

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 9:04 a.m.

April 9, 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
Emily Harris, CURB
Roger White, CURB
Jesse Moss
Mary Ellen Porzig, Portola Valley

(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: Groom

(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 action.)

PRESENTATIONS AND AWARDS

1. [Presentation of a proclamation \(3421\) designating April 2013 as Child Abuse Prevention Month \(Supervisor Dave Pine\)](#)

Speakers recognized by the President:

Supervisor Dave Pine, Board of Supervisors
Renee Zimmerman, Children's Collaborative Action Team Coordinator
Kristen Kimball, Program Coordinator, Friends For Youth

Motion: Pine / Second: Tissier

2. [Presentation of a proclamation \(3422\) designating April 2013 as Parliamentary Law Month \(Supervisor Warren Slocum\)](#)

Speakers recognized by the President:

Supervisor Warren Slocum, Board of Supervisors

Ester Heller, Director, California State Association of Parliamentarians

Motion: Groom / Second: Pine

3. [Presentation of a proclamation \(3423\) designating April 19, 2013 as "Be Seen Keepin It Clean" Earth Day Events \(Supervisor Don Horsley\)](#)

Speakers recognized by the President:

Supervisor Don Horsley, Board of Supervisors

Joe La Mariana, Public Works

Motion: Horsley / Second: Tissier

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.

4. 9:00 a.m.

[Public hearing to consider an appeal of the Planning Commission's approval of a Non-Conforming Use Permit and Off-Street Parking Exception to allow the expansion of a non-conforming house on a non-conforming parcel to allow encroachments into the required setbacks and daylight planes and to allow one covered parking space where two are required, at 4 Perry Avenue, in the unincorporated West Menlo Park area of San Mateo County](#)

- 1) [Report and recommendation](#)
- 2) [Close public hearing](#)

Motion: Groom / Second: Tissier

- 3) [Approve or deny appeal](#)

Motion to continue to the item for no more than 120 days: Horsley / Second: Pine

The Board appointed Supervisors Adrienne Tissier and Carole Groom to a sub-committee to mediate a compromise between the Applicant and the Appellant.

Motion to appoint a two Board members to a subcommittee: Horsley / Second: Pine

Speakers recognized by the President:

Jim Eggemeyer, Planning and Building
Supervisor Adrienne Tissier, Board of Supervisors
J.R. Rodine, Applicant's Representative
Kristina Valentine, Owner / Applicant
Mike Valentine, Owner / Applicant
Ryan Floyd, Menlo Park
Daryl Camarillo, Appellant
Gari Merendino, Menlo Park
Sandy Sloan, Attorney for the Appellant
Patricia McBrayer, Menlo Park
Lennie Roberts, Committee for Green Foothills
Sherieni Suaduti, Menlo Park
Mike Greenbaum, Menlo Park
John James, Los Altos
Supervisor Don Horsley, Board of Supervisors
Supervisor Carole Groom, Board of Supervisors
Supervisor Warren Slocum, Board of Supervisors
John Beiers, County Counsel
Supervisor Dave Pine, Board of Supervisors

REGULAR AGENDA

COUNTY MANAGER

5. [Form and appoint members of a Supervisorial District Lines Study Committee and approval of an Outreach Budget](#)

Speakers recognized by the President:

John L. Maltbie, County Manager
Supervisor Warren Slocum, Board of Supervisors
Julio Garcia, Redwood City
Charisse Domingo, Silicon Valley Debug
Annie Loya, East Palo Alto
Odell Johnson, East Palo Alto
Pastor Paul Bains, St. Samuel Church
Supervisor Adrienne Tissier, Board of Supervisors
Supervisor Dave Pine, Board of Supervisors
Supervisor Warren Slocum, Board of Supervisors

Supervisor Tissier recommended adding Annie Loya to the Committee as an Alternate member.

