



MINUTES - FINAL

Hall of Justice

Tuesday, December 12, 2017

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.

The meeting began at 9:03 a.m.

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

Board of Supervisors' observed a moment of silence in memory of San Francisco Mayor Ed Lee.

PUBLIC COMMENT

Speakers recognized by the President:

Mr. Martin Fox, Belmont

Ms. Therese M. Dyer, Pacifica

Ms. Anne Martin, Half Moon Bay
 Mr. Thomas Weissmiller, San Mateo
 Ms. Cirila Macias, IHSS Provider, SEIU Local 2015
 Ms. Jessica Cussins, San Mateo County resident

ACTION TO SET AGENDA and TO APPROVE CONSENT AGENDA ITEMS

Motion: Groom / Second: Canepa

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

No: 0

9:00 a.m.

2. Conversations about Black History Year

Sponsors: Supervisor Don Horsley

Speakers recognized by the President:

Ms. Julia Paige, San Mateo County resident
 Supervisor Don Horsley, Board of Supervisors
 Supervisor David J. Canepa, Board of Supervisors

REGULAR AGENDA

PRESENTATIONS AND AWARDS

1. Presentation of a resolution honoring Jaime D. Young upon her retirement as the Director of Public Safety Communications.

Sponsors: COUNTY MANAGER

Speakers recognized by the President:

Mr. Mike Callagy, Board of Supervisors
 Ms. Jaime D. Young, Director of Public Safety Communications
 Supervisor Don Horsley, Board of Supervisors
 Supervisor Dave Pine, Board of Supervisors
 Supervisor Carole Groom, Board of Supervisors

Motion: Canepa / Second: Pine

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

No: 0

Enactment No: Proc/Hon. Res-4013

MATTERS SET FOR SPECIFIED TIME

BOARD OF SUPERVISORS

11. Adopt a resolution calling on the United States Congress to adopt national laws and policies restricting the development and use of fully autonomous weapons and the United Nations to develop an international agreement restricting the development and use of such weapons.

Sponsors: Supervisor David J. Canepa

Speakers recognized by the President:

Supervisor David J. Canepa, Board of Supervisors

Mr. Todd Davies, Stanford University

Mr. Martin Fox, Belmont

Mr. Michael Henry Tessler, Menlo Park

Supervisor Don Horsley, Board of Supervisors

Supervisor Dave Pine, Board of Supervisors

Supervisor Carole Groom, Board of Supervisors

Supervisor Canepa made and then withdrew his motion to approve the resolution.

Upon motion by Supervisor Canepa, seconded by Supervisor Pine, and carried unanimously, the Board acknowledged Supervisor Canepa's intent to send letters on his own behalf (rather than on behalf of the full Board) to Congresswomen Anna Eshoo and Jackie Speier expressing his concerns about the development of fully autonomous weapons.

Upon motion by Supervisor Groom, seconded by Supervisor Pine, and carried unanimously, the Board created an ad hoc committee of the Board consisting of Supervisors Canepa and Pine to work with the County Manager and County Counsel in developing a policy identifying the types and parameters of policy positions that will be brought to the full Board for future consideration and possible support. The goal of this ad hoc committee is to bring forward a resolution embodying such policy recommendations at the Jan. 23, 2018, Board meeting (or later, if the committee needs more time).

Supervisor Warren Slocum and Supervisor David J. Canepa left chambers at 10:22 a.m.

Supervisor Warren Slocum returned at 10:23 a.m.

HEALTH SYSTEM

4. Accept the report on education regarding prevention of marijuana use among youth; advise regarding recommendation.

Supervisor David J. Canepa returned at 10:29 a.m.

