

COUNTY OF SAN DIEGO BOARD OF SUPERVISORS  
REGULAR MEETING  
MEETING AGENDA  
**TUESDAY, MAY 5, 2020, 9:00 AM**  
BOARD OF SUPERVISORS NORTH CHAMBER ROOM 310  
1600 PACIFIC HIGHWAY, SAN DIEGO, CALIFORNIA

Order of Business

- A. Roll Call
- B. Invocation
- C. Pledge of Allegiance
- D. Presentation or Announcement of Proclamations and Awards
- E. Public Communication: Opportunity for members of the public to speak to the Board on any subject matter within the Board's jurisdiction but not an item on today's agenda.
- F. Approval of the Statement of Proceedings/Minutes for the meeting of April 21, 2020.
- 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.sdcounty.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**

<b>Category</b>	<b>#</b>	<b>Subject</b>
Health and Human Services	1.*	RECEIVE UPDATE ON THE COVID-19 RESPONSE, RATIFY ACTIONS, AND AUTHORIZE ANY OTHER ACTION NECESSARY TO ADDRESS THE COVID-19 PANDEMIC [FUNDING SOURCES: A COMBINATION OF FEDERAL AND STATE STIMULUS REVENUE, INCLUDING CARES ACT FUNDING, PROGRAM REVENUES, GENERAL PURPOSE REVENUES, AND GENERAL FUND FUND BALANCE]

\*Presentation

2. ADOPT RESOLUTION FOR, AND AUTHORIZE ACCEPTANCE OF, OLDER ADULT SERVICES REVENUE AGREEMENTS AND GRANTS FOR FISCAL YEAR 2020-2021, AND AUTHORIZATION TO PURSUE FUTURE FUNDING OPPORTUNITIES FOR PROGRAMS SERVING OLDER ADULTS AND PERSON WITH DISABILITIES [FUNDING SOURCES: STATE GENERAL FUND, FEDERAL MEDICAID PROGRAM; TITLES III, V, AND VII OF THE OLDER AMERICANS ACT; FEDERAL AND STATE HICAP FUNDS; FEDERAL SNAP-ED/CALFRESH – HEALTHY LIVING, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES; HEALTH PLANS AND OTHER HEALTHCARE ENTITIES; ADMINISTRATION FOR COMMUNITY LIVING, ARIZONA STATE UNIVERSITY/LEGACY CORPS; SAN DIEGO GAS & ELECTRIC; VETERANS ADMINISTRATION SAN DIEGO HEALTHCARE SYSTEM; SAN DIEGO STATE UNIVERSITY RESEARCH FOUNDATION; CORPORATION FOR NATIONAL & COMMUNITY SERVICE]
  
3. AUTHORIZATION FOR AMENDMENTS TO EXTEND EXISTING BEHAVIORAL HEALTH SERVICES CONTRACTS [FUNDING SOURCE: MENTAL HEALTH SERVICES ACT, REALIGNMENT, SHORT-DOYLE MEDI-CAL, DRUG MEDI-CAL, SUBSTANCE ABUSE BLOCK GRANT, SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES ADMINISTRATION BLOCK GRANT, CALIFORNIA WORK OPPORTUNITY AND RESPONSIBILITY TO KIDS, PROJECTS FOR ASSISTANCE IN TRANSITION FROM HOMELESSNESS, AND STATE GENERAL FUNDS]
  
4. NOTICED PUBLIC HEARING:  
ISSUANCE OF REVENUE OBLIGATIONS BY THE CALIFORNIA ENTERPRISE DEVELOPMENT AUTHORITY FOR THE BENEFIT OF PROVIDENT GROUP - SDSU PROPERTIES LLC IN AN AGGREGATE AMOUNT NOT TO EXCEED \$85,000,000
  
5. NOTICED PUBLIC HEARING:  
ISSUANCE OF MULTIFAMILY HOUSING REVENUE OBLIGATIONS BY THE CALIFORNIA STATEWIDE COMMUNITIES DEVELOPMENT AUTHORITY FOR THE BENEFIT OF FAIRFIELD PARK CREST L.P. IN AN AGGREGATE AMOUNT NOT TO EXCEED \$38,000,000
  
6. NEIGHBORHOOD REINVESTMENT PROGRAM GRANTS (DISTRICT: 1)  
[FUNDING SOURCE: GENERAL PURPOSE REVENUE]

Financial and  
General  
Government

- 7. NEIGHBORHOOD REINVESTMENT PROGRAM GRANTS  
(DISTRICT: 5)  
[FUNDING SOURCE: GENERAL PURPOSE REVENUE]
- 8. NEIGHBORHOOD REINVESTMENT PROGRAM GRANTS  
(DISTRICT: 3)  
[FUNDING SOURCE: GENERAL PURPOSE REVENUE]
- 9. NEIGHBORHOOD REINVESTMENT AND COMMUNITY  
ENHANCEMENT PROGRAM GRANTS (DISTRICT: 4)  
[FUNDING SOURCE: GENERAL PURPOSE REVENUE]
- 10. GENERAL SERVICES - CONTINUATION OF EMERGENCY  
REPAIRS AT THE SOUTH BAY REGIONAL CENTER  
[FUNDING SOURCES: CHARGES TO THE CLIENT  
DEPARTMENT AND POTENTIAL REIMBURSEMENT FROM  
THE STATE OF CALIFORNIA AS PART OF THE JOINT  
OCCUPANCY AGREEMENT FOR THE SITE]  
(4 VOTES)

Communications  
Received

- 11. COMMUNICATIONS RECEIVED

Appointments

- 12. APPOINTMENTS: VARIOUS

Financial and  
General  
Government

- 13. COUNTY CARES: FIGHTING FOR OUR FRONTLINE AND ESSENTIAL  
WORKERS

- 14. CREATING A PLAN TO SAFELY REOPEN SAN DIEGO

- 15. SUPPORTING EMERGENCY CHILDCARE VOUCHERS FOR COVID-19  
ESSENTIAL WORKERS AND OTHER VULNERABLE POPULATIONS  
[FUNDING SOURCE: FEDERAL CORONAVIRUS AID, RELIEF AND  
ECONOMIC SECURITY ACT (CARES) ACT FUNDING]  
(4 VOTES)

- 16. BUSINESS STABILITY DURING THE COVID-19 CRISIS  
[FUNDING SOURCE: AVAILABLE PRIOR YEAR GENERAL FUND  
FUND BALANCE]  
(4 VOTES)

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

Closed  
Session

- 17. CLOSED SESSION

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

**OVERVIEW**

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

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

The County continues to make significant efforts to slow the spread of COVID-19. Today's action requests the Board of Supervisors (Board) receive an update on the local COVID-19 response. It is also recommended that the Board take any other action necessary to address the COVID-19 pandemic emergency response. Today's proposed actions support the County's *Live Well San Diego* vision by protecting the health of residents against the COVID-19 pandemic.

