



# MINUTES - FINAL

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Virtual Meeting

**Tuesday, February 9, 2021**

**9:00 AM**

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**\*\*\*BY VIDEOCONFERENCE ONLY\*\*\***

The meeting began at 9:00 a.m.

Recorded video message on COVID-19, San Mateo County's Shelter-in-Place, Governor Gavin Newsom's Executive Order on the Ralph M. Brown Act provisions, and public comment procedures on both written and verbal comments was played for members of the public.

## **PLEDGE OF ALLEGIANCE**

President David J. Canepa lead the Pledge.

## **ROLL CALL**

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

**Staff Virtually Present: Mr. Michael P. Callagy, County Manager; Mr. John C. Beiers, County Counsel; Mr. Sukhmani S. Purewal, Assistant Clerk of the Board; and Ms. Sherry Golestan, Deputy Clerk of the Board.**

## **HONORING THE MEMORY OF / BOARD MEMBER REMARKS**

**Supervisor Carole Groom reminded everyone to wear their masks and stay 6-feet apart.**

## **PUBLIC COMMENT**

**Verbal Comment(s) via ZOOM:**

Martin Fox, Brent Turner, Michael Stogner, Dave Olson (spoke on Item No. 24), and Francesca Segre (spoke on Item No. 7).

## **ACTION TO SET AGENDA and TO APPROVE CONSENT AGENDA ITEMS**

**Motion to set the agenda and approve consent agenda items with removal of Item No. 24 from consent agenda to regular agenda for discussion: Horsley / Second: Pine**

**Verbal roll call vote was taken:**

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

**No:** 0

**PRESENTATIONS AND AWARDS**

- 1. San Mateo County COVID-19 Recovery Initiative Update.

**Sponsors:** COUNTY MANAGER

**Speakers recognized by President of the Board:**

Mike Callagy, County Manager  
Peggy Jensen, Deputy County Manager  
Bart Charlow, Samaritan House  
Tracy Weatherby, Second Harvest  
Kitty Lopez, Executive Director of First 5  
Georgia Farooq, Thrive  
Jon Walton, Director of Information Services Dept.  
Rosanne Foust, President & CEO of SAMCEDA  
Kris Stadelman, NOVA Works  
Supervisor David J. Canepa, Board of Supervisors  
Supervisor Carole Groom, Board of Supervisors  
Supervisor Don Horsley, Board of Supervisors  
Supervisor Dave Pine, Board of Supervisors

**Verbal Comment(s) via ZOOM:**

Josephine Fleming, Tim Russell, and Sharon Miller.

- 2. Recommendation to:
  - A) Accept the FY 2020-21 County Mid-Year Budget Update, including key revenue and expenditure projections and budget assumptions; and
  - B) Accept the Proposed 172 Maintenance of Effort Certification.

**Sponsors:** COUNTY MANAGER

**Speakers recognized by President of the Board:**

Mike Callagy, County Manager  
Roberto Manchia, Chief Financial Officer  
Supervisor Don Horsley, Board of Supervisors  
Supervisor Dave Pine, Board of Supervisors

**Verbal Comment(s) via ZOOM:**

Martin Fox

**Motion: Horsley / Second: Groom**

**Verbal roll call vote was taken:**

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

**No:** 0

**3. COVID-19 Update:**

- Informational update by Louise Rogers, Chief of Health

**Speakers recognized by President of the Board:**

Louise Rogers, Chief of Health

Dr. Anand Chabra, Medical Director, San Mateo County Health Center

Supervisor Don Horsley, Board of Supervisors

Supervisor Dave Pine, Board of Supervisors

Supervisor David J. Canepa, Board of Supervisors

**Verbal Comment(s) via ZOOM:**

Martin Fox, Michael Stogner, David Fleishman, and Sheriff Carlos Bolanos.

