

COUNTY OF SAN DIEGO BOARD OF SUPERVISORS
REGULAR MEETING
MEETING AGENDA
TUESDAY, MARCH 15, 2016, 9:00 A.M.
BOARD OF SUPERVISORS NORTH CHAMBER
1600 PACIFIC HIGHWAY, ROOM 310, SAN DIEGO, CALIFORNIA

Order of Business

- A. Roll Call
- B. Invocation
- C. Pledge of Allegiance
- D. Presentation or Announcement of Proclamations and Awards
- E. Approval of Statement of Proceedings/Minutes for the meeting of March 1, 2016.
- F. 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.
- G. Formation of Consent Calendar
- H. Discussion Items

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

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

Category	Agenda #	Subject
Public Safety	1.	SHERIFF – REQUEST TO APPLY FOR AND ACCEPT THE STRENGTHENING LAW ENFORCEMENT AND COMMUNITY RELATIONS GRANT (STRENGTHENING GRANT) FROM THE BOARD OF STATE & COMMUNITY CORRECTIONS AND TO APPLY FOR AND ACCEPT STRENGTHENING GRANT FUNDING IN SUBSEQUENT YEARS

2. SHERIFF – REQUEST TO ESTABLISH APPROPRIATIONS FOR THE FISCAL YEAR 2015 DNA CAPACITY ENHANCEMENT AND BACKLOG REDUCTION PROGRAM [FUNDING SOURCES: GRANT REVENUE FROM THE U. S. DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS AND GENERAL PURPOSE REVENUE] (4 VOTES)
3. SHERIFF – ACCEPTANCE OF A VEHICLE DONATION FROM THE U. S. MARSHALS SERVICE TO THE SAN DIEGO REGIONAL FUGITIVE TASK FORCE [FUNDING SOURCE: REVENUE FROM THE U. S. MARSHALS SERVICE] (4 VOTES)
4. SHERIFF’S DEPARTMENT LAW ENFORCEMENT AGREEMENT WITH THE STATE OF CALIFORNIA’S 22ND DISTRICT AGRICULTURAL ASSOCIATION [FUNDING SOURCE: REVENUE FROM THE STATE OF CALIFORNIA’S 22ND DISTRICT AGRICULTURAL ASSOCIATION]
5. PUBLIC DEFENDER – REQUEST FOR APPROVAL OF OUT-OF-COUNTRY TRAVEL
6. GENERAL SERVICES – EMERGENCY REPAIRS AT THE HEALTH SERVICES COMPLEX (4 VOTES)
7. HEALTH AND HUMAN SERVICES AGENCY CHILD WELFARE SERVICES – NEW LEASE AGREEMENT AT 8911 BALBOA AVENUE, SAN DIEGO, WITH THE REALTY ASSOCIATES FUND VIII, L.P. [FUNDING SOURCE: REALIGNMENT AND SOCIAL SERVICES ADMINISTRATIVE REVENUE]
8. GENERAL SERVICES - ESTABLISH JOB ORDER CONTRACT CAPACITY AND AUTHORIZE THE DIRECTOR OF PURCHASING AND CONTRACTING TO ADVERTISE AND AWARD JOB ORDER CONTRACTS

Community
Services

9. COUNTY LIBRARY - ACCEPTANCE OF GRANTS, GIFTS AND DONATIONS, ESTABLISH APPROPRIATIONS OF GRANT FUNDS FOR THE SAN DIEGO COUNTY LIBRARY [FUNDING SOURCES: A GRANT FROM THE CALIFORNIA STATE LIBRARY, AND DONATIONS FROM THE ALPINE LIBRARY FRIENDS ASSOCIATION]
(4 VOTES)
- Financial and
General
Government
10. NOTICED PUBLIC HEARING:
ISSUANCE OF REVENUE BONDS BY THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY FOR THE BENEFIT OF AVID CENTER, IN AN AGGREGATE AMOUNT NOT TO EXCEED \$30,000,000
11. NOTICED PUBLIC HEARING:
CONFLICT OF INTEREST CODES: VARIOUS AGENCIES [FUNDING SOURCE: FISCAL YEAR 2015-16 ADOPTED BUDGET FOR THE CLERK OF THE BOARD OF SUPERVISORS]
12. SUPPORT FOR SENATE BILL 1046
13. NEIGHBORHOOD REINVESTMENT PROGRAM GRANTS (DISTRICT: 5)
[FUNDING SOURCE: GENERAL FUND FUND BALANCE]
(4 VOTES)
14. SAN DIEGO UNIFIED SCHOOL DISTRICT 2016 GENERAL OBLIGATION BONDS AND 2016 GENERAL OBLIGATION REFUNDING BONDS
15. ADMINISTRATIVE ITEM:
SECOND CONSIDERATION AND ADOPTION OF ORDINANCE: AMENDMENTS TO THE COMPENSATION ORDINANCE (03/01/2016 – FIRST READING; 03/15/2016 – SECOND READING) (DISTRICTS: ALL)
- Communications
Received
16. COMMUNICATIONS RECEIVED
- Appointments
17. APPOINTMENTS: VARIOUS
- Closed Session
18. CLOSED SESSION

