

May 19, 2020

STATEMENT OF PROCEEDINGS

The Minutes of the

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

COUNTY OF SAN DIEGO

STATEMENT OF PROCEEDINGS
COUNTY OF SAN DIEGO BOARD OF SUPERVISORS
REGULAR MEETING
MEETING AGENDA
TUESDAY, MAY 19, 2020, 9:00 AM
BOARD OF SUPERVISORS NORTH CHAMBER ROOM 310
1600 PACIFIC HIGHWAY, SAN DIEGO, CALIFORNIA

Order of Business

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

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

(Please note, California Governor Gavin Newsom issued Executive Order N-29-20 on March 17, 2020, relating to the convening of public meetings in response to the COVID 19 pandemic. Pursuant to the Executive Order, and to maintain the orderly conduct of the meeting, all members of the Board of Supervisors attended the meeting via teleconference and participated in the meeting to the same extent as if they were present.)

- B. Invocation was led by Reverend Colin Mathewson from St. Luke’s North Park.
- C. Pledge of Allegiance was led by Chairman Greg Cox.
- D. Presentation or Announcement of Proclamations and Awards: None
- E. Public Communication: Opportunity for members of the public to speak to the Board on any subject matter within the Board’s jurisdiction but not an item on today’s agenda.
- F. Approval of the Statement of Proceedings/Minutes for the meeting of May 5, 2020.

ACTION:

ON MOTION of Supervisor Jacob, seconded by Supervisor Gaspar, the Board of Supervisors approved the Statement of Proceedings/Minutes for the meeting of May 05, 2020.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

- G. Formation of Consent Calendar
- H. Discussion Items

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

Board of Supervisors' Agenda Items

- | Category | # | Subject |
|------------------------------|----------|--|
| Public Safety | 1. | NOTICED PUBLIC HEARING:
SAN DIEGO COUNTY FIRE AUTHORITY - FIRE
MITIGATION FEE PROGRAM REVIEW COMMITTEE
ANNUAL REPORT FISCAL YEAR 2018-19 AND
ORDINANCE AMENDMENT |
| | 2. | SHERIFF - ESTABLISH APPROPRIATIONS FOR FISCAL
YEAR 2020 DOMESTIC CANNABIS
ERADICATION/SUPPRESSION PROGRAM
[FUNDING SOURCES: GRANT REVENUE FROM THE U.S.
DEPARTMENT OF JUSTICE DRUG ENFORCEMENT
ADMINISTRATION AND EXISTING GENERAL PURPOSE
REVENUE IN THE SHERIFF'S DEPARTMENT]
(4 VOTES) |
| | 3. | SHERIFF - ESTABLISH APPROPRIATIONS FOR FISCAL
YEAR 2019 HOMELAND SECURITY GRANT PROGRAM
URBAN AREA SECURITY INITIATIVE AND
OFF-HIGHWAY MOTOR VEHICLE RECREATION
PROGRAM
[FUNDING SOURCES: URBAN AREA SECURITY
INITIATIVE - SD LECC & SHERIFF: GRANT REVENUE
FROM THE U. S. DEPARTMENT OF HOMELAND
SECURITY PASSED THROUGH THE CITY OF SAN
DIEGO OFFICE OF HOMELAND SECURITY AND
EXISTING GENERAL-PURPOSE REVENUE IN THE
SHERIFF'S DEPARTMENT; OFF-HIGHWAY MOTOR
VEHICLE RECREATION (OHMVR): GRANT REVENUE
FROM THE CALIFORNIA DEPARTMENT OF PARKS AND
RECREATION AND EXISTING GENERAL PURPOSE
REVENUE IN THE SHERIFF'S DEPARTMENT]
(4 VOTES) |
| | 4. | SHERIFF - ACCEPTANCE OF DONATION FROM THE
SAN DIEGO HONORARY DEPUTY SHERIFF'S
ASSOCIATION |
| Health and
Human Services | 5. | RECEIVE UPDATE ON THE COVID-19 RESPONSE,
RATIFY ACTIONS AND ADOPT A RESOLUTION
WAIVING CERTAIN FEES, AND AUTHORIZE ANY
OTHER ACTION NECESSARY TO ADDRESS THE
COVID-19 PANDEMIC
[FUNDING SOURCES: ANTICIPATED TO BE A
COMBINATION OF FEDERAL AND STATE STIMULUS
REVENUE, INCLUDING CARES ACT FUNDING,
PROGRAM REVENUES, GENERAL PURPOSE
REVENUES, AND GENERAL FUND FUND BALANCE] |

6. AUTHORIZATION FOR AMENDMENT AND EXTENSION OF CRISIS STABILIZATION SERVICES CONTRACT WITH PALOMAR HEALTH IN NORTH INLAND REGION [FUNDING SOURCES: SHORT-DOYLE MEDICAL, MENTAL HEALTH SERVICES ACT (MHSA), AND REALIGNMENT]
7. NOTICED PUBLIC HEARING:
RECEIVE PLAN OF ONGOING SOLUTIONS TO ADDRESS HOMELESSNESS IN THE UNINCORPORATED COMMUNITIES OF SAN DIEGO COUNTY; REQUEST AUTHORIZATION TO EXPAND HOTEL AND MOTEL VOUCHER PROGRAM AND IMPLEMENT LOCAL RENTAL SUBSIDY PROGRAM; AND ADOPTION OF AN URGENCY ORDINANCE EXPANDING THE USE CLASSIFICATION OF EMERGENCY SHELTER AND PERMITTING SUCH ACTIVITIES ON ADDITIONAL PROPERTIES IN THE UNINCORPORATED AREA OF THE COUNTY OF SAN DIEGO
[FUNDING SOURCE: FEDERAL FUNDING FROM THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD), CONTINGENT UPON APPROVAL OF THE COUNTY OF SAN DIEGO FISCAL YEAR 2019-20 ANNUAL FUNDING PLAN AMENDMENT]
(4 VOTES)
8. PROPOSED CHANGE TO APPLICATION FOR HOMELESS HOUSING, ASSISTANCE AND PREVENTION PROGRAM GRANT FUNDS
[FUNDING SOURCE: STATE FUNDING FROM THE HOMELESS HOUSING, ASSISTANCE AND PREVENTION GRANT]
9. AUTHORIZATION TO EXTEND THE CONTRACT FOR PHYSICAL HEALTH SERVICES, MENTAL HEALTH MEDICATION SUPPORT AND CRISIS SERVICES, AND THE DEVELOPMENTAL SCREENING AND ENHANCEMENT PROGRAM FOR CHILD WELFARE SERVICES
[FUNDING SOURCES: SOCIAL SERVICES ADMINISTRATIVE REVENUES, SECURITIZED TOBACCO AND REALIGNMENT]
10. AUTHORIZE AGREEMENT RENEWAL BETWEEN THE CALIFORNIA DEPARTMENT OF SOCIAL SERVICES AND THE COUNTY OF SAN DIEGO FOR THE PROVISION AND RECEIPT OF LEGAL CONSULTATION AND LEGAL REPRESENTATION IN ADMINISTRATIVE ACTION APPEALS ASSOCIATED WITH THE RESOURCE FAMILY APPROVAL PROGRAM OF THE COUNTY

Financial and
General
Government

11. AUTHORIZE PROCUREMENT OF SINGLE SOURCE CONTRACT WITH iHEARTMEDIA FOR MEDIA SERVICES [FUNDING SOURCE: SOCIAL SERVICES ADMINISTRATIVE REVENUE AND REALIGNMENT]
12. NOTICED PUBLIC HEARING:
SET A HEARING FOR 06/23/2020:
GENERAL SERVICES - RAMONA INTERGENERATIONAL COMMUNITY CAMPUS - ACQUISITION OF APPROXIMATELY 7.86 ACRES OF UNIMPROVED LAND (ANTHONY C. RUSSELL TRUST) (05/19/2020 - SET HEARING; 06/23/2020 - HOLD HEARING)
[FUNDING SOURCE: GENERAL PURPOSE REVENUE]
13. NEIGHBORHOOD REINVESTMENT PROGRAM GRANTS (DISTRICT: 1)
[FUNDING SOURCE: GENERAL PURPOSE REVENUE]
14. ALLOCATION OF CARES ACT MONEY TO LOCAL CITIES
[FUNDING SOURCE: CARES ACT FUNDING]
(4 VOTES)
15. ELIMINATING JUVENILE JUSTICE FEES TO SUPPORT REHABILITATIVE GOALS FOR YOUTH AND FAMILIES
[FUNDING SOURCE: GENERAL PURPOSE REVENUE]
(4 VOTES)
16. NEIGHBORHOOD REINVESTMENT PROGRAM GRANTS (DISTRICT: 2)
[FUNDING SOURCE: GENERAL PURPOSE REVENUE]
17. LEVERAGING EXISTING COUNTY GRANT PROGRAMS TO HELP COMMUNITY-BASED ORGANIZATIONS ADAPT AND SUSTAIN THEIR COVID-19 RESPONSE EFFORTS
18. FISCAL YEAR 2019-20 THIRD QUARTER OPERATIONAL PLAN STATUS REPORT AND BUDGET ADJUSTMENTS
[FUNDING SOURCES: AVAILABLE PRIOR YEAR GENERAL FUND FUND BALANCE; OPERATING TRANSFERS IN FROM THE GENERAL FUND, PROPOSITION 172 FUND, FEDERAL AND STATE REVENUES, APCD FUND, PARKLAND DEDICATION FUND, AND MISCELLANEOUS REVENUES, WHICH ARE PARTIALLY OFFSET BY INCREASES IN IT ISF CHARGES FROM CLIENT DEPARTMENTS, FLEET ISF FUND BALANCE, CSA 69 FUND BALANCE, AND OPERATING TRANSFERS IN FROM THE PURCHASING ISF FUND AND THE LIBRARY FUND]
(4 VOTES)

19. CAPITAL IMPROVEMENT NEEDS ASSESSMENT - FISCAL YEARS 2020/21-2024/25 AND AMENDMENTS TO BOARD POLICY G-16
20. GENERAL SERVICES - APPROVAL OF THIRD AMENDMENT TO LEASE AGREEMENT FOR THE HEALTH AND HUMAN SERVICES AGENCY AT 1315 UNION PLAZA COURT, OCEANSIDE
[FUNDING SOURCES: FEDERAL AND STATE SOCIAL SERVICES ADMINISTRATIVE REVENUES AND REALIGNMENT]
21. GENERAL SERVICES - FIRST AMENDMENT TO PURCHASE AND SALE AGREEMENTS WITH CORNERSTONE COMMUNITIES AND CITY VENTURES - PROPERTY 1 AND PROPERTY 2 IN THE CITY OF SANTEE
22. GENERAL SERVICES - APPROVAL OF FIRST AMENDMENT TO LEASE FOR THE DEPARTMENT OF PUBLIC WORKS, 5252 KEARNY VILLA WAY, SAN DIEGO
[FUNDING SOURCES: STATE REVENUE FROM THE HIGHWAY USER TAX ACCOUNT AND AVAILABLE PRIOR YEAR ROAD FUND FUND BALANCE]
23. GENERAL SERVICES - ESTABLISH JOB ORDER CONTRACT CAPACITY AND AUTHORIZE THE DIRECTOR OF PURCHASING AND CONTRACTING TO ADVERTISE AND AWARD JOB ORDER CONTRACTS
24. GENERAL SERVICES - CONTINUATION OF EMERGENCY REPAIRS AT THE SOUTH BAY REGIONAL CENTER
[FUNDING SOURCE: CHARGES TO THE CLIENT DEPARTMENT AND POTENTIAL REIMBURSEMENT FROM THE STATE OF CALIFORNIA AS PART OF THE JOINT OCCUPANCY AGREEMENT FOR THE SITE]
(4 VOTES)
25. COMMUNICATIONS RECEIVED
26. CREATION OF THE LEON L. WILLIAMS SAN DIEGO COUNTY HUMAN RELATIONS COMMISSION
27. SUPPORT FOR STATE LEGISLATION SB-1090: COASTAL EROSION INSTALLATION OF SHORELINE PROTECTIVE DEVICES
28. RESPONDING TO THE COVID-19 CRISIS WITH A COMPREHENSIVE PLAN FOR CARES ACT FUNDING
(4 VOTES)

Communications Received

Financial and General Government

- Appointments 29. APPOINTMENTS: VARIOUS
- Closed Session 30. CLOSED SESSION
- Public Communication 31. PUBLIC COMMUNICATION

**1. SUBJECT: NOTICED PUBLIC HEARING:
SAN DIEGO COUNTY FIRE AUTHORITY - FIRE MITIGATION FEE
PROGRAM REVIEW COMMITTEE ANNUAL REPORT FISCAL
YEAR 2018-19 AND ORDINANCE AMENDMENT (DISTRICTS: ALL)**

OVERVIEW

On December 11, 1985 (11), the Board of Supervisors (Board) adopted the Fire Mitigation Fee (FMF) Ordinance. The ordinance created a program to collect and allocate funds to fire agencies in unincorporated areas of San Diego County for the provision of capital facilities and equipment to serve new development. Since fire agencies lack legal authority to impose mitigation fees directly, the County collects a fee from applicants when building permits are issued and distributes the funds to each of the fire agencies quarterly. The fire districts use these funds to purchase equipment that will serve new development. The fire districts cannot use the funds to offset shortages in their existing program budgets.

