

COUNTY OF SAN DIEGO BOARD OF SUPERVISORS
REGULAR MEETING
MEETING AGENDA
WEDNESDAY, SEPTEMBER 25, 2013, 09:00 A.M.
BOARD OF SUPERVISORS NORTH CHAMBER
1600 PACIFIC HIGHWAY, ROOM 310, SAN DIEGO, CALIFORNIA

- A. Roll Call
- B. Approval of Statement of Proceedings/Minutes for the meeting of September 11, 2013.
- C. Public Communication: Opportunity for members of the public to speak to the Board on any subject matter within the Board's jurisdiction but not an item on today's agenda.

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.

Supporting documentation and attachments for items listed on this agenda can be viewed online at <http://www.sdcountry.ca.gov/cob/bosa/> or in the Office of the Clerk of the Board of Supervisors at the County Administration Center, 1600 Pacific Highway, Room 402, San Diego, CA 92101.

Board of Supervisors' Agenda Items

Agenda # Subject

- 1. * CONTINUED FROM 9/11/13 AGENDA NO. 4:
 COMPREHENSIVE RENEWABLE ENERGY PLAN
 [FUNDING SOURCE(S): GENERAL FUND FUND BALANCE]
 (4 VOTES)
- 2. MCCLELLAN-PALOMAR AIRPORT – FEASIBILITY STUDY FOR
 POTENTIAL IMPROVEMENTS TO RUNWAY
- 3. NOTICED PUBLIC HEARING:
 SAN VICENTE ROAD IMPROVEMENT PROJECT IN RAMONA - ADOPT A
 RESOLUTION OF INTENTION AND INTRODUCE AN ORDINANCE TO
 ENABLE FORMATION OF AN UNDERGROUND UTILITY DISTRICT
 (9/25/13 - FIRST READING; 11/6/13 - SECOND READING AND ADOPTION)
 [FUNDING SOURCE(S): FORMATION AND ADMINISTRATION - GENERAL
 PURPOSE REVENUE; UTILITY UNDERGROUNDING PROJECT - SDG&E'S
 RULE 20A FUNDS AND FUNDS FROM OTHER OVERHEAD UTILITIES
 REQUIRED BY THIS ACTION TO UNDERGROUND]
- 4. EXTENSION OF PERFORMANCE COMPLETION DATES ON VARIOUS
 BONDED AGREEMENTS TO COMPLETE SUBDIVISION IMPROVEMENTS

* Presentation

5. SET HEARING FOR 10/23/13:
LUSARDI CREEK – ACQUISITION OF 31.15 ACRES OF LAND FOR OPEN SPACE (DIANNE M. FINGAL AND CHARLES V. FINGAL, JR.) (9/25/13 – SET HEARING; 10/23/13 – HOLD HEARING)
[FUNDING SOURCE(S): OPERATING TRANSFER FROM THE GENERAL FUND AND A GRANT FROM THE STATE OF CALIFORNIA HABITAT CONSERVATION FUND]
6. MCCLELLAN-PALOMAR AIRPORT – SECOND AMENDMENT TO RETAIL GROUND LEASE WITH CSDI, LLC
(4 VOTES)
7. ADOPT RESOLUTIONS TO APPLY FOR AND ACCEPT GRANT FUNDS FROM HABITAT CONSERVATION FUND FOR NATURE EXPLORERS PROGRAM AND LAND ACQUISITION TO EXPAND SYCAMORE CANYON/GOODAN RANCH PRESERVE
8. SET HEARING FOR 10/23/13:
OTAY VALLEY REGIONAL PARK – ACQUISITION OF 15.65 ACRES FOR OPEN SPACE (PLATUS CORPORATION PENSION PLAN) (9/25/13 – SET HEARING; 10/23/13 – HOLD HEARING)
[FUNDING SOURCE(S): ACQUISITION - OPERATING TRANSFER FROM THE GENERAL FUND AND CALTRANS SETTLEMENT; INITIAL STEWARDSHIP - A TRANSFER FROM THE CONTRIBUTIONS TO CAPITAL OUTLAY FUND AND CALTRANS SETTLEMENT FUNDS]
9. TRAFFIC ADVISORY COMMITTEE RECOMMENDATIONS (9/25/13 - ADOPT RECOMMENDATIONS; 10/09/13 - SECOND READING OF ORDINANCE)

**1. SUBJECT: CONTINUED FROM 9/11/13 AGENDA NO. 4:
COMPREHENSIVE RENEWABLE ENERGY PLAN
(DISTRICTS: ALL)**

OVERVIEW:

On September 11, 2013 (4), the Board of Supervisors continued the item to September 25, 2013.

