

COUNTY OF SAN DIEGO BOARD OF SUPERVISORS
REGULAR MEETING
MEETING AGENDA
TUESDAY, SEPTEMBER 14, 2021, 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 meeting of August 31, 2021.
- G. Formation of 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 A 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.

ASSISTANCE FOR PERSONS WITH DISABILITIES:

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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

Category	#	Subject
Public Safety	1.	SHERIFF - ESTABLISH APPROPRIATIONS AND ADOPT A RESOLUTION FOR FISCAL YEAR 2021 ALCOHOLIC BEVERAGE CONTROL ALCOHOL POLICING PARTNERSHIP [FUNDING SOURCES: GRANT REVENUE FROM THE CALIFORNIA DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL AND EXISTING GENERAL PURPOSE REVENUE IN THE SHERIFF'S DEPARTMENT] (4 VOTES)
Health and Human Services	2.	NOTICED PUBLIC HEARING: FISCAL YEAR 2020-21 CONSOLIDATED ANNUAL PERFORMANCE AND EVALUATION REPORT FOR HOUSING AND COMMUNITY DEVELOPMENT SERVICES ENTITLEMENT PROGRAMS; AND A RESOLUTION APPROVING AN APPLICATION FOR FUNDING AND THE EXECUTION OF A GRANT AGREEMENT AND ANY AMENDMENTS THERETO FROM THE 2021-2022 FUNDING YEAR OF THE STATE EMERGENCY SOLUTIONS GRANT PROGRAM, CONTINUUM OF CARE ALLOCATION NOTICES OF FUNDING AVAILABILITY [FUNDING SOURCE: STATE ESG FUNDS]
	3.	DECLARING THE COUNTY OF SAN DIEGO A CHAMPION FOR REPRODUCTIVE FREEDOM
Land Use and Environment	4.	RATIFY THE APPLICATION FOR GRANT FUNDS FROM THE FEDERAL COMMUNICATIONS COMMISSION'S EMERGENCY CONNECTIVITY FUND TO PROVIDE LAPTOPS AND MOBILE INTERNET HOTSPOTS TO HOUSEHOLDS IN NEED IN THE COUNTY LIBRARY'S SERVICE AREA
Financial and General Government	5.	NOTICED PUBLIC HEARING: ISSUANCE OF REVENUE BONDS BY THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY FOR THE BENEFIT OF HUMANGOOD, HUMANGOOD NORCAL, HUMANGOOD SOCIAL OR HUMANGOOD FRESNO IN AN AGGREGATE MAXIMUM AMOUNT NOT TO EXCEED \$150,000,000

6. NOTICED PUBLIC HEARING:
ISSUANCE OF REVENUE ANTICIPATION NOTES BY THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY FOR THE PURPOSE OF PROVIDING WORKING CAPITAL TO FUND OPERATING EXPENSES FOR HARBOR SPRINGS CHARTER SCHOOL IN AN AGGREGATE MAXIMUM AMOUNT NOT TO EXCEED \$4,000,000
7. COMMUNITY ENHANCEMENT PROGRAM GRANTS (DISTRICT: 5)
[FUNDING SOURCE: TRANSIENT OCCUPANCY TAX REVENUES]
8. COMMUNITY ENHANCEMENT PROGRAM GRANTS (DISTRICT: 3)
[FUNDING SOURCE: TRANSIENT OCCUPANCY TAX REVENUES]
9. PROPERTY TAX RATES FOR FISCAL YEAR 2021-22
10. FISCAL YEAR 2021-22 APPROPRIATION LIMIT FOR THE COUNTY OF SAN DIEGO
11. ADMINISTRATIVE ITEM:
SECOND CONSIDERATION AND ADOPTION OF ORDINANCES: AMENDMENTS TO THE COMPENSATION ORDINANCE AND ADMINISTRATIVE CODE (8/31/2021 - First Reading; 9/14/2021 - Second Reading)

Appointments 12. APPOINTMENTS: VARIOUS

Communications Received 13. COMMUNICATIONS RECEIVED

Closed Session 14. CLOSED SESSION

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1. SUBJECT: SHERIFF - ESTABLISH APPROPRIATIONS AND ADOPT A RESOLUTION FOR FISCAL YEAR 2021 ALCOHOLIC BEVERAGE CONTROL ALCOHOL POLICING PARTNERSHIP (DISTRICTS: ALL)

OVERVIEW

The Sheriff's Department's ability to provide the highest quality public safety services is enhanced by the receipt of funding from the California Department of Alcoholic Beverage Control (ABC).

On September 29, 2020 (4), the Board of Supervisors adopted a resolution related to the Fiscal Year 2020 ABC Alcohol Policing Partnership (APP) that includes authority to apply for and accept ABC APP funds in subsequent years provided there are no material changes to the grant terms or funding levels. This is a request to adopt a resolution and establish appropriations in the amount of \$97,500 in grant funding from the ABC for the project period July 1, 2021 to June 30, 2022.

