



# MINUTES - FINAL

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**Tuesday, March 14, 2023**

**9:00 AM**

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<https://smcgov.zoom.us/j/99128495185>

**\*\*\*IN-PERSON WITH REMOTE PUBLIC PARTICIPATION AVAILABLE\*\*\***

The meeting began at 9:01 a.m.

Public participation instructions were read in English by Sukhmani Purewal, Asst. Clerk of the Board. The instructions in Spanish were read by an interpreter from On Point Language Solutions LLC.

## **PLEDGE OF ALLEGIANCE**

## **ROLL CALL**

**Present:** 5 - Supervisor Dave Pine, Supervisor Noelia Corzo, Supervisor Ray Mueller, Supervisor Warren Slocum, and Supervisor David J. Canepa

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

Supervisor David Canepa honored the life of Frances Kendra Lucero.

Supervisor David Canepa honored the life of Densel "Denny" Lawhern.

## **PUBLIC COMMENT**

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

Christina Dimas, Martin Fox, Nancy Goodban, Maria Barr, Burnett Silveria, Fran Pollard, Carlisle Ann Young, and Dan Stegink.

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

**Motion to set the agenda, approve consent agenda items and move Items 11 and 12 up on the agenda to be heard after Item No. 5: Canepa / Second: Pine**

**Yes:** 5 - Pine, Corzo, Mueller, Slocum, and Canepa

**No:** 0

## **PRESENTATIONS AND AWARDS**

1. Presentation of a proclamation designating March 2023 as Social Work Month.

**Sponsors:** Supervisor Dave Pine

**Speakers recognized by the President:**

Supervisor Dave Pine, Supervisor Noelia Corzo, John Fong - HSA, and Henna Brar - HSA

**Motion: Pine / Second: Corzo**

**Yes:** 5 - Pine, Corzo, Mueller, Slocum, and Canepa

**No:** 0

Enactment No: Proc/Hon. Res-4545

2. Presentation of a proclamation designating March 2023 as Women's History Month.

**Sponsors:** Supervisor Noelia Corzo

**Speakers recognized by the President:**

Supervisor Noelia Corzo, Maya Tussing, and Susan Cocores.

**Motion: Corzo / Second: Mueller**

**Yes:** 5 - Pine, Corzo, Mueller, Slocum, and Canepa

**No:** 0

Enactment No: Proc/Hon. Res-4546

3. Presentation of a proclamation designating March 2023 as American Red Cross Month.

**Sponsors:** Supervisor David J. Canepa

**Speakers recognized by the President:**

Supervisor David Canepa and Hannah Molac.

**Motion: Canepa / Second: Slocum**

**Yes:** 5 - Pine, Corzo, Mueller, Slocum, and Canepa

**No:** 0

Enactment No: Proc/Hon. Res-4547

4. Briefing on San Mateo County Pandemic Recovery Programs.

**Sponsors:** COUNTY EXECUTIVE

**Speakers recognized by the President:**

Peggy Jensen - Assistant County Executive, Mike Callagy - County Executive, Saba Bokharey - CEO, Supervisor Noelia Corzo, Supervisor Ray Mueller, Supervisor David Canepa, Martin Fox, and Dan Stegink

**MATTERS SET FOR SPECIFIED TIME**

**3:00 PM**

- 5. Presentation of Service Awards, Regional Operations Center (ROC) Training Room, 501 Winslow St., Redwood City, CA, 94063

Livestream (viewing only): <https://smcgov.zoom.us/j/93782839244>  
 Zoom Webinar ID: 937 8283 9244

**The service awards took place after the regular Board of Supervisors meeting had adjourned in Board Chambers. This event was attended by all Supervisors and was held in the Regional Operations Center (ROC) at 3 p.m.**

**REGULAR AGENDA**

**COUNTY EXECUTIVE**

- 11. **Measure K:** Adopt a resolution authorizing a one-time grant of district-discretionary **Measure K** funds, not to exceed \$75,000, to the Ariana Mae Hatami Foundation, to produce second installment of an educational documentary to advance domestic violence awareness efforts, and authorizing the County Executive or designee, to execute the grant agreement.

**Sponsors:** Supervisor David J. Canepa

**Speakers recognized by the President:**

Supervisor David Canepa and Farzin Hatami.

**Motion: Canepa / Second: Corzo**

**Yes:** 5 - Pine, Corzo, Mueller, Slocum, and Canepa

**No:** 0

Enactment No: Resolution-079479

**BOARD OF SUPERVISORS**

- 12. Adopt a resolution promoting gender-inclusive language and gender-neutral language in county legislation, regulations, and resolutions.

