

July 17, 2024

STATEMENT OF PROCEEDINGS

The Minutes of the

***FLOOD CONTROL DISTRICT
REGULAR MEETING***

COUNTY OF SAN DIEGO

STATEMENT OF PROCEEDINGS
COUNTY OF SAN DIEGO FLOOD CONTROL DISTRICT
REGULAR MEETING
WEDNESDAY, JULY 17, 2024, 9:00 AM
COUNTY ADMINISTRATION CENTER, ROOM 310
1600 PACIFIC HIGHWAY
SAN DIEGO, CA 92101

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

PRESENT: Directors Terra Lawson-Remer, Vice-Chair; Joel Anderson; Monica Montgomery Steppe; Jim Desmond; also, Ryan Sharp, Assistant Clerk of the Board of Supervisors.

ABSENT: Director Nora Vargas, Chair

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

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

D. **Approval of the Statement of Proceedings/Minutes for the meetings of June 25, 2024 and June 26, 2024.**

ACTION:

ON MOTION of Director Desmond, seconded by Director Montgomery Steppe, the Board of Directors of the San Diego County Flood Control District approved the Statement of Proceedings/Minutes for June 25, 2024 and June 26, 2024.

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

ABSENT: Vargas

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.

Agenda Items

| Agenda # | Subject |
|-----------------|---|
| 1. | CONTINUATION OF STORM DRAIN EMERGENCY REPAIR IN THE UNINCORPORATED COMMUNITY OF CASA DE ORO [FUNDING SOURCE: AVAILABLE PRIOR YEAR FLOOD CONTROL DISTRICT FUND FUND BALANCE] (4 VOTES) |

2. ADOPT RESOLUTIONS DESIGNATING OFFICIAL SIGNATORIES FOR FEDERAL EMERGENCY MANAGEMENT AGENCY FLOODPLAIN MANAGEMENT AND GRANT PROGRAMS AND RELATED CEQA EXEMPTION

(RELATES TO BOARD OF SUPERVISORS AGENDA NO. 02)

3. AUTHORIZATION TO ADVERTISE AND AWARD A CONSTRUCTION CONTRACT FOR FLOOD CONTROL DISTRICT MAJOR MAINTENANCE PROJECTS (HAPPY WAY N, CASA DE LA TORRE CT, BURKSHIRE PL) AND RELATED CEQA EXEMPTION
[FUNDING SOURCE: AVAILABLE PRIOR YEAR FLOOD CONTROL DISTRICT FUND FUND BALANCE]

4. NOTICED PUBLIC HEARING:
PUBLIC HEARING TO CONFIRM FISCAL YEAR 2024-25 LEVIES FOR PERMANENT ROAD DIVISION ZONES, COUNTY SERVICE AREAS AND ZONES, SAN DIEGO COUNTY FIRE PROTECTION DISTRICT ZONES, AND STORMWATER MAINTENANCE ZONES
[FUNDING SOURCE: ASSESSMENT LEVIES ON PROPERTY OWNERS WITHIN THE IDENTIFIED DISTRICTS]

(RELATES TO BOARD OF SUPERVISORS AGENDA NO. 09 AND SAN DIEGO COUNTY FIRE PROTECTION DISTRICT AGENDA NO. FP01)

1. **SUBJECT: CONTINUATION OF STORM DRAIN EMERGENCY REPAIR IN THE UNINCORPORATED COMMUNITY OF CASA DE ORO (DISTRICT: 4)**

OVERVIEW

On January 22, 2024, the County experienced catastrophic flooding in the Spring Valley area from an extremely rare storm event. Based on a statistical analysis of historical rainfall records at this location, staff determined that the amount of rain that fell on the 22nd was considered an unprecedented storm event, with an 0.1% chance of occurring in that location in any given year. Other areas of the County experienced heavy rain and flooding.

Existing drainage infrastructure is not designed to convey stormwater flows from an event of this magnitude. Flood Control District-maintained facilities at the following nine locations were impacted and required immediate emergency response:

- 1243 & 1247 Purdy Street, Spring Valley, CA 91977
- 2117 Ildica Court, Spring Valley, CA 91977
- 9602 Casa de la Torre Court, Casa de Oro, CA 91977
- 3150 Rio Way, Spring Valley, CA 91977
- 4362 & 4368 Edgewood Court, Casa de Oro, CA 91941
- 9825 Dogwood Lane, Hidden Meadows, CA 92026
- 8575 Los Coches Road, Lakeside, CA 92021
- 2544 Buena Flores, Fallbrook, CA 92028
- 402 Potter Street, Fallbrook, CA 92028

In accordance with County Administrative Code Section 402, "Emergency Preparedness," notices to proceed were issued to repair or replace damaged storm drains and any other related drainage facilities and remove mud and debris.

