

April 30, 2024

STATEMENT OF PROCEEDINGS

The Minutes of the

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

COUNTY OF SAN DIEGO

**STATEMENT OF PROCEEDINGS
COUNTY OF SAN DIEGO BOARD OF SUPERVISORS
REGULAR MEETING
TUESDAY, APRIL 30, 2024, 9:30 AM
COUNTY ADMINISTRATION CENTER, ROOM 310
1600 PACIFIC HIGHWAY, SAN DIEGO, CALIFORNIA**

Order Of Business

- A. **REGULAR SESSION:** Meeting was called to order at 9:40 a.m.

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

- B. **Statement (just cause) and/or Consideration of a Request to Participate Remotely (emergency circumstances) by a Supervisor, if applicable.**

- C. **Invocation was led by Reverend Rachel Cooley-Shawler.**

- D. **Presentations or Announcement of Proclamations and Awards:**

Chairwoman Nora Vargas presented a proclamation declaring April 30, 2024, to be Earth Day throughout the County of San Diego.

Chairwoman Nora Vargas and Supervisor Joel Anderson presented a proclamation declaring the week of April 28 to May 2, 2024, to be National Small Business week throughout the County of San Diego.

Supervisor Jim Desmond presented a proclamation declaring April 30, 2024, to be CSUSM Women's Basketball Team Day throughout the County of San Diego.

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

- F. **Approval of the Statement of Proceedings/Minutes for the meeting of April 9, 2024.**

ACTION:

ON MOTION of Supervisor Desmond, seconded by Supervisor Montgomery Steppe, the Board of Supervisors approved the Statement of Proceedings/Minutes for the Regular meeting of April 9, 2024.

AYES: Vargas, Anderson, Lawson-Remer, Montgomery Steppe, Desmond

- G. **Consent Calendar**

- H. **Discussion Items**

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

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.	SHERIFF - APPROVAL OF SHERIFF'S TRAVEL OUT OF COUNTRY AS PART OF FEDERAL BUREAU OF INVESTIGATION NATIONAL EXECUTIVE INSTITUTE
	2.	SHERIFF - MEMORANDUM OF UNDERSTANDING WITH THE SAN DIEGO ASSOCIATION OF GOVERNMENTS FOR THE REGIONAL HELICOPTER PROGRAM [FUNDING SOURCE: PROGRAM REVENUE FROM THE SAN DIEGO ASSOCIATION OF GOVERNMENTS HELICOPTER PROGRAM]
	3.	SHERIFF - LAW ENFORCEMENT AGREEMENT WITH THE GROSSMONT UNION HIGH SCHOOL DISTRICT [FUNDING SOURCES: GROSSMONT UNION HIGH SCHOOL DISTRICT AND GENERAL PURPOSE REVENUE BUDGETED IN THE SHERIFF'S DEPARTMENT]
	4.	SHERIFF - REQUEST FOR SINGLE SOURCE PROCUREMENT OF DNA SUPPLIES FROM QIAGEN INCORPORATED AND LIFE TECHNOLOGIES [FUNDING SOURCE: EXISTING GENERAL PURPOSE REVENUE]
	5.	SHERIFF - RECEIVE DONATION FROM THE CITY OF CHULA VISTA FOR SHERIFF'S REENTRY PROGRAMS [FUNDING SOURCE: DONATION FROM THE CITY OF CHULA VISTA]
Health and Human Services	6.	BEHAVIORAL HEALTH SERVICES - RATIFY ACCEPTANCE OF DONATION TO THE HEALTH AND HUMAN SERVICES AGENCY, BEHAVIORAL HEALTH SERVICES AND AUTHORIZE THE CHAIRWOMAN OF THE BOARD OF SUPERVISORS TO SIGN A LETTER OF APPRECIATION TO THE DONOR'S ESTATE

7. **AUTHORIZE ACCEPTANCE OF OLDER ADULT SERVICES REVENUE AGREEMENTS, MEMORANDUM OF UNDERSTANDING, AND GRANTS FOR FISCAL YEAR 2024-25, AND AUTHORIZE APPLICATION FOR FUTURE FUNDING OPPORTUNITIES FOR PROGRAMS SERVING OLDER ADULTS AND PERSONS WITH DISABILITIES**
[FUNDING SOURCES: STATE GENERAL FUND, FEDERAL MEDICAID PROGRAM; TITLES III AND VII OF THE OLDER AMERICANS ACT; OLDER CALIFORNIANS ACT MODERNIZATION; FEDERAL AND STATE HEALTH INSURANCE COUNSELING AND ADVOCACY PROGRAM; FEDERAL SNAP-ED/CALFRESH - HEALTHY LIVING, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES; PARTNERS IN CARE FOUNDATION; SAN DIEGO GAS & ELECTRIC; VETERANS ADMINISTRATION SAN DIEGO HEALTHCARE SYSTEM; SAN DIEGO STATE UNIVERSITY RESEARCH FOUNDATION; CORPORATION FOR NATIONAL & COMMUNITY SERVICE; AND UNIVERSITY OF CALIFORNIA SAN DIEGO]
8. **AUTHORIZE ACCEPTANCE OF ADDITIONAL LABASPIRE PUBLIC HEALTH EQUITY AND READINESS OPPORTUNITY INITIATIVE TRAINING PROGRAM FUNDING**
[FUNDING SOURCES: PUBLIC HEALTH EQUITY AND READINESS OPPORTUNITY LABASPIRE FELLOWSHIP PROGRAM AWARD AND PUBLIC HEALTH MICROBIOLOGIST TRAINING AWARD FROM THE CALIFORNIA DEPARTMENT OF PUBLIC HEALTH; EXISTING HEALTH REALIGNMENT]
9. **AUTHORIZE ACCEPTANCE OF FUNDING TO ADDRESS SEXUALLY TRANSMITTED INFECTIONS AND APPLY FOR FUTURE FUNDING OPPORTUNITIES**
[FUNDING SOURCE: CALIFORNIA DEPARTMENT OF PUBLIC HEALTH STD CONTROL BRANCH; EXISTING REALIGNMENT]
10. **AUTHORIZE THE APPLICATION FOR AND THE ACCEPTANCE OF GRANT AGREEMENT FOR HIV SURVEILLANCE PROGRAM**
[FUNDING SOURCES: REALIGNMENT AND CALIFORNIA DEPARTMENT OF PUBLIC HEALTH]
11. **SEMI-ANNUAL REPORT OF GIFTS AND DONATIONS AND RATIFICATION OF ACCEPTANCE OF GIFTS AND DONATIONS EXCEEDING \$5,000 TO THE SAN DIEGO COUNTY LIBRARY**
12. **EXPANDING OPPORTUNITIES FOR LOCAL BUSINESSES TO PARTICIPATE IN COUNTY CONTRACTS**

Land Use and
Environment

Financial and
General
Government

13. ADOPTION OF A RESOLUTION DECLARING CANDIDATES ELECTED TO COUNTY CENTRAL COMMITTEES RELATED TO THE MARCH 5, 2024 PRESIDENTIAL PRIMARY ELECTION
14. RECEIVE STATE FUNDING FOR FILM PROJECT WITH CESAR CHAVEZ SERVICE CLUBS, INC.
[FUNDING SOURCE: UNANTICIPATED REVENUE FROM THE STATE OF CALIFORNIA, CALIFORNIA WORKFORCE DEVELOPMENT BOARD]
(4 VOTES)
15. GENERAL SERVICES - APPROVAL OF FIRST AMENDMENT TO LEASE AGREEMENT FOR HEALTH AND HUMAN SERVICES AGENCY, 8765 FLETCHER PARKWAY, LA MESA, AND NOTICE OF EXEMPTION
[FUNDING SOURCE: SOCIAL SERVICES ADMINISTRATIVE REVENUE AND REALIGNMENT]
16. GENERAL SERVICES - APPROVAL AND AUTHORIZATION TO ADVERTISE FOR DESIGN AND CONSTRUCTION SERVICES FOR A NEW RAMONA COMMUNITY SHERIFF STATION AND RELATED CEQA EXEMPTION
[FUNDING SOURCE: GENERAL PURPOSE REVENUE]
17. DESIGNATION OF THE CITY OF SAN DIEGO THROUGH COMMISSION FOR ARTS AND CULTURE AS LOCAL ARTS AGENCY FOR STATE-LOCAL PARTNERS PROGRAM
18. APPROVAL OF THE CONFLICT OF INTEREST CODE FOR VALLEY CENTER FIRE PROTECTION DISTRICT
19. APPOINTMENTS: VARIOUS
20. COMMUNICATIONS RECEIVED
21. NOTICED PUBLIC HEARING:
AN ORDINANCE AMENDING ARTICLE XX OF THE SAN DIEGO COUNTY ADMINISTRATIVE ORDINANCE CODE, RELATING TO SAN DIEGO COUNTY EMERGENCY MEDICAL SERVICES FEES (4/30/24 - FIRST READING; 5/21/24 - SECOND READING UNLESS ORDINANCE IS MODIFIED ON SECOND READING)
[FUNDING SOURCE: FEES PAID BY CUSTOMERS]
22. NOTICED PUBLIC HEARING:
AN ORDINANCE TO AMEND ARTICLE XX SECTION 364.6 OF THE SAN DIEGO COUNTY ADMINISTRATIVE CODE, RELATING TO MEDICAL EXAMINER FEES AND CHARGES
[FUNDING SOURCE: FEES PAID BY CUSTOMERS]

Public Safety

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| Financial and
General
Government | 23. | NOTICED PUBLIC HEARING:
FINANCE AND GENERAL GOVERNMENT GROUP FEES AND
RATES RELATING TO ASSESSOR/RECORDER/COUNTY CLERK,
TREASURER-TAX COLLECTOR, CLERK OF THE BOARD OF
SUPERVISORS, AND OFFICE OF COUNTY COUNSEL
[FUNDING SOURCE: FEES PAID BY CUSTOMERS OF THE
IDENTIFIED SERVICES] |
| Health and
Human Services | 24. | A REGIONAL CAMPUS FOR HEALING: SOBER HOUSING AND
BEHAVIORAL HEALTH TREATMENT (GREEN OAK RANCH)
[FUNDING SOURCE: EXISTING ONE-TIME GENERAL PURPOSE
REVENUE] |
| | 25. | PARTNERING WITH THE CITY OF SAN DIEGO THROUGH A
REVENUE AGREEMENT TO UTILIZE OPIOID SETTLEMENT FUNDS
FOR OVERDOSE PREVENTION AND NALOXONE PUBLIC
MESSAGING AND AWARENESS
[FUNDING SOURCE: OPIOID SETTLEMENT FUNDS
TRANSFERRED FROM THE CITY OF SAN DIEGO] |
| Financial and
General
Government | 26. | ADOPTION OF A NEW POPULATION CATEGORY FOR SAN
DIEGANS OF MIDDLE EASTERN AND NORTH AFRICAN DESCENT |
| | 27. | A RESOLUTION TO OPPOSE KAISER PERMANENTE'S ATTEMPT
TO REDUCE MENTAL HEALTH THERAPISTS' PATIENT
MANAGEMENT TIME |
| Public Safety | 28. | 2024 SEVERE WINTER STORMS: LOCAL COUNTY-WIDE
EMERGENCY REVIEW AND RATIFICATION; END THE
EMERGENCY TEMPORARY LODGING PROGRAM, ESTABLISH
APPROPRIATIONS FROM THE GENERAL FUND RESERVE TO
ASSIST TRANSITION TO PERMANENT HOUSING AND/OR
ALLOCATE GRANT FUNDING TO REGIONAL HOUSING
AUTHORITIES
[FUNDING SOURCE: GENERAL FUND RESERVE, WHICH IS
CURRENTLY BELOW THE BOARD'S POLICY DIRECTED MINIMUM
BALANCE]
(4 VOTES) |
| Health and
Human Services | 29. | RECONSIDERATION OF ENSURING CONTINUED ACCESS TO
MEDICATION-BASED ABORTION TREATMENT FOR SAN
DIEGANS, AGENDA ITEM 21 FROM APRIL 9, 2024 |
| | 30. | APPROVE AN ORDINANCE AMENDING ARTICLE XV-B OF THE
SAN DIEGO COUNTY ADMINISTRATIVE CODE RELATING TO
HEALTH AND HUMAN SERVICES CHARGES AND FEES |

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| Financial and
General
Government | 31. CANNABIS SOCIAL EQUITY PROGRAM
[FUNDING SOURCE: EXISTING GENERAL PURPOSE REVENUE] |
| | 32. APPROVE TWO DISPOSITION AND DEVELOPMENT AGREEMENTS FOR AFFORDABLE HOUSING ON COUNTY-OWNED LAND IN THE CITY OF SAN DIEGO AND RELATED CEQA EXEMPTIONS (6255 MISSION GORGE RD. AND 4588 MARKET ST.), ACCEPT FUNDING AND EXECUTE AGREEMENTS FOR SAFE PARKING AT 6255 MISSION GORGE RD. AND ADOPT RELATED CEQA EXEMPTION, ADOPT SUBSEQUENT MITIGATED NEGATIVE DECLARATION FOR RAMONA SENIOR HOUSING, ADOPT RESOLUTION FOR EXEMPT SURPLUS AT 1501/1555 SIXTH AVE., APPROVE DEMOLITION AT 5202 UNIVERSITY AVE. AND RELATED CEQA EXEMPTION [FUNDING SOURCE: ONE-TIME GENERAL PURPOSE REVENUE; ONE-TIME FUNDING FROM THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT] |
| | 33. ENSURING TRAFFIC ALLEVIATION, PEDESTRIAN SAFETY, AND ACCESS TO GREENSPACE IS PRIORITIZED AT THE SPORTS ARENA REDEVELOPMENT SITE BY PARTICIPATING IN THE ONGOING DISCUSSIONS REGARDING A CITY OF SAN DIEGO ENHANCED INFRASTRUCTURE FINANCING DISTRICT OR SIMILAR ALTERNATE FUNDING MECHANISMS TO SUPPORT THE CONSTRUCTION OF 2,000 AFFORDABLE HOUSING UNITS |
| Health and
Human Services | 34. UPDATING AUTHORITY FOR THE FEDERAL EMERGENCY MANAGEMENT AGENCY, SHELTER AND SERVICES PROGRAM GRANT FUNDS |
| Financial and
General
Government | 35. INITIATE EXPLORATION OF OPTIONS ADDRESSING PREDATORY REAL-ESTATE LENDING AND EXPLOITATIVE CONSUMER PRACTICES AFTER THE DECLARATION OF AN EMERGENCY |
| Closed Session | 36. CLOSED SESSION |
| Public
Communication | 37. NON-AGENDA PUBLIC COMMUNICATION |

- SUBJECT: SHERIFF - APPROVAL OF SHERIFF'S TRAVEL OUT OF COUNTRY AS PART OF FEDERAL BUREAU OF INVESTIGATION NATIONAL EXECUTIVE INSTITUTE (DISTRICTS: ALL)**

OVERVIEW

In accordance with Board of Supervisors Policy D-7, Out-of-County Business and Related Guidelines and Processes and Administrative Code section 470, this is a request to approve the San Diego County Sheriff to attend cycle two of a three-cycle session of the Federal Bureau of Investigations (FBI) National Executive Institute (NEI) scheduled for June 10-13, 2024, at the Police Scotland International Academy in the United Kingdom. The NEI focuses on relevant policing issues and coordinates presentations by various experts in the field coupled with facilitated discussion among NEI attendees. During the program, a forum is created where a wide variety of solutions to policing issues are discussed among participating leaders. If approved, travel expenses, including airfare from San Diego to the United Kingdom, transportation within United Kingdom, hotel accommodations and meals over the course of cycle two of the NEI will be covered by the FBI National Executive Institute.

Today's request is for the San Diego County Board of Supervisors to approve the Sheriff's travel to the United Kingdom to attend as part of the FBI's National Executive Institute scheduled for from June 10-13, 2024, to the United Kingdom.

RECOMMENDATION(S)

SHERIFF

Per Administrative Code 470, approve the Sheriff's travel to the United Kingdom for participation in the FBI's National Executive Institute scheduled for June 10-13, 2024.

EQUITY IMPACT STATEMENT

The San Diego County Sheriff's Department (Sheriff's Department) mission is to provide the highest quality public safety services to everyone in San Diego County. By participating in high-level executive training, the Sheriff has opportunities to discuss and learn about best practices in leading public safety agencies, which enhances the Sheriff's perspective in approaching issues and developing policies for the betterment of the communities served.

SUSTAINABILITY IMPACT STATEMENT

Today's action contributes to the County of San Diego's Sustainability Goal of engaging the community in meaningful ways to foster inclusive and sustainable communities. The Federal Bureau of Investigation's National Executive Institute's (NEI's) priorities and goals for its participants are in line with developing communications and engagement strategies that include language and cultural considerations to ensure equitable delivery of services.

FISCAL IMPACT

There is no direct fiscal impact associated with today's request. The Sheriff will receive regular salary and benefits and incur no overtime will be incurred as a result of this trip. Travel expenses, including roundtrip airfare from San Diego to the United Kingdom, transportation within United Kingdom, hotel accommodations, and meals over the course of participation in cycle two of the NEI will be covered by the FBI National Executive Institute. There will be no change in the net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

This item was withdrawn at the request of the Interim Chief Administrative Officer.

2. **SUBJECT: SHERIFF - MEMORANDUM OF UNDERSTANDING WITH THE SAN DIEGO ASSOCIATION OF GOVERNMENTS FOR THE REGIONAL HELICOPTER PROGRAM (DISTRICTS: ALL)**

OVERVIEW

On June 4, 2019 (3), the Board of Supervisors approved a five-year agreement in which the San Diego Association of Governments (SANDAG) supports the Sheriff's Department (Sheriff) costs of motorist aid-related rescue services with funding provided by the Regional Helicopter Program.

SANDAG has approved the continuation of the Regional Helicopter Program up to a maximum of \$375,000 annually. SANDAG will provide funding on an annual basis from July 1, 2024 through June 30, 2029 to support the Sheriff for continued operation, maintenance, and fuel for the three Bell 205A-1 medium-lift fire/rescue and one Bell 412EPX helicopters when used during Sheriff helicopter operations that involve rescue and aid to motorists.

If approved, today's action will authorize the Clerk of the Board to enter into a Memorandum of Understanding with SANDAG, through which the Regional Helicopter Program will defray Sheriff's costs related to motorist aid-related rescue services.

RECOMMENDATION(S)

SHERIFF

1. Approve and authorize the Clerk of the Board to enter into a Memorandum of Understanding, upon receipt, effective July 1, 2024, with the San Diego Association of Governments for the Regional Helicopter Program to defray Sheriff's Department costs related to motorist aid rescue services, in an amount not to exceed \$375,000 annually for the period of July 1, 2024 through June 30, 2029.
2. Authorize the Sheriff to execute all required documents, including any extensions, amendments, or revisions thereto that do not materially impact either the program or funding level.

EQUITY IMPACT STATEMENT

Today's action advances equity in the region by maintaining and improving rescue incident response. Maintaining the Memorandum of Understanding helps the County by receiving support for the costs associated with medical and hoist rescues in San Diego County roadways. This service helps reduce the risk of loss of life or severe injury to motorists in critical traffic events.

SUSTAINABILITY IMPACT STATEMENT

The proposed action contributes to the County of San Diego's Sustainability Goal of providing just and equitable access through the delivery of rescue services provided by first responders. The proposed actions will benefit all San Diego County residents and visitors, particularly those who find themselves in a critical traffic event where they face risk of severe injury or death.

FISCAL IMPACT

Funds for this request will be included in the Fiscal Year 2024-25 CAO Recommended Operational Plan for the Sheriff's Department. If approved, this request will result in costs and revenue of up to \$375,000 for the period of July 1, 2024, through June 30, 2025. Costs and revenue of up to \$375,000 for the period of July 1, 2025, through June 30, 2029 will be budgeted in future operational plans for the Sheriff's Department. The funding source will be program revenue from the San Diego Association of Governments Regional Helicopter Program. 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 Desmond, seconded by Supervisor Lawson-Remer, the Board of Supervisors took action as recommended, on Consent.

AYES: Vargas, Anderson, Lawson-Remer, Montgomery Steppe, Desmond

3. SUBJECT: SHERIFF - LAW ENFORCEMENT AGREEMENT WITH THE GROSSMONT UNION HIGH SCHOOL DISTRICT (DISTRICT: 2)

OVERVIEW

On December 8, 2020 (4), the Board of Supervisors approved a five-year law enforcement services agreement between the County of San Diego and the Grossmont Union High School District (GUHSD) to cover the costs of assigning six deputies, classified as School Resource Officers (SROs) to the district's campuses. The agreement is designed to decrease violence and crime on school campuses, decrease drug use and gang activity among students, and improve school attendance. The agreement will expire on June 30, 2024.

The GUHSD's Board of Education has requested that the Sheriff's Department renew the agreement to continue law enforcement services on its campuses which includes assigning six SROs to the district's campuses. This is a request to approve a five-year law enforcement agreement between the County of San Diego, through the Sheriff's Department, and the GUHSD for the period of July 1, 2024 through June 30, 2029 and to waive Board Policy B-29 requirement for full cost recovery.

RECOMMENDATION(S)

SHERIFF

1. Approve and authorize the Clerk of the Board to accept and execute, upon receipt, a five-year revenue agreement between the County of San Diego and the Grossmont Union High School District to cover the costs of assigning six School Resource Officers to the campuses for the agreement period of July 1, 2024 through June 30, 2029.
2. Authorize the Sheriff to execute any extensions, amendments, or revisions thereto that do not materially impact either the program or funding level.
3. Waive Board Policy B-29 - Fees, Grants, Revenue Contracts - Department Responsibility for Cost Recovery which requires full cost recovery.

EQUITY IMPACT STATEMENT

This request for law enforcement services for the Grossmont Union High School District is meant to increase the quality of life and safety of the students, staff, and visitors to the high schools and related facilities. The law enforcement deputies will provide public safety to mitigate and prevent criminal activity on school campuses and will be the primary response to any incidents and criminal issues that may arise.

