

CLERK OF THE BOARD OF SUPERVISORS
BOARD OF SUPERVISORS MEETING

TUESDAY, MAY 19, 2026

Legislative Services Section: (619) 531-5434

INDEX:

Revised Pages

REVISED AGENDA AND BACKUP:

- 5. SHERIFF - ADOPT AN ORDINANCE AMENDING TITLE 1, DIVISION 1, CHAPTER 1 AND TITLE 2, DIVISION 1, CHAPTER 11 OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES RELATING TO LICENSES REQUIRED FROM THE SHERIFF (05/19/2026 - first reading; 06/09/2026 - second reading unless ordinance is modified on second reading)**

- 25. ADOPTING A REVISED RESOLUTION OF THE BOARD OF SUPERVISORS PROPOSING AMENDMENTS TO THE CHARTER OF THE COUNTY OF SAN DIEGO ENTITLED "A TRANSPARENT, ACCOUNTABLE, MODERN COUNTY GOVERNMENT" AND AMENDING THE ORDINANCE MODERNIZING THE SAN DIEGO COUNTY CHARTER TO STRENGTHEN TRANSPARENCY, ACCOUNTABILITY, AND INDEPENDENT OVERSIGHT**

- 30. ADDRESSING HOUSING NEEDS FOR TRANSITIONAL AGE YOUTH EXITING FOSTER CARE**

- 31. FISCAL YEAR 2025-26 THIRD QUARTER OPERATIONAL PLAN STATUS REPORT, BUDGET ADJUSTMENTS, AND AUTHORITY TO EXECUTE A GRANT AGREEMENT WITH FEEDING SAN DIEGO**

NEW AGENDA PAGES AND BACKUP:

- 36. CLOSED SESSION**

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COUNTY OF SAN DIEGO BOARD OF SUPERVISORS
REGULAR MEETING AGENDA

TUESDAY, MAY 19, 2026, 9:00 AM AND WEDNESDAY, MAY 20, 2026, 9:00 AM
COUNTY ADMINISTRATION CENTER
BOARD CHAMBER, ROOM 310
1600 PACIFIC HIGHWAY, SAN DIEGO, CA 92101

GENERAL LEGISLATIVE SESSION
TUESDAY, MAY 19, 2026, 9:00 AM

Order Of Business

- A. Roll Call
- B. Invocation
- C. Pledge of Allegiance
- D. Presentation or Announcement of Proclamations and Awards
- E. Non-Agenda Public Communication: Individuals can address the Board on topics within its jurisdiction that are not on the agenda. According to the Board’s Rules of Procedure, each person may speak at only one Non-Agenda Public Communication session per meeting. Speakers can choose to speak during either the General Legislative or Land Use Legislative Session.
- F. Approval of the Statement of Proceedings/Minutes for the sessions of May 5, 2026 and May 6, 2026, and minutes for concurrent Special District meeting of the San Diego County Fire Protection District for May 5, 2026.
- G. Consent Agenda
- H. Discussion Items
- I. **Time Certain: 9:00 a.m., Wednesday, May 20, 2026**
Item 35: INITIATE TRANSITION OF SAN PASQUAL ACADEMY (ACADEMY) AND CONTINUE COMMUNITY ENGAGEMENT TO IDENTIFY FEASIBLE AND SUSTAINABLE OPTIONS FOR THE FUTURE OF THE ACADEMY
- I.J. Board Member Committee Updates. This is an opportunity for Members of the Board to provide informational updates on their committee assignments. No action may be taken.
- I.K. Recess to Wednesday, May 20, 2026, at 9:00 AM for the Land Use Legislative Session

Viewing Agenda Materials

All documents and attachments related to agenda items are available for public viewing. You can access them online at www.sandiegocounty.gov/cob, or in person at the Clerk of the Board’s Office, located at 1600 Pacific Highway, Room 402, San Diego, CA 92101. The Board Meeting calendar is online at www.sandiegocounty.gov/bos/calendar.html.

How to Speak at a Board Meeting

If you would like to speak at the meeting, either in person or by phone, you can sign up by visiting <https://PublicComment.SanDiegoCounty.gov>. On the form, you will be asked to enter your name and choose how you would like to participate, either by attending in person or calling in virtually. If you choose to speak by phone, please make sure to enter a valid phone number so we can identify you when you call. You will also be asked to select the agenda item or items you wish to comment on and indicate whether you are in favor, opposed, or neutral. Once you submit the form, you will receive a confirmation email. If you need the information on the website in another language, simply click the Translate button at the top of the page and select your preferred language.

You can also submit a comment in writing at www.sandiegocounty.gov/ecomment, via email to PublicComment@sdcounty.ca.gov, or by mail to 1600 Pacific Highway, Room 402, San Diego, CA 92101.

Board Actions and Recommendations

The Board of Supervisors may take action on any item listed on the meeting agenda. While each agenda item includes recommendations, these are only suggestions and do not limit what the Board may ultimately decide. Individuals should not assume that the Board will follow the recommendations.

Accessibility Accommodations

The County is committed to making Board meetings accessible to everyone. If you need accommodations to participate, please contact us at least three days before the meeting by calling 619-531-5434 (TTY 619-531-4803) or emailing PublicComment@sdcounty.ca.gov. If you need a sign language interpreter, you can call 619-531-4908. Assistive Listening Devices are also available from the Clerk of the Board's Office in Room 402.

Language Interpretation Services

The County of San Diego wants everyone to be able to participate in Board meetings—no matter what language they speak. A Spanish interpreter is available at every Board of Supervisors meeting to assist those who wish to speak to the Board in Spanish. If you need interpretation in another language, please request it at least 72 hours before the meeting by calling 619-531-5434 or emailing PublicComment@sdcounty.ca.gov.

In addition, the County can provide space in the Board Chamber's Observation Balcony for those providing or receiving interpretation, supporting the use of personal devices like phones or headsets, or help connect you to outside interpretation services for other languages. Please contact the Clerk of the Board in advance so we can make the necessary arrangements. Interpretation must not interrupt the meeting, in accordance with Government Code Section 54957.95.

Levine Act Notice – Campaign Contribution Disclosures

Under the Levine Act (Government Code § 84308), anyone involved in a proceeding before the Board, such as for a license, permit, or other entitlement for use, must disclose any campaign contributions over \$500 made to Board Members within the past 12 months. This includes contributions made by the parties themselves or their agents. The disclosure must include the name of the contributor and recipient, the amount, and the date of the contribution. Disclosures can be made orally during the meeting or in writing on the request-to-speak form.

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|--|------------|---|
| Financial and
General
Government | 34. | CONSIDER A POLICY FOR BOARD OF SUPERVISORS AD HOC
SUBCOMMITTEES |
| Health and
Human Services | 35. | INITIATE TRANSITION OF SAN PASQUAL ACADEMY (ACADEMY)
AND CONTINUE COMMUNITY ENGAGEMENT TO IDENTIFY
FEASIBLE AND SUSTAINABLE OPTIONS FOR THE FUTURE OF THE
ACADEMY

<u>(TIME CERTAIN: 9:00 A.M., WEDNESDAY, MAY 20, 2026)</u> |
| <u>Closed Session</u> | <u>36.</u> | <u>CLOSED SESSION</u> |

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EQUITY IMPACT STATEMENT

County departments are guided by County Regulatory Codes in how they serve the region and customers consistently and equitably. Outside of regular sunset reviews, departments will seek to amend County codes to keep documents up to date and provide clarifying language. This amendment updates the code provision to be in alignment with current County practices.

SUSTAINABILITY IMPACT STATEMENT

This action to review County Regulatory Code aligns with the goal to promote opportunities for community engagement and supports the sustainability of governmental practices and services. The update proposed in today's action are meant to ensure that practices outlined in County codes are up to date, reflect current processes, and are needed to sustain services and responsibilities to the region.

FISCAL IMPACT

There is no fiscal impact associated with the proposal to remove provisions within ~~and to establish the sunset dates for the~~ County Regulatory Code. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

6. **SUBJECT: ADMINISTRATIVE ITEM:
SECOND CONSIDERATION AND ADOPTION OF ORDINANCE:
SHERIFF - ADOPT AN ORDINANCE AMENDING ARTICLE III
SECTION 66.1 OF THE SAN DIEGO COUNTY ADMINISTRATIVE
CODE, RELATING TO THE SHERIFF'S OFFICE (05/05/2026 - first
reading; 05/19/2026 - second reading unless ordinance is modified on
second reading) (DISTRICTS: ALL)**

OVERVIEW

On May 5, 2026 (2), the Board of Supervisors took action to further consider and adopt the Ordinance on May 19, 2026.

Today's item requests that the San Diego County Board of Supervisors (Board) review and approve the introduction of an ordinance relating to Administrative Code Article III, Section 66.1 General Rules, Sheriff's Asset Forfeiture Program. The proposed revision is for the addition of the following: "as well as asset forfeiture shared funds from other law enforcement agencies." This mirrors the same language found in Sections 66.2 District Attorney Asset Forfeiture Program and 66.4 Chief Probation Officer Forfeiture Program. Asset forfeiture programs offer counties significant benefits by providing a mechanism to disrupt, dismantle, and deter criminal enterprises, particularly drug trafficking and white-collar crime, by seizing illicit proceeds and tools. These funds support law enforcement and public safety efforts by enabling the purchase of equipment and supporting training without increasing the need for general purpose revenue.

Today's actions seek Board approval for the amendment to Administrative Code Article III, Section 66.1 General Rules - Sheriff's Asset Forfeiture Program and approve the introduction of ordinance (first reading) to amend the Administrative Code with the corresponding change. If the Board takes action as recommended on May 5, 2026, then the ordinance will be scheduled for adoption on May 19, 2026.

RECOMMENDATION(S)

SHERIFF

Consider and adopt (unless ordinance is modified on second reading):

AN ORDINANCE AMENDING ARTICLE III SECTION 66.1 OF THE SAN DIEGO COUNTY ADMINISTRATIVE CODE, RELATING TO THE SHERIFF'S OFFICE.

EQUITY IMPACT STATEMENT

County of San Diego (County) departments are guided by Administrative Codes to serve the region and customers consistently and equitably. Outside of regular sunset reviews, departments will seek to amend County codes to keep documents up to date and provide clarifying language. This amendment updates the Administrative Code provision to be in alignment with current County practices.

SUSTAINABILITY IMPACT STATEMENT

The action to review and amend the County of San Diego (County) Administrative Code aligns with the goal to promote opportunities for community engagement and supports the sustainability of governmental practices and services. The update to the Administrative Code in today's action is meant to ensure that practices outlined in County codes are up to date, reflect current processes, and are needed to continue services and responsibilities to the region.

FISCAL IMPACT

There is no net fiscal impact associated with the proposal to amend the Administrative Code Article III, Section 66.1. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

7. **SUBJECT: ADMINISTRATIVE ITEM:
SECOND CONSIDERATION AND ADOPTION OF ORDINANCES:
NOTICE OF PUBLIC HEARING: ADOPT ORDINANCES RELATED
TO FEES AND RATES FOR COUNTY FIRE AND MEDICAL
EXAMINER EFFECTIVE FISCAL YEAR 2026-27 (05/05/26 - FIRST
READING; 05/19/26 - SECOND READING UNLESS ORDINANCE IS
MODIFIED ON SECOND READING) (DISTRICTS: ALL)**

OVERVIEW

On May 5, 2026 (09), the Board of Supervisors took action to further consider and adopt the Ordinances on May 19, 2026.

THE PURPOSE OF SUBMITTING TO THE VOTERS AMENDMENTS TO THE SAN DIEGO COUNTY CHARTER ENTITLED “A TRANSPARENT, ACCOUNTABLE, MODERN COUNTY GOVERNMENT.”

2. Authorize the Chair to file a ballot argument and any rebuttal and to determine other voters and/or associations that may join in signing.
3. Direct the Chief Administrative Officer to provide residents with impartial, factual information regarding the proposed Charter amendments and their potential implications for County governance. These efforts may include, but are not limited to, an impartial website summary, public forums, social media, tele-town halls, and other forms of community outreach designed to ensure residents have clear, accessible, and accurate information to make an informed decision on the proposed measure.
4. Direct the Chief Administrative Officer, County Counsel, and the Clerk of the Board of Supervisors to support all activities related to the actions described in this Board Letter, including, but not limited to, consolidating Charter annotations into an appendix and working with the Charter Reform Implementation Task Force to support implementation of the approved reforms.

EQUITY IMPACT STATEMENT

This action supports the County's commitment to equitable service delivery by strengthening transparency, accountability, and independent oversight of County government operations. Ensuring that public resources are managed effectively and that performance information is accessible to all residents supports more equitable outcomes across all communities served by the County.

SUSTAINABILITY IMPACT STATEMENT

This action supports the County's long-term fiscal and operational sustainability by establishing independent oversight mechanisms and improving access to budget and performance information. Strengthening accountability structures and evidence-based decision-making supports responsible stewardship of public resources over time.

FISCAL IMPACT

There is no immediate fiscal impact associated with today's recommended action. The proposed Charter reforms are intended to be implemented using existing resources and are designed to be cost-neutral. Over time, strengthened oversight and accountability are expected to reduce inefficiencies, prevent waste, and improve the effective use of public funds.

BUSINESS IMPACT STATEMENT

The proposed Charter reforms do not create new regulatory burdens or costs for businesses. By improving transparency, fiscal discipline, and government effectiveness, the reforms are expected to foster a more stable, predictable, and competitive local economic environment.

- 25. SUBJECT: ADOPTING A REVISED RESOLUTION OF THE BOARD OF SUPERVISORS PROPOSING AMENDMENTS TO THE CHARTER OF THE COUNTY OF SAN DIEGO ENTITLED “A TRANSPARENT, ACCOUNTABLE, MODERN COUNTY GOVERNMENT” AND AMENDING THE ORDINANCE MODERNIZING THE SAN DIEGO COUNTY CHARTER TO STRENGTHEN TRANSPARENCY, ACCOUNTABILITY, AND INDEPENDENT OVERSIGHT (DISTRICTS: ALL)**

OVERVIEW

On April 21, 2026 (14), the Board of Supervisors (Board) considered a proposal to amend the County Charter, and, by a vote of 3 to 2, adopted a resolution and approved the introduction of an ordinance to submit proposed County Charter amendments to County voters on November 3, 2026.

During the Board discussion on this item, members of the Board were provided supplemental information by staff, shared additional ideas, and expressed their openness to the possibility of making revisions during the further consideration of the ordinance, scheduled for May 19, 2026.

Based on the Board’s discussion of the proposed amendments to the County Charter, I am submitting a revised resolution proposing amendments to the County Charter and a revised version of the proposed ordinance for the Board to consider during the May 19, 2026, Board meeting. In summary, the revisions I am suggesting to the proposed ordinance include the following:

- Restore language maintaining two four-year term limits for current members of the County Board of Supervisors and clarify that the proposed term limit extension for members of the County Board of Supervisors would only apply to future Board members
- Delete language empowering Supervisors to confirm and remove senior staff appointed by the Chief Administrative Officer
- Add language establishing the proposed independent program auditor position as ~~either:~~
 - an elected position; ~~or~~
 - an appointed position reporting to an elected auditor
- Clarify language specifying that members of the Board of Supervisors are prohibited from interfering in the decisions of the County’s Director of the Department of Purchasing and Contracting, prohibited from dealing directly with the Director for the purpose of buying supplies, and are limited to conducting official business with the Director only when the Board is convened in regular session
- Delete provisions proposing to establish term limits for the elected County offices when a change in State law would be required to establish such limits.

RECOMMENDATION(S)

SUPERVISOR JOEL ANDERSON

1. Adopt a Resolution entitled RESOLUTION OF THE BOARD OF SUPERVISORS AMENDING RESOLUTION NO. 26-024 PROPOSING AMENDMENTS TO THE CHARTER OF THE COUNTY OF SAN DIEGO ENTITLED “A TRANSPARENT, ACCOUNTABLE, MODERN COUNTY GOVERNMENT.”

exploitation and are less likely to report violations due to fear of retaliation, language barriers, or lack of access to legal resources. As a result, those most vulnerable are often the least likely to recover wages they are rightfully owed. Expanding the County's enforcement capacity through additional staffing and targeted outreach directly addresses these inequities by increasing access to justice, improving recovery outcomes, and ensuring that all workers regardless of background are protected and paid for their labor.

SUSTAINABILITY IMPACT STATEMENT

The proposed action to expand wage theft enforcement strengthens economic, social, and health sustainability by ensuring workers receive earned income that supports household stability and community well-being. When wages are withheld, families are more likely to rely on public assistance, increasing strain on County systems and undermining long-term economic resilience. This initiative advances County Sustainability Goals by promoting just and equitable access to protections, supporting economic stability, and protecting health and wellbeing through reduced financial stress and insecurity. Strengthened enforcement also supports a fair and competitive business environment, discouraging unlawful practices and reinforcing responsible economic activity across industries.

FISCAL IMPACT

There is no fiscal impact for Fiscal Year (FY) 2025-26 for the addition of 2.0 staff years as requested in Recommendation 1. If approved, there will be ongoing costs and revenue of \$300,000 starting FY 2026-27 that will be referred to budget deliberations in the Office of Labor Standards and Enforcement based on available General Purpose Revenue. Subsequent fiscal year costs will be included in future years Operational Plans based on available funding.

Funds for the actions requested in Recommendations 2-6 are included in the Fiscal Year 2025-26 Operational Plan and the Fiscal Year 2026-27 CAO Recommended Operational Plan based on existing staff time in the Office of Labor Standards and Enforcement, Office of County Counsel, and the Office of Economic Development and Government Affairs (EDGA) funded by existing General Purpose Revenue. At this time, there will be no change in net General Fund cost and no additional staff years associated with these recommendations. There may be fiscal impacts associated with future related recommendations which staff would return to the Board for consideration and approval.

BUSINESS IMPACT STATEMENT

Strengthening wage theft enforcement promotes a fair and competitive business environment by holding all employers to the same labor standards. Unlawful practices such as wage theft disadvantage businesses that comply with the law and invest in their workforce, creating an uneven playing field across industries. Expanding investigative capacity will improve enforcement outcomes and reinforce accountability, while also supporting long-term compliance. At the same time, OLSE provides education, training, and resources to help businesses understand and meet their obligations to their workforce. This approach balances enforcement with support, fostering responsible business practices and a more stable and equitable local economy.

30. SUBJECT: ADDRESSING HOUSING NEEDS FOR TRANSITIONAL AGE YOUTH EXITING FOSTER CARE (DISTRICTS: ALL)

OVERVIEW

Each year in San Diego County, young adults exit the foster care system without the stable housing, family support, or financial resources needed to successfully transition into adulthood. For many, this moment represents not a new beginning, but a point of heightened vulnerability. Without intervention, a significant number of these young adults will experience homelessness within months, often entering a cycle that becomes increasingly difficult to break.

Transitional Age Youth (TAY) who have experienced foster care frequently face compounded challenges, including trauma, limited employment opportunities, and unmet behavioral health needs. Traditional housing solutions are often not designed to meet these unique circumstances, leaving a critical gap between systems of care and long-term housing stability. The State of California's Homekey+ program provides an opportunity to address this gap by supporting housing models that combine stable, permanent housing with integrated services for people living with behavioral health challenges, including mental health and/or substance use challenges, and who are at risk of or experiencing homelessness (including Veterans and Youth).

In the City of Vista, Dignity Moves, in partnership with Casa de Amparo, TrueCare, and the City of Vista, is advancing a Homekey+ project to develop 35 units of permanent supportive housing specifically for Transitional Age Youth (ages 18-25) exiting foster care in San Diego. This project would also include on-site medical and behavioral health services, education and employment services, and case management.

Today's action requests authorization to commit up to \$1.8 million in one-time County funding from Unlocked Reserves, subject to the award of Homekey+ funding, to help close a remaining funding gap, leverage over \$10 million in State investment, and support a project designed to provide not only housing, but a pathway to stability, independence, and long-term success.

RECOMMENDATION(S)

SUPERVISOR JIM DESMOND AND VICE-CHAIR MONICA MONTGOMERY STEPPE

1. Find in accordance with Section 15060(c)(3) of the California Environmental Quality Act (CEQA) Guidelines, that the actions described herein are administrative in nature and not a project as defined by the state CEQA Guidelines Section 15378.
2. Direct the Chief Administrative Officer or designee to include \$1.8 million within the Unlocked Reserves Framework for the purpose of providing affordable housing ~~loans~~ funding to support Homekey+ acquisition, rehabilitation, and development. Disbursement of funds shall be contingent upon successful appraisal review, underwriting, financial feasibility review, and an award of funding through the California Department of Housing and Community Development (HCD). If Homekey+ funds are not awarded, County funds would not be used.
3. Direct the Chief Administrative Officer or designee to identify, allocate, and transfer \$1.8 million in available appropriations within HHSA to Housing and Community Development Services as needed, based on Unlocked Reserves. Appropriation identified

21. Cancel the remaining budget of Capital Projects that are anticipated to be completed or cancelled by the end of the Fiscal Year. The remaining funds will be returned to the original funding sources.
 - Cancel appropriations and related revenue of up to \$3,488,656.08 as noted in Schedule C for Capital Projects that will be completed/cancelled and closed by the end of Fiscal Year 2025-26. This is composed of \$3,488,656.08 in the Capital Outlay Fund.

Recommendation on use of Unlocked Reserves based on advice and guidance of the Ad Hoc Subcommittee on Sustainable Fiscal Planning (Recommendations 22 through 23):

22. Transfer appropriations of ~~\$23,222,94411,000,000~~ for the use of Unlocked Reserves in Fiscal Year (FY) 2025-26 based on the advice and guidance of the Ad Hoc Subcommittee on Sustainable Fiscal Planning (Subcommittee) per direction given to the CAO during the January 28, 2026 (21) meeting. This item will transfer appropriations based on operational savings with no impact to existing services or the General Fund.
 - Transfer and allocate appropriations of ~~\$23,222,94411,000,000~~ to Housing and Community Development Services, Services & Supplies, for expanded funding of the Innovative Housing Trust Fund (~~\$22,222,94410,000,000~~) including production and preservation of affordable housing and to Self-Sufficiency Services, Services & Supplies, for Feeding San Diego (\$1,000,000) to support hunger-relief efforts in San Diego County, based on Unlocked Reserves. This transfer and allocation of appropriations is based on operational savings within Behavioral Health Services, with appropriation capacity and related funding that is not anticipated to be used. As a result, there is no impact to services or the General Fund and no increase in the overall budget. The use of Unlocked Reserves is recommended based on San Diego County Administrative Code Section 113.1 for time-sensitive operational expenditures. This follows Board direction to develop proposals to utilize Unlocked Reserves for FY 2025-26 in coordination with and with the advice and guidance of the Ad Hoc Subcommittee on Sustainable Fiscal Planning (Subcommittee), and to present recommended appropriations to the Board for consideration as part of the quarterly budget adjustments.
23. Authorize the Chief Administrative Officer, or designee, upon successful negotiations, to execute a grant agreement with Feeding San Diego in an amount of up to \$1,000,000 to support hunger relief efforts, and find, in accordance with Government Code section 26227, that such program is necessary to meet the social needs of the population.

EQUITY IMPACT STATEMENT

After the Board of Supervisors (Board) adopts the Operational Plan, it is monitored by the departments, Groups, and the Board. Departments are expected to work within their respective budgets. Budgets may, however, be modified during the year as circumstances warrant. In conjunction with the fund balance projection process, the Chief Administrative Officer meets with each Group to review accomplishments, emergent issues, and budget status. Department heads are required to communicate any potential problems or errors to the appropriate authority. Groups complete fund balance projections quarterly providing explanations of significant variances of their budget. The recommended actions are intended to provide resources to address inequities in County of San Diego (County) services and to identify disparities, develop meaningful outcomes, and create a County government culture of equity, belonging, and racial justice.

SUSTAINABILITY IMPACT STATEMENT

Today's actions support the sustainability measures across the County of San Diego (County) considering the environment, economy, health/wellbeing, and/or social aspects of the community by aligning the County's available resources with services to maintain fiscal stability and ensure long-term solvency.

FISCAL IMPACT

Funds associated with today's recommendations are partially included in the Fiscal Year (FY) 2025-26 Operational Plan. If approved, in the General Fund these actions will result in an increase to the overall budget of \$17,870,846, transfers between budgetary funds of \$10,783,975, transfers within budgetary funds of \$37,940,204, and no cancellation of appropriations. The funding sources for the increases are unanticipated interest earned and premium received on Tax and Revenue Anticipation Notes (TRANs) funds (\$7,158,888), available fund balance from Proposition 172 Special Revenue Fund (\$2,170,000 & \$2,000,000), County Proposition 64 Consumer Fraud Fund (\$1,900,000), over-realized Property Tax System Administration and Banking Pool revenues (\$1,600,000), fees collected pursuant to California Code, Vehicle Code - VEH Section 9250.14 (\$1,500,000), grants from State of California, Department of Insurance, Department of Justice, Bureau of Justice Assistance, and Office on Violence Against Women (\$1,300,000), State grant awarded by the Office of the State Public Defender (\$168,509), unused portions of prior year allocations for Neighborhood Reinvestment Program (\$65,164), and unused portions of prior year allocations for Community Enhancement Program (\$8,285). The transfer and allocation of appropriations identified in Recommendation 22 (\$23,222,944~~11,000,000~~) are based on operational savings within Behavioral Health Services and the one-time use of Unlocked Reserves. Based on San Diego County Administrative Code Section 113.1 no more than 25% can be used in one fiscal year which equates to \$95,421,241. In the FY 2025-26 First Quarter Operational Plan Status Report, \$14,248,297 was appropriated for one-time lump sum payments and in the FY 2025-26 Second Quarter Operational Plan Status Report, \$56,150,000 was appropriated for Tijuana River Valley and various appropriations based on the advice and guidance of the Ad Hoc Subcommittee on Sustainable Fiscal Planning (Subcommittee) per direction given to the Chief Administrative Officer during the January 28, 2026 (21) meeting. In Recommendation 22, \$23,222,944~~11,000,000~~ of Unlocked Reserves will be appropriated, which will leave a remaining balance of Unlocked Reserves in FY 2025-26 of \$1,800,000~~14,022,944~~. If approved, Recommendation 23 will result in one-time costs of up to \$1,000,000 to support hunger relief efforts, based on the use of Unlocked Reserves.

In all other funds combined, these actions will result in a net increase to the overall budget of \$14,565,384, transfers between budgetary funds of \$2,305,517, and cancellation of appropriations of \$9,231,876. The funding sources for the increases are Operating Transfer In from the General Fund (\$10,783,975), available fund balance from Proposition 172 Special Revenue Fund (\$4,170,000), Operating Transfers In from various non-General Fund (\$2,305,517), available County Service Area 69 (\$500,000) fund balance, fines, forfeitures and penalties (\$215,000), available prior year PRD No. 105A - Zone A Alta Loma Drive fund balance (\$44,751), and available prior year PRD No. 105 - Alta Loma Drive fund balance (\$34,797). These are offset by decreases in U.S. Environmental Protection Agency grant (\$3,452,972) and General Purpose Revenue (\$35,684).

BUSINESS IMPACT STATEMENT

N/A

36. SUBJECT: CLOSED SESSION (DISTRICTS: ALL)

OVERVIEW

- A. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Darryl Dunsmore, et al v. County of San Diego, et al.; U.S. District Court for the Southern District of California Case No.: 3:20-CV-00406-AJB-WVG

- B. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Estate of Aaron Bonin, et al. v. County of San Diego, et al.; U.S. District Court for the Southern District of California Case No.: 3:23-CV-2158-MMA-MSB

- C. CONFERENCE WITH LEGAL COUNSEL – INTITIATION OF LITIGATION
Initiation of litigation pursuant to paragraph 4 of subdivision (d) of Government Code section 54956.9: (Number of Cases – 1)

- D. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Carolina Hipschman, et al. v. County of San Diego, et al.; U.S. District Court for the Southern District of California Case No.: 3:22-CV-00903-AJB-BLM

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COUNTY OF SAN DIEGO

AGENDA ITEM

BOARD OF SUPERVISORS

PALOMA AGUIRRE
First District

JOEL ANDERSON
Second District

TERRA LAWSON-REMER
Third District

MONICA MONTGOMERY STEPPE
Fourth District

JIM DESMOND
Fifth District

DATE: May 19, 2026 and June 9, 2026

05

TO: Board of Supervisors

SUBJECT

SHERIFF – ADOPT AN ORDINANCE AMENDING TITLE 1, DIVISION 1, CHAPTER 1 AND TITLE 2, DIVISION 1, CHAPTER 11 OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES RELATING TO LICENSES REQUIRED FROM THE SHERIFF (05/19/2026 – first reading; 06/09/2026 – second reading unless ordinance is modified on second reading) (DISTRICTS: ALL)

OVERVIEW

The San Diego County Sheriff's Office (Sheriff's Office) seeks to update provisions of the County's Code of Regulatory Ordinances to remove outdated regulations and reflect current law and practices. Since the State of California now oversees the regulation of massage professionals and massage schools through the California Massage Therapy Council (CAMTC), the Sheriff's Office no longer issues local permits for massage establishments, massage technicians, or bathhouses. The Sheriff's Office is proposing to delete old license categories and remove unused sections of the Code, including provisions related to bathhouses, holistic health practitioners, massage technicians, and the distribution of merchandise coupons.

Today's item requests that the San Diego County Board of Supervisors (Board) review and approve the introduction of an ordinance (first reading) relating to bathhouses, holistic health practitioners, massage technicians, and the merchandise coupon program. The ordinance will be introduced on May 19, 2026, and, if the Board takes action as recommended, the ordinance will be scheduled for adoption on June 9, 2026.

RECOMMENDATION(S)

SHERIFF

On May 19, 2026:

1. Approve the introduction of Ordinance (first reading):

AN ORDINANCE AMENDING TITLE 1, DIVISION 1, CHAPTER 1 AND TITLE 2, DIVISION 1, CHAPTER 11 OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES RELATED TO LICENSES REQUIRED FROM THE SHERIFF

SUBJECT: SHERIFF – ADOPT AN ORDINANCE AMENDING TITLE 1, DIVISION 1, CHAPTER 1 AND TITLE 2, DIVISION 1, CHAPTER 11 OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES RELATING TO LICENSES REQUIRED FROM THE SHERIFF (05/19/2026 – first reading; 06/09/2026 – second reading unless ordinance is modified on second reading) (DISTRICTS: ALL)

If, on May 19, 2026, the Board takes action as recommended, then, on June 9, 2026:

1. Consider and adopt (unless ordinance is modified on second reading):

AN ORDINANCE AMENDING TITLE 1, DIVISION 1, CHAPTER 1 AND TITLE 2, DIVISION 1, CHAPTER 11 OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES RELATED TO LICENSES REQUIRED FROM THE SHERIFF

EQUITY IMPACT STATEMENT

County departments are guided by County Regulatory Codes in how they serve the region and customers consistently and equitably. Outside of regular sunset reviews, departments will seek to amend County codes to keep documents up to date and provide clarifying language. This amendment updates the code provision to be in alignment with current County practices.

SUSTAINABILITY IMPACT STATEMENT

This action to review County Regulatory Code aligns with the goal to promote opportunities for community engagement and supports the sustainability of governmental practices and services. The update proposed in today’s action are meant to ensure that practices outlined in County codes are up to date, reflect current processes, and are needed to sustain services and responsibilities to the region.

FISCAL IMPACT

There is no fiscal impact associated with the proposal to remove provisions within ~~and to establish the sunset dates for the County~~ Regulatory Code. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ADVISORY BOARD STATEMENT

N/A

BACKGROUND

The purpose of Title 6 Health and Sanitation is to provide guidance regarding health and sanitation. This includes various aspects such as food safety, public swimming pools, and water management. This code is meant to align with the County’s Operational Plan to protect the health and safety of residents and preserve and enhance the natural and built environment by unifying the County’s efforts in land use, environmental protection and preservation, agriculture, recreation, and infrastructure development and maintenance.

SUBJECT: SHERIFF – ADOPT AN ORDINANCE AMENDING TITLE 1, DIVISION 1, CHAPTER 1 AND TITLE 2, DIVISION 1, CHAPTER 11 OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES RELATING TO LICENSES REQUIRED FROM THE SHERIFF (05/19/2026 – first reading; 06/09/2026 – second reading unless ordinance is modified on second reading) (DISTRICTS: ALL)

On December 11, 2024, the Board of Supervisors (Board) approved AN ORDINANCE AMENDING TITLE 6 OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES PERTAINING TO DEPARTMENT OF ENVIRONMENTAL HEALTH PROGRAMS. Among the amendments approved in the ordinance was repealing the following chapters from Title 6 of the County of San Diego (County) Regulatory Code:

1. Chapter 5: Massage Establishments and Massage Therapists
2. Chapter 6: Bathhouses

These two chapters were repealed to reflect the change to State of California laws in 2016 that affect the way the County regulates the massage industry. The California Massage Therapy Council (CAMTC), created by the California Legislature in 2016, is a private nonprofit public benefit corporation made up of a volunteer Board of Directors appointed by California cities, counties, law enforcement, massage schools, the Department of Consumer Affairs, professional massage associations and other stakeholders as authorized by law in California Business and Professions Code sections 4600 et. seq.

The following is a summary of the amendments being requested within the County Regulatory Code, Title 2, Division 1 Business Regulations:

- a. Chapter 1 Uniform License Procedure, Section 21.102 License Required from the Sheriff

Deletion of licenses no longer issued by the Sheriff's Office: c) Bathhouses, j) Holistic Health Practitioners, l) Massage Establishments, m) Massage Technicians, n) Massage Technician Trainees, p) Merchandise Coupons, and q) Off-Premises Massage.

- b. Chapter 11 Distribution of Merchandise Coupons

Delete Chapter 11 in its entirety as it is no longer utilized, and merchandise coupons have not been issued by the Sheriff's Office since 2010.

Although Chapters 5 and 6 were repealed from the County Regulatory Code in 2024, Chapter 1, Section 21.102 (License Required from the Sheriff) still contains references to the former licenses. The proposed changes would remove reference to the licenses that the Sheriff's Office no longer issues.

Today's item requests that the San Diego County Board of Supervisors (Board) review and approve the introduction of an ordinance (first reading) relating to bathhouses, holistic health practitioners, massage technicians, and the merchandise coupon distribution. The ordinance will

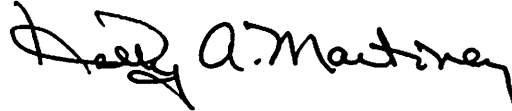
SUBJECT: SHERIFF – ADOPT AN ORDINANCE AMENDING TITLE 1, DIVISION 1, CHAPTER 1 AND TITLE 2, DIVISION 1, CHAPTER 11 OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES RELATING TO LICENSES REQUIRED FROM THE SHERIFF (05/19/2026 – first reading; 06/09/2026 – second reading unless ordinance is modified on second reading) (DISTRICTS: ALL)

be introduced on May 19, 2026, and if the Board takes action as recommended, the ordinance will be scheduled for adoption on June 9, 2026.

LINKAGE TO THE COUNTY OF SAN DIEGO STRATEGIC PLAN

Today’s proposed actions support the Sustainability, Equity, and Community Strategic Initiatives in the County of San Diego’s 2026-2031 Strategic Plan by ensuring processes and services are positioned to meet the needs and expectations of all communities in San Diego County, removing obsolete policies and Code provisions, and confirming that the remaining requirements reflect current legal standards and practices.

