

**May 21, 2014**

**STATEMENT OF PROCEEDINGS**

*The Minutes of the*

***BOARD OF SUPERVISORS  
REGULAR MEETING  
PLANNING AND LAND USE MATTERS***

**COUNTY OF SAN DIEGO**

STATEMENT OF PROCEEDINGS  
COUNTY OF SAN DIEGO BOARD OF SUPERVISORS  
REGULAR MEETING  
MEETING AGENDA  
**WEDNESDAY, MAY 21, 2014, 09:00 A.M.**  
BOARD OF SUPERVISORS NORTH CHAMBER  
1600 PACIFIC HIGHWAY, ROOM 310, SAN DIEGO, CALIFORNIA

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

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

Approval of Statement of Proceedings/Minutes for the meetings of April 30, 2014 and May 7, 2014.

**ACTION:**

ON MOTION of Supervisor D. Roberts, seconded by Supervisor R. Roberts, the Board of Supervisors approved the Statement of Proceedings/Minutes for the meetings of April 30, 2014 and May 7, 2014.

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

**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**

**Agenda #    Subject**

1.        ESTABLISH APPROPRIATIONS AND ADVERTISE AND AWARD A CONTRACT AND ACCEPTANCE OF A DONATION FOR CONSTRUCTION OF LIVE OAK PARK PLAYGROUND IMPROVEMENTS  
[FUNDING SOURCE(S): AN OPERATING TRANSFER FROM THE PARKLAND DEDICATION AREA 35 FALLBROOK FUND AND AN OPERATING TRANSFER FROM THE GENERAL FUND BASED ON A DONATION FROM THE LIVE OAK PARK COALITION]  
(4 VOTES)
  
2.        ADVERTISE AND AWARD A CONTRACT FOR REPAIR, REPLACEMENT AND CONSTRUCTION OF CONCRETE CURBS, GUTTERS, SIDEWALKS, COUNTYWIDE  
[FUNDING SOURCE(S): HIGHWAY USER TAX ACCOUNT]

3. ESTABLISH APPROPRIATIONS, ADVERTISE AND AWARD CONTRACT FOR CONSTRUCTION OF LINING AND REPLACEMENT OF DRAINAGE FACILITIES IN VARIOUS LOCATIONS FISCAL YEAR 2013-2014  
[FUNDING SOURCE(S): ROAD FUND FUND BALANCE AVAILABLE AND HIGHWAY USER TAX ACCOUNT]  
(4 VOTES)
4. SET HEARING FOR 06/18/2014:  
SALE OF SURPLUS REAL PROPERTY - 1828-30 SOUTH SANTA FE AVENUE, VISTA - COUNTY PARCEL NUMBER 2013-0013-A; ASSESSOR'S PARCEL NUMBER 184-021-24 (05/21/2014 - SURPLUS DECLARATION/RESOLUTION OF INTENT TO SELL; 06/18/2014 - BID OPENING)  
(4 VOTES)
5. TRAFFIC ADVISORY COMMITTEE RECOMMENDATIONS
6. GILLESPIE FIELD – FIFTH AMENDMENT TO AVIATION LEASE WITH WAYNE E. BREISE, A SOLE PROPRIETORSHIP, AND NEW AVIATION LEASE TO SO CAL LEASING, LLC, A CALIFORNIA LIMITED LIABILITY COMPANY  
[FUNDING SOURCE(S): A ONE-TIME TRANSFER PREMIUM PAYMENT FROM THE CURRENT LESSEE UNDER THE TERMS OF THE EXISTING LEASE]  
(4 VOTES)
7. OPTIONS TO PROMOTE AND PROTECT BEEKEEPING OPERATIONS WITHIN SAN DIEGO COUNTY
8. IRREVOCABLE OFFERS OF DEDICATION (IOD) FOR SC-760 HEIDE LANE – JAMUL, CA
9. PUBLIC COMMUNICATIONS

**1. SUBJECT: ESTABLISH APPROPRIATIONS AND ADVERTISE AND AWARD A CONTRACT AND ACCEPTANCE OF A DONATION FOR CONSTRUCTION OF LIVE OAK PARK PLAYGROUND IMPROVEMENTS (DISTRICT: 5)**

**OVERVIEW:**

Live Oak Park, located in the unincorporated community of Fallbrook, offers a variety of recreational activities including playgrounds, exercise stations, tennis and volleyball courts, soccer and baseball fields, shade pavilions, picnicking areas and an amphitheater. (Thomas Guide page 1028, B-5 and C-4/5).

