



BOARD OF SUPERVISORS

Regular Meeting

Tuesday, January 8, 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.

9:00 A.M.

CALL TO ORDER AND SALUTE TO FLAG

APPROVE MINUTES OF SPECIAL MEETING:	TUESDAY, OCTOBER 30, 2007
SPECIAL MEETING:	TUESDAY, DECEMBER 11, 2007
REGULAR MEETING:	TUESDAY, DECEMBER 18, 2007

CLOSED SESSION

CONFERENCE WITH LABOR NEGOTIATORS

Agency Negotiators:	Stephen Amano and Diana Doughtie
Employee Organization:	Union of American Physicians & Dentists
Agency Negotiators:	Stephen Amano and Glen Berkheimer
Employee Organization:	Civil Engineers Management Unit
Agency Negotiators:	Stephen Amano and Keith Fleming
Employee Organization:	All Labor Organizations
Employee Organization:	Unrepresented Management

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 22 – 44)**

10:30 A.M. - REGULAR CALENDAR

COUNTY COUNSEL: REPORT ON ACTION TAKEN IN CLOSED SESSION

BOARD OF SUPERVISORS' REMARKS

PROCLAMATION/COMMENDATION

2. *President Haggerty* – Proclaim January 2008 as “National Blood Donor Month”

HEALTH CARE SERVICES

3. Accept Federal Grant No. PS 07-768 for the Public Health Department from the California Department of Public Health for the implementation of HIV Rapid Testing, 10/1/07 – 9/30/10 (\$472,560 annually); authorize the Auditor-Controller to make necessary budget adjustments; and approve a waiver of the policy that all indirect cost must be reimbursed to the County and use the County's indirect cost in the amount of \$18,742 as in-kind match allowed by the grantor – CAO Recommends: Approve – (4/5 Vote)
4. Accept the State of California Department of Health Care Services allocation of \$8,794,170 for California Children Services, Administration/Medi-Cal Program to assure eligible California children will receive quality medical, dental and support services across all provider settings, 7/1/07 – 6/30/08 (\$8,794,170); authorize pay unit changes; and authorize the Auditor-Controller to make necessary budget adjustments – CAO Recommends: Approve – (4/5 Vote)
5. Approve and authorize the execution of a Contract No. 2421 to continue to reimburse the City of Berkeley for the provision of vector control services, 7/1/07 – 6/30/08 (\$320,636) – CAO Recommends: Approve
6. Approve Master Contract No. 900101, Procurement No. 2436 with St. Mary's Center (Principal: Carol Johnson; Location: Oakland) to provide mental health and related services to homeless older adults and St. Mary's emergency winter shelter and/or homeless project, 12/1/07 – 6/30/08 (\$120,625); and authorize the Director of Behavioral Health Care Services to execute the contract exhibits – CAO Recommends: Approve

GENERAL ADMINISTRATION

Community Development Agency:

7. Adopt a resolution to approve the following for the Mortgage Credit Certificate Program:
 - A. Approve the continuation of the Mortgage Credit Certificate Program in cooperation with various cities in Alameda County;
 - B. Authorize the Agency Director to continue to take all steps necessary to implement the Mortgage Credit Certificate Program;
 - C. Authorize an application to the California Debt Limit Allocation Committee for an allocation issuance of Mortgage Credit Certificates;
 - D. Authorize the deposit of funds received from the Mortgage Credit Certificate Program to make such application; and
 - E. Authorize the receipt of fees from the participating cities for payment of a portion of the costs of administration– CAO Recommends: Approve
8. Authorize the execution of Contract No. 2396 with the Tides Center (Principal: Farnaz Golshani; Location: San Francisco) as fiscal sponsor of EveryOne Home (Principal: Elaine de Coligny; Location San Leandro) to provide services related to the implementation of EveryOne Home, the plan to end homelessness in Alameda County, 1/1/08 – 6/30/09 (\$225,019.32) – CAO Recommends: Approve
9. *General Services Agency* – Authorize the Agency Director to negotiate and sign Procurement Contract No. 2369 with National Automobile Club (Principal: William P. Sousa, Jr.; Location: Foster City) to provide roadside assistance services required by the General Services Agency Motor Vehicle Division, 1/10/08 – 1/9/11 (\$68,250) – CAO Recommends: Approve

Human Resource Services:

