

STATEMENT OF PROCEEDINGS
COUNTY OF SAN DIEGO BOARD OF SUPERVISORS
REGULAR MEETING
MEETING AGENDA
TUESDAY, OCTOBER 22, 2013, 09:00 A.M.
BOARD OF SUPERVISORS NORTH CHAMBER
1600 PACIFIC HIGHWAY, ROOM 310, SAN DIEGO, CALIFORNIA

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

Present: Supervisors Greg Cox, Chairman; Dianne Jacob, Vice Chairwoman; Dave Roberts; Ron Roberts; Bill Horn; also Thomas J. Pastuszka, Clerk.

Invocation was led by Tim Whetstone, Director of Chaplaincy Ministries at Point Loma Nazarene University.

Pledge of Allegiance was led by Jordan Waller and Sophia Estrada, students from the Chula Vista Elementary School District.

Approval of Statement of Proceedings/Minutes for meeting of October 8, 2013.

ACTION:

ON MOTION of Supervisor D. Roberts, seconded by Supervisor Horn, the Board of Supervisors approved the Statement of Proceedings/Minutes for meeting of October 8, 2013.

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 – REPORT OF INMATE WELFARE FUND EXPENDITURES FOR FISCAL YEAR 2012-13

2. SHERIFF – REQUEST TO ESTABLISH APPROPRIATIONS FOR THE 2013 HOMELAND SECURITY GRANT PROGRAM [FUNDING SOURCE(S): GRANT REVENUE FROM THE U. S. DEPARTMENT OF HOMELAND SECURITY, PASSED THROUGH THE GOVERNOR'S OFFICE OF EMERGENCY SERVICES]
(4 VOTES)
3. SHERIFF - ACCEPTANCE OF DONATION FROM HONORARY DEPUTY SHERIFF'S ASSOCIATION
4. SAN DIEGO COUNTY FIRE AUTHORITY SERVICES CONTRACT WITH THE LAKESIDE FIRE PROTECTION DISTRICT
[FUNDING SOURCE(S): REVENUE AGREEMENT WITH THE LAKESIDE FIRE PROTECTION DISTRICT]
(4 VOTES)
5. OFFICE OF EMERGENCY SERVICES – HOMELAND SECURITY GRANT PROGRAM ACCEPTANCE
[FUNDING SOURCE(S): FEDERAL DEPARTMENT OF HOMELAND SECURITY, THROUGH THE CALIFORNIA GOVERNOR'S OFFICE OF EMERGENCY SERVICES, FISCAL YEAR 2013 HOMELAND SECURITY GRANT PROGRAM]
(4 VOTES)
6. MEDICAL EXAMINER – ACCEPTANCE OF GIFTS AND DONATIONS
7. 2013 *LIVE WELL SAN DIEGO* ANNUAL REPORT
8. *LIVE WELL SAN DIEGO* MULTI-MEDIA PARTNERSHIP WITH KGTV/AZTECA TV
9. EXTENDING OUR REACH TO VETERANS
10. ALLOWING FARMERS' MARKETS TO GROW
11. NEIGHBORHOOD REINVESTMENT PROGRAM GRANTS (DISTRICT: 2)
[FUNDING SOURCE(S): FISCAL YEAR 2013-14 DISTRICT TWO NEIGHBORHOOD REINVESTMENT PROGRAM]

Health and
Human Services

Financial and
General
Government

12. NEIGHBORHOOD REINVESTMENT GRANTS
(DISTRICT: 5)
[FUNDING SOURCE(S): NEIGHBORHOOD
REINVESTMENT BUDGET]
13. NOTICED PUBLIC HEARING:
APPROVAL OF CERTAIN CREDIT CARD AND
ELECTRONIC PAYMENT FEES
14. NOTICED PUBLIC HEARING:
CONFLICT OF INTEREST CODES: EPIPHANY PREP
SCHOOL OF SAN DIEGO INC. AND EVANGELINE
ROBERT INSTITUTE OF LEARNING
15. DEFERRED COMPENSATION/DEFINED CONTRIBUTION
SERVICES CONFIRMATION OF CONTRACT AWARD
16. GROSSMONT UNION HIGH SCHOOL DISTRICT 2013
GENERAL OBLIGATION BONDS ELECTION OF 2008,
SERIES E
17. SUNSET REVIEW OF BOARD OF SUPERVISORS POLICIES
AND COUNTY ADMINISTRATIVE CODE ARTICLES
ASSIGNED TO THE FINANCE AND GENERAL
GOVERNMENT GROUP, CHANGES TO THE RULES AND
PROCEDURES OF THE SAN DIEGO COUNTY BOARD OF
SUPERVISORS, AND CHANGES TO THE AIR POLLUTION
CONTROL DISTRICT HEARING BOARD RULES AND
REGULATIONS
- Communications Received 18. COMMUNICATIONS RECEIVED
- Appointments 19. APPOINTMENTS: VARIOUS
- Financial and General Government 20. TAKING CARE OF FAMILIES OF OUR ARMED FORCES:
SUPPORT FOR H.R. 32, "MILITARY SURVIVING SPOUSES
EQUITY ACT"
21. *LIVE WELL SAN DIEGO* PARTNERSHIP WITH CLEAR
CHANNEL COMMUNICATIONS
- Closed Session 22. CLOSED SESSION
- Presentations/Awards 23. PRESENTATIONS/AWARDS

Public
Communication

24.

PUBLIC COMMUNICATION

1. **SUBJECT: SHERIFF – REPORT OF INMATE WELFARE FUND EXPENDITURES FOR FISCAL YEAR 2012-13 (DISTRICTS: ALL)**

OVERVIEW:

This is a request to receive and file an itemized report of expenditures from the Inmate Welfare Fund, as required under California Penal Code section 4025. These expenditures are primarily for the benefit, education, and welfare of the inmates confined within the San Diego County adult detention facilities. The funding sources for the Inmate Welfare Fund are inmate telephone revenues and excess revenues from the sale of commissary items to the inmates.

FISCAL IMPACT:

There is no fiscal impact as a result of this action. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

SHERIFF

Note and file the Fiscal Year 2012-13 Report of Inmate Welfare Fund Expenditures.

ACTION:

ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board took action as recommended, on Consent.

