

STATEMENT OF PROCEEDINGS  
COUNTY OF SAN DIEGO BOARD OF SUPERVISORS - LAND USE  
REGULAR MEETING  
**WEDNESDAY, SEPTEMBER 25, 2024, 9:00 AM**  
COUNTY ADMINISTRATION CENTER, ROOM 310  
1600 PACIFIC HIGHWAY, SAN DIEGO, CALIFORNIA

Order of Business

A. REGULAR SESSION: Meeting was called to order at 9:04 a.m.

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

ABSENT: Supervisor Nora Vargas, Chair

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

C. Closed Session Report

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

E. Approval of the Statement of Proceedings/Minutes for the meeting of September 11, 2024.

**ACTION:**

ON MOTION of Supervisor Desmond, seconded by Supervisor Anderson, the Board of Supervisors approved the Statement of Proceedings/Minutes for the Regular Board of Supervisors meeting of September 11, 2024.

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

ABSENT: Vargas

F. Consent Calendar

G. 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>Agenda #</b> | <b>Subject</b>  |
|-----------------|---|
| 1.              | AUTHORIZATION TO ISSUE REQUEST FOR STATEMENT OF QUALIFICATIONS AND TO NEGOTIATE AND AWARD CONTRACTS FOR AS-NEEDED ENGINEERING DESIGN, PROJECT MANAGEMENT, AND PROFESSIONAL LAND SURVEYING AND RELATED CEQA EXEMPTION  |
| 2.              | SET A HEARING FOR OCTOBER 23, 2024:<br>TURNBULL OPEN SPACE EASEMENT AND LIMITED BUILDING ZONE EASEMENT VACATION AND AN ADDENDUM TO A PREVIOUSLY ADOPTED MITIGATED NEGATIVE DECLARATION, PDS2024-VAC-24-002; PALA/PAUMA SUBREGIONAL PLAN AREA (9/25/2024 - SET HEARING; 10/23/2024 - HOLD HEARING) |
| 3.              | NOTICED PUBLIC HEARING:<br>ADOPT AN ORDINANCE TO AMEND PORTIONS OF THE SAN DIEGO COUNTY FLOOD DAMAGE PREVENTION ORDINANCE, COUNTY CODE § 811.101, ET SEQ. AND RELATED CEQA FINDING (9/25/2024 - FIRST READING ORDINANCE; 10/9/2024 - ADOPT ORDINANCE)   |
| 4.              | NON-AGENDA PUBLIC COMMUNICATION   |

1. **SUBJECT: AUTHORIZATION TO ISSUE REQUEST FOR STATEMENT OF QUALIFICATIONS AND TO NEGOTIATE AND AWARD CONTRACTS FOR AS-NEEDED ENGINEERING DESIGN, PROJECT MANAGEMENT, AND PROFESSIONAL LAND SURVEYING AND RELATED CEQA EXEMPTION (DISTRICTS: ALL)**

**OVERVIEW**

The County of San Diego (County) Department of Public Works (DPW) is responsible for constructing and maintaining reliable infrastructure throughout the unincorporated areas of the county. DPW currently maintains 1,947 miles of roads, 208 bridges, 56 miles of guardrail, over 18,000 culverts, 208 traffic signals and a myriad of other facilities including but not limited to traffic safety devices, airports, water and wastewater facilities, closed landfills, pathways, and sidewalks. DPW also develops projects that improve our communities, such as complete street roadway improvements, drainage and watershed quality improvements, new sidewalks and bike lanes, intersection improvements, bridge widenings and replacements, and related facilities for our growing communities. These facilities support the transportation of persons and goods throughout the county, sustain and bolster economic development, encourage business opportunities, and promote thriving communities.

DPW relies on dedicated County staff and as-needed contracted professionals to maintain and improve County infrastructure. DPW's budget for capital projects changes from year to year based on needs and available funding. The approved capital project budget in Fiscal Year 2024-25 is over \$180 million and has more than doubled over the past decade, partially due to additional gas tax approved in 2017 under Senate Bill 1, the Road Repair and Accountability Act, and partially due to one-time funding for capital improvements. DPW has increased staffing levels to support long term workload needs, but additional as-needed contracted professionals are required to assist with the delivery of one time projects and specialized work. As-needed contracted professional services offer many benefits such as providing greater flexibility in subject matter expertise that can change from one project to the next. Contracted staffing levels can also be adjusted quickly as work levels increase or decrease throughout the life of a project or when priorities change, which increases efficiency. DPW is not obligated to use any of the contract capacity that is awarded for as-needed contracts providing significant flexibility should budgets or priorities change. Awarded as-needed contracts also include language that helps minimize County liability for work done by as-needed contracted professionals reducing overall risk to the County.

