

May 20, 2014

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 20, 2014, 09:00 A.M.
BOARD OF SUPERVISORS NORTH CHAMBER
1600 PACIFIC HIGHWAY, ROOM 310, SAN DIEGO, CALIFORNIA

Order of Business

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

Present: Supervisors Dianne Jacob, Chairwoman; Bill Horn, Vice Chairman; Greg Cox; Ron Roberts; Dave Roberts; also Thomas J. Pastuszka, Clerk.

Invocation was led by Dr. Wendy Patrick. Wendy is a San Diego County Deputy District Attorney. She has a Master of Divinity degree, a PhD in Theology and is an ordained minister.

Pledge of Allegiance was led by Teen Miss Ramona Emilia Gregor.

Approval of Statement of Proceedings/Minutes for the meetings of April 29, 2014 and May 6, 2014.

ACTION:

ON MOTION of Supervisor D. Roberts, seconded by Supervisor Horn, the Board of Supervisors approved the Statement of Proceedings/Minutes for the meetings of April 29, 2014 and May 6, 2014.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

Public Communication: [No Speakers]

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	Agenda #	Subject
Public Safety	1.	SHERIFF – AUTHORIZATION TO ADVERTISE AND AWARD A PUBLIC WORKS MAINTENANCE CONTRACT TO MAINTAIN, SERVICE, REPAIR AND PROVIDE EMERGENCY REPAIRS ON INTERCOM AND PUBLIC ADDRESS SYSTEMS LOCATED IN VARIOUS DETENTION FACILITIES IN THE COUNTY OF SAN DIEGO [FUNDING SOURCE(S): GENERAL PURPOSE REVENUE]
	2.	SHERIFF - REQUEST TO ESTABLISH APPROPRIATIONS FOR THE 2013 PAUL COVERDELL FORENSIC SCIENCE IMPROVEMENT GRANT [FUNDING SOURCE(S): GRANT REVENUE FROM CALIFORNIA GOVERNOR'S OFFICE OF EMERGENCY SERVICES] (4 VOTES)
	3.	SHERIFF'S DEPARTMENT REQUEST FOR SOLE SOURCE PROCUREMENT OF PROGRAMMABLE MATCHING ACCELERATOR [FUNDING SOURCE(S): SHERIFF'S FINGERPRINT ID TRUST FUND]
	4.	REQUEST TO APPLY FOR AND ACCEPT THE JUVENILE ACCOUNTABILITY BLOCK GRANT FUNDS - DIRECT ALLOCATION [FUNDING SOURCE(S): JUVENILE ACCOUNTABILITY BLOCK GRANT (JABG) AND GENERAL PURPOSE REVENUE]
	5.	SECOND CONSIDERATION AND ADOPTION OF ORDINANCE: AN ORDINANCE REPEALING AND REENACTING THE COUNTY FIRE CODE AND AMENDING RELATED REGULATORY CODE SECTIONS

- Community Services
6. HEALTH AND HUMAN SERVICES AGENCY – ESCONDIDO HEALTH SERVICES CONSOLIDATION - APPROVAL OF NEW LEASE AGREEMENT AT 649 W. MISSION AVENUE, ESCONDIDO WITH MDA MISSION AVE ONE, LLC
[FUNDING SOURCE(S): FOR HHSA- SOCIAL SERVICES ADMINISTRATIVE REVENUE, REALIGNMENT, GENERAL PURPOSE REVENUE, AND HHSA FUND BALANCE; FOR THE DEPARTMENT OF CHILD SUPPORT SERVICES-TITLE IV-D AND STATE CHILD SUPPORT PROGRAM FUNDING]
7. COUNTY LIBRARY - ACCEPTANCE OF GIFTS AND DONATIONS, ESTABLISH APPROPRIATIONS OF GRANT FUNDS FOR THE SAN DIEGO COUNTY LIBRARY
[FUNDING SOURCE(S): CALIFORNIA STATE LIBRARY AND CAL HUMANITIES]
(4 VOTES)
- Health and Human Services
8. MEDI-CAL OUTREACH AND ENROLLMENT GRANT
[FUNDING SOURCE(S): THE DEPARTMENT OF HEALTH CARE SERVICES]
9. BI-NATIONAL TRAVEL TO MONTERREY, NUEVO LEON, MEXICO FOR HHSA DEPUTY DIRECTOR, CENTRAL AND SOUTH REGIONS
[FUNDING SOURCE(S): SOCIAL SERVICES ADMINISTRATIVE REVENUE AND REALIGNMENT REVENUE]
10. SECOND CONSIDERATION AND ADOPTION OF ORDINANCES: REGULATING THE USE OF ELECTRONIC SMOKING DEVICES
- Financial and General Government
11. NEIGHBORHOOD REINVESTMENT GRANTS (DISTRICT: 5)
[FUNDING SOURCE(S): GENERAL FUND FUND BALANCE]
12. NEIGHBORHOOD REINVESTMENT PROGRAM (DISTRICT: 1)
[FUNDING SOURCE(S): GENERAL FUND FUND BALANCE]
(4 VOTES)

13. NOTICED PUBLIC HEARING:
ISSUANCE OF REVENUE OBLIGATIONS BY THE CALIFORNIA ENTERPRISE DEVELOPMENT AUTHORITY FOR THE BENEFIT OF NORTH COUNTY HEALTH INCORPORATED IN AN AGGREGATE AMOUNT NOT TO EXCEED \$3,000,000
14. NOTICED PUBLIC HEARING:
ISSUANCE OF REVENUE OBLIGATIONS BY THE CALIFORNIA ENTERPRISE DEVELOPMENT AUTHORITY FOR THE BENEFIT OF NEIGHBORHOOD HEALTHCARE IN AN AGGREGATE AMOUNT NOT TO EXCEED \$5,700,000
15. CARLSBAD UNIFIED SCHOOL DISTRICT 2014 GENERAL OBLIGATION REFUNDING BONDS
16. COUNTY OF SAN DIEGO AND SAN DIEGO COUNTY SCHOOL DISTRICTS TAX AND REVENUE ANTICIPATION NOTE PROGRAM, SERIES 2014
- Communications Received 17. COMMUNICATIONS RECEIVED
- Appointments 18. APPOINTMENTS: VARIOUS
- Financial and General Government 19. RATIFICATION OF PROCLAMATION OF LOCAL COUNTY-WIDE EMERGENCY AND REQUEST FOR APPROPRIATIONS (4 VOTES)
20. SUPPORT FIRESTORM VICTIMS IN RECOVERING THEIR MARRIAGE LICENSES AND BIRTH CERTIFICATES
21. ADOPT A RESOLUTION DECLARING THE REBUILDING OF STRUCTURES DAMAGED OR DESTROYED BY THE MAY 2014 WILDFIRES AND ELIGIBLE FOR PERMIT FEE WAIVERS IN THE UNINCORPORATED AREA OR AREAS IN OTHER JURISDICTIONS NEEDING COUNTY APPROVALS
- Closed Session 22. CLOSED SESSION
- Presentations/Awards 23. PRESENTATIONS/AWARDS

- SUBJECT: SHERIFF – AUTHORIZATION TO ADVERTISE AND AWARD A PUBLIC WORKS MAINTENANCE CONTRACT TO MAINTAIN, SERVICE, REPAIR AND PROVIDE EMERGENCY REPAIRS ON INTERCOM AND PUBLIC ADDRESS SYSTEMS LOCATED IN VARIOUS DETENTION FACILITIES IN THE COUNTY OF SAN DIEGO (DISTRICTS: ALL)**

OVERVIEW:

The County of San Diego owns and operates a number of intercom and public address systems in adult and juvenile detention facilities throughout the county. These systems provide staff members the ability to communicate between areas within the detention facilities to ensure staff and inmates are secure at all times.

The intercom and public address systems are installed in eleven County detention facilities. These include both maximum and minimum security operations and administrative operations.

This is a request for the Director, Department of Purchasing and Contracting, to advertise and award a contract to maintain, service, repair, and make emergency repairs on these intercom and public address systems.

FISCAL IMPACT:

Funds for this request are included in the Fiscal Year 2014-16 CAO Recommended Operational Plan for the Sheriff's Department. If approved, this request will result in estimated costs of \$150,000 for Fiscal Year 2014-15. 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

RECOMMENDATION:

SHERIFF

- Find that the proposed project is not subject to California Environmental Quality Act (CEQA) as specified under Section 15301 of the CEQA Guidelines.
- Authorize the Director, Department of Purchasing and Contracting to advertise and award a contract and take any other action authorized by Section 401 et seq. of the Administrative Code with respect to contracting for the maintenance, service, repair, and emergency repair of intercom and public address systems located in various County of San Diego detention facilities.

