

MINUTES

Board Members

Dave Pine
Carole Groom
Don Horsley
Warren Slocum
Adrienne J. Tissier

**County Manager/
Clerk of the Board**
John L. Maltbie

County Counsel
John C. Beiers

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The meeting was called to order at 9:02 a.m.

April 23, 2013

PLEDGE OF ALLEGIANCE

ROLL CALL – Present: Supervisors Pine, Groom, Horsley, Slocum and Tissier
Absent: None

PUBLIC COMMENT

Speakers recognized by the President:

Martin Fox, Belmont
Matt Grocott, San Carlos
John Beiers, County Counsel
Greg Conlon, Atherton

(This item is reserved for persons wishing to address the Board on any County-related matters not otherwise on this agenda, and on any listed agenda items other than those Matters Set for a Specified Time or on the Regular Agenda. Members of the public who wish to address the Board should complete a speaker request form. Speakers are customarily limited to two minutes.)

ACTION TO SET AGENDA and TO APPROVE CONSENT AGENDA ITEMS

Motion: Pine / Second: Tissier

(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 resolution **(3427)** honoring the 75th Legal Operations Detachment Army Reserve Unit (Supervisor Warren Slocum)

Speakers recognized by the President:

Supervisor Warren Slocum, Board of Supervisors
John Nibbelin, Lieutenant Colonel, Army Reserve Soldier and Deputy County Counsel
Christian Sepulveda, Sergeant First Class, Army Reserve Soldier

Motion: Tissier / Second: Pine

2. Presentation of a proclamation (**3428**) designating April 2013 as National Poetry Month (Supervisor Warren Slocum)

Speakers recognized by the President:

Supervisor Warren Slocum, Board of Supervisors
Maurine Killough, Poet
Supervisor Carole Groom, Board of Supervisors
Jim Clifford, Redwood City

Motion: Slocum / Second: Horsley

3. Presentation of a proclamation (**3429**) designating April 21 through 27, 2013 as National Crime Victims' Rights Week (Supervisor Don Horsley)

Speakers recognized by the President:

Supervisor Don Horsley, Board of Supervisors
Becky Arredondo, Victim Programs Services, District Attorney's Office

Motion: Horsley / Second: Tissier

4. Presentation of a proclamation (**3430**) designating May 2013 as Mental Health Awareness Month (Supervisor Dave Pine)

Speakers recognized by the President:

Supervisor Dave Pine, Board of Supervisors
Stephen Kaplan, Health System
Elizabeth Cornejo Jaimes, Consumer
Martin Fox, Belmont
Greg Wild, San Mateo
Supervisor Don Horsley, Board of Supervisors

Motion: Pine / Second: Horsley

5. Presentation of a proclamation (**3431**) designating May 4th and 5th, 2013 as Streets Alive! Parks Alive! Weekend in San Mateo County (Supervisor Carole Groom)

Speakers recognized by the President:

Supervisor Carole Groom, Board of Supervisors
Marge Colapietro, Millbrae
Jan Kamman, Seton Medical Center
Julia Bott, San Mateo County Parks Foundation

Motion: Groom / Second: Tissier

MATTERS SET FOR SPECIFIED TIME

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

times listed, but in some cases, because of unexpected presentations, items may not be heard precisely at the time scheduled. In no case will any item be heard before the scheduled time.

6. 9:00 a.m.

Public hearing to consider a Resolution **(072449)** approving the issuance by the California Municipal Finance Authority of Revenue Bonds for the benefit of a Limited Partnership or a limited Liability Company to be formed by Mid Peninsula Housing Corporation or a related entity and related actions (County Counsel)

Speakers recognized by the President:

John C. Beiers, County Counsel

Motion to close hearing: Tissier / Second: Pine

Motion to approve resolution: Tissier / Second: Slocum

Ayes: Supervisors Pine, Groom, Horsley, Slocum and Tissier

Noes: None

REGULAR AGENDA

DISTRICT ATTORNEY

7. Resolution **(072450)** authorizing the hiring of retired Deputy District Attorney Alfred Giannini to an extra help position in order to assist in the prosecution of the case of People v. William Hamilton Ayres, and certifying, pursuant to Government Code §7522.56(f) (1), that the nature of employment and appointment is necessary to fill a critically-needed position before the post-retirement 180 day separation period expires

