

# **BOARD OF SUPERVISORS**

Regular Meeting <u>Tuesday, April 8, 2008</u>

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

> SUSAN S. MURANISHI COUNTY ADMINISTRATOR

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

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 <u>not</u> on the agenda, please wait until the President calls for public input at the end of the Regular Calendar. <u>NOTE:</u> 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 <u>two-week</u> 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 <u>two</u> 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 meeting dates on the Board's as 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 one regular item #11A

# 9:00 A.M.

## CALL TO ORDER AND SALUTE TO FLAG

APPROVE MINUTES OF REGULAR MEETING: TUESDAY, MARCH 25, 2008
PLANNING MEETING: TUESDAY, FEBRUARY 5, 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: Public Defender Chapter, International Federation of Professional and

**Technical Engineers** 

## 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: Jee Kim, et al. v. County of Alameda, et al., United States District Court, Case No: C07-01281 WHA

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

1. CONSENT CALENDAR (See Appendix, Item Numbers 24 – 42)

# 10:30 A.M. - REGULAR CALENDAR

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

## **BOARD OF SUPERVISORS' REMARKS**

## PROCLAMATIONS/COMMENDATIONS

- 2. Supervisor Miley Proclaim April 13-19, 2008 as "National Library Week 2008" Attachment
- 3. *County Administrator* Proclaim May 5-11, 2008 as "Public Service Recognition Week" <u>Attachment</u>

## **PUBLIC ASSISTANCE**

Social Services Agency:

- 4. Approve the award recommendation resulting from the fiscal year 2007-2008 Request for Quote for job readiness/life skills curriculum and assessment tools for Welfare to Work and General Assistance clients; and authorize the execution of a new standard agreement with JIST Publishing, Procurement No. 2381 (Principal: Steve Van Thournout; Location: Indianapolis, Indiana) for the purchase of training and assessment materials to be utilized for the Social Services Agency fiscal year 2007-2008 CalWORKs and General Assistance Job Club activities, 4/1/08 6/30/10 (\$296,640.10) CAO Recommends: Approve Attachment
- 5. Approve and authorize the Auditor-Controller to issue a one-time only payment to Hill and Company Communications (Principal: James Hill; Location: Oakland) for services rendered from April 2007 through November 2007 for the provisions of completing the Agency Strategic Plan (\$57,307) CAO Recommends: Approve

  Attachment

## SITTING AS THE IN-HOME SUPPORT SERVICES PUBLIC AUTHORITY

Social Services Agency:

- 6. Approve the stipend of \$25 to Public Authority Advisory Board Members for participation in official Board meetings, with a monthly maximum of three meetings or \$75 per month CAO Recommends: Approve

  Attachment
- 7. Accept a grant of \$9,000 from the National Institute for Occupational Safety and Health to develop, distribute and evaluate a health and safety checklist for use by In-Home Support Services consumers and homecare workers; and authorize the necessary budget adjustments CAO Recommends: Approve (4/5 Vote)

  Attachment

## **HEALTH CARE SERVICES**

8. Approve a standard agreement (Procurement Contract No. 2625) with Kring Design Studio (Principal: Bryan Kring; Location: Oakland) to provide Measure A report development and graphic design services, 4/1/08 - 9/30/08 (\$16,000) – CAO Recommends: Approve Attachment

9. Approve and authorize the execution of a standard agreement (Procurement Contract #2567) between the Public Health Department, Office of AIDS Administration and WOW Productions, Inc. (Principal: La Trina Reed; Location: Oakland) to conduct HIV/AIDS 101 workshops for youth in Alameda County, 3/1/08 – 6/30/08 (\$50,000) – CAO Recommends: Approve Attachment

## **GENERAL ADMINISTRATION**

Community Development Agency:

- 10. Approve and authorize the execution of Contract No. 2624 with Geostage, Inc. (Principal: Howard Foster; Location: Berkeley) to revise the Alameda County Williamson Act Program, 4/8/08 4/8/09 (\$90,000) CAO Recommends: Approve Attachment
- Approve and authorize the Agency Director to implement activities related to co-hosting the South Alameda County Green Building Developer Expo, The Green Advantage a Builder and Developer Forum, including authorization to pay vendors and participants for activities relating to this event (\$5,000) CAO Recommends: Approve Attachment
- Approve and authorize the execution of Contract No. 2651 with Jones & Stokes Associates, Inc. (Principal: David Zippin; Location: Oakland) to initiate the Altamont Pass Wind Resources Area Natural Community Conservation Plan and Habitat Conservation Plan preparation process, 4/8/08 8/15/08 (\$53,640) CAO Recommends: Approve

