

March 14, 2018

STATEMENT OF PROCEEDINGS

The Minutes of the

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

COUNTY OF SAN DIEGO

STATEMENT OF PROCEEDINGS
COUNTY OF SAN DIEGO BOARD OF SUPERVISORS
REGULAR MEETING
MEETING AGENDA
WEDNESDAY, MARCH 14, 2018, 9:00 AM
BOARD OF SUPERVISORS NORTH CHAMBER
1600 PACIFIC HIGHWAY, SAN DIEGO, CALIFORNIA

Order of Business

A. REGULAR SESSION: Meeting was called to order at 9:02 a.m.

PRESENT: Supervisors Kristin Gaspar, Chairwoman; Dianne Jacob, Vice-Chairwoman; Greg Cox; Ron Roberts; Bill Horn; also, Andrew Potter, Assistant Clerk of the Board of Supervisors.

B. Closed Session Report

C. Public Communication: Opportunity for members of the public to speak to the Board on any subject matter within the Board's jurisdiction but not an item on today's agenda.

D. Approval of the Statement of Proceedings/Minutes for the meeting of February 14, 2018.

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Cox, the Board of Supervisors approved the Statement of Proceedings/Minutes for the meeting of February 14, 2018.

AYES: Cox, Jacob, Gaspar, Roberts, Horn

E. Formation of Consent Calendar

F. 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

Agenda #	Subject
1.	2017 GENERAL PLAN ANNUAL PROGRESS REPORT AND APPLICATION FOR GRANT FUNDING FROM THE SAN DIEGO ASSOCIATION OF GOVERNMENTS (SANDAG) TRANSNET SMART GROWTH INCENTIVE PROGRAM [FUNDING SOURCES: A GRANT FROM SANDAG AND MATCHING FUNDS IN THE FORM OF STAFF TIME SUPPORTED BY GENERAL PURPOSE REVENUE]

2. ADOPT A RESOLUTION AMENDING THE COUNTY'S 2016 TRANSNET LOCAL STREET IMPROVEMENT PROGRAM OF PROJECTS FOR FISCAL YEARS 2016-17 THROUGH 2020-21 AND APPROVE THE COUNTY'S 2018 TRANSNET LOCAL STREET IMPROVEMENT PROGRAM OF PROJECTS FOR FISCAL YEARS 2018-19 THROUGH 2022-23
3. ADMINISTRATIVE ITEM:
SECOND CONSIDERATION AND ADOPTION OF ORDINANCE:
TRAFFIC ADVISORY COMMITTEE (02/14/18 - ADOPT RECOMMENDATIONS; 03/14/18 - SECOND READING OF AN ORDINANCE)
4. AMEND AIRPORT ENTERPRISE FUND SPENDING PLAN, ADVERTISE AND AWARD CONSTRUCTION CONTRACT FOR CAJON AIR CENTER - AIRCRAFT TRANSIENT APRON PROJECT [FUNDING SOURCE: FEDERAL AVIATION ADMINISTRATION (FAA)]
(4 VOTES)
5. SUPPORT FOR CALIFORNIA STATE ASSEMBLY BILL 1943
6. PUBLIC COMMUNICATION

1. SUBJECT: 2017 GENERAL PLAN ANNUAL PROGRESS REPORT AND APPLICATION FOR GRANT FUNDING FROM THE SAN DIEGO ASSOCIATION OF GOVERNMENTS (SANDAG) TRANSNET SMART GROWTH INCENTIVE PROGRAM (DISTRICTS: ALL)

OVERVIEW

This is a request for the Board of Supervisors (Board) to accept the 2017 General Plan Annual Progress Report, including the Annual Housing Element Progress Report. In accordance with State law, by April 1 of each year all counties must submit an Annual Progress Report to the State Office of Planning & Research and State Housing and Community Development Department on the status of its General Plan implementation. Submission of the Annual Progress Report fulfills statutory requirements to report certain information pertaining to the Housing Element of the General Plan, including the Annual Housing Element Progress Report, which contains the County of San Diego's progress in meeting its share of regional housing needs and local efforts to remove governmental constraints to housing development. State law further mandates that the Housing Element portion of the Annual Progress Report be considered at a public meeting before the Board of Supervisors.

