

**March 15, 2022**

**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, MARCH 15, 2022, 9:00 AM**  
COUNTY ADMINISTRATION CENTER, ROOM 310  
1600 PACIFIC HIGHWAY, SAN DIEGO, CALIFORNIA

Order of Business

- A. **REGULAR SESSION:** Meeting was called to order at 9:00 a.m.

**PRESENT:** Supervisors Nathan Fletcher, Chair; Nora Vargas, Vice-Chair; Joel Anderson; Terra Lawson-Remer; Jim Desmond; also, Andrew Potter, Clerk of the Board of Supervisors.

- B. Invocation was led by Michelle Shoemaker, Chaplain Resident at Sharp Memorial.
- C. Pledge of Allegiance was led by Sandra Guzman's sixth grade class from Smythe Elementary, San Ysidro.
- D. Presentation or Announcement of Proclamations and Awards:

Chair Nathan Fletcher presented a proclamation declaring March 15, 2022, to be Psychiatric Emergency Response Team (PERT) Day throughout the County of San Diego.

Chair Nathan Fletcher and Supervisor Joel Anderson presented a proclamation declaring March 15, 2022, to be Serving Seniors Day throughout the County of San Diego.

Vice-Chair Nora Vargas presented a proclamation declaring March 20, 2022, to be Norooz Day throughout the County of San Diego.

Vice-Chair Nora Vargas and Supervisor Terra Lawson-Remer presented a proclamation declaring March 15, 2022, to be San Diego County Public Defenders Day throughout the County of San Diego.

Supervisor Joel Anderson presented a proclamation declaring March 15-21, 2022, to be Down Syndrome Awareness Week throughout the County of San Diego.

Supervisor Terra Lawson-Remer presented a proclamation declaring March 15, 2022, to be The Regional Taskforce on Homelessness Day throughout the County of San Diego.

Supervisor Jim Desmond presented a proclamation declaring March 29, 2022, to be National Vietnam War Veteran Day throughout the County of San Diego.

- E. **Non-Agenda 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.

F. Approval of the Statement of Proceedings/Minutes for the meeting of March 1, 2022.

**ACTION:**

ON MOTION of Supervisor Vargas, seconded by Supervisor Desmond, the Board of Supervisors approved the Statement of Proceedings/Minutes for the Regular Board of Supervisors meeting of March 1, 2022.

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

G. Consent Calendar

H. Discussion Items

I. Board Member Committee Updates. This is an opportunity for Members of the Board to provide informational updates on their committee assignments. No action may be taken.

J. **Time Certain: 3 p.m.**

**Item 24: FILLING THE VACANCY OF THE SAN DIEGO COUNTY ELECTIVE OFFICE OF SHERIFF - APPLICANT INTERVIEWS**

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**

<b>Category</b>	<b>#</b>	<b>Subject</b>
Public Safety	1.	SAN DIEGO COUNTY FIRE - ACCEPT A DONATION FROM SAN MIGUEL FIRE AND RESCUE
	2.	SHERIFF - AUTHORIZE AGREEMENTS WITH CITY OF CHULA VISTA AND CITY OF ESCONDIDO FOR CALIFORNIA IDENTIFICATION SYSTEM SUPPORT POSITIONS [FUNDING SOURCE: SHERIFF FINGERPRINT ID TRUST FUND]
Health and Human Services	3.	AUTHORIZE COMPETITIVE SOLICITATION FOR NUTRITION SERVICES [FUNDING SOURCES: TITLE III AND NUTRITION SERVICES INCENTIVE PROGRAM (NSIP) OF THE OLDER AMERICANS ACT]
	4.	AUTHORIZE RENEWAL OF AGREEMENT WITH THE CALIFORNIA DEPARTMENT OF SOCIAL SERVICES FOR LEGAL CONSULTATION AND LEGAL REPRESENTATION IN ADMINISTRATIVE ACTION APPEALS ASSOCIATED WITH THE RESOURCE FAMILY APPROVAL PROGRAM

5. AUTHORIZE COMPETITIVE SOLICITATIONS, SINGLE SOURCE PROCUREMENTS AND AMENDMENTS TO INCREASE EXISTING CHILD WELFARE SERVICES CONTRACTS, AUTHORIZE APPLICATION FOR AND ACCEPTANCE OF FUNDING FOR THE TRANSITIONAL HOUSING PROGRAM PLUS HOUSING SUPPLEMENT PROGRAM, AND ADOPT A RESOLUTION AUTHORIZING APPLICATION AND ACCEPTANCE OF ALLOCATION AWARD  
[FUNDING SOURCES: SOCIAL SERVICES ADMINISTRATIVE REVENUES, REALIGNMENT AND THE NATIONAL SCHOOL LUNCH AND SCHOOL BREAKFAST PROGRAM; THP PLUS HOUSING SUPPLEMENT PROGRAM ALLOCATION]
- Financial and  
General  
Government 6. COMMUNITY ENHANCEMENT & NEIGHBORHOOD REINVESTMENT PROGRAM GRANTS (DISTRICT: 5)  
[FUNDING SOURCES: TRANSIENT OCCUPANCY TAX REVENUES, AND GENERAL-PURPOSE REVENUE]
7. AUTHORIZE THE REGISTRAR OF VOTERS TO ENTER INTO STANDARD AGREEMENTS WITH CALIFORNIA SECRETARY OF STATE TO ACCEPT VOTER'S CHOICE ACT FUNDING  
[FUNDING SOURCE: FUNDS FROM THE CALIFORNIA SECRETARY OF STATE]
8. AMENDMENT TO SAN DIEGO COUNTY SMALL BUSINESS STIMULUS PROGRAM
9. ESCHEATMENT OF UNCLAIMED MONEY IN COUNTY TRUST FUNDS
10. ESCHEATMENT OF UNCLAIMED PROPERTY TAX REFUND MONEY IN COUNTY TRUST FUNDS (PROPERTY TAX)  
[FUNDING SOURCE: UNCLAIMED PROPERTY TAX REFUNDS]
11. EXPANSION OF COMMERCIAL PROPERTY ASSESSED CLEAN ENERGY (PACE) PROGRAM
12. AUTHORIZE CONTINUANCE OF TELECONFERENCED PUBLIC MEETINGS
- Appointments 13. APPOINTMENTS: VARIOUS
- Communications  
Received 14. COMMUNICATIONS RECEIVED

- Public Safety
15. ADDRESSING DEATHS IN SAN DIEGO COUNTY JAILS: RECEIVING THE CALIFORNIA STATE AUDITOR REPORT REGARDING THE SAN DIEGO SHERIFF'S DEPARTMENT, DIRECTING STATE LEGISLATIVE SUPPORT, AND DIRECTING THE CAO TO WORK WITH STAFF FOR REVISION OF THE POLICIES AND PROCEDURES OF THE CITIZENS' LAW ENFORCEMENT REVIEW BOARD
  16. EXPLORING THE FEASIBILITY OF ESTABLISHING AN AG PASS PROGRAM IN THE COUNTY OF SAN DIEGO
  17. DATA-DRIVEN APPROACHES TO PUBLIC SAFETY AND ALTERNATIVES TO INCARCERATION: INDEPENDENT CONSULTANT'S PRELIMINARY REPORT
  18. AN ORDINANCE AMENDING ARTICLE XX OF THE SAN DIEGO COUNTY ADMINISTRATIVE ORDINANCE CODE, RELATING TO SAN DIEGO COUNTY EMERGENCY MEDICAL SERVICES FEES
- Health and Human Services
19. RECEIVE THE FINAL REPORT ON INCREASING ACCESS AND ENROLLMENT IN COUNTY SELF-SUFFICIENCY PROGRAMS TO SERVE EVERY COMMUNITY MEMBER IN NEED WITHOUT BARRIERS TO ENTRY
- Financial and General Government
20. NOTICED PUBLIC HEARING: ISSUANCE OF MULTIFAMILY HOUSING REVENUE OBLIGATIONS BY THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY FOR THE BENEFIT OF CATHEDRAL PLAZA HOUSING PARTNERS, LP OR A RELATED PARTY IN AN AGGREGATE MAXIMUM AMOUNT NOT TO EXCEED \$50,000,000
  21. NOTICED PUBLIC HEARING: ISSUANCE OF REVENUE OBLIGATIONS BY THE CALIFORNIA ENTERPRISE DEVELOPMENT AUTHORITY FOR THE BENEFIT OF SAN DIEGO ROCK CHURCH AND THE ROCK ACADEMY AND/OR SUCCESSOR ENTITY IN AN AGGREGATE MAXIMUM AMOUNT NOT TO EXCEED \$35,000,000
  22. REQUEST FOR TEMPORARY SUSPENSION OF STATE GAS TAX [FUNDING SOURCE: STATE HIGHWAY USER TAX ACCOUNT (HUTA) AND ROAD MAINTENANCE REHABILITATION ACCOUNT (RMRA)]

23. FISCAL YEAR 2021-22 SECOND QUARTER OPERATIONAL PLAN STATUS REPORT AND BUDGET ADJUSTMENTS [FUNDING SOURCES: INTERNAL SERVICE FUND RESOURCES, AVAILABLE PRIOR YEAR COUNTY SERVICE AREA (CSA) FUND BALANCE, OPERATING TRANSFERS IN FROM THE CSA FUND, PROGRAM REVENUES, OPERATING TRANSFERS IN FROM THE GENERAL FUND, AVAILABLE PRIOR YEAR AIRPORT ENTERPRISE FUND FUND BALANCE, OPERATING TRANSFERS IN FROM THE LIBRARY FUND, AVAILABLE PRIOR YEAR PARK LAND DEDICATION ORDINANCE (PLDO) FUND BALANCE AND OPERATING TRANSFERS IN FROM THE PLDO FUND] (4 VOTES)

Public Safety 24. FILLING THE VACANCY OF THE SAN DIEGO COUNTY ELECTIVE OFFICE OF SHERIFF - APPLICANT INTERVIEWS

Closed Session 25. CLOSED SESSION

Public Communication 26. PUBLIC COMMUNICATION

**1. SUBJECT: SAN DIEGO COUNTY FIRE - ACCEPT A DONATION FROM SAN MIGUEL FIRE AND RESCUE (DISTRICTS: ALL)**

**OVERVIEW**

County of San Diego Administrative Code Section 66 and Board of Supervisors Policy A-112, Acceptance of Gifts and Donations, permit the acceptance of gifts and donations upon approval by the Board of Supervisors. This is a request to accept a 53-foot mobile fire training trailer manufactured by Fireblast Global in 2008, valued between \$16,000 and \$19,000 donated by San Miguel Fire and Rescue. The trailer will be modified for the purpose of training firefighters to move in tight crawl spaces with no visibility while wearing full gear and a breathing apparatus.

**RECOMMENDATION(S)**

**CHIEF ADMINISTRATIVE OFFICER**

1. In accordance with San Diego County Administrative Code Section 66 and Board Policy A-112, accept the donation of a Fireblast trailer from San Miguel Fire and Rescue for use as an advanced fire training simulator for first responders to practice maneuvering in tight spaces while wearing full gear, allowing them to experience entanglement hazards, confined spaces and room searches in blackout conditions while in a safe and controlled environment.
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 San Miguel Fire and Rescue (Attachment A, on file with the Clerk of the Board).
3. Authorize the Director of San Diego County Fire, or designee, to execute the Donation and Release Agreement for the Fireblast trailer and any and all other documents necessary to complete acceptance of the trailer (Attachment B, on file with the Clerk of the Board).

**EQUITY IMPACT STATEMENT**

More than 80 percent of the San Diego County Fire Protection District's (SDCFPD) jurisdictional area qualifies as a disadvantaged unincorporated community, based on a San Diego Local Agency Formation Commission (LAFCO) report on the funding, administration, and performance of the former County Service Area No. 135 (now SDCFPD). San Diego County Fire continues to engage communities through the Community Risk Reduction (CRR) Division, established in 2019. The CRR Division strives to build, enhance, and maintain resilient communities within the SDCFPD's jurisdictional area through involvement with the Fire Safe Council of San Diego County, the Sunrise Powerlink Fire Mitigation Grants Program, various community outreach opportunities, and by promoting local events aimed at creating safe and livable communities to improve the health and quality of life of residents.

**FISCAL IMPACT**

There is no fiscal impact associated with this action. If approved, this action will result in acceptance of a donated 2008 53-foot Fireblast trailer valued up to \$19,000 from San Miguel Fire and Rescue. There will be no change in net General Fund cost and no additional staff years as a result of today's action.



**BUSINESS IMPACT STATEMENT**

N/A

**ACTION:**

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

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

2. **SUBJECT: SHERIFF - AUTHORIZE AGREEMENTS WITH CITY OF CHULA VISTA AND CITY OF ESCONDIDO FOR CALIFORNIA IDENTIFICATION SYSTEM SUPPORT POSITIONS (DISTRICTS: ALL)**

**OVERVIEW**

The California Identification System/Remote Access Network (Cal-ID/RAN) is a statewide system that provides local law enforcement agencies with direct access to local, state, and federal automated fingerprint, palm print, photo systems and databases. This statewide system allows for the rapid identification of persons booked into detention facilities and latent prints lifted from crime scenes. The Sheriff's Department serves as San Diego County's Cal-ID/RAN administrator.

The San Diego County Cal-ID/RAN Board is a regional policy and advisory board responsible for making recommendations since 2007 for a program to employ staff in crime laboratories across the region and identify suspects. To ensure the continued success of the program, there is a need to continue to provide funding for staff at the Chula Vista Police Department and Escondido Police Department crime laboratories.

