

October 30, 2018

**STATEMENT OF PROCEEDINGS**

*The Minutes of the*

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

**COUNTY OF SAN DIEGO**

STATEMENT OF PROCEEDINGS  
COUNTY OF SAN DIEGO BOARD OF SUPERVISORS  
REGULAR MEETING  
MEETING AGENDA  
**TUESDAY, OCTOBER 30, 2018, 9:00 AM**  
BOARD OF SUPERVISORS NORTH CHAMBER ROOM 310  
1600 PACIFIC HIGHWAY, SAN DIEGO, CALIFORNIA

Order of Business

**BOARD CONFERENCE**  
**CARING FOR PEOPLE IN PSYCHIATRIC CRISIS IN SAN DIEGO COUNTY**  
**9:00 A.M.**

- A. BOARD CONFERENCE – Meeting was called to order at 9:00 a.m.

PRESENT: Supervisors Kristin Gaspar, Chairwoman; Dianne Jacob, Vice-Chairwoman; Greg Cox; Bill Horn; also, Andrew Potter, Assistant Clerk of the Board of Supervisors.

ABSENT: Supervisor Ron Roberts

- B. Invocation was led by Pastor Buck Elsmore of Calvary Chapel in La Costa Hills.

- C. Pledge of Allegiance was led by Giana Ito and Shane Ito of Encinitas.

- D. Item 3: BOARD CONFERENCE: CARING FOR PEOPLE IN PSYCHIATRIC CRISIS IN SAN DIEGO COUNTY

**REGULAR MEETING**  
**2:00 P.M.**

- E. REGULAR SESSION – Meeting was called to order at 2:03 p.m.

PRESENT: Supervisors Kristin Gaspar, Chairwoman; Dianne Jacob, Vice-Chairwoman; Greg Cox; Bill Horn; also, Andrew Potter, Assistant Clerk of the Board of Supervisors.

ABSENT: Supervisor Ron Roberts

- F. Presentation or Announcement of Proclamations and Awards:

Chairwoman Kristin Gaspar presented a proclamation honoring the Volunteer of the Month: William Eade.

- G. 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.

H. Approval of the Statement of Proceedings/Minutes for the meeting of October 9, 2018.

**ACTION:**

ON MOTION of Supervisor Horn, seconded by Supervisor Cox, the Board of Supervisors approved the Statement of Proceedings/Minutes for the meeting of October 9, 2018.

AYES: Cox, Jacob, Gaspar, Horn

ABSENT: Roberts

I. Formation of Consent Calendar

J. Discussion Items

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

**Board of Supervisors' Agenda Items**

<b>Category</b>	<b>#</b>	<b>Subject</b>
Public Safety	1.	SHERIFF - REQUEST TO ISSUE A REQUEST FOR PROPOSALS FOR THE PROCUREMENT OF AN ELECTRONIC MEDIA DELIVERY SYSTEM AND SERVICES  <i><u>(This item was withdrawn at the request of the Sheriff.)</u></i>
	2.	SAN DIEGO COUNTY FIRE AUTHORITY - FEDERAL EMERGENCY MANAGEMENT AGENCY GRANT ACCEPTANCE AND ESTABLISHMENT OF APPROPRIATIONS [FUNDING SOURCES: FEDERAL EMERGENCY MANAGEMENT AGENCY ASSISTANCE TO FIREFIGHTERS GRANT AND EXISTING GENERAL PURPOSE REVENUE TO MEET THE 10% MATCHING FUNDS REQUIREMENT] (4 VOTES)
Health and Human Services	3.	BOARD CONFERENCE: CARING FOR PEOPLE IN PSYCHIATRIC CRISIS IN SAN DIEGO COUNTY
	4.	ACCEPT FEDERAL GRANT FUNDS FOR SAN DIEGO RACIAL AND ETHNIC APPROACHES TO COMMUNITY HEALTH (REACH) [FUNDING SOURCE: A GRANT FROM THE CENTERS FOR DISEASE CONTROL AND PREVENTION]

Community  
Services

5. ACCEPT GRANT FUNDS FOR HEALTHY WORKS: HEART DISEASE AND STROKE PREVENTION (HWHDSP) PROGRAM, AND AUTHORIZE SINGLE SOURCE PROCUREMENT FOR THE REGENTS OF THE UNIVERSITY OF CALIFORNIA, SAN DIEGO (UCSD), FOR THE BE THERE SAN DIEGO PROGRAM  
[FUNDING SOURCE: CENTERS FOR DISEASE CONTROL AND PREVENTION]
6. NOTICED PUBLIC HEARING:  
DEPARTMENT OF GENERAL SERVICES - DOWNTOWN COURT PROPERTY - ADOPT ORDINANCE AUTHORIZING DISPOSITION AND DEVELOPMENT AGREEMENT FOR THE DEVELOPMENT OF THE FORMER COUNTY COURTHOUSE AND OLD JAIL SITE AND THE ADJACENT COUNTY-OWNED BLOCK AND APPROVE LEASE AMENDMENT FOR OLD JAIL SITE  
[FUNDING SOURCES: PROCEEDS FROM THE SALE, THE GEO GROUP, INC. LEASE REVENUE, AND AVAILABLE PRIOR YEAR GENERAL FUND BALANCE]  
(4 VOTES)
7. HEALTH AND HUMAN SERVICES AGENCY - SECOND AMENDMENT TO LEASE AGREEMENT FOR CHILD WELFARE SERVICES AT 1320 UNION PLAZA COURT, OCEANSIDE  
[FUNDING SOURCES: SOCIAL SERVICES ADMINISTRATIVE REVENUE AND ALIGNMENT]
8. FIRST AMENDMENT TO LEASE AGREEMENT FOR THE DISTRICT ATTORNEY AND AUDITOR AND CONTROLLER AT 200 EAST MAIN STREET, EL CAJON  
[FUNDING SOURCE: DISTRICT ATTORNEY: PROPOSITION 172 FUNDS; AUDITOR & CONTROLLER: GENERAL FUND]
9. GENERAL SERVICES - REPORT OF ACTION PURSUANT TO PUBLIC CONTRACT CODE SECTION 22050 FOR EMERGENCY REPAIRS AT THE HEALTH SERVICES COMPLEX AND NORTH COUNTY REGIONAL CENTER, VISTA DETENTION FACILITY  
[FUNDING SOURCE: CHARGES TO CLIENT DEPARTMENTS AND THE JUDICIAL COUNCIL OF CALIFORNIA]
10. UPDATED REPORT TO THE BOARD ON THE SEARCH FOR PROPERTY FOR AN INNOVATIVE REHABILITATION PROGRAM
11. REGISTRAR OF VOTERS - APPOINTMENTS TO DISTRICT AND COMMUNITY PLANNING AREA BOARDS

12. SUNSET REVIEW OF BOARD POLICIES AND ADMINISTRATIVE CODE SECTIONS ASSIGNED TO THE COMMUNITY SERVICES GROUP; APPROVE AN ORDINANCE AMENDING COUNTY ADMINISTRATIVE CODE IIIK RELATING TO AFFIRMATIVE ACTION PROGRAM FOR VENDORS (FIRST READING OF ORDINANCE - 10/30/2018; SECOND READING OF ORDINANCE - 11/13/2018)
13. COUNTY LIBRARY - ACCEPTANCE OF GIFTS AND DONATIONS FOR THE SAN DIEGO COUNTY LIBRARY
14. AMEND THE 2018 BOARD OF SUPERVISORS REGULAR MEETING CALENDAR
15. NOTICED PUBLIC HEARING:  
ISSUANCE OF REVENUE BONDS BY THE COLORADO HEALTH FACILITIES AUTHORITY FOR THE BENEFIT OF COVENANT RETIREMENT COMMUNITIES, INC. IN AN AGGREGATE AMOUNT NOT TO EXCEED \$68,000,000
16. APPOINTMENT TO THE CALIFORNIA STATE ASSOCIATION OF COUNTIES (CSAC)
17. NEIGHBORHOOD REINVESTMENT PROGRAM GRANTS (DISTRICT: 3)  
[FUNDING SOURCE: GENERAL FUND FUND BALANCE]
18. NEIGHBORHOOD REINVESTMENT PROGRAM GRANTS (DISTRICT: 4)  
[FUNDING SOURCE: GENERAL FUND FUND BALANCE]  
(4 VOTES)
19. ESCHEATMENT OF UNCLAIMED PROPERTY TAX REFUND MONEY IN COUNTY TRUST FUNDS (PROPERTY TAX)  
[FUNDING SOURCE: UNCLAIMED PROPERTY TAX REFUNDS]
20. APPROVE THE ESCHEATMENT OF UNCLAIMED MONEY IN COUNTY TRUST FUNDS  
  
(RELATES TO AIR POLLUTION CONTROL BOARD AGENDA NO. 1)
21. RECOMMENDATION FOR AWARD OF A FIRM TO PROVIDE WASHINGTON, D.C. REPRESENTATION SERVICES  
[FUNDING SOURCE: GENERAL PURPOSE REVENUE]
22. PROPERTY ASSESSED CLEAN ENERGY (PACE) EXPANSION WITH CALIFORNIA MUNICIPAL FINANCE AUTHORITY'S OPEN PACE PROGRAM

Land Use and  
Environment

Financial and  
General  
Government

- 23. SUNSET REVIEW OF BOARD OF SUPERVISORS POLICIES, COUNTY ADMINISTRATIVE CODE ARTICLES, AND REGULATORY CODE TITLES ASSIGNED TO THE FINANCE AND GENERAL GOVERNMENT GROUP
- 24. SECOND CONSIDERATION AND ADOPTION OF ORDINANCES: AMENDMENTS TO THE COMPENSATION ORDINANCE AND THE ADMINISTRATIVE CODE RELATING TO THE TENTATIVE AGREEMENT FOR THE SAN DIEGO COUNTY PROBATION OFFICERS' ASSOCIATION  
[FUNDING SOURCE: A COMBINATION OF GENERAL PURPOSE REVENUES, AVAILABLE GENERAL FUND FUND BALANCE, AND VARIOUS PROGRAM REVENUES]
- 25. SECOND READING OF AMENDMENT TO THE COMPENSATION ORDINANCE PERTAINING TO THE SALARIES OF THE ASSESSOR/RECORDER/COUNTY CLERK, DISTRICT ATTORNEY, SHERIFF AND TREASURER/TAX-COLLECTOR

Communications Received

- 26. COMMUNICATIONS RECEIVED

Appointments

- 27. APPOINTMENTS: VARIOUS

Financial and General Government

- 28. SWEETWATER NORTH LOOP TRAIL  
[FUNDING SOURCE: GENERAL FUND FUND BALANCE]

Public Communication

- 29. PUBLIC COMMUNICATION

1. **SUBJECT: SHERIFF - REQUEST TO ISSUE A REQUEST FOR PROPOSALS FOR THE PROCUREMENT OF AN ELECTRONIC MEDIA DELIVERY SYSTEM AND SERVICES (DISTRICTS: ALL)**

**OVERVIEW**

The Sheriff's Department provides various communication and information services for inmates, including delivery of physical mail, electronic mail and educational and training programs.