Speakers recognized by the President:

Ms. Louise Rogers, Chief of Health System

Mr. John L. Maltbie, County Manager

Supervisor David J. Canepa, Board of Supervisors

Supervisor Carole Groom, Board of Supervisors

Supervisor Don Horsley, Board of Supervisors

Mr. David Young, Director of Behavioral Health & Recovery Services
 Mr. Martin Fox, Belmont
 Ms. Anne Martin, Half Moon Bay
 Mr. Thomas Weissmiller, San Mateo

Motion: Groom / Second: Pine

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

No: 0

HUMAN RESOURCES

- 5. Accept the 2018-2021 San Mateo County Equal Employment Opportunity Plan.

Supervisor Carole Groom left Chambers at 10:50 a.m. and returned at 10:53am

Speakers recognized by the President:

Ms. Anne Jenness, Employee & Labor Relations
 Lieutenant Christina Corpus, Sheriff's Office
 Ms. Rochelle Kiner, Deputy Director of Public Works

Motion: Canepa / Second: Pine

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

No: 0

GOVERNING BOARD

- 6. Acting as the Governing Board of the Belmont Highway Lighting District, adopt a resolution authorizing:

- A) The President of the Board of Supervisors to execute an agreement between the City of Belmont and Belmont Highway Lighting District for the design and construction of the Old County Road Streetlight Improvements Project; and
- B) The County Manager, or his designee, to execute amendments to the agreement between the City of Belmont and Belmont Highway Lighting District (Old County Road Streetlight Improvements Project) with any additions, clarifications and other changes as the County Manager, or his designee, deems necessary or advisable after consultation with County Counsel.

Speakers recognized by the President:

Mr. Jim Porter, Director of Public Works
 Supervisor Dave Pine, Board of Supervisors
 Mr. John L. Maltbie, County Manager

Motion: Groom / Second: Slocum

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

No: 0

Enactment No: Resolution-075610

- 7. Introduction of an ordinance reauthorizing Section 5.104.040 subsection (b) of Chapter 5.104 of Title 5 of the San Mateo County Ordinance Code Governing Cable Television Franchises in conformance with the California Digital Infrastructure and Video Competition Act of 2006, and waive the reading of the ordinance in its entirety.

Speakers recognized by the President:

Mr. Jim Porter, Director of Public Works

Motion: Groom / Second: Canepa

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

No: 0

PUBLIC WORKS

- 8. Adopt a resolution authorizing the establishment of a “No Parking During Specified Hours” zone, Monday through Friday, 7:30 A.M. to 9:30 A.M and 2:00 P.M. to 4:00 P.M, holidays excluded, on Menlo Oaks Drive from Coleman Avenue to Peninsula Way, in Menlo Oaks.

Speakers recognized by the President:

Mr. Jim Porter, Director of Public Works

Supervisor Don Horsley, Board of Supervisors

Ms. Remona Murray, San Mateo County resident

Supervisor Carole Groom, Board of Supervisors

Supervisor David J. Canepa, Board of Supervisors

Motion: Horsley / Second: Pine

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

No: 0

Enactment No: Resolution-075611

COUNTY MANAGER

- 9. **Measure K:** Adopt a resolution authorizing an Appropriation Transfer Request (ATR) transferring **Measure K** revenue and expenditure appropriations in the amount of \$3,500 to the Department of Public Works for the rental and servicing of two portable restrooms in Pescadero, for the term of December 6, 2017 to December 6, 2018.

Sponsors: Supervisor Don Horsley

Speakers recognized by the President:

Supervisor Don Horsley, Board of Supervisors

Motion: Horsley / Second: Canepa

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

No: 0

Enactment No: Resolution-075612

10. County Manager's Report #22 of 2017

Speakers recognized by the President:

Mr. John L. Maltbie, County Manager

Supervisor Don Horsley, Board of Supervisors

BOARD OF SUPERVISORS

12. Board Members' Reports

None

CONSENT AGENDA

13. Approve the minutes for the meeting of November 21, 2017.

14. Approve the minutes for the meeting of December 5, 2017.

ASSESSOR-COUNTY CLERK-RECORDER-ELECTIONS

15. Adopt a resolution authorizing implementation of the Woodside Fire Protection District Governing Board's request that future board elections be moved from odd to even-numbered years.

