

COUNTY OF SAN DIEGO BOARD OF SUPERVISORS,
SAN DIEGO COUNTY FLOOD CONTROL DISTRICT, HOUSING AUTHORITY OF THE
COUNTY OF SAN DIEGO, COUNTY OF SAN DIEGO IN-HOME SUPPORTIVE
SERVICES PUBLIC AUTHORITY, SAN DIEGO COUNTY SANITATION DISTRICT, SAN DIEGO
COUNTY FIRE PROTECTION DISTRICT, COUNTY OF SAN DIEGO SUCCESSOR AGENCY TO
THE COUNTY OF SAN DIEGO REDEVELOPMENT AGENCY
REGULAR MEETING
MEETING AGENDA
TUESDAY, AUGUST 16, 2022, 9:00 AM
COUNTY ADMINISTRATION CENTER, ROOM 310
1600 PACIFIC HIGHWAY, SAN DIEGO, CALIFORNIA

Order Of Business

- A. Roll Call
- B. Invocation
- C. Pledge of Allegiance
- D. Presentation or Announcement of Proclamations and Awards
- E. Non-Agenda Public Communication: Opportunity for members of the public to speak to the Board on any subject matter within the Board's jurisdiction but not an item on today's agenda.
- F. Approval of the Statement of Proceedings/Minutes for the Regular meeting of July 20, 2022.
- G. Consent Calendar
- H. Discussion Items
- I. 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.

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

Supporting documentation and attachments for items listed on this agenda can be viewed online at www.sandiegocob.com or in the Office of the Clerk of the Board of Supervisors at the County Administration Center, 1600 Pacific Highway, Room 402, San Diego, CA 92101. To access the meeting virtually and offer public comment via a call-in option, please go to: www.sandiegocounty.gov/telecomments for instructions.

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LANGUAGE TRANSLATION ASSISTANCE:

Language translation services for public speakers are available upon request to the Clerk of the Board of Supervisors at least 72 hours prior to the meeting (refer to Board Policy A-139 for additional information). Please contact the Clerk of the Board's office at (619) 531-5434 or via e-mail at publiccomment@sdcountry.ca.gov.

Board of Supervisors' Agenda Items

CONSENT CALENDAR

All agenda items listed under this section are considered to be routine and will be acted upon with one motion. There will be no separate discussion of these items unless a member of the Board of Supervisors or the Chief Administrative Officer so requests, in which event, the item will be considered separately in its normal sequence.

Category	#	Subject
Public Safety	1.	EMERGENCY SERVICES - 2022 HIGH FREQUENCY COMMUNICATIONS EQUIPMENT PROGRAM GOVERNING BODY RESOLUTION TO ACCEPT GRANT FUNDS AND SIGN GRANT AGREEMENT [FUNDING SOURCE: CALIFORNIA GOVERNOR'S OFFICE OF EMERGENCY SERVICES]
Health and Human Services	2.	EXPLORING THE FEASIBILITY AND BENEFIT OF USING A BY-NAME-LIST TO SUPPORT HOMELESSNESS SERVICES IN SAN DIEGO COUNTY
	3.	TOBACCO RETAIL LICENSE PROGRAM UPDATE FOR FISCAL YEAR 2021-22
	4.	AUTHORIZE ACCEPTANCE OF HIV/AIDS SERVICES GRANT FUNDING AND AUTHORIZE HIV/AIDS SERVICES PROCUREMENTS [FUNDING SOURCES: RYAN WHITE PART A AND PART A MINORITY AIDS INITIATIVE FROM THE U.S. HEALTH RESOURCES AND SERVICES ADMINISTRATION; EXISTING HEALTH REALIGNMENT ALLOCATED FOR THESE PROGRAMS]

5. ADOPT RESOLUTION FOR, AND AUTHORIZE ACCEPTANCE OF, OLDER ADULT SERVICES ADDITIONAL REVENUE AGREEMENTS AND GRANTS FOR FISCAL YEARS 2022-24
[FUNDING SOURCE: OLDER ADULTS RECOVERY AND RESILIENCE FUNDING; THE HOME AND COMMUNITY BASED SERVICES SENIOR NUTRITION INFRASTRUCTURE GRANT]
6. SET A HEARING FOR 09/13/2022:
VOLUNTEERS OF AMERICA SOUTHWEST, INC. - APPROVE ACQUISITION OF APPROXIMATELY 1.76 ACRES IDENTIFIED AS ASSESSOR'S PARCEL NUMBERS 557-150-19 AND 557-150-20 (8/16/2022 – SET HEARING; 9/13/2022 – HOLD HEARING)
[FUNDING SOURCE: REALIGNMENT]
(4 VOTES)
7. AUTHORIZATION TO ACCEPT BEHAVIORAL HEALTH CONTINUUM INFRASTRUCTURE PROGRAM LAUNCH READY GRANT FUNDS AND MENTAL HEALTH STUDENT SERVICES ACT GRANT FUNDS, AND WAIVE BOARD POLICY B-29
[FUNDING SOURCE: MENTAL HEALTH SERVICES OVERSIGHT & ACCOUNTABILITY COMMISSION]
8. RESOLUTION IN SUPPORT OF MY BODY, MY DATA ACT: PROTECTING THE PRIVACY, DATA, AND SAFETY OF PEOPLE SEEKING REPRODUCTIVE HEALTH CARE
9. SUPPORTING LEGISLATIVE EFFORTS TO ADDRESS THE HOUSING CRISIS
10. NEIGHBORHOOD REINVESTMENT AND COMMUNITY ENHANCEMENT PROGRAM GRANTS (DISTRICT: 3)
[FUNDING SOURCES: GENERAL PURPOSE REVENUE AND TRANSIENT OCCUPANCY TAX REVENUE]
11. ADOPTION OF A RESOLUTION DECLARING ELECTION RESULTS OF THE JUNE 7, 2022 STATEWIDE DIRECT PRIMARY ELECTION
12. AMENDING BOARD OF SUPERVISORS POLICY A-72, BOARD OF SUPERVISORS' AGENDA AND RELATED PROCESSES, TO INCLUDE A SUSTAINABILITY IMPACT STATEMENT

Financial and
General
Government

13. GENERAL SERVICES - AUTHORIZATION FOR SINGLE SOURCE PROCUREMENT FOR ELECTRIC VEHICLE CHARGING SERVICES
[FUNDING SOURCE: CHARGES TO CLIENT DEPARTMENTS]
14. SET A HEARING FOR 09/13/2022:
GENERAL SERVICES AND PLANNING & DEVELOPMENT SERVICES - MAKE THE NECESSARY ENVIRONMENTAL FINDINGS AS REQUIRED BY THE OPTION AGREEMENT FOR THE SALE OF A 15.08-ACRE OPEN SPACE EASEMENT TO THE PARKING AUTHORITY OF THE CITY OF NATIONAL CITY AND APPROVE THE CONDITIONAL VACATION OF THE OPEN SPACE EASEMENT (08/16/22 - SET HEARING; 09/13/22 - HOLD HEARING)
15. GENERAL SERVICES - APPROVAL OF FIRST AMENDMENT TO LEASE FOR THE HEALTH AND HUMAN SERVICES AGENCY, 303 H STREET, CHULA VISTA
[FUNDING SOURCE: SOCIAL SERVICES ADMINISTRATIVE REVENUE AND REALIGNMENT]
16. AMENDMENTS TO THE COMPENSATION ORDINANCE (8/16/2022 - First Reading; 8/30/2022 - Second Reading)

Appointments 17. APPOINTMENTS: VARIOUS

Communications Received 18. COMMUNICATIONS RECEIVED

DISCUSSION ITEMS

Category	#	Subject
Public Safety	19.	ADMINISTRATIVE ITEM: SECOND CONSIDERATION AND ADOPTION OF ORDINANCE: AN ORDINANCE REPEALING PROVISIONS OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES RELATING TO AMUSEMENT DEVICES AND ESTABLISHMENTS
Health and Human Services	20.	RECEIVE UPDATE ON CHILD WELFARE SERVICES REVIEW WORKING GROUP RECOMMENDATIONS

21. RECEIVE UPDATE ON THE COVID-19 RESPONSE, RATIFY ACTIONS IN RESPONSE TO THE LOCAL HEALTH EMERGENCY AND LOCAL EMERGENCY, ACCEPT FUNDING RELATED TO THE COUNTY’S COVID-19 RESPONSE EFFORTS, AND ADOPT A RESOLUTION AUTHORIZING TELECONFERENCED PUBLIC MEETINGS [FUNDING SOURCE: CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY (CARES) ACT, AMERICAN RESCUE PLAN ACT (ARPA), FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA), COUNTY GENERAL FUND BALANCE, REALIGNMENT, AND PROGRAM REVENUES AVAILABLE FOR RESPONSE EFFORTS; ARPA FUNDING THROUGH THE CENTERS FOR DISEASE CONTROL AND PREVENTION VIA THE CALIFORNIA DEPARTMENT OF PUBLIC HEALTH]

Financial and
General
Government

22. APPROVE THE WRITTEN ARGUMENT IN SUPPORT AND DELEGATE AUTHORITY FOR ANY REBUTTAL REGARDING THE SAN DIEGO COUNTY CANNABIS TAXATION BALLOT MEASURE FOR THE NOVEMBER 2022 GENERAL ELECTION

Public Safety

23. ENACTING EMERGENCY MEASURES IN SAN DIEGO COUNTY JAILS TO PREVENT FURTHER DEATHS

Closed Session

24. CLOSED SESSION

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1. SUBJECT: EMERGENCY SERVICES - 2022 HIGH FREQUENCY COMMUNICATIONS EQUIPMENT PROGRAM GOVERNING BODY RESOLUTION TO ACCEPT GRANT FUNDS AND SIGN GRANT AGREEMENT (DISTRICTS: ALL)

OVERVIEW

The County of San Diego (County) Office of Emergency Services (OES) coordinates the overall county response to disasters. OES is responsible for alerting and notifying appropriate agencies when disaster strikes, coordinating agencies that respond, ensuring resources are available and mobilized in times of disaster, developing plans and procedures for response to and recovery from disasters and developing and providing preparedness materials for the public.

On February 8, 2022, the County OES applied for a funding opportunity from the California Governor's Office of Emergency Services (Cal OES) for the High Frequency Communications Equipment Program. The purpose of the program is to provide funding to Alerting Authorities, Emergency Operations Centers, or County Sheriff's offices for equipment that will allow local governments to be included in an integrated, high frequency radio network service authorized by the Federal Communications Commission to provide a redundant communications capability for state, local, and federal agencies. On May 9, 2022, the County OES was notified by Cal OES of its intent to award the County \$60,000 for the purchase of High Frequency Communications Equipment.

Today's request is to adopt a resolution to authorize the Director of County OES, or designee to execute any actions necessary for the purposes of this grant and accept the grant funding.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Waive Board Policy B-29, Fees, Grants, Revenue Contracts - Department Responsibility for Cost Recovery, which requires prior approval of grant applications.
2. Ratify the submission of the grant application and authorize the Director of OES to accept \$60,000 in grant funds for the period of April 1, 2022, through October 31, 2023, from Cal OES for purchase of High Frequency Communications Equipment.
3. Adopt a Resolution entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO TO RECEIVE GRANT FUNDS UNDER THE HIGH FREQUENCY COMMUNICATIONS EQUIPMENT PROGRAM.
4. Authorize the Director of OES to execute all grant related documents, including any annual extensions, amendments and/or revisions thereto that do not materially impact or alter the services or funding level.

EQUITY IMPACT STATEMENT

The Office of Emergency Services (OES) recognizes the systemic impacts that inequitable policies may create for residents of the County of San Diego. Impacts have historically included outcomes related to racial justice and issues of belonging that may be reflected in the programs,

services and resources allocated to communities. To improve communications across all areas of the county, OES will collaborate with partner agencies utilizing an equity lens. OES anticipates these actions will have a positive effect on all county residents and increase Countywide emergency response and coordination capabilities, thereby benefitting all communities across the region.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year 2022-23 Operational Plan for the Office of Emergency Services. If approved, this request will result in costs and revenue of \$60,000 in Fiscal Year 2022-23. The funding source is California Governor's Office of Emergency Services. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

2. **SUBJECT: EXPLORING THE FEASIBILITY AND BENEFIT OF USING A BY-NAME-LIST TO SUPPORT HOMELESSNESS SERVICES IN SAN DIEGO COUNTY (DISTRICTS: ALL)**

OVERVIEW

Homelessness continues to be one of the major issues facing the San Diego County region. The 2022 Point-in-Time Count (PITC) found approximately 8,427 individuals experiencing homelessness across the County, which is a 10% increase from 2020. This number includes 4,106 unsheltered San Diegans and 4,321 individuals in shelters. It also showed a 56% increase in families experiencing homelessness and concerning increases in the number of senior citizens and Black individuals experiencing homelessness. Of those surveyed, 85% said they had fallen into homelessness in our region.

