



AGENDA

Virtual Meeting

Tuesday, March 23, 2021

9:00 AM

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

On March 17, 2020, the Governor issued Executive Order N-29-20 suspending certain provisions of the Ralph M. Brown Act in order to allow for local legislative bodies to conduct their meetings telephonically or by other electronic means. Thus, pursuant to Executive Order N-29-20, local and statewide health orders, and the CDC's social distancing guidelines which discourage large public gatherings, the Board chambers is no longer open to the public for meetings of the Board of Supervisors.

A video broadcast of the meeting can be viewed at: <https://sanmateocounty.legistar.com>. Closed Captioning will be provided for all Board meetings. While watching the video broadcast, please scroll over the video and click "CC" to turn closed captions on.

Public Participation

The March 23, 2021 Board of Supervisors meeting may be accessed through Zoom online at <https://smcgov.zoom.us/j/99826589851>. The meeting ID is: 998 2658 9851. The March 23, 2021 Board of Supervisors meeting may also be accessed via telephone by dialing +1-669-900-6833 (Local). Enter the meeting ID: 998 2658 9851, then press #. (Find your local number: <https://smcgov.zoom.us/u/admSDqceDg>)

*Written public comments may be emailed to boardfeedback@smcgov.org, and should include the specific agenda item on which you are commenting.

*Spoken public comments will also be accepted during the meeting through Zoom. If you only wish to watch the meeting and do not wish to address the Board, the Clerk requests that you view the meeting through Legistar.

***Please see instructions for written and spoken public comments at the end of this agenda.**

ADA Requests

Individuals who require special assistance or a disability related modification or accommodation to participate in this meeting, or who have a disability and wish to request an alternative format

for the meeting, should contact Sukhmani Purewal, Assistant Clerk of the Board, by 10:00 a.m. on the day before the meeting at (650) 363-1802 and/or spurewal@smcgov.org. Notification in advance of the meeting will enable the County to make reasonable arrangements to ensure accessibility to this meeting, the materials related to it, and your ability to comment.

PLEDGE OF ALLEGIANCE

ROLL CALL

HONORING THE LIFE OF / BOARD MEMBER REMARKS

PUBLIC COMMENT

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

PRESENTATIONS AND AWARDS

1. COVID-19 Impact Update from John Hutar, CEO of the San Mateo County/Silicon Valley Convention and Visitors Bureau.
Sponsors: COUNTY MANAGER
2. Presentation of a proclamation designating March 2021 as American Red Cross Month.
Sponsors: Supervisor David J. Canepa
3. Presentation by Leadership Council San Mateo County, a new Countywide Community Leadership Development Organization.
Sponsors: Supervisor Carole Groom and COUNTY MANAGER
4. Presentation by Peninsula Conflict Resolution Center (PCR) on Racial Inequity Community Forum Discovery.
Sponsors: Supervisor David J. Canepa
5. COVID-19 Update:
 - Informational update by Louise Rogers, Chief of Health

REGULAR AGENDA

HEALTH

6. Accept this report from County Health regarding the plans for the FY 2021-23 budget.

HUMAN RESOURCES

7. Adopt a resolution making the provisions of Government Code section 31646(b) applicable to the County which would allow employees to receive retirement service credit for an unpaid parental leave.

COUNTY COUNSEL

8. Introduction of an ordinance amending Section 2.14.040 (Use of Outside Counsel for Legal Services, Advice, or Representation) of Chapter 2.14 (County Counsel) of Title 2 (Administration) of the San Mateo County Ordinance Code to align the ordinance with changes to the Government Code and Administrative Memo B-1, and waive the reading of the ordinance in its entirety.

COUNTY MANAGER

9. **Measure K:** Study Session II regarding the budget for **Measure K** revenue and approve the **Measure K** budget for the upcoming Fiscal Year 2021-23 budget cycle.
10. **Measure K:** Recommendation to:
 - A) Adopt a resolution authorizing a one-time grant to the Half Moon Bay History Association for the construction of a historical museum in an amount not to exceed \$50,000, and authorizing the County Manager, or designee, to execute the agreement.
 - B) Approve an Appropriation Transfer Request (ATR) in the amount of \$50,000 appropriating **Measure K** funding from Non-Departmental Services Reserves to Non-Departmental Services Miscellaneous Other Contributions to fund construction work on the Half Moon Bay Historical Museum.

