



MINUTES - FINAL

Hybrid Meeting

Tuesday, November 1, 2022

9:00 AM

<https://smcgov.zoom.us/j/95700334848>

*****HYBRID MEETING - IN-PERSON AND BY VIDEOCONFERENCE*****

The meeting began at 9:01 a.m.

Instructions on written and verbal public comments were read in both English and Spanish.

PLEDGE OF ALLEGIANCE

ROLL CALL

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

HONORING THE LIFE OF / BOARD MEMBER REMARKS

None

PUBLIC COMMENT

Verbal Comment(s) via ZOOM:

Martin Fox, Lourdes Best, Zachary Kirk, and Paul Bocanegra.

Verbal Comments from Chambers:

Joan Levin spoke on Item No. 14.

ACTION TO SET AGENDA and TO APPROVE CONSENT AGENDA ITEMS

Motion: Groom / Second: Slocum

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

No: 0

PRESENTATIONS AND AWARDS

1. Presentation of a proclamation designating November 20, 2022 as Transgender Day of Remembrance.

Sponsors: Supervisor Dave Pine

Speakers recognized by the President:

Supervisor Dave Pine, Erika Hathaway, Thomas Weismiller, Rev. Ben Meyers, and Jennifer Rodriguez.

Motion: Pine / Second: Groom

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

No: 0

Enactment No: Proc/Hon. Res-4488

MATTERS SET FOR SPECIFIED TIME

9:30 a.m.

BOARD OF SUPERVISORS

4. Receive report, presentation, and public comment on Sheriff Office Oversight Models.

Sponsors: Supervisor Dave Pine and Supervisor Warren Slocum

Speakers recognized by the President:

Supervisor Dave Pine, Supervisor Warren Slocum, David Silberman - Chief Deputy County Attorney, Jim Lawrence - Fixin' San Mateo County, Nancy Goodban - Fixin' San Mateo County, Supervisor Carole Groom, Supervisor Don Horsley, and Supervisor Dave Pine.

Verbal Comment(s) via ZOOM:

Martin Fox, Barbara Taylor, Miosotti Tenecora, Carina Merrick, Paul Bocanegra, Becca Kieler, Kaye Bonney, and 650****663 caller was Michael Levinson.

Verbal Comments from Chambers:

David Vallerger, Thomas Weissmiller, Rev. Ben Meyers, Bill Newell, Elsa Schafer, Trena Patton, and Joe Goethals.

Written Comments read by Asst. Clerk of the Board:

Alison Little

Motion made by Supervisor Slocum, seconded by Supervisor Canepa and approved unanimously to express the Board's support for oversight of the Sheriff's Office and direction to staff and the ad hoc committee to return to the full Board with a proposal that involves both an Inspector General and a board.

The Board went into recess at 11:13 a.m.

The Board resumed to open session at 11:25 a.m. with all Supervisors present.

REGULAR AGENDA

COUNTY EXECUTIVE

11. Adopt a resolution:

- A) Declaring the Board of Supervisors' intent to purchase the real property described as Vacant Land at the southwest corner of Pescadero Creek Road and Stage Road, approximately .67 acre, identified as San Mateo County Assessor's Parcel Number (County APN 086-031-140), ("Property"), located in the unincorporated Pescadero area of the County, for a total purchase price of \$903,000; and
- B) Authorizing the President of the Board of Supervisors to execute a Real Estate Purchase and Sale Agreement and Escrow Instructions ("Agreement") with the owners of the Property, William Ray, Peggy Smith and Kortney Drake ("Sellers"), for the County's acquisition of the Property; and
- C) Authorizing the County Executive, or designee, to execute a Certificate of Acceptance upon satisfaction of certain conditions in escrow, to be recorded with the Grant Deed transferring title to the Property to County, as well as any and all notices, escrow instructions, and documents required to facilitate the purposes of the Agreement.

Speakers recognized by the President:

Supervisor Don Horsley and Nicolas Eldridge.