DPW coordinates with the Department of Purchasing and Contracting (DPC) to procure as-needed contracted professional services in accordance with the County Board of Supervisors (Board) Policy F-40, Procuring Architectural, Engineering and Related Professional Services (F-40) and County Code of Administrative Ordinances, Article XXIII, Section 401 (Section 401).

The procurement process starts with DPC issuing a Request for Statement of Qualifications to gather information on engineering firms interested in working on County projects. Subject matter experts subsequently review and rate each firm based on their qualifications. This competitive process ensures the most qualified consulting firms are identified and selected to support DPW in the design and delivery of projects that will maintain and improve the County's

infrastructure. The use of F-40 contracts allows DPW to supplement our in-house resources for one-time project needs for engineering design, project management, technical report development, professional land surveying, and associated subject matter expertise that support DPW programs, and assist with the delivery of capital improvement projects.

DPW develops projects that maintain and improve County infrastructure. Over the past several years, DPW has experienced an increase in the size and number of capital projects because of new regulations and initiatives, and associated increased funding from federal, State, and local sources. At the federal level, DPW has seen increases in Federal Aviation Administration funding for County Airports, and we anticipate new funding for transportation programs from the Inflation Reduction Act, Bipartisan Infrastructure Law and the Infrastructure, Investment and Jobs Act. At the State level, funding has increased as a result of the Road Repair and Accountability Act. And at the local level, DPW has received additional funding to support projects to meet water quality regulations and closed landfills. These are in addition to ongoing historic funding sources to support and maintain infrastructure such as gas tax, grants, service and user fees, and Transnet funding, a half-cent countywide sales tax administered by the San Diego Association of Governments. DPW also supports other County departments with as-needed contracted professionals such as Planning and Development Services' initiatives around the Climate Action Plan and Development Feasibility Analysis. These increases and initiatives are driving the need for additional as-needed contracted professional services to support the associated increase in projects.

As-needed contracted professionals have always played an important role in supplementing County staff resources to ensure the delivery of projects on time and within budget. Historically, these services were procured without Board approval because those contracts were under the \$1 million authority set for the Director of Purchasing and Contracting (DPC Director) in Section 401(b)(2). However, based on historical data and future projections, DPW now forecasts that up to \$10 million in as-needed contracted professional services are needed each year over the next five years, exceeding the DPC Director's approval authority under Section 401(b)(2). To ensure a full spectrum of as-needed contracted professional services are available to support County staff, DPW is requesting authority from the Board to procure four as-needed contracts for professional services in the amount of \$2.5 million per contract, per year. Each contract will allow an option to renew annually for up to an additional four years to meet current and future demands. DPW has estimated that up to \$50 million in as-needed contracted professional support will be necessary over the next five years to successfully deliver the inventory of capital projects that are currently in progress and planned in the future. Supplementing the capacity provided by existing contracts, this procurement will provide the additional capacity needed to address DPW's full workload.

This is a request for the Board to authorize issuance of a Request for Statement of Qualifications to negotiate and award up to four contracts for as-needed contracted professional services. The maximum combined amount for the four contracts is \$10 million annually for a one-year initial term with four one-year options for a total capacity not to exceed \$50 million over a five-year period.

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

1. Find that the proposed action is exempt from the California Environmental Quality Act (CEQA) under CEQA Guidelines Section 15060(c)(3) because it is a government fiscal activity that does not involve any commitment to any specific project that could result in a potentially significant physical impact on the environment and is thus not a project as defined by Section 15378 of the State CEQA Guidelines.
2. In accordance with Board Policy F-40, Procuring Architectural, Engineering and Related Professional Services, approve and authorize the Director, Department of Purchasing and Contracting, to issue a Request for Statement of Qualifications for as-needed engineering, design, project management and professional land surveying services, and upon successful negotiation and determination of a fair and reasonable price, award up to four contracts for an initial term not to exceed one year, with up to four one-year option periods, and a not-to-exceed annual value of up to \$2,500,000 per contract and a total not-to-exceed value of \$50,000,000; and to amend contracts as needed to reflect changes in services and funding allocation.

