



AGENDA

Virtual Meeting

Tuesday, May 4, 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 May 4, 2021 Board of Supervisors meeting may be accessed through Zoom online at <https://smcgov.zoom.us/j/97947101631>. The meeting ID is: 979 4710 1631. The May 4, 2021 Board of Supervisors meeting may also be accessed via telephone by dialing +1-669-900-6833 (Local). Enter the meeting ID: 979 4710 1631, 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. Presentation of a proclamation designating May 2021 as Mental Health Month.
Sponsors: Supervisor Dave Pine
2. Presentation of a proclamation designating May 12, 2021 as Happy San Mateo County Day, marking the 165th birthday of the County.
Sponsors: Supervisor David J. Canepa
3. COVID-19 Update:
 - Informational update by Louise Rogers, Chief of Health

REGULAR AGENDA

GOVERNING BOARD

4. Acting as the Governing Board of Commissioners for the Housing Authority of the County of San Mateo, conduct a public hearing to consider the FY 2021-2022 Moving To Work Annual Plan:
 - A) Open public hearing

- B) Close public hearing
 - C) Adopt a resolution approving the Housing Authority of the County of San Mateo FY 2021-2022 Moving To Work Annual Plan.
5. Acting as the Governing Board of County Service Area No. 7, conduct a public hearing:
- A) Open public hearing
 - B) Close public hearing
 - C) Adopt an ordinance to amend Section 4.104.020 of Chapter 4.104 of Title 4, of the San Mateo County Ordinance Code, setting the water rates for Fiscal Years 2021-22 through 2025-26 for County Service Area No. 7, previously introduced on March 9, 2021 and waive the reading the ordinance in its entirety; and
 - D) Adopt a resolution authorizing the imposition of water rates and charges for County Service Area No. 7 for Fiscal Years 2021-22 through 2025-26.

HOUSING

6. Adopt a resolution:
- A) Approving and accepting the Fiscal Year 2021-2022 Annual Action Plan (“Annual Action Plan”) pending notification of U.S. Department of Housing and Urban Development (“HUD”) Entitlement Awards for Community Development Block Grant, HOME Investment Partnerships, and Emergency Solutions Grant, with adjustments to be made to individual awards on a pro rata basis once that notification has been issued; and
 - B) Authorizing the Director of the Department of Housing or designee, to submit the Annual Action Plan, the related certifications, and all understandings and assurances contained therein to HUD, to take all necessary actions in connection with the submission of the Annual Action Plan, including providing additional information that the federal government may require, and to execute contracts, as approved by County Counsel, for the programs and projects as indicated in the Annual Action Plan.

PLANNING AND BUILDING

7. Recommendation to:
- A) Open the public hearing
 - B) Close the public hearing

- C) Adopt a resolution adopting the Negative Declaration for an ordinance repealing Section 6401.2 of the San Mateo County Ordinance Code (Zoning Regulations) and adopting a new Chapter 22.2 of the Zoning Regulations to regulate child care centers; and
- D) Adopt an ordinance repealing Section 6401.2 of the San Mateo County Ordinance Code (Zoning Regulations) and adopting a new Chapter 22.2 of the Zoning Regulations to regulate child care centers, previously introduced to the Planning Commission on March 10, 2021, and waive reading of the ordinance its entirety; and
- E) Adopt a resolution directing submittal of the new Chapter 22.2 of the Zoning Regulations to regulate child care centers, and related text amendments of other chapters of the Zoning Regulations, as amendments to the County's Implementation Plan for the Local Coastal Program, to the California Coastal Commission for review and certification.

8. Recommendation to:

- A) Adopt a resolution adopting the Initial Study and Mitigated Negative Declaration, and Mitigation Monitoring and Reporting Program for the amendment of the County General Plan Land Use Map to change the land use designation of APN 069-341-050 at 206 Sequoia Avenue from "Medium Density Residential" to "High Density Residential" and rezoning the subject parcel from R-1/S-74 to R-3/S-3; and
- B) Adopt a resolution amending the San Mateo County General Plan Land Use Map to change the land use designation of APN 069-341-050 at 206 Sequoia Avenue from "Medium Density Residential" to "High Density Residential"; and
- C) Adopt an ordinance amending Chapter 2 of Division VI of the San Mateo County Ordinance Code (Zoning Annex) to revise the Zoning Maps, Appendix A, to change the zoning of APN 069-341-050 at 206 Sequoia Avenue from R-1/S-74 to R-3/S-3, previously introduced to the Planning Commission on February 24, 2021, and waive reading of the ordinance in its entirety.