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

2. **SUBJECT: SHERIFF – REQUEST TO ESTABLISH APPROPRIATIONS FOR THE 2013 HOMELAND SECURITY GRANT PROGRAM (DISTRICTS: ALL)**

OVERVIEW:

On August 7, 2012 (4), the Board of Supervisors authorized the Sheriff to apply for and accept Homeland Security Grant Program (HSGP) grant funds for the Regional Threat Assessment Center (RTAC) in subsequent years if there are no material changes to the grant terms and funding levels.

This is a request to authorize the Sheriff, on behalf of the San Diego Regional Threat Assessment Center/Law Enforcement Coordination Center, to establish appropriations of \$946,718 in 2013 Homeland Security Grant Program funds for the State Homeland Security Program for the project period August 29, 2013 to May 31, 2015, from the U. S. Department of Homeland Security, passed through the Governor's Office of Emergency Services.

FISCAL IMPACT:

Funds for this request are partially included in the Fiscal Year 2013-14 Operational Plan for the Sheriff's Department. If approved, this request will result in current year costs and revenue of \$1,950,000. The Sheriff's Department is requesting \$946,718 in appropriations because \$1,003,282 in appropriations based on prior year Homeland Security Grant revenue was already included in the Fiscal Year 2013-14 Operational Plan. The funding source is grant revenue from the U. S. Department of Homeland Security, passed through the Governor's Office of Emergency Services. The grant award recovers all Sheriff Department direct costs but does not reimburse costs associated with administrative support. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

SHERIFF

1. Waive Board Policy B-29, Fees, Grants, Revenue Contracts – Department Responsibility for Cost Recovery, which requires full cost recovery for grants, as this grant program does not recover full cost.
2. Establish appropriations of \$946,718 in the Sheriff's Department on behalf of the San Diego Regional Threat Assessment Center/Law Enforcement Coordination Center (SD-RTAC/LECC) for services and supplies based on unanticipated revenue from the Governor's Office of Emergency Services (Cal OES). **(4 VOTES)**
3. Authorize the Sheriff's Department to reallocate \$27,200 Fiscal Year 2013 State Homeland Security Program (SHSP) funding to the Imperial County Sheriff's Office (ICSO).
4. Authorize the Sheriff's Department to execute an expenditure contract with the ICSO to reimburse RTAC related information technology expenditures not to exceed \$27,200 incurred by the ICSO.
5. Authorize the Sheriff to review and execute all required 2013 Homeland Security Grant Program (HSGP) grant and grant-related documents, including agreements with other government agencies for the distribution of grant funds where necessary to carry out the purposes of the grant, including any annual extension, amendments, and/or revisions thereof that do not materially impact or alter the services or funding level.

ACTION:

ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board took action as recommended, on Consent.

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

3. SUBJECT: SHERIFF- ACCEPTANCE OF DONATION FROM HONORARY DEPUTY SHERIFF'S ASSOCIATION (DISTRICTS: ALL)

OVERVIEW:

County of San Diego Administrative Code Section 66 and Board of Supervisors' Policy A-112, Acceptance of Gifts and Donations, permits the acceptance of gifts by the administrative head of each department in the County, subject to ratification by the Board of Supervisors. This is a request to ratify the acceptance of two off-road vehicles and rescue equipment from the Honorary Deputy Sheriff's Association (HDSA), with an approximate value of \$35,000.

FISCAL IMPACT:

Funds for this request are not included in the Sheriff's Department Fiscal Year 2013-14 Operational Plan. If approved, this request will accept two off-road vehicles with an approximate value of \$35,000. There is 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, ratify the acceptance of the gift from the Honorary Deputy Sheriff's Association for two off-road vehicles and rescue equipment, with an approximate value of \$35,000.
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.

ACTION:

ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board took action as recommended, on Consent.

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

4. SUBJECT: SAN DIEGO COUNTY FIRE AUTHORITY SERVICES CONTRACT WITH THE LAKESIDE FIRE PROTECTION DISTRICT (DISTRICT: 2)

OVERVIEW:

Since 2005, the Board has taken significant actions to improve fire and emergency medical services in the unincorporated areas of the county. Today's request continues that course by establishing a cooperative partnership to improve regional fire prevention and public awareness.

On June 18, 2013 (4), your Board authorized the Public Safety Group Executive Office, San Diego County Fire Authority, to execute revenue agreements with Fire Protection Districts for County fire prevention and other related services. On October 2, 2013, the Clerk of the Board of Supervisors executed a revenue agreement between the County and the Lakeside Fire Protection District. Today's request will establish appropriations and add one staff year to provide additional services based on funding from the Lakeside Fire Protection District.

FISCAL IMPACT:

Funds for this request are not included in the Fiscal Year 2013-14 Operational Plan for the Public Safety Group Executive Office, San Diego County Fire Authority. If approved, this request will result in current year costs and revenue of \$200,000. The funding source is a revenue agreement with the Lakeside Fire Protection District. There will be no net change in General Fund cost and an increase of one staff year.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

1. Establish appropriations of \$200,000 in the Public Safety Group Executive Office, San Diego County Fire Authority for salaries and benefits (\$125,000) and services and supplies (\$75,000) for fire prevention services based on unanticipated revenue from the Lakeside Fire Protection District. **(4 VOTES)**
2. Approve the request to add 1.0 staff year to support the Public Safety Group Executive Office, San Diego County Fire Authority, and direct the Department of Human Resources to classify the position at the appropriate level.

ACTION:

ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board took action as recommended, on Consent.

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

5. **SUBJECT: OFFICE OF EMERGENCY SERVICES – HOMELAND SECURITY GRANT PROGRAM ACCEPTANCE (DISTRICTS: ALL)**

OVERVIEW:

On July 30, 2013 (5), the Board of Supervisors adopted a resolution to authorize the Office of Emergency Services to apply for the Fiscal Year 2013 State Homeland Security Program (SHSP) funded by the federal Department of Homeland Security. The Office of Emergency Services is responsible for administering and distributing the grant funds to the cities in the county, as well as the unincorporated areas of the county.

This is a request to authorize the Health and Human Services Agency (HHS), the Department of Environmental Health (DEH), the Sheriff, and the Office of Emergency Services (OES) to accept \$10,489,053 in Homeland Security Grant Program (HSGP) funds. This is also a request to appropriate \$9,424,236 for emergency planning, equipment purchases, regional projects and grants administration.