Enactment No: Resolution-075613

16. Adopt a resolution accepting the certificate of the Chief Elections Officer as the statement of the results of the vote as determined by the official canvass of the November 7, 2017 Consolidated Municipal, School, and Special District Election.

Enactment No: Resolution-075614

BOARD OF SUPERVISORS

17. Adopt a resolution authorizing a one-time grant of County funds, not to exceed \$500,000, to the La Honda Fire Brigade for improvements to Station 57 in La Honda, and authorizing the County Manager, or his designee, to prepare and execute the grant agreement.

Sponsors: Supervisor Don Horsley

Enactment No: Resolution-075615

18. Ratification of a resolution honoring Stephen E. Abbors upon his retirement as General Manager for the Midpeninsula Regional Open Space District.

Sponsors: Supervisor Don Horsley

Enactment No: Proc/Hon. Res-4014

19. Ratification of a resolution honoring Romie Bassetto as San Mateo County “Veteran of the Year”.

Sponsors: Supervisor Warren Slocum

Enactment No: Proc/Hon. Res-4015

20. Ratification of a resolution honoring LeAnn Thornton as San Mateo County “Patriot of the Year”.

Sponsors: Supervisor Warren Slocum

Enactment No: Proc/Hon. Res-4016

21. Ratification of a resolution honoring Central Peninsula Church as the San Mateo County “Enterprise of the Year”.

Sponsors: Supervisor Warren Slocum

Enactment No: Proc/Hon. Res-4017

22. Recommendation for appointments to the Mental Health and Substance Abuse Recovery Commission, each for a term ending September 30, 2020:

A) Sheila Brar; and

B) Leticia Bido.

Sponsors: Supervisor Dave Pine and Supervisor Don Horsley

COUNTY MANAGER: OFFICE OF SUSTAINABILITY

23. Adopt a resolution setting February 13, 2018 at 9:15 a.m. at the regularly scheduled Board meeting, as the time and place for a public hearing on the 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.

Enactment No: Resolution-075616

GOVERNING BOARD

24. Acting as the Governing Board of County Service Area No. 8, adopt a resolution setting February 13, 2018 at 9:00 a.m. at the regularly scheduled Board meeting, as the time and place for a public hearing on the garbage and recyclables collection rates for County Service Area No. 8 (North Fair Oaks).

Enactment No: Resolution-075617

25. Acting as the Governing Board of the Public Authority, adopt a resolution authorizing an amendment to the agreement with the San Mateo Community Health Authority, dba the Health Plan of San Mateo, to provide health benefits to independent providers of the In-Home Supportive Services program to extend the term to December 31, 2018 and to add \$3,500,000 for a total contract amount not to exceed \$11,000,000.

Enactment No: Resolution-075618

26. 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 amend its FY 2017-18 Moving to Work Annual Plan.

Enactment No: Resolution-075619

HEALTH SYSTEM

27. **Measure K:** Adopt a resolution authorizing an agreement with Edgewood Center for Children and Families for Full Service Partnership services, for the term July 1, 2017 through June 30, 2019, in an amount not to exceed \$16,466,010.

Enactment No: Resolution-075620

28. **Measure K:** Adopt a resolution authorizing an agreement with Peninsula Conflict Resolution Center for alcohol and other drug prevention services, Community Capacity Building, and Parent Project classes for the term July 1, 2017 through June 30, 2018, in an amount not to exceed \$225,240.

Enactment No: Resolution-075621

29. Adopt a resolution authorizing an amendment to the agreement with the California Department of Aging to increase the amount of Title III and VII Older Americans Act of 1965 Funding accepted by \$94,377, to a total amount of \$2,914,186

Enactment No: Resolution-075622

30. Adopt a resolution authorizing an agreement with Telecare Corporation for Full Service Partnership services for the term July 1, 2017 through June 30, 2019, in an amount not to exceed \$11,172,544.