The San Diego County Sheriff's Department handles approximately 13,282 pieces of mail each month. With that large volume of mail, it is not possible to prevent all contraband from entering the detention facilities.

A system that scans incoming mail and allows inmates to access that mail using electronic devices, such as tablets and kiosks, would improve safety and efficiency. In addition, this system could allow inmates to access movies, music and other media content.

The Sheriff's Department seeks proposals for a system that would provide communication and information services, including conversion of all mail that is not privileged attorney-client communication to an electronic format, as well as the delivery of educational and training programs, filing of grievances, streaming of entertainment, communications between inmates and their families, and hosting of other third-party applications and services.

The Sheriff's Department intends to recover the costs for the system and services through a fee-for-service paid by inmate users or their families if they choose to purchase certain discretionary services, such as entertainment media streaming and electronic communications. The Sheriff intends that there will be no charges for incoming mail and to file requests such as grievances or medical requests and those fees for messages to families will be comparable to the current cost of postage.

The Sheriff shall return to your Board for approval of the fee schedule upon completion of the proposal evaluation, when prices for the services are known.

This is a request to authorize the Director of the Department of Purchasing and Contracting to issue a Request for Proposals for the procurement of an electronic media delivery system and services. The request is for one initial year from the date of an award, and four one-year option periods, with a six-month option if needed.

**FISCAL IMPACT**

There is no fiscal impact associated with this request. The Sheriff intends for the contractor to recover all costs associated with this Contract directly through fees paid by users of specific discretionary services. There will be no change in net General Fund cost and no additional staff years.

**BUSINESS IMPACT STATEMENT**

N/A

**RECOMMENDATION(S)**

**SHERIFF**

This item was withdrawn at the request of the Sheriff.

**2. SUBJECT: SAN DIEGO COUNTY FIRE AUTHORITY - FEDERAL EMERGENCY MANAGEMENT AGENCY GRANT ACCEPTANCE AND ESTABLISHMENT OF APPROPRIATIONS (DISTRICTS: ALL)**

**OVERVIEW**

On June 18, 2013 (4), the Board of Supervisors (Board) authorized the Director of San Diego County Fire Authority (SDCFA) to submit grant applications to improve fire prevention and protection in the unincorporated areas of the County. On February 1, 2018, SDCFA submitted an application for the Fiscal Year 2017 Federal Emergency Management Agency Assistance to Firefighters Grant (FEMA AFG). SDCFA's grant application included a request for funding to purchase fire apparatus exhaust systems for four County fire stations. On September 14, 2018, the FEMA AFG program awarded SDCFA \$113,637 in grant funds, with a match requirement of \$11,363.

This is a request to authorize SDCFA to accept grant funds and establish appropriations of \$113,637 based on FEMA AFG grant funds for equipment purchases.

**RECOMMENDATION(S)**

**CHIEF ADMINISTRATIVE OFFICER**

1. Waive Board Policy B-29, Fees, Grants, Revenue Contracts - Department Responsibility for Cost Recovery, which requires full cost recovery for grants.
2. Authorize the Director, San Diego County Fire Authority to accept the FEMA Assistance to Firefighters Grant funds in the amount of \$113,637 for fire apparatus exhaust systems.
3. Authorize the Director, San Diego County Fire Authority, to execute all required grant documents, including annual extensions, amendments, and/or revisions thereto that do not materially impact or alter the services or funding level.
4. Establish appropriations of \$113,637 in the San Diego County Fire Authority, Capital Asset Equipment, for fire and emergency response equipment, based on unanticipated revenue from the FEMA Assistance to Firefighters Grant Fiscal Year 2017 funds.

**(4 VOTES)**

**FISCAL IMPACT**

Funds for this request are partially included in the Fiscal Year 2018-19 Operational Plan for the San Diego County Fire Authority. If approved, this request will result in costs and revenue of \$125,000. The funding sources are a Federal Emergency Management Agency Assistance to Firefighters Grant (\$113,637) and existing General Purpose Revenue (\$11,363) to meet the 10% matching funds requirement. There will be no change in net General Fund cost and no additional staff years.

**BUSINESS IMPACT STATEMENT**

N/A

**ACTION:**

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

AYES: Cox, Jacob, Gaspar, Horn

ABSENT: Roberts

**3. SUBJECT: BOARD CONFERENCE: CARING FOR PEOPLE IN PSYCHIATRIC CRISIS IN SAN DIEGO COUNTY (DISTRICTS: ALL)**

**OVERVIEW**

There is a tremendous need for emergency and inpatient psychiatric care throughout San Diego County. The closure of inpatient psychiatric hospital beds throughout our region and across the State is a crisis that will leave many people with nowhere to go for treatment during an acute mental health emergency. Without reliable sources for inpatient psychiatric care, patients often languish in overcrowded emergency rooms, jails, or become homeless. Now more than ever, we need to focus our efforts on collaboration and supporting a robust system of care for those in crisis.

Today's Board Conference will present a comprehensive assessment of the state of inpatient psychiatric care in San Diego County and provide recommendations for addressing this crisis from both an immediate and long-term approach.

**RECOMMENDATION(S)**

**CHAIRWOMAN KRISTIN GASPAR**

Receive the information presented in the Board Conference: Caring for People in Psychiatric Crisis in San Diego County.

**FISCAL IMPACT**

N/A

**BUSINESS IMPACT STATEMENT**

N/A

**ACTION:**

The Board received the information presented in the Board Conference: Caring for People in Psychiatric Crisis in San Diego County.

**4. SUBJECT: ACCEPT FEDERAL GRANT FUNDS FOR SAN DIEGO RACIAL AND ETHNIC APPROACHES TO COMMUNITY HEALTH (REACH) (DISTRICTS: ALL)**

**OVERVIEW**

On May 15, 2018, the Centers for Disease Control and Prevention (CDC) announced a funding opportunity for a new grant program: Racial and Ethnic Approaches to Community Health (REACH). The Health and Human Services Agency (HHS) applied for and successfully obtained this grant in the amount of approximately \$792,000 per year for five years. The purpose of this funding is to provide communities the opportunity to improve

health, prevent chronic diseases, and reduce health disparities among racial and ethnic populations with the highest risk of chronic disease. Services will support culturally-tailored interventions to address preventable risk behaviors related to three strategy areas: nutrition, physical activity, and clinical-community linkages. In San Diego County, this program will be known as San Diego Racial and Ethnic Approaches to Community Health or *SDREACH*.

Today's action requests the Board of Supervisors approve and accept the funding for the CDC REACH grant and authorize the Agency Director of HHSA, to execute the new grant agreement from September 30, 2018 to September 29, 2023. This item supports the *Live Well San Diego* vision by engaging San Diego residents to support healthy eating, physical activity, and tobacco-free living.

**RECOMMENDATION(S)**

**CHIEF ADMINISTRATIVE OFFICER**

1. Authorize the acceptance of an estimated amount of \$3.96 million in grant funds from the Centers for Disease Control and Prevention for the period of September 30, 2018 through September 29, 2023 for Racial and Ethnic Approaches to Community Health (REACH) and authorize the Agency Director, Health and Human Services Agency, to execute all required grant documents, including any annual extensions, amendments and/or revisions thereto that do not materially impact or alter the services or funding level.
2. Authorize the Agency Director, Health and Human Services Agency, to pursue future funding opportunities related to the support of chronic disease prevention efforts.

**FISCAL IMPACT**

Funds for this request are included in the Fiscal Year 2018-20 Operational Plan in the Health and Human Services Agency. If approved, this request will result in costs and revenue of \$594,000 in Fiscal Year 2018-19 and costs and revenue of \$792,000 in Fiscal Year 2019-20. The funding source is a grant from the Centers for Disease Control and Prevention. There will be no change in net General Fund fund balance and no additional staff years.

**BUSINESS IMPACT STATEMENT**

N/A

**ACTION:**

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

AYES: Cox, Jacob, Gaspar, Horn

ABSENT: Roberts

5. **SUBJECT: ACCEPT GRANT FUNDS FOR HEALTHY WORKS: HEART DISEASE AND STROKE PREVENTION (HWHDSP) PROGRAM, AND AUTHORIZE SINGLE SOURCE PROCUREMENT FOR THE REGENTS OF THE UNIVERSITY OF CALIFORNIA, SAN DIEGO (UCSD), FOR THE BE THERE SAN DIEGO PROGRAM (DISTRICTS: ALL)**

**OVERVIEW**

On May 10, 2018, the Centers for Disease Control and Prevention (CDC) announced a funding opportunity for a new grant program: Innovative State and Local Public Health Strategies to Prevent and Manage Diabetes and Heart Disease and Stroke. The Health and Human Services Agency (HHS) applied for and successfully obtained this grant in the amount of approximately \$900,000 per year for five years from September 30, 2018 through September 29, 2023. The purpose of this funding is to support design, testing, and evaluation of novel approaches to reduce risks, complications, and barriers to the prevention of cardiovascular disease in high-burden populations. High-burden populations include those who are impacted disproportionately by high blood pressure or high cholesterol due to socioeconomic or related factors.

