

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 9:03 a.m.

May 7, 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

(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: Tissier / Second: Pine

(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 (**3433**) honoring the Friends of Edgewood upon their 20th anniversary (Supervisor Don Horsley)

Speakers recognized by the President:

Supervisor Don Horsley, Board of Supervisors
Bill Korbholz, Friends of Edgewood

Motion: Horsley / Second: Tissier

2. Presentation of a resolution (**3434**) honoring the renovation and reopening of the HIP Housing Willow Road Affordable Housing Project (Supervisor Warren Slocum)

Speakers recognized by the President:

Supervisor Warren Slocum, Board of Supervisors
Kate Comfort Harr, HIP Housing

Motion: Slocum / Second: Horsley

3. Presentation of a proclamation **(3435)** designating May 2013 as Asthma Awareness Month (Supervisor Carole Groom)

Speakers recognized by the President:

Supervisor Carole Groom, Board of Supervisors
Dr. Dorothy Vura-Weis, Health System
Karen Licavoli Farnkopf, Breathe California

Motion: Groom / Second: Pine

4. Presentation of a proclamation **(3436)** designating May 2013 as CalFresh Awareness Month (Supervisor Don Horsley)

Speakers recognized by the President:

Supervisor Don Horsley, Board of Supervisors
Beverly Beasley Johnson, Human Services Agency
Kerry Lobel, Puente de la Costa Sur

Motion: Horsley / Second: Groom

5. Update on the San Mateo County Reusable Bag Ordinance (Supervisors Carole Groom and Adrienne Tissier)

Speakers recognized by the President:

Supervisor Carole Groom, Board of Supervisors
Supervisor Adrienne Tissier, Board of Supervisors
Dean Peterson, Environmental Health
David Lewis, Save the Bay
Supervisor Dave Pine, Board of Supervisors

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.

Adopt Resolutions **(072480 - 072486)** of Necessity Determining that the Public Interest and Necessity Require Acquisition of Real Property located in Burlingame for the Interchange 101 at Broadway Project and directing the filing of Eminent Domain proceedings

Speakers recognized by the President:

John Beiers, County Counsel
Supervisor Adrienne Tissier, Board of Supervisors
Supervisor Dave Pine, Board of Supervisors
Brian Fitzpatrick, San Mateo County Transportation Authority
Jim McKim, San Mateo County Transportation Authority
Michael McNaughton, Hanson Bridgett, Legal Counsel
Omer Tausturb, Fox Investments
Orhan Toler, Fox Investments

Motion to close hearing: Tissier / Second: Pine

Motion to approve resolutions, including the change to Vacant Property Bayshore Highway Resolution (page 3, line #3): Tissier / Second: Groom

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

Noes: None

7. 9:15 a.m.

Resolution **(072487)** to approve:

- 1) Five-Year Consolidated Plan for the San Mateo County HOME Consortium for Fiscal Years 2013-14 through 2017-18;
- 2) Fiscal Year 2013-14 Annual Action Plan; and
- 3) Citizens Participation Plan

Speakers recognized by the President:

Duane Bay, Department of Housing
Supervisor Adrienne Tissier, Board of Supervisors
Jessica Avendano, Family Child Care Business Program
Raj Rambob, Home and Hope
Jennifer Witte, Renaissance Entrepreneurship Center
Luis Vizcardo, Renaissance Entrepreneurship Center
Melissa Lukin, CORA
Laura Bent, Samaritan House
Supervisor Carole Groom, Board of Supervisors
Supervisor Warren Slocum, Board of Supervisors

Motion to closing hearing: Tissier / Second: Pine

Motion to approve resolution: Tissier / Second: Groom

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

Noes: None

8. 1:30 p.m.

