

**September 25, 2018**

**STATEMENT OF PROCEEDINGS**

*The Minutes of the*

***REGULAR MEETING OF THE  
BOARD OF SUPERVISORS***

**COUNTY OF SAN DIEGO**

STATEMENT OF PROCEEDINGS  
COUNTY OF SAN DIEGO BOARD OF SUPERVISORS  
REGULAR MEETING  
MEETING AGENDA  
**TUESDAY, SEPTEMBER 25, 2018, 9:00 AM**  
BOARD OF SUPERVISORS NORTH CHAMBER ROOM 310  
1600 PACIFIC HIGHWAY, SAN DIEGO, CALIFORNIA

Order of Business

- A. REGULAR SESSION – Regular Meeting was called to order at 9:06 a.m.

PRESENT: Supervisors Kristin Gaspar, Chairwoman; Greg Cox; Bill Horn; also, David Hall, Clerk of the Board of Supervisors.

ABSENT: Supervisors Dianne Jacob, Vice-Chairwoman; Ron Roberts

- B. Invocation was led by Deputy District Attorney Wendy Patrick.

- C. Pledge of Allegiance was led by Hadley Golden from Village Gate Academy.

- D. Presentation or Announcement of Proclamations and Awards:

Chairwoman Kristin Gaspar presented a proclamation declaring September 25, 2018, to be IBM Live Well San Diego Day throughout the County of San Diego.

Supervisor Greg Cox presented a proclamation declaring September 25, 2018, to be Cabrillo Festival Day throughout the County of San Diego.

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

- F. Approval of the Statement of Proceedings/Minutes for the meeting of September 11, 2018.

**ACTION:**

ON MOTION of Supervisor Horn, seconded by Supervisor Cox, the Board of Supervisors approved the Statement of Proceedings/Minutes for the meeting of September 11, 2018.

AYES: Cox, Gaspar, Horn

ABSENT: Jacob, Roberts

- G. Formation of Consent Calendar

- H. Discussion Items

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**

<b>Category</b>	<b>#</b>	<b>Subject</b>
Public Safety	1.	NOTICED PUBLIC HEARING: AN URGENCY ORDINANCE REPEALING ORDINANCE NO. 6735 RELATING TO A FIRE PROTECTION TAX LEVY WITHIN FORMER COUNTY SERVICE AREA 113
	2.	NOTICED PUBLIC HEARING: PROPERTY TAX EXCHANGE RELATIVE TO JURISDICTIONAL CHANGES FOR THE DISSOLUTION OF COUNTY SERVICE AREA 115 - PEPPER DRIVE
	3.	PROBATION - ENHANCING THE JUVENILE JUSTICE SYSTEM THROUGH THE DEVELOPMENT OF ACHIEVEMENT CENTERS
Health and Human Services	4.	NOTICED PUBLIC HEARING: FISCAL YEAR 2017-18 CONSOLIDATED ANNUAL PERFORMANCE AND EVALUATION REPORT FOR HOUSING AND COMMUNITY DEVELOPMENT SERVICES ENTITLEMENT PROGRAMS
	5.	MENTAL HEALTH SERVICES ACT FISCAL YEAR 2018-19 ANNUAL UPDATE, CALMHSA PARTICIPATION, MENTAL HEALTH SERVICES ACT REVERSION PLANS FOR INNOVATION, AND CAPITAL FACILITIES AND TECHNOLOGICAL NEEDS PROGRAMS, AND COMMUNITY ENGAGEMENT [FUNDING SOURCE: MENTAL HEALTH SERVICES ACT (MHSA)]
	6.	STANDARD AGREEMENT FOR MEDICAL SPECIALTY MENTAL HEALTH SERVICES WITH THE CALIFORNIA DEPARTMENT OF HEALTH CARE SERVICES
Community Services	7.	SURPLUS REAL PROPERTY DECLARATION AND ADOPTION OF RESOLUTION FOR OCOTILLO AIRPORT PROPERTY

8. HEALTH AND HUMAN SERVICES AGENCY/PROBATION DEPARTMENT - NEW LEASE AGREEMENT FOR BUILDING AT 7065 BROADWAY, LEMON GROVE (MORELLI BROTHERS ENTERPRISES, LLC) [FUNDING SOURCES: SOCIAL SERVICES ADMINISTRATIVE REVENUE AND REALIGNMENT AND EXISTING GENERAL PURPOSE REVENUE]
9. GENERAL SERVICES - AUTHORIZE BEST VALUE PROCUREMENT PROCESS CONSISTENT WITH PUBLIC CONTRACT CODE SECTIONS 20155-20155.9 FOR JOB ORDER CONTRACTING (JOC) SERVICES
10. NAMING A RAMONA BRIDGE IN MEMORY OF ARMY SPECIALIST CHASE J. SIMMONS
11. NEIGHBORHOOD REINVESTMENT PROGRAM GRANTS (DISTRICT: 4) [FUNDING SOURCE: GENERAL FUND FUND BALANCE] (4 VOTES)
12. FISCAL YEAR 2018-19 APPROPRIATION LIMIT FOR THE COUNTY OF SAN DIEGO
13. SECOND CONSIDERATION AND ADOPTION OF ORDINANCE: AMENDMENTS TO THE COMPENSATION ORDINANCE AND THE ADMINISTRATIVE CODE RELATING TO THE TENTATIVE AGREEMENT FOR THE DISTRICT ATTORNEY INVESTIGATORS ASSOCIATION [FUNDING SOURCE: COMBINATION OF GENERAL PURPOSE REVENUES, AVAILABLE GENERAL FUND FUND BALANCE, AND VARIOUS PROGRAM REVENUES]
14. SECOND CONSIDERATION AND ADOPTION OF ORDINANCE: AMENDMENTS TO THE COMPENSATION ORDINANCE AND THE ADMINISTRATIVE CODE RELATING TO THE TENTATIVE AGREEMENT FOR THE SUPERVISING PROBATION OFFICERS' ASSOCIATION [FUNDING SOURCE: COMBINATION OF GENERAL PURPOSE REVENUES, AVAILABLE GENERAL FUND FUND BALANCE, AND VARIOUS PROGRAM REVENUES]
15. ADMINISTRATIVE ITEM:  
SECOND CONSIDERATION AND ADOPTION OF ORDINANCE: AMENDMENTS TO THE COMPENSATION ORDINANCE (09/11/2018 - First Reading; 09/25/2018 - Second Reading)

Financial and  
General  
Government

Communications  
Received

16. COMMUNICATIONS RECEIVED

- Appointments 17. APPOINTMENTS: VARIOUS
- Closed Session 18. CLOSED SESSION
- Public Communication 19. PUBLIC COMMUNICATION

**1. SUBJECT: NOTICED PUBLIC HEARING:  
AN URGENCY ORDINANCE REPEALING ORDINANCE NO. 6735  
RELATING TO A FIRE PROTECTION TAX LEVY WITHIN FORMER  
COUNTY SERVICE AREA 113 (DISTRICT: 2)**

**OVERVIEW**

In 1984, the Board of Supervisors (Board) adopted Ordinance No. 6735, authorizing the levy of a special benefit tax for structural fire protection services to residents of County Service Area No. 113 (CSA 113).

In 2008, the Board formed the San Diego County Fire Authority (SDCFA) and adopted a three-step plan to improve and consolidate the fire services within 1.5 million acres of unincorporated San Diego County. The plan created a fire and emergency medical service zone within CSA 135 and incorporated CSA 113 into CSA 135. Since the dissolution of CSA 113, County staff has segregated the funds collected from the special benefit tax for exclusive use in the San Pasqual area.