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1. **SUBJECT: SHERIFF – REQUEST TO APPLY FOR AND ACCEPT THE STRENGTHENING LAW ENFORCEMENT AND COMMUNITY RELATIONS GRANT (STRENGTHENING GRANT) FROM THE BOARD OF STATE & COMMUNITY CORRECTIONS AND TO APPLY FOR AND ACCEPT STRENGTHENING GRANT FUNDING IN SUBSEQUENT YEARS (DISTRICT: 5)**

OVERVIEW:

This is a request to authorize the Sheriff to submit a grant application to the Board of State & Community Corrections (BSCC) for the Strengthening Law Enforcement and Community Relations grant (Strengthening Grant), and accept the funds upon the BSCC's approval of the application. This grant provides funding to local law enforcement for programs and initiatives intended to strengthen the relationship between law enforcement and the communities they serve over a two-year grant period beginning July 1, 2016, through June 30, 2018.

This is also a request to authorize the Sheriff to apply for and accept BSCC funding from the Strengthening Grant program, in this year and in subsequent years, if there are no material changes to the grant terms; and authorize the Sheriff and/or designee, in this year and subsequent years, to review and execute all required grant and grant-related documents, including agreements with other government and non-government agencies for the distribution and/or reimbursement of grant funds where necessary to carry out the purposes of the grant, and any annual extension, amendments, and/or revisions thereof that do not materially impact or alter the services or funding levels.

FISCAL IMPACT:

There is no fiscal impact associated with the grant application. If approved and awarded, this request will result in estimated total costs of \$735,108 and revenue of \$600,000 over a two-year project period. If approved and awarded, the Sheriff will return to the Board of Supervisors to appropriate the funds. There is a minimum 20 percent (\$120,000) local match requirement that will be met through in-kind salaries and benefits. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

SHERIFF

1. Waive Board Policy B-29, Fees, Grants, Revenue Contracts – Department Responsibility for Cost Recovery, which requires full cost recovery for grants and revenue contracts, as this grant program does not recover full cost.

2. Authorize the Sheriff to submit a grant application and, if awarded, accept an estimated \$600,000 in grant revenue from the Board of State & Community Corrections Strengthening Law Enforcement and Community Relations grant for the project period July 1, 2016, through June 30, 2018.
3. Authorize the Sheriff to apply for and accept grant funds from the Board of State & Community Corrections under its Strengthening Law Enforcement and Community Relations grant in subsequent years if there are no material changes to the grant terms and funding levels.
4. Authorize the Sheriff, and/or designee, to execute all required grant documents, including agreements with other government and non-government agencies for the distribution and/or reimbursement of grant funds where necessary to carry out the purposes of the grant, and any annual extension, amendments, and/or revisions thereof that do not materially impact or alter the services or funding levels.

2. **SUBJECT: SHERIFF – REQUEST TO ESTABLISH APPROPRIATIONS FOR THE FISCAL YEAR 2015 DNA CAPACITY ENHANCEMENT AND BACKLOG REDUCTION PROGRAM (DISTRICTS: ALL)**

OVERVIEW:

This is a request to establish appropriations of \$348,702 based on grant revenue from the U. S. Department of Justice, Office of Justice Programs, under the Fiscal Year 2015 DNA Capacity Enhancement and Backlog Reduction Program. The Sheriff will use the grant award to perform DNA analysis on backlogged cases, improve DNA analysis capacity, and fulfill annual continuing education requirements for analysts at the Sheriff's Crime Laboratory by sending them to trainings and conferences. The project period is January 1, 2016, through December 31, 2017.

FISCAL IMPACT:

Funds for this request are partially included in the Fiscal Year 2015-16 Operational Plan for the Sheriff's Department. If approved, this request will result in current year estimated costs of \$383,883 and revenue of \$348,702. The funding sources are grant revenue from the U. S. Department of Justice, Office of Justice Programs (\$348,702) and General Purpose Revenue (\$35,181). This grant award partially recovers Sheriff's Department direct costs but does not reimburse costs associated with administrative overhead and support estimated at \$35,181. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

SHERIFF

1. Waive Board Policy B-29, Fees, Grants, Revenue Contracts – Department Responsibility for Cost Recovery, which requires full cost recovery for grants and revenue contracts, as this grant program does not recover full cost.
2. Establish appropriations of \$348,702 in the Sheriff's Department, Salaries and Benefits for overtime (\$104,016), Services and Supplies (\$69,520) and Capital Assets Equipment (\$175,166) for the Fiscal Year 2015 DNA Capacity Enhancement and Backlog Reduction Program based on unanticipated revenue from the U. S. Department of Justice, Office of Justice Programs, for the project period January 1, 2016, through December 31, 2017. **(4 VOTES)**
3. Authorize the Sheriff, and/or designee, to execute all required grant documents, including agreements with other government and non-government agencies for the distribution and/or reimbursement of grant funds where necessary to carry out the purposes of the grant, and any annual extension, amendments, and revisions thereof that do not materially impact or alter the services or funding levels.

