

COUNTY OF SAN DIEGO BOARD OF SUPERVISORS
REGULAR MEETING

TUESDAY, MARCH 11, 2025, 9:00 AM AND WEDNESDAY, MARCH 12, 2025, 9:00 AM
COUNTY ADMINISTRATION CENTER,
BOARD CHAMBER, ROOM 310
1600 PACIFIC HIGHWAY, SAN DIEGO, CA 92101

GENERAL LEGISLATIVE SESSION
TUESDAY, MARCH 11, 2025, 9:00 AM

Order Of Business

- A. Roll Call
- B. Statement (just cause) and/or Consideration of a Request to Participate Remotely (emergency circumstances) by a Supervisor, if applicable.
- C. Invocation
- D. Pledge of Allegiance
- E. Presentation or Announcement of Proclamations and Awards
- F. Non-Agenda Public Communication: Individuals can address the Board on topics within its jurisdiction that are not on the agenda. According to the Board's Rules of Procedure, each person may speak at only one Non-Agenda Public Communication session per meeting. Speakers can choose to speak during either the General Legislative or Land Use Legislative Session.
- G. Approval of the Statement of Proceedings/Minutes for the sessions of February 25, 2025 and February 26, 2025.
- H. Consent Agenda
- I. Discussion Items
- J. Time Certain: 5:00 p.m.**
Item 14: FISCAL YEAR 2024-25 SECOND QUARTER OPERATIONAL PLAN
STATUS REPORT AND BUDGET ADJUSTMENTS
- K. 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.
- L. Recess to Wednesday, March 12, 2025, at 9:00 AM for the Land Use Legislative Session

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.sandiegocounty.gov/cob 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.

ASSISTANCE FOR PERSONS WITH DISABILITIES:

Agendas and records are available in alternative formats upon request. Contact the Clerk of the Board of Supervisors office at 619-531-5434 with questions or to request a disability-related accommodation. Individuals requiring sign language interpreters should contact the Countywide ADA Title II Coordinator at (619) 531-4908. To the extent reasonably possible, requests for accommodation or assistance should be submitted at least 72 hours in advance of the meeting so that arrangements may be made. An area in the front of the room is designated for individuals requiring the use of wheelchair or other accessible devices.

LANGUAGE INTERPRETATION ASSISTANCE:

Language interpretation 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@sdcounty.ca.gov.

LEVINE ACT NOTICE: DISCLOSURES REQUIRED ON SPECIFIED ITEMS (GOVERNMENT CODE § 84308)

The Levine Act states that parties to any proceeding involving a license, permit or other entitlement for use pending before the Board must disclose on the record of the proceeding any campaign contributions of more than \$500 (aggregated) made by the parties or their agents to Board Members within the preceding 12 months. Participants with financial interests, and agents of either parties or participants, are requested to disclose such contributions also. The disclosure must include the name of the party or participant and any other person making the contribution; the name of the recipient; the amount of the contribution; and the date the contribution was made. This disclosure can be made orally during the proceeding or in writing on a request to speak.

Board of Supervisors' Agenda Items

CONSENT AGENDA

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.	SHERIFF - REQUEST TO APPROVE THE DEPARTMENT OF STATE HOSPITALS REVENUE CONTRACT FOR A JAIL-BASED COMPETENCY TREATMENT PROGRAM
	2.	RATIFICATION OF APPLICATION TO THE CALIFORNIA OFFICE OF EMERGENCY SERVICES PAUL COVERDELL FORENSIC SCIENCE (CQ) IMPROVEMENT GRANT PROGRAM AND ACCEPTANCE OF FUNDS
	3.	ADOPT A RESOLUTION TO RECEIVE FUNDS UNDER THE U.S. DEPARTMENT OF HOMELAND SECURITY/FEDERAL EMERGENCY MANAGEMENT AGENCY PRE-DISASTER MITIGATION GRANT PROGRAM, AUTHORIZE THE SIGNATURE OF FUTURE GRANT DOCUMENTS AND MAKE CEQA FINDINGS
Financial and General Government	4.	ADOPT THE MITIGATED NEGATIVE DECLARATION PURSUANT TO CALIFORNIA ENVIRONMENTAL QUALITY ACT FOR THE JACUMBA FIRE STATION 43 PROJECT AND AWARD PHASE II, CONSTRUCTION SERVICES
	5.	APPROVAL OF CONFLICT-OF-INTEREST CODES FOR GROSSMONT- CUYAMACA COMMUNITY COLLEGE DISTRICT, GROSSMONT UNION HIGH SCHOOL, AND PUBLIC SAFETY GROUP
	6.	APPOINTMENTS: VARIOUS
	7.	COMMUNICATIONS RECEIVED

DISCUSSION ITEMS

Category	#	Subject
Health and Human Services	8.	NOTICED PUBLIC HEARING: FISCAL YEAR 2025-29 CONSOLIDATED PLAN AND FISCAL YEAR 2025-26 ANNUAL PLAN; 2025-29 CITIZEN PARTICIPATION PLAN; A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO APPROVING THE FISCAL YEAR 2025-29 CONSOLIDATED PLAN AND FISCAL YEAR 2025-26 ANNUAL PLAN FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT, HOME INVESTMENT PARTNERSHIPS, HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS AND EMERGENCY SOLUTIONS GRANT; AUTHORIZE THE ACCEPTANCE AND ADMINISTRATION OF GRANT FUNDS FROM THE STATE OF CALIFORNIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT FOR THE FISCAL YEAR 2024-27 STATE EMERGENCY SOLUTIONS GRANT PROGRAM; AUTHORIZE TO APPLY FOR ADDITIONAL FUNDING OPPORTUNITIES TO SUPPORT FUTURE HOUSING OR COMMUNITY DEVELOPMENT
Financial and General Government	9.	ENDING SUPER SANCTUARY COUNTY STATUS BY REPEALING BOARD POLICY L-2
	10.	ADOPT REVISIONS TO THE SAN DIEGO COUNTY BOARD OF SUPERVISORS RULES OF PROCEDURE REGARDING SELECTION OF OFFICERS AND ADOPT AMENDMENTS TO BOARD POLICIES TO PROVIDE GUIDANCE FOR STAFF WHEN THERE IS AN UNANTICIPATED VACANCY ON THE BOARD OF SUPERVISORS
	11.	PROVIDING FEDERALLY FUNDED PROGRAM RECIPIENTS WITH A NOTICE OF FUNDING AT RISK
	12.	ADOPT AN ORDINANCE ADDING TITLE 3, DIVISION 1, CHAPTER 5 OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES RELATING TO PREDATORY PRACTICES AFTER THE DECLARATION OF AN EMERGENCY (3/11/2025 - First Reading; 4/8/25- Second Reading unless ordinance is modified on second reading)
	13.	ESTABLISHING AN UNSAFE CAMPING ORDINANCE IN SAN DIEGO COUNTY TO PREVENT WILDFIRE HAZARDS AND ENSURE PUBLIC SAFETY IN OUR COMMUNITIES
	14.	FISCAL YEAR 2024-25 SECOND QUARTER OPERATIONAL PLAN STATUS REPORT AND BUDGET ADJUSTMENTS (4 VOTES)

(TIME CERTAIN: 5:00 P.M.)

ADDITIONAL CONSENT ITEM

<u>Category</u>	<u>#</u>	<u>Subject</u>
<u>Health and Human Services</u>	<u>15.</u>	<u>AUTHORIZE THE COUNTY OF SAN DIEGO TO OPT-IN TO THE BEHAVIORAL HEALTH COMMUNITY-BASED ORGANIZED NETWORKS OF EQUITABLE CARE AND TREATMENT (BH-CONNECT) INITIATIVE, EXECUTE RELATED AGREEMENTS, ACCEPT ADDITIONAL MEDICAL REVENUE, AND PURSUE ADDITIONAL FUNDING, AND REQUEST THE DEPARTMENT OF HEALTH CARE SERVICES TO ISSUE FINAL GUIDANCE FOR BH-CONNECT</u>

ADDITIONAL DISCUSSION ITEM

<u>Category</u>	<u>#</u>	<u>Subject</u>
<u>Closed Session</u>	<u>16.</u>	<u>CLOSED SESSION</u>

1. SUBJECT: SHERIFF - REQUEST TO APPROVE THE DEPARTMENT OF STATE HOSPITALS REVENUE CONTRACT FOR A JAIL-BASED COMPETENCY TREATMENT PROGRAM (DISTRICTS: ALL)

OVERVIEW

The California Department of State Hospitals (DSH) is responsible for returning to competency individuals charged with a felony who have been found mentally incompetent to stand trial (IST), pursuant to CA Penal Code Section 1370. The IST defendants are committed to a state hospital for care and treatment to restore competency. As a result of high demand and the limited hospital beds for treatment, DSH added capacity through a jail-based competency treatment (JBCT) program where DSH contracts with and reimburses counties on a per diem rate per patient to provide the treatment in their jails.

The JBCT program provides the same treatment and competency restoration services to the incarcerated population as those provided in state hospitals. The program permits individuals to begin treatment immediately after receiving a court order. The previous revenue contract with DSH for the JBCT program expired on December 31, 2024, and the Sheriff's Office would like to establish a new agreement to receive reimbursement for travel, medications, replenishment, and refurbishment provided to support the JBCT program. The new agreement will also reflect updated reimbursable per diem rates based on projected costs by the Sheriff's Office.

Today's request would approve a revenue contract with DSH for two years for the reimbursement of costs to provide a jail-based competency treatment program for the period of January 1, 2025 to December 31, 2026. The request would also waive Board Policy B-29, Fees, Grants, and Revenue Contracts - Department Responsibility for Cost Recovery which requires prior approval of the submission of grants and revenue applications.

RECOMMENDATION(S)

SHERIFF

1. Approve and authorize the Clerk of the Board to accept and execute upon receipt a two-year revenue contract between the County of San Diego and the Department of State Hospitals for the period of January 1, 2025 to December 31, 2026, for reimbursement of costs for a jail-based competency treatment program to be provided at the San Diego Central Jail.
2. Authorize the Sheriff to execute all required revenue documents, including any extensions, amendments, or revisions thereto that do not materially impact either the program or funding level.
3. Waive Board Policy B-29, Fees, Grants, and Revenue Contracts - Department Responsibility for Cost Recovery which requires prior approval of the submission of grants and revenue applications.

