

# SUMMARY ACTION MINUTES



## BOARD OF SUPERVISORS

### Regular Meeting

Tuesday, March 25, 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.*

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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](http://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: Agenda includes the addition of 2 regular items #6A and 8A

**SUMMARY ACTION MINUTES**

**9:00 A.M.**

**CALL TO ORDER AND SALUTE TO FLAG**

**APPROVE MINUTES OF REGULAR MEETING:**

**TUESDAY, MARCH 18, 2008**

**CLOSED SESSION**

**CONFERENCE WITH LABOR NEGOTIATORS**

Employee Organization:	Unrepresented Management
Agency Negotiators:	Stephen Amano and Keith Fleming
Employee Organization:	All Labor Organizations
Agency Negotiators:	Stephen Amano and Keith Fleming
Employee Organization:	International Federation of Professional and Technical Engineers, Civil Engineers Management Unit

**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)

**10:30 A.M. - SET MATTERS**

1. **CONSENT CALENDAR (See Appendix, Item Numbers 15 – 25)**  
2541 3 **Approved as recommended**  
X

**10:30 A.M. - REGULAR CALENDAR**

**COUNTY COUNSEL: REPORT ON ACTION TAKEN IN CLOSED SESSION**

**None**

**BOARD OF SUPERVISORS' REMARKS**

**None**

## SUMMARY ACTION MINUTES

### PUBLIC ASSISTANCE

2. *Social Services Agency* – Approve and authorize the General Services Agency to enter into contract negotiations with the owners of the Eastmont Towne Center for the purpose of acquiring an additional 25,000 square feet of space adjacent to the Eastmont Self Sufficiency Center; and approve an appropriation and revenue increase of \$1,260,112 to the fiscal year 2007-2008 Agency budget to fund the one time project costs – **Continued from Tuesday, 3/18/08 (Item #6)**

[Attachment](#)

2451 3 **Approved as recommended**

X

**FILE 23184  
R-2008-102F**

### HEALTH CARE SERVICES

3. Proclaim the week of May 18 – 24, 2008 as “Emergency Medical Services Week” and approve the expenditure of \$5,000 from the Emergency Medical Services budget to cover the cost during the week’s celebration – **Continued from Tuesday, 3/18/08 (Item #2)**

[Attachment](#)

2541 3 **Approved as recommended**

X

**FILE 23190**

4. Authorize the Director of Behavioral Health Care Services Department to execute a Services-as-Needed Contract (Master Contract No: 000001, Procurement Contract No. 2609) with Star View Adolescent Center, Inc. (Principal: Kent Dunlap; Location: Torrance) to provide day treatment, therapeutic behavioral services, crisis intervention, medication support and other outpatient services to Alameda County youth – CAO Recommends: Approve

[Attachment](#)

24513 **Approved as recommended**

X

**FILE 23221  
C-000001  
C-2609**

5. Approve the following to support expansion of mental health services to severely emotionally disturbed and severely mentally ill Medi-Cal eligible youth:

A. Increase funding for Services-as-Needed contracts from \$3,513,776 to \$4,113,776 (\$600,000 increase); and

B. Approve and authorize the Auditor-Controller to make necessary budget adjustments

– CAO Recommends: Approve – (4/5 Vote)

[Attachment](#)

24513 **Approved as recommended**

X

**FILE 23222  
R-2008-101F**

6. Approve a standard agreement (Procurement Contract No. 2599) with the Foundation for Osteoporosis Research and Education (Principal: Kathleen Cody; Location: Oakland), utilizing District 3 Measure A Other funds to provide senior osteoporosis screening services, 3/15/08 – 3/14/11 (\$10,500) – CAO Recommends: Approve

[Attachment](#)

24513 **Approved as recommended**

X

**FILE 23223  
C-2599**

## SUMMARY ACTION MINUTES

- 6A. *General Service Administration and Department of Child Support Services* – Authorize the Director, General Services Agency to negotiate and the President of the Board to sign a 10-year full-service lease document for approximately 67,680 square feet of office space for the Department of Child Support Services, located at 5669 Gibraltar Drive, Pleasanton with the Hacienda Portfolio Venture, LLC; the full-service lease rate for the first year shall not exceed \$2.05 per square foot, per month, the monthly rent will be \$138,744; and the deal points of the pending lease includes 6 months free rent, with no fiscal year 2007-08 rental cost, fiscal year 2008-09 rental cost is estimated to be \$832,464 – CAO Recommends: Approve [Attachment](#)
- 24513 **Approved as recommended** FILE 22224  
X