On June 26, 2024 (FL01), the County Board of Supervisors, acting as the Board of Directors of the San Diego County Flood Control District (Board), found there was a need for the emergency repair for the ongoing project located in Casa de Oro and provided authorization to continue with ongoing emergency work. Pursuant to Public Contract Code section 22050, until the repairs are completed, the Board is required to determine at every regular scheduled Board meeting that there is a need to continue the emergency work. Construction costs for all listed emergency repairs is currently estimated at \$6.25 million.

As of June 5, 2024, the following eight projects had been completed:

- 2117 Ildica Court, Spring Valley, CA 91977
- 9825 Dogwood Lane, Hidden Meadows, CA 92026
- 1243 & 1247 Purdy Street, Spring Valley, CA 91977
- 3150 Rio Way, Spring Valley, CA 91977
- 9602 Casa de la Torre Court, Casa de Oro, CA 91977
- 402 Potter Street, Fallbrook, CA 92028
- 8575 Los Coches Road, Lakeside, CA 92021
- 2544 Buena Flores, Fallbrook, CA 92028

Today's request is for the Board to find that there is a need to continue the emergency repair work at the one location identified immediately below in accordance with Public Contract Code section 22050:

4362 & 4368 Edgewood Court, Casa de Oro, CA 91941

The emergency contract listed above was previously ratified by the Board at the February 7, 2024, hearing and additional ratification for this is unnecessary.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Find the project is statutorily exempt from California Environmental Quality Act (CEQA) review pursuant to Section 15269(b) of the CEQA Guidelines because the project involves emergency repairs to publicly owned service facilities necessary to maintain service essential to the public health, safety or welfare.
2. Pursuant to Public Contract Code section 22050(c)(2), find that there is a need to continue the emergency sinkhole repair in Casa de Oro (1 location) identified in this Board letter without giving notice for bids to let a contract. **(4 VOTES)**

EQUITY IMPACT STATEMENT

The failed storm drains are publicly maintained facilities that convey rainfall runoff and flood waters off the roadways and properties in the immediate vicinity. The San Diego County Flood Control District is responsible for the continued maintenance and proper function of the storm drain system in these areas. Approval of the emergency work will provide an overall benefit to the members of the residential communities and to those who use the public roads in the areas.

SUSTAINABILITY IMPACT STATEMENT

The emergency work will contribute to health and wellbeing sustainability benefits. The project will reduce the risk to life and property by restoring the proper function of the storm drain system to convey runoff and flood waters, which will contribute to County of San Diego sustainability goals of protecting the health and wellbeing of local residents.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year (FY) 2024-25 Operational Plan for the Flood Control District (District). If approved, this request will result in a total cost and revenue of \$6,250,000 in FY 2024-25. The funding source is available prior year Flood Control District Fund fund balance. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

ON MOTION of Director Desmond, seconded by Director Anderson, the Board of Directors of the San Diego County Flood Control District took action as recommended, on Consent.

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

ABSENT: Vargas

2. **SUBJECT: ADOPT RESOLUTIONS DESIGNATING OFFICIAL SIGNATORIES FOR FEDERAL EMERGENCY MANAGEMENT AGENCY FLOODPLAIN MANAGEMENT AND GRANT PROGRAMS AND RELATED CEQA EXEMPTION (DISTRICTS: ALL)**

OVERVIEW

San Diego County's unincorporated region has recently experienced significant flooding that has damaged infrastructure, residences, and businesses. The Federal Emergency Management Agency (FEMA) assists states and local communities with programs, technical support, and grants to help protect residents and businesses against flooding. FEMA's hazard mitigation assistance grant programs provide funding for eligible mitigation activities that reduce disaster losses and protect life and property from future natural disasters. Local funds can be used to leverage FEMA grants to construct drainage improvements that protect residents and businesses, especially those in underserved areas.