**RECOMMENDATION(S)**

**CHIEF ADMINISTRATIVE OFFICER**

1. Receive update on the COVID-19 response.
2. Ratify all actions taken by the Chief Administrative Officer, Public Health Officer, Director, Department of Purchasing and Contracting and Director, Department of General Services in response to the local health emergency and local emergency.
3. Take any other action necessary to address the COVID-19 pandemic emergency response.

**FISCAL IMPACT**

Fiscal Year 2019-20 preliminary estimated costs of response efforts associated with the COVID-19 emergency response including temporary housing assistance, sanitation and related costs are estimated at \$14 million per month, or and an estimated \$60-\$70 million for the remainder of the fiscal year. This number is expected to grow as response efforts expand. For the current budget, based on these estimates funding is included in the Health and Human Services Agency. The funding source is anticipated to be a combination of federal and State stimulus revenue, including CARES Act funding, program revenues, General Purpose Revenues, and General Fund fund balance.

**BUSINESS IMPACT STATEMENT**

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

**2. SUBJECT: ADOPT RESOLUTION FOR, AND AUTHORIZE ACCEPTANCE OF, OLDER ADULT SERVICES REVENUE AGREEMENTS AND GRANTS FOR FISCAL YEAR 2020-2021, AND AUTHORIZATION TO PURSUE FUTURE FUNDING OPPORTUNITIES FOR PROGRAMS SERVING OLDER ADULTS AND PERSON WITH DISABILITIES (DISTRICTS: ALL)**

**OVERVIEW**

The San Diego County Board of Supervisors (Board) has demonstrated a long-term commitment to enhancing programs focused on the safety and welfare of older adults and persons with disabilities. The County of San Diego (County) Health and Human Services Agency, Aging & Independence Services administers these programs. On May 21, 2019 (7), the Board approved the Fiscal Year 2019-20 revenue agreements to fund various programs supporting older adults and persons with disabilities. These services allow older adults and those with disabilities to remain safely in their homes and to access needed community resources. Additionally, these services align with the County's Aging Roadmap, which includes Age Well San Diego, the region's plan for an age-friendly and dementia-friendly community that supports the health, safety, and wellness of residents of all ages. Per the requirement of the California Department of Aging (CDA), this item requests the Board adopt a resolution relating to the CDA revenue agreements and authorize acceptance of \$20,985,783 of federal, State, managed care health plan, and grant revenue for Fiscal Year 2020-21 to support these programs and services.

If approved, today's actions would authorize the acceptance of grant funding, authorize the Clerk of the Board to execute revenue agreements, and authorize the Agency Director, Health and Human Services Agency to pursue future funding opportunities. These actions support the County's *Live Well San Diego* vision by ensuring the County will continue to receive federal, State, and other funding to administer needed programs and services for older adults and persons with disabilities.

**RECOMMENDATION(S)**

**CHIEF ADMINISTRATIVE OFFICER**

1. Waive Board Policy B-29: Fees, Grants, Revenue Contracts - Department Responsibility for Full Cost Recovery, which requires full cost recovery of grants and revenue contracts.
2. Approve and authorize the Clerk of the Board to execute, upon receipt, the following revenue agreements:
  - California Department of Aging Agreements
    - o Area Plan Agreement (AP-2021-23)
    - o Health Insurance Counseling and Advocacy Program (HI-2021-23)
    - o Title V Senior Employment Program (TV-2021-23)
    - o CalFresh Healthy Living (SP-2021-23)
    - o CalFresh Expansion (CF-2021-23)
    - o Financial Alignment (FA-1819-23; FA-1920-23; FA-2021-23; F2-1819-23; F2-1920-23; F2-2021-23)
    - o Dignity at Home Fall Prevention (FP-1920-23; FP-2021-23)
    - o Medicare Improvements for Patients and Providers Act (MI-2021-23)

- Multipurpose Senior Services Program (MS-2021-07), which will include agreement with the following health plans:
    - o Aetna
    - o Blue Shield of California Promise Health Plan (formerly known as Care 1st)
    - o Community Health Group
    - o Health Net
    - o Kaiser Permanente
    - o Molina
    - o United Healthcare
  - Arizona State University/Legacy Corps (respite care for military families and veterans)
  - San Diego Gas & Electric (Cool Zones program)
  - Fee for Service Contracts
  - Veterans Administration San Diego Healthcare System (Veteran Directed Home and Community Based Service Program)
  - San Diego State University Research Foundation/Geriatric Workforce Enhancement Program
3. Authorize acceptance of the grant from the Corporation for National & Community Service for the Retired Senior and Volunteer Program (RSVP).
  4. Authorize the Clerk of the Board, subject to the approval of the Agency Director, Health and Human Services Agency or designee, to execute all required documents related to the revenue agreements in Recommendations 2 and 3, including any extensions, amendments or revisions thereto that do not materially impact either the program or the funding level.
  5. Authorize the Agency Director, Health and Human Services Agency or designee, to pursue future funding opportunities for the purpose of obtaining financial assistance for programs serving older adults and persons with disabilities.
  6. Adopt a resolution entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO RELATING TO THE CALIFORNIA DEPARTMENT OF AGING REVENUE AGREEMENTS.