**REGULAR AGENDA**

**BOARD OF SUPERVISORS**

**4. Discuss and/or act regarding formation of the County's 2021 Supervisorial District Lines Advisory Commission.**

**Sponsors:** Supervisor David J. Canepa and Supervisor Don Horsley

**Speakers recognized by President of the Board:**

John C. Beiers, County Counsel

Supervisor Don Horsley, Board of Supervisors

Supervisor David J. Canepa, Board of Supervisors

Supervisor Dave Pine, Board of Supervisors

Supervisor Carole Groom, Board of Supervisors

**Verbal Comment(s) via ZOOM:**

Helen Grieco, Petra Silton, Tracy Clark, and Linda Jansen.

**Direction was provided by the Board that the members of the Advisory Committee, consisting of President Canepa and Vice President Horsley to meet with the League of Women Voters to select eleven (11) members for County's 2021 Supervisorial District Lines Advisory Commission and report back to the full Board of Supervisors.**

The Board recessed at 11:56 a.m. and reconvened at 12:30 p.m.

Verbal roll call was taken when the board resumed in open session:

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

## HUMAN SERVICES AGENCY

5. Adopt a resolution:

- A) Authorizing and directing the County Manager, or designee(s), to transfer \$22,449,673.40 to the State Department of Housing and Community Development ("HCD"), which is ninety-eight and a half percent (98.5%) of the \$22,791,546.60 received directly by the County from the United States Treasury Department as the County's allocation under the Consolidated Appropriations Act of 2021 (Public Law 116-260), for administration and disbursement of emergency rental assistance on behalf of eligible households in the County impacted by COVID-19 under the Statewide Emergency Rental Assistance Program established under Senate Bill 91 ("State ERAP"); and
- B) Authorizing HCD to retain on behalf of the County \$24,529,226.48, which is the County's share of the federal emergency rental assistance allocation to the State of California that is reserved for and allocated to the County, for administration and disbursement of emergency rental assistance on behalf of eligible households in the County under the State ERAP; and
- C) Authorizing the County Manager, or designees(s), acting in consultation with the County Counsel, to negotiate and execute, on behalf of the County, appropriate agreements with the State, execute other forms and documents required by the State, and take any and all other actions necessary for the County to participate in the State ERAP, as implemented by HCD; and
- D) Authorizing and directing the County Manager, or designee(s), acting in consultation with the County Counsel, to negotiate and execute, on behalf of the County, appropriate agreements with the County's Core Service Agencies, other local non-profit organizations and/or other entities for the provision of technical assistance, education and outreach, and other services to facilitate HCD's administration and disbursement of emergency rental assistance on behalf of eligible households in the County under the State ERAP; and
- E) Authorizing the disbursement of the remaining one and a half percent (1.5%) in funds received by the County as its direct allocation from the United States Treasury Department under the Consolidated Appropriations Act of 2021 (Public

Law 116-260), which amount equals \$341,873.20, and/or other funds as determined by the County Manager, to the County's Core Service Agencies, other local non-profit organizations and/or other entities for payment of administrative fees to provide technical assistance, education and outreach and other services to facilitate HCD's administration and disbursement of emergency rental assistance on behalf of eligible households in the County under the State ERAP.

**Speakers recognized by President of the Board:**

Ken Cole, Director of Human Services Agency  
Supervisor Don Horsley, Board of Supervisors  
Supervisor Dave Pine, Board of Supervisors  
Monali Sheth, Deputy County Counsel

**Verbal Comment(s) via ZOOM:**

Nani Friedman, Joanne Rokosky, Pamela Ehrlich, Nazanin Salehi, and Miriam Yupanqui.

**Motion to approve the resolution with minor correction to option "c" in the resolution: Groom / Second: Horsley**

**Verbal roll call vote was taken:**

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

**No:** 0

Enactment No: Resolution-077985

## **COUNTY MANAGER: OFFICE OF SUSTAINABILITY**

6. Introduction of an ordinance amending Section 5 of Chapter 4.107 of the San Mateo County Ordinance Code regulating the use of disposable food service ware by food facilities, and waive the reading of the ordinance in its entirety.