**EQUITY IMPACT STATEMENT**

DPW uses data gathered from CalEnviroScreen (4.0) and California’s Healthy Places Index (HPI - 3.0) to identify and prioritize capital improvement projects. DPW uses the collected data to prioritize projects based on risk to public health and safety, with considerations to historically underserved communities. Board of Supervisors (Board) Policy F-40, Procuring Architectural, Engineering and Related Professional Services also mandates the use of Board policy B-53 which promotes small and disadvantaged businesses during the procurement process.

HPI and CalEnviroScreen are metrics used to compare community conditions across the State and determine if communities are disproportionately burdened by pollution sources and to explore local factors that predict life expectancy. The HPI score combines 25 community characteristics, such as housing, education, economic, and social factors, and is used to compare community conditions shaping health outcomes for residents. Communities are rated on a scale of 0 to 100, where scores closer to 100 indicate healthier community conditions, and scores closer to 0 indicate less healthy community conditions. CalEnviroScreen identifies pollution sources within communities and how those sources impact human health and the environment. A pollution burden score is calculated that reports how significantly communities are impacted by pollution sources.

**SUSTAINABILITY IMPACT STATEMENT**

Today’s action to authorize a Request for Statement of Qualifications for as-needed contracted professional services support the County of San Diego’s (County’s) Sustainability Goals to protect the environment, and health and well-being of residents. Performing maintenance work in a timely manner has economic, environmental, health and wellbeing benefits and prevents more costly repairs in the future. Maintenance and improvement projects also support the County’s sustainability goals of protecting ecosystems, habitats, and water quality objectives among others.

## **FISCAL IMPACT**

Funds for this request are included in the Fiscal Year 2024-25 Operational Plan in the Department of Public Works, Road Fund. If approved, a competitive solicitation for as-needed contracted professional services will be issued and contracts could be awarded resulting in an estimated annual expenditure up to \$10,000,000 per year for five years starting in Fiscal Year 2024-25. The potential funding sources are State of California Gas Tax, available prior year Road Fund fund balance, TransNet, Transportation Impact Fees, and State and federal grants.

The total expenditures for all five years will not exceed \$50,000,000 through Fiscal Year 2028-29. As projects and funding are identified, the Department of Public Works will return to the Board of Supervisors to establish appropriations in future Operational Plans. There will be no change in net General Fund cost and no additional staff years.

## **BUSINESS IMPACT STATEMENT**

When approved by the Board of Supervisors for advertising and award, County of San Diego contracts will be competitively bid and help stimulate the local economy by creating employment opportunities. Non-professional job classifications, as identified by the California Department of Industrial Relations (DIR), that are employed on public works projects must be paid the prevailing wages determined by DIR according to the type of work and location of the project. The prevailing wage rates are usually based on rates specified in collective bargaining agreements.

## **ACTION:**

ON MOTION of Supervisor Montgomery Steppe, seconded by Supervisor Desmond, the Board of Supervisors took action as recommended, on Consent.

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

ABSENT: Vargas

2. **SUBJECT: SET A HEARING FOR OCTOBER 23, 2024:  
TURNBULL OPEN SPACE EASEMENT AND LIMITED BUILDING  
ZONE EASEMENT VACATION AND AN ADDENDUM TO A  
PREVIOUSLY ADOPTED MITIGATED NEGATIVE DECLARATION,  
PDS2024-VAC-24-002; PALA/PAUMA SUBREGIONAL PLAN AREA  
(9/25/2024 - SET HEARING; 10/23/2024 - HOLD HEARING)  
(DISTRICT: 5)**

## **OVERVIEW**

Planning & Development Services (PDS) is processing a request from Robert Sukup, the Applicant Contact on behalf of Susan Turnbull, the Owner, (Attachment G, Ownership Disclosure) to vacate a Biological Open Space Easement and Limited Building Zone Easement (Attachment C, Existing Open Space Easement and Limited Building Zone Easement to be Vacated) that is located on a privately owned parcel in the Pala/Pauma Subregional Plan Area, within unincorporated San Diego County (Attachment A, Vicinity Map). The Turnbull Open Space Easement and Limited Building Zone Vacation (Vacation) is proposed within a 22.63-acre parcel developed with one single-family home that is located near Cole Grade Road and Pauma

Valley Drive, which ultimately connects to Temet Drive. The 9.43-acre Biological Open Space Easement and 1.75-acre Limited Building Zone Easement were recorded May 19, 2016 (Attachment C, Existing Open Space Easement and Limited Building Zone Easement to be Vacated), in accordance with the conditions of approval of Tentative Map Resolution 5545 (TM-5545) for a development known as Pauma Estates.

