

MINUTES

Board Members

Dave Pine
Carole Groom
Don Horsley
Warren Slocum
Adrienne J. Tissier

**County Manager/
Clerk of the Board**
John L. Maltbie

County Counsel
John C. Beiers

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The meeting was called to order at 9:03 a.m.

February 26, 2013

PLEDGE OF ALLEGIANCE

**ROLL CALL – Present: Supervisors Pine, Groom, Horsley, Slocum and Tissier
Absent: None**

PUBLIC COMMENT

Speakers recognized by the President:

Martin Fox, Belmont

(This item is reserved for persons wishing to address the Board on any County-related matters not otherwise on this agenda, and on any listed agenda items other than those Matters Set for a Specified Time or on the Regular Agenda. Members of the public who wish to address the Board should complete a speaker request form. Speakers are customarily limited to two minutes.)

[ACTION TO SET AGENDA and TO APPROVE CONSENT AGENDA ITEMS](#)

Motion: Tissier / Second: Pine

(This item is to set the final consent and regular agenda, and for the approval of the items listed on the consent agenda. All items on the consent agenda are approved by one roll call motion.)

PRESENTATIONS AND AWARDS

1. [Presentation on the Winter Spare the Air Program by the Bay Area Air Quality Management District \(Supervisor Carole Groom\)](#)

Speakers recognized by the President:

Supervisor Carole Groom, Board of Supervisors
Lisa Fasano, Communications Manager, Bay Area Air Quality Management District
Supervisor Dave Pine, Board of Supervisors

2. [Bay Area Air Quality Management District's San Mateo County Employers' Great Race trophy presentation \(Supervisor Carole Groom\)](#)

Speakers recognized by the President:

Supervisor Carole Groom, Board of Supervisors

MATTERS SET FOR SPECIFIED TIME

Times listed under this section are approximate. The Board makes every effort to adhere to the times listed, but in some cases, because of unexpected presentations, items may not be heard precisely at the time scheduled. In no case will any item be heard before the scheduled time.

3. 9:00 a.m.

[Acting as the Governing Board of County Service Area No. 8 \(North Fair Oaks area\), conduct a public hearing to adopt a Resolution \(072379\) adopting the garbage and recyclables collection rates for County Service Area No. 8 \(Public Works\)](#)

- 1) [Report and recommendation](#)

- 2) [Close public hearing](#)

Motion: Tissier / Second: Pine

- 3) [Adopt resolution](#)

Motion: Tissier / Second: Groom

Ayes: Supervisors Pine, Groom, Horsley, Slocum and Tissier

Noes: None

Speakers recognized by the President:

Jim Porter, Public Works

Supervisor Warren Slocum, Board of Supervisors

REGULAR AGENDA

HUMAN SERVICES AGENCY

4. [Director's Report](#)

Speakers recognized by the President:

Dr. Loc Nguyen, Human Services Agency

Supervisor Adrienne Tissier, Board of Supervisors

Supervisor Carole Groom, Board of Supervisors

Supervisor Dave Pine, Board of Supervisors

Supervisor Don Horsley, Board of Supervisors

Sharon McAleavey, AFSCME

Shanthy Karamcheti, StarVista Differential Response
Martin Fox, Belmont
Pat Bohm, Daly City Peninsula Partnership Collaborative

PUBLIC WORKS

5. [Resolution \(072380\) authorizing an agreement with the Coastside Adult Day Health Center to conduct the Pacific Coast Dream Machines Event at the Half Moon Bay Airport on Saturday, April 27 and Sunday, April 28, 2013 \(4/5ths vote required\)](#)

Motion: Horsley / Second: Tissier

Ayes: Supervisors Pine, Groom, Horsley, Slocum and Tissier

Noes: None

Agreement was revised to delete the Jet-powered bicycle demonstration, the motorcycle freestyle jump exhibition, and the Go-kart rides.

Speakers recognized by the President:

Jim Porter, Public Works
Supervisor Dave Pine, Board of Supervisors
David Vespremi, Moss Beach
Laslo Vespremi, Moss Beach
Bill Mahhr, Montara
Doug Eller, Half Moon Bay Dream Machines
Chad Hooker, Pacific Coast Dream Machines, Coastside Adult Day Health Center
Janie James, Coastside Adult Day Health Center
Ray Martini, Coastside Adult Day Health Center
Kathryn Slater-Carter, Montara
Eddie Andreini, Half Moon Bay Pilots & EAA

COUNTY MANAGER

6. [Introduction of an ordinance repealing Ordinance Number 03170, which implemented California Revenue and Taxation Code section 69.5 concerning the transfer of a property's base year value for qualifying homeowners over the age of 55 and waiver of reading the ordinance in its entirety](#)

This item was pulled from the agenda and moved to an unspecified date.

