

COUNTY OF SAN DIEGO BOARD OF SUPERVISORS  
REGULAR MEETING  
MEETING AGENDA  
**TUESDAY, JULY 7, 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 June 23, 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>
Public Safety	1.	NOTICED PUBLIC HEARING: THE FUTURE OF FIRE PROTECTION AND EMERGENCY MEDICAL SERVICES IN SAN DIEGO COUNTY - FORMATION OF A DEPENDENT FIRE PROTECTION DISTRICT

Health and  
Human  
Services

2. AUTHORITY TO CONTRACT WITH AND ACCEPT FUNDING FROM THE DEPARTMENT OF STATE HOSPITALS FOR A FELONY MENTAL HEALTH DIVERSION PROGRAM  
[FUNDING SOURCES: ALLOCATION FROM THE DEPARTMENT OF STATE HOSPITAL, SHORT-DOYLE MEDICAL, LOCAL REVENUE FUND 2011, COMMUNITY CORRECTIONS SUBACCOUNT, AND IN-KIND STAFFING RESOURCES IN THE PUBLIC DEFENDER AND DISTRICT ATTORNEY]
3. SHERIFF - AUTHORIZE AGREEMENT WITH THE CITY OF ESCONDIDO FOR CALIFORNIA IDENTIFICATION SYSTEM SUPPORT POSITION  
[FUNDING SOURCE: SHERIFF FINGERPRINT ID TRUST FUND]
- 4.\* RECEIVE UPDATE ON THE COVID-19 RESPONSE, RATIFY ACTIONS AND AUTHORIZE ANY OTHER ACTION NECESSARY TO ADDRESS THE COVID-19 PANDEMIC  
[FUNDING SOURCES: COMBINATION OF FEDERAL AND STATE STIMULUS REVENUE, INCLUDING CARES ACT FUNDING, FEMA AND PROGRAM REVENUES, AND GENERAL FUND FUND BALANCE]
- 5.\* RECEIVE UPDATE ON ADVANCING THE BEHAVIORAL HEALTH CONTINUUM OF CARE THROUGH REGIONAL COLLABORATION AND INNOVATION
6. AUTHORIZE RESOLUTIONS OF THE SAN DIEGO COUNTY BOARD OF SUPERVISORS AUTHORIZING APPLICATIONS TO, AND ACCEPTANCE OF THE PERMANENT LOCAL HOUSING ALLOCATION PROGRAM GRANT, THE LOCAL HOUSING TRUST FUND PROGRAM GRANT, APPROVAL OF THE PERMANENT LOCAL HOUSING ALLOCATION PROGRAM'S FIVE-YEAR PLAN, AND CREATION OF A TRUST FUND FOR THE LOCAL HOUSING TRUST FUND PROGRAM (4 VOTES)
7. APPROVE THE AGING & INDEPENDENCE SERVICES AREA PLAN FOR FISCAL YEARS 2020-2024 AND AUTHORIZE THE AGENCY DIRECTOR OR DESIGNEE TO SIGN AND SUBMIT SUBSEQUENT AREA PLAN DOCUMENTS AS REQUIRED BY THE CALIFORNIA DEPARTMENT OF AGING
8. AUTHORIZE COMPETITIVE SOLICITATION FOR AGING & INDEPENDENCE SERVICES HOME AND COMMUNITY BASED SERVICES  
[FUNDING SOURCE: OLDER AMERICANS ACT FROM THE CALIFORNIA DEPARTMENT OF AGING]

\*Presentation

Financial and  
General  
Government

9. APPROVE COMPENSATION AGREEMENT REGARDING WOOLWORTH BUILDING PROPERTY RETAINED BY THE CITY OF SAN DIEGO FOR FUTURE DEVELOPMENT  
[FUNDING SOURCE: PAYMENT FROM THE CITY OF SAN DIEGO]
10. NOTICED PUBLIC HEARING:  
CANCELLATION OF A PORTION OF UNISSUED SAN YSIDRO SCHOOL DISTRICT (SAN DIEGO COUNTY, CALIFORNIA) GENERAL OBLIGATIONS AUTHORIZED UNDER MEASURE C
- 11\*. NOTICED PUBLIC HEARING:  
GENERAL SERVICES - APPROVE DISPOSITION AND DEVELOPMENT AGREEMENT AND GROUND LEASES FOR AFFORDABLE HOUSING DEVELOPMENT AT 5255 MOUNT ETNA DRIVE, SAN DIEGO  
[FUNDING SOURCE: CHARGES TO CLIENT DEPARTMENTS]  
(4 VOTES)
- 12.\* SAN DIEGO COUNTY SMALL BUSINESS STIMULUS PROGRAM  
[FUNDING SOURCE: FEDERAL CARES ACT CORONAVIRUS RELIEF FUND]  
(4 VOTES)
13. NEIGHBORHOOD REINVESTMENT PROGRAM GRANTS (DISTRICT: 1)  
[FUNDING SOURCE: GENERAL PURPOSE REVENUE]
14. AUTHORIZATION FOR AMENDMENT TO THE REGISTRAR OF VOTERS CONTRACT WITH TENEX SOFTWARE SOLUTIONS DUE TO COVID-19 RESPONSE  
[FUNDING SOURCES: REIMBURSEMENT FROM PROPOSITION 41, THE HELP AMERICA VOTE ACT (HAVA) AND STATE OF CALIFORNIA ASSEMBLY BILL 1824 FUNDS]
15. CHAPTER VIII AGREEMENT NO. 7078 TO PURCHASE TAX-DEFAULTED LAND BY ANZA-BORREGO FOUNDATION
16. CHAPTER VIII AGREEMENT NO. 7077 TO PURCHASE TAX-DEFAULTED LAND BY COUNTY OF SAN DIEGO, DEPARTMENT OF PARKS AND RECREATION
17. COUNTY OF SAN DIEGO AND SAN DIEGO COUNTY SCHOOL DISTRICTS TAX AND REVENUE ANTICIPATION NOTE PROGRAM, SERIES 2020
18. MIRACOSTA COMMUNITY COLLEGE DISTRICT GENERAL OBLIGATION BONDS (ELECTION OF 2016, SERIES B)

\*Presentation

Tuesday, July 7, 2020

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19. CHULA VISTA ELEMENTARY SCHOOL DISTRICT  
GENERAL OBLIGATION BONDS (ELECTION OF 2020, SERIES A)
20. SAN YSIDRO SCHOOL DISTRICT 2020 GENERAL OBLIGATION  
BONDS (ELECTION OF 2020, SERIES A (MEASURE U) AND B  
(MEASURE T))

Communications Received 21. COMMUNICATIONS RECEIVED

Appointments 22. APPOINTMENTS: VARIOUS

Closed Session 23. CLOSED SESSION

**1. SUBJECT: NOTICED PUBLIC HEARING:  
THE FUTURE OF FIRE PROTECTION AND EMERGENCY MEDICAL  
SERVICES IN SAN DIEGO COUNTY - FORMATION OF A  
DEPENDENT FIRE PROTECTION DISTRICT (DISTRICTS: 1, 2, AND 5)**

**OVERVIEW**

Over the past 15 years, the County of San Diego Board of Supervisors has taken several actions to improve fire and emergency medical services in San Diego County. Among the most important actions taken were the 2008 formation of the San Diego County Fire Authority (Fire Authority), and the implementation of a three-step hybrid plan to improve and consolidate fire services within 1.5 million acres of unincorporated San Diego County. The Fire Authority is currently part of County Service Area (CSA) No. 135, which provides the governance structure to organize and fund fire protection and emergency medical services in the unincorporated area. Since the creation of the Fire Authority, the Board has invested more than \$500 million to boost fire and emergency services capabilities. Today, the Fire Authority contracts with the California Department of Forestry and Fire Protection to provide services, collectively known, as County Fire.

