

June 14, 2023

STATEMENT OF PROCEEDINGS

The Minutes of the

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

COUNTY OF SAN DIEGO

STATEMENT OF PROCEEDINGS
COUNTY OF SAN DIEGO BOARD OF SUPERVISORS - LAND USE
REGULAR MEETING
WEDNESDAY, JUNE 14, 2023, 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 9:01 a.m.

PRESENT: Supervisors Nora Vargas, Chair; Terra Lawson-Remer, Vice-Chair; Joel Anderson; Jim Desmond; also, Ryan Sharp, Assistant Clerk of the Board of Supervisors.

ABSENT: (District 4 Seat Vacant)

- B. Statement (just cause) and/or Consideration of a Request to Participate Remotely (emergency circumstances) by a Supervisor, if applicable.
- C. Closed Session Report
- D. 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.
- E. Approval of the Statement of Proceedings/Minutes for the meeting May 24, 2023.

ACTION:

ON MOTION of Supervisor Anderson, seconded by Supervisor Desmond, the Board of Supervisors approved the Statement of Proceedings/Minutes for the Regular Board of Supervisors meeting of May 24, 2023.

AYES: Vargas, Anderson, Lawson-Remer, Desmond

ABSENT: (District 4 Seat Vacant)

- F. Consent Calendar

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

- | Agenda # | Subject |
|-----------------|--|
| 1. | ADMINISTRATIVE ITEM:
SECOND CONSIDERATION AND ADOPTION OF ORDINANCE:
TRAFFIC ADVISORY COMMITTEE AND RELATED CEQA EXEMPTION
(05/24/2023 - ADOPT RECOMMENDATIONS INCLUDING INTRODUCING AN
ORDINANCE; 06/14/2023 - SECOND READING OF AN ORDINANCE, UNLESS
ORDINANCE IS MODIFIED ON SECOND READING)
[FUNDING SOURCE: STATE HIGHWAY USER TAX ACCOUNT] |
| 2. | NOTICED PUBLIC HEARING:
SWEETWATER REGIONAL PARK– APPROVE ACQUISITION OF
APPROXIMATELY 190 ACRES OF OPEN SPACE LAND (NEW RANCH LAND
COMPANY, LLC) AND CEQA EXEMPTIONS (5/3/2023 – SET HEARING;
6/14/2023 – HOLD HEARING)
[FUNDING SOURCE: PROVIDED BY EXISTING RESOURCES WITHIN THE
MSCP ACQUISITION FUND; EXISTING DPR GENERAL PURPOSE
REVENUE] |
| 3. | NOTICED PUBLIC HEARING:
MOUNT OLYMPUS COUNTY PRESERVE – APPROVE ACQUISITION OF
APPROXIMATELY 425 ACRES OF OPEN SPACE LAND (RANCHO ARUBA,
LLC) (5/3/2023 – SET HEARING; 6/14/2023 – HOLD HEARING)
[FUNDING SOURCE: EXISTING RESOURCES WITHIN THE MSCP
ACQUISITION FUND AND THE STATE OF CALIFORNIA HABITAT
CONSERVATION FUND GRANT; EXISTING DPR GENERAL PURPOSE
REVENUE]
(4 VOTES) |
| 4. | ADVERTISE AND AWARD A CONSTRUCTION CONTRACT FOR THE
REPLACEMENT OF A DEBRIS FENCE ON SOUTH GRADE ROAD AND
RELATED CEQA EXEMPTION
[FUNDING SOURCE: AVAILABLE FUNDS FROM THE PRIOR YEAR ROAD
FUND BALANCE] |
| 5. | ADOPT A RESOLUTION APPROVING A LIST OF PROJECTS PROPOSED TO
BE FUNDED BY SENATE BILL 1 FOR FISCAL YEAR 2023-24 AND RELATED
CEQA EXEMPTION |
| 6. | GENERAL SERVICES - ADOPT A RESOLUTION TO SUMMARILY VACATE
A PORTION OF AN IRREVOCABLE OFFER OF DEDICATION FOR PUBLIC
HIGHWAY FOR A PORTION OF SC 910, IN THE RAMONA COMMUNITY
PLAN AREA (VAC 2022-0052)
[FUNDING SOURCE: A DEPOSIT FROM THE APPLICANTS] |

7. COUNTY AIRPORTS - ADOPT A RESOLUTION AUTHORIZING APPLICATIONS AND AGREEMENTS FOR ACCEPTANCE OF FEDERAL AND STATE GRANT FUNDS AND RELATED CEQA EXEMPTION

8. NOTICED PUBLIC HEARING:
PUBLIC HEARING TO APPROVE FEES AND CHARGES FOR FISCAL YEAR 2023-24 TAX ROLL OF SAN DIEGO COUNTY SANITATION DISTRICT, CAMPO WATER MAINTENANCE DISTRICT, AND COUNTY SERVICE AREA NO. 137 - LIVE OAK SPRINGS WATER SYSTEM AND RELATED CEQA EXEMPTION
[FUNDING SOURCE: ASSESSMENT CHARGES ON PROPERTY OWNERS WITHIN THE IDENTIFIED DISTRICTS]

(RELATES TO SANITATION DISTRICT AGENDA NO. SA01)

9. PUBLIC COMMUNICATION

**1. SUBJECT: ADMINISTRATIVE ITEM:
 SECOND CONSIDERATION AND ADOPTION OF ORDINANCE:
 TRAFFIC ADVISORY COMMITTEE AND RELATED CEQA
 EXEMPTION (05/24/2023 - ADOPT RECOMMENDATIONS
 INCLUDING INTRODUCING AN ORDINANCE; 06/14/2023 - SECOND
 READING OF AN ORDINANCE, UNLESS ORDINANCE IS MODIFIED
 ON SECOND READING) (DISTRICTS: 1, 2, & 5)**

OVERVIEW

On May 24, 2023 (10), the Board of Supervisors took action to further consider and adopt the Ordinance on June 14, 2023.

The Traffic Advisory Committee (TAC) supports the Department of Public Works (DPW) traffic engineering program. The TAC was established by the Board of Supervisors (Board) in the 1960s to provide traffic regulations and recommendations within the unincorporated areas of the county. To be effective, TAC proposes policies that will enhance safety, reduce congestion, and be legally enforceable. The TAC meets every six weeks to review proposed additions, deletions, or changes to regulatory traffic control devices such as speed limits, stop signs, traffic signals, and parking regulations on County of San Diego (County) maintained roads. Upon receipt of a request or recommendation for a traffic regulation in unincorporated areas of the county, the TAC reviews and investigates the requested item, including engineering and traffic condition studies. TAC recommendations are provided to the Board for consideration.

The TAC recommends the Board act on five items from the January 27, 2023, TAC meeting agenda:

Items from the 01/27/2023 TAC Meeting			
District	Item	Location	Action
1	1-A*	Jamacha Rd, from Osage Dr to Sweetwater Rd, in La Presa	Reduce the 45 miles per hour (MPH) speed limit to 40 MPH and certify.
1	1-B*	Central Ave, from Bonita Rd to Corral Canyon Rd, in Bonita	Certify the 35 MPH speed limit.
Items from the 01/27/2023 TAC Meeting			
District	Item	Location	Action
2	2-A	Ninth St & H St in Ramona	Establish an all-way stop intersection.
2	2-B	Six intersections in San Diego Country Estates: <ul style="list-style-type: none"> • Vista Ramona Rd and Arena Way • Vista Ramona Rd and Sargeant Rd • Arena Way and Open View Rd • Arena Way and Arena Dr • Arena Way and Gunn Stage Rd • Arena Dr and Del Amo Rd 	Establish all-way stop intersections.