EQUITY IMPACT STATEMENT

The California Department of State Hospitals and San Diego County Sheriff's Office recognize the systemic impact that the Statewide waitlist for incompetent to stand trial treatment services has had on incarcerated persons with serious mental illness who are awaiting trial. The jail-based

competency treatment program increases equity by decreasing the disparity from the State justice system and benefits the incarcerated person by accelerating and facilitating improved access to restoration services.

SUSTAINABILITY IMPACT STATEMENT

The proposed action supports the County of San Diego's Sustainability Initiative of resiliency by ensuring the County's capability to respond more efficiently to the immediate needs of incarcerated persons with serious mental illness requiring incompetent to stand trial treatment services. The proposed action to expedite access to restoration and forensic services for incarcerated persons contributes to the County of San Diego's Sustainability Goal to provide just and equitable access because it lessens the time that incarcerated persons need to wait for a Department of State Hospitals bed at a state hospital.

FISCAL IMPACT

The proposed revenue agreement between DSH and the Sheriff's Office will include a per diem rate of \$538.93 for each patient for a minimum of 25 beds, and up to an additional 5 beds if needed for the first period of January 1, 2025, to December 31, 2025. The per diem rate will increase to \$555.09 for the second period of January 1, 2026, to December 31, 2026. Additional reimbursable costs will be included in the agreement for travel, replenishment, refurbishment, and medications for a total revenue contract value of up to \$12,396,917.

Funds for this request are partially included in the Fiscal Year 2024-25 Operational Plan for the Sheriff's Office. \$4,281,449 is currently budgeted, based on the previously approved per diem rate for calendar year 2024. If approved, this request will result in additional revenue of \$1,002,472 for a total of up to \$5,296,421 in the contract first period. The funding source is revenue from the Department of State Hospitals. Costs and revenues estimated at \$7,100,496 for calendar year 2026 will be included in the Fiscal Years 2025-27 CAO Recommended Operational Plan for the Sheriff's Office. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

2. **SUBJECT: RATIFICATION OF APPLICATION TO THE CALIFORNIA OFFICE OF EMERGENCY SERVICES PAUL COVERDELL FORENSIC SCIENCE (CQ) IMPROVEMENT GRANT PROGRAM AND ACCEPTANCE OF FUNDS (DISTRICTS: ALL)**

OVERVIEW

The California Office of Emergency Services (CalOES) has funding available under the Paul Coverdell Forensic Science (CQ) Improvement Program to improve forensic science and medical examiner/coroner services, including services provided by laboratories operated by states and local governments. This program seeks to provide states and local governments with the tools needed to meet the challenges of responding to crime. Funding for this program will be used to cover training and continuing education costs for Medical Examiner toxicologists to attend national/local conferences to network and keep current with drug trends. Continuing

education courses will be provided which will be tailored to increase foundational knowledge and interpretation in toxicology. These training and educational opportunities will allow Toxicologists to stay current and informed in the constantly evolving field of forensics. This grant will also provide additional resources to fund accreditation initiatives that comply with the standards of the National Association of Medical Examiners.

Today's request is to authorize the Medical Examiner to accept, if awarded, \$67,614 in grant funds from the CalOES CQ Program for training and continuing education costs. This is also a request to authorize the Chief Medical Examiner to apply for and accept grant funding from the CalOES CQ Program and execute all required or related grant documents in subsequent years, provided there are no material changes to the grant terms and funding levels. A waiver of Board Policy B-29, Fees, Grants, Revenue Contracts - Department Responsibility for Full Cost Recovery, which requires prior approval of grant applications and full-cost recovery, is requested as this funding request was not received by the Board of Supervisors at least fifteen days in advance of the date on which the grant request was submitted and the grant funds do not reimburse costs associated with administrative support.

RECOMMENDATION(S)
CHIEF ADMINISTRATIVE OFFICER

1. Ratify the Medical Examiner's grant application to the California Office of Emergency Services Paul Coverdell Forensic Science (CQ) Improvement Program with a performance period of April 1, 2025, through March 31, 2026, in the amount of \$67,614 and authorize the Chief Medical Examiner to accept the funds if awarded.
2. Authorize the Chief Medical Examiner to apply for and accept funding from the CalOES CQ Program in subsequent years provided there are no material changes to the grant terms and funding level.
3. Authorize the Chief Medical Examiner, and/or designee, in this year and subsequent years, to review and execute all required grant documents, including any annual extensions, amendments and/or revisions thereto that do not materially impact or alter the services or funding level.
4. Waive Board Policy B-29, Fees, Grants, and Revenue Contracts - Department Responsibility for Cost Recovery, which requires prior approval of grant applications and full cost recovery for grants.

EQUITY IMPACT STATEMENT

The Department of the Medical Examiner investigates and determines the cause and manner of death for all homicides, suicides, accidents and most sudden and/or unexpected deaths in the county. The Paul Coverdell Forensic Science (CQ) Improvement Program aims to provide states and local governments with the resources needed to meet the challenges of responding to crime. These funds will enable the department to reduce disparities in forensic investigations and ensure that all individuals benefit from accurate and timely forensic and medical examiner services.

SUSTAINABILITY IMPACT STATEMENT

The proposed action to accept grant funds will improve the Medical Examiner Toxicology Laboratory's ability to stay current and informed in the constantly evolving field of forensics, contributing to the County's sustainability goal of protecting the health and wellbeing of justice-involved individuals and the broader community. By providing the latest data on emerging trends, the Medical Examiner supports harm reduction strategies, strengthens public health initiatives, and informs evidence-based criminal justice efforts, contributing to a safer and more equitable community.

FISCAL IMPACT

Funds for this request will be included in the Fiscal Years 2025-27 CAO Recommended Operational Plan for the Medical Examiner. If approved, this request will result in estimated costs and revenue of \$67,614 in Fiscal Year 2025-26. The funding source is the CalOES Paul Coverdell Forensic Science (CQ) Improvement Program. The grant award recovers all direct costs but does not include costs associated with administrative support estimated at \$1,805 which will be funded by General Purpose Revenue. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

3. **SUBJECT: ADOPT A RESOLUTION TO RECEIVE FUNDS UNDER THE U.S. DEPARTMENT OF HOMELAND SECURITY/FEDERAL EMERGENCY MANAGEMENT AGENCY PRE-DISASTER MITIGATION GRANT PROGRAM, AUTHORIZE THE SIGNATURE OF FUTURE GRANT DOCUMENTS AND MAKE CEQA FINDINGS (DISTRICTS: 1, 2 AND 5)**

OVERVIEW

Wildfires pose a significant and growing threat to the San Diego region, where the combination of dry conditions, high winds, and rugged terrain creates an ideal environment for fast-moving, destructive fires. Fire stations serve as emergency hubs for the deployment of equipment and first responders to emergency incidents. The devastating wildfires of 2003 and 2007 exposed vulnerabilities in existing infrastructure, leading to widespread reforms in building codes and wildfire mitigation strategies. In response, the County of San Diego (County) has taken significant steps to improve building standards and enhance wildfire resilience.

In 2008, the County established San Diego County Fire (County Fire) to provide coordination and leadership to unincorporated communities with volunteer fire companies and underfunded fire protection districts. Since that time, 20 agencies have consolidated into County Fire and are staffed with around-the-clock, paramedic fire engines through a cooperative agreement with CAL FIRE. However, most of the County's fire stations were built prior to 2008 when Chapter 7A of the building code was updated to require the use of fire-resistant materials and design.

The County was awarded \$1,239,300 under the U.S. Department of Homeland Security/Federal Emergency Management Agency Pre-Disaster Mitigation Grant Program (DHS/FEMA PDM Grant Program), to harden fire stations built prior to the fire code update. County Fire will have

a 27.1% match requirement (\$460,700), bringing total revenue and project costs to \$1.7 million. This funding will support activities at approximately 12 County Fire stations with the goal of implementing the three most effective measures at reducing risk: defensible space, hardscaping within the surrounding five feet of a structure, and upgrading existing vents to ember resistant vents. The project improvements are expected to be completed within three years.

Today's request is for the Board of Supervisors to find that the proposed actions are not subject to the California Environmental Quality Act, adopt a Resolution authorizing County Fire to accept \$1,239,300 in grants funds from the DHS/FEMA PDM Grant Program, and authorize the Director of County Fire, or designee, to sign all grant-related documents. This is also a request to designate County Fire as an Administering Department under Board Policy F-40 and to waive Board Policy B-29 to meet the grant match requirement.

RECOMMENDATION(S)
CHIEF ADMINISTRATIVE OFFICER

1. Find that the proposed actions are not subject to the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Sections 15060(c)(3) and 15378(b)(4).
2. Authorize the acceptance of grant funds of \$1,239,300 from the Department of Homeland Security/Federal Emergency Management Agency Pre-Disaster Mitigation (DHS/FEMA PDM) Grant Program, subject to final award adjustments. Adopt a Resolution entitled: DESIGNATION OF APPLICANT'S AGENT RESOLUTION FOR NON-STATE AGENCIES (OES-FPD-130).
3. Authorize the Director of San Diego County Fire, or designee, to sign all required grant documents and agreements, including any annual extensions, amendments, and/or revisions thereto that do not materially impact or alter the services or funding level.
4. In accordance with Board Policy F-40, Procuring Architectural, Engineering, and Related Professional Services, for the purposes of the DHS/FEMA PDM Grant Program, designate County Fire as an Administering Department and approve and authorize the Director, Department of Purchasing and Contracting to procure any necessary as-needed professional services.
5. Waive Board Policy B-29 (Fees, Grants and Revenue Contracts - Department Responsibility for Cost Recovery), which requires full cost recovery for grants.

