

COUNTY OF SAN DIEGO BOARD OF SUPERVISORS  
REGULAR MEETING  
MEETING AGENDA  
**TUESDAY, FEBRUARY 28, 2023, 9:00 AM**  
COUNTY ADMINISTRATION CENTER, ROOM 310  
1600 PACIFIC HIGHWAY, SAN DIEGO, CALIFORNIA

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: Opportunity for members of the public to speak to the Board on any subject matter within the Board's jurisdiction but not an item on today's agenda.
- G. Approval of the Statement of Proceedings/Minutes for the Regular meeting of February 7, 2023; and, the Special Meeting of January 25, 2023.
- H. Consent Calendar
- I. Discussion Items
- J. Board Member Committee Updates. This is an opportunity for Members of the Board to provide informational updates on their committee assignments. No action may be taken.

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

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

ASSISTANCE FOR PERSONS WITH DISABILITIES:

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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 TRANSLATION ASSISTANCE:

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

### Board of Supervisors' Agenda Items

- | <b>Agenda #</b> | <b>Subject</b>   |
|-----------------|--|
| 1.              | SHERIFF - ADOPT A RESOLUTION IN FISCAL YEAR 2022-23 AND SUBSEQUENT FISCAL YEARS FOR THE CALIFORNIA DEPARTMENT OF PARKS AND RECREATION OFF-HIGHWAY MOTOR VEHICLE RECREATION (OHMVR) GRANT   |
| 2.              | NOTICED PUBLIC HEARING:<br>ORDINANCES ADOPTING AND RATIFYING THE 2023 CONSOLIDATED FIRE CODE, REPEALING THE COUNTY FIRE CODE, AND AMENDING THE COUNTY DEFENSIBLE SPACE ORDINANCE; FIND THE ACTIONS ARE EXEMPT, OR ALTERNATIVELY, NOT PROJECTS UNDER CALIFORNIA ENVIRONMENTAL QUALITY ACT (2/28/2023 - FIRST READING; 3/14/2023 - SECOND READING UNLESS ORDINANCE IS MODIFIED ON SECOND READING)<br><br>(RELATES TO SAN DIEGO COUNTY FIRE PROTECTION DISTRICT AGENDA ITEM FP01) |
| 3.              | MEDICAL EXAMINER - AUTHORIZE COMPETITIVE SOLICITATION FOR DECEDENT TRANSPORTATION SERVICES<br>[FUNDING SOURCE: EXISTING GENERAL PURPOSE REVENUE]   |
| 4.              | AUTHORIZE COMPETITIVE SOLICITATIONS TO EXPAND BEHAVIORAL HEALTH SERVICES PROGRAMMING TO ENGAGE FATHERS AND CAREGIVERS<br>[FUNDING SOURCE: MENTAL HEALTH SERVICES ACT REVENUE]  |
| 5.              | UPDATE THE COUNTY'S HOMELESS ACTION PLAN AND ADOPT THE "ALL IN": THE FEDERAL STRATEGIC PLAN TO PREVENT AND END HOMELESSNESS  |

6. AUTHORIZE A-87 EXCEPTION TO COMPETITIVE PROCUREMENT FOR CONTRACT WITH PARTNERS FOR JUSTICE  
[FUNDING SOURCE: PRIOR YEAR AVAILABLE GENERAL FUND BALANCE]
7. GENERAL SERVICES - RATIFICATION OF EMERGENCY CONTRACT AND REPORT OF ACTION PURSUANT TO PUBLIC CONTRACT CODE SECTION 22050 FOR EMERGENCY REPAIRS AT THE COUNTY ADMINISTRATION CENTER  
(4 VOTES)
8. GENERAL SERVICES - AUTHORIZATION OF A CHANGE ORDER TO THE CONSTRUCTION MANAGER AT RISK CONTRACT FOR SAN DIEGO CENTRAL JAIL ELEVATOR MODERNIZATION PROJECT  
[FUNDING SOURCE: INTERNAL AGREEMENT WITH THE SHERIFF'S DEPARTMENT]  
(4 VOTES)
9. PROMOTING GOVERNMENT TRANSPARENCY UPDATE: IMPROVING ACCESS TO INFORMATION AND BUILDING COMMUNITY ENGAGEMENT THROUGH BOARDS, COMMITTEES, AND COMMISSIONS
10. ADMINISTRATIVE ITEM:  
SECOND CONSIDERATION AND ADOPTION OF ORDINANCE:  
CONSIDERATION AND ADOPTION OF AN ORDINANCE TO SET RATES FOR THE VOTER APPROVED CANNABIS BUSINESS TAX (1/24/2023 - First Reading; 2/28/2023 - Second Reading, unless ordinance is modified on Second Reading)
11. ADMINISTRATIVE ITEM:  
SECOND CONSIDERATION AND ADOPTION OF ORDINANCE:  
AMENDMENTS TO THE COMPENSATION ORDINANCE (2/7/2023 - First Reading; 2/28/23 - Second Reading, unless ordinance is modified on second reading)
12. ADMINISTRATIVE ITEM:  
SECOND CONSIDERATION AND ADOPTION OF ORDINANCE: AN ORDINANCE REPEALING ARTICLE XVII-F OF THE SAN DIEGO COUNTY CODE OF ADMINISTRATIVE ORDINANCES RELATED TO THE EVALUATION ADVISORY COMMITTEE
13. COMMUNITY ENHANCEMENT, NEIGHBORHOOD REINVESTMENT PROGRAM GRANTS AND CEQA EXEMPTIONS (DISTRICT: 1)  
[FUNDING SOURCE: TRANSIENT OCCUPANCY TAX REVENUE; GENERAL PURPOSE REVENUE]
14. COMMUNITY ENHANCEMENT PROGRAM, NEIGHBORHOOD REINVESTMENT PROGRAM GRANTS AND CEQA EXEMPTIONS (DISTRICT: 2)  
[FUNDING SOURCE: TRANSIENT OCCUPANCY TAX AND GENERAL PURPOSE REVENUE]
15. APPOINTMENTS: VARIOUS

16. COMMUNICATIONS RECEIVED
17. SUPPORTING SENIOR CENTERS IN SAN DIEGO COUNTY
18. IDENTIFYING ADDITIONAL SHELTER SOLUTIONS TO ADDRESS HOMELESSNESS IN EAST COUNTY  
[FUNDING SOURCE: INTERNAL AGREEMENT WITH THE HEALTH AND HUMAN SERVICES AGENCY]
19. RECEIVE DRAFT COMPREHENSIVE REPORT: DATA-DRIVEN APPROACH TO PROTECTING PUBLIC SAFETY, IMPROVING AND EXPANDING REHABILITATIVE TREATMENT AND SERVICES, AND ADVANCING EQUITY THROUGH ALTERNATIVES TO INCARCERATION
20. SUPPORTING CARE COORDINATION FOR JUSTICE-INVOLVED INDIVIDUALS: REPORT ON POTENTIAL OPPORTUNITIES AND CHALLENGES IMPACTING DATA SHARING
21. ESTABLISH THE CHILD AND FAMILY WELL-BEING DEPARTMENT WITHIN THE HEALTH AND HUMAN SERVICES AGENCY
22. EMPLOYEE ENGAGEMENT SURVEY ENTERPRISE REPORT
23. CLOSED SESSION

#### **CONSENT CALENDAR**

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

1. **SUBJECT: SHERIFF - ADOPT A RESOLUTION IN FISCAL YEAR 2022-23 AND SUBSEQUENT FISCAL YEARS FOR THE CALIFORNIA DEPARTMENT OF PARKS AND RECREATION OFF-HIGHWAY MOTOR VEHICLE RECREATION (OHMVR) GRANT (DISTRICTS: ALL)**

**OVERVIEW**

On July 12, 2011 (3), the Board of Supervisors (Board) authorized the Sheriff to apply for and accept grant funding in subsequent years from the California Department of Parks and Recreation. On October 10, 2017 (1), the Board authorized the Sheriff, or designee, to review and execute all required Off-Highway Motor Vehicle Recreation (OHMVR) grant and grant-related documents in subsequent years that do not materially impact or alter the services or funding level.

The Sheriff applied for the Fiscal Year (FY) 2022-23 OHMVR grant and was awarded \$36,828 from the California Department of Parks and Recreation for the project period October 1, 2022, through September 30, 2023. The Sheriff Department's ability to provide the highest quality public safety services is enhanced by the receipt of funding from the OHMVR grant.

This is a request for the Board to adopt a governing body resolution providing approval to receive grant funding from the Off Highway Vehicle (OHV) Trust Fund for the purposes of the OHMVR grant.

**RECOMMENDATION**

**SHERIFF**

Adopt a Resolution entitled, "A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO RELATING TO THE CALIFORNIA DEPARTMENT OF PARKS AND RECREATION".

**EQUITY IMPACT STATEMENT**

Through the participation and use of the Off-Highway Motor Vehicle Recreation (OHMVR) grant, the department is helping to ensure the conservation of California state parks for use by future generations. The OHMVR grant helps the department share the education and enforcement efforts to minimize the impact of off-highway vehicles on parks and wildlife native to California. The department utilizes the grant to enforce California laws and provide public safety services to those utilizing or traveling to and through California state parks.

**SUSTAINABILITY IMPACT STATEMENT**

The proposed action to seek and accept grant funding to further the mission of California State Parks is specifically relevant to sustainability. The Sheriff's Department works with the Off-Highway Motor Vehicle Recreation (OHMVR) division of California State Parks to ensure quality recreational opportunities remain available for future generations. Acceptance of the OHMVR grant will provide education, conservation, and enforcement efforts that balance Off Highway Vehicle (OHV) recreation impacts with programs that conserve and protect cultural and natural resources.

## **FISCAL IMPACT**

There is no fiscal impact associated with this recommendation. If approved, funds will be included in the Fiscal Year 2023-25 CAO Recommended Operational Plan for the Sheriff's Department. There will be no change in net General Fund cost and no additional staff years.

## **BUSINESS IMPACT STATEMENT**

N/A

2. **SUBJECT: ORDINANCES ADOPTING AND RATIFYING THE 2023 CONSOLIDATED FIRE CODE, REPEALING THE COUNTY FIRE CODE, AND AMENDING THE COUNTY DEFENSIBLE SPACE ORDINANCE; FIND THE ACTIONS ARE EXEMPT, OR ALTERNATIVELY, NOT PROJECTS UNDER CALIFORNIA ENVIRONMENTAL QUALITY ACT (2/28/2023 - FIRST READING; 3/14/2023 - SECOND READING UNLESS ORDINANCE IS MODIFIED ON SECOND READING) (DISTRICTS: ALL)**

## **OVERVIEW**

Based on a triennial cycle, the California Building Standards Commission publishes the California Building Standards Code (Title 24 of the California Code of Regulations). Part 9 of Title 24 is known as the California Fire Code. The California Health and Safety Code provides that counties and fire protection districts may adopt the California Fire Code by reference or establish more restrictive standards than the California Fire Code, if such changes are reasonably necessary because of local climatic, geological, or topographical conditions.

On February 25, 2020, the County of San Diego (County) enacted the previous version of the California Fire Code into the County's Code of Regulatory Ordinances (County Fire Code). On December 7, 2020, the San Diego County Fire Protection District (SDCFPD) was established, transferring fire protection services from the County to the SDCFPD. As part of today's proposed actions, the Board of Supervisors would repeal the existing County Fire Code, and the SDCFPD Board of Directors would adopt the updated 2022 California Fire Code with modifications, which shall be enforced as the 2023 Consolidated Fire Code by the SDCFPD. Additionally, the 2023 Consolidated Fire Code will incorporate fire protection requirements from the County's Defensible Space Ordinance (DSO), and the existing DSO will be amended to address that change.

There are 13 fire protection districts within the geographical area of the County, including the SDCFPD. In addition to the modifications by the SDCFPD, the Consolidated Fire Code contains modifications that one or more fire protection districts deem necessary because of local conditions. The Borrego Springs Fire Protection District recently initiated dissolution proceedings, with an intent to join the SDCFPD and will not be adopting the 2023 Consolidated Fire Code. The other 11 local fire protection districts have already approved the 2023 Consolidated Fire Code. In order to take effect within the fire districts, the 2023 Consolidated Fire Code must be either ratified, modified or denied by the Board of Supervisors. One of today's proposed actions is for the Board of Supervisors to ratify the 2023 Consolidated Fire Code.

If approved, the fire code standards put forth in today's proposed ordinances will increase protection of new structures and property against wildfire-related damage and loss through the adoption of progressive requirements that go beyond those required by the State. There are 58 proposed changes, including 26 that reflect changes in the State Fire Code. There are 32 additional changes proposed by the fire marshals of the local fire districts. Some of the key updates provide further clarity on outdoor fireplaces, secondary access, driveway curves, security gates, directory maps, water tanks, and defensible space.

Today's requested actions for the Board of Directors of the SDCFPD are to: (1) find modifications to the 2022 California Fire Code are reasonably necessary due to local conditions, and (2) adopt the 2023 Consolidated Fire Code.

Today's requested actions for the County Board of Supervisors are to: (1) ratify the 2023 Consolidated Fire Code adopted by the local fire districts; (2) repeal the existing County Fire Code; and (3) amend the County's DSO.

The ordinances for the Board of Directors and Board of Supervisors are being introduced today, February 28, 2023, and, if approved, will be scheduled for adoption on March 14, 2023. If any of the proposed ordinances are altered on March 14, 2023, then on that date a subsequent meeting date will be selected for adoption.

