

May 18, 2021

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, MAY 18, 2021, 9:00 AM
COUNTY ADMINISTRATION CENTER, ROOM 310
1600 PACIFIC HIGHWAY, SAN DIEGO, CALIFORNIA

Order of Business

- A. **REGULAR SESSION:** Meeting was called to order at 9:00 a.m.

PRESENT: Supervisors Nathan Fletcher, Chair; Nora Vargas, Vice-Chair; Joel Anderson; Terra Lawson-Remer; Jim Desmond; also, Andrew Potter, Clerk of the Board of Supervisors.

(Please note, California Governor Gavin Newsom issued Executive Order N-29-20 on March 17, 2020, relating to the convening of public meetings in response to the COVID-19 pandemic. Pursuant to the Executive Order, and to maintain the orderly conduct of the meeting, members of the Board of Supervisors attended the meeting via teleconference and participated in the meeting to the same extent as if they were present.)

- B. Invocation was led by Imam Taha Hassane, Islamic Center of San Diego.
- C. Pledge of Allegiance was led by Raquel Boccoli's third grade class, Logan Memorial Educational Campus.

- D. **Presentations or Announcement of Proclamations and Awards:**

Chair Nathan Fletcher presented a proclamation declaring May 2021, to be Mental Health Month throughout the County of San Diego.

Chair Nathan Fletcher presented a proclamation declaring May 18, 2021, to be San Diego AAPI Coalition Day Against Bullying and Hate throughout the County of San Diego.

Supervisor Terra Lawson-Remer presented a proclamation declaring May 18, 2021, to be Unite Here Local 30 Day throughout the County of San Diego.

Supervisor Jim Desmond presented a proclamation declaring May 2021, to be Water Safety and Drowning Prevention Month throughout the County of San Diego.

- E. **Non-Agenda Public Communication:** Opportunity for members of the public to speak to the Board on any subject matter within the Board's jurisdiction but not an item on today's agenda.
- F. Approval of the Statement of Proceedings/Minutes for the Regular meeting of May 4, 2021; and, the Special Meeting of April 26, 2021.

ACTION:

ON MOTION of Supervisor Vargas, seconded by Supervisor Lawson-Remer, the Board of Supervisors approved the Statement of Proceedings/Minutes for the meeting of May 04, 2021; and, the Special Meeting of April 26, 2021.

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

G. Formation of Consent Calendar

H. 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

Category	#	Subject
Public Safety	1.	YOUTH TRANSITION CAMPUS FACILITY PHASED REPLACEMENT PROJECT- CERTIFY MITIGATED NEGATIVE DECLARATION AND AUTHORIZE CHANGE ORDER FOR PHASES 2 & 3 [FUNDING SOURCE: UNASSIGNED GENERAL FUND FUND BALANCE, LOCAL REVENUE FUND COMMUNITY CORRECTIONS SUBACCOUNT AND REIMBURSEMENT FROM SANCAL (BOND PROCEEDS), GENERAL FUND BALANCE COMMITTED TO CAPITAL PROJECT FUNDING, AVAILABLE PRIOR YEAR CRIMINAL JUSTICE FACILITY CONSTRUCTION FUND FUND BALANCE, AVAILABLE PRIOR YEAR GENERAL FUND FUND BALANCE GENERAL PURPOSE REVENUE AND AVAILABLE PRIOR YEAR PUBLIC SAFETY GENERAL FUND FUND BALANCE] (4 VOTES)
	2.	SHERIFF'S DEPARTMENT CONTRACT WITH THE CALIFORNIA DEPARTMENT OF CORRECTIONS AND REHABILITATION FOR HOUSING INMATES AT STATE FIRE CAMPS [FUNDING SOURCES: REVENUE FROM THE STATE OF CALIFORNIA, LOCAL REVENUE FUND 2011, AND COMMUNITY CORRECTIONS SUBACCOUNT]
	3.	SHERIFF - AUTHORIZE AGREEMENTS WITH THE CITY OF CHULA VISTA AND CITY OF SAN DIEGO FOR CALIFORNIA IDENTIFICATION SYSTEM SUPPORT POSITIONS [FUNDING SOURCE: THE SHERIFF FINGERPRINT ID TRUST FUND]
	4.	ADMINISTRATIVE ITEM: SECOND CONSIDERATION AND ADOPTION OF ORDINANCE: AN ORDINANCE AMENDING THE SAN DIEGO COUNTY ADMINISTRATIVE CODE, ARTICLE XX, RELATING TO SAN DIEGO COUNTY FIRE CHARGES AND FEES

Health and
Human Services

5. RECEIVE UPDATE ON THE COVID-19 RESPONSE, RATIFY ACTIONS IN RESPONSE TO THE LOCAL HEALTH EMERGENCY AND LOCAL EMERGENCY, AND AUTHORIZE ANY OTHER ACTION NECESSARY TO ADDRESS THE COVID-19 PANDEMIC
6. AUTHORIZATION TO ACCEPT HIV/AIDS SERVICES GRANT FUNDING AND AUTHORIZATION TO PURSUE FUTURE FUNDING OPPORTUNITIES FOR HIV/AIDS SERVICES [FUNDING SOURCES: RYAN WHITE PART A AND PART A MINORITY AIDS INITIATIVE REVENUE FROM THE HEALTH RESOURCES AND SERVICES ADMINISTRATION; EXISTING HEALTH REALIGNMENT ALLOCATED FOR THESE PROGRAMS]
7. AUTHORIZATION TO ACCEPT PERINATAL EQUITY INITIATIVE FUNDING AND AUTHORIZATION TO PURSUE FUTURE FUNDING OPPORTUNITIES FOR PERINATAL HEALTH EQUITY [FUNDING SOURCE: PERINATAL EQUITY INITIATIVE GRANT FROM THE CALIFORNIA DEPARTMENT OF PUBLIC HEALTH]
8. APPROVE REAPPOINTMENT OF FRANCISCO PENALOSA AND APPROVE APPOINTMENT OF WILMA BONDS AS HOUSING AUTHORITY OF THE COUNTY OF SAN DIEGO TENANT COMMISSIONERS [FUNDING SOURCE: FEDERAL FUNDS FOR THE HOUSING AUTHORITY'S PROGRAM ADMINISTRATION]
9. CONTINUED ITEM FROM 05/04/2021 (14): AUTHORIZE COMPETITIVE SOLICITATION FOR SECURITY GUARD SERVICES FOR HEALTH AND HUMAN SERVICES AGENCY FACILITIES [FUNDING SOURCES: VARIOUS FEDERAL AND STATE REVENUE AVAILABLE FOR ADMINISTRATION OF HEALTH AND HUMAN SERVICES PROGRAMS AND REALIGNMENT]
10. CONTINUED ITEM FROM 05/04/2021 (30): GENERAL SERVICES - AUTHORIZATION TO ADVERTISE AND AWARD CONSTRUCTION MANAGER AT RISK CONTRACTS
11. NOTICED PUBLIC HEARING: ISSUANCE OF REVENUE OBLIGATIONS BY THE CALIFORNIA ENTERPRISE DEVELOPMENT AUTHORITY FOR THE BENEFIT OF CARDIFF ORTHODOX HOUSING FOUNDATION AND SAINTS CONSTANTINE AND HELEN GREEK ORTHODOX CHURCH IN AN AGGREGATE MAXIMUM AMOUNT NOT TO EXCEED \$20,000,000

12. CONTINUED ITEM FROM 05/04/2021 (21):
NOTICED PUBLIC HEARING:
ISSUANCE OF REVENUE BONDS BY THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY FOR THE BENEFIT OF LA MAESTRA FAMILY CLINIC, INC., IN AN AGGREGATE AMOUNT NOT TO EXCEED \$15,000,000
13. CONTINUED ITEM FROM 05/04/2021 (20):
NOTICED PUBLIC HEARING:
ISSUANCE OF MULTIFAMILY HOUSING REVENUE OBLIGATIONS BY THE CALIFORNIA STATEWIDE COMMUNITIES DEVELOPMENT AUTHORITY FOR THE BENEFIT OF FAIRFIELD PARK CREST LP, IN AN AGGREGATE AMOUNT NOT TO EXCEED \$38,000,000
14. CONTINUED ITEM FROM 05/04/2021 (19):
NOTICED PUBLIC HEARING:
ISSUANCE OF REVENUE OBLIGATIONS BY THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY FOR THE BENEFIT OF REPUBLIC SERVICES, INC., IN AN AGGREGATE AMOUNT NOT TO EXCEED \$703,700,000
15. FISCAL YEAR 2020-21 THIRD QUARTER OPERATIONAL PLAN STATUS REPORT AND BUDGET ADJUSTMENTS [FUNDING SOURCES: OPERATING TRANSFERS IN FROM THE GENERAL FUND, OPERATING TRANSFERS IN FROM THE HARMONY GROVE IMPROVEMENT COMMUNITY FACILITY DISTRICT (CFD) FUND, OPERATING TRANSFERS IN FROM THE ROAD FUND, OPERATING TRANSFERS IN FROM THE COUNTY SERVICE AREA (CSA) SPECIAL DISTRICT FUND, OPERATING TRANSFERS IN FROM THE LIBRARY FUND, PARK LAND DEDICATION ORDINANCE (PLDO) FUND, PROGRAM REVENUES, HARMONY GROVE VILLAGE CFD FUND AND OPERATING TRANSFERS IN FROM PLDO FUND WHICH ARE PARTIALLY OFFSET BY DECREASES IN OPERATING TRANSFERS IN FROM THE APCD FUND, OPERATING TRANSFERS IN FROM THE PURCHASING INTERNAL SERVICE FUND AND OPERATING TRANSFERS IN FROM PROPOSITION 172 FUND] (4 VOTES)
16. LAUNCHING A COMPREHENSIVE APPROACH TO EVIDENCE-BASED POLICYMAKING AND ESTABLISHING AN OFFICE OF EVALUATION, PERFORMANCE, AND ANALYTICS
17. NEIGHBORHOOD REINVESTMENT PROGRAM GRANTS (DISTRICT: 5)
[FUNDING SOURCE: GENERAL PURPOSE REVENUE]

18. ENHANCING DROWNING PREVENTION OPPORTUNITIES FOR SAN DIEGO COUNTY YOUTH [FUNDING SOURCE: AVAILABLE PRIOR YEAR GENERAL FUND FUND BALANCE]
19. ADVANCING CAPITAL IMPROVEMENT NEEDS ASSESSMENT PROJECTS IN DISTRICT 3 IN ALIGNMENT WITH COMMUNITY PRIORITIES, EQUITY, INCLUSION, AND YOUTH DEVELOPMENT (4 VOTES)
20. CITIZENS' LAW ENFORCEMENT REVIEW BOARD RULES AND REGULATIONS UPDATE
21. GENERAL SERVICES - APPROVAL OF SECOND AMENDMENT TO LEASE FOR THE SANTEE LIBRARY, 9225 CARLTON HILLS BOULEVARD, SANTEE [FUNDING SOURCE: COUNTY LIBRARY PROPERTY TAX REVENUES]
22. GENERAL SERVICES - AUTHORIZATION TO ADVERTISE AND AWARD A CONSTRUCTION MANAGER AT RISK CONTRACT FOR A MAJOR SYSTEMS RENOVATION PROJECT AT THE HALL OF JUSTICE [FUNDING SOURCE: GENERAL PURPOSE REVENUE]
23. GENERAL SERVICES - APPROVAL OF FIRST AMENDMENT TO LEASE FOR THE PUBLIC DEFENDER SOUTH BAY OFFICE, 303 H STREET, CHULA VISTA [FUNDING SOURCE: GENERAL PURPOSE REVENUE]
24. CARLSBAD UNIFIED SCHOOL DISTRICT GENERAL OBLIGATION BONDS (ELECTION OF 2018, SERIES B)
25. SAN DIEGUITO UNION HIGH SCHOOL DISTRICT 2021 GENERAL OBLIGATION BONDS, (ELECTION OF 2012), SERIES E AND THE 2021 GENERAL OBLIGATION REFUNDING BONDS
26. ADMINISTRATIVE ITEM:
SECOND CONSIDERATION AND ADOPTION OF ORDINANCE:
APPOINTMENT OF COUNTY COUNSEL AND APPROVAL OF EMPLOYMENT AGREEMENT
27. ADMINISTRATIVE ITEM:
SECOND CONSIDERATION AND ADOPTION OF ORDINANCE:
AMENDMENTS TO THE COMPENSATION ORDINANCE (5/4/2021 - First Reading; 5/18/2021 - Second Reading)

- | | | |
|----------------------------------|-----|--|
| Appointments | 28. | APPOINTMENTS: VARIOUS |
| Communications Received | 29. | COMMUNICATIONS RECEIVED |
| Financial and General Government | 30. | REAFFIRMING SUPPORT FOR SAN PASQUAL ACADEMY AND OUTLINING IMMEDIATE DIRECTIVES |
| Closed Session | 31. | CLOSED SESSION |
| Public Communication | 32. | PUBLIC COMMUNICATION |

1. SUBJECT: YOUTH TRANSITION CAMPUS FACILITY PHASED REPLACEMENT PROJECT- CERTIFY MITIGATED NEGATIVE DECLARATION AND AUTHORIZE CHANGE ORDER FOR PHASES 2 & 3 (DISTRICT: 4)

OVERVIEW

The San Diego County Probation Department (Probation) has been undergoing a transformational process to best serve justice-involved youth and their families. On April 25, 2017 (4) the Board of Supervisors approved Probation to apply for and enter into a technical assistance contract known as the Youth in Custody Practice Model (Practice Model). The Practice Model was co-created by Georgetown University's Center for Juvenile Justice Reform and the Council of Juvenile Justice Administrators to support juvenile correctional agencies with transitioning to a positive youth development model of juvenile detention.