Oversight of the FMF Program is provided by the FMF Review Committee, which was created by the Board on September 24, 1986 (4-8). This includes reviewing the fire agencies' annual expense reports to ensure improvement projects were necessary to serve new development and making recommendations to the Board on adjustments in the mitigation fee amount. Fees can increase or decrease to keep pace with the actual costs of construction for fire and emergency medical services-related facilities in association with new development. This oversight requires two steps to be taken by the Board.

Today's proposed Board actions will authorize the receipt of the Fiscal Year 2018-19 report by the FMF Review Committee and approve the introduction of an ordinance to implement fee changes recommended by the committee. If today's request is approved, the Board will then consider adoption of the ordinance on June 2, 2020.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

On May 19, 2020:

1. Receive the report from the FMF Review Committee for Fiscal Year 2018-19, which shows that the participating fire agencies are in conformance with the County FMF Ordinance (Attachment A, on file with the Clerk of the Board).
2. Approve introduction, read title, and waive further reading of the following ordinance (Attachment B, on file with the Clerk of the Board) (first reading):
AN ORDINANCE AMENDING SECTION 810.309 OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES RELATING TO FIRE MITIGATION FEES.

If, on May 19, 2020 the Board takes the actions recommended above, then on June 2, 2020:

3. Find that the adoption of the proposed ordinance is exempt from the California Environmental Quality Act (CEQA), as specified under Section 15273(a) of CEQA Guidelines.

4. Consider and adopt the following ordinance (second reading):
AN ORDINANCE AMENDING SECTION 810.309 OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES RELATING TO FIRE MITIGATION FEES.

FISCAL IMPACT

There is no fiscal impact associated with this request. During Fiscal Year 2018-19 the Fire Mitigation Fee (FMF) Program, which is managed by the County, collected \$2,114,736.34 in revenue and distributed the funds among local fire agencies on a quarterly basis. There will be no change in net General Fund cost and no additional staff years will be required.

BUSINESS IMPACT STATEMENT

The proposed Fire Mitigation Fee (FMF) increases in today's action will increase the fee ceiling from 58 cents to 75 cents per square foot for general buildings. There will be no change in the fee ceiling for agricultural buildings (with or without fire sprinklers) or poultry houses and greenhouses.

ACTION:

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

2. **SUBJECT: SHERIFF - ESTABLISH APPROPRIATIONS FOR FISCAL YEAR 2020 DOMESTIC CANNABIS ERADICATION/SUPPRESSION PROGRAM (DISTRICTS: ALL)**

OVERVIEW

The Domestic Cannabis Eradication/Suppression Program (DCE/SP) is the only nationwide law enforcement program that exclusively targets drug trafficking organizations involved in cannabis cultivation and that funds eradication enforcement activities throughout the nation. On September 29, 2015 (2), the Board of Supervisors authorized the Sheriff to execute the annual revenue contract with the U. S. Department of Justice (DOJ) Drug Enforcement Administration (DEA) and annual Memorandum of Agreement with participating local government and law enforcement agencies for the DCE/SP. On July 19, 2016 (4), the Board of Supervisors authorized the Sheriff to apply for and accept DCE/SP funding from DOJ DEA, and to execute all revenue and revenue-related documents in subsequent years for as long as no material changes to the program terms and funding levels. On December 15, 2019, the Sheriff's Department was awarded \$323,000 in DCE/SP grant funds for the project period October 1, 2019 through September 30, 2020. This is a request to authorize the Sheriff to establish appropriations of 67,840 in Fiscal Year 2019-20 for activities supported by the DCE/SP grant.

RECOMMENDATION(S)

SHERIFF

1. Waive Board Policy B-29, Fees, Grants, Revenue Contracts - Department Responsibility for Cost Recovery, which requires full cost recovery for grants, as these grant programs do not recover full cost.

2. Establish appropriations of \$67,840 in the Sheriff's Department for Salaries & Benefits (\$50,500), and Services & Supplies (\$17,340) based on unanticipated revenue from the U. S. Department of Justice Drug Enforcement Administration 2020 Domestic Cannabis Eradication/Suppression Program. (4 VOTES)

FISCAL IMPACT

The request to establish appropriation will result in current year estimated costs of \$82,714 and revenue of \$67,840. The revenue recovers Sheriff's Department direct costs but does not reimburse all costs associated with administrative overhead and support estimated at \$14,874. The funding sources are grant revenue from the U.S. Department of Justice Drug Enforcement Administration (\$67,840) and existing General Purpose Revenue (\$14,874) in the Sheriff's Department. 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 Jacob, seconded by Supervisor Gaspar, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

3. **SUBJECT: SHERIFF - ESTABLISH APPROPRIATIONS FOR FISCAL YEAR 2019 HOMELAND SECURITY GRANT PROGRAM URBAN AREA SECURITY INITIATIVE AND OFF-HIGHWAY MOTOR VEHICLE RECREATION PROGRAM (DISTRICTS: ALL)**

OVERVIEW

The Sheriff Department's ability to provide the highest quality public safety services is enhanced by the receipt of funding from the U. S. Department of Homeland Security's (DHS) Homeland Security Grant Program (HSGP) and Off-Highway Motor Vehicle Recreation (OHMVR) program.

The HSGPs fund a range of critical preparedness activities, including planning, organization, equipment purchase, training, exercises, and management and administration across all core capabilities and mission areas. These grant programs include the State Homeland Security Program (SHSP), Urban Area Security Initiative (UASI), and Operation Stonegarden (OPSG). On August 7, 2012 (4), the Board of Supervisors authorized the Sheriff to apply for and accept HSGP funds on behalf of the San Diego Law Enforcement Coordination Center (SD LECC) in future years if there are no material changes to the grant terms and funding levels. On February 14, 2017 (1), the Board of Supervisors authorized the Sheriff, or designee, to apply for and accept HSGP grant funds in subsequent years, and to review and execute all required HSGP grant and grant-related documents.

This is a request to establish appropriations of \$2,051,032 (SD LECC \$1,786,107; Sheriff \$264,925) for the Fiscal Year 2019 HSGP UASI for the project period September 1, 2019 to December 31, 2021.

On July 12, 2011 (3), the Board of Supervisors authorized the Sheriff's Department to apply for and accept grant funding in subsequent years from the California Department of Parks and Recreation. On October 10, 2017 (1), the Board of Supervisors authorized the Sheriff, or designee, to review and execute all required Off-Highway Motor Vehicle Recreation (OHMVR) grant and grant-related documents in subsequent years. This is a request to establish appropriations of \$80,701 for the OHMVR program for the project period October 1, 2019 through September 30, 2020. There is a minimum 25 percent match (\$29,265), which will be met through in-kind time and services provided by the Sheriff's Off-Road Enforcement Team Reserve Deputies and other Sheriff's staff.

RECOMMENDATION(S)

SHERIFF

1. Waive Board Policy B-29, Fees, Grants, Revenue Contracts - Department Responsibility for Cost Recovery, which requires full cost recovery for grants, as these grant programs do not recover full cost.
2. Establish appropriations of \$1,786,107 in the Sheriff's Department on behalf of the San Diego Law Enforcement Coordination Center, Services & Supplies, based on unanticipated revenue from the U. S. Department of Homeland Security, passed through the City of San Diego Office of Homeland Security, under the Fiscal Year 2019 Homeland Security Grant Program, Urban Area Security Initiative. **(4 VOTES)**
3. Establish appropriations of \$264,925 in the Sheriff's Department, Services & Supplies, based on unanticipated revenue from the U. S. Department of Homeland Security, passed through the City of San Diego Office of Homeland Security, under the Fiscal Year 2019 Homeland Security Grant Program, Urban Area Security Initiative. **(4 VOTES)**
4. Establish appropriations of \$80,701 in the Sheriff's Department, Salaries & Benefits (\$63,951), and Services & Supplies (\$16,750), based on unanticipated revenue from the California Department of Parks & Recreation under the Fiscal Year 2019 Off-Highway Motor Vehicle Recreation Program. **(4 VOTES)**

FISCAL IMPACT

Urban Area Security Initiative - SD LECC & Sheriff

Funds for this request are partially included in the Fiscal Year 2019-2020 Operational Plan for the Sheriff's Department. If approved, this request will result in current year estimated costs of \$2,062,505 and revenue of \$2,051,032 (\$1,786,107 SD LECC; \$264,925 Sheriff) for Fiscal Year 2019-20. The funding sources are grant revenue from the U. S. Department of Homeland Security passed through the City of San Diego Office of Homeland Security (\$2,051,032) and existing General-Purpose Revenue (\$11,473) in the Sheriff's Department. The grant revenue recovers Sheriff's Department direct costs but does not reimburse all costs associated with administrative overhead and support estimated at \$11,473. There will be no change in net General Fund cost and no additional staff years.

Off-Highway Motor Vehicle Recreation (OHMVR)

Funds for this request are partially included in the Fiscal Year 2019-2020 Operational Plan for the Sheriff's Department. If approved, this request will result in current year estimated costs of \$99,468 and revenue of \$80,701 for Fiscal Year 2019-20. The funding sources are grant revenue from the California Department of Parks and Recreation (\$80,701) and existing General Purpose Revenue (\$18,767) in the Sheriff's Department. The grant revenue recovers Sheriff's Department direct costs but does not reimburse all costs associated with administrative overhead and support estimated at \$18,767. 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 Jacob, seconded by Supervisor Gaspar, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

4. SUBJECT: SHERIFF - ACCEPTANCE OF DONATION FROM THE SAN DIEGO HONORARY DEPUTY SHERIFF'S ASSOCIATION (DISTRICTS: ALL)

OVERVIEW

County of San Diego Administrative Code Article III, Section 66 Acceptance of Gifts and Board of Supervisors Policy A-112, Acceptance and Use of Gifts and Donations, permit the acceptance of gifts and donations by the administrative heads of each department in the County, subject to approval by the Board of Supervisors.

The San Diego Honorary Deputy Sheriff's Association (HDSA) is a group of local business and community leaders with a long history of providing support to the San Diego Sheriff's Department. This is a request to approve the acceptance of a donation of 35 dog kennels valued at \$53,444 to the Sheriff's Canine Unit from the HDSA.

RECOMMENDATION(S)

SHERIFF

1. 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 donation of 35 dog kennels valued at \$53,444 from the San Diego Honorary Deputy Sheriff's Association.
2. Authorize the Chair of the Board of Supervisors to sign a letter of appreciation on behalf of the Board of Supervisors and the County of San Diego to the San Diego Honorary Deputy Sheriff's Association.

FISCAL IMPACT

There is no fiscal impact associated with today's request to accept a donation of \$53,444 from the San Diego Honorary Deputy Sheriff's Association. 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 Jacob, seconded by Supervisor Gaspar, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

5. **SUBJECT: RECEIVE UPDATE ON THE COVID-19 RESPONSE, RATIFY ACTIONS AND ADOPT A RESOLUTION WAIVING CERTAIN FEES, AND AUTHORIZE ANY OTHER ACTION NECESSARY TO ADDRESS THE COVID-19 PANDEMIC (DISTRICTS: ALL)**

OVERVIEW

A novel coronavirus (COVID-19) was detected in Wuhan City, Hubei Province in China in December 2019. Since then, the virus has rapidly spread across the globe, resulting in the World Health Organization (WHO) declaring COVID-19 a pandemic on March 11, 2020.

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

The County continues to make significant efforts to slow the spread of COVID-19. Today's action requests the Board of Supervisors (Board) receive an update on the local COVID-19 response. It is also recommended that the Board take any other action necessary to address the COVID-19 pandemic emergency response and adopt a fee waiver to support restaurants or related businesses that desire to renovate and remove barriers for operations and to entry for new businesses due to COVID-19. Today's proposed actions support the County's *Live Well San Diego* vision by protecting the health of residents against the COVID-19 pandemic.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Receive update on the COVID-19 response.
2. Ratify all actions taken by the Chief Administrative Officer, Public Health Officer, Director, Department of Purchasing and Contracting and Director, Department of General Services in response to the local health emergency and local emergency.
3. Adopt a CARES Act Allocation and Reporting Framework.
4. Adopt a Resolution entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO RATIFYING AND AUTHORIZING THE WAIVER OF FEES FOR BUILDING PERMITS AND PLAN CHECK SERVICES AS DIRECTED ON MAY 5, 2020 (Attachment A).

5. Take any other action necessary to address the COVID-19 pandemic emergency response.
6. Support the Public Health Officer's submittal of an Attestation to support accelerated movement into Stage 2, and authorize the Chairman of the Board of Supervisors to submit a letter to the State supporting the Attestation.
7. Support the Public Health Officer's submittal of a request for the State to approve a pilot program authorizing the County to allow particular Stage 3 businesses to open with significant limitations, and authorize the Chairman of the Board of Supervisors to submit a letter to the State supporting the pilot program.

FISCAL IMPACT

Fiscal Year 2019-20 estimated costs of response efforts associated with the COVID-19 emergency response including public health and medical services, testing, surveillance, temporary housing assistance, sanitation, food distribution services and related costs are estimated to be approximately \$100 million. This number could grow as response efforts expand. The funding source is anticipated to be a combination of federal and State stimulus revenue, including CARES Act funding, program revenues, General Purpose Revenues, and General Fund fund balance.

