

**July 20, 2016**

**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, JULY 20, 2016, 9:00 A.M.  
BOARD OF SUPERVISORS NORTH CHAMBER  
1600 PACIFIC HIGHWAY, ROOM 310, SAN DIEGO, CALIFORNIA

REGULAR SESSION: Meeting was called to order at 9:05 a.m.

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

Approval of Statement of Proceedings/Minutes for meetings of June 22, 2016 and June 29, 2016.

**ACTION:**

ON MOTION of Supervisor D. Roberts, seconded by Supervisor Cox, the Board of Supervisors approved the Statement of Proceedings for the meetings of June 22, 2016 and June 29, 2016.

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.        NOTICED PUBLIC HEARING:  
          FISCAL YEAR 2016-17 TAX ROLL OF APPROVED FEES AND CHARGES FOR  
          SAN DIEGO COUNTY SANITATION DISTRICT AND CAMPO WATER  
          MAINTENANCE DISTRICT  
          [FUNDING SOURCE: ANNUAL SEWER AND WATER SERVICE CHARGES]  
  
          (RELATES TO SANITATION DISTRICT AGENDA NO. SA1)
  
2.        AN ORDINANCE AMENDING COUNTY BUILDING CODE TO STREAMLINE  
          ELECTRICAL VEHICLE CHARGING PERMITS

3. NOTICED PUBLIC HEARING:  
PUBLIC HEARING TO CONFIRM FISCAL YEAR 2016-17 LEVIES FOR PERMANENT ROAD DIVISION ZONES, COUNTY SERVICE AREAS AND ZONES, AND STORMWATER MAINTENANCE ZONES  
[FUNDING SOURCES: LEVIES FROM PERMANENT ROAD DIVISION ASSESSMENTS, COUNTY SERVICE AREA ASSESSMENTS AND FLOOD CONTROL DISTRICT ASSESSMENTS]  
  
(RELATES TO FLOOD CONTROL DISTRICT AGENDA NO. FL1)
4. SET HEARING FOR 08/03/2016:  
HEARING TO CONFIRM FISCAL YEAR 2016-17 ASSESSMENTS IN THE SAN DIEGO COUNTY STREET LIGHTING DISTRICT (07/20/2016 – SET HEARING; 08/03/2016 – HOLD HEARING)
5. SET HEARING FOR 08/03/2016:  
HEARING TO CONFIRM FISCAL YEAR 2016-17 LEVY OF ASSESSMENTS IN LANDSCAPE MAINTENANCE DISTRICT ZONES NO. 1 AND NO. 2 (07/20/2016 – SET HEARING; 08/03/2016 – HOLD HEARING)
6. ESTABLISH APPROPRIATIONS, AND ADVERTISE AND AWARD A CONSTRUCTION CONTRACT FOR THE WINTER GARDENS BOULEVARD AT WINTER GARDENS DRIVE TRAFFIC SIGNAL INSTALLATION AND INTERCONNECT PROJECT  
[FUNDING SOURCE: HIGHWAY SAFETY IMPROVEMENT PROGRAM]  
(4 VOTES)
7. EXTENSION OF PERFORMANCE COMPLETION DATES ON VARIOUS BONDED AGREEMENTS TO COMPLETE SUBDIVISION IMPROVEMENTS
8. REQUEST FOR RATIFICATION OF CHANGE ORDERS TO THE SPRING VALLEY COMMUNITY PARK BASKETBALL COURT REPLACEMENT AND PLAYGROUND IMPROVEMENTS CONTRACT  
[FUNDING SOURCE: STATE OF CALIFORNIA, DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT'S HOUSING RELATED PARKS (HRP) PROGRAM GRANT]  
(4 VOTES)
9. ADOPTION OF A RESOLUTION OF THE BOARD OF SUPERVISORS TO SUMMARILY VACATE THE IRREVOCABLE OFFER OF DEDICATION FOR USE AS STREETS OVER ALL OF LOT A OF MAP NO. 3947, INCLUDING REQLINQUISHED ACCESS RIGHTS IN AND TO ORVILLE STREET APPURTENANT TO SAID LOT A, IN THE VICINITY OF SPRING VALLEY (VACATION NO. 2015-0172)  
[FUNDING SOURCE: A DEPOSIT FROM THE APPLICANT]

10. PARK LANDS DEDICATION ORDINANCE UPDATE  
[FUNDING SOURCES: OPTION A: AVAILABLE PRIOR YEAR LAND USE  
AND ENVIRONMENT GROUP FUND BALANCE; OPTIONS B AND C:  
BUDGETED GENERAL PURPOSE REVENUE FOR STAFF TIME]  
(4 VOTES)
11. AUTHORIZE JOINT FUNDING AGREEMENT WITH UNITED STATES  
GEOLOGICAL SURVEY FOR THE ACQUISITION OF 3D ELEVATION  
COVERAGE FOR SAN DIEGO COUNTY REGION  
[FUNDING SOURCE: GENERAL FUND FUND BALANCE]
12. CLOSED SESSION (CARRYOVER FROM 07/19/16 AGENDA NO. 20)
13. PUBLIC COMMUNICATION

**1. SUBJECT: NOTICED PUBLIC HEARING:  
FISCAL YEAR 2016-17 TAX ROLL OF APPROVED FEES  
AND CHARGES FOR SAN DIEGO COUNTY SANITATION  
DISTRICT AND CAMPO WATER MAINTENANCE  
DISTRICT (DISTRICTS: 1, 2 AND 5)**

**OVERVIEW:**

The San Diego County Sanitation District provides sewer service to nearly 36,000 customers, and the Campo Water Maintenance District provides water service to approximately 240 customers. A public hearing is required annually for preparation of the Districts' tax rolls. Sewer service charges and water charges will be collected along with property taxes. Collecting sewer and water fees through the tax roll avoids a separate and costly billing process. The sewer charges described in this staff report were previously approved by the Board of Directors of the San Diego County Sanitation District on March 16, 2016 (SAN 2) by Ordinance 10422. The water charges were previously approved by the Board of Supervisors on April 6, 2011 (1) by Ordinance No. 10139.

This is a request to conduct a public hearing on the San Diego County Sanitation District and Campo Water Maintenance District tax roll reports, and to adopt Resolutions approving collection of sewer and water service charges on the tax rolls, as authorized by the Ordinance for Use of District Sewerage Facilities and the County Water Service Ordinance.

**FISCAL IMPACT:**

Funds for this action are included in the Fiscal Year 2016-18 Approved Operational Plan in the Department of Public Works Sanitation and Water District budgets. The funding sources are annual sewer and water service charges. There is no change in the sewer rate, no change in the water rate. There will be no change in net General Fund cost and no additional staff years.

