

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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Meeting was called to order at 9:08 a.m.

TUESDAY, DECEMBER 10, 2013

PLEDGE OF ALLEGIANCE

**ROLL CALL – Present: Supervisors Pine, Groom, Horsley and Slocum
Supervisor Adrienne Tissier arrived at 9:15 a.m.
Absent: None**

PUBLIC COMMENT

Speakers recognized by the President:

Martin Fox, Belmont
Kate Comfort Harr, HIP Housing
Therese Dyer, Pacifica
Roger Medler, Pacifica

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

Motion: Groom / Second: Tissier

**Ayes: Supervisors Pine, Groom, Horsley, Slocum and Tissier
Noes: None**

(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. Resolution (**072905**) accepting the 2014 San Mateo County Exposition and Fair Association budget presented by the San Mateo County Event Center

Speakers recognized by the President:

Chris Carpenter, Executive Director, San Mateo County Event Center
Supervisor Carole Groom, Board of Supervisors
Supervisor Dave Pine, Board of Supervisors
Supervisor Adrienne Tissier, Board of Supervisors

Motion: Groom / Second: Tissier

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

Noes: None

2. Presentation of the 2013 Women in County Government Honorees: (Supervisor Carole Groom)

- A) Rookie of the year: Amy Lam (**Honorary Resolution #3513**)

Motion: Tissier / Second: Horsley

- B) Development of Self and/or Others: Ruth Laya (**Honorary Resolution #3514**)

Motion: Groom / Second: Tissier

- C) Public Service/Community Service, The Extra Mile: Carol Corden (**Honorary Resolution #3515**)

Motion: Slocum / Second: Tissier

- D) Distinguished Honoree 2013: Beverly Beasley Johnson (**Honorary Resolution #3516**)

Motion: Horsley / Second: Groom

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

Noes: None

Speakers recognized by the President:

Supervisor Carole Groom, Board of Supervisors
Supervisor Dave Pine, Board of Supervisors
Supervisor Warren Slocum, Board of Supervisors
Carol Corden, Recipient
Supervisor Adrienne Tissier, Board of Supervisors
Supervisor Don Horsley, Board of Supervisors
Beverly Beasley Johnson, Recipient

3. Presentation of the SamTrans Bus Rapid Transit Feasibility Study (Supervisors Carole Groom and Adrienne Tissier)

Speakers recognized by the President:

Supervisor Carole Groom, Board of Supervisors
Doug Kim, SamTrans

4. Accept this report on the Princeton Planned Update (Planning and Building)

Speakers recognized by the President:

Summer Burlison, Planning and Building
Supervisor Don Horsley, Board of Supervisors
Supervisor Dave Pine, Board of Supervisors
Supervisor Warren Slocum, Board of Supervisors
Supervisor Adrienne Tissier, Board of Supervisors

Motion: Horsley / Second: Tissier

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

Noes: None

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 County Service Area No. 8, conduct a public hearing and after conducting the public hearing, approving a Resolution (**072906**) adopting the garbage and recyclables collection rates for County Service Area No. 8.

- 1) Report and recommendation
- 2) Open public hearing
- 3) Close public hearing

Motion: Tissier / Second: Slocum

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

Noes: None

- 4) Adopt resolution

Motion: Groom / Second: Tissier

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

Noes: None

Speakers recognized by the President:

Jim Porter, Public Works

6. 9:15 a.m.

Conduct a public hearing, and after conducting a public hearing, approving a Resolution **(072907)** adopting the garbage and recyclables collection rates for the unincorporated franchised areas within the South Bayside Waste Management Authority service area, exclusive of County Service Area No. 8, North Fair Oaks and West Bay Sanitary District.

- 1) Report and recommendation
- 2) Open public hearing
- 3) Close public hearing

Motion: Pine / Second: Groom

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

Noes: None

- 4) Adopt resolution

Motion: Tissier / Second: Pine

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

Noes: None

Speakers recognized by the President:

Jim Porter, Public Works

Supervisor Dave Pine, Board of Supervisors

Supervisor Don Horsley, Board of Supervisors

Steve Epstein, Burlingame Hills Improvement Association

Liesje Nicolas, Highlands Community Association

Supervisor Adrienne Tissier, Board of Supervisors

John L. Maltbie, County Manager

Supervisor Carole Groom, Board of Supervisors

7. 9:30 a.m.

