

REQUEST FOR COUNCIL ACTION CITY OF SAN DIEGO				CERTIFICATE NUMBER (FOR COMPTROLLER'S USE ONLY) 3000010144	
TO: CITY COUNCIL		FROM (ORIGINATING DEPARTMENT): Economic Development		DATE: 6/22/2017	
SUBJECT: Acquisition of Real Property Located at 1788 Palm Avenue (Super 8 hotel) for the San Diego Misdemeanants At-Risk Track (SMART) Program.					
PRIMARY CONTACT (NAME, PHONE): Stephen Maduli-Williams, 619-533-6510 / MS 56D			SECONDARY CONTACT (NAME, PHONE): Krissy Maier, 619-236-6312 / MS 56D		
COMPLETE FOR ACCOUNTING PURPOSES					
FUND	200429	600000	600000		
FUNCTIONAL AREA	OTHR-00000000-CL	OTHR-00000000-NS	OTHR-00000000-NS		
COST CENTER	9913000011	2113110012	1316130001		
GENERAL LEDGER ACCT	512117	512117	512117		
WBS OR INTERNAL ORDER		BF100000-17	DF100000-17		
CAPITAL PROJECT No.					
AMOUNT	\$1,987,177.57	\$150,000.00	\$214,495.73	0.00	0.00
FUND					
FUNCTIONAL AREA					
COST CENTER					
GENERAL LEDGER ACCT					
WBS OR INTERNAL ORDER					
CAPITAL PROJECT No.					
AMOUNT	0.00	0.00	0.00	0.00	0.00
COST SUMMARY (IF APPLICABLE):					
ROUTING AND APPROVALS					
CONTRIBUTORS/REVIEWERS:		APPROVING AUTHORITY	APPROVAL SIGNATURE	DATE SIGNED	
Comptroller		ORIG DEPT.	Caldwell, Erik	06/22/2017	
Liaison Office		CFO			
		DEPUTY CHIEF	Graham, David	06/23/2017	
		COO			
		CITY ATTORNEY			
		COUNCIL PRESIDENTS OFFICE			
PREPARATION OF:		<input checked="" type="checkbox"/> RESOLUTIONS	<input type="checkbox"/> ORDINANCE(S)	<input type="checkbox"/> AGREEMENT(S)	<input type="checkbox"/> DEED(S)
1. Authorize the Mayor, or designee, to enter into a purchase and sale agreement for the acquisition of the real property located at 1788 Palm Avenue, San Diego, CA 92154 (Property). 2. Approve the allocation of \$6,650,000 in federal Community Development Block Grant (CDBG) funds to purchase the Property for the purpose of creating up to 70 beds of transitional housing for the SMART program, contingent upon the Chief Financial Officer certifying that funds are available.					

3. Authorize the Chief Financial Officer to transfer appropriations in an amount not to exceed \$6,650,000 for reprogramming of CDBG project balances from the following funds to fund the FY 2018 1788 Palm Avenue Acquisition Fund in Fund 600000, Grant 1000003-2018 contingent upon the Chief Financial Officer certifying that funds are available.
- a. \$150,000 from CITYSD-NEIL GOOD DAY (BF1000003-17)
 - b. \$214,495.73 from SPRGBD-HOMEOWN (DF1000003-17)
 - c. \$2,800,000 from CITY-ED-HMLSS FAC ACQ (EA1000003-18)
 - d. \$1,498,326.70 from FY 2018 Unobligated CDBG (UC1000003-18)
 - e. \$1,987,177.57 from Section 108 NTC Public Arts Center Fund (200429)
4. Declaring that the activity to negotiate and execute the Purchase & Sale Agreement for acquisition of property at 1788 Palm Avenue, allocate and transfer associated funding, and approval of property improvements is exempt from the California Environmental Quality Act (CEQA) under the General Rule set forth in Title 14 California Code of Regulations Section 15061(b)(3) that CEQA applies only to projects which have the potential for causing a significant effect on the environment, and the project is categorically exempt from CEQA, pursuant to Title 14 California Code of Regulations Section 15301 (Existing Facilities), which allows for the operation, repair, maintenance, permitting, leasing, licensing or minor alterations of existing public or private structures or facilities involving negligible or no expansion of use; and Title 14 California Code of Regulations Section 15304 (Minor Alterations to Land) which allows minor public or private alterations in the condition of land, water and/or vegetation which do not involve the removal of healthy, mature, scenic trees except for forestry or agricultural purposes.
5. Declaring that the Council of the City of San Diego has determined that no exception to the exemptions from CEQA applicable to the project exist, as set forth in Title 14 California Code of Regulations Section 15300.2.

STAFF RECOMMENDATIONS:
Approve Requested Actions

SPECIAL CONDITIONS (REFER TO A.R. 3.20 FOR INFORMATION ON COMPLETING THIS SECTION)

COUNCIL DISTRICT(S): Council District 8

COMMUNITY AREA(S): Otay Mesa Nestor

ENVIRONMENTAL IMPACT: The activity to negotiate and execute the purchase and sale agreement for the acquisition of property at 1788 Palm Avenue (Purchase & Sale Agreement), allocate and transfer associated funding, and approval of property improvements is covered by the General Rule, CEQA Section 15061(b)(3), and is categorically exempt from CEQA pursuant to State CEQA Guidelines Sections 15301 and 15304.

CITY CLERK
INSTRUCTIONS:

**COUNCIL ACTION
EXECUTIVE SUMMARY SHEET
CITY OF SAN DIEGO**

DATE: 6/22/2017

ORIGINATING DEPARTMENT: Economic Development

SUBJECT: Acquisition of Real Property Located at 1788 Palm Avenue (Super 8 hotel) for the San Diego Misdemeanants At-Risk Track (SMART) Program.

COUNCIL DISTRICT(S): Council District 8

CONTACT/PHONE NUMBER: Stephen Maduli-Williams/619-533-6510 / MS 56D

DESCRIPTIVE SUMMARY OF ITEM:

The City of San Diego (City) intends to purchase the Property to renovate the existing hotel building on the Property into a transitional housing community for the SMART program. SMART is an innovative program that provides homeless low-level misdemeanor offenders with housing, case management, job training and other supportive services required to end the cycle of homelessness. In addition, the SMART program is consistent with the Regional Task Force of the Homeless Community Standards model for Bridge Housing.

STAFF RECOMMENDATION:

Approve Requested Actions

EXECUTIVE SUMMARY OF ITEM BACKGROUND:

The City of San Diego (City) intends to purchase the Property to renovate the existing hotel building on the Property into a transitional housing community for the SMART program. SMART is an innovative program that provides homeless low-level misdemeanor offenders with housing, case management, job training and other supportive services required to end the cycle of homelessness. In addition, the SMART program is consistent with the Regional Task Force of the Homeless Community Standards model for Bridge Housing.

CITY STRATEGIC PLAN GOAL(S)/OBJECTIVE(S):

Goal #2: Work in partnership with all of our communities to achieve safe and livable neighborhoods.

Objective #3: Invest in infrastructure.

Objective #4: Foster services that improve quality of life.

Goal #3: Create and sustain a resilient and economically prosperous City.

Objective #1: Create dynamic neighborhoods that incorporate mobility, connectivity and sustainability.

FISCAL CONSIDERATIONS:

These actions result in no fiscal impact to the City's General Fund. All funding referenced in the requested actions is CDBG money received by the City from the U.S. Department of Housing and Urban Development (HUD) or program income from the City's CDBG program.

EQUAL OPPORTUNITY CONTRACTING INFORMATION (if applicable):

All contracts and agreements associated with the proposed actions are subject to the City's Equal Opportunity Contracting (San Diego Ordinance No. 18173, Section 22.2701 through 22.2708) and Non-Discrimination in Contracting Ordinance (San Diego Municipal Code Sections 22.3501 through 22.3517) and will be reviewed by the City's EOC Contract Compliance Office for conformance with all applicable requirements prior to their execution.

PREVIOUS COUNCIL and/or COMMITTEE ACTIONS:

On April 5, 2017, the Community Justice Initiative and SMART Program were presented as informational items to the Public Safety and Livable Neighborhoods Committee.

COMMUNITY PARTICIPATION AND OUTREACH EFFORTS:

On June 14, 2017, the Consolidated Plan Advisory Board (CPAB) recommended the approval of an allocation of \$6,650,000 in CDBG funds for the acquisition of 1788 Palm Avenue for the SMART Program expansion.

On June 14, 2017, the proposed acquisition of 1788 Palm Avenue for the SMART Program expansion was presented to the Otay Mesa Nestor Community Planning Group.

On June 15, 2017, the proposed acquisition of 1788 Palm Avenue for the SMART Program expansion was presented to the South County Economic Development Corporation.

KEY STAKEHOLDERS AND PROJECTED IMPACTS:

Those affected by the proposed actions include low- and moderate-income (LMI) individuals and households; those presumed by HUD to be principally LMI (abused children, battered spouses, elderly persons, severely disabled adults, homeless persons, illiterate adults, persons living with AIDS and migrant farm workers), community-based organizations and the community at large.

Caldwell, Erik

Originating Department

Graham, David

Deputy Chief/Chief Operating Officer



THE CITY OF SAN DIEGO

Report to the City Council

DATE ISSUED: June 19, 2017 REPORT NO. 17-034

ATTENTION: Honorable Council President and Members of the City Council

SUBJECT: Acquisition of Real Property Located at 1788 Palm Avenue (Super 8 hotel) for the San Diego Misdemeanants At-Risk Track (SMART) Program

REQUESTED ACTIONS:

1. Authorize the Mayor, or designee, to enter into a purchase and sale agreement for the acquisition of the real property located at 1788 Palm Avenue, San Diego, CA 92154 (Property).
2. Approve the allocation of \$6,650,000 in federal Community Development Block Grant (CDBG) funds to purchase the Property for the purpose of creating up to 70 beds of transitional housing for the SMART program, contingent upon the Chief Financial Officer certifying that funds are available.
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negligible or no expansion of use; and Title 14 California Code of Regulations Section 15304 (Minor Alterations to Land) which allows minor public or private alterations in the condition of land, water and/or vegetation which do not involve the removal of healthy, mature, scenic trees except for forestry or agricultural purposes.

5. Declaring that the Council of the City of San Diego has determined that no exception to the exemptions from CEQA applicable to the project exist, as set forth in Title 14 California Code of Regulations Section 15300.2.

STAFF RECOMMENDATION:

Approve the requested actions.

EXECUTIVE SUMMARY OF ITEM BACKGROUND:

The City of San Diego (City) intends to purchase the Property to renovate the existing hotel building on the Property into a transitional housing community for the SMART program. SMART is an innovative program that provides homeless low-level misdemeanor offenders with housing, case management, job training and other supportive services required to end the cycle of homelessness. In addition, the SMART program is consistent with the Regional Task Force of the Homeless Community Standards model for Bridge Housing.

The Property is improved with a 61-room hotel constructed in 1987 and operated under the "Super 8" hotel franchise in the Otay Mesa Nestor community. The existing hotel is a two-story building with interior corridors, a pool, laundry and substantial parking. The building was renovated in 2016 at a reported cost of \$1,070,000. The renovation included upgrading the guest room furnishings, bathrooms, hallways, breakfast room, front desk area, laundry room and manager's quarters. The Property is currently listed for sale for \$7,450,000.

The City obtained a property appraisal report, dated April 13, 2017, that provided an opinion of value for the Property of \$5,950,000. On April 13, 2017, the City's Real Estate Assets Department (READ) submitted an offer to purchase the Property for \$5,900,000 to the owner, Amanpur Investments, LLC. The owner counter-offered to sell the Property for \$6,650,000. READ, with the guidance and direction from the Economic Development Department, and the owner settled on a purchase price of \$6,650,000, subject to approval by the Council. The purchase price is above the appraised value for the Property. Payment of the negotiated purchase price is recommended for several reasons discussed in the following paragraphs.

Acquiring and rehabilitating the Property for the SMART Program is an innovative approach to addressing homelessness. Research of other hotel properties for sale, as well as analysis of hotel properties that have recently sold for adaptive reuse (changing from commercial occupancy to residential occupancy), indicates that the Property is the most viable option available to the City for expansion of SMART. Currently, there are 7 hotel properties located within the City on the market for sale. Due diligence conducted for each hotel concluded that 6 of the sites are too small, with room counts ranging from 4 to 29 rooms to accommodate the expansion of the SMART program.

With the Property purchase price at \$6,650,000 and the proposed rehabilitation estimated at \$4,500,000, the total development cost will be

\$11,150,000 or \$265,476 per unit (61 rooms reconfigured to 42 double occupancy units).

The proposed rehabilitation of the Property will include interior and exterior improvements such as new office space, computer rooms, client community space, kitchens, storage, roofing and low water landscaping. Additional improvements will increase Americans with Disabilities (ADA) accessibility, safety and security. These improvements will include interior and exterior security cameras, new fencing, electrical vehicular and pedestrian gates, new sidewalks, and a new fire suppression system. The rehabilitation is expected to be completed within 12 to 14 months and will require a conditional use permit.

The SMART program is designed to address low-level misdemeanor offenders who repeatedly cycle through the criminal justice system without access to services, coordination of care, or meaningful incentives to engage with social service providers. The goal of SMART is to safely divert their clients, particularly those who are otherwise resistant to intervention, to a case manager, tailored housing placement, individualized substance abuse disorder treatment and mental health services as well as reduce recidivism through changes in individual behavior.

SMART is a collaborative effort between the San Diego City Attorney's Office, the Mayor's Office, the San Diego Police Department, the San Diego County Sheriff's Department, the San Diego County Office of the Public Defender, the County of San Diego Behavioral Health Services Department, Family Health Centers of San Diego, and the San Diego Second Chance Program.

Potential SMART clients may be offered a SMART referral at any point of contact in the criminal justice system: pre-filing, post-filing, sentencing, or post-sentencing. In addition to referrals made during criminal proceedings, referrals can also be made during social contact in a non-enforcement capacity, such as by one of the treatment provider's outreach workers.

The SMART Pilot program began in December 2016 and currently serves 10 clients. Drug and mental health treatment is provided by Family Health Centers of San Diego under an existing County of San Diego contract. Recognizing that stable housing is the cornerstone to success in this type of program, SMART currently contracts with San Diego Second Chance Program to provide clients with housing and supportive services.

When State of California Proposition 47 (Prop. 47) was approved in November, 2014, it reduced the classification of most non-violent theft and drug offenses from felonies to misdemeanors. As a result, crimes previously punished with mandatory state prison terms are now sentenced to local jail. The savings in state correctional costs were set aside to fund grant programs for mental health, substance use disorder treatment, and diversion programs aimed at reducing criminal recidivism.

On February 21, 2017, the City and the County of San Diego submitted a joint application to the Board of State and Community Corrections (BSCC) requesting an award of \$6 million in Prop. 47 grant funds. The City and County were awarded \$6 million in Prop. 47 grant funds on June 8, 2017, of which a requested \$3 million will provide for expansion of SMART from 10 clients to 70 clients. The Prop. 47 grant period is June 16, 2017, through August 15, 2020 (38 months), and the \$3 million will be used to operate SMART during

this period. The City expects to apply for future Prop. 47 grants to operate SMART in subsequent years. In the event Prop. 47 grant funds or another funding source are not available to continue SMART operations in subsequent years, the Property is expected to be converted to permanent affordable housing at an estimated cost of \$5,000 per unit (\$210,000).

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Erik Caldwell
Director
Economic Development Department

David Graham
Deputy Chief Operating Officer
Neighborhood Services

Attachment(s): 1. Purchase and Sale Agreement for 1788 Palm Avenue

REAL ESTATE PURCHASE AND SALE AGREEMENT

[Super 8 Hotel, 1788 Palm Ave, APN 627-090-02]

THIS REAL ESTATE PURCHASE AND SALE AGREEMENT ("Agreement") is entered into by and between **AMANPURINVESTMENTS, LLC**, a California limited liability company ("SELLER"), and **THE CITY OF SAN DIEGO**, a California municipal corporation ("BUYER"), to be effective as of the date when signed by the parties and approved by the San Diego City Attorney (the "Effective Date"), as follows:

Recitals

- A. SELLER is the owner of certain real property, APN 627-090-02, consisting of approximately 0.98 acres (42,689 square feet) of developed land located at 1788 Palm Avenue in San Diego, California (the "Property"), and which is more particularly described in **Exhibit A: Legal Description**, attached hereto.
- B. BUYER desires to purchase the Property for uses associated with its SMART Program, and SELLER desires to sell the Property on the terms and conditions set forth in this Agreement.

NOW, THEREFORE, in consideration of the covenants and mutual promises contained herein and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, SELLER and BUYER, intending to be legally bound hereby, agree as follows:

- 1) **City Council Authorization.** SELLER acknowledges that the closing of the transaction contemplated by this Agreement (the "Closing") is expressly conditioned on the San Diego City Council's (the "City Council's") authorization to purchase the Property under this Agreement ("Council Authorization"), which may or may not be granted in the City Council's sole discretion. BUYER shall not be liable or obligated for any burden or loss, financial or otherwise, incurred by SELLER as a result of the City Council's failure to grant the Council Authorization.
 - 1.1 **SELLER's Waiver.** SELLER expressly waives any claim against BUYER and its elected officials, officers, employees, representatives and agents for any burden, expense or loss which SELLER incurs as a result of the City Council's failure to grant the Council Authorization.
 - 1.2 **City Council Hearing.** BUYER has tentatively planned on requesting Council Authorization at City Council's scheduled meeting on July 11, 2017.
- 2. **Purchase and Sale; Property.** Under the terms and conditions of this Agreement and subject to obtaining Council Authorization, SELLER shall sell and convey the Property to BUYER, and BUYER shall purchase the Property from SELLER, together with all rights and appurtenances pertaining to the Property.

