

**April 4, 2023**

**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  
**TUESDAY, APRIL 4, 2023, 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 9:05 a.m.

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

ABSENT: Supervisor Nathan Fletcher

- B. Statement (just cause) and/or Consideration of a Request to Participate Remotely (emergency circumstances) by a Supervisor, if applicable.
- C. Invocation was led by NBC Deputy Chaplain LT Steven Schwarz of US Navy Base Coronado.
- D. Pledge of Allegiance was led by United States Navy Chief Petty Officer Brenda Slater and her sons Miguel and Kayden.

- E. Presentations or Announcement of Proclamations and Awards:

Chair Nora Vargas presented a proclamation declaring the Month of April 2023, to be Fair Housing Month throughout the County of San Diego.

Chair Nora Vargas and Vice-Chair Terra Lawson-Remer presented a proclamation declaring the Month of April 2023, to be Child Abuse Prevention Month throughout the County of San Diego.

Vice-Chair Terra Lawson-Remer and Supervisor Jim Desmond presented a proclamation declaring the Month of April 2023, to be Autism Acceptance Month throughout the County of San Diego.

Supervisor Joel Anderson and Supervisor Jim Desmond presented a proclamation declaring the April 4, 2023, to be National Agriculture Day throughout the County of San Diego.

Supervisor Joel Anderson presented a proclamation declaring April 24, 2023, to be Armenian Genocide Remembrance Day throughout the County of San Diego.

- F. 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.

- G. Approval of the Statement of Proceedings/Minutes for the Regular Board of Supervisors meeting of March 14, 2023; and, the Special Meetings of March 6, 2023, March 7, 2023, March 8, 2023, and March 25, 2023.

**ACTION:**

ON MOTION of Supervisor Anderson, seconded by Supervisor Lawson-Remer, the Board of Supervisors approved the Statement of Proceedings/Minutes for the Regular Board of Supervisors meeting of March 14, 2023; and, the Special Meetings of March 6, 2023, March 7, 2023, March 8, 2023, and March 25, 2023.

AYES: Vargas, Anderson, Lawson-Remer, Desmond

ABSENT: Fletcher

- H. Consent Calendar

- I. Discussion Items

- J. 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.

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

**Board of Supervisors' Agenda Items**

Category	#	Subject
Public Safety	1.	DISTRICT ATTORNEY - REQUEST FOR PROPOSALS FOR DISTRICT ATTORNEY TRANSITIONAL AGE YOUTH DIVERSION INITIATIVE
	2.	DISTRICT ATTORNEY - APPLICATION FOR THE DEPARTMENT OF JUSTICE PROSECUTING COLD CASES USING DNA GRANT 2023 [FUNDING SOURCE: DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS, BUREAU OF JUSTICE ASSISTANCE]
	3.	SHERIFF - ACCEPT THE SHERIFF'S AB 481 ANNUAL MILITARY EQUIPMENT REPORT AND REVIEW AND RENEW THE MILITARY EQUIPMENT USE POLICY ORDINANCE PER SECTION 449 TO ARTICLE XXV OF THE SAN DIEGO COUNTY CODE OF ADMINISTRATIVE ORDINANCES
	4.	ENHANCING OUR REGION'S EMERGENCY MEDICAL SERVICES SYSTEM

- |                                  |     |   |
|----------------------------------|-----|---|
|                                  | 5.  | PROBATION - JUVENILE JUSTICE REFORM - AUTHORIZATION FOR COMPETITIVE SOLICITATION(S) FOR ENHANCED SERVICES FOR YOUTH   |
| Health and Human Services        | 6.  | AUTHORIZE ACCEPTANCE OF TOBACCO GRANT PROGRAM FUNDING, ADOPT A RESOLUTION, AND AUTHORIZE APPLICATIONS FOR ADDITIONAL FUNDING OPPORTUNITIES [FUNDING SOURCE: THE CALIFORNIA DEPARTMENT OF JUSTICE TOBACCO GRANT PROGRAM; REALIGNMENT]  |
|                                  | 7.  | AUTHORIZE A COMPETITIVE SOLICITATION FOR BECTON DICKINSON MAX SYSTEM, MAINTENANCE, CONSUMABLES, REAGENTS, AND SUPPLIES [FUNDING SOURCE: ENHANCING LABORATORY CAPACITY STRENGTHENING HEALTH ASSOCIATED INFECTIONS/ANTIMICROBIAL RESISTANCE PROGRAM CAPACITY GRANT AND REALIGNMENT AND ANY OTHER FEDERAL OR STATE FUNDING THAT BECOMES AVAILABLE] |
|                                  | 8.  | APPROVE ACCEPTANCE OF GIFTS AND DONATIONS RECEIVED BY HEALTH AND HUMAN SERVICES AGENCY IN CALENDAR YEAR 2022 TO A.B. AND JESSIE POLINSKY CHILDREN'S CENTER AND CHILD WELFARE SERVICES AND AUTHORIZE THE CHAIRWOMAN OF THE BOARD OF SUPERVISORS TO SIGN A LETTER OF APPRECIATION TO THE DONORS   |
| Land Use and Environment         | 9.  | SEMI-ANNUAL REPORT OF GIFTS AND DONATIONS AND RATIFICATION OF ACCEPTANCE OF GIFTS AND DONATIONS EXCEEDING \$5,000 TO THE SAN DIEGO COUNTY LIBRARY   |
| Financial and General Government | 10. | NOTICED PUBLIC HEARING: ISSUANCE OF TAX-EXEMPT AND/OR TAXABLE REVENUE OBLIGATIONS BY THE CALIFORNIA ENTERPRISE DEVELOPMENT AUTHORITY FOR THE BENEFIT OF MEALS-ON-WHEELS GREATER SAN DIEGO, INC. IN AN AGGREGATE MAXIMUM AMOUNT NOT TO EXCEED \$11,000,000   |
|                                  | 11. | PROTECTING TRIBAL LANDS FROM SEXUALLY VIOLENT PREDATORS   |
|                                  | 12. | RESOLUTION AMENDING THE BOARD OF SUPERVISORS 2023 MEETING CALENDAR FOR APRIL, MAY, AND JUNE 2023  |
|                                  | 13. | COMMUNITY ENHANCEMENT, NEIGHBORHOOD REINVESTMENT PROGRAM GRANTS AND CEQA EXEMPTIONS (DISTRICT: 1) [FUNDING SOURCE: AMERICAN RESCUE PLAN ACT, TRANSIENT OCCUPANCY TAX REVENUE, AND GENERAL PURPOSE REVENUE]  |

14. COMMUNITY ENHANCEMENT, NEIGHBORHOOD REINVESTMENT PROGRAM GRANTS AND CEQA EXEMPTIONS (DISTRICT: 5)  
[FUNDING SOURCE: AMERICAN RESCUE PLAN ACT; TRANSIENT OCCUPANCY TAX REVENUES; GENERAL PURPOSE REVENUE]  
(4 VOTES)
15. COMMUNITY ENHANCEMENT PROGRAM, NEIGHBORHOOD REINVESTMENT PROGRAM GRANTS AND CEQA EXEMPTIONS (DISTRICT: 2)  
[FUNDING SOURCE: TRANSIENT OCCUPANCY TAX AND GENERAL PURPOSE REVENUE]  
(4 VOTES)
16. NEIGHBORHOOD REINVESTMENT AND COMMUNITY ENHANCEMENT PROGRAM GRANTS AND CEQA EXEMPTION FINDING (DISTRICT: 3)  
[FUNDING SOURCE: GENERAL PURPOSE REVENUE, AN AMERICAN RESCUE PLAN PROGRAM ALLOCATION, AND TRANSIENT OCCUPANCY TAX REVENUES]  
(4 VOTES)
17. GENERAL SERVICES - CONTINUATION OF EMERGENCY REPAIRS AT THE COUNTY ADMINISTRATION CENTER  
[FUNDING SOURCE: CHARGES TO CLIENT DEPARTMENTS]  
(4 VOTES)
18. BIENNIAL REVIEW OF CONFLICT OF INTEREST CODES - APPROVAL OF CONFLICT OF INTEREST CODE AMENDMENTS RECEIVED THROUGH MARCH 2, 2023: VARIOUS AGENCIES  
[FUNDING SOURCE: ADMINISTRATION OF THIS TASK IS INCLUDED IN THE FISCAL YEAR 2022-2023 ADOPTED BUDGET FOR THE CLERK OF THE BOARD OF SUPERVISORS]
19. APPROVAL OF THE CONFLICT OF INTEREST CODES FOR ALPINE UNION SCHOOL DISTRICT, AUDITOR & CONTROLLER, AND ENCINA WASTEWATER AUTHORITY  
[FUNDING SOURCE: ADMINISTRATION OF THIS TASK IS INCLUDED IN THE FISCAL YEAR 2022-2023 ADOPTED BUDGET FOR THE CLERK OF THE BOARD OF SUPERVISORS]
20. ADMINISTRATIVE ITEM:  
SECOND CONSIDERATION AND ADOPTION OF ORDINANCE:  
CONSIDERATION AND ADOPTION OF AN ORDINANCE TO SET RATES FOR THE VOTER APPROVED CANNABIS BUSINESS TAX  
(3/14/2023 - First Reading; 4/4/2023 - Second Reading unless ordinance is modified on Second Reading)

Communications Received	21.	COMMUNICATIONS RECEIVED
Appointments	22.	APPOINTMENTS: VARIOUS
Public Safety	23.	COUNTY OF SAN DIEGO AGRICULTURAL AND LIVESTOCK PASS PROGRAM - ROLLOUT OF PHASE 2 FOR FULL PROGRAM IMPLEMENTATION
Health and Human Services	24.	NOTICED PUBLIC HEARING: FISCAL YEAR 2023-24 ANNUAL PLAN; REALLOCATION OF PROGRAM FUNDS; AND A RESOLUTION OF THE SAN DIEGO COUNTY BOARD OF SUPERVISORS APPROVING THE FISCAL YEAR 2023-24 ANNUAL PLAN [FUNDING SOURCE: FY 2023-24 U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT ENTITLEMENTS GRANT AWARDS: COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG), HOME INVESTMENT PARTNERSHIPS (HOME), EMERGENCY SOLUTIONS GRANT (ESG), HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS (HOPWA)]
	25.	ENHANCING HOMELESS OUTREACH AND SERVICES THROUGH LIVE WELL ON WHEELS MOBILE OFFICES
	26.	CONTINUING DROWNING PREVENTION OPPORTUNITIES IN SAN DIEGO COUNTY
	27.	EXPANDING EMERGENCY HOUSING CAPACITY FOR SURVIVORS OF DOMESTIC VIOLENCE, HUMAN TRAFFICKING, AND SEXUAL ASSAULT [FUNDING SOURCE: AMERICAN RESCUE PLAN ACT (ARPA) FUNDS UNDER THE HOMELESS SERVICES PORTION OF THE ARPA FRAMEWORK]
Financial and General Government	28.	APPOINTMENT OF HELEN ROBBINS-MEYER AS INTERIM CHIEF ADMINISTRATIVE OFFICER AND CERTIFYING EXCEPTION TO 180-DAY POST-RETIREMENT WAIT PERIOD IN ORDER TO FILL CRITICALLY NEEDED POSITION OF CHIEF ADMINISTRATIVE OFFICER [FUNDING SOURCE: GENERAL PURPOSE REVENUE]
	29.	APPROVAL OF THE TEMPORARY EMPLOYMENT OF LAURA NICKS IN THE CRITICALLY NEEDED POSITION OF GRAND JURY COORDINATOR BEFORE 180-DAYS HAVE PASSED SINCE THE DATE OF RETIREMENT [FUNDING SOURCE: GENERAL PURPOSE REVENUE]

30. SURPLUS REAL PROPERTY DECLARATIONS ON COUNTY-OWNED EXCESS PROPERTIES, AUTHORIZATION TO ISSUE REQUEST FOR PROPOSALS FOR DEVELOPMENT OF AFFORDABLE HOUSING, APPROVAL TO EXPLORE THE POTENTIAL TRANSFER OF A PROPERTY TO SAN DIEGO HOUSING COMMISSION AND APPROVAL OF A DISPOSITION AND DEVELOPMENT AGREEMENT AND CEQA EXEMPTIONS  
[FUNDING SOURCE: GENERAL PURPOSE REVENUE]

Closed Session

31. CLOSED SESSION

Public  
Communication

32. PUBLIC COMMUNICATION



1. **SUBJECT: DISTRICT ATTORNEY - REQUEST FOR PROPOSALS FOR  
DISTRICT ATTORNEY TRANSITIONAL AGE YOUTH DIVERSION  
INITIATIVE (DISTRICTS: ALL)**

**OVERVIEW**

The San Diego County Office of the District Attorney (SDCDA) is constitutionally responsible for the prosecution of criminal violations of state law and county ordinances. SDCDA works to seek justice in criminal cases, prevent crime, protect victims, and serve as a leader in the diverse communities we serve. While SDCDA is required to hold individuals accountable for harmful behavior, there may be opportunities to respond to such behavior with appropriate sanctions that address the underlying causes, meet the needs of the victim, and reduce the likelihood of reoffending.

SDCDA seeks to build upon our successful Juvenile Diversion Initiative to provide San Diego County transitional age youth (young adults 18 to 24) with expanded alternatives to incarceration, prosecution, and probation for non-violent, non-sex offenses. While still in their formative years, a criminal conviction for this population may create barriers to employment, education and even housing. These barriers can lead to further offending. SDCDA's Transitional Age Youth Diversion Initiative (TAYDI) aims to provide about 500 young adults annually, rehabilitation pathways addressing the underlying causes of harmful behavior for certain non-violent, non-sex felony offenses.

The TAYDI program was designed with the County's Prevention Policy (A-114) as the guiding principle by offering diversion opportunities for certain qualifying felony offenses, effectively preventing youth from escalated involvement with the justice system. TAYDI supports Board Policy A-114 in that it reflects a leadership role in collaborating and establishing partnerships with community service providers, reducing impacts to the community that would otherwise occur from young adults entering the justice system. If approved, today's action will authorize a competitive solicitation for TAYDI services.

**RECOMMENDATION(S)**

**DISTRICT ATTORNEY SUMMER STEPHAN**

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(s) to support the implementation of the District Attorney's Transitional Age Youth Diversion Initiative and upon successful negotiations, and determination of a fair and reasonable price award a contract(s) for a term of one year, with four option years from the date of award and up to an additional six months if needed, and to amend the contracts after award as needed to reflect changes to services and funding.

**EQUITY IMPACT STATEMENT**

The Transitional Age Youth Diversion Initiative (TAYDI) seeks to ensure equitable access to diversion, intervention, and other services for all San Diego communities regardless of zip code. TAYDI will address barriers and impacts of justice system involvement for young people through engagement and partnership with community-based organizations to address root causes of criminogenic factors and thus prevent further crime and victimization. Equity is the guiding



principle, as connection to resources are individualized, not prescribed, recognizing the importance of individual and community support networks to building resilient individuals and safe communities.

#### **SUSTAINABILITY IMPACT STATEMENT**

The proposed action contributes to the County of San Diego's Sustainability Goals of engaging the community and providing just and equitable access to services and resources. The Transitional Age Youth Diversion Initiative (TAYDI) provides a framework to link justice involved young adults to services with the goal of meeting the underlying needs of justice-involved individuals and diverting them away from the justice system. The TAYDI framework includes diverse stakeholders and partnerships; subsequently, strengthening community collaboration to sustain an individual's supportive networks and relationships after program completion.

#### **FISCAL IMPACT**

There is no fiscal impact associated with today's recommended action. The District Attorney's Office will return to the Board of Supervisors, as needed, to request approval of any future actions with a fiscal impact prior to contract award. 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 Anderson, seconded by Supervisor Desmond, the Board of Supervisors took action as recommended, on Consent.

AYES: Vargas, Anderson, Lawson-Remer, Desmond

ABSENT: Fletcher

2. **SUBJECT: DISTRICT ATTORNEY - APPLICATION FOR THE DEPARTMENT OF JUSTICE PROSECUTING COLD CASES USING DNA GRANT 2023 (DISTRICTS: ALL)**

#### **OVERVIEW**

On February 9, 2023, the U.S. Department of Justice, Office on Justice Programs, Bureau of Justice Assistance (BJA), released the Prosecuting Cold Cases Using DNA grant program (PCC). The PCC grant program is a result of the Department of Justice Appropriations Act, 2023, which appropriated \$8 million to increase the capacity of state and local prosecution offices to address violent crime cold cases.

If approved, today's proposed action would approve the District Attorney's submission of a grant application and authorize the renewal of grant funding from the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance for a period of October 1, 2023 through September 30, 2026.

## **RECOMMENDATION(S)**

### **CHIEF ADMINISTRATIVE OFFICER**

1. Approve the District Attorney's submission of the grant application for the Prosecuting Cold Cases Using DNA grant program to the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance and approve the acceptance of the award in the amount of \$500,000 for the project period of October 1, 2023 through September 30, 2026; and authorize the District Attorney to apply for and accept renewal funding in subsequent years provided there are no material changes to the grant's purpose, services, or funding level.
2. Authorize the District Attorney to execute all required grant documents, including any annual extensions, amendments and/or revisions that do not materially impact or alter the services or funding level.

### **EQUITY IMPACT STATEMENT**

In recent years the technology that generates DNA profiles from trace evidence left by perpetrators at crime scenes has become a vital tool in solving violent cold case crimes. Today's action supports the District Attorney's Office in using this technology in solving decades-old homicides and providing families long awaited answers and justice. The use of DNA increases access to justice for all citizens of San Diego County.

### **SUSTAINABILITY IMPACT STATEMENT**

The proposed action to approve the District Attorney's Application for the Department of Justice Prosecuting Cold Cases Using DNA grant provides an innovative approach to protecting public safety and improving equity. The project contributes to the County of San Diego Sustainability Goals of Safety with focused efforts to reduce disparities and disproportionality across the justice system; and Restorative by contributing to a system of restorative justice that strives to repair harm to victims and to the community at large.

### **FISCAL IMPACT**

Funds for this request will be included in the Fiscal Years 2023-25 CAO Recommended Operational Plan for the District Attorney. If approved, this request will result in estimated costs and revenue of \$125,000 in Fiscal Year 2023-24 and \$166,667 in Fiscal Year 2024-25. Additional costs estimated at \$208,333 will be included in future operational plans for the District Attorney's office. The grant award recovers all the District Attorney office costs. The funding source is Department of Justice, Office of Justice Programs, Bureau of Justice Assistance. There will be no change in net General Fund cost and no additional staff years. The total cost of the program is \$500,000.

### **BUSINESS IMPACT STATEMENT**

N/A

### **ACTION:**

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

AYES: Vargas, Anderson, Lawson-Remer, Desmond

ABSENT: Fletcher

**3. SUBJECT: SHERIFF - ACCEPT THE SHERIFF'S AB 481 ANNUAL MILITARY EQUIPMENT REPORT AND REVIEW AND RENEW THE MILITARY EQUIPMENT USE POLICY ORDINANCE PER SECTION 449 TO ARTICLE XXV OF THE SAN DIEGO COUNTY CODE OF ADMINISTRATIVE ORDINANCES (DISTRICTS: ALL)**

**OVERVIEW**

On September 30, 2021, Governor Newsom signed into law Assembly Bill 481 (AB 481). Assembly Bill 481 is intended to increase transparency, accountability, and oversight surrounding the acquisition and use of military equipment by state and local law enforcement. The San Diego County Sheriff's Department (Sheriff's Department) currently owns equipment that falls under the identified categories of AB 481.

On April 26, 2022, the Board of Supervisors (Board) approved and adopted the ordinance titled "An Ordinance Adding a New Section 449 to Article XXV of the San Diego County Code of Administrative Ordinances for Approval of Sheriff's Military Equipment Use Policy" (Attachment B). To continue utilizing its military equipment, which is necessary to provide public safety and protect the citizens of San Diego County, the Sheriff's Department has reviewed its military equipment use policy and created an annual Military Equipment Report (Attachment A) pursuant to the requirements of AB 481.

Today's request is for the San Diego County Board of Supervisors to accept the annual Military Equipment Report, and review and renew the ordinance relating to the military equipment use policy, in compliance with AB 481.

**RECOMMENDATION(S)**

**SHERIFF**

1. Accept the San Diego County Sheriff's Department AB 481 Annual Military Equipment Report, and determine each type of equipment in the Report has complied with the standards for approval set forth in Government Code section 7071(d).
2. Review and renew the Ordinance:  
AN ORDINANCE ADDING A NEW SECTION 449 TO ARTICLE XXV OF THE SAN DIEGO COUNTY CODE OF ADMINISTRATIVE ORDINANCES FOR APPROVAL OF SHERIFF'S MILITARY EQUIPMENT USE POLICY.