SUSTAINABILITY IMPACT STATEMENT

Today's request furthers the County's Sustainability Goal of protecting the health and well-being of everyone in the region with a focus on collaborating with community partners.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year 2024-25 CAO Recommended Operational Plan for the Sheriff's Department. If approved, this request will result in Fiscal Year 2024-25 estimated costs of \$2,392,524 and revenue of \$1,654,780. The funding sources are Grossmont Union High School District (\$1,654,780) and General Purpose Revenue budgeted in the Sheriff's Department (\$737,744). GUHSD will fund 100% of two deputies and 50% of the remaining four deputies. Cost and revenue amounts will be adjusted during the term of the agreement as a result of negotiated salary increases and other adjustments or service level changes. There will no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Vargas, Anderson, Lawson-Remer, Montgomery Steppe, Desmond

4. **SUBJECT: SHERIFF - REQUEST FOR SINGLE SOURCE PROCUREMENT OF DNA SUPPLIES FROM QIAGEN INCORPORATED AND LIFE TECHNOLOGIES (DISTRICTS: ALL)**

OVERVIEW

The ability for the County of San Diego Sheriff's Regional Crime Laboratory (Crime Lab) to perform deoxyribonucleic acid (DNA) analysis is imperative to the accuracy of criminal investigation dispositions, especially those involving homicides and sexual assaults. Most of the equipment procured by the Crime Lab to perform DNA analysis is solely manufactured by Qiagen Incorporated and Life Technologies (a subsidiary of Thermo Fisher Scientific).

Consequently, the proprietary consumables used by the Crime Lab's current DNA analysis equipment can only be purchased through these entities. Due to the meticulous process of DNA analysis, supplies that perform to original equipment manufacturer specifications are required. Procuring these supplies will ensure standardization and compatibility with the DNA analysis equipment already owned by the Crime Lab.

Today's actions request the Board to approve a single source procurement based on absolute compatibility of DNA analysis supplies from Qiagen Incorporated and Life Technologies effective July 1, 2024 through June 30, 2025 with four one-year option periods through June 30, 2029 and additional six months if needed.

RECOMMENDATION(S)
SHERIFF

1. In accordance with Board Policy A-87, Competitive Procurement, approve and authorize the Director, Department of Purchasing and Contracting to enter into negotiations with Qiagen Incorporated and subject to successful negotiations and determination of a fair and reasonable price, award contracts for the purchase of DNA analysis supplies effective July 1, 2024 through June 30, 2025; with four one-year option periods through June 30, 2029 and an additional six months if needed. Contracts shall be amended as needed to reflect changes to requirements and funding, subject to the approval of the Sheriff.
2. In accordance with Board Policy A-87, Competitive Procurement, approve and authorize the Director, Department of Purchasing and Contracting to enter into negotiations with Life Technologies and subject to successful negotiations and determination of a fair and reasonable price, award contracts for the purchase of DNA analysis supplies effective July 1, 2024 through June 30, 2025; with four one-year option periods through June 30, 2029 and an additional six months if needed. Contracts shall be amended as needed to reflect changes to requirements and funding, subject to the approval of the Sheriff.

EQUITY IMPACT STATEMENT

Identification of people convicted of crimes is crucial in the criminal justice process to deliver accountability and bring justice and healing to victims. The deoxyribonucleic acid (DNA) analysis provided by the County of San Diego Sheriff's Regional Crime Laboratory (Crime Lab) is critical for over 30 law enforcement and criminal justice agencies to ensure a fair and equitable justice system in both the defense and prosecution of crimes. The quality and accuracy of the

Crime Lab's DNA analysis is contingent upon the continued use of the specific supplies from Qiagen Incorporated and Life Technologies. With quality DNA analysis, law enforcement agencies can more efficiently identify individuals involved in crimes as well as exonerate the innocent.

SUSTAINABILITY IMPACT STATEMENT

Today's actions to single source deoxyribonucleic acid (DNA) analysis supplies support the County of San Diego's Sustainability Goal of providing just and equitable access for victims of crimes and those who may have wrongfully been accused of a crime. The County of San Diego Sheriff's Regional Crime Laboratory's forensic science services are provided to over 30 law enforcement and criminal justice agencies in San Diego County. Continuing the quality of DNA analysis requires the use of specific consumables and supplies from Qiagen Incorporated and Life Technologies. Use of the requested supplies ensures that there is expedient and accurate DNA analysis, which is a critical component of serving justice and holding the responsible parties accountable for their actions.

FISCAL IMPACT

Funds for this request are included in the Fiscal Years 2024-26 CAO Recommended Operational Plan for the Sheriff's Department. If approved, this request will result in estimated costs of \$525,000 for DNA analysis supplies contracts with Qiagen Incorporated (\$200,000) and Life Technologies (\$325,000). The funding source for this request is existing General Purpose Revenue. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Vargas, Anderson, Lawson-Remer, Montgomery Steppe, Desmond

5. **SUBJECT: SHERIFF - RECEIVE DONATION FROM THE CITY OF CHULA VISTA FOR SHERIFF'S REENTRY PROGRAMS (DISTRICTS: ALL)**

OVERVIEW

For several years, the Chula Vista Police Department operated its own city jail as a temporary holding facility for incarcerated persons. Individuals who did not make bail or required further judicial proceedings were transferred to a San Diego County jail. The Chula Vista holding facility met California Title 15 requirements and maintained an Incarcerated Persons' Welfare Fund (IPWF) in accordance with state law. By statute, IPWF is to be used for the benefit, education, and welfare of incarcerated persons while in custody.

In 2023, the City of Chula Vista asked the San Diego Sheriff's Department (SDSD) if SDSD could use the remaining Incarcerated Persons' Welfare Fund balance, as the City of Chula Vista closed their Incarcerated Persons' Welfare Fund in Fiscal Year 2022-23. The Sheriff's Department agreed to accept \$76,104.08 and utilize the proceeds to support reentry programs in horticulture and landscaping for incarcerated persons housed at Las Colinas Detention and Reentry Facility (LCDRF) and East Mesa Reentry Facility (EMRF).

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, provide a process for accepting gifts by the administrative heads of each department in the County, subject to approval by the Board of Supervisors. This is a request for the Board of Supervisors to receive \$76,104.08 from the City of Chula Vista to be used by the SDSD Reentry Services Division for the enhancement of current sustainability projects used for training incarcerated persons.

RECOMMENDATION(S)

SHERIFF

In accordance with 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, accept a \$76,104.08 donation from the City of Chula Vista.

EQUITY IMPACT STATEMENT

Incarcerated Persons' Welfare Funds are expended to provide for the welfare of incarcerated persons and to assist in their transition back into the community through educational, vocational, and behavioral training. Providing quality educational and psychosocial intervention in detention facilities assures that vulnerable populations who have experienced incarceration will not be deprived of opportunities to achieve post-release positive outcomes. Funds donated to the San Diego Sheriff's Department from the City of Chula Vista will ensure these programs are enhanced and made available to incarcerated persons.

SUSTAINABILITY IMPACT STATEMENT

The proposed action to receive a donation from the City of Chula Vista's Incarcerated Persons' Welfare Fund (IPWF) contributes to the County of San Diego's Sustainability Goals of providing just and equitable access and protecting the health and wellbeing of everyone in the region. Individuals need access to quality educational and psychosocial intervention programs while in custody. These donated funds will aid the Sheriff's Department in the expansion of landscape and horticulture projects, enhance farm to table models by increasing the accessibility to fresh locally grown produce, and increase composting efforts that promote sustainable agricultural practices. These programs educate incarcerated persons on sustainable techniques, while promoting the adoption of environmentally friendly practices.

FISCAL IMPACT

Funds for this request are not included in the Fiscal Year 2023-24 Operational Plan for the Sheriff's Department. If approved, this request will authorize acceptance of a donation, and result in current year costs and revenue of \$76,104.08. The funds will be used for training incarcerated persons and enhancement of current horticulture and landscaping projects. The funding source is a donation from the City of Chula Vista. 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 Desmond, seconded by Supervisor Lawson-Remer, the Board of Supervisors took action as recommended, on Consent.

AYES: Vargas, Anderson, Lawson-Remer, Montgomery Steppe, Desmond

6. **SUBJECT: BEHAVIORAL HEALTH SERVICES - RATIFY ACCEPTANCE OF DONATION TO THE HEALTH AND HUMAN SERVICES AGENCY, BEHAVIORAL HEALTH SERVICES AND AUTHORIZE THE CHAIRWOMAN OF THE BOARD OF SUPERVISORS TO SIGN A LETTER OF APPRECIATION TO THE DONOR'S ESTATE (DISTRICTS: ALL)**

OVERVIEW

County of 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, provides a process for accepting gifts by the administrative heads of each department in the County, subject to approval by the San Diego County Board of Supervisors. In September 2023, the County Health and Human Services Agency, Behavioral Health Services (BHS) received a donation in the amount of \$275,253.31 from the Fredrick J. West Estate.

Today's action requests the San Diego County Board of Supervisors to ratify the acceptance of a one-time \$275,253.31 donation from the Fredrick J. West Estate to support the ongoing advancement of the behavioral health continuum of care and the regional distribution of critical services by supporting one-time behavioral health costs.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. In accordance with the 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, ratify the acceptance of a one-time donation from the Fredrick J. West Estate in the amount of \$275,253.31 to support the ongoing advancement of the behavioral health continuum of care and the regional distribution of critical services by supporting one-time behavioral health costs.
2. Authorize the Chairwoman 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 the Fredrick J. West Estate.

EQUITY IMPACT STATEMENT

The acceptance of the donation from the Fredrick J. West Estate serves to enhance Behavioral Health Services' mission to advance equitable access to quality behavioral health programs to ensure all San Diego County residents can stay connected, stable, and healthy. The funding will support the ongoing advancement of the behavioral health continuum of care and the regional distribution of critical services, by supporting one-time behavioral health costs to reduce behavioral health inequities among the region and advance care for vulnerable populations.

SUSTAINABILITY IMPACT STATEMENT

This item supports the County of San Diego Sustainability Goal #2 to provide just and equitable access to County services, and Sustainability Goal #4, to protect health and well-being. The County will accomplish these goals by applying the Fredrick J. West Estate donation toward existing one-time costs within Behavioral Health Services. This may include costs within crisis services and preventative care services within hard to reach communities.

FISCAL IMPACT

Funds for this request are not included in the Fiscal Year 2023-24 Operational Plan for the Health and Human Services Agency. Today's request to ratify the acceptance of a donation from the Fredrick J. West Estate, will result in unanticipated revenue in the amount of \$275,253.31. These funds will be applied toward one-time costs within behavioral health 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 Desmond, seconded by Supervisor Lawson-Remer, the Board of Supervisors took action as recommended, on Consent.

AYES: Vargas, Anderson, Lawson-Remer, Montgomery Steppe, Desmond

7. **SUBJECT: AUTHORIZE ACCEPTANCE OF OLDER ADULT SERVICES REVENUE AGREEMENTS, MEMORANDUM OF UNDERSTANDING, AND GRANTS FOR FISCAL YEAR 2024-25, AND AUTHORIZE APPLICATION FOR FUTURE FUNDING OPPORTUNITIES FOR PROGRAMS SERVING OLDER ADULTS AND PERSONS WITH DISABILITIES (DISTRICTS: ALL)**

OVERVIEW

The County of San Diego (County) Health and Human Services Agency, Aging & Independence Services (AIS) serves as the region's federally designated Area Agency on Aging (AAA) and administers programs focused on the safety and well-being of older adults and persons with disabilities. These services align with the Aging Roadmap, the County regional plan to ensure the region has programs and communities that equitably support the needs and leverage the contributions of all older adults in the county. On May 2, 2023 (4), the San Diego County Board of Supervisors (Board) approved Fiscal Year (FY) 2023-24 revenue agreements to fund various

programs that support older adults and persons with disabilities, allowing them to remain safely in their homes and access needed community resources. Subsequently, on January 23, 2024 (2), the Board approved an additional FY 2023-24 revenue agreement to further support and expand these programs and services. These programs and services support the goals and objectives established in the AIS 2024-2028 Area Plan, approved by the Board on April 9, 2024 (6). Required by the Older Americans Act (OAA), the AIS Area Plan 2024-2028 details how AIS will utilize funds received through the OAA to provide services that meet the identified needs of older adults, persons with disabilities, and their caregivers throughout the county.

The California Department of Aging is transitioning from revenue agreements to a multi-year memorandum of understanding (MOU) for the Area Plan and Medicare Improvements for Patients and Providers Act Program and intends to transition to an MOU for the Health Insurance Counseling and Advocacy Program. The process for this transition is currently underway, however it is not yet known when the Health Insurance Counseling and Advocacy Program MOU will be finalized. This item requests the Board authorize acceptance of \$33,284,979 of federal and State revenue agreements, MOU, and grants for FY 2024-25 to support these programs and services.

If approved, today's action would authorize acceptance of funding through revenue agreements, MOU, and grants, and authorize Clerk of the Board to execute revenue agreements, MOU, and grants upon receipt, and authorize the Agency Director, Health and Human Services Agency to pursue future funding opportunities.

This action supports the County vision of a just, sustainable, and resilient future for all, specifically those communities and populations in San Diego County that have been historically left behind, as well as our ongoing commitment to the regional *Live Well San Diego* vision of healthy, safe and thriving communities. This will be accomplished by ensuring the County will continue to receive federal, State, and other funding to administer necessary programs and services for older adults, persons with disabilities, and their caregivers.

RECOMMENDATION(S)
CHIEF ADMINISTRATIVE OFFICER

1. Waive Board Policy B-29: Fees, Grants, Revenue Contracts - Department Responsibility for Full Cost Recovery, which requires full cost recovery of grants and revenue contracts.
2. Approve and authorize the Clerk of the Board to execute, upon receipt, the following revenue agreements, memorandum of understanding, and grants:
 - California Department of Aging Agreements
 - Older Californians Act Modernization (OM-2223-23 & NM-2324-23)
 - Health Insurance Counseling and Advocacy Program (HI-2425-23)
 - CalFresh Expansion and SNAP-Ed/CalFresh Healthy Living (CF-2223-23)
 - Multipurpose Senior Services Program (MS-2425-07)
 - California Department of Aging Memorandum of Understanding for Area Plan services, Health Insurance Counseling and Advocacy Program, and Medicare Improvements for Patients and Providers Act Programs (AAA-2425-23)

- San Diego Gas & Electric (Cool Zone program)
 - Partners in Care Foundation
 - Veterans Administration San Diego Healthcare System (Veteran Directed Home and Community Based Service Program)
 - San Diego State University Research Foundation/Geriatric Workforce Enhancement Program
 - University of California San Diego - Dementia Aware
3. Authorize the Clerk of the Board, subject to the approval of the Agency Director, Health and Human Services Agency or designee, to execute all required documents related to the revenue agreements, memorandum of understanding, and grants in Recommendation 2, including any extensions, amendments or revisions thereto that do not materially impact either the program or the funding level.
 4. Authorize acceptance of the grant from the Corporation for National & Community Service for the Retired Senior and Volunteer Program.
 5. Authorize the Agency Director, Health and Human Services Agency or designee, to apply for future funding opportunities that support programs serving older adults, persons with disabilities and their caregivers.

EQUITY IMPACT STATEMENT

There are approximately 710,000 San Diegans over the age of 60, and by 2030, that number is expected to grow to more than 850,000. Additionally, the population over the age of 85 in San Diego County is projected to diversify and grow faster than any other age group. The County of San Diego (County) Health and Human Services Agency, Aging & Independence Services (AIS) provides a wide array of services to meet the needs of this growing population and ensures the welfare of older adults, caregivers, and persons with disabilities. Community input regarding resources, services, and programs related to funding sources included in today's request began in Fall 2023. AIS conducted 17 community feedback sessions with older adults, caregivers, persons with disabilities, and service providers across a range of topic areas and localities throughout the county for programs and services included in the Aging Roadmap and Area Plan. Many underserved communities including people of color, individuals with limited English proficiency, LGBTQI+ individuals, persons with Alzheimer's Disease and related dementias, and low-income individuals provided input to AIS during feedback sessions. Additionally, AIS conducted a public hearing on March 11, 2024 for the Area Plan, where services recipients and other members of the public provided input on the resources, services, and programs related to many of the funding sources included in today's request. Translation services for the feedback sessions and public hearing were made available in county threshold languages. AIS also advertised the public hearing in all of the county threshold languages.

AIS will continue to seek community input and feedback through public hearings held annually during the annual update of the Area Plan, a planning document required by the Older Americans Act (OAA), detailing how AIS will utilize funds received through the OAA to provide services that meet the identified needs of older adults, persons with disabilities and their caregivers throughout the county. Community input and collaboration are also obtained through Aging Roadmap community teams, comprised of community members, subject matter experts, and County staff to develop and implement goals in the 10 priority areas of the Aging Roadmap.

Today's recommendations will allow the County to continue administering vital programs and services for older adults and persons with disabilities, improving the quality of life for equity-seeking groups of all ages, including Black, Indigenous, and people of color, women, persons with disabilities, immigrants, and the LGBTQI+ community.

SUSTAINABILITY IMPACT STATEMENT

Working with partners to improve and expand programs and services that contribute to the safety and welfare of older adults and persons with disabilities will advance the County of San Diego (County) Sustainability Goal #1 to engage the community in meaningful ways; Sustainability Goal #2 to provide just and equitable access to County services; and Sustainability Goal #4 to protect the health and well-being of everyone in the region. Specifically, programs and services provided with this funding allow older adults and persons with disabilities to remain safely in their homes and access necessary community resources. Additionally, the funded programs help meet the needs of caregivers, reduce isolation, and increase social connections. These efforts are designed to improve the overall health and well-being and reduce barriers for underserved populations, which benefits individuals, and the community at large, who include younger generations today and as they age.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year (FY) 2024-25 CAO Recommended Operational Plan in the Health and Human Services Agency. If approved, this request will result in costs of \$34,018,262 and revenue of \$33,284,979 in FY 2024-25. The funding sources are:

- State General Fund, Federal Medicaid Program;
- Titles III and VII of the Older Americans Act;
- Older Californians Act Modernization;
- Federal and State Health Insurance Counseling and Advocacy Program;
- Federal SNAP-ED/CalFresh - Healthy Living, U.S. Department of Health and Human Services;
- Partners In Care Foundation;
- San Diego Gas & Electric;
- Veterans Administration San Diego Healthcare System;
- San Diego State University Research Foundation;
- Corporation for National & Community Service; and
- University of California San Diego.

A waiver of Board Policy B-29 is requested because the funding does not offset all costs. B-29 costs are \$733,283 for FY 2024-25 and will be funded with existing General Purpose Revenue allocated for these programs. The public benefit for providing these services, which allow older adults and those with disabilities to remain safely in their homes and access resources, far outweighs these costs. 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 Desmond, seconded by Supervisor Lawson-Remer, the Board of Supervisors took action as recommended, on Consent.

AYES: Vargas, Anderson, Lawson-Remer, Montgomery Steppe, Desmond

8. SUBJECT: AUTHORIZE ACCEPTANCE OF ADDITIONAL LABASPIRE PUBLIC HEALTH EQUITY AND READINESS OPPORTUNITY INITIATIVE TRAINING PROGRAM FUNDING (DISTRICTS: ALL)

OVERVIEW

On July 18, 2023 (3), the San Diego County Board of Supervisors (Board) authorized the acceptance of LabAspire Public Health Equity and Readiness Opportunity Initiative Fellowship Program Funding. Subsequently, on December 29, 2023, the California Department of Public Health (CDPH) notified the County of San Diego (County) Health and Human Services Agency, Public Health Services, Public Health Laboratory (PHL) that it would receive an additional \$392,245 from the LabAspire Fellowship Award and \$150,500 from the Public Health Microbiologist (PHM) Training Award. These awards will support workforce development pathways for the PHL and support its critical role in protecting the health of county residents and visitors. PHLs are directed by highly qualified laboratory directors that are board certified and hold a doctoral degree. Over the last several decades, the number of qualified laboratory directors has declined due to requirements, retirements, and attrition to the private sector. The LabAspire Fellowship Program award supports efforts to increase the number of qualified laboratory directors. Similarly, salary support provided by the Public Health Microbiologist Training Award is intended to help train more PHMs to address the shortage of licensed PHMs in California.

Today's action requests the Board authorize the Agency Director, Health and Human Services Agency to accept additional program funding from CDPH and to apply for additional funding opportunities, if available, to support the continuing education and training of PHL workforce.

Today's action supports the County vision of a just, sustainable, and resilient future for all, specifically those communities and populations in San Diego County that have been historically left behind, as well as our ongoing commitment to the regional *Live Well San Diego* vision of healthy, safe, and thriving communities. This will be accomplished by ensuring the County will continue to support workforce education and training to increase the number of qualified individuals for essential positions of leadership and ensure our local health department continues to ably improve the health and well-being of county residents.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. 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 of grants.

2. Authorize the acceptance of additional funding of \$542,745 from the California Department of Public Health, Center for Laboratory Sciences for the Public Health Equity and Readiness Opportunity LabAspire Fellowship Program for the period of January 12, 2024 through June 30, 2026, for laboratory workforce training, and authorize the Agency Director, Health and Human Services Agency, or designee, to execute all required grant documents, upon receipt, including any annual extensions, amendments, or revisions that do not materially impact or alter the services or funding level.
3. Authorize the Agency Director, Health and Human Services Agency, or designee, to apply for additional funding opportunity announcements, if available, to support the continuing education and training of lab personnel.

EQUITY IMPACT STATEMENT

San Diego County has one of the busiest border crossings in the United States and is home to a diverse population including military and tribal communities. Reports from the Centers for Disease Control and Prevention have highlighted disparities among populations impacted by diseases such as HIV, viral hepatitis, sexually transmitted infection, and tuberculosis. To protect the health and well-being of all residents, the County of San Diego (County) Health and Human Services Agency, Public Health Services, Public Health Laboratory (PHL) provides diagnostic testing to detect diseases among the general public. In addition, insights from testing results and patient demographics available through the laboratory information management system enable PHL to record and monitor health disparities and inequities across a wide range of diseases. By continuing to apply for and receive funding from sources such as the Public Health Equity and Readiness Opportunity LabAspire grant, the County PHL can offer additional education and workforce training activities to PHL staff to increase skills in testing the large variety of viruses, bacteria, and pathogens more likely to affect the most vulnerable communities in San Diego County.

SUSTAINABILITY IMPACT STATEMENT

Today's actions support the County of San Diego (County) Sustainability Goal #4 to protect the health and well-being of everyone in the region. This will be accomplished by investing available funding in workforce training for key staff in the County Health and Human Services Agency, Public Health Services, Public Health Laboratory to help them develop enhanced leadership capabilities and overall laboratory function management including testing and identification of emerging pathogens. This will improve the overall health of communities and reduce the demand of associated care services. Furthermore, investing in workforce training will increase the number of qualified individuals for positions of leadership as laboratory directors or assistant laboratory directors, ensure continuity of operations, and help avoid gaps in services, especially during outbreaks and emergencies.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year (FY) 2024-26 CAO Recommended Operational Plan in the Health and Human Services Agency. If approved, this request will result in costs of \$220,516 and revenue of \$150,500 in FY 2024-25 and costs of \$413,628 and revenue of \$392,245 in FY 2025-26. The funding sources are the Public Health Equity and Readiness Opportunity LabAspire Fellowship Program award and Public Health Microbiologist Training award from the California Department of Public Health. A waiver of Board Policy B-29 is

requested because the funding does not offset all costs. These costs are estimated at \$70,016 for FY 2024-25 and \$21,383 in FY 2025-26. The funding source for these costs will be existing Health Realignment. The public benefit for providing these services far outweighs these costs. 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 Desmond, seconded by Supervisor Lawson-Remer, the Board of Supervisors took action as recommended, on Consent.