Conduct a public hearing to consider a Resolution **(072908)** for a General Plan land use map amendment to change the land use designation to four (4) parcels from "Neighborhood Mixed Use" to "Single-Family Residential" and an Ordinance **(04677)** for a Zoning Map amendment to rezone three (3) parcels from "C-1/S-1 (Neighborhood Commercial)" and "C-1/NFO/FO (Neighborhood Commercial/Fair Oaks) to R-1/S-73 (Single Family Residential/North Fair Oaks), both pursuant to Section 6550 of the County Zoning Regulations, and certification of a Negative Declaration pursuant to the California Environmental Quality Act for the parcels

located at 3821 and 3823 Fair Oaks Avenue and 719 San Benito Avenue in the unincorporated North Fair Oaks area

- 1) Report and recommendation
- 2) Open public hearing
- 3) Close public hearing

Motion: Groom / Second: Pine

Ayes: Supervisors Pine, Groom, Horsley, Slocum and Tissier
Noes: None

- 4) Adopt resolution

Motion: Tissier / Second: Slocum

Ayes: Supervisors Pine, Groom, Horsley, Slocum and Tissier
Noes: None

- 5) Adopt ordinance

Motion: Tissier / Second: Slocum

Ayes: Supervisors Pine, Groom, Horsley, Slocum and Tissier
Noes: None

Speakers recognized by the President:

Jim Eggemeyer, Planning and Building
Supervisor Adrienne Tissier, Board of Supervisors
John Beiers, County Counsel
Supervisor Warren Slocum, Board of Supervisors
Supervisor Dave Pine, Board of Supervisors
Peter Kagel, Attorney for Bay Area Catering & Events
Chimene Keitner, Menlo Park
Supervisor Carole Groom, Board of Supervisors
Tim Fox, County Counsel
John Maltbie, County Manager

8. 1:30 p.m.

Presentation of Service Awards, 455 County Center, Room 101, Redwood City (County Manager)

REGULAR AGENDA

HUMAN RESOURCES

9. Accept the 2014-2017 San Mateo County Equal Employment Opportunity Plan

Speakers recognized by the President:

Michael Boland, Controller's Office
Irma Compton, Planning and Building
Michelle Park, Human Resources

Motion: Tissier / Second: Slocum

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

Noes: None

COUNTY MANAGER

10. Resolution (**072909**) authorizing the acceptance of the Moss Beach Park parcel, consisting of approximately 26,000 square feet, located at Etheldore Street and Virginia Avenue in Unincorporated Moss Beach

Speakers recognized by the President:

Supervisor Don Horsley, Board of Supervisors
Supervisor Dave Pine, Board of Supervisors
Neil Merrilees, Coastside Preservation and Recreation

Motion: Horsley / Second: Groom

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

Noes: None

BOARD OF SUPERVISORS

11. Board Members' Reports

Supervisor Don Horsley stated that he and Supervisor Carole Groom have been working on a project in the south county regarding the homeless population. Supervisor Horsley requested a workshop be held in 2014 to discuss the homeless population in the south county.

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 November 19, 2013

ASSESSOR-COUNTY CLERK-RECORDER

13. Resolution (**072910**) authorizing:

- A) Accepting the certificate of the Chief Elections Officer as the statement of the results of the vote as determined by the official canvass of the November 5, 2013, Consolidated Municipal, School, and Special District Election; and
- B) Declaring the persons elected to or nominated for certain offices on the Midcoast Community Council.

BOARD OF SUPERVISORS

- 14. Resolution **(072911)** supporting a letter to the State California Coastal Conservancy to endorse the concept of the San Francisco Bay Area Water Trail (Supervisor Dave Pine)
- 15. Resolution **(072912)** authorizing an Appropriation Transfer Request in the amount of \$600,000, transferring Non-Departmental ERAF Reserves to Other Planning Expense and Salaries and Benefits making corresponding appropriations in the Planning and Building Department budget to conduct the Local Coastal Program required Transportation Management Plan (Supervisors Don Horsley and Carole Groom)
- 16. Recommendation for the appointment of John Keene from the Probation Department as an organization representative to the Fatherhood Collaborative Advisory Board for a term ending October 31, 2015 (Supervisors Don Horsley and Dave Pine)
- 17. Recommendation for the appointment of Willard Williams representing Architect and David Schonberg representing Community Member to the Design Review Committee – Coastside, terms ending March 31, 2016 (Supervisors Don Horsley and Warren Slocum)
- 18. Recommendation for the reappointment of Lee Michelson to the First Five Commission representing Public Member for a term ending December 31, 2016 (Supervisors Don Horsley and Dave Pine)
- 19. Ratification of a resolution **(3517)** honoring Hans Hansen upon his retirement from the Jefferson Elementary School District Board of Trustees (Supervisor Adrienne Tissier)
- 20. Ratification of a resolution **(3518)** honoring Service League of San Mateo County upon the dedication of Mike's House (Supervisor Adrienne Tissier)
- 21. Ratification of a proclamation **(3519)** designating November 2013 as Adoption Month (Supervisor Don Horsley)

