.

13. Authorize the Deputy Chief Administrative Officer/Chief Financial Officer to execute grant agreements with the organizations awarded Neighborhood Reinvestment Program funds to establish terms for receipt of the funds and make minor amendments to the agreements that are consistent with the general purpose of the grants but do not increase the grants.
14. Find that the grants identified in Recommendation Nos. 2, 4, 6, 8 and 12 exempt from review under the California Environmental Quality Act by Section 15301 of the CEQA Guidelines.

FISCAL IMPACT

The fiscal impact of these recommendations is \$175,377. Funds for these requests are included in the Fiscal Year 2019-20 Operational Plan for the Neighborhood Reinvestment Program (Org 15650). The funding source is General Purpose Revenue. These actions will result in the addition of no staff years and no additional costs.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

Noting for the record that an Errata sheet was submitted revising Recommendation No. 14 to read: Find that the grants identified in Recommendation Nos. 1, 3, 5, 7 and 11 are exempt from review under the California Environmental Quality Act (CEQA) by Section 15301 of the CEQA Guidelines; 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

11. SUBJECT: NEIGHBORHOOD REINVESTMENT PROGRAM GRANTS (DISTRICT: 4)

OVERVIEW

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

RECOMMENDATION(S)

SUPERVISOR NATHAN FLETCHER

1. Allocate \$5,000 from the Neighborhood Reinvestment Program budget (Org 15665) to the Alliance for Quality Education to fund the replacement of chairs and windows in the Mira Mesa Senior Center.
2. Allocate \$5,300 from the Neighborhood Reinvestment Program budget (Org 15665) to the Asian Culture and Media Alliance, Inc. to fund the purchasing of technological media equipment which includes a camera package, computer, and accompanying editing software.

3. Allocate \$5,000 from the Neighborhood Reinvestment Program budget (Org 15665) to Big Brothers Big Sisters of San Diego County, Inc. to facilitate the relocation of their headquarters by funding the installation of a new lobby/waiting room and kids' game room, including new furniture, laptops, software and cyber security upgrades.
4. Allocate \$20,000 from the Neighborhood Reinvestment Program budget (Org 15665) to the Boys & Girls Clubs of Greater San Diego to fund the replacement of the roof on the pool building at the Clairemont Branch which serves over 1,000 community members.
5. Allocate \$10,000 from the Neighborhood Reinvestment Program budget (Org 15665) to Drugs and Diagnostics for Tropical Diseases to fund the purchasing of an IsoFlow Dispenser, which will be used to develop and manufacture a diagnostic test for Hepatitis A for the San Diego homeless population.
6. Allocate \$10,150 from the Neighborhood Reinvestment Program budget (Org 15665) to I Love A Clean San Diego to acquisition of education and outreach materials, printed materials, software upgrades, one-time improvements to its waste reduction website, and signage in the organization's new office space.
7. Allocate \$20,000 from the Neighborhood Reinvestment Program budget (Org 15665) to The San Diego Lesbian, Gay, Bisexual and Transgender Community Center to fund the purchase of beds, furniture, computers, household goods, and carpet.
8. Allocate \$10,000 from the Neighborhood Reinvestment Program budget (Org 15665) to the National Foundation for Autism Research to fund the NFAR Works Program which is a comprehensive vocational training program for young adults with autism and related disabilities through the purchase of furniture, shelving, computer stations, work benches, printers, cabinets, and a paper cutter.
9. Allocate \$3,500 from the Neighborhood Reinvestment Program budget (Org 15665) to the Parent Institute for Quality Education, Inc. to fund acquisition of computer equipment such as new computers and monitors.
10. Allocate \$10,000 from the Neighborhood Reinvestment Program budget (Org 15665) to the Reuben H. Fleet Science Center to fund the Visitor Way-Finding Enhancements which will transform the initial visitor experience upon entering the museum with enhancements to the entry and galleries by providing such things as improved signage.
11. Allocate \$4,000 from the Neighborhood Reinvestment Program budget (Org 15665) to SACRA/PROFANA for purchase marketing and printed materials, sheet music, audio and visual equipment, chairs, table and other similar items for the annual free community holiday concert "Christmas Brass & Organ."
12. Allocate \$5,000 from the Neighborhood Reinvestment Program budget (Org 15665) to the San Diego Civic Youth Ballet, Inc. to fund the installation of new ballet barres and mirrors.