On June 5, 2018, a majority of voters in the former CSA 113 approved an initiative to repeal Ordinance No. 6735. However, the initiative did not include an ordinance to repeal the special tax, instead serving only to convey voter desire. Today's action requests that the Board adopt an ordinance repealing Ordinance 6735, discontinuing the collection of the special benefit tax in the former CSA 113. To support the voters' intent, the special benefit tax was not assessed within the former CSA 113 for Fiscal Year 2018-2019.

**RECOMMENDATION(S)**

**CHIEF ADMINISTRATIVE OFFICER**

1. Approve introduction and adopt the following ordinance (Attachment A): AN URGENCY ORDINANCE REPEALING ORDINANCE NO. 6735 RELATING TO A FIRE PROTECTION TAX LEVY WITHIN FORMER COUNTY SERVICE AREA 113 TO TAKE EFFECT IMMEDIATELY.
2. Find that adoption of the proposed ordinance is not subject to the California Environmental Quality Act (CEQA) pursuant to state CEQA Guidelines Section 15378(b)(4) because the proposed actions involve government fiscal activities which do not involve any commitment to any specific project that may result in a potentially significant physical impact on the environment, and CEQA Guidelines Section 15378(b)(5) because the proposed action involves organization or administrative activities of governments that will not result in direct or indirect physical changes in the environment.
3. Authorize County departments to take all actions necessary to close out the existing special tax fund(s) for the former CSA 113.
4. Authorize County departments to take all actions necessary to complete the discontinuation of the collection of the special benefit tax in the former CSA 113.

**FISCAL IMPACT**

There is no fiscal impact associated with this request. The special benefit tax was not assessed within the former CSA 113 for Fiscal Year 2018-2019. During Fiscal Year 2017-2018, the County collected \$52,408.66 in revenue from the CSA 135 San Pasqual Fire Protection Special Tax. There will be no change in net General Fund cost and no additional staff years.

**BUSINESS IMPACT STATEMENT**

N/A

**ACTION:**

ON MOTION of Supervisor Horn, seconded by Supervisor Cox, the Board of Supervisors closed the Hearing and took action as recommended, on Consent, adopting Ordinance No. 10559 (N.S.) entitled: AN URGENCY ORDINANCE REPEALING ORDINANCE NO. 6735 RELATING TO A FIRE PROTECTION TAX LEVY WITHIN FORMER COUNTY SERVICE AREA 113 TO TAKE EFFECT IMMEDIATELY.

AYES: Cox, Gaspar, Horn  
ABSENT: Jacob, Roberts

- 2. **SUBJECT: PROPERTY TAX EXCHANGE RELATIVE TO JURISDICTIONAL CHANGES FOR THE DISSOLUTION OF COUNTY SERVICE AREA 115 - PEPPER DRIVE (DISTRICT: 2)**

**OVERVIEW**

This is a request for the Board of Supervisors (Board) to adopt a property tax exchange resolution relative to jurisdictional changes in the unincorporated El Cajon area. The jurisdictional changes involve a reorganization stemming from the dissolution of County Service Area No. 115 (CSA 115) (Pepper Drive) and concurrent annexations to the Lakeside and San Miguel Fire Protection Districts (FPDs). The resolution transfers all future property tax revenue from CSA 115 to the appropriate FPDs in accordance with Board Policy B-45 - Property Tax Exchanges Resulting from Jurisdictional Changes and Section 99 (b)(6) of the Revenue and Taxation Code. Section 99(b)(6) requires the Board to adopt a property tax exchange resolution before the San Diego Local Agency Formation Commission (LAFCO) can consider the reorganization.

Regarding dissolution, the action before the Board is to approve a resolution to dissolve the boundaries of CSA 115 to allow the concurrent annexations into the Lakeside and San Miguel FPDs. All jurisdictional change applications have been submitted to LAFCO to modify the boundaries of CSA 115 and the appropriate FPDs.

**RECOMMENDATION(S)**

**CHIEF ADMINISTRATIVE OFFICER**

- 1. Adopt the resolution (Attachment A): A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO FOR REORGANIZATION INVOLVING THE DISSOLUTION OF COUNTY SERVICE AREA 115.
- 2. Adopt the resolution (Attachment B): RESOLUTION REGARDING NEGOTIATED PROPERTY TAX EXCHANGE RELATIVE TO JURISDICTIONAL CHANGES.

3. Find that adoption of the proposed resolutions is not subject to the California Environmental Quality Act (CEQA) pursuant to state CEQA Guidelines Section 15378(b)(4) because the proposed actions involve government fiscal activities which do not involve any commitment to any specific project that may result in a potentially significant physical impact on the environment, and CEQA Guidelines Section 15378(b)(5) because the proposed action involves organization or administrative activities of governments that will not result in direct or indirect physical changes in the environment.
4. Authorize the Auditor and Controller, and other County departments, to take all actions necessary to close out existing CSA 115 funds and to complete the transfer of any balances to Lakeside and San Miguel.
5. Authorize County departments to take all actions necessary to complete the dissolution of CSA 115 and concurrent annexations to appropriate special districts.

**FISCAL IMPACT**

If approved, this request will transfer future property tax revenue received from CSA 115 to the Lakeside and San Miguel Fire Protection Districts. During Fiscal Year 2017-18, the 1% property tax revenue generated for CSA 115 totaled approximately \$449,749. There will be no change in net General Fund cost and no additional staff years.

**BUSINESS IMPACT STATEMENT**

N/A

**ACTION:**

ON MOTION of Supervisor Horn, seconded by Supervisor Cox, the Board of Supervisors closed the Hearing and took action as recommended, on Consent, adopting Resolution No. 18-137 entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO FOR REORGANIZATION INVOLVING THE DISSOLUTION OF COUNTY SERVICE AREA 115; and, Resolution No. 18-138 entitled: RESOLUTION REGARDING NEGOTIATED PROPERTY TAX EXCHANGE RELATIVE TO JURISDICTIONAL CHANGES.

AYES: Cox, Gaspar, Horn  
 ABSENT: Jacob, Roberts

3. **SUBJECT: PROBATION - ENHANCING THE JUVENILE JUSTICE SYSTEM THROUGH THE DEVELOPMENT OF ACHIEVEMENT CENTERS (DISTRICTS: ALL)**

**OVERVIEW**

Over the past 10 years, the number of youth involved in the juvenile justice system has declined by more than half. Law enforcement agencies and community service providers have collaborated extensively to identify safe and effective alternatives to probation and detention in response to at-risk behaviors. Locally, more than half of the youth housed in custody are in detention for violating their court orders and have not committed new criminal offenses. On August 7, 2018 (2), the Board of Supervisors directed the Chief Administrative Officer to explore the feasibility of creating youth Evening Reporting Centers (ERCs) in San Diego

County and identify recommendations for implementing the program in San Diego County within 60 days.

Under the umbrella of the San Diego County Comprehensive Strategy for Youth, Family and the Community, the Probation Department and juvenile justice partners have determined that offering two Achievement Centers, the County's preferred name for the facilities, would strengthen the region's ability to provide community-based rehabilitation options for at-risk youth. The availability of Achievement Centers is expected to lead to a decreasing reliance on incarceration in response to youth violations of their court orders, while also promoting public safety. Achievement Centers will provide community-based resources that help youth safely and successfully exit the juvenile justice system. This is a proposal to authorize the Director, Department of Purchasing and Contracting, to issue a Request for Proposals (RFP) for two Achievement Centers in San Diego County and to award (a) contract(s) for an initial term of two (2) years with two (2) one-year option periods, if needed.