RECOMMENDATION(S)

SHERIFF

1. Waive Board Policy B-29, Fees, Grants, Revenue Contracts - Department Responsibility for Cost Recovery, which requires full cost recovery for grants, as these grant programs do not recover full cost.
2. Establish appropriations of \$97,500 in the Sheriff's Department, for Salaries & Benefits for overtime (\$92,500) and Services & Supplies (\$5,000), based on unanticipated revenue from the California Department of Alcoholic Beverage Control under its FY 2021-22 Alcohol Policing Partnership for the project period July 1, 2021 to June 30, 2022. **(4 VOTES)**
3. Adopt a Resolution entitled A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO RELATING TO THE CALIFORNIA DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL ALCOHOL POLICING PARTNERSHIP.

EQUITY IMPACT STATEMENT

The Sheriff's Department provides the highest quality public safety services to make San Diego the safest urban county in the nation. The Alcoholic Beverage Control Alcohol Policing Partnership (ABC APP) funds will be used to strengthen partnerships between ABC and local law enforcement agencies to address problematic businesses, keep alcohol away from minors, and implement education, prevention, and enforcement strategies, benefiting all of San Diego County residents.

FISCAL IMPACT

Funds for this request are partially included in the Fiscal Year 2021-22 Operational Plan for the Sheriff's Department. If approved, this request will result in current year estimated costs of \$126,119 and revenue of \$97,500. The funding sources are grant revenue from the California Department of Alcoholic Beverage Control (\$97,500) and existing General Purpose Revenue (\$28,619) in the Sheriff's Department. The grant revenue recovers Sheriff's Department direct costs but does not reimburse all costs associated with administrative overhead and support estimated at \$28,619. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

- 2. SUBJECT: NOTICED PUBLIC HEARING:
FISCAL YEAR 2020-21 CONSOLIDATED ANNUAL PERFORMANCE
AND EVALUATION REPORT FOR HOUSING AND COMMUNITY
DEVELOPMENT SERVICES ENTITLEMENT PROGRAMS; AND A
RESOLUTION APPROVING AN APPLICATION FOR FUNDING AND
THE EXECUTION OF A GRANT AGREEMENT AND ANY
AMENDMENTS THERETO FROM THE 2021-2022 FUNDING YEAR OF
THE STATE EMERGENCY SOLUTIONS GRANT PROGRAM,
CONTINUUM OF CARE ALLOCATION NOTICES OF FUNDING
AVAILABILITY (DISTRICTS: ALL)**

OVERVIEW

The County of San Diego (County), as a recipient of the U.S. Department of Housing and Urban Development (HUD) entitlement program funding, is required to prepare a Consolidated Annual Performance and Evaluation Report (CAPER) summarizing the Fiscal Year 2020-21 accomplishments. During Fiscal Year 2020-21, the Health and Human Services Agency, Housing and Community Development Services (HCDS) administered a wide variety of housing and community development activities utilizing funds from the four federal entitlement programs: Community Development Block Grant (CDBG), Home Investment Partnerships (HOME), Emergency Solutions Grant (ESG), and Housing Opportunities for Persons with AIDS (HOPWA). The County also administers funding provided by the State of California through the State Emergency Solutions Grant (State ESG) program.

The activities, as described in the CAPER, predominately benefited lower-income residents. To provide an opportunity for public input, HUD requires a public comment period and a public hearing to be held before the CAPER is submitted. This hearing provides an opportunity for the San Diego County Board of Supervisors (Board) to receive public comment on the Fiscal Year 2020-21 CAPER. The CAPER has also been posted on the HCDS website at www.sdhd.org and made available at the HCDS office for public comment since August 27, 2021. The public comment period ends on September 14, 2021. Today's action also seeks to obtain an authorizing resolution for authority to apply for, accept, and administer State ESG funds. State ESG supplements the federal ESG program and provides funding for emergency shelter and rapid re-housing programs, which serve persons who are experiencing or at risk of homelessness. The County is estimated to receive an allocation of approximately \$500,000 in ESG funds from the State of California. Today's action supports the County's *Live Well San Diego* vision by increasing quality of life for low-income residents and providing assistance to vulnerable populations within San Diego County.

Today's action also supports the Board's Framework for Our Future by targeting key priorities through investing in historically disadvantaged communities through creating parks and green spaces. The CAPER serves as a public record of activities and accomplishments undertaken over the past year and consequently supports the Board's movement towards further government transparency.