3. **Purchase Price.** The purchase price for the Property ("Purchase Price") shall be Six Million Six Hundred Fifty Thousand Dollars (\$6,650,000.00). The Purchase Price shall be payable at the Closing.
4. **Open Escrow.** BUYER shall open an escrow (the "Escrow") with Chicago Title Company, 2365 Northside Drive, Ste. 600, San Diego, CA 92108 (the "Escrow Holder") within five (5) business days after Seller executes the Agreement and returns it to Buyer. The Escrow Holder shall provide escrow services for this transaction.
5. **Due Diligence Period.** BUYER shall have until 5:00 p.m. Pacific time on the date that is sixty (60) days following Council Authorization (the "Due Diligence Period"), to conduct, at BUYER's expense, its due diligence to determine, in BUYER's sole discretion, the feasibility of purchasing the Property and to resolve any matters that, if not corrected, would cause BUYER to terminate this Agreement ("BUYER's Contingencies"). BUYER may waive the Due Diligence Period at any time.
 - 5.1. **Records Review.** Prior to the City Council Hearing, SELLER shall make available the SELLER's Super 8 Franchise Agreement for BUYER's review. BUYER agrees that no other records or financial information shall be made available by SELLER.
 - 5.2. **Notification Regarding BUYER's Contingencies.** Prior to the expiration of the Due Diligence Period, BUYER shall notify SELLER in writing of any BUYER's Contingencies it will waive or which will not be satisfied within the Due Diligence Period. If BUYER notifies SELLER that there are any BUYER's Contingencies that are not satisfied or waived within the Due Diligence Period, BUYER shall include in the notice whether BUYER elects to either (i) proceed to Close of Escrow for the Property; or (ii) terminate this Agreement. BUYER's failure to so notify SELLER within the Due Diligence Period shall mean no BUYER's Contingencies exist.
 - 5.3. **Preliminary Title Report Approval.** Escrow Holder shall produce, at SELLER's request and cost, a preliminary title report for the Property (the "Preliminary Title Report") together with a plat map showing plotted easements and copies of all documents listed in the title report as exceptions. If BUYER disapproves of any matters in the Preliminary Title Report, then BUYER shall deliver to SELLER a written notice of such disapproval to SELLER within ten (10) calendar days after its receipt of the Preliminary Title Report. BUYER's failure to deliver such notice within the ten (10) calendar days shall be deemed approval of the Preliminary Title Report. Notwithstanding anything to the contrary contained in this Agreement, SELLER hereby covenants to cause all monetary liens caused by SELLER to be satisfied before or concurrently with the Closing. In the event BUYER timely delivers notice of its disapproval of any matters in the Preliminary Title Report, SELLER shall have a period of five (5) days after receipt of such notice in which to notify BUYER of SELLER's election to either (i) attempt to remove the disapproved matters prior to the Close of Escrow; or (ii) decline to remove any such disapproved matters. SELLER's failure to deliver such notice within said five (5) day period shall be deemed SELLER's election to decline to remove the any such disapproved matters. If SELLER declines, or is deemed to decline, to remove any disapproved matters,

BUYER shall have until the expiration of the Due Diligence Period to elect to either (i) waive its disapproval of such matters or (ii) terminate this Agreement. If, pursuant to Section 5.2 above, BUYER notifies SELLER prior to the expiration of the Due Diligence Period that no BUYER's Contingencies exist, BUYER shall be deemed to have waived its disapproval of any such matters.

Not more than sixty (60) days or less than thirty (30) days prior to the Closing, BUYER will request that Escrow Holder produce an updated preliminary title report for the Property (the "Final Preliminary Title Report"). In the event the Final Preliminary Title Report discloses additional title exceptions (other than by reason of a survey or resulting from BUYER's activities on the Property) which would have a material and adverse effect on BUYER's intended use of the Property, BUYER shall have an additional five (5) business day period following BUYER's receipt of such Final Preliminary Title Report to approve or disapprove such item, which approval shall not be unreasonably withheld. In the event BUYER timely delivers notice of its disapproval of any matters in the Preliminary Title Report, SELLER shall have a period of five (5) days after receipt of such notice in which to elect whether to attempt to remove the disapproved matters prior to the Close of Escrow. SELLER's failure to deliver such notice within said five (5) day period shall be deemed SELLER's election to decline to remove the any such disapproved matters. If SELLER declines, or is deemed to decline, to remove any disapproved matters, BUYER shall have a period of five (5) days to elect to either (i) waive its disapproval of such matters or (ii) terminate this Agreement. If BUYER does not notify SELLER within such five (5) day period of its election to either waive its disapproval or terminate this Agreement, BUYER shall be deemed to have waived its disapproval of such matters.

- 5.4. Natural Hazard Disclosure Report. BUYER may retain, at its cost, a qualified third party (e.g., a disclosure company, licensed engineer, land surveyor, geologist, or expert in natural hazard discovery) to prepare a Natural Hazard Disclosure Report for the Property. The cost of the Natural Hazard Disclosure Report shall be a credit against the Purchase Price at the Closing.
- 5.5. Survey; Environmental Investigation. Prior to the Closing, BUYER, at BUYER's sole expense, may conduct a current survey of the Property and such environmental investigations of the Property as BUYER may deem appropriate. Upon prior written notice to SELLER, BUYER, its officers, employees, agents and contractors may enter upon and occupy the Property for the purpose of conducting such survey, environmental investigations and all other reasonable investigations related to this Agreement. Such notice shall state the purpose, scope and dates of such entry. BUYER shall make the results of BUYER's surveys and investigations available to SELLER upon request.
6. Deposit to Escrow. Within ten (10) business after Council Authorization, Buyer shall deposit One Hundred Fifty Thousand Dollars (\$150,000.00) into Escrow, which shall be applied to the Purchase Price payable at Closing.

- 6.1. BUYER's deposit shall be refundable through the sixty (60) calendar days of the Due Diligence Period, after which time it becomes non-refundable.
7. **SELLER'S Responsibilities.** SELLER shall comply with BUYER's reasonable requests for documents pertaining to the Property.
8. **Closing.** The Closing shall be held at the Escrow Holder, ninety (90) days or less after Council Authorization, at a date mutually agreeable by both parties (the "Closing Date").
- 8.1. **Closing Documents.** At the Closing, BUYER shall execute (where applicable) and deliver to the Escrow Holder for delivery to SELLER, or procure the delivery of the following to SELLER: (i) the Purchase Price; and (ii) all other instruments and documents that are reasonably required by SELLER or the Escrow Holder to consummate the transaction contemplated by this Agreement. The Escrow Holder shall deliver the Purchase Price, less all proper deductions, to SELLER immediately upon Closing.
- At the Closing, SELLER shall execute and deliver to the Escrow Holder for delivery to BUYER, or procure the delivery of the following to BUYER: (i) the Grant Deed substantially in the form attached hereto as **Exhibit B: Form Of Grant Deed**; and (ii) all other instruments and documents that are reasonably required by BUYER or the Escrow Holder to consummate the transaction contemplated by this Agreement.
- 8.2. **Taxes.** Any and all ad valorem taxes and special taxes or assessments levied or assessed against the Property for the year in which the Closing occurs shall be prorated at the Closing and all delinquent taxes shall be added to the pro-rated amount in order to calculate the amount(s) of any taxes owed by SELLER as of the Closing Date. If the Closing occurs before the tax rate or the assessed valuation is fixed for the then-current year, the prorating of ad valorem taxes shall use the tax rate and the assessed valuation for the preceding tax year. The prorating of ad valorem taxes shall be subject to later adjustment once the actual tax statements for the Closing year have been received; the obligation to re-prorate taxes shall survive the Closing.
9. **Title.** At the Closing, SELLER shall convey title to the Property to BUYER by a Grant Deed substantially in the form attached hereto as **Exhibit B: Form Of Grant Deed**.
10. **Escrow Costs.** Escrow Holder shall allocate fees and costs between the parties at the Closing in accordance with the following:
- 10.1. SELLER shall pay: (a) Preliminary Title Report fees; (b) all San Diego County documentary transfer taxes; (c) the fee for a standard-coverage California Land Title Association ("CLTA") Title Insurance Policy; (d) all charges for SELLER's document drafting; and (e) one-half of the Escrow Holder's fee.
- 10.2. BUYER shall pay: (a) the cost of any and all other title insurance policies, coverage, or endorsements in excess of a standard-coverage CLTA Title Insurance Policy; (b) all charges for BUYER's document drafting and recording the Grant Deed; and (c) one-half of the Escrow Holder's fee.

11. Lease back to SELLER. Because BUYER may not immediately need the use of the Property after Closing, and because SELLER may desire to continue to occupy the Property until BUYER requires its use, SELLER and BUYER have agreed that BUYER shall allow SELLER to lease back the Property for a maximum period of up to sixty (60) days. SELLER must notify BUYER in writing no less than forty-five (45) days prior to Closing of their intent, whereby BUYER will prepare a lease ("Lease Agreement"), utilizing non-negotiable standard provisions utilized in City leases. Subject to SELLER and BUYER agreeing to the terms and conditions of the Lease Agreement prior to the Closing, said Lease Agreement would then commence immediately upon the transfer of the Property from SELLER to BUYER.

11.1. SELLER shall then pay BUYER a one-time rent payment of One Dollar (\$1.00) for the term of the lease, which terms and conditions will be listed in the Lease Agreement, and said rent payment shall be payable at the Closing.

12. SELLER's Representations & Warranties. SELLER hereby represents and warrants to BUYER that:

- a. There are no actions, suits, material claims, legal proceedings, or any other proceedings affecting the Property or any portion thereof, at law or in equity before any court or governmental agency, domestic or foreign; and
- b. Except for any title encumbrances accepted by BUYER in writing prior to the Closing, SELLER shall deliver fee title to the Property to BUYER at the Closing free and clear of all liens and encumbrances; and
- c. SELLER will not alter the physical condition of the Property, and shall maintain the Property in good condition and state of repair and maintenance, and shall perform all of its obligations under any service contracts or other contracts affecting the Property until the Closing; and
- d. SELLER shall not do anything to impair title to the Property; and
- e. SELLER shall not lease or encumber any part of the Property, or otherwise grant or permit any lien, easement, or other interest in any of the Property to be attached thereto, and if any such interest should be attached, SELLER shall cause any and all such items to be removed prior to the Closing; and
- f. Neither the execution of this Agreement nor the performance of the obligations herein will conflict with or breach any bond, note, evidence of indebtedness, contract, lease, or other agreement or instrument to which the Property may be bound; and
- g. SELLER shall, upon learning of any fact or condition which would cause any of the warranties and representations in this section to not be true as of the Closing, immediately notify BUYER of such fact or condition; and
- h. It is agreed that SELLER shall deliver the property and improvements to SELLER vacant of all personal property; and

- i. SELLER shall indemnify, protect, defend and hold harmless BUYER and its officers, employees and agents from and against any and all claims, demands, damages, losses, liabilities, obligations, penalties, fines, actions, causes of action, judgments, suits, proceedings, costs and expenses (including, without limitation, attorneys' fees, court costs, administrative procedural costs and experts' fees), foreseen and unforeseen, relating to or arising from (i) the use, handling, generation, storage, release, treatment or disposal of Hazardous Materials by SELLER or any employee, agent, lessee, licensee or invitee of SELLER on, under or from the Property, and (ii) the cost of any required or necessary remediation, removal, repair, cleanup or detoxification, the costs of any testing, sampling or other investigations, and the preparation of required plans as a result of any of the causes described in item (i), above. For the purpose of this Section, "Hazardous Materials" shall mean any materials, substances or wastes defined as "hazardous," "toxic," "pollutant," or "contaminant," or stated to be known to cause cancer or reproductive toxicity, under any Environmental Law. "Environmental Law" is defined as any and all federal, state or local laws (whether statutory or common law) relating to pollution or protection of the environment, including, without limitation, the Comprehensive Environmental Response, Compensation and Liability Act of 1980, as amended, 42 U.S.C. Section 9601 et seq.; the Hazardous Materials Transportation Act, 49 U.S.C. Section 1801 et seq.; the Resource Conservation and Recovery Act, 42 U.S.C. Section 6901 et seq.; the Clean Water Act, 33 U.S.C. Section 1251 et seq.; the Federal Water Pollution Control Act, 33 U.S.C. Section 1317 et seq.; the Carpenter-Presley-Tanner Hazardous Substance Account Act, California Health & Safety Code Section 25300 et seq.; the California Hazardous Waste Control Law, California Health & Safety Code Section 25100 et seq.; the Porter-Cologne Water Quality Control Act, California Water Code Section 13000 et seq.; or any of the regulations adopted and publications promulgated pursuant to said laws as such laws and regulations may be amended from time-to-time. This indemnity by SELLER shall survive the Closing and recording of the Grant Deed transferring title to BUYER.

13. Default and Remedies.

- 13.1. SELLER Default.** If SELLER is in default of this Agreement, BUYER may, at its sole option: (a) terminate this Agreement by written notice to SELLER and the Escrow Holder; (b) seek specific performance of this Agreement if the default resulted from a failure of SELLER to transfer possession and title to the Property to BUYER; or (c) seek and enforce any other remedy available at law or in equity.
- 13.2. BUYER Default.** If BUYER is in default of this Agreement, SELLER may, at its sole option: (a) terminate this Agreement by written notice to BUYER and the Escrow Holder; or (b) seek and enforce any other remedy available at law or in equity.

- 14. Mandatory Disclosure of Business Interests.** Pursuant to San Diego City Charter section 225, SELLER shall make a full and complete disclosure of the name and identity of each person directly or indirectly involved in the transaction contemplated by this Agreement and the precise nature of their interest.

15. **Time of Essence.** Time is of the essence to the performance of each and every obligation under this Agreement.
16. **Interpretation.** This Agreement shall be governed by the laws of the State of California. If any party is made up of more than one person or entity, then all are identified in the singular in this Agreement. If any right of approval or consent by a party is provided for in this Agreement, the party shall exercise the right promptly and reasonably, unless this Agreement expressly gives such party the right to use its sole discretion. The term "business day" shall mean Monday through Friday, excluding holidays recognized by the State of California and the City of San Diego.
17. **Amendments.** The terms and provisions of this Agreement may only be modified or amended pursuant to a written instrument signed by all parties hereto.
18. **Successors and Assigns.** This Agreement shall inure to and bind the successors and assigns of the parties.
19. **Assignment.** This Agreement may not be assigned in whole or in part by either party without the other party's prior written consent.
20. **Partial Invalidity.** If any term, covenant, condition, or provision of this Agreement is found invalid, void, or unenforceable by a court of competent jurisdiction, such portion shall be deemed severed from this Agreement, and the remaining provisions shall remain in full force and effect.
21. **No Affiliation.** Nothing contained in this Agreement shall be deemed or construed to create a partnership, joint venture, or other affiliation between SELLER and BUYER, or between BUYER and any other entity or party, or cause BUYER to be responsible in any way for the debts or obligations of SELLER or any other party or entity.
22. **Survival.** Any obligation which accrues under this Agreement prior to the Closing or its termination shall survive the Closing or such termination.
23. **Real Estate Commission.** SELLER shall pay KW Commercial La Jolla an agreed upon commission as set forth in a separate agreement. BUYER shall not pay or be responsible for any fee due to SELLER's agent. SELLER and BUYER each represent, warrant, and acknowledge that no other real estate commission, finder's fee, or broker's fee has been or will be incurred or paid in connection with the purchase and sale of the Property, and each indemnifies the other against any claim or action brought against them for the payment of such commissions and/or fees agreed upon by/caused to be incurred by the other. The rights and obligations of SELLER and BUYER pursuant to this section shall survive the Closing or termination of this Agreement.
24. **Construction of Agreement.** The section headings at the beginning of each section, paragraph, subsection and/or subparagraph are solely for the convenience of the Parties and shall not interpret, define or limit the scope or content of this Agreement. Any and all recitals, exhibits, and schedules attached hereto are hereby incorporated by this reference. Unless otherwise indicated, all references to sections, paragraphs or provisions are

to those in this Agreement. Any reference to a section or paragraph includes all subsections or subparagraphs thereof. This Agreement shall not be construed as if it has been prepared by only BUYER or SELLER, but rather as if both BUYER and SELLER had prepared the same. If an ambiguity or a question of intent or interpretation arises, this Agreement is to be construed as if the Parties had drafted it jointly, as opposed to being construed against a Party because it was responsible for drafting one or more provisions of this Agreement. Both Parties have had the opportunity to, and were encouraged to, seek legal advice concerning the substance of this Agreement prior to executing the Agreement.

25. Entire Agreement. This Agreement represents the entire agreement between the parties for the purchase and sale of the Property, and supersedes all prior negotiations, representations or agreements, either oral or written.

26. Authority to Contract. Each individual executing this Agreement on behalf of another person or legal entity represents and warrants that they are authorized to execute and deliver this Agreement on behalf of such person or entity in accordance with duly adopted resolutions or other authorizing actions which are necessary and proper and under such legal entity's articles, charter, bylaws, or other written rules of conduct or governing agreement, and that this Agreement is binding upon such person or entity in accordance with its terms. Each person executing this Agreement on behalf of another person or legal entity represents and warrants such entity is a valid, qualified corporation, limited liability company, partnership, or other unincorporated association in good standing in its home state and that such entity is qualified to do business in California.

27. Counterparts. This Agreement may be executed in counterparts, each of which when executed shall be deemed an original, but all of which together shall constitute one and the same instrument. SELLER may electronically deliver an executed counterpart to this Agreement to BUYER. SELLER's electronically-delivered executed counterpart shall be deemed an original for all purposes. Notwithstanding the foregoing, SELLER shall deliver a paper counterpart of this Agreement bearing original signatures to the Escrow Holder prior to the Closing.

IN WITNESS WHEREOF, this Agreement is executed to be effective as of the Effective Date,

SELLER:

AMANPUR INVESTMENTS, LLC, a California limited liability company

Date:

6/11/2017

BY:

Name:

SANJAY G. DATTA

Title:

MANAGING MEMBER

BUYER:

THE CITY OF SAN DIEGO, a California municipal corporation

Date: _____

6/5/17

BY: _____

Name: Cybele Thompson

Title: Director, Real Estate Assets Department

Approved as to form this _____ day of _____, 2017.

MARA W. ELLIOTT, City Attorney

BY: _____

Name: _____

Title: _____

ATTACHMENTS

Exhibit A: Legal Description

Exhibit B: Form Of Grant Deed

Exhibit A: Legal Description

THE LAND REFERRED TO HEREIN BELOW IS SITUATED IN THE CITY OF SAN DIEGO, IN THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, AND IS DESCRIBED AS FOLLOWS:

LOT 2 OF PALM AVENUE SUBDIVISION, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO [MAP THEREOF NO. 3963](#), FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY, SEPTEMBER 15, 1958.