Respectfully submitted,



KELLY A. MARTINEZ
Sheriff

ATTACHMENT(S)

Attachment A: AN ORDINANCE AMENDING TITLE 1, DIVISION 1, CHAPTER 1 AND TITLE 2, DIVISION 1, CHAPTER 11 OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES RELATING TO LICENSES REQUIRED FROM THE SHERIFF (Clean Copy)

Attachment B: AN ORDINANCE AMENDING TITLE 1, DIVISION 1, CHAPTER 1 AND TITLE 2, DIVISION 1, CHAPTER 11 OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES RELATING TO LICENSES REQUIRED FROM THE SHERIFF (Informational Copy)

Attachment C: Summary of Proposed Ordinance



COUNTY OF SAN DIEGO

AGENDA ITEM

BOARD OF SUPERVISORS

PALOMA AGUIRRE
First District

JOEL ANDERSON
Second District

TERRA LAWSON-REMER
Third District

MONICA MONTGOMERY STEPPE
Fourth District

JIM DESMOND
Fifth District

DATE: May 19, 2026 and June 9, 2026

05

TO: Board of Supervisors

SUBJECT

SHERIFF – ADOPT AN ORDINANCE AMENDING TITLE 1, DIVISION 1, CHAPTER 1 AND TITLE 2, DIVISION 1, CHAPTER 11 OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES RELATING TO LICENSES REQUIRED FROM THE SHERIFF (05/19/2026 – first reading; 06/09/2026 – second reading unless ordinance is modified on second reading) (DISTRICTS: ALL)

OVERVIEW

The San Diego County Sheriff's Office (Sheriff's Office) seeks to update provisions of the County's Code of Regulatory Ordinances to remove outdated regulations and reflect current law and practices. Since the State of California now oversees the regulation of massage professionals and massage schools through the California Massage Therapy Council (CAMTC), the Sheriff's Office no longer issues local permits for massage establishments, massage technicians, or bathhouses. The Sheriff's Office is proposing to delete old license categories and remove unused sections of the Code, including provisions related to bathhouses, holistic health practitioners, massage technicians, and the distribution of merchandise coupons.

Today's item requests that the San Diego County Board of Supervisors (Board) review and approve the introduction of an ordinance (first reading) relating to bathhouses, holistic health practitioners, massage technicians, and the merchandise coupon program. The ordinance will be introduced on May 19, 2026, and, if the Board takes action as recommended, the ordinance will be scheduled for adoption on June 9, 2026.

RECOMMENDATION(S)

SHERIFF

On May 19, 2026:

1. Approve the introduction of Ordinance (first reading):

AN ORDINANCE AMENDING TITLE 1, DIVISION 1, CHAPTER 1 AND TITLE 2, DIVISION 1, CHAPTER 11 OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES RELATED TO LICENSES REQUIRED FROM THE SHERIFF

SUBJECT: SHERIFF – ADOPT AN ORDINANCE AMENDING TITLE 1, DIVISION 1, CHAPTER 1 AND TITLE 2, DIVISION 1, CHAPTER 11 OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES RELATING TO LICENSES REQUIRED FROM THE SHERIFF (05/19/2026 – first reading; 06/09/2026 – second reading unless ordinance is modified on second reading) (DISTRICTS: ALL)

If, on May 19, 2026, the Board takes action as recommended, then, on June 9, 2026:

1. Consider and adopt (unless ordinance is modified on second reading):

AN ORDINANCE AMENDING TITLE 1, DIVISION 1, CHAPTER 1 AND TITLE 2, DIVISION 1, CHAPTER 11 OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES RELATED TO LICENSES REQUIRED FROM THE SHERIFF

EQUITY IMPACT STATEMENT

County departments are guided by County Regulatory Codes in how they serve the region and customers consistently and equitably. Outside of regular sunset reviews, departments will seek to amend County codes to keep documents up to date and provide clarifying language. This amendment updates the code provision to be in alignment with current County practices.

SUSTAINABILITY IMPACT STATEMENT

This action to review County Regulatory Code aligns with the goal to promote opportunities for community engagement and supports the sustainability of governmental practices and services. The update proposed in today's action are meant to ensure that practices outlined in County codes are up to date, reflect current processes, and are needed to sustain services and responsibilities to the region.

FISCAL IMPACT

There is no fiscal impact associated with the proposal to remove provisions within the County Regulatory Code. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ADVISORY BOARD STATEMENT

N/A

BACKGROUND

The purpose of Title 6 Health and Sanitation is to provide guidance regarding health and sanitation. This includes various aspects such as food safety, public swimming pools, and water management. This code is meant to align with the County's Operational Plan to protect the health and safety of residents and preserve and enhance the natural and built environment by unifying the County's efforts in land use, environmental protection and preservation, agriculture, recreation, and infrastructure development and maintenance.

On December 11, 2024, the Board of Supervisors (Board) approved AN ORDINANCE AMENDING TITLE 6 OF THE SAN DIEGO COUNTY CODE OF REGULATORY

SUBJECT: SHERIFF – ADOPT AN ORDINANCE AMENDING TITLE 1, DIVISION 1, CHAPTER 1 AND TITLE 2, DIVISION 1, CHAPTER 11 OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES RELATING TO LICENSES REQUIRED FROM THE SHERIFF (05/19/2026 – first reading; 06/09/2026 – second reading unless ordinance is modified on second reading) (DISTRICTS: ALL)

ORDINANCES PERTAINING TO DEPARTMENT OF ENVIRONMENTAL HEALTH PROGRAMS. Among the amendments approved in the ordinance was repealing the following chapters from Title 6 of the County of San Diego (County) Regulatory Code:

1. Chapter 5: Massage Establishments and Massage Therapists
2. Chapter 6: Bathhouses

These two chapters were repealed to reflect the change to State of California laws in 2016 that affect the way the County regulates the massage industry. The California Massage Therapy Council (CAMTC), created by the California Legislature in 2016, is a private nonprofit public benefit corporation made up of a volunteer Board of Directors appointed by California cities, counties, law enforcement, massage schools, the Department of Consumer Affairs, professional massage associations and other stakeholders as authorized by law in California Business and Professions Code sections 4600 et. seq.

The following is a summary of the amendments being requested within the County Regulatory Code, Title 2, Division 1 Business Regulations:

- a. Chapter 1 Uniform License Procedure, Section 21.102 License Required from the Sheriff

Deletion of licenses no longer issued by the Sheriff's Office: c) Bathhouses, j) Holistic Health Practitioners, l) Massage Establishments, m) Massage Technicians, n) Massage Technician Trainees, p) Merchandise Coupons, and q) Off-Premises Massage.

- b. Chapter 11 Distribution of Merchandise Coupons

Delete Chapter 11 in its entirety as it is no longer utilized, and merchandise coupons have not been issued by the Sheriff's Office since 2010.

Although Chapters 5 and 6 were repealed from the County Regulatory Code in 2024, Chapter 1, Section 21.102 (License Required from the Sheriff) still contains references to the former licenses. The proposed changes would remove reference to the licenses that the Sheriff's Office no longer issues.

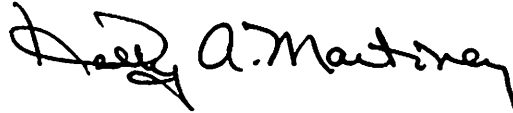
Today's item requests that the San Diego County Board of Supervisors (Board) review and approve the introduction of an ordinance (first reading) relating to bathhouses, holistic health practitioners, massage technicians, and the merchandise coupon distribution. The ordinance will be introduced on May 19, 2026, and if the Board takes action as recommended, the ordinance will be scheduled for adoption on June 9, 2026.

SUBJECT: SHERIFF – ADOPT AN ORDINANCE AMENDING TITLE 1, DIVISION 1, CHAPTER 1 AND TITLE 2, DIVISION 1, CHAPTER 11 OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES RELATING TO LICENSES REQUIRED FROM THE SHERIFF (05/19/2026 – first reading; 06/09/2026 – second reading unless ordinance is modified on second reading) (DISTRICTS: ALL)

LINKAGE TO THE COUNTY OF SAN DIEGO STRATEGIC PLAN

Today’s proposed actions support the Sustainability, Equity, and Community Strategic Initiatives in the County of San Diego’s 2026-2031 Strategic Plan by ensuring processes and services are positioned to meet the needs and expectations of all communities in San Diego County, removing obsolete policies and Code provisions, and confirming that the remaining requirements reflect current legal standards and practices.

Respectfully submitted,



KELLY A. MARTINEZ
Sheriff

ATTACHMENT(S)

Attachment A: AN ORDINANCE AMENDING TITLE 1, DIVISION 1, CHAPTER 1 AND TITLE 2, DIVISION 1, CHAPTER 11 OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES RELATING TO LICENSES REQUIRED FROM THE SHERIFF (Clean Copy)

Attachment B: AN ORDINANCE AMENDING TITLE 1, DIVISION 1, CHAPTER 1 AND TITLE 2, DIVISION 1, CHAPTER 11 OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES RELATING TO LICENSES REQUIRED FROM THE SHERIFF (Informational Copy)

Attachment C: Summary of Proposed Ordinance



BOARD LETTER APPROVAL LOG

BOARD LETTER TITLE:	SHERIFF – ADOPT AN ORDINANCE AMENDING TITLE 1, DIVISION 1, CHAPTER 1 AND TITLE 2, DIVISION 1, CHAPTER 11 OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES RELATING TO LICENSES REQUIRED FROM THE SHERIFF (05/19/2026 first reading: 06/09/2026 second reading: unless
ATTACHMENTS:	Attachment A: AN ORDINANCE AMENDING TITLE 1, DIVISION 1, CHAPTER 1 AND TITLE 2, DIVISION 1, CHAPTER 11 OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES RELATING TO LICENSES REQUIRED FROM THE SHERIFF (Clean Copy)
ORIGINATING DEPT:	Sheriff's Office

Approval Signature

Signature Verification

Andrew Strong

E-signed 2026-05-11 12:22PM PDT
andrew.strong@sdcounty.ca.gov
SAN DIEGO COUNTY

Mark Day

Mark Day

E-signed 2026-05-11 11:38AM PDT
Mark.Day@sdcounty.ca.gov
SAN DIEGO COUNTY

Lisa Keller

Lisa Keller (May 11, 2026 11:30:44 PDT)

Lisa Keller

E-signed 2026-05-11 11:30AM PDT
lisa.keller-chiodo@sdcounty.ca.gov

Josette V. Ford

Josette V. Ford (May 11, 2026 11:47:08 PDT)

Josette V. Ford

E-signed 2026-05-11 11:47AM PDT
josette.ford@sdsheriff.org

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JOEL ANDERSON
SUPERVISOR, SECOND DISTRICT
SAN DIEGO COUNTY BOARD OF SUPERVISORS
AGENDA ITEM

DATE: May 19, 2026

25

TO: Board of Supervisors

SUBJECT

ADOPTING A REVISED RESOLUTION OF THE BOARD OF SUPERVISORS PROPOSING AMENDMENTS TO THE CHARTER OF THE COUNTY OF SAN DIEGO ENTITLED "A TRANSPARENT, ACCOUNTABLE, MODERN COUNTY GOVERNMENT" AND AMENDING THE ORDINANCE MODERNIZING THE SAN DIEGO COUNTY CHARTER TO STRENGTHEN TRANSPARENCY, ACCOUNTABILITY, AND INDEPENDENT OVERSIGHT (DISTRICTS: ALL)

OVERVIEW

On April 21, 2026 (14), the Board of Supervisors (Board) considered a proposal to amend the County Charter, and, by a vote of 3 to 2, adopted a resolution and approved the introduction of an ordinance to submit proposed County Charter amendments to County voters on November 3, 2026.

During the Board discussion on this item, members of the Board were provided supplemental information by staff, shared additional ideas, and expressed their openness to the possibility of making revisions during the further consideration of the ordinance, scheduled for May 19, 2026.

Based on the Board's discussion of the proposed amendments to the County Charter, I am submitting a revised resolution proposing amendments to the County Charter and a revised version of the proposed ordinance for the Board to consider during the May 19, 2026, Board meeting. In summary, the revisions I am suggesting to the proposed ordinance include the following:

- Restore language maintaining two four-year term limits for current members of the County Board of Supervisors and clarify that the proposed term limit extension for members of the County Board of Supervisors would only apply to future Board members
- Delete language empowering Supervisors to confirm and remove senior staff appointed by the Chief Administrative Officer
- Add language establishing the proposed independent program auditor position as ~~either:~~
 - an elected position; ~~or~~
 - ~~an appointed position reporting to an elected auditor~~
- Clarify language specifying that members of the Board of Supervisors are prohibited from interfering in the decisions of the County's Director of the Department of

SUBJECT: ADOPTING A REVISED RESOLUTION OF THE BOARD OF SUPERVISORS PROPOSING AMENDMENTS TO THE CHARTER OF THE COUNTY OF SAN DIEGO ENTITLED “A TRANSPARENT, ACCOUNTABLE, MODERN COUNTY GOVERNMENT” AND AMENDING THE ORDINANCE MODERNIZING THE SAN DIEGO COUNTY CHARTER TO STRENGTHEN TRANSPARENCY, ACCOUNTABILITY, AND INDEPENDENT OVERSIGHT (DISTRICTS: ALL)

Purchasing and Contracting, prohibited from dealing directly with the Director for the purpose of buying supplies, and are limited to conducting official business with the Director only when the Board is convened in regular session

- Delete provisions proposing to establish term limits for the elected County offices when a change in State law would be required to establish such limits.

RECOMMENDATION(S)

SUPERVISOR JOEL ANDERSON

1. Adopt a Resolution entitled RESOLUTION OF THE BOARD OF SUPERVISORS AMENDING RESOLUTION NO. 26-024 PROPOSING AMENDMENTS TO THE CHARTER OF THE COUNTY OF SAN DIEGO ENTITLED “A TRANSPARENT, ACCOUNTABLE, MODERN COUNTY GOVERNMENT.”
2. Approve the introduction of a revised Ordinance (first reading), amended from the Ordinance that was introduced at the April 21, 2026 (14) meeting, entitled:

AN ORDINANCE CALLING A SPECIAL ELECTION TO BE CONSOLIDATED WITH THE STATEWIDE GENERAL ELECTION ON NOVEMBER 3, 2026 FOR THE PURPOSE OF SUBMITTING TO THE VOTERS AMENDMENTS TO THE SAN DIEGO COUNTY CHARTER ENTITLED “A TRANSPARENT, ACCOUNTABLE, MODERN COUNTY GOVERNMENT.”

3. Submit the revised Ordinance for further Board consideration and adoption (second reading) on June 23, 2026.
4. If the proposed amendments to the County Charter are passed, create the Charter Reform Implementation Task Force (Task Force), co-chaired by Jack McGrory and Dr. Kyra Greene. Each member of the Board of Supervisors shall appoint one additional member to serve on the Task Force. The co-chairs may appoint additional temporary or advisory members as necessary to ensure subject-matter expertise and effective implementation. The Task Force shall be staffed by the Office of County Counsel and shall operate for a two-year period following its establishment.

EQUITY IMPACT STATEMENT

This action supports the County's commitment to equitable service delivery by strengthening transparency, accountability, and independent oversight of County government operations. Ensuring that public resources are managed effectively and that performance information is accessible to all residents supports more equitable outcomes across all communities served by the County.

SUBJECT: ADOPTING A REVISED RESOLUTION OF THE BOARD OF SUPERVISORS PROPOSING AMENDMENTS TO THE CHARTER OF THE COUNTY OF SAN DIEGO ENTITLED “A TRANSPARENT, ACCOUNTABLE, MODERN COUNTY GOVERNMENT” AND AMENDING THE ORDINANCE MODERNIZING THE SAN DIEGO COUNTY CHARTER TO STRENGTHEN TRANSPARENCY, ACCOUNTABILITY, AND INDEPENDENT OVERSIGHT (DISTRICTS: ALL)

SUSTAINABILITY IMPACT STATEMENT

This action supports the County's long-term fiscal and operational sustainability by establishing independent oversight mechanisms and improving access to budget and performance information. Strengthening accountability structures and evidence-based decision-making supports responsible stewardship of public resources over time.

FISCAL IMPACT

There is no fiscal impact associated with today’s actions and there will be no change in net General Fund cost and no additional staff years. There may be future fiscal impacts from related recommendations which staff would bring back to the Board for consideration and approval.

BUSINESS IMPACT STATEMENT

The proposed Charter reforms do not create new regulatory burdens or costs for businesses. By improving transparency, fiscal discipline, and government effectiveness, the reforms are expected to foster a more stable, predictable, and competitive local economic environment.

ADVISORY BOARD STATEMENT

N/A

BACKGROUND

On April 21, 2026 (14), the Board of Supervisors (Board) considered a proposal to amend the County Charter, and, by a vote of 3 to 2, adopted a resolution and approved the introduction of an ordinance to submit proposed County Charter amendments to County voters on November 3, 2026.

During the Board discussion on this item, members of the Board were provided supplemental information by staff, shared additional ideas, and expressed their openness to the possibility of making revisions during the further consideration of the ordinance, scheduled for May 19, 2026.

During the Board’s discussion on term limits, clarification was provided to the Board that proposed term limits for several of the County’s elected officials could not be established by solely amending the County Charter, and that state legislation would also be needed to impose such term limits. I am, therefore, recommending that the proposed term limits for these County officials not be included in the proposed Charter amendments.

Board members also discussed whether or not proposed term extensions for members of the Board of Supervisors should apply to current members of the Board desiring to remain in office beyond their term limit or if term limit extensions should only be applicable to future Board members. Based on that discussion, I recommend maintaining the two four-year term limits for

SUBJECT: ADOPTING A REVISED RESOLUTION OF THE BOARD OF SUPERVISORS PROPOSING AMENDMENTS TO THE CHARTER OF THE COUNTY OF SAN DIEGO ENTITLED “A TRANSPARENT, ACCOUNTABLE, MODERN COUNTY GOVERNMENT” AND AMENDING THE ORDINANCE MODERNIZING THE SAN DIEGO COUNTY CHARTER TO STRENGTHEN TRANSPARENCY, ACCOUNTABILITY, AND INDEPENDENT OVERSIGHT (DISTRICTS: ALL)

current members of the County Board of Supervisors and clarifying that the proposed term limit extension for members of the County Board of Supervisors would only apply to future Board members.

Concerns were also raised about a proposed change to the Charter that would bestow a new power on Supervisors to confirm and remove senior staff appointed by the Chief Administrative Officer (CAO). I am proposing that this provision be deleted and the CAO retain the ability to appoint or remove senior staff as currently allowed for in the Charter.

During the discussion related to the proposed establishment of an independent budget analyst and/or independent program auditor, the Board was informed that other California counties use different models to ensure audit work can be conducted independent of, and without directly reporting to, the Board of Supervisors or County executives. I am, therefore, proposing that the County include language in the proposed Charter amendments that would ~~either: 1) establish the independent program auditor position as a position elected by the voters; or 2) establish the independent program auditor position as a direct report to a County auditor that is elected by the voters.~~

Several members of the Board expressed concern with proposed changes to Section 705.3 of the County Charter, which currently prohibits members of the Board of Supervisors and other County officers from attempting to influence or coerce Department of Purchasing and Contracting staff, prohibits Supervisors from dealing directly with the Director of Purchasing and Contracting for the purpose of buying supplies, and limits the Board to conducting official business with the Director only when the Board is convened in regular session. Although the proposed amendments to this section would prohibit officers from attempting to influence or coerce the Director of the Department of Purchasing and Contracting for illegal personal gain or in a manner that contravenes the prohibition on interference as included in Section 501.9 of the County Charter, there is a need to clarify that the Board of Supervisors would continue to be prohibited from interfering in decisions by the Director. I am, therefore, recommending that the proposed amendments to the Charter be revised to clarify the language in Section 705.3 to prevent the possibility of Board interference in the purchasing process.

Based on the Board’s discussion of the proposed amendments to the County Charter, I am submitting a revised resolution proposing amendments to the County Charter and a revised version of the proposed ordinance for the Board to consider during the May 19, 2026, Board meeting. In summary, the revisions I am suggesting to the proposed ordinance include the following:

- Restore language maintaining two four-year term limits for current members of the County Board of Supervisors and clarify that the proposed term limit extension for members of the County Board of Supervisors would only apply to future Board members

SUBJECT: ADOPTING A REVISED RESOLUTION OF THE BOARD OF SUPERVISORS PROPOSING AMENDMENTS TO THE CHARTER OF THE COUNTY OF SAN DIEGO ENTITLED “A TRANSPARENT, ACCOUNTABLE, MODERN COUNTY GOVERNMENT” AND AMENDING THE ORDINANCE MODERNIZING THE SAN DIEGO COUNTY CHARTER TO STRENGTHEN TRANSPARENCY, ACCOUNTABILITY, AND INDEPENDENT OVERSIGHT (DISTRICTS: ALL)

- Delete language empowering Supervisors to confirm and remove senior staff appointed by the Chief Administrative Officer
- Add language establishing the proposed independent program auditor position as ~~either:~~
 - an elected position;~~or~~
 - ~~an appointed position reporting to an elected auditor~~
- Clarify language specifying that members of the Board of Supervisors are prohibited from interfering in the decisions of the County’s Director of the Department of Purchasing and Contracting, prohibited from dealing directly with the Director for the purpose of buying supplies, and are limited to conducting official business with the Director only when the Board is convened in regular session
- Delete provisions proposing to establish term limits for the elected County offices when a change in State law would be required to establish such limits.

ENVIRONMENTAL STATEMENT

N/A

LINKAGE TO THE COUNTY OF SAN DIEGO STRATEGIC PLAN

Today's action supports the County of San Diego's 2026-2031 Strategic Plan initiatives of Sustainability, Equity, and Community by advancing transparency and accountability through independent oversight of County budgets, programs, and operations; fostering the implementation of proven best practices in government performance evaluation and public reporting; and supporting engagement by expanding access to information and decision-making processes for all residents, particularly those who have historically had limited ability to participate in or influence County government.

Respectfully submitted,



JOEL ANDERSON
Supervisor, Second District

ATTACHMENT(S)

Attachment A-4 – AN ORDINANCE CALLING A SPECIAL ELECTION TO BE CONSOLIDATED WITH THE STATEWIDE GENERAL ELECTION ON NOVEMBER 3, 2026 FOR THE PURPOSE OF SUBMITTING TO THE VOTERS AMENDMENTS TO THE

SUBJECT: ADOPTING A REVISED RESOLUTION OF THE BOARD OF SUPERVISORS PROPOSING AMENDMENTS TO THE CHARTER OF THE COUNTY OF SAN DIEGO ENTITLED “A TRANSPARENT, ACCOUNTABLE, MODERN COUNTY GOVERNMENT” AND AMENDING THE ORDINANCE MODERNIZING THE SAN DIEGO COUNTY CHARTER TO STRENGTHEN TRANSPARENCY, ACCOUNTABILITY, AND INDEPENDENT OVERSIGHT (DISTRICTS: ALL)

SAN DIEGO COUNTY CHARTER ENTITLED “A TRANSPARENT, ACCOUNTABLE, MODERN COUNTY GOVERNMENT.” (AS REVISED ON MAY 19, 2026) (~~Option 1~~)

~~Attachment A 2 – AN ORDINANCE CALLING A SPECIAL ELECTION TO BE CONSOLIDATED WITH THE STATEWIDE GENERAL ELECTION ON NOVEMBER 3, 2026 FOR THE PURPOSE OF SUBMITTING TO THE VOTERS AMENDMENTS TO THE SAN DIEGO COUNTY CHARTER ENTITLED “A TRANSPARENT, ACCOUNTABLE, MODERN COUNTY GOVERNMENT.” (AS REVISED ON MAY 19, 2026) (Option 2)~~

Attachment B-1 – SUMMARY OF PROPOSED ORDINANCE (~~Option 1~~)

~~Attachment B-2 – SUMMARY OF PROPOSED ORDINANCE (Option 2)~~

Attachment C-1 - REVISED RESOLUTION OF THE BOARD OF SUPERVISORS PROPOSING AMENDMENTS TO THE CHARTER OF THE COUNTY OF SAN DIEGO ENTITLED “A TRANSPARENT, ACCOUNTABLE, MODERN COUNTY GOVERNMENT.” (~~Option 1~~)

~~Attachment C 2 – REVISED RESOLUTION OF THE BOARD OF SUPERVISORS PROPOSING AMENDMENTS TO THE CHARTER OF THE COUNTY OF SAN DIEGO ENTITLED “A TRANSPARENT, ACCOUNTABLE, MODERN COUNTY GOVERNMENT.” (Option 2)~~

Attachment D-1 - REVISED RESOLUTION OF THE BOARD OF SUPERVISORS PROPOSING AMENDMENTS TO THE CHARTER OF THE COUNTY OF SAN DIEGO ENTITLED “A TRANSPARENT, ACCOUNTABLE, MODERN COUNTY GOVERNMENT.” (~~Option 1 – CLEAN~~)

~~Attachment D 2 – REVISED RESOLUTION OF THE BOARD OF SUPERVISORS PROPOSING AMENDMENTS TO THE CHARTER OF THE COUNTY OF SAN DIEGO ENTITLED “A TRANSPARENT, ACCOUNTABLE, MODERN COUNTY GOVERNMENT.” (Option 2 – CLEAN)~~

ORDINANCE NO. ____ (NEW SERIES)

AN ORDINANCE CALLING A SPECIAL ELECTION TO BE CONSOLIDATED WITH THE STATEWIDE GENERAL ELECTION ON NOVEMBER 3, 2026 FOR THE PURPOSE OF SUBMITTING TO THE VOTERS AMENDMENTS TO THE CHARTER OF THE COUNTY OF SAN DIEGO ENTITLED, "A TRANSPARENT, ACCOUNTABLE, MODERN COUNTY GOVERNMENT."

The Board of Supervisors of the County of San Diego ordains as follows:

Section 1. Pursuant to California Constitution, Art. XI, sections 3(a) and 3(b) and Articles 2 and 3 (commencing at section 23720) of Chapter 5, Division 1, Title 3 of the Government Code, a special election is hereby called to be consolidated with the statewide general election to be held on Tuesday, November 3, 2026, for the purpose of submitting to the eligible registered voters of the County of San Diego the following proposition amending the Charter of the County of San Diego:

Shall the San Diego County Charter be amended to establish an Ethics Commission, Independent Budget Analyst, Independent Program Auditor, and optional Board of Supervisors appointment of the Public Defender; set term limits to three terms for future Board of Supervisors members; require public disclosure of spending data; clarify non-interference provisions; and update terminology and structure?	YES	
	NO	

The complete text of the proposed amendments to the San Diego County Charter is set forth in a Resolution adopted by the Board of Supervisors on May 19, 2026, and will be mailed to each qualified elector in the County of San Diego by the Registrar of Voters not more than 40 nor less than 21 days prior to November 3, 2026, pursuant to Elections Code section 13303.

Section 2. Pursuant to Part 3 (commencing at section 10400) of Division 10 of the Elections Code, the special election to amend the San Diego County Charter to be held in the County of San Diego on November 3, 2026 shall be and is hereby ordered consolidated with the statewide general election to be held on said date.

Section 3. Within the County of San Diego, the election precincts, polling places therein and precinct board members and election officers for each such precinct for the special election hereby called shall be the same as those provided for the statewide general election to be held November 3, 2026 and said election shall be held in all respects as if there were only one election and one form of ballot, namely the form of ballot used at such statewide general election shall be used.

Section 4. For the purposes of such consolidation, the proposition (which may be abbreviated on the ballot pursuant to Elections Code section 13247) shall appear on the ballot substantially as set forth in Section 1 of this ordinance.

Section 5. This ordinance shall become effective immediately upon adoption.

Approved as to Form and Legality

DAMON M. BROWN, County Counsel

SUMMARY OF PROPOSED ORDINANCE

Notice is Hereby Given that the Board of Supervisors of the County of San Diego will consider for adoption:

AN ORDINANCE CALLING A SPECIAL ELECTION TO BE CONSOLIDATED WITH THE STATEWIDE GENERAL ELECTION ON NOVEMBER 3, 2026 FOR THE PURPOSE OF SUBMITTING TO THE VOTERS AMENDMENTS TO THE CHARTER OF THE COUNTY OF SAN DIEGO ENTITLED, "A TRANSPARENT, ACCOUNTABLE, MODERN COUNTY GOVERNMENT"

This ordinance will order a special election to be consolidated with the General Election for proposed amendments to the County Charter that will establish an Ethics Commission, Independent Budget Analyst, Independent Program Auditor, and optional Board of Supervisors appointment of the Public Defender; set term limits to three terms for future Board of Supervisors members; require public disclosure of spending data; clarify non-interference provisions; and update terminology and structure. Said proposed ordinance will be presented to the Board of Supervisors for the first reading on May 19, 2026, at which time public testimony will be received.

The Board meets at 9 a.m., in Room 310, County Administration Center, 1600 Pacific Highway, San Diego, California.

Interested persons are encouraged to review the text of the proposed ordinance in detail. A certified copy of the full text is posted in the Office of the Clerk of the Board of Supervisors, Room 402, of said Administration Center, and is also available online at <http://www.sandiegocob.com>.

This summary is published pursuant to Government Code Section 25124 and Board of Supervisors' action of January 2, 1979, authorizing publication.

Approved as to Form and Legality

DAMON M. BROWN, County Counsel

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**RESOLUTION OF THE BOARD OF SUPERVISORS AMENDING RESOLUTION NO. 26-024
PROPOSING AMENDMENTS TO THE CHARTER OF THE COUNTY OF SAN
DIEGO ENTITLED, “A TRANSPARENT, ACCOUNTABLE, MODERN COUNTY
GOVERNMENT”**

IT IS RESOLVED AND ORDERED by the Board of Supervisors of the County of San Diego that Resolution No. 26-024, adopted on April 21, 2026, be amended to read in its entirety as follows:

IT IS RESOLVED AND ORDERED by the Board of Supervisors of the County of San Diego pursuant to California Constitution, Art. XI, sections 3(a) and 3(b) and Articles 2 and 3 (commencing at section 23720) of Chapter 5, Division 1, Title 3 of the Government Code, that the Charter of the County of San Diego (San Diego County Charter) be amended as set forth herein, and that the proposed amendments be submitted to the eligible registered voters in San Diego County for approval or rejection at a special election to be consolidated with the statewide general election to be held on November 3, 2026 in San Diego County, State of California.

IT IS PROPOSED by the Board of Supervisors that the San Diego County Charter be amended and restated as follows:

**SAN DIEGO COUNTY CHARTER
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CHARTER

SAN DIEGO COUNTY STATE OF CALIFORNIA

PREAMBLE

We, the People of the County of San Diego, adopt this Charter to protect our rights and to promote a just, honorable, and efficient government.

ARTICLE I DEFINITIONS

Section 100: General Law. General Law means the Constitution, Statutes, and Codes of the State of California.

Section 101: State. State means the State of California.

Section 102: County. County means the County of San Diego.

Section 103: Board. Board means the Board of Supervisors of the County of San Diego.

Section 104: Officers. Officers include elective and appointive County officers as specifically designated by ~~general law~~General Law, by this Charter, or by ordinance of the Board.

Section 105: Employees. Employees include deputies and all other persons whose personal services are engaged for compensation by the County, except ~~officers~~Officers and independent contractors.

Section 106: Departments. Departments includes County agencies, departments, offices, institutions, boards, commissions, committees, and all other branches and divisions of County administration.

Section 107: Elective Office. Elective Office means any of the following offices:

- (a) County Supervisor;
- (b) District Attorney;
- (c) Sheriff;
- (d) Assessor, Recorder, and County Clerk;
- (e) Treasurer and Tax Collector;
- (f) Member of the County Board of Education;
- (g) Independent Program Auditor

Section 108: Appointive Officers. Appointive Officers shall be those identified in this Charter or by ordinance and all other Officers required by General Law.

ARTICLE II INITIATIVE, REFERENDUM, AND RECALL

Section 200: Initiative, Referendum, and Recall. The people of the County may exercise the initiative, referendum, and recall provisions of ~~general law~~General Law.

ARTICLE III COUNTY POWERS

Section 300: County Powers. As a political subdivision of the State, the County has all the powers specifically stated and necessarily implied in ~~general law~~General Law and this Charter, including the power to assess, levy, and collect taxes.

Section 301: County Authority. The County may exercise its powers only through a five-member Board of Supervisors or through persons authorized by ~~general law~~General Law, this Charter, County ordinance, or by resolution, policy or order approved by the Board.

ARTICLE IV BOARD OF SUPERVISORS

Section 400: Number and Apportionment of Districts. For the purpose of electing Supervisors, the County is divided into five legally apportioned districts.

Section 400.1: Redistricting Commission. After each federal decennial census, the supervisorial districts of the County shall be reapportioned in the manner specified by ~~general law~~General Law by a redistricting commission established pursuant to the California Elections code. The supervisorial district boundaries shall be drawn in such a way that the area of at least three districts shall include unincorporated territory with two of the districts having geographic area that is predominantly outside of the incorporated cities as population will permit.

Section 400.5: Reserved. For purposes of this Article, “elective office” means any of the following offices:

- (1) County supervisor;
- (2) District Attorney;
- (3) Sheriff;
- (4) Assessor, recorder, and county clerk;
- (5) Treasurer and tax collector;
- (6) Member of the County Board of Education.

Section 401: Election and Appointment of Supervisors. The voters in each of the County's five districts nominate and elect one Supervisor ~~from their district~~ to serve on the Board for a four-year term, beginning at noon on the first Monday after January first following election, and to hold office until the qualification of a successor.

Section 401.1: Elections of Supervisors occur every two years: Supervisors for the first, second, and third districts are elected at one general election; Supervisors for the fourth and fifth districts are elected at the alternate general election.

Section 401.2: A candidate for election or appointment as Supervisor shall fulfill residency and elector requirements established by ~~general law~~General Law.

Section 401.3: When there are more than two candidates that qualify to participate in the primary election for one ~~elective office~~Elective Office, including write-in candidates, the two candidates who receive the highest number of votes in the primary are the candidates in the general election, and the one who receives the higher number of votes in the general election is elected. In the event there are two or fewer candidates who qualify to participate in the primary election for one ~~elective office~~Elective Office, including write-in candidates, the office shall be voted upon at the general election and not the primary election. Write-in candidates are permitted to participate in the primary election. However, no write-in candidates are permitted to participate in the general election except in circumstances where there are two or fewer total candidates who qualify to participate in the primary election and one or both qualified candidates is a write-in candidate. When one or two write-in candidates qualify to participate in a primary election with two or fewer total candidates, the names of the write-in candidates who qualified to participate in the primary election shall be printed on the general election ballot in the same manner as non-write-in candidates who qualify for the general election. The County shall establish rules governing qualification and filing dates for write-in candidates including, but not limited to, ensuring the deadline to qualify as a write-in candidate precedes the printing of ballots and does not otherwise interfere with the ~~county's~~County's administration of the election.

Section 401.4: In the event a vacancy occurs in the office of supervisor, the remaining members of the Board shall within thirty (30) days of the vacancy fill the vacancy either by appointment for the unexpired term, by appointment until the qualification of a successor elected at a special election or by calling a special election. If the remaining members of the Board fail to fill the vacancy within such thirty (30) day period, the remaining members of the Board shall immediately

cause a special election to be held to fill such vacancy. A special election to fill a vacancy in the office of Supervisor shall consist of a special primary election and if necessary, a special general election. A special primary election shall be held in the Supervisorial district in which the vacancy occurred on a Tuesday, at least 76 days, but not more than 90 days, following the adoption of the resolution calling the special election, except that any such special primary election may be conducted within 180 days following the adoption of such resolution in order that the special primary election or special general election may be consolidated with the next regularly scheduled Statewide election.

Candidates at the special primary election shall be nominated in the manner set forth in the Elections Code for the nomination of candidates for a nonpartisan office for a direct primary election, except that nomination papers shall not be circulated prior to the adoption of the resolution calling the special election and shall be filed with the Registrar of Voters for examination no later than 14 days after the adoption of the resolution calling the special primary election.

If only one candidate qualifies for the special primary election, that candidate shall be appointed to the vacancy by the remaining members of the Board for the unexpired term, shall serve exactly as if elected to such vacancy, and no special primary election or special general election to fill the vacancy shall be held. A candidate who receives a majority of all votes in the special primary election is elected to fill the vacancy for the unexpired term, and no special general election shall be held. In the event there are no more than two candidates for a vacancy, the office shall be voted upon at the special primary election, and no special general election shall be held.

When no candidate receives a majority of all votes in the special primary election, a special general election shall be held on the twelfth Tuesday after the date of the special primary election. The two candidates who received the highest number of votes in the special primary election shall be the candidates in the special general election, and the one who receives the higher number of votes in the special general election is elected to fill the vacancy for the unexpired term. Write-in candidates are permitted to participate in the special primary election in accordance with the rules established by the ~~county~~County. However, no write-in candidates are permitted to participate in the special general election except as provided in Section 401.3.