As part of the effort to decrease homelessness across the nation, the Federal government mandates that each Continuum of Care across the United States maintain a Homeless Management Information System (HMIS) and software that complies with the U.S. Department of Housing and Urban Development (HUD) data collection, management, and reporting standards. HMIS is beneficial to many stakeholders and the data collected is also used to better inform homeless policy and decision making at the federal, state, and local levels.

In San Diego County, the Regional Task Force on Homelessness (RTFH) serves as the HMIS Lead Agency. HMIS has allowed San Diego County service providers to compete more effectively for federal funding to support the work of preventing and ending homelessness. HMIS enables providers to better manage client data, coordinate services, guide resource allocation and streamline service delivery. HMIS was crucial to San Diego's implementation of a Coordinated Entry System, which streamlines the process of finding housing for homeless individuals and families, with the goal of housing the most vulnerable people first.

Today's recommendation aims to expand on this goal by exploring the implementation of a countywide By-Name-List (BNL), which is a comprehensive list of every person experiencing homelessness, updated in real-time and transforms the strategy to end homelessness from an anonymous 8,000 person issue into one that focuses on the specific situations and specific needs of each individual. A BNL uses data that is shared with consent, and often includes their name, homeless history, health, and housing needs.

A countywide BNL provides detailed information that helps communities better match housing solutions with the needs of individuals, and helps track real-time changes in the size, composition, and dynamics of the population experiencing homelessness. The population experiencing homeless is not static, each day people fall into an experience of homelessness and at the same time, each day programs are helping people exit homelessness and enter more stable housing conditions. These dynamic inflows and outflows are best understood with a detailed, person-centered BNL rather than aggregate counts.

The Regional Task Force on Homelessness already manages two subpopulation specific By-Name Lists (BNL) that focus on Homeless Veterans and Homeless Youth. Notably, Veterans and Youth were the only populations that have shown marked improvements in the PITC. The 2022 PITC showed a 30% decrease in Veteran homelessness and a 6% decrease in the number of transitional age youth experiencing unsheltered street homelessness. A countywide BNL is the next step to building on these successes and accelerating best practices.

This effort is timely. The Regional Community Action Plan to Prevent and End Homelessness in San Diego (the Regional Plan) sets forth a shared vision and foundation to end homelessness throughout the San Diego region over the next five years and calls for developing an active, "By Name" list of high priority unsheltered, chronically homeless persons who are currently living outside and have been engaged about housing solutions.

Today, you are being asked to direct the Chief Administrative Officer to work with the Regional Task Force on Homelessness to explore the feasibility and determine the benefits and costs associated with incorporating a countywide By-Name-List, with a phased-in approach beginning in the North Region. This would include returning to the Board of Supervisors with a recommendation in 90 days.

RECOMMENDATION(S)

SUPERVISOR JIM DESMOND AND SUPERVISOR TERRA LAWSON-REMER

1. Direct the Chief Administrative Officer to work with staff, community organizations, service providers, local governments, people with lived experience, and the Regional Task Force on Homelessness to explore the feasibility of a Countywide By-Name-List and determine the benefits and costs associated with its implementation. Consider a phased-in approach focusing on subregions, such as North Coastal and North Inland, and/or additional subpopulations.
2. Return to the Board of Supervisors in 90 days with a recommendation that includes potential cost and staffing requirements to support this type of program.

EQUITY IMPACT STATEMENT

The increase in homelessness is an issue of concern to our entire County, even more so in disadvantaged communities. Continuing to explore ways to create equity by decreasing homelessness in individuals and families is a benefit to the entire region. By managing a comprehensive list of data, we can work on streamlining the process for housing and providing services to the most vulnerable individuals.

FISCAL IMPACT

There is no fiscal impact to explore the feasibility of using a By-Name-List. Additional resources will be needed to launch and maintain a BNL and staff may return to the Board of Supervisors with recommendations for consideration and approval. There will be no change in net General Fund and no additional staff years with today's

BUSINESS IMPACT STATEMENT

N/A

3. SUBJECT: TOBACCO RETAIL LICENSE PROGRAM UPDATE FOR FISCAL YEAR 2021-22 (DISTRICTS: ALL)

OVERVIEW

The San Diego County Board of Supervisors (Board) has demonstrated a commitment to reducing the sale of tobacco products to minors and limiting the initiation of tobacco use. On October 15, 2019 (2), the Board directed the Chief Administrative Officer to return with recommendations to establish a tobacco retail licensing program within the unincorporated area of San Diego County, to strengthen enforcement of minimum age sale laws, and to facilitate compliance monitoring of retailers. Further, on December 8, 2020 (8), the Board adopted Ordinance No. 10699 (N.S.) entitled: AN ORDINANCE ADDING AND REPEALING PROVISIONS IN THE SAN DIEGO COUNTY CODE REGARDING THE SALE OF TOBACCO PRODUCTS IN THE UNINCORPORATED AREA OF SAN DIEGO COUNTY (Ordinance), which went into effect on July 1, 2021.

The Ordinance established the Tobacco Retail Licensing Program and mandates that retailers in the unincorporated region of San Diego County apply for and receive an annual Tobacco Retail License to sell tobacco products. It also includes tobacco pricing and packaging requirements, prohibits the sale of flavored tobacco products, and mandates certain operating requirements. Oversight of the Tobacco Retail Licensing Program including requirements established within the Ordinance is provided by the County of San Diego (County) Health and Human Services Agency, Public Health Services, Tobacco Control Resource Program.

On October 27, 2020 (4), the Board directed the Chief Administrative Officer to return in one year with an evaluation of the Tobacco Retail Licensing Program for consideration of potential modifications. In October 2021, a Tobacco Retail Licensing Program update was provided to the Board, reflecting progress, challenges faced, key discoveries made, and planned future actions.

Today's actions request the Board receive an update on the Tobacco Retail Licensing Program for Fiscal Year 2021-22, including the proposed evaluation plan, and authorize a report to the Board within 12 months for further updates. Additionally, today's action requests the Board authorize the Agency Director, Health, and Human Services Agency, to apply for additional funding opportunities to support tobacco prevention and control projects in San Diego County.

Today's actions support the County's vision of a just, sustainable, and resilient future for all, specifically those communities and populations in San Diego County that have been historically left behind as well as our ongoing commitment to the regional *Live Well San Diego* vision of healthy, safe, and thriving communities. This will be accomplished by aligning services, activities, and policies in support of ending the commercial tobacco epidemic and ensuring all residents have access to the resources they need.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Receive an update for the Tobacco Retail Licensing Program for Fiscal Year 2021-22 and the Evaluation Plan.
2. Direct the Chief Administrative Officer to report back within 12 months with a Tobacco Retail Licensing Program update.
3. Authorize the Agency Director, Health and Human Services Agency, to apply for additional funding opportunities, if available, to support tobacco prevention and control activities in San Diego County.

EQUITY IMPACT STATEMENT

The initiation of tobacco use in youth and early adulthood is a longstanding problem and has been identified as a major factor in long-term adult tobacco use. Despite California's efforts to limit youth access to tobacco, youth and young adults under age 21 are still able to easily access tobacco products. During the February 2020 Young Adult Tobacco Purchase Survey, conducted with tobacco retailers in the unincorporated area of San Diego County, 19.7% of stores surveyed (or approximately 1 in 5) sold tobacco products to underage investigators. Implementing a tobacco retail licensing policy is an evidence-based practice that can reduce underage tobacco sales. The Tobacco Retail License Ordinance is intended to help reduce tobacco use initiation, foster health equity, and reduce access to nicotine and tobacco through improved compliance with current laws and regulations. The work of the Tobacco Retail Licensing Program helps to support these efforts. Ultimately, the Tobacco Retail Licensing Program will help advance the goal of tobacco-free living by countering the tobacco industry's targeting of the region's most vulnerable communities including youth, communities of color, and low-income communities.

FISCAL IMPACT

There is no fiscal impact associated with today's actions. Future related recommendations may have fiscal impacts, upon which staff will return to the San Diego County Board of Supervisors for consideration and approval. There is no change in net General Fund costs and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

4. SUBJECT: AUTHORIZE ACCEPTANCE OF HIV/AIDS SERVICES GRANT FUNDING AND AUTHORIZE HIV/AIDS SERVICES PROCUREMENTS (DISTRICTS: ALL)

OVERVIEW

For 31 years the San Diego County Board of Supervisors (Board) has authorized grants and agreements with the U.S. Health Resources and Services Administration (HRSA) to provide care and treatment services to persons living with HIV. These funding sources include the Ryan White HIV/AIDS Treatment Extension Act of 2009 (RWTEA) Part A and the RWTEA Part A Minority AIDS Initiative (MAI). The RWTEA Part A and RWTEA Part A MAI comprise the single largest federal funding source for HIV services received by the County of San Diego (County). The County received notification of a grant award on May 27, 2022. The RWTEA Part A funding is \$11,183,176, and the RWTEA Part A MAI funding is \$793,221, for a total of \$11,976,397 for the period of March 1, 2022 through February 28, 2023.

HIV/AIDS services are delivered via competitively procured contracts with community-based providers, and include outpatient ambulatory health, oral health, psychiatry, medical and non-medical case management, mental health, early intervention, outpatient substance use treatment, focused services for persons of color, food and transportation, rental subsidy assistance and emergency housing assistance, and emergency financial assistance. These contracted services are funded by RWTEA Part A and RWTEA Part A MAI, as well as RWTEA Part B which is funded by HRSA and administered through California Department of Public Health. Today's action seeks the Board to approve acceptance of the RWTEA Part A and RWTEA Part A MAI funding. Additionally, today's action also requests the Board to authorize the Director, Department of Purchasing and Contracting to issue Competitive Solicitations for HIV/AIDS services. Lastly, today's action would authorize the application for any additional funds to be used to address testing, prevention and care, and treatment needs of individuals and families in San Diego County who are impacted by HIV, sexually transmitted diseases, and viral hepatitis.

This item supports the County's Getting to Zero initiative by funding services that help people living with HIV remain in care and achieve viral suppression. Research has demonstrated that persons who have achieved viral suppression are not able to transmit HIV to others sexually. In addition, this item supports the County's vision of a just, sustainable, and resilient future for all, specifically those communities and populations in San Diego County that have been historically left behind, as well as our ongoing commitment to the regional *Live Well San Diego* vision of healthy, safe, and thriving communities. This will be accomplished by building better health through providing access to high quality care and treatment services for HIV, sexually transmitted disease, and viral hepatitis, leading to improved physical and behavioral health which promotes a healthy, safe, and thriving region.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Waive Board Policy B-29, Fees, Grants, Revenue Contracts - Department Responsibility for Cost Recovery, which requires prior approval of revenue agreement applications and full-cost recovery of grants.

2. Authorize the acceptance of \$11,183,176 and \$793,221 in grant funds from the Health Resources and Services Administration for the period of March 1, 2022 through February 28, 2023, for Ryan White Part A and Part A Minority AIDS Initiative respectively, and authorize the Clerk of the Board to execute all required grant documents, upon receipt, including any annual extensions, amendments and/or revisions thereto that do not materially impact or alter the services or funding level.
3. In accordance with Section 401, Article XXIII of the County Administrative Code, authorize the Director, Department of Purchasing and Contracting, to issue Competitive Solicitations for the service categories listed below, and upon successful negotiations and determination of a fair and reasonable price, award contracts for a term of one year and four option years, and up to an additional six months if needed, pending availability of funds, and to amend the contracts as needed to reflect changes to services and funding, subject to the approval of the Agency Director, Health and Human Services Agency.
 - a. Medical Case Management
 - b. Non-Medical Case Management
 - c. Non-Medical Case Management for Housing
 - d. Mental Health
 - e. Early Intervention Services
 - f. Substance Use Treatment: Outpatient
 - g. Focused Services for Persons of Color, including multi-disciplinary terms and targeted client advocacy
 - h. Food Services: Food Bank/Home-Delivered Meals/Medical Nutrition Therapy
 - i. Transportation
 - j. Housing: Partial Assistance Rental Subsidy
 - k. Housing: Emergency Housing Assistance
 - l. Emergency Financial Assistance
4. Authorize the Agency Director, Health and Human Services Agency, to apply for any additional funding opportunity announcements, if available, to address the prevention, testing, care, and treatment needs of those impacted by HIV/AIDS, other sexually transmitted diseases, and viral hepatitis.

EQUITY IMPACT STATEMENT

Since the beginning of the epidemic, HIV has disproportionately impacted our most vulnerable residents. Gay, bisexual, and other men who have sex with men, for instance, are currently estimated to comprise less than 2% of the adult population, and yet they comprise 62% of recent HIV diagnoses and 71% of persons living with HIV. Moreover, in San Diego County, like much of the rest of the United States, HIV has disproportionately impacted Black and Hispanic communities. Blacks comprise less than 5% of the county's population but comprise 12% of recent HIV diagnoses. Hispanics comprise 34% of the population of the county yet comprise 48% of recent HIV diagnoses.

