

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 9:05 a.m.

TUESDAY, JANUARY 28, 2014

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
Therese Dyer, Pacifica
Roger Medler, Pacifica
Ellen J. Wise, Woodside

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: Horsley / 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. A poetry reading by Caroline Goodwin, San Mateo County Poet Laureate (Supervisor Warren Slocum)

Speakers recognized by the President:

Supervisor Warren Slocum, Board of Supervisors
Caroline Goodwin, Poet Laureate

2. Resolution approving STARS Awards recipients and Honorable Mention

Speakers recognized by the President:

Rocio Kiryczun, Human Resources
Robin Elliot, Treasurer-Tax Collector's Office
Supervisor Warren Slocum, Board of Supervisors
Sandie Arnott, Treasurer Tax Collector
Conrad Fernandes, Health System
Supervisor Adrienne Tissier, Board of Supervisors
Carlos Hernandez, Child Support Services
Supervisor Carole Groom, Board of Supervisors
Dr. CJ Kunnappilly, Health System
Supervisor Dave Pine, Board of Supervisors
Doug Koenig, Public Works
Supervisor Don Horsley, Board of Supervisors
Marina Yu, Housing
Martin Fox, Belmont

Motion: Tissier / Second: Groom

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

Noes: None

- A) Resolution (**073000**) approving STARS Awards recipients and Honorable Mention
- B) Presentation of Resolutions and Commendations honoring STARS Awards recipients
- C) Resolution (**072975**) authorizing an Appropriation Transfer Request in the amount of \$82,000 from Non-Departmental and Health System to various program accounts to appropriate STARS Awards (4/5ths vote required)

Motion: Tissier / Second: Groom

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

Noes: None

3. Presentation of a resolution (**3528**) honoring First 5 San Mateo County 15 Years of Improving the Lives of Young Children (Supervisor Dave Pine)

Speakers recognized by the President:

Supervisor Dave Pine, Board of Supervisors
Kitty Lopez, First 5
Michael Garb, First 5
Margot Grant, Representative from Assemblyman Rich Gordon's office

Supervisor Don Horsley, Board of Supervisors

Motion: Groom / Second: Tissier

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

Noes: None

4. Presentation on the LEAN successes at the Health System (Supervisor Dave Pine)

Speakers recognized by the President:

Supervisor Dave Pine, Board of Supervisors
Louise Rodgers, Health System
Susan Ehrlich, Health System
Supervisor Don Horsley, Board of Supervisors
Supervisor Adrienne Tissier, Board of Supervisors
Jean Fraser, Health System
John Maltbie, County Manager
Supervisor Carole Groom, Board of Supervisors
Martin Fox, Belmont

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.

REGULAR AGENDA

COUNTY COUNSEL

5. A) Introduction of an ordinance amending Sections 2.61.010 and 2.63.010 of Article 2.6 of Title 2 of the San Mateo County Ordinance Code, which establish the Planning Commission and the Parks and Recreation Commission, respectively, and waiver of reading the ordinance in its entirety

This item was continued to the meeting of February 11, 2014 for adoption.

The Board also unanimously moved to approve the first reading of Ordinance with a verbal modification to include language to shorten the partial terms of Commission members with the same language that appears in the County Charter as applied to Board of Supervisors. The second reading of the the ordinance with the amended language will be before the Board on February 11th.

Speakers recognized by the President:

John Beiers, County Counsel
Supervisor Carole Groom, Board of Supervisors
Supervisor Adrienne Tissier, Board of Supervisors
Supervisor Dave Pine, Board of Supervisors
Supervisor Warren Slocum, Board of Supervisors

Motion to continue: Tissier / Second: Horsley

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

Noes: None

- B) Resolution (**072976**) amending Resolution 65013, adopted on January 15, 2002, establishing the Arts Commission

This item was continued to the meeting of February 11, 2014.

The Board unanimously moved to bring back the Resolution establishing the Arts Commission on February 11th with a modification to shorten the partial terms of Commission members with the same language that appears in the County Charter as applied to Board of Supervisors.

Motion to continue: Tissier / Second: Horsley

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

Noes: None

GOVERNING BOARD

6. Acting as County of San Mateo and the Governing Board of County Service Area No. 7, introduce an Ordinance amending Sections 4.36.020 and 4.104.020 and adding Section 4.104.200, of Title 4, of the San Mateo County Ordinance Code and waiver of reading the ordinance in its entirety

This item was continued to the meeting of February 11, 2014 for adoption.