On April 10, 2013 (3), the Board of Supervisors directed the Chief Administrative Officer to research and develop options for a comprehensive renewable energy plan, prepare a work plan including time and cost estimates and return to the Board within 120 days. Today's Board Letter is in response to the Board's direction and details a work plan for a comprehensive renewable energy plan including time and cost estimates.

FISCAL IMPACT:

Funds for this request are not included in the Fiscal Year 2013-2014 Operational Plan. If approved, this request will result in total costs and revenue of \$370,000 in Fiscal Year 2013-14. The funding source is the General Fund fund balance. There will be no change in net General fund cost and additional staff years as a result of the recommended actions.

BUSINESS IMPACT STATEMENT:

The proposed project will further County, state and federal goals of utilizing alternative renewable energy resources. Facilitating renewable energy development provides alternatives for consumers, protects the environment and will help reduce the potential for energy shortages and outages which could negatively impact regional businesses.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

1. Receive presentation on options for a Comprehensive Renewable Energy Work Plan.
2. If the Board directs staff to commence Phase One of the Renewable Energy Work Plan:
 - a. Find that implementing the Renewable Energy Work Plan is categorically exempt from the California Environmental Quality Act (CEQA) under Section 15262 of the State CEQA Guidelines because it is a project involving only planning studies for possible future actions that the Board has not approved, adopted or funded.
 - b. Direct the Chief Administrative Officer to initiate Phase One of the Renewable Energy Work Plan and return to the Board within 14 months of executing all required consultant service contracts.

- c. Establish appropriations of \$370,000 in the Department of Planning & Development Services, services and supplies, to fund Phase One of the Renewable Energy Plan based on Fiscal Year 2012-13 General Fund fund balance available. **(4 VOTES)**
- d. Direct the Director of Planning and Development Services to form a Renewable Energy Advisory Committee.
- e. Provide direction to staff regarding the preparation of a “pipelining” provision for discretionary renewable energy projects under review and include a provision for the Board’s consideration when staff returns with the Phase One report.

2. SUBJECT: MCCLELLAN-PALOMAR AIRPORT – FEASIBILITY STUDY FOR POTENTIAL IMPROVEMENTS TO RUNWAY (DISTRICT: 5)

OVERVIEW:

The County of San Diego owns and operates McClellan-Palomar Airport in Carlsbad (57th Edition Thomas Guide Page 1127, D-3). McClellan-Palomar Airport is a gateway to and from San Diego’s North County. It provides facilities and services to the commercial, corporate and general aviation communities.

On June 14, 2011 (10), at the request of aviation businesses, and with support of key members in North County cities, the Board directed staff to prepare a scope, costs and timeline for a study that would thoroughly examine the question of whether or not the McClellan-Palomar Airport runway could be extended. On September 28, 2011 (3), the Board directed staff to conduct a feasibility study, using an independent consultant, to determine if there were potential improvements, including extending the runway, that could enhance the airport and that made sense from an economic perspective. The Board also allocated funding to conduct the study.

Kimley-Horn and Associates, Inc. was hired to conduct an impartial evaluation that considered multiple options to improve the airport. The resulting evaluation titled *Feasibility Study for Potential Improvements to McClellan-Palomar Airport Runway* (“Feasibility Study”) included an analysis of all the options for improvements considered and recommends preferred options for both the west end and the east end of the runway that would enhance safety and make the airport more serviceable for airport users. The Feasibility Study reviewed potential options for the future and determined the airport should remain at its current classification for Airplane Design Group B-II. The study did not recommend redesigning and reclassifying the airport to a larger design standard.

This is a request for the Board to accept the *Feasibility Study Potential Improvements to McClellan-Palomar Airport Runway*. Options and alternatives from the Feasibility Study will be considered as part of the McClellan-Palomar Airport Master Plan, which is currently underway.

FISCAL IMPACT:

There is no fiscal impact associated with today’s requested action. If approved, there will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

1. Find that the proposed action is exempt from review under the California Environmental Quality Act (CEQA) pursuant to Section 15262 of the state CEQA Guidelines.
2. Receive the *Feasibility Study for Potential Improvements to McClellan-Palomar Airport Runway*, dated August 1, 2013, prepared for the County by Kimley-Horn and Associates, Inc.

