



# AGENDA

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Virtual Meeting

**Tuesday, April 20, 2021**

**9:00 AM**

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**\*\*\*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 April 20, 2021 Board of Supervisors meeting may be accessed through Zoom online at <https://smcgov.zoom.us/j/93946232316>. The meeting ID is: 939 4623 2316. The April 20, 2021 Board of Supervisors meeting may also be accessed via telephone by dialing +1-669-900-6833 (Local). Enter the meeting ID: 939 4623 2316, then press #. (Find your local number: <https://smcgov.zoom.us/u/admSDqceDg>)

\*Written public comments may be emailed to [boardfeedback@smcgov.org](mailto: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

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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. Presentation of a proclamation designating April 23, 2021 as Children's Memorial Day.  
**Sponsors:** Supervisor Dave Pine
2. Presentation of a proclamation designating the week of April 18 - 24, 2021 as National Crime Victims' Rights Week.  
**Sponsors:** Supervisor David J. Canepa and DISTRICT ATTORNEY
3. Presentation of a proclamation designating the first week of May 2021 as Correctional Officers and Correctional Employees Week.  
**Sponsors:** Supervisor Carole Groom and Supervisor Don Horsley
4. Presentation of a proclamation recognizing April 30, 2021 as National Therapy Animal Day.  
**Sponsors:** Supervisor Don Horsley
5. Presentation of a proclamation designating April 24, 2021 as Armenian Genocide Remembrance Day in San Mateo County.  
**Sponsors:** Supervisor David J. Canepa
6. Revenue presentation for Fiscal Year 2021-22.

Sponsors: COUNTY MANAGER

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

### **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.*

**3:00 p.m.**

8. Virtual Presentation of Service Awards, via Zoom  
Zoom Webinar ID: 989 9609 3432

### **REGULAR AGENDA**

#### **DISTRICT ATTORNEY**

9. Adopt a resolution authorizing the hiring of District Attorney's Office retired Supervising Deputy District Attorney John Wilson, pursuant to Government Code section 7522.56(F)(1) and finding that the nature of employment and appointment is necessary to fill a critically needed position during the 180 day post-retirement separation period.
10. Adopt a resolution authorizing the hiring of District Attorney's Office retired Assistant District Attorney James Wade pursuant to Government Code section 7522.56(F)(1) and finding that the nature of employment and appointment is necessary to fill a critically needed position during the 180 day post-retirement separation period.

#### **PLANNING AND BUILDING**

11. Public hearing to consider an appeal and uphold the decision of the Planning Commission to adopt the Initial Study/Mitigated Negative Declaration and approve the Coastal Development Permit, Use Permit, Design Review Permit, Mobilehome Park Permit, and Grading Permit by making the required findings and adopting the conditions of approval identified in Attachment A:
- A) Open the public hearing
  - B) Close the public hearing
  - C) Deny the appeal and uphold the decision of the Planning Commission to adopt Initial Study/Mitigated Negative Declaration and approve the Coastal Development Permit, Use Permit, Design Review Permit, Mobilehome Park Permit, and Grading Permit.

#### **HUMAN RESOURCES**

12. Adopt a resolution authorizing an amendment to the County's COVID-19 Emergency Sick Leave and Expanded Family and Medical Leave Policy in order to align the COVID-19 Emergency Sick Leave policy with new state law and extend the availability of the County's COVID-19 Emergency Sick Leave and Emergency Family Leave to September 30, 2021.

## COUNTY MANAGER

13. Adopt a resolution authorizing and directing the County Manager, or designee, to execute an amendment to the agreement with SMCU Community Fund for administration and distribution of the Restaurant, Brewery, and Winery Relief Program to increase the maximum amount to be distributed by the SMCU Community Fund to eligible establishments by \$80,000 to an amount not to exceed \$1,130,000 and increasing the County's allocation of funding to the Program by \$80,000 to an amount not to exceed \$1,080,000.
14. **Measure K:** Recommendation to:
- A) Adopt a resolution authorizing a one-time grant to Rebuilding Together Peninsula for the "Raise the Roof" program funds, for a total amount not to exceed \$135,000, and authorizing the County Manager, or designee, to execute the grant agreement; and
  - B) Authorize an Appropriations Transfer Request (ATR) appropriating \$135,000 from Non-Departmental Services **Measure K** Loans and Grants to Non-Departmental Services Miscellaneous Other Contributions to fund the grant.

Sponsors: Supervisor Warren Slocum

15. **Measure K:** Adopt a resolution authorizing a one-time grant of district-discretionary **Measure K** funds, not to exceed \$60,000, to Upward Scholars to help fund educational support and services for adult students from low-income households living in San Mateo County and attending community college in the San Mateo County Community College District, and authorizing the County Manager, or designee, to execute the grant agreement.