**EQUITY IMPACT STATEMENT**

The San Diego County Sheriff's Department (Sheriff's Department) provides law enforcement services that aim to protect everyone's human right to life, liberty, and security of person. It is the policy of the Sheriff's Department to be transparent in the purchase and use of military equipment. Decisions regarding the use, procurement and funding of military equipment takes into consideration the public's welfare, safety, civil rights, and allows for public input. The Sheriff's Department also strives for equitable outcomes in our communities, which means that the law enforcement services afford our communities a chance to lower crime and improve quality of life throughout the entire jurisdiction.

## **SUSTAINABILITY IMPACT STATEMENT**

By enhancing the delivery of law enforcement services, the department is furthering the County's Sustainability Goal of protecting the health and wellbeing of everyone in the region. By maintaining these types of equipment and having it available for the region's first responders through mutual aid agreements, the department is providing a benefit for all San Diego County residents and visitors.

## **FISCAL IMPACT**

There is no direct fiscal impact associated with today's request to review the ordinance governing the San Diego County Sheriff's Department's Military Equipment Use Policy. 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 Anderson, seconded by Supervisor Desmond, the Board of Supervisors took action as recommended, on Consent.

AYES: Vargas, Anderson, Lawson-Remer, Desmond

ABSENT: Fletcher

## **4. SUBJECT: ENHANCING OUR REGION'S EMERGENCY MEDICAL SERVICES SYSTEM (DISTRICTS: 1, 2, AND 5)**

### **OVERVIEW**

On December 5, 2017 (5), the Board of Supervisors approved a revised ambulance transportation model in the County's unincorporated communities known as the Unified Service Area. The programmatic changes consolidated three (3) Exclusive Operating Areas (EOAs) and seven (7) undesignated or non-exclusive areas into one provider contract. The USA represents a significant County investment in providing Advanced Life Support (ALS) ambulances to all communities in the County. In August 2022, the San Diego County Fire Protection District (SDCFPD) assumed responsibility for fire protection and emergency medical services in the community of Ramona, which includes ambulance transportation. In addition, on July 1, 2023, the SDCFPD will begin providing fire protection, emergency medical services and ambulance transportation in the community of Borrego Springs.

On December 13, 2022 (1), the Board of Supervisors (Board) directed the Chief Administrative Officer to hire a consultant to evaluate the optimal emergency ambulance transportation delivery service model within the USA. San Diego County Fire (County Fire) completed a competitive procurement and has contracted with Citygate Associates, LLC (Citygate) to conduct the review. Citygate is finalizing an initial report with recommendations on next steps and staff will return to the Board in May 2023 with options and recommendations for implementing a new ambulance transportation model in the USA.



With County Fire already providing ambulance transportation services in Ramona and soon in Borrego Springs, some of the apparatus will reach its end of life and need to be replaced. Also, due to long production timelines (12-18 months) to acquire new apparatus, and the potential for Citygate to recommend that the County own some or all the ambulances in a new ambulance transportation model, staff recommends issuing a competitive solicitation(s) to award a new ambulance contract(s) and begin placing orders to replace aged apparatus and to purchase new ambulances, as needed. In addition, there may be a long-term need to house County-owned ambulances and to identify administrative spaces that support emergency medical services in rural communities. Today's actions include authorizing the Director, Department of Purchasing and Contracting to issue a Request for Proposals/Competitive Solicitations to procure vehicles, and to approve in principle the lease and/or purchase of property or properties to support ambulance services throughout the County. The department will return to the Board for consideration and approval of any final recommendation to lease and/or purchase property or properties.

### **RECOMMENDATION(S)**

#### **CHIEF ADMINISTRATIVE OFFICER**

1. Find that the proposed action is not a project under the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines sections 15060(c)(3) and 15378(b)(5).
2. In accordance with Section 401, Article XXIII of the County Administrative Code authorize the Director, County Department of Purchasing and Contracting, to issue Competitive Solicitations for ambulance vehicles and, upon successful negotiations and determination of a fair and reasonable price, award contracts for a term of 1-year, with four (4) one-year option periods and up to an additional six (6) months if needed, and to amend the contracts as needed to reflect changes to services and funding, subject to the approval of the Director, Department of General Services.
3. Approve in principle the lease and/or purchase of a site or sites for San Diego County Fire to implement and support ambulance services and the emergency medical system.
4. Authorize the Director, Department of General Services, to conduct a search for suitable site(s), negotiate lease(s), and/or purchase agreement(s), and return to the Board as necessary for approval of the agreement(s).

### **EQUITY IMPACT STATEMENT**

Advanced Life Support ambulances are a critical component to an emergency medical services system that is reducing health disparities in our region. Having Citygate evaluate the optimal emergency ambulance transportation delivery service model within the Unified Service Area will help identify a model in which emergency medical services are available to support equitable response times to our most vulnerable communities. This may include supporting staff with where ambulance should be pre-positioned to support response time and patient outcomes. Identifying leased space to house ambulances allows County Fire time to work with Citygate Associates, LLC while maintaining the flexibility to recommend an emergency medical system works best for the County after the evaluation is completed.

## **SUSTAINABILITY IMPACT STATEMENT**

The interim step in County Fire's evaluation of an optimal ambulance transportation model in the Unified Service Area is to procure additional ambulances which will be used to deliver prehospital care to underserved communities in the unincorporated area. This action also supports efforts for our services to reflect the County's values and priorities.

## **FISCAL IMPACT**

There is no fiscal impact associated with today's recommendations in the current fiscal year. Future fiscal impacts will be determined when staff evaluates sites for lease and/or purchase and when responses to the requests for proposals for ambulances are received. San Diego County Fire will return to the Board of Supervisors, as needed, to request approval of any future actions with a fiscal impact. Funding for any additional future impacts will be identified and included in future Operational Plans for San Diego County Fire. There will be no change in net General Fund cost and no additional staff years in the current Fiscal Year.

## **BUSINESS IMPACT STATEMENT**

N/A

## **ACTION:**

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

AYES: Vargas, Anderson, Lawson-Remer, Desmond

ABSENT: Fletcher

5. **SUBJECT: PROBATION - JUVENILE JUSTICE REFORM - AUTHORIZATION FOR COMPETITIVE SOLICITATION(S) FOR ENHANCED SERVICES FOR YOUTH (DISTRICTS: ALL)**

## **OVERVIEW**

The San Diego County Probation Department (Probation) is working to offer enhanced evidence-informed and rehabilitative programming to youth in custody excluding services for youth in the Secure Track (Youth Development Academy) which has a separate contract for services. Effective programming helps youth acquire the skills needed to become successful in their lives and productive adults. The services to be provided are based on a positive youth development model and support youth's pro-social development by including their voices in programming decisions and working collaboratively to meet their needs in custody and support their transition into the community. Youth will be better prepared for reintegration to the community when they are provided opportunities to learn life skills, financial literacy, job readiness skills and opportunities, enhanced educational opportunities, and leadership development opportunities. These services will better support youth to successfully reintegrate into the community and prevent future justice involvement.

Today's request asks the Board of Supervisors to authorize the Director of the Department of Purchasing and Contracting to issue a competitive solicitation(s) for enhanced programming services and award a contract for an initial term with four (4) one-year option periods, and up to an additional six (6) months, if needed.



**RECOMMENDATION(S)****CHIEF ADMINISTRATIVE OFFICER**

In accordance with Section 401, Article XIII of the County Administrative Code, authorize the Director, Department of Purchasing and Contracting, to issue a competitive solicitation(s) for supportive programming services to youth in custody and to support their reentry into the community, and upon successful negotiations and determination of a fair and reasonable price, award a contract for an initial term with four (4) one-year option periods, and up to an additional six (6) months, if needed, subject to the availability of funds and a need for services, and to amend the contract as needed to reflect changes to services and funding that do not materially impact or alter the program, subject to the approval of the Chief Probation Officer.

**EQUITY IMPACT STATEMENT**

Youth of color are overrepresented in the juvenile justice system and previous strategies to address treatment and rehabilitation have not always been inclusive of lived experience. The competitive solicitation(s) are to provide positive youth development services and are encouraged to hire prior justice-involved employees, include youth voice into programming, and provide culturally responsive services. These services will promote youth connections with caring adults and aid in their successful completion of programming.

**SUSTAINABILITY IMPACT STATEMENT**

In terms of sustainability in equity, economy, and health/wellbeing, this action will positively impact youth in custody by promoting better long-term outcomes through rehabilitative treatment that strengthens family groups.

**FISCAL IMPACT**

There is no direct fiscal impact associated with the requested actions in the current fiscal year. Funds for this request will be included in the Fiscal Year 2023-25 CAO Recommended Operational Plan and future Operational Plans for the Probation Department to support contracted services to youth in custody. Staff will return to the Board to establish additional appropriations if necessary. 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 Anderson, seconded by Supervisor Desmond, the Board of Supervisors took action as recommended, on Consent.

AYES: Vargas, Anderson, Lawson-Remer, Desmond

ABSENT: Fletcher

**6. SUBJECT: AUTHORIZE ACCEPTANCE OF TOBACCO GRANT PROGRAM FUNDING, ADOPT A RESOLUTION, AND AUTHORIZE APPLICATIONS FOR ADDITIONAL FUNDING OPPORTUNITIES (DISTRICTS: ALL)**

**OVERVIEW**

Smoking is the leading cause of preventable death in the United States and California. According to 2022 data from the County of San Diego's (County) Community Health Statistics Unit, nearly 4,000 deaths in San Diego County were attributable to smoking among adults 35 years of age and older. On December 8, 2020 (8), the San Diego County Board of Supervisors (Board) approved a Tobacco Retail Licensing Ordinance (Ordinance Number 10699) which authorized the establishment of a tobacco retail licensing program within the County Health and Human Services Agency, Public Health Services (PHS), Tobacco Control Resource Program. As of July 1, 2021, tobacco retailers in the unincorporated area of San Diego County were required to apply for and receive a tobacco retail license to continue selling tobacco products.

The California Healthcare, Research and Prevention Tobacco Tax Act of 2016 (Proposition 56) increases the excise tax rate on cigarettes and electronic cigarettes to provide local public agencies with funding to promote a healthier California by reducing illegal sales and marketing of cigarettes and tobacco products, including e-cigarettes, to minors. The Office of the Attorney General makes these funds available annually to local agencies through the California Department of Justice Tobacco Grant Program. On March 16, 2021 (13), the Board approved acceptance of Tobacco Grant Program Funding from the California Department of Justice. This funding was utilized to educate retailers on Ordinance Number 10699, and to help support creating a robust tobacco retail licensing program. To further enhance enforcement efforts and strengthen support for tobacco retail licensing, PHS applied for additional funding in August 2022 from the California Department of Justice Tobacco Grant Program and received a notification of award in November 2022. The County consistently seeks funding opportunities to help bolster these activities and efforts.

Today's action requests the Board authorize acceptance of \$1,624,706 in new Tobacco Grant Program funds from the California Department of Justice for the term of January 1, 2023 through June 30, 2025, and adopt a resolution entitled, A RESOLUTION OF THE SAN DIEGO COUNTY BOARD OF SUPERVISORS AUTHORIZING ACCEPTANCE OF A GRANT FROM THE STATE OF CALIFORNIA DEPARTMENT OF JUSTICE TOBACCO GRANT PROGRAM UNDER PROPOSITION 56, THE HEALTHCARE, RESEARCH, AND PREVENTION TOBACCO TAX ACT OF 2016. Additionally, today's action requests the Board authorize applications for additional funds to raise awareness about the harmful effects of tobacco use and reduce access to tobacco products for San Diego County residents.

Today's actions support 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 reducing youth access and overall exposure to tobacco products.

**RECOMMENDATION(S)**  
**CHIEF ADMINISTRATIVE OFFICER**

1. Waive Board Policy B-29, Fees, Grants, Revenue Contracts - Department Responsibility for cost recovery for grants.
2. Authorize the acceptance of \$1,624,706 in grant funds from the California Department of Justice for the period of January 1, 2023 through June 30, 2025, for the Tobacco Grant Program and authorize the Agency Director, Health and Human Services Agency, to execute all required grant documents, upon receipt, including any annual extensions, amendments, or revisions that do not materially impact or alter the services or funding level.
3. Adopt a Resolution entitled: A RESOLUTION OF THE SAN DIEGO COUNTY BOARD OF SUPERVISORS AUTHORIZING ACCEPTANCE OF A GRANT FROM THE STATE OF CALIFORNIA DEPARTMENT OF JUSTICE TOBACCO GRANT PROGRAM UNDER PROPOSITION 56, THE HEALTHCARE, RESEARCH, AND PREVENTION TOBACCO TAX ACT OF 2016.
4. Authorize the Agency Director, Health and Human Services Agency, to apply for additional funding opportunity announcements, if available, to fund efforts to raise awareness about the harmful effects of tobacco/nicotine use and reduce access to tobacco/nicotine products and exposure to secondhand smoke.

**EQUITY IMPACT STATEMENT**

According to data from the Behavioral Risk Factor Surveillance System, there has been a substantial decline in adult smoking in California over the last 30 years since the inception of the California Tobacco Control Program. Results from the 2021 California Health Interview Survey showed an adult smoking prevalence of 6.2% in the state; however, disparities in cigarette smoking continue to persist by age, gender, race/ethnicity, sexual orientation, income level, education, and those who experience psychological distress, or reside in rural areas. For example, though the percentage of African Americans in California who smoke has fallen from 12% in 2017 to 10.8% in 2021, the rates in this population still exceed that of the White and Latino populations, both currently at 6.2%. Additionally, the percentage of smokers in the Asian American population is lower than that of the White and Latino populations at 3.7%, most likely due to reinforcement from strong social norms against smoking in these communities. The higher smoking rates in African Americans in comparison to Whites reflect disparities in other social determinants of health. For instance, African Americans are less likely to own their own home (46.8% vs 68.7%), and more likely to be below 200% of the Federal Poverty Level (45.8% vs 25.5%). Additionally, African Americans are more likely to have served in the military (12.1% vs 8.9%), a key area of programmatic focus in upcoming years.

The goal of the County of San Diego's (County) Tobacco Control Resource Program is to eliminate tobacco-related health disparities and significantly reduce health inequities. Implementation of a tobacco retail licensing policy is an evidence-based practice that can reduce underage tobacco sales. The Tobacco Retail License Ordinance is intended to help reduce tobacco use initiation, foster health equity, and reduce access to nicotine and tobacco through improved compliance with current laws and regulations. In achieving this, the County will

continue working with other local agencies, leaders and coalition members. In 2021, community partners participated in a county-wide needs assessment to determine the extent of tobacco-related concerns and the availability of necessary resources to address them. The findings of the assessment were used as the foundation of the 2022-2025 Comprehensive Tobacco Control Plan for San Diego County. Tobacco control objectives and activities in the 2022-2025 Comprehensive Tobacco Control Plan will impact priority population groups identified in the 2021-2022 Tobacco Education and Research Oversight Committee's Master Plan, Achieving Health Equity: Toward a Commercial Tobacco-Free California. These groups represent populations with the highest tobacco-use prevalence and include Blacks/African Americans, Latino/Latinx, Asian Americans, Pacific Islanders, American Indians, and Alaska Natives, LGBTQ+ people, people of low socioeconomic status or with limited education, rural residents, and more. The program will implement all required evaluation activities and strategies to monitor the plan's progress in reducing tobacco usage, eliminating tobacco access for youth and young adults, and expanding community engagement. Key program successes will be disseminated through presentations to coalition members, task force members and other stakeholders, as well as posted on County webpages.

#### **SUSTAINABILITY IMPACT STATEMENT**

Today's actions support the County of San Diego's (County) Sustainability Goal #4 to protect the health and well-being of everyone in the region, with a focus on collaborating with community partners and stakeholders and advocating for environmental justice for communities that have been disproportionately impacted by tobacco use. Approval of today's actions will further support the County Health and Human Services Agency, Public Health Services, Tobacco Control Resource Program, and will allow for enhancement of activities including tobacco retailer license enforcement, compliance checks, tobacco retail license inspections, public education outreach, community engagement and education, and preventing and reducing the use of tobacco products by youth.

#### **FISCAL IMPACT**

Funds for this request are included in the Fiscal Year (FY) 2022-23 Operational Plan and the FY 2023-24 CAO Recommended Operational Plan in the Health and Human Services Agency. If approved, this request will result in estimated costs of \$727,158 and revenue of \$660,080 in FY 2022-23 and estimated costs of \$542,878 and revenue of \$472,446 in FY 2023-24 with a total revenue of \$1,624,706 through FY 2024-25. The funding source is the California Department of Justice Tobacco Grant Program. A waiver of Board Policy B-29 is requested because the funding does not offset all costs. These costs which will not be recovered are estimated at \$67,078 for FY 2022-23 and \$70,432 for FY 2023-24. The funding source for these costs is Realignment. Funds for subsequent years will be incorporated into future Operational Plans. The public benefit for providing these services far outweighs these costs. There is no change in net General Fund cost and no additional staff years.

#### **BUSINESS IMPACT STATEMENT**

N/A



**ACTION:**

ON MOTION of Supervisor Anderson, seconded by Supervisor Desmond, the Board of Supervisors took action as recommended, on Consent, adopting Resolution No. 23-029, entitled: A RESOLUTION OF THE SAN DIEGO COUNTY BOARD OF SUPERVISORS AUTHORIZING ACCEPTANCE OF A GRANT FROM THE STATE OF CALIFORNIA DEPARTMENT OF JUSTICE TOBACCO GRANT PROGRAM UNDER PROPOSITION 56, THE HEALTHCARE, RESEARCH AND PREVENTION TOBACCO TAX ACT OF 2016.

AYES: Vargas, Anderson, Lawson-Remer, Desmond

ABSENT: Fletcher

7. **SUBJECT: AUTHORIZE A COMPETITIVE SOLICITATION FOR BECTON DICKINSON MAX SYSTEM, MAINTENANCE, CONSUMABLES, REAGENTS, AND SUPPLIES (DISTRICTS: ALL)**

**OVERVIEW**

The County of San Diego (County) has been a leader in infectious disease control within California and across the United States. The preparation for and response to communicable disease events, outbreaks, and emerging infectious disease threats remains a high priority for the County. The emergence of COVID-19 in 2020 was the largest infectious disease outbreak in recent history and a critical reminder of the importance of having effective and efficient testing capabilities within our County Public Health Laboratory (PHL). To continue efforts to test and identify future outbreaks of infectious diseases, the Centers for Disease Control and Prevention (CDC) provides lists of approved testing equipment.

The Becton Dickinson (BD) Max system allows for Polymerase Chain Reaction (PCR) testing for multiple testing needs within PHL that are approved by the CDC. As a testing system the BD Max can provide the functionality of multiple devices in one, providing testing for multiple organisms. The BD Max is the only testing system that meets the criteria necessary for rapidly and accurately testing *Candida auris*, a fungal pathogen, and the common causes of bacterial gastroenteritis. Providing the functionality of multiple testing panels in one device, the BD Max system can also rapidly detect, differentiate, or rule out prevalent bacterial pathogens, such as *Campylobacter*, *Salmonella*, *Shigella*/Enteroinvasive *Escherichia coli*, and Shiga toxin-producing bacteria. This system will benefit the County PHL by increasing the speed of sample testing for infectious diseases. The multiple organism testing capability with a single device will allow for quick responses to outbreaks and identification of the infectious diseases involved. This system also provides versatility which can enable a quick response to emerging pathogens or outbreaks thus increasing protection of the county's public health.

Today's requests, if approved, would authorize the Director, Department of Purchasing and Contracting, to issue a competitive procurement, soliciting the brand name "BD Max" system including the ongoing maintenance, consumables, reagents, and supplies. This request would also authorize the Agency Director, Health and Human Services Agency to apply for additional funding opportunity announcements, if available, that would support increased testing capacity and efficiency to provide faster detection and communication of potential future outbreaks.

Today's actions support 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 ensuring the local health department can continue to ably improve the health and well-being of San Diego County residents through enhanced and increased testing, prevention, and intervention to interrupt transmission of disease.

## **RECOMMENDATION(S)**

### **CHIEF ADMINISTRATIVE OFFICER**

1. In accordance with Board Policy A-87, Competitive Procurement, approve and authorize the Director, Department of Purchasing and Contracting to issue a competitive procurement to acquire BD Max brand name system manufactured by Becton Dickinson, ongoing maintenance, consumables, reagents, and supplies for a period of up to one year and four option years and an additional six months if needed, and to amend the contract as needed to reflect changes to requirements and funding.
2. Authorize the Agency Director, Health and Human Services Agency, to apply for additional funding opportunity announcements, if available, that would support increased testing capacity and efficiency to provide faster detection and communication of potential future outbreaks.