EQUITY IMPACT STATEMENT

More than 80 percent of the San Diego County Fire jurisdictional area qualifies as a disadvantaged unincorporated community, based on a San Diego Local Agency Formation Commission (LAFCO) report. Furthermore, the Unequal Impacts of Wildfire Risk data dashboard, produced by Headwaters Economics, highlights the disproportional realities of wildfire. It puts San Diego County in a “very high” wildfire risk and provides the following statistics: 454,089 people over the age of 65; 317,924 people living with disabilities; 210,717 people who don't speak English well; 62,012 households without a car; 59,259 families living in poverty, and 38,123 mobile homes. Because vulnerable populations bear an inequitable share of the risks and the consequences of wildfire, fire station hardening can have a positive impact on

equity by ensuring that fire protection services are maintained across all communities. By focusing on equity through fire station hardening, emergency responders can better protect all residents, particularly those most at risk of being impacted by wildfire events.

SUSTAINABILITY IMPACT STATEMENT

Today's proposed action can positively impact sustainability by improving the resilience of emergency infrastructure, reducing environmental damage, and supporting long-term community stability in the face of increasing wildfire threats. Hardening fire stations makes them more resistant to wildfires, ensuring that they remain operational during and after fire events. This resilience minimizes disruptions to emergency services, allowing for a more effective response to wildfires.

By protecting critical infrastructure, hardening reduces the need for costly rebuilding and reduces the environmental footprint of reconstruction efforts. Lastly, preventing wildfires helps avoid water pollution, preserves healthy vegetation, protects endangered wildlife, improves air quality, and minimizes greenhouse gas emissions.

FISCAL IMPACT

If approved, one-time costs and revenue of \$80,000 for today's proposed actions are included in the Fiscal Year 2024-25 Operational Plan for San Diego County Fire (County Fire). An estimated costs and revenue of \$500,000 will be included in FY 2025-27 CAO Recommended Operation Plan for County Fire. The total grant award is \$1,239,300 for a period of three years. Remaining grant funds of \$816,480 and match requirement of \$303,520 will be included in future years Operational Plans for County Fire. There is a 27.1% match requirement for the grant bringing total revenue and project costs to \$1.7 million. The funding sources are property tax revenue from the San Diego Fire Protection District (\$460,700) and DHS/FEMA PDM Grant Program (\$1,239,300). There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

4. **SUBJECT: ADOPT THE MITIGATED NEGATIVE DECLARATION PURSUANT TO CALIFORNIA ENVIRONMENTAL QUALITY ACT FOR THE JACUMBA FIRE STATION 43 PROJECT AND AWARD PHASE II, CONSTRUCTION SERVICES (DISTRICT: 2)**

OVERVIEW

The proposed Jacumba Fire Station 43 Project (Project) includes construction of a one-story, approximately 8,500-square-foot fire station on an approximately 5-acre portion of APN 660-150-18-00 in the unincorporated community of Jacumba Hot Springs. The property is located at 44850 Old Highway 80, Jacumba, CA 91934. The property is currently owned by BayWa r.e. Development Land Holdco LLC (BayWa). The County of San Diego (County) and BayWa have executed a donation agreement that gives the County exclusive right to take ownership of the land. This Project will replace the existing Jacumba fire station located in a rented space at 1255 Jacumba Street, Jacumba, CA 91934 (APN 660-053-01).

On June 4, 2024 (7), the San Diego County Board of Supervisors (1) authorized the Department of Purchasing and Contracting (DPC) to advertise a Construction Manager at Risk (CMAR) contract for the new Jacumba Fire Station 43; (2) authorized DPC to award Phase I, Pre-construction Services; (3) designated the Director, Department of General Services (DGS) as the County officer responsible for administering the CMAR contract for the pre-construction services of the Project; and, (4) authorized the DGS Director to execute any and all documents necessary to implement the CMAR contract. The County awarded the CMAR contract, and the pre-construction phase of the Project has commenced.

This is a request to (1) adopt the Mitigated Negative Declaration and related environmental documents for the Project; and, (2) authorize DPC to award Phase II, Construction Services of the Project. If approved, the Project is expected to begin construction in Fall 2025, with estimated completion for Spring 2027.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Find, based on the whole record, that there is no substantial evidence that the Jacumba Fire Station 43 Project will have a significant effect on the environment. Consider the Mitigated Negative Declaration, on file with the Department of General Services and dated February 10, 2025, State Clearinghouse # 2024090644 (Attachment A, on file with the Clerk of the Board), together with comments received during public review (Attachment C, on file with the Clerk of the Board), and adopt the Mitigated Negative Declaration, finding that it reflects the independent judgment and analysis of the Board of Supervisors.
2. Adopt the Mitigation Monitoring and Reporting Program prepared in accordance with California Environmental Quality Act Guidelines Section 15074(d) and authorize the Director, Department of General Services to ensure compliance with the Mitigation Monitoring and Reporting Program (Attachment B, on file with the Clerk of the Board).
3. Adopt the Statement of Location and Custodian of Record (Attachment D, on file with the Clerk of the Board).
4. Authorize the Director, Department of Purchasing and Contracting to take any action authorized by Article XXIII, Section 401, et seq. of the Administrative Code and Public Contract Code Section 20146 to award and, if needed, later amend Phase II Construction Services.
5. Designate the Director, Department of General Services as the County officer responsible for administering Phase II, Construction Services, of the Construction Manager at Risk (CMAR) contract for the Project and authorize the Director, Department of General Services to execute any and all documents necessary for the implementation of the CMAR contract.

EQUITY IMPACT STATEMENT

San Diego County Fire provides services that aim to protect every person's right to life and security of person and strives for equitable outcomes in our communities. The approval to award and administer Phase II, Construction Services, for the proposed new Jacumba Fire Station

Project (Project) would result in the construction of a modern and safe facility for employees and members of the community. Additionally, the County incorporated inclusionary contracting criteria into the source selection process for Phase I, Pre-construction Services; these criteria will further ensure equity during Phase II of the project.

SUSTAINABILITY IMPACT STATEMENT

The new Jacumba Fire Station Project (Project) will implement low-impact development standards and use sustainable design principles, practices, and performance. The Project will obtain, at minimum, a Leadership in Energy and Environmental Design Gold certification and achieve Zero Net Energy (ZNE). ZNE is defined as a building which has extremely energy efficient end uses and on-site renewable annual energy production greater than the building's annual energy consumption. The Project's design will incorporate energy efficient technologies, with 30% of embodied carbon reduction, and use a Building Automation System to monitor and control energy use.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year 2024-25 Operational Plan for Capital Project 1022910, Jacumba Fire Station 43. Total Project budget is \$18,100,000. The funding sources are General Fund fund balance (\$150,000), Other Services to Governmental Agencies (\$250,000), Fire Mitigation Fees (\$700,000), and existing General Purpose Revenue (\$17,000,000). There will be no change in net General Fund cost and no additional staff years.-

BUSINESS IMPACT STATEMENT

The Construction Manager at Risk (CMAR) contractor must make a specific and measurable commitment to local, small, and disadvantaged business participation for the Jacumba Fire Station 43 Project. Examples of such local participation include partnering with local organizations, local apprentice programs, local employment resource centers, and workforce community outreach programs. The CMAR contract must also comply with the Board Policy B-39a, Veteran Owned Business and Disabled Veterans Business Enterprise (DVBE) program, which requires at least three percent DVBE participation.

5. **SUBJECT: APPROVAL OF CONFLICT-OF-INTEREST CODES FOR GROSSMONT- CUYAMACA COMMUNITY COLLEGE DISTRICT, GROSSMONT UNION HIGH SCHOOL, AND PUBLIC SAFETY GROUP (DISTRICTS: ALL)**

OVERVIEW

The Board of Supervisors serves as the Code Reviewing Body for any local agency, other than cities, with jurisdiction wholly within the County, pursuant to Government Code Section 82011. The recommended action would approve the proposed amendments to the Conflict of Interest code for Grossmont-Cuyamaca Community College District, Grossmont Union High School District and Public Safety Group.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

Approve the Conflict-of-Interest codes for Grossmont-Cuyamaca Community College District, Grossmont Union High School District, and Public Safety Group.

EQUITY IMPACT STATEMENT

County government includes standing and special boards, commissions, committees and task forces formed to advise the Board of Supervisors and County staff on issues and policies 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 and as such must provide transparent, bias-free decision-making. The Board of Supervisors serves as the Code Reviewing Body for any local agency, other than cities, with jurisdiction wholly within the County, pursuant to Government Code Section 82011. Under the California Political Reform Act, a public official has a disqualifying conflict of interest in a governmental decision if it is foreseeable that the decision will have a financial impact on their personal finances or other financial interests. In such cases, there is a risk of biased decision-making that could sacrifice the public's interest in favor of the official's private financial interests. To avoid actual bias or the appearance of possible improprieties, the public official is prohibited from participating in the decision.

The recommended action would approve the amended Conflict of Interest codes submitted by Grossmont-Cuyamaca Community College District, Grossmont Union High School District, and Public Safety Group. The Conflict of Interest codes in this Board Letter enables the County of San Diego to provide transparency and accountability to individual residents, ensuring equitable operations of the government that are free from undue influence.

SUSTAINABILITY IMPACT STATEMENT

Under the Political Reform Act, all public agencies are required to adopt a Conflict of Interest code that designates positions that are required to file the Statement of Economic Interests (Form 700). Conflict of Interest codes must be maintained as updated and accurate to ensure that necessary public officials report their personal financial interests. These required filings provide public transparency about possible conflicts of interest and to ensure governmental decisions are made in the best interest of the public. This Board Letter supports the County of San Diego's sustainability goal of, "Engaging the community to partner and participate in decisions that impact their lives and communities and transparently share results of outcomes."

FISCAL IMPACT

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

BUSINESS IMPACT STATEMENT

N/A

6. 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," and Board Policy A-77, "Appointments to Fill Vacancies and Cancellation of Election where Insufficient Nominations Filed Prior to Uniform District Election and Citizen Planning Group Election". Board Policy I-1, "Planning and Sponsor Group Policies and Procedures."

RECOMMENDATION(S)

VICE-CHAIR TERRA LAWSON-REMER

Appoint Paige Colburn-Hargis to the ADVISORY COUNCIL, AGING AND INDEPENDENCE SERVICES, Seat 6, for a term to expire January 8, 2029.

Appoint Devesh Vashishtha to the BEHAVIORAL HEALTH ADVISORY BOARD, Seat 11, for a term to expire November 7, 2026.

