



# MINUTES - FINAL

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Virtual Meeting

Tuesday, May 4, 2021

9:00 AM

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**\*\*\*BY VIDEOCONFERENCE ONLY\*\*\***

The meeting began at 9:00 a.m.

Recorded video message on COVID-19, San Mateo County's Shelter-in-Place, Governor Gavin Newsom's Executive Order on the Ralph M. Brown Act provisions, and public comment procedures on both written and verbal comments was played for members of the public.

## PLEDGE OF ALLEGIANCE

President David J. Canepa lead the Pledge.

## ROLL CALL

Board Members Virtually Present: 5 - Supervisor Dave Pine, Supervisor Carole Groom, Supervisor Don Horsley, Supervisor Warren Slocum and President David J. Canepa.

Staff Virtually Present: Mr. Michael P. Callagy, County Manager; Mr. John C. Beiers, County Counsel; Mr. Sukhmani S. Purewal, Assistant Clerk of the Board; and Ms. Sherry Golestan, Deputy Clerk of the Board.

## HONORING THE LIFE OF / BOARD MEMBER REMARKS

President David J. Canepa congratulated Emma Gonzalez and her team in the Office of Community Affairs for receiving a award from C.A. Complete Count Committee for achieving the highest Census self-response rate in Tier 3 Counties during the statewide 2020 Census challenge. Mike Callagy and Emma Gonzalez both spoke and congratulated the Board, non-profits, staff and the community for their outstanding help during Census 2020. Supervisor Don Horsley also made remarks on getting the Census message across in his district, especially in rural areas. Supervisor Warren Slocum

thanked the Office of Community Affairs for their efforts and success in North Fair Oaks community. Supervisors Dave Pine and Carole Groom also congratulated the entire team and the County on this outstanding accomplishment.

Supervisor Warren Slocum reminded that today is National Teacher Appreciation Day and he thanked all the teachers in San Mateo County for their hard work during this pandemic.

Supervisor Carole Groom reminded everyone to wear their masks, stay safe and not to gather in large crowds.

President David J. Canepa remembered the lives of Alice Josephine Young, Lourdes Navarro Santos, and Edgar Pacheco.

## **PUBLIC COMMENT**

### **Verbal Comment(s) via ZOOM:**

Francisco Dolores - Spanish Interpreter from On Point Language Solutions, Linda Goldman, Erica Wang, Pat HW, Carolyn Shepard, Martin Fox, Stephanie Reyes, Jon Rodriguez, Cathy Baird, Anne Fariss, Shanna Pickett-Gordon, Anna Dagum, Javier Coronado, Katie Goetz, Nani Friedman, Clara Jaeckel, Pamela Ehrlich, Joanne Rokosky, Linda Softley, Ellen Hague, Suzanne Moore, Veronica Martinez, Becca Kieler, Michael Solorio, Eva Reyes, Tovis Page, Fran Pollard, Carolina Parrales, Deacon Lauren McCombs, Nina Rosenblatt, Melodie Tobin, Nadia Bick, Nazanin Salehi, Abby Taylor, Matt Pitchon, Rabbi Moshe, Melinda Henning, Dan Stegink, Adriana Fernandez, Ethel Rodriguez, Terry Adams, Reyna Larios, Luis Huerta, Gisela Garcia, Cindy Andrea Masariegos, Rosie Dalia Garcia, and Marcela Morais.

### **Written Comment(s) submitted by the following and read out loud by Asst. Clerk of the Board:**

Betsy Giovannoni and Jon White

## **ACTION TO SET AGENDA and TO APPROVE CONSENT AGENDA ITEMS**

**Motion to set the agenda, approve consent agenda items, and move up Item No. 10 to be heard first under "Regular Agenda": Slocum / Second: Groom**

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

**No:** 0

## **PRESENTATIONS AND AWARDS**

1. Presentation of a proclamation designating May 2021 as Mental Health Month.

**Sponsors:** Supervisor Dave Pine

**Speakers recognized by President of the Board:**

Supervisor Dave Pine, Board of Supervisors  
Scott Gilman, Director of Behavioral Health and Recovery Services  
Sylvia Tang, Community Health Planner

**Verbal Comment(s) via ZOOM:**

Pat HW, John Butler, Dan Stegink, Martin Fox, and Chris Rasmussen.

