



MINUTES - DRAFT

Hall of Justice

Tuesday, February 13, 2018

9:00 AM

The meeting began at 9:02 a.m.

Note: The Annual Mid-Year Report will be presented at the regular Board of Supervisors' Meeting on February 27, 2018.

Meetings are accessible to people with disabilities. Individuals who need special assistance or a disability-related modification or accommodation (including auxiliary aids or services) to participate in this meeting, or who have a disability and wish to request an alternative format for the agenda, meeting notice, agenda packet or other writings that may be distributed at the meeting, should contact Sherry Golestan, Deputy Clerk of the Board, at least 2 working days before the meeting at (650) 363-4609 and/or sgolestan@smcgov.org. Notification in advance of the meeting will enable the County to make reasonable arrangements to ensure accessibility to this meeting and the materials related to it. Attendees to this meeting are reminded that other attendees may be sensitive to various chemical based products.

If you wish to speak to the Board, please fill out a speaker's slip located in the box on the wall in the anteroom as you enter the Board Chambers. If you have anything that you wish distributed to the Board and included in the official record, please hand it to the Deputy Clerk of the Board who will distribute the information to the Board members and staff.

PLEDGE OF ALLEGIANCE

ROLL CALL

Present: 5 - Supervisor Carole Groom, Supervisor Don Horsley, Supervisor Warren Slocum, Supervisor David J. Canepa, and President Dave Pine.

Staff Present: Mr. John L. Maltbie, County Manager/Clerk of the Board; Mr. John C. Beiers, County Counsel; and Ms. Sherry Golestan, Deputy Clerk of the Board

PUBLIC COMMENT

Speakers Recognized by the President:

Mr. Martin Fox, Belmont
Ms. Therese M. Dyer, Pacifica

Mr. Brent Turner, San Mateo County Resident
Ms. Tamara Gabel, Woodside

ACTION TO SET AGENDA and TO APPROVE CONSENT AGENDA ITEMS

Motion: Horsley / Second: Groom

Yes: 5 - Pine, Groom, Slocum, Canepa, and Horsley

No: 0

PRESENTATIONS AND AWARDS

1. Presentation of a proclamation designating February 2018 as Black History Month.

Sponsors: Supervisor Don Horsley

Speakers Recognized by the President:

Supervisor Don Horsley, Board of Supervisors
Hon. Raymond Swope, San Mateo County Superior Court

Motion: Horsley / Second: Canepa

Yes: 5 - Pine, Groom, Slocum, Canepa, and Horsley

No: 0

Enactment No: Proc./Hon. Res-4023

2. Presentation on SAFER Bay Project (Strategy to Advance Flood Protection, Ecosystems and Recreation along San Francisco Bay)

Sponsors: Supervisor Dave Pine

Speakers Recognized by the President:

Supervisor Dave Pine, Board of Supervisors
Mr. Len Materman, Executive Director, San Francisco Joint Powers
Authority
Supervisor Carole Groom, Board of Supervisors
Supervisor Warren Slocum, Board of Supervisors

MATTERS SET FOR SPECIFIED TIME

9:00 a.m.

GOVERNING BOARD

3. Acting as the Governing Board of County Service Area No. 8, adopt a resolution adopting the 2018 Garbage and Recyclables Rates in County Service Area No. 8 (North Fair Oaks).

Speakers Recognized by the President:

Ms. Danielle Lee, Assistant Director, Office of Sustainability

Supervisor Carole Groom, Board of Supervisors
Supervisor Warren Slocum, Board of Supervisors
Mr. Jim Eggemeyer, Director, Office of Sustainability
Ms. Bridget Duffey, Pacifica

A roll call was taken for the vote.

