



MINUTES - DRAFT

Hall of Justice

Tuesday, March 26, 2019

9:00 AM

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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 Assistant Clerk of the Board who will distribute the information to the Board members and staff.

PLEDGE OF ALLEGIANCE

The meeting began at 9:03 a.m.

ROLL CALL

Present: 4 - Supervisor Don Horsley, Supervisor Warren Slocum, Supervisor David J. Canepa, and President Carole Groom.

Absent: 1 - Supervisor Dave Pine

Staff Present: Mr. Michael P. Callagy, County Manager/Clerk of the Board; Mr. John C. Beiers, County Counsel; and Mr. Sukhmani S. Purewal, Assistant Clerk of the Board.

PUBLIC COMMENT

Speakers recognized by the President:
Mr. Martin Fox, Belmont

Mr. Brent Turner, San Mateo County resident

Supervisor Dave Pine arrived at 9:08 a.m.

ACTION TO SET AGENDA and TO APPROVE CONSENT AGENDA ITEMS

Motion: Horsley / Second: Slocum

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

No: 0

PRESENTATIONS AND AWARDS

2. Presentation of a proclamation designating March 29, 2019 as Welcome Home Vietnam Veterans Day.

Sponsors: Supervisor Warren Slocum

Speakers recognized by the President:

Supervisor Warren Slocum, Board of Supervisors

Mr. Gary Higgins, Vietnam Veterans of America

Motion: Slocum / Second: Horsley

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

No: 0

Enactment No: Proc/Hon. Res-4154

1. Presentation of awards to juried winners of the 2019 "Women's View" art exhibit on display in the San Mateo County's Caldwell and Community Galleries for the months of March and April:

A) Best of Show:

1. Judy Quitoriano; and
2. Nathalie Strand; and
3. Jane Henri.

B) Honorable Mentions:

1. Amy Stevick; and
2. Latifat Apatira.

Sponsors: Supervisor Carole Groom

Speakers recognized by the President:

Supervisor Carole Groom, Board of Supervisors

3. Project Development Unit Quarterly Update.**Speakers recognized by the President:**

Ms. Deborah Bazan, Contractor at Project Development Unit

Mr. Sam Lin, Assistant Project Development Director

Supervisor Dave Pine, Board of Supervisors

Supervisor David J. Canepa, Board of Supervisors

Supervisor Don Horsley, Board of Supervisors

Ms. Judy Husary, Supervising Communications Dispatcher

Mr. Michael P. Callagy, County Manager

Mr. Tyler Middlestadt, Project Manager

Mr. Sean Thakkar, Assistant Director of Information Services

Supervisor Warren Slocum, Board of Supervisors

REGULAR AGENDA**COUNTY MANAGER: OFFICE OF SUSTAINABILITY**

- 4. Measure K:** Adopt a resolution approving \$75,000 in grants of **Measure K** funds to support city participation in the Home for All Community Engagement Program, in the amount of \$15,000 per grant for Brisbane, Pacifica, San Mateo, Foster City, and Hillsborough.

Speakers recognized by the President:

Mr. Bill Lowell, Special Projects Coordinator

Supervisor David J. Canepa, Board of Supervisors

Supervisor Dave Pine, Board of Supervisors

Supervisor Don Horsley, Board of Supervisors

Supervisor Warren Slocum, Board of Supervisors

Motion: Canepa / Second: Horsley

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

No: 0

Enactment No: Resolution-076486

HOUSING

- 5.** Adopt a resolution authorizing the hiring of Rosa Mendoza, HCD Specialist III with Housing and Community Development Division of the Department of Housing, for the period from April 1, 2019 through September 30, 2019, pursuant to Government Code section 7522.56(f)(1); and certifying that the nature of the employment and the

appointment is necessary to fill a critically needed position during Ms. Mendoza's 180-day post-retirement separation period.