**FISCAL IMPACT**

Funds for this request will be included in the Fiscal Year 2020-22 CAO Recommended Operational Plan in the Health and Human Services Agency (HHS). If approved, this request will result in costs of \$21,617,864 and revenue of \$20,985,783 in Fiscal Year 2020-21. The funding sources are:

- State General Fund, Federal Medicaid Program;
- Titles III, V, and VII of the Older Americans Act;
- Federal and State HICAP funds;
- Federal SNAP-ED/CalFresh - Healthy Living, U.S. Department of Health and Human Services;
- Health plans and other healthcare entities;
- Administration for Community Living, Arizona State University/Legacy Corps;
- San Diego Gas & Electric;
- Veterans Administration San Diego Healthcare System;

- San Diego State University Research Foundation; and
- Corporation for National & Community Service.

A waiver of Board Policy B-29 is requested because the funding does not offset all costs. B-29 costs are \$632,081 for Fiscal Year 2020-21 and will be funded with existing General Purpose

Revenue allocated for these programs. The public benefit for providing these services far outweighs these costs. There will be no change in net General Fund cost and no additional staff years.

## **BUSINESS IMPACT STATEMENT**

N/A

### **3. SUBJECT: AUTHORIZATION FOR AMENDMENTS TO EXTEND EXISTING BEHAVIORAL HEALTH SERVICES CONTRACTS (DISTRICTS: ALL)**

#### **OVERVIEW**

In a series of actions since 1999, the Board of Supervisors (Board) approved initiatives to redesign and implement an expanded continuum of comprehensive behavioral health care for children, adolescents, transition age youth, adults, older adults, and families. In pursuit of these initiatives, the Board approved the procurement of various contracted services.

As the impact of the novel coronavirus (COVID-19) continues to be evaluated, the County of San Diego Health and Human Services Agency's Behavioral Health Services (BHS) remains focused on maintaining continuity of critical mental health and substance use services and serving the most vulnerable individuals and families within our community. Approval of today's recommended actions authorizes amendments to extend existing behavioral health services contracts to maintain continuity of critical behavioral health services in the wake of the COVID-19 pandemic. This action supports the continuation of critical work to advance the Behavioral Health Continuum of Care in alignment with Board direction.

Today's action supports the County's *Live Well San Diego* vision by ensuring access to services; promoting health and well-being in children, adults, and families; and encouraging self-sufficiency, which together promote a region which is building better health, living safely, and thriving.

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

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

1. In accordance with Board Policy A-87, Competitive Procurement, and Administrative Code Section 401, authorize the Director, Department of Purchasing and Contracting, subject to successful negotiations and a determination of a fair and reasonable price, to amend the contracts listed in Attachment A, Table 1 extending the contract term up to June 30, 2021, and up to an additional six months if needed; expand services, subject to the availability of funds; and amend the contracts as required in order to reflect changes to services and funding allocations, subject to the approval of the Agency Director, Health and Human Services Agency.



2. In accordance with Board Policy A-87, Competitive Procurement, and Administrative Code Section 401, authorize the Director, Department of Purchasing and Contracting, subject to successful negotiations and a determination of a fair and reasonable price, to amend the single source contracts listed in Attachment A, Table 2 extending the contract term up to June 30, 2021, and up to an additional six months if needed; expand services, subject to the availability of funds; and amend the contracts as required in order to reflect changes to services and funding allocations, subject to the approval of the Agency Director, Health and Human Services Agency.

### **FISCAL IMPACT**

Funds for this request will be included in the Fiscal Year 2020-22 CAO Recommended Operational Plan in the Health and Human Services Agency. If approved, this request will result in estimated costs and revenues of \$78,100,000 in Fiscal Year 2020-21. The funding sources are Mental Health Services Act, Realignment, Short-Doyle Medi-Cal, Drug Medi-Cal, Substance Abuse Block Grant, Substance Abuse and Mental Health Services Administration Block Grant, California Work Opportunity and Responsibility to Kids, Projects for Assistance in Transition from Homelessness, and State General Funds. There will be no change in net General Fund cost and no additional staff years.

### **BUSINESS IMPACT STATEMENT**

N/A

4. **SUBJECT: NOTICED PUBLIC HEARING:  
ISSUANCE OF REVENUE OBLIGATIONS BY THE CALIFORNIA  
ENTERPRISE DEVELOPMENT AUTHORITY FOR THE BENEFIT OF  
PROVIDENT GROUP - SDSU PROPERTIES LLC IN AN AGGREGATE  
AMOUNT NOT TO EXCEED \$85,000,000 (DISTRICT: 2)**

### **OVERVIEW**

The County has received a request from the California Enterprise Development Authority (“CEDA” or “Authority”) to conduct a public hearing as required by the Internal Revenue Code and to approve the Authority’s issuance of one or more series of revenue obligations in an aggregate principal amount not to exceed \$85,000,000 (the “Bonds”), for the benefit of Provident Group - San Diego State University (“SDSU”) Properties LLC, a Delaware limited liability company (“Borrower”), whose sole member is Provident Resources Group Inc., a Georgia nonprofit corporation and an organization described in Section 501(c)(3) of the Internal Revenue Code. The Borrower has applied for the financial assistance of the Authority to finance the acquisition of a student housing facility known as M@College, an 85-unit (327 beds) facility located at 5030 College Avenue San Diego, California 92115 (the “Facilities”); and paying certain expenses incurred in connection with the issuance of the Bonds (collectively, “Project”).

The Authority is authorized to assist in financing of nonprofit public benefit organizations or for-profit corporations with a public benefit project wishing to issue revenue obligations, including the Borrower. In order to initiate such a financing, the Borrower is asking the County of San Diego, a member jurisdiction in which the project resides to: (1) conduct a public hearing to satisfy the public approval requirement of Section 147(f) of the Internal Revenue Code; and (2) approve the Authority's issuance of the Bonds. Although the Authority will be the issuer of the Bonds for the Borrower, the financing cannot proceed without the approval of an applicable legislative body.

