

March 27, 2019

STATEMENT OF PROCEEDINGS

The Minutes of the

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

COUNTY OF SAN DIEGO

STATEMENT OF PROCEEDINGS
COUNTY OF SAN DIEGO BOARD OF SUPERVISORS
REGULAR MEETING
MEETING AGENDA
WEDNESDAY, MARCH 27, 2019, 9:00 AM
BOARD OF SUPERVISORS NORTH CHAMBER
1600 PACIFIC HIGHWAY, SAN DIEGO, CALIFORNIA

Order of Business

A. **REGULAR SESSION:** Meeting was called to order at 9:01 a.m.

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

B. Closed Session Report

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

D. Approval of the Statement of Proceedings/Minutes for the meeting of March 13, 2019.

ACTION:

ON MOTION of Supervisor Cox, seconded by Supervisor Fletcher, the Board of Supervisors approved the Statement of Proceedings/Minutes for the meeting of March 13, 2019.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

E. Formation of Consent Calendar

F. Discussion Items

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

Board of Supervisors' Agenda Items

Agenda #	Subject
1.	NOTICED PUBLIC HEARING: RAMONA - MOUNT WOODSON GATEWAY - SET HEARING TO APPROVE ACQUISITION OF APPROXIMATELY 84 ACRES OF LAND (TAYLOR FAMILY TRUST) - 2/27/2019 SET HEARING; 3/27/2019 HOLD HEARING [FUNDING SOURCE: AVAILABLE PRIOR YEAR GENERAL FUND FUND BALANCE]

2. ADVERTISE AND AWARD A CONSTRUCTION CONTRACT FOR SEWER MANHOLE IMPROVEMENTS FISCAL YEAR 2018-19
[FUNDING SOURCE: SAN DIEGO COUNTY SANITATION DISTRICT FUND AVAILABLE FUND BALANCE]
3. GILLESPIE FIELD - FOURTH AMENDMENT TO INDUSTRIAL LEASE WITH VERIDIAM, INC.
[FUNDING SOURCE: INCREASED MONTHLY RENTAL PAYMENTS FROM THE LESSEE UNDER THE TERMS OF THE AMENDED LEASE AGREEMENT]
(4 VOTES)
4. ACCEPT DONATION, ESTABLISH APPROPRIATIONS, ADVERTISE AND AWARD A CONSTRUCTION CONTRACT FOR DEHESA ROAD AT HARBISON CANYON ROAD INTERSECTION IMPROVEMENT PROJECT
[FUNDING SOURCE: REVENUE FROM A DONATION FROM THE SYCUAN BAND OF THE KUMEYAAAY NATION]
(4 VOTES)
5. ADOPT A RESOLUTION APPROVING A LIST OF PROJECTS PROPOSED TO BE FUNDED BY SB 1: THE ROAD REPAIR AND ACCOUNTABILITY ACT OF 2017 FOR FISCAL YEAR 2019-20
6. NOTICED PUBLIC HEARING:
2018 GENERAL PLAN ANNUAL PROGRESS REPORT
7. ANNUAL REPORT OF THE COUNTY-MAINTAINED ROAD SYSTEM
8. SOLUTIONS FOR BUILDING BETTER ROADS
9. ESTABLISHING A REGIONAL HUB FOR BEHAVIORAL HEALTH CONTINUUM OF CARE
10. CAPITAL IMPROVEMENT NEEDS ASSESSMENT FISCAL YEAR 2019/20-2023/24
11. CLOSED SESSION
12. PUBLIC COMMUNICATION

**1. SUBJECT: NOTICED PUBLIC HEARING:
RAMONA - MOUNT WOODSON GATEWAY - SET HEARING TO
APPROVE ACQUISITION OF APPROXIMATELY 84 ACRES OF
LAND (TAYLOR FAMILY TRUST) - 2/27/2019 SET HEARING;
3/27/2019 HOLD HEARING (DISTRICT: 2)**

OVERVIEW

On February 27, 2019 (07), the Board of Supervisors set a Hearing for March 27, 2019.