Today's request seeks approval to authorize agreements between the County of San Diego by and through the San Diego Sheriff's Department and the cities of Chula Vista and Escondido to provide funding annually from the Sheriff Fingerprint ID Trust Fund to the cities for Cal-ID support positions. The term of the agreements is July 1, 2022 to June 30, 2023, with automatic annual renewals up to a maximum of four additional years through June 30, 2027.

**RECOMMENDATION(S)**

**SHERIFF**

1. Authorize the Sheriff's Department (Sheriff) to execute a Memorandum of Agreement (MOA) with the City of Chula Vista to provide an estimated \$139,349 in annual funding for one full-time Latent Print Examiner position based on revenue from the Sheriff Fingerprint ID Trust Fund for the period of July 1, 2022 to June 30, 2023, with automatic annual renewals up to a maximum of four additional years through June 30, 2027, and to amend the MOA as needed to reflect changes to requirements and funding.
2. Authorize the Sheriff to execute a MOA with the City of Escondido to provide an estimated \$110,117 annually for one full-time Latent Print Specialist position based on revenue from the Sheriff Fingerprint ID Trust Fund for the period of July 1, 2022 to June 30, 2023, with automatic annual renewals up to a maximum of four additional years through June 30, 2027, and to amend the MOA as needed to reflect changes to requirements and funding.



## **EQUITY IMPACT STATEMENT**

Offender identification is crucial in the criminal justice process to deliver accountability and bring justice and healing to victims. Latent print experts are a crucial component to effectively collecting latent prints from crime scenes. The Sheriff's Department as San Diego County's California Identification System/Remote Access Network (Cal-ID/RAN) administrator is requesting the funding of these latent print examiner/specialist positions in order to provide the regional support approved by the San Diego County Cal-ID/RAN Board. Providing these staff positions at the regional crime laboratories ensures fair and equitable criminal justice system services regardless of the location of the crime within the County. These positions assist in processing crime scenes and collecting identifiable prints that are a step in achieving accountability. Victim access to objective forensic science support without bias is a critical component of the justice system. Continuing to provide funding for these positions is essential to ensuring that all citizens can feel safe in their communities.

In 2021, latent print experts in the cities of Chula Vista and Escondido objectively made over 269 identifications that allowed for case closure. These identifications were not just limited to offenders, but also included victims or potentially anyone related to the case. In performing their duties, latent print experts give unbiased results based on objective data (the fingerprints), without knowledge of demographic information available during the process. This adds a layer of impartiality, which is crucial to deliver fairness in the justice system.

## **FISCAL IMPACT**

If approved, these requests will result in Fiscal Year 2022-23 estimated costs and revenue of \$249,466. Funds for these requests will be included in the Fiscal Year 2022-24 CAO Recommended Operational Plan for the Sheriff's Department. The funding source is the Sheriff Fingerprint ID Trust Fund. Costs through the contract term, estimated at \$249,466 annually, will be included in future Operational Plans for the Sheriff's Department. 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 Vargas, seconded by Supervisor Fletcher, the Board of Supervisors took action as recommended, on Consent.

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

### **3. SUBJECT: AUTHORIZE COMPETITIVE SOLICITATION FOR NUTRITION SERVICES (DISTRICTS: ALL)**

#### **OVERVIEW**

The County of San Diego (County) Health and Human Services Agency, Aging & Independence Services (AIS) provides a variety of programs serving seniors and persons with disabilities. AIS serves as the region's federally designated Area Agency on Aging, which provides specific services, including senior nutrition services, funded by the Older Americans Act. The State of California requires the County to submit a four-year Area Plan to the California Department of Aging to receive Older Americans Act funds. Senior nutrition

services support the goals and objectives established in AIS' 2020-2024 Area Plan which was approved by the San Diego County Board of Supervisors (Board) on July 7, 2020 (7).

AIS contracts with local service providers throughout San Diego County to provide free and nutritionally-sound meals. These home-delivered, congregate, and take-home meals are critical to ensure access to healthy, nutritious food, to improve senior food security, and to reduce risk of chronic diseases and isolation. The fourteen existing contracts for nutrition services were awarded through a competitive solicitation authorized by the Board on October 10, 2017 (5) and are scheduled to end on June 30, 2023. Existing contracts serve approximately 1.2 million meals to 6,000 individuals throughout San Diego County annually. In order to continue these critical services, today's action requests the Board to authorize competitive solicitations for senior nutrition services.

This item supports the County's vision of a just, sustainable, and resilient future for all, specifically those communities and populations in San Diego County that are most vulnerable, as well as our ongoing commitment to the regional *Live Well San Diego* vision of healthy, safe and thriving communities. This will be accomplished by ensuring access to nutritionally-sound meals, promoting health, and well-being in older adults and people with disabilities, and encouraging self-sufficiency. Additionally, today's action supports the Board's strategic initiatives, by upholding practices that align with community priorities and improve transparency and trust while maintaining good fiscal management of County resources.

#### **RECOMMENDATION(S)**

##### **CHIEF ADMINISTRATIVE OFFICER**

In accordance with Section 401, Article XXIII of the County Administrative Code, authorize the Director, Department of Purchasing and Contracting, to issue a competitive solicitation for senior nutrition services, and upon successful negotiations and determination of a fair and reasonable price, award contracts for a term of one initial year with up to three option years; and to amend the contracts to reflect changes in program, funding or service requirements, subject to the availability of funds and the approval of the Agency Director, Health and Human Services Agency.

#### **EQUITY IMPACT STATEMENT**

According to the Administration of Community Living, Older Americans Act Nutrition Programs increase health and reduce the risk of disease, malnutrition, nutrient deficiencies, and food insecurity. Utilization of these programs has led to participants eating healthier, living more independently and having a reduced sense of isolation. The Aging & Independence Services (AIS) Senior Nutrition Program is funded by the Older Americans Act which requires resources be prioritized to individuals sixty years of age and older with an emphasis on those with greatest economic and social need. This is defined as an individual having a physical or mental disability, language barriers, and cultural or social isolation caused by, among other things, racial and ethnic status, sexual orientation, human immunodeficiency virus (HIV) status, gender identity, or gender expression. Through an extensive planning process, analysis of the need for services and historical data of service demand are performed to ensure the program is supporting the region's most vulnerable communities to address food insecurity, improve nutrition, and reduce social isolation. Public hearings during the development of AIS' four-year Area Plan allow residents the opportunity to comment and provide recommendations to further the department's mission of developing and coordinating community-based systems of services for all older adults in San Diego

County. In addition, the recommendation to authorize the release of a competitive solicitation will allow the County of San Diego to consider proposals from a variety of firms equitably, including small businesses and minority, women and veteran-owned businesses, and provide opportunity to contractors with an adequate portfolio to provide nutrition services.

**FISCAL IMPACT**

Funds for this request are included in the Fiscal Year 2021-23 Operational Plan for the Health and Human Services Agency. If approved, this request will result in costs and revenue of \$8,493,000 starting in Fiscal Year 2023-2024. The funding sources are the Title III and Nutrition Services Incentive Program (NSIP) of the Older Americans Act. 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 Vargas, seconded by Supervisor Fletcher, the Board of Supervisors took action as recommended, on Consent.

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

4. **SUBJECT: AUTHORIZE RENEWAL OF AGREEMENT WITH THE CALIFORNIA DEPARTMENT OF SOCIAL SERVICES FOR LEGAL CONSULTATION AND LEGAL REPRESENTATION IN ADMINISTRATIVE ACTION APPEALS ASSOCIATED WITH THE RESOURCE FAMILY APPROVAL PROGRAM (DISTRICTS: ALL)**

**OVERVIEW**

The Resource Family Approval (RFA) Program is a statewide caregiver approval process for related and non-related caregivers of children in foster care. The RFA Program combined elements of the previous foster parent licensing, relative approval, and approvals for adoption and guardianship and replaced those processes with one comprehensive approval process. The RFA process improved the way related and non-related caregivers are approved and prepared to parent vulnerable children and youth interacting with the child welfare and juvenile justice systems. Under the RFA Program, if a family is denied as a resource family or the family's prior approval is rescinded by the county administering the RFA Program, the family has a legal right to appeal the decision to an administrative law judge.

On May 19, 2020 (10), the San Diego County Board of Supervisors authorized the Agency Director, Health and Human Services Agency and the County Counsel to enter into and sign Agreement 19-5062 with the California Department of Social Services (CDSS). This agreement permitted legal representation in administrative action appeals associated with the RFA Program for the period of January 1, 2019 through June 30, 2021. A new agreement is required for the period of July 1, 2021 through June 30, 2024.

The purpose of Agreement 21-5040 is to outline the terms and conditions for the CDSS Legal Division to act as the sole legal representative on behalf of the County of San Diego (County) Health and Human Services Agency, Child Welfare Services (CWS) and the San Diego County Probation Department (Probation) for all matters related to appeals of an RFA denial or rescission.

Today's action requests authorization for CWS and Probation to receive legal representation from the CDSS Legal Division on all RFA related appeals for the period of July 1, 2021 through June 30, 2024.

This item supports the County's vision of a just, sustainable, and resilient future for all, specifically those communities and populations in San Diego County that have been historically left behind, as well as the ongoing commitment to the regional *Live Well San Diego* vision of healthy, safe and thriving communities. This will be accomplished by ensuring equity, access, and justice for families applying to be a resource parent, improving outcomes for children and youth and furthering efforts to provide accelerated permanency to children and youth interacting with child welfare and juvenile justice systems.

#### **RECOMMENDATION(S)**

##### **CHIEF ADMINISTRATIVE OFFICER**

1. Authorize the Agency Director, Health and Human Services Agency, and the County Counsel, or designees to enter into and sign Agreement 21-5040 with the California Department of Social Services for the provision and receipt of legal representation for the period of July 1, 2021 through June 30, 2024, and to execute any subsequent amendments thereto.
2. Adopt a resolution entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO RELATING TO AGREEMENT 21-5040 WITH THE CALIFORNIA DEPARTMENT OF SOCIAL SERVICES FOR LEGAL CONSULTATION AND LEGAL REPRESENTATION IN ADMINISTRATIVE ACTION APPEALS ASSOCIATED WITH THE RESOURCE FAMILY APPROVAL PROGRAM.

#### **EQUITY IMPACT STATEMENT**

The County of San Diego Health and Human Services Agency, Child Welfare Services (CWS) Resource Family Approval (RFA) Program has received over 4,416 applications for potential resource families since its inception in January 2017. The RFA process improves the way caregivers (related and non-related) of children in foster care are approved and prepared to parent vulnerable children, whether temporarily or permanently.

As of November 2021, there are 2,231 youth in out of home care, which includes 1,617 Black, Indigenous, and People of Color (BIPOC) youth. CWS actively recruits resource families that are representative of the youth in out of home care by partnering with faith-based and community organizations. CWS provides a comprehensive overview of the temporary and permanent placement options for applicants by presenting the information at in-person events, on local news outlets, and a dedicated website.



The number of RFA placement denials from January 2017 to December 2021 is broken down by ethnicity in the table below, which includes a total of 132 placement denials. To ensure just and equitable opportunities for applicants of the resource family home approval process, CWS partners with nonprofit entities to provide items such as beds, dressers, pool fences and other needed household items that could present barriers to prospective resource families completing the approval process.

Year	African American/ Black	White	Hispanic	Asian/ Pacific Islander	American Indian	Unk	Decline to state	Multiple ethnicity	Total
2017	60% (3)	40% (2)	N/A	N/A	N/A	N/A	N/A	N/A	100% (5)
2018	19% (7)	50% (18)	14% (5)	3% (1)	N/A	N/A	3% (1)	11% (4)	100% (36)
2019 *	13% (5)	57% (21)	8% (3)	N/A	N/A	13% (5)	5% (2)	3% (1)	100% (37)
2020	19% (7)	31% (11)	19% (7)	3% (1)	3% (1)	14% (5)	N/A	11% (4)	100% (36)
2021	28% (5)	33% (6)	28% (5)	N/A	N/A	11% (2)	N/A	N/A	100% (18)
Total	20% (27)	44% (58)	15% (20)	2% (2)	1% (1)	9% (12)	2% (3)	7% (9)	100% (132)

\*Due to rounding the total does not equal 100%.

The California Department of Social Services (CDSS) Legal Division created the regulations for the RFA Program and has the most expertise and experience in this area. Therefore, having the CDSS Legal Division provide free legal representation ensures strong legal guidance for CWS and the San Diego County Probation Department. By utilizing the CDSS Legal Division it also creates a transparent, consistent process for applicants during rescissions and denials.

#### **FISCAL IMPACT**

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

#### **BUSINESS IMPACT STATEMENT**

N/A

#### **ACTION:**

ON MOTION of Supervisor Vargas, seconded by Supervisor Fletcher, the Board of Supervisors took action as recommended, on Consent, adopting Resolution No. 22-018, entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO RELATING TO AGREEMENT 21-5040 WITH THE CALIFORNIA DEPARTMENT OF SOCIAL SERVICES FOR LEGAL CONSULTATION AND LEGAL REPRESENTATION IN ADMINISTRATIVE ACTION APPEALS ASSOCIATED WITH THE RESOURCE FAMILY APPROVAL PROGRAM.

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

**5. SUBJECT: AUTHORIZE COMPETITIVE SOLICITATIONS, SINGLE SOURCE PROCUREMENTS AND AMENDMENTS TO INCREASE EXISTING CHILD WELFARE SERVICES CONTRACTS, AUTHORIZE APPLICATION FOR AND ACCEPTANCE OF FUNDING FOR THE TRANSITIONAL HOUSING PROGRAM PLUS HOUSING SUPPLEMENT PROGRAM, AND ADOPT A RESOLUTION AUTHORIZING APPLICATION AND ACCEPTANCE OF ALLOCATION AWARD (DISTRICTS: ALL)**

**OVERVIEW**

The County of San Diego (County) Health and Human Services Agency, Child Welfare Services (CWS) partners with families and the community to promote family strengthening and prevent child maltreatment. Through contracts with public and private entities, CWS provides a spectrum of family strengthening, prevention, and protective services and supports to youth and families that are culturally responsive, youth-focused and family-centered. CWS also provides current and former foster youth ages 18-24 years with transitional services to improve outcomes for youth entering adulthood from the foster care system and to advance their goal of self-sufficiency and preventing youth homelessness.

