

June 27, 2017

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, JUNE 27, 2017, 9:00 AM
BOARD OF SUPERVISORS NORTH CHAMBER ROOM 310
1600 PACIFIC HIGHWAY, SAN DIEGO, CALIFORNIA

Order Of Business

A. REGULAR SESSION: Meeting was called to order at 9:01 a.m.

PRESENT: Supervisors Dianne Jacob, Chairwoman; Kristin Gaspar, Vice-Chairwoman; Greg Cox; Ron Roberts; Bill Horn; also, David Hall, Clerk of the Board.

B. Invocation was led by Father Peter Bosque from Saint Therese Catholic Parish.

C. Pledge of Allegiance was led by Miss Lakeside Princess Kelli Rust.

D. Presentation or Announcement of Proclamations and Awards:

Supervisor Greg Cox and Supervisor Ron Roberts presented a proclamation declaring June 27, 2017, Phil Landis Day throughout the County of San Diego.

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

F. Formation of Consent Calendar

G. Discussion Items

H. **Time Certain: 2 p.m.**

Item 11: BUDGET DELIBERATIONS: CHIEF ADMINISTRATIVE OFFICER RECOMMENDED OPERATIONAL PLAN FOR FISCAL YEARS 2017-18 AND 2018-19

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 EXERCISE A CONTRACT OPTION TO MOTOROLA SOLUTIONS CONTRACT FOR THE REGIONAL COMMUNICATIONS SYSTEM REPLACEMENT [FUNDING SOURCES: OPERATING TRANSFER FROM THE GENERAL FUND AND AGREEMENTS WITH PARTNER AGENCIES]
	2.	APPROVE AMENDMENTS TO CITIZENS LAW ENFORCEMENT REVIEW BOARD RULES AND REGULATIONS
	3.	ADMINISTRATIVE ITEM: SECOND CONSIDERATION AND ADOPTION OF ORDINANCE: SHERIFF - REQUEST TO ADOPT AN ORDINANCE TO ADD SECTION 448.1 AND AMEND SECTIONS 953 AND 441.2 OF THE COUNTY ADMINISTRATIVE CODE, AND TO AMEND SECTIONS 21.102 AND 21.1901 OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES, RELATED TO SHERIFF'S DEPARTMENT FEES
Community Services	4.	SALE OF REAL PROPERTY - 11.71 ACRES ON COTTONWOOD AVENUE, SANTEE (COUNTY PARCEL NUMBER 2013-0091-A), 22.15 ACRES ON COTTONWOOD AVENUE, SANTEE (COUNTY PARCEL NUMBER 2013-0090-A) AND 5.88 ACRES ON RIVERVIEW PARKWAY, SANTEE (COUNTY PARCEL NUMBER 2016-0193-A) (6/27/17 - RESOLUTION OF INTENT TO SELL; 8/1/17 - BID OPENING) (4 VOTES)
	5.	SHERIFF - NEW LEASE AGREEMENT FOR A REGIONAL COMMUNICATIONS SYSTEM RADIO FACILITY IN SANTEE (D. JIM PARSA) [FUNDING SOURCE: REVENUE FROM THE REGIONAL COMMUNICATIONS SYSTEM]
	6.	SHERIFF - NEW LEASE AGREEMENT FOR REGIONAL COMMUNICATIONS SYSTEM RADIO FACILITY ON SAN ONOFRE PEAK, MARINE CORPS BASE CAMP PENDLETON (DEPARTMENT OF THE NAVY) [FUNDING SOURCE: REVENUE FROM THE REGIONAL COMMUNICATIONS SYSTEM]

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| Financial and
General
Government | 7. | NEIGHBORHOOD REINVESTMENT PROGRAM
GRANTS (DISTRICT: 1)
[FUNDING SOURCE: GENERAL FUND FUND
BALANCE]
(4 VOTES) |
| | 8. | NEIGHBORHOOD REINVESTMENT PROGRAM
GRANTS (DISTRICT: 4)
[FUNDING SOURCE: GENERAL FUND FUND
BALANCE] |
| | 9. | NOTICED PUBLIC HEARING:
FILLING THE VACANCY OF THE SAN DIEGO
COUNTY ELECTIVE OFFICE OF DISTRICT
ATTORNEY - APPLICANT INTERVIEWS
TIME CERTAIN: 10 A.M.

THIS ITEM HAS BEEN WITHDRAWN PER BOARD
ACTION TAKEN DURING THE MEETING OF JUNE
20, 2017, ITEM 25. |
| | 10. | CANEBRAKE COUNTY WATER DISTRICT -
CHANGE IN AUDIT REQUIREMENT PERIODICITY
(5 VOTES) |
| | 11. | BUDGET DELIBERATIONS: CHIEF
ADMINISTRATIVE OFFICER RECOMMENDED
OPERATIONAL PLAN FOR FISCAL YEARS 2017-18
AND 2018-19
TIME CERTAIN: 2 P.M. |
| Communications
Received | 12. | COMMUNICATIONS RECEIVED |
| Appointments | 13. | APPOINTMENTS: VARIOUS |
| Financial and
General
Government | 14. | NEIGHBORHOOD REINVESTMENT PROGRAM
GRANTS (DISTRICT: 3)
[FUNDING SOURCE: GENERAL FUND FUND
BALANCE] |
| Closed Session | 15. | CLOSED SESSION |
| Public
Communication | 16. | PUBLIC COMMUNICATION |

