

AGENDA INCLUDING ADDENDUM



BOARD OF SUPERVISORS

Regular Meeting

Tuesday, October 21, 2008

COUNTY ADMINISTRATION BUILDING
SUPERVISORS' CHAMBER
1221 OAK STREET
FIFTH FLOOR, ROOM 512
OAKLAND, CALIFORNIA

SCOTT HAGGERTY, PRESIDENT	DISTRICT 1
GAIL STEELE	DISTRICT 2
ALICE LAI-BITKER, VICE-PRESIDENT	DISTRICT 3
NATE MILEY	DISTRICT 4
KEITH CARSON	DISTRICT 5

SUSAN S. MURANISHI
COUNTY ADMINISTRATOR

RICHARD E. WINNIE
COUNTY COUNSEL

MISSION

*TO ENRICH THE LIVES OF ALAMEDA COUNTY RESIDENTS THROUGH VISIONARY POLICIES AND
ACCESSIBLE, RESPONSIVE, AND EFFECTIVE SERVICES.*

VISION

ALAMEDA COUNTY IS RECOGNIZED AS ONE OF THE BEST COUNTIES IN WHICH TO LIVE, WORK AND DO BUSINESS.

The Board of Supervisors welcomes you to its meetings and your interest is appreciated. If you wish to speak on a matter on the agenda or during public input, please fill out a speaker slip at the front of the Chambers and turn it in to the Clerk as soon as possible. When addressing the Board, please give your name for the record prior to your presentation. If you wish to speak on a matter **not** on the agenda, please wait until the President calls for public input at the end of the Regular Calendar. **NOTE:** Only matters within the Board of Supervisors' jurisdiction may be addressed. Time limitations shall be at the discretion of the President of the Board.

Pursuant to Board Policy: (1) Signs or demonstrations are prohibited during Board meetings; (2) Any Board Member may request a **two-week** continuance on any item appearing for the first time; (3) All agenda items shall be received by the County Administrator prior to 3 p.m. on Tuesday **two** weeks before the meeting date or earlier when a Holiday intervenes.

Hearing difficulty? Please ask the Clerk for use of a personal sound receiver. The Board of Supervisors' meetings are wheelchair accessible. Call (510) 208-4949 (voice) or (510) 834-6754 (TDD) to request a sign-language interpreter. Five working days' notice is required. If you have questions regarding the agenda, please call (510) 208-4949.

Attention: The Alameda County internet address is www.acgov.org. All regular Board of Supervisors' meetings held in the Board Chamber can be heard live on the Board's web page. In order to log on, please do the following: click on the County's homepage as noted above and click on the "[Board of Supervisors Meeting - LIVE! Broadcast](#)" link. You may also access archived audio recordings, meeting agenda and minutes, as well as meeting dates on the Board's web page <http://www.acgov.org/board/index.htm>. All documents are archived on the web page for a period of 6 months.

Normally, the Board meets on Tuesdays and their **meeting begins no earlier than 10:30 a.m.** and may begin later, depending on the Closed Session, which normally begins at 9:00 a.m.

Note: Addendum includes the addition of one closed session item

AGENDA INCLUDING ADDENDUM

9:00 A.M.

CALL TO ORDER AND SALUTE TO FLAG

APPROVE MINUTES OF REGULAR MEETING:

TUESDAY, OCTOBER 14, 2008

CLOSED SESSION

CONFERENCE WITH LABOR NEGOTIATORS

Agency Negotiator: Stephen Amano
Employee Organization: Unrepresented Management

Agency Negotiators: Stephen Amano and Keith Fleming
Employee Organization: All Labor Organizations

CONFERENCE WITH LEGAL COUNSEL - POTENTIAL LITIGATION

Initiation of litigation pursuant to Subdivision (c) of Government Code § 54956.9: (Five Cases)

Significant exposure to litigation pursuant to Subdivision (b) of Government Code § 54956.9: (Four Cases)

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Name of Case: Franet v. County of Alameda, et al., United States District Court No. CV 02-3787-MJJ

Name of Case: Whitaker v. California Department of Social Services, et al., Case No. RG 08-414038,
Superior Court, County of Alameda

Name of Case: Sutter v. Macdonald, Case No. RG08-414883, Superior Court, County of Alameda