FISCAL IMPACT:

Funds in the amount of \$1,064,817 are included in the Fiscal Year 2013-15 Operational Plan for the Office of Emergency Services department. If approved, this request will result in total costs and revenue of \$10,489,053 in Fiscal Year 2013-14 for emergency planning, equipment purchases, regional projects and grants administration. The program allows five percent of revenues to be allocated to grant management and administration, but does not cover indirect costs. The funding source is the federal Department of Homeland Security, through the California Governor's Office of Emergency Services, Fiscal Year 2013 Homeland Security Grant Program. 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. Waive Board Policy B-29, Fees, Grants, Revenue and Contracts – Department Responsibility for Cost Recovery.
2. Authorize the Health and Human Services Agency (HHS), the Department of Environmental Health (DEH), the Sheriff, and the Office of Emergency Services (OES) to accept the HSGP funds for the period August 29, 2013 to May 31, 2015 in the amount of \$10,489,053 for terrorism prevention, preparedness and response efforts.
3. Establish appropriations of \$10,500 in the Department of Environmental Health (DEH) to purchase lab supplies based on unanticipated revenue from the California Governor's Office of Emergency Services (Cal OES). **(4 VOTES)**
4. Establish appropriations of \$65,000 in the Health and Human Services Agency for medicine and for the warehouse lease for equipment storage, based on unanticipated revenue from the Cal OES. **(4 VOTES)**
5. Establish appropriations of \$324,410 in the Sheriff's Department for the purchase of a security and surveillance camera system (\$173,418), Mobile Field Force Training (\$75,000) and Wildland Fire Training (\$25,000), Continuity of Operations planning (\$6,582), and Strategic National Stockpile planning (\$44,410) based on unanticipated revenue from the Cal OES. **(4 VOTES)**

6. Establish appropriations of \$6,949,326 in the Sheriff's Department to upgrade the Regional Communications System Microwave Transport Network (\$6,859,950) and to purchase Bomb and Arson equipment (\$89,376) based on unanticipated revenue from the Cal OES. **(4 VOTES)**
7. Establish appropriations of \$414,787 in the Sheriff's Department on behalf of the San Diego Regional Threat Assessment Center/Law Enforcement Coordination Center (SD-RTAC/LECC) for services and supplies related to contracted positions based on unanticipated revenue from the Cal OES. **(4 VOTES)**
8. Establish appropriations of \$150,000 in the Office of Emergency Services for Access and Functional Needs Planning (\$100,000) and Access and Functional Needs and Sheltering equipment (\$50,000) based on unanticipated revenue from the Cal OES. **(4 VOTES)**
9. Establish appropriations of \$1,510,213 in the Office of Emergency Services for Emergency Operation Center equipment (\$45,000), School Disaster Preparedness Curriculum and Training (\$75,000), regional emergency planning (\$25,000), Regional Pandemic Exercise (\$95,000), and to enter into contracts with local jurisdictions (\$1,270,213) to enhance and strengthen regional emergency preparedness, response, and recovery based on unanticipated revenue from the Cal OES. **(4 VOTES)**
10. Authorize the Director of the Office of Emergency Services to enter into expenditure contracts of \$1,270,213 with local jurisdictions as stated in the table listed in the background section to enhance and strengthen regional emergency preparedness, response and recovery based on unanticipated revenue from the Cal OES.

ACTION:

ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board took action as recommended, on Consent.

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

6. SUBJECT: MEDICAL EXAMINER – ACCEPTANCE OF GIFTS AND DONATIONS (DISTRICTS: ALL)

OVERVIEW:

Administrative Code Section 66 and Board of Supervisors' Policy A-112, Acceptance of Gifts and Donations, permits the acceptance of gifts by the administrative heads of each department in the County, subject to approval by the Board of Supervisor. This request is to ratify and accept donations valued at \$32,463 from Lifesharing and the San Diego Eye Bank to the Medical Examiner's Office from June 18, 2013 through September 6, 2013.

FISCAL IMPACT:

Funds for this request are not included in the Fiscal Year 2013-14 Operational Plan for the Medical Examiner’s Office. If approved, this request will accept safety clothing, and office, field and laboratory equipment donations valued at \$32,463 from Lifesharing and the San Diego Eye Bank to the Medical Examiner’s Office from June 18, 2013 through September 6, 2013. 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 Administrative Code Section 66 and Board Policy A-112, ratify the acceptance of a donation of safety clothing, and office, field and laboratory equipment valued at \$32,463 from Lifesharing and the San Diego Eye Bank to the Medical Examiner’s Office.
2. Authorize the Chair of the Board of Supervisor to sign letters of appreciation on behalf of the Board of Supervisors and the County of San Diego to Lifesharing and the San Diego Eye Bank.

ACTION:

ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board took action as recommended, on Consent.

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

7. SUBJECT: 2013 LIVE WELL SAN DIEGO ANNUAL REPORT (DISTRICTS: ALL)

OVERVIEW:

The County of San Diego is in its third year of implementing the *Live Well San Diego* initiative-- a long-term, collaborative approach, to achieve a healthy, safe and thriving region. Involving partners across all sectors, *Live Well San Diego* provides a shared agenda for improving the quality of life for local citizens. The plan consists of three components: 1) Building Better Health; 2) Living Safely; and 3) Thriving. Two of the components, Building Better Health (approved by the Board on July 13, 2010) and Living Safely (approved by the Board on October 9, 2012), have detailed programmatic strategies and action plans. The proposed Thriving strategy will be presented to the Board in 2014.

Today’s presentation item highlights accomplishments and progress made during the third year of implementation of *Live Well San Diego*. In addition, this report and presentation will introduce baseline data for the *Live Well San Diego* “Top 10 Indicators” that will help the County and its partners monitor collective progress. And finally, today’s item will introduce a new website—LiveWellSD.org—which has been designed to offer a wide array of tips and tools, stories, best practices and other features, and thereby support the continued progress of *Live Well San Diego*.

FISCAL IMPACT:

There is no fiscal impact as a result of this action.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

Receive the 2013 *Live Well San Diego* Third Year Report and presentation.

ACTION:

ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board received the “2013 *Live Well San Diego*” Report and presentation.

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

8. SUBJECT: *LIVE WELL SAN DIEGO* MULTI-MEDIA PARTNERSHIP WITH KGTV/AZTECA TV (DISTRICTS: ALL)

OVERVIEW:

In 2010, the County Board of Supervisors adopted *Live Well San Diego*, a comprehensive 10-year initiative to improve the health and wellness of residents in our region.