5	5-A*	West Lilac Rd, from Camino del Rey to Old Highway 395, in Bonsall	Recertify the 45 MPH speed limit.
*Indicates second reading of the ordinance is required.			

Approval of Item 1-A on Jamacha Road in La Presa CPA (District 1), Item 1-B on Central Avenue in Bonita (District 1), and Item 5-A on West Lilac Road in Bonsall (District 5) would support speed enforcement which enhances roadway safety and retains mobility. Properly posted speed limits provide feedback to drivers to improve traffic safety, reduce the number and severity of collisions, and allow for fair enforcement.

Approval of Item 2-A at Ninth Street and H Street in Ramona (District 2) and Item 2-B at six intersections in San Diego Country Estates will provide safety enhancement measures for pedestrians, bicyclists, and all other roadway users by assigning a full stop to all approaches at intersections. Properly posted stop controls at intersections reduce the number and severity of collisions by assuring reasonable drivers enter intersections at a low speed and have more time to take heed of the traffic situation.

The following items do not revise the San Diego County Code of Regulatory Ordinances (County Code) and therefore do not require a second reading of an ordinance. Board direction on May 24, 2023, would allow implementation by DPW of Item 2-A on Ninth Street and H Street in Ramona (District 2) and Item 2-B on six intersections in San Diego Country Estates (District 2). Board direction on May 24, 2023, would allow implementation by DPW.

The Board's action on Item 1-A on Jamacha Road in La Presa (District 1), Item 1-B on Central Avenue in Bonita (District 1), and Item 5-A on West Lilac Road in Bonsall (District 5) would introduce an ordinance to amend a speed limit zone. This action would revise County Code and requires two steps. On May 24, 2023, the Board would consider the TAC items. If the Board takes action as recommended on May 24, then on June 14, 2023, a second reading and adoption of ordinances amending County Code would be necessary to implement the Board's direction. If the proposed ordinance is altered on June 14, 2023, then on that date a subsequent meeting date will be selected for the ordinance's adoption.

**RECOMMENDATION(S)
TRAFFIC ADVISORY COMMITTEE**

District 1:

Item 1-A. Jamacha Road from Osage Drive to Sweetwater Road in La Presa - Reduce the 45 miles per hour (MPH) speed limit to 40 MPH and certify.

Item 1-B. Central Avenue from Bonita Road to Corral Canyon Road in Bonita - Certify the 35 MPH speed limit.

District 2:

Item 2-A. Ninth Street & H Street in Ramona - Establish an all-way stop intersection.

Item 2-B. Six intersections in San Diego Country Estates - Establish six all-way stop intersections.

District 5:

Item 5-A. West Lilac Road from Camino del Rey to Old Highway 395 in Bonsall - Recertify the 45 MPH speed limit.

CHIEF ADMINISTRATIVE OFFICER

Consider and adopt the following Ordinance:

ORDINANCE AMENDING SECTIONS 72.163.54. AND 72.164.56. AND DELETING SECTION 72.169.74.8. OF THE SAN DIEGO COUNTY CODE RELATING TO SPEED LIMITS ON COUNTY MAINTAINED ROADS IN SAN DIEGO COUNTY (Items 1-A, 1-B, & 5-A).

EQUITY IMPACT STATEMENT

The review of traffic signs, intersection controls and roadway markings support vehicle safety on County of San Diego maintained roads. The transportation system must be safe for all road users, for all modes of transportation, in all communities, and for people of all incomes, races, ethnicities, ages, and abilities. Understanding travel patterns, where correctable crashes are occurring and the disproportionate impacts on certain communities will allow the Department of Public Works (DPW) to identify actions to address the underlying causes, enhance safety, and ensure justice in the enforcement of traffic regulations.

DPW's Local Road Safety Program reviews correctable collisions along road segments within the unincorporated areas of the county and utilizes the Healthy Places Index and CalEnviroScreen to ensure underserved populations are prioritized. The Traffic Advisory Committee relies on the Local Road Safety Plan and performs reviews of regulatory traffic control devices such as signs and markings. While adherence to sign and marking standards developed by the California Department of Transportation is crucial to obtaining the compliance of the majority of drivers, the Traffic Advisory Committee also relies on various community engagement methods such as the Tell Us Now! Mobile app, toll-free hotlines, and a customer service request program to intake reports on a wide variety of traffic concerns and ensure the concerns are addressed.

SUSTAINABILITY IMPACT STATEMENT

The Traffic Advisory Committee has made addressing sustainability a top priority by partnering with local communities and industry leaders in a monthly public forum to find timely, reasonable, and cost-effective in-road traffic solutions that reduce costly traffic delays, mitigate vehicle idling to reduce emissions, improve fire response times and regional readiness.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year 2022-23 Operational Plan in the Department of Public Works Road Fund. If approved, this request will result in costs of \$24,160 for staff time, materials, and supplies. The funding source is State Highway User Tax Account. 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. 10854 (N.S.), entitled: ORDINANCE AMENDING SECTIONS 72.163.54. AND 72.164.56. AND DELETING SECTION 72.169.74.8. OF THE SAN DIEGO COUNTY CODE RELATING TO SPEED LIMITS ON COUNTY MAINTAINED ROADS IN SAN DIEGO COUNTY.

AYES: Vargas, Anderson, Lawson-Remer, Desmond
ABSENT: (District 4 Seat Vacant)

2. **SUBJECT: NOTICED PUBLIC HEARING:
SWEETWATER REGIONAL PARK- APPROVE ACQUISITION OF
APPROXIMATELY 190 ACRES OF OPEN SPACE LAND (NEW
RANCH LAND COMPANY, LLC) AND CEQA EXEMPTIONS
(5/3/2023 - SET HEARING; 6/14/2023 - HOLD HEARING)
(DISTRICT: 4)**

OVERVIEW

On May 3, 2023 (06), the Board of Supervisors set a Hearing for June 14, 2023.

The Department of Parks and Recreation (DPR) enhances the quality of life in San Diego county by preserving significant natural resources and connecting people to the outdoors. A core aspect of DPR's conservation program is the acquisition of open space lands that support the preservation of sensitive species and habitat. The County of San Diego (County) has identified an approximately 190-acre property (Property) in the vicinity of Sweetwater Regional Park in Spring Valley. Once the property is acquired, the existing 300-acre Sweetwater Regional Park will be expanded to approximately 490 acres contributing to conservation of Diegan coastal sage scrub habitat and protection of sensitive species such as least Bell's vireo.

Acquiring the Property will be a key piece to completing the Sweetwater Loop Trail and expanding the DPR trail network and provide new opportunities for residents and visitors to hike, bike and connect with nature. This acquisition aligns with the Multiple Species Conservation Program (MSCP) set by state and federal requirements for special status species conservation and supports County sustainability goals, including habitat and biodiversity, biological connectivity, greenhouse gas reductions, and benefits to water and air quality. The County executed an Option Agreement with the New Ranch Land Company, LLC (Seller) for the purchase of the Property for the appraised value of \$5,350,000 (approximately \$28,000/acre). The value is due to location and recent comparable land sales in the area that were \$28,236 per acre.