In 2007 the property owner at that time applied for a Tentative Map (TM-5545) for a development known as Pauma Estates that would divide the property into sixteen lots. On April 30, 2010, the County of San Diego Planning Commission approved the Pauma Estates project with conditions of approval that included dedication of a Biological Open Space Easement and a Limited Building Zone Easement. In 2017, a Tentative Map Time Extension to extend the expiration date of the Pauma Estates project was submitted and then withdrawn on May 17, 2021 due to investors not wanting to pursue the project. Today the applicant is requesting the vacation of the Open Space and Limited Building Zone Easements in order to remove easements that are no longer needed as the original Pauma Estates project is no longer being processed and the Tentative Map has expired (Attachment B, Planning Documentation).

Today's request requires two steps: September 25, 2024, it is requested that the Board set a date for a public hearing on October 23, 2024, and provide public notice of that hearing, which includes signage at the project site. If the Board takes the actions recommended on September 25, 2024, then on October 23, 2024, it is requested that the Board consider and adopt a resolution to vacate the referenced easements and record A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO VACATING OPEN SPACE EASEMENT AND LIMITED BUILDING ZONE EASEMENT PDS2024-VAC-24-002.

### **RECOMMENDATION(S)**

#### **CHIEF ADMINISTRATIVE OFFICER**

#### **On September 25, 2024, take the following actions:**

1. Set a public hearing on October 23, 2024, at 9:00 a.m. to consider vacating the 9.43-acre Biological Open Space Easement and 1.75-acre Limited Building Zone Easement (doc no. 2016-0243472 and 2016-0243473) (Attachment B).
2. Direct the Clerk of the Board of Supervisors to provide notice of the hearing via publication and posting as required by law.

#### **If on September 25, 2024, the Board takes the actions recommended in items 1-2, then on October 23, 2024:**

1. Adopt the environmental findings, which include findings in accordance with Section 15162 through 15164 of the California Environmental Quality Act (CEQA) Guidelines that the Vacation can be found in conformance with CEQA through the processing of an Addendum to the previously adopted Mitigated Negative Declaration (MND), that there are no substantial changes in the project or in the circumstances under which it is undertaken that involve significant new environmental impacts which were not considered in the previously adopted MND dated November 12, 2009, that there is no substantial increase in the severity of previously identified significant effects, and that no new information of substantial importance has become available since the MND was adopted (Attachment F).

2. Adopt the Resolution entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO VACATING BIOLOGICAL OPEN SPACE EASEMENT AND LIMITED BUILDING ZONE EASEMENT PDS2024-VAC-24-002 (Attachment D).
3. Direct the Clerk of the Board to record the Resolution pursuant to the Streets and Highways Code Section 8325.

**EQUITY IMPACT STATEMENT**

The Turnbull Open Space Easement and Limited Building Zone Vacation (Vacation) will result in the removal of a 9.43-acre Biological Open Space Easement and 1.75-acre Limited Building Zone Easement which is no longer needed for an expired project. The resolution to remove an encumbrance from private land that is no longer needed for public purposes will provide an overall public benefit and improve the use of the land made available by the vacation. The proposed summary vacation is in a residentially zoned area and will allow the property owner to better use their property now that the original project is no longer moving forward.

**SUSTAINABILITY IMPACT STATEMENT**

The purpose of this Vacation is to remove the easements that were recorded for a map that was not finalized and has expired. The proposed action contributes to the County of San Diego Sustainability Goal No. 1 to engage the community to partner and participate in decisions that impact their lives and communities and Goal No. 2 to provide just and equitable access to develop their land. This action will impact the property owner directly by providing improved use of the property by unencumbering a portion the property for potential future development.

**FISCAL IMPACT**

Funds for this request are included in the Fiscal Year (FY) 2024-25 Operational Plan in Planning & Development Services. If approved, this request will result in estimated costs and revenue of \$2,085 for the Open Space Easement and Limited Building Zone Easement Vacation and will cover the staff time involved with preparing the resolution, public notice, Board letter, and public hearing documents. The funding source for this project is provided by the applicant, Robert Sukup. 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 Montgomery Steppe, seconded by Supervisor Desmond, the Board of Supervisors took action as recommended, on Consent, and set a Hearing for October 23, 2024.