Earlier this year, the County of San Diego was approached by a broadcast television company KGTV/Azteca America TV, expressing interest in a partnership to promote the County’s *Live Well San Diego* initiative to the public at no cost. A multi-media partnership would increase the profile of the County’s *Live Well San Diego* initiative and engage residents through new, collaborative projects with KGTV/Azetca America TV and the County of San Diego.

If approved, this item will authorize the use of County staff time to develop content for up to 12 *Live Well San Diego* public service announcements and a short documentary about 3-4-50 in San Diego County, i.e. the three behaviors (poor nutrition, lack of physical activity and smoking) that contribute to four chronic diseases (cancer, heart disease, type 2 diabetes, respiratory illness) responsible for over 50% of deaths in the region. In addition, KGTV/Azteca America will coordinate with the County to promote *Live Well* events, such as the County’s annual *Grandparents Raising Grandchildren Symposium*, and co-brand community events that KGTV/Azteca America sponsors, such as walks that promote and raise funds for non-profit causes to increase the health, safety and wellbeing of the community. The agreement would not, however, preclude the County from carrying out its function to provide information to the public via various media outlets or respond to media inquiries in a timely fashion, nor would it restrict KGTV/Azteca America from performing its function as a news service in any way.

FISCAL IMPACT:

County staff will assist with development of content within the normal course of their duties at no cost to KGTV/Azteca America TV. KGTV/Azteca America TV promotions will be provided at no cost to the County.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHAIRMAN GREG COX

1. Approve a sole source multi-media partnership with KGTV/AZTECA TV to increase the profile of the County’s *Live Well San Diego* Initiative through collaborative projects designed to inform County residents of strategies to adopt healthy lifestyles.
2. Direct the Chief Administrative Officer to negotiate and execute a memorandum of agreement with KGTV/Azteca TV to promote the County’s *Live Well San Diego* Initiative.

ACTION:

ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board took action as recommended.

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

9. SUBJECT: EXTENDING OUR REACH TO VETERANS (DISTRICTS: ALL)

OVERVIEW:

San Diego County is home to more than 244,000 veterans, which is the second largest veteran population in the state of California. With so many veterans living in San Diego County, the Veterans Services Office was established to serve veterans by assisting them in obtaining their local, state, and federal benefits afforded to them by law. The County of San Diego currently offers nine locations where County Veterans Services Officers (CVSOs) can meet with veterans and provide services. With San Diego County’s veteran population expected to increase, the need for additional locations, expanded hours, and additional volunteer CVSOs will also increase. Placing CVSOs in our County Libraries would add an additional 34 potential locations where veterans can receive the services they need.

Today’s action directs the Chief Administrative Officer to explore the feasibility of utilizing County Libraries for expanded services to our veteran population and report back within 120 days. With veterans spread out all across San Diego County, the potential use of County Libraries would provide CVSOs the space and locations they need to meet with veterans.

FISCAL IMPACT:

There is no fiscal impact associated with this action.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

VICE-CHAIRWOMAN DIANNE JACOB

Direct the Chief Administrative Officer to explore the feasibility of utilizing County Libraries for expanded services to our veteran population and report back within 120 days.

ACTION:

ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board took action as recommended, on Consent.

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

10. SUBJECT: ALLOWING FARMERS' MARKETS TO GROW (DISTRICTS: ALL)

OVERVIEW:

This Board of Supervisors is committed to supporting and encouraging farming in San Diego County. Farmers' markets provide an ideal venue for farmers to provide their produce and products directly to consumers. Furthermore, farmers' markets help to continue growing our region's thriving agriculture economy.

In 2008, this board approved zoning ordinance amendments that allowed for the establishment of Certified Farmers' Markets in the unincorporated area of San Diego County. We now have eight Certified Farmers' Markets in various communities.

More needs to be done to simplify regulations associated with farmers' markets. Although Certified Farmers' Markets are now allowed to operate in public and commercial zones in the unincorporated area of the County, many Certified Farmers' Markets include vendors which are not certified vendors. Currently, vendors who are not authorized as a "certified producer" by the county agricultural commissioner are required to obtain a solicitor's license, as outlined in our existing solicitor's ordinance. The Sheriff's Department has oversight and enforcement of the solicitor's ordinance.

It has come to my attention that amendments could be made to the solicitor's ordinance that would streamline regulations for Certified Farmers' Markets and also simplify enforcement by the Sheriff. This Board letter will direct the Chief Administrative Officer to work with operators of farmers' markets, the San Diego County Farm Bureau and the Sheriff's Department to streamline the licensing process for operators of Certified Farmers' Markets in the unincorporated area and return to the board with recommended changes within 90 days.

FISCAL IMPACT:

There is no fiscal impact associated with this action.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

VICE-CHAIRWOMAN DIANNE JACOB

Direct the Chief Administrative Officer to work with operators of farmers' markets, the San Diego County Farm Bureau and the Sheriff's Department to streamline the licensing process for operators of Certified Farmers' Markets in the unincorporated area and return to the board with recommended changes within 90 days.

ACTION:

ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board took action as recommended, on Consent.

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

11. SUBJECT: NEIGHBORHOOD REINVESTMENT PROGRAM GRANTS (DISTRICT: 2)

OVERVIEW:

Funding for the Neighborhood Reinvestment Program was included in the Fiscal Year 2013-2014 Adopted Operational Plan in order to further public purposes throughout San Diego County. Today's action will provide funds to organizations to improve east county facilities, ball fields, and schools to encourage kids and families to lead healthy and active lives.

FISCAL IMPACT:

The fiscal impacts of these recommendations are \$674,763. The funding source is Fiscal Year 2013-14 District Two Neighborhood Reinvestment Program. There will be no change in net General fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

VICE-CHAIRWOMAN DIANNE JACOB

1. Allocate \$486,683 from the District Two Neighborhood Reinvestment Program (org 15655) to the East County Family YMCA in Rancho San Diego, for the completion of the expansion of the wellness area within the existing structure, and additional access to the County of San Diego Aquatics Center.
2. Allocate \$50,000 from the District Two Neighborhood Reinvestment Program (org 15655) to the Descanso Town Hall Association to repair the Town Hall's drainage system.

