

October 25, 2017

**STATEMENT OF PROCEEDINGS**

*The Minutes of the*

***BOARD OF SUPERVISORS  
REGULAR MEETING  
PLANNING AND LAND USE MATTERS***

**COUNTY OF SAN DIEGO**

STATEMENT OF PROCEEDINGS  
COUNTY OF SAN DIEGO BOARD OF SUPERVISORS  
REGULAR MEETING  
MEETING AGENDA  
**WEDNESDAY, OCTOBER 25, 2017, 9:00 AM**  
BOARD OF SUPERVISORS NORTH CHAMBER  
1600 PACIFIC HIGHWAY, SAN DIEGO, CALIFORNIA

**Order of Business**

A. REGULAR SESSION: Meeting was called to order at 9:13 a.m.

PRESENT: Supervisors Dianne Jacob, Chairwoman; Greg Cox; Ron Roberts; Bill Horn; also, Andrew Potter, Assistant Clerk of the Board.

ABSENT: Supervisor Kristin Gaspar, Vice-Chairwoman.

B. Closed Session Report

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

D. Approval of the Statement of Proceedings/Minutes for the meeting October 11, 2017.

**ACTION:**

ON MOTION of Supervisor Cox, seconded by Supervisor Roberts, the Board of Supervisors approved the Statement of Proceedings/Minutes for the meeting of October 11, 2017.

AYES: Cox, Jacob, Roberts, Horn

ABSENT: Gaspar

E. Formation of Consent Calendar

F. Discussion Items

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

## Board of Supervisors' Agenda Items

- | <b>Agenda #</b> | <b>Subject</b>   |
|-----------------|--|
| 1.              | NOTICED PUBLIC HEARING:<br>PARK CIRCLE ZONE RECLASSIFICATION, TENTATIVE MAP, AND MAJOR USE PERMIT, LOCATED IN THE VALLEY CENTER COMMUNITY PLAN AREA  |
| 2.              | ESTABLISH APPROPRIATIONS AND ADVERTISE AND AWARD CONSTRUCTION CONTRACTS FOR LAKESIDE DRAINAGE IMPROVEMENT PROJECTS<br>[FUNDING SOURCE: AVAILABLE PRIOR YEAR GENERAL FUND FUND BALANCE]<br>(4 VOTES)<br><br>(RELATES TO FLOOD CONTROL DISTRICT AGENDA NO. FL1)  |
| 3.              | MCCLELLAN-PALOMAR AIRPORT - AMENDMENTS TO THREE AVIATION LEASES WITH PALOMAR AIRPORT CENTER LLC, DBA ATLANTIC AVIATION-CRQ<br>[FUNDING SOURCE: RENTAL PAYMENTS FROM THE LESSEE UNDER THE TERMS OF THE AMENDED AGREEMENTS]<br>(4 VOTES)   |
| 4.              | MCCLELLAN-PALOMAR AIRPORT - FOURTH AMENDMENTS TO AVIATION LEASES WITH SCIF PALOMAR, LLC DBA MAGELLAN AVIATION<br>[FUNDING SOURCE: RENTAL PAYMENTS FROM THE LESSEE UNDER THE TERMS OF THE AMENDED AGREEMENTS]<br>(4 VOTES)  |
| 5.              | ADVERTISE AND AWARD A CONSTRUCTION CONTRACT FOR PEDESTRIAN GAP IMPROVEMENT PROJECT (VALLEY ROAD SIDEWALK IMPROVEMENTS, MAPLEVIEW STREET SIDEWALK IMPROVEMENTS, AND EL APAJO SIDEWALK IMPROVEMENTS)<br>[FUNDING SOURCE: ROAD FUND FUND BALANCE BASED ON PRIOR YEAR OPERATING TRANSFER FROM THE GENERAL FUND]  |
| 6.              | SEMI-ANNUAL REPORT OF GIFTS AND DONATIONS TOTALING OVER \$5,000 TO THE DEPARTMENT OF PARKS AND RECREATION  |
| 7.              | RATIFY THE APPLICATION FOR GRANT FUNDS FROM THE CALIFORNIA PARK AND RECREATION SOCIETY FOR IMPROVEMENTS TO SAN DIEGUITO PARK; RATIFY THE APPLICATION AND ADOPT A RESOLUTION TO APPLY FOR AND ACCEPT NATURAL COMMUNITY CONSERVATION PLANNING LOCAL ASSISTANCE GRANT FUNDS FOR THE OTAY RIVER VALLEY<br>[FUNDING SOURCE: FEES FROM DEVELOPERS OF LAND DEPOSITED IN THE PARKLAND DEDICATION FUND] |
| 8.              | PUBLIC COMMUNICATION   |