1. **SUBJECT: SHERIFF - AUTHORIZATION TO EXERCISE A CONTRACT OPTION TO MOTOROLA SOLUTIONS CONTRACT FOR THE REGIONAL COMMUNICATIONS SYSTEM REPLACEMENT (DISTRICT: 5)**

OVERVIEW

On June 9, 2015 (1), the Board of Supervisors authorized the Director, Department of Purchasing and Contracting to issue a request for proposals and award a contract or contracts for the procurement, implementation, support and optional financing of a Next Generation Regional Communications System (NextGen RCS).

On June 27, 2016, the County awarded a contract to Motorola Solutions, Inc. The project is divided into three phases: Phase One provides for planning and system design; Phase Two implements contractor recommendations for the equipment, software, and services to upgrade the technology at existing RCS facilities; and Phase Three consists of any necessary development or construction of new RCS facilities or expansion of existing facilities.

Phase Three is divided into subphases for each individual site. If new sites or expansion of existing sites is required, once these sites have undergone environmental review, staff is required to obtain Board of Supervisors approval to proceed with the Phase Three subphase. The Phase Three subphases are optional and may only be exercised by the County, in its sole discretion.

This is a request to authorize the Director, Department of Purchasing and Contracting to exercise a contract option for a Phase Three subphase to construct a new NextGen RCS radio facility at the City of Carlsbad Ellery Water Reservoir. The proposed construction work includes the installation of a new 60-foot-tall faux eucalyptus antenna support structure, an equipment shelter, generator and utility connections. The estimated cost of the construction is \$1,360,341.

RECOMMENDATION(S)

SHERIFF

1. Find in accordance with section 15303, New Construction or Conversion of Small Structures, of the California Environmental Quality Act (CEQA) Guidelines that the proposed project is exempt from CEQA review.
2. Authorize the Director, Department of Purchasing and Contracting to exercise an option for a Phase Three subphase of the RCS Replacement Contract, No. 553982, with Motorola Solutions, Inc. for the Ellery Water Reservoir RCS site facility improvements.

FISCAL IMPACT

Funds for the Ellery Water Reservoir Regional Communication System site facility improvement project are included in the Fiscal Year 2016-17 Operational Plan in the Justice Facility Construction Fund for Capital Project 1019587, Regional Communication System (RCS) Upgrade. These appropriations were established in a prior fiscal year and will carry forward until they are canceled,

usually when the project is completed and closed. If approved, this request will result in estimated current year costs and revenue of \$1,360,341. The funding sources are Operating Transfer from the General Fund and agreements with partner agencies. Total project costs for the RCS replacement are estimated to be \$70,065,207. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Cox, Jacob, Gaspar, Roberts, Horn

2. **SUBJECT: APPROVE AMENDMENTS TO CITIZENS LAW ENFORCEMENT REVIEW BOARD RULES AND REGULATIONS (DISTRICTS: ALL)**

OVERVIEW

The Citizens Law Enforcement Review Board (Review Board) of the County of San Diego was created in 1991 to advise the Board of Supervisors, the Sheriff and the Chief Probation Officer on the handling of citizen complaints concerning the performance of peace officers and custodial officers employed by the Sheriff and Probation departments of San Diego County. Pursuant to County Administrative Code section 340.7, the Review Board is required to adopt necessary rules and regulations for the conduct of its business. The rules and regulations are subject to approval by the Board of Supervisors.

At the February 14, 2017 regularly-scheduled Review Board meeting, the Review Board amended section 3.7(a) of its Rules and Regulations to provide a process for placing items on the agenda. On May 9, 2017, the Review Board amended section 3.9 of its Rules and Regulations 1) to delegate to its Executive Officer the authority to manage and discipline all staff positions, subject to the County of San Diego's Civil Service Rules if applicable, and 2) to provide that it shall conduct an annual performance evaluation of its Executive Officer.

Today, the Board of Supervisors is being asked to approve the amendments to section 3.7(a) and section 3.9 of the Citizens Law Enforcement Review Board Rules and Regulations.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

Approve amendments to section 3.7(a) and section 3.9 of the Citizens Law Enforcement Review Board Rules and Regulations.

FISCAL IMPACT

There is no fiscal impact associated with this request to amend the Citizens Law Enforcement Review Board rules and regulations.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Cox, Jacob, Gaspar, Roberts, Horn

- 3. **SUBJECT: ADMINISTRATIVE ITEM:
SECOND CONSIDERATION AND ADOPTION OF
ORDINANCE: SHERIFF - REQUEST TO ADOPT AN
ORDINANCE TO ADD SECTION 448.1 AND AMEND
SECTIONS 953 AND 441.2 OF THE COUNTY
ADMINISTRATIVE CODE, AND TO AMEND SECTIONS
21.102 AND 21.1901 OF THE SAN DIEGO COUNTY CODE
OF REGULATORY ORDINANCES, RELATED TO
SHERIFF'S DEPARTMENT FEES(DISTRICTS: ALL)**

OVERVIEW

On June 20, 2017 (1), the Board introduced the Ordinance for further consideration and adoption on June 27, 2017.