With this funding, HHS will launch the Healthy Works: Heart Disease and Stroke Prevention (HWHDSP) program. Services through this program will support the prevention and management of high blood pressure and high blood cholesterol to prevent heart disease and strokes through the enhancement of clinical-community linkages and health system improvements. The Regents of the University of California, San Diego (UCSD) runs the UCSD Be There San Diego program which is a coalition of healthcare systems working together to prevent heart attacks and strokes in the region and has been successful in similar efforts. HHS proposes to single source contract with UCSD for the provision of HWHSDP services.

Today's action requests the Board of Supervisors to approve and accept the funding for the CDC HWHDSP grant, authorize the Agency Director of HHS, to execute the new grant agreement and approve a single source contract with UCSD. This item supports the *Live Well San Diego* vision by enhancing efforts to reduce and prevent chronic disease through clinical-community linkage strategies to connect patients to lifestyle change programs and changes in clinical practice.

**RECOMMENDATION(S)**

**CHIEF ADMINISTRATIVE OFFICER**

1. Authorize the acceptance of approximately \$4.5 million in grant funds from the Centers for Disease Control and Prevention for the period of September 30, 2018 through September 29, 2023 and authorize the Agency Director, Health and Human Services Agency, to execute all required grant documents, including any annual extensions, amendments and/or revisions thereto that do not materially impact or alter the services or funding level.

2. In accordance with Board Policy A-87, approve and authorize the Director, Department of Purchasing and Contracting to enter into negotiations with The Regents of the University of California, San Diego (UCSD), and subject to successful negotiations and a determination of a fair and reasonable price, award a contract for prevention and management of heart disease and stroke for up to one year and four option periods through September 29, 2023, and an additional six months if needed, and to amend the contracts as needed to reflect changes to services and funding.
3. Authorize the Agency Director, Health and Human Services Agency, to pursue future funding opportunities related to the support of chronic disease prevention efforts.

**FISCAL IMPACT**

Funds for this request are included in the Fiscal Year 2018-20 Operational Plan in the Health and Human Services Agency. If approved, this request will result in costs and revenue of \$675,000 in Fiscal Year 2018-19 and costs and revenue of \$900,000 in Fiscal Year 2019-20. The funding source is the Centers for Disease Control and Prevention. There will be no change to General Fund fund balance and no additional staff years.

**BUSINESS IMPACT STATEMENT**

N/A

**ACTION:**

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

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

6.     **SUBJECT:   NOTICED PUBLIC HEARING:  
                   DEPARTMENT OF GENERAL SERVICES - DOWNTOWN COURT  
                   PROPERTY - ADOPT ORDINANCE AUTHORIZING DISPOSTION  
                   AND DEVELOPMENT AGREEMENT FOR THE DEVELOPMENT OF  
                   THE FORMER COUNTY COURTHOUSE AND OLD JAIL SITE AND  
                   THE ADJACENT COUNTY-OWNED BLOCK AND APPROVE LEASE  
                   AMENDMENT FOR OLD JAIL SITE (DISTRICT: 4)**

**OVERVIEW**

On April 25, 2017 (15), the Board approved and authorized the Chief Administrative Officer to execute a Memorandum of Agreement (“MOA”) between the County and the Judicial Council of California for the transfer of the former downtown County Courthouse building and Old Jail and the land on which those buildings are situated (“Downtown Court Property”) from the State of California to the County. Additionally, the Board authorized a competitive solicitation using a Request for Proposals process for the development of the Downtown Court Property and an adjacent County-owned property to the north of the Downtown Court Property (the Downtown Court Property and the County-owned property to the north are referred to as the “Site”) under a disposition and development agreement and set a Board hearing date of September 26, 2017 for the Board to receive proposals. The Site is further identified as County Assessor Parcel Numbers (“APNs”) 533-517-02; 533-517-03; 533-517-04 (former APN 533-517-01 was split into APNs 533-517-02; 533-517-03; and

533-517-04 in 2018); 533-414-08; and 533-414-09. On July 18, 2017 (20), the Board approved a request to change the hearing date for receipt of proposals from September 26, 2017 to December 5, 2017.

On December 5, 2017 (10), the Board received two proposals submitted by development teams and authorized the Director, Department of General Services, or designee(s), to evaluate the proposals, select proposal(s) for negotiations, and to negotiate with selected proposer(s) for a project to include the demolition of buildings on the Site and the construction of a pedestrian inmate transfer tunnel connecting the Central Jail to the new State-owned Central Courthouse. Staff has negotiated a disposition and development agreement with the selected proposer, Holland Partner Group dba the Holland Acquisition Co., LLC, that provides for the demolition of buildings on the Site, the construction of the pedestrian inmate transfer tunnel, and the sale of the Site.

Today's action is a request for the Board to: 1) adopt an Ordinance authorizing the execution of the disposition and development agreement for the Site after holding a public hearing required by Government Code section 25515.2; 2) authorize the Clerk of the Board to publish the Ordinance in accordance with Government Code section 25515.2; 3) authorize the Director, Department of General Services, to execute the Disposition and Development Agreement, which includes a Purchase and Sale Agreement and Joint Escrow Instructions, with the Holland Acquisition Co., LLC, a Washington limited liability company, 30 days after adoption of the Ordinance; 4) establish appropriations of \$7,553,345 to supervise and administer demolition and construction of the tunnel and provide contingency funding for unforeseen circumstances; and 5) authorize the Director, Department of General Services, to amend an existing lease of a portion of the Site with The GEO Group, Inc., a Florida corporation, doing business as GEO California, Inc.

## **RECOMMENDATION(S)**

### **CHIEF ADMINISTRATIVE OFFICER**

1. Find that pursuant to Government Code sections 70504 and 70505 (i) the Final Environmental Impact Report dated December 2010, as amended, on file in the Department of General Services, State Clearinghouse No. 2000021015, prepared by the Judicial Council of California, as updated; (ii) the March 2008 City of San Diego Program Environmental Impact Report for the City of San Diego's General Plan (State Clearinghouse No. 2006091032), as updated; and (iii) the March 2006 Final Environmental Impact Report for the San Diego Downtown Community Plan (State Clearinghouse No. 2003041001), as updated, (collectively, the three environmental impact reports "EIRs") were completed in compliance with the California Environmental Quality Act (CEQA) and the State and County CEQA Guidelines; that the Board has reviewed and considered the information contained in the EIRs before authorizing the disposition and development agreement; these previously certified EIRs have been deemed adequate for this purpose; and, no further environmental documentation or review is required.

Find that there are no changes in the project or in the circumstances under which it is undertaken that involve significant new environmental impacts which were not considered in the previously certified EIRs, that there is no substantial increase in the severity of previously identified significant effects, and that no new information of substantial importance has become available since the EIRs were certified, as explained in the Environmental Review Update Checklist dated October 17, 2018 and prepared pursuant to CEQA Guidelines Section 15162.

2. Find that the approval of the amendment to the lease agreement with The GEO Group, Inc. is exempt from CEQA pursuant to State CEQA Guidelines section 15301 and Government Code section 70506.
3. Find that the Disposition and Development Agreement will result in economic benefits to the County.
4. Find that the Disposition and Development Agreement will not interfere with the use of the public properties adjacent to the Site.
5. Adopt the following Ordinance after holding a public hearing in accordance with Government Code section 25515.2. **(4 VOTES)**  
AN ORDINANCE AUTHORIZING AN AGREEMENT ENTITLED DISPOSITION AND DEVELOPMENT AGREEMENT BY AND BETWEEN COUNTY OF SAN DIEGO AND HOLLAND ACQUISITION CO., LLC RELATING TO THE COUNTY COURTHOUSE AND OLD JAIL SITE.
6. Authorize the Clerk of the Board to publish the Ordinance in accordance with Government Code section 25515.2.
7. Authorize the Director, Department of General Services, to execute the Disposition and Development Agreement and the Purchase and Sale Agreement and Joint Escrow Instructions with Holland Acquisition Co., LLC, a Washington limited liability company, 30 days after adoption of the Ordinance.
8. Authorize the Director, Department of General Services, to perform any actions necessary to administer or in furtherance of the Disposition and Development Agreement and the Purchase and Sale Agreement and Joint Escrow Instruction, including execution of any documents and agreements.
9. Establish appropriations of \$7,553,345 in the Contributions to Capital Outlay Fund, Operating Transfer Out, to supervise and administer demolition and construction and provide contingency funding for unforeseen circumstances for Capital Project 1021891, Inmate Transfer Tunnel, based on sale proceeds (\$5,000,000) and unanticipated The GEO Group, Inc. lease revenue (\$2,553,345). **(4 VOTES)**
10. Establish appropriations of \$7,553,345 in the Justice Facility Construction Fund for Capital Project 1021891, Inmate Transfer Tunnel, based on an Operating Transfer In from the General Fund. **(4 VOTES)**
11. Approve and authorize the Director, Department of General Services, to execute the third amendment to the lease agreement with The GEO Group, Inc., a Florida corporation, doing business as GEO California, Inc. for a portion of the Site.

#### **FISCAL IMPACT**

Funds for this request are partially included in the Fiscal Year 2018-19 Operational Plan in the Justice Facility Construction Fund for Capital Project 1021891, Inmate Transfer Tunnel (\$1,400,000). If approved, this request will establish additional appropriations to supervise and administer demolition and construction of a pedestrian inmate transportation tunnel and

provide funding for unforeseen circumstances. The funding sources are proceeds from the sale (\$5,000,000), The GEO Group, Inc. lease revenue (\$2,553,345) and available prior year General Fund fund balance (\$1,400,000). There will be no change in net General Fund costs and no additional staff years.

#### **BUSINESS IMPACT STATEMENT**

The potential development of the parcels could have a positive impact for the San Diego region as it will support the creation of construction-related and permanent local employment, housing, and affordable housing opportunities.