3. **SUBJECT: NOTICED PUBLIC HEARING:
SAN VICENTE ROAD IMPROVEMENT PROJECT IN
RAMONA - ADOPT A RESOLUTION OF INTENTION AND
INTRODUCE AN ORDINANCE TO ENABLE FORMATION
OF AN UNDERGROUND UTILITY DISTRICT (9/25/13 -
FIRST READING; 11/6/13 - SECOND READING AND
ADOPTION) (DISTRICT: 2)**

OVERVIEW:

The San Vicente Road Improvement project (“Project”) proposes widening approximately 2.25-miles of San Vicente Road from Warnock Drive to 100 feet east of the intersection with Wildcat Canyon Road (57th Edition Thomas Guide Page 1172-G3-4, H4-5, J5, and 1173-A5). The Project will improve line of sight for motorists, traffic operations, and stormwater conveyance to accommodate the 100-year flood. It will also enhance safety for bicyclists, pedestrians, and equestrians with the installation of two bicycle lanes, a crushed granite pathway on the west and south side of the road, and a graded parkway on the other side of the road. In addition, waterlines will be relocated. The Project is anticipated to begin construction in March 2014 and be completed by November 2015.

As part of the project, overhead utilities will be relocated through the County’s Underground Utility District (UUD) program. The purpose of the UUD program is to improve the appearance of communities by undergrounding overhead utilities in areas of benefit to the general public. Board Policy J-17, Undergrounding of Existing Overhead Utility Facilities, establishes a policy and procedure for district formation and program administration. San Diego Gas and Electric (SDG&E) company collects 20A funds through a standard surcharge on rate payer’s bills for use by local jurisdictions to pay for the undergrounding of electric facilities. These funds are allocated to the local jurisdiction where, as in this case, undergrounding allows for removal of lines on heavily traveled roads and those that pass through areas of scenic interest.

This is a request to set a hearing for November 6, 2013, to form a new Underground Utility District, San Vicente Road, in Ramona (57th Edition Thomas Guide Page 1192, G-3). Establishing an Underground Utility District is a two-step process. The first step includes adopting a Resolution of Intention setting November 6, 2013, for a public hearing and introduction of an ordinance establishing the District. The second step on November 6, 2013, will be to hear public testimony and at close of the public hearing, adopt an ordinance forming the District.

FISCAL IMPACT:

Funds for the formation and administration of the San Vicente Road Underground Utility District No. 115 are budgeted in the Fiscal Year 2013-14 Operational Plan in the Department of Public Works, General Fund. If approved, County costs and revenue are estimated at \$2,000 in Fiscal Year 2013-14 and approximately \$1,000 in Fiscal Year 2014-15. The funding source is General Purpose Revenue. There will be no change in net General Fund cost and no additional staff years.

Utility undergrounding project costs within the scope of CPUC Rule 20a are not paid from County funds. SDG&E may use Rule 20a funds to pay for undergrounding of electric lines in a number of circumstances, including where there the lines are located along heavily traveled or scenic routes. Similar CPUC Rules are applicable to undergrounding by other utilities such as telecommunications companies. The cost of undergrounding on San Vicente Road is estimated at \$4.2 million and will be funded by SDG&E's Rule 20a funds and funds from other overhead utilities required by this action to underground.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

At the hearing on September 25, 2013:

1. Adopt a Resolution setting a public hearing for November 6, 2013 entitled: RESOLUTION OF INTENTION TO FORM UNDERGROUND UTILITY DISTRICT NO. 115, SAN VICENTE ROAD.
2. If the Board adopts the Resolution of Intention in accordance with Recommendation No. 1, introduce (first reading), read title, and waive further reading of the following Ordinance:

AN ORDINANCE ADDING SECTION 89.316 TO THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES TO FORM AN UNDERGROUND UTILITY DISTRICT ON SAN VICENTE ROAD, UNDERGROUND UTILITY DISTRICT NO. 115.

If the Board takes the recommended actions on September 25, 2013, take the following action on November 6, 2013:

1. Find that the proposed project is exempt from the California Environmental Quality Act (CEQA) as specified under Section 15302(d) of the state CEQA Guidelines.

2. Adopt the Ordinance (second reading) establishing San Vicente Road, Underground Utility District No. 115.

4. SUBJECT: EXTENSION OF PERFORMANCE COMPLETION DATES ON VARIOUS BONDED AGREEMENTS TO COMPLETE SUBDIVISION IMPROVEMENTS (DISTRICTS: 1, 2, AND 5)

OVERVIEW:

San Diego County Code of Regulatory Ordinances (County Code) Section 81.405, Extension of Time to Construct Required Improvements, enables the Board of Supervisors to consider time extensions for completion of required improvements for major subdivisions. The Department of Public Works reviews existing subdivision agreements and their bonding requirements to determine if a recommendation for a time extension is warranted. Bringing forward a single Board letter with a recommendation to extend the performance completion dates for multiple subdivisions is more efficient than reviewing and preparing individual Board letters for each subdivision.