3. Allocate \$56,262 from the District Two Neighborhood Reinvestment Program (org 15655) to Valhalla High School for the removal and replacement of the existing football stadium speaker system, removal and replacement of the existing gymnasium sound system, installation of a new, low energy consumption LED scoreboard and electrical work, the purchase of a new HD camera for the Orange Nation TV live sports and studio productions, and the replacement of the school marquee.
4. Allocate \$46,993 from the District Two Neighborhood Reinvestment Program (org 15655) to the Ramona Girls Softball League for field security and electrical and irrigation upgrades to the league's fields.
5. Allocate \$25,000 from the District Two Neighborhood Reinvestment Program (org 15655) to the City of Santee to help complete the construction of a shade/picnic structure at the Town Center Community Park West ball field complex.
6. Allocate \$9,825 from the District Two Neighborhood Reinvestment Program (org 15655) to Julian High School for repairs to the school's track.
7. Authorize the Chief Financial Officer to execute a grant agreement with the organizations above establishing the terms for receipt of the funds and to make minor amendments to the agreements that are consistent with the general purpose of the grant but do not increase the grant.
8. Find that these grant awards have a public purpose.
9. Find that the allocations to YMCA of San Diego County, Descanso Town Hall Association, Valhalla High School, Ramona Girls Softball Association, City of Santee, and Julian High School are exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15301 because these allocations will be used in the repair, maintenance or minor alteration of existing facilities with no expansion of the use.

ACTION:

ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board took action as recommended, on Consent.

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

**12. SUBJECT: NEIGHBORHOOD REINVESTMENT GRANTS
(DISTRICT: 5)**

OVERVIEW:

Neighborhood Reinvestment Program funding assists non-profit organizations in providing essential services to citizens of San Diego County. Reinvesting taxpayer money in worthwhile organizations is a benefit to the citizens and communities of North County.

FISCAL IMPACT:

The fiscal impact of these recommendations is \$123,970. The funding source is the Neighborhood Reinvestment budget (15670). This action will result in the addition of no new staff years and no future costs.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

SUPERVISOR BILL HORN

1. Allocate \$20,000 from Neighborhood Reinvestment budget (15670) to the Boys & Girls Clubs of Carlsbad to resurface the gym floor at the Village Branch located at 3115 Roosevelt Street in Carlsbad.
2. Allocate \$20,000 from Neighborhood Reinvestment budget (15670) to the CHP Explorer Program - Oceanside Explorer Post #650 to purchase safety, training, office, and computer equipment, such as generators, binoculars, reflective safety vests, two-way radios, iPads and flares.
3. Allocate \$5,000 from Neighborhood Reinvestment budget (15670) to Camp Pendleton Armed Services YMCA to purchase toys for children of military families that participate in the Holiday Toy Drive.
4. Allocate \$5,000 from Neighborhood Reinvestment budget (15670) to the Carlsbad Educational Foundation to upgrade the phone system and replace the IT server located at 5631 Palmer Way, Suite L in Carlsbad.
5. Allocate \$20,000 from Neighborhood Reinvestment budget (15670) to Fallbrook Football Boosters, Inc. to help construct a press box on the Fallbrook Union High School stadium grounds located at 2400 S. Stage Coach Road in Fallbrook.
6. Allocate \$53,970 from Neighborhood Reinvestment budget (15670) to the Rancho Santa Fe Library Guild to make ADA improvements and soundproof the restroom located at 17040 Avenida de Acacias in Rancho Santa Fe.
7. Authorize the Chief Financial Officer to execute a grant agreement with the organizations listed above, establishing terms for receipt of the funds described above and to make minor amendments to the agreement that are consistent with the general purpose of the grant but do not increase the grant.

8. Find that these grant awards have a public purpose.
9. Find that the allocations to the Boys & Girls Clubs of Carlsbad, the Fallbrook Football Boosters, Inc., and the Rancho Santa Fe Library Guild are exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15301.

ACTION:

ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board took action as recommended, on Consent.

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

**13. SUBJECT: NOTICED PUBLIC HEARING:
APPROVAL OF CERTAIN CREDIT CARD AND
ELECTRONIC PAYMENT FEES (DISTRICTS: ALL)**

OVERVIEW:

This is a request to hold a public hearing and adopt a resolution to adopt certain Credit Card and Electronic Payment Fees associated with credit/debit card processing and electronic transfer fees as authorized by Government Code 6159.

FISCAL IMPACT:

There is no fiscal impact to the County. The credit card processing fees are paid directly by the customer to the vendor processing the credit card transactions.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

AUDITOR AND CONTROLLER

1. Pursuant to Government Code section 66018 hold a public hearing regarding the adoption of fees.
2. Waive Board Policy B-29 Fees, Grants, Revenue Contracts – Responsibility for Cost Recovery which requires adoption of fees by an ordinance.
3. Adopt the resolution entitled:
RESOLUTION OF THE BOARD OF SUPERVISORS OF THE
COUNTY OF SAN DIEGO TO ADOPT CERTAIN CREDIT
CARD AND ELECTRONIC PAYMENT FEES.
4. Approve new and existing credit card and electronic fees contained in Attachment A.

ACTION:

ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board closed the Hearing and took action as recommended, on Consent, adopting Resolution No. 13-149, entitled: RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO TO ADOPT CERTAIN CREDIT CARD AND ELECTRONIC PAYMENT FEES.

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

14. **SUBJECT: NOTICED PUBLIC HEARING:
CONFLICT OF INTEREST CODES: EPIPHANY PREP
SCHOOL OF SAN DIEGO INC. AND EVANGELINE
ROBERT INSTITUTE OF LEARNING (DISTRICTS: ALL)**

OVERVIEW:

The Board of Supervisors serves as the Code Reviewing Body for any local government, other than cities, with jurisdiction wholly within the County, per Government Code Section 82011. The recommended action would approve the adopted Conflict of Interest Code submitted by the Epiphany Prep School of San Diego Inc. and Evangeline Robert Institute of Learning.

FISCAL IMPACT:

The funding source for administration of this task is included in the Fiscal Year 2013/2014 Adopted Budget. These reviews require minor costs, which may be recoverable from the State of California.

BUSINESS IMPACT STATEMENT:

None.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

Approve the Conflict of Interest Codes adopted by the following agencies:

- Epiphany Prep School of San Diego Inc.
- Evangeline Robert Institute of Learning

ACTION

ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board of Supervisors, on Consent, withdrew this item at the request of the Chief Administrative Officer.