Sponsors: Supervisor Don Horsley

BOARD OF SUPERVISORS

11. Adopt a resolution to support a Digital Bill of Rights that will increase digital equity for all residents in San Mateo County.

Sponsors: Supervisor Warren Slocum and Supervisor Don Horsley

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.

BOARD OF SUPERVISORS

12. Adopt a resolution authorizing the County Manager, or designee(s), to amend the existing agreement with the Community Equity Collaborative and the SMCU Community Fund for administration and disbursement of an additional \$480,000 in donated funds for grants to qualifying operators of learning hubs to expand the availability of learning hub slots for socioeconomically disadvantaged students in the County, with a term ending December 31, 2021.

Sponsors: Supervisor Dave Pine and Supervisor Carole Groom

13. Ratification of a resolution honoring Chef Manuel Martinez as the Chamber San Mateo County "Person of the Year".

Sponsors: Supervisor Warren Slocum

14. Ratification of a resolution honoring Wendy Schettino as the Chamber San Mateo County "Person of the Year".

Sponsors: Supervisor Warren Slocum

15. Ratification of a resolution honoring Kate Comfort Harr as the Chamber San Mateo County "Businesswoman of the Year".

Sponsors: Supervisor Warren Slocum

16. Ratification of a resolution honoring the San Mateo Credit Union as the Chamber San Mateo County "Cornerstone" awardee.

Sponsors: Supervisor Warren Slocum

COUNTY MANAGER

17. Accept this informational report on the start of the 2021 State legislative session and elements of the recently passed American Rescue Plan of 2021.
18. Adopt a resolution authorizing an amendment to extend agreement with California Financial Services to September 30, 2021 for financial advisory services in connection with the issuance and refunding of Lease Revenue Bonds and to update covered transactions.
19. Adopt a resolution authorizing a first amendment to the agreement with CGI Technologies and Solutions Inc. to increase the amount by \$612,900 to an amount not to exceed \$1,108,900.
20. Adopt a resolution authorizing a first amendment to the agreement with San Mateo County Event Center Exposition and Fair Association, DBA San Mateo County Event Center to increase the amount by \$4,500,000 to an amount not to exceed \$5,000,000 and extend the contract term from April 30, 2021 to June 30, 2021.

21. Adopt a resolution waiving the Request for Proposals process and authorizing agreements with Orrick, Herrington and Sutcliffe LLP for Legal Services as Bond Counsel, and Norton Rose Fulbright US LLP as Disclosure Counsel, in connection with anticipated bond issuances to be issued within the next 18 months.
22. Adopt a resolution:
- A) Authorizing and directing the County Manager, or designee(s), to contribute a total amount not to exceed \$350,000 in seed funding to a Technology Tools and Training Grant Program for small businesses in the County; and
 - B) Authorizing and directing the County Manager, or designee(s), to negotiate and enter into an agreement with Renaissance Entrepreneurship Center to administer and disburse the Technology Tools and Training Grant Program, with total administrative fees not to exceed \$50,000, and granting of a waiver of the request for proposal process for acquisition of services necessary to administer and disburse the Technology Tools and Training Grant Program pursuant to Section 2.83.050(e) of the San Mateo County Ordinance Code.
23. Adopt a resolution authorizing the County Manager, or designee(s), to execute a Memorandum of Understanding with the City of South San Francisco for the contribution of \$200,000 towards a one-year pilot program for the establishment and operation of a North County Small Business and Entrepreneurship Resource Center.

DISTRICT ATTORNEY

24. Adopt a resolution authorizing the District Attorney to submit annual grant proposals and enter into Grant Award Agreements with the California Department of Insurance for programs for the investigation and prosecution of automobile, workers' compensation, and disability & healthcare insurance fraud from fiscal year 2021-2022 through fiscal year 2023-2024.

HEALTH

25. **Measure K:** Recommendation to:
- A) Approve an Appropriation Transfer Request (ATR) in the amount of \$38,817, recognizing unanticipated revenue for Emergency Medical Services Agency (EMS), within budget subunit 5600B, Emergency Medical Services General Fund, for unanticipated additional **Measure K** funding and reducing the **Measure K** funding for the Behavioral Health and Recovery Services - Mental Health First Aid Program (6100B) for FY 2019-20; and
 - B) Approve an Appropriation Transfer Request (ATR) in amount of \$38,817 recognizing unanticipated revenue for Emergency Medical Services Agency (EMS), within budget subunit 5600B, Emergency Medical Services General Fund,

for unanticipated additional **Measure K** funding and reducing the **Measure K** funding for the Behavioral Health and Recovery Services - Mental Health First Aid Program (6100B) for FY 2020-21.

