



MINUTES - FINAL

Hall of Justice

Tuesday, July 24, 2018

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

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. Jill Daly, Palo Alto

Mr. Martin Fox, Belmont

Ms. Nancy Goodban, Redwood City

Mr. Andrew Boone, San Mateo County Resident

ACTION TO SET AGENDA and TO APPROVE CONSENT AGENDA ITEMS

Motion: Horsley / Second: Canepa

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

No: 0

PRESENTATIONS AND AWARDS

1. 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. Accept the 2017 San Mateo County Agricultural Crop Report prepared by the Agricultural Commissioner.

Speakers recognized by the President:

Mr. Fred Crowder, Agricultural Commissioner

Supervisor Dave Pine, Board of Supervisors

Supervisor Don Horsley, Board of Supervisors

Supervisor David J. Canepa, Board of Supervisors

Mr. John C. Beiers, County Counsel

Motion: Horsley / Second: Slocum

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

No: 0

MATTERS SET FOR SPECIFIED TIME**BOARD OF SUPERVISORS**

6. Adopt a resolution approving the San Mateo County Congestion Relief Plan.

Sponsors: Supervisor Dave Pine and Supervisor Carole Groom

Speakers recognized by the President:

Supervisor Dave Pine, Board of Supervisors

Mr. Jim Hartnett, CEO of SamTrans

Councilmember Charles Stone, City of Belmont

Mr. Seamus Murphy, Chief Communications Officer of SamTrans

Supervisor Don Horsley, Board of Supervisors

Supervisor David J. Canepa, Board of Supervisors

Supervisor Warren Slocum, Board of Supervisors

Supervisor Carole Groom, Board of Supervisors

Mr. Martin Fox, Belmont
Mr. Adam Cozzette, San Bruno
Mr. Reese Isbell, South San Francisco
Mr. Thomas Weissmiller, San Mateo
Mr. Andrew Boone, San Mateo County Resident
Mr. Don Cecil, San Mateo
Ms. Sandhya Laddha, Palo Alto
Mr. Eduardo Gonzalez, Daly City
Mr. Gadwyn d'Souza, Belmont
Mr. Chris Lepe, San Mateo County Resident
Ms. Emma Shlaes, Silicon Valley Bicycle Coalition
Ms. Adina Levin, Friends of Coalition
Ms. Shalin Craig, San Mateo

Motion: Horsley / Second: Canepa

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

No: 0

Enactment No: Resolution-076022

Supervisor Horsley left Chambers at 10:44 a.m. and returned to meeting at 10:46 a.m.

Supervisor Canepa left Chambers at 10:44 a.m. and returned to meeting at 10:45 a.m.

10:00 a.m.

3. Acting as the Governing Board of the ten County Sewer/Sanitation Districts, conduct a public hearing:
 - A) Open public hearing
 - B) Close public hearing
 - C) Adopt an ordinance to amend Section 4.32.020 of Chapter 4.32 of Title 4, of the San Mateo County Ordinance Code, setting sewer service rates for FY 2018-19 for the Burlingame Hills Sewer Maintenance District, the Crystal Springs County Sanitation District, the Fair Oaks Sewer Maintenance District, and the Harbor Industrial Sewer Maintenance District, previously introduced on June 5, 2018, and waive the reading of the ordinance in its entirety; and
 - D) Adopt a resolution:
 1. Authorizing the imposition of sewer service charges for FY 2018-19; and
 2. Directing the filing of the FY 2018-19 Sewer Service Charges Report for

the ten County Sewer/Sanitation Districts with the County Controller; and

3. Authorizing the Director of Public Works to refund any overcharge resulting from data, data entry, or computational errors.

Speakers recognized by the President:

Mr. Jim Porter, Director of Department of Public Works
Supervisor Warren Slocum, Board of Supervisors
Supervisor Dave Pine, Board of Supervisors
Supervisor Carole Groom, Board of Supervisors

Motion to open public hearing: Groom / Second: Pine

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

No: 0

Speakers:

Ms. Janet Davis, Redwood City
Ms. P. Durham, North Fair Oaks

Motion to close public hearing: Pine / Second: Horsley

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

No: 0

Motion to adopt the ordinance and the resolution: Pine / Second: Horsley

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

No: 0

Enactment No: Ordinance-4802; Resolution-076020

The Board recessed at 11:18 a.m. and reconvened at 11:27 a.m.

10:00 a.m.