### **RECOMMENDATION(S)**

#### **CHIEF ADMINISTRATIVE OFFICER**

1. In accordance with Section 401, Article XXIII of the County Administrative Code, authorize the Director, Department of Purchasing and Contracting, to issue a Request for Proposals for the creation of two (2) Achievement Centers, and upon successful negotiation and determination of fair and reasonable price, award a contract to (a) qualified provider(s) for an initial term of two (2) years with two (2) one-year options if needed, subject to the availability of funds and a need for the services, and to amend the contract as needed to reflect changes to services and funding, subject to approval by the Chief Probation Officer.
2. Direct the Chief Administrative Officer to report to the Board of Supervisors within 90 days with an implementation update.

#### **FISCAL IMPACT**

There is no direct fiscal impact associated with today's requested action. The total costs will be determined by negotiated contract terms. Staff will return to the Board, if necessary, to establish appropriations when the total costs and revenues are determined. There will be no change in net General Fund cost and no additional staff years.

#### **BUSINESS IMPACT STATEMENT**

N/A

#### **ACTION:**

ON MOTION of Supervisors Gaspar, seconded by Supervisor Cox, the Board of Supervisors took action as recommended.

AYES: Cox, Gaspar, Horn  
ABSENT: Jacob, Roberts

**4. SUBJECT: NOTICED PUBLIC HEARING:  
FISCAL YEAR 2017-18 CONSOLIDATED ANNUAL PERFORMANCE  
AND EVALUATION REPORT FOR HOUSING AND COMMUNITY  
DEVELOPMENT SERVICES ENTITLEMENT PROGRAMS  
(DISTRICTS: ALL)**

**OVERVIEW**

This hearing provides an opportunity for the Board of Supervisors to receive public comment on the Fiscal Year 2017-18 Consolidated Annual Performance and Evaluation Report (CAPER) that describes accomplishments from the three federal entitlement programs administered by the Health and Human Services Agency, Housing and Community Development Services: Community Development Block Grant (CDBG), Home Investment Partnerships (HOME), and Emergency Solutions Grant (ESG). All entitlement jurisdictions are required annually to submit this report to the U.S. Department of Housing and Urban Development (HUD). Today's requested action satisfies the HUD requirement to hold a public hearing to receive public comments before submission of the CAPER. The CAPER has also been posted online and at the HCDS office for public comment since September 7, 2018. The public comment period ends on September 25, 2018.

Today's action supports the County's *Live Well San Diego* vision by ensuring low-income residents and persons experiencing homelessness have access to suitable living environments.

**RECOMMENDATION**

**CHIEF ADMINISTRATIVE OFFICER**

Hold this public hearing to receive public comment on the Fiscal Year 2017-18 Consolidated Annual Performance and Evaluation Report (CAPER).

**FISCAL IMPACT**

Today's action will result in no fiscal impact in Fiscal Year 2018-19. There will be no change in net General Fund cost and no additional staff years.

**BUSINESS IMPACT STATEMENT**

N/A

**ACTION:**

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

AYES: Cox, Gaspar, Horn

ABSENT: Jacob, Roberts

**5. SUBJECT: MENTAL HEALTH SERVICES ACT FISCAL YEAR 2018-19 ANNUAL UPDATE, CALMHSA PARTICIPATION, MENTAL HEALTH SERVICES ACT REVERSION PLANS FOR INNOVATION, AND CAPITAL FACILITIES AND TECHNOLOGICAL NEEDS PROGRAMS, AND COMMUNITY ENGAGEMENT (DISTRICTS: ALL)**

**OVERVIEW**

The Mental Health Services Act (MHSA) provides funding to counties to address a broad continuum of mental health service needs, including prevention, early intervention, and system development, and to address the necessary infrastructure, technology, and training to effectively support the public mental health system. MHSA programs provide services for children, youth and families, transition age youth, adults, and older adults, with an emphasis on individuals who are unserved or underserved. MHSA is comprised of five components, including: Community Services and Supports; Prevention and Early Intervention (PEI); Innovation (INN), Workforce Education and Training; and Capital Facilities and Technological Needs.

The County of San Diego Health and Human Services Agency (HHS), Behavioral Health Services (BHS) is in the second year of implementing the MHSA Three-Year Program and Expenditure Plan: Fiscal Years 2017-18 through 2019-20 (Three-Year Plan) approved by the Board of Supervisors (Board) on October 10, 2017 (3). The MHSA Fiscal Year 2018-19 Annual Update (Annual Update) includes budget and programmatic changes to the Three-Year Plan. The majority of services listed in the Annual Update are a continuation of programs previously approved by the Board in the Three-Year Plan. As mandated by the MHSA, the Annual Update requires review and approval by the Board prior to submission to the California Mental Health Services Oversight and Accountability Commission (MHSOAC). Today's recommended action requests the Board receive and approve the Annual Update.

The Annual Update includes PEI funding for the California Mental Health Services Authority (CalMHSA) to continue statewide PEI campaigns and provide system support for local PEI initiatives, including the It's Up to Us, Each Mind Matters, and Active Minds campaigns. Today's recommended action requests the Board to authorize a payment of \$400,000 to continue participation in CalMHSA in support of these initiatives.

In addition, the Annual Update includes INN funding to engage Human-Centered Design consultant and facilitation services to assist BHS in the development of new short-term, mental health practices or approaches, with maximum engagement of stakeholders. Today's recommended action requests the Board to approve \$100,000 of MHSA INN funding for the implementation of the Human-Centered Design process. Further, today's recommended action requests the Board to receive and approve the MHSA Fiscal Year 2018-19 Reversion Plans for INN, and Capital Facilities and Technological Needs programs, and authorize their submission to the MHSOAC.

Today's actions support the countywide *Live Well San Diego* vision by enhancing access to behavioral health services, promoting well-being in children, adults and families, and encouraging self-sufficiency, which promotes a healthy, safe, and thriving region.

**RECOMMENDATION(S)**

**CHIEF ADMINISTRATIVE OFFICER**

1. Accept and approve the MHSA Fiscal Year 2018-19 Annual Update and authorize the Agency Director, Health and Human Services Agency to submit the Annual Update to the California Mental Health Services Oversight and Accountability Commission.
2. Authorize payment of \$400,000 to the California Mental Health Services Authority to continue participation in statewide prevention and early intervention campaigns and local initiatives.
3. Authorize the use of \$100,000 of MHSA Innovation funding for the implementation of the Human-Centered Design process to develop new Innovation programs.
4. Accept and approve the MHSA FY 2018-19 Reversion Plans for Innovation, and Capital Facilities and Technological Needs, and authorize the Agency Director, Health and Human Services Agency to submit the Reversion Plans to the California Mental Health Services Oversight and Accountability Commission.

**FISCAL IMPACT**

Funds for these requests are included in the Fiscal Year 2018-20 Operational Plan in the Health and Human Services Agency. If approved, this request will result in estimated costs and revenues of up to \$201,062,632 in Fiscal Year 2018-19. This total is inclusive of the \$500,000 referenced in Recommendations 2 and 3 above. The funding source is Mental Health Services Act (MHSA). There will be no change in net County General Fund cost and no additional staff years.