Motion: Tissier / Second: Horsley

6. [Consider options for the use of unrestricted County General Funds received as part of a one-time distribution of liquidated Low-Moderate Income Housing Trust Funds of former redevelopment agencies, and if so desired, direct staff to refine one or more alternatives to bring back to the Board for consideration as part of the budget](#)

Speakers recognized by the President:

John L. Maltbie, County Manager
Pam Frisella, HEART Board Member
Chris Canter, Innvision Shelter Network
Melissa Platte, Mental Health Association and Housing Leadership Council
Bridgette Ohms, Mental Health Association
Joshua Hugg, Housing Leadership Council of San Mateo County
Evelyn Stivers, Non-Profit Housing Association
Mark Leach, Building Trades
Karyl Eldridge, Peninsula Interfaith Action
Mark Moulton, Executive Director, HEART
Kate Comfort Harr, HIP Housing
Michele Beasley, Greenbelt Alliance
Andrea Papanastassiou, Eden Housing, Inc.
Adrienne Etherton, Sustainable San Mateo County
Pastor Paul Bains, East Palo Alto
Deven Richardson, Housing Leadership Council
Supervisor Adrienne Tissier, Board of Supervisors
Matt Franklin, MidPen Housing
Comments from Jack Matthews, Heart of San Mateo County, were read by Pam Frisella
Supervisor Dave Pine, Board of Supervisors
Supervisor Warren Slocum, Board of Supervisors

Motion with the modification to add the small scale property acquisition by Non-Profit organizations be grouped into the 75%: Pine / Second: Groom

7. [County Manager's Report #3: Accept this update on the 2013 State Legislative Session](#)

Speakers recognized by the President:

John L. Maltbie, County Manager
Supervisor Don Horsley, Board of Supervisors
Supervisor Adrienne Tissier, Board of Supervisors

BOARD OF SUPERVISORS

8. [Board Members' Reports](#)

Supervisor Tissier reminded everyone that the summit on violence “Beyond Newtown: How to Ensure Safe Schools and Communities” will take place on Monday, April 29, 2013 from 8:00 a.m. to 2:00 p.m. at the Oracle Conference Center. The summit is co-sponsored with Congresswoman Jackie Speier’s office, Supervisor Horsley’s office, the Sheriff’s Office, and the San Mateo County Office of Education

Supervisor Groom reminded everyone that Take A Hike commenced last weekend on Saturday, April 6, 2013. Everyone is welcome to join the next Take A Hike on Saturday, May 5, 2013 starting at 9:00 a.m. at Quarry Park in El Granada.

Speakers recognized by the President:

Jessica Mann, Foster City

CONSENT AGENDA

All items on the consent agenda are approved by one action 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.

9. [Approve the minutes for the meeting of March 26, 2013](#)

ASSESSOR-COUNTY CLERK-RECORDER

10. [Resolution \(072427\) authorizing the Chief Elections Officer to render specified election services for the La Honda-Pescadero Unified School District and Portola Valley Elementary School District in conjunction with special all-mail ballot elections to be held on Tuesday, May 7, 2013](#)

BOARD OF SUPERVISORS

11. [Accept this Report Back on Strengthening the County's Nonprofit Partnership \(Supervisors Carole Groom and Don Horsley\)](#)
12. [Recommendation for following appointments to the Commission on the Status of Women, terms ending December 31, 2017: \(Supervisors Dave Pine and Adrienne Tissier\)](#)
- A) [Linda Koelling representing Adult member](#)
- B) [Maguerite Machen representing Adult member](#)
- C) [Tanisha Hughes representing Adult member](#)
- D) [Kristy Koberna representing Adult member](#)
- E) [Elsie Gufler representing Adult member](#)
- F) [Anisha Weber representing Adult member](#)
13. [Ratification of a resolution \(3424\) honoring Anthony J. Clifford on his 30th Anniversary with First National Bank of Northern California \(Supervisor Adrienne Tissier\)](#)
14. [Ratification of a resolution \(3425\) honoring the National Association for the Advancement of Colored People, San Mateo Branch #1068 \(Supervisor Carole Groom\)](#)