Since its inception in 1990, the Ryan White HIV/AIDS Treatment Extension Act (formerly the Ryan White CARE Act) has focused on ensuring access to treatment and support services for the most vulnerable residents. Thus far during the last grant period (March 1, 2021- February 28, 2022), a total of 3,313 clients received services funded by Ryan White Part A in San Diego County. Of those clients, 54% (1,786) were Hispanic and 13% (423) were Black.

The success in reaching our residents and communities most disproportionately impacted by HIV is due in large part to the HIV Planning Group, an official advisory board to the San Diego County Board of Supervisors that also has the legislative authority to allocate Ryan White Part A funding to respond to local needs as determined by review of epidemiologic data and extensive engagement of our communities. In partnership with the HIV Planning Group, the County of San Diego Health and Human Services Agency (HHSA) conducts needs assessments every three years among persons living with or those vulnerable to HIV, assessments of system capacity and capabilities every three years, and focus groups with different communities annually. During Fiscal Years 2019-20 and 2020-21, the HIV Planning Group engaged a consultant to conduct a community engagement process to identify how policy, planning, and funding changes could further close the disproportionalities we see among Black, Hispanic, and Transgender communities. The HIV Planning Group and HHSA are currently implementing the recommendations from the final report.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year 2022-24 Operational Plan in the Health and Human Services Agency. If approved, this request will result in estimated costs of \$12,116,451 and revenue of \$11,976,397 in Fiscal Year 2022-23 for the term of these grants. The funding sources are Ryan White Part A and Part A Minority AIDS Initiative from the U.S. Health Resources and Services Administration. A waiver of Board Policy B-29 is requested because the funding does not offset all costs. These costs are estimated at \$140,054 for the term of this grant. The funding source for these costs will be existing Health Realignment allocated for these programs. The public benefit for providing these services far outweighs these costs. There will be no change in net General Fund costs and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

- 5. SUBJECT: ADOPT RESOLUTION FOR, AND AUTHORIZE ACCEPTANCE OF, OLDER ADULT SERVICES ADDITIONAL REVENUE AGREEMENTS AND GRANTS FOR FISCAL YEARS 2022-24 (DISTRICTS: ALL)**

OVERVIEW

The San Diego County Board of Supervisors (Board) has demonstrated a long-term commitment to enhancing programs focused on the safety and well-being of older adults and persons with disabilities. The County of San Diego (County) Health and Human Services Agency, Aging & Independence Services serves as the region's federally designated Area Agency on Aging and administers these programs. On May 10, 2022 (5), the Board approved the Fiscal Year 2022-23 revenue agreements to fund various programs supporting older adults and persons with disabilities, allowing them to remain safely in their homes and access needed community resources. These services support the goals and objectives established in Aging & Independence Services' 2020-2024 Area Plan which was approved by the Board on July 7, 2020 (7). Additionally, these services align with the Aging Roadmap, the County's regional plan to ensure that the region has programs and communities that equitably support the needs and celebrate the contributions of all older adults in San Diego County. Per the requirement of the California

Department of Aging (CDA), this item requests the Board adopt a resolution and authorize acceptance of \$3,952,730 of additional revenue from CDA for July 1, 2022 through December 31, 2024 to further support these programs and services.

In June 2022, the CDA allocated an additional \$1,847,701 to the County through the Older Adults Recovery and Resilience Fund to further support the Dignity at Home Fall Prevention program, the Older Californians Nutrition Program and Intergenerational Activities program, and the Family Caregiver Support program. In addition, \$2,105,029 was allocated to the County through the Home and Community Based Services Senior Nutrition Infrastructure Grant to enhance, expand and increase senior nutrition infrastructure in San Diego County.

If approved, today's actions would authorize the acceptance of additional grant funding and authorize the Clerk of the Board to execute revenue agreements upon receipt. These actions support the County's vision of a just, sustainable, and resilient future for all, specifically those communities and populations in San Diego County that are most vulnerable, as well as our ongoing commitment to the regional *Live Well San Diego* vision of healthy, safe and thriving communities. This will be accomplished by ensuring the County will continue to receive federal, state, and other funding to administer needed programs and services for older adults and persons with disabilities. Additionally, today's action supports the Board's strategic initiatives, by upholding practices that align with community priorities and improve transparency and trust while maintaining good fiscal management of County resources.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Approve and authorize the Clerk of the Board to execute, upon receipt, the Older Adults Recovery and Resilience revenue agreement (IF-2223-23) and the Home and Community Based Services Senior Nutrition Infrastructure revenue agreement (NI-2223-23) from the California Department of Aging.
2. Authorize the Clerk of the Board, subject to the approval of the Agency Director, Health and Human Services Agency or designee, to execute all required documents related to the revenue agreements in Recommendation 1, including any extensions, amendments or revisions thereto that do not materially impact either the program or the funding level.
3. Adopt a resolution entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO RELATING TO THE CALIFORNIA DEPARTMENT OF AGING REVENUE AGREEMENTS.

EQUITY IMPACT STATEMENT

There are approximately 959,000 San Diegans over the age of 55, and by 2030, that number is expected to grow to more than 1.1 million. San Diego County's over-85 population is projected to diversify and grow faster than any other age group. The County of San Diego (County) Health and Human Services Agency, Aging & Independence Services (AIS) provides a wide array of services to meet the needs of this growing population and ensure the welfare of older adults, caregivers, and persons with disabilities. To ensure the needs of the community are sufficiently met, AIS will continue to seek community input and feedback through public hearings held annually during the development of the Area Plan, a planning document required by the

California Department of Aging to receive Older Americans Act funds. Community input and collaboration is also obtained through Aging Roadmap community teams, comprised of community members, experts and County staff to develop and implement goals in five priority areas of the Aging Roadmap. Today's recommendations will allow the County to continue administering vital programs and services for older adults and persons with disabilities, improving the quality of life for equity-seeking groups of all ages to include, black, indigenous, and people of color (BIPOC), women, people with disabilities, immigrants, and the LGBTQ+ community.

FISCAL IMPACT

Funds for this request are not included in the Fiscal Year 2022-24 Operational Plan in the Health and Human Services Agency. If approved, this request will result in estimated costs and revenue of \$1,581,092 in Fiscal Year 2022-23 and estimated costs and revenue of \$1,581,092 in Fiscal Year 2023-24. The total amount available through the revenue agreements is \$3,952,730 through December 31, 2024. HHSA will use existing appropriations for the \$1,581,092 in Fiscal Year 2022-23. The remainder of the revenue will be included in future Operational Plans. Funding sources come from the Older Adults Recovery and Resilience Funding and the Home and Community Based Services Senior Nutrition Infrastructure Grant. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

6. **SUBJECT: SET A HEARING FOR 09/13/2022:
VOLUNTEERS OF AMERICA SOUTHWEST, INC. - APPROVE
ACQUISITION OF APPROXIMATELY 1.76 ACRES IDENTIFIED AS
ASSESSOR'S PARCEL NUMBERS 557-150-19 AND 557-150-20 (8/16/2022
– SET HEARING; 9/13/2022 – HOLD HEARING) (DISTRICT: 1)**

OVERVIEW

The County of San Diego Health and Human Services Agency's (HHSA) mission is to make people's lives healthier, safer, and more self-sufficient by delivering essential services throughout the region. HHSA, in partnership with multiple contracted providers, provides essential services and vital resources in support of the nearly 3.3 million San Diego County residents living well.

The San Diego County Board of Supervisors (Board) has demonstrated a long-term commitment to investing in services to meet the needs of those with behavioral health conditions. Services such as substance use treatment services and supports are critical to the San Diego County's overall behavioral health system and provides clients with support to restore and maintain self-sufficiency, reduce substance use, and promote overall health and wellness.

Volunteers of America Southwest California, Inc. (VOASW) was a contractor of the County of San Diego (County), providing various behavioral health services including adult residential substance use treatment, withdrawal management services, augmented supportive services programming, and ancillary services in support of stabilization and treatment. In 2018, the County initiated a routine contract audit of VOASW's financial records and were unable to validate significant program expenses as submitted by VOASW over several years. As such, the County disallowed costs and requested reimbursement of the funds in question.

To address these claims, the County and VOASW have entered into a settlement agreement. Pursuant to the settlement agreement, the disallowance will be reduced based on the services and treatment VOASW provided to County clients ("Reduced Disallowance"). In lieu of VOASW refunding the Reduced Disallowance, VOASW will cause VOASW's subsidiary, Southern California Development Corporation of Volunteers of America, Inc., to transfer to County ownership of approximately 1.76 acres identified as Assessor's Parcel Numbers (APNs) 557-150-19 and 557-150-20 located at 2131 and 2325 E. 7th Street, National City, CA 91950 (Property) pursuant to a Purchase and Sale Agreement. The Property will be transferred to the County for \$227,770, which is the difference between the appraised value of the property and the Reduced Disallowance.

The two buildings on the Property were constructed in the 1960's and between 1966 and 1985, renovations to the existing structures were made until both structures appeared similar to the present day-configurations. The two buildings total approximately 40,000 square feet. The buildings are currently vacant but were most recently used by VOASW as a 120-bed alcohol and drug treatment facility. Significant repairs, improvements, and upgrades will have to be made over the next several years to correct the known deficiencies because of the age of the buildings and the building systems.

In addition, Southern California Development Corporation of Volunteers of America, Inc. is in a unique position to transfer some furniture, fixtures and/or equipment currently on the Property to the County. Staff will determine which of these items are to be purchased, and prior to executing an agreement, the Director, Department of Purchasing and Contracting, will determine that the price for such property is fair and reasonable.

If approved, the County HHSA, Behavioral Health Services (BHS) plans to utilize the Property for the provision of substance use treatment services and supports, which advances the County's goals across multiple domains by:

- Ensuring a comprehensive harm reduction approach by providing access to care when clients are ready.
- Aligning with Drug Medi-Cal Organized Delivery System goals to improve quality and outcomes, access to services and system growth, and sustainability of substance use services.
- Improving beneficiary access to care, quality of care, and administrative efficiency.
- Responding to community need which shows that opiate overdose deaths are at historic proportions.

Today's request requires two steps. On August 16, 2022, it is requested that the Board set a hearing to consider the approval of the purchase of the Property and direct the Clerk of the Board to provide public notice of the hearing. If the Board approves the request on August 16, 2022, then on September 13, 2022, after making the necessary findings, the Board is requested to approve the purchase of the Property from Southern California Development Corporation of Volunteers of America, Inc. for the purchase price of \$227,770 and appropriate these funds, appropriate \$880,000 toward major maintenance efforts and required facility corrections, and authorize the Director, Department of Purchasing and Contracting, upon successful negotiations and determination of a fair and reasonable price, to execute an agreement with Southern California Development Corporation of Volunteers of America, Inc., for the procurement of specified furniture, fixtures, and/or equipment.

This item supports the County's vision of a just, sustainable, and resilient future for all, specifically those communities and populations in San Diego County that have been historically left behind, as well as our ongoing commitment to the regional *Live Well San Diego* vision of healthy, safe, and thriving communities. This will be accomplished by increasing capacity of substance use treatment services that connect individuals with essential health benefits for the management of chronic conditions and provide longitudinal care over their lifetime.

**RECOMMENDATION(S)
CHIEF ADMINISTRATIVE OFFICER**

On August 16, 2022:

1. Set a hearing for September 13, 2022, at which time the San Diego County Board of Supervisors (Board) may consider approving the purchase of Assessor's Parcel Numbers 557-150-19 and 557-150-20 from Southern California Development Corporation of Volunteers of America, Inc., for the purchase price of \$227,770.
2. Direct the Clerk of the Board of Supervisors to provide notice of said hearing on September 13, 2022, via publication and posting as required by law.

If, on August 16, 2022, the Board takes the actions recommended in Items 1-2 above, then on September 13, 2022:

1. Find that the proposed acquisition of Assessor Parcel Numbers (APNs) 557-150-19 and 557-150-20 is exempt from the California Environmental Quality Act (CEQA) pursuant to sections 15301 and 15304 of the State CEQA Guidelines.
2. Authorize the Director, Department of General Services, to execute the Purchase and Sale Agreement and Joint Escrow Instructions for the purchase of APNs 557-150-19 and 556-150-20 from Southern California Development Corporation of Volunteers of America, Inc., for the purchase price of \$227,770 and to execute all escrow related documents necessary to complete the purchase of the property.
3. Establish appropriations of \$1,107,770 in the Health and Human Services Agency, Operating Transfer Out to MMCOF, for Major Maintenance Capital Project 1025840 HHS VOASW BHS IMP, based on available Realignment. **(4 VOTES)**

4. Establish appropriations of \$1,107,770 in the Major Maintenance Capital Outlay Fund for Capital Project 1025840, HHS VOASW BHS IMP to fund purchase of Assessor's Parcel Numbers 557-150-19 and 557-150-20 from Southern California Development Corporation of Volunteers of America, Inc. and for major maintenance efforts and required facility corrections based on an Operating Transfer In from the General Fund. **(4 VOTES)**
5. In accordance with Board Policy A-87, Competitive Procurement, authorize the Director, Department of Purchasing and Contracting, upon successful negotiations and determination of a fair and reasonable price, to execute an agreement with Southern California Development Corporation of Volunteers of America, Inc., for the procurement of specified furniture, fixtures, and/or equipment.