Speakers recognized by the President:

Mr. Doug Frederick, Housing Program Manager

Motion: Horsley / Second: Canepa

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

No: 0

Enactment No: Resolution-076487

PLANNING AND BUILDING

6. Adopt an ordinance amending the County's Second Unit Regulations, Chapter 22.5 of the Zoning Regulations, to comply with State law, improve consistency and clarity, and further facilitate production of second units, previously introduced at the Planning Commission on February 13, 2019, and waiving the reading of the ordinance in its entirety.

Speakers recognized by the President:

Mr. Will Gibson, Planner, Planning and Building

Supervisor David J. Canepa, Board of Supervisors

Supervisor Don Horsley, Board of Supervisors

Supervisor Dave Pine, Board of Supervisors

Mr. Steve Monowitz, Director of Planning and Building

Supervisor Canepa left Chambers at 10:15 a.m. and returned at 10:17 a.m.

Supervisor Groom left Chambers at 10:19 a.m. and returned at 10:20 a.m.

Motion by Supervisor Pine, seconded by Supervisor Horsley to adopt the ordinance with the following change on Page 9 of the ordinance under bullet point "B(3)": Change to read, "Section 6429.12(c)" instead of "Section 6429.11(c)."

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

No: 0

Enactment No: Ordinance-4811

COUNTY MANAGER

7. **Measure K:** Adopt a resolution authorizing a one-time grant of district-discretionary **Measure K** funds, not to exceed \$500,000, to City of Millbrae for the Millbrae Recreation Center Restoration Project, in order to leverage additional grant funding, attract additional community health, fitness and learning services partners, and to advance the project's

schematic design to the construction drawings phase, and authorizing the County Manager, or his designee, to execute the grant agreement.

Sponsors: Supervisor Dave Pine

Speakers recognized by the President:

Supervisor Dave Pine, Board of Supervisors
Mr. Tom Williams, City Manager of City of Millbrae

Motion: Pine / Second: Canepa

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

No: 0

Enactment No: Resolution-076488

8. **Measure K:** Adopt a resolution authorizing a one-time grant of district-discretionary **Measure K** funds, not to exceed \$50,000, to Child Care Coordinating Council (4Cs) for the Build Up for San Mateo County's Children Initiative to grow and improve the supply of child care and preschool facilities in San Mateo County, and authorizing the County Manager, or his designee, to execute the grant agreement.

Sponsors: Supervisor Dave Pine

Speakers recognized by the President:

Supervisor Dave Pine, Board of Supervisors
Mr. David Fleishman, Executive Director of Child Care Coordinating Council (4Cs)

Motion: Pine / Second: Horsley

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

No: 0

Enactment No: Resolution-076489

9. **Measure K:** Adopt a resolution authorizing a one-time grant of district-discretionary **Measure K** funds, not to exceed \$50,000, to Sojourn Project - Bay Area for the provision of mobile classroom presentations and immersion journeys for San Mateo County middle and high school students and teachers during the 2019-2020 school year, and authorizing the County Manager to execute the agreement.

Sponsors: Supervisor Dave Pine

Speakers recognized by the President:

Supervisor Dave Pine, Board of Supervisors

Motion: Pine / Second: Canepa

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

No: 0

Enactment No: Resolution-076490

10. **Measure K:** Approve an Appropriation Transfer Request (ATR) of one-time district-discretionary **Measure K** funds, not to exceed \$250,500, to the Office of Sustainability for the Fire Chiefs Association's Standardized Evacuation Zone Polygons and the San Mateo Resource Conservation District Forest Health/Fire Safe Program.

Sponsors: Supervisor Dave Pine and Supervisor Don Horsley

Speakers recognized by the President:

Supervisor Don Horsley, Board of Supervisors

Supervisor Dave Pine, Board of Supervisors

Assistant Chief Jonathan Cox, CalFire San Mateo Division

Motion: Horsley / **Second:** Pine

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

No: 0

Enactment No: Resolution-076491

11. **Measure K:** Adopt a resolution authorizing a one-time grant of district-discretionary **Measure K** funds, not to exceed \$25,000, to Beyond Barriers Athletic Foundation for swim scholarships for children in need in North Fair Oaks, East Menlo Park, and East Palo Alto, and authorizing the County Manager, or his designee, to execute the grant agreement.