**BUSINESS IMPACT STATEMENT**

N/A

**ACTION:**

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

AYES: Cox, Gaspar, Horn

ABSENT: Jacob, Roberts

6. **SUBJECT: STANDARD AGREEMENT FOR MEDI-CAL SPECIALTY MENTAL HEALTH SERVICES WITH THE CALIFORNIA DEPARTMENT OF HEALTH CARE SERVICES (DISTRICTS: ALL)**

**OVERVIEW**

Since July 21, 1998 (27), the Board of Supervisors (Board) has continuously approved a Standard Agreement for the Mental Health Plan (MHP) with the State of California to provide Specialty Mental Health Services to individuals who have Medi-Cal in San Diego County. The Standard Agreement specifies the Federal and State service requirements that counties must meet when providing these services and the requirements to be able to claim Federal Financial Participation revenues, which offset costs for services provided. As the administrator of the MHP, in Fiscal Year 2016-17, Behavioral Health Services served over 33,527 Medi-Cal clients, providing services including: rehabilitative mental health services,

targeted case management, psychiatrist and psychologist services and Early and Periodic Screening, Diagnosis, and Treatment (EPSDT) supplemental specialty mental health services.

To conform to revised State and Federal regulations as required, today's actions seek Board authority to:

- Execute an amendment to the most recent Standard Agreement with California's Department of Health Care Services (DHCS) to reflect a revised end date, shifting from June 30, 2018 to June 30, 2017, as directed by the State.
- Execute the new Standard Agreement between DHCS and the County of San Diego with an effective date of July 1, 2017 to June 30, 2022.
- Execute future amendments, extensions and renewals to the Standard Agreement.

These actions support the countywide *Live Well San Diego* vision by enhancing access to services, promoting health and well-being in children, adults and families, and encouraging self-sufficiency, which promotes a healthy, safe and thriving region.

**RECOMMENDATION(S)**  
**CHIEF ADMINISTRATIVE OFFICER**

1. Approve and authorize the Clerk of the Board, to execute upon receipt, subject to the approval of the Agency Director, Health and Human Services Agency or designee, the amendment to the most recent Standard Agreement for the Mental Health Plan with the California Department of Health Care Services to reflect the revised end date from June 30, 2018 to June 30, 2017, as directed by the California Department of Health Care Services.
2. Approve and authorize the Clerk of the Board to execute upon receipt, subject to the approval of the Agency Director, Health and Human Services Agency or designee, the Standard Agreement for the Mental Health Plan with the California Department of Health Care Services beginning July 1, 2017 and ending June 30, 2022.
3. Approve and authorize the Clerk of the Board to execute future amendments, extensions and renewals to the Standard Agreement for the Mental Health Plan with the California Department of Health Care Services, subject to the approval of the Agency Director, Health and Human Services Agency or designee.

**FISCAL IMPACT**

Funds for this request are included in Fiscal Year 2018-20 Operational Plan for Health and Human Services Agency (HHSA) in the amount of \$103.1 million for Fiscal Year 2018-19 and \$102.8 million for Fiscal Year 2019-20. This agreement does not directly provide funding to HHSA, but authorizes reimbursement of costs incurred when providing services to Medi-Cal Specialty Mental Health clients. There will be no change in net General Fund cost and no additional staff years.

**BUSINESS IMPACT STATEMENT**

N/A

**ACTION:**

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

AYES: Cox, Gaspar, Horn

ABSENT: Jacob, Roberts

**7. SUBJECT: SURPLUS REAL PROPERTY DECLARATION AND ADOPTION OF RESOLUTION FOR OCOTILLO AIRPORT PROPERTY (DISTRICTS: 2, 3, AND 5)**

**OVERVIEW**

The 50 County-owned properties listed in Attachment A are considered no longer necessary for County use. A notice of availability was circulated to County departments and there was no interest in using any of the 50 properties for County purposes.

Included in Attachment A as Item Numbers 3 through 8 are six parcels where there are encroachments on County-owned land. The County owns approximately 50.08 acres of unimproved land on Harbison Canyon Road in El Cajon. The property is part of a group of parcels that were donated to the County and accepted by the Board of Supervisors on April 20, 1999 (9). Six adjoining property owners are encroaching onto the County’s land. The encroachment areas are identified as County Parcel Numbers 2017-0269-A (0.48 acres), 2017-0269-B (0.21 acres), 2017-0269-C (0.41 acres), 2017-0269-D (0.01 acres), 2017-0269-E (0.04 acres), and 2017-0269-F (0.01 acers) and are considered no longer necessary for County or other public purposes.

Included in Attachment A as Item Number 50 is County Parcel Number 2017-0217-A, which consists of an 11,000-square-foot area of County-owned land that surrounds an existing memorial monument near Ocotillo Airport in the unincorporated community of Ocotillo Wells. Prior to any future sale of the property, Federal Aviation Administration (FAA) regulations require that the Board of Supervisors approve a Resolution dedicating the proceeds from a sale of the property for the exclusive development, improvement, operation, or maintenance of public airports in the County of San Diego. The Resolution is attached as Attachment B.

The Board of Supervisors is requested to declare the properties listed in Attachment A surplus and approve the Resolution for County Parcel Number 2017-0217-A. Declaring the properties surplus and approving the Resolution will enable the County to sell the properties after sending a notice of availability to other public agencies if required. If there is no public agency interest in the properties, the County can market the parcels to generate revenue.

**RECOMMENDATION(S)**

**CHIEF ADMINISTRATIVE OFFICER**

1. Find the proposed action is exempt from the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines section 15312.
2. Find the 50 County-owned properties listed in Attachment A are no longer necessary for County use.

3. Find County Parcel Numbers 2017-0217-A, 2017-0269-A, 2017-0269-B, 2017-0269-C, 2017-0269-D, 2017-0269-E, 2017-0269-F, 2018-0150-A, 2018-0151-A, 2018-0152-A, 2018-0153-A, 2018-0154-A, 2018-0154-B, 2018-0154-C, 2018-0155-A, 2018-0156-A, 2018-0157-A, 2018-0158-A, 2018-0159-A, 2018-0160-A, 2018-0162-A, and 2018-0163-A are no longer necessary for County or other public purposes.
4. Approve and adopt the attached Resolution entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO OBLIGATING THE COUNTY OF SAN DIEGO TO DEDICATE THE PROCEEDS OF ANY FUTURE SALE OF COUNTY PARCEL NUMBER 2017-0217-A EXCLUSIVELY TO THE DEVELOPMENT, IMPROVEMENT, OPERATION, OR MAINTENANCE OF PUBLIC AIRPORTS IN THE COUNTY OF SAN DIEGO for Item Number 50 in Attachment A.

**FISCAL IMPACT**

There is no fiscal impact associated with the declaration of surplus property. If the Board finds the County-owned properties listed on Attachment A surplus, the potential future marketing of the properties will be completed by the Department of General Services and any proceeds will be deposited in the General Fund, Airport Enterprise Fund, or Road Fund.

The funds from the sale of the six encroached parcels located on Harbison Canyon Road in El Cajon will go to the General Fund for the benefit of Animal Services.

**BUSINESS IMPACT STATEMENT**

N/A

**ACTION:**

ON MOTION of Supervisor Horn, seconded by Supervisor Cox, the Board of Supervisors took action as recommended, on Consent, adopting Resolution No. 18-139 entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO OBLIGATING THE COUNTY OF SAN DIEGO TO DEDICATE THE PROCEEDS OF ANY FUTURE SALE OF COUNTY PARCEL NUMBER 2017-0217-A EXCLUSIVELY TO THE DEVELOPMENT, IMPROVEMENT, OPERATION, OR MAINTENANCE OF PUBLIC AIRPORTS IN THE COUNTY OF SAN DIEGO for Item Number 50 in Attachment A.