**Motion:** Pine / **Second:** Horsley

**Due to technical issues, Supervisor Groom was unable to vote.**

**Verbal roll call vote was taken:**

**Yes:** 4 - Pine, Horsley, Slocum, and Canepa

**No:** 0

**Absent:** 1 - Groom

Enactment No: Proc/Hon. Res-4367

- 2. Presentation of a proclamation designating May 12, 2021 as Happy San Mateo County Day, marking the 165th birthday of the County.

**Sponsors:** Supervisor David J. Canepa and Supervisor Carole Groom

***President Canepa mentioned that Supervisor Carole Groom is co-sponsoring this item.***

**Speakers recognized by President of the Board:**

Supervisor David J. Canepa, Board of Supervisors  
Supervisor Carole Groom, Board of Supervisors

**Verbal Comment(s) via ZOOM:**

Dan Stegink and John Butler

**Motion:** Groom / **Second:** Canepa

**Verbal roll call vote was taken:**

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

**No:** 0

Enactment No: Proc/Hon. Res-4368

- 3. COVID-19 Update:
  - Informational update by Louise Rogers, Chief of Health

**Speakers recognized by President of the Board:**

Louise Rogers, Chief of Health  
 Dr. Anand Chabra, Medical Director, San Mateo County Health Center  
 Supervisor Warren Slocum, Board of Supervisors  
 Supervisor Don Horsley, Board of Supervisors  
 Supervisor Dave Pine, Board of Supervisors  
 Supervisor David J. Canepa, Board of Supervisors  
 Supervisor Carole Groom, Board of Supervisors

**The Board recessed at 12:03 p.m. and reconvened at 12:52 p.m.**

**Verbal roll call was taken when the board resumed in open session:**

**Present: Supervisors Carole Groom, Don Horsley, Warren Slocum, and President David J. Canepa.**

**Absent: Supervisor Dave Pine**

**REGULAR AGENDA**

**BOARD OF SUPERVISORS**

- 10. Introduction of an ordinance amending Chapter 5.28 of the County’s Ordinance Code, known as the San Mateo County Fireworks Ordinance (“Fireworks Ordinance”), and waive the reading of the Ordinance in its entirety.

**Sponsors:** Supervisor Don Horsley and Supervisor Warren Slocum

**Speakers recognized by President of the Board:**

Supervisor Don Horsley, Board of Supervisors

*Supervisor Dave Pine rejoined the virtual meeting at 12:54 p.m.*

Supervisor Warren Slocum, Board of Supervisors  
 Brooks Esser, Chair of North Fair Oaks Community Council  
 Chief Jonathan Cox, Deputy Fire Chief, CALFIRE  
 Mike Callagy, County Manager  
 John C. Beiers, County Counsel  
 Brian Kulich, Deputy County Counsel

**Verbal Comment(s) via ZOOM:**

Dan Stegink

**Supervisor Carole Groom asked that once this item is final and adopted on May 18, 2021, that the sponsors of this item send a letter to all the Cities informing them of this ordinance.**

**Motion: Slocum / Second: Horsley**

**Verbal roll call vote was taken:**

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

No: 0

**GOVERNING BOARD**

4. Acting as the Governing Board of Commissioners for the Housing Authority of the County of San Mateo, conduct a public hearing to consider the FY 2021-2022 Moving To Work Annual Plan:

A) Open public hearing

B) Close public hearing

C) Adopt a resolution approving the Housing Authority of the County of San Mateo FY 2021-2022 Moving To Work Annual Plan.