The purpose of the Annual Progress Report is to inform the Board and residents of the county about the status of implementing the County General Plan, housing production in the unincorporated area, and major planning projects for the unincorporated county from January 1 to December 31, 2017. The Annual Progress Report also identifies ongoing and completed relevant planning activities, programs, and permits. The proposed action is for the Board to accept the 2017 General Plan Annual Progress Report, find the proposed project is exempt from CEQA, and approve a resolution authorizing the application for Smart Growth Incentive Program funding through the San Diego Association of Governments for the Casa de Oro Specific Plan, Alpine Community Plan, and Valley Center Community Plan.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Find that the proposed projects are not subject to the California Environmental Quality Act (CEQA) because they are not projects as defined in Section 15378 of CEQA Guidelines.
2. Accept the 2017 General Plan Annual Progress Report, including the 2017 Annual Housing Element Progress Report.
3. Waive Board Policy B-29: Fees, Grants, Revenue Contracts - Department Responsibility for Cost Recovery, which requires full cost recovery for grants.
4. Adopt the Resolution entitled: RESOLUTION OF THE COUNTY OF SAN DIEGO BOARD OF SUPERVISORS AUTHORIZING THE APPLICATION OF TRANSNET/SMART GROWTH INCENTIVE PROGRAM GRANT FUNDS THROUGH THE SAN DIEGO ASSOCIATION OF GOVERNMENTS FOR THE COUNTY CASA DE ORO SPECIFIC PLAN, ALPINE COMMUNITY PLAN, AND VALLEY CENTER COMMUNITY PLAN.

DEPARTMENT OF PLANNING & DEVELOPMENT SERVICES

N/A

FISCAL IMPACT

There is no fiscal impact associated with these recommendations. If grants are awarded, Planning & Development Services will return to request Board authorization and establishment of appropriations.

Funds for the proposed grant-funded projects are partially included as staff time in the Fiscal Year 2017-18 Operational Plan in the Department of Planning & Development Services. Total costs for the Casa de Oro Specific Plan (\$645,000), Alpine Community Plan (\$350,000), and Valley Center Community Plan (\$800,000) are estimated at \$1,795,000. If approved and awarded, the funding sources will be a grant from SANDAG (\$1,300,000) and matching funds (\$495,000) in the form of staff time supported by General Purpose Revenue. A waiver of Board Policy, B-29: Fees, Grants, Revenue Contracts - Department Responsibility for Cost Recovery, is requested in the amount of \$495,000 for program costs not covered by the grant applications. 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 Roberts, seconded by Supervisor Horn, the Board of Supervisors took action as recommended, on Consent, adopting Resolution No. 18-029, entitled: **RESOLUTION OF THE COUNTY OF SAN DIEGO BOARD OF SUPERVISORS AUTHORIZING THE APPLICATION OF TRANSNET/SMART GROWTH INCENTIVE PROGRAM GRANT FUNDS THROUGH THE SAN DIEGO ASSOCIATION OF GOVERNMENTS FOR THE COUNTY CASA DE ORO SPECIFIC PLAN, ALPINE COMMUNITY PLAN, AND VALLEY CENTER COMMUNITY PLAN.**

AYES: Cox, Jacob, Gaspar, Roberts, Horn

- 2. SUBJECT: ADOPT A RESOLUTION AMENDING THE COUNTY'S 2016 TRANSNET LOCAL STREET IMPROVEMENT PROGRAM OF PROJECTS FOR FISCAL YEARS 2016-17 THROUGH 2020-21 AND APPROVE THE COUNTY'S 2018 TRANSNET LOCAL STREET IMPROVEMENT PROGRAM OF PROJECTS FOR FISCAL YEARS 2018-19 THROUGH 2022-23 (DISTRICTS: 1, 2, 3 & 5)**

OVERVIEW

TransNet Local Street Improvement Program is a voter-approved half-cent transportation sales tax that San Diego voters approved to extend in 2004. TransNet is administered by the San Diego Association of Governments (SANDAG) as an element of the Regional Transportation Improvement Program (RTIP). This funding source is essential for the County's infrastructure, and completion of critical local road improvements. Transportation funding ensures resources are available to develop, preserve and enhance reliable and sustainable infrastructure.