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

**RECOMMENDATION(S)  
CHIEF ADMINISTRATIVE OFFICER**

1. Pursuant to Section 147(f) of the Internal Revenue Code, hold a public hearing regarding the financing of the Project.
2. Adopt a Resolution entitled:  
RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO APPROVING THE ISSUANCE BY THE CALIFORNIA ENTERPRISE DEVELOPMENT AUTHORITY OF ITS REVENUE OBLIGATIONS FOR THE BENEFIT OF PROVIDENT GROUP-SDSU PROPERTIES LLC IN AN AGGREGATE AMOUNT NOT TO EXCEED \$85,000,000 FOR THE PURPOSE OF FINANCING THE COST OF THE ACQUISITION OF A STUDENT HOUSING FACILITY KNOWN AS M@COLLEGE, PROVIDING THE TERMS AND CONDITIONS FOR SUCH OBLIGATIONS AND OTHER MATTERS RELATING THERETO.

**FISCAL IMPACT**

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

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

**BUSINESS IMPACT STATEMENT**

N/A

**5. SUBJECT: NOTICED PUBLIC HEARING:  
ISSUANCE OF MULTIFAMILY HOUSING REVENUE OBLIGATIONS  
BY THE CALIFORNIA STATEWIDE COMMUNITIES DEVELOPMENT  
AUTHORITY FOR THE BENEFIT OF FAIRFIELD PARK CREST L.P.  
IN AN AGGREGATE AMOUNT NOT TO EXCEED \$38,000,000  
(DISTRICT: 4)**

**OVERVIEW**

The County has received a request from the California Statewide Communities Development Authority (“CSCDA” or “Authority”) to conduct a public hearing as required by the Internal Revenue Code and to approve the Authority’s issuance of one or more series of multifamily housing revenue obligations in an aggregate principal amount not to exceed \$38,000,000 (the “Bonds”), for the benefit of Fairfield Park Crest L.P. (the “Borrower”). The Borrower has applied for the financial assistance of the Authority to finance or refinance the acquisition, rehabilitation and development of a multifamily rental housing project located at 4552 Logan Avenue, San Diego, California (“Project”).

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

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

**RECOMMENDATION(S)**

**CHIEF ADMINISTRATIVE OFFICER**

1. Pursuant to Section 147(f) of the Internal Revenue Code, hold a public hearing regarding the financing of the Project.
2. Adopt a Resolution entitled:  
RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO APPROVING THE ISSUANCE OF CALIFORNIA STATEWIDE COMMUNITIES DEVELOPMENT AUTHORITY MULTIFAMILY HOUSING REVENUE OBLIGATIONS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$38,000,000 FOR THE PURPOSE OF FINANCING OR REFINANCING THE ACQUISITION, REHABILITATION, IMPROVEMENT AND EQUIPPING OF PARK CREST APARTMENTS.

**FISCAL IMPACT**

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

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

## **BUSINESS IMPACT STATEMENT**

N/A

### **6. SUBJECT: NEIGHBORHOOD REINVESTMENT PROGRAM GRANTS (DISTRICT: 1)**

#### **OVERVIEW**

The County of San Diego is fortunate to have an opportunity to reinvest taxpayer money into our communities for the benefit of the public. This action will assist the County in meeting the needs of the community.

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

##### **CHAIRMAN GREG COX**

1. Allocate \$15,000 from the Neighborhood Reinvestment Program budget (Org 15650) to the RISE Urban Leadership Institute of San Diego to work with Youth Will to organize and create a team of Emergency Resource Ambassadors to proactively reach out to youth in underserved communities and connect them with information and resources needed during this COVID-19 pandemic.
2. Allocate \$40,000 from the Neighborhood Reinvestment Program budget (Org 15650) to The Regents of the University of California, on behalf of its San Diego campus, for the development of the San Diego Mothers' Milk Bank, to acquire milk processing and storage equipment, and to develop a Mothers' Milk App and milk lab clean room.
3. Allocate \$36,000 from the Neighborhood Reinvestment Program budget (Org 15650) to the San Diego Historical Society to support the production of a Centennial of Lincoln Acres History book project including the manuscript and editorial work, design and layout, printing and binding of 500 hard-bound copies, and its related archival photo licensing fees, as well as to support the historical center's collections and other archival efforts.
4. Find that the grant awards described above each have a public purpose.
5. Authorize the Deputy Chief Administrative Officer/Chief Financial Officer to execute grant agreements with the organizations awarded Neighborhood Reinvestment Program funds to establish terms for receipt of the funds and make minor amendments to the agreements that are consistent with the general purpose of the grants but do not increase the grants.
6. Find that the grants identified in Recommendation No. 2 is exempt from review under the California Environmental Quality Act by Section 15301 of the CEQA Guidelines.

7. Waive Board Policy B-72 to allow for allocation of Neighborhood Reinvestment Program funds to the RISE Urban Leadership of San Diego, to allow for the payment of operation expenses to Youth Will for delivery of services for needs caused by the COVID-19 pandemic.
8. Waive Board Policy B-72 to allow for allocation of Neighborhood Reinvestment Program funds to the San Diego Historical Society, to allow for the payment of operation and production expenses so the organization can deliver a historical resource to the public.

#### **FISCAL IMPACT**

The fiscal impact of these recommendations is \$91,000. Funds for these requests are included in the Fiscal Year 2019-20 Operational Plan for the Neighborhood Reinvestment Program (Org 15650). The funding source is General Purpose Revenue. These actions will result in the addition of no staff years and no additional costs.

#### **BUSINESS IMPACT STATEMENT**

N/A

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

#### **OVERVIEW**

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

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

##### **VICE-CHAIRMAN JIM DESMOND**

1. Allocate \$12,000 from Neighborhood Reinvestment Program budget (Org 15670) to the Friends of the San Marcos Library to purchase AWE Early Literary stations to assist students in research and digital learning.
2. Allocate \$12,000 from Neighborhood Reinvestment Program budget (Org 15670) to The Friends of the Vista Library, Inc. to purchase AWE Early Literary stations to assist students in research and digital learning.
3. Allocate \$25,000 from Neighborhood Reinvestment Program budget (Org 15670) to the San Diego Blood Bank for bloodmobiles and an ultra-low freezer to assist in the collection and storage of lifesaving blood for blood supply emergency preparedness.
4. Allocate \$100,000 from Neighborhood Reinvestment Program budget (Org 15670) to Solutions for Change, Inc. for one-time technology services to design, develop and implement an integrated business intelligence and analytic platform including hardware and software to efficiently deploy human resources to solve homelessness.

