

AGENDA

Board Members	County Manager/ Clerk of the Board
Dave Pine	David S. Boesch
Carole Groom	
Don Horsley	
Rose Jacobs Gibson	County Counsel
Adrienne J. Tissier	John C. Beiers

Hall of Justice • 400 County Center • Redwood City • California 94063 • 650-363-4653 • Fax 650-599-1027
www.co.sanmateo.ca.us

PLEASE NOTE THERE WILL BE NO MEETING OF THE
BOARD OF SUPERVISORS ON OCTOBER 11 AND 25, 2011

The meeting was called to order at 9:05 a.m.

October 4, 2011

PLEDGE OF ALLEGIANCE

ROLL CALL – Present: Supervisors Pine, Groom, Horsley, Jacobs Gibson, Tissier
Absent: None

1. 9:00 a.m. ORAL COMMUNICATIONS AND PUBLIC TESTIMONY ON CONSENT OR CLOSED SESSION AGENDA ITEMS

Speakers recognized by the President:

Marty Fox, Belmont
Janet Davis, Menlo Park
Aram James, Palo Alto

If your subject is not on the agenda, or if you wish to speak on a consent or closed session agenda item, the President will recognize you at this time. **Speakers are customarily limited to two minutes.** A speaker's slip is required.

2. [REGULAR AGENDA](#) (SEE PAGE 6)
[CONSENT AGENDA](#) (SEE PAGE 5)

Motion: Jacobs Gibson / Second: Tissier

All items on the consent agenda are approved by one roll call motion unless a request is made at the beginning of the meeting that an item be withdrawn or transferred to the regular agenda. Any item on the regular agenda may be transferred to the consent agenda.

3. CLOSED SESSION

The Board will adjourn to closed session to consider the following items at the end of the agenda, or at any time during the meeting as time permits. At the conclusion of closed session, the Board will reconvene in open session to report on any actions taken for which a report is required by law.

A) Conference with Legal Counsel - Existing Litigation

Stephen Munich & Liwen Huang v. San Mateo County, et al
San Mateo County Superior Court Case No. 505181

Ray Satorre et al v. Mark Church et al
San Mateo County Superior Court Case No. 504866

B) Conference with Legal Counsel - Anticipated Litigation

Significant exposure to litigation pursuant to subdivision (b) of Government Code Section 54956.9
One case

The Board recessed to the regular Closed Session at 12:27 p.m.

The Board reconvened the open session at 12:49 p.m.

County Counsel made the following report: No reportable action was taken.

MATTERS SET FOR SPECIFIED TIME

Times listed under this section are approximate. The Board makes every effort to adhere to the times listed, but in some cases, because of unexpected presentations, items may not be heard precisely at the time scheduled. In no case will any item be heard before the scheduled time.

4. 9:00 a.m. Presentation of a proclamation **(3255)** supporting the San Mateo County Food Systems Alliance and Food Day (Supervisor Don Horsley)

Speakers recognized by the President:

Supervisor Don Horsley, Board of Supervisors
Dr. Scott Morrow, Health System
Ned Conwell, Blue House Farms
Pietro Parravano, Fisherman
Kim Borick, HEAL Program
Naftali Moed, Student
Jered Lawson, Pie Ranch
Kellyx Nelson, Resource Conservation District
Supervisor Rose Jacobs Gibson, Board of Supervisors
Supervisor Adrienne Tissier, Board of Supervisors
Supervisor Carole Groom, Board of Supervisors
Supervisor Dave Pine, Board of Supervisors

Motion: Horsley / Second: Jacobs Gibson

5. 9:00 a.m. Presentation of a proclamation **(3256)** designating October 5, 2011 as Walk to School Day (Supervisor Rose Jacobs Gibson)

Speakers recognized by the President:

Supervisor Rose Jacobs Gibson, Board of Supervisors
Jean Fraser, Health System
Jill Haberlin, Redwood City School District
Supervisor Adrienne Tissier, Board of Supervisors
Supervisor Don Horsley, Board of Supervisors
Supervisor Carole Groom, Board of Supervisors

Motion: Jacobs Gibson / Second: Horsley

Ayes: Supervisors Pine, Groom, Horsley, Jacobs Gibson and Tissier

Noes: None

6. 9:15 a.m. Presentation of a proclamation **(3257)** designating October 2011 as Disabilities Awareness Month (Supervisor Carole Groom)

Speakers recognized by the President:

Supervisor Carole Groom, Board of Supervisors
Susy Castoria, Commission on Disabilities
Supervisor Adrienne Tissier, Board of Supervisors
Supervisor Don Horsley, Board of Supervisors

Motion: Groom / Second: Tissier

REGULAR AGENDA

COUNTY MANAGER

7. Provide staff with direction on the 2012 through 2020 Facilities Occupancy Plan for the Circle Star complex and the County Center facilities

Supervisor Adrienne Tissier requested this item be referred to the Finance and Operations Committee and continued to the Board of Supervisors meeting on October 18, 2011.