This is a request to approve the extension of performance completion dates for eight bonded subdivision agreements to September 25, 2015. Staff has determined extensions are warranted for these agreements and all have final maps previously approved by the Board. The following are the agreements proposed to be extended two years:

District 1

- TM 5139-1, Sunroad Technology Center, located in Otay area
 - This project has 1 approved lot and the overall acreage is 51.34 acres.

District 2

- TM 4842-1, Chabad of California, located in Jamul area
 - This project has 20 approved lots and the overall acreage is 194.59 acres.
- TM 5063-2, Alpine Heights, located in Alpine area
 - This project has 54 approved lots and the overall acreage is 157.52 acres.

District 5

- TM 4229-1, Rancho Cielo, located in San Dieguito area
 - This project has 55 approved lots and the overall acreage is 233.65 acres.
- TM 4229-4, Rancho Cielo, located in San Dieguito area
 - This project has 112 approved lots and the overall acreage is 224.85 acres.
- TM 5060-1, Pauma Heights North, located in Valley Center Area
 - This project has 16 approved lots and the overall acreage is 41.75 acres.

- TM 5069-1 The Lakes, located in San Dieguito area
 - This project has 34 approved lots and the overall acreage is 31.11 acres.
- TM 5069-3 The Lakes, located in San Dieguito area
 - This project has 103 approved lots and the overall acreage is 108.46 acres.

FISCAL IMPACT:

There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

1. Find in accordance with Section 15060(c)(3) of the California Environmental Quality Act (CEQA) Guidelines that extension of agreements to complete subdivision improvements is not a project as defined in Section 15378 of the state CEQA Guidelines.
2. Extend, to September 25, 2015, the performance completion dates in subdivision agreements for developments referenced by Tentative Map Nos. 4229-1, 4229-4, 4842-1, 5060-1, 5063-2, 5069-1, 5069-3 and 5139-1.

5. **SUBJECT: SET HEARING FOR 10/23/13:
LUSARDI CREEK – ACQUISITION OF 31.15 ACRES OF
LAND FOR OPEN SPACE (DIANNE M. FINGAL AND
CHARLES V. FINGAL, JR.) (9/25/13 – SET HEARING;
10/23/13 – HOLD HEARING) (DISTRICT: 5)**

OVERVIEW:

The County has identified 31.15 acres available for acquisition in the unincorporated area of San Dieguito west of Camino del Sur at the southwest terminus of Artesian Road (2012 Thomas Guide page 1168, H-4). The acquisition of this property will help preserve valuable riparian and California gnatcatcher habitat as well as provide recreational trail opportunities in the region. The property, located adjacent to the Lusardi Creek Preserve, is within an identified core area of the Multiple Species Conservation Program (MSCP) South County Subarea Plan. Core areas support a high concentration of sensitive biological resources which, if lost or fragmented, could not be replaced or mitigated elsewhere. The appraised value of the property is \$1,360,000.

Today's request requires two steps. On September 25, 2013, it is requested that the Board set a hearing for October 23, 2013, and provide public notice of the hearing. If the Board takes the actions recommended for September 25, 2013, then on October 23, 2013, after making the necessary findings, the Board is requested to approve the purchase from Dianne M. Fingal and Charles V. Fingal, Jr. of Assessor's Parcel Number 269-100-29 for the appraised value of \$1,360,000. In addition, today's request would establish appropriations of \$200,000 in the

Multiple Species Conservation Program Acquisitions Fund based upon a grant award from the State of California Habitat Conservation Fund (HCF). The HCF program protects sensitive plant and animal species by providing funding for the acquisition of high quality habitat.

FISCAL IMPACT:

Funds for this request are partially included in the Fiscal Year 2013-14 Operational Plan for Multiple Species Conservation Program (MSCP) Acquisitions Fund. If approved, this request will result in a current year cost of \$1,456,100 itemized as follows: \$1,360,000 for property acquisition; \$38,000 for staff and due diligence expenses to complete the transaction; \$6,100 for closing and title costs; and \$52,000 in one-time land protection costs for signage, fencing and vegetation management. The funding sources are an Operating Transfer from the General Fund (\$1,256,100) and a grant from the State of California Habitat Conservation Fund (\$200,000).

Total annual costs for required land monitoring and management of the 31.15 acres, per the approved MCSP South County Subarea Plan, are estimated at \$2,000. In addition, there will be an annual cost of \$1,677 for fixed charge assessments including road improvement and maintenance, vector control and water standby charges. These costs will be absorbed within the Department of Parks and Recreation existing budget. There will be no change in current year net General Fund costs and no additional staff years.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

On September 25, 2013:

1. Set a hearing for October 23, 2013, at which time the Board may authorize the Director, Department of General Services to exercise the option to purchase 31.15 acres of land, consisting of Assessor Parcel Numbers (APN) 269-100-29 for the appraised value of \$1,360,000.
2. Direct the Clerk of the Board of Supervisors to provide notice of said hearing via publication and posting as required by law.