5. Amend the purpose of the 12/10/19 (18) Neighborhood Reinvestment Program allocation of \$30,000 to the Palomar College Foundation to include nursing student items such as \ Virtual Stimulation Licenses, ventilator, suction machine and personal protective equipment to support the Palomar Nursing and EMS (Paramedic) Departments. Authorize the Chief Financial Officer to amend the grant agreement accordingly.
6. Find that the grants have a public purpose.
7. Authorize the Deputy Chief Administrative Officer/Chief Financial Officer to execute grant agreements with this organizations establishing terms for receipt of the funds described above and to make minor amendments to the agreements that are consistent with the general purpose of the grants but do not increase the grants.
8. Waive Board Policy B-72 to allow for amending the purpose of Neighborhood Reinvestment Program funds to Palomar College Foundation to allow for the purchase of virtual simulation licenses for online learning to assist nursing students to graduate.

### **FISCAL IMPACT**

The fiscal impact of these recommendations is \$149,000. Funds for this request are included in the Fiscal Year 2019-2020 Operational Plan for the Neighborhood Reinvestment Program (Org 15670). The funding source is General Purpose Revenue. There will be no change in net General Fund cost and no additional staff years.

### **BUSINESS IMPACT STATEMENT**

N/A

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

### **OVERVIEW:**

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

### **RECOMMENDATION(S)**

#### **SUPERVISOR KRISTIN GASPAR**

1. Allocate \$5,357 from the Neighborhood Reinvestment Program budget (Org 15660) to Active Valor to purchase a draft board, acrylic sheets, plywood, Moza Air Gimbal camera stabilizer, pre-packaged food for distribution to families who are impacted by the COVID-19 crisis, EZ-up tent, tablecloths, Square reader terminal, and storage container.
2. Allocate \$10,000 from the Neighborhood Reinvestment Program budget (Org 15660) to American Combat Veterans of War (ACVOW) to purchase pre-packaged food for food distribution to home-bound veteran seniors, computer, scanner, printer, keyboard, monitor, and speaker.
3. Find that the grant awards described above have a public purpose.

4. Authorize the Deputy Chief Administrative Officer/Chief Financial Officer to execute grant agreements with the organizations awarded Neighborhood Reinvestment funds establishing terms for receipt of the funds and to make minor amendments to the agreements that are consistent with the general purpose of the grants but do not increase the grants.

#### **FISCAL IMPACT**

The fiscal impact of these recommendations is \$15,357. Funds for these requests are included in the Fiscal Year 2019-20 Operational Plan for the Neighborhood Reinvestment Program (Org 15660). The funding source is General Purpose Revenue. There will be no change in net General Fund costs and no additional staff years.

#### **BUSINESS IMPACT STATEMENT**

N/A

### **9. SUBJECT: NEIGHBORHOOD REINVESTMENT AND COMMUNITY ENHANCEMENT PROGRAM GRANTS (DISTRICT: 4)**

#### **OVERVIEW**

The County of San Diego is fortunate to have an opportunity to reinvest taxpayer money into our communities for the benefit of the public. This action will assist the County in meeting the needs of the community.

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

##### **SUPERVISOR NATHAN FLETCHER**

1. Allocate \$15,000 from the Neighborhood Reinvestment Program budget (Org 15665) to RISE Urban Leadership Institute of San Diego to support and pay for operating expenses in the Youth Will Program to organize and direct Emergency Resource Ambassadors to proactively reach out to youth in underserved communities and connect them with information and resources needed due to COVID-19.
2. Amend the purpose of the 9/10/2019 (18) Neighborhood Reinvestment Program allocation of \$25,000 to the Voices of Our City Choir, Inc. to include food delivery and meal distributions, clothing, bedding, and toiletries. Authorize the Chief Financial Officer to amend the grant agreement accordingly.
3. Amend the purpose of the 6/25/2019 (17) Community Enhancement Program allocation of \$25,000 to the San Diego Historical Society to provide educational resources to parents and teachers across San Diego County during the COVID-19 pandemic and capturing the stories of our region's citizens during this crisis. Authorize the Chief Financial Officer to amend the grant agreement accordingly.
4. Find that the grant awards described above have a public purpose.
5. Authorize the Deputy Chief Administrative Officer/Chief Financial Officer to execute grant agreements with the organizations awarded Neighborhood Reinvestment Program funds and Community Enhancement Program funds establishing terms for receipt of the funds described above and to make minor amendments to the agreements that are consistent with the general purpose of the grants but do not increase the grant.

6. Waive Board Policy B-72 to allow for allocation of Neighborhood Reinvestment Program funds to RISE Urban Leadership Institute of San Diego to allow for the payment of operation expenses to Youth Will for delivery of services and for payment of food delivery and distribution costs for Voices of Our City Choir, Inc. for needs caused by COVID-19.

#### **FISCAL IMPACT**

The fiscal impact of these recommendations is \$15,000. Funds for these requests are included in the Fiscal Year 2019-20 Operational Plan for the Neighborhood Reinvestment Program (Org 15665). The funding source is General Purpose Revenue. These actions will not result in the addition of staff years or other costs.

#### **BUSINESS IMPACT STATEMENT**

N/A

### **10. SUBJECT: GENERAL SERVICES - CONTINUATION OF EMERGENCY REPAIRS AT THE SOUTH BAY REGIONAL CENTER (DISTRICT: 1)**

#### **OVERVIEW**

On April 21, 2020 (20), County of San Diego (County) staff notified the Board of Supervisors (Board) of the need for emergency repairs at the South Bay Regional Center (SBRC), and the

Board found that there was 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.