**Speakers recognized by President of the Board:**

Raymond Hodges, Director of Housing

**Motion to Open Public Hearing: Horsley / Second: Pine**

**Verbal roll call vote was taken:**

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

**No: 0**

**Motion to Close Public Hearing: Horsley / Second: Groom**

**Verbal roll call vote was taken:**

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

**No: 0**

**Motion to adopt the resolution: Pine / Second: Horsley**

**Verbal roll call vote was taken:**

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

**No: 0**

Enactment No: Resolution-078144

5. Acting as the Governing Board of County Service Area No. 7, conduct a public hearing:

A) Open public hearing

B) Close public hearing

C) Adopt an ordinance to amend Section 4.104.020 of Chapter 4.104 of Title 4, of the San Mateo County Ordinance Code, setting the water rates for Fiscal Years 2021-22 through 2025-26 for County Service Area No. 7, previously introduced on March 9, 2021 and waive the reading the ordinance in its entirety; and

- D) Adopt a resolution authorizing the imposition of water rates and charges for County Service Area No. 7 for Fiscal Years 2021-22 through 2025-26.

**Speakers recognized by President of the Board:**

Jim Porter, Director of Public Works  
 Supervisor Don Horsley, Board of Supervisors

**Motion to Open Public Hearing: Horsley / Second: Groom**

**Verbal roll call vote was taken:**

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

**No: 0**

**Speakers recognized by the President: Terry Adams, Matt Pitchon, Heather McAvoy, and Armand Borik.**

**Motion to Close Public Hearing: Horsley / Second: Pine**

**Verbal roll call vote was taken:**

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

**No: 0**

**Motion to adopt an ordinance and resolution: Horsley / Second: Slocum**

**Verbal roll call vote was taken:**

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

**No: 0**

Enactment No: Resolution-078145

Ordinance-4843

**HOUSING**

**6. Adopt a resolution:**

- A) Approving and accepting the Fiscal Year 2021-2022 Annual Action Plan (“Annual Action Plan”) pending notification of U.S. Department of Housing and Urban Development (“HUD”) Entitlement Awards for Community Development Block Grant, HOME Investment Partnerships, and Emergency Solutions Grant, with adjustments to be made to individual awards on a pro rata basis once that notification has been issued; and
- B) Authorizing the Director of the Department of Housing or designee, to submit the Annual Action Plan, the related certifications, and all understandings and assurances contained therein to HUD, to take all necessary actions in connection with the submission of the Annual Action Plan, including providing additional information that the federal government may require, and to execute contracts, as approved by County Counsel, for the programs and projects as indicated in the Annual Action Plan.

**Speakers recognized by President of the Board:**

Raymond Hodges, Director of Housing  
Rose Cade, Deputy Director of Housing  
Tracy Choi, Housing and Community Development Supervisor  
Supervisor Dave Pine, Board of Supervisors  
Supervisor David J. Canepa, Board of Supervisors

**Motion to Open Public Hearing: Horsley / Second: Groom**

**Verbal roll call vote was taken:**

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

**No: 0**

**Speakers recognized by the President: Kate Comfort-Harr and Deodor Tranco**

**Motion to Close Public Hearing: Pine / Second: Groom**

**Verbal roll call vote was taken:**

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

**No: 0**

**Motion to approve the resolution: Slocum / Second: Horsley**

**Verbal roll call vote was taken:**

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

**No: 0**

Enactment No: Resolution-078146

**PLANNING AND BUILDING**

7. Recommendation to:

- A) Open the public hearing
- B) Close the public hearing
- C) Adopt a resolution adopting the Negative Declaration for an ordinance repealing Section 6401.2 of the San Mateo County Ordinance Code (Zoning Regulations) and adopting a new Chapter 22.2 of the Zoning Regulations to regulate child care centers; and
- D) Adopt an ordinance repealing Section 6401.2 of the San Mateo County Ordinance Code (Zoning Regulations) and adopting a new Chapter 22.2 of the Zoning Regulations to regulate child care centers, previously introduced to the Planning Commission on March 10, 2021, and waive reading of the ordinance its entirety; and
- E) Adopt a resolution directing submittal of the new Chapter 22.2 of the Zoning Regulations to regulate child care centers, and related text amendments of other

chapters of the Zoning Regulations, as amendments to the County's Implementation Plan for the Local Coastal Program, to the California Coastal Commission for review and certification.