RECOMMENDATION(S)
CHIEF ADMINISTRATIVE OFFICER

1. Hold this public hearing to receive public comment on the Fiscal Year 2020-21 Consolidated Annual Performance and Evaluation Report (CAPER).
2. Adopt a Resolution entitled A RESOLUTION APPROVING AN APPLICATION FOR FUNDING AND THE EXECUTION OF A GRANT AGREEMENT AND ANY AMENDMENTS THERETO FROM THE 2021-2022 FUNDING YEAR OF THE STATE EMERGENCY SOLUTIONS GRANT PROGRAM, CONTINUUM OF CARE ALLOCATION NOTICE OF FUNDING AVAILABILITY.
3. Authorize the Agency Director, Health and Human Services Agency or designee, to apply for State of California ESG grant funds of up to \$500,000 and to execute any agreements, certifications, amendments, or any other documents necessary to accept and implement the State ESG grant.
4. In accordance with Section 401 et seq. of the County Administrative Code and where determined appropriate, authorize the Director, Department of Purchasing and Contracting, to issue competitive solicitations for the Fiscal Year 2022-23 State ESG grant funds, and upon successful negotiations and determination of a fair and reasonable price, award contracts for a term of one (1) year with a six (6) month option, and, if needed, to amend contracts as required to reflect changes to services and funding or services requirements, subject to the availability of funds and the approval of the Agency Director, Health and Human Services Agency.

EQUITY IMPACT STATEMENT

The Community Development Block Grant (CDBG), Home Investment Partnerships (HOME), Emergency Solutions Grant (ESG), Housing Opportunities for Persons with AIDS (HOPWA), and the State of California Emergency Solutions Grant (State ESG) programs were established to meet community development, housing, and public service needs of low-income households and certain limited clientele groups. These limited clientele groups include persons experiencing homelessness, domestic violence survivors, abused or neglected children, seniors, and individuals with disabilities. The U.S. Department of Housing and Urban Development entitlement programs support the San Diego County Board of Supervisors' Framework for Our Future by prioritizing the needs of these vulnerable communities.

As an entitlement grantee, Housing and Community Development Services (HCDS) holds community forums in eligible jurisdictions to ensure all the voices in that community, including low-income and historically underrepresented residents, can express their community's needs. Robust community engagement is held every five (5) years for the development of the Consolidated Plan, as well as annual community forums to update the community and receive feedback on HUD entitlement programs. Forums for the 2020-2024 Consolidated Plan were held throughout the San Diego County unincorporated area, including Borrego Springs, Campo, Fallbrook, Julian, and Lincoln Acres, as well as in central San Diego. The input gathered from the community forums guide the County of San Diego (County) on how best to utilize its entitlement funds equitably. All projects incorporated into the HCDS Annual Plan and CAPER are aligned to key Consolidated Plan goals prioritizing affordable housing, homelessness, community infrastructure, and housing for individuals living with HIV/AIDS.

Data collected during the development of the 2020-2024 Consolidated Plan found that approximately 61% of low-income households in the County’s jurisdiction is housing-cost burdened and nearly 40% of all households experience some form of housing problem, such as overcrowding or nonfunctional utilities. Community forums and surveys revealed that residents see the rehabilitation or preservation of existing affordable units and the construction of new affordable units to be the highest need. Additionally, data found that the region’s special needs populations are particularly vulnerable to housing instability. Approximately 25% of the region’s population with a disability lives under 125% of the federal poverty line and housing was the top concern for the region’s more than 7,500 transition-aged youth. Lastly, the community strongly prioritized community infrastructure, with a particular interest in street and sidewalk improvements and urban greening.

Accomplishments outlined in the Fiscal Year 2020-21 CAPER have narrowed the gap in services and housing for these populations. Today’s action ensures compliance with federal reporting requirements that allows the County to continue utilizing more than \$11.7 million annually for historically vulnerable populations.

FISCAL IMPACT

Recommendation #1 (Consolidated Annual Performance and Evaluation Report (CAPER))

There is no fiscal impact associated with this action. There will be no change in net General Fund costs and no additional staff years.

Recommendations #2, #3 and #4 (Emergency Solutions Grant (ESG))

Funds for this request are included in the Fiscal Year 2021-22 Operational Plan in the Health and Human Services Agency (HHS). If awarded and approved, this request will result in estimated costs and revenue of \$500,000 in Fiscal Year 2021-22. The funding source is State ESG funds. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

3. SUBJECT: DECLARING THE COUNTY OF SAN DIEGO A CHAMPION FOR REPRODUCTIVE FREEDOM (DISTRICTS: ALL)

OVERVIEW

In 1973, the Supreme Court’s decision in *Roe v. Wade* ruled that the Constitution of the United States protects a pregnant person’s liberty to choose whether to terminate a pregnancy or not. This was a landmark legal decision that struck down a Texas statute banning abortion, effectively legalizing the procedure across the United States. Prior to *Roe v. Wade*, abortion had been illegal throughout much of the country.

For decades, the State of California has served as a model for providing and protecting access to reproductive health care. In 1969, even before the United States Supreme Court decision in *Roe v. Wade*, the California Supreme Court recognized that the fundamental right of a person to choose whether to bear children is protected by the U.S. Constitution. Additionally, in 1972, the people of California recognized the significance of a person’s right to reproductive freedom by amending the California Constitution to enshrine a right to privacy.