  Attachment
- 12. General Services Agency Authorize the Agency to advertise for the bid for the utility relocation and demolition of the Old Juvenile Hall Facility, 2200 Fairmont Drive, San Leandro, Project No. CPP08C801600000; approve to apply an Enhanced Construction Outreach Program; and authorize the Agency Director to receive bids for this project and to present a summary of the bid results and an award recommendation to the Board CAO Recommends: Approve Attachment
- 13. Human Resource Services First reading and introduction of a salary ordinance amendment establishing one new class in the Library Department with salary administration criteria, amending a footnote in the Health Care Services Agency and adding a footnote in the Child Support Services Department CAO Recommends: Approve

  Attachment
- 14. *County Administrator* Authorize the execution of an agreement (Procurement No. 2649) with David Donn Consulting, Inc. (Principal: David A. Donn; Location: San Francisco) for workers' compensation managed care vendor selection and performance monitoring and evaluation consulting services, 4/8/08 12/31/11, in an amount not to exceed \$75,000, plus approximately 24% of estimated medical claim savings of \$2,000,000 generated through his services over a three-year period, for an estimated performance fee of \$480,000, with an option to renew for an additional two-year term; and approve a two-year extension of the Small Local and Emerging Business waiver

  Attachment

- 14A. County Administrator and General Services Agency Authorize the Purchasing Agent to negotiate and sign an amendment to Master Contract No. 900253 and Procurement No. 809, with Sedgwick Claims Management Services, Inc., formerly Octagon Risk Services (Principal: Steven E. Penman; Location: Oakland) for workers' compensation third party administration services provided to the Risk Management Unit, extending the term from 5/1/08 to 12/31/08, and increasing the amount from \$13,877,817 to \$15,559,064 (\$1,681,247 increase) Attachment
- 15. Redevelopment Agency and Public Works Agency Approve and authorize the execution of a Public Improvement Agreement between the Redevelopment Agency and the Public Works Agency for the implementation of the Hesperian Boulevard Streetscape Project Phase I (\$4,591,635); and adopt and approve a resolution making the findings required under Health and Safety Code Section 33445 that: (a) construction of the Project is of benefit to the Eden Area Redevelopment Project; (b) no other reasonable means of financing the majority of the public improvement is available to the community; and (c) the Agency's contribution to the cost of the public improvement will assist in the elimination of one or more blighting conditions in the Project Area CAO Recommends: Approve Attachment

## SITTING AS THE REDEVELOPMENT AGENCY

16. Redevelopment Agency – Approve and authorize the execution of the Public Improvement Agreement between the Alameda County Redevelopment Agency and Public Works Agency Project for the implementation of the Hesperian Boulevard Streetscape Project Phase I (\$4,591,635) – CAO Recommends: Approve

Attachment

#### **PUBLIC PROTECTION**

17. *Probation* – Authorize the Purchasing Agent to modify a purchase order with P.C. Professional (Principal: Danny Crumpton; Location: Oakland) to provide database application support, increasing the amount from \$24,960 to \$91,780 (\$66,820 increase); and authorize the execution of a contract (Contract No. 2422), with no change in the term – CAO Recommends: Approve Attachment

Sheriff:

- 18. Approve a contract (Contract No. 2630) with Collaborating Agencies Responding to Disaster (Principal: Ana-Marie Jones; Location: Oakland) to provide disaster preparedness training for community-based organizations, 9/1/07 7/31/08 (\$68,000) CAO Recommends: Approve Attachment
- 18A. Approve the appropriation of \$50,000 from the unincorporated area trust fund to fund the East 14<sup>th</sup>/Ashland Covert Camera Project CAO Recommends: Approve <a href="https://doi.org/10.1007/journal.com/">Attachment</a>

- 19. *Sheriff and General Services Agency* Approve the following recommendations for use of Citizen's Option for Public Safety funding:
  - A. Ford Crown Victoria to Dodge Charger conversion (\$27,297);
  - B. Replacement of aging command staff vehicles (\$33,540);
  - C. Vehicle emergency equipment (\$79,163);
  - D. Chevy Tahoe for the Public Informational Officer (\$37,225); and
  - E. Authorize the Auditor-Controller to make the necessary budget adjustments
  - CAO Recommends: Approve (4/5 Vote)