**Sponsors:** Supervisor David J. Canepa and Supervisor Dave Pine

**Speakers recognized by the President:**

Supervisor David Canepa and Dana Johnson.

**Motion: Pine / Second: Canepa**

**Yes:** 5 - Pine, Corzo, Mueller, Slocum, and Canepa

**No:** 0

Enactment No: Resolution-079480

The Board went into recess at 10:46 a.m.

The Board resumed to open session at 11:00 a.m. with all except Supervisor Noelia Corzo being present in Chambers.

John Nibbelin, County Attorney asked the Board for just cause vote so that Supervisor Noelia Corzo can join the Board meeting virtually via Zoom to participate and to vote remotely. Motion was made by Supervisor Ray Mueller and seconded by Supervisor Canepa and approved unanimously.

**COUNTY ATTORNEY**

- 6. Briefing by County Attorney regarding the independent investigation related to the Fiberglass Freaks/Batmobile matter.

**Speakers recognized by the President:**

John Nibbelin - County Attorney, All Supervisors spoke on this item, Carlisle Ann Young, Ron Snow, and Becca Kieler.

Motion was made by Supervisor Dave Pine and seconded by Supervisor David Canepa and approved unanimously to approve the release of the report.

**SHERIFF**

- 7. Adopt a resolution authorizing the Sheriff, or Sheriff’s designee, to execute purchase orders with One Workplace to space plan, procure, furnish, and install furniture for the Sheriff’s Headquarters Center Project in an amount not to exceed \$5,662,445.

**Speakers recognized by the President:**

Frank Dal Porto - Sheriff’s Office, Sam Pin - Project Development Unit, Supervisor David Canepa, Mike Callagy - County Executive, and Carlisle Ann Young.

**Motion: Mueller / Second: Slocum**

**Yes:** 5 - Pine, Corzo, Mueller, Slocum, and Canepa

**No:** 0

Enactment No: Resolution-079476

**PARKS**

- 8. Adopt a resolution authorizing:
  - A) The President of the Board of Supervisors to execute agreements with 4LEAF,

Inc.; Anchor QEA, LLC; Auten Resource Consulting; Basin Research Associates, Inc.; Bellecci & Associates; Capital Program Management, Inc.; CMG Landscape Architecture; Cotton, Shires, & Associates; CSW/Stuber-Stroeh Engineering Group; Gates + Associates; Horizon Water & Environment; MIG, Inc.; Moffatt & Nichol; Ninyo & Moore; R.E.Y. Engineers, Inc; Rincon Consultants, Inc.; SANDIS; Sequoia Ecological Consulting, Inc.; Terracon Consultants, Inc.; and Towill, Inc. for the delivery of on-call professional consulting services, for the not-to-exceed amounts specified in each agreement, for a combined aggregate amount not-to-exceed \$7,500,000, for the term of March 14, 2023 through March 13, 2026; and

- B) The Parks Director, or the Parks Director's designee, to execute amendments to each of the agreements to modify the County's maximum fiscal obligation by no more than \$25,000 (in aggregate per agreement), and/or to modify each agreements' terms and/or services, so long as the modified term(s) and/or services is/are within the current or revised fiscal provisions.

**Speakers recognized by the President:**

Nicholas Calderon - Parks Director, Carlisle Ann Young, and Fran Pollard.

**Motion: Canepa / Second: Corzo**

**Yes:** 5 - Pine, Corzo, Mueller, Slocum, and Canepa

**No:** 0

Enactment No: Resolution-079477(a-t)

## COUNTY EXECUTIVE

9. Approve the **Measure K** budget for the upcoming Fiscal Year 2023-24 Recommended Budget.

**Speakers recognized by the President:**

Mike Callagy - County Executive, Roberto Manchia - Chief Financial Officer, Carlisle Ann Young, and Martin Fox.

**Motion: Canepa / Second: Slocum**

**Yes:** 5 - Pine, Corzo, Mueller, Slocum, and Canepa

**No:** 0

10. Adopt a resolution authorizing:

- A) The Director of the Project Development Unit, or designee, to execute new purchase orders with One Workplace to plan, procure, furnish, and install furniture, and provide all related moving services for the Cordilleras Health Campus project in an amount not to exceed \$3,000,000; and

- B) The Director of the Project Development Unit, or designee, to execute additional purchase orders and amendments to purchase orders in an amount not to exceed \$300,000 for a total maximum fiscal obligation of \$3,300,000.