**Speakers recognized by President of the Board:**

Carolyn Bloede, Director of Office of Sustainability  
Eun-Soo Lim, Senior Sustainability Specialist, Office of Sustainability

**Motion to introduce the ordinance and waive the reading in its entirety: Horsley / Second: Groom**

**Verbal roll call vote was taken:**

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

**No:** 0

7. Adopt a resolution to approve the Unincorporated San Mateo County Active Transportation Plan.

**Speakers recognized by President of the Board:**

Carolyn Bloede, Director of Office of Sustainability  
Julia Malmo-Laycock, Resource Conservation Specialist

Joel Slavit, Senior Sustainability Specialist, Office of Sustainability  
Supervisor Don Horsley, Board of Supervisors  
Supervisor Dave Pine, Board of Supervisors  
Supervisor Warren Slocum, Board of Supervisors

**Verbal Comment(s) via ZOOM:**

Ron Snow

**Motion: Slocum / Second: Horsley**

**Verbal roll call vote was taken:**

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

**No:** 0

Enactment No: Resolution-077986

**COUNTY MANAGER**

- 8. **Measure K:** Adopt a resolution authorizing a one-time grant of district-discretionary **Measure K** funds, not to exceed \$20,000, to San Mateo Union High School District for free menstrual products at San Mateo High School, and authorizing the County Manager, or designee, to execute the grant agreement.

**Sponsors:** Supervisor Carole Groom

**Speakers recognized by President of the Board:**

Supervisor Carole Groom, Board of Supervisors  
Alexandra Carter, Aide with Congresswoman Jackie Speier's Office

**Verbal Comment(s) via ZOOM:**

Amanda Safi

**Motion: Groom / Second: Pine**

**Verbal roll call vote was taken:**

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

**No:** 0

Enactment No: Resolution-077987

- 9. **Measure K:** Approve an Appropriation Transfer Request (ATR) transferring district-discretionary **Measure K** funds, not to exceed \$200,000, from Non-Departmental Services to the Department of Public Works to create an all-weather pathway for pedestrians and bicyclists to use for recreational and commuting purposes in Foster City, Belmont, and Redwood Shores.

**Sponsors:** Supervisor Carole Groom

**Speakers recognized by President of the Board:**

Supervisor Carole Groom, Board of Supervisors

**Motion: Groom / Second: Horsley**

**Verbal roll call vote was taken:**

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

**No:** 0

Enactment No: Resolution-077988

- 10. **Measure K:** Adopt a resolution authorizing a one-time grant of district-discretionary **Measure K** funds, not to exceed \$28,500, to East Palo Alto Tennis and Tutoring to support their St. Francis of Assisi Learning Hub in East Palo Alto, and authorizing the County Manager, or designee, to execute the grant agreement.

**Sponsors:** Supervisor Warren Slocum

**Speakers recognized by President of the Board:**

Supervisor Carole Groom, Board of Supervisors

**Motion: Slocum / Second: Groom**

**Verbal roll call vote was taken:**

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

**No:** 0

Enactment No: Resolution-077989

**PUBLIC WORKS**

- 24. Adopt a resolution:

- A) Certifying the Initial Study/Mitigated Negative Declaration, dated December 2020 for the Mirada Road Pedestrian Bridge Replacement and Bank Stabilization Project; and
- B) Authorizing the Director of Public Works to proceed with finalizing the plans and specifications for the Mirada Road Pedestrian Bridge Replacement and Bank Stabilization Project; and
- C) Authorizing the Director of Public Works to proceed with advertising for bids on the Mirada Road Pedestrian Bridge Replacement and Bank Stabilization Project and reporting back to this Board with recommendations on awarding a contract.