**1. SUBJECT: NOTICED PUBLIC HEARING:  
PARK CIRCLE ZONE RECLASSIFICATION, TENTATIVE MAP, AND  
MAJOR USE PERMIT, LOCATED IN THE VALLEY CENTER  
COMMUNITY PLAN AREA (DISTRICT: 5)**

**OVERVIEW**

This is a request for the Board of Supervisors (Board) to evaluate and consider a proposed Zone Reclassification, Tentative Map and Major Use Permit and adopt the Environmental Findings for the Park Circle project. The Zone Reclassification requires all three permits to be approved by the Board.

The Park Circle project is located on 73.9 acres and consists of 332 single-family residences, a 4.2-acre commercial center, a 2.6-acre public park, 1.9 acres of private parks, and a 1.6-acre private recreational facility. The General Plan allows for a maximum of 1,149 dwelling units on the project site, which exceeds the 332 dwelling units proposed by the project. Several environmental and regulatory constraints reduce the project site's developable area. To achieve the maximum density under the General Plan, multi-family, two and three-story vertical structures would be required, which would not be consistent with the surrounding rural community character or the site design policies of the Valley Center Community Plan. The project site is located directly northwest of the intersection of Valley Center Road and Mirar De Valle Road within the South Village of the Valley Center Community Plan area (57th Edition Thomas Guide Page 1090, E-3/E-4).

**RECOMMENDATION(S)  
PLANNING COMMISSION**

On August 4, 2017, the Planning Commission considered the project and made the following recommendations to the Board of Supervisors:

1. Adopt the Environmental Findings, which includes a finding that the project is exempt from further environmental review pursuant to Section 15183 of the California Environmental Quality Act (CEQA) Guidelines (Attachment B).
2. Adopt the Ordinance entitled: AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN PROPERTY IN VALLEY CENTER, REF: PDS2015-REZ-15-005 (Attachment C):
3. Adopt a Resolution entitled: RESOLUTION OF SAN DIEGO COUNTY BOARD OF SUPERVISORS CONDITIONALLY APPROVING TENTATIVE MAP NO. PDS2015-TM-5603 (Attachment D).
4. Grant Major Use Permit Decision PDS2015-MUP-15-010, which includes the requirements and conditions set forth in the Form of Decision (Attachment E).

**DEPARTMENT OF PLANNING & DEVELOPMENT SERVICES**

Planning & Development Services (PDS) concurs with the Planning Commission’s recommendations and makes the following additional recommendation to the Board of Supervisors (Board):

Require the applicant to enter into a standard Defense and Indemnification Agreement with the County of San Diego in accordance to County Code Section 86.201 et seq. and authorize the Director of PDS to execute the Agreement. If litigation is filed challenging the Board’s action on this project, require Touchstone Communities, LLC, to provide security in the amount of \$600,000 in the form of an irrevocable letter of credit or bond, in a form acceptable to County Counsel, or cash, within 10 days of litigation being filed (Attachment F).

**FISCAL IMPACT**

N/A

**BUSINESS IMPACT STATEMENT**

N/A

**ACTION:**

ON MOTION of Supervisor Roberts, seconded by Supervisor Horn, the Board of Supervisors closed the Hearing and took action as recommended by the Department of Planning & Development Services, on Consent, adopting Ordinance No. 10503 (N.S.), entitled: AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN PROPERTY IN VALLEY CENTER, REF: PDS2015 REZ 15 005; and Resolution No. 17-158, entitled: RESOLUTION OF SAN DIEGO COUNTY BOARD OF SUPERVISORS CONDITIONALLY APPROVING TENTATIVE MAP NO. PDS2015 TM 5603.