AYES: Cox, Gaspar, Horn

ABSENT: Jacob, Roberts

8. **SUBJECT: HEALTH AND HUMAN SERVICES AGENCY/PROBATION DEPARTMENT - NEW LEASE AGREEMENT FOR BUILDING AT 7065 BROADWAY, LEMON GROVE (MORELLI BROTHERS ENTERPRISES, LLC) (DISTRICT: 2)**

**OVERVIEW**

Since 1989, the County has leased a 40,000-square-foot freestanding office building at 7065 Broadway in Lemon Grove for a Health and Human Services Agency (HHS) District Office/Family Resource Center. The lease expired on July 30, 2018 and the lease is

currently on holdover. HHSA desires to enter into a new lease to remain at the current location. Under a new service-delivery model, County Probation Department will occupy 10,000 square feet of space in the building and approximately 85 non-client facing HHSA staff will be relocated to other existing HHSA offices. The integration of Probation with HHSA is an effort to provide enhanced social services to the justice-involved population. The Lemon Grove Family Resource Center will serve Probation clients residing in the immediate area in an effort to reduce access barriers to service and improve supervision outcomes.

Today, the Board of Supervisors is requested to approve a new five-year lease with Morelli Brothers Enterprises, LLC, the lessor. The new lease provides two options to extend the term for five additional years each. The proposed rental rate of \$75,200 per month (\$1.88/SF) includes a \$280,000 refurbishment allowance in the event the County exercises its option(s) to extend the term. The Department of General Services - Project Management Division will contract for and oversee construction of interior improvements required for Probation's occupancy as well as refurbishments to the remaining 30,000 square feet of space occupied by HHSA. Additionally, the lessor is providing exterior upgrades to the property, including repainting the building exterior, repaving the parking lot, installing new landscaping and re-commissioning the heating and cooling system, at no additional cost to the County.

#### **RECOMMENDATION(S)**

##### **CHIEF ADMINISTRATIVE OFFICER**

1. Find that the proposed project is exempt from the California Environmental Quality Act (CEQA) pursuant to state CEQA Guidelines section 15301.
2. Approve and authorize the Director, Department of General Services, to execute the lease agreement for the property at 7065 Broadway, Lemon Grove, with Morelli Brothers Enterprises, LLC, a California limited liability company.
3. Authorize the Director, Department of General Services, to exercise the option(s) to extend the lease prior to its expiration, if appropriate, and to take any future actions to administer the lease.

#### **FISCAL IMPACT**

Health and Human Services Agency. Funds for this request are included in the Fiscal Year 2018-19 Operational Plan in the Health and Human Services Agency. If approved, this request will result in costs and revenue of approximately \$708,000 in Fiscal Year 2018-19, including \$507,600 for rent, based on a lease commencement date of October 1, 2018, for HHSA's occupancy of 75% of the rentable building area, plus \$129,600 for HHSA's share of utility and custodial services costs, which will be contracted through the Department of General Services. The funding sources are Social Services Administrative Revenue and Realignment. There will be no change in General Fund cost and no additional staff years.

Probation Department. Funds for this request are included in the Fiscal Year 2018-2019 Operational Plan in the County Probation Department. If approved, this request will result in costs of approximately \$235,500 in Fiscal Year 2018-19, including \$169,200 for rent, based on a lease commencement date of October 1, 2018, for Probation's occupancy of 25% of the rentable building area, plus \$43,200 for utility and custodial services costs, which will be contracted through the Department of General Services. The funding source is existing General Purpose Revenue. There will be no change in General Fund cost and no additional staff years.

## **BUSINESS IMPACT STATEMENT**

N/A

### **ACTION:**

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

AYES: Cox, Gaspar, Horn

ABSENT: Jacob, Roberts

9. **SUBJECT: GENERAL SERVICES - AUTHORIZE BEST VALUE PROCUREMENT PROCESS CONSISTENT WITH PUBLIC CONTRACT CODE SECTIONS 20155-20155.9 FOR JOB ORDER CONTRACTING (JOC) SERVICES (DISTRICTS: ALL)**

### **OVERVIEW**

On July 19, 2018 (15), the Board of Supervisors authorized the Department of Purchasing and Contracting to establish a two-step best value award process for construction projects, whereby bidders are evaluated on objective qualifications-based criteria, with the resulting selection representing the best combination of price and qualifications.

The Department of General Services requests authority to use this best value procurement process to solicit job order contract (JOC) services. The JOCs would be utilized for work budgeted within departments for the Major Maintenance Implementation Plan and other minor capital remodels, general maintenance and repairs. These annual contracts are advertised periodically based on major maintenance and department forecasts of work; job orders are issued under these contracts on an as-needed basis as projects are funded.

Today's action requests the Board of Supervisors to authorize the advertisement and award of best value JOCs to execute capital and major maintenance programs.

### **RECOMMENDATION(S)**

#### **CHIEF ADMINISTRATIVE OFFICER**

1. Find that the proposed action is not subject to the California Environmental Quality Act (CEQA) under Article 5, Section 15060(c)(3) of the State CEQA Guidelines because it is not a project as defined by Section 15378.
2. Find, in accordance with Public Contract Code section 20155.3(a), that awarding the job order contracts on the basis of best value will accomplish the following objectives: reduce project costs, expedite the completion of the job orders, and provide features not achievable through awarding the contracts on the basis of the lowest bid price.
3. Authorize the Director, Department of Purchasing and Contracting, in accordance with Section 401 of the County Administrative Code and Section 20155 of the Public Contract Code, to advertise and award best value job order contracts within the existing job order contract capacity for General Construction, General Engineering, Mechanical, Electrical, Fire Alarm/Suppression, Low Voltage, Painting, Flooring, Roofing, Building Automation Systems, and Landscaping services, each contract

being up to \$3,000,000, with a term of one year and two option years; and to amend contracts as needed to reflect changes to services and funding.

4. Designate the Director, Department of General Services as the County officer responsible for the administration of the best value job order contracts.

#### **FISCAL IMPACT**

If approved, this request will authorize the establishment of contracts for executing, through job orders, projects that have been approved and are funded. Funding of the awarded job orders is budgeted by departments in the Fiscal Year 2018-20 Operational Plan in each department's respective major maintenance program or in the Major Maintenance Capital Outlay Fund. There will be no change in net General Fund costs and no additional staff years.

#### **BUSINESS IMPACT STATEMENT**

Expenditures resulting from this action would create private sector jobs and economic opportunities in San Diego County. Contractors in the job order contracting program provide jobs for small sub-contractors who may not have the insurance or bonding capabilities to bid directly for County of San Diego projects.

#### **ACTION:**

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

AYES: Cox, Gaspar, Horn  
ABSENT: Jacob, Roberts

10. **SUBJECT: NAMING A RAMONA BRIDGE IN MEMORY OF ARMY SPECIALIST CHASE J. SIMMONS (DISTRICT: 2)**

#### **OVERVIEW**

In June 2017 this Board approved an action that provided a process for communities in the unincorporated area to name bridges after individuals or entities that they would like to honor.

The community of Ramona has requested that a bridge near Ramona High School, on San Vicente Road, be named to honor the memory of Army Specialist Chase J. Simmons.

Chase J. Simmons was a Private 1st Class in the Army. He had been stationed in South Korea for 1 ½ years as a behavior health specialist. Sadly, in December 2015 he was hit by a dump truck on State Route 67 while he was home visiting friends and family for the holidays. Chase succumbed to his injuries and died in March 2017.

Today's action adopts a resolution to name the Santa Maria Creek SE Fork Bridge on San Vicente Road near Ramona High School in honor of Army Specialist Chase J. Simmons.