AYES: Vargas, Anderson, Lawson-Remer, Montgomery Steppe, Desmond

9. **SUBJECT: AUTHORIZE ACCEPTANCE OF FUNDING TO ADDRESS SEXUALLY TRANSMITTED INFECTIONS AND APPLY FOR FUTURE FUNDING OPPORTUNITIES (DISTRICTS: ALL)**

OVERVIEW

Sexually transmitted infections (STIs) remain among significant public health concerns locally and across California and the United States. STIs can be associated with increased risk of HIV acquisition and transmission and can cause multiple health complications, including infertility, blindness, hearing loss, and death. Surveillance data demonstrate that the incidence of reportable bacterial STIs has been increasing in San Diego County since 2003, with notable increases in the last several years.

The County of San Diego (County) receives funding from the California Department of Public Health (CDPH) Sexually Transmitted Diseases (STD) Control Branch to support STI intervention activities, prevention, outreach, education, and surveillance. On May 21, 2019 (9), the San Diego County Board of Supervisors (Board) authorized acceptance of CDPH STD Control Branch funding in the amount of \$1,045,125 for the period of July 1, 2019, through June 30, 2024. Subsequently, the Board authorized acceptance of additional funds from CDPH STD Control Branch to support local STI intervention activities, with the most recent action on November 15, 2022 (6) for an increase in the amount of \$260,264.

On January 24, 2024, CDPH STD Control Branch notified the County of allocations for the period of July 1, 2024, through June 30, 2026, in the amount of \$2,164,638. Today's action requests the Board authorize acceptance of \$2,164,638 in funding to support core STI prevention and control activities in San Diego County and authorize applications for additional funding opportunity announcements to support STI testing and prevention resources throughout the region.

Today's action supports the County vision of a just, sustainable, and resilient future for all, specifically those communities and populations in San Diego County that have been historically left behind, as well as our ongoing commitment to the regional *Live Well San Diego* vision of healthy, safe, and thriving communities. Given the linkage between STIs and HIV, today's action also advances the County Getting to Zero initiative by connecting residents who are

vulnerable to HIV and STIs to testing and prevention resources, as well as ensuring that residents living with diagnosed HIV and STIs are linked to timely care and treatment services.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. 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 of grants.
2. Authorize the acceptance of \$2,164,638 from the California Department of Public Health STD Control Branch for the period of July 1, 2024, through June 30, 2026, to support core STI prevention and control activities in San Diego County, and authorize the Agency Director, Health and Human Services Agency, or designee, to execute all required grant documents, upon receipt, including any annual extensions, amendments or revisions that do not materially impact or alter the services or funding level.
3. Authorize the Agency Director, Health and Human Services Agency, or designee, to apply for additional funding opportunity announcements, if available, for STI testing and prevention resources.

EQUITY IMPACT STATEMENT

In San Diego County, Sexually Transmitted Infections (STIs) disproportionately impact communities of color (particularly Black/African American residents), youth, and gay, bisexual, and other men who have sex with men. According to the 2022 annual STI data from the County of San Diego (County) Health and Human Services Agency, Public Health Services, HIV, STD, and Hepatitis Branch, in 2022, local STI transmission rates were higher among Black/African Americans and other/mixed-race women and men than among other populations. Specifically, the rate of gonorrhea in Black/African American males was 5.2 times higher than that of white males and 3.7 times that of Hispanic males. In addition, the rate of infection in Black/African American females was 5.4 times higher than that of white females and 3.4 times that of Hispanic females.

Over the past few years, the County has conducted various community engagement activities focused on identifying and addressing disparities among populations most impacted by STIs in San Diego County. These community engagement efforts focused on Black/African American gay and bisexual men who have sex with men, Latino gay and bisexual men who have sex with men, and transgender persons. Additional funds from the California Department of Public Health Sexually Transmitted Diseases Control Branch will enhance County programs that support persons vulnerable to or diagnosed with STIs and prevent health complications such as congenital syphilis. In addition, these funds will support community organizations to increase awareness of STDs and access to prevention, testing, and treatment services in affected communities.

SUSTAINABILITY IMPACT STATEMENT

Today's proposed actions align with the County of San Diego (County) Sustainability Goal #2 to provide just and equitable access to services and resources and Sustainability Goal #4 to protect health and well-being. Funds from the California Department of Public Health Sexually Transmitted Diseases Control Branch will provide resources to support the HIV, STD, and Hepatitis Branch within the County Health and Human Services Agency, Public Health Services, with capacity and services aimed at preventing, detecting, and treating STIs. This will be accomplished by increasing the capacity of services that support testing, identification, and treatment of STIs, improving the overall health of communities, and reducing the demand for associated care services while increasing the effectiveness of care providers.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year (FY) 2024-26 CAO Recommended Operational Plan in the Health and Human Services Agency. If approved, this request will result in estimated costs of \$1,157,822 and revenue of \$1,082,319 in FY 2024-25, and estimated costs of \$1,157,822 and revenue of \$1,082,319 in FY 2025-26. The funding source for this grant is the California Department of Public Health STD Control Branch. A waiver of Board Policy B-29 is requested because the funding does not offset all costs. These unrecovered costs are estimated at \$75,503 in FY 2024-25 and \$75,503 in FY 2025-26. The funding source for these costs will be existing Realignment. The public benefit of providing these services far outweighs these costs. 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 Desmond, seconded by Supervisor Lawson-Remer, the Board of Supervisors took action as recommended, on Consent.

AYES: Vargas, Anderson, Lawson-Remer, Montgomery Steppe, Desmond

10. **SUBJECT: AUTHORIZE THE APPLICATION FOR AND THE ACCEPTANCE OF GRANT AGREEMENT FOR HIV SURVEILLANCE PROGRAM (DISTRICTS: ALL)**

OVERVIEW

The County of San Diego (County) Getting to Zero initiative seeks to end the HIV epidemic locally through focused efforts related to testing, treatment, and prevention. This item supports the Getting to Zero initiative by providing surveillance information to measure outcomes and identifying subpopulations of individuals living with HIV disease who are in need of medical care and treatment and support services. These support services include case management, mental health treatment, and substance-use treatment to help them remain in medical care over time.

For the past 25 years, the San Diego County Board of Supervisors (Board) has authorized agreements with the California Department of Public Health (CDPH) to accept Integrated HIV Surveillance and Prevention Funding for Health Departments. This agreement provides services to reduce transmission of HIV disease in San Diego County and to improve health outcomes for people living with or newly diagnosed with HIV/AIDS. On July 23, 2019 (8), the Board authorized a five-year agreement for HIV/AIDS Surveillance services through June 30, 2024, for an approximate amount of \$3,500,000.

Pending release of the 2024-29 HIV Surveillance Program grant application and award notification, today's action requests the Board approve and authorize the Clerk of the Board to execute a new 2024-29 HIV Surveillance Program agreement with CDPH, from July 1, 2024, through June 30, 2029, for an anticipated five-year total of approximately \$3,300,000. Additionally, today's action also requests the Board authorize future funding opportunities to enhance surveillance to improve data-driven decision management in support of individuals and families who are impacted by HIV disease in San Diego County. These actions also support the *Live Well San Diego* vision of healthy, safe, and thriving communities by enabling ongoing surveillance activities to improve the treatment and health of persons with HIV disease in San Diego County. This will be accomplished through enhancing identification of reportable health conditions and improving access to prevention, testing, and high-quality medical care that lead to improved health.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. 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 of grants.
2. Authorize the application for and the acceptance of approximately \$3,300,000 in grant funds from the California Department of Public Health for the period of July 1, 2024 through June 30, 2029, for HIV disease related surveillance under the 2024-29 HIV Surveillance Program.
3. Authorize the Clerk of the Board to execute all required grant documents, including any extensions, amendments and/or revisions thereto that do not materially impact or alter the services or funding level.
4. Authorize the Agency Director, Health and Human Services Agency, to pursue future funding opportunities related to enhancing surveillance to improve data-driven decision management in support of those impacted by HIV disease.

EQUITY IMPACT STATEMENT

HIV has disproportionately impacted some of our most vulnerable residents who include Black and Hispanic communities, gay, bisexual, and other men who have sex with men. According to the Gallup.com article "LGBTQ+ Identification Rises to 5.6% in Latest U.S. Estimate" (2021), gay, bisexual, and other men who have sex with men currently comprise of approximately 2.5% of the adult population. However, in San Diego County, gay, bisexual, and other men who have sex with men comprise 62% of recent HIV diagnoses and 71% of persons living with HIV.

Moreover, in San Diego County, like much of the rest of the United States, HIV has disproportionately impacted Black and Hispanic communities. Blacks comprise less than 5% of the county population but comprise 14% of recent HIV diagnoses. Hispanics comprise 34% of the county population yet comprise 49% of recent HIV diagnoses. The County of San Diego (County) local Getting to Zero initiative places a priority on reaching residents and communities most disproportionately impacted by HIV by identifying everyone living with HIV in San Diego County and linking them to HIV treatment services and support. By utilizing the information collected from the HIV Surveillance Program and by engaging in continuous quality improvement activities to achieve the objectives of the Getting to Zero initiative, those disproportionately impacted by HIV can be reached to achieve collective impact and improve outcomes along the HIV care continuum.

SUSTAINABILITY IMPACT STATEMENT

The proposed actions align with the County of San Diego Sustainability Goal #2 to provide just and equitable access to County services and resources, and Sustainability Goal #4 to protect the health and well-being of San Diegans. Ongoing surveillance activities and efforts are designed to improve the overall health and well-being for individuals living with HIV disease while supporting the Getting to Zero initiative. These activities and efforts include 1) identifying subpopulations of individuals living with HIV disease who need medical care and treatment, and 2) providing additional support through services, such as case management, mental health treatment, and substance-use treatment to help individuals remain in medical care.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year (FY) 2024-26 CAO Recommended Operational Plan in the Health and Human Services Agency. If approved, today's actions will result in estimated costs of \$759,816 and approximate revenue of \$660,768 in FY 2024-25 and estimated costs of \$759,816 and approximate revenue of \$660,768 in FY 2025-26. The funding source is the California Department of Public Health. A waiver of Board Policy B-29 is requested because the funding does not offset all costs. Unrecovered costs are estimated at \$99,048 for FY 2024-25 and \$99,048 for FY 2025-26. The funding source for these costs is Realignment. The public benefit of providing these services far outweighs these costs. 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 Desmond, seconded by Supervisor Lawson-Remer, the Board of Supervisors took action as recommended, on Consent.

AYES: Vargas, Anderson, Lawson-Remer, Montgomery Steppe, Desmond

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

OVERVIEW

The San Diego County Library (County Library) operates 33 branches, two bookmobiles, and five 24/7 Library-To-Go kiosks. The County Library serves over one million residents across all unincorporated communities and the cities of Del Mar, El Cajon (& Fletcher Hills), Encinitas (& Cardiff-by-the-Sea), Imperial Beach, La Mesa, Lemon Grove, Poway, Solana Beach, San Marcos, Santee, and Vista. From time to time, individuals, service groups, and businesses offer gifts and donations to our County Library. Gifts and donations help expand important services and programs provided to the public, as well as the opportunity to purchase additional library materials and supplies to accommodate our region's diverse population.

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

During the period of July 1, 2023, to December 31, 2023, donations totaled \$500,420.59. Of the total amount, there were \$351,304.66 in cash donations and \$149,115.93 in non-cash donations. Of the cash donations received, \$94,210.67 were matched by the Library Fund budget through the Dollar-for-Dollar Donation Matching Program. The matching fund program was created by the Board to give donors a sense of pride for taking part in the growth of their local County Library. Donations received during this reporting period were used to purchase library materials such as books and eBooks, music, and equipment for library branches. Additional uses of this program include allocating funds for community engagement functions such as cultural celebrations and general support to San Diego County Library programs.

Today's proposed actions are to accept the County Library's Report of Gifts and Donations for the period of July 1, 2023, to December 31, 2023, to ratify the acceptance of those gifts and donations by the County Library totaling \$500,420.59, and to authorize the Chairwoman of the Board of Supervisors to sign a letter of appreciation to the donors whose donations exceed \$5,000.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Find that the proposed action is not subject to review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15060(c)(3) because it is not a project as defined in Section 15378(b)(5) of the CEQA Guidelines because it involves organizational or administrative governmental activities that will not result in direct or indirect physical changes in the environment.

2. In accordance with Administrative Code Section 66, *Acceptance of Gifts*, and Board of Supervisors (Board) Policy A-112, *Acceptance and Use of Gifts and Donations*, accept the San Diego County Library Report of Gifts and Donations for the period of July 1, 2023, through December 31, 2023.
3. In accordance with Administrative Code Section 66 and Board Policy A-112, ratify the acceptance of gifts from July 1, 2023, through December 31, 2023, for \$500,420.59 that exceeded \$5,000.
4. Authorize the Chairwoman of the Board of Supervisors to sign letters of appreciation on behalf of the County of San Diego to donors listed in Attachment B.

EQUITY IMPACT STATEMENT

The acceptance of donations will allow for the purchase of library materials, such as books and eBooks, equipment for library branches, and bookmobiles to support programs that encourage participants of all ages to engage in reading and participate in activities that bring the community together. Donations and grants allow the San Diego County Library (County Library) to provide additional supplies and services to youth, families, and communities that encourage the sharing of experiences, cultural traditions, and resources to strengthen a sense of belonging. Gifts and donations received are monitored and publicly disclosed in accordance with all County policies. Expenditures are internally tracked by the County Library to ensure transparency and accountability of donations and gifts received and to provide for the equitable distribution of resources.

SUSTAINABILITY IMPACT STATEMENT

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

FISCAL IMPACT

The County Library received \$500,420.59 in cash and non-cash donations exceeding \$5,000 in value between July 1, 2023, and December 31, 2023. Of these donations, \$351,304.66 was in cash, and \$149,115.93 in non-cash donations. The \$94,210.67 qualified for an equal amount of matching funds from the County Library at the request of the donors, which was completed in Fiscal Year 2023-24 based on the available prior year County Library Fund fund balance.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Vargas, Anderson, Lawson-Remer, Montgomery Steppe, Desmond

12. SUBJECT: EXPANDING OPPORTUNITIES FOR LOCAL BUSINESSES TO PARTICIPATE IN COUNTY CONTRACTS (DISTRICTS: ALL)

OVERVIEW

In Fiscal Year 2022-23, the County of San Diego (County) had a total procurement spend of over \$1.9 billion. The Department of Purchasing and Contracting (DPC) is responsible for coordinating efforts to improve the County's contracting process, including the development of standard procedures for the selection of contractors, standard contract provisions, and contract administration practices. In recognition of the investments that the County makes into the community through contracted services and supply purchases, DPC has significantly increased its proactive approach to engaging local, small businesses into its processes and procedures.

There are several existing policies that guide the inclusion of local and small businesses, as well as Veteran Owned Businesses and Disabled Veterans Business Enterprises. These programs and policies aim to increase accessibility to the County's procurement process and help provide that the County's resources are being invested in community businesses.

Although the County recognizes the value of offering opportunities to local businesses on a Countywide level, more can be done to provide local businesses opportunities to respond to, and potentially be awarded, County procurements located in their own communities. With community engagement being at the core of the County's General Management System, we recommend that the County investigate opportunities to expand the County's reach to local businesses through outreach, education and review of current programs that enhance the ability of local business to participate in County procurements.

RECOMMENDATION(S)

CHAIRWOMAN NORA VARGAS AND SUPERVISOR JOEL ANDERSON

Direct the Chief Administrative Officer to investigate and report back to the Board within 180 days on opportunities to expand the County's reach to local businesses through outreach, education, and review of current programs that enhance the ability of local businesses to participate in County procurements.

EQUITY IMPACT STATEMENT

By seeking additional opportunities to conduct business with small, veteran and disabled veteran owned businesses, the County can further uplift underserved members of our community who have historically faced barriers to entry and fewer opportunities to succeed.

SUSTAINABILITY IMPACT STATEMENT

The County has undertaken several actions to advance sustainability throughout the enterprise by contracting with external vendors to obtain necessary goods and services. This allows the County to fulfill its mission while maximizing the use of resources. By encouraging additional vendors and competition, the County can continue to realize cost savings and other benefits while providing additional vendors an opportunity to conduct business with the County.

FISCAL IMPACT

There is no fiscal impact associated with this recommendation. There will be no change in net General Fund cost and no additional staff years. There may be fiscal impacts associated with future related recommendations which staff would return to the Board for consideration and approval., This would include identification of any future costs and funding source(s).

BUSINESS IMPACT STATEMENT

The County has historically encouraged disadvantaged and small businesses to participate in County contract opportunities and has recognized the importance of our local business community. The County can continue to amplify the impact of these actions and provide business opportunities by expanding outreach, education, and programs that enhance the ability of local businesses to participate in the County's procurement processes.

ACTION:

ON MOTION of Supervisor Vargas, seconded by Supervisor Anderson, the Board of Supervisors took the following actions:

1. Directed the Chief Administrative Officer to investigate and report back to the Board within 180 days on opportunities to expand the County's reach to local businesses through outreach, education, and review of current programs that enhance the ability of local businesses to participate in County procurements.
2. Directed the Chief Administrative Officer to explore implementation strategies for expanding opportunities for local businesses to participate in County contracts per State of California Assembly Bill 2019, on small business enterprises and its language on procurement participation, State of California and federal certifications for small businesses and disadvantaged business enterprises under the State of California government code.

AYES: Vargas, Anderson, Lawson-Remer, Montgomery Steppe, Desmond

13. **SUBJECT: ADOPTION OF A RESOLUTION DECLARING CANDIDATES ELECTED TO COUNTY CENTRAL COMMITTEES RELATED TO THE MARCH 5, 2024 PRESIDENTIAL PRIMARY ELECTION (DISTRICTS: ALL)**

OVERVIEW

State law (Elections Code Secs. 7772.1) requires that the Board of Supervisors declare elected the candidates who have been nominated to County Central Committees when the number of nominees for a position did not exceed the number of candidates to be elected and, therefore, in accordance with the law, the names were not printed on the ballot

Today's action requests the Board to adopt a resolution declaring these election results.

RECOMMENDATION(S)**CHIEF ADMINISTRATIVE OFFICER**

Adopt a Resolution entitled: RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO DECLARING CANDIDATES ELECTED TO COUNTY CENTRAL COMMITTEES RELATED TO THE MARCH 5, 2024 PRESIDENTIAL PRIMARY ELECTION.

EQUITY IMPACT STATEMENT

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

SUSTAINABILITY IMPACT STATEMENT

A person's vote has a direct influence on the sustainability of their neighborhood, community, and local region. By voting, San Diego residents have a direct impact on their health, equity, the economy, and environment. With the County's implementation of the vote center model, all active registered voters receive a ballot in the mail as required by current law. This increases accessibility by providing voters with the opportunity to consider the method that is most convenient for them to return their ballot and has the possibility of reducing vehicles miles traveled to cast their vote. In addition, voters have the option of receiving voter information guides electronically to reduce paper waste. The recommended action today aligns with the Governance lens of sustainability and the County of San Diego Sustainability Goal of providing just and equitable access to County services.

FISCAL IMPACT

There is no fiscal impact associated with the adoption of the Resolution. 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 Desmond, seconded by Supervisor Lawson-Remer, the Board of Supervisors took action as recommended, on Consent, and adopted Resolution No. 24-029, entitled: RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO DECLARING CANDIDATES ELECTED TO COUNTY CENTRAL COMMITTEES RELATED TO THE MARCH 5, 2024 PRESIDENTIAL PRIMARY ELECTION.

AYES: Vargas, Anderson, Lawson-Remer, Montgomery Steppe, Desmond

14. **SUBJECT: RECEIVE STATE FUNDING FOR FILM PROJECT WITH CESAR CHAVEZ SERVICE CLUBS, INC. (DISTRICTS: ALL)**

OVERVIEW

The 2024 Legislative Program was approved and adopted by the Board of Supervisors on December 5, 2023. The 2024 Legislative Program included key legislative initiatives, priorities,

and policy guidelines. Included in the Priorities section was language and direction to “actively pursue all available funding to lift up and invest in our communities to ensure the San Diego region receives its fair share.”

In response to this direction, the Fiscal Year 2023-24 State Budget included community projects at the request of Senate President pro Tempore Emeritus Toni Atkins that provide a direct benefit to our region. These funds are designed for local municipalities with community-based organizations designated as sub-recipients. One of these grants is for the Cesar Chavez Service Clubs, Inc. to support the development and production of a documentary film on the founding of the United Domestic Workers (UDW) union.

Today’s requested action, as directed by the State, is to approve receipt of State funds, establish necessary appropriations and enter into a grant agreement with Cesar Chavez Service Clubs, Inc. to support the development of a United Domestic Workers documentary.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Authorize the acceptance of a grant of up to \$250,000 in funds from the State of California, California Workforce Development Board (CWDB) for the purpose of providing services in support for the development of United Domestic Workers documentary.
2. Authorize the Interim Chief Administrative Officer, or designee, to execute all required funding documents and agreements with the State of California, including any extensions, amendments, and/or revisions thereto that do not materially impact or alter the services or funding level.
3. Establish appropriations of \$250,000, in the Office of Economic Development and Government Affairs, Salaries and Benefits (\$25,000) and Services & Supplies (\$225,000), for administration and implementation of the State-directed grant, based on unanticipated revenue from the State of California. **(4 VOTES)** Authorize the Interim Chief Administrative Officer, or designee, upon successful negotiations, to execute grant agreements or any document or amendment with Cesar Chavez Service Clubs, Inc. for the implementation of the State-directed grant and to support the development of a United Domestic Workers documentary.

EQUITY IMPACT STATEMENT

In an effort to address unmet needs in underserved communities, the California State Legislature allocated project-specific funding that targets investments in programs that serve communities with unmet needs. This grant provides needed funding for the development of an educational, informative, and inspirational documentary about the United Domestic Workers, a union representing an essential, and often underserved segment of our workforce - home care and family childcare providers.

SUSTAINABILITY IMPACT STATEMENT

The County of San Diego partners with local community-based organizations to innovate and implement programs that serve the public good. The acceptance and transfer of funding from the State of California to Cesar Chavez Service Clubs, Inc. provides the County of San Diego an opportunity to participate and help support Cesar Chavez Service Clubs, Inc. in their efforts to highlight the history of the organization.