APN: 627-090-02-00

Recording Requested by:
City Real Estate Assets Dept.
After recording mail to:

EXHIBIT B: FORM OF GRANT DEED

THE CITY OF SAN DIEGO
Attention: Director, Real Estate
Assets Department
1200 Third Avenue, Suite 1700,
MS 51A
San Diego, CA 92101-4199

627	090	02	
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SPACE ABOVE THIS LINE FOR RECORDER'S USE

GRANT DEED

NO DOCUMENTARY TAX DUE – R & T 11922 (amended)
Presented for record by the CITY OF SAN DIEGO

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,

AMANPUR INVESTMENTS, LLC, a California limited liability company (Grantor)

HEREBY GRANTS to the **CITY OF SAN DIEGO, a California municipal corporation (Grantee)**, all of Grantor's rights, title and interest in and to that real property situated in the City of San Diego, County of San Diego, State of California, described as follows:

See Exhibits "A" and "B" attached hereto, and by this reference incorporated herein (the "Property").

IN WITNESS WHEREOF, the parties have executed this Grant Deed on the date set forth below.

This is to certify that the interest in the real property conveyed by this instrument to the City of San Diego, a municipal corporation, is hereby accepted by the undersigned officer on behalf of the City of San Diego pursuant to authority conferred by Resolution No. 250320, adopted by the Council of the City of San Diego on October 1, 1979, and the grantee consents to recordation thereof by its duly authorized officer.

**Amanpur Investments, LLC, a California
limited liability company**

By: _____

Name: _____

Title: _____

Dated: _____

By: _____

Cybele Thompson

Director, Real Estate Assets Department

Approved as to form this _____ day
of _____, 20__.

MARA W. ELLIOTT, City Attorney

By: _____

Name: _____

Title: _____

**The City of San Diego
COMPTROLLER'S CERTIFICATE**

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING

CC 3000010144
DEPT. NO.: 1316, 2113, 9913

I HEREBY CERTIFY that the money required for the allotment of funds for the purpose set forth in the foregoing resolution is available in the Treasury, or is anticipated to come into the Treasury, and is otherwise unallotted.

Amount: _____

Purpose: _____

Date: _____ By: _____

COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA									
Doc. Item	Fund	Funded Program	Internal Order	Functional Area	G/L Account	Business Area	Cost Center	WBS	Original Amount
TOTAL AMOUNT									

FUND OVERRIDE ☐

CERTIFICATION OF UNENCUMBERED BALANCE

I HEREBY CERTIFY that the indebtedness and obligation to be incurred by the contract or agreement authorized by the hereto attached resolution, can be incurred without the violation of any of the provisions of the Charter of the City of San Diego; and I do hereby further certify, in conformity with the requirements of the Charter of the City of San Diego, that sufficient moneys have been appropriated for the purpose of said contract, that sufficient moneys to meet the obligations of said contract are actually in the Treasury, or are anticipated to come into the Treasury, to the credit of the appropriation from which the same are to be drawn, and that the said money now actually in the Treasury, together with the moneys anticipated to come into the Treasury, to the credit of said appropriation, are otherwise unencumbered.

Not to Exceed: \$2,351,673.30

Vendor: _____

Purpose: To certify the funding available in FY2017 CDBG grant (1000003-2017) and Fund 200429 for the acquisition of Real Property Located at 1788 Palm Avenue (Super 8 hotel) for the San Diego Misdemeanants At-Risk Track (SMART) Program

Date: June 22, 2017 By: Jessica Tran

COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA									
Doc. Item	Fund	Funded Program	Internal Order	Functional Area	G/L Account	Business Area	Cost Center	WBS	Original Amount
001	600000	Non-Program	BF1000003-17	OTHR-00000000-NS	512117	2113	2113110012		\$150,000.00
002	600000	Non-Program	DF1000003-17	OTHR-00000000-NS	512117	1316	1316130001		\$214,495.73
003	200429	Non-Program		OTHR-00000000-CL	512117	9913	9913000011		\$1,987,177.57
TOTAL AMOUNT									\$2,351,673.30

FUND OVERRIDE ☐

CC 3000010144

Proposal Checklist

A complete Proposition 47 Proposal packet must contain the following (to be submitted in the order listed):

Required:	Check once Complete (✓)
Proposal Checklist (signed by the applicant)	✓
Section I. Applicant Information Form (with original signature in blue ink)	✓
Section II. Proposal Narrative (up to and not exceeding 15 pages)	✓
Section III. Budget Section (up to and not exceeding 6 pages) <ul style="list-style-type: none"> Budget Table Budget Narrative 	✓
Required Attachments:	
▪ Proposition 47 Local Advisory Committee Member Roster (<i>Attachment D</i>)	✓
▪ Proposition 47 Local Advisory Committee Letter(s) of Agreement (<i>Attachment E</i>)	✓
▪ Letter(s) of Agreement for Impacted Local Government Agencies (<i>Attachment F</i>)	✓
▪ Proposition 47 Project Work Plan (<i>Attachment I</i>)	✓
▪ List of Partner Agencies/Organizations (<i>Attachment J</i>)	✓
Optional:	
▪ Governing Board Resolution (<i>Attachment H</i>) <i>Note: The Governing Board Resolution is due prior to Grant Award Agreement, <u>not</u> at time of proposal submission.</i>	✓
Assurance:	
Proposition 47 Grant Funds will not be used for the acquisition of real property or for programs or services provided in a custodial setting.	✓

I have reviewed this checklist and verified that all required items are included in this proposal packet.


X


 Public Agency Applicant Authorized Signature

Section I. Applicant Information Form

A. PUBLIC AGENCY APPLICANT		B. TAX IDENTIFICATION NUMBER	
NAME OF PUBLIC AGENCY County of San Diego		TAX IDENTIFICATION #: 95-6000934	
STREET ADDRESS 1600 Pacific Highway	CITY San Diego	STATE CA	ZIP CODE 92101
MAILING ADDRESS (if different)	CITY	STATE	ZIP CODE
IF A JOINT PROPOSAL, LIST OTHER (NON-LEAD) PUBLIC AGENCIES:			
City of San Diego, Office of the City Attorney			
C. PROJECT TITLE			
Community Based Services and Recidivism Reduction (CoSRR) with San Diego Misdemeanants At-Risk Track (SMART)			
D. REQUIRED SERVICES (Check all that apply)		E. ADDITIONAL SERVICES (Check all that apply)	
<input checked="" type="checkbox"/> MENTAL HEALTH SERVICES <input checked="" type="checkbox"/> SUBSTANCE USE DISORDER TREATMENT <input checked="" type="checkbox"/> DIVERSION PROGRAMS		<input checked="" type="checkbox"/> HOUSING-RELATED SERVICES <input checked="" type="checkbox"/> OTHER COMMUNITY-BASED SUPPORTIVE SERVICES	
F. PROJECT SUMMARY			
<p>The County of San Diego will collaborate with the San Diego City Attorney's Office to oversee implementation and integration of two projects: the expansion of the City's San Diego Misdemeanant At-Risk Track (SMART) Diversion program, and a new County program for Community Based Services and Recidivism Reduction (CoSRR). All direct services will be provided by community based organizations (CBOs), and an estimated 210 annual service slots will be provided, with services described in the Proposal Narrative. It is anticipated that this project will change the lives of participants through identifying and addressing complex needs at the root of criminogenic behavior, by advancing wellness and healing, building skills for self-sufficiency and strengthening connections for participants to individuals and organizations to support recovery, rehabilitation and success of those participants in the community.</p>			
G. GRANT FUNDS REQUESTED	H. Amount of Funds Sub-Contracted to Community Organizations		I. Total Amount of Other Funds to be Leveraged
\$6,000,000	\$5,327,150 89 percent		\$ 6,530,922
J. PROJECT DIRECTOR			
NAME Dorothy Thrush	TITLE Chief Operations Officer	TELEPHONE NUMBER (619) 531-4599	
STREET ADDRESS 1600 Pacific Highway, Room 205		FAX NUMBER	
CITY San Diego	STATE CA	ZIP CODE 92101	EMAIL ADDRESS Dorothy.Thrush@sdcounty.ca.gov
K. FINANCIAL OFFICER			
NAME Eunice Ramos	TITLE Group Finance Director	TELEPHONE NUMBER (619) 531-4509	
STREET ADDRESS 1600 Pacific Highway, Room 205		FAX NUMBER	
CITY San Diego	STATE CA	ZIP CODE 92101	EMAIL ADDRESS Eunice.RamosC@sdcounty.ca.gov

PAYMENT MAILING ADDRESS (if different)	CITY	STATE	ZIP CODE
L. DAY-TO-DAY CONTACT PERSON			
NAME Janie Hoover	TITLE CAO Staff Officer	TELEPHONE NUMBER (619) 531-4524	
STREET ADDRESS 1600 Pacific Highway, Room 205		FAX NUMBER	
CITY San Diego	STATE CA	ZIP CODE 92101	EMAIL ADDRESS Janie.Hoover@sdcounty.ca.gov

M. AUTHORIZED SIGNATURE			
By signing this application, I hereby certify that I am vested by the Public Agency Applicant with the authority to enter into contract with the BSCC, and that the grantee and any subcontractors will abide by the laws, policies and procedures governing this funding.			
NAME OF AUTHORIZED OFFICER	TITLE	TELEPHONE NUMBER	EMAIL ADDRESS
Dorothy Y. Thrush	Chief Operations Officer	(619) 531-4599	Dorothy.Thrush@sdcounty.ca.gov
STREET ADDRESS	CITY	STATE	ZIP CODE
1600 Pacific Hwy., Rm. 205	San Diego	CA	92101
APPLICANT'S SIGNATURE (Blue Ink Only)			DATE
X 			February 17, 2017

CONFIDENTIALITY NOTICE:

All documents submitted as a part of the Proposition 47 proposal are considered to be public documents and may be subject to a request pursuant to the California Public Records Act. The BSCC cannot ensure the confidentiality of any information submitted in or with this proposal.
(Gov. Code, § § 6250 et seq.)

RATING FACTOR 1: PROJECT NEED

Overview (Rating Criteria/RC 1.4): The impact of Proposition 47 (Prop. 47) on San Diego is significant. San Diego County has filed the highest number of Prop. 47 petitions of any county in the state, with sentence reductions granted in 20,500 cases (*San Diego County Public Defender's Office 2016*). Although the number of drug-related felony arrests in San Diego decreased in 2014 to 2015, from 8,855 to 3,046 respectively, misdemeanor arrests increased from 59,527 to 66,978 during the same time period (*California Department of Justice's 10 Year Arrest Data 2006-2015*).

This project targets individuals affected by Prop. 47: adults of any gender, ethnicity, or race whom have been cited, arrested, charged with, or convicted of a misdemeanor offense and have a history of mental health issues and/or substance use disorders. The target geographic area is the Central and North Regions of San Diego County. The needs of this population are at the root of criminal behavior, contributing to a “revolving door” of engagement with the criminal justice system (e.g., substance use disorders, mental illness, criminal thinking, lack of stable housing, education and job skills) (*bibliography citations 1-8*). This project will connect more than 600 individuals over the three-year period to comprehensive substance use disorder treatment, mental health services, and other services to support success in recovery and to reduce contact with the criminal justice system.

Needs (RC 1.1 – 1.3): The needs of the post-Prop. 47 target populations are complex and challenging. Research shows a connection within this population between criminal behavior, mental health issues, substance use disorders, and instability related to basic life necessities. In the County's behavioral health system, over 50% of the referrals are

received from the criminal justice system, and 28% of adults with criminal justice involvement receiving services have co-occurring substance use and mental health needs (*County of San Diego Behavioral Health Services 2016*). Almost two-thirds (62%) of San Diego's unsheltered homeless population identified by the 2016 "Point-in-Time" count had been to jail, prison, or juvenile hall, and 674 individuals (16%) were currently on probation or parole (*Regional Task Force on the Homeless San Diego 2016*). Additionally, an analysis of criminogenic risk assessments conducted for 9,275 persons in San Diego whose felony convictions were reduced to misdemeanors after Prop. 47 revealed that 80% were at a high risk for substance abuse, 72% had a high need for Cognitive Behavioral Treatment (CBT), and 49% were at high risk for residential instability (*San Diego Association of Governments-SANDAG 2016*).

Geography and a focus on underserved groups further define the target population. Services will be provided in the two areas of the county where the most Prop. 47 impacted individuals live and where the greatest number of adult misdemeanor drug and property arrests occur: (1) the Central Region, which includes the urban core of the City of San Diego, and (2) the North Region, which includes the cities of Oceanside, Vista, San Marcos, Escondido, and portions of the unincorporated county (Table A).

Table A	Population Estimates (SANDAG 2015)	Percent of 2015 Adult Misdemeanor arrests for Drug/Alcohol and Property offenses in community jurisdictions¹ (CA Department of Justice, Criminal Justice Statistics Center: SANDAG 2015)
County	3,183,143 (100%)	100% (31,921)
Central Region	499,760 (15.7%)	37.8% (12,071)
North Region	1,103,974 (34.6%)	34.5% (10,993)

¹ Excluding arrests by California Highway Patrol and campus law enforcement departments.

The project will provide culturally competent services to underserved populations, including those identifying as Black or Hispanic. These two groups accounted for 16,161 (51%) of adult misdemeanor arrests for drug/alcohol or property Prop. 47 offenses in 2015, with Black adults disproportionately represented among arrestees (Table B).

Table B	Adult Misdemeanor Arrests – San Diego Region 2015 – By Race/Ethnicity (SANDAG)				San Diego County Total Population 2015 estimate (SANDAG)
	Drug/Alcohol		Property		
	Number	Percentage	Number	Percentage	Percentage
White	16,236	51%	3,129	46%	47%
Hispanic	9,967	32%	1,807	30%	33%
Black	3,372	11%	1,015	16%	4%
Other	2,001	6%	491	8%	16%
Total	31,576		6,442		

Service Gaps (RC 1.1): Closing service gaps is a core objective of this project. The Local Prop. 47 Advisory Committee (AC) reviewed the current network of diversion, treatment, and social service programs, including the needs of the target and underserved population. This review informed the selection of service needs to be addressed by this project, which are: (1) offer multiple opportunities and entry points for Prop. 47 impacted individuals to connect to treatment and supportive services (i.e., when they are most receptive); (2) increase capacity to provide integrated, community-based mental health and substance use disorder services to Prop. 47 impacted individuals; and (3) provide supportive services and housing resources that are tailored to the target population. System change needs to be addressed by the project are: (1) improve cross sector capacity to use culturally competent principles of effective practices in criminal rehabilitation; and (2) increase support and engagement of Community Based Organizations (CBOs) with diverse staffing, including system-impacted individuals, in the delivery of services.

RATING FACTOR 2: COMMUNITY ENGAGEMENT

Engagement Process (RC 2.4, 2.5, 2.6): The composition of the Prop. 47 Advisory Council (AC) is representative of the culture and needs of San Diego County and includes individuals impacted by Prop. 47. The AC formed through outreach to a cross-section of key community stakeholders and public agency staff who represent the region's balanced approach to criminal justice services. Twelve individuals were selected to serve on the AC, with six representing diverse community populations. Membership includes two formerly incarcerated individuals, a community and faith representative, a community leader representing the Re-Entry Roundtable (a coalition of organizations and individuals impacted by the justice system focused on offender re-entry), law enforcement (the San Diego Sheriff's Department and the San Diego Police Department), prosecutors (a Chief Deputy City Attorney and the District Attorney's Office), and a Supervising Public Defender whose Office defends all indigent individuals in San Diego County. Additional details about the diversity, experience, and expertise of AC members are contained in the membership roster and signed Letter of Agreement (addressing RC 2.1, 2.2, 2.3 and 2.7).

The AC solicited input from a wide range of stakeholders and community members, by distributing meeting notices through email contact lists maintained by the Re-Entry Roundtable, the Alternatives to Incarceration Collaborative, the Community Corrections Partnership, the Community, Action, Resource, Engagement (CARE) Center, the San Diego City Attorney's Office, the North County Collaborative, and four Regional Teams of stakeholder organizations and community partners providing health and human services. Presentations were also given at the Re-Entry Roundtable, the Regional Task

Force on the Homeless, and the County Health & Human Service Agency (HHSA) Behavioral Health Advisory Board to inform the community about the grant development process. Notices were also posted on public notice boards. To ensure fair and balanced participation by all members in identifying needs and plan development, all AC meetings used open meeting rules. To maximize opportunities for participation and address the large geographic area of San Diego County, daytime and evening meetings were held in the Central and North Regions. Five meetings were held between November 17, 2016, and February 21, 2017, with over 150 community members attending.

RATING FACTOR 3: PROJECT DESCRIPTION

Overview: The project approach aligns with Prop. 47 guiding principles, builds upon and integrates existing programs, and incorporates research-based interventions (*bibliography citations 1 - 14*). The County of San Diego will collaborate with the San Diego City Attorney's Office to oversee implementation and integration of two projects: the expansion of the City's San Diego Misdemeanant At-Risk Track (SMART) Diversion program, and a new County program for Community Based Services and Recidivism Reduction (CoSRR). All direct services will be provided by CBOs, and an estimated 210 annual service slots will be provided, with services described in detail below.

Mission: SMART serves misdemeanor offenders within the City of San Diego who cycle through the criminal justice system and lack access to services, coordination of care, or meaningful incentives to engage in treatment or with social service providers. CoSRR will serve misdemeanor offenders within the Central and North County Regions who have an assessed high need for treatment and supportive services for recovery and rehabilitation. Both programs aim to assist individuals, particularly those who face

multiple barriers, to connect to the unique combination of treatment and supportive services that the individual needs to be successful in the community.