10. First reading and introduction of an ordinance amending appendix A of the December 31, 2006 – December 25, 2010 Memorandum of Understanding with the Northern California Public Sector Region Local 1021 of the Service Employees International Union, CTW establishing three new classes in the Auditor-Controller’s Agency – CAO Recommends: Approve
11. Second reading and adoption of a salary ordinance amendment increasing salaries for District Attorney Inspectors and Public Defender Investigators, ACMEA Probation Managers, unrepresented SEIU related classes, unrepresented managers, and certain ACMEA General Government and Confidential Unit classes, and a footnote increasing vacation sellback amounts for unrepresented managers for 2007-2008 and 2008-2009 – **Continued from Tuesday, 12/18/07 (Item # 33) for second reading**
- 11A. *County Administrator* – Approve the following for the Highland Hospital Acute Care Tower Seismic Replacement Project:
 - A. Adopt a policy to designate certain discretionary revenues to the Highland Hospital Acute Care Tower Seismic Replacement Project during the anticipated construction period of fiscal year 2007-2008 through fiscal year 2017-2018;
 - B. Authorize the Auditor-Controller to deposit those discretionary revenues identified in this letter and approved by the Board in a designation to be used to finance the mandated Highland Hospital Acute Care Tower Seismic Replacement Project;
 - C. Appoint the following firms as members of the finance team for the development of a tax-exempt commercial paper borrowing program in support of this project:
 - i. Financial Advisor: Public Resources Advisory Group (Principal: Edmund Soong; Location: Los Angeles);
 - ii. Bond Counsel: Nixon Peabody LLP (Principal: Richard Jones; Location: Los Angeles);
 - iii. Disclosure Counsel: Lofton & Jennings (Principal: William Lofton; Location: San Francisco); and
 - D. Adopt a resolution to authorize the reimbursement of the County from the proceeds of future borrowings for costs incurred in association with the Highland Hospital Acute Care Tower Seismic Replacement Project
12. *County Administrator and General Services Agency* – Authorize the Purchasing Agent to negotiate and sign master contracts for workers’ compensation third party administration services provided to the Risk Management Unit:
 - A. Sedgwick Claims Management Services, Inc., formerly Octagon Risk Services, Contract No. 900253, Procurement No. 809 (Principal: Steven E. Penman; Location: Oakland), extending the term from 1/1/08 to 4/30/08, and increasing the amount from \$13,037,194 to \$13,877,817 (\$840,623 increase); and
 - B. Southern California Risk Management Associates, Inc., Contract No. 900340 (Principal: Jody Gray; Location: Upland), 5/1/08 – 4/30/11 with an option to renew for two additional one-year terms by mutual agreement (\$8,106,529)– **Continued from Tuesday, 12/18/07 (Item #34A)**

PUBLIC PROTECTION

13. *Fire* – Approve the following for the provision of management and oversight of the Alameda County Regional Emergency Communications Center:
- A. Approve and authorize the Fire Chief to sign Amendment 6 to the Alameda County Emergency Dispatch Consortium Mutual Aid Agreement to assume responsibility of the administration and operation of the Alameda County Regional Emergency Communications Center, effective 1/20/08;
 - B. Approve the addition of 33 full-time equivalent funded Fire dispatch positions: 1 Fire Dispatch Manager, 4 Fire Dispatch Supervisors; 1 Fire Information Analyst; 1 Fire Geographic Systems Analyst, 20 Fire Dispatchers, 4 Dispatcher Trainees, 1 Fire Specialist Clerk, 1 Emergency Medical Services Quality Manager, and 198 pay units to the Alameda County Regional Emergency Communications Center for fiscal year 2007-08, effective 1/20/08;
 - C. Authorize necessary budget adjustments;
 - D. Approve and authorize the execution of Modification No. 1 to subcontract no. B526570 with Lawrence Livermore National Security, LLC to include emergency medical response to Lawrence Livermore National Laboratory; and
 - E. Approve and authorize the execution of the Department of Energy National Nuclear Security Administration License for Non-Federal Use of Property to provide use of the facilities and premises at the Lawrence Livermore National Laboratory for the purpose of emergency dispatch services
- CAO Recommends: Approve – (4/5 Vote)

Sheriff:

14. Second reading and adoption of an ordinance to amend Chapter 6.104 of the Alameda County General Ordinance Code relating to the Alcoholic Beverage Sale Regulations; and approve a resolution which reduces the annual fee per alcoholic beverage sales establishment from \$1,200 to \$800 – **Continued from Tuesday, 12/18/07 (Item # 40) for second reading**
15. Authorize the Sheriff to sign a contract with the Commission Peace Officer Standards of Training, a State agency, in which the Alameda County Sheriff’s Office will agree to provide assistance in developing a Basic Course Vehicle Operations Skills Test, 1/1/08 – 6/30/08 (\$12,786) – CAO Recommends: Approve
16. *Sheriff and General Services Agency* – Authorize the Purchasing Agent to negotiate and sign Master Contract No. 900378 with Red Cloud Incorporated (Principal: Mike Lekson; Location: Emeryville) to provide and install a 800 MHz amplification system at Santa Rita Jail, 1/14/08 – 1/13/09 (\$250,000) – CAO Recommends: Approve

PUBLIC WORKS

17. First reading and introduction of an ordinance amending the Alameda County Public Works Traffic Code relating to Vehicles and Traffic, which include one change to Chapter 1, Article 4, relating to Stop Intersections, one change to Chapter 1, Article 9, relating to Limited Parking, and one change to Chapter 1, Article 20, relating to Disabled Persons and Veterans Parking Zones in the Castro Valley and Livermore Areas – CAO Recommends: Approve
18. Second reading and adoption of an ordinance amending Alameda County Public Works Traffic Code relating to Vehicles and Traffic, which include two changes to Chapter 1, Article 20, relating to Disabled Persons and Veterans Parking Zones, one change to Chapter 1, Article 21, relating to No Parking Zones-For Street Sweeping Only, and one change to Chapter 1, Article 9, relating to Limited Parking Zones in Ashland, Hayward, San Leandro and Castro Valley areas – **Continued from Tuesday, 12/18/07 (Item # 42) for second reading**

19. *Public Works Agency and General Services Agency* – Authorize the Purchasing Agent to negotiate and sign Master Contract No. 900335 with West Coast Arborist, Inc. (Principal: Patrick O. Mahoney; Location: Anaheim) to provide tree trimming and removal, 2/1/08 – 1/31/11 (\$451,708) and by mutual agreement allows for an option to renew for two additional one-year terms – CAO Recommends: Approve

11:00 A.M. - SET MATTERS

HEALTH CARE SERVICES

20. Conduct a public hearing to approve a fee of \$20 for issuing a Still Birth Certificate in accordance to Senate Bill 850 and \$5 for issuing a Non-Contagious/Contagious Disease Body Letter to be collected by the Public Health Department, beginning 1/1/08

GENERAL ADMINISTRATION

21. *Community Development Agency* –Public hearing (TEFRA) for the issuance in the maximum amount of \$27,000,000 to finance the acquisition and rehabilitation of Ashland Village by Ashland Village Apartments, LP, an affiliate of Eden Housing (the developer) in unincorporated Alameda County; adopt the approving resolution; and adopt a resolution inducing the developer to proceed with the project and authorizing an application to the California Debt Limit Allocation Committee for private activity bond volume cap for the bonds
22. *County Administrator* – Public hearing (TEFRA) for the issuance in the maximum amount of \$135,000,000 relating to State of California tax exempt revenue bonds to be issued through the Association of Bay Area Governments Finance Authority for Nonprofit Corporations for Acacia Creek, a Masonic Senior Living Community at Union City; and adopt an approving resolution

PUBLIC INPUT (TIME LIMIT: 3 MINUTES PER SPEAKER)

ADJOURNMENT

NEXT MEETINGS:	JANUARY 15, 2008	REGULAR CALENDAR
	JANUARY 22, 2008	CANCELED

APPENDIX

CONSENT CALENDAR - ITEM NUMBERS 23 - 44

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

PUBLIC ASSISTANCE

Social Services Agency:

23. Approve and authorize the execution of Amendment No. 01 to Alternative Payment Contract No. CAPP-7000 with the California Department of Education for child care and development services, 7/1/07 – 6/30/08, increasing the contract award from \$1,048,610 to \$1,106,745 (\$58,135 increase); approve necessary budget adjustments; and authorize the Agency Director to sign and execute the contracts under the master contract process for the following Resource and Referral and Alternative Payment contractors:
- A. 4C's of Alameda County, Master Contract No. 900164, Procurement No. 1975 (Principal: Renee Herzfeld; Location: Hayward), increasing the amount from \$166,881 to \$176,183 (\$9,302 increase);
 - B. Bananas, Inc., Master Contract No. 900153, Procurement No. 1974 (Principal: JoEllen Spencer; Location: Oakland), increasing the amount from \$556,861 to \$587,672 (\$30,811 increase);
 - C. Child Care Links, Master Contract No. 900158, Procurement No. 1973 (Principal: Carol Thompson; Location: Pleasanton), increasing the amount from \$166,881 to \$176,183 (\$9,302 increase);
 - D. Berkeley-Albany Licensed Day Care Operators' Association, Inc., Master Contract No. 900383, Procurement No. 1971 (Principal: Nancy Williams; Location: Berkeley) increasing the amount from \$9,838 to \$12,861 (\$3,023 increase); and
 - E. Davis Street Community Center, Master Contract No. 900086, Procurement No. 1968 (Principal: Rose Johnson; Location: San Leandro), increasing the amount from \$58,054 to \$63,751 (\$5,697 increase)
24. Approve and authorize the execution of a second amendment to standard agreement (Procurement No. 1048) with Fred Finch Youth Center (Principal: John Steinfurst; Location Oakland) to finalize funding application and development plans necessary for the implementation of the planned transitional housing service complex for foster youth Emancipation Village, extending the term from 1/15/08 to 6/30/08, with no change in contract amount

HEALTH CARE SERVICES

25. Approve an amendment to Master Contract No. 900153 with Banana's Inc., DBA Family Resources Network (Principal: Kate Warren; Location: Oakland) to provide parent liaison activities under the California Children Services program, 7/1/07 – 6/30/08, increasing the amount from \$37,132 to \$47,000 (\$9,868 increase)
26. Approve and authorize the execution of two Affiliation Agreements between the Public Health Department, Public Health Nursing and Holy Names University, 1/1/08 – 12/31/08 and Pacific Union College, 1/1/08 – 12/31/09 to continue to provide clinical experience and direct on-site supervision within Public Health Nursing to students in the Bachelor of Science Nursing program

27. Approve and authorize the extension of the Public Benefits Fund for the Public Health Department, Healthy Emotional Life Perinatal Program to 3/31/08; authorize the Auditor-Controller to make necessary budget adjustments and approve an amendment to Master Contract No. 900066 with GOALS for Women, Inc. (Principal: Gwen Wilson; Location: Oakland) to improve pregnancy outcomes, 7/1/07 – 3/31/08 (\$20,000) – (4/5 Vote)
28. Receive a report on continuing existence of a local state of emergency in Alameda County relative to the transmission of HIV, Hepatitis C and other blood borne pathogens through the use of contaminated needles
29. *Health Care Services Agency and General Services Agency* – Authorize the Purchasing Agent to negotiate and sign an amendment to extend Master Contract No. 900396 with OCB Cooperative, Inc., DBA Alameda County Patient Services (Principal: Jeff W. Jones; Location: Oakland) to provide identification cards for the Medical Marijuana Identification Card Program as set forth in the California Health and Safety Code, Sections 11362.7 through 11362.83, extending the term from 2/1/08 to 6/30/09, with no change in the contract amount

GENERAL ADMINISTRATION

30. *Auditor-Controller* – Accept the 2006-07 redevelopment project property tax increment payment report
General Services Agency:
31. Accept the work of Primetech, Inc. as complete, Contract No. 2247 (Principal: Chizoma Onyems; Location: Auburn) for the exploratory utility service excavation on the Highland Hospital Campus, Project No. CPP05C204300000 (\$60,577); and direct the Clerk of the Board to have the Notice of Completion and resulting minute order recorded in the official record
32. Authorize the transfer of \$420,000 within the Building Maintenance Department Internal Services Fund from discretionary services for energy project loan payments; and authorize the Auditor-Controller to make necessary budget adjustments – (4/5 Vote)
- Human Resource Services:*
33. Approve classification actions taken by the Civil Service Commission on 12/5/07
34. Approve the classification actions taken by the Civil Service Commission on 12/19/07
35. Authorize the acceptance of a grant from the CPS Resource Services and the International Personnel Management Association to Human Resource Services Department in the amount of \$25,000 for the Alameda County Manager Development Program: Building Future Manager Competencies in Alameda County; and approve related budget adjustments – CAO Recommends: Approve – (4/5 Vote)
- Registrar of Voters:*
36. Adopt a resolution requesting the Registrar of Voters to conduct the general municipal election for the City of Piedmont to be held on 3/4/08; and authorize and direct the Registrar of Voters to bill the actual costs to the City of Piedmont for conducting their election on Tuesday, 3/4/08

37. Approve the following facilities for use as Distribution Centers on 2/1/08 – 2/3/08:
- A. Fairmont Hospital, General Services Agency Printing Services, 15800 Foothill Boulevard, San Leandro;
 - B. Public Works Operations Building, Santa Rita, 4825 Gleason Drive, Dublin;
 - C. Alameda County Offices, Lobby, 224 W. Winton Avenue, Hayward; and
 - D. Direct the Building Superintendent to provide access to said buildings on 2/1/08, 3:00 p.m. – 8:00 p.m.; 2/2/08, 8:30 a.m. – 5:00 p.m.; and 2/3/08, 8:30a.m. – 3:00 p.m.