This is a request that the Board of Supervisors review and adopt an ordinance for an addition and amendments to the San Diego County Administrative Code, and also to amend the San Diego County Code of Regulatory Ordinances, related to fees charged for services provided. Today's recommended actions represent a comprehensive package that seeks to support Sheriff's Department services.

The proposed addition to the San Diego County Administrative Code is for Section 448.1 (Detention Services User Fees). The proposed amendments to the Administrative Code are for Section 953 (Home Detention and Electronic Monitoring Fees) and Section 441.2 (Costs of Incarceration). The addition of Section 448.1 and amendments to Sections 953 and 441.2 will include fees associated with payment processing and electronic transfer fees for inmate accounts, and update existing fees for electronic monitoring and the costs of incarceration.

The proposed amendment to the San Diego County Code of Regulatory Ordinances is for Sections 21.102 and 21.1901, which relate to Sheriff's Department license services and fees. The revisions to Sections 21.102 and 21.1901 are based on a comprehensive analysis of services provided to the public, processing times, and corresponding costs to provide those services.

The regulatory fees were last updated on November 6, 2007 (1), with the exception of medical marijuana operations certificate, added on February 1, 2011 (02).

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

RECOMMENDATION(S)

SHERIFF

Consider and adopt the Ordinance adding Section 448.1, amending Sections 953 and 441.2 of the San Diego County Administrative Code and amend Sections 21.102 and 21.1901 of the San Diego County Code of Regulatory Ordinances (second reading).

FISCAL IMPACT

Fees for Deposits to Inmate Accounts and Pre-Paid Debit Cards

There is no fiscal impact to the County. The fees assessed for this service are paid directly by the customer to the vendor processing the transactions. There will be no change in net General Fund cost and no additional staff years.

Commissary Service Website Fee

Funds for this request are included in the Fiscal Year 2017-18 Operational Plan for the Sheriff's Jail Stores Enterprise Fund. If approved, this request will result in estimated annual costs and revenue of \$574,000. There will be no change in net General Fund cost and no additional staff years.

Electronic Monitoring Fees

There is no fiscal impact to the County. The fees are paid directly by the customer to the vendor providing the service. There will be no change in net General Fund cost and no additional staff years.

Fees for Costs of Incarceration

Costs for incarceration are not included in the Fiscal Year 2017-18 Operational Plan for the Sheriff's Department. If a defendant were ordered by the Court to reimburse these costs, in current or future years, the unanticipated revenue will be based on the detention facility average daily cost, pursuant to the Cost for Incarceration. There will be no change in net General Fund cost and no additional staff years.

Licensing Fees

Funds for this request are included in the Fiscal Year 2017-18 Operational Plan. If approved, this request will produce a nominal increase in revenue depending on the number of licenses issued each year and will not require the addition of any staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Horn, the Board of Supervisors took action as recommended, on Consent, adopting Ordinance No. 10489 (N.S.) entitled: AN ORDINANCE TO ADD SECTIONS 448.1 TO ARTICLE XXV, AMEND SECTIONS 953 OF ARTICLE LXIII AND 441.2 OF ARTICLE XXV OF THE SAN DIEGO COUNTY ADMINISTRATIVE CODE, AND AMEND SECTIONS 21.102 AND 21.1901 OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES.

AYES: Cox, Jacob, Gaspar, Roberts, Horn

4. **SUBJECT: SALE OF REAL PROPERTY - 11.71 ACRES ON COTTONWOOD AVENUE, SANTEE (COUNTY PARCEL NUMBER 2013-0091-A), 22.15 ACRES ON COTTONWOOD AVENUE, SANTEE (COUNTY PARCEL NUMBER 2013-0090-A) AND 5.88 ACRES ON RIVERVIEW PARKWAY, SANTEE (COUNTY PARCEL NUMBER 2016-0193-A) (6/27/17 - RESOLUTION OF INTENT TO SELL; 8/1/17 - BID OPENING)(DISTRICT: 2)**

OVERVIEW

On December 3, 2013 (18), the Board declared County Parcel Number 2013-0091-A ("Property 1") and County Parcel 2013-0090-A ("Property 2") surplus to County needs and adopted a Resolution declaring the County's intention to sell the properties. Both properties are located in the City of Santee. Property 1 is also identified as Assessor Parcel Number 381-051-17, and consists of approximately 11.71 acres of vacant land located immediately south of the Edgemoor Skilled Nursing Facility between Cottonwood Avenue and Park Center Drive. Approximately 5 acres to 6 acres of the site are developable. The property is zoned for 22 to 30 residential units per acre. Property 2 is also identified as Assessor Parcel Number 381-051-18, and consists of approximately 22.15 acres of vacant land located between Cottonwood Avenue and Park Center Drive north of the San Diego River. The property is zoned for multi-family residential use with a minimum density of 30 units per acre.