**Speakers recognized by President of the Board:**

Steve Monowitz, Director of Planning and Building  
Camille Leung, Senior Planner  
Supervisor David J. Canepa, Board of Supervisors  
Supervisor Dave Pine, Board of Supervisors

**Motion to Open Public Hearing: Slocum / Second: Pine**

**Verbal roll call vote was taken:**

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

**No: 0**

**Speaker recognized by the President: Heather Hopkins**

**Written comment(s) read by Asst. Clerk of the Board: Sarah Kinahan, Kristen Anderson, and Christine Padilla.**

**Motion to Close Public Hearing: Slocum / Second: Groom**

**Verbal roll call vote was taken:**

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

**No: 0**

**Motion to approve the resolutions and the ordinance: Pine / Second: Groom**

**Verbal roll call vote was taken:**

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

**No: 0**

Enactment No: Resolutions-078147 and 078148

Ordinance-4844

**8. Recommendation to:**

- A) Adopt a resolution adopting the Initial Study and Mitigated Negative Declaration, and Mitigation Monitoring and Reporting Program for the amendment of the County General Plan Land Use Map to change the land use designation of APN 069-341-050 at 206 Sequoia Avenue from "Medium Density Residential" to "High Density Residential" and rezoning the subject parcel from R-1/S-74 to R-3/S-3; and
- B) Adopt a resolution amending the San Mateo County General Plan Land Use Map to change the land use designation of APN 069-341-050 at 206 Sequoia Avenue from "Medium Density Residential" to "High Density Residential"; and
- C) Adopt an ordinance amending Chapter 2 of Division VI of the San Mateo County Ordinance Code (Zoning Annex) to revise the Zoning Maps, Appendix A, to



change the zoning of APN 069-341-050 at 206 Sequoia Avenue from R-1/S-74 to R-3/S-3, previously introduced to the Planning Commission on February 24, 2021, and waive reading of the ordinance in its entirety.

**This Item was continued to May 18, 2021 Board meeting.**

## COUNTY MANAGER

9. **Measure K:** Adopt a resolution authorizing a one-time grant of district-discretionary **Measure K** funds, not to exceed \$3,000, to Cooline Team of East Palo Alto to create and deliver activity boxes for their CoolineKids program to teach leadership to elementary school-aged students and support the continuation of virtual programming, providing exceptions to the criteria for district-discretionary **Measure K** funds to allow a grant less than \$10,000 and to allow for advance payment, and authorizing the County Manager, or designee, to execute the grant agreement.

**Sponsors:** Supervisor Warren Slocum

**Speaker recognized by President of the Board:**  
Supervisor Warren Slocum, Board of Supervisors

**Motion:** Slocum / **Second:** Horsley

**Verbal roll call vote was taken:**

**Yes: 5 - Pine, Groom, Slocum, Canepa, and Horsley**  
**No: 0**

Enactment No: Resolution-078149

## CONSENT AGENDA

### BOARD OF SUPERVISORS

11. Direct the President of the Board to revise a previous request to the California Board of Forestry and Fire Protection to enter into emergency rulemaking to provide temporary relief from Special County Rules regarding weekend timber operations and hauling of forest products within the CZU Lightning Complex fire area.

**Sponsors:** Supervisor Don Horsley

12. Recommendation for appointments to the Commission on the Status of Women:

A) Kelly Keele, for an initial partial term ending December 31, 2022; and

B) Candra Williams, for an initial partial term ending December 31, 2024.