Open Public Hearing Motion: Horsley / Second: Pine
Yes: 5 - Pine, Groom, Slocum, Canepa, and Horsley
No: 0

Close Public Hearing Motion: Horsley / Second: Pine
Yes: 5 - Pine, Groom, Slocum, Canepa, and Horsley
No: 0

Motion to adopt: Horsley / Second: Pine

Yes: 3 - Pine, Canepa, and Horsley

No: 2 - Groom, and Slocum

Enactment No: Resolution-075692

9:15 a.m.

COUNTY MANAGER: OFFICE OF SUSTAINABILITY

4. Adopt a resolution adopting the 2018 Garbage and Recyclables Collection Rates for the Unincorporated Franchised Area within the South Bayside Waste Management Authority service area, exclusive of County Service Area No.8 (North Fair Oaks) and West Bay Sanitary District.

Speakers Recognized by the President:

Ms. Danielle Lee, Assistant Director, Office of Sustainability
Supervisor Warren Slocum, Board of Supervisors
Supervisor Don Horsley, Board of Supervisors
Supervisor Carole Groom, Board of Supervisors
Supervisor Dave Pine, Board of Supervisors
Supervisor David J. Canepa, Board of Supervisors
Public Speaker, No name provided, Emerald Hills
Mr. John L. Maltbie, County Manager
Mr. James Porter, Director, Public Works

A roll call was taken for the vote.

Open Public Hearing Motion: Canepa / Second: Horsley
Yes: 5 - Pine, Groom, Slocum, Canepa, and Horsley
No: 0

Close Public Hearing Motion: Canepa / Second: Horsley
Yes: 5 - Pine, Groom, Slocum, Canepa, and Horsley
No: 0

Motion to adopt: Canepa / Second: Pine**Yes:** 3 - Pine, Canepa, and Horsley**No:** 2 - Groom, and Slocum

Enactment No: Resolution-075693

2:30 p.m.

5. Presentation of Service Awards, 455 County Center, Room 101, Redwood City

REGULAR AGENDA**GOVERNING BOARD**

6. Acting as the Governing Board of the Fair Oaks Sewer Maintenance District, conduct a public hearing:

A) Open public hearing

B) Close public hearing

C) Adopt a resolution:

1. Ordering the annexation of the Lands of Margiotta (220 Laning Drive, Woodside, APN 073-021-010) to the Fair Oaks Sewer Maintenance District; and
2. Directing the Director of Public Works to transmit a copy of the resolution ordering annexation and file maps of said annexation with the appropriate agencies.

Speakers Recognized by the President:

Mr. James Porter, Director, Public Works

Open Public Hearing Motion: Horsley / Second: Canepa**Yes: 5 - Pine, Groom, Slocum, Canepa, and Horsley****No: 0****Close Public Hearing Motion: Horsley / Second: Canepa****Yes: 5 - Pine, Groom, Slocum, Canepa, and Horsley****No: 0****Motion to adopt: Horsley / Second: Groom****Yes:** 5 - Pine, Groom, Slocum, Canepa, and Horsley**No:** 0

Enactment No: Resolution-075694

SHERIFF

7. Recommendation to accept this informational report related to the installation of an Automated License Plate Reader(s) in Ladera, unincorporated San Mateo County.

Speakers Recognized by the President:

Capt. Greg Rothaus, Sheriff's Office
Supervisor Don Horsley, Board of Supervisors
Supervisor Dave Pine, Board of Supervisors
Supervisor David J. Canepa, Board of Supervisors

Motion: Horsley / Second: Canepa

Yes: 5 - Pine, Groom, Slocum, Canepa, and Horsley

No: 0

COUNTY MANAGER

8. Introduction of an ordinance readopting and amending Chapter 3.108, consisting of Sections 3.108.010 to 3.108.140, to Title 3 of the San Mateo County Ordinance Code, setting forth property owner obligations with respect to tenants displaced from unsafe or substandard units, and waiving the reading of the ordinance in its entirety.