Enactment No: Resolution-075623

- 31.** Adopt a resolution authorizing an amendment to the agreement with Fred Finch Youth Center for mental health services, increasing the amount by \$113,090 to an amount not to exceed \$5,767,568, with no change to the term of the agreement.

Enactment No: Resolution-075624

- 32.** Adopt a resolution authorizing an agreement with One East Palo Alto for alcohol and other drug prevention services for the term July 1, 2017 through June 30, 2018, in an amount not to exceed \$149,650.

Enactment No: Resolution-075625

- 33.** Adopt a resolution authorizing an amendment to the agreement with Jefferson Union High School District for mental health services, outpatient mental health services, the High School Behavioral Health Career Pathways Project, and alcohol and other drug prevention services increasing the amount of the agreement by \$142,197 to \$397,389, with no change to the term of the agreement.

Enactment No: Resolution-075626

- 34.** Adopt a resolution authorizing an agreement with Edgewood Center for Children and Families for Mental Health Services and Child and Family Treatment Collaborative services for the term July 1, 2017 through June 30, 2019, in an amount not to exceed \$4,077,796.

Enactment No: Resolution-075627

- 35.** Adopt a resolution authorizing an amendment to the agreement with Healthways, Inc. to provide health insurance outreach, enrollment and retention services for children and adult health coverage programs, extending the term to January 1, 2014 through December 31, 2018 and increasing the amount by \$66,545 to an amount not to exceed \$432,835.

Enactment No: Resolution-075628

- 36.** Adopt a resolution authorizing an agreement with the California Department of Public Health to provide funding for the San Mateo County Oral Health Program for the term of January 1, 2018 through June 30, 2022, in an amount not to exceed \$1,156,660.

Enactment No: Resolution-075629

- 37.** Adopt a resolution authorizing an agreement with the City and County of San Francisco Department of Public Health HIV Services for funding to provide primary health care and psycho-social services to individuals with HIV/AIDS for the term of March 1, 2017 through February 28, 2018, in an amount not to exceed \$1,176,303.

Enactment No: Resolution-075630

- 38.** Adopt a resolution authorizing an agreement with Maurer Dermatology Associates to provide dermatology services for the term of December 1, 2017, through November 30, 2019, for an amount not to exceed \$1,100,000.

Enactment No: Resolution-075631

39. Adopt a resolution authorizing an amendment to the agreement with Carol Moreali for consulting services for resource management department practice enhancement, extending the term through December 31, 2018 and increasing the amount payable by \$200,000 to an amount not to exceed \$300,000.

Enactment No: Resolution-075632

40. Adopt a resolution authorizing an agreement with National Research Corporation d/b/a NRC Health to provide patient engagement surveys and related services for the term January 1, 2018, through December 31, 2020, to an amount not to exceed \$400,000.

Enactment No: Resolution-075633

HOUSING

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

- A) A loan agreement with Giusti Farms LLC, in the amount of \$300,000 for two new mobilehome units to serve as farm labor housing pursuant to the County's Farm Labor Housing Pilot Program for a term beginning December 12, 2017, through the date on which the loan is discharged; and
- B) The Director of the Department of Housing, or the Director's designee, to negotiate and execute the loan agreement and associated loan documents, as approved by County Counsel, with Guisti Farms LLC.

Enactment No: Resolution-075634

HUMAN RESOURCES

42. Adopt a resolution authorizing an amendment to the agreement with Kaiser On-the-Job to conduct pre-placement and Occupational Health and Safety Administration (OSHA) mandated physical examinations for an additional year to a new term of June 1, 2014 through May 31, 2019 in an amount not to exceed \$2,800,000.