ACTION:

ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board took action as recommended, on Consent.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

2. **SUBJECT: SHERIFF - REQUEST TO ESTABLISH APPROPRIATIONS FOR THE 2013 PAUL COVERDELL FORENSIC SCIENCE IMPROVEMENT GRANT (DISTRICTS: ALL)**

OVERVIEW:

On April 9, 2013 (4), the Board of Supervisors approved the application for and acceptance of the 2012 California Coverdell Forensic Science Improvement Program grant. This is a request to establish appropriations of \$36,426 in grant funding from the California Governor's Office of Emergency Services (Cal OES) for the 2013 Paul Coverdell Forensic Science Improvement Program. This program awards funds to California crime laboratories, medical examiners and coroners to improve the quality, timeliness, and credibility of the operations' forensic science activities. During the project period October 1, 2013, to August 31, 2014, the grant award will be used for the continuing education of 17 forensic scientists at the Sheriff's Regional Forensic Crime Laboratory.

FISCAL IMPACT:

Funds for this request are not included in the Fiscal Year 2013-14 Operational Plan for the Sheriff's Department. If approved, this request will result in current year costs and revenue of \$36,426. The funding source is grant revenue from California Governor's Office of Emergency Services. This grant award recovers all Sheriff's Department direct costs but does not recover costs associated with administrative overhead and support. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

SHERIFF

1. Waive Board Policy B-29, Fees, Grants, Revenue Contracts – Department Responsibility for Cost Recovery, which requires full cost recovery for grants and revenue contracts, as this grant program does not recover full cost.
2. Establish appropriations of \$36,426 in the Sheriff's Department for Services and Supplies based on unanticipated revenue from California Governor's Office of Emergency Services for the 2013 Paul Coverdell Forensic Science Improvement Program for the project period October 1, 2013 to August 31, 2014. (4 VOTES)

3. Authorize the Sheriff to review and execute all required grant and grant-related documents and any annual extensions, amendments, and/or revisions thereof that do not materially impact or alter the services or funding levels.

ACTION:

ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board took action as recommended, on Consent.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

3. SUBJECT: SHERIFF'S DEPARTMENT REQUEST FOR SOLE SOURCE PROCUREMENT OF PROGRAMMABLE MATCHING ACCELERATOR (DISTRICTS: ALL)

OVERVIEW:

The California Identification/Remote Access Network (Cal-ID/RAN) consists of a statewide network of equipment and procedures providing local law enforcement agencies direct access to local, State, and federal automated fingerprints, palm prints, photo systems, and databases. Specifically, the network provides identification of subjects booked into detention facilities and latent prints lifted from crime scenes. Cal-ID/RAN provides services for 18 cities in the San Diego region with access to all fingerprint, latent, palm print and photo inquiries.

3M Cogent, Inc. is the current vendor for the Sheriff's Department's Automated Fingerprint Identification System (AFIS). AFIS is a computerized network that stores and processes fingerprint and palm print images in a searchable database for law enforcement. Two major functions of AFIS are to (1) assist in criminal investigations by matching latent prints found at crime scenes to known prints of subjects in the database, and (2) verify the identity of arrested individuals by matching their prints against the database.

The matching process for both functions is done by Cogent's Programmable Matching Accelerator (PMA), which is a high-speed image matching device that can be programmed to perform a variety of matching tasks for fingerprints, palm prints, facial images and other biometrics. However, the volume of matching tasks has grown to the point where the capacity of the Sheriff's single PMA is no longer sufficient and AFIS freezes. As the AFIS vendor, only 3M Cogent, Inc. can provide the additional PMA to work with the current system and to reduce or eliminate the freeze issue.

This action requests authorization for the sole source procurement of one (1) Programmable Matching Accelerator from 3M Cogent, Inc.

FISCAL IMPACT:

Funds for this request are included in the Fiscal Year 2013-14 Operational Plan for the Sheriff's Department. If approved, this request will result in estimated current year costs and revenue of \$289,342. Annual maintenance costs are estimated to be \$31,828 after the one-year warranty expires. The funding source is Sheriff's

Fingerprint ID Trust Fund. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

SHERIFF

In accordance with Board Policy A-87, Competitive Procurement, approve and authorize the Director, Department of Purchasing and Contracting to enter into negotiations with 3M Cogent, Inc. and subject to successful negotiations and determination of a fair and reasonable price, award a contract for the purchase of one (1) Programmable Matching Accelerator, and amend the contract as needed to reflect changes to services and funding, subject to the approval of the Sheriff. Waive the advertising requirement of Board Policy A-87.

ACTION:

ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board took action as recommended, on Consent.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

4. **SUBJECT: REQUEST TO APPLY FOR AND ACCEPT THE JUVENILE ACCOUNTABILITY BLOCK GRANT FUNDS - DIRECT ALLOCATION (DISTRICTS: ALL)**

OVERVIEW:

The Juvenile Accountability Block Grant (JABG) is a direct allocation administered at the federal level by the Office of Juvenile Justice and Delinquency Prevention (OJJDP). The designated state agency, the Board of State and Community Corrections (BSCC), distributes the allocations to local jurisdictions.

This is a request to adopt a resolution authorizing the Probation Department to submit an application for and accept the JABG direct allocation funds in the amount of \$169,937 for the period of July 1, 2014 through June 30, 2015. The funds will be used to provide juvenile accountability and reentry services for youthful offenders. A waiver of Board Policy B-29, Fees, Grants, Revenue Contracts, is requested for the acceptance of JABG funds because there is a ten percent match requirement.

FISCAL IMPACT:

Funds for this request are included in the Fiscal Year 2014-16 CAO Recommended Operational Plan in the Probation Department. If approved, this request will result in total costs of \$188,819 and revenue of \$169,937 in Fiscal Year 2014-15. The funding sources are the Juvenile Accountability Block Grant (JABG) (\$169,937) and General Purpose Revenue (\$18,882). The JABG grant has a ten percent (\$18,882) match requirement that will be satisfied by in-kind probation salaries and benefits and services and supplies. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

1. Waive Board Policy B-29, Fees, Grants, Revenue Contracts – Department Responsibility for Cost Recovery, which requires full cost recovery for grants and revenue contracts.
2. Adopt a resolution entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO RELATING TO JUVENILE ACCOUNTABILITY BLOCK GRANT FUNDS.
3. Authorize the Chief Probation Officer to sign and submit a grant application and if awarded accept the estimated amount of \$169,937 in grant funds for the period of July 1, 2014 through June 30, 2015 from the Board of State and Community Corrections for the Juvenile Accountability Block Grant for the purposes of providing juvenile accountability and reentry services for youthful offenders so long as there are no material changes to the grant terms and funding levels.
4. Authorize the Chief Probation Officer to review and execute all required grant and grant-related documents including any agreements with other agencies for the distribution of grant funds where necessary to carry out the purposes of the grant, and any annual extensions, amendments and/or revisions that do not materially impact or alter services or funding level.

ACTION:

ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board took action as recommended, on Consent, adopting Resolution No. 14-052, entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO RELATING TO JUVENILE ACCOUNTABILITY BLOCK GRANT FUNDS.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

5. **SUBJECT: SECOND CONSIDERATION AND ADOPTION OF ORDINANCE: AN ORDINANCE REPEALING AND REENACTING THE COUNTY FIRE CODE AND AMENDING RELATED REGULATORY CODE SECTIONS (DISTRICTS: ALL)**

OVERVIEW:

On May 6, 2014 (4), the Board of Supervisors introduced the Ordinance for further consideration and adoption on May 20, 2014.

Every three years the State of California repeals, revises and republishes the California Building Standards Code ("CBSC") in its entirety and in doing so adopts and publishes amendments to the included California Fire Code (California Code of Regulations, Title 24, Part 9). California Health and Safety Code sections 17922, 17958, 17958.5 and 17958.7 provide that the County may adopt the California Fire Code by reference as the County's own fire code and make such changes or modifications that the Board of Supervisors expressly finds are reasonably necessary because of local climatic, geological or topographical conditions.

The proposed ordinance adopts the California Fire Code by reference as the County Fire Code and makes additions, modifications and deletions that County staff has determined are necessary because of San Diego County's climatic, geological and topographical conditions. The proposed findings include, but are not limited to vegetation that is highly combustible in its natural state, prevalence of hot and dry conditions at certain times of the year including exposure to Santa Ana winds, history of drought conditions, hilly and mountainous terrain that limit access and egress and increase the speed at which wildfires spread, history of severe wildfires that have caused devastating losses, potentially severe rainstorms with resultant flooding and proximity to earthquake fault zones.

