



MINUTES - FINAL

Hall of Justice

Tuesday, October 31, 2017

9:00 AM

The meeting began at 9:01 a.m.

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 Sukhmani Purewal, Assistant Clerk of the Board, at least 2 working days before the meeting at (650) 363-1802 and/or spurewal@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 Assistant Clerk of the Board who will distribute the information to the Board members and staff.

PLEDGE OF ALLEGIANCE

ROLL CALL

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

Staff Present: Mr. John L. Maltbie, 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:

Ms. Marcia Yeates, Moss Beach
Mr. Martin Fox, Belmont
Ms. Therese M. Dyer, Pacifica
Mr. Roger Medler, Pacifica

Ms. Maureen Lennon, Moss Beach

ACTION TO SET AGENDA and TO APPROVE CONSENT AGENDA ITEMS

Item No. 38 was pulled from the agenda.

Motion: Groom / Second: Pine

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

No: 0

PRESENTATIONS AND AWARDS

1. Recognition of the Wellness Leadership Recipients

Sponsors: HUMAN RESOURCES

Speakers recognized by the President:

Ms. Theresa Rabe, Deputy Director of Human Resources
Supervisor Carole Groom, Board of Supervisors

2. Presentation of a resolution honoring Sandie Arnott for the California Association of County Treasurers and Tax Collectors.

Sponsors: Supervisor Don Horsley

Speakers recognized by the President:

Ms. Mary Zeeb, Treasurer-Tax Collector, County of Monterey
Ms. Sandie Arnott, Treasurer-Tax Collector, County of San Mateo

Motion: Horsley / Second: Pine

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

No: 0

Enactment No: Proc/Hon. Res-4001

MATTERS SET FOR SPECIFIED TIME

9:00 a.m.

3. Conversations about Black History Year

Sponsors: Supervisor Don Horsley

Speakers recognized by the President:

Mr. Lee Thompson, San Carlos
Supervisor Don Horsley, Board of Supervisors

9:15 a.m.

4. Adopt a resolution urging the United States Congress to enact a revenue-neutral tax on carbon-based fossil fuels. The request stipulates the tax rate should start low and increase steadily and predictably with the goal of reducing carbon dioxide (CO2) emissions in the United States to 80 percent below 1990 levels by 2050; that all tax revenue should be distributed to the general population to protect middle to low-income earners from the impact of rising prices due to the tax; that the tax be collected once, as far upstream in the economy as practical, or at the port of entry into the United States; and that the international competitiveness of United States businesses should be protected by using carbon-content-based tariffs and tax refunds.

Sponsors: Supervisor Don Horsley and Supervisor Dave Pine

Speakers recognized by the President:

Supervisor Dave Pine, Board of Supervisors
Supervisor Don Horsley, Board of Supervisors
Mr. Gary White, Citizens' Climate Lobby
Mr. Alan Matlage, Citizens' Climate Lobby
Ms. Ellyn Dooley, Citizens' Climate Lobby

Motion: Pine / Second: Groom

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

No: 0

Enactment No: Resolution-075519

REGULAR AGENDA

COUNTY MANAGER

5. Adopt a resolution authorizing an agreement with Sherpa Government Solutions for the term of November 1, 2017 through September 30, 2022, for an amount not to exceed \$800,000.

Speakers recognized by the President:

Mr. Jim Saco, Budget Director
Mr. Martin Fox, Belmont

Motion: Groom / Second: Slocum

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

No: 0

Enactment No: Resolution-075520

6. **Measure K:** Adopt a resolution authorizing a one-time grant of district-specific **Measure K** funds, not to exceed \$30,000 to the St. James Community Foundation for the Math Scholars Program, for the term of October 31, 2017 through August 1, 2018, and

authorizing the County Manager, or his designee, to prepare and execute the grant agreement.