4. Acting as the Governing Board of County Service Area No. 8 (North Fair Oaks), conduct a public hearing:
 - A) Open public hearing
 - B) Close public hearing
 - C) Adopt a resolution:
 1. Adopting the FY 2018-19 Garbage and Recyclables Collection Service Charges Report for County Service Area No. 8; and
 2. Directing the Director of the Office of Sustainability to file the FY 2018-19 Garbage and Recyclables Collection Service Charges Report for County Services Area No. 8 with the County Controller; and

3. Authorizing the Director of the Office of Sustainability to refund any overcharges resulting from data, data entry, or computation errors.

Speakers recognized by the President:

Mr. Jim Eggemeyer, Director of Office of Sustainability

Motion to open public hearing: Pine / Second: Horsley

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

No: 0

No public speakers.

Motion to close public hearing: Horsley / Second: Canepa

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

No: 0

Motion to adopt the resolution: Horsley / Second: Pine

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

No: 0

Enactment No: Resolution-076021

REGULAR AGENDA

PARKS

7. **Measure K:** Adopt a resolution authorizing an agreement between the County of San Mateo and the San Mateo County Resource Conservation District for advertisement, award, and administration of a contract for the Old Haul Road Sediment Reduction Project, Phase 3, for the term of July 24, 2018 through January 15, 2021 in an amount not to exceed \$632,500.

Speakers recognized by the President:

Ms. Peggy Jensen, Deputy County Manager

Motion: Horsley / Second: Groom

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

No: 0

Enactment No: Resolution-076023

Supervisor Don Horsley mentioned that for Item No. 4, he read the wrong motion earlier. Per County Counsel's guidance, Supervisor Horsley reintroduced the motion for Item No. 4, which was seconded by Supervisor Pine and unanimously approved:

Adopt a resolution:

1. Adopting the FY 2018-19 Garbage and Recyclables Collection Service Charges Report for County Service Area No. 8; and
2. Directing the Director of the Office of Sustainability to file the FY 2018-19 Garbage and Recyclables Collection Service Charges Report for County Services Area No. 8 with the County Controller; and
3. Authorizing the Director of the Office of Sustainability to refund any overcharges resulting from data, data entry, or computation errors.

PLANNING AND BUILDING

8. Recommendation to authorize and direct the President of the Board of Supervisors to sign the attached comment letter regarding the Recirculated Draft Environmental Impact Report prepared as part of Santa Clara County's review of Stanford University's General Use Permit Application.

Speakers recognized by the President:

Mr. Steve Monowitz, Director of Planning and Building
Supervisor Dave Pine, Board of Supervisors
Supervisor Don Horsley, Board of Supervisors
Ms. Janet Davis, Redwood City
Mr. Ron Snow, Menlo Park

Upon motion by Supervisor Pine, seconded by Supervisor Slocum and carried unanimously, the Board created an Ad-Hoc committee consisting of Supervisors Horsley and Slocum to edit and finalize the comment letter regarding the Recirculated Draft Environmental Impact Report.

COUNTY MANAGER

9. **Measure K:** Adopt a resolution authorizing a one-time grant of district-specific **Measure K** funds, not to exceed \$67,500, to the San Bruno Park School District to continue to provide a physical education curriculum to students in Grades K-3 at two of its Title I schools 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

Motion: Pine / Second: Groom

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

No: 0

Enactment No: Resolution-076024

- 10. Measure K:** Adopt a resolution authorizing a one-time grant of district-specific **Measure K** funds, not to exceed \$75,600, to the City of South San Francisco for the Sign Hill Habitat Restoration Project, 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

Ms. Sharon Ranals, South San Francisco

Motion: Pine / Second: Horsley

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

No: 0

Enactment No: Resolution-076025

- 11. Measure K:** Adopt a resolution authorizing a one-time grant of district-specific **Measure K** funds, not to exceed \$200,000, to Hillbarn Theater for its Roof Project, 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

Motion: Groom / Second: Canepa

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

No: 0

Enactment No: Resolution-076026

- 12. County Manager's Report #13 of 2018**

Speakers recognized by the President:

Mr. John L. Maltbie, County Manager

BOARD OF SUPERVISORS

- 13. Board Members' Reports**

None

CONSENT AGENDA

14. Approve the minutes for the meeting of July 10, 2018.

ASSESSOR-COUNTY CLERK-RECORDER-ELECTIONS

15. Adopt a resolution:

- A) 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 June 5, 2018 Statewide Direct Primary Election; and
- B) Declaring the persons elected to or nominated for certain offices.

Enactment No: Resolution-076027

BOARD OF SUPERVISORS

16. Recommendation for the appointments and reappointments to the Association of Bay Area Governments Executive Board, for the term of July 1, 2018 to June 30, 2020:

- A) Supervisor David J. Canepa - Representative; and
- B) Supervisor Dave Pine - Representative; and
- C) Supervisor Warren Slocum - Alternate; and
- D) Supervisor Don Horsley - Alternate.

