

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 9:01 a.m.

August 6, 2013

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT

Speakers recognized by the President:

Michael Mangini, Emerald Hills Homeowners Association
Nancy Mangini, Emerald Hills Community Coalition
Maria Rutenburg, Homeowners United for Planning and Building Reform
Chuck Henderson, Burlingame
Beverly Beasley Johnson, Human Services Agency
Martin Fox, Belmont
Eric Moore, Central Coast Forest Association

(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 commendations to the San Mateo County Employee Graduates of the Change Agent Program's Leadership Fellowship at the University of California, San Francisco, Center for the Health Professions (Supervisors Don Horsley and Adrienne Tissier)

Speakers recognized by the President:

Supervisor Adrienne Tissier, Board of Supervisors

2. Presentation of commendations to the first responders and San Mateo County Employees who were instrumental in the emergency response of the airline crash at the San Francisco International Airport on Saturday, July 6th, 2013 (Supervisors Don Horsley and Adrienne Tissier)

Speakers recognized by the President:

Supervisor Don Horsley, Board of Supervisors

Supervisor Adrienne Tissier, Board of Supervisors

3. Presentation by the San Mateo County Arts Commission (Supervisor Carole Groom)

Speakers recognized by the President:

Supervisor Carole Groom, Board of Supervisors

Robin Rodricks, San Mateo County Arts Commission

4. Presentation of a proclamation **(3475)** designating September 2013 as Recovery Month (Supervisor Dave Pine)

Speakers recognized by the President:

Supervisor Dave Pine, Board of Supervisors

Steve Kaplan, Behavioral Health and Recovery Services

Francisco Sajuan, Youth Leadership Institute

Corina Shortall, Voices of Recovery

Martin Fox, Belmont

Motion: Pine / Second: Groom

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.

5. 9:00 a.m.

Acting as the Governing Board of the Fair Oaks Sewer Maintenance District, conduct a public hearing, and after conducting the public hearing, adopt a Resolution **(072714)**:

- A) Ordering the annexation of the Lands of Upson (145 Jane Drive, Woodside, APN 073-021-100) to the Fair Oaks Sewer Maintenance District; and
 - B) Directing the Director of Public Works to transmit a copy of the Resolution ordering annexation to the Town of Woodside and file maps of said annexation with the appropriate agencies
- 1) Report and recommendation

- 2) Open public hearing
- 3) Close public hearing

Motion: Tissier / Second: Pine

- 4) Approve or deny resolution

Motion to approve: Tissier / Second: Slocum

Speakers recognized by the President:

Jim Porter, Public Works

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

Noes: None

REGULAR AGENDA

PLANNING AND BUILDING

6. Public hearing to consider a resolution amending the Planning and Building Department's Service Fee Schedules

This item was continued to an unspecified date.

PUBLIC WORKS

7. Resolution authorizing the establishment of No Parking during Specified Hours Zones to facilitate street sweeping in the Broadmoor and San Mateo Highlands areas

This item was continued to October.

Speakers recognized by the President:

Jim Porter, Public Works

Supervisor Adrienne Tissier, Board of Supervisors

Gary Stansfield, Colma

Susan Stansfield, Colma

Marie Brizuela, Broadmoor Property Owners Association

John Armfield, Colma

Liesje Nicolas, Highlands Community Association

Jonathan Millington, Broadmoor

Robert Airey, Daly City

Sydney Airey, Colma

Shelby Watkins, Broadmoor

Supervisor Dave Pine, Board of Supervisors

Supervisor Carole Groom, Board of Supervisors

Supervisor Warren Slocum, Board of Supervisors

COUNTY MANAGER

8. Measure A Report Backs:

A) Open Data and Technology Infrastructure Upgrade

Motion to move forward to September budget hearings: Horsley / Second: Tissier

B) Buildings and Facilities Infrastructure

Motion to move forward to September budget hearings: Tissier / Second: Groom

Speakers recognized by the President:

John Maltbie, County Manager
Jon Walton, Information Services Department
Jim Saco, County Manager's Office
Supervisor Warren Slocum, Board of Supervisors
Supervisor Dave Pine, Board of Supervisors
Supervisor Don Horsley, Board of Supervisors
Julie Hoffman, San Mateo
Martin Fox, Belmont

9. Direct staff to develop for the Board's consideration a Memorandum of Understanding with SamCERA to reduce unfunded pension liabilities by using one-time sources such as Reserves and Excess ERAF

Speakers recognized by the President:

John Maltbie, County Manager
Supervisor Dave Pine, Board of Supervisors

Motion: Horsley / Second: Tissier

BOARD OF SUPERVISORS

10. Board Members' Reports

Supervisor Don Horsley asked for a report back on safety net funding from the County Manager. County Manager John Maltbie stated that a report back would be included as part of the September budget hearings.