The proposed County Fire Code also contains provisions related to vegetation management, water supply, fireworks, and increased access for fire equipment for new development in rural areas, similar to what the Board of Supervisors approved in the most recent updates to the County Fire Code in 2011. The proposed ordinance also amends related sections of the County Regulatory Code pertaining to fireworks permitting.

FISCAL IMPACT:

There is no fiscal impact associated with this request.

BUSINESS IMPACT STATEMENT:

The State's adoption of the amended codes is not anticipated to significantly increase construction costs.

RECOMMENDATION:
CHIEF ADMINISTRATIVE OFFICER

1. Adopt the Ordinance entitled:

AN ORDINANCE REPEALING AND REENACTING THE COUNTY FIRE CODE AND AMENDING RELATED REGULATORY CODE SECTIONS.

2. Direct the Clerk of the Board of Supervisors to provide a certified copy of the adopted ordinance amending the County Fire Code together with the associated findings to the California Building Standards Commission pursuant to Health and Safety Code section 17598.7

ACTION:

ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board took action as recommended, on Consent, adopting Ordinance No. 10337 (N.S.), entitled: AN ORDINANCE REPEALING AND REENACTING THE SAN DIEGO COUNTY FIRE CODE AND AMENDING RELATED REGULATORY CODE SECTIONS.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

6. **SUBJECT: HEALTH AND HUMAN SERVICES AGENCY - ESCONDIDO HEALTH SERVICES CONSOLIDATION - APPROVAL OF NEW LEASE AGREEMENT AT 649 W. MISSION AVENUE, ESCONDIDO WITH MDA MISSION AVE ONE, LLC (DISTRICT: 3)**

OVERVIEW:

On April 15, 2014 (13) the Board of Supervisors approved in principle: 1) the lease of 80,000 to 95,000 square feet in the City of Escondido for the relocation and consolidation of the Health and Human Services Agency Escondido Family Resource Center and other health and human services programs; and 2) the lease of 7,000 to 10,000 square feet in both North and South San Diego County for Department of Child Support Services satellite offices and co-location of these offices with Health and Human Services Agency facilities, where feasible. The Board also authorized the Director, Department of General Services to negotiate leases for properties that would meet these requirements for the Board's consideration at a subsequent meeting.

Staff has conducted a site search of available space in the Escondido market and has identified a 113,000 square-foot retail building on 10.88 acres at 649 West Mission Avenue, Escondido that meets the location, size, and parking requirements of the Health and Human Services Agency and allows the co-location of a satellite office for the Department of Child Support Services. Negotiations were initiated and successfully concluded with Diamond Development, LLC, who is currently in escrow to purchase the property and will assign its interest to MDA MISSION AVE ONE, LLC prior to the close of escrow.

The Board is requested to approve a new 10-year lease, with three 5-year options to extend the term, with MDA MISSION AVE ONE, LLC for approximately 105,000 square feet of office space (95,000 square feet billable). The lease payment would be \$185,250 per month (\$1.95 per square foot), which includes all operating expenses except electricity, which would be paid by the County. This rent is within the range of recent transactions for comparable space in San Diego County. If today's action is approved, the lease agreement will be executed with MDA MISSION AVE ONE, LLC upon the close of escrow.

FISCAL IMPACT:

Funds for this request are included in the Fiscal Year 2014-16 CAO Recommended Operational Plan for the Health and Human Services Agency and Department of Child Support Services. If approved and the lease commences April 1, 2015, occupancy costs are estimated to be \$612,750 for Fiscal Year 2014-15 and \$2,469,383 for Fiscal Year 2015-16. In addition, estimated one-time costs of \$4,000,000 will be incurred in Fiscal Year 2014-15. The one-time costs include furniture, fixtures and equipment and other ancillary moving costs. The one-time costs associated with the furniture purchase would have occurred regardless as part of a planned furniture refresh.

If the County terminates the lease at 463 North Midway Drive, Escondido on February 28, 2015, the early termination provision in the lease requires reimbursement of prorated landlord commission costs of approximately \$3,300. The termination fee, if paid, will result in an additional cost of approximately \$3,300 in Fiscal Year 2014-15.

The funding sources for the Health and Human Services Agency are Social Services Administrative Revenue, Realignment, General Purpose Revenue, and HHSF Fund Balance and for the Department of Child Support Services are Title IV-D and State Child Support Program funding. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT:

The County's lease of this property for a regional health center, and the services provided at this location to the public will generate additional positive economic benefits to building ownership, surrounding businesses and the local economy.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

1. Find in accordance with Section 15301 of the California Environmental Quality Act (CEQA) Guidelines, that this project is categorically exempt from CEQA review because it involves the lease of existing facilities with negligible or no expansion of existing use.
2. Approve and authorize the Director, Department of General Services, to execute three copies of the lease agreement for 649 West Mission Avenue, Escondido with MDA MISSION AVE ONE, LLC upon close of escrow.

ACTION:

ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board took action as recommended, on Consent.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

7. **SUBJECT: COUNTY LIBRARY - ACCEPTANCE OF GIFTS AND DONATIONS, ESTABLISH APPROPRIATIONS OF GRANT FUNDS FOR THE SAN DIEGO COUNTY LIBRARY (DISTRICTS: ALL)**

OVERVIEW:

San Diego County Library (SDCL) has received numerous gifts and donations from individuals and groups that are interested in promoting library service to their communities. County of San Diego Administrative Code, Section 66, Acceptance of Gifts, permits the acceptance of gifts and donations by the administrative head of each department of the County, subject to ratification by the Board of Supervisors. A report of all individual gifts not exceeding \$5,000 is required, as well as Board of Supervisors' approval to accept individual gifts over \$5,000. Today's action will approve the acceptance of \$258,445 in cash and non-cash gifts and donations exceeding \$5,000 in value received by SDCL between the period of July 1, 2013 and December 31, 2013 and acknowledge an additional \$64,704 in cash and non-cash gifts and donations not exceeding \$5,000 for a total value of \$323,149. A portion of the cash donations received was matched by the Library Fund.

The California State Library has awarded a total of \$33,381 for a California Library Literacy Services grant for Fiscal Year 2013-14. The California State Library is dedicated to supporting SDCL's literacy program. This grant supports the adults and family literacy. In order to provide the consistent need for adult literacy tutoring, SDCL serves its communities by providing relevant and up-to-date library materials to adult learners.

Cal Humanities has awarded a total of \$15,000 for a California Reads public library grant. Cal Humanities supports efforts to bring Californians together to explore important topics through books that invite thoughtful community conversation.

The County Library's mission is to inform, educate, inspire, and entertain. The County Library applies for grants and awards to fund programs that support the strategic goals of the County of San Diego and the mission of County Library.

FISCAL IMPACT:

Funds for this request are partially included in the Fiscal Year 2013-14 Operational Plan for the San Diego County Library (SDCL). If approved, this request will result in current year cost and revenue of \$48,381. The funding source is the California State Library (\$33,381) and Cal Humanities (\$15,000). There will be no change in net General Fund costs and no additional staff years. If future

applications for grants that support the County of San Diego's Strategic Plan and SDCL's mission result in an award, a subsequent item will be brought to the Board to appropriate the funds.

SDCL received cash and non-cash donations of \$323,150 between July 1, 2013 and December 31, 2013. Of these donations, \$167,247 qualified for matching funds from the Library Fund fund balance available in Fiscal Year 2012-13. The largest donation was \$18,500 from the Friends of the Encinitas Library.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

1. In accordance with Administrative Code Section 66, Acceptance of Gifts, accept the County Library Report of Gifts for the period July 1, 2013 through December 31, 2013 and ratify the acceptance of gifts exceeding \$5,000.
2. Authorize the Chairwoman of the Board of Supervisors to sign letters of appreciation for donations over \$5,000.
3. Establish appropriations of \$33,381 in the Library Fund, Services and Supplies for the California Library Literacy Services grant project based on a grant from the California State Library. **(4 VOTES)**
4. Establish appropriations of \$15,000 in the Library Fund, Services and Supplies for the California Reads public library grant project based on a grant from Cal Humanities. **(4 VOTES)**

ACTION:

ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board took action as recommended, on Consent.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

**8. SUBJECT: MEDI-CAL OUTREACH AND ENROLLMENT GRANT
(DISTRICTS: ALL)**

OVERVIEW:

The federal Patient Protection and Affordable Care Act made many persons newly eligible for Medi-Cal as of January 1, 2014. The State of California Department of Health Care Services accepted funding from private foundations for Medi-Cal outreach and enrollment activities for specified populations. The County of San Diego was awarded a grant allocation to partner with community-based organizations to coordinate outreach and enrollment activities that focus on seven targeted populations, including persons who are inmates in the custody of the Sheriff or persons under the supervision of the Probation Department.