15. [Ratification of a resolution \(3426\) honoring Shen Yun Performing Arts \(Supervisor Carole Groom\)](#)

COUNTY COUNSEL

16. [Resolution \(072428\) authorizing the San Carlos School District to issue General Obligation Bonds, in an aggregate principal amount not to exceed \\$15,000,000, entitled "San Carlos School District, San Mateo County, California, General Obligation Bonds, Election of 2012, Series 2013"](#)

COUNTY MANAGER

17. [Resolution \(072429\) authorizing an Appropriation Transfer Request in the amount of \\$3,889,050 from Non-departmental ERAF reserves to Circle Star Plaza](#)

DISTRICT ATTORNEY

18. [Resolution \(072430\) authorizing an Appropriation Transfer Request in the amount of \\$85,154, recognizing and appropriating unanticipated revenues from the Worker's Compensation Insurance Fraud \(\\$63,280\), Auto Insurance Fraud \(\\$15,185\) and Consumer Protection Program \(\\$6,689\) trust funds for the investigation and prosecution of insurance fraud cases](#)

GOVERNING BOARDS

19. [Acting as the Governing Board of the Menlo Park Highway Lighting District, adopt a Resolution \(072431\) authorizing the installation of streetlights on Seventh Avenue, in the vicinity of 700, 736 and 766 Seventh Avenue, North Fair Oaks area](#)
20. [Acting as the Governing Board of the ten County Sewer/Sanitation Districts adopt a Resolution \(072432\) waiving the Request for Proposals process and authorizing the purchasing agent to issue a purchase order for a Vactor 2100 Plus combination sewer cleaning truck, in an amount not to exceed \\$470,000](#)

HEALTH SYSTEM

21. [Resolution \(072433\) authorizing an amendment to the agreement with PetData, Inc. to provide animal licensing services, increasing the amount by \\$60,000 to an amount not to exceed \\$873,000](#)
22. [Resolution \(072434\) authorizing an amendment to the agreement with Lawrence A. Saunders, DDS to provide oral and maxillofacial surgery services, increasing the amount by \\$67,000 to an amount not to exceed \\$191,000](#)
23. [Resolution \(072435\):](#)
 - A) [Approving the submission of the FY 2013-14 update of the Area Plan for Services for Older Adults and Adults with Disabilities to the California Department of Aging; and](#)

- B) Authorizing the execution of the transmittal letter as required by the California Department of Aging

24. Resolution (072436) authorizing:

- A) The County of San Mateo to apply for and accept all available funds from the California Department of Public Health and the State Water Resources Control Board for Recreational Beach Monitoring Programs for Fiscal Years 2013-14 through 2017-18; and
- B) The Chief of the Health System or designee to execute in the name of San Mateo County all necessary applications, agreements, amendments, payment requests, and all other documents necessary for the purposes of securing grant funds, implementing the approved grant projects, and carrying out the purposes specified in the grant applications for Fiscal Years 2013-14 through 2017-18

25. Resolution (072437 accepting a donation of Boppy Feeding and Infant Support Pillows

26. Adoption of an ordinance (04655) amending the Master Salary Ordinance, previously introduced on March 26, 2013 and waiver of reading the ordinance in its entirety

27. Introduction of an ordinance repealing and replacing Sections 5.64.050 through 5.64.070 in Chapter 5.64 of Title 5 of the San Mateo County Ordinance Code and repealing Chapter 5.120 of Title 5 of the San Mateo County Ordinance Code in its entirety, which establish Environmental Health program fees and waiver of reading the ordinance in its entirety

This item was continued to the meeting of April 23, 2013 for adoption.

HOUSING

28. Resolution (072438) authorizing an Appropriation Transfer Request in the amount of \$1,500,000 from unanticipated revenue in Federal Community Development HUD Grant to fund unanticipated expenditures in HCD Project Costs, and Salaries and Benefits Adjustments

HUMAN RESOURCES

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

30. Introduction of an ordinance amending the salary ordinance to reflect the deletion of three positions, addition of three positions and conversion of one position to classified status as required by Measure D; and accepting the report on the total number of positions in the County and waiver of reading the ordinance in its entirety

This item was continued to the meeting of April 23, 2013 for adoption.

