



MINUTES - FINAL

Hall of Justice

Tuesday, July 11, 2017

9:00 AM

The meeting began at 9:01 a.m.

PLEDGE OF ALLEGIANCE

ROLL CALL

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

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

PUBLIC COMMENT

Speakers recognized by the President:

Mr. Martin Fox, Belmont
Ms. Dana Stoehr, Chief Operating Officer, San Mateo County Event Center
Ms. Janet Davis, Belmont
Ms. Jen Wolosin, Parents for Safe Routes
Mr. Ron Snow, Menlo Park
Supervisor Don Horsley, Board of Supervisors

MATTERS SET FOR SPECIFIED TIME

ACTION TO SET AGENDA and TO APPROVE CONSENT AGENDA ITEMS

Motion: Pine / Second: Groom

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

No: 0

PRESENTATIONS AND AWARDS

- Poetry reading by Lisa Rosenberg, San Mateo County Poet Laureate.

Sponsors: Supervisor Warren Slocum

Speakers recognized by the President:

Supervisor Warren Slocum, Board of Supervisors
Ms. Lisa Rosenberg, San Mateo County Poet Laureate

2. Presentation of a proclamation designating July 16-22, 2017 as Probation Services Week.

Sponsors: Supervisor David J. Canepa

Speakers recognized by the President:

Supervisor David J. Canepa, Board of Supervisors
Asst. Chief Larry Silver, Probation

Motion: Canepa / Second: Groom

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

No: 0

Enactment No: Proc/Res-3981

9:00 a.m.

3. Conversations about Black History Year

Sponsors: Supervisor Don Horsley

Speakers recognized by the President:

Supervisor Don Horsley, Board of Supervisors
Fmr. Mayor Claire Mack, City of San Mateo
Ms. Bernestine Benton, Director of Black Infant Health Project, San Mateo County Family Health Services
Ms. Maria Williams, Client, Prenatal Advantage Black Infant Health Project
Ms. Marisha Banks, Client, Prenatal Advantage Black Infant Health Project

Mr. Martin Fox was called to speak regarding Item No. 2.

HOUSING

6. **Measure K:** Authorize the Director of the Department of Housing to execute a \$5 million loan agreement with Housing Endowment and Regional Trust (HEART) of San Mateo County for the purpose of making housing development, preservation, acquisition, and rehabilitation loans to non-profit and for-profit developers and educational institutions.

Speakers recognized by the President:

Mr. Raymond Hodges, Housing and Community Development Specialist,
Department of Housing
Mr. Armando Sanchez, Housing Endowment and Regional Trust (HEART)
Supervisor Warren Slocum, Board of Supervisors

Motion: Horsley / Second: Slocum

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

No: 0

Enactment No: Resolution-075319

10:00 a.m.

4. Proposition 64: Cannabis Study Session Update

Speakers recognized by the President:

- Mr. Mike Callagy, Assistant County Manager
- Mr. Brian Kulich, Deputy County Counsel
- Supervisor Don Horsley, Board of Supervisors
- Mr. John C. Beiers, County Counsel
- Supervisor Dave Pine, Board of Supervisors
- Supervisor Carole Groom, Board of Supervisors
- Mr. Andrew Berthelsen, Contractor, County Manager's Office
- Supervisor David J. Canepa, Board of Supervisors
- Mr. Fred Crowder, Director, Agricultural Weights and Measures
- Supervisor Warren Slocum, Board of Supervisors
- Mr. Steve Wagstaffe, District Attorney
- Mr. Martin Fox, Belmont
- Mr. Bill Cook, Pescadero
- Ms. Moria Feighery-Ross, Half Moon Bay
- Mr. John Ulrich
- Ms. Erin Turmey, Half Moon Bay
- Mr. Martin Lagod, Half Moon Bay
- Mr. John L. Maltbie, County Manager

The Board requested to be provided a draft ordinance of greenhouse or indoor cultivation within 60 days, along with information related to manufacturing and testing. They will work with the Health department on an educational plan. The Board has also requested to hold a Study Session on dispensaries, along with being provided with GIS maps of potential sites for cultivation.

The Board recessed at 11:29 a.m.