Today's recommended actions would authorize the acceptance of these grant funds as well as the issuance of a competitive procurement and authorization to negotiate a contract amendment for Medi-Cal outreach and enrollment services. These actions support the County's *Live Well San Diego* initiative by helping build a better service delivery system in the San Diego region.

FISCAL IMPACT:

Funds for this request are included in the Health and Human Services Agency's Fiscal Year 2014-16 CAO Recommended Operational Plan. If approved, this request will result in costs and revenues of \$1,776,336 in Fiscal Year 2014-15. The funding source is the Department of Health Care Services. There will be no change in net General Fund costs and no additional staff years.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

1. Accept and authorize the Clerk of the Board to execute a Grant Allocation Agreement with the California Department of Health Care Services for Medi-Cal Outreach and Enrollment for the period March 12, 2014 through December 31, 2016 in the amount of \$1,776,336, and any subsequent amendments, subject to the approval of the Director, Health and Human Services Agency.
2. In accordance with Section 401, Article XXIII of the County Administrative Code, authorize the Director, Purchasing and Contracting to issue a Competitive Solicitation for Medi-Cal Outreach and Enrollment services to eligible persons who are inmates in the custody of the Sheriff or persons under the supervision of the Probation Department, and upon successful negotiations and determination of a fair and reasonable price, award contracts to Community-Based Organizations for a term of one year, with three one-year options and up to an additional six months if needed, and to amend the contracts as needed to reflect changes to services and funding.
3. In accordance with Board Policy A-87, Competitive Procurement, authorize the Director, Department of Purchasing and Contracting, to enter into negotiations with United Healthcare, dba AmeriChoice, and subject to successful negotiations and determination of a fair and reasonable price, amend contract number 507645 to include Medi-Cal Outreach and Enrollment activities to persons who are inmates in custody of the Sheriff or persons under the supervision of the Probation Department and to amend the contract as needed to reflect changes to services and funding.

ACTION:

ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board took action as recommended, on Consent.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

9. **SUBJECT: BI-NATIONAL TRAVEL TO MONTERREY, NUEVO LEON, MEXICO FOR HHS DEPUTY DIRECTOR, CENTRAL AND SOUTH REGIONS (DISTRICTS: ALL)**

OVERVIEW:

The Health and Human Services Agency (HHS) has been given the opportunity to send a representative to facilitate a leadership program benefitting the public health of the United States and Mexico Border Region. The program is available through support from the U.S.- México Border Health Commission (BHC) in collaboration with the Arizona Department of Health Services Office of Border Health, and the BHC Arizona and Baja California Outreach Offices.

In accordance with Board of Supervisors Policy D-7, Out-of-County Business and Related Guidelines and Processes, today's action requests Board authority for the Deputy Director, Central and South Regions to travel to Monterrey, Nuevo Leon, Mexico to facilitate the Leaders across Borders (LaB) program, designed for public health, health care and community leaders working to improve the health of communities in the United States and Mexico Border Region. The dates for facilitating these trainings are July 5, 2014 through July 9, 2014 (including travel time). Today's action supports the County's adopted *Live Well San Diego* initiative by supporting regional leadership efforts to improve the health in the San Diego-Tijuana border region.

FISCAL IMPACT:

Funds for this request are included in the Fiscal Year 2014-16 CAO Recommended Operational Plan for the Health and Human Services Agency. Travel expenses such as airfare, hotel, parking, ground transportation, and some meals, will be paid by the event partners. Remaining ancillary costs not covered by the event partners will be paid by the County. The funding sources are Social Services Administrative revenue and Realignment revenue. The Deputy Director, Central and South Regions will receive regular salary and benefits and no overtime will be incurred.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

Approve travel to Monterrey, Nuevo Leon, Mexico for the Deputy Director, Central and South Regions to facilitate the Leaders across Borders (LaB) program from July 5, 2014 through July 9, 2014.

ACTION:

ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board took action as recommended, on Consent.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

10. SUBJECT: SECOND CONSIDERATION AND ADOPTION OF ORDINANCES: REGULATING THE USE OF ELECTRONIC SMOKING DEVICES (DISTRICTS: ALL)

OVERVIEW:

On May 6, 2014 (6), the Board of Supervisors introduced the Ordinances for further consideration and adoption on May 20, 2014.

On March 11, 2014 (7), the Board of Supervisors approved changes to Board Policy A-99, Tobacco and Electronic Smoking Device Use, Prevention and Cessation, including an updated definition of electronic smoking devices. The Board also directed the Chief Administrative Officer to return to the Board with proposed regulatory language for the Board to review for regulatory controls in which County policies for electronic smoking devices follow those of conventional cigarettes.

Electronic smoking devices are electronic and/or battery-operated devices, the use of which may resemble smoking, which can be used to deliver an inhaled dose of nicotine or other substances. The use of these devices is increasing, including among youth. The safety of these devices has not been demonstrated. Most of these products contain nicotine, a highly addictive neurotoxin with known negative health effects. The solutions in these devices, as well as the emissions released during use, contain not only nicotine, but several other chemicals with potential impacts on health. While the number and concentration of these chemicals are generally lower than in conventional cigarettes, short term health effects on the users of these devices have been demonstrated. Impacts from the emissions during their use on those exposed only passively to the emissions have also been shown in laboratory settings. The devices are not yet regulated by the U.S. Food and Drug Administration (FDA). Scientific studies have not demonstrated that users of electronic smoking devices have greater success with smoking cessation, and the products are not approved by the FDA for smoking cessation or for the treatment of any health conditions.

Today's recommended actions would begin the process to prohibit the use of electronic smoking devices, where conventional cigarettes cannot be used, in and around County facilities and public buildings; in County parks and trails; and in current smoke-free workplaces and public buildings in unincorporated areas of the county. This action supports *Live Well San Diego*, the County's ten-year initiative to support healthy, safe, and thriving communities. Specifically, these suggested changes will support healthy choices, through implementing policy changes for a healthy environment, as well as change the culture from within for our County workforce and clients in County facilities.

If approved, today's action will begin the process to add language prohibiting certain uses of electronic smoking devices to the County Administrative and Regulatory Codes by introducing two Ordinances for the Board's consideration. The Ordinances are scheduled to return to the Board for second reading and adoption on May 20, 2014 and will become effective thirty days after adoption.

FISCAL IMPACT:

There is no fiscal impact associated with this action.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

1. Adopt the Ordinances entitled:

AN ORDINANCE AMENDING COUNTY OF SAN DIEGO ADMINISTRATIVE CODE ARTICLE III TO REGULATE THE USE OF ELECTRONIC SMOKING DEVICES IN AND AROUND COUNTY FACILITIES, COUNTY PUBLIC BUILDINGS AND OTHER LOCATIONS; and

AN ORDINANCE AMENDING TITLES 3, 4 AND 8 OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES TO REGULATE THE USE OF ELECTRONIC SMOKING DEVICES IN COUNTY PARKS, ON COUNTY TRAILS AND IN THE UNINCORPORATED AREA OF THE COUNTY OF SAN DIEGO.

2. Direct the Chief Administrative Officer, upon the effective date of the Ordinances, to update all County Groups' and Departments' existing no smoking policies, manuals, and other applicable documents to prohibit the use of electronic smoking devices in locations where smoking tobacco is prohibited; and to modify signage for County facilities, parks, and trails, as appropriate, to implement this prohibition.

ACTION:

ON MOTION of Supervisor D. Roberts, seconded by Supervisor R. Roberts, the Board took action as recommended, adopting Ordinance No. 10338 (N.S.), entitled: AN ORDINANCE AMENDING COUNTY OF SAN DIEGO ADMINISTRATIVE CODE ARTICLE III TO REGULATE THE USE OF ELECTRONIC SMOKING DEVICES IN AND AROUND COUNTY FACILITIES, COUNTY PUBLIC BUILDINGS AND OTHER LOCATIONS; and Ordinance No. 10339 (N.S.), entitled: AN ORDINANCE AMENDING TITLES 3, 4 AND 8 OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES TO REGULATE THE USE OF ELECTRONIC SMOKING DEVICES IN COUNTY PARKS, ON COUNTY TRAILS AND IN THE UNINCORPORATED AREA OF THE COUNTY OF SAN DIEGO.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

11. **SUBJECT: NEIGHBORHOOD REINVESTMENT GRANTS**
 (DISTRICT: 5)

OVERVIEW:

Neighborhood Reinvestment Program funding assists non-profit organizations in providing essential services to citizens of San Diego County. Reinvesting taxpayer money in worthwhile organizations is a benefit to the citizens and communities of North County.