In a special election to fill a vacancy in the office of supervisor, the Board may authorize either the special primary election or the special general election, or both, to be conducted wholly by mail, provided that the special primary election or the special general election to be conducted by mail does not occur on the same date as the ~~statewide~~Statewide election with which it has been consolidated. In no event may a special primary election or a special general election be conducted on the day after a ~~state~~State holiday.

Section 401.5: Existing Term Limits.

- (a) No person may serve for more than two terms as Supervisor, regardless of district represented, after the effective date of this section.
- (b) Any person who is elected or appointed to an unexpired term as a Supervisor after the effective date of this section and who serves more than one-half of a full term of office shall be deemed, for the purposes of this section, to have served a full term.
- (c) Any Supervisor who resigns or is removed from office with less than one-half of a full term remaining until the expiration of the term shall be deemed, for the purpose of this section, to have served a full term.
- (d) This section applies solely to Supervisors elected or appointed to serve their initial term on or before November 2, 2026.

Section 401.6: New Term Limits

- (a) No person may serve for more than three terms as Supervisor, regardless of district represented.
- (b) Any person who is elected or appointed to an unexpired term as a Supervisor and who serves more than one-half of a full term of office shall be deemed, for the purposes of this section, to have served a full term.
- (c) Any Supervisor who resigns or is removed from office with less than one-half of a full term remaining until the expiration of the term shall be deemed, for the purpose of this section, to have served a full term.
- (d) Service as a Supervisor prior to the effective date of this section shall be counted toward the three-term limit, in accordance with (b) and (c) above.
- (e) This section shall apply solely to Supervisors elected or appointed to serve their initial term on or after November 3, 2026.

Section 402: Compensation. Salaries of Supervisors are established by ordinance of the Board.

Section 402.1: While holding office and for one year after a Supervisor is ineligible for appointment to or employment in any other County position providing compensation.

Section 403: Election of Presiding Officer. At its first meeting following the first Monday after January first, or within thirty (30) days thereafter, the Board shall elect a Chairperson, Vice-Chairperson, and Chairperson Pro Tem. The Vice-Chairperson has full authority to act if the Chairperson is absent or unable to act. The Pro Tem has full authority to act if both the Chairperson and Vice-Chairperson are absent or unable to act.

Section 404: Quorum. Three Supervisors constitute a quorum for the transaction of business. Acts of the Board are invalid unless three Supervisors concur.

ARTICLE V POWERS AND DUTIES OF THE BOARD OF SUPERVISORS

Section 500: General Powers. The Board has the jurisdiction and all powers granted to it by ~~general law~~ General Law and this Charter.

Section 500.1: The Board has the power to establish, by ordinance, appointive offices other than those required by ~~general law~~ General Law and this Charter and to combine and, having combined, to separate them.

Section 500.2: Unless otherwise specified in this Charter, the Board has the power to fill, by appointment, any vacancy that occurs in an ~~elective office~~ Elective Office. The appointee holds office until the election and qualification of a successor. The successor is elected at the next primary election, or at the next primary and general elections, to complete the term, if it does not expire the following January, or to begin a new term of office. For all elections involving the ~~elective offices~~ Elective Offices specified under Section 600, write-in candidates are permitted to participate in the primary election in accordance with ~~general law~~ General Law. However, no write-in candidates are permitted to participate in the general election.

Section 500.3: Suspension of Officers. The Board may suspend from office, at its discretion, an ~~officer~~ Officer who has been indicted for official misconduct, or for a crime that would otherwise preclude a person, if convicted, from continued employment in the ordinary course of County service, or an offense involving moral turpitude, or an infamous crime. The Board shall fill the vacancy until final legal action is determined.

Section 500.4: At the request of any city, district, or the ~~state~~ State or federal government performing functions within the County, the Board may provide for the County's assumption of functions of the governmental entity which correspond to those of the County. The terms of the agreement shall be established in writing by the County and the governmental entity; and they may include provision for payment to the County, and notwithstanding the personnel and compensation provisions of this charter, may include provision for employment by the County of the governmental entity's personnel and employee benefits to be granted such personnel.

Section 501: Duties.

(a) The Board shall appoint the following ~~appointive officers~~ Appointive Officers:

(a) 1. The Chief Administrative Officer;

(b) 2. The County Counsel;

(c) 3. The Probation Officer, subject to the confirmation by a majority of the judges of the San Diego County Superior Court; and

(d) 4. The Clerk of the Board of Supervisors; and

5. The Independent Budget Analyst

(b) The Board may, by ordinance, establish the Public Defender as an Officer to be appointed by the Board.

(c) The Board may add, by ordinance, and shall thereafter appoint, additional Appointive Officers to perform independent evaluative functions such as audits, inspections, oversight, and the like, that are not duplicative of

the functions of the Chief Administrative Officer or their appointees.

- (d) Subject to the requirements of this Charter, aAll other Appointive Officers, either established by this Charter, general-lawGeneral Law or ordinance, shall be appointed by the Chief Administrative Officer.

Section 501.1: The Board shall establish, by ordinance, the number of nonelective ~~employee~~Employee positions and designate all positions as either regular or temporary, and also shall provide for the powers, duties, qualifications, and the manner and terms of appointment of ~~employees~~Employees to such positions.

Section 501.2: The Board shall adopt an ordinance to establish the compensation of all ~~officers~~Officers and ~~employees~~Employees, which shall implement and conform to any applicable provisions contained in memorandums of agreement with recognized employee organizations for those ~~employees~~Employees represented by such organizations. When establishing compensation, the Board shall consider, among other factors, the following:

- (a) the prevailing rate of compensation paid and fringe benefits provided by private employers in the County and by other public employees in the State for similar quality or quantity of service;
- (b) the fringe benefits provided by the County; and
- (c) the revenues available to the County for payment of compensation. The Board of Supervisors shall not delegate legislative power or responsibility which they were elected to exercise in the adoption of any ordinance or resolution setting compensation for appointive County ~~officers~~Officers and ~~employees~~Employees. This prohibition against unlawful delegation of the legislative responsibility to set compensation for appointive County ~~officers~~Officers and ~~employees~~Employees shall extend to any scheme or formula which seeks to fix the compensation of appointive County ~~officers~~Officers and ~~employees~~Employees at the level of compensation paid to ~~officers~~Officers or ~~employees~~Employees of any other public agency.

Section 501.3: The Board shall require adequate bond or, in the alternative, an insurance policy in accordance with ~~state~~ general-lawState General Law, the premium for which is paid by the County, from all ~~officers~~Officers and ~~employees~~Employees who handle funds and, when necessary, from other ~~officers~~Officers and ~~employees~~Employees.

Section 501.4: The Board shall adopt, by ordinance, an administrative code establishing the powers and duties of all ~~officers~~Officers and the procedures and rules of operation of all ~~departments~~Departments.

Section 501.5: The Board shall provide for the regulation of the marking and operation of County vehicles.

Section 501.6: The Board shall establish, by resolution or ordinance, rules for the Civil Service in accordance with this Charter.

Section 501.7: The Board shall establish rules which provide for the administration of employer-employee relations and establish a neutral appellate authority regarding unfair labor practices and representation cases. The rules shall not be in conflict with State law.

Section 501.8: The Board, or such persons as the Board shall specify, shall represent the County in employer-employee relations and salary matters.

Section 501.9: Non-interference. No member of the Board nor any member of the Supervisor's staff shall give orders, instruct, or interfere, publicly or privately, with any ~~officer~~Officer or ~~employee~~Employee appointed by or appointed under the Chief Administrative Officer except through the Chief Administrative Officer.

~~This section does not limit a member of the Board or member of the Supervisors' staff from seeking information.~~

~~The Chief Administrative Officer shall establish a procedure for responding to requested information from members of the Board and the staff.~~

For purposes of clarifying this section and without modifying it, this section does not limit a member of the Board or member of the Supervisors' staff from:

- (a) Requesting and receiving information relating to County policy, procedure, activities, and the like, where not

otherwise prohibited by law;

- (b) Requesting and receiving assistance in preparing individual Supervisor-led initiatives and in subsequent follow-up, where such assistance is provided in accordance with adopted Board policy that may set time, effort, and scope limitations on the assistance, and where prompt notice of the request for such assistance is provided to the Chief Administrative Officer;
- (c) Utilizing internal services and support in the same manner and subject to the same rules and procedures as County Departments, unless expressly required otherwise; or
- (d) Providing input on the hiring or dismissal of Officers or Employees who are managers serving in the Unclassified Service pursuant to Section 908.2, subdivisions (d), (e) and (g).

A violation of the provisions of this section shall constitute an infraction and violation by a member of the Board of Supervisors shall also constitute misconduct in office. The District Attorney shall enforce the provisions of this section.

ARTICLE VI ELECTIVE OFFICERS OFFICES

Section 600: ~~Reserved, Elective Officers.~~ In addition to Supervisors, the elective officers are:

- ~~(a) Assessor/Recorder/County Clerk~~
- ~~(b) District Attorney~~
- ~~(c) Sheriff,~~
- ~~(d) Treasurer/Tax Collector, and~~
- ~~(e) Members of the Board of Education,~~

~~each of whom is nominated and elected according to general law and this Charter.~~

Section 601: Consolidation of the Offices of Assessor and Recorder/County Clerk. The ~~officers~~Officers of the Assessor and Recorder/County Clerk shall be consolidated at noon on January 2, 1995, the operative date of this section, and the duties of the Assessor/Recorder/County Clerk, including all of the duties now performed by both, shall be performed by one person elected at the ~~statewide~~Statewide election in 1994 for a four year term which shall begin at noon on January 2, 1995.

Section 602: Consolidation of the Offices of Treasurer and Tax Collector. The offices of Treasurer and Tax Collector are consolidated, and the duties of the Treasurer/Tax Collector shall be performed by one person elected by ~~general law~~General Law.

Section 603: County Board of Education. The County Board of Education consists of five members elected from and by the voters of their districts.

Section 603.1: At the completion of the present incumbent's term of office, each newly elected member of County Board of Education shall hold office for a four-year term beginning on the first Monday after January first following election, and continue to serve until the election and qualification of a successor. For all elections involving members of the County Board of Education under this Section 603.1 and Section 603.2, write-in candidates are permitted to participate in the primary election in accordance with the rules established by the County. However, no write-in candidates are permitted to participate in the general election except as provided in Section 401.3.

Section 603.2: A vacancy on the County Board of Education is filled from the district in which it occurs within forty-five days by appointment of a majority of the remaining members of the County Board of Education or thereafter by appointment by the Board of Supervisors. The appointee holds office until the election and qualification of a successor. The successor is elected at the next general election, either to complete the term, if it does not expire the following January, or to begin a new four-year term of office.

Section 603.3: The County Board of Education may, by resolution, change the boundaries of educational districts; however, a change of boundaries may not be made between February first and December first of an even numbered year, may not affect the term of office of an incumbent member and may not take effect until a certified copy of the resolution has been filed with and approved by the Board of Supervisors.

Section 603.4: The County Board of Education shall, by majority vote appoint the Superintendent of Schools, either to serve at its pleasure, or on a fixed term contract which shall not exceed four years. The Board of Education may, by a majority vote, remove the Superintendent.

Section 604: Restrictions on the District Attorney. The District Attorney and the District Attorney's deputies may not engage in private law practice.

Section 605: Sheriff. The Sheriff shall organize the Sheriff's ~~Department~~Office for efficient and effective law enforcement.

Section 606: Citizens Law Enforcement Review Board.

- (a) The Board of Supervisors, by ordinance, shall establish a Citizens Law Enforcement Review Board consisting of not less than nine (9) nor more than fifteen (15) members nominated by the Chief Administrative Officer and appointed by the Board of Supervisors. Members of the Citizens Law Enforcement Review Board shall serve without compensation for terms not to exceed three years as established by ordinance, and members shall be appointed for not more than two consecutive full terms. County employees and persons employed as peace officers or custodial officers shall not be eligible to be members of the Citizens Law Enforcement Review Board.
- (b) Members of the Citizens Law Enforcement Review Board shall serve at the pleasure of the Board of Supervisors, and they may be removed at any time by a majority vote of the Board of Supervisors.
- (c) Vacancies on the Citizens Law Enforcement Review Board shall be filled for the balance of the unexpired term in the same manner as the position was originally filled.
- (d) The Citizens Law Enforcement Review Board shall have the power to subpoena and require attendance of witnesses and the production of books and papers pertinent to its investigations and to administer oaths.
- (e) The Citizens Law Enforcement Review Board may appoint in accordance with its established procedures such personnel as may be authorized by the Board of Supervisors. Notwithstanding any other provision of this Charter, any authorized executive director and investigators of the Citizens Law Enforcement Review Board shall be in the classified or the unclassified service as determined, by ordinance, by the Board of Supervisors.
- (f) The Board of Supervisors, by ordinance, shall establish the duties of the Citizens Law Enforcement Review Board and its duties may include the following:
 - (1) Receive, review and investigate ~~citizen~~ complaints which charge peace officers or custodial officers employed by the Sheriff's ~~Department~~Office or the Probation Department with (A) use of excessive force, (B) discrimination or sexual harassment in respect to members of the public, (C) the improper discharge of firearms, (D) illegal search or seizure, (E) false arrest, (F) false reporting, (G) criminal conduct or (H) misconduct. All action complaints shall be in writing and the truth thereof shall be attested under penalty of perjury. "Misconduct" is defined to mean and include any alleged improper or illegal acts, omissions or decisions directly affecting the person or property of a specific ~~citizen~~person by reason of:
 1. An alleged violation of any general, standing or special orders or guidelines of the Sheriff's ~~Department~~Office or the Probation Department; or
 2. An alleged violation of any state or federal law; or
 3. Any act otherwise evidencing improper or unbecoming conduct by a peace officer or custodial officer employed by the Sheriff's ~~Department~~Office or the Probation Department.
 - (2) Review and investigate the death of any individual arising out of or in connection with actions of peace officers or custodial officers employed by the Sheriff's ~~Department~~Office or the Probation Department, regardless of whether a complaint regarding such death has been filed with the Citizens Law Enforcement Review Board.
 - (3) Prepare reports, including at least the Sheriff or the Probation Officer as recipients, on the results of any investigations conducted by the Citizens Law Enforcement Review Board in respect to the activities of peace officers or custodial officers, including recommendations relating to the imposition of discipline and recommendations relating to any trends in regard to employees involved in ~~citizen~~ complaints.
 - (4) Prepare an annual report to the Board of Supervisors, the Chief Administrative Officer, the Sheriff and the Probation Officer summarizing the activities and recommendations of the Citizens Law Enforcement Review Board, including the tracking and identification of trends in respect to all complaints received and investigated during the reporting period.
 - (5) Notify in writing any ~~citizen~~person having filed a complaint with the Citizens Law Enforcement Review Board of the disposition of his or her complaint. The Chief Administrative Officer shall also receive appropriate notification of the disposition of ~~citizen~~ complaints.

- (6) Review and make recommendations on policies and procedures of the Sheriff and the Probation Officer.
- (7) Establish necessary rules and regulations for the conduct of its business, subject to approval of the Board of Supervisors.
- (8) Perform such other duties as the Board of Supervisors, by ordinance, may assign to the Citizens Law Enforcement Review Board.
- (9) Established rules and procedures for receipt of complaints from detention facility inmates.
- (g) In the event that a County Department of Corrections is established, the Citizens Law Enforcement Review Board shall have the same powers and duties in respect to that Department, its Director, and its peace officer and custodial officer employees, as the Citizens Law Enforcement Review Board has in respect to the Sheriff, the Probation Officer and their ~~departments~~Departments and ~~employees~~Employees.

Section 607: Independent Program Auditor. The Independent Program Auditor shall be elected at the Statewide election in 2028 for a four-year term that will begin at noon on January 1, 2029. The Independent Program Auditor shall be responsible for performing the following functions:

- (a) Conduct independent evaluations of County Departments, programs, services, and initiatives
- (b) Assess the effectiveness, outcomes, and cost-effectiveness of County Departments, programs, services, and initiatives
- (c) Evaluate new program proposals and pilot initiatives
- (d) Identify evidence-based alternatives and best practices
- (e) Conduct follow-up evaluations to determine whether corrective actions or reforms achieved intended results
- (f) Publish evaluation findings publicly to promote transparency and accountability

The Independent Program Auditor shall possess minimum qualifications required by law to hold County elective office as well as the educational, experience and certification qualifications as established by the Board of Supervisors. The Independent Program Auditor will exercise unrestricted access to employees, officials, information, records and physical properties as necessary to perform their duties and will undergo periodic peer reviews. The Independent Program Auditor will serve a four-year term and is subject to dismissal only for cause by a four-fifths vote of the Board.

ARTICLE VII APPOINTIVE OFFICERS AND BOARDS

Section 700: ~~Reserved.~~ Appointive Officers. ~~The appointive officers include:-~~

~~Alternate Public Defender
Auditor and Controller
Chief Financial Officer
Chief Information Officer
Chief Probation Officer
Clerk of the Board of Supervisors
County Counsel
County Librarian
County Veterinarian
Director of Agriculture, Weights & Measures
Director of Animal Services
Director of Child Support Services
Director of Emergency Services
Director of Environmental Health
Director of General Services
Director of Health and Human Services Agency
Director of Housing & Community Development
Director of Human Resources
Director of Media and Public Relations
Director of Parks and Recreation
Director of Planning and Land Use
Director of Public Works
Director of Purchasing and Contracting~~

Medical Examiner
Public Administrator/Public Guardian
Public Defender
Registrar of Voters

and all other officers who may be required by general law or ordinance. Notwithstanding this listing of appointive officers, the Board of Supervisors by ordinance may establish or abolish appointive offices, or revise their respective titles, in accordance with general law or this Charter.

Section 701: ~~[Reserved.]~~ Reserved.

Section 702: ~~[Reserved.]~~ Independent Budget Analyst. The Board may appoint an Independent Budget Analyst to perform the functions set forth below. The Independent Budget Analyst shall serve at the pleasure of the Board in the Unclassified Service and may be removed at any time by a majority vote of the Board.

Section 702.1: Independent Budget Analyst

The Office of the Independent Budget Analyst shall, as directed by the Board or upon request of a Supervisor:

- (a) Develop independent revenue, expenditure, and cost-growth projections
- (b) Analyze and evaluate the assumptions underlying the Chief Administrative Officer's proposed budget
- (c) Model alternative fiscal scenarios, including conservative, baseline, and growth-based projections
- (d) Provide fiscal analysis of policy proposals, budget requests, and reallocation options
- (e) Identify tradeoffs and options for achieving Board priorities within available resources
- (f) Track long-term fiscal conditions, staffing trends, and structural budget risks
- (g) Publish clear, accessible fiscal analyses to inform the Board and the public

Any person serving as the Independent Budget Analyst shall have demonstrated leadership and professional competency or significant educational qualifications in the area of finance, economics, business, or other relevant field of study. In addition, such appointee shall have experience in the area of municipal finance or substantially similar equivalent experience.

Section 703: Chief Administrative Officer. The Chief Administrative Officer exercises the Board's administrative supervision over affairs of the County delegated to that ~~officer~~ Officer, over all organizational units within the Office of the Chief Administrative Officer, and over all ~~departments~~ Departments, except the Civil Service Commission and the offices of Assessor/Recorder/County Clerk, District Attorney, Sheriff, and the Treasurer/Tax Collector. ~~The Fire Authority is an organizational unit within the Office of the Chief Administrative Officer, not a department. County Fire falls within the purview of the Chief Administrative Officer, who shall ensure the continuance of fire protection and emergency medical services within the San Diego County Fire Protection District.~~ The Chief Administrative Officer is responsible to the Board for the proper administration of such affairs of the County.

Section 703.1: The Chief Administrative Officer shall be in the Unclassified Service and shall serve at the pleasure of the Board. The Chief Administrative Officer may be removed by a majority vote of all members of the Board fifteen days after written notice of intention to remove.

Section 703.2: The Chief Administrative Officer assists the Board in coordinating the function and operations of the County.

Section 703.3: The Chief Administrative Officer is responsible for carrying out all of the Board's policy decisions that pertain to the functions assigned to that ~~officer~~ Officer.

Section 703.4: The Chief Administrative Officer supervises the expenditures of all ~~departments~~ Departments and reports to the Board whether those expenditures are necessary.

Section 703.5: The Chief Administrative Officer shall attend Board meetings and shall have the right to report on or discuss any matters before the Board which concern the affairs of any of the ~~departments~~ Departments under that ~~officer's~~ Officer's supervision.

Section 703.6: For assistance in carrying out official duties, the Chief Administrative Officer may call upon ~~officers~~Officers and ~~employees~~Employees in ~~departments~~Departments or organizational units under the Chief Administrative Officer's supervision, so long as that assistance falls within the legally authorized scope of their activities.

Section 703.7: To promote efficiency, the Chief Administrative Officer may recommend to the Board and to the Civil Service Commission the temporary transfer of personnel within the ~~departments~~Departments under that ~~officer's~~Officer's supervision. The Chief Administrative Officer may also recommend to the Board the creation or abolition of positions in any ~~departments~~Departments. New positions shall not be created or filled without the recommendation of the Chief Administrative Officer.

Section 703.8: [~~Reserved~~]Reserved.

Section 703.9: The Chief Administrative Officer is responsible for administering the personnel system in accordance with this Charter, the Civil Service Rules and the policy direction of the Board.

Section 703.10: In cases where the County intends to employ an independent contractor, the Chief Administrative Officer shall first determine that the services can be provided more economically and efficiently by an independent contractor than by persons employed in the Classified Service.

Section 704: County Counsel. The County Counsel serves as the attorney for the County, and in that capacity acts as legal advisor to the Board and County officials in their official capacity. County Counsel also represents the County, which acts through the Board and County ~~officers~~Officers, in their official capacity, in civil actions and proceedings in which they are involved. In accordance with ~~state~~State law, the Board may, but is not required to, authorize County Counsel to defend ~~officers~~Officers and ~~employees~~Employees, who are defendants in a criminal or administrative action prosecuted by the State or County.

Section 704.1: The County Counsel performs all of the duties of a district attorney, except those of a public prosecutor, and all duties which a County Counsel is authorized by statute, this Charter, or County ordinance to perform.

Section 704.2: The County Counsel represents the Public Administrator in estate matters administered by that ~~officer~~Officer, collects the attorney's fee allowed by law, and pays it into the County Treasury.

Section 704.3: When the County Counsel determines that a conflict of interest exists in the performance of a duty and chooses to be disqualified, the Board may ask the District Attorney to perform that duty. However, the Board retains the power to employ counsel to assist the County Counsel at other times.

Section 704.4: With the Board's approval, the County Counsel and the District Attorney may agree to perform any of each other's functions; however, the agreement may be canceled at any time by the County Counsel, by the District Attorney, or by the Board.

Section 704.5: The County Counsel and the County Counsel's deputies may not engage in private law practice.

Section 705: Purchasing Agent. The Director of ~~the Department of~~the Department of Purchasing and Contracting acts as the Purchasing Agent. Except in cases of emergency, the ~~Purchasing Agent~~Director of the Department of Purchasing and Contracting shall make all purchases for the County, other than of real property, and may make them only upon receipt of a requisition signed by an official authorized by the Board. Emergency purchases may be made by others authorized by the Board, but they shall be subsequently either approved by the ~~Purchasing Agent~~Director of the Department of Purchasing and Contracting or ratified by a four-fifths vote of the Board. Purchases of ~~property~~ for the County, other than of real property, are invalid unless made as specified in this Section.

Section 705.1: Except in cases of emergency, the ~~Purchasing Agent~~Director of the Department of Purchasing and Contracting may not issue a formal purchase order without the Auditor and Controller's certification that sufficient funds are, or will become, available in the proper fund.

Section 705.2: The ~~Purchasing Agent~~Director of the Department of Purchasing and Contracting shall follow the rules and

procedures established by ordinance of the Board for the purchase of necessary materials, supplies, furnishings, and property.

Section 705.3: ~~An~~ No member of the Board nor any other Officer shall ~~not~~ attempt, directly or indirectly, to influence or coerce the Director of the Department of Purchasing and Contracting Agent in the performance of duty. Except for the purpose of inquiry, a Supervisor shall not deal directly with the Director of the Department of Purchasing and Contracting Agent for the purpose of buying supplies. The Board shall conduct official business with the Director of the Department of Purchasing and Contracting Agent only as a Board convened in regular session.

Section 705.4: Prohibition on Requiring Project Labor Agreements.

(a) For the purposes of this Section, the following definitions shall apply:

- (1)1. "Contractor" shall mean and include a contractor, subcontractor, material supplier, carrier or other person or firm engaged in the completion of a construction project;
- (2)2. "Construction project" shall mean and include any project for the construction, rehabilitation, alteration, conversion, extension, maintenance, repair, or improvement of any structures or real property;
- (3)3. "Project labor agreement" shall mean any pre-hire, collective bargaining or similar type of agreement entered into with one or more labor organizations, employees or employee representatives that establishes the terms and conditions of employment on a construction project.

- (b) Except as required by State or federal law as a contracting or procurement obligation, or as a condition of the receipt of State or federal funds, the County shall not require a contractor on a construction project to execute or otherwise become a party to a project labor agreement as a condition of bidding, negotiating, awarding or the performing of a contract.
- (c) Nothing in this Section shall be construed as prohibiting private parties that may perform work on County construction projects from entering into project labor agreements or engaging in activity protected by law.

Section 706: Director of Public Works. The Director of Public Works acts as County Engineer and Road Commissioner and County Surveyor.

Section 706.1: The Director of Public Works has control over County rock quarries and gravel pits.

Section 706.2: The Director of Public Works, subject to regulations prescribed by the Board, has control over the construction and maintenance of all County roads and bridges, and related material and property, except work done under contract. The Director shall inspect contract work as it progresses and shall approve it, in a written report to the Board, after it has been completed.

Section 706.3: The Director of Public Works may not authorize work on a road or bridge until all rights of way have been obtained, approved by the County Counsel, and accepted by the Board.

Section 706.4: The Director of Public Works provides estimates for each proposed construction job. If the estimates are approved by the Board and incorporated in the final budget, they are binding. Neither the Director nor any other person may approve the use of labor, material, or equipment, the cost of which will exceed approved estimates on a project. The continuation of a project in excess of approved estimates can be authorized only by a majority vote of the Board.

Section 706.5: The Board may specify whether construction work on a County road or bridge will be done by contract or by the County and may, by a four-fifths vote, authorize nonbudgeted construction work on a road or bridge if the Auditor and Controller certifies that funds are available.

Section 707: ~~[Reserved.]~~Reserved.

Section 708: Restrictions on the Public Administrator. The Public Administrator may not act as a private administrator, executor, or administrator with the will annexed.

Section 709: District Attorney. The District Attorney is the public prosecutor of the County whose duties are prescribed by law.

Section 710: ~~Citizen~~Community Advisory Board. The Board shall, by ordinance, establish and empower ~~citizen~~community advisory boards on public health and welfare.

Section 710.1: The Board may compensate, consolidate, or separate ~~Citizen~~community advisory boards.

Section 710.2: In selecting the members of ~~citizen~~community advisory boards, the Board shall consider, ~~among other factors, qualifications, race, age, sex, and location~~ the purpose of residence. Each ~~the~~ community advisory board shall ~~be and shall appoint individuals that best reflect all County communities impacted by the community advisory board and their geographic, cultural, socioeconomic, and other characteristics, so that each advisory board~~ is representative of the entire County.

Section 711: County Ethics Commission. The Board shall establish by ordinance an Ethics Commission that shall have the powers, duties and responsibilities set forth in this section, ordinance, and elsewhere in the Charter.

Section 711.1: Composition; Appointment; Term.

- (a) The Ethics Commission shall consist of seven commissioners that shall serve without compensation.
- (b) Each Supervisor shall appoint one commissioner, and County Counsel shall appoint two commissioners.
- (c) All appointees to the Ethics Commission shall be subject to confirmation by a majority vote of the Board of Supervisors.
- (d) Commissioners shall serve four-year staggered terms that commence on February 1 and end on January 31.
- (e) A Commissioner may be removed for cause by a vote of five of the seven commissioners.
- (f) A Commissioner may be removed by the Board in accordance with Section 500.4 of this Charter.

Section 711.2: Qualifications, Term of Service, and Limitation on Elective Office.

- (a) Qualifications. Qualifications for appointment to the Ethics Commission shall be set forth by ordinance, which shall include, at a minimum, the following:
 - 1. Commissioners shall be residents of San Diego County during the tenure of their service;
 - 2. Commissioners shall be, or shall have formerly served as, judges, attorneys, educators, or professionals with experience in the areas of professional, government, or corporate ethics and accountability;
 - 3. Commissioners shall not have any conflicts of interest as set forth by ordinance
- (b) Limitation on Continuous Service. No person who has served a complete four-year term shall be eligible for reappointment to a subsequent term unless and until they have not served on the Ethics Commission for at least two years.
- (c) Limitation on Future Service and Employment. No commissioner nor any Ethics Commission staff may seek election to any Elective Office unless the election for that office is to be held at least two years following the Commissioner's last day of service on the Ethics Commission.

Section 711.3: Vacancies. Appointments to fill an Ethics Commission vacancy shall be made within 90 days by the same appointing authority who appointed the prior holder of the position. An appointment to fill a vacancy shall be for the unexpired term. A vacancy or vacancies shall not impair the ability of the remaining members to exercise the powers of the Ethics Commission.

Sec. 711.4: Duties and Responsibilities of the Ethics Commission. The Ethics Commission shall:

- (a) Review and investigate signed complaints alleging ethics violations involving individual in Elective Office;
- (b) Make findings and recommendations based on a legal standard of clear and convincing evidence;
- (c) Issue public reports of its investigations, including substantiated and unsubstantiated findings and evidence-based recommendations; and
- (d) Perform other duties related to the Ethics Commission's business that the Board may establish by ordinance

Sec. 711.5: Subpoenas and Oaths. The Board may, by ordinance, grant the Ethics Commission the power to subpoena witnesses and materials and to administer oaths.

Sec. 711.6: Rules, Regulations and Proposals.

The Commission shall establish necessary rules and regulations for the conduct of its business, including the appointment of any necessary personnel, subject to approval of the Board of Supervisors.

ARTICLE VIII BUDGET AND ACCOUNTING

Section 800: Budget. The preparation and adoption of the County Budget and the appropriation, accounting, and transfer of funds are governed by ~~general law~~General Law and this Charter.

Section 800.1: Pension Stabilization. Once the Board of Supervisors has appropriated funds for pension stabilization, these funds shall not be used for any purpose other than pension-related liabilities. Pension-related liabilities shall include, but are not limited to, any liability associated with a defined benefit, defined contribution or other post-employment benefit.

Section 800.2: Debt. Proceeds of any long-term obligation of the General Fund of the County shall not be used for recurring operational needs.

Section 801: Auditor and Controller. As the chief accounting officer of the County, the Auditor and Controller shall:

- (a) in accordance with ~~general law~~General Law and generally accepted accounting principles, maintain accounts of the financial transactions of all ~~departments~~Departments and of those districts whose funds are kept in the County Treasury;
- (b) prescribe and supervise accounting systems and necessary financial reports; and
- (c) prepare reports the Board or the Chief Administrative Officer considers necessary for management of County operations.

Section 801.1: The Auditor and Controller shall provide for an audit:

- (a) if a vacancy occurs in the office of a ~~department~~Department head;
- (b) if statute or ordinance requires;
- (c) if the Board requests;
- (d) if, in the Auditor and Controller's judgment, circumstances demand; or
- (e) if an ~~officer~~Officer requests one for that ~~officer's department~~Officer's Department and obtains the approval of the Board.

Section 801.2: The Auditor and Controller shall file reports of all audits with the Board.

Section 802: External Audit. The Board shall order an annual audit of ~~county~~County financial statements to be conducted by a certified public accountant in accordance with generally accepted auditing standards. The audit shall be completed and the report submitted to the Board as soon as possible after the end of the fiscal year, and the report shall be made available for public inspection by the Clerk of the Board.

Section 803: Access to Records. The Auditor and Controller or an authorized deputy shall have the cooperation of ~~officers~~Officers and ~~employees~~Employees, and access to records and documents necessary to conduct an audit or investigation.

Section 803.1: Failure of an ~~officer~~Officer or ~~employee~~Employee to cooperate with the Auditor and Controller or an authorized deputy during an audit or investigation constitutes misconduct, and the Auditor and Controller may file a written complaint with the Board. If the Board, after investigation, finds the complaint valid, it shall suspend the person immediately without pay and may not order the suspension lifted until it determines that the reasonable requests of the auditor or investigator have been satisfied.

Section 804: Expenditures.

(a) Money in the County Treasury may not be drawn or obligated except in accordance with ~~general law~~General Law or this Charter.

Section 804.1:

(b) An investigation of a claim against the County Treasury may be conducted by the Auditor and Controller. If the legality of the claim cannot be established, payment will be denied and the claim returned, with an explanation, to

the requesting ~~officer~~ Officer.

- (c) An investigation of a claim against the County Treasury may be conducted by the Auditor and Controller. If the legality of the claim cannot be established, payment will be denied and the claim returned, with an explanation, to the requesting Officer.
- (d) The Auditor and Controller shall post all County spending data to the County's public internet website in an accessible format.
- (e) The Auditor and Controller shall order an annual independent financial and performance audit of the County's expenditures to be conducted by a certified public accountant in accordance with generally accepted auditing standards. The Auditor and Controller shall make the audit findings available for public inspection and shall implement oversight mechanisms to ensure corrective actions are implemented.

Section 805: Limitation on Charter Amendments Imposing Mandatory Costs.

- (a) Notwithstanding any other provision of this Charter, except as provided in subdivision (c) of this section, any amendment to the Charter of the County of San Diego taking effect on or after November 3, 1992 imposing any mandatory service, duty or cost on the County shall be effective only if such amendment is accompanied at the same time by a new, specific and legally available source of revenue to fully fund all costs created by such amendment for each and every year.
- (b) In the event full funding of any amendment is not provided as required by subdivision (a), the mandate shall be void and unenforceable.
- (c) The restriction provided in subdivision (a) shall not apply to any amendment to the Charter of the County of San Diego which is approved by a two-thirds vote of the qualified electors of the County of San Diego.
- (d) If any section, part, clause or phrase of this amendment is for any reason held invalid or unconstitutional, the remaining portion shall not be affected but shall remain in full force and effect.
- (e) It is the intent of the voters that the provisions of this section shall apply to any proposed amendments to the Charter of the County of San Diego submitted to the voters at the election to be held on November 3, 1992 or thereafter.

**ARTICLE IX
PERSONNEL SYSTEM**

Section 900: Personnel System. The County shall establish, implement, and maintain a personnel system which will assure:

- (a) recruitment, selection, promotion and retention of ~~employees~~ Employees on the basis of merit; and
- (b) the development of a County career service.

Section 901: Employment Policy. The County shall hire, transfer, promote, compensate, discipline and dismiss individuals on the basis of job-related qualifications, merit, and equal opportunity without regard to age, color, creed, disability, national origin, political affiliation, race, religion, sex, or any other non-job-related factor.

Section 902: Administration. The Director of Human Resources, who is appointed by the Chief Administrative Officer, is responsible for the administration of the personnel ~~department~~ Department in accordance with this Charter, the Rules for the Unclassified Service, and the Rules for the Classified Service which also are referred to as Rules for the Civil Service in this Charter.

Section 903: Civil Service Commission. The Civil Service Commission consists of five persons appointed by the Board. Each Commissioner shall be an elector of the County.

Section 903.1: Each Commissioner serves a six-year term beginning and ending at noon on the first Monday after January first and continues to serve until the appointment and qualification of a successor. No more than one Commissioner's term may expire in the same year. A Commissioner is limited to one full six-year term; provided, however, that a Commissioner may not be appointed to a full six-year term if the Commissioner has served more than three years of the unexpired term of a previous Commissioner.

Section 903.2: A Commissioner may be removed by a majority vote of the Board if the Board serves the Commissioner a written statement containing the reasons for removal, records the statement in its minutes, and allows the commissioner the opportunity to be heard publicly.

Section 903.3: A vacancy on the Commission shall be filled within forty-five days of its occurrence by the Board for the unexpired term.

Section 904: General Duties of the Civil Service Commission. The Commission is responsible for protecting the merit basis of the personnel system through its appellant authority, investigative powers, and review of Civil Service Rules.