The County updates its portion of the RTIP bi-annually and is able to amend the program on a quarterly basis. The Board of Supervisors last amended the County's five-year 2016 TransNet Local Street Improvement Program of Projects for Fiscal Years 2016-17 through 2020-21, on

May 3, 2017 (4). SANDAG has requested that the County submit the new 2018 TransNet Local Street Improvement Program of Projects for Fiscal Years 2018-19 through 2022-23 by March 16, 2018.

Today's request is to adopt a resolution to amend the County's 2016 TransNet Local Street Improvement Program of Projects for Fiscal Years 2016-17 through 2020-21 and approve the County's 2018 TransNet Local Street Improvement Program of Projects for Fiscal Years 2018-19 through 2022-23. Upon Board approval, the resolution will be submitted to SANDAG for approval as part of the 2016 RTIP amendment, scheduled for July 2018 and bi-annual 2018 RTIP adoption, scheduled for September 2018.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Find that the recommended action to approve an amendment to the County 2016 TransNet Local Street Improvement Program and approve the County's 2018 TransNet Local Street Improvement Program is exempt from review under the California Environmental Quality Act (CEQA) pursuant to Sections 15060(c)(3) and 15276 of the CEQA Guidelines because it relates to the development or adoption of a regional transportation improvement program and involves the identification of potential projects to establish funding without a commitment to a specific project.
2. Adopt a Resolution entitled: RESOLUTION OF THE SAN DIEGO COUNTY BOARD OF SUPERVISORS AMENDING THE 2016 TRANSNET LOCAL STREET IMPROVEMENT PROGRAM OF PROJECTS FOR FISCAL YEARS 2016-17 THROUGH 2020-21 AND APPROVING THE COUNTY'S 2018 TRANSNET LOCAL STREET IMPROVEMENT PROGRAM OF PROJECTS FOR FISCAL YEARS 2018-19 THROUGH 2022-23.
3. Direct that projects in the 2016 TransNet Local Street Improvement Program of Projects and in the 2018 TransNet Local Street Improvement Program of Projects, along with road and bridge projects receiving federal and state funds, be integrated into the County element of the Regional Transportation Improvement Program for Fiscal Years 2016-17 through 2020-21 and Fiscal Years 2018-19 through 2022-23 respectively.
4. Authorize the Director, Department of Public Works, to submit the County's TransNet Local Street Improvement Program of Projects Resolution to SANDAG and SANDAG's Independent Taxpayer Oversight Committee.

FISCAL IMPACT

There is no fiscal impact associated with these recommendations. Any necessary appropriations for individual projects will be brought before the Board for consideration as part of future year 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 Roberts, seconded by Supervisor Horn, the Board of Supervisors took action as recommended, on Consent, adopting Resolution No. 18-030, entitled: RESOLUTION OF THE SAN DIEGO COUNTY BOARD OF SUPERVISORS AMENDING THE 2016 TRANSNET LOCAL STREET IMPROVEMENT PROGRAM OF PROJECTS FOR FISCAL YEARS 2016-17 THROUGH 2020-21 AND APPROVING THE COUNTY'S 2018 TRANSNET LOCAL STREET IMPROVEMENT PROGRAM OF PROJECTS FOR FISCAL YEARS 2018-19 THROUGH 2022- 23.

AYES: Cox, Jacob, Gaspar, Roberts, Horn

3. **SUBJECT: ADMINISTRATIVE ITEM:
SECOND CONSIDERATION AND ADOPTION OF ORDINANCE:
TRAFFIC ADVISORY COMMITTEE (02/14/18 - ADOPT
RECOMMENDATIONS; 03/14/18 - SECOND READING OF AN
ORDINANCE) (DISTRICTS: 2 & 5)**

OVERVIEW

On February 14, 2018 (2), the Board of Supervisors introduced the Ordinance for further consideration and adoption on March 14, 2018.

The Traffic Advisory Committee (TAC) meets every six weeks to review proposed additions, deletions, or changes to regulatory traffic control devices on County-maintained roads. The TAC tabled two items (Item 2-B and 2-C) for further review and recommends the Board of Supervisors act on four items from the December 8, 2017, meeting agenda.

Item 2-A would establish an all-way stop at the intersection of Apple Street, La Presa Avenue, and Banock Street in Spring Valley. This item will provide a safety enhancement measure for pedestrians, bicyclists, and all other road users by providing a greater level of right-of-way assignment at the intersection. Properly posted stop controls at intersections reduce the number and severity of collisions by assuring that reasonable drivers enter the intersection at a low speed and have more time to take heed of the traffic situation.