#### **ACTION:**

ON MOTION of Supervisor Horn, seconded by Supervisor Cox, the Board of Supervisors closed the Hearing and took action as recommended, on Consent, adopting Ordinance No. 10568 (N.S.) entitled: AN ORDINANCE AUTHORIZING AN AGREEMENT ENTITLED DISPOSITION AND DEVELOPMENT AGREEMENT BY AND BETWEEN COUNTY OF SAN DIEGO AND HOLLAND ACQUISITION CO., LLC RELATING TO THE COUNTY COURTHOUSE AND OLD JAIL SITE.

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

7. **SUBJECT: HEALTH AND HUMAN SERVICES AGENCY - SECOND AMENDMENT TO LEASE AGREEMENT FOR CHILD WELFARE SERVICES AT 1320 UNION PLAZA COURT, OCEANSIDE (DISTRICT: 5)**

#### **OVERVIEW**

Since November 19, 1993, the County has leased 23,995 square feet of office space at 1320 Union Plaza Court in Oceanside for the Health and Human Services Agency's (HHSA) Child Welfare Services. The current lease expires on November 30, 2018 and there are no remaining options to extend the lease. Due to a consolidation of HHSA offices serving the North Coastal Region, Child Welfare Services will eventually move into the new North Coastal Live Well Center, which is expected to be completed in July 2020.

Today's request is for the Board to approve a Second Amendment to Lease Agreement with Sunrise Capital, LLC, the lessor. The proposed amendment will extend the term of the lease at 1320 Union Plaza Court for three years to allow for continued operation of Child Welfare Services until the North Coastal Live Well Center is complete.

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

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

1. Find that the proposed project is exempt from the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines section 15301.
2. Approve and authorize the Director, Department of General Services, to execute the Second Amendment to Lease Agreement for 23,995 square feet of space at 1320 Union Plaza Court, Oceanside, with Sunrise Capital, LLC, a California limited liability company.

**FISCAL IMPACT**

Funds for this request are included in the Fiscal Year 2018-20 Operational Plan in the Health and Human Services Agency. If approved, this request will result in costs and revenue of \$627,732 in Fiscal Year 2018-19 and costs and revenue of \$659,203 for Fiscal Year 2019-20. The funding sources are Social Services Administrative Revenue and Realignment. There will be no change in net General Fund costs and no additional staff years.

**BUSINESS IMPACT STATEMENT**

N/A

**ACTION:**

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

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

- 8. **SUBJECT: FIRST AMENDMENT TO LEASE AGREEMENT FOR THE DISTRICT ATTORNEY AND AUDITOR AND CONTROLLER AT 200 EAST MAIN STREET, EL CAJON (DISTRICT: 2)**

**OVERVIEW**

Since 1996 the County has leased a portion of the El Cajon City Hall building located at 200 East Main Street, El Cajon for various departments. The space is currently occupied by the District Attorney and Revenue and Recovery division of the Auditor & Controller. The current lease expires November 5, 2018 and there are no remaining options to extend the lease.

Today's request is for the Board to approve a First Amendment to Lease Agreement with the City of El Cajon, the lessor. The proposed amendment will extend the term of the lease for six years and give the County the option to terminate all or a portion of the premises if it is no longer needed.

**RECOMMENDATION(S)**

**CHIEF ADMINISTRATIVE OFFICER**

1. Find that the proposed project is exempt from the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines section 15301.
2. Approve and authorize the Director, Department of General Services, to execute the First Amendment to Lease Agreement for 8,956 square feet of space at 200 East Main Street, El Cajon, with the City of El Cajon.

**FISCAL IMPACT**

If approved, this request will result in costs and revenue of approximately \$179,792 in Fiscal Year 2018-19 based on a commencement date of November 6, 2018, as detailed below.

**District Attorney.** Funds for this request are included in the Fiscal Year 2018-19 Operational Plan for the District Attorney's Office. If approved, this request will result in costs and revenue of approximately \$97,088 in Fiscal Year 2018-19, including \$69,742 for rent based on a commencement date of November 6, 2018, \$9,681 for utilities, \$13,539 for janitorial and \$4,126 for security, for District Attorney's occupancy of 54% of the rentable building area. The funding source is Proposition 172 funds. There will be no change in net General Fund cost and no additional staff years.

**Auditor & Controller.** Funds for this request are included in the Fiscal Year 2018-19 Operational Plan for the Auditor and Controller. If approved, this request will result in costs and revenue of approximately \$82,704 in Fiscal Year 2018-19, including \$59,410 for rent based on a commencement date of November 6, 2018, \$8,247 for utilities, \$11,533 for janitorial and \$3,514 for security, for Auditor & Controller's occupancy of 46% of the rentable building area. The funding source is General Fund. There will be no change in net General Fund cost and no additional staff years.

#### **BUSINESS IMPACT STATEMENT**

N/A

#### **ACTION:**

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

AYES: Cox, Jacob, Gaspar, Horn

ABSENT: Roberts

9. **SUBJECT: GENERAL SERVICES - REPORT OF ACTION PURSUANT TO PUBLIC CONTRACT CODE SECTION 22050 FOR EMERGENCY REPAIRS AT THE HEALTH SERVICES COMPLEX AND NORTH COUNTY REGIONAL CENTER, VISTA DETENTION FACILITY (DISTRICTS: 4 & 5)**

#### **OVERVIEW**

On March 22, 2018, a water leak was found in the walls in Room K08 at the Health Services Complex. This leak was found to have standing water and biological growth in the walls that had spread to the surrounding reception and administration areas in the building. In order to contain and control the damage, mitigate the risk of further damage, and ensure that regular operations for the provision of essential public services could resume as soon as possible, it was necessary to declare an emergency and forgo competitive solicitation of the remediation and repair work. In accordance with County Administrative Code Section 402, "Emergency Purchases," a notice to proceed for emergency repairs was issued to Belfor Property Restoration, a contractor with previous County facility experience. The contractor worked to complete this project on an accelerated schedule.

On June 28, 2018, the North County Regional Center, Vista Detention Facility had a sewer line break causing sewage to back-up and flow into the ground as well as the courthouse basement. Upon further inspection of the break and damage it was discovered that the driveway including an area underneath a 12kv main electrical line serving the complex had been undermined. In order to contain and control the damage, mitigate the risk of further

contamination areas, and ensure that regular operations for the provision of essential public services could resume as soon as possible, it was necessary to declare an emergency and forgo competitive solicitation of the emergency repair work. In accordance with County Administrative Code Section 402, "Emergency Purchases," a notice to proceed for emergency repairs was issued to Downstream Services Inc., a contractor with previous County facility experience. The contractor worked to complete this project on an accelerated schedule.

In accordance with Public Contract Code Section 22050, the Board must review the emergency action.

**RECOMMENDATION(S)**

**CHIEF ADMINISTRATIVE OFFICER**

In accordance with Public Contract Code Section 22050 and Administrative Code Section 402, receive the report set forth in this Board Letter that the emergencies at the Health Services Complex and the North County Regional Center did not permit a delay resulting from competitive solicitations for bids and that the immediate award of contracts for the emergency repairs were necessary to respond to the emergencies.

**FISCAL IMPACT**

Funds for this request are included in the Fiscal Year 2018-19 Operational Plan for the Department of General Services. If approved, this request will result in costs and revenue of \$127,217.90. The funding sources are charges to client departments (\$118,555.90) and the Judicial Council of California (\$8,662). There will be no change in net General Fund cost and no additional staff years.

**BUSINESS IMPACT STATEMENT**

N/A

**ACTION:**

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

AYES: Cox, Jacob, Gaspar, Horn

ABSENT: Roberts

10. **SUBJECT: UPDATED REPORT TO THE BOARD ON THE SEARCH FOR PROPERTY FOR AN INNOVATIVE REHABILITATION PROGRAM (DISTRICTS: ALL)**

**OVERVIEW**

The Other Side Academy is a 501(c)(3) nonprofit organization where motivated ex-convicts, homeless, and substance abusers can change their lives. This transformative and comprehensive two-year residential program offers vocational training, education, peer counseling, mentoring, leadership training and transitional services. On April 17, 2018 (09), the Board directed staff to evaluate County-owned properties for the potential accommodation of an innovative program like The Other Side Academy. On July 24, 2018(07), staff returned to the Board of Supervisors with a report on the initial evaluation of County-owned sites and a request to broaden the search to allow for the purchase or lease of a suitable property (or properties) for a nonprofit residential vocational school.

Since receiving approval in principle in July, County staff has been working closely with representatives from Second Chance, a nonprofit, to evaluate commercial real estate listings and other acquisition opportunities against the needs outlined for the facility which include: housing for up to 200 participants, academic, training and meeting space, kitchen and dining facilities, recreation areas, parking for staff and visitors, and space for social enterprise endeavors such as a retail storefront, café and moving truck operations. This Board Letter serves as an updated report to the Board on the property search. More than 40 commercial, industrial, and hospitality properties have been screened and staff is currently conducting a more in-depth review of sites that best match program needs. Staff will continue to pursue opportunities in partnership with the County's broker and Second Chance, with the goal of returning to the Board for approval to acquire a property that can accommodate this unique program.

**RECOMMENDATION(S)  
CHIEF ADMINISTRATIVE OFFICER**

Accept the updated report.

**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

**ACTION:**

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

AYES: Cox, Jacob, Gaspar, Horn

ABSENT: Roberts

**11. 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 6, 2018 Gubernatorial 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 for 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.