Motion: Horsley / Second: Slocum

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

No: 0

Enactment No: Resolution-079266

PRESENTATIONS AND AWARDS

2. Presentation of a proclamation designating November 11, 2022 as Veterans Day.

Sponsors: Supervisor Warren Slocum

Speakers recognized by the President:

Supervisor Warren Slocum and Thomas Weissmiller

Motion: Slocum / Second: Pine

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

No: 0

Enactment No: Proc/Hon. Res-4489

3. Public Health Emergency Update
- Informational update by Louise Rogers, Chief of Health

Speakers recognized by the President:

Louise Rogers - Chief of Health, Dr. Anand Chabra - Health, and Curtis Chan - Health.

MATTERS SET FOR SPECIFIED TIME

10:00 a.m.

DEPARTMENT PERFORMANCE PRESENTATIONS

5. Sheriff's Office / Office of Emergency Services - Carlos Bolanos, Sheriff
6. Coroner's Office - Robert Foucrault, Coroner
7. District Attorney's Office - Stephen M. Wagstaffe, District Attorney

Additional Speakers recognized by the President:

Elisa Keuhl - District Attorney's Office, Shin-Mee Chang - Assistant District Attorney, and Paul Bocanegra.

8. Probation - John Keene, Chief Probation Officer

Additional Speakers recognized by the President:

Paul Bocanegra and Johanna Rasmussen

9. Public Safety Communications - Natasha Claire-Espino, Director

REGULAR AGENDA

HUMAN RESOURCES

10. Adopt a resolution approving the Tentative Agreement establishing the terms and conditions of a successor agreement to the Memorandum of Understanding with the Probation and Detention Association, for the term of May 29, 2022 through May 17, 2025.

Speakers recognized by the President:

Rocio Kiryczun - Director of Human Resources

Motion: Slocum / Second: Groom

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

No: 0

Enactment No: Resolution-079265

COUNTY EXECUTIVE

12. **Measure K:** Adopt a resolution authorizing a one-time grant of district-discretionary **Measure K** funds, not to exceed \$20,000, to Casa Circulo for the Center for Creativity to support a feasibility study for the potential creation of a permanent arts center , and authorizing the County Executive, or designee, to execute the grant agreement.

Sponsors: Supervisor Warren Slocum

Additional Speakers recognized by the President:

Supervisor Warren Slocum

Motion: Slocum / Second: Groom

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

No: 0

Enactment No: Resolution-079267

CONSENT AGENDA

BOARD OF SUPERVISORS

13. Approve a resolution honoring and commending Pacificans Care on its 40th anniversary.

Sponsors: Supervisor Don Horsley

Enactment No: Proc/Hon. Res-4490

14. Approve a resolution honoring and commending Joan Levin for her dedication and care for Dollaradio.

Sponsors: Supervisor Don Horsley

Enactment No: Proc/Hon. Res-4491

15. Ratification of a resolution honoring Paul Harrell as Millbrae 2022 Man of the Year.

Sponsors: Supervisor Dave Pine

Enactment No: Proc/Hon. Res-4492

16. Ratification of a resolution honoring Joy Pasamonte Henry as Millbrae 2022 Woman of the Year.

Sponsors: Supervisor Dave Pine

Enactment No: Proc/Hon. Res-4493

17. Ratification of a resolution honoring Brian Wen as Millbrae 2022 Student of the Year.

Sponsors: Supervisor Dave Pine

Enactment No: Proc/Hon. Res-4494

18. Recommendation for appointments of to the Lesbian, Gay, Bisexual, Transgender, Queer (LGBTQ) Commission:

A) Marilyn Hollinger for an initial partial term ending June 30, 2025; and

B) Jana Rickerson, for an initial partial term ending June 30, 2025; and

C) Aaron Adriano for an initial partial term ending June 30, 2023.