The City of San Diego's Mount Woodson/Potato Chip Rock is a popular hiking destination located off State Route 67 (SR 67) in Ramona, visited by thousands of recreational users annually. The most popular route to Potato Chip Rock is currently accessed by hikers parking on the shoulders of SR 67 and on nearby neighborhood streets, which poses safety concerns. Hikers park their vehicles on the shoulders of SR 67 and traverse private or State-owned land to access the City of San Diego's utility road to Potato Chip Rock, which hikers use as a trail. The County of San Diego (County) has been working with other governmental partners and trail groups to find a parking solution that allows hikers to safely access the trail. To create parking off SR 67, the County sought solutions such as building a parking lot on a nearby County-owned parcel. The current County-owned property is approximately 18 acres and is landlocked and cannot be directly accessed from SR 67. An adjacent property owned by the Taylor Family Trust could provide access to the County-owned parcel as well as the potential for off-road parking. The Taylor Family Trust agreed to sell their 84-acre property and entered into an option-to-purchase agreement with the County on December 28, 2018.

In addition to the possibility of providing safer access and potential parking for the popular route to Potato Chip Rock, much of the Taylor Family Trust property features moderate to very high quality chamise chaparral, oak woodland and coastal sage scrub habitats. Most of the quality habitat is within the County's draft Pre-Approved Mitigation Area of the Multiple Species Conservation Program (MSCP) North County Plan and could be added to the MSCP Preserve.

Today's request requires two steps. On February 27, 2019, the Board of Supervisors (Board) is requested to set a hearing for March 27, 2019, to consider the purchase and to direct the Clerk of the Board to provide public notice of the hearing. If the Board accepts the recommended actions for February 27, 2019, then on March 27, 2019, after making the necessary findings, the Board is requested to authorize the purchase of Assessor's Parcel Numbers 278-081-02 and 278-090-76 from the Taylor Family Trust for the appraised value of \$1,700,000 for a total project cost in Fiscal Year 2018-19 of \$1,747,400.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Find that the acquisition of approximately 75 acres of the property for the Multiple Species Conservation Program Preserve is exempt pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15325 and require that any future use of the remaining acquired acreage be contingent upon CEQA compliance.
2. Authorize the Director, Department of General Services, to exercise the option to purchase Assessor's Parcel Numbers 278-081-02 and 278-090-76 from the Taylor Family Trust for the appraised value of \$1,700,000.

3. Authorize the Director, Department of General Services to execute all escrow and related documents necessary to complete the purchase.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year 2018-19 Operational Plan in the Capital Outlay Fund (\$237,400) and the Multiple Species Conservation Program (MSCP) Acquisition Fund (\$1,510,000) for a total cost of \$1,747,400. If approved, this request will result in current year one-time costs of \$1,510,000 from the MSCP Acquisition Fund Project 1021629 Mt. Woodson/Taylor Acquisition and \$237,400 from the Capital Project 1021983 Mt. Woodson Acquisition and Parking Lot. Costs are itemized as follows: \$1,700,000 for property acquisition, \$43,000 for staff time and appraisal review to complete the transaction, and \$4,400 for closing and title costs. The funding source is available prior year General Fund fund balance. There will be no additional staff years in Fiscal Year 2018-19.

There will be an estimated annual cost of \$2,000 for fixed charge assessments including vector control, fire/paramedic district and water standby charges. Additionally, initial annual operational costs for managing the 84 acres is estimated at \$9,000 beginning in Fiscal Year 2019-20, for a total estimated annual operating cost of \$11,000.

If the County proceeds with the construction of a parking lot on the Property at some later date, and a maintenance partner is not identified, it is estimated that the County would incur additional annual operational costs up to \$99,000, and one-time costs of approximately \$65,000 which would be included in future Operational Plans in the Department of Parks and Recreation, as necessary.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

2. **SUBJECT: ADVERTISE AND AWARD A CONSTRUCTION CONTRACT FOR SEWER MANHOLE IMPROVEMENTS FISCAL YEAR 2018-19 (DISTRICT: 2)**

OVERVIEW

The Department of Public Works (DPW) manages a sewer system maintenance program for communities that are within the jurisdiction of the San Diego County Sanitation District (District). The District sewer system is comprised of numerous pump stations, pressurized force mains, and wastewater treatment plants, along with approximately 432 miles of sewer lines and 8,200 manholes. As part of the maintenance program, DPW has identified various locations for rehabilitation of sewer manholes in the communities of Alpine, Lakeside, and Spring Valley. The list of locations was developed from field reviews and condition assessments. Maintenance of sewer manholes will eliminate any leakage that may be occurring at these manholes and will allow for efficient transport of wastewater.