**Acting as the Board of Directors of the San Diego County Fire Protection District:**

**RECOMMENDATION(S)  
EXECUTIVE DIRECTOR**

**On February 28, 2023:**

1. Find that the proposed actions are not projects as defined in the Public Resources Code section 21065 and California Environmental Quality Act (CEQA) Guidelines section 15378, or alternatively, exempt from CEQA pursuant to CEQA Guidelines section 15061(b)(3) for the reasons stated in the Notice of Exemption. (Attachment A, on file with the Clerk of the Board).
2. Find that the San Diego County Fire Protection District's amendments to the California Building Standards Code are reasonably necessary because of local climatic, geological, or topographical conditions, pursuant to Health and Safety Code section 13869.7. (Attachment C, on file with the Clerk of the Board).
3. Approve the introduction of the Ordinance (first reading), (Attachment F, on file with the Clerk of the Board), titled:

**AN ORDINANCE RATIFYING THE 2023 CONSOLIDATED FIRE CODE FOR FIRE PROTECTION DISTRICTS IN SAN DIEGO COUNTY (CLEAN VERSION)**

**If, on February 28, 2023, the Board of Directors takes the actions recommended in Item 3 above then, on March 14, 2023:**

4. Consider and adopt the Ordinance Adopting the 2023 Consolidated Fire Code for the San Diego County Fire Protection District (second reading unless ordinance is modified on second reading).
5. If adopted, direct the Clerk of the Board to provide a certified copy of the adopted Ordinance Adopting the 2023 Consolidated Fire Code for the San Diego County Fire Protection District.

**Acting as the Board of Supervisors of the County of San Diego:**

**RECOMMENDATION(S)  
CHIEF ADMINISTRATIVE OFFICER**

**On February 28, 2023:**

1. Find that the proposed actions are not projects as defined in the Public Resources Code section 21065 and California Environmental Quality Act (CEQA) Guidelines section 15378, or alternatively, exempt from CEQA pursuant to CEQA Guidelines section 15061(b)(3) for the reasons stated in the Notice of Exemption (Attachment B, on file with the Clerk of the Board).
2. Approve the introduction of the Ordinance (first reading), (Attachment F, on file with the Clerk of the Board), titled:

AN ORDINANCE RATIFYING THE 2023 CONSOLIDATED FIRE CODE FOR FIRE PROTECTION DISTRICTS IN SAN DIEGO COUNTY ~~(CLEAN VERSION)~~

3. Approve the introduction of the Ordinance (first reading), (Attachment H, on file with the Clerk of the Board), titled:

AN ORDINANCE REPEALING TITLE 9, DIVISION 6, CHAPTER 1 OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES RELATING TO THE COUNTY FIRE CODE ~~(CLEAN VERSION)~~

4. Approve the introduction of the Ordinance (first reading), (Attachment J, on file with the Clerk of the Board), titled:

AN ORDINANCE AMENDING TITLE 6, DIVISION 8, CHAPTER 4 OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES RELATING TO DEFENSIBLE SPACE REQUIREMENTS ~~(CLEAN VERSION)~~

**If, on February 28, 2023, the Board of Supervisors takes the actions recommended in Items 3-5 above then, on March 14, 2023:**

5. Consider and adopt the Ordinance Ratifying the 2023 Consolidated Fire Code for Fire Protection Districts in San Diego County (second reading unless ordinance is modified on second reading).



6. Consider and adopt the Ordinance Repealing Title 9, Division 6, Chapter 1 of the County of San Diego Code of Regulatory Ordinances Relating to the County Fire Code (second reading, unless ordinance is modified on second reading).
7. Consider and adopt the Ordinance Amending Title 6, Division 8, Chapter 4 of the County of San Diego Code of Regulatory Ordinances Relating to Defensible Space Ordinance (second reading, unless ordinance is modified on second reading).
8. Upon adoption, direct the Clerk of the Board to provide a certified copy of the adopted Ordinance Ratifying the 2023 Consolidated Fire Code for Fire Protection Districts in San Diego County and the associated findings to the California Department of Housing and Community Development, pursuant to California Health and Safety Code section 13869.7(c).

#### **EQUITY IMPACT STATEMENT**

One aspect of fire prevention is ensuring fire codes are updated and clear to provide specific direction to customers and residents. The proposed actions will provide better direction, ensuring good customer service and equitable safety for the residents of our county. In addition, the SDCFPD recognizes the systematic impacts that inequitable policies may create for residents of the County of San Diego. More than 80% of the SDCFPD's jurisdictional area qualifies as a disadvantage unincorporated community, based on a San Diego Local Agency Formation Commission (LAFCO) report on funding, administrative, and performance of the former County Service Area No. 135 (now SDCFPD).

#### **SUSTAINABILITY IMPACT STATEMENT**

The proposed actions to adopt the County Fire Code and the Consolidated Fire Code will contribute to the County of San Diego's sustainability goal to protect the health and well-being of everyone in the region and advocating for environmental justice for communities that have been disproportionately impacted. Partnering with the other local unincorporated fire districts to provide one fire code will support the safety and sustainability of communities by ensuring that codes are imposed consistently to build, enhance, and maintain resiliency.

#### **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

(RELATES TO SAN DIEGO COUNTY FIRE PROTECTION DISTRICT AGENDA ITEM FP01)

#### **ADVISORY BOARD STATEMENT**

This item was brought before the Fire Advisory Board on November 28, 2022, and a motion was passed unanimously to support the revisions.

## BACKGROUND

### *2023 Consolidated Fire Code*

Every three years, the State of California repeals, revises, and republishes the California Building Standards Code in its entirety, and in doing so, adopts and publishes amendments to the California Fire Code (California Code of Regulations, Title 24, and Part 9). California Health and Safety Code section 13869.7(a) allows any fire protection district to adopt more stringent standards than those in the California Fire Code, provided the district's governing body finds such modifications are reasonably necessary based upon local conditions. The proposed findings include, but are not limited to, vegetation that is highly combustible in its natural state, prevalence of hot and dry conditions at certain times of the year including exposure to Santa Ana winds, history of drought conditions, hilly and mountainous terrain that limit access and egress and increase the speed at which wildfires spread, history of severe wildfires that have caused devastating losses, potentially severe rainstorms with resultant flooding and proximity to earthquake fault zones. The legislative body of the city or county in which the fire district is located must ratify the ordinance before it can become enforceable, pursuant to Health and Safety Code section 13869.7(c).

Prior to 2001, local fire districts in the County developed their own modifications to the California Fire Code. Because fire districts operate independently from one another, each with their own fire marshal/chief and governing body, local fire codes often varied, causing unnecessary challenges for customers processing development permits through the region. To simplify these codes and provide consistency, the codes were combined in one document, the Consolidated Fire Code. The Board of Supervisors ratified the County's first Consolidated Fire Code on October 10, 2001(1).

The Consolidated Fire Code is updated every three years, consistent with triennial updates of the California Fire Code. The last update, the 2020 Consolidated Fire Code, was ratified by the Board on February 25, 2020 (5). In response to the 2022 California Fire Code, County Fire has been working with representatives of all 13 local fire districts to create uniformity among each district's ordinance. All local fire districts now have ordinances adopting the Consolidated Fire Code, with the exception of Borrego Springs Fire Protection District, which recently initiated dissolution proceedings, and the SDCFPD, which is proposing to adopt it today.

The fire code standards put forth in today's proposed ordinances will increase protection of new structures and property against wildfire-related damage and loss through the adoption of progressive requirements that go beyond those required by the State. There are 32 changes proposed by the Fire Marshals of the local Fire Districts to include:

- 1 111.4.3 Appeals clarified process within SDCFPD
- 2 307.4.3 Outdoor Fireplaces spark arrestors now required
- 3 307.5 Attendance Open Burning an adult presence now required
- 4 326.1 Storage of Firewood added where firewood can be stored in SDCFPD
- 5 503.1.2 Secondary Access added section to clarify when it is required
- 6 503.2.4 Roadway Radius now includes minimum radius on private driveways
- 7 503.2.5 Dead Ends reorder sections for clarity
- 8 503.2.5.1 Turnarounds clarified when required, reference to Annex A and B
- 9 503.3 Fire Lane Marking reorder sections for clarity

- 10 503.6 Security Gates now require back-up power to prevent entrapment
- 11 505.4 Directory Map now require maps at entrance of 15 or more units
- 12 507.2.2 Water Tanks clarification on when tanks can be used as an alternative
- 13 507.3 Fire Flow added range of fire flow for new subdivisions
- 14 Waterline Extensions clarification on when tanks can be used as an alternative
- 15 903.2.(a) Fire Sprinklers changed sprinkler discretion to a 50% rule
- 16 4907 Defensible Space added reference to Annex E
- 17 4907.4.1 General Setbacks provided clarity when minimum 30 feet is required
- 18 4907.4.3 Slope Setbacks provided clarity on building setback from slope
- 19 4907.4.3 Slope Setbacks provided clarity on building setback from slope
- 20 4907.9.1 Zone 0 added direction within SDCFPD
- 21 4907.9.2 Zone 1 added direction within SDCFPD
- 22 4907.9.3 Zone 2 added direction within SDCFPD
- 23 4907.9.4 Zones 1 and 2 added direction within SDCFPD
- 24 4907.9.5 Fuel Modification Zone added direction within SDCFPD
- 25 4907.10 Violations added direction within SDCFPD
- 26 4907.11 Inspections added direction within SDCFPD
- 27 Annex A Residential Turnarounds changed graphic for clarity
- 28 Annex B Commercial Turnarounds changed graphic for clarity
- 29 Annex C Slope Measurements added this graphic to better explain setback
- 30 Annex D Fuel Modification added this graphic for clarity
- 31 Annex E Defensible Space added weblinks to every District's Defensible Space Ordinance and a Countywide Fire District map
- 32 Annex F Water Tanks added this graphic for clarity

There are also 26 proposed changes that reflect changes in the State Fire Code, for a total of 58 proposed changes. For a complete set of changes refer to Attachment G, which includes a complete strike-out/underlined version of the Consolidated Fire Code.

Today's request is for the Board of Directors of the SDCFPD to consider and adopt an Ordinance Adopting the 2023 Consolidated Fire Code for applicability within the SDCFPD, including additional changes specific to SDCFPD. Because SDCFPD is now responsible for fire protection enforcement, today's action would also repeal the current County Fire Code. In addition, today's request is for the County Board of Supervisors to adopt an ordinance ratifying the 2023 Consolidated Fire Code, so it is effective within all local fire districts. The version of the Code ratified by the Board will include minor non-substantive modifications for accuracy in jurisdictional and statutory references.

#### *Defensible Space Ordinance (DSO)*

Currently, the County's DSO, located at Chapter 4 of Division 8 of Title 6 of the San Diego County Code of Regulatory Ordinances, includes a number of requirements related to combustible materials, defensible space and fuel modification. Similar requirements are included in the 2023 Consolidated Fire Code, and today's action will incorporate all DSO requirements into the Consolidated Fire Code.

Today's proposed actions will enable both County staff and fire protection districts to provide

more consistent enforcement and interpretation of fire codes throughout the unincorporated area. Approval of the recommended actions will also continue to streamline the permit process by making it easier for builders to comply with the requirements in the wildland/urban interface while maintaining fire safety standards.

#### **ENVIRONMENTAL STATEMENT**

The adoption of ordinances is not a “project” as defined in the Public Resources Code section 21065 and CEQA Guidelines section 15378 and therefore is not subject to CEQA pursuant to CEQA Guidelines section 15060(c)(3). A project, as defined by CEQA, is the whole of an action that has the potential to result in either a direct or physical change or reasonably foreseeable indirect physical change to the environment. An action that restates or codifies existing law is not a project under CEQA because it does not cause physical changes to the environment. In addition, the ordinances do not authorize or ban any development or exempt any project from CEQA review, and therefore there is no possibility that their adoption may have a significant effect on the environment.

Alternatively, the adoption of ordinances is subject to the commonsense exemption in CEQA Guidelines section 15061(b)(3) because it can be seen with certainty that there is no possibility that adopting the ordinances may have a significant effect on the environment.

#### **LINKAGE TO THE COUNTY OF SAN DIEGO STRATEGIC PLAN**

The County’s Strategic Initiative of Sustainability, included in the 2023-2028 Strategic Plan, seeks to unify the County’s efforts in environmental preservation, quality of life, economic development, education, and recreation. The action requested today will support the County’s goals of maintaining high standards for quality of life by maintaining building and fire safety in the unincorporated area and will assist economic development by facilitating consistent enforcement and interpretation of the Fire Code and Consolidated Fire Code.

Respectfully submitted,

3.     **SUBJECT:     MEDICAL EXAMINER - AUTHORIZE COMPETITIVE  
                          SOLICITATION FOR DECEDENT TRANSPORTATION SERVICES  
                          (DISTRICTS: ALL)**

#### **OVERVIEW**

The County of San Diego Department of the Medical Examiner is responsible for investigating and determining the cause and manner of death for all homicides, suicides, accidents, and sudden and/or unexpected deaths according to California Government Code Section 27491 and Health and Safety Code Section 102850. For cases that fall under the jurisdiction of the department, the Medical Examiner contracts for the retrieval and transportation of decedents from the place of death to the Medical Examiner’s facility. The department’s current contract for decedent transportation services is set to expire on June 30, 2023.

Today's action authorizes the Director, Department of Purchasing and Contracting, to issue a competitive solicitation for decedent transportation services.

## **RECOMMENDATION(S)**

### **CHIEF ADMINISTRATIVE OFFICER**

In accordance with Section 401, Article XXIII of the County Administrative Code, authorize the Director, Department of Purchasing and Contracting to issue a competitive solicitation for decedent transportation services, and upon successful negotiations and determination of a fair and reasonable price, award contract(s) for a term of one (1) year, with four (4) option years and up to an additional six (6) months, if needed, and to amend the contract(s) as needed to reflect changes to services and funding, subject to the approval of the Chief Medical Examiner.