Approval of today's recommended action authorizes competitive solicitations, single source procurements and amendments to existing contracts to support essential child welfare services. Additionally, if approved, today's action would authorize the application for and acceptance of Transitional Housing Program Plus Housing Supplement Program funds from the California Department of Housing and Community Development to support continued efforts to provide affordable housing to former foster youth and prevent youth homelessness; and to adopt a resolution.

This item supports the County's vision of a just, sustainable, and resilient future for all, specifically those communities and populations in San Diego County that have been historically left behind, as well as our ongoing commitment to the regional *Live Well San Diego* vision of healthy, safe and thriving communities. This will be accomplished by upholding practices to determine and provide specific and sustainable services to diverse populations and improving transparency and trust while maintaining good fiscal management of county resources. Today's action also supports the Framework for Ending Homelessness' diversion and mitigation efforts as well as emergency/interim housing and resources strategic domains to ensure transitional age youth are receiving services and supports to secure and maintain a safe environment and prevent homelessness.

**RECOMMENDATION(S)**

**CHIEF ADMINISTRATIVE OFFICER**

1. In accordance with Section 401, Article XXIII of the County Administrative Code, authorize the Director, Department of Purchasing and Contracting, to issue competitive solicitations for child welfare services listed below, and upon successful negotiations and determination of a fair and reasonable price, award contracts for an initial term of up to one year, with four one-year options, and up to an additional six months, if needed; and to amend the contracts to reflect changes in program, funding or service requirements, subject to the availability of funds and the approval of the Agency Director, Health and Human Services Agency.

- a. Food Services for the A.B. and Jessie Polinsky Children’s Center and the San Pasqual Academy Campus.
  - b. Child and Family Team Meeting Facilitation Services.
2. In accordance with Board Policy A-87, Competitive Procurement, approve and authorize the Director, Department of Purchasing and Contracting, to enter into negotiations with Rady Children’s Hospital and Palomar Hospital for Forensic Medical Examinations and Interview Services, and subject to successful negotiations and determination of a fair and reasonable price, enter into single source contracts for an initial term of up to one year, with four one-year options, and up to an additional six months, if needed; and amend the contracts as needed to reflect changes to services and funding allocations, subject to the availability of funds and the approval of the Agency Director, Health and Human Services Agency.
3. In accordance with Board Policy A-87, Competitive Procurement, and Administrative Code Section 401, authorize the Director, Department of Purchasing and Contracting, subject to successful negotiations and a determination of a fair and reasonable price, to amend the contracts listed below to expand services and increase contract amount, subject to the availability of funds; and amend the contracts as required in order to reflect changes to services and funding allocations, subject to the approval of the Agency Director, Health and Human Services Agency.
  - a. Jewish Family Service (Contract #563482).
  - b. San Diego State University Research Foundation Social Policy Institute (Contract #563854).
4. Authorize the application for and acceptance of \$1,047,569 in Transitional Housing Program Plus Housing Supplement Program funds from the California Department of Housing and Community Development for the anticipated funding period of Fiscal Year (FY) 2021-22 to prevent youth homelessness and authorize the Agency Director, Health and Human Services Agency, to execute all required allocation award documents, including all amendments thereto.
5. Adopt a resolution entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO TO AUTHORIZE APPLICATION FOR AND ACCEPTANCE OF THE COUNTY ALLOCATION AWARD UNDER THE TRANSITIONAL HOUSING PROGRAM PLUS HOUSING SUPPLEMENT PROGRAM.

**EQUITY IMPACT STATEMENT**

The County of San Diego (County) Health and Human Services Agency, Child Welfare Services (CWS) partners with families and the community to prevent, reduce, and respond to child abuse and maltreatment. CWS’ primary focus is strengthening families so that children grow up safe and nurtured. CWS also maintains a strong commitment to ensure that current and former foster youth transitioning to adulthood have equitable opportunities and access to



services and supports that advance their goal of self-sufficiency and provide safe and affordable housing. In Fiscal Year 2020-21, CWS received 36,042 reports of abuse and neglect, representing 62,600 children, made through the Child Abuse Hotline. The population distribution by ethnicity of children in referrals includes:

- 45% Hispanic
- 26% White
- 10% Black
- 4% Asian
- 1% Native American
- 11% Other

CWS contracts with public and private entities to ensure children, youth and families receive and have access to culturally responsive services in communities countywide ranging from family strengthening and prevention, to intervention. CWS monitors contracts to evaluate the progress and the effectiveness of contracted services and reviews qualitative and quantitative data to inform program and service efficiency, strategies, ongoing decision-making and actions, and to assess the advancement of racial equity.

CWS recognizes that community outreach and input are paramount to the success of positive cumulative impact, and through various interactions with youth and families, the Child and Family Strengthening Advisory Board of San Diego County, stakeholders and community-based organizations, CWS engages in a participatory approach with those most impacted by services, supports and programs when procuring for essential services to meet the culturally diverse and unique needs of children and families interacting with the child welfare system. CWS continuously evaluates pathways to advance the capacity to better capture and evaluate service outcomes and produce more racially equitable outcomes.

#### **FISCAL IMPACT**

*Recommendations #1 through #3: Authorization to Issue Competitive Solicitations, Single Source Contracts and Amend Contracts*

Funds for this request are included in the Fiscal Year (FY) 2021-23 Operational Plan in the Health and Human Services Agency (HHS). If approved, this request will result in estimated costs and revenue of \$230,000 in FY 2021-22, and estimated costs and revenue of \$8.4 million in FY 2022-23. The funding sources are Social Services Administrative Revenues, Realignment and the National School Lunch and School Breakfast Program. There will be no change in net General Fund cost and no additional staff years.

*Recommendation #4: Authorization to apply for and accept Transitional Housing Program (THP) Plus Housing Supplement Program*

Funds for this request are included in the Fiscal Year (FY) 2021-23 Operational Plan in HHS. If approved, this request will result in no change in costs and revenue in FY 2021-22 and estimated costs and revenue of \$1,047,569 in FY 2022-23 for the Transitional Housing Program (THP) Plus. The funding source is the THP Plus Housing Supplement Program allocation. There will be no change in net General Fund cost and no additional staff years.

*Recommendation #5: Adopt a resolution entitled A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO TO AUTHORIZE APPLICATION FOR AND ACCEPTANCE OF THE COUNTY ALLOCATION AWARD UNDER THE TRANSITIONAL HOUSING PROGRAM PLUS HOUSING SUPPLEMENT PROGRAM*

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

**BUSINESS IMPACT STATEMENT**

N/A

**ACTION:**

ON MOTION of Supervisor Vargas, seconded by Supervisor Fletcher, the Board of Supervisors took action as recommended, on Consent, adopting Resolution No. 22-019, entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO TO AUTHORIZE APPLICATION FOR AND ACCEPTANCE OF THE COUNTY ALLOCATION AWARD UNDER THE TRANSITIONAL HOUSING PROGRAM PLUS HOUSING SUPPLEMENT PROGRAM.

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

**6. SUBJECT: COMMUNITY ENHANCEMENT & NEIGHBORHOOD REINVESTMENT PROGRAM GRANTS (DISTRICT: 5)**

**OVERVIEW**

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

**RECOMMENDATION(S)**

**SUPERVISOR JIM DESMOND**

1. Allocate \$10,000 from Community Enhancement Program budget (Org 12900) to Armed Services YMCA of the U.S.A., San Diego to support the Big Bay Boom July 4th Fireworks Show, a free public event.
2. Allocate \$16,500 from Community Enhancement Program budget (Org 12900) to the BIPOC Support Foundation for their Backpack and Education Initiative programs and business support to provide backpacks, supplies, grants, mentors, trainings and workshops to assist Black, Indigenous and People of Color.
3. Allocate \$2,500 from Community Enhancement Program budget (Org 12900) to the Mojalet Dance Collective to produce Progressive Steps, a public performance in collaboration with Mission Hills High School in San Marcos.
4. Allocate \$55,117 from Community Enhancement Program budget (Org 12900) to North County Lifeline, Inc. to help with Client Center courtyard renovations and to purchase HVAC units for centers in Vista which serve low-income families across North County located at 302 N Indiana Ave, Vista, CA 92084.

5. Allocate \$80,000 from Community Enhancement Program budget (Org 12900) to The Regents of the University of California, San Diego to support Spanish document translation and outreach, to increase milk lab production capabilities with equipment and staff, marketing outreach and to establish a milk fund for babies for underserved families and medically fragile infants.
6. Allocate \$10,000 from Community Enhancement Program budget (Org 12900) to the Valley Center Pageant Association to support the Miss/Junior Miss Valley Center scholarship pageant that promotes community service and responsible citizenship.
7. Allocate \$25,000 from Community Enhancement Program budget (Org 12900) to the Vista Chamber of Commerce to support the Vista Strawberry Festival event that supports the community and promotes tourism.
8. Allocate \$50,000 from Neighborhood Reinvestment Program budget (Org 15670) to the Anza-Borrego Foundation for a branded vehicle wrap, one-time technology cost for a new website, purchase of magazines, new vehicle, educational videos, promotional gifts and calendars to inform and inspire people to visit the Anza-Borrego Desert Park and Borrego Springs.
9. Allocate \$10,000 from Neighborhood Reinvestment Program budget (Org 15670) to Equation Collaborative Corp. to help with the purchase of tape and boxes for healthy food distribution to food insecure families in San Diego County.
10. Allocate \$50,000 from Neighborhood Reinvestment Program budget (Org 15670) to Interfaith Community Services, Inc. for the purchase of a mobile outreach and wellness vehicle to serve hard-to-reach, low income and homeless North San Diego County residents.
11. Allocate \$20,000 from Neighborhood Reinvestment Program budget (Org 15670) to Neighborhood Healthcare to purchase a Mobile Health Center vehicle to serve the Escondido Union High School District students at their on-site campuses.
12. Allocate \$30,000 from Neighborhood Reinvestment Program budget (Org 15670) to North County Education Foundation, Inc. to support the Super STEM Saturday event with the purchase of signage, acquisition of printing materials, t-shirts, supplies, bags, canopies, tables, chairs, trash containers, power cords, boxes, umbrellas and sound system and to assist with the purchase of musical theater venue, costumes and props to support the middle and high school's theater productions.
13. Allocate \$100,000 from Neighborhood Reinvestment Program budget (Org 15670) to the Palomar Health Foundation to help with construction and furnishing cost for the Conference Center for the Future that will serve as a collaboration space for the community located at 2125 Citracado Parkway, Escondido, CA 92025.
14. Allocate \$9,003 from Neighborhood Reinvestment Program budget (Org 15670) to the San Diego Deputy Sheriff's Foundation to help purchase equipment including a bike and a bench system for the Valley Center Patrol Station Fitness Center.

15. Allocate \$33,600 from Neighborhood Reinvestment Program budget (Org 15670) to the San Diego Regional Fire and Emergency Services Foundation to purchase extrication equipment for the Escondido Fire Department.
16. Allocate \$15,000 from Neighborhood Reinvestment Program budget (Org 15670) to the Vista Chamber of Commerce to acquire Spanish language versions of the Vista Magazine.
17. Amend the purpose of the 11/02/21 (13) allocation of \$50,000 from Neighborhood Reinvestment Program budget (Org 15670) to Oceanside Community Service Television Corporation to allow for the one-time purchase of technology including software, router, network switch, monitors and production gear to improve the quality of service to the community. Authorize the Chief Financial Officer to amend the grant agreement accordingly.
18. Find that these grants have a public purpose.
19. Authorize the Deputy Chief Administrative Officer/Chief Financial Officer to execute grant agreements with the organizations awarded grants 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 grants.
20. Find that the proposed allocations to North County Lifeline, Inc. and Palomar Health Foundation are exempt from review under the California Environmental Quality Act (CEQA) pursuant to Section 15301 of the CEQA Guidelines and that the proposed allocation to Armed Services YMCA of the U.S.A. is exempt from CEQA review by Sections 15061(b)(3) and 15323 of the CEQA Guidelines.
21. Waive Board Policy B-58 to the extent necessary to allow for the allocation of the Community Enhancement Funds for more than fifty percent (50%) of the organization's current fiscal year operating budget to Valley Center Pageant Association, due to the COVID-19 pandemic that made it difficult to collect sponsorships for fundraising efforts.

### **EQUITY IMPACT STATEMENT**

These proposed allocations of funds are intended to improve the quality of life throughout the County by providing funds for nonprofits whose work addresses inequities by providing services to all with an emphasis on underserved communities. The organizations that were chosen work to promote a sense of belonging and utilize equity in their operations, outreach and programs.

### **FISCAL IMPACT**

Funds for these grant allocation requests are partially included in the Fiscal Year 2021-2022 Operational Plan for the Community Enhancement Program (Org 12900) and the Neighborhood Reinvestment Program (Org 15670). The fiscal impact of these recommendations is \$199,117 from the Community Enhancement Program budget (Org 12900) and \$317,603 from the Neighborhood Reinvestment Program budget (Org 15670) totaling \$516,720. The funding sources are Transient Occupancy Tax Revenues, and General Purpose Revenue. There will be no change in net General Fund cost and no additional staff years.

