



# MINUTES

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**Meeting was called to order at 9:03 a.m.**

**TUESDAY, FEBRUARY 28, 2017**

## **PLEDGE OF ALLEGIANCE**

## **ROLL CALL**

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

**Staff Present: Mr. John L. Maltbie, County Manager/Clerk of the Board; Mr. John C. Beiers, County Counsel; and Mr. Sukhmani S. Purewal, Assistant Clerk of the Board.**

## **PUBLIC COMMENT**

### **Speakers Recognized by the President:**

Mr. Martin Fox, Belmont  
Miss Diane Zermeno, Sienna Youth Center  
Miss Joanna Sierra Contreras, Sienna Youth Center  
Miss Carmela Meehan, Sienna Youth Center  
Mr. Diego Ponce Gonzalez, Sienna Youth Center  
Mr. Rafael Avendano, Sienna Youth Center  
Miss Andrea Flores, Sienna Youth Center  
Miss Susana Vasquez, Sienna Youth Center

This item is reserved for persons wishing to address the Board on any County-related matters that are as follows: 1) Not otherwise on this meeting agenda; 2) Listed on the Consent Agenda; 3) County Manager's Report on the Regular Agenda; or 4) Board Members' Reports on the Regular Agenda. Public comments on matters not listed above shall be heard at the time the matter is called.

As with all public comment, members of the public who wish to address the Board should complete a speaker's slip to make a public comment. Speakers are customarily limited to two minutes, but an extension can be provided to you at the discretion of the Board President.

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

(This item is to set the final consent and regular agenda, and for the approval of the items listed on

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

**Motion: Pine / Second: Slocum**  
**Ayes: Pine, Groom, Horsley, Slocum, Canepa**  
**Noes: None**

### PRESENTATIONS AND AWARDS

1. Presentation regarding Black History Month. (Supervisor Don Horsley)

**Speakers Recognized by the President:**  
Supervisor Don Horsley, Board of Supervisors  
Chief John Keene, Probation Department

**Motion: Horsley / Second: Canepa**  
**Ayes: Pine, Groom, Horsley, Slocum, Canepa**  
**Noes: None**

2. Presentation of a proclamation (**3916**) designating March 1 - 7, 2017 as National Weights and Measures Week. (Supervisor Don Horsley)

**Speakers Recognized by the President:**  
Supervisor Don Horsley, Board of Supervisors  
Mr. Fred Crowder, Director of Agriculture, Weights/Measures

**Motion: Horsley / Second: Canepa**  
**Ayes: Pine, Groom, Horsley, Slocum, Canepa**  
**Noes: None**

3. Presentation of a proclamation (**3917**) designating February 2017 as Grand Jury Awareness Month. (Supervisor Dave Pine)

**Speakers Recognized by the President:**  
Supervisor Dave Pine, Board of Supervisors  
Supervisor Don Horsley, Board of Supervisors  
Mr. Jason Wacha, Grand Jury  
Ms. Kati Martin, Grand Jury  
Ms. Colleen You, Grand Jury  
Mr. Martin Fox, Belmont

**Motion: Pine / Second: Slocum**  
**Ayes: Pine, Groom, Horsley, Slocum, Canepa**  
**Noes: None**

### MATTERS SET FOR SPECIFIED TIME

Times listed under this section are approximate. The Board makes every effort to adhere to the

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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.

Accept the San Mateo County **Measure K** Oversight Committee's Annual Report.

**Speakers Recognized by the President:**

Ms. Reyna Farrales, Deputy County Manager  
Ms. Michelle Durand, Chief Communications Officer  
Mr. Marshall Wilson, Communications Officer  
Supervisor Pine, Board of Supervisors  
Supervisor Groom, Board of Supervisors  
Supervisor Horsley, Board of Supervisors  
Supervisor Slocum, Board of Supervisors  
Supervisor Canepa, Board of Supervisors  
Mr. Martin Fox, Belmont  
Mr. John L. Maltbie, County Manager/Clerk of the Board

**Motion: Groom / Second: Pine**

**Ayes: Pine, Groom, Horsley, Slocum, Canepa**

**Noes: None**

5. 9:15 a.m.

Resolution authorizing the establishment of "No Parking" zones on the south side of El Granada Boulevard:

- 1) Commencing 380 feet from the centerline of Isabella Road extending south-easterly approximately 27 feet, more or less; and
- 2) Commencing 440 feet from the centerline of Isabella Road extending south-easterly approximately 32 feet, more or less.