The Board reconvened at 11:42 a.m.

11:00 a.m.

5. Study Session regarding Transportation Poll

Sponsors: Supervisor Don Horsley

Speakers Recognized by the President:

Supervisor Don Horsley, Board of Supervisors
Mr. Brian Godbe, Co-founder, Godbe Research
Supervisor Dave Pine, Board of Supervisors
Mr. Seamus Murphy, Chief Communications Office, SamTrans/Caltrain
Supervisor Warren Slocum, Board of Supervisors
Supervisor Dave Pine, Board of Supervisors

The Board would like to hold another Study Session on August 8, 2017 regarding transportation, public outreach, and the expenditure plan.

REGULAR AGENDA

COUNTY MANAGER

7. **Measure K:** Adopt a resolution authorizing an Appropriation Transfer Request (ATR) transferring **Measure K** revenue and expenditure appropriations in the amount of \$200,000 from Non-Departmental Services to the Planning & Building Department for the construction phase of the Gray Whale Cove Improvement Project as matching funds for the C/CAG TDA Article 3 Bicycle and Pedestrian Grant Program.

Sponsors: Supervisor Don Horsley

Speakers Recognized by the President:

Supervisor Don Horsley, Board of Supervisors

Motion: Horsley / Second: Canepa

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

No: 0

Enactment No: Resolution-075320

8. **Measure K:** Adopt a resolution authorizing a one-time grant of district-specific **Measure K** funds, not to exceed \$10,000, to the San Mateo County Historical Association for architectural plans to move the Lathrop House to the Marshall Street parking lot at the San Mateo County History Museum in Redwood City, 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

Motion: Slocum / Second: Groom

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

No: 0

Enactment No: Resolution-075321

- 9. **Measure K:** Adopt a resolution authorizing a one-time grant of district-specific **Measure K** funds, not to exceed \$50,000, to San Francisco Hep B Free - Bay Area, to conduct Hepatitis B screenings and community and physician education events in San Mateo County and authorizing the County Manager, or his designee, to prepare and execute the grant agreement.

Sponsors: Supervisor Dave Pine

Speakers Recognized by the President:

Supervisor Dave Pine, Board of Supervisors
 Mr. Arcadi Kolchak, Executive Director, San Francisco Hep B Free

Motion: Pine / Second: Groom

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

No: 0

Enactment No: Resolution-075322

- 10. County Manager’s Report #12 of 2017

Speakers Recognized by the President:

Mr. John L. Maltbie, County Manager

BOARD OF SUPERVISORS

- 11. Adopt a resolution opposing President Trump’s Order to review the designations of the Greater Farallones and Cordell Bank National Marine Sanctuaries.

Sponsors: Supervisor Don Horsley

Speakers Recognized by the President:

Supervisor Don Horsley, Board of Supervisors

Motion: Horsley / Second: Groom

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

No: 0

Enactment No: Resolution-075323

- 12. Board Members’ Reports

CONSENT AGENDA

- 13. Approve the minutes for the meeting of June 19, 2017.
- 14. Approve the minutes for the meeting of June 20, 2017.
- 15. Approve the minutes for the meeting of June 21, 2017.

16. Approve the minutes for the meeting of June 27, 2017.

ASSESSOR-COUNTY CLERK-RECORDER

17. Adopt a resolution authorizing implementation of the City of Brisbane City Council's request that future general municipal elections be moved from odd to even-numbered years.

Enactment No: Resolution-075324

BOARD OF SUPERVISORS

18. Recommendation for reappointments to the Agricultural Advisory Committee:

- A) BJ Burns, representing Farmer, for a term ending June 30, 2021; and
- B) Doniga Markegard, representing Farmer, for a term ending June 30, 2021; and
- C) Robert Marsh, representing Farmer, for a term ending June 30, 2021; and
- D) Brenda Bonner, representing Public, for term ending June 30, 2021.

Sponsors: Supervisor Don Horsley

CONTROLLER

19. Adopt a resolution authorizing an agreement with Axsium Group Ltd. to provide timekeeping application upgrade services for the term of July 11, 2017 through February 28, 2018 in an amount not to exceed \$542,040.