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

15. SUBJECT: DEFERRED COMPENSATION/DEFINED CONTRIBUTION SERVICES CONFIRMATION OF CONTRACT AWARD (DISTRICTS: ALL)

OVERVIEW:

The County Treasurer-Tax Collector serves as the Plan Administrator for the County of San Diego Deferred Compensation Program which includes a 457 Deferred Compensation Plan and a 401(a) Incentive Retirement Deferred Compensation Plan. On October 30, 2012, your Board authorized the Director of the Department of Purchasing and Contracting to issue a Competitive Solicitation for Deferred Compensation/Defined Contribution Services and award a contract to the recommended service provider. The Competitive Bid Solicitation process has been completed. On October 1, 2013, the Director of the Department of Purchasing and Contracting posted the Notice of Intent to Award to Nationwide Retirement Services. Accordingly, this item requests that your Board confirm the Director's award to Nationwide Retirement Services.

FISCAL IMPACT:

Funds for this request are not included in the Fiscal Year 2013-14 Operational Plan for the Treasurer - Tax Collector. If approved, fees for this contract will be paid from Deferred Compensation Program excess revenue. There will be no change in net General Funds cost and no additional staff years.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

TREASURER – TAX COLLECTOR

Confirm the Director of the Department of Purchasing and Contracting's intent to award the Deferred Compensation/Defined Contribution Services contract to Nationwide Retirement Services.

ACTION:

ON MOTION of Supervisor D. Roberts, seconded by Supervisor Jacob, the Board took action as recommended.

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

16. SUBJECT: GROSSMONT UNION HIGH SCHOOL DISTRICT 2013 GENERAL OBLIGATION BONDS ELECTION OF 2008, SERIES E (DISTRICT: 2)

OVERVIEW:

A bond election was held in the Grossmont Union High School District, County of San Diego, State of California ("District") on November 4, 2008, pursuant to Section 15100 and following of the Education Code of the State of California.

Approximately 56.65% of voters casting ballots, which is above the 55% voter approval level required, authorized the issuance of general obligation bonds of the District in the maximum aggregate principal amount of \$417,000,000 (“Authorization”).

To date \$180,000,000 of the Authorization has been issued via four series. On October 10, 2013, the District Board adopted a resolution (“District Resolution”) authorizing the issuance of a fifth series of bonds under the Authorization in an aggregate not-to-exceed principal amount of \$40,000,000 and to be designated “Grossmont Union High School District (San Diego County, California) 2013 General Obligation Bonds, 2008 Election, Series E” (“Series E Bonds”). Proceeds from the Series E Bonds will be used for improvements under the Authorization which include upgrading education technology, constructing science labs, replacing deteriorated portables, and rehabilitating aging classrooms and equipment. Subsequent to the issuance of the Series E Bonds, approximately \$197,000,000 of the Authorization will remain.

Today’s recommendation will authorize Treasurer-Tax Collector to enter into a Paying Agent Agreement with the District and to formally direct the Auditor and Controller to maintain the tax roll for the Series E Bonds.

FISCAL IMPACT:

The Series E Bonds will be general obligations of the District and will be paid from ad valorem property taxes levied within its boundaries, and do not constitute an obligation of the County.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

Adopt a resolution entitled:

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, AUTHORIZING THE GROSSMONT UNION HIGH SCHOOL DISTRICT TO ISSUE AND SELL BONDS OF THE DISTRICT BY A NEGOTIATED SALE PURSUANT TO ONE OR MORE BOND PURCHASE CONTRACTS IN A NOT-TO-EXCEED AMOUNT OF \$40,000,000, APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF A PAYING AGENT AGREEMENT, DIRECTING THE COUNTY AUDITOR AND CONTROLLER TO MAINTAIN TAXES ON THE TAX ROLL, AND AUTHORIZING THE EXECUTION OF NECESSARY CERTIFICATES RELATING TO SAID BONDS.

ACTION:

ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board took action as recommended, on Consent, adopting Resolution No. 13-150, entitled: RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, AUTHORIZING THE GROSSMONT UNION HIGH SCHOOL DISTRICT TO ISSUE AND SELL BONDS OF THE DISTRICT BY A NEGOTIATED SALE PURSUANT TO ONE OR MORE BOND PURCHASE CONTRACTS IN A NOT-TO-EXCEED AMOUNT OF \$40,000,000, APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF A PAYING AGENT AGREEMENT, DIRECTING THE COUNTY AUDITOR AND CONTROLLER TO MAINTAIN TAXES ON THE TAX ROLL, AND AUTHORIZING THE EXECUTION OF NECESSARY CERTIFICATES RELATING TO SAID BONDS.

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

17. **SUBJECT: SUNSET REVIEW OF BOARD OF SUPERVISORS POLICIES AND COUNTY ADMINISTRATIVE CODE ARTICLES ASSIGNED TO THE FINANCE AND GENERAL GOVERNMENT GROUP, CHANGES TO THE RULES AND PROCEDURES OF THE SAN DIEGO COUNTY BOARD OF SUPERVISORS, AND CHANGES TO THE AIR POLLUTION CONTROL DISTRICT HEARING BOARD RULES AND REGULATIONS (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 8 through 15 require two steps: approval of the first reading of the Ordinances on October 22, 2013 and adoption of the Ordinances on November 5, 2013.

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. Adopt a resolution entitled: RESOLUTION AMENDING THE RULES OF PROCEDURE OF THE SAN DIEGO COUNTY BOARD OF SUPERVISORS.
2. Adopt a resolution entitled: RESOLUTION AMENDING THE RULES AND REGULATIONS OF THE SAN DIEGO COUNTY AIR POLLUTION CONTROL DISTRICT HEARING BOARD.
3. Approve amendments to and the sunset review date of December 31, 2017 for the following Board of Supervisors Policies:
 - Board Policy A-72 Board of Supervisors' Agenda and Related Processes
 - Board Policy A-123 County Community Reinvestment Policy
4. Determine no change is necessary and approve the sunset review date of December 31, 2020 for the following Board of Supervisors Policies:
 - A-44 Notification to Alternate Members of Boards and Commissions
 - A-74 Citizen Participation in County Boards, Commissions and Committees
 - A-134 Procedures for Appointment to Resources Conservation District Board of Directors
 - C-18 Off Duty Recreational, Social and Athletic Activity of Officers and Employees
 - C-23 Sick Leave
 - F-49 Americans with Disabilities Act: Accessible Programs and Facilities
5. Determine no change is necessary and approve the sunset review date of December 31, 2020 for the following articles of the County Administrative Code:
 - Article I General Provisions
 - Article II Definitions
 - Article VI Boundary Changes
6. Determine no change is necessary and approve the sunset review date of December 31, 2019 for Article XX Fees & Charges of the County Administrative Code.