26. Adopt a resolution authorizing further amendment of the “Great Plates Delivered” program agreements with 63 participating restaurants to increase the maximum amount payable for an aggregate amount not to exceed \$56,501,000 for the 63 agreements and extending the terms of these 63 agreements through June 30, 2021.
27. Adopt a resolution authorizing an amendment to the agreement with Resource Development Associates for data planning and technical assistance services increasing the amount by \$30,000 to an amount not to exceed \$605,860 with no change to the term.
28. Adopt a resolution authorizing an agreement with the Department of State Hospitals for a pre-trial felony mental health diversion program for the term July 1, 2020 through June 30, 2023, in an amount not to exceed \$835,757.
29. Adopt a resolution authorizing an amendment to agreement with Crothall Laundry Services, Inc. to provide laundry linen rental services, extending the term of the agreement by six months through June 30, 2021, and increase the amount payable by \$330,000, to an amount not to exceed \$3,272,000.
30. Adopt a resolution authorizing an amendment to the agreement with Cardinal Health Pharmacy Services, LLC for remote order entry pharmacy services, extending the term of the agreement through March 31, 2024 and increasing the amount by \$500,000 in an amount not to exceed \$1,655,000.

HOUSING

31. **Measure K:** Adopt a resolution:
 - A) Authorizing the Director of the Department of Housing, or designee, to execute and implement an Affordable Housing and Property Disposition Agreement with Mercy Housing California 96, L.P. and any and all documents necessary to implement the same, including a Ground Lease to Mercy Housing California 96, L.P., for its development and subsequent operation of a mixed-use affordable rental housing development (“Project”) on County property located at 2700 Middlefield Road in the North Fair Oaks neighborhood of unincorporated San Mateo County (“Property”); and
 - B) Authorizing the Director of the Department of Housing, or designee, to execute any loan documents (“Loan Documents”) required for the County to provide a loan to Mercy Housing California 96, L.P. in a total amount not to exceed \$10,972,133 with a term of fifty-five (55) years at an interest rate of three percent (3%) for the purpose of providing funding for predevelopment activities and construction for the Project on the condition that an affordability covenant will be recorded against the

Property restricting rental to and occupancy of all Project units (other than two management units) to income-restricted households.

32. Measure K: Adopt a resolution:

- A) Authorizing and directing the Director of the Department of Housing, or designee, to execute an Exclusive Negotiating Agreement with MP Land Holdings, LLC, a wholly-owned and controlled subsidiary of MidPen Housing Corporation (“MidPen”), to afford the parties sufficient time to negotiate the terms of (i) a Management Agreement for the operation and management of an affordable housing project for extremely low-income seniors (“Project”) at the County-owned Property located at 1000 Twin Dolphin Drive in Redwood City to MidPen Housing Corporation (“Property”), and (ii) an agreement to transfer to MidPen, or a wholly-owned and controlled subsidiary of MidPen, an ownership interest in the Property (i.e. land and/or improvements) at such time that the Project has achieved sustainable operations or as the Parties may mutually agree; and
- B) Authorizing and directing the Director of the Department of Housing, or designee, in consultation with County Counsel, to negotiate and execute a Management Agreement for MidPen, or a wholly-owned and controlled subsidiary of MidPen, to operate and manage the Project, and any and all documents necessary to implement the same; and
- C) Authorizing and directing the Director of the Department of Housing, or designee, in consultation with County Counsel, to negotiate and execute an agreement to transfer to MidPen, or a wholly-owned and controlled subsidiary of MidPen, an ownership interest in the Property (i.e. land and/or improvements) at such time that the Project has achieved sustainable operations or as the Parties may mutually agree, and any and all documents necessary to implement the same.

33. Adopt a resolution authorizing:

- A) The Director of the Department of Housing, or designee, to administer all direct allocations of CARES Act Emergency Solutions Grants Coronavirus (ESG-CV) funds from the U.S. Department of Housing and Urban Development to the County during the period from April 2, 2020 through January 31, 2023 to be used for the prevention, preparation for, and response to COVID-19 among individuals and families experiencing homelessness or receiving homeless assistance; and
- B) The Director of the Department of Housing, or designee, to negotiate and execute contracts with awardees of ESG-CV funds directly allocated by HUD to the County during the period from April 2, 2020 through January 31, 2023 to be used for the prevention, preparation for, and response to COVID-19 among individuals and families experiencing homelessness or receiving homeless assistance.