Sponsors: Supervisor Warren Slocum

Speakers recognized by the President:

Supervisor Warren Slocum, Board of Supervisors

Motion: Slocum / **Second:** Horsley

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

No: 0

Enactment No: Resolution-076492

12. **Measure K:** Adopt a resolution authorizing a one-time grant of district-discretionary **Measure K** funds, not to exceed \$10,000, to Pacific Islanders Together (P.I.T.) Shine! Family Day to support a community health and wellness event, and authorizing the County Manager or his designee, to execute the grant agreement.

Sponsors: Supervisor David J. Canepa

Speakers recognized by the President:

Supervisor David J. Canepa, Board of Supervisors

Motion: Canepa / **Second:** Slocum

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

No: 0

Enactment No: Resolution-076493

- 13. Measure K:** Adopt a resolution authorizing a one-time grant of district-discretionary **Measure K** funds, not to exceed \$10,000, to Pilipino Bayanihan Resource Center for educational workshops focusing on health and wellness, and authorizing the County Manager, or his designee, to execute the grant agreement.

Sponsors: Supervisor David J. Canepa

Speakers recognized by the President:

Supervisor David J. Canepa, Board of Supervisors

Motion: Canepa / Second: Pine

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

No: 0

Enactment No: Resolution-076494

- 14. Measure K:** Adopt a resolution authorizing a one-time grant of district-discretionary **Measure K** funds, not to exceed \$50,000, to the San Mateo Community College Foundation which will provide financial, academic, and social support for student participants, and authorizing the County Manager, or his designee, to execute the grant agreement.

Sponsors: Supervisor David J. Canepa

Speakers recognized by the President:

Supervisor David J. Canepa, Board of Supervisors

Motion: Canepa / Second: Slocum

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

No: 0

Enactment No: Resolution-076495

- 15. County Manager's Report #5 of 2019**

Speakers recognized by the President:

Mr. Michael P. Callagy, County Manager

BOARD OF SUPERVISORS

- 16. Board Members' Reports**

Supervisor David J. Canepa invited the public to attend the 3rd Annual

District 5 Together Community Event in North San Mateo County. It is being held at Jefferson High School in Daly City on Saturday, March 30th, 10 a.m. - 4 p.m.

Supervisor Carole Groom announced that there is always help for those who are depressed and thinking about committing Suicide. She urged the public to please seek advise of their doctors or call the Suicide Prevention hotline.

CONSENT AGENDA

17. Approve the minutes for the meeting of March 12, 2019.

ASSESSOR-COUNTY CLERK-RECORDER-ELECTIONS

18. Approve an Appropriations Transfer Request to appropriate \$6,937,869 to the Assessor-County Clerk-Recorder-Elections department for the Assessor Property Assessment System.

Enactment No: Resolution-076496

BOARD OF SUPERVISORS

19. Recommendation for the reappointment of Kari Foppiano to the San Mateo County Event Center Board of Directors, for a term ending September 30, 2021.

Sponsors: Supervisor Carole Groom

20. Recommendation for the appointment of Katie Kostiuk, representing Architect At-Large member, and reappointment of Kris Lannin Liang, representing Moss Beach Alternate, to the Coastsides Design Review Committee, each for a term ending March 31, 2022.

Sponsors: Supervisor Don Horsley

21. Recommendation for appointment of Tamar Powell to the Midcoast Community Council, for a partial term ending December 9, 2020.

Sponsors: Supervisor Don Horsley

22. Ratification of a resolution honoring Asha Agarwal as the recipient of the Sequoia Awards 2019 "Outstanding Student" and "Grand Scholarship."