HEARING

Annual Report of Jail Inmate Medical Quality Assurance

10:30 A.M. - SET MATTERS

1. **CONSENT CALENDAR (See Appendix, Item Numbers 24 – 31)**

10:30 A.M. - REGULAR CALENDAR

COUNTY COUNSEL: REPORT ON ACTION TAKEN IN CLOSED SESSION

BOARD OF SUPERVISORS' REMARKS

AGENDA INCLUDING ADDENDUM

PROCLAMATION/COMMENDATION

2. *Supervisor Lai-Bitker* – Proclaim October 19-25, 2008 as “National Childhood Lead Poisoning Prevention Week”
[Attachment](#)

PUBLIC ASSISTANCE

3. *Social Services Agency* – Approve and authorize the execution of a community-based organization Master Contract No. 900526, Procurement No. 3527 and related exhibits with Sunny Hills Services (Principal: Joe Costa; Location: San Anselmo) to continue Transitional Housing Program Plus services for emancipated foster youth, 10/1/08 – 6/30/09 (\$254,600) – CAO Recommends: Approve
[Attachment](#)

HEALTH CARE SERVICES

4. Approve and authorize the execution of a standard agreement (Contract No. 3482) with Tri-City Homeless Coalition, Contract No. 3482 (Principal: Louis Chicione; Location: Fremont) utilizing fiscal year 2008-2009 Measure A Other Funds by Supervisory District 1 in order to provide mobile health clinic services, 9/1/08 – 8/30/10 (\$62,400) – CAO Recommends: Approve
[Attachment](#)
5. Approve and authorize the execution of a standard agreement (Contract No. 3538) with St. Rose Hospital (Principal: Michael Mahoney; Location: Hayward) utilizing fiscal year 2008-2009 Measure A Other Funds by Supervisory District 2 in order to provide clinical care and administrative oversight at the Silva Pediatric Clinic, 7/1/08 – 6/30/09 (\$100,000) – CAO Recommends: Approve
[Attachment](#)
6. Approve fiscal year 2008-2009 services-as needed contract (Master Contract No. 00008, Procurement No. 3535) with Sunny Hills Services (Principal; Joseph Costa; Location: San Anselmo) to continue providing outpatient mental health services (\$720,021); and authorize the Agency Director to negotiate and sign the contract under the master contract process – CAO Recommends: Approve
[Attachment](#)
7. Approve the following recommendations for the Public Health Department, Community Health Services, Tobacco Control Program:
 - A. Accept the Grant Agreement Amendment #05-45856 A01 from the California Department of Public Health to influence the adoption of multiple local policies to limit exposure to tobacco smoke and to reduce access to tobacco products, 7/1/05 – 6/30/10 (\$586,431);
 - B. Accept the Allocation Agreement #TCS-07-01 from the California Department of Public Health to expend Tobacco Tax funds to promote health policies and educational programs that reduce tobacco consumption, 7/1/08 – 6/30/09 (\$351,417);
 - C. Approve and authorize the execution of the Allocation Agreement and Grant Agreement amendment; and
 - D. Authorize the Auditor-Controller to make the necessary appropriation and revenue adjustments – CAO Recommends: Approve – (4/5 Vote)
[Attachment](#)

AGENDA INCLUDING ADDENDUM

8. Accept the Agreement No. EPO 08-01 from California Department of Public Health for the Centers for Disease Control Base Allocation, Cities Readiness Initiative, Hospital Preparedness Program Allocation and State Grant Fund Pandemic Influenza Allocation, 7/1/08 – 8/9/09 (\$2,358,729); authorize the Health Officer to finalize and execute the Grant Agreement documents; and authorize the execution of the Non-Supplantation Certification Form – CAO Recommends: Approve
[Attachment](#)
9. Approve the following recommendations for the Public Health Department, Office of AIDS Administration:
 - A. Accept the Notice of Grant Award No. IU62PS001198-01 from the Department of Health and Human Services, Centers for Disease Control to reduce and prevent HIV and STD infection among high-risk women and high-risk youth in East Oakland with primary focus on African Americans and Latinos, 7/15/08 – 7/14/09 (\$286,899);
 - B. Approve in principle a contract with Allen Temple (Principal: Verdell Brooks; Location: Oakland) to implement different activities in East Oakland for reducing and preventing HIV and STD infection among high-risk women between the ages of 18-44 and high-risk youth between the ages of 12-24 among African Americans and Latinos; and
 - C. Authorize the Auditor-Controller to increase appropriation and revenue in the amount of \$286,899 – CAO Recommends: Approve – (4/5 Vote)
[Attachment](#)
10. Approve the following recommendations for the Public Health Department, Community Health Services:
 - A. Approve an amendment to Master Contract No. 900163, Procurement No. 3510 with the City of Oakland, Parks and Recreation (Principal: Debra Spaulding; Location: Oakland) to produce a Soda Free Summer digital storytelling project with youth, 10/1/08 – 12/31/08 (\$10,000);
 - B. Authorize spending authority in the amount up to \$50,000 for honorariums for community members, food for clients and other incentive items
– CAO Recommends: Approve
[Attachment](#)

