

April 30, 2019

STATEMENT OF PROCEEDINGS

The Minutes of the

***REGULAR MEETING OF THE
BOARD OF SUPERVISORS***

COUNTY OF SAN DIEGO

STATEMENT OF PROCEEDINGS
COUNTY OF SAN DIEGO BOARD OF SUPERVISORS
REGULAR MEETING
MEETING AGENDA
TUESDAY, APRIL 30, 2019, 9:00 AM
BOARD OF SUPERVISORS NORTH CHAMBER ROOM 310
1600 PACIFIC HIGHWAY, SAN DIEGO, CALIFORNIA

Order of Business

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

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

- B. Invocation was led by Deputy District Attorney Dr. Wendy Patrick.

- C. Pledge of Allegiance was led by Miss Julian, Nicole Arias.

- D. Presentation or Announcement of Proclamations and Awards:

Chairwoman Dianne Jacob presented a proclamation declaring May 6, 2019 through May 12, 2019, to be National Nurses Week throughout the County of San Diego.

Vice-Chairman Greg Cox and Supervisor Kristin Gaspar presented a proclamation declaring May 5, 2019 through May 11, 2019, to be National Travel and Tourism Week throughout the County of San Diego.

Vice-Chairman Greg Cox presented proclamations declaring April 30, 2019, to be Lucy Greenberg Day, Tulasi Napolitani Day, and Ariane Ferrer Day throughout the County of San Diego.

Supervisor Nathan Fletcher and Vice-Chairman Greg Cox presented a proclamation declaring April 2019, to be Child Abuse Prevention Month throughout the County of San Diego.

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

- F. Approval of the Statement of Proceedings/Minutes for the meeting of April 9, 2019.

ACTION:

ON MOTION of Supervisor Gaspar, seconded by Supervisor Desmond, the Board of Supervisors approved the Statement of Proceedings/Minutes for the meeting of April 9, 2019.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

- G. Formation of Consent Calendar

H. Discussion Items

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

Board of Supervisors' Agenda Items

Category	#	Subject
Public Safety	1.	ORDINANCE AMENDING SECTIONS OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES RELATING TO THE SOCIAL HOST LIABILITY FOR CONSUMPTION OF ALCOHOLIC BEVERAGES AND/OR MARIJUANA BY MINORS (FIRST READING OF ORDINANCE - 4/30/2019; SECOND READING OF ORDINANCE - 5/21/2019)
	2.	SUPPORT FOR H.R. 838
	3.	PROTECTING LAW ENFORCEMENT AND THE PUBLIC DURING USE OF FORCE INCIDENTS
	4.	SHERIFF - AMEND CONTRACT WITH 22ND DISTRICT AGRICULTURAL ASSOCIATION TO ADD A DEPUTY [FUNDING SOURCE: UNANTICIPATED REVENUE FROM THE 22ND DISTRICT AGRICULTURAL ASSOCIATION] (4 VOTES)
	5.	DISTRICT ATTORNEY - REQUEST FOR APPROVAL OF OUT OF COUNTRY TRAVEL [FUNDING SOURCE: EXISTING GENERAL PURPOSE REVENUE]
	6.	MEDICAL EXAMINER - RATIFY ACCEPTANCE OF GIFTS AND DONATIONS FROM LIFESHARING
Health and Human Services	7.	EXPANDING THE INNOVATIVE HOUSING TRUST FUND
	8.	ACCEPT MEDI-CAL ADMINISTRATIVE ACTIVITIES REVENUE AGREEMENT AND RESOLUTION [FUNDING SOURCE: FEDERAL MEDICAID REVENUE PASSED THROUGH THE STATE OF CALIFORNIA, DEPARTMENT OF HEALTH CARE SERVICES]

9. AUTHORIZATION TO APPLY FOR, ACCEPT, AND ADMINISTER CALIFORNIA EMERGENCY SOLUTIONS AND HOUSING PROGRAM FUNDS, AND ADOPT A RESOLUTION TO ACCEPT AND ADMINISTER THESE FUNDS
10. REAPPOINTMENT OF SANDRA MARSH AND FRANCISCO PENALOSA AS HOUSING AUTHORITY OF THE COUNTY OF SAN DIEGO TENANT COMMISSIONERS
[FUNDING SOURCE: FEDERAL FUNDS PROVIDED FOR THE HOUSING AUTHORITY'S PROGRAM ADMINISTRATION]
11. ADMINISTRATIVE ITEM:
SECOND CONSIDERATION AND ADOPTION OF ORDINANCE: AN ORDINANCE AMENDING ARTICLE XV-B OF THE COUNTY OF SAN DIEGO ADMINISTRATIVE CODE, RELATING TO HEALTH AND HUMAN SERVICES CHARGES AND FEES
12. NOTICED PUBLIC HEARING:
GENERAL SERVICES - SALE OF REAL PROPERTY - 0.20 ACRES LOCATED AT 113 FRANCES DRIVE, EL CAJON (COUNTY PARCEL NUMBER 2017-0149-A; APN 399-170-16); MARCH 12, 2019 - RESOLUTION OF INTENTION TO SELL; APRIL 30, 2019 - BID OPENING
13. NOTICED PUBLIC HEARING:
SALE OF REAL PROPERTY - 2.0 ACRES LOCATED ON THE 2800 BLOCK OF LOKER AVENUE EAST, CARLSBAD, CALIFORNIA (COUNTY PARCEL # 2018-0208-A) APN 209-083-12-00; MARCH 12, 2019 - RESOLUTION OF INTENTION TO SELL; APRIL 30, 2019 BID OPENING
14. GENERAL SERVICES - AUTHORIZATION TO ADVERTISE AND AWARD A CONSTRUCTION CONTRACT FOR THE RENOVATION OF THE STORM WATER CONTROL SYSTEM AT SAN PASQUAL ACADEMY
[FUNDING SOURCE: INTERNAL AGREEMENT WITH THE HEALTH AND HUMAN SERVICES AGENCY (HHSA) SUPPORTED BY SOCIAL SERVICES ADMINISTRATIVE REVENUE AND ALIGNMENT]
15. COUNTY LIBRARY SEMI-ANNUAL REPORT OF GIFTS AND DONATIONS, ACCEPTANCE OF GRANTS FROM THE CALIFORNIA STATE LIBRARY GRANT PROGRAM, GIFTS AND DONATIONS, ESTABLISH APPROPRIATIONS OF GRANT FUNDS FOR THE SAN DIEGO COUNTY LIBRARY, AND AUTHORIZATION TO SUBMIT AND ACCEPT GRANT APPLICATIONS TO SUPPORT LITERACY, READING, AND EDUCATION PROGRAMS OR ACQUISITION OF ADDITIONAL LIBRARY MATERIALS
[FUNDING SOURCE: GRANT FROM THE CALIFORNIA STATE LIBRARY AND AVAILABLE PRIOR YEAR LIBRARY FUND FUND BALANCE]
(4 VOTES)

Community
Services

Financial and General Government	16.	NOTICED PUBLIC HEARING: APPROVAL OF CONFLICT OF INTEREST CODES FOR HARBOR SPRINGS CHARTER SCHOOL, MCGILL SCHOOL OF SUCCESS, PACIFIC SPRINGS CHARTER SCHOOL, VISTA SPRINGS CHARTER SCHOOL AND VISTA FIRE PROTECTION DISTRICT
	17.	ADOPTING A RESOLUTION URGING THE TRUMP ADMINISTRATION AND CONGRESS TO PROVIDE FEDERAL FUNDING TO INVEST IN TRANSBOUNDARY SEWAGE INFRASTRUCTURE ALONG THE U.S.-MEXICO BORDER
	18.	SALUTING THE FLAG: ESTABLISHING A REGIONAL FLAG RETIREMENT PROGRAM [FUNDING SOURCE: GENERAL FUND FUND BALANCE]
	19.	NEIGHBORHOOD REINVESTMENT PROGRAM GRANTS (DISTRICT: 1) [FUNDING SOURCE: GENERAL FUND FUND BALANCE]
	20.	SUPPORT FOR EFFECTIVE VETERANS SERVICES LEGISLATION (AB 55, AB 408 AND AB 1588)
	21.	VISTA UNIFIED SCHOOL DISTRICT 2019 GENERAL OBLIGATION BONDS, (ELECTION OF 2018, SERIES A)
	22.	MOUNTAIN EMPIRE UNIFIED SCHOOL DISTRICT GENERAL OBLIGATION BONDS, (ELECTION OF 2018, SERIES 2019)
	23.	AMENDMENTS TO THE COMPENSATION ORDINANCE AND ADMINISTRATIVE CODE (04/30/2019 - FIRST READING; 05/21/2019 - SECOND READING)
	24.	SECOND CONSIDERATION AND ADOPTION OF ORDINANCE: FINANCE AND GENERAL GOVERNMENT GROUP FEES AND RATES RELATING TO THE TREASURER-TAX COLLECTOR, COUNTY COUNSEL, AND DEBT SERVICES
Communications Received	25.	COMMUNICATIONS RECEIVED
Appointments	26.	APPOINTMENTS: VARIOUS
Financial and General Government	27.	PROMISES MADE NEED TO BE KEPT
Closed Session	28.	CLOSED SESSION

1. **SUBJECT: ORDINANCE AMENDING SECTIONS OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES RELATING TO THE SOCIAL HOST LIABILITY FOR CONSUMPTION OF ALCOHOLIC BEVERAGES AND/OR MARIJUANA BY MINORS (FIRST READING OF ORDINANCE - 4/30/2019; SECOND READING OF ORDINANCE - 5/21/2019) (DISTRICTS: ALL)**

OVERVIEW

In 2003, the County of San Diego established a social host ordinance which imposes civil and criminal liability on adults owning or controlling private residences or premises who fail to properly supervise minors and prevent them from obtaining, possessing, or consuming alcoholic beverages. However, with the passage of Proposition 64 in 2016, which made the use of marijuana legal for adults under certain circumstances, minors are now more likely to be exposed to marijuana and the harmful effects on their health.

Since marijuana may be dangerous for children and minors' brain development, and can lead to other substance abuse, today's board action seeks to amend the County's Social Host Ordinance, which makes it illegal to provide an environment where underage drinking takes place, to now include marijuana as a substance that cannot be consumed by a minor in such social settings, except for medical purposes if authorized under state law.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

Approve the introduction of the Ordinance (first reading), read title and waive further reading of the Ordinance:

AN ORDINANCE AMENDING SECTIONS OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES RELATING TO THE SOCIAL HOST LIABILITY FOR CONSUMPTION OF ALCOHOLIC BEVERAGES AND/OR MARIJUANA BY MINORS.