FISCAL IMPACT

Funds for this request are not included in the Fiscal Year 2023-24 Operational Plan. If approved, this request will result in costs and revenue of \$250,000 in Fiscal Year 2023-24. The funding source is unanticipated revenue from the State of California, California Workforce Development Board. Grant funds of \$25,000 will be retained by the County to support staff expenses for grant administration, monitoring and reporting throughout the grant period, as permitted by the grant agreement. Grant funds available to the County for administration of this grant are estimated in an amount sufficient to recover full cost as required by Board Policy B-29: Fees, Grants, Revenue Contracts-Department Responsibility for Cost Recovery. Accordingly, there is no projected unrecovered cost and a waiver of Board Policy B-29 is not requested. 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 Desmond, seconded by Supervisor Lawson-Remer, the Board of Supervisors took action as recommended, on Consent.

AYES: Vargas, Anderson, Lawson-Remer, Montgomery Steppe, Desmond

15. **SUBJECT: GENERAL SERVICES - APPROVAL OF FIRST AMENDMENT TO LEASE AGREEMENT FOR HEALTH AND HUMAN SERVICES AGENCY, 8765 FLETCHER PARKWAY, LA MESA, AND NOTICE OF EXEMPTION (DISTRICT: 4)**

OVERVIEW

On January 8, 2013 (7), the San Diego County Board of Supervisors (Board) approved a new lease agreement to allow Health and Human Services Agency (HHSA) to operate the Access Customer Service Center at 8765 Fletcher Parkway, La Mesa. The Access Customer Service Center is an extension of the County of San Diego Family Resource Centers (FRC), and they assist residents, providers, and other government agencies with questions or needs related to FRC programs and services.

The lease for the Access Customer Service Center expires on April 30, 2024, and there are no options to extend the term. HHSA has a need to continue operating from this site. Staff from the Department of General Services have negotiated a lease amendment that will extend the term by five years. Today's request is for Board approval of the amendment.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Find that the proposed lease amendment is exempt from the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines section 15301.
2. Approve and authorize the Director, Department of General Services, to execute the proposed lease amendment for the premises located at 8765 Fletcher Parkway, La Mesa.

EQUITY IMPACT STATEMENT

It is anticipated that the proposed lease amendment for the Health and Human Services Agency will have a positive impact on the community by ensuring access for all through a fully optimized health and social service delivery system.

SUSTAINABILITY IMPACT STATEMENT

Implementing effective sustainability objectives is crucial to ensuring safe and healthy communities and contributing to the overall success of the region. The approval of the lease amendment is appropriate as it supports the County's Strategic Initiative of Sustainability to ensure the capability to respond to immediate needs for individuals, families, and the region.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year (FY) 2023-24 Operational Plan and FY 2024-2026 CAO Recommended Operational Plan for the Health and Human Services Agency (HHSA). If approved, this request will result in estimated costs and revenue of \$169,834 in FY 2023-2024 based on an amendment commencement date of May 1, 2024, and estimated costs and revenue of \$1,024,098 in FY 2024-2025, with a 3% annual rent adjustment to go into effect May 2025. Funds for the remaining contract term will be included in future years' operational plans for HHSA. The funding source is Social Services Administrative Revenue and Realignment. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

This item was withdrawn at the request of the Interim Chief Administrative Officer.

16. **SUBJECT: GENERAL SERVICES - APPROVAL AND AUTHORIZATION TO ADVERTISE FOR DESIGN AND CONSTRUCTION SERVICES FOR A NEW RAMONA COMMUNITY SHERIFF STATION AND RELATED CEQA EXEMPTION (DISTRICT: 2)**

OVERVIEW

The Ramona Community Resource Center at 1424 Montecito Road was constructed in 1972-73 to accommodate a San Diego County Sheriff's Department station, the Agriculture & Health Department offices, the San Diego County Superior Court, the Ramona Unified School District offices, and the Ramona Library. The current Sheriff's Department station is spread between two buildings and the structures are over 50 years old and if not replaced, would require significant investment in renovations to maintain operations over the coming years.

Today's proposed action would authorize the Department of Purchasing Contracting to advertise for demolition of the existing community resource center structures as well as design and construction services for the new, approximately 18,000 square foot, Ramona Sheriff Station with a community room. Approval to advertise for the design and construction services for the proposed new Ramona Sheriff Station would result in a modern and safe facility for employees and members of the community.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Find, in accordance with Section 15302, Replacement or Reconstruction of the California Environmental Quality Act (CEQA) Guidelines, that the proposed actions are categorically exempt from CEQA review.
2. Pursuant to Public Contract Code sections 22185 through 22185.11, authorize the Director, Department of Purchasing and Contracting, to:
 - a. advertise a contract for the demolition of the existing structures as well as the design and construction of the new Ramona Sheriff Station;
 - b. subject to the availability of funding, award a contract for the design and preconstruction activities related to the new Ramona Sheriff Station;
 - c. subject to the availability of funding, amend the contract to add the remaining design, preconstruction, and construction activities to complete the new Ramona Sheriff Station for a guaranteed maximum price;
 - d. take any action authorized by Section 401, et seq. of the Administrative Code and Public Contract Code with respect to contracting for the demolition of the existing structures as well as the design and construction of the new Ramona Sheriff Station.
3. Designate the Director, Department of General Services (DGS), as the County officer responsible for administering the construction contract for the development and construction of the new Ramona Sheriff Station and authorize the Director, DGS, to execute any and all documents necessary for the implementation of the construction contract.

EQUITY IMPACT STATEMENT

The San Diego County Sheriff's Department provides law enforcement services that aim to protect everyone's human right to life, liberty, and security of person and strives for equitable outcomes in our communities. The approval to advertise for the design and construction services for the proposed new Ramona Sheriff Station would result in a modern and safe facility for employees and members of the community. To ensure equity, inclusionary contracting criteria will be incorporated into the source selection process.

SUSTAINABILITY IMPACT STATEMENT

The new Ramona Sheriff Station project will implement low impact development standards and use sustainable design principles, practices, and performance. The project will obtain a minimum of Leadership in Energy and Environmental Design gold certification and achieve Zero Net Energy (ZNE). ZNE is defined as a building which has extremely energy efficient end uses and

on-site renewable annual energy production which is greater than the annual energy consumption. The design will incorporate energy efficient technologies and use a Building Automation Systems to monitor and control the energy use.

FISCAL IMPACT

Funds for this request are partially included in the Fiscal Year 2023-24 Operational Plan for the Capital Outlay Fund in Capital Project 1026160, Ramona Sheriff Station (\$2,000,000). An additional \$5,000,000 for this request will be included in the Fiscal Years 2024-26 CAO Recommended Operational Plan for the Ramona Sheriff Station project. The funding source is General Purpose Revenue. There will be no change in net General Fund costs and no additional staff years.

Preliminary project costs for a new Ramona Sheriff Station are estimated to be \$41,519,449, depending on final design. The balance of total project costs will be included in future years Operational Plans in the Capital Outlay Fund for Capital Project 1026160, Ramona Sheriff Station as additional funding is identified and made available.

BUSINESS IMPACT STATEMENT

The procurement of a Progressive Design Build (PDB) entity to design and construct the new facility will encourage participation from local small businesses. The County intends to award a PDB contract to the Design Build Entity (DBE) that offers the best value to the County. The County determines which proposer offers the best value by comparing proposals on several factors. One factor will be local business and local worker participation. The DBE will be required to make a specific and measurable commitment to local participation for the project. Examples of such local participation include partnering with local organizations, local apprentice programs, local employment resource centers, workforce community outreach programs. The DBE must also comply with the Board Policy B-39a, Veteran Owned Business (VOB) and Disabled Veterans Business Enterprise (DVBE) program, which requires at least 3% DVBE participation.

ACTION:

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

AYES: Vargas, Anderson, Lawson-Remer, Montgomery Steppe, Desmond

17. **SUBJECT: DESIGNATION OF THE CITY OF SAN DIEGO THROUGH COMMISSION FOR ARTS AND CULTURE AS LOCAL ARTS AGENCY FOR STATE-LOCAL PARTNERS PROGRAM (DISTRICTS: ALL)**

OVERVIEW

Today's item designates the City of San Diego through the Commission for Arts and Culture to serve as the California Arts Council (CAC) State-Local Partner (SLP) in San Diego County and authorizes the application for and acceptance of grant funds from the SLP Program under CAC for a two-year time period. The goals for these grant funds are to support the work of local arts

agencies in fostering countywide arts and culture ecosystem; provide funds to address priorities identified at the local level in alignment with SLP program requirements; and to promote equity in programming and services for communities, cultures, and creative practices throughout each county with a designated SLP.

The City of San Diego (City) through the City's local arts agency, the Commission for Arts and Culture (Commission) has regularly and successfully applied for and received SLP grants on behalf of the region since the 1980s, including providing any required matching funds from the City of San Diego. As part of the application process this year, CAC is requiring the City to obtain a resolution from the Board of Supervisors of the County of San Diego that officially designates the Commission to serve as the State-Local Partner in San Diego County.

Today's action adopts a resolution to designate the City of San Diego through the Commission for Arts and Culture as the County's official SLP with the CAC.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

Adopt the resolution titled: RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO DESIGNATING THE CITY OF SAN DIEGO THROUGH THE COMMISSION FOR ARTS AND CULTURE AS THE COUNTY'S OFFICIAL STATE-LOCAL PARTNER WITH THE CALIFORNIA ARTS COUNCIL, AND AUTHORIZING THE CITY OF SAN DIEGO TO APPLY FOR, ACCEPT, AND ADMINISTER THE STATE-LOCAL PARTNER GRANT FUNDS FOR 2024-2025 AND 2025-2026.

EQUITY IMPACT STATEMENT

The proposed action to adopt the resolution should support equity in the arts. A requirement of being a State/Local Partner is to prioritize engagement and support for arts organizations, individual artists, and community members representing historically under-resourced communities, especially those residing in the lower quartiles of the California Healthy Places Index. The work the City of San Diego does as a State/Local Partner should support this work.

SUSTAINABILITY IMPACT STATEMENT

The proposed action to adopt the resolution may lead to positive impacts to sustainability through the work that artists do and promote. They may use sustainable materials in art, as well as use of art to support sustainability efforts and topics and support the sustainability of the arts and cultural sectors.

FISCAL IMPACT

There is no fiscal impact associated with adopting a resolution designating the City of San Diego through the Commission for Arts and Culture as the County's State-Local Partner with the California Arts Council and authorizing the City of San Diego to apply for and accept any grant funds available from the California Arts Council including the provision of any required matching funds through grant period 2025-26. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

If approved, these recommendations will have a positive impact on the business community, specifically the arts and cultural sector which consists largely of entrepreneurs and small-scale enterprises. A responsibility of the designated State/Local Partner is to prioritize engagement and support for arts organizations, individual artists, and community members representing historically under-resourced communities, especially those residing in the lower quartiles of the California Healthy Places Index.

ACTION:

ON MOTION of Supervisor Desmond, seconded by Supervisor Lawson-Remer, the Board of Supervisors took action as recommended, on Consent, and adopted Resolution No. 24-030, entitled: RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO DESIGNATING THE CITY OF SAN DIEGO THROUGH THE COMMISSION FOR ARTS AND CULTURE AS THE COUNTY'S OFFICIAL STATE-LOCAL PARTNER WITH THE CALIFORNIA ARTS COUNCIL, AND AUTHORIZING THE CITY OF SAN DIEGO TO APPLY FOR, ACCEPT, AND ADMINISTER THE STATE-LOCAL PARTNER GRANT FUNDS FOR 2024-2025 AND 2025-2026.

AYES: Vargas, Anderson, Lawson-Remer, Montgomery Steppe, Desmond

18. **SUBJECT: APPROVAL OF THE CONFLICT OF INTEREST CODE FOR VALLEY CENTER FIRE PROTECTION DISTRICT (DISTRICTS: ALL)**

OVERVIEW

The Board of Supervisors serves as the Code Reviewing Body for any local agency, other than cities, with jurisdiction wholly within the County, pursuant to Government Code Section 82011. The recommended action would approve the proposed amendment to the Conflict of Interest code for Valley Center Fire Protection District

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

Approve the Conflict of Interest code for Valley Center Fire Protection District.

EQUITY IMPACT STATEMENT

County government includes standing and special boards, commissions, committees and task forces formed to advise the Board of Supervisors and County staff on issues and policies and to serve as links to the community. Boards, commissions and committees provide an inter-relationship between the residents and the government of the County and as such must provide transparent, bias-free decision-making. The Board of Supervisors serves as the Code Reviewing Body for any local agency, other than cities, with jurisdiction wholly within the County, pursuant to Government Code Section 82011. Under the California Political Reform Act, a public official has a disqualifying conflict of interest in a governmental decision if it is foreseeable that the decision will have a financial impact on their personal finances or other financial interests. In such cases, there is a risk of biased decision-making that could sacrifice the public's interest in favor of the official's private financial interests. To avoid actual bias or the appearance of possible improprieties, the public official is prohibited from participating in the decision.

The recommended action would approve the amended Conflict of Interest code submitted by Valley Center Fire Protection District. The Conflict of Interest code in this Board Letter enables the County of San Diego to provide transparency and accountability to individual residents, ensuring equitable operations of the government that are free from undue influence.

SUSTAINABILITY IMPACT STATEMENT

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

FISCAL IMPACT

The funding source for administration of this task is included in the Fiscal Year 2023-2024 Adopted Budget for the Clerk of the Board of Supervisors.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Vargas, Anderson, Lawson-Remer, Montgomery Steppe, Desmond

19. SUBJECT: APPOINTMENTS: VARIOUS (DISTRICTS: ALL)

OVERVIEW

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

RECOMMENDATION(S)

CHAIR NORA VARGAS

Re-appoint Joseph Michael Vizzier to the ENVIRONMENTAL HEALTH ADVISORY BOARD, Seat No. 1 for a term to expire April 30, 2027.

VICE-CHAIR TERRA LAWSON-REMER

Appoint Molly Weber to the PLANNING COMMISSION, Seat No. 4 for a term to start 04/30/2024 and to expire 01/06/2025.

SUPERVISOR JOEL ANDERSON

Re-appoint Kaye Turpin to the BEHAVIORAL HEALTH ADVISORY BOARD, COUNTY OF SAN DIEGO, Seat No. 6 for a term to expire April 30, 2027.

Appoint Steven Perelman to the JACUMBA HOT SPRINGS SPONSOR GROUP, Seat No. 1 for a term to expire January 6, 2025.

Appoint Joan Heller Brown to the LAKE CUYAMACA RECREATION AND PARK DISTRICT, Seat No. 1 for a term to expire February 1, 2025.

Re-appoint Lisa "Chris" Anderson to the RAMONA DESIGN REVIEW BOARD, Seat No. 8 to complete the current term, and begin a new term to expire April 30, 2027.

SUPERVISOR MONICA MONTGOMERY STEPPE

Appoint Sabrina Bishop to the AGING AND INDEPENDENCE SERVICES, ADVISORY COUNCIL FOR, Seat No. 7 for a term to expire January 04, 2027.

Appoint David Milroy to the AGING AND INDEPENDENCE SERVICES, ADVISORY COUNCIL FOR, Seat No. 8 for a term to expire January 04, 2027.

Appoint Amanda Berry to the BEHAVIORAL HEALTH ADVISORY BOARD, COUNTY OF SAN DIEGO, Seat No.14 for a term to expire April 30, 2027.

Appoint Jerisha Rutlin to the BEHAVIORAL HEALTH ADVISORY BOARD, COUNTY OF SAN DIEGO, Seat No.15 for a term to expire April 30, 2027.

Re-appoint Jesse Conner to the ENVIRONMENTAL HEALTH ADVISORY BOARD, SAN DIEGO COUNTY, Seat No. 9 to complete the current term, and begin a new term to expire June 29, 2027.

Appoint Mark Gracyk to the SAN DIEGO MILITARY AND VETERANS ADVISORY COUNCIL, Seat No. 4 for a term to expire January 04, 2027.

Appoint Idara Ogunsaju to the STATUS OF WOMEN AND GIRLS, COMMISSION ON THE, Seat No. 7 for a term to expire January 04, 2027.

Appoint Cody Charfauros to the VALLE DE ORO COMMUNITY PLANNING GROUP, Seat No. 11 for a term to expire January 06, 2025.

CHIEF ADMINISTRATIVE OFFICER

Appoint Lieutenant Glen Twyman to the EMERGENCY MEDICAL CARE COMMITTEE, Seat No. 8 for a term to expire November 15, 2025.

EQUITY IMPACT STATEMENT

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

SUSTAINABILITY IMPACT STATEMENT

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

FISCAL IMPACT

N/A

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Vargas, Anderson, Lawson-Remer, Montgomery Steppe, Desmond

20. SUBJECT: COMMUNICATIONS RECEIVED (DISTRICTS: ALL)

OVERVIEW

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

RECOMMENDATION(S)**CHIEF ADMINISTRATIVE OFFICER**

Note and file.

EQUITY IMPACT STATEMENT

N/A

SUSTAINABILITY STATEMENT

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

FISCAL IMPACT

N/A

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Vargas, Anderson, Lawson-Remer, Montgomery Steppe, Desmond

21. **SUBJECT: NOTICE PUBLIC HEARING:
AN ORDINANCE AMENDING ARTICLE XX OF THE SAN DIEGO
COUNTY ADMINISTRATIVE ORDINANCE CODE, RELATING TO
SAN DIEGO COUNTY EMERGENCY MEDICAL SERVICES FEES
(4/30/24 - FIRST READING; 5/21/24 - SECOND READING UNLESS
ORDINANCE IS MODIFIED ON SECOND READING)
(DISTRICTS: ALL)**

OVERVIEW

Today's action requests that the San Diego County Board of Supervisors (Board) approve amendments to Article XX of the San Diego County Administrative Code for fees charged by the County of San Diego (County) Emergency Medical Services (EMS) Office, a division of San Diego County Fire. The Board last approved revisions to three of the eight EMS's fees on May 2, 2023 (22).

The EMS Office is the Board of Supervisors designated Local EMS Agency (LEMSA), which coordinates and regulates the EMS delivery system in our region. This includes: the permitting and inspecting of ambulances to ensure the safety of the public and employees; assuring that all EMS personnel are vetted and approved to work in our system; providing epidemiologic research, trend identification and clinical effectiveness metrics; and linking prehospital data to the State of California and specialty care registries, such as trauma, stroke and cardiac care. These activities ensure that all residents and visitors receive appropriate and timely emergency medical care in the field and by designated specialty care centers.

By regularly reviewing costs and fees, departments can recuperate costs in a systematic manner, ensure fees are fair and equitable, and enable stakeholders to plan for future fees and fee increases. In accordance with Board Policy B-29, County EMS recently reviewed eight existing fees and associated costs and after doing so, proposes adjustments to all eight during Fiscal Year 2024-25 with the addition of one new fee, for a total of nine fees. Attachment A is a summary comparison of current and proposed fees. The Auditor and Controller has reviewed and approved the supporting documentation and methodology for the proposed fee adjustments.

Today's request includes two options for fee increases, each with two steps. The ordinance will be introduced on April 30, 2024, and, if approved, it will be scheduled for adoption on May 21, 2024. If the proposed ordinance is altered on May 21, 2024, then on that date a subsequent meeting date will be selected for the ordinance's adoption. The two options consist of Option A, achieving full cost recovery with the fees in one year through a one-time fee increase and Option B, a phased-in approach to increase the fees with a goal to achieve full cost recovery within three years. If Option B is selected, a request to waive Board Policy B-29 for full cost recovery is also requested.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

Approve one of the following options below for a fee increase:

OPTION A: Achieve full cost recovery in Fiscal Year 2024-25

On April 30, 2024:

1. Approve the introduction of the "Option A" Ordinance (first reading):
AN ORDINANCE AMENDING ARTICLE XX OF THE SAN DIEGO COUNTY ADMINISTRATIVE ORDINANCE CODE, RELATING TO SAN DIEGO COUNTY EMERGENCY MEDICAL SERVICES FEES.

If, on April 30, 2024, the Board takes actions recommended in Item 1 above in Option A, then on May 21, 2024:

1. Consider and adopt (unless ordinance is modified on second reading):
AN ORDINANCE AMENDING ARTICLE XX OF THE SAN DIEGO COUNTY ADMINISTRATIVE ORDINANCE CODE, RELATING TO SAN DIEGO COUNTY EMERGENCY MEDICAL SERVICES FEES.

OPTION B: Achieve full cost recovery within three years with a phased increase beginning in Fiscal Year 2024-25

On April 30, 2024:

1. Waive Board Policy B-29, Fees, Grants, and Revenue Contracts - Department Responsibility for Cost Recovery which requires full cost recovery for services.
2. Approve the introduction of the "Option B" Ordinance (first reading):
AN ORDINANCE AMENDING ARTICLE XX OF THE SAN DIEGO COUNTY ADMINISTRATIVE ORDINANCE CODE, RELATING TO SAN DIEGO COUNTY EMERGENCY MEDICAL SERVICES FEES.

If, on April 30, 2024, the Board takes actions recommended in Items 1-2 above in Option B, then on May 21, 2024:

1. Consider and adopt (unless ordinance is modified on second reading):
**AN ORDINANCE AMENDING ARTICLE XX OF THE SAN DIEGO COUNTY
ADMINISTRATIVE ORDINANCE CODE, RELATING TO SAN DIEGO
COUNTY EMERGENCY MEDICAL SERVICES FEES**

EQUITY IMPACT STATEMENT

The fees before the Board support services and oversight provided by San Diego County (County) Emergency Medical Services (EMS) Office to individuals and agencies for the credentialing of prehospital personnel (Emergency Medical Technicians (EMT), Paramedics and Mobile Intensive Care Nurses (MICNs)), ground and air ambulance permitting and inspections for private agencies, approval for continuing education providers, and base station and trauma center hospital specialty care designations. The County EMS Office provides this detailed level of oversight ensuring the San Diego community receives equitable medical care by appropriately credentialed, trained, and verified personnel; permitting and inspecting privately operated transport vehicles; and designating specialized hospital facilities as required by State statute.

SUSTAINABILITY IMPACT STATEMENT

Today's actions are supportive of the County's Sustainability goals to provide just and equitable access to County services by ensuring all Emergency Medical Service responders are appropriately credentialed in a comprehensive and timely manner, all private ground and air ambulances are permitted and inspected, continuing education providers have accurate and current lesson plans and course records, and hospitals have the appropriate specialty care designations. In terms of economic sustainability, amending these fees will continue County Emergency Medical Services Office work to ensure full cost recovery for the work performed within three years, depending on the option selected by the Board of Supervisors. This allows for general purpose revenue to be available for other programs, ensuring the long-term solvency and fiscal stability of these and other County services. The proposed actions further ensure just and equitable access to goods and services through reasonable fee amounts that are levied only on those services necessary to ensure such cost recovery.