COUNTY MANAGER

9. **Measure K:** Adopt a resolution authorizing a one-time grant of district-discretionary **Measure K** funds, not to exceed \$3,000, to Cooline Team of East Palo Alto to create and deliver activity boxes for their CoolineKids program to teach leadership to elementary school-aged students and support the continuation of virtual programming, providing exceptions to the criteria for district-discretionary **Measure K** funds to allow a grant less than \$10,000 and to allow for advance payment, and authorizing the County Manager, or designee, to execute the grant agreement.

Sponsors: Supervisor Warren Slocum

BOARD OF SUPERVISORS

10. Introduction of an ordinance amending Chapter 5.28 of the County's Ordinance Code, known as the San Mateo County Fireworks Ordinance ("Fireworks Ordinance"), and waive the reading of the Ordinance in its entirety.

Sponsors: Supervisor Don Horsley and 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

11. Direct the President of the Board to revise a previous request 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 within the CZU Lightning Complex fire area.

Sponsors: Supervisor Don Horsley

12. Recommendation for appointments to the Commission on the Status of Women:

A) Kelly Keele, for an initial partial term ending December 31, 2022; and

B) Candra Williams, for an initial partial term ending December 31, 2024.

Sponsors: Supervisor Carole Groom and Supervisor Dave Pine

13. Recommendation for appointments to the North Fair Oaks Community Council:

A) Gabriela Ake, as Youth Member for an initial partial term ending December 31, 2021; and

B) Xitlali Curincita, as Youth Alternate for an initial partial term ending December 31, 2023.

Sponsors: Supervisor Warren Slocum

COUNTY MANAGER

14. Adopt a resolution in support of Assembly Bill 577 (Muratsuchi) Hate crimes: hotline.

15. Adopt a resolution authorizing:

A) The President of the Board of Supervisors to execute the Third Amendment to the License Agreement with Arch Light LLC, at 1320 Marshall Street in Redwood City for the County of San Mateo's Information Services Department Radio Shop by

extending the term from June 30, 2021 through February 28, 2022 at the monthly rent of \$58,520, with annual 2% increases; and

- B) The County Manager, or their designee, to accept or execute notices, options, and documents associated with the License including, but not limited to, extension or termination of the agreement under the terms set forth therein.

16. Adopt a resolution authorizing:

- A) The President of the Board of Supervisors to execute the Commercial Lease Agreement with Art Presotto, Jr., for the County's leasing of the 2,742 square foot office space commonly known as Unit 1A of 1200 Industrial Road, in San Carlos, also known as Assessor Parcel Number 112-260-010, for an initial two-year term through May 3, 2023, at an initial monthly Base Rent of \$7,814.70, including leasehold improvements; and
- B) The County Manager, or their designee, to accept or execute notices, options, consents, approvals, terminations, and documents in connection with the Commercial Lease Agreement.

COUNTY MANAGER: OFFICE OF SUSTAINABILITY

- 17.** Adopt a resolution authorizing an agreement with Acterra: Action for a Healthy Planet to provide administrative and management services for the San Mateo Food System Alliance network for the term of July 1, 2021 through June 30, 2024, in an amount not to exceed \$450,000.

COURTS

- 18.** Recommendation for three appointments to the Juvenile Justice & Delinquency Prevention Commission:
- A) Victor Lecha III, for an initial partial term ending December 31, 2021; and
 - B) Rocsana Enriquez, for an initial term ending December 31, 2024; and
 - C) Karin Huber-Levy, for an initial term ending December 31, 2024.

HEALTH

- 19.** Recommendation to:
- A) Adopt a resolution authorizing and directing the Chief of San Mateo County Health, or designee, to execute 1) a second amendment to the grant award from the California Department of Public Health California Immunization

Program for the term of July 1, 2017 through June 30, 2022, increasing the award amount by \$306,300 to an amount not to exceed \$1,654,511 and 2) a third amendment increasing the award amount by \$2,970,332 to an amount not to exceed \$4,624,843 as noted in a Letter of Intent from the California Department of Public Health; and

- B) Approve an Appropriation Transfer Request (ATR) in the amount of \$1,090,266 appropriating unanticipated revenue to various expenditure accounts related to influenza and COVID-19 immunization expenses.