### GENERAL ADMINISTRATION

7. *Human Resource Services* - Second reading and adoption of a salary ordinance amendment revising the salary ranges for two job classes with salary administration criteria in the General Services Agency and adoption of two Sideletters of Agreement, one with Teamsters Local 856 and one with the Alameda County Management Employees Association regarding medical insurance co-payments – CAO Recommends: Approve – **Continued from Tuesday, 3/18/08 (Item #23) for second reading** [Attachment](#)
- 24513 **Read title, waived reading of ordinance in its entirety and adopted O-2008-14** FILE 23171  
X O-2008-14
- 7A. *Community Development Agency* – Authorize and approve the revised Joint Exercise of Powers Agreement establishing the Livermore Amador Valley Transit Authority – CAO Recommends: Approve [Attachment](#)
- 24513 FILE 23225  
X C-2008-34
8. *County Administrator* – Second reading and adoption of an ordinance amending the County of Alameda General Ordinance Code, Title 3 – Business Licenses and Regulations, to add Chapter 3.17, which implements the provisions of the Digital Infrastructure and Video Competition Act of 2006, codified in California Public Utilities Code Section 5800 et. seq. - **Continued from Tuesday, 3/18/08 (Item #23A) for second reading** [Attachment](#)
- 24513 **Read title, waived reading of ordinance in its entirety and adopted O-2008-15** FILE 23171  
X O-2008-15
- 8A. *County Administrator, General Service Administration and Treasurer-Tax Collector* – Authorize the Purchasing Agent to negotiate and the President of the Board of Supervisors to sign an amendment to Master Contract No. 900330, Procurement No. 1001 with Hinderliter, de Llamas & Associates (Principal: Lloyd de Llamas; Location: Diamond Bar, CA) to provide tax audit and consulting services required by the County Administrator’s Office for an additional eight months, 4/1/08 – 11/30/08, increasing the contract from \$600,000 to \$752,857 (\$152,857 increase) [Attachment](#)
- 24513 FILE 23226  
X C-900330  
C-1001

## SUMMARY ACTION MINUTES

### PUBLIC WORKS

9. Approve and authorize the Agency Director to execute an agreement with the Bay Area Air Quality Management District to receive a \$59,500 grant to be used for construction of bicycle lanes along East Lewelling Boulevard, between Hesperian Boulevard and Meekland Avenue – CAO Recommends:

Approve

[Attachment](#)

24513

X

FILE 23027

### FLOOD CONTROL

10. Approve and authorize the Auditor-Controller to draw a direct claim warrant in the amount of \$70,600.00 for a deposit payable to Alameda County Water District for the relocation of a portion of an eight-inch water line in conjunction with Alameda County Flood Control and Water Conservation District's improvement at the zone 5, Line F-1 Cherry Street crossing improvement project – CAO Recommends:

Approve

[Attachment](#)

24513

X

FILE 23227

## 11:00 A.M. - SET MATTERS

### PROCLAMATIONS/COMMENDATIONS

*Supervisor Carson:*

11. Commend former Superintendent Gail Uilkema and the Lantern Projects for the local, national and international contributions for our youth

[Attachment](#)

**Presented**

FILE 22966

12. Proclamation for March 2008 as Women's History Month and Commendation for Alameda County's 15th Annual Women's Hall of Fame

[Attachment](#)

**Presented**

FILE 22966

13. Commend McClymonds High School Warriors Boys Basketball Team for their success

[Attachment](#)

**Presented**

FILE 22966

- 13A. Commend Berkeley High Schools Girls Basketball Team for their success

[Attachment](#)

**Presented**

FILE 22966

## SUMMARY ACTION MINUTES

### GENERAL ADMINISTRATION

14. *Community Development Agency* – Appeal of Mark Cohen of the Planning Commission’s decision to modify conditions of approval for the Conditional Use Permit of the Altamont Motorsports Park (C-5720), in lieu of outright revocation, per the hearing held on January 22, 2008