EQUITY IMPACT STATEMENT

The County of San Diego (County) Health and Human Services Agency, Behavioral Health Services (BHS) serves as the specialty mental health plan for Medi-Cal eligible residents within San Diego County with serious mental illness, and the service delivery system for Medi-Cal eligible residents with substance use care needs. These individuals and families often struggle disproportionately with social and economic factors that may negatively impact their behavioral health. These factors, referred to as the social determinants of health, are rooted in inequitable distribution of resources.

As a steward of public health for the region, BHS must ensure that the services offered through County-operated and contracted programs address the social determinants of health by being accessible, capable of meeting the linguistic and cultural needs of a diverse population, and equitably distributed to the individuals, families, and communities most in need. BHS utilizes a population health approach, including evidence-based practices, robust data analysis, and stakeholder input from consumers, community-based providers, healthcare organizations and others to identify need and design services that are impactful, equitable, and yield meaningful outcomes for clients.

If approved, today's actions, and subsequent actions, will enable the County to utilize the facility formerly occupied by Volunteers of America Southwest California, Inc. for the provision of equitably-distributed, accessible, and efficiently managed substance use treatment services and supports for some of the region's most vulnerable, under-served, and under-resourced populations.

FISCAL IMPACT

Funds for this request are not included in the Fiscal Year (FY) 2022-24 Operational Plan in the Health and Human Services Agency. There is no fiscal impact associated with recommendations in Items 1-2 on August 16, 2022. If, on August 16, 2022, the Board takes the actions recommended in Items 1-2, subsequent actions on September 13, 2022 for Items 1-5 will result in estimated project costs for the Property of up to \$1,418,095 in FY 2022-23 itemized as follows: \$227,770 for property acquisition, up to \$310,325 for furniture, fixtures and/or equipment, and \$880,000 for initial major maintenance efforts and required facility corrections. The funding source is Realignment. HHSA will use existing appropriations to fund up to \$310,325 for the furniture, fixtures and/or equipment. There will be no change in General Fund cost and no additional staff years.

Significant repairs, improvements, and upgrades will continue past FY 2022-23 over the next several years to correct the known deficiencies because of the age of the buildings and the building systems. The total amount of this work is currently estimated at \$10 million. Appropriation authority and funding identification for this subsequent work, and appropriation for ongoing operational costs as needed, would be brought back to the Board.

BUSINESS IMPACT STATEMENT

N/A

7. **SUBJECT: AUTHORIZATION TO ACCEPT BEHAVIORAL HEALTH CONTINUUM INFRASTRUCTURE PROGRAM LAUNCH READY GRANT FUNDS AND MENTAL HEALTH STUDENT SERVICES ACT GRANT FUNDS, AND WAIVE BOARD POLICY B-29 (DISTRICTS: ALL)**

OVERVIEW

In an effort to support the well-being of those with behavioral health conditions, the San Diego County Board of Supervisors (Board) and the County of San Diego (County) Health and Human Services Agency (HHS) remain committed to investing in services to meet the needs of this vulnerable population. In alignment with this commitment, County HHS, Behavioral Health Services (BHS) continues to pursue new funding opportunities to enhance and expand access to critical mental health and substance use disorder prevention, engagement, and treatment services.

BHS has pursued the following grant opportunities for the projects noted below:

- Behavioral Health Continuum Infrastructure Program (BHCIP): Round 3 Launch Ready Grant for a new 12-bed acute psychiatric unit; and
- The Mental Health Services Oversight & Accountability Commission: Mental Health Student Services Act (MHSSA) grant to enhance the Creating Opportunities in Preventing and Eliminating Suicide program, which provides suicide prevention and mental health wellness education and information to school staff, students, and families.

In 2022, BHS was notified it was awarded approximately \$12.4 million of one-time BHCIP funding and approximately \$1.1 million in additional MHSSA grant funding. Today's actions seek approval to authorize acceptance of BHCIP Launch Ready Grant and MHSSA grant funds and to waive Board Policy B-29, Fees, Grants, Revenue Contracts - Department Responsibility for Cost Recovery, which requires full-cost recovery for both grants.

Today's actions support the County's vision of a just, sustainable, and resilient future for all, specifically those communities and populations in San Diego County that have been historically left behind as well as our ongoing commitment to the regional *Live Well San Diego* vision of healthy, safe, and thriving communities. This will be accomplished by providing inclusive services that yield better outcomes and opportunities for underrepresented communities.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Authorize the acceptance of approximately \$12.4 million of one-time Behavioral Health Continuum Infrastructure Program Launch Ready Grant funding from the California Department of Health Care Services for Fiscal Year (FY) 2022-23 through FY 2026-27 for the construction of a new 12-bed Acute Psychiatric Unit within the existing Edgemoor Distinct Part Skilled Nursing Facility campus and authorize the Agency Director, Health and Human Services Agency, or designee to execute all required documents, upon receipt, including any annual extensions, amendments, or revisions that do not materially impact or alter the services or funding level.
2. Authorize the acceptance of approximately \$1.1 million in additional Mental Health Student Services Act grant funding from the Mental Health Services Oversight & Accountability Commission for FY 2022-23 through FY 2025-26 to enhance the current Creating Opportunities in Preventing and Eliminating Suicide program, and authorize the Agency Director, Health and Human Services Agency, or designee to execute all required documents, upon receipt, including any annual extensions, amendments, or revisions that do not materially impact or alter the services or funding level.
3. Waive Board Policy B-29, Fees, Grants, Revenue Contracts - Department Responsibility for Cost Recovery, which requires full cost recovery for grants.

EQUITY IMPACT STATEMENT

The vision of the County of San Diego Health and Human Services Agency, Behavioral Health Services (BHS), is to build a system in which mental health and substance use services are equitably and regionally distributed and accessible to all individuals and families within the region who are in need. In pursuit of this goal, BHS is committed to pursuing funding sources that will support the provision of services to vulnerable and underserved populations.

The East Region, an area with high Medi-Cal client density and a large portion of the community falling within the lowest quartile of the Healthy Places Index, has limited behavioral health infrastructure which requires residents to travel to receive behavioral health services. Today's actions will improve regional access for seniors and medically frail adults residing within the Edgemoor facility, along with residents of the East Region who are in need of acute care by establishing new infrastructure and services within their community, though the new facility will serve residents countywide as needed. Establishing acute psychiatric services within the East Region supports regionally distributed access to specialty psychiatric care.

In the ten years preceding the pandemic, the rate of high school students who reported persistent feelings of sadness or hopelessness increased by 40%. The negative effects of the pandemic have exacerbated the deteriorating mental health of marginalized populations, furthering the health disparities that exist among underserved/underrepresented communities, and disproportionately impacting children and youth. To address the social, economic, cultural, geographic, and other barriers that often hinder the accessibility of behavioral health care, BHS has taken strides to address the gap by bringing services directly to communities of need.

Today's action will enhance on-campus suicide prevention, mental health, and outreach to high-risk youth, including foster youth, youth who identify as LGBTQ+, and youth who have been expelled or suspended from school.

FISCAL IMPACT

Recommendation #1: Authorize the Acceptance of the Behavioral Health Continuum Infrastructure Program Launch Ready Grant

Funds tied to this request are not included in the Fiscal Year (FY) 2022-24 Operational Plan in the Health and Human Services Agency (HHS). If approved, this request will result in estimated costs and revenue of approximately \$13.4 million in FY 2022-23 through FY 2026-27 and will be used to support the Edgemoor Psychiatric Unit capital project appropriated in the County Health Complex Fund. The estimated revenue of \$13.4 million is inclusive of \$12.4 million associated with the Behavioral Health Continuum Infrastructure Program Launch Ready Grant allocation funded by State Fiscal Recovery Funds established by the American Rescue Plan Act, and a \$1.0 million County match requirement funded by Realignment. Funds for this program will use existing appropriations and will be included in future Operational Plans, as needed. There will be no change in net General Fund cost and no additional staff years.

Recommendation #2: Authorize the Acceptance of the Mental Health Student Services Act (MHSSA) Grant

Funds for this request are not included in the Fiscal Year 2022-24 Operational Plan in the HHS. If approved, this request will result in an estimated total cost and revenue of \$1.1 million in FY 2022-23 through FY 2025-26. The funding source is the Mental Health Services Oversight & Accountability Commission. Funding for this program will use existing appropriations and be included in future Operational Plans. There will be no change in net General Fund costs and no additional staff years.

Recommendation #3: Waive Board Policy B-29, Fees, Grants, Revenue Contracts

For the Behavioral Health Continuum Infrastructure Program Launch Ready Grant a waiver of Board Policy B-29 is requested because the funding does not offset costs associated with the Behavioral Health Continuum Infrastructure Program Launch Ready Grant local match requirement of approximately \$1.0 million in FY 2022-23 through FY 2026-27. The public benefit of this project far outweighs the B-29 unrecoverable costs.

For the Mental Health Student Services Act Grant a waiver of Board Policy B-29 is requested because the funding does not offset all costs associated with the implementation of the Mental Health Student Services Act grant of approximately \$15,000 annually. The public benefit of providing these services far outweighs the unrecoverable costs and maximizes grant funds used to implement the project.

BUSINESS IMPACT STATEMENT

N/A

8. SUBJECT: RESOLUTION IN SUPPORT OF MY BODY, MY DATA ACT: PROTECTING THE PRIVACY, DATA, AND SAFETY OF PEOPLE SEEKING REPRODUCTIVE HEALTH CARE (DISTRICTS: ALL)

OVERVIEW

In the 30 days since the overturning of *Roe v. Wade* by the United States Supreme Court, 11 states have enacted bans on abortion. Another 15 states are certain or likely to ban abortion now that *Roe* is no longer in place. Some of these states already criminalize abortion or people who assist a person seeking an abortion. Personal reproductive health data found on a person's phone, computer, or stored in apps can be weaponized in these criminalization efforts. We need policies that reflect today's world and the intersection between our digital lives and our reproductive rights.

Congresswoman Sara Jacobs' *My Body, My Data Act* (H.R. 8111), guards against the misuse of personal reproductive health data by restricting the use of such data by businesses and nongovernmental organizations. This board letter recommends that the County of San Diego Board of Supervisors (Board) adopt a resolution to formally support the *My Body, My Data Act*.

RECOMMENDATION(S)

VICE-CHAIR NORA VARGAS AND SUPERVISOR TERRA LAWSON-REMER

Adopt the Resolution titled: "RESOLUTION IN SUPPORT OF CONGRESSWOMAN SARA JACOBS' MY BODY, MY DATA ACT TO PROTECT THE PRIVACY, DATA, AND SAFETY OF PEOPLE SEEKING REPRODUCTIVE HEALTH CARE."

EQUITY IMPACT STATEMENT

The lack of strong digital privacy protections has implications in the face of expanding criminalization of reproductive health care. Laws that criminalize reproductive health care are already being used to disproportionately penalize Black and Brown people. According to the National Advocates for Pregnant Women, the past 15 years have seen a spike in arrests and prosecutions for crimes related to stillbirths, miscarriages, and alleged drug and alcohol use during pregnancy. Of the 1,600 people prosecuted for these offenses since the *Roe* decision in 1973, 1,200 were charged after 2006, and those targeted were disproportionately Black and Indigenous women. Protecting digital privacy is inextricably linked to protecting access to reproductive health care and information without fear of the potential use of that information.

FISCAL IMPACT

There is no fiscal impact associated with today's recommended action.

BUSINESS IMPACT STATEMENT

N/A

9. SUBJECT: SUPPORTING LEGISLATIVE EFFORTS TO ADDRESS THE HOUSING CRISIS (DISTRICTS: ALL)

OVERVIEW

The San Diego region faces a severe housing crisis. The most recent Regional Housing Needs Assessment (RHNA) identifies approximately 100,000 affordable homes that need to be built in San Diego County by 2029. But the region is on pace to meet only 12% of that target. While the state has set ambitious RHNA goals, the San Diego region does not have adequate support or resources to actually build the homes we desperately need.

San Diego's regional housing shortage is driving rents and home prices to record highs, putting an entire generation at risk of a worsening quality of life. Across the County, 40% of households spend a third of their income in housing costs, the third worst rate of housing cost burden among metropolitan areas across the nation. Working families are increasingly forced to move farther and farther away, leading to longer commutes, growing traffic, increasing carbon pollution, and the acceleration of our climate emergency. The regional economy also suffers as rising cost of living decreases our economic competitiveness. The pandemic has only exacerbated the crisis, deepening distress among working families, while rents and home prices have ballooned 30% over the past year.

At the same time, we are facing an urgent climate crisis that requires action to protect our communities and build for a more resilient future. We can simultaneously tackle the dual threat of housing unaffordability and climate change by building the right housing in the right places - sustainable, green homes near jobs, transit, and neighborhood amenities like grocery stores, schools, and parks.