Speakers recognized by the President:

Jim Porter, Public Works

Supervisor Dave Pine, Board of Supervisors

Motion: Tissier / Second: Horsley

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

Noes: None

HOUSING

7. Resolution (**072977**) approving funding commitments totaling \$8,000,000 for six affordable rental housing developments, including any conditions attached to such funding recommendations, using County funds derived from the liquidation of Low and Moderate Income Housing funds formerly held by redevelopment agencies in San Mateo County

Speakers recognized by the President:

Bill Lowell, Department of Housing

Melissa Platte, Mental Health Association of San Mateo County

Mark Moulton, Housing Leadership Council of San Mateo County
Steve Toler, City of Foster City
Matt Franklin, MidPen Housing
Supervisor Dave Pine, Board of Supervisors
Supervisor Warren Slocum, Board of Supervisors
Supervisor Don Horsley, Board of Supervisors

Motion: Horsley / Second: Groom

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

Noes: None

INFORMATION SERVICES

8. Director's Report

Speakers recognized by the President:

Jon Walton, Information Services
Supervisor Warren Slocum, Board of Supervisors
Supervisor Dave Pine, Board of Supervisors
Supervisor Adrienne Tissier, Board of Supervisors

PARKS

9. A) Resolution (**072978**) authorizing the submittal of a grant application for \$500,000 to the San Mateo County Transportation Authority's Measure A Pedestrian and Bicycle Program to conduct the planning and permitting of the Midcoast Multi-Modal Trail

Speakers recognized by the President:

Marlene Fairly, Parks
Supervisor Don Horsley, Board of Supervisors
John Maltbie, County Manager
Lennie Roberts, Committee for Green Foothills

Motion: Horsley / Second: Tissier

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

Noes: None

B) Resolution (**072979**) authorizing an Appropriation Transfer Request in the amount of \$50,000 from ERAF Reserves to the Parks Acquisition and Development budget for a 10% local cash match for any requested funds awarded (4/5ths vote required)

Motion: Horsley / Second: Tissier

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

Noes: None

PUBLIC WORKS

10. Resolution certifying the Initial Study / Mitigated Negative Declaration, dated August 2013, for the Alpine Road Trail Improvements Project

This item was continued to an unspecified date.

Speakers recognized by the President:

Jim Porter, Public Works
Supervisor Adrienne Tissier, Board of Supervisors
Supervisor Don Horsley, Board of Supervisors
Supervisor Warren Slocum, Board of Supervisors
Supervisor Dave Pine, Board of Supervisors
Janet Davis, Menlo Park
Catherine Palter, Stanford University
Lennie Roberts, Committee for Green Foothills
Arlene Lindblom, Menlo Park
Lovinda Beal, Menlo Park
Supervisor Carole Groom, Board of Supervisors

Motion to continue: Horsley / Second: Groom

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

Noes: None

COUNTY MANAGER

11. Resolution (**072980**) authorizing the acquisition of the 174-acre Office of Education Loma Mar property through a funding agreement with the Peninsula Open Space Trust, and a State Priority Conservation Area grant for the purchase price of \$3.9 million

Speakers recognized by the President:

Dave Holland, Assistant County Manager
Lennie Roberts, Committee for Green Foothills

Motion: Horsley / Second: Tissier

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

Noes: None

12. County Manager's Report #1:

Speakers recognized by the President:

John L. Maltbie, County Manager
Supervisor Dave Pine, Board of Supervisors
Supervisors Warren Slocum, Board of Supervisors
John Beaumont, California State Association of Letter Carriers

- A) Accept this report on an analysis of the FY 2014-15 Proposed State Budget

- B) Resolution approving the San Mateo County 2014 Legislative Session Program

This item was continued to an unspecified date.

- C) Resolution **(072981)** in support of Senate Bill 316, the Postal Service Protection Act of 2013

Motion: Groom / Second: Horsley

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

Noes: None

BOARD OF SUPERVISORS

- 13. Board Members' Reports

Supervisor Adrienne Tissier announced that Disaster Preparedness Day will take place on Saturday, June 7, 2014 at the San Mateo County Event Center. Parking will be free between the hours of 10:00 a.m. to 11:00 a.m.

Supervisor Tissier also reminded everyone that another Older Drivers Traffic Safety Seminar will be held in Belmont, on Thursday, January 30, 2014 at Twin Pines Community Center, 20 Twin Pines Lane, Belmont, from 9:30 a.m. to 12:30 p.m.