On September 13, 2016 (17), the Board declared County Parcel Number 2016-0193-A ("Property 3") surplus to County needs. Property 3 is also identified as Assessor Parcel Number 381-050-76, and consists of approximately 5.88 acres of vacant land located at the west side of Riverview Parkway and south of the San Diego River in the City of Santee. The property is zoned for 22 to 30 residential units per acre.

Today's request is for Board approval to take the actions necessary to sell Property 1, Property 2 and Property 3. The County will seek bids to purchase each property. Each property is being sold separately from the other properties. Pursuant to Board Policy F-38 Edgemoor Property Development, any revenue resulting from the sale of each of the properties will be placed in the Edgemoor Development Fund and shall be available to apply against debt service payments for the Edgemoor Skilled Nursing Facility.

Today's request is for the Board to consider: 1) directing the Clerk of the Board to advertise the County's intent to sell each of the properties, and 2) adopting Resolutions declaring its intention to sell each of the properties. If the Board takes the actions recommended, then on August 1, 2017, after making necessary environmental findings, the Board is requested to conduct a bid opening for each of the properties and approve the sale of each property to the highest bidder for that property.

The minimum bid for Property 1 is \$8,100,000, the minimum bid for Property 2 is \$19,800,000 and the minimum bid for Property 3 is \$5,888,000.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Find that the proposed actions are exempt from review under the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15312 as the first step in the sale of surplus government property.
2. Direct the Clerk of the Board of Supervisors to post the adopted Resolutions and advertise the County's Notices of Adoption of Resolution of Intention to Sell County Parcel Number 2013-0090-A, County Parcel Number 2013-0091-A, and County Parcel Number 2016-0193-A in accordance with Government Code Sections 25528 and 6063.
3. Approve and adopt the attached Resolution entitled: RESOLUTION OF INTENTION TO SELL REAL PROPERTY AND NOTICE INVITING BIDS FOR COUNTY PARCEL NUMBER 2013-091-A. **(4 VOTES)**
4. Approve and adopt the attached Resolution entitled: RESOLUTION OF INTENTION TO SELL REAL PROPERTY AND NOTICE INVITING BIDS FOR COUNTY PARCEL NUMBER 2013-090-A. **(4 VOTES)**
5. Approve and adopt the attached Resolution entitled: RESOLUTION OF INTENTION TO SELL REAL PROPERTY AND NOTICE INVITING BIDS FOR COUNTY PARCEL NUMBER 2016-0193-A. **(4 VOTES)**

If the Board takes the actions recommended in Items 1-5 above on June 27, 2017, then on August 1, 2017:

1. Find that the sales of County Parcel Number 2013-0090-A, County Parcel Number 2013-0091-A, and County Parcel Number 2016-0193-A are exempt from review under CEQA pursuant to State CEQA Guidelines Section 15312 as each is a sale of surplus government property.
2. Conduct the bid openings for each property and approve the sale of County Parcel Number 2013-0090-A, County Parcel Number 2013-0091-A, and County Parcel Number 2016-0193-A to the highest responsible bidder for each property.

3. Authorize the Director, Department of General Services, to perform all necessary actions to complete the sales of each property, including the execution of the Purchase and Sale Agreements, escrow instructions, and Grant Deeds.
4. Authorize the Auditor and Controller to deposit all proceeds resulting from the sales of the properties into the Edgemoor Development Fund, pursuant to Board Policy F-38, Edgemoor Property Development.

FISCAL IMPACT

If the sale of each property is completed, this request will result in minimum revenue of \$33,788,000, anticipated in Fiscal Year 2017-18 or Fiscal Year 2018-19. Pursuant to Board Policy F-38, the proceeds from the sale of property will be deposited to the Edgemoor Development Fund. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

It is estimated that the successful bidders will construct a medium to high-density residential project on each property. These residential construction projects are anticipated to employ full-time construction workers and create demand for additional services and materials during the course of construction.

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Horn, the Board of Supervisors continued the item to July 18, 2017, at 9:00 a.m. and, directed the Chief Administrative Officer to look into the possibility of offering an incentive for developing affordable senior housing on the 11 acres of County parcel 2013-0091-A, vacant land located immediately south of the Edgemoor Skilled Nursing Facility between Cottonwood Avenue and Park Center Drive, on Consent.

AYES: Cox, Jacob, Gaspar, Roberts, Horn

5. **SUBJECT: SHERIFF - NEW LEASE AGREEMENT FOR A REGIONAL COMMUNICATIONS SYSTEM RADIO FACILITY IN SANTEE (D. JIM PARSA) (DISTRICT: 2)**