**Speakers Recognized by the President:**

Mr. Jim Porter, Director, Public Works  
Mr. Eric Harger, El Granada  
Mr. Vincent Acuna, El Granada  
Ms. Deirdre Harger, El Granada

**This item was moved to the March 14, 2017 Board of Supervisors' meeting for further discussion.**

6. 1:30 p.m.

Foster Youth Study Session, Board Chambers. (Supervisor Don Horsley)

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### **Speakers Recognized by the President:**

Supervisor Don Horsley, Board of Supervisors  
Ms. Iliana Rodriguez, Director, Human Services Agency  
Ms. Nicole Pollack, Assistant Director, Human Services Agency  
Supervisor Dave Pine, Board of Supervisors  
Mr. John L. Maltbie, County Manager/Clerk of the Board  
Supervisor David J. Canepa, Board of Supervisors  
Supervisor Warren Slocum, Board of Supervisors  
Chief John Keene, Probation  
Supervisor Carole Groom, Board of Supervisors  
Mr. Dominic Barragan, High School Pathways Coordinator, Silicon Valley Children's Fund  
Mr. Edward Manio, Lead Achievement Navigator, Central Labor Council Partnership  
Ms. Melissa Guariglia, Foster Youth Education Enrichment Services Program Manager, Star Vista  
Mr. Joseph Judd, Tutor, Thrive Academics  
Ms. Selina Melchor, Former Foster Youth  
Mr. Jeffrey Devers, Former Foster Youth  
Mr. Tom Bauer, CASA of San Mateo  
Ms. Patricia Miljanich, CASA of San Mateo

*Change of Clerk from Sukhmani Purewal to Sherry Golestan at 1:57 p.m.*

*Change of Clerk from Sherry Golestan to Sukhmani Purewal at 2:24 p.m.*

**The Board identified the following follow-up items arising from the Study Session:  
Explore setting aside funds within the Affordable Housing Fund for former foster youth housing; prioritized creation of a central visitation center to be used for supervised visitation; clarify the confidentiality requirements for youth in the juvenile dependency system and develop a way to share educational information with agencies working on that issue; provide additional information regarding IEP rates and proficiency; create a collaborative community panel; and explore transportation options for AB 12 youth.**

## REGULAR AGENDA

### COUNTY MANAGER

7. Recommendation to ratify the proclamation **(3918)** of local state of emergency for February 14-24, 2017 storms.

### **Speakers Recognized by the President:**

Mr. Jim Porter, Director, Public Works  
Lt. William Fogarty, Sheriff  
Supervisor Pine, Board of Supervisors  
Supervisor Horsley, Board of Supervisors  
Mr. John C. Beiers, County Counsel  
Supervisor Groom, Board of Supervisors

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**Motion: Canepa / Second: Groom**

**Ayes: Pine, Groom, Horsley, Slocum, Canepa**

**Noes: None**

8. Resolution **(075028)** approving San Mateo County's 2017 Legislative Session Program.

**Speakers Recognized by the President:**

Ms. Connie Juarez-Diroll, Legislative Director, Intergovernmental Public Affairs

Supervisor Groom, Board of Supervisors

Mr. Martin Fox, Belmont

Supervisor Warren Slocum, Board of Supervisors

Supervisor Don Horsley, Board of Supervisors

**Motion: Groom / Second: Pine**

**Ayes: Pine, Groom, Horsley, Slocum, Canepa**

**Noes: None**

9. **Measure K:** Resolution **(075029)** authorizing an Appropriation Transfer Request (ATR) transferring **Measure K** revenue and expenditure appropriations in the amount of \$25,000 from Non-Departmental Services to the Human Resources Department to host the "Shaping our Success" Youth Jobs Summit on April 15 and 22, 2017, whereby 120 job-aged youth from underrepresented communities in Redwood City, East Palo Alto, Belle Haven and North Fair Oaks will prepare for potential summer jobs and develop needed workplace skills. (Supervisor Warren Slocum)

**Speakers Recognized by the President:**

Supervisor Warren Slocum, Board of Supervisors

**Motion: Slocum / Second: Groom**

**Ayes: Pine, Groom, Horsley, Slocum, Canepa**

**Noes: None**

10. County Manager's Report #4 of 2017

**Speakers Recognized by the President:**

Mr. John L. Maltbie, County Manager/Clerk of the Board

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11. Board Members' Reports

**Supervisor Slocum reminded the public about the Age Well Drive Smart Seminar on March 1, 2017 at the Veteran's memorial Center in Redwood City from 9:00 a.m. to noon. The next seminar will be on April 4, 2017 in Foster City. He also shared with the public that on Saturday, March 4, 2017, Lisa Rosenberg, the new poet laureate, has selected 18 poets from ages 7-70 who will be reading their poems in the East Palo Alto Public Library.**

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### 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.

