

October 18, 2016

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, OCTOBER 18, 2016, 9:00 A.M.
BOARD OF SUPERVISORS NORTH CHAMBER
1600 PACIFIC HIGHWAY, ROOM 310, SAN DIEGO, CALIFORNIA

REGULAR SESSION – Called to order at 9:04 a.m.

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

Invocation was led by Marc Otto of Grace Church.

Pledge of Allegiance was led by Noah Munoz from Our Lady's School.

Approval of the Statement of Proceedings/Minutes for meeting of October 4, 2016.

ACTION:

ON MOTION of Supervisor D. Roberts, seconded by Supervisor Jacob, the Board of Supervisors approved the Statement of Proceedings/Minutes for the meeting of October 4, 2016.

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

NOTICE: THE BOARD OF SUPERVISORS MAY TAKE ANY ACTION WITH RESPECT TO THE ITEMS INCLUDED ON THIS AGENDA. RECOMMENDATIONS MADE BY COUNTY STAFF DO NOT LIMIT ACTIONS THAT THE BOARD OF SUPERVISORS MAY TAKE. MEMBERS OF THE PUBLIC SHOULD NOT RELY UPON THE RECOMMENDATIONS IN THE BOARD LETTER AS DETERMINATIVE OF THE ACTION THE BOARD OF SUPERVISORS MAY TAKE ON A PARTICULAR MATTER.

Board of Supervisors' Agenda Items

| Category | Agenda # | Subject |
|---------------|----------|--|
| Public Safety | 1. | SHERIFF - RATIFY THE ACCEPTANCE OF DONATIONS FROM THE HONORARY DEPUTY SHERIFF'S ASSOCIATION [FUNDING SOURCES: DONATIONS FROM THE HDSA] (4 VOTES) |

2. PROBATION - AUTHORIZATION TO EXTEND CONTRACT WITH THE CENTER FOR EMPLOYMENT OPPORTUNITIES, INC., FOR EDUCATIONAL SERVICES [FUNDING SOURCES: CALIFORNIA DEPARTMENT OF TRANSPORTATION (CALTRANS) AND THE STATE OF CALIFORNIA, LOCAL REVENUE FUND 2011 ALLOCATED TO THE COUNTY LOCAL REVENUE FUND 2011, COMMUNITY CORRECTIONS SUBACCOUNT]

- Health and Human Services 3. PROCUREMENT FOR TRANSITIONAL YOUTH HOUSING AND INDEPENDENT LIVING SKILLS FOR CURRENT AND FORMER SAN DIEGO COUNTY FOSTER YOUTH AND WARDS [FUNDING SOURCES: TITLE IV-E, REALIGNMENT, AND THE COUNTY'S CWS WRAPAROUND TRUST FUND]

- Community Services 4. NOTICED PUBLIC HEARING: APPROVAL OF ONE OR MORE POWER PURCHASE AGREEMENTS AND LEASES OR LICENSES FOR PHOTOVOLTAIC SYSTEMS AT MULTIPLE COUNTY FACILITIES

5. PUBLIC DEFENDER (ALTERNATE AND PRIMARY PUBLIC DEFENDER) APPROVAL OF NEW LEASE AGREEMENT FOR NORTH COUNTY OFFICE AT 495 LA TORTUGA DRIVE, VISTA [FUNDING SOURCE: GENERAL PURPOSE REVENUE]

6. REGISTRAR OF VOTERS – INCREASE APPROPRIATIONS FOR AMENDMENT TO EXISTING BALLOT PRINTING AND MAILING CONTRACT FOR THE NOVEMBER 8, 2016 PRESIDENTIAL GENERAL ELECTION [FUNDING SOURCE: COMMUNITY SERVICES GROUP FUND BALANCE] (4 VOTES)

7. REGISTRAR OF VOTERS – APPOINTMENTS TO DISTRICT AND COMMUNITY PLANNING AREA BOARDS

8. COUNTY LIBRARY - ACCEPTANCE OF GIFTS AND DONATIONS [FUNDING SOURCE: AVAILABLE PRIOR YEAR LIBRARY FUND FUND BALANCE]

Financial and
General
Government

9. NOTICED PUBLIC HEARING:
ISSUANCE OF REVENUE OBLIGATIONS BY THE CALIFORNIA ENTERPRISE DEVELOPMENT AUTHORITY FOR THE BENEFIT OF ST. PAUL'S EPISCOPAL HOME, INC., ST. PAUL'S RETIREMENT HOMES FOUNDATION, ST. PAUL'S VILLA INC. AND COMMUNITY ELDERCARE OF SAN DIEGO, OR SUCCESSOR ENTITIES IN AN AGGREGATE AMOUNT NOT TO EXCEED \$56,000,000
10. NOTICED PUBLIC HEARING:
ISSUANCE OF REVENUE OBLIGATIONS BY THE CALIFORNIA ENTERPRISE DEVELOPMENT AUTHORITY FOR THE BENEFIT OF SANTA FE CHRISTIAN SCHOOLS IN AN AGGREGATE AMOUNT NOT TO EXCEED \$7,000,000
11. NOTICED PUBLIC HEARING:
CLERK OF THE BOARD OF SUPERVISORS NOTARY PUBLIC FEES
12. NEIGHBORHOOD REINVESTMENT AND COMMUNITY ENHANCEMENT PROGRAM GRANTS
(DISTRICT: 3)
[FUNDING SOURCE: GENERAL FUND FUND BALANCE]
13. APPROVE THE ESCHEATMENT OF UNCLAIMED MONEY IN COUNTY TRUST FUNDS

(RELATES TO AIR POLLUTION CONTROL DISTRICT AGENDA NO. AP1)
14. ESCHEATMENT OF UNCLAIMED PROPERTY TAX REFUND MONEY IN COUNTY TRUST FUNDS (PROPERTY TAX)
[FUNDING SOURCE: PROPERTY TAX REFUNDS]
15. SUNSET REVIEW OF BOARD OF SUPERVISORS POLICIES AND COUNTY ADMINISTRATIVE CODE ARTICLES ASSIGNED TO THE FINANCE AND GENERAL GOVERNMENT GROUP
16. TEMPORARY HELP CONTRACTORS – COMPETITIVE SOLICITATION

Communications
Received

17. COMMUNICATIONS RECEIVED

| | | |
|--------------------------|-----|-----------------------|
| Appointments | 18. | APPOINTMENTS: VARIOUS |
| Closed Session | 19. | CLOSED SESSION |
| Presentations/ Awards | 20. | PRESENTATIONS/AWARDS |
| Public Communication | 21. | PUBLIC COMMUNICATION |

1. SUBJECT: SHERIFF - RATIFY THE ACCEPTANCE OF DONATIONS FROM THE HONORARY DEPUTY SHERIFF'S ASSOCIATION (DISTRICTS: ALL)

OVERVIEW:

San Diego County Administrative Code Section 66 and Board of Supervisors Policy A-112, Acceptance of Gifts and Donations, permit the acceptance of gifts by the administrative heads of each department in the County, subject to approval by the Board of Supervisors. This is a request to ratify the acceptance of donations estimated at \$17,745, including \$10,056 in cash, and equipment with an estimated value of \$7,689, from the Honorary Deputy Sheriff's Association.