#### **RECOMMENDATION(S)**

##### **VICE-CHAIRWOMAN DIANNE JACOB**

Adopt the resolution entitled "RESOLUTION RELATING TO THE ESTABLISHMENT OF HONORARY BRIDGE NAMES IN SAN DIEGO COUNTY", naming the Santa Maria Creek SE Fork Bridge on San Vicente Road near Ramona High School in honor of Army Specialist Chase J. Simmons.

**FISCAL IMPACT**

There is no fiscal impact related to this recommendation.

**BUSINESS IMPACT STATEMENT**

N/A

**ACTION:**

ON MOTION of Supervisor Horn, seconded by Supervisor Cox, the Board of Supervisors continued the item to October 9, 2018, on Consent.

AYES: Cox, Gaspar, Horn

ABSENT: Jacob, Roberts

**11. SUBJECT: NEIGHBORHOOD REINVESTMENT PROGRAM GRANTS  
(DISTRICTS: 4)**

**OVERVIEW**

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

**RECOMMENDATION(S)**

**SUPERVISOR RON ROBERTS**

1. Allocate \$20,000 from the Neighborhood Reinvestment Program budget (Org 15665) to the City Heights Town Council, Inc. to assist in the cost of purchasing tools and supplies for community clean ups and beautification projects, printing supplies, and security cameras and lighting systems.
2. Allocate \$23,539 from the Neighborhood Reinvestment Program budget (Org 15665) to the Old Globe Theatre to assist in its Enlivening the Plaza Experience project which includes constructing a new Americans with Disabilities compliant wheelchair ramp, and the purchase and installation of trees, plants, shrubbery, green turf, large umbrellas, tables and benches.
3. Allocate \$21,600 from the Neighborhood Reinvestment Program budget (Org 15665) to the Ocean Beach Merchant’s Association, Inc. to assist in the replacement of broken fencing around palm trees lining Newport Avenue in Ocean Beach’s commercial area.
4. Allocate \$17,500 from the Neighborhood Reinvestment Program budget (Org 15665) to the San Diego Sports Association to assist in funding the touchscreen monitors, computers, computer hardware, computer software, auxiliary computer equipment, and kiosks associated with the interactive searchable database of the Breitbard Hall of Fame at Petco Park.
5. Allocate \$75,000 from the Neighborhood Reinvestment Program budget (Org 15665) to the Little Italy Association to assist with the cost of completing engineering and architectural renderings for the transformation of Amici Park into a functioning public venue for concerts, weddings and social gatherings.

6. Allocate \$149,424 from the Neighborhood Reinvestment Program budget (Org 15665) to the Girl Scouts, San Diego-Imperial Council, Inc. to assist in the costs associated with the renovation of Girl Scouts Balboa Campus Florence Burnham Hall located at 1231 Upas Street.
7. Allocate \$50,000 from the Neighborhood Reinvestment Program budget (Org 15665) to the San Diego Regional Healthcare Information Exchange dba San Diego Health Connect to assist in the cost of purchasing computers, monitors, software hardware, auxiliary computer equipment, router, projector, projector screen, develop software interfaces and a web portal to link nursing staff in San Diego County area schools with the San Diego Regional Healthcare Information Exchange.
8. Establish appropriations of \$13,324 in the Neighborhood Reinvestment Program budget (Org 15665) based on the return of unused portions of prior year allocations so the funds can be allocated to other projects. **(4 VOTES)**
9. Find that the proposed allocations serve a public purpose.
10. Authorize the Deputy Chief Administrative Officer/Auditor and Controller to execute grant agreements with these organizations establishing terms for receipt of the funds described above and to make minor amendments to the agreements that are consistent with the general purpose of the grants but do not increase the grants.
11. Find that the grants identified in Recommendation Nos. 2, 3, 5 and 6 are exempt from review under the California Environmental Quality Act (CEQA) by Section 15301 of the CEQA Guidelines.

#### **FISCAL IMPACT**

The fiscal impact of these recommendations is \$357,063. Funds for this request are included in the Fiscal Year 2018-2019 Operational Plan for the Neighborhood Reinvestment Program (Org 15665). The funding source is General Fund fund balance. There will be no change in net General Fund costs and no additional staff years.

#### **BUSINESS IMPACT STATEMENT**

N/A

#### **ACTION:**

ON MOTION of Supervisor Horn, seconded by Supervisor Cox, the Board of Supervisors continued the item to September 26, 2018, on Consent.

**AYES:** Cox, Gaspar, Horn

**ABSENT:** Jacob, Roberts

**12. SUBJECT: FISCAL YEAR 2018-19 APPROPRIATION LIMIT FOR THE COUNTY OF SAN DIEGO (DISTRICTS: ALL)**

**OVERVIEW**

Each year, pursuant to Article XIII B: Government Spending Limitation of the California Constitution and Government Code Section 7910, the Board of Supervisors establishes its appropriation limit for the County of San Diego. Today's action requests adoption of a resolution establishing the County's Appropriation Limit for Fiscal Year 2018-19, calculated to be approximately \$5.5 billion. Only revenues from Proceeds of Taxes (property tax and certain state subventions) are subject to this limit. The County is substantially under the limit, having approximately \$2.1 billion of appropriations tied to Proceeds of Taxes that is subject to the limit in Fiscal Year 2018-19.

**RECOMMENDATION(S)**

**CHIEF ADMINISTRATIVE OFFICER**

Adopt the Resolution entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO RELATING TO ADOPTING APPROPRIATION LIMIT FOR COUNTY OF SAN DIEGO FOR FISCAL YEAR 2018-19

**FISCAL IMPACT**

The recommended action has no fiscal impact on the County. The action authorizes the adoption of the Fiscal Year 2018-19 Appropriation Limit, pursuant to Article XIII B of the California Constitution and other applicable laws.

**BUSINESS IMPACT STATEMENT**

N/A

**ACTION:**

ON MOTION of Supervisor Horn, seconded by Supervisor Cox, the Board of Supervisors took action as recommended, on Consent, adopting Resolution No. 18-140 entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO RELATING TO ADOPTING APPROPRIATION LIMIT FOR COUNTY OF SAN DIEGO FOR FISCAL YEAR 2018-19.

AYES: Cox, Gaspar, Horn

ABSENT: Jacob, Roberts

**13. SUBJECT: SECOND CONSIDERATION AND ADOPTION OF ORDINANCE: AMENDMENTS TO THE COMPENSATION ORDINANCE AND THE ADMINISTRATIVE CODE RELATING TO THE TENTATIVE AGREEMENT FOR THE DISTRICT ATTORNEY INVESTIGATORS ASSOCIATION (DISTRICTS: ALL)**

**OVERVIEW**

On September 11, 2018 (19), the Board of Supervisors introduced the Ordinance for further Board consideration and adoption on September 25, 2018.

These recommendations present amendments to the Compensation Ordinance for the first reading of negotiated provisions for a successor Memoranda of Agreement (MOA) between

the County of San Diego and the District Attorney Investigators Association (DAIA). This successor agreement will replace the existing agreement that expired on June 21, 2018.

A summary of the proposed Compensation Ordinance amendments is as follows:

1. Establishes a new retirement Safety Tier D to be effective no sooner than July 1, 2020;
2. Increases eligible employees' flex credits in January 2019, January 2020, January 2021, January 2022, and January 2023;
3. Provides for three one-time \$750 monetary payments to be paid the pay period following adoption by the Board of Supervisors, July 2019, and July 2020.
4. Provides for two one-time \$1,500 monetary payments to be paid out in July 2021 and August 2022.
5. Increases salary by 2% the pay period following adoption by the Board of Supervisors, and July 2022;
6. Increases salary by 3% in June 2019, June 2020, and June 2021;
7. Adds an additional step to the salary range the pay period following adoption by the Board of Supervisors;
8. Increases the top step in July 2022; and
9. Increases the bilingual premium.