If, on September 25, 2013, the Board takes the actions recommended in Items 1-2 above then, on October 23, 2013:

1. Find, in accordance with Section 15325 of the California Environmental Quality Act (CEQA), that the purchase of APN 269-100-29 is categorically exempt from the provisions of the CEQA Guidelines, as it involves the transfer of ownership of land to preserve open space and natural conditions.
2. Establish appropriations of \$200,000 in the Multiple Species Conservation Program Acquisitions Fund, for the acquisition of 31.15 acres of land for Open Space, based upon grant award from the Habitat Conservation Fund.
(4 VOTES)

3. Authorize the Director, Department of General Services, to exercise the option to purchase APN 269-100-29 from Dianne M. Fingal and Charles V. Fingal, Jr. for the appraised value of \$1,360,000.
4. Authorize the Director, Department of General Services, or designee, to execute all escrow and related documents necessary to complete the purchase of the property.

6. **SUBJECT: MCCLELLAN-PALOMAR AIRPORT – SECOND AMENDMENT TO RETAIL GROUND LEASE WITH CSDI, LLC (DISTRICT: 5)**

OVERVIEW:

The County of San Diego owns and operates McClellan-Palomar Airport in Carlsbad (57th Edition Thomas Guide Page 1127, D-3). McClellan-Palomar Airport is a gateway to and from San Diego’s North County. It provides facilities and services to the commercial, corporate and general aviation communities.

On October 13, 2010 (7), the Board approved a retail ground lease for 55 years, plus two 6.5-year options, with CSDI, LLC, for 16.99 acres at McClellan-Palomar Airport. The lease is for the newly constructed Palomar Commons retail shopping center, which includes a 154,000 square-foot Lowe’s home improvement store with a garden center, a bank, a gas convenience store, and approximately 25,000 square-feet of restaurants and retail shops. The lease was amended on May 11, 2011 (5), to modify lender protections needed to obtain construction financing for development of the property.

This is a request to amend the lease to provide additional language and clarifications regarding loans on the leasehold interest. Approval of the proposed amendment would allow CSDI, LLC to acquire favorable post-construction financing for the ongoing operation and management of the shopping center. The new language would clarify certain provisions of the lease and would strengthen lender protections in the event of default or bankruptcy by CSDI, LLC.

FISCAL IMPACT:

If approved, this request would have no fiscal impact. There would be no impact to the General Fund and no additional staff years.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

1. Find that in the County’s review of the Mitigated Negative Declaration prepared by the City of Carlsbad for the proposed Palomar Commons development (SCH No. 2010051074), per Section 15162 of the California Environmental Quality Act (CEQA) Guidelines, there are no changes in the project or in the circumstances under which it is undertaken, in relation to the

County's discretionary action of approving this lease amendment, that involve significant new environmental impacts which were not considered in the previously adopted Mitigated Negative Declaration or a substantial increase in the severity of previously identified significant effects, and that no new information of substantial importance has become available since said Mitigated Negative Declaration was prepared.

2. Approve and authorize the Clerk of the Board to execute, upon receipt, three copies of the Second Amendment to Retail Ground Lease with CSDI, LLC. **(4 VOTES)**

7. SUBJECT: ADOPT RESOLUTIONS TO APPLY FOR AND ACCEPT GRANT FUNDS FROM HABITAT CONSERVATION FUND FOR NATURE EXPLORERS PROGRAM AND LAND ACQUISITION TO EXPAND SYCAMORE CANYON/GOODAN RANCH PRESERVE (DISTRICT: 2)

OVERVIEW:

The Habitat Conservation Fund (HCF) provides grant funds to local government agencies for land acquisition and nature interpretation programs which bring urban residents into park and wildlife areas. The HCF grant is competitive and has a dollar-for-dollar funding match requirement. A project specific resolution from the governing body must be included in the grant application.

If approved, the Department of Parks and Recreation (DPR) will submit grant applications for \$150,000 to fund the Nature Explorers Program which provides environmental education and outdoor excursions for youth from DPR's Teen Centers and \$200,000 to fund the acquisition of approximately 100 acres of sensitive habitat to expand the Sycamore Canyon/Goodan Ranch Preserve (2012 Thomas Guide page 1191, D-5).

This is a request to adopt resolutions authorizing DPR to apply for and accept up to a total of \$350,000 of HCF grants to fund the Nature Explorers Program and the acquisition of approximately 100 acres to expand the Sycamore Canyon/Goodan Ranch Preserve. This request is also to authorize the Director, Department of Parks and Recreation, to conduct all negotiations and to execute and submit all documents that may be necessary to apply for and accept these grants. If grant funds are awarded, DPR will return to the Board for authorization to appropriate any funds as necessary.