## **BUSINESS IMPACT STATEMENT**

N/A

### **ACTION:**

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

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

7. **SUBJECT: AUTHORIZE THE REGISTRAR OF VOTERS TO ENTER INTO STANDARD AGREEMENTS WITH CALIFORNIA SECRETARY OF STATE TO ACCEPT VOTER'S CHOICE ACT FUNDING (DISTRICTS: ALL)**

### **OVERVIEW**

On October 19, 2021 (21), the Board of Supervisors authorized the Registrar of Voters to implement the vote center model in San Diego County pursuant to the California Voter's Choice Act (VCA) and perform all activities required under the VCA.

The California Secretary of State (Secretary of State) from time to time may distribute funds to counties to implement the VCA. Today's actions would approve a resolution allowing the Registrar of Voters to submit applications and execute standard agreements (Agreements) with the Secretary of State as funding is made available, including a current proposed Agreement for up to \$500,000, for reimbursement for outreach and voter education services. The Secretary of State has indicated it requires such a resolution for the Registrar of Voters to submit applications and execute the Agreements.

### **RECOMMENDATION(S)**

#### **CHIEF ADMINISTRATIVE OFFICER**

Adopt a resolution entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO AUTHORIZING THE APPLICATION FOR FUNDS AND APPROVAL OF STANDARD CONTRACTS UNDER THE VOTER'S CHOICE ACT WITH THE CALIFORNIA SECRETARY OF STATE

### **EQUITY IMPACT STATEMENT**

A person's vote can influence policy and who represents them in government, which in turn impacts their environment, health, and quality of life. Having the appropriate resources to conduct a fair, accurate, and transparent election allows all eligible citizens to have a part in matters that affect them.

### **FISCAL IMPACT**

Funds for this request are included in the Fiscal Year 2021-22 Operational Plan in the Registrar of Voters. If approved, this request will result in revenue of up to \$500,000 in Fiscal Year 2021-22, pending total expenses submitted for reimbursement. The funding source is funds from the California Secretary of State. There will be no change in net General Fund cost and no additional staff years. Any funding received will be expended according to the terms of the program under which the funds are allocated, such as expanding voter education and outreach programs.



## **BUSINESS IMPACT STATEMENT**

N/A

### **ACTION:**

ON MOTION of Supervisor Vargas, seconded by Supervisor Fletcher, the Board of Supervisors took action as recommended, on Consent, adopting Resolution No. 22-020, entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO AUTHORIZING THE APPLICATION FOR FUNDS AND APPROVAL OF STANDARD CONTRACTS UNDER THE VOTER'S CHOICE ACT WITH THE CALIFORNIA SECRETARY OF STATE.

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

## **8. SUBJECT: AMENDMENT TO SAN DIEGO COUNTY SMALL BUSINESS STIMULUS PROGRAM (DISTRICTS: ALL)**

### **OVERVIEW**

On May 19 (28), July 7 (12), August 4 (3), and October 13 (13), 2020, the Board of Supervisors ("Board") approved a total of \$27.5 million of CARES Act Coronavirus Relief Fund funds for economic stimulus grants for restaurants and small businesses. On November 25, 2020 (1), the Board approved an additional \$20 million from the County of San Diego ("County") General Fund to assist businesses most impacted by the State's highest tier restrictions. The Board continued to prioritize stimulus grants for small businesses. On February 9, 2021 (9), the Board approved the immediate development of a third round of the Small Business Stimulus Grant Program to deploy a minimum of \$30 million in additional grants (a minimum of \$6 million per district) and included a provision to limit the ability for small businesses to apply for this funding if it was in an incorporated city with an active small business stimulus grant program. On April 6, 2021 (5), the Board adopted Option 2 of the Small Business Grant Program that allocated \$6 million to each District, with the following award criteria: 80% or \$4.8 million district specific and 20% or \$1.2 million based on Health Places Index (HPI) 4th Quartile; business sectors most affected by the pandemic; or a combination of HPI and business sectors. On June 8, 2021 (3), the American Rescue Plan Act (ARPA) framework was approved and appropriations to support the Small Business Stimulus Program were established and the application portal was launched on June 9, 2021.

Today's recommendation requests the Board approve an amendment to the Small Business Stimulus Program guidelines to reflect the Board's prior direction and to allow eligible businesses located in an incorporated city that had an active small business stimulus program in place when the application period for the June 8, 2021 final round of funding launched. Active programs are defined as one that was still accepting applications and awarding grant funds on June 9, 2021, when the application window opened.

### **RECOMMENDATION(S)**

#### **CHIEF ADMINISTRATIVE OFFICER**

Approve the amendment to the Small Business Stimulus Program guidelines to reflect the Board's prior direction and to remove the provision that eligible businesses must not be located in an incorporated city that has an active small business stimulus program as of the date the application window opens. For the purpose of this section, an active program is one that is still accepting applications and awarding grant funds.

**EQUITY IMPACT STATEMENT**

The COVID-19 pandemic has had a significant impact on the lives of individuals, businesses, and communities across San Diego County. Today’s action of allowing access to eligible businesses that are located in an incorporated city with active small business stimulus program will benefit a larger pool of applicants from the community. This expansion will support the most vulnerable demographic since a large number of small businesses are owned by minority business owners. This will also remove barriers, encourage participation, and provide opportunities for small businesses that traditionally have less working capital and business owners who are socially and economically disadvantaged.

**FISCAL IMPACT**

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

**BUSINESS IMPACT STATEMENT**

If approved, these recommendations will have a positive impact on the small business community. The grants will go towards assisting businesses that have been affected by COVID-19. It will allow some businesses that were not previously eligible for the current Small Business Stimulus Program to now apply.

**ACTION:**

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

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

**9. SUBJECT: ESCHEATMENT OF UNCLAIMED MONEY IN COUNTY TRUST FUNDS (DISTRICTS: ALL)**

**OVERVIEW**

This is a request to approve the escheatment of specified unclaimed funds pursuant to California Government Code sections 50050-50057 and Penal Code 1420 - 1422. Public notice has been given by the Treasurer-Tax Collector that 1) the amount of \$234,635.47 was deposited in Trust Funds in the Treasury of San Diego, 2) was not the property of the County of San Diego (the “County”), 3) has remained unclaimed for the requisite years, and 4) will become property of the local agency effective December 17, 2021 if no claim is received prior to that date.

**RECOMMENDATION(S)  
TREASURER-TAX COLLECTOR**

1. Direct the identified County Departments to transfer a total of \$134,140.98 from County Trust Funds and deposit it as revenue in the County’s General Fund.
2. Direct the Office of Revenue and Recovery to transfer a total of \$100,494.49 from its Trust Funds and deposit it as revenue in the Office of Revenue and Recovery’s Victim Services Fund.



**EQUITY IMPACT STATEMENT**

The Treasurer-Tax Collector recognizes the systemic impacts that inequitable policies may create for residents of the County of San Diego. Impacts have historically included outcomes related to racial justice and issues of belonging that are reflected in the programs, services and resources allocated to communities. County departments submit a list of unclaimed monies in their possession to the Treasurer-Tax Collector for inclusion in the Treasurer-Tax Collection escheatment noticing and advertising activity. The Treasurer-Tax Collector includes those unclaimed monies in all wide-spread public notice that these unclaimed monies are available to claim by displaying a full list of items on the Treasurer-Tax Collector website, and by placing display ads in local community news publications throughout the County and supplying local shelters with the display ad information to post in their establishment as means to notify the public of the upcoming deadline to claim the monies before they are escheated. The notices and display ads utilize ‘plain language’ and graphics to convey the message and action that is needed to make a claim. Concurrent to these efforts staff perform extensive research and make attempts to contact the rightful owner the money and encourage a claim be submitted. It is anticipated that these actions have a positive impact on all equity-seeking groups to include Black, Indigenous, People of Color (BIPOC), women, people with disabilities, immigrants, youth, and the LGBTQ community.

**FISCAL IMPACT**

If approved, this request will result in \$134,140.98 of unanticipated revenue to be realized by the County’s General Fund and \$100,494.49 by the Office of Revenue and Recovery Victim Services Fund. There will be no change in net General Fund cost and no additional staff years.

**BUSINESS IMPACT STATEMENT**

N/A

**ACTION:**

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

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

- 10. **SUBJECT: ESCHEATMENT OF UNCLAIMED PROPERTY TAX REFUND MONEY IN COUNTY TRUST FUNDS (PROPERTY TAX) (DISTRICTS: ALL)**

**OVERVIEW**

This is a request to approve the escheatment of unclaimed property tax refunds pursuant to section 5102 of the California Revenue and Taxation Code

**RECOMMENDATION(S)  
TREASURER-TAX COLLECTOR**

Approve the escheatment of unclaimed property tax refunds and direct the Auditor and Controller to transfer \$396,564.78 from the Treasurer-Tax Collector trust funds and deposit in the County General Fund.

## **EQUITY IMPACT STATEMENT**

The Treasurer-Tax Collector recognizes the systemic impacts that inequitable policies may create for residents of the County of San Diego. Impacts have historically included outcomes related to racial justice and issues of belonging that are reflected in the programs, services and resources allocated to communities. The Treasurer-Tax Collector has provided wide-spread public notice that these property tax refunds are available to claim by displaying a full list of items on its website for the past four years, and by placing display ads in local community news publications throughout the County and supplying local shelters with the display ad information to post in their establishment as means to notify the public of the upcoming deadline to claim refunds before they are escheated. The notices and display ads utilize plain language and graphics to convey the message and action that is needed to claim a refund. Concurrent to these efforts staff perform extensive research and make attempts to contact the rightful owner the refund and encourage a claim be submitted. It is anticipated that these actions have a positive impact on all equity-seeking groups to include Black, Indigenous, People of Color (BIPOC), women, people with disabilities, immigrants, youth, and the LGBTQ community.

## **FISCAL IMPACT**

If approved, this request will result in \$396,564.78 of revenue to the General Fund. Appropriation and use of these funds will require subsequent action by the Board of Supervisors. The funding source is unclaimed property tax refunds. This request will result in no current year cost, no annual cost and will require the addition of no staff years.

## **BUSINESS IMPACT STATEMENT**

N/A

### **ACTION:**

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

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

## **11. SUBJECT: EXPANSION OF COMMERCIAL PROPERTY ASSESSED CLEAN ENERGY (PACE) PROGRAM (DISTRICTS: ALL)**

### **OVERVIEW**

State law provides for Property Assessed Clean Energy (PACE) programs, which give residential and commercial property owners a way to finance energy efficiency, water conservation, and renewable energy improvements through the use of secured property tax assessments. Since 2009, the County has approved various PACE programs in the past with CaliforniaFIRST, Figtree, HERO, Ygrene and AllianceNRG. Today's action is to approve a resolution to expand the Figtree PACE program to include seismic strengthening, EV charging infrastructure, and wildfire suppression and safety improvements.

**RECOMMENDATION(S)**

**CHIEF ADMINISTRATIVE OFFICER**

Adopt the Resolution entitled:

**RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO AUTHORIZING THE CALIFORNIA ENTERPRISE DEVELOPMENT AUTHORITY TO CONDUCT CONTRACTUAL ASSESSMENT PROCEEDINGS AND LEVY CONTRACTUAL ASSESSMENTS WITHIN THE TERRITORY OF THE COUNTY OF SAN DIEGO; AND AUTHORIZING RELATED ACTIONS.**

**EQUITY IMPACT STATEMENT**

PACE enables property owners to finance the usually large, up-front costs of energy or other eligible improvements on a property through their property tax bill. The program was created in part to address equity issues by making sustainable energy improvements more affordable for homeowners that otherwise may not have been able to make these improvements. Demographic information will need to be requested from the individual program administrators to determine trends or patterns regarding program utilization.

**FISCAL IMPACT**

There is no fiscal impact associated with today's action. 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 Vargas, seconded by Supervisor Fletcher, the Board of Supervisors took action as recommended, on Consent, adopting Resolution No. 22-021, entitled: **RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO AUTHORIZING THE CALIFORNIA ENTERPRISE DEVELOPMENT AUTHORITY TO CONDUCT CONTRACTUAL ASSESSMENT PROCEEDINGS AND LEVY CONTRACTUAL ASSESSMENTS WITHIN THE TERRITORY OF THE COUNTY OF SAN DIEGO; AND AUTHORIZING RELATED ACTIONS.**

**AYES:** Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

- 12. SUBJECT: AUTHORIZE CONTINUANCE OF TELECONFERENCE PUBLIC MEETINGS (DISTRICTS: ALL)**

**OVERVIEW**

On February 14, 2020, the San Diego County Public Health Officer issued a Declaration of Local Health Emergency, pursuant to California Health and Safety Code Section 101080. Additionally, on that day, pursuant to California Government Code 8630, the Chief Administrative Officer (CAO), serving as the County of San Diego (County) Director of Emergency Services and as the Coordinator of the Unified San Diego County Emergency Services Organization, issued a Proclamation of Local Emergency regarding COVID-19.

The County continues to make significant efforts to slow the spread of COVID-19. Today's actions request the San Diego County Board of Supervisors (Board) to adopt a resolution authorizing continuance of teleconferenced public meetings using simplified procedures. The Board will need to review and renew the findings at least every 30 days if it wishes to continue the authorization of teleconferenced public meetings using the simplified procedures. This action will also continue the County's commitment to transparency, open government, and the removal of traditional barriers to access and participation in government affairs.

**RECOMMENDATION(S)**

**CHIEF ADMINISTRATIVE OFFICER**

Adopt a resolution entitled: RESOLUTION AUTHORIZING CONTINUANCE OF TELECONFERENCED PUBLIC MEETINGS PURSUANT TO GOVERNMENT CODE SECTION 54953.