On August 7, 2018 (7), the Board of Supervisors authorized the design and construction of Phase 1 - Urban Camp of the Youth Transition Campus (formerly Juvenile Justice Campus.) As the result of a competitive procurement, Balfour Beatty Construction was awarded a \$111,995,000 design-build contract (# 561250) to construct the Phase 1 - Urban Camp for the San Diego Youth Transition Campus capital project # 1021131. Phase 1 included technical feedback from Practice Model national experts to ensure the project resulted in positive outcomes for youth and staff. On March 16, 2021 (3), the Board of Supervisors approved the naming of the new Youth Transition Campus.

On March 2, 2021 the Department of Purchasing and Contracting posted a Request for Statement of Qualifications (RFSQ) #10756 entitled DESIGN-BUILD PRE-QUALIFICATION FOR PHASE 2 & 3 OF THE COUNTY'S YOUTH TRANSITION CAMPUS, which closed on March 31, 2021. Only one response was received. The response was from Balfour Beatty Construction, who holds the contract for Phase 1 that is currently under construction with most work to be completed in November 2021. Since only one firm responded to and was pre-qualified under the RFSQ, your Board is requested to (1) find that a competitive procurement would be unavailing and produce no public advantage and (2) authorize the Director, Department of Purchasing and Contracting, upon successful negotiations and determination of fair and reasonable pricing, to execute a change order to the existing design-build contract with Balfour Beatty Construction to include the work outlined in RFSQ #10756 (Phases 2 & 3.)

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Find that there are no changes in the project or in the circumstances under which it is undertaken which involve significant new environmental impacts which were not considered in the previously adopted Mitigated Negative Declaration dated August 7, 2018, that there is no substantial increase in the severity of previously identified significant effects, and that no new information of substantial importance has become available since the MND was prepared.

2. Find that competitive procurement for the changes to the San Diego Youth Transition Campus Project design-build contract to add the work under RFSQ # 10756 would be unavailing and would not produce any public advantage and that a change order to CONTRACT NUMBER 561250 qualifies as a single source procurement under Board Policy A-87.
3. Authorize the Director, Department of Purchasing and Contracting, upon successful negotiations and determination of fair and reasonable price, to execute a change order to CONTRACT NUMBER 561250 with BALFOUR BEATTY CONSTRUCTION for the design and construction of Phases 2 & 3 of the Youth Transition Campus, pending additional appropriations of \$75,000,000 included in the Fiscal Year 2021-22 CAO Recommended Operational Plan. **(4 VOTES)**

FISCAL IMPACT

Funds for this request in the amount of \$400,000 are included in the Fiscal Year 2020-21 Justice Facility Construction Fund for Capital Project 1023885, Youth Transition Campus. The funding source is Unassigned General Fund Fund Balance.

Funds in the amount of \$75,000,000 are included in the Fiscal Year 2021-22 CAO Recommended Operational Plan in the Justice Facility Construction Fund for Capital Project 1023885, Youth Transition Campus. The funding sources are Local Revenue Fund Community Corrections Subaccount (\$15,000,000) and Reimbursement from SANCAL (Bond Proceeds) (\$60,000,000). The estimated total project cost of Phases 2 & 3 of the Youth Transition Campus is \$75,400,000.

Phase 1 of the San Diego Youth Transition Campus is fully funded at \$130,180,000. Funding sources are General Fund Balance Committed to Capital Project Funding (\$57,331,000), available prior year Criminal Justice Facility Construction Fund fund balance (\$21,000,000), available prior year General Fund fund balance (\$10,233,269), General Purpose Revenue (\$21,615,731), and available prior year Public Safety General Fund fund balance (\$20,000,000).

Total costs of the entire Youth Transition Campus are estimated at \$205,580,000. Phase 1 is anticipated to be completed in Winter 2022 and Phase 2 & 3 are anticipated to be completed Winter 2024. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

Programming and planning for the Youth Transition Campus Project will support local private sector professional services consultants. Future positive business impact in the Kearny Mesa community could occur through increased business activity generated by the construction of a large, master-planned development on the County properties.

When completed, the Youth Transition Campus project will have resulted in approximately 1,500 construction jobs for private sector contractors and suppliers.

ACTION:

ON MOTION of Supervisor Fletcher, seconded by Supervisor Vargas, the Board of Supervisors took action as recommended.

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

2. SUBJECT: SHERIFF'S DEPARTMENT CONTRACT WITH THE CALIFORNIA DEPARTMENT OF CORRECTIONS AND REHABILITATION FOR HOUSING INMATES AT STATE FIRE CAMPS (DISTRICTS: ALL)

OVERVIEW

On November 13, 2018 (4), the Board of Supervisors approved and authorized the execution of a three-year agreement with the California Department of Corrections and Rehabilitation (CDCR) for the housing of inmates at State Fire Camps which expires on June 30, 2021. This program has been very effective, and the inmates have contributed to the safety of the community by managing brush and fighting fires. In addition, this program has assisted the Sheriff in managing jail population by annually increasing the number of both male and female inmates placed in the camps from 11 the first year to a monthly average of 70 in 2019. With the inmate population reduced for COVID-19 prevention in 2020, we averaged 42 inmates per month at the camps.

The Sheriff and CDCR would like to execute a new three-year agreement. This is a request to authorize a three-year contract with CDCR for the housing inmates at State Fire Camps for the period beginning July 1, 2021 and ending June 30, 2024.

RECOMMENDATION(S)

SHERIFF

In accordance with Board Policy A-87, Competitive Procurement, approve and authorize the Director, Department of Purchasing and Contracting to enter into negotiations with California Department of Correction and Rehabilitation; and, subject to successful negotiations and determination of a fair and reasonable price, award a contract for housing County inmates at State Fire Camps for three years beginning July 1, 2021 and ending June 30, 2024 and an additional six months if needed, and to amend the contract as needed to reflect changes to services and funding subject to approval of the Sheriff.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year 2021-22 CAO Recommended Operational Plan for the Sheriff's Department. If approved, this request will result in estimated costs of \$672,800 in Fiscal Year 2021-22. The funding source is revenue from the State of California, Local Revenue Fund 2011, Community Corrections Subaccount. Subsequent year costs and revenues will be included in future year Operational Plans for the Sheriff's Department. There will be no change in net General Fund cost and no increase in staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

3. SUBJECT: SHERIFF - AUTHORIZE AGREEMENTS WITH THE CITY OF CHULA VISTA AND CITY OF SAN DIEGO FOR CALIFORNIA IDENTIFICATION SYSTEM SUPPORT POSITIONS (DISTRICTS: ALL)

OVERVIEW

The California Identification System/Remote Access Network (Cal-ID/RAN) is a statewide system that provides local law enforcement agencies with direct access to local, state, and federal automated fingerprint, palm print, photo systems and databases. This statewide system allows for the rapid identification of persons booked into detention facilities and latent prints lifted from crime scenes. The Sheriff's Department serves as San Diego County's Cal-ID/RAN administrator.

The San Diego County Cal-ID/RAN Board is a regional policy and advisory board responsible for making recommendations regarding the use of Cal-ID funds. The RAN Board has made funding recommendations since 2007 for a program to employ staff in crime laboratories across the region as part of the program to process latent prints effectively and efficiently in the region and identify suspects. To ensure a continued success of the program, there is a need to continue to provide funding for staff at the Chula Vista Police Department and San Diego Police Department crime laboratories.

Today's request seeks approval to authorize agreements between the County of San Diego by and through the San Diego Sheriff's Department and the cities of Chula Vista and San Diego to provide funding from the Sheriff Fingerprint ID Trust Fund to the cities annually for Cal-ID support positions. The agreements period is July 1, 2021 to June 30, 2022, with automatic annual renewals up to a maximum of four additional years through June 30, 2026.

RECOMMENDATION(S)

SHERIFF

1. Authorize the Sheriff's Department (Sheriff) to execute a Memorandum of Agreement (MOA) with the City of Chula Vista to provide an estimated cost of \$136,119 in annual funding for one full-time Latent Print Examiner position based on revenue from the Sheriff Fingerprint ID Trust Fund for the period of July 1, 2021 to June 30, 2022, with automatic annual renewals up to a maximum of four additional years through June 30, 2026, and to amend the MOA as needed to reflect changes to requirements and funding.
2. Authorize the Sheriff to execute a MOA with the City of San Diego to provide an estimated \$95,598 annually for one full-time Latent Print Examiner Aide position based on revenue from the Sheriff Fingerprint ID Trust Fund for the period of July 1, 2021 to June 30, 2022, with automatic annual renewals up to a maximum of four additional years through June 30, 2026, and to amend the MOA as needed to reflect changes to requirements and funding.

FISCAL IMPACT

Funds for these requests are included in the Fiscal Year 2021-22 CAO Recommended Operational Plan for the Sheriff's Department. If approved, these requests will result in future year estimated costs and revenue of \$231,717. The funding source is the Sheriff Fingerprint ID Trust Fund. Costs through the contract term, estimated at \$231,717 annually, will be included in future year Operational Plans for the Sheriff's Department. 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 Anderson, seconded by Supervisor Desmond, the Board of Supervisors took action as recommended, on Consent.

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

4. **SUBJECT: ADMINISTRATIVE ITEM:
SECOND CONSIDERATION AND ADOPTION OF ORDINANCE:
AN ORDINANCE AMENDING THE SAN DIEGO COUNTY
ADMINISTRATIVE CODE, ARTICLE XX, RELATING TO SAN
DIEGO COUNTY FIRE CHARGES AND FEES (DISTRICTS: ALL)**

OVERVIEW

On May 04, 2021 (01), the Board of Supervisors took action to further consider and adopt the Ordinance on May 18, 2021.

To promote fire safety within the region, San Diego County Fire (County Fire) reviews residential and commercial projects to ensure compliance with the County Fire Code and California Fire Code. County Fire assesses charges and fees to recover its costs for this work, which are approved by the County Board of Supervisors (Board). The levies are charged to individuals or agencies applying for new residential and commercial building permits, tenant improvement permits, gate and grading permits, and special event permits. The Board last approved revisions to the fees and rates in Article XX of the San Diego County Administrative Code on December 3, 2013 (1).

County Fire recently conducted a review of fees and rates to ensure compliance with Board Policy B-29 (Fees, Grants, and Revenue Contracts - Department Responsibility for Cost Recovery), which requires County departments to recover the costs to provide services to agencies or individuals. As a result, County Fire is proposing actions that support the cost of providing County Fire services, while ensuring fee levels that are fair and equitable for customers and the public. A total of 20 County Fire fees and two rates, and associated costs, were reviewed, resulting in a proposed increase in 14 fees, a proposed increase in one rate, a proposed decrease in six fees, and the deletion of one rate. The Auditor and Controller reviewed and approved the supporting documentation and the methodology for establishing the fees in this proposal for Fiscal Year 2021-22.

Today's request is for the Board to consider an ordinance amending Article XX of the County Administrative Code related to fees for services provided by County Fire. If the Board takes this action as recommended, then on May 18, 2021, it may consider adoption of the proposed ordinance.

This action contributes to the *Live Well San Diego* vision by furthering activities that help make San Diego a more resilient community by ensuring that adequate fire protection and prevention measures are included in new residential and commercial development.

**RECOMMENDATION(S)
CHIEF ADMINISTRATIVE OFFICER**

Consider and adopt the following Ordinance (second reading):
AN ORDINANCE AMENDING THE SAN DIEGO COUNTY ADMINISTRATIVE CODE,
ARTICLE XX, RELATING TO SAN DIEGO COUNTY FIRE CHARGES AND FEES.

FISCAL IMPACT

Funds for this request will be included in the Fiscal Years 2021-22 CAO Recommended Operational Plan, San Diego County Fire. If approved, this request will result in an estimated increase in revenue of \$36,270 in Fiscal Year 2021-22. The proposed fees ensure full cost recovery for services related to fire plan reviews, inspections, and other technical work, with certain exceptions for which a waiver of Board Policy B-29 is requested. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

The proposed fees and rates will have an impact on the business community within the San Diego County Fire Protection District and fire protection districts or municipal water districts that contract with County Fire to provide fire plan reviews and inspections. Services have previously been provided to individual applicants without full cost recovery. The proposed levies have been found to be fair and comparable with those assessed by other agencies for similar services. Attachment F - Regional Comparison of Major Fee Types compares County Fire's proposed fees to those in neighboring Fire Protection Districts and County Fire Departments.

ACTION:

ON MOTION of Supervisor Anderson, seconded by Supervisor Desmond, the Board of Supervisors took action as recommended, on Consent, adopting Ordinance No. 10730 (N.S.), entitled: AN ORDINANCE AMENDING THE SAN DIEGO COUNTY ADMINISTRATIVE CODE, ARTICLE XX, RELATING TO SAN DIEGO COUNTY FIRE CHARGES AND FEES.