AGENDA INCLUDING ADDENDUM

GENERAL ADMINISTRATION

11. *General Services Agency and Community Development Agency* – Approve the following recommendations for the Community Development Agency Redevelopment and Construction Departments remodel, 224 West Winton, Hayward; Project No. CPP08C6004A00000 and CPP08C6004B00000:
- A. Accept the bid of and award Contract No. 3502 to Grand California Construction and Development Inc. (Principal: Shane Derdak; Location: Pleasanton), \$759,094;
 - B. Approve the encumbrance of an additional \$75,909 as a Supplemental Work Allowance for a total encumbered amount of \$835,003 and authorize the Director of General Services Agency to issue change orders as necessary against the Supplemental Work Allowance;
 - C. Amend the fiscal year 2008-2013 Capital Improvement Plan fund to increase the project budget from \$668,000 to \$1,000,000 (\$332,000 increase) for the HVAC upgrade portion that will be funded by General Services Agency Major Maintenance Capital budget;
 - D. Amend fiscal year 2008-2013 Capital Improvement Plan fund to increase the project budget from \$847,000 to \$1,291,973 (\$444,973 increase) for the tenant improvements that will be funded by the Community Development Agency;
 - E. Authorize the Auditor-Controller to increase fiscal year 2008-2009 appropriations and offsetting revenue by \$444,973 and make the necessary budget adjustments; and
 - F. Authorize the Director of General Services Agency to prepare the proper contract documents and bond forms for completion by the contractor, have said documents reviewed and approved by County Counsel and executed by the Board President
- CAO Recommends: Approve – (4/5 Vote)

[Attachment](#)

Human Resource Services:

12. Second reading and adoption of a Salary Ordinance amendment establishing a new class in the Community Development Agency and approving a footnote in the General Services Agency – CAO Recommends: Approve – **Continued from Tuesday, 10/14/08 (Item #21) for second reading**
[Attachment](#)
13. Second reading and adoption of the annual 2008-09 Salary Ordinance – CAO Recommends: Approve – **Continued from Tuesday, 10/14/08 (Item #22) for second reading**
[Attachment](#)
14. Second reading and adoption of a Salary Ordinance amendment establishing a new class in the Health Care Services Agency and approving a footnote in the Human Resource Services Department – CAO Recommends: Approve – **Continued from Tuesday, 10/14/08 (Item #23) for second reading**
[Attachment](#)
15. *Library* – Authorize the execution of an agreement between the Alameda County Office of Education and Alameda County Library to provide literacy instruction and library services at Buena Vista Education Center and Juvenile Justice Center, 7/1/08 – 6/30/09 (\$46,164) – CAO Recommends: Approve
[Attachment](#)

AGENDA INCLUDING ADDENDUM

PUBLIC WORKS

16. Second reading and adoption of an ordinance amending the Public Works Traffic Code relating to Vehicles and Traffic which include one change in Chapter 1, Article 4, relating to stop intersections, one change to Chapter 1, Article 6, relating to turning regulations, two changes in Chapter 1, Article 7, relating to no parking zones and no stopping zones, three changes to Chapter 1, Article 9, relating to limited parking zones, two changes to Chapter 1, Article 11, relating to passenger loading zones and two changes to Chapter 1, Article 20, relating to disabled persons and veterans parking zones in the Castro Valley, unincorporated Livermore, San Lorenzo and San Leandro areas – CAO Recommends: Approve – **Continued from Tuesday, 10/14/08 (Item #32) for second reading**
[Attachment](#)
17. Adopt a resolution establishing the temporary closure of portions of Mabel Avenue, Redwood Road, Santa Maria Avenue and Wilson Avenue in Castro Valley, on Friday, 10/24/08, during the Castro Valley High School parade – CAO Recommends: Approve
[Attachment](#)
18. Adopt a resolution establishing the temporary closure of portions of Paseo Del Campo, Paseo Grande, Via Arriba, Via Conejo, Via Del Sol, Via Largavista, Via Media, Via Olinda, Via Paro and Via Pinale in San Lorenzo, on Saturday, 10/25/08, during the San Lorenzo Homeowners Association parade – CAO Recommends: Approve
[Attachment](#)
19. Adopt a resolution to authorize the purchase of a 347 square foot parcel of real property No. 36011 and a 719 square foot temporary construction easement No. 36011-A, expiring 12/31/10 from a property located in San Lorenzo, Eden Township, owned by Casmir Jatczak and Diane Jatczak for \$37,000 plus costs of reconveyances, escrow fees and title insurance for the Lewelling/East Lewelling Boulevard Improvement Project; authorize, draw and deliver warrants; authorize the recordation of a Grant Deed dated 8/13/08; and declare the parcel of real property a part of the County System of Highways – CAO Recommends: Approve
[Attachment](#)