HUMAN RESOURCES

34. Adopt a resolution authorizing an amendment to the Master Salary Resolution 077624 to reclassify one position; and accept the updated report of biweekly salaries by classification.
35. Report recommending the denial of claims (Non-culpable)

HUMAN SERVICES AGENCY

36. Adopt a resolution authorizing the acceptance of a check donation in the amount of \$3,675 to the San Mateo County Children's Fund.

INFORMATION SERVICES

37. Adopt a resolution authorizing a second amendment the agreement with Avepoint Public Sector Inc. for continued SharePoint and Office 365 administration, management, and reporting Software as a Service, extending the term through March 29, 2024 and increasing the amount by \$148,500 for a new not to exceed amount of \$297,000.

PARKS

38. Recommendation to:
- A) Adopt a resolution authorizing the Parks Director, or the Parks Director's designee, to accept a California Department of Parks and Recreation grant for the Memorial County Park Crumb Clean Program in the amount of \$54,000 for FY 2020-21 and FY 2021-22; and
 - B) Approve an Appropriation Transfer Request (ATR) in the amount of \$9,000 from unanticipated revenue to corresponding appropriations in services and supplies.

PROBATION

39. Adopt a resolution accepting the San Mateo County Juvenile Justice Realignment Plan.

PUBLIC WORKS

40. Adopt a resolution authorizing:
- A) The President of the Board of Supervisors to execute an agreement with Otis Elevator Corporation for the provision of elevator maintenance services at various County facilities, for the term of April 1, 2021 through March 31, 2024 in an amount not to exceed \$1,206,800; and
 - B) The Director of Public Works, or designee, to execute contract amendments which modify the County's maximum fiscal obligation by no more than \$25,000 (in

aggregate), and/or modify the contract term and/or services so long as the modified term or services is/are within the current or revised fiscal provisions.

41. Adopt a resolution authorizing:

- A) The Director of Public Works to proceed with finalizing the plans and specifications, including conformance with federal requirements, for the Scenic Drive Repair and Reconstruction Project in the La Honda Area of unincorporated San Mateo County; and
- B) The Director of Public Works to proceed with advertising for bids on the Scenic Drive Repair and Reconstruction Project and report back to this Board with recommendations on awarding a contract.

42. Adopt a resolution authorizing:

- A) The Director of Public Works to proceed with finalizing the plans and specifications for the Midcoast Multi-Modal Trail Project; and
- B) The Director of Public Works to proceed with advertising for bids on the Midcoast Multi-Modal Trail Project and report back to this Board with recommendations on awarding a contract.

43. Adopt a resolution authorizing

- A) The President of the Board of Supervisors to execute an agreement with Rodan Builders, Inc for the San Mateo Medical Center Prevent Self Harm and Ligature Project in the amount of \$3,310,180 for the term of March 25, 2021 to October 7, 2022; and
- B) The Director of Public Works to execute subsequent change orders to grant time extensions for project completion and payment up to a maximum aggregate amount not to exceed \$331,180, or approximately 10% of the agreement amount.

44. Adopt a resolution authorizing:

- A) Job Order Contract Agreements with Devaney Engineering, Inc., Agbayani Construction Corporation, and Yerba Buena Engineering & Construction, Inc., for Engineering, Construction, Roads, and Utilities for Capital Projects, for the term of March 23, 2021 through March 22, 2022, each in an amount not to exceed \$3,000,000; and
- B) The Construction Task Catalogs, specifications, and conformance with prevailing wage scale requirements for Engineering, Construction, Roads, and Utilities for Capital Projects Job Order Contracts; and

- C) The Director of Public Works, or designee, to issue Work/Job Orders, execute Change/Revision Orders, and make financial and administrative changes to executed Job Order Contract agreements.

TREASURER

45. Adopt a resolution approving the nomination by the Treasurer-Tax Collector for the appointment of Virginia Chang Kiraly to the San Mateo County Treasury Oversight Committee.

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.)