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

5. **SUBJECT: RECEIVE UPDATE ON THE COVID-19 RESPONSE, RATIFY ACTIONS IN RESPONSE TO THE LOCAL HEALTH EMERGENCY AND LOCAL EMERGENCY, AND AUTHORIZE ANY OTHER ACTION NECESSARY TO ADDRESS THE COVID-19 PANDEMIC (DISTRICTS: ALL)**

OVERVIEW

A novel coronavirus (COVID-19) was detected in Wuhan City, Hubei Province in China in December 2019. Since then, the virus has rapidly spread across the globe, resulting in the World Health Organization (WHO) declaring COVID-19 a pandemic on March 11, 2020.

On February 14, 2020, the San Diego County Public Health Officer issued a Declaration of Local Health Emergency, pursuant to California Health and Safety Code Section 101080. Additionally, on that day, pursuant to California Government Code 8630, the Chief Administrative Officer (CAO), serving as the County of San Diego (County) Director of Emergency Services and as the Coordinator of the Unified San Diego County Emergency Services Organization, issued a Proclamation of Local Emergency regarding COVID-19.

The County continues to make significant efforts to slow the spread of COVID-19. Today's actions request the San Diego County Board of Supervisors (Board) to receive an update on the local COVID-19 response and ratify all actions taken by the CAO, Public Health Officer, Director, Department of Purchasing and Contracting and Director, Department of General Services in response to the local health emergency and local emergency. It is also recommended that the Board take any other action necessary to address the COVID-19 pandemic emergency response.

Today's proposed actions support the County's *Live Well San Diego* vision by protecting the health of residents against the COVID-19 pandemic.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Receive an update on the COVID-19 response.
2. Ratify all actions taken by the Chief Administrative Officer, Public Health Officer, Director, Department of Purchasing and Contracting, and Director, Department of General Services in response to the local health emergency and local emergency, including ratifying that the Director, Department of Purchasing and Contracting acted within the Director's authority under San Diego County Administrative Code section 402 when the Director negotiated and upon successful negotiations and determination of a fair and reasonable price made emergency purchases with the entities listed in Attachment A for Community Health Worker Services.
3. Take any other action necessary to address the COVID-19 pandemic emergency response.

FISCAL IMPACT

Prior action by the San Diego County Board of Supervisors (Board) created a framework for the use of over \$431 million in CARES Act, Coronavirus Relief Fund (CRF) revenue (\$390.7 million), and County of San Diego (County) General Fund Fund Balance (\$40.6 million), through December 30, 2020, toward our COVID-19 response efforts and for economic and community investments. The framework included public health and medical services, testing, tracing, treatment, temporary housing assistance, sanitation, food distribution services, allocations to the 17 cities that did not receive direct CARES Act funds, child care vouchers, child care provider grant program, economic stimulus program, child welfare outreach, Behavioral Health telehealth, compliance efforts, rental assistance, remote learning internet access for students, and administrative support. The estimated cost through the end of December 2020 is \$440.8 million. The County is currently spending an estimated \$11.8 million a week toward County response, Test, Trace, and Treat (T3) efforts, continuation of the Great Plates Delivered program, the COVID Income Stipend Program, and vaccination efforts. The County will rely on available stimulus funding, program revenues, Realignment, and County General Fund Fund Balance to cover costs. The County will continue to pursue

other federal and State stimulus revenue and funding sources, including funds through the Federal Emergency Management Agency (FEMA).

Recommendation #2: Ratify Contracts for Community Health Worker Services

Funds for this request are not included in the FY 2020-22 Operational Plan in HHS. If approved, this request will result in estimated costs and revenues of \$1.4 million in FY 2020-21 and estimated costs and revenues of \$4.2 million in FY 2021-22. The funding source is anticipated to be Federal and/or State stimulus funds. If needed, additional appropriations will be requested through future Board action. There will be no change in net General Fund costs and no additional staff years.

BUSINESS IMPACT STATEMENT

This action will help support individuals, families and small businesses impacted by COVID-19.

ACTION:

ON MOTION of Supervisor Fletcher, seconded by Supervisor Vargas, the Board of Supervisors took the following actions:

1. Received an update on the COVID-19 response.
2. Ratified all actions taken by the Chief Administrative Officer, Public Health Officer, Director, Department of Purchasing and Contracting, and Director, Department of General Services in response to the local health emergency and local emergency, including ratifying that the Director, Department of Purchasing and Contracting acted within the Director's authority under San Diego County Administrative Code section 402 when the Director negotiated and upon successful negotiations and determination of a fair and reasonable price made emergency purchases with the entities listed in Attachment A for Community Health Worker Services.

AYES:Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

6. **SUBJECT: AUTHORIZATION TO ACCEPT HIV/AIDS SERVICES GRANT FUNDING AND AUTHORIZATION TO PURSUE FUTURE FUNDING OPPORTUNITIES FOR HIV/AIDS SERVICES (DISTRICTS: ALL)**

OVERVIEW

For 30 years the San Diego County Board of Supervisors (Board) has authorized grants and agreements with the U.S. Department of Health and Human Services Health Resources and Services Administration to provide a variety of care and treatment services to persons living with HIV. These funding sources include the Ryan White HIV/AIDS Treatment Extension Act of 2009 (RWTEA) Part A and the RWTEA Part A Minority AIDS Initiative (MAI).

The RWTEA Part A and RWTEA Part A MAI comprise the single largest federal funding source for HIV services received by the County of San Diego (County). The one-year grant term is March 1, 2021 through February 28, 2022. The RWTEA Part A funding is \$10,594,101, and the RWTEA Part A MAI funding is \$742,177, for a total of \$11,336,278.

This funding will continue to support medical treatment, mental health treatment, substance use disorder treatment, temporary housing assistance, and other critical services for persons living with HIV.

Today's action requests that the Board accept this ongoing source of grant funding for HIV/AIDS services. Additionally, if approved, today's actions would authorize the application for any additional funds to be used to address testing, prevention and care, and treatment needs of individuals and families in San Diego County who are impacted by HIV/AIDS and/or STDs.

This item supports the County's Getting to Zero initiative by funding services that help people living with HIV remain in care and achieve viral suppression. Research has demonstrated that persons who have achieved viral suppression are not able to transmit HIV to others sexually. This item also supports the *Live Well San Diego* vision by building better health through providing access to high quality HIV care and treatment services that lead to improved physical and behavioral health which promotes a healthy, safe, and thriving region.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Waive Board Policy B-29, Fees, Grants, Revenue Contracts - Department Responsibility for Cost Recovery, which requires prior approval of grant applications and full-cost recovery of grants.
2. Authorize the acceptance of \$10,594,101 and \$742,177 in grant funds from the Health Resources and Services Administration for the period of March 1, 2021 through February 28, 2022, for Ryan White Part A and Part A Minority AIDS Initiative respectively and authorize the Clerk of the Board to execute all required grant documents, upon receipt, including any annual extensions, amendments and/or revisions thereto that do not materially impact or alter the services or funding level.
3. Authorize the Agency Director, Health and Human Services Agency to apply for any additional funding opportunity announcements, if available, to address the prevention, testing, care, and treatment needs of those impacted by HIV/AIDS and other sexually transmitted diseases.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year 2020-22 Operational Plan in the Health and Human Services Agency. If approved, this request will result in estimated costs of \$3,835,000 and revenue of \$3,778,759 in Fiscal Year 2020-21 and estimated costs of \$7,670,000 and revenue of \$7,557,519 in Fiscal Year 2021-22. The funding sources are Ryan White Part A and Part A Minority AIDS Initiative revenue from the Health Resources and Services Administration. A waiver of Board Policy B-29 is requested because the funding does not offset all costs. These costs are estimated at \$56,241 for Fiscal Year 2020-21 and \$112,481 for Fiscal Year 2021-22. The funding source for these costs will be existing Health Realignment allocated for these programs. The public benefit for providing these services far outweighs these costs. 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 Anderson, seconded by Supervisor Desmond, the Board of Supervisors took action as recommended, on Consent.

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

7. **SUBJECT: AUTHORIZATION TO ACCEPT PERINATAL EQUITY INITIATIVE FUNDING AND AUTHORIZATION TO PURSUE FUTURE FUNDING OPPORTUNITIES FOR PERINATAL HEALTH EQUITY (DISTRICTS: ALL)**

OVERVIEW

The San Diego County Board of Supervisors (Board) has authorized the acceptance of California Department of Public Health Maternal, Child, and Adolescent Health Division Title V Maternal and Child Health (MCH) Block Grant funding since 1998. MCH Block Grant funding addresses health disparities in African-American birth outcomes by implementing the Black Infant Health (BIH) Program in San Diego County. The 2018-19 California State Budget Act established the California Perinatal Equity Initiative (PEI) to expand the BIH program. Counties that implement BIH programs were eligible to receive PEI funding, and the County of San Diego received a PEI grant allocation of \$968,620 on November 13, 2019, for the grant period of October 1, 2019 through June 30, 2021.

Today's action requests the Board to approve and authorize the Clerk of the Board, upon receipt, to execute the anticipated PEI grant allocation for the grant period of July 1, 2021 through June 30, 2023, for \$968,620. Authorization is also requested to apply for additional funds to help improve perinatal health equity for San Diego County residents. Today's action supports the *Live Well San Diego* vision by enhancing services provided to families and increasing quality of services to mothers, children, and families, which will result in a healthy, safe, and thriving community.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Authorize the acceptance of \$968,620 in funds from the California Department of Public Health, Maternal, Child, and Adolescent Health Division for the period of July 1, 2021 through June 30, 2023, for the Perinatal Equity Initiative grant. Authorize the Clerk of the Board, upon receipt, 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 apply for additional funding opportunity announcements, if available, that address improvement of perinatal health equity for San Diego County residents.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year 2021-23 CAO Recommended Operational Plan in the Health and Human Services Agency. If approved, this request will result in costs and revenue of \$484,310 in Fiscal Year 2021-22 and costs and revenue of \$484,310 in Fiscal Year 2022-23. The funding source is the Perinatal Equity Initiative grant from the California Department of Public Health. 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 Anderson, seconded by Supervisor Desmond, the Board of Supervisors took action as recommended, on Consent.

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

8. **SUBJECT: APPROVE REAPPOINTMENT OF FRANCISCO PENALOSA AND APPROVE APPOINTMENT OF WILMA BONDS AS HOUSING AUTHORITY OF THE COUNTY OF SAN DIEGO TENANT COMMISSIONERS (DISTRICTS: ALL)**

OVERVIEW

The Housing Authority of the County of San Diego (Housing Authority) Board of Commissioners consists of the five members of the San Diego County Board of Supervisors and two tenant commissioners. The tenant commissioners, as voting members of the Housing Authority Board of Commissioners, provide a formal mechanism for participant involvement in the interpretation and enforcement of policies and procedures of housing programs administered by the Housing Authority. The term of the current tenant commissioners of the Housing Authority Board of Commissioners expires on May 31, 2021.

Today's action requests that the San Diego County Board of Supervisors approve the reappointment of one tenant commissioner and the appointment of a second tenant commissioner to serve two-year terms commencing on June 1, 2021. This action is in accordance with the California Health and Safety Code Section 34290 (b). Today's action supports the County's *Live Well San Diego* vision by enabling the Housing Authority to administer programs that provide safe and affordable housing opportunities.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Waive Board Policy A-74, "Citizen Participation in County Boards, Commissions, and Committees" and re-appoint Francisco Penalosa to serve as Housing Authority of the County of San Diego tenant commissioner for a two-year term commencing on June 1, 2021.
2. Appoint Wilma Bonds to serve as Housing Authority of the County of San Diego tenant commissioner for two-year terms commencing on June 1, 2021.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year 2021-23 Housing Authority of the County of San Diego Recommended Budget. If approved, this request will result in costs and revenue of \$50 per diem compensation for each Housing Authority Board of Commissioners meeting attended by the tenant commissioners in Fiscal Year 2021-22 and Fiscal Year 2022-23. The tenant commissioners' per diem compensation will result in annual costs of approximately \$500. The funding source is federal funds provided for the Housing Authority's program administration. 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 Anderson, seconded by Supervisor Desmond, the Board of Supervisors took action as recommended, on Consent.

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

- 9. **SUBJECT: AUTHORIZE COMPETITIVE SOLICITATION FOR SECURITY GUARD SERVICES FOR HEALTH AND HUMAN SERVICES AGENCY FACILITIES (DISTRICTS: ALL)**

OVERVIEW

On May 04, 2021 (14), the Board of Supervisors continued this item to May 18, 2021.

The County of San Diego (County) Health and Human Services Agency (HHSA) contracts for security guard services to ensure secure environments for County employees and clients at HHSA facilities. The current contract expires on June 30, 2022, and HHSA needs to ensure that this critical service continues uninterrupted.