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

- 2. **SUBJECT: ESTABLISH APPROPRIATIONS AND ADVERTISE AND AWARD CONSTRUCTION CONTRACTS FOR LAKESIDE DRAINAGE IMPROVEMENT PROJECTS (DISTRICT: 2)**

**OVERVIEW**

The Lakeside Drainage Improvement Projects will enhance the functionality and safety of two large storm drain culverts in the unincorporated community of Lakeside. Debris and trash enter the existing large open-ended storm drain systems at Riverside Drive and Woodside Avenue and become trapped inside the culverts, reducing the effectiveness of the drainage systems. The open culverts can also be hazardous to children or adults that enter without authorized access. The proposed projects will ensure the storm drains will function as designed by reducing trash and debris and will eliminate the risk of injury to unauthorized children or adults. The work will also restore and protect the low water crossing within the Lakeside River Park Conservancy that provides maintenance access for the outlet of the Woodside Avenue storm drain system.

This is a request to establish appropriations of \$1,505,000 in the Department of Public Works General Fund, Services & Supplies, based on available prior year General Fund fund balance, and transfer the appropriations to the Department of Public Works Road Fund, Services & Supplies, and the Department of Public Works Flood Control District.

This request will also authorize the Director of Purchasing and Contracting to advertise and award multiple construction contracts to the lowest responsible and responsive bidder for the Lakeside Drainage Improvement projects for an estimated total of \$1,000,000 including contingency. Remaining project funds will be used for project development and construction management. If approved, construction is expected to begin in spring 2018 and to be completed by fall 2018.

**RECOMMENDATION(S)**

**CHIEF ADMINISTRATIVE OFFICER**

Acting on behalf of the Board of Supervisors:

1. Find that the proposed project is exempt from the California Environmental Quality Act (CEQA) as specified under Section 15301 of the CEQA Guidelines because it involves the minor alteration of existing public structures involving no or negligible expansion of existing use.
2. Establish appropriations of \$1,505,000 in the Department of Public Works General Fund, Operating Transfer Out, based on available prior year General Fund fund balance for the Lakeside Drainage Improvement projects. **(4 VOTES)**
3. Transfer appropriations of \$1,505,000 within the Department of Public Works General Fund, Services & Supplies, to Operating Transfer Out for the Lakeside Drainage Improvement projects. **(4 VOTES)**
4. Establish appropriations of \$255,000 in the Department of Public Works Road Fund, Services & Supplies, for the Lakeside Drainage Improvement projects based on Operating Transfer In from the General Fund. **(4 VOTES)**
5. Authorize the Director of Purchasing and Contracting to advertise and award a construction contract and to take any action authorized by Section 401, et seq. of the Administrative Code, with respect to contracting for Lakeside Drainage Improvement projects.
6. Designate the Director, Department of Public Works, as County Officer responsible for administering the construction contracts, in accordance with Board Policy F-41, Public Works Construction Projects.

Acting as the Board of Directors for the San Diego County Flood Control District:

Establish appropriations of \$1,250,000 in the Department of Public Works, Flood Control District, Services & Supplies for the Lakeside Drainage Improvement projects based on Operating Transfer In from the General Fund. **(4 VOTES)**

**FISCAL IMPACT**

Funds for these requests are not included in the Fiscal Year 2017-18 Operational Plan in the Department of Public Works. If approved, total construction costs for the Lakeside Drainage Improvement projects are estimated at \$1,000,000 including contingencies. Remaining funds will be used for project development and construction management for a total project cost of \$1,505,000. The funding source is available prior year General Fund fund balance. There will be no additional staff years.

## **BUSINESS IMPACT STATEMENT**

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

(RELATES TO FLOOD CONTROL DISTRICT AGENDA NO. FL1)

### **ACTION:**

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

AYES: Cox, Jacob, Roberts, Horn

ABSENT: Gaspar

3. **SUBJECT: MCCLELLAN-PALOMAR AIRPORT - AMENDMENTS TO THREE AVIATION LEASES WITH PALOMAR AIRPORT CENTER LLC, DBA ATLANTIC AVIATION-CRQ (DISTRICT: 5)**

### **OVERVIEW**

McClellan-Palomar Airport is a general aviation airport owned and operated by the County of San Diego and located within the municipal limits of the City of Carlsbad (57th Edition Thomas Guide Page 1127, D3). The airport is a gateway to and from San Diego's north county providing facilities and services to commercial, corporate and general aviation communities. Approval of leases of airport property ensures adequate funding is provided for the use of the property and allows the Department of Public Works to use the revenue to make certain all the airports are properly maintained and safe for the users of the airports.