In the last five years, County Fire has more than doubled in size: increasing the number of first responder personnel, the number of career-staffed fire stations, and the level of services provided to communities. In 2019, County Fire implemented a Community Risk Reduction Program to encourage community preparedness. That same year, the Board approved the 2020-25 San Diego County Fire Strategic Plan (Strategic Plan) to guide, identify and improve upon the capabilities and services of County Fire, including coordinating with the San Diego Local Agency Formation Commission (LAFCO) to explore reorganization of County Fire's governance structure.

LAFCO prepared a municipal service review of CSA No. 135 and its two service functions: (1) public safety radio communications and (2) fire protection and emergency medical services. The report suggests a reorganization of CSA No. 135 is appropriate to formally separate the two active service activities to better meet current and future demands. The preferred reorganization option is to divest CSA No. 135 of its fire protection and emergency medical service powers and concurrently form a new dependent fire protection district (to be called "San Diego County Fire Protection District") to serve as the successor agency, leaving CSA No. 135 with only public safety radio communications powers. Today's request seeks approval to take the necessary actions to implement the key recommendations in the report.

**RECOMMENDATION(S)**

**SUPERVISOR DIANNE JACOB AND VICE-CHAIRMAN JIM DESMOND**

1. Adopt the Resolution entitled: RESOLUTION OF INTENTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO TO INITIATE PROCEEDINGS WITH THE SAN DIEGO LOCAL AGENCY FORMATION COMMISSION (LAFCO) TO DIVEST STRUCTURAL FIRE AND EMERGENCY MEDICAL SERVICES LATENT POWERS FROM COUNTY SERVICE AREA (CSA) NO. 135 (Attachment C, on file with the Clerk of the Board).

2. Adopt the Resolution entitled: RESOLUTION OF APPLICATION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO TO INITIATE PROCEEDINGS WITH THE SAN DIEGO LOCAL AGENCY FORMATION COMMISSION (LAFCO) TO FORM A DEPENDENT FIRE PROTECTION DISTRICT (SAN DIEGO COUNTY FIRE PROTECTION DISTRICT) FOR STRUCTURAL FIRE AND EMERGENCY MEDICAL SERVICES IN UNINCORPORATED SAN DIEGO COUNTY (Attachment D, on file with the Clerk of the Board).
3. Find that adoption of the proposed resolution for divestiture of portions of CSA No. 135 and resolution of property tax exchange are not subject to the California Environmental Quality Act (CEQA) pursuant to state CEQA Guidelines Sections 15378(b)(4) and (5) because the proposed actions involve government fiscal activities which do not involve any commitment to any specific project that may result in a potentially significant physical impact on the environment and because the proposed actions involve organization or administrative activities of governments that will not result in direct or indirect physical changes in the environment. CEQA Guidelines Section 15320 also appropriately applies given the proposed actions involve a reorganization of local governmental agencies where the changes do not alter the geographical area in which existing powers are exercised.
4. Authorize County departments to take all actions necessary to complete the LAFCO-approved reorganization of CSA No. 135, including the divestiture of fire and emergency medical services to establish a new and stand-alone dependent fire protection district.
5. Authorize County departments to take all actions necessary to establish new funds, transfer CSA No. 135 assets, liabilities, and monies, close out existing CSA No. 135 funds, and complete the transfer of any balances to existing and newly established fire protection district funds.
6. Direct the Auditor and Controller to establish special revenue funds for the special taxes collected for structural fire protection with interest earnings allocated and distributed to the new funds.

#### **FISCAL IMPACT**

The fiscal impact is unknown at this time. Upon approval by the San Diego Local Agency Formation Commission (LAFCO), the terms and conditions associated with the divestiture and reorganization of dependent fire protection district may result in a fiscal impact. A review of the assets and liabilities will be conducted as due diligence during the LAFCO process. The San Diego County Fire Authority (SDCFA) will return to the Board to appropriate funds as necessary. There will be no change in net General Fund cost and no additional staff years.

#### **BUSINESS IMPACT STATEMENT**

N/A

**2. SUBJECT: AUTHORITY TO CONTRACT WITH AND ACCEPT FUNDING FROM THE DEPARTMENT OF STATE HOSPITALS FOR A FELONY MENTAL HEALTH DIVERSION PROGRAM (DISTRICTS: ALL)**

**OVERVIEW**

Expanding community-based treatment and reducing the number of individuals who cycle through psychiatric crisis and jail largely due to untreated mental illness are priorities for the County of San Diego. Today's request would add a new local option to divert people with serious mental illness from the justice system into treatment by authorizing the County to enter a contract to receive funding from the Department of State Hospitals (DSH). The proposed action would establish the County's first formal pre-trial mental health diversion program.

Mental health diversion, pursuant to Penal Code 1001.36, allows a court to postpone criminal prosecution for up to two years, under certain circumstances, and instead refer individuals to community-based treatment that meets their specialized mental health needs. State funding is allocated through the DSH to support county diversion programs for individuals charged with felonies related to specific serious mental health diagnoses who may potentially be ruled incompetent to stand trial.

Partners in the proposed mental health diversion program include the District Attorney's Office, the Sheriff's Department, the Public Defender, the Health and Human Services Agency, the Probation Department, and the Superior Court. The program design is based on San Diego County's successful Behavioral Health Court, which provides Assertive Community Treatment, housing, wraparound services and regular hearings before a judge and other collaborative court partners to support individuals whose crimes are related to serious mental illness.

Today's request would authorize the Deputy Chief Administrative Officer (DCAO), Public Safety Group, to execute a contract with the Department of State Hospitals (DSH) to accept up to \$3,328,000 in state funding for a Pre-Trial Felony Mental Health Diversion Program and to execute all required contract documents, including any extensions, amendments or revisions thereto, that do not materially impact either the program or funding level.

**RECOMMENDATION(S)  
CHIEF ADMINISTRATIVE OFFICER**

1. Authorize the Deputy Chief Administrative Officer (DCAO), Public Safety Group, to execute a contract with the Department of State Hospitals (DSH) to accept funding of up to \$3,328,000 for the term period of, July 15, 2020 thru June 30, 2023, for a Pre-Trial Felony Mental Health Diversion Program and to execute all required contract documents, including any extensions, amendments or revisions thereto, that do not materially impact either the program or funding level.
2. Waive Board Policy B-29, Fees, Grants, Revenue Contracts - Department Responsibility for Cost Recovery, which requires full cost recovery for revenue contracts to the extent possible, as this contract requires a local match contribution, and which also requires docketing revenue contracts at least 60 days prior to effective date of the contract.

## **FISCAL IMPACT**

If approved, today's request will result in total costs and revenue of \$4,687,594 for a three-year period of July 15, 2020 thru June 30, 2023 which includes the required county match of \$665,600. The funding sources are an allocation from the Department of State Hospital (\$3,328,000), Short-Doyle Medi-Cal (\$693,000), Local Revenue Fund 2011, Community Corrections Subaccount(\$179,000), and in-kind staffing resources in the Public Defender and District Attorney (\$487,494). There will be no change in net General Fund cost and no additional staff years.

Funds for this request in the amount of \$1,557,000 are included in the Fiscal Year 2020-21 CAO Recommended Operational Plan in the Health and Human Services Agency (\$1,400,000), District Attorney (\$71,000) and Public Defender (\$86,000). Remaining costs and revenue of \$3,124,594 will be included in future operational plans.

## **BUSINESS IMPACT STATEMENT**

N/A

### **3. SUBJECT: SHERIFF - AUTHORIZE AGREEMENT WITH THE CITY OF ESCONDIDO FOR CALIFORNIA IDENTIFICATION SYSTEM SUPPORT POSITION (DISTRICT: 3)**

#### **OVERVIEW**

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

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

Today's request seeks approval to authorize an agreement between the County of San Diego by and through the San Diego County Sheriff's Department and the City of Escondido to provide funding to the City of Escondido annually for one full-time Latent Print Specialist position. The agreement period is July 1, 2020 to June 30, 2021, with automatic annual renewals up to a maximum of four additional years through June 30, 2025.