7. Approve amendments to and the sunset review date of December 31, 2020 for the following Board of Supervisors Policies:

- A-90 Outside Auditor: Length of Contract
- A-101 County of San Diego Industrial Development Authority
- A-104 The Role of San Diego County Capital Asset Leasing Corporation (SANCAL)
- B-37 Use of the Capital Program Funds
- B-57 Authorization for the County Treasurer-Tax Collector to Act for the Board of Supervisors to Implement Revenue and Taxation Code Section 3731 to Provide for Rescission of Tax Sales of Tax-Defaulted Property
- B-71 Fund Balance and Reserves
- C-17 Policy of Effecting Equal Opportunities Within San Diego County
- C-20 Job Related Medical Limitations
- M-47 Legislative Policy: Issues Affecting Older Adults
- M-49 Legislative Policy: Transportation Funding
- M-50 Legislative Policy: Human Immunodeficiency Virus (HIV) Infection/AIDS
- M-51 Legislative Policy: Federal and State Employee Benefits Legislation

8. Approve the introduction of the Ordinance (First Reading), read title and waive further reading of the Ordinance entitled:

AN ORDINANCE AMENDING COUNTY OF SAN DIEGO ADMINISTRATIVE CODE ARTICLE III, SECTION 60 RELATING TO ACCIDENT AND INJURY REPORTS.

9. Approve the introduction of the Ordinance (First Reading), read title and waive further reading of the Ordinance entitled:

AN ORDINANCE AMENDING COUNTY OF SAN DIEGO ADMINISTRATIVE CODE ARTICLE III, SECTION 74.1 RELATING TO CONTINUED EMPLOYMENT UPON CERTIFICATION.

10. Approve the introduction of the Ordinance (First Reading), read title and waive further reading of the Ordinance entitled:

AN ORDINANCE AMENDING COUNTY OF SAN DIEGO ADMINISTRATIVE CODE ARTICLE III, SECTION 81 RELATING TO CITIZENSHIP REQUIREMENTS.

11. Approve the introduction of the Ordinance (First Reading), read title and waive further reading of the Ordinance entitled:

AN ORDINANCE AMENDING COUNTY OF SAN DIEGO ADMINISTRATIVE CODE ARTICLE III SECTION 76 RELATING TO GENERAL RULES-ACCEPTANCE OF NEGOTIABLE PAPER AND CREDIT CARDS.

12. Approve the introduction of the Ordinance (First Reading), read title and waive further reading of the Ordinance entitled:

AN ORDINANCE AMENDING COUNTY OF SAN DIEGO ADMINISTRATIVE CODE ARTICLE XLI-A RELATING TO COUNTY OF SAN DIEGO INDUSTRIAL DEVELOPMENT AUTHORITY.

13. Approve the introduction of the Ordinance (First Reading), read title and waive further reading of the Ordinance entitled:

AN ORDINANCE AMENDING COUNTY OF SAN DIEGO ADMINISTRATIVE CODE ARTICLE IIIIn, SECTION 84.80 RELATING TO SAN DIEGO COUNTY COMMITTEE FOR PERSONS WITH DISABILITIES.

14. Approve the introduction of the Ordinance (First Reading), read title and waive further reading of the Ordinance entitled:

AN ORDINANCE AMENDING COUNTY OF SAN DIEGO ADMINISTRATIVE CODE ARTICLE XXVII RELATING TO BOARD OF SUPERVISORS.

15. Approve the introduction of the Ordinance (First Reading), read title and waive further reading of the Ordinance entitled:

AN ORDINANCE AMENDING COUNTY OF SAN DIEGO ADMINISTRATIVE CODE ARTICLE XXVIa RELATING TO OUT-OF-COUNTY/IN-COUNTY BUSINESS.

If, on October 22, 2013, the Board takes the action on Recommendations 8-15, then on November 5, 2013 (Second Reading):

1. Submit the Ordinances listed in Recommendations 8-13 for further Board consideration and adoption (Second Reading) and approve the sunset review date of December 31, 2020 for these Ordinances.
2. Submit the Ordinance listed in Recommendation 14 for further Board consideration and adoption (Second Reading) and approve the sunset review date of December 31, 2016 for this Ordinance.
3. Submit the Ordinance listed in Recommendation 15 for further Board consideration and adoption (Second Reading) and approve the sunset review date of December 31, 2014 for this Ordinance.

ACTION

ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board of Supervisors, on Consent, continued the item to November 5, 2013.

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

18. 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 R. Roberts, seconded by Supervisor D. Roberts, the Board took action as recommended, on Consent.

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

19. SUBJECT: APPOINTMENTS: VARIOUS (DISTRICTS: ALL)

OVERVIEW:

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

FISCAL IMPACT:

N/A

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

VICE-CHAIRWOMAN JACOB

Appoint Leonard Haynes to the JULIAN COMMUNITY PLANNING GROUP, Seat No. 9, for a term to expire January 2, 2017.

Waive Board Policy A-74, "Citizen Participation in County Boards, Commissions and Committees," and re-appoint Thomas H. Chapman to the LAKE CUYAMACA RECREATION AND PARK DISTRICT, Seat No. 4, for a term to expire October 11, 2017.

SUPERVISOR HORN

Appoint John J. Barrett to the RAINBOW COMMUNITY PLANNING GROUP, Seat No. 2, for a term to expire January 5, 2015.

Appoint Michael T. Robledo to the VETERANS ADVISORY COUNCIL, SD COUNTY, Seat No. 5, for a term to expire January 5, 2015.

ACTION:

ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board took action as recommended, on Consent.

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

20. SUBJECT: TAKING CARE OF FAMILIES OF OUR ARMED FORCES: SUPPORT FOR H.R. 32, "MILITARY SURVIVING SPOUSES EQUITY ACT" (DISTRICTS: ALL)

OVERVIEW:

The County of San Diego is the proud home of many military service members and their families. The support and well-being of those who sacrifice so much for us is

a top priority. The members of our Armed Forces and their families dedicate their lives to defend our country. When devastating casualties occur, we should make certain that those families are properly cared for.