This is a request to approve the advertisement and subsequent award of a construction contract to the lowest responsive and responsible bidder for the Sewer Manhole Improvements Fiscal Year 2018-19 Project. Construction is scheduled to begin in summer 2019 and be completed in fall 2019. The construction cost is estimated at \$650,000, including contingency, and the funding source is District Fund available fund balance.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

Acting as the Board of Supervisors:

1. Find in accordance with Sections 15301 and 15302 of the California Environmental Quality Act (CEQA) Guidelines that the Sewer Improvements Fiscal Year 2018-19 Project is categorically exempt from CEQA review because it involves the maintenance of existing public sewer manholes involving no or negligible expansion of existing use and the replacement of existing public sewer manholes with new structures that will be located on the same site as the structures replaced and will have substantially the same purpose and capacity as the structures replaced.
2. Authorize the Director, Department of Purchasing and Contracting, to take any action necessary to advertise and award a contract and to take other action authorized by Section 401 et seq., of the Administrative Code with respect to contracting for the Construction Contract for the Sewer Manhole Improvements Fiscal Year 2018-19 Project.
3. Designate the Director, Department of Public Works, as County Officer responsible for administering the construction contract, in accordance with Board Policy F-41, Public Works Construction Projects.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year 2018-19 Operational Plan in the San Diego County Sanitation District. If approved, construction costs for the Sewer Manhole Improvements Fiscal Year 2018-19 Project are estimated to be \$650,000 including contingency. The funding source is San Diego County Sanitation District Fund available fund balance. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

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

ACTION:

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

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

3. SUBJECT: GILLESPIE FIELD - FOURTH AMENDMENT TO INDUSTRIAL LEASE WITH VERIDIAM, INC. (DISTRICT: 2)

OVERVIEW

Gillespie Field is a general aviation airport owned and operated by the County of San Diego (County) and located within the municipal limits of the City of El Cajon and the City of Santee. The airport is a gateway to and from San Diego's east county providing infrastructure, facilities, and services to corporate and general aviation communities. There are three industrial parks located on airport property with airport-compatible uses. Leasing of airport land provides the Department of Public Works (DPW) with revenue that is used to ensure that all County airports are properly maintained and safe for the airport users.

On June 22, 2005 (11), the Board of Supervisors approved a new 35-year industrial ground lease with Carpenter Special Products Corporation, currently known as Veridiam, Inc. (Veridiam). This lease was amended on: April 8, 2009 (6), to adjust the rent; April 16, 2014 (9), to adjust the rent and update addresses. Then on October 19, 2016 (10) the lease was amended to reduce the premises size and adjust the rent proportionately, and update lease language. This lease amendment did not adjust the rent per acre, but the premise size was reduced. The lease provides for periodic scheduled rent renegotiations every five years to bring the rent per acre to market rate. The upcoming renegotiated rental rate adjustment is scheduled to take effect on May 1, 2019. DPW and Veridiam have negotiated a lease amendment that would adjust the rent and update the lease language to current standards.

This is a request to approve the fourth amendment to the industrial lease with Veridiam. The amendment would increase base monthly rent, effective May 1, 2019, from \$31,889 to \$33,320 for the 6.42-acre property and revise the lease provisions related to compliance with laws. If the proposed action is adopted, the current fiscal year revenue would increase by \$2,862.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Find, in accordance with Section 15301 of the California Environmental Quality Act (CEQA) Guidelines, that the proposed lease amendment is categorically exempt from CEQA review, as it consists of the leasing of existing facilities involving negligible or no expansion of existing use.
2. Approve and authorize Clerk of the Board to execute, upon receipt, three copies of the Fourth Amendment to Industrial Lease with Veridiam, Inc., County Contract No. 117011. (4 VOTES)

FISCAL IMPACT

Funds for this request are partially included in the Fiscal Year (FY) 2018-19 Operational Plan in the Airport Enterprise Fund. If approved, this request will result in additional revenue of \$2,862, for a total revenue from this lease of \$385,530 in the Airport Enterprise Fund for FY 2018-19. The funding source for the FY 2018-19 additional revenue is increased monthly rental payments from the lessee under the terms of the amended lease agreement. There would be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

4. **SUBJECT: ACCEPT DONATION, ESTABLISH APPROPRIATIONS, ADVERTISE AND AWARD A CONSTRUCTION CONTRACT FOR DEHESA ROAD AT HARBISON CANYON ROAD INTERSECTION IMPROVEMENT PROJECT (DISTRICT: 2)**