On April 14, 2020, a malfunction of a fire suppression sprinkler head on the second floor of the South Bay Regional Center (SBRC) was discovered. This malfunction occurred at approximately 2:00 am causing the sprinkler head to flow until the fire department responded to the alarm and the water. The release flooded the second floor as well as much of the first floor of the building. The flooding caused immediate closure of all impacted areas. Some court staff have been relocated to the Law Library area of the SBRC to continue providing essential public services. In order to mitigate the risk of further damage and ensure that regular operations can quickly resume, it was necessary to declare an emergency and forgo competitive solicitation of the repair, remediation, and restoration work. In accordance with County Administrative Code Section 402, "Emergency Purchases," a notice to proceed for emergency repairs was issued to Belfor Property Restoration USA, a contractor with previous County facility and restoration experience.

The County will be responsible to pay up to \$50,000 as its insurance deductible, but the remainder of the work is expected to be covered by insurance proceeds. A portion of these costs may also be reimbursable by the State of California because the SBRC is under a joint occupancy agreement with the Judicial Council of California under which certain costs are shared proportionately.



In accordance with Public Contract Code Section 22050, staff requests the Board to find there is a need to continue the emergency repair, remediation, and restoration work at the SBRC without giving notice for bids.

**RECOMMENDATION(S)**

**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)(2)(a), find that there is a need to continue emergency repair, remediation, and restoration of the South Bay Regional Center without giving notice for bids to let a contract. **(4 VOTES)**

**FISCAL IMPACT**

Funds for this request are included in the Fiscal Year 2019-20 Operational Plan for the Department of General Services Facilities Management Internal Service Fund. If approved, this request will result in costs and revenue of approximately \$50,000. The funding source is charges to the client department and potential reimbursement from the State of California as part of the Joint Occupancy Agreement for the site. There will be no change in net General Fund cost and no additional staff years.

**BUSINESS IMPACT STATEMENT**

N/A

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

**OVERVIEW**

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

**RECOMMENDATION(S)**

**CHIEF ADMINISTRATIVE OFFICER**

Note and file.

**FISCAL IMPACT**

N/A

**BUSINESS IMPACT STATEMENT**

N/A

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

**OVERVIEW**

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

**RECOMMENDATION(S)**

**SUPERVISOR DIANNE JACOB**

Appoint Wayne Hay to the DESCANSO COMMUNITY PLANNING GROUP, Seat No. 3, for a term to expire January 4, 2021.

**SUPERVISOR NATHAN FLETCHER**

Appoint Jake Banfield-Weir to the EYE GNAT ABATEMENT APPEALS BOARD, Seat No. 4, for a term to expire May 5, 2023.

**FISCAL IMPACT**

N/A

**BUSINESS IMPACT STATEMENT**

N/A

**13. SUBJECT: COUNTY CARES: FIGHTING FOR OUR FRONTLINE AND ESSENTIAL WORKERS (DISTRICTS: ALL)**

**OVERVIEW**

On February 14, 2020 San Diego County of San Diego Public Health Officer Dr. Wilma Wooten declared a public health emergency. On March 19, 2020 the state gave an order directing non-essential employees to stay at home. Since then around 7,500 San Diego County employees are deemed to be essential workers and are currently still coming in to work some of whom work directly with the public and interact with COVID-19 positive individuals or Persons Under Investigation (PUIs). These are workers out in the frontlines fulfilling jobs as public health nurses, probation officers, deputy sheriffs, home healthcare workers, behavioral health care workers, eligibility staff, and many more essential jobs that continue to serve the public through this crisis.

We are exposing necessary workers to a deadly virus that can potentially also infect their family members. These family members are not disaster workers; we are opening a risk to them they would not have otherwise if they are following the stay at home orders. On March 27, 2020 the Federal Government signed the CARES Act (Coronavirus Aid, Relief, and Economic Security) which provides government agencies with funds to bolster the COVID-19 response. The County can use these funds to support essential workers who are at an increased risk of contracting COVID-19. These funds should be taken advantage of to support our workers and ensure that we are meeting the needs of our workforce.

**RECOMMENDATION(S)**

**SUPERVISOR NATHAN FLETCHER**

1. Direct the Chief Administrative Officer to work in accordance with the County's negotiation process to determine the eligibility of employees to use CARES Act funds to provide Hazard Pay to workers for the following three tiers and report back to the board as soon as possible. Pay is to be in effect retroactively from March 19, 2020 until December 31, 2020 or once the State stay at home orders are lifted.
  - a. Tier 1: 5% to County workers who are working directly with COVID-19 positive individuals and Persons Under Investigation (PUIs), including those who work with the deceased, as well as employees who work in locked facilities, residential care, and patient care settings such as Detentions, Polinsky, Edgemoor, Rosecrans and the Psychiatric Hospital.
  - b. Tier 2: 3% to County workers who are engaging the public and/or clients and could be interacting with COVID-19 positive individuals or PUIs).
  - c. Tier 3: 2% to County workers who are being required to report to work and are a risk of exposure due to interaction with coworkers.
2. Direct the Chief Administrative Officer to work in accordance with the County's negotiation process to allow employees to submit receipts for up to \$100 in monthly reimbursements to workers who are tele-working for work-related expenses including but not limited to internet access, telephone, electricity, printing, and other expenses necessary to fulfill job requirements.

**FISCAL IMPACT**

There is no fiscal impact associated with this letter.

**BUSINESS IMPACT STATEMENT**

N/A

**14. SUBJECT: CREATING A PLAN TO SAFELY REOPEN SAN DIEGO  
(DISTRICTS: ALL)**

**OVERVIEW**

The County of San Diego is facing an unprecedented emergency in responding to the COVID-19 pandemic. The primary goal of our entire response has been to keep the residents of our region safe and healthy, particularly our most vulnerable. The collective efforts of San Diegans have helped our entire region avoid the catastrophic impacts other places around the world have experienced. As we look toward the future, we know that life will not return to the way it was before until a pharmaceutical intervention exists. In light of this, the County has cautiously eased restrictions on recreation; and instituted additional safety measures such as facial coverings, as more San Diegans begin to leave their homes.