California has been recognized as the state with the strongest protections of rights to reproductive freedom. As the second largest county in the state, and in light of recent attacks on abortion rights in other states, the County of San Diego should serve as a model and commit to defend and fight for reproductive freedom. Although abortions are legal in San Diego County, individuals still face barriers to reproductive access. On a daily basis, healthcare providers across the county work to reduce the number of unintended pregnancies and keep people healthy. As the agency tasked with promoting wellness, self-sufficiency, and a better quality of life for our residents, the County of San Diego has a responsibility to be a champion for reproductive freedom.

Today's action demonstrates the County of San Diego's strong commitment to safe and legal abortion access.

RECOMMENDATION(S)
VICE-CHAIR NORA VARGAS

Adopt the Resolution titled: A RESOLUTION DECLARING THE COUNTY OF SAN DIEGO A CHAMPION FOR REPRODUCTIVE FREEDOM

EQUITY IMPACT STATEMENT

Restrictions and bans that violate reproductive freedom disproportionately impact populations that already face barriers to accessing care—people of color, people with low incomes, immigrants, and young people. Access to abortion continues to be a right in name only, with many unable to access the medical procedure due to restrictive laws, financial hardships, and other barriers. As states around the country enact extreme laws that violate the fundamental right to decide whether or not to terminate a pregnancy, the County of San Diego must continue to uphold reproductive freedom for all.

FISCAL IMPACT

There is no fiscal impact associated with this recommendation.

BUSINESS IMPACT STATEMENT

N/A

- 4. SUBJECT: RATIFY THE APPLICATION FOR GRANT FUNDS FROM THE FEDERAL COMMUNICATIONS COMMISSION'S EMERGENCY CONNECTIVITY FUND TO PROVIDE LAPTOPS AND MOBILE INTERNET HOTSPOTS TO HOUSEHOLDS IN NEED IN THE COUNTY LIBRARY'S SERVICE AREA (DISTRICTS: ALL)**

OVERVIEW

The San Diego County Library (County Library) plays a critical role in providing free access to the internet services and resources in the communities we serve. Part of County Library's effort to provide resources is through a partnership with the San Diego Supercomputer Center on the campus of the University of California, San Diego. This connection is the local node of the California Research and Education Network, a very high-speed, high-quality internet node that connects all our library branches. In addition to providing free Wi-Fi, with approximately 500,000 Wi-Fi connections annually, computers and laptops are also available at all our library branches.

County Library has considered expanding its internet service program for customers to be able to access the internet in their own homes or dwelling places without having to be at a library branch, use modems, or internet utility services. Using data from the National Telecommunications and Information Administration (NITA) from the United States Department of Commerce, which maps the extent of the digital divide to the census tract level, County Library has estimated that there are 7,400 households in our service area that do not have internet access nor a smartphone or computer to access the internet. The estimated cost for such a program to be implemented to meet this need is up to \$5 million.

The San Diego County Library has identified an opportunity to respond to this digital divide through an emergency funding source called the Emergency Connectivity Fund (ECF) initiated by the Federal Communications Commission (FCC) and administered by the Universal Service Administrative Company (USAC). The ECF initiative is a \$7.17 billion program with a purpose to “provide funding to schools and libraries for the costs of \$400 per laptop and \$250 per Wi-Fi Hotspot, of eligible equipment and services that can be provided to students, teachers, and library patrons who lack connected devices, such as laptop or tablet computers, and/or lack broadband access during the pandemic.”

This grant opportunity would respond to the community's need by funding 7,400 laptops and mobile internet hotspots for households that lack computers and internet access. The grant also includes a one-year data access plan for the mobile hotspot services to be covered. Once the year access plan ends, the E-Rate funding program, which funds 85% to 90% of County Library internet service costs, will fund continued costs for internet access along with the Library Fund operational budget. The County Library will make these devices available for a one-year loan, which includes one laptop and hotspot per household, to mitigate the digital divide. After the one-year loan, County Library will review how the program has addressed the need in its service area and will have the opportunity to extend loan periods for service equipment and data access plans.

The ratification and application period for the ECF grant did not provide time for the County Library to receive Board of Supervisors approval prior to applying due to the tight program deadlines. Today’s action is a request to ratify the County Library’s grant application to ECF requesting approximately \$5 million to acquire and distribute laptops and mobile internet hotspots. This equipment will be used to provide resources to households impacted by the digital divide in the County Library service areas of the unincorporated communities and eleven incorporated cities within the County Library service area. In addition, this request will authorize the Director, County Library to conduct all negotiations and to execute and submit all documents necessary to apply for and accept grant funds if awarded. If these grants are awarded, the County Library will return to the Board to request the appropriations of grant funds. If today’s request is not approved, County Library will withdraw the application request.