**RECOMMENDATION(S)**

**SHERIFF**

Authorize the Sheriff's Department (Sheriff) to execute a Memorandum of Agreement (MOA) with the City of Escondido to provide an estimated \$107,508 in annual funding for one full-time Latent Print Specialist position based on revenue from the Sheriff Fingerprint ID Trust Fund for the period of July 1, 2020 to June 30, 2021, with automatic annual renewals up to a maximum of four additional years through June 30, 2025, and to amend the MOA as needed to reflect changes to requirements and funding.

**FISCAL IMPACT**

Funds for this request are included in the Fiscal Year 2020-21 Operational Plan for the Sheriff's Department. If approved, this request will result in current year costs estimated at \$107,508. The funding source is the Sheriff Fingerprint ID Trust Fund. Costs through the contract term, estimated at \$107,508 annually, will be budgeted in future years Operational Plans for the Sheriff's Department. There will be no change in net General Fund cost and no additional staff years.

**BUSINESS IMPACT STATEMENT**

N/A

- 4. **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 costs of response efforts associated with the COVID-19 emergency response including public health and medical services, testing, surveillance, temporary housing assistance, sanitation, food distribution services, allocations to the 17 cities that did not receive direct CARES Act funds, child care vouchers, and other related costs are estimated to be approximately \$130 million. The funding source is a combination of federal and State stimulus revenue, including CARES Act funding, FEMA and program revenues, and General Fund fund balance. Costs and revenues for Fiscal Year 2020-21 will be reflected in the Fiscal Year 2020-21 CAO Recommended Operational Plan.

### **BUSINESS IMPACT STATEMENT**

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

5. **SUBJECT: RECEIVE UPDATE ON ADVANCING THE BEHAVIORAL HEALTH CONTINUUM OF CARE THROUGH REGIONAL COLLABORATION AND INNOVATION (DISTRICTS: ALL)**

### **OVERVIEW**

In 2018, the San Diego County Board of Supervisors (Board) initiated several actions to enhance, expand, and innovate behavioral health programs and services in the region. This body of work is broadly referred to as the Behavioral Health Continuum of Care (Continuum of Care). These actions have brought together diverse stakeholders, including justice partners, hospitals, community health centers and other community-based providers, to create system-wide changes and help ensure individuals can quickly access behavioral health services to meet their immediate needs, and support their long-term journey to recovery. Continuum of Care updates have since been provided to the Board on a quarterly basis, as directed by the Board on December 11, 2018 (25).

These updates have historically been presented in the context of hubs, networks, and bridge planning strategies; however, with the Coronavirus Disease 2019 (COVID-19) pandemic reshaping nearly every facet of everyday life, today's update will begin with a summary of the COVID-19 impact on behavioral health and behavioral healthcare services to provide context on the current environment. The update will then outline the shift of Continuum of Care strategies within this new environment by focusing on programs and initiatives that yield high-impact results. An update on specific Continuum of Care projects will follow, along with a summary of the County's commitment to ensure individuals are engaged, diverted from high-acuity services, connected to long-term housing and supports, and provided ongoing care coordination services to address their mental health and substance use disorder needs.

Today's action requests the Board receive an update on the Behavioral Health Continuum of Care. The actions reported in this update will continue to complement the work across systems to provide optimal behavioral health resources that are regionally distributed and coordinated, thereby supporting the County's *Live Well San Diego* vision for a region where all residents have the opportunity to build better health, live safely, and thrive.

**RECOMMENDATION(S)**  
**CHIEF ADMINISTRATIVE OFFICER**

Receive the quarterly update on Advancing the Behavioral Health Continuum of Care through Regional Collaboration and Innovation.

**FISCAL IMPACT**

There is no fiscal impact associated with today's recommendation. There will be no change in net General Fund cost and no additional staff years.

**BUSINESS IMPACT STATEMENT**

N/A

6. **SUBJECT: AUTHORIZE RESOLUTIONS OF THE SAN DIEGO COUNTY BOARD OF SUPERVISORS AUTHORIZING APPLICATIONS TO, AND ACCEPTANCE OF THE PERMANENT LOCAL HOUSING ALLOCATION PROGRAM GRANT, THE LOCAL HOUSING TRUST FUND PROGRAM GRANT, APPROVAL OF THE PERMANENT LOCAL HOUSING ALLOCATION PROGRAM'S FIVE-YEAR PLAN, AND CREATION OF A TRUST FUND FOR THE LOCAL HOUSING TRUST FUND PROGRAM (DISTRICTS: ALL)**

**OVERVIEW**

In 2017, Governor Brown signed a 15-bill housing package implementing a range of solutions for California's high housing costs and shortage of affordable homes. Since then, funding from the State has become available to local governments through a variety of programs and today's item describes the Permanent Local Housing Allocation (PLHA) and Local Housing Trust Fund (LHTF) programs and seeks authority to apply for these funding opportunities.

The PLHA Program is an ongoing source of funding for local governments for programs and projects that address unmet housing needs. The County is eligible to receive a formula PLHA allocation each year within an initial five-year funding cycle. A Notice of Funding Availability (NOFA) was released in February 2020 and the County can apply for approximately \$1.9 million in the program's first year. Over the five-year cycle, funds are estimated to equal \$11.9 million. The NOFA application will include a plan detailing the use of PLHA funds, which includes residential multi-family affordable housing development, first-time homebuyer down payment assistance, and an accessory dwelling unit subsidy program.

The LHTF Program is designed to expand sources of funding for housing and increase the supply of affordable housing by providing matching funds on a dollar for dollar basis up to a maximum award of \$5 million. This State funding, along with \$5 million of local investment, will generate a trust fund containing \$10 million to provide loans for payment of predevelopment costs, acquisition, construction, or rehabilitation of affordable rental housing, including permanent supportive housing, in the unincorporated area.

Today's actions will authorize four Resolutions related to the application for and acceptance of PLHA and LHTF funds, as well as the creation and implementation of these programs. Today's actions support the County's *Live Well San Diego* vision by ensuring low-income residents have access to suitable living environments as well as enhancing the quality of life for residents by encouraging decent and affordable housing, which promotes a healthy, safe, and thriving region.

**RECOMMENDATION(S)**  
**CHIEF ADMINISTRATIVE OFFICER**

1. Adopt a Resolution entitled: A RESOLUTION OF THE COUNTY OF SAN DIEGO BOARD OF SUPERVISORS AUTHORIZING APPLICATION TO, AND ACCEPTANCE OF AWARD FOR THE PERMANENT LOCAL HOUSING ALLOCATION PROGRAM.
2. Adopt a Resolution entitled: A RESOLUTION OF THE COUNTY OF SAN DIEGO BOARD OF SUPERVISORS APPROVING THE FIVE-YEAR PLAN FOR THE PERMANENT LOCAL HOUSING ALLOCATION PROGRAM.
3. Adopt a Resolution entitled: A RESOLUTION OF THE COUNTY OF SAN DIEGO BOARD OF SUPERVISORS PROVIDING AUTHORIZATION FOR THE APPLICATION TO, AND ACCEPTANCE OF AWARD FROM THE LOCAL HOUSING TRUST FUND PROGRAM.
4. Adopt a Resolution entitled: A RESOLUTION OF THE COUNTY OF SAN DIEGO BOARD OF SUPERVISORS APPROVING THE CREATION OF A TRUST FUND PURSUANT TO THE GUIDELINES OF THE LOCAL HOUSING TRUST FUND PROGRAM.
5. Authorize the Agency Director, Health and Human Services Agency, or designee, in consultation with the Department of Purchasing and Contracting, to issue Notices of Funding Availability, publish notices, award contracts and execute agreements, amend existing contracts as needed to reflect changes to services and funding, execute certification forms, prepare and execute all necessary documents for the submittal, regulatory processing and implementation, and take any other actions necessary as required by State of California, Department of Housing and Community Development for Recommendation 1 and 2, as applicable.
6. In accordance with Section 401 et seq. of the County Administrative Code and where determined appropriate, authorize the Director, Department of Purchasing and Contracting, to issue competitive solicitations for the PLHA and LHCF funds, and upon successful negotiations and determination of a fair and reasonable price award contracts, and if needed to amend contracts as required to reflect changes to services and funding or services requirements, subject to the availability of funds and the approval of the Agency Director, Health and Human Services Agency, or designee.
7. Authorize and direct the Auditor and Controller to establish a trust fund restricted to those uses allowed under the Permanent Local Housing Allocation (PLHA) Program Guidelines and adopted in the County's PLHA Plan, which will allow for receipt of PLHA program income, with interest earnings allocated and distributed to the fund.
8. Authorize and direct the Auditor and Controller to establish a trust fund restricted to those uses allowed under the Local Housing Trust Fund (LHCF) Program Guidelines and adopted by the County, with interest earnings allocated and distributed to the fund, and direct the Health and Human Services Agency (HHS) to make an initial deposit of \$5,000,000 funded with prior year available unassigned General Fund fund balance, and direct HHS to deposit a minimum of \$100,000 annually for five years, supporting program administration, to be funded with existing General-Purpose Revenue allocated to HHS.