Appoint Timothy Ross to the EMERGENCY MEDICAL CARE COMMITTEE, Seat 26, for a term to expire March 11, 2029.

Appoint John Clark to the FIRE PROTECTION DISTRICT FIRE ADVISORY BOARD, SAN DIEGO COUNTY, Seat 6, for a term to expire January 8, 2029.

Re-appoint Tashi MacMillen to the FISH AND WILDLIFE ADVISORY COMMISSION, Seat 5, for a term to expire January 8, 2029.

Re-appoint Wayne Kotow to the FISH AND WILDLIFE ADVISORY COMMISSION, Seat 6, for a term to expire January 8, 2029.

Appoint Mary Yang to the FLOOD CONTROL DISTRICT ADVISORY COMMITTEE, Seat 4, for a term to expire January 8, 2029.

Appoint Deanna Alexander-Myers to the HEALTH SERVICES ADVISORY BOARD (HSAB), Seat 5, for a term to expire January 8, 2029.

Appoint Dorothy Greene to the HEALTH SERVICES ADVISORY BOARD (HSAB), Seat 18, for a term to expire January 8, 2029.

Appoint Aida Galindez to the HEALTH SERVICES ADVISORY BOARD (HSAB), Seat 19, for a term to expire January 8, 2029.

Appoint Joan Bracci to the TREASURY OVERSIGHT COMMITTEE, Seat 3, for an indefinite term.

SUPERVISOR JOEL ANDERSON

Appoint Jason Albright to the CAMPO - LAKE MORENA COMMUNITY PLANNING GROUP, Seat 1, for a term to expire January 8, 2029.

Appoint Andrea Wagner to the RAMONA COMMUNITY PLANNING GROUP, Seat 11, for a term to expire January 8, 2029.

SUPERVISOR MONICA MONTGOMERY STEPPE

Appoint Dr. Suzanne Afflalo to the HEALTHY SAN DIEGO CONSUMER AND PROFESSIONAL ADVISORY COMMITTEE, Seat 4, for a term to expire January 4, 2027.

Appoint Eva Matthews to the HEALTHY SAN DIEGO CONSUMER AND PROFESSIONAL ADVISORY COMMITTEE, Seat 9, for a term to expire January 4, 2027.

CHIEF ADMINISTRATIVE OFFICER

Appoint Rosanna Mendoza to the EMERGENCY MEDICAL CARE COMMITTEE, Seat 9, for a term to expire March 11, 2028.

Re-appoint Matthew Rios to the EMERGENCY MEDICAL CARE COMMITTEE, Seat 10, for a term to expire March 11, 2028.

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.

SUSTAINABILITY IMPACT STATEMENT

The County of San Diego has over one hundred boards, commissions, committees, and task forces that serve as voice in the County government. Advisory bodies are an essential role in resident engagement that allow citizens to participate on issues relating to the welfare and quality of life in the County. They are fundamental to the County of San Diego’s ability to navigate complex and dynamic policy challenges, are a conduit to the County Bureaucracy, and a broker to community voice. This board letter supports the County of San Diego Sustainability Goal No.1 by “encourage[ing] people and diverse stakeholders to partner and participate in decisions that impact their lives and communities.”

FISCAL IMPACT

N/A

BUSINESS IMPACT STATEMENT

N/A

7. 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

SUSTAINABILITY STATEMENT

This board letter is a list of documents received by the Clerk of the Board of Supervisors and/or Board of Supervisors from other entities, other county departments, the public, and internal documents presented to the Clerk of the Board of Supervisors or the Board of Supervisors. This contributes to the overall sustainability of the county by engaging the community in meaningful ways and promote an environment that provides equitable access opportunities for public engagement.

FISCAL IMPACT

N/A

BUSINESS IMPACT STATEMENT

N/A

- 8. SUBJECT: NOTICED PUBLIC HEARING:
FISCAL YEAR 2025-29 CONSOLIDATED PLAN AND FISCAL YEAR
2025-26 ANNUAL PLAN; 2025-29 CITIZEN PARTICIPATION PLAN; A
RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY
OF SAN DIEGO APPROVING THE FISCAL YEAR 2025-29
CONSOLIDATED PLAN AND FISCAL YEAR 2025-26 ANNUAL PLAN
FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT, HOME
INVESTMENT PARTNERSHIPS, HOUSING OPPORTUNITIES FOR
PERSONS WITH AIDS AND EMERGENCY SOLUTIONS GRANT;
AUTHORIZE THE ACCEPTANCE AND ADMINISTRATION OF
GRANT FUNDS FROM THE STATE OF CALIFORNIA DEPARTMENT
OF HOUSING AND COMMUNITY DEVELOPMENT FOR THE
FISCAL YEAR 2024-27 STATE EMERGENCY SOLUTIONS GRANT
PROGRAM; AUTHORIZE TO APPLY FOR ADDITIONAL FUNDING
OPPORTUNITIES TO SUPPORT FUTURE HOUSING OR
COMMUNITY DEVELOPMENT (DISTRICTS: ALL)**

OVERVIEW

The County of San Diego (County) administers four United States Department of Housing and Urban Development (HUD) funded entitlement programs: Community Development Block Grant (CDBG), HOME Investment Partnerships (HOME), Housing Opportunities for Persons with AIDS (HOPWA), and Emergency Solutions Grant (ESG) programs. As a HUD recipient, the County is responsible for the development of a Consolidated Plan, a five-year strategic plan for the four entitlement programs, and an Annual Plan, which identifies specific projects to be funded during the upcoming fiscal year. The County also administers funding provided by the State of California through the State Emergency Solutions Grant (State ESG) program.

Today's hearing serves as an opportunity for the San Diego County Board of Supervisors (Board) to receive public comment on the draft Fiscal Year (FY) 2025-29 Consolidated Plan and draft FY 2025-26 Annual Plan. The strategic goals included in the 2025-29 Consolidated Plan were drafted based on community feedback and approved by the Board on October 22, 2024 (26). The recommendations for funding in the Annual Plan are aligned with these established strategic goals and represent a range of services and projects that will support the housing needs

and community revitalization for low-income residents and communities in eligible service areas. The recommendations are based on anticipated funding allocations, anticipated program income, and reallocations of prior year program balances. The total anticipated funding for FY 2025-26 is \$25,294,932.

The requested action for today's hearing requires a public notice, public hearing, and a 30-day public comment period, which began on February 7, 2025, and concludes today, March 11, 2025, following this hearing. The Consolidated and Annual Plans will be adjusted to reflect any appropriate revisions due to public testimony and any adjustments made by HUD to the final funding amounts. The final 2025-29 Consolidated Plan and 2025-26 Annual Plan is due to HUD in May 2025.

Approval of today's recommendations would approve the draft FY 2025-29 Consolidated Plan and draft FY 2025-26 Annual Plan, authorize the FY 2025-26 project funding, authorize the County Health and Human Service Agency (HHS) to execute contracts related to projects identified in the Annual Plan, and issue Notices of Funding Availability as necessary. Additionally, it authorizes the HHS Deputy Chief Administrative Officer, or designee, to reallocate funding due to changes in funding amounts, program income, or project cost savings. Finally, today's action would authorize application for and administration of State ESG funding, as well as authorize application for additional funding opportunities to support future housing or community development, as opportunities become available. Today's action also memorializes the public and stakeholders' engagement in planning, reporting, and program administration.

These actions align to the County Framework for Ending Homelessness, the County Housing Blueprint, and the County vision of a just, sustainable, and resilient future for all, particularly for historically underrepresented communities and populations in San Diego County. They also support the ongoing commitment to the regional *Live Well San Diego* vision of healthy, safe, and thriving communities. This will be accomplished by ensuring low-income residents have access to suitable living environments, thus enhancing their quality of life through decent and affordable housing.

RECOMMENDATION(S)
CHIEF ADMINISTRATIVE OFFICER

1. Receive public testimony and approve the draft Fiscal Year 2025-29 Consolidated Plan and draft Fiscal Year 2025-26 Annual Plan for submittal to the United States Department of Housing and Urban Development (HUD) for four entitlement programs: Community Development Block Grant (CDBG), HOME Investment Partnerships (HOME), Emergency Solutions Grant (ESG), and Housing Opportunities for Persons with AIDS (HOPWA).
2. Adopt a Resolution entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO APPROVING THE FISCAL YEAR 2025-29 CONSOLIDATED PLAN AND FISCAL YEAR 2025-26 ANNUAL PLAN certifying compliance with the Housing and Community Development Act of 1974, as amended, to authorize the execution and transmittal of necessary documents and amendments for the Fiscal Year 2025-26 Annual Plan.

3. Adopt a Resolution entitled: A RESOLUTION APPROVING AN APPLICATION FOR FUNDING AND THE EXECUTION OF A GRANT AGREEMENT AND ANY AMENDMENTS THERETO FROM THE 2024-2027 FUNDING YEARS OF THE STATE ESG PROGRAM.
4. Authorize the reallocation of up to \$9,400,000 in prior years' resources, including up to \$400,000 of CDBG funds and up to \$9,000,000 of HOME funds, to supplement the Fiscal Year 2025-26 HUD Entitlement Programs.
5. Authorize the Deputy Chief Administrative Officer, Health and Human Services Agency or designee, to issue Notices of Funding Availability, publish notices, award contracts and execute agreements, amend existing contracts as needed to reflect changes to services and funding, execute certification forms, prepare and execute all necessary documents for the submittal, regulatory processing and implementation, and take any other actions necessary as required by HUD for Recommendations 2 through 4, and the Fiscal Year 2025-26 recommended and/or alternative CDBG, HOME, ESG, and HOPWA programs following the completion of environmental processing and HUD's release of funds, as applicable.
6. Authorize the Deputy Chief Administrative Officer, Health and Human Services Agency, or designee, to adjust the funding amounts to projects identified as approved and/or alternative for CDBG, HOME, ESG, HOPWA, and State ESG within the Fiscal Year 2025-26 Annual Plan due to project balances from cancelled or completed projects, program income, and actual entitlement grant amounts determined and received by HUD.
7. Authorize the Deputy Chief Administrative Officer, Health and Human Services Agency, or designee, to apply for Fiscal Years 2024-25, 2025-26, and 2026-27 State of California ESG grant funds up to \$2,000,000.
8. Authorize the Deputy Chief Administrative Officer, Health and Human Services Agency, or designee, to accept, if awarded, Fiscal Years 2024-2027 State of California ESG grant funds, and issue Notices of Funding Availability, publish notices, award contracts, execute agreements, amend existing contracts as needed to reflect changes to services and funding, execute certification forms, prepare and execute all necessary documents for the submittal, regulatory processing and program implementation, and take any other actions necessary as required by the State of California for projects funded with State of California ESG program funds.
9. Authorize the Deputy Chief Administrative Officer, Health and Human Services Agency, or designee, to apply for additional funding opportunities to support future affordable housing or community development.