Section 904.1: The Commission is the administrative appeals body for the County in personnel matters authorized by this Charter. Upon appeal, the Commission may affirm, revoke or modify any disciplinary order, and may make any appropriate orders in connection with appeals under its jurisdiction. The Commission's decisions shall be final, and shall be followed by the County unless overturned by the courts on appeal.

Section 904.2: The Commission's appellate authority includes appeals from actions involving:

- (a) discipline of classified ~~employees~~Employees with permanent status;
- (b) the selection process;
- (c) complaints of discrimination in personnel matters based on non-job-related factors;
- (d) charges filed by a ~~citizen~~individual against a person in the classified service, in accordance with the Civil Service Rules; and
- (e) such other matters as are provided for in the Civil Service Rules.

Section 904.3: The Commission reviews proposed Rules for the Civil Service pursuant to Section 910 of the Charter.

Section 904.4: The Commission shall establish written procedures to govern the conduct of its duties. The procedures of the Commission shall provide for regular meetings to be held at least monthly, the election of a president and the keeping of minutes of its proceedings. The Commission shall annually submit to the Board a budget for its usual and necessary operating expenses.

Section 904.5: The Commission may advise the Director of Human Resources, the Chief Administrative Officer and the Board on matters concerning personnel policies and the administration of the personnel system.

Section 905: Hearing Officers of the Commission. The Commission may appoint one of its members, a hearing officer or board to hear appeals and submit findings and a proposed decision to the Commission for its review and action. The appointment of a hearing officer or board is subject to the budgetary and personnel constraints established by the Board.

Section 906: Staff of the Commission. The Commission shall employ an Executive Officer who shall be in the Unclassified Service. The Commission shall employ such other staff as necessary to perform its responsibilities. Such other staff shall be in the Classified Service, and shall be subject to the budgetary and personnel constraints established by the Board. The Commission's staff has no authority to administer personnel services and programs.

Section 907: Investigative Powers of the Commission. For purposes of protecting the merit basis of the personnel system, the Commission has the power to investigate, either as a group or as individuals, the conduct and operations of all ~~departments~~Departments, to administer oaths, and to subpoena witnesses and materials.

Section 907.1: In connection with an investigation, the Commission may make any necessary orders, including, but not limited to, back pay and classification adjustments, to carry out the provisions of the Charter and the Civil Service Rules.

Section 907.2: The Commission has the power to take legal action, as provided by ~~general law~~General Law for boards of supervisors, against a person who, by failing to comply with its subpoena or by refusing to testify, shall be considered in contempt.

Section 908: Classified and Unclassified Services. Employment in the County is divided into the Classified and Unclassified Services.

Section 908.1: The Classified Service consists of all offices and positions not included by this Charter in the Unclassified Service.

Section 908.2: The Unclassified Service consists of:

- (a) elective ~~officers~~Officers, their chief deputies, and special assistants employed by the elective ~~officers~~Officers;
- (b) the Assistant District Attorney, the Chief Deputy District Attorney, the Chief of the Bureau of Investigation, the Assistant Chief of the Bureau of Investigation and the Confidential Secretary to the District Attorney, and not more than three special assistants designated by the District Attorney;
- (c) the Under-Sheriff, three Assistant Sheriffs, and not more than three special assistants or deputies designated by the Sheriff;
- (d) each appointive County ~~officer~~Officer appointed by the Board of Supervisors or the Chief Administrative Officer and that ~~officer's~~Officer's principal assistant, or principal assistants.
- (e) management ~~employees~~Employees having significant responsibilities for formulating or administering County policies and programs. Each such position shall be exempted from the Classification Service, by ordinance, upon recommendation of the Chief Administrative Officer and approval by the Board;
- (f) members of appointed boards and commissions;
- (g) an Executive Officer employed by the Civil Service Commission;
- (h) persons serving without compensation;
- (i) ~~officers~~Officers and ~~employees~~Employees whose appointments must be approved by the State;
- (j) students engaged in regularly established, accredited training programs;
- (k) persons employed as guards or keepers in law enforcement agencies, including the offices of Sheriff and Chief Probation Officer, for no more than one hundred and twenty (120) working days during a fiscal year;
- (l) deputy registrars of voters employed only to register electors and election workers;
- (m) persons employed seasonally as guards, custodians, rangers, or caretakers in County parks;
- (n) persons employed for temporary expert professional services in positions that have been exempted from the Classified Service by the Director of Human Resources for a specified period; and
- (o) persons employed for no more than one hundred and twenty (120) working days during a fiscal year on a part-time or intermittent basis in positions exempted from the Classified Service by the Director of Human Resources.

Section 909: Appointment and Dismissal of Employees. Officers shall have the power to appoint ~~employees~~Employees to positions that the Board may authorize.

Section 909.1: Persons in the Classified Service appointed to regular positions from eligible lists, who have successfully completed the probationary period for that position, shall only be removed for cause and in accordance with the Civil Service Rules. All other persons in the Classified Service serve and are removed from service at the pleasure of their appointing authorities.

Section 909.2: Persons in the Unclassified Service shall acquire no tenure in their position and serve at the pleasure of their appointing authorities. The Board shall adopt rules governing persons other than ~~elective officers~~those holding Elective Office in the Unclassified Service. The provisions of Sections 904.3 and 910 of the Charter shall not apply to the adoption or amendment of such rules. The Rules for the Classified Service shall not apply to persons in the Unclassified Service.

Section 910: Rules for Civil Service. The Civil Service Rules, which have the force and effect of law, are implemented by the Director of Human Resources under the administrative jurisdiction of the Chief Administrative Officer. The Commission reviews proposed Rules and amendments and, after a public hearing, makes any modifications it deems appropriate, and transmits the Rules and amendments to the Board. The Board adopts or rejects, but may not modify, the Rules and amendments following review by the Commission in accordance with the procedures established pursuant to Section 910.1(l).

Section 910.1: The Rules for the Classified Service shall include provisions for:

- (a) determining the classification of all positions according to duties and responsibilities;
- (b) the development of a County career service;
- (c) appointments, not exceeding a period of one year, to temporary positions;
- (d) open and promotional competitive examinations for classified ~~employees~~Employees to measure the relative fitness of applicants; and the creation of eligible lists of persons qualified through examination and their certification therefrom;
- (e) a process for the temporary suspension of competitive examinations where impractical for positions requiring extraordinary, scientific, professional or expert qualifications;
- (f) the making of provisional appointments in the absence of eligible lists. Provisional appointments shall not

exceed six months and may not be renewed;

- (g) probationary periods of six months for classified ~~employees~~Employees appointed to regular positions from eligible lists. Such probationary periods may be extended to no more than eighteen months for Deputy Sheriffs or no more than twelve months for all other classified ~~employees~~Employees, upon approval of the Director of Human Resources. An appointing authority has the right to dismiss a person in the Classified Service during the probationary period if the appointing authority considers the ~~employee~~Employee unsatisfactory for or incompetent to fulfill the duties of the position. The appointing authority of an ~~employee~~Employee dismissed during probation shall give the dismissed ~~employee~~Employee a statement of the reasons for dismissal, and shall file such statement with the Director of Human Resources; the dismissed ~~employee~~Employee shall have no right of appeal to the Commission;
- (h) procedures for the transfer of ~~employees~~Employees within the County service;
- (i) performance appraisals;
- (j) the disciplining of ~~employees~~Employees in the Classified Service for cause and their rights of appeal;
- (k) the appeal processes to be conducted under the jurisdiction of the Commission; and
- (l) the review of proposed Rules for the Classified Service and amendments to those Rules.

Section 911: Preferential Credits. In open examinations the Director of Human Resources shall, in addition to all other credits, give a credit of five percent of the maximum rating prescribed for the examination to successful examinees who have served during a war (as war is now defined in Section 205 of the State's Revenue and Taxation Code or as it may be defined if that Section is amended) in the military or naval service of the United States, including all uniformed auxiliaries authorized by Congress, and who have subsequently been separated, placed on inactive duty, or retired under honorable conditions without full pensions. However, the Director of Human Resources gives the credit to veterans only once, only upon their first employment or reemployment after disengagement from service, and only during the eight-year period following their disengagement.

Section 911.1: The surviving spouse of a person who died in the service specified above or who cannot engage in a remunerative occupation because of a disability connected with the service specified above receives a credit of five percent on every open examination taken and passed.

Section 911.2: A person who has been separated, placed on inactive duty, or retired under honorable conditions from the service specified above and who has a service-connected disability, as recognized under Federal law, receives a five percent credit that is separate and distinct from the one authorized by Section 911 on every open examination taken and passed.

Section 912: Citizenship Requirements for Employment. The Board may establish, by resolution or ordinance, whatever citizenship requirements are legal for employment in public service.

Section 913: Reimbursement for Travel. A person who is required to travel in the performance of official County duty shall receive, in addition to regular compensation, reimbursement for travel expenses.

Section 913.1: The Board shall establish, by ordinance, the types of expenditures which can be reimbursed and the manner and rates of reimbursement. The ordinance shall implement and conform to any applicable provisions contained in memorandums of agreement with recognized employee organizations.

Section 914: Regulation of Political Activities. Officers and ~~employees~~Employees shall not engage in political activities during hours when they have been directed to perform assigned duties. This section shall not prohibit elected officials or their staff from engaging in political activities not otherwise prohibited by State or federal law.

Section 915: Prohibition of Nepotism. No person related to an Officer or Department head by blood or marriage ~~to an officer or department head, up to the fourth degree of consanguinity,~~ may be employed in the ~~department~~Department of that ~~officer~~Officer or ~~department~~Department head. This section shall not apply to anyone appointed prior to the operative date of this section.

Section 916: Independent Contractors. Nothing in this Article prevents the County from employing an independent contractor when the Board or ~~Purchasing Agent~~the Director of the Department of Purchasing and Contracting determines that services can be provided more economically and efficiently by an independent contractor than by

persons employed in the Classified Service.

Section 917: Labor on Public Works. Labor on public works in this County is governed by ~~general law~~General Law.

ARTICLE X GENERAL PROVISIONS

Section 1000: Conflict of Interest. Attorneys, agents, officers, majority stockholders, and employees of firms, associations and corporations doing business under franchises granted by the County or contracts made with the County; persons doing that business; and persons with a financial interest in those franchises, or contracts are any ineligible to hold County office if the holding of such office would empower the incumbent to enter into or approve such franchise or contract.

Section 1000.1: Avoidance of Conflicts of Interest.

- (a) Intent. State law allows members of the Board of Supervisors to accept gifts and campaign contributions from potential and existing contractors and their offices, owners, and lobbyists. Public disclosure of these gifts and campaign contributions is required, but there is no requirement in State law that disclosure be made immediately prior to the time the Board of Supervisors considers approval, amendment or extension of service contracts. This Charter section is intended to require public disclosure of gifts and campaign contributions to members of the Board of Supervisors by potential and existing contractors and their registered lobbyists prior to Board consideration of the service contracts. If the required disclosure is not complete and accurate, the contract will be voidable. This Charter section is intended to protect against actual and perceived conflicts of interests by requiring timely public disclosure of the gifts and campaign contributions from contractors and their registered lobbyists when service contracts are being considered by the Board. This section is also intended to allow contracting to be conducted outside of the political arena.
- (b) Disclosure. Any person or entity whose service contract is to be considered by the Board of Supervisors for approval, amendment, or extension, and the registered lobbyists of such person or entity, must make a public disclosure of gifts and campaign contributions made to members of the Board of Supervisors prior to the Board's decision. Hereinafter, reference to "contractor" within this section shall mean any person or entity whose service contract is to be considered for approval, amendment, or extension by the Board of Supervisors, and reference to "registered lobbyist" shall mean any person who is registered as a lobbyist with the County of San Diego. At least four (4) calendar days before the day of the meeting of the Board of Supervisors at which the approval, amendment or extension of the service contract is to be considered by the Board, the contractors and their registered lobbyists shall disclose in writing the following:
 - (1) All gifts that are reportable pursuant to the provisions of the Political Reform Act of 1974, as amended, given by contractors and their registered lobbyists to any member of the Board of Supervisors or to the immediate family of such member during the year preceding the date of the disclosure.
 - (2) All federal, State and local campaign contributions made by the contractors and their registered lobbyists to any member of the Board of Supervisors or his or her controlled committees during the year preceding the date of the disclosure.

If there are no gifts or campaign contributions to disclose, that fact shall be disclosed in writing by the contractors or their registered lobbyists within the time limit set forth above.

(c) Disclosure Requirement and Definitions.

1. The contractor's disclosure shall include gifts and all campaign contribution from:
 - (i) any natural person or legal entity constituting the contractor, and
 - (ii) Any principal owner or principal officer of the contractor.
2. The registered lobbyist's disclosure shall include gifts and all campaign contributions from the registered

lobbyist.

3. "Principal owner" of a limited partnership shall include all general partners but not the limited partners.
 4. "Principal owner" of a corporation, trust or joint venture shall include all persons and entities who own directly, indirectly or beneficially a ten percent (10%) interest or greater.
 5. "Principal officer" includes any member or a chairperson of a board of directors, president, any vice president, secretary, treasurer, chief financial officer, general manager, trustee and any person performing substantially the same functions associated with the above titles, regardless of their actual titles.
 6. "principal officer" shall also include the person or persons employed by the contractor and in charge of contracting with the County on behalf of the contractor, including but not limited to, regional managers and regional division heads.
- (d) **Filing and Dissemination.** The required written disclosure by the contractors and their registered lobbyists shall be filed with the Clerk of the Board of Supervisors on a form prescribed by the Clerk and shall be open to inspection by all members of the public. In addition, the Clerk of the Board shall make all disclosures available to the public on the County's internet site after they are filed with the Clerk and prior to the day on which the Board acts on the service contract. The County's cost of implementing the disclosure required by this section in respect to any specific contractor shall be paid by that contractor at the time of the required initial disclosure of the contractor or the contractor's registered lobbyist.
- (e) **Supplemental Disclosures.** Gifts or campaign contributions from contractors or their registered lobbyists to members of the Board of Supervisors made subsequent to the required written disclosure, but prior to the Board's decision to approve, amend or extend the service contract, and any gift or campaign contribution inadvertently not included in the initial written disclosure, shall be disclosed in writing at the meeting of the Board of Supervisors to consider the contract and announced by the Clerk of the Board prior to the Board's decision to approve, amend, or extend the contract.
- (f) **Exclusion of Contracts with Governmental Entities.** This section shall not apply to contracts between the County of San Diego and other government entities.
- (g) **Voidability of Contracts.** If, subsequent to Board approval, amendment or extension of a service contract, the disclosure required by this Charter section is found by the Board of Supervisors to be substantially incomplete or inaccurate due to intentional misconduct or gross negligence of the contractor or the contractor's registered lobbyist, the contract may be voided at the discretion of the Board of Supervisors. All service contracts approved by the Board on or after January 1, 2001 shall include a provision stating that the contract is voidable as provided above. In addition, the contractor shall submit a written certification that the contractor and the contractor's registered lobbyist have complied with the disclosure requirements imposed by this Charter section.
- (h) **Delegation.** In accordance with applicable law, and the provisions of this Charter, the Board of Supervisors may continue to delegate to the County's Director of the Department of Purchasing and Contracting or to other appropriate County Officers the authority to approve service contracts in order to permit the Director of the Department of Purchasing and Contracting and other appropriate County Officers to continue to approve service contracts outside the political arena.
- (i) **No additional disclosure.** This Charter section sets forth the complete disclosure requirements to be applied specifically to the County's contracting process. No additional disclosure in the specific context of the County's contracting process shall be required, except as may be required by State legislation or a Charter amendment which is adopted subsequent to the effective date of this section.
- (j) **Construction.** This section shall be interpreted and construed in accordance with the provisions and definitions contained in the California Political Reform Act of 1974, as amended, and the regulations of the Fair Political Practices Commission adopted pursuant thereto.

Section 1001: Prohibition of Bribes. A person who, directly or indirectly, offers, solicits, gives, or takes a bribe in connection with a County purchase is guilty of a misdemeanor and, if convicted, shall be punished by a fine not exceeding five hundred dollars and/or by imprisonment for a period not exceeding one year.

Section 1002: Violation of Charter. Unless otherwise specified in this Charter, a violation of a provision of this Charter constitutes misconduct in office and may be grounds for removal from office as provided by ~~general law~~General Law.

Section 1003: Severance~~Severability~~Severability Clause. If a provision of this Charter is held to be invalid or unconstitutional, the validity or constitutionality of the remaining portions of this Charter shall not be affected.

Section 1004: Operative Date. This addition of Sections 501.6, 501.7, 501.8 and 703.9; the repeal of Sections 701, 702, and 702.1; the repeal of Article IX; the addition of Article IX; and the amendment of Sections 501.1, 501.2, 1000 and 1002 shall be operative on July 1, 1981, if theretofore filed with the Secretary of State according to ~~general law~~General Law after ratification by the voters at the general election on November 4, 1980.

Section 1005: Operative Date. The amendment to Section 603.1, 603.2 and 603.4 shall be operative July 1, 1979, if theretofore filed with the Secretary of State according to ~~general law~~General Law after ratification by the voters at the General Election on November 7, 1978.

Section 1006: Operative Date. The amendment to the Charter of the County of San Diego approved by the voters at the General Election on November 6, 1984, shall become operative on February 6, 1985, and shall apply to all persons who are in the Executive Service on the date immediately preceding the operative date of these amendments and nothing in these amendments shall affect the continuity of employment of persons in the position held at that time.

Section 1007: Operative Date. The amendment to the Charter of the County of San Diego which includes the amendment of Section 600, the repeal of Sections 601 and 601.1, and the addition of Section 601 and of this Section, approved by the voters at the November 2, 1993, special election, shall become operative at noon on January 2, 1995, if theretofore filed with the Secretary of State according to ~~general law~~General Law after ratification by the voters at the November 2, 1993, special election.

Section 1008: Operative Date and Operative Effect: The amendment to the San Diego County Charter, which includes the addition of Section 1000.1, shall become operative on January 1, 2001 if approved by the voters on November 7, 2000. Further, this amendment to the San Diego County Charter, which adds Section 1000.1 to the Charter, is in conflict with another measure on the November 7, 2000 ballot entitled "The Clean Contracting Charter Amendment," which proposes to add Sections 502 through 502.6, inclusive, to the San Diego County Charter. Based upon the conflict between these two measures, if each measure is approved by a majority vote of those voting on each measure, then the measure with the highest affirmative vote shall prevail, and the measure with the lowest affirmative vote shall be deemed disapproved and shall have no force or effect.

Section 1009: Operative Date. The amendment to the Charter of the County of San Diego which includes the amendment of Sections 400.1, 401.3, 401.4, 603.1, 703, 703.6, and the addition of Sections 400.5, 800.1 and 800.2, approved by the voters at the November 6, 2018 general election, shall become operative upon acceptance and filing by the Secretary of State according to ~~general law~~General Law.

IT IS FURTHER RESOLVED AND ORDERED that the Registrar of Voters of the County of San Diego be and is hereby ordered and directed to cause to be printed upon the official ballot to be used at said special election to be held in San Diego County on November 3, 2026, the proposition for said proposed amendments to the San Diego County Charter as follows:

Shall the San Diego County Charter be amended to establish an Ethics Commission, Independent Budget Analyst, Independent Program Auditor, and optional Board of Supervisors appointment of the Public Defender; set term	YES	
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limits to three terms for future Board of Supervisors members; require public disclosure of spending data; clarify non-interference provisions; and update terminology and structure?	NO	
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IT IS FURTHER RESOLVED that it is the intent of the Board of Supervisors that the provisions of this measure be severable. If any provision of this measure or its application is held invalid, that invalidity shall not affect other provisions or applications of this measure that can be given effect without the invalid provision or application.

IT IS FURTHER RESOLVED AND ORDERED that the Clerk of the Board of Supervisors shall, without delay, forward a certified copy of this Resolution to the Registrar of Voters and that the Registrar of Voters shall cause the complete text of these proposed amendments to the San Diego County Charter to be printed and be mailed to each qualified elector in the County of San Diego not more than 40 nor less than 21 days prior to November 3, 2026, pursuant to Elections Code section 13303.

Approved as to Form and Legality

DAMON M. BROWN, County Counsel

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**RESOLUTION OF THE BOARD OF SUPERVISORS AMENDING RESOLUTION NO. 26-024
PROPOSING AMENDMENTS TO THE CHARTER OF THE COUNTY OF SAN
DIEGO ENTITLED, “A TRANSPARENT, ACCOUNTABLE, MODERN COUNTY
GOVERNMENT”**

IT IS RESOLVED AND ORDERED by the Board of Supervisors of the County of San Diego that Resolution No. 26-024, adopted on April 21, 2026, be amended to read in its entirety as follows:

IT IS RESOLVED AND ORDERED by the Board of Supervisors of the County of San Diego pursuant to California Constitution, Art. XI, sections 3(a) and 3(b) and Articles 2 and 3 (commencing at section 23720) of Chapter 5, Division 1, Title 3 of the Government Code, that the Charter of the County of San Diego (San Diego County Charter) be amended as set forth herein, and that the proposed amendments be submitted to the eligible registered voters in San Diego County for approval or rejection at a special election to be consolidated with the statewide general election to be held on November 3, 2026 in San Diego County, State of California.

IT IS PROPOSED by the Board of Supervisors that the San Diego County Charter be amended and restated to read in its entirety as follows:

**SAN DIEGO COUNTY CHARTER
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CHARTER

SAN DIEGO COUNTY STATE OF CALIFORNIA

PREAMBLE

We, the People of the County of San Diego, adopt this Charter to protect our rights and to promote a just, honorable, and efficient government.

ARTICLE I DEFINITIONS

Section 100: General Law. General Law means the Constitution, Statutes, and Codes of the State of California.

Section 101: State. State means the State of California.

Section 102: County. County means the County of San Diego.

Section 103: Board. Board means the Board of Supervisors of the County of San Diego.

Section 104: Officers. Officers include elective and appointive County officers as specifically designated by General Law, by this Charter, or by ordinance of the Board.

Section 105: Employees. Employees include deputies and all other persons whose personal services are engaged for compensation by the County, except Officers and independent contractors.

Section 106: Departments. Departments includes County agencies, departments, offices, institutions, boards, commissions, committees, and all other branches and divisions of County administration.

Section 107: Elective Office. Elective Office means any of the following offices:

- (a) County Supervisor;
- (b) District Attorney;
- (c) Sheriff;
- (d) Assessor, Recorder, and County Clerk;
- (e) Treasurer and Tax Collector;
- (f) Member of the County Board of Education;
- (g) Independent Program Auditor

Section 108: Appointive Officers. Appointive Officers shall be those identified in this Charter or by ordinance and all other Officers required by General Law.

ARTICLE II INITIATIVE, REFERENDUM, AND RECALL

Section 200: Initiative, Referendum, and Recall. The people of the County may exercise the initiative, referendum, and recall provisions of General Law.

ARTICLE III COUNTY POWERS

Section 300: County Powers. As a political subdivision of the State, the County has all the powers specifically stated and necessarily implied in General Law and this Charter, including the power to assess, levy, and collect taxes.

Section 301: County Authority. The County may exercise its powers only through a five-member Board of Supervisors or through persons authorized by General Law, this Charter, County ordinance, or by resolution, policy or order approved by the Board.

ARTICLE IV BOARD OF SUPERVISORS

Section 400: Number and Apportionment of Districts. For the purpose of electing Supervisors, the County is divided into five legally apportioned districts.

Section 400.1: Redistricting Commission. After each federal decennial census, the supervisorial districts of the County shall be reapportioned in the manner specified by General Law by a redistricting commission established pursuant to the California Elections code. The supervisorial district boundaries shall be drawn in such a way that the area of at least three districts shall include unincorporated territory with two of the districts having geographic area that is predominantly outside of the incorporated cities as population will permit.

Section 400.5: Reserved.

Section 401: Election and Appointment of Supervisors. The voters in each of the County's five districts nominate and elect one Supervisor to serve on the Board for a four-year term, beginning at noon on the first Monday after January first following election, and to hold office until the qualification of a successor.

Section 401.1: Elections of Supervisors occur every two years: Supervisors for the first, second, and third districts are elected at one general election; Supervisors for the fourth and fifth districts are elected at the alternate general election.

Section 401.2: A candidate for election or appointment as Supervisor shall fulfill residency and elector requirements established by General Law.

Section 401.3: When there are more than two candidates that qualify to participate in the primary election for one Elective Office, including write-in candidates, the two candidates who receive the highest number of votes in the primary are the candidates in the general election, and the one who receives the higher number of votes in the general election is elected. In the event there are two or fewer candidates who qualify to participate in the primary election for one Elective Office, including write-in candidates, the office shall be voted upon at the general election and not the primary election. Write-in candidates are permitted to participate in the primary election. However, no write-in candidates are permitted to participate in the general election except in circumstances where there are two or fewer total candidates who qualify to participate in the primary election and one or both qualified candidates is a write-in candidate. When one or two write-in candidates qualify to participate in a primary election with two or fewer total candidates, the names of the write-in candidates who qualified to participate in the primary election shall be printed on the general election ballot in the same manner as non-write-in candidates who qualify for the general election. The County shall establish rules governing qualification and filing dates for write-in candidates including, but not limited to, ensuring the deadline to qualify as a write-in candidate precedes the printing of ballots and does not otherwise interfere with the County's administration of the election.

Section 401.4: In the event a vacancy occurs in the office of supervisor, the remaining members of the Board shall within thirty (30) days of the vacancy fill the vacancy either by appointment for the unexpired term, by appointment until the qualification of a successor elected at a special election or by calling a special election. If the remaining members of the Board fail to fill the vacancy within such thirty (30) day period, the remaining members of the Board shall immediately cause a special election to be held to fill such vacancy. A special election to fill a vacancy in the office of Supervisor shall consist of a special primary election and if necessary, a special general election. A special primary election shall be held in the Supervisorial district in which the vacancy occurred on a Tuesday, at least 76 days, but not more than 90

days, following the adoption of the resolution calling the special election, except that any such special primary election may be conducted within 180 days following the adoption of such resolution in order that the special primary election or special general election may be consolidated with the next regularly scheduled Statewide election.

Candidates at the special primary election shall be nominated in the manner set forth in the Elections Code for the nomination of candidates for a nonpartisan office for a direct primary election, except that nomination papers shall not be circulated prior to the adoption of the resolution calling the special election and shall be filed with the Registrar of Voters for examination no later than 14 days after the adoption of the resolution calling the special primary election.

If only one candidate qualifies for the special primary election, that candidate shall be appointed to the vacancy by the remaining members of the Board for the unexpired term, shall serve exactly as if elected to such vacancy, and no special primary election or special general election to fill the vacancy shall be held. A candidate who receives a majority of all votes in the special primary election is elected to fill the vacancy for the unexpired term, and no special general election shall be held. In the event there are no more than two candidates for a vacancy, the office shall be voted upon at the special primary election, and no special general election shall be held.

When no candidate receives a majority of all votes in the special primary election, a special general election shall be held on the twelfth Tuesday after the date of the special primary election. The two candidates who received the highest number of votes in the special primary election shall be the candidates in the special general election, and the one who receives the higher number of votes in the special general election is elected to fill the vacancy for the unexpired term. Write-in candidates are permitted to participate in the special primary election in accordance with the rules established by the County. However, no write-in candidates are permitted to participate in the special general election except as provided in Section 401.3.

In a special election to fill a vacancy in the office of supervisor, the Board may authorize either the special primary election or the special general election, or both, to be conducted wholly by mail, provided that the special primary election or the special general election to be conducted by mail does not occur on the same date as the Statewide election with which it has been consolidated. In no event may a special primary election or a special general election be conducted on the day after a State holiday.

Section 401.5: Existing Term Limits.

- (a) No person may serve for more than two terms as Supervisor, regardless of district represented, after the effective date of this section.
- (b) Any person who is elected or appointed to an unexpired term as a Supervisor after the effective date of this section and who serves more than one-half of a full term of office shall be deemed, for the purposes of this section, to have served a full term.
- (c) Any Supervisor who resigns or is removed from office with less than one-half of a full term remaining until the expiration of the term shall be deemed, for the purpose of this section, to have served a full term.
- (d) This section applies solely to Supervisors elected or appointed to serve their initial term on or before November 2, 2026.

Section 401.6: New Term Limits.

- (a) No person may serve for more than three terms as Supervisor, regardless of district represented.
- (b) Any person who is elected or appointed to an unexpired term as a Supervisor and who serves more than one-half of a full term of office shall be deemed, for the purposes of this section, to have served a full term.
- (c) Any Supervisor who resigns or is removed from office with less than one-half of a full term remaining until the expiration of the term shall be deemed, for the purpose of this section, to have served a full term.
- (d) Service as a Supervisor prior to the effective date of this section shall be counted toward the three-term limit, in accordance with (b) and (c) above.
- (e) This section applies solely to Supervisors elected or appointed to serve their initial term on or before November 2, 2026.

Section 402: Compensation. Salaries of Supervisors are established by ordinance of the Board.

Section 402.1: While holding office and for one year after a Supervisor is ineligible for appointment to or employment in any other County position providing compensation.

Section 403: Election of Presiding Officer. At its first meeting following the first Monday after January first, or within thirty (30) days thereafter, the Board shall elect a Chairperson, Vice-Chairperson, and Chairperson Pro Tem. The Vice-Chairperson has full authority to act if the Chairperson is absent or unable to act. The Pro Tem has full authority to act if both the Chairperson and Vice-Chairperson are absent or unable to act.

Section 404: Quorum. Three Supervisors constitute a quorum for the transaction of business. Acts of the Board are invalid unless three Supervisors concur.

ARTICLE V POWERS AND DUTIES OF THE BOARD OF SUPERVISORS

Section 500: General Powers. The Board has the jurisdiction and all powers granted to it by General Law and this Charter.

Section 500.1: The Board has the power to establish, by ordinance, appointive offices other than those required by General Law and this Charter and to combine and, having combined, to separate them.

Section 500.2: Unless otherwise specified in this Charter, the Board has the power to fill, by appointment, any vacancy that occurs in an Elective Office. The appointee holds office until the election and qualification of a successor. The successor is elected at the next primary election, or at the next primary and general elections, to complete the term, if it does not expire the following January, or to begin a new term of office. For all elections involving the Elective Offices specified under Section 600, write-in candidates are permitted to participate in the primary election in accordance with General Law. However, no write-in candidates are permitted to participate in the general election.

Section 500.3: Suspension of Officers. The Board may suspend from office, at its discretion, an Officer who has been indicted for official misconduct or for a crime that would otherwise preclude a person, if convicted, from continued employment in the ordinary course of County service, or an offense involving moral turpitude. The Board shall fill the vacancy until final legal action is determined.

Section 500.5: At the request of any city, district, or the State or federal government performing functions within the County, the Board may provide for the County's assumption of functions of the governmental entity which correspond to those of the County. The terms of the agreement shall be established in writing by the County and the governmental entity; and they may include provision for payment to the County, and notwithstanding the personnel and compensation provisions of this charter, may include provision for employment by the County of the governmental entity's personnel and employee benefits to be granted such personnel.

Section 501: Duties.

- (a) The Board shall appoint the following Appointive Officers:
 - 1. The Chief Administrative Officer;
 - 2. The County Counsel;
 - 3. The Probation Officer, subject to the confirmation by a majority of the judges of the San Diego County Superior Court;
 - 4. The Clerk of the Board of Supervisors; and
 - 5. The Independent Budget Analyst
- (b) The Board may, by ordinance, establish the Public Defender as an Officer to be appointed by the Board.
- (c) The Board may add, by ordinance, and shall thereafter appoint, additional Appointive Officers to perform independent evaluative functions such as audits, inspections, oversight, and the like, that are not duplicative of the functions of the Chief Administrative Officer or their appointees.
- (d) Subject to the requirements of this Charter, all other Appointive Officers, either established by this Charter, General Law or ordinance, shall be appointed by the Chief Administrative Officer.

Section 501.1: The Board shall establish, by ordinance, the number of nonelective Employee positions and designate all positions as either regular or temporary, and also shall provide for the powers, duties, qualifications, and the manner and terms of appointment of Employees to such positions.

Section 501.2: The Board shall adopt an ordinance to establish the compensation of all Officers and Employees, which shall implement and conform to any applicable provisions contained in memorandums of agreement with recognized employee organizations for those Employees represented by such organizations. When establishing compensation, the Board shall consider, among other factors, the following:

- (a) the prevailing rate of compensation paid and fringe benefits provided by private employers in the County and by other public employees in the State for similar quality or quantity of service;
- (b) the fringe benefits provided by the County; and
- (c) the revenues available to the County for payment of compensation. The Board of Supervisors shall not delegate legislative power or responsibility which they were elected to exercise in the adoption of any ordinance or resolution setting compensation for appointive County Officers and Employees. This prohibition against unlawful delegation of the legislative responsibility to set compensation for appointive County Officers and Employees shall extend to any scheme or formula which seeks to fix the compensation of appointive County Officers and Employees at the level of compensation paid to Officers or Employees of any other public agency.

Section 501.3: The Board shall require adequate bond or, in the alternative, an insurance policy in accordance with State General Law, the premium for which is paid by the County, from all Officers and Employees who handle funds and, when necessary, from other Officers and Employees.

Section 501.4: The Board shall adopt, by ordinance, an administrative code establishing the powers and duties of all Officers and the procedures and rules of operation of all Departments.

Section 501.5: The Board shall provide for the regulation of the marking and operation of County vehicles.

Section 501.6: The Board shall establish, by resolution or ordinance, rules for the Civil Service in accordance with this Charter.

Section 501.7: The Board shall establish rules which provide for the administration of employer-employee relations and establish a neutral appellate authority regarding unfair labor practices and representation cases. The rules shall not be in conflict with State law.

Section 501.8: The Board, or such persons as the Board shall specify, shall represent the County in employer-employee relations and salary matters.

Section 501.9: Non-interference. No member of the Board nor any member of the Supervisor's staff shall give orders, instruct, or interfere, publicly or privately, with any Officer or Employee appointed by or appointed under the Chief Administrative Officer except through the Chief Administrative Officer.

For purposes of clarifying this section and without modifying it, this section does not limit a member of the Board or member of the Supervisors' staff from:

- (a) Requesting and receiving information relating to County policy, procedure, activities, and the like, where not otherwise prohibited by law;
- (b) Requesting and receiving assistance in preparing individual Supervisor-led initiatives and in subsequent follow-up, where such assistance is provided in accordance with adopted Board policy that may set time, effort, and scope limitations on the assistance, and where prompt notice of the request for such assistance is provided to the Chief Administrative Officer;
- (c) Utilizing internal services and support in the same manner and subject to the same rules and procedures as County Departments, unless expressly required otherwise; or
- (d) Providing input on the hiring or dismissal of Officers or Employees who are managers serving in the Unclassified Service pursuant to Section 908.2, subdivisions (d), (e) and (g).

A violation of the provisions of this section shall constitute an infraction and violation by a member of the Board of Supervisors shall also constitute misconduct in office. The District Attorney shall enforce the provisions of this section.

ARTICLE VI

ELECTIVE OFFICES

Section 600: Reserved.

Section 601: Consolidation of the Offices of Assessor and Recorder/County Clerk. The Offices of the Assessor and Recorder/County Clerk shall be consolidated at noon on January 2, 1995, the operative date of this section, and the duties of the Assessor/Recorder/County Clerk, including all of the duties now performed by both, shall be performed by one person elected at the Statewide election in 1994 for a four year term which shall begin at noon on January 2, 1995.

Section 602: Consolidation of the Offices of Treasurer and Tax Collector. The offices of Treasurer and Tax Collector are consolidated, and the duties of the Treasurer/Tax Collector shall be performed by one person elected by General Law.

Section 603: County Board of Education. The County Board of Education consists of five members elected from and by the voters of their districts.

Section 603.1: At the completion of the present incumbent's term of office, each newly elected member of County Board of Education shall hold office for a four-year term beginning on the first Monday after January first following election, and continue to serve until the election and qualification of a successor. For all elections involving members of the County Board of Education under this Section 603.1 and Section 603.2, write-in candidates are permitted to participate in the primary election in accordance with the rules established by the County. However, no write-in candidates are permitted to participate in the general election except as provided in Section 401.3.

Section 603.2: A vacancy on the County Board of Education is filled from the district in which it occurs within forty-five days by appointment of a majority of the remaining members of the County Board of Education or thereafter by appointment by the Board of Supervisors. The appointee holds office until the election and qualification of a successor. The successor is elected at the next general election, either to complete the term, if it does not expire the following January, or to begin a new four-year term of office.