9. Establish appropriations of \$1,900,000 in HHSA, Services and Supplies to support housing-related projects and programs that assist in addressing the unmet housing needs based on PLHA grant funding. **(4 VOTES)**
10. Establish appropriations of \$5,000,000 in HHSA, Services and Supplies to fund the initial deposit into the LHTF based on prior year available unassigned General Fund fund balance. **(4 VOTES)**

**FISCAL IMPACT**

Funds for the Permanent Local Housing Allocation (PLHA) Program are not included in the Fiscal Year 2020-21 preliminary operating budget in the Health and Human Services Agency (HHSA). If approved, the requests applicable to applying for the PLHA will result in costs and revenue of approximately \$1,900,000 in Fiscal Year 2020-21. In total, the PLHA program is estimated to result in total costs and revenues of \$11,900,000 over the five-year program funding cycle. HHSA will return to the Board to request approval for additional appropriations in subsequent years as needed. There will be no change in net General Fund cost and no additional staff years.

Funds for the Local Housing Trust Fund (LHTF) are not included in the Fiscal Year 2020-21 preliminary operating budget in HHSA. If approved, the requests applicable to applying for the LHTF will result in a deposit of \$5,000,000 in Fiscal Year 2020-21 to the newly established LHTF trust fund, based on unassigned General Fund fund balance. This will allow the County to apply for matching LHTF funds of \$5,000,000 from the State of California, Department of Housing and Community Development. In the event the County does not receive an award of LHTF funds from the State of California, Department of Housing and Community Development, the County’s initial contribution of all funds shall revert back to unassigned General Fund fund balance. If awarded, the LHTF program would result in combined total direct project costs of \$10,000,000 and revenue of \$5,000,000 over an estimated period of five years. The remaining \$5,000,000 will be funded with unassigned General Fund fund balance. Also required would be a deposit of \$100,000 to the LHTF trust fund supporting program administration, to be funded with existing General Purpose Revenue allocated to HHSA. HHSA will return to the Board to request approval for additional appropriations in subsequent years as needed. There will be no additional staff years.

**BUSINESS IMPACT STATEMENT**

This proposal will have a positive impact on the business community as the recommended actions will result in construction work to be performed at selected properties. Contracts resulting from these recommendations may be executed with private sector firms and will involve a competitive bid process.

7. **SUBJECT: APPROVE THE AGING & INDEPENDENCE SERVICES AREA PLAN FOR FISCAL YEARS 2020-2024 AND AUTHORIZE THE AGENCY DIRECTOR OR DESIGNEE TO SIGN AND SUBMIT SUBSEQUENT AREA PLAN DOCUMENTS AS REQUIRED BY THE CALIFORNIA DEPARTMENT OF AGING (DISTRICTS: ALL)**

**OVERVIEW**

The Board of Supervisors (Board) has demonstrated a long-term commitment to providing programs focused on the safety and wellbeing of older adults and persons with disabilities. The

County of San Diego (County) Health and Human Services Agency, Aging & Independence Services (AIS) administers a wide variety of services for seniors and people with disabilities.

The State of California (State) requires the County of San Diego to submit a four-year Area Plan to the California Department of Aging (CDA) to receive Older Americans Act funds that support these programs and services. The Area Plan for Fiscal Years 2016-2020 was approved by the Board on April 26, 2016 (4) and submitted to the State.

If approved, today's actions would authorize submittal of the Area Plan for Fiscal Year 2020-2024 to the CDA and authorize the Director of the Health and Human Services Agency or designee to sign subsequent Area Plan documents. These actions support the County's *Live Well San Diego* vision by ensuring the County will continue to receive federal and State funding to administer needed programs and services for older adults and persons with disabilities.

**RECOMMENDATION(S)**  
**CHIEF ADMINISTRATIVE OFFICER**

1. Approve the Aging & Independence Services Planning and Service Area Plan for Fiscal Years 2020-2024 and authorize the Chair of the San Diego County Board of Supervisors to sign the required documents to submit the plan to the California Department of Aging.
2. Authorize the Agency Director, Health and Human Services Agency or designee to sign and submit subsequent Area Plan documents as required by the California Department of Aging during the four-year plan period.

**FISCAL IMPACT**

There is no direct fiscal impact associated with today's action to submit the Area Plan to the California Department of Aging. A separate Board Letter to approve the Revenue Agreement related to this Area Plan has been approved by your Board on May 5, 2020 (2). Submission of the Area Plan will allow AIS to continue to qualify for an estimated \$14,600,000 in annual Older Americans Act funding. There will be no change in net General fund costs and no additional staff years.

**BUSINESS IMPACT STATEMENT**

N/A

- 8. SUBJECT: AUTHORIZE COMPETITIVE SOLICITATION FOR AGING & INDEPENDENCE SERVICES HOME AND COMMUNITY BASED SERVICES (DISTRICTS: ALL)**

**OVERVIEW**

The County of San Diego (County) Health and Human Services Agency, Aging & Independence Services (AIS) provides a variety of programs serving seniors and persons with disabilities. These services support the goals and objectives established in the AIS Area Plan and Aging Roadmap.

On October 10, 2017 (5), the San Diego County Board of Supervisors (Board) authorized issuance of Requests for Proposals for home and community-based services. Current contracts will expire June 30, 2021, and Board authorization is being requested to issue Requests for Proposals (RFP) for home and community-based services.

If approved, today's actions would authorize a competitive solicitation of home and community-based services which include in-home supports for older adults and persons with disabilities such as care management and medical equipment, who might otherwise need out-of-home placement. The actions support the County's *Live Well San Diego* vision by continuing services that assist vulnerable older and disabled residents of San Diego County to access home care services, which promotes a healthy, safe, and thriving region.

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

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

In accordance with Section 401, Article XXIII of the County Administrative Code, authorize the Director, Department of Purchasing and Contracting, to issue a Competitive Solicitation for home and community-based services, and upon successful negotiations and determination of a fair and reasonable price, award contracts for a term of one initial year with up to three option years and up to an additional six months, if needed; and to amend the contracts as needed to reflect changes in program, funding, or service requirements, subject to the availability of funds and the approval of the Agency Director, Health and Human Services Agency.

##### **FISCAL IMPACT**

If approved, this request will result in no costs and revenue in Fiscal Year 2020-21 and estimated costs and revenue of \$1,303,000 in Fiscal Year 2021-22. The funding source is the Older Americans Act from the California Department of Aging. There will be no change in net General Fund cost and no additional staff years.

##### **BUSINESS IMPACT STATEMENT**

N/A

- 9. SUBJECT: APPROVE COMPENSATION AGREEMENT REGARDING WOOLWORTH BUILDING PROPERTY RETAINED BY THE CITY OF SAN DIEGO FOR FUTURE DEVELOPMENT (DISTRICTS: ALL)**

##### **OVERVIEW**

On February 1, 2012, California redevelopment agencies were dissolved and successor agencies were appointed to wind down redevelopment affairs, including the disposition of real estate owned. ABX1 26 and AB 1484 (collectively known as the "Dissolution Act") provide the methods of disposition available to successor agencies subsequent to the preparation and approval of a Long-Range Property Management Plan (LRPMP).