FLOOD CONTROL

20. Approve and authorize the Auditor-Controller to draw a direct claim warrant in the amount of \$106,215 for a deposit payable to the Alameda County Water District for the relocation of a portion of 12-inch asbestos cement water main in conjunction with Alameda County Flood Control and Water Conservation District's improvement at the Zone 5, Line F-1 Filbert Street crossing, and upon completion pay any additional costs as deemed necessary and approved by the Alameda County Water District – CAO Recommends: Approve
[Attachment](#)
21. *Zone 7* – Adopt a resolution granting an easement to Pacific Gas and Electric Company and Pacific Bell Telephone Company dba AT&T California for a joint pole line along Lake I, No. 70116A and crossing Line G, No. 70116B, Arroyo Mocho in Pleasanton; and authorize the execution of the easement deed – CAO Recommends: Approve
[Attachment](#)

AGENDA INCLUDING ADDENDUM

10:30 A.M. - SET MATTERS

GENERAL ADMINISTRATION

22. *County Administrator* – Public hearing for the issuance of the \$7,000,000 Industrial Development Bond for the Grant Avenue Partners and its successors and assigns (Golden West Paper Converting Corporation, the User) in accordance with the Internal Revenue Code of 1986, as amended; and adopt the approving resolution
[Attachment](#)
23. *Community Development Agency* – **VARIANCE, V-12117, JOE/RONALD SILVA** – Appeal of Joseph and Ronald Silva from the decision of the West Board of Zoning Adjustments to deny an application to allow construction of an attached addition with a five foot side yard where 10 feet is required, in an R-S-SU (Suburban Residential, Secondary Unit) District, located at 339 Medford Avenue, approximately 220 feet east of Lowell Avenue, and 300 feet west of Haviland Avenue, unincorporated Cherryland area of Alameda County, designated Assessor's Parcel Number: 429-0014-010-00.
Board of Zoning Adjustments (West): Deny the project.
Planning Staff recommendation: Uphold the WBZA's decision and deny the variance – **Continued from Tuesday, 10/14/08 (Item #4 Planning)**
[Attachment](#)

PUBLIC INPUT (TIME LIMIT: 3 MINUTES PER SPEAKER)

ADJOURNMENT

NEXT MEETINGS:	OCTOBER 28, 2008	BOARD RETREAT
	NOVEMBER 4, 2008	REGULAR MEETING AND PLANNING MEETING
	NOVEMBER 11, 2008	CANCELLED – HOLIDAY
	NOVEMBER 18, 2008	REGULAR MEETING
	NOVEMBER 25, 2008	BOARD RETREAT

AGENDA INCLUDING ADDENDUM

APPENDIX

CONSENT CALENDAR - ITEM NUMBERS 24-31

(ANY BOARD MEMBER MAY PULL ANY CONSENT ITEM FOR DISCUSSION OR SEPARATE VOTE)

PUBLIC ASSISTANCE

24. *Social Services Agency* –Approve an amendment to community-based organization Master Contract No. 900138, Procurement No. 3015 with Tri-City Homeless Coalition Inc. (Principal: Louis Chicoine; Location: Fremont) for continued delivery of CalWORKs Work Experience/Community Services, extending the term from 10/31/08 to 6/30/09, increasing the amount from \$54,750 to \$200,750 (\$146,000 increase) with authority to renew for up to two additional fiscal years through 6/30/11; and authorize the Agency Director to execute the master contract amendments
[Attachment](#)