The Live Oak Park Playground Improvements project includes the replacement of the playground wood fiber surface with a solid rubberized surface as well as the installation of a shade structure. These improvements will enhance play experience at the park.

The Department of Parks and Recreation (DPR) entered into an agreement with the Live Oak Park Coalition on February 1, 1999, to jointly renovate, improve and maintain Live Oak Park. The Live Oak Park Coalition is donating \$45,000 toward the Live Oak Park Playground Improvements project. On January 16, 2014, the County Service Area 81 Advisory Committee unanimously voted to approve allocating \$113,000 in Parkland Dedication Area 35 Fallbrook funds for the Live Oak Park Playground Improvements project.

This is a request to establish appropriations of \$158,000 in Capital Project 1018490, Live Oak Park Playground Improvements based on an operating transfer from the Parkland Dedication Area 35 Fallbrook fund and a donation from the Live Oak Park Coalition. The requested action will also authorize the Director, Department of Purchasing and Contracting, to advertise and award a construction contract estimated at \$124,800, including contingency. Remaining project funds of \$33,200 will be used for project design, inspection services, construction management and project administration. In addition, today's action authorizes the Chairwoman of the Board of Supervisors to sign a letter of appreciation to the Live Oak Park Coalition.

**FISCAL IMPACT:**

Funds for this request are not included in the Fiscal Year 2013-14 Operational Plan for the Capital Outlay Fund. If approved, this request will result in current year costs and revenue of \$158,000 for Capital Project 1018490, Live Oak Park Playground Improvements. The funding sources are an operating transfer from the Parkland Dedication Area 35 Fallbrook fund (\$113,000) and an operating transfer from the General Fund based on a donation from the Live Oak Park Coalition (\$45,000). Construction costs for the proposed improvements are estimated at \$124,800, including contingency. Remaining funds of \$33,200 will be used for project design, inspection services, construction management and project administration.

Upon project completion, annual operations and maintenance of improvements will be provided by the Department of Parks and Recreation. There will be no change in current year net General Fund cost and no additional staff years.

**BUSINESS IMPACT STATEMENT:**

N/A

**RECOMMENDATION:**

**CHIEF ADMINISTRATIVE OFFICER**

1. Find that the Live Oak Park Playground Improvements is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines sections 15301 and 15303.
2. Pursuant to Administrative Code Section 66 and Board Policy A-112, accept a \$45,000 donation from the Live Oak Park Coalition for the Live Oak Park Playground Improvements project.
3. Authorize the Chairwoman of the Board of Supervisors to sign a letter of appreciation on behalf of the County of San Diego to Live Oak Park Coalition.
4. Establish appropriations of \$45,000 in the Contributions to Capital Outlay Fund, Operating Transfer Out, for Live Oak Park Playground Improvements, based on unanticipated revenue from a donation from the Live Oak Park Coalition. **(4 VOTES)**
5. Establish appropriations of \$113,000 in the Parkland Dedication Area 35 Fallbrook fund, Operating Transfer Out, to provide funds for Live Oak Park Playground Improvements, based on fund balance available. **(4 VOTES)**
6. Establish appropriations of \$158,000 in the Capital Outlay Fund for Capital Project 1018490, Live Oak Park Playground Improvements, based on an Operating Transfer from the General Fund (\$45,000) and an Operating Transfer from the Parkland Dedication Area 35 Fallbrook fund (\$113,000). **(4 VOTES)**
7. Authorize the Director, Department of Purchasing and Contracting, to advertise and award a construction contract and take any other action authorized by Section 401 et seq. of the Administrative Code with respect to contracting for the construction of the Live Oak Park Playground Improvements project.

**ACTION:**

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

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

2. **SUBJECT: ADVERTISE AND AWARD A CONTRACT FOR REPAIR, REPLACEMENT AND CONSTRUCTION OF CONCRETE CURBS, GUTTERS, SIDEWALKS, COUNTYWIDE (DISTRICTS: 1, 2 AND 5)**

**OVERVIEW:**

The Department of Public Works has identified various locations for the removal and replacement of damaged concrete curbs, gutters, sidewalks, driveway approaches, curb ramps and cross gutters. At intersections, this work will also include the addition of new Americans with Disabilities Act (ADA) compliant curb ramps. The improvements will be performed along various roads in the unincorporated portions of San Diego County and will contribute to community revitalization by enhancing pedestrian safety and street drainage.