Supervisor Adrienne Tissier announced two upcoming events for seniors; "Age Well Drive Smart" Workshops; Tuesday, August 27th from 9:30 a.m. to 12:30 p.m. at the Twin Pines Community Center, 20 Twin Pines Lane, Belmont; Thursday, September 19th from 9:00 a.m. to 12:00 p.m. at the Veterans Memorial Senior Center, 1455 Madison, Redwood City; and Thursday, October 17, 2013 from 9:00 a.m. to 12:30 p.m. at the Senior Center, 2645 Alameda de las Pulgas, San Mateo; and later in the year

“The Annual Seniors on the Move” Conference in partnership with Congresswoman Jackie Speier, will be held on Monday, November 4, 2013 at the San Mateo County Event 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.

11. Approve the minutes for the meeting of July 23, 2013

ASSESSOR-COUNTY CLERK-RECORDER

12. Resolution **(072715)** authorizing an amendment to the agreement with Hart InterCivic, Inc. for maintenance and support services for the County’s electronic voting system, extending the term through June 30, 2016, and increasing the amount by \$758,199.50 to \$11,611,434.74

BOARD OF SUPERVISORS

13. That the President of the Board of Supervisors provides to Firstwave Events a letter addressed to the California Department of Transportation indicating our support for the 12th Annual Big Kahuna Triathlon, a portion of which will take place on Highway 1 in San Mateo County on September 8, 2013 (Supervisor Don Horsley)
14. Recommendation for the appointments of Rafael Avendano, Jenny Corral, and Linda Lopez to four-year terms commencing August 6, 2013; and the appointment of Nereyda Guzman, youth member and representative of the North Fair Oaks Youth Initiative for a one-year term commencing August 6, 2013 (Supervisors Warren Slocum and Don Horsley)

This item was continued to the meeting of September 10, 2013.

15. Recommendation for the appointments of 25 youth to the Youth Commission (Supervisor Carole Groom)
16. Ratification of a resolution **(3476)** honoring Wanda F. Nalls upon her retirement from the Daly City Community Services Center (Supervisor Adrienne Tissier)
17. Ratification of a resolution **(3477)** honoring Brian Moura upon his retirement from the City of San Carlos (Supervisor Don Horsley)
18. Ratification of a resolution **(3478)** honoring the City of East Palo Alto upon its 30th Anniversary (Supervisor Warren Slocum)

COUNTY COUNSEL

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

COUNTY MANAGER

20. Resolution **(072716)** authorizing:
 - A) The County Manager or his designee to execute an amendment to Lease Agreement 5357 with Tenant, Starburst I, Inc., and
 - B) Payment of a Real Estate Broker's Commission
21. Approve the Board of Supervisor's response to the 2012-13 Grand Jury report titled: San Mateo County Financial Reporting: Toward Clarity and Transparency

GOVERNING BOARDS

22. Acting as the Governing Board of Commissioners of the Housing Authority of the County of San Mateo, adopt Resolution 2013-05 **(072717)** authorizing the Executive Director of the Housing Authority of the County of San Mateo, to award 114 Project-Based Vouchers to MidPen Housing for Phase II of the Half Moon Village redevelopment
23. Acting as the Governing Board of the In-Home Supportive Services Public Authority, adopt a Resolution **(072718)** waiving the Request for Proposals process and authorizing an amendment to the agreement with Addus HealthCare, Inc., extending the term through June 30, 2014, and increasing the amount by \$3,933,000 to an amount not to exceed \$14,585,850

HEALTH SYSTEM

24. Resolution **(072719)** authorizing an agreement with the California Department of Public Health to provide primary health care and psycho-social services, for the term of July 1, 2013 through March 31, 2014, in an amount not to exceed \$214,194
25. Resolution **(072720)** authorizing an agreement with the City and County of San Francisco Mayor's Office of Housing and Community Development for funding to provide housing and related services to individuals with HIV/AIDS, for the term of July 1, 2013 through June 30, 2014, in an amount not to exceed \$752,774
26. Resolution **(072721)** authorizing an agreement with Crime Scene Cleaners, Inc., to provide specialized residential cleaning for the Public Guardian and Public Administrator Programs, for the term of July 1, 2013 through June 30, 2016, in an amount not to exceed \$350,000
27. Resolution **(072722)** authorizing an agreement with Voices of Recovery San Mateo County for the provision of consumer-operated self-help and peer-support services, criminal justice realignment services, and wellness and recovery services, for the term of July 1, 2013 through June 30, 2014, in an amount not to exceed \$197,500
28. Resolution **(072723)** authorizing an agreement with Kenton Fong, MD to provide specialty plastic surgery services, for the term of September 1, 2013 through August 31, 2014, in an amount not to exceed \$120,000