**EQUITY IMPACT STATEMENT**

To continue the County's commitment to transparency and open government and remove traditional barriers to access and participation in government affairs, today's actions provide the mechanism to continue teleconferenced public meetings which will have a positive impact on the lives of Black, Indigenous, People of color, women, people with disabilities, immigrants, youth, the LGBTQ community, and economically disadvantaged.

**FISCAL IMPACT**

There is no fiscal impact associated with the proposed action. 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 Vargas, seconded by Supervisor Fletcher, the Board of Supervisors took action as recommended, on Consent, adopting Resolution No. 22-022, entitled: RESOLUTION AUTHORIZING CONTINUANCE OF TELECONFERENCED PUBLIC MEETINGS PURSUANT TO GOVERNMENT CODE SECTION 54953.

AYES: Vargas, Lawson-Remer, Fletcher

NOES: Anderson, Desmond

**13. SUBJECT: APPOINTMENTS: VARIOUS (DISTRICTS: ALL)**

**OVERVIEW**

These appointments are in accordance with applicable Board Policy A-74, "Citizen Participation in County Boards, Commissions and Committees", Board Policy A-77, "Appointments to Fill Vacancies and Cancellation of Election where Insufficient Nominations Filed Prior to Uniform District Election and Citizen Planning Group Election," and Board Policy A-135, "Process for Board of Supervisors Appointments to the Retirement Board." and Board Policy I-1, "Planning and Sponsor Group Policies and Procedures."

**RECOMMENDATION(S)**

**CHAIR NATHAN FLETCHER AND VICE-CHAIR NORA VARGAS**

Waive Board Policy A-135, "Process for Board of Supervisors Appointments to the Retirement Board" and appoint Natasha Wong to the BOARD OF RETIREMENT, Seat No. 6, to complete the remainder of the term expiring December 31, 2023.

**CHAIR NATHAN FLETCHER**

Appoint Kimberly Howatt to the SAN DIEGO COUNTY LAW LIBRARY BOARD OF TRUSTEES, Seat No. 1, for a term to expire December 31, 2024.

Appoint Kenya Taylor to the VALLE DE ORO COMMUNITY PLANNING GROUP, Seat No. 2, for a term to expire January 2, 2023.

**SUPERVISOR JIM DESMOND**

Appoint Karen Blair to the CSA NO. 138 - VALLEY CENTER PARKS AND RECREATION ADVISORY COMMITTEE, Seat No. 4, for a term to expire January 2, 2023.

**EQUITY IMPACT STATEMENT**

County government includes standing and special citizen boards, commissions, committees and task forces formed to advise the Board of Supervisors and County staff on issues and policy and to serve as links to the community. Boards, commissions and committees provide an inter-relationship between the residents and the government of the County. The nominations in this Board Letter enable the County of San Diego to provide individual residents the opportunity to impart valuable insight and input into the operation of the government.

**FISCAL IMPACT**

N/A

**BUSINESS IMPACT STATEMENT**

N/A

**ACTION:**

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

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

**14. 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.

**EQUITY IMPACT STATEMENT**  
N/A

**FISCAL IMPACT**  
N/A

**BUSINESS IMPACT STATEMENT**  
N/A

**ACTION:**  
ON MOTION of Supervisor Vargas, seconded by Supervisor Fletcher, the Board of Supervisors took action as recommended, on Consent.

**AYES:** Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

- 15. SUBJECT: ADDRESSING DEATHS IN SAN DIEGO COUNTY JAILS: RECEIVING THE CALIFORNIA STATE AUDITOR REPORT REGARDING THE SAN DIEGO SHERIFF'S DEPARTMENT, DIRECTING STATE LEGISLATIVE SUPPORT, AND DIRECTING THE CAO TO WORK WITH STAFF FOR REVISION OF THE POLICIES AND PROCEDURES OF THE CITIZENS' LAW ENFORCEMENT REVIEW BOARD (DISTRICTS: ALL)**

**OVERVIEW**

Over the past 15 years, there have been more deaths in San Diego County jails than almost any other county in California, and in 2021, San Diego County had more in-custody deaths than it has in any other year in the past 15 years.

At the direction of the California State Joint Legislative Audit Committee, the Auditor of the State of California ("State Auditor") has conducted an audit of the San Diego County Sheriff's Department ("Sheriff's Department") to determine the reasons for the high number of in-custody deaths. The State Auditor has issued a report that raises concerns about systemic issues with the Sheriff's Department's policies and practices related to its provision of medical and mental health care and its performance of visual checks to ensure the safety and health of individuals in its custody. Additionally, the State Auditor also found that the Sheriff's Department's and the Citizens' Law Enforcement Review Board's ("CLERB") reviews of in-custody deaths have been insufficient.

Based on its findings, the State Auditor has made specific recommendations to address the risks to inmate safety. This Board Letter recommends that CLERB implement the State Auditor's suggested changes to its policies, procedures, and operations. The California Constitution and state law provide that county sheriffs are elected county officials with independent functions and duties. California Constitution, Article XI, Section 1(b); Cal. Gov. Code §§ 26600, et seq. The Sheriff has specific statutory authority through state law in the areas of policing and detention, including the operation of the jails. The County Board of

Supervisors (“Board”) has authority over the Sheriff’s Department through the Board’s budgetary powers. While the Board can add powers to CLERB to affect CLERB’s policies and procedures, it cannot directly change the policies and procedures of the Sheriff’s Department. However, the lack of such authority over the Sheriff’s Department cannot impede the County’s responsibility to take action and to provide for the care and protection of all its residents, including those who are in the custody of the Sheriff’s Department. For that reason, this Board Letter directs the County to support state legislative action to ensure that the Sheriff’s Department implements changes in accordance with the State Auditor’s recommendations. This Board letter also directs the Chief Administrative Officer to work with CLERB to implement the State Auditor’s recommendations and bring items back to the Board.

## **RECOMMENDATION(S)**

### **CHAIR NATHAN FLETCHER AND VICE-CHAIR NORA VARGAS**

1. Direct the Chief Administrative Officer to receive the California State Auditor Report 2021-109, “San Diego County Sheriff’s Department, It Has Failed to Adequately Prevent and Respond to the Deaths of Individuals in Its Custody,” February 2022.
2. Direct the Chief Administrative Officer to add a legislative proposal to the County’s Legislative Program Sponsorship Proposals section, consistent with Board Policy M-1, that would seek a change in the law to address the reported deficiencies in the Sheriff’s Department’s policies and practices related to intake screenings, medical and mental health care, safety checks, responses to emergencies, and in-custody death investigations and oversight, in accordance with the recommendations of the California State Auditor set forth in the California State Auditor Report 2021-109, “San Diego County Sheriff’s Department, It Has Failed to Adequately Prevent and Respond to the Deaths of Individuals in Its Custody,” February 2022.
3. Direct the Chief Administrative Officer to work with the Citizens’ Law Enforcement Review Board to integrate and implement the California State Auditor’s recommendations pertaining to the policies, procedures, and operations of the Citizens’ Law Enforcement Review Board as set forth in the California State Auditor Report 2021-109, “San Diego County Sheriff’s Department, It Has Failed to Adequately Prevent and Respond to the Deaths of Individuals in Its Custody,” February 2022, and report back to the Board on progress within 180 days, or for necessary action.

## **EQUITY IMPACT STATEMENT**

Based on data provided by the Sheriff, the State Auditor found that in the most recent three years-2018 through 2020-the percentage of deaths of Black individuals in the Sheriff’s Department’s custody was disproportionately higher than their overall composition of the jail population. *See* Appendix A, California State Auditor Report 2021-109, “San Diego County Sheriff’s Department, It Has Failed to Adequately Prevent and Respond to the Deaths of Individuals in Its Custody,” February 2022 (“Audit Report”), Attachment A, at 17. The State Auditor found that in 2006, 2008, and 2015, the percentage of deaths among Latinos in jail exceeded their jail population percentage. *See* Audit Report at 17. Although racial bias was not the focus of State Auditor’s report, the State Auditor found deficiencies in the Sheriff’s Department’s policies and practices for ensuring the health and safety of individuals of all races and ages in its care.



## **FISCAL IMPACT**

There is no fiscal impact associated with today's recommended actions though they may result in future fiscal impacts. Staff will return to the Board for consideration and approval of any such impacts.

## **BUSINESS IMPACT STATEMENT**

N/A

## **ACTION:**

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

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

## **16. SUBJECT: EXPLORING THE FEASIBILITY OF ESTABLISHING AN AG PASS PROGRAM IN THE COUNTY OF SAN DIEGO (DISTRICTS: ALL)**

### **OVERVIEW**

Last fall, AB-1103, legislation creating a standardized training and framework for obtaining an Ag Pass was signed into law by Governor Newsom. The author(s) of this bill recognized the need for ranchers to have timely access to their ranch during a wildfire or other emergency incidents that could be devastating to livestock. An Ag Pass program could prevent occurrences similar to the 2020 incident involving a rancher who lost hundreds of cattle during the Bear Fire (part of the North Complex Fire) as he struggled to gain access to his rangelands.

Many ranchers and farmers have ignored evacuation orders, knowing that once they leave, they may not be able to return to their property to care for their animals and crops. Others have been evacuated only to eventually make the difficult choice to bypass roadblocks to access their farm or ranch, risking their safety and a misdemeanor charge to ensure the welfare of their animals.

Several California counties have created a county-based "Ag Pass" program. Ag Pass cards are an opportunity to identify vetted commercial farm and ranch owner-operators and their employees to firefighting personnel, California Highway Patrol officers, Sheriff deputies, other law enforcement officers, and emergency personnel during an emergency.

The Ag Pass can provide cardholders limited access during a wildfire or emergency, or similar disaster to restricted areas, allowing them to protect or care for agricultural assets, such as irrigating crops, feeding, watering, and transporting livestock. It also enables them to provide support information to emergency personnel, such as identifying access roads and water points.

Ag Pass cards are obtained through an application process prior to an emergency. This process is designed to confirm that the cardholder is a bona fide agricultural owner-operator or employee whose services are essential to providing protection or care to agricultural assets. Ag Pass cardholders must also participate in trainings to educate them on emergency procedures and their role in providing limited protection and or care to the agricultural operation, not to fight fire or act as first responders during emergencies.

If there is imminent danger, front-line emergency personnel are empowered to use discretion when it comes to protecting emergency crews and the public from unnecessary exposure to risk. However, in cases when the boundaries of the closure area include agricultural land not deemed to be at imminent risk, cardholders may be allowed access to agricultural property, at the discretion of the emergency personnel. Additionally, all Ag Pass cardholders are required to indemnify the County of San Diego from any potential liability.

In other counties, stakeholders were consulted to develop the program and establish sound policy. In San Diego County, the departments, agencies and stakeholders who should provide input include following:

Agriculture, Weights and Measures / Agricultural Commissioner  
Sheriff's Department  
San Diego County Fire Protection District  
Animal Services  
Office of Emergency Services  
San Diego County Farm Bureau  
San Diego County Fire Chiefs Association  
CAL FIRE  
California Highway Patrol  
Cattlemen's Association  
U.S. Forest Service  
San Diego County Flower and Plant Association  
University of California Cooperative Extension

Today's action would begin the process necessary to establish a San Diego Ag Pass program in the County of San Diego.

#### **RECOMMENDATION(S)**

##### **SUPERVISOR JIM DESMOND AND SUPERVISOR JOEL ANDERSON**

Direct the Chief Administrative Officer to explore the feasibility of developing an Ag Pass program, receive input from the departments, agencies and stakeholders identified in this action and others as appropriate, and report back in 180 days with a plan to implement this program if feasible.

#### **EQUITY IMPACT STATEMENT**

California is known for its volatile Fire Season, a time when wildfires tend to rage across the state. Since the beginning of 2021, over 2 million acres have burned in California. Establishing an Ag Pass program will allow ranchers and farmers in our most vulnerable communities to protect animals and crops while preserving their livelihoods and 12,000 agriculture jobs in San Diego County. The requested action supports the safety of our County as a whole, as when evacuations are ordered, more ranchers and farmers will be more likely to follow safety orders, knowing they may be allowed to return when imminent danger has subsided. The recommendation will help ensure an added measure of protection and provide a sense of security to our communities during an unpredictable time.

**FISCAL IMPACT**

There is no fiscal impact on exploring the feasibility of establishing an Ag Pass program. Staff will return to the Board for any related future recommendations with fiscal impacts.

**BUSINESS IMPACT STATEMENT**

N/A

**ACTION:**

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

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

- 17. **SUBJECT: DATA-DRIVEN APPROACHES TO PUBLIC SAFETY AND ALTERNATIVES TO INCARCERATION: INDEPENDENT CONSULTANT’S PRELIMINARY REPORT (DISTRICTS: ALL)**

**OVERVIEW**

On October 19, 2021 (3), the Board of Supervisors (Board) directed a series of actions aimed at permanently and safely reducing the jail population by creating alternatives to incarceration and community-based services and supports for individuals who do not pose a public safety threat. The Board actions directed development of comprehensive policy and service recommendations based on data, research, and stakeholder input. The direction came in the context of the COVID-19 public health emergency, during which policy changes enacted to keep jail populations low to protect public health and reduce infections resulted in significant reductions in the number of people booked into and held in local jails.

The Board directed the Chief Administrative Officer (CAO) to contract with an independent consultant to analyze specific data and the impact of pandemic-related policies on jail populations and public safety; solicit stakeholder input; review local community-based services supporting alternatives to incarceration and successful models from other jurisdictions; and develop short and long-term comprehensive recommendations for policies and services to support alternatives to detention in lieu of custody, along with fiscal analysis of costs and savings associated with the recommendations. Project goals include enhancing public safety through effective community-based services that address the root causes of arrest and crime, advancing equity, and reducing incarceration.