Sponsors: Supervisor Dave Pine

17. Recommendation for the reappointment of Louie Figone to the Agricultural Advisory Committee, representing the Farmer category, for a term ending June 30, 2022.

Sponsors: Supervisor Dave Pine

18. Recommendation for the appointment of Jeanne Heise to the San Mateo County Arts Commission representing District 4, for a term ending December 31, 2020.

Sponsors: Supervisor Warren Slocum

19. Ratification of a resolution honoring and commending Patricia E. Martel for her service to the City of Daly City.

Sponsors: Supervisor David J. Canepa

Enactment No: Proc/Hon. Res-4090

COUNTY COUNSEL

20. Approve corrections to the identified tax rolls and corresponding tax refunds.

COUNTY MANAGER

21. **Measure K:** Adopt a resolution approving **Measure K** funding to amend the agreement with Common Knowledge Group to extend the term through December 31, 2019 and increase the total amount payable to \$490,425.

Enactment No: Resolution-076028

22. Adopt a resolution authorizing:

- A) The President of the Board of Supervisors to execute a sublease agreement with Jefferson Union High School District for the exclusive use of approximately 1,594 square feet of space in addition to 4,655 square feet of shared space, located at 350 90th Street, in the City of Daly City, for use by the San Mateo County Health System for medical and general services until December 31, 2026 at a starting monthly base rent of \$6,834.60 per month; and
- B) 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-076029

23. Adopt a resolution authorizing:

- A) The President of the Board of Supervisors to execute an amendment to the lease agreement with Wilsey Bennett, Inc., for use of 5,080 square feet of warehouse space located at 961 Bing Street, in San Carlos, by Surplus Property and Office of Sustainability through December 31, 2019, at a monthly base rent of \$6,756 per month; and
- B) The County Manager, or his designee, to accept or execute on behalf of the County of San Mateo any and all notices, options, consents, approvals, terminations, and documents in connection with the lease agreement.

Enactment No: Resolution-076030

GOVERNING BOARD

24. Acting as the Governing Board of Commissioners of the Housing Authority of the County of San Mateo, adopt a resolution establishing salaries for certain unrepresented supervisory positions.

Enactment No: Resolution-076031

- 25.** Acting as the Governing Board of the San Mateo County Flood Control District, adopt a resolution:

- A) Making an exception to the County Boards, Commissions, and Advisory Committees Standing Rules to allow for members of the Colma Creek Advisory Committee to serve more than twelve years; and
- B) Approving the appointment of the following members “at-large” to the Colma Creek Advisory Committee:
 - 1. Edward Bortoli from the City of South San Francisco for the term expiring on March 31, 2022; and
 - 2. Gail DeFries from the City of Daly City for the term expiring on March 31, 2022.

Enactment No: Resolution-076032

- 26.** Acting as the Governing Board of the San Mateo County Flood Control District, adopt a resolution:

- A) Adopting the FY 2018-19 Water Pollution Control Service Charges Report for Flood Control Zone One-Countywide; and
- B) Directing staff to file the report with the County Controller; and
- C) Authorizing the Director of Public Works to refund any overcharges resulting from data, data entry or computation errors.

Enactment No: Resolution-076033

- 27.** Acting as the Governing Board of the San Mateo County Flood Control District, adopt a resolution:

- A) Adopting the FY 2018-19 Water Pollution Control Service Charges Report for Flood Control Zone Two - City of Pacifica; and
- B) Directing staff to file the report with the County Controller; and
- C) Authorizing the Director of Public Works to refund any overcharges resulting from data, data entry or computation errors.

Enactment No: Resolution-076034

HEALTH SYSTEM

28. Adopt a resolution authorizing an agreement with MAR-RIC Transitional and Recovery Facility for transitional residential mental health services for the term July 1, 2018 through June 30, 2020, in an amount not to exceed \$885,381.

Enactment No: Resolution-076035

29. Adopt a resolution authorizing an agreement with Gaurav Abbi, MD, A Professional Corporation, to provide orthopedic services for the term of September 1, 2018 through August 31, 2019, for an amount not to exceed \$300,000.

Enactment No: Resolution-076036

30. Adopt a resolution authorizing an agreement with John McNamara, DO to provide ophthalmology services, for the term of September 1, 2018 through August 31, 2020, for an amount not to exceed \$330,000.