FISCAL IMPACT:

Funds for this request are not included in the Sheriff's Department Fiscal Year 2016-17 Operational Plan. If approved, this request will ratify the acceptance of an estimated \$17,745 in donations (\$10,056 in cash, and equipment with an estimated value of \$7,689) from the Honorary Deputy Sheriff's Association (HDSA), and result in current year costs and revenue of \$17,745. The funding sources are donations from the HDSA. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

SHERIFF

1. In accordance with Administrative Code Section 66 and Board Policy A-112, Acceptance of Gifts and Donations, ratify the acceptance of donations from the Honorary Deputy Sheriff's Association, valued at \$17,745.
2. Authorize the Chair of the Board of Supervisors to sign a letter of appreciation on behalf of the Board of Supervisors and the County of San Diego to the Honorary Deputy Sheriff's Association.
3. Establish appropriations of \$5,056 in the Sheriff's Department, Services and Supplies, based on unanticipated revenue from the Honorary Deputy Sheriff's Association. **(4 VOTES)**

ACTION:

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

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

2. SUBJECT: PROBATION - AUTHORIZATION TO EXTEND CONTRACT WITH THE CENTER FOR EMPLOYMENT OPPORTUNITIES, INC., FOR EDUCATIONAL SERVICES (DISTRICTS: ALL)

OVERVIEW:

On April 29, 2014 (5), the Board of Supervisors authorized the Director, Department of Purchasing and Contracting, to contract with the Center for Employment Opportunities, Inc., (CEO), for the period May 1, 2014, through December 31, 2016, in the amount of \$3,748,812 that included \$2,998,800 in California Department of Transportation (Caltrans) grant funds for litter abatement work crews. The CEO contract was signed on May 9, 2014. CEO is a not-for-profit corporation that provides educational services to clients on probation supervision, which includes the following: job readiness and transitional employment education, temporary part-time work crew employment, job placement, and other self-improvement educational opportunities that assist clients in successfully integrating into our community. In Fiscal Year 2015-16, CEO provided services to 538 clients, placed 224 clients in full-time jobs and coordinated 1,273 work crews.

Due to the success of the program, the Probation Department sought further funding from Caltrans and recently received notification from Caltrans that funding was available to continue the program with CEO. Today's request is for authorization to extend the CEO educational services contract for up to three (3) years and three one-year option periods through December 31, 2022, and an additional six (6) months if needed.

FISCAL IMPACT:

Funds for this request are partially included in the Fiscal Years 2016-18 Operational Plan for the Probation Department. Staff will return to the Board of Supervisors if additional appropriations are needed. If approved, this request will result in current year costs and revenue of \$926,468 and costs and revenue of \$1,862,510 in Fiscal Year 2017-18. The funding sources are the California Department of Transportation (Caltrans) (\$2,259,972) and the State of California, Local Revenue Fund 2011 allocated to the County Local Revenue Fund 2011, Community Corrections Subaccount (\$529,006). The total estimated cost of the program is \$5,612,494 funded by Caltrans (\$4,550,832) and County Local Revenue Fund 2011 (\$1,061,662). Subsequent year costs and revenues will be included in future Operational Plans for the Probation Department. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:
CHIEF ADMINISTRATIVE OFFICER

In accordance with Board Policy A-87, Competitive Procurement, and Administrative Code Section 401, authorize the Director, Department of Purchasing and Contracting to amend contract No. 548378 with the Center for Employment Opportunities, Inc., for Job Readiness Education, Job Placement Education and Transitional Employment Education, to extend the contract term for up to three (3) years and three one-year option periods through December 31, 2022, and an additional six (6) months if needed, subject to the availability of funds; and to amend the contract as required to reflect changes to services and funding allocations, subject to the approval of the Director, Probation Department. Waive the advertising requirement of Board Policy A-87.

ACTION:

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

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

3. **SUBJECT: PROCUREMENT FOR TRANSITIONAL YOUTH HOUSING AND INDEPENDENT LIVING SKILLS FOR CURRENT AND FORMER SAN DIEGO COUNTY FOSTER YOUTH AND WARDS (DISTRICTS: ALL)**

OVERVIEW:

The Board of Supervisors has shown a long term commitment to programs aimed at improving outcomes for foster youth. In San Diego County, approximately 3,050 youth were in foster care as of June 30, 2016, and approximately 350 Child Welfare Services (CWS) dependents and wards "aged out" of the foster care system in Fiscal Year 2015-16. Youth who age out of the system often find themselves with little support and in need of skills to develop self-sufficiency. The County's Health and Human Services Agency (HHS) CWS has offered an Independent Living Skills (ILS) program that assists current and former foster youth aged 16 or older to develop skills as they move toward adulthood and independence. As a result of the enactment of SB 794 in October 2015, this program was expanded in 2016 to include 14 and 15 year old foster youth who meet eligibility requirements.

There is also a high unmet need for supportive, transitional housing for those who have aged out of the foster care system. Currently, the State-funded Transitional Housing Program-Plus (THP-Plus) allows the County of San Diego to serve up to 170 former foster youth and wards with supportive transitional housing. Additionally, the Transitional Youth Housing (TYH) program provides affordable housing and supportive services to 60 former foster youth and wards age 18 to 24 who meet eligibility requirements. The ILS, THP-Plus and TYH programs work together to provide stable, affordable housing along with supportive services to help meet the needs of this vulnerable population.

HHSA contracts with several vendors to perform these vital services. The current contracts are set to expire June 30, 2017. Due to the ongoing and growing demand for these services, today's action requests authority for the Director, Department of Purchasing and Contracting to issue a Competitive Solicitation (Request for Proposals) to continue services for HHSA CWS ILS Program and TYH Program. Upon completion of successful negotiations, this Board action will award contracts effective July 1, 2017 through June 30, 2018, with four option years through June 30, 2022, and up to an additional six months if needed, subject to the availability of funds and a need for the services.

Today's actions support the County's *Live Well San Diego* vision by providing resources to help youth successfully transition from foster care to independence, which promotes a healthy, safe, and thriving region.

FISCAL IMPACT:

Funds for the Transitional Youth Housing program are included in the Fiscal Year (FY) 2016-18 Operational Plan in the Health and Human Services Agency. If approved, this request will result in costs and revenue of approximately \$1,728,000 in FY 2017-18. This program will be funded through the County's Child Welfare Services (CWS) Wraparound Trust Fund.