HEALTH CARE SERVICES

25. Approve the following Master Contract amendments with community-based organizations for the Public Health Department, Office of AIDS Administration:
- A. AIDS Alliance (Principal: Peggy Bush; Location: Oakland), Master Contract No. 900305, to allow more people living with HIV/AIDS in northern Alameda County to continue accessing health care, psychosocial support services and nutrition services, 3/1/08 – 2/28/09, increasing the amount from \$274,659 to \$279,659 (\$5,000 increase);
 - B. Alameda Health Consortium (Principal: Ralph Silber; Location: Oakland), Master Contract No. 900148, Procurement No. 4596 to provide free or low cost confidential oral health services to low income clients and medically indigent HIV positive individuals living in Alameda County, 3/1/08 – 2/28/09, increasing the amount from \$105,933 to \$123,038 (\$17,105 increase);
 - C. East Bay AIDS Center (Principal: Warren Kirk; Location: Berkeley), Master Contract No. 900232, Procurement No. 3511 to provide comprehensive HIV/AIDS primary health care, 10/1/08 – 2/28/09 (\$18,500);
 - D. West Oakland Health Council (Principal: Robert Cooper; Location: Oakland), Master Contract No. 900105, Procurement No. 3512 to provide substance abuse services, 10/1/08 – 2/28/09 (\$8,000); and
 - E. Authorize the Agency Director to sign the Master Contract Exhibit A & B amendments
[Attachment](#)
26. Approve an augmentation to Master Contract No. 900053, Procurement No. 3202 with Asian Community Mental Health Services (Principal: John Fong; Location: Oakland) for intern stipends to provide linguistically and culturally accessible services to mentally ill children and adults, 7/1/08 – 6/30/09 increasing the amount from \$3,223,361 to \$3,228,361 (\$5,000 increase)
[Attachment](#)
27. Approve an amendment to Master Contract 900460, Procurement No. 3491 with The Institute for the Advanced Study of Black Family Life and Culture, Inc. (Principal: Dr. Wade Nobles; Location: Oakland) to continue to develop a Human Development and Transformation Curriculum to be used with youth at Camp Sweeney, 10/1/08 – 9/30/09 (\$53,976)
[Attachment](#)

AGENDA INCLUDING ADDENDUM

GENERAL ADMINISTRATION

28. *Clerk, Board of Supervisors* – Approve the recommendations of the Legal Assessment Hearing Officer on claims for excess proceeds from the property tax sales of 2006 and 2007; and direct the Auditor-Controller to distribute the excess proceeds to the following claimants:
- A. Edson Camacho, President c/o Hercules Enterprises, Parcel No. 41-4148-21
 - B. Global Discoveries; Cynthia Summerville; and Robert Green, Parcel No. 5-370-4-3
 - C. Earl T. Brown, Parcel No. 77-573-46
 - D. John E. Gregory; Julia Gregory Rodgers, Janet Gregory McCarroll; and John Gregory, Jr., Parcel No. 8-677-19
- [Attachment](#)
29. *County Counsel* – Authorize the Purchasing Agent to execute a second amendment to Purchase Order Contract No. 197 with Becky L. Taylor (Location: Oakland) for providing continued services as consultant, extending the term from 10/31/08 to 1/31/09, and increasing the amount from \$50,000 to \$75,000 (\$25,000 increase)
- [Attachment](#)
30. *Treasurer-Tax Collector* – Receive the Report of Receipts and Disbursements for August 31, 2008
- [Attachment](#)
31. *County Administrator* – Adopt a resolution reauthorizing the County Counsel and the County Administrator’s Director of Risk Management to settle claims of up to \$50,000 pursuant to Government Code Section 935.4
- [Attachment](#)

END OF CONSENT

OUT-OF-STATE TRAVEL

Library – Circulation Supervisor I – “Ohio Library Council’s Innovative Environments Conference” – Columbus, Ohio, 11/4/08 – 11/7/08 (\$1,300)

[Attachment](#)

Sheriff – 2 Deputy Sheriffs – Federal Bureau of Investigation’s Sexually Violent Crimes: The Body as Evidence Seminar – Fairfax, Virginia, 11/09/08 – 11/12/08 (\$2,359.65 each)

[Attachment](#)

Social Services Agency – Assistant Agency Director – “IBM Information on Demand Conference” – Las Vegas, Nevada, 10/26/08 – 10/31/08 (\$1,400)

[Attachment](#)

County Administrator – Director, East Bay Economic Development Alliance – Proposal Workshop – Establishing Urban Universities as Anchor Institutions – Cincinnati, Ohio, 11/2/08 – 11/3/08 (\$1,283)

[Attachment](#)

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