BUSINESS IMPACT STATEMENT

This action will help support individuals, families and small businesses impacted by COVID-19.

ACTION 5.1:

Noting for the record that an Errata sheet was submitted; ON MOTION of Supervisor Cox, seconded by Supervisor Jacob, the Board of Supervisors took action as recommended, adopting the following:

1. Received update on the COVID-19 response.
2. Ratified all actions taken by the Chief Administrative Officer, Public Health Officer, Director, Department of Purchasing and Contracting and Director, Department of General Services in response to the local health emergency and local emergency.
3. Adopted Resolution No. 20-052 entitled A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO RATIFYING AND AUTHORIZING THE WAIVER OF FEES FOR BUILDING PERMITS AND PLAN CHECK SERVICES AS DIRECTED ON MAY 5, 2020 (Attachment A).
4. Took action necessary to address the COVID-19 pandemic emergency response.
5. Supported the Public Health Officer's submittal of an Attestation to support accelerated movement into Stage 2, and authorized the Chairman of the Board of Supervisors to submit a letter to the State supporting the Attestation.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

ACTION 5.2:

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

6. Supported the Public Health Officer's submittal of a request for the State to approve a pilot program authorizing the County to allow particular Stage 3 businesses to open with significant limitations, and authorized the Chairman of the Board of Supervisors to submit a letter to the State supporting the pilot program.

AYES: Cox, Jacob, Gaspar, Desmond

NOES: Fletcher

6. SUBJECT: AUTHORIZATION FOR AMENDMENT AND EXTENSION OF CRISIS STABILIZATION SERVICES CONTRACT WITH PALOMAR HEALTH IN NORTH INLAND REGION (DISTRICTS: ALL)

OVERVIEW

In response to community need, the San Diego County Board of Supervisors (Board) has taken several actions to enhance, expand, and innovate the array of behavioral health programs and services in the region, broadly referred to as the Behavioral Health Continuum of Care (Continuum). These actions have brought together justice partners, hospitals, community health centers, community-based providers, and other stakeholders to create system-wide changes to ensure people have access to behavioral health services to meet their immediate needs and support their long-term recovery. These actions also include immediate and long-term recommendations and strategies for addressing a potentially significant loss of future services for people in psychiatric crisis, resulting from inpatient behavioral health units closing at local hospitals.

As the impact of the current COVID-19 pandemic continues to be evaluated, the County of San Diego Health and Human Services Agency, Behavioral Health Services remains committed to maintaining continuity of critical services to the most vulnerable individuals and families within our community, while advancing the efforts of the Continuum. Previous population-wide natural disasters and economic downturns have shown that behavioral health needs increase dramatically in the months and years following, and this is expected with COVID-19 and the related economic crisis.

One immediate priority of the Continuum is the enhancement of hospital-based crisis stabilization services in North San Diego County. Hospital-based crisis stabilization units (CSUs) provide emergency psychiatric services within a hospital's emergency or urgent care unit to individuals who are experiencing a psychiatric crisis to stabilize them and connect them to ongoing services that meet their individual needs. Services must last less than 24 hours and include crisis intervention, ongoing assessment and stabilization, medication administration, consultation with family and outpatient providers, and linkage and/or referral to follow-up community-based services and resources. Hospital-based crisis stabilization services reduce unnecessary hospitalizations by diverting individuals from emergency departments and inpatient care, whenever possible, stabilizing them and connecting them to community-based behavioral health services for ongoing care.

With the suspension and then closure of inpatient psychiatric beds and a CSU at Tri-City Medical Center, Palomar Health in Escondido currently operates the only inpatient psychiatric service and the only CSU in North San Diego County. Due to a shortage of placement availability in Palomar Health's behavioral health unit (BHU), which provides adult inpatient psychiatric services, patients are staying longer in the CSU and impacting other services. In June 25, 2019 (4) the Board approved the expansion of crisis stabilization services at Palomar, including adding additional patient recliners. Today's recommended action seeks to address this need to enhance crisis stabilization services in the North San Diego County by authorizing the Director of the Department of Purchasing and Contracting to negotiate an amendment to, and upon successful negotiations, amend an existing contract with Palomar Health to expand hospital-based crisis stabilization services from 8 to 16 patient recliners and to include a one-time payment of \$1 million to Palomar Health to be applied toward ongoing equipment and facility costs of the new hospital-based crisis stabilization unit, adjacent to the Palomar Medical Center Escondido in the North Inland Region of San Diego County.

Expansion of this critical service supports increased access for individuals who are experiencing psychiatric crisis in the North Regions of San Diego County. This is in alignment with the County's *Live Well San Diego* vision for a region where all residents have the opportunity to build better health, live safely, and thrive.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

In accordance with Board Policy A-87, Competitive Procurement, and Administrative Code Section 401, authorize the Director, Department of Purchasing and Contracting to negotiate an amendment to, and upon successful negotiations, amend contract 553873 with Palomar Health to extend the contract term through June 30, 2027, as needed, subject to the availability of funds; and to amend the contract as required in order to reflect changes to services and funding allocations, subject to the approval of the Director, Health and Human Services Agency.

FISCAL IMPACT

Funds for the one-time payment to Palomar Health are included in the Fiscal Year 2019-21 Operational Plan in the Health and Human Services Agency. If approved, this request will result in one-time costs and revenues of approximately \$1 million anticipated in Fiscal Year 2019-20. The funding source is Realignment. If approved, it is anticipated that all 16 recliners will be available beginning January 1, 2021, resulting in additional ongoing costs and revenues of approximately \$1.6 million beginning in Fiscal Year 2020-21 and \$3.0 million in Fiscal Year 2021-22. Appropriations for Fiscal Year 2020-21 will be requested as part of the Fiscal Year 2020-22 CAO Recommended Operational Plan as needed. The funding sources are Short-Doyle Medi-Cal, Mental Health Services Act (MHSA), and Realignment. It is anticipated that upon full implementation of these services, federal revenue will be optimized and efficiencies in other service delivery areas, including reductions in inpatient and psychiatric care, will be realized. There will be no change in net County General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

7. **SUBJECT: NOTICED PUBLIC HEARING:
RECEIVE PLAN OF ONGOING SOLUTIONS TO ADDRESS HOMELESSNESS IN THE UNINCORPORATED COMMUNITIES OF SAN DIEGO COUNTY; REQUEST AUTHORIZATION TO EXPAND HOTEL AND MOTEL VOUCHER PROGRAM AND IMPLEMENT LOCAL RENTAL SUBSIDY PROGRAM; AND ADOPTION OF AN URGENCY ORDINANCE EXPANDING THE USE CLASSIFICATION OF EMERGENCY SHELTER AND PERMITTING SUCH ACTIVITIES ON ADDITIONAL PROPERTIES IN THE UNINCORPORATED AREA OF THE COUNTY OF SAN DIEGO (DISTRICTS: 1, 2, 3, 5)**

OVERVIEW

On January 28, 2020 (6), at the direction of Supervisors Jacob and Desmond, the County Board of Supervisors (Board) directed that necessary steps be taken for immediate, short-term and long-term solutions to address the homeless situation in the unincorporated areas of the County, including identifying sites and properties that could be acquired for emergency, temporary and permanent housing. The Board also directed that County regulations be reviewed to propose strengthening of those regulations to address sleeping in public areas and explore the feasibility of expanding the Homeless Court program.

Also, on February 25, 2020 (10) the Board received an update on the immediate and short-term solutions and further directed staff to return to the Board with a recommended plan to secure and fund housing with supportive services and enter into agreements with local cities adjacent to the unincorporated parts of San Diego County for solutions for individuals experiencing homelessness.

Today's item provides an update on the variety of efforts authorized by your Board. This includes the identification of sites and properties that could be acquired for emergency, temporary and permanent housing; potential solutions for emergency, temporary and permanent supportive services; regulations that address sleeping in public areas; and the feasibility of expanding the Homeless Court program.

Additionally, it is requested that your Board adopt an urgency ordinance entitled, An Urgency Ordinance Expanding The Use Classification of Emergency Shelter And Permitting Such Activities On Additional Properties In The Unincorporated Area Of The County Of San Diego To Take Effect Immediately, in order to expedite these efforts and pursue a permanent ordinance in support of efforts to address homelessness in the unincorporated areas of San Diego County.

RECOMMENDATION(S)
CHIEF ADMINISTRATIVE OFFICER

1. Find the following:
 - a. That the actions in Recommendation 3 are exempt from CEQA review pursuant to CEQA Guidelines sections 15061(b)(3) and 15269(c);
 - b. That the actions in Recommendation 5 are exempt from CEQA review pursuant to CEQA Guidelines sections 15301, 15303 and 15311; and
 - c. That the remainder of the recommendations below are exempt from CEQA review pursuant to CEQA Guidelines section 15061(b)(3).
2. Receive the recommended plan on addressing homelessness and supportive services for persons experiencing homelessness in the unincorporated areas of San Diego County.
3. Adopt an Ordinance entitled: AN URGENCY ORDINANCE EXPANDING THE USE CLASSIFICATION OF EMERGENCY SHELTER AND PERMITTING SUCH ACTIVITIES ON ADDITIONAL PROPERTIES IN THE UNINCORPORATED AREA OF THE COUNTY OF SAN DIEGO TO TAKE EFFECT IMMEDIATELY.
(4 VOTES)
4. Authorize the Chief Administrative Officer to pursue permanent amendments and return within 180 days with amendments to the Zoning Ordinance to allow:
 - a. A broader definition of the county-owned-and-operated facilities exemption in Section 1006 to include County owned or operated facilities, and County facilities that are leased or contracted by a third party to provide a public purpose, which would include emergency shelters and other health or social service facilities (and including a non-exclusive list of examples of such facilities) owned, operated, or financed by the County;
 - b. Expansion of the definition of “Emergency Shelter” to include safe parking, safe camping, safe storage, and day shelter activity;
 - c. Authorize use of properties leased from the State of California located in the unincorporated area of the County for emergency shelter;
 - d. A broader definition of the county-owned-and-operated facilities exemption in Section 1006 to include transitional and permanent supportive housing owned, operated, or financed in whole or in part by the County.
5. In accordance with Board Policy A-87, Competitive Procurement, and Administrative Code Section 401, authorize the Director, Department of Purchasing and Contracting to issue solicitations by any lawful method and, upon successful negotiations and determination of fair and reasonable price, award a contract or contracts, and amend existing contracts, for services and supplies associated with implementation of one or more temporary storage and service facilities to serve persons experiencing homelessness in the unincorporated areas of San Diego County.

6. Direct and authorize the Chief Administrative Officer to expand the capacity of the Fiscal Year 2020-2021 Hotel/Motel Voucher program to serve no more than 350 persons experiencing homelessness, contingent on availability of funding.
7. Direct and authorize the Chief Administrative Officer to:
 - a. Implement a local rental subsidy program to provide up to 2 years of rental assistance and case management services for up to 350 persons transitioning out of County emergency shelter programs including the Hotel/Motel Voucher program, contingent on availability of funding.
 - b. In accordance with Board Policy A-87, Competitive Procurement, and Administrative Code Section 401, authorize the Director, Department of Purchasing and Contracting to issue solicitations by any lawful method and, upon successful negotiations and determination of fair and reasonable price, award a contract or contracts, and amend existing contracts, for services and supplies associated with implementation of a case management and housing navigation contract for up to 350 persons in the local rental subsidy program.
8. Authorize the Chief Administrative Officer to develop proposed ordinances intended to minimize the impacts associated with homelessness on park and recreation users and facilities and return to the Board for consideration.

FISCAL IMPACT

There is no fiscal impact associated with recommendations 1-4 and recommendation 8. If approved, recommendations 5-7 will result in estimated one-time costs and revenues of \$71,000 in Fiscal Year 2019-20 to prepare the facility that has been identified for the first storage and service site. In Fiscal Year 2020-21, these requests will result in estimated costs up to \$23,740,000, including \$740,000 for the operational cost of the identified storage and service site, \$15,400,000 for the expansion of the County's Hotel/Motel Voucher program, and \$7,600,000 for establishing a local rental subsidy program with case management services.