Motion: Horsley / Second: Tissier

Ayes: Supervisors Pine, Groom, Horsley, Slocum and Tissier

Noes: None

COUNTY MANAGER

8. Measure A Report Backs: Parks Strategic Plan and Devil's Slide

Speakers recognized by the President:

John L. Maltbie, County Manager

Supervisor Carole Groom, Board of Supervisors

David Holland, Assistant County Manager

Supervisor Don Horsley, Board of Supervisors

Supervisor Dave Pine, Board of Supervisors

Supervisor Adrienne Tissier, Board of Supervisors

Supervisor Warren Slocum, Board of Supervisors

Perry Peterson, Neighbors of Junipero Serra Park

Bill Giusti, San Bruno
Julia Bott, San Mateo County Parks Foundation
Lennie Roberts, Committee for Green Foothills

Motion: Tissier / Second: Groom

Ayes: Supervisors Pine, Groom, Horsley, Slocum and Tissier

Noes: None

9. County Manager's Report

Speakers recognized by the President:

John L. Maltbie, County Manager

BOARD OF SUPERVISORS

10. Resolution (**072451**) establishing the honorary post of Poet Laureate for San Mateo County and the creation of the San Mateo County Poet Laureate Inaugural Advisory Committee to administer the process to select a nominee for Board appointment to the post (Supervisors Warren Slocum and Carole Groom)

Speakers recognized by the President:

Supervisor Warren Slocum, Board of Supervisors

Julie Fellers, Peninsula Arts Council

Supervisor Carole Groom, Board of Supervisors

Martin Fox, Belmont

Motion: Slocum / Second: Pine

11. Board Members' Reports

Speakers recognized by the President:

Martin Fox, Belmont

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.

12. Approve the minutes for the meeting of April 9, 2013

**The minutes for the meeting of April 9, 2013 were approved with the following change:
Motion to approve outreach budget and approve recommendations of County Manager Maltbie to appoint member of the District Lines Study Committee with one modification, to add Annie Loya as an alternate member.**

BOARD OF SUPERVISORS

13. Recommendation for appointments to the Agricultural Advisory Committee, terms ending June 30, 2017: (Supervisors Don Horsley and Warren Slocum)
 - A) Doniga Markegard representing Farmer and;
 - B) Brenda Bonner representing Public Member
14. Ratification of a proclamation **(3432)** designating March 24 through 31, 2013 as Farmworker Awareness Week (Supervisor Don Horsley)

COUNTY COUNSEL

15. Resolution **(072452)** authorizing the Jefferson Elementary School District to issue and sell Series A Bonds, through a negotiated sale, in an amount not to exceed \$20,000,000

COUNTY MANAGER

16. Resolution **(072453)** authorizing a permit agreement with Pacific Gas and Electric Company for the use of approximately two acres of vacant land at the County's Tower Road complex in unincorporated San Mateo, for an initial term of eight months from May 1, 2013 to December 31, 2013 with one option to extend for an additional six months on a month-to-month basis, at a monthly rent of \$18,000.00
17.
 - A) Resolution **(072454)** authorizing an amendment to the agreement with the Silicon Valley Community Foundation, extending the term through June 30, 2014, increasing the maximum amount payable by \$500,000 to \$1,000,000
 - B) Resolution **(072455)** authorizing an Appropriation Transfer Request in the amount of \$500,000 from Non-Departmental Reserves to Non-Departmental Grants and Contributions
18.
 - A) Resolution **(072456)** implementing a \$2,000,000 per year Internal Equipment Lease Program and authorizing the County Manager and the Controller to approve internal leases up to \$1,000,000 including associated Appropriation Transfer Requests
 - B) Resolution **(072457)** authorizing an Appropriation Transfer Request in the amount of \$2,000,000 from Non-Departmental ERAF Reserves to Non-Departmental Services and Supplies to appropriate funding for Internal Equipment Lease Program