**Planning Staff Recommendation:** Uphold the Planning Commission’s decision not to revoke the permit; and affirm the modifications to conditions of approval adopted by the Planning Commission and incorporate further clarifications and modifications to the conditions of approval as determined appropriate by the Board

[Attachment](#)

- 1245 3 The Board approved the following recommendations to allow the applicant to continue **FILE 22446**  
X operation of the facility pursuant to the terms and conditions of Permit C-5720 (Z-8382), **R-2008-115**  
subject to the following limitations and additional or modified conditions:

- **Allow private security to patrol at night and during events with RVs in lieu of previously required sheriff presence;**
- **Overnight RVs are permitted, subject to previous conditions imposed, for a maximum of two weekends;**
- **Exterior lights out on RVs at 11:00 pm;**
- **No spectators or racing participants on the Altamont Motorsports Park premises before 7:30 am and no racing engine activity before 9:30 am;**
- **Vendors are allowed to arrive one day prior to the event to set up;**
- **All activity, racing, clean up and exiting the premises will be concluded by 7 pm in April and September, 8:00 pm in May, June, July and August and 6 pm in October, this means the Altamont Motorsports Park will be shut down before sunset in every racing month.**
- **86db at 100' from the edge of the track with the reading taken from the center of the track pointing the meter at the start finish line; it is very important that the reading be taken from the center of the track and not outside it; if a car fails to meet this reading it is removed from the track and is not allowed to compete;**
- **83db at the property line; it is very important that this is monitored throughout the entire race program, not just early in the program when just one car is on the track; most every track is monitoring the property line nearest the track;**
- **Event/racing days remain at 28 as proposed by the Planning Commission but this includes all practices, races and other events on the track; the only exceptions to this would be the Act Real Behind the Wheel program and 5 days additional are approved to work with University programs;**
- **No alcohol or drugs are permitted in the pit area-zero tolerance; any competitor, including race team members caught with alcohol or illegal drugs in the pit area will be suspended for one year from the time of the violation; all drug activity will be reported to the proper law enforcement authorities;**
- **Environmental Health Department, Sheriff’s Department and Community Development Agency Zoning Enforcement can use escalating fines for each documented violation starting at \$500, then \$1000, \$1500 and \$2000 of the BOS action, that are not being followed by the Altamont Motorsports Park, until compliance is met;**
- **The permit is concluded on October 15, 2008.**

**SUMMARY ACTION MINUTES**

**PUBLIC INPUT (TIME LIMIT: 3 MINUTES PER SPEAKER)**

**None**

**ADJOURNED**

**SUMMARY ACTION MINUTES**

**APPENDIX**

**CONSENT CALENDAR - ITEM NUMBERS 15 - 25**

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

**2541 3 Approved as recommended**

**X**

**HEALTH CARE SERVICES**

15. Approve master contract augmentations (Master Contract No. 900136, Procurement No. 1715) with Mental Health Association of Alameda County (Principal: Stephen Bischoff; Location: Oakland) increasing fiscal year 2007-2008 funding from \$1,187,914 to \$1,331,156 (\$143,242 increase)
- A. \$24,250 (one-time only) for providing temporary consumer & family assistance line services on behalf of Behavioral Health Care Services;
  - B. \$118,992 (on-going) for adding two full-time patients' rights advocates to the Certification Review Hearing Representation program; and
  - C. Authorize the Director of Behavioral Health Care Services to negotiate and execute contract exhibits

[Attachment](#)

**2541 3**

**X**

**FILE 23228**

**C-900136**

**C-1715**

16. Approve Procurement Contract No. 2590 with Integrated Medical Associates of Alameda County (Principal: Uchenna A. Okoronkwo II, M.D. Location: East Oakland) to continue to provide outpatient primary medical care to patients referred by the Alameda County Medical Center and the Alameda County Behavioral Health Care Services, 3/1/08 – 2/28/09 (\$168,710)

[Attachment](#)

**2541 3**

**X**

**FILE 23229**

**C-2590**

17. Approve and authorize additional funds in the amount of \$2,345.27 for the annual HIV/AIDS Community Awards Ceremony and reception held at the Clarion Suites Lake Merritt Hotel in Oakland on January 24, 2008

[Attachment](#)