On December 11, 2002 (13), the Board of Supervisors approved five aviation leases (County Contract Nos. 75627R, 75628R, 75629R, 75630R and 75631R) with Palomar Airport Center LLC, a California limited liability company, at McClellan-Palomar Airport. All of these leases have previously been amended multiple times to adjust rent and revise terms. Three of these leases are due for a negotiated rent adjustment to market rate within the next several months.

This is a request to approve the proposed Fourth Amendment to aviation lease County Contract No. 75627R, Fourth Amendment to aviation lease County Contract No. 75630R and Fifth Amendment to aviation lease County Contract No. 75631R. The amendments will increase monthly base rent, effective in 2018, to reflect current market rates and update contact information and lease language to current standards for customs fees, stormwater and hazardous materials, appraisal process, accessibility and transfer premium. If the proposed action is adopted, the fiscal year base rent for these leases will increase by \$1,401.

### **RECOMMENDATION(S)**

#### **CHIEF ADMINISTRATIVE OFFICER**

1. Find in accordance with Section 15301 of the California Environmental Quality Act (CEQA) Guidelines, that the proposed lease amendments are categorically exempt from CEQA review as they consist of the leasing of existing facilities involving negligible or no expansion of existing use.
2. Approve and authorize the Clerk of the Board to execute, upon receipt, three copies of the Fourth Amendment to Aviation Lease with Palomar Airport Center LLC, County Contract Number 75627R. **(4 VOTES)**

3. Approve and authorize the Clerk of the Board to execute, upon receipt, three copies of the Fourth Amendment to Aviation Lease with Palomar Airport Center LLC, County Contract Number 75630R. **(4 VOTES)**
4. Approve and authorize the Clerk of the Board to execute, upon receipt, three copies of the Fifth Amendment to Aviation Lease with Palomar Airport Center LLC, County Contract Number 75631R. **(4 VOTES)**

**FISCAL IMPACT**

Funds for this request are partially included in the Fiscal Year 2017-18 Operational Plan for the Airport Enterprise Fund. If approved, this request will result in total annual revenue of \$137,277 in the Fiscal Year 2017-18 Airport Enterprise Fund spending plan, an increase of \$1,401 over the budgeted amount. The funding source for the Fiscal Year 2017-18 additional revenue is rental payments from the lessee under the terms of the amended agreements. There will be no change in net General Fund cost and no additional staff years.

**BUSINESS IMPACT STATEMENT**

N/A

**ACTION:**

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

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

4. **SUBJECT: MCCLELLAN-PALOMAR AIRPORT - FOURTH AMENDMENTS TO AVIATION LEASES WITH SCIF PALOMAR, LLC DBA MAGELLAN AVIATION (DISTRICT: 5)**

**OVERVIEW**

McClellan-Palomar Airport is a general aviation airport owned and operated by the County of San Diego and located within the municipal limits of the City of Carlsbad (57th Edition Thomas Guide Page 1127, D3). The airport is a gateway to and from San Diego’s north county and provides facilities and services to commercial, corporate and general aviation communities. Approval of leases of airport property ensures adequate funding is provided for the use of the property and allows the Department of Public Works to use the revenue to make certain all the airports are properly maintained and safe for the users of the airports.

On June 22, 2005 (6), the Board of Supervisors approved two aviation leases with SCIF Palomar, LLC, which operates as Magellan Aviation at McClellan-Palomar Airport. The leases were amended on December 6, 2006 (6), June 23, 2010 (4), and May 6, 2015 (5), to adjust rent and revise terms. The lessee has now requested new lease amendments to accommodate changing requirements from its lender.

This is a request to approve the proposed Fourth Amendments to two aviation leases with SCIF Palomar, LLC under County Contract Nos. 104566 and 104567. The amendments will accommodate the changing requirements from the lender, increase base monthly rent, effective November 1, 2017, and also update the language for customs fees, stormwater and hazardous

materials, lenders notices and processing fees. If the proposed action is adopted, the fiscal year base rent will increase by \$1,616.

### **RECOMMENDATION(S)**

#### **CHIEF ADMINISTRATIVE OFFICER**

1. Find in accordance with Section 15301 of the California Environmental Quality Act (CEQA) Guidelines, that the proposed lease amendments are categorically exempt from CEQA review as they consist of the leasing of existing facilities involving negligible or no expansion of existing use.
2. Approve and authorize the Clerk of the Board to execute, upon receipt, three copies of the Fourth Amendment to Aviation Lease with SCIF Palomar, LLC, County Contract No. 104566 **(4 VOTES)**.
3. Approve and authorize the Clerk of the Board to execute, upon receipt, three copies of the Fourth Amendment to Aviation Lease with SCIF Palomar, LLC, County Contract No. 104567 **(4 VOTES)**.