### ASSESSOR-COUNTY CLERK-RECORDER

12. Resolution **(075030)** authorizing implementation of the City of Foster City Council's request that future general municipal elections be moved from odd to even-numbered years.
13. Resolution **(075031)** authorizing implementation of the Town of Woodside Town Council's request that future general municipal elections be moved from odd to even-numbered years.
14. Resolution **(075032)** authorizing implementation of the City of South San Francisco City Council's request that future general municipal elections be moved from odd to even-numbered years.
15. Resolution **(075033)** authorizing implementation of the Town of Portola Valley Town Council's request that future general municipal elections be moved from odd to even-numbered years.
16. Resolution **(075034)** authorizing implementation of the Broadmoor Police Protection District Governing Board's request that future board elections be moved from odd to even-numbered years.
17. Resolution **(075035)** authorizing the Chief Elections Officer to render specified election services for the San Mateo-Foster City Elementary School District in conjunction with a special election to be held on Tuesday, March 28, 2017.
18. Resolution **(075036)** authorizing the Chief Elections Officer to render specified election services for the Woodside Elementary School District in conjunction with a special election to be held on Tuesday, April 4, 2017.

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19. Recommendation for the appointment of Doug Machado as an Alternate member to the Design Review Committee, representing El Granada, for a term ending March 31, 2020. (Supervisors Don Horsley and David J. Canepa)
20. Ratification of a resolution **(3919)** honoring Elizabeth (Liz) Bauer, R.N. upon her retirement from Peninsula Hospital. (Supervisor Carole Groom)

### CORONER

21. Resolution **(075037(a); 075037(b))** authorizing:

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- A) An agreement with Dr. Thomas W. Rogers for the provision of forensic pathology services for the term of March 1, 2017 through February 28, 2019, in an amount not to exceed \$408,996 and waiving the Request for Proposal (RFP) process; and
- B) An agreement with Dr. Peter A. Benson for the provision of forensic pathology services for the term of March 1, 2017 through February 28, 2019, in an amount not to exceed \$408,996 and waiving the Request for Proposal (RFP) process; and
- C) The Coroner to execute subsequent amendments and minor modifications not to exceed \$25,000 in aggregate for each contract and to make minor changes in the types of services and activities provided under the agreements.

### COUNTY COUNSEL

- 22. Resolution **(075038)** authorizing the Burlingame Elementary School District to issue and sell its Election of 2016 General Obligation Bonds, Series A, through a negotiated sale, in an aggregate principal amount not to exceed \$30,000,000 without further action of the County.
- 23. Approve corrections to the identified tax rolls and corresponding tax refunds.

### COUNTY MANAGER: OFFICE OF SUSTAINABILITY

- 24. Resolution **(075039)** authorizing an agreement with the Association of Bay Area Governments necessary to implement programs of Energy Upgrade California in San Mateo County in calendar year 2017 as a participant in the Bay Area Regional Energy Network in an amount not to exceed \$120,518.

### COUNTY MANAGER

- 25. Adoption of an ordinance **(4774)** authorizing an amendment to the Living Wage Ordinance, previously introduced on February 14, 2017, and waive the reading of the ordinance in its entirety.
- 26. Recommendation to continue the local state of emergency **(3920)** relating to widespread damage due to storms commencing in January 2017, which still exists and continues to be an emergency, in accordance with Government Code Section 8630 and Chapter 2.46 of the San Mateo County Ordinance Code.
- 27. Recommendation to continue the Emergency Proclamation **(3921)** relating to damage within the Crystal Springs County Sanitation District as a result of the January and February 2017 storms, which still exists and continues to be an emergency, for an additional period in accordance with Government Code section 8630 and Chapter 2.46 of the San Mateo County Ordinance Code.
- 28. Resolution **(075040)** changing the name of the Measure A Oversight Committee to the **Measure K** Oversight Committee and extending the maximum number of terms for Oversight Committee members from two to three.

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29. Resolution **(075041)** authorizing:

- A) The President of the Board of Supervisors to execute a an amendment to the Permit Agreement with New Cingular Wireless PCS, LLC, for the continued operation of an existing wireless communication facility on the roof of the Community Services Building located at 2415 University Avenue in the City of East Palo Alto, to modify the termination, indemnification and insurance language, and increase the monthly Base Permit Fee; and
- B) The County Manger, or his designee, to accept or execute on behalf of the County any and all notices, options, consents, approvals, terminations, and documents in connection with the agreement.