Today's recommendations also amends section 495 of the Administrative Code relating to parking reimbursement.

Details of the tentative agreement are reflected in the background of this letter.

#### **RECOMMENDATION(S)**

##### **CHIEF ADMINISTRATIVE OFFICER**

1. Approve the Ordinances entitled:  
AMENDMENTS TO THE COMPENSATION ORDINANCE RELATING TO THE TENTATIVE AGREEMENT FOR THE DISTRICT ATTORNEY INVESTIGATORS ASSOCIATION.  
  
AN ORDINANCE AMENDING THE ADMINISTRATIVE CODE, SECTION 495, PERTAINING TO TRANSPORTATION REIMBURSEMENT.
2. Approve the adoption of a successor MOA between the County of San Diego and the District Attorney Investigators Association.

#### **FISCAL IMPACT**

Today's recommendations are estimated to result in ongoing costs and one-time costs. The estimated fiscal impact is comprised of ongoing base and supplemental pay net increases, ongoing flex credit increases, and one-time monetary payments. The action before your Board today is anticipated to also result in a long-term cost reduction to the County's share of the

retirement costs through the implementation of a new retirement tier, Tier D. The actual fiscal impact will not be immediate but will instead be determined based on the number of new members entering the system over time. The Tier D member contribution rates will be provided by SDCERA's actuary following future action by the Board of Supervisors to adopt a resolution establishing the new retirement tier.

The annual estimated fiscal impact is as follows:

<i>incremental cost in millions</i>		<b>FY18/19</b>	<b>FY19/20</b>	<b>FY20/21</b>	<b>FY21/22</b>	<b>FY22/23</b>
<b>A</b>	Ongoing Base Salary and Benefit Increases	0.70				
			1.03	0.73	0.70	1.04
<b>B</b>	Ongoing Flex Credit Increases	0.05				
			0.10	0.10	0.10	0.10
<b>C</b>	Ongoing Parking Increase	-	-	-	-	-
<b>D</b>	<b>Total Annual Ongoing Cost (incremental)</b>	<b>0.74</b>	<b>1.12</b>	<b>0.82</b>	<b>0.79</b>	<b>1.14</b>
<b>(A+B+C)</b>						
<b>E</b>	<b>Total Annual Onetime Cost</b>	<b>0.15</b>	<b>0.15</b>	<b>0.15</b>	<b>0.31</b>	<b>0.31</b>
<b>F (D+E)</b>	<b>Total Annual Cost</b>	<b>0.90</b>	<b>1.27</b>	<b>0.98</b>	<b>1.10</b>	<b>1.45</b>

If approved, funding to support today's recommendations will be included in the Fiscal Year 2018-19 First Quarter Operational Plan Status Report and Budget Adjustments. Subsequent year costs will be included in future Operational Plans. The funding source is a combination of General Purpose revenues, available General Fund fund balance, and various program revenues.

**BUSINESS IMPACT STATEMENT**

N/A

**ACTION:**

ON MOTION of Supervisor Horn, seconded by Supervisor Cox, the Board of Supervisors took action as recommended, on Consent, adopting Ordinance No. 10560 (N.S.) entitled: AMENDMENTS TO THE COMPENSATION ORDINANCE RELATING TO THE TENTATIVE AGREEMENT FOR THE DISTRICT ATTORNEY INVESTIGATORS ASSOCIATION; and, Ordinance No. 10561 (N.S.) entitled: AN ORDINANCE AMENDING THE ADMINISTRATIVE CODE, SECTION 495, PERTAINING TO TRANSPORTATION REIMBURSEMENT.

AYES: Cox, Gaspar, Horn  
 ABSENT: Jacob, Roberts

**14. SUBJECT: SECOND CONSIDERATION AND ADOPTION OF ORDINANCE:  
AMENDMENTS TO THE COMPENSATION ORDINANCE AND THE  
ADMINISTRATIVE CODE RELATING TO THE TENTATIVE  
AGREEMENT FOR THE SUPERVISING PROBATION OFFICERS'  
ASSOCIATION (DISTRICTS: ALL)**

**OVERVIEW**

On September 11, 2018 (20), the Board of Supervisors introduced the Ordinances for further Board consideration and adoption on September 25, 2018.

These recommendations present amendments to the Compensation Ordinance for the first reading of negotiated provisions for a successor Memoranda of Agreement (MOA) between the County of San Diego and the Supervising Probation Officers' Association (SPOA). This successor agreement will replace the existing agreement that expired on June 21, 2018.

A summary of the proposed Compensation Ordinance amendments is as follows:

1. Establishes a new retirement Safety Tier D to be effective no sooner than July 1, 2020;
2. Increases eligible employees' flex credits in January 2019, January 2020, January 2021, January 2022, and January 2023;
3. Provides for three one-time \$750 monetary payments to be paid the pay period following adoption by the Board of Supervisors, July 2019, and July 2020.
4. Provides for two one-time \$1,500 monetary payments to be paid out in July 2021 and August 2022.
5. Increases salary by 2% the pay period following adoption by the Board of Supervisors, and July 2022;
6. Increases salary by 3% in June 2019, June 2020, and June 2021;
7. Adds an additional step to the salary range the pay period following adoption by the Board of Supervisors; and
8. Increases the top step in July 2022.

Today's recommendations also amend section 495 of the Administrative Code relating to parking reimbursement.

Details of the tentative agreement are reflected in the background of this letter.

**RECOMMENDATION(S)**

**CHIEF ADMINISTRATIVE OFFICER**

1. Adopt the Ordinances entitled:  
AMENDMENTS TO THE COMPENSATION ORDINANCE RELATING TO THE  
TENTATIVE AGREEMENT FOR THE SUPERVISING PROBATION OFFICERS'  
ASSOCIATION.

AN ORDINANCE AMENDING THE ADMINISTRATIVE CODE, SECTION 495,  
PERTAINING TO TRANSPORTATION REIMBURSEMENT.

2. Approve the adoption of a successor MOA between the County of San Diego and the Supervising Probation Officers' Association.

**FISCAL IMPACT**

Today's recommendations are estimated to result in ongoing costs and one-time costs. The estimated fiscal impact is comprised of ongoing base and supplemental pay net increases, ongoing flex credit increases, and one-time monetary payments. The action before your Board today is anticipated to also result in a long-term cost reduction to the County's share of the retirement costs through the implementation of a new retirement tier, Tier D. The actual fiscal impact will not be immediate but will instead be determined based on the number of new members entering the system over time. The Tier D member contribution rates will be provided by SDCERA's actuary following future action by the Board of Supervisors to adopt a resolution establishing the new retirement tier.

The annual estimated fiscal impact is as follows:

<i>incremental cost in millions</i>	<b>FY18/19</b>	<b>FY19/20</b>	<b>FY20/21</b>	<b>FY21/22</b>	<b>FY22/23</b>
Ongoing Base Salary and Benefit					
A Increases	0.43	0.55	0.40	0.41	0.60
B Ongoing Flex Credit Increases	0.04	0.07	0.07	0.07	0.07
C Ongoing Parking Increase	-	-	-	-	-
<b>D Total Annual Ongoing Cost (A+B+C) (incremental)</b>	<b>0.47</b>	<b>0.62</b>	<b>0.47</b>	<b>0.48</b>	<b>0.67</b>
E Total Annual Onetime Cost	0.11	0.11	0.11	0.21	0.21
<b>F (D+E) Total Annual Cost</b>	<b>0.57</b>	<b>0.72</b>	<b>0.58</b>	<b>0.69</b>	<b>0.88</b>

If approved, funding to support today's recommendations will be included in the Fiscal Year 2018-19 First Quarter Operational Plan Status Report and Budget Adjustments. Subsequent year costs will be included in future Operational Plans. The funding source is a combination of General Purpose revenues, available General Fund fund balance, and various program revenues.