The Governor's Stay at Home Order covers essential businesses, and he has made it clear that he alone has the authority to lift those business restrictions. We, as a region, need to be prepared for when the Governor takes this action. As members of the Board of Supervisors COVID-19 Subcommittee, working in coordination with the Public Health Officer and the Chief

Administrative Officer, we have developed the Reopen San Diego Business Safety Framework (Framework). This is a baseline series of actions that businesses will need to implement to safely reopen non-essential businesses when the time comes. The measures, which are likely to be included in future Public Health Orders lifting business restrictions, reflect input the County has received from the REsponsible COVid-19 Economic Reopening (RECOVER) Advisory Group established by Chairman Greg Cox and Mayor Kevin Faulconer, construction industry associations through Supervisor Gaspar, and North and East County business owners through Supervisors Desmond and Jacob. It is anticipated that this Framework may be further modified as the recommendations from the RECOVER Advisory Group are received. We are asking the Board of Supervisors to approve and to promote the Framework with businesses throughout the county.

We need to encourage all businesses to take steps now, following the Framework, to prepare for the reopening of San Diego when the Governor takes the necessary steps to allow San Diego County to go back to work.

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

##### **CHAIRMAN GREG COX AND SUPERVISOR NATHAN FLETCHER**

1. Adopt the Reopen San Diego Business Safety Framework.
2. Direct the Chief Administrative Officer to update the Framework as necessary to correspond with the work done by business groups, including the RECOVER Advisory Group, and/or update Public Health guidance.

#### **FISCAL IMPACT**

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

#### **BUSINESS IMPACT STATEMENT**

If approved, this recommendation will potentially benefit local businesses in better preparing them to reopen according to safety guidelines once the State's Stay at Home Order is lifted.

- 15. SUBJECT: SUPPORTING EMERGENCY CHILDCARE VOUCHERS FOR COVID-19 ESSENTIAL WORKERS AND OTHER VULNERABLE POPULATIONS (DISTRICTS: ALL)**

#### **OVERVIEW**

Health care workers, first responders as well as many other employees of essential businesses are on the front lines fighting the deadly COVID-19 pandemic so the rest of us can remain safely in our homes and continue to get our basic needs met. They are risking their lives to keep us alive and safe. In the midst of their exhausting, heroic work, those with young children (ages birth to 12 years) have the added hardship of arranging and paying for childcare because schools (which previously provided a minimum of 30 hours per week of supervision and, if parents rely on before and after school programming, up to 50 hours a week of supervision) and many childcare operators are closed. Many of these individuals are now being asked to work extended and off-hours shifts, exacerbating their childcare challenges.

Additionally, families who are already grappling with trying circumstances caused by domestic violence, homelessness, child abuse or caring for a disabled child with higher needs are all facing increased struggles due to the public health orders related to COVID-19 crisis.

Today, I am proposing to allocate \$5 million from the County's federal Coronavirus Aid, Relief and Economic Security (CARES) Act allotment to immediately support "Emergency Childcare" for San Diego County's essential workers and direct the Chief Administrative Officer to enter into agreements with the two existing California Alternative Payment Program (CAPP) childcare voucher administrators operating locally using similar eligibility criteria and guidelines outlined by California Department of Education, Early Learning and Care Division.

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

##### **SUPERVISOR NATHAN FLETCHER**

1. Establish appropriations of \$5,000,000 in Self Sufficiency Services, Services and Supplies, to provide funding for costs related to emergency childcare for essential workers based on federal Coronavirus Aid, Relief and Economic Security (CARES) Act funding. **(4 VOTES)**
2. Authorize the Chief Administrative Officer, or designee to enter into negotiations with the YMCA Childcare Resource Service and Child Development Associates and subject to successful negotiations, execute agreements in an equal amount to both entities to administer emergency childcare vouchers using substantially similar eligibility and program guidelines found in the California Department of Education's Early Childhood Learning and Education Division Management Bulletin 20-06 (April 2020) for the remainder of the calendar year and to amend the agreements as needed.

#### **FISCAL IMPACT**

Funds associated with today's recommendation are not included in the Self Sufficiency Services Fiscal Year 2019-20 Operational Plan. If approved, the recommendation will result in costs and revenues of \$5,000,000. The funding source is federal Coronavirus Aid, Relief and Economic Security Act (CARES) Act funding. There will be no change in net General Fund and no additional staff years.

#### **BUSINESS IMPACT STATEMENT**

If approved, these actions will have a positive impact on the business community by enabling essential workers with increased opportunities to staff essential businesses in the community.

#### **16. SUBJECT: BUSINESS STABILITY DURING THE COVID-19 CRISIS (DISTRICTS: ALL)**

##### **OVERVIEW**

As a result of the COVID-19 health crisis and the Executive Orders from Governor Newsom to stay at home, the Board of Supervisors (Board) approved Vice-Chairman Jim Desmond's and Supervisor Kristin Gaspar's recommendation on March 24, 2020 (22) to provide food facilities a six-month payment deferral of annual health permit fees, plan check fees, and late fees. Additionally, the Board approved a recommendation directing the Chief Administrative Officer to analyze County requirements that may inhibit businesses from swiftly reopening once the health order is lifted and provide a report back to the Board.

On April 24, 2020, a memo titled, “County of San Diego Requirements That May Inhibit Businesses Impacted by the Coronavirus Global Emergency from Swiftly Reopening Once the Public Health Order is Lifted” (memo) was issued by Sarah E. Aghassi, Deputy Chief Administrative Officer of the Land Use and Environment Group outlining potential solutions to aid businesses and the local economy affected by the COVID-19 health crisis emergency. Potential solutions include permit and inspection fee waivers and deferrals, lease payment deferrals, ordinance amendments, new programs, and extended services.

Today’s action will Direct the Chief Administrative Officer to implement specific options as described in the memo.