Section 603.3: The County Board of Education may, by resolution, change the boundaries of educational districts; however, a change of boundaries may not be made between February first and December first of an even numbered year, may not affect the term of office of an incumbent member and may not take effect until a certified copy of the resolution has been filed with and approved by the Board of Supervisors.

Section 603.4: The County Board of Education shall, by majority vote appoint the Superintendent of Schools, either to serve at its pleasure, or on a fixed term contract which shall not exceed four years. The Board of Education may, by a majority vote, remove the Superintendent.

Section 604: Restrictions on the District Attorney. The District Attorney and the District Attorney's deputies may not engage in private law practice.

Section 605: Sheriff. The Sheriff shall organize the Sheriff's Office for efficient and effective law enforcement.

Section 606: Citizens Law Enforcement Review Board.

- (a) The Board of Supervisors, by ordinance, shall establish a Citizens Law Enforcement Review Board consisting of not less than nine (9) nor more than fifteen (15) members nominated by the Chief Administrative Officer and appointed by the Board of Supervisors. Members of the Citizens Law Enforcement Review Board shall serve without compensation for terms not to exceed three years as established by ordinance, and members shall be appointed for not more than two consecutive full terms. County employees and persons employed as peace officers or custodial officers shall not be eligible to be members of the Citizens Law Enforcement Review Board.
- (b) Members of the Citizens Law Enforcement Review Board shall serve at the pleasure of the Board of Supervisors, and they may be removed at any time by a majority vote of the Board of Supervisors.
- (c) Vacancies on the Citizens Law Enforcement Review Board shall be filled for the balance of the unexpired term in the same manner as the position was originally filled.
- (d) The Citizens Law Enforcement Review Board shall have the power to subpoena and require attendance of witnesses and the production of books and papers pertinent to its investigations and to administer oaths.

- (e) The Citizens Law Enforcement Review Board may appoint in accordance with its established procedures such personnel as may be authorized by the Board of Supervisors. Notwithstanding any other provision of this Charter, any authorized executive director and investigators of the Citizens Law Enforcement Review Board shall be in the classified or the unclassified service as determined, by ordinance, by the Board of Supervisors.
- (f) The Board of Supervisors, by ordinance, shall establish the duties of the Citizens Law Enforcement Review Board and its duties may include the following:
 - (1) Receive, review and investigate complaints which charge peace officers or custodial officers employed by the Sheriff's Office or the Probation Department with (A) use of excessive force, (B) discrimination or sexual harassment in respect to members of the public, (C) the improper discharge of firearms, (D) illegal search or seizure, (E) false arrest, (F) false reporting, (G) criminal conduct or (H) misconduct. All action complaints shall be in writing and the truth thereof shall be attested under penalty of perjury. "Misconduct" is defined to mean and include any alleged improper or illegal acts, omissions or decisions directly affecting the person or property of a specific person by reason of:
 - 1. An alleged violation of any general, standing or special orders or guidelines of the Sheriff's Office or the Probation Department; or
 - 2. An alleged violation of any state or federal law; or
 - 3. Any act otherwise evidencing improper or unbecoming conduct by a peace officer or custodial officer employed by the Sheriff's Office or the Probation Department.
 - (2) Review and investigate the death of any individual arising out of or in connection with actions of peace officers or custodial officers employed by the Sheriff's Office or the Probation Department, regardless of whether a complaint regarding such death has been filed with the Citizens Law Enforcement Review Board.
 - (3) Prepare reports, including at least the Sheriff or the Probation Officer as recipients, on the results of any investigations conducted by the Citizens Law Enforcement Review Board in respect to the activities of peace officers or custodial officers, including recommendations relating to the imposition of discipline and recommendations relating to any trends in regard to employees involved in complaints.
 - (4) Prepare an annual report to the Board of Supervisors, the Chief Administrative Officer, the Sheriff and the Probation Officer summarizing the activities and recommendations of the Citizens Law Enforcement Review Board, including the tracking and identification of trends in respect to all complaints received and investigated during the reporting period.
 - (5) Notify in writing any person having filed a complaint with the Citizens Law Enforcement Review Board of the disposition of his or her complaint. The Chief Administrative Officer shall also receive appropriate notification of the disposition of complaints.
 - (6) Review and make recommendations on policies and procedures of the Sheriff and the Probation Officer.
 - (7) Establish necessary rules and regulations for the conduct of its business, subject to approval of the Board of Supervisors.
 - (8) Perform such other duties as the Board of Supervisors, by ordinance, may assign to the Citizens Law Enforcement Review Board.
 - (9) Established rules and procedures for receipt of complaints from detention facility inmates.
- (g) In the event that a County Department of Corrections is established, the Citizens Law Enforcement Review Board shall have the same powers and duties in respect to that Department, its Director, and its peace officer and custodial officer employees, as the Citizens Law Enforcement Review Board has in respect to the Sheriff, the Probation Officer and their Departments and Employees.

Section 607: Independent Program Auditor. The Independent Program Auditor shall be elected at the Statewide election in 2028 for a four-year term that will begin at noon on January 1, 2029. The Independent Program Auditor shall be responsible for performing the following functions:

- (a) Conduct independent evaluations of County Departments, programs, services, and initiatives
- (b) Assess the effectiveness, outcomes, and cost-effectiveness of County Departments, programs, services, and initiatives
- (c) Evaluate new program proposals and pilot initiatives
- (d) Identify evidence-based alternatives and best practices
- (e) Conduct follow-up evaluations to determine whether corrective actions or reforms achieved intended results
- (f) Publish evaluation findings publicly to promote transparency and accountability

The Independent Program Auditor shall possess minimum educational, experience and certification qualifications as

established by the Board of Supervisors. The Independent Program Auditor will exercise unrestricted access to employees, officials, information, records and physical properties as necessary to perform their duties and will undergo periodic peer reviews. The Independent Program Auditor will serve a four-year term and is subject to dismissal only for cause by a two-thirds vote of the Board.

ARTICLE VII APPOINTIVE OFFICERS AND BOARDS

Section 700: Reserved.

Section 701: Reserved.

Section 702: Independent Budget Analyst. The Board may appoint an Independent Budget Analyst to perform the functions set forth below. The Independent Budget Analyst shall serve at the pleasure of the Board in the Unclassified Service and may be removed at any time by a majority vote of the Board.

Section 702.1: Independent Budget Analyst
The Office of the Independent Budget Analyst shall, as directed by the Board or upon request of a Supervisor:

- (a) Develop independent revenue, expenditure, and cost-growth projections
- (b) Analyze and evaluate the assumptions underlying the Chief Administrative Officer's proposed budget
- (c) Model alternative fiscal scenarios, including conservative, baseline, and growth-based projections
- (d) Provide fiscal analysis of policy proposals, budget requests, and reallocation options
- (e) Identify tradeoffs and options for achieving Board priorities within available resources
- (f) Track long-term fiscal conditions, staffing trends, and structural budget risks
- (g) Publish clear, accessible fiscal analyses to inform the Board and the public

Any person serving as the Independent Budget Analyst shall have demonstrated leadership and professional competency or significant educational qualifications in the area of finance, economics, business, or other relevant field of study. In addition, such appointee shall have experience in the area of municipal finance or substantially similar equivalent experience.

Section 703: Chief Administrative Officer. The Chief Administrative Officer exercises the Board's administrative supervision over affairs of the County delegated to that Officer, over all organizational units within the Office of the Chief Administrative Officer, and over all Departments, except the Civil Service Commission and the offices of Assessor/Recorder/County Clerk, District Attorney, Sheriff, and the Treasurer/Tax Collector. County Fire falls within the purview of the Chief Administrative Officer, who shall ensure the continuance of fire protection and emergency medical services within the San Diego County Fire Protection District. The Chief Administrative Officer is responsible to the Board for the proper administration of such affairs of the County.

Section 703.1: The Chief Administrative Officer shall be in the Unclassified Service and shall serve at the pleasure of the Board. The Chief Administrative Officer may be removed by a majority vote of all members of the Board fifteen days after written notice of intention to remove.

Section 703.2: The Chief Administrative Officer assists the Board in coordinating the function and operations of the County.

Section 703.3: The Chief Administrative Officer is responsible for carrying out all of the Board's policy decisions that pertain to the functions assigned to that Officer.

Section 703.4: The Chief Administrative Officer supervises the expenditures of all Departments and reports to the Board whether those expenditures are necessary.

Section 703.5: The Chief Administrative Officer shall attend Board meetings and shall have the right to report on or discuss any matters before the Board which concern the affairs of any of the Departments under that Officer's supervision.

Section 703.6: For assistance in carrying out official duties, the Chief Administrative Officer may call upon Officers and Employees in Departments or organizational units under the Chief Administrative Officer's supervision, so long as that assistance falls within the legally authorized scope of their activities.

Section 703.7: To promote efficiency, the Chief Administrative Officer may recommend to the Board and to the Civil Service Commission the temporary transfer of personnel within the Departments under that Officer's supervision. The Chief Administrative Officer may also recommend to the Board the creation or abolition of positions in any Departments. New positions shall not be created or filled without the recommendation of the Chief Administrative Officer.

Section 703.8: Reserved.

Section 703.9: The Chief Administrative Officer is responsible for administering the personnel system in accordance with this Charter, the Civil Service Rules and the policy direction of the Board.

Section 703.10: In cases where the County intends to employ an independent contractor, the Chief Administrative Officer shall first determine that the services can be provided more economically and efficiently by an independent contractor than by persons employed in the Classified Service.

Section 704: County Counsel. The County Counsel serves as the attorney for the County, and in that capacity acts as legal advisor to the Board and County officials in their official capacity. County Counsel also represents the County, which acts through the Board and County Officers, in their official capacity, in civil actions and proceedings in which they are involved. In accordance with State law, the Board may, but is not required to, authorize County Counsel to defend Officers and Employees, who are defendants in a criminal or administrative action prosecuted by the State or County.

Section 704.1: The County Counsel performs all of the duties of a district attorney, except those of a public prosecutor, and all duties which a County Counsel is authorized by statute, this Charter, or County ordinance to perform.

Section 704.2: The County Counsel represents the Public Administrator in estate matters administered by that Officer, collects the attorney's fee allowed by law, and pays it into the County Treasury.

Section 704.3: When the County Counsel determines that a conflict of interest exists in the performance of a duty and chooses to be disqualified, the Board may ask the District Attorney to perform that duty. However, the Board retains the power to employ counsel to assist the County Counsel at other times.

Section 704.4: With the Board's approval, the County Counsel and the District Attorney may agree to perform any of each other's functions; however, the agreement may be canceled at any time by the County Counsel, by the District Attorney, or by the Board.

Section 704.5: The County Counsel and the County Counsel's deputies may not engage in private law practice.

Section 705: Purchasing Agent. The Director of the Department of Purchasing and Contracting acts as the Purchasing Agent. Except in cases of emergency, the Director of the Department of Purchasing and Contracting shall make all purchases for the County, other than of real property, and may make them only upon receipt of a requisition signed by an official authorized by the Board. Emergency purchases may be made by others authorized by the Board, but they shall be subsequently either approved by the Director of the Department of Purchasing and Contracting or ratified by a four-fifths vote of the Board. Purchases for the County, other than of real property, are invalid unless made as specified in this Section.

Section 705.1: Except in cases of emergency, the Director of the Department of Purchasing and Contracting may not issue a formal purchase order without the Auditor and Controller's certification that sufficient funds are, or will become, available in the proper fund.

Section 705.2: The Director of the Department of Purchasing and Contracting shall follow the rules and procedures established by ordinance of the Board for the purchase of necessary materials, supplies, furnishings, and property.

Section 705.3: No member of the Board nor any other Officer shall attempt, directly or indirectly, to influence or coerce

the Director of the Department of Purchasing and Contracting in the performance of duty. Except for the purpose of inquiry, a Supervisor shall not deal directly with the Director of the Department of Purchasing and Contracting for the purpose of buying supplies. The Board shall conduct official business with the Director of the Department of Purchasing and Contracting only as a Board convened in regular session.

Section 705.4: Prohibition on Requiring Project Labor Agreements.

(a) For the purposes of this Section, the following definitions shall apply:

1. "Contractor" shall mean and include a contractor, subcontractor, material supplier, carrier or other person or firm engaged in the completion of a construction project;
 2. "Construction project" shall mean and include any project for the construction, rehabilitation, alteration, conversion, extension, maintenance, repair, or improvement of any structures or real property;
 3. "Project labor agreement" shall mean any pre-hire, collective bargaining or similar type of agreement entered into with one or more labor organizations, employees or employee representatives that establishes the terms and conditions of employment on a construction project.
- (b) Except as required by State or federal law as a contracting or procurement obligation, or as a condition of the receipt of State or federal funds, the County shall not require a contractor on a construction project to execute or otherwise become a party to a project labor agreement as a condition of bidding, negotiating, awarding or the performing of a contract.
- (c) Nothing in this Section shall be construed as prohibiting private parties that may perform work on County construction projects from entering into project labor agreements or engaging in activity protected by law.

Section 706: Director of Public Works. The Director of Public Works acts as County Engineer and Road Commissioner and County Surveyor.

Section 706.1: The Director of Public Works has control over County rock quarries and gravel pits.

Section 706.2: The Director of Public Works, subject to regulations prescribed by the Board, has control over the construction and maintenance of all County roads and bridges, and related material and property, except work done under contract. The Director shall inspect contract work as it progresses and shall approve it, in a written report to the Board, after it has been completed.

Section 706.3: The Director of Public Works may not authorize work on a road or bridge until all rights of way have been obtained, approved by the County Counsel, and accepted by the Board.

Section 706.4: The Director of Public Works provides estimates for each proposed construction job. If the estimates are approved by the Board and incorporated in the final budget, they are binding. Neither the Director nor any other person may approve the use of labor, material, or equipment, the cost of which will exceed approved estimates on a project. The continuation of a project in excess of approved estimates can be authorized only by a majority vote of the Board.

Section 706.5: The Board may specify whether construction work on a County road or bridge will be done by contract or by the County and may, by a four-fifths vote, authorize nonbudgeted construction work on a road or bridge if the Auditor and Controller certifies that funds are available.

Section 707: Reserved.

Section 708: Restrictions on the Public Administrator. The Public Administrator may not act as a private administrator, executor, or administrator with the will annexed.

Section 709: District Attorney. The District Attorney is the public prosecutor of the County whose duties are prescribed by law.

Section 710: Community Advisory Board. The Board shall, by ordinance, establish and empower community advisory boards on public health and welfare.

Section 710.1: The Board may compensate, consolidate, or separate community advisory boards.

Section 710.2: In selecting the members of community advisory boards, the Board shall consider the purpose of the community advisory board and shall appoint individuals that best reflect all County communities impacted by the community advisory board and their geographic, cultural, socioeconomic, and other characteristics, so that each advisory board is representative of the entire County.

Section 711: County Ethics Commission. The Board shall establish by ordinance an Ethics Commission that shall have the powers, duties and responsibilities set forth in this section, ordinance, and elsewhere in the Charter.

Section 711.1: Composition; Appointment; Term.

- (a) The Ethics Commission shall consist of seven commissioners that shall serve without compensation.
- (b) Each Supervisor shall appoint one commissioner, and County Counsel shall appoint two commissioners.
- (c) All appointees to the Ethics Commission shall be subject to confirmation by a majority vote of the Board of Supervisors.
- (d) Commissioners shall serve four-year staggered terms that commence on February 1 and end on January 31.
- (e) A Commissioner may be removed for cause by a vote of five of the seven commissioners.
- (f) A Commissioner may be removed by the Board in accordance with Section 500.4 of this Charter.

Section 711.2: Qualifications, Term of Service, and Limitation on Elective Office.

- (a) **Qualifications.** Qualifications for appointment to the Ethics Commission shall be set forth by ordinance, which shall include, at a minimum, the following:
 - 1. Commissioners shall be residents of San Diego County during the tenure of their service;
 - 2. Commissioners shall be, or shall have formerly served as, judges, attorneys, educators, or professionals with experience in the areas of professional, government, or corporate ethics and accountability;
 - 3. Commissioners shall not have any conflicts of interest as set forth by ordinance
- (b) **Limitation on Continuous Service.** No person who has served a complete four-year term shall be eligible for reappointment to a subsequent term unless and until they have not served on the Ethics Commission for at least two years.
- (c) **Limitation on Future Service and Employment.** No commissioner nor any Ethics Commission staff may seek election to any Elective Office unless the election for that office is to be held at least two years following the Commissioner's last day of service on the Ethics Commission.

Section 711.3: Vacancies. Appointments to fill an Ethics Commission vacancy shall be made within 90 days by the same appointing authority who appointed the prior holder of the position. An appointment to fill a vacancy shall be for the unexpired term. A vacancy or vacancies shall not impair the ability of the remaining members to exercise the powers of the Ethics Commission.

Sec. 711.4: Duties and Responsibilities of the Ethics Commission. The Ethics Commission shall:

- (a) Review and investigate signed complaints alleging ethics violations involving individual in Elective Office;
- (b) Make findings and recommendations based on a legal standard of clear and convincing evidence;
- (c) Issue public reports of its investigations, including substantiated and unsubstantiated findings and evidence-based recommendations; and
- (d) Perform other duties related to the Ethics Commission's business that the Board may establish by ordinance

Sec. 711.5: Subpoenas and Oaths. The Board may, by ordinance, grant the Ethics Commission the power to subpoena witnesses and materials and to administer oaths.

Sec. 711.6: Rules, Regulations and Proposals.

The Commission shall establish necessary rules and regulations for the conduct of its business, including the appointment of any necessary personnel, subject to approval of the Board of Supervisors.

**ARTICLE VIII
BUDGET AND ACCOUNTING**

Section 800: Budget. The preparation and adoption of the County Budget and the appropriation, accounting, and transfer of funds are governed by General Law and this Charter.

Section 800.1: Pension Stabilization. Once the Board of Supervisors has appropriated funds for pension stabilization, these funds shall not be used for any purpose other than pension-related liabilities. Pension-related liabilities shall include, but are not limited to, any liability associated with a defined benefit, defined contribution or other post-employment benefit.

Section 800.2: Debt. Proceeds of any long-term obligation of the General Fund of the County shall not be used for recurring operational needs.

Section 801: Auditor and Controller. As the chief accounting officer of the County, the Auditor and Controller shall:

- (a) in accordance with General Law and generally accepted accounting principles, maintain accounts of the financial transactions of all Departments and of those districts whose funds are kept in the County Treasury;
- (b) prescribe and supervise accounting systems and necessary financial reports; and
- (c) prepare reports the Board or the Chief Administrative Officer considers necessary for management of County operations.

Section 801.1: The Auditor and Controller shall provide for an audit:

- (a) if a vacancy occurs in the office of a Department head;
- (b) if statute or ordinance requires;
- (c) if the Board requests;
- (d) if, in the Auditor and Controller's judgment, circumstances demand; or
- (e) if an Officer requests one for that Officer's Department and obtains the approval of the Board.

Section 801.2: The Auditor and Controller shall file reports of all audits with the Board.

Section 802: External Audit. The Board shall order an annual audit of County financial statements to be conducted by a certified public accountant in accordance with generally accepted auditing standards. The audit shall be completed and the report submitted to the Board as soon as possible after the end of the fiscal year, and the report shall be made available for public inspection by the Clerk of the Board.

Section 803: Access to Records. The Auditor and Controller or an authorized deputy shall have the cooperation of Officers and Employees, and access to records and documents necessary to conduct an audit or investigation.

Section 803.1: Failure of an Officer or Employee to cooperate with the Auditor and Controller or an authorized deputy during an audit or investigation constitutes misconduct, and the Auditor and Controller may file a written complaint with the Board. If the Board, after investigation, finds the complaint valid, it shall suspend the person immediately without pay and may not order the suspension lifted until it determines that the reasonable requests of the auditor or investigator have been satisfied.

Section 804: Expenditures.

- (a) Money in the County Treasury may not be drawn or obligated except in accordance with General Law or this Charter.
- (b) An investigation of a claim against the County Treasury may be conducted by the Auditor and Controller. If the legality of the claim cannot be established, payment will be denied and the claim returned, with an explanation, to the requesting Officer.
- (c) The Auditor and Controller shall post all County spending data to the County's public internet website in an accessible format.
- (d) The Auditor and Controller shall order an annual independent financial and performance audit of the County's expenditures to be conducted by a certified public accountant in accordance with generally accepted auditing standards. The Auditor and Controller shall make the audit findings available for public inspection and shall implement oversight mechanisms to ensure corrective actions are implemented.

Section 805: Limitation on Charter Amendments Imposing Mandatory Costs.

- (a) Notwithstanding any other provision of this Charter, except as provided in subdivision (c) of this section, any amendment to the Charter of the County of San Diego taking effect on or after November 3, 1992 imposing

any mandatory service, duty or cost on the County shall be effective only if such amendment is accompanied at the same time by a new, specific and legally available source of revenue to fully fund all costs created by such amendment for each and every year.

- (b) In the event full funding of any amendment is not provided as required by subdivision (a), the mandate shall be void and unenforceable.
- (c) The restriction provided in subdivision (a) shall not apply to any amendment to the Charter of the County of San Diego which is approved by a two-thirds vote of the qualified electors of the County of San Diego.
- (d) If any section, part, clause or phrase of this amendment is for any reason held invalid or unconstitutional, the remaining portion shall not be affected but shall remain in full force and effect.
- (e) It is the intent of the voters that the provisions of this section shall apply to any proposed amendments to the Charter of the County of San Diego submitted to the voters at the election to be held on November 3, 1992 or thereafter.
- (f)

ARTICLE IX PERSONNEL SYSTEM

Section 900: Personnel System. The County shall establish, implement, and maintain a personnel system which will assure:

- (a) recruitment, selection, promotion and retention of Employees on the basis of merit; and
- (b) the development of a County career service.

Section 901: Employment Policy. The County shall hire, transfer, promote, compensate, discipline and dismiss individuals on the basis of job-related qualifications, merit, and equal opportunity without regard to age, color, creed, disability, national origin, political affiliation, race, religion, sex, or any other non-job-related factor.

Section 902: Administration. The Director of Human Resources, who is appointed by the Chief Administrative Officer, is responsible for the administration of the personnel Department in accordance with this Charter, the Rules for the Unclassified Service, and the Rules for the Classified Service which also are referred to as Rules for the Civil Service in this Charter.

Section 903: Civil Service Commission. The Civil Service Commission consists of five persons appointed by the Board. Each Commissioner shall be an elector of the County.

Section 903.1: Each Commissioner serves a six-year term beginning and ending at noon on the first Monday after January first and continues to serve until the appointment and qualification of a successor. No more than one Commissioner's term may expire in the same year. A Commissioner is limited to one full six-year term; provided, however, that a Commissioner may not be appointed to a full six-year term if the Commissioner has served more than three years of the unexpired term of a previous Commissioner.

Section 903.2: A Commissioner may be removed by a majority vote of the Board if the Board serves the Commissioner a written statement containing the reasons for removal, records the statement in its minutes, and allows the commissioner the opportunity to be heard publicly.

Section 903.3: A vacancy on the Commission shall be filled within forty-five days of its occurrence by the Board for the unexpired term.

Section 904: General Duties of the Civil Service Commission. The Commission is responsible for protecting the merit basis of the personnel system through its appellant authority, investigative powers, and review of Civil Service Rules.

Section 904.1: The Commission is the administrative appeals body for the County in personnel matters authorized by this Charter. Upon appeal, the Commission may affirm, revoke or modify any disciplinary order, and may make any appropriate orders in connection with appeals under its jurisdiction. The Commission's decisions shall be final, and shall be followed by the County unless overturned by the courts on appeal.

Section 904.2: The Commission's appellate authority includes appeals from actions involving:

- (a) discipline of classified Employees with permanent status;

- (b) the selection process;
- (c) complaints of discrimination in personnel matters based on non-job-related factors;
- (d) charges filed by an individual against a person in the classified service, in accordance with the Civil Service Rules; and
- (e) such other matters as are provided for in the Civil Service Rules.

Section 904.3: The Commission reviews proposed Rules for the Civil Service pursuant to Section 910 of the Charter.

Section 904.4: The Commission shall establish written procedures to govern the conduct of its duties. The procedures of the Commission shall provide for regular meetings to be held at least monthly, the election of a president and the keeping of minutes of its proceedings. The Commission shall annually submit to the Board a budget for its usual and necessary operating expenses.

Section 904.5: The Commission may advise the Director of Human Resources, the Chief Administrative Officer and the Board on matters concerning personnel policies and the administration of the personnel system.

Section 905: Hearing Officers of the Commission. The Commission may appoint one of its members, a hearing officer or board to hear appeals and submit findings and a proposed decision to the Commission for its review and action. The appointment of a hearing officer or board is subject to the budgetary and personnel constraints established by the Board.

Section 906: Staff of the Commission. The Commission shall employ an Executive Officer who shall be in the Unclassified Service. The Commission shall employ such other staff as necessary to perform its responsibilities. Such other staff shall be in the Classified Service, and shall be subject to the budgetary and personnel constraints established by the Board. The Commission's staff has no authority to administer personnel services and programs.

Section 907: Investigative Powers of the Commission. For purposes of protecting the merit basis of the personnel system, the Commission has the power to investigate, either as a group or as individuals, the conduct and operations of all Departments, to administer oaths, and to subpoena witnesses and materials.

Section 907.1: In connection with an investigation, the Commission may make any necessary orders, including, but not limited to, back pay and classification adjustments, to carry out the provisions of the Charter and the Civil Service Rules.

Section 907.2: The Commission has the power to take legal action, as provided by General Law for boards of supervisors, against a person who, by failing to comply with its subpoena or by refusing to testify, shall be considered in contempt.

Section 908: Classified and Unclassified Services. Employment in the County is divided into the Classified and Unclassified Services.

Section 908.1: The Classified Service consists of all offices and positions not included by this Charter in the Unclassified Service.

Section 908.2: The Unclassified Service consists of:

- (a) elective Officers, their chief deputies, and special assistants employed by the elective Officers;
- (b) the Assistant District Attorney, the Chief Deputy District Attorney, the Chief of the Bureau of Investigation, the Assistant Chief of the Bureau of Investigation and the Confidential Secretary to the District Attorney, and not more than three special assistants designated by the District Attorney;
- (c) the Under-Sheriff, three Assistant Sheriffs, and not more than three special assistants or deputies designated by the Sheriff;
- (d) each appointive County Officer appointed by the Board of Supervisors or the Chief Administrative Officer and that Officer's principal assistant, or principal assistants.
- (e) management Employees having significant responsibilities for formulating or administering County policies and programs. Each such position shall be exempted from the Classification Service, by ordinance, upon recommendation of the Chief Administrative Officer and approval by the Board;
- (f) members of appointed boards and commissions;
- (g) an Executive Officer employed by the Civil Service Commission;
- (h) persons serving without compensation;

- (i) Officers and Employees whose appointments must be approved by the State;
- (j) students engaged in regularly established, accredited training programs;
- (k) persons employed as guards or keepers in law enforcement agencies, including the offices of Sheriff and Chief Probation Officer, for no more than one hundred and twenty (120) working days during a fiscal year;
- (l) deputy registrars of voters employed only to register electors and election workers;
- (m) persons employed seasonally as guards, custodians, rangers, or caretakers in County parks;
- (n) persons employed for temporary expert professional services in positions that have been exempted from the Classified Service by the Director of Human Resources for a specified period; and
- (o) persons employed for no more than one hundred and twenty (120) working days during a fiscal year on a part-time or intermittent basis in positions exempted from the Classified Service by the Director of Human Resources.

Section 909: Appointment and Dismissal of Employees. Officers shall have the power to appoint Employees to positions that the Board may authorize.

Section 909.1: Persons in the Classified Service appointed to regular positions from eligible lists, who have successfully completed the probationary period for that position, shall only be removed for cause and in accordance with the Civil Service Rules. All other persons in the Classified Service serve and are removed from service at the pleasure of their appointing authorities.

Section 909.2: Persons in the Unclassified Service shall acquire no tenure in their position and serve at the pleasure of their appointing authorities. The Board shall adopt rules governing persons other than those holding Elective Office in the Unclassified Service. The provisions of Sections 904.3 and 910 of the Charter shall not apply to the adoption or amendment of such rules. The Rules for the Classified Service shall not apply to persons in the Unclassified Service.

Section 910: Rules for Civil Service. The Civil Service Rules, which have the force and effect of law, are implemented by the Director of Human Resources under the administrative jurisdiction of the Chief Administrative Officer. The Commission reviews proposed Rules and amendments and, after a public hearing, makes any modifications it deems appropriate, and transmits the Rules and amendments to the Board. The Board adopts or rejects, but may not modify, the Rules and amendments following review by the Commission in accordance with the procedures established pursuant to Section 910.1(l).

Section 910.1: The Rules for the Classified Service shall include provisions for:

- (a) determining the classification of all positions according to duties and responsibilities;
- (b) the development of a County career service;
- (c) appointments, not exceeding a period of one year, to temporary positions;
- (d) open and promotional competitive examinations for classified Employees to measure the relative fitness of applicants; and the creation of eligible lists of persons qualified through examination and their certification therefrom;
- (e) a process for the temporary suspension of competitive examinations where impractical for positions requiring extraordinary, scientific, professional or expert qualifications;
- (f) the making of provisional appointments in the absence of eligible lists. Provisional appointments shall not exceed six months and may not be renewed;
- (g) probationary periods of six months for classified Employees appointed to regular positions from eligible lists. Such probationary periods may be extended to no more than eighteen months for Deputy Sheriffs or no more than twelve months for all other classified Employees, upon approval of the Director of Human Resources. An appointing authority has the right to dismiss a person in the Classified Service during the probationary period if the appointing authority considers the Employee unsatisfactory for or incompetent to fulfill the duties of the position. The appointing authority of an Employee dismissed during probation shall give the dismissed Employee a statement of the reasons for dismissal, and shall file such statement with the Director of Human Resources; the dismissed Employee shall have no right of appeal to the Commission;
- (h) procedures for the transfer of Employees within the County service;
- (i) performance appraisals;
- (j) the disciplining of Employees in the Classified Service for cause and their rights of appeal;
- (k) the appeal processes to be conducted under the jurisdiction of the Commission; and
- (l) the review of proposed Rules for the Classified Service and amendments to those Rules.

Section 911: Preferential Credits. In open examinations the Director of Human Resources shall, in addition to all other credits, give a credit of five percent of the maximum rating prescribed for the examination to successful examinees who have served during a war (as war is now defined in Section 205 of the State's Revenue and Taxation Code or as it may be defined if that Section is amended) in the military or naval service of the United States, including all uniformed auxiliaries authorized by Congress, and who have subsequently been separated, placed on inactive duty, or retired under honorable conditions without full pensions. However, the Director of Human Resources gives the credit to veterans only once, only upon their first employment or reemployment after disengagement from service, and only during the eight-year period following their disengagement.

Section 911.1: The surviving spouse of a person who died in the service specified above or who cannot engage in a remunerative occupation because of a disability connected with the service specified above receives a credit of five percent on every open examination taken and passed.

Section 911.2: A person who has been separated, placed on inactive duty, or retired under honorable conditions from the service specified above and who has a service-connected disability, as recognized under Federal law, receives a five percent credit that is separate and distinct from the one authorized by Section 911 on every open examination taken and passed.

Section 912: Citizenship Requirements for Employment. The Board may establish, by resolution or ordinance, whatever citizenship requirements are legal for employment in public service.

Section 913: Reimbursement for Travel. A person who is required to travel in the performance of official County duty shall receive, in addition to regular compensation, reimbursement for travel expenses.

Section 913.1: The Board shall establish, by ordinance, the types of expenditures which can be reimbursed and the manner and rates of reimbursement. The ordinance shall implement and conform to any applicable provisions contained in memorandums of agreement with recognized employee organizations.

Section 914: Regulation of Political Activities. Officers and Employees shall not engage in political activities during hours when they have been directed to perform assigned duties. This section shall not prohibit elected officials or their staff from engaging in political activities not otherwise prohibited by State or federal law.

Section 915: Prohibition of Nepotism. No person related to an Officer or Department head by blood or marriage, up to the fourth degree of consanguinity, may be employed in the Department of that Officer or Department head. This section shall not apply to anyone appointed prior to the operative date of this section.

Section 916: Independent Contractors. Nothing in this Article prevents the County from employing an independent contractor when the Board or the Director of the Department of Purchasing and Contracting determines that services can be provided more economically and efficiently by an independent contractor than by persons employed in the Classified Service.

Section 917: Labor on Public Works. Labor on public works in this County is governed by General Law.

ARTICLE X GENERAL PROVISIONS

Section 1000: Conflict of Interest. Attorneys, agents, officers, majority stockholders, and employees of firms, associations and corporations doing business under franchises granted by the County or contracts made with the County; persons doing that business; and persons with a financial interest in those franchises, or contracts are any ineligible to hold County office if the holding of such office would empower the incumbent to enter into or approve such franchise or contract.

Section 1000.1: Avoidance of Conflicts of Interest.

- (a) Intent. State law allows members of the Board of Supervisors to accept gifts and campaign contributions from potential and existing contractors and their offices, owners, and lobbyists. Public disclosure of these gifts and campaign contributions is required, but there is no requirement in State law that disclosure be made immediately

prior to the time the Board of Supervisors considers approval, amendment or extension of service contracts. This Charter section is intended to require public disclosure of gifts and campaign contributions to members of the Board of Supervisors by potential and existing contractors and their registered lobbyists prior to Board consideration of the service contracts. If the required disclosure is not complete and accurate, the contract will be voidable. This Charter section is intended to protect against actual and perceived conflicts of interests by requiring timely public disclosure of the gifts and campaign contributions from contractors and their registered lobbyists when service contracts are being considered by the Board. This section is also intended to allow contracting to be conducted outside of the political arena.

- (b) Disclosure. Any person or entity whose service contract is to be considered by the Board of Supervisors for approval, amendment, or extension, and the registered lobbyists of such person or entity, must make a public disclosure of gifts and campaign contributions made to members of the Board of Supervisors prior to the Board's decision. Hereinafter, reference to "contractor" within this section shall mean any person or entity whose service contract is to be considered for approval, amendment, or extension by the Board of Supervisors, and reference to "registered lobbyist" shall mean any person who is registered as a lobbyist with the County of San Diego. At least four (4) calendar days before the day of the meeting of the Board of Supervisors at which the approval, amendment or extension of the service contract is to be considered by the Board, the contractors and their registered lobbyists shall disclose in writing the following:

1. All gifts that are reportable pursuant to the provisions of the Political Reform Act of 1974, as amended, given by contractors and their registered lobbyists to any member of the Board of Supervisors or to the immediate family of such member during the year preceding the date of the disclosure.
2. All federal, State and local campaign contributions made by the contractors and their registered lobbyists to any member of the Board of Supervisors or his or her controlled committees during the year preceding the date of the disclosure.

If there are no gifts or campaign contributions to disclose, that fact shall be disclosed in writing by the contractors or their registered lobbyists within the time limit set forth above.

- (c) Disclosure Requirement and Definitions.

1. The contractor's disclosure shall include gifts and all campaign contribution from:
 - (i) any natural person or legal entity constituting the contractor, and
 - (ii) Any principal owner or principal officer of the contractor.
2. The registered lobbyist's disclosure shall include gifts and all campaign contributions from the registered lobbyist.
3. "Principal owner" of a limited partnership shall include all general partners but not the limited partners.
4. "Principal owner" of a corporation, trust or joint venture shall include all persons and entities who own directly, indirectly or beneficially a ten percent (10%) interest or greater.
5. "Principal officer" includes any member or a chairperson of a board of directors, president, any vice president, secretary, treasurer, chief financial officer, general manager, trustee and any person performing substantially the same functions associated with the above titles, regardless of their actual titles.
6. "principal officer" shall also include the person or persons employed by the contractor and in charge of contracting with the County on behalf of the contractor, including but not limited to, regional managers and regional division heads.