COUNTY COUNSEL

- 22. Resolution **(072913)** authorizing the San Mateo Union High School District to issue and sell San Mateo Union High School District Election of 2010 General Obligation Bonds, Series 2013A, through a negotiated sale, in an amount not to exceed \$40,000,000, without further action of the County

COUNTY MANAGER

- 23. Resolution **(072914)** authorizing an Appropriation Transfer Request in the amount of

\$9,802,275, recognizing unanticipated revenues and transferring General Fund and Non-General Fund Reserves to Salaries and Benefits, and making adjustments to intrafund and operating transfer accounts, for the purpose of appropriating the salary increases approved by the Board on November 5, 2013

24. Resolution **(072915)** authorizing an Appropriation Transfer Request in the amount of \$955,005 transferring Non-Departmental ERAF Reserves to the operational budgets of the Health System, Human Services, Sheriff's Office and the Probation Department for a 3% Cost of Living Adjustment for Community-Based Organizations effective January 1, 2014
 - A) Resolution **(072916)** authorizing County Department Heads to amend contracts with Community-Based Organizations that provide Direct Client Services
25. Resolution **(072917)** providing for the borrowing of funds for Fiscal Year 2013-2014 and the issuance and sale of County of San Mateo, California, 2013-2014 Notes therefor; authorizing the forms of and directing the execution of a purchase contract and an escrow agreement
26. Resolution **(072918)** supporting a funding agreement with the Peninsula Open Space Trust for the acquisition of the 174-acre Office of Education Loma Mar property
27. Resolution **(072919)** setting salaries for all elected department heads for the calendar year commencing January 1, 2014

President Horsley announced a correction to the agenda listing from "...commencing January 1, 2014" be correct to "...commencing January 1, 2015"

This item was moved to the regular agenda.

Speakers recognized by the President:

Supervisor Dave Pine, Board of Supervisors
John L. Maltbie, County Manager
Supervisor Warren Slocum, Board of Supervisors
John Beiers, County Counsel

Motion: Pine / Second: Tissier

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

Noes: None

28. Confirm Iliana Rodriguez as the Director of the Human Services Agency
29. Recommendation for the appointments of Rosanne Foust representing Private Member and Arne Croce representing Public Member to the Workforce Investment Board, terms ending June 30, 2015
30. Recommendation for the reappointment of Jorge Tapia to the Workforce Investment Board representing Public Member, term ending June 30, 2015

COURTS

31. Recommendation for the appointment of Michael Stark to the Juvenile Justice & Delinquency Prevention Youth Commission, term expires December 31, 2017.

GOVERNING BOARD

32. Acting as the Governing Board of the Housing Authority of the County of San Mateo, adopt Resolution 2013-10 (**072920**) establishing salaries and benefits for unrepresented management and confidential employees of the Housing Authority of the County of San Mateo for the term of October 1, 2013 through September 30, 2014.

HEALTH SYSTEM

33. Resolution (**072921**) authorizing an agreement with the City and County of San Francisco Department of Public Health, HIV Health Services for funding to provide primary health care and psycho-social services to individuals with HIV/AIDS, for the term of March 1, 2013 through February 28, 2014, in an amount not to exceed \$1,358,915.
34. Resolution (**072922**) authorizing an agreement with Asian American Recovery Services, Inc. to provide alcohol and other drug prevention and treatment services, for the term of January 1, 2014 through June 30, 2015, in an amount not to exceed \$1,886,257
35. Resolution (**072923**) authorizing an agreement with El Centro de Libertad to provide alcohol and other drug outpatient treatment services for the term January 1, 2014 through June 30, 2015, in an amount not to exceed \$2,027,414
36. Resolution (**072924**) authorizing an agreement with Free at Last to provide alcohol and other drug treatment services, for the term of January 1, 2014 through June 30, 2015, in an amount not to exceed \$2,268,006
37. Resolution (**072925**) authorizing an agreement with Our Common Ground, Inc. to provide alcohol and other drug residential treatment services, for the term of January 1, 2014 through June 30, 2015, in an amount not to exceed \$3,207,363

This item was moved to the regular agenda.