Today's request is for the Board of Supervisors (Board) to set a hearing for June 14, 2023, to consider approval of the purchase of the Property and direct the Clerk of the Board to provide public notice of the hearing. If the Board approves the request on June 14, 2023, after making the necessary findings, the Board will be requested to authorize the purchase of the Property from the Seller for the appraised value of \$5,350,000. The total one-time County cost, including property acquisition, staff time, and initial stewardship is \$5,887,600. Funds for this request are

included in the Fiscal Year (FY) 2022-23 Operational Plan of the MSCP Acquisition Fund. The annual costs to manage the Property are \$212,200, including ongoing stewardship, fire abatement, and supervision of the preserve. These ongoing costs are included in the FY 2023-24 CAO Recommended Operational Plan.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Find that the proposed acquisition of APNs 580-220-07, -08, 580-010-48, -49, -50, 505-672-11, -12, and 505-231-28 and associated actions are exempt from the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Sections 15301, 15303, 15304, 15311, 15313, 15316 and 15325.
2. Authorize the Director, Department of General Services, or designee to exercise the option to purchase APNs 580-220-07, -08, 580-010-48, -49, -50, 505-672-11, -12, and 505-231-28 for the appraised value of \$5,350,000.
3. Authorize the Director, Department of General Services, or designee to execute all escrow and related documents necessary to complete the purchase of APNs 580-220-07, -08, 580-010-48, -49, -50, 505-672-11, -12, and 505-231-28.

EQUITY IMPACT STATEMENT

The Department of Parks and Recreation Conservation Program's acquisition of properties with high-quality habitat is anticipated to result in positive public health impacts by improving water and air quality for all residents. The acquisition of the Property will contribute acreage to multiple sustainability efforts, including expanding the adopted Multiple Species Conservation Program South County Subarea Plan preserve area by 190 acres and supporting the County's Climate Action Plan by reducing greenhouse gas emissions by approximately 240 metric tons of carbon dioxide equivalent per year.

SUSTAINABILITY IMPACT STATEMENT

The proposed acquisition supports multiple County of San Diego (County) Sustainability Goals. Acquisition of the 190-acre property supports County Sustainability Goal No. 3 (Transition to a green, carbon-free economy) and the County's Climate Action Plan by contributing to greenhouse gas reductions by approximately 240 metric tons of carbon dioxide equivalent per year through preservation of open space. The proposed acquisition site supports County Sustainability Goal No. 4 (Protect the health and wellbeing of the regional community) by expanding opportunities for community members to access outdoor recreation and nature and County Sustainability Goal No. 6 (Protect ecosystems, habitats, biodiversity) by expanding open space adjacent to native ecosystems and habitats.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year (FY) 2022-23 Operational Plan of the Multiple Species Conservation Program (MSCP) Acquisition Fund. This request will result in total one-time project costs for the Property of \$5,887,600 in FY 2022-23, itemized as follows: \$5,350,000 for property acquisition, \$65,000 for staff time and appraisal reports to complete the transaction; \$5,600 for closing and title costs; \$467,000 in one-time land improvement costs (which includes \$270,000 for the preparation of a preserve specific Resource Management Plan

and initial species monitoring, and \$197,000 to conduct initial stewardship that features signage, access control, fencing, vegetation management, land surveying, and other supplies and services and ongoing management). The funding source is provided by existing resources within the MSCP Acquisition Fund (\$5,887,600).

Total annual ongoing costs for assessments, monitoring, and operations and management of the Property are estimated at \$212,200, itemized as follows: approximately \$15,000 for adaptive management and biological monitoring, \$29,100 for annual total operating costs for managing the site, and \$168,100 for the addition of 2 full-time equivalent (Park Ranger) positions. Ongoing costs, and funding sources are included in the FY 2023-24 CAO Recommended Operational Plan in the Department of Parks and Recreation (DPR). The funding source is existing DPR 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 closed the Hearing and took action as recommended, on Consent.

AYES: Vargas, Anderson, Lawson-Remer, Desmond

ABSENT: (District 4 Seat Vacant)

3. **SUBJECT: NOTICED PUBLIC HEARING:
MOUNT OLYMPUS COUNTY PRESERVE - APPROVE
ACQUISITION OF APPROXIMATELY 425 ACRES OF OPEN SPACE
LAND (RANCHO ARUBA, LLC) (5/3/2023 - SET HEARING; 6/14/2023
- HOLD HEARING) (DISTRICT: 5)**

OVERVIEW

On May 3, 2023 (07), the Board of Supervisors set a Hearing for June 14, 2023.

The Department of Parks and Recreation (DPR) enhances the quality of life in San Diego county by preserving significant natural resources. A core aspect of DPR's conservation program is the acquisition of open space lands that support sensitive species and habitat. DPR has identified a 425-acre property (Property) adjacent to the existing Mount Olympus County Preserve in Pala-Pauma. The County of San Diego (County) was awarded a State of California Habitat Conservation Fund (HCF) Deer and Mountain Lion Habitat grant in March 2023 to acquire the identified Property. The grant will cover \$200,000 of the \$2,128,000 purchase price of the land. The HCF grant is competitive and requires a dollar-for-dollar match, funded by available prior year General Fund fund balance. If acquired, the existing 800-acre Mount Olympus County Preserve would be expanded to over 1,200 acres, providing large, contiguous chaparral habitat for deer and mountain lion and other sensitive species.

This acquisition enhances conservation under the Multiple Species Conservation Program (MSCP) set by federal and state requirements for special status species conservation and supports multiple County sustainability goals, habitat and biodiversity, biological connectivity, greenhouse gas reductions, and benefits to water and air quality.

The County executed an Option Agreement with the Rancho Aruba, LLC (Seller) for the purchase of the Property for the appraised value of \$2,128,000 (approximately \$5,000/acre). The appraised value of the Property considers existing conservation measures on the Property, which limits the Property's development potential.

Today's request is for the Board to set a hearing for June 14, 2023, to consider approval of the purchase of the Property and direct the Clerk of the Board to provide public notice of the hearing.

If the Board approves the request on June 14, 2023, after making the necessary findings, the Board will be requested to authorize the purchase of the Property and establish appropriations of \$200,000 in the MSCP Fund for the purchase based upon a grant award from the State of California Habitat Conservation Fund. The total one-time County cost, including property acquisition, staff time, and initial stewardship is \$2,614,000. Funds for this request are partially included in the Fiscal Year (FY) 2022-23 Chief Administrative Officer (CAO) Recommended Operational Plan of the MSCP Acquisition Fund. If approved on June 14, 2023 this request will establish an additional \$200,000 in the MSCP Acquisition Fund based on a grant from the State of California Habitat Conservation Fund. The annual costs to manage the Property are \$230,600, including ongoing stewardship, Resource Management Plan update, and supervision of the preserve. These ongoing costs will be included in the FY 2023-24 CAO Recommended Operational Plan.

RECOMMENDATION(S)
CHIEF ADMINISTRATIVE OFFICER

1. Find that the proposed acquisition of APNs 109-141-01, 05, 109-140-20, 21, 22, and 23 is exempt from the California Environmental Quality Act (CEQA) pursuant to Sections 15301, 15311, 15313, 15316 and 15325 of the State CEQA Guidelines.
2. Establish appropriations of \$200,000 in the Multiple Species Conservation Program Acquisitions Fund for the acquisition of 425 acres of Open Space (Mt Olympus Rancho Aruba), based upon a grant award from the State of California Habitat Conservation Fund. **(4 VOTES)**
3. Authorize the Director, Department of General Services, or designee to exercise the option to purchase APNs 109-141-01, 05, 109-140-20, 21, 22, and 23 for the appraised value of \$2,128,000.
4. Authorize the Director, Department of General Services, or designee to execute all escrow and related documents necessary to complete the purchase of APNs 109-141-01, 05, 109-140-20, 21, 22, and 23.