This is a request to approve the advertisement and subsequent award of a construction contract to the lowest responsible bidder for this project. Bid packages have been structured with a base bid consisting of the minimum number of locations for the work and additive alternates, which are clusters of locations that can be added to the contract if bid prices favor doing so.

The project is scheduled to begin in summer 2014 and be completed by the end of this calendar year. If approved, construction costs, including contingency, are estimated to be \$250,000.

**FISCAL IMPACT:**

Funds for this request are included in the Fiscal Year 2013-14 Operational Plan in the Department of Public Works, Detailed Work Program. If approved, construction costs, including contingency are estimated to be \$250,000. The funding source is the Highway User Tax Account. There will be no change in net General Fund costs and no additional staff years.

**BUSINESS IMPACT STATEMENT:**

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

**RECOMMENDATION:**

**CHIEF ADMINISTRATIVE OFFICER**

1. Find that the proposed project is exempt from the California Environmental Quality Act (CEQA) as specified under Section 15301 of the CEQA Guidelines.
2. Authorize the Director, Department of Purchasing and Contracting, to take any action necessary to advertise and award a contract and to take other action authorized by Section 401 et seq. of the Administrative Code with respect to contracting for the subject public works project.
3. Designate the Director, Department of Public Works, as County Officer responsible for administering the construction contract, in accordance with Board Policy F-41, Public Works Construction Projects.

**ACTION:**

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

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

3. **SUBJECT: ESTABLISH APPROPRIATIONS, ADVERTISE AND AWARD CONTRACT FOR CONSTRUCTION OF LINING AND REPLACEMENT OF DRAINAGE FACILITIES IN VARIOUS LOCATIONS FISCAL YEAR 2013-2014 (DISTRICTS: 1, 2, 3 AND 5)**

**OVERVIEW:**

The Department of Public Works (DPW) is responsible for maintaining over 14,250 drainage culverts and over 18,000 drainage facilities in the unincorporated San Diego County. DPW's Stormwater crews and Field Engineering staff inspect all County-maintained culverts on a routine basis and prioritize them for rehabilitation and replacement. The proposed project includes the replacement and rehabilitation of existing drainage culverts and inlets. Culvert rehabilitation restores the structural integrity of the culvert using methods that minimize impacts to the public.

This is a request to establish appropriations and approve advertisement and subsequent award of a construction contract, to the lowest responsible bidder. Bid packages have been structured with a base bid consisting of the minimum number of locations for the work and three additive alternates which are clusters of locations that can be added to the contract if bid prices favor doing so. Construction is estimated to cost \$1,100,000, including contingency. It is scheduled to begin in fall 2014 and be completed in early 2015.

**FISCAL IMPACT:**

Funds for this request are partially included in the Fiscal Year 2013-14 Operational Plan in the Department of Public Works Detailed Work Program. If approved, construction costs for the lining and rehabilitation of drainage facilities would be \$1,100,000, including contingency. The funding sources are Road Fund fund balance available (\$600,000) and Highway User Tax Account (\$500,000). There will be no change in net General Fund cost and no additional staff years.

**BUSINESS IMPACT STATEMENT:**

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

**RECOMMENDATION:**

**CHIEF ADMINISTRATIVE OFFICER**

1. Find the proposed project is exempt from the California Environmental Quality Act (CEQA) as specified under Section 15301 of the state CEQA Guidelines.

2. Establish appropriations of \$600,000 in the Department of Public Works Detailed Work Program for the Lining and Rehabilitation of Drainage Facilities project based on Road Fund fund balance available. **(4 VOTES)**
3. Authorize the Director, Department of Purchasing and Contracting, to take any action necessary to advertise and award a contract and to take other action authorized by Section 401 et seq., of the Administrative Code with respect to contracting for the public works project.
4. Designate the Director, Department of Public Works, as the County Officer responsible for administering the construction contract in accordance with Board Policy F-41, Public Works Construction Contracts.