REGULAR AGENDA

PUBLIC WORKS

9. Resolution (072488):

- A) Finding that local emergency exists with regard to Ramona Road; and
- B) Authorizing execution of a contract with Soil Engineering Construction for construction of improvements along Ramona Road

Speakers recognized by the President:

Jim Porter, Public Works

Amanda Lee, Portola Valley

Ross Edwards, Portola Valley

Motion to close hearing: Horsley / Second: Tissier

Motion to approve resolution: Horsley / Second: Tissier

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

Noes: None

COUNTY MANAGER

10. Measure A Report Backs:

- A) Core Agencies and Thrive
- B) Affordable Housing
- C) Homelessness in San Mateo County

Speakers recognized by the President:

John L. Maltbie, County Manager

Supervisor Dave Pine, Board of Supervisors

Supervisor Adrienne Tissier, Board of Supervisors

Deborah Torres, Human Services Agency

Martin Fox, Belmont

Melissa Lukin, CORA

Kate Comfort Harr, HIP Housing

Joshua Hugg, Housing Leadership Council of San Mateo County

Teri Chin, City of Redwood City / Fair Oaks Community Center

Pastor Paul Bains, Project WeHope

Anita Rees, Pacifica Resource Center

Supervisor Carole Groom, Board of Supervisors
Supervisor Don Horsley, Board of Supervisors
Supervisor Warren Slocum, Board of Supervisors

Motion: Tissier / Second: Pine

BOARD OF SUPERVISORS

11. Board Members' Reports

Supervisor Warren Slocum thanked Supervisor Groom for a very successful and fun day at the Take A Hike event that took place on Saturday, May 3rd at Quarry Park.

Supervisor Don Horsley announced on Friday, May 17, 2013 the San Mateo County Parks Foundation has partnered with Whole Foods, who will donate 5% of all purchases to the Parks Foundation.

Supervisor Horsley also announced that he and Supervisor Carole Groom, who is a member of the Coastal Commission, will be attending the California Coastal Commission meeting scheduled for Wednesday, May 8, 2013 from 8:30 a.m. to 12:00 p.m. at the Marin Civic Center.

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 from the meeting of April 23, 2013

BOARD OF SUPERVISORS

13. Recommendation for the appointment of Jason Seifer to the Mosquito and Vector Control District representing Member At- Large for a term ending December 31, 2017 (Supervisors Don Horsley and Carole Groom)

CONTROLLER

14. Resolution (072489) authorizing the Controller to temporarily transfer available funds to County Operating Funds, the Superintendent of Schools, County Board of Education and School Districts during the Fiscal Year 2013-14

COUNTY COUNSEL

15. Resolution (072490) authorizing an amendment to the agreement with Fox, Shjeflo, Hartley &

Babu, LLP for legal services, extending the term through March 27, 2014, increasing the amount by \$200,000 to \$450,000

COUNTY MANAGER

16. Accept this report: Appointment of James Nantell as Interim County Parks Director

HEALTH SYSTEM

17. Resolution **(072491)** authorizing an agreement with PetData, Inc. to provide animal licensing services, for the term of July 1, 2013 through June 30, 2016, in an amount not to exceed \$600,000
18. Resolution **(072492)** waiving the Request for Proposals process and authorizing an agreement with Sentry Data Systems, Inc. for pharmacy software processing of 340B claims, for the term of May 1, 2013 through April 30, 2018, in an amount not to exceed \$2,060,000.
19. Resolution **(072493)** authorizing an Appropriation Transfer Request in the amount of \$374,246 from Public Health General Reserves to Services and Supplies
20. Adoption of an ordinance **(04657)** 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

HUMAN RESOURCES

21. Report recommending the denial of claims (Non-culpable)
22. Resolution **(072494)** authorizing the approval of a Successor Agreement to the Memorandum of Understanding with the Union of American Physicians and Dentists for the term of October 14, 2012 through May 9, 2015
23. Introduction of an ordinance amending the salary ordinance to reflect the addition of eleven positions; deletion of ten positions, reclassification of two positions, conversion of three positions from unclassified to classified, salary adjustment of one position, modification of one special compensation provision, and addition of four new extra-help classifications; and accepting the report on the total number of positions in the County and waiver of reading the ordinance in its entirety

This item was continued to the meeting of May 21, 2013 for adoption.