Funds for the Independent Living Skills (ILS) program are included in the FY 2016-18 Operational Plan in the Health and Human Services Agency. If approved, the ILS program will result in costs and revenue of approximately \$1,147,626 in FY 2017-18. The funding sources for ILS are Title IV-E, Realignment, and the County's CWS Wraparound Trust Fund. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

1. In accordance with Section 401, Article XXIII of the County Administrative Code, authorize the Director, Department of Purchasing and Contracting to issue a Competitive Solicitation (Request for Proposals) for the Transitional Youth Housing Program, and upon successful negotiations and determination of fair and reasonable price, award contracts effective July 1, 2017 through June 30, 2018, with four option years through June 30, 2022, and up to an additional six months if needed, subject to the availability of funds and a need for the services; and to amend the contracts as needed to reflect changes in services and funding, subject to approval of the Agency Director, Health and Human Services Agency.
2. In accordance with Section 401, Article XXIII of the County Administrative Code, authorize the Director, Department of Purchasing and Contracting to issue a Competitive Solicitation (Request for Proposals) for the Independent Living Skills Program, and upon successful negotiations and determination of fair and reasonable price, award contracts effective July 1, 2017 through

June 30, 2018, with four option years through June 30, 2022, and up to an additional six months if needed, subject to the availability of funds and a need for the services; and to amend the contracts as needed to reflect changes in services and funding, subject to approval of the Agency Director, Health and Human Services Agency.

ACTION:

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

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

4. **SUBJECT: NOTICED PUBLIC HEARING:
APPROVAL OF ONE OR MORE POWER PURCHASE
AGREEMENTS AND LEASES OR LICENSES FOR
PHOTOVOLTAIC SYSTEMS AT MULTIPLE COUNTY
FACILITIES (DISTRICTS: ALL)**

OVERVIEW:

Government Code section 4217.10, et seq., authorizes government agencies to work with vendors to identify potential renewable energy projects. If projects are identified, specific findings related to fair and reasonable pricing must be made in order to proceed with any identified work. Using this authority, County staff has been working with several interested vendors on potential photovoltaic systems to be placed at County-owned properties. These potential systems are planned to be executed under one or more power purchase agreements (PPAs), which are agreements whereby the vendor builds, operates and maintains the photovoltaic (PV) systems, and the County agrees to purchase the power generated at a reduced rate. A total of eight sites are being considered for potential PV systems, resulting in a potential approximately 13 megawatt (MW) system being installed. The planned system is made up of mostly carport mounted PV panels in existing parking lots, along with several roof top installations. One or more battery storage systems may also be incorporated into the project.

Today's action is a request to find that execution of one or more PPAs is in the best interest of the County because the sites in question are unavailable for other lease or license purposes, and because the power purchased from each facility will be at a lower cost than available from other sources over the 25-year term of the proposed PPAs. The Board is also requested to authorize the Director, Department of Purchasing and Contracting to negotiate and execute the PPAs.

FISCAL IMPACT:

The pricing terms offered by the PFMG Solar PPA(s) at a total of 5 sites result in an anticipated savings of more than \$9,500,000 over a proposed 25-year term. Pricing terms offered by Sun Power at another 3 sites result in an anticipated savings of more than \$9,200,000 over the proposed 25 year term. Installation of Battery Storage facilities at up to 2 of the Sun Power sites is anticipated to potentially save another \$1,000,000 over the proposed 10 year term. These

identified savings are the estimated avoided costs from increased costs for energy purchases over the life of the PPAs, including anticipated demand charges which would all be avoided with the proposed locked in rates and reduced escalation from the anticipated PPAs.

There will be no capital outlay or other costs for the County outside of purchasing the generated and/or stored energy, as the proposed systems will be provided and paid for by PFMG Solar and Sun Power, including all costs for design, permitting and installation of the facilities, and all ongoing operation and maintenance for the 25-year terms of the Agreements (anticipate 10-year term for battery storage).

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

BUSINESS IMPACT STATEMENT:

This action will create private sector jobs and economic opportunities in San Diego County.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

1. Find in accordance with Section 21080.35 of the California Environmental Quality Act (CEQA) Guidelines that these projects are statutorily exempt from CEQA because they consist of the construction and installation of solar energy systems to be located at an existing parking lot or on the roof of an existing building.
2. Find, pursuant to Government Code § 4217.12(a)(1), that the anticipated cost for electrical energy under the PPAs will be less than the anticipated marginal cost of electrical or other energy that would have been consumed in the absence of the proposed purchase.
3. Find, pursuant to Government Code § 4217.12(a)(2), that the difference between the fair rental value for the real property subject to the lease or license and the agreed-upon rent is anticipated to be offset by below-market energy purchases and environmental benefits provided under the PPAs .
4. In accordance with Section 401, et seq. of the County Administrative Code and Government Code sections 4217.10 through 4217.18, authorize the Director, Department of Purchasing and Contracting to negotiate, and upon a determination of fair and reasonable price, to execute one or more PPAs for the lease or license of County property and the development and operation of a photovoltaic system, possibly including one or more battery storage facilities, at multiple County properties; and the purchase of the electricity generated and stored by these facilities.
5. In accordance with Section 401, et seq. of the County Administrative Code and Government Code sections 4217.10 through 4217.18, authorize the Director, Department of Purchasing and Contracting to negotiate and execute amendments to the PPAs, in consultation with the Director, Department of General Services.

ACTION:

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

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

5. **SUBJECT: PUBLIC DEFENDER (ALTERNATE AND PRIMARY PUBLIC DEFENDER) APPROVAL OF NEW LEASE AGREEMENT FOR NORTH COUNTY OFFICE AT 495 LA TORTUGA DRIVE, VISTA (DISTRICT: 5)**

OVERVIEW:

On June 21, 2016 (10), the Board of Supervisors approved, in principle, the lease of approximately 29,900 square feet of office space for the Public Defender (Primary and Alternate Public Defender) office in North County. The new space will replace and consolidate four existing leases for space located in the buildings at 400 and 410 Melrose Drive in Vista. Staff has identified a 24,488-square-foot office building at 495 La Tortuga Drive in Vista, which is available for lease and is located in within one block of the Vista Courthouse. The Public Defender will occupy the entire building and be able to configure the space to maximize operational efficiencies.

The Board is requested to approve a new 10-year lease for the building at 495 La Tortuga Drive in Vista with the property owners, Robert Bienenfeld, Trustee of the Trust for the benefit of Robert Bienenfeld under the Will of Jonas Bienenfeld, (“Robert Bienenfeld”) and Robert Premiere, a limited partnership, (“Robert Premiere”). The proposed lease for 24,488 square feet of space has a monthly occupancy cost of \$61,220 (\$2.50/square foot). The rental rate includes a tenant improvement allowance of \$1,101,960 (\$45/square foot). The scheduled occupancy date is approximately June 15, 2017, following completion of tenant improvements by the lessor.

FISCAL IMPACT:

Funds for this request are included in the Fiscal Year 2016-17 Operational Plan in the Public Defender. If approved, this request will result in additional rent of \$38,970 over the existing fiscal year, one-time early termination fees of approximately \$7,250; and approximately \$612,200 (\$25/sf) for tenant improvement costs over the landlord-provided tenant improvement allowance of \$1,101,960 (\$45/sf) for a total Fiscal Year 2016-17 cost of \$658,420, and a cost of \$738,313 in Fiscal Year 2017-18 for rent.