## **EQUITY IMPACT STATEMENT**

The County of San Diego Department of the Medical Examiner's mission is to contribute to safe communities and to justice and equity for the residents of San Diego County by certifying the cause and manner of death for all homicides, suicides, accidents and sudden and/or unexpected deaths in the county. Decedent transportation services is a mission critical service for the Medical Examiner's mandated function, and the authorization to competitively solicit for these services ensures the continuity of operations for the department. Transportation and examination of decedents under the Medical Examiner's jurisdiction allows for accurate accounting of the cause and manner of deaths including all people that have died as the result of violence and acute substance use, a significant number of those who die while experiencing homelessness, and those who have died without the care of a physician. Data about the decedents whose deaths we investigate can be used to identify populations (by race/ethnicity, age, sex, or when known, sexual orientation) or communities (by zip code or census tract) at risk for inequity of health or justice services, and guide equitable resource allocation, whether for justice, harm reduction, or overall health and safety.

## **SUSTAINABILITY IMPACT STATEMENT**

The proposed action to authorize the Department of Purchasing and Contracting to solicit and award contract(s) for decedent transportation services contributes to the County's sustainability goal of protecting the health and wellbeing of justice-involved individuals and the broader community. Transporting decedents for postmortem examination allows for accurate accounting for the cause and manner of death across the county, including marginalized populations, people experiencing homelessness, victims of fatal violence, and those who have experienced the acute effects of substance use disorder. Data derived from investigating these deaths help inform critical County forensic services supporting harm reduction and other public health and criminal justice efforts in the region.

## **FISCAL IMPACT**

Funds for the first one-year term of this request are included in the Fiscal Year 2022-23 Operational Plan for the Medical Examiner. Funds for subsequent option years will be included in future Operational Plans for the Medical Examiner. If approved, this request will result in annual estimated costs of \$2.0 million. The funding source is existing General Purpose Revenue. There will be no change in net General Fund Cost and no additional staff years.

## **BUSINESS IMPACT STATEMENT**

N/A

4. **SUBJECT: AUTHORIZE COMPETITIVE SOLICITATIONS TO EXPAND BEHAVIORAL HEALTH SERVICES PROGRAMMING TO ENGAGE FATHERS AND CAREGIVERS (DISTRICTS: ALL)**

**OVERVIEW**

Under the leadership of the San Diego County Board of Supervisors, the County of San Diego (County) is making strategic investments to move the local behavioral health care delivery system from a model of care driven by crises to one centered on continuous, coordinated care and prevention. These efforts, broadly referred to as the Behavioral Health Continuum of Care (Continuum of Care), are guided by data, focused on equity, and designed to engender collaborative work, within and outside of government. In addition to expanding regionally distributed services to improve access to care, the Continuum of Care strategy is also achieved through actions that build upon the success of existing programs by enhancing and expanding services that are informed by community input and clinical best practices.

To understand current community needs for parenting program services and identify program development opportunities to enhance prevention services, County Health and Human Services Agency, Behavioral Health Services (BHS) completed a series of community input activities with local stakeholders to:

- Evaluate the effectiveness and relevancy of existing parenting program services,
- Learn best practices for delivering culturally reflective and community-specific services that build resiliency,
- Offer supports for parents and caregivers, and
- Activate protective factors for children and their families.

Through these activities, BHS identified the need to implement an *Adverse Childhood Experiences (ACEs) Prevention Parenting Program for Fathers*, to build upon existing programming currently focused within the Central Region and expand efforts to support the engagement, participation, and parenting skills development for fathers with children up to the age of 18, and to provide augmented services countywide. Approval of today's recommended action authorizes one or more competitive solicitations to implement and expand these services countywide.

This item supports the County's vision of a just, sustainable, and resilient future for all, specifically those communities and populations that have been historically left behind. This item also supports the ongoing commitment to the regional *Live Well San Diego* vision of healthy, safe, and thriving communities by expanding critical behavioral health services for children, youth, and their families.

**RECOMMENDATION(S)**

**CHIEF ADMINISTRATIVE OFFICER**

1. In accordance with Section 401, Article XXIII of the County Administrative Code, authorize the Director, Department of Purchasing and Contracting, to issue one or more competitive solicitations for the *Adverse Childhood Experiences (ACEs) Prevention Parenting Program for Fathers* in all six Health and Human Services Agency service regions, and upon successful negotiations and determination of a fair and reasonable

price, award contracts for an initial term of up to one year, with four option years, and up to an additional six months, if needed; and to amend the contracts to reflect changes in program, funding or service requirements, subject to the availability of funds and the approval of the Agency Director, Health and Human Services Agency.

### **EQUITY IMPACT STATEMENT**

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

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

If approved, today's action will award contracts to provide culturally and community reflective Prevention and Early Intervention services to families throughout San Diego County who are underserved by behavioral health resources and supports. These upstream services are anticipated to reduce health system silos, improve access to care, and mitigate the impact of social drivers of health, using a whole-family approach.

### **SUSTAINABILITY IMPACT STATEMENT**

The proposed action to provide services that prevent, mitigate, and improve access to treatment and care for communities and populations who are underserved by social and behavioral health resources, will result in sustainability enhancements in terms of health/wellbeing, equity, economy, and environment. Awarding contracts for these services will contribute to County of San Diego (County) Sustainability Goal #2 to provide just and equitable access to County services by providing a wider availability and range of supportive, inclusive, and stigma-free options. Services will first improve the overall health of communities, reducing the demand of associated care services, while then increasing effectiveness of care providers and lowering operating costs of facilities, thus reducing emissions and waste generated within the care sector.

### **FISCAL IMPACT**

Funds for these requests are not included in the Fiscal Year (FY) 2022-24 Operational Plan in the Health and Human Services Agency. If approved, today's recommendations will result no

costs and revenue in FY 2022-23 and estimated costs and revenues of up to \$2.04 million in FY 2023-24. The funding source is Mental Health Services Act revenue. Funds for subsequent years will be incorporated into future operational plans. There will be no change in net General Fund cost and no additional staff years.

## **BUSINESS IMPACT STATEMENT**

N/A

### **5. SUBJECT: UPDATE THE COUNTY’S HOMELESS ACTION PLAN AND ADOPT THE “ALL IN”: THE FEDERAL STRATEGIC PLAN TO PREVENT AND END HOMELESSNESS (DISTRICTS: ALL)**

#### **OVERVIEW**

Over the last few years, the County Board of Supervisors has made significant investments to address the lack of emergency housing and prevent people from becoming homeless in the first place. On November 2, 2021 (4), The County adopted a Framework to End Homelessness in the region to align the existing work to assist people experiencing or at risk of becoming homeless. To ensure alignment in the Region, the Regional Task Force on Homelessness also created a Regional Community Action Plan to Prevent and End Homelessness. These policy recommendations have been instrumental to address homelessness in the region and find housing solutions.

To further our commitment to prevent and seek an end to homelessness, I am recommending that the County work with the Regional Task Force on Homelessness to incorporate the federal strategic plan “All In” to Prevent and End Homelessness into the County’s existing Homeless Action Plan and identify County owned land that can be used for emergency housing solutions.

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

##### **CHAIRWOMAN NORA VARGAS**

1. Direct the CAO to review and incorporate relevant portions of the “All In”: The Federal Strategic Plan to Prevent and End Homelessness into the County’s existing Homeless Action Plan,
  - a. Direct the Chief Administrative Officer to report back to the San Diego County Board of Supervisors within one hundred and twenty (120) days with an update of the new Homeless Action Plan and identify available County owned land that can be used for emergency housing solutions such as safe parking, safe villages, or other emergency housing solution.

#### **EQUITY IMPACT STATEMENT**

Based on the 2022 Point in Time Count, there are approximately 8,427 individuals living in the streets or shelters throughout San Diego County. This is a significant increase of 56% from 2020. Twenty-four percent of those living in the streets are 55 and over, and about 47% of those seniors experienced homelessness for the first time, with 57% having a physical disability. This action aligns with the County’s strategic plan to utilize policies, facilities, infrastructure and finance to provide housing opportunities that meet the needs of our communities.



## **SUSTAINABILITY IMPACT STATEMENT**

Updating our homeless action plan will allow us as a County to leverage our relationships with the Federal and State government to seek additional funds and resources to address homelessness in the Region. This board action aligns with the County's strategic plan to ensure that capability to respond and recover to immediate needs for individuals, families, and the region.

## **FISCAL IMPACT**

There is no financial impact with these recommendations. There may be future fiscal impacts based on recommendations from today's action. Any such recommendations would return back for consideration and approval by the Board. Upon return by staff, funding for future costs will need to be identified by the department and will proceed once identified. At this time, there will be no change in net General Fund cost and no additional staff years.

## **BUSINESS IMPACT STATEMENT**

N/A

6. **SUBJECT: AUTHORIZE A-87 EXCEPTION TO COMPETITIVE PROCUREMENT FOR CONTRACT WITH PARTNERS FOR JUSTICE (DISTRICTS: ALL)**

## **OVERVIEW**

Over five million people cycle through U.S. jails each year - 2 million are confined to prison, and another 4.5 million live within the parole or probation system. Black and Brown people, their families, and communities are disproportionately impacted by this system. The enmeshed penalties-the non-judicial penalties arising from arrests, charges, time spent in jail, and convictions-can be catastrophic. One's housing, employment, parental rights, and educational options, as well as one's ability to borrow student loans, obtain a professional license, vote, or access public benefits/supports, can all be adversely affected by an arrest, not just a conviction.

While current justice reform efforts focus, understandably, on police and prisons, not enough attention is paid to the value that public defense could provide to address the underlying causes of crime and increase public safety. Public defenders are the resource most proximate and available to people most harmed by the criminal legal system. Nearly 80% of people facing criminal charges depend on public defenders to navigate the legal process and prevent the worst outcomes of criminal legal system contact.

On June 23, 2020 (27) the San Diego County Board of Supervisors (Board) created the Office of Equity and Racial Justice (OERJ). One of the roles the Board saw for this newly established office was to collaborate with County departments that administer restorative justice programs to report mutual activities, align best practices, identify barriers and gaps to ensure robust restorative practices throughout our region, and work alongside other jurisdictions in the region that have similar entities to ensure cohesion and avoid duplication of efforts.

Through its collaborative work with community partners, the OERJ has identified an opportunity to work with the Office of the Public Defender to further promote restorative justice within the region's criminal legal system and address the racial and economic disparities that influence and result from legal system outcomes. Today's actions request the Board to authorize a single source procurement with Partners for Justice (PFJ), for client advocate services and associated technical assistance to promote restorative justice and address the racial and economic disparities within and resulting from the criminal legal system. This procurement qualifies as a single source due to the unique knowledge, skills and abilities of PFJ. The Department of the Public Defender has not identified any other organization that works exclusively with public defenders and provides specialized training to non-attorney staff.

## **RECOMMENDATION(S)**

### **CHIEF ADMINISTRATIVE OFFICER**

1. In accordance with Board Policy A-87, Competitive Procurement, approve and authorize the Director of the Department of Purchasing and Contracting to enter into negotiations with Partners for Justice and subject to successful negotiations and a determination of a fair and reasonable price, award a contract for client advocate services and associated technical assistance for up to two years and two option periods through 2027 and an additional six months if needed, and to amend the contracts as needed to reflect changes to requirements and funding.
2. Transfer appropriations of \$343,153 from OERJ, Services & Supplies, to Office of the Public Defender, Services & Supplies, to pay for Contractor for Client Advocate services and associated technical assistance from May 2023 through June 2024 based on prior year available General Fund balance.

## **EQUITY IMPACT STATEMENT**

Today's action aligns with the County's Justice - safety initiative and seeks to reduce disparities and disproportionality across the criminal legal system by providing additional supportive resources to the Office of the Public Defender and to the clients that they represent. The addition of client advocates to address the non-legal challenges that clients face (i.e. poverty, unemployment, mental health needs, etc.) offers the opportunity to restore and heal individuals within the legal system, as well as to improve outcomes and promote justice. A snapshot of the multitude and diverse array of needs experienced by San Diegans that cycle through our local legal system is presented in a Final Report developed by the San Diego Association of Governments (SANDAG) Criminal Justice Research Division for the County's Proposition 47 Grant Program - Cohort 1. Per the report, of the individuals that participated in the County's program, 47% "were unemployed and looking for work", 59% were experiencing homelessness at the time of program intake, 26% identified as living in an unstable housing situation at intake, 100% had a need for substance use disorder treatment, 72% reported having transportation needs, and 57% reported a need for mental health assistance, among many other types of needs. On average, program participants presented with 6.5 needs, with 34% of all participants having 8 or more needs. The proposed Client Advocate services will support such individuals that cycle through the legal system and offer a more holistic approach toward justice and restoration.

If today's recommendation is approved, it will be important to engage the community and stakeholders in the ongoing development and assessment of the success of this program. PFJ will provide regular reports to the Public Defender detailing progress toward the milestones and metrics outlined in the scope of work, and track service delivery with regular dashboards. PFJ will repeat trainings as needed and offer technical assistance to promote attorney engagement. Finally, PFJ will provide expertise and instruments to the PD enabling them to gather better information about clients' needs and experiences with their office, and to track changes in attorney practice based on the implementation of collaborative work.

### **SUSTAINABILITY IMPACT STATEMENT**

This program supports the County's Sustainability Goal of providing just and equitable access to County services, is an investment in a chronically underserved community, and would assist in building the resilience of this vulnerable population. As indicated in the Equity Impact Statement, the population to be served through this program has a variety of unmet needs, which Client Advocates can holistically address.