- (d) Filing and Dissemination. The required written disclosure by the contractors and their registered lobbyists shall be filed with the Clerk of the Board of Supervisors on a form prescribed by the Clerk and shall be open to inspection by all members of the public. In addition, the Clerk of the Board shall make all disclosures available

to the public on the County's internet site after they are filed with the Clerk and prior to the day on which the Board acts on the service contract. The County's cost of implementing the disclosure required by this section in respect to any specific contractor shall be paid by that contractor at the time of the required initial disclosure of the contractor or the contractor's registered lobbyist.

- (e) **Supplemental Disclosures.** Gifts or campaign contributions from contractors or their registered lobbyists to members of the Board of Supervisors made subsequent to the required written disclosure, but prior to the Board's decision to approve, amend or extend the service contract, and any gift or campaign contribution inadvertently not included in the initial written disclosure, shall be disclosed in writing at the meeting of the Board of Supervisors to consider the contract and announced by the Clerk of the Board prior to the Board's decision to approve, amend, or extend the contract.
- (f) **Exclusion of Contracts with Governmental Entities.** This section shall not apply to contracts between the County of San Diego and other government entities.
- (g) **Voidability of Contracts.** If, subsequent to Board approval, amendment or extension of a service contract, the disclosure required by this Charter section is found by the Board of Supervisors to be substantially incomplete or inaccurate due to intentional misconduct or gross negligence of the contractor or the contractor's registered lobbyist, the contract may be voided at the discretion of the Board of Supervisors. All service contracts approved by the Board on or after January 1, 2001 shall include a provision stating that the contract is voidable as provided above. In addition, the contractor shall submit a written certification that the contractor and the contractor's registered lobbyist have complied with the disclosure requirements imposed by this Charter section.
- (h) **Delegation.** In accordance with applicable law, and the provisions of this Charter, the Board of Supervisors may continue to delegate to the County's Director of the Department of Purchasing and Contracting or to other appropriate County Officers the authority to approve service contracts in order to permit the Director of the Department of Purchasing and Contracting and other appropriate County Officers to continue to approve service contracts outside the political arena.
- (i) **No additional disclosure.** This Charter section sets forth the complete disclosure requirements to be applied specifically to the County's contracting process. No additional disclosure in the specific context of the County's contracting process shall be required, except as may be required by State legislation or a Charter amendment which is adopted subsequent to the effective date of this section.
- (j) **Construction.** This section shall be interpreted and construed in accordance with the provisions and definitions contained in the California Political Reform Act of 1974, as amended, and the regulations of the Fair Political Practices Commission adopted pursuant thereto.

Section 1001: Prohibition of Bribes. A person who, directly or indirectly, offers, solicits, gives, or takes a bribe in connection with a County purchase is guilty of a misdemeanor and, if convicted, shall be punished by a fine not exceeding five hundred dollars and/or by imprisonment for a period not exceeding one year.

Section 1002: Violation of Charter. Unless otherwise specified in this Charter, a violation of a provision of this Charter constitutes misconduct in office and may be grounds for removal from office as provided by General Law.

Section 1003: Severability Clause. If a provision of this Charter is held to be invalid or unconstitutional, the validity or constitutionality of the remaining portions of this Charter shall not be affected.

Section 1004: Operative Date. This addition of Sections 501.6, 501.7, 501.8 and 703.9; the repeal of Sections 701, 702, and 702.1; the repeal of Article IX; the addition of Article IX; and the amendment of Sections 501.1, 501.2, 1000 and 1002 shall be operative on July 1, 1981, if theretofore filed with the Secretary of State according to General Law after ratification by the voters at the general election on November 4, 1980.

Section 1005: Operative Date. The amendment to Section 603.1, 603.2 and 603.4 shall be operative July 1, 1979, if theretofore filed with the Secretary of State according to General Law after ratification by the voters at the General Election on November 7, 1978.

Section 1006: Operative Date. The amendment to the Charter of the County of San Diego approved by the voters at the General Election on November 6, 1984, shall become operative on February 6, 1985, and shall apply to all persons who are in the Executive Service on the date immediately preceding the operative date of these amendments and nothing in these amendments shall affect the continuity of employment of persons in the position held at that time.

Section 1007: Operative Date. The amendment to the Charter of the County of San Diego which includes the amendment of Section 600, the repeal of Sections 601 and 601.1, and the addition of Section 601 and of this Section, approved by the voters at the November 2, 1993, special election, shall become operative at noon on January 2, 1995, if theretofore filed with the Secretary of State according to General Law after ratification by the voters at the November 2, 1993, special election.

Section 1008: Operative Date and Operative Effect: The amendment to the San Diego County Charter, which includes the addition of Section 1000.1, shall become operative on January 1, 2001 if approved by the voters on November 7, 2000. Further, this amendment to the San Diego County Charter, which adds Section 1000.1 to the Charter, is in conflict with another measure on the November 7, 2000 ballot entitled “The Clean Contracting Charter Amendment,” which proposes to add Sections 502 through 502.6, inclusive, to the San Diego County Charter. Based upon the conflict between these two measures, if each measure is approved by a majority vote of those voting on each measure, then the measure with the highest affirmative vote shall prevail, and the measure with the lowest affirmative vote shall be deemed disapproved and shall have no force or effect.

Section 1009: Operative Date. The amendment to the Charter of the County of San Diego which includes the amendment of Sections 400.1, 401.3, 401.4, 603.1, 703, 703.6, and the addition of Sections 400.5, 800.1 and 800.2, approved by the voters at the November 6, 2018 general election, shall become operative upon acceptance and filing by the Secretary of State according to General Law.

IT IS FURTHER RESOLVED AND ORDERED that the Registrar of Voters of the County of San Diego be and is hereby ordered and directed to cause to be printed upon the official ballot to be used at said special election to be held in San Diego County on November 3, 2026, the proposition for said proposed amendments to the San Diego County Charter as follows:

Shall the San Diego County Charter be amended to establish an Ethics Commission, Independent Budget Analyst, Independent Program Auditor, and optional Board of Supervisors appointment of the Public Defender; set term limits to three terms for future Board of Supervisors members; require public disclosure of spending data; clarify non-interference provisions; and update terminology and structure?	YES	
	NO	

IT IS FURTHER RESOLVED that it is the intent of the Board of Supervisors that the provisions of this measure be severable. If any provision of this measure or its application is held invalid, that invalidity shall not affect other provisions or applications of this measure that can be given effect without the invalid provision or application.

IT IS FURTHER RESOLVED AND ORDERED that the Clerk of the Board of Supervisors shall, without delay, forward a certified copy of this Resolution to the Registrar of Voters and that the Registrar of Voters shall cause the complete text of these proposed amendments to the San Diego County Charter to be printed and be mailed to each qualified elector in the County of San Diego not more than 40 nor less than 21 days prior to November 3, 2026, pursuant to Elections Code section 13303.

Approved as to Form and Legality

DAMON M. BROWN, County Counsel



COUNTY OF SAN DIEGO

AGENDA ITEM

BOARD OF SUPERVISORS

PALOMA AGUIRRE
First District

JOEL ANDERSON
Second District

TERRA LAWSON-REMER
Third District

MONICA MONTGOMERY STEPPE
Fourth District

JIM DESMOND
Fifth District

DATE: May 19, 2026

30

TO: Board of Supervisors

SUBJECT

ADDRESSING HOUSING NEEDS FOR TRANSITIONAL AGE YOUTH EXITING FOSTER CARE (DISTRICTS: ALL)

OVERVIEW

Each year in San Diego County, young adults exit the foster care system without the stable housing, family support, or financial resources needed to successfully transition into adulthood. For many, this moment represents not a new beginning, but a point of heightened vulnerability. Without intervention, a significant number of these young adults will experience homelessness within months, often entering a cycle that becomes increasingly difficult to break.

Transitional Age Youth (TAY) who have experienced foster care frequently face compounded challenges, including trauma, limited employment opportunities, and unmet behavioral health needs. Traditional housing solutions are often not designed to meet these unique circumstances, leaving a critical gap between systems of care and long-term housing stability. The State of California's Homekey+ program provides an opportunity to address this gap by supporting housing models that combine stable, permanent housing with integrated services for people living with behavioral health challenges, including mental health and/or substance use challenges, and who are at risk of or experiencing homelessness (including Veterans and Youth).

In the City of Vista, Dignity Moves, in partnership with Casa de Amparo, TrueCare, and the City of Vista, is advancing a Homekey+ project to develop 35 units of permanent supportive housing specifically for Transitional Age Youth (ages 18-25) exiting foster care in San Diego. This project would also include on-site medical and behavioral health services, education and employment services, and case management.

Today's action requests authorization to commit up to \$1.8 million in one-time County funding from Unlocked Reserves, subject to the award of Homekey+ funding, to help close a remaining funding gap, leverage over \$10 million in State investment, and support a project designed to provide not only housing, but a pathway to stability, independence, and long-term success.

SUBJECT: ADDRESSING HOUSING NEEDS FOR TRANSITIONAL AGE YOUTH EXITING FOSTER CARE (DISTRICTS: ALL)

RECOMMENDATION(S)

**SUPERVISOR JIM DESMOND AND VICE-CHAIR MONICA MONTGOMERY
STEPPE**

1. Find in accordance with Section 15060(c)(3) of the California Environmental Quality Act (CEQA) Guidelines, that the actions described herein are administrative in nature and not a project as defined by the state CEQA Guidelines Section 15378.
2. Direct the Chief Administrative Officer or designee to include \$1.8 million within the Unlocked Reserves Framework for the purpose of providing affordable housing loans funding to support Homekey+ acquisition, rehabilitation, and development. Disbursement of funds shall be contingent upon successful appraisal review, underwriting, financial feasibility review, and an award of funding through the California Department of Housing and Community Development (HCD). If Homekey+ funds are not awarded, County funds would not be used.
3. Direct the Chief Administrative Officer or designee to identify, allocate, and transfer \$1.8 million in available appropriations within HHSA to Housing and Community Development Services as needed, based on Unlocked Reserves. Appropriation identified will be based on third quarter operating results tied to appropriation capacity and related funding that is not anticipated to be used, with no impact to services or the General Fund. We are bringing this simultaneously with the CAO's third quarter status update and budget adjustments in alignment with the Board's January 28, 2026 decision that use of the Unlocked Reserves is aligned with the annual and quarterly budget adjustment process.
4. Authorize the Chief Administrative Officer or designee, subject to successful negotiations and upon demonstrated award of Homekey+ funds, successful appraisal review, underwriting, financial feasibility review, to execute a grant agreement in the amount of up to \$1,800,000 with Dignity Moves and Casa de Amparo and the City of Vista or an affiliate thereof to support one Homekey+ development, and to execute any subsequent amendments thereto, and find that pursuant to Government Code section 26227, that the grant program is necessary to meet the social needs of the County's population in the area of health and rehabilitation.

EQUITY IMPACT STATEMENT

The proposed action supports Transitional Age Youth exiting foster care, a population that experiences disproportionately high rates of housing instability and homelessness. Providing stable housing paired with supportive services promotes equitable outcomes and improves long-term stability in housing, health, and employment.

SUSTAINABILITY IMPACT STATEMENT

Today's proposed actions support the County of San Diego's Sustainability Goal #2 to provide just and equitable access by ensuring affordable housing developments are restricted to Transitional Age Youth by partnering with other local governmental entities and community partners, with the mutual goal to serve vulnerable populations that have been disproportionately impacted by poverty.

FISCAL IMPACT

Funds for this request are not included in the Fiscal Year 2025-26 Operational Plan for Health and Human Services Agency. If approved, this request will identify transfers and allocations of \$1.8

SUBJECT: ADDRESSING HOUSING NEEDS FOR TRANSITIONAL AGE YOUTH EXITING FOSTER CARE (DISTRICTS: ALL)

million in appropriations within the Health and Human Services Agency that are based on operational savings and the one-time use of Unlocked Reserves as a local funding match for providing affordable housing to support Homekey+ projects, subject to successful appraisal review, underwriting, financial feasibility review, and an award of Homekey+ funding from the State. The funding source is prior year Unrestricted General Fund Balance made available as Unlocked Reserves. There will be no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ADVISORY BOARD STATEMENT

N/A

BACKGROUND

Transitional Age Youth (TAY) exiting the foster care system are among the most vulnerable populations in San Diego County. Each year, young adults age out of care without the stable relationships, financial resources, or support systems needed to secure housing and successfully transition to independence. As a result, many face homelessness within months of exiting the system.

Former foster youth often encounter significant barriers, including histories of trauma, disrupted education, limited workforce experience, and unmet behavioral health needs. These challenges are compounded by the region's high cost of living and limited supply of affordable housing, making it especially difficult to compete in the private market. Without targeted support, these young adults are at heightened risk of chronic homelessness, involvement in the justice system, and long-term reliance on public services.

The County of San Diego has prioritized efforts to address homelessness and expand supportive housing through initiatives aligned with regional and state goals. Programs such as California's Homekey and Homekey+ have played a critical role in accelerating the development of permanent supportive housing for vulnerable populations, including those experiencing homelessness and individuals with behavioral health needs. However, a gap remains in housing specifically designed to meet the needs of TAY exiting foster care.

Addressing this gap requires housing models that integrate affordability with on-site supportive services, including behavioral health care, medical services, employment assistance, and life skills training. In response, DignityMoves, in partnership with the City of Vista, Casa de Amparo, and TrueCare, is advancing a project to develop 35 units of housing dedicated to TAY, with integrated on-site services provided by TrueCare. This project represents a meaningful opportunity to provide stability and support at a critical transition point. For these reasons, we find that pursuant to Government Code section 26227, the grant program is necessary to meet the social needs of the County's population in the areas of health and rehabilitation.

The project anticipates receiving \$10.8 million through the State of California's Homekey+ program. The City of Vista has committed \$2.2 million, and approximately \$1.5 million has been secured through philanthropic contributions. With today's action, the County of San Diego would

SUBJECT: ADDRESSING HOUSING NEEDS FOR TRANSITIONAL AGE YOUTH
EXITING FOSTER CARE (DISTRICTS: ALL)

provide the remaining \$1.8 million of one-time funding needed to fully fund the project based on Unlocked Reserves, subject to appraisal review, underwriting, financial feasibility review, and the award of Homekey+ funding.

This investment aligns with prior Board actions emphasizing the importance of pairing housing with supportive services to improve outcomes and reduce long-term system costs. By supporting targeted housing solutions for TAY, the County can help break cycles of homelessness, promote long-term self-sufficiency, and advance regional goals related to housing, health, and economic opportunity.

LINKAGE TO THE COUNTY OF SAN DIEGO STRATEGIC PLAN

Today's actions support the County of San Diego 2026-2031 Strategic Plan Initiatives of Sustainability (Economy and Resiliency), Equity (Housing and Economic Opportunity), and Community (Quality of Life, and Partnership) by supporting community development and housing that reflect value areas identified by San Diego County Board of Supervisors, such as developing safe and affordable housing for low-income households; providing community infrastructure in historically underserved communities; and improving the housing and service delivery system for individuals at-risk of homelessness through collaborative solutions.

Respectfully submitted,



JIM DESMOND
Supervisor, Fifth District



MONICA MONTGOMERY STEPPE
Vice Chair, Fourth District

ATTACHMENT(S)

N/A



COUNTY OF SAN DIEGO

AGENDA ITEM

BOARD OF SUPERVISORS

PALOMA AGUIRRE
First District

JOEL ANDERSON
Second District

TERRA LAWSON-REMER
Third District

MONICA MONTGOMERY STEPPE
Fourth District

JIM DESMOND
Fifth District

DATE: May 19, 2026

30

TO: Board of Supervisors

SUBJECT

ADDRESSING HOUSING NEEDS FOR TRANSITIONAL AGE YOUTH EXITING FOSTER CARE (DISTRICTS: ALL)

OVERVIEW

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Transitional Age Youth (TAY) who have experienced foster care frequently face compounded challenges, including trauma, limited employment opportunities, and unmet behavioral health needs. Traditional housing solutions are often not designed to meet these unique circumstances, leaving a critical gap between systems of care and long-term housing stability. The State of California's Homekey+ program provides an opportunity to address this gap by supporting housing models that combine stable, permanent housing with integrated services for people living with behavioral health challenges, including mental health and/or substance use challenges, and who are at risk of or experiencing homelessness (including Veterans and Youth).

In the City of Vista, Dignity Moves, in partnership with Casa de Amparo, TrueCare, and the City of Vista, is advancing a Homekey+ project to develop 35 units of permanent supportive housing specifically for Transitional Age Youth (ages 18-25) exiting foster care in San Diego. This project would also include on-site medical and behavioral health services, education and employment services, and case management.

Today's action requests authorization to commit up to \$1.8 million in one-time County funding from Unlocked Reserves, subject to the award of Homekey+ funding, to help close a remaining funding gap, leverage over \$10 million in State investment, and support a project designed to provide not only housing, but a pathway to stability, independence, and long-term success.

SUBJECT: ADDRESSING HOUSING NEEDS FOR TRANSITIONAL AGE YOUTH EXITING FOSTER CARE (DISTRICTS: ALL)

RECOMMENDATION(S)

SUPERVISOR JIM DESMOND AND VICE-CHAIR MONICA MONTGOMERY

STEPPE

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3. Direct the Chief Administrative Officer or designee to identify, allocate, and transfer \$1.8 million in available appropriations within HHSA to Housing and Community Development Services as needed, based on Unlocked Reserves. Appropriation identified will be based on third quarter operating results tied to appropriation capacity and related funding that is not anticipated to be used, with no impact to services or the General Fund. We are bringing this simultaneously with the CAO's third quarter status update and budget adjustments in alignment with the Board's January 28, 2026 decision that use of the Unlocked Reserves is aligned with the annual and quarterly budget adjustment process.
4. Authorize the Chief Administrative Officer or designee, subject to successful negotiations and upon demonstrated award of Homekey+ funds, successful appraisal review, underwriting, financial feasibility review, to execute a grant agreement in the amount of up to \$1,800,000 with Dignity Moves and Casa de Amparo and the City of Vista or an affiliate thereof to support one Homekey+ development, and to execute any subsequent amendments thereto, and find that pursuant to Government Code section 26227, that the grant program is necessary to meet the social needs of the County's population in the area of health and rehabilitation.

EQUITY IMPACT STATEMENT

The proposed action supports Transitional Age Youth exiting foster care, a population that experiences disproportionately high rates of housing instability and homelessness. Providing stable housing paired with supportive services promotes equitable outcomes and improves long-term stability in housing, health, and employment.

SUSTAINABILITY IMPACT STATEMENT

Today's proposed actions support the County of San Diego's Sustainability Goal #2 to provide just and equitable access by ensuring affordable housing developments are restricted to Transitional Age Youth by partnering with other local governmental entities and community partners, with the mutual goal to serve vulnerable populations that have been disproportionately impacted by poverty.

FISCAL IMPACT

Funds for this request are not included in the Fiscal Year 2025-26 Operational Plan for Health and Human Services Agency. If approved, this request will identify transfers and allocations of \$1.8

**SUBJECT: ADDRESSING HOUSING NEEDS FOR TRANSITIONAL AGE YOUTH
EXITING FOSTER CARE (DISTRICTS: ALL)**

million in appropriations within the Health and Human Services Agency that are based on operational savings and the one-time use of Unlocked Reserves as a local funding match for providing affordable housing to support Homekey+ projects, subject to successful appraisal review, underwriting, financial feasibility review, and an award of Homekey+ funding from the State. The funding source is prior year Unrestricted General Fund Balance made available as Unlocked Reserves. There will be no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ADVISORY BOARD STATEMENT

N/A

BACKGROUND

Transitional Age Youth (TAY) exiting the foster care system are among the most vulnerable populations in San Diego County. Each year, young adults age out of care without the stable relationships, financial resources, or support systems needed to secure housing and successfully transition to independence. As a result, many face homelessness within months of exiting the system.

Former foster youth often encounter significant barriers, including histories of trauma, disrupted education, limited workforce experience, and unmet behavioral health needs. These challenges are compounded by the region's high cost of living and limited supply of affordable housing, making it especially difficult to compete in the private market. Without targeted support, these young adults are at heightened risk of chronic homelessness, involvement in the justice system, and long-term reliance on public services.

The County of San Diego has prioritized efforts to address homelessness and expand supportive housing through initiatives aligned with regional and state goals. Programs such as California's Homekey and Homekey+ have played a critical role in accelerating the development of permanent supportive housing for vulnerable populations, including those experiencing homelessness and individuals with behavioral health needs. However, a gap remains in housing specifically designed to meet the needs of TAY exiting foster care.

Addressing this gap requires housing models that integrate affordability with on-site supportive services, including behavioral health care, medical services, employment assistance, and life skills training. In response, DignityMoves, in partnership with the City of Vista, Casa de Amparo, and TrueCare, is advancing a project to develop 35 units of housing dedicated to TAY, with integrated on-site services provided by TrueCare. This project represents a meaningful opportunity to provide stability and support at a critical transition point. For these reasons, we find that pursuant to Government Code section 26227, the grant program is necessary to meet the social needs of the County's population in the areas of health and rehabilitation.

The project anticipates receiving \$10.8 million through the State of California's Homekey+ program. The City of Vista has committed \$2.2 million, and approximately \$1.5 million has been secured through philanthropic contributions. With today's action, the County of San Diego would

**SUBJECT: ADDRESSING HOUSING NEEDS FOR TRANSITIONAL AGE YOUTH
EXITING FOSTER CARE (DISTRICTS: ALL)**

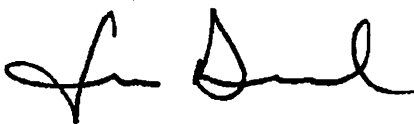
provide the remaining \$1.8 million of one-time funding needed to fully fund the project based on Unlocked Reserves, subject to appraisal review, underwriting, financial feasibility review, and the award of Homekey+ funding.

This investment aligns with prior Board actions emphasizing the importance of pairing housing with supportive services to improve outcomes and reduce long-term system costs. By supporting targeted housing solutions for TAY, the County can help break cycles of homelessness, promote long-term self-sufficiency, and advance regional goals related to housing, health, and economic opportunity.

LINKAGE TO THE COUNTY OF SAN DIEGO STRATEGIC PLAN

Today's actions support the County of San Diego 2026-2031 Strategic Plan Initiatives of Sustainability (Economy and Resiliency), Equity (Housing and Economic Opportunity), and Community (Quality of Life, and Partnership) by supporting community development and housing that reflect value areas identified by San Diego County Board of Supervisors, such as developing safe and affordable housing for low-income households; providing community infrastructure in historically underserved communities; and improving the housing and service delivery system for individuals at-risk of homelessness through collaborative solutions.

Respectfully submitted,



JIM DESMOND
Supervisor, Fifth District



MONICA MONTGOMERY STEPPE
Vice Chair, Fourth District

ATTACHMENT(S)

N/A



COUNTY OF SAN DIEGO

AGENDA ITEM

BOARD OF SUPERVISORS

PALOMA AGUIRRE
First District

JOEL ANDERSON
Second District

TERRA LAWSON-REMER
Third District

MONICA MONTGOMERY STEPPE
Fourth District

JIM DESMOND
Fifth District

DATE: May 19, 2026

31

TO: Board of Supervisors

SUBJECT

FISCAL YEAR 2025-26 THIRD QUARTER OPERATIONAL PLAN STATUS REPORT, BUDGET ADJUSTMENTS, AND AUTHORITY TO EXECUTE A GRANT AGREEMENT WITH FEEDING SAN DIEGO (DISTRICTS: ALL)

OVERVIEW

This report summarizes the status of the County of San Diego's (County) Fiscal Year 2025-26 Adopted Operational Plan, as measured by projected year-end fund balance from current year operations. The projected year-end balance for the General Fund is \$25.2 million (or 0.3% of the General Fund budget). The projected year-end balance for all other funds combined is \$61.3 million (2.0% of the other funds combined budget). For all budgetary funds combined, the projected year-end balance is \$86.5 million (or 0.8% of the overall budget). The projected fund balance anticipates an overall positive expenditure variance and an overall negative revenue variance from the Fiscal Year 2025-26 Amended Budget. The projection assumes General Purpose Revenue (GPR) will perform better than estimated, and business groups will produce operating balances, except for Public Safety Group where a negative variance is projected due to higher than anticipated staffing costs associated with the implementation of Proposition 36 and cost overruns with the current medical contract for offsite hospital care, and revenue variances due to grant funded activities that will be deferred to the next fiscal year.

Transfers and revisions to the adopted appropriations can be made by formal action of the Board of Supervisors (Board) in accordance with the California County Budget Act, and specifically, Government Code Section 29125. Increases to the overall budget require four votes. Transfers of appropriations between departments within the same budgetary fund that do not increase the overall budget, or the cancellation of appropriations require a majority vote. Transfers of appropriations to facilitate transfers between budgetary funds require four votes even if the overall budget is not increased.

In the Public Safety Group (PSG), recommendations include appropriation and program revenue increases for staffing costs to support Proposition 36 (Prop 36), *The Homelessness, Drug Addiction, and Theft Reduction Act* implementation, information technology modernization projects, tenant improvements for Regional Auto Theft Task Force (RATT), staffing and operational costs related to Consumer Protection activities, staffing and operational costs

SUBJECT: FISCAL YEAR 2025-26 THIRD QUARTER OPERATIONAL PLAN STATUS REPORT, BUDGET ADJUSTMENTS, AND AUTHORITY TO EXECUTE A GRANT AGREEMENT WITH FEEDING SAN DIEGO (DISTRICTS: ALL)

associated with grant programs, County Service Area 69, payment to State Court Facilities Construction Fund, and for contractual psychological services for clients. In the Land Use and Environment Group (LUEG), recommendations include appropriation adjustments for consultant contracts, road maintenance projects, for the Rainbow Water Quality Improvement Project, and for South Mission Road North Project 1.

In the Finance and General Government Group (FGG), recommendations include appropriation adjustments to recognize interest earned on Tax and Revenue Anticipation Notes (TRANs), one-time IT costs, for returned grant funds from the Community Enhancement and Neighborhood Reinvestment Program to be allocated to new projects, and for the land acquisition of Iron Mountain County Preserve.

Today's action also includes recommendation related to the appropriation of Unlocked Reserves, including:

- The transfer of appropriations for expanded funding of the Innovative Housing Trust Fund and for Feeding San Diego, based on the advice and guidance of the Ad Hoc Subcommittee on Sustainable Fiscal Planning (Subcommittee) per direction given to the Chief Administrative Officer (CAO) during the January 28, 2026 (21) meeting.

**RECOMMENDATION(S)
CHIEF ADMINISTRATIVE OFFICER**

1. Accept the Fiscal Year 2025-26 Third Quarter Report on projected year-end results.

**Increases to the Overall Budget and/or Transfers Between Budgetary Funds
(Recommendations 2 through 17):**

2. Increase the Sheriff's Office budget by \$2,170,000 to support increases in overtime staffing costs due to Proposition 36 implementation and \$2,000,000 in the District Attorney's Office to support information technology modernization projects based on available fund balance from Proposition 172. There will also be an increase to the budget in the Proposition 172 (Prop 172) Special Revenue Fund by \$4,170,000 to support costs in the Sheriff's Office and the District Attorney's Office.
 - Establish appropriations of \$4,170,000 in the Proposition 172 Special Revenue Fund, Operating Transfers Out, to the Sheriff's Office for increased staffing costs as a result of Proposition 36, *The Homelessness, Drug Addiction, and Theft Reduction Act* implementation (\$2,170,000) and to support the District Attorney's Office one-time expenses for information technology modernization projects (\$2,000,000), based on available fund balance from the Proposition 172 Special Revenue Fund. **(4 VOTES)**
 - Establish appropriations of \$2,170,000 in the Sheriff's Office, Salaries & Benefits, to support increased costs as a result of Proposition 36, *The Homelessness, Drug Addiction,*

SUBJECT: FISCAL YEAR 2025-26 THIRD QUARTER OPERATIONAL PLAN STATUS REPORT, BUDGET ADJUSTMENTS, AND AUTHORITY TO EXECUTE A GRANT AGREEMENT WITH FEEDING SAN DIEGO (DISTRICTS: ALL)

and Theft Reduction Act implementation, based on an Operating Transfers In from the Proposition 172 Special Revenue Fund. **(4 VOTES)**

- Establish appropriations of \$2,000,000 in the District Attorney’s Office, Services & Supplies, for one-time expenses associated with information technology modernization projects, based on an Operating Transfers In from the Proposition 172 Special Revenue Fund. **(4 VOTES)**
3. Increase the District Attorney’s Office budget by \$1,500,000 for one-time expenses for tenant improvements for Regional Auto Theft Task Force (RATT).
 - Establish appropriations of \$1,500,000 in the District Attorney’s Office, Services & Supplies, for one-time expenses associated with tenant improvements of the Regional Auto Theft Task Force (RATT) facility, based on available funds from fees collected pursuant to California Code, Vehicle Code – VEH Section 9250.14. **(4 VOTES)**
 4. Increase the District Attorney’s Office budget by \$1,900,000 for staffing and operational costs related to Consumer Protection activities and investigations based on available current year funds from County Proposition 64 Consumer Fraud Fund.
 - Establish appropriations of \$1,900,000 in the District Attorney’s Office, Salaries & Benefits (\$400,000), Services & Supplies (\$800,000), and Capital Assets (\$700,000) to support Consumer Protection activities and investigations based on available funds from County Proposition 64 Consumer Fraud Fund. **(4 VOTES)**
 5. Increase the District Attorney’s Office budget by \$1,300,000 to support staffing and operational costs associated with grant programs from various State and federal funding sources.
 - Establish appropriations of \$1,300,000 in the District Attorney’s Office, Salaries & Benefits (\$620,000), Services & Supplies (\$680,000), to support provisional help and operational costs associated with competitively awarded grants, based on the State of California, Department of Insurance (\$1,000,000) and Department of Justice, Bureau of Justice Assistance (\$100,000), and Office on Violence Against Women (\$200,000). **(4 VOTES)**
 6. Establish appropriations in County Service Area 69 to transfer available fund balance from County Service Area 69 to the City of Santee and Lakeside Fire Protection District.

SUBJECT: FISCAL YEAR 2025-26 THIRD QUARTER OPERATIONAL PLAN STATUS REPORT, BUDGET ADJUSTMENTS, AND AUTHORITY TO EXECUTE A GRANT AGREEMENT WITH FEEDING SAN DIEGO (DISTRICTS: ALL)

- Establish appropriations of \$500,000 in County Service Area 69, Contributions to Other Agencies, for the transfer of funds to the City of Santee and Lakeside Fire Protection District based on the available fund balance from County Service Area 69. **(4 VOTES)**
7. Increase the Courthouse Construction Special Revenue Fund budget by \$215,000 for fines, forfeitures and penalties that were collected after final Hall of Justice debt service payment and must be remitted to the State Court Facilities Construction Fund.
 - Establish appropriations of \$215,000 in the Courthouse Construction Special Revenue Fund, Other Charges, for payment to State Court Facilities Construction Fund, based on fines, forfeitures and penalties. **(4 VOTES)**
 8. Increase the Office of the Public Defender’s budget by \$168,509 to support its Holistic Service Unit by embedding contracted services for one psychologist within the unit. The psychologist will provide integrated behavioral health services for clients experiencing mental health disorders by working collaboratively with attorneys, investigators, social workers, and substance abuse assessors to provide clinical evaluation, ongoing treatment recommendations, consultation and attorney training; the funding source is a State grant awarded by the Office of the State Public Defender.
 - Establish appropriations of \$168,509 in Services & Supplies, for psychological services based on a State grant awarded by the Office of the State Public Defender on December 18, 2025. **(4 VOTES)**
 9. Increase the budget by \$34,797 in the Alta Loma Permanent Road Division No. 105 for road resurfacing maintenance.
 - Establish appropriations of \$34,797 in the Department of Public Works (DPW) Permanent Road Division (PRD) No. 105 – Alta Loma Drive, Services & Supplies, for road maintenance based on available prior year fund balance within PRD No. 105 – Alta Loma Drive. **(4 VOTES)**
 10. Increase the budget by \$44,751 in the Zone A Alta Loma Permanent Road Division No. 105A for road resurfacing maintenance.
 - Establish appropriations of \$44,751 in the Department of Public Works (DPW) Permanent Road Division (PRD) No. 105A – Zone A Alta Loma Drive, Services & Supplies, for road maintenance based on available prior year fund balance within Zone A Alta Loma Drive. **(4 VOTES)**
 11. Transfer funds from the Department of Public Works (DPW) General Fund to Road Fund in the amount of \$1,506,118 for construction of the Rainbow Water Quality Improvement Project.

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- Transfer appropriations of \$1,506,118 within Department of Public Works General fund, Services & Supplies to Operating Transfers Out; *and* establish appropriations of \$1,506,118 in the Road Fund, Services & Supplies, for the Rainbow Water Quality Improvement Project, based on Operating Transfer In from General Fund. **(4 VOTES)**
12. Transfer funds from the Department of Public Works General Fund to Road Fund in the amount of \$1,157,975 for construction of the South Mission Road North Project 1.
- Transfer appropriations of \$1,157,975 within Department of Public Works General fund, Services & Supplies to Operating Transfers Out; *and* establish appropriations of \$1,157,975 in the Road Fund, Services & Supplies, for the South Mission Road North Project 1, based on an Operating Transfer In from General Fund. **(4 VOTES)**
13. Increase the budget in Finance Other to recognize the interest earned on Tax and Revenue Anticipation Notes (TRANS) funds, which will be applied towards the TRANS obligation payment.
- Establish appropriations of \$7,158,888 in Finance Other, Other Charges, based on unanticipated interest earned and premium received to apply towards the TRANS obligation payment. **(4 VOTES)**
14. Increase the Treasurer-Tax Collector's budget for one-time IT costs related to the decommission of the physical data center.
- Establish appropriations of \$1,600,000 in the Treasurer-Tax Collector's Office, Services & Supplies, based on over-realized Property Tax System Administration (\$1,300,000) and Banking Pool (\$300,000) revenues for one-time IT costs related to the decommission of the physical data center. **(4 VOTES)**
15. Allow returned grant funds of \$8,285 from the Community Enhancement Program and \$65,164 from the Neighborhood Reinvestment Program to be allocated to new projects by establishing appropriations in the respective grant program budgets in the current fiscal year.
- Establish appropriations of \$8,285 in the Community Enhancement Program budget Org 12900 (\$4,930 for District 3, \$3,302 for District 4 and \$53 for District 5), Other Charges, based on unused portions of prior year allocations so the funds can be allocated to other projects. **(4 VOTES)**
 - Establish appropriations of \$65,164 in the Neighborhood Reinvestment Program budget (\$98 for District 1 in Org 15650, \$22,805 for District 2 in Org 15655, \$9,589 for District 3 in Org 15660, \$28,344 for District 4 in Org 15665, and \$4,328 for District 5 in Org

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15670), Other Charges, based on unused portions of prior year allocations so the funds can be allocated to other projects. **(4 VOTES)**

16. This recommendation is a technical adjustment that reclassifies departmental maintenance and capital spending plans based on capitalization thresholds. The result is a net increase of budget in the Major Maintenance Capital Outlay Fund (MMCOF) of \$8,425,399.

- Transfer appropriations within departments between Services & Supplies and Operating Transfers Out, as noted in Appendix D, in the net amount of \$8,425,399 for major maintenance projects listed in Appendix D that were subsequently reclassified, based on capitalization thresholds, for financial reporting purposes; and establish, transfer and cancel appropriations, as noted in Appendix D for a net increase of \$8,425,399. **(4 VOTES)**

17. Transfer funds from Finance Other, which was approved by the Board of Supervisors (Board) on March 3, 2026 (13), to the Multiple Species Conservation Plan (MSCP) Acquisition Fund for the purchase of Iron Mountain County Preserve, approved by the Board on April 22, 2026 (6).

- Transfer appropriations of \$2,000,000 from Finance Other, Services & Supplies, to Contribution to Capital Outlay Fund, Operating Transfers Out; *and* establish appropriations of \$2,000,000 in MSCP, to properly record the purchase of Iron Mountain County Preserve land acquisition, based on an Operating Transfer In from the General Fund from previously approved Unlocked Reserves. **(4 VOTES)**

Transfers Within Budgetary Funds and/or Cancellation of Appropriations (Recommendations 18 through 21):

18. Transfer project costs from the Department of Parks and Recreation to the Department of Public Works for the temporary pipe extension at Saturn Boulevard.