**ACTION:**

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

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

4. **SUBJECT: SET HEARING FOR 06/18/2014:  
SALE OF SURPLUS REAL PROPERTY - 1828-30 SOUTH  
SANTA FE AVENUE, VISTA - COUNTY PARCEL NUMBER  
2013-0013-A; ASSESSOR'S PARCEL NUMBER 184-021-24  
(05/21/2014 - SURPLUS DECLARATION/RESOLUTION OF  
INTENT TO SELL; 06/18/2014 - BID OPENING)  
(DISTRICT: 5)**

**OVERVIEW:**

The County of San Diego owns a 4,000-square-foot commercial building on .45 acres of land, located at 1828-30 South Santa Fe Avenue in the unincorporated portion of Vista, California. The property is identified as County Parcel Number 2013-0013-A and was purchased in fee in 2010 as part of fifty-seven right-of-way acquisitions needed for the South Santa Fe Avenue - North Reconstruction Project. The project converted a one-mile segment of South Santa Fe Avenue from a two lane road to a four-lane road. In addition to serving as the headquarters during construction, a section measuring approximately 7,000 square feet of the property's former frontage was made part of the new road and sidewalk abutting the road. The property is currently vacant and considered surplus to the County's needs.

Today's request regarding County Parcel Number 2013-0013-A requires two steps. On May 21, 2014, the Board will consider 1) declaring County Parcel Number 2013-0013-A surplus to the County needs, 2) adopting a Resolution declaring its intention to sell the property, 3) directing the Clerk of the Board to advertise the County's intent to sell County Parcel Number 2013-0013-A, and 4) setting a date for a bid-opening hearing. If the Board takes the actions recommended on May 21, 2014, then after making necessary environmental findings, the Board of Supervisors is requested to conduct a bid opening and approve the sale of the

parcel to the highest bidder on June 18, 2014. The minimum bid for County Parcel Number 2013-0013-A is \$370,000.

**FISCAL IMPACT:**

Funds for this request are not included in the Fiscal Year 2013-14 Operational Plan for the Department of Public Works Road Fund. If approved, the sale of County Parcel Number 2013-0013-A will result in one-time revenue of at least \$370,000 (the minimum bid). The proceeds from the sale will be deposited to the Department of Public Works Road Fund. There will be no net General Fund cost and no additional staff years.

**BUSINESS IMPACT STATEMENT:**

If this sale is completed, the use of the 1828-30 South Santa Fe Avenue commercial property may generate commercial retail activity in the area.

**RECOMMENDATION:**

**CHIEF ADMINISTRATIVE OFFICER**

On May 21, 2014:

1. Find that the proposed actions are exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15312 of the CEQA Guidelines as the first step in the sale of surplus government property.
2. Declare County Parcel Number 2013-0013-A surplus to County needs.
3. Adopt a Resolution entitled:

**RESOLUTION OF INTENTION TO SELL REAL PROPERTY  
AND NOTICE INVITING BIDS (4 VOTES).**

4. Direct the Clerk of the Board to advertise the Notice of Intention to Sell County Parcel Number 2013-0013-A in accordance with Government Code Section 6063 and 25528.
5. Set a hearing for June 18, 2014, at which time the Board of Supervisors may conduct the bid opening and approve the sale of County Parcel Number 2013-0013-A to the highest bidder.

If on May 21, 2014, the Board takes the actions recommended in Items 1-5 above, then on June 18, 2014:

1. Find that the sale of County Parcel Number 2013-0013-A (APN 184-021-24) is categorically exempt from CEQA pursuant to CEQA Guidelines section 15312 as the sale of surplus government property.
2. Conduct the bid opening and approve the sale of County Parcel Number 2013-0013-A to the highest responsible bidder.
3. Authorize the Director, Department of General Services, to perform all necessary actions to complete the sale of County Parcel Number 2013-0013-A, including the execution of the escrow instructions and a Grant Deed.

**ACTION:**

ON MOTION of Supervisor Cox, seconded by Supervisor R. Roberts, the Board took action as recommended, on Consent, adopting Resolution No. 14-058, entitled: RESOLUTION OF INTENTION TO SELL REAL PROPERTY AND NOTICE INVITING BIDS; and setting a Hearing for June 18, 2014, at 9:00 a.m.

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

**5. SUBJECT: TRAFFIC ADVISORY COMMITTEE  
RECOMMENDATIONS (DISTRICTS: 2 & 5)**

**OVERVIEW:**

The Traffic Advisory Committee meets every six weeks to review proposed additions, deletions or changes to regulatory traffic controls. Five items were on the Committee’s March 14, 2014 meeting agenda. The Committee recommends your action on all five items.