#### **FISCAL IMPACT**

Funds for this request are partially included in the Fiscal Year 2017-18 Operational Plan for the Airport Enterprise Fund. If approved, this request will result in total annual revenue of \$499,148 in the Fiscal Year 2017-18 Airport Enterprise Fund spending plan, an increase of \$1,616 over the budgeted amount. The funding source for the Fiscal Year 2017-18 additional revenue is rental payments from the lessee under the terms of the amended agreements. There will be no change in net General Fund cost and no additional staff years.

#### **BUSINESS IMPACT STATEMENT**

N/A

#### **ACTION:**

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

AYES: Cox, Jacob, Roberts, Horn

ABSENT: Gaspar

5. **SUBJECT: ADVERTISE AND AWARD A CONSTRUCTION CONTRACT FOR PEDESTRIAN GAP IMPROVEMENT PROJECT (VALLEY ROAD SIDEWALK IMPROVEMENTS, MAPLEVIEW STREET SIDEWALK IMPROVEMENTS, AND EL APAJO SIDEWALK IMPROVEMENTS) (DISTRICTS: 1, 2 & 5)**

#### **OVERVIEW**

On April 8, 2015 (08) the Board of Supervisors approved a grant for the Active Transportation Program (ATP) from the San Diego Association of Governments (SANDAG). As part of the ATP grant, a Pedestrian Gap Analysis was done to identify locations where sidewalks could enhance walkability in areas that attract a large number of pedestrians. Locations were identified based on several factors including condition of sidewalk, pedestrian access, and community input.

The Pedestrian Gap Improvement Project will construct new sidewalks and fill sidewalk gaps at three of the locations identified in the Pedestrian Gap Analysis and will benefit the communities by enhancing pedestrian safety, accessibility, and walkability in areas that attract a large number of pedestrians including schools and community centers.

The proposed project includes construction of new sidewalks in the following locations:

- East side of Valley Road in the unincorporated community of Sweetwater to improve pedestrian access in the vicinity of Valley Vista Elementary School;
- South side of Maplevue Street in the unincorporated community of Lakeside in the vicinity of El Capitan High School; and
- North side of El Apajo in the unincorporated community of San Dieguito in the vicinity of Solana Santa Fe Elementary School, several private schools, and community centers on El Apajo.

This is a request to approve the advertisement and subsequent award of a construction contract to the lowest responsive and responsible bidder. Construction is scheduled to begin early 2018 and be complete by summer 2018. The construction cost is estimated at \$450,000, including contingencies and the funding source is Road Fund fund balance based on prior year operating transfer from the General Fund.

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

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

1. Find that the Pedestrian Gap Improvement Project is exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15301 of the CEQA Guidelines.
2. Authorize the Director of Purchasing and Contracting to advertise and award a construction contract and to take any action authorized by Section 401, et seq. of the Administrative Code, with respect to contracting for the Pedestrian Gap Improvement Project.
3. Designate the Director, Department of Public Works, as County Officer responsible for administering the construction contract, in accordance with Board Policy F-41, Public Works Construction Projects.

#### **FISCAL IMPACT**

Funds for this request are included in the Fiscal Year 2017-18 Operational Plan in the Department of Public Works Road Fund Detailed Work Program. If approved, construction project costs are estimated at \$450,000, including contingencies. The funding source is Road Fund fund balance based on prior year operating transfer from the General Fund (\$450,000). There will be no change in net General Fund cost and no additional staff years.

#### **BUSINESS IMPACT STATEMENT**

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

#### **ACTION:**

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

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

6. **SUBJECT: SEMI-ANNUAL REPORT OF GIFTS AND DONATIONS TOTALING OVER \$5,000 TO THE DEPARTMENT OF PARKS AND RECREATION (DISTRICTS: ALL)**

**OVERVIEW**

The County of San Diego Department of Parks and Recreation (DPR) received numerous donations from the San Diego County Parks Society (Parks Society) during the period of January 1, 2017 to June 30, 2017. The Parks Society is a nonprofit organization committed to promoting DPR and supporting its programs and special events by offsetting costs through both cash and non-cash donations. County of San Diego Administrative Code, Section 66, *Acceptance of Gifts*, permits the acceptance of donations by the administrative head of each department of the County, subject to ratification by the Board of Supervisors. Board approval is required to accept individual gifts over \$5,000. Donations received from the Parks Society for the period of January 1, 2017 to June 30, 2017 total \$13,166.86 (\$5,020.15 in cash donations and \$8,146.71 in non-cash donations).