Housing as a Regional Challenge

We have one labor market and one housing market across the region, yet we have 19 different housing strategies between the County and incorporated cities that often lack suitable resources.

The regional nature of the housing crisis is too great to be solved in a piecemeal manner, especially in the context of ambitious RHNA goals. The single biggest obstacle facing our region is the lack of local funding tools to expand housing production as federal sources of housing support have declined over the past three decades, redevelopment agencies have been dissolved, and most cities cannot afford to allocate significant general fund revenues to support affordable housing.

San Diego is not alone in facing these challenges. Up and down the state, communities are struggling with high housing costs, which is the major reason California has the nation's highest rate of functional poverty and second lowest rate of homeownership.

In response, communities are mobilizing by building up local capacity to jumpstart housing production. Local governments in the Bay Area spearheaded State Assembly Bill 1487 in 2019 to create a regional housing finance agency to raise revenues and deploy funds to support affordable housing across the region and provide technical assistance to local jurisdictions. Similar legislation related to Los Angeles County, Senate Bill 679, is currently being considered

by the legislature and would create the Los Angeles County Affordable Housing Solutions Agency. These efforts have the potential to create tens of thousands of new affordable homes that would meaningfully address the housing crisis while preserving local land use control.

The San Diego region cannot afford to fall further behind. San Diego is in direct competition with these other regions to win state housing subsidies. Local matching dollars are the key criterion used by the state in choosing where to award funds causing San Diego to lose out, and San Francisco and Los Angeles - regions which are actively launching regional housing finance agencies to further boost local match funds - to win a disproportionate share of state housing subsidies.

We desperately need funding tools that can jumpstart San Diego's affordable and middle-income housing pipeline by making it faster and easier to finance and build the right housing in the right places - affordable and middle-income homes near jobs, transit, and community amenities, such as grocery stores, parks, and schools.

Local Solution –~~State Senate Bill 1105~~

~~State Senate Bill 1105 creates the San Diego County Affordable Housing Solutions Agency (SD-CAHSA), which will~~ A San Diego regional housing finance agency would put San Diego on a more level playing field with other California regions as it competes for state funding and improves coordination among the region's cities to secure more public and private resources to support affordable housing solutions.

Building on the proven success of other housing finance agencies, ~~SB1105 creates a regional agency that~~ this approach would serves all of San Diego County ~~dedicated to~~ by efficiently creating funding tools raising revenues to jumpstart affordable and middle-income housing production. ~~The bill allows the agency to~~ This approach could explore funding options that include state and federal direct allocations, philanthropic and impact investment partnerships, and voter-approved revenue and bond measures. These options will be additive to existing funding streams and will empower local jurisdictions with the resources to supercharge their housing efforts. ~~The~~ This regional housing finance agency would not have land use, eminent domain, or rent control powers, and all new tax and bond revenues would require voter approval.

~~SB1105 will help the San Diego region build affordable and workforce housing near jobs, amenities, and transit. It is a win-win-win, as we can build the housing we need, protect our climate, and strengthen our regional economy. Additionally, in the event SB1105 does not advance through the State Legislature this year, the County needs to build on the momentum and work with our stakeholders to craft legislation in the coming State Legislative cycle that will bring this opportunity to our region.~~

Today's action would signal the County's support for ~~SB1105, which~~ pursuing legislation that would put San Diego on a more level playing field with other California regions as it competes for federal and state funding and improve coordination among the region's cities to secure more public and private revenues to support affordable housing solutions; and adds to next year's Legislative Program the opportunity to continue this work as needed.

**RECOMMENDATION(S)
SUPERVISOR TERRA LAWSON-REMER**

1. ~~Direct the Chief Administrative Officer to support State Senate Bill 1105.~~
2. Direct the Chief Administrative Officer to add to the County’s 2023 Legislative Program, Sponsorship Proposals state legislation related to the creation of a San Diego regional housing finance entity in partnership with the San Diego Association of Governments.

EQUITY IMPACT STATEMENT

Today’s action will further regional capacity to develop much-needed affordable housing across the region. The 6th Cycle Regional Housing Needs Assessment indicates that 98,693 units are needed regionally for low-and-moderate income households. The high cost of housing impacts all San Diegans, but the burden falls disproportionately on low-income households and communities of color especially among black, indigenous, and people of color (BIPOC) communities, young families with children, seniors, and people with disabilities. Disparities in housing affordability, accessibility, and segregation are not incidental but directly linked to past and current discriminatory policies that have exacerbated racial and ethnic gaps in housing stability, homeownership, and intergenerational wealth. Inequalities across the housing market have also resulted in impediments to fair housing choice to many populations, including persons with disabilities, persons with HIV/AIDS, older adults, as well as LGBTQ+ individuals. Housing unaffordability is also a key driver of the regional homelessness crisis, which saw a sharp increase of people entering homelessness even before the COVID pandemic.

FISCAL IMPACT

There is no fiscal impact associated with this action.

BUSINESS IMPACT STATEMENT

This action will support legislation that will strengthen San Diego County’s regional economy, kickstarting the production of thousands of new affordable and “missing middle” homes and providing good jobs for working families. San Diego County desperately needs more affordable homes and first-time homeownership opportunities to address the cost-of-living concerns facing our small businesses and that threaten our regional economic competitiveness especially given persistence workforce shortages.

High cost of living and housing cost burden are major barriers for businesses looking to attract and retain a highly skilled workforce. Each year, the County loses a net total of 23,000 people, with the high cost of living as one of the primary driving factors. Further, households that are not housing cost burdened tend to have more disposable income to stimulate local economic activity. The regional economy also stands to gain from the spillover effects from the construction and renovation of affordable housing units. Research from the National Association of Home Builders estimates that a typical 100-unit affordable housing development leads to the creation of 80 construction jobs from direct and indirect effects, and another 42 jobs supported by induced spending throughout the region.

**10. SUBJECT: NEIGHBORHOOD REINVESTMENT AND COMMUNITY
ENHANCEMENT PROGRAM GRANTS (DISTRICT: 3)**

OVERVIEW

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

RECOMMENDATION(S)

SUPERVISOR TERRA LAWSON-REMER

1. Allocate \$15,000 from the Neighborhood Reinvestment Program budget (Org 15660) to Cardiff-by-the-sea Chamber of Commerce, Inc. to support the one-time purchase of signage, shirts, and hats. Funds for these items will help expand outreach and expand the local economy.
2. Allocate \$20,000 from the Neighborhood Reinvestment Program budget (Org 15660) to Coronado Hospital Foundation to support the one-time purchase of a cardiac monitor to advance health services provided to patients.
3. Allocate \$20,000 from the Neighborhood Reinvestment Program budget (Org 15660) to The Coronado Schools Foundation for the upgrade of their audio-visual equipment at the Main Stage Theatre. Funding for this program will fund the lighting system to support various events at Coronado High School.
4. Allocate \$12,000 from the Neighborhood Reinvestment Program budget (Org 15660) to Del Norte Football Touchdown Club, Inc. to support the one-time purchase of helmets, shoulder pads, bumper plate weights and portable uprights.
5. Allocate \$14,000 from the Neighborhood Reinvestment Program budget (Org 15660) to Diabetes Research Connection to support the one-time purchase of a new grant software system and Kindful software system. Funds will allow the entity to amplify their impact in the community by increasing their communication and research with the general public.
6. Allocate \$15,000 from the Neighborhood Reinvestment Program budget (Org 15660) to Jewish Family Service of San Diego (JSF) to support the one-time cost of tablets, storage racks, storage containers, food sealer, canopies, computers and wireless speakers. Funds will support JFS nutrition service department staff with enrolling individuals in the Cal-Fresh Program.
7. Allocate \$12,000 from the Neighborhood Reinvestment Program budget (Org 15660) to Mission Bay High School Community Foundation for the one-time purchase of bumper plates, racks, medicine balls, I-pad, a motion sensor, dumbbells, vertimax v8, assaultbike and GPS system. Mission Bay High School has over 1,200 students and the weight room is accessible year-round for students.

8. Allocate \$30,000 from the Neighborhood Reinvestment Program budget (Org 15660) to Rancho Santa Fe Seniors to support building grounds and improvements at the Senior Center located at 16780 La Gracia, Rancho Santa Fe 92067. Funds for this entity would support the parking lot restriping, outdoor lighting repair and improvements, and building repairs.
9. Allocate \$25,000 from the Community Enhancement Grant Program budget (Org 12900) to Cardiff-by-the-sea Chamber of Commerce, Inc. to support Dogs Days of Summer, Taste of Cardiff, Kringle Mingle, Small Business and Farmers Market. Funds for these events will support the cost of tents, portable restrooms, washing stations, stage rental, parking rental, sink, generator rental, shuttle, music performers, t-shirts, hats, sweatshirts, banners, postcards, posters, social media marketing, cups, security, truck rental, fencing, licensing fees/permits, photobooth, trash collection, utensils, signs, tickets, print media, lanyards, wristbands, traffic control, artist fees, and entertainment.
10. Allocate \$21,000 from the Community Enhancement Grant Program budget (Org 12900) to Coastal Roots Farm to support their programming on STEM and Workforce Development, Food Distribution and Film & Music Series. Funds will support funding for staff time to help run these programs and maximize community outreach.
11. Allocate \$15,000 from the Community Enhancement Grant Program budget (Org 12900) to Coronado Fourth of July to support their summer series that is free and open to the public. Funds for this event will support costs for the production company, PA system, stage, insurance, permits, security, performers, and fencing.
12. Allocate \$20,000 from the Community Enhancement Grant Program budget (Org 12900) to Encinitas Rotary Club Foundation to support the cost of their Wine and Food Festival. Funds for this will support the cost of parking and traffic control, entertainment, event management, printing of signs, rental equipment, wait staff, venue fees, radios, linen and portable restrooms. Funds raised in this event support various local organizations that promote education, community services and quality of life.
13. Allocate \$12,000 from the Community Enhancement Grant Program budget (Org 12900) to Point Loma Summer Concerts to support their summer series that is free and open to the public. Funds for this event will support the fees for parking, porta potties, washing stations, pole lights, generators and stage.
14. Allocate \$20,000 from the Community Enhancement Grant Program budget (Org 12900) to Jacobs & Cushman San Diego Food Bank to support their annual fundraiser, the San Diego Blues Festival. Funds for this program will support the cost of musicians, advertisement, stage, sound and lighting. This annual event brings over 5,000 people from across the region and helps support the efforts of the San Diego Food Bank.
15. Allocate \$20,000 from the Community Enhancement Grant Program budget (Org 12900) to Southern Regional Resource Center, Inc. to support their annual event benefit concert and their mental health awareness campaign. Funds will help support the cost of staff, media, technology, rental, catering, and artist fees.

16. Amend the Neighborhood Reinvestment Program Grant, effective 5/24/2022 (14), which allocated \$12,250 to Shoreline Community Services to reflect a contract effective 3/01/2022. Authorize the Chief Deputy Administrative Officer/Chief Financial Officer to amend the grant agreement accordingly.
17. Amend the Neighborhood Reinvestment Program Grant, effective 06/28/22 (11), which allocated \$14,000 to Hillel of San Diego to include funds to be use solely for trees and pants. In addition, this is to clarify that the Glickman Hillel Center is owned by Hillel of San Diego with public easement and community has public access. Authorize the Chief Deputy Administrative Officer/Chief Financial Officer to amend the grant agreement accordingly.
18. Amend the Neighborhood Reinvestment Program Grant, effective 11/16/2021 (10), which allocated \$15,000 to Rancho Bernardo Club Foundation, Inc. d/b/a Rancho Bernardo Sunrise Rotary Club to reflect a contract effective 09/01/2021. Authorize the Chief Deputy Administrative Officer/Chief Financial Officer to amend the grant agreement accordingly.
19. Authorize the Deputy Chief Administrative Officer/Chief Financial Officer to execute grant agreements or amendments to agreements with the organizations awarded grants establishing terms for receipt of the funds described above and to make minor amendments to the agreements that are consistent with the general purpose of the grants but do not increase the grants.
20. Find that each of the grants has a public purpose.
21. Find in accordance with Section 15301 of the California Environmental Quality Act (CEQA) Guidelines that the proposed grants to The Coronado Schools Foundation, Rancho Santa Fe Seniors and Hillel of San Diego are exempt from CEQA review.

EQUITY IMPACT STATEMENT

We recognize that the systemic impacts that inequitable policies may create for residents in San Diego County. Find that these proposed allocations of funds are intended to improve the quality of life throughout the County by providing funds for nonprofits whose work addresses inequities, promotes quality of life and improves outcomes that align with the vision of our county. Organizations were chosen based on their location or the demographics they serve with a focus on organizations that focus on vulnerable community member, youth events and inclusive community events. The organizations that were chosen work to promote a sense of belonging and utilize equity in their operations, outreach and programs. Their supporting documents were reviewed as well as impact reports and community testimony.