Sponsors: Supervisor Warren Slocum

Enactment No: Proc/Hon. Res-4155

23. Ratification of a resolution honoring the Kastrop Group, Inc., Architects as the recipient of the Sequoia Awards 2019 "Outstanding Business."

Sponsors: Supervisor Warren Slocum

Enactment No: Proc/Hon. Res-4156

24. Ratification of a resolution honoring Frank Bartaldo as the recipient of the Sequoia Awards 2019 "Outstanding Individual."

Sponsors: Supervisor Warren Slocum

Enactment No: Proc/Hon. Res-4157

COUNTY MANAGER

25. **Measure K:** Adopt a resolution authorizing a Memorandum of Understanding with the San Mateo County Libraries in support and in furtherance of "The Big Lift" Initiative, and authorizing the County Manager, or his designee, to execute the Memorandum of Understanding.

Enactment No: Resolution-076497

26. Adopt a resolution setting employer and member contribution rates for the San Mateo County Employees' Retirement Association for all members and employers for fiscal year 2019-2020 in accordance with Government Code Sections 31453 and 31454.

Enactment No: Resolution-076498

27. Adopt a resolution authorizing the Director of the Project Development Unit or his/her designee to execute amendments and/or change orders to the Construction Management Agreement with McCarthy Building Companies, Inc., which will modify the County's maximum fiscal obligation by no more than \$4,600,000 in aggregate and/or modify the contract term and/or services so long as the modified term or services is/are within the current or revised fiscal provisions.

Enactment No: Resolution-076499

28. Adopt a resolution authorizing an amendment to the agreement with Research Triangle Institute (RTI) International to conduct an evaluation of programs supporting AB109 Public Safety Realignment and Unified Reentry services implementation, changing the scope of work and timeline of the deliverables, and increasing the amount by \$37,473, for a new not to exceed amount of \$157,438.

Enactment No: Resolution-076500

COUNTY MANAGER: OFFICE OF SUSTAINABILITY

29. Adopt a resolution authorizing an amendment to the agreement with the San Mateo Resource Conservation District to increase the amount by \$175,500 to an amount not to exceed \$938,335 to reduce risks from wildland fires.

Enactment No: Resolution-076501

HEALTH

30. Adopt a resolution authorizing an amendment to the agreement with Cielo House for comprehensive treatment services for clients diagnosed with eating disorders, extending the term through June 30, 2020, and increasing the amount by \$200,000 to an amount not to exceed \$300,000.

Enactment No: Resolution-076502

31. Adopt a resolution authorizing an amendment to the agreement with the California Department of Public Health to provide HIV Primary Health Care and Psychosocial Services for the term April 1, 2016 through March 31, 2019, increasing the amount by \$42,222 to an amount not to exceed \$953,662.

Enactment No: Resolution-076503

32. Adopt a resolution authorizing an agreement with Hubert B. Shih, MD to provide specialty plastic surgery services, for the term of September 1, 2019 through August 31, 2020, in an amount not to exceed \$260,000.

Enactment No: Resolution-076504

HUMAN RESOURCES

33. Adopt a resolution authorizing approval of the tentative agreement establishing the terms and conditions of a successor agreement to the Memorandum of Understanding with the Human Services Unit of the American Federation of State, County and Municipal Employees (AFSCME) for the term of October 7, 2018 through October 2, 2021.

Enactment No: Resolution-076505

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

HUMAN SERVICES AGENCY / HEALTH

35. Adopt a resolution waiving the request for proposals process and authorizing the Human Services Agency and San Mateo County Health to enter into an agreement with the Georgia State University Research Foundation to provide SafeCare® certification training in the amount of \$122,256 for the term of March 26, 2019 through June 30, 2020.

Enactment No: Resolution-076506

PLANNING AND BUILDING

36. Adopt a resolution authorizing an amendment to the agreement with BKF Engineers to complete 100% Construction Plans, Specifications and Estimates (PS&E) for Phase 2 of the initial segment of the Midcoast Multimodal Trail, increasing the total amount not-to-exceed to \$595,450 and extending the term through December 31, 2019.