Currently, the law requires an unfair dollar-for-dollar deduction of the Survivor Benefit Plan (SBP) administered by the Department of Defense and the Dependency and Indemnity Compensation (DIC) plan administered by the Department of Veterans Affairs. This offset wipes out most or all of the SBP entitlement, and affects approximately 60,000 widows and widowers of military veterans.

Federal civilian employees have similar survivor benefit plans, but do not suffer an offset. It is only fair that we treat our Armed Forces equally, rather than penalizing them with this offset.

This agenda item is asking for the Board's support for H.R. 32, the "Military Surviving Spouses Equity Act." This bill will end the so-called "widow's tax," a dollar-for-dollar offset of payments between the SBP and the DIC program.

FISCAL IMPACT:

N/A

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

SUPERVISOR DAVE ROBERTS AND SUPERVISOR BILL HORN

1. Direct the Chief Administrative Officer to express this Board of Supervisors' support for H.R. 32, the "Military Surviving Spouses Equity Act" to San Diego County's legislative representatives in Washington D.C.
2. Direct the Chief Administrative Officer to include support in the County's Legislative Program for legislative efforts that would end the Survivor Benefit Plan (SBP) – Dependency and Indemnity Compensation (DIC) offset, also known as the "widow's tax."

ACTION:

ON MOTION of Supervisor D. Roberts, seconded by Supervisor Horn, the Board took action as recommended.

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

21. SUBJECT: *LIVE WELL SAN DIEGO PARTNERSHIP WITH CLEAR CHANNEL COMMUNICATIONS (DISTRICTS: ALL)*

OVERVIEW:

The County of San Diego was approached by a radio broadcast network, Clear Channel Communications, expressing interest in a partnership to promote the

County's *Live Well San Diego* initiative to the public on the radio at no cost to the County. After meeting with Clear Channel representatives and reviewing proposed activities, it was recommended that our Board consider negotiating with Clear Channel to establish a media partnership that increases the profile of the County's *Live Well San Diego* initiative and engages residents through the use of privately sponsored public service announcements and contests.

If approved, this item will result in use of County staff time to develop or identify content for an unspecified number of *Live Well San Diego* public service announcements. Clear Channel radio will broadcast public service announcements and sponsor radio contests through its network of stations and private, corporate sponsors. The agreement will place restrictions on use of alcohol, tobacco or other drug sponsors for the public service announcements and contests. The agreement would not, however, preclude the County from carrying out its function to provide information to the public via various media outlets or respond to media inquiries in a timely fashion, nor would it restrict Clear Channel radio from performing its function as a news service in any way.

FISCAL IMPACT:

County staff will assist with development or identification of radio content within the normal course of their duties at no cost to Clear Channel Communications. Clear Channel will provide public service announcements, contests and other specified public health and education efforts at no cost to the County.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

SUPERVISOR RON ROBERTS

1. Approve a sole source multi-media partnership with Clear Channel Communications to increase the profile of the County's *Live Well San Diego* Initiative through radio public service announcements and listener contests and other health education and promotion activities.
2. Direct the Chief Administrative Officer to negotiate and execute a memorandum of agreement with Clear Channel Communications to promote the County's *Live Well San Diego* Initiative.

ACTION:

ON MOTION of Supervisor R. Roberts, seconded by Supervisor D. Roberts, the Board took action as recommended.

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

22. SUBJECT: CLOSED SESSION (DISTRICTS: ALL)

OVERVIEW:

A. CONFERENCE WITH LABOR NEGOTIATORS

(Government Code section 54957.6)

Designated Representatives: Don Turko, Jeannine Seher

Employee Organizations: All

B. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

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

Sabrina Smith, et al. v. County of San Diego, et al.; United States District Court, Southern District of California, No. 11-cv-0356

C. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

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

Carlsbad-Palomar Airline, Inc. v. County of San Diego, et al.; San Diego County Superior Court No. 37-2013-00063209-CU-BC-CTL

D. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Initiation of litigation pursuant to paragraph 4 of subdivision (d) of Government Code section 54956.9: (Number of Cases – 1)

E. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

(Government Code section 54956.8)

Property: Portion of Parcel 2 of Parcel Map 21033 located west of Riverview Parkway and north of Parcel 4 of Map 20177 in Santee, CA

Negotiating Parties:

County: April Heinze

Other: Ryan Companies US, Inc.

Under Negotiation: Price and Terms

F. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to paragraph 2 of subdivision (d) of Government Code section 54956.9: (Number of Potential Cases – 1)

G. PUBLIC EMPLOYEE PERFORMANCE EVALUATION

(Government Code section 54957)

Title: County Counsel

H. PUBLIC EMPLOYEE PERFORMANCE EVALUATION

(Government Code section 54957)

Title: Chief Administrative Officer

ACTION:

County Counsel announced that for Closed Session on Tuesday, October 22, 2013, the Board of Supervisors took the following actions:

Item 22E: By vote of all five members of the Board present and voting “Aye,” authorized acceptance of Ryan Companies US, Inc.’s offer to purchase a residential parcel located on the County-owned Edgemoor property for \$2,764,910.

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

OVERVIEW:

Chairman Greg Cox presented a proclamation declaring October 22, 2013, the Regional Continuum of Care Council Day throughout the County of San Diego.

Vice-Chairwoman Dianne Jacob presented a proclamation declaring October 22, 2013, George Keane Day throughout the County of San Diego.

Supervisor Dave Roberts presented a proclamation declaring the week of October 20-26, 2013, National Friends of Libraries Week throughout the County of San Diego.

Supervisor Ron Roberts presented a proclamation declaring October 22, 2013, Food Day throughout the County of San Diego.

Supervisor Ron Roberts presented a proclamation honoring Volunteer of the Month – Kathleen McPherson.

24. SUBJECT: PUBLIC COMMUNICATION (DISTRICTS: ALL)

OVERVIEW:

David Puchta spoke to the Board regarding energy resources.

Carry Christie, Tasha Williamson, Kevin Henderson and Joey Estrada spoke to the Board regarding License To Serve Collaborative.

ACTION:

Heard, referred to the Chief Administrative Officer.

There being no further business, the Board adjourned at 4:57 p.m.

THOMAS J. PASTUSZKA
Clerk of the Board of Supervisors
County of San Diego, State of California

Consent: Vizcarra
Discussion: Panfil

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.