PLANNING AND BUILDING

8. Introduction of an urgency ordinance **(04587)** amending, on an interim basis, Division VII, Chapter 2, Section 9025 of the San Mateo County Building Regulations to prohibit the issuance of permits for the construction of new or major remodel single-family residences in the Weekend Acres area, unincorporated San Mateo County and waiver of reading the ordinance in its entirety (4/5ths vote required) (This item was continued from August 9, 2011)

Speakers recognized by the President:

Jim Eggemeyer, Planning and Building
Supervisor Don Horsley, Board of Supervisors
Janet Davis, Menlo Park
Ash Pirayou, Attorney for Ramin Shahidi
Dave McNally, Menlo Park
Barbara Ann Barnett, Menlo Park
Arlene Lindblom, Menlo Park
Margaret Williams, Menlo Park
Sidney Overland, Menlo Park
John Peterson, Menlo Park
Gene Lentz, Silicon Valley Association of Realtors
Robert D. Cochran, Menlo Park
Lennie Roberts, Committee for Green Foothills
Supervisor Adrienne Tissier, Board of Supervisors
Supervisor Dave Pine, Board of Supervisors
Supervisor Carole Groom, Board of Supervisors
Supervisor Rose Jacobs Gibson, Board of Supervisors

Motion: Tissier / Second: Jacobs Gibson

Ayes: Supervisors Pine, Groom, Horsley, Jacobs Gibson and Tissier

Noes: None

SHERIFF

9. Resolution (**071669**) authorizing the Sheriff and County Manager to submit an Interest Statement and application for AB 900 Phase II local jail construction funds for the San Mateo County Replacement Jail on Chemical Way, Redwood City

Speakers recognized by the President:

Sheriff Greg Munks, Sheriff's Office
Supervisor Dave Pine, Board of Supervisors
Aram James, Palo Alto
Pamela Estes, Citizens for a Better County
Mike Nevin, Service League of San Mateo County
Morton Frank, Redwood City
Kris Johnson, Citizens for a Better County
David Tschang, East Palo Alto
Supervisor Don Horsley, Board of Supervisors
Supervisor Adrienne Tissier, Board of Supervisors
Supervisor Rose Jacobs, Board of Supervisors
Supervisor Carole Groom, Board of Supervisors

Motion: Tissier / Second: Jacobs Gibson

Ayes: Supervisors Groom, Horsley, Jacobs Gibson and Tissier

Noes: Pine

10. Resolution (**071672**) authorizing the Sheriff to proceed with Option B planning a replacement jail with a rated bed capacity of 488-552 with an additional 88 non-secure transitional beds to include the warm shell

Speakers recognized by the President:

Sheriff Greg Munks, Sheriff's Office
Pamela Estes, Citizens for a Better County
Aram James, Palo Alto
Jeff Ira, Redwood City Mayor / Council Member
Judge Beth Freeman, Sheriff's Jail Project
Martin Fox, Belmont
William Nack, Building and Construction Trades Council
Deputy Dave Weidner, Sheriff's Office
Michael Brownrigg, Burlingame
Kris Johnson, Citizens for a Better County
David Tschang, East Palo Alto
Supervisor Dave Pine, Board of Supervisors
Supervisor Don Horsley, Board of Supervisors
Supervisor Adrienne Tissier, Board of Supervisors
Supervisor Rose Jacobs, Board of Supervisors
Supervisor Carole Groom, Board of Supervisors

Motion: Tissier / Second: Jacobs Gibson

Ayes: Supervisors Groom, Horsley, Jacobs Gibson and Tissier
Noes: Pine

COUNTY MANAGER

11. County Manager's report – **No report**

BOARD OF SUPERVISORS

12. Board members' committee reports

Supervisor Rose Jacobs Gibson gave updates on the Youth Gun Violence Forum that took place on Thursday, September 29, 2011 and on the South San Mateo County Foreclosure Resource Fair held on Saturday, October 1, 2011. Supervisor Jacobs Gibson thanked everyone who participated and those who helped make each of these events a success.

Supervisor Adrienne Tissier gave an update on The Older Driver Traffic Safety Seminar that took place on Wednesday, November 2, 2011. Supervisor Tissier also thanked those involved for making it a success. Supervisor Tissier announced the upcoming Seniors on the Move Fair being held on Thursday, November 10, 2011 at 9:00 a.m. at the South San Francisco Conference Center.

CONSENT AGENDA

All items on the consent agenda are approved by one roll call motion unless a request is made at the beginning of the meeting that an item be withdrawn or transferred to the regular agenda. Any item on the regular agenda may be transferred to the consent agenda.