Identification and Referral Process (RC 3.4, 3.6): Potential SMART participants have multiple entry points: referrals from program outreach workers, police connecting and diverting participants from the criminal justice system to treatment at the citation and arrest stage, and prosecutors offering pre-and post-sentencing diversion as an alternative to sentencing or incarceration. CoSRR will identify Prop. 47 misdemeanor offenders appearing in court with high service needs and provide them immediate on-site screening and referrals. In both approaches, participants will be referred to contracted CBOs who are experienced in providing culturally competent, trauma-informed, substance use disorder and mental health treatment. Family Health Centers of San Diego (FHCSD) is already identified as the SMART program core services provider. The partners, including CBOs selected post award by the Lead Agency, will provide the following core services:

Eligibility Screening – Initial screenings will gather demographic information and history, identify acute or immediate needs, including housing, assess substance use disorder and mental health issues, and link persons to core services. For the CoSRR project, CBOs will be located on-site in misdemeanor courtrooms to provide direct connection to services. For SMART, screenings will occur at FHCSD or in custody. Referrals to address needs that cannot be met through the project, such as treatment for serious mental illness (SMI), will be made to alternative existing programs, such as Assertive Community Treatment (ACT) programs, outpatient clinics, collaborative courts or other services in the County's network of care.

Intake and Assessment (RC 3.6) – CBOs will administer a comprehensive intake and assessment process for participants using an actuarial based risk and needs assessment tool based on the American Society of Addiction Medicine Patient Placement Criteria within the first 30 days of admission to the program. The assessment will identify factors that contribute to ongoing contacts with law enforcement, consider the impact of trauma, and inform the development of an Individual Intervention Plan (IIP).

Case Management (CM) – CM services will be available to 100% of participants for up to 12 months. Participant-driven CM will include ongoing contact to review and support progress with IIPs; linkages and “warm hand-offs” to needed supportive services (e.g., housing, primary healthcare, mental health services, education, job skills training, transportation, government benefits assistance, civil legal services, or other supportive services); and follow-up.

Substance Use Disorder (SU) Treatment (RC 3.1, 3.4, 3.5) – SU services will incorporate evidence-based (EB) treatment and recovery service approaches that incorporate both 12-step models (e.g., AA, NA) and non-12-step models (e.g., Rational Recovery, Secular Organizations for Sobriety). Treatment will include individual and group counseling, and care coordination. While the length of individual treatment will vary, the average length of treatment is six months, with a reevaluation every 90 days. These services will be provided by a combination of clinical and non-clinical staff including those with lived experience of SU recovery who are representative of the population served in terms of race/ethnicity. Participants who need inpatient and residential treatment, including withdrawal management, will be

referred to existing County funded programs, but will continue to receive CM and supportive services.

Mental Health Services (RC 3.1) – Project participants with co-occurring SU and mental health needs will have access to mental health support within contracted CBOs, ensuring that they have access to appropriate medications and coordinated connections to any needed additional treatment, either through linkage to local clinics (for those mild to moderate diagnosis) or Mental Health Services Act (MHSA) funded programs (SMI diagnosis). CBT and EB services, such as Motivational Interviewing and problem-solving therapies will be enhanced through system-wide training for providers offered by the County using leveraged resources.

Design Rationale (RC 3.3): These SU, mental health treatment, and diversion interventions have been shown to reduce recidivism rates when implemented with similar populations: drug treatment in the community (-12.4% reduction); general and specific cognitive behavioral treatment (-8.2% reduction); and employment and job assistance in the community (-4.8% reduction) (*bibliography citation 8*). Multiple studies have shown that CM is an essential component of programs that reduce recidivism (*bibliography citations 12-13*). The program design also shares characteristics of effective programs, including interventions that assess risk/needs, demonstrate understanding of risk/need/responsivity/dosage and treatment principles, and provide opportunities for ongoing community engagement. Evidence-based practices (EBPs) used within treatment programs include Motivational Interviewing, Trauma-Informed Care, and Stages of Change (*bibliography citations 1 - 5*). SMART is modeled, in part, on Seattle's King County LEAD Project, of which recent evaluation reports indicate

success in completing treatment and in obtaining housing and employment (*bibliography citation 14*).

Housing Services (RC 3.2, 3.4): SMART will provide transitional housing services to approximately 70 participants annually, using grant and leveraged funds. SMART currently allows for participants to stay up to two years, depending on individual needs. CoSRR will include rapid rehousing services for 60 participants, including move-in and rental assistance, housing retention, and assistance in becoming self-sufficient. In both programs, housing navigation will be provided.

Community Based Supportive Services (RC 3.2., 3.4): Grant and leveraged funds will be used to provide and coordinate supportive services to participants. Contracts will be established with at least 10 CBOs to deliver a range of services that focus on addressing barriers, while supporting motivation and commitment to change. These services may be provided separately, focusing on one specific need, or “bundled” as part of a holistic approach to building participant capacity for self-sufficiency and recovery. Contracted services provided by CBOs for SMART and CoSRR will include job training and placement, with an emphasis on preparing participants for living wage jobs; peer-mentoring; care coordination; holistic and/or culturally competent counseling or wellness services; transportation solutions to meet unique community needs (i.e., bus passes or other services); civil legal services; and support to cover participant costs for occupational skills training or post-secondary education. Supportive service approaches that advance principles of restorative justice and include opportunities for mentoring and community service will be strongly encouraged.

Service Provider Selection (RC 3.5): The current SMART program provider, FHCSO, will continue as an active partner in program development and in providing services. FHCSO employs individuals with relevant personal experiences who are justice system-impacted, and have demonstrated success in providing contracted services. The SMART Housing Service provider and CoSRR core service providers will be selected via a procurement process managed by the County. Contracts will require employing staff with lived experience or partnering with additional CBOs, including those that are led by, or staffed with, individuals who are justice-system impacted or who have similar life experiences as the target population. In the Central Region, the County will leverage recidivism reduction services developed by CBOs currently receiving capacity-building support from the CARE Center and invite new partners to join the 40 CBOs on the pre-qualified list. The County will initiate identifying and engaging CBOs in the provision of supportive services in the North Region. As a part of the commitment to system change, the procurement and contracting processes for both the County and City will be streamlined and constructed to minimize barriers to selecting organizations system-impacted staff viewed as credible role models to program participants.

System Change (RC 3.7): The project will contribute to lasting system change within the San Diego region, through the following strategies: (1) streamlined procurement and contracting processes to broaden the pool of CBOs; (2) CBO training in business management (leveraging the CARE Center's training opportunities and the City's-two-day Non Profit Management Academy delivered by the University of San Diego to small neighborhood-based CBOs); (3) cross-sector training in principles of effective practice in criminal rehabilitation, Trauma-Informed care, Motivational Interviewing, Stages of

Change, and CBT provided by the County; (4) establishment of a “Project Coordinating Council” (PCC) comprised of government agencies and contracted CBOs to develop project protocols, including those relating to identification of participants, screening, assessment and referrals between project partners; and (5) continued engagement of the AC to oversee project implementation, integration with other efforts, and sustainability of outcomes and impact.

Trauma-Informed Care (RC 3.8): The County mandates that all County supported programs are part of a trauma informed system. The County will provide Trauma-Informed Care training to CBOs and other partners to ensure that all services delivered as part of the SMART Diversion program and CoSRR incorporate trauma-informed principles (*bibliography citation 15*).

Start-Up (RC 3.9) The project will build upon current recidivism response programs (SMART and CARE), work with an existing contracted partner, FHCSO, engage the existing network of Regional Recovery Centers, and contract with certain pre-qualified providers, to provide community-based supportive services based on assessed needs. These actions will minimize the amount of start-up time needed for the project.

RATING FACTOR 4: PROJECT EVALUATION PLAN

Evaluation Plan (RC 4.1, 4.2, 4.3 4.6): Project goals and objectives have been developed that address previously identified needs (see Attachment I – Work plan). A mixed method research design will evaluate these goals and objectives, using summative (quantitative) and formative (qualitative) methodologies. The purpose of the evaluation plan is to evaluate progress in attaining objectives (process evaluation),

consider the effectiveness of interventions (outcome evaluation), and document project learnings (formative evaluation).

Process measures will include: (1) number and characteristics of participants enrolled, as measured by completion of assessments; (2) number of participants who receive specific project services, as measured by case management records (e.g., substance use disorder treatment, mental health service, housing service, employment or educational service, other supportive services); (3) units/hours of service provided for each project component; (4) number of collaborative partner meetings facilitated; (5) number of collaborative partner trainings conducted and completed; (6) number of contractual agreements with CBOs; (7) completion of project implementation benchmarks (i.e., risk assessment tool identified and implemented, evaluator selected, RFPs issued, contractors selected); and (8) number of fidelity reviews conducted.

The outcome evaluation plan will track progress in meeting the overall desired result of the project, which is a reduction in recidivism, as well as progress in attaining component specific results relating to improved wellness, increased housing stability, and improved self-sufficiency. The outcome evaluation plan will also track progress in achieving system change through improved system and provider capacity and collaboration among partners and across service sectors. Measures of recidivism will be developed for the program, including citation, arrest, or conviction of a new offense committed within three years of a previous conviction and will include measuring days in custody for this population. Measures of recidivism will be compared to a baseline and a suitable comparison group. Statistical analyses will be utilized to determine the factors predicting recidivism, such as the impact of dosage and characteristics of the clients

and intervention. Additional outcome measures may include percentage who receive housing services who maintain housing stability; percentage who receive employment or educational support services who demonstrate increased capacity for self-sufficiency, as indicated by employment or enrollment in post-secondary educational or employment training program; percentage who indicate satisfaction with project services; and percentage of partners who demonstrate progress in the use of EBPs.

Data Collection (RC 4.4): Data collection methods will include review of participant citation, arrest and conviction records, as well as data provided through the case management systems operated by the Offices of the District Attorney and the City Attorney; jail system data managed by the Sheriff; and pre/post analysis of risk/need assessments and feedback surveys and/or focus groups conducted annually with participants, project staff and community stakeholders. A data sharing agreement between county criminal justice agencies and county behavioral health services is in place.

Fidelity Monitoring (RC 4.5): County and City Project Managers will work with the evaluator to develop processes and tools that can be used as part of their contract monitoring efforts to assess fidelity and ensure that interventions are implemented as intended. Tools may include leveraging the County's current use of the Correctional Program Checklist 2.0 (*University of Cincinnati Correctional Institute, bibliography citation 11*), to evaluate the ability of the project to consistently deliver effective programming and to assess the degree to which the project adheres to the principles of effective intervention.

Sharing Results (RC 4.7): The evaluation plan will be implemented in partnership with a qualified independent evaluator selected by the County and the City. As part of their scope of work, the evaluator will share results on an ongoing basis, as part of the formative evaluation, and will produce a two-year implementation review and final report that will be reviewed by the BSCC, AC and PCC. Upon approval by the BSCC, the results will be disseminated by the County and City of San Diego to a broad array of stakeholders and made publicly available online. The results will also be presented to various community and constituent groups and to governing bodies, including the County Board of Supervisors, the San Diego City Council, or committees.

RATING FACTOR 5: GUIDING PRINCIPLES

Adherence to Guiding Principles (RC 5.1 – 5.5): Project design and implementation was developed through a collaboration of partners and individuals involved in the AC meetings. As the project strategies described previously, and attached Letters of Impact clearly demonstrate, this project adheres to the Prop. 47 Guiding Principles (RC 5.5):

- a) The County and City of San Diego, as the two largest government agencies in the region, are collaborating on a coordinated regional response (RC 5.1).
- b) Nearly 90% of the grant budget is allocated to engage CBOs as implementation partners, including smaller non-traditional organizations (RC 5.1, 5.3).
- c) The project design reflects a client-centered, holistic approach to reduce recidivism by promoting wellness and self-sufficiency, providing access to services in communities impacted, and addressing known criminogenic risk factors, such as substance use disorders, mental health issues, homelessness, lack of education or employment skills (RC 5.2).

- d) SMART participants are diverted from the criminal justice system at various entry points: through FHCSO outreach workers, as an alternative to sentencing, custodial sanction, or to support compliance with court conditions. CoSRR provides in-person, on-site screening and direct connection to services during the court appearance to support success in recovery. EB approaches, such as Motivational Interviewing and CBT will be used in both programs (RC 5.2).
- e) The project supports system wide service capacity building through cross sector training on Trauma-Informed EBPs that promote healing (RC 5.2).
- f) The geographic scope consists of the two areas of San Diego County with the largest number of persons impacted by Prop. 47 (RC 5.3).
- g) The project model incorporates delivery of supportive services by CBOs, including those working with underserved populations who are disproportionately arrested for Prop. 47 offenses. In addition, these CBOs will have staffing and leadership that are representative of those served, in terms of ethnicity and life experiences, and provide culturally competent services that advance restorative justice principles (RC 5.3).
- h) The project incorporates continued opportunities for collaborative planning and community feedback and engagement (RC 5.1, 5.3).

It is anticipated that this project will change the lives of participants through identifying and addressing complex needs at the root of criminogenic behavior, by advancing wellness and healing, building skills for self-sufficiency and strengthening connections for participants to individuals and organizations to support recovery, rehabilitation and success of those participants in the community (RC 5.4).

BIBLIOGRAPHY

1. Warren, R. K, and Crime and Justice Institute. (2007). Evidence-Based Practice to Reduce Recidivism: Implications for State Judiciaries. Crime and Justice Institute, National Institute of Corrections and National Center for State Courts
2. Cullen, F.T. and P. Gendreau. (2000). Assessing correctional rehabilitation: Policy, practice, and prospects. In Criminal Justice: Volume 3 – Policies, processes, and decisions of the criminal justice system, U.S. Department of Justice, National Institute of Justice.
3. Gendreau, P, French, S., and Taylor, A. (2002) What Works What Doesn't Work: The Principles of Effective Correctional Treatment. University of New Brunswick at Saint John: Unpublished Manuscript.
4. Cunningham M., Gillespie, S., & Anderson, J. (2015) Rapid Re-housing What the Research Says. Urban Institute
5. National Alliance to End Homelessness (2015) Findings and Implications of the Family Options Study
6. Nellis, A., Greene, J., & Mauer M., (2008) Reducing Racial Disparity in the Criminal Justice System: A Manual for Practitioners and Policymakers available via <http://www.sentencingproject.org/>
7. Thompson, A. (2008). Releasing Prisoners, Redeeming Communities: Reentry, Race and Politics. New York: New York University Press
8. Aos, S., Miller, M., & Drake, E. (2006). Evidence-Based Adult Corrections Programs: What Works and What Does Not. Olympia: Washington State Institute for Public Policy.
9. Miller, W. & Rollnick, S. (2002) Motivational Interviewing: Preparing People for Change Crime & Justice Institute.
10. Farabee, D., Zhang, S., Roberts E. L., Yang, J., (2010) COMPAS Validation Study: Final Report
11. Lowenkamp, C. T. and E. J. Latessa (2005). Evaluation of Ohio's Halfway Houses and Community Based Correctional Facilities. Center for Criminal Justice Research, University of Cincinnati, Cincinnati, OH.
12. Braga, A., Piehl, A., Hureau, D., (2009) Controlling Violent Offenders Released to the Community: An Evaluation of the Boston Reentry Initiative.
13. Loveland, D., Boyle M. (2008) Intensive Case Management as a Jail Diversion Program for People with A Serious Mental Illness: A Review of the Literature. International Journal of Offender Therapy and Comparative Criminology.
14. Clifasefi, S. L., Lonczak H. S., & Collins S. E., (2016). LEAD Program Evaluation: The Impact of LEAD on Housing, Employment and Income/Benefits. Harm Reduction and Treatment Center, University of Washington Harborview Medical Center
15. Substance Abuse and Mental Health Services Administration, U.S. Department of Health and Human Services. *Trauma-informed Approach and Trauma-Specific Interventions*. Retrieved January 31, 2017, from <http://www.samhsa.gov/nctic/trauma-interventions>

Rating Factor 6a: Budget Table

Budget Line Item	A. Grant Funds: Year 1 (14 months)	B. Grant Funds: Year 2 (12 months)	C. Grant Funds: Year 3 (12 months)	D. Total Grant Funds Requested (A+B+C)	E. Other Funds Leveraged	F. Total Project Value (D+E)
1. Salaries and Benefits (<i>Lead Agency only</i>)	\$0	\$0	\$0	\$0	\$358,422	\$358,422
2. Services and Supplies	\$0	\$0	\$0	\$0	\$0	\$0
3. Professional Services/Public Agency Subcontracts	\$61,850	\$61,850	\$61,850	\$185,550	\$5,000	\$190,550
4. Community-Based Organization Subcontracts*	\$1,555,141	\$1,879,581	\$1,892,428	\$5,327,150	\$6,167,500	\$11,494,650
5. Indirect Costs**	\$0	\$0	\$0	\$0	\$0	\$0
6. Data Collection and Evaluation***	\$160,000	\$160,000	\$160,000	\$480,000	\$0	\$480,000
7. Fixed Assets/Equipment	\$0	\$0	\$0	\$0	\$0	\$0
8. Other (Travel, Training, etc.)	\$3,650	\$3,650	\$0	\$7,300	\$0	\$7,300
TOTALS	\$1,780,641	\$2,105,081	\$2,114,278	\$6,000,000	\$6,530,922	\$12,530,922

* *minimum 50 percent of grant funds requested*

** *not to exceed 10 percent of grant funds requested*

*** *minimum 5 percent [or \$25,000, whichever is greater] not to exceed 10 percent of grant funds requested*

Rating Factor 6b: Budget Narrative

The resources described below support the goals and objectives of San Diego's regional approach to recidivism reduction and support for better outcomes for individuals most affected by Prop. 47. Eighty-nine percent (89%) of grant resources are allocated directly to Community Based Organizations (CBOs). Grant funds are matched 100% with leveraged resources to maximize the project's impact.

1. Salaries and Benefits

a. Total Grant Funds Requested: \$0

b. Other Funds Leveraged: \$358,422

Leveraged: \$358,422 (\$97,344 YR 1, \$130,539 YR 2, \$130,539 YR 3) The County of San Diego as the Lead Agency will hire a full-time (100%) Program Coordinator at a salary of \$96,000, benefits rate of 37.25% for day-to-day project implementation, management of budget and contracts, and communications between stakeholders regarding project operations and progress. The hiring process is estimated to take three months, and leveraged funding is through the 2011 Local Revenue Fund, Community Corrections Subaccount (CCSA). In addition, County/City employees serving as members of the AC will continue to provide direction to the project. The San Diego Police Department will provide support to the SMART program by diverting participants from the criminal justice system at the citation and arrest stages. The San Diego City Attorney's Office will provide prosecutors to assess SMART program eligibility at all prosecutorial stages of the criminal justice system. County and City staff will provide procurement and contract support, fiscal management service, support the CARE Center, coordinate training, and maintain project records.