### **FISCAL IMPACT**

Funds for today's recommendations are partially included in the Fiscal Year 2022-23 Operational Plan for the Office of Equity and Racial Justice (OERJ). If approved, this request will result in transfers of budgetary funds in the amount of \$343,153 from OERJ to Office of Public Defender for Contracted Services costs from May 2023 through June 2024. Year 2 funds for this request will be included in the Fiscal Year 2024-25 CAO Recommended Operational Plan for the Office of the Public Defender. If approved, this request will result in costs of up to \$341,164 for the Office of the Public Defender from July 2024 through June 2025. The funding source is prior year available General Fund balance. There will be no change in net General Fund cost and no additional staff years.

### **BUSINESS IMPACT STATEMENT**

N/A

**7. SUBJECT: GENERAL SERVICES - RATIFICATION OF EMERGENCY CONTRACT AND REPORT OF ACTION PURSUANT TO PUBLIC CONTRACT CODE SECTION 22050 FOR EMERGENCY REPAIRS AT THE COUNTY ADMINISTRATION CENTER (DISTRICT: 3)**

### **OVERVIEW**

On February 6, 2023, a failure of the chilled water supply line that serves the heating, ventilation, and air conditioning system of the County Administration Center (CAC) was discovered in the northwest corner of the building exterior. This failure occurred at approximately 7:00am causing a total loss of cooling capacity, severely impacting the ability to control the interior temperature of the facility. To mitigate the risk to the operational capability of the building occupants and restore temperature control, it was necessary to declare an emergency and forgo competitive solicitation of the repair and restoration work. In accordance with County Administrative Code Section 402, "Emergency Purchases", a notice to proceed for emergency repairs was issued to ACCO Engineered Systems, a contractor with previous County facility and repair experience.

In accordance with County Administrative Code Section 402 and Public Contract Code Section 22050, staff requests the Board of Supervisors (Board) to ratify the emergency contract and receive the report set forth in this Board letter that the emergency repair and restoration work at the CAC did not permit a delay resulting from competitive solicitations for bids and that the immediate award of a contract was necessary to respond to the emergency. The Board is also requested to find that there is a need to continue the CAC emergency repair and restoration.

## **RECOMMENDATION(S)**

### **CHIEF ADMINISTRATIVE OFFICER**

1. Find the proposed project is statutorily exempt from the California Environmental Quality Act (CEQA) review pursuant to Sections 15269(b) and 15301 of the CEQA Guidelines because the proposed project is for emergency repairs to a publicly owned service facility necessary to maintain service essential to the public health, safety, and welfare, and because it consists of the minor alteration of existing public facilities involving negligible or no expansion of existing use.
2. Pursuant to Section 402 of the County Administrative Code, ratify the contract with ACCO Engineered Systems for the County Administration Center emergency repair and restoration work, on the basis that public interest and necessity demanded immediate expenditure of funds on an emergency basis without competitive bidding.
3. Pursuant to Public Contract Code Section 22050(b)(3)(a), receive the report set forth in this Board letter that the emergency repair and restoration of the County Administration Center did not permit a delay resulting from competitive solicitations for bids and the immediate award of a contract was necessary to respond to the emergency.
4. Pursuant to Public Contract Code Section 22050(c)(2)(a), find that there is a need to continue the emergency repair and restoration of the County Administration Center without giving notice for bids to let a contract. **(4 VOTES)**

## **EQUITY IMPACT STATEMENT**

As a public building, most daily activities that take place at the CAC have an impact upon the San Diego County community. Regular meetings of the Board of Supervisors, County Special Districts and various Commission meetings are held here. The Department of General Services is responsible for managing the County Administration Center, including maintenance and repairs. Approval of the emergency repairs will ensure continued operation of the County Administration Center heating, ventilation, and air conditioning system. These proposed emergency repairs will provide public benefit to members of the public and County employees through the continued provision of essential public services at this facility.

## **SUSTAINABILITY IMPACT STATEMENT**

The emergency repairs will ensure the health and wellbeing of County employees and visitors to the County Administration Center by protecting indoor air quality.

## **FISCAL IMPACT**

Funds for this request are included in the Fiscal Year 2022-23 Operational Plan for the

Department of General Services Facilities Management Internal Service Fund. If approved, this request will authorize a contract for the County Administration Center emergency repair and restoration work. The estimated costs and revenue will be determined upon successful negotiations and determination of a fair and reasonable price. Staff will return to the Board to continue the emergency repair and restoration and incorporate the total estimated cost. There will be no change in General Fund cost and no additional staff years.

#### **BUSINESS IMPACT STATEMENT**

Failure to make the required repairs in a timely manner will result in a risk of control of the building interior temperature.

**8. SUBJECT: GENERAL SERVICES - AUTHORIZATION OF A CHANGE ORDER TO THE CONSTRUCTION MANAGER AT RISK CONTRACT FOR SAN DIEGO CENTRAL JAIL ELEVATOR MODERNIZATION PROJECT (DISTRICT: 1)**

#### **OVERVIEW**

On September 13, 2016 (22), the Board of Supervisors (Board) authorized the Director, Department of Purchasing and Contracting, for a period of five years, to take any action authorized by Article XXIII, Section 401, et seq. of the Administrative Code and Public Contract Code Section 20146 to advertise and award Construction Manager at Risk contracts for various projects up to \$10 million.

On December 8, 2018, after a successful RFP, the County awarded a Construction Manager at Risk Contract (#559290) to Balfour Beatty Construction, LLC for the San Diego Central Jail Elevator Modernization project. The project was commenced in response to meet the operational needs of the facility and includes modernizing eight elevator systems, as well as making accommodations for connecting the Central Jail with the underground tunnel used to access the Downtown Courthouse. At the time of the procurement and contract award the expected scope of the project was to modernize eight elevators and the expected budget for the project was \$9.7 million.

When the project was planned in 2016, specialized parts required to operate elevator doors located throughout multiple floors of the building were working, and replacement parts were readily available. These parts were not included in the scope of the modernization project. As of today, those parts are now experiencing end of life issues, have become obsolete by the manufacturer, and cannot be found for replacement. Due to a change in availability of parts required for regular maintenance from the elevator manufacture, an estimated 73 sets of elevator doors now need to be replaced to complete the elevator modernization project and allow the Sheriff to operate the facility. The change will cost approximately \$700,000.

Today's actions request the Board to authorize a change order to construction contract #559290 for the San Diego Central Jail Elevator Modernization project. If approved, the additional required doors are expected to be installed by November 2023.

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

1. Find in accordance with Section 15061(b)(3) of the California Environmental Quality Act (CEQA) Guidelines, that it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.
2. Authorize the Director, Department of Purchasing and Contracting, in accordance with Public Contract Code Section 20137, to execute a change order or change orders with Balfour Beauty Construction, LLC, not to exceed \$700,000 to include the replacement of additional elevator doors. **(4 VOTES)**

### **EQUITY IMPACT STATEMENT**

The authorization to issue a change order to a construction contract for the Elevator Modernization Project at San Diego Central Jail will have a positive effect on all occupants at the facility including Black, Indigenous, and People of Color (BIPOC) communities who may be disproportionately represented in the justice system by providing modern infrastructure in the facility.

### **SUSTAINABILITY IMPACT STATEMENT**

The authorization to issue a change order to a construction contract for the Elevator Modernization project at the San Diego Central Jail would contribute to the County of San Diego's Sustainability Goals of engaging the community, providing equitable access for justice-involved individuals, and protecting the health and wellbeing of vulnerable individuals as they enter and leave custody.

### **FISCAL IMPACT**

#### **Department of General Services**

Funds for this request are included in the Fiscal Year 2022-23 Operational Plan for the Department of General Services, Major Maintenance Internal Service Fund (MMISF). Existing appropriations of \$11,200,000 in the MMISF are included for the San Diego Central Jail Elevator Modernization project. The funding source is an internal agreement with the Sheriff's Department. There will be no change in net General Fund cost and no additional staff years.

### **BUSINESS IMPACT STATEMENT**

Expenditures resulting from this action will create private sector jobs and economic opportunities in San Diego County.

9. **SUBJECT: PROMOTING GOVERNMENT TRANSPARENCY UPDATE: IMPROVING ACCESS TO INFORMATION AND BUILDING COMMUNITY ENGAGEMENT THROUGH BOARDS, COMMITTEES, AND COMMISSIONS (DISTRICTS: ALL)**

### **OVERVIEW**

The County reimagined its mission, vision, and values at the beginning of 2022, putting community engagement at the center of the County's operations to create a just, sustainable, and resilient future for all. A key component of creating this vision and supporting community engagement is access and participation in local government for all people, with a particular focus on increasing transparency among diverse audiences to encourage civic involvement. To work

toward these goals, the Board of Supervisors approved a range of recommendations in separate actions on May 10, 2022 (8), and May 24, 2022 (10), which are outlined in the subsequent background section, and directed staff to return to the Board.

Due to the close alignment of the actions directed in both items to support community engagement, civic participation, and overall transparency, this report combines the summary of the staff's research, findings, and recommendations, and incorporates feedback received from County departments across the enterprise and the community.

## **RECOMMENDATION(S)**

### **CHIEF ADMINISTRATIVE OFFICER**

1. Receive the report on actions related to government transparency and promoting civic engagement through boards, committees, and commissions.

## **EQUITY IMPACT STATEMENT**

Boards, committees, and commissions (BCCs) are a mechanism for civic engagement. Racial and socioeconomic disparities exist across the nation in voter participation and public engagement. As noted in the May 10, 2022 (8) board letter, trends show that white people, older adults, and people with higher incomes and education levels vote at higher rates, and these demographics are more likely to be reflected in elected officials. The disparity continues when considering that residents who need policies to support them are less likely to receive support through representation. A 2019 review by the RAND Corporation found that civic engagement, through voting or other activities such as membership in civic organizations, is associated with better health outcomes. Civic participation is a key issue in the social and community context domain of Healthy People 2030, an initiative to improve health and well-being through data-driven national objectives. In addition, community involvement through volunteerism is one of *Live Well San Diego*'s Top 10 Indicators and the rate of volunteer participation has decreased since 2009.

The updates presented in this report include reducing process barriers, encouraging diversity of representation, and conducting outreach to encourage civic participation among underrepresented groups.

## **SUSTAINABILITY IMPACT STATEMENT**

The information presented in this report contributes to the County's efforts to engage the community in meaningful ways and promote an environment that provides equitable access to opportunities for public engagement and representation. These efforts will contribute to the County of San Diego Sustainability Goal No. 1 by "encourag[ing] people and diverse stakeholders to partner and participate in decisions that impact their lives and communities."

## **FISCAL IMPACT**

There is no immediate fiscal impact associated with today's recommended actions, though they may result in future fiscal impacts. Staff will return to the Board for consideration and approval of any such impacts.

## **BUSINESS IMPACT STATEMENT**

N/A

**10. SUBJECT: ADMINISTRATIVE ITEM:  
SECOND CONSIDERATION AND ADOPTION OF ORDINANCE:  
CONSIDERATION AND ADOPTION OF AN ORDINANCE TO SET  
RATES FOR THE VOTER APPROVED CANNABIS BUSINESS TAX  
(1/24/2023 - First Reading; 2/28/2023 - Second Reading, unless ordinance is  
modified on Second Reading) (DISTRICTS: ALL)**

**OVERVIEW**

On January 24, 2023 (16), the Board of Supervisors took action to further consider and adopt the Ordinance on February 28, 2023.

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

Then, on June 14, 2022 (21), and June 28, 2022 (27), the Board took various actions necessary to place the cannabis business tax measure on the ballot for voter consideration during the consolidated general election on November 8, 2022. In addition to taking these actions, the Board directed the CAO to return to the Board to establish the actual tax rates should the measure be approved by the voters.

The Registrar of Voters certified the November 8, 2022, consolidated general election on December 8, 2022. The County's Cannabis Business Tax (Measure A) required a majority vote (50% plus one) to pass. Measure A passed with a final result of 57.45% of voters voting in favor of the measure.

Today's recommendation is for the Board to approve the introduction of an ordinance (first reading) setting the initial tax rates for the Cannabis Business Tax. If the Board takes action as recommended, then on February 28, 2023, staff recommends the Board adopt the Ordinance (second reading). If the proposed ordinance is altered on February 28, 2023, then on that date a subsequent meeting date will be selected for the ordinance's adoption.

**RECOMMENDATION(S)**

**CHIEF ADMINISTRATIVE OFFICER**

Consider and adopt the Ordinance (second reading) entitled:

**AN ORDINANCE AMENDING THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES, TITLE 2, DIVISION 2, CHAPTER 4, RELATING TO SETTING INITIAL RATES FOR THE CANNABIS BUSINESS TAX.**

**EQUITY IMPACT STATEMENT**

A disproportionate number of Black, Indigenous, and People of Color (BIPOC) individuals



remain incarcerated for the past criminalization of cannabis. As cannabis is legalized and permitted in the unincorporated area of San Diego County, the Board saw the need to create a Socially Equitable Cannabis Program to help guide the County's approach to this new potential revenue. On January 27, 2021 (4), the Board directed the CAO to develop a Socially Equitable Cannabis Program (Program) to include Zoning Ordinance and Regulatory Code amendments that allow for a variety of commercial cannabis uses, and a Social Equity Program to prioritize equity, access, and business opportunities to help rectify the injustices caused by the War on Drugs.