**RECOMMENDATION(S)**

**VICE-CHAIRMAN JIM DESMOND AND SUPERVISOR KRISTIN GASPAR**

1. Find that the proposed action is not subject to the California Environmental Quality Act (CEQA) pursuant to Sections 15060(c)(3) and 15378(b)(5) of the State CEQA Guidelines.”
2. Direct the Chief Administrative Officer to take the necessary steps to implement the following selection of options as itemized in the April 24, 2020 memo titled, “County of San Diego Requirements That May Inhibit Businesses Impacted by the Coronavirus Global Emergency from Swiftly Reopening Once the Public Health Order is Lifted.”

Business Processes Streamlining, Changes or Waivers

- a. DEH – Shift Small Quantity Medical Waste Generator Inspections to a Registration Program
- b. DEH -New Minimal Inventory Variation/Low-Risk Business Type Flat Fee Category for Hazmat Facilities
- c. DEH – Revision of Fee Structure for Regulated Underground Storage Tank Facilities
- d. DEH – Eliminate Local Requirement for the Submittal of Redundant Supplemental Chemical Reporting to the CERS Website
- e. Stay Limited Enforcement of Zoning Ordinance for Impacted Businesses
  - i. Add criteria for restaurants and similar businesses to use parking areas as customer dining/seating
  - ii. Add criteria for curbside pick-up for dining establishments
- f. Waiver Building Permit and Plan Check Fees for Remodels
- g. Waiver of Centerline Ordinance Review Costs
  - i. For ministerial permit types only

Deferral of Fees and/or Permits

- a. ~~APCD Permit Renewal Fees~~
- b. AWM Agricultural Export Certification Fees
- c. AWM Hazardous Material Permit Fees for Agricultural Operations
- d. AWM Direct Marketing Fees
- e. AWM Price Verification and Weights & Measures Devices Registration Fees
- f. DEH Annual Permit Fees for Body Art, Massage, and Camp Inspections
- g. DEH Swimming Pool Permit Fees
- h. DEH Hazardous Materials Facility Permit Fees
- i. DEH Small Drinking Water Systems Permit and Plan Check Fees
- j. DAS Kennel Application Fee
- k. Fire Authority Fire Safety Site Plans and Special Events

Lease Agreements

An extension to September 30, 2020 of the rent-deferral period and moratorium on evictions directed by the Board on April 7, 2020 (4) for renters of County-owned commercial or residential property in the incorporated and unincorporated areas. The repayment period shall begin on October 1, 2020 and shall otherwise remain the same as earlier directed by the Board.

- 3. Direct the Chief Administrative Officer to take the necessary steps to establish a new “Revitalization and Assistance Program” as described in the April 24, 2020 memo titled, “County of San Diego Requirements That May Inhibit Businesses Impacted by the Coronavirus Global Emergency from Swiftly Reopening Once the Public Health Order is Lifted.”
- 4. Establish appropriations of \$1,030,000 in the Department of Environmental Health, Services & Supplies, for the six-month waiver of plan check fees for restaurants based on COVID-19 health emergency federal or State funding, or available prior year General Fund fund balance. **(4 VOTES)**
- 5. Establish appropriations of \$420,000 in the Department of Planning & Development Services, Services & Supplies, for the six-month waiver of permit fees for restaurants or related small businesses for tenant improvements and Centerline Ordinance plan check reviews of ministerial permit types based on COVID-19 health emergency federal or State funding, or available prior year General Fund fund balance. **(4 VOTES)**

6. Waive Board Policy B-29, Fees, Grants, Revenue Contracts – Department Responsibility for Cost Recovery, which requires full cost recovery for services provided under fees.
7. Establish appropriations of \$250,000 in the Department of Planning & Development Services, Services & Supplies, to establish a revitalization and assistance program based on COVID-19 health emergency federal or State funding, or available prior year General Fund fund balance. **(4 VOTES)**
8. For the six-month deferral of fees, permits and lease agreements, if the deferrals are not recouped and the costs of the activities are determined to be eligible for COVID-19 health emergency federal or State funding, this should first be applied as the funding source. If not eligible, the funding source is available prior year General Fund fund balance.
9. If the costs for Recommendations 4, 5, and 7 are eligible for COVID-19 health emergency federal or State funding, these funds should be used to recoup costs.
10. Direct the Air Pollution Control Officer to take the necessary steps to implement the following option as itemized in the April 24, 2020 memo titled, “County of San Diego Requirements That May Inhibit Businesses Impacted by the Coronavirus Global Emergency from Swiftly Reopening Once the Public Health Order is Lifted.”

Deferral of Fees and/or Permits

a. APCD Permit Renewal Fees

**FISCAL IMPACT**

Funds for this request are not included in the Fiscal Year (FY) 2019-20 Operational Plan for Department of Environmental Health (DEH) and Department of Planning & Development Services (PDS). If approved, this request will result in costs and revenues of \$1,700,000 in FY 2019-20, for the six-month waiver of plan check and permit fees for restaurants or related small businesses for tenant improvements and Centerline Ordinance plan check reviews of ministerial permit types. A six-month deferral of fees, permits, and lease agreements would result in delay cash flows of \$15,783,900. If not recouped and no additional funding is provided, service levels would be impacted by 135.45 staff years. A waiver of Board Policy B-29 is requested because of the proposed fee waivers. If the costs of the activities in these recommendations that establish appropriations is determined to be eligible for COVID-19 health emergency federal or State funding, this should first be applied as the funding source. If not eligible, the funding source is available prior year General Fund fund balance. There will be no additional staff years.

**BUSINESS IMPACT STATEMENT**

These actions will have a direct positive impact to businesses by waiving and deferring fees, deferring lease payments on County-owned property, and creating a new business assistance program.

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



**17. SUBJECT: CLOSED SESSION (DISTRICTS: ALL)**

**OVERVIEW**

- A. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
Trevor Reynolds, et al. v. County of San Diego, et al.; United States District Court, Southern District, No. 11-cv-1256-JAH-AGS
  
- B. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
David Torres v. County of San Diego, et al.; Orange County Superior Court No. 37-2016-00037098
  
- C. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
BNSF Railway Company v. County of San Diego, et al.; United States District Court, Northern District, No. 19-cv-7230-HSG

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