In California, many of these programs are administered by the Governor's Office of Emergency Services (CalOES) on behalf of FEMA. Grant funds are available for projects to rebuild communities after a major disaster in a way that reduces future disaster losses, help communities reduce risks from future disasters and natural hazards, and reducing the risk of flood damage to NFIP-insured buildings. FEMA currently offers the following hazard mitigation programs to eligible municipalities, agencies, and organizations:

- Hazard Mitigation Grant Program (HMGP)
- Flood Mitigation Assistance (FMA) Program
- Building Resilient Infrastructure & Communities (BRIC)

These FEMA programs can provide funding to support County of San Diego (County) flood protection and drainage improvement projects, such as culvert replacements and channel improvements that are identified in the Department of Public Works' Five-Year Capital Improvement Program (CIP), as well as emergency projects or multi-jurisdictional projects that will benefit unincorporated county residents. Plans that are not on the 5-Year CIP Plan are not excluded and can still be considered for submittal however the majority of FEMA granted funded programs are competitive and projects that are on the 5-Year CIP Plan will potentially score better than those not identified on an existing plan. Because grants frequently require the recipient to provide matching funds, matching funds could be from the San Diego County Flood Control District, County Road Fund, partnering jurisdictions, other eligible matching grants, or previously allocated/approved County General Fund.

In addition, FEMA's Community Rating System (CRS) program enables residents and businesses to receive discounts on flood insurance premiums when their local jurisdictions undertake floodplain management activities that go above and beyond the minimum National Flood Insurance Program requirements. The County participates in this program and is currently rated as a "Class 6" Community, which equates to 20% reduction in flood insurance premiums for eligible property owners within the unincorporated county.

FEMA requires Board of Supervisors (Board) approval for the submission of grant applications, grant and CRS reports, and to accept FEMA grant funds. Alternatively, jurisdictions may designate agents to sign and submit these reports and documents, and to accept FEMA grant funds for up to a 3-year period. Without this designation of authority for signature, the Board will be required to sign documents required to process a FEMA grant. This removes the burden on staff and the Board to process day to day grant management and administration documents with FEMA. The Board last adopted the resolutions on July 14, 2021 (05). Those resolutions were approved for a three-year period and now need to be adopted again.

Today's request is to adopt two resolutions authorizing the Director of Public Works, Assistant Director of Public Works, Deputy Director of Public Works, and Flood Control District Manager, as official agents of the County and Flood Control District, to implement and submit documents, including but not limited to applications, agreements, and grant acceptance letters for FEMA programs to the County of San Diego and/or the San Diego County Flood Control District through July 17, 2027.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

Acting as the Flood Control District Board of Directors:

1. Adopt a resolution entitled: JOINT RESOLUTION OF THE COUNTY OF SAN DIEGO BOARD OF SUPERVISORS AND SAN DIEGO COUNTY FLOOD CONTROL DISTRICT BOARD OF DIRECTORS AUTHORIZING COUNTY AGENTS TO EXECUTE AND SUBMIT APPLICATIONS AND OTHER DOCUMENTS; AND ACCEPT FUNDS FROM AWARDED GRANTS TO AND FROM THE FEDERAL EMERGENCY MANAGEMENT AGENCY OR CALIFORNIA GOVERNOR'S OFFICE OF EMERGENCY SERVICES FOR EMERGENCY FLOOD MITIGATION PROGRAMS, INCLUDING WITHOUT LIMITATION THE HAZARD MITIGATION GRANT PROGRAM, FLOOD MITIGATION ASSISTANCE PROGRAM, AND BUILDING RESILIENT INFRASTRUCTURE & COMMUNITIES.
2. Adopt a resolution entitled: JOINT RESOLUTION OF THE COUNTY OF SAN DIEGO BOARD OF SUPERVISORS AND SAN DIEGO COUNTY FLOOD CONTROL DISTRICT BOARD OF DIRECTORS AUTHORIZING COUNTY AGENTS TO EXECUTE AND SUBMIT APPLICATIONS AND OTHER DOCUMENTS; AND ACCEPT FUNDS FROM AWARDED GRANTS TO AND FROM THE FEDERAL EMERGENCY MANAGEMENT AGENCY OR CALIFORNIA GOVERNOR'S OFFICE OF EMERGENCY SERVICES FOR THE COMMUNITY RATING SYSTEM.

EQUITY IMPACT STATEMENT

The San Diego County Flood Control District strives to implement programs and projects that preserve, enhance, and promote quality of life, health and safety, sustainability, equity, and environmental resources while simultaneously complying with mandatory federal, state, and local regulations. Designating official signatories for Federal Emergency Management Agency (FEMA) floodplain management and grant funding programs streamlines the application process and could result in more grant funding opportunities for County of San Diego (County) and San Diego County Flood Control District (District). This would result in projects that improve public safety and mitigation of impacts from natural hazards which will benefit unincorporated communities by reducing or eliminating long term risk of flood damage.