Specific to a cannabis taxation program, County staff and consultants engaged in three community outreach sessions where information was made available about cannabis history, market demand for cannabis, revenue generating strategies, future trends in cannabis, general tax ordinance structure and rates, and cannabis tax issues. Participants were given the opportunity to ask questions and provide comments about the topics discussed. Social equity considerations were a common theme in the feedback received, with comments including concerns that too high or too many taxes could be cost prohibitive for social equity businesses, suggestions to invest future tax revenues into social equity businesses or communities most impacted by the past criminalization of cannabis, and a sentiment that addressing historic and current inequities, not generating revenue, should guide the development of the tax ordinance.

The Office of Equity and Racial Justice (OERJ) will bring forward additional items to the Board relating to the Socially Equitable Cannabis Program at a later date.

#### **SUSTAINABILITY IMPACT STATEMENT**

The Cannabis Business Tax was approved by the voters on November 8, 2022. Elections are the cornerstone of public participation in governmental decision making, which aligns with Goals #1 and #2 of the County of San Diego Sustainability Goals. Goal #1 is to engage the community in meaningful ways - today's action is the culmination of many months of community engagement and public hearings related to the Cannabis Business Tax and is itself another opportunity for the community to participate in the decision-making process. Goal #2 is to provide just and equitable access to County services, policy decision-making, and resource allocation in support of sustainable communities. Sustainability includes four lenses (Social, Economic, Environmental, and Health & Wellbeing). The Cannabis Business Tax, being a general tax for the purpose of funding general governmental activities, can directly impact each of these areas of sustainability as funding is generated and allocated through the regular Operational Plan process.

#### **FISCAL IMPACT**

Funds for this request are partially included in the Fiscal Year 2022-23 Operational Plan in the Treasurer - Tax Collector and Auditor & Controller departments. Additional costs will be incurred to administer the cannabis tax, including a net General Fund cost of \$323,311 and 2.50 additional staff years. In addition, the Chief Administrative Officer, Land Use and Environment Group and the Office of Equity and Racial Justice are working to identify staff resources needed for the establishment of an office that provides management and administration of activities leading towards the development and implementation of the County's Socially Equitable Cannabis Program. It is anticipated that specific recommendations and fiscal impacts will be presented to the Board during the budget process.

If these actions are approved, according to HdL, the future annual estimate of the cannabis taxation program revenue at the rates that are proposed within this ordinance is \$2,930,000. This revenue projection depends on a variety of factors, including an increased concentration of

retailers, market influences on the price of cannabis products as well as future policy and land use decisions by the Board, and it should not be assumed that these revenues will materialize within the first several years of the effective date of the tax rates. Using the current market as a basis, the initial revenue that may be generated through this action in Fiscal Year 2023-24 is approximately \$375,000. As the Cannabis Business Tax is a general tax, all tax proceeds will be placed into the General Fund for use at the discretion of the Board of Supervisors during the annual Operational Plan process.

### **BUSINESS IMPACT STATEMENT**

As of October 2021, the Board adopted ordinance amendments to allow the five existing cannabis dispensaries that were in operation in the unincorporated area prior to the County's 2017 prohibition on new medical facilities to continue operations and sell commercial medicinal and adult-use cannabis. Currently, no new dispensaries or other cannabis operations are permitted under the existing ordinances. The Land Use and Environment Group (LUEG) will bring forward additional items to the Board that would allow additional cannabis operations in the unincorporated area at a later date.

Cannabis businesses support a wide variety of other businesses that are not a part of the cannabis supply chain. Cultivators support garden supply stores, greenhouse manufacturers, irrigation suppliers, soil manufacturers, and a wide variety of contractors, including building and construction, lighting and electrical, HVAC, permitting, and engineering. Manufacturers support many of these same businesses, plus specialized tooling and equipment manufacturers, and product suppliers for hardware, packaging, and labeling. All these businesses support, and are supported by, a host of ancillary businesses, such as bookkeepers, accountants, tax preparers, parcel services, marketing and advertising agencies, personnel services, attorneys, mechanics, facilities maintenance, security services, and others. The cannabis business entrepreneur profits and the salaries paid to employees will move into the local economy, support stores, restaurants, car dealerships, contractors, home sales, and other businesses.

- 11. SUBJECT: ADMINISTRATIVE ITEM:  
SECOND CONSIDERATION AND ADOPTION OF ORDINANCE:  
AMENDMENTS TO THE COMPENSATION ORDINANCE (2/7/2023 -  
First Reading; 2/28/23 - Second Reading, unless ordinance is modified on  
second reading) (DISTRICTS: ALL)**

### **OVERVIEW**

On February 7, 2023 (12), the Board of Supervisors took action to further consider and adopt the Ordinances on February 28, 2023.

Today's actions propose amendments to the Compensation Ordinance that reflect the addition of new classifications, the deletion and retitle of classifications and the designation of specified classes that will no longer be filled as terminal.

Today's actions also propose amendments to the Administrative Code to implement Senate Bill 960 which requires a peace officer to be legally authorized to work in the United States and removes the provision which required a peace officer to be a citizen or permanent resident of the U.S.

Today's recommendations are for the Board to approve the introduction of the two ordinances (first reading) to amend the Compensation Ordinance and Administrative Code. If the Board takes action as recommended, then on February 28, 2023, staff recommends the Board adopt the ordinances (second reading). If the proposed ordinances are altered on February 28, 2023, then on that date a subsequent meeting date will be selected for the ordinance's adoption.

### **RECOMMENDATION(S)**

#### **CHIEF ADMINISTRATIVE OFFICER**

Consider and adopt the Ordinance (second reading) entitled:

**AN ORDINANCE AMENDING THE COMPENSATION ORDINANCE AND  
ESTABLISHING COMPENSATION; and,**

**AN ORDINANCE AMENDING ADMINISTRATIVE CODE SECTION 81**

### **EQUITY IMPACT STATEMENT**

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

### **SUSTAINABILITY IMPACT STATEMENT**

The proposed actions amending the compensation ordinance aligns with the County of San Diego's Sustainability Goals by promoting sustainable economic growth for our community. The proposed actions included in this letter provide just, equitable wages as well as the establishment of quality job opportunities.

### **FISCAL IMPACT**

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

### **BUSINESS IMPACT STATEMENT**

N/A

- 12. SUBJECT: ADMINISTRATIVE ITEM:  
SECOND CONSIDERATION AND ADOPTION OF ORDINANCE: AN  
ORDINANCE REPEALING ARTICLE XVII-F OF THE SAN DIEGO  
COUNTY CODE OF ADMINISTRATIVE ORDINANCES RELATED TO  
THE EVALUATION ADVISORY COMMITTEE (DISTRICTS: ALL)**

### **OVERVIEW**

On February 7, 2023 (13), the Board of Supervisors took action to further consider and adopt the Ordinance on February 28, 2023.

On June 8, 2021(20), the San Diego County Board of Supervisors (Board) approved the introduction of an ordinance amending the San Diego County Code of Administrative

Ordinances relating to establishing an Evaluation Advisory Committee (EAC) with the intent to support the newly created Office of Evaluation, Performance, and Analytics (OEPA). The Board direction indicated the EAC was being established to support OEPA with recommendations to the office's Strategic Research Plan, and providing on-going advice on evaluation activities, program designs, data sources, and data collection methodologies.

Since the establishment of OEPA, the onboarding of the Chief Evaluation Officer (CEvO) and other departmental staff, an evaluation of the structure and functions of the office has been completed. OEPA conducted a careful analysis of needed functions, which emphasized the urgency of engaging with, and receiving feedback from external academics, researchers, and technical experts. Engaging with these stakeholders and advisors has become time critical.

In order to effectively and efficiently receive ongoing input from identified stakeholders as mentioned above, OEPA requires more flexibility on how to engage external academics, researchers, and technical advisors. The requested change has the intent of (1) expanding participation and including the flexibility to convene advisors who are, as needed, local, national, or worldwide leaders on the areas OEPA seeks to tackle through research, evaluation, or analytics, and (2) adjusting the skills and expertise represented among its advisors to match the annual adjustments to the County's Strategic Research Plan in a way that minimizes operational impacts when the EAC is convened.

Today's request is for the Board to approve the introduction of the proposed amendment to the San Diego County Code and, if approved, consider, and adopt an ordinance repealing Article XVII-F of the San Diego County Code of Administrative Ordinances (The Evaluation Advisory Committee). The ordinance will be introduced on February 7, 2023, and, if approved, it will be scheduled for adoption on February 28, 2023. If the proposed ordinance is altered on February 28, 2023, then on that date a subsequent meeting date will be selected for the ordinance's adoption. Because the EAC has not been formed yet, there will be only minimal operational impacts from approving these recommendations.

## **RECOMMENDATION(S)**

### **CHIEF ADMINISTRATIVE OFFICER**

Submit the ordinance (Attachment A, on file with the Clerk of the Board) for further Board consideration and adoption (second reading, unless ordinance is modified on second reading):  
AN ORDINANCE REPEALING ARTICLE XVII-F OF THE SAN DIEGO COUNTY CODE OF ADMINISTRATIVE ORDINANCES RELATING TO THE EVALUATION ADVISORY COMMITTEE.

## **EQUITY IMPACT STATEMENT**

Multiple research and evaluation areas to be studied by OEPA involve disproportionate negative circumstances and impacts on vulnerable populations. A repeal of Article XVII-F of the San Diego County Code of Administrative Ordinances (The Evaluation Advisory Committee), and development of a more flexible approach to engage technical experts, will allow OEPA to more effectively conduct its research and evaluation activities to study these issues and contribute to increasing equity in the County.

## **SUSTAINABILITY IMPACT STATEMENT**

OEPA will study some of the most critical sustainability issues of relevance to the County, including environmental, economic, health, and social issues. A repeal of Article XVII-F of the San Diego County Code of Administrative Ordinances (The Evaluation Advisory Committee), and development of a more flexible approach to engage technical experts, will allow OEPA to more effectively conduct its research and evaluation activities to study these issues and contribute to improving sustainability measures.

#### **FISCAL IMPACT**

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

#### **BUSINESS IMPACT STATEMENT**

N/A

**13. SUBJECT: COMMUNITY ENHANCEMENT, NEIGHBORHOOD  
REINVESTMENT PROGRAM GRANTS AND CEQA EXEMPTIONS  
(DISTRICT: 1)**

#### **OVERVIEW**

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

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

##### **CHAIR NORA VARGAS**

1. Allocate \$20,000 from the Community Enhancement Program budget (Org 12900) to Chefs de Cuisine Association of San Diego Education Foundation, Inc. to fund costs associated with warehouse expenses, truck insurance and lease expenses, and general operating expenses to facilitate the delivery of food to those in need.
2. Allocate \$14,000 from the Community Enhancement Program budget (Org 12900) to San Ysidro Women's Club to support their Community Teddy Bear for Kids Project in December 2023 in partnership with the San Ysidro School District.
3. Allocate \$5,000 from the Community Enhancement Program budget (Org 12900) to United Way of San Diego County to support the Read Across America initiative by purchasing and distributing new books to students experiencing inequities in South Bay San Diego.
4. Allocate \$5,000 from the Neighborhood Reinvestment Program budget (Org 15650) to Assistance League of Greater San Diego to provide funding towards purchasing appropriate school clothing and shoes for housing-insecure students in Chula Vista.

5. Allocate \$4,000 from the Neighborhood Reinvestment Program budget (Org 15650) to Drugs and Diagnostics for Tropical Diseases to provide funding towards a one-time purchase of a centrifuge that will be used to prepare certain critical reagents (chemicals) for large-scale manufacturing of Hepatitis A tests.
6. Allocate \$35,000 from the Neighborhood Reinvestment Program budget (Org 15650) to GRID Alternatives San Diego, Inc. to provide funding towards a solar installation project in Logan Heights located at 1805 Harrison Avenue, San Diego, CA 92113, through a partnership with San Diego Habitat for Humanity.-Funding will cover solar materials and supplies, as well as permitting costs.
7. Allocate \$10,989.42 from the Neighborhood Reinvestment Program budget (Org 15650) to Interfaith Shelter Network of San Diego to provide funding to purchase a new office copier, printer, and scanner.
8. Allocate \$30,000 from the Neighborhood Reinvestment Program budget (Org 15650) to Kiku Gardens to provide funding towards a kitchen renovation to benefit a luncheon program for seniors.
9. Allocate \$36,973 from the Neighborhood Reinvestment Program budget (Org 15650) to Reuben H. Fleet Science Center to provide funding towards the completion of Heikoff Dome Theatre renovations at the Reuben H. Fleet Science Center which includes replacing theatre seats and carpeting.
10. Allocate \$10,000 from the Neighborhood Reinvestment Program budget (Org 15650) to Vehicles for Change San Diego, Inc. to provide funding towards purchasing equipment including hand tools, power tools, air compressors, Scan tool system, and research books to be used by trainees passing ASE (Automotive Service Excellence) certifications.
11. Allocate \$7,525 from the Neighborhood Reinvestment Program budget (Org 15650) to Voices for Children to provide funding to obtain banners, photographs, postage stamps, and other materials to be used in public service announcements (PSAs) and community newsletters.
12. Allocate \$14,518 from the Neighborhood Reinvestment Program budget (Org 15650) to Write Out Loud to purchase copies of the "The Bear" by Andrew Krivak for use by students at Bonita Vista Middle School, Eastlake Middle School, Rancho del Rey Middle School, and Southwest High School participating in their Read Imagine Create program.
13. Find that all the grants serve a public purpose.

14. Authorize the Director, Office of Economic Development and Government Affairs to enter into agreements and make minor amendments to agreements that do not change the purpose or amount of the grant to organizations awarded funds.
15. Find that the proposed grants to GRID Alternatives San Diego, Inc., Kiku Gardens, and Reuben H. Fleet Science Center are exempt from review under the California Environmental Quality Act (CEQA) by Section 15301 of the CEQA Guidelines.