## **EQUITY IMPACT STATEMENT**

The County of San Diego (County) Health and Human Services Agency, Public Health Services (PHS) Public Health Lab (PHL) monitors changes to laboratory and testing processes and advancements from technology to testing analysis in order to provide efficient and effective services to the community. The PHL provides core surveillance, assessment, and assurance services to San Diego County, which includes one of the busiest border crossings in the U.S. with Mexico and supports large military and tribal communities. The PHL works in conjunction with public health clinics, local hospitals and healthcare providers, and the County's Department of Environmental Health and Quality, by analyzing clinical and environmental samples to detect and identify bacteria, viruses, and other pathogens, with the goal to reduce or prevent the spread of disease and prevent outbreaks in the community through rapid diagnostic testing and characterization of pathogens. The Centers for Disease Control and Prevention data show that there is a link to health disparities and inequalities across a wide range of diseases, behavioral risk factors, environmental exposures, social determinants of health, and health-care access by sex, race and ethnicity, income, education, disability status, and other social characteristics. The PHL provides diagnostic testing that helps to identify these diseases in the general public. Exporting the testing results and patient demographics from the laboratory information management system, the PHL can create data points, which may be used to determine health disparities and inequities across a wide range of diseases. By continuing to stay up to date with the most effective and efficient testing equipment PHL will continue to assess the benefits of new equipment and work to provide these testing capabilities within PHS laboratories. This will result in increased testing capabilities and reduced response times when providing critical information of outbreaks to the most vulnerable communities.



## **SUSTAINABILITY IMPACT STATEMENT**

The proposed action to authorize the competitive procurement of the Becton Dickinson Max system, maintenance, consumables, reagents, and supplies aligns with the County of San Diego's Sustainability Goal #3 to transition to a green, carbon-free economy, and to reduce greenhouse gas emissions. The Public Health Laboratory can increase capacity and testing services aimed to detect and prevent illnesses by using the most effective and efficient equipment available.

Testing and identification will improve the overall health of communities, reduce the demand of associated care services, while increasing effectiveness of care providers and lowering operating costs of facilities, thus reducing greenhouse gas emissions and waste generated within the care sector. Since climate change and air pollution are direct threats to human health, the reduction of pollution, which can negatively impact human health is also considered a preventative healthcare measure.

## **FISCAL IMPACT**

Funds for this request are included in the Fiscal Year 2022-23 Operational Plan and the Fiscal Year 2023-24 CAO Recommended Operation Plan in the Health and Human Services Agency. If approved, this request will result in costs and revenue of up to \$365,000 in Fiscal Year (FY) 2022-23 and costs and revenue of up to \$280,000 in FY 2023-24. The funding source is Enhancing Laboratory Capacity Strengthening Health Associated Infections/Antimicrobial Resistance Program Capacity grant and Realignment and any other federal or State funding that becomes available. 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 Anderson, seconded by Supervisor Desmond, the Board of Supervisors took action as recommended, on Consent.

AYES: Vargas, Anderson, Lawson-Remer, Desmond

ABSENT: Fletcher

8. **SUBJECT: APPROVE ACCEPTANCE OF GIFTS AND DONATIONS RECEIVED BY HEALTH AND HUMAN SERVICES AGENCY IN CALENDAR YEAR 2022 TO A.B. AND JESSIE POLINSKY CHILDREN'S CENTER AND CHILD WELFARE SERVICES AND AUTHORIZE THE CHAIRWOMAN OF THE BOARD OF SUPERVISORS TO SIGN A LETTER OF APPRECIATION TO THE DONORS (DISTRICTS: ALL)**

## **OVERVIEW**

The San Diego County Board of Supervisors (Board) Policy A-112 and the San Diego County Administrative Code Section 66 requires Board approval to accept gifts and donations over \$5,000. The County of San Diego (County) Health and Human Services Agency, Child Welfare Services (CWS) periodically receives monetary gifts and in-kind donations of over \$5,000 to benefit children temporarily residing at the A.B. and Jessie Polinsky Children's Center (PCC)

and children involved with CWS. PCC is a County operated Temporary Shelter Care Facility administered by CWS and provides 24-hour care for up to 10 calendar days for children and youth under 18 years of age who can no longer safely remain with their family of origin due to abuse, neglect, and/or abandonment.

On April 26, 2022 (13), the Board approved to accept the gifts and donations valued at \$38,045 for Calendar Year (CY) 2021. Today's action requests the Board to accept gifts and donations valuing \$63,639 for CY 2022: \$27,588 for the benefit of children at PCC and \$36,051 for the benefit of children involved with CWS. 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 furthering collective efforts to maximize resources through community partnerships and providing equitable access to these resources.

### **RECOMMENDATION(S)**

#### **CHIEF ADMINISTRATIVE OFFICER**

1. In accordance with County Administrative Code Section 66 and Board Policy A-112, accept gifts and donations totaling \$27,588 to the A.B. and Jessie Polinsky Children's Center from Promises2Kids and Robert Duggan; and accept gifts and donations valuing \$36,051 to Child Welfare Services from Promises2Kids.
2. Authorize the Chairwoman of the Board of Supervisors to sign letters of appreciation, upon receipt, on behalf of the County of San Diego to the donors.

### **EQUITY IMPACT STATEMENT**

The County of San Diego (County) Health and Human Services Agency (HHSA), Child Welfare Services (CWS) periodically receives monetary gifts and in-kind donations of over \$5,000 to benefit children temporarily residing at the A.B. and Jessie Polinsky Children's Center (PCC) and children involved with CWS. PCC is a County-operated licensed Temporary Shelter Care Facility administered by CWS and provides 24-hour care for up to 10 calendar days for children and youth under 18 years of age who can no longer safely remain with their family of origin due to abuse, neglect, and/or abandonment. Examples of services provided at PCC include physical and mental health services, medication support, and crisis services to all youth entering the facility and throughout their length of stay. In Calendar Year (CY) 2022, PCC served 900 unduplicated children. Of the 900 unduplicated children served in CY 2022, 45% of the children were White, 27% of the children were Black, 23% were Hispanic, 2% of the children were Filipino, and 1% of the children were Native American. Other ethnic groups comprised less than 2% of the population at PCC.

PCC represents a unique public-private community partnership that continues to generate periodic gifts and donations from individuals and private corporations for the children residing in this temporary shelter. The partnership maximizes resources available and ensures children at PCC and involved in CWS have equitable access to gifts and donations that aid youth in maintaining connections to their race and identity and fosters their continued sense of belonging despite the barrier of being unable to safely live with their biological families or in their communities.

Expenditures from gifts and donations received provide all children and subgroups with increased access to recreational and special events, celebrations, and other items or activities that support identity and connections that cannot be funded by other funding sources. Additional expenditures made in CY 2022 in support of advancing just and equitable access to donated resources include on-site and off-site hair and braiding appointments for youth at PCC, and necessities to support transgender youth. Monetary and in-kind donations received are monitored and publicly disclosed through Advisory Board meetings and annual reporting to the San Diego County Board of Supervisors. Expenditures are internally tracked by HHSA and CWS to ensure transparency and accountability of donations and gifts received and provide for the advancement and equitable distribution of resources.

#### **SUSTAINABILITY IMPACT STATEMENT**

As a result of the generous contributions from community members and organizations in San Diego County, donations benefit and enrich the lives of children who are temporarily staying at A.B. and Jessie Polinsky Children's Center and involved with County of San Diego (County) Health and Human Services Agency (HHSA), Child Welfare Services. The proposed action to accept gifts and donations received by HHSA supports the County's Sustainability Goal #1 by engaging and building strong partnerships with community partners who provide donations; and Sustainability Goal #2 by providing just and equitable access to special events, special activities, and other enhancements that directly benefit the children that would otherwise not be available to them.

#### **FISCAL IMPACT**

The County of San Diego Health and Human Services Agency, Child Welfare Services (CWS) received donations valued at \$63,639 between January 2022 and December 2022 to support activities of children at the A.B. and Jessie Polinsky Children's Center and to support children involved with CWS. 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 Anderson, seconded by Supervisor Desmond, the Board of Supervisors took action as recommended, on Consent.

AYES: Vargas, Anderson, Lawson-Remer, Desmond

ABSENT: Fletcher

9. **SUBJECT: SEMI-ANNUAL REPORT OF GIFTS AND DONATIONS AND RATIFICATION OF ACCEPTANCE OF GIFTS AND DONATIONS EXCEEDING \$5,000 TO THE SAN DIEGO COUNTY LIBRARY (DISTRICTS: ALL)**

#### **OVERVIEW**

The San Diego County Library (County Library) operates 33 branches, two bookmobiles, and five 24/7 Library-To-Go kiosks. The County Library serves over one million residents across all

unincorporated communities and the cities of Del Mar, El Cajon (& Fletcher Hills), Encinitas (& Cardiff-by-the-Sea), Imperial Beach, La Mesa, Lemon Grove, Poway, Solana Beach, San Marcos, Santee, and Vista. From time to time, individuals, service groups, and businesses offer gifts and donations to our County Library. Gifts and donations help expand important services and programs provided to the public, as well as the opportunity to purchase additional library materials and supplies to accommodate the diverse population of the region.

Board of Supervisors (Board) Policy A-112, Acceptance, and Use of Gifts and Donations permits the acceptance of donations by the administrative head of each department of the County. County Administrative Code Section 66, Acceptance of Gifts, requires Board ratification of the acceptance of such gifts and approval prior to the expenditure of the gift if the gift exceeds \$5,000.

During the period of July 1, 2022, to December 31, 2022, donations totaled \$127,295.33. Of the total amount, there were \$99,108.45 in cash donations and \$28,186.88 in non-cash donations. All the cash donations received (\$99,108.45) were matched by the Library Fund budget through the Dollar-for-Dollar Donation Matching Program. The matching fund program was created by the Board to give donors a sense of pride for taking part in the growth of their local County Library. Donations received during this reporting period were used to purchase library materials, such as books and eBooks, music, equipment for library branches, cultural celebrations, and to support Library programs.

Today's proposed actions are to accept the County Library's Report of Gifts and Donations for the period of July 1, 2022, to December 31, 2022, to ratify the acceptance of those gifts and donations by the County Library totaling \$127,295.33 and authorize the Chairwoman of the Board of Supervisors to sign a letter of appreciation to the donors whose donations exceed \$5,000.

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

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

1. Find that the proposed action is not subject to review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15060(c)(3) because it is not a project as defined in Section 15378(b)(5) of the CEQA Guidelines because it involves organizational or administrative governmental activities that will not result in direct or indirect physical changes in the environment.
2. In accordance with Administrative Code Section 66, Acceptance of Gifts, and Board of Supervisors (Board) Policy A-112, Acceptance and Use of Gifts and Donations, accept the San Diego County Library Report of Gifts and Donations for the period of July 1, 2022, through December 31, 2022.
3. In accordance with Administrative Code Section 66 and Board Policy A-112, ratify the acceptance of gifts from July 1, 2022, through December 31, 2022, for \$127,295.33 that exceeded \$5,000.
4. Authorize the Chairwoman of the Board of Supervisors to sign letters of appreciation on behalf of the County of San Diego to donors listed in Attachment B.



### **EQUITY IMPACT STATEMENT**

The acceptance of donations will allow for the purchase of library materials, such as books and eBooks, equipment for library branches, and bookmobiles to support programs that encourage participants of all ages to engage in reading and participate in activities that bring the community together.

Grants and donations allow the San Diego County Library (County Library) to provide additional supplies and services to youth, families, and communities to encourage the sharing of experiences, cultural traditions, and resources to strengthen a sense of belonging. Gifts and donations received are monitored and publicly disclosed in accordance with all County policies. Expenditures are internally tracked by the County Library to ensure transparency and accountability of donations and gifts received and to provide for the equitable distribution of resources.

### **SUSTAINABILITY IMPACT STATEMENT**

The San Diego County Library (County Library) is committed to implementing sustainability initiatives through operational sustainable practices, providing space to promote enterprise-wide sustainability programs, and sharing library materials focused on environmental and climate justice. Growing the County Library's digital materials and resources assists in the reduction of greenhouse gas emissions across the region. Gifts and donations provided to County Library support these sustainability goals fiscally, foster civic engagement, and provide supplies and resources to customers throughout the region without the need for additional tax dollars.

### **FISCAL IMPACT**

The County Library received \$127,295.33 in cash and non-cash donations exceeding \$5,000 in value between July 1, 2022, and December 31, 2022. Of these donations, \$99,108.45 was in cash, and \$28,186.88 in non-cash donations. The \$99,108.45 qualified for an equal amount of matching funds from the County Library at the request of the donors, which was completed in Fiscal Year 2022-23 based on the available prior year County Library Fund fund balance.

### **BUSINESS IMPACT STATEMENT**

N/A

### **ACTION:**

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

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

**10. SUBJECT: NOTICED PUBLIC HEARING:  
ISSUANCE OF TAX-EXEMPT AND/OR TAXABLE REVENUE  
OBLIGATIONS BY THE CALIFORNIA ENTERPRISE  
DEVELOPMENT AUTHORITY FOR THE BENEFIT OF  
MEALS-ON-WHEELS GREATER SAN DIEGO, INC. IN AN  
AGGREGATE MAXIMUM AMOUNT NOT TO EXCEED \$11,000,000  
(DISTRICT: 2)**

**OVERVIEW**

The County has received a request from the California Enterprise Development Authority ("CEDA" or the "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 \$11,000,000 (the "Obligations") for the benefit of Meals-On-Wheels Greater San Diego, Inc., a California nonprofit public benefit corporation (the "Borrower"). The Borrower has applied for the financial assistance of the Authority. The proceeds of the Obligations will be used to (i) finance, refinance and/or reimburse the cost of the acquisition, construction, installation, furnishing and equipping of the real property located at 9590 Chesapeake Drive, San Diego, California 92123 (the "Facilities"), and (ii) pay interest on the Obligations and the costs of issuance in connection with the financing. The Facilities, which includes an approximately 22,934 square foot building situated on approximately 1.2 acres of land, will be owned by the Borrower and will serve as the Borrower's administrative offices and provide space for the Borrower's programs. A portion of such proceeds of the Obligations will be used to pay the costs of issuance and other related costs in connection with the financing.

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 MEALS-ON-WHEELS GREATER SAN DIEGO, INC. IN AN  
AGGREGATE MAXIMUM STATED PRINCIPAL AMOUNT OF \$11,000,000 FOR



THE PURPOSE OF FINANCING THE COST OF ACQUISITION, CONSTRUCTION, INSTALLATION, EQUIPPING AND FURNISHING 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 the 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 serving homebound seniors throughout San Diego County, providing daily safety checks and friendly visits using trained volunteers.

#### **SUSTAINABILITY IMPACT STATEMENT**

The proposed action would result in economic benefits for the community by allowing the borrower to continue serving over 4,300 homebound seniors throughout the unincorporated areas of San Diego County. The Borrower's clients report improved health, security and independence. The nutritious meals, friendly visits and safety checks help them cope with three of the biggest threats of aging: hunger, isolation and loss of independence. Research proves that when seniors have the right support, they gain greater quality of life, need fewer hospital stays and live longer.

#### **FISCAL IMPACT**

If approved, the proposal will result in approximately \$991 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 Vargas, seconded by Supervisor Anderson, the Board of Supervisors closed the Hearing and took action as recommended, adopting Resolution No. 23-030, 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 MEALS-ON-WHEELS GREATER SAN DIEGO, INC. IN AN AGGREGATE MAXIMUM STATED PRINCIPAL AMOUNT OF \$11,000,000 FOR THE PURPOSE OF FINANCING THE COST OF ACQUISITION, CONSTRUCTION, INSTALLATION, EQUIPPING AND FURNISHING OF FACILITIES, PROVIDING THE TERMS AND CONDITIONS FOR SUCH REVENUE OBLIGATIONS AND OTHER MATTERS RELATING THERETO.

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

**11. SUBJECT: PROTECTING TRIBAL LANDS FROM SEXUALLY VIOLENT PREDATORS (DISTRICTS: ALL)**

**OVERVIEW**

San Diegans should not live in fear of knowing a Sexually Violent Predator could be placed to live in their neighborhood. State Senate Bill (SB) 832, referred to as the Sexually Violent Predator Accountability, Fairness, and Enforcement Act, aims to make the placement of sexually violent predators more equitable and transparent. This bill would require the State Department of State Hospitals to take specified actions regarding the placement of sexually violent predators in communities, including notifying the county's executive officer of the placement location, and preparing an annual report on, among other things, the number and location of sexually violent predators under department supervision. This bill would also require the State Department of State Hospitals, the Department of Corrections and Rehabilitation, and the Department of Forestry and Fire Protection to report to the Governor and the Legislature the status of quarters available for placement of sexually violent predators, as specified in the bill. Currently, SB 832 is moving through the legislative committee process. Today's action proposes Board of Supervisors support SB 832. If approved by the State Legislature and signed by the Governor, SB 832, introduced by Senator Brian Jones, would:

- Prohibit the placement of a sexually violent predator within 5 miles of federal lands including Tribal Reservations,
- Require a report of the status of trailers or other quarters available on State properties including the State Department of Corrections, Forestry, and State Hospitals,
- Require department vendors consider public safety as the overriding consideration in the placement,
- Require an annual report on the number of sexually violent predators under supervision and specifies in which counties and supervisorial districts the sexually violent predators are located, and
- Require the State Department of State Hospitals to notify the county's executive officer of the placement location.

**RECOMMENDATION(S)**

**SUPERVISOR JIM DESMOND**

Direct the Chief Administrative Officer to express the County's support for SB 832, consistent with Board Policy M-2, which allows for legislative advocacy consistent with the Board's annually adopted Legislative Program.

**EQUITY IMPACT STATEMENT**

The action proposed supports San Diegans' right to live in communities where they feel safe. The placement of a Sexually Violent Predator creates a sense of fear and will have a detrimental impact on our residents and the safety of our communities. This action is necessary to protect our most vulnerable populations.

## **SUSTAINABILITY IMPACT STATEMENT**

The proposed action to support SB 832 would contribute to the County of San Diego Sustainability Goal of protecting health and wellbeing.

## **FISCAL IMPACT**

There is no fiscal impact associated with this 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 Anderson, seconded by Supervisor Desmond, the Board of Supervisors took action as recommended, on Consent.

AYES: Vargas, Anderson, Lawson-Remer, Desmond

ABSENT: Fletcher

12. **SUBJECT: RESOLUTION AMENDING THE BOARD OF SUPERVISORS 2023 MEETING CALENDAR FOR APRIL, MAY, AND JUNE 2023 (DISTRICTS: ALL)**

## **OVERVIEW**

On November 15, 2022 (11), the Board of Supervisors (Board) adopted the meeting calendar for the 2023 calendar year. To meet operational needs, it is necessary to amend the 2023 meeting calendar.

## **RECOMMENDATION(S)**

### **CHAIRWOMAN NORA VARGAS**

Adopt the resolution: A RESOLUTION OF THE SAN DIEGO COUNTY BOARD OF SUPERVISORS AMENDING THE DATES AND TIMES FOR MEETINGS OF THE SAN DIEGO COUNTY BOARD OF SUPERVISORS IN APRIL, MAY, AND JUNE 2023

## **EQUITY IMPACT STATEMENT**

The Board of Supervisors annually adopts a calendar for regular meetings. This ensures that the public is well informed of the meetings and can plan for active participation in local government.

## **SUSTAINABILITY IMPACT STATEMENT**

The amended meeting calendar allows stakeholders to plan for community engagement and identify meaningful ways to continually seek input to foster inclusive and sustainable communities.

## **FISCAL IMPACT**

There is no fiscal impact associated with this action.

## **BUSINESS IMPACT STATEMENT**

There is no business impact associated with this action.

**ACTION:**

ON MOTION of Supervisor Anderson, seconded by Supervisor Desmond, the Board of Supervisors took action as recommended, on Consent, adopting Resolution No. 23-031, entitled: A RESOLUTION OF THE SAN DIEGO COUNTY BOARD OF SUPERVISORS AMENDING THE DATES AND TIMES FOR MEETINGS OF THE SAN DIEGO COUNTY BOARD OF SUPERVISORS IN APRIL, MAY, AND JUNE 2023.