SUSTAINABILITY IMPACT STATEMENT

The proposed action to authorize the Director of Public Works to implement and submit documents to FEMA for flood control projects has health and well-being and economic sustainability benefits. This action will contribute to the County sustainability goal of protecting the health and well-being of everyone in the region by reducing flood risk and reducing costs for flood insurance.

FISCAL IMPACT

There is no fiscal impact associated with these recommendations. There may be future fiscal impacts for which staff would return back for consideration and approval by the Board. Upon return by staff funding for future costs will need to be identified by the department and will proceed once identified. At this time, there will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

(RELATES TO BOARD OF SUPERVISORS AGENDA NO. 02)

ACTION:

ON MOTION of Director Desmond seconded by Director Anderson, the Board of Directors of the San Diego County Flood Control District took action as recommended, on Consent, and adopted the following:

1. Resolution No. 24-102, entitled: JOINT RESOLUTION OF THE COUNTY OF SAN DIEGO BOARD OF SUPERVISORS AND SAN DIEGO COUNTY FLOOD CONTROL DISTRICT BOARD OF DIRECTORS AUTHORIZING COUNTY AGENTS TO EXECUTE AND SUBMIT APPLICATIONS AND OTHER DOCUMENTS; AND ACCEPT FUNDS FROM AWARDED GRANTS TO AND FROM THE FEDERAL EMERGENCY MANAGEMENT AGENCY OR CALIFORNIA GOVERNOR'S OFFICE OF EMERGENCY SERVICES FOR EMERGENCY FLOOD MITIGATION PROGRAMS, INCLUDING WITHOUT LIMITATION THE HAZARD MITIGATION GRANT PROGRAM, FLOOD MITIGATION ASSISTANCE PROGRAM, AND BUILDING RESILIENT INFRASTRUCTURE & COMMUNITIES; and,

2. Resolution No. 24-103, entitled: JOINT RESOLUTION OF THE COUNTY OF SAN DIEGO BOARD OF SUPERVISORS AND SAN DIEGO COUNTY FLOOD CONTROL DISTRICT BOARD OF DIRECTORS AUTHORIZING COUNTY AGENTS TO EXECUTE AND SUBMIT APPLICATIONS AND OTHER DOCUMENTS; AND ACCEPT FUNDS FROM AWARDED GRANTS TO AND FROM THE FEDERAL EMERGENCY MANAGEMENT AGENCY OR CALIFORNIA GOVERNOR'S OFFICE OF EMERGENCY SERVICES FOR THE COMMUNITY RATING SYSTEM.

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

ABSENT: Vargas

3. **SUBJECT: AUTHORIZATION TO ADVERTISE AND AWARD A CONSTRUCTION CONTRACT FOR FLOOD CONTROL DISTRICT MAJOR MAINTENANCE PROJECTS (HAPPY WAY N, CASA DE LA TORRE CT, BURKSHIRE PL) AND RELATED CEQA EXEMPTION (DISTRICTS: 2 & 4)**

OVERVIEW

The San Diego County Flood Control District (FCD) operates and maintains FCD facilities within the unincorporated areas of San Diego County, including approximately 80 open channels, and more than 1,900 storm drain facilities, such as catch basins, underground pipes, and culverts. These facilities convey water to protect homes, businesses, and residences from flooding.

The maintenance of the flood control system and associated facilities is vital for the protection of public health and safety and for keeping our waterways clean and safe. Recurring maintenance minimizes the chance of pipe failures, allows for efficient transport of stormwater, and reduces impacts to the community by extending the useful life of the system. The maintenance activities include regular inspections of the drainage system and annual cleaning to remove sediment, vegetation, and debris. If deficiencies are identified, they are documented in inspection logs and added to a list of flood control facility locations for repair. The list is prioritized based on the severity of the deficiency and the risk to safety, health, and property. The Flood Control major maintenance project list includes projects located throughout all areas of the district. Due to funding constraints, the annual repairs are limited to two to three of the highest priority projects.

This year, the three proposed flood control major maintenance projects are located in the communities of Lakeside and Valle De Oro which are included in the Flood Control District Major Maintenance Projects.