Sponsors: Supervisor Warren Slocum

## 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

16. Direct the President of the Board of Supervisors to write a letter of support 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 in order to assist in clean-up efforts associated with the CZU Lightning Complex fire.

Sponsors: Supervisor Don Horsley

17. Recommendation for the appointment of Nancy Steiger to the Coastside Design Review Committee, representing Miramar Community member, for an initial term ending March 31, 2024.

Sponsors: Supervisor Don Horsley

## COUNTY COUNSEL

18. Approve corrections to the identified tax rolls and corresponding tax refunds.

## COUNTY MANAGER

19. Approve an Appropriation Transfer Request (ATR) in the amount of \$20,000,000, recognizing unanticipated revenue to Non-Departmental Services to fund the expenditures of the Great Plates Delivered Program.
20. Adopt a resolution acknowledging receipt of a compliance report made by the fire chief of the San Mateo Fire Department regarding state mandated fire inspections pursuant to Sections 13146.2 and 13146.3 of the California Health and Safety Code.
21. **Measure K:** Adopt a resolution approving a second amendment to the agreement with Legal Aid Society of San Mateo County to continue to provide removal defense legal services supporting immigrant residents of San Mateo County extending the term through June 30, 2022 and increasing the amount payable under the Agreement by \$795,340 to an amount not to exceed \$2,253,463.
22. **Measure K:** Adopt a resolution approving a second amendment to the agreement with Legal Aid Society of San Mateo County to provide continued legal services supporting immigrant residents of San Mateo County, extending the term through June 30, 2022 and increasing the amount payable under the Agreement by \$287,040 to an amount not to exceed \$861,120.
23. **Measure K:** Adopt a resolution authorizing an Appropriation Transfer Request (ATR) transferring \$3,766,090 from **Measure K** reserves to Non-Departmental Services for committed district-discretionary services and programs that were not rolled over from prior fiscal years to Fiscal Year 2020-21.
24. Adopt a resolution authorizing the President of the Board of Supervisors to execute an amendment to the agreement with Edgar Lopez and Associates, LLC to continue to provide on-call general consulting services for County Capital Projects increasing the amount by \$120,000 for a not to exceed amount of \$315,000.

25. Accept this informational report on the 2021 State and Federal Legislative Sessions.
26. Adopt a resolution in support of Assembly Bill 1527 (Ting) Seton Medical Center: seismic safety.

## **GOVERNING BOARD**

27. Acting as the Governing Board of the Devonshire County Sanitation District (DCSD), adopt a resolution authorizing the President of the Board of Supervisors to execute the Sanitary Sewage Conveyance Agreement for Five Properties on Winding Way through the Devonshire County Sanitation District between the Devonshire County Sanitation District, City of San Carlos, and Canyon Vista Partners, LLC.
28. Acting as the Governing Board of Commissioners of the Housing Authority of the County of San Mateo, adopt a resolution authorizing the Executive Director of the Housing Authority of the County of San Mateo, or designee, to execute an agreement with MidPen Housing Corporation ("MidPen"), or a wholly/commonly-owned and/or controlled entity of MidPen ("Affiliate Entity"), under the Provider-Based Assistance Program for the term of April 15, 2021 through April 30, 2024, in a total amount not to exceed \$1,110,922.
29. Acting as the Governing Board of the Area Agency on Aging for the County of San Mateo, adopt a resolution authorizing:
  - A) The approval and submission of the Fiscal Year 2020-21 Area Plan update for Services for Older Adults and Adults with Disabilities to the California Department of Aging; and
  - B) The execution of the Transmittal Letter to the California Department of Aging required to complete the submission process.

## **HEALTH**

30. Adopt a resolution authorizing an amendment to the agreement with Front Street, Inc. for Residential Services increasing the amount by \$136,365 to an amount not to exceed \$1,235,306 with no change to the term.
31. Adopt a resolution authorizing an amendment to the agreement with the Health Plan of San Mateo for pharmacy benefits administration, extending the term through December 31, 2021, and increasing the amount of the agreement by \$1,000,000 to an amount not to exceed \$6,050,000.
32. Adopt a resolution designation of Maguire Correctional Facility as a facility designated by the County for evaluation and treatment under Welfare and Institutions Code section 5150 et seq. and simultaneously authorizing a revised Memorandum of Understanding detailing the 5150 process and procedures with the provider for the term beginning November 13, 2018 through November 12, 2019, with an annual automatic renewal for a one-year term

upon review by Behavior Health and Recovery Services Designated Review Team.

33. Adopt a resolution authorizing an amendment to the agreement with Jefferson Union High School District for alcohol and other drug prevention services and mental health services, increasing the amount by \$75,000, to an amount not to exceed \$1,139,160, with no change to the agreement term.
34. Adopt a resolution authorizing an amendment to the agreement with Sanjay & Archana Bindra MDs Inc. to amend Exhibit A call definition, replace Exhibit B with Exhibit B1, to add \$118,000 and increase the not to exceed amount to \$1,820,000.
35. Adopt a resolution authorizing an amendment to the agreement with CEP America-California to add Exhibit D and to add \$157,626 to the agreement increasing the do not exceed amount to \$7,335,000.