3. **SUBJECT: SHERIFF – ACCEPTANCE OF A VEHICLE DONATION FROM THE U. S. MARSHALS SERVICE TO THE SAN DIEGO REGIONAL FUGITIVE TASK FORCE (DISTRICTS: ALL)**

OVERVIEW:

The San Diego Regional Fugitive Task Force (SDFTF) consists of federal, State, and local officers, directed and controlled by the U. S. Marshals Service (USMS). The Sheriff's Department Fugitive Task Force has participated in this regional task force for over 20 years. Based on a Memorandum of Understanding (MOU) between the SDFTF and the U.S. Marshals Service (USMS), the USMS can purchase vehicles using available asset forfeiture funds and donate the vehicle and title to a participating agency. In February 2016, the USMS purchased a new vehicle for the Sheriff's Department. This is the second and final vehicle to be donated to the department, based on the MOU between the SDFTF and USMS in Fiscal Year 2015-16. In addition to the title, the USMS will provide up to \$5,000 for outfitting and equipping the vehicle. San Diego County Administrative Code Section 66 and Board of Supervisors Policy A-112, Acceptance of Gifts and Donations, permit the acceptance of gifts by the administrative heads of each department in the County, subject to approval by the Board of Supervisors. This is a request to ratify the acceptance of a vehicle donation from the USMS valued at \$25,402.

FISCAL IMPACT:

Funds for this request are not included in the Sheriff's Department Fiscal Year 2015-16 Operational Plan. If approved, this request will ratify the acceptance of a vehicle valued at \$25,402 and will also result in current year costs and revenue of up to \$5,000 to outfit the vehicle for surveillance. The funding source for the \$5,000 donation is revenue from the U. S. Marshals Service. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

SHERIFF

1. In accordance with Administrative Code Section 66 and Board Policy A-112, ratify the acceptance of a vehicle donation from the U. S. Marshals Service to the Sheriff's Department Fugitive Task Force valued at \$25,402.
2. Authorize the Chair of the Board of Supervisors to sign a letter of appreciation on behalf of the Board of Supervisors and the County of San Diego to the U. S. Marshals Service.
3. Establish appropriations of \$5,000 in the Sheriff's Department, Services and Supplies, for equipment based on unanticipated revenue from the U. S. Marshals Service. **(4 VOTES)**

4. SUBJECT: SHERIFF'S DEPARTMENT LAW ENFORCEMENT AGREEMENT WITH THE STATE OF CALIFORNIA'S 22ND DISTRICT AGRICULTURAL ASSOCIATION (DISTRICT: 3)

OVERVIEW:

On May 10, 2011 (6), the Board of Supervisors authorized the execution of a five-year revenue contract with the State of California's 22nd District Agricultural Association for law enforcement and traffic control services to be provided by the Sheriff's Department for the period of June 1, 2011, through May 31, 2016. This letter requests approval for the execution of a new five-year revenue contract with the 22nd District Agricultural Association for the period June 1, 2016 through, May 31, 2021. This contract will provide for law enforcement and traffic control services at the Del Mar Fairgrounds for the San Diego County Fair, the live horse racing meets and interim events such as car or gun shows which occur during the five-year period.

FISCAL IMPACT:

Funds for this request are included in the Fiscal Year 2015-17 Operational Plan for the Sheriff's Department. If approved, this request will result in costs and revenues of approximately \$3,774,093 over the term of the agreement as follows: \$696,800 for the current year, \$724,672 for year two, \$753,659 for year three, \$783,805 for year four and \$815,157 for year five. The funding source is revenue from the State of California's 22nd District Agricultural Association. Subsequent year costs and

revenues will be included in future year Operational Plans for the Sheriff's Department for the term of the contract. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

SHERIFF

1. Approve and authorize the Clerk of the Board to accept and execute, upon receipt, a five-year revenue contract with the State of California's 22nd District Agricultural Association for the term of June 1, 2016, through May 31, 2021 for an estimated amount of \$3,774,093 for law enforcement and traffic control services for the San Diego County Fair and interim events at the Del Mar Fairgrounds.
2. Authorize the Sheriff to execute all required contract documents, including any extensions, amendments, and/or revisions thereto that do not materially impact or alter either the program or funding level.

5. SUBJECT: PUBLIC DEFENDER – REQUEST FOR APPROVAL OF OUT-OF-COUNTRY TRAVEL (DISTRICTS: ALL)

OVERVIEW:

In accordance with Board of Supervisors Policy D-7, Out-of-County Business and Related Guidelines and Processes, this is a request for one (1) Deputy Public Defender to participate in a workshop sponsored by the Mexican Federal Judiciary Institute on the current advances of Mexico's new judicial adversarial system. The workshop will be in Chihuahua, Mexico, from March 21, 2016, through March 24, 2016.

FISCAL IMPACT:

Funds for this request are included in the Fiscal Year 2015-16 Operational Plan for the Department of the Public Defender. All travel-related costs including accommodation, estimated to be \$684, will be paid by Mexico's Chihuahua Institute for Public Administration. The Deputy Public Defender will receive regular salary and benefits and no overtime will be incurred as a result of this trip. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT:

N/A

**RECOMMENDATION:
CHIEF ADMINISTRATIVE OFFICER**

Approve travel to Chihuahua, Mexico, for one (1) Deputy Public Defender to participate in a series of lectures and conferences sponsored by the Mexican Federal Judiciary Institute in the State of Chihuahua, Mexico, the Mexican Supreme Court, and a statewide bar association. The workshop will be held from March 21, 2016, through March 24, 2016 and will focus on the current advances of the new judicial adversarial system to be implemented in all Mexican state and federal courts by June 2016.