**Sponsors:** Supervisor Carole Groom and Supervisor Dave Pine

13. Recommendation for appointments to the North Fair Oaks Community Council:

- A) Gabriela Ake, as Youth Member for an initial partial term ending December 31, 2021; and
- B) Xitlali Curincita, as Youth Alternate for an initial partial term ending December 31, 2023.

Sponsors: Supervisor Warren Slocum

## COUNTY MANAGER

14. Adopt a resolution in support of Assembly Bill 577 (Muratsuchi) Hate crimes: hotline.

Enactment No: Resolution-078150

15. Adopt a resolution authorizing:

- A) The President of the Board of Supervisors to execute the Third Amendment to the License Agreement with Arch Light LLC, at 1320 Marshall Street in Redwood City for the County of San Mateo's Information Services Department Radio Shop by extending the term from June 30, 2021 through February 28, 2022 at the monthly rent of \$58,520, with annual 2% increases; and
- B) The County Manager, or their designee, to accept or execute notices, options, and documents associated with the License including, but not limited to, extension or termination of the agreement under the terms set forth therein.

Enactment No: Resolution-078151

16. Adopt a resolution authorizing:

- A) The President of the Board of Supervisors to execute the Commercial Lease Agreement with Art Presotto, Jr., for the County's leasing of the 2,742 square foot office space commonly known as Unit 1A of 1200 Industrial Road, in San Carlos, also known as Assessor Parcel Number 112-260-010, for an initial two-year term through May 3, 2023, at an initial monthly Base Rent of \$7,814.70, including leasehold improvements; and
- B) The County Manager, or their designee, to accept or execute notices, options, consents, approvals, terminations, and documents in connection with the Commercial Lease Agreement.

Enactment No: Resolution-078152

## COUNTY MANAGER: OFFICE OF SUSTAINABILITY

17. Adopt a resolution authorizing an agreement with Acterra: Action for a Healthy Planet to

provide administrative and management services for the San Mateo Food System Alliance network for the term of July 1, 2021 through June 30, 2024, in an amount not to exceed \$450,000.

Enactment No: Resolution-078153

## COURTS

18. Recommendation for three appointments to the Juvenile Justice & Delinquency Prevention Commission:

- A) Victor Lecha III, for an initial partial term ending December 31, 2021; and
- B) Rocsana Enriquez, for an initial term ending December 31, 2024; and
- C) Karin Huber-Levy, for an initial term ending December 31, 2024.

## HEALTH

19. Recommendation to:

- A) Adopt a resolution authorizing and directing the Chief of San Mateo County Health, or designee, to execute 1) a second amendment to the grant award from the California Department of Public Health California Immunization Program for the term of July 1, 2017 through June 30, 2022, increasing the award amount by \$306,300 to an amount not to exceed \$1,654,511 and 2) a third amendment increasing the award amount by \$2,970,332 to an amount not to exceed \$4,624,843 as noted in a Letter of Intent from the California Department of Public Health; and
- B) Approve an Appropriation Transfer Request (ATR) in the amount of \$1,090,266 appropriating unanticipated revenue to various expenditure accounts related to influenza and COVID-19 immunization expenses.

Enactment No: Resolutions-078154 and 078155

20. Adopt a resolution authorizing an amendment to the Operations Management Agreement II with Brius, LLC relating to the operation of Burlingame Skilled Nursing for the term of October 1, 2020 through September 30, 2025.