FISCAL IMPACT:

If approved, the Department of Parks and Recreation (DPR) will submit a grant application to the Habitat Conservation Fund (HCF) for up to a total of \$350,000. This includes up to \$150,000 in grant funds for the Nature Explorers Programs for youth from DPR's Teen Centers and up to \$200,000 in grant funds for the Sycamore Canyon/Goodan Ranch Preserve expansion acquisition.

The HCF grant is competitive; therefore, it is unknown if grant funding will be awarded or what the amount of the awards will be. The HCF grant program includes a dollar-for-dollar funding match requirement. If approved and grants are awarded, matching funds are proposed to be provided through in-kind services in the form of County staff or environmental education partners (\$150,000) for the Nature Explorers program and (\$200,000) in matching dollars from the Multiple Species Conservation Program (MSCP) Acquisitions Fund for the Sycamore Canyon/Goodan Ranch Preserve expansion acquisition. If approved and grant funds are awarded, DPR will return to the Board to appropriate funds as necessary. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

1. Find that the proposed Nature Explorers Program is exempt from CEQA pursuant to CEQA Guidelines Section 15322, as it is an educational/recreational program that involves no physical alteration to the environment.
2. Find that the proposed land acquisition adjacent to Sycamore Canyon/Goodan Ranch Preserve is categorically exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15325, as it involves the transfer of ownership of land to preserve open space.
3. Adopt the Resolution entitled: RESOLUTION OF THE SAN DIEGO COUNTY BOARD OF SUPERVISORS APPROVING THE APPLICATION FOR GRANT FUNDS FROM THE HABITAT CONSERVATION FUND PROGRAM FOR THE NATURE EXPLORERS PROGRAM.
4. Adopt the Resolution entitled: RESOLUTION OF THE SAN DIEGO COUNTY BOARD OF SUPERVISORS APPROVING THE APPLICATION FOR GRANT FUNDS FROM THE HABITAT CONSERVATION FUND PROGRAM FOR LAND ACQUISITION ADJACENT TO SYCAMORE CANYON/GOODAN RANCH PRESERVE.
5. Authorize the Director, Department of Parks and Recreation, or designee, as agent of the County, to conduct all negotiations and submit all documents including, but not limited to, applications, contracts, payment requests and, if funds are awarded, to execute the grant agreement, including any extensions or amendments thereof that do not materially impact or alter the grant programs or funding levels.

**8. SUBJECT: SET HEARING FOR 10/23/13:
OTAY VALLEY REGIONAL PARK – ACQUISITION OF
15.65 ACRES FOR OPEN SPACE (PLATUS CORPORATION
PENSION PLAN) (9/25/13 – SET HEARING; 10/23/13 – HOLD
HEARING) (DISTRICT: 1)**

OVERVIEW:

In 1990, the County of San Diego, along with the cities of San Diego and Chula Vista, formed a Joint Exercise of Powers Agreement (JEPA) to coordinate the acquisition, planning, design, operation and maintenance of land and park facilities within the Otay Valley Regional Park. The park, as envisioned, will eventually span 13 miles from southern San Diego Bay to Otay Lakes Park. The County has identified 15.65 acres available for acquisition and inclusion into the park south of Main Street and west of Interstate 805 in the City of San Diego (2012 Thomas Guide page; 1330, G-6). Half of the property is within a City of San Diego Multiple Species Conservation Program Multiple Habitat Planning Area. The acquisition will protect valuable habitat and provide open space and potential for a trail connection in the park. The price of the property is \$525,000. The City of San Diego has agreed to assume ownership and long-term management of the property following County acquisition and initial stewardship. Half of the acquisition is being funded by a settlement agreement between the County and State of California for Caltrans' take of parkland for State Route 125 construction.

Today's request requires two steps. On September 25, 2013, it is requested that the Board set a hearing for October 23, 2013, and provide public notice of the hearing. If the Board takes the actions recommended for September 25, 2013, then on October 23, 2013, after making the necessary findings, the Board is requested to approve the purchase of Assessor's Parcel Numbers 624-070-22 and -26 from Platus Corporation Pension Plan for \$525,000. In addition, this request will establish appropriations of \$324,000, and authorize transfer of the land to the City of San Diego for long-term management.