FISCAL IMPACT

There is no fiscal impact in the current fiscal year. If approved, the eight revised and one new EMS fee(s) will be effective July 1, 2024. Funds are included in the Fiscal Year 2024-25 CAO Recommended Operational Plan for County Fire for Option A. If full cost recovery of the fees (Option A) is chosen, costs and revenue of \$2.3M will be generated in Fiscal Year 2024-25. If fee increases are phased in over three years to achieve full cost recovery (Option B), revenue of \$1.6M will be generated in Fiscal Year 2024-25 which will not cover all the operating costs for these services. The unrecovered costs of \$700,000 will be supported with existing General Purpose Revenue in San Diego County Fire. The funding source is fees paid by customers. There is no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

ON MOTION of Supervisor Desmond, seconded by Supervisor Montgomery Steppe, the Board of Supervisors closed the Hearing and took the following actions:

Approved Option B: Achieve full cost recovery within three years with a phased increase beginning in Fiscal Year 2024-25.

1. Waived Board Policy B-29, Fees, Grants, and Revenue Contracts - Department Responsibility for Cost Recovery which requires full cost recovery for services.
2. Took action to further consider and adopt the Ordinance on May 21, 2024.

AYES: Anderson, Lawson-Remer, Montgomery Steppe, Desmond

NOT PRESENT: Vargas

22. **SUBJECT: NOTICED PUBLIC HEARING:
AN ORDINANCE TO AMEND ARTICLE XX SECTION 364.6 OF THE
SAN DIEGO COUNTY ADMINISTRATIVE CODE, RELATING TO
MEDICAL EXAMINER FEES AND CHARGES (DISTRICTS: ALL)**

OVERVIEW

Today's action requests that the Board of Supervisors (Board) approve amendments to Article XX of the San Diego County Administrative Code. The Board last approved revisions to the Department of the Medical Examiner fees on April 24, 2018 (01).

The Department of the Medical Examiner recently conducted a review of fees and rates to ensure compliance with Board Policy B-29 (Fees, Grants, and Revenue Contracts - Department Responsibility for Cost Recovery), which requires County departments to recover the costs to provide services to agencies or individuals. All six (6) Medical Examiner fees were reviewed, resulting in a proposed increase in five (5) fees and a proposed decrease in one (1) fee. The Auditor and Controller reviewed and approved the supporting documentation and methodology used to determine the proposed fees to be adjusted in this proposal.

Today's request includes two steps. The ordinance will be introduced on April 30, 2024, and, if approved, it will be scheduled for adoption on May 21, 2024. If the proposed ordinance is altered on May 21, 2024, then on that date, a subsequent meeting date will be selected for the ordinance's adoption.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

On April 30, 2024:

1. Approve the introduction of the Ordinance (first reading):
AN ORDINANCE AMENDING ARTICLE XX SECTION 364.6 OF THE SAN DIEGO COUNTY ADMINISTRATIVE CODE RELATING TO MEDICAL EXAMINER FEES AND CHARGES.

If, on April 30, 2024, the Board takes the actions recommended in Item 1 above, then on May 21, 2024:

1. Consider and adopt (unless ordinance is modified on second reading):
AN ORDINANCE AMENDING ARTICLE XX SECTION 364.6 OF THE SAN DIEGO COUNTY ADMINISTRATIVE CODE RELATING TO MEDICAL EXAMINER FEES AND CHARGES.

EQUITY IMPACT STATEMENT

The County of San Diego Department of the Medical Examiner's mission is to contribute to safe communities and to justice and equity for the residents of San Diego County by certifying the cause and manner of death for all homicides, suicides, accidents, and sudden and/or unexpected deaths in the county. The Medical Examiner has and continues to identify ways to reduce departmental costs to provide its services to the public. Full cost recovery for fees paid by customers, ensures that Medical Examiner services, which benefit a single agency or individual, does not reduce resources available to the entire region.

The proposed actions would amend fees and charges for services that are provided to the public to cover the full cost of those services in alignment with current San Diego County Board of Supervisors' policy. The Medical Examiner utilized approved County methodology to ensure all direct and indirect costs are fully recovered.

SUSTAINABILITY IMPACT STATEMENT

The proposed adjustments to the Medical Examiner's fee structure are a result of the cumulative increase of the cost drivers such as salaries and benefits, services and supplies, and associated departmental and countywide costs. The adjustments to the Medical Examiner fees are based on available expenditure and revenue data and time studies. The proposed actions are appropriate as they support the County of San Diego's Strategic Initiative of Sustainability to align the County's available resources with services to maintain fiscal stability and ensure long-term solvency.

FISCAL IMPACT

There is no fiscal impact in the current fiscal year. If approved, the revised Medical Examiner fees will be effective July 1, 2024. Additional revenue generated by the five increased fees, estimated at \$58,215 for the first year, are included in anticipated fees revenue budgeted in the Fiscal Year 2024-25 CAO Recommended Operational Plan for the Medical Examiner. The funding source is fees paid by customers. There is no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

Noting for the record that this item was heard on May 1, 2024; ON MOTION of Supervisor Montgomery Steppe, seconded by Supervisor Vargas, the Board of Supervisors closed the Hearing and took the following actions:

1. Approved the introduction of the amended Ordinance (first reading) that includes "Option B" as described in the staff presentation.

2. Waived Board Policy B-29, Fees, Grants, and Revenue Contracts – Department Responsibility for Cost Recovery which requires full cost recovery for services.
3. Directed the Chief Administrative Officer to provide quarterly reports on the amount of time it takes for people to receive causes of death.
4. Took action to further consider and adopt the Ordinance on May 21, 2024.

AYES: Vargas, Anderson, Montgomery Steppe, Desmond
NOT PRESENT: Lawson-Remer

23. **SUBJECT: NOTICED PUBLIC HEARING:
FINANCE AND GENERAL GOVERNMENT GROUP FEES AND
RATES RELATING TO ASSESSOR/RECORDER/COUNTY CLERK,
TREASURER-TAX COLLECTOR, CLERK OF THE BOARD OF
SUPERVISORS, AND OFFICE OF COUNTY COUNSEL
(DISTRICTS: ALL)**

OVERVIEW

Today's actions request that the Board of Supervisors (Board) review and approve the introduction of four ordinances for amendments to San Diego County Administrative Code Article IV-A, San Diego County Administrative Code Article XX, San Diego County Administrative Code Article X-A, and the San Diego County Assessment Appeals Boards and Assessment Hearing Officers Rules of Procedure related to fees for Written Assessment Appeals Board Findings and Conclusions. In addition, the Board is requested to adopt a resolution relating to the hourly billing rates for the Office of County Counsel.

The recommended ordinances and resolution represent a comprehensive package that supports the Finance and General Government Group's services in alignment with Board Policy B-29, *Fees, Grants, Revenue Contracts - Department Responsibility for Cost Recovery*, which generally requires that departments recover the full cost of all services provided for which fees may be charged. The proposed changes are the result of an analysis of services provided to the public, processing times, and associated costs to provide those services. The Finance and General Government Group reviewed a total of 25 existing fees and rates, resulting in 19 increases and 6 decreases, and is proposing 1 new fee in the Office of the Assessor/Recorder/County Clerk, and 1 new fee in the Office of Treasurer-Tax Collector.

The Auditor & Controller has reviewed and approved the supporting documentation and methodology for establishing the fees and rates in this proposal for Fiscal Year 2024-25, as appropriate.

RECOMMENDATION(S)
CHIEF ADMINISTRATIVE OFFICER

On April 30, 2024:

1. Pursuant to Article IX, Section 143, of the San Diego County Administrative Code, adopt a resolution entitled:
A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO RELATING TO COUNTY COUNSEL HOURLY BILLING RATES FOR ATTORNEY AND PARALEGAL SERVICES
2. Approve the introduction of the following ordinances (First Reading):
AN ORDINANCE TO AMEND ARTICLE IV-A, SECTION 86.10 OF THE SAN DIEGO COUNTY CODE OF ADMINISTRATIVE ORDINANCES RELATING TO FEES CHARGED BY THE ASSESSOR/RECORDER/COUNTY CLERK FOR IMAGED COPIES OF RECORDED DOCUMENTS

AN ORDINANCE AMENDING ARTICLE XX, SECTION 364.4 OF THE SAN DIEGO COUNTY ADMINISTRATIVE CODE RELATING TO FEES CHARGED BY THE TREASURER-TAX COLLECTOR

AN ORDINANCE AMENDING ARTICLE X-A OF THE SAN DIEGO COUNTY ADMINISTRATIVE CODE RELATING TO FEES CHARGED BY THE CLERK OF THE BOARD OF SUPERVISORS

AN ORDINANCE AMENDING RULE 8(a) OF THE SAN DIEGO COUNTY ASSESSMENT APPEALS BOARDS AND ASSESSMENT HEARING OFFICERS RULES OF PROCEDURE RELATING TO FEES CHARGED BY THE CLERK OF THE BOARD OF SUPERVISORS FOR WRITTEN ASSESSMENT APPEALS BOARD FINDINGS AND CONCLUSIONS

If on April 30, 2024, the Board of Supervisors takes action as recommended on Item 2 above, then on May 21, 2024:

1. Submit ordinances for further Board consideration and adoption (Second Reading):
AN ORDINANCE TO AMEND ARTICLE IV-A, SECTION 86.10 OF THE SAN DIEGO COUNTY CODE OF ADMINISTRATIVE ORDINANCES RELATING TO FEES CHARGED BY THE ASSESSOR/RECORDER/COUNTY CLERK FOR IMAGED COPIES OF RECORDED DOCUMENTS

AN ORDINANCE AMENDING ARTICLE XX, SECTION 364.4 OF THE SAN DIEGO COUNTY ADMINISTRATIVE CODE RELATING TO FEES CHARGED BY THE TREASURER-TAX COLLECTOR

AN ORDINANCE AMENDING ARTICLE X-A OF THE SAN DIEGO COUNTY ADMINISTRATIVE CODE RELATING TO FEES CHARGED BY THE CLERK OF THE BOARD OF SUPERVISORS

**AN ORDINANCE AMENDING RULE 8(a) OF THE SAN DIEGO COUNTY
ASSESSMENT APPEALS BOARDS AND ASSESSMENT HEARING OFFICERS
RULES OF PROCEDURE RELATING TO FEES CHARGED BY THE CLERK OF
THE BOARD OF SUPERVISORS FOR WRITTEN ASSESSMENT APPEALS
BOARD FINDINGS AND CONCLUSIONS**

EQUITY IMPACT STATEMENT

The proposed actions would amend fees and charges for services that are provided to agencies or individuals outside of the County of San Diego organization. The fees and rates that are included in this fee package are intended to cover the full cost of services that will be provided to such agencies or individuals. By collecting the full cost of services, the County ensures that services that benefit a single agency or individual does not reduce the available resources that could be available to the entire region for other vital services that are provided by County departments.

SUSTAINABILITY IMPACT STATEMENT

The proposed fee package supports the recovery of the full cost of providing services to individuals and agencies outside of the County of San Diego organization. This helps the County achieve economic sustainability and long-term fiscal stability by aligning resources with services, while continuing to provide critical services to the public.

FISCAL IMPACT

Funds for this proposal are not included in the Fiscal Year 2023-24 Operational Plan and will be included in the Fiscal Year 2024-25 CAO Recommended Operational Plan for the Office of County Counsel, Treasurer-Tax Collector, and Clerk of the Board. If approved, the proposed rates and fees will ensure full cost recovery for the services provided beginning in Fiscal Year 2024-25. The proposed hourly rates for the Office of County Counsel are projected to result in approximately \$3,176,342 of annual costs and revenue generated from the hourly billable services provided to clients. The proposed fee package for the Treasurer-Tax Collector is projected to result in approximately \$551,565 of annual costs and revenue. The proposed fee package for the Clerk of the Board of Supervisors is projected to result in approximately \$11,511 of annual costs and revenue. Due to the extent and variables of a customer request, standard hourly labor rates, cost of materials and media, and third-party vendor costs, the cost and revenue generated by the new Custom Image Distribution of Imaged Copies of Recorded Documents fee is unknown at this time. These rates and fees are estimated in amounts sufficient to recover full cost as required by Board Policy B-29: *Fees, Grants, Revenue Contracts-Department Responsibility for Cost Recovery*. Accordingly, there is no projected unrecovered cost and a waiver of Board Policy B-29 is not needed. The funding source is fees paid by customers of the identified services. 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 are not anticipated to have a measurable impact on the local business community.

ACTION:

Noting for the record that this item was heard on May 1, 2024; ON MOTION of Supervisor Vargas, seconded by Supervisor Montgomery Steppe, the Board of Supervisors closed the Hearing and took action as recommended, and adopted Resolution No. 24-031, entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO RELATING TO COUNTY COUNSEL HOURLY BILLING RATES FOR ATTORNEY AND PARALEGAL SERVICES; and to took action to further consider and adopt the Ordinances on May 21, 2024.

AYES: Vargas, Anderson, Montgomery Steppe, Desmond

NOT PRESENT: Lawson-Remer

24. **SUBJECT: A REGIONAL CAMPUS FOR HEALING: SOBER HOUSING AND BEHAVIORAL HEALTH TREATMENT (GREEN OAK RANCH) (DISTRICTS: ALL)**

OVERVIEW

Homelessness, mental health, and addiction are some of the most pressing issues facing our region. Despite great strides taken to address these issues, we are a far cry from meeting the long-term needs of San Diego County's homeless population. According to the 2023 Point in Time Count, homelessness increased by 22%. A study conducted by UC San Francisco found that 82% of our homeless population has mental illness and/or substance use disorder.

At the heart of this crisis lies a critical shortage of resources and housing tailored to individuals with mental health challenges and substance use disorder. These challenges will continue to worsen unless we take immediate steps towards long-term investments in our continuum of care. To prevent people from falling through the gaps, we need long-term housing solutions for those in treatment and recovery. San Diego County needs a campus for healing, where individuals can live in sober housing and continue to receive services as they rebuild their lives.

Green Oak Ranch is a hidden oasis, tucked into urban Vista, currently operating as a faith-based sober living program. For nearly a decade, the Veteran Stand Down has taken place at Green Oak Ranch. The Stand Down takes place once a year, when dozens of services are offered to homeless veterans to help them get connected to what they need. The site has historically been a place of healing, and the Board of Supervisors should continue its legacy, while significantly increasing the capacity.

This is a unique location and opportunity. With the increasing number of homelessness, addiction, and mental illness, coupled with legislative initiatives such as CARE Court, Senate Bill 43, and Proposition 1, the time is now to invest in a campus for healing for long-term sober housing and treatment facilities. Green Oak Ranch has the capacity to accommodate withdrawal management beds, recovery residences, and board and care facilities. In addition, the property has the potential to contribute to the County's conservation and recreation goals. In seizing this opportunity, we will lay the foundation for a long-term housing and treatment solution for the most vulnerable members of our society.

Throughout the County, we have seen an increase in regional facilities, and more are needed. Cities and the County are working to expand emergency housing options regionwide. This campus for healing would be an important regional asset, serving as a haven for individuals to go after they graduate from temporary shelters. We know that hospitals are in desperate need of facilities where they can safely discharge patients. Green Oak Ranch, in the long-term, can meet these needs in a meaningful way.

This campus for healing would be a place of regional rehabilitation. With 24/7 on-site security, job/skills training, opportunities to continue education, and recreational facilities, Green Oak Ranch has the potential to be the first of its kind as a home to those in need of sober living housing as they continue their recovery. At Green Oak Ranch, we will also ensure that long-term, suitable housing is identified for those who are graduating from the program prior to their release from the programs. With a recent decision by Palomar Hospital to shut down 12 inpatient behavioral health beds, it's critical for the County to build out the continuum of care to free up shorter term resources for those with longer term needs.

Beyond the immediate rehabilitation and housing potential of the campus, the site can support the County's conservation and recreation goals. Approximately 63.3 acres of the site includes open space/habitat areas. The habitat area includes portions of Buena Creek, which serves as an important wildlife corridor, contributes to improved water quality and helps regulate the area's local microclimate. Additionally, the federally threatened coastal California gnatcatcher was identified onsite. The rest of the site is largely developable, with potential for civic and recreational opportunities such as public trails connecting to the surrounding community.

Today's action would direct the interim Chief Administrative Officer to enter into negotiations for the purchase of Green Oak Ranch.

RECOMMENDATION(S)

CHAIRWOMAN NORA VARGAS AND SUPERVISOR JIM DESMOND

1. Find that the proposed action is not subject to the California Environmental Quality Act (CEQA) because it does not approve a project as defined under Sections 15061(b)(3), 15378(b)(4) and (5) of the CEQA Guidelines.
2. Direct the interim Chief Administrative Officer, or designee, to enter into good faith negotiations with the owners/trustees of Green Oak Ranch for the purchase of the property.
3. Upon successful negotiations, authorize Director, Department of General Services to execute an option to purchase agreement for the purchase of Green Oak Ranch, pay the option deposit, and perform the necessary due diligence and planning on the property.
4. Subject to the execution of the option to purchase agreement, add to the 2025-26 Capital Improvement Needs Assessment (CINA) the purchase of the Green Oak Ranch property and development of a master plan for a long-term buildout of the property based on mental health treatment services and substance use addiction treatment programmatic needs, which may include: withdrawal management beds, recovery residences, and board and care.

5. Direct the interim Chief Administrative Officer to take all steps necessary to ensure that when programs begin, the Green Oak Ranch property will have round-the-clock on-site security and require sober living, and people exiting the programs will be placed in suitable long-term housing.

EQUITY IMPACT STATEMENT

Prioritizing the expansion of behavioral health treatment and housing is essential to address the pressing challenges faced by individuals struggling with addiction and mental illness in our community. Delaying the implementation of vital services due to lack of housing exacerbates the suffering of vulnerable populations, highlighting the critical need for a property where people can live and continue treatment.

SUSTAINABILITY IMPACT STATEMENT

This proposed action contributes to the County of San Diego's Sustainability Goal of protecting the health and well-being of all San Diegan residents. Enhancing access to housing and mental health and substance use disorder treatment is of paramount priority for the County's most vulnerable residents.

FISCAL IMPACT

If approved, these recommendations would result in one-time costs in the Health and Human Services Agency estimated at \$300,000, for a good faith deposit for the purchase of the Green Oak Ranch property and site due diligence which includes hazardous materials review and CEQA review. This amount can be supported by available appropriations in the Health and Human Services Agency based on FY 2023-24 Operational Plan spending authority. The funding source is existing one-time General Purpose Revenue. Approval of these recommendations will reduce year-end operating results by \$300,000, which would otherwise replenish the General Fund minimum reserve. There will be no additional staff years.

Costs and revenue for the acquisition and initial management of the Green Oak Ranch property as a campus for healing for long-term sober housing and treatment facilities will be based on successful negotiations to purchase the property. Estimated total costs include acquisition of the property (estimated at up to \$12.0 million) and maintenance prior to any property improvements. There will be ongoing costs associated with the maintenance of the property.

Depending on the programs that will be located at Green Oak Ranch, additional ongoing funding will be required. Some of the services identified, including recovery residences and board and care, are not currently eligible for Medi-Cal reimbursement and will therefore result in new costs solely funded by County funds to be identified. There will be fiscal impacts associated with future related recommendations and will be based on the specific programming needs that are established. Staff would return to the Board for consideration and approval.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Vargas, Anderson, Lawson-Remer, Montgomery Steppe, Desmond

25. **SUBJECT: PARTNERING WITH THE CITY OF SAN DIEGO THROUGH A REVENUE AGREEMENT TO UTILIZE OPIOID SETTLEMENT FUNDS FOR OVERDOSE PREVENTION AND NALOXONE PUBLIC MESSAGING AND AWARENESS (DISTRICTS: ALL)**

OVERVIEW

In October of 2022, the Board of Supervisors approved a framework to combat and address the growing opioid and fentanyl crisis in the region. The framework was developed after a series of convenings with regional stakeholders and experts who provided guidance on the expenditure of approximately \$100 million of anticipated opioid settlement funding. In December of 2022, City of San Diego Councilmembers Marni von Wilpert and Raul Campillo also engaged City Council and staff to develop solutions to address the opioid and fentanyl crisis in the City of San Diego (City).

Rates of overdose deaths involving illicit fentanyl and fentanyl analogs have increased dramatically over the last several years. According to the Medical Examiner's Office, the number of accidental fentanyl overdose deaths increased by over 2,300% Countywide, from 33 deaths in 2016 to 815 deaths in 2022. Of the 815 fentanyl-related overdose deaths occurring in the County in 2022, 410 or over 50% of those deaths were due to an overdose event that occurred within the City. These fentanyl-related overdose fatalities in the City represent a rate of approximately 29.7 per 100,000 individuals in the City.

The City of San Diego, along with other jurisdictions in the region, partner with the County to provide essential health services, including public health, medical care, mental health for individual with serious mental illness, and substance use treatment services. The County's efforts to combat the opioid and fentanyl crisis have a significant effect on regional outcomes, including within the City.

To bolster efforts within the City, I recommend strengthening the County's partnership with the City by establishing a revenue agreement and authorizing the transfer and acceptance of approximately \$1.0 million in Opioid Settlement Funds from the City to the County to support multi-media public messaging and awareness efforts specific for opioid overdose prevention and naloxone awareness within the City. This funding will be instrumental in supporting the County's region-wide efforts to combat opioid misuse and its associated impacts on public health and safety. Accepting these funds will enable the County to further expand its initiatives aimed at prevention, treatment, and recovery support for individuals affected by opioid addiction.

RECOMMENDATION(S)

SUPERVISOR JOEL ANDERSON

1. In accordance with Board Policy B-29, authorize the Agency Director, Health and Human Services Agency or designee to execute a revenue agreement with the City of San Diego for \$1.0 million of Opioid Settlement Funds to support multi-media public messaging and awareness efforts for overdose prevention and naloxone awareness. Opioid Settlement Funds from the City will be transferred to the County by June 30, 2024, to be utilized by June 30, 2025.
2. Authorize the Agency Director, Health and Human Services Agency or designee to execute all revenue agreement related documents including any extensions, amendments and/or revisions thereto that do not materially impact or alter the services or funding level.

EQUITY IMPACT STATEMENT

Strengthening our partnership with the City of San Diego by bolstering public health messaging will help to ensure equitable access to information for individuals and communities impacted by opioid addiction across the County of San Diego, regardless of socioeconomic status or geographic location.

SUSTAINABILITY IMPACT STATEMENT

By amplifying public health communication in the City of San Diego and the region at large, channeling opioid settlement funds into broad awareness initiatives to tackle opioid use will significantly enhance the well-being of residents. Heightened awareness of the impacts of opioid and fentanyl use is expected to play a pivotal role in reducing the consumption of detrimental opioid substances and reduce associated deaths in the region.

