



MINUTES - FINAL

Virtual Meeting

Tuesday, December 6, 2022

9:00 AM

<https://smcgov.zoom.us/j/98681351957>

*****HYBRID MEETING - IN-PERSON AND BY VIDEOCONFERENCE*****

Vice President Dave Pine called the meeting to order at 9:02 a.m.

Instructions on written and verbal public comments were read in both English and Spanish.

PLEDGE OF ALLEGIANCE

ROLL CALL

- Present:** 4 - Supervisor Dave Pine, Supervisor Carole Groom, Supervisor Warren Slocum, and Supervisor David J. Canepa
Absent: 1 - Supervisor Don Horsley

HONORING THE LIFE OF / BOARD MEMBER REMARKS

Supervisor Dave Pine honored the life of Michael Stogner.

PUBLIC COMMENT

Verbal Comment(s) via ZOOM:

Carlyle Ann Young, Ron Snow, Evan Rodriguez, Elsa Schafer, Katherine Ventura, Everardo Luna, and Paul Bocanegra.

Verbal Comments from Chambers:

Mark DePaula, Michael Reich, Nancy Goodban, and Kate Comfort Harr.

Supervisor Dave Pine make few remarks on Fixin' San Mateo.

Supervisor Carole Groom attended the recent naturalization ceremony for new Citizens in San Mateo County and congratulated them on their citizenship.

ACTION TO SET AGENDA and TO APPROVE CONSENT AGENDA ITEMS

Motion to set the agenda, postpone Item No. 10 to a future Board meeting, and approve consent agenda items: Groom / Second: Slocum

Yes: 4 - Pine, Groom, Slocum, and Canepa

No: 0

Absent: 1 - Horsley

PRESENTATIONS AND AWARDS

- 1. Presentation of a resolution honoring and commending Jean Bartlett for her creative efforts to document biographies of prominent individuals from Pacifica and San Mateo County through Bartlett’s Biographies.

Sponsors: Supervisor Don Horsley

Speakers recognized by Vice President:

Supervisor Dave Pine, Suzanne Moore, and Sue Digre.

Motion: Pine / Second: Groom

Yes: 4 - Pine, Groom, Slocum, and Canepa

No: 0

Absent: 1 - Horsley

Enactment No: Proc/Hon. Res-4502

- 2. Informational report on the first meeting of the Farmworker Advisory Commission.

Sponsors: Supervisor Don Horsley

Speakers recognized by Vice President:

Supervisor Dave Pine, Brae Hunter - Legislative Aide for District 3, and Suzanne Moore.

- 3. Public Health Emergency Update
 - Informational update by Louise Rogers, Chief of Health

Speakers recognized by Vice President:

Louise Rogers- Chief of Health, Dr. Anand Chabra - Health, Curtis Chan - Health, Supervisor David Canepa, and Supervisor Warren Slocum.

MATTERS SET FOR SPECIFIED TIME

9:15 a.m.

- 4. Assessor-County Clerk-Recorder - Mark Church, Assessor-County Clerk-Recorder & Chief Elections Officer

Additional Speakers recognized by Vice President:

Supervisor Carole Groom

- 5. Controller’s Office - Juan Raigoza, Controller

Additional Speakers recognized by Vice President:

Supervisor David Canepa and Supervisor Dave Pine

- 6. Treasurer-Tax Collector’s Office - Sandie Arnott, Treasurer-Tax Collector

Additional Speakers recognized by Vice President:

Supervisor David Canepa and Carlisle Ann Young

- 7. County Attorney’s Office - John D. Nibbelin, County Attorney

Additional Speakers recognized by Vice President:

Rebecca Archer - Chief Deputy County Attorney and Supervisor Warren Slocum

- 8. County Executive’s Office - Michael P. Callagy, County Executive

Additional Speakers recognized by Vice President:

Josefina Rubio - County Executive's Office, Supervisor Warren Slocum, Supervisor David Canepa, Ron Snow, Carlisle Ann Young and Mary Walsh.

Upon motion by Supervisor Dave Pine, seconded by Supervisor David Canepa and approved 4-0 with Supervisor Don Horsley being absent to amend the agenda to hear part or all of Closed Session Items during lunch recess.

The Board went into recess at 11:54 a.m.

The Board resumed to open session at 12:51 p.m. with all Supervisors present except Supervisor Don Horsley.