OVERVIEW

The Dehesa Road at Harbison Canyon Road Intersection Improvement Project will improve traffic operations and enhance safety for vehicles and pedestrians in the community of Dehesa. The project will add a new traffic signal, turn lanes, curb ramps, sidewalk, and enhanced crosswalks. The project design was funded by the Sycuan Band of Kumeyaay Nation (Sycuan Band) through an intergovernmental agreement with the County of San Diego and a grant from the San Diego County Indian Gaming Local Community Benefit Committee. The intergovernmental agreement was established to mitigate for potential development of property that was purchased by Sycuan and was being converted into Tribal reservation land. This intersection is maintained by the County of San Diego, is in County road right-of-way, and was identified by the Department of Public Works as a critical location that would need to be upgraded due to the additional traffic generated by such future development. Sycuan's contributions to the improvements at this intersection were included in the intergovernmental agreement as a one-time payment towards the design and construction of the project. This funding has been received and was used for the design of the project. In addition, the Sycuan Band has also committed to donate the total construction cost of \$2,900,000 towards the project.

This is a request to accept a donation of \$2,900,000 from the Sycuan Band, establish appropriations and approve the advertisement and subsequent award of a construction contract to the lowest responsive and responsible bidder for the Dehesa Road at Harbison Canyon Road Intersection Improvement Project. Construction is scheduled to begin summer 2019 and be completed by spring 2020. The construction cost is estimated at \$2,900,000 including contingency and will be fully funded by a donation from the Sycuan Band.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Find that the California Environmental Quality Act (CEQA) Mitigated Negative Declaration (MND) on file in the Department of Public Works for the Dehesa Road at Harbison Canyon Road Intersection Improvement Project, dated December 8, 2017, State Clearinghouse #2017101056, was adopted in compliance with CEQA and State and County Guidelines, that the decision-making body has reviewed and considered the information contained therein prior to approving the project; and;

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

2. In accordance with Administrative Code Section 66 and Board Policy A-112, accept a donation of \$2,900,000 from the Sycuan Band of the Kumeyaay Nation for the Dehesa Road at Harbison Canyon Road Intersection Improvement Project.
3. Authorize the Chair of the Board of Supervisors to sign a letter of appreciation on behalf of the County of San Diego to the Sycuan Band of the Kumeyaay Nation.
4. Establish appropriations of \$2,900,000 in the Department of Public Works Road Fund Fiscal Year 2018-19 Detailed Work Program for construction of Dehesa Road at Harbison Canyon Road Intersection Improvement Project based on revenue from a donation from the Sycuan Band of the Kumeyaay Nation. (4 VOTES)
5. Authorize the Director, Purchasing and Contracting to advertise and award a construction contract and to take any action authorized by Section 401, et seq. of the Administrative Code, with respect to contracting for the Dehesa Road at Harbison Canyon Road Intersection Improvement Project.
6. Designate the Director, Department of Public Works, as County Officer responsible for administering the construction contract, in accordance with Board Policy F-41, Public Works Construction Projects.

FISCAL IMPACT

Funds for this request are not included in the Fiscal Year 2018-19 Operational Plan in the Department of Public Works Road Fund Detailed Work Program. If approved, construction project costs are estimated at \$2,900,000 including contingency. The funding source is revenue from a donation from the Sycuan Band of the Kumeyaay Nation. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

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

ACTION:

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

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

5. SUBJECT: ADOPT A RESOLUTION APPROVING A LIST OF PROJECTS PROPOSED TO BE FUNDED BY SB 1: THE ROAD REPAIR AND ACCOUNTABILITY ACT OF 2017 FOR FISCAL YEAR 2019-20 (DISTRICTS: 1, 2, 3, & 5)

OVERVIEW

On April 28, 2017, the Governor approved Senate Bill 1 (SB 1), the Road Repair & Accountability Act of 2017 (Road Repair Act), to address the statewide funding gap for road maintenance. The Road Repair Act established the Road Maintenance and Rehabilitation Account (RMRA), funded by gasoline taxes and other charges to finance transportation-related projects, including the repair and rehabilitation of roads maintained by cities and counties. The California State Association of Counties projects that the County of San Diego (County) will receive approximately \$538 million of Road Repair Act revenues over 10 years, in addition to the existing road maintenance funding the County currently receives.