FISCAL IMPACT

Funds for this request are not included in the Fiscal Year (FY) 2024-25 CAO Recommended Operational Plan for the Health & Human Services Agency, but will be included in the FY 2024-25 CAO Recommended Operational Plan Change Letter in the Health & Human Services Agency. If approved, this will result in one-time costs and revenue of \$1.0 million to support multi-media public messaging and awareness efforts for overdose prevention and naloxone awareness in FY 2024-25. The funding source will be Opioid Settlement Funds transferred from the City of San Diego. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Vargas, Anderson, Lawson-Remer, Montgomery Steppe, Desmond

26. SUBJECT: ADOPTION OF A NEW POPULATION CATEGORY FOR SAN DIEGANS OF MIDDLE EASTERN AND NORTH AFRICAN DESCENT (DISTRICTS: ALL)

OVERVIEW

The Middle Eastern and North African (MENA) communities in San Diego County face a significant challenge due to the absence of a specific ethnicity category in data collection for this population. Despite being home to one of the largest refugee settlement communities in California, San Diego County residents of MENA descent often self-identify as Caucasian/White on U.S. Census and other government forms because there is no dedicated ethnicity category for them.

On March 28, 2024, the White House Office of Management and Budget announced that new standards will be used to collect federal data on race and ethnicity, including the addition of a Middle Eastern or North African category for the 2030 Census. April is also National Arab-American Heritage Month in the United States, highlighting the importance of recognizing and celebrating the rich cultural heritage of MENA communities. Additionally, legislation (Assembly Bill 2763) is pending in the California State Legislature that would add a MENA category for demographic forms used in California.

In light of the federal changes to the collection of MENA information and the potential changes to state law regarding the collection of data for MENA groups, the County should provide for the self-identification for the MENA population living in the San Diego region. By providing a more inclusive and accurate representation of the MENA community, we can ensure that their voices are clearly heard, their needs are addressed, and their contributions are recognized.

Therefore, I recommend that the Board support my recommendation to direct County staff to offer our residents of Middle Eastern and North African descent the option of self-identifying as MENA when filling out County documents and adopt a position of support for Assembly Bill 2763, the Middle Eastern and North African Inclusion Act.

RECOMMENDATION(S)

SUPERVISOR JOEL ANDERSON

1. Direct the Interim Chief Administrative Officer to offer Middle Eastern and North African categories when obtaining ethnicity data during the administration of County programs and services.
2. Direct the Interim Chief Administrative Officer to express the County's support for Assembly Bill (AB) 2763, consistent with Board Policy M2.

EQUITY IMPACT STATEMENT

Advocating for the inclusion of a Middle Eastern and North African (MENA) data collection category by County staff ensures equitable representation and recognition for individuals of Middle Eastern and North African descent, who currently face challenges in accurately identifying their cultural and ethnic backgrounds on federal, state and local documents. By requiring a MENA category, the County can further promote diversity, inclusivity, and cultural sensitivity in our data collection processes, thus fostering a more equitable society.

SUSTAINABILITY IMPACT STATEMENT

The proposal to include a MENA category in federal, state and local data collection efforts strengthens our commitment to sustainability by ensuring that all members of our community are accurately represented and supported. By recognizing and addressing the unique needs of the MENA community, we contribute to the creation of inclusive and sustainable communities where everyone has the opportunity to thrive.

FISCAL IMPACT

There is no fiscal impact associated with today's item. There may be future fiscal impacts based on the recommendations from today's action. Any such recommendation would return for consideration and approval by the Board.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

Noting for the record that this item was heard on May 1, 2024; ON MOTION of Supervisor Anderson, seconded by Supervisor Vargas, the Board of Supervisors took action as recommended.

AYES: Vargas, Anderson, Lawson-Remer, Montgomery Steppe, Desmond

27. **SUBJECT: A RESOLUTION TO OPPOSE KAISER PERMANENTE'S ATTEMPT TO REDUCE MENTAL HEALTH THERAPISTS' PATIENT MANAGEMENT TIME (DISTRICTS: ALL)**

OVERVIEW

Over the last year, Kaiser Permanente has cut patient management time (PMT) in half from four hours to as little as two hours per week for mental health therapists across Southern California. This reduction threatens to impact patient mental health care for residents in San Diego County and could accelerate the trend of burnout in our healthcare workforce, resulting in more therapists departing and leaving patients waiting even longer to get the care they need. Kaiser Permanente is one of the largest providers for mental health services in the region. Over 11,000 County of San Diego employees use Kaiser Permanente as their healthcare provider, with thousands of other San Diego County residents rely on Kaiser for these critical health services. While the pandemic may be over, mental health is worse than ever across the United States. This is the wrong time to be making cuts to the quality of care that San Diegans need and deserve. The health of our communities suffers when there is less time to tailor treatments, less time to communicate with patients, less time to consult with providers, and less time to schedule appointments.

Actions across the state are calling for support on this issue. After a 10-week strike, Kaiser Permanente officials in Northern California reach an agreement with striking therapists, agreeing to substantially raise the allotted PMT to approximately 7 hours per week. This move was critical to ensuring stronger workforce retention and ensuring patients get timely access to mental health services.

In contrast to the progress made in Northern California, therapists at Southern California Kaiser Permanente are facing a starkly different situation. We cannot accept a lower standard of care and less access to mental health services for residents of San Diego County than Kaiser patients in Northern California.

The item today requests that the San Diego County Board of Supervisors to approve a resolution to oppose Kaiser Permanente's reduction in Patient Management Time and calls upon Kaiser leadership to reverse the reduction so that therapists have sufficient time to properly care for patients, and that San Diego residents have equal access to mental health services as our Northern California counterparts.

RECOMMENDATION(S)

VICE CHAIR TERRA LAWSON-REMER AND SUPERVISOR MONICA MONTGOMERY STEPPE

Adopt the resolution entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO TO OPPOSE KAISER PERMANENTE'S ATTEMPT TO REDUCE MENTAL HEALTH THERAPISTS' PATIENT MANAGEMENT TIME.

EQUITY IMPACT STATEMENT

When mental health treatment care is limited, restricted, or jeopardized- people of color, immigrants, young individuals, and people with low incomes are often the first to be impacted. It is imperative that the County of San Diego be a pro-active partner in pushing for entities to provide a continuum of support of health services and increase public awareness about what services are available within our local communities.

SUSTAINABILITY IMPACT STATEMENT

Today's actions support healthcare workers, county employees and community residents to access critical health services that promote healthy communities. It also helps to further the County of San Diego's Sustainability Goals through ensuring equity and access to important medical resources locally and will help promote the health and well-being of San Diegans

FISCAL IMPACT

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

BUSINESS IMPACT STATEMENT

N/A

ACTION:

Noting for the record that this item was heard on May 1, 2024; ON MOTION of Supervisor Lawson-Remer, seconded by Supervisor Montgomery Steppe, the Board of Supervisors took action as recommended, and adopted Resolution No. 24-032, entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO TO OPPOSE KAISER PERMANENTE'S ATTEMPT TO REDUCE MENTAL HEALTH THERAPISTS' PATIENT MANAGEMENT TIME.

AYES: Vargas, Lawson-Remer, Montgomery Steppe
NOES: Anderson, Desmond

28. **SUBJECT: 2024 SEVERE WINTER STORMS: LOCAL COUNTY-WIDE EMERGENCY REVIEW AND RATIFICATION; END THE EMERGENCY TEMPORARY LODGING PROGRAM, ESTABLISH APPROPRIATIONS FROM THE GENERAL FUND RESERVE TO ASSIST TRANSITION TO PERMANENT HOUSING AND/OR ALLOCATE GRANT FUNDING TO REGIONAL HOUSING AUTHORITIES (DISTRICTS: ALL)**

OVERVIEW

On January 24, 2024 (8), the Board of Supervisors (Board) ratified the January 22, 2024, Proclamation of Local Emergency (Proclamation) issued by the Interim Chief Administrative Officer, serving as the County of San Diego's (County) Director of Emergency Services. The Proclamation was issued as a result of conditions of extreme peril to persons and property from a severe atmospheric river that produced widespread flooding, mudslides, erosion, and storm debris throughout the County. As a result, the County experienced numerous road closures and severe damage to both public and private infrastructure.

The Proclamation was issued pursuant to San Diego County Code of Regulatory Ordinances sections 31.101 et seq. and California Government Code Section 8630. In response to the County's request for assistance with recovery efforts, the Governor proclaimed a State of Emergency in San Diego County on January 23, 2024. Government Code Section 8630(b) requires that the Board ratify Proclamations of Local Emergency within seven days of being issued. Government Code section 8630(c) requires local governing bodies to review the need for continuing the local emergency at least once every 60 days until the local emergency is terminated.

Historically, during a disaster response the County's Office of Emergency Services has partnered with the American Red Cross to provide congregate shelter(s) for impacted individuals. The Red Cross has numerous agreements with school districts and community centers to utilize facilities for the purpose of disaster sheltering. In the case of the January 2024 flooding, to best care for residents impacted by the flooding, the County endeavored something never done before, and which has only been tried a handful of times on a significantly smaller scale in California, by sheltering disaster survivors in hotel rooms. While several hotels were utilized during COVID due to the public health emergency, this disaster response included sheltering more than 2,000 residents in as many as 68 hotels which brought both logistical and communication challenges that were new to emergency management and disaster recovery in the region.

Congregate shelters allow food, mental health, animal welfare and case management to be delivered at one or two locations. Traditionally, the American Red Cross has provided for meals at congregate shelters. With flood survivors in 68 different hotels, food delivery was offered by the County of San Diego in new ways during this response to facilitate delivery to 68 hotels.

New in the January 2024 flooding was the County solely assuming the responsibility for care and shelter for not just unincorporated residents but city residents as well, as directed by the Board. The implementation of the Board direction occurred through the work of County emergency managers and disaster service workers in partnership with contracted staff. In its role as the

Operational Area Coordinator, the County acts as the coordinating entity for disaster planning, mitigation, response and recovery. In this disaster, the County acted as the sole operational lead in carrying out emergency temporary lodging and feeding for residents displaced by the storm and allocated \$19.6 million to fund relief efforts.

The County's Emergency Temporary Lodging (ETL) program was designed to provide critical emergency sheltering while ensuring a timely transition out of the program when FEMA Individual Assistance funds become available to households and/or to provide housing authorities with some time to identify alternative housing solutions for the longer term needs of their residents. The ETL Program launched on February 12, 2024, with an original \$10 million allocation by the Board. On March 8, 2024, the County entered into a first of its kind agreement with a local community-based organization to provide food services for individuals in the County's ETL Program. On March 12, 2024 (3), the Board adopted a resolution making findings of an emergency for appropriation of the General Fund Reserve for the emergency, approved an additional \$6.6 million to extend the ETL Program through May 11, 2024, for eligible residents and added \$3 million to provide food services in support of impacted residents in the ETL Program. This allocation of funds for the provision of food services is the first time the County has ever provided direct meal delivery for participants in a sustained recovery response. On March 21, 2024, the County also contracted with Uber Eats to provide access to prepared meals, grocery options, and accommodations for dietary and religious needs for residents in the ETL program. As of April 19, 2024, there were 649 households, consisting of 1,946 individuals, active in the ETL program.

This is a request to find that a review of the local emergency has been conducted and that the local emergency will remain in effect at this time. In addition, the Board is being asked to approve an end to the ETL and feeding programs as of May 11, 2024, and provide additional appropriations and contract authority for Housing and Community Development Services to provide transitional support for ETL households who are in the San Diego County Housing Authority's jurisdiction. Today's actions also request policy direction for authorizing financial support to local housing authorities to assist in the successful transition of their residents from the County's ETL program.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Find that there is a need to continue the local emergency and that the local emergency shall continue subject to review requirements until terminated pursuant to Government Code section 8630(d).
2. Take the following actions:
 - a. Direct the Interim Chief Administrative Officer to end the Emergency Temporary Lodging (ETL) Program and feeding program on May 11, 2024. Continue to refer households to San Diego Voluntary Organizations Active in Disaster (VOAD) case management and local housing authorities for help with maximizing FEMA Individual Assistance programs and other mid- and long-term resources following the end of the County's ETL Program.

- b. Establish appropriations of \$500,000 in the Housing and Community Development Services in Health and Human Services Agency, Services & Supplies, from the General Fund Reserve, to provide financial assistance to residents of the San Diego County Housing Authority jurisdiction impacted by the flood event that are transitioning out of ETL into permanent housing. **(4 VOTES)**
 - c. Authorize the Director, Department of Purchasing and Contracting to amend existing County contracts, take all necessary actions, and support Housing and Community Development Services with administering appropriated funding on behalf of the San Diego County Housing Authority.
 - d. Pursuant to Government Code section 26227, find that the provision of financial assistance to residents of the San Diego County Housing Authority jurisdiction impacted by the flood event that are transitioning out of ETL and into the permanent housing is necessary to meet the social needs of the population of the County.
- 3. Provide direction for supporting local housing authorities by establishing appropriations of \$4.6 million in the Office of Emergency Services, Services & Supplies, from the General Fund Reserve, to provide funding to the San Diego Housing Commission, National City Housing Authority, and City of Oceanside Housing Authority. Funding to the housing authorities would provide financial assistance to households transitioning out of ETL into permanent housing for residents within their respective housing authority jurisdiction and would require a minimum dollar-for-dollar match from those jurisdictions that accept the funding. **(4 VOTES)**
 - a. Pursuant to Government Code section 26227, find that providing funding to the San Diego Housing Commission, National City Housing Authority, and City of Oceanside Housing Authority for the provision of financial assistance to households transitioning out of ETL and into permanent housing is necessary to meet the social needs of the population of the region.
 - b. Pursuant to Government Code section 26227, authorize the Interim Chief Administrative Officer, or designee, to execute agreements with the San Diego Housing Commission, National City Housing Authority, and City of Oceanside Housing Authority to provide financial assistance to households transitioning out of ETL into permanent housing for residents within their housing authority jurisdictions.

If the Board selects any of options 2 or 3:

- 4. Reallocate the balance of unused 60-day feeding and ETL program funds to offset a portion of the estimated financial impact from the January flood recovery efforts and direct the balance be applied to today's actions.

EQUITY IMPACT STATEMENT

The majority of individuals/households displaced as a result of the January 22, 2024, flood resided in the City of San Diego, City of National City, the unincorporated area of Spring Valley, and from several other cities. These areas are home to some of the county's most under resourced communities. Recent data from the American Community Survey states that nearly 30% of National City households' annual income is less than \$35,000. In San Diego, 17% of households' annual income is less than \$35,000. In Spring Valley, 11.9% of households' annual incomes is less than \$35,000. Additionally, more than 50% of individuals in the affected areas identify as being of an ethnic or racial minority. Often lacking resource lifelines, many of the displaced individuals or households require assistance to meet critical health and safety needs.

SUSTAINABILITY IMPACT STATEMENT

The proposed action contributes to the County of San Diego's Sustainability Goals by efficiently serving and reinforcing healthy communities, responding to natural disaster related emergencies, remediating environmental harms, and promoting safe governmental practices. This action also assists with ensuring the capability to respond and recover to immediate needs for individuals, families, and the region.

FISCAL IMPACT

Funds for this request are not included in the Fiscal Year 2023-24 Operational Plan for the Office of Emergency Services and in HHSA - Housing and Community Development Services. If approved, this request could result in one-time costs of up to \$5,100,000 to continue to fund transitional services to the San Diego County Housing Authority and other housing authorities, if directed by the Board of Supervisors (Board). The exact amount is specific to the actions taken by the Board and any unspent funds that were previously allocated. The funding source is the General Fund Reserve, which is currently below the Board's policy directed minimum balance. In accordance with the San Diego County Code of Administrative Ordinances Section 113.1, General Fund Balances and Reserves, all appropriations of the General Fund Reserve below the minimum balance will require at least four votes of the Board. At this point, the General Fund Reserve is anticipated to be replenished through operating results for the Fiscal Year 2023-24. Any use of the General Fund Reserve based on today's actions will further draw down the General Fund Reserve, and if operating results are insufficient to replenish the General Fund Reserve to minimum levels, additional action will be needed to restore the Reserve to targeted levels. There will be no additional staff years.

Other storm response activities not addressed in today's requests, such as County Disaster Service Worker (DSW) efforts, flood control projects, debris removal, road and damage repair, mental health services, housing navigation services, and overall staffing support, are projected to exceed \$19 million once complete, and could extend into future fiscal years. Since many of these costs may exceed resources already included in the Fiscal Year 2023-24 Operational Plan, County staff are actively pursuing advance funding and potential reimbursement through applicable sources, including California Disaster Assistance Act (CDAA) funding administered by Cal OES. Staff are scheduled to return to the Board on May 21, 2024, with the Fiscal Year 2023-24 3rd Quarter Operational Plan Status Letter Report, and may request amendments to impacted departmental budgets if necessary.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

ON MOTION of Supervisor Montgomery Steppe, seconded by Supervisor Desmond, the Board of Supervisors took the following actions:

1. Found that there is a need to continue the local emergency and that the local emergency shall continue subject to review requirements until terminated pursuant to Government Code section 8630(d).

2. Took the following actions:
 - a. Directed the Interim Chief Administrative Officer to end the Emergency Temporary Lodging (ETL) Program and feeding program on June 21, 2024. Continue to refer households to San Diego Voluntary Organizations Active in Disaster (VOAD) case management and local housing authorities for help with maximizing FEMA Individual Assistance programs and other mid- and long-term resources following the end of the County's ETL Program.
 - b. Established appropriations of \$500,000 in the Housing and Community Development Services in Health and Human Services Agency, Services & Supplies, from the General Fund Reserve, to provide financial assistance to residents of the San Diego County Housing Authority jurisdiction impacted by the flood event that are transitioning out of ETL into permanent housing.
 - c. Authorized the Director, Department of Purchasing and Contracting to amend existing County contracts, take all necessary actions, and support Housing and Community Development Services with administering appropriated funding on behalf of the San Diego County Housing Authority.
 - d. Pursuant to Government Code section 26227, found that the provision of financial assistance to residents of the San Diego County Housing Authority jurisdiction impacted by the flood event that are transitioning out of ETL and into the permanent housing is necessary to meet the social needs of the population of the County.
3. Provided direction for supporting local housing authorities by establishing appropriations of \$4.6 million in the Office of Emergency Services, Services & Supplies, from the General Fund Reserve, to provide funding to the San Diego Housing Commission, National City Housing Authority, and City of Oceanside Housing Authority. Funding to the housing authorities would provide financial assistance to households transitioning out of ETL into permanent housing for residents within their respective housing authority jurisdiction and would require a written commitment from the cities and their respective housing authorities to demonstrate they will or have provided matching resources, equal to County contribution, of either financial assistance or in-kind services dedicated to assisting January 22 flood survivors.
4. Reallocated the balance of unused 60-day feeding and ETL program funds to offset a portion of the estimated financial impact from the January flood recovery efforts and direct the balance be applied to today's actions.
5. Directed the Interim Chief Administrative Officer to extend the Emergency Temporary Lodging (ETL) program by an additional six weeks to June 21, 2024, appropriating an additional \$9 million for the extension.

AYES: Vargas, Anderson, Lawson-Remer, Montgomery Steppe, Desmond

29. SUBJECT: RECONSIDERATION OF ENSURING CONTINUED ACCESS TO MEDICATION-BASED ABORTION TREATMENT FOR SAN DIEGANS, AGENDA ITEM 21 FROM APRIL 9, 2024 (DISTRICTS: ALL)

OVERVIEW

On April 9, 2024 (21), the Board of Supervisors considered this item. The motion failed due to the lack of required affirmative votes. Under Rule 6(k) of the Board of Supervisors Rules of Procedure, as a Supervisor that voted in the majority on the item, I am requesting reconsideration of this item.

The U.S. Supreme Court decision to overturn Roe v. Wade in June 2022 turned-back the clock on decades of legal protections and the federal right to access abortion. States across the nation have been actively working to outlaw abortion access - most recently, in spring of 2023, a Texas federal judge's decision to issue a ruling against the abortion medication Mifepristone has the potential to be detrimental to an estimated 64 million child-bearing persons across the United States; this includes people living in safe haven states like California, and locally here in San Diego County.

Mifepristone is an oral medication taken with Misoprostol to terminate an early-stage pregnancy by blocking the hormone progesterone. It can also be utilized to aid in the process when a person is suffering from a pregnancy loss and can help prevent individuals from needing surgery or waiting for the pregnancy to pass on its own, which can take up to eight weeks. This medication has been well-tested, FDA approved since the year 2000, and has been on the market for twenty-three years. It is widely utilized and seen as a safe course of treatment. Recently, it has been made accessible at certain retail pharmacies in states like New York, California, Pennsylvania, Massachusetts, and Illinois. Additionally, Mifepristone has been a game-changer for people living in rural areas where access to abortion clinics is limited or non-existent, as it has been available by mail when an individual consults with a certified health provider or their doctor.

While the federal court case was appealed by the Department of Justice (DOJ) on April 12th, 2023, the appeals court tried to strip Mifepristone authorization for use in pregnancy up to ten weeks, and its availability to be mailed to those in need. This would have only allowed use until the seventh week of pregnancy, which can often be too late as one third of women find out they are pregnant after the sixth week, and twenty percent of individuals find out they are pregnant after the seventh week. This would leave individuals with an incredibly short period of time to seek care for an abortion or pregnancy loss- for individuals living in remote areas or states with less access to care, and those that rely on medication-based treatment, this can determine whether they will get treatment at all.

While DOJ worked with the Biden Administration and Danco to reinstate the full use of Mifepristone by escalating the issue to the Supreme Court last year, this was only temporary, and the oral arguments were heard in March of 2024, with a pending decision by summer- this process will take time and it is not certain. While the State of California previously secured an emergency stockpile of a Misoprostol which can be used on its own as a safe and effective abortion treatment. It is imperative that the County of San Diego works to ensure there is a plan in place to secure continued access to abortion medication such as Misoprostol and Mifepristone, so it is readily available for those that need it across the region.

This Board Letter requests the Board take action to adopt a “Resolution to Ensure Continued Access to Medication-Based Abortion Treatment for San Diegans.” It directs the Interim Chief Administrative Officer to advocate for regulatory, budgetary, and legislative efforts to strengthen access to abortion medication. Additionally, this item directs the Interim Chief Administrative Officer to explore options with the State of California to ensure that there is adequate access, including the feasibility of an emergency stockpile of Misoprostol and Mifepristone and be prepared to act to advocate with our local medical providers, clinics, and telehealth providers to ensure continued availability of abortion medication such as Misoprostol and Mifepristone where needed.