Following several revisions and amendments, the California Department of Finance approved the City of San Diego (City) Successor Agency's LRPMP on October 15, 2015. One of the properties included in the approved LRPMP is the Woolworth Building property, located at 3067 University Avenue in San Diego.

According to California Health and Safety Code Section 34180, a compensation agreement must be established between the successor agency and the affected taxing entities (ATEs) associated with the former redevelopment area, wherein the ATEs received payments in proportion to their shares of the base property tax for the value of the property retained for future development. The County of San Diego is one such ATE associated with the Woolworth Building property. Today's action requests for the San Diego County Board of Supervisors to approve the Compensation Agreement (Agreement) between the City and the County of San Diego regarding the Woolworth Building property and direct the Clerk of the Board to execute the Agreement.

### **RECOMMENDATION(S)**

#### **CHIEF ADMINISTRATIVE OFFICER**

Approve the Compensation Agreement (Agreement) regarding the Woolworth Building property retained by the City of San Diego for future development and direct the Clerk of the Board to execute the Agreement.

### **FISCAL IMPACT**

Funds for this request are not included in the Fiscal Year 2020-21 preliminary operating budget and will be included in the Fiscal Year 2020-21 CAO Recommended Operational Plan. If approved, this request may result in one-time revenue of approximately \$217,000 for the General Fund. This amount is based on the minimum compensation amount allowed by Health and Safety Code (the 2011 appraised value of \$1,400,000), less \$11,000 in appraisal, escrow, and closing costs, multiplied by the County of San Diego's proportional share of the base property tax for the property (approximately 15.69%). The funding source is a payment from the City of San Diego. There will be no change in net General Fund cost and no additional staff years.

### **BUSINESS IMPACT STATEMENT**

N/A

- 10. SUBJECT: NOTICED PUBLIC HEARING:  
CANCELLATION OF A PORTION OF UNISSUED SAN YSIDRO  
SCHOOL DISTRICT (SAN DIEGO COUNTY, CALIFORNIA) GENERAL  
OBLIGATIONS AUTHORIZED UNDER MEASURE C (DISTRICT: 1)**

### **OVERVIEW**

On March 4, 1997, the voters of the San Ysidro School District ("District") approved the authorization of a bond measure which appeared on the ballot as Measure C which approved the issuance of \$250,000,000 of general obligation bonds of the District. The District has \$108,487,389 of authorized but unissued bonds under Measure C and has determined that due to certain limitations in the Measure C ballot proposition it cannot access the remaining authorization in the immediate future.

On March 3, 2020, the voters of the District approved the authorization of two separate bond measures which appeared on the ballot as Measure T and Measure U (together, the "2020 Bond Measures") which approved the issuance of \$108,485,000 of general obligation bonds of the District. In the resolutions calling the bond elections on the 2020 Bond Measures, the Board of Education of the District (the "District Board") covenanted not to issue the unissued Measure C Bonds if the 2020 Bond Measures were adopted by the voters and to take steps in accordance with Education Code Section 15200 *et. seq* to cancel the authorization for the unissued Measure C Bonds.



On April 16, 2020, the District Board adopted a resolution, authorizing the members of the District Board to file a petition with the Board of Supervisors of the County of San Diego (the “County Board”) pursuant to Education Code Section 15200 *et seq.* to cancel the authorization with respect to the unissued Measure C Bonds.

If approved, today’s recommendation will authorize the cancellation of \$108,487,389 of unissued bonds under the 1997 Authorization.

**RECOMMENDATION(S)**

**CHIEF ADMINISTRATIVE OFFICER**

Adopt the Resolution entitled:

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, CANCELLING THE MEASURE C UNSOLD BONDS OF THE SAN YSIDRO SCHOOL DISTRICT AS PROVIDED BY SECTION 15200 OF THE EDUCATION CODE.

**FISCAL IMPACT**

There is no fiscal impact associated with this action.

**BUSINESS IMPACT STATEMENT**

N/A

- 11. SUBJECT: NOTICED PUBLIC HEARING:  
GENERAL SERVICES - APPROVE DISPOSITION AND  
DEVELOPMENT AGREEMENT AND GROUND LEASES FOR  
AFFORDABLE HOUSING DEVELOPMENT AT 5255 MOUNT ETNA  
DRIVE, SAN DIEGO (DISTRICT: 4)**

**OVERVIEW**

On June 20, 2017 (22), the Board of Supervisors (Board) directed staff to review potential County of San Diego (County)-owned properties that may be available for the development of affordable housing, and the former Sheriff’s Regional Crime Lab, located at 5255 Mount Etna Drive in San Diego (Site), was identified as being suitable for near-term development.

On February 13, 2018 (8), the Board authorized the Director, Department of General Services, to issue a Request for Statements of Qualifications and a subsequent Request for Proposals (RFP) to qualified firms to begin the competitive selection process for the ground lease and development of the Site. On June 26, 2018 (6), the Board received five proposals in response to the RFP and authorized staff to select a developer and negotiate the terms for the Ground Leases. Staff reviewed each proposal based on the criteria and goals stated in the RFP and identified a proposal submitted by Chelsea Investment Corporation (Chelsea) as the proposal that most closely aligned with the County’s goals for the Site. Chelsea’s proposal was for a 100% affordable housing development consisting of approximately 164 senior homes and approximately 240 family homes (Project). Earlier this year, the County applied for and the City of San Diego (City) approved a Community Plan Amendment and Rezone for the project site to enable the proposed development to occur as envisioned. The City’s approvals were preceded by the Board’s certification of an Environmental Impact Report prepared to support the land use changes and facilitate demolition of existing on-site structures.

Today's request is for the Board to adopt an Ordinance authorizing a Disposition and Development Agreement (DDA) between the County and Chelsea for the development of affordable housing at 5255 Mount Etna Drive, as well as approve the DDA, Ground Leases, and other documents necessary for implementation of the project. The Ground Leases will be executed upon satisfaction of conditions outlined in the DDA, including Chelsea's receipt of permits and the financing needed to construct the proposed development.

**RECOMMENDATION(S)**

**CHIEF ADMINISTRATIVE OFFICER**

1. Find the Environmental Impact Report SCH No. 2018091016, on file with the Department of General Services has been completed in compliance with the California Environmental Quality Act (CEQA) and State CEQA Guidelines, and that the Board has reviewed and considered the information contained therein prior to approving the project; and,
2. Find that there are no changes in the project or the circumstances under which it was undertaken which involve significant new environmental impacts which were not considered in the previously certified Environmental Impact Report (EIR), dated January 14, 2020, that there is no substantial increase in the severity of previously identified significant effects, and that no new information of substantial importance has become available since the EIR was prepared.
3. Find that Disposition and Development Agreement (DDA) and Ground Leases will help meet the housing needs of the County and result in economic benefits to the County.
4. Find that the public benefit of the leasing 5255 Mount Etna Drive in San Diego (Site) is expected to be greater than the public benefit which would result from the sale of the Site.
5. Adopt the following Ordinance after holding a public hearing as required by California Government Code section 25515.2. **(4 VOTES)**  
AN ORDINANCE AUTHORIZING A DISPOSITION AND DEVELOPMENT AGREEMENT BY AND BETWEEN THE COUNTY OF SAN DIEGO AND CHELSEA INVESTMENT CORPORATION OR ITS AFFILIATE FOR LEASE AND DEVELOPMENT OF THE REAL PROPERTY LOCATED AT 5255 MT ETNA DRIVE IN THE CITY OF SAN DIEGO.
6. Authorize the Clerk of the Board to publish the Ordinance in accordance with California Government Code section 25124.
7. Authorize the Director, Department of General Services, to execute the DDA with Chelsea Investment Corporation or an affiliate entity, and to execute the Ground Leases and any other attachments to the DDA, and perform any actions in furtherance of or necessary to administer or implement the DDA and Ground Leases, including but not limited to, approving and executing amendments to the DDA, the Ground Leases, and their attachments.
8. Authorize the Agency Director, Health and Human Services Agency, or a designee, to execute the Regulatory Agreement and any amendments to the Regulatory Agreement, and, perform any actions in furtherance of or necessary to administer or implement the DDA, Ground Leases, and Regulatory Agreement.