29. Resolution **(072724)** authorizing an amendment to the agreement with San Mateo Multispecialty Physicians to expand services, increasing the amount by \$272,077 to an amount not to exceed \$14,800,000
30. Resolution **(072725)** authorizing revisions to the Health System Financial Assistance Programs policies
31. Introduction of an Ordinance establishing the San Mateo County Health Care for the Homeless & Farm Worker Health Program Co-Applicant Board and waiver of reading the Ordinance in its entirety

This item was continued to the meeting of September 10, 2013 for adoption.

HUMAN RESOURCES

32. Introduction of an ordinance amending the salary ordinance to add one lead pay differential, add four positions, delete one position, and reclassify two positions; 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 September 10, 2013 for adoption.

INFORMATION SERVICES

33. Resolution **(072726)**:
 - A) Authorizing an agreement with Capita Technologies, Inc. for professional services for the configuration, setup, data migration, integration and training of the Probation Case Management System, for the term of August 6, 2013 through August 5, 2016, in an amount not to exceed \$1,653,910.73; and
 - B) Waiving the Request for Proposals process and authorizing an agreement with Patricia Highlander for functional analyst professional services, for the term of August 6, 2013 through January 5, 2015, in an amount not to exceed \$121,200
34. Resolution **(072727)** authorizing an Appropriation Transfer Request in the amount of \$5,723,527, transferring revenue from the Public Safety Half-Cent Sales Tax Fund and Intrafund Transfers from various San Mateo County Departments to the Information Services Department. Make corresponding appropriations in Services and Supplies and Fixed Assets-Equipment for the San Mateo Interoperable Radio Communications radio user migration to improve first responder communication capabilities

PROBATION

35. Resolution **(072728)** authorizing an agreement with Rape Trauma Services to provide individual, group, and family counseling for youth at the Margaret J. Kemp Camp and in Camp Kemp aftercare, for the term of July 1, 2013 through June 30, 2016, in an amount not to exceed \$117,000

PUBLIC WORKS

36. Resolution **(072729)** authorizing an agreement with Relocations Connections, Inc., to provide relocation management services, for the term of August 6, 2013 through August 5, 2016, in an amount not to exceed \$300,000
37. Resolution **(072730)** authorizing agreements with DES Architects+Engineers, HOK, Huntsman Architectural Group, MWA Architects, and Ratcliff to provide on-call architectural professional services for general facilities, for the term of August 6, 2013 through August 5, 2016, for a maximum aggregate amount of \$3,000,000
38. Resolution **(072731)** authorizing agreements with The Design Partnership LLP, Fong & Chan Architects, Hammel, Green and Abrahamson, Inc., Meeks, Coates + Eaton Architects, Nichols Booth Architects, Inc., and Taylor to provide on-call architectural professional services for hospital facilities and clinics, for the term of August 6, 2013 through August 5, 2016, for a maximum aggregate amount of \$1,800,000
39. Resolution **(072732)** authorizing:
 - A) An agreement with Andreini Bros, Inc., for the reconstruction of Scenic Drive in the La Honda area, in the amount of \$307,466; 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 \$30,747, or approximately 10% of the agreement amount
40. Resolution **(072733)** authorizing:
 - A) An agreement with VSS International, Inc. dba VSS Emultech for the Road Oil Application in conjunction with the County's 2013 Chip Seal Road Maintenance Project, in the amount of \$151,950; 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 \$15,195, or approximately 10% of the agreement amount; and
 - 2) File a Notice of Exemption for a California Environmental Quality Act Categorical Exemption
41. Make a finding to continue the local emergency declaration for constructing slope stabilization improvements within the landslide adjacent to Ramona Road in Los Trancos

SHERIFF

42. Resolution **(072734)** waiving the Request for Proposals process and authorizing an agreement with the San Mateo County Office of Education for prevocational and remedial

education programs within the County's correctional facilities, for the term of July 1, 2013 through June 30, 2014, in the amount of \$124,306