7. [Accept report on updated Measure A spending priorities and next steps](#)

Speakers recognized by the President:

Reyna Faralles, Deputy County Manager
Mary McMillan, Deputy County Manager
Supervisor Carole Groom, Board of Supervisors
Supervisor Dave Pine, Board of Supervisors
Supervisor Adrienne Tissier, Board of Supervisors

Supervisor Warren Slocum, Board of Supervisors
Supervisor Don Horsley, Board of Supervisors
Peggy Jensen, Deputy County Manager
Martin Fox, Belmont
Kate Comfort Harr, HIP Housing

Motion: Groom / Second: Pine

8. [County Manager's Report #2: Approve funding for seven grant applications for the first round of Community Corrections Partnership Competitive Matching Grant Program funding, in the amount of \\$681,270](#)

Speakers recognized by the President:

Mary McMillan, Deputy County Manager
Supervisor Adrienne Tissier, Board of Supervisors
Supervisor Don Horsley, Board of Supervisors
Supervisor Dave Pine, Board of Supervisors
Supervisor Carole Groom, Board of Supervisors
Martin Fox, Belmont

Motion: Tissier / Second: Groom

BOARD OF SUPERVISORS

9. [Board Members' Reports](#)

Supervisor Warren Slocum thanked the North Fair Oaks (NFO) Community Council for taking out time on Sunday, February 24th to meet to determine their priorities and what the council wanted to accomplish in 2013 - their #1 priority is illegal dumping in NFO. Supervisor Slocum wanted to recognize Beverly Beasley Johnson for the Hack-a-thon that took place at Stanford University. Supervisor Slocum also stated that he was impressed with the Code for America folks who also participated in making the event such a success.

Speakers recognized by the President:

Martin Fox, Belmont

CONSENT AGENDA

All items on the consent agenda are approved by one roll call motion unless a request is made at the beginning of the meeting that an item be withdrawn or transferred to the regular agenda. Any item on the regular agenda may be transferred to the consent agenda.

10. [Approve the minutes from the meeting of February 12, 2013](#)

BOARD OF SUPERVISORS

11. [Resolutions \(072381 & 072382\) authorizing the submittal of two grant applications to the](#)

California Department of Transportation to conduct a Comprehensive Transportation Management Plan each in an amount not to exceed \$300,000 (Supervisor Don Horsley)

12. Recommendation for appointments to the Housing and Community Development Committee, terms ending December 31, 2017: (Supervisor Don Horsley)
 - A) Aaron Baca representing Member At-Large; and
 - B) Bonnie Tendencia representing Member At-Large
13. Recommendation for appointments to the Domestic Violence Council, terms ending December 31, 2017: (Supervisor Don Horsley)
 - A) Kristi Denham representing Member At-Large; and
 - B) Victoria Colligan representing Member At- Large
14. Recommendation for appointments to the Resource Conservation District, terms ending December 31, 2014: (Supervisors Carole Groom and Don Horsley)
 - A) Barbara Kossy as a designee of Louie Figone; and
 - B) David G. Holland as a designee of Marian Bennett
15. Recommendation for the reappointment of Neal Kramer o the Resource Conservation District Board of Directors as a designee of Ronald Moldovan, term ending December 31, 2014 (Supervisors Carole Groom and Don Horsley)

CONTROLLER

16. Resolution (072383) authorizing:
 - A) An amendment to the agreement with Padmakumar Nagarajan to provide property tax software development and support services, extending the term through June 30, 2013, and increasing the amount by \$69,360 to \$152,560; and
 - B) An amendment to the agreement with Keyser Marston Associates, Inc. to provide Redevelopment Agency dissolution services, increasing the amount by \$67,500 to \$164,000
 - C) Resolution (072384) authorizing a transfer in the amount of \$557,984 as follows: \$140,000 from Non-Departmental ERAF Reserves to Non-Departmental Services and Supplies and the balance from the following Controller Office accounts: \$140,000 from Intrafund Transfers, \$237,984 from Unanticipated Intergovernmental Revenues, \$20,000 from Regular Hours Permanent Position, and \$20,000 from Unanticipated Miscellaneous Reimbursements, to the following Controller's Office accounts: \$270,948 to Other Professional Contract Services, \$6,800 to Department Employee Training, \$121,406 to Automation Services ISD, \$3,959 to Departmental Reserves, \$14,871 to Regular Hours