**Speakers recognized by President of the Board:**

Jim Porter, Director of Public Works

Supervisor Don Horsley, Board of Supervisors

**Verbal Comment(s) via ZOOM:**

Dave Olson

**Motion to approve the resolution: Horsley / Second: Groom**

**Verbal roll call vote was taken:**

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

**No: 0**

Enactment No: Resolution-078001

**CONSENT AGENDA**

**AGRICULTUREWEIGHTS & MEASURES**

- 11. Adopt a resolution authorizing an agreement with the California Department of Food and Agriculture for the detection and trapping of regulated insect pests that can significantly affect agricultural crops and the environment for FY 2020-22 in an amount not to exceed \$1,373,770.

Enactment No: Resolution-077990

**BOARD OF SUPERVISORS**

- 12. Recommendation for the reappointment of Robert Kuta to the Bay Area Water Supply & Conservation Agency (BAWSCA) for a four-year term effective July 1, 2021 through June 30, 2025.

**Sponsors:** Supervisor David J. Canepa

**COUNTY MANAGER**

- 13. Approve an Appropriation Transfer Request (ATR) in the amount of \$22,791,547 accepting unanticipated revenue from the U.S. Department of Treasury to facilitate the distribution of emergency rental assistance to eligible households unable to pay rent and utilities due to COVID-19.

Enactment No: Resolution-077991

- 14. 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 2021-2022 in accordance with Government Code Sections 31453 and 31454.

Enactment No: Resolution-077992

**HEALTH**

- 15. Adopt a resolution authorizing an amendment to the agreement with Caminar, Inc. to terminate outpatient mild to moderate mental health services authorized by the Mental Health Plan September 30, 2020, reduce funding of Recovery Residences, and add



technology supports for clients and families, increasing the amount by \$37,070 to an amount not to exceed \$20,573,555, with no change to the agreement term.

Enactment No: Resolution-077993

16. Adopt a resolution authorizing an amendment to the agreement with the San Mateo Health Commission, doing business as the Health Plan of San Mateo, to increase the rates for inpatient medical-surgical services to its members due to recent changes in regulations by the Centers for Medicare and Medicaid Services.

Enactment No: Resolution-077994

17. 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 March 1, 2021 through February 29, 2024, to an amount not to exceed \$460,000.

Enactment No: Resolution-077995

18. Adopt a resolution authorizing an amendment to the agreement with ACTenviro to provide recycling services for a term of March 13, 2019 through March 12, 2022, increasing the amount of the agreement by \$100,000 for a total amount not to exceed \$275,000.

Enactment No: Resolution-077996

19. Adopt a resolution authorizing an agreement with The John W. Gardner Center for Youth and Their Communities of the Stanford University Graduate School of Education (the Gardner Center) to plan and evaluate the Pilot Program, linking police officers with mental health clinicians and support planning efforts of the County of San Mateo, acting through Behavioral Health and Recovery Services (BHRS) of San Mateo County Health, in partnership with the City of San Mateo, the City of South San Francisco, the City of Daly City, and the City of Redwood City (collectively, the Cities), and the County Manager's Office, for the term February 1, 2021 through March 31, 2023, in an amount not to exceed \$259,869.

Enactment No: Resolution-077997

## HOUSING

20. Adopt a resolution:

- A) Declaring the Board of Supervisors' intention to exercise the County's option to purchase the condominium unit, located at 252 5th Avenue in unincorporated Redwood City (Assessor Parcel Number 113-170-030) ("Property"), from Property owner Judith Dell'Ara for a total purchase price of \$453,777; and
- B) Authorizing the President of the Board of Supervisors to execute a Real Estate Purchase and Sale Agreement and Escrow Instructions for the County's acquisition of the Property for a total purchase price of \$453,777; and

- C) Authorizing the County Manager, or designee, to execute the Certificate of Acceptance attached to the resolution upon the satisfaction of all conditions of escrow, to consummate the County's purchase of the Property as required by California Government Code Section 27281, and all other documents and notices required to exercise the option to purchase the Property and otherwise facilitate the acquisition; and
  
- D) Authorizing an allocation of up to \$700 per month for the payment of membership to Redwood City's Fair Oaks Condominium Owners' Association, Inc. and any other ongoing costs related to the maintenance of the property.