On May 2, 2017 (11), the Board of Supervisors approved the use of RMRA funding to achieve an average Pavement Condition Index of 70 within five years for the nearly 2,000 miles of roads in the County road network. To be eligible to receive RMRA funding, the County must submit a resolution with a project list to the California Transportation Committee (CTC) for approval each year by May 1st. The Department of Public Works has developed a list of road resurfacing locations totaling more than 144 centerline miles based on priorities identified through field reviews, resident and community input, and data collection from the department's pavement management system. The proposed projects will improve the overall condition of the roads and will protect roads from deterioration and costly future repairs.

This is a request to adopt a resolution approving a list of projects proposed to be funded by SB1: The Road Repair Act. Upon Board approval, the resolution and road list will be submitted to the CTC for their submittal to the State Controller. The appropriations necessary for the County's road resurfacing program will be included in the Fiscal Year 2019-20 CAO Recommended Operational Plan.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Find in accordance with Section 15301 of the California Environmental Quality Act (CEQA) that the proposed project is categorically exempt from CEQA review because it involves the maintenance of existing public roads involving no or negligible expansion of existing use.
2. Adopt a Resolution entitled: "RESOLUTION OF THE SAN DIEGO COUNTY BOARD OF SUPERVISORS APPROVING A LIST OF PROJECTS PROPOSED TO BE FUNDED BY SB 1: THE ROAD REPAIR AND ACCOUNTABILITY ACT OF 2017 FOR FISCAL YEAR 2019-20."

FISCAL IMPACT

There is no fiscal impact associated with these recommendations. The necessary appropriations for the County's road resurfacing program will be brought before the Board for consideration as part of the Fiscal Year 2019-20 CAO Recommended Operational Plan. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

If approved, expenditures for road maintenance and repair work will create private sector jobs and economic opportunities in the region.

ACTION:

ON MOTION of Supervisor Gaspar, seconded by Supervisor Fletcher, the Board of Supervisors took action as recommended, on Consent, adopting Resolution No. 19-029 entitled: RESOLUTION OF THE SAN DIEGO COUNTY BOARD OF SUPERVISORS APPROVING A LIST OF PROJECTS PROPOSED TO BE FUNDED BY SB 1: THE ROAD REPAIR AND ACCOUNTABILITY ACT OF 2017 FOR FISCAL YEAR 2019-20.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

**6. SUBJECT: NOTICED PUBLIC HEARING:
2018 GENERAL PLAN ANNUAL PROGRESS REPORT
(DISTRICTS: ALL)**

OVERVIEW

This is a request for the County of San Diego (County) Board of Supervisors (Board) to accept the 2018 General Plan Annual Progress Report (Annual Progress Report). The Annual Progress Report provides updated annual data to the Board, the Governor’s Office of Planning and Research, and the California Department of Housing and Community Development regarding implementation of the County’s General Plan. Submission of the Annual Progress Report fulfills State requirements to report certain information pertaining to the Housing Element of the General Plan, including the Annual Housing Element Progress Report.

The purpose of the Annual Progress Report is to provide the Board with information on planning efforts undertaken in the 2018 calendar year and to report efforts towards meeting regional housing needs and implementation of the County’s General Plan Housing Element. Information within the Annual Progress Report is used to complete the Annual Housing Element Progress Report contained in an appendix to the Annual Progress Report, which must be submitted to the State by April 1 of each year.

**RECOMMENDATION(S)
CHIEF ADMINISTRATIVE OFFICER**

1. Find that the proposed project is not subject to the California Environmental Quality Act (CEQA) because it is not a project as defined in Section 15378(b)(5) of CEQA Guidelines.
2. Accept the 2018 General Plan Annual Progress Report, including the 2018 Annual Housing Element Progress Report.

FISCAL IMPACT

There is no fiscal impact associated with acceptance of the 2018 General Plan Annual Progress Report. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

7. SUBJECT: ANNUAL REPORT OF THE COUNTY-MAINTAINED ROAD SYSTEM (DISTRICTS: ALL)

OVERVIEW

The County of San Diego (County) Department of Public Works (DPW) is responsible for ensuring the nearly 2,000 centerline miles of roads in the unincorporated county are reliable and well-maintained to serve the public and help ensure safe and thriving communities.