30. Resolution **(075042)** authorizing:

- A) Approval of an agreement with Leland Stanford Junior University for Trail Reconstruction, Maintenance and Grant of Easements ("Agreement"); and
- B) The County Manager, or his designee, to execute the final agreement, escrow instructions and execute any and all notices, amendments, consents, approvals, deeds, grant of easements, certificates of acceptance, and documents in connection with the agreement as needed to comply with the intent of the resolution.

31. Resolutions **(075043; 075044)** authorizing:

- A) The County Manager or the Manager's designee to execute an agreement with Taylor Design to provide Architectural and Engineering design services in an amount not to exceed \$7,124,270; and
- B) The Director of Project Development Unit or the Director's designee to execute contract amendments which modify the County's maximum obligation by no more than \$712,427 or 10% of total contract value (in aggregate), and/or modify the term and/or services; and
- C) An Appropriation Transfer Request (ATR) in the amount of \$15,673,394, transferring \$7,836,697 from the Accumulated Capital Outlay Fund to the Other Capital Construction Fund.

32. Resolution **(075045)** authorizing:

- A) The County Manager or his/her designee to execute an agreement with F&H Construction for the Design-Build construction services of the Animal Shelter Project, beginning February 28, 2017 through completion, in the amount of \$19,699,197; and
- B) The Interim Director of the Project Development Unit, and/or his designee to issue and execute on behalf of the County of San Mateo reimbursements and change

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orders up to 10% (a maximum aggregate amount of \$1,969,920) of the agreement.

### HEALTH SYSTEM

33. Resolution **(075046)** authorizing an amendment to the agreement with healthRIGHT 360 for substance use disorder treatment services under the Drug Medi-Cal Organized Delivery System, increasing the amount by \$4,675,948 to an amount not to exceed \$10,104,867, and extending the term of the agreement through June 30, 2018.
34. Resolution **(075047)** authorizing an amendment to the agreement with The Latino Commission for substance use disorder treatment services under the Drug Medi-Cal Organized Delivery System, increasing the amount by \$406,686 to an amount not to exceed \$2,507,801, and extending the term of the agreement through June 30, 2018.
35. Resolution **(075048)** authorizing an agreement with The Brauner Company to provide financial advisor services for conserved clients of the Public Guardian and decedent estates' of the Public Administrator, for the term January 1, 2017 through June 30, 2020, in an amount not to exceed \$875,000.
36. Resolution **(075049)** authorizing an agreement with Brian Yang, DDS, MD to provide oral and maxillofacial surgery services, for the term of May 1, 2017 through April 30, 2019, in an amount not to exceed \$200,000.
37. Resolution **(075050)** authorizing an agreement with Linda Lee, DMD, MD to provide oral and maxillofacial surgery services, for the term of May 1, 2017 through April 30, 2019, in an amount not to exceed \$200,000.
38. Resolution **(075051)** authorizing an agreement with Hidemi Oka, DMD, MD to provide oral and maxillofacial surgery services, for the term of May 1, 2017 through April 30, 2019, in an amount not to exceed \$200,000.
39. Resolution **(075052)** authorizing an agreement with Certified Languages International, LLC to provide interpreter services, for the term of March 1, 2017 through February 29, 2020, in an amount not to exceed \$2,225,000.
40. Resolution **(075053)** authorizing an agreement with Grace Hassid, MD to provide infection control services, for the term of April 1, 2017 through March 31, 2018, in an amount not to exceed \$134,000.
41. Resolution **(075054)** authorizing an amendment to the agreement with El Centro de Libertad for substance use disorder treatment services under the Drug Medi-Cal Organized Delivery System, increasing the amount by \$169,602 to an amount not to exceed \$2,012,917, and extending the term of the agreement through June 30, 2018.
42. Resolution **(075055)** authorizing an agreement with Crime Scene Cleaners, Inc. to provide specialized residential property cleaning services for conserved clients of the Public Guardian and decedent estates of the Public Administrator, for the term January 1, 2017

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through June 30, 2020, in an amount not to exceed \$700,000.

### HUMAN RESOURCES

43. Resolution **(075056)** authorizing the Human Resources Director to retroactively execute renewal agreements with Kaiser Permanente, Secure Horizons, and Blue Shield of California, for the provision of health coverage for County employees, retirees and their dependents, for the term of January 1, 2017 through December 31, 2017, with the aggregate amount not to exceed \$90.6 million.
44. Resolution **(075057)** authorizing an agreement with Spin Recruitment Advertising for advertising services, for the term March 1, 2017 through February 29, 2020, in an amount not to exceed \$360,000.
45. Report recommending the denial of claims (Non-culpable)
46. Resolution **(075058)** authorizing an amendment to the Master Salary Resolution to add eleven positions, delete eight positions, reclassify one hundred twenty three positions, split one full-time position to two half-time positions, add one special compensation rule, increase one call back rate, convert two unclassified positions to classified, and convert one unclassified position to classified per Measure D.