If, on April 30, 2019, the Board takes the action as recommended, then on May 21, 2019 consider and adopt the Ordinance (second reading):

AN ORDINANCE AMENDING SECTIONS OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES RELATING TO THE SOCIAL HOST LIABILITY FOR CONSUMPTION OF ALCOHOLIC BEVERAGES AND/OR MARIJUANA BY MINORS.

FISCAL IMPACT

There is no fiscal impact associated with today's requested actions to amend the San Diego County Code. 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 Jacob, seconded by Supervisor Desmond, the Board of Supervisors introduced the Ordinance for further Board consideration and adoption on May 21, 2019.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

2. SUBJECT: SUPPORT FOR H.R. 838 (DISTRICTS: ALL)

OVERVIEW

House of Representatives Bill 838 (Congressman Brian Babin), the Threat Assessment, Prevention, and Safety (TAPS) Act, will standardize and provide a behavioral threat assessment and management process across the Country.

For decades, behavioral threat assessment and management has been in place to counter targeted violence for our presidents and foreign dignitaries. HR 838 will use these strategies to develop this threat assessment to protect our children and local communities.

The TAPS Act will provide states the training, resources, and support needed to establish community-based, multidisciplinary behavioral threat assessment and management units. These units will seek to enact best practices using locally driven efforts. The San Diego District Attorney's office has already implemented processes very much in line with the TAPS Act that have contributed to successful interventions in potential high threat situations, especially targeting our schools.

The TAPS Act recognizes that threat assessment and management processes must become part of the culture and fabric of contemporary law enforcement. It is through efforts like these that we can best protect our schools and communities from tragic violent events.

Today's action directs the Chief Administrative Officer to draft a letter expressing this Board of Supervisors' support for House of Representatives Bill 838 to San Diego County's legislative representatives in Washington, DC, and adds to the County's legislative program support for legislation that would create a national strategy to prevent targeted violence through behavioral threat assessment and management, or funding to support training and implementation of a behavioral threat assessment.

RECOMMENDATION(S)

CHAIRWOMAN DIANNE JACOB AND DISTRICT ATTORNEY SUMMER STEPHAN

1. Direct the Chief Administrative Officer to draft a letter expressing this Board of Supervisors' support for House of Representatives Bill 838 to San Diego County's legislative representatives in Washington, DC.
2. Direct the Chief Administrative Officer to add to the County's Legislative Program support for legislation that would create a national strategy to prevent targeted violence through behavioral threat assessment and management or funding to support training and implementation of a behavioral threat assessment.

FISCAL IMPACT

N/A

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

**3. SUBJECT: PROTECTING LAW ENFORCEMENT AND THE PUBLIC DURING
USE OF FORCE INCIDENTS (DISTRICTS: ALL)**

OVERVIEW

Current California law for use of force by law enforcement is based on parameters set in state code in 1872, which is outdated and does not reflect the decisions of the U.S. and California Supreme Courts on use of force matters. Over the past several years there has been a debate in Sacramento regarding law enforcement use of force policies. Senate Bill 230, authored by Senator Anna Caballero, sets a clear and enforceable standard for authorizing use of force.

In 2017, it was reported that there were 172 law enforcement related deaths in California. In 2018, the incidents in which officers had to use deadly force dropped to 114, a 34% reduction in one year. However, even one death is too many. Therefore, law enforcement throughout the state has been working with non-profits, businesses, neighborhood groups, and individuals and public safety organizations to develop an evidence-based approach to use of force policies.

Under SB 230, law enforcement agencies will be required to adhere to the use of force standard developed by the U.S. Supreme Court. Every department will be mandated to adopt comprehensive policies in all 13 categories viewed as best practices for preventing use of force, including de-escalation, an officer's duty to intercede and reporting requirements.

SB 230 is supported by the California Police Chiefs Association, Peace Officers Research Association of California, California Narcotic Officers Association, and the Deputy Sheriff's Association of San Diego.

Conversely, Assembly Bill 392 would criminalize law enforcement actions in life-threatening situations by creating an unclear, arbitrary, subjective use of force. AB 392 is lacking in collaboration, creates a disastrous disincentive for law enforcement officers to engage, and does not improve training standards nor does it incorporate best practices.

Today's action will put the County of San Diego on record in support for Senate Bill 230 and in opposition to Assembly Bill 392.

RECOMMENDATION(S)**CHAIRWOMAN JACOB AND SUPERVISOR DESMOND**

1. Direct the Chief Administrative Officer to draft a letter expressing this Board of Supervisors' support for State Senate Bill 230 to San Diego County's legislative representatives in Sacramento.
2. Direct the Chief Administrative Officer to add to the County's Legislative Program support for legislation which establishes guidelines that law enforcement agencies may adopt on the use of force, utilization of de-escalation techniques and training for peace officers related to use of force.
3. Direct the Chief Administrative Officer to draft a letter expressing this Board of Supervisors' opposition for State Assembly Bill 392 to San Diego County's legislative representatives in Sacramento.
4. Direct the Chief Administrative Officer to add to the County's Legislative Program opposition to legislation which seeks to establish unreasonable limitations for when a peace officer is justified to use force during an arrest, to prevent escape or to overcome resistance of an individual.

FISCAL IMPACT

N/A

BUSINESS IMPACT STATEMENT

N/A

ACTION:

ON MOTION of Supervisor Jacob, seconded by Supervisor Desmond, the Board of Supervisors adopted the following:

1. Directed the Chief Administrative Officer to add to the County's Legislative Program support for legislation which establishes guidelines that law enforcement agencies may adopt on the use of force, utilization of de-escalation techniques and training for peace officers related to use of force, consistent with the U.S. Supreme Court decision on reasonable use of force, and legislation that provides funding for training.
2. Directed the Chief Administrative Officer to add to the County's Legislative Program opposition to legislation that limits use of force to a standard of only when necessary, inconsistent with the U.S. Supreme Court decision on reasonable use of force.
3. Directed the Chief Administrative Officer to draft a letter expressing this Board's opposition to the current language in AB 392, and communicating our support for a standard that is consistent with the U.S. Supreme Court decision on reasonable use of force.

AYES: Jacob, Gaspar, Desmond

NOES: Cox, Fletcher

**4. SUBJECT: SHERIFF - AMEND CONTRACT WITH 22ND DISTRICT
AGRICULTURAL ASSOCIATION TO ADD A DEPUTY (DISTRICT: 3)**

OVERVIEW

On March 15, 2016 (4), the Board of Supervisors approved a five-year revenue contract between the Sheriff's Department and the State of California 22nd District Agricultural Association (District) for law enforcement and traffic control services at the Del Mar Fairgrounds during the San Diego County Fair, as well as live horse racing meets, and other interim events as needed. The District is now seeking to add a full-time Sheriff's deputy to the contract to enhance safety at the Del Mar Fairgrounds year round.

This request is to amend the County's contract with the District to include one full-time deputy for the period of May 1, 2019 to May 31, 2021.

RECOMMENDATION(S)

SHERIFF

1. Approve and authorize the Clerk of the Board to accept and execute, upon receipt, an amendment to the revenue contract with the State of California's 22nd District Agricultural Association for the term of May 1, 2019, through May 31, 2021 for an estimated amount of \$523,406 for a full-time deputy sheriff.
2. Waive Board Policy B-29, which requires docketing Revenue Contracts with the Board at least 60 days prior to effective date of the contract.
3. Establish appropriations of \$97,229 in the Sheriff's Department, Salaries and Benefits (\$30,818), Services and Supplies (\$19,133), and Other Charges (\$47,278) for law enforcement services based on unanticipated revenue from the 22nd District Agricultural Association. **(4 VOTES)**
4. Transfer appropriations of \$47,278 from the Sheriff's Department, Contributions to Internal Service Funds, to the General Fund Contributions to Fleet Internal Service Fund (ISF), Operating Transfer Out, to purchase one vehicle.
5. Amend the Fiscal Year 2018-19 Department of General Services Fleet Internal Service Fund (ISF) Spending Plan by \$47,278 to provide funding for the purchase of one vehicle for the Sheriff's Department based on an Operating Transfer from the General Fund. **(4 VOTES)**
6. Approve and authorize the Sheriff's Department to add one staff year to support the 22nd District Agricultural Association and direct the Department of Human Resources to classify the position at the appropriate level.

FISCAL IMPACT

Funds for this request are not included in the Fiscal Year 2018-19 Operational Plan for the Sheriff's Department. If approved, this request will result in current year costs and revenue of \$97,229. The funding source is unanticipated revenue from the 22nd District Agricultural Association. Subsequent year costs and revenues will be included in future year Operational Plans for the Sheriff's Department and will be adjusted based on negotiated salary increases and other adjustments or service level changes. The contract is full cost recovery and the 22nd

District Agricultural Association will reimburse the County of San Diego for all actual costs. There will be no change in net General Fund cost and there will be an increase of one (1) staff year.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

5. SUBJECT: DISTRICT ATTORNEY - REQUEST FOR APPROVAL OF OUT OF COUNTRY TRAVEL (DISTRICTS: ALL)

OVERVIEW

In accordance with Board of Supervisors Policy D-7, Out-of-County Business and Related Guidelines and Processes, this is a request for one Deputy District Attorney from the District Attorney's Office to attend the World Anti-Bullying Forum 2019 in Dublin, Ireland from June 4, 2019 through June 6, 2019. The District Attorney's Office is committed to protecting youth through awareness and education programs that include evidence-based strategies that help prevent bullying from escalating to violence.

This is a request to authorize and approve travel and per diem for one Deputy District Attorney to attend the World Anti-Bullying Forum 2019, in Dublin, Ireland. All travel expenses, including airfare from San Diego to Dublin, transportation within Dublin, hotel accommodations and means over the course of the conference, estimated at \$2,500 will be incurred by the District Attorney's Office and funded utilizing General Purpose Revenue.