**RECOMMENDATION(S)**

**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.

**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

**ACTION:**

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

AYES: Cox, Jacob, Gaspar, Horn

ABSENT: Roberts

12. **SUBJECT: SUNSET REVIEW OF BOARD POLICIES AND ADMINISTRATIVE CODE SECTIONS ASSIGNED TO THE COMMUNITY SERVICES GROUP; APPROVE AN ORDINANCE AMENDING COUNTY ADMINISTRATIVE CODE IIIK RELATING TO AFFIRMATIVE ACTION PROGRAM FOR VENDORS (FIRST READING OF ORDINANCE - 10/30/2018; SECOND READING OF ORDINANCE - 11/13/2018) (DISTRICTS: ALL)**

**OVERVIEW**

In accordance with Board of Supervisors Policy A-76, "Sunset Review Process," the County of San Diego's five business groups periodically review certain Board policies and applicable Articles of the County Administrative Code to ensure that obsolete policies and Code provisions are deleted, and that remaining policies and code provisions reflect current standards and practices. The Community Services Group recently reviewed the following two Board policies and one section of the County Administrative Code:

Board Policy F-40	Procuring Architectural, Engineering and Related Professional Services
Board Policy G-18	Tax Deductions, Credits, Incentives and Rebate Programs on County Capital Projects
County Administrative Code	IIIAffirmative Action Program for Vendors

Today's actions include approving amendments and sunset date extensions for Board policies and County Administrative Code IIIK, as well as introducing an Ordinance amending Article IIIK of the San Diego County Administrative Code relating to Affirmative Action Program for Vendors (first reading) so that it can be acted upon at the November 13, 2018 meeting (second reading).

**RECOMMENDATION(S)**

**CHIEF ADMINISTRATIVE OFFICER**

1. Approve amendments and the next sunset review date of December 31, 2025 for Board Policy F-40 Procuring Architectural, Engineering and Related Professional Services.
2. Determine no change is necessary and approve the next sunset review date of December 31, 2025 for Board Policy G-18 Tax Deductions, Credits, Incentives and Rebate Programs on County Capital Projects.
3. Approve the introduction of the Ordinance (first reading), read title and waive further reading of the Ordinance:  
AN ORDINANCE AMENDING ARTICLE IIIK OF THE SAN DIEGO COUNTY CODE OF ADMINISTRATIVE ORDINANCES RELATING TO AFFIRMATIVE ACTION PROGRAM FOR VENDORS

If, on October 30, 2018, the Board takes the actions as recommended, then, on November 13, 2018:

Consider and adopt the Ordinance (second reading):  
AN ORDINANCE AMENDING ARTICLE IIIK OF THE SAN DIEGO COUNTY CODE OF ADMINISTRATIVE ORDINANCES RELATING TO AFFIRMATIVE ACTION PROGRAM FOR VENDORS

**FISCAL IMPACT**

There is no fiscal impact associated with today's requested actions to amend Board policies, codes and ordinances. There will be no change in net General Fund costs and no additional staff years.

**BUSINESS IMPACT STATEMENT**

N/A

**ACTION:**

ON MOTION of Supervisor Horn, seconded by Supervisor Cox, the Board of Supervisors took action as recommended, on Consent, introducing the Ordinance for further Board consideration and adoption on November 13, 2018.

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

**13. SUBJECT: COUNTY LIBRARY - ACCEPTANCE OF GIFTS AND DONATIONS FOR THE SAN DIEGO COUNTY LIBRARY (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, and Board of Supervisors Policy A-112: Acceptance and Use of Gifts and Donations, permit 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 is required in order to accept individual gifts over \$5,000. The Board is requested to approve the acceptance of \$124,054.31 in non-cash gifts and donations received by SDCL for the period of January 1, 2018 through June 30, 2018.

**RECOMMENDATION(S)**

**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, 2018 through June 30, 2018, and ratify the acceptance of gifts exceeding \$5,000.
2. Authorize the Chair of the Board of Supervisors to sign letters of appreciation on behalf of the County of San Diego to donors listed on Attachment B.

**FISCAL IMPACT**

San Diego County Library received \$124,054.31 in non-cash donations exceeding \$5,000 in value between January 1, 2018 and June 30, 2018. There will be no change in net General Fund costs and no additional staff years.

**BUSINESS IMPACT STATEMENT**

N/A

**ACTION:**

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

AYES: Cox, Jacob, Gaspar, Horn

ABSENT: Roberts

**14. SUBJECT: AMEND THE 2018 BOARD OF SUPERVISORS REGULAR MEETING CALENDAR (DISTRICTS: ALL)**

**OVERVIEW**

On December 5, 2017 (31), the San Diego County Board of Supervisors (Board) adopted the 2018 Board of Supervisors regular meeting calendar. The Air Pollution Control District of the County of San Diego (APCD) requests a special Air Pollution Control Board Meeting on Wednesday, November 14, 2018.

State law (Assembly Bill 617, 2017 Statutes) established a statewide Community Air Protection Program that requires air districts to monitor and then further improve air quality as necessary in in disadvantaged communities as identified by the California Air Resources Board. On May 16, 2018 (AP01), the Board authorized the APCD to apply for and accept State funding to locally implement the requirements of AB 617. On September 27, 2018, the California Air Resources Board selected the Portside Community of Barrio Logan, Sherman Heights, Logan Heights, and western National City for air quality monitoring and made State funding available for this purpose. Further approval by the Board will be necessary to appropriate the program funding and then procure and install the air quality monitoring instruments in the Portside Community prior to a July 1, 2019, statutory deadline.

Today's action requests the Board of Supervisors to adopt a resolution amending the approved 2018 Board of Supervisors regular meeting calendar to reflect the addition of an Air Pollution Control Board meeting date on Wednesday, November 14, 2018. This proposed action will help ensure compliance with the statutory deadline to monitor air quality in the Portside Community.

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

Adopt a Resolution entitled:  
A RESOLUTION OF THE SAN DIEGO COUNTY BOARD OF SUPERVISORS  
AMENDING THE 2018 BOARD OF SUPERVISORS REGULAR MEETING  
CALENDAR.

**FISCAL IMPACT**

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

**BUSINESS IMPACT STATEMENT**

N/A

**ACTION:**

ON MOTION of Supervisor Horn, seconded by Supervisor Cox, the Board of Supervisors took action as recommended, on Consent, adopting Resolution No. 18-152 entitled: A RESOLUTION OF THE SAN DIEGO COUNTY BOARD OF SUPERVISORS AMENDING THE 2018 BOARD OF SUPERVISORS REGULAR MEETING CALENDAR.

AYES: Cox, Jacob, Gaspar, Horn

ABSENT: Roberts

15. **SUBJECT: NOTICED PUBLIC HEARING:  
ISSUANCE OF REVENUE BONDS BY THE COLORADO HEALTH  
FACILITIES AUTHORITY FOR THE BENEFIT OF COVENANT  
RETIREMENT COMMUNITIES, INC. IN AN AGGREGATE AMOUNT  
NOT TO EXCEED \$68,000,000 (DISTRICT: 2)**

**OVERVIEW**

The County has received a request from the Colorado Health Facilities Authority ("CHFA" or "Authority") to conduct a public hearing as required by the Internal Revenue Code and to

approve the Authority's issuance of one or more series of revenue bonds in an aggregate principal amount not to exceed \$68,000,000 (the "Bonds"), for the benefit of Covenant Retirement Communities, Inc. ("Borrower"), an Illinois not for profit public benefit corporation. The Borrower has applied for the financial assistance of the Authority. The proceeds of the Bonds will be allocated to five separate projects located in various cities and states across the United States: Mount Miguel Covenant Village located in Spring Valley, California (up to \$21,500,000), the City of Turlock, California (up to \$4,000,000), the City of Santa Barbara, California (up to \$4,000,000), the State of Colorado (up to \$1,000,000) and the State of Illinois (up to \$37,500,000). The proceeds of the bonds for the Mount Miguel Covenant Village project will be used for the costs of constructing and equipping approximately 30 independent living apartments and related common areas for the facility (the "Project") as well as to pay for the costs of issuance and other related costs in connection with this financing. The only facility or Project which the Board resides over is the Mount Miguel Village Covenant Village located in the unincorporated area of the County in Spring Valley, California. The other facilities located outside of the County of San Diego will be subject to a separate board hearings in the jurisdiction in which the respective facility resides.

The Authority is authorized to assist in financing for not for profit public benefit organizations or for-profit corporations with a public benefit project wishing to issue revenue 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 the Authority's issuance of the Bonds. Although the Authority will be the issuer of the Bonds for the Borrower, the financing cannot proceed without the approval of an applicable legislative body.

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

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

##### **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 OF THE COLORADO HEALTH FACILITIES AUTHORITY REVENUE BONDS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$68,000,000 FOR COVENANT RETIREMENT COMMUNITIES, INC. AND CERTAIN AFFILIATES.

##### **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 Bonds. The County will incur no obligation of indebtedness as a result of these actions.

**BUSINESS IMPACT STATEMENT**

N/A

**ACTION:**

ON MOTION of Supervisor Horn, seconded by Supervisor Cox, the Board of Supervisors closed the Hearing and took action as recommended, on Consent, adopting Resolution No. 18-153 entitled: RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO APPROVING THE ISSUANCE OF THE COLORADO HEALTH FACILITIES AUTHORITY REVENUE BONDS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$68,000,000 FOR COVENANT RETIREMENT COMMUNITIES, INC. AND CERTAIN AFFILIATES.

AYES: Cox, Jacob, Gaspar, Horn

ABSENT: Roberts

16. **SUBJECT: APPOINTMENT TO THE CALIFORNIA STATE ASSOCIATION OF COUNTIES (CSAC) (DISTRICTS: ALL)**

**OVERVIEW**

Appointments to the California State Association of Counties.

**RECOMMENDATION(S)**

**CHAIRWOMAN KRISTIN GASPAR**

1. Reappoint Supervisor Greg Cox as the San Diego County representative on the California State Association of Counties (CSAC) for a term beginning November 1, 2018 and expiring on October 31, 2019.
2. Reappoint Supervisor Bill Horn as the alternate San Diego County representative on the California State Association of Counties (CSAC) for a term beginning November 1, 2018 and expiring on October 31, 2019.