**Attachment** 

## **PUBLIC WORKS**

20. Approve and authorize the Agency Director to execute an agreement with the Alameda County Congestion Management Agency to receive reimbursement of up to \$150,000 for the construction of Class II bicycle lanes along Wente Street between Marina Avenue and Concannon Boulevard, unincorporated Livermore – CAO Recommends: Approve Attachment

## FLOOD CONTROL

21. Authorize the Auditor-Controller to increase appropriations by \$460,000 in Flood Control Zone 12, Other Charges with a corresponding appropriation decrease in Discretionary Services and Supplies for the purchase of property right-of-way for Peralta Creek Line F Restoration and Quarry Pond Line B-1 Projects – CAO Recommends: Approve – (4/5 Vote)

Attachment

# <u>11:00 A.M. - SET MATTERS</u>

## **BOARD OF SUPERVISORS' APPRECIATION PROGRAM**

22. Supervisor Steele – Youth SCORE (Special Consideration of Real Effort) – Presentation to recognize current and/or former Foster Youth

#### **HEALTH CARE SERVICES**

23. Public hearing to adopt a resolution approving a fee of \$20 for issuing of Certificate of Still Birth by the Alameda County Public Health Department, effective 5/1/08

Attachment

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

## **ADJOURNMENT**

**NEXT MEETINGS: APRIL 15, 2008** CANCELED

APRIL 22, 2008 REGULAR CALENDAR

APRIL 29, 2008 CANCELED

MAY 6, 2008 BOARD RETREAT

MAY 13, 2008 REGULAR CALENDAR AND

PLANNING MEETING

MAY 20, 2008 REGULAR CALENDAR

#### **APPENDIX**

## **CONSENT CALENDAR - ITEM NUMBERS 24 - 42**

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

# **HEALTH CARE SERVICES**

- 24. Approve and authorize the execution of a standard agreement amendment (Contract No. 949) with Trilogy Integrated Resources, LLC (Principal: Bruce Bronzan; Location: San Rafael) to continue to provide Network of Care website maintenance services, extending the term from 3/31/08 to 6/30/09, and increasing the amount from \$31,500 to \$70,875 (\$39,375 increase)

  Attachment
- 25. 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 <a href="Attachment">Attachment</a>
- 26. Approve master contract augmentations to provide mental health services to CalWORKs recipients, 7/1/07 6/30/08 (\$216,491) and authorize the Director of Behavioral health Care Services to sign and execute revised contract exhibits:
  - A. Asian Community Mental Health, Master Contract No. 900053 and Procurement No. 033 (Principal: John Fong; Location: Oakland), increasing the amount from \$114,837 to \$199,918 (\$85,081 increase);
  - B. Family Paths, Inc., Master Contract No. 900113 and Procurement No. 104 (Principal: Marcella Reeves; Location: Oakland), increasing the amount from \$219,874 to \$222,163 (\$2,289 increase);
  - C. Family Service Counseling and Resource Center, Master Contract No. 900032 and Procurement No. 738 (Principal: Phyllis Pasternak; Location: San Leandro), increasing the amount from \$85,591 to \$111,781 (\$26,190 increase)
  - D. Brighter Beginnings, Master Contract No. 900128 and Procurement No. 528 (Principal: Barbara McCoullough; Location: Oakland), increasing the amount from \$237,766 to \$340,697 (\$102,931 increase)

## Attachment

27. Health Care Services Agency and General Services Agency – Authorize the Purchasing Agent to negotiate and sign a contract extension to Master Contract No. 900255 with Philip Transportation & Remediation, Inc. (Principal: Morris Azose; Location: Benicia) for household hazardous waste disposal services, extending the term from 4/14/08 to 10/13/08, and increasing the amount from \$6,045,682 to \$6,645,682 (\$600,000 increase)

Attachment

### **GENERAL ADMINISTRATION**

General Services Agency:

- 28. Accept the work of MC Construction Services, Inc., Contract No. 1682 (Principal: Mark McCarter; Location: Livermore) for Phase 2 of the Lakeside Waterproofing Project, 1401 Lakeside Drive, Oakland, Project No. CPM05N500200000 (\$305,518); and direct the Clerk of the Board to have said Notice of Completion and resulting minute order recorded <a href="https://doi.org/10.1001/journal.org/">https://doi.org/10.1001/journal.org/</a>
- 29. Accept the work of California Hazardous Services, Inc., Contract No. 2012 (Principal: Belinda Bain; Location: Santa Ana) for the replacement of the emergency generator fuel tank project at the Hayward Hall of Justice, 24405 Amador Street, Hayward, Project No. CPH08H701700000 (\$114,353); and direct the Clerk of the Board to have said Notice of Completion and resulting minute order recorded <a href="https://doi.org/10.1001/journal.com/">https://doi.org/10.1001/journal.com/</a>
- 30. Authorize the Purchasing Agent to negotiate and sign a time-only amendment to Master Contract 900371, with Avaya, Inc. (Principal: Peggy Crespin; Location: Pasadena) to provide Avaya telecommunications equipment, installation and support services to the Communications Department, 4/1/08 9/30/08, with no change in the contract amount Attachment

#### Human Resource Services:

- 31. Approve the classification actions taken by the Civil Service Commission on 3/12/08

  Attachment
- 32. Approve the classification actions taken by the Civil Service Commission on 3/26/08
  Attachment
- 33. Registrar of Voters Authorize the consolidation of local elections with the June 3, 2008 Primary Election as requested by the following governing bodies: County of Alameda, Cities of: Hayward, Oakland, San Leandro and Union City, Union Sanitary District, Zone 7 Flood Control District, Alameda Unified School District and Hayward Unified School District; direct the Registrar of Voters to certify the results of these elections to the appropriate governing bodies and to collect from each consolidating jurisdiction its consolidation rate and actual related cost in conducting its local election

  Attachment

### Treasurer-Tax Collector:

- 34. Approve the Investment Report for February 2008
  Attachment
- 35. Receive the Report of Receipts and Disbursements for February 29, 2008

  Attachment

## **PUBLIC PROTECTION**

36. District Attorney – Adopt a resolution to execute and submit a grant award agreement in response to the California Department of Insurance Request-for-Applications for the 2008-2009 Investigation and Prosecution of Workers' Compensation Insurance Fraud and Automobile Insurance Fraud; and designate and authorize the District Attorney to submit a Request-for-Applications response and execute a Grant Award Agreement Attachment

# **PUBLIC WORKS**

37. Public Works Agency and General Services Agency – Authorize the Purchasing Agent to negotiate and sign a contract extension to Master Contract No. 900374 with Robertson Trucking, Inc. (Principal: Paul Konieczka; Location: Fremont) to provide trucking services, extending the term from 3/31/08 to 3/31/10, and increasing the amount from \$797,592 to \$1,176,768 (\$379,176 increase)

Attachment

## FLOOD CONTROL

38. Approve the project, adopt the resolution to accept and approve the plans and specifications and authorize the Clerk of the Board to advertise for bids for the restoration of Line F, Peralta Creek between 36<sup>th</sup> Avenue and Bridge Avenue in Oakland, Zone No. 12 Project, Specification No. FC12-174

Attachment

### **BOARDS AND COMMISSIONS**

39. *President Haggerty* – Appoint Rosie Rios to the Alameda County Employee Retirement Association, term ending 12/31/08

Attachment

Supervisor Miley:

- 40. Reappoint Kenneth Carbone to the Castro Valley Redevelopment Citizens Advisory Committee, term ending 8/5/11
  - Attachment
- 41. Reappoint Dave Sadoff to the Parks, Recreation and Historical Commission, term ending 1/1/11 Attachment
- 42. Reappoint Floyd Huen to the Alameda County Medical Center Board of Trustees, term ending 4/30/10
  Attachment

#### **END OF CONSENT**

## **OUT-OF-STATE TRAVEL**

*Community Development Agency* – Agency Director, Surplus Property Authority Director and Planning Director – "American Planning Association 100<sup>th</sup> National Planning Conference" – Las Vegas, Nevada, 4/26/08 – 5/1/08 (\$2,100 each)

Attachment

Fire Department:

Fire Chief – "2008 Department of Energy/Contractor Fire Safety Conference" – Baltimore, Maryland, 4/29/08 – 4/30/08 (\$850)

Attachment

Deputy Fire Chief – "2008 Department of Energy/Contractor Fire Safety Conference" – Gaithersburg, Maryland, 4/29/08 – 5/1/08 (\$1,114)