RECOMMENDATION(S)

DISTRICT ATTORNEY

Authorize and approve travel and per diem for one Deputy District Attorney to attend the World Anti-Bullying Forum 2019, in Dublin, Ireland from June 4, 2019 through June 6, 2019.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year 2018-19 Operational Plan for the District Attorney's Office. If approved, this request will result in current year costs of approximately \$2,500. The funding source is existing General Purpose Revenue. There will be no change in net General Fund cost and no additional staff years. The Deputy District Attorney will receive regular salary and benefits, and no overtime will be incurred as a result of this trip.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

6. SUBJECT: MEDICAL EXAMINER - RATIFY ACCEPTANCE OF GIFTS AND DONATIONS FROM LIFESHARING (DISTRICTS: ALL)

OVERVIEW

The Medical Examiner's Department is fortunate to receive donations from partners in furtherance of its mission of investigating and certifying causes and manners of death for thousands of cases each year. Those partners include Lifesharing, a nonprofit that coordinates organ donation in the San Diego region. Subject to approval by the Board of Supervisors, County of San Diego Administrative Code Article III, Section 66 Acceptance of Gifts and Board of Supervisors Policy A-112, Acceptance and Use of Gifts and Donations, permit the acceptance of gifts by the administrative heads of each department in the County.

Lifesharing recently donated laboratory equipment and investigative supplies valued at \$18,331. Those supplies include cameras, bariatric carriers (autopsy tables) and neuropathology equipment. These items will enhance the department's operations and help to advance its mission.

Today's actions seek ratification of the acceptance of these donations, which include laboratory equipment and investigative supplies valued at \$18,331 from the non-profit Lifesharing. The Medical Examiner's Department received the items during the period of October 18, 2018 to February 20, 2019.

RECOMMENDATION(S)**CHIEF ADMINISTRATIVE OFFICER**

1. In accordance with San Diego County Administrative Code Article III, Section 66 Acceptance of Gifts and Board of Supervisors Policy A-112, Acceptance and Use of Gifts and Donations, ratify the acceptance of a donation of laboratory equipment and investigative supplies valued at \$18,331 from Lifesharing to the Medical Examiner's Department.
2. Authorize the Chair of the Board of Supervisors to sign a letter of appreciation on behalf of the Board of Supervisors and the County of San Diego to Lifesharing.

FISCAL IMPACT

There is no fiscal impact associated with the ratification to accept donation of laboratory equipment and investigative supplies valued at \$18,331 from Lifesharing. All future costs associated with the donations such as, but not limited to, annual maintenance, training and supplies will be included in future Medical Examiner's Operational Plan. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

**7. SUBJECT: EXPANDING THE INNOVATIVE HOUSING TRUST FUND
(DISTRICTS: ALL)**

OVERVIEW

With affordable housing options in this region becoming increasingly scarce, the San Diego County Board of Supervisors responded in 2017 by creating the Innovative Housing Initiative (Initiative) to increase the regional supply of affordable housing. The Initiative, launched with \$25 million of County funding, was structured to address housing needs by leveraging construction, acquisition and/or rehabilitation of housing for low income households and vulnerable populations. To date, the Initiative has significantly demonstrated its return on investment through 453 permanent affordable housing units currently underway with allocations totaling almost \$12 million through an initial Notice of Funding Availability (NOFA). The total development cost of these projects is over \$177 million.

The remaining \$13 million of the Innovative Housing Trust Fund, with an application deadline of March 5, 2019, had tremendous interest. The notification for recommended funding for viable projects is planned to take place this summer. With the anticipated expenditure of the entire \$25 million Fund, today's action seeks a second infusion of \$25 million for additional affordable housing projects. The recommendations include revisions to the ordinance in order to broaden the criteria for use of future monies to provide more opportunities for critical housing assistance.

Today's action supports the Initiative and the County's *Live Well San Diego* vision by ensuring that veterans, persons with disabilities, seniors, transition-age youth and families who are homeless and at-risk of homelessness have access to affordable housing, thereby enhancing their quality of life and promoting a healthy, safe and thriving region.

RECOMMENDATION(S)

CHAIRWOMAN DIANNE JACOB AND VICE-CHAIRMAN GREG COX

1. Find pursuant to Section 15061(b)(3) of the State of California Environmental Quality Act (CEQA) Guidelines that the proposed actions are categorically exempt from environmental review because the actions do not constitute approval of a project and it can be seen with certainty that there is no possibility that the activity in question will have a significant effect on the environment.
2. Refer to budget the establishment of an additional \$25,000,000 appropriation in order to expand funding for the Innovative Housing Trust Fund and direct the Chief Administrative Officer to identify the funding source.

3. Direct the Chief Administrative Officer to:
 - a. Revise Section 232.5 of Article XV of the San Diego County Administrative Code to include transitional housing as eligible projects in the criteria for the use and distribution of the funds from the Innovative Housing Trust Fund.
 - b. Revise Section 232.5 of Article XV of the San Diego County Administrative Code to include a preference for affordable housing projects located in the unincorporated areas of San Diego County in the criteria for the use and distribution of the funds from the Innovative Housing Trust Fund.
 - c. Specify that the changes in Recommendation 3 apply to money added into the Innovative Housing Trust Fund on or after June 30, 2019.

FISCAL IMPACT

Funds for this request are not in the Fiscal Year 2018-19 Adopted Operational Plan. If approved, this request will result in a referral to the Fiscal Year 2019-20 Recommended Operational Plan to establish an additional \$25,000,000 appropriation to be deposited in the Innovative Housing Trust Fund. Appropriations for individual projects will be established in the future based on funding from the Innovative Housing Trust Fund.

BUSINESS IMPACT STATEMENT

This proposal will have a positive impact on the business community since funded projects will involve construction work to be performed at various sites throughout the county. Contracts resulting from these recommendations will be executed with nonprofit and private sector firms and will involve a competitive bid process.

ACTION:

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

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

8. SUBJECT: ACCEPT MEDI-CAL ADMINISTRATIVE ACTIVITIES REVENUE AGREEMENT AND RESOLUTION (DISTRICTS: ALL)

OVERVIEW

The County of San Diego Health and Human Services Agency (HHSA) participates in Medi-Cal Administrative Activities (MAA) revenue recovery efforts to provide reimbursement for various Medi-Cal related activities performed by County of San Diego (County) programs and community-based providers. On October 4, 2016 (2), the San Diego County Board of Supervisors (Board) approved a MAA Revenue Agreement to support County and community participation in Medi-Cal Administrative Activities.

Today's action requests the Board to approve and authorize the Clerk of the Board, upon receipt, to sign a three-year Revenue Agreement with the State of California, Department of Health Care Services (DHCS), for participating County and community-based providers to be reimbursed for Medi-Cal related activities. Additionally, today's action requests the Board approve a resolution, required by DHCS, including the Revenue Agreement number, purpose, amount, and terms. The current agreement will expire June 30, 2019. This board letter extends the agreement from July 1, 2019 to June 30, 2022.

This action supports the *Live Well San Diego* vision of building better health, living safely, and thriving by ensuring that participating County and community-based providers receive eligible reimbursement for Medi-Cal administrative activities designed to make residents aware of and enroll in the Medi-Cal program.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Approve and authorize the Clerk of the Board, upon receipt, to execute the Medi-Cal Administrative Activities revenue agreement with the State of California, Department of Health Care Services, in an amount of up to \$37 million, for the period of July 1, 2019 through June 30, 2022, and to execute subsequent amendments, extensions and renewals of the agreement that do not materially impact or alter the program or funding level.
2. Adopt a Resolution entitled:
A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO AUTHORIZING ACCEPTANCE OF MEDI-CAL ADMINISTRATIVE ACTIVITIES REVENUE AGREEMENT.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year 2018-20 Operational Plan in Health and Human Services Agency. If approved, this request will have no fiscal impact in Fiscal Year 2018-19 and result in costs and revenue of approximately \$5.9 million in Fiscal Year 2019-20, of which \$473,000 is from administrative fees that the County of San Diego may receive as a designated Medi-Cal Administrative Activities (MAA) Local Government Agency (LGA). The funding source is federal Medicaid revenue passed through the State of California, Department of Health Care Services. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

ON MOTION of Supervisor Gaspar, seconded by Supervisor Fletcher, the Board of Supervisors took action as recommended, on Consent, adopting Resolution No. 19-048 entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO AUTHORIZING ACCEPTANCE OF MEDI-CAL ADMINISTRATIVE ACTIVITIES REVENUE AGREEMENT.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

9. **SUBJECT: AUTHORIZATION TO APPLY FOR, ACCEPT, AND ADMINISTER CALIFORNIA EMERGENCY SOLUTIONS AND HOUSING PROGRAM FUNDS, AND ADOPT A RESOLUTION TO ACCEPT AND ADMINISTER THESE FUNDS (DISTRICTS: ALL)**

OVERVIEW

The State of California (State) recognizes the growing need to allocate significant investments to address the current homelessness crisis in California. As such, the State has provided unique and flexible funding opportunities that are intentionally broad to allow local communities to develop programs that meet specific identified needs.

The enacted FY 2018-19 state budget includes \$82 million for the California Emergency Solution and Housing (CESH) Program, providing grants to assist persons who are experiencing or are at risk of homelessness. In August 2018, the State of California Department of Housing and Community Development (State HCD) issued a first round of CESH funds, which on October 9, 2018 (5), the Board of Supervisors (Board) authorized the Health and Human Services Agency (HHSA) to apply for and accept. On March 21, 2019, State HCD issued a second and final NOFA, which made additional funds available through CESH, of which, San Diego County is allocated \$1,402,727. HHSA, in collaboration with the Regional Task Force on the Homeless, proposes to use this unique opportunity and flexible funding to serve individuals and families that are experiencing or are at risk of homelessness.

Over the past several years, the Board has made significant investments in outreach, treatment, and housing services to people experiencing mental illness and homelessness. Efforts include the creation of the Innovative Housing Trust Fund with a \$25 million investment, identifying excess County properties to build affordable housing, and development of the Whole Person Wellness, Drug Medi-Cal Organized Delivery System, Project One for All, and Stepping Up programs to assist people who are homeless or are at risk of homelessness to obtain and sustain housing. Pursuit of funding to support outreach, engagement, and shelter will further these efforts and build upon the significant work being done in the region.

Today's actions request the Board authorize HHSA to apply for, accept, and administer CESH funds and adopt a Resolution as required by the State of California, authorizing the acceptance and administration of these funds on behalf of the San Diego Region. In addition, today's actions also request the Board authorize the procurement of related services to assist people that are experiencing or are at risk of homelessness.

These actions align with the County of San Diego's *Live Well San Diego* vision by ensuring that vulnerable populations have assistance and support to access services to most appropriately meet their needs.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Authorize the Agency Director or designee, Health and Human Services Agency, to apply for, accept, and administer California Emergency Solutions and Housing Program funds.