**FISCAL IMPACT**

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

**BUSINESS IMPACT STATEMENT**

N/A

**ACTION:**

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

AYES: Cox, Jacob, Gaspar, Horn

ABSENT: Roberts

**17. SUBJECT: NEIGHBORHOOD REINVESTMENT PROGRAM GRANTS  
(DISTRICT: 3)**

**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 San Diego County.

**RECOMMENDATION(S)**

**SUPERVISOR KRISTIN GASPAR**

1. Allocate \$15,000 from the Neighborhood Reinvestment Program budget (Org 15660) to the American National Red Cross to fund the purchase of Hug-a-Hero Dolls for children of deployed service members of San Diego County.
2. Allocate \$10,000 from the Neighborhood Reinvestment Program budget (Org 15660) to the Armed Services YMCA of the USA (ASYMCA) to offset the costs of the capital renovation project for the ASYMCA administrative building 16144 on Camp Pendelton.
3. Allocate \$5,000 from the Neighborhood Reinvestment Program budget (Org 15660) to ArtHatch to fund the remodel of the large studio space into 3 smaller studios for community artists located at 317 E Grand Ave, Escondido 92025.
4. Allocate \$20,000 from the Neighborhood Reinvestment Program budget (Org 15660) to the City of Encinitas to fund the purchase of a portable dance floor for the Community and Senior Center.
5. Allocate \$10,000 from the Neighborhood Reinvestment Program budget (Org 15660) to Downtown Encinitas MainStreet Association to fund the purchase of medals, long sleeve shirts and portable restrooms with washing basins.
6. Allocate \$10,000 from the Neighborhood Reinvestment Program budget (Org 15660) to the Downtown Encinitas MainStreet Association to fund the purchase of participant t-shirts, finisher medals and portable restrooms.
7. Allocate \$75,000 from the Neighborhood Reinvestment Program budget (Org 15660) to the National Christian Information Center, Inc. dba Saved In America to fund a mobile command center and critical electronic equipment which will assist in the efforts of locating missing and runaway children.
8. Allocate \$50,000 from the Neighborhood Reinvestment Program budget (Org 15660) to the North County Veterans Stand Down to help fund the purchase of clothing, shoes, beds, porta-potties, WiFi hotspot, wash stations, extension cords, printed signage, tents, tables, chairs, PA, interior lights, wristbands, ID card lanyards, ID card printer supplies, staff aprons, sea bags, sea bag locks, one-time development of a new website, administrative supplies, and golf carts.
9. Allocate \$15,000 from the Neighborhood Reinvestment Program budget (Org 15660) to the Neighborhood House Association to purchase a meal service computer software system.

10. Allocate \$5,000 from the Neighborhood Reinvestment Program budget (Org 15660) to Poway Center for the Performing Arts Foundation to fund printing materials for their 2018-19 Professional Performance Season.
11. Allocate \$14,700 from the Neighborhood Reinvestment Program budget (Org 15660) to the Rotary Club of Rancho Bernardo Sunrise to fund the purchase of dictionaries, brochures, banners, signage, and t-shirts.
12. Allocate \$100,000 from the Neighborhood Reinvestment Program budget (Org 15660) to Safe Homes Coalition to fund the purchase of Drug Collection envelope, printing materials, website development, and the one-time purchase of tracking application software.
13. Allocate \$10,000 from the Neighborhood Reinvestment Program budget (Org 15660) to San Diego Veterans Coalition (SDVC) to fund the purchase of a new website.
14. Allocate \$5,000 from the Neighborhood Reinvestment Program budget (Org 15660) to the Vietnamese American Youth Alliance to fund the purchase of a storage container to house a replica statue of Tran Hung Dao.
15. Find that the grant awards described above have a public purpose.
16. Authorize the Deputy Chief Administrative Officer/Auditor and Controller to execute grant agreements with the organizations awarded Neighborhood Reinvestment funds establishing terms for receipt of the funds and to make minor amendments to the agreement that are consistent with the general purpose of the grants but do not increase the grants.
17. Find that the grants identified in Recommendations Nos. 2, 3, and 4 are exempt from review under the California Environmental Quality Act (CEQA) by section 15301 of the CEQA Guidelines.

**FISCAL IMPACT**

The fiscal impact of these recommendations is \$344,700. Funds for this are included in the Fiscal Year 2018-2019 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

**ACTION:**

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

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

**18. SUBJECT: NEIGHBORHOOD REINVESTMENT PROGRAM GRANTS  
(DISTRICT: 4)**

**OVERVIEW**

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

**RECOMMENDATION(S)**

**SUPERVISOR RON ROBERTS**

1. Allocate \$5,461 from the Neighborhood Reinvestment Program Budget (Org 15665) to Young Audiences of San Diego d.b.a. Arts for Learning San Diego to assist in the purchase of laptop computers, computer software, hardware and auxiliary computer equipment, printing and design of its program guide and program fliers.
2. Allocate \$16,061 from the Neighborhood Reinvestment Program Budget (Org 15665) to the Burn Institute to assist in the one-time purchase of a new agency website and vinyl vehicle repair and rewrap of two program vehicles.
3. Allocate \$3,600 from the Neighborhood Reinvestment Program Budget (Org 15665) to CARR- Consumer Advocates for California Residential Care Facilities for the Elderly Reform to purchase a laptop computer, computer software, hardware and auxiliary computer equipment and a portable printer for its Assisted Living Coaching Clinics.
4. Allocate \$20,000 from the Neighborhood Reinvestment Program Budget (Org 15665) to the City Heights Community Development Corporation to assist in the purchase of a vehicle, computers, computer software, hardware and auxiliary computer equipment, cell phones, office supplies for staff and backpacks, blankets and sweatshirts for homeless individuals for its homeless outreach program.
5. Allocate \$29,970 from the Neighborhood Reinvestment Program Budget (Org 15665) to the Elementary Institute of Science to refurbish cabinets and island surfaces and repaint and repair walls in all of its STEM labs.
6. Allocate \$30,965 from the Neighborhood Reinvestment Program Budget (Org 15665) to the Emilio Nares Foundation to assist in the purchase of a new eight passenger van for the Ride With Emilio-San Diego pediatric patient transportation program.
7. Allocate \$64,849 from the Neighborhood Reinvestment Program Budget (Org 15665) to Jewish Family Service of San Diego to purchase furniture for its Innovation Lab and Innovation Pod spaces on the Joan & Irwin Jacobs Campus.
8. Allocate \$50,000 from the Neighborhood Reinvestment Program Budget (Org 15665) to Mingei International Museum to assist in the purchase of a new HVAC system at its site in the House of Charm building in Balboa Park.
9. Allocate \$284,729 from the Neighborhood Reinvestment Program Budget (Org 15665) to the Old Town San Diego Chamber of Commerce to contribute to the fabrication and installation of a gateway sign in Old Town San Diego.

10. Allocate \$19,355 from the Neighborhood Reinvestment Program Budget (Org 15665) to Urban Corps of San Diego County to assist in the purchase of an ATV and trailers for its Environmental and Fuel Fire Reduction projects.
11. Establish appropriations of \$5,229 in the Neighborhood Reinvestment Program Budget (Org 15665) based on the return of unused portions of prior year allocations so the funds can be allocated to other projects. **(4 VOTES)**
12. Find that the proposed allocations serve a public purpose.
13. Authorize the Deputy Chief Administrative Officer/Auditor and Controller to execute grant agreements with these organizations establishing terms for receipt of the funds described above and to make minor amendments to the agreements that are consistent with the general purpose of the grants but do not increase the grants.
14. Find that the grants identified in Recommendation Nos 5, 8 and 9 are exempt from review under the California Environmental Quality Act (CEQA) by Section 15301 of the CEQA Guidelines.

**FISCAL IMPACT**

The fiscal impact of these recommendations is \$524,990. Funds for this request are included in the Fiscal Year 2018-2019 Operational Plan for the Neighborhood Reinvestment Program (Org 15665). The funding source is General Fund fund balance. There will be no change in net General Fund costs and no additional staff years.

**BUSINESS IMPACT STATEMENT**

N/A

**ACTION:**

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

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

- 19. 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 and, adopt a resolution authorizing the disposition and discharge of accountability for negative records deemed uncollectible within Treasurer-Tax Collector trust funds pursuant to section 2611.1 of the California Revenue and Taxation Code.

**RECOMMENDATION(S)**  
**TREASURER-TAX COLLECTOR**

1. Direct the Auditor and Controller to transfer \$90,439.16 from the Treasurer-Tax Collector trust funds and deposit in the County General Fund.
2. Adopt a resolution entitled:  
A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO APPROVING THE DISCHARGE OF ACCOUNTABILITY FOR NEGATIVE RECORDS DEEMED UNCOLLECTIBLE WITHIN THE TREASURER-TAX COLLECTOR TRUST FUNDS.
3. Redirect \$1,746.36 from monies that will be deposited to the County General Fund to the Treasurer-Tax Collector's trust funds for discharge of the negative record.

**FISCAL IMPACT**

If approved, this request will result in \$88,692.80 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 unclaimed 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

**ACTION:**

ON MOTION of Supervisor Horn, seconded by Supervisor Cox, the Board of Supervisors took action as recommended, on Consent, adopting Resolution No. 18-154 entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO APPROVING THE DISCHARGE OF ACCOUNTABILITY FOR NEGATIVE RECORDS DEEMED UNCOLLECTIBLE WITHIN THE TREASURER TAX COLLECTOR TRUST FUNDS.

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

**20. 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 and Penal Code 1420 - 1422. Public notice has been given by the Treasurer-Tax Collector that 1) the amount of \$264,678.37 was deposited in Trust Funds in the Treasury of San Diego, 2) was not the property of the County of San Diego (the "County"), and 3) has remained unclaimed for the requisite years and 4) will become property of the local agency effective September 8, 2018 if no claim is received prior to that date.

**RECOMMENDATION(S)**

**TREASURER-TAX COLLECTOR TO BOARD OF SUPERVISORS**

1. Direct the identified County Departments to transfer a total of \$185,400.44 from County Trust Funds and deposit it as revenue in the County's General Fund.
2. Direct the Office of Revenue and Recovery to transfer a total of \$76,695.53 from its Trust Funds and deposit it as revenue in the Office of Revenue and Recovery's Victim Services Trust Fund.

**TREASURER-TAX COLLECTOR TO AIR POLLUTION CONTROL BOARD:**

Direct the Air Pollution Control District to transfer \$2,582.40 from its trust fund and deposit it as revenue in the Air Pollution Control District Operations Fund.