**2541 3**

**X**

**FILE 23230**

18. Approve the use of county funds in the amount of \$1,000 to sponsor a School of Public Health, University of California, Berkeley event scheduled for April 24 – 25, 2008

[Attachment](#)

**2541 3**

**X**

**FILE 23230**

19. Approve and authorize execution of the following agreements with Public Health Department, Public Health Nursing to provide clinical experience and direct on-site supervision in Public Health Nursing to students of the Bachelor of Science Nursing program:

- A. University of California, San Francisco, School of Nursing (Location: San Francisco) for the period 4/1/08 – 3/13/13; and
- B. California State University, East Bay School of Nursing (Location: Hayward) for the period 3/1/08 – 2/28/13; and

[Attachment](#)

**2541 3**

**X**

**FILE 23231**

**C-2008-32**

**SUMMARY ACTION MINUTES**

**C-2008-33**

- 20. Approve the following contract agreements to Ryan White Part A and Part B contracts with community-based organizations and non-community-based organizations for the Public Health Department, Office of AIDS Administration and Division of Communicable Disease Control and Prevention
  - A. Approve Master Contract amendments to 20 CBO contracts to allocate Ryan White Part A funding in the amount of \$3,430,051 for 3/1/08 – 2/28/09;
  - B. Approve a contract allocation renewal of Ryan White Part A funds with Contra Costa County, Master Contract No. 900386, to provide HIV/AIDS care and treatment, 3/1/08 - 2/28/09 (\$1,188,009);
  - C. Approve Master Contract amendments to 2 CBO contracts to allocate Ryan White Part B funding for 4/1/08 – 3/31/09 (\$449,387);
  - D. Approve a contract allocation renewal with Contra Costa County, Master Contract No. 900286, to allocate Ryan White Part B funds to provide HIV/AIDS care and treatment, 4/1/08 – 3/31/09 (\$213,678);
  - E. Approve Master Contract amendments to 6 CBO contracts to reallocate (a) State HIV Education & Prevention and (b) HIV Testing funding, 7/1/07 – 6/30/08, from \$401,417 to \$412,207 (\$10,790 increase);
  - F. Approve amendment to (Master Contract No. 900263, Procurement No. 2617) with Volunteers of America Bay Area (Principal: John Bailey, Location: Oakland) to identify high risk clients and provide HIV education and risk reduction information, 7/1/07 – 6/30/08 (\$7,000)
  - G. Approve amendment to (Master Contract No. 900159, Procurement No. 2616) with Oakland Children's Hospital, Children's Hospital Research Center (CHRCO) (Principal: Frank Tiedemann, Location: Oakland, CA) to provide Sexually Transmitted Disease (STD) screening to all females and symptomatic male, booked into Juvenile Hall, 7/1/07 – 6/30/08 (\$25,000); and
  - H. Authorize the Director of Behavioral Health Care Services to sign the master contract amendments [Attachment](#)

2541 3  
X

**FILE 23232**  
**C-900386**  
**C-900286**  
**C-900263**  
**C-2617**  
**C-900159**  
**C-2616**

**GENERAL ADMINISTRATION**

- 21. *Community Development Agency* – Approve and authorize the execution of the following contract amendments with Design, Community & Environment (Principal: David Early; Location Berkeley) to extend the terms from 3/31/08 to 3/31/09 and increase the amounts for professional planning services to complete the Alameda County Eden Area General Plan Update, and the Eden Area General Plan Environmental Impact Report:
  - A. Contract No. 737 for the completion of the Eden Area General Plan Update, increasing the amount from \$382,822 to \$423,582 (\$40,760 increase); and
  - B. Contract No. 1099 for the completion of the Eden Area General Plan Environmental Impact Report, increasing the amount from \$150,000 to \$164,314 (\$14,314 increase); and
  - C. Authorize and direct the Director of the Community Development Agency to take all actions necessary to implement the contracts, including execution of contract amendments with no monetary value and that do not materially alter the scope of services

[Attachment](#)

2541 3  
X

**FILE 23233**  
**C-737**  
**C-1099**

## SUMMARY ACTION MINUTES

22. *Housing Authority* – Approve the 2008 Conflict of Interest Code  
[Attachment](#)