#### **EQUITY IMPACT STATEMENT**

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

#### **SUSTAINABILITY IMPACT STATEMENT**

N/A

#### **FISCAL IMPACT**

Funds for these grant requests are included in the Fiscal Year 2022-23 Operational Plan for the Community Enhancement Program budget (Org 12900) and Neighborhood Reinvestment Program budget (Org 15650). The fiscal impact of these recommendations is \$39,000 from the Community Enhancement Program budget (Org 12900) and \$154,005.42 from the Neighborhood Reinvestment Program budget (Org 15650) totaling \$193,005.42. The funding sources are Transient Occupancy Tax Revenue, and General Purpose Revenue. There will be no change in net General Fund cost and no additional staff years.

#### **BUSINESS IMPACT STATEMENT**

N/A

- 14. SUBJECT: COMMUNITY ENHANCEMENT PROGRAM, NEIGHBORHOOD REINVESTMENT PROGRAM GRANTS AND CEQA EXEMPTIONS (DISTRICT: 2)**

#### **OVERVIEW**

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

**RECOMMENDATION(S)**  
**SUPERVISOR JOEL ANDERSON**

1. Allocate \$100,000 from the Community Enhancement ARPA budget (Org 12905) to Alpine Chamber of Commerce for payroll, rent, and member services, as well as providing networking and educational events to support businesses in Alpine, including the 2023 Business Expo, monthly chamber events, and the annual Taste of Alpine event. The Alpine Chamber of Commerce ceased operations in 2021 due to the COVID-19 pandemic severely limiting their ability to serve active businesses, and process membership fee renewals.
2. Allocate \$140,000 from the Community Enhancement ARPA budget (Org 12905) to Chaldean Community Council for rent, utilities, payroll, maintenance and repairs and equipment purchases for their Community Center located at 405 East Lexington Ave, El Cajon, CA 92020. The COVID-19 significantly limited their ability to provide social services to women and seniors in the Chaldean community by limiting their funding from regular sources.
3. Allocate \$7,900 from the Community Enhancement Program budget (Org 12900) to Julian Pathways, Inc. for hosting the monthly Julian Backcountry Collaborative, a community meeting focused on promoting wellness for students and families in the region, as well as other community resource outreach events.
4. Allocate \$10,000 from the Community Enhancement Program budget (Org 12900) to the Mountain Empire Historical Society for the procurement of documents and artifacts in furthering education and preservation of historical events regarding the Kumeyaay tribe, The Mexican American war, and American Pioneers and current ranchers.
5. Allocate \$20,000 from the Community Enhancement Program budget (Org 12900) to Poway Onstage to provide free arts programming to over 40,000 K-12 students and to provide live performances to more than 10,000 visitors in various modalities including music, dance, and theater for the 2023 Arts in Education Initiative in District 2 schools.
6. Allocate \$10,000 from the Community Enhancement Program budget (Org 12900) to Poway Rotary Foundation for the 2023 Poway Rotary Parade to hire professional event coordinators to organize 100+ volunteers, obtain city permits, provide disability accommodations such as an ASL interpreter and wheelchair support, and maintain the event's website and social media presence.
7. Allocate \$50,000 from the Neighborhood Reinvestment Program budget (Org 15655) to



- Feeding San Diego for purchasing food materials for distribution at its District 2 Mobile Food Pantry and other distribution events.
8. Allocate \$47,637 from the Neighborhood Reinvestment Program budget (Org 15655) to Grossmont Union High School District to buy a bacon slicer and pig scalding for the Mobile Processing Unit at the El Capitan High School Agriculture Department to enable El Capitan students to gain career technical knowledge of the agricultural industry
  9. Allocate \$30,000 from the Neighborhood Reinvestment Program budget (Org 15655) to Oasis San Diego for tablets, technology training, and internet connectivity for 830 low-income seniors in District 2 to support outreach to low-income senior housing communities in District 2.
  10. Allocate \$31,782 from the Neighborhood Reinvestment Program (Org 15655) to Poway High Foundation for the Café Innovate expansion at Poway High School Library located at 15500 Espola Road, Poway, CA 92064 to purchase and install equipment and furniture, including a Makerbot 3D printer to enable students access to creative tools that will equip them to succeed in the marketplace of the future.
  11. Allocate \$25,000 from Neighborhood Reinvestment Program budget (Org 15655) to the San Diego Black Chamber of Commerce to support implementation of the materials grant program at the Urban Resource Center to provide businesses and organizations in underserved zip codes with equipment and facilities upgrades.
  12. Transfer appropriations of \$10,000 from the Community Enhancement Program budget (Org 12900) Services and Supplies to the Department of Parks and Recreation (Org 52737), Services and Supplies for preliminary planning and conceptual design of the San Diego Regional Firefighter Memorial. **(4 VOTES)**
  13. Find that the grants have a public purpose and that the grants made using American Rescue Plan Act funds are necessary to address an adverse impact of the COVID-19 pandemic on the organizations receiving funds.
  14. Authorize the Director, Office of Economic Development and Government Affairs to execute grant agreements or amendments to agreements with the organizations awarded grants establishing terms for receipt of the funds described above and to make minor amendments to the agreements that are consistent with the general purpose of the grants but do not increase the grants.
  15. Find that the allocations to Feeding San Diego, Grossmont Unified School District, Oasis San Diego, and San Diego Black Chamber of Commerce are exempt from review under

the California Environmental Quality Act (CEQA) by Section 15301 of the CEQA Guidelines. Find that none of the exceptions to categorical exemptions listed in Section 15300.2 apply to these allocations.

#### **EQUITY IMPACT STATEMENT**

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

#### **SUSTAINABILITY IMPACT STATEMENT**

The investment of these grant funds into the specified community organizations and non-profits will promote the financial sustainability and economic viability of San Diego County communities for generations to come.

#### **FISCAL IMPACT**

Funds for the grant allocations are included in the Fiscal Year 2022-23 Operational Plan for the Community Enhancement American Rescue Plan Act budget (Org 12905), Community Enhancement Program (Org 12900), and Neighborhood Reinvestment Program (Org 15655). The fiscal impact of these recommendations is \$240,000 from the Community Enhancement American Rescue Plan budget (Org 12905), \$47,900 from the Community Enhancement Program budget (Org 12900), and \$184,419 from the Neighborhood Reinvestment Program budget (Org 15655) totaling \$472,319. The funding sources are Transient Occupancy Tax and General Purpose Revenue. There will be no change in net General Fund cost and no additional staff years.

#### **BUSINESS IMPACT STATEMENT**

N/A

### **15. SUBJECT: APPOINTMENTS: VARIOUS (DISTRICTS: ALL)**

#### **OVERVIEW**

These appointments are in accordance with applicable Board Policy A-74, "Citizen Participation in County Boards, Commissions and Committees," Board Policy I-1, "Planning and Sponsor Group Policies and Procedures," 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."

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

##### **VICE- CHAIR TERRA LAWSON-REMER**

Appoint Aaron Burgess to the HUMAN RELATIONS COMMISSION, LEON L. WILLIAMS SAN DIEGO COUNTY, Seat 25, for a term to expire January 6, 2025.

Appoint Stuart Gaiber to the ), SAN DIEGO COUNTY BEHAVIORAL HEALTH ADVISORY BOARD (BHAB), Seat No. 12 for a term to expire October 19, 2024.

Appoint Eve Benton to the COMMISSION ON THE STATUS OF WOMEN AND GIRLS, Seat No. 5, for a term to expire January 6, 2025.

Appoint Kristine Custodio Suero to the COMMISSION ON THE STATUS OF WOMEN AND GIRLS, Seat No. 6, for a term to expire January 6, 2025.

**SUPERVISOR JOEL ANDERSON**

Appoint Cory Gautereaux to the CAMPO - LAKE MORENA COMMUNITY PLANNING GROUP, Seat No. 4 for a term to expire January 4, 2027

Appoint Kevin Haupt to the POMERADO CEMETERY DISTRICT, Seat No. 3 for a term to expire January 1, 2024

Re-appoint David S. Hilfiker to the LAKE CUYAMACA RECREATION AND PARK DISTRICT, Seat No. 4 for a term to expire October 11, 2025

Re-appoint Thomas A. King to the LAKE CUYAMACA RECREATION AND PARK DISTRICT, Seat No. 3 for a term to expire November 2, 2025

**SUPERVISOR NATHAN FLETCHER**

Appoint Sirisakorn Smith to the ADVISORY COUNCIL FOR AGING AND INDEPENDENCE SERVICES, Seat No. 7, for a term to expire January 4, 2027.

Appoint Luis Osuna to the COUNTY HEARING OFFICERS, Seat No. 8, for a term to expire January 4, 2027.

Waive Board Policy A-74, "Citizen Participation in County Boards, Commissions and Committees," and re-appoint Rob Hutsel to the SAN DIEGO COUNTY PARKS ADVISORY COMMITTEE, Seat No. 7, for a term to expire January 4, 2027.

**SUPERVISOR JIM DESMOND**

Appoint Jennifer Haider to the BONSALL SPONSOR GROUP, Seat No. 4, for a term to expire January 4, 2027.

Re-appoint Gary W McGiboney to the BONSALL SPONSOR GROUP, Seat No. 6, for a term to expire January 4, 2027.

Waive Board Policy A-74, "Citizen Participation in County Boards, Commissions and Committees," and re-appoint Larry D. Dershem to the COUNTY HEARING OFFICERS, Seat No. 9, for a term to expire January 4, 2027.

Re-appoint Robert Pearman to the COUNTY HEARING OFFICERS, Seat No. 10, for a term to expire January 4, 2027.

Waive Board Policy A-74, "Citizen Participation in County Boards, Commissions and Committees," and re-appoint Sharon Disney to the NORTH COUNTY CEMETERY DISTRICT, Seat No. 1 for a term to expire January 4, 2027.

Appoint Carole Berwick to the NORTH COUNTY CEMETERY DISTRICT, Seat No. 4 for a term to expire January 1, 2024.

Appoint Ryan Gardiner to the SAN DIEGO COUNTY PARKS ADVISORY COMMITTEE, Seat No. 9, for a term to expire January 4, 2027.

Waive Board Policy A-74, "Citizen Participation in County Boards, Commissions and

Committees," and re-appoint Paul H. Davis to the SAN DIEGO COUNTY PARKS ADVISORY COMMITTEE, Seat No. 10, for a term to expire January 4, 2027.

Re-appoint Anna "Mia" Roseberry to the SAN DIEGO MILITARY AND VETERANS ADVISORY COUNCIL, Seat No. 5, for a term to expire January 4, 2027.

Re-appoint Kathleen E. McBeath to the VALLEY CENTER CEMETERY DISTRICT, Seat No. 1, for a term to expire January 4, 2027.

Re-appoint Helene Recchia to the VALLEY CENTER CEMETERY DISTRICT, Seat No. 3, for a term to expire January 4, 2027.

Re-appoint Joseph Richard Martinez to the VALLEY CENTER CEMETERY DISTRICT, Seat No. 4, for a term to expire January 6, 2025.

Re-appoint Melanie Helgesen to the VALLEY CENTER CEMETERY DISTRICT, Seat No. 5, for a term to expire January 4, 2027.

#### **CHIEF ADMINISTRATIVE OFFICER**

Appoint Danisha Jenkins to the EMERGENCY MEDICAL CARE COMMITTEE, Seat No. 6, for a term to expire October 19, 2024.

#### **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

## **16. SUBJECT: COMMUNICATIONS RECEIVED**

#### **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

**DISCUSSION ITEMS**

**17. SUBJECT: SUPPORTING SENIOR CENTERS IN SAN DIEGO COUNTY  
(DISTRICTS: ALL)**

**OVERVIEW**

Adults 60 years and older comprise America's fastest-growing population. By 2025, all members of America's largest population group nicknamed the "baby boomer" generation will be at least 60 years old. It is estimated that older adults over the age of 60 will make up 26.3 percent of the San Diego County population by 2030, up from 20.3 percent in 2018. It is important that all communities within San Diego County have the capacity to support the unique needs of the aging population.

The maturing of the baby boomer generation creates the need for additional infrastructure and resources vital for the aging population. These needs are not just limited to medical services but include important elements of community, socialization, and enrichment activities. Staying active and connected to others has been demonstrated to stem age-related cognitive and physical declines. In addition, socialization and activities play a key role in addressing behavioral health issues that older adults may experience.

Senior centers are a well-established model for older adults to receive a variety of supports and services that foster healthy aging in safe and welcoming environments. However, not every older adult is able to benefit from senior centers due to a lack of availability in some parts of the

region or a lack of sufficient enriching services at some existing sites. Cities run senior centers and provide services. There are two proposed senior centers in the unincorporated area of the County, in Ramona and Fallbrook.

A recent report released by San Diego Seniors Community Foundation called the “San Diego Master Plan for Senior Centers: Every Community Deserves a Modern Senior Center” (Master Plan) details an effort to create momentum and consensus among community stakeholders. The Master Plan’s goal is for every community in San Diego County to have access to modern, innovative, and resource-rich senior centers. The report describes an innovative model in which centers serve as community spaces that move beyond the traditional functions of providing nutrition services and social events. These reimagined centers transform into dynamic community entities that engage the physical, mental, intellectual, and creative facets of older adults and empower them to realize a higher quality of life by supporting health, wellness, independence, and purposeful connection to their communities. The new vision embraces and engages the increasingly diverse older adult population by identifying the needs and preferences of each community.

Launched at the direction of the San Diego County Board of Supervisors (Board) on September 24, 2019 (4), the Aging Roadmap is the County of San Diego’s (County) plan to ensure that the region has communities and programs that equitably support the needs and celebrate the contributions of the growing population of older adults in the San Diego region. There are ten priority areas within the Aging Roadmap, including two of which are particularly relevant to senior centers: Social Participation and Health & Community Support.