**BUSINESS IMPACT STATEMENT**

N/A

**ACTION:**

ON MOTION of Supervisor Horn, seconded by Supervisor Cox, the Board of Supervisors took action as recommended, on Consent, adopting Ordinance No. 10562 (N.S.) entitled: AMENDMENTS TO THE COMPENSATION ORDINANCE RELATING TO THE TENTATIVE AGREEMENT FOR THE SUPERVISING PROBATION OFFICERS' ASSOCIATION; and, Ordinance No. 10563 (N.S.) entitled: AN ORDINANCE AMENDING THE ADMINISTRATIVE CODE, SECTION 495, PERTAINING TO TRANSPORTATION REIMBURSEMENT.

AYES: Cox, Gaspar, Horn  
ABSENT: Jacob, Roberts

15. **SUBJECT: ADMINISTRATIVE ITEM:  
SECOND CONSIDERATION AND ADOPTION OF ORDINANCE:  
AMENDMENTS TO THE COMPENSATION ORDINANCE (09/11/2018 -  
First Reading; 09/25/2018 - Second Reading) (DISTRICTS: ALL)**

**OVERVIEW**

On September 11, 2018 (21), the Board of Supervisors introduced the Ordinance for further Board consideration and adoption on September 25, 2018.

The proposed amendments to the San Diego County Compensation Ordinance are part of the ongoing efforts to manage and maintain a skilled, adaptable and diverse workforce dedicated to sustaining operational excellence and serving the public. This action: 1) amends compensation for six (6) job codes/classifications in the unclassified/classified service; 2) retitles seven (7) job codes/classifications in the classified service; 3) deletes four (4) job codes/classifications in the classified service and 4) amends sections of the Compensation Ordinance.

**RECOMMENDATION(S)**

**CHIEF ADMINISTRATIVE OFFICER**

Adopt the Ordinance entitled:  
AN ORDINANCE AMENDING THE COMPENSATION ORDINANCE AND  
ESTABLISHING COMPENSATION.

**FISCAL IMPACT**

If approved, the proposed amendments associated with minimum wage increases and psychiatric hospital assignment premiums would result in current year costs of approximately \$0.3 million and ongoing annual costs of approximately \$0.4 million. Funds associated with today's recommendations are included in the Fiscal Year 2018-19 Operational Plan.

**BUSINESS IMPACT STATEMENT**

N/A

**ACTION:**

ON MOTION of Supervisor Horn, seconded by Supervisor Cox, the Board of Supervisors took action as recommended, on Consent, adopting Ordinance No. 10564 (N.S.) entitled: AN ORDINANCE AMENDING THE COMPENSATION ORDINANCE AND ESTABLISHING COMPENSATION.

AYES: Cox, Gaspar, Horn  
ABSENT: Jacob, Roberts

**16. SUBJECT: COMMUNICATIONS RECEIVED (DISTRICTS: ALL)**

**OVERVIEW**

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

**RECOMMENDATION(S)**

**CHIEF ADMINISTRATIVE OFFICER**

Note and file.

**FISCAL IMPACT**

N/A

**BUSINESS IMPACT STATEMENT**

N/A

**ACTION:**

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

AYES: Cox, Gaspar, Horn  
ABSENT: Jacob, Roberts

**17. SUBJECT: APPOINTMENTS: VARIOUS (DISTRICTS: ALL)**

**OVERVIEW**

These appointments are in accordance with applicable Board Policy A-74, "Citizen Participation in County Boards, Commissions and Committees," Board Policy I-1, "Planning and Sponsor Group Policies and Procedures," and Board Policy A-77, "Appointments to Fill Vacancies and Cancellation of Election where Insufficient Nominations Filed Prior to Uniform District Election and Citizen Planning Group Election."

**RECOMMENDATION(S)**

**SUPERVISOR BILL HORN**

Appoint Scott Harry to the FLOOD CONTROL DISTRICT ADVISORY COMMISSION, Seat No. 7, for a term to expire January 7, 2019.

Waive Board Policy A-74, "Citizen Participation in County Boards, Commissions and Committees," and re-appoint Kurt J. Streule to the RESOURCE CONSERVATION DISTRICT OF GREATER SAN DIEGO COUNTY, Seat No. 1, for a term to begin November 30, 2018 and to expire November 25, 2022.

Appoint Delores Chavez Harmes to the VALLEY CENTER COMMUNITY PLANNING GROUP, Seat No. 5, for a term to expire January 4, 2021.

Re-appoint Keith Robertson to the VALLEY CENTER DESIGN REVIEW BOARD, Seat No. 4, for a term to expire June 10, 2023.

**FISCAL IMPACT**

N/A

**BUSINESS IMPACT STATEMENT**

N/A

**ACTION:**

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

AYES: Cox, Gaspar, Horn

ABSENT: Jacob, Roberts

**18. SUBJECT: CLOSED SESSION (DISTRICTS: ALL)**

**OVERVIEW**

**A. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**

(Paragraph (1) of subdivision (d) of Section 54956.9)

D.C., a minor v. County of San Diego; United States District Court, Southern District, Division One, No. 15-CV-01868-MMA; Ninth Circuit Court of Appeals No. 18-55853

**B. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**

(Paragraph (1) of subdivision (d) of Section 54956.9)

Cynthia Kendrick v. County of San Diego, et al.; United States District Court, Southern District, Division One, No. 15-CV-2615-GPC

**C. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION**

Significant exposure to litigation pursuant to paragraph 2 of subdivision (d) of Government Code section 54956.9: (Number of Potential Cases - 11)

**D. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**

(Paragraph (1) of subdivision (d) of Section 54956.9)

Golden Door Properties LLC v. County of San Diego; San Diego County Superior Court No. 37-2018-00013324-CU-TT-CTL

E. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
Kyla Greene, et al. v. San Diego County Board of Supervisors, et al.; San  
Diego County Superior Court No. 37-2018-00037778-CU-WM-CTL

F. PUBLIC EMPLOYEE ANNUAL REVIEW  
(Government Code section 54957)  
Title: Clerk of the Board of Supervisors

**ACTION:**

County Counsel reported that for Closed Session on Tuesday, September 25, 2018, the Board of Supervisors took the following action:

Item 18E: Kayla Green v. County of San Diego, by a vote of three board members voting “Aye”, with Supervisors Jacob and Roberts absent, authorize County Counsel to settle this matter seeking attorneys’ fees and costs incurred in obtaining a court order placing an initiative on the November ballot for \$58,677.14.

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

**OVERVIEW**

Rick Bramball spoke to the Board regarding justice for Earl McNeil.

Reginald Carroll spoke to the Board regarding the HIV Planning Group.

**ACTION:**

Heard, Referred to the Chief Administrative Officer.

The Board adjourned the Tuesday session at 11:25 a.m. in memory of Bert Henry Epsten.

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

Consent: Rodriguez  
Discussion: Zurita

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

Approved by the Board of Supervisors, on Tuesday, October 9, 2018.



KRISTIN GASPAR  
Chairwoman

Attest:



DAVID HALL  
Clerk of the Board

09/25/18