In addition, there are one-time costs for furniture, fixtures and equipment, phone/data, moving estimated at \$420,000. The funding source is the General Purpose Revenue. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT:

N/A

**RECOMMENDATION:
CHIEF ADMINISTRATIVE OFFICER**

1. Find 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 with Robert Bienenfeld and Robert Premiere, for a 24,488 square feet of space located at 495 La Tortuga Drive, Vista.
3. Authorize the Director, Department of General Services, to exercise the options to extend the lease, prior to its expiration, if appropriate, and take any other actions necessary to administer the lease.

ACTION:

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

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

6. SUBJECT: REGISTRAR OF VOTERS – INCREASE APPROPRIATIONS FOR AMENDMENT TO EXISTING BALLOT PRINTING AND MAILING CONTRACT FOR THE NOVEMBER 8, 2016 PRESIDENTIAL GENERAL ELECTION (DISTRICTS: ALL)

OVERVIEW:

The County of San Diego Registrar of Voters (ROV) currently serves approximately 1.6 million registered voters. Due to the large number of state and local contests appearing in the November 8 Presidential General Election, San Diego County registered voters will for the first time receive a two-card ballot. Contests will be listed on the front and back of each card.

The County currently holds a contract with K&H Integrated Print Solutions for printing and mailing services. The anticipated printing and mailing costs associated with a two-card ballot exceeds the maximum amount of the initial term of this contract.

Today's recommended action is to establish appropriations for an amendment to the ballot printing and mailing contract to increase funds to cover the costs of printing and mailing the two-card ballot for the November 8, 2016 Presidential General Election.

FISCAL IMPACT:

Funds for this request are not included in the Fiscal Year 2016-17 Operational Plan in the Registrar of Voters. If approved, this request will result in costs of \$1,800,000 in Fiscal Year 2016-17. The funding source is Community Services Group Fund Balance. A portion of the costs for printing and mailing the two-card ballot will be offset by various local jurisdictions and districts that have contests appearing on the official ballot. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

Establish appropriations of \$1,800,000 in the Registrar of Voters, Services and Supplies, to fund additional printing and mailing costs related to the November 8, 2016 Presidential General Election, based on available prior year Community Services Group General Fund fund balance. **(4 VOTES)**

ACTION:

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

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

7. **SUBJECT: REGISTRAR OF VOTERS – APPOINTMENTS TO DISTRICT AND COMMUNITY PLANNING AREA BOARDS (DISTRICTS: ALL)**

OVERVIEW:

District and Community Planning Area elections are consolidated with the November 8, 2016 Presidential General Election. When the number of candidates for office in a district or planning group does not exceed the number of positions to be filled, State law (Elections Code Section 10515) and Board of Supervisors Policies A-77 (Appointments to Fill Vacancies and Cancellation of Election where Insufficient Nominations Filed Prior to Uniform District Election and Citizen Planning Group Election) and I-1 (Planning and Sponsor Group Policies and Procedures) require the Board of Supervisors to appoint the persons who have been nominated for these offices in lieu of conducting an election. When there are fewer candidates than the number of positions available, the Board also has the responsibility to fill the vacancies by appointing individuals who are nominated by the Supervisors of the applicable districts.

Today's action requests the Board to appoint nominees to designated positions and to accept the list of vacancies requiring appointments per Elections Code Section 10515.

FISCAL IMPACT:

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

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

1. Appoint the nominees to designated positions in the specific Districts and Community Planning Areas in which the number of candidates does not exceed the number of positions to be filled.
2. Accept the list of Districts and Community Planning Areas requiring appointments to fill vacancies, and direct the Clerk of the Board of Supervisors to post the vacancy listings and notify the Districts and Community Planning Areas of these vacancies.

ACTION:

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

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

8. SUBJECT: COUNTY LIBRARY - ACCEPTANCE OF GIFTS AND DONATIONS (DISTRICTS: ALL)

OVERVIEW:

San Diego County Library (SDCL) has received numerous gifts and donations from individuals and groups that are interested in promoting library services to their communities. County of San Diego Administrative Code, Section 66, Acceptance of Gifts, permits the acceptance of gifts and donations by the administrative head of each department of the County, subject to ratification by the Board of Supervisors. The Board of Supervisors' approval to accept individual gifts over \$5,000 is required. The Board is requested to approve the acceptance of \$71,803.50 in cash and non-cash gifts and donations exceeding \$5,000 in value received by SDCL between the period of January 1, 2016 through June 30, 2016. A portion of the cash donations received was matched by the Library Fund.

FISCAL IMPACT:

Funds for this request are included in the Fiscal Year 2016-17 Operational Plan for the San Diego County Library (SDCL). There will be no change in net General Fund costs and no additional staff years.

SDCL received \$71,803.50 in cash and non-cash donations exceeding \$5,000 in value between January 1, 2016, and June 30, 2016. Of these donations, \$22,275.00 qualified for matching funds. The funding source for the match is available prior year Library Fund fund balance.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

1. In accordance with Administrative Code, Section 66, Acceptance of Gifts, accept the County Library Report of Gifts for the period of January 1, 2016 through June 30, 2016 and ratify the acceptance of gifts exceeding \$5,000.
2. Authorize the Chair of the Board of Supervisors to sign letters of appreciation for donations over \$5,000.

ACTION:

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

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

9. **SUBJECT: NOTICED PUBLIC HEARING:
ISSUANCE OF REVENUE OBLIGATIONS BY THE CALIFORNIA ENTERPRISE DEVELOPMENT AUTHORITY FOR THE BENEFIT OF ST. PAUL'S EPISCOPAL HOME, INC., ST. PAUL'S RETIREMENT HOMES FOUNDATION, ST. PAUL'S VILLA INC. AND COMMUNITY ELDERCARE OF SAN DIEGO, OR SUCCESSOR ENTITIES IN AN AGGREGATE AMOUNT NOT TO EXCEED \$56,000,000 (DISTRICTS: 1, 2 & 4)**

OVERVIEW:

The County has received a request from the California Enterprise Development Authority ("CEDA" or "Authority") to conduct a public hearing as required by the Internal Revenue Code and to approve the Authority's issuance of Revenue Obligations in an aggregate principal amount not to exceed \$56,000,000 ("Obligations"), on behalf of St. Paul's Episcopal Home, Inc., St. Paul's Retirement Homes Foundation, St. Paul's Villa Inc. and Community Eldercare of San Diego, or Successor Entities (collectively, the "Borrower"), a nonprofit public benefit corporation under the laws of the State of California. The Borrower has applied for the financial assistance of the Authority for the purpose of financing and refinancing the costs for the acquisition, construction, renovation, equipping and furnishing of eldercare and related ancillary and administrative facilities located at various locations within San Diego County. A portion of the proceeds of the Obligations will be used to pay financing costs and costs of issuance.

CEDA is authorized to assist in financing for nonprofit public benefit organizations or for profit corporations with a public benefit project wishing to issue tax-exempt Obligations, including the Borrower. In order to initiate such a financing, the Borrower is asking the County of San Diego, a member jurisdiction in which the Project resides to: (1) conduct a public hearing to satisfy the public approval requirement of Section 147(f) of the Internal Revenue Code; and (2) approve CEDA's issuance of the Obligations. Although CEDA will be the issuer of the Obligations for the Borrower, the financing cannot proceed without the

approval of an applicable legislative body. Today's recommendations will provide CEDA with the required authorization to pursue its determination to issue the Obligations on behalf of the Borrower for these Projects.