BOARD OF SUPERVISORS

13. Recommendation for the appointment of Christian Cruz to the Youth Commission, term ending October 3, 2014 (Supervisor Carole Groom)
14. Ratification of a resolution **(3258)** honoring the College of San Mateo upon the ribbon cutting of the Athletic Hall of Fame (Supervisor Carole Groom)

COUNTY MANAGER

15. Resolution **(071673)** authorizing:
 - A) A ground lease with NSMG California LLC, a Delaware limited liability company, for a portion of Skylawn Memorial Park located at 10600 Skyline Boulevard, San Mateo, for the use of an existing communications facility for a term commencing retroactively to June 1, 2010 through May 31, 2013 for an initial monthly base rent of \$2,520 increasing the amount to \$2,700 per month effective June 1, 2011 with 3% annual increases thereafter; and
 - B) The County Manager or his designee to accept or execute notices, options and documents associated with the lease, including but not limited to extension or termination of the lease under the terms set forth
16. Adoption of an ordinance **(04588)** amending the Master Salary Ordinance for changes related to the FY 2011-12 budget, previously introduced on September 27, 2011 and waiver of reading the ordinance in its entirety
17. Accept the report containing the County's response to the 2010-11 Grand Jury report: Is the County Wedded to Long-Term Care?

HEALTH SYSTEM

18. Resolution **(071674)** authorizing an agreement with the City/County Association of Governments for the provision of public outreach services for the National Pollutant Discharge Elimination System permit requirements for the term of July 1, 2011 through June 30, 2014 in an amount not to exceed \$1,075,839, no Net County Cost
19. Resolution **(071675)** authorizing:
 - A) An agreement with California Emergency Physicians Medical Group for the provision of emergency medical services and correctional health services for the term of July 1, 2011 through June 30, 2014 in an amount not to exceed \$12,270,000; and
 - B) The Chief of the Health System or her designee to execute subsequent amendments and minor modifications in an amount not to exceed \$25,000

20. Resolution **(071676)** authorizing:

- A) An agreement with the Palo Alto Medical Foundation for Health Care, Research and Education for the provision of general thoracic and vascular surgery services for the term of July 1, 2011 through June 30, 2013 in an amount not to exceed \$2,217,452; and
- B) The Chief of the Health System or her designee to execute subsequent amendments and minor modifications in an amount not to exceed \$25,000

Abstained: Supervisor Carole Groom

21. Resolution **(071677)** authorizing:

- A) An agreement with Michael Aratow, MD for the provision of Chief Medical Information Officer services for the term of July 1, 2011 through June 30, 2013 in an amount not to exceed \$414,352; and
- B) The Chief of the Health System or her designee to execute subsequent amendments and minor modifications in an amount not to exceed \$25,000

22. Resolution **(071678)** authorizing:

- A) An agreement with Paul Holland, MD for the provision of ophthalmology services for the term of September 1, 2011 through August 31, 2014 in an amount not to exceed \$350,000; and
- B) The Chief of the Health System or her designee to execute subsequent amendments and minor modifications in an amount not to exceed \$25,000

23. Resolution **(071679)** authorizing:

- A) An agreement with John McNamara, MD for the provision of ophthalmology services for the term of September 1, 2011 through August 31, 2014 in an amount not to exceed \$360,000; and
- B) The Chief of the Health System or her designee to execute subsequent amendments and minor modifications in an amount not to exceed \$25,000

24. Resolution **(071680)** authorizing:

- A) An amendment to the agreement with Stanford University for San Mateo Medical Center to perform work on the Case-Management and Environmental Support to Sustain Weight Loss and Reduce Congestive Heart Disease Risk Research Project, extending the term through April 30, 2012, increasing the amount by \$115,345 to \$332,281, no Net County Cost; and
- B) The Chief of the Health System or her designee to execute subsequent amendments and minor modifications in an amount not to exceed \$25,000

HUMAN RESOURCES

- 25. Report recommending denial of the following claims: (Non-Culpable)

Wilson Kay Yew Chung and Alice Chung

George De La Perez
- 26. Resolution **(071681)** authorizing an increase in settlement authority for Risk Management to settle Workers' Compensation cases for \$50,000 and General Liability cases for \$25,000
- 27. Resolution **(071682)** ratifying the implementation of employee share of cost to fund cost of living adjustment for retirement benefits for those general member employees hired on or after August 7, 2011
- 28. Introduction of an ordinance amending the salary ordinance and accepting the report on the total number of positions in the County and waiver of reading the ordinance in its entirety

This item was continued to the meeting October 18, 2011 for adoption.

PUBLIC WORKS

- 29. Resolution **(071683)** authorizing the Director of the Department of Public Works or his designee to:
 - A) Apply for and accept a California Department of Parks and Recreation Land and Water Conservation Fund Program grant for the Crystal Springs Regional Trail South of Highway 92 Project in the amount of \$250,000; and
 - B) Execute any other documents associated with the acceptance of the grant funding
 - C) Make necessary grant assurances
- 30. Resolution **(071684)** authorizing the President of the Board to send a letter to the Metropolitan Transportation Commission providing comments on the OneBayArea Grant – Cycle 2 STP/CMAQ Funding proposal

SamCERA

- 31. Resolution **(071685)** approving an amendment to the Board of Retirement Regulation 4.1 relating to Membership

SHERIFF

- 32. Resolution **(071686)** authorizing an agreement with the Belmont Fire Protection District for the provision of a countywide Hazardous Materials Emergency Response Team for the term of October 1, 2011 through June 30, 2013 in an amount not to exceed \$857,938.75, no Net County Cost

The meeting adjourned at 12:49 p.m. in memory of Frances Mary Doherty-Collins and Sioreli Torres Zamora.