PUBLIC PROTECTION

38. *Sheriff* – Review the status regarding the local emergency proclaimed by the Sheriff/Director of Civil Defense and Disaster on 11/15/07 in Alameda County due to the collision of the Cosco Busan with the Bay Bridge

PUBLIC WORKS

39. Approve the project, adopt the resolution to accept and approve the plans and specification and authorize the Clerk of the Board to advertise for bids for storm damage repair project on Norris Canyon Road at MM 0.30 in the unincorporated area of Alameda County by contract, Specification No. 2045
40. Adopt a resolution to accept and authorize recordation of the Grant Deed dated 10/29/07, from Albert John Plute and Gail Lee Plute conveying to the County 3,000 square feet of real property located on West Sunset Boulevard in the unincorporated area of Eden Township to conform West Sunset Boulevard to its future width line; and declare the parcel of real property hereby acquired part of the County System of Highways
41. Approve and authorize the execution of Modification No. 2 of agreement C-2004-554 with URS Corporation (Principal: Louis Armstrong; Location: Oakland) to include scope of work for hazardous soil removal in the Lewelling/East Lewelling Boulevard Improvement Project, with no change in the contract term, increasing the amount from \$780,000 to \$980,000 (\$200,000 increase)
42. Approve the project, adopt the resolution to accept and approve the plans and specification and authorize the Clerk of Board to advertise for bids for the repair of damaged and displaced sections of curbs, gutters and sidewalks in Eden Township, Specification No. 2094

BOARDS AND COMMISSIONS

President Haggerty:

43. Reappoint Christine Steiner to the Housing Authority of Alameda County Housing Commission, term ending 12/31/11
44. Appoint John D. White, Jr. to the Hayward Veterans Building Commission, term ending 1/8/11

END OF CONSENT

OUT-OF-STATE TRAVEL

Library – Librarian II – “American Library Association Mid-Winter Conference”- Philadelphia, Pennsylvania, 1/10/08 – 1/14/08 (No County Cost)

Fire – Deputy Fire Chief – Urban Search and Rescue Task Force Logistics Specialist Course and Pre-Report of Position National Fire Protection Association Technical Committee meeting – San Antonio, Texas, 2/6/08 – 2/10/08 (\$1,650)

General Services Agency – Energy Program Manager – California General Services Association Winter Meeting: Energy Group – Las Vegas, Nevada, 1/24/08 – 1/25/08 (\$800)

Health Care Services Agency – Administrative Specialist II – Transforming Outcomes Data into Management Information training – Tucson, Arizona, 1/27/08 – 1/29/08 (\$1,300)

Probation – Deputy Probation Officer III – American Probation and Parole Association 2008 Winter Training Institute – Phoenix, Arizona, 2/10/08 – 2/13/08 (\$1,400)

Sheriff:

Sergeant – “American Correctional Association 2008 Winter Conference” – Grapevine, Texas, 1/10/08 – 1/16/08 (\$1,885)

Captain – Americans for Effective Law Enforcement Workshop on Jail and Prisoner Legal Issues seminar – Las Vegas, Nevada, 1/13/08 – 1/16/08 (\$1,613)

Undersheriff and Interim Executive Director of East Bay Regional Communication System – “National Conference of Mayors” – Washington, D.C., 1/20/08 – 1/23/08 (\$1,384 each)

2 Fingerprint Technicians – Courtroom Testimony Techniques: Success Instead of Survival training – Burien, Washington, 1/27/08 – 1/29/08 (\$1,112.08 each)

Fingerprint Technician – Courtroom Testimony Techniques: Success Instead of Survival training – Burien, Washington, 1/27/08 – 1/29/08 (\$1,222.04)

Criminalist – American Academy of Forensic Sciences Annual meeting – Washington, D.C., 2/17/08 – 2/23/08 (\$2,780)

File #
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