2. Adopt a Resolution entitled: A RESOLUTION OF THE SAN DIEGO COUNTY BOARD OF SUPERVISORS AUTHORIZING THE ACCEPTANCE AND ADMINISTRATION OF CALIFORNIA EMERGENCY SOLUTIONS AND HOUSING PROGRAM FUNDS.
3. Authorize the Agency Director or designee, Health and Human Services Agency, in consultation with the Department of Purchasing and Contracting, to issue Notices of Funding Availability; publish notices, award contracts; 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 for projects associated with California Emergency Solutions and Housing Program.
4. In accordance with Section 401, Article XXIII of the County Administrative Code, authorize the Director, Department of Purchasing and Contracting, to issue Competitive Solicitation(s) for the California Emergency Solutions and Housing Program funds; and upon successful negotiations and determination of a fair and reasonable price, award one or more contracts; and to amend the contracts to reflect changes in program, funding, or service requirements, subject to the availability of funds and the approval of the Agency Director, Health and Human Services Agency.

FISCAL IMPACT

Funds for the California Emergency Solutions and Housing program are not included in the Fiscal Year 2018-20 Operational Plan for the Health and Human Services Agency (HHSA). If approved, this request will allow HHSA to apply for and receive \$1,402,727 for the second and final allocation of the California Emergency Solutions and Housing program. HHSA will return to the Board to request approval for additional appropriations if needed. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

This proposal will have a positive impact on the business community as the recommended actions may result in contracts with service providers in the community and will involve a competitive bid process.

ACTION:

ON MOTION of Supervisor Gaspar, seconded by Supervisor Fletcher, the Board of Supervisors took action as recommended, on Consent, adopting Resolution No. 19-049 entitled: A RESOLUTION OF THE SAN DIEGO COUNTY BOARD OF SUPERVISORS AUTHORIZING THE ACCEPTANCE AND ADMINISTRATION OF CALIFORNIA EMERGENCY SOLUTIONS AND HOUSING PROGRAM FUNDS.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

10. SUBJECT: REAPPOINTMENT OF SANDRA MARSH AND FRANCISCO PENALOSA AS HOUSING AUTHORITY OF THE COUNTY OF SAN DIEGO TENANT COMMISSIONERS (DISTRICTS: ALL)

OVERVIEW

The Housing Authority of the County of San Diego (Housing Authority) Board of Commissioners consists of the five members of the San Diego County Board of Supervisors and two tenant commissioners. The tenant commissioners, as a part of the Housing Authority Board of Commissioners, provide a formal mechanism for participant involvement in the interpretation and enforcement of policies and procedures of housing programs administered by the Housing Authority. The term of the current tenant commissioners of the Housing Authority Board of Commissioners expires on May 31, 2019.

Today's action requests that the Board of Supervisors approve the reappointment of two tenant commissioners to serve two-year terms commencing on June 1, 2019. This action is in accordance with the California Health and Safety Code Section 34290 (b). Today's action supports the County's *Live Well San Diego* vision by enabling the Housing Authority to administer programs that provide safe and affordable housing opportunities.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

Waive Board Policy A-74, "Citizen Participation in County Boards, Commissions, and Committees" and re-appoint Sandra Marsh and Francisco Penalosa to serve as Housing Authority of the County of San Diego tenant commissioners for a two-year term commencing on June 1, 2019.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year 2018-19 Housing Authority of the County of San Diego (Housing Authority) budget. If approved, this request will result in costs and revenue of \$50 per diem for each Housing Authority Board of Commissioners meeting attended by the tenant commissioners in Fiscal Year 2018-19 and Fiscal Year 2019-20. The tenant commissioners' per diem compensation will result in annual costs of approximately \$700. The funding source is federal funds provided for the Housing Authority's program administration. 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 Gaspar, seconded by Supervisor Fletcher, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

**11. SUBJECT: ADMINISTRATIVE ITEM:
SECOND CONSIDERATION AND ADOPTION OF ORDINANCE: AN
ORDINANCE AMENDING ARTICLE XV-B OF THE COUNTY OF SAN
DIEGO ADMINISTRATIVE CODE, RELATING TO HEALTH AND
HUMAN SERVICES CHARGES AND FEES (DISTRICTS: ALL)**

OVERVIEW

On April 9, 2019 (6), the Board of Supervisors introduced the Ordinance for further Board consideration and adoption on April 30, 2019.

Today's recommendations request the Board of Supervisors (Board) review and approve an Ordinance to amend fees charged for services for the following Health and Human Services Agency (HHSA) divisions: Public Health Services (PHS) and Behavioral Health Services (BHS). On April 17, 2018 (4), Board action was taken to update fees and rates - charged in each of these divisions; today's action provides an adjustment to rates based on updated actual cost information.

A total of 80 HHSA fees and their associated costs were reviewed in consideration of Board Policy B-29 (Fees, Grants, and Revenue Contracts-Department Responsibility for Cost Recovery) and County Administrative Code XV-B, Section 239. To ensure continued compliance with Board Policy B-29 and County Administrative Code XV-B, today's item requests action on 28 of these fees, to adjust rates on 22, add five new fees, and no change to one. The fee recommendations represent a comprehensive package that seeks to support the cost of providing HHSA services while maintaining fees that are fair and equitable for customers and the public. The Auditor and Controller has reviewed and approved the supporting documentation and the methodology for establishing the fees in this proposal for Fiscal Year 2019-20.

Today's request requires two steps. On April 9, 2019, it is requested that the Board introduce an Ordinance amending sections of the San Diego County Administrative Code related to HHSA fees (first reading) so that it can be acted upon at the April 30, 2019 meeting (second reading). If the Board takes the actions recommended for April 9, 2019, then on April 30, 2019, the Board is requested to approve the revised fees and rates for HHSA services.

This action contributes to the *Live Well San Diego* vision by ensuring that the County of San Diego has optimized its health and social services delivery system to ensure efficiency, integration and innovation while maintaining fiscal stability in support of a healthy, safe and thriving region.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

Consider and adopt the Ordinance (second reading): AN ORDINANCE AMENDING ARTICLE XV-B OF THE COUNTY OF SAN DIEGO ADMINISTRATIVE CODE, RELATING TO HEALTH AND HUMAN SERVICES CHARGES AND FEES.

FISCAL IMPACT

Funds for this request are not included in the Fiscal Year 2018-20 Operational Plan in the Health and Human Services Agency but will be incorporated in the Fiscal Year 2019-21 CAO Recommended Operational Plan in the Health and Human Services Agency. If approved, this request will have no impact in Fiscal Year 2018-19 and will result in an estimated increase in revenue of \$119,000 in Fiscal Year 2019-20. There is no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

ON MOTION of Supervisor Gaspar, seconded by Supervisor Fletcher, the Board of Supervisors took action as recommended, on Consent, adopting Ordinance No. 10600 (N.S.) entitled: AN ORDINANCE AMENDING ARTICLE XV-B OF THE COUNTY OF SAN DIEGO ADMINISTRATIVE CODE, RELATING TO HEALTH AND HUMAN SERVICES CHARGES AND FEES.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

12. **SUBJECT: NOTICED PUBLIC HEARING:
GENERAL SERVICES - SALE OF REAL PROPERTY - 0.20 ACRES
LOCATED AT 113 FRANCES DRIVE, EL CAJON (COUNTY PARCEL
NUMBER 2017-0149-A; APN 399-170-16); MARCH 12, 2019 -
RESOLUTION OF INTENTION TO SELL; APRIL 30, 2019 - BID
OPENING (DISTRICT: 2)**

OVERVIEW

The County owns approximately 0.20 acres of land located at 113 Frances Drive, El Cajon identified as County Parcel Number 2017-0149-A ("Property"). On September 26, 2017 (6), the Board declared the Property surplus to County needs. The Property is also identified as a portion of Assessor's Parcel Number 399-170-16 and is zoned RS - single family residential.

The Board is being requested to approve the actions necessary to sell the Property via a bid process including: 1) adopting a Resolution declaring its intention to sell the Property; and 2) directing the Clerk of the Board to post and advertise the adopted Resolution. If the Board takes the actions recommended on March 12, 2019, then on April 30, 2019, after making necessary environmental findings, the Board is requested to conduct a bid opening and approve the sale of the Property to the highest bidder. The minimum bid for the Property is \$45,500. This represents an as-is value based on an analysis prepared October 4, 2018.

RECOMMENDATION(S)**CHIEF ADMINISTRATIVE OFFICER**

1. Find the sale of County Parcel Number 2017-0149-A is exempt from review under CEQA pursuant to State CEQA Guidelines Section 15312 since it is a sale of surplus government property.

2. Conduct the bid opening and approve the sale of County Parcel Number 2017-0149-A to the highest responsible bidder.
3. Authorize the Director, Department of General Services, to perform all necessary actions to complete the sale of the property, including the execution of the Purchase and Sale Agreement, escrow instructions and Grant Deed.

FISCAL IMPACT

If the sale of the Property is completed, this request will result in minimum revenue of \$45,500, to be deposited in the General Fund. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

ON MOTION of Supervisor Cox, seconded by Supervisor Desmond, the Board of Supervisors conducted the bid opening for the sale of County Parcel Number 2017-0149-A, closed the Hearing and took action as recommended, accepting the bid from Daniel Massieh in the amount of \$55,000.

AYES: Cox, Jacob, Fletcher, Desmond

ABSENT: Gaspar

13. **SUBJECT: NOTICED PUBLIC HEARING:
SALE OF REAL PROPERTY - 2.0 ACRES LOCATED ON THE 2800
BLOCK OF LOKER AVENUE EAST, CARLSBAD, CALIFORNIA
(COUNTY PARCEL # 2018-0208-A) APN 209-083-12-00; MARCH 12,
2019 - RESOLUTION OF INTENTION TO SELL; APRIL 30, 2019 BID
OPENING (DISTRICT: 5)**

OVERVIEW

On September 25, 2018 (7), the Board declared County Parcel Number 2018-0208-A ("Property") surplus to County needs. The Property is also identified as Assessor Parcel number 209-083-12-00 and consists of approximately 2.0 acres of vacant land located in the 2800 block of Loker Avenue East in Carlsbad, owned by the County and managed under the County's Airport Enterprise Fund. The Property is zoned P-M (planned industrial) and is located within the Carlsbad Oaks East Business Park. The business park which was developed in the early 1990s is built out with the exception of the County Parcel. The County plans to sell the Property to generate revenue that can be used for the development, improvement, operation, or maintenance of public airports in the County of San Diego.