FISCAL IMPACT:

If approved, the proposal will result in approximately \$1,000 of unanticipated revenue to be used to reimburse the County for costs associated with this non-County financing.

The Borrower will be responsible for the payment of all present and future costs in connection with issuance of the financing. The County will incur no obligation of indebtedness as a result of these actions.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

1. Pursuant to Section 147(f) of the Internal Revenue Code, hold a public hearing regarding the financing of the Project.
2. Adopt a Resolution entitled:

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO APPROVING THE ISSUANCE BY THE CALIFORNIA ENTERPRISE DEVELOPMENT AUTHORITY OF ITS REVENUE OBLIGATIONS FOR THE BENEFIT OF ST. PAUL'S EPISCOPAL HOME, INC., ST. PAUL'S RETIREMENT HOMES FOUNDATION, ST. PAUL'S VILLA, INC., AND COMMUNITY ELDERCARE OF SAN DIEGO IN AN AGGREGATE AMOUNT NOT TO EXCEED \$56,000,000 FOR THE PURPOSE OF FINANCING AND REFINANCING THE COST OF THE ACQUISITION, CONSTRUCTION, EQUIPPING AND FURNISHING OF CERTAIN PROPERTY, PROVIDING THE TERMS AND CONDITIONS FOR SUCH OBLIGATIONS AND OTHER MATTERS RELATING THERETO.

ACTION:

ON MOTION of Supervisor Horn, seconded by Supervisor Cox, the Board closed the Hearing and took action as recommended, on Consent, adopting Resolution No. 16-122, entitled: RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO APPROVING THE ISSUANCE BY THE CALIFORNIA ENTERPRISE DEVELOPMENT AUTHORITY OF ITS REVENUE OBLIGATIONS FOR THE BENEFIT OF ST. PAUL'S EPISCOPAL HOME, INC., ST. PAUL'S RETIREMENT HOMES FOUNDATION, ST. PAUL'S VILLA, INC., AND COMMUNITY ELDERCARE OF SAN DIEGO IN AN AGGREGATE AMOUNT NOT TO EXCEED \$56,000,000 FOR THE PURPOSE OF FINANCING AND REFINANCING THE COST OF THE ACQUISITION, CONSTRUCTION, EQUIPPING AND FURNISHING OF CERTAIN PROPERTY, PROVIDING THE TERMS AND CONDITIONS FOR SUCH OBLIGATIONS AND OTHER MATTERS RELATING THERETO.

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

10. **SUBJECT: NOTICED PUBLIC HEARING:
ISSUANCE OF REVENUE OBLIGATIONS BY THE
CALIFORNIA ENTERPRISE DEVELOPMENT
AUTHORITY FOR THE BENEFIT OF SANTA FE
CHRISTIAN SCHOOLS IN AN AGGREGATE AMOUNT
NOT TO EXCEED \$7,000,000 (DISTRICT: 3)**

OVERVIEW:

The County has received a request from the California Enterprise Development Authority ("CEDA" or "Authority") to conduct a public hearing as required by the Internal Revenue Code and to approve the Authority's issuance of revenue obligations in an aggregate principal amount not to exceed \$7,000,000 ("Obligations"), on behalf of Santa Fe Christian Schools, a nonprofit religious corporation duly organized and existing under the laws of the State of California ("Borrower"). The Borrowers have applied for the financial assistance of the Authority for the purpose of financing the cost of the design, development, construction and equipping of certain improvements to Santa Fe Christian Schools campus located at 838 Academy Drive, Solana Beach, California 92075, including, but not limited to the construction of an approximately 10,000 square foot two story building to house ten new classrooms for general education courses serving fifth and sixth grade students, as well as other capital improvements to enhance the School's educational mission.

CEDA is authorized to assist in financing for nonprofit public benefit organizations or for-profit corporations with a public benefit project wishing to issue tax-exempt obligations, including the Borrower. In order to initiate such a financing, a member jurisdiction in which the Project resides, must: (1) conduct a public hearing to satisfy the public approval requirement of Section 147(f) of the Internal Revenue Code; and (2) approve CEDA's issuance of the Obligations. Although CEDA will be the issuer of the Obligations for the Borrower, the financing cannot proceed without the approval of an applicable elected body.

Today's recommendations will provide CEDA with the required authorization to pursue its determination to issue the Obligations on behalf of the Borrower for the Project.

FISCAL IMPACT:

If approved, the proposal will result in \$1,000 of unanticipated revenue to be used to reimburse the County for costs associated with this non-County financing.

The Borrower will be responsible for the payment of all present and future costs in connection with issuance of the Financing. The County will incur no obligation of indebtedness as a result of these actions.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

1. Pursuant to Section 147(f) of the Internal Revenue Code, hold a public hearing regarding the financing of the Project.

2. Adopt a Resolution entitled:

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO APPROVING THE ISSUANCE BY THE CALIFORNIA ENTERPRISE DEVELOPMENT AUTHORITY OF ITS REVENUE OBLIGATIONS FOR THE BENEFIT OF SANTA FE CHRISTIAN SCHOOLS IN AN AGGREGATE AMOUNT NOT TO EXCEED \$7,000,000 FOR THE PURPOSE OF FINANCING THE COST OF THE ACQUISITION, CONSTRUCTION, INSTALLATION, EQUIPPING AND FURNISHING OF CERTAIN PROPERTY, PROVIDING THE TERMS AND CONDITIONS FOR SUCH OBLIGATIONS AND OTHER MATTERS RELATING THERETO.

ACTION:

ON MOTION of Supervisor Horn, seconded by Supervisor Cox, the Board closed the Hearing and took action as recommended, on Consent, adopting Resolution No. 16-123, entitled: RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO APPROVING THE ISSUANCE BY THE CALIFORNIA ENTERPRISE DEVELOPMENT AUTHORITY OF ITS REVENUE OBLIGATIONS FOR THE BENEFIT OF SANTA FE CHRISTIAN SCHOOLS IN AN AGGREGATE AMOUNT NOT TO EXCEED \$7,000,000 FOR THE PURPOSE OF FINANCING THE COST OF THE ACQUISITION, CONSTRUCTION, INSTALLATION, EQUIPPING AND FURNISHING OF CERTAIN PROPERTY, PROVIDING THE TERMS AND CONDITIONS FOR SUCH OBLIGATIONS AND OTHER MATTERS RELATING THERETO.

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

11. **SUBJECT: NOTICED PUBLIC HEARING:
CLERK OF THE BOARD OF SUPERVISORS NOTARY
PUBLIC FEES (DISTRICTS: ALL)**

OVERVIEW:

This action introduces an ordinance amending Article X-A of the San Diego County Administrative Code relating to fees charged by the Clerk of the Board of Supervisors for notary public services.