Funds for the one-time costs are included in the Fiscal Year 2019-20 Operational Plan. The funding source is federal funding from the Department of Housing and Urban Development (HUD), contingent upon approval of the County of San Diego Fiscal Year 2019-20 Annual Funding Plan amendment. Appropriations for Fiscal Year 2020-21 will be included in the Fiscal Year 2020-21 CAO Recommended Operational Plan. The funding sources that potentially could be applied are federal HUD funds, HOME Investment Partnerships (HOME), Homeless Housing Assistance Program (HHAP), Coronavirus Aid, Relief and Economic Security Act (CARES) funds, Federal Emergency Management Agency (FEMA) funds, and General Fund fund balance. The amount of General Fund fund balance required will be dependent on the federal/State funding leveraged and the actual levels and types of housing reached. The amount required to complete today's recommended actions will be referred to budget. Funding sources to support the long-term sustainability of the programs have yet to be identified. HHSA will continue to look for ongoing revenue and funding solutions. There will be no additional staff years with approval of the recommended actions.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

Noting for the record that an Errata sheet was submitted that amended the proposed ordinance; ON MOTION of Supervisor Jacob, seconded by Supervisor Desmond, the Board of Supervisors closed the Hearing and took action as recommended, amending Recommendation 4b to read: Expansion of the definition of “Emergency Shelter” to include safe parking, safe camping, safe storage, and day shelter activity, limited to areas with the highest concentration of homeless persons, and adopting the amended Ordinance No. 10668 (N.S.) entitled: AN URGENCY ORDINANCE EXPANDING THE USE CLASSIFICATION OF EMERGENCY SHELTER AND PERMITTING SUCH ACTIVITIES ON ADDITIONAL PROPERTIES IN THE UNINCORPORATED AREA OF THE COUNTY OF SAN DIEGO TO TAKE EFFECT IMMEDIATELY.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

8. SUBJECT: PROPOSED CHANGE TO APPLICATION FOR HOMELESS HOUSING, ASSISTANCE AND PREVENTION PROGRAM GRANT FUNDS (DISTRICTS: ALL)

OVERVIEW

On July 31, 2019, the Governor signed California Assembly Bill 101, authorizing the establishment of the Homeless Housing, Assistance and Prevention (HHAP) program grant, which made \$650 million available statewide for a range of purposes to address California’s homeless crisis, including emergency shelters, navigation centers, rental assistance, operating subsidies, and other innovative housing solutions and services. On February 11, 2020 (8), the San Diego County Board of Supervisors (Board) authorized the County of San Diego (County), Health and Human Services Agency to apply for and accept HHAP funds. The County was successful in its application and received \$9,996,652. Additionally, the City of San Diego received \$22,491,840 in HHAP funds and the Regional Taskforce on the Homeless received \$10,790,528 in HHAP funds.

Since the award, the onset of the COVID-19 pandemic has changed the landscape of need. Accordingly, the State of California (State) notified the County that HHAP funds could also be used to address needs that have been caused by COVID-19. As a result of the State’s notification, and due to the unforeseen impact of the COVID-19 pandemic, the County has reassessed the proposed use of HHAP funds.

Today’s action requests the Board to consider the submission of a change request to the State to broaden the use of funds within each of the eligible uses, which may include rental assistance for eligible homeless in the unincorporated areas of the county, as well as the services and housing for youth that were in the original application. This item aligns with the County’s *Live Well San Diego* vision by creating an opportunity to further address the housing and service needs of people experiencing homelessness throughout the county.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

Direct the Agency Director, or designee, Health and Human Services Agency, to submit, pursuant to the State of California’s Homeless Coordinating and Financing Council’s change process, an application change to include all eligible uses, such as rental assistance for eligible homeless in the unincorporated areas of the county as well as services and housing for homeless youth.

FISCAL IMPACT

Funds for this request are not included in the Fiscal Year 2019-21 Operational Plan in the Health and Human Services Agency (HHS). If approved, this request will result in costs and revenue of \$7,000,000 in Fiscal Year 2020-21, which includes approximately \$4,000,000 in related expenses for the Local Rental Subsidy Program, subject to the San Diego County Board of Supervisors’ approval, and approximately \$3,000,000 for the first year of eligible services for homeless youth. In Fiscal Year 2021-22, another \$3,000,000 in costs and revenue will result for the second year of services for homeless youth. Appropriations for Fiscal Year 2021-22 will be requested as part of the Fiscal Year 2020-22 CAO Recommended Operational Plan. The funding source is State funding from the Homeless Housing, Assistance and Prevention grant. 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 Jacob, seconded by Supervisor Gaspar, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

9. **SUBJECT: AUTHORIZATION TO EXTEND THE CONTRACT FOR PHYSICAL HEALTH SERVICES, MENTAL HEALTH MEDICATION SUPPORT AND CRISIS SERVICES, AND THE DEVELOPMENTAL SCREENING AND ENHANCEMENT PROGRAM FOR CHILD WELFARE SERVICES (DISTRICTS: ALL)**

OVERVIEW

The A.B. and Jessie Polinsky Children’s Center (PCC) is a 10-Day Temporary Shelter Care Facility under the administration of the County of San Diego (County) Health and Human Services Agency, Child Welfare Services. PCC provides various services to children ages zero through seventeen years of age who are removed from their home when they can no longer safely remain with their family of origin due to abuse, neglect, sexual exploitation, or abandonment.

Under the current contract, as part of the physical health services component, children admitted to PCC receive an initial medical assessment and ongoing health services while in residence. Mental health medication support and crisis services are also provided to the residents at PCC.

The Developmental Screening and Enhancement Program (DSEP) provides developmental and behavioral screening of children zero to six years of age placed at PCC, as well as children placed directly with resource families. On March 26, 2019 (7), the San Diego County Board of Supervisors (Board) authorized the separation of the physical health, mental health, medication support, and crisis services contract and the DSEP contract into two stand-alone contracts to allow a potentially wider range of organizations to competitively apply.

The current contract, which includes both physical health services and the DSEP, was set to expire on December 31, 2019. However, a two-month extension was granted to support the continued work and efforts to safeguard a fair Request for Proposal (RFP) process, extending the contract to February 29, 2020.

On February 11, 2020 (9), the Board authorized a four-month extension to ensure a smooth transition and avoid a disruption of services as active efforts continued to redesign services and separate the programs into two distinct contracts. The current contract will expire on June 30, 2020. Authorization is requested today to extend the current contract for six months due to unforeseen circumstances, as a result of the COVID-19 pandemic, that have impacted a timely RFP process completion and seamless transition of services. This request supports the County's *Live Well San Diego* vision by supporting services that build better health, keep children safe and protected from abuse, and help them thrive through early intervention services.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

In accordance with Board Policy A-87, Competitive Procurement, and Administrative Code Section 401, authorize the Director, Department of Purchasing and Contracting, subject to successful negotiations and a determination of a fair and reasonable price, to amend Contract 549229 with Rady Children's Hospital-San Diego to extend the contract term through December 31, 2020 subject to the availability of funds; and to amend the contract to reflect changes to services and funding allocations, subject to the approval of the Agency Director, Health and Human Services Agency.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year 2019-21 Operational Plan in the Health and Human Services Agency. If approved, this request will result in no change in costs and revenue in Fiscal Year 2019-20 and costs and revenue of approximately \$3,400,000 in Fiscal Year 2020-21. The funding sources are Social Services Administrative Revenues, Securitized Tobacco and Realignment. 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 Jacob, seconded by Supervisor Gaspar, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

10. SUBJECT: AUTHORIZE AGREEMENT RENEWAL BETWEEN THE CALIFORNIA DEPARTMENT OF SOCIAL SERVICES AND THE COUNTY OF SAN DIEGO FOR THE PROVISION AND RECEIPT OF LEGAL CONSULTATION AND LEGAL REPRESENTATION IN ADMINISTRATIVE ACTION APPEALS ASSOCIATED WITH THE RESOURCE FAMILY APPROVAL PROGRAM OF THE COUNTY (DISTRICTS: ALL)

OVERVIEW

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

On December 5, 2017 (6), the Board of Supervisors authorized the Agency Director, Health and Human Services Agency and the County Counsel to enter into and sign Agreement 16-5042 with the California Department of Social Services (CDSS). This agreement permitted legal representation in administrative action appeals associated with the RFA for the period of January 1, 2017 through June 30, 2019. This agreement expired and a new agreement is required for the period of July 1, 2019 through June 30, 2021. There has been no disruption in the provision of legal services from the CDSS and the CDSS continues to provide these legal services while a new agreement titled Agreement 19-5062 is in process.

The purpose of Agreement 19-5062 is to outline the terms and conditions for the CDSS Legal Division to act as the sole legal representative on behalf of the County of San Diego Health and Human Services Agency, Child Welfare Services (CWS) and the San Diego County Probation Department (Probation) for all matters related to appeals of an RFA denial or rescission.

Today's action requests authorization for CWS and Probation to receive legal representation from the CDSS Legal Division on all RFA related appeals for the period of July 1, 2019 through June 30, 2021. Agreement 19-5062 will improve outcomes for children and youth and advance the County's *Live Well San Diego* vision by furthering efforts to provide accelerated permanency to children and youth interacting with child welfare and juvenile justice systems.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Authorize the Agency Director, Health and Human Services Agency, and the County Counsel, or designees to enter into and sign Agreement 19-5062 with the California Department of Social Services for the provision and receipt of legal representation for the period of July 1, 2019 through June 30, 2021, and to execute any subsequent amendments thereto.

2. **Adopt a resolution entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO RELATING TO AGREEMENT 19-5062 BETWEEN THE CALIFORNIA DEPARTMENT OF SOCIAL SERVICES AND THE COUNTY OF SAN DIEGO FOR THE PROVISION AND RECEIPT OF LEGAL CONSULTATION AND LEGAL REPRESENTATION IN ADMINISTRATIVE ACTION APPEALS ASSOCIATED WITH THE RESOURCE FAMILY APPROVAL PROGRAM OF THE COUNTY.**

FISCAL IMPACT

There is no fiscal impact associated with Agreement 19-5062 for the CDSS to provide legal consultation and legal representation to the County regarding the RFA appeals. There will be no change in the net General Fund costs and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

ON MOTION of Supervisor Jacob, seconded by Supervisor Gaspar, the Board of Supervisors took action as recommended, on Consent, adopting Resolution No. 20-053 entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO RELATING TO AGREEMENT 19-5062 BETWEEN THE CALIFORNIA DEPARTMENT OF SOCIAL SERVICES AND THE COUNTY OF SAN DIEGO FOR THE PROVISION AND RECEIPT OF LEGAL CONSULTATION AND LEGAL REPRESENTATION IN ADMINISTRATIVE ACTION APPEALS ASSOCIATED WITH THE RESOURCE FAMILY APPROVAL PROGRAM OF THE COUNTY.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

11. **SUBJECT: AUTHORIZE PROCUREMENT OF SINGLE SOURCE CONTRACT WITH iHEARTMEDIA FOR MEDIA SERVICES (DISTRICTS: ALL)**

OVERVIEW

The San Diego County Board of Supervisors (Board) has demonstrated a long-standing commitment in supporting efforts to prevent and respond to child abuse and neglect as well as strengthening families. On August 4, 2015 (6), the Board authorized and approved the procurement of a single source contract for media services with iHeartMedia. This partnership has allowed the Health and Human Services Agency (HHS), Child Welfare Services (CWS) to increase awareness and encourage action in support of child abuse prevention and family strengthening initiatives.

CWS has since expanded collaborations with iHeartMedia to include provision of a broad array of countywide bilingual advertising activities. These activities address current HHSA and CWS priorities and initiatives related to strengthening families and child abuse prevention and awareness through commercials, news alerts, public service announcements, and social media posts. iHeartMedia is an established global media company specializing in radio, digital, mobile, social, and on-demand advertising. iHeartMedia has the unique ability to leverage multiple media platforms, infrastructure and relationships to connect with diverse and targeted audiences, providing mass reach. iHeartMedia supports, and is familiar with, HHSA and CWS initiatives and has provided a variety of public service media advertising tailored to HHSA and CWS priorities throughout the past five years.

The current contract expires on June 30, 2020. If approved, today's action will authorize the Director of Purchasing and Contracting to enter into negotiations, on behalf of HHSA and CWS, with iHeartMedia for media services to help increase public awareness and promote HHSA and CWS priorities and initiatives. This action supports the County of San Diego's *Live Well San Diego* vision by promoting public awareness of child safety, child and family well-being, and family strengthening resources to ensure that children and families are healthy, safe, and thriving.

**RECOMMENDATION(S)
CHIEF ADMINISTRATIVE OFFICER**

In accordance with Board Policy A-87, Competitive Procurement, authorize the Director, Department of Purchasing and Contracting to enter into negotiations with iHeartMedia and subject to successful negotiations and determination of a fair and reasonable price, to award a contract for media services to promote Health and Human Services Agency and Child Welfare Services initiatives for up to one year and up to four option years and up to an additional six months if needed, and to amend the contract as needed to reflect changes to requirements and funding, subject to the availability of funds and subject to approval of the Agency Director, Health and Human Services Agency.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year 2019-21 Operational Plan in the Health and Human Services Agency. If approved, this request will result in no change in costs and revenue in Fiscal Year 2019-20 and costs and revenue up to \$553,000 in Fiscal Year 2020-21. 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:

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

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

**12. SUBJECT: NOTICED PUBLIC HEARING:
SET A HEARING FOR 06/23/2020:
GENERAL SERVICES - RAMONA INTERGENERATIONAL
COMMUNITY CAMPUS - ACQUISITION OF APPROXIMATELY 7.86
ACRES OF UNIMPROVED LAND (ANTHONY C. RUSSELL TRUST)
(05/19/2020 - SET HEARING; 06/23/2020 - HOLD HEARING)
(DISTRICT: 2)**

OVERVIEW

Since October 1999, the community of Ramona has been pursuing the concept of creating a Ramona Intergenerational Community Campus (RICC) to accommodate senior housing, Family Resource Live Well Center, new Ramona Library, senior center, and other community facilities, along with connectivity of the RICC to the proposed Santa Maria Creek Greenway Park.