- 20. Adopt a resolution authorizing an amendment to the Operations Management Agreement II with Brius, LLC relating to the operation of Burlingame Skilled Nursing for the term of October 1, 2020 through September 30, 2025.

HOUSING

- 21. **Measure K:** Adopt a resolution:

- A) Declaring the Board of Supervisors' intention to purchase real property, commonly known as the F Street Project, located at the southeast corner of F Street and El Camino Real in the City of San Carlos (Assessor Parcel Number 045-320-100) ("Property") from the Mid-Peninsula Water District for a total purchase price of \$720,000; and
- B) Authorizing the President of the Board of Supervisors to execute a real estate purchase and sale agreement and escrow instructions for the County's acquisition of the Property for a total purchase price of \$720,000; and
- C) Authorizing the County Manager, or the Director of the Department of Housing as designee, to execute the Certificate of Acceptance attached to the resolution upon the satisfaction of all conditions of escrow, to consummate the County's purchase of the Property as required by California Government Code Section 27281, and to execute all other documents and notices required to purchase the Property and otherwise facilitate the acquisition.

- 22. Adopt a resolution authorizing the Director of the Department of Housing, or designee, in consultation with County Counsel, to negotiate and execute amendments to existing Deed of Trust and Assignment of Rents, Declaration of Restrictive Covenant, Loan Agreement and Promissory Note (collectively, "Loan Documents") memorializing a loan to EPA Woodlands Associates, L.P., for the purpose of developing affordable rental housing in Menlo Park in a total amount of \$190,000 for a term of fifty-five (55) years from January 7, 1992 to January 7, 2032 to (a) become a residual receipts loan accruing three (3) percent simple interest beginning January 1, 2020, (b) forgive accrued interest in a total amount of \$834,862, and (c) extend the maturity of the loan from 2032 to 2075 and the effective term of the Affordability Covenant an additional 55 years from January 1, 2020.

HUMAN RESOURCES

23. Adopt a resolution authorizing an amendment to the Master Salary Resolution 077624 to delete one position, add one position, reclassify one position, and adjust the salary of one classification; and accept the updated report of biweekly salaries by classification.
24. Report recommending the denial of claims (Non-culpable)

PLANNING AND BUILDING

25. Adopt a resolution authorizing an agreement with Harris Miller Miller & Hanson (HMMH) for technical support services for the San Francisco International Airport/Community Roundtable for the term of July 1, 2021 through June 30, 2024, in an amount not to exceed \$270,000.

PUBLIC WORKS

26. **Measure K:** Adopt a resolution authorizing the County Manager or designee to execute the Midcoast Multi-Modal Trail Improvements Project (Project) Maintenance Agreement between the County of San Mateo and the California Department of Transportation (Caltrans) upon Caltrans' legal certification of the agreement.
Sponsors: Supervisor Don Horsley
27. Adopt a resolution certifying the mileage in the County of San Mateo's maintained road system to be 316.157 miles as of December 31, 2020.

TREASURER

28. Adopt a resolution authorizing an amendment to extend the agreement with MUFJ Union Bank N.A. to provide banking services, for the term of July 1, 2021 to June 30, 2022, with no change to the previously authorized amount.

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.)

29. **Conference with Legal Counsel - Existing Litigation (Cal. Gov't Code § 54956.9)**

County of San Mateo v. 2700 Middlefield Road LLC
San Mateo Superior Court Case No. CIV 526675

Conference with Real Property Negotiator (Cal. Gov't Code § 54956.8)

Property: APN 052-532-020 (1580-1590 Maple Street, Redwood City); APN 052-398-010 (approx. 1496 Maple Street, Redwood City)
Agency Negotiator: County Manager

Negotiating Parties: County of San Mateo; City of Redwood City
Under Negotiation: Price and terms of payment

Conference with Labor Negotiator:

Negotiations: Deputy Sheriff's Association (DSA) and Organization of Sheriff's Sergeants (OSS)
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**

1. The May 4, 2021 Board of Supervisors meeting may be accessed through Zoom online at <https://smcgov.zoom.us/j/97947101631>. The meeting ID is: 979 4710 1631. The May 4, 2021 Board of Supervisors meeting may also be accessed via telephone by dialing +1-669-900-6833 (Local). Enter the meeting ID: 979 4710 1631, 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. 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