Enactment No: Resolution-075635

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

PARKS

44. Adopt resolutions authorizing:

- A) The acceptance of donations in the amount of \$350,000 for FY 2017-2018 from the Smart Family Foundation; and

- B) The approval of an appropriation transfer request in the amount of \$350,000 from Gifts and Donations to various Parks funds; and
- C) The acceptance of a donation from the Friends of Fitzgerald Marine Reserve to partially fund a Park Aide-Extra Help position for Park District IV to provide additional support to the Fitzgerald Marine Reserve in the amount of \$4,000 for FY 2017-2018; and
- D) The approval of an appropriation transfer request in the amount of \$4,000 from Gifts and Donations to Extra Help Hours - Regular Pay.

Enactment No: Resolutions-075636, 075637, and 075638

- 45. Adopt a resolution authorizing the Director of Parks, or his/her designee, to execute an agreement for funding the Coastside Fishing Foundation for the 2018 Chinook Salmon Smolt Net Pen Acclimation Project in the amount of \$10,000 from the Parks Department's California Department of Fish and Wildlife Propagation Fund.

Enactment No: Resolution-075639

PLANNING AND BUILDING

- 46. Recommendation regarding County's Subdivision Regulations:

- A) Adopt an ordinance amending Part Two of Division VI of the San Mateo County Ordinance Code (Subdivision Regulations) of the San Mateo County Ordinance Code, (Attachment A), by making the required findings in Attachment B, previously introduced on December 5, 2017, and waive the reading of the ordinance in its entirety; and
- B) Adoption of a resolution directing staff to submit the adopted Subdivision Regulations to the California Coastal Commission for certification as part of the implementation program for the County's Local Coastal Program.

Enactment No: Ordinance-4790
Resolution-075640

- 47. Adoption of an Ordinance repealing Chapter 5.148, consisting of Section 5.148.010 to Section 5.148.100, of Title 5 of the San Mateo County Ordinance Code and replacing it with a new Chapter 5.148, consisting of Section 5.148.010 to Section 5.148.210, establishing regulations of commercial cannabis in the unincorporated area of the County of San Mateo, previously introduced on December 5, 2017, and waive the reading of the ordinance in its entirety.

Enactment No: Ordinance-4791

SHERIFF

- 48. Adopt a resolution authorizing an agreement with the City and County of San Francisco for distribution of the FY 2017 Urban Area Security Initiative funds to the County of San Mateo for the term November 1, 2017 through February 28, 2019, in an amount not to exceed \$879,348.

Enactment No: Resolution-075641

- 49. Adopt a resolution authorizing an amendment to the agreement with CORA to provide Emergency Response Program (ERP) services to victims of domestic violence, increasing the amount by \$81,169 to an amount not to exceed \$267,240, from July 1, 2017 through December 31, 2017.

Enactment No: Resolution-075642

- 50. Adopt a resolution authorizing an agreement with CORA to provide Emergency Response Program (ERP) services to victims of domestic violence, for the term of January 1, 2018 through June 30, 2019, in an amount not to exceed \$243,507.

Enactment No: Resolution-075643

CLOSED SESSION

51. Conference with Legal Counsel - Existing Litigation

- A) California Council of the Blind, et al. v. County of San Mateo, et al. United States District Court Case No. 15-CV-5784 CRB
- B) Jose Verduco v. Andy Mar, et al. San Mateo County Superior Court Case Number CIV537740

Conference with Legal Counsel - Anticipated Litigation

- A) Significant exposure to litigation pursuant to Subdivision (d)(2) of Gov't Code Section 54956.9

The Board adjourned to Closed Session at 11:14 a.m. with no reportable action to follow by John C. Beiers, County Counsel.

The Board will reconvene for the 1:30 p.m. Service Awards at 455 County Center, in Room 101, Redwood City.

1:30 p.m.

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

ADJOURNMENT

The meeting adjourned in memory of Belmont Council Member Eric Reed and Daly City resident Bunny Gillespie at 11:14 a.m.

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