**Speakers recognized by the President:**

Mike Callagy - County Executive

**Motion: Mueller / Second: Slocum**

**Yes:** 5 - Pine, Corzo, Mueller, Slocum, and Canepa

**No:** 0

Enactment No: Resolution-079478

**CONSENT AGENDA**

**BOARD OF SUPERVISORS**

- 13. Approve a resolution honoring and commending the NAACP San Mateo Branch #1068 for its numerous achievements and contributions to San Mateo County.

**Sponsors:** Supervisor Noelia Corzo

Enactment No: Proc/Hon. Res-4548

- 14. Ratification of resolution honoring Linda Lanier upon her retirement as President of the Atkinson Foundation.

**Sponsors:** Supervisor Dave Pine

Enactment No: Proc/Hon. Res-4549

- 15. Recommendation for the reappointment of Belinda Arriaga to the San Mateo County Arts Commission, representing District 3, for a first full term ending December 31, 2026.

**Sponsors:** Supervisor Ray Mueller

- 16. Recommendation for the appointment of George Saman to the North Fair Oaks Community Council, representing member, for an initial full term ending December 31, 2025.

**Sponsors:** Supervisor Warren Slocum

**COUNTY EXECUTIVE**

- 17. **Measure K:** Approve an Appropriation Transfer Request (ATR) transferring **Measure K** funding from **Measure K** Reserves in the amount of \$750,000 to Fire Protection Services for the Fire Engine Replacement Fund to support purchasing of new fire apparatus.

Enactment No: Resolution-079481

**18.** Recommendation to:

- A) Adopt a resolution authorizing Agreement No. 12310-F23-D034 between the County of San Mateo and BELFOR USA Group, Inc. to provide emergency restoration and repair services in response to the local emergency related to extreme and unprecedented rainfall and associated severe weather as proclaimed by the County's Director of Emergency Services on January 2, 2023 for the term of January 11, 2023, through December 31, 2023 for the not-to-exceed amount of \$1,200,000; and
- B) Authorizing the County Executive, or designee, to execute further amendments to the Agreement that modify the County's maximum fiscal obligation up to an additional \$25,000 (in the aggregate), and/or modify the contract term and/or services so long as the modified term and/or services is/are within the current or revised fiscal provisions.

Enactment No: Resolution-079482

- 19.** Adopt a resolution authorizing an amendment to the County's agreement with Corovan Moving and Storage Co. to increase the maximum total payment amount by \$600,000 to \$1,100,000, extending the term through March 15, 2024, and replacing Exhibit B with Exhibit B1.

Enactment No: Resolution-079483

**HEALTH**

- 20.** Adopt a resolution authorizing an amendment to the agreement with the Health Plan of San Mateo for pharmacy benefits administration, extending the term through December 31, 2023, and increasing the amount by \$800,000 to an amount not to exceed \$7,850,000.

Enactment No: Resolution-079484

- 21.** Adopt a resolution authorizing an amendment to the agreement with Vijay Pottathil, MD, increasing the maximum amount of the agreement by \$105,000, to an amount not to exceed \$2,105,000 with no change to the agreement term.

Enactment No: Resolution-079485

- 22.** **Measure K:** Adopt a resolution authorizing an amendment to the agreement with Sonrisas Dental Health Inc. to provide dental health services, extending the term by 10 months through December 31, 2023, and increasing the amount by \$98,000 to an amount not to exceed \$246,220.

Enactment No: Resolution-079486

**HOUSING**

**23.** Adopt a resolution:

- A) Authorizing the Director, Department of Housing (“DOH”), or designee(s), to execute and submit an application for a grant award in an amount up to \$1,000,000 from the California Department of Housing and Community Development’s (“HCD”) Prohousing Incentive Pilot Program (“PIP”), the Standard Agreement, any and all other documents required or deemed necessary or appropriate to evidence and secure the PIP grant, the Applicant’s obligations related thereto, and all amendments thereto, on behalf of the unincorporated Areas of San Mateo County (“County”); and
- B) Approving the standard HCD provided Resolution approving an application for funding and the execution of a Standard Agreement in an amount up to \$1,000,000, any amendments thereto, and any and all other documents required or deemed necessary or appropriate to evidence and secure the PIP grant, the Applicant’s obligations related thereto, and all amendments thereto.

Enactment No: Resolution-079487

**24.** Adopt a resolution authorizing and directing the Director of the Department of Housing, or designee, in consultation with the County Attorney, to amend the agreement with Execushield, Inc. by (1) extending the term of the agreement until May 31, 2023; (2) increasing the amount payable pursuant to the agreement to a maximum of \$349,999; and (3) broadening the scope of work to include fire watch duties.