EQUITY IMPACT STATEMENT

The Community Development Block Grant (CDBG), HOME Investment Partnerships (HOME), Housing Opportunities for Persons with AIDS (HOPWA), and Emergency Solutions Grant (ESG) programs were established to meet the community development, housing, and public service needs of the most vulnerable populations and communities including low-income and moderate-income households and individuals with special needs.

In Fiscal Year 2023-24, the CDBG, HOME, HOPWA and ESG programs provided housing, support services, resource referral, or data collection for more than 50,000 individuals. These programs allow the County of San Diego (County) to provide tailored interventions, such as meal and nutrition delivery services, emergency, short-term, and permanent housing interventions, and home repairs for health and safety improvements.

The County Housing and Community Development Services (HCDS) recognizes the historical barriers that have limited some communities' ability to fully participate in civic engagement, such as language, accessibility, and lack of representation. To address these barriers and improve the community engagement efforts in eligible jurisdictions, HCDS incorporated strategies to expand equitable participation opportunities and increase accessibility of information. This was accomplished through the facilitation of 12 public community input sessions in multiple locations countywide during Summer 2024, including 2 virtual sessions and 10 in-person. HCDS translated community input questionnaires and public notices in the County threshold languages, as well as consulting with over 40 trusted community-based organizations. Additionally, HCDS leveraged innovative tools and methods to make participation dynamic, interactive, and relevant for all residents, by deploying online community input questionnaires and utilizing the County social media to broaden outreach and capture diverse audiences and perspectives. HCDS community engagement efforts incorporated inclusive and equitable best practices to ensure meaningful input informed the development of the draft 2025-29 Consolidated Plan and the draft 2025-26 Annual Plan.

SUSTAINABILITY IMPACT STATEMENT

The established Five-year goals within the draft 2025-29 Consolidated Plan and the projects and services identified in the draft 2025-26 Annual Plan will work to address the housing, community development, and public service needs for the most vulnerable populations and communities within eligible service areas. As a recipient of the United States Department of Housing and Urban Development (HUD) entitlement funding, the County of San Diego (County) is responsible for the annual solicitation of community input for the development for the Annual Plan Strategy, which serves to prioritize services and projects for the incoming fiscal year with the true needs of the community. This will advance the County Sustainability Goal #1 to engage the community in meaningful ways; Sustainability Goal #2 to provide just and equitable access to County services; and Sustainability Goal #4 to protect health and well-being of residents. This will be accomplished by ensuring community engagement is centered on equity, innovation, and thoughtful engagement practices, ensuring projects and services create or support opportunities for affordable housing, public recreation, and supportive services for the most vulnerable residents in San Diego County. This will also be accomplished by promoting safe and affordable neighborhoods with access to community amenities, services, and supporting access to diverse housing options. These efforts are designed to improve the overall health and well-being of residents and reduce barriers for low-income and moderate-income households and individuals with special needs.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year (FY) 2025-27 CAO Recommended Operational Plan for the Health and Human Services Agency and Department of Public Works. If approved, this request will result in estimated cost and revenue in the amount of \$25.9 million for FY 2025-26 and estimated annual cost and revenue of \$0.6 million in FY 2026-27 and FY 2027-28.

The funding sources for these requests are anticipated to be approximately \$13.9 million from FY 2025-26 United States Department of Housing and Urban Development entitlement grant awards which includes \$4.3 million in Community Development Block Grant (CDBG), \$2.9 million in HOME Investment Partnerships (HOME), \$0.4 million in Emergency Solutions Grant (ESG), and \$6.3 million in Housing Opportunities for Persons with AIDS (HOPWA). An estimated \$2.0 million in total program income from repayment proceeds from loans funded with CDBG (\$1.0 million) and HOME funds (\$1.0 million). An estimated \$9.4 million in total reallocation from prior years' of CDBG (\$0.4 million) and HOME funds (\$9.0 million). Additionally, funding includes approximately \$1.8 million up to \$2.0 million of the State of California's Emergency Solutions Grant (State ESG) award over a three-year period, for an annual cost and revenue of approximately \$0.6 million from FY 2025-26 through FY 2027-28. Funds for subsequent years will be included in future operational plans. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

The proposed recommendations will have a positive impact on the business community. Many of the recommended projects include construction that will be implemented by private firms selected through competitive bid processes.

9. SUBJECT: ENDING SUPER SANCTUARY COUNTY STATUS BY REPEALING BOARD POLICY L-2 (DISTRICTS: ALL)

OVERVIEW

Public safety is a fundamental responsibility of local government, and the ability of law enforcement to effectively protect communities is essential. However, existing policies limit local cooperation with federal immigration authorities, creating obstacles in addressing public safety threats.

The California Values Act (Senate Bill 54), commonly referred to as Sanctuary State law, limits the ability of law enforcement agencies to cooperate with federal immigration authorities. This creates obstacles in the identification and removal of individuals who pose a threat to public safety.

SB 54 allows for limited exceptions so that law enforcement agencies can cooperate with federal immigration authorities when someone has been convicted of serious felonies. On December 10, 2024 (29), the Board adopted Board Policy L-2, which limits County departments' cooperation with federal immigration authorities, including in cases involving individuals convicted of violent crimes.

Board Policy L-2 goes beyond what current state law requires and prioritizes criminals over the safety and well-being of our communities. There are existing federal protections in place to protect victims of crimes, regardless of immigration status.

Today's action would repeal Board Policy L-2 and all associated actions.

RECOMMENDATION(S)
SUPERVISOR JIM DESMOND

1. Repeal Board Policy L-2, Cooperation with U.S. Immigration and Customs Enforcement.
2. Repeal Resolution #24-139, Resolution of the Board of Supervisors of the County of San Diego Adding Board Policy L-2, Cooperation with U.S. Immigration and Customs Enforcement.
3. Reverse all direction from December 10, 2024 (29) provided to the Chief Administrative Officer.

EQUITY IMPACT STATEMENT

Ensuring public safety is a foundational aspect of achieving equity and community well-being. By repealing Board Policy L-2, cooperation between local law enforcement and federal immigration authorities would be enhanced in a manner that aligns with the County's commitment to fostering safe and secure communities for all residents.

SUSTAINABILITY IMPACT STATEMENT

Public safety is a crucial component of community sustainability. Repealing Board Policy L-2 supports law enforcement's ability to effectively manage public safety concerns, which contributes to the long-term stability and well-being of the region. Allowing for responsible cooperation between local and federal authorities enhances the County's ability to mitigate risks associated with criminal activities. Ensuring that law enforcement agencies have the necessary tools to protect communities aligns with the County of San Diego's sustainability goals of maintaining safe and resilient communities.

FISCAL IMPACT

Funds for this request are included in the Fiscal Year 2024-25 Operational Plan. There will be no change in net General Fund cost and no additional staff years associated with these recommendations.

BUSINESS IMPACT STATEMENT

N/A

- 10. SUBJECT: ADOPT REVISIONS TO THE SAN DIEGO COUNTY BOARD OF SUPERVISORS RULES OF PROCEDURE REGARDING SELECTION OF OFFICERS AND ADOPT AMENDMENTS TO BOARD POLICIES TO PROVIDE GUIDANCE FOR STAFF WHEN THERE IS AN UNANTICIPATED VACANCY ON THE BOARD OF SUPERVISORS (DISTRICTS: ALL)**

OVERVIEW

In less than two years, the San Diego County Board of Supervisors has experienced two extended vacancies on the Board. The unexpected nature and duration of these vacancies has highlighted gaps in County processes that must be addressed to provide clarity for future Board Members and their staff, if or when, similar events occur in the future.

One topic of needed clarity in the Board’s Rules of Procedure is the term of the Board Officers that are defined as the Chairperson, Vice Chairperson, and Chairperson Pro Tem if they are not chosen within 30 days of the first regularly scheduled meeting in January. An additional gap in the Board’s Rules of Procedures is the inability to remove a Board Officer.

Lastly, the most concerning aspect of a vacancy on the Board of Supervisors is the lack of representation suffered by constituents, businesses, and stakeholders in the District. When the District no longer has a serving Supervisor, residents lose their strongest voice in County government and in the decision-making process. However, losing their elected representative should not mean that the community be voiceless overall or lose access to County services from the District office. This can be accomplished by allowing District staff to continue in their positions until their services are no longer needed or until a new Supervisor has been sworn in.

RECOMMENDATION(S)

SUPERVISOR JOEL ANDERSON

1. Adopt a resolution entitled: RESOLUTION AMENDING THE RULES OF PROCEDURE OF THE SAN DIEGO COUNTY BOARD OF SUPERVISORS that amends Rule 5 regarding the selection process for the Chairperson, Vice Chairperson, and Chairperson Pro Tem (Attachment 1).
2. Adopt amendments to Board Policy A-38, “Management of Board of Supervisors General Office Operations and Budget and Administrative Support to Board Offices,” (Attachment 2) and Board Policy A-39, “Process to Fill Vacancies on the Board of Supervisors,” (Attachment 3) to provide staffing continuation in District offices in the event a Member has left office or is otherwise unable to perform their duties.

EQUITY IMPACT STATEMENT

Adopting these recommendations would, in the event of future Board vacancies, allow for the equitable continuation of services by District staff to residents within the Supervisorial District being vacated.

SUSTAINABILITY IMPACT STATEMENT

N/A

FISCAL IMPACT

There is no fiscal impact associated with Recommendations 1 and 2. There will be no change in net General Fund cost and no additional staff years.