RECOMMENDATION(S)
CHIEF ADMINISTRATIVE OFFICER

1. Waive Board Policy B-29, Fees, Grants, and revenue Contracts - Department Responsibility for Cost Recovery, which requires the Board of Supervisors to act upon the proposed actions at least 15 days before a grant application is submitted.

2. Ratify the grant application for approximately \$5,000,000 of the FCC’s Emergency Connectivity Fund to provide laptops and mobile internet hotspots to households impacted by the digital divide in the County Library’s service areas and authorize the County Library to accept the grant funds if awarded.
3. Authorize the Director, County Library, or designee, as agent of the County of San Diego, to conduct all negotiations and submit all documents necessary to apply for and accept grant funds including, but not limited to, applications, grant contracts, payment requests, and, if funds are awarded, to execute the grant agreements, including any extensions or amendments thereof that do not materially impact or alter the grant program or funding levels.

EQUITY IMPACT STATEMENT

The County Library provides equitable access to educational classes, opportunities to develop literacy, study materials, and recreational reading at no cost to the communities and customers we serve. The County Library also provides access to broadband internet and computers so that customers can access the digital services they need to meet their goals of learning, connecting, job seeking, and acquiring safety-net services. This grant from the FCC will enable the County Library to extend free digital infrastructure from library branches into the households of residents in need of this digital access. This program is an opportunity to provide resources for the over 7,400 households impacted by the digital divide in the County Library service area.

FISCAL IMPACT

There is no fiscal impact associated with today’s recommendations. If approved, this request will ratify the County Library’s grant application for the Federal Communications Commission’s Emergency Connectivity Fund grant funds and authorize the County Library to accept grant funds of approximately \$5,000,000 for providing laptops and internet-connected devices to households lacking computer and internet access.

If these grants are awarded, the County Library will return to the Board to request the appropriations of grant funds. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

5. **SUBJECT: NOTICED PUBLIC HEARING:
ISSUANCE OF REVENUE BONDS BY THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY FOR THE BENEFIT OF HUMANGOOD, HUMANGOOD NORCAL, HUMANGOOD SOCAL OR HUMANGOOD FRESNO IN AN AGGREGATE MAXIMUM AMOUNT NOT TO EXCEED \$150,000,000 (DISTRICTS: 3 & 4)**

OVERVIEW

The County has received a request from the California Municipal Finance Authority (“CMFA” or “Authority”) to conduct a public hearing as required by the Internal Revenue Code and to approve the Authority’s issuance of one or more series of revenue bonds in an aggregate principal amount not to exceed \$150,000,000 (the “Bonds”), for the benefit of HumanGood, HumanGood NorCal, HumanGood SoCal or HumanGood Fresno, each a California nonprofit

public benefit corporation (the “Borrower”). The Borrower has applied for the financial assistance of the Authority. The proceeds of the Bonds will be used to finance or reimburse the cost of constructing, building, remodeling, renovating, rehabilitating, upgrading, furnishing and equipping certain of the Borrower’s continuing care retirement communities located in several jurisdictions throughout the state of California, including in the County of San Diego and to pay a portion of the interest on the Bonds, to provide working capital to the Borrower, to fund a debt service reserve fund and to pay certain expenses incurred in connection with the issuance of the Bonds. A portion of the proceeds of the Bonds in a principal amount not to exceed \$55,000,000 will be used to finance expenditures for various renovations and upgrades to the continuing care

retirement communities located in the County of San Diego: White Sands located at 7450 Olivetas Avenue, La Jolla, California, 92037 (\$25,000,000) and Redwood Terrace located at 710 West 13th Avenue, Escondido, California, 92025 (\$30,000,000).

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

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

RECOMMENDATION(S)
CHIEF ADMINISTRATIVE OFFICER

1. Pursuant to Section 147(f) of the Internal Revenue Code, hold a public hearing regarding the financing of the Project.
2. Adopt a Resolution entitled: RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO APPROVING THE ISSUANCE OF THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY REVENUE BONDS, SERIES 2021 (HUMANGOOD) IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$150,000,000 FOR THE PURPOSE OF FINANCING THE CONSTRUCTION, FURNISHING AND EQUIPPING OF WHITE SANDS LA JOLLA AND REDWOOD TERRACE AND CERTAIN OTHER MATTERS RELATING THERETO

EQUITY IMPACT STATEMENT

California Municipal Finance Authority was established to assist in financing of nonprofit public benefit organizations or for-profit corporations with a public benefit project wishing to issue or reissue bonds. The Bonds will be used to finance or reimburse the cost of remodeling, renovating, furnishing and equipping two continuing care facilities located in San Diego County. The Bonds will assist the Borrower to continue to offer high quality senior living care to its residents and future residents.