6. SUBJECT: GENERAL SERVICES – EMERGENCY REPAIRS AT THE HEALTH SERVICES COMPLEX (DISTRICT: 4)

OVERVIEW:

On February 2, 2016 (16) the Board of Supervisors ratified a construction contract and found that there is a need to continue the emergency repairs at the Health Services Complex. On March 1, 2016 (7) the Board determined that there is a need to continue the emergency action. Pursuant to Public Contract Code Section 22050, until the emergency repairs are completed, the Board is required to determine at every regularly-scheduled meeting that there is a need to continue the emergency action.

The damage to the facility was due to a powerful El Niño storm on January 5, 2016 that caused a portion of the roof of the Health Services Complex to collapse. Significant flooding and interior damage occurred in the Executive Office Suite. Immediate damage control/repair work was completed that includes the stabilization and removal of roof space debris and the establishment of water containment measures to temporarily prevent a subsequent rain event from impacting the facility via the damaged area. Additionally, an inspection was conducted by a licensed structural engineer to identify damage stabilization requirements and perform an assessment of the remainder of the facility. However, in order to contain and control the damage, mitigate the risk of further damage, and ensure that regular operations for the provision of essential public services could resume as soon as possible, the emergency declaration and subsequent ratification was necessary to declare an emergency and forgo competitive solicitation. In accordance with Board of Supervisors Policy F-41, “Public Works Construction Projects” and in compliance with County Administrative Code Section 402, “Emergency Purchases,” a notice to proceed for emergency construction services was issued to C.W. Driver, a construction contractor with previous County facility experience. The contractor is working to complete this project on an accelerated schedule.

This is a request, pursuant to Public Contract Code Section 22050, to find there is a need to continue the emergency repair and replacement of structural and systems damage at the Health Services Complex and authorize continuing the work without giving notice for bids.

FISCAL IMPACT:

Funds for this request are included in the Fiscal Year 2015-16 Operational Plan in the Health and Human Services Agency. If approved, this request will result in costs and revenue of \$705,000 in Fiscal Year 2015-16. At least a portion of the costs are expected to be covered through proceeds from insurance claims. Health Realignment will be used to cover any unreimbursed costs as needed. 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 the proposed project is statutorily exempt from California Environmental Quality Act (CEQA) review pursuant to Sections 15269(b) and 15301 of the CEQA Guidelines because the proposed project is for emergency repairs to a publicly owned service facility necessary to maintain service essential to the public health, safety or welfare and because it consists of the minor alteration of existing public facilities involving negligible or no expansion of existing use.
2. Pursuant to Public Contract Code Section 22050(c), find that there is a need to continue the emergency repair and replacement of structural and systems damage at the Health Services Complex located at 3851 Rosecrans St. without giving notice for bids to let a contract. **(4 VOTES)**

7. **SUBJECT: HEALTH AND HUMAN SERVICES AGENCY CHILD WELFARE SERVICES – NEW LEASE AGREEMENT AT 8911 BALBOA AVENUE, SAN DIEGO, WITH THE REALTY ASSOCIATES FUND VIII, L.P. (DISTRICT: 4)**

OVERVIEW:

On March 3, 2015 (6), the Board of Supervisors approved, in principle, the lease of 75,000 to 124,000 square feet of office space in the City of San Diego for the relocation and/or consolidation of three existing Health and Human Services Agency' Child Welfare Services offices. These offices are located at 1) 4990 Viewridge Avenue, San Diego, 2) 7947-49 Mission Center Court, San Diego, and 3) 6950 Levant Street, San Diego. Despite a rigorous site search, no suitable property was identified with appropriate space to accommodate consolidation of the existing facilities and meet the parking and financial terms required by the County. Therefore, the existing leases at Mission Center Court and Viewridge Avenue were extended, and staff will remain in occupancy of those buildings. A property at 8911 Balboa Avenue in San Diego, has been identified as a suitable replacement for the 6950 Levant Street facility, which is County-owned.

The Board is requested to approve a new seven-year lease, with two five-year options to extend the term, with The Realty Associates Fund VIII, L.P., for space in the building at 8911 Balboa Avenue, San Diego. The proposed lease is for 46,707 square feet of space on the first and second floors. The monthly rent of \$126,109 (\$2.70/SF), includes utilities, maintenance and custodial service and a leasehold improvement allowance of \$2,802,420 (\$60/SF).

FISCAL IMPACT:

Funds for this request will be included in the Fiscal Year 2016-18 CAO Recommended Operational Plan in the Health and Human Services Agency. If approved, this request will result in no current year cost and an estimated cost of \$1,261,090 in Fiscal Year 2016-2017 for lease payments, projected to commence on September 1, 2016. The estimated one-time cost for furniture, fixtures, equipment and moving expense is \$2,047,500. The funding source will be Realignment and Social Services Administrative Revenue. 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 15301 of the California Environmental Quality Act (CEQA) Guidelines, that this project is exempt from the provisions of CEQA because it involves the lease of an existing facility involving negligible or no expansion of existing use.
2. Approve and authorize the Director, Department of General Services, to execute the lease with The Realty Associates Fund VIII, L.P., for 46,707 square feet of space located at 8911 Balboa, San Diego.
3. Authorize the Director, Department of General Services, to exercise the options to extend the lease, if appropriate, prior to its expiration.
4. Authorize the Director, Department of General Services, to exercise the County's option to accept, if appropriate, the Right of First Offer, for the lease of an additional 22,523 square feet of space at 8911 Balboa Avenue, and execute a lease amendment to add the additional space to the County's lease premises.