Speakers Recognized by the President:

Mr. Brian E. Kulich, Deputy County Counsel, Office of the County Counsel
Ms. Monali S. Sheth, Deputy County Counsel, Office of the County Counsel
Mr. John C. Beiers, County Counsel
Supervisor Warren Slocum, Board of Supervisors
Supervisor Dave Pine, Board of Supervisors
Supervisor Don Horsley, Board of Supervisors
Mr. John D. Nibbelin, Chief Deputy County Counsel, Office of the County Counsel
Mr. John L. Maltbie, County Manager
Ms. Andreina Leon, Legal Aid Society of San Mateo County
Ms. Lacei Amadei, Legal Aid Society of San Mateo County
Mr. Chet Lexvold, San Mateo
Mr. Brian Ostrander, Burlingame
Mr. Corey Kniss, Millbrae
Mr. Ryan Carrigan, Governmental Affairs Director, Silicon Valley Association of Realtors
Mr. Joshua Howard, California Apartment Association
Ms. Karyl Eldridge, Faith in Action Bay Area and One San Mateo
Ms. Bridget Duffy, Pacifica
Supervisor David J. Canepa, Board of Supervisors
Mr. Mike Callagy, Assistant County Manager
Supervisor Carole Groom, Board of Supervisors

The Board went into recess at 11:43 a.m. and reconvened at 11:52 a.m.

Motion: Horsley / Second: Groom

Yes: 5 - Pine, Groom, Slocum, Canepa, and Horsley

No: 0

9. Recommendation to:

- A) Adopt a resolution approving San Mateo County's 2018 Legislative Session Program; and
- B) Accept analysis of the Governor's Proposed 2018-19 Budget.

Speakers Recognized by the President:

Connie Juarez-Diroll, Legislative Director, County Manager's Office
Supervisor Carole Groom, Board of Supervisors
Supervisor Dave Pine, Board of Supervisors
Mr. John C. Beiers, County Counsel
Supervisor Don Horsley, Board of Supervisors
Supervisor David J. Canepa, Board of Supervisors
Mr. John L. Maltbie, County Manager
Mr. Martin Fox, Belmont

Upon motion by Supervisor Pine, seconded by Supervisor Horsley and carried unanimously, the Board approved this item to include support of bail reform, as well as support for Proposition 68: "The California Drought, Water, Parks, Climate, Coastal Protection and Outdoor Access for All Act of 2018," which will appear on the June 5, 2018 ballot, and the "Water Supply and Water Quality Act of 2018," currently circulating petitions and expected to qualify for the November 6, 2018 ballot.

Yes: 5 - Pine, Groom, Slocum, Canepa, and Horsley

No: 0

Enactment No: Resolution-075695

10. Measure K: Adopt a resolution authorizing a one-time grant of district-specific **Measure K** funds, not to exceed \$69,000, to Ravenswood Family Health Center for the Dentistry Renovation Expansion Project, and authorizing the County Manager, or his designee, to prepare and execute the grant agreement.

Sponsors: Supervisor Warren Slocum

Speakers Recognized by the President:

Supervisor Warren Slocum, Board of Supervisors
Ms. Luisa Buada, Ravenswood Family Health Center

Motion: Slocum / Second: Canepa

Yes: 5 - Pine, Groom, Slocum, Canepa, and Horsley

No: 0

Enactment No: Resolution-075696

11. County Manager's Report #2 of 2018**Speakers Recognized by the President:**

Mr. John L. Maltbie, County Manager

BOARD OF SUPERVISORS**12. Board Members' Report****Speakers Recognized by the President:**

Supervisor Slocum introduced District 4's new legislative aide, Madahi Cornejo.

CONSENT AGENDA**13. Approve the minutes for the meeting of January 23, 2018.****BOARD OF SUPERVISORS****14. Adopt a resolution appointing Janet Borgens to the 2018 Charter Review Committee as the nominee of the Council of Cities.**

Sponsors: Supervisor Dave Pine and Supervisor Don Horsley

Enactment No: Resolution-075697

15. Recommendation for the reappointment of Supervisor Dave Pine to the San Mateo Local Agency Formation Commission (LAFCo) as an Alternate Commissioner representing the San Mateo County Board of Supervisors, for a term ending December 31, 2018.