Today's action requests the San Diego County Board of Supervisors to authorize the Director of the Department of Purchasing and Contracting to issue a competitive solicitation for security guard services for HHSA facilities. This action supports the County's *Live Well San Diego* vision and contributes to safe communities by providing customers and staff with a safe environment.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

In accordance with Section 401, Article XXIII of the County Administrative Code authorize the Director, Department of Purchasing and Contracting to issue a Competitive Solicitation for security guard services for Health and Human Services Agency (HHSA), and upon successful negotiations and determination of a fair and reasonable price, award a contract for a term of one year, with four option years, and up to an additional six months if needed, and to amend the contract as needed to reflect changes to services and funding allocations, subject to the availability of funds and approval of the Director, Health and Human Services Agency.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year 2021-22 CAO Recommended Operational Plan in the Health and Human Services Agency (HHS). If approved, this request will result in estimated costs and revenue of up to \$11,500,000 in Fiscal Year 2022-23. The funding sources are various federal and State revenue available for administration of health and human services programs and Realignment. 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 Anderson, seconded by Supervisor Desmond, the Board of Supervisors took action as recommended, on Consent.

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

- 10. **SUBJECT: CONTINUED ITEM FROM 05/04/2021 (30):
GENERAL SERVICES - AUTHORIZATION TO ADVERTISE AND
AWARD CONSTRUCTION MANAGER AT RISK CONTRACTS
(DISTRICTS: ALL)**

OVERVIEW

On May 4, 2021 (30), the Board of Supervisors continued the item to May 18, 2021.

On January 1, 2014, the California Legislature authorized counties to utilize the Construction Manager at Risk (CMAR) delivery method for projects in excess of \$1 million. In September 2016 the Board of Supervisors authorized the County to award CMAR contracts up to \$10 million for a period of 5 years. Since then, the Department of General Services, in collaboration with the Department of Purchasing and Contracting, has developed and implemented the CMAR procurement method. This procurement method provides an improved method of handling selected projects, primarily those funded by the Major Maintenance Improvement Plan (MMIP) Program. CMAR allows closer collaboration between the contractor and designer, which is a proven fundamental value of the CMAR procurement concept and allows alignment of project delivery schedules with client department requirements earlier in the process. The CMAR delivery method is a best practice industry standard used as an alternative to low bid contracting.

The Board of Supervisors is requested to authorize the Director, Department of Purchasing and Contracting to advertise and award CMAR contracts for various projects up to \$10 million pursuant to Public Contract Code Section 20146.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

- 1. Find that today’s action is not subject to the California Environmental Quality Act (CEQA) under Article 5, Section 15060(c)(3) of the State CEQA Guidelines because it is not a project as defined by Section 15378.

2. Authorize the Director, Department of Purchasing and Contracting, for a period of five years, to take any action authorized by Article XXIII, Section 401, et seq. of the Administrative Code and Public Contract Code Section 20146 to advertise and award Construction Manager at Risk contracts for various projects up to \$10 million.
3. Designate the Director, Department of General Services, and the Director, Parks and Recreation, as the County officers responsible for administering the awarded Construction Manager at Risk contracts, as appropriate.

FISCAL IMPACT

There is no direct fiscal impact as a result of today’s requested action. Funding for Construction Manager at Risk contracts is budgeted by departments for specific project requests and in the Major Maintenance Improvement Plan. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

Expenditures for construction will create private sector jobs and economic opportunities in San Diego County.

ACTION:

This item was continued to June 8, 2021 at the request of the Chief Administrative Officer.

11. **SUBJECT: NOTICED PUBLIC HEARING:
ISSUANCE OF REVENUE OBLIGATIONS BY THE CALIFORNIA
ENTERPRISE DEVELOPMENT AUTHORITY FOR THE BENEFIT OF
CARDIFF ORTHODOX HOUSING FOUNDATION AND SAINTS
CONSTANTINE AND HELEN GREEK ORTHODOX CHURCH IN AN
AGGREGATE MAXIMUM AMOUNT NOT TO EXCEED \$20,000,000
(DISTRICT: 3)**

OVERVIEW

The County has received a request from the California Enterprise Development Authority (“CEDA” or “Authority”) to conduct a public hearing as required by the Internal Revenue Code and to approve the Authority’s issuance of one or more series of revenue obligations in an aggregate principal amount not to exceed \$20,000,000 (the “Revenue Obligations”), for the benefit of Cardiff Orthodox Housing Foundation, a California nonprofit religious corporation, and Saints Constantine and Helen Greek Orthodox Church, a California nonprofit religious corporation (collectively, the “Borrower”), and an organization described in Section 501(c)(3) of the Internal Revenue Code of 1986. The Borrower has applied for the financial assistance of the Authority to finance the cost of acquisition, construction, development, improvement, furnishing and equipping of a 60-unit, multi-family, senior housing project located at 3459 Manchester Avenue, Cardiff-by-the-Sea, California 92007, and paying certain costs of issuance in connection with the financing and other related costs.

The Authority is authorized to assist in financing of nonprofit public benefit organizations or for-profit corporations with a public benefit project wishing to issue or reissue 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 reissuance of the Revenue Obligations. Although the Authority will be the issuer of the Revenue Obligations 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 Revenue Obligations on behalf of the Borrower.

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 BY THE CALIFORNIA ENTERPRISE DEVELOPMENT AUTHORITY OF ITS REVENUE OBLIGATIONS FOR THE BENEFIT OF CARDIFF ORTHODOX HOUSING FOUNDATION AND SAINTS CONSTANTINE AND HELEN GREEK ORTHODOX CHURCH IN AN AGGREGATE MAXIMUM STATED PRINCIPAL AMOUNT OF \$20,000,000 FOR THE PURPOSE OF FINANCING THE COST OF THE ACQUISITION, CONSTRUCTION, DEVELOPMENT, IMPROVEMENT, FURNISHING AND EQUIPPING OF FACILITIES, PROVIDING THE TERMS AND CONDITIONS FOR SUCH REVENUE OBLIGATIONS AND OTHER MATTERS RELATING THERETO.

FISCAL IMPACT

If approved, the proposal will result in approximately \$1,030 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 the financing. The County will incur no obligation of indebtedness as a result of these actions.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

ON MOTION of Supervisor Anderson, seconded by Supervisor Desmond, the Board of Supervisors took action as recommended, on Consent, adopting Resolution No. 21-065, entitled: RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO APPROVING THE ISSUANCE BY THE CALIFORNIA ENTERPRISE DEVELOPMENT AUTHORITY OF ITS REVENUE OBLIGATIONS FOR THE BENEFIT OF CARDIFF ORTHODOX HOUSING FOUNDATION AND SAINTS CONSTANTINE AND HELEN GREEK ORTHODOX CHURCH IN AN AGGREGATE MAXIMUM STATED PRINCIPAL AMOUNT OF \$20,000,000 FOR THE PURPOSE OF FINANCING THE COST OF THE ACQUISITION, CONSTRUCTION, DEVELOPMENT, IMPROVEMENT, FURNISHING AND EQUIPPING OF FACILITIES, PROVIDING THE TERMS AND CONDITIONS FOR SUCH REVENUE OBLIGATIONS AND OTHER MATTERS RELATING THERETO.

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

**12. SUBJECT: CONTINUED ITEM FROM 05/04/2021 (21):
NOTICED PUBLIC HEARING:
ISSUANCE OF REVENUE BONDS BY THE CALIFORNIA
MUNICIPAL FINANCE AUTHORITY FOR THE BENEFIT OF LA
MAESTRA FAMILY CLINIC, INC., IN AN AGGREGATE AMOUNT
NOT TO EXCEED \$15,000,000 (DISTRICTS: 1, 2, 4)**

OVERVIEW

On May 4, 2021 (21), the Board of Supervisors continued the item to May 18, 2021.

The County has received a request from the California Municipal Finance Authority (“CMFA” 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 \$15,000,000 (the “Bonds”), for the benefit of La Maestra Family Clinic, Inc. (the “Borrower”), a California nonprofit, public benefit corporation. The Borrower has applied for the financial assistance of the Authority to: (a) prepay an outstanding taxable loan which was incurred to finance a health clinic at 4066, 4074, 4082 Fairmount Avenue, in San Diego, California, (b) finance improvements to the Fairmount Building, (c) finance the acquisition and renovation of a building at 205-217 Highland Avenue, National City, California, and (d) refinance the acquisition and finance the renovation of a building at 181 Rea Avenue in El Cajon, California.

The Authority is authorized to assist in financing for nonprofit public benefit organizations or for-profit corporations with a public benefit project wishing to issue revenue bonds, 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 AUTHORIZING AND APPROVING THE FINANCING TO BE UNDERTAKEN BY THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY FOR THE BENEFIT OF LA MAESTRA FAMILY CLINIC, INC. IN AN AGGREGATE AMOUNT NOT TO EXCEED \$15,000,000 FOR THE PURPOSE OF FINANCING AND REFINANCING THE ACQUISITION, CONSTRUCTION, IMPROVEMENT AND EQUIPPING OF HEALTH CLINICS AND CERTAIN OTHER MATTERS RELATING THERETO.

FISCAL IMPACT

If approved, the proposal will result in approximately \$1,030 of unanticipated revenue to be used to reimburse the County for costs associated with this non-County financing.

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

BUSINESS IMPACT STATEMENT

N/A

ACTION:

ON MOTION of Supervisor Anderson, seconded by Supervisor Desmond, the Board of Supervisors took action as recommended, on Consent, adopting Resolution No. 21-066, entitled: RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO AUTHORIZING AND APPROVING THE FINANCING TO BE UNDERTAKEN BY THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY FOR THE BENEFIT OF LA MAESTRA FAMILY CLINIC, INC. IN AN AGGREGATE AMOUNT NOT TO EXCEED \$15,000,000 FOR THE PURPOSE OF FINANCING AND REFINANCING THE ACQUISITION, CONSTRUCTION, IMPROVEMENT AND EQUIPPING OF HEALTH CLINICS AND CERTAIN OTHER MATTERS RELATING THERETO.

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

- 13. **SUBJECT: CONTINUED ITEM FROM 05/04/2021 (20):
NOTICED PUBLIC HEARING:
ISSUANCE OF MULTIFAMILY HOUSING REVENUE OBLIGATIONS
BY THE CALIFORNIA STATEWIDE COMMUNITIES
DEVELOPMENT AUTHORITY FOR THE BENEFIT OF FAIRFIELD
PARK CREST LP, IN AN AGGREGATE AMOUNT NOT TO EXCEED
\$38,000,000 (DISTRICT: 4)**

OVERVIEW

On May 4, 2021 (20), the Board of Supervisors continued the item to May 18, 2021.

The County has received a request from the California Statewide Communities Development Authority (“CSCDA” 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 multifamily housing revenue obligations in an aggregate principal amount not to exceed \$38,000,000 (the “Obligations”), for the benefit of Fairfield Park Crest LP (the “Borrower”). The Borrower has applied for the financial assistance of the Authority to: finance or refinance the acquisition, rehabilitation and development of a multifamily rental housing project located at 4552 Logan Avenue, San Diego, California (“Project”).

The Authority is authorized to assist in financing for nonprofit 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 Obligations. Although the Authority will be the issuer of the Obligations for the Borrower, the financing cannot proceed without the approval of an applicable legislative body.

Today's recommendations will provide the Authority with the required authorization to pursue its determination to issue the Obligations 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 CALIFORNIA STATEWIDE COMMUNITIES DEVELOPMENT AUTHORITY MULTIFAMILY HOUSING REVENUE OBLIGATIONS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$38,000,000 FOR THE PURPOSE OF FINANCING OR REFINANCING THE ACQUISITION, REHABILITATION, IMPROVEMENT AND EQUIPPING OF PARK CREST APARTMENTS.

FISCAL IMPACT

If approved, the proposal will result in approximately \$1,030 of unanticipated revenue to be used to reimburse the County for costs associated with this non-County financing.

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

BUSINESS IMPACT STATEMENT

N/A

ACTION:

This item was withdrawn at the request of the Chief Administrative Officer.

14. **SUBJECT: CONTINUED ITEM FROM 05/04/2021 (19):
NOTICED PUBLIC HEARING:
ISSUANCE OF REVENUE OBLIGATIONS BY THE CALIFORNIA
MUNICIPAL FINANCE AUTHORITY FOR THE BENEFIT OF
REPUBLIC SERVICES, INC., IN AN AGGREGATE AMOUNT NOT TO
EXCEED \$703,700,000 (DISTRICTS: 1, 4, 5)**

OVERVIEW

On May 4, 2021 (19), the Board of Supervisors continued the item to May 18, 2021.

The County has received a request from the California Municipal Finance Authority ("CMFA" 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 obligations in an aggregate principal amount not to exceed \$703,700,000 (the "Obligations"), for the benefit of Republic

Services, Inc., a corporation duly organized and existing under the laws of the State of Delaware, and/or affiliates thereof (collectively, the “Borrower”). The Borrower has applied for the financial assistance of the Authority. The proceeds of the Obligations will be allocated to several projects located in various cities across California. The projects to be financed or refinanced in the County, to which a maximum principal amount of \$118,500,000 in Obligations will be allocated, include: (i) Otay Landfill, 1700 Maxwell Road, Chula Vista, CA, (ii) Allied Waste Services of San Diego, 8364 Clairemont Mesa Blvd, San Diego, CA, (iii) Sycamore Landfill, 8514 Mast Boulevard, Santee, CA (iv) Borrego Landfill, 2449 Palm Canyon Drive, Borrego Springs, CA, and (v) Ramona Landfill, 20630 Pamo Road, Ramona, CA. The proceeds of the Obligations for the facilities located in the County of San Diego will be used to finance and/or refinance certain capital projects to include site improvements, construction and acquisition of equipment. The other facilities located outside of the County of San Diego will be subject to a separate board hearing in the jurisdiction in which the respective facility resides.