On August 17, 2016, Governor Jerry Brown signed Assembly Bill 2217 (Hadley) that increased the maximum fees charged by a notary public from \$10 to a maximum of \$15 per signature. Based on a cost study conducted by the Clerk of the Board of Supervisors and validated by the Auditor and Controller, this action would increase the fees for notary public services performed by Clerk of the Board staff to \$15 per signature.

FISCAL IMPACT:

The proposed fee increases will ensure full cost recovery for services provided. If approved, this request will result in an increase of approximately \$10,500 in revenue in the Clerk of the Board of Supervisors budget. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT:

The proposed increase in the notary public fee is considered reasonable and too small to have a measurable impact on the local business community.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

On October 18, 2016 (First Reading):

Approve the introduction of the Ordinance (first reading), read title and waive further reading of the Ordinance:

AN ORDINANCE AMENDING ARTICLE X-A OF THE SAN DIEGO COUNTY ADMINISTRATIVE CODE BY ADDING SECTION 160.4, OF THE ADMINISTRATIVE CODE RELATING TO NOTARY PUBLIC FEES CHARGED BY THE CLERK OF THE BOARD OF SUPERVISORS.

If, on October 18, 2016, the Board takes action as recommended in item 1 then, on November 15, 2016 (second reading):

Submit the Ordinance for further Board consideration and adoption on November 15, 2016 (second reading)

ACTION:

ON MOTION of Supervisor Horn, seconded by Supervisor Cox, the Board closed the Hearing and took action as recommended, on Consent, introducing the Ordinance for further Board consideration and adoption on November 15, 2016.

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

12. SUBJECT: NEIGHBORHOOD REINVESTMENT AND COMMUNITY ENHANCEMENT PROGRAM GRANTS (DISTRICT: 3)

OVERVIEW:

Funding for the Neighborhood Reinvestment Program was included in the Fiscal Year 2016-2017 Operational Plan in order to further public purposes throughout San Diego County.

FISCAL IMPACT:

The fiscal impact of this recommendation is \$107,800. Funds for this request are included in the Fiscal Year 2016-2017 Operational Plan for the Neighborhood Reinvestment Program (Org 15660). 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

RECOMMENDATION:

SUPERVISOR DAVE ROBERTS

1. Allocate \$6,800 from the Neighborhood Reinvestment Program Budget (Org 15660) to Connected Through Kids to purchase computers, laptops, notebooks and wireless internet adapters.

2. Allocate \$15,000 from the Neighborhood Reinvestment Program Budget (Org 15660) to Encinitas Friends of the Arts to purchase computers; tablets and software; posters, fliers, advertisement and banners; t-shirts for volunteers; workshop material including: sugar skulls, paints, glitter, stickers, crepe paper, tissue paper, scissors; ofrenda supplies including: fresh flowers, artist materials, candles and tea lights for the 3rd Annual Dia de los Muertos; funding to create a website; and to purchase and install a concrete base bench and two concrete sculpture pads.
3. Allocate \$18,000 from the Neighborhood Reinvestment Program Budget (Org 15660) to the Encinitas Preservation Association to pay for items and services needed to design, process and build capital improvements, including materials; contracted labor; contracted consultant and professional services to install temporary bracing for stabilization of the boat house S.S. Encinitas located at 732 Third Street, Encinitas, CA 92024.
4. Allocate \$8,000 from the Neighborhood Reinvestment Program Budget (Org 15660) to Rancho Bernardo Rotary Club to purchase dictionaries that will be given free of charge to local youth; to create printed materials for the Leadership Academy; and to create brochures, banners and signage for Oktoberfest.
5. Allocate \$30,000 from the Neighborhood Reinvestment Program Budget (Org 15660) to the San Diego Film Foundation for an upgraded website and new ticketing system; and to create festival programs, trophies, banners, displays, signage, ballots, schedule sheets, name badges, postcards, brochures, business cards, step & repeats, patron chair backs, postcards, banners and flyers; and to purchase adjustable banner stands.
6. Allocate \$10,000 from the Neighborhood Reinvestment Program Budget (Org 15660) to the San Diego Museum of Art to create and install cabinetry and lighting at the Museum located at 1450 El Prado, San Diego, CA 92101.
7. Allocate \$10,000 from the Neighborhood Reinvestment Program Budget (Org 15660) to San Diego Synergy Arts Network, Inc. to create a website; purchase and install integration and Content Management Systems software; to purchase computers, tablets, printers, projectors, display films, mounts, timers, wiring & cords; to create brochures, posters, banners and announcement postcards; and for printing of the mapping study for free distribution.
8. Allocate \$10,000 from the Neighborhood Reinvestment Program Budget (Org 15660) to A Ship in the Woods Foundation to pay for items and services needed to design, process and build capital improvements, including materials; contracted labor; contracted consultant and professional services to build a sound recording studio that will include flexible gallery, performance and residency spaces at 3007 Felicita Road, Escondido, CA 92029.

9. Reduce the amount of the June 28, 2016 allocation from the Community Enhancement Program budget (Org 12900) to San Diego Filmmakers (SDF) from \$8,500 to \$1,500 for San Diego Regional Film Economic Incentive Plan (SDREIP).
10. Authorize the Deputy Chief Administrative Officer/Auditor and Controller to execute grant agreements with the organizations awarded Neighborhood Reinvestment Program grants, establishing terms for receipt of the Neighborhood Reinvestment Program 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 Neighborhood Reinvestment Program grant awards described above have a public purpose.
12. Find that the allocations identified in Recommendation Nos. 3, 4, 8 and 10 are exempt from review under the California Environmental Quality Act (CEQA) by Section 15301 of the CEQA Guidelines.

ACTION:

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

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

13. SUBJECT: APPROVE THE ESCHEATMENT OF UNCLAIMED MONEY IN COUNTY TRUST FUNDS (DISTRICTS: ALL)

OVERVIEW:

This is a request to approve the escheatment of specified unclaimed funds pursuant to California Government Code sections 50050-50057. Public notice has been given by the Treasurer-Tax Collector that 1) the amount of \$168,476.01 was deposited in Trust Funds in the Treasury of San Diego, 2) was not the property of the County, and 3) had remained unclaimed in said Treasury for over three years.

FISCAL IMPACT:

If approved, this request will result in \$168,206.51 of unanticipated revenue to be realized by the County's General Fund and \$269.50 to be realized by the Air Pollution Control District Operations Fund. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

TREASURER-TAX COLLECTOR TO BOARD OF SUPERVISORS

Direct the identified County Departments to transfer a total of \$168,206.51 from County Trust Funds and deposit it as revenue in the County's General Fund.

TREASURER-TAX COLLECTOR TO AIR POLLUTION CONTROL BOARD:

Direct the Air Pollution Control District to transfer \$269.50 from its trust fund and deposit it as revenue in the Air Pollution Control District Operations Fund.

(Relates to Air Pollution Control District Agenda No. AP1)

ACTION:

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

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

14. **SUBJECT: ESCHEATMENT OF UNCLAIMED PROPERTY TAX REFUND MONEY IN COUNTY TRUST FUNDS (PROPERTY TAX) (DISTRICTS: ALL)**

OVERVIEW:

This is a request to approve the escheatment of unclaimed property tax refunds pursuant to sections 5097.2 and 5102 of the California Revenue and Taxation Code.