FISCAL IMPACT:

The fiscal impact of these recommendations is \$374,307. Funds for this request are included in the Fiscal Year 2013-2014 Operational Plan for the Neighborhood Reinvestment Program (15760). The funding source is General Fund fund balance. There will be no change in net General Fund costs and no additional staff years.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

VICE-CHAIRMAN BILL HORN

1. Allocate \$50,000 from Neighborhood Reinvestment budget (15670) to the American Legion Post 853 (Borrego Springs) to remodel the Post kitchen, located at 4515 Borrego Springs Road, Borrego Springs, CA 92004.
2. Allocate \$25,000 from Neighborhood Reinvestment budget (15670) to the Boys & Girls Club of San Marcos to remodel the boys' and girls' bathrooms at the Jennifer Loscher Branch, located at 1 Positive Place, San Marcos, CA 92069.
3. Allocate \$10,000 from Neighborhood Reinvestment budget (15670) to Brother Benno Foundation to help purchase a 14 foot refrigerator truck for picking up donated food.
4. Allocate \$20,000 from Neighborhood Reinvestment budget (15670) to the Devil Pups Youth Program for America to purchase new uniforms, manuals for attendees, Devil Pup Challenge Coins and community outreach material.
5. Allocate \$20,000 from Neighborhood Reinvestment budget (15670) to the Fallbrook Center for the Arts, Inc. for improvements and repairs including refurbishing signage and making repairs to the building exterior for improvement at the Fallbrook Art Center located at 103 S. Main, Fallbrook, CA 92028, and repairing a leaky roof by replacing five wind turbines and repairing electrical equipment, installing ceiling insulation, and installing a wall heater, for the School of the Arts at 310 E. Alvarado, Fallbrook, CA 92028.

6. Allocate \$10,000 from Neighborhood Reinvestment budget (15670) to Fallbrook Community Youth Baseball Council, Inc. to transform the Pony Field to a Universal Field and provide two new practice fields, including demolition of the existing announcer's tower, building a new announcer's tower, and building new seating and fencing, at the field located at 324 Elm Tree Lane, Fallbrook, CA 92028.
7. Allocate \$10,000 from Neighborhood Reinvestment budget (15670) to the Fallbrook Music Society to help with printing costs for season brochures, concert programs, and promotional fliers and collateral materials, educational materials and books, office supplies, postage, and repair the society's grand piano.
8. Allocate \$20,000 from Neighborhood Reinvestment budget (15670) to Hospice of the North Coast to help purchase specialized appliances, such as, electric hospital beds, spot vital sign and stand, a telephone system, a washer and dryer, and a dishwasher for the Hospice.
9. Allocate \$20,000 from Neighborhood Reinvestment budget (15670) to Interfaith Community Services to purchase new computers, webcams, and a television display for their new one-stop veterans' center at 1617 Mission Avenue, Oceanside.
10. Allocate \$50,000 from Neighborhood Reinvestment budget (15670) to North County Solutions for Change to design and build Phase 2 of the aquaponics farming system at 7948 La Rueda in Vista including building materials, purchase and installation of electrical equipment and new greenhouses, existing greenhouse repairs, building permits, security cameras, aquaponics system equipment, heating and cooling for greenhouses, site cleanup, and site grading.
11. Allocate \$20,000 from Neighborhood Reinvestment budget (15670) to the Oceanside Chamber of Commerce to print Oceanside Living Magazine and make various office improvements and equipment purchases, such as, a storage shed unit, wall art and displays, computers and software, coffee serving pots, office desks and chairs, a refrigerator, a vacuum cleaner, conference room tables, and street banners for Downtown Oceanside for the Chamber office located at 928 North Coast Highway, Oceanside, CA 92054.
12. Allocate \$5,000 from Neighborhood Reinvestment budget (15670) to the Oceanside Historical Society to fund a museum quality photo display of the history of the Oceanside community, including proper shelving and book cases to store archival materials for the Historical Society at 305 Nevada Street, Oceanside, CA 92054.
13. Allocate \$10,000 from Neighborhood Reinvestment budget (15670) to Pro Kids Golf Academy to help purchase classroom furniture, sound panels, shade structure, cabinets and shelving for the Oceanside facility located at 821 Douglas Drive, Oceanside, CA 92058.

14. Allocate \$40,000 from Neighborhood Reinvestment budget (15670) to Smarty Patch Foundation, Inc. to help renovate the early learning center for preschoolers in Vista, including a new playground by removing and replacing asphalt with resilient surfacing, replacing the playground structure, adding shade structures, outdoor blocks, tables, benches and new plant materials, and constructing a new children's garden area, located at 990 Vale Terrace Drive, Vista, CA 92084.
15. Allocate \$15,000 from Neighborhood Reinvestment budget (15670) to Valley Center Parks and Recreation to make one-time equipment and supply purchases for the Valley Center Western Days event on Saturday, May 24, 2014 such as breakable windows and bottles, trash cans, cups, napkins, banners, printing of magazines and programs, purchasing of sound equipment and tables and chairs, as well as ribbons for kids and t-shirts.
16. Allocate \$9,307 from Neighborhood Reinvestment budget (15670) to the Vista Chamber of Commerce to fund new technology equipment, such as a room projector, a lobby monitor, computer and software, a live web camera to showcase downtown Vista, and installation of Downtown Vista Wi-Fi infrastructure equipment, located at 127 Main, Vista, CA 92084.
17. Allocate \$20,000 from Neighborhood Reinvestment budget (15670) to Vista Hi Noon Rotary Club to help construct a Veterans' Memorial Wall along Vista Village Drive in Vista on Vista Village Drive between Main Street and Civic Center Drive.
18. Allocate \$20,000 from Neighborhood Reinvestment budget (15670) to Yuima Municipal Water District to help purchase a set of Amkus Emergency Extraction Devices, commonly referred to as the "Jaws of Life."
19. Authorize the Chief Financial Officer to execute a grant agreement with the organizations listed above, establishing terms for receipt of the funds described above and to make minor amendments to the agreement that are consistent with the general purpose of the grant but do not increase the grant.
20. Find that these grant awards have a public purpose.
21. Find that the allocations to the American Legion Post 853 (Borrego Springs), Boys & Girls Club of San Marcos, Fallbrook Center for the Arts, Inc., Fallbrook Community Youth Baseball Council, Inc., Smarty Patch Foundation, Inc., and Vista Hi Noon Rotary Club are exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15301 and that the allocation to North County Solutions for Change is exempt from CEQA pursuant to CEQA Guidelines section 15303.

ACTION:

ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board took action as recommended, on Consent.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

**12. SUBJECT: NEIGHBORHOOD REINVESTMENT PROGRAM
(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.

FISCAL IMPACT:

The fiscal impact of these recommendations is **\$196,500**. Funds for this request are included in the Fiscal Year 2013-2014 Operational Plan for the Neighborhood Reinvestment Program (Org 15650). The funding source is General Fund fund balance. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

SUPERVISOR GREG COX

1. Allocate \$118,000 from the Neighborhood Reinvestment Program budget (Org 15650) to the San Diego Association of Governments for the engineering, design, purchase, and installation of the Interstate-805 Palomar Street Bridge fence enhancement in Chula Vista.
2. Allocate \$75,000 from the Neighborhood Reinvestment Program budget (Org 15650) to the San Diego Association of Governments to conduct a feasibility study for a bicycle and pedestrian tube that attaches to the underside of the San Diego-Coronado bridge, taking into account the structural and seismic integrity of the bridge, public safety and emergency response systems and potential military concerns, including the reduced clearance for ships passing under the bridge.
3. Allocate \$3,500 from the Neighborhood Reinvestment Program budget (Org 15650) to the Bonita Historical Society to purchase and install interior lighting fixtures for the Bonita Museum located at 4355 Bonita Road.
4. Establish appropriations of \$842.16 in the Neighborhood Reinvestment Program budget (Org 15650) for reallocation to other projects based on the unused portion of the 09/25/2012 (16) allocation of \$7,200 to Jacobs Center for Neighborhood Innovation. **(4 VOTES)**

5. Authorize the Chief Financial Officer to execute grant agreements with these organizations establishing terms for receipt of the funds described above and to make minor amendments to the agreements that are consistent with the general purpose of the grant but do not increase the grant.
6. Find that the grant awards described above have a public purpose.
7. Find that the allocation to the San Diego Association of Governments for the bridge enhancement project is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15301.