Funds for the action requested in Recommendation 2 to retain staff are included in the Fiscal Year 2024-25 Operational Plan based on existing staff time in the Board of Supervisors funded by General Purpose Revenue. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

Adopting these recommendations would, in the event of future Board vacancies, allow for the continuation of services by District staff to businesses within the Supervisorial District being vacated.

11. SUBJECT: PROVIDING FEDERALLY FUNDED PROGRAM RECIPIENTS WITH A NOTICE OF FUNDING AT RISK (DISTRICTS: ALL)

OVERVIEW

Hundreds of thousands of San Diego families rely on federally funded programs to meet basic needs, including healthcare, housing assistance, food security, and workforce development. These programs are not just important; they are essential for the health, safety, and stability of our communities. The recent federal budget proposals proposed by the Administration and Congressional leaders put these lifelines at serious risk. Cuts of this magnitude will have real and devastating consequences for residents across San Diego County.

For instance, the U.S. House budget proposal includes a 15% cut to housing assistance, jeopardizing the housing stability of nearly 10,000 households in San Diego who rely on housing vouchers to provide stable housing and prevent homelessness. Federal food assistance programs are also targeted, with the House Budget Committee proposing 20% cuts to food assistance programs supporting over 400,000 families in our region. If enacted, these cuts will leave families struggling to afford groceries, overload our local food banks, and lead to worse health outcomes. Additionally, proposed cuts to healthcare funding will reduce access to essential services like mental health care and preventative medical treatment for 900,000 households across San Diego. The urgency is clear: without intervention, these cuts will worsen housing instability, food insecurity, and health outcomes for our most vulnerable residents.

San Diego County must act swiftly to ensure transparency and preparedness. It is crucial that all federally funded program beneficiaries are notified about these impending funding cuts and potential service reductions.

Today's action directs the Chief Administrative Officer to develop a notification strategy to send a "notice of funding at-risk" to all federally funded program beneficiaries. This notice should be clear, concise, and delivered in a timely manner to give families federal contact information to direct questions and concerns about these proposed federal funding cuts, including contact information for the White House, and the Department of Government Efficiency (@DOGE). The notice could be distributed through multiple communication channels, such as direct mail, email, flyers, and posters in County facilities, including County Livewell Centers, and County Family Resource Centers.

RECOMMENDATION(S)

VICE-CHAIR TERRA LAWSON-REMER

Direct the Chief Administrative Officer to develop a notification strategy to provide a formal notice of funding at-risk to all federally funded County program beneficiaries with timely and clear information about proposed funding cuts and potential service reductions. This notification strategy could include multiple communication channels, such as direct mail, email, flyers, and posters in County facilities, like County Livewell Centers and Family Resource Centers. This notice should provide contact information for the White House and the Department of Government Efficiency (@DOGE) to direct any questions and concerns about these proposed federal funding cuts. Report back with notification strategy options within 30 days.

EQUITY IMPACT STATEMENT

Ensuring that residents receive timely and clear communication about potential funding reductions is essential to promoting fairness and access to critical services. Many of the federally funded programs at risk serve populations that already face systemic barriers to economic stability, healthcare, and housing. Providing transparent information and connecting affected individuals with advocacy opportunities helps empower communities to protect the resources they rely on, while also ensuring those most impacted are not left without support.

SUSTAINABILITY IMPACT STATEMENT

Ensuring residents are informed and prepared for potential funding reductions strengthens community resilience and economic stability. By proactively connecting individuals to alternative resources and support systems, we can help prevent financial hardship, homelessness, and service disruptions, contributing to a more sustainable and stable region.

FISCAL IMPACT

There is no direct fiscal impact and no additional staffing costs associated with these recommendations at this time. There may be additional fiscal impacts in the future depending on the notification strategies that are developed.

BUSINESS IMPACT STATEMENT

Local businesses and the broader economy are indirectly impacted by reductions in federally funded programs, as these cuts may lead to decreased consumer spending, increased financial instability among workers, and higher demand for social services. Ensuring that program recipients are aware of potential funding risks and available resources can help mitigate disruptions to economic activity and provide stability for families and businesses alike.

12. **SUBJECT: ADOPT AN ORDINANCE ADDING TITLE 3, DIVISION 1, CHAPTER 5 OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES RELATING TO PREDATORY PRACTICES AFTER THE DECLARATION OF AN EMERGENCY (3/11/2025 - First Reading; 4/8/25- Second Reading unless ordinance is modified on second reading) (DISTRICTS: ALL)**

OVERVIEW

In January 2024, San Diego County experienced devastating rainstorms which resulted in a Major Disaster Declaration by the Biden Administration. During disasters such like the January 2024 floods those impacted by disasters deserve protections during this time of uncertainty to ensure they are not victims of predatory practices. On April 30, 2024 (35), the San Diego County Board of Supervisors (Board) directed the Interim Chief Administrative Officer to explore options to extend the protections of Penal Code section 396 addressing predatory real-state and other exploitative consumer practices after the declaration of an emergency.

Today's item requests the Board to approve the introduction of an ordinance relating to Predatory Practices after the Declaration of an Emergency. If the Board takes action as recommended, then on April 8, 2025, staff recommends the Board adopt the ordinance (second reading). If the proposed ordinance is altered on April 8, 2025, then on that date a subsequent meeting date will be selected for the ordinance's adoption.

RECOMMENDATION(S)
CHIEF ADMINISTRATIVE OFFICER

On March 11, 2025

1. Approve the introduction of the Ordinance (first reading):
AN ORDINANCE ADDING TITLE 3, DIVISION 1, CHAPTER 5 OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES RELATING TO PREDATORY PRACTICES AFTER THE DECLARATION OF AN EMERGENCY

If, on March 11, 2025, the Board takes action as recommended in item 1 above, then on April 8, 2025:

2. Approve the adoption of the Ordinance (second reading):
AN ORDINANCE ADDING TITLE 3, DIVISION 1, CHAPTER 5 OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES RELATING TO PREDATORY PRACTICES AFTER THE DECLARATION OF AN EMERGENCY

EQUITY IMPACT STATEMENT

Adding an ordinance to prevent predatory practices after the declaration of an emergency will demonstrate the County of San Diego’s commitment to supporting communities that are affected by disasters. Today’s recommendations will provide protections to residents who are vulnerable during times of uncertainty.

SUSTAINABILITY IMPACT STATEMENT

The proposed action to add an ordinance Relating to the Predatory Practices after the Declaration of an Emergency aligns with the County of San Diego’s Sustainability Goals by promoting health/well-being, and sustainable economic growth for our community. Residents affected by disasters will have the protections to focus on restoring their living conditions prior to any damage occurred without be victims of unfair, unlawful, or fraudulent business acts.

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

13. **SUBJECT: ESTABLISHING AN UNSAFE CAMPING ORDINANCE IN SAN DIEGO COUNTY TO PREVENT WILDFIRE HAZARDS AND ENSURE PUBLIC SAFETY IN OUR COMMUNITIES (DISTRICTS: ALL)**

OVERVIEW

On October 24, 2023 (19), the Board of Supervisors (Board) directed the Chief Administrative Officer to draft an Unsafe Camping Ordinance that will allow law enforcement to prohibit and abate illegal encampments, remove improperly stored property on public property, and protect vacant property, such as the San Diego River corridor, from fire and pollution. This action also requested the development of a list of properties that would create the capacity needed to meet then existing shelter requirements to enforce an Unsafe Camping Ordinance. On June 28, 2024, the Supreme Court of the United States (Supreme Court) issued its ruling on *City of Grants Pass*

v. Johnson, which overturned *Martin v. Boise*, a Ninth Circuit case holding that an individual could not be cited for sleeping on public property unless they were first offered alternative shelter. In *Grants Pass*, the Supreme Court upheld enforcement of local ordinances regulating camping on public property even if no shelter beds were available. Under this new guidance, the County of San Diego’s (County) existing camping ordinances could be enforced. Subsequently on August 27, 2024 (15), the Board reiterated its direction to ensure that the draft Unsafe Camping Ordinance should include provisions to address the threat of fires occurring from illegal encampments.

Based on direction from the Board, staff have prepared options that include keeping the existing County ordinance or modifying the County’s existing ordinance with components that address fire risk, adding protections to additional areas, and formalizing noticing practices. The County has, and would continue to have, a ‘services first’ approach with the goal of connecting people with sheltering, food, and, where appropriate, substance use disorder and mental health treatment.

Today’s recommendation request that the Board consider and provide direction on the proposed options of an Unsafe Camping Ordinance. The Unsafe Camping Ordinance would apply to property that the County owns or leases and specified areas such as parks, open space, and certain public works facilities. The Board may direct any combination of enhancements A, B, and C, or that all enhancements be in the Unsafe Camping Ordinance. Option 2 would keep the current ordinance as is. Included in Attachment A is a summary of the enhancements that may be included. In addition to these options, the proposed ordinance will also update existing provisions of the Code to change or remove outdated language.

RECOMMENDATION(S)
CHIEF ADMINISTRATIVE OFFICER

1. Consider options to modify existing ordinance and provide direction on the key elements to address unsafe camping to be included in an updated ordinance that will be brought back to the Board:

Option 1: (the Board may direct any combination, or all the enhancements listed)

Enhancement A: Add provisions related to fire risk

Enhancement B: Add protections in specific areas such as open spaces and public works infrastructure

Enhancement C: Codify existing procedures for unsheltered encampments notification period for movement of personal property to storage and adopt a notification period of 24-hours.

Option 2: Keep ordinance as is

EQUITY IMPACT STATEMENT

The proposed Unsafe Camping Ordinance aims to balance public safety and the rights and dignity of individuals experiencing homelessness. The County has and will continue a ‘services first’ approach which means impacted individuals are first contacted and offered to be connected to available resources. The ordinance would also address fire and environmental degradation risks that could worsen existing inequities faced by the unincorporated communities.

SUSTAINABILITY IMPACT STATEMENT

The recommended actions support the County of San Diego's Sustainability Goal #4 of protect the health and wellbeing of everyone in the region by addressing fire risk and protecting open space from the negative impacts of encampments in the unincorporated area.