AYES: Vargas, Anderson, Lawson-Remer, Desmond

ABSENT: Fletcher

**13. SUBJECT: COMMUNITY ENHANCEMENT, NEIGHBORHOOD REINVESTMENT PROGRAM GRANTS AND CEQA EXEMPTIONS (DISTRICT: 1)**

**OVERVIEW**

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

**RECOMMENDATION(S)****CHAIR NORA VARGAS**

1. Allocate \$26,472 from the Community Enhancement American Rescue Plan Act (ARPA) budget (Org 12905) to ArtsBusXpress for website development and marketing changes that were made during the pandemic to provide virtual field trip experiences and assist with the cost of bus transportation because of lost fundraising time and donations and to help address the effects of the COVID-19 pandemic on the organization.
2. Allocate \$30,000 from the Community Enhancement American Rescue Plan Act (ARPA) budget (Org 12905) to Via International Inc. to support costs for marketing expenses such as printing costs, flyers, posters, t-shirts, infrastructure costs such as stage, sound systems, and portable bathrooms, and requisite event costs such as police and security, permitting, and administrative fees for the Chicano Park Day festival which had been postponed and impacted due to effects of the COVID-19 pandemic when public events were limited.
3. Allocate \$24,000 from the Community Enhancement Program budget (Org 12900) to Believe It. Achieve It. to fund after-school and in-school team-building activities that help improve students' mental, social, and emotional wellbeing. Program funding includes costs towards an obstacle course, critical thinking activities, water challenge activities, sporting event challenges, and puzzle challenges. The funds will also be used to provide Field Days and Summer Camps for students to participate in fun physically engaging activities, at safe locations, during their summer break.
4. Allocate \$8,600 from the Community Enhancement Program budget (Org 12900) to BIPOC Support Foundation to provide salary support for program staff who manage and facilitate the Explore Next Door summer program.

5. Allocate \$10,000 from the Community Enhancement Program budget (Org 12900) to City Heights Town Council, Inc. to provide funding for catering and event planning support towards workshops to benefit underserved families by involving them in school activities and achievements, as well as workshops to help address families overcoming anxiety, depression, PTSD, alcohol abuse, and drug abuse.
6. Allocate \$20,000 from the Community Enhancement Program budget (Org 12900) to ICF Center for Cross-Border Philanthropy d.b.a. Olivewood Gardens and Learning Center to provide salary support for program staff who manage and facilitate the Children's Garden & Nutrition Education Program.
7. Allocate \$12,000 from the Community Enhancement Program budget (Org 12900) to San Diego Children's Choir to support the cost of marketing materials, facility costs, fees to provide choral music education for rehearsals and performances, and staff salaries for the artistic director and the choir director.
8. Allocate \$80,000 from the Neighborhood Reinvestment Program budget (Org 15650) to California Center for Cooperation Development to fund one-time constructions costs to renovate a retail space located at 600 Palm Avenue (Suites 107a, 108, and 109), Imperial Beach, CA 91932.
9. Allocate \$3,500 from the Neighborhood Reinvestment Program budget (Org 15650) to City Heights Town Council, Inc. to support the cost of office supplies, electronics, paper, ink, toner, and binders.
10. Allocate \$19,310 from the Neighborhood Reinvestment Program budget (Org 15650) to Foundation for Women Warriors to support the purchase of a vehicle for the organization to acquire items safely and efficiently for distribution, attend outreach activities, and reduce expenditures.
11. Allocate \$25,000 from the Neighborhood Reinvestment Program budget (Org 15650) to Outside the Lens to provide funding towards additional equipment and ADA-accessible furniture such as classroom tables and chairs, computer monitors, adjustable office chairs, and instructor stations.
12. Allocate \$121,354 from the Neighborhood Reinvestment Program budget (Org 15650) to Positive Movement Foundation to provide funding to support educational needs and enrichment programs at Bell Middle School, Knox Middle School, and Willow Elementary by purchasing supplies for a Positivity Garden, such as greenhouses, water storage tanks, seeds, gloves, and tools, as well as school supplies, learning and enrichment materials, classroom furnishings/accessories, administrative supplies, and sporting equipment.
13. Allocate \$20,000 from the Neighborhood Reinvestment Program budget (Org 15650) to South County Economic Development Council d.b.a. South County EDC to support the cost to build an interactive, virtual portal where local businesses can access local procurement requests.



14. Find that all the grants serve a public purpose and that the grants awarded using ARPA funds are necessary to address an impact of the COVID-19 pandemic on the funded organizations.
15. Authorize the Director, Office of Economic Development and Government Affairs to enter into agreements and make minor amendments to agreements that do not change the purpose or amount of the grant to organizations awarded funds.
16. Find that the proposed grant to California Center for Cooperation Development is exempt from review under the California Environmental Quality Act (CEQA) by Section 15301 of the CEQA Guidelines.

#### **EQUITY IMPACT STATEMENT**

We recognize the systemic impacts that inequitable policies may create for residents in San Diego County. Find that these proposed allocations of funds are intended to improve the quality of life throughout the County by providing funds for non-profits and local agencies whose work addresses inequities, promotes quality of life and improves outcomes that align with the vision of our county. Organizations and agencies were chosen based on their location or the demographics they serve with a focus on organizations and agencies that focus on vulnerable community members, youth and seniors, and other inclusive community events. The organizations that were chosen work to promote a sense of belonging and utilize equity in their operations, outreach, and programs. Their supporting documents were reviewed as well as impact reports and community testimony.

#### **SUSTAINABILITY IMPACT STATEMENT**

N/A

#### **FISCAL IMPACT**

Funds for these grant requests are included in the Fiscal Year 2022-23 Operational Plan for the Community Enhancement American Rescue Plan Act budget (Org 12905), Community Enhancement Program budget (Org 12900) and Neighborhood Reinvestment Program budget (Org 15650). The fiscal impact of these recommendations is \$56,472 from the Community Enhancement American Rescue Plan Act budget (Org 12905), \$74,600 from the Community Enhancement Program budget (Org 12900) and \$269,164 from the Neighborhood Reinvestment Program budget (Org 15650) totaling \$400,236. The funding sources are American Rescue Plan Act, Transient Occupancy Tax Revenue, 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 Anderson, seconded by Supervisor Desmond, the Board of Supervisors took action as recommended, on Consent.

AYES: Vargas, Anderson, Lawson-Remer, Desmond

ABSENT: Fletcher



**14. SUBJECT: COMMUNITY ENHANCEMENT, NEIGHBORHOOD REINVESTMENT PROGRAM GRANTS AND CEQA EXEMPTIONS (DISTRICT: 5)**

**OVERVIEW**

Community Enhancement American Rescue Plan Act, 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 \$96,827 from Community Enhancement American Rescue Plan Act Program budget (Org 12905) to the Fallbrook Regional Health District to address the economic impact of the COVID-19 pandemic on health services to support the vitality of operations by providing funds for COVID outreach, marketing materials, staff reception position and HVAC cost at 138 S. Brandon Road, Fallbrook, CA 92028.
2. Allocate \$5,000 from the Community Enhancement Program budget (Org 12900) to Stachetoberfest, Inc. for salary, catering and office supply cost for the First Responder Marriage Conference to support first responders across San Diego County and promote healthy marriages that experience the stress of shift work, cortisol, and prolonged exposure to trauma.
3. Allocate \$30,000 from the Neighborhood Reinvestment Program budget (Org 15760) to the Department of Animal Services (Org 49150) for the purchase of pet emergency kits and microchips used in the event of a disaster.
4. Transfer appropriations of \$30,000 from Neighborhood Reinvestment Program budget (Org 15760) to the Department of Animal Services (Org 49150) for the purchase of pet emergency kits and microchips used in the event of a disaster.
5. Establish appropriations of \$3,988 in the Neighborhood Reinvestment Program Budget (Org 15760) based on the unused portion of prior year allocations so the funds can be allocated to other projects. **(4 VOTES)**
6. Find that the grants serve a public purpose and those grants awarded using American Rescue Plan Act funds are included to address the impacts of the COVID-19 pandemic.
7. Authorize the Director, Office of Economic Development and Government Affairs 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.
8. Find that the allocations to the Fallbrook Regional Health District is exempt from review under the California Environmental Quality Act (CEQA) pursuant to Section 15301 of the CEQA Guidelines.

### **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.

### **SUSTAINABILITY IMPACT STATEMENT**

The proposed allocation of funds will contribute to the overall sustainability of the region by providing funding to organizations that align with the County of San Diego Sustainability Goals by engaging the community, provide just and equitable access, transition to a green and carbon-free economy, protect the health and wellbeing of the community members, protect water, ecosystems, habitats, biodiversity and/or reduce pollution and waste.

### **FISCAL IMPACT**

Funds for this request are included in the Fiscal Year 2022-2023 Operational Plan for the Community Enhancement ARPA Program budget (Org 12905), Community Enhancement Program budget (Org 12900) and the Neighborhood Reinvestment Program (Org 15670). The fiscal impact of these recommendations is \$96,827 from the Community Enhancement ARPA Program budget (Org 12905), \$5,000 from the Community Enhancement Program budget (Org 12900) and \$30,000 from the Neighborhood Reinvestment Program budget (Org 15670) totaling \$131,827. The funding sources are American Rescue Plan Act, 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 Anderson, seconded by Supervisor Desmond, the Board of Supervisors took action as recommended, on Consent.

AYES: Vargas, Anderson, Lawson-Remer, Desmond

ABSENT: Fletcher

15. **SUBJECT: COMMUNITY ENHANCEMENT PROGRAM, NEIGHBORHOOD REINVESTMENT PROGRAM GRANTS AND CEQA EXEMPTIONS (DISTRICT: 2)**

### **OVERVIEW**

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

## **RECOMMENDATION(S)**

### **SUPERVISOR JOEL ANDERSON**

1. Allocate \$200,000 from the Community Enhancement Program budget (Org 12900) to the Alpine Community Center install and purchase solar panels for the Alpine Community Center located at 1830 Alpine Blvd, Alpine, CA 91901.
2. Allocate \$10,500 from the Community Enhancement Program budget (Org 12900) to the Alpine Woman's Club to fund the replacement of stairs and ramp at the Alpine Town Hall located at 2156 Alpine Blvd, Alpine, CA 91901 to ensure access for all residents and visitors, regardless of mobility.
3. Allocate \$20,000 from the Community Enhancement Program Budget (Org 12900) to the American Academy of Pediatrics, California Chapter 3 to purchase age-appropriate books for children for use at the 23 existing Read Out and Read San Diego (RORS) Clinics and to fund payroll for program staff.
4. Allocate \$25,000 from the Community Enhancement Program Budget (Org 12900) to the It's All About the Kids Foundation to fund the "Feed the Kids" program to purchase supplies of fresh produce, non-perishable foods, feminine products, and diapers for underserved children and their families in unincorporated areas of District 2.
5. Allocate \$21,000 from the Community Enhancement Program Budget (Org 12900) to the Olaf Wieghorst Museum Foundation to purchase art supplies, meals, and certificates for high school students who attend the Visual Arts Workshop in El Cajon, CA, sponsor transportation for students and seniors who lack transportation to attend museum tours, roof and HVAC improvements to protect the Wieghorst artwork, and improving the collection of desert plants to its collection of Desert Garden trees, cacti, and plants.
6. Allocate \$58,000 from the Community Enhancement Program Budget (Org 12900) to the Poway Rodeo Volunteers Association, Inc. to fund payroll for contractors to install fencing, ADA access, and a video scorecard, rental fees for stadium equipment, and a children's program that would introduce local children to rodeo through a simulated experience.
7. Allocate \$20,640 from the Community Enhancement Program Budget (Org 12900) to the Ramona H.E.A.R.T Mural Project to fund the creation of Ramona's first Sheriff mural to commemorate Leonard Walker, sidewalk art on the east and west side of Main Street of old town Ramona, the replacement of an old mural at 310 13th Street, and the creation of a small garden mural on the corner of 7th and Main Street.
8. Allocate \$20,000 from the Community Enhancement Program Budget (Org 12900) to The Ramona Pioneer Historic Society to support day-to-day operational and maintenance expenses, and purchase cleaning supplies and office materials for the Guy B. Woodward Museum located at 645 Main Street, Ramona, CA, 92065.

9. Allocate \$15,000 from the Community Enhancement Program Budget (Org 12900) to Rise Up Industries to fund their reentry program by providing funds for full-time staff salaries and materials to help formerly incarcerated gang-involved residents by providing a comprehensive training program in high demand trade jobs and help them find job openings, case management, and provide mental health services to these individuals.
10. Allocate \$72,000 from the Community Enhancement Program Budget (Org 12900) to the San Diego Blood Bank to fund the purchase of new Trina Automated Blood Collection Systems to further their goals of improving lives through blood donations and biotherapies.
11. Allocate \$100,000 from the Community Enhancement Program Budget (Org 12900) to the San Diego Habitat for Humanity, Inc. to hire staff to make environmental, architectural, and engineering assessments that will contribute to the predevelopment for 17 homes in Santee located at 8932 1st Street.
12. Allocate \$5,000 from the Community Enhancement Program Budget (Org 12900) to the San Diego Parks Foundation to support their outreach and marketing efforts for the Undertow Golf Event, as well as event related expenses including vendor costs and wifi.
13. Allocate \$20,000 from the Community Enhancement Program Budget (Org 12900) to the Tierrasanta Foundation to enhance the quality of life by making improvements to the Tierrasanta Pool and Rec Center and develop a newsletter software to help connect the community with its physical locations.
14. Allocate \$36,000 from the Neighborhood Reinvestment Program budget (Org 15655) to the Alpine American Legion, Post No. 258, Department of California, to renovate their kitchen, flagpole, patio, roof, ceiling, and other external improvements on the command post located in 3328 Alpine Blvd, Alpine, CA 91901.
15. Allocate \$20,000 from the Neighborhood Reinvestment Program budget (Org 15655) to the Boys and Girls Clubs of East County, Inc. for its STEM afterschool program and summer camp for supplies, materials and equipment such as iPads, cases, chairs, monitors, tables, whiteboards, stools, chairs, shelving units, and active learning furniture needed for its program and for age-appropriate activities for its summer camp in the Lakeside and Santee clubhouses located at 8820 Tamberly Way, Santee, CA 92071 and 12824 Lakeshore Drive, Lakeside, CA 92040 respectively.
16. Allocate \$16,110 from the Neighborhood Reinvestment Program budget (Org 15655) to Friends of the 4S Ranch Library to purchase Advanced Workstations in Education (AWE) Stations including warranty, sales tax, and shipping included as part of the purchase price to give children and their families safe access to internet for educational purposes at the 4S Ranch Library located at 0433 Reserve Drive, San Diego, CA 92127.
17. Allocate \$30,000 from the Neighborhood Reinvestment Program budget (Org 15655) to the Girl Scouts, San Diego-Imperial Council, Inc. that would allow them to replace and repair outdoor stoves for the residential camp located at 4720 Boulder Creek Road, Julian, CA 92036.



18. Allocate \$25,000 from the Neighborhood Reinvestment Program budget (Org 15655) to It's All About the Kids Foundation to purchase a Box truck and a Cool-bot refrigeration unit for the Feed the Kids Program to address the food insecurity gap in the unincorporated areas of District 2.
19. Allocate \$100,000 from the Neighborhood Reinvestment Program budget (Org 15655) to the Jacumba Community Service District to provide the community with a modern play structure that includes adult workout equipment and a shade structure located at 44635 Old Highway 80, Jacumba, CA 91934.
20. Allocate \$16,520 from the Neighborhood Reinvestment Program budget (Org 15655) to the Just in Time for Foster Youth to expand their headquarters by adding more desks, chairs, and other office furniture and improve their capabilities of serving 1,800 foster youths (ages 18-27) to 2,500 foster youths. By expanding their footprint and capacity to serve at-risk youth in San Diego County. They would be able to manage 500+ volunteers and increase the number of full-time staff.
21. Allocate \$15,000 from the Neighborhood Reinvestment Program budget (Org 15655) to the National Foundation for Autism Research to support the expansion of NFAR Cyber program through the purchase of necessary materials, equipment, such as computers, office materials, computer software, and a new office space needed to support the growing program.
22. Allocate \$50,000 from the Neighborhood Reinvestment Program budget (Org 15655) to Neighborhood Healthcare to construct 12 rooms for its Chiropractic and Acupuncture care services, new administrative offices, and open space to expand their primary care and behavioral services located at 470 N. Mollison, El Cajon, CA 92021.
23. Allocate \$67,000 from the Neighborhood Reinvestment Program budget (Org 15655) to Noah Homes, Inc. to fund multiple projects, including renovating bathrooms, re-piping Casa de Paz, and purchasing new appliances and furniture for resident homes located at 12526 Campo Rd, Spring Valley, CA, 91978.
24. Allocate \$25,000 from the Neighborhood Reinvestment Program budget (Org 15655) to the Promises2Kids Foundation to support the April-May public Child Abuse Awareness campaign by reserving an event space and catering cost for its press conference event on April 19th.
25. Allocate \$7,000 from the Neighborhood Reinvestment Program budget (Org 15655) to the Rural Community Assistance Corporation to replace aging water storage tanks with a 100,000 gallon tank and provide technical support for the capital project, such as installation services, for consolidation with neighboring water systems and new water treatment located at 29856 Mallard Drive, Campo, CA 91906.



26. Allocate \$50,000 from the Neighborhood Reinvestment Program budget (Org 15655) to the Scripps Ranch Softball Association to support expenses associated with maintenance of the 6 infields, resurfacing/replacing fences for pitching box, purchasing a storage unit for sports equipment, livestream camera equipment, and brand-new equipment to keep youth engaged and safe.
27. Allocate \$3,659 from the Neighborhood Reinvestment Program budget (Org 15655) to the Write Out Loud for the purchase of copies of "The Bear" by Andrew Krivak for students at schools in District 2 and to fund supplies and materials for their workshops. That are aimed at engaging students in visual arts, literacy, performance, and media art workshops.
28. Allocate \$70,000 from the Neighborhood Reinvestment Program budget (Org 15655) to YMCA of San Diego County for constructing new locker room upgrades at the Cameron Family YMCA located at 10123 Riverwalk Drive, Santee, CA 92071 to ensure privacy for patrons.
29. Establish appropriations of \$4,584 in the Community Enhancement Budget (Org 12900) based on the return of unused portions of prior year allocations so the funds can be allocated to other projects. (4 VOTES)
30. Establish appropriations of \$18,117 in the Neighborhood Reinvestment Program Budget (Org 15655) based on the return of unused portions of prior year allocations so the funds can be allocated to other projects. (4 VOTES)
31. Find that the grants have a public purpose.
32. Authorize the Director, Office of Economic Development and Government Affairs to execute grant agreements or amendments to 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.
33. Find that the allocations to Alpine Community Center, Alpine Women's Club, Ramona H.E.A.R.T Mural Project, Poway Rodeo Volunteers Association, Inc., Tierrasanta Foundation, Alpine American Legion, Post No. 258, Department of California, Girl Scouts, San Diego-Imperial Council, Inc., Jacumba Community Service District, Neighborhood Healthcare, Noah Homes, Inc., Olaf Wieghorst Museum Foundation, Rural Community Assistance Corporation, Scripps Ranch Softball Association, and YMCA of San Diego County are exempt from review under the California Environmental Quality Act (CEQA) by Section 15301 of the CEQA Guidelines.

#### **EQUITY IMPACT STATEMENT**

We recognize that the systemic impacts that inequitable policies may create for residents in San Diego County. Find that 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, promotes a better quality of life and improves outcomes that align with the vision of our county.

Organizations were chosen based on their location or the demographics they serve with a focus on organizations that serve vulnerable community members, youth events and inclusive community events. The organizations that were chosen work to promote a sense of belonging and utilize equity in their operations, outreach and programs. Their supporting documents were reviewed as well as impact reports and community testimony.

#### **SUSTAINABILITY IMPACT STATEMENT**

The investment of these grant funds into the specified community organizations and non-profits will promote the financial sustainability and economic viability of San Diego County communities for generations to come.

#### **FISCAL IMPACT**

Funds for the grant allocations are included in the Fiscal Year 2022-23 Operational Plan for the Community Enhancement budget (Org 12900) and Neighborhood Reinvestment Program (Org 15655). The fiscal impact of these recommendations is \$587,140 from the Community Enhancement budget (Org 12900) and \$531,289 from the Neighborhood Reinvestment Program budget (Org 15655) totaling \$1,148,429. The funding sources are Transient Occupancy Tax 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 Anderson, seconded by Supervisor Desmond, the Board of Supervisors took action as recommended, on Consent.