This is a request to approve the advertisement and subsequent construction contract award to the lowest responsive and responsible bidder for three Flood Control District Major Maintenance Projects. If approved, construction costs are estimated to be \$600,000, including contingencies, for a total cost of \$750,000. Construction is scheduled to begin in fall 2024 and be complete in early 2025. The funding source is available prior year fund balance in the San Diego County Flood Control District.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Find in accordance with Section 15301 of the California Environmental Quality Act (CEQA) that the Project is categorically exempt from CEQA review because it involves the maintenance of existing storm drain culverts involving negligible or no expansion of existing use and replacement or reconstruction of existing utility systems and/or facilities involving negligible or no expansion of capacity.
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 se., of the Administrative Code with respect to contracting for the Construction Contract for the Project.
3. 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 Projects.

EQUITY IMPACT STATEMENT

The San Diego County Flood Control District strives to preserve, enhance, and promote quality of life and environmental resources through the implementation of projects that improve flood control facilities. Maintaining the flood control system and associated facilities provides equitable benefits for communities by reducing flood risks, maintaining property values, ensuring public safety, and protecting environmental quality. Properly functioning culverts effectively channel floodwater, protecting property and infrastructure throughout the unincorporated area. By ensuring the flood control system functions correctly, communities can mitigate flood risks and keep everyone safe. Proper flood control system maintenance helps reduce flood risks and safeguard the environment for everyone.

SUSTAINABILITY IMPACT STATEMENT

Maintaining existing flood control facilities has economic, environmental, health and well-being, and sustainability benefits. Maintaining flood control facilities in a timely manner prevents more costly future maintenance efforts, thereby reducing environmental impacts and supporting economic sustainability. The flood control system rehabilitation proposed in this action will enhance water quality by effectively channeling floodwater to minimize disruption of the environment. The improvements will also help prevent erosion and flooding which contributes to the County of San Diego's sustainability goal of protecting ecosystems and habitats.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year (FY) 2024-25 Operational Plan for the Department of Public Works (DPW) Flood Control District (District). If approved, construction costs for these three Flood Control District Major Maintenance Projects are estimated to be \$600,000, including contingency, for a total cost of \$750,000. The funding source is available prior year Flood Control District Fund fund balance. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

County of San Diego construction contracts are competitively and publicly bid and help stimulate the local economy by creating construction-related employment opportunities. All workers employed on public works projects must be paid the prevailing wages determined by the Department of Industrial Relations, according to the type of work and location of the project. The prevailing wage rates are usually based on rates specified in collective bargaining agreements. A skilled and trained workforce requirement will be included in the contract in compliance with the County's Working Families Ordinance requirements for County construction projects.

ACTION:

ON MOTION of Director Desmond, seconded by Director Anderson, the Board of Directors of the San Diego County Flood Control District took action as recommended, on Consent.

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

ABSENT: Vargas

4. **SUBJECT: NOTICED PUBLIC HEARING:
PUBLIC HEARING TO CONFIRM FISCAL YEAR 2024-25 LEVIES
FOR PERMANENT ROAD DIVISION ZONES, COUNTY SERVICE
AREAS AND ZONES, SAN DIEGO COUNTY FIRE PROTECTION
DISTRICT ZONES, AND STORMWATER MAINTENANCE ZONES
(DISTRICTS: ALL)**

OVERVIEW

Special districts are created by residents of a community to deliver specialized services the local County or City does not provide. There are a variety of special districts, and each type is governed under different State laws. The County of San Diego (County), San Diego County Flood Control District (Flood Control District), and San Diego County Fire Protection District (Fire District) use special districts as a funding mechanism to provide services, such as fire protection, flood control protection, private road and landscape maintenance, parks, emergency communication, and paramedic services, across the unincorporated region and in six cities (Del Mar, Solana Beach, Encinitas, Santee, and portions of Poway and San Diego) in San Diego county.

Services are primarily funded by property owners through assessments or special taxes that are collected through annual property tax bills, reducing the cost to ratepayers by eliminating the administrative costs from annual billing and payment collection. District boundaries were established at the time of formation by voters or as a condition of development. Services are primarily funded by parcels within each district's boundaries. The method for calculating how much each parcel pays varies based on the type of district and ordinances adopted when the districts were formed. The most common method for calculating the rate per parcel is based on a variety of factors, including land use, parcel acreage, or use type (single-family or multi-family).