Sponsors: Supervisor Dave Pine and Supervisor Carole Groom

19. Recommendation for first full term appointments to the San Mateo County Domestic Violence Council:

A) Nicole Reyes, Staff Attorney, Bay Area Legal Aid, representing a non-profit agency providing legal services to battered women, for a first full term from January 1, 2022 to December 31, 2025; and

B) Stephanie Bilinski, Pro Bono Director of The Legal Aid Society, representing an agency providing legal services to battered women, for a first full term from January 1, 2020 to December 31, 2023; and

C) Karen Ferguson, Executive Director of Community Overcoming Relationship Abuse (CORA), representing a non-profit agency serving battered women, for a first full term from January 1, 2022 through December 31, 2025.

Sponsors: Supervisor Carole Groom

COUNTY ATTORNEY

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

COUNTY EXECUTIVE

21. Approve the Board of Supervisors response to the 2021-22 Civil Grand Jury Report "The Other Water Worry: Is Your Water Provider Prepared for the Big One?"

22. **Measure K:** Approve an Appropriation Transfer Request (ATR) transferring **Measure K** funds, not to exceed \$100,000, from **Measure K** Reserves to the County Office of Arts

and Culture, for countywide arts and culture programs and projects.

Enactment No: Resolution-079268

GOVERNING BOARD

23. 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 Abode Services to provide housing locator services for a term starting November 1, 2022, through October 31, 2025, in an amount not to exceed \$1,369,731, with the option to extend up to an additional two years.

Enactment No: Resolution-079269

HEALTH

24. Adopt an ordinance amending Section 5.64.070 ordinance amending Section 5.64.070 (collection of fees) of Chapter 5.64 (fees for enforcement of state public health laws) of Title 5 (business regulations) of the San Mateo County Ordinance Code, relating to imposition of fees for enforcement of state public health laws, previously introduced on October 18, 2022, and waive the reading of the ordinance in its entirety.

Enactment No: Ordinance-4871

25. Adopt a resolution authorizing:

- A) The County of San Mateo to apply for and accept all available funds from the State Water Resources Control Board for Recreational Beach Monitoring Programs for Fiscal Years 2022-23 through 2024-25; and
- B) The Chief of the San Mateo County Health or designee to execute in the name of San Mateo County all necessary applications, agreements, amendments, payment requests, and all other documents necessary for the purposes of securing grant funds, implementing the approved grant projects, and carrying out the purposes specified in the grant applications for Fiscal Years 2022-23 through 2024-25.

Enactment No: Resolution-079270

26. Adopt a resolution authorizing an amendment to the agreement with Michigan Medical Advantage, Inc. to provide workflow analysis support services, extending the term through January 31, 2024, and increasing the maximum amount by \$415,000 to an amount not to exceed \$615,000.

Enactment No: Resolution-079271

HUMAN RESOURCES

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

HUMAN SERVICES AGENCY

28. **Measure K:** Adopt a resolution authorizing an agreement with StarVista to provide educational support services to current San Mateo County foster youth for a total amount not to exceed \$1,136,967 for the term of November 1, 2022 through October 31, 2025.

Enactment No: Resolution-079272

29. **Measure K:** Adopt a resolution authorizing an agreement with the Central Labor Council Partnership to provide employment support services to foster youth for a total obligation amount not to exceed \$1,438,395 for the term of November 1, 2022 through October 31, 2025.

Enactment No: Resolution-079273

30. Adopt a resolution authorizing an agreement with the Central Labor Council Partnership to provide Independent Living Program services for former and current eligible San Mateo County foster youth for the term of November 1, 2022 through October 31, 2025 for a total obligation amount not to exceed \$577,434.

Enactment No: Resolution-079274

INFORMATION SERVICES

31. Adopt a resolution authorizing an agreement with ConvergeOne, Inc. to provide professional services, hardware, software licensing, and maintenance required for the migration of the County's telephony environment to a Voice over Internet Protocol (VoIP) telephony solution for the term of November 1, 2022, through October 31, 2027, in an amount not to exceed \$8,555,557.40.