Today's request is for Board approval to take the actions necessary to see the Property sold through the County's bid process including: 1) adopting a Resolution declaring its intent to sell the Property; and 2) directing the Clerk of the Board to post and advertise the adopted Resolution. If the Board takes the actions recommended above, then on April 30, 2019, after making necessary environmental findings, the Board is requested to conduct a bid opening and approve the sale of the Property to the highest bidder.

The minimum bid for the Property is \$1,850,000. This represents an as-is value based on an appraisal dated September 28, 2017 and reviewed on January 4, 2019.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Find the sale of County Parcel Number 2018-0208-A is exempt from review under CEQA pursuant to State CEQA Guidelines Section 15312 since it is a sale of surplus government property.
2. Conduct the bid opening and approve the sale of County Parcel Number 2018-0208-A to the highest responsible bidder.
3. Authorize the Director, Department of General Services, to perform all necessary actions to complete the sale of the property, including the execution of the Purchase and Sale Agreement, escrow instructions and Grant Deed.
4. Authorize the Auditor and Controller to deposit all proceeds resulting from the sale of the property in the County's Airport Enterprise Fund account.

FISCAL IMPACT

If the sale of the property is completed, this request will result in minimum revenue of \$1,850,000 anticipated in Fiscal Year 2019-2020. The net proceeds from the sale will be deposited in the Airport Enterprise Fund. There will be no change in net General fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

It is expected that any successful purchaser will develop the Property in a manner that is consistent with the Carlsbad Oaks East Business Park allowable uses. Development would employ full-time construction workers and create demand for additional services and materials during construction and could create permanent jobs based on the decisions and activities of the developer.

ACTION:

ON MOTION of Supervisor Cox, seconded by Supervisor Desmond, the Board of Supervisors conducted the bid opening for the sale of County Parcel Number 2018-0208-A, closed the Hearing and took action as recommended, accepting the bid from Lankford & Associates in the amount of \$2,250,000.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

14. **SUBJECT: GENERAL SERVICES - AUTHORIZATION TO ADVERTISE AND AWARD A CONSTRUCTION CONTRACT FOR THE RENOVATION OF THE STORM WATER CONTROL SYSTEM AT SAN PASQUAL ACADEMY (DISTRICT: 2)**

OVERVIEW

The storm water flood control system at San Pasqual Academy located at 17701 San Pasqual Valley Rd., Escondido CA is in need of major repair and reconfiguration. The existing system

is incapable of controlling large storm water events in a manner that prevents damage to campus buildings, walkways, and roadways. A consultant was hired to assess the condition and capacity of the existing system, gather and analyze data for local storm water hydrology for 100-year storm events, and propose options to renovate the system. Safety, utility service requirements, Fire Department requirements, and phasing of construction concerns were all considered as part of the design plans. The intent is to establish a storm water collection and conveyance system that prevents future storm water flooding, averts potential damage to the campus facilities, walkways and roads, and improves safety for residents, students, and staff.

The Board of Supervisors is requested to authorize the Director, Department of Purchasing and Contracting to advertise and award a construction contract for storm water control system work at San Pasqual Academy. If approved, construction is expected to begin in late summer 2019 with estimated completion in early 2020.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Find that the proposed project for storm water control system work at San Pasqual Academy is exempt from the California Environmental Quality Act (CEQA) review pursuant to CEQA Guidelines Section 15301 and 15302.
2. Authorize the Director, Purchasing and Contracting to advertise and award a construction contract and to take any action authorized by Article XXIII, Section 401, et seq. of the Administrative Code, with respect to contracting for storm water control system work at San Pasqual Academy.
3. Designate the Director, Department of General Services as the County Officer responsible for administering the construction contract for storm water control system work at San Pasqual Academy.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year 2018-19 Operational Plan for the Department of General Services, Major Maintenance Internal Service Fund. If approved, this request will result in estimated costs and revenue of \$3,000,000. The funding source is an internal agreement with the Health and Human Services Agency (HHSA) supported by Social Services administrative revenue and Realignment. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

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

ACTION:

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

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

15. **SUBJECT: COUNTY LIBRARY SEMI-ANNUAL REPORT OF GIFTS AND DONATIONS, ACCEPTANCE OF GRANTS FROM THE CALIFORNIA STATE LIBRARY GRANT PROGRAM, GIFTS AND DONATIONS, ESTABLISH APPROPRIATIONS OF GRANT FUNDS FOR THE SAN DIEGO COUNTY LIBRARY, AND AUTHORIZATION TO SUBMIT AND ACCEPT GRANT APPLICATIONS TO SUPPORT LITERACY, READING, AND EDUCATION PROGRAMS OR ACQUISITION OF ADDITIONAL LIBRARY MATERIALS (DISTRICTS: ALL)**

OVERVIEW

San Diego County Library (SDCL) has received numerous gifts and donations from individuals and groups that are interested in promoting library services to their communities. County of San Diego Administrative Code Section 66, Acceptance of Gifts, and Board of Supervisors Policy A-112, Acceptance and Use of Gifts and Donations, permits the acceptance of gifts and donations by the administrative head of each department of the County that exceed \$5,000, subject to ratification by the Board of Supervisors, and requires a semi-annual report to the Board of gifts and donations accepted by a department head not exceeding \$5,000 individually. The Board is requested to ratify the acceptance of \$873,213.85 in cash and non-cash gifts and donations received by SDCL for the period of July 1, 2018 through December 31, 2018, and accept the semi-annual report of gifts and donations accepted by the Director, County Library. A portion of the cash donations received (\$117,195.00) was matched by the Library Fund.

Today's action also requests the Board to accept a total of \$95,450 in grant funds awarded by the California State Library for Fiscal Year 2018-19. Of that \$95,450, \$48,750 was for the California Library Literacy Services and \$46,700 was for the Library Services and Technology Act. The California State Library is dedicated to supporting SDCL's programs through funding various projects under the California Library Literacy Service grant. The Board is being asked to accept the award and establish appropriations.

In addition, the Board is requested to authorize the Director, County Library, to submit grant applications and accept grants to support literacy, reading and education programs or acquisition of additional materials (books, DVDs, music, e-books, and educational/research databases) for the library collection through June 30, 2020. These programs support the County of San Diego's Strategic Plan and County Library's mission.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. In accordance with Administrative Code Section 66 and Board Policy A-112, accept the County Library Report of Gifts for the period of July 1, 2018 through December 31, 2018 and ratify the acceptance of gifts exceeding \$5,000.
2. Authorize the Chair of the Board of Supervisors to sign letters of appreciation on behalf of the County of San Diego to donors listed on Attachment B.
3. Ratify the submission of the grant application and authorize the Director, County Library, to accept \$95,450 in grant funds for the period of July 1, 2018, through June 30, 2019, from the California State Library grant program for California Library Literacy Services and Library Services Technology Act.

4. Waive Board Policy B-29, Fees, Grants, Revenue Contracts - Department Responsibility for Cost Recovery, which requires prior approval of grant applications and full cost recovery for grants.
5. Authorize the Director, County Library, to execute all required grant documents, including any annual extensions, amendments and/or revisions thereto that do not materially impact or alter the services or funding level.
6. Establish appropriations of \$95,450 in the Library Fund, Services and Supplies, to purchase library materials and for contracted services based on grant funds awarded from California State Library. (4 VOTES)
7. Pursuant to Board Policy B-29, authorize the Director, County Library, to submit grant applications and accept grants that support literacy, reading and education programs or acquisition of additional materials (books, DVDs, music, e-books, and educational/research databases) for the library collection through June 30, 2020.

FISCAL IMPACT

Funds for this request are not included in the Fiscal Year 2018-19 Operational Plan for the San Diego County Library (SDCL). If approved, this request will result in a current year costs and revenue of \$95,450. The funding source is a grant from the California State Library. There will be no change in net General Fund costs and no additional staff years.

SDCL received \$873,213.85 in cash and non-cash donations exceeding \$5,000 in value between July 1, 2018, and December 31, 2018. Of these donations, \$117,195.00 qualified for matching funds. The funding source for the match is available prior year Library Fund fund balance.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

16. **SUBJECT: NOTICED PUBLIC HEARING:
APPROVAL OF CONFLICT OF INTEREST CODES FOR HARBOR
SPRINGS CHARTER SCHOOL, MCGILL SCHOOL OF SUCCESS,
PACIFIC SPRINGS CHARTER SCHOOL, VISTA SPRINGS
CHARTER SCHOOL AND VISTA FIRE PROTECTION DISTRICT
(DISTRICTS: ALL)**

OVERVIEW

The Board of Supervisors serves as the Code Reviewing Body for any local government, other than cities, with jurisdiction wholly within the County, per Government Code Section 82011. The recommended action would approve the amended Conflict of Interest Codes submitted by Harbor Springs Charter School, McGill School of Success, Pacific Springs Charter School, Vista Springs Charter School and Vista Fire Protection District.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

Approve the Conflict of Interest Codes amended by the following agencies:

- Harbor Springs Charter School
- Pacific Springs Charter School
- Vista Springs Charter School
- Vista Fire Protection District

Approve the new Conflict of Interest Code of:

- McGill School of Success

FISCAL IMPACT

The funding source for administration of this task is included in the Fiscal Year 2018-19 Adopted Budget for the Clerk of the Board of Supervisors. These reviews require minor costs, which may be recoverable from the State of California.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

17. **SUBJECT: ADOPTING A RESOLUTION URGING THE TRUMP ADMINISTRATION AND CONGRESS TO PROVIDE FEDERAL FUNDING TO INVEST IN TRANSBOUNDARY SEWAGE INFRASTRUCTURE ALONG THE U.S.-MEXICO BORDER (DISTRICTS: ALL)**

OVERVIEW

Communities along the U.S.-Mexico border are suffering the consequences of poorly maintained and sometimes non-existent transboundary sewage infrastructure on both sides of the border. Communities in the southern portion of San Diego County have been subjected to a relentless barrage of untreated sewage dumped into the Tijuana River that flows into the County's coastal waterways since the 1930's.

These ongoing events were highlighted by a spill of unprecedented size in February 2017, when an estimated 143 million gallons of raw sewage flowed into the Tijuana River and the Pacific Ocean. During a December 2018 spill, it was reported that six to seven million gallons per day of raw sewage flowed into our waterways due to a ruptured collector pipe in Tijuana, Baja California, Mexico.

These sewage spills threaten the health of U.S. citizens, harm important estuarine land and waters of international significance, force closure of beaches, compromise our border security and directly affect our military readiness at nearby installations. Similar situations exist along the 2,000-mile U.S.-Mexico border from Imperial Beach, California to Brownsville, Texas.