Supervisor Warren Slocum stated that he had attended the groundbreaking ceremony for the Ravenswood Health Clinic.

Supervisor Dave Pine stated that he had taken a tour of the new United Airlines terminal.

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.

- 14. Approve the minutes for the meeting of January 7, 2014

BOARD OF SUPERVISORS

- 15. Accept the 2014 Committee Assignments representing the Board of Supervisors (Supervisor Dave Pine)
- 16. Recommendation for the appointment of John Gemello to the Joint Powers Financing Authority Board of Directors for an open term of office beginning upon appointment (Supervisor Dave Pine)
- 17. Ratification of a resolution **(3529)** honoring Cathy Baylock for Twelve Years of Service to the Burlingame Community (Supervisor Dave Pine)

18. Ratification of a resolution **(3530)** honoring Pedro Gonzalez for Thirteen Years of Service on the South San Francisco City Council (Supervisor Dave Pine)
19. Ratification of a resolution **(3531)** honoring Gina Papan In Recognition of Her Exemplary Service on the Millbrae City Council (Supervisor Dave Pine)
20. Ratification of a resolution **(3532)** honoring Barry Nagel Upon his retirement as City Manager, City of South San Francisco (Supervisor Dave Pine)

COUNTY MANAGER

21. Resolution **(072982)** authorizing an amendment to the lease agreement with the Successor Agency to the Redevelopment Agency of the City of South San Francisco for office space at 306 Spruce Avenue, South San Francisco, California, extending the term through October 31, 2014
22. Resolution **(072983)** authorizing the County Manager or his designee to negotiate the terms of and execute a lease agreement with Harbor Belmont Associates, a California General Partnership, of 16,534 square feet of office space at 264 Harbor Boulevard, Belmont, California, for an initial term of May 1, 2014 through April 30, 2014, with two options to extend for an additional five years each, at an initial monthly base rent of \$33,068
23. Resolution **(072984)** authorizing the County Manager or his designee to identify and negotiate the terms of the purchase of real property to be acquired for use as a mental health respite center with a capacity to serve up to 10 adults at a time; and to report back to the Board for final approval of any such acquisition
24. Adoption of an ordinance **(04683)** amending the Master Salary Ordinance to add one Unclassified Management Analyst III position in the County Manager's Office, previously introduced on January 7, 2014 and waiver of the reading the ordinance in its entirety
25. Recommendation for the appointment of Sam Hutkins to the Measure A Oversight Committee.

GOVERNING BOARD

26. Acting as County of San Mateo and the Governing Board of the Crystal Springs County Sanitation District, adopt Resolutions authorizing:
 - A) The President of the Board of Supervisors to execute an agreement between the Crystal Springs County Sanitation District and the County which will provide a \$8,720,050 loan to the Crystal Springs County Sanitation District to pay its proportionate share of costs associated with improvements to the Crystal Springs/EI Cerrito trunk sewer transmission lines; and
 - B) The County Manager or his designee to execute 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 costs associated with

construction of the Crystal Springs/El Cerrito trunk sewer transmission lines with non-substantive additions, clarifications and other changes as the County Manager, or his designee, deems necessary or advisable after consultation with County Counsel

- C) Resolution authorizing an Appropriation Transfer Request in the amount of \$17,440,100, transferring \$8,720,050 from Non-Departmental ERAF Reserves to Loans to Other Funds, and making corresponding appropriations in the Crystal Springs County Sanitation District budget, for payment of the Crystal Springs County Sanitation District's proportionate share of the Crystal Springs/El Cerrito trunk sewer project costs

This item was continued to the meeting of February 11, 2014.

- 27. Acting as the Governing Board of the Montara Highway Lighting District, adopt a Resolution **(072985)** authorizing the installation of a streetlight on Virginia Avenue at the intersection with California State Route 1 in the Moss Beach area
- 28. Acting as the Governing Board of the Emerald Lake Heights Sewer Maintenance District, adopt a Resolution **(072986)** setting Tuesday, February 25, 2014 at 9:00 A.M. at your regularly scheduled Board meeting, as the time and place for a public hearing on the proposed annexation of the Lands of Mokhtarzadeh, 477 Hillcrest Way, Redwood City, APN 068-120-360, to the Emerald Lake Heights Sewer Maintenance District