## **FISCAL IMPACT**

Funds associated with today's recommendations are included in the Fiscal Year 2020-21 preliminary operating budget in the Department of General Services, Facilities Management Internal Services Fund and will be included in the Fiscal Year 2020-21 CAO Recommended Operational Plan. If approved, this request will result in estimated costs and revenue of \$437,500. The funding source is charges to client departments. Subsequent year costs to administer the lease will be reflected in future operational plans and will be offset by the lease payments. Subsequent year revenues which will be directed to the General Fund, Finance Other received per the lease are estimated to be \$3,250,000 for Fiscal Year 2022-23 through Fiscal Year 2024-25. Subsequent to Fiscal Year 2024-25, the lease payments will be calculated as a total of 25% of cash flow from residential operations, with payments commencing upon stabilized occupancy. There will be no additional staff years.

## **BUSINESS IMPACT STATEMENT**

N/A

### **12. SUBJECT: SAN DIEGO COUNTY SMALL BUSINESS STIMULUS PROGRAM (DISTRICTS: ALL)**

#### **OVERVIEW**

On May 19, 2020 (28), the San Diego County Board of Supervisors ("Board") approved \$17 million of the CARES Act Coronavirus Relief Fund funds for economic stimulus for restaurants and small businesses. Staff was asked to report back in 45 days with recommendations to implement this economic stimulus program. Today's actions request Board approval for these recommendations and the needed actions to implement the program.

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

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

1. Approve the San Diego County Small Business Stimulus Grant Fund Proposal.
2. Establish appropriations of \$17,140,000 million in Finance Other County General Expense, Contribution to Other Agencies (\$17,000,000), Salaries and Benefits (\$108,872) and Services and Supplies (\$31,128) for the San Diego County Small Business Stimulus Program based on revenue from the CARES Act Coronavirus Relief Fund. **(4 VOTES)**

## **FISCAL IMPACT**

Funds for this request are partially included in the Fiscal Year 2020-21 preliminary operating budget in Finance and General Government Group Executive Office, Auditor and Controller, and Office of County Counsel. If approved, this request will result in costs and revenues of \$17,000,000 million to award grants and \$370,000 in estimated costs and revenues to administer the program in Fiscal Year 2020-21. The funding source is the federal CARES Act Coronavirus Relief Fund. There will be no change in net General Fund cost and no additional staff years.

## **BUSINESS IMPACT STATEMENT**

If approved, these recommendations will have a positive impact on the small business community. The grants will go towards assisting businesses that have been affected by COVID-19.

**13. 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 \$35,000 from the Neighborhood Reinvestment Program budget (Org 15650) to the San Diego Blood Bank to help fund a new bloodmobile with more efficient vehicle technology that can meet current air emissions standards.
2. Allocate \$35,000 from the Neighborhood Reinvestment Program budget (Org 15650) to the Chula Vista Police Foundation to fund a new Unmanned Aerial System (UAS) to support the Chula Vista Police Department in de-escalation efforts and providing critical information to officers.
3. Amend the purpose of the 6/26/2018 (10) Neighborhood Reinvestment Program budget (Org 15650) allocation of \$150,000 to the San Diego-Imperial Council, Boy Scouts of America to include costs of grading and related road work for their new campground called Camp Bashor, located south of Otay Lakes County Park, if funds remain available after the completion of review under the California Environmental Quality Act (CEQA). Authorize the Chief Financial Officer to amend the grant agreement accordingly.
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 grant amendment identified in Recommendation No. 3 is exempt from review under CEQA by Section 15061(b)(3) of the CEQA Guidelines because the amendment only allows the use of funds remaining after CEQA review is completed for grading and other related work; and, as a result, will not have a physical effect on the environment that would not already be assessed under CEQA.

**FISCAL IMPACT**

The fiscal impact of these recommendations is \$70,000. Funds for these requests are included in the Fiscal Year 2020-21 preliminary operating budget 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

**14. SUBJECT: AUTHORIZATION FOR AMENDMENT TO THE REGISTRAR OF VOTERS CONTRACT WITH TENEX SOFTWARE SOLUTIONS DUE TO COVID-19 RESPONSE (DISTRICTS: ALL)**

**OVERVIEW**

On March 4, 2020, Governor Gavin Newsom proclaimed a State of Emergency order for California due to the COVID-19 threat. Since the degree and duration of how COVID-19 would threaten public health for the November 3, 2020 presidential general election is uncertain, yet the need to provide sufficient time and certainty is paramount for election administrators to prepare appropriately for the election, the Governor issued two Executive Orders on May 8, 2020 and June 3, 2020. Among the requirements in his Executive Orders, the Governor requires all California voters be mailed a ballot while ensuring that alternative in-person voting options be available for voters who would need them. Additionally, the State Legislature is moving to codify and provide clarifying details to the Governor's Executive Orders through Assembly Bill 860 (Berman) and Senate Bill 423 (Umberg).

Today's action, if approved, authorizes the Director, Department of Purchasing and Contracting to amend contract No. 561628 with Tenex Software Solutions Electronic Poll Book System, to increase the purchase threshold for the acquisition of additional electronic poll books essential to in-person voting during the November 2020 presidential general election.

**RECOMMENDATION(S)**

**CHIEF ADMINISTRATIVE OFFICER**

In accordance with Board Policy A-87, Competitive Procurement, and Administrative Code Section 401, authorize the Director, Department of Purchasing and Contracting to amend contract No. 561628 with Tenex Software Solutions Electronic Poll Book System to increase purchase threshold for the purchase of additional electronic poll books for the November 2020 presidential general election, subject to the availability of funds; and to amend the contract as required to reflect changes to services and funding allocations, subject to the approval of the Registrar of Voters.

**FISCAL IMPACT**

Funds for this request will be included in the Fiscal Year 2020-21 CAO Recommended Operational Plan in the Registrar of Voters. If approved, this request will result in estimated costs and revenues of up to \$3,500,000. The funding sources are reimbursement of up to \$3,500,00 from Proposition 41, the Help America Vote Act (HAVA) and State of California Assembly Bill 1824 funds. There will be no change in net General Fund cost and no additional staff years.

**BUSINESS IMPACT STATEMENT**

N/A

**15. SUBJECT: CHAPTER VIII AGREEMENT NO. 7078 TO PURCHASE  
TAX-DEFAULTED LAND BY ANZA-BORREGO FOUNDATION  
(DISTRICTS: 2 AND 5)**

**OVERVIEW**

When a property owner fails to pay property taxes by the end of the fiscal year, the property becomes tax defaulted. If the property remains tax defaulted for five years, the property then becomes subject to the Treasurer-Tax Collector's Power to Sell. Statutory requirements are met pursuant to Revenue and Taxation Code § 3691, et seq. prior to the property being offered at sale. Prior to sale, taxing agencies and eligible non-profit organizations are notified of the scheduled sale and provided an opportunity to object to the sale of any of the properties being offered at public auction in order to acquire that property for public purpose, in accordance with § 3695 and Chapter VIII of the California Revenue and Taxation Code.

The Anza-Borrego Foundation has offered to purchase five (5) parcels of tax-defaulted land to be used for open space preservation as part of the Anza-Borrego Desert State Park. In accordance with Chapter VIII of the California Revenue and Taxation Code, we have prepared the proposed agreement for your approval.