Sponsors: Supervisor Dave Pine

16. Recommendation for the following appointments to the Assessment Appeals Board:

A) Clinton Freeman, as Regular Commissioner, for a three-year term ending February 12, 2021; and

B) Sadhana Narayan Franchi, as Alternate Commissioner, for a three-year term ending February 12, 2021; and

C) Geoffrey Wiggs, as Alternate Commissioner, for a three-year term ending February 12, 2021; and

- D) Jesse Gutierrez, as Alternate Commissioner, for a three-year term ending February 12, 2021.

Sponsors: Supervisor Dave Pine and Supervisor Don Horsley

17. Ratification of a resolution honoring Lucy Wicks as 2017 Redwood City - San Mateo County "Chamber Person of the Year".

Sponsors: Supervisor Warren Slocum

Enactment No: Proc/Hon. Resolution-4024

18. Ratification of a resolution honoring Don Cecil as 2017 Redwood City - San Mateo County "Chamber Person of the Year".

Sponsors: Supervisor Warren Slocum

Enactment No: Proc/Hon. Resolution-4025

19. Ratification of a resolution honoring Lori Lochtefeld as 2017 Redwood City - San Mateo County "Business Woman of the Year".

Sponsors: Supervisor Warren Slocum

Enactment No: Proc/Hon. Resolution-4026

COUNTY MANAGER

20. Adopt a resolution authorizing an amendment to the agreement with the San Mateo County Bar Association for Private Defender Program (PDP) services for the period of June 1, 2017 through June 30, 2019, increasing the amount by \$6,400,000 to an amount not to exceed \$11,118,205, for services provided through June 30, 2018, until the County Controller has completed a follow-up audit and signed off on all financial reporting obligations as specified in the agreement, and an amendment to the agreement has been authorized by the Board with compensation terms for services provided through June 30, 2019.

Enactment No: Resolution-075698

21. Adopt a resolution amending the agreement with Andrew Berthelsen increasing the amount by \$90,000 to a new not to exceed amount of \$180,000 and extending the term to January 31, 2019.

22. Adopt a resolution authorizing:

- A) An amendment to the Right of Entry agreement with Zelda Levin and Martin M. Eisenberg, co-trustees of the Sydney Levin bypass trust established under trust agreement dated July 31, 1984, Zelda Levin and Martin M. Eisenberg, co-trustees of the Sydney Levin marital trust established under trust agreement dated July 31,

1984 and Zelda Levin and Martin M. Eisenberg, co-trustees of the Zelda Levin marital trust established under trust agreement dated July 31, 1984, granting continued access to the San Carlos Airport from the property located at 655 Skyway Road in the City of San Carlos, for an initial term of 30 years and at a starting monthly base Right of Entry Fee of \$0.10 per rentable square foot of developed aircraft hangar and fixed-based operator space; and

- B) The County Manager, or his designee, to accept and execute on behalf of the County any and all notices, options, consents, approvals, terminations, and documents in connection with the Right of Entry agreement.

Enactment No: Resolution-075700

23. Adopt a resolution authorizing:

- A) The President of the Board of Supervisors to execute a Permit Agreement with the Granada Community Services District to enable the construction, operation, and maintenance of approved park and recreation improvements on plazas and medians in the unincorporated community of El Granada for a term of 20 years; and
- B) The County Manager, or his designee, to accept and execute on behalf of the County any and all notices, options, consents, approvals, terminations, and documents in connection with the Permit Agreement.