- Transfer appropriations of \$2,500,000 from Department of Parks and Recreation, Services & Supplies, to Department of Public Works, Services & Supplies to fund construction of a temporary pipe extension at Saturn Boulevard, based on previously approved Unlocked Reserves.

19. Transfer appropriations from Finance Other to the Assessor/Recorder/County Clerk (ARCC) to properly record one-time costs related to the County's property tax systems.

- Transfer appropriations of \$12,000,000 from Finance Other, Services & Supplies, to the Assessor/Recorder/County Clerk, Services & Supplies, to properly record one-time costs

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for the County's property tax system based on previously approved use of Unlocked Reserves.

20. Transfer appropriations of \$217,260 from Finance Other to the Department of Parks and Recreation (DPR) for one-time start-up costs for the Bonsall Community Park.
 - Transfer appropriations of \$217,260 from Finance Other, Services & Supplies, to Department of Parks and Recreation, for one-time start-up costs for the Bonsall Community Park based on one-time General Purpose Revenue previously allocated to and no longer needed for other land use projects.
21. Cancel the remaining budget of Capital Projects that are anticipated to be completed or cancelled by the end of the Fiscal Year. The remaining funds will be returned to the original funding sources.
 - Cancel appropriations and related revenue of up to \$3,488,656.08 as noted in Schedule C for Capital Projects that will be completed/cancelled and closed by the end of Fiscal Year 2025-26. This is composed of \$3,488,656.08 in the Capital Outlay Fund.

Recommendation on use of Unlocked Reserves based on advice and guidance of the Ad Hoc Subcommittee on Sustainable Fiscal Planning (Recommendations 22 through 23):

22. Transfer appropriations of \$23,222,94411,000,000 for the use of Unlocked Reserves in Fiscal Year (FY) 2025-26 based on the advice and guidance of the Ad Hoc Subcommittee on Sustainable Fiscal Planning (Subcommittee) per direction given to the CAO during the January 28, 2026 (21) meeting. This item will transfer appropriations based on operational savings with no impact to existing services or the General Fund.
 - Transfer and allocate appropriations of \$23,222,94411,000,000 to Housing and Community Development Services, Services & Supplies, for expanded funding of the Innovative Housing Trust Fund (\$22,222,94410,000,000) including production and preservation of affordable housing and to Self-Sufficiency Services, Services & Supplies, for Feeding San Diego (\$1,000,000) to support hunger-relief efforts in San Diego County, based on Unlocked Reserves. This transfer and allocation of appropriations is based on operational savings within Behavioral Health Services, with appropriation capacity and related funding that is not anticipated to be used. As a result, there is no impact to services or the General Fund and no increase in the overall budget. The use of Unlocked Reserves is recommended based on San Diego County Administrative Code Section 113.1 for time-sensitive operational expenditures. This follows Board direction to develop proposals to utilize Unlocked Reserves for FY 2025–26 in coordination with and with the advice and

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guidance of the Ad Hoc Subcommittee on Sustainable Fiscal Planning (Subcommittee), and to present recommended appropriations to the Board for consideration as part of the quarterly budget adjustments.

23. Authorize the Chief Administrative Officer, or designee, upon successful negotiations, to execute a grant agreement with Feeding San Diego in an amount of up to \$1,000,000 to support hunger relief efforts, and find, in accordance with Government Code section 26227, that such program is necessary to meet the social needs of the population.

EQUITY IMPACT STATEMENT

After the Board of Supervisors (Board) adopts the Operational Plan, it is monitored by the departments, Groups, and the Board. Departments are expected to work within their respective budgets. Budgets may, however, be modified during the year as circumstances warrant. In conjunction with the fund balance projection process, the Chief Administrative Officer meets with each Group to review accomplishments, emergent issues, and budget status. Department heads are required to communicate any potential problems or errors to the appropriate authority. Groups complete fund balance projections quarterly providing explanations of significant variances of their budget. The recommended actions are intended to provide resources to address inequities in County of San Diego (County) services and to identify disparities, develop meaningful outcomes, and create a County government culture of equity, belonging, and racial justice.

SUSTAINABILITY IMPACT STATEMENT

Today's actions support the sustainability measures across the County of San Diego (County) considering the environment, economy, health/wellbeing, and/or social aspects of the community by aligning the County's available resources with services to maintain fiscal stability and ensure long-term solvency.

FISCAL IMPACT

Funds associated with today's recommendations are partially included in the Fiscal Year (FY) 2025-26 Operational Plan. If approved, in the General Fund these actions will result in an increase to the overall budget of \$17,870,846, transfers between budgetary funds of \$10,783,975, transfers within budgetary funds of \$37,940,204, and no cancellation of appropriations. The funding sources for the increases are unanticipated interest earned and premium received on Tax and Revenue Anticipation Notes (TRANS) funds (\$7,158,888), available fund balance from Proposition 172 Special Revenue Fund (\$2,170,000 & \$2,000,000), County Proposition 64 Consumer Fraud Fund (\$1,900,000), over-realized Property Tax System Administration and Banking Pool revenues (\$1,600,000), fees collected pursuant to California Code, Vehicle Code – VEH Section 9250.14 (\$1,500,000), grants from State of California, Department of Insurance, Department of Justice, Bureau of Justice Assistance, and Office on Violence Against Women (\$1,300,000), State grant awarded by the Office of the State Public Defender (\$168,509), unused portions of prior year allocations for Neighborhood Reinvestment Program (\$65,164), and unused portions of prior year

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allocations for Community Enhancement Program (\$8,285). The transfer and allocation of appropriations identified in Recommendation 22 (~~\$23,222,944~~~~1,000,000~~) are based on operational savings within Behavioral Health Services and the one-time use of Unlocked Reserves. Based on San Diego County Administrative Code Section 113.1 no more than 25% can be used in one fiscal year which equates to \$95,421,241. In the FY 2025-26 First Quarter Operational Plan Status Report, \$14,248,297 was appropriated for one-time lump sum payments and in the FY 2025-26 Second Quarter Operational Plan Status Report, \$56,150,000 was appropriated for Tijuana River Valley and various appropriations based on the advice and guidance of the Ad Hoc Subcommittee on Sustainable Fiscal Planning (Subcommittee) per direction given to the Chief Administrative Officer during the January 28, 2026 (21) meeting. In Recommendation 22, ~~\$23,222,944~~~~1,000,000~~ of Unlocked Reserves will be appropriated, which will leave a remaining balance of Unlocked Reserves in FY 2025-26 of ~~\$1,800,000~~~~14,022,944~~. If approved, Recommendation 23 will result in one-time costs of up to \$1,000,000 to support hunger relief efforts, based on the use of Unlocked Reserves.

In all other funds combined, these actions will result in a net increase to the overall budget of \$14,565,384, transfers between budgetary funds of \$2,305,517, and cancellation of appropriations of \$9,231,876. The funding sources for the increases are Operating Transfer In from the General Fund (\$10,783,975), available fund balance from Proposition 172 Special Revenue Fund (\$4,170,000), Operating Transfers In from various non-General Fund (\$2,305,517), available County Service Area 69 (\$500,000) fund balance, fines, forfeitures and penalties (\$215,000), available prior year PRD No. 105A – Zone A Alta Loma Drive fund balance (\$44,751), and available prior year PRD No. 105 – Alta Loma Drive fund balance (\$34,797). These are offset by decreases in U.S. Environmental Protection Agency grant (\$3,452,972) and General Purpose Revenue (\$35,684).

BUSINESS IMPACT STATEMENT

N/A

ADVISORY BOARD STATEMENT

N/A

BACKGROUND

As shown in Schedule A, the General Fund year-end fund balance projection of \$25.2 million is based on the estimate that expenditures will be approximately \$130.7 million less than the Fiscal Year (FY) 2025-26 Amended Budget and revenues will be a net \$105.6 million less than the FY 2025-26 Amended Budget. The Amended Budget consists of the Adopted Budget plus encumbrances carried over from the prior year, plus approved year-to-date changes. The projected balance for all other funds combined is a net of \$86.5 million.

Attachments to this letter have been included to provide additional detail of these fund balance projections. Schedule A summarizes the fund balance projection by business group, department,

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and fund category. Schedule B shows the projected General Fund fund balance by business group split between operating and reserve balances. The Notes to Schedules A and B explain variances from budget by department, fund and for General Purpose Revenue. The Notes to the General Fund Variances details General Fund Variances by expenditure and revenue are summarized briefly below.

GENERAL FUND EXPENDITURE VARIANCES

The projected third quarter positive expenditure variances in the General Fund of \$130.7 million are due to positive variances in Services & Supplies (\$125.1 million), Other Charges (\$7.9 million), Capital Assets Equipment (\$0.8 million), Capital Assets Software (\$0.5 million), Operating Transfers Out (\$0.1 million), and Capital Assets/Land Acquisition (\$0.1 million), offset by negative variances in Expenditure Transfer & Reimbursements (\$3.4 million) and in Salaries & Benefits (\$0.3 million). Expenditure variances are described in detail in the Notes to the General Fund Variances.

GENERAL FUND REVENUE VARIANCES

The projected third quarter negative revenue variances in the General Fund of \$105.6 million are due to negative variances in Intergovernmental Revenues (\$109.2 million), Charges For Current Services (\$10.8 million), Other Financing Sources (\$10.7 million), Fines, Forfeitures & Penalties (\$4.2 million), Taxes Current Property (\$3.3 million), and Licenses Permits & Franchises (\$1.0 million), offset by positive variances in Taxes Other Than Current Secured (\$23.6 million), Revenue From Use of Money & Property (\$7.1 million) and Miscellaneous Revenues (\$2.8 million). Revenue variances are described in detail in the Notes to the General Fund Variances.

Adjustments to the Fiscal Year 2025-26 Amended Budget

Transfers and revisions to the amended budget can be made by formal action of the Board of Supervisors (Board) in accordance with the California County Budget Act, and specifically, Government Code Section 29125. Increases to the overall budget require 4 votes while transfers of appropriations between departments within the same budgetary fund that do not increase the overall budget or the cancellation of appropriations require a majority vote. However, transfers of appropriations between budgetary funds, referred to as operating transfers, require 4 votes even if the overall budget is not increased.

The recommendations for budget adjustments are explained as follows:

Increases to the Overall Budget and/or Transfers Between Budgetary Funds (Recommendations 2 through 17):

Recommendation 2

This recommendation will establish appropriations of \$4,170,000 in Operating Transfers Out, of the Proposition 172 Special Revenue Fund and establish appropriations of \$2,170,000 in the Sheriff's Office and \$2,000,000 in the District Attorney's Office, based on available Proposition

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172 Special Revenue Fund fund balance. These recommendations will support the District Attorney's Office request to fund information technology modernization projects (\$2,000,000) and the Sheriff's Office request for increased staffing costs due to Prop 36 implementation (\$2,170,000) based on Prop 172 fund balance.

The Sheriff's Office will increase Salaries & Benefits by \$2,170,000 to support increased staffing needs due to the increase in average daily jail population, which has risen by approximately 300-500 incarcerated persons as a result of Proposition 36, *The Homelessness, Drug Addiction, and Theft Reduction Act* implementation.

The District Attorney's request for \$2,000,000 in Services & Supplies will provide one-time funding to advance several priority technology modernization projects. These projects respond to increasing operational demands, modern digital evidence management standards, sustainability goals, and the County's strategic commitment to technology driven service delivery.

Recommendation 3

The San Diego County Regional Auto Theft Task Force (RATT) is a multi-agency task force that investigates and prosecutes vehicle theft in the San Diego Region. The County of San Diego (County) is the financial administrator for the task force. On February 10, 2026 (9), the Board authorized an amendment to a lease agreement for the Regional Auto Theft Task Force facility to extend the term of the lease and expand the leased space by 718 square feet. If approved, this request will establish appropriations of \$1,500,000 in Services & Supplies for tenant improvement costs of the facility based on available funds from fees collected pursuant to California Code – VEH Section 9250.14.

Recommendation 4

For decades, the District Attorney's Office (DAO) Economic Crimes Division and Consumer Protection Unit, has been committed to the investigation and prosecution of violations under California's Unfair Competition Law and related consumer protection statutes. The District Attorney convened a countywide stakeholder group comprised of local, state, and federal law enforcement agencies, City Attorney's Office, County Counsel, PSG leadership, consumer advocates, community representatives, and legal experts to assist in formulating a strategic plan to address unmet needs in consumer protection and identify ways to expand the DAO's enforcement of consumer laws. This stakeholder collaboration resulted in recommendations to expand consumer protection activities in the following focus areas: (1) cyber-crime investigations and forensics; (2) unfair competition, deceptive and unlawful business practices; (3) elder financial abuse; (4) additional environmental protection from unfair and unlawful business practices for additional services and law enforcement activities that will reduce the harm experienced by citizens of San Diego. On November 7, 2023 (4), the Board authorized competitive solicitations for the implementation of consumer protection activities. If approved, this request will establish appropriations of \$1,900,000 for Consumer Protection prosecution and investigation activities.

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Recommendation 5

The Board approved applying for and accepting grants from the State of California, Department of Insurance on June 3, 2025 (1), and Department of Justice Bureau of Justice Assistance on April 4, 2023 (2), and Office on Violence Against Women, March 16, 2021 (6) and in subsequent years provided there are no material changes to these grant's terms, purpose, or funding level. This recommendation will establish appropriations of \$1,300,000 in the District Attorney's Office, Salaries & Benefits (\$620,000) and Services & Supplies (\$680,000), to support provisional help and operational costs based on the State of California, Department of Insurance (\$1,000,000) and Department of Justice, Bureau of Justice Assistance (\$100,000), and Office on Violence Against Women (\$200,000).

Recommendation 6

On August 30, 2022, the Board authorized the adoption of a property tax exchange resolution relating to the reorganization of County Service Area 69 (CSA 69) with Lakeside Fire Protection District (FPD) and the City of Santee. On October 3, 2022, the Local Agency Formation Commission (LAFCO) proposed the reorganization of CSA 69 and the transfer of emergency medical services from CSA 69 to Lakeside FPD and the City of Santee. On December 20, 2022, the City of Santee, Lakeside FPD, and County Fire signed an agreement for the transfer of property tax and other funds. On January 26, 2023, LAFCO recorded the Certificate of Completion for the CSA 69 reorganization. This request will establish appropriations of \$500,000 in County Service Area 69 to transfer fund balance to City of Santee and Lakeside FPD.

Recommendation 7

This recommendation will establish appropriations of \$215,000 in the Courthouse Construction Special Revenue Fund based on fines, forfeitures and penalties that were collected after the final debt service payment for the Hall of Justice. According to Government Code section 70402(a), these funds can only be used for the Hall of Justice debt service, and any remaining funds must be transferred to the State.

Recommendation 8

Increase the Public Defender's budget by \$168,509 to support its Holistic Service Unit by embedding contracted services for one psychologist within the unit. The psychologist will provide integrated behavioral health services for clients experiencing mental health disorders by working collaboratively with attorneys, investigators, social workers, and substance abuse assessors to provide clinical evaluation, ongoing treatment recommendations, consultation and attorney training; the funding source is a State grant awarded by the Office of the State Public Defender on December 18, 2025.

Recommendation 9

This recommendation will establish appropriations of \$34,797 in the Permanent Road Division (PRD) No. 105 – Alta Loma Drive for road resurfacing maintenance. This is due to an increase in

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the estimated road project costs for a slurry project within the PRD. The project remained open for one year following its completion to allow staff to review the project work to determine if changes are needed. Once verification was finalized, the project reconciliation and closure process initiated in Fiscal Year 2025-26. The funding source is available prior year fund balance within Permanent Road Division No. 105 – Alta Loma Drive. The total project cost is \$125,000 and the project was completed in July 2024.

Recommendation 10

This recommendation will establish appropriations of \$44,751 in the Department of Public Works (DPW) Permanent Road Division (PRD) No. 105A – Zone A Alta Loma Drive for road resurfacing maintenance. This is due to an increase in the estimated road project costs for a slurry project within the PRD. The project remained open for one year following its completion to allow staff to review the project work to determine if changes are needed. Once verification was finalized, the project reconciliation and closure process initiated in Fiscal Year 2025-26. The funding source is available prior year fund balance within Permanent Road Division No. 105A – Zone A Alta Loma Drive. The total project cost is \$145,000 and the project was completed in July 2024.

Recommendation 11

This recommendation will establish appropriations of \$1,506,118 in the Department of Public Works Road Fund to fund the construction for the Rainbow Water Quality Improvement Project. The funding will cover costs to ensure timely completion for this stormwater compliance project. Cost overruns, including construction engineer inspections and contract management support, were higher than anticipated during this year’s Operational Plan development. The funding source is available prior year General Fund fund balance allocated for planning future stormwater capital projects. The total estimated project is \$16,914,000 and is anticipated to be completed by September 2026.

Recommendation 12

This recommendation will establish appropriations of \$1,157,975 in the Department of Public Works Road Fund to fund the construction for South Mission Road North Project 1. This is an Infrastructure project with Public Works for their Green Streets program. The location of South Mission Road was identified as a top candidate for ARPA funding to reduce pollutants in stormwater. This request will establish appropriations to ensure funding is available for project completion which includes construction engineering inspection and materials laboratory tests associated with the construction of the project. The Board approved an ARPA allocation for Green Streets Infrastructure projects in 2021. To meet the ARPA spending timeline, a smaller portion of an existing Green Streets project was identified. The funding source is available prior year General Fund fund balance allocated for planning future stormwater capital projects. The total estimated project cost is \$4,157,975 and is anticipated to be completed by June 2027.

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Recommendation 13

On June 3, 2025 (22), the Board adopted a resolution approving the issuance and sale of the 2025 Tax and Revenue Anticipation Notes (TRANs) in an aggregate principal amount not to exceed \$200,000,000 to address short-term cash flow requirements in the current fiscal year. TRANs reflects the County’s issuance of short-term debt, which is payable within the same fiscal year. In July 2025, the County issued \$200,000,000 in TRANs, and throughout this fiscal year has prudently invested the TRANs proceeds in accordance with approved investment policy and applicable legal guidelines, generating interest earnings. The total obligation payment for the TRANs issuance is \$9,858,888. At the time the TRANs was approved, it was estimated that \$2,700,000 of the obligation payment would be based on General Purpose Revenue, which was included in the Fiscal Year 2025-26 Operational Plan, and \$7,158,888 of interest earnings would be credited toward the remaining balance.

Since then, the County has determined that the full \$9,858,888 obligation payment, including the \$7,158,888 of interest earnings, must be appropriated and recorded for compliance with financial reporting requirements. The request today is to establish appropriations of \$7,158,888 in Finance Other based on interest earnings to allow proper recording of the TRANs obligation payment.

Recommendation 14

The County Technology Office (CTO) is requiring all applications to be moved from the physical data centers to cloud-based platforms to facilitate the procurement and implementation of the new information and telecommunications (IT&T) contract. The new IT&T contract will provide stable and secure operations, continuous improvement, innovation and modernization, and cost optimization. One of the cost avoidance measures under the new IT&T contract will be moving away from the cost of leasing physical data centers and transitioning to available cloud-based solutions and platforms.

The Treasurer-Tax Collector’s (TTC) Office has multiple critical systems used for property tax collection, cashing, mail remittance, and property tax refund that need to be migrated out of the physical data centers. Due to updated projections, TTC was able to identify existing program revenues, including over-realized Property Tax System Administration and Banking Pool revenues to cover the cost of these projects in the current fiscal year. This recommendation will establish one-time appropriations of \$1,600,000 based on Property Tax System Administration (\$1,300,000) and Banking Pool (\$300,000) revenues to complete the decommission of the physical data center prior to the implementation of the new IT&T contract.

Recommendation 15

This recommendation establishes appropriations totaling \$8,285 in the Community Enhancement Program budget Org 12900 (\$4,930 for District 3, \$3,302 for District 4, and \$53 for District 5) based on unused portions of prior year grant allocations that were returned in the current fiscal year. This will allow the recently returned funds to be allocated to other projects.

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This recommendation establishes appropriations totaling \$65,164 in the Neighborhood Reinvestment Program budget (\$98 for District 1 Org 15650, \$22,805 for District 2 Org 15655, \$9,589 for District 3 Org 15660, \$28,344 for District 4 Org 15665 and \$4,328 for District 5 Org 15670) based on unused portions of prior year allocations that were returned in the current fiscal year. This will allow the recently returned funds to be allocated to other projects.

Recommendation 16

This recommendation will result in a net increase of appropriation in the Major Maintenance Capital Outlay Fund (MMCOF) of \$8,425,399, which is supported by existing department budgets. Board Policy B-37, Use of Capital Program Funds, notes that on occasion, due to the nature of major maintenance projects, these projects may be reclassified as an operating or capital expense based on financial reporting requirements. Pursuant to Board Policy B-37, to ensure accuracy in financial reporting, the Chief Financial Officer shall make required adjustments to departmental operating budgets and within the MMCOF or the Major Maintenance Internal Service Fund. Due to the emergent nature of some major maintenance projects, some of these adjustments may require ratification by the Board. These recommendations will allow for the accurate financial reporting of major maintenance projects, which are listed in Appendix D along with the related required adjustments.

Recommendation 17

This recommendation will allow for a technical adjustment to transfer funding from Finance Other to the Multiple Species Conservation Plan (MSCP) Acquisition Fund for the purchase of Iron Mountain County Preserve. Capital project funding must be maintained separately in alignment to meet the criteria for capitalization. Funds were allocated by the Board of Supervisors for MSCP acquisition on March 3, 2026 (13) from Unlocked Reserves in the amount of \$2,000,000. This action will establish those funds within the appropriate capital fund to facilitate the land purchase.

Transfers Within Budgetary Funds and/or Cancellation of Appropriations (Recommendations 18 through 21):

Recommendation 18

On March 3, 2026 (13), the Board approved the use of \$2,500,000 of Unlocked Reserves to fund the construction of temporary pipe extension at Saturn Boulevard. This recommendation will transfer project costs from the Department of Parks and Recreation to the Department of Public Works for the temporary pipe extension at Saturn Boulevard. After the Second Quarter adjustment, it was determined that DPW is the appropriate lead department due to the project's scope, technical requirements, and construction activities which align directly with DPW's operational responsibilities and expertise. DPR led the preliminary planning for this project. As part of the next phase, work will involve complex infrastructure and engineering elements beyond DPR's functions, prompting the need to realign the project budget with the department that will execute the work. The project will address a part of the Tijuana River sewage crisis including Saturn Boulevard infrastructure. The temporary pipe extension is necessary due to the immediate need to

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alleviate the flows that result in aerosolization of toxic chemicals at the Saturn Boulevard Hotspot.

Recommendation 19

On March 3, 2026 (13), the Board approved the use of \$12,000,000 of Unlocked Reserves to support one-time costs for the County's property tax systems. These funds will support projects to replace legacy systems used by the Assessor's Office to mitigate risks associated with outdated IT architecture and to move the systems out of the physical data centers, while allowing research and development on future system improvements and enhancements to continue. Projects include the migration of Mainframe and AS/400 to Mainframe-as-a-Service (MFaaS), migration of Microsoft Access Databases from the Tulsa Datacenter to Amazon Web Services (AWS), decommissioning of SharePoint 2013 servers, and the replacement of ApplicationXtender. Since these projects are centered around applications belonging to the Assessor/Recorder/County Clerk (ARCC), it is recommended that the appropriations be transferred from Finance Other to ARCC where these one-time costs should be recorded.

Recommendation 20

This recommendation will transfer appropriations of \$217,260 from Finance Other to the Department of Parks and Recreation for one-time start-up costs, including purchases of minor equipment, tools, and fleet units for the new Bonsall Community Park facility. Funding for these start-up costs is available from savings in prior year projects in other LUEG departments that were initially funded by one-time use of General Purpose Revenue, including the completed Stormwater Capital Planning project (\$14,000) and Total Maximum Daily Load (TMDL) Monitoring Reporting project (\$7,664). Additional available funding includes the Climate Action Plan (CAP) Bike Lanes project (\$195,596), for which the Department of Public Works will seek alternative funding sources such as grants.

Recommendation 21

By the end of Fiscal Year 2025-26, a total of 3 capital projects are anticipated to be completed and eventually closed and capitalized. These projects are listed in Schedule C. Appropriations of up to \$3,488,656.08 related to these projects will be completed, all of which are in the Capital Outlay Fund. At the end of the fiscal year, remaining appropriations will be cancelled along with the revenue related to the respective appropriations and returned in accordance with Board Policy B-37, Use of the Capital Outlay Funds, to the original funding sources which include, General Purpose Revenue (\$35,684.08) and U.S. Environmental Protection Agency grant (\$3,452,972.00). Capital Project #1025467 Tijuana River Valley Smuggler's Gulch Dredging was funded by General Purpose Revenue (\$2,867.26) and grant funds from the U.S. Environmental Protection Agency (\$3,452,972.00). For this capital project, the Auditor and Controller's office determined that the costs are not capitalizable. The project will be cancelled in the Capital Outlay Fund and established in The Department of Parks and Recreation General Fund in the 2026-28 CAO Recommended Operational Plan.

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Recommendation on use of Unlocked Reserves based on advice and guidance of the Ad Hoc Subcommittee on Sustainable Fiscal Planning (Recommendations 22 through 23):

Recommendation 22

On September 9, 2025 (23), the Board adopted updates to the San Diego County Administrative Code relating to General Fund Balances and Reserves. These changes were designed to implement one-time resources to mitigate potential current and future budget impacts. The Board directed the Chief Administrative Officer (CAO) to create a proposed framework for use of these resources, known as Unlocked Reserves. The Administrative Code limits how much of the Unlocked Reserves can be used in a single fiscal year to 25% of the total amount determined at the time the Unlocked Reserves were established, which was \$381,684,964.

On January 28, 2026 (21), the Board further directed the CAO to develop proposals for the use of Unlocked Reserves in FY 2025–26, in coordination with and with the advice and guidance of the Ad Hoc Subcommittee on Sustainable Fiscal Planning. This recommendation implements that direction by proposing appropriations of \$23,222,944~~11,000,000~~ for expanded funding of the Innovative Housing Trust Fund (\$22,222,944~~10,000,000~~) to Housing and Community Development Services and for Feeding San Diego (\$1,000,000) to support hunger-relief efforts in San Diego County to Self-Sufficiency Services; these appropriations are supported by Unlocked Reserves. This recommendation will result in a remaining balance of Unlocked Reserves in FY 2025-26 of \$1,800,000~~14,022,944~~.

This recommendation will transfer and use existing appropriations that are not planned to be used in FY 2025-26, based on operational savings in Behavioral Health Services and have no impact on services or the General Fund. The use of Unlocked Reserves is consistent with San Diego County Administrative Code Section 113.1 and addresses time-sensitive operational needs while advancing Board priorities.

Recommendation 23

This recommendation is to find that the Feeding San Diego grant to support hunger-relief efforts in San Diego is necessary to meet the social needs of the population. In accordance with Government Code section 26227, hunger-relief efforts are necessary to meet the needs of the County’s population in the areas of health and welfare.

This recommendation also authorized the Chief Administrative Officer, upon successful negotiation, to execute the grant agreement with Feeding San Diego to support their hunger relief efforts in an amount not to exceed \$1,000,000.

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LINKAGE TO THE COUNTY OF SAN DIEGO STRATEGIC PLAN

Today's proposed actions support the Strategic Initiatives of Sustainability, Equity, Empower, Community and Justice in the County of San Diego's (County) 2026-2031 Strategic Plan by fully committing to use County resources to meet the highest priority needs of residents.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'EShelton', followed by the letters 'FOR' in a smaller, handwritten font.

EBONY N. SHELTON
Chief Administrative Officer

ATTACHMENT(S)

Note: Due to the size of the attachments, the documents are available online through the Clerk of the Board's website at www.sandiegocounty.gov/content/sdc/cob/bosa.html

Schedules A and B

Notes to Schedules A and B

Notes to the General Fund Variances

Schedule C: Capital Projects for Completion & Cancellation

Appendix D: MMCOF Adjustments



COUNTY OF SAN DIEGO

AGENDA ITEM

BOARD OF SUPERVISORS

PALOMA AGUIRRE
First District

JOEL ANDERSON
Second District

TERRA LAWSON-REMER
Third District

MONICA MONTGOMERY STEPPE
Fourth District

JIM DESMOND
Fifth District

DATE: May 19, 2026

31

TO: Board of Supervisors

SUBJECT

FISCAL YEAR 2025-26 THIRD QUARTER OPERATIONAL PLAN STATUS REPORT, BUDGET ADJUSTMENTS, AND AUTHORITY TO EXECUTE A GRANT AGREEMENT WITH FEEDING SAN DIEGO (DISTRICTS: ALL)

OVERVIEW

This report summarizes the status of the County of San Diego's (County) Fiscal Year 2025-26 Adopted Operational Plan, as measured by projected year-end fund balance from current year operations. The projected year-end balance for the General Fund is \$25.2 million (or 0.3% of the General Fund budget). The projected year-end balance for all other funds combined is \$61.3 million (2.0% of the other funds combined budget). For all budgetary funds combined, the projected year-end balance is \$86.5 million (or 0.8% of the overall budget). The projected fund balance anticipates an overall positive expenditure variance and an overall negative revenue variance from the Fiscal Year 2025-26 Amended Budget. The projection assumes General Purpose Revenue (GPR) will perform better than estimated, and business groups will produce operating balances, except for Public Safety Group where a negative variance is projected due to higher than anticipated staffing costs associated with the implementation of Proposition 36 and cost overruns with the current medical contract for offsite hospital care, and revenue variances due to grant funded activities that will be deferred to the next fiscal year.

Transfers and revisions to the adopted appropriations can be made by formal action of the Board of Supervisors (Board) in accordance with the California County Budget Act, and specifically, Government Code Section 29125. Increases to the overall budget require four votes. Transfers of appropriations between departments within the same budgetary fund that do not increase the overall budget, or the cancellation of appropriations require a majority vote. Transfers of appropriations to facilitate transfers between budgetary funds require four votes even if the overall budget is not increased.

In the Public Safety Group (PSG), recommendations include appropriation and program revenue increases for staffing costs to support Proposition 36 (Prop 36), *The Homelessness, Drug Addiction, and Theft Reduction Act* implementation, information technology modernization projects, tenant improvements for Regional Auto Theft Task Force (RATT), staffing and operational costs related to Consumer Protection activities, staffing and operational costs

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associated with grant programs, County Service Area 69, payment to State Court Facilities Construction Fund, and for contractual psychological services for clients.

In the Land Use and Environment Group (LUEG), recommendations include appropriation adjustments for consultant contracts, road maintenance projects, for the Rainbow Water Quality Improvement Project, and for South Mission Road North Project 1.

In the Finance and General Government Group (FGG), recommendations include appropriation adjustments to recognize interest earned on Tax and Revenue Anticipation Notes (TRANs), one-time IT costs, for returned grant funds from the Community Enhancement and Neighborhood Reinvestment Program to be allocated to new projects, and for the land acquisition of Iron Mountain County Preserve.

Today's action also includes recommendation related to the appropriation of Unlocked Reserves, including:

- The transfer of appropriations for expanded funding of the Innovative Housing Trust Fund and for Feeding San Diego, based on the advice and guidance of the Ad Hoc Subcommittee on Sustainable Fiscal Planning (Subcommittee) per direction given to the Chief Administrative Officer (CAO) during the January 28, 2026 (21) meeting.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Accept the Fiscal Year 2025-26 Third Quarter Report on projected year-end results.

Increases to the Overall Budget and/or Transfers Between Budgetary Funds (Recommendations 2 through 17):

2. Increase the Sheriff's Office budget by \$2,170,000 to support increases in overtime staffing costs due to Proposition 36 implementation and \$2,000,000 in the District Attorney's Office to support information technology modernization projects based on available fund balance from Proposition 172. There will also be an increase to the budget in the Proposition 172 (Prop 172) Special Revenue Fund by \$4,170,000 to support costs in the Sheriff's Office and the District Attorney's Office.

- Establish appropriations of \$4,170,000 in the Proposition 172 Special Revenue Fund, Operating Transfers Out, to the Sheriff's Office for increased staffing costs as a result of Proposition 36, *The Homelessness, Drug Addiction, and Theft Reduction Act* implementation (\$2,170,000) and to support the District Attorney's Office one-time expenses for information technology modernization projects (\$2,000,000), based on available fund balance from the Proposition 172 Special Revenue Fund. **(4 VOTES)**
- Establish appropriations of \$2,170,000 in the Sheriff's Office, Salaries & Benefits, to support increased costs as a result of Proposition 36, *The Homelessness, Drug Addiction,*

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and Theft Reduction Act implementation, based on an Operating Transfers In from the Proposition 172 Special Revenue Fund. **(4 VOTES)**

- Establish appropriations of \$2,000,000 in the District Attorney’s Office, Services & Supplies, for one-time expenses associated with information technology modernization projects, based on an Operating Transfers In from the Proposition 172 Special Revenue Fund. **(4 VOTES)**
3. Increase the District Attorney’s Office budget by \$1,500,000 for one-time expenses for tenant improvements for Regional Auto Theft Task Force (RATT).
 - Establish appropriations of \$1,500,000 in the District Attorney’s Office, Services & Supplies, for one-time expenses associated with tenant improvements of the Regional Auto Theft Task Force (RATT) facility, based on available funds from fees collected pursuant to California Code, Vehicle Code – VEH Section 9250.14. **(4 VOTES)**
 4. Increase the District Attorney’s Office budget by \$1,900,000 for staffing and operational costs related to Consumer Protection activities and investigations based on available current year funds from County Proposition 64 Consumer Fraud Fund.
 - Establish appropriations of \$1,900,000 in the District Attorney’s Office, Salaries & Benefits (\$400,000), Services & Supplies (\$800,000), and Capital Assets (\$700,000) to support Consumer Protection activities and investigations based on available funds from County Proposition 64 Consumer Fraud Fund. **(4 VOTES)**
 5. Increase the District Attorney’s Office budget by \$1,300,000 to support staffing and operational costs associated with grant programs from various State and federal funding sources.
 - Establish appropriations of \$1,300,000 in the District Attorney’s Office, Salaries & Benefits (\$620,000), Services & Supplies (\$680,000), to support provisional help and operational costs associated with competitively awarded grants, based on the State of California, Department of Insurance (\$1,000,000) and Department of Justice, Bureau of Justice Assistance (\$100,000), and Office on Violence Against Women (\$200,000). **(4 VOTES)**
 6. Establish appropriations in County Service Area 69 to transfer available fund balance from County Service Area 69 to the City of Santee and Lakeside Fire Protection District.

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- Establish appropriations of \$500,000 in County Service Area 69, Contributions to Other Agencies, for the transfer of funds to the City of Santee and Lakeside Fire Protection District based on the available fund balance from County Service Area 69. **(4 VOTES)**
7. Increase the Courthouse Construction Special Revenue Fund budget by \$215,000 for fines, forfeitures and penalties that were collected after final Hall of Justice debt service payment and must be remitted to the State Court Facilities Construction Fund.
 - Establish appropriations of \$215,000 in the Courthouse Construction Special Revenue Fund, Other Charges, for payment to State Court Facilities Construction Fund, based on fines, forfeitures and penalties. **(4 VOTES)**
 8. Increase the Office of the Public Defender’s budget by \$168,509 to support its Holistic Service Unit by embedding contracted services for one psychologist within the unit. The psychologist will provide integrated behavioral health services for clients experiencing mental health disorders by working collaboratively with attorneys, investigators, social workers, and substance abuse assessors to provide clinical evaluation, ongoing treatment recommendations, consultation and attorney training; the funding source is a State grant awarded by the Office of the State Public Defender.
 - Establish appropriations of \$168,509 in Services & Supplies, for psychological services based on a State grant awarded by the Office of the State Public Defender on December 18, 2025. **(4 VOTES)**
 9. Increase the budget by \$34,797 in the Alta Loma Permanent Road Division No. 105 for road resurfacing maintenance.
 - Establish appropriations of \$34,797 in the Department of Public Works (DPW) Permanent Road Division (PRD) No. 105 – Alta Loma Drive, Services & Supplies, for road maintenance based on available prior year fund balance within PRD No. 105 – Alta Loma Drive. **(4 VOTES)**
 10. Increase the budget by \$44,751 in the Zone A Alta Loma Permanent Road Division No. 105A for road resurfacing maintenance.
 - Establish appropriations of \$44,751 in the Department of Public Works (DPW) Permanent Road Division (PRD) No. 105A – Zone A Alta Loma Drive, Services & Supplies, for road maintenance based on available prior year fund balance within Zone A Alta Loma Drive. **(4 VOTES)**
 11. Transfer funds from the Department of Public Works (DPW) General Fund to Road Fund in the amount of \$1,506,118 for construction of the Rainbow Water Quality Improvement Project.