In 2003 and 2008, the County of San Diego (County) acquired a 6.78-acre parcel and a 0.52-acre parcel to form the RICC site, which partially fronts Main Street between 12th Street and 13th Street in Ramona. The RICC site is improved with the 21,500-square foot Ramona Library which was completed in 2011. In 2017, the Board of Supervisors (Board) approved an Exchange Agreement and Joint Escrow with the California Department of Transportation pursuant to which two additional parcels on the corner of 12th Street and Main Street are in the process of being acquired as part of a land exchange. County staff has identified approximately 7.86 acres of property adjacent to the RICC site that is available for purchase. The property is located between 12th Street and 13th Street and is identified as Assessor's Parcel Numbers 281-182-17 and 281-182-18 (Property). On February 25, 2020, the County entered into an Option Agreement, Purchase and Sale Agreement, and Joint Escrow Instructions with the Anthony C. Russell Trust for the purchase of the Property at the appraised value of \$2,100,000.

Today's request is that on May 19, 2020, the Board set a hearing for June 23, 2020, to consider the acquisition of the Property and direct the Clerk of the Board to provide public notice of the hearing. If the Board takes the recommended actions for May 19, 2020, then on June 23, 2020 after making the necessary findings, the Board is requested authorize the acquisition of the Property from the Anthony C. Russell Trust for the appraised value of \$2,100,000. The total fiscal impact of this request result in total acquisition costs of \$2,130,500 (\$2,100,000 for the acquisition of the referenced parcels and \$30,500 for escrow and title fees, staff costs to process purchase, and due diligence costs related to the proposed acquisition).

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

On May 19, 2020

1. Find that the proposed action to set a hearing is not subject to the California Environmental Quality Act (CEQA) because it is an administrative action and not an approval of a project as defined by the California Environmental Quality Act (CEQA) and it does not commit the County to a definite course of action under sections 15352 and 15004(b)(2)(A).

2. Set a hearing for June 23, 2020, at which time the Board of Supervisors may authorize the Director, Department of General Services, to exercise the option to purchase approximately 7.86 acres of land identified as Assessor's Parcel Numbers 281-182-17 and 281-182-18 from the Anthony C. Russell Trust for the appraised value of \$2,100,000.
3. Direct the Clerk of the Board of Supervisors to provide notice of the June 23, 2020 hearing via publication and posting as required by law.

If, on May 19, 2020, the Board takes the actions recommended in Items 1-3 above, then on June 23, 2020:

1. Find that the proposed acquisition of APNs 281-182-17 and 281-182-18 is not subject to CEQA because it does not commit the County to a definite course of action with respect to construction of any project per CEQA Guidelines sections 15352 and 15004(b)(2)(A), which allows agencies to designate a preferred site for CEQA review and enter into land acquisition agreement when the agency has conditioned the agency's future use of the site on CEQA compliance. There are no development plans currently in place for the site, and any potential impacts would be too speculative to analyze at this point. The Board of Supervisors hereby conditions any future use of the site upon CEQA review and compliance.
2. Authorize the Director, Department of General Services to exercise the option to purchase approximately 7.86 acres of land identified as Assessor's Parcel Numbers 281-182-17 and 281-182-18 from the Anthony C. Russell Trust for the appraised value of \$2,100,000.
3. Authorize the Director, Department of General Services to execute all escrow and related documents necessary to complete the purchase.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year 2019-20 Operational Plan for Capital Project 1022936, Ramona Intergenerational Community Campus (RICC). If approved, this request will result in total acquisition costs of \$2,130,500 (\$2,100,000 for the acquisition of Assessor Parcel Number's 281-182-17 and 281-182-18 and \$30,500 for escrow and title fees, staff costs to process purchase, and due diligence costs related to the proposed acquisition). The funding source is General Purpose Revenue. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

ON MOTION of Supervisor Jacob, seconded by Supervisor Gaspar, the Board of Supervisors took action as recommended, on Consent, setting a Hearing for June 23, 2020.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

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

OVERVIEW

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

**RECOMMENDATION(S)
CHAIRMAN GREG COX**

1. Allocate \$70,000 from the Neighborhood Reinvestment Program budget (Org 15650) to the Friends of the San Diego Wildlife Refuges, Inc. to fund the replacement of signage at 13th Street regarding historical resources in south San Diego Bay, new signage at the Gordy Shields Bayshore Bikeway Bridge, the survey of a portion of the South Bay refuge for relocation of a fence, which will ultimately help improve segments along the Bayshore Bikeway.
2. Allocate \$80,000 from the Neighborhood Reinvestment Program budget (Org 15650) to the Living Coast Discovery Center to go toward the purchase of an ADA-compliant 36-passenger shuttle, providing critical support for daily operations.
3. Allocate \$30,000 from the Neighborhood Reinvestment Program budget (Org 15650) to Kitchens for Good, Inc. to provide meals for families in need.
4. Allocate \$7,900 from the Neighborhood Reinvestment Program budget (Org 15650) to the Monarch School Project to replace four damaged shade sails at their elementary school playground utilized year-round by approximately 120 elementary school students for recess and other outdoor activities.
5. Allocate \$50,000 from the Neighborhood Reinvestment Program budget (Org 15650) to Info Line of San Diego County, commonly known as 2-1-1 San Diego, to fund the one-time software development of a new web application called My211, allowing San Diegans more direct and efficient access to services.
6. Allocate \$7,810 from the Neighborhood Reinvestment Program budget (Org 15650) to Episcopal Community Services to upgrade the security system at their administrative offices in National City to add, among other things, new cameras and wiring.
7. Allocate \$35,500 from the Neighborhood Reinvestment Program budget (Org 15650) to the United Way of San Diego County to fund capital improvements such as door hardware, fire alarm system window treatments, telephone and data lines, paint and supplies, and other similar materials to refurbish current and future non-profit tenant space.
8. Allocate \$25,000 from the Neighborhood Reinvestment Program budget (Org 15650) to the YMCA of San Diego County to assist the South Bay Family YMCA in installing 6,000 square feet of synthetic turf, night lighting and seating at their Teen Center, increasing capacity for camps and sports programs previously offered at a site no longer available.

9. Allocate \$19,268 from the Neighborhood Reinvestment Program budget (Org 15650) to the Lamb's Players Theatre to upgrade its lighting equipment used for on-stage performances by replacing an antiquated and cost-inefficient system with a more sustainable light system.
10. Allocate \$5,100 from the Neighborhood Reinvestment Program budget (Org 15650) to the Bonita Optimist Club Youth and Community Service Activities Foundation to fund materials and supplies such as brochures and safety equipment for a Youth Safety event focused on cycling safety, which will address safety inspection, bicycle registration, riding and braking, safety skills and other bicycle safety issues.
11. Allocate \$60,771 from the Neighborhood Reinvestment Program budget (Org 15650) to Casa Familiar, Inc. to fund improvements such as audio equipment and make-up stations for their Teatro Mascara Magica, a component of their ongoing job training program.
12. Allocate \$5,442 from the Neighborhood Reinvestment Program budget (Org 15650) to Traveling Stories toward replacing the canopies and backwalls for StoryTent pop-ups, iPads, iPad stands, membership cards and printer ink for registration.
13. Find that the grant awards described above each have a public purpose.
14. Authorize the Deputy Chief Administrative Officer/Chief Financial Officer to execute grant agreements with the organizations awarded Neighborhood Reinvestment Program funds to establish terms for receipt of the funds and make minor amendments to the agreements that are consistent with the general purpose of the grants but do not increase the grants.
15. Find that the grants identified in Recommendation No. 1, 4-9, 11, and 12 are exempt from review under the California Environmental Quality Act by Section 15301 of the CEQA Guidelines.

FISCAL IMPACT

The fiscal impact of these recommendations is \$396,791. Funds for these requests are included in the Fiscal Year 2019-20 Operational Plan for the Neighborhood Reinvestment Program (Org 15650). The funding source is General Purpose Revenue. These actions will result in the addition of no staff years and no additional costs.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

**14. SUBJECT: ALLOCATION OF CARES ACT MONEY TO LOCAL CITIES
(DISTRICTS: ALL)**

OVERVIEW

On March 27, 2020 President Trump signed the Coronavirus Aid, Relief, and Economic Security (CARES) Act into place. Included in the CARES Act is the Coronavirus Relief Fund (CRF) that provided \$150 billion to states and those local municipalities with populations greater than 500,000 based on a specified formula. The County of San Diego received \$334 million, and the City of San Diego approximately \$249 million. Cities and Counties with populations fewer than 500,000 did not receive CARES Act CRF funding.

The CARES Act CRF dollars can be used for necessary expenditures incurred due to the COVID-19 public health emergency, and this includes transferring funds to a city to address eligible COVID-19-related expenses with certain restrictions. The State of California also received CARES Act funding, and the State can allocate these dollars directly to counties and cities.

Today's action requests that the County make available \$50 million for the purposes of addressing eligible COVID-19-related expenses to the 17 cities in our region that did not receive CRF funding.

RECOMMENDATION(S)

CHAIRMAN GREG COX AND SUPERVISOR KRISTIN GASPAR

1. Direct the Chief Administrative Officer to allocate CARES Act CRF funding to 17 local cities based on the distribution process outlined in this Board Letter.
2. Establish appropriations of \$50 million in the Finance Other, Countywide General Expense, Contributions to Other Agencies, to provide funding to 17 local cities based on CARES Act Coronavirus Relief Fund. **(4 VOTES)**
3. Authorize the Deputy Chief Administrative Officer/Chief Financial Officer to execute agreements with the cities allocated CARES Act CRF funds pursuant to this Board action and to amend the agreements to make changes that are consistent with the general purpose of the grants but do not increase the grant.

FISCAL IMPACT

Funds for this request are not included in the Fiscal Year 2019-2020 Operational Plan. If approved, this request will result in costs and revenue of \$50 million in Fiscal Year 2019-2020. The funding source is CARES Act funding. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

1. Directed the Chief Administrative Officer to allocate CARES Act CRF funding to 17 local cities based on the distribution process outlined in this Board Letter.

2. Established appropriation of \$25 million from the County's share of the CARES Act Coronavirus Relief funding to be directed to the 17 local cities of San Diego County outside of the City of San Diego, and that the distribution be based on a population formula.
3. Authorized the Deputy Chief Administrative Officer/Chief Financial Officer to execute agreements with the cities allocated CARES Act CRF funds pursuant to this Board action and to amend the agreements to make changes that are consistent with the general purpose of the grants but do not increase the grant.
4. Amended the process for distributing CARES Act Coronavirus Relief Funding to read: "Should a city receive future federal stimulus funds, all funds allocated to that city by the County shall be returned."

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

15. SUBJECT: ELIMINATING JUVENILE JUSTICE FEES TO SUPPORT REHABILITATIVE GOALS FOR YOUTH AND FAMILIES (DISTRICTS: ALL)

OVERVIEW

Nationally, researchers estimate one million youth appear before juvenile courts each year, acquiring debts for costs such as days in custody, legal assistance, and community supervision, among others. Locally, about 9,100 families are affected by these fees. Juvenile fees can negatively impact families by focusing their priorities on paying back local governments instead of supporting their child's ability to quickly and successfully complete their probation terms. It's critical that families play a positive role in their child's rehabilitation efforts and strengthen their ability to permanently exit the justice system. These fees impact the County of San Diego's rehabilitative goals for youth and families, many of whom already live below the poverty line. The debt follows families well after the child's offense and term of probation is completed, affecting their ability to invest in basic needs such as education and healthcare, or financially preparing their child for life as an adult. The long-term consequences of these outstanding debts further exacerbate conditions of poverty for not only the affected families but for their surrounding community and can lead to further unintended costs to society.

In 2017, the San Diego County Probation Department, at the Board of Supervisors approval, began working with Georgetown University's Center for Juvenile Justice Reform (CJJR) to align our local juvenile justice systems operations to national best practices of family restoration, youth rehabilitation, and developing a positive youth development philosophy. National experts find that juvenile debt correlates with a greater likelihood of recidivism or reoffending rates and is counterproductive to supporting families while protecting public safety. Collecting this outstanding debt has no positive impact on public safety and does not support the rehabilitation of our youth, hindering the families' ability to positively invest in their child and the community.

The Board of Supervisors has supported the County of San Diego's efforts to move toward a positive youth development model in our juvenile justice system and Chairman Cox highlighted this proposal in his State of the County Address. The County of San Diego spends one dollar for every dollar and sixty-seven cents collected and has only collected six percent of past fee debts since 2018. By eliminating these fees, we are strengthening families and freeing them from this financial burden so they can focus on their relationship with their child resulting in safer and more thriving communities.

California Senate Bill 190 ended the assessment of juvenile fees statewide on January 1, 2018, but it did not end the collection of fees that were assessed before 2018. To further these goals, pending legislation, Senate Bill 1290, in the State of California proposes eliminating past juvenile fee debt.

Today's action amends the San Diego County Administrative Code to be consistent with Senate Bill 190, and repeals and codifies portions of Ordinance No. 10227, which was accidentally not codified due to a clerical error after it was adopted in 2012. Today's action also directs staff to cease the collection of outstanding juvenile delinquency debt and provide relief of liability. This will enable our County to quickly respond to anticipated State legislation while ensuring alignment with our County's goals outlined in the Youth in Custody Practice Model to achieve the maximum public benefit from investments in new approaches to juvenile justice.

These actions would take effect immediately and the ordinance will have retroactive effect as of February 14, 2020, to provide urgent and direct financial relief to these families who are already facing unprecedented financial hardships due to the unintended consequences of the COVID-19 global pandemic.