OVERVIEW

The Regional Communications System (RCS) provides the County and numerous public safety agencies with day-to-day public safety and emergency responder communications. On February 11, 1997 (28), the Board of Supervisors approved a 20-year lease agreement for space in an existing communications facility known as "Parsa Peak" on Valley High Road in Santee. The County's lease expired on December 31, 2016 and is currently on holdover. Today's request is for approval of a new 20-year lease agreement at the existing facility with D. Jim Parsa, the property owner. The new lease allows the County to install additional and updated equipment, as necessary. It also grants the County a right of first refusal to purchase the site, if the owner decides to sell. Approval of this lease agreement ensures operation of critical communications equipment from the Parsa Peak facility, which is integral to the RCS.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Find, in accordance with Sections 15301 of the California Environmental Quality Act (CEQA) Guidelines, that the proposed actions are categorically exempt from CEQA review.
2. Approve and authorize the Director, Department of General Services, to execute two copies of the Lease agreement with D. Jim Parsa and take any other actions necessary to administer the Lease.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year 2017-19 CAO Recommended Operational Plan in the Sheriff's Department. If approved, this request will result in a cost of \$84,000 for Fiscal Year 2017-18 and \$86,520 for Fiscal Year 2018-19. Under the new lease agreement the cost will increase by 3% annually. The funding source revenue from the Regional Communications System. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Cox, Jacob, Gaspar, Roberts, Horn

6. **SUBJECT: SHERIFF - NEW LEASE AGREEMENT FOR REGIONAL COMMUNICATIONS SYSTEM RADIO FACILITY ON SAN ONOFRE PEAK, MARINE CORPS BASE CAMP PENDLETON (DEPARTMENT OF THE NAVY) (DISTRICT: 5)**

OVERVIEW

The Regional Communications System (RCS) provides the County and numerous public safety agencies with day-to-day public safety and emergency responder communications. The Sheriff's Department currently operates a radio facility at the Encina Power Station located in the City of Carlsbad. The Encina Power Station provides public safety radio coverage to the surrounding communities and north coastal areas and is scheduled to be decommissioned along with the 400' tall exhaust stack. On November 15, 2016 (14), the Board of Supervisors approved, in principle, the purchase and/or lease of three public safety sites in the north coastal areas of Carlsbad, Encinitas, and Camp Pendleton to replace the RCS radio coverage that will be lost when the Encina Power Station is decommissioned.

The County has negotiated with the Department of the Navy, Naval Facilities Engineering Command Southwest, the terms and conditions of a five-year lease agreement, with three five-year options to extend, that would allow the County to construct and operate a public safety radio site on San Onofre Peak, Marine Corps Base Camp Pendleton. The Board is now requested to approve this lease agreement.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Find that the proposed project is exempt from the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines sections 15301 and 15303.
2. Approve and authorize the Director, Department of General Services, to execute three copies of the lease agreement with the Department of the Navy.
3. Authorize the Director, Department of General Services, to exercise the option(s) to extend the lease, prior to its expiration, if appropriate.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year 2017-19 CAO Recommended Operational Plan in the Sheriff's Department. If approved, this request will result in a cost of \$12,000 for Fiscal Year 2017-18 and \$12,600 for Fiscal Year 2018-19. Under the lease agreement the cost will increase by 5% annually. The funding source is revenue from the Regional Communications System. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Cox, Jacob, Gaspar, Roberts, Horn

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

OVERVIEW

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

RECOMMENDATION(S)
SUPERVISOR GREG COX

1. Allocate \$12,297 from the Neighborhood Reinvestment Program budget (Org 15650) to the County Department of Parks and Recreation for Tijuana River Valley Regional Park Visitor Center Improvements.
2. Transfer appropriations of \$12,297 from the Neighborhood Reinvestment Program budget (Org 15650), Services and Supplies, to Contributions to Capital Outlay Fund, Operating Transfer Out, for the Tijuana River Valley Regional Park Visitor Center Improvements Project.
3. Establish appropriations of \$12,297 in the Capital Outlay Fund for the Tijuana River Valley Regional Park Visitor Center Improvements Project to provide funds for new flooring and interior improvements based on an Operating Transfer In from the General Fund. **(4 VOTES)**
4. Allocate \$16,912 from the Neighborhood Reinvestment Program budget (Org 15650) to the Otay Mesa- Nestor Community Association for the purchase of equipment and supplies for the National Night Out Crime Prevention and Resource Fair including marketing materials, signage equipment and supplies, printing, banners, flyers, postage, decorations, and graffiti abatement supplies such as paint sprayers, paint, brushes, rollers, and gloves.
5. Allocate \$19,915 from the Neighborhood Reinvestment Program budget (Org 15650) to the The Bonita Historical Society dba Bonita Museum and Cultural Center for the purchase and installation of sound baffles in the Bonita Museum and Cultural Center located at 4355 Bonita Road in Bonita.
6. Allocate \$3,500 from the Neighborhood Reinvestment Program budget (Org 15650) to Labrats San Diego dba LabRats Science Education Project for the purchase of building materials including lumber, bolts, axil and framing for the South Bay Pumpkin Smash.
7. Allocate \$39,287 from the Neighborhood Reinvestment Program budget (Org 15650) to Outdoor Outreach for the purchase of an eight-passenger van and vehicle wraps.
8. Allocate \$15,180 from the Neighborhood Reinvestment Program budget (Org 15650) to Partnerships with Industry for the purchase of iPads and keyboard cases.
9. Allocate \$42,279 from the Neighborhood Reinvestment Program budget (Org 15650) to the Boys & Girls Clubs of South County for costs associated with website development and design, LED signs for clubhouses, vehicle wraps, and registration software.
10. Find that the grant awards described above have a public purpose.