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- Transfer appropriations of \$1,506,118 within Department of Public Works General fund, Services & Supplies to Operating Transfers Out; *and* establish appropriations of \$1,506,118 in the Road Fund, Services & Supplies, for the Rainbow Water Quality Improvement Project, based on Operating Transfer In from General Fund. **(4 VOTES)**
12. Transfer funds from the Department of Public Works General Fund to Road Fund in the amount of \$1,157,975 for construction of the South Mission Road North Project 1.
- Transfer appropriations of \$1,157,975 within Department of Public Works General fund, Services & Supplies to Operating Transfers Out; *and* establish appropriations of \$1,157,975 in the Road Fund, Services & Supplies, for the South Mission Road North Project 1, based on an Operating Transfer In from General Fund. **(4 VOTES)**
13. Increase the budget in Finance Other to recognize the interest earned on Tax and Revenue Anticipation Notes (TRANs) funds, which will be applied towards the TRANs obligation payment.
- Establish appropriations of \$7,158,888 in Finance Other, Other Charges, based on unanticipated interest earned and premium received to apply towards the TRANs obligation payment. **(4 VOTES)**
14. Increase the Treasurer-Tax Collector's budget for one-time IT costs related to the decommission of the physical data center.
- Establish appropriations of \$1,600,000 in the Treasurer-Tax Collector's Office, Services & Supplies, based on over-realized Property Tax System Administration (\$1,300,000) and Banking Pool (\$300,000) revenues for one-time IT costs related to the decommission of the physical data center. **(4 VOTES)**
15. Allow returned grant funds of \$8,285 from the Community Enhancement Program and \$65,164 from the Neighborhood Reinvestment Program to be allocated to new projects by establishing appropriations in the respective grant program budgets in the current fiscal year.
- Establish appropriations of \$8,285 in the Community Enhancement Program budget Org 12900 (\$4,930 for District 3, \$3,302 for District 4 and \$53 for District 5), Other Charges, based on unused portions of prior year allocations so the funds can be allocated to other projects. **(4 VOTES)**
 - Establish appropriations of \$65,164 in the Neighborhood Reinvestment Program budget (\$98 for District 1 in Org 15650, \$22,805 for District 2 in Org 15655, \$9,589 for District 3 in Org 15660, \$28,344 for District 4 in Org 15665, and \$4,328 for District 5 in Org

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15670), Other Charges, based on unused portions of prior year allocations so the funds can be allocated to other projects. **(4 VOTES)**

16. This recommendation is a technical adjustment that reclassifies departmental maintenance and capital spending plans based on capitalization thresholds. The result is a net increase of budget in the Major Maintenance Capital Outlay Fund (MMCOF) of \$8,425,399.

- Transfer appropriations within departments between Services & Supplies and Operating Transfers Out, as noted in Appendix D, in the net amount of \$8,425,399 for major maintenance projects listed in Appendix D that were subsequently reclassified, based on capitalization thresholds, for financial reporting purposes; and establish, transfer and cancel appropriations, as noted in Appendix D for a net increase of \$8,425,399. **(4 VOTES)**

17. Transfer funds from Finance Other, which was approved by the Board of Supervisors (Board) on March 3, 2026 (13), to the Multiple Species Conservation Plan (MSCP) Acquisition Fund for the purchase of Iron Mountain County Preserve, approved by the Board on April 22, 2026 (6).

- Transfer appropriations of \$2,000,000 from Finance Other, Services & Supplies, to Contribution to Capital Outlay Fund, Operating Transfers Out; *and* establish appropriations of \$2,000,000 in MSCP, to properly record the purchase of Iron Mountain County Preserve land acquisition, based on an Operating Transfer In from the General Fund from previously approved Unlocked Reserves. **(4 VOTES)**

Transfers Within Budgetary Funds and/or Cancellation of Appropriations (Recommendations 18 through 21):

18. Transfer project costs from the Department of Parks and Recreation to the Department of Public Works for the temporary pipe extension at Saturn Boulevard.

- Transfer appropriations of \$2,500,000 from Department of Parks and Recreation, Services & Supplies, to Department of Public Works, Services & Supplies to fund construction of a temporary pipe extension at Saturn Boulevard, based on previously approved Unlocked Reserves.

19. Transfer appropriations from Finance Other to the Assessor/Recorder/County Clerk (ARCC) to properly record one-time costs related to the County's property tax systems.

- Transfer appropriations of \$12,000,000 from Finance Other, Services & Supplies, to the Assessor/Recorder/County Clerk, Services & Supplies, to properly record one-time costs

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for the County’s property tax system based on previously approved use of Unlocked Reserves.

20. Transfer appropriations of \$217,260 from Finance Other to the Department of Parks and Recreation (DPR) for one-time start-up costs for the Bonsall Community Park.
 - Transfer appropriations of \$217,260 from Finance Other, Services & Supplies, to Department of Parks and Recreation, for one-time start-up costs for the Bonsall Community Park based on one-time General Purpose Revenue previously allocated to and no longer needed for other land use projects.
21. Cancel the remaining budget of Capital Projects that are anticipated to be completed or cancelled by the end of the Fiscal Year. The remaining funds will be returned to the original funding sources.
 - Cancel appropriations and related revenue of up to \$3,488,656.08 as noted in Schedule C for Capital Projects that will be completed/cancelled and closed by the end of Fiscal Year 2025-26. This is composed of \$3,488,656.08 in the Capital Outlay Fund.

Recommendation on use of Unlocked Reserves based on advice and guidance of the Ad Hoc Subcommittee on Sustainable Fiscal Planning (Recommendations 22 through 23):

22. Transfer appropriations of \$23,222,944 for the use of Unlocked Reserves in Fiscal Year (FY) 2025-26 based on the advice and guidance of the Ad Hoc Subcommittee on Sustainable Fiscal Planning (Subcommittee) per direction given to the CAO during the January 28, 2026 (21) meeting. This item will transfer appropriations based on operational savings with no impact to existing services or the General Fund.
 - Transfer and allocate appropriations of \$23,222,944 to Housing and Community Development Services, Services & Supplies, for expanded funding of the Innovative Housing Trust Fund (\$22,222,944) including production and preservation of affordable housing and to Self-Sufficiency Services, Services & Supplies for Feeding San Diego (\$1,000,000) to support hunger-relief efforts in San Diego County, based on Unlocked Reserves. This transfer and allocation of appropriations is based on operational savings within Behavioral Health Services, with appropriation capacity and related funding that is not anticipated to be used. As a result, there is no impact to services or the General Fund and no increase in the overall budget. The use of Unlocked Reserves is recommended based on San Diego County Administrative Code Section 113.1 for time-sensitive operational expenditures. This follows Board direction to develop proposals to utilize Unlocked Reserves for FY 2025–26 in coordination with and with the advice and guidance

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of the Ad Hoc Subcommittee on Sustainable Fiscal Planning (Subcommittee), and to present recommended appropriations to the Board for consideration as part of the quarterly budget adjustments.

23. Authorize the Chief Administrative Officer, or designee, upon successful negotiations, to execute a grant agreement with Feeding San Diego in an amount of up to \$1,000,000 to support hunger relief efforts, and find, in accordance with Government Code section 26227, that such program is necessary to meet the social needs of the population.

EQUITY IMPACT STATEMENT

After the Board of Supervisors (Board) adopts the Operational Plan, it is monitored by the departments, Groups, and the Board. Departments are expected to work within their respective budgets. Budgets may, however, be modified during the year as circumstances warrant. In conjunction with the fund balance projection process, the Chief Administrative Officer meets with each Group to review accomplishments, emergent issues, and budget status. Department heads are required to communicate any potential problems or errors to the appropriate authority. Groups complete fund balance projections quarterly providing explanations of significant variances of their budget. The recommended actions are intended to provide resources to address inequities in County of San Diego (County) services and to identify disparities, develop meaningful outcomes, and create a County government culture of equity, belonging, and racial justice.

SUSTAINABILITY IMPACT STATEMENT

Today's actions support the sustainability measures across the County of San Diego (County) considering the environment, economy, health/wellbeing, and/or social aspects of the community by aligning the County's available resources with services to maintain fiscal stability and ensure long-term solvency.

FISCAL IMPACT

Funds associated with today's recommendations are partially included in the Fiscal Year (FY) 2025-26 Operational Plan. If approved, in the General Fund these actions will result in an increase to the overall budget of \$17,870,846, transfers between budgetary funds of \$10,783,975, transfers within budgetary funds of \$37,940,204, and no cancellation of appropriations. The funding sources for the increases are unanticipated interest earned and premium received on Tax and Revenue Anticipation Notes (TRANs) funds (\$7,158,888), available fund balance from Proposition 172 Special Revenue Fund (\$2,170,000 & \$2,000,000), County Proposition 64 Consumer Fraud Fund (\$1,900,000), over-realized Property Tax System Administration and Banking Pool revenues (\$1,600,000), fees collected pursuant to California Code, Vehicle Code – VEH Section 9250.14 (\$1,500,000), grants from State of California, Department of Insurance, Department of Justice, Bureau of Justice Assistance, and Office on Violence Against Women (\$1,300,000), State grant awarded by the Office of the State Public Defender (\$168,509), unused portions of prior year allocations for Neighborhood Reinvestment Program (\$65,164), and unused portions of prior year

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allocations for Community Enhancement Program (\$8,285). The transfer and allocation of appropriations identified in Recommendation 22 (\$23,222,944) are based on operational savings within Behavioral Health Services and the one-time use of Unlocked Reserves. Based on San Diego County Administrative Code Section 113.1 no more than 25% can be used in one fiscal year which equates to \$95,421,241. In the FY 2025-26 First Quarter Operational Plan Status Report, \$14,248,297 was appropriated for one-time lump sum payments and in the FY 2025-26 Second Quarter Operational Plan Status Report, \$56,150,000 was appropriated for Tijuana River Valley and various appropriations based on the advice and guidance of the Ad Hoc Subcommittee on Sustainable Fiscal Planning (Subcommittee) per direction given to the Chief Administrative Officer during the January 28, 2026 (21) meeting. In Recommendation 22, \$23,222,944 of Unlocked Reserves will be appropriated, which will leave a remaining balance of Unlocked Reserves in FY 2025-26 of \$1,800,000. If approved, Recommendation 23 will result in one-time costs of up to \$1,000,000 to support hunger relief efforts, based on the use of Unlocked Reserves.

In all other funds combined, these actions will result in a net increase to the overall budget of \$14,565,384, transfers between budgetary funds of \$2,305,517, and cancellation of appropriations of \$9,231,876. The funding sources for the increases are Operating Transfer In from the General Fund (\$10,783,975), available fund balance from Proposition 172 Special Revenue Fund (\$4,170,000), Operating Transfers In from various non-General Fund (\$2,305,517), available County Service Area 69 (\$500,000) fund balance, fines, forfeitures and penalties (\$215,000), available prior year PRD No. 105A – Zone A Alta Loma Drive fund balance (\$44,751), and available prior year PRD No. 105 – Alta Loma Drive fund balance (\$34,797). These are offset by decreases in U.S. Environmental Protection Agency grant (\$3,452,972) and General Purpose Revenue (\$35,684).

BUSINESS IMPACT STATEMENT

N/A

ADVISORY BOARD STATEMENT

N/A

BACKGROUND

As shown in Schedule A, the General Fund year-end fund balance projection of \$25.2 million is based on the estimate that expenditures will be approximately \$130.7 million less than the Fiscal Year (FY) 2025-26 Amended Budget and revenues will be a net \$105.6 million less than the FY 2025-26 Amended Budget. The Amended Budget consists of the Adopted Budget plus encumbrances carried over from the prior year, plus approved year-to-date changes. The projected balance for all other funds combined is a net of \$86.5 million.

Attachments to this letter have been included to provide additional detail of these fund balance projections. Schedule A summarizes the fund balance projection by business group, department, and fund category. Schedule B shows the projected General Fund fund balance by business group

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split between operating and reserve balances. The Notes to Schedules A and B explain variances from budget by department, fund and for General Purpose Revenue. The Notes to the General Fund Variances details General Fund Variances by expenditure and revenue are summarized briefly below.

GENERAL FUND EXPENDITURE VARIANCES

The projected third quarter positive expenditure variances in the General Fund of \$130.7 million are due to positive variances in Services & Supplies (\$125.1 million), Other Charges (\$7.9 million), Capital Assets Equipment (\$0.8 million), Capital Assets Software (\$0.5 million), Operating Transfers Out (\$0.1 million), and Capital Assets/Land Acquisition (\$0.1 million), offset by negative variances in Expenditure Transfer & Reimbursements (\$3.4 million) and in Salaries & Benefits (\$0.3 million). Expenditure variances are described in detail in the Notes to the General Fund Variances.

GENERAL FUND REVENUE VARIANCES

The projected third quarter negative revenue variances in the General Fund of \$105.6 million are due to negative variances in Intergovernmental Revenues (\$109.2 million), Charges For Current Services (\$10.8 million), Other Financing Sources (\$10.7 million), Fines, Forfeitures & Penalties (\$4.2 million), Taxes Current Property (\$3.3 million), and Licenses Permits & Franchises (\$1.0 million), offset by positive variances in Taxes Other Than Current Secured (\$23.6 million), Revenue From Use of Money & Property (\$7.1 million) and Miscellaneous Revenues (\$2.8 million). Revenue variances are described in detail in the Notes to the General Fund Variances.

Adjustments to the Fiscal Year 2025-26 Amended Budget

Transfers and revisions to the amended budget can be made by formal action of the Board of Supervisors (Board) in accordance with the California County Budget Act, and specifically, Government Code Section 29125. Increases to the overall budget require 4 votes while transfers of appropriations between departments within the same budgetary fund that do not increase the overall budget or the cancellation of appropriations require a majority vote. However, transfers of appropriations between budgetary funds, referred to as operating transfers, require 4 votes even if the overall budget is not increased.

The recommendations for budget adjustments are explained as follows:

Increases to the Overall Budget and/or Transfers Between Budgetary Funds (Recommendations 2 through 17):

Recommendation 2

This recommendation will establish appropriations of \$4,170,000 in Operating Transfers Out, of the Proposition 172 Special Revenue Fund and establish appropriations of \$2,170,000 in the Sheriff's Office and \$2,000,000 in the District Attorney's Office, based on available Proposition 172 Special Revenue Fund fund balance. These recommendations will support the District

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Attorney's Office request to fund information technology modernization projects (\$2,000,000) and the Sheriff's Office request for increased staffing costs due to Prop 36 implementation (\$2,170,000) based on Prop 172 fund balance.

The Sheriff's Office will increase Salaries & Benefits by \$2,170,000 to support increased staffing needs due to the increase in average daily jail population, which has risen by approximately 300-500 incarcerated persons as a result of Proposition 36, *The Homelessness, Drug Addiction, and Theft Reduction Act* implementation.

The District Attorney's request for \$2,000,000 in Services & Supplies will provide one-time funding to advance several priority technology modernization projects. These projects respond to increasing operational demands, modern digital evidence management standards, sustainability goals, and the County's strategic commitment to technology driven service delivery.

Recommendation 3

The San Diego County Regional Auto Theft Task Force (RATT) is a multi-agency task force that investigates and prosecutes vehicle theft in the San Diego Region. The County of San Diego (County) is the financial administrator for the task force. On February 10, 2026 (9), the Board authorized an amendment to a lease agreement for the Regional Auto Theft Task Force facility to extend the term of the lease and expand the leased space by 718 square feet. If approved, this request will establish appropriations of \$1,500,000 in Services & Supplies for tenant improvement costs of the facility based on available funds from fees collected pursuant to California Code – VEH Section 9250.14.

Recommendation 4

For decades, the District Attorney's Office (DAO) Economic Crimes Division and Consumer Protection Unit, has been committed to the investigation and prosecution of violations under California's Unfair Competition Law and related consumer protection statutes. The District Attorney convened a countywide stakeholder group comprised of local, state, and federal law enforcement agencies, City Attorney's Office, County Counsel, PSG leadership, consumer advocates, community representatives, and legal experts to assist in formulating a strategic plan to address unmet needs in consumer protection and identify ways to expand the DAO's enforcement of consumer laws. This stakeholder collaboration resulted in recommendations to expand consumer protection activities in the following focus areas: (1) cyber-crime investigations and forensics; (2) unfair competition, deceptive and unlawful business practices; (3) elder financial abuse; (4) additional environmental protection from unfair and unlawful business practices for additional services and law enforcement activities that will reduce the harm experienced by citizens of San Diego. On November 7, 2023 (4), the Board authorized competitive solicitations for the implementation of consumer protection activities. If approved, this request will establish appropriations of \$1,900,000 for Consumer Protection prosecution and investigation activities.

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Recommendation 5

The Board approved applying for and accepting grants from the State of California, Department of Insurance on June 3, 2025 (1), and Department of Justice Bureau of Justice Assistance on April 4, 2023 (2), and Office on Violence Against Women, March 16, 2021 (6) and in subsequent years provided there are no material changes to these grant's terms, purpose, or funding level. This recommendation will establish appropriations of \$1,300,000 in the District Attorney's Office, Salaries & Benefits (\$620,000) and Services & Supplies (\$680,000), to support provisional help and operational costs based on the State of California, Department of Insurance (\$1,000,000) and Department of Justice, Bureau of Justice Assistance (\$100,000), and Office on Violence Against Women (\$200,000).

Recommendation 6

On August 30, 2022, the Board authorized the adoption of a property tax exchange resolution relating to the reorganization of County Service Area 69 (CSA 69) with Lakeside Fire Protection District (FPD) and the City of Santee. On October 3, 2022, the Local Agency Formation Commission (LAFCO) proposed the reorganization of CSA 69 and the transfer of emergency medical services from CSA 69 to Lakeside FPD and the City of Santee. On December 20, 2022, the City of Santee, Lakeside FPD, and County Fire signed an agreement for the transfer of property tax and other funds. On January 26, 2023, LAFCO recorded the Certificate of Completion for the CSA 69 reorganization. This request will establish appropriations of \$500,000 in County Service Area 69 to transfer fund balance to City of Santee and Lakeside FPD.

Recommendation 7

This recommendation will establish appropriations of \$215,000 in the Courthouse Construction Special Revenue Fund based on fines, forfeitures and penalties that were collected after the final debt service payment for the Hall of Justice. According to Government Code section 70402(a), these funds can only be used for the Hall of Justice debt service, and any remaining funds must be transferred to the State.

Recommendation 8

Increase the Public Defender's budget by \$168,509 to support its Holistic Service Unit by embedding contracted services for one psychologist within the unit. The psychologist will provide integrated behavioral health services for clients experiencing mental health disorders by working collaboratively with attorneys, investigators, social workers, and substance abuse assessors to provide clinical evaluation, ongoing treatment recommendations, consultation and attorney training; the funding source is a State grant awarded by the Office of the State Public Defender on December 18, 2025.

Recommendation 9

This recommendation will establish appropriations of \$34,797 in the Permanent Road Division (PRD) No. 105 – Alta Loma Drive for road resurfacing maintenance. This is due to an increase in the estimated road project costs for a slurry project within the PRD. The project remained open for

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one year following its completion to allow staff to review the project work to determine if changes are needed. Once verification was finalized, the project reconciliation and closure process initiated in Fiscal Year 2025-26. The funding source is available prior year fund balance within Permanent Road Division No. 105 – Alta Loma Drive. The total project cost is \$125,000 and the project was completed in July 2024.

Recommendation 10

This recommendation will establish appropriations of \$44,751 in the Department of Public Works (DPW) Permanent Road Division (PRD) No. 105A – Zone A Alta Loma Drive for road resurfacing maintenance. This is due to an increase in the estimated road project costs for a slurry project within the PRD. The project remained open for one year following its completion to allow staff to review the project work to determine if changes are needed. Once verification was finalized, the project reconciliation and closure process initiated in Fiscal Year 2025-26. The funding source is available prior year fund balance within Permanent Road Division No. 105A – Zone A Alta Loma Drive. The total project cost is \$145,000 and the project was completed in July 2024.

Recommendation 11

This recommendation will establish appropriations of \$1,506,118 in the Department of Public Works Road Fund to fund the construction for the Rainbow Water Quality Improvement Project. The funding will cover costs to ensure timely completion for this stormwater compliance project. Cost overruns, including construction engineer inspections and contract management support, were higher than anticipated during this year’s Operational Plan development. The funding source is available prior year General Fund fund balance allocated for planning future stormwater capital projects. The total estimated project is \$16,914,000 and is anticipated to be completed by September 2026.

Recommendation 12

This recommendation will establish appropriations of \$1,157,975 in the Department of Public Works Road Fund to fund the construction for South Mission Road North Project 1. This is an Infrastructure project with Public Works for their Green Streets program. The location of South Mission Road was identified as a top candidate for ARPA funding to reduce pollutants in stormwater. This request will establish appropriations to ensure funding is available for project completion which includes construction engineering inspection and materials laboratory tests associated with the construction of the project. The Board approved an ARPA allocation for Green Streets Infrastructure projects in 2021. To meet the ARPA spending timeline, a smaller portion of an existing Green Streets project was identified. The funding source is available prior year General Fund fund balance allocated for planning future stormwater capital projects. The total estimated project cost is \$4,157,975 and is anticipated to be completed by June 2027.

Recommendation 13

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On June 3, 2025 (22), the Board adopted a resolution approving the issuance and sale of the 2025 Tax and Revenue Anticipation Notes (TRANs) in an aggregate principal amount not to exceed \$200,000,000 to address short-term cash flow requirements in the current fiscal year. TRANs reflects the County's issuance of short-term debt, which is payable within the same fiscal year. In July 2025, the County issued \$200,000,000 in TRANs, and throughout this fiscal year has prudently invested the TRANs proceeds in accordance with approved investment policy and applicable legal guidelines, generating interest earnings. The total obligation payment for the TRANs issuance is \$9,858,888. At the time the TRANs was approved, it was estimated that \$2,700,000 of the obligation payment would be based on General Purpose Revenue, which was included in the Fiscal Year 2025-26 Operational Plan, and \$7,158,888 of interest earnings would be credited toward the remaining balance.

Since then, the County has determined that the full \$9,858,888 obligation payment, including the \$7,158,888 of interest earnings, must be appropriated and recorded for compliance with financial reporting requirements. The request today is to establish appropriations of \$7,158,888 in Finance Other based on interest earnings to allow proper recording of the TRANs obligation payment.

Recommendation 14

The County Technology Office (CTO) is requiring all applications to be moved from the physical data centers to cloud-based platforms to facilitate the procurement and implementation of the new information and telecommunications (IT&T) contract. The new IT&T contract will provide stable and secure operations, continuous improvement, innovation and modernization, and cost optimization. One of the cost avoidance measures under the new IT&T contract will be moving away from the cost of leasing physical data centers and transitioning to available cloud-based solutions and platforms.

The Treasurer-Tax Collector's (TTC) Office has multiple critical systems used for property tax collection, cashing, mail remittance, and property tax refund that need to be migrated out of the physical data centers. Due to updated projections, TTC was able to identify existing program revenues, including over-realized Property Tax System Administration and Banking Pool revenues to cover the cost of these projects in the current fiscal year. This recommendation will establish one-time appropriations of \$1,600,000 based on Property Tax System Administration (\$1,300,000) and Banking Pool (\$300,000) revenues to complete the decommission of the physical data center prior to the implementation of the new IT&T contract.

Recommendation 15

This recommendation establishes appropriations totaling \$8,285 in the Community Enhancement Program budget Org 12900 (\$4,930 for District 3, \$3,302 for District 4, and \$53 for District 5) based on unused portions of prior year grant allocations that were returned in the current fiscal year. This will allow the recently returned funds to be allocated to other projects.

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This recommendation establishes appropriations totaling \$65,164 in the Neighborhood Reinvestment Program budget (\$98 for District 1 Org 15650, \$22,805 for District 2 Org 15655, \$9,589 for District 3 Org 15660, \$28,344 for District 4 Org 15665 and \$4,328 for District 5 Org 15670) based on unused portions of prior year allocations that were returned in the current fiscal year. This will allow the recently returned funds to be allocated to other projects.

Recommendation 16

This recommendation will result in a net increase of appropriation in the Major Maintenance Capital Outlay Fund (MMCOF) of \$8,425,399, which is supported by existing department budgets. Board Policy B-37, Use of Capital Program Funds, notes that on occasion, due to the nature of major maintenance projects, these projects may be reclassified as an operating or capital expense based on financial reporting requirements. Pursuant to Board Policy B-37, to ensure accuracy in financial reporting, the Chief Financial Officer shall make required adjustments to departmental operating budgets and within the MMCOF or the Major Maintenance Internal Service Fund. Due to the emergent nature of some major maintenance projects, some of these adjustments may require ratification by the Board. These recommendations will allow for the accurate financial reporting of major maintenance projects, which are listed in Appendix D along with the related required adjustments.

Recommendation 17

This recommendation will allow for a technical adjustment to transfer funding from Finance Other to the Multiple Species Conservation Plan (MSCP) Acquisition Fund for the purchase of Iron Mountain County Preserve. Capital project funding must be maintained separately in alignment to meet the criteria for capitalization. Funds were allocated by the Board of Supervisors for MSCP acquisition on March 3, 2026 (13) from Unlocked Reserves in the amount of \$2,000,000. This action will establish those funds within the appropriate capital fund to facilitate the land purchase.

Transfers Within Budgetary Funds and/or Cancellation of Appropriations (Recommendations 18 through 21):

Recommendation 18

On March 3, 2026 (13), the Board approved the use of \$2,500,000 of Unlocked Reserves to fund the construction of temporary pipe extension at Saturn Boulevard. This recommendation will transfer project costs from the Department of Parks and Recreation to the Department of Public Works for the temporary pipe extension at Saturn Boulevard. After the Second Quarter adjustment, it was determined that DPW is the appropriate lead department due to the project's scope, technical requirements, and construction activities which align directly with DPW's operational responsibilities and expertise. DPR led the preliminary planning for this project. As part of the next phase, work will involve complex infrastructure and engineering elements beyond DPR's functions, prompting the need to realign the project budget with the department that will execute the work. The project will address a part of the Tijuana River sewage crisis including Saturn Boulevard infrastructure. The temporary pipe extension is necessary due to the immediate need to

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alleviate the flows that result in aerosolization of toxic chemicals at the Saturn Boulevard Hotspot.

Recommendation 19

On March 3, 2026 (13), the Board approved the use of \$12,000,000 of Unlocked Reserves to support one-time costs for the County's property tax systems. These funds will support projects to replace legacy systems used by the Assessor's Office to mitigate risks associated with outdated IT architecture and to move the systems out of the physical data centers, while allowing research and development on future system improvements and enhancements to continue. Projects include the migration of Mainframe and AS/400 to Mainframe-as-a-Service (MFaaS), migration of Microsoft Access Databases from the Tulsa Datacenter to Amazon Web Services (AWS), decommissioning of SharePoint 2013 servers, and the replacement of ApplicationXtender. Since these projects are centered around applications belonging to the Assessor/Recorder/County Clerk (ARCC), it is recommended that the appropriations be transferred from Finance Other to ARCC where these one-time costs should be recorded.

Recommendation 20

This recommendation will transfer appropriations of \$217,260 from Finance Other to the Department of Parks and Recreation for one-time start-up costs, including purchases of minor equipment, tools, and fleet units for the new Bonsall Community Park facility. Funding for these start-up costs is available from savings in prior year projects in other LUEG departments that were initially funded by one-time use of General Purpose Revenue, including the completed Stormwater Capital Planning project (\$14,000) and Total Maximum Daily Load (TMDL) Monitoring Reporting project (\$7,664). Additional available funding includes the Climate Action Plan (CAP) Bike Lanes project (\$195,596), for which the Department of Public Works will seek alternative funding sources such as grants.

Recommendation 21

By the end of Fiscal Year 2025-26, a total of 3 capital projects are anticipated to be completed and eventually closed and capitalized. These projects are listed in Schedule C. Appropriations of up to \$3,488,656.08 related to these projects will be completed, all of which are in the Capital Outlay Fund. At the end of the fiscal year, remaining appropriations will be cancelled along with the revenue related to the respective appropriations and returned in accordance with Board Policy B-37, Use of the Capital Outlay Funds, to the original funding sources which include, General Purpose Revenue (\$35,684.08) and U.S. Environmental Protection Agency grant (\$3,452,972.00). Capital Project #1025467 Tijuana River Valley Smuggler's Gulch Dredging was funded by General Purpose Revenue (\$2,867.26) and grant funds from the U.S. Environmental Protection Agency (\$3,452,972.00). For this capital project, the Auditor and Controller's office determined that the costs are not capitalizable. The project will be cancelled in the Capital Outlay Fund and established in The Department of Parks and Recreation General Fund in the 2026-28 CAO Recommended Operational Plan.

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**Recommendation on use of Unlocked Reserves based on advice and guidance of the Ad Hoc Subcommittee on Sustainable Fiscal Planning
(Recommendations 22 through 23):**

Recommendation 22

On September 9, 2025 (23), the Board adopted updates to the San Diego County Administrative Code relating to General Fund Balances and Reserves. These changes were designed to implement one-time resources to mitigate potential current and future budget impacts. The Board directed the Chief Administrative Officer (CAO) to create a proposed framework for use of these resources, known as Unlocked Reserves. The Administrative Code limits how much of the Unlocked Reserves can be used in a single fiscal year to 25% of the total amount determined at the time the Unlocked Reserves were established, which was \$381,684,964.

On January 28, 2026 (21), the Board further directed the CAO to develop proposals for the use of Unlocked Reserves in FY 2025–26, in coordination with and with the advice and guidance of the Ad Hoc Subcommittee on Sustainable Fiscal Planning. This recommendation implements that direction by proposing appropriations of \$23,222,944 for expanded funding of the Innovative Housing Trust Fund (\$22,222,944) to Housing and Community Development Services and for Feeding San Diego (\$1,000,000) to support hunger-relief efforts in San Diego County to Self-Sufficiency Services; these appropriations are supported by Unlocked Reserves. This recommendation will result in a remaining balance of Unlocked Reserves in FY 2025-26 of \$1,800,000.

This recommendation will transfer and use existing appropriations that are not planned to be used in FY 2025-26, based on operational savings in Behavioral Health Services and have no impact on services or the General Fund. The use of Unlocked Reserves is consistent with San Diego County Administrative Code Section 113.1 and addresses time-sensitive operational needs while advancing Board priorities.

Recommendation 23

This recommendation is to find that the Feeding San Diego grant to support hunger-relief efforts in San Diego is necessary to meet the social needs of the population. In accordance with Government Code section 26227, hunger-relief efforts are necessary to meet the needs of the County's population in the areas of health and welfare.

This recommendation also authorized the Chief Administrative Officer, upon successful negotiation, to execute the grant agreement with Feeding San Diego to support their hunger relief efforts in an amount not to exceed \$1,000,000.

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LINKAGE TO THE COUNTY OF SAN DIEGO STRATEGIC PLAN

Today's proposed actions support the Strategic Initiatives of Sustainability, Equity, Empower, Community and Justice in the County of San Diego's (County) 2026-2031 Strategic Plan by fully committing to use County resources to meet the highest priority needs of residents.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read 'Ebony N. Shelton', followed by the word 'FOR' in blue capital letters.

EBONY N. SHELTON
Chief Administrative Officer

ATTACHMENT(S)

Note: Due to the size of the attachments, the documents are available online through the Clerk of the Board's website at www.sandiegocounty.gov/content/sdc/cob/bosa.html

Schedules A and B

Notes to Schedules A and B

Notes to the General Fund Variances

Schedule C: Capital Projects for Completion & Cancellation

Appendix D: MMCOF Adjustments




BOARD LETTER APPROVAL LOG

BOARD LETTER TITLE:	FISCAL YEAR 2025-26 THIRD QUARTER OPERATIONAL PLAN STATUS REPORT, BUDGET ADJUSTMENTS, AND AUTHORITY TO EXECUTE A GRANT AGREEMENT WITH FEEDING SAN DIEGO (DISTRICTS: ALL)
ATTACHMENTS:	3rd Qtr FY 2025-26 Main BL_Final_clean 3rd Qtr FY 2025-26 Main BL_Final_strikeout
ORIGINATING DEPT:	Office of Financial Planning

Approval Signature

Signature Verification



[Amy Thompson \(May 14, 2026 18:03:13 PDT\)](#)

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SAN DIEGO COUNTY 



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E-signed 2026-05-14 04:36PM PDT
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SAN DIEGO COUNTY 



Laura Dolan
E-signed 2026-05-14 04:40PM PDT
Laura.Dolan@sdcounty.ca.gov
SAN DIEGO COUNTY 

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COUNTY OF SAN DIEGO

AGENDA ITEM

BOARD OF SUPERVISORS

PALOMA AGUIRRE
First District

JOEL ANDERSON
Second District

TERRA LAWSON-REMER
Third District

MONICA MONTGOMERY STEPPE
Fourth District

JIM DESMOND
Fifth District

DATE: May 19, 2026.

36

TO: Board of Supervisors

SUBJECT
CLOSED SESSION (DISTRICTS: ALL)

OVERVIEW

- A. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Darryl Dunsmore, et al v. County of San Diego, et al.; U.S. District Court for the Southern District of California Case No.: 3:20-CV-00406-AJB-WVG
- B. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Estate of Aaron Bonin, et al. v. County of San Diego, et al.; U.S. District Court for the Southern District of California Case No.: 3:23-CV-2158-MMA-MSB
- C. CONFERENCE WITH LEGAL COUNSEL – INTITIATION OF LITIGATION
Initiation of litigation pursuant to paragraph 4 of subdivision (d) of Government Code section 54956.9: (Number of Cases – 1)
- D. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Carolina Hipschman, et al. v. County of San Diego, et al.; U.S. District Court for the Southern District of California Case No.: 3:22-CV-00903-AJB-BLM

RECOMMENDATION(S)
CHIEF ADMINISTRATIVE OFFICER

At the direction of the Board.

EQUITY IMPACT STATEMENT

N/A

SUSTAINABILITY IMPACT STATEMENT

N/A

SUBJECT: CLOSED SESSION (DISTRICTS: ALL)

FISCAL IMPACT

N/A

BUSINESS IMPACT STATEMENT

N/A

ADVISORY BOARD STATEMENT

N/A

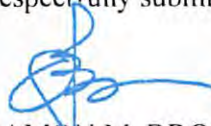
BACKGROUND

N/A

LINKAGE TO THE COUNTY OF SAN DIEGO STRATEGIC PLAN

N/A

Respectfully submitted,



DAMON M. BROWN
County Counsel

ATTACHMENT(S)

N/A

County of San Diego Board of Supervisors
AGENDA ITEM INFORMATION SHEET

AGENDA ITEM SUBJECT/TITLE:
CLOSED SESSION (DISTRICTS: ALL)

REQUIRES FOUR VOTES:

Yes No

WRITTEN DISCLOSURE PER COUNTY CHARTER SECTION §1000.1 REQUIRED:

Yes No

NOTICED PUBLIC HEARING REQUIRED:

Yes No

PROJECT UNDER CEQA:

Yes No

If Yes, approval of CEQA document required?

Yes No

DECISION WITHIN GOVERNMENT CODE SECTION 84308:

Yes No

PREVIOUS RELEVANT BOARD ACTIONS:

N/A

BOARD POLICIES APPLICABLE:

N/A

BOARD POLICY STATEMENTS:

N/A

MANDATORY COMPLIANCE:

N/A

ORACLE AWARD NUMBER(S) AND CONTRACT AND/OR REQUISITION NUMBER(S):

N/A

ORIGINATING DEPARTMENT: County Counsel

OTHER CONCURRENCE(S): N/A

INTERNAL REVIEW COMPLETED: YES NO Damon Brown

Digitally signed by Damon Brown
Date: 2026.05.14 22:31:22 -07'00'

Signature

CONTACT PERSON(S):

Damon M. Brown

Name
(619) 531-5457

Name

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Phone

E-mail

E-mail

Damon Brown

Digitally signed by Damon Brown
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Signature

Signature

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