CLOSED SESSION

- 26. **Conference with Legal Counsel - Existing Litigation:**

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

- 1. Briggs et. al. v. County of San Mateo et. al.
United States District Court, Case Number 4:22-cv-05012-YGR
- 2. In Re: National Prescription Opiate Litigation, USDC OH, MDL No. 2804

In Re: Mallinckrodt, US Bankruptcy Court, District of Delaware, Chapter 11, Case Number 20-12522

In re: Endo International plc, et al., US Bankruptcy Court, SDNY, Chapter 11, Case

Number 22-22549

In re: Purdue Pharma L.P., et al, US Bankruptcy Court, SDNY, Chapter 11, Case Number 19-23649

Conference with Legal Counsel - Anticipated Litigation:

Initiation of litigation pursuant to subdivision (d)(4) of Section 54956.9: One case

Conference with Labor Negotiator:

American Federation of State, County and Municipal Employees (AFSCME); California Nurses Association (CNA); Service Employees International Union (SEIU); and Union of American Physicians and Dentists (UAPD)

Agency designated representative attending Closed Session: Michelle Kuka

John Nibbelin - County Attorney mentioned that there was no reportable action to report out from closed session.

REGULAR AGENDA

HEALTH

10. Adopt a resolution:

- A) Authorizing agreements with Epic Systems Corporation and Epic Hosting, LLC to provide an Electronic Health Medical Record system that includes software, hosting, and implementation services for San Mateo County Health, in an amount not to exceed \$78,306,568; and
- B) Authorizing the Chief of San Mateo County Health or their designee to enter into facilitated agreements with Up-To-Date, Intelligent Medical Objects (IMO); and CareSelect; in an amount not to exceed \$1,501,970.

This item was postponed to the next meeting.

11. Adopt a resolution approving the continued employment of County Health Officer, Dr. Scott Morrow, in an Extra Help position, to continue to act as County Health Officer subsequent to retirement and certifying, pursuant to Government Code §7522.56, that the nature of employment and appointment is necessary to fill a critically needed position before the post-retirement 180-day separation period expires.

Speakers recognized by Vice President:

Louise Rogers, Chief of Health, Supervisor Carole Groom, Supervisor David Canepa, Supervisor Dave Pine, and Mike Callagy - County Executive

Motion: Slocum / Second: Pine

Yes: 3 - Pine, Groom, and Slocum

No: 1 - Canepa

Absent: 1 - Horsley

Enactment No: Resolution-079323

HUMAN RESOURCES

12. Adopt a resolution approving the Tentative Agreement establishing the terms and conditions of a successor agreement to the Memorandum of Understanding with the Deputy Sheriff's Association for the term of January 10, 2021, through January 10, 2026.

Speakers recognized by Vice President:

Rocio Kiryczun, Director of Human Resources

Motion: Canepa / Second: Groom

Yes: 4 - Pine, Groom, Slocum, and Canepa

No: 0

Absent: 1 - Horsley

Enactment No: Resolution-079324

13. Adopt a resolution approving a side letter that amends the Memorandum of Understanding with the Organization of Sheriff's Sergeants for the term of April 5, 2021, through April 18, 2026.

Speakers recognized by Vice President:

Rocio Kiryczun, Director of Human Resources

Motion: Groom / Second: Slocum

Yes: 4 - Pine, Groom, Slocum, and Canepa

No: 0

Absent: 1 - Horsley

Enactment No: Resolution-079325

PARKS

14. Adopt a resolution authorizing:

A) The adoption of the Pescadero Creek County Park Climate and Habitat Resiliency Plan; and

B) The establishment of the Pescadero Creek County Park Trust Fund, which will

support future restoration and stewardship activities solely within Pescadero Creek County Park.

Speakers recognized by the President:

Nicholas Calderon - Parks Director, Hannah Ormshaw - Assistant Parks Director, Supervisor David Canepa, Supervisor Warren Slocum, Supervisor Dave Pine, Peggy Jensen - Assistant County Executive, and Supervisor Carole Groom.

Verbal Comment(s) via ZOOM:

Susan Lessin, Joel Issel, Carlisle Ann Young, Justin Garland, Marlene Finley, Kimberly Williams, and Rich Simpson.