Sponsors: Supervisor Carole Groom

Speakers recognized by the President:

Supervisor Carole Groom, Board of Supervisors
Mr. Bill Stewart, St. James Community Foundation

Motion: Groom / Second: Pine

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

No: 0

Enactment No: Resolution-075521

7. **Measure K:** Adopt a resolution authorizing an Appropriation Transfer Request (ATR) transferring **Measure K** revenue and expenditure appropriations in the amount of \$75,000 to the Parks Department to engage a planning consultant to complete a feasibility study for the Ohlone/Portola Heritage Trail, to assess the opportunities and constraints for the designation of the Ohlone/Portola Heritage Trail as a National Historic Trail, and promoting completion of the California Coastal Trail through San Mateo County.

Sponsors: Supervisor Carole Groom

Speakers recognized by the President:

Supervisor Carole Groom, Board of Supervisors
Supervisor Don Horsley, Board of Supervisors
Ms. Cecily Harris, San Mateo County Parks Dept.

Motion: Groom / Second: Horsley

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

No: 0

Enactment No: Resolution-075522

8. County Manager's Report #18 of 2017

Speakers recognized by the President:

Mr. John L. Maltbie, County Manager
Supervisor Don Horsley, Board of Supervisors
Supervisor David J. Canepa, Board of Supervisors

BOARD OF SUPERVISORS

9. Board Members' Reports

None

CONSENT AGENDA

10. Approve the minutes for the meeting of October 17, 2017.

COUNTY COUNSEL

11. Adopt a resolution authorizing an amendment to the agreement with Foley & Lardner LLP extending the contract term to June 30, 2018 and increasing the amount payable by \$230,000 to an amount not to exceed \$250,000.

Enactment No: Resolution-075523

12. Adopt a resolution authorizing an amendment to the agreement with Logik Systems, Inc to provide Logikcull eDiscovery software by extending the contract end date to October 30, 2018 and increasing the amount by \$60,400 to an amount not to exceed \$135,400.

Enactment No: Resolution-075524

COUNTY MANAGER

13. Adopt a resolution:

- A) Authorizing the President of the Board of Supervisors to execute a Sublease Agreement with Cardinal Health 132, LLC to enable their use of approximately 619 square feet of medical office space at the Fair Oaks Health Center in order to provide pharmacy drug services for a term of five years at a monthly base rent of \$1,000; and
- B) Authorizing 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 Sublease Agreement.

Enactment No: Resolution-075525

14. Adopt a resolution:

- A) Authorizing the President of the Board of Supervisors to execute a Lease Agreement with the City of Daly City, for use of 7,631 square feet of office space, located at 350 90th Street, in the City of Daly City, for use by Behavioral Health and Recovery Services for administrative functions and mental health counseling services for an initial term of five years at a starting monthly base rent of \$16,025.10 per month; and
- B) Authorizing 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 Lease Agreement.

Enactment No: Resolution-075526

15. Adopt a resolution:

- A) Authorizing the President of the Board of Supervisors to execute an Agreement, Deed and Exchange of Easements with Scott and Claire Selinger, exchanging easements of equal value over the property located at 647 Park Road in unincorporated Redwood City; and
- B) Authorizing the County Manager, or his designee, to accept and/or execute on behalf of the County, any and all notices, consents, approvals, terminations, deeds, certificates of acceptance, escrow instructions and documents and/or amendments so long as such documents are consistent with the intent of the agreement and resolution.

Enactment No: Resolution-075527

- 16.** Recommendation for the appointment of David Burow to the **Measure K** Oversight Committee, representing District 3, for a term ending June 30, 2019.

COUNTY MANAGER: OFFICE OF SUSTAINABILITY

- 17.** Adopt a resolution authorizing an amendment to the Agreement with Circlepoint to (1) create an accessory dwelling unit center website for the Home for All initiative and (2) develop outreach and educational collateral for the waste reduction program by increasing the amount by \$90,810 to an amount not to exceed \$408,735 and extending the term to March 26, 2018.

Enactment No: Resolution-075528

- 18.** Adopt an ordinance amending the San Mateo County Ordinance Code adding Chapter 5.77 of Title 5 of the San Mateo County Ordinance code, "Responsible Recycling of Electronic Waste," previously introduced on October 17, 2017, and waive the reading of the ordinance in its entirety.