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

ABSENT: Vargas



**3. SUBJECT: NOTICED PUBLIC HEARING:  
ADOPT AN ORDINANCE TO AMEND PORTIONS OF THE SAN  
DIEGO COUNTY FLOOD DAMAGE PREVENTION ORDINANCE,  
COUNTY CODE § 811.101, ET SEQ. AND RELATED CEQA FINDING  
(9/25/2024 - FIRST READING ORDINANCE; 10/9/2024 - ADOPT  
ORDINANCE) (DISTRICTS: ALL)**

**OVERVIEW**

The County of San Diego (County) is committed to reducing flood risk to the community and is responsible for reviewing private development and County capital improvement projects for compliance with flood control objectives. The County provides floodplain maps and free sand and sandbags to the public to help them understand flood risks and protect their structures. The County also maintains stormwater drainage facilities and the County's ALERT Flood Warning Network. During and after a flooding event, the County conducts analyses to quantify the magnitude and extent of the storm's impacts and supports emergency response and recovery actions.

The County also participates in the Federal Emergency Management Agency (FEMA) National Flood Insurance Program (NFIP), the requirements of which are outlined in the Code of Federal Regulations (CFR). To qualify for flood insurance, structures built within the boundaries of Special Flood Hazard Areas, also known as floodplains and floodways, as shown on FEMA's Flood Insurance Rate Maps, must meet minimum standards established under the NFIP that make structures more resilient from flooding and increase public safety. The County informs property owners of these requirements and offers guidance on elevating their structures above the flood risk, which will lower their flood insurance premiums. The County also participates in FEMA's Community Rating System (CRS) program, a voluntary incentive program for communities that have the authority to adopt and enforce floodplain management regulations for their jurisdictions, to earn credit for tasks and activities that are beyond minimum NFIP standards. Just over 1,500 communities in the U.S. participate in the CRS program. If standards are met, this translates to reduced flood insurance premiums for property owners. The County publicizes these premium reducing activities on social media and through direct mailers to people who live and work in mapped floodplains, as well as to real estate and land development industry members.

The County Board of Supervisors (Board) adopted the Flood Damage Prevention Ordinance (Ordinance) in 1988 to promote public health, safety, and general welfare, and to minimize public and private losses due to flooding in the unincorporated area of the county. The Ordinance includes methods and provisions for restricting or prohibiting uses that are dangerous to health, safety, or property due to flooding. It also controls the alteration of natural floodplains and stream channels, which help contain floodwaters. These methods and provisions apply to new development and redevelopment within the floodplain.

The recommended changes to the County’s Ordinance include the following:

1. Revisions requested by FEMA for consistency with the Code of Federal Regulations (CFR);
2. Optional revisions recommended by FEMA to maximize County credits to the CRS program pertaining to non-residential construction flood proofing requirements; and
3. An optional amendment to the local floodplain map revision process requirements (pertaining to FEMA’s Conditional Letter of Map Revision or “CLOMR”) that staff is recommending to mirror the CFR requirements for consistency.

Because FEMA’s requested changes (1) and recommended changes (2) came as part of an unscheduled review in August of 2021 of the County’s Ordinance, FEMA concurred with implementing changes at the next planned Ordinance update. Regarding the optional amendment that staff are recommending (3), FEMA separately rescinded guidance for determining when CLOMRs for public and private land development projects are required. This revealed an area where the County’s Ordinance is inadvertently more stringent than the Federal requirements under certain conditions, affecting a relatively small number of projects. The more stringent Ordinance language is not a regulatory requirement that would offer more protection to structures or the environment. Similarly, this more restrictive requirement does not provide any advantage for NFIP policy discounts in the CRS program.

The Department of Public Works has engaged extensively with our stakeholders and partners, including the Environmental Coalition, the Bay Council, the Building Industry Association, labor union stakeholders, floodplain management and legal professionals, the San Diego Association of Governments, the County’s Land Development Technical Working Group, and the Flood Control District Advisory Commission, to gather feedback on the proposed optional amendment to the local floodplain map revision process (related to the CLOMR) to mirror the federal requirements. These stakeholders are all either neutral or in support of the recommended revisions; none expressed concerns or opposition to the staff’s recommendation.

Today’s request is for the Board to adopt an ordinance amending the County Flood Damage Prevention Ordinance to reflect FEMA’s current standards for participation in the NFIP, to ensure continued successful participation in the CRS program, and to align the local floodplain map revision CLOMR requirements with the CFR.