The Authority is authorized to assist in financing for nonprofit 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 Obligations. Although the Authority will be the issuer of the Obligations for the Borrower, the financing cannot proceed without the approval of an applicable legislative body.

Today’s recommendations will provide the Authority with the required authorization to pursue its determination to issue the Obligations 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 SOLID WASTE DISPOSAL REVENUE OBLIGATIONS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$703,700,000 FOR THE PURPOSE OF FINANCING AND REFINANCING THE ACQUISITION, CONSTRUCTION, INSTALLATION, REHABILITATION, IMPROVEMENT AND/OR EQUIPPING OF SOLID WASTE DISPOSAL FACILITIES BY REPUBLIC SERVICES, INC. AND CERTAIN AFFILIATES THEREOF, AND CERTAIN OTHER MATTERS RELATING THERETO.

FISCAL IMPACT

If approved, the proposal will result in approximately \$1,030 of unanticipated revenue to be used to reimburse the County for costs associated with this non-County financing.

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

BUSINESS IMPACT STATEMENT

N/A

ACTION:

ON MOTION of Supervisor Anderson, seconded by Supervisor Desmond, the Board of Supervisors took action as recommended, on Consent, adopting Resolution No. 21-067, entitled: RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO APPROVING THE ISSUANCE OF SOLID WASTE DISPOSAL REVENUE OBLIGATIONS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$703,700,000 FOR THE PURPOSE OF FINANCING AND REFINANCING THE ACQUISITION, CONSTRUCTION, INSTALLATION, REHABILITATION, IMPROVEMENT AND/OR EQUIPPING OF SOLID WASTE DISPOSAL FACILITIES BY REPUBLIC SERVICES, INC. AND CERTAIN AFFILIATES THEREOF, AND CERTAIN OTHER MATTERS RELATING THERETO.

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

15. SUBJECT: FISCAL YEAR 2020-21 THIRD QUARTER OPERATIONAL PLAN STATUS REPORT AND BUDGET ADJUSTMENTS (DISTRICTS: ALL)

OVERVIEW

This report summarizes the status of the County’s Fiscal Year 2020-21 Adopted Operational Plan, as measured by projected year-end fund balance from current year operations. The projected year-end balance for the General Fund is \$272.6 million, and \$413.2 million for all budgetary funds combined. The projected fund balance anticipates an overall negative expenditure variance offset by an overall positive revenue variance from the Fiscal Year 2020-21 Amended Budget. The projection assumes General Purpose Revenue will perform better than estimated, and all business groups will produce operating balances. The General Fund year-end fund balance projection includes the assumption that the County will continue to incur COVID-19 costs and anticipates receipt of additional federal and State emergency response funding including American Rescue Plan Act (ARPA) funds to continue response efforts through the end of the fiscal year. The projected balance for all other funds combined is \$140.6 million.

Transfers and revisions to the adopted budget can be made by formal action of the Board of Supervisors in accordance with the California County Budget Act, Government Code (GC) Section 29125. Increases to the overall budget require 4 votes while transfers of appropriations between departments within the same budgetary fund that do not increase the overall budget or the cancellation of appropriations require a majority vote. However, transfers of appropriations to facilitate transfers between budgetary funds require 4 votes even if the overall budget is not increased.

In the Public Safety Group (PSG), recommendations include appropriation adjustments for storage units to support local hospitals and mortuaries, for expert professional help to provide criminal defense representation for clients, and for decedent transportation services cost.

In the Land Use and Environment Group (LUEG), recommendations include appropriation adjustments for unanticipated administrative costs associated with developer activity, for Woodhaven Park Well and Fitness Trail, for the purchase of vans and equipment trailers for

the Litter Abatement Program, for the accounting of bond proceeds used to construct the Harmony Grove Road and other improvements, for fire protection and paramedic services within Harmony Grove Village and for construction costs of Borrego Springs Shadeway and Jess Martin Water Conservation capital projects.

In the Capital Program, recommendations include appropriation adjustments for projects that are anticipated to be completed at the end of the fiscal year.

There are no appropriation adjustments in the Health and Human Services Agency (HHS) or in the Finance and General Government Group (FGG).

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Accept the Fiscal Year 2020-21 third quarter report on projected year-end results.

**Increases to the Overall Budget and/or Transfers Between Budgetary Funds
(Recommendations 2 through 9):**

2. Establish appropriations of \$107,000 in the Medical Examiner, Services & Supplies, to assist local hospitals and mortuaries with storage units, based on CARES Act revenues. **(4 VOTES)**
3. Establish appropriations of \$1,100,000 in the Public Defender, Services & Supplies, for expert professional help to provide criminal defense representation for clients, based on unanticipated state mandated reimbursements. **(4 VOTES)**
4. Establish appropriations of \$30,000 in the Park Land Dedication Ordinance (PLDO) Administrative Fee Fund, Services & Supplies, for costs associated with fund administration based on available prior year PLDO Administrative Fee Fund fund balance. **(4 VOTES)**
5. Establish appropriations of \$5,000 in the Park Land Dedication Ordinance (PLDO) Area 45 Valle De Oro Fund, Operating Transfers Out, to provide funding for Capital Project 1021494 Woodhaven Park Well and Fitness Trail, based on available prior year PLDO Area 45 Valle De Oro Fund fund balance; *and* establish appropriations of \$5,000 in the Capital Outlay Fund, Capital Assets/Land Acquisition for Capital Project 1021494 Woodhaven Park Well and Fitness Trail, based on an Operating Transfer In from the PLDO Area 45 Valle De Oro Fund. **(4 VOTES)**
6. Establish appropriations of \$250,000 in the DPW ISF Equipment Acquisition Road Fund, Fixed Asset Equipment, for the purchase of vehicles for the new Department of Public Works Litter Abatement Program, based on an Operating Transfer In from the Department of Public Works Road Fund. **(4 VOTES)**

7. Transfer appropriations of \$518,280 from the Harmony Grove Improvement Fund, Services & Supplies to Operating Transfers Out, to provide for the accounting of the bond proceeds used to construct the Harmony Grove Road and other road improvements located in the Community Facilities District No. 2008-01; *and* establish appropriations of \$518,280 in the Harmony Grove Capital Project Fund, Fixed Assets-Buildings and Improvements based on an Operating Transfer In from Harmony Grove Improvement Fund. (4 VOTES)
8. Establish appropriations of \$60,830 in the Harmony Grove Village Community Facility District Fire Protection Fund (HGVCDFDPD), Services & Supplies, for fire protection and paramedic services within Harmony Grove Village based on HGVCDFDPD prior year fund balance (\$24,385) and special taxes collected within Harmony Grove Village (\$36,445). (4 VOTES)
9. Transfer appropriations within departments between Services & Supplies and Operating Transfers Out, as noted in Appendix D, in the net amount of \$8,288,277 for major maintenance projects listed in Appendix D that were subsequently reclassified, based on capitalization thresholds, for financial reporting purposes; *and* establish and cancel appropriations, as noted in Appendix D for a net increase of \$8,288,277 in the Major Maintenance Capital Outlay Fund and adjust related funding sources as noted to accurately classify major maintenance projects for financial reporting purposes. (4 VOTES)

**Transfers Within Budgetary Funds and/or Cancellation of Appropriations
(Recommendations 10-13):**

10. Transfer appropriations of \$800,000 from the Public Safety Executive Office, Services & Supplies, to the Medical Examiner, Services & Supplies, for higher than anticipated decedent transportation costs.
11. Transfer appropriations of \$283,130.65 within the Capital Outlay Fund and related Operating Transfer In from the General Fund to fund construction costs for Capital Project 1021893 Borrego Springs Shadeway based on the transfer from Capital Project 1019606 Borrego Springs Park.
12. Transfer appropriations of \$32,879.28 within the Capital Outlay Fund and related Operating Transfer In from the General Fund to fund construction of Capital Project 1021906 Jess Martin Water Conservation based on the transfer from Capital Project 1022928 Water Conservation at Liberty Park (\$9,541.62), from Capital Project 1022929 Water Conservation at Homestead Park (\$9,094.70), from Capital Project 1022930 Water Conservation at Heritage Park (\$7,262.19), and from Capital Project 1021905 Patriot Park Water Conservation (\$6,980.77).
13. Cancel appropriations and related revenue of up to \$805,492.33 as noted in Schedule C for Capital Projects that will be closed by the end of Fiscal Year 2020-21. This is composed of \$418,174.89 in the Capital Outlay Fund, \$13,863.25 in the County Health Complex Fund, \$110,236.74 in the Justice Facility Construction Fund, \$253,319.02 in the Library Projects Capital Outlay Fund, and \$9,898.43 in the Multiple Species Conservation Program Fund.

FISCAL IMPACT

Funds associated with today's recommendations are partially included in the Fiscal Year 2020-21 Operational Plan. If approved, in the General Fund these actions will result in an increase to the overall budget of \$1,207,000, transfers within budgetary funds of \$7,963,107 and no cancellation of appropriations. The funding source for the increase is Program Revenues (\$1,207,000).

In all other funds combined, these actions will result in a net increase to the overall budget of \$8,351,896, transfers between budgetary funds of \$1,643,450, transfer within budgetary funds of \$316,010 and cancellation of appropriations of \$1,820,714. The funding sources for the net increase are Operating Transfers In from the General Fund (\$8,771,891), Operating Transfers In from the Harmony Grove Improvement Community Facility District (CFD) Fund (\$518,280), Operating Transfers In from the Road Fund (\$250,000), Operating Transfers In from the County Service Area (CSA) Special District Fund (\$37,156), Operating Transfers In from the Library Fund (\$36,681), Park Land Dedication Ordinance (PLDO) fund (\$35,000), Program Revenues (\$26,547), Harmony Grove Village CFD Fund (\$24,385) and Operating Transfers In from PLDO Fund (\$5,000) which are partially offset by decreases in Operating Transfers In from the APCD Fund (\$1,328,803), Operating Transfers In from the Purchasing Internal Service Fund (\$13,575) and Operating Transfers In from Proposition 172 Fund (\$10,666).

BUSINESS IMPACT STATEMENT

N/A

ACTION:

ON MOTION of Supervisor Fletcher, seconded by Supervisor Vargas, the Board of Supervisors took action as recommended.

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

- 16. SUBJECT: LAUNCHING A COMPREHENSIVE APPROACH TO EVIDENCE-BASED POLICYMAKING AND ESTABLISHING AN OFFICE OF EVALUATION, PERFORMANCE, AND ANALYTICS (DISTRICTS: ALL)**

OVERVIEW

Evidence matters in public policymaking. By highlighting what is working and what is not, evidence can guide and inform policy and budget decisions to be more effective, more equitable, and more focused on delivering the best outcomes for all San Diegans. An evidence-based approach prioritizes high-quality research, data, and program evaluation over and above anecdotes, ideology, and inertia towards the status quo.

Today's actions outline a bold new approach for the county grounded in national and international best practices and sets us up as a leader among Counties and local governments. This comprehensive approach goes way beyond mere data collection and reporting obligations but signals a significant shift in the organizational culture and attitude towards evidence and evaluation. These actions will allow the County to deepen a culture of iterative learning, where we can pair pilot policies with rigorous evaluation to bring effective approaches to scale. It also allows the County to be nimbler, collecting timely information on what is working to

make mid-course corrections and policy adjustments. Finally, the County's new approach will be strategic. Rather than evaluating all programs and initiatives, we will strategically focus program evaluation efforts on the service areas and program models that are most in line with County priorities and have the greatest potential to influence major policy and funding decisions.

This approach is rooted in proven practices developed by national and international experts in program evaluation, evidence-based policy, and good governance, including United States Agency for International Development, University of California San Diego's Global School of Policy, PEW Charitable Trust's Results First Initiative, the Urban Institute, and the Brookings Institute. We urge you to join us in supporting this groundbreaking initiative.

RECOMMENDATION(S)

SUPERVISOR TERRA LAWSON-REMER AND CHAIR NATHAN FLETCHER

1. Direct the Chief Administrative Officer to establish an Office of Evaluation, Performance, and Analytics which will provide leadership, coordination, and capacity-building to oversee the County's efforts around evidence-based policymaking, program evaluation, data sharing, collection, metrics. This Office will serve an enterprise-wide function and report directly to the Chief Administrative Officer. Among the required duties will be developing an Annual Strategic Research Plan that identifies and aligns strategic research goals in coordination with the County's annual strategic planning process. The Office will be led by a Chief Evaluation Officer and staffed with appropriate expertise to carry out this policy shift towards a comprehensive approach to evidence-based policymaking.
2. Direct the Chief Administrative Officer to conduct a national search for a Chief Evaluation Officer. Once hired, the Chief Evaluation Officer should evaluate all County data collection, management, sharing and analysis functions and align them within an appropriate staffing and governance structure to advance the objectives of this policy initiative.
3. Direct the Chief Administrative Officer to competitively bid for a consultant with deep expertise in evidence-based policymaking, program evaluation, and data sciences to assist in establishing the Office of Evaluation, Performance, and Analytics including, but not limited to, evidence-based strategies, data infrastructure, staffing, and resource development.
4. Approve the introduction (first reading), read the title, and waive further reading of the Ordinance:
AN ORDINANCE AMENDING THE SAN DIEGO COUNTY CODE OF ADMINISTRATIVE ORDINANCES RELATING TO ESTABLISHING AN EVALUATION ADVISORY COMMITTEE.