## **HUMAN RESOURCES**

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

## **HUMAN SERVICES AGENCY**

37. Adopt a resolution authorizing the allocation of \$631,000 to Samaritan House, operating as the fiscal agent for the Core Service Agencies, to provide community outreach and applicant assistance for the State Emergency Rental Assistance Program.

## **PLANNING AND BUILDING**

38. Adopt a resolution approving the Taube Family Carriage House Project and adopting the Mitigated Negative Declaration for the Project pursuant to the California Environmental Quality Act.

## **PROBATION**

39. Adopt a resolution authorizing an amendment to the agreement with Journal Technologies, Inc., modifying services to provide for the addition of a case management system for the Probation Department's Adult and Juvenile Supervision Services, and increasing the amount by \$1,285,000 to an amount not to exceed \$2,628,637.50.

## **PUBLIC WORKS / LIBRARY**

40. Approve an Appropriation Transfer Request (ATR) to transfer \$60,000 from the Library Fund to the Department of Public Works for the funding of the San Mateo County Library Administration building HVAC upgrade.

## **PUBLIC WORKS**

41. Adopt an ordinance reauthorizing Section 5.104.040 subsection (b) of Chapter 5.104 of

Title 5 of the San Mateo County Ordinance Code Governing Cable Television Franchises in conformance with the California Digital Infrastructure and Video Competition Act of 2006, previously introduced on April 6, 2021, and waive the reading of the ordinance in its entirety.

- 42.** Adopt a resolution authorizing:
- A) The submittal of application(s) to the California Department of Resources Recycling and Recovery for all grants which the County of San Mateo is eligible; and
  - B) The Director of Public Works or the Director's designee as the duly authorized representative to execute in the name of the County of San Mateo all California Department of Resources Recycling and Recovery grant documents, including but not limited to, applications, agreements, amendments, and requests for payment, necessary to secure grant funds and implement an approved grant project.
- 43.** Adopt a resolution authorizing:
- A) The President of the Board to execute an agreement with VSS International, Inc., for the Countywide Pavement Maintenance Project, in the amount of \$1,287,000; and
  - B) The Director of Public Works to:
    - 1. Execute subsequent change orders to grant time extensions for project completion and payment up to a maximum aggregate amount not to exceed \$128,700 or approximately 10 percent of the agreement amount; and
    - 2. File a Notice of Exemption for a California Environmental Quality Act Categorical Exemption.
- 44.** Adopt a resolution authorizing:
- A) The Director of Public Works to proceed with finalizing the plans and specifications for the Gazos Creek Road Repair Project; and
  - B) The Director of Public Works to proceed with advertising for bids on the Gazos Creek Road Repair Project and report back to this Board with recommendations on awarding a contract.
- 45.** Adopt a resolution authorizing an amendment to the agreement with Johnson Controls, Inc., extending the term to June 30, 2021 and increasing the maximum fiscal obligation by \$18,425 for a new, not to exceed amount of \$405,688.
- 46.** Adopt a resolution authorizing the establishment of a "No Parking during Specified Hours



from 9:00 PM to 6:00 AM, Monday through Sunday” zone on Olympic Way in unincorporated Daly City.

47. Adopt a resolution waiving the request for proposals process and authorizing an agreement with Hill Rom Company, Inc. for the Nurse Call Installation Project for the term of April 20, 2021 to December 1, 2022 in an amount not to exceed \$604,742.
48. Adopt a resolution:
- A) Accepting the summary report on countywide mitigation fees through December 31, 2020; and
  - B) Authorizing a mitigation fee increase of 3.2 percent on building permits and subdivision applications for new residential, commercial, and industrial developments for calendar year 2021, computed on the base rates specified in Section 2.53.030 of the San Mateo County Ordinance, as adjusted in 2020.

### **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.)*

49. **Conference with Real Property Negotiator (Cal. Gov’t Code § 54956.8):**  
Property: 047-312-040  
Agency Negotiation: County Manager  
Negotiating Parties: Big Wave Group  
Under Negotiation: Price and terms of payment

### **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](mailto: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:

1. The April 20, 2021 Board of Supervisors meeting may be accessed through Zoom online at <https://smcgov.zoom.us/j/93946232316>. The meeting ID is: 939 4623 2316. The April 20, 2021 Board of Supervisors meeting may also be accessed via telephone by dialing +1-669-900-6833 (Local). Enter the meeting ID: 939 4623 2316, then press #. (Find your local number: <https://smcgov.zoom.us/u/admSDqceDg>)
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](mailto: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 contract 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](https://library.municode.com/ca/san_mateo_county/codes/code_of_ordinances)*