**BUSINESS IMPACT STATEMENT:**

N/A

**RECOMMENDATION:**

**CHIEF ADMINISTRATIVE OFFICER**

Acting as the Board of Supervisors:

1. Find that the proposed action is not subject to the California Environmental Quality Act (CEQA) as specified under Section 15060 (c)(3) of the state CEQA Guidelines because the activity is not a project as defined in CEQA Guidelines Section 15378.
2. Adopt a Resolution entitled: RESOLUTION AUTHORIZING WATER SERVICE CHARGES FOR FISCAL YEAR 2016-17 TO BE COLLECTED ON THE TAX ROLL (Attachment D).

Acting as the Board of Directors of the San Diego County Sanitation District:

1. Find that the proposed action is not subject to the California Environmental Quality Act (CEQA) as specified under Section 15060 (c)(3) of the state CEQA Guidelines because the activity is not a project as defined in CEQA Guidelines Section 15378.
2. Adopt a Resolution entitled: RESOLUTION AUTHORIZING SEWER SERVICE CHARGES FOR FISCAL YEAR 2016-17 TO BE COLLECTED ON THE TAX ROLL (Attachment E).

(Relates to Sanitation District Agenda No. SA1)

**ACTION:**

ON MOTION of Supervisor Horn, seconded by Supervisor Cox, the Board closed the Hearing and took action as recommended, on Consent, adopting Resolution No. 16-072, entitled: RESOLUTION AUTHORIZING WATER SERVICE CHARGES FOR FISCAL YEAR 2016-17 TO BE COLLECTED ON THE TAX ROLL.

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

2. **SUBJECT: AN ORDINANCE AMENDING COUNTY BUILDING CODE TO STREAMLINE ELECTRICAL VEHICLE CHARGING PERMITS (DISTRICTS: ALL)**

**OVERVIEW:**

State Assembly Bill (AB) 1236 was signed by the Governor on October 8, 2015 and went into effect on January 1, 2016, amending California Government Code to require all jurisdictions to adopt an ordinance creating an expedited, streamlined permitting process for electrical vehicle (EV) charge stations. This new law requires jurisdictions to have an application completeness checklist and allow customers to submit applications electronically before September 30, 2016.

Planning & Development Services (PDS) has committed to supporting renewable energy by making several innovations and changes. PDS currently utilizes an expedited and streamlined permitting process for EV charging permits and permits are issued within the same-day for walk-in customers. Additionally, PDS has an existing application completeness checklist for EV charging permits. Today's proposed recommendations include adoption of an Ordinance to formally codify AB 1236 requirements that are currently being met.

**FISCAL IMPACT:**

There is no fiscal impact associated with these recommendations. There will be no change in net General Fund cost and no additional staff years.

**BUSINESS IMPACT STATEMENT:**

The adoption of the proposed Ordinance amendment would benefit the residents of the unincorporated county and the renewable energy industry by codifying business practices that ensure the building permit process is streamlined for EV charging permits.

**RECOMMENDATION:**

**CHIEF ADMINISTRATIVE OFFICER**

On July 20, 2016:

1. Find that the proposed project is exempt from the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Sections 15061(b)(3) and 15378(b)(5).
  
2. Approve the introduction of the Ordinance (first reading), read title and waive further reading of the Ordinance:  
AN ORDINANCE ADDING SECTION 91.1.105.3.1.2 TO THE COUNTY CODE RELATED TO THE EXPEDITED PROCESSING OF ELECTRICAL VEHICLE CHARGING STATION PERMITS (Attachment B).

Submit the Ordinance for further Board consideration and adoption (second reading) on August 3, 2016.

If on July 20, 2016, the Board takes the actions recommended in Items 1-2 above then, on August 3, 2016:

1. Consider and adopt the Ordinance amending the County Building Code.
  
2. After adoption, direct the Clerk of the Board of Supervisors to provide a certified copy of the adopted ordinance to the California Building Standards Commission.

**ACTION:**

ON MOTION of Supervisor Horn, seconded by Supervisor Cox, the Board took action as recommended, on Consent, introducing the Ordinance for further Board consideration and adoption on August 3, 2016.

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

3. **SUBJECT: NOTICED PUBLIC HEARING:  
PUBLIC HEARING TO CONFIRM FISCAL YEAR 2016-17  
LEVIES FOR PERMANENT ROAD DIVISION ZONES,  
COUNTY SERVICE AREAS AND ZONES, AND  
STORMWATER MAINTENANCE ZONES  
(DISTRICTS: 2, 3 AND 5)**

**OVERVIEW:**

A public hearing is required annually to confirm and adopt levies for Permanent Road Division Zones, County Service Areas and Zones, and Flood Control District

Stormwater Maintenance Zones, prior to placement of the levies on the tax roll. All levies described in this staff report have been previously approved by property owner ballots or registered district voter elections in accordance with Articles XIII A-D of the California Constitution and remain within previously approved limits to those levies.

These annual levies are for the purpose of providing a variety of services such as road maintenance, street lighting, park and landscape maintenance, fire protection, stormwater management facilities, paramedic and emergency medical services, and regional emergency communication services.

In Fiscal Year 2016-17, 48 Permanent Road Division Zones funded by assessments, 15 County Service Areas and Zones, and 3 Flood Control District Stormwater Maintenance Zones will levy within their voter-approved range. There are increases proposed in three Permanent Road Division (PRD) Zones resulting from resident petitions and confirming ballots requesting the increases and in six County Service Areas based on approved cost of living escalators.

Following is a summary of the proposed levies for Fiscal Year 2016-17.

**A) Permanent Road Division Zones (48 Zones: three changes)**

Permanent Road Division (PRD) 1000 is the overarching district that is used in unincorporated areas to fund road maintenance activities by the County on private roads. Within the division there are 48 Zones that levy assessments. All proposed levies for the PRD Zones are within their voter approved range, 45 of the PRD Zones will remain unchanged. The property owners within three PRD Zones have requested to increase their levies:

1. PRD Zone 11A – Bernardo Lane will be increasing from \$75 per benefit unit to \$200 per benefit unit.
2. PRD Zone 105 – Alta Loma Drive will be increasing from \$30 per benefit unit to \$100 per benefit unit.
3. PRD Zone 105A – Alta Loma Drive Zone A will be increasing from \$100 per benefit unit to \$200 per benefit unit.

**B) County Service Areas and Zones (15 total: six changes)**

**Parks (Three Areas):** The following three areas are levying within their voter approved maximum rates:

1. 26 Rancho San Diego will levy an assessment with no increase.
2. 128 San Miguel will levy an assessment with no increase.
3. San Dieguito Local Parks District No. 83 – Zone A (4S Ranch), will levy an assessment within its ballot-approved maximum rate, based on the Consumer Price Index (CPI) of 1.62% (average increase of \$1.91 per resident).