HUMAN SERVICES AGENCY

24. Resolution **(072495)** Waiving the Request for Proposals process and authorizing an agreement with Bay Area Academy/California State University, Fresno Foundation to provide Child Welfare Title IV-E training, for the term of July 1, 2013 through June 30, 2016, in the amount of \$1,228,008

25. Resolution **(072496)** Waiving the Request for Proposals process and authorizing an agreement with San Mateo County Office of Education to provide educational services for children in the shelter/foster care system, for the term of July 1, 2013 through June 30, 2015, in the amount of \$203,940
26. Resolution **(072497)** authorizing an amendment to the agreement with InnVision Shelter Network to continue to provide the Motel Voucher Program, the Transitional Housing for Families with Special Needs Program, the Inclement Motel Voucher Program, the Service Connect Program, and adding the AB109 Program, extending the term through June 30, 2016, increasing the amount by \$3,300,200 to \$5,544,842

INFORMATION SERVICES

27. Resolution **(072498)** authorizing an amendment to the agreement with Axsium Group for professional services including system configuration, and training development and delivery, extending the term through August 31, 2013, increasing the amount by \$247,180 to \$997,340

PLANNING AND BUILDING

28.
 - A) Resolution **(072499)** authorizing an agreement with Analytical Environmental Services to prepare Draft and Final Environmental Impact Reports for the Ascension Heights Subdivision for the term of May 9, 2013 through May 9, 2014, in an amount not to exceed \$113,075
 - B) Resolution **(072500)** authorizing an Appropriation Transfer Request in the amount of \$113,075 from unanticipated revenue to Contract Services (4/5ths vote required)
29. Resolution **(072501)** authorizing an agreement with Dyett & Bhatia for the preparation of updates to the General Plan, Zoning Regulations, and Local Coastal Program for the Princeton Study Area for the term of May 7, 2013 through June 30, 2015, in an amount not to exceed \$579,033

SHERIFF

30. Resolution **(072502)** authorizing:
 - A) An agreement with the City and County of San Francisco for the distribution of FY 2012 Urban Area Security Initiative grant funds for the Northern California Regional Intelligence Center for the term of December 1, 2012 through March 31, 2014, in the amount of \$3,393,158;
 - B) The Sheriff or Sheriff's designee to execute interagency agreements with agencies who assign staff to the Northern California Regional Intelligence Center in order to disburse FY 2012 Urban Area Security Initiative grant funds
31.
 - A) Resolution **(072503)** authorizing an amendment to the agreement with the City and County of San Francisco for distribution of FY 2012 Urban Area Security Initiative

Grant funds, increasing the amount by \$354,603 to \$2,164,623

- B) Resolution **(072504)** authorizing an Appropriation Transfer Request in the amount of \$354,603 from Unanticipated Revenue to Fixed Assets (4/5ths vote required)
32. Resolution **(072505)** waiving the Request for Proposals process and authorizing an agreement with Resource Development Associates, Inc. to complete the Sheriff's Jail Based Services and Reentry Programming Strategic Implementation Plan for the term of May 21, 2013 through December 31, 2015, in an amount not to exceed \$250,000
33. A) Resolution **(072506)** authorizing the Sheriff or his/her designee to execute:
- 1) A Trade agreement with Pan Pacific Mechanical to provide design build plumbing for the Maple Street Correctional Center at 1300 Maple Street in Redwood City, for the term of May 7, 2013, through May 6, 2016, in an amount not to exceed \$10,387,000, and
 - 2) An Owner Assignment and Novation Agreement, necessary to assign the Trade Contract from the County to the Construction Manager
 - 3) Change Order with the Construction Manager for work associated with this Trade Contract agreement, up to a maximum amount not to exceed three percent (3%) of the original Trade Contract amount or any other applicable limitation imposed by prior Board action or statute
- B) Authorize an additional \$11,038,700 to be allocated to the Project Allowance
34. A) Resolution **(072507)** authorizing the Sheriff or his/her designee to execute:
- 1) A Trade agreement with Cupertino Electric, Inc. to provide design build power/electrical systems for the Maple Street Correctional Center at 1300 Maple Street in Redwood City, for the term of May 7, 2013, through May 6, 2016, in an amount not to exceed \$11,282,274, and
 - 2) An Owner Assignment and Novation Agreement, necessary to assign the Trade Contract from the County to the Construction Manager
 - 3) Change Order with the Construction Manager for work associated with this Trade Contract agreement, up to a maximum amount not to exceed three percent (3%) of the original Trade Contract amount or any other applicable limitation imposed by prior Board action or statute
- B) Authorize an additional \$1,128,228 to be allocated to the Project Allowance
35. A) Resolution **(072508)** authorizing the Sheriff or his/her designee to execute:
- 1) A Trade agreement with Frank M. Booth, Inc. to provide design build mechanical systems for the Maple Street Correctional Center at 1300 Maple Street in Redwood City, for the term of May 7, 2013, through May 6, 2016, in an amount not to exceed \$13,810,001, and