Section 2121 of the California Streets and Highways Code requires the County to annually submit to the California Department of Transportation (Caltrans) any additions to, or exclusions from, mileage of County-maintained roads. The most recent update was approved by the Board on April 18, 2018 (4) and certified by Caltrans shortly thereafter. The total mileage of County-maintained roads decreased by 0.39 centerline miles since the last certification and is now 1,942.59 centerline miles. Total road mileage is used by the State to calculate annual distribution of Gas Tax funds to cities and counties statewide.

Today's request is to adopt a resolution to transmit the County's annual report of road mileage to Caltrans. Upon Board approval, the resolution will be submitted to Caltrans to certify the new reported road mileage to the State Controller.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Find that the proposed action is not a project subject to review under the California Environmental Quality Act (CEQA) pursuant to Section 15060(c)(2) of the state CEQA Guidelines, since the proposed action has no direct or reasonably foreseeable indirect physical change in the environment.
2. Adopt a Resolution entitled: RESOLUTION OF THE COUNTY OF SAN DIEGO BOARD OF SUPERVISORS TRANSMITTING THE ANNUAL REPORT TO THE STATE DEPARTMENT OF TRANSPORTATION OF THE COUNTY'S MAINTAINED ROADS - 2019.

FISCAL IMPACT

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

BUSINESS IMPACT STATEMENT

N/A

ACTION:

ON MOTION of Supervisor Gaspar, seconded by Supervisor Fletcher, the Board of Supervisors took action as recommended, on Consent, adopting Resolution No. 19-030 entitled: RESOLUTION OF THE COUNTY OF SAN DIEGO BOARD OF SUPERVISORS TRANSMITTING THE ANNUAL REPORT TO THE STATE DEPARTMENT OF TRANSPORTATION OF THE COUNTY'S MAINTAINED ROADS 2019.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

8. SUBJECT: SOLUTIONS FOR BUILDING BETTER ROADS (DISTRICTS: ALL)

OVERVIEW

In San Diego county, the region's network of roads is critical to the quality of life and economic vitality of its citizens. The County of San Diego's (County) Department of Public Works (DPW) is responsible for ensuring the nearly 2,000 centerline miles of roads in the unincorporated county are reliable and well maintained. Maintaining this extensive system of roads and infrastructure presents challenges due to the large variations in geographical settings, climate conditions, road uses, traffic volumes, soil conditions, and pavement types and ages. DPW has developed a road resurfacing program to protect County roads from deterioration and costly repairs by proactively identifying methods to preserve and rehabilitate roads. DPW continually works with partners throughout California to identify best practices that are efficient, cost-effective, and minimize impacts to the environment.

On September 11, 2018 (13), the Board of Supervisors (Board) directed the Chief Administrative Officer to form a working group to identify innovative and cost-effective pavement preservation treatments for use on County roads and to return to the Board within 180 days with recommendations based on the findings of the working group. In response to the Board's directions, the Building Better Roads working group (Working Group) was formed with representatives from DPW, Caltrans, various jurisdictions within the region, and private industry. The Working Group has identified several recommendations for pavement preservation treatments that can be used in DPW's road resurfacing program.

Today's request is for the Board to receive this report of the Working Group's findings to implement innovative, cost-effective, and sustainable pavement preservation treatments on County roads and repeal the previous direction to convene the Working Group.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Find that today's actions are not subject to the California Environmental Quality Act (CEQA) because these actions are not a project pursuant to CEQA Guidelines sections 15378 and 15060(c)(3), and because the Board's actions are not "approval" of a project as defined in CEQA Guidelines sections 15004(a) and 15352.
2. Receive a report based on the findings of the Building Better Roads working group that identify innovative and cost-effective pavement preservation treatments for use on County roads.
3. Accept the findings and repeal the direction to convene the Building Better Roads working group.

FISCAL IMPACT

There is no fiscal impact associated with the receipt and acceptance of today’s report of findings on the Building Better Roads working group. There will be no change in net General Fund cost and no additional staff years.