Enactment No: Resolution-075325

COUNTY COUNSEL

20. Adopt a resolution authorizing the Jefferson Elementary School District to issue and sell Series D Bonds, through a negotiated sale, in an amount not to exceed \$15,000,000 without further action of the County.

Enactment No: Resolution-075326

COUNTY MANAGER

21. Adopt a resolution authorizing:

- A) The President of the Board of Supervisors to execute an amendment to the Permit Agreement with the Peninsula Clean Energy Authority to allow for their continued occupancy of a portion of the County-owned building located at 555 Marshall Street in Redwood City; and

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

Enactment No: Resolution-075327

22. Adopt a resolution delegating authority to the County Manager, or his designee, to apply for and receive, on behalf of the County, No Place Like Home Program Technical Assistance grant funds and to execute, amend, or terminate a Grant Agreement with the State of California Department of Housing and Community Development for No Place Like Home Technical Assistance Grant Funds in the amount of \$150,000.

Enactment No: Resolution-075328

23. Adopt a resolution authorizing the County Manager, or his designee, to execute a memorandum of understanding with the San Mateo County Exposition and Fair Association, and any other appropriate documentation, to effectuate the transfer of \$2,933,482 to be used for repair of the parking areas on County-owned land.

Enactment No: Resolution-075329

24. Recommendation to continue the local state of emergency relating to widespread and increasing damage due to storms commencing in January 2017, which still exists and continues to be an emergency, in accordance with Government Code Section 8630 and Chapter 2.46 of the San Mateo County Ordinance Code.

Enactment No: Proc/Res-3982

25. Recommendation to continue the Emergency Proclamation relating to damage within the Crystal Springs County Sanitation District as a result of the January and February 2017 storms, which still exists and continues to be an emergency, for an additional period in accordance with Government Code Section 8630 and Chapter 2.46 of the San Mateo County Ordinance Code.

Enactment No: Proc/Res-3983

DISTRICT ATTORNEY

26. Adopt a resolution authorizing the District Attorney to enter into an agreement with the Victim Compensation and Government Claims Board from fiscal year 2017-18 and fiscal year 2018-19 for the purpose of funding a Restitution Specialist position in the amount of \$157,194.

Enactment No: Resolution-075330

GOVERNING BOARD

27. Acting as the Governing Board of Commissioners of the Housing Authority of the County of San Mateo, adopt a resolution authorizing the Executive Director of the Housing

Authority to execute an agreement with Brilliant Corners under the Provider-Based Assistance program for the term of July 1, 2017, through June 30, 2020, in an amount not to exceed \$1,312,090.

Enactment No: Resolution-075331

- 28.** Acting as the Governing Board of Commissioners of the Housing Authority of the County of San Mateo, adopt a resolution authorizing the Executive Director of the Housing Authority to execute an agreement with Rubino & Company to provide independent annual audit services for a term of five years beginning with Fiscal Year Ending 2017 through Fiscal Year Ending 2021 in an amount not to exceed \$154,600.

Enactment No: Resolution-075332

- 29.** Acting as the Governing Board of County Service Area No. 8, adopt a resolution setting Tuesday, July 25, 2017 at 9:00 a.m. at the regularly scheduled Board meeting, as the time and place for a public hearing on the filing of the Garbage and Recyclables Collection Service Charges Report for County Service Area No. 8 (North Fair Oaks) for FY 2017-18.

Enactment No: Resolution-075333

HEALTH SYSTEM

- 30.** Adopt a resolution authorizing an agreement with the California Department of Public Health to provide funding to San Mateo County Health System to conduct public health emergency preparedness activities, for the term of July 1, 2017 through June 30, 2022, to an amount not to exceed \$5,165,465.

Enactment No: Resolution-075334

- 31.** Adopt a resolution authorizing an agreement with Renata Jarosz, DO to provide psychiatry services, for the term of September 1, 2017 through August 31, 2018, in an amount not to exceed \$326,000.

Enactment No: Resolution-075335

- 32.** Adopt a resolution authorizing an agreement with Jacqueline Baras Shreibati, MD, MS to provide non-invasive cardiology services, for the term of August 1, 2017 through July 31, 2018, to an amount not to exceed \$280,000.