2. Services and Supplies

a. Total Grant Funds Requested: \$0

b. Other Funds Leveraged: \$0

3. Professional Services/Public Agency Subcontracts

a. Total Grant Funds Requested: \$185,550

b. Other Funds Leveraged: \$5,000

Requested: \$185,550 (\$61,850 YR 1, \$61,850 YR 2, \$61,850 YR 3) Grant funds will be provided to the City of San Diego to create 0.5 FTE Program Manager for the SMART program. The annual salary for 1.0 FTE is \$97,000 with a benefit rate of 27.53%.

Leveraged: In Year 3, \$5,000 of grant funds will be applied to audit the program through an independent organization. Funding source leveraged is the CCSA.

4. Community-Based Organization Subcontracts

a. Total Grant Funds Requested: \$5,327,150

b. Other Funds Leveraged: \$6,167,500

Requested: \$5,327,150 (\$1,555,141 YR 1, \$1,879,581 YR 2, \$1,892,428 YR 3) A total of 89% of requested funds will be allocated for CBO subcontracts. The amount for each service component was determined by using an average cost per individual served, based upon current costs for similar services, as provided by the County of San Diego. Contracts will identify minimum staff requirements and qualifications, while allowing CBOs flexibility in terms of staffing plans. The proposed budget amounts factor in reasonable start-up time, which varies depending upon whether the service(s) will be provided through the extension of an existing contract or through a new competitive

process. The following tables summarize how subcontracted resources have been allocated across service components and projects:

Table A - Community Based Support and Recidivism Reduction (CoSRR) Program				
Service Component	Description	Provider name or type	Rationale	Requested Amount
Identification and linkage to treatment and/or supportive services	Initial screening and “warm-hand-off” to project treatment and/or other services – two staff – one per region located at misdemeanor court (hours determined by contractor)	Regional Recovery Centers or other CBOs in Central and North Regions with demonstrated experience and capacity.	\$43,750 contract per region, year 1- accounting for “mid-year start”. \$109,375 contract per x 2 in years 2 and 3. (\$262,500 over 3 years x 2 regions) Total \$525,000	\$0 Supported by \$525,000 in leveraged funds see Table C below
Substance Use Disorder and Mental Health Treatment	Evidence-based treatment and recovery services, including treatment of co-occurring mental health disorders, intake, assessment, and case management (CM). Each treatment slot is calculated at \$6,000 per person x 350 unduplicated. CM is \$2,340 per person		\$210,000 contract per region in yr1 (\$6,000 x 35 participants x 2). \$420,000 contract per region in yr2 and yr3 (\$6,000 x 70 participants x 2). CM \$81,900 yr1 (35 x \$2,340 x2), \$163,800 yr2 and 3 (70 x \$2,340 x 2) Total \$2,919,000	Treatment \$244,440 yr1 \$441,000 yr2 \$441,000 yr3 \$1,126,440 Plus \$1,792,560 leveraged funds see Table C below
Supportive Services	Peer support, care coordination, vocational training, counseling, basic needs training, and transportation. An average budget of \$3,900 per participant to	Established and non-traditional providers including those partnering with the CARE Center	\$269,100 in supportive service contracts in each region in yr1 x 2. \$390,000 in supportive service	\$270,000 yr1 \$200,000 yr2 \$250,000 yr3 \$720,000 Plus \$1,456,200 in leveraged funds see

	provide new or expanded supportive services to address gaps in the network of support. Includes serving individuals screened but not referred to treatment \$3,900 x 558	in the Central Region and through collaborations and partnerships in the North Region	contracts in each region in yr2 x 2 and \$429,000 in each region in yr3 x 2 Total \$2,176,200	Table C below
Housing	Rapid-rehousing services to include a combination of housing navigation and case management (via minimum 1 FTE Housing Specialist per region, plus rental and moving assistance for at least 150 participants (30 year 1, 60 yr 2 and 3). \$7,000 per participant	CBOs with experience providing housing services to the target population	\$180,000 per region in yr 1 (15 rental assistance plus 25 receive housing navigation x 2) \$285,000 per region in yrs 2 and 3 (30 receive rental assistance plus 50 receive housing navigation x 2) Total \$1,500,000	\$182,534 yr1 \$380,414 yr2 \$343,312 yr3 \$906,260 Plus \$593,740 in leveraged funds see Table C below

Table B: SMART Diversion Program				
Service Component	Description/Scope of Work	Provider name or type	Rationale	Amount
Substance Use Disorder and Mental Health Treatment	Treatment and recovery services utilizing EBPs for substance abuse and co-occurring mental health disorders. Case management and development of individual intervention plans. Coordinate access to supportive services, including physical healthcare appointments,	Family Health Centers of San Diego, a Regional Recovery Center, will provide expanded services to 70 new participants each year.	70 participants x \$8,090 per year (no start up time is needed as this is an expansion of an existing program) Total \$1,698,900	\$566,300 yr1 \$566,300 yr2 \$566,300 yr3 \$1,698,900 Plus leveraged funds to be determined

	cognitive behavioral therapy, obtaining government assistance, and referrals to outside agencies for civil legal needs.			
Housing and Supportive Services	Transitional housing, housing navigation, work-readiness and other employment services and transportation.	CBO(s) with experience providing services to target population	Housing and related supportive services provided to an estimated 70 new participants per year	\$291,867 yr1 \$291,867 yr2 \$291,816 yr3 \$875,550 Plus \$1,800,000 in leveraged funds see Table C

Leveraged: As the above tables indicate, the proposed services are funded through a combination of grant and leveraged funds. Table C provides a breakdown of the sources for the leveraged funds referenced above.

Table C: Service	Amount Leveraged	Source of Leveraged Funds
Identify/Link/Substance Abuse and Mental Health Treatment contracts (Central/North)	\$973,560 \$1,344,000	Medi-Cal CCSA
Supportive services via contracts with CBOs (Central/North)	\$1,456,200	CCSA
Housing Services (Central/North)	\$593,740	CCSA
Housing and Supportive Services for the SMART Diversion Program	\$1,800,000	Lease Revenue & Community Development Block Grant Funds
	\$6,167,500	

5. Indirect Costs

a. Total Grant Funds Requested: \$0

b. Other Funds Leveraged: \$0

6. Data Collection and Evaluation

a. Total Grant Funds Requested: \$480,000

b. Other Funds Leveraged: \$0 (see below)

Requested: \$480,000, (\$160,000 YR 1, \$160,000 YR 2, \$160,000 YR 3) The Lead Agency will contract with an outside evaluator to develop and implement the Local Evaluation Plan, 8% of the grant budget has been allocated to this service. Data collection activities will be provided by the Lead Agency and other public agencies at no additional cost.

7. Equipment/Fixed Assets

a. Total Grant Funds Requested: \$0

b. Other Funds Leveraged: \$0

8. Other (Travel, Training, etc.)

a. Total Grant Funds Requested: \$7,300

b. Other Funds Leveraged: \$0 (see below)

Requested: Travel - A total of \$7,300 is budgeted for the grant period for seven staff members to attend two, one-day trainings in Sacramento, including both project management staff for the County and City of San Diego and members of the AC in years 1 and 2. The budget amount includes airfare, at \$350 per person, roundtrip; meals and incidentals at \$50 per person; and hotel rooms, at a nightly government rate of \$120 per night per person, if required.

c. Other Funds Leveraged: \$0 (see below)

Leveraged: Training – the County of San Diego will deliver training on Trauma-Informed Care and will develop training on EB practices consistent with the Correctional Program Checklist and inclusive of training on criminogenic needs of participants. The City of San Diego via a contract with the University of San Diego is providing access to capacity building training for small-mid size CBOs.

Attachment D
Proposition 47 Local Advisory Committee Membership Roster

Lead Public Agency: County of San Diego

Individual Name	Job Title	Agency/Organization
Dorothy Thrush	Chief Operations Officer	County of San Diego, Public Safety Group Executive Office
Lara Easton	Chief Deputy City Attorney, Neighborhood Justice and Collaborative Courts Unit (NJU)	City of San Diego, Office of the City Attorney
Chuck Kaye	Assistant Chief, Neighborhood Policing	City of San Diego, San Diego Police Department
Jay Bowser	Chief Financial Officer and Program Director	Paving Great Futures
Julie Gibson	Supervising Attorney, Specialty Courts Division	County of San Diego, Department of the Public Defender
Michelle Bush	Chief, Administrative Services	County of San Diego, Office of the District Attorney
Armand King	Program Director	Paving Great Futures
Geoff R Twitchell, Ph.D.	Treatment Director	County of San Diego, Probation Department
Charlene Autolino	Chief Executive Officer	Outreach Consulting Services
Susan Bower	Assistant Director, HHSA Integrative Services	County of San Diego, Health and Human Services Agency
Michael N. Dunn	Minister	New Seasons Church of Spring Valley
	Operational Representative	U.S. Naval Criminal Investigative Service (NCIS)
Commander Will Brown	Commander, Detention Services	County of San Diego, Sheriff's Department



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February 03, 2017

This is a letter of agreement between **The County of San Diego Public Executive Office, Chief Administrative Office** and all organizations listed herein for the purposes of applying for the Board of State and Community Correction (BSCC) Proposition 47 Grant. All organizations listed herein agree to participate on the local **Proposition 47 Local Advisory Committee** led by **The Chief Administrative Office Public Safety Group Executive Office** using a collaborative approach. This advisory body will, at a minimum, advise **The County of San Diego Public Safety Group Executive Office (Lead Agency)** on:

- How to identify and prioritize the most pressing needs to be addressed (to include target population, target area, etc.);
- How to identify the strategies, programs and/or services to be undertaken to address those needs;
- The development of the grant project; and
- Ongoing implementation of the grant project.

The San Diego County Proposition 47 Local Advisory Committee includes community stakeholders and public agency staff reflecting the region's balanced approach to criminal justice. Twelve individuals, whose experiences and connections to the projects supported by this application are described below, have participated in five public meetings in the Central and North regions of the county to encourage and receive community input. This Committee has advised and collaborated with the County of San Diego and the City of San Diego to develop the joint proposal outlined in this application.

Committee members' information, including their background and connection to this project, appears below:

- **Dorothy Thrush, Chief Operations Officer, Public Safety Group Executive Office:** Ms. Thrush is the Chair of the San Diego County Proposition 47 Local Advisory Committee. Her experience includes executive oversight of several cross-sector initiatives serving justice involved persons and the implementation of new programs.
- **Lara Easton, Chief Deputy City Attorney, Neighborhood Justice and Collaborative Courts Unit (NJU):** The San Diego City Attorney's Office Neighborhood Justice and Collaborative Courts Unit (NJU) is the lead agency operating and coordinating the San Diego Misdemeanants At-Risk Track (SMART) program. The City Attorney's Office is the City's leader in creating and implementing innovative alternative sentencing, diversion, and community based approaches to traditional models of criminal justice. In 2014, the innovative efforts of the City Attorney's Office were recognized by the U.S. Department of Justice's Smart Prosecution Initiative, which awarded NJU with a \$415,599 grant to expand

its Criminal Justice Initiative, a distinct but complementary program to SMART. In December, the City Attorney's Office launched SMART specifically to address the unique needs of individuals impacted by Proposition (Prop.) 47. Chief Deputy City Attorney Lara Easton, who oversees NJU is actively involved in the San Diego Prop. 47 Advisory Committee, tying together the efforts of both the City and County of San Diego to better serve individuals affected by Prop 47.

- **Chuck Kaye, Assistant Chief of Police San Diego Police Department:** Mr. Kaye has more than 26 years of public safety experience working with communities to address crime and quality of life issues.
- **Jay Bowser, Chief Financial Officer, Paving Great Futures:** Mr. Bowser's experience includes community leadership on social equity issues. He operates a program which delivers training to high need individuals, on entrepreneurship, job readiness and placement, financial literacy, civic engagement, and life skills. Jay is a credible messenger with direct experiences with the criminal justice system. At the age of 12, he was incarcerated for the first time, continuing in and out of juvenile hall throughout his teenage years. As an adult, Jay had brief stints with incarceration. However, after a close friend was given life imprisonment, Jay turned his life around for the better. He instead chose to share these experiences with others, and provide a message with a deep understanding of the challenges faced by former gang members and other system-impacted individuals.
- **Julie Gibson, Supervising Attorney of Specialty Courts and Calendars, Primary Public Defender's Office:** Ms. Gibson's experience includes trying both felony and misdemeanor cases, as well as supervising attorneys who represent clients in Drug Court, Veteran's Court, Reentry Court, Parole Violation Court, Post Release Community Supervision (PRCS) Court, Mandatory Supervision (MS) Court, Homeless Court, and Felony Probation Violation Court. Ms. Gibson is involved in many justice and community partner committees whose objectives include trying to better meet the needs of those individuals in the justice system who suffer from chronic substance abuse and/or mental illness.
- **Michelle Bush, Chief District Attorney's Office Administrative Services:** As the Chief of Administrative Services in the District Attorney's Office, Ms. Bush's experience includes executive oversight of the financial and administrative operations of the office and is involved in various recidivism reduction and crime prevention efforts.
- **Armand King, Program Director, Paving Great Futures:** Mr. King's experience includes creating and implementing new programs serving former gang members, parolees, former felons and high-risk youth. Programs include a culinary, hospitality and management program and positive life reinforcement activities. Mr. King serves on boards and task forces on law enforcement relations, human trafficking and victim issues and conducts community outreach for at-risk individuals. He also serves as a Credible Messenger and Mentor to young adults and juveniles on probation or in custody. Armand draws upon his direct experience with the criminal justice system, including incarceration and the challenges of re-entry, to guide others.
- **Dr. Twitchell, Treatment Director for San Diego County Probation:** Dr. Twitchell is a Licensed Psychologist and is responsible for identifying, implementing and evaluating trauma informed and evidence based treatments that address the unique characteristics and needs of Adult Offender and Justice Involved Youth populations.
- **Charlene Autolino, Chair of the San Diego Reentry Roundtable:** Ms. Autolino represents a broad coalition of community interests who participate in The San Diego Reentry Roundtable.

The Roundtable is comprised of representatives from correctional institutions, law enforcement, faith-based and community-based organizations, governmental agencies, local planning members, universities, community members, formerly incarcerated individuals and concerned citizens. Charlene has been on the Executive Board of the Reentry Roundtable for over 10 years. The mission of the Reentry Roundtable is to promote the safe and successful return of offenders to our community.

- **Susan Bower, Assistant Director, Health and Human Services Agency (HHS)**
Integrative Services: Ms. Bower serves on the San Diego County Proposition 47 Local Advisory Committee as a representative of Health and Human Services Agency Office of Integrative Services with a focus on integrating health, housing, and human services. In this capacity, she brings expertise on holistic approaches to addressing the needs of vulnerable residents.
- **Michael N. Dunn, Minister, New Seasons of Spring Valley:** Mr. Dunn is a community representative of Southeast San Diego region, also serving as Minister of New Seasons of Spring Valley Church for the past 20 years. As such, he is committed to delivering pastoral care to communities and people affected by crime. He is an advocate of innovative communally/culturally related services and reentry/rehabilitation programs that help advance people through cooperative non-profits, faith-based organizations, local law enforcement and governmental agencies.
- **Will Brown, Commander, Detention Services, Sheriff's Department:** Mr. Brown's command area encompasses the Sheriff Department's re-entry services and operations, including the East Mesa Reentry Facility, Reentry Services Division, Inmate Services Division, Inmate Processing Division, and County Parole & Alternative Custody Unit. Mr. Brown participates in cross-sector service planning and coordination with public agencies, law enforcement and stakeholder partners on reentry initiatives.

This Committee is anticipated to meet at least every other month during the start-up period of the grant and then quarterly thereafter. The committee will receive administrative support through the Public Safety Group Executive Office and from a dedicated full-time Project Manager. In support of the development and ongoing implementation of the project, committee members will:


- Complete an annual survey and participate in a focus group meeting in order to evaluate progress with respect to system change and partner capacity building.
- Assist in coordinating and integrating project activities with other regional planning and cross sector system improvement efforts such as Live Well San Diego.
- Identify opportunities to leverage existing and future resources and activities relating to direct services, professional development, planning and evaluation.
- Assist in the dissemination of project reports

If BSCC Proposition 47 Grant Funds are awarded, The County of San Diego Public Safety Group Executive Office will develop detailed project implementation timelines that correspond with the grant year timeframes provided below. These timeframes will be presented to the Committee for review and input.