If, on May 18, 2021, the Board of Supervisors takes action as recommended, then on June 8, 2021, consider and adopt (second reading):

AN ORDINANCE AMENDING THE SAN DIEGO COUNTY CODE OF ADMINISTRATIVE ORDINANCES RELATING TO ESTABLISHING AN EVALUATION ADVISORY COMMITTEE.

5. Direct the Chief Administrative Officer to provide a written progress report on the above actions to the Board in 60 days, again in 120 days, and return to the Board by March 1, 2022 with a third progress report and a detailed plan for further implementation in FY 2022-23.
6. Refer to FY2021-22 Budget \$4,500,000 to establish the Office of Evaluation, Performance, and Analytics.

FISCAL IMPACT

Funds for this request are not included in the Fiscal Year 2021-22 CAO Recommended Operation Plan. If approved, the request to establish the new Office of Evaluation, Performance and Analytics will result in costs of \$4,500,000 based on General Fund fund balance. There will be a change in net General Fund cost of an estimated \$4,500,000, based on program design, organizational structure, and selected classifications. This represents an initial first year investment. Once the Office of Evaluation, Performance, and Analytics is fully established, ongoing costs of an estimated \$4,500,000 will be based on General Purpose Revenue for this office with future costs to be determined.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

ON MOTION of Supervisor Lawson-Remer, seconded by Supervisor Fletcher, the Board of Supervisors took action as recommended to further consider and adopt the Ordinance on June 8, 2021.

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

**17. SUBJECT: NEIGHBORHOOD REINVESTMENT PROGRAM GRANTS
(DISTRICT: 5)**

OVERVIEW

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

RECOMMENDATION(S)

SUPERVISOR JIM DESMOND

1. Allocate \$10,800 from Neighborhood Reinvestment Program budget (Org 15670) to Feeding San Diego to help purchase manual and electric pallet jacks and electrical outlet installation for food distribution efficiency located at 9477 Waples Street STE 100, San Diego, CA 92121.
2. Allocate \$60,000 from Neighborhood Reinvestment Program budget (Org 15670) to Interfaith Community Services, Inc. to help with the purchase of an elevator including shaft, elevator, structural steel, roofing, stucco and carpentry; electrical equipment such as lighting package, controls and electrical devices; and fire detection and alarm systems for the new healing center located at 555 N. Center City Parkway, Escondido, CA 92025.

3. Allocate \$50,000 from Neighborhood Reinvestment Program budget (Org 15670) to the Moonlight Cultural Foundation to help with technical needs such as digital mixing consoles, stage lights, speakers, fogging system, Clearcom Charing dock, LED work light and Genie Lift to improve the environmental sustainability of the venue.
4. Allocate \$100,000 from Neighborhood Reinvestment Program budget (Org 15670) to the Valley Center Fire Protection District to assist with grading and road access improvements on a 10-acre site for Valley Center Fire Station 3 site on Cole Grade Road, Valley Center, CA 92082.
5. Find that these grants have a public purpose.
6. Authorize the Deputy Chief Administrative Officer/Chief Financial Officer to execute grant agreements with the organizations awarded grants 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.
7. Find that the allocations identified in Recommendation Nos. 1 through 4 are exempt from review under the California Environmental Quality Act (CEQA) pursuant to Section 15301 of the CEQA Guidelines.

FISCAL IMPACT

The fiscal impact of these recommendations is \$220,800. Funds for this request are included in the Fiscal Year 2020-2021 Operational Plan for the Neighborhood Reinvestment Program (Org 15670). 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 Anderson, seconded by Supervisor Desmond, the Board of Supervisors took action as recommended, on Consent.

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

18. SUBJECT: ENHANCING DROWNING PREVENTION OPPORTUNITIES FOR SAN DIEGO COUNTY YOUTH (DISTRICTS: ALL)

OVERVIEW

Swimming is a life skill that is not easily accessible to all residents throughout our communities. According to the Centers for Disease Control (CDC), 79% of children in households with incomes less than \$50,000 have little-to-no swimming ability; This includes 64% of African American, 45% of Hispanic/Latino, and 40% of Caucasian children.

One in five people who die from accidental drownings are children 14 years of age and younger. In California, drowning is a leading cause of injury-related deaths among children under the age of five. For every child who dies from drowning, another five receive emergency department care for nonfatal submersion injuries. More than 50% of drowning

victims treated in emergency rooms require hospitalization for nonfatal drownings, however, injuries can include severe brain damage that may result in long-term disabilities such as memory problems, learning disabilities, and permanent loss of basic functioning. Formal swimming lessons reduce the likelihood of childhood drowning by 88%.

During the period from 2014 through 2020, an annual average of 28 residents died due to drowning, 45 residents were hospitalized, and 117 residents were discharged from the emergency department due to drowning or near drowning in San Diego County. Additionally, in 2019, 100 fatal and non-fatal drownings went through Rady Children's Hospital. Addressing this disparity in our region will save lives and help address equity within our many communities by adding opportunities for San Diego County children to learn basic drowning prevention skills.

Today's recommendation directs the Chief Administrative Officer to work with existing partners focused on drowning prevention to develop a drowning prevention outreach campaign in collaboration with First 5 San Diego in support of the *Live Well San Diego* vision for healthy, safe and thriving communities. These efforts will support a grant for up to \$250,000 to an organization that will administer grant funds to licensed swim programs in the San Diego County, including all municipalities, to teach underserved children basic drowning prevention skills and swimming lessons in San Diego County.

RECOMMENDATION(S)

SUPERVISOR JIM DESMOND AND VICE-CHAIR NORA VARGAS

1. Direct the Chief Administrative Officer to work with existing partners focused on drowning prevention to develop a water safety media outreach campaign, in collaboration with First 5 San Diego in support of the *Live Well San Diego* vision to encourage water safety by educating and informing parents on drowning prevention protocols.
2. Direct the Chief Administrative Officer to develop partnership opportunities with relevant organizations by administering grants for swimming lessons and drowning prevention skills for underserved children up to \$250,000. Additionally, define the criteria for underserved children using the California Healthy Places Index, communities falling in the fourth quartile (Health Equity Quartile).
3. Direct the Chief Administrative Officer to conduct an assessment on incidences of drowning throughout San Diego County and the current resources available to prevent drowning to ensure that resources reflect the need.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year 2021-22 CAO Recommended Operational Plan in Health and Human Services Agency. If approved, this request will result in estimated costs and revenue of up to \$500,000, including grants for swimming lessons and drowning prevention skills, as well as other media outreach and education campaign costs as necessary. The funding source is available prior year General Fund fund balance. There will be no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

19. SUBJECT: ADVANCING CAPITAL IMPROVEMENT NEEDS ASSESSMENT PROJECTS IN DISTRICT 3 IN ALIGNMENT WITH COMMUNITY PRIORITIES, EQUITY, INCLUSION, AND YOUTH DEVELOPMENT (DISTRICT: 3)

OVERVIEW

On March 16, 2021, the Board of Supervisors unanimously approved Item 24: Aligning Capital Improvements Needs Assessment Projects in District 3 with Community Priorities, Equity, Inclusion, and Youth Development. This item identified several high-priority capital projects and community investments that would advance equity, inclusion, youth development, and arts and educational opportunities in the communities throughout District 3. The identified projects directly addressed long-standing and immediate community needs in racially and culturally diverse neighborhoods. The item also directed the Chief Administrative Officer to pause implementation of two capital projects in District 3, including Capital Project 1023734, a project in District 3 that would acquire property for a program modeled after The Other Side Academy, and Capital Project 1023275, a project in District 3 that would acquire property to house operations for the organization Saved In America. Residents have expressed concern about both these projects, specifically their alignment with demonstrated community needs, and their alignment with equity, inclusion, and youth opportunity priorities.

Finally, the item directed County staff to conduct due diligence on the shortlist of alternative local projects and community investments that had been identified through community and stakeholder engagement. On May 3, 2021 County staff sent a memo to the Board of Supervisors detailing the results of their due diligence. Based on the results of this rigorous staff evaluation, today's item recommends redirecting the previously paused capital appropriations to advance a shortlist of capital projects and community investments that are more aligned with local District 3 needs and priorities and advance equity, youth opportunity, and recreational facility deficits in diverse communities. I urge my colleagues to join me in supporting this proposal.

RECOMMENDATION(S)

SUPERVISOR TERRA LAWSON-REMER

1. Direct the Chief Administrative Officer to cancel appropriations and related revenue of \$16,773,420.29 in the Capital Outlay Fund for Capital Project 1023734 Innovative Residential Rehabilitation Program (\$14,792,818.64) and Capital Project 1023275 Safe Shelter Group Home (\$1,980,601.65).
2. Direct the Chief Administrative Officer to establish appropriations totaling \$16,773,420 as follows:
 - a. Establish appropriation of \$3,650,000 in the Capital Outlay Fund to support the redevelopment of the Mira Mesa Youth and Community Center based on an Operating Transfer In from the General Fund. **(4 VOTES)**

- b. Establish appropriations of \$715,000 in the Capital Outlay Fund to support the Los Peñasquitos Ranch Preserve based on an Operating Transfer In from the General Fund. **(4 VOTES)**
- c. Transfer appropriations of \$3,000,000 within Finance-Other from Contribution to Capital Outlay Fund, Operating Transfers Out, to General Miscellaneous Expense, Other Charges, to support the redevelopment of a property in Escondido for a recuperative care/medical respite bed facility to provide recuperative care and temporary housing for individuals who are homeless or unstably housed.
- d. Transfer appropriations of \$3,500,000 within Finance-Other from Contribution to Capital Outlay Fund, Operating Transfers Out, to General Miscellaneous Expense, Other Charges to support the replacement of the Camino Del Mar Bridge.
- e. Transfer appropriations of \$1,980,000 within the Finance-Other from Contribution to Capital Outlay Fund, Operating Transfers Out, to General Miscellaneous Expense, Other Charges to support play structure and ballfield equipment replacement in Escondido.
- f. Establish appropriations of \$3,928,420 in the Library Projects Fund to support the expansion of the 4S Ranch Library based on an Operating Transfer In from the General Fund. Include the remaining estimated construction costs in FY 2022-26 five-year plan within the Capital Improvements Needs Assessment. **(4 VOTES)**

FISCAL IMPACT

Funds for these requests are not included in the Fiscal Year 2020-21 Operational Plan. If approved, these requests will eventually result in one-time costs of an estimated \$19,895,000-\$22,895,000 based on Unassigned General Fund fund balance, \$16,773,420 of which would be made available in the current year through the cancellation of existing capital projects mentioned above. Ongoing costs of an estimated \$705,000 will be based on General Purpose Revenue and County Library Fund program revenue. There may be a change in net General Fund cost of at least \$500,000, and at least one additional staff year.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

ON MOTION of Supervisor Lawson-Remer, seconded by Supervisor Fletcher, the Board of Supervisors took action as recommended.

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

20. SUBJECT: CITIZENS' LAW ENFORCEMENT REVIEW BOARD RULES AND REGULATIONS UPDATE (DISTRICTS: ALL)

OVERVIEW

San Diego County voters established the Citizens' Law Enforcement Review Board (CLERB) in 1990 to provide independent investigation and oversight of the Sheriff and Probation Departments.

CLERB currently consists of eleven volunteer board members, supported by eight County of San Diego staff. According to CLERB's Rules and Regulations, amendments, once approved by a majority vote of CLERB, are subject to approval by the Board of Supervisors.

Today's action requests approval of amendments to CLERB's Rules and Regulations to add an additional training for CLERB members and to grant the Executive Officer authority to fill staff positions.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

Approve the amendment of CLERB's Rules and Regulations to add an additional diversity and inclusion and implicit, or unconscious bias, training for CLERB members; and to grant the Executive Officer authority to fill staff positions.

FISCAL IMPACT

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

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

21. SUBJECT: GENERAL SERVICES - APPROVAL OF SECOND AMENDMENT TO LEASE FOR THE SANTEE LIBRARY, 9225 CARLTON HILLS BOULEVARD, SANTEE (DISTRICT: 2)

OVERVIEW

On May 14, 1985 (13), the Board of Supervisors (Board) approved a lease for space located at 9225 Carlton Hills Boulevard in Santee for use as the Santee Library. On June 27, 1995 (40), the Board approved an amendment to the lease that increased the size of the premises to 7,500 square feet. On January 31, 2006 (8), the Board approved a new lease that further increased the size of the premises to the current 9,300 square feet. The term of the lease expires on May 31, 2021 and there are no options to extend the term.

Staff from the Department of General Services has negotiated an amendment to the lease that would extend the term of the lease through May 31, 2024 and includes one two-year option to further extend the term. Today's request is for Board approval of the second amendment to the lease agreement.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Find that the proposed lease amendment 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 the lease agreement for space located at 9255 Carlton Hills Boulevard, Santee.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year 2020-21 Operational Plan and will be included in the Fiscal Year 2021-22 CAO Recommended Operational Plan for County Library. If approved, this request will result in costs and revenue of approximately \$21,002 in Fiscal Year 2020-21 and \$291,968 in Fiscal Year 2021-22 for rent and janitorial. The funding source is County Library property tax revenues. 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 Anderson, seconded by Supervisor Desmond, the Board of Supervisors took action as recommended, on Consent.