Enactment No: Resolution-076037

31. Adopt a resolution authorizing an agreement with Eddie Y. Lo, MD to provide orthopedic services for the term of August 1, 2018 through July 31, 2019, in an amount not to exceed \$300,000.

Enactment No: Resolution-076038

32. Adopt a resolution authorizing an amendment to the agreement with Telecare Corporation for psychiatric treatment services and long-term care, increasing the amount by \$1,327,422, to \$35,302,967, with no change to the term of the agreement.

Enactment No: Resolution-076039

33. Adopt a resolution authorizing an amendment to the agreement with Unity Care Group, Inc., to provide mental health services, increasing the amount of the agreement by \$1,172,098 to \$1,272,098, and extending the term of the agreement through June 30, 2019.

Enactment No: Resolution-076040

HOUSING

34. Adopt a resolution authorizing:

A) The Department of Housing to accept an amount not to exceed \$412,114 in State ESG funding and to award that funding to qualified service providers through a NOFA process that meets the requirements of State ESG Regulations, with adjustments to be made to individual awards on a pro rata basis once final allocations have been confirmed; and

- B) The Director of the Department of Housing, or his/her designee, to execute a standard agreement with the State and any subsequent amendments, documents, and modifications which are related to the ESG Program or Funds, and to execute contracts with awardees under said NOFA.

Enactment No: Resolution-076041

HUMAN RESOURCES

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

HUMAN SERVICES AGENCY

36. Adopt a resolution authorizing an agreement with the Regents of the University of California, on behalf of UC Davis Extension to provide training services for the Human Services Agency from July 1, 2018 through June 30, 2019 in an amount not to exceed \$114,750.

Enactment No: Resolution-076042

37. Adopt a resolution authorizing an agreement with Northwoods Consulting Partners, Inc., for the optimization of the Compass Pilot and Onbase systems, for a term of July 24, 2018 through June 30, 2020, for a total amount not to exceed \$350,000.

Enactment No: Resolution-076043

PUBLIC WORKS

38. Adopt a resolution authorizing:

A) Job Order Contract Agreements with Agbayani Construction Corp., A CST Group, Inc. dba Dynasel USA, and SBay Construction, Inc. for General Construction; Best Contracting Services, Inc. and Pioneer Contractors, Inc. for Roofing Contracting Services; Tiber Painting LLC and Pacific Contractors Group, Inc. for Painting Contracting Services; and Fusion Electric, Inc. for Electrical/Lighting Contracting Services for the term of July 24, 2018 through July 23, 2019, each in an amount not to exceed \$2,500,000 for General Construction and not to exceed \$1,000,000 for Roofing Contracting Services, Painting Contracting Services, and Electrical/Lighting Contracting Services; and

B) The Construction Task Catalog, specifications, and conformance with prevailing wage scale requirements for Job Order Contracts - General Construction; Roofing Contracting Services; Painting Contracting Services; and Electrical/Lighting Contracting Services; and

C) The Director of Public Works, or his designee, to issue Work/Job Orders, execute

change/revision orders, and make financial and administrative changes to the executed Job Order Contract agreements.

Enactment No: Resolution-076044a-h

SHERIFF

39. Adopt a resolution authorizing:

- A) An agreement with the Town of Woodside for the provision of law enforcement services, for a three-year term from July 1, 2018 through June 30, 2021, with the option to extend for an additional three years to June 30, 2024, and a combined total of \$6,526.722 for the initial three-year term; and
- B) The Sheriff or Sheriff's designee to execute amendments associated with this agreement, provided that any additional costs incurred on behalf of the County are fully reimbursed by Town and therefore said amendment(s) do not result in any net cost to the County's General Fund.

Enactment No: Resolution-076045

CLOSED SESSION

The Board adjourned to Closed Session at 12:02 p.m. to discuss the following items:

40. Conference with Legal Counsel - Existing Litigation

- A) Finkelstein, John, et. al. v. San Mateo County District Attorney's Office, et. al.
United States District Court, Northern District, case no. 18-cv-00009-EMC
- B) Rodriguez, Alfredo v. County of San Mateo
WCAB claim no. SM140626

Public Employee Performance Evaluation

Title: County Counsel

The Board reconvened to open session at 12:59 p.m.

County Counsel made the following report: In a 5-0 vote, the Board of Supervisors agreed to settle Mr. Alfredo Rodriguez's Workers' Compensation claim (SM140626) for the total amount of \$128,105.

MATTERS SET FOR SPECIFIED TIME

The Board attended the Service Awards after Closed Session.

1:30 p.m.

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

ADJOURNMENT

The meeting adjourned in memory of Alex Rohleder and Don Ciucci at 1:01 p.m.