FISCAL IMPACT:

Funds for the acquisition are partially budgeted in the Fiscal Year 2013-14 Operational Plan for Multiple Species Conservation Program (MSCP) Acquisitions Fund. If approved, this request will establish an additional \$284,000 for a total current year cost of \$568,000 itemized as follows: \$525,000 for the land purchase, \$40,500 for staff and due diligence expenses to complete the transaction, \$2,500 for closing and title costs. The funding sources are an Operating Transfer from the General Fund (\$284,000) and Caltrans settlement (\$284,000).

Funds for initial stewardship including vegetation management and access control are not budgeted in the Fiscal Year 2013-14 Operational Plan in the Department of Parks and Recreation. If approved, this request will result in current year costs and revenue of \$40,000. The funding sources are a transfer from the Contributions to Capital Outlay Fund (\$20,000) and Caltrans settlement funds (\$20,000).

The City of San Diego will assume ownership and long-term management after acquisition and completion of initial stewardship which is expected to be

completed within three months. There will be no on-going annual costs for land stewardship, adaptive management, and monitoring of the 15.65 acres. There will be no change in current year net General Fund costs and no additional staff years.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

On September 25, 2013:

1. Set a hearing for October 23, 2013 at which time the Board may authorize the Director, Department of General Services to exercise the option to purchase 15.65 acres of land, consisting of Assessor Parcel Numbers (APN) 624-070-22 and -26 from Platus Corporation Pension Plan for the price of \$525,000.
2. Direct the Clerk of the Board of Supervisors to provide notice of said hearing via publication and posting as required by law.

If, on September 25, 2013, the Board takes the actions recommended in Items 1-2 above then, on October 23, 2013:

1. Find, in accordance with Section 15325 of the California Environmental Quality Act (CEQA) Guidelines, that the purchase of APNs 624-070-22 and -26 is categorically exempt from the provisions of the CEQA, as it involves the transfer of ownership of land to preserve open space and natural conditions.
2. Establish appropriations of \$284,000 in the Multiple Species Conservation Program (MSCP) Acquisitions Fund for land acquisition, based on unanticipated revenue from Caltrans settlement. **(4 VOTES)**
3. Cancel appropriations of \$20,000 and related Operating Transfer from the General Fund in the MSCP Acquisitions Fund, for initial stewardship.
4. Transfer appropriations of \$20,000 from the Contributions from Capital Outlay Fund, Operating Transfer Out, to the Department of Parks and Recreation, services and supplies, for initial stewardship.
5. Establish appropriations of \$20,000 in the Department of Parks and Recreation, services and supplies, for initial stewardship based on unanticipated revenue from Caltrans settlement. **(4 VOTES)**
6. Authorize the Director, Department of General Services, to exercise the option to purchase APNs 624-070-22 and -26 from Platus Corporation Pension Plan, or assignee, for the price of \$525,000.
7. Authorize the Director, Department of General Services, or designee, to execute all escrow and related documents necessary to complete the purchase of the property.

8. Authorize the Director, Department of General Services, or designee, to execute a grant deed and all escrow and related documents approved by County Counsel to complete the transfer of the property to the City of San Diego.
(4 VOTES)

9. **SUBJECT: TRAFFIC ADVISORY COMMITTEE
RECOMMENDATIONS (9/25/13 - ADOPT
RECOMMENDATIONS; 10/09/13 - SECOND READING OF
ORDINANCE) (DISTRICTS: 2, 3 & 5)**

OVERVIEW:

The Traffic Advisory Committee meets every six weeks to review proposed additions, deletions or changes to regulatory traffic controls. Twelve items were on the Committee's July 26, 2013 meeting agenda. The Committee recommends your action on all 12 items.

Your actions on Item 3-A and Item 5-B would revise the County Code of Regulatory Ordinances and requires two steps. On September 25, 2013, the Board will consider the Traffic Advisory Committee items. If the Board takes action on September 25, 2013, then on October 9, 2013, a second reading of an Ordinance adding Sections 72.162.39.5. and 72.162.39.5.1. to the San Diego County Code of Regulatory Ordinances, and amending Sections 72.169.74.7. and 72.169.74.11. of that same Code would be necessary to implement the Board's direction for Items 3-A and 5-B.

FISCAL IMPACT:

Funds for this proposal are included in the Department of Public Works Road Fund Fiscal Year 2013-14 Operational Plan. If approved, there will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

TRAFFIC ADVISORY COMMITTEE

District 2

2-A. Greenfield Drive from the El Cajon City Limit (east of Mollison Avenue) easterly to the El Cajon City Limit (west of Second Street) (57th Edition Thomas Guide Page 1251, J-3) El Cajon -- Direct the existing 35 MPH speed limit be recertified for continued radar speed enforcement.

2-B. Hawley Road from Olde Highway 80 northerly to the end of County Maintenance (57th Edition Thomas Guide Page 1233, C-3) Blossom Valley -
- Direct the existing 40 MPH speed limit be recertified for continued radar speed enforcement.