Costs associated with the various pilot projects are included in the Fiscal Year 2018-19 Operational Plan in the Road Fund and will be included in future years Operational Plans in the Road Fund as necessary.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

1. Found that today’s actions are not subject to the California Environmental Quality Act (CEQA) because these actions are not a project pursuant to CEQA Guidelines sections 15378 and 15060(c)(3), and because the Board’s actions are not “approval” of a project as defined in CEQA Guidelines sections 15004(a) and 15352.
2. Received a report based on the findings of the Building Better Roads working group that identify innovative and cost-effective pavement preservation treatments for use on County roads.
3. Accepted the findings and directed that the Building Better Roads working group continue to meet.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

9. SUBJECT: ESTABLISHING A REGIONAL HUB FOR BEHAVIORAL HEALTH CONTINUUM OF CARE (DISTRICT: 4)

OVERVIEW

Our Board held a behavioral health conference last October, which highlighted the importance of better linking different levels of psychiatric care and better integrating behavioral health and physical health care services. Strategically co-locating a continuum of mental health and substance abuse services near existing health care providers at one site would serve as a model that could be replicated throughout our area.

I am requesting the County’s Chief Administrative Officer (CAO) direct the Health and Human Services Agency to conduct a feasibility study for establishing a Regional Hub for Behavioral Health Continuum of Care. The services provided at this regional facility would include crisis stabilization, inpatient, residential psychotherapeutic rehabilitation, intensive outpatient, and other related services and programs. I am also requesting that opportunities be explored to collaborate with regional healthcare providers.

The County owns a 7.24 acre parcel located at 4307-4039 Third Avenue, San Diego, which has been vacant and non-operational for almost ten years. Adjacent to these dilapidated buildings is another County owned parcel that currently houses an Emergency Screening Unit that serves children and adolescents who are experiencing a mental health crisis or emergency. Also, less than a half of mile away, are two large hospital systems, UC San Diego Medical Center and Scripps Mercy Hospital, and many other medical office buildings.

To ensure we preserve this location for critical behavioral health services, I am requesting that the CAO cancel the current request for proposal for a ground lease for development of a portion of Accessor's Parcel Number (APN) 444-110-21 to build predominately high-priced residential housing. Lastly, I am asking the CAO to return to the board with a report and recommendations.

RECOMMENDATIONS

SUPERVISOR NATHAN FLETCHER

1. Find that the proposed action to cancel the Request for Proposal for the Hillcrest Site Ground Lease is not an approval of a project as defined by the California Environmental Quality Act (CEQA) pursuant to Sections 15352 and 15378(b)(5) of the State CEQA Guidelines.
2. Find that the proposed action to conduct a feasibility study is exempt from review under CEQA pursuant to Section 15262 of the State CEQA Guidelines.
3. Direct the Director of the Department of General Services to cancel the Request for Proposals for the Hillcrest Site Ground Lease Opportunity for County owned property located at approximately the 4300 Block of Third Ave., San Diego, California, APN 444-110-21, and to terminate all related negotiations.
4. Direct the Chief Administrative Officer to conduct a feasibility study for the development and use of County-owned property located at approximately the 4300 Block of Third Ave., San Diego, California, APN 444-110-21, for services that may include crisis stabilization, inpatient, residential psychotherapeutic rehabilitation, intensive outpatient, and other related services and programs along with opportunities to collaborate with regional health care providers, and to return to the Board of Supervisors no later than November 20, 2019, with a report and recommendation(s).

FISCAL IMPACT

There is no fiscal impact associated with this item.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

1. Found that the proposed action to cancel the Request for Proposal for the Hillcrest Site Ground Lease is not an approval of a project as defined by the California Environmental Quality Act (CEQA) pursuant to Sections 15352 and 15378(b)(5) of the State CEQA Guidelines.

2. Found that the proposed action to conduct a feasibility study is exempt from review under CEQA pursuant to Section 15262 of the State CEQA Guidelines.
3. Directed the Director of the Department of General Services to cancel the Request for Proposals for the Hillcrest Site Ground Lease Opportunity for County owned property located at approximately the 4300 Block of Third Ave., San Diego, California, APN 444 110 21, and to terminate all related negotiations.
4. Directed the Chief Administrative Officer to conduct a feasibility study for the development and use of County owned property located at approximately the 4300 Block of Third Ave., San Diego, California, APN 444 110 21, for services that may include crisis stabilization, inpatient, residential psychotherapeutic rehabilitation, intensive outpatient, and other related services and programs along with opportunities to collaborate with regional health care providers, and to return to the Board of Supervisors no later than November 20, 2019, with a report and recommendation(s).
5. Directed the Chief Administrative Officer to explore opportunities for similar models in other regions throughout the County to create a regional network throughout the behavioral health system.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

10. SUBJECT: CAPITAL IMPROVEMENT NEEDS ASSESSMENT FISCAL YEARS 2019/20-2023/24 (DISTRICTS: ALL)

OVERVIEW

The Facilities Planning Board is responsible for creating a consolidated and prioritized Capital Improvement Needs Assessment (CINA) Program in conformance with the County's General Management System. Today's request would approve the CINA Program and refer it to the Chief Administrative Officer to determine timing and funding mechanisms to implement individual projects.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

Approve the CINA Program summarizing and prioritizing County of San Diego needs and projects for Fiscal Years 2019-2024, as filed with the Clerk of the Board, and refer it to the Chief Administrative Officer to determine timing and funding mechanisms for implementation of individual projects.