Enactment No: Resolution-079488

**HUMAN RESOURCES****25.** Adopt a resolution:

- A) Accepting the Deferred Compensation Advisory Committee’s unanimous recommendation to select Empower as the County’s deferred compensation plans provider; and
- B) Authorizing an agreement with Empower to administer the County’s deferred compensation plans for the period from March 22, 2023, to March 21, 2028, for an amount not to exceed \$175,000 annually.

Enactment No: Resolution-079489

**26.** Report recommending the denial of claims (Non-culpable)**27.** Adopt a resolution authorizing an amendment to Section 5 - Special Compensation section of Master Salary Resolution 079043.



Enactment No: Resolution-079490

**HUMAN SERVICES AGENCY**

- 28. Adopt a resolution authorizing the Director of San Mateo County Human Services Agency to enter into an agreement and any amendments with the California Department of Social Services to accept California Alternative Payment Programs and CalWORKs Stage 2 funding for the term of July 1, 2023 through June 30, 2024.

Enactment No: Resolution-079491

**PUBLIC WORKS**

- 29. Adopt a resolution:

- A) Authorizing the Director of Public Works to proceed with preparing plans and specifications for projects to be constructed during the 2023 construction season, which are maintenance type projects that:
  - 1. Do not have long lead times for design; and
  - 2. Are not considered controversial requiring specific property owner input; and
  - 3. Do not require state or federal grant approvals that have not previously been approved by this Board, and do not require extensive permit approvals from regulatory agencies; and
- B) Advertising for bids on the maintenance type projects as defined above.

Enactment No: Resolution-079492

- 30. Adopt a resolution:

- A) Adopting plans and specifications, including conformance with general prevailing wage scale requirements for the Half Moon Bay Airport Runway Pavement Preservation Project; and
- B) Authorizing the Director of Public Works to call for sealed proposals to be received by Thursday, April 6, 2023 at 2:30 p.m., in the office of the County Executive/Clerk of the Board of Supervisors; and
- C) Authorizing the Director of Public Works to extend the call for bids and bid opening up to sixty (60) calendar days beyond the time and date originally set forth by the Board of Supervisors; and

- D) Authorizing the Director of Public Works to execute grants from the Federal Aviation Administration and California Department of Transportation for the construction of the Half Moon Bay Airport Runway Pavement Preservation Project.

Enactment No: Resolution-079493

**31.** Adopt a resolution:

- A) Adopting plans and specifications, including conformance with prevailing wage scale requirements for the San Mateo County Hall of Justice Elevator 3 & 7 Modernization Project; and
- B) Authorizing the President of the Board of Supervisors to execute an agreement with, San Francisco Elevators Services, LLC, for a not to exceed amount of \$2,201,000; and
- C) Authorizing the Director of Public Works, or designee, to:
1. Execute subsequent change orders to grant time extensions for project completion and payment up to a maximum aggregate amount not to exceed \$220,100, or 10 percent of the agreement amount; and
  2. Approve payment up to the not to exceed amount of \$2,421,100.

Enactment No: Resolution-079494

## **SHERIFF**

**32.** Adopt a resolution:

- A) Authorizing the execution of the FY 2022 Paul Coverdell Forensic Science Improvement Program grant sub-awarded by the California Governor's Office of Emergency Services (Cal OES) for distribution to the County of San Mateo for the term of April 1, 2023 through June 30, 2024, in an amount not to exceed \$64,189; and
- B) Approving an Appropriation Transfer Request (ATR) in the amount of \$64,189 to establish a budget appropriation and record revenue for the California Governor's Office of Emergency Services (Cal OES) 2022 Paul Coverdell Forensic Science Improvement (CQ) Program grant.

Enactment No: Resolutions-079495 and 079496

**The Board adjourned to Closed Session at 12:11 a.m. with no reportable action to follow by John D. Nibbelin, County Attorney.**

**CLOSED SESSION****33. Conference with Legal Counsel - Existing Litigation:**

(Gov. Code Section 54956.9(d)(1))

Jane DT Doe v. Does 1-100, San Mateo County Superior Court No. 22-CIV-05404 and 10 additional coordinated cases

Jane Roe 799 N.M. v. County of San Mateo, San Mateo County Superior Court No. 22-CIV-05455

Arriaga, Maric v. County of San Mateo, et al., San Mateo County Superior Court No. 22-CIV-05368

M.B. v. Doe 1 and Does 2 through 25, inclusive, San Mateo County Superior Court No. 22-CIV-05146

John Doe, et. al, v. DOE 1, et al., San Mateo County Superior Court No. 22-CIV-05492

R.K. vs. County of San Mateo, San Mateo County Superior Court No. 22-CIV-04721

**ADJOURNMENT**

**The meeting adjourned at 12:11 p.m.**