AYES: Vargas, Anderson, Lawson-Remer, Desmond

ABSENT: Fletcher

**16. SUBJECT: NEIGHBORHOOD REINVESTMENT AND COMMUNITY  
ENHANCEMENT PROGRAM GRANTS AND CEQA EXEMPTION  
FINDING (DISTRICT: 3)**

#### **OVERVIEW**

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

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

##### **SUPERVISOR TERRA LAWSON-REMER**

1. Allocate \$10,000 from the Neighborhood Reinvestment Program budget (Org 15660) to the Assistance League of Greater San Diego to support with one-time cost of shirts and hoodies for low-income living students in Mira Mesa.

2. Allocate \$10,000 from the Neighborhood Reinvestment Program budget (Org 15660) to the Assistance League of Rancho San Dieguito to support Operation School Bell: Clothing Children program through the purchase of shirts, jeans, socks, underwear, jackets, sweaters, hat, dresses, skirts, shorts, and shoes for low-income pupils attending school in Carmel Valley, Del Mar, Solana Beach, and Encinitas.
3. Allocate \$15,000 from the Neighborhood Reinvestment Program budget (Org 15660) to Balboa Art Conservation Center to support the purchase of advanced digital systems to replace their Imaging Suite's outdated X-radiography equipment, polarized light microscope, and infrared reflectography camera, in addition to supporting infrastructure renovation costs to remove old carpet and replace with new flooring, remove old work surfaces with updated formica, and updating storage to maximize use of the space.
4. Allocate \$10,000 from the Neighborhood Reinvestment Program budget (Org 15660) to Big Brothers Big Sisters of San Diego County, Inc. to support the purchase of new laptops, tablets for Senior Littles, and a one-time purchase of an on-site server to the Microsoft Azure cloud platform.
5. Allocate \$50,000 from the Neighborhood Reinvestment Program budget (Org 15660) to Campana Studios to support the purchase of a commercial van for mobile art workshops and art supplies such as paint, canvas, brushes, gesso, painting panels, cups, palette, rollers, paper, frames, spraying equipment, ink, plates, carving/gouging tools, hand printing tools, printing press, clay, glazes, kiln, tools.
6. Allocate \$15,000 from the Neighborhood Reinvestment Program budget (Org 15660) to Del Mar Community Connections of San Diego County to support the purchase of new furniture for the Del Mar Community Building conference room, including indoor seating, patio heaters, and purchase of propane tanks.
7. Allocate \$25,000 from the Neighborhood Reinvestment Program budget (Org 15660) to Encinitas Preservation Association to support the costs of new roofs for both the historical boathouses and a four-unit affordable housing apartment building, three new apartment windows, and repair wood rot and restore water damaged areas of the boathouses.
8. Allocate \$15,000 from the Neighborhood Reinvestment Program budget (Org 15660) to La Jolla Christmas Parade & Holiday Festival Foundation d.b.a. LJ Steam for the one-time purchase of books that will be provided to the community free of charge.
9. Allocate \$20,000 from the Neighborhood Reinvestment Program budget (Org 15660) to La Jolla Historical Society to support with demolition and removal of sidewalk and other entry facilities, obtain dumpsters, and install new hardscape sidewalk with traditional concrete scoring, hardscape driveway with traditional concrete, softscape, and veneer/cobble repair.

10. Allocate \$25,000 from the Neighborhood Reinvestment Program budget (Org 15660) to Liberty Station Improvement Association to support with one-time costs of sound system, obtaining TVs, pop-up tent, branding sail signs, ambassador polo shirt, jacket and hat, screen for videos, purchase of historical photos from the San Diego History Center, creation and installation of historical signage re historical sites, QR Code development for signage, website update, and purchase of videos.
11. Allocate \$15,000 from the Neighborhood Reinvestment Program budget (Org 15660) to Naturally San Diego, Inc., to fund new computers, tablets, monitors, headsets, cameras, mic system for multiple users, desk lights, Wi-Fi router, laptop carrying cases, docking stations, cables and accessories to properly connect technology, printer, Wi-Fi extender, external mouse and keyboard, desk chair, floor protector for rolling chair, bookshelves, storage shelves for event equipment when not in use, storage bins, space heater for cold events, chairs, tables, branded banners, "feather flag" signs, stickers, reusable nametags, portable name tag printer, mic and amp setup, walkie talkies, branded signs at events, reusable vinyl signage to display core values, ice chest, reusable dishware, event staff and volunteer uniforms such as jackets, vests, and hats, banners, signage stands, trash cans, and canopies.
12. Allocate \$40,000 from the Neighborhood Reinvestment Program budget (Org 15660) to NTC Foundation to support the renovation of historic Navy building 178 into a performing arts center through the purchase of theatrical lighting control panels, electronic monitors in the lobbies, and a video relay system for backstage areas.
13. Allocate \$20,000 from the Neighborhood Reinvestment Program budget (Org 15660) to the Reuben H. Fleet Science Center to aid the completion of renovations to the Heikoff Dome Theater, including new seats and flooring in the Dome, with a focus on easily sanitized surfaces.
14. Allocate \$11,500 from the Neighborhood Reinvestment Program budget (Org 15660) to Revision Project, Inc., to fund the creation of a mural by providing for such things as primer, sealant, paint, painters tape, drop cloth, paint trays, paint rollers, paint roller extension pole, extension cords, brushes, scaffolds, ladders, retention of an artist, and a projector.
15. Allocate \$25,000 from the Neighborhood Reinvestment Program budget (Org 15660) to Shoreline Community Services to support the one-time purchase of a work truck, an industrial power sprayer, trailer, shed, shovels, rakes, brooms, work carts, and uniforms.
16. Allocate \$20,000 from the Neighborhood Reinvestment Program budget (Org 15660) to Viet Vote to support the one-time purchase of desks, chairs, and a small conference table, mobile phones, tablets, laptops, shirts, tote bags, banners, and a canopy with logo.
17. Allocate \$7,000 from the Community Enhancement Program budget (Org 12900) to Asian Pacific American Coalition San Diego for printing of promotional materials and program, graphic designer, website, rental of venue, and, as well as installation of banners in Mira Mesa to spread awareness.



18. Allocate \$25,000 from the Community Enhancement Program budget (Org 12900) to Autism Society San Diego, Inc. for expanding lessons to new locations, hire and train more instructors, add long intensive classes to the program, and develop a website that provides information and resources about water safety and drowning prevention.
19. Allocate \$46,000 from the Community Enhancement Grant Program budget (Org 12900) to Campana Studios to support operating expenses, staffing, after school arts programming support, visual art shows, curriculum development, and training to teaching artists.
20. Allocate \$15,000 from the Community Enhancement American Rescue Plan Program budget (Org 12905) to Kitchens for Good, Inc., to support payroll costs of essential staff providing critical workforce development services. With many restaurants shut down due to the pandemic, Kitchens for Good was forced to stop operations resulting in the loss of over \$500,000 in signed contracts, and their number of employees decreased from 64 to 27.
21. Allocate \$15,000 from the Community Enhancement American Rescue Plan Program budget (Org 12905) to La Jolla Art and Wine Festival Foundation to support the costs of services of the production company that facilitates the procurement for required permits, COVID-19 procedures, and equipment rentals for the festival, in addition to funding for festival marketing costs. The festival was cancelled in 2020 while already in the planning process, resulting in a net loss, and the 2021 festival had limited attendees to meet COVID-19 distancing guidelines, and thus, the Foundation has not been able to continue funding the art and science programs at five local schools at the levels they did pre-pandemic.
22. Allocate \$15,000 from the Community Enhancement American Rescue Plan Program budget (Org 12905) to the Maritime Museum Association of San Diego to support the cost of payroll for staff that worked during the pandemic. The San Diego Maritime Museum suffered significant revenue loss during the pandemic that resulted in significantly fewer visitors than in their typical years.
23. Allocate \$15,000 from the Community Enhancement American Rescue Plan Program budget (Org 12905) to the San Diego County Dental Foundation to support the costs of materials for health fairs, in addition to the funds needed to re-open the Geis Clinic for veterans, including the purchase of PPE for staff and volunteers and costs of facility maintenance. The Foundation was forced to close the Geis Veteran's Clinic and stop or limit existing programs due to COVID-19 restrictions which also cancelled their annual fundraising gala for these programs in 2020, and significantly downsized attendance to their virtual gala in 2021.
24. Allocate \$15,000 from the Community Enhancement American Rescue Plan Program budget (Org 12905) to Surfing Madonna Oceans Project to support the costs of payroll for staff who carry out the Special Needs Surf Camps at local beaches for children with cognitive delays and physical challenges, a program that was funded through marathon events that were cancelled due to COVID-19.



25. Allocate \$15,000 from the Community Enhancement American Rescue Plan Program budget (Org 12905) to Viet Vote to support the costs of opening a small office space, including rent/mortgage payment and payroll for full-time staff to conduct bilingual community outreach. As an organization founded in 2019, many funding sources were unavailable, and the organization could not conduct in-person outreach, severely limiting the number of people they could impact, especially given their focus on outreach to Vietnamese refugees, seniors, and others with language barriers, who often do not have access to the kinds of remote technology Viet Vote's outreach efforts relied on throughout the pandemic.
26. Amend the Neighborhood Reinvestment Program, effective 03/01/22 (7), which allocated \$5,000 to La Jolla Historical Society to include the purchases of archival sleeves, envelopes, and boxes. Authorize the Director, Office of Economic Development and Government Affairs to amend the grant agreement accordingly.
27. Amend the Neighborhood Reinvestment Program Grant, effective 4/05/2022 (8), which allocated \$25,000 to Photocharity to include computers and acquire video for use of promotional purposes. Authorize the Director, Office of Economic Develop and Government Affairs to amend the grant agreement accordingly.
28. Rescind the 12/18/2020 (31) allocation of \$100,000 from the Neighborhood Reinvestment Program budget (Org 15560) to Our Music for You for reallocation to other projects.
29. Establish appropriations of \$3,979 in the Neighborhood Reinvestment Program Budget (Org 15560) based on the unused portion of prior year allocations so the funds can be allocated to other projects. **(4 VOTES)**
30. Establish appropriations of \$19,021 in the Community Enhancement Program Budget (Org 12900) based on the unused portion of prior year allocations so the funds can be allocated to other projects. **(4 VOTES)**
31. Authorize the Director, Office of Economic Development and Government Affairs to execute grant agreements or amendments to 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.
32. Find that each of the grants has a public purpose and that the grants awarded using American Rescue Plan Act funds is necessary to address an adverse impact of the COVID-19 pandemic on the funded organizations.
33. Find in accordance with Section 15301 of the California Environmental Quality Act (CEQA) Guidelines that the proposed grants to Balboa Art Conservation Center, Encinitas Preservation Association, La Jolla Historical Society, NTC Foundation, Reuben H. Fleet Science Center, Revision Project, Inc., and Asian Pacific American Coalition San Diego are exempt from CEQA review.

### **EQUITY IMPACT STATEMENT**

We recognize that the systemic impacts that inequitable policies may create for residents in San Diego County. Find that 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, promotes quality of life and improves outcomes that align with the vision of our county. Organizations were chosen based on their location or the demographics they serve with a focus on organizations that focus on vulnerable community member, youth events and inclusive community events. The organizations that were chosen work to promote a sense of belonging and utilize equity in their operations, outreach and programs. Their supporting documents were reviewed as well as impact reports and community testimony.

### **SUSTAINABILITY IMPACT STATEMENT**

The proposed action to fund nonprofit organizations improves quality of life and supports long term sustainability of the community, advancing the County of San Diego Sustainability Goals to educate the community, protect ecosystems, habitats, biodiversity, and transition to a green, carbon-free economy.

### **FISCAL IMPACT**

Funds for the grant allocation requests are included in the Fiscal Year 2022-23 Operational Plan for the Neighborhood Reinvestment Program (Org 15660), Community Enhancement Program (Org 12900) and the Community Enhancement ARPA Program (Org 12905). The fiscal impact of these recommendations is \$326,500 from the Neighborhood Reinvestment Program budget (Org 15660), \$78,000 from the Community Enhancement Program budget (Org 12900), and \$90,000 from the Community Enhancement American Rescue Plan Program budget (Org 12905) totaling \$494,500. The funding sources are General Purpose Revenue, an American Rescue Plan Program allocation, and Transient Occupancy Tax Revenues.

### **BUSINESS IMPACT STATEMENT**

N/A

### **ACTION:**

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

AYES: Vargas, Anderson, Lawson-Remer, Desmond

ABSENT: Fletcher

## **17. SUBJECT: GENERAL SERVICES - CONTINUATION OF EMERGENCY REPAIRS AT THE COUNTY ADMINISTRATION CENTER (DISTRICT: 3)**

### **OVERVIEW**

On February 6, 2023, a failure of the chilled water supply line that serves the heating, ventilation, and air conditioning system of the County Administration Center (CAC) was discovered in the northwest corner of the building exterior. This failure occurred at approximately 7:00am causing a total loss of cooling capacity, severely impacting the ability to control the interior temperature of the facility. To mitigate the risk to the operational capability of the building occupants and

restore temperature control, it was necessary to declare an emergency and forgo competitive solicitation of the repair and restoration work. In accordance with County Administrative Code Section 402, "Emergency Purchases," a notice to proceed for emergency repairs was issued to ACCO Engineered Systems, a contractor with previous County facility and repair experience. Upon further investigation of the CAC chill water piping system, additional failures were discovered that warrant replacement of the entire chilled water piping system. To date, the costs of mobilization, construction, set up and delivery of a temporary chiller and the work previously done by ACCO totals \$220,218. The cost of repairs to the chilled water piping system is estimated at \$2,255,750 for a total of \$2,475,968 for all the work required. The estimated time for completion of repairs will be 75 days from the start of construction.

On February 28, 2023 (7), the San Diego County Board of Supervisors (Board) found that there was a need for emergency repairs at the CAC and provided authorization to continue the emergency action. Pursuant to Public Contract Code Section 22050, until the repairs are complete, the Board is required to determine at every regularly scheduled board meeting that there is a need to continue the emergency action. Today's action requests the Board to find that there is a need to continue the CAC emergency repair and restoration.

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

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

1. Find the proposed project is statutorily exempt from the California Environmental Quality Act (CEQA) review pursuant to Sections 15269(b) and 15301 of the CEQA Guidelines because the proposed project is for emergency repairs to a publicly owned service facility necessary to maintain service essential to the public health, safety, and welfare, and because it consists of the minor alteration of existing public facilities involving negligible or no expansion of existing use.
2. Pursuant to Public Contract Code Section 22050(c)(2)(a), find that there is a need to continue the emergency repair and restoration of the County Administration Center without giving notice for bids to let a contract. **(4 VOTES)**

#### **EQUITY IMPACT STATEMENT**

As a public building, most daily activities that take place at the CAC have an impact upon the San Diego County community. Regular meetings of the Board of Supervisors, County Special Districts and various Commission meetings are held at the CAC. The Department of General Services is responsible for managing the CAC, including maintenance and repairs. Approval of the emergency repairs will ensure continued operation of the CAC heating, ventilation, and air conditioning system. These proposed emergency repairs will provide public benefit to members of the public and County employees through the continued provision of essential public services at this facility.

#### **SUSTAINABILITY IMPACT STATEMENT**

The emergency repairs will ensure the health and wellbeing of County employees and visitors to the County Administration Center by protecting indoor air quality.

### **FISCAL IMPACT**

Funds for this request are included in the Fiscal Year 2022-23 Operational Plan for the Department of General Services Facilities Management Internal Service Fund. If approved, this request will result in estimated costs and revenue of \$2,475,968. The funding source is charges to client departments. There will be no change in net General Fund cost and no additional staff years.

### **BUSINESS IMPACT STATEMENT**

Failure to make the required repairs in a timely manner will result in a risk of inability to control the building interior temperature.

### **ACTION:**

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

AYES: Vargas, Anderson, Lawson-Remer, Desmond

ABSENT: Fletcher

18. **SUBJECT: BIENNIAL REVIEW OF CONFLICT OF INTEREST CODES - APPROVAL OF CONFLICT OF INTEREST CODE AMENDMENTS RECEIVED THROUGH MARCH 2, 2023: VARIOUS AGENCIES (DISTRICTS: ALL)**

### **OVERVIEW**

The Board of Supervisors serves as the Code Reviewing Body for any local agency, other than city agencies, with jurisdiction wholly within the County, per Government Code Section 82011. Pursuant to Government Code Section 87306.5, the Clerk of the Board of Supervisors coordinated, on behalf of the Board, the Biennial Review of Conflict of Interest Codes for all County Departments and local agencies. The recommended action would approve the proposed amendments to the Conflict of Interest codes as received through March 2, 2023 from respective agencies as part of the Biennial Review of Conflict of Interest Codes.

### **RECOMMENDATION(S)**

#### **CHIEF ADMINISTRATIVE OFFICER**

Approve the Conflict of Interest Code adopted by Pathways Academy Adult Education where no changes were necessary (Attachment A).

Approve the amended Conflict of Interest Codes adopted by the following agencies (Attachment B):

- Motivated Youth Academy
- Rancho Santa Fe Fire Protection District

### **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 policies 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 and as such must provide transparent bias-free decision-making. The Board of Supervisors serves as the Code Reviewing Body for any local agency, other than city agencies, with jurisdiction wholly within the County, pursuant to Government Code Section 82011. Under the California Political Reform Act, a public official has a disqualifying conflict of interest in a governmental decision if it is foreseeable that the decision will have a financial impact on their personal finances or other financial interests. In such cases, there is a risk of biased decision-making that could sacrifice the public's interest in favor of the official's private financial interests. To avoid actual bias or the appearance of possible improprieties, the public official is prohibited from participating in the decision.

The recommended action would approve the submitted Conflict of Interest codes. The Conflict of Interest codes in this Board Letter enable the County of San Diego to provide transparency and accountability to individual residents, ensuring equitable operations of the government that are free from undue influence.

#### **SUSTAINABILITY IMPACT STATEMENT**

Under the Political Reform Act, all public agencies are required to adopt a Conflict of Interest code that designates positions that are required to file the Statement of Economic Interests (Form 700). Conflict of Interest codes must be maintained as updated and accurate to ensure that necessary public officials report their personal financial interests. These required filings provide public transparency about possible conflicts of interest and to ensure governmental decisions are made in the best interest of the public. This board letter supports the County of San Diego's sustainability goal of, "Engaging the community to partner and participate in decisions that impact their lives and communities and transparently share results of outcomes."

#### **FISCAL IMPACT**

The funding source for administration of this task is included in the Fiscal Year 2022-2023 Adopted Budget for the Clerk of the Board of Supervisors.

#### **BUSINESS IMPACT STATEMENT**

N/A

#### **ACTION:**

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

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

19. **SUBJECT: APPROVAL OF THE CONFLICT OF INTEREST CODES FOR ALPINE UNION SCHOOL DISTRICT, AUDITOR & CONTROLLER, AND ENCINA WASTEWATER AUTHORITY (DISTRICTS: ALL)**

#### **OVERVIEW**

The Board of Supervisors serves as the Code Reviewing Body for any local agency, other than city agencies, with jurisdiction wholly within the County, per Government Code Section 82011.



The recommended action would approve the proposed amendments to the Conflict of Interest codes of Alpine Union School District, Auditor & Controller, and Encina Wastewater Authority.

### **RECOMMENDATION(S)**

#### **CHIEF ADMINISTRATIVE OFFICER**

Approve the Conflict of Interest codes of the following agencies:

1. Alpine Union School District
2. Auditor & Controller
3. Encina Wastewater Authority

### **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 policies 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 and as such must provide transparent bias-free decision-making. The Board of Supervisors serves as the Code Reviewing Body for any local agency, other than city agencies, with jurisdiction wholly within the County, pursuant to Government Code Section 82011. Under the California Political Reform Act, a public official has a disqualifying conflict of interest in a governmental decision if it is foreseeable that the decision will have a financial impact on their personal finances or other financial interests. In such cases, there is a risk of biased decision-making that could sacrifice the public's interest in favor of the official's private financial interests. To avoid actual bias or the appearance of possible improprieties, the public official is prohibited from participating in the decision.

The recommended action would approve the submitted Conflict of Interest codes. The Conflict of Interest codes in this Board Letter enable the County of San Diego to provide transparency and accountability to individual residents, ensuring equitable operations of the government that are free from undue influence.

### **SUSTAINABILITY IMPACT STATEMENT**

Under the Political Reform Act, all public agencies are required to adopt a Conflict of Interest code that designates positions that are required to file the Statement of Economic Interests (Form 700). Conflict of Interest codes must be maintained as updated and accurate to ensure that necessary public officials report their personal financial interests. These required filings provide public transparency about possible conflicts of interest and to ensure governmental decisions are made in the best interest of the public. This board letter supports the County of San Diego's sustainability goal of, "Engaging the community to partner and participate in decisions that impact their lives and communities and transparently share results of outcomes."