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

John Finkelstein, et. al. v. San Mateo County District Attorney's Office, et. al.
United States District Court, Northern District of California - Case No. 18-CV-00009-EMC

Monika Green Drayton v. County of San Mateo
Claim Number: SM140386
WCAB Case Number: ADJ10685779

Pamela Perkins v. County of San Mateo, et al.
San Mateo County Superior Court, Case no. 20-CIV-01574

Conference with Labor Negotiator:

Negotiations:

American Federation of State, County and Municipal Employees (AFSCME);
Building and Construction Trades Council (BCTC);
California Nurses Association (CNA);
Deputy Sheriff's Association Sworn/Safety Personnel (DSA);
Organization of Sheriff's Sergeants (OSS);
Law Enforcement Unit (LEU);
Probation and Detention Association (PDA);
San Mateo County Council of Engineers (SMCCE);
Service Employees International Union (SEIU);
Union of American Physicians and Dentists (UAPD); and
Unrepresented Management, Attorney and Confidential employees

Agency designated representative attending Closed Session: Kelly Tuffo

ADJOURNMENT

***Instructions for Public Comment During Teleconference Meetings**

During teleconference meetings of the Board of Supervisors, members of the public may address the Members of the Board as follows:

***Written Comments:**

Written public comments may be emailed in advance of the meeting. Please read the following instructions carefully:

1. Your written comment should be emailed to boardfeedback@smcgov.org.
2. Your email should include the specific agenda item on which you are commenting, or note that your comment concerns an item that is not on the agenda or is on the consent agenda.
3. Members of the public are limited to one comment per agenda item.
4. The length of the emailed comment should be commensurate with the two minutes customarily allowed for verbal comments, which is approximately 250-300 words.
5. If your emailed comment is received by 5:00 p.m. on the day before the meeting, it will be provided to the Members of the Board and made publicly available on the agenda website under the specific item to which your comment pertains. If e-mailed comments are received after 5:00p.m. on the day before the meeting, the Clerk will make every effort to either (i) provide such e-mailed comments to the Board and make such e-mails publicly available on the agenda website prior to the meeting, or (ii) read such emails during the meeting. Whether such e-mailed comments are forwarded and posted, or are read during the meeting, they will still be included in the administrative record.

***Spoken Comments**

Spoken public comments will be accepted during the meeting through Zoom. Please read the following instructions carefully:

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2. You may download the Zoom client or connect to the meeting using an internet browser. If using your browser, make sure you are using a current, up-to-date browser: Chrome 30+, Firefox 27+, Microsoft Edge 12+, Safari 7+. Certain functionality may be disabled in older browsers including Internet Explorer.

3. You will be asked to enter an email address and name. We request that you identify yourself by name as this will be visible online and will be used to notify you that it is your turn to speak.

4. When the Board President or Clerk of the Board calls for the item on which you wish to speak, click on "raise hand." At such time, the Clerk will announce the name of the last person whose hand was raised and that person will be the last verbal comment for that item. If any additional speakers queue up after the last-called speaker, you will be asked to email your public comment to boardfeedback@smcgov.org. During the public comment period, the clerk will activate and unmute speakers in turn. Speakers will be notified shortly before they are called to speak.

Please note that the County will only be recording meetings of the Board of Supervisors through Legistar, and will not be recording through Zoom. For any questions or concerns regarding Zoom, including troubleshooting, privacy, or security settings, please contact Zoom directly.

Telecasts of the San Mateo County Board of Supervisors meetings can be seen throughout most of San Mateo County on Fridays at 10:00PM and Saturdays at 12:00AM on Peninsula TV Channel 26. Palo Alto Cable viewers can see the meetings Saturdays at 5:00PM on Channel 29. Please check local programming schedules for any additional air times. For more information on air dates for other communities, please contact Peninsula TV at (650) 637-1936.

Public records that relate to any item on the open session agenda for a regular board meeting are available for public inspection. Those records that are distributed less than 72 hours prior to the meeting are available for public inspection at the same time they are distributed to all members, or a majority of the members of the Board. The Board has designated the office of the Clerk of the Board of Supervisors, located at 400 County Center, Redwood City, CA 94063, for the purpose of making those public records available for inspection. Documents and upcoming meetings are also available on the County's agenda management website at: <https://sanmateocounty.legistar.com/Calendar.aspx>. The San Mateo County Ordinance Code is online: https://library.municode.com/ca/san_mateo_county/codes/code_of_ordinances