8. SUBJECT: GENERAL SERVICES - ESTABLISH JOB ORDER CONTRACT CAPACITY AND AUTHORIZE THE DIRECTOR OF PURCHASING AND CONTRACTING TO ADVERTISE AND AWARD JOB ORDER CONTRACTS (DISTRICTS: ALL)

OVERVIEW:

The Department of General Services requests authority to establish \$121 million in job order contracting capacity in order to execute approved capital and major maintenance, repair and remodeling work. The job order contracting authority would be utilized for work budgeted within departments for the Major Maintenance Improvement Program and other minor capital remodels, general maintenance and repairs. Contracts are advertised periodically based on major maintenance and department forecasts of work; job orders are issued under these contracts on an as-needed basis as projects are funded. The County would continue to issue smaller, specialty job order contracts that provide greater opportunity for smaller, local contractors to participate in this program.

Today's action requests the Board of Supervisors to authorize the advertisement and award of job order contracts to execute capital and major maintenance programs, including unanticipated and emergency work identified by departments.

FISCAL IMPACT:

There is no direct fiscal impact as a result of today's requested action. If approved, this request will result in the establishment of contracts totaling up to \$121.0 million in capacity. Funding for issuance of job orders under the awarded contracts is budgeted by departments for specific project requests and in the Major Maintenance Improvement Program. There will be no change in net General Fund costs and no additional staff years.

BUSINESS IMPACT STATEMENT:

Expenditures resulting from this action would create private sector jobs and economic opportunities in San Diego County. Contractors in the job order contracting program provide jobs for small sub-contractors who may not have the insurance or bonding capabilities to bid directly for County of San Diego projects.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

1. Find that the proposed action is not subject to the California Environmental Quality Act (CEQA) under Article 5, Section 15060(c)(3) of the State CEQA Guidelines because it is not a project as defined by Section 15378.
2. Authorize the Director, Department of Purchasing and Contracting to advertise and award job order contracts and to take any action in accordance with Section 401, et seq. of the Administrative Code and Public Contract Code section 20128.5, with respect to job order contracting.

3. Designate the Director, Department of General Services as the County officer responsible for the administration of all contracts associated with job order contracting for the County of San Diego.

9. SUBJECT: COUNTY LIBRARY - ACCEPTANCE OF GRANTS, GIFTS AND DONATIONS, ESTABLISH APPROPRIATIONS OF GRANT FUNDS FOR THE SAN DIEGO COUNTY LIBRARY (DISTRICTS: ALL)

OVERVIEW:

San Diego County Library (SDCL) has received numerous gifts and donations from individuals and groups that are interested in promoting library services to their communities. County of San Diego Administrative Code, Section 66, Acceptance of Gifts, permits the acceptance of gifts and donations by the administrative head of each department of the County, subject to ratification by the Board of Supervisors. The Board of Supervisors' approval to accept individual gifts over \$5,000 is required. The Board is requested to approve the acceptance of \$456,193.77 in cash and non-cash gifts and donations exceeding \$5,000 in value received by SDCL between the period of July 1, 2015 through December 31, 2015. A portion of the cash donations received was matched by the Library Fund.

The California State Library has awarded a total of \$56,529 in grant funds for Fiscal Year 2015-16. The California State Library is dedicated to supporting SDCL's programs through funding various projects under the California Library Literacy Service grant.

The Alpine Library Friends Association has donated \$220,000 for Fiscal Year 2015-16. These funds will be used for furnishings, fixtures, equipment, and enhancements for the new Alpine Branch Library.

FISCAL IMPACT:

Funds for this request are partially included in the Fiscal Year 2015-16 Operational Plan for the San Diego County Library (SDCL). If approved, this request will result in current year costs and revenue of \$276,529. The funding sources are a grant from the California State Library (\$56,529), and donations from the Alpine Library Friends Association (\$220,000). There will be no change in net General Fund costs and no additional staff years.

SDCL received \$456,193.77 in cash and non-cash donations exceeding \$5,000 in value between July 1, 2015, and December 31, 2015. Of these donations, \$114,575.50 qualified for matching funds. The funding source for the match is available prior year Library Fund fund balance.

BUSINESS IMPACT STATEMENT:

N/A

**RECOMMENDATION:
CHIEF ADMINISTRATIVE OFFICER**

1. In accordance with Administrative Code Section 66, Acceptance of Gifts, accept the County Library Report of Gifts for the period July 1, 2015 through December 31, 2015 and ratify the acceptance of gifts exceeding \$5,000.
2. Authorize the Chair of the Board of Supervisors to sign letters of appreciation for donations over \$5,000.
3. Establish appropriations of \$56,529 in the Library Fund, Services and Supplies for the California Library Literacy Services grant project based on a grant from the California State Library. **(4 VOTES)**
4. Establish appropriations of \$220,000 in the Library Fund, Services and Supplies for furniture, fixtures, and equipment for the new Alpine Library based on a private donation. **(4 VOTES)**