**Public Works (Two Areas):** County Service Areas levying with no increase are:

1. 26A Cottonwood Village, providing landscaping and firebreak service
2. 26B Monte Vista, providing landscaping service

**San Diego County Flood Control District (One Area):** County Service Area levying with the District will continue to levy with no increase:

1. 136 Sundance Detention Basin

**Public Safety Communications (Three Zones) – 800 MHz Regional Communications System County Service Area No. 135:**

The 800 MHz Regional Communication System is managed by the Sheriff's Department and provides 800 MHz Communications to:

1. Zone B – Del Mar
2. Zone F – Poway
3. Zone H – Solana Beach

The levy will not include an increase for these three zones.

**Fire Services (Four Areas):**

The following four areas will levy assessments within their voter-approved maximum rates:

1. County Service Area No. 107 – Elfin Forest will increase the levy by 1.62% based on CPI.
2. County Service Area no. 135 – San Diego County Fire Authority (Three Areas):
  - a. Palomar Mountain levy assessment will be increased by 1.62% based on CPI.
  - b. San Pasqual levy assessment will be increased by 1.62% based on CPI.
  - c. Mount Laguna will levy an assessment with no increase.

**Emergency Medical and Paramedic Services (Two Areas):**

The levy for the following two areas will reflect an increase based on the CPI of 1.62%, which is within their voter-approved maximum:

1. County Service Area No. 17 – San Dieguito Emergency Medical Services
2. County Service Area No. 69 – Heartland Paramedic Services

**C) Flood Control District – Stormwater Maintenance Zones (Three Zones):**

The following three Flood Control District Stormwater Maintenance Zones will levy within their voter-approved range and will not include an increase:

1. No. 3-4978-1 – Blackwolf
2. No. 4-4249-3 – Lake Rancho Viejo
3. No. 3-5142-1 – Ponderosa

This request is to adopt Resolutions confirming levies for various Permanent Road Division Zones, County Service Areas and Zones and Stormwater Maintenance Zones. Upon adoption, the levies will be placed on the tax roll, so that member residents can pay the amounts necessary to provide services through their property tax bills.

**FISCAL IMPACT:**

Funds for this action are included in the Fiscal Year 2016-18 Approved Operational Plan in the Departments of Public Works and Parks and Recreation, County Fire Authority, Health and Human Services Agency and Flood Control District. The funding sources are levies from Permanent Road Division assessments, County Service Area assessments and Flood Control District assessments. There will be no change in net General Fund cost and no additional staff years.

**BUSINESS IMPACT STATEMENT:**

N/A

**RECOMMENDATION:**

**CHIEF ADMINISTRATIVE OFFICER**

Acting as the San Diego County Board of Supervisors:

1. Find that the proposed activity is exempt from the California Environmental Quality Act (CEQA) as specified under Section 15301 of the State CEQA Guidelines because the activity in question addresses funding mechanisms for maintenance of existing facilities and services.
2. Adopt a Resolution entitled: RESOLUTION OF THE BOARD OF SUPERVISORS ACTING AS THE GOVERNING BODY OF SAN DIEGO COUNTYWIDE PERMANENT ROAD DIVISION NO. 1000 ZONES ADOPTING ASSESSMENTS AND CONFIRMING REPORTS RE: LEVIES TO BE COLLECTED ON THE TAX ROLL FOR FISCAL YEAR 2016-17.
3. Adopt a Resolution entitled: RESOLUTION OF THE BOARD OF SUPERVISORS ACTING AS THE GOVERNING BODY OF COUNTY SERVICE AREAS CSA 26A – COTTONWOOD VILLAGE, CSA 26B – MONTE VISTA, AND CSA 136 – SUNDANCE DETENTION BASIN ADOPTING ASSESSMENTS AND CONFIRMING REPORTS RE: LEVIES TO BE COLLECTED ON THE TAX ROLL FOR FISCAL YEAR 2016-17.

4. Adopt a Resolution entitled: RESOLUTION OF THE BOARD OF SUPERVISORS ACTING AS THE GOVERNING BODY OF COUNTY SERVICE AREA NO. 26 – RANCHO SAN DIEGO LOCAL PARK DISTRICT, COUNTY SERVICE AREA NO. 128 – SAN MIGUEL LOCAL PARK DISTRICT, AND COUNTY SERVICE AREA NO. 83, ZONE A – SAN DIEGUITO LOCAL PARK DISTRICT ADOPTING CHARGES AND CONFIRMING REPORTS RE: LEVIES TO BE COLLECTED ON THE TAX ROLL FOR FISCAL YEAR 2016-17.
5. Adopt a Resolution entitled: RESOLUTION OF THE BOARD OF SUPERVISORS ACTING AS THE GOVERNING BODY OF COUNTY SERVICE AREA NO. 135, ZONES B – DEL MAR, F – POWAY, AND H – SOLANA BEACH ADOPTING LEVIES AND CONFIRMING REPORTS RE: SPECIAL TAXES TO BE COLLECTED ON THE TAX ROLL FOR FISCAL YEAR 2016-17.
6. Adopt a Resolution entitled: RESOLUTION OF THE BOARD OF SUPERVISORS ACTING AS THE GOVERNING BODY OF COUNTY SERVICE AREA NO. 107 – ELFIN FOREST AND COUNTY SERVICE AREA NO. 135 – SAN DIEGO COUNTY FIRE AUTHORITY ADOPTING LEVIES AND CONFIRMING REPORTS RE: SPECIAL TAXES TO BE COLLECTED ON THE TAX ROLL FOR FISCAL YEAR 2016-17.
7. Adopt a Resolution entitled: RESOLUTION OF THE BOARD OF SUPERVISORS ACTING AS THE GOVERNING BODY OF COUNTY SERVICE AREAS NO. 17 – SAN DIEGUITO EMERGENCY MEDICAL SERVICES DISTRICT AND NO. 69 – HEARTLAND PARAMEDIC SERVICES DISTRICT ADOPTING LEVIES AND CONFIRMING REPORTS RE: SPECIAL TAXES TO BE COLLECTED ON THE TAX ROLL FOR FISCAL YEAR 2016-17.

Acting as the Board of Directors of the 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 2016-17.