The Board of Supervisors’ actions on Items 2-A1 and 5-A would revise the County Code of Regulatory Ordinances and require two steps. On May 21, 2014, the Board will consider the Traffic Advisory Committee items. If the Board takes action on May 21, 2014, then on June 18, 2014, a second reading of an Ordinance adding Section 72.161.40.4. to and amending Section 72.187.4. of the San Diego County Code of Regulatory Ordinances will be necessary to implement the Board’s direction for Items 2-A1 and 5-A.

**FISCAL IMPACT:**

Funds for this proposal are included in the Department of Public Works Road Fund Fiscal Year 2013-14 Operational Plan. If approved, there will be no change in net General Fund cost and no additional staff years

**BUSINESS IMPACT STATEMENT:**

N/A

**RECOMMENDATION:**

**TRAFFIC ADVISORY COMMITTEE**

*District 2*

2-A1. Marlinda Way at a point 750 feet north of Pepper Drive (57<sup>th</sup> Edition Thomas Guide Page 1251-G1) El Cajon -- Relocate the existing mid-block school pedestrian crosswalk from a point 930 feet north of Pepper Drive to a point 750 feet north of Pepper Drive.

2-A2. Marlinda Way at a point 750 feet north of Pepper Drive (57<sup>th</sup> Edition Thomas Guide Page 1251-G1) El Cajon -- Relocate an existing passenger loading zone from a point 420 feet south of the cul-de-sac to a point 750 feet north of Pepper Drive.

- 2-B. Vista Grande Road from the north line of Hillsdale Road northerly to the south line of Dehesa Road (57<sup>th</sup> Edition Thomas Guide Page 1272-C3) El Cajon -- Direct the existing 40 MPH speed limit be recertified for radar speed enforcement.

*District 5*

- 5-A. Kauana Loa Drive from the east line of Country Club Drive easterly to the Escondido City Limit (Oak View Way) (57<sup>th</sup> Edition Thomas Guide Page 1129, D4) Escondido -- Establish a formal 40 MPH speed limit and certify for radar speed enforcement.
- 5-B. Paradise Mountain Road from the east line of North Lake Wohlford Road easterly to the end of County-Maintenance (57<sup>th</sup> Edition Thomas Guide Page 1091, C5) Valley Center -- Direct the existing 45 MPH speed limit be recertified for continued radar speed enforcement.

**CHIEF ADMINISTRATIVE OFFICER**

1. Find that the proposed project is exempt from the California Environmental Quality Act (CEQA) as specified under Section 15301 of the CEQA Guidelines.
2. Adopt the Traffic Advisory Committee's recommendations.
3. Adopt the following Resolution:

RESOLUTION AMENDING TRAFFIC RESOLUTION NO. 300  
RELATING TO THE ESTABLISHMENT OF LOADING  
ZONES IN THE COUNTY OF SAN DIEGO (Item 2-A2).

4. Approve the introduction, read title and waive further reading of the following Ordinance:

AN ORDINANCE ADDING SECTION 72.161.40.4. TO AND  
AMENDING SECTION 72.187.4. OF THE SAN DIEGO  
COUNTY CODE RELATING TO TRAFFIC REGULATIONS IN  
THE COUNTY OF SAN DIEGO (Items 2-A1 and 5-A)

If on May 21, 2014, the Board takes action as recommended in Chief Administrative Officer's Recommendation 3 above, related to Items 2-A1 and 5-A then on June 18, 2014:

Consider and adopt the Ordinance entitled: AN ORDINANCE ADDING SECTION 72.161.40.4. TO AND AMENDING SECTION 72.187.4. OF THE SAN DIEGO COUNTY CODE RELATING TO TRAFFIC REGULATIONS IN THE COUNTY OF SAN DIEGO. (Items 2-A1 and 5-A) (second reading)

**ACTION:**

ON MOTION of Supervisor Cox, seconded by Supervisor R. Roberts, the Board took action as recommended, on Consent, adopting Resolution No. 14-059, entitled: RESOLUTION AMENDING TRAFFIC RESOLUTION NO. 300 RELATING TO THE ESTABLISHMENT OF LOADING ZONES IN THE COUNTY OF SAN DIEGO (Item 2-A2); and introducing the Ordinance for further consideration and adoption on June 18, 2014.