Enactment No: Resolution-075701

24. Adopt a resolution authorizing waiver of the request for proposals process and:

- A) Execution of an agreement with Political Solutions, LLC for state advocacy services for the term of January 1, 2018 through December 31, 2019, in an amount not to exceed \$173,000; and

B) Execution of an agreement with The Quintana Cruz Company, LLC for state advocacy services for the term of January 1, 2018 through December 31, 2019, in an amount not to exceed \$173,000.

Enactment No: Resolution-075702 (a-b)

COUNTY MANAGER: OFFICE OF SUSTAINABILITY

25. Adopt a resolution authorizing an agreement with WageWorks, Inc. for the provision of commute alternative benefit services, for the term December 1, 2015 through June 30, 2018, in an amount not to exceed \$1,035,000.

Enactment No: Resolution-075703

26. Adopt a resolution authorizing the County of San Mateo to accept a \$649,500 grant from

the California Department of Transportation and to enter a grant agreement to fund the project "Climate Vulnerability and Mainstreaming Resilience Planning in San Mateo County."

Enactment No: Resolution-075704

HEALTH SYSTEM

27. Adopt a resolution authorizing an amendment to the agreement with Redwood City School District to provide health insurance outreach, enrollment and retention services for children and adult health coverage programs, extending the term through December 31, 2018 and increasing the amount by \$53,238 to an amount not to exceed \$277,973.

Enactment No: Resolution-075705

28. Adopt a resolution authorizing an amendment to the agreement with Nuance Communications, Inc. for transcription services, extending the term through August 31, 2018 and increasing the amount by \$225,000 to an amount not to exceed \$1,125,000.

Enactment No: Resolution-075706

29. Adopt a resolution authorizing three agreements with Ravenswood Family Health Center for the term of January 1, 2018, through December 31, 2020, to provide:

- A) Primary care services for homeless individuals for an amount not to exceed \$321,300; and
- B) Dental services for homeless individuals for an amount not to exceed \$164,175; and
- C) Enabling and supportive services for homeless individuals for an amount not to exceed \$291,000.

Enactment No: Resolution-075707 (a-c)

HUMAN RESOURCES

30. Adopt a resolution authorizing an agreement with BaySport, Inc. to provide wellness clinic screening and exercise services to County and Court employees for the term of February 13, 2018 through December 31, 2018 in an amount not to exceed \$300,000.

Enactment No: Resolution-075708

31. Adopt a resolution authorizing the Human Resources Director to enter into an agreement with Peckham & McKenney Inc. to conduct an executive search for the County Manager position beginning February 15, 2018 in an amount not to exceed \$30,000.

Enactment No: Resolution-075709

32. Adopt a resolution authorizing an amendment to the Master Salary Resolution to delete one position and add five positions.

Enactment No: Resolution-075710

33. Report recommending the denial of claims (Non-culpable)

HUMAN SERVICES AGENCY

34. **Measure K:** Adopt a resolution authorizing an amendment to the agreement with Court Appointed Special Advocates of San Mateo County to provide court advocacy to San Mateo County dependent children, increasing the amount by \$108,211 for a total amount not to exceed \$424,482 and extending the agreement by one year, for a new term of July 1, 2015 through June 30, 2019.

Enactment No: Resolution-075711

INFORMATION SERVICES

35. Adopt a resolution authorizing the CIO/Director of the Information Services Department to execute an amendment from Amazon Web Services (AWS) to provide storage for ISD's Data Backup and Recovery service offering to County departments, increasing the amount by \$125,000 for a not to exceed amount of \$225,000.

Enactment No: Resolution-075712

INFORMATION SERVICES / HEALTH SYSTEM

36. Adopt a resolution authorizing an agreement with Smart Pager Systems Inc. d/b/a "Telmediq" to provide a secure communications system service, for the term of February 13, 2018 through February 12, 2021, for a not to exceed amount of \$482,000.