(Relates to Flood Control District Agenda No. FL1)

**ACTION:**

ON MOTION of Supervisor Horn, seconded by Supervisor Cox, the Board took action as recommended, on Consent, adopting the following:

Resolution No. 16-073, entitled: RESOLUTION OF THE BOARD OF SUPERVISORS ACTING AS THE GOVERNING BODY OF SAN DIEGO COUNTYWIDE PERMANENT ROAD DIVISION NO. 1000 ZONES ADOPTING ASSESSMENTS AND CONFIRMING REPORTS RE: LEVIES TO BE COLLECTED ON THE TAX ROLL FOR FISCAL YEAR 2016-17;

Resolution No. 16-074, entitled: RESOLUTION OF THE BOARD OF SUPERVISORS ACTING AS THE GOVERNING BODY OF COUNTY SERVICE AREAS CSA 26A – COTTONWOOD VILLAGE, CSA 26B – MONTE VISTA, AND CSA 136 – SUNDANCE DETENTION BASIN ADOPTING ASSESSMENTS AND CONFIRMING REPORTS RE: LEVIES TO BE COLLECTED ON THE TAX ROLL FOR FISCAL YEAR 2016-17;

Resolution No. 16-075, entitled: RESOLUTION OF THE BOARD OF SUPERVISORS ACTING AS THE GOVERNING BODY OF COUNTY SERVICE AREA NO. 26 – RANCHO SAN DIEGO LOCAL PARK DISTRICT, COUNTY SERVICE AREA NO. 128 – SAN MIGUEL LOCAL PARK DISTRICT, AND COUNTY SERVICE AREA NO. 83, ZONE A – SAN DIEGUITO LOCAL PARK DISTRICT ADOPTING CHARGES AND CONFIRMING REPORTS RE: LEVIES TO BE COLLECTED ON THE TAX ROLL FOR FISCAL YEAR 2016-17;

Resolution No. 16-076, entitled: RESOLUTION OF THE BOARD OF SUPERVISORS ACTING AS THE GOVERNING BODY OF COUNTY SERVICE AREA NO. 135, ZONES B – DEL MAR, F – POWAY, AND H – SOLANA BEACH ADOPTING LEVIES AND CONFIRMING REPORTS RE: SPECIAL TAXES TO BE COLLECTED ON THE TAX ROLL FOR FISCAL YEAR 2016-17;

Resolution No. 16-077, entitled: RESOLUTION OF THE BOARD OF SUPERVISORS ACTING AS THE GOVERNING BODY OF COUNTY SERVICE AREA NO. 107 – ELFIN FOREST AND COUNTY SERVICE AREA NO. 135 – SAN DIEGO COUNTY FIRE AUTHORITY ADOPTING LEVIES AND CONFIRMING REPORTS RE: SPECIAL TAXES TO BE COLLECTED ON THE TAX ROLL FOR FISCAL YEAR 2016-17; and

Resolution No. 16-078, entitled: RESOLUTION OF THE BOARD OF SUPERVISORS ACTING AS THE GOVERNING BODY OF COUNTY SERVICE AREAS NO. 17 – SAN DIEGUITO EMERGENCY MEDICAL SERVICES DISTRICT AND NO. 69 – HEARTLAND PARAMEDIC SERVICES DISTRICT ADOPTING LEVIES AND CONFIRMING REPORTS RE: SPECIAL TAXES TO BE COLLECTED ON THE TAX ROLL FOR FISCAL YEAR 2016-17.

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

**4. SUBJECT: SET HEARING FOR 08/03/2016:  
HEARING TO CONFIRM FISCAL YEAR 2016-17  
ASSESSMENTS IN THE SAN DIEGO COUNTY STREET  
LIGHTING DISTRICT (07/20/2016 – SET HEARING;  
08/03/2016 – HOLD HEARING (DISTRICTS: ALL))**

**OVERVIEW:**

Each year a public hearing is held to confirm benefit levies set by the San Diego County Street Lighting District (District) for street lighting for the coming fiscal year. The District was formed in 1987 and consolidated several maintenance districts in existence at that time. Each district had voter approved maximum assessments of \$25.00 per residential unit and maximum amounts for other land use types based on acreage. The street lighting assessment for the upcoming fiscal year is proposed to be set at \$13.50 per benefit unit; this is an increase from the current amount of \$6.48 per benefit unit.

The District operates and maintains approximately 10,332 public street lights in unincorporated San Diego county and is dedicated to providing quality streetlight service at a low cost to property owners. Funding for the District is used to install, operate, and maintain the streetlights and comes from a portion of ad valorem property tax and assessments charged to benefiting properties. The proposed annual assessment rate for Fiscal Year 2016-17 is \$13.50 per benefit unit, and is within the voter approved maximum rates for all land use categories. It is higher than the prior year annual assessment of \$6.48 per benefit unit. The last time the District's rates were raised was eight years ago, in Fiscal Year 2008-09. The proposed assessment rate is needed to offset increases in energy costs and to complete a phased retrofit of the streetlights to energy efficient LED lights.

This action requires two steps. In order to become effective, the proposed assessments must be confirmed by the Board at an annual public hearing. On July 20, 2016, the actions requested are to approve the Engineer's Report for the District, and to set a public hearing date of August 3, 2016. If the Board takes these actions on July 20, 2016, then at the hearing on August 3, 2016, after hearing public testimony, the Board will be asked to consider adopting a Resolution confirming the assessments. Upon approval, the assessment will be placed on the tax roll, so that the property owners can continue to pay the benefit assessment through their property tax bills. These actions are discretionary after consideration of public testimony.

**FISCAL IMPACT:**

Funds for this request are not included in the Fiscal Year 2016-18 Approved Operational Plan for the Department of Public Works. If approved, this request would result in revenues of approximately \$1.47 million from the benefit assessment and \$0.98 million from the ad valorem property tax, for a total of \$2.45 million for the San Diego County Street Lighting District for Fiscal Year 2016-17.

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

**BUSINESS IMPACT STATEMENT:**

N/A

**RECOMMENDATION:**

**CHIEF ADMINISTRATIVE OFFICER**

On July 20, 2016, take the following actions:

1. Find that the proposed project is exempt from the California Environmental Quality Act (CEQA) as specified under Section 15301 of the State CEQA Guidelines because the activity in question addresses funding mechanisms for maintenance of existing streetlight facilities and services.
2. Accept and approve the Engineer's Report for the San Diego County Street Lighting District.
3. Adopt a Resolution entitled: RESOLUTION OF INTENTION TO ORDER IMPROVEMENTS FOR THE SAN DIEGO COUNTY STREET LIGHTING DISTRICT, and set a hearing for August 3, 2016.

If, on July 20, 2016, the Board takes action on the Recommendations above, and after public testimony, then on August 3, 2016:

Adopt a Resolution entitled: RESOLUTION CONFIRMING DIAGRAM AND ASSESSMENTS IN THE SAN DIEGO COUNTY STREET LIGHTING DISTRICT.