Today's proposed action is to accept DPR's Report of Gifts and Donations for the period of January 1, 2017 to June 30, 2017 from the Parks Society and ratify the acceptance of gifts exceeding \$5,000. In addition, today's action authorizes the Chair of the Board to sign a letter of appreciation to the Parks Society for the donations.

**RECOMMENDATION(S)**

**CHIEF ADMINISTRATIVE OFFICER**

1. Find that the proposed activity is not a project as defined by the California Environmental Quality Act pursuant to Section 21065 because none of the donations were used for actions that would constitute direct or indirect physical change in the environment.
2. In accordance with Administrative Code Section 66, *Acceptance of Gifts* and Board Policy A-112, *Acceptance and Use of Gifts and Donations*, accept the County of San Diego Department of Parks and Recreation Report of Gifts and Donations from the San Diego County Parks Society for the period of January 1, 2017 to June 30, 2017 and ratify the acceptance of gifts exceeding \$5,000.
3. Authorize the Chair of the Board of Supervisors to sign a letter of appreciation on behalf of the County of San Diego to the San Diego County Parks Society.

**FISCAL IMPACT**

There is no fiscal impact associated with these recommendations. The Department of Parks and Recreation received donations from the San Diego Parks Society totaling \$13,166.86 between January 1, 2017 and June 30, 2017. Donations are used to support Department of Parks and Recreation programs. There will be no change in net General Fund cost and no additional staff years.

**BUSINESS IMPACT STATEMENT**

N/A

**ACTION:**

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

AYES: Cox, Jacob, Roberts, Horn

ABSENT: Gaspar

7. **SUBJECT: RATIFY THE APPLICATION FOR GRANT FUNDS FROM THE CALIFORNIA PARK AND RECREATION SOCIETY FOR IMPROVEMENTS TO SAN DIEGUITO PARK; RATIFY THE APPLICATION AND ADOPT A RESOLUTION TO APPLY FOR AND ACCEPT NATURAL COMMUNITY CONSERVATION PLANNING LOCAL ASSISTANCE GRANT FUNDS FOR THE OTAY RIVER VALLEY (DISTRICT: 1 & 5)**

**OVERVIEW**

The Department of Parks and Recreation (DPR) identified two grant opportunities available to local jurisdictions. The California Park and Recreation Society (CPRS) is a non-profit, professional and public interest organization that has partnered with Playcore to fund a Healthy Play Grant program. Through this grant, Playcore will provide development services and matching funds to install playground equipment that promotes inclusive play for children of all abilities. This project will serve as a National Demonstration Site (NDS) by aligning research-based best practices to create high quality play and recreation environments. The Natural Community Conservation Planning Local Assistance Grant (NCCP LAG) is administered by the California Department of Fish and Wildlife for projects that preserve, restore, and enhance fish and wildlife habitat. This grant program offers state funds for priority tasks associated with implementation of Natural Community Conservation Plans.

The ratification and application period for both grants did not provide time to secure Board approval prior to application deadlines. This is a request to ratify DPR's CPRS Healthy Play grant application of approximately \$100,000 to enhance an existing playground project in San Dieguito Park Inclusion Playground Improvement project; and to ratify the grant application and adopt a resolution authorizing DPR to accept up to \$50,000 of NCCP LAG funding for coastal cactus wren habitat restoration and enhancement within the Otay River Valley. The CPRS grant requires matching funds, whereas the NCCP LAG grant does not. In addition, this request will authorize the Director, DPR to conduct all negotiations and to execute and submit all documents necessary to apply for and accept grant funds if awarded.

**RECOMMENDATION(S)**

**CHIEF ADMINISTRATIVE OFFICER**

1. Find that the Board determined the San Dieguito Park Inclusion Playground Improvement project was exempt from the California Environmental Quality Act (CEQA) on August 3, 2016 (05) and that the action requested today will not change the project or cause any new significant environmental impacts that were not previously considered.
2. Find that the proposed Otay River Valley Cactus Wren Habitat Restoration and Enhancement Project is categorically exempt from California Environmental Quality Act (CEQA) pursuant to CEQA guidelines Section 15304 and 15333 because the project involves minor alterations to lands and consists of habitat restoration not to exceed five acres.