- 2) An Owner Assignment and Novation Agreement, necessary to assign the Trade Contract from the County to the Construction Manager
 - 3) Change Order with the Construction Manager for work associated with this Trade Contract agreement, up to a maximum amount not to exceed three percent (3%) of the original Trade Contract amount or any other applicable limitation imposed by prior Board action or statute
 - B) Authorize an additional \$1,381,000 to be allocated to the Project Allowance
36. A) Resolution **(072509)** authorizing the Sheriff or his/her designee to execute:
- 1) A Trade agreement with Rotondo Weirlich Enterprises, Inc. (CML RW Security, LLC), to provide design low voltage security electronics systems for the Maple Street Correctional Center at 1300 Maple Street in Redwood City, for the term of May 7, 2013, through May 6, 2016, in an amount not to exceed \$3,160,119, and
 - 2) An Owner Assignment and Novation Agreement, necessary to assign the Trade Contract from the County to the Construction Manager
 - 3) Change Order with the Construction Manager for work associated with this Trade Contract agreement, up to a maximum amount not to exceed three percent (3%) of the original Trade Contract amount or any other applicable limitation imposed by prior Board action or statute
 - B) Authorize an additional \$316,012 to be allocated to the Project Allowance
37. A) Resolution **(072510)** authorizing the Sheriff or his/her designee to execute:
- 1) A Trade agreement with Rotondo Weirlich Enterprises, Inc. (CML RW Security, LLC), to provide design build services for security hardware, detention equipment, and security glazing for the Maple Street Correctional Center at 1300 Maple Street in Redwood City, for the term of May 7, 2013, through May 6, 2016, in an amount not to exceed \$12,466,099, and
 - 2) An Owner Assignment and Novation Agreement, necessary to assign the Trade Contract from the County to the Construction Manager
 - 3) Change Order with the Construction Manager for work associated with this Trade Contract agreement, up to a maximum amount not to exceed three percent (3%) of the original Trade Contract amount or any other applicable limitation imposed by prior Board action or statute
 - B) Authorize an additional \$1,246,610 to be allocated to the Project Allowance

TREASURER

38. Resolution **(072511)** renewing the delegation of investment authority to the Treasurer for the calendar year 2013 pursuant to Section 2.91.040 to Title 2, Article 2.9 Chapter 2.91 of the

San Mateo County Ordinance Code

39. Resolution **(072512)** approving the 2013 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**

Mahon, Thomas v. County of San Mateo et al.
San Mateo County Superior Court Case No. 486981

B) *John Minahan v. County of San Mateo*
Worker Compensation claim no. SM100125

The Board voted unanimously to a settlement in the amount of \$100,000.

The Board recessed to regular closed session at 11:45 a.m.

The Board reconvened the open session at 12:20 p.m.

County Counsel made the following report: No other reportable action was taken.

The meeting was adjourned at 12:21 p.m. in memory of Dr. Leo van der Reis and Russ Harter, former Foster City Mayor.