**ACTION:**

ON MOTION of Supervisor Horn, seconded by Supervisor Cox, the Board took action as recommended, on Consent, adopting Resolution No. 16-079, entitled: RESOLUTION OF INTENTION TO ORDER IMPROVEMENTS FOR THE SAN DIEGO COUNTY STREET LIGHTING DISTRICT, and set a Hearing for August 3, 2016.

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

5. **SUBJECT: SET HEARING FOR 08/03/2016:  
HEARING TO CONFIRM FISCAL YEAR 2016-17 LEVY OF  
ASSESSMENTS IN LANDSCAPE MAINTENANCE  
DISTRICT ZONES NO. 1 AND NO. 2 (07/20/2016 – SET  
HEARING; 08/03/2016 – HOLD HEARING) (DISTRICT: 2)**

**OVERVIEW:**

This item addresses the continuation of existing landscape maintenance assessments for Fiscal Year 2016-17 with rate changes to Landscape Maintenance Zone No. 1, in accordance with a voter approved cost of living adjustment. Each year a public hearing is held to confirm benefit levies for landscape maintenance districts for the coming fiscal year.

**Landscape Maintenance District Zone No. 1**

Landscape Maintenance District Zone (LMDZ) No. 1 was established in 2006 by the voters, to supplement revenue assessed by County Service Area No. 26 – Rancho San Diego for park operation, maintenance and improvements within the LMDZ No. 1 boundary. The formation of LMDZ No. 1, authorized a maximum annual increase per Equivalent Dwelling Unit (EDU) equal to the San Diego Region Consumer Price Index (CPI), not to exceed three percent annually. In Fiscal Year 2016-17, LMDZ No. 1 will increase the maximum authorized rate from \$31.86 to \$32.38 per single family home in accordance with a Consumer Price Index of 1.62%, in order to maintain current levels of service and maintenance.

**Landscape Maintenance District Zone No. 2**

Landscape Maintenance District Zone (LMDZ) No. 2 – Julian (Jess Martin Park) was established in 2008 by the voters, to fund ongoing maintenance of amenities and construction of minor capital improvements at Jess Martin Park in the community of Julian. There is no voter approved cost of living increase for LMDZ No. 2. Any recommended increases in assessments would require approval of the assessed property owners within the LMDZ No. 2 district boundary. Therefore, there is no proposed increase in the assessment rate for Fiscal Year 2016-17 for LMDZ No. 2. The assessment rate will remain at \$47.82 per single family home per year.

This action requires two steps. The proposed assessments must be confirmed by the Board at an annual public hearing. On July 20, 2016, the actions requested are to approve the Engineers' Reports for Landscape Maintenance District Zones No. 1 and No. 2, and to set a public hearing date of August 3, 2016. If the Board takes these actions on July 20, 2016, then at the hearing on August 3, 2016, after hearing public testimony, the Board will be asked to consider adopting Resolutions confirming the assessments. These actions are discretionary after consideration of public testimony.

**FISCAL IMPACT:**

Funds from the proposed assessment levies are included in the Fiscal Year 2016-17 Approved Operational Plan for Landscape Maintenance District Zone No. 1. If approved, the proposed increase in Landscape Maintenance District Zone No. 1 will result in additional revenue of \$2,475. There is no proposed increase in assessments for Fiscal Year 2016-17 for Landscape Maintenance District Zone No. 2. There will be no change in net General Fund cost and no additional staff years.

**BUSINESS IMPACT STATEMENT:**

N/A

**RECOMMENDATION:  
CHIEF ADMINISTRATIVE OFFICER**

On July 20, 2016, take the following actions:

1. Find that the proposed activity is not subject to review under the California Environmental Quality Act (CEQA) as specified under state CEQA Guidelines Section 15060(c)(3) because the activity in question consists of funding mechanisms related to maintaining existing improvements and is not a project as defined in Section 15378 of the state CEQA Guidelines
2. Accept and approve the Engineers' Reports for Landscape Maintenance District Zones No. 1 and No. 2.
3. Adopt a Resolution entitled: RESOLUTION OF INTENTION TO ORDER OPERATION, MAINTENANCE AND IMPROVEMENTS FOR LANDSCAPE MAINTENANCE DISTRICT ZONE NO. 1, and set a hearing for August 3, 2016.
4. Adopt a Resolution entitled: RESOLUTION OF INTENTION TO ORDER OPERATION, MAINTENANCE AND IMPROVEMENTS FOR LANDSCAPE MAINTENANCE DISTRICT ZONE NO. 2, and set a hearing for August 3, 2016.

If on July 20, 2016, the Board takes action on the Recommendations above, and after public testimony, then on August 3, 2016:

1. Adopt a Resolution entitled: RESOLUTION CONFIRMING DIAGRAM AND ASSESSMENTS IN LANDSCAPE MAINTENANCE DISTRICT ZONE NO. 1.
2. Adopt a Resolution entitled: RESOLUTION CONFIRMING DIAGRAM AND ASSESSMENTS IN LANDSCAPE MAINTENANCE DISTRICT ZONE NO. 2.

**ACTION:**

ON MOTION of Supervisor Horn, seconded by Supervisor Cox, the Board took action as recommended, on Consent, adopting Resolution No. 16-080, entitled: RESOLUTION OF INTENTION TO ORDER OPERATION, MAINTENANCE AND IMPROVEMENTS FOR LANDSCAPE MAINTENANCE DISTRICT ZONE NO. 1; Resolution No. 16-081, entitled: RESOLUTION OF INTENTION TO ORDER OPERATION, MAINTENANCE AND IMPROVEMENTS FOR LANDSCAPE MAINTENANCE DISTRICT ZONE NO. 2; and set a Hearing for August 3, 2016.

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



**6. SUBJECT: ESTABLISH APPROPRIATIONS, AND ADVERTISE AND AWARD A CONSTRUCTION CONTRACT FOR THE WINTER GARDENS BOULEVARD AT WINTER GARDENS DRIVE TRAFFIC SIGNAL INSTALLATION AND INTERCONNECT PROJECT (DISTRICT: 2)**

**OVERVIEW:**

The Winter Gardens Boulevard at Winter Gardens Drive Signal Installation and Interconnect project is located in the unincorporated community of Lakeside (57<sup>th</sup> Edition Thomas Guide Pages 1231, J4-J7 and 1251 J1-J2). The proposed project involves construction of a new traffic signal and interconnects the new signal with seven existing signals along Winter Gardens Boulevard. The proposed improvements will benefit the community by enhancing safety for local residents, motorists, bicyclists, and pedestrians at this heavily-traveled intersection.