- 2-C. Old Highway 80 from a point 380 feet east of Pine Valley Road easterly to a point 800 feet east of Oak Lane (57th Edition Thomas Guide Page 1237, B-7) Pine Valley -- Direct the existing 35 MPH speed limit be recertified for continued radar speed enforcement.
- 2-D. Hanson Lane from San Vicente Road easterly to Wilson Road (57th Edition Thomas Guide Page 1172, G-1) Ramona -- Direct the existing 45 MPH speed limit be recertified for continued radar speed enforcement.

District 3

- 3-A. Camino del Norte from the San Diego City Limit (near Bernardo Center Drive) westerly to the San Diego City Limit (near Rancho Bernardo Road/Lone Quail Road) (57th Edition Thomas Guide Page 1169, G-4) 4S Ranch -- Establish a 55 MPH formal speed limit between Bernardo Center Drive and Dove Canyon Road. Establish a 50 MPH speed limit between Dove Canyon Road and Rancho Bernardo Road/Lone Quail Road. Direct both speed limits be certified for radar speed enforcement.

District 5

- 5-A. Lake San Marcos Drive and San Marino Drive (57th Edition Thomas Guide Page 1128, C-2) Lake San Marcos -- Establish an all-way stop control.
- 5-B. Camino del Rey from State Route 76 easterly to Via Maria Elena (57th Edition Thomas Guide Page 1068, A-1) Ramona -- Amend the existing 50 MPH speed limit ordinance boundaries and direct certification for radar speed enforcement.
- 5-C. Rancho Santa Fe Road/La Bajada/Los Morros from La Granada westerly to the Encinitas City Limit (57th Edition Thomas Guide Page 1167, J-1) Rancho Santa Fe -- Direct the existing 40 MPH speed limit be recertified for continued radar speed enforcement.
- 5-D. El Mirlo from Rancho Santa Fe Road easterly to Via de Fortuna (57th Edition Thomas Guide Page 1168, A-1) Rancho Santa Fe -- Direct the existing 35 MPH speed limit be recertified for continued radar speed enforcement.
- 5-E. Hutchison Street from a point 1,000 feet west of Harris Drive easterly to East Vista Way (57th Edition Thomas Guide Page 1067, J-7) Vista -- Direct the existing 40 MPH speed limit be recertified for continued radar speed enforcement.
- 5-F. Brooke Road from Winter Haven Road northerly to Stage Coach Road (57th Edition Thomas Guide Page 1027, J-6) Fallbrook -- Direct the existing 45 MPH speed limit be recertified for continued radar speed enforcement.
- 5-G. Reche Road from Live Oak Park Road easterly to Via Vista (57th Edition Thomas Guide Page 1028, B-4) Fallbrook -- Direct the existing 40 MPH speed limit be recertified for continued radar speed enforcement.

CHIEF ADMINISTRATIVE OFFICER

On September 25, 2013

1. Find that the proposed project is exempt from the California Environmental Quality Act (CEQA) as specified under Section 15301 of the state CEQA Guidelines.

2. Adopt the Traffic Advisory Committee's recommendations.

3. Adopt the following Resolutions:

RESOLUTION AMENDING TRAFFIC RESOLUTION NO. 299 RELATING TO THE ESTABLISHMENT OF ALL WAY STOP INTERSECTIONS IN THE COUNTY OF SAN DIEGO (Item 5-A).

RESOLUTION AMENDING TRAFFIC RESOLUTION NO. 304 RELATING TO THE ESTABLISHMENT OF STOP INTERSECTIONS IN THE COUNTY OF SAN DIEGO (Item 5-A).

4. Approve the introduction, read title and waive further reading of the following Ordinance:

AN ORDINANCE ADDING SECTIONS 72.162.39.5. AND 72.162.39.5.1. TO THE SAN DIEGO COUNTY CODE AND AMENDING SECTIONS 72.169.74.7. AND 72.169.74.11. OF THE SAN DIEGO COUNTY CODE RELATING TO TRAFFIC REGULATIONS IN THE COUNTY OF SAN DIEGO (Item 3-A and Item 5-B).

If, on September 25, 2013, the Board takes action as recommended in Chief Administrative Officer's Recommendation 4 above, related to Item 3-A and Item 5-A then, on October 9, 2013:

Consider and adopt the Ordinance adding Sections 72.162.39.5. and 72.162.39.5.1. to the San Diego County Code and amending Sections 72.169.74.7. and 72.169.74.11 of the San Diego County Code relating to the traffic regulations in the County of San Diego (Items 3-A and 5-B) (second reading).

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