RECOMMENDATION(S)

CHAIRMAN GREG COX AND SUPERVISOR KRISTIN GASPAR

1. Read title, waive further reading and adopt the urgency ordinance (**4 VOTES**):
AN URGENCY ORDINANCE AMENDING THE SAN DIEGO COUNTY ADMINISTRATIVE CODE, RELATING TO JUVENILE DELINQUENCY FEES TO TAKE EFFECT IMMEDIATELY.
2. Approve the introduction of the Ordinance, (first reading) read title and waive further reading of the Ordinance:
AN ORDINANCE AMENDING THE SAN DIEGO COUNTY ADMINISTRATIVE CODE, RELATING TO JUVENILE DELINQUENCY FEES.

Submit the Ordinance for further Board consideration and adoption (second reading) on June 2, 2020.

3. Waive Board Policy B-29, Fees, Grants, Revenue Contracts - Department Responsibility for Cost Recovery - as it relates to the collection of outstanding juvenile delinquency fee debt.
4. Waive Board Policy B-29, Fees, Grants, Revenue Contracts - Department Responsibility for Cost Recovery - as it relates to \$18 of the \$20 fee charged by County Recorder to record approximately 13,000 satisfaction of judgements.

5. If the Board adopts the Ordinance, direct the Chief Administrative Officer to implement the ordinance and take any necessary actions to provide relief of accountability for outstanding juvenile delinquency administrative fees, including satisfaction of liens, judgments and payment agreements, and provide for refunds to individuals for juvenile delinquency administrative fees collected on or after February 14, 2020.
6. Direct the Chief Administrative Officer to draft a letter communicating the Board of Supervisors' support for State Senate Bill 1290 to San Diego County's legislative delegation in Sacramento and to the appropriate members of the State and Administration.
7. Direct the Chief Administrative Officer to include in the Board's Legislative Program support of legislation that will eliminate past juvenile fee debt.

FISCAL IMPACT

If approved, the action to cease collection of fees assessed prior to December 31, 2017, and to provide relief of liability, will result in additional costs and lost revenues. The action will reduce revenue to County departments by approximately \$300,000 in the current Fiscal Year 2019-20 and will reduce revenues by approximately \$1.5 million in Fiscal Year 2020-21. Future fiscal year collections of amounts assessed prior to December 31, 2017, would not be received. If approved, the action will also result in costs of \$26,000 in Fiscal Year 2019-20 related to the \$2 fee (\$18 of the \$20 charged by the County Recorder is waived) to record satisfaction of judgements. Funds for the increased costs are included in the Fiscal Year 2019-20 Adopted Operational Plan for the Office of Revenue and Recovery and the funding source is General Purpose Revenue.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

ON MOTION of Supervisor Jacob, seconded by Supervisor Gaspar, the Board of Supervisors took action as recommended, on Consent, adopting Ordinance No. 10669 (N.S.) entitled: AN URGENCY ORDINANCE AMENDING THE SAN DIEGO COUNTY ADMINISTRATIVE CODE, RELATING TO JUVENILE DELINQUENCY FEES TO TAKE EFFECT IMMEDIATELY; and, introduced an Ordinance for further Board consideration and adoption on June 2, 2020.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

16. **SUBJECT: NEIGHBORHOOD REINVESTMENT PROGRAM GRANTS
(DISTRICT: 2)**

OVERVIEW

Funding for the Neighborhood Reinvestment Program (NRP) is included in the Fiscal Year 2019-2020 Operational Plan in order to further public purposes throughout San Diego County.

RECOMMENDATION(S)

SUPERVISOR DIANNE JACOB

1. Allocate \$50,000 from the District Two Neighborhood Reinvestment Program (org 15655) to the Boys & Girls Clubs of East County, Inc. for the replacement of the roof of the Conrad Prebys El Cajon Clubhouse.
2. Allocate \$67,000 from the District Two Neighborhood Reinvestment Program (org 15655) to the City of La Mesa for safety netting around the field of MacArthur Park.
3. Allocate \$42,900 from the District Two Neighborhood Reinvestment Program (org 15655) to the City of Santee for playground equipment for the Town Center Community Park within the Sportsplex facility.
4. Allocate \$106,191 from the District Two Neighborhood Reinvestment Program (org 15655) to the Grossmont Union High School District for the resurfacing of a track at El Cajon Valley High School.
5. Allocate \$59,699 from the District Two Neighborhood Reinvestment Program (org 15655) to the Grossmont Union High School District for a new aquatics scoreboard system at Valhalla High School.
6. Find that the grant awards described above have a public purpose.
7. Authorize the Deputy Chief Administrative Officer/Chief Financial Officer to execute grant agreements with the organizations awarded Neighborhood Reinvestment Program funds establishing terms for receipt of the funds and to make minor amendments to the agreements that are consistent with the general purpose of the grants but do not increase the grants.
8. Find that the grant identified in Recommendation Nos. 1-5 are exempt from review under the California Environmental Quality Act (CEQA) by Section 15301 of the CEQA Guidelines.

FISCAL IMPACT

The fiscal impact of these recommendations is \$325,790. Funds for these requests are included in the Fiscal Year 2019-2020 Operational Plan for the Neighborhood Reinvestment Program (Org 15655). The funding source is General Purpose Revenue. These actions will result in the addition of no new staff years and no additional costs.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

17. SUBJECT: LEVERAGING EXISTING COUNTY GRANT PROGRAMS TO HELP COMMUNITY-BASED ORGANIZATIONS ADAPT AND SUSTAIN THEIR COVID-19 RESPONSE EFFORTS (DISTRICTS: ALL)

OVERVIEW

We are currently facing extreme economic and social challenges across our region and across all sectors. Our community-based organizations and non-profit providers are essentially serving as an extension of our local governments by directly supporting the emerging needs of our communities. Through our vibrant network of community partners, over the past 20 years, both the Neighborhood Reinvestment and Community Enhancement Programs have made significant and long-standing investments in our communities and in our San Diego families. Now more than ever, we must ensure these grant funds are able to best serve the growing and rapidly changing needs of San Diego County residents during this global pandemic.

The Neighborhood Reinvestment Program (formerly known as the Community Projects Program) was established by the Board of Supervisors in Fiscal Year 1998-1999 to provide grant funding to non-profit organizations and governmental entities to allow them to focus on providing essential programs and services to the residents of San Diego County. Reinvesting taxpayer dollars into community-based organizations that help serve the diverging needs of our region has an incredibly positive impact for our communities and is a significant benefit to all citizens. The purpose of the program is to provide grant funds to non-profit community organizations, County departments, and other public agencies for one-time community, social, environmental, educational, cultural or recreational needs that serve public purposes, as authorized pursuant to Government Code 26227.

Board Policy B-72 was established in 2009 to outline the Neighborhood Reinvestment Program's funding cycle as well as uniform eligibility requirements and a standard application process. In addition, it defines grantee and staff responsibilities and deadlines under the program. Today's Board action will temporarily suspend the purposes, requirements and processes of Board Policy B-72 and replace them with the purposes, requirements and process of Board Policy B-58, Funding Community Enhancement Program, until the end of Fiscal Year 2020-21. This will allow flexibility for organizations to apply for, use and/or repurpose Neighborhood Reinvestment Program in accordance with the purposes, requirements and process set forth in Board Policy B-58, Funding Community Enhancement Program. This temporary change will help these community-based organizations adapt and sustain their COVID-19 response efforts. Additionally, today's action will temporarily suspend the application deadlines and apply the Board Policy B-58 purposes, requirements and process to existing Neighborhood Reinvestment Program funded grants and pending grant applications, retroactive to February 14, 2020, to coincide with the Public Health Emergency declaration.

RECOMMENDATION(S)

SUPERVISOR KRISTIN GASPAR

1. Effective February 14, 2020, suspend the purposes, requirements and processes of Board Policy B-72, Neighborhood Reinvestment Program, until the end of Fiscal Year 2020-21.
2. Effective February 14, 2020 and continuing until the end of Fiscal Year 2020-21, replace Board Policy B-72, Neighborhood Reinvestment Program's purposes, requirements and processes with Board Policy B-58, Funding Community Enhancement Program's purposes, requirements and processes.

3. Effective February 14, 2020, currently funded grants and pending grant applications shall be subject to the temporary purposes, requirements and processes set forth in Recommendation 2, above. Direct the Chief Administrative Officer or designee to take any necessary actions, including amending current agreements, to implement these new requirements.
4. Effective February 14, 2020, suspend all deadlines for the Neighborhood Reinvestment Program grants and allow grant applications through the end of fiscal year 2020-21.

FISCAL IMPACT

N/A

BUSINESS IMPACT STATEMENT

N/A

ACTION:

A MOTION was made by Supervisor Gaspar, seconded by Supervisor Desmond, to take action as recommended.

AYES: Gaspar, Desmond

NOES: Cox, Jacob, Fletcher

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

18. SUBJECT: FISCAL YEAR 2019-20 THIRD QUARTER OPERATIONAL PLAN STATUS REPORT AND BUDGET ADJUSTMENTS (DISTRICTS: ALL)

OVERVIEW

This report summarizes the status of the County's Fiscal Year 2019-20 Adopted Operational Plan, as measured by projected year-end fund balance from current year operations. The projected year-end balance for the General Fund is \$88.4 million and \$148.5 million for all budgetary funds combined compared to \$118.0 million and \$175.7 million, respectively, from the Second Quarter projections. These projections reflect the anticipated operating and economic impacts of the COVID-19 pandemic, including spending related to direct response efforts and anticipated shortfall in revenues largely due to anticipated decline in sales tax receipts and impact to property tax collections. The projected fund balance anticipates variances from the Fiscal Year 2019-20 Amended Budget, which assumes that a portion of management reserves are not used, General Purpose Revenue will underperform, and all business groups will produce operating balances except for the Public Safety Group primarily due to shortfalls in sales tax-based revenue sources.

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

In the Public Safety Group (PSG), recommendations include appropriations adjustments for the purchase of Sheriff's vehicles and for COVID-19 pandemic response and recovery related activities.

In Health and Human Services Agency, a recommendation is related to an adjustment to fund ambulance transport services, billing services and the Ground Emergency Medical Transportation Quality Assurance Fee (GEMT QAF) program.

In the Land Use and Environment Group (LUEG), recommendations include appropriation adjustments for permit fee waiver programs and to support the Multiple Species Conservation Program.

In the Finance and General Government Group (FGG), recommendations include appropriation adjustments for costs related to vehicle repairs and for services provided by the information technology (IT) outsourcer.

In the Capital Program, recommendation includes appropriation adjustments for projects that are anticipated to be completed at the end of the fiscal year.

Additionally, this letter includes recommendations to ensure major maintenance projects that are capital in nature are properly accounted for in accordance with financial reporting requirements.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Accept the Fiscal Year 2019-20 third quarter report on projected year-end results.
2. Pursuant to Administrative Code 31.103, the Board hereby ratifies the actions taken by Chief Administrative Officer to suspend Administrative Code sections 113.2, 113.5(a) and 113.5(b) [May 11, 2020; Exhibit 1]

Increases to the Overall Budget and/or Transfers Between Budgetary Funds (Recommendations 3 through 8):

3. Transfer appropriations of \$70,404 from the Sheriff's Department, Capital Assets Equipment, to the General Fund Contributions to Fleet Internal Service Fund (ISF), Operating Transfers Out, for the purchase of Sheriff's vehicles; *and* establish appropriations of \$70,404 in the Department of General Services Fleet ISF, Fixed Assets Equipment, to provide funding for the purchase of Sheriff's vehicles, based on an Operating Transfer In from the General Fund. **(4 VOTES)**
4. Establish appropriations of \$850,000 in the Office of Emergency Services, Services & Supplies, for the COVID-19 pandemic response and recovery related activities based on available prior year General Fund fund balance. **(4 VOTES)**
5. Establish appropriations of \$200,000 in the County Service Area 69 fund, Services & Supplies, to fund ambulance transport services, billing services and the Ground Emergency Medical Transportation Quality Assurance Fee (GEMT QAF) program based on available prior year County Service Area 69 Fund fund balance. **(4 VOTES)**

6. Establish appropriations of \$300,000 in the Department of General Services Fleet Accident Repair Internal Service Fund (ISF), Services & Supplies, to provide funding for costs related to vehicle repairs based on available prior year Fleet Accident Repair ISF fund balance. **(4 VOTES)**
7. Establish appropriations of \$8,500,000 in the Information Technology Internal Service Fund, Services & Supplies, to align expenditures by departments to be paid to the IT Outsourcer based on funding from client departments. **(4 VOTES)**
8. Transfer appropriations within departments between Services & Supplies and Operating Transfers Out, including ratifications as noted in Appendix D, in the net amount of \$306,512 for major maintenance projects listed in Appendix D that were subsequently reclassified, based on capitalization thresholds, for financial reporting purposes; *and* establish and cancel appropriations, including ratifications, as noted in Appendix D for a net increase of \$306,512 in the Major Maintenance Capital Outlay Fund and adjust related funding sources as noted to accurately classify major maintenance projects for financial reporting purposes. **(4 VOTES)**

**Transfers Within Budgetary Funds and/or Cancellation of Appropriations
(Recommendations 9 through 11):**

9. Transfer remaining appropriations of \$49,696 from the Department of Planning & Development Services, to the Department of Environmental Health, Services & Supplies, for permit fee waiver programs to encourage local businesses to partner with agricultural producers to support agritourism.
10. Cancel appropriations of \$6,937 and related Operating Transfer In from the General Fund in the Multiple Species Conservation Program Acquisition Fund to properly record related non-capital pre-acquisition expenses; *and* transfer appropriations of \$6,937 from Contributions to Capital Outlay Fund, Operating Transfers Out, to the Department of Parks and Recreation, Services & Supplies, to properly record related non-capital pre-acquisition expenses.
11. Cancel appropriations and related revenue of up to \$14,953,059.84 as noted in Schedule C for Capital Projects that will be closed by the end of Fiscal Year 2019-20. This is composed of \$14,319,885.18 in the Capital Outlay Fund, \$403,514.42 in the Justice Facility Construction Fund, and \$229,660.24 in the Library Projects Capital Outlay Fund.