Enactment No: Resolution-076507

37. Adopt a resolution authorizing an amendment to the agreement with Avocette Technologies, Inc., for the provision of additional professional technical services to include Accela-related work for Menlo Park Fire Protection District, and increasing the amount of the agreement by \$200,000 to an amount not-to-exceed \$380,000.

Enactment No: Resolution-076508

PUBLIC WORKS

38. **Measure K:** Adopt a resolution authorizing:

- A) An emergency agreement with Faragon Restoration LTD., for the removal, remediation and mitigation of water intrusion at the Serenity House facility for the term of February 1, 2019 to June 30, 2019, in an amount not to exceed \$122,800; and
- B) The waiver of a formal bid process.

Enactment No: Resolution-076509

39. Adopt a resolution authorizing the Director of Public Works to proceed with:

- A) Preparing plans and specifications for projects to be constructed during the 2019 construction season, which are maintenance type projects that:
 - 1. Do not have long lead times for design; and
 - 2. Are not considered controversial requiring specific property owner input; and Do not require state or federal grant approvals that have not previously been approved by the Board; and
 - 3. Do not require extensive permit approvals from regulatory agencies; and
- B) Advertising for bids on the maintenance type projects as defined above.

Enactment No: Resolution-076510

40. Adopt resolutions authorizing:

- A) The Director of Public Works or his/her duly authorized representative to submit grant applications and required supporting documents for funding opportunities that are consistent with Department of Public Works projects; and
- B) Submittal of a grant application and required supporting documents to the California State Parks Division of Boating and Waterways for grant funding from their Shoreline Erosion Control Program in the amount of \$1,463,765 for the

Mirada Road Pedestrian Bridge Replacement and Bank Stabilization Project.

Enactment No: Resolutions-076511 and 076512

SHERIFF

41. Adopt a resolution authorizing:

- A) The President of the Board to execute an agreement with ATIMS, Inc. for maintenance of the Jail Management System software (JMS) for the term of April 1, 2019 through March 31, 2024 and for an amount not to exceed \$712,841; and
- B) The Sheriff or Sheriff's designee to accept or execute notices, documents, and amendments associated with this agreement up to a contingency amount of \$125,000.

Enactment No: Resolution-076513

42. Adopt a resolution authorizing an agreement with the City of Redwood City to provide an Emergency Services District Coordinator/Citizen Emergency Response Team Specialist, for the term of April 1, 2019 through June 30, 2021, pursuant to which the City of Redwood City will pay to County an amount not to exceed \$172,794.

Enactment No: Resolution-076514

The Board adjourned to Closed Session at 11:02 a.m. to discuss the following items:

CLOSED SESSION

43. Conference with Labor Negotiators

Negotiations: Union of American Physician and Dentists (UAPD); and Probation and Detention Association (PDA)
Agency designated representative attending Closed Session: Kelly Tuffo

Conference with Legal Counsel - Existing Litigation

Martins Beach 1, LLC et al. v. Effie Turnbull-Sanders et al., United States District Court
Case No. 4:16-cv-05590 JSW

Conference with Legal Counsel - Anticipated Litigation

Initiation of litigation pursuant to subdivision (d)(4) of Gov't Code Section 54956.9: One case.

The Board reconvened to open session at 11:49 a.m.

County Counsel made the following report: In a 5-0 vote, the Board of Supervisors took action to join Santa Clara County in filing an Amicus Brief before the U.S. Supreme Court in the case of State of New York v. United States Department of Commerce regarding adding a citizenship question on the 2020 Census.

ADJOURNMENT

The meeting adjourned at 11:49 a.m. in the memory of Brett P. Schembari, Francisco Han-Ping Hsieh, Sydney Aiello (Friend of shooting victim at Parkland, Florida), and Jeremy Richman (Father of Sandy Hook shooting victim).