Year 1 (14 months)	Year 2 (12 months)	Year 3 (12 months)
June 16 2017-August 15, 2018	August 16, 2018-August 15, 2019	August 16, 2019-August 15, 2020


Signed in mutual agreement,

LEAD PUBLIC AGENCY SIGNATURE


X 
 Signature
Dorothy Thrush, Chief Operations Officer
Public Safety Group, Chief Administrative Office
County of San Diego
1600 Pacific Highway, Room 205, San Diego, CA 92101


PROPOSITION 47 LOCAL ADVISORY COMMITTEE MEMBER SIGNATURES

X 
 Signature
Susan Bower, Assistant Director, HHSA Integrative Services
County of San Diego, Health and Human Services Agency
1600 Pacific Hwy Room 206, San Diego, CA 92101


X 
 Signature
Geoff R Twitchell, Ph.D., Treatment Director
San Diego County Probation Department
9444 Balboa Ave #500, San Diego, CA 92123

X 
 Signature
Armand King, Program Director
Community Member
2307 Fenton Pkwy 107-B San Diego, CA 92106


X 
 Signature
Michael H. Dunn, Minister
New Seasons Church Spring Valley
2300 Bancroft Drive, Spring Valley, CA 91977

X 
 Signature
Will Brown, Commander
San Diego San Diego County Sheriff's Department
9621 Ridgehaven Ct, San Diego, CA 92123

X 
 Signature
Julie Gibson, Supervising Attorney,
Specialty Courts Division
San Diego County Department of the Public Defender
450 B Street, Suite 1100 San Diego, CA 92101

X 
Signature

Lara Easton, Chief Deputy City Attorney, Neighborhood
Justice and Collaborative Courts Unit (NJU)
San Diego City Attorney's Office
1200 Third Ave #1620, San Diego, CA 92101

X 
Signature

Chuck Kays, Assistant Chief, Neighborhood Policing Services
San Diego Police Department
1401 Broadway, San Diego, CA 92101

X 
Signature

Charlene Autolino, Chair
Community Member
1167 Dearborn Dr, San Diego, CA 92154

X 
Signature

Jay Bowser, Chief Financial Officer/Program Director
Community Member
2307 Fenton Pkwy 107-8 San Diego, CA 92108

X 
Signature

Michelle Bush, Chief, Administrative Services
San Diego County District Attorney's Office
330 W. Broadway San Diego, CA 92101



Office of the San Diego City Attorney

Mara W. Elliott
City Attorney

February 13, 2017

Dorothy Thrush
Chief Operations Officer
County of San Diego, Public Safety Group
1600 Pacific Highway, Room 205
San Diego, CA 92101

Dear Ms. Thrush:

Dorothy

As the City Attorney of San Diego, I am familiar with the goals of Proposition (Prop.) 47 and the challenges it has created for our City. To meet our needs, my office developed a pilot program to provide offenders with the help they need to end the cycles of addiction and incarceration. This program, known as the San Diego Misdemeanants At-Risk Track (SMART) Program, advances the goals of Prop. 47 and is exceptionally worthy of grant funding.

Launched on December 1, 2016, SMART is designed to have a positive impact on improving public safety and reducing recidivism. Misdemeanor offenders impacted by Prop. 47 with mental illness and/or substance abuse problems are diverted from the criminal justice system and provided access to community-based supportive services.

SMART participants, particularly those who are otherwise resistant to intervention, are assigned a case manager, and receive individualized substance abuse disorder treatment, mental health services, and tailored housing placements. Once stability is achieved, these individuals are provided with job skills training and work with a Housing Navigator to find permanent housing.

To support the growth and expansion of SMART, the City of San Diego has pledged \$600,000 annually, for three years, in leveraged funds. Moving forward, the City Attorney's Office will work with the County of San Diego to help ensure the success of the San Diego Community Based Services and Recidivism Reduction Project (Project), through strategies that include:

- Continued participation on the Prop. 47 Local Advisory Committee;
- Required attendance at Prop. 47 Local Advisory Committee meetings;
- Sharing of public safety data to support ongoing community needs assessment and evaluation to the extent possible; and
- Review and dissemination of SMART reports to stakeholders.

The Prop. 47 Local Advisory Committee (Committee), which includes representatives of the City and the County of San Diego, developed our grant application. My office is represented by Lara Easton, who serves as the Chief Deputy City Attorney in charge of the Neighborhood Justice and Collaborative Courts Unit (NJU). The NJU is the City's leader in creating and implementing innovative, alternative sentencing, diversion, and community based approaches to traditional models of criminal justice. In 2014, the efforts of the City Attorney's Office were recognized by the U.S. Department of Justice's Smart Prosecution Initiative, which awarded the NJU with a grant to expand its Criminal Justice Initiative (CJI), a post-plea diversion program designed to lower the recidivism of misdemeanor offenders by providing access to a case manager and referrals to treatment, education, and housing related services. SMART is a program under CJI and has shown strong success in meeting the needs of this growing population in a manner that advances the goals of Prop. 47.

Thank you for your consideration and support.

Sincerely,

A handwritten signature in blue ink, appearing to read "Mara W. Elliott", with a large, sweeping flourish above it.

Mara W. Elliott
San Diego City Attorney

MWE:vj



KEVIN L. FAULCONER

MAYOR

February 13, 2017

Ms. Dorothy Thrush
Chief Operations Officer
Public Safety Group
County of San Diego
1600 Pacific Highway,
San Diego, CA 92101

Dear Ms. Thrush:

The City of San Diego is pleased to be the joint applicant with the County of San Diego in requesting Proposition (Prop.) 47 grant funds for the San Diego Community Based Services and Recidivism Reduction Project (Project). The City is represented on the Prop. 47 Local Advisory Committee (Committee) by Chief Deputy City Attorney Lara Easton and San Diego Police Department Assistant Chief Charles Kaye. These representatives of the City's prosecutorial and law enforcement agencies have analyzed the impacts of Prop. 47 on the City and helped develop the Project as presented in the attached grant application.

As the third largest metropolitan area in the State, San Diego has seen a surge in drug crimes, and a spike in recidivism, since the passage of Prop. 47. To address the needs of this population, on December 1, 2016, the City launched the San Diego Misdemeanants At-Risk Track (SMART) pilot program. SMART is designed to have a positive impact on improving public safety and reducing recidivism by ensuring that individuals impacted by Prop. 47 who suffer from substance abuse and/or mental health issues, are diverted from the criminal justice system.

SMART safely diverts these offenders, particularly those who are otherwise resistant to treatment and intervention, to a case manager, individualized substance abuse disorder treatment, mental health services, and tailored housing placements. Those who obtain stability are also provided with job skills training.

Though it is still in the pilot phase, SMART has proven successful in engaging individuals in treatment and reducing recidivism. As such, the City is committed to providing \$600,000 per year, for three years, to support and expand SMART. Leveraged with funds from the Board of State and Community Corrections, the City hopes to expand SMART citywide to provide the necessary treatment and supportive services to those impacted by Prop. 47.

With this application, the City seeks grant funds that will be used to expand and sustain programming that provides mental health services, substance abuse treatment and diversion in a manner consistent with the goals of Prop. 47.

Thank you for your consideration and support.

Sincerely,

A handwritten signature in blue ink, appearing to read "Kevin L. Faulconer", with a long horizontal flourish extending to the right.

Kevin L. Faulconer
Mayor of San Diego

KLF:ag



San Diego County Probation Department

Post Office Box 23597 • San Diego, California 92193-3597
www.sandiegocounty.gov/probation



Adolfo Gonzales, Chief Probation Officer

February 9, 2017

County of San Diego, Public Safety Group
1600 Pacific Highway, Room 205
San Diego, CA 92101

Dear Ms. Thrush:

The Probation Department is pleased to provide this letter in support of the San Diego Community Based Services and Recidivism Reduction Project and to provide a summary description of how we expect the project to impact our agency and the constituents we serve. The Probation Department, a department of the Lead Agency, has been represented on the Proposition 47 Local Advisory Committee by Dr. Geoff R. Twitchell, Treatment Director, and has contributed to the design of the Project as presented in the attached grant application and summarized herein.

The regional approach to the project is designed to improve public safety and reduce recidivism by providing that a group of low level misdemeanor offenders impacted by Proposition 47, with mental health and/or substance use disorder needs, have access to community-based services and support that will address their needs. As such, we are in support of the project goals which are:

1. To implement a successful and well-coordinated cross-sector approach to delivering project services in San Diego County's Central and North regions.
2. To improve capacity to identify and address the needs of Proposition 47 impacted individuals.
3. To increase access to services that align with principles of effective practice in criminal rehabilitation and which reduce recidivism for Proposition 47 impacted individuals.

It is anticipated that the project will have a positive impact by providing greatly needed substance abuse and mental health treatment, and supportive services to nonviolent adult misdemeanor offenders residing within our community. We welcome the addition of new grant funded resources to serve high need individuals. Moving forward, the Probation Department will coordinate with partner agencies to explore the potential use of the Correctional Program Checklist 2.0 to evaluate the ability of the project to consistently deliver effective programming and to assess the degree to which project services adhere to the principles of effective intervention.

Additionally, the Probation Department will work with all partner agencies to help ensure the success of the regional effort, by:

Protect community safety, reduce crime and assist victims through offender accountability and rehabilitation.

- Encouraging attendance at Proposition 47 Local Advisory Committee meetings
 - Encouraging participation at cross sector trainings
 - Encouraging participation at annual partner focus groups to discuss the impact of the project
- Reviewing and disseminating project reports to agency leadership and other interested community stakeholders

Thank you for your sustained efforts to support public safety and community wellbeing throughout the region. The Probation Department is committed to those efforts as a partner in this project.

Sincerely,



ADOLFO GONZALES
CHIEF PROBATION OFFICER

AG:dt

The Superior Court of California

COUNTY OF SAN DIEGO EXECUTIVE OFFICE OF THE COURT

MICHAEL M. RODDY
Executive Officer and Clerk
Jury Commissioner

Post Office Box 122724
San Diego, California 92112-2724
(619) 450-5478

February 1, 2017

Dorothy Thrush, Chief Operating Officer
County of San Diego, Public Safety Group
1600 Pacific Highway, Room 205
San Diego, CA 92101

Re: Impact and Support for the San Diego County Prop. 47 Grant Program

Dear Ms. Thrush:

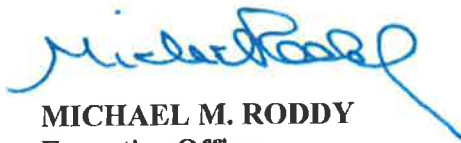
As Executive Officer of the San Diego Superior Court (the "Court"), I offer you this letter in support of the San Diego County Proposition 47 grant application to support regional community-based services and recidivism reduction.

The Court understands that this regional approach is designed to improve public safety and reduce recidivism by ensuring that those persons charged with, or convicted of, misdemeanor crimes falling within the parameters of Prop. 47 will have immediate access to community-based treatment services and support upon leaving the courtroom. The Court anticipates that this project will:

1. Link justice-involved people to services so that they do not revolve in and out of court or jail.
2. More quickly assess the needs of each person and refer them to the appropriate level of care in the community.
3. Improve engagement with treatment services so that people leave court with appointments to community treatment providers.

By aligning best practices which link the justice and treatment systems, the Court believes the Community-Based Recidivism Reduction Program will improve our regional recidivism reduction efforts by providing on-site engagement that will greatly assist those persons seeking or ordered to substance abuse treatment, mental health, and supportive services. San Diego Superior Court supports these efforts and will assist in the regional design and implementation of this program.

Sincerely,



MICHAEL M. RODDY
Executive Officer



County of San Diego

NICK MACCHIONE, FACHE
AGENCY DIRECTOR

HEALTH AND HUMAN SERVICES AGENCY
1600 PACIFIC HIGHWAY, ROOM 206, MAIL STOP P-501
SAN DIEGO, CA 92101-2417
(619) 515-6555 • FAX (619) 515-6556

DEAN ARABATZIS
CHIEF OPERATIONS OFFICER

February 13, 2017

Dorothy Thrush, Chief Operations Officer
Public Safety Group
County of San Diego
1600 Pacific Highway
San Diego, CA 92101

Dear Ms. Thrush:

The Health and Human Services Agency is pleased to provide this letter in support of the San Diego Community-Based Services and Recidivism Reduction Project. The regional approach to the project is designed to improve public safety and reduce recidivism by providing low level misdemeanor offenders impacted by Proposition 47 with services to address mental health and/or substance use disorder needs in community-based settings. As such, we are in support of new grant funded resources to serve high need individuals and the project goals which include:

1. To implement a successful and well-coordinated cross-sector approach to delivering project services in San Diego County's Central and North regions.
2. To improve capacity to identify and address the needs of Proposition 47 impacted individuals.
3. To increase access to substance abuse and mental health treatment and supportive services that align with principles of effective practice in criminal rehabilitation and which reduce recidivism for Proposition 47 impacted individuals.

The Health and Human Services Agency has been represented on the Proposition 47 Local Advisory Committee by Susan Bower, Assistant Director of Integrative Services, and has contributed to the design of this project. Additionally, the Health and Human Services Agency will work with all partner agencies to help ensure the success of the regional effort, by:

- Coordinating with partner agencies to ensure the development of service protocols; the implementation of project specific behavioral health services; and capacity building to include training in trauma-informed care, cultural competency and evidence based practices.
- Encouraging attendance at Proposition 47 Local Advisory Committee meetings
- Encouraging participation at cross sector trainings
- Encouraging participation at annual partner focus groups to discuss the impact of the project
- Reviewing and disseminating project reports to agency leadership and other interested community stakeholders

This effort aligns with *Live Well San Diego*, the County's long term vision for a healthy, safe and thriving region. The County is committed to the betterment of its communities, and to that end, we support San Diego Community-Based Services and Recidivism Reduction Project.

Sincerely,

A handwritten signature in black ink, appearing to read "Nick Macchione".

NICK MACCHIONE, FACHE
Agency Director



San Diego County Sheriff's Department

Post Office Box 939062 • San Diego, California 92193-9062



William D. Gore, Sheriff

January 30, 2017

Ms. Dorothy Thrush
Chief Operations Officer
Public Safety Group – County of San Diego
1600 Pacific Highway, Room 205
San Diego, CA 92101

Dear Ms. Thrush:

The San Diego County Sheriff's Department is pleased to provide this letter in support of the San Diego Community Based Services and Recidivism Reduction Project and to provide a summary description of how we expect the project to impact our agency and the constituents we serve. The San Diego County Sheriff's Department, as a department of the Lead Agency and the office of an elected official, has been represented on the Proposition 47 Local Advisory Committee via Commander Will Brown and has contributed to the design of the Project as presented in the attached grant application and summarized herein.

It is our understanding, based upon our participation at the committee meetings, that the project enhanced services and coordinated approaches designed to improve public safety and reduce recidivism by ensuring that a target population of low level misdemeanor offenders, i.e. those impacted by Proposition 47, with mental illness and/or substance abuse problems, are provided access to community-based services and supports that will address these needs. We are in full support of the project goals which are:

1. To implement a successful and well-coordinated cross-sector approach to delivering project services in San Diego County's Central and North regions.
2. To improve capacity to identify and address the needs of Proposition 47 impacted individuals.
3. To increase access to services that align with principles of effective practice in criminal rehabilitation and which reduce recidivism for Proposition 47 impacted individuals.

It is anticipated that the project will have a positive impact on the region by providing greatly needed substance abuse treatment, mental health and supportive services to nonviolent adult misdemeanor offenders residing within our community to support community safety. We welcome the addition of new grant funded resources to serve high need individuals who as repeat offenders are known to our department. We understand that project is designed to reduce

recidivism, including incidences of custody, and improve individuals' success in the community, thus it is not anticipated to have a financial or operational impact on our department.

Moving forward, the San Diego County Sheriff's Department will work with all the partner agencies to help ensure the success of the COBRR Project through strategies that include:

- Encouraging attendance of staff at Proposition 47 Local Advisory Committee meetings
- Encouraging participation of staff at cross sector trainings
- Review and dissemination of project reports to department leadership and other interested community stakeholders

Thank you for including the San Diego County Sheriff's Department as part of the regional project and for your sustained efforts to support public safety and community wellbeing throughout the region.

Sincerely,

A handwritten signature in black ink, appearing to read "William D. Gore". The signature is fluid and cursive, with the first name "William" being more prominent.

William D. Gore, Sheriff

WDG:haf



REGIONAL TASK FORCE
ON THE HOMELESS
OUR COMMUNITY • OUR HOMELESS • OUR ISSUES

February 1, 2017

Dear Ms. Thrush:

The Regional Task Force on the Homeless is pleased to provide this letter in support of the San Diego Community Based Services and Recidivism Reduction Project and to provide a summary description of how we expect the project to join our region's collective impact approach to addressing the complex issues related to people involved in the justice system and experiencing housing instability or homelessness. The voting member of the Regional Task Force on the Homeless includes two public housing authorities, the San Diego Housing Commission and the County Department of Housing and Community Development.

This project, a partnership of the County of San Diego and the City of San Diego, is a coordinated approach to services to improve public safety and reduce recidivism by ensuring that a target population of low level misdemeanor offenders (i.e. those impacted by Proposition 47), with mental illness and/or substance abuse problems, are provided access to community-based services and supports that will address these needs. We recognize that over half of the individuals struggling with these issues also have experienced homelessness. We are in full support of the project goals which are:

1. To implement a successful and well-coordinated cross-sector approach to delivering project services in San Diego County's Central and North regions.
2. To improve capacity to identify and address the needs of Proposition 47 impacted individuals.
3. To increase access to services that align with principles of effective practice in criminal rehabilitation and which reduce recidivism for Proposition 47 impacted individuals.

It is anticipated that the project will have a positive impact on the region by providing greatly needed substance abuse treatment, mental health and supportive services to nonviolent adult misdemeanor offenders residing within our community. We welcome the addition of new grant funded resources to serve high need individuals who are experiencing homelessness and who will be connected to regional resources through the Coordinated Assessment Housing Placement System.

Moving forward, the Regional Task Force on the Homeless will work with the County of San Diego to help ensure the success of the regional effort COBRR through strategies that include:

- Encouraging attendance of staff at Proposition 47 Local Advisory Committee meetings
- Encouraging participation of staff at cross sector trainings
- Review and dissemination of project reports to department leadership and other interested community stakeholders

Thank you for including Regional Task Force on the Homeless as part of the project and for your sustained efforts to support public safety and community wellbeing throughout the region.

Sincerely,

Richard C. Gentry
President and Chief Executive Officer
San Diego Housing Commission



THE CITY OF SAN DIEGO

February 13, 2017

Dear Ms. Thrush:

The San Diego Police Department (SDPD) is pleased to provide this letter in support of the San Diego Community Based Services and Recidivism Reduction Project (Project) and to provide a summary description of how we expect the Project to impact our agency. SDPD is represented on the Proposition (Prop.) 47 Local Advisory Committee (Committee) via Assistant Chief Charles Kaye and has contributed to the design of the Project as presented in the attached grant application. SDPD is also partners with the San Diego City Attorney's Office in its operation of the San Diego Misdemeanants At-Risk Track (SMART) program, a major component of the proposed Project.

It is our understanding, based upon our participation at the Committee meetings, that the Project will enhance services and coordinate approaches designed to improve public safety and reduce recidivism, by ensuring that a target population of those impacted by Prop. 47 with mental illness and/or substance abuse problems, are diverted from the criminal justice system and provided access to community-based services and supports to address their underlying criminogenic needs.