FISCAL IMPACT:

If approved, this request will result in \$133,193.27 of revenue to the General Fund. Appropriation and use of these funds will require subsequent action by the Board of Supervisors. The funding source is property tax refunds. This request will result in no current year cost, no annual cost and will require the addition of no staff years.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

TREASURER-TAX COLLECTOR

Direct the Auditor and Controller to transfer \$133,193.27 from the Treasurer-Tax Collector trust funds and deposit in the County General Fund.

ACTION:

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

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

**15. SUBJECT: SUNSET REVIEW OF BOARD OF SUPERVISORS
POLICIES AND COUNTY ADMINISTRATIVE CODE
ARTICLES ASSIGNED TO THE FINANCE AND GENERAL
GOVERNMENT GROUP (DISTRICTS: ALL)**

OVERVIEW:

In accordance with Board of Supervisors Policy A-76, Sunset Review Process, the Finance and General Government Group periodically reviews certain Board policies and provisions of the County Administrative Code and Regulatory Code to ensure that obsolete policies and Administrative and Regulatory Code provisions are deleted and remaining policies reflect current Board standards and practices. The actions requested in Recommendations 6 through 11 require two steps: approval of the first reading of the Ordinances on October 18, 2016 and adoption of the Ordinances on November 15, 2016.

FISCAL IMPACT:

The requested actions will have no current year or annual cost and will not require any additional staff years.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

1. Determine no change is necessary and approve the sunset review date of December 31, 2023 for the following Board of Supervisors Policies:

- A-5 Appointment of Committee Members to Various State Committees
- A-13 General Regulatory Legislation
- A-43 Response to Grand Jury Reports
- A-98 Board Policy on Non- Interference in Administrative Affairs
- A-108 Service of Summons and Complaints on Members of the Board of Supervisors in Lawsuits Against Individual Supervisors in their Official Capacity
- B-36 Acts Required or Authorized to be Performed Under Revenue and Taxation Code Section 4675 by the Treasurer-Tax Collector
- B-41 Liability Coverage for Volunteers
- B-42 Authorization of Power by the Board of Supervisors to the County Auditor and Controller, the County Treasurer-Tax Collector, and the County Counsel Pursuant to Section 4804 of the Revenue and Taxation Code

- B-47 Administration of Unemployment Insurance Claims
2. Determine no change is necessary and approve the sunset review date of December 31, 2023 for the following article of the County Administrative Code:
 - Article XXI Intergovernmental Representation
 3. Approve amendments to and the sunset review date of December 31, 2017 for the following Board of Supervisors Policy:
 - Board Policy H-10 Assignment and Use of County-Owned Vehicles and Mobile Equipment
 4. Approve amendments to and the sunset review date of December 31, 2023 for the following Board of Supervisors Policies:
 - Board Policy A-4 Appointment of Directors to the California State Association of Counties
 - Board Policy A-76 Sunset Review Process
 - Board Policy A-111 Data/Information and Information Systems
 - Board Policy A-120 Zero Tolerance for Fraud in County Programs and Services
 - Board Policy B-5 Delinquent County Accounts - Small Claims Actions by the Auditor and Controller, Office of Revenue and Recovery
 - Board Policy B-40 Administration of Workers' Compensation Liabilities
 - Board Policy C-22 Sexual Harassment Policy
 5. Adopt the following Board of Supervisors Policy with a sunset review date of December 31, 2023:
 - A-138 Use of County Seal
 6. Approve the introduction of the Ordinance (First Reading), read title and waive further reading of the Ordinance entitled:

AN ORDINANCE AMENDING THE SAN DIEGO COUNTY CODE OF ADMINISTRATIVE ORDINANCES ARTICLE V-A RELATING TO PROCESSING AND CERTIFICATION OF ROUTINE CLAIMS.

7. Approve the introduction of the Ordinance (First Reading), read title and waive further reading of the Ordinance entitled:
AN ORDINANCE AMENDING THE SAN DIEGO COUNTY CODE OF ADMINISTRATIVE ORDINANCES ARTICLE IX SECTION 140.2 RELATING TO THE OFFICE OF COUNTY COUNSEL.
8. Approve the introduction of the Ordinance (First Reading), read title and waive further reading of the Ordinance entitled:
AN ORDINANCE AMENDING THE SAN DIEGO COUNTY CODE OF ADMINISTRATIVE ORDINANCES ARTICLE XII-F RELATING TO DEPARTMENT OF MEDIA AND PUBLIC RELATIONS.
9. Approve the introduction of the Ordinance (First Reading), read title and waive further reading of the Ordinance entitled:
AN ORDINANCE AMENDING THE SAN DIEGO COUNTY CODE OF ADMINISTRATIVE ORDINANCES ARTICLE XXIIb RELATING TO COUNTY VEHICLES AND MOBILE EQUIPMENT.
10. Approve the introduction of the Ordinance (First Reading), read title and waive further reading of the Ordinance entitled:
AN ORDINANCE AMENDING THE SAN DIEGO COUNTY CODE OF ADMINISTRATIVE ORDINANCES ARTICLE XXVIe RELATING TO AUTOMOBILE ALLOWANCE.
11. Approve the introduction of the Ordinance (First Reading), read title and waive further reading of the Ordinance entitled:
AN ORDINANCE AMENDING THE SAN DIEGO COUNTY CODE OF ADMINISTRATIVE ORDINANCES ARTICLE XXVII RELATING TO BOARD OF SUPERVISORS.

If, on October 18, 2016, the Board takes the action on Recommendations 6-11, then on November 15, 2016 (Second Reading):

12. Submit the Ordinances listed in Recommendations 6-11 for further Board consideration and adoption (Second Reading) and approve the sunset review date of December 31, 2023 for these Ordinances.

ACTION:

ON MOTION of Supervisor Horn, seconded by Supervisor Cox, the Board took action as recommended, on Consent, introducing the Ordinances for further Board consideration and adoption on November 15, 2016.

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

16. SUBJECT: TEMPORARY HELP CONTRACTORS – COMPETITIVE SOLICITATION (DISTRICTS: ALL)

OVERVIEW:

On December 12, 2001 (17), your Board made a finding that it is in the economic interest of the County to contract with temporary help firms, and thereby authorized the Director of Purchasing and Contracting to obtain contracts for temporary help firms to assist the County in periods of peak workload, temporary absences of regular employees and emergency circumstances, as allowed under Government Code Section 31000.4. Through subsequent actions under the authority of the Director, Purchasing and Contracting, temporary help services have been competitively bid in the marketplace and new contracts awarded. There are three current contracts in place that will expire February 28, 2017, April 4, 2017 and June 30, 2017, respectively, and there are operational needs for such contracted temporary help services to continue.

For this reason, your Board is requested make the finding required under Government Code Section 31000.4 and to authorize the Director of Purchasing and Contracting to issue a request for proposals (RFP) and negotiate and award contract(s) for temporary help services, in accordance with statutory law, the County Administrative Code and County Policies and Procedures. The proposed duration for each contract is two years with three additional one-year options and a six-month extension for a total of five years and six months, if needed.