EQUITY IMPACT STATEMENT

The Department of Parks and Recreation Conservation Program's acquisition of properties with high-quality habitat is anticipated to result in positive public health impacts by improving water and air quality for all residents. The acquisition of the Property is within the Pala-Pauma and Rainbow community areas and will contribute acreage to multiple sustainability efforts, including expanding the draft North County Multiple Species Conservation Plan preserve area by 425 acres and reducing greenhouse gas emissions by approximately 540 metric tons of carbon dioxide equivalent per year.

SUSTAINABILITY IMPACT STATEMENT

The proposed acquisition supports multiple County of San Diego (County) Sustainability Goals. Acquisition of the 425-acre property supports County Sustainability Goal No. 3 and the County's Climate Action Plan by contributing to greenhouse gas reductions by approximately 540 metric tons of carbon dioxide equivalent per year through preservation of open space. The proposed acquisition site supports County Sustainability Goal No. 4 by expanding opportunities for community members to access outdoor recreation and nature and County Sustainability Goal No. 6 by expanding open space adjacent to native ecosystems and habitats.

FISCAL IMPACT

Funds for this request are partially included in the Fiscal Year (FY) 2022-23 Operational Plan of the Multiple Species Conservation Program (MSCP) Acquisition Fund. If approved on June 14, 2023 this request will establish an additional \$200,000 in the MSCP Acquisition fund based on a grant from the State of California Habitat Conservation Fund and result in total one-time project costs for the Property of \$2,614,000 in FY 2022-23, itemized as follows: \$2,128,000 for property acquisition, \$30,000 for staff time and appraisal reports to complete the transaction; \$7,000 for closing and title costs; \$449,000 in one-time land improvement costs (which includes \$294,000 for the preparation of a preserve specific Resource Management Plan and initial species monitoring, and \$155,000 to conduct initial stewardship that features signage, access control, and vegetation management, land surveying, and other supplies and services and ongoing management). The funding source is provided by existing resources within the MSCP Acquisition Fund (\$2,414,000) and the State of California Habitat Conservation Fund grant (\$200,000).

Total annual ongoing costs for assessments, monitoring, and operations and management of the Property are estimated at \$230,600, itemized as follows: approximately \$9,000 for adaptive management and biological monitoring, \$53,500 for annual total operating costs for managing the site, and \$168,100 for the addition of 2 full-time equivalent (Park Ranger) positions. Ongoing costs, and funding sources are included in the FY 2023-24CAO Recommended Operational Plan in the Department of Parks and Recreation (DPR). The funding source is existing DPR 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 closed the Hearing and took action as recommended, on Consent.

AYES: Vargas, Anderson, Lawson-Remer, Desmond

ABSENT: (District 4 Seat Vacant)

4. SUBJECT: ADVERTISE AND AWARD A CONSTRUCTION CONTRACT FOR THE REPLACEMENT OF A DEBRIS FENCE ON SOUTH GRADE ROAD AND RELATED CEQA EXEMPTION (DISTRICT: 5)

OVERVIEW

The County of San Diego's (County) Department of Public Works (DPW) maintains nearly 2,000 centerline miles of roads in unincorporated San Diego County. Centerline miles represent the total length of the roads regardless of the number of lanes or the overall roadway width. County roads traverse a variety of regions and conditions, from two-lane roads in mountainous terrain to multi-lane roads in dense population centers. All County-maintained roads are regularly evaluated for safety measures to protect the public. Typical safety measures include traffic signals, roadway signage, and guardrails; but on occasion, other more specialized safety measures, including debris and rockfall fences (debris fence), may be necessary.

South Grade Road is a two-lane road that runs through the Palomar Mountain range in northern San Diego county between State Route 76 and Palomar Divide Road, near the community of Pala-Pauma. The road provides access to points of interest such as Palomar Observatory, commercial lodging, and residential dwellings. Along the road, there is a 185 ft. long debris fence to protect the route from any fallen rocks or vegetation. During a winter storm in early 2019, a portion of a steep slope adjacent to South Grade Road at post mile 44.8 failed and debris and rock moved down the slope toward the roadway. DPW immediately inspected the location, repaired portions of the damaged debris fence, and determined that the repaired debris fence on South Grade Road should be replaced. To ensure the roadway is safe for the traveling public, the temporary protective railing has been in place since 2019. From 2020 to 2021, DPW performed an alternatives analysis to determine the best options for the repair and replacement of the fence.

As a result, the DPW designed and acquired easements from 2021 to 2023 to remove and replace the existing damaged fence with a new, more robust one designed to resist debris flows and rockfall hazards from heavy storms. Traffic control measures such as cones, flaggers, and signage will be implemented during construction to minimize disruptions to the community and drivers.

This is a request to approve the public advertisement and subsequent award of a construction contract to the lowest responsive and responsible bidder for the replacement of the debris fence on South Grade Road within the Pala-Pauma community planning area. The total project cost is estimated at \$1,200,000 including design, environmental review, and the estimated construction cost of \$850,000. It is anticipated that construction will begin in late summer of 2023 and be completed by the end of the year. The funding source is available funds from the prior year Road Fund fund balance.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Find in accordance with Section 15301(c) of the California Environmental Quality Act (CEQA) Guidelines that the proposed project is categorically exempt from CEQA review because it involves the maintenance of existing public roads involving no or negligible expansion of existing use.
2. Authorize the Director, Department of Purchasing and Contracting, to take any action necessary to advertise and award a contract and to take other action authorized by Section 401 et seq., of the Administrative Code with respect to contracting for the Construction Contract for the project.
3. Designate the Director, Department of Public Works, as the County Officer responsible for administering the construction contract, in accordance with Board Policy F-41, Public Works Construction Projects.

EQUITY IMPACT STATEMENT

The transportation system must be safe for all road users, for all modes of transportation, in all communities, and for people of all incomes, races, ethnicities, ages, and abilities. Installing debris fence is an important mobility element that supports effective and uninterrupted traffic flow on County-maintained roads and enhances safety for travelling public within unincorporated communities. The Department of Public Works (DPW) conducts routine annual inspections of facilities and roadways and relies on various community engagement methods such as the "Tell Us Now!" mobile app and toll-free hotlines to intake reports of safety concerns. In addition, DPW staff regularly attend community planning and sponsor group meetings, and other community meetings, including revitalization meetings.

To ensure that underserved populations are prioritized during the project selection process, the most recent available data is used by DPW to evaluate and identify vulnerable populations, including data from the Healthy Places Index, the latest version of CalEnviroScreen 4.0, San Diego LiveWell communities, Environmental Justice Communities, and other relevant data sources.

The proposed improvements are within the area that has an HPI percentile rank of 22% that indicates 78% of other California census tracts have healthier community conditions. This project will provide significant benefits to the residents who routinely utilize South Grade Road to access their homes, neighborhood schools, businesses, and other facilities in this community.

SUSTAINABILITY IMPACT STATEMENT

The proposal to replace a debris fence on South Grade Road has social, health and well-being, and environmental sustainability benefits. This debris fence replacement will ensure that residents and visitors will be able to use this road uninterrupted and contributes to a County Sustainability goal to provide just and equitable access to County services and resources in support of sustainable communities.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year 2023-24 CAO Recommended Operational Plan in the Department of Public Works, Road Fund - Detailed Work Program. If approved, this request will result in total project estimated cost of \$1,200,000 for the debris fence replacement on the South Grade Road project. The funding source is available funds from the prior year Road Fund balance. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

County construction contracts are competitively and publicly bid and help stimulate the local economy by creating primarily construction related employment opportunities. All workers employed on public works projects must be paid prevailing wages determined by the California Department of Industrial Relations, according to the type of work and location of the project. The prevailing wage rates are usually based on rates specified in collective bargaining agreements.