The idea behind Prop. 47 is to provide rehabilitation services to those suffering from drug addiction. SDPD is in full support of the Project goals which are:


1. To implement a successful and well-coordinated cross-sector approach to delivering Project services in San Diego.
2. To improve capacity to identify and address the needs of Prop. 47 impacted individuals.
3. To increase access to services that align with principles of effective practice in criminal rehabilitation and reduce recidivism for Prop. 47 impacted individuals.

Moving forward, SDPD will work with all the partner agencies to help ensure the success of the Project through strategies that include, but are not limited to:

1. Requiring attendance of staff at Committee meetings.
2. Requiring participation of staff at cross sector trainings.
3. Review and dissemination of Project reports and statistics to department leadership and other interested community stakeholders.

Thank you for including SDPD as part of the Project and for your sustained efforts to support public safety.

Sincerely,


Shelley Zimmerman
Chief of Police



Dorothy Thrush
Chief Operations Officer
County of San Diego, Public Safety Group
Room 205
1600 Pacific Highway
San Diego, California 92120

Dear Ms. Thrush:

The Escondido Police Department is providing this letter in support of a regional approach known as the San Diego Community Based Services and Recidivism Reduction Program and to provide a summary description of how we expect the project to impact our community and the constituents we serve.

The regional approach is designed to improve public safety and reduce recidivism by providing that a group of low level misdemeanor offenders impacted by Proposition 47, with mental illness and/or substance abuse needs, are provided access to community-based services and supports that will address these needs. We are in support of the project goals which are:

1. To implement a successful and well-coordinated cross-sector approach to delivering project services in San Diego County's Central and North regions.
2. To improve capacity to identify and address the needs of Proposition 47 impacted individuals.
3. To increase access to services that align with principles of effective practice in criminal rehabilitation and which reduce recidivism for Proposition 47 impacted individuals.

It is anticipated that the project will have a positive impact on our organization and jurisdiction by providing greatly needed substance abuse treatment, mental health and supportive services to nonviolent adult misdemeanor offenders residing within our community. Moving forward, the Escondido Police Department will work with the County of San Diego and the regional representatives of county departments to ensure the integration of this project with local public safety efforts and support the engagement of local community stakeholders in the delivery of services by:

- Encouraging attendance at Proposition 47 Local Advisory Committee meetings
- Encouraging participation at cross sector trainings
- Encouraging participation at annual partner focus groups to discuss the impact of the project
- Review and dissemination of project reports to agency leadership and other interested community stakeholders

Thank you for including the North Region of San Diego County as part of the project and for your sustained efforts to support public safety and community wellbeing.

Sincerely,

A handwritten signature in blue ink, appearing to read "Craig Carter". The signature is fluid and cursive, with the first name "Craig" and last name "Carter" clearly distinguishable.

Craig Carter
Chief of Police

JESUS RODRIGUEZ
ASSISTANT DISTRICT ATTORNEY

OFFICE OF
THE DISTRICT ATTORNEY
COUNTY OF SAN DIEGO
BONNIE M. DUMANIS
DISTRICT ATTORNEY

San Diego
330 West Broadway
San Diego, CA 92101
(619) 531-4040

San Diego County District Attorney

February 7, 2017

Dear Ms. Thrush:

The Office of the District Attorney is pleased to provide this letter in support of the San Diego Community Based Services and Recidivism Reduction Project and to provide a summary description of how we expect the project to impact our agency and the constituents we serve. The Office of the District Attorney, as a department of the Lead Agency and as the office of an elected official, has been represented on the Proposition 47 Local Advisory Committee via Michelle Bush, Chief of Administrative Services and has contributed to the design of the Project as presented in the attached grant application and summarized herein.

It is our understanding based upon our participation at the committee meetings that the project is designed to improve public safety and reduce recidivism by ensuring that a target population of low level misdemeanor offenders i.e. those impacted by Proposition 47, with mental illness and/or substance abuse problems, are provided access to community-based services and supports that will address these needs. We are in full support of the project goals which are:

1. To implement a successful and well-coordinated cross-sector approach to delivering project services in San Diego County's Central and North regions.
2. To improve capacity to identify and address the needs of Proposition 47 impacted individuals.
3. To increase access to services that align with principles of effective practice in criminal rehabilitation and which reduce recidivism for Proposition 47 impacted individuals.

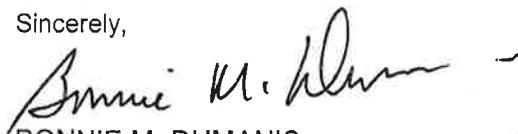
It is anticipated that the project will have a positive impact on the region by providing greatly needed substance abuse treatment, mental health and supportive services to nonviolent adult misdemeanor offenders residing within our community. We welcome the addition of new grant funded resources to serve these high need individuals. We understand that the project is designed to reduce recidivism, including incidences of returning to court, and to improve individuals' success in the community, thus it is not anticipated to have a financial or operational impact on our department.

Moving forward, the Office of the District Attorney will work with all the partner agencies to help ensure the success of the regional effort through strategies that include:

- Encouraging attendance of staff at Proposition 47 Local Advisory Committee meetings
- Encouraging participation of staff at cross sector trainings
- Review and dissemination of project reports to department leadership and other interested community stakeholders

Thank you for including the Office of the District Attorney as part of the project and for your sustained efforts to support public safety and community wellbeing throughout the region.

Sincerely,


BONNIE M. DUMANIS
San Diego County District Attorney



County of San Diego

PRIMARY PUBLIC DEFENDER
450 B STREET, SUITE 900
SAN DIEGO, CA 92101
619-338-4700
FAX: 619-338-4811

DEPARTMENT OF THE PUBLIC DEFENDER

HENRY C. COKER
PUBLIC DEFENDER
619-338-4797

ALTERNATE PUBLIC DEFENDER
450 B STREET, SUITE 1200
SAN DIEGO, CA 92101
619-446-2900
FAX: 619-446-2955

OFFICE OF ASSIGNED COUNSEL
450 B STREET, SUITE 840
SAN DIEGO, CA 92101
619-338-4800
FAX: 619-236-1108

MULTIPLE CONFLICTS OFFICE
450 B STREET, SUITE 1210
SAN DIEGO, CA 92101
619-446-2909
FAX: 619-446-2941

February 13, 2017

Dear Ms. Thrush:

The Public Defender is pleased to provide this letter in support of the San Diego Community Based Services and Recidivism Reduction Project and to provide a summary description of how we expect the project to impact our agency and the constituents we serve. The Public Defender, a department of the Lead Agency, has been represented on the Proposition 47 Local Advisory Committee by Julie Gibson, Supervising Attorney, Special Courts Division, and has contributed to the design of the project as presented in the attached grant application and summarized herein.

The regional approach to the project is designed to improve public safety and reduce recidivism by providing a group of low level misdemeanor offenders, impacted by Proposition 47, and with mental health and/or substance use disorder needs, access to community-based services and support which will address these needs. We are in support of the project goals, which include:

1. To implement a successful, well-coordinated cross-sector approach to delivering the above-mentioned services in San Diego County's Central and North regions.
2. To improve capacity to identify the mental health and substance abuse rehabilitative needs of criminal defendants impacted by Proposition 47.
3. To address these needs by increasing access to services which align with principles of effective rehabilitation to reduce recidivism by criminal defendants impacted by Proposition 47.
4. To create a uniform system to collect data and best capture outcomes that are linked to the objectives of the program.

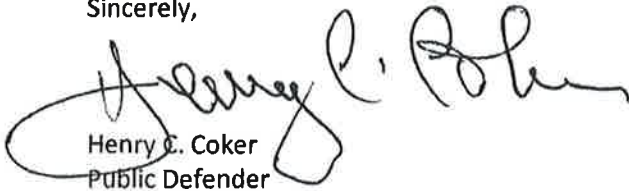
We anticipate the project will have a positive impact by providing greatly needed substance abuse and mental health treatment and supportive services to nonviolent adult misdemeanor offenders residing within our community. We welcome the addition of new grant-funded resources to serve these high needs individuals. Moving forward, the Public Defender will assist partner agencies in developing protocols for identifying and referring clients impacted by Proposition 47 to the project, when in the best interests of these clients.

Additionally, the Public Defender will work with all partner agencies to help ensure the success of the regional effort, by:

- Attending Proposition 47 Local Advisory Committee meetings;
- Participating in cross-sector trainings;
- Participating in annual partner focus groups to discuss and evaluate the impact of the project on the targeted clients;
- Reviewing and disseminating project reports to agency leadership and other interested community stakeholders.

Thank you for your sustained efforts to support and improve public safety and community wellbeing throughout the region. The Public Defender is committed to those efforts as a partner in this project.

Sincerely,



Henry C. Coker
Public Defender

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Assembly California Legislature



TODD GLORIA
ASSISTANT MAJORITY WHIP
ASSEMBLYMEMBER, SEVENTY-EIGHTH DISTRICT

COMMITTEES
AGING AND LONG-TERM CARE
EDUCATION
GOVERNMENTAL ORGANIZATION
VETERANS AFFAIRS
WATER, PARKS, AND WILDLIFE

February 14, 2017

Dorothy Thrush
Chief Operations Officer
County of San Diego, Public Safety Group
Room 205
1600 Pacific Highway
San Diego, CA 92101

Dear Ms. Thrush:

As the California State Assemblymember for the 78th District, I am pleased to support the joint application of the City of San Diego and County of San Diego in requesting Proposition 47 grant funds for the San Diego Community Based Services and Recidivism Reduction Project.

I have been a longtime supporter of the City's San Diego Misdemeanants At-Risk Track (SMART) program. SMART is designed to have a positive impact on improving public safety and reducing recidivism by ensuring that individuals impacted by Proposition 47, who suffer from substance abuse and/or mental health issues, are diverted from the criminal justice system. SMART safely diverts these offenders, particularly those who are otherwise resistant to treatment and intervention, to a case manager, individualized substance abuse disorder treatment, mental health services, and tailored housing placements. Those who obtain stability are also provided with job skills training.

Though it is still in the pilot phase, SMART has proven success in engaging individuals in treatment and reducing recidivism. With Proposition 47 grant funds, I look forward to the City's expansion of SMART citywide. Together with the County's proposal, the City and County can provide a holistic intervention to address the needs of all San Diegans affected by Proposition 47, including many of the constituents whom I serve.

Thank you for your consideration and support.

Sincerely,

A handwritten signature in black ink, appearing to read "Todd Gloria", written over a horizontal line.

TODD GLORIA
Assemblymember
78th Assembly District

Attachment I
Proposition 47 Project Work Plan

Goal 1: To implement a successful and well-coordinated cross-sector approach to meeting the needs of Prop 47 impacted individuals through the CoSRR and SMART Diversion projects.

Objective 1: Engage 300+ project staff and stakeholders in training activities that strengthen individual, organizational, and collaborative capacity throughout the grant period.

Objective 2: Engage 10+ CBOs with diverse staffing, including system-impacted individuals, in the delivery of project services as contracted or subcontracted partners during the grant period.

Project Activities	Responsible staff/ partners	Start	End
1. Coordinate 14+ Prop 47 Local AC meetings	1. County Project Manager	6/16/17	8/15/20
2. Develop or expand contracts with 10+ CBOs in Central and North Regions to deliver project services, including CBOs with diverse staffing	2. City and County Project Managers, with grant funds contracted through Lead Agency	6/16/17	9/30/17
3. Develop partnering arrangements to pair 2-3 CBOs with nontraditional CBOs	3. Contracted CBOs	6/18/17	2/28/18
4. Identify and minimize barriers to contracting with CBOs with diverse staffing/nontraditional service models	4. County of San Diego	1/10/17	6/30/20
5. Coordinate 10+ trainings in EBPs, Trauma Informed Care and principles of effective practice in criminal rehabilitation	5. County of San Diego	7/1/17	6/30/20

Goal 2: To improve capacity to identify and address the needs of Prop. 47 impacted individuals.

Objective 1: Recruit and assess 400-600 Prop. 47 impacted individuals over the grant period.

Objective 2: Engage 200+ participants and community members in providing feedback each year.

Project Activities	Responsible staff/ partners	Start	End
1. Approve project referral, intake and screening protocols	1. Prop. 47 Local AC	1/7/17	9/30/17
2. Approve actuarial assessment tool(s)	2. Prop. 47 Local AC	1/7/17	9/30/17
3. Identify project participants	3. County and City	1/10/17	8/15/20
4. Assess project participants	4. CBOs	1/10/17	8/15/20
5. Collect participant feedback surveys	5. CBOs	1/1/18	8/15/20
6. Facilitate focus groups with community	6. Evaluator	1/5/18	8/15/20

Goal 3: To increase access to services that align with principles of effective practice in criminal rehabilitation and which reduce recidivism for Prop. 47 impacted individuals.

Objective 1: Provide substance abuse treatment and/or mental health services to 400-600 individuals in all project areas over the grant period.

Objectives 2: Provide supportive services to 400-600 individuals over the grant period.

Project Activities	Responsible staff/ partners	Start	End
1. Deliver substance abuse, mental health treatment and/or diversion services	1. CBOs	1/10/17	8/15/20
2. Deliver supportive services including housing, transportation, employment, education, peer mentoring.	2. CBOs, including those with diverse staffing	1/10/17	8/15/20

Attachment J

List of Partner Agencies/Organizations

Lead Public Agency: The County of San Diego, Chief Administrative Office, Public Safety Group Executive Office

Other Public Agency Partners

	Name of Agency	2-3 sentence description of services to be provided
1	County of San Diego Health and Human Services Agency - HHSA (Department of the Lead Agency)	HHSA, Behavioral Health Services (BHS) will have representation on the Local Prop. 47 Advisory Committee (AC) and Project Coordinating Council, and will participate in the development of protocols and implementation of project direct services and capacity building to include training in trauma informed care, cultural competency and evidence-based CBT. BHS will develop and monitor contracts with CBOs in the Central and North regions for delivery of core (substance abuse treatment, mental health services and case management) CoSRR services and supportive services (housing, care coordination, job training etc.) using grant funds and will facilitate leverage of additional services in support of project outcomes.
2	County of San Diego Probation Department (Department of the Lead Agency)	County of San Diego Probation Department will have representation on the AC and will participate in the development of protocols and implementation of project capacity building activities to include training in Principles of Effective Practice in Criminal Rehabilitation. Probation staff will work with the AC and Project Evaluator to explore the potential for use of the Correctional Program Checklist 2.0 to evaluate the ability of the project to consistently deliver effective programming and to assess the degree to which the project adheres to the principles of effective intervention.
3	County of San Diego Public Defender (Department of the Lead Agency)	The County of San Diego Public Defender's Office will have representation on the AC and will assist in the development of protocols for identifying and referring Prop. 47 impacted individuals to the project and ensuring client confidentiality.
4	San Diego County Sheriff (Elected Official – Department of the Lead Agency)	San Diego County Sheriff's Department will have representation on the AC and will assist in the development of protocols for identifying and referring Prop. 47 impacted individuals to the project. The department will also work with the Project Evaluator to provide access to data (i.e. arrests, bookings, and jail stays) in support of the project evaluation plan.
5	San Diego County	San Diego County District Attorney's Office will have

	District Attorney (Elected Official – Department of the Lead Agency)	representation on the AC and the Project Coordinating Council, and will assist in the development of protocols for identifying and referring Prop. 47 impacted individuals to the project. The office will also work with the Project Evaluator to provide access to data (i.e. convictions) in support of the project evaluation plan. This office will also support the operation of the CARE Center. The CARE Center will contract with CBO partners (40+ organizations) and provide capacity building activities.
6	San Diego Superior Court	One or more representatives from the San Diego Superior Court will serve on the Project Coordinating Council to facilitate development and implementation of services within Misdemeanor Courts in Central and North regions that will identify, screen and connect Prop. 47 impacted individuals to project services.
7	City of San Diego – Mayor's Office	The City of San Diego Mayor's Office will provide executive support for the project, through The Nonprofit Academy, a partnership between the City of San Diego's Commission for Arts and Culture and Economic Development Department and the University of San Diego's Institute for Nonprofit Education and Research. The Nonprofit Academy is a nonprofit accelerator program that seeks to expand the capacity of local nonprofit organizations to effectively apply for and utilize the City's grant resources, as well as attract private funding.
8	San Diego City Attorney's Office	The San Diego City Attorney's Office will be represented on the AC and Project Coordinating Council and will oversee implementation of the SMART Diversion Program including monitoring of contracts with FHCS and other CBOs. This office will work closely with the Lead Agency to ensure the delivery of an integrated regional approach to meeting the needs of Prop. 47 impacted individuals. The Office will also work with the Project Evaluator to provide access to data (i.e. diverted cases and convictions) in support of the project evaluation plan.
9	San Diego Police Department	San Diego Police Department (SDPD) will work closely with the San Diego City Attorney's Office to implement the SMART Diversion Program. SDPD officers will refer individuals cited or arrested for Prop. 47 misdemeanors to the SMART Diversion Program core partner (FHCS) for eligibility screening and needed services.
10	San Diego Housing Commission (SDHC), County	The SDHC, the County Housing agency and the RTFH will work with the Lead Agency and San Diego City Attorney's Office to support efforts to link project

	Housing agency and Community Development and the Regional Task Force on the Homeless (RTFH)	participants to housing resources such as subsidized housing through Permanent Supportive Housing (PSH) and short-term rental assistance through Rapid Re-Housing programs (RRH), and through the Coordinated Assessment and Housing Placement (CAHP) system.
11	City of Escondido Police Department	City of Escondido will work with the Lead Agency and regional BHS staff to ensure integration of the project with other local public safety efforts and to support engagement of community stakeholders in the delivery of successful rehabilitative and recovery services to Prop. 47 impacted individuals.