### PARKS

47. Resolution **(075059)** authorizing the submittal of an application for grant funding from the California Division of Boating and Waterways for the Coyote Point Eastern Promenade Trail Project in the amount of \$700,000.

### PLANNING AND BUILDING

48. Resolution **(075060)** authorizing an amendment to the agreement with Cotton Shires and Associates, Inc. to provide review of geotechnical and geologic reports by extending the contract end date from June 30, 2017 to November 30, 2019, and increasing the amount by \$525,000 to an amount not to exceed \$624,000.

### PUBLIC WORKS

49. Resolution **(075061)** regarding the Alpine Road Trail Improvement Project:
  - A) Adopting plans and specifications, including conformance with prevailing wage scale requirements, for the Alpine Road Trail Improvements Project; and
  - B) Authorizing the President of the Board to execute an agreement with Granite Rock Company, in the amount of \$2,998,366 for the Alpine Road Trail Improvements Project; and
  - C) Authorizing the Director of Public Works to execute subsequent change orders to

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grant time extensions for project completion and payment up to a maximum aggregate amount not to exceed \$299,836, or approximately 10% of the agreement amount.

50. Resolution **(075062)** authorizing the Director of Public Works to proceed with:
- A) Preparing plans and specifications for projects to be constructed during the 2017 construction season, which are maintenance type projects that:
    - 1) Do not have long lead times for design; and
    - 2) Are not considered controversial requiring specific property owner input; and
    - 3) Do not require state or federal grant approvals, which have not previously been approved by the Board, and do not require extensive permit approvals from regulatory agencies; and
  - B) Advertising for bids on the maintenance type projects as defined above.
51. Resolution **(075063)** regarding 2017 Job Order Contracts for Engineering, Construction, Roads, and Utilities:
- A) Adopting the construction task catalog, specifications, and conformance with prevailing wage scale requirements for the 2017 Job Order Contracts for Engineering, Construction, Roads and Utilities; and
  - B) Authorizing agreements with Yerba Buena Engineering & Construction, Inc., Andreini Brothers, and Southwest Construction & Property Management for Engineering, Construction, Roads and Utilities, for the term of March 8, 2017 through March 7, 2018, each in an amount not to exceed \$4,550,000.
52. Resolutions **(075064; 075065)** authorizing:
- A) The Director of Public Works, or his designee, to file applications for funding assigned to the Metropolitan Transportation Commission, committing any necessary matching funds, and stating assurance to complete the Countywide Bridge Maintenance project; and
  - B) The Director of Public Works, or his designee, to file applications for funding assigned to the Metropolitan Transportation Commission, committing any necessary matching funds, and stating assurance to complete the Canada Road Resurfacing project.
53. Resolution **(075066(a); 075066(b); 075066(c); 075066(d))** authorizing agreements with Mechanical and Electrical Engineering firms: Turley and Associates Mechanical Engineering Group, Inc., Canyon Consulting Engineers, Taylor Engineering LLC, and Ackerman Practicon, to provide on-call mechanical services on various County Facilities construction projects, on an as needed basis, for the term of March 1, 2017 through February 29, 2020, in

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an amount not to exceed \$300,000 per agreement, for combined aggregate amount of \$1,200,000.

### TREASURER

54. Resolution **(075067)** renewing the delegation of investment authority to the Treasurer for the calendar year 2017 pursuant to Section 2.91.040 to Title 2, Article 2.9 Chapter 2.91 of the San Mateo County Ordinance Code.
55. Resolution **(075068)** approving the 2017 San Mateo County Investment Policy Statement.

### 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
  - 1) County of San Mateo v. 2700 Middlefield Road, LLC, et al.  
San Mateo County Superior Court Case No. CIV 533576
  - 2) Stillpath Retreat Center LLC v. County of San Mateo  
United States District Court Case No. 15-01386 MMC

**The Board recessed to closed session at 11:02 a.m. for discussion with no reportable action to follow by John C. Beiers, County Counsel.**

**The Board reconvened to open session at 1:35 p.m.**

**The meeting was adjourned in memory of Elizabeth Anne Biagini at 3:42 p.m.**