The assessments or special taxes cannot exceed the maximum amount in the adopted ordinance without an additional vote of the affected community. At the time of formation, some of the ordinances included cost escalators, tied to a specific cost index, to allow special districts to increase the maximum rate each year to keep pace with inflation. The most commonly used cost indices are the Consumer Price Index (CPI) which measures the cost of consumer goods, and the Construction Cost Index (CCI) which measures the cost of construction materials and labor.

Board of Supervisors Policy B-29: *Fees, Grants, Revenue Contracts - Department Responsibility for Cost Recovery* (Board Policy B-29) directs departments to recover the full cost of services provided to agencies or individuals. Staff reviewed each district to determine if revenues were adequate for services or if rates should be increased or decreased based on the budget. Staff determined that the proposed rates for Fiscal Year (FY) 2024-25 are needed to fund services and to ensure compliance with Board Policy B-29. Rates are also necessary to maintain financial reserves to fund future services, facility repairs, improvements, or replacements. All proposed rates are in accordance with Articles XIII A-D of the California Constitution (Proposition 218), as amended to date. All proposed rates are within the maximum rates set forth in each district's adopted ordinance; and therefore, do not require voter approval from affected property owners. Under Proposition 218, voters must approve special district formations and the maximum amount that can be collected from property owners. Without the funds generated by assessments, services would be reduced, and maintenance would be deferred.

Permanent Road Division Zones (County District)

There are 67 Permanent Road Division (PRD) Zones managed by the County Department of Public Works (DPW). Forty-nine of the 67 PRD Zones levy property owner assessments or special taxes. The 18 PRD Zones that do not levy an assessment or special tax are funded by a portion of annual countywide property tax revenues that was allocated by formula to special districts as a result of Proposition 13 (1978) and subsequent legislation, including Assembly Bill 8 (1979). The revenue these PRD Zones receive is adequate for services planned in FY 2024-25. Private road maintenance services funded by these PRD Zones are provided in multiple unincorporated communities. The amount each parcel is charged is determined by factors such as the type of land use, parcel size, and the number of dwelling units, which is represented by "benefit units." Benefit units are used to quantify the specific level of benefit each parcel receives from the services. Rates will remain the same in 45 of the 49 PRD Zones that levy property owner assessments or special taxes. Four proposed rate increases will fund multi-year maintenance plans for road resurfacing, culvert repairs, and future road replacements. One PRD Zone will have a rate increase based on voter approval. Three PRD Zones will have rate increases based on their approved cost escalators. The approved cost escalator for the three PRD Zones is the Los Angeles Construction Cost Index (CCI), which measures construction labor and materials costs and is frequently used to account for inflation for construction projects in the San Diego region, as Los Angeles is the closest region to have a CCI for these zones. The four (4) proposed rate increases are:

1. PRD Zone 104-Artesian Road is located in the unincorporated community of San Dieguito (District 3). The proposed rate will increase from \$9.00 to \$85.00 per benefit unit based on a property owner-approved rate increase, with the average single-family residence assigned 13.3 benefit units, or \$1,130.50 annually. The current revenues are insufficient to fund recommended and community supported maintenance and repairs. The additional revenue will help fund planned pavement repairs and ongoing road and culvert maintenance to maintain the roads and culverts in good condition.

2. PRD Zone 117-Legend Rock is located in the unincorporated community of Hidden Meadows (District 5). The proposed special tax will increase from \$1,586.54 to \$1,730.28 per parcel, based on the voter approved cost escalator. The increase is due to inflation, based on a 9.06% escalation in the Los Angeles CCI for 2023. Additional revenue will provide funding for planned road and culvert maintenance at current costs.
3. PRD Zone 133-Ranch Creek Road is located in the unincorporated community of Valley Center (District 5). The proposed rate will increase from \$1,595.64 to \$1,740.20 based on the voter approved cost escalator, with a single-family residence assigned one and a quarter benefit unit, for a total of \$2,175.26 annually. The increase is due to inflation, based on a 9.06% escalation in the Los Angeles CCI for 2023. Additional revenue will provide funding for planned road and culvert maintenance at current costs.
4. PRD Zone 1017-Kalbaugh/Haley/Toub Streets is located in the unincorporated community of Ramona (District 2). The proposed rate will increase from \$277.34 to \$302.47 based on a voter approved cost escalator, with a single-family residence assigned two benefit units, for a total of \$604.93 annually. The increase is due to inflation, based on a 9.06% escalation in the Los Angeles CCI for 2023. Additional revenue will provide funding for ongoing road maintenance at current costs.