FISCAL IMPACT

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

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

BUSINESS IMPACT STATEMENT

N/A

6. **SUBJECT: NOTICED PUBLIC HEARING:
ISSUANCE OF REVENUE ANTICIPATION NOTES BY THE
CALIFORNIA MUNICIPAL FINANCE AUTHORITY FOR THE
PURPOSE OF PROVIDING WORKING CAPITAL TO FUND
OPERATING EXPENSES FOR HARBOR SPRINGS CHARTER
SCHOOL IN AN AGGREGATE MAXIMUM AMOUNT NOT TO
EXCEED \$4,000,000 (DISTRICTS: 1 & 5)**

OVERVIEW

The County has received a request from the California Municipal Finance Authority (“CMFA” or “Authority”) to conduct a public hearing as required by the Internal Revenue Code and to approve the Authority’s issuance of one or more series of revenue anticipation notes in an aggregate principal amount not to exceed \$4,000,000 (the “Notes”), for the purpose of providing working capital to fund operating expenses for Harbor Springs Charter School (the “Borrower”).

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

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

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Pursuant to Section 147(f) of the Internal Revenue Code, hold a public hearing regarding the financing of the Project.
2. Adopt a Resolution entitled: RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO APPROVING THE ISSUANCE OF THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY REVENUE ANTICIPATION NOTES (HARBOR SPRINGS CHARTER SCHOOL), SERIES 2021 IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$4,000,000 FOR THE PURPOSE OF FINANCING WORKING CAPITAL FOR THE HARBOR SPRINGS CHARTER SCHOOL AND CERTAIN OTHER MATTERS RELATING THERETO

EQUITY IMPACT STATEMENT

California Municipal Finance Authority was established to assist in financing of nonprofit public benefit organizations or for-profit corporations with a public benefit project wishing to issue or reissue notes. The notes will be used to provide working capital to fund operating expenses for the Borrower who operates two public charter school facilities located at 700 East Bobier Drive, Vista, California 92084 and 1615 Mater Dei Drive, Chula Vista, California 91913. The charter schools mission is to empower students by fostering their innate curiosity, engaging their parents, and promoting optimum learning by collaboratively developing a personalized learning program for each student.

FISCAL IMPACT

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

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

BUSINESS IMPACT STATEMENT

N/A

7. SUBJECT: COMMUNITY ENHANCEMENT PROGRAM GRANTS (DISTRICT: 5)

OVERVIEW

The Community Enhancement Program provides grant funds to cultural activities, job creation, museums, visitor and convention bureaus, economic development councils, other similar institutions/organizations, including County programs and projects, which promote and generate tourism, economic development, and/or a better quality of life both at the regional and community levels throughout San Diego County.

RECOMMENDATION(S)

SUPERVISOR JIM DESMOND

1. Allocate \$20,150 from Community Enhancement Program budget (Org 12900) to the Filipino American Cultural Organization to help with cost associated with the 20th Annual Filipino Cultural Celebration, free Tagalog language classes, Senior Member Program for mental health checkups and outings, and the Local Higher Education Scholarship Program.
2. Allocate \$50,000 from Community Enhancement Program budget (Org 12900) to Free to Thrive to support the North County Family Justice Center's trauma-informed legal services position.
3. Find that these grants have a public purpose.
4. Authorize the Deputy Chief Administrative Officer/Chief Financial Officer to execute grant 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.

EQUITY IMPACT STATEMENT

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 by providing services to all with an emphasis on underserved communities. The organizations that were chosen work to promote a sense of belonging and utilize equity in their operations, outreach and programs.

FISCAL IMPACT

The fiscal impact of these recommendations is \$70,150 from the Community Enhancement Program budget (Org 12900). Funds for this request are included in the Fiscal Year 2021-2022 Operational Plan for the Community Enhancement Program (Org 12900). The funding sources are Transient Occupancy Tax Revenues. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

8. SUBJECT: 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 \$25,000 from the Community Enhancement Program budget (Org 12900) to Encinitas4Equality to support the staff salary and rental fees of their office which showcases local artist, on site tutoring for the youth, a community garden, and educational meetings for the community.
2. Allocate \$50,000 from the Community Enhancement Program budget (Org 12900) to Labor's Training and Community Development Alliance to cover the cost of staff, stipends for volunteers and outreach material for their COVID-19 awareness program in the City of Escondido.
3. Find that the grants have a public purpose.
4. 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.

EQUITY IMPACT STATEMENT

We recognize the systemic impacts that inequitable policies may create for residents in San Diego County. These proposed allocations of funds are intended to improve the quality of life and economic conditions 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 members, and economic development. 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

The fiscal impact of these recommendations is \$75,000 from the Community Enhancement Program budget (Org 12900). Funds for these requests are included in the Fiscal Year 2021-22 Operational Plan for the Community Enhancement Program (Org 12900). The funding source is Transient Occupancy Tax Revenues. These actions will not result in the addition of staff years or other costs.