Speakers recognized by the President:

Supervisor Dave Pine, Board of Supervisors
Jean Fraser, Health System

Motion: Pine / Second: Groom

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

Noes: None

38. Resolution (**072926**) authorizing an agreement with Peninsula Conflict Resolution Center to provide alcohol and other drug prevention services, for the term of January 1, 2014 through June 30, 2015, in an amount not to exceed \$225,000

39. Resolution **(072927)** authorizing an agreement with Puente de la Costa Sur to provide prevention and early intervention services, for the term of January 1, 2014 through June 30, 2015, in an amount not to exceed \$375,000.
40. Resolution **(072928)** authorizing an agreement with Pyramid Alternatives, Inc. to provide alcohol and other drug treatment and recovery services, and Mental Health Plan services, for the term of January 1, 2014 through June 30, 2015, in an amount not to exceed \$1,974,141
41. Resolution **(072929)** authorizing an agreement with Sitike to provide alcohol and other drug treatment services for the term January 1, 2014 through June 30, 2015, in an amount not to exceed \$1,718,050
42. Resolution **(072930)** authorizing an agreement with The Latino Commission to provide alcohol and other drug treatment services, for the term of January 1, 2014 through June 30, 2015, in an amount not to exceed \$2,273,707
43. Resolution **(072931)** authorizing an agreement with Women's Recovery Association to provide alcohol and other drug residential treatment services, for the term of January 1, 2014 through June 30, 2015, in an amount not to exceed \$3,267,882
44. Resolution **(072932)** authorizing an agreement with Kaiser Foundation Hospitals and San Mateo Health Commission, doing business as the Health Plan of San Mateo, to provide emergency neurosurgery services, for the term of November 1, 2013 through October 31, 2014
45. Resolution **(072933)** authorizing an amendment to the agreement with American Medical Response West for assessment and transport of persons with behavioral emergencies and for the prescheduled transport of Behavioral Health and Recovery Services clients, extending the term through June 30, 2015, increasing the amount by \$600,294 to an amount not to exceed \$1,167,954.
46. Resolution **(072934)** authorizing an amendment to the agreement with HFS Consultants, extending the term through March 31, 2015 and increasing the amount by \$821,400 to an amount not to exceed \$921,400.
47. Resolution **(072935)** authorizing an amendment to the agreement with Laboratory Corporation of America to provide clinical laboratory services, extending the term through December 31, 2014, increasing the amount by \$397,500 to an amount not to exceed \$1,312,500
48. Resolution **(072936)** authorizing an amendment to the agreement with StarVista to provide alcohol and other drug treatment services, mental health services, support for the Youth Development Initiative, and Family Health Community Workers Services, extending the term for alcohol and other drug services through June 30, 2015, increasing the amount by \$3,165,349 to an amount not to exceed \$10,039,303
49. Resolution **(072937)** authorizing an amendment to the agreement with Youth Leadership Institute to provide community-based partnership services, extending the term through June 30, 2015, increasing the amount by \$225,000 to an amount not to exceed \$354,779

50. Resolution **(072938)** authorizing an amendment to the agreement with Kevin W. Harper, CPA & Associates to continue to provide financial services, extending the term through December 31, 2014, and increasing the amount by \$200,000 to an amount not to exceed \$440,000
51. Resolution **(072939)** amending the Public Health, Policy and Planning Fees Schedule effective January 1, 2014.
52. Introduction of an ordinance amending the Master Salary Ordinance to reflect the addition of the Medical Director position, and waiver of reading the ordinance in its entirety

This item was continued to the meeting of January 7, 2014 for adoption.

HUMAN RESOURCES

53. Resolution **(072940)** authorizing an agreement with Baysport, Inc. to provide wellness clinic screening services to County and Court employees, for the term of January 1, 2014 through December 31, 2014, in an amount not to exceed \$125,000
54. Resolution **(072941)** authorizing the Human Resources Director to execute renewal agreements with Kaiser Permanente, Secure Horizons, Blue Shield of California and The Health Plan of San Mateo (HPSM) for the provision of health coverage for County employees, retirees and their dependents, for the term of January 1, 2014 through December 31, 2014 with the aggregate amount not to exceed \$63.2 million

This item was moved to the regular agenda.