Item 2-D would establish a 40 MPH speed limit on Montecito Road in Ramona from 800 feet east of Alice Street to the end of County maintenance (near the Ramona Airport) and certify the speed limit for radar enforcement. Item 5-A would establish a 50 MPH speed limit on Mission Road in Fallbrook from 860 feet south of Pepper Tree Lane to Winter Haven Road and certify the speed limit for radar enforcement. Item 5-B would establish a 50 MPH speed limit on Mission Road in Fallbrook from Winter Haven Road to State Route 76 and certify the speed limit for radar enforcement. These items will establish a tool for speed enforcement that increases roadway safety and retains mobility. Properly posted speed limits provide feedback to safe and reasonable drivers to improve traffic safety and reduce the number and severity of collisions and allow for fair enforcement.

The Board of Supervisors (Board) action on Items 2-D, 5-A, and 5-B will revise the San Diego County Code of Regulatory Ordinances (County Code) and requires two steps. On February 14, 2018, the Board will consider the TAC items. If the Board takes action on February 14, 2018, then on March 14, 2018, a second reading of Ordinances amending Sections 72.161.13.1. (Item 2-D), 72.169.52. (Item 5-A), and 72.169.53. (Item 5-B) of the County Code would be necessary to implement the Board's direction.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

Consider and adopt the ordinance entitled:

ORDINANCE AMENDING SECTIONS 72.161.13.1., 72.169.52. , AND 72.169.53. OF THE SAN DIEGO COUNTY CODE RELATING TO SPEED LIMITS ON COUNTY MAINTAINED ROADS IN SAN DIEGO COUNTY.

FISCAL IMPACT

There is no fiscal impact associated with these recommendations. If approved, 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 Roberts, seconded by Supervisor Horn, the Board of Supervisors took action as recommended, on Consent, adopting Ordinance No. 10524 (N.S.), entitled: ORDINANCE AMENDING SECTION 72.161.13.1., 72.169.52. AND 72.169.53. OF THE SAN DIEGO COUNTY CODE RELATING TO SPEED LIMITS ON COUNTY MAINTAINED ROADS IN SAN DIEGO COUNTY.

AYES: Cox, Jacob, Gaspar, Roberts, Horn

4. **SUBJECT: AMEND AIRPORT ENTERPRISE FUND SPENDING PLAN, ADVERTISE AND AWARD CONSTRUCTION CONTRACT FOR CAJON AIR CENTER - AIRCRAFT TRANSIENT APRON PROJECT (DISTRICT: 2)**

OVERVIEW

Gillespie Field is a general aviation airport owned and operated by the County of San Diego (County) and located within the municipal limits of the City of El Cajon and the City of Santee. The airport is a gateway to and from San Diego’s east county providing aircraft storage, maintenance, and services to corporate and general aviation communities. The County is currently redeveloping a vacant 70-acre site located in the southeastern corner of Gillespie Field as the Cajon Air Center. On May 11, 2016 (02), the Board approved the first phase of the Cajon Air Center to construct an underground detention basin at Gillespie Field which was completed last year as the first phase of the development. The second phase of the development consists of the construction of an aircraft transient apron, which is an area within the airport used for temporary parking of aircraft. The Federal Aviation Administration (FAA) has identified the project as a priority eligible for funding. The redevelopment of the Cajon Air Center will contribute to meeting regional aviation goals and is an important improvement to the region’s general aviation infrastructure and facilities.

This is a request to amend the Airport Enterprise Fund current year spending plan for Gillespie Field. Upon Board approval, the Department of Purchasing and Contracting will advertise and subsequently award to the lowest responsive and responsible bidder a contract to construct an aircraft transient apron at Gillespie Field. Construction is scheduled to begin in fall 2018 and

be completed by summer 2019. Total project costs consist of development costs (\$1,100,000) and construction costs (\$4,200,000). Total project cost for this phase is estimated at \$5,300,000 including contingencies and the funding sources are the Federal Aviation Administration and available prior year Airport Enterprise Fund fund balance.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Find that the Final Program Environmental Impact Report (FPEIR) for the Gillespie Field 70-acre Redevelopment Project, dated June 20, 2012, SCH No. 2005111092 on file with the Department of Public Works, was prepared in compliance with the California Environmental Quality Act (CEQA) and the CEQA Guidelines, that the decision-making body has reviewed and considered the information contained therein and the Findings thereto dated March 14, 2018, before approving the project, that the FPEIR reflects the independent judgement and analysis of the Board of Supervisors; and

Find that there are no substantial changes in the project or in the circumstances under which it is to be undertaken that involve significant new environmental impacts which were not considered in the certified FPEIR; that there is no substantial increase in the severity of previously identified significant effects; and that no new information of substantial importance has become available since the FPEIR was prepared.