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, Desmond

ABSENT: (District 4 Seat Vacant)

5. **SUBJECT: ADOPT A RESOLUTION APPROVING A LIST OF PROJECTS PROPOSED TO BE FUNDED BY SENATE BILL 1 FOR FISCAL YEAR 2023-24 AND RELATED CEQA EXEMPTION (DISTRICTS: ALL)**

OVERVIEW

The County of San Diego (County) Department of Public Works (DPW) maintains nearly 2,000 centerline miles of roads in the unincorporated areas of San Diego county. Centerline miles represent the total length of roads regardless of the number of lanes or overall roadway width. The County's average Pavement Condition Index (PCI), an industry standard rating system used to rate the condition of roads, dropped from 70 in 2012 to 60 in 2016. The change in PCI occurred because of reduced levels of road maintenance work due to rising construction costs and declining gas tax revenues as vehicles become more fuel efficient and less fuel is purchased.

On April 28, 2017, the Governor of California approved Senate Bill 1 (SB1) to address the statewide funding gap for road maintenance. On May 2, 2017 (11), the Board of Supervisors (Board) approved the use of SB1 funding to improve the condition of road surfaces across the County-maintained road network. As a result, the condition of County-maintained roads has improved significantly over the past six years because of resurfacing projects. The current average PCI is 68, and the County's goal is to reach an average PCI of 70 by 2025. DPW estimates it will receive \$51.4 million in SB1 revenue in Fiscal Year (FY) 2022-23 and \$55.9 million in FY 2023-24. To be eligible to receive SB1 revenue for FY 2023-24, the California Transportation Commission (CTC) requires submittal of a Resolution and project list by July 1, 2023.

DPW has developed a list of road resurfacing locations totaling 100.41 centerline miles. The list located in Attachment A, Exhibit A1, is the result of a data-driven approach to selecting and prioritizing road resurfacing projects. This includes data related to:

- The physical condition of the road, such as surface cracks and pavement distresses,
- Pavement condition information from the most recent network road survey where downward-facing cameras and laser technology were used to inspect the road surface,
- Factors related to road usage, including traffic volume and road classification, and
- Resurfacing costs.

The prioritization process also considers input from community stakeholders and DPW field staff. The resulting road list is balanced proportionally to the total centerline miles within each supervisorial district and is submitted to the CTC for adoption. DPW concurrently implements a detailed design process to confirm initial design assumptions and coordinate with stakeholders. Following the design process, DPW will return to the Board for authorization to advertise and award the final construction list. The proposed projects will improve the overall condition of County-maintained roads and will protect roads from deterioration and costly future repairs.

This is a request to adopt a Resolution approving a list of projects proposed to be funded by SB1 for FY 2023-24. Upon Board approval, the Resolution and road list will be submitted to the CTC for delivery to the State Controller. Attachment A, Exhibit A1 contains the list of maintenance projects proposed for use of SB1 funding. DPW will begin design, cost estimation, and identify conflicts for the listed roadway segments to further refine the list of roads. The refined list will be presented to the Board of Supervisors at a later date, with a request to approve the advertisement and award of multiple construction contracts to perform the resurfacing work.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Find in accordance with Section 15301 of the California Environmental Quality Act (CEQA) Guidelines that the proposed project is categorically exempt from CEQA review because it involves the maintenance of existing public roads involving no or negligible expansion of existing use.
2. Adopt a Resolution entitled: RESOLUTION OF THE SAN DIEGO COUNTY BOARD OF SUPERVISORS APPROVING A LIST OF PROJECTS PROPOSED TO BE FUNDED BY SB1 FOR FISCAL YEAR 2023-24.

EQUITY IMPACT STATEMENT

The Department of Public Works (DPW) utilizes best management practices when preserving the County-maintained road network that includes industry standard resurfacing methods that extend the life of the roads and prevent more costly resurfacing treatments in the future such as reconstruction. This includes the use of pavement management software that models and predicts the rate of deterioration of roads. To supplement this data, DPW staff performs routine inspections of roads in need of repair that are identified by the pavement management software or the community through a variety of sources such as the Tell Us Now! mobile app and toll-free hotlines.

This information is evaluated by DPW and used to develop a list of roads requiring maintenance that is proportionately distributed throughout the unincorporated area. Approximately 65% of the roads on the maintenance list are located within underserved communities as defined in the most recent version of CalEnviroScreen (4.0) and Healthy Places Index (3.0) GIS layer. The projects will provide significant benefits to the residents, including enhancements to the Americans with Disabilities Act (ADA) pedestrian ramps and drainage improvements that will improve access and mobility for non-motorized road users. Road resurfacing to improve the condition of roads facilitates transit and allows cars and buses to travel to underserved communities to bring workers to job centers. County of San Diego construction contracts are also competitively and publicly advertised and bid and help stimulate the local economy.

SUSTAINABILITY IMPACT STATEMENT

Maintaining existing roads has benefits to sustainability in terms of the economy, environment, social health, and well-being. Maintaining roads in a timely manner prevents more costly maintenance treatments in the future, thereby supporting economic sustainability. Asphalt concrete rehabilitation activities utilize 25% recycled asphalt from old, deteriorated roads, saving thousands of tons of aggregate each year and supporting the County's sustainability goal to reduce pollution and waste through recycling. Well-maintained roads allow vehicle owners to use fewer resources for vehicle maintenance and operation providing social sustainability benefits. Drainage improvements proposed in this action, such as rehabilitating culverts, curbs, and gutters contribute to the County's sustainability goals to improve water quality and extend the useful life of facilities, by protecting County-maintained roads from costly and resource-intensive repairs. The installation of Americans with Disabilities Act (ADA) compliant pedestrian ramps proposed in this action supports walkability, mass transit access, and contributes to County sustainability goals to protect the health and well-being of everyone in the region, reduce greenhouse emissions, and transition to a green, carbon-free economy.

FISCAL IMPACT

There is no fiscal impact associated with these recommendations. Funds for these projects are included in the Fiscal Year 2023-24 CAO Recommended Operational Plan in the Department of Public Works (DPW), Detailed Work Program. DPW is projecting to receive \$55.9 million in State SB1 gas tax revenue in Fiscal Year 2023-24, which will be used to fund design and construction, including contingencies. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

Road resurfacing to improve the condition of the roads facilitates the transit of goods and eases the movement of commuters to jobs, schools and shopping centers in underserved communities. County of San Diego construction contracts are also publicly advertised and competitively bid and help stimulate the local economy. All workers employed on public works projects must be paid prevailing wages determined by the California Department of Industrial Relations, according to the type of work and location of the project.

ACTION:

ON MOTION of Supervisor Anderson, seconded by Supervisor Desmond, the Board of Supervisors took action as recommended, On Consent, adopting Resolution No. 23-059, entitled: RESOLUTION OF THE SAN DIEGO COUNTY BOARD OF SUPERVISORS APPROVING A LIST OF PROJECTS PROPOSED TO BE FUNDED BY SB1 FOR FISCAL YEAR 2023-24.

AYES: Vargas, Anderson, Lawson-Remer, Desmond

ABSENT: (District 4 Seat Vacant)

6. **SUBJECT: GENERAL SERVICES - ADOPT A RESOLUTION TO SUMMARILY VACATE A PORTION OF AN IRREVOCABLE OFFER OF DEDICATION FOR PUBLIC HIGHWAY FOR A PORTION OF SC 910, IN THE RAMONA COMMUNITY PLAN AREA (VAC 2022-0052) (DISTRICT: 2)**

OVERVIEW

The Asset Management Division of the Department of General Services is processing a request to summarily vacate a portion of an Irrevocable Offer of Dedication for Public Highway (IOD) dedicated to the County of San Diego (County). A summary vacation is a streamlined process by which a public road or public service easement is abandoned through one action where public noticing is not required. These may be requested by the public if the easement interests are found to be excess to County needs and are not required for the purposes for which they were obtained.