This is a request to establish appropriations based on a Federal Highway Administration (FHWA), Highway Safety Improvement Program (HSIP) Grant, and approve advertisement and subsequent award of a construction contract to the lowest responsive and responsible bidder. Upon Board approval, the Department of Purchasing and Contracting will advertise and subsequently award a contract for construction. Construction is scheduled to begin in the summer of 2016 and be completed in early 2017. Construction cost is estimated at \$702,676 including contingency.

**FISCAL IMPACT:**

Funds for this request are not included in the Fiscal Year 2016-18 Approved Operational Plan in the Department of Public Works Detailed Work Program. If approved, total construction costs for the Winter Gardens Boulevard at Winter Gardens Drive Signal Installation and Interconnect project are estimated to be \$702,676, including contingencies. The funding source is the Highway Safety Improvement Program (\$702,676). There will be no change in net General Fund cost and no additional staff years.

**BUSINESS IMPACT STATEMENT:**

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

**RECOMMENDATION:**

**CHIEF ADMINISTRATIVE OFFICER**

1. Find that the proposed project is exempt from review under the California Environmental Quality Act (CEQA) pursuant to Section 15301 of the CEQA Guidelines because it involves the minor alteration of existing public roadway involving no or negligible expansion of existing use.
2. Establish appropriations of \$702,676 in the Department of Public Works Detailed Work Program for construction of the Winter Gardens Boulevard at Winter Gardens Drive Traffic Signal Installation and Signal Interconnect project based on unanticipated revenue from the Highway Safety Improvement Program Grant. **(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 subject public works project.
4. 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 Horn, seconded by Supervisor Cox, the Board took action as recommended, on Consent.

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

7. **SUBJECT: EXTENSION OF PERFORMANCE COMPLETION DATES ON VARIOUS BONDED AGREEMENTS TO COMPLETE SUBDIVISION IMPROVEMENTS (DISTRICT: 2)**

**OVERVIEW:**

San Diego County Code of Regulatory Ordinances (County Code) Section 81.405, Extension of Time to Construct Required Improvements, identifies the requirements necessary for time extensions for completion of required improvements on major subdivisions. The Department of Public Works reviews existing subdivision agreements and their bonding requirements to determine if a recommendation for a time extension is warranted. Bringing forward a single Board letter with a recommendation to extend the performance completion dates for multiple subdivisions is more efficient than reviewing and preparing individual Board letters for each subdivision.

Improvement Agreements protect the County by ensuring required improvements are constructed for approved and mapped subdivisions. While Improvement Agreements do not expire, the extension is in the best interest of the County, and involves the evaluation of previously approved amounts of security. The Department of Public Works has reviewed these subdivisions and determined a two-year extension to complete improvements is appropriate. For these improvement agreement extensions, the improvement security is adequate on each of the maps to guarantee completion of remaining work for each agreement extended. Today, approval is requested to grant the extensions of performance completion dates in accordance with the County Code for two bonded subdivision agreements to July 20, 2018. Staff has determined extensions are warranted for these agreements and all have final maps previously approved by the Board. The following are the agreements proposed to be extended two years:

- TM 3702-1, High Meadow Ranch, located in the Lakeside area. This project has 152 approved lots and the overall acreage is 395.43 acres.
- TM 3702-2 High Meadow Ranch, located in the Lakeside area. This project has 118 approved lots and the overall acreage is 407.11 acres.

**FISCAL IMPACT:**

There is no fiscal impact associated with these recommendations. There will be no change in net General Fund cost and no additional staff years.

**BUSINESS IMPACT STATEMENT:**

N/A

**RECOMMENDATION:**

**CHIEF ADMINISTRATIVE OFFICER**

1. Find in accordance with Section 15060(c)(3) of the California Environmental Quality Act (CEQA) Guidelines that extension of agreements to complete subdivision improvements is not a project as defined in Section 15378 of the state CEQA Guidelines
2. Extend to July 20, 2018 the performance completion dates in subdivision agreements for developments referenced by Tentative Map Nos. 3702-1 and 3702-2.

**ACTION:**

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

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

8. **SUBJECT: REQUEST FOR RATIFICATION OF CHANGE ORDERS TO THE SPRING VALLEY COMMUNITY PARK BASKETBALL COURT REPLACEMENT AND PLAYGROUND IMPROVEMENTS CONTRACT (DISTRICT: 2)**

**OVERVIEW:**

On January 8, 2014 (2), the Board of Supervisors authorized the Director, Department of Parks and Recreation (DPR) to adopt a Resolution to apply for and accept up to \$500,000 of the Housing Related Parks (HRP) Program funding for the Spring Valley Community Park Basketball Court and Playground Improvement project. The HRP grant program provides funding for parks in disadvantaged communities, for underserved populations and in close proximity to in-fill projects. On January 28, 2015 (3), the Board of Supervisors authorized the establishment of appropriations of \$428,250 in HRP awarded funds and authorized the advertisement and award of a construction contract for the Spring Valley Community Park Basketball Court Replacement and Playground Improvements project.

The Spring Valley Community Park Basketball Court Replacement and Playground Improvements project removed the old basketball court surfacing and constructed a new rubber coated concrete court surface that is elevated above the site drainage, removed older playground equipment, and installed modern play structures. A construction contract was advertised and awarded for \$291,366

which was lower than the construction estimate. This allowed additional elements to be added to the project including: playground equipment, trees, shade structures and other enhancements. DPR negotiated six changes to the construction contract, known as change orders, for a total of \$113,229.75. The total construction cost, including change orders, is \$404,595.75. The project has provided a better recreation experience for park visitors. The project was completed in June 2016.

This is a request to authorize the Director, Department of Purchasing and Contracting in accordance with California Public Contract Code section 20137 to ratify and execute six change orders for a total of \$113,229.75 for the Spring Valley Community Parks Improvement project. The ratification is pursuant to Board Policy F-41, Public Works Construction Projects and is required for each change order which exceeds the dollar value that can be approved at the department level. Although only one change order exceeded the approval threshold and the change orders represent separate and distinct work, all change orders are being brought before the Board for ratification because they were negotiated in rapid succession. There will be no change to the Board approved project cost of \$428,250 which includes construction, inspection, project management and administrative costs.

**FISCAL IMPACT:**

Funds of \$428,250 were included in the Fiscal Year 2015-16 Operational Plan in the Capital Outlay Fund for Capital Project 1019462, Spring Valley Community Park Basketball Court Replacement and Playground Improvements. The funding source is a State of California, Department of Housing and Community Development's Housing Related Parks (HRP) Program grant totaling \$428,250. If approved, this request will ratify change orders by the Director, Department of Purchasing and Contracting totaling \$113,229.75, that are above the original construction contract of \$291,366. This brings the total construction cost of the project to \$404,595.75. There will be no change in net General Fund costs and no additional staff years.