**10. SUBJECT: NOTICED PUBLIC HEARING:
ISSUANCE OF REVENUE BONDS BY THE CALIFORNIA
MUNICIPAL FINANCE AUTHORITY FOR THE BENEFIT
OF AVID CENTER, IN AN AGGREGATE AMOUNT NOT
TO EXCEED \$30,000,000 (DISTRICT: 3)**

OVERVIEW:

The County has received a request from the California Municipal Finance Authority (“CMFA” or “Authority”) to conduct a public hearing as required by the Internal Revenue code and to approve the Authority’s issuance of revenue bonds, pursuant to a plan of finance, in an aggregate principal amount not to exceed \$30,000,000 (the “Bonds”), for the benefit of AVID Center (“Borrower”), a nonprofit public benefit corporation and 501(c)(3) organization duly organized and existing under the laws of the State of California. The Borrower has applied for the financial assistance of the Authority for the purpose of financing the costs of the acquisition, construction and development of an approximately 60,000-square foot headquarters and office facility located in the County of San Diego (the “County”) in the Scripps Ranch Business Park Unit III located at the southeast corner of Meanley Drive and Hoyt Park Drive in San Diego, California, to be owned and operated by the Borrower.

The Authority is authorized to assist in financing for nonprofit public benefit organizations wishing to issue revenue obligations, including the Borrower. In order to initiate such a financing, the Borrower is asking the County of San Diego, a member jurisdiction in which the Project resides to: (1) conduct a public hearing to satisfy the public approval requirement of Section 147(f) of the Internal Revenue Code; and (2) approve the Authority’s issuance of the Bonds. Although the Authority will be the issuer of the Bonds for the Borrower, the financing cannot proceed without the approval of an applicable legislative body. Today’s recommendations will provide the Authority with the required authorization to pursue its determination to issue the Bonds on behalf of the Borrower for the Project.

FISCAL IMPACT:

If approved, the proposal will result in approximately \$1,000 of unanticipated revenue to be used to reimburse the County for costs associated with this non-County financing.

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

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

1. Pursuant to Section 147(f) of the Internal Revenue Code, hold a public hearing regarding the financing of the Project.

2. Adopt a Resolution entitled:

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO APPROVING THE ISSUANCE OF CALIFORNIA MUNICIPAL FINANCE AUTHORITY REVENUE OBLIGATIONS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$30,000,000 FOR THE PURPOSE OF FINANCING THE ACQUISITION, CONSTRUCTION AND DEVELOPMENT OF A FACILITY FOR AVID CENTER, AND CERTAIN OTHER MATTERS RELATING THERETO.

**11. SUBJECT: NOTICED PUBLIC HEARING:
CONFLICT OF INTEREST CODES: VARIOUS AGENCIES
(DISTRICTS: ALL)**

OVERVIEW:

The Board of Supervisors serves as the Code Reviewing Body for any local government, other than cities, with jurisdiction wholly within the County, per Government Code Section 82011. The recommended action would approve the adopted Conflict of Interest Codes submitted by various agencies.

FISCAL IMPACT:

The funding source for administration of this task is included in the Fiscal Year 2015-16 Adopted Budget for the Clerk of the Board of Supervisors. These reviews require minor costs, which may be recoverable from the State of California.

BUSINESS IMPACT STATEMENT:

N/A

**RECOMMENDATION:
CHIEF ADMINISTRATIVE OFFICER**

Approve the Conflict of Interest Codes adopted by the following agencies:

- County of San Diego Department of Environmental Health
- San Diego Association of Governments (SANDAG)
- San Diego Metropolitan Transit System (MTS)
- San Ysidro School District

12. SUBJECT: SUPPORT FOR SENATE BILL 1046 (DISTRICTS: ALL)

OVERVIEW:

Driving while under the influence continues to be a major contributor to traffic crashes and deaths in San Diego County. It is estimated that in 2013 alone, 10,076 people nationwide lost their lives in crashes involving a drunk driver. It is imperative that we as a County do all that we can to curtail the senseless loss of life and injury that comes from irresponsible individuals who decide to drive while under the influence of alcohol. Ignition interlock devices have proven to be effective in stopping many who choose to drink and drive. According to Mothers Against Drunk Driving (MADD), ignition interlock devices have prevented 1.77 million attempts by a driver to drive with an illegal blood alcohol concentration (BAC) of .08 or higher.

At my request the Board of Supervisors took action in 2009 to support State legislation that would make San Diego one of four pilot counties in California to require a person convicted of a single DUI offense to install a certified ignition interlock device on each vehicle that the person owns or operates. Unfortunately, San Diego County was not chosen to participate in the pilot project.

Senate Bill 1046 (Hill) expands the current four county pilot program statewide. The bill requires anyone convicted of a DUI offense to install an ignition interlock device on their vehicle. Requiring ignition interlock devices on those convicted of a DUI will greatly enhance the safety of those living in San Diego County and the entire state.

Therefore, today's action will draft a letter expressing this Board of Supervisors' support for State Senate Bill 1046 to San Diego County's legislative representatives in Sacramento.

FISCAL IMPACT:

N/A

BUSINESS IMPACT STATEMENT:

N/A

**RECOMMENDATION:
VICE-CHAIRWOMAN DIANNE JACOB**

Direct the Chief Administrative Officer to draft a letter expressing this Board of Supervisors' support for State Senate Bill 1046 to San Diego County's legislative representatives in Sacramento.

