

RESOLUTION NO. 070281

**IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY,
COUNTY OF SAN MATEO, STATE OF CALIFORNIA**

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**RESOLUTION UNILATERALLY IMPLEMENTING THE LAST, BEST AND FINAL
OFFER TO CONTRIBUTE \$2.15 PER HOUR FOR IN-HOME SUPPORTIVE
SERVICES PROVIDER WAGES REGARDLESS OF FEDERAL AND STATE
PARTICIPATION LEVELS FOR ONE YEAR**

RESOLVED, by the In-Home Supportive Services Public Authority of the
County of San Mateo, State of California, that

WHEREAS, the Board of Supervisors of San Mateo County has designated
itself as the Governing Board of the San Mateo County In-Home Supportive Services
Public Authority (the "Public Authority") to carry out programs pursuant to the In-Home
Supportive Services (IHSS) program; and

WHEREAS, the Governing Board of the PA is committed to participating in the
Independent Provider wage at the highest rate at which the State participates; and

WHEREAS, the State of California enacted California Welfare and Institutions
Code section 12306.1(d)(6) which reduced the State participation rate from \$11.50 to
\$9.50 effective July 1, 2009; and

WHEREAS, although the State has been preliminarily enjoined from and
restrained from implementing California Welfare and Institutions Code section
12306.1(d)(6), it remains unclear whether State and Federal participation levels will
remain at FY 2008-09 levels for the duration of FY 2009-10; and

WHEREAS, beginning in February 2009, the Public Authority has made several

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attempts to hold negotiations with Service Employees International Union, Local 521 (SEIU); and

WHEREAS, on June 9, 2009, the Public Authority issued its last, best and final offer to contribute \$2.15 per hour regardless of Federal and State participation levels to SEIU with a request to respond by June 12, 2009, and SEIU failed to respond; and

WHEREAS, on June 18, 2009, the Public Authority sent a request to SEIU for an impasse meeting with a request to respond by June 23, 2009, and SEIU failed to respond; and

WHEREAS, on June 25, 2009, the Public Authority sent a request to SEIU to engage in mediation, fact-finding, or another form of impasse resolution, with a request to respond by July 3, 2009, and SEIU failed to respond.

NOW, THEREFORE, IT IS HEREBY DETERMINED AND ORDERED that, this Board of Supervisors, as the Governing Board of the San Mateo County IHSS Public Authority, hereby authorizes the unilateral implementation of the Public Authority's last, best and final offer to contribute \$2.15 per hour for IHSS provider wages regardless of Federal and State participation levels for one year.

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Regularly passed and adopted this 14th day of July, 2009.

AYES and in favor of said resolution:

Supervisors:

MARK CHURCH

CAROLE GROOM

RICHARD S. GORDON

ROSE JACOBS GIBSON

ADRIENNE J. TISSIER

NOES and against said resolution:

Supervisors:

NONE

Absent Supervisors:

NONE



*President, Board of Supervisors
County of San Mateo
State of California*

Certificate of Delivery

I certify that a copy of the original resolution filed in the Office of the Clerk of the Board of Supervisors of San Mateo County has been delivered to the President of the Board of Supervisors.



*Marie L. Peterson, Deputy
Clerk of the Board of Supervisors*

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