RECOMMENDATION(S)

VICE-CHAIR TERRA LAWSON-REMER

1. Approve the request for reconsideration of this item. If the Board approves recommendation 1, then the Board may consider the following recommendations.
2. Adopt Resolution titled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO TO ENSURE CONTINUED ACCESS TO MEDICATION-BASED ABORTION TREATMENT FOR SAN DIEGANS.
3. In accordance with Board policy M-2, direct the Interim Chief Administrative Officer to add to the County’s 2024 Legislative Program support for regulatory, budgetary, and legislative efforts that strengthen access to abortion medications such as Misoprostol and Mifepristone.
4. Direct the Interim Chief Administrative Officer to explore options to ensure that there is adequate access to Misoprostol and Mifepristone available to the San Diego region and be prepared to act to advocate with our local medical providers, clinics, and telehealth providers to ensure continued availability of abortion medication such as Misoprostol and Mifepristone. Pending the Supreme Court’s decision, report back on next steps and fiscal impacts.

EQUITY IMPACT STATEMENT

When safe and legal access to abortion and reproductive care is limited, restricted, or jeopardized- people of color, immigrants, young individuals, and people with low incomes are often the first to be impacted. It is imperative that the County of San Diego be at the forefront in defending and protecting the right to an abortion and reproductive care and increase public awareness about what services are available within our local communities.

SUSTAINABILITY IMPACT STATEMENT

The proposed actions to adopt a resolution to ensure continued access to medication-based abortion treatment and actions to ensure access Misoprostol and Mifepristone will help to further the County of San Diego’s Sustainability Goals through ensuring equity and access to important medical resources locally and will help promote the health and well-being of San Diegans. By ensuring this medication is readily available and amply stocked locally, it may also reduce greenhouse gas emissions that may be a repercussion of individuals traveling to specific destinations for this medication.

FISCAL IMPACT

There is no fiscal impact associated with today's item. There may be future fiscal impacts based on the recommendations from today's action. Any such recommendation would return for consideration and approval by the Board. At this time, there will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION 29.1:

ON MOTION of Supervisor Lawson-Remer, seconded by Supervisor Vargas, the Board of Supervisors approved the request for reconsideration of this item.

AYES: Vargas, Lawson-Remer, Montgomery Steppe

NOES: Anderson, Desmond

ACTION 29.2:

ON MOTION of Supervisor Lawson-Remer, seconded by Supervisor Vargas, the Board of Supervisors took the following actions:

1. Adopted Resolution No. 24-033 entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO TO ENSURE CONTINUED ACCESS TO MEDICATION-BASED ABORTION TREATMENT FOR SAN DIEGANS.
2. In accordance with Board policy M-2, directed the Interim Chief Administrative Officer to add to the County's 2024 Legislative Program support for regulatory, budgetary, and legislative efforts that strengthen access to abortion medications such as Misoprostol and Mifepristone..
3. Directed the Interim Chief Administrative Officer to explore options to ensure that there is adequate access to Misoprostol and Mifepristone available to the San Diego region and be prepared to act to advocate with our local medical providers, clinics, and telehealth providers to ensure continued availability of abortion medication such as Misoprostol and Mifepristone. Pending the Supreme Court's decision, report back on next steps and fiscal impacts.

AYES: Vargas, Lawson-Remer, Montgomery Steppe

NOES: Anderson, Desmond

30. SUBJECT: APPROVE AN ORDINANCE AMENDING ARTICLE XV-B OF THE SAN DIEGO COUNTY ADMINISTRATIVE CODE RELATING TO HEALTH AND HUMAN SERVICES CHARGES AND FEES (DISTRICTS: ALL)

OVERVIEW

The County of San Diego (County) Health and Human Services Agency (HHSA) is an integrated health, housing, and social service organization with a robust service network that spans across the San Diego County region and contributes to making people's lives healthier, safer, and self-sufficient. Services provided by HHSA are delivered by eight service departments to provide vital resources and care to some of the most vulnerable San Diego County residents. Today's action requests the San Diego County Board of Supervisors (Board) approve amendments to Article XV-B of the San Diego County Administrative Code related to fees and rates established for services delivered in three HHSA departments, Public Health Services, Medical Care Services, and Behavioral Health Services. The Board last approved revisions to HHSA fees and rates on May 23, 2023 (4).

The proposed ordinance represents a comprehensive package that seeks to support the cost of providing services, while maintaining fees that are fair and reasonable for customers and the public. In accordance with Board Policy B-29 (Fees, Grants, and Revenue Contracts - Department Responsibility for Cost Recovery), HHSA recently conducted a review of HHSA fees and rates, in order to ensure costs are fully recovered for services provided to agencies or individuals. A total of 93 HHSA fees and associated costs were reviewed, resulting in proposed additions, adjustments, and determinations to maintain existing fees.

Today's action requires two steps: on April 30, 2024, it is requested that the Board consider an ordinance amending sections of the San Diego County Administrative Code related to HHSA fees. If the Board takes the action as recommended, then on May 21, 2024, the proposed ordinance will be brought back to the Board for consideration and adoption.

This item supports the County vision of a just, sustainable, and resilient future for all, specifically those communities and populations in San Diego County that have been historically left behind, as well as our ongoing commitment to the regional *Live Well San Diego* vision of healthy, safe, and thriving communities. This will be accomplished by ensuring that the County has optimized its health and social services delivery system to ensure efficiency, integration and innovation while maintaining fiscal stability.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

On April 30, 2024:

Approve the introduction of the ordinance (first reading):

AN ORDINANCE AMENDING ARTICLE XV-B OF THE SAN DIEGO COUNTY ADMINISTRATIVE CODE RELATING TO HEALTH AND HUMAN SERVICES CHARGES AND FEES

If on April 30, 2024, the San Diego County Board of Supervisors takes action as recommended, then on May 21, 2024

Consider and adopt (second reading):

AN ORDINANCE AMENDING ARTICLE XV-B OF THE SAN DIEGO COUNTY ADMINISTRATIVE CODE RELATING TO HEALTH AND HUMAN SERVICES CHARGES AND FEES

EQUITY IMPACT STATEMENT

To develop the cost recovery proposal, the County of San Diego (County) Health and Human Services Agency (HHSA) performed an analysis of all services provided to customers to examine the tasks and functions performed, including the direct and indirect costs of performing those tasks in relation to the specific services. Criteria were established to determine fair and reasonable fees for direct services provided.

The proposed ordinance represents a comprehensive package that seeks to support the cost of providing HHSA services, while maintaining fees that are fair and reasonable for customers and the public. Updates include County Public Health Services, Public Health Laboratory (PHL) fees that are either tied to environmental testing, such as testing of drinking water or foodborne illness investigations, or clinical fees such as tests for communicable disease outbreaks, among others. Additionally, County Medical Care Services will clarify language in Administrative Code XV-B, Section 239 to explicitly add the existing pharmacy dispensing fee. Lastly, the proposed ordinance includes a revision to a rate for the Edgemoor Skilled Nursing Facility to align with updated full cost recovery information.

Today's action would update fees for services provided by the County that help to promote health and safety and have an impact on the lives of Black, Indigenous, People of Color, women, people with disabilities, immigrants, youth, the LGBTQ+ community, and other underserved groups.

SUSTAINABILITY IMPACT STATEMENT

Today's proposed action supports the County of San Diego (County) Sustainability Goal #2 to provide just and equitable access by aligning available County resources with services to maintain fiscal stability and ensure long term solvency.

FISCAL IMPACT

Funds for this request are not included in the Fiscal Year (FY) 2024-25 CAO Recommended Operational Plan in the Health and Human Services Agency. If approved, this request will result in an estimated increase in revenue of \$109,919 in FY 2024-25. There is no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

Noting for the record that this item was heard on May 1, 2024; ON MOTION of Supervisor Anderson, seconded by Supervisor Lawson-Remer, the Board of Supervisors took action as recommended, to further consider and adopt the Ordinance on May 21, 2024.

AYES: Vargas, Anderson, Lawson-Remer, Montgomery Steppe, Desmond

31. SUBJECT: CANNABIS SOCIAL EQUITY PROGRAM (DISTRICTS: ALL)

OVERVIEW

On January 27, 2021 (4), the Board of Supervisors (Board) directed staff to implement measures to provide economic access and equity in the cannabis industry. These measures included components of a Social Equity Program (SEP), Zoning Ordinance amendments, and a licensing/permitting system. The Board further directed that grant funding be secured to support implementation of the SEP, which would include numerous elements to prioritize equity, access, and business opportunities to help rectify the injustices caused by the War on Drugs and be in place prior to issuance of the first cannabis business license.

Further, on March 3, 2021 (11), the Board directed the Office of Equity and Racial Justice (OERJ) to lead the development of the framework and strategy, including grant funding options, needed to initiate a SEP and coordinate this with the land use permitting system being developed by Planning & Development Services (PDS).

The goal of the SEP is to ensure that those negatively or adversely impacted by cannabis criminalization are provided with the opportunity to successfully participate in the regulated cannabis market and for people and communities impacted by the War on Drugs to receive assistance and benefits. This assistance and benefits will be vital to the success of these future entrepreneurs and beneficiaries. OERJ will continue to work with PDS on ensuring social equity is a priority for all programming related to cannabis.

Today's action provides an update on the coordinated development of the Cannabis Social Equity Program focusing on and development of the SEP components of the Social Equity Entrepreneurs Program and the Social Equity Beneficiaries Program. The recommendations include receiving an update on the program, providing policy direction on the social equity eligibility criteria, and the SEP related ordinance components, as well as approving the structure of the program's oversight body.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Receive the updates on development of the Social Equity Program from the Office of Equity and Racial Justice.
2. Consider and adopt the Social Equity Criteria Tiers. The main criteria is focused on being incarcerated, deported, arrested or convicted for a cannabis related crime in San Diego, and meeting a low income threshold.
3. Consider and provide policy direction on the attached Cannabis Social Equity Ordinance Matrix (Attachment B, on file with the Clerk of the Board) focusing on four main topics:
 - a. Social Equity Ownership Requirements (51% minimum ownership);
 - b. Timeframe for Social Equity Businesses to Open Prior to Non-Social Equity (3 -year timeframe);
 - a. License Ceiling for Cannabis Storefront Businesses (25 total storefront licenses, no ceiling for other license types); and
 - b. Social Equity Storefront Retail Licenses (minimum 50% storefront retail licenses reserved for social equity businesses).

4. Consider and adopt the Cannabis Oversight Community Collaborative Resolution entitled: **RESOLUTION OF THE BOARD OF SUPERVISORS ESTABLISHING THE SAN DIEGO COUNTY CANNABIS OVERSIGHT COMMUNITY COLLABORATIVE** (Attachment C, on file with the Clerk of the Board).

EQUITY IMPACT STATEMENT

Throughout the country, a disproportionate number of Black, Indigenous, and People of Color (BIPOC) individuals remain incarcerated for the criminalization of cannabis. In San Diego County specifically, as analyzed in the Social Equity Assessment for Commercial Cannabis (Equity Assessment - Attachment A, on file with the Clerk of the Board), from 2012-2017 cannabis-related arrest data shows that Black San Diegans were arrested at a rate that is 5 times the White arrest rate; Pacific Islander San Diegans are arrested at a rate that is 3 times the White arrest rate; Latinx San Diegans are arrested at a rate that is 2 times the White arrest rate; and Indigenous San Diegans are arrested at a rate that is 30% higher than the arrest rate for White San Diegans. As cannabis is legalized and permitted in San Diego County, the Socially Equitable Cannabis Program will help guide the County's approach to this new market and paradigm shift for how cannabis is perceived and regulated.

In support of the Program, the Office of Equity and Racial Justice (OERJ) commissioned the development of a comprehensive Social Equity Assessment which included several community outreach sessions to inform the Social Equity Program and a Program for Social Equity Entrepreneurs. Womxn's Work Consulting, LLC collected qualitative and quantitative data, and conducted research into best practices and lessons learned, throughout the state, to inform the Equity Assessment. A total of 28 semi-structured interviews were conducted with community members, activists, politicians and cannabis growers and retail owners. Additionally, 5-semi structured focus groups were completed with a diverse set of stakeholder groups. A total of 271 responses were received for the community survey. OERJ also held seven outreach and listening sessions from October 2022 through February 2024 with cannabis and social equity stakeholders to gain additional feedback on Social Equity Assessment recommendations, possible program eligibility requirements and program benefits. Additionally, OERJ and PDS staff partnered to host six webinars and seven small group stakeholder sessions centered around select June 15, 2022 (7) Board-directed measures including Measure 9, the establishment of a Community Equity Contribution Program. The Cannabis Social Equity Program survey was open on the Engage San Diego County platform from February through June of 2023 and focused on gathering feedback from participants on the program's programming goals and objectives. It should be noted that less than 10% of the respondents challenged the purpose of the program, citing they did not want additional cannabis businesses in the unincorporated area. There were over 90% neutral and positive responses provided by respondents stating that the County's efforts should focus on grants for social equity businesses, permit fee waivers, economic development, educational programming, technical assistance and other behavioral health services to facilitate access to the cannabis industry and those harmed by the War on Drugs. Over 60% of respondents either work or live in the unincorporated area. And 75% are interested in participating in the upcoming Social Equity Program. This was a small sample size and would not be considered a representative sample of the unincorporated County population, though this survey provides insight into the thoughts of the participants. As such, it cannot be used as a definitive method of determining all public sentiment around each of the suggestions or topics. All recommendations have been reviewed and feedback from stakeholders has been considered in the development of the framework for the social equity program, including the program for

social equity entrepreneurs and social equity beneficiaries. The Equity Assessment proposed a detailed plan for advancing racial equity, continuing community engagement in a manner that is both empowering and healing, evaluation, and most importantly, County accountability to the most-harmed communities in the development and implementation of the Socially Equitable Cannabis Program.

SUSTAINABILITY IMPACT STATEMENT

The proposed actions to receive an update on the Social Equity Program, approve recommendations related to social equity ordinances, eligibility and cannabis oversight group contributes to many of the County of San Diego Sustainability Goals: engage the community; provide just and equitable access; transition to a green and circular economy; and protect health and wellbeing. In terms of sustainability in equity, economy, and health/wellbeing, it will impact the communities and socio-economic groups historically burdened by the War on Drugs and the over criminalization of marijuana by reinvesting in those communities and providing support, resources, and opportunities for those who were most impacted. Extensive community engagement through surveys and focus groups has been a critical piece of this work. The goals of the social equity programming will work to reinvest in communities that were harmed by the War on Drugs and provide sustainable opportunities for growth and positive outcomes of those individuals and communities.

FISCAL IMPACT

Funding of \$350,000 for grants directly to social equity applicants was received from the State in June 2023 from the Governor's Office of Business and Economic Development for Cannabis Equity Grants Program for Local Jurisdictions and is included in the Fiscal Year 2023-24 Operational Plan in the Chief Administrative Office, Office of Equity & Racial Justice. A portion of this grant funding is available to the County for administrative costs, estimated in an amount sufficient to recover full cost as required by Board Policy B-29: Fees, Grants, Revenue Contracts-Department Responsibility for Cost Recovery. There will be no change in net General Fund cost and no additional staff years.

Funding for the creation of a Cannabis Oversight Community Collaborative oversight body is included in the Fiscal Year 2023-24 Operational Plan in the Chief Administrative Office, Office of Equity & Racial Justice. If approved, this request will result in costs of approximately \$2,500 in Fiscal Year 2023-24, and annual costs of approximately \$5,000 beginning in Fiscal Year 2024-25 and will be included in future Operational Plans. The funding source is existing General Purpose Revenue. There will be no change in net General Fund cost and no additional staff years. Total cost and funding source for Social Equity Beneficiaries Programming has yet to be determined and will be included in the CAO Recommended Operational Plan Fiscal Years 2024-25 & 2025-26 in the Chief Administrative Office, Office of Equity and Racial Justice. There may be fiscal impacts associated with future related recommendations which staff would return to the Board for consideration and approval.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

Noting for the record that this item was heard on May 1, 2024; ON MOTION of Supervisor Vargas, seconded by Supervisor Montgomery Steppe, the Board of Supervisors took the following actions, as recommended by staff:

1. Received the updates on development of the Social Equity Program from the Office of Equity and Racial Justice.
2. Considered and adopted the Social Equity Criteria Tiers. The main criteria is focused on being incarcerated, deported, arrested or convicted for a cannabis related crime in San Diego, and meeting a low income threshold.
3. Considered and provided policy direction on the Cannabis Social Equity Ordinance Matrix (Attachment B, on file with the Clerk of the Board) focusing on four main topics:
 - a. Social Equity Ownership Requirements (51% minimum ownership): Social Equity applicant(s) shall own no less than 51% equity share in the cannabis business in order to maintain social equity status and receive all social equity benefits
 - b. Timeframe for Social Equity Businesses to Open Prior to Non-Social Equity (3-year timeframe): Social equity cannabis businesses will have a social equity three-year window to start their cannabis licensing process once licensing becomes available; All non-social equity businesses cannot start cannabis licensing process until this social equity three-year timeframe has concluded.
 - c. License Ceiling for Cannabis Storefront Businesses (25 total storefront licenses, no ceiling for other license types): Impose a license ceiling for cannabis storefront retailers only, do not impose a license ceiling for all other cannabis business types (manufacturing, distribution, delivery, cultivation, testing)
 - d. Social Equity Storefront Retail Licenses (minimum 50% storefront retail licenses reserved for social equity businesses): Minimum 50% of storefront retail licenses will be reserved for social equity applicants; Process to award licenses will be determined at a later date; Storefront license cannot be sold or transferred for social equity for a three-year timeframe.
4. Adopted Resolution No. 24-034, entitled: RESOLUTION OF THE BOARD OF SUPERVISORS ESTABLISHING THE SAN DIEGO COUNTY CANNABIS OVERSIGHT COMMUNITY COLLABORATIVE.

AYES: Vargas, Lawson-Remer, Montgomery Steppe
NOES: Anderson, Desmond

- 32. SUBJECT: APPROVE TWO DISPOSITION AND DEVELOPMENT AGREEMENTS FOR AFFORDABLE HOUSING ON COUNTY-OWNED LAND IN THE CITY OF SAN DIEGO AND RELATED CEQA EXEMPTIONS (6255 MISSION GORGE RD. AND 4588 MARKET ST.), ACCEPT FUNDING AND EXECUTE AGREEMENTS FOR SAFE PARKING AT 6255 MISSION GORGE RD. AND ADOPT RELATED CEQA EXEMPTION, ADOPT SUBSEQUENT MITIGATED NEGATIVE DECLARATION FOR RAMONA SENIOR HOUSING, ADOPT RESOLUTION FOR EXEMPT SURPLUS AT 1501/1555 SIXTH AVE., APPROVE DEMOLITION AT 5202 UNIVERSITY AVE. AND RELATED CEQA EXEMPTION (DISTRICTS: 1, 2 & 4)**

OVERVIEW

The San Diego region faces a severe and chronic shortage of affordable housing units that directly impacts housing insecurity and housing cost burden for lower-income households across San Diego County. Given this housing crisis, we need to leverage every available option to develop more affordable housing. One of these options is the redevelopment of excess County of San Diego (County) owned property into affordable homes. Since 2017, the County has made significant progress related to the development of affordable housing on County-owned excess property. There are currently eleven properties in various stages of development on County land that will produce over 2,100 affordable homes for low-income families and older adults. The requested actions today will support some of the necessary steps that are required for development of five of those eleven sites.

In March 2024, the County of San Diego was awarded funding by the US Department of Housing and Urban Development (HUD) to temporarily operate a Safe Parking program at 6255 Mission Gorge Rd. in the Grantville area, which is one of the five sites we are requesting approval today on, for development of affordable housing. The temporary Grantville Safe Parking program supports the Board of Supervisor's (Board) commitment to providing Compassionate Emergency Solutions and Pathways to Housing (CESPH) to address the needs of people experiencing or at risk of homelessness. This program will operate while the affordable housing project is in the planning process and will not impact the affordable housing development on this property.

Today's request is for the Board to approve two Disposition and Development Agreements (DDA) and related California Environmental Quality Act (CEQA) findings for affordable housing on County-owned land in the city of San Diego for properties located at 6255 Mission Gorge Rd. (Grantville) and 4588 Market St. (Market Street). County staff have finalized the terms of the DDAs and are returning for approval of those agreements. Additionally, the Board is requested to adopt the Subsequent Mitigated Declaration for Assessor's Parcel Numbers 281-182-17 and -18 in Ramona (Ramona Senior), adopt a Resolution finding that the property located at 1501/1555 Sixth Ave. is Exempt Surplus and will be disposed of pursuant to Government Code 25539.4, as well as approve demolition of the structures located at 5202 University Ave., both sites in the city of San Diego. Today's action also requests that the Board accept the funding and execute any agreements from the HUD to establish a temporary safe parking site at the Grantville location.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

Grantville - 6255 Mission Gorge Road, San Diego (Recommendations 1 through 6)

1. Find that the proposed action to authorize execution of a Disposition and Development Agreement (DDA) for development of affordable housing at 6255 Mission Gorge Rd. is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15332.
2. Find in accordance with Section 15061(b)(3) of the State of California Environmental Quality Act (CEQA) Guidelines that it can be seen with certainty that receiving Federal funds to support the development of Grantville Safe Parking program on a short term basis for the Compassionate Emergency Solutions and Pathways to Housing (CESPH) project will not have a significant effect on the environment and is, therefore, exempt from CEQA.
3. Find that the proposed development of the Grantville Safe Parking site is exempt from CEQA pursuant to State CEQA Guidelines sections 15301, 15303, 15304, 15311 and 15269(c).
4. Authorize the Director, Department of General Services (DGS) to execute the DDA with Wakeland Housing and Development Corporation or an affiliate entity, to execute the Ground Lease and any attachments to the DDA, and to perform any actions in furtherance of or necessary to administer or implement the DDA and Ground Lease for property located at 6255 Mission Gorge Rd., including but not limited to, approving, and executing amendments to the DDA, the Ground Lease, and their attachments.
5. Authorize the Agency Director, Health and Human Services Agency (HHSA), or a designee, to execute the Regulatory Agreement and any amendments to the Regulatory Agreement for property located at 6255 Mission Gorge Rd. and perform any actions in furtherance of or necessary to administer or implement the DDA, Ground Lease, and Regulatory Agreement.
6. Accept funding and authorize the Agency Director, HHSA, or designee, to execute any agreements with and certification forms for the US Department of Housing and Urban Development (HUD), and prepare and execute all necessary documents for the submittal, regulatory processing, and implementation, and to take any other actions necessary as required by HUD to receive funding to support the development of Grantville Safe Parking program for the CESPH project.