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

22. **SUBJECT: GENERAL SERVICES - AUTHORIZATION TO ADVERTISE AND AWARD A CONSTRUCTION MANAGER AT RISK CONTRACT FOR A MAJOR SYSTEMS RENOVATION PROJECT AT THE HALL OF JUSTICE (DISTRICT: 4)**

OVERVIEW

The Hall of Justice located at 330 W Broadway, San Diego, CA 92101, was constructed in March of 1996. The facility is occupied by several County of San Diego (County) departments including the Sheriff, Health and Human Services Agency, Child Support Services, Auditor & Controller, Probation, and the District Attorney, as well as the San Diego Superior Court. The building is south facing with fourteen above grade levels, three underground parking levels and is approximately 525,400 square feet. The buildings' major systems infrastructure is primarily original to the building construction and has been in operation for nearly 25 years without any major renovations, and with only basic maintenance and repairs occurring as required.

The proposed project is to renovate the entire Hall of Justice for life safety and major mechanical, electrical and plumbing systems, vertical transportation, and architectural items with an estimated total cost of \$65 million. A contract for Architectural and Engineering services was awarded in March 2021, and design including construction phase planning is underway and will continue throughout Fiscal Year 2021-22.

The Board of Supervisors is requesting to authorize the Director, Department of Purchasing and Contracting to advertise and award a Construction Manager at Risk (CMAR) contract for a major systems renovation project at the Hall of Justice. If approved, construction is expected to begin July 2022 with estimated completion in 2025.

RECOMMENDATION(S)
CHIEF ADMINISTRATIVE OFFICER

1. Find that the proposed project for the Hall of Justice Major Systems Renovation project is exempt from California Environmental Quality Act (CEQA) review pursuant to CEQA Guidelines Section 15301.
2. Authorize the Director, Department of Purchasing and Contracting to take any action authorized by Article XXIII, Section 401, et seq. of the Administrative Code and Public Contract Code Section 20146 to advertise and award a single Construction Manager at Risk contract for the Hall of Justice Major Systems Renovation project.
3. Designate the Director, Department of General Services as the County officer responsible for administering the awarded Construction Manager at Risk contract for the Hall of Justice Major Systems Renovation project.

FISCAL IMPACT

There is no direct fiscal impact as a result of today's requested action. If approved, this request will result in the establishment of a Construction Manager at Risk contract for the Hall of Justice (HOJ) Major Systems Renovation Project (MSRP) totaling approximately \$65 million in capacity with construction expected to begin July 2022 and estimated completion in 2025.

Funding of \$5,000,000 is included in the Fiscal Year 2021-22 CAO Recommended Operational Plan in the Capital Outlay Fund for Capital Project 1023733, Hall of Justice (HOJ) Major Systems Renovation Project (MSRP). The funding source is General Purpose Revenue. There will be no change in net General Fund cost and no additional staff years.

The total project cost of the HOJ MSRP is currently estimated to be \$65,000,000, depending on final design. Additional funding will be included in future years Operational Plans in the Capital Outlay Fund based on General Funds available.

BUSINESS IMPACT STATEMENT

Expenditures for construction will create private sector jobs and economic opportunities in San Diego County.

ACTION:

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

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

- 23. SUBJECT: GENERAL SERVICES - APPROVAL OF FIRST AMENDMENT TO LEASE FOR THE PUBLIC DEFENDER SOUTH BAY OFFICE, 303 H STREET, CHULA VISTA (DISTRICT: 1)**

OVERVIEW

On September 24, 2013 (06), the Board of Supervisors (Board) approved a lease for space located at 303 H Street in Chula Vista for use as the Public Defender South Bay office. This facility requires improvements to accommodate new staff and current operational needs.

Staff from the Department of General Services has negotiated an amendment to the lease that will allow the Public Defender to reconfigure their office to meet current organizational needs. The proposed lease amendment will allow for the County to pay for mid-term improvements constructed by the lessor. Today's request is for Board approval of the first amendment to the lease agreement.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Find 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 the lease agreement for space located at 303 H Street, Chula Vista.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year 2020-21 Operational Plan for the Public Defender. If approved, this request will result in costs and revenue of approximately \$805,750 in Fiscal Year 2021-21. The funding source is General Purpose revenue. 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 Anderson, seconded by Supervisor Desmond, the Board of Supervisors took action as recommended, on Consent.

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

24. SUBJECT: CARLSBAD UNIFIED SCHOOL DISTRICT GENERAL OBLIGATION BONDS (ELECTION OF 2018, SERIES B) (DISTRICT: 5)

OVERVIEW

A bond election was held in the Carlsbad Unified School District, County of San Diego, California ("District") on November 6, 2018, at which at least 55% of the voters casting ballots authorized the issuance of general obligation bonds of the District in the maximum aggregate principal amount of \$265,000,000 ("Proposition HH Authorization"). The Board of the District ("District Board") has issued or caused to be issued approximately \$84,995,000 aggregate principal amount of general obligation bonds under the Proposition HH Authorization, over one series of bonds and carries a remaining amount of approximately \$180,005,000. On March 10, 2021, the District Board authorized the issuance of the Series B bonds under the Proposition HH Authorization in an aggregate principal amount not to exceed \$93,000,000 to be designated as the "Carlsbad Unified School District General Obligation Bonds, Election of 2018, Series B ("Series B GO Bonds"). Following the issuance of the Series B GO Bonds there will be approximately \$87,005,000 remaining of the Proposition HH Authorization.

Today's recommendation will request adoption of a resolution for the issuance of the Series B GO Bonds. The resolution includes authorizing the County on behalf of the District to issue and sell Series B GO Bonds, designating the Treasurer-Tax Collector of San Diego as the Paying Agent, executing a Paying Agent and Investment Management Agreement and directing the Auditor and Controller to maintain the tax roll for the Series B GO Bonds.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

Adopt a resolution entitled:

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, AUTHORIZING THE CARLSBAD UNIFIED SCHOOL DISTRICT TO ISSUE AND SELL BONDS, APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF A PAYING AGENT AGREEMENT AND INVESTMENT MANAGEMENT AGREEMENT, DIRECTING THE COUNTY AUDITOR AND CONTROLLER TO MAINTAIN TAXES ON THE TAX ROLL, AND AUTHORIZING THE EXECUTION OF NECESSARY CERTIFICATES RELATING TO SAID BONDS.

FISCAL IMPACT

The Series B GO Bonds will be general obligations of the District to be paid from ad valorem property taxes levied within the boundaries of the Carlsbad Unified School District, and do not constitute an obligation of the County.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

ON MOTION of Supervisor Anderson, seconded by Supervisor Desmond, the Board of Supervisors took action as recommended, on Consent, adopting Resolution No. 21-068, entitled: **RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, AUTHORIZING THE CARLSBAD UNIFIED SCHOOL DISTRICT TO ISSUE AND SELL BONDS, APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF A PAYING AGENT AGREEMENT AND INVESTMENT MANAGEMENT AGREEMENT, DIRECTING THE COUNTY AUDITOR AND CONTROLLER TO MAINTAIN TAXES ON THE TAX ROLL, AND AUTHORIZING THE EXECUTION OF NECESSARY CERTIFICATES RELATING TO SAID BONDS.**

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

- 25. SUBJECT: SAN DIEGUITO UNION HIGH SCHOOL DISTRICT 2021 GENERAL OBLIGATION BONDS, (ELECTION OF 2012), SERIES E AND THE 2021 GENERAL OBLIGATION REFUNDING BONDS (DISTRICTS: 3 & 5)**

OVERVIEW

2021 General Obligation Bonds, Election of 2012, Series E

A bond election was held in the San Dieguito Union High School District, County of San Diego, California ("District") on November 6, 2012, at which at least 55% of the voters

casting ballots authorized the issuance of general obligation bonds of the District in the maximum aggregate principal amount of \$449,000,000 (“Proposition AA Authorization”). The Board of the District (“District Board”) has issued or caused to be issued approximately \$364,040,000 aggregate principal amount of general obligation bonds under the Proposition AA Authorization, over several series of bonds and carries a remaining amount of approximately \$84,960,000. On April 22, 2021, the District Board authorized the issuance of the Series E bonds under the Proposition AA Authorization in an aggregate principal amount not to exceed \$84,960,000 to be designated as the “San Dieguito Union High School District 2021 General Obligation Bonds, Election of 2012, Series E-1 (Taxable) and Series E-2 (Tax-Exempt),” (together, “2021 Series E GO Bonds”). Following the issuance of the 2021 Series E GO Bonds there will be no authorization remaining of the Proposition AA Authorization.

2021 General Obligation Refunding Bonds

As part of the Proposition AA Authorization, the District Board previously issued its San Dieguito Union High School District 2015 General Obligation Bonds (Election of 2012), Series B-2 (Tax-Exempt) in the aggregate principal amount of \$110,030,000. On April 22, 2021, the District Board authorized the issuance of the refunding bonds under the Proposition AA Authorization in an aggregate principal amount not to exceed \$130,000,000 to be designated as the “San Dieguito Union High School District 2021 General Obligation Refunding Bonds” (“2021 GO Refunding Bonds”).

Today’s recommendation will request adoption of two resolutions for issuance of the 2021 Series E GO Bonds and 2021 GO Refunding Bonds. The resolutions include authorizing District to issue and sell 2021 Series E GO Bonds, designating the Treasurer-Tax Collector of San Diego as the Paying Agent, executing a Paying Agent and Investment Management Agreement and directing the Auditor and Controller to maintain the tax roll for the 2021 Series E GO Bonds and 2021 GO Refunding Bonds.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Adopt a resolution entitled:
RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, AUTHORIZING THE SAN DIEGUITO UNION HIGH SCHOOL DISTRICT TO ISSUE AND SELL THE 2021 GENERAL OBLIGATION BONDS (ELECTION OF 2012, SERIES E), APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF A PAYING AGENT AGREEMENT AND INVESTMENT MANAGEMENT AGREEMENT, DIRECTING THE COUNTY AUDITOR AND CONTROLLER TO MAINTAIN TAXES ON THE TAX ROLL, AND AUTHORIZING THE EXECUTION OF NECESSARY CERTIFICATES RELATING TO SAID BONDS.

2. Adopt a resolution entitled:
RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO, CALIFORNIA, AUTHORIZING THE COUNTY TREASURER-TAX COLLECTOR-TAX COLLECTOR TO EXECUTE A PAYING AGENT AGREEMENT AND FORMALLY DIRECTING THE COUNTY AUDITOR AND CONTROLLER TO MAINTAIN TAXES ON THE TAX ROLL FOR THE SAN DIEGUITO UNION HIGH SCHOOL DISTRICT 2021 GENERAL OBLIGATION REFUNDING BONDS.

FISCAL IMPACT

The 2021 Series E GO Bonds and 2021 GO Refunding Bonds will be general obligations of the District to be paid from ad valorem property taxes levied within the boundaries of the San Dieguito Union High School District, and do not constitute an obligation of the County.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

ON MOTION of Supervisor Anderson, seconded by Supervisor Desmond, the Board of Supervisors took action as recommended, on Consent, adopting Resolution No. 21-069, entitled: RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, AUTHORIZING THE SAN DIEGUITO UNION HIGH SCHOOL DISTRICT TO ISSUE AND SELL THE 2021 GENERAL OBLIGATION BONDS (ELECTION OF 2012, SERIES E), APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF A PAYING AGENT AGREEMENT AND INVESTMENT MANAGEMENT AGREEMENT, DIRECTING THE COUNTY AUDITOR AND CONTROLLER TO MAINTAIN TAXES ON THE TAX ROLL, AND AUTHORIZING THE EXECUTION OF NECESSARY CERTIFICATES RELATING TO SAID BONDS; and,

Resolution No. 21-070, entitled: RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO, CALIFORNIA, AUTHORIZING THE COUNTY TREASURER-TAX COLLECTOR-TAX COLLECTOR TO EXECUTE A PAYING AGENT AGREEMENT AND FORMALLY DIRECTING THE COUNTY AUDITOR AND CONTROLLER TO MAINTAIN TAXES ON THE TAX ROLL FOR THE SAN DIEGUITO UNION HIGH SCHOOL DISTRICT 2021 GENERAL OBLIGATION REFUNDING BONDS.

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

- 26. **SUBJECT: ADMINISTRATIVE ITEM:
SECOND CONSIDERATION AND ADOPTION OF ORDINANCE:
APPOINTMENT OF COUNTY COUNSEL AND APPROVAL OF
EMPLOYMENT AGREEMENT (DISTRICTS: ALL)**

OVERVIEW

On May 4, 2021 (34), the Board of Supervisors took action to further consider and adopt the Ordinance on May 18, 2021.

After conducting a national search for the position of County Counsel the Board of Supervisors is appointing a new County Counsel effective June 30, 2021. Today’s action approves the Board’s employment agreement with the County Counsel.

RECOMMENDATION(S)

CHAIR NATHAN FLETCHER

Consider and adopt (second reading):

AN ORDINANCE APPROVING AN EMPLOYMENT AGREEMENT FOR THE TERMS AND CONDITIONS OF THE EMPLOYMENT OF COUNTY COUNSEL.