11. Authorize the Deputy Chief Administrative Officer/Auditor and Controller to execute grant agreements with the organizations awarded Neighborhood Reinvestment funds establishing terms for receipt of the funds and to make minor amendments to the agreements that are consistent with the general purpose of the grants but do not increase the grants.
12. Find that the grants identified in Recommendation Nos. 1, 5 and 9 are exempt from review under the California Environmental Quality Act (CEQA) by Section 15301 of the CEQA Guidelines.

FISCAL IMPACT

The fiscal impact of these recommendations is \$149,370. Funds for this request are included in the Fiscal Year 2016-2017 Operational Plan for the Neighborhood Reinvestment Program (Org 15650). The funding source is General Fund fund balance. These actions will result in the addition of no staff years and no additional costs.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Cox, Jacob, Gaspar, Roberts, Horn

8. SUBJECT: NEIGHBORHOOD REINVESTMENT PROGRAM GRANTS (DISTRICT: 4)

OVERVIEW

The County's fiscal condition has enabled it to reinvest taxpayer money in our communities for the benefit of the public. These recommended actions propose allocations to new projects from the County of San Diego's Neighborhood Reinvestment Project Funds.

RECOMMENDATION(S)

SUPERVISOR RON ROBERTS

1. Allocate \$10,000 from the Neighborhood Reinvestment Program Budget (org 15665) to the Center for Sustainable Energy to assist in the one-time purchase of a comprehensive, project-based enterprise resource planning software system.
2. Allocate \$20,000 from the Neighborhood Reinvestment Program budget (org 15665) to Vietnam Veterans of San Diego dba Veterans Village San Diego to purchase wagon hand trucks, shade canopies, security vests, tables, audio equipment, laptop computers and tablets for its annual Stand Down event.

3. Allocate \$20,000 from the Neighborhood Reinvestment Program Budget (org 15665) to Feeding San Diego to help fund repairs and upgrades to its fleet of refrigerated trucks, allowing it to better serve families, children and seniors throughout San Diego County.
4. Allocate \$25,000 from the Neighborhood Reinvestment Program Budget (org 15665) to the La Maestra Family Clinic, Inc. to assist in the purchase of dental chairs, chair mounted dental lights, in-field tubing kits, in-field power transformers, dental tools and equipment, dentists stools and assistants stools for its main location at 4060 Fairmont Avenue in City Heights.
5. Allocate \$15,000 from the Neighborhood Reinvestment Program Budget (org 15665) to Urban Corps of San Diego County to assist in the purchase of CorpsNET performance management software.
6. Allocate \$30,000 from the Neighborhood Reinvestment Program Budget (org 15665) to the YMCA of San Diego County to assist its Mission Valley Branch in the cost of replacing turf at the indoor-style soccer arena at Clairemont High School.
7. Allocate \$15,000 from the Neighborhood Reinvestment Program Budget (org 15665) to the El Cajon Boulevard Business Improvement Association to assist in the cost of enhancing public gathering spaces with landscaping, fencing, lighting, shade structures, shade sails, seating, signage, the construction of a stage and art installations. along El Cajon Boulevard.
8. Allocate \$12,884.25 from the Neighborhood Reinvestment Program Budget (org 15665) to Mental Health Systems, Inc. to assist in purchasing a new roof at its Family Recovery Center.
9. Find that the proposed allocations serve a public purpose.
10. Authorize the Deputy Chief Administrative Officer/Auditor and Controller 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.
11. Find that the grants identified in Recommendation Nos. 6 and 8 are exempt from review under the California Environmental Quality Act (CEQA) by Section 15301 of the CEQA Guidelines and that the grant identified in Recommendation No. 7 is exempt from CEQA review by Sections 15303 and 15304 of the CEQA Guidelines.

FISCAL IMPACT

The fiscal impact of these recommendations is \$147,884.25. Funds for this request are included in the Fiscal Year 2016-2017 Operational Plan for the Neighborhood Reinvestment Program (15665). 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

ACTION:

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

AYES: Cox, Jacob, Gaspar, Roberts, Horn

9. **SUBJECT: NOTICED PUBLIC HEARING:
FILLING THE VACANCY OF THE SAN DIEGO COUNTY
ELECTIVE OFFICE OF DISTRICT ATTORNEY -
APPLICANT INTERVIEWS (DISTRICTS: ALL)**

OVERVIEW

On May 2, 2017 (5), the Board set Hearings for June 20, 2017 and June 27, 2017.

County of San Diego District Attorney, Bonnie Dumanis, will resign from office effective July 7, 2017. Board Policy A-105, "Process to Fill Vacancies of Elected Officers other than Board of Supervisors," establishes a procedure for appointment of Elected County Officers, other than Supervisors, for which the Board of Supervisors has the power to fill the vacancy and provides the procedure for an open process allowing for citizen participation.

The process to fill the upcoming District Attorney vacancy requires several steps. On May 2, 2017 (5), the Board approved the Form of Notice, application, and the deadline for acceptance of applications. On June 20, 2017, the Board will conduct the first public hearing during which the Board will select no more than three (3) finalists from among those who have applied. On June 27, 2017, a second public hearing may take place during which the Board will make a final selection from among the finalists. Pursuant to Board Policy A-105, the person so appointed shall be prepared to formally assume office no later than twenty (20) business days following selection by the Board.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

This item has been withdrawn by the Board of Supervisors (June 20, 2017, item 25).