ACTION:

Supervisors Greg Cox, Dave Roberts, Ron Roberts, and Bill Horn having disclosed that they received stipends from SANDAG, ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board took action as recommended, on Consent.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

13. **SUBJECT: NOTICED PUBLIC HEARING:
ISSUANCE OF REVENUE OBLIGATIONS BY
THE CALIFORNIA ENTERPRISE DEVELOPMENT
AUTHORITY FOR THE BENEFIT OF NORTH COUNTY
HEALTH INCORPORATED IN AN AGGREGATE AMOUNT
NOT TO EXCEED \$3,000,000 (DISTRICT: 5)**

OVERVIEW:

The County has received a request from the California Enterprise Development Authority ("CEDA" or "Authority") to conduct a public hearing as required by the Internal Revenue Code and to approve the Authority's issuance of Revenue Obligations in an aggregate principal amount not to exceed \$3,000,000 ("Obligations"), on behalf of North County Health Incorporated ("Borrower"), a nonprofit public benefit corporation under the laws of the State of California. The Borrower will use the proceeds of the Obligations to finance the (i) construction of an approximately 12,698 square foot building located at 2210 Mesa Drive, Oceanside, California 92054 which will function as a pediatric clinic and include examination, treatment and consulting space; (ii) installation of equipment and furnishings at such facility; and (iii) construction of additional parking spaces and pay the costs of such financing ("Project").

CEDA is authorized to assist in financing for nonprofit public benefit organizations or for profit corporations with a public benefit project wishing to issue tax-exempt Obligations, including the Borrower. In order to initiate such a financing, a member jurisdiction in which the Project resides, i.e. the County of San Diego, must: (1) conduct a public hearing to satisfy the public approval requirement of Section 147(f) of the Internal Revenue Code; and (2) approve CEDA's issuance of the Obligations. Although CEDA will be the issuer of the Obligations for the Borrower, the financing cannot proceed without the approval of

a governmental unit having jurisdiction over the area, which includes the County of San Diego. Today's recommendations will provide CEDA with the required authorization to pursue its determination to issue the Obligations on behalf of the Borrower for the Project.

FISCAL IMPACT:

If approved, the proposal will result in \$1,000 of unanticipated revenue to be used to reimburse the County for costs associated with this non-County financing. No additional staff years will be required.

The Borrower will be responsible for the payment of all present and future costs in connection with issuance of the financing. The County will incur no obligation of indebtedness as a result of these actions.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

1. Pursuant to Section 147(f) of the Internal Revenue Code, hold a public hearing regarding the financing of the Project.

2. Adopt a resolution entitled:

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO APPROVING THE ISSUANCE BY THE CALIFORNIA ENTERPRISE DEVELOPMENT AUTHORITY OF ITS REVENUE OBLIGATIONS FOR THE BENEFIT OF NORTH COUNTY HEALTH PROJECT INCORPORATED IN AN AGGREGATE AMOUNT NOT TO EXCEED \$3,000,000 FOR THE PURPOSE OF FINANCING THE COST OF THE CONSTRUCTION, EQUIPPING AND FURNISHING OF CERTAIN PROPERTY, PROVIDING THE TERMS AND CONDITIONS FOR SUCH OBLIGATIONS AND OTHER MATTERS RELATING THERETO.

ACTION:

ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board closed the Hearing and took action as recommended, on Consent, adopting Resolution No. 14-053, entitled: RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO APPROVING THE ISSUANCE BY THE CALIFORNIA ENTERPRISE DEVELOPMENT AUTHORITY OF ITS REVENUE OBLIGATIONS FOR THE BENEFIT OF NORTH COUNTY HEALTH PROJECT INCORPORATED IN AN AGGREGATE AMOUNT NOT TO EXCEED \$3,000,000 FOR THE PURPOSE OF FINANCING THE COST OF THE CONSTRUCTION, EQUIPPING AND FURNISHING OF CERTAIN PROPERTY, PROVIDING THE TERMS AND CONDITIONS FOR SUCH OBLIGATIONS AND OTHER MATTERS RELATING THERETO.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

14. **SUBJECT: NOTICED PUBLIC HEARING:
ISSUANCE OF REVENUE OBLIGATIONS BY THE
CALIFORNIA ENTERPRISE DEVELOPMENT
AUTHORITY FOR THE BENEFIT OF NEIGHBORHOOD
HEALTHCARE IN AN AGGREGATE AMOUNT NOT TO
EXCEED \$5,700,000 (DISTRICTS: 2 & 3)**

OVERVIEW:

The County has received a request from the California Enterprise Development Authority (“CEDA” or “Authority”) to conduct a public hearing as required by the Internal Revenue Code and to approve the Authority’s issuance of Revenue Obligations in an aggregate principal amount not to exceed \$5,700,000 (“Obligations”), on behalf of Neighborhood Healthcare (“Borrower”), a nonprofit public benefit corporation under the laws of the State of California. The Borrower will use the proceeds of the Obligations to refinance the costs of acquisition, construction, rehabilitation and equipping of the healthcare facilities located at (a) 728 East Valley Parkway, Escondido, California 92025, (b) 426 North Date Street, Escondido, California 92025, (c) 1001 East Grand Avenue, Escondido, California 92025, and (d) 425 North Date Street, Escondido, California 92025; and (2) finance the cost of constructing, equipping and furnishing an approximately 8,500 square foot, single story building to be located at 13010 Poway Road, Poway, California 92064 (collectively, the “Project”) and pay capitalized interest with respect to, and the costs of, such financing.

CEDA is authorized to assist in financing for nonprofit public benefit organizations or for profit corporations with a public benefit project wishing to issue tax-exempt Obligations, including the Borrower. In order to initiate such a financing, a member jurisdiction in which the Project resides, i.e. the County of San Diego, must: (1) conduct a public hearing to satisfy the public approval requirement of Section 147(f) of the Internal Revenue Code; and (2) approve CEDA’s issuance of the Obligations. Although CEDA will be the issuer of the Obligations for the Borrower, the financing cannot proceed without the approval of a governmental unit having jurisdiction over the area, which includes the County of San Diego. Today’s recommendations will provide CEDA with the required authorization to pursue its determination to issue the Obligations on behalf of the Borrower for the Project.

FISCAL IMPACT:

If approved, the proposal will result in \$1,000 of unanticipated revenue to be used to reimburse the County for costs associated with this non-County financing. No additional staff years will be required.

The Borrower will be responsible for the payment of all present and future costs in connection with issuance of the financing. The County will incur no obligation of indebtedness as a result of these actions.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

1. Pursuant to Section 147(f) of the Internal Revenue Code, hold a public hearing regarding the financing of the Project.
2. Adopt a resolution entitled:

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO APPROVING THE ISSUANCE BY THE CALIFORNIA ENTERPRISE DEVELOPMENT AUTHORITY OF ITS REVENUE OBLIGATIONS FOR THE BENEFIT OF NEIGHBORHOOD HEALTHCARE IN AN AGGREGATE AMOUNT NOT TO EXCEED \$5,700,000 FOR THE PURPOSE OF FINANCING AND REFINANCE THE COST OF THE ACQUISITION, CONSTRUCTION, EQUIPPING AND FURNISHING OF CERTAIN PROPERTY, PROVIDING THE TERMS AND CONDITIONS FOR SUCH OBLIGATIONS AND OTHER MATTERS RELATING THERETO.

ACTION:

ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board closed the Hearing and took action as recommended, on Consent, adopting Resolution No. 14-054, entitled: RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO APPROVING THE ISSUANCE BY THE CALIFORNIA ENTERPRISE DEVELOPMENT AUTHORITY OF ITS REVENUE OBLIGATIONS FOR THE BENEFIT OF NEIGHBORHOOD HEALTHCARE IN AN AGGREGATE AMOUNT NOT TO EXCEED \$5,700,000 FOR THE PURPOSE OF FINANCING AND REFINANCE THE COST OF THE ACQUISITION, CONSTRUCTION, EQUIPPING AND FURNISHING OF CERTAIN PROPERTY, PROVIDING THE TERMS AND CONDITIONS FOR SUCH OBLIGATIONS AND OTHER MATTERS RELATING THERETO.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

15. **SUBJECT: CARLSBAD UNIFIED SCHOOL DISTRICT 2014 GENERAL OBLIGATION REFUNDING BONDS (DISTRICT: 5)**

OVERVIEW:

A bond election was duly held in the Carlsbad Unified School District ("District") on November 7, 2006 pursuant to Section 15100 and following of the Education Code of the State of California. Approximately 69% of those voters casting ballots, which is above the fifty-five percent voter approval level required, authorized the issuance of general obligation bonds of the District in the maximum aggregate principal amount of \$198,000,000 ("Authorization"). To date, \$197,996,055 of the Authorization has been issued via four series of Bonds. Pursuant to the Government Code, the District is authorized to issue refunding bonds to refund all or a portion of outstanding general obligation bonds.