FISCAL IMPACT

Funds for the grant allocation requests are included in the Fiscal Year 2022-23 Operational Plan for the Neighborhood Reinvestment Program (Org 15660), Community Enhancement Program (Org 12900). The fiscal impact of these recommendations is \$138,000 from the Neighborhood Reinvestment Program budget (Org 15660), and \$133,000 from the Community Enhancement Program budget (Org 12900) totaling \$271,000 The funding sources are General Purpose Revenue and Transient Occupancy Tax Revenues.

BUSINESS IMPACT STATEMENT

N/A

- 11. SUBJECT: ADOPTION OF A RESOLUTION DECLARING ELECTION RESULTS OF THE JUNE 7, 2022 STATEWIDE DIRECT PRIMARY ELECTION (DISTRICTS: ALL)**

OVERVIEW

State law requires that the Board of Supervisors (Board) declare the election results for those offices and measures under its jurisdiction. For the June 7, 2022 Statewide Direct Primary Election, the Board must declare the results for the offices of 1) Board of Supervisors - District 4, and 2) County Sheriff.

Today's action requests the Board to adopt a resolution declaring these election results.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

Adopt a Resolution entitled RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO DECLARING THE RESULTS OF THE JUNE 7, 2022 STATEWIDE DIRECT PRIMARY ELECTION RELATING TO COUNTY OF SAN DIEGO OFFICES (Attachment A, on file with the Clerk of the Board).

EQUITY IMPACT STATEMENT

A person's vote can influence policy and who represents them in government, which in turn impacts their environment, health, and quality of life. The Registrar of Voters' conduct of a fair, accurate, and transparent election allows all eligible citizens to have a part in matters that affect them.

FISCAL IMPACT

There is no fiscal impact associated with the adoption of the Resolution. There will be no change in net General Fund costs and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

- 12. SUBJECT: AMENDING BOARD OF SUPERVISORS POLICY A-72, BOARD OF SUPERVISORS' AGENDA AND RELATED PROCESSES, TO INCLUDE A SUSTAINABILITY IMPACT STATEMENT (DISTRICTS: ALL)**

OVERVIEW

Over the last two years, the County of San Diego (County) has significantly enhanced its focus to prioritize sustainability- both externally, as a regional leader, and internally for its own operations. This includes the creation of the Office of Sustainability and Environmental Justice and the Regional Decarbonization Framework, as well as the development of individual

sustainability plans for each County department and reviewing where and how greater collaboration can contribute to the County's overarching sustainability goals. Part of that synergy includes the recognition that sustainability goes beyond the environment to build a sustainable County organization and future that also considers social, health, and economic factors through an equity lens.

Incorporating sustainability into organizational operations is an ongoing and long-term effort. Through a contract amendment approved by the Board of Supervisors (Board) on March 1, 2022 (16), the County continued its partnership with Arup U.S., Inc. (Arup) to assist departments with the implementation of their sustainability plans. This implementation phase includes strategies for achieving the short-, mid-, and long-term commitments departments included in the Fiscal Year (FY) 2022-23 Operational Plan, recommendations for strengthening internal policies for increased sustainability, and the creation of training modules for County staff. Arup's scope of work also includes the identification of key performance indicators and metrics to track and report the organization's progress and will be developed in collaboration with the Office of Evaluation, Performance and Analytics, the Office of Sustainability and Environmental Justice, the Regional Decarbonization Framework Team, and the Climate Action Plan team.

To further elevate sustainability across the enterprise, County leadership committed to including a Sustainability Impact Statement in every Board Letter beginning in FY 2022-23 in a memo submitted to the Board on February 22, 2022, similar to the Equity Impact Statement and Business Impact Statement that are currently included in Board Letters. A Sustainability Impact Statement will ensure sustainability is considered as a factor in all decisions made by the County.

Board Policy A-72, *Board of Supervisors' Agenda and Related Processes*, provides guidelines for certain sections of Board Letters, including what information should be considered for incorporation into the Recommendations, Fiscal Impact, Equity Impact Statement, and Business Impact Statement sections.

Today's request is for the Board to approve amendments to Board Policy A-72 to add the Sustainability Impact Statement as a section to all Board Letters (Attachment A). Sustainability Impact Statements will be included in Board letters docketed for the September 27, 2022 and September 28, 2022 hearings.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. In accordance with the definitions in Section 15378(b)(5) of the California Environmental Quality Act (CEQA) Guidelines, find that actions to amend the County of San Diego (County) Board of Supervisors Policy A-72 does not constitute a project since it is an administrative action and will not result in direct or indirect changes in the environment. Further, pursuant to CEQA Guidelines section 15061(b)(3), find that it can be seen with certainty that there is no possibility that the proposed actions may have a significant effect on the environment for the reasons stated in the Environmental Statement.
2. Approve the amendment to Board of Supervisors Policy A-72, *Board of Supervisors' Agenda and Related Processes*.

EQUITY IMPACT STATEMENT

The County of San Diego's (County) sustainability vision and goals are centered around the concepts of equity, justice, community, and a healthy built and natural environment. The addition of a Sustainability Impact Statement will ensure consideration for sustainability is at the forefront of all County decisions, including those impacting the community as well as operations, while contributing to the sustainability goals of the County and region.

FISCAL IMPACT

There is no fiscal impact associated with revising Board of Supervisors Policy A-72, *Board of Supervisors' Agenda and Related Processes*, to include a description for Sustainability Impact Statements. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

- 13. SUBJECT: GENERAL SERVICES - AUTHORIZATION FOR SINGLE SOURCE PROCUREMENT FOR ELECTRIC VEHICLE CHARGING SERVICES (DISTRICTS: ALL)**

OVERVIEW

The Department of General Services Fleet Management Division (Fleet) is responsible for managing the County of San Diego's fleet of approximately 4,300 vehicles and equipment. On April 10, 2019 (8), the County of San Diego Board of Supervisors (Board) directed the Chief Administrative Officer to develop an Electric Vehicle (EV) Roadmap with goals that collectively aim to increase EV ownership and charging infrastructure installation within the unincorporated area. To further reduce the County's fleet of gas-powered vehicles, the targeted outcome is to increase the number of EVs in the County's fleet to 501 vehicles by 2027.

Efficient and easy access to EV charging outside of the availability of County infrastructure is essential for departments to accomplish their mission. The County has 84 EVs in service. A total of 119 EVs are on order for 11 departments from FY 2021-22. There are 61 EVs already projected in FY 2022-23 for a total of 264 projected EVs in service by 2024. Fleet currently uses AssetWorks (M-5) as the Fleet Management System to manage all operations. ChargePoint, Inc. (CPI) is the provider for electric vehicle charging equipment and services for County infrastructure. CPI allows all charging transactions, through the use of ChargePoint Cards, to be integrated into M-5 and provides continuity in Fleet's ability to monitor and report these transactions. The request for a single source contract with CPI for electric vehicle charging services would provide access to over 2,400 public charging stations for County fleet vehicles to Charge-and-Go in the areas without County-owned EV infrastructure, increasing flexibility for mobile neighborhood services. Standardization with CPI will help speed transition to an electric fleet, increase productivity in the workforce, and simplify fueling methodology for users. The procurement therefore qualifies for an exception to Board Policy A-87 pursuant to section D.5) of that Policy.

Today's request is for Board approval of a single source procurement with ChargePoint, Inc. for electric vehicle charging services. While there are other charging providers, their availability is significantly limited. Additionally, ChargePoint, Inc. has public charging locations at county facilities currently unavailable for use that the county would be able to take advantage of upon approval of this procurement. The County anticipates an annual spend of approximately \$1.0-\$2.0 million for electric vehicle charging services. The funding source is charges to client departments, and there will be no change in net General Fund cost. This procurement would establish a contract for an initial term of one (1) year and an option of one (1) additional one (1) year term. Following this term, other providers would be re-considered as their infrastructures grow.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

In accordance with Board Policy A-87, Competitive Procurement, approve and authorize the Director, Department of Purchasing and Contracting, upon successful negotiations and determination of a fair and reasonable price, to award a contract to ChargePoint, Inc. for electric vehicle charging services for an initial term of one year and one option year, and to amend the contract as needed to reflect changes to requirements and funding.

EQUITY IMPACT STATEMENT

This Board action would support the County's Clean Air for All equity campaign which positively impacts San Diego residents and visitors by improving local air quality through the reduction of vehicle Greenhouse Gas Emissions (GHG).

FISCAL IMPACT

Funds for this request are included in the Fiscal Year 2022-23 Operational Plan for General Services in the Fleet Internal Service Fund. If approved, this request will result in an estimated annual expenditure of \$1.0-\$2.0 million. The funding source is charges to client departments. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

- 14. SUBJECT: SET A HEARING FOR 09/13/2022:
GENERAL SERVICES AND PLANNING & DEVELOPMENT SERVICES
- MAKE THE NECESSARY ENVIRONMENTAL FINDINGS AS
REQUIRED BY THE OPTION AGREEMENT FOR THE SALE OF A
15.08-ACRE OPEN SPACE EASEMENT TO THE PARKING
AUTHORITY OF THE CITY OF NATIONAL CITY AND APPROVE THE
CONDITIONAL VACATION OF THE OPEN SPACE EASEMENT
(08/16/22 - SET HEARING; 09/13/22 - HOLD HEARING) (DISTRICT: 1)**

OVERVIEW

On October 17, 1978 (78), the Board of Supervisors (Board) accepted an easement (Easement) for open space and/or park and recreational purposes on 15.08 acres of land owned by the Parking Authority of the City of National City (Parking Authority). The Easement is located at

the southwest corner of Sweetwater Road and Bonita Center Road in the City of National City (City) on property identified as Assessor's Parcel Number 564-47-11-00 (Property).

On June 4, 1996 (18), the Board directed County staff to take all necessary actions to vacate and sell the Easement interest and dedicate the revenue to the improvement of the Park. This action was in response to a request from the Parking Authority to the County to vacate the Easement so that the Property could be developed for commercial purposes in exchange for compensation paid by the Parking Authority to the County for the value of the Easement. On March 21, 2007 (9), the Board approved an option agreement (Option) to sell the Easement to the Parking Authority.

The Option agreement was amended numerous times since 2007 to extend the term and to reflect the current market valuation of the open space easement. The Parking Authority has requested the opening of escrow, which is why the Board is being asked to consider conditionally vacating the open space easement at this time.

As outlined in Board Policy I-103, open space easement vacations are governed under the California Streets and Highway Code, which require two public meetings for the vacation of an open space easement. Board Policy I-103 also grants authority to the Director of Planning and Development Services (PDS) to make findings and recommendations to the Board of Supervisors related to vacation of open space easements. On August 16, 2022, it is requested by the Department of General Services and Planning and Development Services that the Board set a date for a public hearing on September 13, 2022, and provide public notice of that hearing, which includes signage at the project site. If the Board takes the actions recommended for today, then on September 13, 2022, it is requested that the Board make the necessary environmental findings and consider and adopt a resolution to conditionally vacate the referenced open space easement.

RECOMMENDATION(S)
CHIEF ADMINISTRATIVE OFFICER

1. Set a public hearing on September 13, 2022, to consider vacating the open space easement.
2. Direct the Clerk of the Board to provide notice of the hearing via publication and posting as required by law.

If on August 16, 2022, the Board takes actions recommended in Items 1 and 2 above, then on September 13, 2022:

1. Find that the environmental impact report (EIR) No. 2016-30 IS (SCH#: 2016111035) (Attachment B), prepared and certified by the City of National City on May 17, 2022, was completed in compliance with the California Environmental Quality Act (CEQA) and the State CEQA Guidelines and that the Board has reviewed and considered the information contained therein and the Addendum (Attachment B Exhibit P) thereto dated June 16, 2022, on file with the Clerk of the Board prior to approving the project.

2. Find that there are no changes in the project or in the circumstances under which the project is undertaken that involve significant new environmental impacts that were not considered in the previously certified Environmental Impact Report (EIR) for National City Carmax Project, EIR No. 2016-30 IS (SCH# 20161111035) (certified by the City on May 17, 2022), that there is no substantial increase in the severity of previously identified significant effects, and that no new information of substantial importance has become available since the EIR was adopted as explained in the Environmental Review Update Checklist dated June 16, 2022. (Attachment B Exhibit O, on file with the Clerk of the Board).
3. In accordance with CEQA Guidelines Section 15096, find that the County, as a responsible agency under CEQA, has considered the environmental effects of the project as shown in the environmental impact report (EIR) No. 2016-30 IS (SCH#: 20161111035) prepared and certified by the City on May 17, 2022, as lead agency, before reaching its own conclusion on whether and how to approve the project. (Attachment B, on file with the Clerk of the Board).
4. Adopt the Resolution entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO CONDITIONALLY VACATING OPEN SPACE EASEMENT (Attachment C, on file with the Clerk of the Board).
5. Direct the Clerk of the Board to record the Resolution pursuant to the Streets and Highways Code Section 8325 upon satisfaction of the conditions set forth in the Resolution.
6. Approve and Authorize the Director of General Services to take all necessary actions to complete the transaction including, but not limited to, the execution of appropriate deeds, documents, escrow instructions, and any amendments to the Option.