**BUSINESS IMPACT STATEMENT:**

N/A

**RECOMMENDATION:**

**CHIEF ADMINISTRATIVE OFFICER**

1. Find that the proposed change orders are part of the Spring Valley Community Park Basketball Court Replacement and Playground Improvements project. This project was found exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15302 because the project involved the replacement of existing infrastructure where the new infrastructure has substantially the same purpose and capacity as the infrastructure replaced with no expansion of the park. The current action is to ratify and execute six change orders related to the project and is also exempt from CEQA pursuant to CEQA Guidelines Section 15061(b)(3).

2. In accordance with California Public Contract Code section 20137, ratify and authorize the Director, Department of Purchasing and Contracting to execute six change orders to Contract #553235 for a total of \$113,229.75. (4 VOTES)

**ACTION:**

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

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

9. **SUBJECT: ADOPTION OF A RESOLUTION OF THE BOARD OF SUPERVISORS TO SUMMARILY VACATE THE IRREVOCABLE OFFER OF DEDICATION FOR USE AS STREETS OVER ALL OF LOT A OF MAP NO. 3947, INCLUDING RELINQUISHED ACCESS RIGHTS IN AND TO ORVILLE STREET APPURTENANT TO SAID LOT A, IN THE VICINITY OF SPRING VALLEY (VACATION NO. 2015-0172) (DISTRICT: 2)**

**OVERVIEW:**

The Department of General Services, Real Estate Services Division is processing a request from the owner of APN 584-054-14 to summarily vacate the Irrevocable Offer of Dedication (IOD) for Future Street over all of Lot A of Spring Valley Estates, Unit No. 1, in the San Diego County, California, according to Map thereof No. 3947 filed in the Office of the County Recorder of San Diego County on August 20, 1958, including relinquished access rights appurtenant to Lot A. The Department of Public Works has determined that the property, identified as County Parcel Number 2015-0172, is excess right-of-way not required for street or highway purposes.

Today's request is to adopt a Resolution to summarily vacate all of the IOD over all of Lot A, including the relinquished access rights appurtenant to Lot A. There are no in-place public utility facilities that are in use and would be affected by the vacation. Therefore the excess right-of-way may be vacated pursuant to Streets and Highways Code Section 8334(a).

**FISCAL IMPACT:**

Funds for this request are included in the Fiscal Year 2015-16 Operational Plan in the Department of General Services. If approved, this request would result in costs and revenue of \$2,085 to process the proposed vacation. The funding source is a deposit from the applicant. There will be no change in net General Fund cost and no additional staff years are required.

**BUSINESS IMPACT STATEMENT:**

N/A

**RECOMMENDATION:  
CHIEF ADMINISTRATIVE OFFICER**

1. Find that the proposed action is not subject to review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Sections 15060(c)(2) and (3) because it does not have a direct or indirect effect on the environment as it will only result in the vacation of unnecessary easement interests and the action is not a project as defined in Section 15378 of the CEQA Guidelines.
2. Adopt a Resolution entitled: RESOLUTION OF THE BOARD OF SUPERVISORS TO SUMMARILY VACATE THE IRREVOCABLE OFFER OF DEDICATION FOR USE AS STREETS OVER ALL OF LOT A OF MAP NO. 3947, INCLUDING RELINQUISHED ACCESS RIGHTS IN AND TO ORVILLE STREET APPURTENANT TO SAID LOT A, IN THE VICINITY OF SPRING VALLEY (VACATION NO. 2015-0172).
3. Direct the Clerk of the Board to record the Resolution for Vacation No. 2015-0172 pursuant to Streets and Highways Code Section 8336.

**ACTION:**

ON MOTION of Supervisor Horn, seconded by Supervisor Cox, the Board took action as recommended, on Consent, adopting Resolution No. 16-082, entitled: RESOLUTION OF THE BOARD OF SUPERVISORS TO SUMMARILY VACATE THE IRREVOCABLE OFFER OF DEDICATION FOR USE AS STREETS OVER ALL OF LOT A OF MAP NO. 3947, INCLUDING RELINQUISHED ACCESS RIGHTS IN AND TO ORVILLE STREET APPURTENANT TO SAID LOT A, IN THE VICINITY OF SPRING VALLEY (VACATION NO. 2015-0172).

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

**10. SUBJECT: PARK LANDS DEDICATION ORDINANCE UPDATE  
(DISTRICTS: ALL)**

**OVERVIEW:**

The Park Lands Dedication Ordinance (PLDO) was initially adopted by the Board of Supervisors on December 19, 1972 (33) and became effective in January 1973. It operates under the authority of the State of California's Quimby Act. The PLDO requires land developers to dedicate park land and/or pay fees for parks and recreational facilities to meet the needs of new residents. On December 16, 2015 (2), at the recommendation of Vice Chairwoman Dianne Jacob, the Board of Supervisors (Board) directed the Chief Administrative Officer to initiate an update to the County's PLDO by conducting outreach, reviewing similar ordinances, and developing recommendations to provide more flexibility for developers to meet PLDO requirements while balancing the needs of unincorporated communities and park users. The PLDO was last brought before the Board in 2006 to update fees. However, there has not been a comprehensive update to the PLDO in over three decades. The purpose of this item is to present options for updating the PLDO and

to receive direction from the Board on the preferred option. The options detailed in this letter have been developed based on stakeholder outreach and staff research.

Today's proposed action is for the Board to provide direction on a preferred option for updating the PLDO. Staff, in consultation with stakeholders, has developed the following options: Option A – Comprehensive PLDO Update, Option B – Limited PLDO Update, Option C – Minor PLDO Text Changes. Staff recommends the Board proceed with Option A – Comprehensive PLDO Update as it would address most of the concerns with the current PLDO that have been raised by staff and stakeholders. If the Board elects to proceed with the update, staff will begin work to update the PLDO, return to the Board with ordinance update alternatives, and subsequently return to the Board to request adoption of a new ordinance based on the Board's direction.

**FISCAL IMPACT:**

Funds for this request are not included in the Fiscal Year 2016-18 Approved Operational Plan for the Department of Parks and Recreation. If staff's recommendation to select Option A is approved, this request will result in Fiscal Year 2016-17 costs of \$300,000 for a consultant to conduct a nexus/feasibility study, ordinance analysis, and drafting of a revised ordinance. If approved, the funding source is available prior year Land Use and Environment Group fund balance. If Option B is approved, Department of Parks and Recreation staff time estimated at \$75,000 is included in the Fiscal Year 2016-18 Approved Operational Plan for the Department of Parks and Recreation. If Option C is approved, Department of Parks and Recreation staff time estimated at \$25,000 is included in the Fiscal Year 2016-18 Approved Operational Plan for the Department of Parks and Recreation. The funding source for Options B and C is budgeted General Purpose Revenue for staff time. There will be no change in net General Fund cost and no additional staff years.