**RECOMMENDATION(S)  
TREASURER-TAX COLLECTOR**

1. Adopt the Resolution entitled:  
A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO CONCERNING THE PROPOSED CHAPTER VIII AGREEMENT SALE NO. 7078 OF TAX-DEFAULTED PROPERTY TO ANZA-BORREGO FOUNDATION.
2. Adopt the Agreement approving the sale by Chapter VIII Agreement No. 7078 of five (5) parcels of land, subject to the Treasurer-Tax Collector's Power to Sell for Defaulted Taxes to the Anza-Borrego Foundation and authorize execution of said Agreements (two copies) by the Chairperson, attested by the Clerk of the Board of Supervisors.

**FISCAL IMPACT**

If approved, proceeds of \$9,100.00 from the sale of five (5) parcels to the Anza-Borrego Foundation will be used to redeem the delinquent prior year and current year taxes, costs and fees. Any funds remaining after satisfaction of all taxes, fees and costs of sale will be retained in the delinquent tax sale trust fund for a period of one year following the recordation of the tax deed to the purchaser of the property. During that period, any party of interest in the property at the time of the sale may apply for the proceeds by submitting a claim.

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

**BUSINESS IMPACT STATEMENT**

N/A

**16. SUBJECT: CHAPTER VIII AGREEMENT NO. 7077 TO PURCHASE TAX-DEFAULTED LAND BY COUNTY OF SAN DIEGO, DEPARTMENT OF PARKS AND RECREATION (DISTRICT: 2)**

**OVERVIEW**

When a property owner fails to pay property taxes by the end of the fiscal year, the property becomes tax defaulted. If the property remains tax defaulted for five years, the property then becomes subject to the Treasurer-Tax Collector's Power to Sell. Statutory requirements are met pursuant to Revenue and Taxation Code § 3691, et seq. prior to the property being offered at sale. Prior to sale, taxing agencies and eligible non-profit organizations are notified of the scheduled sale and provided an opportunity to object to the sale of any of the properties being offered at public auction in order to acquire that property for public purpose, in accordance with § 3695 and Chapter VIII of the California Revenue and Taxation Code.

The County of San Diego, Department of Parks and Recreation has offered to purchase four (4) parcels of tax-defaulted land to be used for the purpose of open space conservation. In accordance with Chapter VIII of the California Revenue and Taxation Code, we have prepared the proposed agreement for your approval.

**RECOMMENDATION(S)  
TREASURER-TAX COLLECTOR**

1. Adopt the Resolution entitled:  
A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO CONCERNING THE PROPOSED CHAPTER VIII AGREEMENT SALE NO. 7077 OF TAX-DEFAULTED PROPERTY TO COUNTY OF SAN DIEGO, DEPARTMENT OF PARKS AND RECREATION.
2. Adopt the Agreement approving the sale by Chapter VIII Agreement No. 7077 of four (4) parcels of land, subject to the Treasurer-Tax Collector's Power to Sell for Defaulted Taxes to the County of San Diego, Department of Parks and Recreation and authorize execution of said Agreements (two copies) by the Chairperson, attested by the Clerk of the Board of Supervisors.

**FISCAL IMPACT**

If approved, proceeds of \$20,800.00 from the sale of four (4) parcels to the County of San Diego, Department of Parks and Recreation will be used to redeem the delinquent prior year and current year taxes, costs and fees. Any funds remaining after satisfaction of all taxes, fees and costs of sale will be retained in the delinquent tax sale trust fund for a period of one year following the recordation of the tax deed to the purchaser of the property. During that period, any party of interest in the property at the time of the sale may apply for the proceeds by submitting a claim.

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

**BUSINESS IMPACT STATEMENT**

N/A

**17. SUBJECT: COUNTY OF SAN DIEGO AND SAN DIEGO COUNTY SCHOOL DISTRICTS TAX AND REVENUE ANTICIPATION NOTE PROGRAM, SERIES 2020 (DISTRICTS: ALL)**

**OVERVIEW**

In the ordinary course of business, local governments and school districts may experience temporary cash flow deficits during the fiscal year due to a mismatch in the timing of the receipt of revenues, which is largely focused on the months surrounding tax payment dates, and ongoing payment of expenditures. To meet these short-term cash flow needs, the County has issued a tax and revenue anticipation note (“TRAN”) to manage its cash flow. The issuance of this TRAN has taken place in conjunction with school districts within San Diego County that wish to issue their TRAN with the County via a County of San Diego and San Diego County School Districts Tax and Revenue Anticipation Note Program (“Note Program”). This year, like last year, the County does not foresee a need to issue a TRAN for the County of San Diego and will not participate in the Note Program. However, certain school districts still anticipate the need to participate in the Note Program. Today’s recommendation is to support these school districts and allow the County of San Diego to execute a TRAN on behalf of the participating school districts. The amount of the Series 2020 TRAN will be dependent on the participating school districts’ projected cash flow profiles for Fiscal Year 2020-21.

**RECOMMENDATION(S)**

**CHIEF ADMINISTRATIVE OFFICER**

Adopt a Resolution entitled:

**RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO PROVIDING FOR THE BORROWING OF FUNDS BY CERTAIN SCHOOL DISTRICTS FOR FISCAL YEAR 2020-2021 THROUGH THE EXECUTION BY THE COUNTY OF CERTAIN 2020 TAX AND REVENUE ANTICIPATION NOTES AND THE PARTICIPATION BY SUCH SCHOOL DISTRICTS IN THE COUNTY OF SAN DIEGO AND SAN DIEGO COUNTY SCHOOL DISTRICTS TAX AND REVENUE ANTICIPATION NOTE PROGRAM.**

**FISCAL IMPACT**

There is no fiscal impact associated with today’s action. The Series 2020 TRAN will be obligations of the school districts participating in the Fiscal Year 2020-21 Note Program and will be payable from authorized revenues of the respective school districts, and do not constitute an obligation of the County of San Diego. The cost of delivering the Series 2020 TRAN will be the responsibility of the participating school districts.

**BUSINESS IMPACT STATEMENT**

N/A



**18. SUBJECT: MIRACOSTA COMMUNITY COLLEGE DISTRICT GENERAL OBLIGATION BONDS (ELECTION OF 2016, SERIES B) (DISTRICTS: 3, 5)**

**OVERVIEW**

On November 8, 2016, a bond election was held in the MiraCosta Community College District, County of San Diego, State of California (“District”) at which the requisite 55% or more of the persons voting on the bond measure (“Measure MM Authorization”) voted to authorize the issuance and sale of \$455,000,000 principal amount of general obligation bonds of the District.

On September 12, 2017, the District issued and sold a series of bonds in an aggregate amount of \$100,000,000 leaving an available balance of Measure MM Authorization of \$355,000,000.

On June 11, 2020, the District authorized the issuance of the second series of bonds under the Measure MM Authorization in an aggregate principal amount not to exceed \$255,000,000 to be designated the “MiraCosta Community College District (San Diego County, California) General Obligation Bonds, Election of 2016, Series B” (“Series B GO Bonds”).

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

**RECOMMENDATION(S)**

**CHIEF ADMINISTRATIVE OFFICER**

Adopt a Resolution entitled:

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

**FISCAL IMPACT**

The Series B GO Bonds will be general obligations of the MiraCosta Community College 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

**19. SUBJECT: CHULA VISTA ELEMENTARY SCHOOL DISTRICT GENERAL OBLIGATION BONDS (ELECTION OF 2020, SERIES A) (DISTRICT: 1)**

**OVERVIEW**

A bond election was held in the Chula Vista Elementary School District, County of San Diego, California (“District”) on March 3, 2020, at which at least 55% of voters casting ballots authorized the issuance of general obligation bonds of the District in the maximum aggregate principal amount of \$300,000,000 (“Measure M Authorization”).

On June 17, 2020, the District Board adopted a resolution (“District Resolution”) authorizing the issuance of the first series of bonds under Measure M Authorization. The District Board authorized the issuance in an aggregate principal amount not to exceed \$50,000,000 for Measure M Authorization to be designated “Chula Vista Elementary School District (San Diego County, California) General Obligation Bonds, Election of 2020, Series A” (“Series A Bonds”).