On April 23, 2014 the Board of Trustees of the District ("District Board") approved the issuance of not to exceed \$30,000,000 of general obligation refunding bonds under the Authorization, to be designated the "Carlsbad Unified School District General Obligation Refunding Bonds (Election of 2006), Series 2014," with appropriate series and taxability designations to be appended ("Refunding Bonds"). The Refunding Bonds are anticipated to refund, in part, the outstanding Carlsbad Unified School District General Obligation Bonds, Election of 2006, Series A, which had an original par amount of \$40,000,000 ("Prior Bonds"). The Refunding Bonds would replace already existing general obligations at a lower cost.

Today's recommendation will authorize the Treasurer-Tax Collector to enter into a Paying Agent Agreement with the District and to formally direct the Auditor and Controller to maintain the tax roll for the Refunding Bonds.

FISCAL IMPACT:

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

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

Adopt a resolution entitled:

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF A PAYING AGENT AGREEMENT, DIRECTING THE COUNTY AUDITOR AND CONTROLLER TO MAINTAIN TAXES ON THE TAX ROLL, AND AUTHORIZING THE EXECUTION OF NECESSARY CERTIFICATES RELATING TO GENERAL OBLIGATION REFUNDING BONDS OF THE CARLSBAD UNIFIED SCHOOL DISTRICT.

ACTION:

ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board took action as recommended, on Consent, adopting Resolution No. 14-055, entitled: RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF A PAYING AGENT AGREEMENT, DIRECTING THE COUNTY AUDITOR AND CONTROLLER TO MAINTAIN TAXES ON THE TAX ROLL, AND AUTHORIZING THE EXECUTION OF NECESSARY CERTIFICATES RELATING TO GENERAL OBLIGATION REFUNDING BONDS OF THE CARLSBAD UNIFIED SCHOOL DISTRICT.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

16. **SUBJECT: COUNTY OF SAN DIEGO AND SAN DIEGO COUNTY SCHOOL DISTRICTS TAX AND REVENUE ANTICIPATION NOTE PROGRAM, SERIES 2014 (DISTRICTS: ALL)**

OVERVIEW:

In the ordinary course of business, local governments and school districts may experience temporary cash flow deficits during a given fiscal year due to a mismatch in the timing of the receipt of revenues, which is largely focused on the months surrounding tax payment dates, and ongoing payment of expenditures. To meet these short-term cash flow needs, the County has historically issued an annual tax and revenue anticipation note (TRAN) to manage its cash flow. The issuance of this TRAN has taken place in conjunction with school districts within San Diego County that wish to issue their TRAN with the County via an annual County of San Diego and San Diego County School Districts Tax and Revenue Anticipation Note Program (Note Program). This year the County does not foresee a need to issue a TRAN for the County of San Diego and will not participate in the Note Program. However, certain school districts do still anticipate the need to participate in the Note Program. Today's recommendation is to support these school districts, and allow the County of San Diego to execute TRANs on behalf of the participating school districts. The amount of the Series 2014 TRANs will be dependent on the participating school districts' projected cash flow profiles for Fiscal Year 2014-15.

FISCAL IMPACT:

There is no fiscal impact associated with today's action. The Series 2014 TRANs will be obligations of the school districts participating in the Fiscal Year 2014-15 Note Program, and will be payable from authorized revenues, and do not constitute an obligation of the County of San Diego. The cost of delivering the TRANs will be the responsibility of the participating school districts.

BUSINESS IMPACT STATEMENT:

N/A

**RECOMMENDATION:
CHIEF ADMINISTRATIVE OFFICER**

Adopt a resolution entitled:

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO PROVIDING FOR THE BORROWING OF FUNDS BY CERTAIN SCHOOL DISTRICTS FOR FISCAL YEAR 2014-2015 THROUGH THE EXECUTION BY THE COUNTY OF CERTAIN 2014 TAX AND REVENUE ANTICIPATION NOTES AND THE PARTICIPATION BY SUCH SCHOOL DISTRICTS IN THE COUNTY OF SAN DIEGO AND SAN DIEGO COUNTY SCHOOL DISTRICTS TAX AND REVENUE ANTICIPATION NOTE PROGRAM.

ACTION:

Noting that the Chief Financial Officer read comments into the record; ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board took action as recommended, on Consent, adopting Resolution No. 14-056, entitled: RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO PROVIDING FOR THE BORROWING OF FUNDS BY CERTAIN SCHOOL DISTRICTS FOR FISCAL YEAR 2014-2015 THROUGH THE EXECUTION BY THE COUNTY OF CERTAIN 2014 TAX AND REVENUE ANTICIPATION NOTES AND THE PARTICIPATION BY SUCH SCHOOL DISTRICTS IN THE COUNTY OF SAN DIEGO AND SAN DIEGO COUNTY SCHOOL DISTRICTS TAX AND REVENUE ANTICIPATION NOTE PROGRAM.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

17. 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.

FISCAL IMPACT:

N/A

BUSINESS IMPACT STATEMENT:

N/A

**RECOMMENDATION:
CHIEF ADMINISTRATIVE OFFICER**

Note and file.

ACTION:

ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board took action as recommended, on Consent.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

18. 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." and Board Policy A-77, "Appointments to Fill Vacancies and Cancellation of Election where Insufficient Nominations Filed Prior to Uniform District Election and Citizen Planning Group Election." Board Policy A-135, "Process for Board of Supervisors Appointments to the Retirement Board."

FISCAL IMPACT:

N/A

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHAIRWOMAN DIANNE JACOB

Appoint Josef Kufa to the LAKESIDE COMMUNITY PLANNING GROUP, Seat No. 4, for a term to expire January 5, 2015.

Waive Board Policy A-74, "Citizen Participation in County Boards, Commissions and Committees," and re-appoint Steven Stockwell to the LAKESIDE DESIGN REVIEW BOARD, Seat No. 6, for a term to expire May 7, 2016.

CHAIRWOMAN DIANNE JACOB AND VICE-CHAIRMAN BILL HORN

Waive Board Policy A-135, "Process for Board of Supervisors Appointments to the Retirement Board," and re-appoint Richard Vortmann to the BOARD OF RETIREMENT, Seat No. 9, for a term to expire June 30, 2017.

SUPERVISOR GREG COX

Appoint Jason B. Kaminsky to the City of Imperial Beach Redevelopment Oversight Board, Seat No. 6, for a term to expire at the discretion of the appointing authority.

SUPERVISOR DAVE ROBERTS

Appoint Leticia Galvan to the AREA BOARD XIII-STATE COUNCIL ON DEVELOPMENTAL DISABILITIES, Seat No. 3, for a term to expire January 25, 2017.

CHIEF ADMINISTRATIVE OFFICER

Appoint Louise Lecklitner to the HIV PREVENTION GROUP, SAN DIEGO COUNTY, Seat No. 14, for a term to expire May 20, 2017.

Appoint Lisa Mae White to the HIV PREVENTION GROUP, SAN DIEGO COUNTY, Seat No. 22, for a term to expire May 20, 2017.

Re-appoint Linda Rosenberg as the primary representative to the EMERGENCY MEDICAL CARE COMMITTEE, Seat No. 3, for a term to expire November 8, 2016.

Appoint Cheryl Graydon as the alternate representative to the EMERGENCY MEDICAL CARE COMMITTEE, Seat No. 4, for a term to expire May 20, 2017.

ACTION:

ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board took action as recommended, on Consent.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

19. **SUBJECT: RATIFICATION OF PROCLAMATION OF LOCAL COUNTY-WIDE EMERGENCY AND REQUEST FOR APPROPRIATIONS (DISTRICTS: ALL)**

OVERVIEW:

On May 14, 2014, the Chief Administrative Officer, serving as the County's Director of Emergency Services and as Coordinator of the Unified San Diego County Emergency Services Organization, issued a Proclamation of Local Emergency as a result of the fires in multiple locations throughout the County. The Proclamation was issued pursuant to San Diego County Code of Regulatory Ordinances sections 31.101 et seq. and California Government Code section 8630. The Proclamation further asked the Governor to proclaim a State of Emergency in San Diego County. Gov. Code section 8630(b) requires that the Board of Supervisors ratify Proclamations of Local Emergency within seven days of being issued. This is a request for the Board of Supervisors to (1) ratify the Proclamation, (2) find that there is a need for continuing the local emergency until no longer needed subject to statutory review requirements, and (3) establish appropriations in the Office of Emergency Services for the costs related to the initial response and recovery efforts associated with the fires.