Enactment No: Resolution-078156

## HOUSING

21. **Measure K:** Adopt a resolution:

- A) Declaring the Board of Supervisors' intention to purchase real property, commonly

known as the F Street Project, located at the southeast corner of F Street and El Camino Real in the City of San Carlos (Assessor Parcel Number 045-320-100) ("Property") from the Mid-Peninsula Water District for a total purchase price of \$720,000; and

- B) Authorizing the President of the Board of Supervisors to execute a real estate purchase and sale agreement and escrow instructions for the County's acquisition of the Property for a total purchase price of \$720,000; and
- C) Authorizing the County Manager, or the Director of the Department of Housing as designee, to execute the Certificate of Acceptance attached to the resolution upon the satisfaction of all conditions of escrow, to consummate the County's purchase of the Property as required by California Government Code Section 27281, and to execute all other documents and notices required to purchase the Property and otherwise facilitate the acquisition.

Enactment No: Resolution-078157

22. Adopt a resolution authorizing the Director of the Department of Housing, or designee, in consultation with County Counsel, to negotiate and execute amendments to existing Deed of Trust and Assignment of Rents, Declaration of Restrictive Covenant, Loan Agreement and Promissory Note (collectively, "Loan Documents") memorializing a loan to EPA Woodlands Associates, L.P., for the purpose of developing affordable rental housing in Menlo Park in a total amount of \$190,000 for a term of fifty-five (55) years from January 7, 1992 to January 7, 2032 to (a) become a residual receipts loan accruing three (3) percent simple interest beginning January 1, 2020, (b) forgive accrued interest in a total amount of \$834,862, and (c) extend the maturity of the loan from 2032 to 2075 and the effective term of the Affordability Covenant an additional 55 years from January 1, 2020.

Enactment No: Resolution-078158

## HUMAN RESOURCES

23. Adopt a resolution authorizing an amendment to the Master Salary Resolution 077624 to delete one position, add one position, reclassify one position, and adjust the salary of one classification; and accept the updated report of biweekly salaries by classification.

Enactment No: Resolution-078159

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

## PLANNING AND BUILDING

25. Adopt a resolution authorizing an agreement with Harris Miller Miller & Hanson (HMMH) for technical support services for the San Francisco International Airport/Community Roundtable for the term of July 1, 2021 through June 30, 2024, in an amount not to

exceed \$270,000.

Enactment No: Resolution-078160

## PUBLIC WORKS

26. **Measure K:** Adopt a resolution authorizing the County Manager or designee to execute the Midcoast Multi-Modal Trail Improvements Project (Project) Maintenance Agreement between the County of San Mateo and the California Department of Transportation (Caltrans) upon Caltrans' legal certification of the agreement.

**Sponsors:** Supervisor Don Horsley

Enactment No: Resolution-078161

27. Adopt a resolution certifying the mileage in the County of San Mateo's maintained road system to be 316.157 miles as of December 31, 2020.

Enactment No: Resolution-078162

## TREASURER

28. Adopt a resolution authorizing an amendment to extend the agreement with MUFG Union Bank N.A. to provide banking services, for the term of July 1, 2021 to June 30, 2022, with no change to the previously authorized amount.

Enactment No: Resolution-078163

**The Board adjourned to Closed Session at 2:33 p.m. with no reportable action to follow by John C. Beiers, County Counsel.**

## CLOSED SESSION

29. **Conference with Legal Counsel - Existing Litigation (Cal. Gov't Code § 54956.9)**  
County of San Mateo v. 2700 Middlefield Road LLC  
San Mateo Superior Court Case No. CIV 526675

**Conference with Real Property Negotiator (Cal. Gov't Code § 54956.8)**

Property: APN 052-532-020 (1580-1590 Maple Street, Redwood City); APN 052-398-010 (approx. 1496 Maple Street, Redwood City)

Agency Negotiator: County Manager

Negotiating Parties: County of San Mateo; City of Redwood City

Under Negotiation: Price and terms of payment

**Conference with Labor Negotiator:**

Negotiations: Deputy Sheriff's Association (DSA) and Organization of Sheriff's Sergeants (OSS)

Agency designated representative attending Closed Session: Kelly Tuffo

## ADJOURNMENT

The meeting adjourned at 2:33 p.m.