Verbal Comments from Chambers:

Karen Maki

Motion: Pine / Second: Canepa

Yes: 4 - Pine, Groom, Slocum, and Canepa

No: 0

Absent: 1 - Horsley

Enactment No: Resolution-079326

PLANNING AND BUILDING

15. Recommendation to:

- A) Open public hearing
- B) Close public hearing
- C) Adopt a resolution directing the Community Development Director to submit the draft updated 2023-2031 Housing Element to the California Department of Housing and Community Development for review and comment.

Speakers recognized by the President:

Steve Monowitz - Director of Planning and Building, All Supervisors spoke on this item, Will Gilson - Planning and Building

Motion to open the public hearing: Pine / Second: Canepa

Verbal roll call vote was taken:

Yes: 5 - Pine, Groom, Horsley, Slocum; and Canepa

No: 0

Public Speakers:

Liz Scully, Carlisle Ann Young, Suzanne Moore, Carolyn Shepard, Janet Davis, Rocio Avila, Jeremy Levine, and Jordan Grimes.

Motion to close the public hearing: Pine / Second: Canepa

Verbal roll call vote was taken:

Yes: 5 - Pine, Groom, Horsley, Slocum, and Canepa

No: 0

This item was continued to the next meeting.

COUNTY EXECUTIVE

- 16. **Measure K:** Approve an Appropriation Transfer Request (ATR) transferring **Measure K** funding from Non-Departmental Services in the amount of \$123,000 to the San Mateo Medical Center/Health Care for the Homeless Program to support an agreement with Sonrisas Dental Health for farmworker patients and their families to receive dental health services.

Sponsors: Supervisor Don Horsley

This item was continued to the next meeting.

CONSENT AGENDA

BOARD OF SUPERVISORS

- 17. Adopt an ordinance adding Chapter 5.158 (Minimum Wage) to Title 4 to the San Mateo County Ordinance Code, previously introduced on November 15, 2022, and waive the reading of the ordinance in its entirety.

Sponsors: Supervisor Dave Pine and Supervisor Don Horsley

Enactment No: Ordinance-4872

- 18. Ratification of a resolution honoring and commending Laura Parmer-Lohan for public service as a City Councilperson and Mayor of the City of San Carlos.

Sponsors: Supervisor Don Horsley

Enactment No: Proc/Hon. Res-4503

- 19. Recommendation for the appointment of Ann Marie Silvestri, representing District 3 on the San Mateo County Civil Service Commission for an initial term.

Sponsors: Supervisor Don Horsley

COUNTY EXECUTIVE

- 20. Adopt a resolution:

- A) Accepting donations from various community partners in the aggregate amount of \$51,750 for the Working to End Homelessness Summit (“Summit”); and
- B) Approving an Appropriation Transfer Request (“ATR”) recognizing unanticipated revenue in the amount of \$51,750 in the form of various community partner donations received for the Summit to the General Fund.

Enactment No: Resolutions-079327 and 079328

- 21. Adopt a resolution finding that the ongoing COVID-19 pandemic state of emergency presents imminent risks to the health or safety of attendees and that it continues to directly impact the ability of members of the Board of Supervisors to meet safely in person.

Enactment No: Resolution-079329

HEALTH

- 22. Adopt a resolution authorizing an agreement with Sutter Health on behalf of Mills-Peninsula Medical Center for psychiatric inpatient hospital services for the term of July 1, 2022, through June 30, 2024, in an amount not to exceed \$3,000,000.

Enactment No: Resolution-079330

- 23. Adopt a resolution authorizing an amendment to the agreement with KaiNexus, Inc. to provide an information system for tracking problem identification and resolution while caring for clients with complex needs throughout San Mateo County Health, extending the term through December 9, 2025, and increasing the maximum amount by \$364,680 to an amount not to exceed \$681,480.

Enactment No: Resolution-079331

- 24. Adopt a resolution authorizing an amendment to the agreement with Insync Consulting Services, LLC for COVID-19 vaccine inventory management, increasing the amount by \$186,651 to an amount not to exceed \$386,650.

Enactment No: Resolution-079332

HUMAN RESOURCES

- 25. Report recommending the denial of claims (Non-culpable)

All Supervisors except Supervisor Don Horsley attended the Service Awards at 3pm in Regional Operations Center (ROC) after the regular Board meeting had adjourned.

3:00 p.m.

- 9. Presentation of Service Awards, Regional Operations Center (ROC) Training Room, 501 Winslow St., Redwood City, CA, 94063

Livestream (viewing only) Zoom Webinar ID: 990 9543 7175

ADJOURNMENT

The meeting adjourned at 3:07 p.m.