The proposed action requires two steps. On September 25, 2024, it is requested that the Board approve introduction of the Ordinance per the recommendations below. If the Board takes action on the recommendations, then on October 9, 2024, the Board may adopt the Ordinance.

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

1. Find that the proposed action is not subject to review under the California Environmental Quality Act (CEQA) pursuant to Section 15060(c)(2) of the State CEQA Guidelines because administrative revisions to the Flood Damage Prevention Ordinance will not result in a direct or reasonably foreseeable indirect physical change in the environment.

2. Approve introduction (first reading), read the title, and waive further readings of the following Ordinance:  
ORDINANCE TO AMEND PORTIONS OF THE SAN DIEGO COUNTY FLOOD DAMAGE PREVENTION ORDINANCE TO MEET NATIONAL FLOOD INSURANCE PROGRAM AND OTHER OBJECTIVES.

If, on September 25, 2024, the Board takes action as recommended, then, on October 9, 2024:

1. Submit the ordinance for consideration and adopt the ordinance (second reading).  
ORDINANCE TO AMEND PORTIONS OF THE SAN DIEGO COUNTY FLOOD DAMAGE PREVENTION ORDINANCE TO MEET NATIONAL FLOOD INSURANCE PROGRAM AND OTHER OBJECTIVES.

### **EQUITY IMPACT STATEMENT**

The proposed ordinance changes will promote the public safety and general welfare of people and structures within special flood hazard areas in the unincorporated county. If adopted, the Ordinance would apply equally across all unincorporated areas of San Diego County. The proposed Ordinance would allow the County of San Diego (County) to support public safety by keeping the County in good standing in the Federal Emergency Management Agency’s National Flood Insurance Program and keeping policy holders eligible for premium discounts. These discounts make flood insurance more affordable for all policy holders, including those in historically underserved communities.

### **SUSTAINABILITY IMPACT STATEMENT**

The proposed amendments to the ordinance keep the County of San Diego (County) in the National Flood Insurance Program and provide resilience to people who live and work in unincorporated areas. The proposed amendments to the Ordinance have health, well-being and economic sustainability benefits. These amendments will contribute to the County sustainability goal of protecting the health and well-being of everyone in the region by reducing flood risk and reducing costs for flood insurance.

### **FISCAL IMPACT**

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

### **BUSINESS IMPACT STATEMENT**

The County of San Diego’s Flood Damage Prevention Ordinance provides flood protection requirements for private and public development projects to provide clarity to developers while balancing the needs of the community. In addition, the update will allow for continued participation in the National Flood Insurance Program and the Community Rating System, resulting in reduced flood insurance rates for property owners.

### **ACTION:**

ON MOTION of Supervisor Montgomery Steppe, seconded by Supervisor Desmond, the Board of Supervisors closed the Hearing, took action as recommended and will further consider the adoption of the Ordinance on October 9, 2024.

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

**4. SUBJECT: NON-AGENDA PUBLIC COMMUNICATION (DISTRICTS: ALL)**

**OVERVIEW**

Michael Brando spoke to the Board regarding actions by the Board of Supervisors.

Purita Javier spoke to the Board regarding claims of toxicity and poison gases in the air.

Cesar Javier spoke to the Board regarding clean and safe communities free of toxic gases in the air.

Robert Germann spoke to the Board regarding Gillespie Field and hanger homes.

Katheryn Rhodes spoke to the Board regarding public housing.

Paul the Bold spoke to the Board regarding sewage and air pollution at the Tijuana River Valley.

Consuelo spoke to the Board regarding government actions.

Michael Fujimori spoke to the Board regarding horse neglect at Artesian Road.

Annie Abram spoke to the Board regarding horse neglect at Artesian Road.

Camila A. spoke to the Board regarding horse neglect at Artesian Road.

Megan Stuart spoke to the Board regarding health risks associated with marijuana use.

Kathleen Lippitt spoke to the Board regarding concerns of pesticides found in marijuana products.

Ann Riddle spoke to the Board regarding concerns of mental health treatment on youth.

Justin Castro spoke to the Board regarding government actions and election fraud.

Truth spoke to the Board regarding a timeline of activity at Artesian Road.

Audra spoke to the Board regarding unaccompanied migrant children.

**ACTION:**

Heard, Referred to the Chief Administrative Officer.

There being no further business, the Board adjourned at 10:14 a.m.

ANDREW POTTER  
Clerk of the Board of Supervisors  
County of San Diego, State of California

Consent: Valdivia

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.

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