Enactment No: Ordinance-4785

COURTS

- 19.** Recommendation for the appointment of Daniel Casillas to the Juvenile Justice & Delinquency Prevention Commission, for term ending December 31, 2021.

GOVERNING BOARD

- 20.** 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 of the County of San Mateo to execute a Memorandum of Understanding with the American Federation of State, County, and Municipal Employees Council 57 for the period of October 1, 2017 through September 30, 2019.

Enactment No: Resolution-075529

21. Acting as the Governing Board of Commissioners of the Housing Authority of the County of San Mateo, adopt a resolution establishing salaries and benefits for unrepresented management and confidential employees of the Housing Authority for the period of October 1, 2017 through September 30, 2019.

Enactment No: Resolution-075530

22. Acting as the Governing Board of the San Mateo County Flood Control District, adopt a resolution approving the appointment of Richard Irli to the Colma Creek Flood Control Zone Advisory Committee as an "at large" member from the City of South San Francisco for the term expiring March 31, 2021.

Enactment No: Resolution-075531

23. Acting as the Governing Board of the Emerald Lake Heights Sewer Maintenance District, adopt a resolution rejecting the bid received for the Sanitary Sewer Repair Project at 3383 Oak Knoll Drive.

Enactment No: Resolution-075532

24. Acting as the Governing Board of the Fair Oaks Sewer Maintenance District, adopt a resolution:

- A) Adopting the plans and specifications, including conformance with prevailing wage scale requirements, for the Seventh Avenue Sanitary Sewer Rehabilitation Project in the North Fair Oaks area; and
- B) Authorizing the President of the Board to execute an agreement with K.J. Woods Construction, Inc., in the amount of \$548,000 for the Seventh Avenue Sanitary Sewer Rehabilitation 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 \$54,800, 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-075533

HEALTH SYSTEM

25. Adopt a resolution authorizing an amendment to the agreement with Project Ninety, Inc.

for outpatient and residential substance use disorder treatment services under the Drug Medi-Cal Organized Delivery System, increasing the amount by \$1,739,519 to an amount not to exceed \$4,589,296, and extending the term of the agreement through June 30, 2018.

Enactment No: Resolution-075534

- 26. Measure K:** Adopt a resolution authorizing amendments to the agreements with StarVista for the purpose of: (1) Merging with Pyramid, making StarVista the surviving entity; (2) Expanding alcohol and other drug substance use disorder treatment services under the Drug Medi-Cal Organized Delivery System, increasing the amount by \$1,656,298 to \$4,096,356, and extending the term of the agreement through June 30, 2018; and (3) Mental Health services, Seeking Safety services, and increasing managed care services, increasing the amount by \$3,117,105 to \$5,984,096, and extending the term of the agreement through June 30, 2018.

Enactment No: Resolution-075535(a-b)

- 27.** Adopt a resolution authorizing an amendment to the agreement with Our Common Ground, Inc. for a cost reconciliation, start-up funds, and additional substance use disorder outpatient and residential treatment services under the Drug Medi-Cal Organized Delivery System, increasing the amount by \$452,252 to an amount not to exceed \$5,874,469, with no change to the term of the agreement.

Enactment No: Resolution-075536

- 28.** Adopt a resolution authorizing an amendment to the agreement with CHIS, Inc. to provide coding support services, extending the term through June 30, 2018 and increasing the amount payable by \$100,000, to an amount not to exceed \$365,000.

Enactment No: Resolution-075537

HOUSING

- 29. Measure K:** Adopt a resolution:

- A) Approving Affordable Housing Fund commitments totaling \$23,809,505 for eight new-construction affordable rental housing developments and two developments involving re-syndication and rehabilitation of existing affordable rental housing, including any conditions attached to such funding recommendations; and
- B) Authorizing the Director of the Department of Housing, or the Director's designee, to execute contracts, as approved by County Counsel, for funding the affordable housing projects indicated.