GOVERNING BOARDS

19. Acting as the Governing Board of Commissioners of the Housing Authority, adopt Resolution 2013-03 **(072458)** authorizing the Executive Director of the Housing Authority to execute an agreement with HIP Housing to provide funds under the Provider-Based Assistance program for the term of May 1, 2013 through April 30, 2016, in an amount not to exceed \$128,520
20.
 - A) Acting as County of San Mateo and the Governing Board of the Crystal Springs County Sanitation District, adopt a Resolution **(072459)**:

- 1) Authorizing an amendment to the Sanitary Sewage Agreement between the Town of Hillsborough, City of San Mateo, Crystal Springs County Sanitation District, and County of San Mateo for the environmental study and design costs associated with improvements to the Crystal Springs/El Cerrito trunk sewer transmission lines
- B) Resolution **(072460)** authorizing an Appropriation Transfer Request in the amount of \$897,889 from various accounts to the Facilities and Crystal Springs County Sanitation District budgets (4/5ths vote required)

HEALTH SYSTEM

21. Resolution **(072461)** authorizing an agreement with Golden State Anesthesia Consultants, Inc. to provide specialty anesthesia and pain management services for the term of May 1, 2013 through April 30, 2016, in an amount not to exceed \$5,400,000
22. Resolution **(072462)** authorizing an agreement with Peninsula Pathologists Medical Group, Inc. to provide anatomic and clinical pathology services for the term of May 1, 2013 through April 30, 2016, in an amount not to exceed \$1,306,800
23. San Mateo Health Commission Resolution **(072463)** authorizing:
 - A) An agreement with the San Mateo Health Commission, doing business as Health Plan of San Mateo, for the provision of healthcare services to Medi-Cal members for the term July 1, 2011 through December 31, 2013; and
 - B) The Chief of the Health System, with the concurrence of the County Manager and County Counsel to negotiate and execute subsequent agreements between the Health System and the Health Plan of San Mateo related to the allocation and use of revenues between the County and Health Plan of San Mateo
24. Resolution **(072464)** authorizing an agreement with Ronald Greenwald, MD to provide neurosurgery services for the term of July 1, 2013 through June 30, 2015, in an amount not to exceed \$579,696
25. Resolution **(072465)** waiving the Request for Proposals process and authorizing an agreement with Charles H. Mack, Inc., for ongoing support and system enhancement of an Automated Case Management System and Assessment Tool for the term of February 1, 2013 through January 31, 2016, in an amount not to exceed \$543,870
26. Resolution **(072466)** authorizing an amendment to the agreement with Mateo Lodge, Inc. for the provision of enhanced pre-crisis outreach support and short-term case management services to adults with serious mental illness and their families, extending the term through June 30, 2014, increasing the amount by \$2,155,135 to \$3,998,604
27. Resolution **(072467)** authorizing the Controller to pay non-contract physicians for emergency, emergent and services not provided at San Mateo Medical Center and physicians at non-contracted hospital facilities for the term of July 1, 2013 through June 30, 2015, in an amount

not to exceed \$150,000

28. Resolution **(072468)** authorizing:

- A) The Controller to pay non-contract medical service providers at non-County locations to provide services not offered at San Mateo Medical Center for the term of July 1, 2013 through June 30, 2015, in an amount not to exceed \$500,000; and
- B) The Chief of the Health System or designee, acting in consultation with the County Manager and County Counsel, to negotiate rates different from those set forth where such rates are necessary

29. Resolution **(072469)** establishing Public Health Clinics fees effective May 1, 2013

30. Adoption of an ordinance repealing and replacing Sections 5.64.050 through 5.64.070 in Chapter 5.64 of Title 5 of the San Mateo County Ordinance Code and repealing Chapter 5.120 of Title 5 of the San Mateo County Ordinance Code in its entirety, which establish Environmental Health program fees, previously introduced on April 9, 2013 and waiver of reading the ordinance in its entirety

This item was tabled and continued to the meeting of May 7, 2013 for adoption.