13. Allocate \$5,174 from the Neighborhood Reinvestment Program budget (Org 15665) to the San Diego Parks Foundation to fund the acquisition of information technology platforms and improvements to existing platforms such as eTapestry, BoardEffect, and Hootsuite.
14. Allocate \$40,000 from the Neighborhood Reinvestment Program budget (Org 15665) to San Diego Lesbian, Gay, Bisexual, and Transgender Pride to fund the conversion of the front area of their building located at 3620 30th Street, San Diego, CA 92104, from a commercial space to a community space with the installation of drywall, paint, updated plumbing and electrical, and furnishing.
15. Allocate \$25,000 from the Neighborhood Reinvestment Program budget (Org 15665) to the San Diego Symphony Foundation to fund the construction of the Bayside Performance Park which is the new permanent symphony facility located at Embarcadero Marina Park.
16. Allocate \$5,000 from the Neighborhood Reinvestment Program budget (Org 15665) to the San Diego Youth Symphony and Conservatory to fund the purchasing of instruments for students who are unable to afford them.
17. Allocate \$25,000 from the Neighborhood Reinvestment Program budget (Org 15665) to The San Diego Chapter of The Susan G. Komen Breast Cancer Foundation to the acquisition of printed materials, awards, portable toilets, and other items for the annual Race for the Cure.
18. Allocate \$50,000 from the Neighborhood Reinvestment Program budget (Org 15665) to the VAPA Foundation to fund the purchase of new musical instruments and lockable storage racks for instruments at schools.
19. Find that the grant awards described above have a public purpose.
20. Authorize the Deputy Chief Administrative Officer/Chief Financial Officer to execute grant agreements with these organizations awarded Neighborhood Reinvestment funds 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 grants but do not increase the grant.
21. Find that the grants identified in Recommendation Nos. 1, 2, 3, 4, 10, 12, and 14 are exempt from review under the California Environmental Quality Act (CEQA) by Section 15301 of the CEQA Guidelines and that Recommendation No. 15 is exempt from CEQA review by Section 15061(b)(3) of the CEQA Guidelines because project work has already begun and this grant is only needed to provide additional funding.

FISCAL IMPACT

The fiscal impact of these recommendations is \$258,124. Funds for these requests are included in the Fiscal Year 2019-20 Operational Plan for the Neighborhood Reinvestment Program (Org 15665). The funding source is General Purpose Revenue. These actions will not result in the addition of staff years or other 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

12. SUBJECT: LATCH WELL TO LIVE WELL: DEVELOPING A COUNTY OF SAN DIEGO LACTATION POLICY (DISTRICTS: ALL)

OVERVIEW

On August 6, 2019 (15), Supervisor Kristin Gaspar directed the Chief Administrative Officer (CAO) to formally develop a County of San Diego Lactation Policy, renovate the designated employee lactation room at the County Administration Center (CAC), identify appropriate space at the CAC to accommodate breastfeeding women with infants who are doing business at the CAC, and to develop a list of all lactation rooms at County facilities available for employee use and to make the list accessible through the County's employee intranet site.

Today, the Department of Human Resources is returning back to the Board with the Lactation and Breastfeeding Policy and the Department of General Services is providing updates regarding facility improvements at the CAC.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

Receive the Latch Well Report.

FISCAL IMPACT

Funds for the renovation are included in the Fiscal Year 2019-21 Operational Plan in the Department of General Services. Renovations to the CAC to create space for public lactation will cost \$6,000. The funding source is charged to client departments. 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 Gaspar, seconded by Supervisor Desmond, the Board of Supervisors took action as recommended.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

13. SUBJECT: GENERAL SERVICES - APPROVAL OF LEASE AGREEMENT FOR THE DISTRICT ATTORNEY'S FAMILY JUSTICE CENTER, 1050 LOS VALLECITOS, SAN MARCOS (DISTRICT: 5)

OVERVIEW

The County of San Diego (County) District Attorney's Office is the largest provider of victim services assisting approximately 15,000 crime victims annually. However, data indicates there are thousands of crime victims that either report crime but are unable to access victim services, or those who do not report crime but are nonetheless in desperate need of victim services.

On December 11, 2018 (20), the Board of Supervisors (Board) authorized in principal to lease and/or purchase site(s) for Family Safety and Care Centers, now called Family Justice Centers. The District Attorney seeks to provide support to victims in the form of regionalized one-stop Family Justice Centers designed and based on a victim-centered best practices model where criminal justice and victim service 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.

The District Attorney's Office in collaboration with law enforcement partners and community service providers have strategically identified the need to regionalize victim services in the north region of San Diego County to address the region's need for victim services which historically has experienced 44% of intimate partner homicides in the County.