FISCAL IMPACT

This plan represents approximately \$1.35 billion in active, funded and partially funded projects, and approximately \$167 million in recently completed projects as shown in Attachment B, plus an estimated \$208 million in unfunded capital projects as shown in Attachment C, over the five-year timeframe of the CINA. There is no fiscal impact associated with approval of the CINA.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

11. SUBJECT: CLOSED SESSION (DISTRICTS: ALL)

OVERVIEW

- A. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
David R. Coogan v. San Diego County Health and Human Services Agency Childhood Lead Poisoning Prevention Program, et al.;
San Diego County Superior Court No. 37-2018-00026037-CU-MC-CTL
- B. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
In Re: National Prescription Opiate Litigation; United States District Court,
Northern District of Ohio, No. 1:17-MD-02804-DAP
- C. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Michael A. Hartsell v. County of San Diego, et al.; United States District Court,
Southern District, No. 16-CV-1094-LAB-LL
- D. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Sierra Club v. County of San Diego; San Diego County Superior Court
No. 37-2012-00101054-CU-TT-CTL
- E. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
City of Carlsbad v. County of San Diego; San Diego County Superior Court
No. 37-2018-00061565-CU-MC-CTL
- F. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
Initiation of litigation pursuant to paragraph 4 of subdivision (d) of Government Code
section 54956.9: (Number of Cases - 1)

ACTION:

County Counsel reported that for Closed Session on March 27, 2019, the Board of Supervisors took the following actions:

Item 11A: David R. Coogan v. San Diego County Health and Human Services Agency Childhood Lead Poisoning Prevention Program, by a vote of all five board members voting "Aye", authorize County Counsel to settle petitioner's claim for attorneys' fees and costs arising out of this Public Records Act case for \$60,000.

Item 11B: In Re National Prescription Opiate Litigation, by a vote of all five Board members voting “Aye”, ratify outside counsel’s decision to file a lawsuit against members of the Sackler family and related entities, who control Purdue Pharma LP, seeking to recover the County’s costs for responding to the opioid epidemic.

Item 11C: Michael Harstell v. County of San Diego, by a vote of all five Board members voting “Aye”, authorize County Counsel to appeal the district court’s decision denying qualified immunity to a Sheriff’s Deputy in this excessive force case.

Item 11D: Sierra Club v. County of San Diego, by a vote of all five Board members voting “Aye”, authorize County Counsel to settle petitioner’s claim for appellate attorneys’ fees and costs arising out of this California Environmental Quality Act case for \$149,111.

12. SUBJECT: PUBLIC COMMUNICATION (DISTRICTS: ALL)

OVERVIEW

Robert Germann spoke to the Board regarding the Cajon Air Center.

Martha Welch spoke to the Board regarding the Registrar of Voters.

ACTION:

Heard, Referred to the Chief Administrative Officer.

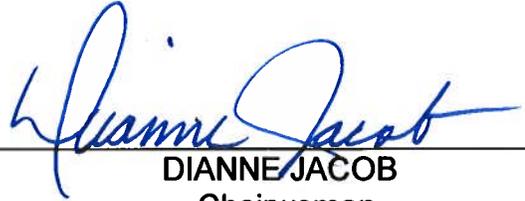
There being no further business, the Board adjourned at 10:33 a.m.

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

Consent: Santiago
Discussion: Zurita

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

Approved by the Board of Supervisors, on Wednesday April 10, 2019.



A handwritten signature in blue ink, appearing to read "Dianne Jacob", is written over a horizontal line.

DIANNE JACOB
Chairwoman

Attest:



A handwritten signature in blue ink, appearing to read "Andrew Potter", is written over a horizontal line.

ANDREW POTTER
Clerk of the Board

03/27/19