HOUSING

31. Resolution **(072470)** authorizing the Director of the Department of Housing to execute an agreement with Metro Senior Homes, Inc. to provide funding for the Metro Center Senior Apartments rehabilitation project for the term of February 1, 2013 through June 30, 2014, in an amount not to exceed \$750,000

HUMAN RESOURCES

32. Adoption of an ordinance **(04657)** amending the salary ordinance to reflect the deletion of three positions, addition of three positions and conversion of one position to classified status as required by Measure D; and accepting the report on the total number of positions in the County, previously introduced on April 9, 2013 and waiver of reading the ordinance in its entirety

HUMAN SERVICES AGENCY

33. Resolution **(072471)** authorizing an amendment to the agreement with Robin Press, Ph.D. to continue providing mental health assessments and psychological evaluations, increasing the amount by \$20,000 to \$120,000

PUBLIC WORKS

34. Resolution **(072472)** authorizing an agreement with the Hiller Aviation Museum to conduct a Seaplane Adventure Event on Saturday, May 4, 2013 at the San Carlos Airport

35. Resolution **(072473)** authorizing the Director of Public Works and Parks or his designee, to

accept a California State Parks Foundation grant for the San Bruno Mountain Bog Trail Revegetation and Trail Improvement Project in the amount of \$5,000

36. Local Streets and Roads Needs Assessment Resolution **(072474)**:

- A) Supporting the findings of the comprehensive statewide study entitled, "California Statewide Local Streets and Roads Needs Assessment" dated January 2013; and
- B) Supporting the need to identify adequate and stable State transportation funding for local street and road maintenance and rehabilitation

37. A) Coyote Point Recreation Area Promenade Western Shoreline Improvement Project Resolution:

- 1) Authorizing acceptance of funds in the amount of \$388,000 from the San Mateo County Parks and Recreation Foundation; and
 - 2) Adopting plans and specifications, including conformance with prevailing wage scale requirements for the Coyote Point Recreation Area Promenade Western Shoreline Improvement Project; and
 - 3) Authorizing the Director of Public Works and Parks to call for sealed proposals to be received by Thursday, May 2, 2013 at 2:30 p.m. in the office of the Clerk of the Board of Supervisors
- B) Resolution authorizing an Appropriation Transfer Request in the amount of \$1,288,000 from State Aid – Parks Acquisition and Development and from Gifts and Donations to Fixed Assets-Structure/Improvements (4/5ths vote required)

This item has been continued to an unspecified date.

38. San Carlos Airport Fuel Facility & Pump Station Improvements Resolution **(072475)**:

- A) Adopting plans and specifications, including conformance with prevailing wage scale requirements for the San Carlos Airport Fuel Facility and Pump Station Improvements; and
- B) Authorizing the Director of Public Works and Parks to call for sealed proposals to be received by Thursday, May 30, 2013 at 2:30 p.m., in the office of the Clerk of the Board of Supervisors; and
- C) Directing the Director of Public Works and Parks to file a Notice of Exemption for a CEQA Categorical Exemption for the aforesaid project

39. Loop Road Security Project at the Youth Services Center Resolution **(072476)**:

- A) Adopting plans and specifications, including conformance with prevailing wage scale requirements for the Loop Road Security Project at the Youth Services Center; and

- B) Authorizing the Director of Public Works and Parks to call for sealed bids to be received on Thursday, May 23, 2013 at 2:30 p.m. in the office of the Clerk of the Board of Supervisors

SHERIFF

40. Resolution **(072477)** authorizing an Appropriation Transfer Request in the amount of \$1,584,373 from Interagency Agreements-Non County Contracts to Fixed Assets-Structure / Capital Improvements
41. Accept the report on the Inmate Welfare Trust Fund for the period July 1, 2011 through June 30, 2012.

TREASURER

42. Resolution **(072478)** authorizing sale by auction of tax defaulted property
43. Resolution **(072479)** authorizing claims for excess proceeds from tax-default sale and authorizing distribution of excess proceeds

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

County of Santa Clara et al., v Atlantic Richfield Company et al.,
San Mateo County Superior Court Case No. 788657

The Board recessed to regular closed session at 11:01 a.m.

The Board reconvened the open session at 11:28 a.m.

County Counsel made the following report: This was an update only. No reportable action was taken.

The meeting was adjourned at 11:28 a.m. in memory of Leo A. Padreddii, Ruth C. Sleeper, Selma Ribba, Paul Hupf, Barry J. Oberstein, MD, Josephine M. "Jo" DiMartino, Barkev Kevranian, Mae Louise Allen Mays and Virginia Frances Aguilera.