BUSINESS IMPACT STATEMENT

N/A

9. SUBJECT: PROPERTY TAX RATES FOR FISCAL YEAR 2021-22 (DISTRICTS: ALL)

OVERVIEW

This is a request to set the annual countywide ad valorem tax rates and the tax rates for school district debt service funds.

State law requires that these rates be adopted by the Board on or before October 3rd so the rates can be used to prepare the property tax roll and property tax bills. State law also requires that taxes be levied upon the taxable property of the County.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

Adopt the resolution entitled: "RESOLUTION ADOPTING THE TAX RATES FOR THE FISCAL YEAR COMMENCING JULY 1, 2021" incorporating the various rates as computed by the Auditor and Controller for Fiscal Year 2021-22.

EQUITY IMPACT STATEMENT

General Obligation Bonds are a vital financing mechanism for school districts in our community. The proceeds from the voter approved bonds are used to provide much needed infrastructure and equipment to school districts that might not otherwise have the resources for the acquisition and/or construction of these public improvements. There is strong evidence that high-quality infrastructure facilitates better instruction, improves student outcomes, and reduces dropout rates, among other benefits. School districts must conduct an annual, independent performance and financial audit.

FISCAL IMPACT

Approval of the resolution will allow the Auditor and Controller to prepare the tax roll and produce the annual property tax bills. It will also allow the Tax Collector to collect property taxes for Fiscal Year 2021-22.

The collection of taxes will provide funds to satisfy debt service requirements and to finance operations of the County and other government entities.

BUSINESS IMPACT STATEMENT

N/A

- 10. SUBJECT: FISCAL YEAR 2021-22 APPROPRIATION LIMIT FOR THE COUNTY OF SAN DIEGO (DISTRICTS: ALL)**

OVERVIEW

Each year, pursuant to Article XIII B: Government Spending Limitation of the California Constitution and Government Code Section 7910, the Board of Supervisors establishes its appropriation limit for the County of San Diego. Today's action requests adoption of a resolution establishing the County's Appropriation Limit for Fiscal Year 2021-22, calculated to be approximately \$6.3 billion. Only revenues from Proceeds of Taxes (property tax and certain state subventions) are subject to this limit. The County is substantially under the limit, having approximately \$2.4 billion of appropriations tied to Proceeds of Taxes that is subject to the limit in Fiscal Year 2021-22.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

Adopt the Resolution entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO RELATING TO ADOPTING APPROPRIATION LIMIT FOR COUNTY OF SAN DIEGO FOR FISCAL YEAR 2021-22

EQUITY IMPACT STATEMENT

The Appropriation limit is based on appropriations from tax revenue. It is intended to address potential inequities to the public by capping the growth of County expenditures and returning excess revenue from proceeds of tax to taxpayers.

FISCAL IMPACT

The recommended action has no fiscal impact to the County. There is no change to net General Fund cost and no additional staff years. The action authorizes the adoption of the Fiscal Year 2021-22 Appropriation Limit, pursuant to Article XIII B of the California Constitution and other applicable laws.

BUSINESS IMPACT STATEMENT

N/A

- 11. SUBJECT: ADMINISTRATIVE ITEM:
SECOND CONSIDERATION AND ADOPTION OF ORDINANCES:
AMENDMENTS TO THE COMPENSATION ORDINANCE AND
ADMINISTRATIVE CODE (8/31/2021 - First Reading; 9/14/2021 - Second
Reading) (DISTRICTS: ALL)**

OVERVIEW

On August 31, 2021 (16), the Board of Supervisors took action to further consider and adopt the Ordinances on September 14, 2021.

The proposed amendments to the San Diego County Compensation Ordinance are part of the ongoing efforts to manage and maintain a skilled, adaptable and diverse workforce dedicated to

sustaining operational excellence and serving the public. This action amends the Compensation Ordinance by 1) establishing the Housing Navigator classification in the Classified Service; 2) establishing Director, Office of Environmental and Climate Justice, Director, Office of Immigrant and Refugee Affairs, and Chief Evaluation Officer in the Unclassified Service; 3) amending the salary range for Director, Fire Authority; 4) changing class characteristics for Chief Medical Officer; 5) retitling three positions, (1) Director, Fire Authority to Director, County Fire, (2) Chief Operations Officer, Public Safety Group to Chief Operations Officer, and (3) Director, Office of Ethics and Compliance to Director, Office of Ethics, Compliance and Labor Standards; and 6) amending Section 6.1.1 of the Compensation Ordinance, which increases the number of authorized positions.

Today's recommendations also amend the Administrative Code by adding Section 125.4, and amending Sections 122, 125, 125.2, 494, and 496 to reflect these organizational and classification changes.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

Submit ordinances for further Board consideration and adoption on September 14, 2021 (second reading).

AN ORDINANCE AMENDING THE COMPENSATION ORDINANCE AND ESTABLISHING COMPENSATION.

AN ORDINANCE AMENDING THE ADMINISTRATIVE CODE.