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

OVERVIEW:

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

FISCAL IMPACT:

The fiscal impact of these recommendations is \$348,770.00. Funds for this request are included in the Fiscal Year 2015-2016 Operational Plan for the Neighborhood Reinvestment Program (15670). The funding source is General Fund fund balance. There will be no change in net General Fund costs and no additional staff years.

BUSINESS IMPACT STATEMENT:

N/A

**RECOMMENDATION:
SUPERVISOR BILL HORN**

1. Allocate \$10,000 from Neighborhood Reinvestment budget (15670) to Anza Borrego Desert Natural History Association (ABDNHA) to repair, resurface and landscape their parking lot at 652 Palm Canyon Drive, Borrego Springs, CA 92004.
2. Allocate \$10,000 from Neighborhood Reinvestment budget (15670) to DebtWave Credit Counseling, Inc. (dba San Diego Financial Literacy Center) to help develop and install a Boost for our Heroes technology suite to increase financial education to military personnel.
3. Allocate \$13,360 from Neighborhood Reinvestment budget (15670) to Forest Fire Lookout Association San Diego – Riverside Chapter to partially cover the costs of restoration and upgrades to two fire lookout stations in San Diego County. This includes purchasing updated equipment necessary for fire detection such as radios and weather instruments.
4. Allocate \$60,000 from Neighborhood Reinvestment budget (15670) to Oceanside Community Service Television (KOCT) to be used to purchase and install new cablecast playback equipment, such as servers, a scheduling and system control workstation, router, and monitoring system located at 3038 Industry Street, Suite 101, Oceanside, CA 92054.

5. Allocate \$20,000 from Neighborhood Reinvestment budget (15670) to ProduceGood for the printing of mail out cards, posters, flyers, postage, an instructional video and website/social media development and to purchase picker poles, gloves, buckets, bags, utility carts, pop up tents, folding tables and First Aid kits.
6. Allocate \$90,000 from Neighborhood Reinvestment budget (15670) to Solutions for Change to support the completion of the final phase of construction of their Solutions Farms. Final phase construction consists of an aquaponics growing system which includes site preparation, grow system construction, hydroponics system installation, aquaculture system construction and installation, packing and production facility at 948 La Rueda, Vista, CA 92084.
7. Allocate \$20,000 from Neighborhood Reinvestment budget (15670) to USO Council of San Diego to be used for rental equipment including tables, tents, generator, heater and silverware for the Marine Corps Trials event at Camp Pendleton.
8. Allocate \$10,000 from Neighborhood Reinvestment budget (15670) to the Vista Chamber of Commerce to pay for professional services to update their website.
9. Allocate \$5,000 from Neighborhood Reinvestment budget (15670) to Vista Historical Society (dba Vista Historical Museum) to repair and paint the wood frames around windows, paint the garage and apply new glazing to the windows in the main building and garage at Rancho Minerva located at 2317 Old Foothill Drive, Vista, CA 92084.
10. Allocate \$60,000 from Neighborhood Reinvestment budget (15670) to Valley Center Fire Protection District to help purchase Philips HeartStart Cardiac Monitors and associated equipment.
11. Allocate \$2,600 from Neighborhood Reinvestment budget (15670) to Working Wardrobes for a New Start to be used to purchase men's shoes, men's clothing and signage for their Power Up for Success Event.
12. Allocate \$47,810 from Neighborhood Reinvestment budget (15670) to Wounded Warrior Homes, Inc. to help with costs related to relocating the Harvest House onto their property in Vista, including replacing the driveway, addition of paved parking, construction of half-court basketball court and a block retaining wall to prevent soil erosion at the house located at 827 Plumosa Avenue, Vista, CA 92081.
13. Establish appropriations of \$732.37 in the Neighborhood Reinvestment Programs budget (Org 15670) based on the return of unused portions of prior year allocations so the funds can be allocated to other projects. **(4 VOTES)**

14. Authorize the Deputy Chief Administrative Officer/Auditor and Controller to execute grant agreements with the organizations listed above, establishing terms for receipt of the funds described above and to make minor amendments to the agreements that are consistent with the general purpose of the grant but do not increase the grant.
15. Find that the grants have a public purpose.
16. Find that allocations 1, 3, 4, 6, 8 and 11 are exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15301.

14. SUBJECT: SAN DIEGO UNIFIED SCHOOL DISTRICT 2016 GENERAL OBLIGATION BONDS AND 2016 GENERAL OBLIGATION REFUNDING BONDS (DISTRICTS: 1, 2, 3, 4)

OVERVIEW:

2016 General Obligation Bonds

A bond election was duly called and held in the San Diego Unified School District, County of San Diego, California (“District”) on November 4, 2008 pursuant to Section 15100 et seq. of the Education Code of the State of California. Approximately 69% of those voters casting ballots authorized the issuance of general obligation bonds of the District in the maximum aggregate principal amount of \$2.1 billion (“2008 Authorization”).