The need for additional infrastructure projects on both the U.S. and Mexican sides of the border to address sewage that enters the U.S. via transboundary flows is clear. Today's action will adopt a resolution urging the Trump Administration and Congress to provide federal funding to invest in transboundary sewage infrastructure along the U.S.-Mexico border. It will also direct the Chief Administrative Officer to draft a letter to the President of the United States providing a copy of the adopted resolution and transmit a copy of the communication to San Diego's Washington, D.C. legislative delegation and appropriate members of the Administration.

RECOMMENDATION(S)

VICE-CHAIRMAN GREG COX

1. Adopt a resolution urging the Trump Administration and Congress to provide federal funding to invest in transboundary sewage infrastructure along the U.S.-Mexico border.
2. Direct the Chief Administrative Officer to draft a letter for the Chair's signature to the President of the United States providing a copy of the adopted resolution and transmit a copy of the communication to San Diego's Washington, D.C. legislative delegation and appropriate members of the Administration.

FISCAL IMPACT

N/A

BUSINESS IMPACT STATEMENT

N/A

ACTION:

ON MOTION of Supervisor Gaspar, seconded by Supervisor Fletcher, the Board of Supervisors took action as recommended, on Consent, adopting Resolution No. 19-050 entitled: A RESOLUTION URGING THE TRUMP ADMINISTRATION AND CONGRESS TO PROVIDE FEDERAL FUNDING TO INVEST IN TRANSBOUNDARY SEWAGE INFRASTRUCTURE ALONG THE U.S.-MEXICO BORDER.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

18. **SUBJECT: SALUTING THE FLAG: ESTABLISHING A REGIONAL FLAG RETIREMENT PROGRAM (DISTRICTS: ALL)**

OVERVIEW

The National Association of Counties organization (NACo) provides flag retirement boxes as part of NACo's U.S. Flag Etiquette Program. This item serves to establish a regional flag retirement program at County branch libraries, in addition to libraries under the jurisdiction of the cities of San Diego, Carlsbad, Chula Vista, Coronado, National City, Escondido, Oceanside, and the San Diego Law Library. The San Diego-Imperial Council of the Boy Scouts of America will perform box maintenance and flag retrieval. Flag retirements will be performed by the American Legion and the Us4Warriors Foundation. Today's action will approve the allocation of \$13,500 from the District 1 Neighborhood Reinvestment Program budget for the purchase of 100 flag retirement boxes.

RECOMMENDATION(S)**VICE-CHAIRMAN GREG COX**

1. Allocate \$13,500 from the Neighborhood Reinvestment Program budget (Org 15650) to the County Library Department for the purchase of Flag Disposal Boxes as part of a regional flag etiquette program at libraries.
2. Transfer appropriations of \$13,500 from the Neighborhood Reinvestment Program budget (Org 15650), Other Charges, to the County Library Department, Services and Supplies, for the purchase of Flag Disposal Boxes as part of a regional flag etiquette program at libraries.
3. Find that the grant award described above has a public purpose.

FISCAL IMPACT

The fiscal impact of these recommendations is \$13,500. Funds for this request are included in the Fiscal Year 2018-2019 Operational Plan for the Neighborhood Reinvestment Program (Org 15650). The funding source is General Fund fund balance. These actions will result in the addition of no staff years and no additional costs.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

**19. SUBJECT: NEIGHBORHOOD REINVESTMENT PROGRAM GRANTS
(DISTRICT: 1)**

OVERVIEW

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

RECOMMENDATION(S)**VICE-CHAIRMAN GREG COX**

1. Allocate \$23,000 from the Neighborhood Reinvestment Program budget (Org 15650) to Urbansurf4kids.org to purchase a 15-passenger van with a custom wrap.
2. Allocate \$20,000 from the Neighborhood Reinvestment Program budget (Org 15650) to the San Diego County Farm Bureau for the design, purchase, and installation of one-time capital improvements for Phase 2 of the Farm Bureau "Ag-Hub" facility remodel, including exterior and interior paint, interior and exterior signs, furniture and flooring, purchase and installation of a flagpole, bathroom upgrades, meeting room improvements, low water use landscape design and installation, electronic equipment purchase and installation, and parking lot and sidewalk design and improvements.

3. Allocate \$3,500 from the Neighborhood Reinvestment Program budget (Org 15650) to the Chula Vista Rotary Foundation for the distribution of bicycles and helmets to youth in South Bay communities.
4. Allocate \$5,000 from the Neighborhood Reinvestment Program budget (Org 15650) to the San Diego Youth Symphony and Conservatory to purchase mats, rugs, curriculum books, CDs, a flatbed dolly, and musical instruments such as tambourines, bell sets, drums, and shakers.
5. Allocate \$20,000 from the Neighborhood Reinvestment Program budget (Org 15650) to the Jacobs & Cushman San Diego Food Bank for the purchase of a ride-on scrubber, installation of a racking system for large-scale refrigeration units, and the procurement of a high-capacity baler.
6. Allocate \$200,000 from the Neighborhood Reinvestment Program budget (Org 15650) to Boys & Girls Clubs of South County for the construction of a new 10,000 square foot facility at the new Chula Vista Boys & Girls Club center.
7. Allocate \$12,500 from the Neighborhood Reinvestment Program budget (Org 15650) to the County Department of Parks and Recreation (Org 52806) to purchase various supplies such as for the County's Waterfront Park.
8. Transfer appropriations of \$12,500 from the Neighborhood Reinvestment Program budget (Org 15650), Other Charges, to the County Department of Parks and Recreation (Org 52806), Services and Supplies, to purchase various supplies such as a stage, games, and a silent disco for the County's Waterfront Park.
9. Find that the grant awards described above have a public purpose.
10. Authorize the Deputy Chief Administrative Officer/Auditor and Controller to execute grant agreements with the organizations awarded Neighborhood Reinvestment Program funds establishing terms for receipt of the funds and to make minor amendments to the agreements that are consistent with the general purpose of the grants but do not increase the grants.
11. Find that the grants identified in Recommendation Nos. 2, 5 and 6 are exempt from the California Environmental Quality Act (CEQA) by Section 15301 of the CEQA Guidelines.

FISCAL IMPACT

The fiscal impact of these recommendations is \$284,000. Funds for this request are included in the Fiscal Year 2018-2019 Operational Plan for the Neighborhood Reinvestment Program (Org 15650). The funding source is General Fund fund balance. These actions will result in the addition of no staff years and no additional costs.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

**20. SUBJECT: SUPPORT FOR EFFECTIVE VETERANS SERVICES LEGISLATION
(AB 55, AB 408 AND AB 1588) (DISTRICTS: ALL)**

OVERVIEW

The County of San Diego is home to the nation's largest concentration of military personnel, with over one-third of county residents connected to the military. As of 2018, there are 143,000 active duty service members and over 241,000 veterans who reside in San Diego County. The need for adequate services and support is critical, especially as the veteran population grows annually with an average of approximately 7,000 active duty service members deciding to settle in San Diego County after leaving the military.

There are currently three State Assembly Bills moving through the legislative process that, if approved, would enhance services that support veterans to achieve successful reintegration into civilian life. First, State Assembly Bill 55 (AB 55), introduced by Assembly Member Eduardo Garcia, would appropriate \$11 million annually from the State General Fund to the Department of Veterans Affairs to be available for allocation to counties to fund the activities of county veterans service officers.

Second, State Assembly Bill 408 (AB 408), introduced by Assembly Member Jim Frazier, would require the California Department of Motor Vehicles to accept a certificate from a county veterans service officer in addition to the US Department of Veterans Affairs that certifies that the applicant for a special license plate or placard is a disabled veteran.

Third, State Assembly Bill 1588 (AB 1588), introduced by Assembly Members Todd Gloria and Adam Gray, would require the State Water Resources Control Board to provide full equivalent experience credit for tasks performed during military service directly related to the operation of water or wastewater facilities to members of the military and military service veterans applying for California water and wastewater certifications. Additionally, AB 1588 would require members of the military or military service veterans to receive equivalent educational credits for serving in certain military occupational specialties.

These legislative proposals will positively impact veterans in San Diego County by providing additional funding for county veterans service officers (CVSOs), offering better service to disabled veterans, and ensuring veterans receive appropriate certification credit for experience and education gained during military service when transitioning into civilian water and wastewater industries.

With today's action, the Board of Supervisors will take a position in support of each one of these legislative proposals.

RECOMMENDATION(S)

SUPERVISOR JIM DESMOND

1. Direct the Chief Administrative Officer to draft a letter expressing this Board of Supervisors' support for State Assembly Bill 55 to San Diego County's legislative representatives in Sacramento.
2. Direct the Chief Administrative Officer to add to the County's Legislative Program support for legislation that would provide adequate State and federal funding for programs that support veterans.
3. Direct the Chief Administrative Officer to draft a letter expressing this Board of Supervisors' support for State Assembly Bill 408 to San Diego County's legislative representatives in Sacramento.
4. Direct the Chief Administrative Officer to add to the County's Legislative Program support for legislation that would allow county veterans service officers to complete the certification required by the State Department of Motor Vehicles to certify that an applicant for a special license plate or placard is a disabled veteran.
5. Direct the Chief Administrative Officer to draft a letter expressing this Board of Supervisors' support for State Assembly Bill 1588 to San Diego County's legislative representatives in Sacramento.
6. Direct the Chief Administrative Officer to add to the County's Legislative Program support for legislation that requires hiring managers to provide equivalent experience and educational credit to members of the military and military service veterans who performed tasks during military service that are directly related to the duties of the available position.

FISCAL IMPACT

There is no fiscal impact associated with this action. There will be no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

21. **SUBJECT: VISTA UNIFIED SCHOOL DISTRICT 2019 GENERAL OBLIGATION BONDS, (ELECTION OF 2018, SERIES A) (DISTRICT: 5)**

OVERVIEW

A bond election was held in the Vista Unified School District, County of San Diego, California ("District") on November 6, 2018, at which at least 55% of voters casting ballots authorized the issuance of general obligation bonds of the District in the maximum aggregate principal amount of \$247,000,000 ("Measure LL").

On April 11, 2019, the District Board adopted a resolution (“District Resolution”) authorizing the issuance of the first series of bonds under Measure LL in an aggregate principal amount not-to-exceed \$56,500,000 and to be designated “Vista Unified School District 2019 (San Diego County, California) General Obligation Bonds, Election of 2018, Series A” (“2019 GO Bonds”).