The applicant has requested to vacate a portion of the IOD recorded in the Office of the County Recorder of San Diego County, California, on July 7, 1980, as File/Page No. 80-0212931, of Official Records. By removing the portion of the IOD that occupies the northwest corner of the property, the applicant will be able to improve the land in the future. The property subject to the IOD is located within the Ramona Community Plan Area. The portion of the IOD to be summarily vacated is for a portion of Select Collector (SC) 910, an unnamed future road. The County Department of Public Works has determined the area offered for future dedication is no longer needed for present or future public use because SC 910 is not identified as a Mobility Element roadway in the 2011 General Plan.

Today's request is for the Board of Supervisors to adopt a Resolution to summarily vacate a portion of the IOD described herein, together with the incidental rights to extend drainage facilities, excavation, and embankment slopes beyond the IOD, that is excess right-of-way not required for street or highway purposes.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Find the proposed vacation is not subject to review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines sections 15060(c)(2) and 15060(c)(3) because the action would result in the summary vacation of a portion of an offer of dedication for public right-of-way easement that is not needed for public road purposes, and will not have a reasonably foreseeable direct or indirect effect on the environment and is therefore not a project subject to CEQA as defined in section 15378.

2. Adopt a Resolution entitled: RESOLUTION TO SUMMARILY VACATE A PORTION OF AN IRREVOCABLE OFFER OF DEDICATION FOR PUBLIC HIGHWAY FOR A PORTION OF SC 910, IN THE RAMONA COMMUNITY PLAN AREA (VAC 2022-0052) (Attachment C, on file with the Clerk of the Board).
3. Direct the Clerk of the Board to record the Resolution for Vacation No. 2022-0052 pursuant to State of California Streets and Highways Code Section 8336.

EQUITY IMPACT STATEMENT

This resolution will provide public benefit through improved use of the lands made available by the vacation. The proposed summary vacation is in the public interest because there is a public convenience associated with the removal of encumbrances from private lands that are no longer needed for public road purposes. The existing surrounding road system will continue to provide access for all properties located near the proposed IOD vacation and the summary vacation would not preclude future development.

SUSTAINABILITY IMPACT STATEMENT

The proposed action to summarily vacate a portion of the IOD contributes to the County of San Diego Sustainability Goal No. 1 to engage the community to partner and participate in decisions that impact their lives and communities and Goal No. 2 to provide just and equitable access to the property owner by providing them with improved use of their property by unencumbering a portion of their property for potential future development.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year 2022-23 Operational Plan in the Department of General Services. If approved, this request will result in estimated expenses of \$4,500 to process the proposed vacation. The funding source is a deposit from the applicants. 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 Resolution No. 23-060, entitled RESOLUTION TO SUMMARILY VACATE A PORTION OF AN IRREVOCABLE OFFER OF DEDICATION FOR PUBLIC HIGHWAY FOR A PORTION OF SC 910, IN THE RAMONA COMMUNITY PLAN AREA (VAC 2022- 0052).

AYES: Vargas, Anderson, Lawson-Remer, Desmond

ABSENT: (District 4 Seat Vacant)

7. SUBJECT: COUNTY AIRPORTS - ADOPT A RESOLUTION AUTHORIZING APPLICATIONS AND AGREEMENTS FOR ACCEPTANCE OF FEDERAL AND STATE GRANT FUNDS AND RELATED CEQA EXEMPTION (DISTRICTS: 2, 3, & 5)

OVERVIEW

The County of San Diego (County) Department of Public Works (DPW) operates eight airports, which provide air transportation, emergency response facilities as well as supporting business aviation for companies in the southern California region.

Grant funding is a critical component of airport capital improvement projects (CIP). DPW is required to request authorization from the Board of Supervisors (Board) to apply for and receive grant funding from the Federal Aviation Administration (FAA), the United States Department of Transportation Small Community Air Service Development Program (SCASDP), and the State of California. Periodically, grant funds become available at the end of the federal and State fiscal years, with timelines for applying for and accepting the grants often as short as ten days. Delegating authority from the Board to the Director of DPW to apply for and accept grants for County Airports streamlines the application process and allows the department to apply for grant funding on short notice.

On June 09, 2021 (08), the Board authorized the annual application for and acceptance of federal and State aviation grants for Fiscal Years (FY) 2021-22 and 2022-23. This is a request to waive Board Policy B-29, Fees, Grants Revenue Contracts - Department Responsibility for Cost Recovery, for airport projects funded by grants from the FAA, the SCASDP, and/or State of California and adopt Resolutions authorizing the Director of DPW, or designee, to submit, negotiate, and execute all documents necessary to secure grant funding from the FAA, the SCASDP, the State Airport Improvement Program for Matching Grants, and the State Division of Aeronautics Acquisition and Development Grant Program during FY 2023-24 and 2024-25.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Find in accordance with Section 15061 (b)(3) of the California Environmental Quality Act (CEQA) Guidelines that delegating authority to allow application for and acceptance of possible grant funding is exempt from CEQA review because it can be seen with certainty that there is no possibility the activity may have a significant effect on the environment.
2. Adopt a Resolution entitled: RESOLUTION OF THE BOARD OF SUPERVISORS AUTHORIZING APPLICATIONS AND AGREEMENTS TO ACCEPT FEDERAL AND STATE FUNDING FOR FISCAL YEAR 2023-24 AT AGUA CALIENTE SPRINGS AIRPORT, BORREGO VALLEY AIRPORT, FALLBROOK COMMUNITY AIRPARK, GILLESPIE FIELD, JACUMBA AIRPORT, MCCLELLAN-PALOMAR AIRPORT, OCOTILLO AIRPORT, AND RAMONA AIRPORT.

3. Adopt a Resolution entitled: RESOLUTION OF THE BOARD OF SUPERVISORS AUTHORIZING APPLICATIONS AND AGREEMENTS TO ACCEPT FEDERAL AND STATE FUNDING FOR FISCAL YEAR 2024-25 AT AGUA CALIENTE SPRINGS AIRPORT, BORREGO VALLEY AIRPORT, FALLBROOK COMMUNITY AIRPARK, GILLESPIE FIELD, JACUMBA AIRPORT, MCCLELLAN-PALOMAR AIRPORT, OCOTILLO AIRPORT, AND RAMONA AIRPORT.
4. Authorize the Director, Department of Public Works, or designee, to submit, negotiate, and execute all documents necessary to secure and spend federal and State grant funds for County Airport projects during Fiscal Years 2023-24 and 2024-25.
5. Waive Board Policy B-29, *Fees, Grants and Revenue Contracts - Department Responsibility for Cost Recovery*, for airport projects funded by grants from the Federal Aviation Administration, the United States Department of Transportation Small Community Air Service Development Program, and/or State of California, which requires full cost recovery and that the Board of Supervisors act upon the proposed actions at least 15 days before a grant application is submitted.