County Services Areas (County District)

There are 10 County Services Areas (CSA) funded by assessments that are managed by multiple County departments based on the services provided. CSAs provide maintenance and operations for parks, landscaping, flood control, open space management, and emergency medical/paramedic services in multiple unincorporated communities and six incorporated cities (Del Mar, Solana Beach, Encinitas, Santee, and portions of Poway and the City of San Diego). Rates will remain the same in six of the 10 CSAs that levy assessments because revenues can fully fund planned services. The approved cost escalator for CSAs is the San Diego Consumer Price Index (CPI), which is based on a broad range of labor costs, goods, and services. Four rate increases are proposed, which are based on the voter-approved San Diego CPI increase of 3.80%:

1. CSA 83A-San Dieguito Local Parks District is managed by the Department of Parks and Recreation and provides park amenities and services in the unincorporated community of 4S Ranch (District 2). The proposed rate will increase from \$148.84 to \$154.49 per single-family residence. The increase is due to inflation, based on a 3.80% escalation in the San Diego CPI for 2023, with a voter-approved maximum cost escalator of 5%. It is anticipated that the additional revenue will be sufficient to fund increased costs for park maintenance and operations for FY 2024-25.
2. CSA 17-San Dieguito Emergency Medical Services is managed by San Diego County Fire and provides services to the cities of Del Mar, Solana Beach, Encinitas, and the City of San Diego communities of Del Mar Heights, and Del Mar Terrace, the unincorporated communities of Rancho Santa Fe, 4S Ranch, and a portion of Elfin Forest. (Districts 2 & 3). The proposed maximum annual special tax will increase from \$36.69 to \$38.08 per single-family residence. The increase is due to inflation, based on a 3.80% escalation in the San Diego CPI for 2023. The additional revenue will ensure the CSA has adequate working capital.

3. CSA 26 Zone A-Cottonwood Village is managed by DPW and provides open space fire-fuel management and landscape maintenance services in the unincorporated community of Rancho San Diego (District 4). The proposed rate will increase from \$112.00 to \$116.26, per average single-family residence. The rate increase is due to inflation, based on a 3.80% escalation in the San Diego CPI for 2023. The increase will ensure the CSA can fund annual fire-break services and maintain adequate working capital.
4. CSA 26 Zone B-Monte Vista is managed by DPW and provides landscape maintenance services in the unincorporated community of Rancho San Diego (District 4). The proposed rate will increase from \$199.44 to \$200.00 per single-family residence. The 0.28% rate increase is due to inflation, based on a 3.80% escalation in the San Diego CPI for 2023 and the district's maximum rate of \$200.00. The increase will ensure the CSA can fund routine landscape maintenance services and maintain adequate working capital.

San Diego County Fire Protection District (Fire District)

There are 10 zones in the San Diego County Fire Protection District funded by assessments or special taxes managed by San Diego County Fire that provide funds to supplement the cost of fire protection and emergency medical services across multiple unincorporated communities. Rates will remain the same in nine of the 10 zones that levy assessments or special taxes because revenues are adequate to fully fund services; in addition, there is no voter approved cost price escalator for these nine zones. One rate increase is being proposed:

1. Fire District-Palomar Mountain provides services within the unincorporated community of Palomar Mountain (District 5). The proposed maximum annual special tax will increase from \$175.61 to \$180.88 per single-family residence. The increase is due to inflation, based on a 3.80% escalation in the San Diego CPI for 2023, with a voter approved maximum cost escalator of 3%. The additional revenue will be used to fund firefighting personnel and fire protection equipment and apparatus.

Flood Control District Stormwater Maintenance Zones (Flood Control District)

There are three Stormwater Maintenance Zones (SMZ) funded by assessments managed by the Flood Control District in DPW that provide maintenance of flood control facilities in multiple unincorporated communities. Rates will remain the same in two of the three zones that levy assessments because revenues can fully fund planned services. One rate increase is being proposed:

1. SMZ No. 4-4249-3-Lake Rancho Viejo is located in the unincorporated community of Fallbrook (District 5). The proposed special tax will increase from \$351.12 to \$405.65 per single-family residence, based on the voter approved cost escalator. The increase is due to inflation, based on a 15.53% escalation in the Los Angeles CCI from September 2022 to September 2023. The additional revenue will be used to provide funding for planned stormwater facility maintenance and operations.