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

6. **SUBJECT: GILLESPIE FIELD – FIFTH AMENDMENT TO AVIATION LEASE WITH WAYNE E. BREISE, A SOLE PROPRIETORSHIP, AND NEW AVIATION LEASE TO SO CAL LEASING, LLC, A CALIFORNIA LIMITED LIABILITY COMPANY (DISTRICT: 2)**

**OVERVIEW:**

Gillespie Field is a general aviation airport owned and operated by the County of San Diego and located within the municipal limits of the City of El Cajon and the City of Santee (57th Edition Thomas Guide Page 1251, D-1).

On November 4, 1997 (21), the County Board of Supervisors approved a new 30-year aviation lease with Wayne E. Breise, a Sole Proprietorship. This lease was previously amended on July 30, 2003 (13), October 24, 2007 (23), February 24, 2010 (12), and September 12, 2012 (8), primarily to adjust premises and rent, extend term, and update lease language. Wayne Breise has asked County to split this lease into two leaseholds to facilitate a transfer of the northern portion to So Cal Leasing LLC, an affiliate company of California Flight Academy. This would be consistent with County Airports leasing practices. The southern portion would remain leased to Wayne E. Breise.

This is a request to approve the proposed Fifth Amendment to Aviation Lease with Wayne E. Breise, a Sole Proprietorship, and the proposed new Aviation Lease with So Cal Leasing, LLC, a California limited liability company. The amendment and new lease would update lease language to better protect the County but would not extend the term or expand the use. Premises for each portion of the leasehold would be modified slightly, for a total reduction in acreage of 0.02 acres, and rent would be adjusted accordingly. If the proposed action is approved, current year revenue would increase by \$16,688 due to a one-time payment of transfer premiums.

**FISCAL IMPACT:**

Funds for this request are partially included in the Fiscal Year 2013-14 Operational Plan for the Airport Enterprise Fund. If approved, this request would result in total current year revenue of \$124,888 (\$108,188 in base rent and \$16,700 in transfer premium payments) in Fiscal Year 2013-14, an increase of \$16,688 over the amount budgeted. The funding source for additional revenue is a one-time transfer premium payment from the current lessee under the terms of the existing lease. There would be no change in net General Fund cost and no additional staff years.

**BUSINESS IMPACT STATEMENT:**

N/A

**RECOMMENDATION:**

**CHIEF ADMINISTRATIVE OFFICER**

1. Find, in accordance with Section 15301 of the California Environmental Quality Act (CEQA) Guidelines that the proposed lease amendment and the proposed new lease are categorically exempt from CEQA review.
2. Approve and authorize the Clerk of the Board to execute, upon receipt, three copies of the Fifth Amendment to Aviation Lease with Wayne E. Breise, a Sole Proprietorship, County Contract No. 71999R. **(4 VOTES)**
3. Approve and authorize the Clerk of the Board to execute, upon receipt, three copies of the Aviation Lease with So Cal Leasing, LLC, a California limited liability company. **(4 VOTES)**

**ACTION:**

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

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

7. **SUBJECT: OPTIONS TO PROMOTE AND PROTECT BEEKEEPING OPERATIONS WITHIN SAN DIEGO COUNTY (DISTRICTS: ALL)**

**OVERVIEW:**

This letter is in response to the Board of Supervisors' October 9, 2013, direction to the Chief Administrative Officer to work with the San Diego Beekeeping Society (SDBS) and other interested parties to investigate options that would protect and promote beekeeping throughout the unincorporated areas of San Diego County and report back within 120 days.

The Department of Agriculture, Weights and Measures (AWM) has been collaborating with the SDBS, registered beekeepers, San Diego County Farm Bureau, Pest Control Operators of California-San Diego District, San Diego Structural Fumigation Committee, other entomologists, Community Planning Groups and residents in the unincorporated area of San Diego County on this

matter. Based upon the feedback received, AWM is presenting three options for changes to the bee ordinance that reduce setback distances for managed beehives.

Today's request is to direct the Chief Administrative Officer to proceed with amending the Bee Ordinance (County Code Title 6, Division 2, Chapter 9) with one or a combination of the options presented by staff. Options One and Two were developed by AWM based on the department's research and consultation with other entomologists. Option Three reflects the distances in the City of San Diego's ordinance and is proposed by the SDBS.