### **FISCAL IMPACT**

The funding source for administration of this task is included in the Fiscal Year 2022-2023 Adopted Budget for the Clerk of the Board of Supervisors.

### **BUSINESS IMPACT STATEMENT**

N/A



**ACTION:**

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

AYES: Vargas, Anderson, Lawson-Remer, Desmond

ABSENT: Fletcher

20. **SUBJECT: ADMINISTRATIVE ITEM:  
SECOND CONSIDERATION AND ADOPTION OF ORDINANCE:  
CONSIDERATION AND ADOPTION OF AN ORDINANCE TO SET  
RATES FOR THE VOTER APPROVED CANNABIS BUSINESS TAX  
(3/14/2023 - First Reading; 4/4/2023 - Second Reading unless ordinance is  
modified on Second Reading) (DISTRICTS: ALL)**

**OVERVIEW**

On March 14, 2023 (11), the Board of Supervisors took action to further consider and adopt the Ordinance on April 4, 2023.

On January 27, 2021 (4), the Board of Supervisors (Board) directed the Chief Administrative Officer (CAO) to explore the implementation of a commercial cannabis ordinance, regulations, and programs with a social equity component for the unincorporated area, including the development and implementation of a commercial cannabis taxation program. Relating to the commercial cannabis taxation program, County of San Diego (County) staff returned to the Board on May 10, 2022 (20), with a draft cannabis business tax ordinance and fiscal revenue analysis developed in conjunction with HdL Companies (HdL), the County's cannabis taxation program consultant.

Then, on June 14, 2022 (21), and June 28, 2022 (27), the Board took various actions necessary to place the cannabis business tax measure on the ballot for voter consideration during the consolidated general election on November 8, 2022. In addition to taking these actions, the Board directed the CAO to return to the Board to establish the actual tax rates should the measure be approved by the voters.

The Registrar of Voters certified the November 8, 2022, consolidated general election on December 8, 2022. The County's Cannabis Business Tax (Measure A) required a majority vote (50% plus one) to pass. Measure A passed with a final result of 57.45% of voters voting in favor of the measure.

On January 24, 2023 (16), the Board considered staff's recommended initial rates and directed certain changes. Today's action submits a revised version of the ordinance to the Board. Staff recommends the Board approve the introduction of such ordinance (first reading) today. If the Board approves this action, staff recommends the Board adopt the ordinance on April 4, 2023 (second reading). If the proposed ordinance is amended by motion of the Board at the second reading, an additional meeting date will need to be selected for the ordinance's adoption. In

addition to changes directed by the Board, the submitted ordinance reflects an effective date of the Cannabis Business Tax to align with the beginning of a fiscal quarter soonest after the operative date of an approved and adopted ordinance (July 1, 2023).

### **RECOMMENDATION(S)**

#### **CHIEF ADMINISTRATIVE OFFICER**

Consider and adopt the Ordinance (second reading) entitled:

**AN ORDINANCE AMENDING THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES, TITLE 2, DIVISION 2, CHAPTER 4, RELATING TO SETTING INITIAL RATES FOR THE CANNABIS BUSINESS TAX.**

### **EQUITY IMPACT STATEMENT**

A disproportionate number of Black, Indigenous, and People of Color (BIPOC) individuals remain incarcerated for the past criminalization of cannabis. As cannabis is legalized and permitted in the unincorporated area of San Diego County, the Board saw the need to create a Socially Equitable Cannabis Program to help guide the County's approach to this new potential revenue. On January 27, 2021 (4), the Board directed the CAO to develop a Socially Equitable Cannabis Program (Program) to include Zoning Ordinance and Regulatory Code amendments that allow for a variety of commercial cannabis uses, and a Social Equity Program to prioritize equity, access, and business opportunities to help rectify the injustices caused by the War on Drugs.

Specific to a cannabis taxation program, County staff and consultants engaged in three community outreach sessions where information was made available about cannabis history, market demand for cannabis, revenue generating strategies, future trends in cannabis, general tax ordinance structure and rates, and cannabis tax issues. Participants were given the opportunity to ask questions and provide comments about the topics discussed. Social equity considerations were a common theme in the feedback received, with comments including concerns that too high or too many taxes could be cost prohibitive for social equity businesses, suggestions to invest future tax revenues into social equity businesses or communities most impacted by the past criminalization of cannabis, and a sentiment that addressing historic and current inequities, not generating revenue, should guide the development of the tax ordinance.

The Office of Equity and Racial Justice (OERJ) will bring forward additional items to the Board relating to the Socially Equitable Cannabis Program at a later date.

### **SUSTAINABILITY IMPACT STATEMENT**

The Cannabis Business Tax was approved by the voters on November 8, 2022. Elections are the cornerstone of public participation in governmental decision making, which aligns with Goals #1 and #2 of the County of San Diego Sustainability Goals. Goal #1 is to engage the community in meaningful ways - today's action is the culmination of many months of community engagement and public hearings related to the Cannabis Business Tax and is itself another opportunity for the community to participate in the decision-making process. Goal #2 is to provide just and equitable access to County services, policy decision-making, and resource allocation in support of sustainable communities. Sustainability includes four lenses (Social, Economic, Environmental, and Health & Wellbeing). The Cannabis Business Tax, being a general tax for the purpose of funding general governmental activities, can directly impact each of these areas of sustainability as funding is generated and allocated through the regular Operational Plan process.

## **FISCAL IMPACT**

Funds for this request are partially included in the Fiscal Year 2022-23 Operational Plan in the Treasurer - Tax Collector and Auditor & Controller departments. Additional costs will be incurred to administer the cannabis tax, including a net General Fund cost of \$323,311 and 2.50 additional staff years. In addition, the Chief Administrative Officer, Land Use and Environment Group and the Office of Equity and Racial Justice are working to identify staff resources needed for the establishment of an office that provides management and administration of activities leading towards the development and implementation of the County's Socially Equitable Cannabis Program. It is anticipated that specific recommendations and fiscal impacts will be presented to the Board during the budget process.

The rates that are within this ordinance, as amended by the Board on January 24, 2023 (16), would result in an estimated future annual revenue of \$1,830,000. This revenue projection depends on a variety of factors, including an increased concentration of retailers, market influences on the price of cannabis products as well as future policy and land use decisions by the Board, and it should not be assumed that these revenues will materialize within the first several years of the effective date of the tax rates.

Using the current market as a basis, the initial revenue that may be generated through this action in Fiscal Year 2023-24 is approximately \$140,625. As the Cannabis Business Tax is a general tax, all tax proceeds will be placed into the General Fund for use at the discretion of the Board of Supervisors during the annual Operational Plan process.

## **BUSINESS IMPACT STATEMENT**

As of October 2021, the Board adopted ordinance amendments to allow the five existing cannabis dispensaries that were in operation in the unincorporated area prior to the County's 2017 prohibition on new medical facilities to continue operations and sell commercial medicinal and adult-use cannabis. Currently, no new dispensaries or other cannabis operations are permitted under the existing ordinances. The Land Use and Environment Group (LUEG) will bring forward additional items to the Board that would allow additional cannabis operations in the unincorporated area at a later date.

Cannabis businesses support a wide variety of other businesses that are not a part of the cannabis supply chain. Cultivators support garden supply stores, greenhouse manufacturers, irrigation suppliers, soil manufacturers, and a wide variety of contractors, including building and construction, lighting and electrical, HVAC, permitting, and engineering. Manufacturers support many of these same businesses, plus specialized tooling and equipment manufacturers, and product suppliers for hardware, packaging, and labeling. All these businesses support, and are supported by, a host of ancillary businesses, such as bookkeepers, accountants, tax preparers, parcel services, marketing and advertising agencies, personnel services, attorneys, mechanics, facilities maintenance, security services, and others. The cannabis business entrepreneur profits and the salaries paid to employees will move into the local economy, support stores, restaurants, car dealerships, contractors, home sales, and other businesses.



**ACTION:**

ON MOTION of Supervisor Anderson, seconded by Supervisor Desmond, the Board of Supervisors took action as recommended, on Consent, adopting Ordinance No. 10838 (N.S.), entitled: AN ORDINANCE AMENDING THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES, TITLE 2, DIVISION 2, CHAPTER 4, RELATING TO SETTING INITIAL RATES FOR THE CANNABIS BUSINESS TAX.

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

**21. 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

**SUSTAINABILITY STATEMENT**

This board letter is a list of documents received by the Clerk of the Board of Supervisors and/or Board of Supervisors from other entities, other county departments, the public, and internal documents presented to the Clerk of the Board of Supervisors or the Board of Supervisors. This contributes to the overall sustainability of the county by engaging the community in meaningful ways and promote an environment that provides equitable access opportunities for public engagement.

**FISCAL IMPACT**

N/A

**BUSINESS IMPACT STATEMENT**

N/A

**ACTION:**

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

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

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

**OVERVIEW**

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

**RECOMMENDATION(S)**

**SUPERVISOR NATHAN FLETCHER**

Appoint Stephanie Gioia-Beckman to the CHILD AND FAMILY STRENGTHENING ADVISORY BOARD OF SAN DIEGO, Seat No. 20, for a term to start May 1, 2023 and to expire May 1, 2027.

Re-appoint Nadia Farjood to the COMMISSION ON THE STATUS OF WOMEN AND GIRLS, Seat No. 13, for a term to expire March 31, 2025.

Appoint Vernita Gutierrez to the COMMISSION ON THE STATUS OF WOMEN AND GIRLS, Seat No. 12, for a term to start April 4, 2023 and to expire April 4, 2025.

**SUPERVISOR JIM DESMOND**

Appoint Michele McCaffery to the FALLBROOK COMMUNITY PLANNING GROUP, Seat No. 15, for a term to expire January 6, 2025.

Appoint Jeniene Domercq to the I-15 DESIGN REVIEW BOARD, Seat 5, for a term to expire April 4, 2025.

Waive Board Policy A-74, "Citizen Participation in County Boards, Commissions and Committees," and re-appoint Jim Conrad to the SAN DIEGO COUNTY FISH AND WILDLIFE ADVISORY COMMISSION, Seat 9, for a term to expire January 4, 2027.

Re-Appoint Steven Turigliatto to the SAN DIEGO COUNTY FISH AND WILDLIFE ADVISORY COMMISSION, Seat 10, for a term to expire January 4, 2027.

**CHIEF ADMINISTRATIVE OFFICER**

Re-appoint Jurg Heubeger to the SAN DIEGO COUNTY SOLID WASTE HEARING PANEL, Seat No. 3, for a term to expire March 12, 2027.

Appoint Joseph Allen Ruanto-Ramirez to LEON L. WILLIAMS SAN DIEGO COUNTY HUMAN RELATIONS COMMISSION, Seat No. 9, for an indefinite term.

**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.

#### **SUSTAINABILITY IMPACT STATEMENT**

The County of San Diego has over one hundred boards, commissions, committees, and task forces that serve as voice in the County government. Advisory bodies are an essential role in resident engagement that allow citizens to participate on issues relating to the welfare and quality of life in the County. They are fundamental to the County of San Diego's ability to navigate complex and dynamic policy challenges, are a conduit to the County Bureaucracy, and a broker to community voice. This board letter supports the County of San Diego Sustainability Goal No.1 by "encourage[ing] people and diverse stakeholders to partner and participate in decisions that impact their lives and communities."

#### **FISCAL IMPACT**

N/A

#### **BUSINESS IMPACT STATEMENT**

N/A

#### **ACTION:**

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

AYES: Vargas, Anderson, Lawson-Remer, Desmond

ABSENT: Fletcher

- 23. SUBJECT: COUNTY OF SAN DIEGO AGRICULTURAL AND LIVESTOCK PASS PROGRAM - ROLLOUT OF PHASE 2 FOR FULL PROGRAM IMPLEMENTATION (DISTRICTS: ALL)**

#### **OVERVIEW**

Assembly Bill 1103, signed in 2021, authorized county Boards of Supervisors to create a standardized framework to implement a "Livestock Pass" program in California counties so that during fires and other disasters owners of commercial livestock operations have access to their properties to help protect animals and crops. The legislation provided a means for law enforcement officers and other emergency personnel to identify vetted commercial livestock producers or managerial employees and permit limited access to evacuated areas, when it is deemed safe by fire and law enforcement officials. To become a pass holder there is a requirement to complete a four-hour training course that covers safety precautions during a disaster. The pass holder must also attend a one-hour refresher course annually to maintain eligibility. During an incident, access to evacuated areas is determined by fire and law enforcement officials at the scene, with life safety as the primary consideration.

On March 15, 2022 (16) the Board of Supervisors (Board) directed the Chief Administrative Officer to explore the feasibility of developing an Agricultural and Livestock Pass (Ag Pass) Program with input from County departments and other stakeholders, and return to the Board with a implementation plan.

On August 30, 2022 (14), staff returned to the Board with a proposal to implement a pass for both the agriculture and livestock industries in the unincorporated areas of San Diego County. The Board approved staff's proposal through the adoption of a Resolution as well as the rollout of Phase 1, which allows cattle and equine operations to apply for the Ag Pass.

Today's requested Board action is to receive an update on the Ag Pass Program, and to authorize the second and final phase of program implementation. Approval of Phase 2 will expand the program to all commercial agricultural and livestock operations in the unincorporated area. Should any of the cities in San Diego County take action to adopt an Ag Pass Program, those applications may also be processed through the County's program. Those cities will grant access, as appropriate and safe, to pass holders and have the responsibility for training.

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

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

1. Find that today's actions for the Ag Pass Program are exempt from the California Environmental Quality Act (CEQA) pursuant Section 15061(b)(3) of the CEQA Guidelines as there is no possibility that the proposed actions would have a significant effect on the environment.
2. Receive an update on the Agricultural and Livestock Pass Program.
3. Authorize the second and final phase of the Agricultural and Livestock Pass Program, which will expand the program to all commercial agricultural and livestock operations in the unincorporated area.
4. Waive Board Policy B-29 Fees, Grants, Revenue Contracts - Department Responsibility for Cost Recovery which requires full cost recovery for services.

#### **EQUITY IMPACT STATEMENT**

In 2022 alone, the San Diego region experienced ten wildfire incidents that spanned over 5,800 acres. Today's request to expand the County's Agricultural and Livestock Pass (Ag Pass) Program has the potential to protect the livelihoods of approximately 4,000 operations in the unincorporated areas of San Diego County. The Ag Pass Program allows vetted commercial operators to reenter evacuated areas when deemed safe by incident commanders and fire and law enforcement personnel at the scene. Pass holders will be permitted to enter their property to protect their animals and crops. Some counties with Ag Pass Programs have limited their eligibility to certain industries and/or locations. San Diego County's Ag Pass Program, with the approval of Phase 2, will be open to all commercial livestock and agricultural operators in the unincorporated area, ensuring that all livestock and agricultural businesses have equal opportunity to participate. Ag Pass holders will be granted access to tend to their animals and crops at the discretion of incident commanders and law enforcement officials at the road closure.

## **SUSTAINABILITY IMPACT STATEMENT**

The County of San Diego Agricultural and Livestock Pass (Ag Pass) Program gives commercial livestock, and agricultural operators a better chance to protect their animals and crops, and thus, protect their economic livelihood. Allowing the Ag Pass holder to re-enter their property to take care of the livestock and/or crops can reduce the economic hardship they may face post-disaster. Preserving food production during a disaster helps maintain our local economy and provides healthy nutritious food for San Diego residents. With an estimated 4,000 livestock and agricultural operators in the unincorporated area and 5,100 in San Diego County, the Ag Pass Program assists in mitigating impacts our region's economy.

## **FISCAL IMPACT**

There is no fiscal impact associated with today's recommendations. There will be no change in net General Fund costs and no additional staff years in the current fiscal year. Continuation of the Agricultural and Livestock Pass (Ag Pass) Program, including the immediate rollout of the second and final phase, will require ongoing collaboration of multiple County departments, including San Diego County Fire, the Department of Agriculture, Weights and Measures, the Office of Emergency Services, the San Diego County Sheriff's Department, and the Department of Animal Services. The ongoing cost to sustain the Ag Pass Program will vary by department. If future costs are identified to sustain the Ag Pass Program, they will be included in future Operational Plans for each of the departments.

A waiver of Board Policy B-29 Fees, Grants, Revenue Contracts - Department Responsibility for Cost Recovery is requested because a fee will not be charged to recover full operating costs for services provided.

## **BUSINESS IMPACT STATEMENT**

If approved, today's Board action would enable County staff to quickly expand the Agricultural and Livestock Pass (Ag Pass) Program to an estimated 4,000 agricultural and livestock operators before the height of this fire season. Furthermore, the Ag Pass Program enables better coordination during a disaster, supports effective evacuation, and further encourages a resilient food system to protect public health and safety.

## **ACTION:**

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

AYES: Vargas, Anderson, Lawson-Remer, Desmond

ABSENT: Fletcher

24. **SUBJECT: NOTICED PUBLIC HEARING:  
FISCAL YEAR 2023-24 ANNUAL PLAN; REALLOCATION OF  
PROGRAM FUNDS; AND A RESOLUTION OF THE SAN DIEGO  
COUNTY BOARD OF SUPERVISORS APPROVING THE FISCAL  
YEAR 2023-24 ANNUAL PLAN (DISTRICTS: ALL)**

## **OVERVIEW**

The County of San Diego (County) administers four U.S. Department of Housing and Urban



Development (HUD) funded entitlement programs: Community Development Block Grant (CDBG), HOME Investment Partnerships (HOME), Emergency Solutions Grant (ESG), and Housing Opportunities for Persons with AIDS (HOPWA) program. As a recipient of HUD funding, the County is required to develop an Annual Plan that identifies specific projects to be funded through the entitlement programs during the upcoming fiscal year based on that year's program allocations. Additionally, the County administers the State Emergency Solutions Grant program (State ESG), which supplements federal ESG grant efforts.

The draft Fiscal Year (FY) 2023-24 Annual Plan (Attachment A) includes specific projects and FY 2023-24 funding allocations. The recommendations in the Annual Plan represent a wide range of services and projects that will support community revitalization and affordable housing for low-income residents and persons with special needs. Recommendations are based on estimated funding allocations, anticipated program income, and reallocations from prior year program balances. In total, it is anticipated that \$30,735,115 will be available in FY 2023-24.

Today's requested actions require a public notice and a 30-day public comment period, allowing the public to view and comment on the draft FY 2023-24 Annual Plan. The public comment period was open from March 3, 2023 through April 4, 2023. The draft Annual Plan will be adjusted to reflect any appropriate revisions due to public testimony and any adjustments made by HUD to the final funding amounts. After adjustments, the final Annual Plan will be submitted to HUD.

Approval of today's recommendations authorizes the FY 2023-24 project funding and memorializes the steps taken to engage the public and stakeholders in planning, reporting, and program administration.

Today's recommendations request the following:

- To submit the draft FY 23-24 Annual Plan and execute any necessary documents as required by HUD.
- To utilize FY 2023-24 funding and reallocate available prior year funding to the projects identified in the draft FY 23-24 Annual Plan.
- To issue Notices of Funding Availability or competitive solicitations, publish notices, award contracts, and execute agreements FY 2023-24 recommended and/or alternative CDBG, HOME, ESG, and HOPWA programs.
- To authorize the Director, Department of Purchasing and Contracting to issue competitive solicitations for the programs and services listed in the proposed draft FY 2023-24 Annual Plan.
- To adjust the amount of funding to projects identified in the FY 2023-24 Annual Plan as necessary if HUD is to make any adjustments to the final funding amounts.

To reallocate balances as necessary during the program year from existing, completed, or cancelled CDBG, HOME, ESG, HOPWA, and State ESG projects to supplement other approved recommended or alternative CDBG, HOME, ESG, HOPWA, and State ESG projects.

These items support 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. In addition, this item supports the County's Framework for Ending Homelessness five strategic domains including upstream prevention strategies, diversion and mitigation services, treatment and outreach, emergency shelter, and permanent housing. This will be accomplished by ensuring low-income residents have access to suitable living environments as well as enhancing the quality of life for residents by encouraging decent and affordable housing.