**FISCAL IMPACT**

If approved, this request will result in \$185,400.44 of unanticipated revenue to be realized by the County's General Fund, \$76,695.53 by the Office of Revenue and Recovery Victim Services Fund and \$2,582.40 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

(RELATES TO AIR POLLUTION CONTROL BOARD AGENDA NO. 1)

**ACTION:**

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

AYES: Cox, Jacob, Gaspar, Horn

ABSENT: Roberts

21. **SUBJECT: RECOMMENDATION FOR AWARD OF A FIRM TO PROVIDE WASHINGTON, D.C. REPRESENTATION SERVICES (DISTRICTS: ALL)**

**OVERVIEW**

On May 15, 2018 (21), the Board of Supervisors authorized County staff to undertake a competitive solicitation for Washington, D.C. representation. The Board also appointed Vice Chairwoman Dianne Jacob and Supervisor Greg Cox to serve as an ad hoc committee to evaluate proposals for this service. These actions were necessary because the County of San Diego's current contract for Washington, D.C. representation expires on December 31, 2018.

Today's action brings forward the ad hoc committee's recommendation to award to the firm that submitted the proposal determined to be the best value to provide Washington, D.C. legislative representation for the County. Based upon that recommendation, your Board is requested to authorize the Director of the Department of Purchasing and Contracting to enter into negotiations with Van Scoyoc Associates, Inc. and, subject to successful negotiations and a determination of a fair and reasonable price, award to it a contract for Washington, D.C. legislative representation.

**RECOMMENDATION(S)**

**CHIEF ADMINISTRATIVE OFFICER**

In accordance with Board Policy A-87, Competitive Procurement, approve and authorize the Director of the Department of Purchasing and Contracting to enter into negotiations with Van Scoyoc Associates, Inc. and, subject to successful negotiations and a determination of a fair and reasonable price, award a contract for Washington, D.C. Representation for an initial term of two years with two option periods, each of which includes an additional two years, through December 31, 2024, and an additional six months if needed, and to amend the contract as needed to reflect changes to requirements and funding.

**FISCAL IMPACT**

Funds for this request are included in the Fiscal Year 2018-19 Operational Plan in the Chief Administrative Office. If approved, this request will result in approximately \$240,000 in annual costs. The funding source is General Purpose Revenue. 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 Gaspar, seconded by Supervisor Jacob, the Board of Supervisors took action as recommended.

AYES: Cox, Jacob, Gaspar, Horn

ABSENT: Roberts

- 22. **SUBJECT: PROPERTY ASSESSED CLEAN ENERGY (PACE) EXPANSION WITH CALIFORNIA MUNICIPAL FINANCE AUTHORITY'S OPEN PACE PROGRAM (DISTRICTS: ALL)**

**OVERVIEW**

On May 5, 2015 (13), your Board of Supervisors took action to expand the County of San Diego's participation in Property Assessed Clean Energy (PACE). This resulted in the County of San Diego becoming a participant in a total of four Joint Powers Authority (JPA) PACE programs. The four JPA PACE Programs are through California Statewide Communities Development Authority (CSCDA), California Home Finance Authority (CHF), Western Riverside Council of Governments (WRCOG), and California Enterprise Development Authority (CEDA).

The County has been requested by California Municipal Finance Authority (CMFA), to opt in to their CMFA OPEN PACE Program in an effort to provide additional options to property owners.

Due to the continued concerns from the Federal Housing Finance Authority (FHFA), it is recommended that any residential PACE program be enrolled in the State PACE Loss Reserve Program established by California Alternative Energy and Advanced Transportation Financing Authority to help mitigate those concerns, and to also require program providers make disclosures to participants of the possibility that participating in the PACE Program could constitute an event of default under an existing mortgage, the Program provide lender

notification to a participant's mortgage lender and the CMFA Open PACE Program provide indemnification to the County. These recommended conditions are consistent with those PACE programs approved by your Board in May 2015.

If approved, today's action will provide CMFA the authority to operate its Open PACE Program to serve the unincorporated area of the County contingent upon any residential program being enrolled in the PACE Loss Reserve Program, that the Program provide disclosures to participants of the possibility that participating in the PACE Program could constitute an event of default under an existing mortgage, that the Program provide lender notification to a participant's mortgage lender, and that the CMFA Open PACE Program provide indemnification to the County.

### **RECOMMENDATION(S)**

#### **CHIEF ADMINISTRATIVE OFFICER**

In support of CMFA's OPEN PACE Program adopt the resolution entitled:  
RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO  
CONSENTING TO THE INCLUSION OF PROPERTIES WITHIN THE  
UNINCORPORATED TERRITORY OF THE COUNTY IN THE CALIFORNIA  
MUNICIPAL FINANCE AUTHORITY OPEN PACE PROGRAM; AUTHORIZING THE  
CALIFORNIA MUNICIPAL FINANCE AUTHORITY TO ACCEPT APPLICATIONS  
FROM PROPERTY OWNERS, CONDUCT CONTRACTUAL ASSESSMENT  
PROCEEDINGS AND LEVY CONTRACTUAL ASSESSMENTS WITHIN THE  
UNINCORPORATED TERRITORY OF THE COUNTY; AND AUTHORIZING RELATED  
ACTIONS CONTINGENT ON CERTAIN PROGRAM REQUIREMENTS.

#### **FISCAL IMPACT**

There are no fiscal impacts associated with today's action.

#### **BUSINESS IMPACT STATEMENT**

N/A

#### **ACTION:**

ON MOTION of Supervisor Horn, seconded by Supervisor Cox, the Board of Supervisors took action as recommended, on Consent, adopting Resolution No. 18-155 entitled:  
RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO  
CONSENTING TO THE INCLUSION OF PROPERTIES WITHIN THE  
UNINCORPORATED TERRITORY OF THE COUNTY IN THE CALIFORNIA  
MUNICIPAL FINANCE AUTHORITY OPEN PACE PROGRAM; AUTHORIZING THE  
CALIFORNIA MUNICIPAL FINANCE AUTHORITY TO ACCEPT APPLICATIONS  
FROM PROPERTY OWNERS, CONDUCT CONTRACTUAL ASSESSMENT  
PROCEEDINGS AND LEVY CONTRACTUAL ASSESSMENTS WITHIN THE  
UNINCORPORATED TERRITORY OF THE COUNTY; AND AUTHORIZING RELATED  
ACTIONS CONTINGENT ON CERTAIN PROGRAM REQUIREMENTS.

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

**23. SUBJECT: SUNSET REVIEW OF BOARD OF SUPERVISORS POLICIES, COUNTY ADMINISTRATIVE CODE ARTICLES, AND REGULATORY CODE TITLES 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 policies and Administrative and Regulatory Code provisions reflect current Board standards and practices and amends accordingly. Today's actions request these determinations be made. Recommendations 6 through 11 require two steps: approval of the first reading of the Ordinances on October 30, 2018 and adoption of the Ordinances on November 13, 2018.

**RECOMMENDATION(S)**

**CHIEF ADMINISTRATIVE OFFICER**

1. Determine no change is necessary and approve the sunset review date of December 31, 2025 for the following Board of Supervisors Policies:
  - A-54 Public Access to County Records
  - A-80 Publication of Ordinance Summaries and Display Advertisements
  - A-93 Board Policy on Matters Subject to Meet and Confer
  - B-26 Non-Acceptance of Surety Bonds
  - B-38 Tuition Refund Program
  - M-16 Legislative Policy: Employee Relations
  - M-21 Legislative Policy: Workers Compensation and Unemployment Insurance
2. Determine no change is necessary and approve the sunset review date of December 31, 2025 for the following article of the County Administrative Code:
  - Article IV San Diego County Commission on the Status of Women
  - Article XXXIII County Hearing Officer
  - Article L Treasurer-Tax Collector Eligibility & Educational Requirements
3. Approve amendments to and the sunset review date of December 31, 2025 for the following Board of Supervisors Policies:
  - A-26 Responsibilities and Duties of the Chairperson and Vice Chairperson of the San Diego County Board of Supervisors
  - A-73 Openness in County Government
  - A-129 Compliance with Countywide Records Management Program
  - A-130 County of San Diego Volunteer Policy
  - B-3 Recovery of Payments Made in Error
  - B-44 Audit Follow-Up
  - M-20 Legislative Policy: Community Clinics
  - M-26 Legislative Policy: Governance and Financing of Local Agencies
4. Approve amendments to the following Board of Supervisors Policies:
  - A-105 Filling Vacancies in Elected Offices
  - B-37 Use of the Capital Program Fund
  - C-25 County of San Diego Drug and Alcohol Use Policy
  - G-16 Capital Facilities and Space Planning

5. Adopt the Resolution entitled:  
A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO RELATING TO RECORDS MANAGEMENT AND DESTRUCTION.
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 SECTION 59 RELATING TO COURTHOUSE OFFICE HOURS.
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 V RELATING TO AUDITOR AND CONTROLLER.
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 SECTION 142 RELATING TO LITIGATION AUTHORITY.
9. Approve the introduction of the Ordinance (First Reading), read title and waive further reading of the Ordinance entitled:  
AN ORDINANCE AMENDING SECTIONS OF TITLES 1 AND 6 OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES RELATED TO HEARING BOARDS AND HEARING OFFICERS.
10. Approve the introduction of the Ordinance (First Reading), read title and waive further reading of the Ordinance entitled:  
AN ORDINANCE AMENDING SECTIONS 23.101 THROUGH 23.109 OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES RELATING TO LOBBYISTS.
11. Approve the introduction of the Ordinance (First Reading), read title and waive further reading of the Ordinance entitled:  
AN ORDINANCE AMENDING SECTION 32.917 OF THE COUNTY OF SAN DIEGO CODE OF REGULATORY ORDINANCES RELATING TO CAMPAIGN FINANCE.

If, on October 30, 2018, the Board takes the action on Recommendations 6-11, then on November 13, 2018 (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, 2025 for these Ordinances.

## **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

### **ACTION:**

ON MOTION of Supervisor Horn, seconded by Supervisor Cox, the Board of Supervisors took action as recommended, on Consent, adopting Resolution No. 18-156 entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO RELATING TO RECORDS MANAGEMENT AND DESTRUCTION; and introduced the Ordinances for further Board consideration and adoption on November 13, 2018.