While the County does not have a mandate to provide senior centers or services to senior centers, Aging and Independence Services does operate some programs at senior centers throughout the County. These programs can act as an important lifeline to the community. To better serve the community, support the work of the Aging Roadmap, and find opportunities for growth the County should conduct an analysis of existing services at senior centers, build relationships and conduct outreach to senior communities, and evaluate potential locations for enhanced senior center like services at existing County sites.

Today’s action demonstrates the County’s commitment to older adults and the needs of this population. Aligned with the County’s Aging Roadmap, the Master Plan brings a tangible, local model of change that supports visionary policy frameworks. By leveraging the principles outlined in the Master Plan, our region can build a better-connected and unified network of diverse aging stakeholders who are empowered to bring transformative change to an emerging societal challenge. We urge your support.

## **RECOMMENDATION(S)**

### **CHAIRWOMAN NORA VARGAS AND SUPERVISOR NATHAN FLETCHER**

1. Receive the San Diego Master Plan for Senior Centers (Master Plan), titled “San Diego Master Plan for Senior Centers: Every Community Deserves a Modern Senior Center” (Attachment A, on file with the Clerk of the Board).
2. Direct the Chief Administrative Officer (CAO) to report back in 180 days with an evaluation to identify elements of the Master Plan that can be incorporated into the

County of San Diego Aging Roadmap.

3. Direct the CAO to report back in 180 days with an evaluation of existing County of San Diego services provided at senior centers throughout San Diego County and the feasibility and cost of enhancing or expanding services to additional senior centers.
4. Direct the CAO to conduct outreach with community partners, senior centers, and other relevant agencies, and report back in 180 days with a plan to improve access to County of San Diego services, including or not limited to Aging and Independence Services, Self-Sufficiency Programs, Housing and Community Development Services, and Behavioral Health Services.
5. Direct the CAO to report back in 180 days with an evaluation of existing County of San Diego-owned facilities with available space, such as libraries and community centers, compatible with potential senior center activities, to identify opportunities to integrate activities in line with the County's Aging Roadmap and Master Plan.

### **EQUITY IMPACT STATEMENT**

Senior centers are essential community-based service environments for all older adults but have even greater importance for seniors on fixed or low incomes. Senior centers are often also home to a variety of low-cost or no-cost nutrition, fitness, educational, and social programming and provide older adults access to knowledgeable staff that can help connect them to the various nonprofit services and public benefit programs.

Transforming senior centers results in more than just enhanced physical environments and a few more programs. It is about recognizing the systemic challenges that some individuals have faced throughout their life course due to adverse environments and policies that made economic, housing, educational, and employment opportunities scarce, suboptimal, or practically unavailable. Today's recommendations will allow the County to continue supporting vital programs and services for older adults, improving the quality of life for equity-seeking groups of all ages including Black, Indigenous, and people of color (BIPOC), women, people with disabilities, immigrants, and the LGBTQ+ community.

### **SUSTAINABILITY IMPACT STATEMENT**

The proposed action aims to advance efforts to create a healthier and more resilient San Diego by creating opportunities for community, socialization, and enrichment activities for seniors. Staying active and connected to others has been demonstrated to stem age-related cognitive and physical declines and thus improve health outcomes and costs for all people in the region.

### **FISCAL IMPACT**

There is no fiscal impact associated with today's actions. There will be future fiscal impacts based on recommendations resulting from today's actions for which staff will return to the San Diego County Board of Supervisors (Board) with recommendations for consideration and approval. Funding for future costs will need to be identified by the departments and will proceed once identified. The departments will monitor their budgets and return to the Board with mid-year action to adjust the budget as necessary and/or incorporate into future budgets as funding becomes available. At this time, there will be no change in net General Fund cost and no additional staff years

### **BUSINESS IMPACT STATEMENT**

N/A

**18. SUBJECT:**

**SUBJECT:**

**IDENTIFYING ADDITIONAL SHELTER SOLUTIONS TO ADDRESS HOMELESSNESS IN EAST COUNTY (DISTRICTS: 2)**

**19. SUBJECT: RECEIVE DRAFT COMPREHENSIVE REPORT: DATA-DRIVEN APPROACH TO PROTECTING PUBLIC SAFETY, IMPROVING AND EXPANDING REHABILITATIVE TREATMENT AND SERVICES, AND ADVANCING EQUITY THROUGH ALTERNATIVES TO INCARCERATION (DISTRICTS: ALL)**

**OVERVIEW**

On October 19, 2021 (3), the Board of Supervisors (Board) directed a series of actions intended to enhance public safety, advance equity, and reduce incarceration of people who do not pose a public safety threat by providing community-based rehabilitative services and supports in lieu of custody. The Board direction came approximately 18 months into the COVID-19 pandemic, when policies restricting charges eligible for jail booking and other public health-related justice system changes lowered jail populations and reduced the number of people entering jail from the community. In this context, the Board directed the development of recommendations for community-based services that could be funded and added over time to create permanent alternatives to incarceration. The Board's direction identified certain actions to be led by an independent contracted consultant, including extensive data analysis, community outreach, and best practice research to be reflected in a series of reports. Today's recommendation is to receive the fourth report, the Draft Comprehensive Report, by the independent consultant, the San Diego Association of Governments (SANDAG), and receive a presentation on the report and other activities related to the "Alternatives to Incarceration" project.

The Draft Comprehensive Report provides findings about individuals not booked for nine misdemeanor drug, alcohol, or public misconduct charges during the pandemic, and their contacts with law enforcement for the same types of conduct before and after changes to COVID-19 jail booking criteria. An Alternatives to Incarceration Work Group (Work Group) composed of public agency partners agreed to focus on these charges as an initial step in the process of developing recommendations for rehabilitative treatment and community-based intervention services in lieu of booking or incarceration. The Draft Comprehensive Report also compiles data related to the needs of those at risk for justice system contact and the gaps and barriers to such individuals receiving services. The report provides a summary of best practice literature review and highlights effective programs that provide alternatives to incarceration. The report also describes data limitations SANDAG encountered researching a comparison of the cost of jail compared with service interventions in the community and why a reliable comparison was not feasible.

As part of the Alternatives to Incarceration project, SANDAG convenes an Alternatives to Incarceration Advisory Group composed of 14 community stakeholders with diverse



perspectives, including those with lived justice system experience, to inform its work. SANDAG has also conducted extensive stakeholder surveys and outreach, including two virtual Community Listening Sessions in January.

The Public Safety Group has convened a project Work Group to consider SANDAG's recommendations and reports, receive presentations from local and national programs on best practices, and review local opportunities for creating and enhancing alternatives to incarceration or implementing strategies to increase referrals to and engagement in existing services. The Advisory Group and Work group have met jointly twice to inform and collaborate.

Reports on these stakeholder activities and SANDAG's Draft Comprehensive Report are included in today's presentation. SANDAG will present their Final Comprehensive Report, including recommendations to create alternatives to incarceration, to the Board on May 23, 2023. County staff will use SANDAG's analysis, the project's diverse stakeholder input and additional analysis and information to develop related recommendations for the Board's consideration in May.

## **RECOMMENDATION(S)**

### **CHIEF ADMINISTRATIVE OFFICER**

1. Receive SANDAG's Draft Comprehensive Report on Data-Driven Alternatives to Incarceration.
2. Receive a presentation on the Alternatives to Incarceration project.

## **EQUITY IMPACT STATEMENT**

Nationally, arrest and incarceration disproportionately impact people of color and those who are poor, mentally ill, struggling with addiction, disabled, or experiencing homelessness. The same is true in San Diego County. For example, in 2021 Black individuals composed 20 percent of the average daily jail population, according to jail data, while only 5 percent of San Diego County residents are Black, according to Census data. Disparities are also observed among Hispanic and Latino individuals, who composed nearly 45 percent of the average daily jail population in 2021 and 34 percent of the region's population, according to Census data. In the Regional Task Force on Homelessness's 2022 Jail Point in Time (PIT) Count, 31 percent of those surveyed said they were experiencing homelessness at the time of their arrest; a prior survey question from the 2020 PIT Count found 7 of 10 unsheltered individuals interviewed in the community had been to jail at some point.

Throughout this project, community stakeholders are engaged in the review of data and outcome measures to provide diverse perspectives and inform ongoing implementation. For example, the San Diego Association of Governments (SANDAG) facilitated two Community Listening Sessions in January 2023 to gather public input on priorities and service gaps in regional efforts to reduce incarceration rates. SANDAG also conducted a stakeholder survey to gather public input on the County's justice system and public safety from May to June 2022.

## **SUSTAINABILITY IMPACT STATEMENT**

The Board-directed action to provide a data-driven approach to protecting public safety, improving and expanding rehabilitative treatment and services, and advancing equity through alternatives to incarceration contributes to the County of San Diego's Sustainability Goals of

engaging the community, providing just and equitable access, and protecting health and wellbeing. In terms of equity, health, and wellbeing, the ongoing initiative to provide alternatives to incarceration aims to impact the communities and socioeconomic groups historically burdened by mass incarceration by providing alternatives to booking that are designed to improve long-term outcomes through rehabilitative treatment. Extensive community engagement through surveys, community listening sessions, and an external Advisory Group composed of individuals with lived experience is a major component of the project. Rather than perpetuating the cycle of incarceration for individuals booked on low-level charges, the alternatives sought by this project seek to provide these individuals with connections to the community that will improve their health, including sobering services, mental health treatment, and crisis stabilization services.

### **FISCAL IMPACT**

There is no current year fiscal impact associated with today's request to receive a report and presentation on the Alternatives to Incarceration project. Staff will return to the Board with possible actions according to the schedule directed by the Board regarding Data-Driven Alternatives to Incarceration. Any financial impacts related to future recommendations will be identified and staff will return to the Board to seek any necessary approval.

### **BUSINESS IMPACT STATEMENT**

N/A

## **20. SUBJECT: SUPPORTING CARE COORDINATION FOR JUSTICE-INVOLVED INDIVIDUALS: REPORT ON POTENTIAL OPPORTUNITIES AND CHALLENGES IMPACTING DATA SHARING (DISTRICTS: ALL)**

### **OVERVIEW**

Individuals who are justice-involved experience adverse health and socioeconomic outcomes at greater rates than the general population. Data shows that rates of chronic conditions among incarcerated individuals are more than double that of the general population and nearly two-thirds of jail inmates have substance use disorders, as compared to 5% of the general adult population. Those who are justice-involved face a higher burden of health and socioeconomic disparities, and many individuals cycle between the community and jail. Care coordination is essential to address the needs of this population. However, without an integrated data infrastructure to support care coordination, navigating the complex health and social care systems can be a lengthy, frustrating, or disjointed process. Recognizing the challenges justice-involved individuals encounter, the San Diego County Board of Supervisors (Board) has made it a priority to take actionable steps to address the needs of this population.

On October 19, 2021 (3), the Board approved *A Data-Driven Approach to Protecting Public Safety, Improving and Expanding Rehabilitative Treatment and Services, and Advancing Equity Through Alternatives to Incarceration: Building on Lessons Learned During the COVID-19 Pandemic*. This action directed staff to conduct a data-driven analysis on use of jails with a focus on identifying policy interventions that would most effectively and safely reduce the San Diego jail populations, and better protect public safety through alternatives to incarceration. Initial findings highlighted care coordination as a challenge due to the need for a data governance structure and data sharing between programs for this population.

In response to these findings, on May 10, 2022 (3), the Board approved *Supporting Care Coordination for Justice-Involved Individuals Through Funding and Integrated Data Infrastructure*, further demonstrating their commitment to addressing inequities and health disparities that impact individuals who are involved with the justice system. This Board action acknowledged the challenge of coordinating care across justice, health and social service sectors without an integrated data system and highlighted the need to identify opportunities and challenges at the local, State, and federal levels in the areas of regulation; policy and procedure; infrastructure; and funding that impact creating an integrated data infrastructure to support care coordination for justice-involved individuals. The Board directed County staff to report back on the status of this ongoing project at specified intervals.

Today's action requests the Board receive a report on identifying the challenges and potential opportunities to create an integrated data strategy and infrastructure to support care coordination, which will more seamlessly connect justice-involved individuals with the services they need and allow case managers, providers, and others to be more connected with multiple aspects of their care. This will have a positive impact by reducing health disparities and inequalities impacting justice-involved individuals in line with the regional *Live Well San Diego* vision of healthy, safe, and thriving communities. Additionally, this action supports the County's vision of a just, sustainable, and resilient future for all, specifically, those communities and populations in San Diego County that have been historically left behind, as this collaborative effort will support coordination of care, which may ultimately lead to improved health and well-being outcomes, for the unique needs of those involved with the justice system.

## **RECOMMENDATION(S)**

### **CHIEF ADMINISTRATIVE OFFICER**

1. Receive report entitled *Supporting Care Coordination for Justice-Involved Individuals through Funding and Integrated Data Infrastructure: Report on Potential Opportunities and Challenges Impacting Data Sharing*.