43. Resolution **(072735)** waiving the Request for Proposals process and authorizing an agreement with the Service League of San Mateo County for inmate services within the County's correctional facilities, for the term of July 1, 2013 through June 30, 2014, in an amount not to exceed \$669,054
44. Resolution **(072736)** authorizing the Sheriff or his/her designee to:
- A) Execute a Trade Contract agreement with Sanco Pipelines, Inc. to provide site utilities construction for the Maple Street Correctional Center at 1300 Maple Street in Redwood City, for the term of August 6, 2013, through August 5, 2016, in an amount not to exceed \$2,792,000; and
 - B) Execute an Owner Assignment and Novation Agreement, necessary to assign the Trade Contract from the County to the Construction Manager; and
 - C) Execute Change Orders with the Construction Manager for work associated with this Trade Contract, up to a maximum amount not to exceed 3% of the original Trade Contract amount or any other applicable limitation imposed by prior Board action or statute; and
 - D) Authorize an additional \$279,200 to the Project Allowance
45. Resolution **(072737)** authorizing the Sheriff or his/her designee to:
- A) Execute a Trade Contract agreement with Otis Elevator Company to provide and install elevators for the Maple Street Correctional Center at 1300 Maple Street in Redwood City, for the term of August 6, 2013 through August 5, 2016, in an amount not to exceed \$1,488,000; and
 - B) Execute an Owner Assignment and Novation Agreement, necessary to assign the Trade Contract from the County to the Construction Manager; and
 - C) Execute Change Orders with the Construction Manager for work associated with this Trade Contract, up to a maximum amount not the exceed 3% of the original Trade Contract amount or any other applicable limitation imposed by prior Board action or statute; and
 - D) Authorize an additional \$148,800 to the Project Allowance
46. Resolution **(072738)** authorizing the Sheriff or his/her designee to:
- A) Execute a Trade Agreement with The Herrick Corporation to furnish and install structural steel, metal decking and stairs for all buildings for the Maple Street Correctional Center at 1300 Maple Street in Redwood City, for the term of August 6, 2013 through August 5, 2016, in an amount not to exceed \$10,677,900; and

- B) Execute an Owner Assignment and Novation Agreement, necessary to assign the Trade Contract from the County to the Construction Manager; and
- C) Execute Change Order with the Construction Manager for work associated with this Trade Contract agreement, up to a maximum amount not to exceed 3% of the original Trade Contract amount or any other applicable limitation imposed by prior Board action or statute; and
- D) Authorize an additional \$1,067,790 to be allocated to the Project Allowance

47. Resolution **(072739)** authorizing the Sheriff or his/her designee to:

- A) Execute a Trade Contract agreement with Urata & Sons Cement, Inc. to provide and install concrete foundations for the Maple Street Correctional Center at 1300 Maple Street in Redwood City, for the term of August 6, 2013, through August 5, 2016, in an amount not to exceed \$9,195,000; and
- B) Execute an Owner Assignment and Novation Agreement, necessary to assign the Trade Contract from the County to the Construction Manager; and
- C) Execute Change Orders with the Construction Manager for work associated with this Trade Contract, up to a maximum amount not to exceed 3% of the original Trade Contract amount or any other applicable limitation imposed by prior Board action or statute; and
- D) Authorize an additional \$919,500 to the Project Allowance

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

- 1) *County of San Mateo v. Bank of America, et al.*
USDC Southern District of New York No. 08-02516 VM
- 2) *County of Santa Clara et al. v. Atlantic Richfield Company et al.*
San Mateo County Superior Court Case No. 788657
- 3) *Garrick Louie v. County of San Mateo et al.*
San Mateo County Superior Court Case No. CIV 516211

The Board unanimously agreed to a settlement for tax year values 2008-12 in the amount of \$46,212.92, plus interest.

- 4) *The San Mateo County Investment Pool v. Richard S. Fuld, Jr. et al.*

B) Conference with Legal Counsel - Anticipated Litigation

Significant exposure to litigation pursuant to subdivision (d)(2) of Government Code Section 54956.9

One case

C) Conference with Real Property Negotiator

Property: APN: 063-700-070, 15 Shorebreeze Court, East Palo Alto

Agency Negotiator: County Manager John L. Maltbie

Negotiating Parties: Beverly Beasley Johnson

Under Negotiation: Price and terms

D) Conference with Labor Negotiators

Agency designated representative: Kelly Tuffo

Employee Organizations: Represented Extra Help (AFSCME and SEIU), and Building and Constructions Trades Council (BCTC)

The Board recessed to regular closed session at 11:37 a.m.

The Board reconvened the open session at 12:39 p.m.

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

The meeting was adjourned at 12:40 p.m. in memory of Kirk Michael Peterson, Louis Poletti, Joseph David Steinberg, and Michael Casey.