FISCAL IMPACT

Funds associated with today's recommendations are partially included in the Fiscal Year 2019-20 Operational Plan. If approved, in the General Fund these actions will result in an increase to the overall budget of \$850,000, transfers between budgetary funds of \$353,521, transfers within budgetary funds of \$56,633 and no cancellation of appropriations. The funding source for the increase is available prior year General Fund fund balance (\$850,000).

In all other funds combined, these actions will result in a net decrease to the overall budget of \$5,583,081, transfers between budgetary funds of \$23,395 and cancellation of appropriations of \$14,959,997. The funding sources for the net decrease are Operating Transfers In from the General fund (\$11,823,079), Proposition 172 Fund (\$2,502,382), federal and State Revenues (\$123,292), APCD Fund (\$102,405), Parkland Dedication Fund (\$96,855), and Miscellaneous

Revenues (\$60,867), which are partially offset by increases in IT ISF charges from client departments (\$8,500,000), Fleet ISF fund balance (\$300,000), CSA 69 fund balance (\$200,000), and Operating Transfers In from the Purchasing ISF Fund (\$107,000) and the Library Fund (\$18,799).

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

19. **SUBJECT: CAPITAL IMPROVEMENT NEEDS ASSESSMENT - FISCAL YEARS 2020/21-2024/25 AND AMENDMENTS TO BOARD POLICY G-16 (DISTRICTS: ALL)**

OVERVIEW

The Facilities Planning Board is responsible for creating a prioritized Capital Improvement Needs Assessment (CINA) Program in conformance with the County of San Diego's General Management System and Board of Supervisors Policy G-16. Over the last fiscal year, the CINA process has evolved and changes have been made to institute a more methodical and data-driven approach to capital planning. Today's request would approve the CINA Program and refer it to the Chief Administrative Officer for funding and timelines to implement individual projects and would ensure that Board of Supervisors policies reflect current standards and practices.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Approve amendments to Board of Supervisors Policy G-16.
2. Approve the Capital Improvement Needs Assessment (CINA) Program prioritizing County of San Diego (County) capital projects for Fiscal Years 2020-2025, as filed with the Clerk of the Board, and refer it to the Chief Administrative Officer for funding and timelines for implementation of individual projects.
3. Cancel appropriations and related revenue of up to \$14,921,330.79 as noted in Schedule C for Capital Projects that will be cancelled by the end of Fiscal Year 2019-20. This is composed of \$296,602.30 in the Capital Outlay Fund, \$1,457,848.29 in the Justice Facility Construction Fund, \$6,166,880.20 in the County Health Complex Fund and \$7,000,000.00 in the Library Projects Capital Outlay Fund.

FISCAL IMPACT

There is no fiscal impact associated with approval of the CINA. Funds associated to recommendation #3 are included in the Fiscal Year 2019-20 Operational Plan. If approved, these actions will result in a net decrease to the overall budget of \$14,921,330.79 in cancellation of appropriations. The funding sources for the net decrease are Operating Transfers In from the General fund (\$13,463,482.50) and Program Revenues (\$1,457,848.29).

BUSINESS IMPACT STATEMENT

N/A

19.1 ACTION:

ON MOTION of Supervisor Desmond, seconded by Supervisor Jacob, the Board of Supervisors took action as recommended and directed the Chief Administrative Officer to move \$19.3 million for the Rock Mountain Detention Facility to be funded in Fiscal Year 2020-21.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

19.2 ACTION:

A MOTION was made by Supervisor Cox, seconded by Supervisor Jacob, to refer the following projects to be considered for funding in the budget:

- Allocate \$600,000 in Fiscal Year 2020-21 for the Sweetwater Loop Trail Acquisition/Construction to complete Segments 5-7
- Allocate \$500,000 in Fiscal Year 2020-21 for the Otay Valley Regional Park Bike Skills
- Allocate \$2 million for the planning work for the Third Avenue Behavioral Health Hub project in Fiscal Year 2020-21
- Allocate \$1.4 million for the Rancho San Diego Library Expansion project in Fiscal Year 2020-21.

19.3 ACTION:

A substitute motion was introduced by Supervisor Desmond, seconded by Supervisor Gaspar, for each Supervisor to provide the Chief Administrative Officer with a list of priority capital projects to consider for funding.

(This motion was withdrawn.)

19.4 ACTION:

ON MOTION of Supervisor Cox, seconded by Supervisor Jacob, the Board of Supervisors directed the Chief Administrative Officer to identify potential additional funding for CINA projects by the last Board of Supervisors meeting in June 2020; and asked the Supervisors to submit a prioritized list of limited projects the Board of Supervisors would like to see included should funding be available, to be discussed at the last meeting in June 2020.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

- 20. SUBJECT: GENERAL SERVICES - APPROVAL OF THIRD AMENDMENT TO LEASE AGREEMENT FOR THE HEALTH AND HUMAN SERVICES AGENCY AT 1315 UNION PLAZA COURT, OCEANSIDE (DISTRICT: 5)**

OVERVIEW

On November 29, 1994 (33), the Board of Supervisors (Board) approved a lease for approximately 26,000 square feet of office space located at 1315 Union Plaza Court in Oceanside for use by the County of San Diego Health and Human Services Agency (HHS).

This location houses HHSA's Family Resource Center which will relocate to the new North Coastal Live Well Center scheduled for completion in Fall 2020. The lease has been extended through a series of lease amendments and the current term expires on June 25, 2020. Staff from the Department of General Services has negotiated a lease amendment with the lessor, Sunrise Capital LLC, that would extend the term of the lease through December 31, 2020. The extended term will allow for the relocation of this use upon the completion of the new North Coastal Live Well Center. Today's request is for Board approval of the third amendment to this lease agreement.

RECOMMENDATION(S)
CHIEF ADMINISTRATIVE OFFICER

1. Find that the proposed project 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 third amendment to the lease agreement for space located at 1315 Union Plaza Court, Oceanside.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year 2019-21 Operational Plan in the Health and Human Services Agency. If approved, this request will result in costs and revenue of \$10,080 in Fiscal Year 2019-20 and costs and revenue of \$362,880 in Fiscal Year 2020-21. The funding sources are federal and State Social Services Administrative revenues and Realignment. 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 Jacob, seconded by Supervisor Gaspar, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

21. **SUBJECT: GENERAL SERVICES - FIRST AMENDMENT TO PURCHASE AND SALE AGREEMENTS WITH CORNERSTONE COMMUNITIES AND CITY VENTURES - PROPERTY 1 AND PROPERTY 2 IN THE CITY OF SANTEE (DISTRICT: 2)**

OVERVIEW

On October 10, 2017 (8), the Board of Supervisors (Board) approved the sale of County of San Diego (County) Parcel Number 2013-0091-A (Property 1) to Cornerstone Communities LLC (Cornerstone) and County Parcel Number 2013-0090-A (Property 2) to Quail Capital Investments LLC, a limited liability company formed by City Ventures (City Ventures). Both properties are located in the City of Santee (City). Property 1 is also identified as Assessor's Parcel Number 381-051-17 and is located immediately south of the Edgemoor Skilled Nursing Facility between Cottonwood Avenue and Park Center Drive. Property 2 is also identified as Assessor's Parcel Number 381-051-18 and is located between Cottonwood Avenue and Park Center north of the San Diego River.

Following the bid opening and Board approval of the sale of the properties, a Purchase and Sale Agreement (PSA) for each property was executed and escrows were opened on October 31, 2017. Although obtaining development entitlements is not a condition to complete the sales, the ability to sell Property 1 and Property 2 has been impacted by two issues related to zoning that arose after the opening of escrow: 1) an amendment to State law enacted on January 2018 requires the City to identify other properties with capacity for very-low-income affordable housing if Property 1 and Property 2 are not developed as described in the General Plan of the City, and 2) in September 2018, the City placed an initiative on the ballot for the November 2020 general election that, if passed, would require voter approval of zoning changes that increase residential density in the City. The zoning issues impact the ability to develop the properties as contemplated at the time of the bid opening.

Cornerstone requested to cancel the escrow for Property 1 due to the zoning issues. An amendment to the PSA for Property 1 has been prepared that will allow the transaction to be canceled and funds deposited into escrow to be returned to Cornerstone. City Ventures agreed to extend the closing deadline of the escrow for Property 2 to determine if the zoning issues could be resolved. An amendment to the PSA for Property 2 has been negotiated that extends the deadline to close escrow on December 30, 2022. Today's request is for Board approval of the amendments to each PSA and to authorize the Director, Department of General Services to execute each amendment.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Find that the proposed amendments to each Purchase and Sale Agreement are exempt from the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines 15312.
2. Approve and authorize the Director, Department of General Services, to execute the First Amendment to the Purchase and Sale Agreement between the County and Parkside Santee 1, LLC (the limited liability company formed by Cornerstone for purposes of purchasing Property 1).
3. Approve and authorize the Director, Department of General Services, to execute the First Amendment to the Purchase and Sale Agreement between the County and Quail Capital Investments LLC.

FISCAL IMPACT

If the sale of Property 2 is completed, this request will result in revenue of \$20,593,959 anticipated in the Fiscal Year 2022-2023. The \$20,593,959 represents the \$20,603,959 sales price on Property 2 minus the \$10,000 bid deposit submitted at the bid opening. Pursuant to Board Policy F-38, the proceeds from the sale of property will be deposited to the Edgemoor Development Fund. In addition, with the request to cancel the escrow for Property 1, the \$10,000 bid deposit will be returned to Cornerstone resulting in an expenditure of \$10,000 from the Edgemoor Development Fund. The County of San Diego will also release and return \$365,000 held in the escrow for Property 1 to Cornerstone. 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 Jacob, seconded by Supervisor Gaspar, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

22. **SUBJECT: GENERAL SERVICES - APPROVAL OF FIRST AMENDMENT TO LEASE FOR THE DEPARTMENT OF PUBLIC WORKS, 5252 KEARNY VILLA WAY, SAN DIEGO (DISTRICT: 4)**

OVERVIEW

The Department of Public Works (DPW) Materials Engineering Lab, Watershed Protection Program Science and Monitoring Lab, Street Light Maintenance Storage Facility, and the Flood Control Field Monitoring programs perform testing and maintenance services for DPW programs and operations. In 2012, these four programs were relocated to 9,207 square feet of leased office/industrial space at 5252 Kearny Villa Way in San Diego to accommodate redevelopment of the County Operations Center (COC). This site is near DPW's offices at the COC and offers ground level building access and suitable industrial space including materials and equipment storage. When the original lease was negotiated in 2012, the building was improved with: special facilities and foundations for the materials lab equipment, a science lab for testing water samples for the watershed program, storage for the street light and flood control programs, and office space for 8 full-time and 6 part-time staff. The current lease expires on June 30, 2020 and at this time, the COC cannot accommodate the types of needs that this lease facility provides.

Staff from the Department of General Services has negotiated an amendment to the lease to extend the term of the lease for five years and provide one option to extend the term for an additional five years. Today's request is for Board of Supervisors approval of the proposed first amendment to lease agreement.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Find that the proposed First Amendment to Lease is categorically exempt from the California Quality Act (CEQA) pursuant to State CEQA Guidelines section 15301.
2. Approve and authorize the Director, Department of General Services, to execute the first amendment to lease agreement with Hazard Capital Assets, LP.

FISCAL IMPACT

Funds for this request will be included in the Fiscal Year 2020-21 CAO Recommended Operational Plan for the Department of Public Works. If approved, this request will result in costs and revenue of \$290,145 in Fiscal Year 2020-21 including \$248,580 for rent, utilities and custodial costs based on a commencement date of July 1, 2020 and approximately \$41,565 for security improvements above the lessor provided refurbishment allowance of \$46,035. The funding sources are State revenue from the Highway User Tax Account (\$248,580) and available prior year Road Fund fund balance (\$41,565). 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 Jacob, seconded by Supervisor Gaspar, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

- 23. SUBJECT: GENERAL SERVICES - ESTABLISH JOB ORDER CONTRACT CAPACITY AND AUTHORIZE THE DIRECTOR OF PURCHASING AND CONTRACTING TO ADVERTISE AND AWARD JOB ORDER CONTRACTS (DISTRICT: ALL)**

OVERVIEW

The Department of General Services requests authority to establish \$121 million in Job Order Contracts (JOC) capacity in order to execute approved capital and major maintenance repair and remodeling work. The JOC authority would be utilized for work budgeted within departments for the Major Maintenance Implementation Plan, minor capital remodels, along with other general maintenance and repairs. Contracts are advertised periodically based on major maintenance and department forecasts of work with job orders issued under these contracts on an as-needed basis as projects are funded. The County of San Diego would continue to issue smaller, specialty job order contracts that provide greater opportunity for smaller, local contractors to participate in this program.