HEALTH SYSTEM

- 29. Resolution **(072987)** authorizing an agreement with California Department of Public Health for the Immunization Assistance Program for the term of July 1, 2013 through June 30, 2017, in the amount of \$1,074,036
- 30. Resolution **(072988)** authorizing an amendment to an agreement with the California Department of Public Health to conduct public health emergency preparedness activities, increasing the amount by \$214,209 to an amount not to exceed \$1,248,364
- 31. Resolution **(072989)** authorizing an agreement with Cabrillo Unified School District to provide outreach, enrollment, and retention services for children and adult health coverage programs for the term of January 1, 2014 through December 31, 2015, in an amount not to exceed of \$123,600
- 32. Resolution **(072990)** authorizing an amendment to the agreement with Palo Alto Medical Foundation for Healthcare, Research and Education to provide otorhinolaryngology services, extending the term through June 30, 2014, and increasing the amount by \$160,000 to an amount not to exceed \$742,413
- 33. Resolution **(072991)** authorizing an agreement with Peninsula Urology, LLC to provide urology services for the term of February 1, 2014 through January 31, 2015, in an amount not to exceed \$240,000
- 34. Resolution **(072992)** authorizing an amendment to the agreement with Peninsula Pathologists Medical Group to provide anatomic slide preparation and histology services for surgical and

biopsy procedures, expanding the scope of work and increasing the amount by \$126,207 to an amount not to exceed \$531,207

35. Resolution **(072993)** authorizing the Controller to continue payments on the Health System Public Health, Policy and Planning STD/HIV Program agreements for the term of March 1, 2014 through June 30, 2014

HUMAN RESOURCES

36. Report recommending the denial of claims (Non-culpable)
37. Adoption of an ordinance **(04684)** amending the salary ordinance to delete three positions, add three positions, convert two positions to new classifications, and adjust two base-pay salaries; and, accepting the report on the total number of positions in the County, previously introduced on January 7, 2014 and waiver of reading the ordinance in its entirety

HUMAN SERVICES AGENCY

38. Resolution **(072994)** authorizing:
- A) Acceptance of a revenue agreement from the State Department of Community Services and Development for the continuation of Safety Net Services for the term of January 1, 2014 through December 31, 2014, in the amount of \$128,584; and
 - B) The Director of the Human Services Agency or the Director's designee to execute contract amendments in an amount up to \$400,000
39. Resolution **(072995)** authorizing an amendment to the agreement with Channel Parity Incorporated to continue to support the Remote Services Administration for Syntellect Customer Interaction System, extending the term through June 30, 2016, increasing the amount by \$300,000 to \$400,000

PARKS

PUBLIC SAFETY COMMUNICATIONS

40. Resolution **(072996)** authorizing an agreement with the City of East Palo Alto for public safety communications services for the term of July 1, 2013 through June 30, 2017, in an amount not to exceed \$3,375,340

PROBATION

41. Adoption of an ordinance **(04685)** amending the Master Salary Ordinance to delete one classified Group Supervisor II position and add one classified Institution Services Manager position, previously introduced on January 7, 2014 and waiver of reading the ordinance in its entirety

SHERIFF

42. Resolution **(072997)** authorizing the Sheriff or his/her designee to execute an amendment to the agreement with SRGNC CRES, LLC, for Jail Construction User Liaison Services, extending the term through December 31, 2015 and increasing the amount by \$577,066 to an amount not to exceed \$1,693,066
43. Resolution **(072998)** authorizing the Sheriff or his/her designee to execute an amendment to the agreement with Engeo, Inc. to provide additional geotechnical engineering services for the Maple Street Correctional Center, increasing the amount by \$45,000 to an amount not to exceed \$385,000
44. Resolution **(072999)** authorizing \$141,542 to be allocated to the Maple Street Correctional Center 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**
- B) *Davidovich, Yevgeniy v. County of San Mateo, et al.*
United States District Court Case No. 12-CV-02148
- C) *Sprint Spectrum LP v. County of San Mateo*
United States District Court Case No. 08-0342 CW
- D) *In the Matter of Equalization of the Assessment in re Genentech, Inc.*
Assessment Appeals Board TY 2000-2005
- E) **Conference with Legal Counsel - Anticipated Litigation**
- F) Initiation of litigation pursuant to subdivision (d)(4) of Government Code Section 54956.9
One case

The Board recessed to regular closed session at 12:52 p.m

The Board reconvened the open session at 1:45 p.m.

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

The meeting adjourned at 1:45 p.m. in memory of Mark Robert Guntren, William Howard Hardwick, Donald Peter Dal Broi, Charles Mink and Frank Baldanzi.