Today’s recommendation requests adoption of a resolution for the issuance of the Series A Bonds. The resolution includes: authorizing the District to issue and sell Series A Bonds, designating the Treasurer-Tax Collector of San Diego as the Paying Agent, executing a Paying Agent and Investment Management Agreement and directing the Auditor and Controller to maintain the tax roll for the Series A Bonds.

**RECOMMENDATION(S)  
CHIEF ADMINISTRATIVE OFFICER**

Adopt a Resolution entitled:

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF A PAYING AGENT AGREEMENT AND INVESTMENT MANAGEMENT AGREEMENT, AND AUTHORIZING THE EXECUTION OF NECESSARY CERTIFICATES RELATING TO THE CHULA VISTA ELEMENTARY SCHOOL DISTRICT (SAN DIEGO COUNTY, CALIFORNIA) ELECTION OF 2020 GENERAL OBLIGATION BONDS, SERIES A.

**FISCAL IMPACT**

The Series A Bonds will be general obligations of the Chula Vista Elementary 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

**20. SUBJECT: SAN YSIDRO SCHOOL DISTRICT 2020 GENERAL OBLIGATION BONDS (ELECTION OF 2020, SERIES A (MEASURE U) AND B (MEASURE T)) (DISTRICT: 1)**

**OVERVIEW**

A bond election was held in the San Ysidro School District, County of San Diego, California (“District”) on March 3, 2020, at which at least 55% of voters casting ballots authorized the issuance of general obligation bonds of the District in the maximum aggregate principal amount of \$52,985,000 (“Measure T Authorization”) and \$55,500,000 (“Measure U Authorization”).

On June 18, 2020, the District Board adopted two resolutions (“District Resolutions”) authorizing the issuance of the first series of bonds under Measure T Authorization and Measure U Authorization. The District Board authorized the issuance in an aggregate principal amount not to exceed \$18,500,000 for Measure T Authorization and \$20,000,000 for Measure U Authorization to be designated “San Ysidro School District (San Diego County, California) General Obligation Bonds, Election of 2020, Series A and Series B” (“2020 GO Bonds”). The District has received a qualified certification in its most recent interim report and thereby has requested that the County sell the 2020 GO Bonds on its behalf as required by Section 15140 of the Education Code.

Today’s recommendation will request adoption of a resolution for issuance of the 2020 GO Bonds. The resolution includes authorizing the County on behalf of the District to issue and sell 2020 GO bonds, approve the forms and authorize the execution of documents required for the issuance of the 2020 GO Bonds, designating the Treasurer-Tax Collector of San Diego as the Paying Agent, executing a Paying Agent and Investment Management Agreement, and directing the Auditor and Controller to maintain the tax roll for the 2020 GO Bonds.

**RECOMMENDATION(S)**  
**CHIEF ADMINISTRATIVE OFFICER**

1. Adopt a Resolution entitled:  
RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, AUTHORIZING THE SALE OF NOT TO EXCEED \$18,500,000 OF MEASURE T BONDS OF THE SAN YSIDRO SCHOOL DISTRICT BY A NEGOTIATED SALE PURSUANT TO A BOND PURCHASE AGREEMENT, PRESCRIBING THE SALE OF SAID BONDS, APPROVING THE FORM OF CERTAIN RELATED DOCUMENTS, AUTHORIZING THE EXECUTION AND DELIVERY OF SAID DOCUMENTS, DIRECTING THE COUNTY AUDITOR AND CONTROLLER TO MAINTAIN TAXES ON THE TAX ROLL AND AUTHORIZING THE EXECUTION OF THE INVESTMENT MANAGEMENT AGREEMENT, PAYING AGENT AGREEMENT AND NECESSARY CERTIFICATES RELATING TO SAID BONDS.
  
2. Adopt a Resolution entitled:  
RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, AUTHORIZING THE SALE OF NOT TO EXCEED \$20,000,000 OF MEASURE U BONDS OF THE SAN YSIDRO SCHOOL DISTRICT BY A NEGOTIATED SALE PURSUANT TO A BOND PURCHASE AGREEMENT, PRESCRIBING THE SALE OF SAID BONDS, APPROVING THE FORM OF CERTAIN RELATED DOCUMENTS, AUTHORIZING THE EXECUTION AND DELIVERY OF SAID DOCUMENTS, DIRECTING THE COUNTY AUDITOR AND CONTROLLER TO MAINTAIN TAXES ON THE TAX ROLL AND AUTHORIZING THE EXECUTION OF THE INVESTMENT MANAGEMENT AGREEMENT, PAYING AGENT AGREEMENT AND NECESSARY CERTIFICATES RELATING TO SAID BONDS.

**FISCAL IMPACT**

The 2020 GO Bonds will be general obligations of the San Ysidro 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

**21. 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

**22. 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."

**RECOMMENDATION(S)**

**CHIEF ADMINISTRATIVE OFFICER**

Modify the June 23, 2020 appointment of F. Javier Salaiz to the CITIZENS' LAW ENFORCEMENT REVIEW BOARD (CLERB) from Seat No. 5 to Seat No. 9, for a term to begin July 1, 2020 and expire June 30, 2022.

Re-appoint Robert Spriggs Jr. to the CITIZENS' LAW ENFORCEMENT REVIEW BOARD (CLERB), Seat No. 5, for a term to begin July 1, 2020 and expire June 30, 2023.

**FISCAL IMPACT**

N/A

**BUSINESS IMPACT STATEMENT**

N/A

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

**OVERVIEW**

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

**Golden Door Properties, LLC. v. County of San Diego.; California Fourth District Court of Appeals No. D075328**

- B. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
Sierra Club, et al. v. County of San Diego.; California Fourth District Court of Appeals No. D075478
- C. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
Sierra Club v. County of San Diego.; California Fourth District Court of Appeals No. D075504
- D. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
Patrick Preston v. County of San Diego; Workers’ Compensation Appeals Board, San Diego District No. ADJ11613363
- E. CONFERENCE WITH LEGAL COUNSEL – INITIATION OF LITIGATION  
Initiation of litigation pursuant to paragraph 4 of subdivision (d) of Government Code section 54956.9: (Number of Potential Cases – 1)
- F. 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)
- G. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
Arlet Cruz, et al. v. County of San Diego, et al.; United States District Court, Southern District, No. 19-cv-2450-W-KSC
- H. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
Estate of Mark Adkins, et al. v. County of San Diego, et al.; United States District Court, Southern District, No. 18-cv-00371-H-MDD
- I. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
K.P. v. Richard Fischer, et al.; San Diego County Superior Court No. 37-2017-00045448-CU-MC-CTL
- J. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
L.R. v. Richard Fischer, et al.; San Diego County Superior Court No. 37-2017-00047075-CU-MC-CTL
- K. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
W.F. v. Richard Fischer, et al.; San Diego County Superior Court No. 37-2017-00045448-CU-MC-CTL

- L. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
C.M. v. Richard Fischer, et al.; San Diego County Superior Court No.  
37-2018-00011150-CU-MC-CTL
  
- M. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
P.S. v. Richard Fischer, et al.; San Diego County Superior Court No.  
37-2018-00011252-CU-MC-CTL
  
- N. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
K.H. v. Richard Fischer, et al.; San Diego County Superior Court No.  
37-2018-00011184-CU-MC-CTL
  
- O. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
N.G. v. Richard Fischer, et al.; San Diego County Superior Court No.  
37-2018-00039569-CU-CR-CTL
  
- P. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
D.A. v. Richard Fischer, et al.; San Diego County Superior Court No.  
37-2018-00011202-CU-MC-CTL
  
- Q. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
S.H. v. Richard Fischer, et al.; San Diego County Superior Court No.  
37-2018-00011257-CU-MC-CTL
  
- R. 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)
  
- S. CONFERENCE WITH LEGAL COUNSEL – INITIATION OF LITIGATION  
Initiation of litigation pursuant to paragraph 4 of subdivision (d) of Government  
Code section 54956.9: (Number of Potential Cases – 1)
  
- T. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
SEIU 221. v. County of San Diego; Public Employee Relation Board No.  
LA-CE-1360-M