3. Waive Board Policy B-29, Fees, Grants, and revenue Contracts - Department Responsibility for Cost Recovery, which requires the Board of Supervisors to act upon the proposed actions at least 15 days before a grant application is submitted.
4. Ratify the grant applications for approximately \$100,000 of California Parks and Recreation Society's Healthy Play grant and for approximately \$50,000 of Natural Community Conservation Planning Local Assistance Grant funds and authorize the Department of Parks and Recreation to accept the grant funds if awarded.
5. Adopt the Resolution entitled: RESOLUTION OF THE SAN DIEGO COUNTY BOARD OF SUPERVISORS AUTHORIZING THE APPLICATION AND ACCEPTANCE OF GRANT FUNDS FROM THE NATURAL COMMUNITY CONSERVATION PLANNING LOCAL ASSISTANCE PROGRAM FOR THE OTAY RIVER VALLEY CACTUS WREN HABITAT RESTORATION AND ENHANCEMENT PROJECT.
6. Authorize the Director, Department of Parks and Recreation, or designee, as agent of the County of San Diego, to conduct all negotiations and submit all documents necessary to apply for and accept grant funds including, but not limited to, applications, grant contracts, payment requests and, if funds are awarded, to execute the grant agreements, including any extensions or amendments thereof that do not materially impact or alter the grant program or funding levels.

#### **FISCAL IMPACT**

There is no fiscal impact associated with today's recommendations. If approved, this request will ratify the Department of Parks and Recreation's (DPR's) grant application for California Parks and Recreation Society (CPRS) grant funds and authorize DPR to accept grant funds in the amount of approximately \$100,000 for a playground project at San Dieguito Park. The matching funds requirement for the CPRS grant are included in the Fiscal Year 2017-18 Operational Plan in project 1020741, San Dieguito Park ADA and Playground Improvement. The funding source is fees from developers of land deposited in the Parkland Dedication Fund. Upon completion of the playground project, the play area would be operated and maintained by existing DPR staff.

If approved, this request also will ratify DPR's application for Natural Community Conservation Plan Local Assistance Grant (NCCP-LAG) funds up to \$50,000 for the Otay River Valley Cactus Wren Habitat Restoration and Enhancement project. No matching funds are required. Upon completion of the project, the habitat would be maintained by existing DPR staff.

If these grants are awarded, DPR will return to the Board to request the appropriations of grant funds. There will be no change in net General Fund cost and no additional staff years.

#### **BUSINESS IMPACT STATEMENT**

N/A

**ACTION:**

ON MOTION of Supervisor Roberts, seconded by Supervisor Horn, the Board of Supervisors took action as recommended, on Consent, adopting Resolution No. 17-159, entitled:  
**RESOLUTION OF THE SAN DIEGO COUNTY BOARD OF SUPERVISORS  
AUTHORIZING THE APPLICATION AND ACCEPTANCE OF GRANT FUNDS FROM  
THE NATURAL COMMUNITY CONSERVATION PLANNING LOCAL ASSISTANCE  
PROGRAM FOR THE OTAY RIVER VALLEY CACTUS WREN HABITAT  
RESTORATION AND ENHANCEMENT PROJECT.**

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

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

**OVERVIEW**

Martha Welch spoke to the Board regarding the state of San Diego.

Kelly McCormick spoke to the Board regarding Marijuana regulations.

**ACTION:**

Heard, Referred to the Chief Administrative Officer.

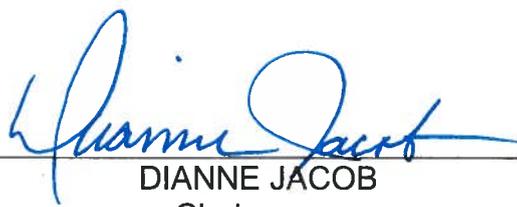
There being no further business, the Board adjourned at 9:23 a.m.

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

Consent: Miller  
Discussion: Zurita

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

Approved by the Board of Supervisors, on Wednesday, November 15, 2017.

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

DIANNE JACOB  
Chairwoman

Attest:

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

DAVID HALL  
Clerk of the Board

10/25/17