EQUITY IMPACT STATEMENT

San Diego County's eight airports support air transportation, emergency response facilities as well as supporting business aviation for companies in the southern California region. In addition, grant funding directly supports improvements within the North El Cajon Environmental Justice Element and underserved communities in the unincorporated area. In alignment with federal obligations and local policies, County Airports pursues delivery of these services in a fair and equitable manner and actively works to remove barriers, encourage participation, and provide competitive opportunities for Disadvantaged Business Enterprises. As part of the National Plan of Integrated Airport Systems, County Airports connect rural, suburban, and urban communities, business, and people by facilitating over 518,000 commercial, corporate, government, and private aircraft operations annually. As bases for CalFire, US Forest Service, Sheriff ASTREA (Aerial Support to Regional Enforcement Agencies), and Mercy Air, County Airports ensure the readiness and rapid response of emergency services throughout the county, including the underserved communities. If the Board approves today's Resolutions, it will allow applications and agreements for federal and State grant funding for airport improvement projects that are necessary to meet Federal Aviation Administration requirements.

SUSTAINABILITY IMPACT STATEMENT

The Resolution authorizing the Director of DPW to apply for and accept federal and state grants has economic and social sustainability benefits. Revenue from grants is used to improve the County airports system consistent with the County sustainability goal of providing just and equitable access to County services and resources in support of sustainable communities.

FISCAL IMPACT

There is no fiscal impact associated with the approval of today's Resolutions authorizing applications and agreements for federal and State grant funding for airport projects. If approved, the proposed actions would waive the full cost recovery requirement of Board Policy B-29, which may be necessary to provide matching funds for the federal and State grant programs for airport projects. Matching funds, although not always required, improve the competitiveness of grants. If approved and any grants are awarded, matching funds will be provided by using

available funds in the Airport Enterprise Fund. The Department of Public Works will return to the Board to appropriate grant funds received, as they become available. . There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

Maintaining the resiliency of existing airport facilities is one of the most important components of County Airports and ensures the safe and efficient movement of air transportation. Safe and efficient airport facilities ensure effective responses by emergency services to time sensitive events such as wildfires, medical evacuations and law enforcement activities. Grant funding also helps promote business activities, thus stimulating the local economy.

ACTION:

ON MOTION of Supervisor Anderson, seconded by Supervisor Desmond, the Board of Supervisors took action as recommended, On Consent, adopting Resolution No. 23-061, entitled: RESOLUTION OF THE BOARD OF SUPERVISORS AUTHORIZING APPLICATIONS AND AGREEMENTS TO ACCEPT FEDERAL AND STATE FUNDING FOR FISCAL YEAR 2023-24 AT AGUA CALIENTE SPRINGS AIRPORT, BORREGO VALLEY AIRPORT, FALLBROOK COMMUNITY AIRPARK, GILLESPIE FIELD, JACUMBA AIRPORT, MCCLELLAN-PALOMAR AIRPORT, OCOTILLO AIRPORT, AND RAMONA AIRPORT; and,

Resolution No. 23-062, entitled: RESOLUTION OF THE BOARD OF SUPERVISORS AUTHORIZING APPLICATIONS AND AGREEMENTS TO ACCEPT FEDERAL AND STATE FUNDING FOR FISCAL YEAR 2024-25 AT AGUA CALIENTE SPRINGS AIRPORT, BORREGO VALLEY AIRPORT, FALLBROOK COMMUNITY AIRPARK, GILLESPIE FIELD, JACUMBA AIRPORT, MCCLELLAN-PALOMAR AIRPORT, OCOTILLO AIRPORT, AND RAMONA AIRPORT.

AYES: Vargas, Anderson, Lawson-Remer, Desmond
ABSENT: (District 4 Seat Vacant)

8. **SUBJECT: NOTICED PUBLIC HEARING:
PUBLIC HEARING TO APPROVE FEES AND CHARGES FOR FISCAL
YEAR 2023-24 TAX ROLL OF SAN DIEGO COUNTY SANITATION
DISTRICT, CAMPO WATER MAINTENANCE DISTRICT, AND
COUNTY SERVICE AREA NO. 137 - LIVE OAK SPRINGS WATER
SYSTEM AND RELATED CEQA EXEMPTION (DISTRICTS: 1, 2, & 4)**

OVERVIEW

The County of San Diego (County) operates one sewer system through the San Diego County Sanitation District and two drinking water systems where customers are billed for services through the tax roll. Today's recommended action is to approve two resolutions to place charges on the FY 2023-24 tax roll.

The San Diego County Sanitation District (Sanitation District) provides sanitary sewer service to several unincorporated communities including Spring Valley, Lakeside, Alpine, Winter Gardens, East Otay Mesa, Campo, Julian, and Pine Valley. The County of San Diego (County) Board of Supervisors (Board) serves as the Sanitation District's Board of Directors (Board of Directors). Sanitation District annual sewer service charges are collected on the property tax roll.

The County also operates the Campo Water Maintenance District (Water District), which provides water service to a portion of the unincorporated community of Campo, and County Service Area No. 137 - Live Oak Springs Water System (CSA 137). CSA 137 is a special district where the County provides water service to portions of the unincorporated community of Boulevard. Annual water service charges for both the Campo Hills zone of the Water District and CSA 137 are currently collected on the property tax roll.

On April 6, 2011 (1), the Board of Supervisors approved water rates for the approximately 222 drinking water customers served by the Campo Hills zone of the Campo Water District. Today's recommended action is to place the annual water rate charges on the tax roll for FY 2023-24. This action does not change the previously approved annual water rates for Campo Hills, and the annual water rate for FY 2023-24 will remain unchanged from FY 2022-23 at \$1,320 per year for residential and commercial customers.

On November 18, 2020 (3), the Board of Supervisors approved a three-year water rate package through FY 2022-23 for the Live Oak Springs Water System (CSA 137), which serves approximately 90 residential and commercial customers. Today's recommended action is to place the annual water rate charges on the tax roll for FY 2023-24. Water charges are comprised of two components, a fixed base charge and a variable consumption charge. The base charge for FY 2023-24 is \$99.86 per month. The variable consumption charge includes a two-tiered rate structure based on the amount of water a customer uses measured in hundred cubic feet (HCF). Tier 1 represents typical indoor water usage for a household with two occupants at rate of \$11.01 per HCF. For Tier 2, it represents a higher water usage for a household that may include more than two occupants and landscape irrigation demand the rate is \$13.70 per HCF. The annual water rate for FY 2023-24 will remain unchanged from FY 2022-23.

On May 3, 2023 (#SA01), the Board of Directors approved a five-year sewer rate package through Fiscal Year (FY) 2027-28. Single-family residential customers, which make up 87% of the Sanitation District's approximately 37,000 customers, will be assessed an annual sewer charge of \$546.72 per equivalent dwelling unit (EDU). An EDU is a standard unit of measure based on the average volume of wastewater flow generated by a typical single-family residential dwelling. For commercial entities, the amount each parcel is charged is determined by the type of commercial use and the estimated discharge volume to the sewer as shown in Attachment B.

Collecting sewer and water service charges through the tax roll minimizes administrative costs by eliminating the need for monthly billing and payment collection. These savings are passed along to the customers when the annual fee is established. Today's action does not approve or revise the associated charges and fees for water or sewer which have been established through separate actions of the Board of Directors and the Board. The Board of Directors approved the sewer rates for FY 2023/24 on May 3, 2023. The Board previously approved water charges for the Water District and CSA 137 and charges will remain unchanged from FY 2022-23.

A public hearing on these tax roll reports will be held at today's meeting to allow the public an opportunity to comment on sewer and water service charges on the property tax roll. Today's action also includes a request to conduct a public hearing on the San Diego County Sanitation District, Campo Water Maintenance District, and County Service Area No. 137 - Live Oak Springs Water System tax roll reports, and to adopt resolutions approving collection of sewer and water service charges on the FY 2023-24 tax rolls. At the hearing, any interested person may appear and object or protest said reports.