**BUSINESS IMPACT STATEMENT:**

An ordinance update pursuant to Options A or B could provide more flexibility for developers dedicating parks associated with discretionary projects while balancing the needs of the community and park users. An ordinance update pursuant to Options A or B may also result in new fees or fee changes for developers. An updated ordinance pursuant to Option A could provide developers with increased park siting opportunities to meet requirements for constructing parks and recreational facilities, while continuing to focus on the County's commitment to healthy communities and meeting the park and recreational needs of residents.

**RECOMMENDATION:**

**CHIEF ADMINISTRATIVE OFFICER**

1. Find that the proposed activity is not subject to the California Environmental Quality Act (CEQA) because it is not a project pursuant to CEQA Guideline section 15378 and is also exempt from CEQA pursuant to Section 15061(b)(3) because it can be seen with certainty that the action will not result in a significant impact on the environment.

2. Direct staff to proceed with updating the County's Park Lands Dedication Ordinance according to one of the following options:
  - Option A - Comprehensive PLDO update
  - Option B - Limited PLDO update
  - Option C - Minor PLDO text changes
3. If the Board directs staff to proceed with Option A, establish appropriations of \$300,000 in the Department of Parks and Recreation, Services & Supplies, to prepare necessary studies, based on available prior year Land Use and Environment Group fund balance. (4 VOTES)

**ACTION:**

ON MOTION of Supervisor Jacob, seconded by Supervisor D. Roberts, the Board took action as recommended and directed the Chief Administrative Officer to proceed with updating the County's Park Lands Dedication Ordinance according to Option A.

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

11. **SUBJECT: AUTHORIZE JOINT FUNDING AGREEMENT WITH THE UNITED STATES GEOLOGICAL SURVEY FOR THE ACQUISITION OF 3D ELEVATION COVERAGE FOR SAN DIEGO COUNTY REGION (DISTRICTS: ALL)**

**OVERVIEW:**

Light Detection and Ranging (or LiDAR) is a remote sensing technology that provides high-resolution elevation data that can serve as the foundation for topographic mapping, three-dimensional (3D) surface modeling, as well as infrastructure and environmental based studies. The higher resolution elevation data will produce more accurate information to support analyses used in making land use decisions, ultimately benefitting the public. Today's action will authorize the Director, Department of Purchasing and Contracting, to enter into a Joint Funding Agreement with the United States Geological Survey (USGS) to acquire LiDAR for the portions of San Diego County where such data does not exist. Data acquisition is being jointly funded by the County of San Diego and the San Diego Association of Governments (SANDAG), on behalf of the San Diego Regional Geographic Information System (GIS) Council, along with federal matching funds. The total cost for this phase of the project is estimated to be \$388,170, with the County of San Diego contributing \$133,000 and the USGS and SANDAG funding the remaining \$255,170. Work would be completed by September 30, 2017. This effort was initiated by SANDAG in 2014 with 27 contributing groups, including the County of San Diego and the Federal Emergency Management Agency (FEMA).

Collection of LiDAR data and completion of the derivative work products will contribute to the County's mission of efficiently providing public services to San Diego County residents by enhancing the numerous County programs and services that require detailed mapping support.



**FISCAL IMPACT:**

Funds for this request are included in the Fiscal Year 2016-18 Approved Operational Plan in the Department of Public Works. If approved, this request will result in costs of \$133,000 in Fiscal Year 2016-17. The funding source is General Fund fund balance. There will be no changes in net General Fund cost and no additional staff years.

**BUSINESS IMPACT STATEMENT:**

The collection and public distribution of a San Diego region-wide LiDAR data set will have a positive impact on the business community. Many projects and studies that rely on high-resolution elevation data will no longer need to collect site-specific data, but will instead be able to rely on the newly created region-wide data set.

**RECOMMENDATION:**

**CHIEF ADMINISTRATIVE OFFICER**

1. Find that the proposed action is exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15306 of the State CEQA Guidelines because the action consists of basic data collection which does not result in a serious or major disturbance to an environmental resource.
2. Authorize the Director, Department of Purchasing and Contracting, to execute the Joint Funding Agreement, including any extensions, amendments or revisions thereto that do not materially impact or alter the services or funding level between the USGS and the County of San Diego to fund the third and final phase of LiDAR data collection for the San Diego region.

**ACTION:**

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

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

**12. SUBJECT: CLOSED SESSION (CARRYOVER FROM 07/19/16 AGENDA NO. 20) (DISTRICTS: ALL)**

**OVERVIEW:**

- A. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
Mickail Myles, et al. v. County of San Diego, et al.; United States District Court, Southern District, No. 15-CV-1985-BEN (BLM)
- B. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
Jovan Jimenez v. County of San Diego, et al.; United States District Court, Southern District, No. 15-CV-2299

- C. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
Sara Dees v. County of San Diego, et al.; United States District Court,  
Southern District, No. 14-CV-0189
- D. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
Mark Mann, et al. v. County of San Diego, et al.; United States District  
Court, Southern District, No. 11-CV-0708

**ACTION:**

County Counsel reported that for Closed Session on Wednesday, July 20, 2016, the Board of Supervisors took the following action:

Item 12B: Jovan Jimenez v. County of San Diego, a lawsuit alleging the excessive use of force by deputy sheriffs at the Harrah's Resort and Casino during an arrest, by a vote of all 5 members of the Board present and voting "Aye", County Counsel is authorized to settle the case for \$500,000.

**13. SUBJECT: PUBLIC COMMUNICATION (DISTRICTS: ALL)**

**OVERVIEW:**

Martha Welch spoke to the Board regarding the Registrar of Voters.

Anita Nita spoke to the Board regarding El Monte Valley sand mining.

Dana Ortega spoke to the Board regarding sand mining.

**ACTION:**

Heard, referred to the Chief Administrative Officer.

There being no further business, the Board adjourned at 10:35 a.m. in memory of Rick Alexander.

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

Consent: Miller  
Discussion: Zurita

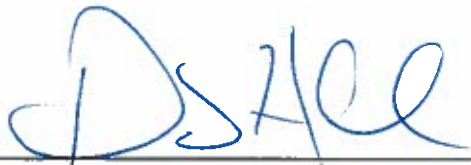
NOTE: This Statement of Proceedings sets forth all actions taken by the County of San Diego Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors, on Wednesday, August 3, 2016.

A handwritten signature in black ink, appearing to read "Ron Roberts", written over a horizontal line.

RON ROBERTS  
Chairman

Attest:

A handwritten signature in blue ink, appearing to read "D. Hall", written over a horizontal line.

DAVID HALL  
Clerk of the Board

07/20/16