COUNTY COUNSEL

17. [Resolution \(072385\) providing for the issuance Ravenswood City School, County of San Mateo, State of California, District 2013-14 Tax and Revenue Anticipation Notes](#)

COUNTY MANAGER

18. A) [Resolution \(072386\) authorizing the County Manager or his designee to:](#)
- 1) [Execute an amendment to the Property Management Agreement with Orchard Commercial, Inc., for Circle Star Plaza increasing the not to exceed amount by \\$350,000 to a total of \\$530,000; and](#)
 - 2) [Accept or execute on behalf of the County any and all notices, consents, approvals, terminations, and other documents in connection with the amendment and agreement, that further the intent of the Resolution and the Board](#)
- B) [Resolution \(072387\) authorizing a transfer in the amount of \\$350,000 from Non-departmental ERAF reserves to Non-departmental Management Services](#)
19. [Resolution \(072388\) authorizing:](#)
- A) [The County Manager or the Deputy County Manager for Community Services to execute a Lease Agreement pursuant to Uncodified Ordinance No. 04618 with Starburst 1 Inc., a corporation organized under the laws of the State of Delaware, as tenant, at One Circle Star Way, San Carlos at initial monthly rents of \\$233,833 for 103,948 square feet, increasing to \\$271,304.28 in year six with an option to extend for additional 36 months at a rent adjusted to 100% of prevailing market rates; and](#)
 - B) [Payment of a Real Estate Broker's Commission; and](#)
 - C) [The County Manager or his designee to accept or execute on behalf of the County any and all notices, consents, approvals, terminations, and other documents in connection with the Lease Agreement, that further the intent of this Resolution and the Board](#)

This item was moved to the consent agenda.

Speakers recognized by the President:

Supervisor Dave Pine, Board of Supervisors

Peggy Jensen, Deputy County Manager

Lee Thompson, County Counsel

John Beiers, County Counsel

Supervisor Adrienne Tissier, Board of Supervisors

Supervisor Carole Groom, Board of Supervisors

Motion: Tissier / Second: Groom

Ayes: Supervisors Pine, Groom, Horsley, Slocum and Tissier

Noes: None

COURTS

20. [Recommendation for the appointment of Gurjeet Singh Chahal to the Juvenile Justice & Delinquency Prevention Youth Commission, term expires December 31, 2016](#)

GOVERNING BOARDS

21. [Acting as the Governing Board of the County and the County governed special districts, adopt a Resolution \(072389\): \(Public Works\)](#)
- A) [Adopting the San Francisco Bay Area Integrated Regional Water Management Plan; and](#)
- B) [Authorizing the Director of Public Works and Parks, or his designee, to execute and submit all documents, which may be required to submit projects to the San Francisco Bay Area Integrated Regional Water Management Plan for funding](#)
22. [Acting as the Governing Board of the In-Home Supportive Services Public Authority adopt a Resolution \(072390\) authorizing an increase in the Public Authority rate and submission of the Resolution to the California Department of Social Services \(Health System\)](#)

HEALTH SYSTEM

23. [Resolution \(072391\) authorizing an agreement with Asian American Recovery Service, North County Outreach Collaborative to provide Medi-Cal Outreach, Linkage and Case Management services to emotionally disturbed youth and others residing in the north region of San Mateo County for the term of July 1, 2012 through June 30, 2014, in an amount not to exceed \\$315,288](#)
24. [Resolution \(072392\) authorizing an amendment to the agreement with Pacific Footcare Podiatry Group to provide podiatry services, increasing the amount by \\$81,870 to \\$345,000](#)
25. [Resolution \(072393\) authorizing an agreement with Psynergy Programs, Inc. for residential mental health services for the term of March 1, 2013 through June 30, 2015, in the amount of \\$495,000](#)
26. [Resolution \(072394\) waiving the Request for Proposals process and authorizing an amendment to the agreement with Health Care Interpreter Network for voice and video medical interpreting services, extending the term through June 30, 2015, increasing the amount by \\$400,000 for a new amount not to exceed \\$500,000](#)
27. [Resolution \(072395\) authorizing an agreement with Chris Threatt, MD to provide urology services for the term of February 1, 2013 through January 31, 2014, in the amount of \\$240,000](#)