If the Board of Directors and/or Board of Supervisors does not adopt the resolutions, the sewer and water service charges cannot be placed on the tax rolls for FY 2023-24. Without the funds generated by the assessments, services for sewer and water would be greatly reduced. This would include, but not be limited to: repair capabilities, preventative maintenance of system pipes and infrastructure, and other factors to maintain safe and reliable water and sewer. In addition, capital improvements would be deferred increasing the likelihood of major and costly failures that could have consequences of pipe failure impacting streams or rivers, underserved communities, roadways, or structures. If deferred, administrative costs to collect funds, set up accounts, and handle arrearages would be incurred and passed on to ratepayers.

RECOMMENDATION(S)
CHIEF ADMINISTRATIVE OFFICER

Acting as Board of Supervisors:

1. Find that the proposed action is not subject to the California Environmental Quality Act (CEQA) as specified under Section 15060 (c)(3) of the state CEQA Guidelines because levying sewer and water service charges on the property tax roll is administrative in nature and is not a project as defined in CEQA Guidelines Section 15378.
2. Adopt a Resolution titled: RESOLUTION AUTHORIZING WATER SERVICE CHARGES FOR FISCAL YEAR 2023-24 TO BE COLLECTED ON THE TAX ROLL (Attachment C).

Acting as the Board of Directors of the San Diego County Sanitation District:

3. Adopt a Resolution titled: RESOLUTION AUTHORIZING SEWER SERVICE CHARGES FOR FISCAL YEAR 2023-24 TO BE COLLECTED ON THE TAX ROLL (Attachment D).

EQUITY IMPACT STATEMENT

The San Diego County Sanitation District (Sanitation District), Campo Water Maintenance District, and County Service Area No. 137-Live Oak Springs Water System strive to implement programs and projects that preserve, enhance, and promote quality of life, health and safety, sustainability, equity, and environmental resources while simultaneously complying with mandatory federal, state, and local regulations. The Department of Public Works evaluated the Healthy Places Index (3.0) (HPI) of each sewer and water service area. The HPI combines 25 community characteristics, like access to health care, housing, education, and more, into a single indexed HPI score. The healthier a community, the higher the HPI score. HPI scores for the communities served by the Sanitation District are as follows: Alpine - 64.3 percentile, Campo - 15.6 percentile; East Otay Mesa - 34.3 percentile; Julian - 12.9 percentile, Pine Valley 55.6 percentile; Spring Valley - 56.4 percentile, Lakeside - 48.5 percentile, and Winter Gardens - 48.5 percentile.

In addition, the District evaluated the average CalEnviroScreen 4.0 percentile score of each sewer and water service areas. A higher score represents a community that is disproportionately burdened by multiple sources of pollution. CalEnviroScreen 4.0 scores for communities each sewer and water sewer service area are as follows: Alpine - 10, Campo - 63; East Otay Mesa - 57; Julian - 22, Pine Valley - 13; Spring Valley - 36; Lakeside - 31, and Winter Gardens - 38.

The services, maintenance, and infrastructure enhancements realized from the revenues generated by approved fee ordinances will benefit unincorporated communities by ensuring safe drinking water and reducing the risk of sewage spills and adverse impacts on water quality.

SUSTAINABILITY IMPACT STATEMENT

Implementation of a resolution authorizing sewer and water tax service charges for Fiscal Years 2023-24 to be collected on the tax roll has economic, environmental, and resiliency benefits as it relates to sustainability. Today's action will provide for essential sewer and water system operation, maintenance, and capital improvement, which contribute to the County's sustainability goals, including aligning the County's available resources with services to maintain fiscal stability and ensure long-term solvency; cultivating a natural environment for residents, visitors and future generations to enjoy; and ensuring the capability to respond and recover to immediate needs for individuals, families, and the region. A well-maintained sewer and water system protects the health and well-being of the communities served and help protect water quality, which are both key County sustainability goals.

FISCAL IMPACT

Funds for the proposed action are included in the Fiscal Year 2023-24 CAO Recommended Operational Plan in the Department of Public Works, San Diego County Sanitation District (Sanitation District), Campo Water Maintenance District, and County Service Area No. 137 - Live Oak Springs Water System (CSA 137). The annual sewer and water service charges from customers will generate approximately \$29.62 million in revenue for the Sanitation District, \$0.3 million for the Campo Water Maintenance District, and \$0.2 million for Live Oak Springs Water System-CSA 137. Effective July 1, 2023, the sewer rate will reflect the increase approved by the Board of Directors of the Sanitation District on May 3, 2023 (SA#01); the CSA 137 water rate will reflect no increase for CSA 137 Live Oak Springs per the Board of Supervisors adopted ordinance on November 11, 2020 (03); the water rate will reflect no increase for Campo Water Maintenance District per the Board of Supervisors adopted ordinance on April 6, 2011 (01). There will be no change in net General Fund cost and no additional staff years.

The proposed charges are evaluated annually in an amount sufficient to recover the full cost as required by Board Policy B-29: *Fees, Grants, Revenue Contracts - Department Responsibility for Cost Recovery*. Accordingly, there is no projected unrecovered cost, and a waiver of Board Policy B-29 is not needed. The funding source is assessment charges on property owners within the identified districts.

If the Board of Directors and/or Board of Supervisors does not adopt the resolutions, the sewer and water service charges cannot be placed on the tax roll for FY 2023-24. If service charges are not placed on the tax roll, services for sewer and water would be greatly reduced, and capital improvements and maintenance would be deferred. If deferred, administrative costs to collect funds, set up accounts, and handle arrearages would be incurred and passed on to ratepayers.

BUSINESS IMPACT STATEMENT

N/A

(RELATES TO SANITATION DISTRICT AGENDA NO. SA01)

ACTION:

ON MOTION of Supervisor Anderson, seconded by Supervisor Lawson-Remer, the Board of Supervisors closed the Hearing and took action as recommended, adopting Resolution No. 23-063, entitled: RESOLUTION AUTHORIZING WATER SERVICE CHARGES FOR FISCAL YEAR 2023-24 TO BE COLLECTED ON THE TAX ROLL.

AYES: Vargas, Anderson, Lawson-Remer, Desmond

ABSENT: (District 4 Seat Vacant)

9. SUBJECT: PUBLIC COMMUNICATION (DISTRICTS: ALL)

OVERVIEW

Jacob Fast spoke to the Board regarding asphalt removal at the San Marcos Landfill.

Consuelo spoke to the Board regarding actions of the government.

Terri-Ann Skelly spoke to the Board regarding the effects of addiction to marijuana.

Paul Henkin spoke to the Board regarding homelessness and housing.

Diane Grace spoke to the Board regarding the negative effects of marijuana use.

Betty Blevins spoke to the Board regarding positions within the Public Administrator's Office.

Tiffany Tsai spoke to the Board regarding positions within the Public Administrator's Office.

Ann Riddle spoke to the Board regarding marijuana use and mental health problems.

Nancy Logan spoke to the Board regarding concerns of marijuana businesses in the unincorporated areas.

Audra M. spoke to the Board regarding actions of the government.

Truth spoke to the Board regarding actions of agenda items by the Board of Supervisors.

ACTION:

Heard, Referred to the Chief Administrative Officer.

There being no further business, the Board adjourned at 10:12 a.m.

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

Consent: Perez
Discussion: Zurita


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

Approved by the Board of Supervisors, on Wednesday, June 28, 2023.



NORA VARGAS
Chair

Attest:



ANDREW POTTER
Clerk of the Board

06/14/2023