Enactment No: Resolution-075538

HUMAN RESOURCES

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

HUMAN SERVICES AGENCY

31. Adopt a resolution authorizing an agreement with the University of California, Davis Extension to provide training services for the Human Services Agency from October 17, 2017 through June 30, 2018 in an amount not to exceed \$130,050.

Enactment No: Resolution-075539

32. Adopt a resolution authorizing an agreement with Unity Care for Differential Response services for the term of November 1, 2017 through October 31, 2018 in an amount not to exceed \$459,750.

Enactment No: Resolution-075540

33. Adopt a resolution authorizing:

A. Agreements with three (3) providers for IT contingency staffing: (1) 314e Corporation; (2) Agreeya Solutions, Inc; and (3) Genuent USA, LLC for the term of October 1, 2017 through September 30, 2020 for a combined aggregate amount not to exceed \$800,000; and

B. The Human Services Agency Director or designee to sign the contingency staffing agreements once they are signed by the Contractors.

Enactment No: Resolution-075541(a-c)

34. Adopt a resolution authorizing an agreement with Unity Care Group, Inc. to provide Transitional Housing Placement Plus program services for the term of November 1, 2017 through June 30, 2018 in an amount not to exceed \$658,780.

Enactment No: Resolution-075542

INFORMATION SERVICES

35. Adopt a resolution authorizing an agreement with Interpersonal Frequency, LLC to provide managed support services for the County's Enterprise Drupal website for the term of October 31, 2017 through October 30, 2020, for an amount not to exceed \$378,300.

Enactment No: Resolution-075543

PUBLIC WORKS

36. Adopt an ordinance amending Chapter 7.04 of the San Mateo County Ordinance Code to

establish a speed limit of 25 miles per hour on sections of Santa Cruz Avenue and Alameda de las Pulgas in Menlo Park, previously introduced on October 17, 2017, and waive the reading of the ordinance in its entirety.

Enactment No: Ordinance-4786

SHERIFF

37. Adopt a resolution authorizing an agreement with the San Mateo County Office of Education for intake, assessment, instruction and high school equivalency testing (HSET, formerly GED) within the County's correctional facilities for the term July 1, 2017 through June 30, 2018 in the amount of \$125,224.

Enactment No: Resolution-075544

CLOSED SESSION

The Board recessed to closed session at 10:29 a.m. to discuss the following items:

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

Signification exposure to litigation pursuant to subdivision (d)(2) of Gov't Code Section 54956.9
One Case

Conference with Legal Counsel - Anticipated Litigation

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

The Board reconvened to open session at 11:24 a.m.

County Counsel made the following report: In an unanimous decision, the Board of Supervisors has authorized in joining the County of Los Angeles' amicus brief in support of the State of California's lawsuit against the Trump Administration, challenging the rescission of the Deferred Action for Childhood Arrivals (DACA).

ADJOURNMENT

The meeting adjourned at 11:25 a.m. in memory of Carolyn Clarke.

Telecasts of the San Mateo County Board of Supervisors meetings can be seen throughout most of San Mateo County on Fridays at 10:00PM and Saturdays at 12:00AM on Peninsula TV Channel 26. Palo Alto Cable viewers can see the meetings Saturdays at 5:00PM on Channel 29. Please check local programming schedules for any additional air times. For more information on air dates for other communities, please contact Peninsula TV at (650) 637-1936.

Public records that relate to any item on the open session agenda for a regular board meeting are available for public inspection. Those records that are distributed less than 72 hours prior to the meeting are available for public inspection at the same time they are distributed to all members, or a majority of the members of the Board. The Board has designated the office of the Clerk of the Board of Supervisors, located at 400 County Center, Redwood City, CA 94063, for the purpose of making those public records available for inspection. The documents are also available on the County's Internet Web site, at the link for Board of Supervisors agendas for upcoming meetings. The website is located at: <http://bos.smcgov.org/board-supervisors-agenda-information>. The San Mateo County Ordinance Code can be accessed on the World Wide Web at: https://library.municode.com/ca/san_mateo_county/codes/code_of_ordinances