Today’s recommendation requests adoption of a resolution for the issuance of the 2019 GO Bonds. The resolution includes: authorizing the District to issue and sell 2019 GO bonds, designating the Treasurer-Tax Collector of San Diego as the Paying Agent, executing a Paying Agent and Investment Management Agreement and directing the Auditor and Controller to maintain the tax roll for the 2019 GO Bonds.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

Adopt a Resolution entitled:

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, AUTHORIZING THE VISTA UNIFIED SCHOOL DISTRICT TO ISSUE AND SELL BONDS, APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF A PAYING AGENT AGREEMENT AND INVESTMENT MANAGEMENT AGREEMENT, DIRECTING THE COUNTY AUDITOR AND CONTROLLER TO MAINTAIN TAXES ON THE TAX ROLL, AND AUTHORIZING THE EXECUTION OF NECESSARY CERTIFICATES RELATING TO SAID BONDS.

FISCAL IMPACT

The 2019 GO Bonds will be general obligations of the Vista Unified School District to be paid from ad valorem property taxes levied within the boundaries of the District, and do not constitute an obligation of the County.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

ON MOTION of Supervisor Gaspar, seconded by Supervisor Fletcher, the Board of Supervisors took action as recommended, on Consent, adopting Resolution No. 19-051 entitled: RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, AUTHORIZING THE VISTA UNIFIED SCHOOL DISTRICT TO ISSUE AND SELL BONDS, APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF A PAYING AGENT AGREEMENT AND INVESTMENT MANAGEMENT AGREEMENT, DIRECTING THE COUNTY AUDITOR AND CONTROLLER TO MAINTAIN TAXES ON THE TAX ROLL, AND AUTHORIZING THE EXECUTION OF NECESSARY CERTIFICATES RELATING TO SAID BONDS.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

22. SUBJECT: MOUNTAIN EMPIRE UNIFIED SCHOOL DISTRICT GENERAL OBLIGATION BONDS, (ELECTION OF 2018, SERIES 2019) (DISTRICT: 2)

OVERVIEW

A bond election was held in the Mountain Empire Unified School District, County of San Diego, California ("District") on November 6, 2018, at which at least 55% of the voters casting ballots authorized the issuance of general obligation bonds of the District in the maximum aggregate principal amount of \$15,000,000 ("Measure JJ").

On April 9, 2019, the District Board adopted a resolution ("District Resolution") authorizing the issuance of the first series of bonds under Measure JJ in an aggregate principal amount not-to-exceed \$6,000,000 and to be designated "Mountain Empire Unified School District (San Diego County, California) General Obligation Bonds, Election of 2018, Series 2019" ("2019 GO Bonds"). The District has received a qualified certification in its most recent interim report and thereby has requested that the County sell the 2019 GO Bonds on its behalf as required by Section 15140 of the Education Code.

Today's recommendation will request adoption of a resolution for issuance of the 2019 GO Bonds. The resolution includes authorizing the County on behalf of the District to issue and sell 2019 GO Bonds, approve the forms and authorize the execution of documents required for the issuance of the 2019 GO Bonds, designating the Treasurer-Tax Collector of San Diego as the Paying Agent, executing a Paying Agent and Investment Management Agreement, and directing the Auditor and Controller to maintain the tax roll for the 2019 GO Bonds.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

Adopt a Resolution entitled:

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, AUTHORIZING THE SALE OF NOT TO EXCEED \$6,000,000 OF BONDS OF THE MOUNTAIN EMPIRE UNIFIED SCHOOL DISTRICT BY A NEGOTIATED SALE PURSUANT TO A BOND PURCHASE AGREEMENT, PRESCRIBING THE SALE OF SAID BONDS, APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF SAID BOND PURCHASE AGREEMENT, A PAYING AGENT AGREEMENT AND AN INVESTMENT MANAGEMENT AGREEMENT, DIRECTING THE COUNTY AUDITOR AND CONTROLLER TO MAINTAIN TAXES ON THE TAX ROLL AND AUTHORIZING THE EXECUTION OF NECESSARY DOCUMENTS AND CERTIFICATES RELATING TO SAID BONDS.

FISCAL IMPACT

The 2019 GO Bonds will be general obligations of the District to be paid from ad valorem property taxes levied within its boundaries, and do not constitute an obligation of the County.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

ON MOTION of Supervisor Gaspar, seconded by Supervisor Fletcher, the Board of Supervisors took action as recommended, on Consent, adopting Resolution No. 19-052 entitled: RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, AUTHORIZING THE SALE OF NOT TO EXCEED \$6,000,000 OF BONDS OF THE MOUNTAIN EMPIRE UNIFIED SCHOOL DISTRICT BY A NEGOTIATED SALE PURSUANT TO A BOND PURCHASE AGREEMENT, PRESCRIBING THE SALE OF SAID BONDS, APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF SAID BOND PURCHASE AGREEMENT, A PAYING AGENT AGREEMENT AND AN INVESTMENT MANAGEMENT AGREEMENT, DIRECTING THE COUNTY AUDITOR AND CONTROLLER TO MAINTAIN TAXES ON THE TAX ROLL AND AUTHORIZING THE EXECUTION OF NECESSARY DOCUMENTS AND CERTIFICATES RELATING TO SAID BONDS.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

23. **SUBJECT: AMENDMENTS TO THE COMPENSATION ORDINANCE AND ADMINISTRATIVE CODE (04/30/2019 - FIRST READING; 05/21/2019 - SECOND READING) (DISTRICTS: ALL)**

OVERVIEW

The proposed amendments to the San Diego County Compensation Ordinance are part of the ongoing efforts to manage and maintain a skilled, adaptable and diverse workforce dedicated to sustaining operational excellence and serving the public. This action: 1) amends the Compensation Ordinance by amending compensation for one (1) job code/classification in the classified service; 2) reestablishing one (1) job code in the unclassified service; 3) amending the salary range for one (1) job code/classification in the unclassified service; 4) retitling two (2) job codes/classifications in the unclassified service; 5) deleting two (2) job codes/classifications in the classified service; and 6) amending sections of the Compensation Ordinance.

Today's recommendations also amend Section 496 of the Administrative Code pertaining to Automobile Allowance.

RECOMMENDATION(S)**CHIEF ADMINISTRATIVE OFFICER**

1. Approve the introduction of the Ordinance (first reading), read title and waive further reading of the Ordinances:

AN ORDINANCE AMENDING THE COMPENSATION ORDINANCE AND ESTABLISHING COMPENSATION.

AN ORDINANCE AMENDING THE ADMINISTRATIVE CODE, SECTION 496, PERTAINING TO AUTOMOBILE ALLOWANCE.

2. If, on April 30, 2019, the Board takes action as recommended in item 1 then, on May 21, 2019 (second reading):

Submit ordinances for further Board consideration and adoption on May 21, 2019 (second reading).

FISCAL IMPACT

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

BUSINESS IMPACT STATEMENT

N/A

ACTION:

ON MOTION of Supervisor Gaspar, seconded by Supervisor Fletcher, the Board of Supervisors introduced the Ordinances for further Board consideration and adoption on May 21, 2019, on Consent.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

24. **SUBJECT: SECOND CONSIDERATION AND ADOPTION OF ORDINANCE: FINANCE AND GENERAL GOVERNMENT GROUP FEES AND RATES RELATING TO THE TREASURER-TAX COLLECTOR, COUNTY COUNSEL, AND DEBT SERVICES (DISTRICTS: ALL)**

OVERVIEW

On April 9, 2019 (12), the Board of Supervisors introduced the Ordinance for further Board consideration and adoption on April 30, 2019.

Today's actions request that the Board of Supervisors review and approve amendments to Article XX of the San Diego County Administrative Code related to fees for the Treasurer-Tax Collector and Debt Services and a resolution relating to rates for County Counsel.

Today's recommended ordinance and resolution represent a comprehensive package that seeks to support the Finance and General Government Group services and will result in fees and rates that are fair and equitable for customers and the public. The proposed changes are the result of an analysis of services provided to the public, processing times, and corresponding costs to provide those services. Over the past several months, the Finance and General Government Group reviewed a total of 39 fees, resulting in various proposed adjustments, additions, and determinations to maintain existing fees.

The Auditor and Controller has reviewed and approved the supporting documentation and the methodology for establishing the fees in this proposal.

Today's actions include introducing an Ordinance amending Article XX of the San Diego County Administrative Code (first reading) so that it can be acted upon at the April 30, 2019 meeting (second reading).

RECOMMENDATION(S)**TREASURER-TAX COLLECTOR AND CHIEF ADMINISTRATIVE OFFICER**

Approve the adoption of the following Ordinance (second reading), read title and waive further reading of the Ordinance:

AN ORDINANCE AMENDING ARTICLE XX OF THE SAN DIEGO COUNTY ADMINISTRATIVE CODE RELATING TO FEES AND CHARGES.

FISCAL IMPACT

Funds for this proposal will be included in the Fiscal Year 2019-21 Recommended Operational Plan for the Treasurer-Tax Collector, County Counsel, and the Finance and General Government Group Executive Office. If approved, the proposed fees will ensure full cost recovery for services provided. Amounts are anticipated to be minimal for the Finance and General Government Group Executive Office. The proposed fee package for Treasurer-Tax Collector will ensure full cost recovery for services provided and is projected that \$798,000 of Treasurer-Tax Collector's funding will come from these fees. If approved, the proposed hourly rate for the Office of County Counsel's attorneys and paralegals will ensure full cost recovery for services provided and is projected that \$3,268,404 of County Counsel's funding will come from revenue generated from the hourly billable services provided to clients. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

The proposed fee changes are considered reasonable and too small to have a measurable impact on the local business community.

ACTION:

ON MOTION of Supervisor Gaspar, seconded by Supervisor Fletcher, the Board of Supervisors took action as recommended, on Consent, adopting Ordinance No. 10601 (N.S.) entitled: AN ORDINANCE AMENDING ARTICLE XX OF THE SAN DIEGO COUNTY ADMINISTRATIVE CODE RELATING TO FEES AND CHARGES.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

25. SUBJECT: COMMUNICATIONS RECEIVED (DISTRICTS: ALL)**OVERVIEW**

Board Policy A-72, Board of Supervisors Agenda and Related Process, authorizes the Clerk of the Board to prepare a Communications Received for Board of Supervisors' Official Records. Routine informational reports, which need to be brought to the attention of the Board of Supervisors yet not requiring action, are listed on this document. Communications Received documents are on file in the Office of the Clerk of the Board.

RECOMMENDATION(S)**CHIEF ADMINISTRATIVE OFFICER**

Note and file.