2. Amend the Fiscal Year 2017-18 Airport Enterprise Fund Spending Plan by \$4,650,000 to provide funds for the Cajon Air Center Aircraft Transient Apron Project based on unanticipated revenue from the FAA. **(4 VOTES)**
3. Authorize the Director of Purchasing and Contracting to advertise and award a contract and to any take other action authorized by Section 401 et seq. of the Administrative Code, with respect to contracting for the Cajon Air Center - Aircraft Transient Apron Project.
4. Designate the Director, Department of Public Works, as the County Officer responsible for administering the construction contract, in accordance with Board Policy F-41, for Cajon Air Center - Aircraft Transient Apron Project.

FISCAL IMPACT

Funds for this request are partially included in the Fiscal Year 2017-18 Operational Plan in the Airport Enterprise Fund. The Cajon Air Center Aircraft Transient Apron Project cost is estimated at \$5,300,000. On March 14, 2017 (21), Recommendation 12, \$650,000 was appropriated from available prior year fund balance in the Airport Enterprise Fund (AEF) for preparation of the project design and environmental work. If approved, this request will result in additional costs and revenue of \$4,650,000 for construction contract including contingencies (\$4,200,000) and project development costs (\$450,000) in Fiscal Year 2017-18. The funding source is the Federal Aviation Administration (FAA). There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

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

ACTION:

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

AYES: Cox, Jacob, Gaspar, Roberts, Horn

**5. SUBJECT: SUPPORT FOR CALIFORNIA STATE ASSEMBLY BILL 1943
(DISTRICTS: ALL)**

OVERVIEW

On January 29, 2018, California State Assemblywoman Marie Waldron introduced State Assembly Bill 1943 (AB 1943) to assist manufactured home or mobile home owners residing in resident-owned parks to obtain documentation of real property for taxation and/or financing purposes.

The recent Lilac Fire that blazed through northern San Diego County destroyed more than 70 homes in the Rancho Monserate Park. Residents working to rebuild their mobile homes would be greatly assisted by AB 1943, which allows the County to issue documentation required by lenders. As amended, AB 1943 would add language to Health and Safety (H&S) Code Section 18551 to allow for owners of manufactured homes or mobile homes within a resident-owned park to utilize the form 433A process as developed by the California Department of Housing and Community Development (HCD). Currently, owners in resident-owned parks must utilize a similar process with the form 433C, which is not accepted by all lenders.

Today's action authorizes the County's support for AB 1943, which will allow residents who are registered owners of a manufactured home or mobile home within all resident-owned parks to qualify for the form 433A issuance.

RECOMMENDATION

VICE-CHAIRWOMAN DIANNE JACOB AND SUPERVISOR BILL HORN

Direct the Chief Administrative Officer to draft a letter expressing this Board of Supervisors' support for State Assembly Bill 1943 to San Diego County's legislative representatives in Sacramento.

FISCAL IMPACT

N/A

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Cox, Jacob, Gaspar, Roberts, Horn

6. SUBJECT: PUBLIC COMMUNICATION (DISTRICTS: ALL)

OVERVIEW

Reginald Tisdale spoke to the Board regarding HIV Planning Group.

John Carroll and Ron James spoke to the Board regarding a firing range.

ACTION:

Heard, Referred to the Chief Administrative Officer.

There being no further business, the Board adjourned at 9:35 a.m., in memory of Frank "Don" Scovel and Capt. Carl Nelson.

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

Consent: Miller

Discussion: Zurita

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

Approved by the Board of Supervisors, on Wednesday, March 28, 2018.



KRISTIN GASPAR
Chairwoman

Attest:



DAVID HALL
Clerk of the Board

03/14/18