## **EQUITY IMPACT STATEMENT**

On January 12, 2021 (8), the San Diego County Board of Supervisors (Board) issued a resolution declaring racism a public health crisis. Recognizing that racism underpins health inequities throughout the region and has a substantial correlation to poor outcomes and social, economic, and criminal justice disparities, the Board has taken bold action to tackle this issue and improve the overall health and well-being of our residents. Identifying and addressing data sharing opportunities and challenges at the local, State, and federal levels to enhance care coordination for justice-involved individuals further supports this mission. In San Diego County, Black and Hispanic individuals were overrepresented in all arrest categories in 2021, compared to their proportion of the population, while White individuals and those who represented Other races/ethnicities were underrepresented. This and other race and ethnic-based disparities within the criminal legal system, and their correlation to poor health, social and economic outcomes, underpin the importance of data collection and sharing for addressing these trends, dismantling systemic contributors to these disparities, and improving public health outcomes for all. Additionally, addressing data sharing for care coordination of justice-involved individuals and finding solutions to enhance this essential service is an important step toward ensuring this population can access and receive the same types of services as any other member of San Diego

County. Additionally, it is important to consider how policy, procedures, and systems impact the justice-involved population. Reaching equity requires addressing the social, political, and economic factors that impact a justice-involved individual's ability to access care. An integrated data infrastructure, as part of a data integration strategy to support care coordination of this population may increase opportunities for monitoring outcomes with an equity lens and facilitate the exchanging of information to enhance an individual's access to the care and services they need, with a goal of improving the social and economic situations in which this population may find themselves. However, it will also require considerations of how policy and system designs impact this population, providing the opportunity to include justice-involved individuals in the decision-making process to ensure solutions meet the need.

#### **SUSTAINABILITY IMPACT STATEMENT**

Identifying challenges and opportunities at the local, State, and federal levels in the areas of regulations, policy, infrastructure, and funding is an initial step toward creating an integrated data infrastructure to support care coordination for justice-involved individuals. This infrastructure will also support strategic planning, operations, and evaluation, and facilitate sharing data publicly to support engagement with the community around this important topic.

Supporting care coordination for justice-involved individuals supports the County of San Diego Sustainability Goal #2 of providing just and equitable access, as it contributes to care to protect health and well-being by creating a system for data sharing to enhance care coordination, connecting individuals with services and supports more quickly and ensure needs are addressed. These efforts collectively help improved connection to services that reduce recidivism and promote health and well-being.

#### **FISCAL IMPACT**

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

#### **BUSINESS IMPACT STATEMENT**

N/A

### **21. SUBJECT: ESTABLISH THE CHILD AND FAMILY WELL-BEING DEPARTMENT WITHIN THE HEALTH AND HUMAN SERVICES AGENCY (DISTRICTS: ALL)**

#### **OVERVIEW**

The child welfare system has made significant changes over the past 15 years to improve the response to children who have been abused or neglected; however, more changes can be made to move beyond the status quo. In addition, the COVID-19 pandemic elevated the need to create equity for children and families and brought to light the urgency to undertake a fundamental transformation to a better way for child and family well-being. There is an imperative need to transform the child welfare system toward prevention, with a focus on the earliest of interventions, and an overall change to a more equitable approach to reducing child maltreatment.

To support this transformation the San Diego County Board of Supervisors (Board) has taken

steps to increase supports for families, promote family strengthening efforts, and reduce the impact of trauma, adverse childhood experiences, and child maltreatment. In March 2022, as part of the State of the County Address, then Chair Nathan Fletcher announced that the County of San Diego (County) will establish a new department, Child and Family Well-Being.

After coordinating with staff, the community, departmental leadership, and contractor ICF International, today's action requests the Board's authorization to create the Child and Family Well-Being Department within the Health and Human Services Agency (HHSA), inclusive of County HHSA Child Welfare Services (CWS), First 5 Commission of San Diego (First 5 San Diego), and additional programs and services. In addition, today's action requests authorization to make any changes necessary to support the reorganization and partnership of CWS and First 5 San Diego into the Child and Family Well-Being Department. The creation of the Child and Family Well-Being Department provides the opportunity to integrate resources, programs, and services to support families and increase protective factors.

Today's item supports the County's vision of a just, sustainable, and resilient future for all, specifically for those communities and populations in San Diego County that have been historically disadvantaged and demonstrates an ongoing commitment to the regional *Live Well San Diego* vision of healthy, safe, and thriving communities. This will be accomplished by enhancing the coordination of upstream prevention strategies and services between community resources and the child welfare system to ensure children and families receive services and supports to attain and maintain a safe environment.

## **RECOMMENDATION(S)**

### **CHIEF ADMINISTRATIVE OFFICER**

1. Authorize the Chief Administrative Officer to establish the Child and Family Well-Being Department within the Health and Human Services Agency, inclusive of Child Welfare Services, First 5 San Diego, and additional programs and services for children and families, and reassign existing staff positions as needed.
2. Direct the Chief Administrative Officer to take any other actions to effectuate any changes necessary to implement the reorganization and partnership of Child Welfare Services and First 5 San Diego into the Health and Human Services Agency, Child and Family Well-Being Department.

## **EQUITY IMPACT STATEMENT**

Research shows that experiencing material hardship, such as not having the resources or income to provide for basic necessities like food, clothing, and shelter, is associated with increased risk for child welfare involvement. Studies indicate that if families experience at least one material hardship, the likelihood of being investigated for neglect increases nearly three times and that if families experience multiple types of hardship (after experiencing no hardships), the likelihood of being involved in a child welfare investigation increases four times. About 60 percent of all reports to the Child Abuse Hotline are for neglect-related concerns, so prevention efforts are necessary to help mandated reporters, the community, and the workforce better define neglect/maltreatment versus economic hardship (poverty). The majority of child maltreatment reports come from mandated reporters within the education, law enforcement, medical, and mental health systems; however, many reports do not meet the definition of abuse. For example, only six percent of all reports to the Child Abuse Hotline made by school-based mandated

reporters are substantiated. Economic disparities and systemic disadvantages have perpetuated disproportionate child welfare involvement among families of color and children of color are often over reported to the Hotline. The ethnic distribution of monthly averages of children in referrals for Fiscal Year 2021-22 includes:

**Race Percentage Referred to CWS Hotline Percentage of Population\***

Hispanic	45%	34%
White	26%	46%
Black	11%	5%
Asian/Pacific Islander	4%	11%
Native American	1%	.5%
Other	13%	3.5%

\*per 2020 SANDAG data

The statistics demonstrate the need to promote racial equity and reevaluate how current child and family serving systems respond to families with insufficient resources to meet their unique family needs.

While working to advance the child welfare system, the County of San Diego Health and Human Services Agency, Child Welfare Services (CWS) engaged youth and families, the Child and Family Strengthening Advisory Board of San Diego County and subcommittees, the foster care community, child and family advocates, CWS staff, and system and legal partners to solicit ideas and recommendations on how to achieve positive outcomes and results at a family, community, and system level. The expanded engagement provided equitable opportunities for the community to contribute to change, increase racial equity, and strengthen existing partnerships to maximize positive impact in the community. It is expected that by creating the more holistic Child and Family Well-Being Department, ethnic and socio-economic disparities can be reduced by increasing family and community partnership for children to remain safely in their homes.

### **SUSTAINABILITY IMPACT STATEMENT**

The proposed action to establish the Child and Family Well-Being Department supports the County of San Diego's Sustainability Goal #2 of providing just and equitable access by expanding the availability of supports and services on a continuum to all families without having to be part of the child welfare system while still maintaining those efforts to intervene and keep children safe in partnership with families when they cannot do it on their own. This action will provide the supports needed for families to gain resilience, independence, and long-term skills which will lead to a reduction in the occurrence and recurrence of maltreatment, and associated costs.

### **FISCAL IMPACT**

There is no fiscal impact associated with today's recommendations. The creation of a new Child and Family Well-Being Department and any proposed changes to County of San Diego reorganization may require additional resources with future fiscal impacts. The Health and Human Services Agency will return to the San Diego County Board of Supervisors for consideration and approval of any other future fiscal impacts that may result from recommendations or include in future Operational Plans as needed. At this time, there will be no change in net General Fund cost and no additional staff years.

## **BUSINESS IMPACT STATEMENT**

N/A

### **22. SUBJECT: EMPLOYEE ENGAGEMENT SURVEY ENTERPRISE REPORT (DISTRICTS: ALL)**

#### **OVERVIEW**

On March 1, 2022 (03), the Board of Supervisors (Board) directed the Chief Administrative Officer (CAO), at the conclusion of the biennial employee engagement survey, to provide an enterprise report with accountability objectives, opportunities for systemic improvements, timeline for recommended changes and budget implications, if any.

Today's action requests the Board receive the San Diego County Employee Engagement Survey Results. The employee engagement survey was conducted in September 2022 by an independent consultant, CPS HR Consulting (CPS HR). This consultant focuses on helping public-sector organizations measure and improve engagement and conduct research to advance the state of knowledge about employee engagement, particularly in the public sector. High employee engagement not only enhances the individual employee experience but also leads to better decision-making and improved individual and organizational performance.

A total of 6,608 County of San Diego employees completed the engagement survey. This reflects a participation rate of 51% among those who received the survey, which is a 29% increase from the County's last engagement survey conducted in 2018. The overall results of the survey indicated that 37% of County employees identified as "fully engaged," with 47% "somewhat engaged" and 16% "not engaged." The consultant has met with each County Group to review the overall survey results and discuss what is working for County employees and where improvements can be made.

The highest key driver and organizational trend of employee engagement was the category of Diversity and Inclusion. Employees overwhelmingly indicated that, "I feel like I belong working here" and that the County "values diversity, equity, and inclusion." This is an area where the County wants to, at minimum, maintain the level of engagement and continue to create a culture where employees feel like they belong.

Training and development, along with opportunities to move to other departments, were identified as areas where the County has opportunity for improvement. In particular, "Training and development activities I have completed in the past 12 months have helped to improve my performance" and "I feel that there are opportunities to move to different departments within the County" were areas identified County-wide as opportunities for improvement. In collaboration with County departments, an action plan to improve employee access to career-enhancing training opportunities and identifying strategies to increase awareness of job opportunities in other departments within the County is being developed.

The County will be actively soliciting feedback from employees to contribute to accountability objectives. One of these efforts is a listening session that will take place in March 2023. All employees will be invited to review the County's engagement report, and CPS HR will help guide them in understanding the results and invite suggestions for ways to improve. While

surveys tell us how a question was answered, it is useful to have the ability to assess the reasons behind responses. This outreach allows us to do just that. The goal is to determine action items that can be implemented County-wide to improve our engagement scores ahead of the 2024 survey. CPS HR will also support department leaders to act on their department's results, helping them to develop an action plan to incorporate into their Operational Plan goals to improve engagement.

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

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

Receive the San Diego County Employee Engagement Survey Results

#### **EQUITY IMPACT STATEMENT**

Equity is essential in our efforts to support an engaged workforce. Today's recommendation provides employee engagement results and analysis that will assist the County of San Diego in retaining a skilled, adaptable, and diverse workforce for County departments, which enables the County to provide equitable services to all constituents of this County.

#### **SUSTAINABILITY IMPACT STATEMENT**

Through our partnership with CPS HR, the County's employee engagement efforts support the Sustainability Goal of engaging the community. Transparently sharing results and developing strategies through outreach at all levels of the organization will ensure that our community of employees can participate in decisions that impact their engagement at work and their ability to serve the public.

#### **FISCAL IMPACT**

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

#### **BUSINESS IMPACT STATEMENT**

N/A

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

#### **OVERVIEW**

##### **A. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**

(Paragraph (1) of subdivision (d) of Section 54956.9)

Tonino Russo v. County of San Diego, et al.; United States District Court, Southern District No. 3:18-cv-1837-TWR-MDD

##### **B. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**

(Paragraph (1) of subdivision (d) of Section 54956.9)

Alan Alter v. County of San Diego; United States District Court, Southern District No. 3:21-cv-0179-GPC-KSC

##### **C. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**

(Paragraph (1) of subdivision (d) of Section 54956.9)



Alan Alter v. County of San Diego; San Diego Superior Court Case No.  
37-2022-00028573-CU-NP-CTL

D. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)

Ana Baez v. County of San Diego, et al.; San Diego Superior Court  
Case No. 37-2021-00025743-CU-PA-NC

E. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)

Kristina Frost v. County of San Diego, et al.; United States District Court,  
Southern District No. 3:21-cv-01903-L-AGS

F. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)

Frankie Greer v. County of San Diego, et al.; San Diego Superior Court  
Case No. 37-2021-00010648-CU-MC-CTL

G. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)

T.M v. Richard Fischer, et al.; San Diego Superior Court Case No.  
37-2018-00011250-CU-MC-CTL

H. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)

K.H. v. Richard Fischer, et al.; San Diego Superior Court Case No.  
37-2018-00011184-CU-MC-CTL

I. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)

Village Communities, LLC v. County of San Diego; San Diego Superior Court  
Case No. 37-2021-00010648-CU-MC-CTL

J. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)

Save Our Students-Safety Over Sorry v. County of San Diego; San Diego  
Superior Court Case No. 37-2021-00010648-CU-MC-CTL

K. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
(Paragraph (1) of subdivision (d) of Section 54956.9)

USA v. County of San Diego; San Diego Superior Court Case No.  
37-2021-00010648-CU-MC-CTL

L. PUBLIC EMPLOYMENT

(Government Code section 54957)  
Title: Chief Administrative Officer

M. CONFERENCE WITH LABOR NEGOTIATORS

(Government Code section 54957.6)

Designated Representatives: Susan Brazeau, Brad Rankin

Employee Organizations: Deputy Sheriffs Association, Supervising Probation  
Officers Association, Probation Officers Association, District Attorney  
Investigators Association,

**RECOMMENDATION(S)**

**CHIEF ADMINISTRATIVE OFFICER**

At the direction of the Board.

**EQUITY IMPACT STATEMENT**

N/A

**SUSTAINABILITY IMPACT STATEMENT**

N/A

**FISCAL IMPACT**

N/A

**BUSINESS IMPACT STATEMENT**

N/A