Market Street - 4588 Market Street, San Diego (Recommendations 7 through 9)

7. Find that the proposed action to authorize execution of a DDA for development of affordable housing at property located at 4588 Market St. is exempt from CEQA pursuant to CEQA Guidelines section 15332.

8. Authorize the Director, DGS to execute the DDA with Affirmed Housing Group, Inc. or an affiliate entity, to execute the Ground Lease and any attachments to the DDA, and to perform any actions in furtherance of or necessary to administer or implement the DDA and Ground Lease for property located at 4588 Market St., including but not limited to, approving, and executing amendments to the DDA, the Ground Lease, and their attachments.
9. Authorize the Agency Director, HHSA, or a designee, to execute the Regulatory Agreement and any amendments to the Regulatory Agreement for property located at 4588 Market St. and perform any actions in furtherance of or necessary to administer or implement the DDA, Ground Lease, and Regulatory Agreement.

Ramona Senior (Recommendation 10 through 12)

10. Find, based on the whole record, that there is no substantial evidence that the project will have a significant effect on the environment. Consider the Subsequent Mitigated Negative Declaration, on file with DGS dated March 12, 2024, State Clearinghouse # 2023120496 (Attachment G, on file with the Clerk of the Board), together with comments received during public review (Attachment F, on file with the Clerk of the Board), and adopt it, finding that it reflects the independent judgment and analysis of the Board of Supervisors.
11. Adopt the Mitigation Monitoring and Reporting Program prepared in accordance with CEQA Guidelines Section 15074 (d) and authorize the Director, DGS to ensure compliance with the Mitigation Monitoring and Reporting Program (Attachment E, on file with the Clerk of the Board).
12. Adopt the Statement of Location and Custodian of Record (Attachment H, on file with the Clerk of the Board).

1501/1555 Sixth Avenue, San Diego (Recommendations 13 and 14)

13. Find that the proposed actions to declare the property exempt surplus land to be disposed of pursuant to Government Code 25539.4 are exempt from CEQA pursuant to CEQA Guidelines section 15312.
14. Adopt a Resolution entitled: RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO FINDING THAT THE PROPERTY LOCATED AT 1501 AND 1555 SIXTH AVENUE, CITY OF SAN DIEGO IS EXEMPT SURPLUS LAND TO BE DISPOSED PURSUANT TO GOVERNMENT CODE 25539.4.

5202 University Avenue, San Diego (Recommendations 15 and 16)

15. Find that the proposed action to authorize demolition of 5202 University Ave, is exempt from CEQA pursuant to CEQA Guidelines section 15301.
16. Authorize the Director, DGS to advertise for demolition of County buildings, located at 5202 University Ave.

EQUITY IMPACT STATEMENT

Today's recommendations will result in the development of much-needed affordable housing in the region. The 6th Cycle Regional Housing Needs Assessment (RHNA) indicates that 68,959 units are needed regionally for very low, and low-income individuals and households. Restricted affordable housing for low-income households may serve older adults, families, people at risk of or experiencing homelessness, veterans, people experiencing homelessness with serious mental illness, and transitional aged youth. All units reserved for low-income individuals and households serve tenant populations earning below 80% area median income, currently \$77,200 for a one-person household and \$110,250 for a four-person household.

Approval of the recommendations contribute to the County's efforts to address local housing shortages and meet the immediate needs of low-income households in addition to contributing to housing stock that will serve vulnerable families in the future. Making available excess County sites for future affordable housing contributes to the County's investment to address local housing shortages, help increase access to quality affordable housing, and create private sector jobs and economic opportunities in San Diego County.

SUSTAINABILITY IMPACT STATEMENT

Today's proposed actions support the County of San Diego's Sustainability Goals to provide just and equitable access; and to protect health and wellbeing. The recommended actions will provide just and equitable access to housing for extremely low, very low, and low-income individuals and households countywide, including those who are Black, Indigenous, and People of Color. These actions also align with the goal to protect the environment as well as health and wellbeing, which will be accomplished by incorporating robust sustainability criteria into each Request for Proposal, in alignment with California Tax Credit Allocation Committee requirements, and our regional efforts to decarbonize.

FISCAL IMPACT

Funds for these Affordable Housing Projects are included in the Fiscal Year (FY) 2023-25 Operational Plan for the Health and Human Services Agency (HHSA). If approved, this request will result in total estimated costs and revenue of \$355,000 for staff time consultant costs, and demolition of 5202 University Ave. The funding source will be one-time General Purpose Revenue. There will be no change in net General Fund cost and no additional staff years.

Funds for the Safe Parking program are not included in the FY 2024-26 CAO Recommended Operational Plan for the Health and Human Services Agency (HHSA) but will be included in the FY 2024-26 CAO Recommended Operational Plan Change Letter. If approved, this request will result in total estimated costs and revenue of \$637,500 for FY 2024-25 and \$212,500 for FY 2025-26. The funding source will be one-time funding from the Department of Housing and Urban Development. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

Noting for the record that this item was heard on May 1, 2024; ON MOTION of Supervisor Vargas, seconded by Supervisor Anderson, the Board of Supervisors took action as recommended, and adopted Resolution No. 24-035, entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO FINDING THAT THE PROPERTY LOCATED AT 1501 AND 1555 SIXTH AVENUE, CITY OF SAN DIEGO IS EXEMPT SURPLUS LAND TO BE DISPOSED PURSUANT TO GOVERNMENT CODE 25539.4.

AYES: Vargas, Anderson, Lawson-Remer, Montgomery Steppe, Desmond

33. **SUBJECT: ENSURING TRAFFIC ALLEVIATION, PEDESTRIAN SAFETY, AND ACCESS TO GREENSPACE IS PRIORITIZED AT THE SPORTS ARENA REDEVELOPMENT SITE BY PARTICIPATING IN THE ONGOING DISCUSSIONS REGARDING A CITY OF SAN DIEGO ENHANCED INFRASTRUCTURE FINANCING DISTRICT OR SIMILAR ALTERNATE FUNDING MECHANISMS TO SUPPORT THE CONSTRUCTION OF 2,000 AFFORDABLE HOUSING UNITS (DISTRICTS: ALL)**

OVERVIEW

The County and City of San Diego held a joint meeting on October 3, 2022, passing a resolution committing to developing 10,000 affordable homes on public land by 2030. Since then, the County has advanced 11 county-owned sites with construction of over 1,500 affordable units under way.

The 48.5-acre Sports Arena site is owned by the City of San Diego and is being considered for one of the single largest and most consequential public redevelopment sites in the history of the San Diego region. The proposed Midway Rising project represents a transformative scale investment in public benefits including 2,000 deed-restricted affordable housing units, over 13 acres of parks, plazas, and open space, spillover economic impact including high-quality jobs, and improvements to key public infrastructure for a longstanding underserved neighborhood. This will be the largest affordable housing project in State history and significantly advances progress towards meeting the City and County's 10,000 units affordable housing on public land goal.

The potential benefits to the County as a whole are huge, however, as the representative of District 3, the interest of my residents must be represented in ongoing discussions. Those interests include traffic and congestion mitigation, transportation infrastructure, green space connections, and stormwater, sewage, and flood control infrastructure. This Board letter seeks to ensure that our Board can advocate for the amenities and infrastructure that District 3 residents and project neighbors need to protect their quality of life.

Project Highlights

- 2,000 deed-restricted affordable homes
 - All units capped 80% and below of the Area Median Income, for example approximately \$878 to \$2,342 per month for a 2-bedroom unit.
- Affordable housing will include a diversity of unit types and sizes, the current proposed mix includes:
 - 60% families
 - 25% one-bedroom
 - 50% two-bedroom
 - 25% three-bedroom
 - 15% seniors
 - 15% veterans
 - 10% permanent supportive housing (200 units)
- 8,500 new jobs - all construction jobs are covered under a project labor agreement, and permanent jobs operated and maintained by San Diego working families.
- On-site childcare, healthcare, and job training academy.
- 13 acres of public parks, plazas, and open spaces.
- Public infrastructure investment and neighborhood improvements

On March 11, 2024, the San Diego City Council discussed potential financing structures to support the Midway Rising project, including the City's intention to engage the County of San Diego in their exploration of options around an Enhanced Infrastructure Financing District (EIFD), or similar alternative funding mechanism, to assist in financing the infrastructure necessary for the construction of the project, including the 2,000 affordable homes at the Midway site. The Council adopted a resolution supporting further exploration of options.

Today's item directs County staff to participate in the City of San Diego's exploration of potential options for alternate funding mechanisms, including an EIFD, to support the redevelopment of the Sports Arena site. This action does not commit the County to any funding or support but allows the County a seat at the table as EIFD explorations unfold.

The County would benefit from such a collaboration in several ways. First, the project itself yields many clear public benefits, including the investment in 2,000 deed-restricted affordable homes, the largest affordable housing project in the history of the State, 8,500 high-quality jobs with a project labor agreement in place ensuring high quality jobs for working families, 13 acres of parks and open space, and major investments in public infrastructure and neighborhood improvements. Second, the project would significantly advance progress towards the County and City's joint 10,000 affordable homes on public land goal. Third, the County and the City of San Diego can explore a Regional Housing Needs Assessment (RHNA) credit sharing model for the affordable units developed at Midway Rising. Finally, a potential EIFD would cover the project site and capture property tax growth would not exist but for the initial multi-billion dollar private investment by the Midway Rising development team.

RECOMMENDATION(S)

VICE-CHAIR TERRA LAWSON-REMER

1. Direct the Interim Chief Administrative Officer to collaboratively participate with the City of San Diego's Department of Economic Development and Department of Finance to investigate funding mechanisms, including an EIFD for the Sports Arena Village footprint, or similar alternative funding mechanism, for the Midway site redevelopment. As part of this process, explore options with the City of San Diego for Regional Housing Needs Assessment (RHNA) credit sharing models for the affordable housing units developed at Midway Rising.
2. Direct the Interim Chief Administrative Officer to schedule an informational presentation from the Midway Rising development team and City of San Diego representatives within 60 days.

EQUITY IMPACT STATEMENT

As recognized in the October 3, 2022, joint City and County resolution (Resolution Number 22-145), the region's affordable housing crisis has worsened since the COVID-19 pandemic as those at the lowest end of the economic spectrum are most adversely impacted, with the number of newly unsheltered individuals continuing to outpace the number of individuals connected with housing on a month over month basis. As such, the lack of affordable housing is one of the primary drivers of our homelessness crisis and further represents the greatest risk to the long-term economic health and prosperity of the region.

SUSTAINABILITY IMPACT STATEMENT

This action aims to promote sustainable growth and ensure alignment with climate goals set by state and federal law. An EIFD can be used to support a variety of multimodal and transit mobility improvements identified in the Community Plan through transit-oriented development design guidelines, including Metropolitan Transit System Bus Rapid Transit (BRT) service, pedestrian and bicycle improvements and public park spaces and pathways for Midway site circulation and recreation. Additionally, an EIFD can support stormwater prevention measures and the infrastructure need to support those measures.

FISCAL IMPACT

There is no fiscal impact associated with this action. At this time, there will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

This Midway Rising development project economic modeling projects approximately \$8 billion in local economic benefit, including direct, indirect, and induced economic activity, new streams of revenue to the city and county in the form of increased sales tax revenue, the creation of thousands of local, skilled-trained construction jobs, thousands of permanent jobs for San Diego's working families upon project completion as well as enhancing future property values of surrounding areas, thereby increasing property tax revenues to both taxing entities.

ACTION:

Noting for the record that this item was heard on May 1, 2024; ON MOTION of Supervisor Lawson-Remer, seconded by Supervisor Montgomery Steppe, the Board of Supervisors took action as recommended.

AYES: Vargas, Anderson, Lawson-Remer, Montgomery Steppe, Desmond

34. SUBJECT: UPDATING AUTHORITY FOR THE FEDERAL EMERGENCY MANAGEMENT AGENCY, SHELTER AND SERVICES PROGRAM GRANT FUNDS (DISTRICTS: ALL)

OVERVIEW

On February 27, 2024 (13), the Board of Supervisors (Board) accepted a report titled “Concept Paper and Advocacy Plan for a Long-Term Migrant Transfer Site and Respite Shelter,” and authorized the Interim Chief Administrative Officer to apply for any grant funds and/or allocations for migrant sheltering and services that provide funding in advance of services performed.

On March 23, 2024, the U.S. Congress passed its second “minibus” appropriations package (H.R. 2882) containing the final Fiscal Year (FY) 2024 spending bills. H.R. 2882 included approximately \$1.2 trillion in discretionary spending for FY 2024, which included \$640.9 million for the Federal Emergency Management Agency’s (FEMA) Shelter and Services Program (SSP). The SSP Program is intended to provide funding to non-federal entities to temporarily provide shelter, food, transportation, acute medical care, personal hygiene supplies, and labor necessary to support migrants recently released from DHS custody.

On April 12, 2024, FEMA released its FY 2024 SSP Notice of Funding Opportunity (NOFO) wherein the County of San Diego was named as an eligible applicant for an award of up to \$19,592,554 in FY 2024 SSP-A funding. The County of San Diego applied for this funding on April 25, 2024.

Today’s action provides new direction to the Interim Chief Administrative Officer to immediately begin implementation of this Board’s vision for a long-term migrant transfer site and respite shelter as outlined in the Board’s previously approved Concept Paper. Specifically, today’s actions direct the Interim Chief Administrative Officer (ICAO) to return to the Board on May 21, 2024 with a request to appropriate funds from the General Fund Reserve, to the extent reserves are available, upon a determination by the ICAO that such appropriation promotes the long-term fiscal health and stability of the County and until FEMA SSP funding has been received to implement the vision as outlined in the Board’s previously approved concept paper and to apply for any grant funds and/or allocations for migrant sheltering and services, but without the requirement that funding be in advance of services performed. Together, these actions will ensure our ability to quickly implement our vision as outlined in the Concept Paper and to provide a humane and compassionate resource for migrants passing through the San Diego region.

RECOMMENDATION(S)

CHAIRWOMAN NORA VARGAS AND SUPERVISOR JOEL ANDERSON

1. Direct the Interim Chief Administrative Officer to move forward with programming efforts to temporarily provide shelter, food, transportation, acute medical care, personal hygiene supplies, and labor necessary to support migrants recently released from DHS custody while pursuing FEMA FY 2024 Shelter and Services Program.
2. Direct the ICAO to return on May 21, 2024 with a request to appropriate funds from the General Fund Reserve, to the extent reserves are available, upon a determination by the ICAO that such appropriation promotes the long-term fiscal health and stability of the County.
3. Pursuant to Board Policy B-29, authorize the Interim Chief Administrative Officer, or their designee, to apply for any grant funds and/or allocations for migrant sheltering and services.

EQUITY IMPACT STATEMENT

As permitted by U.S. law, migrants seeking asylum are coming to the United States in search of a better life for themselves and their families. The number of migrants passing through San Diego County and onto their final destination has steadily increased. To address the increase, the County of San Diego relied on its values as a welcoming and binational community to invest in a centralized migrant intake center to provide migrants with information to continue their journey, food, and other basic support services. In the absence of federal funding, the Board approved a concept paper and advocacy plan to demonstrate how the County can humanely and compassionately provide an important resource for migrants passing through San Diego region.

To create the concept paper, the County actively communicated and engaged with the federal government, the state government, and many non-governmental organizations (NGOs) providing critical aid and services to asylum seekers. NGOs include Jewish Family Service, SBCS, Casa Familiar, and the fiscal agent for federal SSP funding in San Diego County, Catholic Charities Diocese of San Diego. The County's work with these organizations allowed the County to understand and appreciate how migrants passing through San Diego County are fleeing violence, political persecution, and trauma. All persons, regardless of where one lives, or immigration status, deserve dignity and our respect.

SUSTAINABILITY IMPACT STATEMENT

As a proud binational community, San Diego is the first point of entry into the United States for many who are seeking asylum. Today's action implements a long-term and sustainable plan for migrant transition center(s). By providing the coordination and resources up front, in advance of federal funding, we can quickly accomplish our vision as outlined in the previously approved concept paper and ensure those seeking asylum have food, clothing, other basic needs, and the information they need to reach their final destination.

FISCAL IMPACT

There is no fiscal impact associated with this recommendation. However, there will be future fiscal impacts associated with the recommendations for which staff will return to the Board for consideration and approval. Most importantly, funds for this request are not included in the Fiscal Year 2023-24 Operational Plan for the Health and Human Services Agency. There will be no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Vargas, Anderson, Lawson-Remer, Montgomery Steppe

NOES: Desmond

35. **SUBJECT: INITIATE EXPLORATION OF OPTIONS ADDRESSING PREDATORY REAL-ESTATE LENDING AND EXPLOITATIVE CONSUMER PRACTICES AFTER THE DECLARATION OF AN EMERGENCY (DISTRICTS: ALL)**

OVERVIEW

On January 22, 2024, San Diego County faced unprecedented rainstorms that led to widespread flooding and a proclamation of a State of Emergency by the Governor for San Diego County on January 23, 2024. An additional State of Emergency was proclaimed on February 4, 2024. The floods caused immense property damage and devastation throughout the county, including many District 4 communities. The damage was extensive, resulting in over 1,200 displaced San Diegans, and ultimately led to a Major Disaster Declaration by the Biden Administration February 19, 2024. This created an environment that left our residents vulnerable to predatory real estate practices and lending schemes as flood survivors were left with limited options to provide for the well-being of themselves and their families.

When natural disasters occur, those impacted are often left with inadequate supports and the support that is provided is often not provided in a timely manner. Following a natural disaster, predatory lenders and investors often prey on vulnerable individuals and communities grappling with the aftermath. Exploitative investors and lenders may target those in urgent need of financial assistance for rebuilding, repairs, and/or basic necessities. They may also offer high-interest loans with hidden fees and unfavorable terms or engage in price gouging, supply hoarding, or other fraudulent business practices. Such practices can trap victims in cycles of debt, exacerbating the financial strain already imposed by the natural disaster, or can result in a family losing their property entirely. It is crucial that the county act to protect these residents from exploitation in their time of vulnerability.

RECOMMENDATION(S)**SUPERVISOR MONICA MONTGOMERY STEPPE**

Direct the Interim Chief Administrative Officer to work with staff to explore options to extend the protections of Penal Code Section 396 addressing predatory real-estate and other exploitative consumer practices after the declaration of an emergency, including but not limited to an ordinance.

EQUITY IMPACT STATEMENT

Decades of inadequate and inequitable infrastructure investments left communities of color and low-income communities throughout District 4 vulnerable to devastation from a natural disaster such as the hundred-year rainstorm that hit San Diego County in Winter 2024. Residents from these communities deserve an opportunity to return to their pre-flood living conditions without the fear of financial hardship from predatory lending practices, price gouging, supply hoarding, or other unfair, unlawful, or fraudulent business acts.

SUSTAINABILITY IMPACT STATEMENT

The adoption of this recommendation, directing CAO and with staff to explore options addressing predatory real-estate practices after the declaration of an emergency will enhance the health and social wellbeing of San Diego County residents impacted by the winter storms by allowing them to concentrate on recovering from the disaster, securing housing, food, healthcare, and property repairs, rather than being concerned about potential financial harms from predatory lending and investment practices.

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. There may be future fiscal impacts based on recommendations following from today's action. Any such recommendation(s) would return back for consideration and approval by the Board. Upon return by staff, funding for future costs will need to be identified by the department.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

Noting for the record that this item was heard on May 1, 2024; ON MOTION of Supervisor Montgomery Steppe, seconded by Supervisor Vargas, the Board of Supervisors directed the Interim Chief Administrative Officer to work with staff to explore options to extend the protections of Penal Code Section 396 addressing predatory real-estate, contractors, and other exploitative consumer practices after the declaration of an emergency, including but not limited to an ordinance.

AYES: Vargas, Anderson, Lawson-Remer, Montgomery Steppe, Desmond

36. SUBJECT: CLOSED SESSION (DISTRICTS: ALL)

OVERVIEW

- A. 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)
- B. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Welshhans v. County of San Diego, et al.;
San Diego Superior Court Case No.: 37-2022-00040662-CU-PA-CTL
- C. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Daniels, et al. v. County of San Diego, et al.;
United States District Court, Southern District Case No. 3:23-cv-00316-JES-BGS
- D. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Herrera-Borja v. County of San Diego;
San Diego Superior Court Case No. 37-2022-00035296-CU-PO-CTL
- E. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
USA v. County of San Diego
United States District Court, Southern District Case No. 3:22-cv-01753-JO-NLS
- F. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Cortez v. County of San Diego, et al.;
San Diego Superior Court Case No. 37-2023-00015013-CU-CR-CTL
- G. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Stiesmeyer v. County of San Diego;
San Diego Superior Court Case No. 37-2022-00034651-CU-OE-CTL

ACTION:

Noting for the record that Closed Sessions matters were heard on May 1, 2024; County Counsel reported that for Closed Session, the Board of Supervisors took no reportable actions.

37. SUBJECT: NON-AGENDA PUBLIC COMMUNICATION (DISTRICTS: ALL)

OVERVIEW

Johanna Hester spoke to the Board regarding the recruitment for a new Chief Administrative Officer.

Sabrina Bishop spoke to the Board regarding the recruitment for a new Chief Administrative Officer.

Raymond Wood spoke to the Board regarding the recruitment for a new Chief Administrative Officer.

Kyra Green spoke to the Board regarding the recruitment for a new Chief Administrative Officer.

Crystal Irving spoke to the Board regarding the recruitment for a new Chief Administrative Officer.

Consuelo spoke to the Board regarding public engagement.

Paul the Bold spoke to the Board regarding government actions.

Terri-Ann Skelly spoke to the Board regarding the negative effects of marijuana marketing.

Diane Grace spoke to the Board regarding encouraging the County to implement prevention and education regarding harmful use of marijuana.

Peggy Walker spoke to the Board regarding negative effects of marijuana marketing.

Audra spoke to the Board regarding migrant transfer sites.

Oliver Twist spoke to the Board regarding the protest in the Board Chamber on Tuesday, April 30.

Mark spoke to the Board regarding regional government actions.

Becky Rapp spoke to the Board regarding the negative impacts of marijuana businesses.

Truth spoke to the Board regarding local political party actions.

Kevin Stevenson spoke to the Board regarding Supervisor Desmond's comments on social media.

ACTION:

Heard, Referred to the Chief Administrative Officer.

The Board recessed at 5:50 p.m. until 9:00 a.m. on May 1, 2024 and, there being no further business, the Board adjourned at 3:25 p.m. on May 1, 2024, in memory of Richard Tjaden.

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

Consent: Vizcarra
Discussion: Zurita


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

Approved by the Board of Supervisors, on Tuesday, May 21, 2024.



NORA VARGAS
Chair

Attest:



ANDREW POTTER
Clerk of the Board

04/30/2024