Speakers recognized by the President:

Supervisor Dave Pine, Board of Supervisors

Donna Vaillancourt, Human Resources

Supervisor Don Horsley, Board of Supervisors

Motion: Pine / Second: Groom

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

Noes: None

55. Resolution **(072942)** authorizing the Human Resources Director or her designee to execute an amendment to the agreement with Sharp Business Systems of San Francisco for the rental of department copy machines, extending the term through February 28, 2016
56. Introduction of an ordinance amending the salary ordinance to adjust three salaries, reclassify three positions, delete four positions and add four 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 January 7, 2014 for adoption.

INFORMATION SERVICES

57. Resolution **(072943)** authorizing the Purchasing Agent to issue purchase orders to CDX Wireless, Forrest Telecom Engineering Inc. and Ross and Baruzzini, dba Macro Corporation, for radio communication systems engineering and consulting services, for the term of December 10, 2013 through December 9, 2015, in an amount not to exceed \$400,000

PARKS

58. Resolution **(072944)** authorizing the Director of Parks or her designee to execute in the name of the County of San Mateo a Memorandum of Understanding that defines the terms of acceptance and use of a contribution of \$300,000 for the construction of trail fencing for security and watershed protection purposes on the Crystal Springs Regional Trail South of Dam project

PLANNING AND BUILDING

59. Adoption of an Ordinance **(04678)** adopting the latest editions of the 2013 California Building Standards Code and amending the San Mateo County Ordinance Code, Division VII, Building Regulations; making the required findings in Attachment A, previously introduced on November 19, 2013 and waiver of reading the ordinance in its entirety
60. Adoption of an Ordinance **(04679)** adopting the latest edition of the 2013 California Fire Code together with Appendix chapters 4, B, C, D, H, K, and I and referenced standards; making certain findings of local conditions; and repealing and replacing San Mateo County Ordinance Code Chapter 3.84 Fire Protection Regulations, previously introduced on November 19, 2013 and waiver of reading of the ordinance in its entirety

PUBLIC WORKS

61. Resolution **(072945)** authorizing an agreement with Mavericks Invitational, Inc. to allow the parking of vehicles at the Half Moon Bay Airport for the one-day Mavericks Invitational Surf Contest
62. Resolutions **(072946 & 072947)** authorizing:
- A) The establishment of no parking zones to facilitate installation of two new crosswalks on Middlefield Road in North Fair Oaks; and
 - B) The installation of yield to pedestrian signs and markings at crosswalks on Middlefield Road in North Fair Oaks
63. Adoption of an Ordinance **(04680)** to amending the County of San Mateo Ordinance Code, Title 2, Chapter 2.54 Permitting and Inspection Fees, previously introduced on November 19, 2013 and waiver of reading the ordinance in its entirety

SamCERA (Retirement)

64. Resolution **(072948)** approving the deletion of existing Regulation 5.2 and the amendment and renumbering of Regulations 5.1 through 5.10 of Article V of the Board of Retirement Regulations relating to the disability retirement process

SHERIFF

65. Resolution (**072949**) authorizing an agreement with CORA to provide Emergency Response Program services to survivors of domestic violence, for the term of July 1, 2013 through June 30, 2014, in an amount not to exceed \$132,610
66. Resolution (**072950**):
- A) Accepting a donation of \$56,107 from the Redwood City Police Activities League to the Sheriff's Activities League from the proceeds of the Tattoo Removal Program Fundraiser; and
 - B) Authorizing the County Purchasing Agent to purchase a tattoo removal laser machine in the amount of \$106,108
67. Resolution (**072951**) authorizing the sale of the San Mateo County Sheriff's Office/Narcotics Task Force aircraft; a 1980 Cessna, model 206, registration number N90TF, to the Monterey County Sheriff's Department for a price of \$150,000

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 San Mateo v. Ambac Financial Group Inc., et al.
San Francisco Superior Court Case No. CJC-08-004555
JCCP No. 4555

B) *In re Jet Fuel matter*

C) **Conference with Legal Counsel - Anticipated Litigation**

Initiation of litigation pursuant to subdivision (d)(4) of Government Code Section 54956.9
One case

The Board recessed to regular closed session at 12:25 p.m.

The Board reconvened the open session at 12:55 p.m.

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

The meeting adjourned at 12:56 p.m. in memory of Margaret Anne McGovern, Frances Bohannon Nelson, Nick Gust, Robert E. Carey, Terrence Shannon and Ann Kaye.