HUMAN RESOURCES

28. [Report recommending the denial of claims \(Non-culpable\)](#)
29. [Adoption of an ordinance \(04650\) amending the salary ordinance to reflect the conversion of one position to classified, conversion of five positions to correct classifications, deletion of three positions, addition of three positions and reclassification of five positions; and accepting the report on the total number of positions in the County, previously introduced on February 12, 2013 and waiver of reading the ordinance in its entirety](#)

HUMAN SERVICES AGENCY

30. [Resolution \(072396\) authorizing:](#)
- A) [A revenue agreement with the State Department of Community Services and Development for the purpose of delivering Safety Net Services for the term of January 1, 2013 through December 31, 2013, in the amount of \\$115,345](#)
 - B) [Director of the Human Services Agency or the Director's designee to execute contract amendments in an amount up to \\$312,210](#)
31. [Resolution \(072397\) authorizing an agreement with WestEd to design and implement an evaluation plan that analyzes the process, output, and outcome data for both model system-building and for participant activities, for the term of October 22, 2012 through June 30, 2015, in the amount of \\$365,000](#)
32. [Resolution \(072398\) authorizing an amendment to the agreement with El Centro de Libertad to continue providing court-ordered alcohol/drug testing and alcohol and other drug assessments, increasing the amount by \\$50,000 to \\$200,000](#)

PLANNING AND BUILDING

33. A) [Resolution \(072399\) amending the San Mateo County Implementing Procedures for Administering the California Environmental Quality Act and adopting a new Initial Study Environmental Evaluation Checklist pursuant to Section 15063 of the California Environmental Quality Act](#)
- B) [Make the findings listed in Attachment A](#)

PUBLIC WORKS

34. [Resolution \(072400\):](#)
- A) [Adopting the Construction Task Catalogs, Specifications, and conformance with prevailing wage scale requirements for the County of San Mateo FY 2013-14 Job Order Contracts for General Construction with application throughout the County; and](#)
 - B) [Authorizing the Director of Public Works to call for sealed bids to be received by Tuesday, March 19, 2013, at 2:30 p.m. in the office of the Clerk of the Board of Supervisors](#)

SHERIFF

35. [Adoption an ordinance \(04651\) amending the Master Salary Ordinance to add one Information Technology Supervisor position in the Sheriff's Office, previously introduced on February 12, 2013 and waiver of reading the ordinance in its entirety](#)

CLOSED SESSION

(The Board will adjourn to closed session to consider the following items at the end of the agenda, or at any time during the meeting as time permits. At the conclusion of closed session, the Board will reconvene in open session to report on any actions taken for which a report is required by law.)

A) [Conference with Legal Counsel - Existing Litigation](#)

County of Colusa, et al v. Toby Douglas, et al.
Sacramento County Superior Court Case No. 509185

The Board on a 4-0 vote, Supervisor Slocum absent, took the following action; the Board agreed to join 20 other counties in seeking appellate review of a trial court decision that upheld an interpretation of state law to continue requiring counties (as opposed to the state) to pay for recalling services provided in Institutes for Mental Disease, otherwise known as IMD's.

B) [Montara Water and Sanitary District v. County of San Mateo, et al.](#)
San Mateo County Superior Court Case No. 505205

C) [Conference with Legal Counsel - Anticipated Litigation](#)

Significant exposure to litigation pursuant to subdivision (b) of Government Code Section 54956.9
One case

D) [Initiation of litigation pursuant to subdivision \(c\) of Government Code Section 54956.9](#)
[One case](#)

The Board on a 4-0 vote, Supervisor Slocum absent, agreed to file an amicus curiae brief in support Santa Clara County's defense of a lawsuit brought by the Silicon Valley Taxpayers Association challenging their sales tax measure as unconstitutional.

The Board recessed to regular closed session at 12:20 p.m.

The Board reconvened the open session at 12:43 p.m.

County Counsel made the following report: No other reportable action was taken.

The meeting was adjourned at 12:44 p.m. in memory of Elsie Martin Garrison, Robert Franceschini, Sr., and Timothy Guiney.