EQUITY IMPACT STATEMENT

The revenue resulting from the sale would be used for improvements to and potential land acquisitions for the Sweetwater Regional Park and the connecting bicycle/recreational trails, which will benefit the surrounding communities of National City. This will result in updated recreational amenities for the unincorporated communities of Spring Valley, Bonita, and the region. It is anticipated that increased trail access and additional updated recreational areas will have a positive health impact on area residents.

FISCAL IMPACT

If the sale of the easement is completed, this request will result in revenue of \$2,100,000. The Parking Authority has the option to pay the full amount in Fiscal Year 2022-23 or pay \$1,500,000 in Fiscal Year 2022-23 and deliver a promissory note for subsequent payments of \$300,000 in Fiscal Year 2023-24 and \$300,000 in Fiscal Year 2024-2025 with interest terms as specified in the Option Agreement. The proceeds from the sale of the easement will be used for improvements to and possible land acquisitions for Sweetwater Regional Park and the connecting bicycle/recreational trails, which will benefit the surrounding communities of National City. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

Development of the property for commercial purposes will benefit the South County by providing jobs, new construction activity of over \$10 million, and property and sales tax revenue to the City of National City and County of San Diego.

- 15. SUBJECT: GENERAL SERVICES - APPROVAL OF FIRST AMENDMENT TO LEASE FOR THE HEALTH AND HUMAN SERVICES AGENCY, 303 H STREET, CHULA VISTA (DISTRICT: 1)**

OVERVIEW

On June 19, 2012 (11), the Board of Supervisors (Board) approved a lease for space located at 303 H Street, Chula Vista, for the Health and Human Services Agency’s (HHSA) South Region Child Welfare Services. The lease expires on September 30, 2022, and there are no options to extend the term.

Staff from the Department of General Services have negotiated a first amendment to the lease that would extend the term of the lease through September 30, 2029. Today’s request is for Board approval of the first amendment to lease agreement.

**RECOMMENDATION(S)
CHIEF ADMINISTRATIVE OFFICER**

1. Find that the proposed lease amendment is exempt from the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines section 15301.
2. Approve and authorize the Director, Department of General Services, to execute the first amendment to the lease agreement for space located at 303 H Street, Chula Vista.

EQUITY IMPACT STATEMENT

The County of San Diego (County) Health and Human Services Agency, Child Welfare Services (CWS) partners with families and the community to prevent, reduce, and respond to child abuse and maltreatment. CWS also maintains a strong commitment to ensure that children and families receive culturally responsive services within their communities of residence. In Fiscal Year 2020-21, 6,238 children (3,346 families) living in the South San Diego County were referred to CWS with allegations of abuse or neglect. To maximize community resources and outcomes to ensure collective work toward a more equitable and inclusive region, CWS South Region operations will remain stationed at 303 H Street, Chula Vista, CA. Approval of the proposed lease for the County of San Diego Health and Human Services Agency’s South Region Child Welfare Services will ensure continuation of essential public services.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year 2022-2023 Operational Plan in the Health and Human Services Agency. If approved, this request will result in costs and revenue of approximately \$1,295,280 in Fiscal Year 2022-23 and costs and revenue of \$1,599,676 in Fiscal Year 2023-24. The funding sources are Social Services Administrative Revenue and Realignment. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

16. SUBJECT: AMENDMENTS TO THE COMPENSATION ORDINANCE (8/16/2022 - FIRST READING; 8/30/2022 - SECOND READING) (DISTRICTS: ALL)

OVERVIEW

On June 28, 2022, the Board of Supervisors approved exploring the feasibility of adding recruitment and retention incentive pay for Deputy Sheriffs' classifications as one strategy to address anticipated shortages of public safety officers in the region. Today's actions include amendments to the compensation ordinance to authorize hiring pay and other incentives for Deputy Sheriffs' classifications. In addition, today's actions will also promote the recruitment and retention of the nurses and mental health clinicians in detention facilities, engineer classifications, deputy medical examiner classifications and equipment operators through premiums and new hire signing bonuses.

Today's amendments also include establishment of three new data research and analyst classifications developed by The Office of Evaluation and Performance Analytics. Finally, there are various amendments to address the ongoing efforts to manage and maintain a skilled and diverse workforce.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Approve the introduction of the Ordinance (first reading):
AN ORDINANCE AMENDING THE COMPENSATION ORDINANCE AND ESTABLISHING COMPENSATION.
2. If, on August 16, 2022, the Board takes action as recommended in item 1 then, on August 30, 2022 (second reading):

Submit ordinance for further Board consideration and adoption on August 30, 2022 (second reading).

EQUITY IMPACT STATEMENT

The Department of Human Resources is committed to assuring that equity is considered in classification and compensation review work. Today's recommendations provide recommended changes that will assist the County of San Diego to provide and retain a skilled, adaptable, and diverse workforce for County departments and enables the County to provide equitable services to all constituents of this County.

FISCAL IMPACT

Today's recommendations are estimated to have ongoing costs and one-time costs, these costs will be absorbed by departments. The estimated fiscal impact includes approximately \$15.7 million in total annualized costs based on the amendments to the compensation ordinance. This estimate includes \$12.2 million in ongoing costs tied to premium pay and increases in ongoing compensation. In addition, it is estimated that there are \$3.5 million in annualized costs for

expenditures that are one-time in nature but will have an ongoing impact on the budget year-over-year. This includes costs such as recruitment/referral bonuses, relocation costs, and uniform costs. Funds for this request are not included in the Fiscal Year 2022-23 Operational Plan for departments. However, if approved, these costs will be absorbed by the existing allocations for each department. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

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

OVERVIEW

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

RECOMMENDATION(S)

SUPERVISOR JOEL ANDERSON

Appoint Helen Zamora to the COMMISSION ON THE STATUS OF WOMEN AND GIRLS, Seat No. 3 for a term to expire January 6, 2025.

Appoint Gregory Kazmer, Land Use Advisor for Supervisor Joel Anderson, as an Alternate to the SAN DIEGUITO RIVER PARK JOINT POWERS AUTHORITY (JPA) and the METRO WASTEWATER JPA for a term to expire December 31, 2022.

SUPERVISOR TERRA LAWSON-REMER

Appoint Melanie Fallon to the TRAFFIC ADVISORY COMMITTEE, Seat No. 16, for an indefinite term.

SUPERVISOR JIM DESMOND

Appoint Elizabeth Ramos to the CSA NO. 081 - FALLBROOK LOCAL PARKS ADVISORY COMMITTEE, Seat No. 7 for a term to expire January 2, 2023.

Appoint Jerry Kalman to the FALLBROOK COMMUNITY PLANNING GROUP, Seat No. 12 for a term to expire January 2, 2023.

Appoint Vlad A Ciupitu to the VALLEY CENTER COMMUNITY PLANNING GROUP, Seat No. 8 for a term to expire January 2, 2023.

EQUITY IMPACT STATEMENT

County government includes standing and special citizen boards, commissions, committees and task forces formed to advise the Board of Supervisors and County staff on issues and policy and to serve as links to the community. Boards, commissions and committees provide an inter-relationship between the residents and the government of the County. The nominations in this Board Letter enable the County of San Diego to provide individual residents the opportunity to impart valuable insight and input into the operation of the government.

FISCAL IMPACT

N/A

BUSINESS IMPACT STATEMENT

N/A

18. SUBJECT: COMMUNICATIONS RECEIVED (DISTRICTS: ALL)

OVERVIEW

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

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

Note and file.

EQUITY IMPACT STATEMENT

N/A

FISCAL IMPACT

N/A

BUSINESS IMPACT STATEMENT

N/A

**19. SUBJECT: ADMINISTRATIVE ITEM:
SECOND CONSIDERATION AND ADOPTION OF ORDINANCE:
AN ORDINANCE REPEALING PROVISIONS OF THE SAN DIEGO
COUNTY CODE OF REGULATORY ORDINANCES RELATING TO
AMUSEMENT DEVICES AND ESTABLISHMENTS (DISTRICTS: ALL)**

OVERVIEW

On June 28, 2022 (21), the Board of Supervisors took action to further consider and adopt the Ordinance on August 16, 2022.

On April 26, 2022 (3) the Board of Supervisor's (Board) unanimously approved Vice Chair Vargas' and Supervisor Anderson's recommendation to create more opportunities for entrepreneurs and small business owners in the County's unincorporated area by directing the Chief Administrative Officer, in consultation with County Counsel, to draft an ordinance that would repeal Chapter 9 of Title 2, Division 1 of the San Diego County Code of Regulatory Ordinances (Amusement Devices and Establishments), and related sections. This repeal will allow businesses to expand their customer base and workforce and provide the same business opportunities in the unincorporated areas of the county that are available to those living in the incorporated areas.

Today's request is for the Board of Supervisors to approve the introduction of the proposed amendment to the San Diego County Code of Regulatory Ordinances and, if approved, consider and adopt an ordinance repealing Chapter 9 of Title 2, Division 1 of the San Diego County Code of Regulatory Ordinances (Amusement Devices and Establishments), and related sections.

**RECOMMENDATION(S)
CHIEF ADMINISTRATIVE OFFICER**

Adopt the Ordinance entitled:

AN ORDINANCE REPEALING PROVISIONS OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES RELATING TO AMUSEMENT DEVICES AND ESTABLISHMENTS.

EQUITY IMPACT STATEMENT

The COVID-19 pandemic has adversely impacted small businesses. A repeal of Chapter 9 of Title 2, Division 1 of the San Diego County Code of Regulatory Ordinances (Amusement Devices and Establishments), and related sections, will enhance the economy by providing equal opportunity for businesses and entrepreneurs in the County's unincorporated area to thrive. In addition, a repeal will allow businesses to expand their customer base and workforce while reducing regulatory burden.

FISCAL IMPACT

There is no fiscal impact associated with these recommendations and no change in staff years.

BUSINESS IMPACT STATEMENT

N/A

20. SUBJECT: RECEIVE UPDATE ON CHILD WELFARE SERVICES REVIEW WORKING GROUP RECOMMENDATIONS (DISTRICTS: ALL)

OVERVIEW

On August 10, 2018, at the request of San Diego County Board of Supervisors (Board), a time-limited working group known as the Child Welfare Services (CWS) Review Working Group (Working Group), was established to complete an assessment and report on the state of the County of San Diego (County) child welfare system. The Working Group, comprised of members of the County Child Abuse Prevention Coordinating Council and community experts

and stakeholders, was tasked to survey and identify system improvement needs for the County Health and Human Services Agency, CWS, including needs for quality assurance, personnel training, policy barriers, and outcome data to ensure the health and safety of dependent youth in foster care. On December 11, 2018 (12), the Working Group provided its final report to the Board with 88 specific recommendations for consideration by the Board. Between August 2018 and March 2022, collective actions were taken to review, identify, and implement systemic, operational, and practice improvements within CWS to ensure the safety, health, and well-being of youth in foster care.

Today's action requests the Board to receive the CWS Working Group Recommendations presentation on the completed 88 recommendations. This item supports the County's vision of a just, sustainable, and resilient future for all, specifically those communities and populations in San Diego County that have been historically left behind, as well as our ongoing commitment to the regional *Live Well San Diego* vision of healthy, safe, and thriving communities. This will be accomplished by providing equitable access to quality, trauma-focused services, resources, and supports to strengthen families and ensure that children are healthy, safe, and thriving and are supported by high-quality resource families and a well-trained child welfare workforce.

RECOMMENDATION(S)
CHIEF ADMINISTRATIVE OFFICER

Receive the *Child Welfare Services Review Working Group Recommendations* presentation.

EQUITY IMPACT STATEMENT

The County of San Diego Health and Human Services Agency, Child Welfare Services (CWS) provides a spectrum of family strengthening, prevention, and protective services and supports to youth and families that are culturally responsive, youth-focused, and family-centered. While advancing the child welfare system, CWS engaged youth and families, the Child and Family Strengthening Advisory Board (CFSAB) of San Diego County and its subcommittees, the foster care community, child and family advocates, CWS staff, and system and legal partners to solicit ideas and recommendations on how to achieve positive outcomes and results as a family, community, and system level. The expanded engagement provided equitable opportunities for the community to contribute to change, increase racial equity, and strengthen existing partnerships to maximize positive impact in the community. Throughout the three-year course of implementing enhancements and change, CWS maintained clear and transparent communication on efforts, relevant data, and progress through monthly updates and presentations at the CFSAB meetings and subcommittee meetings.

It is through this participatory approach and engagement that CWS, in collaboration with the CFSAB and stakeholders, was able to address and complete all 88 recommendations for a strengthened child welfare system. CWS remains committed to supporting children, youth, and families by providing just and equitable opportunities to achieve family well-being and providing resource families and child welfare staff with the supports, training, and resources needed to help families thrive.