Enactment No: Resolution-079275

PUBLIC SAFETY COMMUNICATIONS

32. Adopt a resolution authorizing the President of the Board to execute an amendment to the agreement with Peraton, Inc. (formerly known as Northrup Grumman Systems Corporation) for maintenance and support services for the Message Switch System software, extending the term through June 30, 2023, and increasing the amount payable by \$59,031 for a revised not to exceed amount of \$395,141.

Enactment No: Resolution-079276

PUBLIC WORKS

33. **Measure K:** Adopt a resolution increasing the Director of Public Works' authority to execute change orders to the construction agreement with Granite Rock Company, for the Middlefield Road Improvement Project in the North Fair Oaks Area, to increase the not-to-exceed amount of \$21,044,550 by an additional amount of \$2,500,000 to a new

not-to-exceed amount of \$23,544,550.

Enactment No: Resolution-079277

- 34.** Adopt a resolution increasing the Director of Public Works' authority to execute change orders to the agreement with Advanced Geotechniques, Inc., for the Higgins Canyon Road Bridge at Mills Creek Embankment and Wingwall Repairs Project in the Half Moon Bay Area, to increase the not-to-exceed of \$456,472 by an additional amount of \$25,000, to a new not to exceed amount of \$481,472.

Enactment No: Resolution-079278

- 35.** Adopt a resolution authorizing an amendment to the agreement with Cal Microturbine, Inc. for the service, repair, and rebuild of the microturbines at the Youth Services Center, increasing the amount by \$458,390, for a new not to exceed amount of \$800,000 with no change to the term.

Enactment No: Resolution-079279

- 36.** Adopt a resolution authorizing amendment no. three to the agreement with Gannett Fleming Inc. dba Vertical Transportation Excellence for elevator consultant services at various County facilities, increasing the amount by \$500,000, for a new not to exceed amount of \$1,000,000, with no change in the term.

Enactment No: Resolution-079280

SHERIFF

- 37.** Adopt a resolution:

- A) Authorizing the Sheriff or Sheriff designee(s) to submit grant applications to the State of California Office of Emergency Services for administration of the FY2023, FY2024, and FY2025 Homeland Security Grant Program grants to enhance the capabilities of local first responders and to fund the Northern California Regional Intelligence Center in an amount not to exceed \$4,000,000 per grant year application; and
- B) Authorizing the Sheriff or Sheriff designee(s), Homeland Security Director or the Northern California Regional Intelligence Center Director to execute on behalf of the County of San Mateo all materials required under the application package, including but not limited to, applications, financial management workbooks, contracts, agreements, amendments, reimbursement requests, budget modifications, and grant assurances, for the purpose of securing and expending funds that may be awarded pursuant to the grant applications, and implementing and carrying out the purposes specified in the grant applications.

Enactment No: Resolution-079281

Board adjourned to closed session at 1:44 p.m. with no reportable action to report out by John Nibbelin - County Attorney.

CLOSED SESSION

38. Conference with Legal Counsel - Existing Litigation:

(Paragraph (1) of subdivision (d) of Section 54956.9)

Union Pacific Railroad Company v. Alameda County, et. al.

United States District Court, Case No. 3:22-cv-06446

Conference with Labor Negotiator:

Negotiations: American Federation of State, County and Municipal Employees (AFSCME) and Service Employees International Union (SEIU) - Extra Help Units; and Deputy Sheriff's Association Sworn/Safety Personnel (DSA).

Agency designated representative attending Closed Session: Kelly Tuffo

Conference with Real Property Negotiator (§ 54956.8):

Property: APN 021-311-280; located at 1007 Hemlock Ave, Millbrae (San Mateo County), California 94030

Agency Negotiator: County Executive

Negotiating Parties: County of San Mateo & Robert Krantz, Trustee

Under Negotiation: Price

ADJOURNMENT

The meeting adjourned at 1:44 p.m.