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

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

1. Hold this public hearing to testimony and approve the proposed Fiscal Year 2023-24 Annual Plan outlining the proposed use of Community Development Block Grant (CDBG), HOME Investment Partnerships (HOME), Emergency Solutions Grant (ESG), State ESG, and Housing Opportunities for Persons with AIDS (HOPWA) Program funds for submittal to U.S. Department of Housing and Urban Development (HUD).
2. Adopt a Resolution entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO APPROVING THE FISCAL YEAR 2023-24 ANNUAL PLAN certifying compliance with the Housing and Community Development Act of 1974, as amended, to authorize the execution and transmittal of necessary documents and amendments for the Fiscal Year 2023-24 Annual Plan.
3. Authorize the reallocation of up to \$500,000 in prior years' CDBG allocations to supplement the Fiscal Year 2023-24 CDBG Program.
4. Authorize the reallocation of up to \$11,000,000 in prior years' HOME allocations to supplement the Fiscal Year 2023-24 HOME Program.
5. Authorize the reallocation of up to \$900,000 in prior years' HOPWA allocations to supplement the Fiscal Year 2023-24 HOPWA Program.
6. Authorize the Agency Director, Health and Human Services Agency or designee, to issue Notices of Funding Availability, publish notices, award contracts and execute agreements, amend existing contracts as needed to reflect changes to services and funding, execute certification forms, prepare and execute all necessary documents for the submittal, regulatory processing and implementation, and take any other actions necessary as required by HUD for Recommendations 2 through 5, and the Fiscal Year 2023-24 recommended and/or alternative CDBG, HOME, ESG, and HOPWA programs following the completion of environmental processing and HUD release of funds, as applicable.

7. 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 CDBG funded programs including Fair Housing and upon successful negotiations and determination of a fair and reasonable price, award contracts for a term of one year, with four option years and up to an additional six months if needed, and, to amend contracts as needed to reflect changes to services and funding, subject to the availability of funds and the approval of the Agency Director, Health and Human Services Agency.
8. Authorize the Agency Director, Health and Human Services Agency or designee to adjust the amount of funding to projects identified within the Fiscal Year 2023-24 Annual Plan as necessary to reflect the actual entitlement grant amounts when they are determined by HUD.
9. Authorize the Agency Director, Health and Human Services Agency or designee, to reallocate as necessary, in accordance with the Citizen Participation Plan, project balances from cancelled or completed projects and program income, to existing approved and/or alternative CDBG, HOME, ESG, HOPWA, and State ESG projects.

#### **EQUITY IMPACT STATEMENT**

The Community Development Block Grant (CDBG), Home Investment Partnerships (HOME), Emergency Solutions Grant (ESG), Housing Opportunities for Persons with AIDS (HOPWA), and the State of California Emergency Solutions Grant (State ESG) programs were established to meet community development, housing, and public service needs of low-income households and certain limited clientele groups. These limited clientele groups include persons experiencing homelessness, domestic violence survivors, abused or neglected children, seniors, and individuals with disabilities.

As an entitlement grantee, County of San Diego (County) Health and Human Services Agency, Housing and Community Development Services (HCDS) holds community forums in eligible jurisdictions to ensure all the voices in that community, including low-income and historically underrepresented residents, can express their community's needs. Robust community engagement is held every five years for the development of the Consolidated Plan, as well as annual community forums to update the community and receive feedback on U.S. Department of Housing and Urban Development entitlement programs. Forums for the 2020-2024 Consolidated Plan were held throughout the San Diego County unincorporated area, including Borrego Springs, Campo, Fallbrook, Julian, and Lincoln Acres, as well as central San Diego. The input gathered from the community forums guides the County on how best to utilize its entitlement funds equitably. All projects incorporated into the Annual Plan are aligned to key Consolidated Plan goals prioritizing affordable housing, homelessness, community infrastructure, and housing for individuals living with HIV/AIDS.

According to the 2021 Comprehensive Housing Affordability Strategy data 58% of low- and moderate-income households in the County's jurisdiction are housing-cost burdened and over 44% of all households experience some form of housing problem, such as overcrowding or nonfunctional utilities. Data collected through community forums and surveys during the development of the 2020-2024 Consolidated Plan revealed that residents see the rehabilitation or preservation of existing affordable units and the construction of new affordable units to be the



highest need. Additionally, data collected from AIDSVu found that 13,331 people are living with HIV/AIDS in the county as of 2020. In addition, the American Community Survey 2021 one-year data also found that approximately 16% of the region's population with a disability lives below the Federal Poverty Level. Furthermore, feedback through community workshops, stakeholder consultations, public comment periods, and formal public hearings all identified affordable housing, and homeless and supportive services as top priorities.

#### **SUSTAINABILITY IMPACT STATEMENT**

The proposed actions support the County of San Diego's Sustainability Goal #2 to provide just and equitable access and Sustainability Goal #4 to protect health and wellbeing by prioritizing underserved populations and communities and creating opportunities for affordable housing, public recreation, shelter, and supportive services for the region's most vulnerable.

#### **FISCAL IMPACT**

Funds in the amount of \$30,735,115 for this request are included in the Fiscal Year (FY) 2023-25 CAO Recommended Operational Plan for the Health and Human Services Agency, Department of Parks and Recreation, Department of General Services, and Department of Public Works.

The funding sources for these requests are anticipated to be \$14,335,115 for FY 2023-24 U.S. Department of Housing and Urban Development entitlements grant awards: Community Development Block Grant (CDBG) - \$4,227,770, HOME Investment Partnerships (HOME) - \$3,496,403, Emergency Solutions Grant (ESG) - \$370,070, Housing Opportunities for Persons with AIDS (HOPWA) - \$6,240,872. Today's request also includes a total reallocation of \$12,400,000 from prior years' funds which includes up to \$500,000 in prior years' CDBG funds, \$11,000,000 in prior years' HOME funds and up to \$900,000 in prior years' HOPWA funds. Lastly, this request also includes the reallocation of an estimated \$4,000,000 in program income from repayment proceeds from loans funded with CDBG - \$2,000,000 and HOME funds - \$2,000,000. There will be no change in net General Fund cost and no additional staff years.

#### **BUSINESS IMPACT STATEMENT**

The proposed recommendations will have a positive impact on the business community. Many of the recommended projects include construction that will be implemented by private firms selected through competitive bid processes.

#### **ACTION:**

ON MOTION of Supervisor Vargas, seconded by Supervisor Anderson, the Board of Supervisors closed the Hearing and took action as recommended, adopting Resolution No. 23-032, entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO APPROVING THE FISCAL YEAR 2023-24 ANNUAL PLAN.

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



**25. SUBJECT: ENHANCING HOMELESS OUTREACH AND SERVICES THROUGH  
LIVE WELL ON WHEELS MOBILE OFFICES (DISTRICTS: ALL)**

**OVERVIEW**

Over the past two years, the County has taken unprecedented steps to partner with cities and communities across the region to address the urgent homelessness crisis. Under this Board's leadership, we have not settled for the status quo but has instead made bold and innovative investments rooted in evidence that build on the strength of our regional partnerships. In the past year alone, the County launched new homelessness programs including, \$10 million in challenge grants for cities to expand shelter capacity, the Senior Shallow Rental Subsidy program, the Enhanced Street Outreach social worker program, the North Magnolia Avenue safe parking facility, and the Rosecrans shelter with behavioral health support.

Today's action will enhance our innovative homeless outreach and service delivery models and better support the work of our cities and community partners, by adding a dedicated homeless outreach vehicle to the County's mobile fleet.

In 2020, the County launched an innovation in crisis response and service delivery model by introducing the Live Well on Wheels (LiveWoW) vehicle, a forty-foot bus that deploys a wide array of County health and community services. During the COVID-19 pandemic, we brought mobile services into communities and to date, over 27,000 COVID-19 tests and over 12,500 COVID-19 vaccines have been administered directly in the most impacted communities.

The County currently has two LiveWoW vehicles in service focusing on general health and social services outreach and disaster response activities, and three additional vehicles on order for arrival in 2024 that will provide specific public health services including outreach and education, infection control screenings and laboratory services. The vehicles are equipped with a private consultation room, workstations, refrigerators that can store medication and vaccines, internal and external TVs, wheelchair lift, ADA compliant bathroom, tables, chairs, pop up tents, and secured Wi-Fi that allows for County staff and partnering agencies to print out secured documents, such as EBT cards, identification cards, and legal documents for clients in real time.

In the last fiscal year, LiveWoW vehicles have served 36,943 residents and participated in 44 homeless outreach events. However, the vehicles are increasingly in demand, especially as cities and communities expand homeless outreach pop-up events and encampment resolution strategies.

By adding an additional LiveWoW vehicle dedicated for homeless outreach services, we can better support coordinated regional homeless outreach and engagement activities and provide services in non-traditional locations such as safe parking lots and bridge shelters.

Today's action authorizes the procurement of a LiveWoW vehicle with specifications to support homeless outreach activities. Additionally, if approved, today's actions would authorize the Agency Director, Health and Human Services Agency, to apply for additional funding opportunities to support mobile homeless outreach services; and direct the Chief Administrative Officer (CAO) to consult with the Regional Task Force on Homelessness and other regional partners.

We urge your support on this action, and for this important expansion of our County's homeless outreach and service delivery system.

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

##### **VICE-CHAIR TERRA LAWSON-REMER AND SUPERVISOR JOEL ANDERSON**

1. 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 a Live Well on Wheels vehicle to address homelessness in the region, and upon successful negotiations and determination of a fair and reasonable price award contract(s), and amend the contract(s) as needed to reflect changes to services and funding.
2. Authorize the Agency Director, Health and Human Services Agency, to apply for additional funding opportunities, to support mobile homeless outreach services, including necessary equipment, parts, training, tools, warranties and services from authorized vendors and maintain the vehicle as part of the County's fleet.
3. Direct the Chief Administrative Officer to consult with the Regional Task Force on Homelessness and other regional partners such as cities, service providers, and people with lived experience when developing the vehicle design and service menu.

#### **EQUITY IMPACT STATEMENT**

In 2022, the Regional Task Force on Homelessness (RTFH) conducted the We All Count Point-in-Time Count, which identified 8,427 individuals as living on the streets or in shelters throughout San Diego County on one night. Of the 4,106 who were unsheltered, 25% were 55 years of age or older, 8% were youth and 15% reported chronic homelessness. Data indicated that people of color are disproportionately impacted among those experiencing homelessness, with 24% identifying as Black or African American, which is nearly five times the proportion of African Americans in the region; 3% identifying as American Indian or Alaska Native, which is nearly three times the proportion in the region. In addition to the We All Count Point-in-Time Count, the RTFH Community Snapshot Dashboard, shows that approximately 30% of people experiencing homelessness identified as Hispanic in 2021.

#### **SUSTAINABILITY IMPACT STATEMENT**

Today's proposed actions support the County of San Diego's Sustainability Goal #1 to engage the community; Sustainability Goal #2 to provide just and equitable access; and Sustainability Goal #3 to protect health and wellbeing.

#### **FISCAL IMPACT**

Funds for this request are not included in the Fiscal Year 2022-2023 Operational Plan in the Health and Human Services Agency. If approved, this request will result in no change in costs and revenue in FY 2022-23. No costs would be incurred in subsequent years until funding is identified. One-time costs are estimated at \$800,000 to procure the Live Well on Wheels vehicle, and annual ongoing costs are estimated at \$734,000 for operations and maintenance of the vehicle and staffing to support outreach activities. Funding for the costs will need to be identified by Health and Human Services Agency before the project proceeds. The Department will

monitor its budget and return to the Board with mid-year action to adjust the budget if necessary and/or incorporate in future operational plans as funding becomes available. At this time, there is no impact to net General Fund costs, and there will be no additional staff years.

#### **BUSINESS IMPACT STATEMENT**

N/A

#### **ACTION:**

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

AYES: Vargas, Anderson, Lawson-Remer, Desmond

ABSENT: Fletcher

#### **26. SUBJECT: CONTINUING DROWNING PREVENTION OPPORTUNITIES IN SAN DIEGO COUNTY (DISTRICTS: ALL)**

#### **OVERVIEW**

On May 18, 2021 (18) the Board of Supervisors unanimously directed the Chief Administrative Officer (CAO) to work with existing partners focused on drowning prevention to develop a water safety media outreach campaign, in collaboration with First 5 San Diego in support of the *Live Well San Diego* vision to encourage water safety by educating and informing parents on drowning prevention protocols. Additionally, they directed the CAO to develop partnership opportunities with relevant organizations by administering grants for swimming lessons and drowning prevention skills for underserved children up to \$250,000 and define the criteria for underserved children using the California Healthy Places Index, communities falling in the fourth quartile (Health Equity Quartile) and to conduct an assessment on incidences of drowning throughout San Diego County and the current resources available to prevent drowning to ensure that resources reflect the need.

As part of the drowning prevention effort, the County of San Diego established the SD Swim Safer campaign which aimed to increase the awareness of methods for drowning prevention among families in San Diego County with an emphasis on African American, Indigenous and people of color and communities with lower socio-economic status. The campaign launched in May 2022 and ended in August 2022 with 18,501,212 impressions.

The Prevent Drowning Foundation of San Diego was awarded the contract to administer the swim lesson grant program. After establishing criteria and promoting the grant opportunities they successfully provided water safety skills and education within the Drowning Prevention Program to 8,000 individual participants. This included Parent and Toddler Safety Workshops, Junior Lifeguard scholarships, dryland safety presentations at elementary schools, a pool guard recruitment academy that prepared non-swimmers for pool guard employment, Swim Safer Pool Parties, and swim lesson participants. The grants to teach swim lessons were awarded to non-profit organizations including the Boys and Girls Clubs, YMCA's, schools, school districts, RefugeeNet, Episcopal Refugee Network, Autism Society of San Diego, Comite Organizador

Latino de City Heights and many other groups. The investment of \$250,000 netted 8,000 water safe participants with 4,385 being in-water swimming lesson participants. The 2022 need exceed the original grant opportunity and we are asking for an increase in funding to provide more swim opportunities to underserved communities.

Drowning is 100% preventable and this program should continue to reach more San Diego County children and their parents to prevent accidental drownings. Based on the success of the previous water safety skills and swim lessons investment, we recommend seeking opportunities for funding that will enhance the drowning prevention swim lessons program. One priority is to seek \$250,000 in annual funding to be used for swim lessons and water safety events. Additionally, direct the CAO to leverage existing resources to increase the awareness of methods for drowning prevention in San Diego County and seek future funding opportunities from the State of California.

### **RECOMMENDATION(S)**

#### **SUPERVISOR JIM DESMOND AND CHAIRWOMAN NORA VARGAS**

1. Find that today's actions are exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15378(a) of the State CEQA Guidelines because they have no potential to result in a direct physical change to the environment or an indirect and reasonably foreseeable physical change to the environment.
2. Direct the Chief Administrative Officer (CAO) to leverage existing resources to increase the awareness of methods for drowning prevention in San Diego County.
3. Direct the CAO to seek and apply for state, federal or private funding opportunities when available to support the drowning prevention swim program working with non-profit partners to continue providing drowning prevention skills and strategies to San Diego County residents.
4. Direct the CAO to report back to the Board of Supervisors within 180 days, providing an update on funding.

### **EQUITY IMPACT STATEMENT**

Swimming is a life skill that is not easily accessible to all residents throughout our communities. According to the Centers for Disease Control, 79% of children in households with incomes less than \$50,000 have little-to-no swimming ability; this includes 64% of African American, 45% of Hispanic/Latino, and 40% of Caucasian children. The swim lesson grant program will improve drowning prevention skills for underserved children and reduce financial barriers that would otherwise limit participation in swim lessons. It will have a positive impact on residents within the County of San Diego by expanding opportunities to participate in swim lessons and water safety events.

### **SUSTAINABILITY IMPACT STATEMENT**

The proposed action to expand swimming lessons in San Diego County would contribute to many of the County of San Diego Sustainability Goals: engage the community; provide just and equitable access and protect health and wellbeing. Improving access to swimming lessons will lead to fewer drownings and drowning prevention will lead to a healthier and safer society.



## **FISCAL IMPACT**

Funds for this request are included in the Fiscal Year (FY) 2022-23 Operational Plan. This request will result in an estimated cost and revenue of \$250,000 in FY 2022-23. There will be no change in General Fund cost, and there will be no additional staff years.

## **BUSINESS IMPACT STATEMENT**

N/A

## **ACTION:**

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

AYES: Vargas, Anderson, Lawson-Remer, Desmond

ABSENT: Fletcher

27. **SUBJECT: EXPANDING EMERGENCY HOUSING CAPACITY FOR SURVIVORS OF DOMESTIC VIOLENCE, HUMAN TRAFFICKING, AND SEXUAL ASSAULT (DISTRICT: 1)**

## **OVERVIEW**

The San Diego region suffers from an acute shortage of emergency housing for survivors of domestic violence, human trafficking, and sexual assault. As a result, many survivors, often those with children, must choose between returning to their abusers and becoming homeless. No government agency in the county provides emergency shelter beds for this population, and the non-profits that run shelters operate at capacity. High housing costs and the competitive rental market further exacerbate the critical need for emergency housing opportunities for survivors of domestic violence, human trafficking, and sexual assault.

The City of San Diego (City) has acquired a property that can be used to operate an emergency shelter for this population. There is a critical need for access to more emergency housing options for survivors of domestic violence, human trafficking, and sexual assault. This property provides a unique opportunity for partnership between the County of San Diego (County), District Attorney's Office, the City, and the City Attorney's Office to make an impact on populations in need. The property would provide a secure location with 44 rooms for individuals or families, on-site case management, and a breadth of services.

In order to meet this critical need, the County of San Diego should execute a subrecipient grant agreement with the City to support this project, utilizing American Rescue Plan Act (ARPA) funds under the Homeless Services portion of the ARPA Framework. The property would require approximately \$263,000 of funds for capital improvements for the property, as well as annual operating costs estimated at \$2.93 million over a two-year period. After this time, the City will fund operations of the shelter.

We must do what we can to meet this urgent need.



## **RECOMMENDATION(S)**

### **CHAIRWOMAN NORA VARGAS**

1. Find that today's resolution is not a "project" as defined in the California Environmental Quality Act (CEQA) Guidelines section 15378 and therefore is not subject to CEQA pursuant to CEQA Guidelines section 15060(c)(3). A project, as defined by CEQA, is the whole of an action that has the potential to result in either a direct physical change or reasonably foreseeable indirect physical change in the environment. The authorization of a grant agreement to another public agency is not a project because it does not cause physical changes to the environment. Further, it is too speculative to determine impacts of the City of San Diego's project before details of the proposed shelter have been determined.
2. Authorize the Chief Administrative Officer, or designee, upon successful negotiations, to execute a subrecipient grant agreement of up to \$6,200,000 with the City of San Diego to fund capital improvements and up to two years of operations of an emergency shelter for survivors of domestic violence, human trafficking, and sexual assault and to amend the subrecipient agreement as necessary subject to the approval of the Director, Health and Human Services Agency.

## **EQUITY IMPACT STATEMENT**

People of color experience domestic violence at disproportionate rates. Research shows that nearly half of Native American women and one-third of Black women have faced domestic violence, a rate that is significantly higher than that of White, non-Hispanic women. Economic insecurity and systemic disadvantages, in combination with isolation, discrimination, limited educational opportunities, and immigration status, have perpetuated the conditions that cause people of color to be especially affected by domestic violence. These obstacles have also made it more difficult for survivors of color to locate help and services that can assist them. The actions in this Board Letter would lead to domestic violence victims being connected to emergency housing and services and would have particularly beneficial outcomes for the impacted survivors of color.

## **SUSTAINABILITY IMPACT STATEMENT**

The proposed action to expand emergency housing capacity for survivors of domestic violence in San Diego will further the County's sustainability goal of providing just and equitable access to County services by focusing investment in a chronically underserved community and by investing in building resilience in vulnerable populations in partnership with communities.

## **FISCAL IMPACT**

Funds for this request are included in the Fiscal Year 2022-23 Operational Plan for the Health and Human Services (HHS). If approved, this request will result in total estimated costs and revenue of up to \$6,200,000 during Fiscal Year 2022-23 through Fiscal Year 2024-25 for one-time start-up costs and two years of operating costs in support of an emergency shelter for survivors of domestic violence, human trafficking, and sexual assault. The funding source is American Rescue Plan Act (ARPA) Funds under the Homeless Services portion of the ARPA Framework. After the initial period of one-time funding through ARPA, the City will fund ongoing operations of the emergency shelter. 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 Desmond, the Board of Supervisors took action as recommended.