Today's request is for Board approval of an 84-month lease with 1050 Los Vallecitos, LLC, for approximately 41,258 square feet of office space located at 1050 Los Vallecitos Boulevard in San Marcos. The space will be used to establish a Family Justice Center serving crime victims in the North County region.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Find that the proposed lease 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 1050 Los Vallecitos Boulevard, San Marcos.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year 2019-20 Operational Plan for the District Attorney's Office. If approved, this request will result in costs and revenue of approximately \$2,224,444 in Fiscal Year 2019-20 including \$224,444 for rent, utilities and janitorial service based on an estimated lease commencement of May 1, 2020 and one-time costs of approximately \$2,000,000 for tenant improvements above the lessor provided tenant improvement allowance. The funding source is Proposition 172 Special Revenue Fund. Subsequent years funding will be included in future operational plans. 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

14. **SUBJECT: GENERAL SERVICES - APPROVAL OF EVENT AGREEMENT FOR THE DISTRICT ATTORNEY'S CITIZENS OF COURAGE LUNCHEON (DISTRICT: 4)**

OVERVIEW

For 30 years the District Attorney's Office has hosted the annual Citizens of Courage Awards as part of National Crime Victims' Rights week. The event recognizes San Diego residents who have displayed extraordinary courage in the face of violent crime. The event is attended by some 500 people including the honorees, their family members and friends, community leaders, public officials, and law enforcement representatives from across the County.

Today's request is for Board of Supervisors (Board) approval of an agreement for the event which will be held at the Hilton San Diego Bayfront facility on April 14, 2020. The total cost to use the facility is estimated at \$47,000 itemized as follows: \$18,000 for food, parking, and audio-visual equipment rental and \$29,000 for the facility rental. Due to the estimated cost exceeding \$7,500, Board approval is required pursuant to Government Code Section 25350.51.

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 event agreement for use of the venue at Hilton San Diego Bayfront.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year 2019-20 Operational Plan for the District Attorney's Office. If approved, this request will result in a total current year costs and revenue of approximately \$47,000 itemized as follows: \$18,000 for food, parking, and audio-visual equipment rental and \$29,000 for the facility rental. The funding source is the District Attorney State Asset Forfeiture Fund fund balance for the facility rental and anticipated attendee ticket sales reimbursement for the cost of food. 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

15. SUBJECT: GENERAL SERVICES - APPROVAL IN PRINCIPLE TO LEASE SPACE FOR THE HEALTH AND HUMAN SERVICES AGENCY GRANTVILLE OFFICES RELOCATION (DISTRICT: 2)

OVERVIEW

The Health and Human Services Agency (HHS) has been operating out of a County of San Diego (County)-owned building located at 6255 Mission Gorge Road in San Diego since 1979. The 24,030-square-foot building, known as the Grantville Offices, houses the Medical Care Services Division and Public Health Preparedness and Response. The existing facility no longer meets the operational requirements of HHS and has exceeded its useful life.

Today's request is for the Board of Supervisors (Board) to approve, in principle, the lease of approximately 24,200 square feet of space for the relocation of HHS from the Grantville Offices. Upon locating suitable space and successfully negotiating a lease, Department of General Services staff will return to the Board for consideration and approval of the lease agreement.

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, in principle, the lease of approximately 24,200 square feet of office space in the central San Diego area for the relocation of the Grantville Offices of the Health and Human Services Agency.
3. Authorize the Director, Department of General Services, to conduct a site search, negotiate a lease, and upon successful negotiations, return to the Board for consideration and approval of the lease agreement.

FISCAL IMPACT

There is no fiscal impact associated with the requested approval in principle of a lease for the relocation of the Health and Human Services Agency from the Grantville Offices. The lease costs resulting from this action will be determined during lease negotiations and will be provided when staff returns to the Board to request approval of a new lease agreement. 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

16. SUBJECT: GENERAL SERVICES - CONTINUATION OF EMERGENCY REPAIRS AT THE COUNTY ADMINISTRATION CENTER (DISTRICT: 4)

OVERVIEW

On January 14, 2020 (35), County staff notified the Board of Supervisors (Board) of the need for emergency repairs at the County Administration Center (CAC) elevator #1, and the Board ratified the construction contract and found that there was a need to continue the emergency action. Pursuant to Public Contract Code Section 22050, until the emergency repairs are completed, the Board is required to determine at every regularly scheduled meeting that there is a need to continue the emergency action.

The malfunction of CAC elevator #1 was discovered on January 8, 2020. 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 find there is a need to continue the emergency repair and replacement of the CAC elevator #1 parts without giving notice for bids.