FISCAL IMPACT

There is no fiscal impact associated with the recommendation. Future related recommendations may have fiscal impacts which staff will return to the San Diego County Board of Supervisors for consideration and approval. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

- 21. SUBJECT: RECEIVE UPDATE ON THE COVID-19 RESPONSE, RATIFY ACTIONS IN RESPONSE TO THE LOCAL HEALTH EMERGENCY AND LOCAL EMERGENCY, ACCEPT FUNDING RELATED TO THE COUNTY'S COVID-19 RESPONSE EFFORTS, AND ADOPT A RESOLUTION AUTHORIZING TELECONFERENCED PUBLIC MEETINGS (DISTRICTS: ALL)**

OVERVIEW

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

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

The County continues to make significant efforts to slow the spread of COVID-19. Today's actions request the San Diego County Board of Supervisors (Board) receive an update on the local COVID-19 response and ratify all actions taken by the CAO, Public Health Officer, Director, Department of Purchasing and Contracting, and Director, Department of General Services in response to the local health emergency and local emergency.

Additionally, the Board is requested to take the following actions:

- Authorize acceptance of \$1,109,770 in additional funding from the California Department of Public Health to establish, expand, and sustain a public health workforce to support schools with COVID-19 and other school-age vaccinations.

This item supports the County's vision of a just, sustainable, and resilient future for all, specifically those communities and populations in San Diego County that have been historically left behind, as well as our ongoing commitment to the regional *Live Well San Diego* vision of healthy, safe and thriving communities. This will be accomplished by protecting the health of residents against the COVID-19 pandemic.

RECOMMENDATION(S)
CHIEF ADMINISTRATIVE OFFICER

1. Receive an update on the COVID-19 Response.
2. Ratify all actions taken by the Chief Administrative Officer, Public Health Officer, Director, Department of Purchasing and Contracting, and Director, Department of General Services in response to the local health emergency and local emergency.
3. Authorize the acceptance of \$1,109,770 in additional funding from the California Department of Public Health to establish, expand, and sustain a public health workforce to support schools with COVID-19 and other school-age vaccinations for the period of July 1, 2022 through June 30, 2023, and authorize the Agency Director, Health and Human Services Agency, or designee, to execute all required documents, upon receipt, including any annual extensions, amendments, and/or revisions thereto that do not materially impact or alter the services or funding level.
4. Adopt a resolution entitled: RESOLUTION AUTHORIZING CONTINUANCE OF TELECONFERENCED PUBLIC MEETINGS PURSUANT TO GOVERNMENT CODE SECTION 54953.

EQUITY IMPACT STATEMENT

The COVID-19 pandemic has had a significant impact on the lives of individuals, businesses, and communities across San Diego County. In order to support the most vulnerable, an equity lens was used to prioritize, when appropriate, the distribution of COVID-19 response and recovery-related federal, State, and local funding and resources based on a data-driven approach, identifying communities that have the highest need for support in relation to the number of positive COVID-19 cases.

Through press conferences and presentations at San Diego County Board of Supervisors meetings, the County of San Diego (County) has been able to disseminate critical information about the efforts being done to address and combat the COVID-19 pandemic to a wide audience, as well as providing a forum to receive public comment. To continue the County's commitment to transparency and open government and remove traditional barriers to access and participation in government affairs, today's actions provide the mechanism to present an update on the current COVID-19 response efforts that have an impact on the lives of Black, Indigenous, people of color, women, people with disabilities, immigrants, youth, the LGBTQ community, and the economically disadvantaged.

FISCAL IMPACT

It is estimated that through the end of Fiscal Year (FY) ending June 30, 2022, the County of San Diego (County) will have spent over one billion dollars on overall COVID-19 response costs, excluding federally dedicated program funds for programs such as rental assistance and nutrition services. Funding sources include Coronavirus Aid, Relief, and Economic Security (CARES) Act, American Rescue Plan Act (ARPA), Federal Emergency Management Agency (FEMA), County General Fund Balance, Realignment, and program revenues available for response

efforts. In FY 2022-2023, the County will rely on ARPA funding, as well as FEMA, other stimulus funds, program revenues, Realignment, and County General Fund Balance to cover response costs as needed. The County will continue to pursue other federal and State stimulus revenue and funding sources as made available.

Recommendation #3: Authorize Acceptance of Additional Funding to Establish, Expand, and Sustain a Public Health Workforce

Funds for this request are included in the Fiscal Year 2022-2024 Operational Plan in the Health and Human Services Agency (HHSA). If approved, this request will result in estimated costs and revenue of \$1,109,770 in Fiscal Year 2022-23. The funding source is ARPA funding through the Centers for Disease Control and Prevention via the California Department of Public Health. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

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

- 22. SUBJECT: APPROVE THE WRITTEN ARGUMENT IN SUPPORT AND DELEGATE AUTHORITY FOR ANY REBUTTAL REGARDING THE SAN DIEGO COUNTY CANNABIS TAXATION BALLOT MEASURE FOR THE NOVEMBER 2022 GENERAL ELECTION (DISTRICTS: ALL)**

OVERVIEW

On January 27, 2021 (4), the Board of Supervisors (Board) directed the Chief Administrative Officer (CAO) to explore the implementation of a commercial cannabis ordinance, regulations, and programs with a social equity component for the unincorporated area, including the development and implementation of a commercial cannabis taxation program. Then on May 10, 2022 (20), County of San Diego (County) staff returned to the Board with a draft cannabis business tax ordinance and fiscal revenue analysis developed in conjunction with HdL Companies (HdL), the County's cannabis taxation program consultant.

On June 28, 2022 (27), the Board approved the ordinance and resolution to place a cannabis tax on the November 2022 General Election ballot. As part of the actions authorized on June 28, Chair Fletcher and Vice Chair Vargas were authorized to develop a written argument in support of the cannabis tax measure on behalf of the Board and bring the written argument back to the Board to allow other Supervisors to contribute to and sign it. The written argument has been developed, and is included in Attachment A.

Today's requests are: 1) to make appropriate edits and approve the written argument in Attachment A, 2) to authorize any other signatories to be added to the written argument, and 3) to delegate authority to one or two Supervisors to write and sign a rebuttal argument on behalf of the Board, should an argument against the measure be submitted.

RECOMMENDATION(S)

CHAIR NATHAN FLETCHER AND VICE-CHAIR NORA VARGAS

1. Make any appropriate edits to the written argument and approve the written argument included as Attachment A on the cannabis taxation measure to be included in the voter information guide for the November 2022 General Election.

2. Approve any other Supervisors in addition to Supervisors Fletcher and Vargas who wish to be added as co-signers to the written argument by signing the signature form attached as Attachment B.
3. Delegate authority to one or two Supervisors to author and sign a rebuttal argument on behalf of the Board, should an argument against the measure be submitted.

EQUITY IMPACT STATEMENT

While cannabis was legalized in California in 2016, the harm to individuals and communities who were disproportionately targeted by the war on drugs still reverberates in our County. To address this historic harm, the Board saw the need to create a Socially Equitable Cannabis Program to help guide the County’s approach to the potential revenue generated by legal cannabis sales. The Board’s Socially Equitable Cannabis Program is in development and will address equity, access, and business opportunities to help rectify the injustices caused by the war on drugs.

County staff and consultants engaged in three community outreach sessions related to the cannabis taxation ordinance where information was made available about cannabis history, market demand for cannabis, revenue generating strategies, future trends in cannabis, general tax ordinance structure and rates, and cannabis tax issues. Social equity considerations were a common theme in the feedback received from the community. While the tax ordinance would create a general tax if approved by the voters, meaning that it would not be imposed for a specific purpose, the Board could choose to appropriate general funds to address the social equity purposes at a later date in order to fully realize a Socially Equitable Cannabis Program.

FISCAL IMPACT

There is no fiscal impact associated with today’s recommended action.

BUSINESS IMPACT STATEMENT

N/A

23. SUBJECT: ENACTING EMERGENCY MEASURES IN SAN DIEGO COUNTY JAILS TO PREVENT FURTHER DEATHS (DISTRICTS: ALL)

OVERVIEW

Despite continuing efforts at reform made by the San Diego County Board of Supervisors (Board) and the San Diego Sheriff’s Department, fifteen incarcerated individuals have died while in custody this year. During the month of July alone, five individuals died. The Sheriff’s Department has identified a shifting nature of the deaths occurring in the jails, and that the proliferation of dangerous drugs, including fentanyl, are a major driver of deaths this year. Incarcerated individuals should not be allowed to die on our watch. It is our responsibility to prevent further deaths and stem the flow of drugs into our jails.

This item requires immediate action because the number of deaths in the jails are increasing and the Board must undertake any measures possible to support the Sheriff's Department to fulfill the County's duty of providing sufficient care for those who are incarcerated. Today's action proposes a suite of emergency measures designed to keep individuals safe from drug overdoses in jails. This includes the expeditious roll out of staffing programs, the exploration of innovative strategies to promote security and wellness, and the acquisition of sufficient technology, such as body scanners, that can help intercept and interdict dangerous drugs.

RECOMMENDATION(S)

CHAIR NATHAN FLETCHER

1. Direct the Chief Administrative Officer (CAO) to work with the San Diego Sheriff's Department to implement the following emergency measures within 30 days, or as soon as possible, and return to the Board with progress on efforts within 60 days.
 1. If approved, ensure the most expeditious roll out of staffing incentives and strategies for detention positions, sworn and not sworn, outlined in the proposed Compensation Ordinance brought forward before the Board at the August 16 Board Meeting.
 2. Explore strategies that will lead to increased levels of care and safety in the jails, including further enhancing the types and quality of security and wellness checks, and expanding access to Medication Assisted Treatment.
2. Request the Sheriff's Department allocate \$200,000 for the purchase of the latest body scanner technology, imaging and other avenues which will support the Sheriff's efforts to intercept and interdict dangerous drugs (in particular, fentanyl) from entering the jail system.
3. In accordance with Section 401, et. seq., of the County Administrative Code, authorize the Director, Department of Purchasing and Contracting to issue a competitive solicitation for one (1) Body Scanner, with the option to purchase up to (8) additional scanners of the model that is current at the time of purchase, over the next five years, and upon successful negotiations and determination of a fair and reasonable price, award a contract for a body scanner, and to amend the contract as needed to reflect changes to services and funding, subject to approval of the Sheriff.

EQUITY IMPACT STATEMENT

Due to the history of racism and oppression in the United States, incarceration has disproportionately impacted people of color. According to a 2018 report to the United Nations on Racial Disparities in the U.S. Criminal Justice System, Black Americans make up 27% of all individuals arrested in the United States, which is twice their share of the total population. Further, the recent State Auditor's report on the in-custody deaths in San Diego County jails, noted that in the most recent three years—2018 through 2020—the percentage of deaths of Black individuals in the Sheriff's Department's custody was disproportionately higher than their overall composition of the jail population. Continued efforts at reform must acknowledge current racial disparities and focus on equitable solutions.

FISCAL IMPACT

If the proposed updates to the Compensation Ordinance referenced in Recommendation #1a are approved, changes to the Compensation Ordinance will result in estimated costs and revenue of \$11.6 million for the Sheriff's Department in the current fiscal year. Funds for the proposed updates are not included in Fiscal Year 2022-2023 Operation Plan for departments; however, if approved, these costs will be absorbed by the existing allocations. There will be no change in net General Fund costs and no additional staff years. There may be future fiscal impacts associated with future recommendations tied to Recommendation #1b and as appropriate, staff will return to the Board for approval.

If approved, funds for Recommendation #2, will result in estimated costs and revenue in the current fiscal year for the Sheriff's Department of \$200,000 to pilot enhanced body scanning in the jail setting. Funds for this request are not included in the Fiscal Year 2022-2023 Operational Plan for the department, and, if approved, these costs will be absorbed by the existing allocations of the department. There will be no change in net General Fund cost and no additional staff years. As appropriate, staff will return to the Board for approval of future costs and revenue associated with system wide adoption of new technology.

BUSINESS IMPACT STATEMENT

N/A

24. SUBJECT: CLOSED SESSION (DISTRICTS: ALL)

OVERVIEW

- A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to paragraph 2 of subdivision (d) of Government Code section 54956.9: (Number of Potential Cases – 1)

- B. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Zachary A. Davina v. County of San Diego, et al.; San Diego Superior Court Case No. 37-2021-00011690-CU-WT-CTL

- C. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to paragraph 2 of subdivision (d) of Government Code section 54956.9: (Number of Potential Cases – 1)

- D. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Carly Jo Thomas v. County of San Diego, et al.; San Diego Superior Court Case No. 37-2021-00050173-CU-MM-CTL

- E. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Wanda Yarborough v. County of San Diego, et al.; San Diego Superior Court Case No. 37-2019-00031415-CU-PA-CTL

- F. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Ana Luisa Baez v. County of San Diego, et al.; San Diego Superior Court Case
No. 37-2021-00047762-CU-PA-CTL