AYES: Vargas, Anderson, Lawson-Remer, Desmond

ABSENT: Fletcher

- 28. SUBJECT: APPOINTMENT OF HELEN ROBBINS-MEYER AS INTERIM CHIEF ADMINISTRATIVE OFFICER AND CERTIFYING EXCEPTION TO 180-DAY POST-RETIREMENT WAIT PERIOD IN ORDER TO FILL CRITICALLY NEEDED POSITION OF CHIEF ADMINISTRATIVE OFFICER (DISTRICTS: ALL)**

### **OVERVIEW**

Chief Administrative Officer (CAO), Helen Robbins-Meyer, retired from County service on March 30, 2023 and retired with the San Diego County Employees' Retirement Association (SDCERA) on March 31, 2023. The CAO position is now vacant and it will be several months before the recruitment and onboarding of a new CAO is completed. The CAO is a critically needed position and Helen Robbins-Meyer has agreed to return as a retiree-rehire and serve as the interim CAO. According to California Government Code section 7522.56, any retired person receiving a pension from a public retirement system shall not be employed by an employer in the same retirement system for a period of 180 days following the date of retirement. There is an exception to this rule when the governing board of a public agency certifies the nature of employment and that the appointment of the retired person is necessary to fill a critically needed position before the end of the 180-day waiting period.

Today's action will appoint Helen Robbins-Meyer as the interim Chief Administrative Officer to assist in the continuity of County operations and hiring, onboarding and transition of the new Chief Administrative Officer and certify that her appointment is necessary to fill a critically needed position before 180 days have passed since her retirement date.

### **RECOMMENDATION(S)**

#### **CHAIRWOMAN NORA VARGAS**

Take action to appoint Helen Robbins-Meyer as interim Chief Administrative Officer for a limited duration and certify that her appointment is necessary to fill a critically needed position before 180 days have passed since her retirement date.

### **EQUITY IMPACT STATEMENT**

The Chief Administrative Officer is responsible for carrying out the Board of Supervisors' policy decisions, supervising the affairs of the County, and coordinating the function and operations of the County. The CAO exercises the Board's administrative supervision over all organizational units within the Office of the Chief Administrative Officer, including the Office of Ethics,



Compliance and Labor Standards and Office of Equity and Racial Justice. Today's action will ensure continuity of operations under the supervision of the CAO, including effective implementation of the Board's diversity, equity and inclusion policies and programs.

#### **SUSTAINABILITY IMPACT STATEMENT**

The proposed action provides stability and continuity in County operations and in carrying out the Board of Supervisors' sustainability initiatives until a new appointee is prepared to fully assume the functions of the Office of Chief Administrative Officer. With Helen Robbins-Meyer's institutional knowledge, experience, and professional relationships, the Office of Chief Administrative Officer will continue to align the County's available resources with services to maintain fiscal stability, as well as ensuring the capability of the County to respond and recover to the immediate needs of the region.

#### **FISCAL IMPACT**

Funds for this request are included in the Fiscal Year 2022-23 Operational Plan for the Chief Administrative Office. The funding source is General Purpose Revenue. There will be no change in net General Fund cost and no additional staff years.

#### **BUSINESS IMPACT STATEMENT**

N/A

#### **ACTION:**

Prior to the Board taking action, the Clerk of the Board of Supervisors read a statement into the record regarding the summary of recommendations on the salary and compensation paid in the form of fringe benefit for the local agency executive; ON MOTION of Supervisor Vargas, seconded by Supervisor Desmond, the Board of Supervisors took action as recommended.

AYES: Vargas, Anderson, Lawson-Remer, Desmond

ABSENT: Fletcher

29. **SUBJECT: APPROVAL OF THE TEMPORARY EMPLOYMENT OF LAURA NICKS IN THE CRITICALLY NEEDED POSITION OF GRAND JURY COORDINATOR BEFORE 180-DAYS HAVE PASSED SINCE THE DATE OF RETIREMENT (DISTRICTS: ALL)**

#### **OVERVIEW**

On March 30, 2023, the San Diego County Superior Court's Grand Jury Coordinator, Laura Nicks, retired after many years of service to the Court. Laura Nicks' retirement with the San Diego County Employees' Retirement Association became effective on March 31, 2023. With her retirement, the Superior Court will no longer employ a Grand Jury Coordinator and the County shall be the employer of all Grand Jury Coordinators. The next few months are among the most challenging for a Grand Jury Coordinator who must assist the currently empaneled Grand Jury as they complete their reports for the end of this term while also prepare for the empaneling and training of next term's Grand Jury.

As the Grand Jury Coordinator is responsible for ensuring continuity between the successive empaneled Grand Juries, the County has a critical need to temporarily employ Ms. Nicks as a Grand Jury Coordinator to assist in the transition from one Grand Jury to the next and in the transition of all duties previously performed by Ms. Nicks to the County's Grand Jury Coordinator.

According to California Government Code section 7522.56, any retired person receiving a pension from a public retirement system shall not be employed by an employer in the same retirement system for a period of 180 days following the date of retirement. An exception to this rule is when the employer certifies the nature of the employment and that the appointment is necessary to fill a critically needed position before 180 days have passed since the date of retirement and the appointment has been approved by the governing body of the employer in a public meeting.

Today's action will approve the employment of Laura Nicks as a provisional temporary Grand Jury Coordinator that is critically needed before 180 days have passed since Ms. Nicks' retirement date in order to assist in the continuity between successive Grand Juries and in the transition of all duties previously performed by Ms. Nicks to the County's incumbent Grand Jury Coordinator.

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

##### **COUNTY COUNSEL CLAUDIA G. SILVA,**

Approve the employment of Laura Nicks as a provisional temporary Grand Jury Coordinator that is critically needed before 180 days have passed since Ms. Nicks' retirement date in order to assist in the continuity between successive Grand Juries and in the transition of all duties previously performed by Ms. Nicks to the County's incumbent Grand Jury Coordinator.

#### **EQUITY IMPACT STATEMENT**

The County of San Diego Grand Jury reviews and evaluates procedures, methods and systems utilized by government to determine whether they can be made more efficient and effective. Grand Juries examine any aspect of county government and city government, including special legislative districts and joint powers agencies, to ensure that the best interests of San Diego

County citizens are being served. Grand Juries may also inquire into written complaints brought to it by the public. The Grand Jury Coordinator is the primary administrative support to the Grand Jury and is responsible for ensuring continuity between the successive empaneled Grand Juries

Today's action will ensure the activities of the Grand Jury continue without delay or disruption, and continuity from the current to the next Grand Jury.

#### **SUSTAINABILITY IMPACT STATEMENT**

The proposed action provides stability and continuity in the activities of the Grand Jury. Employing Laura Nicks as a temporary Grand Jury Coordinator to assist the current Grand Jury with final reports, help maintain continuity with the next empaneled Grand Jury, and support the transition of all duties previously performed by Ms. Nicks to the County's incumbent Grand Jury Coordinator, will align the County's available resources with services to maintain fiscal stability.





## **FISCAL IMPACT**

Funds for this request are included in the Fiscal Year 2022-23 Operational Plan for the Office of County Counsel. If approved, this request will result in estimated costs of \$31,830. The funding source is General Purpose Revenue. There will be no change in net General Fund cost and no additional staff years. Pursuant to an agreement between the County and the Superior Court, the County historically reimbursed the Superior Court for Laura Nicks' salary and benefits as a Court employee. The County will no longer reimburse the Superior Court for these costs. Under Government Code section 7522.56, a retired employee's pay rate cannot be less than the minimum, nor exceed the maximum, paid by the County to other employees performing comparable duties, divided by 173.333 to equal an hourly rate. Ms. Nicks will receive an hourly pay rate equal to Step Three of the salary range for the County's Grand Jury Coordinator classification (currently, \$33.157 per hour) as set forth in Appendix 1 of the Compensation Ordinance. Ms. Nicks will not receive any other compensation or fringe benefit and will not work more than 960 hours per fiscal year.

## **BUSINESS IMPACT STATEMENT**

N/A

## **ACTION:**

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

AYES: Vargas, Lawson-Remer, Desmond

ABSENT: Anderson, Fletcher

30. **SUBJECT: SURPLUS REAL PROPERTY DECLARATIONS ON COUNTY-OWNED EXCESS PROPERTIES, AUTHORIZATION TO ISSUE REQUEST FOR PROPOSALS FOR DEVELOPMENT OF AFFORDABLE HOUSING, APPROVAL TO EXPLORE THE POTENTIAL TRANSFER OF A PROPERTY TO SAN DIEGO HOUSING COMMISSION AND APPROVAL OF A DISPOSITION AND DEVELOPMENT AGREEMENT AND CEQA EXEMPTIONS (DISTRICTS: 1 & 4)**

## **OVERVIEW**

The San Diego region faces a severe and chronic shortage of affordable housing units that directly impacts housing insecurity and housing cost burden for lower-income households across San Diego County. Over the past decade, the region has produced only enough very low-income housing to meet 10% of the need. Given this housing crisis, we need to leverage every available option to develop more affordable housing. One of these options is the redevelopment of excess County of San Diego (County)-owned property into affordable homes.

On March 1, 2022 (17), the Board of Supervisors (Board) authorized staff to issue a Request for Proposals (RFP) to qualified firms to begin the competitive selection process for the ground lease and development of affordable homes on County property located at 5001 73rd Street in the city of San Diego. Eden Housing (Eden) was chosen with a proposed 120 homes for families,

including Permanent Supportive Housing set aside for families experiencing homelessness. Staff and Eden have finalized the terms of a Disposition and Development Agreement (DDA) and are now returning for approval of that agreement as well as the relevant California Environmental Quality Act (CEQA) finding.

Three additional excess County-owned properties have also been identified for the development of affordable housing; 4588 Market Street, 3177 Ocean View Boulevard, and 5202 University Avenue, all in the city of San Diego.

The recommendations before the Board today provide for the County to take actions necessary to declare 4588 Market Street (Recommendations 1 through 6) and 3177 Ocean View Boulevard (Recommendations 7 through 12) as surplus to County needs, demolish the current structures, and authorize the initial steps in moving forward with development of affordable housing. In addition, the recommendations declare 5202 University Avenue (Recommendations 13 through 16) as surplus to County needs and authorizes staff to work with the San Diego Housing Commission for the development of affordable housing. Finally, the recommendations before the Board related to 5001 73rd Street (Recommendations 17 through 19) are to approve the DDA between the County and Eden for the development of affordable housing, approve the Ground Lease, and authorize other documents necessary for implementation of the project.

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

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

##### **4588 Market Street (Recommendations 1 through 6)**

1. Find that the proposed action to authorize demolition of 4588 Market Street is exempt from California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15301.
2. Find that the proposed actions to declare the property surplus exempt and issuing a Request for Proposals is not subject to review under CEQA pursuant to CEQA Guidelines Section 15060 (c)(3) because the action is not a project as defined in Section 15378 of the CEQA Guidelines.
3. Authorize the Director, Department of General Services (DGS) to advertise for demolition of County buildings located at 4588 Market Street.
4. Find that Assessor's Parcel Numbers (APNs) 547-041-43, -44 and 541-523-10 located at 4588 Market Street are no longer necessary for County use.
5. Find that 4588 Market Street is exempt surplus land under Government Code Section 54221(f)(1)(F)(i) of the Surplus Land Act, because it is to be sold or leased for development of affordable housing in accordance with the requirements of those Sections.

6. Authorize the Director, DGS in consultation with the Director, Housing and Community Development Services (HCDS) to issue a Request for Proposals for potential lease or sale for nominal value and development of 4588 Market Street for affordable housing, to evaluate the proposals, select proposals for negotiation, and to negotiate with the selected proposers the terms of a DDA that will document the conditions of ground lease or terms of sale for the Property.

**3177 Ocean View Boulevard (Recommendations 7 through 12)**

7. Find that the proposed action to authorize demolition of 3177 Ocean View Boulevard is exempt from California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines sections 15301.
8. Find that the proposed actions to declare the property surplus exempt and issuing a Request for Proposals is not subject to review under CEQA pursuant to CEQA Guidelines Section 15060(c)(3) because the action is not a project as defined in Section 15378 of the CEQA Guidelines.
9. Authorize the Director, DGS to advertise for demolition of County buildings, located at 3177 Ocean View Boulevard.
10. Find that APNs 545-611-36, 545-621-22 and 545-532-18 located at 3177 Ocean View Boulevard are no longer necessary for County use.
11. Find that 3177 Ocean View Boulevard is exempt surplus land under Government Code Section 54221(f)(1)(F)(i) of the Surplus Land Act because it is to be sold or leased for development of affordable housing in accordance with the requirements of those Sections.
12. Authorize the Director, DGS, in consultation with the Director, HCDS, to issue a Request for Proposals for potential lease or sale for nominal value and development of 3177 Ocean View Boulevard for affordable housing, to evaluate the proposals, select proposals for negotiation, and to negotiate with the selected proposers the terms of a DDA that will document the conditions of ground lease or terms of sale for the development of the Property.

**5202 University Ave. (Recommendations 13 through 16)**

13. Find that the proposed actions to declare the property surplus exempt is not subject to review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15060(c)(3) because the action is not a project as defined in Section 15378 of the CEQA Guidelines.
14. Find that Assessor's Parcel Numbers (APN) 472-390-03 located at 5202 University Avenue is longer necessary for County use.
15. Find that 5202 University Avenue is exempt surplus land under Government Code Section 54221(f)(1)(F)(i) or 54221(f)(1)(D), because it is to be conveyed for development of affordable housing in accordance with the requirements of those Sections.

16. Direct the Chief Administrative Officer to conduct a due diligence review and explore viability of a potential conveyance of 5202 University Avenue to the San Diego Housing Commission for the development of affordable housing and return to the Board for necessary approvals for the disposition of the property.

**5001 73rd Street (Recommendations 17 through 19)**

17. Find that the proposed actions to authorize execution of a DDA for development of affordable housing at 5001 73rd Street is exempt from CEQA pursuant to CEQA Guidelines section 15332.
18. Authorize the Director, DGS, to execute the DDA with Eden Housing Corporation or an affiliate entity, to execute the Ground Lease and any other attachments to the DDA and perform any actions in furtherance of or necessary to administer or implement the DDA and Ground Lease for 5001 73rd Street, including but not limited to, approving, and executing amendments to the DDA, the Ground Lease, and their attachments.
19. Authorize the Agency Director, Health and Human Services Agency, or a designee, to execute the Regulatory Agreement and any amendments to the Regulatory Agreement on the 5001 73rd Street and perform any actions in furtherance of or necessary to administer or implement the DDA, Ground Lease, and Regulatory Agreement.

**EQUITY IMPACT STATEMENT**

Today's recommendations will result in the development of much-needed affordable housing in the region. The 6th Cycle Regional Housing Needs Assessment (RHNA) indicates that 68,959 units are needed regionally for very low, and low-income individuals and households. Restricted affordable housing for low-income households may serve seniors, families, homeless, at-risk of homelessness, veterans, homeless with serious mental illness, and transitional aged youth. All units reserved for low-income individuals and households serve tenant populations earning below 80% area median income, currently \$72,900 for a one-person household and \$104,100 for a four-person household.

Approval of the recommendations contribute to the County's efforts to address local housing shortages and, in alignment with the 5 P's of SANDAG's Housing Acceleration Program (HAP), will help Promote Equity Inclusion and Sustainability, Preserve Vulnerable Housing, and Produce Housing For All. Additionally, approval will result in the creation of private sector jobs and economic opportunities in San Diego County. It is anticipated that these actions will lead to increased housing for extremely low, very low, and low-income individuals and families throughout the County.

**SUSTAINABILITY IMPACT STATEMENT**

Today's proposed actions support the County of San Diego's Sustainability Goals to provide just and equitable access; and to protect health and wellbeing. The recommended actions will provide just and equitable access to housing for extremely low, very low, and low-income individuals and households countywide, including those who are Black, Indigenous, and People of Color.



These actions also align with the goal to protect the environment as well as health and wellbeing, which will be accomplished by incorporating robust sustainability criteria into each Request for Proposal that are in alignment with California Tax Credit Allocation Committee requirements, and our regional efforts to decarbonize.

#### **FISCAL IMPACT**

Funds for this request are included in the Fiscal Year 2022-23 Operational Plan for the Health and Human Services (HHSA). If approved, this request will result in total estimated costs and revenue of \$1,860,000. This includes \$320,000 for staff time, consultant costs for historical and CEQA review and findings as well as short and long-term site management costs and demolition costs estimated to be \$890,000 for Ocean View Blvd. and \$650,000 for Market Street. HHSA will use existing appropriations to fund costs. The funding source is General Purpose Revenue. At this time, 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 Anderson, seconded by Supervisor Vargas, the Board of Supervisors took action as recommended.

AYES: Vargas, Anderson, Lawson-Remer, Desmond

ABSENT: Fletcher

### **31. SUBJECT: CLOSED SESSION (DISTRICTS: ALL)**

#### **OVERVIEW**

- A. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
A.H. v. Richard Fischer, et al.; San Diego Superior Court Case No.  
37-2018-00039565-CU-CR-CTL
- B. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
M.Y v. Richard Fischer, et al.; San Diego Superior Court Case No.  
37-2017-00049654-CU-MC-CTL
- C. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
T.D. v. Richard Fischer, et al.; San Diego Superior Court Case No.  
37-2018-00039573-CU-CR-CTL
- D. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
A.C. v. Richard Fischer, et al.; San Diego Superior Court Case No.  
37-2019-00068341-CU-PO-CTL

- E. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
N.G. v. Richard Fischer, et al.; San Diego Superior Court Case No.  
37-2018-00039569-CU-CR-CTL
- F. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
D.A. v. Richard Fischer, et al.; San Diego Superior Court Case No.  
37-2018-00011202-CU-MC-CTL
- G. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION  
Significant exposure to litigation pursuant to paragraph 2 of subdivision (d) of  
Government Code section 54956.9: (Number of Potential Cases - 1)
- H. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
Martina Rivera Arevalo v. County of San Diego, et al.; San Diego Superior Court,  
Case No. 37-2020-00039854-CU-PA-CTL
- I. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
Jeffrey Jordan v. County of San Diego; San Diego Superior Court, Case No.  
37-2021-00052760-CU-PO-CTL
- J. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
Granite Construction Co. v. County of San Diego; Office of Administrative  
Hearing Public Works Contract Arbitration No. A-0009-2022
- K. CONFERENCE WITH LABOR NEGOTIATORS  
(Government Code section 54957.6)  
Designated Representatives: Susan Brazeau, Clint Obrigewitch  
Employee Organizations: Deputy Sheriffs Association, Supervising Probation  
Officers Association, Probation Officers Association, District Attorney  
Investigators Association,
- L. PUBLIC EMPLOYMENT  
(Government Code section 54957)  
Title: Chief Administrative Officer

**ACTION:**

County Counsel reported that for Closed Session on April 4, 2023, the Board of Supervisors took no reportable actions.

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

**OVERVIEW**

Jeff No Way spoke to the Board regarding the immediate resignation of Supervisor Nathan Fletcher.

Kera spoke to the Board regarding the immediate resignation of Supervisor Nathan Fletcher.

Michael Brando spoke to the Board regarding the immediate resignation of Supervisor Nathan Fletcher.

Bryant Rumbaugh spoke to the Board regarding public engagement.

Alan C. spoke to the Board regarding the immediate resignation of Supervisor Nathan Fletcher.

Jim Ellis spoke to the Board regarding the immediate resignation of Supervisor Nathan Fletcher.

Paul Henkin spoke to the Board regarding the Board's past actions.

Terri-Ann Skelly spoke to the Board regarding the Board's support of AB 1207 related to marijuana products.

Diane Grace spoke to the Board regarding the negative impacts of marijuana businesses.

Barbara Gordon spoke to the Board regarding the negative impacts of second-hand marijuana smoke.

Oliver Twist spoke to the Board regarding transparency to record footage of the dais at all times and make footage available.

Katheryn Rhodes spoke to the Board regarding her experience to represent District 4 as Supervisor.

Matt Baker spoke to the Board regarding the immediate resignation of Supervisor Nathan Fletcher.

Sandra Martinez spoke to the Board regarding deaths from COVID-19.

Mark Wilcox spoke to the Board regarding the negative environmental impacts of tobacco and marijuana use.

Kevin Stevenson spoke to the Board regarding the immediate resignation of Supervisor Nathan Fletcher and support for a special election for District 4.

Peggy Walker spoke to the Board regarding the negative impacts of marijuana use on youth and encouraged support of AB 1207.

Becky Rapp spoke to the Board regarding the negative impacts of high potency marijuana use on youth.

Audra M. spoke to the Board regarding the immediate resignation of Supervisor Nathan Fletcher.

Truth spoke to the Board regarding Supervisor Nathan Fletcher's past actions.

Ann Riddle spoke to the Board regarding the negative impacts of high concentrated THC marijuana products.

Consuelo spoke to the Board regarding public engagement.

**ACTION:**

Heard, Referred to the Chief Administrative Officer.

There being no further business, the Board adjourned at 4:35 p.m. in memory of Charles Elster.

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, May 2, 2023.



NORA VARGAS  
Chair

Attest:



ANDREW POTTER  
Clerk of the Board

04/04/2023