FISCAL IMPACT:

Funds for this request are included in the Fiscal Year 2016-17 Operational Plan for respective departments. If approved, this request will result in estimated future annual costs of \$3,000,000. Future funding for this request will be included in future year Operational Plans for the County departments, offices, and agencies that will compensate the temporary help firms under such contracts. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

1. Determine based upon continuing operational needs that it is in the economic interest of the County to provide for temporary help through temporary help firm contracts as identified in, and pursuant to, the provisions of Government Code Section 31000.4.
2. In accordance with Section 401, Article XXIII of the County Administrative Code, authorize the Director, Purchasing and Contracting to issue a competitive solicitation for temporary help services to the County, and upon successful negotiations and determination of a fair and reasonable price, award contracts for a term of two years with three additional one-year options and a six-month extension for a total of five years and six months, if needed, and to amend the contracts as needed to reflect changes to services and funding.

ACTION:

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

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

17. 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.

FISCAL IMPACT:

N/A

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

Note and file.

ACTION:

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

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

18. 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 A-77, "Appointments to Fill Vacancies and Cancellation of Election where Insufficient Nominations Filed Prior to Uniform District Election and Citizen Planning Group Election," Board Policy A-134, "Procedures for Appointment to Resource Conservation District Boards of Directors," and Board Policy A-135, "Process for Board of Supervisors Appointments to the Retirement Board."

FISCAL IMPACT:

There is no fiscal impact associated with these recommendations.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHAIRMAN RON ROBERTS

Waive Board Policy A-74, "Citizen Participation in County Boards, Commissions and Committees," and re-appoint Dianne Jacob to the BOARD OF RETIREMENT, Seat No. 6, for a term to expire December 31, 2019.

Waive Board Policy A-74, "Citizen Participation in County Boards, Commissions and Committees," and re-appoint Nancy J. Owen to the VETERANS ADVISORY COUNCIL, SAN DIEGO COUNTY, Seat No. 9, for a term to expire March 23, 2020.

VICE-CHAIRWOMAN DIANNE JACOB

Appoint Helen Rees to the BEHAVIORAL HEALTH ADVISORY BOARD (BHAB), COUNTY OF SAN DIEGO, Seat No. 8 for a term to expire January 27, 2018.

Waive Board Policy A-74, "Citizen Participation in County Boards, Commissions and Committees," and re-appoint Elizabeth DeSouza to the RESOURCE CONSERVATION DISTRICT OF GREATER SAN DIEGO COUNTY, Seat No. 4, for a term to expire November 27, 2020.

Waive Board Policy A-74, "Citizen Participation in County Boards, Commissions and Committees," and re-appoint Marilyn Huntamer to the RESOURCE CONSERVATION DISTRICT OF GREATER SAN DIEGO COUNTY, Seat No. 6, for a term to expire November 27, 2020.

CHIEF ADMINISTRATIVE OFFICER

Appoint Dean Sidelinger to the HIV PLANNING GROUP, COUNTY OF SAN DIEGO, Seat No. 6, for an indefinite term.

Appoint Myres Winston Tilghman to the HIV PLANNING GROUP, COUNTY OF SAN DIEGO, Seat No. 7, for an indefinite term.

Appoint Nanci Beams to the HIV PLANNING GROUP, COUNTY OF SAN DIEGO, Seat No. 11, for an indefinite term.

Appoint Andy Ansell to the HIV PLANNING GROUP, COUNTY OF SAN DIEGO, Seat No. 31, for a term to expire October 18, 2020.

ACTION:

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

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

19. SUBJECT: CLOSED SESSION (DISTRICTS: ALL)

OVERVIEW:

A. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

(Government Code section 54956.8)

Property: 220 West Broadway and 220 West "C" Street, San Diego, CA 92101
and 500 Third Avenue, Chula Vista, CA 91910

Negotiating Parties:

County: April Heinze, Ron Lane, Adam Weinberg

Other: Judicial Council of California

Under Negotiation: Price and Terms

B. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

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

David B. Turner v. San Diego Central Jail, et al.; United States District Court,
Southern District, No. 13-CV-1133

C. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

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

Trevor Reynolds, et al. v. County of San Diego, et al.; United States District
Court, Southern District, No. 11-CV-1256

D. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

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

People of the State of California v. County of San Diego; San Diego County
Superior Court No. 37-2016-00030764 / People of the State of California v.
County of San Diego; San Diego County Superior Court
No. 37-2016-00030768

E. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

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

In re Dianne Jacob, County Supervisor, District 2, et al. Against the Issuance of
a License to: Jamul Indian Village Development Corporation;
File No. 47-562483

F. CONFERENCE WITH LABOR NEGOTIATORS

(Government Code section 54957.6)

Designated Representatives: Susan Brazeau, Brad Rankin
Employee Organizations: All

G. PUBLIC EMPLOYEE PERFORMANCE EVALUATION

(Government Code section 54957)

Title: Clerk of the Board of Supervisors

H. PUBLIC EMPLOYEE PERFORMANCE EVALUATION

(Government Code section 54957)

Title: County Counsel

I. PUBLIC EMPLOYEE PERFORMANCE EVALUATION

(Government Code section 54957)

Title: Chief Administrative Officer

ACTION:

County Counsel reported that for Closed Session on Tuesday, October 18, 2016, the Board of Supervisors took the following action:

Item 19-C: Trevor Reynolds, et al v County of San Diego, et al., a civil rights lawsuit relating to the removal of a child from parental custody, by a vote of all five Board members present and voting "Aye", the Board authorized County Counsel to appeal a decision of the District Court denying qualified immunity.

20. SUBJECT: PRESENTATIONS/AWARDS (DISTRICTS: ALL)

OVERVIEW:

Vice-Chairwoman Dianne Jacob presented a proclamation declaring October 18, 2016, Grossmont Healthcare District And Sharp Healthcare Day throughout the County of San Diego.

Supervisor Dave Roberts presented a proclamation honoring the Volunteer of the Month: Susan Branfman.

Supervisor Dave Roberts presented a proclamation declaring October 2016, Dyslexia Awareness Month throughout the County of San Diego.

Supervisor Greg Cox presented a proclamation declaring October 18, 2016, Operation Engage America Live Well San Diego Day throughout the County of San Diego.

20. SUBJECT: PUBLIC COMMUNICATION (DISTRICTS: ALL)

OVERVIEW:

Martha Welch spoke to the Board regarding mental health.

George Courser spoke to the Board regarding Hoskings Ranch.

Sam DeCapua spoke to the Board regarding Coastal Clean Up Day 2016.

ACTION:

Heard, referred to the Chief Administrative Officer.

The Board adjourned the Tuesday session at 12:10 p.m. in memory of William H. King, Richard Thilken, and George Pernicano.

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

Consent: Lopez
Discussion: Zurita

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

Approved by the Board of Supervisors, on Tuesday, November 15, 2016.



RON ROBERTS
Chairman

Attest:



DAVID HALL
Clerk of the Board

10/18/16