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(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)**

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

ACTION:

ON MOTION of Supervisor Jacob, seconded by Supervisor Gaspar, the Board of Supervisors withdrew this item at the request of the Chief Administrative Officer, on Consent.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

17. **SUBJECT: ADMINISTRATIVE ITEM:
SECOND CONSIDERATION AND ADOPTION OF ORDINANCE:
AMENDMENTS TO THE COMPENSATION ORDINANCE (1/14/2020 -
FIRST READING; 1/28/2020 - SECOND READING) (DISTRICTS: ALL)**

OVERVIEW

On January 14, 2020 (31), the Board of Supervisors introduced the Ordinance for further Board consideration and adoption on January 28, 2020.

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

Submit ordinance for further Board consideration and adoption on January 28, 2020 (second reading).

AN ORDINANCE AMENDING THE COMPENSATION ORDINANCE AND ESTABLISHING COMPENSATION.

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, adopting Ordinance No. 10648 (N.S.) entitled: AN ORDINANCE AMENDING THE COMPENSATION ORDINANCE AND ESTABLISHING COMPENSATION.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

18. 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

19. SUBJECT: GENERAL SERVICES - REPORT OF ACTION PURSUANT TO PUBLIC CONTRACT CODE SECTION 22050 FOR EMERGENCY REPAIRS AT THE HEALTH AND HUMAN SERVICES AGENCY GRANTVILLE BUILDING, 6255 MISSION GORGE RD (DISTRICT: 2)

OVERVIEW

On January 15, 2020, a sewer line back-up was discovered at the Health and Human Services Agency (HHSA) Emergency Medical Services (EMS) Grantville building, located at 6255 Mission Gorge Rd, San Diego. This back-up caused black water to flood into the restroom, second floor common area, and down onto the first floor. This flooding caused the immediate closure of all areas, impacting the EMS core functions at this location. In order to mitigate the risk of further contamination and damage and ensure that regular operations for the provision of essential public services it was necessary to declare an emergency and forgo competitive solicitation of the repair, remediation, and restoration work. In accordance with County Administrative Code Section 402, "Emergency Purchases," a notice to proceed for emergency repairs was issued to Belfor Property Restoration Inc, a contractor with previous County facility experience.

Total repair cost is estimated at \$85,000.

In accordance with Public Contract Code Section 22050, staff requests the Board of Supervisors (Board) to receive the report set forth in this Board letter that emergency repair, remediation, and restoration work at the Grantville HHSA EMS building 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, remediation, and restoration of plumbing, drywall, flooring, roofing, sanitization, and asbestos monitoring.

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, remediation, and restoration of the Grantville Building 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 repair, remediation, and restoration of the Grantville Building without giving notice for bids to let a contract. **(4 VOTES)**

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 \$85,000. 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

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

20. SUBJECT: CLOSED SESSION (DISTRICTS: ALL)

OVERVIEW

- A. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Christopher Mays, et al. v. Antonio Padilla, et al.; San Diego County
Superior Court No. 37-2018-00048941-CU-PA-CTL

- B. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Tammy Davis, et al. v. City of National City, et al.; United States District Court, Southern District, No. 19-cv-543-AJB-AHG
- C. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Deborah Hooper v. County of San Diego, et al.; United States District Court, Southern District, No. 07-cv-01647-JAH-KSC
- D. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
David Torres v. County of San Diego, et al.; San Diego County Superior Court No. 37-2016-00037098-CU-NP-CTL
- E. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Breana Martinez v. Juan Pascua, et al.; San Diego County Superior Court No. 37-2019-00020693-CU-NP-CTL
- F. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Citizens Development Corp. v. County of San Diego, et al.; United States District Court, Southern District, No. 12-cv-0334-GPC-KSC
- G. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Michael Lewis, et al. v. County of San Diego; United States District Court, Southern District, No. 13-cv-2818-H-JMA

ACTION:

County Counsel reported that for Closed Session on January 28, 2020, all Board members, except Supervisor Gaspar, were present. The Board took the following reportable actions:

Item A: Christopher Mays, et al. v. County of San Diego, by a vote of 4-0, authorized settlement of this action for \$700,000.

Item F: Citizens Development Corp. v. County of San Diego, et al., by a vote of 3-0 (Supervisor Desmond having recused himself), authorized settlement of this action for \$1.5 million.

The Board adjourned the Tuesday session at 4:12 p.m. in memory of Dr. Carrol Waymon, Pam Scanlon, Jim Russell, Richard Jackson, and Jerald Hollingsworth.

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

Consent: Caro
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, February 11, 2020.



GREG COX
Chairman

Attest:



ANDREW POTTER
Clerk of the Board

01/28/2020