Following a competitive solicitation, the County contracted with the San Diego Association of Governments (SANDAG) as the project’s independent consultant. SANDAG will present its analysis and recommendations in a series of reports to the Board on a previously directed schedule, including today’s preliminary report. The Public Safety Group presented initial findings and recommendations developed through the working group and a community forum that were approved by the Board on February 8, 2022 (11). The CAO, through the Public Safety Group, will continue to convene a working group of public agency stakeholders to solicit and develop service recommendations to support alternatives to incarceration. The Public Safety Group plans to draw on SANDAG’s research and planned stakeholder and community engagement as it develops CAO recommendations to be included in future scheduled Board returns. Future scheduled returns to the Board on Alternatives to Incarceration will include both SANDAG and CAO reports and recommendations.

Today's action is to accept SANDAG's Preliminary Report and receive a presentation on the report from SANDAG.

**RECOMMENDATION(S)**

**CHIEF ADMINISTRATIVE OFFICER**

1. Accept the Preliminary Report provided by the San Diego Association of Governments on Data-Driven Approaches to Public Safety and Alternatives to Incarceration.
2. Receive a presentation from the San Diego Association of Governments.

**EQUITY IMPACT STATEMENT**

Nationally, social determinants lead to disproportionate crime rates, arrest, and incarceration of people of color and those who are poor, mentally ill, struggling with addiction, disabled or homeless. The same is true in San Diego County, where people of color are disproportionately incarcerated, as are those with behavioral health conditions and those experiencing homelessness. According to local jail data, in 2021 black individuals composed 20 percent of the average daily jail population while census data indicates only 5 percent of San Diego County residents are black. Furthermore, the 2020 We All Count point in time survey estimated 25 percent of individuals in jail had been homeless at the time of arrest.

Today's action accepts SANDAG's Preliminary Report on a research and stakeholder engagement project to establish alternatives to incarceration through services that address social determinants associated with justice system involvement. The analysis and service proposals to be developed by SANDAG as part of the Alternatives to Incarceration project are expected to advance fairness and equity and create opportunities for better outcomes for underserved and diverse communities disproportionately impacted by the justice system by reducing justice involvement, incarceration, and recidivism. Service recommendations developed by SANDAG will include an analysis of their potential to achieve positive outcomes with attention to cultural responsiveness and accessibility among the County's diverse populations, especially those disproportionately impacted by justice involvement. Information on demographics and geographic area will be collected, reviewed, and reported as part of SANDAG's work to illuminate the impacts of COVID-19 related policies on subpopulations and continually inform the design, effectiveness, and equity of service proposals.

Throughout this project, community stakeholders will be engaged in the review of data and outcome measures to provide diverse perspectives and inform ongoing implementation.

**FISCAL IMPACT**

There is no current year fiscal impact associated with today's request. Staff will return to the Board for any related future recommendations with fiscal impacts.

**BUSINESS IMPACT STATEMENT**

N/A

**ACTION:**

ON MOTION of Supervisor Vargas, seconded by Supervisor Lawson-Remer, the Board of Supervisors took action as recommended.

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

18. **SUBJECT: AN ORDINANCE AMENDING ARTICLE XX OF THE SAN DIEGO COUNTY ADMINISTRATIVE ORDINANCE CODE, RELATING TO SAN DIEGO COUNTY EMERGENCY MEDICAL SERVICES FEES (DISTRICTS: ALL)**

**OVERVIEW**

Today's action requests that the San Diego County Board of Supervisors (Board) approve amendments to Article XX of the San Diego County Administrative Code and waive Board Policy B-29, Fees, Grants, and Revenue Contracts - Department responsibility for full cost recovery, related to fees charged for services by the County of San Diego (County) Emergency Medical Services Office (EMS). The Board last approved revisions to EMS's fees on May 4, 2021 (18).

By regularly reviewing costs and fees, departments can recuperate costs in a systematic manner, ensure all fees are fair and equitable, and enable stakeholders to plan for fee increases. In accordance with Board Policy B-29, County EMS recently reviewed eight fees and associated costs, and proposes adjustments to seven of those fees during Fiscal Year 2022-23, including five fee increases and two fee decreases. One fee remains unchanged. Attachment A is a summary comparison of current and proposed fees. The Auditor and Controller has reviewed and approved the supporting documentation and methodology for the proposed fee adjustments.

Today's request includes two steps. On March 15, 2022, the Board is asked to consider an Ordinance amending sections of the San Diego County Administrative Code related to EMS fees. If the Board takes actions as recommended, then on April 5, 2022, the proposed Ordinance will be brought back to the Board for consideration and adoption.

**RECOMMENDATION(S)**

**CHIEF ADMINISTRATIVE OFFICER**

On March 15, 2022:

1. Waive Board Policy B-29, Fees, Grants, and Revenue Contracts - Department Responsibility for Cost Recovery which requires full cost recovery for services.
2. Approve the introduction of the Ordinance (first reading), read title, and waive further reading of the Ordinance:  
AN ORDINANCE AMENDING ARTICLE XX OF THE SAN DIEGO COUNTY ADMINISTRATIVE CODE, RELATING TO SAN DIEGO COUNTY EMERGENCY MEDICAL SERVICES FEES  
SEC. 367. COUNTY SERVICE AREA 69 RESIDENT USER FEE.



AN ORDINANCE AMENDING ARTICLE XX OF THE SAN DIEGO COUNTY ADMINISTRATIVE CODE, RELATING TO SAN DIEGO COUNTY EMERGENCY MEDICAL SERVICES FEES

SEC. 369. COUNTY SERVICE AREA 17 RESIDENT USER FEE.

AN ORDINANCE AMENDING ARTICLE XX OF THE SAN DIEGO COUNTY ADMINISTRATIVE CODE, RELATING TO SAN DIEGO COUNTY EMERGENCY MEDICAL SERVICES FEES

SEC. 370. EMERGENCY MEDICAL SERVICES FEES.

If, on March 15, 2022, the Board takes actions recommended in Items 1-2 above, then on April 5, 2022:

Consider and adopt (second reading):

AN ORDINANCE AMENDING ARTICLE XX OF THE SAN DIEGO COUNTY ADMINISTRATIVE CODE, RELATING TO SAN DIEGO COUNTY EMERGENCY MEDICAL SERVICES FEES

SEC. 367. COUNTY SERVICE AREA 69 RESIDENT USER FEE.

AN ORDINANCE AMENDING ARTICLE XX OF THE SAN DIEGO COUNTY ADMINISTRATIVE CODE, RELATING TO SAN DIEGO COUNTY EMERGENCY MEDICAL SERVICES FEES

SEC. 369. COUNTY SERVICE AREA 17 RESIDENT USER FEE.

AN ORDINANCE AMENDING ARTICLE XX OF THE SAN DIEGO COUNTY ADMINISTRATIVE CODE, RELATING TO SAN DIEGO COUNTY EMERGENCY MEDICAL SERVICES FEES

SEC. 370. EMERGENCY MEDICAL SERVICES FEES.

#### **EQUITY IMPACT STATEMENT**

Services and oversight provided by the San Diego County Emergency Medical Services Office (EMS) is supported through a fee for individuals and agencies for the credentialing of prehospital personnel (Emergency Medical Technicians, Paramedics and Mobile Intensive Care Nurses), ambulance permitting and inspections for private agencies, approval for continuing education providers and the hospital specialty care designations for base stations and trauma centers. The EMS office provides this detailed level of oversight ensuring the San Diego community receives equitable medical care by appropriately licensed and verified personnel, properly permitted transport vehicles and appropriately designated hospital facilities.

#### **FISCAL IMPACT**

There is no fiscal impact in the current fiscal year. If approved, additional funds from the revised EMS fees, estimated at \$112,000, will be included in the Fiscal Year 2022-24 CAO Recommended Operational Plan for San Diego County Fire. There is 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 Desmond, the Board of Supervisors took action as recommended, to further consider and adopt the Ordinances on April 5, 2022.

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

19. **SUBJECT: RECEIVE THE FINAL REPORT ON INCREASING ACCESS AND ENROLLMENT IN COUNTY SELF-SUFFICIENCY PROGRAMS TO SERVE EVERY COMMUNITY MEMBER IN NEED WITHOUT BARRIERS TO ENTRY (DISTRICTS: ALL)**

**OVERVIEW**

Due to the COVID-19 pandemic, an increased number of San Diego County residents now depend on support from resources and services provided by the County of San Diego (County) to combat food insecurity, lack of access to adequate healthcare, and unemployment or underemployment. Although there has been increased enrollment in the County's self-sufficiency programs to historically high levels, such as CalFresh, CalWORKs, Medi-Cal, Cash Assistance Program for Immigrants (CAPI), and General Relief, barriers still exist that prevent qualifying individuals and families from accessing the services and benefits for which they may be eligible.

On April 6, 2021 (10), the San Diego County Board of Supervisors (Board) requested that the Social Services Advisory Board (SSAB) establish a temporary ad-hoc subcommittee called the Outreach, Accessibility, and Enrollment Ad-Hoc Task Force (Task Force) to undertake a comprehensive review of enrollment barriers and plans to overcome these barriers for the County's self-sufficiency programs. In addition, the Board requested the following:

- For the Task Force to obtain the input of local experts and advocates with knowledge of health and human services in outreach, analyzing, and increasing enrollment in self-sufficiency programs in California;
- For SSAB to provide a monthly status report to the Board describing the Task Force's progress; and
- For SSAB to report the Task Force's initial findings and final recommendations to the Board.

On December 7, 2021 (9), the County Health and Human Services Agency returned to the Board to provide the Task Force's initial findings and interim recommendations. Today's action requests that the Board receive the County's Consultant to the SSAB Task Force Final Report and Recommendations (Attachment A) and the SSAB Task Force's Final Report and Recommendations (Attachment B).

This item supports the County's vision of a just, sustainable, and resilient future for all, specifically those communities and populations in San Diego County that have been historically left behind, as well as our ongoing commitment to the regional *Live Well San Diego* vision of healthy, safe and thriving communities. This will be accomplished by identifying and addressing barriers to access and enrollment in the County's self-sufficiency services and programs to ensure individuals and families in need may obtain any benefits for



which they may be eligible. Additionally, today's action aligns with the Board's Framework for Our Future, by incorporating an equity lens when developing and implementing programs and services, and ensuring fiscal stewardship of County resources, use of impact data, and contracting processes that align with community priorities.

### **RECOMMENDATION(S)**

#### **CHIEF ADMINISTRATIVE OFFICER**

1. Receive the County of San Diego's (County) Consultant to the Social Services Advisory Board (SSAB) Outreach, Accessibility, and Enrollment Ad-Hoc Task Force (Task Force) Final Report and Recommendations.
2. Receive the SSAB Task Force Final Report and Recommendations.
3. Direct the Chief Administrative Officer to report back to the San Diego County Board of Supervisors quarterly on the progress of implementing the recommendations made by the County's Consultant to the SSAB Task Force and the recommendations made by the SSAB Task Force.

### **EQUITY IMPACT STATEMENT**

Today's action presents recommendations to accept the Final Report and Recommendations of the Social Services Advisory Board (SSAB) Outreach, Accessibility, and Enrollment Ad-Hoc Task Force (Task Force) and the County of San Diego (County) Consultant to the SSAB Task Force as the first step in addressing existing barriers that prevent individuals and families in need from accessing and enrolling in the County's self-sufficiency programs. The Final Findings and Recommendations of the Task Force will enable the County to better understand the root causes of under-enrollment in its assistance programs and to develop new strategies that target San Diego County residents in all communities and ensure qualifying individuals and families are able to easily access available services and benefits, regardless of their race, ethnicity, national origin, religion, gender identity, and/or sexual orientation.

### **FISCAL IMPACT**

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

### **BUSINESS IMPACT STATEMENT**

N/A

### **ACTION:**

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

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

**20. SUBJECT: NOTICED PUBLIC HEARING:  
ISSUANCE OF MULTIFAMILY HOUSING REVENUE OBLIGATIONS  
BY THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY FOR  
THE BENEFIT OF CATHEDRAL PLAZA HOUSING PARTNERS, LP  
OR A RELATED PARTY IN AN AGGREGATE MAXIMUM AMOUNT  
NOT TO EXCEED \$50,000,000 (DISTRICT: 1)**

**OVERVIEW**

The County has received a request from the California Municipal Finance Authority (“CMFA” or “Authority”) to conduct a public hearing as required by the Internal Revenue Code and to approve the Authority’s issuance of one or more series of multifamily housing revenue obligations in an aggregate principal amount not to exceed \$50,000,000 (the “Obligations”), for the benefit of Cathedral Plaza Housing Partners, LP (the “Borrower”) or a partnership of which the Rice and Haeling Development Group (the “Developer” and also known as “RAHD Group”) or a related person to the Developer is the general partner. The Borrower has applied for the financial assistance of the Authority. The proceeds of the Obligations will be used to finance the acquisition, rehabilitation, improvement and equipping of Cathedral Plaza Apartments, a multifamily rental housing project for low-income seniors located at 1551 Third Avenue, San Diego, California (“Project”) and pay certain expenses incurred in connection with the issuance of the Obligations.