FISCAL IMPACT

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

BUSINESS IMPACT STATEMENT

N/A

14. SUBJECT: FISCAL YEAR 2024-25 SECOND QUARTER OPERATIONAL PLAN STATUS REPORT AND BUDGET ADJUSTMENTS (DISTRICTS: ALL)

OVERVIEW

This report summarizes the status of the County's Fiscal Year 2024-25 Adopted Operational Plan, as measured by projected year-end fund balance from current year operations. The projected year-end balance for the General Fund is \$31.0 million (or 0.4% of the General Fund budget). The projected balance for all other funds combined is \$44.7 million (1.4% of the other funds combined budget). For all budgetary funds combined, the projected balance is \$75.7 million (or 0.7% of the overall budget). The projected fund balance anticipates an overall positive expenditure variance and an overall negative revenue variance from the Fiscal Year 2024-25 Amended Budget. The projection reflects the unused portion of the appropriation for contingency pursuant to Government Code §29084, assumes General Purpose Revenue will perform better than estimated, and business groups will produce operating balances, except for Public Safety Group.

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

In the Public Safety Group (PSG), recommendations include appropriation adjustments in the Sheriff's Office due to increased operational costs such as care support for the incarcerated, internal service fund costs in facilities management, property insurance, and public liability and in the Public Defender's Office increased costs in psychiatric evaluations, facility management internal services and leased space cost. The increased operational costs in the Sheriff's Office and Public Defender's Office are being addressed with additional appropriations supported by overrealized revenue this fiscal year, and will be resolved with today's recommendations. Ongoing funding strategies for these costs have been identified, and will be included in the upcoming Fiscal Year 2025-26 CAO Recommended Operational Plan.

In the Health and Human Services Agency (HHS), recommendations include appropriation adjustments to transfer unanticipated fund balances of CSA 17 San Dieguito Ambulance Fund & CSA 69 Heartland Paramedic Fund from the old funds to the new funds.

In the Land Use and Environment Group (LUEG), recommendations include appropriation adjustments for the purchase of replacement vehicles and equipment, for the Goldentop Road Water Quality Improvement Project, for the Campo Road Reconfiguration project, to support personnel and operations costs incurred by the North County Fire Protection District, for Calavo Park, for various Parks projects and for Sweetwater Lane County Park Energy Upgrade.

In the Finance and General Government Group (FGG), recommendations include appropriation adjustments for the Community Enhancement program, and for special elections to fill the vacant seat of Board of Supervisor First District ~~and for the Cannabis Equity Grant for Local Jurisdictions program and related administrative expenses.~~

Today's recommendations seek authority to establish and transfer appropriations in order to ensure efficient use of County resources and to maintain a structurally balanced budget.

**RECOMMENDATION(S)
CHIEF ADMINISTRATIVE OFFICER**

1. Accept the Fiscal Year 2024-25 second quarter report on projected year-end results.

**Increases to the Overall Budget and/or Transfers Between Budgetary Funds
(Recommendations 2 through 4716):**

2. Establish appropriations of \$24,500,000 in the Sheriff's Office, Salaries & Benefits, to support increased operational costs in medical care support for the incarcerated, internal service fund costs such as facilities management, property insurance, and public liability that resulted in the reallocation of salaries and benefits appropriations at that time, based on over-realized General Purpose Revenue. **(4 VOTES)**
3. Establish appropriations of \$1,800,000 in the Public Defender's Office, Salaries & Benefits, to support increased costs in psychiatric evaluations, facility management internal services and lease space cost, that resulted in the reallocation of salaries and benefits appropriations, based on over-realized General Purpose Revenue. **(4 VOTES)**
4. Establish appropriations of \$140,000 in County Service Area (CSA) 17 San Dieguito Ambulance Fund (14065), Operating Transfers Out, and establish appropriations of \$140,000 in CSA 17 Fund (14995), Services & Supplies, to transfer unanticipated fund balance from old CSA 17 San Dieguito Ambulance Fund (14065) to new fund CSA 17 Fund (14995), based on the available prior year fund balance in the old fund. **(4 VOTES)**
5. Establish appropriations of \$240,000 in CSA 69 Heartland Paramedic Fund (14190), Operating Transfers Out, and establish appropriations of \$240,000 in the CSA 69 Fund (14996), Services & Supplies, to transfer unanticipated fund balance from old CSA 69 Heartland Paramedic Fund (14190) to new fund CSA 69 Fund (14996), based on the available prior year fund balance in the old fund. **(4 VOTES)**

6. Establish appropriations of \$5,500,000 in the Department of Public Works (DPW) Internal Service Funds (ISF) Equipment Acquisition Road Fund, Capital Assets Equipment, for the purchase of replacement vehicles and equipment, based on available prior year DPW ISF Equipment Acquisition Road Fund fund balance. **(4 VOTES)**
7. Establish appropriations of \$1,500,000 in the DPW ISF Equipment Acquisition Liquid Waste Fund, Capital Assets Equipment, for the purchase of replacement vehicles, based on available prior year DPW ISF Equipment Acquisition Liquid Waste Fund fund balance. **(4 VOTES)**
8. Transfer appropriations of \$916,000 within DPW General Fund, Services & Supplies to Operating Transfers Out; *and* establish appropriations of \$916,000 in the DPW Road Fund, Services & Supplies, for the Goldentop Road Water Quality Improvement Project, based on an Operating Transfer In from the General Fund. **(4 VOTES)**
9. Establish appropriations of \$3,075,000 in the DPW Road Fund, Services & Supplies, for the Campo Road Reconfiguration project, based on a grant from SANDAG Housing Acceleration Program (\$2,500,000) and Regional Transportation Congestion Improvement Program (\$575,000). **(4 VOTES)**
10. Establish appropriations of \$18,791 in Community Facilities District (CFD) No. 2013-01 Horse Creek Ridge Maintenance - Special Tax C fund, Services & Supplies, to support personnel and operations costs incurred by the North County Fire Protection District, based on available prior year CFD No. 2013-01 Horse Creek Ridge Maintenance - Special Tax C Fund fund balance. **(4 VOTES)**
11. Establish appropriations of \$15,239 in CFD No. 2019-01 Meadowood Fire - Special Tax C fund, Services & Supplies, to support personnel and operations costs incurred by the North County Fire Protection District, based on available prior year CFD No. 2019-01 Meadowood Fire - Special Tax C fund balance. **(4 VOTES)**
12. Cancel appropriations of \$1,301,000 in Parkland Dedication Ordinance (PLDO) Area 20 Spring Valley; *and* establish appropriations of \$1,216,000 in PLDO Spring Valley Improvement Impact Fees, Operating Transfer Out, based on available prior year PLDO Spring Valley Improvement Impact Fees Fund fund balance; *and* establish appropriations of \$85,000 in PLDO Spring Valley in Lieu Fees, Operating Transfer Out, based on available prior year PLDO Spring Valley in Lieu Fees Fund fund balance. Funding for Capital Project 1022858 Calavo Park is included in Fiscal Year 2024-25 Operational Plan. This recommendation will add appropriations to the PLDO accounts as the funding sources for the project. **(4 VOTES)**
13. Transfer appropriations of \$30,700 from Department of Parks and Recreation, Services & Supplies, to Contribution to Capital Outlay Fund, Operating Transfers Out. This will enable a swap in revenue of \$30,700 in the Capital Outlay Fund for Capital Project 1027068 TJ River Valley Spooners Mesa Stormwater Improvement project (\$17,400), for Capital Project 1026654 Calavo Park Community Garden Project (\$9,000), and for Capital Project 1025464 Collier Park Community Garden Project (\$4,300) from ARPA to Operating Transfer In from the General fund. There is no change to projects total budget. **(4 VOTES)**

14. Establish appropriations of \$14,397 in the Community Enhancement Program budget (\$8,000 for District 1, \$4,584 for District 3, and \$1,813 for District 5 in Org 12900), Contribution to Other Agencies, based on the return of unused portions or prior year allocations so the funds can be allocated to other projects. **(4 VOTES)**
15. Approve the use of \$6,600,000 of FY 2024-25 Appropriation for Contingency; *and* transfer appropriations of \$6,600,000 from Finance Other, Services & Supplies, to the Registrar of Voters, Salaries & Benefits (\$3,300,000) and Services & Supplies (\$3,300,000), for costs associated with two elections to fill the vacant seat of Board of Supervisors First District, based on General Purpose Revenue. **(4 VOTES)**
- ~~16. Establish appropriations of \$1,413,134.46 in the Chief Administrative Office—Office of Equity and Racial Justice, Services & Supplies, for the Cannabis Equity Grant for Local Jurisdictions program and related administrative expenses, based on a grant from the California Governor’s Office of Business and Economic Development. **(4 VOTES)**~~
16. Transfer appropriations within departments between Services & Supplies and Operating Transfers Out, as noted in Appendix C, in the net amount of \$1,483,447 for major maintenance projects listed in Appendix C that were subsequently reclassified, based on capitalization thresholds, for financial reporting purposes; *and* establish, transfer and cancel appropriations, as noted in Appendix C for a net decrease of \$1,483,447 in the Major Maintenance Capital Outlay Fund and adjust related funding sources as noted to accurately classify major maintenance projects for financial reporting purposes. **(4 VOTES)**

**Transfers Within Budgetary Funds and/or Cancellation of Appropriations
(Recommendations 1817 through 1918):**

17. Transfer appropriations of \$500,000 within the Capital Outlay Fund and related Operating Transfer In from the General Fund, to provide funding for Capital Project 1023728 Sweetwater Lane County Park Energy Upgrade, based on the transfer from Capital Project 1023065 Sweetwater Summit Regional Park Campground Expansion Phase II.
18. Transfer appropriations of \$15,000,000 in Contributions to Capital Outlay, Operating Transfers Out, from Capital Project 1020254, San Diego County Animal Shelter to Capital Project 1024604, County Public Health Laboratory. This will enable a swap in revenue of \$15,000,000 from proceeds from the 2023 Public Health Lab and Capital Improvements Certificates of Participation to General Fund fund balance for the County Public Health Laboratory. There is no change to either project’s total budget.