FISCAL IMPACT

Funds associated with this request are included in the fiscal year 2020-21 Operational Plan.

ACTION:

Following the Clerk of the Board’s reading of an oral summary of benefits for the County Counsel position before appointment, in compliance with Government Code Sections 3511.1 and 54953, ON MOTION of Supervisor Anderson, seconded by Supervisor Desmond, the Board of Supervisors took action as recommended, on Consent, adopting Ordinance No. 10731 (N.S.), entitled: AN ORDINANCE APPROVING AN EMPLOYMENT AGREEMENT FOR THE TERMS AND CONDITIONS OF THE EMPLOYMENT OF COUNTY COUNSEL.

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

- 27. **SUBJECT: AMENDMENTS TO THE COMPENSATION ORDINANCE (5/4/2021 - First Reading; 5/18/2021 - Second Reading) (DISTRICTS: ALL)**

OVERVIEW

On May 04, 2021 (31), the Board of Supervisors took action to further consider and adopt the Ordinance on May 18, 2021.

The proposed amendments to the San Diego County Compensation Ordinance are part of the ongoing efforts to manage and maintain a skilled, adaptable and diverse workforce dedicated to sustaining operational excellence and serving the public. This action amends the Compensation Ordinance by: 1) establishing two (2) new job classifications in the Unclassified Service; 2) amending compensation for one (1) classification in the Unclassified Service; 3) changing bargaining unit for one (1) classification in the Unclassified Service; 4) changing class characteristics and compensation for one (1) classification from the Classified Service to the Unclassified Service; 5) retitling one (1) classification; and 6) amending various sections of the Compensation Ordinance.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

Submit ordinance for further Board consideration and adoption (second reading).
AN ORDINANCE AMENDING THE COMPENSATION ORDINANCE AND ESTABLISHING COMPENSATION.

FISCAL IMPACT

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

BUSINESS IMPACT STATEMENT

N/A

ACTION:

ON MOTION of Supervisor Anderson, seconded by Supervisor Desmond, the Board of Supervisors took action as recommended, on Consent, adopting Ordinance No. 10732 (N.S.), entitled: AN ORDINANCE AMENDING THE COMPENSATION ORDINANCE AND ESTABLISHING COMPENSATION.

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

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

OVERVIEW

These appointments are in accordance with applicable Board Policy A-74, "Citizen Participation in County Boards, Commissions and Committees," Board Policy A-77, "Appointments to Fill Vacancies and Cancellation of Election where Insufficient Nominations Filed Prior to Uniform District Election and Citizen Planning Group Election," Board Policy A-134, "Procedures for Appointment to Resource Conservation District Boards of Directors," and Policy I-1, "Planning and Sponsor Group Policies and Procedures."

RECOMMENDATION(S)

SUPERVISOR JOEL ANDERSON

Appoint Katrina Westley to the JACUMBA HOT SPRINGS SPONSOR GROUP, Seat No. 5, for a term to expire January 6, 2025.

Appoint Anthony Santo to the LAKESIDE DESIGN REVIEW BOARD, Seat No. 1, for a term to expire November 3, 2021.

SUPERVISOR TERRA LAWSON-REMER

Appoint Arcela Nunez Alvarez to the COMMISSION ON THE STATUS OF WOMEN AND GIRLS, Seat No. 5, for a term to expire January 6, 2025.

Appoint Laurie Black to the COMMISSION ON THE STATUS OF WOMEN AND GIRLS, Seat No. 6, for a term to expire January 6, 2025.

SUPERVISOR JIM DESMOND

Re-appoint Richard P. McGaffigan MSW to the BEHAVIORAL HEALTH ADVISORY BOARD (BHAB), COUNTY OF SAN DIEGO, Seat No. 17, for a term to expire February 3, 2024.

Re-appoint K.C. Strang to the BEHAVIORAL HEALTH ADVISORY BOARD (BHAB), COUNTY OF SAN DIEGO, Seat No. 19, for a term to expire February 3, 2024.

Re-appoint Phillip R. Deming to the BEHAVIORAL HEALTH ADVISORY BOARD (BHAB), COUNTY OF SAN DIEGO, Seat No. 20, for a term to expire March 3, 2024.

Appoint Regina Roberts to the CSA NO. 138 - VALLEY CENTER PARKS AND RECREATION ADVISORY COMMITTEE, Seat No. 1, for a term to expire January 2, 2023.

Appoint Carol Johnson to the CSA NO. 138 - VALLEY CENTER PARKS AND RECREATION ADVISORY COMMITTEE, Seat No. 2, for a term to expire January 2, 2023.

Appoint William Trok to the CSA NO. 138 - VALLEY CENTER PARKS AND RECREATION ADVISORY COMMITTEE, Seat No. 3, for a term to expire January 2, 2023.

Appoint Pamela Wiedenkeller to the CSA NO. 138 - VALLEY CENTER PARKS AND RECREATION ADVISORY COMMITTEE, Seat No. 4, for a term to expire January 2, 2023.

Appoint Eric Jockinsen to the CSA NO. 138 - VALLEY CENTER PARKS AND RECREATION ADVISORY COMMITTEE, Seat No. 5, for a term to expire January 2, 2023.

Appoint Amy Reeh to the UPPER SAN LUIS REY RESOURCE CONSERVATION DISTRICT, Seat No. 1, for a term to expire November 25, 2022.

FISCAL IMPACT

N/A

BUSINESS IMPACT STATEMENT

N/A

ACTION:

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

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

29. 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 Anderson, seconded by Supervisor Desmond, the Board of Supervisors took action as recommended, on Consent.

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

**30. SUBJECT: REAFFIRMING SUPPORT FOR SAN PASQUAL ACADEMY AND
OUTLINING IMMEDIATE DIRECTIVES (DISTRICTS: ALL)**

OVERVIEW

On March 16, 2021 (12), the San Diego County Board of Supervisors unanimously voted to direct staff to request an extension from the California Department of Social Services (CDSS) for the current Memorandum of Understanding (MOU) for San Pasqual Academy (SPA) through June 30, 2022.

It also directed the Chief Administrative Officer and the Child Welfare Services Director to take every possible action with State and Federal officials to gain a permanent licensing carve out for SPA and to enlist former foster youth, the parents advisory board, service providers and others to consider all options for the future of SPA.

On March 24, 2021, Health and Human Services Director (HHS) Nick Macchione sent a request to CDSS Director Kim Johnson to extend the MOU through June 30, 2022, to allow the County and CDSS to continue to work with all stakeholders to consider options for the Academy and to ensure a supportive and trauma-informed plan for its students.

On May 3, 2021, CDSS responded to the County of San Diego stating they were willing to grant the requested extension subject to four conditions:

1. The County shall not make new residential placements of foster youth at the SPA upon acceptance of this amendment to the MOU.
2. The County must confirm that required child and family team meeting(s) are occurring for each youth in placement at SPA to assist with the transition planning; specifically, reporting on the status of family finding, engagement and support and permanency planning. The County should consult with each youth's counsel in this planning, and ensure the youth has access to their counsel.
3. The County must arrange for an independent third-party to engage with all youth currently in placement, other stakeholders, dependency counsel, and the courts to obtain an objective assessment of the youth's experiences.
4. The County must schedule a status update with Angie Schwartz, Children and Family Services Division Deputy Director, every two weeks regarding the transition plans for all youth in placement, that must include a discussion of long-term and transformative plans for the program and/or the facility, if the intended use will serve foster youth or families involved with the child welfare system.

The County of San Diego must accept these conditions and respond back by May 28, 2021 for the June 2022 extension to be granted.

The four conditions outlined above are of tremendous concern to SPA stakeholders, which includes clinicians, former foster youth and community advocates.

Today's recommendation directs the Chief Administrative Officer not to agree to the above terms until May 28, 2021 and in the interim continue a dialogue with State and Federal officials to explore a licensing and funding carve out to keep SPA permanently operating.

RECOMMENDATIONS
SUPERVISOR JIM DESMOND

Direct the Chief Administrative Officer to continue seeking a permanent solution to keep San Pasqual Academy viable; and

1. Request an additional 30 days from California Department of Social Services (CDSS) to continue discussions regarding the requirements in the extension.
2. If the additional time is not granted, wait until May 28, 2021 to agree to the terms and continue a dialogue with the California Department of Social Services (CDSS) on ways to allow San Pasqual Academy (SPA) to continue operations until June 30, 2022 and allow for additional flexibility in placing new students, such as siblings, while other licensing waivers and exemptions are being explored.
3. Engage with President Biden's Administration and Federal office holders to seek opportunities for federal funds to be used for the continued operation of SPA and advocate for these actions in accordance with Board Policy M2.
4. Engage with Governor Newsom's Administration and State office holders to allow San Pasqual Academy to continue operations under the current MOU until June 30, 2022, while alternative long-term solutions are pursued and advocate for these actions in accordance with Board Policy M2.
5. Direct the Chief Administrative Officer to have appropriate staff available to meet with all interested San Pasqual partners including San Pasqual staff, New Alternatives, San Diego County Office of Education and Workforce Partnership on ways to expand use of the San Pasqual campus.
6. Direct the Chief Administrative Officer to explore using existing detached single-family homes on the campus as foster homes for the placement of sibling groups including children under the age of 12 at San Pasqual Academy.
7. Direct the CAO to add to the 2021 Legislative Program Sponsorship Proposals and item to seek legislation to amend State law that would allow San Pasqual Academy to continue operation in its current form in perpetuity.
8. Report back on the progress of items 1 and 2 to the Board of Supervisors (BOS) by May 28, 2021, and report back on all progress quarterly or more frequently as needed.

FISCAL IMPACT

There is no fiscal impact regarding this action.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

Noting for the record that an Errata was submitted; A motion was made by Supervisor Desmond, seconded by Supervisor Anderson, to take action as recommended.

(Motion was withdrawn, a substitute motion was introduced.)

A substitute motion was made by Supervisor Fletcher, seconded by Supervisor Vargas, to direct the Chief Administrative Officer to:

1. Work to reimagine and restructure youth and foster services at San Pasqual Academy that are consistent with State and Federal law.
2. To include feedback and engagement from stakeholder groups including the Child and Family Strengthening Advisory Board, the recently formed Foster Alumni and Youth Community Empowerment Subcommittee (FAYCES) from San Pasqual Academy, and other interested parties in this process.
3. To include in this process, services to serve alumni, the exploration of transitional housing, and any changes in the broader foster care system.
4. Enter into an agreement with the State of California for an extension until June 2022 and commence all needed transitional planning.

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

31. SUBJECT: CLOSED SESSION (DISTRICTS: ALL)

OVERVIEW

- A. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Department of Finance, et al. v. Commission on State Mandates; California Court of Appeal, Third Appellate District, No. C092139
- B. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Martina Rivera Arevalo v. County of San Diego, et al.; San Diego Superior Court Case No. 37 2020-00039854-CU-PA-CTL
- C. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
Initiation of litigation pursuant to paragraph 4 of subdivision (d) of Government Code section 54956.9: (Number of Cases - 1)
- D. PUBLIC EMPLOYEE APPOINTMENT
(Government Code section 54957)
Title: Probation Officer
[NOTE - conducted following the conclusion of the May 18 and 19, 2021 Board of Supervisors' public meetings]

ACTION:

County Counsel reported that for Closed Session on May 18, 2021, the Board of Supervisors took no reportable actions.

32. SUBJECT: PUBLIC COMMUNICATION (DISTRICTS: ALL)

OVERVIEW

Emmanuel Calmenares spoke to the Board regarding concerns about COVID restrictions.

Shayna Dunn spoke to the Board regarding concerns about calls to County employees, Identification requirements for vaccines, Caltrans outsourcing for landscape.

Becky Rapp provided comments to the Board regarding marijuana restrictions.

David Garcias provided comments to the Board regarding support for employees.

Chris Wade, Kathleen Lippitt, Peggy Walker provided comments to the Board regarding concerns about marijuana use.

Sandra Martinez provided comments to the Board regarding terminating the health emergency.

Terri Ann Skelly provided comments to the Board regarding concerns about secondhand tobacco and marijuana use in multi-family housing.

Barbara Gordon provided comments to the Board regarding concerns about marijuana use in unincorporated areas.

Ann Riddle provided comments to the Board regarding the Fallbrook Planning Group and marijuana business regulations.

Mark Wilcox provided comments to the Board regarding marijuana businesses in unincorporated areas.

Alysson Hartman provided comments to the Board regarding allowing people into meetings with medical exemptions from wearing masks.

ACTION:

Heard, Referred to the Chief Administrative Officer.

The Board adjourned the Tuesday session at 3:40 p.m.

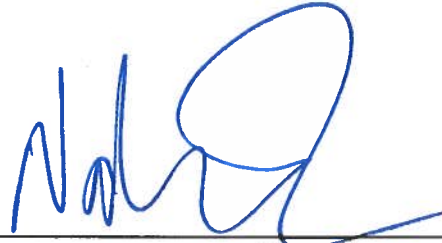
ANDREW POTTER
Clerk of the Board of Supervisors
County of San Diego, State of California

Consent: Caro
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.

THIS PAGE IS INTENTIONALLY LEFT BLANK.

Approved by the Board of Supervisors, on Tuesday, June 08, 2021.



NATHAN FLETCHER
Chair

Attest:



ANDREW POTTER
Clerk of the Board

05/18/2021