AYES: Cox, Jacob, Gaspar, Horn

ABSENT: Roberts

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

### **OVERVIEW**

On October 9, 2018 (15), the Board of Supervisors introduced the Ordinances for further Board consideration and adoption on October 30, 2018.

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

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

1. Establishes a new retirement Safety Tier D to be effective no sooner than July 1, 2020;
2. Increases eligible employees' flex credits in March 2019, January 2020, January 2021, January 2022, and January 2023;
3. Provides for a one-time \$1,500 monetary payment to be paid out in July 2019.
4. Provides for a one-time \$1,000 monetary payment to be paid out in July 2021.
5. Increases salary by 2% the pay period following adoption by the Board of Supervisors, and July 2022;
6. Increases salary by 3% in June 2019, June 2020, and June 2021;
7. Adds an additional step to the salary range the pay period following adoption by the Board of Supervisors; and
8. Increases the top step in June 2020.

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

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

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

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

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

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

**FISCAL IMPACT**

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

The annual estimated fiscal impact is as follows:

<i>incremental cost in millions</i>	<b>FY18/19</b>	<b>FY19/20</b>	<b>FY20/21</b>	<b>FY21/22</b>	<b>FY22/23</b>
A Ongoing Base Salary and Benefit Increases	1.90	3.45	4.10	2.52	1.55
B Ongoing Flex Credit Increases	0.19	0.50	0.46	0.46	0.46
C Ongoing Parking Increase	0.04	0.02	-	-	-
<b>D Total Annual Ongoing Cost (A+B+C) (incremental)</b>	<b>2.13</b>	<b>3.97</b>	<b>4.57</b>	<b>2.98</b>	<b>2.01</b>
E Total Annual Onetime Cost	-	1.77	-	1.18	-
<b>F (D+E) Total Annual Cost</b>	<b>2.13</b>	<b>5.74</b>	<b>4.57</b>	<b>4.16</b>	<b>2.01</b>

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

**BUSINESS IMPACT STATEMENT**

N/A

**ACTION:**

ON MOTION of Supervisor Horn, seconded by Supervisor Cox, the Board of Supervisors took action as recommended, on Consent, adopting Ordinance No. 10569 (N.S.) entitled: AMENDMENTS TO THE COMPENSATION ORDINANCE RELATING TO THE TENTATIVE AGREEMENT FOR THE SAN DIEGO COUNTY PROBATION OFFICERS' ASSOCIATION; and Ordinance No. 10570 (N.S.) entitled: AN ORDINANCE AMENDING THE ADMINISTRATIVE CODE, SECTION 495, PERTAINING TO TRANSPORTATION REIMBURSEMENT.

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

25. **SUBJECT: SECOND READING OF AMENDMENT TO THE COMPENSATION ORDINANCE PERTAINING TO THE SALARIES OF THE ASSESSOR/RECORDER/COUNTY CLERK, DISTRICT ATTORNEY, SHERIFF AND TREASURER/TAX-COLLECTOR (DISTRICTS: ALL)**

**OVERVIEW**

On October 9, 2018 (8), the Board of Supervisors introduced the ordinance for further Board consideration and adoption on October 30, 2018.

The proposed action would adjust the salaries of the Assessor/Recorder/County Clerk, District Attorney, Sheriff and Treasurer/Tax-Collector consistent with the increases given to the majority of county employees to bring them into closer alignment with the salaries of their counterparts in other large urban counties.

**RECOMMENDATION(S)**

**CHAIRWOMAN KRISTIN GASPAR AND VICE-CHAIRWOMAN DIANNE JACOB**

Approve the adoption (second reading) of the following ordinance:  
AN ORDINANCE AMENDING THE COMPENSATION ORDINANCE AND ESTABLISHING COMPENSATION.

**FISCAL IMPACT**

If approved, the fiscal impact of the recommended increases would be \$32,514 for the remainder of Fiscal Year 2018-19; additional costs of \$34,282 for Fiscal Year 2019-20; additional costs of \$14,834 for Fiscal Year 2020-21; additional costs of \$12,362 for Fiscal Year 2021-22; and additional costs of \$9,889 for Fiscal Year 22-23. These costs will be absorbed in the budgeted appropriations of the respective departments. There will be no impact on the retirement system fund because the budgeted appropriations for these increases will include contributions to the retirement system to cover these increased costs.

**BUSINESS IMPACT STATEMENT**

N/A

**ACTION:**

ON MOTION of Supervisor Horn, seconded by Supervisor Cox, the Board of Supervisors took action as recommended, on Consent, adopting Ordinance No. 10571 (N.S.) entitled: AN ORDINANCE AMENDING THE COMPENSATION ORDINANCE AND ESTABLISHING COMPENSATION.

AYES: Cox, Jacob, Gaspar, Horn

ABSENT: Roberts

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

**OVERVIEW**

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

**RECOMMENDATION(S)**

**CHIEF ADMINISTRATIVE OFFICER**

Note and file.

**FISCAL IMPACT**

N/A

**BUSINESS IMPACT STATEMENT**

N/A

**ACTION:**

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

AYES: Cox, Jacob, Gaspar, Horn

ABSENT: Roberts

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

**OVERVIEW**

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

**RECOMMENDATION(S)**

**CHAIRWOMAN KRISTIN GASPAR**

Waive Board Policy A-74, "Citizen Participation in County Boards, Commissions and Committees," and re-appoint Jeffrey D. Cawdrey to the LAW LIBRARY BOARD OF TRUSTEES, SAN DIEGO COUNTY, Seat No. 1, for a term to begin January 1, 2019 and to expire December 31, 2021.

**VICE-CHAIRWOMAN DIANNE JACOB**

Appoint Colby Ross to the ALPINE COMMUNITY PLANNING GROUP, Seat No. 3, for a term to expire January 4, 2021.

**SUPERVISOR GREG COX**

Waive Board Policy A-74, "Citizen Participation in County Boards, Commissions and Committees," and re-appoint Lloyd A. Schwartz to the ASSESSMENT APPEALS BOARD 3 (AAB), Seat No. 1, for a term to expire September 6, 2021.

**SUPERVISOR BILL HORN**

Appoint Zarina Jackson to the ASSESSMENT APPEALS BOARD 1 (AAB), Seat No. 5, for a term to expire September 6, 2021.

**FISCAL IMPACT**

N/A

**BUSINESS IMPACT STATEMENT**

N/A

**ACTION:**

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

AYES: Cox, Jacob, Gaspar, Horn

ABSENT: Roberts

**28. SUBJECT: SWEETWATER NORTH LOOP TRAIL (DISTRICTS: 1 & 2)**

**OVERVIEW**

Since 2001, the County of San Diego has been pursuing the Sweetwater North Loop Trail, a project that would establish and formalize the northern portion of the trail around the Sweetwater Reservoir. The project will connect to the existing southern portion of the trail so as to eventually allow for non-motorized recreational opportunities completely around the Sweetwater Reservoir, resulting in an 11-mile loop trail. The existing South Trail at the Sweetwater Reservoir currently does not encircle the Reservoir and consequently provides only limited recreational opportunities for the public.

Today's recommendations will allocate \$50,000 of the District 1 Neighborhood Reinvestment Program Budget and \$50,000 of the District 2 Neighborhood Reinvestment Program Budget, for a total of \$100,000, to be used for land surveys of trail alignments, a concept plan, and initial design of the Lakeview staging area, and environmental review including new environmental studies that may be required to properly analyze the trail.

**RECOMMENDATION(S)**

**VICE CHAIRWOMAN JACOB AND SUPERVISOR COX**

1. Allocate \$50,000 of District 1 Neighborhood Reinvestment Program Budget (Org 15650) and \$50,000 of District 2 Neighborhood Reinvestment Program Budget (Org 15655), for a total of \$100,000, to the Department of Parks and Recreation (Org 52811) to be used for land surveys of trail alignments, a concept plan, and initial design of the Lakeview staging area, and environmental review including new environmental studies that may be required to properly analyze the trail.
2. Transfer appropriations of \$50,000 from the Neighborhood Reinvestment Program Budget (Org 15650) Other Charges and transfer appropriations of \$50,000 from the Neighborhood Reinvestment Program Budget (Org 15655) Other Charges to the Department of Parks and Recreation (Org 52811), Services & Supplies to be used for land surveys of trail alignments, a concept plan, and initial design of the Lakeview staging area, and environmental review including new environmental studies that may be required to properly analyze the trail.

**FISCAL IMPACT**

The fiscal impact of these recommendations is \$100,000. Funds for this request are included in the Fiscal Year 2018-19 Operational Plan for the Neighborhood Reinvestment Program (Org 15650 and Org 15655). The funding source is General Fund fund balance. There will be no change in net General Fund costs and no additional staff years.

**BUSINESS IMPACT STATEMENT**

N/A

**ACTION:**

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

AYES: Cox, Jacob, Gaspar, Horn

ABSENT: Roberts

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

**OVERVIEW**

Stephen Russell spoke to the Board regarding Board conduct.

Shelby Gomez spoke to the Board regarding early childhood mental health.

Felicia Gomez spoke to the Board regarding the San Diego County TRUTH Act Forum.

**ACTION:**

Heard, Referred to the Chief Administrative Officer.

The Board adjourned the Tuesday session at 3:18 p.m. in memory of Nancy Mulcahy, Manuel Marruenda, and Norma Morse Edelman.

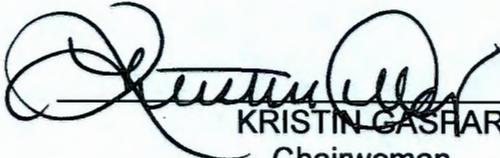
DAVID HALL  
Clerk of the Board of Supervisors  
County of San Diego, State of California

Consent: Rodriguez

Discussion: Zurita

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

Approved by the Board of Supervisors, on Tuesday, November 13, 2018.



KRISTIN GASPAR  
Chairwoman

Attest:



DAVID HALL  
Clerk of the Board

10/30/18