EQUITY IMPACT STATEMENT

After the Board of Supervisors adopts the Operational Plan, it is monitored by the departments, Groups, and the Board. Departments are expected to work within their respective budgets. Budgets may, however, be modified during the year as circumstances warrant. In conjunction with the fund balance projection process, the Chief Administrative Officer meets with each Group to review accomplishments, emergent issues, and budget status. Department heads are required to communicate any potential problems or errors to the appropriate authority. Groups complete fund balance projections quarterly providing explanations of significant variances of

their budget. The recommended actions are intended to provide resources to address inequities in County services and to identify disparities, develop meaningful outcomes, and create a County government culture of equity, belonging, and racial justice.

SUSTAINABILITY IMPACT STATEMENT

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

FISCAL IMPACT

Funds associated with today's recommendations are partially included in the Fiscal Year 2024-25 Operational Plan. If approved, in the General Fund these actions will result in an increase to the overall budget of ~~\$27,727,531~~ \$26,314,397, transfers between budgetary funds of \$7,993,020, transfers within budgetary funds of \$15,916,000, and no cancellation of appropriations. The funding sources for the increases are over-realized General Purpose Revenue (\$26,300,000), ~~grant from the California Governor's Office of Business and Economic Development (\$1,413,134)~~ and unused portions of prior year allocations for Community Enhancement Program (\$14,397).

In all other funds combined, these actions will result in a net increase to the overall budget of \$10,301,583, transfers between budgetary funds of \$121,127, transfers within budgetary funds of \$500,000, and cancellation of appropriations of \$3,040,147. The funding sources for the net increase are available prior year DPW ISF Equipment Acquisition Road Fund fund balance (\$5,500,000), SANDAG Housing Acceleration Program (\$2,500,000), available prior year DPW ISF Equipment Acquisition Liquid Waste Fund fund balance (\$1,500,000), available prior year Parkland Dedication Ordinance (PLDO) Spring Valley Improvement Impact Fees Fund fund balance (\$1,216,000), Operating Transfers In from various non-General Fund (\$580,000), Regional Transportation Congestion Improvement Program (\$575,000), available prior year CSA 17 & 69 fund balance (\$380,000), available prior year PLDO Spring Valley in Lieu Fees Fund fund balance (\$85,000), available prior year CFD No. 2013-01 Horse Creek Ridge Maintenance - Special Tax C Fund fund balance (\$18,791) and available prior year CFD No. 2019-01 Meadowood Fire - Special Tax C Fund fund balance (\$15,239). These are offset by decreases in available prior year PLDO Area 20 Spring Valley fund balance (\$1,301,000), Operating Transfers In from the General Fund (\$415,619), Operating Transfer In from the Library Fund (\$321,128), and American Rescue Plan Act (ARPA) (\$30,700).

BUSINESS IMPACT STATEMENT

N/A

15. **SUBJECT: AUTHORIZE THE COUNTY OF SAN DIEGO TO OPT-IN TO THE BEHAVIORAL HEALTH COMMUNITY-BASED ORGANIZED NETWORKS OF EQUITABLE CARE AND TREATMENT (BH-CONNECT) INITIATIVE, EXECUTE RELATED AGREEMENTS, ACCEPT ADDITIONAL MEDI-CAL REVENUE, AND PURSUE ADDITIONAL FUNDING, AND REQUEST THE DEPARTMENT OF HEALTH CARE SERVICES TO ISSUE FINAL GUIDANCE FOR BH-CONNECT (DISTRICTS: ALL)**

OVERVIEW

In December 2024, the Centers for Medicare & Medicaid Services approved a Section 1115 demonstration project submitted by the California Department of Health Care Services (DHCS) entitled Behavioral Health Community-Based Organized Networks of Equitable Care and Treatment (BH-CONNECT), which establishes a robust continuum of evidence-based community services for people with significant behavioral health needs. BH-CONNECT is comprised of a new five-year Medicaid section 1115 demonstration, State Plan Amendments to expand coverage of Evidence-Based Practices (EBPs) available under Medi-Cal, and complementary guidance and policies to strengthen behavioral health services statewide.

By expanding community-based services and integrating EBPs, BH-CONNECT aims to reduce costly emergency department visits, hospitalizations, and institutional stays, including within carceral settings. The initiative will help Medi-Cal members with behavioral health conditions, including children and youth involved in child welfare, individuals and families experiencing or at risk of homelessness, and people involved in the justice system.

BH-CONNECT aligns with the County of San Diego (County) Health and Human Services Agency (HHS) Behavioral Health Services (BHS) Optimal Care Pathways (OCP) efforts by providing opportunities to improve quality of care, enhance service capacity, invest in the development and retention of the behavioral health workforce, and optimize new revenue opportunities to expand the continuum of community-based care. BH-CONNECT represents a strategic shift in how California addresses behavioral health care. In partnership with county behavioral health plans throughout the state, BH-CONNECT is a multi-year initiative that aims to strengthen the workforce, incentivize measurable outcomes, and fill critical service gaps to create a more equitable and effective system of care.

Implementing BH-CONNECT, including EBPs, the Access, Reform, and Outcomes Incentive Program, and the Mental Health Institution of Mental Disease Federal Financial Participation Program, and future components, will expand the portfolio of covered benefits that Medi-Cal members have access to. BH-CONNECT utilizes proven treatment methods to improve outcomes through standardized high-fidelity EBPs and leverages additional federal revenue for essential care.

Today's actions request the San Diego County Board of Supervisors (Board) authorize agreements and documents required to implement BH-CONNECT, receive additional Medi-Cal funding through BH-CONNECT, and pursue additional funding opportunities to support successful BH-CONNECT implementation. Today's actions also request the Board to issue a letter to DHCS requesting the issuance of final guidance associated with the implementation of BH-CONNECT.

These actions support the County 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 through further strengthening the continuum of behavioral health services by expanding critical care in San Diego County.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

1. Authorize the Deputy Chief Administrative Officer, Health and Human Services Agency (HHS), or designee, to execute agreements, plans, certification forms, and all necessary documents for submittal and regulatory processing for Behavioral Health Community-Based Organized Networks of Equitable Care and Treatment (BH-CONNECT) implementation, including BH-CONNECT Evidence Based Practices, the Access, Reform, and Outcomes Incentive Program, and the Mental Health (MH) Institution of Mental Disease (IMD) Federal Financial Participation (FFP) Program.
2. Authorize the Deputy Chief Administrative Officer, HHS, or designee, to execute agreements, plans, certification forms, and all necessary documents for submittal and regulatory processing to allow the County to be reimbursed for behavioral health services that are or will become eligible for Medi-Cal reimbursement under BH-CONNECT.
3. Authorize the Chief Administrative Officer, or designee, to apply for any additional funding opportunities to ensure successful BH-CONNECT implementation in San Diego County.
4. Request the Board of Supervisors to issue a letter to the State of California, Department of Health Care Services requesting the issuance of final guidance associated with the implementation of BH-CONNECT to ensure the County can implement enhanced services for Medi-Cal beneficiaries and receive timely Medi-Cal reimbursement for the new benefits.

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 who are experiencing serious mental illness (SMI) or serious emotional disturbance. BHS is also the service delivery system for Medi-Cal eligible residents with substance use care needs. In 2024, nearly one in three San Diegans were eligible for Medi-Cal, with Hispanic and Latino residents having the highest percentage of Medi-Cal eligibility at 44%.

For these Medi-Cal eligible residents who experience SMI or have a substance use care need, BHS offers County-operated and BHS-contracted programs that address the social determinants of health by being accessible, capable of meeting the needs of diverse populations, and culturally responsive, with the intent to equitably distribute services to those most in need. BHS strives to reduce behavioral health inequities by identifying needs and designing services to yield meaningful outcomes for those served. BH-CONNECT will help to further the development of behavioral health services that support access to treatment and care for populations who are underserved by social and behavioral health resources.

SUSTAINABILITY IMPACT STATEMENT

Today's actions support the County of San Diego (County) Sustainability Goal #2 to provide just and equitable access to County services and Sustainability Goal #4 to protect the health and well-being of everyone in the region. These goals will be accomplished by providing a wider availability and range of supportive, inclusive, and stigma-free options to those in need of behavioral health services. Access to a comprehensive continuum of behavioral health services will improve the overall health of communities.

FISCAL IMPACT

Funds for these requests are included in the Fiscal Years 2024-25 Operational Plan in the Health and Human Services Agency. If approved, today's recommendations will result in no new costs in both Fiscal Year (FY) 2024-25 and FY 2025-26. There will be new revenue estimated at up to \$3.0 million in 2024-25 and \$18.5 million in FY 2025-26, due to services becoming eligible for Medi-Cal reimbursement under the BH-CONNECT initiative. This will allow HHS to reinvest funding sources, such as Realignment, general purpose revenue, and MHS back into the behavioral health system. The funding source will be Short-Doyle Medi-Cal and Drug Medi-Cal. There may be additional fiscal impacts associated with implementation of BH-CONNECT components in subsequent years and funding requests. Staff will return to the Board with mid-year action to adjust the budget, if necessary, and/or into future budgets as funding becomes available. There will be no change in net General Fund cost and no additional staff years.

It is anticipated that opting in to the BH-CONNECT waiver will improve the quality of care, enhance member outcomes, and result in savings to local funds for programs that become eligible for Medi-Cal reimbursement through the 1115 demonstration project. The breadth of local savings will not be fully known until final guidance has been issued by the California Department of Health Care Services and subsequent analytic work is completed to establish reimbursement rates for services newly eligible for under reimbursement under BH-CONNECT. Savings resulting from the implementation of BH-CONNECT must be reinvested to support services that benefit Medi-Cal members served by BHS.

Additionally, impending federal policy changes that are being proposed may have significant impacts on the implementation of the BH-CONNECT initiative, a federal waiver, and the financial sustainability of existing and future local mental health and substance use treatment programs funded through Medicaid, or Medi-Cal in California. Any significant Medicaid policy changes will impact the County's ability to financially sustain behavioral health programs funded by Medi-Cal. Additionally, growth in realignment funding has not kept pace with the increased costs for services, which is utilized as a local match for Medi-Cal programs.

BUSINESS IMPACT STATEMENT

N/A

16. SUBJECT: CLOSED SESSION (DISTRICTS: ALL)

OVERVIEW

- A. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Benjamin Pietrowski v. County of San Diego, et al.; San Diego Superior Court Case
No.24CU012724C.

- B. 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)