FISCAL IMPACT:

The funds for this request are available in the County's Contingency Reserve. If approved, this request will result in up to \$5 million in initial costs related to the response to and recovery from the fires.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

1. Ratify the attached Proclamation of Local Emergency made by the Chief Administrative Officer on May 14, 2014.
2. Find that there is a need for continuing the local emergency until no longer needed, subject to Government Code 8630(c) review requirements.
3. Transfer appropriations of \$5 million from the General Fund Contingency Reserve to the Office of Emergency Services for the costs related to the initial response and recovery efforts associated with the fires. **(4 VOTES)**

ACTION:

ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board took action as recommended, on Consent.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

20. SUBJECT: SUPPORT FIRESTORM VICTIMS IN RECOVERING THEIR MARRIAGE LICENSES AND BIRTH CERTIFICATES (DISTRICTS: ALL)

OVERVIEW:

Due to the wildfires, today's request would support firestorm victims who lost their documents during the state of emergency by waiving Assessor/Recorder/County Clerk fees for replacement marriage licenses, death and birth certificates for those affected by the recent wildfires and future declared emergencies. This is a request to waive full cost recovery and grant the Assessor/Recorder/County Clerk's Office the authority to issue replacement marriage licenses, death and birth certificates free of charge for local residents who lose their documents during wildfires and declared emergencies.

FISCAL IMPACT:

Funds for this request in the current fiscal year will be funded with projected operational savings in the Assessor/Recorder/County Clerk's Office. If approved, this request will result in an estimated \$3,000 in costs for the current fiscal year, and will vary annually thereafter based on the number of affected victims who apply for replacement marriage licenses, death and birth certificates. Amounts in future years will be included in subsequent operational plans.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHAIRWOMAN DIANNE JACOB AND VICE-CHAIRMAN BILL HORN

Waive full cost recovery and authorize the Assessor/Recorder/County Clerk's Office to issue replacement marriage licenses, death and birth certificates free of charge for victims of wildfires and future declared emergencies whose documents were destroyed as a result of the disaster.

ACTION:

Noting for the record the recommendation was revised to read: "Waive full cost recovery and authorize the Assessor/Recorder/County Clerk's Office to issue replacement marriage licenses, death, fetal death, marriage and birth certificates free of charge for victims of wildfires and future declared emergencies whose documents were destroyed as a result of the disaster;" ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board took action as recommended, on Consent.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

21. **SUBJECT: ADOPT A RESOLUTION DECLARING THE REBUILDING OF STRUCTURES DAMAGED OR DESTROYED BY THE MAY 2014 WILDFIRES AND ELIGIBLE FOR PERMIT FEE WAIVERS IN THE UNINCORPORATED AREA OR AREAS IN OTHER JURISDICTIONS NEEDING COUNTY APPROVALS (DISTRICTS: ALL)**

OVERVIEW:

On March 6, 2002 (18), the Board of Supervisors amended the San Diego County Administrative Code to allow the waiver of plan check review and permit fees for the rebuilding of structures in the unincorporated area or areas in other jurisdictions needing County approvals that were damaged or destroyed by a wildfire or other natural disaster. When this occurs, the Board of Supervisors may adopt a resolution identifying the geographic areas affected by the disaster that are eligible for plan check review and permit fee waivers.

At the time of drafting this Board Letter, up to nine wildfires in the San Diego region have charred more than 18,000 acres, threatening life and property near the cities of Carlsbad, Oceanside, Escondido and San Marcos, and the communities of Lakeside and Fallbrook as well as Marine Corps Base Camp Pendleton, with thousands of people evacuating these areas.

In an effort to assist property owners who lost legal structures in these fires, and who now must fight through the strenuous pain to rebuild their lives, this Board Letter will formally declare the areas damaged by the May 2014 wildfires and make the property owners affected by this disaster in the unincorporated area, or areas in other jurisdictions needing County approvals, to be eligible for plan check review and permit fee waivers.

FISCAL IMPACT:

If approved, the waiver of plan check review and permit fees associated with rebuilding damaged or destroyed homes will reduce revenues and increase the net general fund allocation by an unknown amount at this time. There will be no increase in staff years.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHAIRWOMAN DIANNE JACOB AND VICE-CHAIRMAN BILL HORN

1. Waive Board Policy B-29, Fees, Grants and Revenue Contracts, Department Responsibility for Full Cost Recovery to eliminate the plan check review and building permit fees related to the rebuilding of legal structures of like size and location in the unincorporated area or areas in other jurisdictions needing County approvals that were damaged or destroyed by the May 2014 wildfires.
2. Adopt a resolution entitled "A Resolution of the Board of Supervisors of the County of San Diego Declaring the Rebuilding of Structures Damaged or Destroyed by the May 2014 Wildfires and Eligible for Permit Fee Waivers in the Unincorporated Area or Areas in Other Jurisdictions Needing County Approvals."
3. Authorize the Director of Planning & Development Services and the San Diego County Fire Authority to work with CAL FIRE and other regional fire entities to finalize a map showing the boundaries of the May 2014 Wildfires and the geographical area eligible for the waivers.

ACTION:

ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board took action as recommended, on Consent, adopting Resolution No. 14-057, entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO DECLARING THE REBUILDING OF STRUCTURES DAMAGED OR DESTROYED BY THE MAY 2014 WILDFIRES AND ELIGIBLE FOR PERMIT FEE WAIVERS IN THE UNINCORPORATED AREA OR AREAS IN OTHER JURISDICTIONS NEEDING COUNTY APPROVALS.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

22. SUBJECT: CLOSED SESSION (DISTRICTS: ALL)

OVERVIEW:

- A. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Deborah Zizzo v. County of San Diego, et al.; San Diego County Superior Court No. 37-2012-00050180-CU-PO-NC

- B. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Kara Laxson, et al. v. County of San Diego, et al.; San Diego County Superior Court No. 37-2013-00036469-CU-PA-CTL
- C. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Shannon Doe, et al. v. Jan Pardew, et al.; San Diego County Superior Court No. 37-2011-00087566-CU-PO-CTL
- D. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to paragraph 2 of subdivision (d) of Government Code section 54956.9: (Number of Potential Cases – 1)

ACTION:

Noting that County Counsel read the following statement into the record prior to the adjournment of the Board into Closed Session: “As to Item D on the Closed Session agenda, Counsel for the San Diego County Employees Retirement Association has sent the County a written request to negotiate a long-standing dispute concerning employee compensation which included a threat of litigation if negotiation is declined. We will be discussing that.”

County Counsel reported that for Closed Session on Tuesday, May 20, 2014, the Board of Supervisors took the following action:

Item 22B: Kara Laxson et al v. County of San Diego et al, a wrongful death lawsuit alleging a dangerous condition of public property, by a vote of all five members of the Board present and voting “aye”, the County is authorized to settle the case for a payment of \$125,000, inclusive of all fees and costs.

Item 22C: Shannon Doe v. Jan Pardew et al., a lawsuit alleging negligence in the reporting of information to the adoptive parent, by a vote of all five members of the Board present and voting “aye”, the County is authorized to appeal if necessary.

23. SUBJECT: PRESENTATIONS/AWARDS (DISTRICTS: ALL)

OVERVIEW:

Chairwoman Dianne Jacob presented a proclamation declaring May 20, 2014, Patrick Henry High School Navy Junior Reserve Officers Training Corps (NJROTC) Cyber Security Patriot Team Day throughout the County of San Diego.

Chairwoman Dianne Jacob and Supervisor Ron Roberts presented a proclamation declaring May 20, 2014, Meb Keflezigh Day throughout the County of San Diego.

Supervisor Ron Roberts presented a proclamation declaring May 20, 2014, San Diego High School’s Alumni Association Day throughout the County of San Diego.

Supervisor Ron Roberts presented a proclamation declaring May 20, 2014, Mary Ann Barnes Day throughout the County of San Diego. Supervisor Greg Cox presented a Waterfront Park Opening Ceremony Sponsorship Gift.

Supervisor Dave Roberts presented a proclamation declaring May 20, 2014, University of California Cooperative Extension Day throughout the County of San Diego.

Supervisor Dave Roberts and Greg Cox presented a proclamation declaring May 2014, Mental Health Month throughout the County of San Diego. Supervisor Greg Cox presented a proclamation declaring May 20, 2014, Andy Yuen Day throughout the County of San Diego.

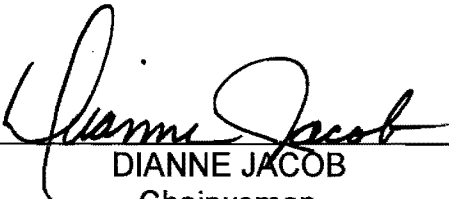
There being no further business, the Board adjourned at 11:32 a.m. in memory of James Archer and Jane Dumas.

THOMAS J. PASTUSZKA
Clerk of the Board of Supervisors
County of San Diego, State of California

Consent: Gomez
Discussion: Panfil


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 17, 2014.



DIANNE JACOB
Chairwoman

Attest:



THOMAS J. PASTUSZKA
Clerk of the Board

05/20/14