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

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

**RECOMMENDATION(S)**

**CHIEF ADMINISTRATIVE OFFICER**

1. Pursuant to Section 147(f) of the Internal Revenue Code, hold a public hearing regarding the financing of the Project.
2. Adopt a Resolution entitled:  
**RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO APPROVING THE ISSUANCE OF CALIFORNIA MUNICIPAL FINANCE AUTHORITY MULTIFAMILY HOUSING REVENUE OBLIGATIONS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$50,000,000 FOR THE PURPOSE OF FINANCING OR REFINANCING THE ACQUISITION, REHABILITATION, IMPROVEMENT AND EQUIPPING OF CATHEDRAL PLAZA APARTMENTS.**

## **EQUITY IMPACT STATEMENT**

California Municipal Finance Authority was established to assist in financing of nonprofit public benefit organizations or for-profit corporations with a public benefit project wishing to issue or reissue obligations. The Obligations will be used to the acquisition, rehabilitation, improvement and equipping of Cathedral Plaza Apartments, a multifamily rental housing project located at 1551 Third Avenue, San Diego, California and pay certain expenses incurred in connection with the issuance of the Obligations. The Obligations will assist the Borrower to continue to offer high quality senior living care to its residents and future residents.

## **FISCAL IMPACT**

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

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

## **BUSINESS IMPACT STATEMENT**

N/A

## **ACTION:**

ON MOTION of Supervisor Fletcher, seconded by Supervisor Vargas, the Board of Supervisors closed the Hearing and took action as recommended, adopting Resolution No. 22-023, entitled: RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO APPROVING THE ISSUANCE OF CALIFORNIA MUNICIPAL FINANCE AUTHORITY MULTIFAMILY HOUSING REVENUE OBLIGATIONS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$50,000,000 FOR THE PURPOSE OF FINANCING OR REFINANCING THE ACQUISITION, REHABILITATION, IMPROVEMENT AND EQUIPPING OF CATHEDRAL PLAZA APARTMENTS.

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

- 21. SUBJECT: NOTICED PUBLIC HEARING:  
ISSUANCE OF REVENUE OBLIGATIONS BY THE CALIFORNIA  
ENTERPRISE DEVELOPMENT AUTHORITY FOR THE BENEFIT  
OF SAN DIEGO ROCK CHURCH AND THE ROCK ACADEMY  
AND/OR SUCCESSOR ENTITY IN AN AGGREGATE MAXIMUM  
AMOUNT NOT TO EXCEED \$35,000,000 (DISTRICT: 3)**

## **OVERVIEW**

The County has received a request from the California Enterprise Development Authority (“CEDA” or “Authority”) to conduct a public hearing as required by the Internal Revenue Code and to approve the Authority’s issuance of one or more series of revenue obligations in an aggregate principal amount not to exceed \$35,000,000 (the “Obligations”), for the benefit of San Diego Rock Church, a California nonprofit religious corporation, and Riley Group Management, LLC, a Delaware limited liability company (together, the “Borrower”). The Borrower has applied for the financial assistance of the Authority. The proceeds of the

Obligations will be used to finance, refinance and/or reimburse the cost of acquisition, construction, improvement, furnishing and equipping of educational and community facilities located at (a) 2277 Rosecrans Street and 2320 Truxtun Road, San Diego, California 92106 in the approximate amount of \$31,000,000, and (b) 3776 Riley Street, San Diego, California 92110 in the approximate amount of \$4,000,000 (collectively, the "Project") and pay certain expenses incurred in connection with the issuance of the Obligations.

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

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

#### **RECOMMENDATION(S)**

##### **CHIEF ADMINISTRATIVE OFFICER**

1. Pursuant to Section 147(f) of the Internal Revenue Code, hold a public hearing regarding the financing of the Project.
2. Adopt a Resolution entitled:  
RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO APPROVING THE ISSUANCE BY THE CALIFORNIA ENTERPRISE DEVELOPMENT AUTHORITY OF ITS REVENUE OBLIGATIONS FOR THE BENEFIT OF SAN DIEGO ROCK CHURCH IN AN AGGREGATE MAXIMUM STATED PRINCIPAL AMOUNT OF \$35,000,000 FOR THE PURPOSE OF FINANCING, REFINANCING AND/OR REIMBURSING THE COST OF ACQUISITION, CONSTRUCTION, IMPROVEMENT, FURNISHING AND EQUIPPING OF FACILITIES, PROVIDING THE TERMS AND CONDITIONS FOR SUCH REVENUE OBLIGATIONS AND OTHER MATTERS RELATING THERETO.

#### **EQUITY IMPACT STATEMENT**

California Enterprise Development Authority was established to assist in financing of nonprofit public benefit organizations or for-profit corporations with a public benefit project wishing to issue or reissue obligations. The Obligations will be used to finance, refinance and/or reimburse the cost of acquisition, construction, improvement, furnishing and equipping of educational and community facilities located in San Diego County and pay certain expenses incurred in connection with the issuance of the Obligations. The Obligations will assist the Borrower to continue to offer high quality education and services to the residents of San Diego.

#### **FISCAL IMPACT**

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

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

**BUSINESS IMPACT STATEMENT**

N/A

**ACTION:**

ON MOTION of Supervisor Fletcher, seconded by Supervisor Vargas, the Board of Supervisors closed the Hearing and took action as recommended, adopting Resolution No. 22-024, entitled: RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO APPROVING THE ISSUANCE BY THE CALIFORNIA ENTERPRISE DEVELOPMENT AUTHORITY OF ITS REVENUE OBLIGATIONS FOR THE BENEFIT OF SAN DIEGO ROCK CHURCH IN AN AGGREGATE MAXIMUM STATED PRINCIPAL AMOUNT OF \$35,000,000 FOR THE PURPOSE OF FINANCING, REFINANCING AND/OR REIMBURSING THE COST OF ACQUISITION, CONSTRUCTION, IMPROVEMENT, FURNISHING AND EQUIPPING OF FACILITIES, PROVIDING THE TERMS AND CONDITIONS FOR SUCH REVENUE OBLIGATIONS AND OTHER MATTERS RELATING THERETO.

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

**22. SUBJECT: REQUEST FOR TEMPORARY SUSPENSION OF STATE GAS TAX (DISTRICTS: ALL)**

**OVERVIEW**

With soaring gas prices, increasing utility costs, skyrocketing housing costs, and the rising cost of consumer goods due to inflation, many San Diegans struggle, now more than ever, to afford basic needs. Many seniors, living on fixed incomes, struggle to pay their monthly bills. In late February, San Diego County recorded its highest average gas prices in history. Global gas prices are rising, and California residents are experiencing the most exorbitant rates in the nation. To alleviate the financial burden of the climbing gas prices in California, a temporary suspension of the \$0.51 per gallon state gas tax is necessary.

Traditionally, the state gas tax is used to pay for road maintenance and repairs throughout the state. To compensate for the tax suspension and cover road maintenance and safety costs, the Governor and State legislature should use the estimated \$45 billion state budget surplus. For Fiscal Year 2021-22, the State's gas tax is expected to raise approximately \$6.8 billion from gasoline purchases for vehicles using public roads, according to the State's Legislative Analyst Office. Using only 15% of the projected State surplus can lower gas prices by 51 cents per gallon throughout California this year.

Today's action would request a one-year suspension of the State gas tax and utilization of the budget surplus to ensure maintenance of California's roads and infrastructure. By supporting this proposal, the Board of Supervisors can advocate for a temporary solution to the increasing financial burdens experienced by San Diego's residents and businesses.



## **RECOMMENDATION(S)**

### **SUPERVISOR JIM DESMOND AND SUPERVISOR JOEL ANDERSON**

Direct the Chief Administrative Officer to draft a letter to the Governor and San Diego County's State legislative delegation requesting a temporary one-year suspension of the State of California's gas tax and a request to back fill the funds using the State's budget surplus.

## **EQUITY IMPACT STATEMENT**

The majority of San Diegans use gasoline powered vehicles as their primary mode of transportation. Gas prices throughout the state are at an all-time high and continue to rise. Many San Diegans are unable to afford low and zero-emission vehicles, leaving the financial burden of the gas tax on lower income people. This puts our underserved communities and communities of color and those impacted by the pandemic at an even greater disadvantage.

The County of San Diego has committed to advancing equity and established a goal supporting a strong and equitable recovery while improving the quality of life throughout the region. Alleviating the financial burden of rising gas costs is critical to advancing our efforts.

## **FISCAL IMPACT**

In the Fiscal Year 2021-22 Operational Plan in the Department of Public Works (DPW), gas tax revenues of \$103,611,740 are included. The funding source is State Highway User Tax Account (HUTA) and Road Maintenance Rehabilitation Account (RMRA). If the gas tax is suspended for one year, to maintain current service levels, DPW would request \$103,611,740 in State budget surplus funding for that period to continue delivering program requirements to maintain the County's 2,000 centerline miles of public roads and associated facilities, continue the Road Resurfacing program to get County roads to a pavement condition index (PCI) of 70, and execute the Capital Improvement Program to address critical infrastructure projects throughout the unincorporated areas. There will be no change in net General Fund cost and no additional staff years.

## **BUSINESS IMPACT STATEMENT**

If approved, these recommendations will have a positive impact on the business community by lowering gas and travel costs for businesses and their employees and by providing additional consumer spending opportunities.

## **ACTION:**

ON MOTION of Supervisor Desmond, seconded by Supervisor Anderson, the Board of Supervisors directed the Chief Administrative Officer to draft a letter to the Governor and San Diego County's State legislative delegation requesting a temporary one-year suspension of the State of California's gas tax, that a mechanism be developed that would ensure that cost savings go to the consumers, and requesting to back fill the funds using the State's budget surplus, as well as indicating support for the Governor's proposal to offer a tax rebate to ease the pain of rising gas prices.

**AYES:** Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

**23. SUBJECT: FISCAL YEAR 2021-22 SECOND QUARTER OPERATIONAL PLAN STATUS REPORT AND BUDGET ADJUSTMENTS (DISTRICTS: ALL)**

**OVERVIEW**

This report summarizes the status of the County's Fiscal Year 2021-22 Adopted Operational Plan, as measured by projected year-end fund balance from current year operations. The projected year-end balance for the General Fund is \$91.4 million (or 1.3% of the General Fund budget), and \$180.9 million (or 1.9% of the Overall budget) for all budgetary funds combined. The projected fund balance anticipates an overall positive expenditure variance and an overall positive revenue variance from the Fiscal Year 2021-22 Amended Budget. The projection assumes General Purpose Revenue will perform better than estimated, and all business groups will produce operating balances. The General Fund year-end fund balance projection includes the assumption that the County will continue to incur COVID-19 costs and anticipates receipt of additional federal and State emergency response funding including American Rescue Plan Act (ARPA) funds and Federal Emergency Management Agency (FEMA) revenue to continue response efforts through the end of the fiscal year. The projections also reflect FEMA revenue deferrals anticipated to be received after December 2022. The projected balance for all other funds combined is \$89.5 million (or 3.6% of the other funds combined budget).

Transfers and revisions to the adopted budget can be made by formal action of the Board of Supervisors in accordance with the California County Budget Act, Government Code (GC) Section 29125. Increases to the overall budget require 4 votes while transfers of appropriations between departments within the same budgetary fund that do not increase the overall budget or the cancellation of appropriations require a majority vote. However, transfers of appropriations to facilitate transfers between budgetary funds require 4 votes even if the overall budget is not increased.

In the Health and Human Services Agency (HHS), recommendations include appropriation adjustments to transfer County Service Area fund balances to the new Special Revenue Funds.

In the Land Use and Environment Group (LUEG), recommendations include appropriation adjustments to fund the construction of an ADA accessible cabin in Guajome Park, to purchase laptops and mobile internet hotspots, for the purchase of a vehicle for the Department of Public Works, for preparation of project design plans and environmental processing for the Gillespie Field Runway, to remove outdated electrical and sewer systems for Felicita County Park, to fund a well at Jess Martin Park, to fund additional campsites at Sweetwater Campground, to fund improved park amenities in Valley Center Park, for stormwater, water and wastewater improvements within the Tijuana River Valley and to fund the contract for the development of a comprehensive Broadband plan.

In the Finance and General Government Group (FGG), recommendations include appropriation adjustments to fund several major unanticipated settlements in Public Liability ISF, for the Sheriff Technology and Information Center project and for the Julian Library Community Room project.