PROBATION

31. [Resolution \(072439\) authorizing an amendment to the agreement with Applied Survey Research to implement and maintain data collection for the Juvenile Probation and Camps Funding and Juvenile Justice Crime Prevention Act Programs, increasing the amount by \\$67,737 to \\$247,373](#)

PUBLIC WORKS

32. [Resolution \(072440\) authorizing an agreement with Go Native, Inc. to provide design, construction, and maintenance services for the James V. Fitzgerald Area of Special Biological Significance Pollution Reduction Program Best Management Practices Project for the term of April 9, 2013 through March 31, 2015, in an amount not to exceed \\$250,000](#)
33. [Resolutions \(072441 and 072442\):](#)
- A) [Accepting the report on county-wide mitigation fees for the period of January 1, 2012 to December 31, 2012; and](#)
 - B) [Determining that for Calendar Year 2013, the rates for the fees for new development authorized by Chapter 2.53 of the San Mateo County Ordinance Code shall be computed on the base rates specified in Section 2.53.030, as adjusted in 2012](#)

SHERIFF

34. [Resolution \(072443\) authorizing an agreement with Securus Technologies for the provision of inmate telephone services for a term beginning April 9, 2013 and ending three years from the date of cutover, in exchange for a minimum annual guaranteed commission revenue of \\$820,000 to fund inmate welfare services](#)

This item was moved to the regular agenda.

Speakers recognized by the President:

Supervisor Dave Pine
Sheriff Greg Munks, Sheriff's Office
John Beiers, County Counsel

Motion: Pine / Second: Tissier

35. [Resolution \(072444\) authorizing an amendment to the agreement with Global Tel*Link for inmate telephone services for the County's Correctional Facilities, extending the term on a month to month basis not to exceed two months ending May 31, 2013](#)
36. [Resolution \(072445\) authorizing an amendment to the Law Enforcement Services Agreement with the City of Half Moon Bay adding the provision of the Retirement - Unfunded Actuarial Accrued Liabilities](#)

37. [Resolution \(072446\) authorizing the Sheriff or his/her designee to:](#)
- A) [Execute an agreement with Ghilotti Construction Company to provide rough grading services for the San Mateo County Replacement Jail at 1300 Maple Street in Redwood City, for the term of April 9, 2013 through December 31, 2013, in an amount not to exceed \\$895,000; and](#)
 - B) [Execute an Owner Assigned and Novation Agreement, necessary to assign the Trade Contract from the County to the Construction Manager](#)
 - C) [Authorize an additional \\$116,350 contingency for unforeseen conditions or scope adjustments at this phase of the project](#)
38. [Resolution \(072447\) authorizing the Sheriff or his/her designee to:](#)
- A) [Execute an agreement with Foundation Constructors, Inc. to furnish and install driven concrete piles for the San Mateo County Replacement Jail at 1300 Maple Street in Redwood City, for the term of April 9, 2013 through December 31, 2013, in an amount not to exceed \\$1,427,900;](#)
 - B) [Execute an Owner Assignment and Novation Agreement, necessary to assign the Trade Contract from the County to the Construction Manager; and](#)
 - C) [Authorize an additional \\$185,627 contingency for unforeseen conditions or scope adjustments at this phase of the project](#)
39. [Resolution \(072448\) authorizing the Sheriff or his/her designee to execute an amendment to the agreement with Engeo, Inc. to provide additional geotechnical engineering services for the Replacement Jail, increasing the amount by \\$180,000 to \\$340,000](#)

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) [Public Employee Discipline/Dismissal/Release](#)

The Board recessed to regular closed session at 12:28 p.m.

The Board reconvened the open session at 1:00 p.m.

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

The meeting was adjourned at 1:00 p.m. in memory of William H. Royer, Elio Fontana, and Randy Royce.