FISCAL IMPACT

There is no fiscal impact as a result of the recommended actions. The position is budgeted in the Department of the District Attorney.

BUSINESS IMPACT STATEMENT

N/A

10. SUBJECT: CANEBRAKE COUNTY WATER DISTRICT - CHANGE IN AUDIT REQUIREMENT PERIODICITY (DISTRICT: 2)

OVERVIEW

On May 18, 2017 the County received a letter from the Canebrake County Water District (CWD) requesting a change in the District's audit periodicity from an annually required audit to a quinquennial audit covering the entire five year period. In their letter, CWD stated that the approval of their request would serve to reduce the single highest expense in the district's budget without limiting its ability to accurately monitor District finances. The Auditor and Controller has reviewed and is supportive of this request. Today's action would authorize the CWD to change the audit requirement for the District from annual to quinquennial, in accordance with Government Code Section 26909(b)(3).

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

Authorize the Canebrake County Water District to replace its current annual audit requirement with a quinquennial audit performed in accordance with professional auditing standards covering the entire five year period. **(5 VOTES)**

FISCAL IMPACT

There is no fiscal impact associated with this recommendation.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Cox, Jacob, Gaspar, Roberts, Horn

11. SUBJECT: BUDGET DELIBERATIONS: CHIEF ADMINISTRATIVE OFFICER RECOMMENDED OPERATIONAL PLAN FOR FISCAL YEARS 2017-18 AND 2018-19 CHANGE LETTER (DISTRICTS: ALL)

OVERVIEW

On May 2, 2017 (12), your Board of Supervisors received the Chief Administrative Officer Recommended Operational Plan Fiscal Years 2017-18 and 2018-19 (CAO Recommended Operational Plan) and set the dates and times for public hearings and budget deliberations. Budget hearings began on June 12, 2017 with public testimony on the Community Enhancement grant program and continued through June 14, 2017 when public testimony was received at two sessions. The proposed amendments to the CAO Recommended Operational Plan are based on updated expenditure and revenue information and recent Board actions. Today's action requests the Board approve the CAO Recommended Operational Plan, Change Letter requests, and Community Enhancement Grant

awards at the conclusion of budget deliberations. Budget deliberations are scheduled to commence on June 27, 2017 at 2:00 p.m. Following the Board's approval, a resolution of adoption for the Fiscal Year 2017-18 budget will come before the Board for consideration on August 1, 2017.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Pursuant to Government Code Section 29064, approve the Chief Administrative Officer Recommended Operational Plan for Fiscal Year 2017-18 on or before June 30, 2017, for the purpose of having the authority to spend until the budget is adopted and approve Fiscal Year 2017-18 Community Enhancement Grant Awards, including waivers of Board Policy B-58 as indicated in Attachment A.
2. Accept the appropriation and funding changes to the Chief Administrative Officer Recommended Operational Plan Fiscal Years 2017-18 and 2018-19 as shown in the attached schedules for consideration during budget deliberations.
3. Following budget deliberations and approval of the Chief Administrative Officer Recommended Operational Plan Fiscal Years 2017-18 and 2018-19, authorize the Deputy Chief Administrative Officer/Auditor and Controller to make adjustments as necessary between object accounts with no increases in total departmental appropriations in order to clarify all budget items for the final Operational Plan and budget resolution.

FISCAL IMPACT

The total revised CAO Recommended Operational Plan is \$5.78 billion for Fiscal Year 2017-18 and \$5.28 billion for Fiscal Year 2018-19. The total staff years are unchanged at 17,404.00 in Fiscal Year 2017-18 and Fiscal Year 2018-19. The proposed changes to the CAO Recommended Operational Plan include for Fiscal Year 2017-18 appropriation increases of \$94.0 million. Changes for Fiscal Year 2018-19 include appropriation increases of \$41.2 million. The Fiscal Year 2017-18 recommended increases in appropriations are supported by increases of \$48.6 million in fund balance, \$17.4 million in program revenue, and an advance of \$28.0 million from the General Fund, which will be repaid from the new revenues anticipated from the Road Repair and Accountability Act of 2017. The Fiscal Year 2018-19 recommended increases in appropriations are supported by increases of \$42.8 million in program revenue and a decrease of \$1.6 million in fund balance.

BUSINESS IMPACT STATEMENT

The changes to the CAO Recommended Operational Plan include appropriations for the purchase of goods and services from the private sector.

ACTION:

ON MOTION of Supervisor Jacob, seconded by Supervisor Horn, the Board of Supervisors took the following actions:

1. Approved the Chief Administrative Officer Recommended Operational Plan for Fiscal Year 2017-18 on or before June 30, 2017, for the purpose of having the authority to spend until the budget is adopted and approve Fiscal Year 2017-18 Community Enhancement Grant Awards, including waivers of Board Policy B-58 as indicated in Attachment A.
2. Accepted the appropriation and funding changes to the Chief Administrative Officer Recommended Operational Plan Fiscal Years 2017-18 and 2018-19 as shown in the attached schedules for consideration during budget deliberations.
3. Following budget deliberations and approval of the Chief Administrative Officer Recommended Operational Plan Fiscal Years 2017-18 and 2018-19, authorized the Deputy Chief Administrative Officer/Auditor and Controller to make adjustments as necessary between object accounts with no increases in total departmental appropriations in order to clarify all budget items for the final Operational Plan and budget resolution.