This is a request for the Board to adopt resolutions to confirm assessments and special taxes and authorize levies for the 72 special districts administered by the County, the Fire District, and the Flood Control District. Upon adoption, the assessments and special taxes will be placed on the tax roll for FY 2024-25. These actions are discretionary after consideration of public testimony.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

Acting as the Board of Directors, San Diego County Flood Control District:

Adopt a Resolution entitled: RESOLUTION OF THE BOARD OF DIRECTORS OF THE SAN DIEGO COUNTY FLOOD CONTROL DISTRICT ACTING AS THE GOVERNING BODY OF STORMWATER MAINTENANCE ZONES 3-4978-1 BLACKWOLF, 4-4249-3 LAKE RANCHO VIEJO, AND 3-5142-1 PONDEROSA, ADOPTING ASSESSMENTS AND CONFIRMING REPORTS RE: LEVIES TO BE COLLECTED ON THE TAX ROLL FOR FISCAL YEAR 2024-25. (ATTACHMENT H).

EQUITY IMPACT STATEMENT

Today's action continues the County's commitment to providing programs and services that enhance our communities. Assessments and special taxes fund services that include fire protection, flood control protection, private road maintenance, landscaping, parks, emergency communication, and paramedic services which improve the health and safety of our local communities.

SUSTAINABILITY IMPACT STATEMENT

Today's action to confirm special district assessments and taxes supports economic stability, promotes the health and well-being of citizens, and provides equitable access to County services. Maintaining roads in a timely manner prevents more costly maintenance in the future, contributing to economic sustainability. Fire protection, flood control protection, emergency communication and paramedic services protect the health and well-being of citizens and their properties. County parks provide citizens equitable access to outdoor recreation and nature opportunities. This action will help maintain a strong and resilient community.

FISCAL IMPACT

The proposed assessment revenues are included in Fiscal Year (FY) 2024-25 Operational Plan for the Departments of Public Works (DPW), Department of Parks and Recreation (DPR), Sheriff's Department, San Diego County Fire (County Fire), San Diego County Flood Control District (Flood Control District), and the San Diego County Fire Protection District (Fire District). The proposed rate increases for 10 special districts will result in increases in revenue from property owner assessments of \$168,502 for DPW, \$75,098 for County Fire, \$92,012 for DPR, \$2,145 for the Fire District, and \$15,486.52 in total for the Flood Control District. There is no proposed change in rates for 62 special districts. The funding source is the assessment levies on property owners within the identified districts. There will be no change in net General Fund cost and no additional staff years.

If the Board of Supervisors, acting on behalf of the County and other independent districts, does not adopt the resolutions, the proposed assessments and special taxes cannot be placed on the tax rolls for FY 2024-25. Without the funds generated by assessments, services for flood control protection, private road maintenance, parks, and landscape services would be reduced, and maintenance would be deferred. Fund balance would be leveraged to fill the gap for public safety communications systems, structural fire protection, and emergency medical services, which would impact the funding available for working capital.

BUSINESS IMPACT STATEMENT

N/A

(RELATES TO BOARD OF SUPERVISORS AGENDA NO. 09 AND SAN DIEGO COUNTY FIRE PROTECTION DISTRICT AGENDA NO. FP01)

ACTION:

ON MOTION of Director Anderson, seconded by Director Montgomery Steppe, the Board of Directors of the San Diego County Flood Control District, closed the Hearing, took action as recommended and adopted Resolution No. 24-104, entitled: RESOLUTION OF THE BOARD OF DIRECTORS OF THE SAN DIEGO COUNTY FLOOD CONTROL DISTRICT ACTING AS THE GOVERNING BODY OF STORMWATER MAINTENANCE ZONES 3-4978-1 BLACKWOLF, 4-4249-3 LAKE RANCHO VIEJO, AND 3-5142-1, PONDEROSA, ADOPTING ASSESSMENTS AND CONFIRMING REPORTS RE: LEVIES TO BE COLLECTED ON THE TAX ROLL FOR FISCAL YEAR 2024-25.

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

There being no further business, the Board of Directors of the San Diego County Flood Control District adjourned at 12:58 p.m.

ANDREW POTTER
Clerk of the Board of Directors of the
San Diego County Flood Control District

Notes: Valdivia

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

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Approved by the Board of Directors, on Wednesday, August 28, 2024.


NORA VARGAS
Chair

Attest:


ANDREW POTTER
Clerk of the Board

07/17/2024 FLOOD CONTROL DISTRICT