2541 3  
X

FILE 23234

### FLOOD CONTROL

23. Approve project; adopt a resolution to accept and approve the plans and specifications and authorize the Clerk of the Board to advertise for restoration of Line C, from Line A to East 14<sup>th</sup> Street in San Lorenzo, Alameda County, Zone 2 Project, Specification No. FC2-187  
[Attachment](#)

2541 3  
X

FILE 23235  
R-2008-103

### PERSONNEL, ADMINISTRATION AND LEGISLATION (PAL) BOARD COMMITTEE

24. PAL Board Committee Recommends: Approve legislation issues referred to the full Board of Supervisors
- A. AB 1909 (Hayashi): Energy: Power Plant Certification  
Recommendation: Support

[Attachment](#)

2541 3  
X

FILE 22964

### BOARDS AND COMMISSIONS

25. *Workforce Investment Board:*

- A. Reappoint Guy Bryant to the Workforce Investment Board Youth Policy Council, term ending 4/4/10

[Attachment](#)

- B. Reappoint the following to the Workforce Investment Board, terms ending 3/31/10

- |                       |                      |
|-----------------------|----------------------|
| 1. Kenneth Baker      | 13. Daniel Kennerk   |
| 2. Yolanda Baldovinos | 14. Bruce Kern       |
| 3. Bob Brewer         | 15. Steve Lee        |
| 4. Guy Bryant         | 16. Helen Meyer      |
| 5. Winston Burton     | 17. Jose Padilla     |
| 6. Ken Crosswell      | 18. James Paxson     |
| 7. Matt Gardner       | 19. Scott Raty       |
| 8. Martha Giggelman   | 20. Laurie Robertson |
| 9. Joyce Harris       | 21. Luke Sims        |
| 10. Dave Johnson      | 22. Octobere Vance   |
| 11. Tamara Johnson    | 23. Dan Walters      |
| 12. Jerry Keating     | 24. Theresa Woo      |

[Attachment](#)

2541 3  
X

FILE 22962

END OF CONSENT

## SUMMARY ACTION MINUTES

### OUT-OF-STATE TRAVEL

#### *Fire Department:*

Fire Chief – “Emergency Medical Services Leadership Academy” – Las Vegas, Nevada, 4/19/08 – 4/19/08 (\$100)

[Attachment](#)

Deputy Fire Chief – National Fire Protection Association - Las Vegas, Nevada, 6/1/08 – 6/15/08 (\$1,900)

[Attachment](#)

Deputy Fire Chief – “2008 National Wildland/Urban Interface Fire Education Conference” – Backyards and Beyond – Tampa, Florida, 11/6/08 – 11/7/08 (\$1,000)

[Attachment](#)

Firefighter – Task Force Communications Specialist Course – Frederick, Maryland, 4/6/08 – 4/13/08 (\$2,204.63)

[Attachment](#)

*General Services Agency* – Building Equipment Maintenance Worker, AERCO Factory Boiler training, Northvale, New Jersey, 3/24/08 – 3/27/08 (\$400)

[Attachment](#)

*Health Care Services Agency* – County Administrator, Health Care Agency Director and Assistant Agency Director – Integrated Services in Schools – Planning and Implementing Communities – Albuquerque, New Mexico, 4/15/08 – 4/16/08 (\$800 each)

[Attachment](#)

#### Sheriff:

Sergeant – “Domestic Cannabis Eradication/Suppression Program National Training Conference” – Seattle, Washington, 4/8/08 – 4/11/08 (\$1,215.14)

[Attachment](#)

Undersheriff – “National Urban Area Security Initiative Conference 2008” – Charlotte, North Carolina, 4/19/08 – 4/24/08 (\$1,941.28)

[Attachment](#)

3 Deputy Sheriff – Talon Robot Operations and Maintenance – Boston, Massachusetts, 4/21/08 – 4/25/08 (\$1,207.16 each)

[Attachment](#)

Assistant Sheriff and Lieutenant – Meeting with British Aerospace Systems and Blackwater USA – Jacksonville, Florida and Moyock, North Carolina, 3/9/08 – 3/12/08 (\$1,012.16 each)

[Attachment](#)

Criminalist – National Firearms Examiner Academy – Ammendale, Maryland, 3/16/08 – 3/29/08 (No Cost)

[Attachment](#)

2541 3

X

FILE 22963

File #22931

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