**FISCAL IMPACT:**

There is no fiscal impact associated with directing staff to amend the Bee Ordinance. However, depending on which option the Board chooses, the fiscal impact to the Department of Agriculture, Weights and Measures could range from zero dollars for Option One or Three to \$195,000 annually for Option Two with the possible addition of up to one Full-time Equivalent (FTE) position. The cost may be potentially offset with annual permit inspection fees. Staff will return for approval of the ordinance amendment and related costs and revenues associated with the ordinance change.

**BUSINESS IMPACT STATEMENT:**

N/A

**RECOMMENDATION:**

**CHIEF ADMINISTRATIVE OFFICER**

1. Find that the proposed action is exempt from the California Environmental Quality Act (CEQA) review pursuant to Section 15061(b)(3) of the State CEQA Guidelines.
2. Direct the Chief Administrative Officer to proceed with amending County Code Title 6, Division 2, Chapter 9 (Bee Ordinance) and return to the Board with a recommended amendment using one or a modified version of the following options:
  - A) Option One—300-foot Setback;
  - B) Option Two—200-foot Setback; or
  - C) Option Three—15-foot Setback.

**ACTION:**

ON MOTION of Supervisor Jacob, seconded by Supervisor D. Roberts, the Board:

1. Directed the Chief Administrative Officer to return to the Board on June 18, 2014 with:
  - An inventory of County-owned properties for beekeeping possibilities;
  - A chart of other jurisdictions' beekeeping regulations (cities in San Diego County and other Southern California counties that are dealing with Africanized honey bees and their restriction); and,
  - Recommended language to include in the County's Legislative Program support of legislation currently existing or in consideration, such as AB2185 that support these efforts.

2. Continued the Ordinance amendment for eight to twelve months to allow time for adequate input and CEQA review, directing the Chief Administrative Officer to continue working with the San Diego Beekeeping Society, local planning groups, and other stakeholders to gain additional input on an approach for a tiered approach which focuses on revisions to Option Three with the goal of having agreement on regulations to promote beekeeping, protect the beekeeping industry, and protect the safety of the community; and to return to the Board with a recommended amendment to County Code Title 6, Division 2, Chapter 9 (Bee Ordinance).

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

**8. SUBJECT: IRREVOCABLE OFFERS OF DEDICATION (IOD) FOR SC-760 HEIDE LANE – JAMUL, CA (DISTRICTS: 2)**

**OVERVIEW:**

In order to accommodate a future road connection between Olive Vista and Lyons Valley Road in Jamul, Irrevocable Offers of Dedication (IODs) were put in place on private parcels along the alignment of Heide Lane, which was consistent with the County's previous General Plan. The IODs include a 60-foot wide right-of-way, dedicated in the 1970s, and subsequently an 84-foot wide right-of-way. However, under the County's General Plan Update, Heide Lane is no longer designated as a Select Collector alignment. Since the County no longer needs Heide Lane for a future road connection, action is needed to vacate the IODs.

Today's action directs the Chief Administrative Officer to take the necessary actions to vacate the Irrevocable Offers of Dedication for SC-760 in its entirety.

**FISCAL IMPACT:**

The cost to the County for vacating the IODs is approximately \$4,000.

**BUSINESS IMPACT STATEMENT:**

N/A

**RECOMMENDATION:**

**CHAIRWOMAN DIANNE JACOB**

Direct the Chief Administrative Officer to take the necessary actions to vacate Irrevocable Offers of Dedication for SC-760 in its entirety.

**ACTION:**

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

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

**9. SUBJECT: PUBLIC COMMUNICATIONS (DISTRICTS: ALL)**

**OVERVIEW:**

Robert Germann spoke to the Board regarding Gillespie Field.

**ACTION:**

Heard, referred to the Chief Administrative Officer.

There being no further business, the Board adjourned at 10:45 a.m.

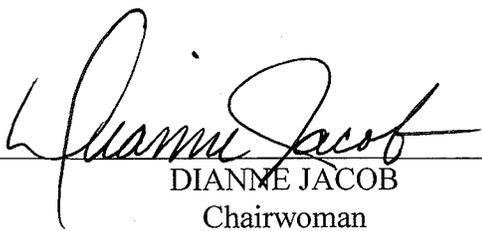
THOMAS J. PASTUSZKA  
Clerk of the Board of Supervisors  
County of San Diego, State of California

Consent: Miller

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 Wednesday, June 18, 2014.

  
DIANNE JACOB  
Chairwoman

Attest:

  
THOMAS J. PASTUSZKA  
Clerk of the Board

05/21/14