Attachment

Deputy Fire Chief – "Emergency Management Special Interest Group Conference" – Reston, Virginia, 5/5/08 – 5/7/08 (\$1,099)

Attachment

Fire Chief – "Emergency Management Special Interest Group Conference" – Reston, Virginia, 5/6/08 – 5/7/08 (\$850)

**Attachment** 

Deputy Fire Chief – National Fire Protection Association Technical Forest and Rural Meeting – Gaithersburg, Maryland, 5/12/08 - 5/15/08 (\$1,200)

Attachment

Emergency Medical Services Coordinator – "Zoll Data Systems Summit Users Conference 2008" – Westminster, Colorado, 5/12/08 – 5/16/08 (\$1,249)

**Attachment** 

Graphical Information System Analyst – "Experience the Power of Intergraph Conference" – Las Vegas, Nevada, 6/2/08 - 6/5/08 (\$2,295)

Attachment

Dispatcher – 27<sup>th</sup> Annual National Emergency Number Association 9-1-1 Conference and Trade Show – Tampa, Florida, 6/8/08 – 6/14/08 (\$2,095)

Attachment

Deputy Fire Chief – National Fire Protection Association 1/1141 Task Group Meeting – Quincy, Massachusetts, 7/8/08 - 7/9/08 (\$749)

**Attachment** 

Dispatch Supervisor and Dispatcher – Association of Public Safety Communications Officials 74<sup>th</sup> Annual Conference and Exposition – Kansas City, Missouri, 8/2/08 – 8/7/08 (\$1,249 each) <u>Attachment</u>

General Services Agency – Child Care Coordinator – Children's Defense Fund, Emerging Leaders Project (Advanced Training Program on Child Advocacy) – Washington, D.C., 4/24/08 – 4/26/08 (\$300) <u>Attachment</u>

Health Care Services Agency – Health Service Consultant/Fatherhood Coordinator – "Addressing Health Disparities and Inequities as Social Justice Issue for Men, Women and Their Families Conference" – Atlanta, Georgia, 4/8/08 – 4/11/08 (\$1,135)

Attachment

*Human Resource Services* – Training and Organizational Development Director, Conference Center – "2008 City and County Performance Summit Conference" – Las Vegas, Nevada, 4/21/08 – 4/23/08 (\$2,575)

Attachment

*Public Works Agency* – Contract Compliance Officer – "American Contract Compliance National Training Institute Conference" – Portland, Oregon, 8/26/08 – 8/31/08 (\$1,990)

Attachment

Sheriff:

Lieutenant – Federal Bureau of Investigations National Academy training – Washington, D.C., 3/29/08 – 6/6/08 (\$2,915)

Attachment

Sergeant – Public Information Officer Boot Camp – Las Vegas, Nevada, 5/2/08 – 5/11/08 (\$1,733.37)

**Attachment** 

2 Deputy Sheriffs – Explosive Detection Canine Workshop – Dallas, Texas, 5/4/08 – 5/8/08 (\$1,355 each)

**Attachment** 

2 Deputy Sheriffs – Operation Jetway Training – Reno, Nevada, 5/19/08 – 5/22/08 (\$413.33 each) Attachment

Lieutenant, Sergeant, Deputy Sheriff and Sheriff's Technician – "Correctional Accreditation Manager's Association Conference" – Mackinac Island, Michigan, 5/30/08 – 6/3/08 (\$1,556 each) <u>Attachment</u>

Sergeant and Deputy Sheriff – "National Association of Extradition Officials 44<sup>th</sup> Annual Training Conference" – Scottsdale, Arizona, 6/21/08 – 6/25/08 (\$1,545.12 each)
Attachment

Social Services Agency:

Assistant Agency Director and Division Director – "The 2008 National Convening on Youth Permanence Conference" – Washington, D.C., 4/30/08 – 5/2/08 (\$1,500 each)

<u>Attachment</u>

Interim Agency Director – "The 2008 National Convening on Youth Permanence Conference" – Washington, D.C., 5/1/08 - 5/2/08 (\$275) <u>Attachment</u>

County Administrator – Assistant County Administrator – National Forum for Black Public Administrators 2008 – Little Rock, Arkansas, 4/18/08 – 4/24/08 (\$2,000)

<u>Attachment</u>

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