Enactment No: Resolution-075713

PARKS

37. Adopt a resolution authorizing the submittal of a grant application for \$650,000 to the California Ocean Protection Council's Proposition 1 Grant Program under the Water Quality, Supply, and Infrastructure Improvement Act of 2014 to construct the Coyote Point Eastern Promenade.

Enactment No: Resolution-075714

PLANNING AND BUILDING

38. Adoption of an ordinance adopting the Second Unit Amnesty Program to inspect, rehabilitate, and improve the safety and habitability of unpermitted second units in unincorporated San Mateo County, previously introduced on January 23, 2018, and waiving the reading of the ordinance in its entirety.

Enactment No: Ordinance-4794

PUBLIC WORKS

39. Adopt a resolution:

- A) Adopting plans and specifications, including conformance with prevailing wage scale requirements for the Reconstruction of Seventh (7th) Avenue from Middlefield Road to Edison Way - North Fair Oaks Area; and
- B) Authorizing the Director of Public Works to call for sealed proposals to be received by Tuesday, March 6, 2018 at 2:30 p.m., in the office of the County Manager/Clerk of the Board of Supervisors; and
- C) Authorizing the Director of Public Works to extend the call for bids and bid opening up to sixty (60) calendar days beyond the time and date originally set forth by the Board of Supervisors.

Enactment No: Resolution-075715

40. Adopt a resolution authorizing an amendment to the agreement with ThyssenKrupp Elevator Corporation, increasing the maximum fiscal obligation by \$90,000 to a new, not-to-exceed amount of \$763,184, and extending the term to April 30, 2018.

Enactment No: Resolution-075716

41. Measure K: Adopt a resolution authorizing:

- A) Plans and specifications, including conformance with prevailing wage scale requirements, for Wunderlich Park Carriage House Improvements; and
- B) The Director of Public Works, or his designee, to call for sealed bids on March 8, 2018 at 2:00 p.m. in the Office of the County Manager/Clerk of the Board of Supervisors; and
- C) The Director of Public Works, or his designee, to extend the call for bids and bid opening, up to sixty (60) calendar days beyond the date and time originally set forth by the Board of Supervisors.

Enactment No: Resolution-075717

SHERIFF

42. Adopt a resolution authorizing an amendment to the existing Agreement (No. 30000-18-D018) with the Peninsula Conflict Resolution Center (PCRC) to provide Anger Management and Conflict Resolution programming to inmates within the County's adult

correctional facilities, and add \$64,407.67 to the Agreement for a new total amount not to exceed \$151,391.00 for the term of July 1, 2017 through June 30, 2018.

Enactment No: Resolution-075718

CLOSED SESSION

The Board adjourned to Closed Session at 12:31 p.m. with no reportable action to follow by John C. Beiers, County Counsel.

43. Conference with Labor Negotiators

Negotiations: California Nurses Associations (CNA)

Agency designated representative attending Closed Session: Kelly Tuffo

Conference with Legal Counsel - Existing Litigation

California Council of the Blind, et al., v. County of San Mateo, et al.

United States District Court Case No. 15-CV-5784 CRB

Collins, George, et al. v. County of San Mateo, et al.

United States District Court Case No. 16-CV-05629-EMC

County of San Mateo v. Chevron Corp., et al.

USDC Northern Case No. 17-cv-04929-VC (and related case: Exxon Mobil

Corporation, Petitioner Cause No. 096-297222-18, pending in the 96th District Court, Tarrant County, Texas)

SMC Marijuana Moratorium Coalition v. County of San Mateo, et. al.

San Mateo Superior Court Case No. 18CIV00206

Conference with Real Property Negotiator

Property: 1402 Maple Street, Redwood City

Agency Negotiator: County Manager

Negotiating Parties: County of San Mateo, City of Redwood City

Under Negotiation: Price and Terms of Payment

ADJOURNMENT

The meeting adjourned at 12:31 p.m. in memory of Naresh (Nick) Goyal, Raymonde (Rae) Kuhn, Carol Bonner, and Helen Farkas.