Enactment No: Resolution-075336

HUMAN RESOURCES

- 33.** Adopt a resolution authorizing the execution of an amendment to the agreement between the County of San Mateo and Liebert Cassidy Whitmore, a Professional Corporation, to continue to represent the County in the matter of Robert Fine v County of San Mateo, Case No. 16CIV02994 in an amount not to exceed \$300,000.

Enactment No: Resolution-075337

34. Adopt a resolution authorizing the adoption of the Master Salary Resolution for FY 2017-2018.

Enactment No: Resolution-075338

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

PUBLIC WORKS

36. Adopt a resolution authorizing:

- A) The President of the Board to execute an agreement with Myers and Sons Construction, LP, in the amount of \$276,502 for Schedule "A" of the Preventative Maintenance for Various County Bridges Project; and
- B) The Director of Public Works to execute subsequent change orders to grant time extensions for project completion and payment up to maximum aggregate amount not to exceed \$27,650.20, or approximately 10% of the agreement amount.

Enactment No: Resolution-075339

37. Adopt a resolution for the 2017 Coastside Cape and Slurry Seal Project:

- A) Adopting plans and specifications, including conformance with prevailing wage scale requirements, for the 2017 Coastside Cape and Slurry Seal Project; and
- B) Authorizing the President of the Board to execute an agreement with VSS International, Inc., in the amount of \$547,000.00, for the 2017 Coastside Cape and Slurry Seal Project; and
- C) Authorizing the Director of Public Works to:
 - 1. Execute subsequent change orders to grant time extensions for project completion and payment up to a maximum aggregate amount not to exceed \$54,700.00, or approximately 10% of the agreement amount; and
 - 2. File a Notice of Exemption for a California Environmental Quality Act Categorical Exemption.

Enactment No: Resolution-075340

38. Adopt a resolution regarding resurfacing of various streets:

- A) Adopting plans and specifications, including conformance with prevailing wage scale requirements, for the 2017 Resurfacing of Various Streets in the Harbor

Industrial, North Fair Oaks, West Menlo Park, Moss Beach and Montara Areas;
and

B) Authorizing the President of the Board to execute an agreement with G. Bortolotto & Company, Inc. in the amount of \$836,999.99 for the 2017 Resurfacing of Various Streets in the Harbor Industrial, North Fair Oaks, West Menlo Park, Moss Beach and Montara Areas; and

C) Authorizing the Director of Public Works to:

1. Execute subsequent change orders to grant time extensions for project completion and payment up to a maximum aggregate amount not to exceed \$83,700, or approximately 10% of the agreement amount; and
2. File a Notice of Exemption for a California Environmental Quality Act Categorical Exemption.

Enactment No: Resolution-075341

TREASURER

39. Adopt a resolution granting claims for the excess proceeds from the sale of parcels by the San Mateo County Tax Collector during the 2015 Tax Sale.

Enactment No: Resolution-075342

CLOSED SESSION

40. **Conference with Legal Counsel - Anticipated Litigation**

Initiation of litigation pursuant to subdivision (d)(4) of Gov't Code Section 54956.9
Two cases

41. **Conference with Real Property Negotiator**

Property: San Mateo County Event Center, 1346 Saratoga Drive, San Mateo, CA
Agency Negotiator: Michael Callagy, Assistant County Manager
Negotiating parties: Broadreach Capital Partners and Solomon Tsai
Under Negotiation: Potential Lease Terms

The Board recessed to Closed Session at 12:22 p.m. with no reportable action to follow by John C. Beiers, County Counsel

ADJOURNMENT

The meeting adjourned in memory of Tom Vocker at 12:22 p.m.

Telecasts of the San Mateo County Board of Supervisors meetings can be seen throughout most of San Mateo County, Thursdays at 7:30PM, replayed on Fridays at 8:00AM and Saturdays at 10:00AM on Peninsula TV Channel 26. Palo Alto Cable viewers can see the meetings Thursday nights at 7:00PM on Channel 29. For more information on air dates for other communities, please contact Peninsula TV at (650) 637-1936.

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