Today's action requests the Board of Supervisors to authorize \$121 million for JOCs and authorize the Director, Department of Purchasing and Contracting to advertise and award job order contracts to execute capital and major maintenance programs, including unanticipated and emergency work identified by departments.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Find that the proposed action is not subject to the California Environmental Quality Act (CEQA) under Article 5, Section 15060(c)(3) of the State CEQA Guidelines because it is not a project as defined by Section 15378.
2. Authorize the Director, Department of Purchasing and Contracting to advertise and award job order contracts and to take any action in accordance with Section 401, et seq. of the Administrative Code and Public Contract Code section 20128.5, with respect to job order contracting.
3. Designate the Director, Department of General Services as the County officer responsible for the administration of all contracts associated with job order contracting for the County of San Diego.

FISCAL IMPACT

There is no direct fiscal impact as a result of today’s requested action. If approved, this request will result in the establishment of contracts totaling up to \$121 million in capacity. Funding for issuance of job orders under the awarded contracts is budgeted by departments for specific project requests. There will be no change in net General Fund costs and no additional staff years.

BUSINESS IMPACT STATEMENT

Expenditures resulting from this action would create private sector jobs and economic opportunities in San Diego County. Contractors in the job order contracting program provide jobs for small sub-contractors who may not have the insurance or bonding capabilities to bid directly for County of San Diego projects.

ACTION:

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

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

- 24. **SUBJECT: GENERAL SERVICES - CONTINUATION OF EMERGENCY REPAIRS AT THE SOUTH BAY REGIONAL CENTER (DISTRICT: 1)**

OVERVIEW

On April 21, 2020 (20), County of San Diego (County) staff notified the Board of Supervisors (Board) of the need for emergency repairs at the South Bay Regional Center (SBRC), and on May 5, 2020 (10) the Board found that there was a need to continue the emergency action. Pursuant to Public Contract Code Section 22050, until the emergency repairs are completed, the Board is required to determine at every regularly scheduled meeting that there is a need to continue the emergency action.

On April 14, 2020, a malfunction of a fire suppression sprinkler head on the second floor of the South Bay Regional Center (SBRC) was discovered. This malfunction occurred at approximately 2:00 am causing the sprinkler head to flow until the fire department responded to the alarm and secured the water. The release flooded the second floor as well as much of the first floor of the building. The flooding caused immediate closure of all impacted areas. Some court staff have been relocated to the Law Library area of the SBRC to continue providing essential public services. In order to mitigate the risk of further damage and ensure that regular operations can quickly resume, it was necessary to declare an emergency and forgo competitive solicitation of the repair, remediation, and restoration work. In accordance with County Administrative Code Section 402, “Emergency Purchases,” a notice to proceed for emergency repairs was issued to Belfor Property Restoration USA, a contractor with previous County facility and restoration experience.

The County will be responsible to pay up to \$50,000 as its insurance deductible, but the remainder of the work is expected to be covered by insurance proceeds. A portion of these costs may also be reimbursable by the State of California because the SBRC is under a joint occupancy agreement with the Judicial Council of California under which certain costs are shared proportionately.

In accordance with Public Contract Code Section 22050, staff requests the Board to find there is a need to continue the emergency repair, remediation, and restoration work at the SBRC without giving notice for bids.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

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

FISCAL IMPACT

Funds for this request are included in the Fiscal Year 2019-20 Operational Plan for the Department of General Services Facilities Management Internal Service Fund. If approved, this request will result in costs and revenue of approximately \$50,000. The funding source is charges to the client department and potential reimbursement from the State of California as part of the Joint Occupancy Agreement for the site. 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 Jacob, seconded by Supervisor Gaspar, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

25. SUBJECT: COMMUNICATIONS RECEIVED (DISTRICTS: ALL)

OVERVIEW

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

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

Note and file.

FISCAL IMPACT

N/A

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

26. SUBJECT: CREATION OF THE LEON L. WILLIAMS SAN DIEGO COUNTY HUMAN RELATIONS COMMISSION (DISTRICTS: ALL)

OVERVIEW

The protection and promotion of the human relations of all San Diego County residents are of utmost importance, particularly as the incidence of hate crimes, attacks, and other violent rhetoric challenge society and harm our residents. San Diego County has racial, cultural, and religious diversity that should be encouraged and safeguarded. The County of San Diego has a vital role to play in protecting and promoting human relations, which an independent Human Relations Commission can play a vital role in fostering a more inclusive and equitable San Diego County.

While social justice is always important, the timing for this Commission cannot be more apt. The recent acts by a few residents using their COVID-19 face covering as an excuse to wear a KKK hood and swastika masks are deplorable and demonstrate that more work is needed to eliminate hate in our region.

Former County Supervisor Leon L. Williams worked for inclusive policies that would benefit all San Diegans, as the first African American City Councilman and County Supervisor, The Commission is named in his honor.

RECOMMENDATIONS

SUPERVISOR NATHAN FLETCHER

1. Waive Board Policy A-74;
2. Adopt the Resolution titled: RESOLUTION OF THE BOARD OF SUPERVISORS ESTABLISHING THE LEON L. WILLIAMS SAN DIEGO COUNTY HUMAN RELATIONS COMMISSION.

FISCAL IMPACT

N/A

BUSINESS IMPACT STATEMENT

N/A

ACTION:

ON MOTION of Supervisor Fletcher, seconded by Supervisor Jacob, the Board of Supervisors took action as recommended, adopting Resolution No. 20-054 entitled: RESOLUTION OF THE BOARD OF SUPERVISORS ESTABLISHING THE LEON L. WILLIAMS SAN DIEGO COUNTY HUMAN RELATIONS COMMISSION; and, amended the resolution to add a seat on the Commission for an Asian Pacific Islander Commissioner, nominated by the Union of Pan Asian Communities, Asian Business Association, and the San Diego API Coalition and revised the second sentence in Section 2 to state, "Each member of the Board shall nominate three Commissioners, with one of those Commissioners representing the youth community (aged 16-24), who are confirmed by the Board," to add youth and eliminate the requirement that a nominee be a resident of the appointing Supervisor's district.

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

27. SUBJECT: SUPPORT FOR STATE LEGISLATION SB-1090: COASTAL EROSION INSTALLATION OF SHORELINE PROTECTIVE DEVICES (DISTRICTS: ALL)

OVERVIEW

The California Coastal Act of 1976 provides for the planning and regulation of development within the coastal zone, as defined. The Act requires construction that alters natural shoreline processes to be permitted by the California Coastal Commission or a local government with an approved local coastal program when required to serve coastal-dependent uses or to protect existing structures or public beaches in danger from erosion and when designed to eliminate or mitigate adverse impacts on local shoreline sand supply. The act further provides that certain marine structures should be phased out or upgraded, where feasible.

Today's recommended action would direct the Chief Administrative Officer to draft a letter expressing this Board of Supervisors' support for State Senate Bill 1090 to San Diego County's legislative representatives in Sacramento and will add to the County's Legislative Program support for legislation that promotes or expands erosion mitigation efforts, such as shoreline protective devices, designed to mitigate or protect against coastal erosion.

RECOMMENDATION(S)

SUPERVISOR KRISTIN GASPAR

1. Direct the Chief Administrative Officer to draft a letter expressing this Board of Supervisors' support for State Senate Bill 1090 to San Diego County's legislative representatives in Sacramento.
2. Direct the Chief Administrative Officer to add to the County's Legislative Program support for legislation that promotes or expands erosion mitigation efforts, such as shoreline protective devices, designed to mitigate or protect against coastal erosion.

FISCAL IMPACT

N/A

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Cox, Jacob, Gaspar, Desmond

NOES: Fletcher

**28. SUBJECT: RESPONDING TO THE COVID-19 CRISIS WITH A
COMPREHENSIVE PLAN FOR CARES ACT FUNDING
(DISTRICTS: ALL)**

OVERVIEW

The novel coronavirus has not only been a debilitating and deadly disease, its impact on economic, physical and emotional health has been devastating. Unemployment has skyrocketed, businesses have closed down and we are experiencing unprecedented levels of stress and anxiety. San Diego County will rebound from the COVID-19 public health crisis and critical dollars from the Coronavirus Aid, Relief, and Economic Security (CARES) Act will be crucial for recovery in our region. We must move with purpose to balance the \$334 million in CARES Act funding that we have already received so that we underwrite our costs for responding to the crisis while also providing equitable support for the communities, businesses and constituents we serve. Today's action provides a comprehensive plan for the CARES Act funding so that we fully address the County's response to the crisis, and distribute funding for city expenses, economic recovery, behavioral health, child welfare and childcare for essential workers.

RECOMMENDATION(S)

SUPERVISOR NATHAN FLETCHER AND SUPERVISOR DIANNE JACOB

1. Approve the following comprehensive plan for CARES Act funding:
 - a. \$175 million for the County response
 - b. \$100 million for T3 - Test, Trace and Treat
 - c. \$5 million for childcare for essential workers
 - d. \$20 million to cities for documented Covid-19 expenses (other than City of San Diego)
 - e. \$17 million for economic stimulus in the region
 - f. \$15 million for Behavioral health telehealth capabilities and \$2 million for Child Welfare Services expanded outreach
2. Direct the Chief Administrative Officer to return to the Board within 45 days with recommendations on implementing economic stimulus programs for restaurants and small businesses impacted by the COVID-19 crisis based on \$17 million of CARES Act funding.

3. Establish appropriations of \$15,000,000 in Behavioral Health Services, Services and Supplies, to provide funding for costs related to telehealth capabilities, electronic health record upgrades and care coordination, outreach and engagement and workforce recruitment and retention associated costs based on federal Coronavirus Aid, Relief and Economic Security (CARES) Act Coronavirus Relief Fund (CRF) funding. (4 VOTES)
4. Authorize the Director, Department of Purchasing and Contracting, upon successful negotiation and determination of fair and reasonable price, to enter into a contract or contracts, and to amend existing contracts, to enhance behavioral health services telehealth capabilities, upgrade electronic health record and care coordination, and provide outreach and engagement and workforce recruitment and retention in response to the COVID-19 pandemic and stay at home order.
5. Establish appropriations of \$2,000,000 in Child Welfare Services, Services and Supplies, to enhance existing contracts to include expanded outreach, services and support for at-risk families identified by school districts who are disconnected since closure due to COVID-19 pandemic based on CARES Act CRF. (4 VOTES)
6. Authorize the Director, Department of Purchasing and Contracting, upon successful negotiation and determination of fair and reasonable price, to enter into a contract or contracts, and to amend existing Child Welfare Services contracts, in support of the Wellness Checks for Families program.

FISCAL IMPACT

If approved, today's allocation will set the allocation for the \$334 million in CARES Act Funding.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

ON MOTION of Supervisor Fletcher, seconded by Supervisor Jacob, the Board of Supervisor took action as recommended, noting that recommendation 1.d. was amended to be \$25 million as a result of the Board's action on item 14 on this agenda.

AYES: Cox, Jacob, Gaspar, Fletcher

NOES: Desmond

29. 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," and Board Policy I-1, "Planning and Sponsor Group Policies and Procedures."

RECOMMENDATION(S)

VICE-CHAIRMAN JIM DESMOND

Re-appoint Laurie Kariya to the CITRUS PEST CONTROL DISTRICT, SAN DIEGO COUNTY, Seat No. 3, for a term to expire May 3, 2023.

Waive Board Policy A-74, "Citizen Participation in County Boards, Commissions and Committees," and re-appoint Al Stehly to the EYE GNAT ABATEMENT APPEALS BOARD, Seat No. 5, for a term to expire April 23, 2024.

Appoint Curtis Bergman to the PALOMAR MOUNTAIN COMMUNITY SPONSOR GROUP, Seat No. 7, for a term to expire January 4, 2021.

FISCAL IMPACT

N/A

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

30. SUBJECT: CLOSED SESSION (DISTRICTS: ALL)

OVERVIEW

A. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

(Paragraph (1) of subdivision (d) of Section 54956.9)

Michael Hartsell v. County of San Diego, et al.; United States District Court, Southern District, No. 16-cv-1094-LAB-LL

B. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

(Paragraph (1) of subdivision (d) of Section 54956.9)

County of San Diego v. George Robert Sims; San Diego County Superior Court No. 37-2019-00019184-CU-PA-CTL

ACTION:

Closed Session matters were continued to the Board of Supervisors meeting on Wednesday, May 20, 2020.

31. SUBJECT: PUBLIC COMMUNICATION (DISTRICTS: ALL)

OVERVIEW

Due to the COVID-19 emergency, public comments on non-agenda items were received electronically and read into the record. The following individuals submitted comments:

Michelle Krug provided comments to the Board regarding County staff and County actions.

Valli Rapaport provided comments to the Board regarding the loss of life on the Coronado Bridge.

ACTION:

Heard, Referred to the Chief Administrative Officer.

The Board adjourned the Tuesday session at 5:42 p.m.

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

Consent: Caro

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, June 2, 2020.



GREG COX
Chairman

Attest:



ANDREW POTTER
Clerk of the Board

05/19/2020