Enactment No: Resolution-077998

## HUMAN RESOURCES

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

## HUMAN SERVICES AGENCY

- 22. Adopt a resolution authorizing a modification to the Rules and Regulations of the General Assistance (GA) Program by increasing the maximum grant of the Supplemental Security Income (SSI) Board and Care rate for those GA recipients who reside in Board and Care facilities pending SSI approval from \$1,206.37 per month to \$1,217.37 per month, effective January 1, 2021.

Enactment No: Resolution-077999

- 23. **Measure K:** Approve an Appropriation Transfer Request of unanticipated **Measure K** revenue in the amount of \$515,898 to cover expenses incurred in FY 2019-20.

Enactment No: Resolution-078000

## PUBLIC WORKS

- 25. Adopt a resolution authorizing:
  - A) The President of the Board to execute an agreement with Interstate Grading and Paving, Inc., for the Coyote Point Eastern Promenade Rejuvenation Project, in the amount of \$5,517,877.15; and
  
  - B) The Director of Public Works to execute subsequent change orders to grant time extensions for project completion and payment up to a maximum aggregate amount not to exceed \$551,787.85, or approximately 10 percent of the agreement amount.

Enactment No: Resolution-078002

**PUBLIC WORKS/GOVERNING BOARD****26.** Adopt resolutions:

## A) Authorizing

1. The President of the Board of Supervisors to execute an Agreement for Project Management, Construction Management, and Construction Cost Reimbursement to County in Conjunction with the Middlefield Road Underground Utility District (Phase II) and Middlefield Road Improvement Project in the North Fair Oaks Area; and
2. The Director of Public Works or the Director's designee, to execute Amendments to the Agreement for Project Management, Construction Management, and Construction Cost Reimbursement to County in Conjunction with the Middlefield Road Underground Utility District (Phase II) and Middlefield Road Improvement Project in the North Fair Oaks Area with any additions, clarifications, and other changes as the Director of Public Works, or the Director's designee, deems necessary or advisable after consultation with County Counsel; and

B) Acting as the Governing Board of the Menlo Park Highway Lighting District, authorizing the President of the Board of Supervisors to execute an Agreement for Project Management, Construction Management, and Construction Cost Reimbursement to County in Conjunction with the Middlefield Road Underground Utility District (Phase II) and Middlefield Road Improvement Project in the North Fair Oaks Area; and

C) Acting as the Governing Board of the Fair Oaks Sewer Maintenance District, authorizing the President of the Board of Supervisors to execute an Agreement between the Fair Oaks Sewer Maintenance District and the County of San Mateo for sanitary sewer replacement work in connection with the Middlefield Road Improvement Project in the North Fair Oaks area; and

D) Authorizing the President of the Board of Supervisors to execute an Agreement between the Fair Oaks Sewer Maintenance District and the County of San Mateo for sanitary sewer replacement work in connection with the Middlefield Road Improvement Project; and

## E) Authorizing:

1. The President of the Board of Supervisors to execute an agreement with Granite Rock Company, for the Middlefield Road Improvement Project in

the North Fair Oaks Area, in the amount of \$19,131,379; and

- 2. The Director of Public Works to execute subsequent change orders to grant time extensions for project completion and payment up to a maximum aggregate amount not to exceed \$21,044,550, or approximately 10 percent of the agreement amount.

Enactment No: Resolutions-078003 through 078007

**The Board adjourned to Closed Session at 2:17 p.m. with no reportable action to follow by John C. Beiers, County Counsel.**

**CLOSED SESSION**

**27. Conference With Legal Counsel - Anticipated Litigation:**

Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9:

One case

**Conference with Legal Counsel - Existing Litigation:**

Andrew Wade v. County of San Mateo

Claim Number: WC 2018-3365

WCAB Case Number: ADJ11536394

**Conference with Labor Negotiator:**

Negotiations: Deputy Sheriff's Association (DSA)

Agency designated representative attending Closed Session: Kelly Tuffo

**ADJOURNMENT**

**The meeting adjourned at 2:17 p.m.**