**RECOMMENDATION(S)**

**CHIEF ADMINISTRATIVE OFFICER**

1. Accept the Fiscal Year 2021-22 second quarter report on projected year-end results.

*Increases to the Overall Budget and/or Transfers Between Budgetary Funds  
(Recommendations 2 through 14):*

2. Establish appropriations of \$5,812,841.81 in County Service Area (CSA) 17 San Dieguito Ambulance Fund (14065), Operating Transfers Out, to transfer fund balance to new fund, based on fund balance available in the old fund. **(4 VOTES)**
3. Establish appropriations of \$5,812,841.81 in CSA 17 Fund (14995), Services & Supplies, for ambulance services, based on an Operating Transfer In, from old CSA 17 San Dieguito Ambulance Fund (14065). **(4 VOTES)**
4. Establish appropriations of \$9,617,027.21 in CSA 69 Heartland Paramedic Fund (14190), Operating Transfers Out, to transfer fund balance to new fund, based on fund balance available in the old fund. **(4 VOTES)**
5. Establish appropriations of \$9,617,027.21 in the CSA 69 Fund (14996), Services & Supplies, for ambulance services, based on an Operating Transfer In, from old CSA 69 Heartland Paramedic Fund (14190). **(4 VOTES)**
6. Authorize the Auditor & Controller, and other County departments, to perform any actions necessary to transfer and/or redirect revenue and benefit fees from old to new CSA 17 and CSA 69 funds per reorganization during Fiscal Year 2021-22 Adopted Operation Plan to transfer Emergency Medical Services under San Diego County Fire.
7. Establish appropriations of \$78,642 in the Park Land Dedication Ordinance (PLDO) Area 36 Bonsall Fund, Operating Transfers Out, based on available prior year PLDO Area 36 Bonsall Fund fund balance; *and* establish appropriations of \$153,642 in Capital Outlay Fund for Capital Project 1021909 Guajome Park Camping Cabin to fund the construction of an ADA accessible cabin, based on revenue from a cash donation from Cabin by the Lake, Inc. (\$75,000) and Operating Transfer In from the PLDO Area 36 Bonsall Fund (\$78,642). **(4 VOTES)**
8. Establish appropriations of \$4,248,218 in the Library Fund, Services & Supplies, to purchase laptops and mobile internet hotspots based on grant funds awarded from the Federal Communications Commission's (FCC) Emergency Connectivity Fund (ECF). **(4 VOTES)**
9. Transfer appropriations of \$65,000 within Department of Public Works (DPW) General Fund, from Services & Supplies to Operating Transfers Out, to provide funding for the purchase of vehicle; *and* establish appropriations of \$65,000 in the DPW, Internal Service Fund, Equipment Acquisition General Fund, Fixed Assets Equipment, for the purchase of a vehicle for the Department of Public Works Cleanup and Sanitation Program based on an Operating Transfer In from the DPW General Fund. **(4 VOTES)**
10. Establish appropriations of \$1,100,000 in DPW Airport Enterprise Fund to provide funds for the Gillespie Field Runway 27R Rehabilitation Project (\$500,000) and Gillespie Field Runway 17/35 Runway Safety Area/Runway Object Free Area Improvement and Rehabilitation Project (\$600,000) based on available prior year Airport Enterprise Fund fund balance. **(4 VOTES)**

11. Establish appropriations of \$17,300,000, Other Charges, in the Public Liability Internal Service Fund for the purpose of funding several major unanticipated settlements based on available internal service fund resources. **(4 VOTES)**
12. Transfer appropriations of \$439,809 from Sheriff's Department, Salaries & Benefits, to the Contributions to Capital Outlay Fund, Operating Transfers Out, to provide additional funding for the Sheriff Technology and Information Center Project; and establish appropriations of \$439,809 in the Justice Facility Construction Fund for Capital Project 1021130, Sheriff Technology and Information Center Project, based on an Operating Transfer In from the General Fund. **(4 VOTES)**
13. Transfer appropriations of \$180,000 within County Library Fund, from Services & Supplies to Operating Transfers Out, to provide funding for Julian Library Community Room Project; *and* establish appropriations of \$180,000 in the Library Projects Fund for Capital Project 1021916, Julian Library Community Room Project, based on an Operating Transfer In from the County Library Fund. **(4 VOTES)**
14. Transfer appropriations within departments between Services & Supplies and Operating Transfers Out, as noted in Appendix C, in the net amount of \$2,777,186 for major maintenance projects listed in Appendix C that were subsequently reclassified, based on capitalization thresholds, for financial reporting purposes; *and* establish and cancel appropriations, as noted in Appendix C for a net increase of \$2,849,944 in the Major Maintenance Capital Outlay Fund and adjust related funding sources as noted to accurately classify major maintenance projects for financial reporting purposes. **(4 VOTES)**

*Transfers Within Budgetary Funds and/or Cancellation of Appropriations  
(Recommendations 15 through 20):*

15. Transfer appropriations of \$9,199.99 within Capital Outlay Fund and related Operating Transfers In from the General Fund, to provide funding for Capital Project 1024597 Felicita County Park Electric Water Sewer to remove outdated electrical and sewer systems from Felicita Park based on transfer from Capital Project 1021276 Felicita Park Shade Structure.
16. Transfer appropriations of \$44,427.03 within Capital Outlay Fund and related Operating Transfer In from the General Fund for Capital Project 1021906 Jess Martin Water Conservation to fund a well at Jess Martin Park based on the transfer from Capital project 1022928 Liberty Park Water Conservation (\$14,075.73), from Capital Project 1022929 Homestead Park Water Conservation (\$14,192.98), and from Capital Project 1022930 Heritage Park Water Conservation (\$16,158.32).
17. Transfer appropriations of \$61,864.42 within Capital Outlay Fund and related Operating Transfer In from the General Fund for Capital Project 1023065 Sweetwater Campground Expansion Phase 2 to fund the addition of 34 campsites at Sweetwater Campground based on the transfer from Capital Project 1021668 Sweetwater Summit Amphitheater Shade Structure.



18. Transfer appropriations of \$493,773.22 within Capital Outlay Fund and related Operating Transfer In from the General Fund for Capital Project 1023726 Valley Center Park Improvements to fund improved park amenities in Valley Center based on the transfer from Capital Project 1005335 Valley Park Project.
19. Transfer appropriations and related American Rescue Plan Act (ARPA) revenue of \$2,000,000 from Department of Public Works General Fund, Services & Supplies, to Department of Parks & Recreation, Services & Supplies for stormwater, water and wastewater improvements within the Tijuana River Valley per Board of Supervisor's direction on October 5, 2021 (13).
20. Transfer appropriations of \$500,000 from Finance Other, General Miscellaneous Expense, Other Charges to the Land Use and Environment Executive Office Services & Supplies, for the Broadband for All project planning, based on available American Rescue Plan Act funds.

### **EQUITY IMPACT STATEMENT**

After the Board of Supervisors adopted the Operational Plan, it is monitored by the departments, Groups, and the Board. Departments are expected to work within their respective budgets. Budgets may, however, be modified during the year as circumstances warrant. In conjunction with the fund balance projection process, the Chief Administrative Officer meets with each Group to review accomplishments, emergent issues, and budget status. Department heads are required to communicate any potential problems or errors to the appropriate authority. Groups complete fund balance projections quarterly providing explanations of significant variances of their budget. The recommended actions are intended to provide resources to address inequities in County services and to identify disparities, developing meaningful outcomes, and creating a County government culture of equity, belonging, and racial justice.

### **FISCAL IMPACT**

Funds associated with today's recommendations are partially included in the Fiscal Year 2021-22 Operational Plan. If approved, in the General Fund these actions will result in transfers between budgetary funds of \$439,809, transfers within budgetary funds of \$5,324,399 and no cancellation of appropriations.

In all other funds combined, these actions will result in a net increase to the overall budget of \$57,274,992, transfers within budgetary funds of \$807,051, and cancellation of appropriations of \$1,516,923. The funding sources for the net increase are available Internal Service Fund resources (\$17,300,000), available prior year County Service Area (CSA) fund balance (\$15,429,869), Operating Transfers In from the CSA Fund (\$15,429,869), Program Revenues (\$4,223,446), Operating Transfers In from the General Fund (\$3,436,738), available prior year Airport Enterprise Fund fund balance (\$1,100,000), Operating Transfers In from the Library Fund (\$197,786), available prior year Park Land Dedication Ordinance (PLDO) fund balance (\$78,642) and Operating Transfers In from the PLDO Fund (\$78,642).

### **BUSINESS IMPACT STATEMENT**

N/A



**ACTION:**

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

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

**24. SUBJECT: FILLING THE VACANCY OF THE SAN DIEGO COUNTY ELECTIVE OFFICE OF SHERIFF - APPLICANT INTERVIEWS (DISTRICTS: ALL)**

**OVERVIEW**

On January 19, 2022, the Board of Supervisors was notified that County Sheriff William D. Gore would be resigning from his office effective February 3, 2022. Mr. Gore has dedicated over 50 years of his life to public service in the area of public safety, including as the head of San Diego's County Sheriff's Department since 2009. County government and the people we serve are losing a loyal public official who dedicated himself to public safety and the sound management of the Sheriff's Department.

The San Diego County Charter states that the Board of Supervisors has the power to fill, by appointment, any vacancy that occurs in an elective County office other than a member of the Board of Supervisors and that the appointee shall hold office until the election of a successor. Board Policy A-105, "Process to Fill Vacancies of Elected Offices other than Board of Supervisors," details the process to fill vacancies of elected offices other than the Board of Supervisors, and in accordance with A-105, applications will be accepted to fill the position of Sheriff. The Board will conduct up to two public hearings and will appoint an individual to complete the current term of office which ends in January 2023.

On February 8, 2022 (10), the Board approved the form of notice, the application, and set the deadline for acceptance of applications. Today, March 15, 2022, the Board will conduct the first public hearing during which the Board will select no more than five (5) finalists from among those who have applied. If necessary, on March 22, 2022, a second public hearing will take place during which the Board will make a final selection from among the finalists.

Board Policy A-105 states that the person so appointed shall be prepared to formally assume the office not later than twenty (20) business days following the selection by the Board of Supervisors.

**RECOMMENDATION(S)**

**CHIEF ADMINISTRATIVE OFFICER**

On March 15, 2022

1. Conduct a public hearing and hear from each of the applicants.
2. Select no more than five (5) finalists from among those who have applied.

If necessary,

On March 22, 2022

1. Conduct a public hearing and hear from each of the finalists.
2. Select and appoint one of the finalists to serve as and complete the current term of the County office of the Sheriff, contingent upon passing the County's standard medical exam.

### **EQUITY IMPACT STATEMENT**

Today's proposed action seeks continue the process for filling the vacancy of the elected office of the County of San Diego Sheriff. The Sheriff's Department provides law enforcement services that aim to protect everyone's right to life and security of person. This includes approximately one million diverse county residents spanning the nearly 4,500 square miles of service area, nine contract cities, the Grossmont/Cuyamaca Community College District, seven court facilities throughout the county, and 18 Indian reservations, in addition to the approximately 5,000 individuals that are in custody per day. Ensuring public safety requires positive engagement, proactive involvement, and genuine connection with the diverse communities and residents being served. Therefore, the selection process for the filling of the vacancy of the San Diego County elected office of Sheriff will ensure the department is led by an individual that will guide the department as it strives for equitable outcomes in our county and guarantees that law enforcement services work in tandem with all communities and across County departments, toward reducing crime, repairing harm, safely diverting individuals in crisis or with other care needs to the appropriate systems of care, and improving the quality of life throughout the entire jurisdiction. There will be several opportunities for community engagement via public comment during the public meetings that are scheduled for March 15 and March 22, 2022.

### **FISCAL IMPACT**

There is no fiscal impact as a result of the recommended actions. The position is budgeted in the Department of the Sheriff.

### **BUSINESS IMPACT STATEMENT**

N/A

#### **ACTION 24.1:**

Conducted a public hearing and heard from the following applicants:

- Anthony Ray
- Edwin Brock
- Michael Barletta

#### **ACTION 24.2:**

The Board of Supervisors cast the following votes:

- Chair Nathan Fletcher voted for: Michael Barletta, Edwin Brock, and Anthony Ray
- Vice-Chair Nora Vargas voted for: Michael Barletta, Edwin Brock, and Anthony Ray
- Supervisor Joel Anderson voted for: Anthony Ray
- Supervisor Terra Lawson-Remer voted for: Michael Barletta, Edwin Brock, and Anthony Ray
- Supervisor Jim Desmond voted for: Michael Barletta, Edwin Brock, and Anthony Ray
- All three applicants received three or more votes and were selected as finalists to be considered at a Special Meeting on March 22, 2022 at 9 a.m.

**25. SUBJECT: CLOSED SESSION (DISTRICTS: ALL)**

**OVERVIEW**

- A. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
Sheila Garcia, et al. v. Caitlin McCann, et al.; United States Court of Appeals for the Ninth Circuit No. 19-55022
- B. THREAT TO PUBLIC SERVICES AND FACILITIES  
(Subdivision (a) of Government Code section 54957)  
Title: Consultation with Security Officer and County Counsel
- C. CONFERENCE WITH LABOR NEGOTIATORS  
(Government Code section 54957.6)  
Designated Representatives: Susan Brazeau, Brad Rankin  
Employee Organizations and Unrepresented Employees: All

**ACTION:**

Closed Session matters were continued to the April 5, 2022 Board of Supervisors session.

**26. SUBJECT: PUBLIC COMMUNICATION (DISTRICTS: ALL)**

**OVERVIEW**

Alan C. spoke to the Board regarding concerns about sales tax for transportation and Prop 19 property reassessments.

Louis Uridel spoke to the Board regarding Board of Supervisors past actions.

Brianne Barker spoke to the Board regarding County employee wages.

Brian Lafferty spoke to the Board regarding County employee wages.

Crystal Irving spoke to the Board regarding County employee wages.

Kevin Stevenson spoke to the Board regarding concerns about gas prices and oil corporation profits.

Luis Montero-Adams spoke to the Board regarding concerns about Human Relations Commissioner Reverend Hodges' past comments.

Carol Green spoke to the Board regarding support for AB1690 to ban vaping products.

Becky Rapp spoke to the Board regarding concerns about drugs from Mexico.

Diane Ake spoke to the Board regarding support of ending COVID-19 emergency.

Audra Morgan spoke to the Board regarding concerns about mask mandates.

Mary D spoke to the Board regarding rescinding vaccination requirements for employees.

Lana Cotton spoke to the Board regarding COVID-19 restrictions.

Kathleen Melonakos spoke to the Board regarding COVID-19 restrictions.

Melissa Grace spoke to the Board regarding impacts of COVID-19 restrictions.

Mark Dorion spoke to the Board regarding homelessness issues.

Peggy Walker spoke to the Board regarding support of AB1690.

Karen V spoke to the Board regarding ending the COVID-19 emergency.

Kelly McCormick spoke to the Board regarding impacts of edible marijuana use on youth.

Truth spoke to the Board regarding past comments by Supervisor Lawson-Remer.

Amber Long spoke to the Board regarding ending the COVID-19 emergency.

Ann Riddle spoke to the Board regarding banning flavored marijuana and tobacco products.

**ACTION:**

Heard, Referred to the Chief Administrative Officer.

The Board adjourned the Tuesday session at 6:33 p.m. in memory of Antonio Chaves Camarillo, Tracy Morris, and Joseph Reilly.

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

Consent: Vizcarra

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, April 5, 2022.



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NATHAN FLETCHER  
Chair

Attest:



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ANDREW POTTER  
Clerk of the Board