FISCAL IMPACT

N/A

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

26. 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)

CHAIRWOMAN DIANNE JACOB

Appoint H. Meridith Riffel to the CHILD AND FAMILY STRENGTHENING ADVISORY BOARD OF SAN DIEGO, Seat No. 3, for a term to expire January 4, 2021.

Appoint Brian Covell to the EMERGENCY MEDICAL CARE COMMITTEE, Seat No. 25, for a term to expire April 30, 2023.

Appoint Colleen Dillaway to the COMMISSION ON THE STATUS OF WOMEN AND GIRLS, Seat No. 3, for a term to expire January 4, 2021.

Appoint Summer Piper to the JAMUL / DULZURA COMMUNITY PLANNING GROUP, Seat No. 6, for a term to expire January 2, 2023.

Appoint Ed Mollon to the JAMUL / DULZURA COMMUNITY PLANNING GROUP, Seat No. 12, for a term to expire January 2, 2023.

Appoint Kaye Kelley to the COMMITTEE FOR PERSONS WITH DISABILITIES, Seat No. 3, for a term to expire January 4, 2021.

VICE-CHAIRMAN GREG COX

Appoint Joseph Michael Vizzier to the ENVIRONMENTAL HEALTH ADVISORY BOARD, SAN DIEGO COUNTY, Seat No. 1, for a term to expire April 30, 2022.

VICE-CHAIRMAN GREG COX AND SUPERVISOR NATHAN FLETCHER

Appoint Sarah Pauter to the CHILD AND FAMILY STRENGTHENING ADVISORY BOARD OF SAN DIEGO, Seat No. 11, for a term to expire April 30, 2023.

Appoint Patricia Boles to the CHILD AND FAMILY STRENGTHENING ADVISORY BOARD OF SAN DIEGO, Seat No. 12, for a term to expire April 30, 2023.

Appoint Jeff Wiemann to the CHILD AND FAMILY STRENGTHENING ADVISORY BOARD OF SAN DIEGO, Seat No. 13, for a term to expire April 30, 2023.

Appoint Cheryl Rode to the CHILD AND FAMILY STRENGTHENING ADVISORY BOARD OF SAN DIEGO, Seat No. 14, for a term to expire April 30, 2023.

Appoint Stephen Moore to the CHILD AND FAMILY STRENGTHENING ADVISORY BOARD OF SAN DIEGO, Seat No. 15, for a term to expire April 30, 2023.

Appoint Carolyn Griesemer to the CHILD AND FAMILY STRENGTHENING ADVISORY BOARD OF SAN DIEGO, Seat No. 16, for a term to expire April 30, 2023.

Appoint Adam Reed to the CHILD AND FAMILY STRENGTHENING ADVISORY BOARD OF SAN DIEGO, Seat No. 17, for a term to expire April 30, 2023.

Appoint Paul Gothold to the CHILD AND FAMILY STRENGTHENING ADVISORY BOARD OF SAN DIEGO, Seat No. 18, for a term to expire April 30, 2023.

Appoint Armand King to the CHILD AND FAMILY STRENGTHENING ADVISORY BOARD OF SAN DIEGO, Seat No. 19, for a term to expire April 30, 2023.

Appoint Suzanne Starling to the CHILD AND FAMILY STRENGTHENING ADVISORY BOARD OF SAN DIEGO, Seat No. 20, for a term to expire April 30, 2023.

Appoint Crystal Irving to the CHILD AND FAMILY STRENGTHENING ADVISORY BOARD OF SAN DIEGO, Seat No. 21, for a term to expire April 30, 2023.

SUPERVISOR KRISTIN GASPAR

Appoint Robert Weichert to the ASSESSMENT APPEALS BOARD 4 (AAB), Seat No. 3, for a term to expire September 6, 2021.

Appoint Rebecca Boyce to the COMMISSION ON THE STATUS OF WOMEN AND GIRLS, Seat No. 11, for a term to expire April 30, 2021.

SUPERVISOR NATHAN FLETCHER

Appoint Michelle Krug to the COMMITTEE FOR PERSONS WITH DISABILITIES, Seat No. 7, for a term to expire January 2, 2023.

SUPERVISOR JIM DESMOND

Appoint Jacqueline Simon to the ADVISORY COUNCIL FOR AGING AND INDEPENDENCE SERVICES, Seat No. 9, for a term to expire January 2, 2023.

Appoint Maddy Kilkenny to the CHILD AND FAMILY STRENGTHENING ADVISORY BOARD OF SAN DIEGO, Seat No. 5, for a term to expire January 2, 2023.

Waive Board Policy A-74, "Citizen Participation in County Boards, Commissions and Committees," and re-appoint William M. Crocker to the I-15 CORRIDOR DESIGN REVIEW BOARD, Seat No. 2, for a term to expire February 15, 2020.

Appoint Anna Roseberry to the MILITARY AND VETERANS ADVISORY COUNCIL, SAN DIEGO COUNTY, Seat No. 5, for a term to expire January 2, 2023.

Appoint Kimberly Mead to the PALA-PAUMA VALLEY COMMUNITY SPONSOR GROUP, Seat No. 5 for a term to expire January 4, 2021.

Appoint Gideon Marcus to the COMMITTEE FOR PERSONS WITH DISABILITIES, Seat No. 9, for a term to expire January 2, 2023.

Appoint Joseph R. Martinez to the VALLEY CENTER CEMETERY DISTRICT, Seat No. 4, for a term to expire January 2, 2023.

FISCAL IMPACT

N/A

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

27. SUBJECT: PROMISES MADE NEED TO BE KEPT (DISTRICTS: ALL)

OVERVIEW

In November 2004, 67 percent San Diego's voters approved a 40-year extension of TransNet, a half-cent sales tax to generate funds for highway, road, and public transit projects. San Diego Association of Governments (SANDAG) is responsible for leveraging these funds with state and federal resources; designing and engineering the projects identified in the 2004 TransNet Extension Ordinance; prioritizing and appropriating funds; and overseeing construction and implementation of the projects. SANDAG's Regional Transportation Plan (RTP) integrates the 2004 TransNet Extension Ordinance projects, among other projects, into one regional plan.

On April 26, 2019, SANDAG staff presented to the Board of Directors a new vision for the RTP. The new vision identifies numerous new public transit projects while removing the majority of the 14 unconstructed highway projects that the San Diego voters were promised in the 2004 TransNet Extension Ordinance.

The purpose of this letter is for the County Board of Supervisors (Board) to direct the Chairwoman to send a letter addressed to SANDAG on behalf of the Board opposing any modification to the TransNet Extension Ordinance; advocating for inclusion of the highway and road projects in the RTP; and requesting SANDAG to pursue new sources of funding for projects not listed in the 2004 TransNet Extension Ordinance.

RECOMMENDATION(S)**SUPERVISOR DESMOND AND SUPERVISOR GASPAR**

Direct the Chief Administrative Officer to draft a letter for the Chairwoman's signature addressed to the San Diego Association of Governments (SANDAG):

- a. Opposing any modification to the 2004 TransNet Extension Ordinance, including changes to the highway projects and their funding;
- b. Advocating for highway and road projects in the new Regional Transportation Plan; and,
- c. Requesting SANDAG pursue new sources of funding for projects not listed in the 2004 TransNet Extension Ordinance.

FISCAL IMPACT

N/A

BUSINESS IMPACT STATEMENT

Highways and roads are critical to our transportation system and a functioning road network is an essential element of our economy. Businesses throughout San Diego rely on the region's road network on a daily basis for a multitude of reasons. Today's action will solidify the County's position on the importance of a functioning road network and will promote inclusion of highway and road projects in the Regional Transportation Plan.

ACTION 27.1:

ON MOTION of Supervisor Cox, seconded by Supervisor Fletcher, the Board of Supervisors made a motion to bifurcate the recommendations for voting.

AYES: Cox, Fletcher

NOES: Jacob, Gaspar, Desmond

(This motion failed due to lack of a majority vote)

ACTION 27.2:

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

AYES: Jacob, Gaspar, Desmond

NOES: Cox, Fletcher

28. SUBJECT: CLOSED SESSION (DISTRICTS: ALL)**OVERVIEW**

- A. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Kaily Banegas v. County of San Diego, et al.; San Diego County Superior Court No. 37-2018-00016880-CU-PO-CTL

- B. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
David Collins v. County of San Diego, et al.; San Diego County Superior Court No. 37-2017-00028981-CU-PN-CTL
- C. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Christopher Mays, et al. v. Antonio Padilla, et al.; San Diego County Superior Court No. 37-2018-00048941-CU-PA-CTL
- D. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Holly Adams-Fallone v. County of San Diego, et al.; San Diego County Superior Court No. 37-2018-00015753-CU-WT-CTL
- E. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Julian-Cuyamaca Fire Protection District, et al. v. San Diego County Local Agency Formation Commission, et al.; San Diego County Superior Court No. 37-2019-00018076-CU-MC-CTL
- F. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
Initiation of litigation pursuant to paragraph 4 of subdivision (d) of Government Code section 54956.9: (Number of Cases - 1)
- 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)
Golden Door Properties, LLC v. County of San Diego; San Diego County Superior Court No. 37-2018-00013324-CU-TT-CTL
- I. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Sierra Club v. County of San Diego; San Diego County Superior Court No. 37-2012-00101054-CU-TT-CTL
- J. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Sierra Club, et al. v. County of San Diego; San Diego County Superior Court No. 37-2018-00014081-CU-TT-CTL

ACTION:

County Counsel reported that for Closed Session on April 30, 2019, the Board of Supervisors took the following action:

Item 28A; Kaily Banegas v. County of San Diego, by a vote of four Board members voting “Aye”, with Supervisor Desmond absent, authorize County Counsel to settle this case alleging a dangerous condition of public property for \$125,000.

29. SUBJECT: PUBLIC COMMUNICATION (DISTRICTS: ALL)

OVERVIEW

Deanna Pok spoke to the Board regarding Health and Human Services aged and disabled assistance programs.

Kathleen Lippitt spoke to the Board regarding public health concerns at the City of San Diego’s Golden Hall.

Jason Dean Huddleston spoke to the Board regarding a request for adoption of the “Anti National Defense Authorization Act of 2019” ordinance.

ACTION:

Heard, Referred to the Chief Administrative Officer.

The Board adjourned the Tuesday session at 5:25 p.m.

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

Consent: Santiago

Discussion: Zurita

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

Approved by the Board of Supervisors, on Tuesday, May 21, 2019.



DIANNE JACOB
Chairwoman

Attest:



ANDREW POTTER
Clerk of the Board

04/30/19