EQUITY IMPACT STATEMENT

Today's recommendations will improve the County's enterprise-wide strategy to evaluate programs that enable the Board of Supervisors and County leadership team to make evidence-based policy decisions that are most in line with the County's priorities, promote economic justice, combat wage theft, and ensure fair and equitable treatment of San Diego workers by enforcing and administering state and federal labor laws, enhance existing refugee programs and County resources for the immigrant population regardless of immigration status, and provide support and coordination across County groups.

Today's recommendations will also enhance services and develop programs to address the immediate needs of the homeless population, expand the administration of fire protection and emergency medical services, in addition to furthering environmental and climate justice programs and priorities for communities disproportionately impacted by air quality environmental burdens and related health problems, while also addressing reduction of greenhouse gasses and food justice and transportation equity for the benefit of the community.

These actions are aligned to the County's 2021-2026 Strategic Plan and its vision for a San Diego that is Building Better Health, Living Safely, and Thriving.

FISCAL IMPACT

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

BUSINESS IMPACT STATEMENT

N/A

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

OVERVIEW

These appointments are in accordance with applicable Board Policy A-74, "Citizen Participation in County Boards, Commissions and Committees," Board Policy 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)

VICE-CHAIR NORA VARGAS

Appoint Candice Custodio-Tan to the COMMITTEE FOR PERSONS WITH DISABILITIES, Seat No. 1, for a term to expire January 6, 2025.

Appoint Jose Gaspar to the COMMITTEE FOR PERSONS WITH DISABILITIES, Seat No. 2, for a term to expire January 6, 2025.

Re-appoint Janice Luna Reynoso to the COUNTY OF SAN DIEGO BEHAVIORAL HEALTH ADVISORY BOARD (BHAB), Seat No. 2, for a term to expire September 11, 2024.

Re-appoint Shirley Nakawatase to the SAN DIEGO COUNTY CAPITAL ASSET LEASING CORP (SANCAL), Seat No. 1, for a term to expire January 6, 2025.

Waive Board Policy A-74, "Citizen Participation in County Boards, Commissions and Committees," and re-appoint Mark Kukuchek to the SAN DIEGO COUNTY FISH AND WILDLIFE ADVISORY COMMISSION, Seat No. 1, for a term to expire January 6, 2025.

SUPERVISOR JOEL ANDERSON

Appoint Mary Kay Borchard to the ALPINE COMMUNITY PLANNING GROUP, Seat No. 1, for a term to expire January 6, 2025.

Appoint Colby Ross to the ALPINE COMMUNITY PLANNING GROUP, Seat No. 13, for a term to expire January 6, 2025.

Appoint Todd Boyer to the COUNTY OF SAN DIEGO BEHAVIORAL HEALTH ADVISORY BOARD (BHAB), Seat No. 5, for a term to expire September 14, 2024.

Appoint Dana Pettersen to the JESS MARTIN PARK ADVISORY COMMITTEE, Seat No. 4, for a term to expire January 6, 2025.

Waive Board Policy A-74, "Citizen Participation in County Boards, Commissions, and Committees," and re-appoint Russell Rodvold to the LAKESIDE DESIGN REVIEW BOARD, Seat No. 7, for a term to expire April 17, 2023.

Appoint David Shaw to the LAKESIDE DESIGN REVIEW BOARD, Seat No. 6, for a term to expire May 7, 2022.

Re-appoint Mike Wagenleitner to the CSA NO. 026 - RANCHO SAN DIEGO LOCAL PARK DISTRICT ADVISORY BOARD, Seat No. 2, for a term to expire January 6, 2025.

Appoint Steve Babbitt to the CSA NO. 128 - SAN MIGUEL LOCAL PARK DISTRICT CITIZEN ADVISORY BOARD, Seat No. 1, for a term to expire January 6, 2025.

CHIEF ADMINISTRATIVE OFFICER

Appoint Michael Alvarez to the COUNTY OF SAN DIEGO HIV PLANNING GROUP, Seat No. 9, for a term to expire September 14, 2025.

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

13. 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

14. SUBJECT: CLOSED SESSION (DISTRICTS: ALL)

OVERVIEW

- A. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**
(Paragraph (1) of subdivision (d) of Section 54956.9)
K.J.P., et al. v. County of San Diego, et al.; United States District Court, Southern District No. 3:15-cv-02692-H-MDD
- B. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**
(Paragraph (1) of subdivision (d) of Section 54956.9)
Dolores Rosales v. County of San Diego, et al.; United States District Court, Southern District No. 3:19-cv-02303-JLS-DEB
- 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)
Peter Andersen v. County of San Diego.; San Diego Superior Court, Case No. 37-2019-00023787-CU-NP-CTL
- E. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**
(Paragraph (1) of subdivision (d) of Section 54956.9)
Jorge Vazquez, et al. v. California Department of Transportation, et al.; San Diego Superior Court, Case No. 37-2020-00021083-CU-PA-NC

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