On February 9, 2016, the Board of Education of the District (“District Board”) adopted a resolution (“District Resolution”) requesting that the County, on behalf of the District, sell bonds under the 2008 Authorization to be designated the “San Diego Unified School District 2016 General Obligation Bonds (Dedicated Unlimited Ad Valorem Property Tax Bonds) (Election of 2008, Series J)”, in a not to exceed par amount of \$45,000,000 (“2016 Bonds”). Prior to the 2016 Bonds, the District has issued, or caused to be issued on its behalf, approximately \$729,996,188 under the 2008 Authorization via 11 series of bonds. Subsequent to the issuance of the 2016 Bonds, approximately ~~\$1,515,003,812~~ \$1,325,003,812 of the 2008 Authorization will remain. Proceeds of the 2016 Bonds will be used for authorized school purposes. The District has received a qualified certification in its most recent interim report and thereby has requested that the County sell the 2016 Bonds on its behalf as required by Section 15140 of the Education Code. The District has appointed the County Treasurer-Tax Collector (“Treasurer”) as Paying Agent on the 2016 Bonds.

2016 General Obligation Refunding Bonds

Concurrently with the sale of the 2016 Bonds, the District has determined that it is financially prudent to refund certain of its outstanding general obligation bonds issued under authorization (“1998 Authorization”) granted at an election held within the District on November 3, 1998, at which the requisite two-thirds or more authorized the issuance of general obligation bonds in the maximum aggregate principal amount of \$1.51 billion (“Bonds”). The outstanding amount of general

obligation bonds issued under the 1998 Authorization that the District is considering refunding total approximately \$262,665,000. The District is authorized to and will be issuing the 2016 Refunding Bonds on its own behalf, but has appointed the County Treasurer as Paying Agent on the 2016 Refunding Bonds.

Today's recommendation will: (1) authorize issuance of the 2016 Bonds by the County on behalf of the District; (2) approve the form and authorize the execution of documents required for the issuance of the 2016 Bonds; (3) approve the form and authorize the execution of a Third Supplemental Paying Agent Agreement, which will authorize the Treasurer to accept the District's appointment as Paying Agent on the 2016 Bonds and the 2016 Refunding Bonds; and (4) approve the form and authorize the execution of an Investment Manager Agreement.

FISCAL IMPACT:

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

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

Adopt the Resolution entitled:

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, AUTHORIZING THE SALE OF NOT TO EXCEED \$45,000,000 OF BONDS OF THE SAN DIEGO UNIFIED SCHOOL DISTRICT BY A NEGOTIATED SALE PURSUANT TO ONE OR MORE BOND PURCHASE CONTRACTS, PRESCRIBING THE SALE OF SAID BONDS AND NOT TO EXCEED \$320,000,000 OF REFUNDING BONDS OF THE SAN DIEGO UNIFIED SCHOOL DISTRICT, APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF ONE OR MORE SUPPLEMENTAL PAYING AGENT AGREEMENTS, BOND PURCHASE CONTRACTS AND INVESTMENT MANAGEMENT AGREEMENTS, DIRECTING THE COUNTY AUDITOR AND CONTROLLER TO MAINTAIN TAXES ON THE TAX ROLL AND AUTHORIZING THE EXECUTION OF NECESSARY CERTIFICATES RELATING TO SAID BONDS.

**15. SUBJECT: ADMINISTRATIVE ITEM:
SECOND CONSIDERATION AND ADOPTION OF
ORDINANCE: AMENDMENTS TO THE COMPENSATION
ORDINANCE (03/01/2016 – FIRST READING;
03/15/2016 – SECOND READING) (DISTRICTS: ALL)**

OVERVIEW:

On March 1, 2016 (20), the Board introduced the Ordinance for further consideration and adoption on March 15, 2016.

The proposed amendments to the San Diego County Compensation Ordinance are part of the ongoing efforts to manage and maintain a skilled, adaptable, and diverse workforce dedicated to sustaining operational excellence and serving the public. This action 1) amends the Compensation Ordinance by amending compensation for one (1) job code/classification; 2) deletes one (1) job code/classification in the unclassified service; and 3) amends sections of the Compensation Ordinance.

FISCAL IMPACT:

There is no fiscal impact associated with these recommendations. Funds for this request are included in the Fiscal Year 2015–16 Operational Plan. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

Adopt the Ordinance entitled:

AN ORDINANCE AMENDING THE COMPENSATION
ORDINANCE AND ESTABLISHING COMPENSATION.

16. SUBJECT: COMMUNICATIONS RECEIVED (DISTRICTS: ALL)

OVERVIEW:

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

FISCAL IMPACT:

N/A

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:
CHIEF ADMINISTRATIVE OFFICER
Note and file.

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

OVERVIEW:

This appointment is in accordance with applicable Board Policy A-74, "Citizen Participation in County Boards, Commissions and Committees."

FISCAL IMPACT:

There is no fiscal impact associated with this recommendation.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:
SUPERVISOR GREG COX

Appoint Rafael Gonzalez-Arnau to the EYE GNAT ABATEMENT APPEALS BOARD, Seat No. 1, for a term to expire March 15, 2018.

18. SUBJECT: CLOSED SESSION (DISTRICTS: ALL)

OVERVIEW:

A. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)

Shari Pruden v. County of San Diego, et al.; San Diego County Superior Court No. 37-2014-00040493-CU-PA-CTL

B. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to paragraph 2 of subdivision (d) of Government Code section 54956.9: (Number of Potential Cases – 1)

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