Non-Governmental, Community-Based Partners (if known)

	Name of Organization	2-3 sentence description of services to be provided
1	Family Health Centers of San Diego	FHCSD will provide core services to Prop. 47 impacted individuals through the expansion of the SMART Diversion program. Will provide screening, intake and assessment, substance abuse treatment, case management and mental health services to project participants and will coordinate access to other needed services. FHSCD will also participate in project planning (through Project Coordinating Council), capacity building (training) and evaluation activities.
2	Housing & Job Readiness CBO(s)	CBO(s) will provide transitional housing to Prop. 47 individuals with co-occurring substance use disorders and/or mental health disorders. CBO(s) will also deliver a tailored work-readiness training, job training and placement that will prepare participants for self-sufficiency. CBO(s) will also participate in project planning (through Project Coordinating Council), capacity building (training) and evaluation activities.
3	University of San Diego	As noted under #7 "Other Public Agency Partners" above, the University will provide access to a two-day comprehensive training and technical assistance Non-Profit Academy program, aimed at building capacity of smaller CBOs, including those that work predominantly with underserved populations, to successfully manage government contracts. This program is funded by the City Economic Development Office and will be leveraged to support potential project contractors.
4	Evaluator (TBD)	Oversee development and implementation of a project evaluation plan to include process, outcome, and formative

		evaluation, fidelity monitoring using a mixed method research design. Deliver and support dissemination of project reports as required.
5	Community Based Organizations for core services (TBD)	Grant funding will be provided to two or more experienced CBOs to deliver core services: screening, intake and assessment, substance abuse treatment, case management and mental health services to project participants and to coordinate access to other needed services including supportive services provided by other grant funded CBOs. These CBOs will also participate in project planning (through Project Coordinating Council), capacity building (training) and evaluation activities.
6	Community based organizations for supportive services (TBD)	Grant funding will be provided to ten or more CBOs including those that are led by, or staffed with, individuals who are system impacted or who have same/similar life experiences as the target population to provide services that build participant capacity for self-sufficiency and recovery. Contracted services will include: rapid re-housing; job training and placement; peer-mentoring; care coordination; holistic and/or culturally focused counseling or wellness services; services or resources to meet transportation needs (i.e. bus passes); civil legal services, and support to cover participant costs associated with occupational skills training or post-secondary education. These CBOs will also participate in project planning (through Project Coordinating Council), capacity building (training) and evaluation activities.

Resolution No. 17-005
Meeting Date: 02/14/2017 (2)

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE
COUNTY OF SAN DIEGO RELATING TO THE PROPOSITION 47 GRANT
PROGRAM REQUEST FOR PROPOSALS

WHEREAS the County of San Diego desires to participate in the Proposition 47 Grant administered by the Board of State and Community Corrections (hereafter referred to as BSCC).

NOW, THEREFORE, BE IT RESOLVED that the Chief Administrative Officer or designee be authorized on behalf of the San Diego County Board of Supervisors to submit the grant proposal for this funding and sign the Grant Agreement with the BSCC, including any amendments thereof.

BE IT FURTHER RESOLVED that grant funds received hereunder shall not be used to supplant expenditures controlled by this body.

BE IT FURTHER RESOLVED that the County of San Diego agrees to abide by the terms and conditions of the Grant Agreement as set forth by the BSCC.

APPROVED AS TO FORM AND LEGALITY
COUNTY COUNSEL
BY
Mark Day, Senior Deputy

ON MOTION of Supervisor Horn, seconded by Supervisor Cox, the above Resolution was passed and adopted by the Board of Supervisors, County of San Diego, State of California, on this 14th day of February, 2017, by the following vote:

AYES: Cox, Jacob, Gaspar, Horn

ABSENT: Roberts

- - -

STATE OF CALIFORNIA)

County of San Diego)^{SS}

I hereby certify that the foregoing is a full, true and correct copy of the Original Resolution entered in the Minutes of the Board of Supervisors.

DAVID HALL

Clerk of the Board of Supervisors

By: _____

Diana Lopez, Deputy



Resolution No. 17-005

Meeting Date: 02/14/17 (2)

**COUNTY OF SAN DIEGO
BOARD OF SUPERVISORS
TUESDAY, FEBRUARY 14, 2017**

MINUTE ORDER NO. 2

SUBJECT: PUBLIC SAFETY GROUP – REQUEST TO APPLY FOR AND ACCEPT GRANT FUNDS FOR THE PROPOSITION 47 GRANT PROGRAM FROM THE BOARD OF STATE AND COMMUNITY CORRECTIONS AND AUTHORIZE RELATED PROCUREMENT ACTIONS INCLUDING CONTRACT AMENDMENTS, NEW COMPETITIVE AND SINGLE/SOLE SOURCE PROCUREMENTS (DISTRICTS: ALL)

OVERVIEW:

Proposition 47 was a voter-approved initiative on the November 2014 ballot that reduced certain felony drug and theft crimes to misdemeanors and enacted the Safe Neighborhoods and Schools Act, which designates that 65 percent of the State corrections savings from Proposition 47 shall be used to fund mental health and substance abuse treatment programs to reduce recidivism of people in the justice system. The Board of State and Community Corrections (BSCC) is the administrator of the Proposition 47 Grant Program, and on November 18, 2016, the BSCC released the guidelines for counties to apply for funding through a competitive process. The Proposition 47 Grant Program notice of intent to apply was submitted by the County on January 20, 2017.

Today's request is to authorize the Chief Administrative Officer, or designee, to submit a regional application and, if awarded, accept Proposition 47 Grant Program funds in the amount of up to \$6,000,000, for the period June 16, 2017, through August 15, 2020, from the BSCC. The County of San Diego has developed a regional proposal in partnership with the City of San Diego, and the County will serve as the Lead Agency. This proposal will leverage State funds with other specified funds to increase the impact of the regional proposal. This is also a request to authorize the Chief Administrative Officer, or designee, to execute all required grant documents from the BSCC; adopt a resolution relating to the Proposition 47 Grant Program; and authorize procurement actions, including related amendments to existing contracts, and competitive and single/sole source procurements, if funds are awarded, to provide the services proposed in the grant application. If awarded, funds will be used to provide substance use disorder treatment and mental health services, through coordinated programs with community based interventions and supportive services, to persons impacted by Proposition 47 to improve community safety and support improved health outcomes.

FISCAL IMPACT:

There is no current year fiscal impact associated with the grant application for the Proposition 47 Grant Program funds. If authorized to apply for and subsequently awarded grant funding, this request will result in estimated costs and revenue of \$2,791,827 in Fiscal Year 2017-2018, \$3,943,392 in Fiscal Year 2018-2019, \$3,616,121 in Fiscal Year 2019-2020 and \$328,738 in Fiscal Year 2020-2021. The grant award would recover all direct costs but not costs associated with administrative overhead and support, which are proposed to be supported by leveraged funds. The funding sources for the 38-month grant period are revenue from the California State Treasury Safe Neighborhoods and Schools Fund, through the California Board of State and

Community Corrections (\$6,000,000), federal Medi-Cal reimbursement (\$973,560), and the County Local Revenue Fund 2011, Community Corrections Subaccount (\$3,697,112). If funds are awarded to the region, staff will return to Board of Supervisors to establish appropriations for the program as necessary. There will be no change in net General Fund cost. The award of state funds for this proposal will result in one additional staff year, which will be supported with leveraged funds, to coordinate the grant program and contracts.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER

1. Waive Board Policy B-29, Fees, Grants, Revenue Contracts – Department Responsibility for Cost Recovery, which requires 15 day prior approval of grant applications and full cost recovery for grants and revenue contracts.
2. Authorize the Chief Administrative Officer or designee to apply for Proposition 47 Grant Program funds for the period June 16, 2017, to August 15, 2020, and, if awarded, to accept up to \$6,000,000 in grant funds, provided there are no material changes to the grant terms and funding levels.
3. Adopt a resolution entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO RELATING TO THE PROPOSITION 47 GRANT PROGRAM REQUEST FOR PROPOSALS.
4. Authorize the Chief Administrative Officer or designee to review and execute all required grant and grant related documents for the Proposition 47 Grant Program, including any extensions, amendments and/or revisions thereof that do not materially impact or alter the services or funding level.
5. In accordance with Section 401, Article XXIII of the County Administrative Code authorize the Director, Department of Purchasing and Contracting to, subject to available funding, amend existing contracts; issue new competitive solicitations; and award single/sole source contracts with current county providers, as may be necessary and in the County's best interest, for behavioral health treatment services and for services supporting the Proposition 47 Grant Program; and upon successful negotiations and determination of a fair and reasonable price, to make contract amendments and awards subject to the award of grant funds and as authorized by the Health and Human Services Agency Director or by the District Attorney, and to amend such contracts as needed from time to time to reflect changes to services and funding as included in the Proposition 47 Grant Program and other funding sources. These contracts may include peer mentoring, vocational, educational, housing and other services and substance abuse and mental health treatment programs to reduce recidivism.
6. In accordance with Board Policy A-87, Competitive Procurement, waive the advertising requirement of Board Policy A-8, and authorize the Director, Department of Purchasing and Contracting, to enter into negotiations with current providers for these program services,

such as, but not limited to, Family Health Centers of San Diego, and subject to successful negotiation and determination of a fair and reasonable price, to execute agreements for services including behavioral health, transitional housing and vocational services, subject to the award of grant funds and the approval of the Health and Human Services Agency Director, and to amend such contracts as needed from time to time to reflect changes to services and funding as included in the Proposition 47 Grant and other funding sources.

7. Authorize the Chief Administrative Officer or designee to apply for and accept grant funding from the Board of State and Community Corrections for the Proposition 47 Grant Program in subsequent years provided there are no material changes to the grant terms and funding levels.
8. Authorize the Chief Administrative Officer or designee to review and execute all required grant and grant related documents for the Proposition 47 Grant Program in subsequent years, including any extensions, amendments and/or revisions thereof that do not materially impact or alter the services or funding level.

ACTION:

ON MOTION of Supervisor Horn, seconded by Supervisor Cox, the Board took action as recommended, on Consent, adopting Resolution No. 17-005, entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO RELATING TO THE PROPOSITION 47 GRANT PROGRAM REQUEST FOR PROPOSALS.

AYES: Cox, Jacob, Gaspar, Horn

ABSENT: Roberts

State of California)

County of San Diego) §

I hereby certify that the foregoing is a full, true and correct copy of the Original entered in the Minutes of the Board of Supervisors.

DAVID HALL

Clerk of the Board of Supervisors

By 
Marvice E. Mazyck, Chief Deputy



**Office of
The City Attorney
City of San Diego**

**MEMORANDUM
MS 59**

(619) 533-5800

DATE: June 28, 2017

TO: Honorable Mayor and Councilmembers

FROM: City Attorney

SUBJECT: Discretionary Land Use Permit Findings and Standard of Review

INTRODUCTION

On June 28, 2017, the Public Safety and Livable Neighborhoods Committee will consider providing a recommendation on the acquisition of 1788 Palm Avenue (Super 8 Motel) for the San Diego Misdemeanants At-Risk Track (SMART) Program. While the item before Committee and eventually City Council is confined to the acquisition of the Palm Avenue property, several questions have been raised concerning the land use entitlement process. It is anticipated that this project may require discretionary approvals, including a discretionary land use permit. However, since an application for a development project has not been submitted to the Development Services Department, the typical review process has not occurred to determine all of the necessary approvals. As such, the purpose of this memorandum is to provide general guidance on discretionary land use permits and findings.

ANALYSIS

I. DISCRETIONARY LAND USE PERMITS

Discretionary land use permits are generally required for those types of development and uses that the local authority does not want to allow by right, but may decide to allow with the flexibility of additional conditions and restrictions. 7 Miller & Starr, Cal. Real Estate § 21.9 (4th ed. 2017). In the City of San Diego, “findings” must be made to support the approval of discretionary land use permits. Findings, as defined in the San Diego Municipal Code (Municipal Code or SDMC) are “determinations based upon a statement or set of statements of factual evidence that are used as the criteria for making a decision on a discretionary action.” SDMC § 113.0103. For example, the findings necessary for a Conditional Use Permit approval are:

- (a) The proposed *development* will not adversely affect the applicable *land use* plan;

- (b) The proposed *development* will not be detrimental to the public health, safety, and welfare;
- (c) The proposed *development* will comply with the regulations of the Land Development Code including any allowable deviations pursuant to the Land Development Code; and
- (d) The proposed use is appropriate at the proposed location.

SDMC § 126.0305.

Findings need to adequately articulate the factors upon which the decision is based so as to allow meaningful review. *Gallegos v. State Bd. of Forestry*, 76 Cal. App. 3d 945, 951 (1978). They must “bridge the analytic gap between the raw evidence and ultimate decision or order” and must be supported by substantial evidence. *Topanga Assn. for a Scenic Community v. County of Los Angeles*, 11 Cal. 3d 506, 513-17 (1974). This substantial evidence may include staff reports, public comment, any environmental document, and any other information in the record. *Id.* at 515. The evidence “must be reasonable in nature, credible, and of solid value” *Phelps v. State Water Resources Control Board*, 157 Cal. App. 4th at 89, 99 (2007) (quoting *DiMartino v. City of Orinda*, 80 Cal. App. 4th 329, 336 (2000)). There needs to be enough relevant information and reasonable inferences from this information to support the conclusion reached, even if other conclusions can be made. *San Franciscans Upholding the Downtown Plan v. City & County of San Francisco*, 102 Cal. App. 4th 656, 675 (2002), *see* Cal. Code Regs., title 14, § 15384(a).

II. FINDING THAT A PROJECT WILL NOT ADVERSELY AFFECT THE APPLICABLE LAND USE PLAN

All of the City’s discretionary permits require the decision maker to find that the particular project will not adversely affect the applicable land use plan. San Diego Municipal Code Chapter 12, Article 6, Divisions 1-8. The Municipal Code defines “Land use plans” as “the General Plan and adopted community plans, specific plans, precise plans, and sub-area plans.” SDMC § 113.0103. These land use plans can consist of several hundreds of pages and usually address various elements such as the overall land uses, mobility, conservation, recreation, and economic prosperity.

Given this range of topics, it is not uncommon for land use plans to contain conflicting policies. In light of this, the courts have held that a project “need not be in perfect conformity with each and every [general plan] policy” since “no project [can] completely satisfy every policy stated in [a general plan].” *Sequoia Hills Homeowners Assn. v. City of Oakland*, 23 Cal. App. 4th 704, 718 (1993). Instead, a “project is consistent with the general plan if, considering all its aspects, it will further the objectives and policies of the general plan and will not obstruct their attainment.” *Corona-Norco Unified School Dist. v. City of Corona*, 17 Cal. App. 4th 985, 994 (1993). However, “the nature of the policy and the nature of the inconsistency are critical factors to

consider.” *Families Unafraid v. City of Corona*, 17 Cal. App. 4th 985, 994 (1993), to uphold *Rural El Dorado County v. El Dorado Bd. of Sup’rs.*, 62 Cal. 4th 1332, 1341 (1998).

A project is inconsistent with a land use plan if it is clearly incompatible with a fundamental, mandatory and specific policy of the land use plan, or if it is not compatible with and will frustrate the general plan’s goals and policies. 7 Miller & Starr, Cal. Real Estate § 20:24 (4th ed. 2017). The courts afford great deference to an agency’s determination of consistency and the determination will be upheld “unless no reasonable person could have reached the same conclusion on the evidence before it.” *Endangered Habitats League, Inc. v. County of Orange*, 131 Cal. App. 4th 777, 782 (2005). A project’s inconsistency may be avoided by an affirmative commitment to mitigate that inconsistency. See *Napa Citizens for Honest Government v. Napa County Bd. of Supervisors*, 91 Cal. App. 4th 342, 380 (2001) (a project that would increase traffic may avoid an inconsistency with a policy of reducing traffic by including traffic mitigation).

III. JUDICIAL REVIEW OF DISCRETIONARY PERMIT FINDINGS

If the City’s decision on a discretionary permit is challenged, a court will review the City’s decision and the applicable permit findings under an abuse of discretion standard. “Abuse of discretion is established if the respondent has not proceeded in the manner required by law, the decision is not supported by the findings, or the findings are not supported by the evidence.” Cal. Civ. Proc. Code § 1094.5(b); *Golden Gate Water Ski Club v. County of Contra Costa*, 165 Cal. App. 4th 249, 256-57 (2008). When a court is determining whether substantial evidence exists, it “must resolve reasonable doubts in favor of the administrative finding and decision.” *Laurel Heights Improvement Ass’n v. Regents of University of California*, 47 Cal. 3d 376, 393 (1988) (quoting *Topanga Ass’n for a Scenic Community v. County of Los Angeles*, 11 Cal. 3d 506, 514 (1974)). Unless the findings are so lacking in evidentiary support as to render them unreasonable, they may not be set aside. *N. Inyo Hosp. v. Fair Emp. Practice Comm’n*, 38 Cal. App. 3d 14, 24 (1974).

The court will give a finding made by the decision makers “substantial deference, presume it to be correct, and resolve reasonable doubts in favor of the administrative findings.” *Save Our Heritage Organisation v. City of San Diego*, 237 Cal. App. 4th 163, 179 (2015).

“It is, emphatically, *not* the role of the courts to micromanage these development decisions. Our function is simply to decide whether the city officials considered the applicable policies and the extent to which the proposed project conforms to those policies, whether the city officials made appropriate findings on this issue, and whether these findings are supported by substantial evidence.” *Save Our Heritage Organisation v. City of San Diego*, 237 Cal. App. 4th at 186 (citing *Sequoia Hills Homeowners Assn.*, 23 Cal. App. 4th at 719-20).

For example, on this basis, the court upheld the City of San Diego's finding that the Plaza de Panama project did not adversely affect the applicable land use plans, notwithstanding the project's significant and unmitigable impact on historic resources and the resultant conflict with various historic preservation policies. The court noted that there was substantial evidence, nearly 50 pages of the Environmental Impact Report, supporting the City's determination. More recently, the City also prevailed in a challenge to a decision where the City Council determined that findings that a project would not adversely affect the land use plan could not be made. *Kutzke v. City of San Diego*, 11 Cal. App. 5th 1034 (2017). (The court noted that its role was to determine whether substantial evidence supported the City's findings, and whether those findings then supported its decision on the project).

CONCLUSION

This memorandum is intended to provide general guidance regarding discretionary land use permits and findings. Our Office stands ready to provide more specific advice related to the entitlement process when the review process for any development project on Palm Avenue begins.

MARA W. ELLIOTT, CITY ATTORNEY

By /s/ *Shannon M. Thomas*

Shannon M. Thomas

Deputy City Attorney

SMT:als

MS-2017-14

Doc. No.: 1528887_2

cc: Erik Caldwell, Director, Economic Development Department