AYES: Cox, Jacob, Gaspar, Roberts, Horn

12. SUBJECT: COMMUNICATIONS RECEIVED (DISTRICTS: ALL)

OVERVIEW

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

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

Note and file.

FISCAL IMPACT

N/A

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Cox, Jacob, Gaspar, Roberts, Horn

13. 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."

RECOMMENDATION(S)

CHAIRWOMAN DIANNE JACOB

Appoint Barbara W. Revak to the ASSESSMENT APPEALS BOARD 2 (AAB), Seat No. 2, for a term to expire September 2, 2019.

Appoint James Lyon to the POMERADO CEMETERY DISTRICT, Seat No. 1, for a term to expire January 4, 2021.

SUPERVISOR GREG COX

Waive Board Policy A-74, "Citizen Participation in County Boards, Commissions and Committees," and re-appoint Elizabeth Schulman to the COUNTY HEARING OFFICERS, Seat No. 1, for a term to expire January 4, 2021.

Waive Board Policy A-74, "Citizen Participation in County Boards, Commissions and Committees," and re-appoint Peter J. Jensen to the COUNTY HEARING OFFICERS, Seat No. 2, for a term to expire January 4, 2021.

Re-appoint Joseph R. Esposito to the HISTORIC SITE BOARD, Seat No. 1, for a term to expire January 4, 2021.

FISCAL IMPACT

N/A

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Cox, Jacob, Gaspar, Roberts, Horn

14. SUBJECT: NEIGHBORHOOD REINVESTMENT PROGRAM GRANTS (DISTRICT: 3)

OVERVIEW

The County's fiscal condition has enabled it to reinvest taxpayer money in our communities for the benefit of the public. These recommended actions propose allocations to new projects from the County of San Diego's Neighborhood Reinvestment Project Funds.

RECOMMENDATION(S)

VICE-CHAIRWOMAN KRISTIN GASPAR

1. Allocate \$4,300 from the Neighborhood Reinvestment Program Budget (Org 15660) to the Department of Parks and Recreation (52806) for the removal of invasive palm trees at Felicita Park.
2. Transfer \$4,300 from the Neighborhood Reinvestment Program Budget (Org 15660) to the Department of Parks and Recreation (52806) for the removal of invasive palm trees at Felicita Park.
3. Find that the proposed allocation is for a public purpose.
4. Find that the proposed allocation is exempt from review under the California Environmental Quality Act (CEQA) by Section 15301 of the CEQA Guidelines.

FISCAL IMPACT

The fiscal impact of this recommendation is \$4,300. Funds for this request are included in the fiscal Year 2016-2017 Operational Plan for the Neighborhood Reinvestment Program (15665). 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

ACTION:

Adding Recommendation No. 5 to read: Establish appropriations of \$4,300 in the Neighborhood Reinvestment Program budget (Org 15660) based on the return of unused portions of prior year allocations so the funds can be allocated to other projects. (4 VOTES). ON MOTION of Supervisor Roberts, seconded by Supervisor Horn, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Gaspar, Roberts, Horn

15. SUBJECT: CLOSED SESSION (DISTRICTS: ALL)

OVERVIEW

- A. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Luis Galicia, et al. v. County of San Diego, et al.; San Diego County Superior Court No. 37-2012-00055460-CU-CR-NC
- B. CONFERENCE WITH REAL PROPERTY NEGOTIATORS
(Government Code section 54956.8)
Property: 220 West Broadway and 220 West "C" Street, San Diego, CA; 500 Third Avenue, Chula Vista, CA; 1428 Montecito Road, Ramona, CA; and 2901 Meadowlark Drive, San Diego, CA

Negotiating Parties:

County: April Heinze, Ron Lane, Adam Weinberg

Other: Judicial Council of California

Under Negotiation: Price and Terms

- C. CONFERENCE WITH LABOR NEGOTIATORS
(Government Code section 54957.6)
Designated Representatives: Susan Brazeau, Brad Rankin
Employee Organizations and Unrepresented Employees: All

ACTION:

County Counsel reported that there were no reportable matters.

16. SUBJECT: PUBLIC COMMUNICATION (DISTRICTS: ALL)

OVERVIEW

Martha Welch spoke to the Board regarding property taxes.

ACTION:

Heard, Referred to the Chief Administrative Officer.

The Board adjourned the Tuesday session at 3:25 p.m. in memory of General Bob Haebel, Carlos Sibayan, Dan Conaway and Todd Gutschow.

DAVID HALL
Clerk of the Board of Supervisors
County of San Diego, State of California

Consent: Lopez
Discussion: Zurita

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

Approved by the Board of Supervisors, on Tuesday, July 18, 2017.



DIANNE JACOB
Chairwoman

Attest:



DAVID HALL
Clerk of the Board

06/27/17