

SUMMARY ACTION MINUTES



BOARD OF SUPERVISORS

Regular Meeting

Tuesday, September 16, 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.

SUMMARY ACTION MINUTES

9:00 A.M.

CALL TO ORDER AND SALUTE TO FLAG

5231 4 APPROVED MINUTES OF REGULAR MEETING: TUESDAY, SEPTEMBER 9, 2008
X

CLOSED SESSION

CONFERENCE WITH LABOR NEGOTIATORS

Agency Negotiators: Stephen Amano and Keith Fleming
Alameda County Management Employees Association – General
Government and Confidential Units

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: Watkins, et. al. v. County of Alameda, et. al., Alameda County Superior Court No.
RG08391409

PUBLIC EMPLOYEE RECRUITMENT

Director, Human Resource Services

Director, Social Services Agency

SUMMARY ACTION MINUTES

10:30 A.M. - SET MATTERS

1. **CONSENT CALENDAR (See Appendix, Item Numbers 21 – 37)**
32451 **Approved as recommended**

10:30 A.M. - REGULAR CALENDAR

COUNTY COUNSEL: REPORT ON ACTION TAKEN IN CLOSED SESSION

The Board authorized the filing of an appeal in the case of Watkins, et. al. v. County of Alameda, et. al., Alameda County Superior Court No. RG08391409

BOARD OF SUPERVISORS' REMARKS

Supervisor Lai-Bitker encouraged employee participation in the heart walk on Thursday, September 25, 2008.

President Haggerty traveled to Washington, D.C. to provide a report to the National Association of Counties in relation to Transportation for the upcoming year.

The County Administrator provided a budget update.

PROCLAMATIONS/COMMENDATIONS

2. Withdrawn

PUBLIC ASSISTANCE

3. *Social Services Agency and Probation Department* – Approve the following:
- A. Adopt a resolution to waive the Small Local Emerging Business and First Source policies and approve and authorize the execution of a new standard services agreement (Procurement Contract No. 3319) with IBM (Principal: Sam Palmisano; Location: Sacramento) to provide data warehouse and business intelligence technologies, 9/15/08 – 6/30/09 (\$1,351,286.89);
 - B. Create and fund a project position in the Children and Family Services Department and fund an existing vacant position in the Probation Department to coordinate reporting and evaluation activities relating to the Title IV-E Child Welfare Waiver;
 - C. Accept an additional \$2,482,804 in grant funds to be distributed quarterly through 12/31/12 to support the data warehouse project and 2.0 positions; and
 - D. Authorize the Auditor-Controller to make the necessary budget adjustments
– CAO Recommends: Approve – (4/5 Vote)

[Attachment](#)

Continued to a future date

FILE 23906

SUMMARY ACTION MINUTES

SITTING AS THE IN-HOME SUPPORT SERVICES PUBLIC AUTHORITY

4. *Social Services Agency* – Approve and authorize the execution of a Standard Agreement (Procurement Contract No. 3337) with the Alameda Alliance Joint Powers Authority (Principal: Ingrid Lamirault; Location: Alameda) for the continuation of health care services for the Public Authority for In-Home Support Services workers, 10/1/08 – 6/30/09, in the amount of \$8,500,000; with authority to renew the contract for two additional fiscal years, in the amount of \$10,325,000 for 7/1/09 – 6/30/10; and \$3,000,000 for 7/1/10 – 9/30/10 – CAO Recommends: Approve

[Attachment](#)

32451 Approved as recommended

FILE 23607
C-3337

HEALTH CARE SERVICES

5. Approve and authorize execution of Master Contract No. 900522 with Youth ALIVE! (Principal: Deane Calhoun; Location: Oakland) to expand an existing violent injuries prevention program at Alameda County Medical Center and offer hospital-based peer intervention, mentoring and case management services, 9/10/08 – 6/30/09 (\$213,835); and authorize the Board to sign the Master Contract Exhibits A & B – CAO Recommends: Approve

[Attachment](#)

32451 Approved as recommended

FILE 23608
C-900522

6. Authorize the following for primary care services:
- A. Authorize the Health Care Services Agency to contract with the Bay Area Consortium for Quality Health Care, Inc. (Principal: Gwendolyn Rowe-Lee Sykes; Location: Berkeley) to provide primary care services to indigent patients, 7/1/08 – 11/30/08 (\$348,904);
 - B. Authorize the Health Care Services Agency to develop and release a Request for Proposal for the selection of a primary care provider to serve indigent patients residing in the downtown corridor areas of Oakland/Berkeley; and
 - C. Authorize the Agency Director to execute the master contract documents
– CAO Recommends: Approve

[Attachment](#)

53241 Approved as recommended

FILE 23609

7. Approve a standard agreement (Contract No. 3322) with Niroga Institute (Principal: Bidyut K. Bose; Location: Oakland) to provide Yoga, breathing and meditation practices at the Alameda County Juvenile Justice Center and Camp Sweeney, 10/1/08 – 6/30/09 (\$80,000) – CAO Recommends: Approve

[Attachment](#)

32451 Approved as recommended

FILE 23750
C-3322

8. Approve and authorize the execution of a standard agreement with Nichols Hill Pharmacy (Principal: Benjamin Yuh; Location: Oakland, CA, Procurement Contract #3263) for the Public Health Department, Public Health Nursing Program to provide tuberculosis medication to clients who have no source of payment at the high co-pay, 7/1/08 – 6/30/09 (\$45,000) – CAO Recommends: Approve

[Attachment](#)

32451 Approved as recommended

FILE 23610
C-3263

SUMMARY ACTION MINUTES

8A. Authorize the Auditor-Controller release funds from the emergency cash on hand account established for St. Rose Hospital to provide financial assistance in increments of \$2 million essential for the continued operation of their acute hospital services

[Attachment](#)

23451 Moved to add emergency item to agenda

FILE 23924

23451 Approved as recommended

GENERAL ADMINISTRATION

9. *Supervisor Miley* – Authorize an increase of appropriations in the amount of \$163,000 in District Four offset by funds in the Violence Prevention trust to accommodate Master Contract No. 900286 with the Prevention Institute (Principal: Larry Cohen; Location: Oakland) – (4/5 Vote)

[Attachment](#)

32451 Approved as recommended

**FILE 23747
R-2008-316F**

Community Development Agency:

10. Approve and authorize execution of an agreement with the City of Fremont for housing rehabilitation and emergency repair services, 7/1/08 – 6/30/09 (\$200,000); and delegate the Agency Director to amend the agreement with approval by County Counsel as to form and legality – CAO Recommends: Approve

[Attachment](#)

32451 Approved as recommended

**FILE 23911
C-2008-130**

11. Approve and authorize execution of Contract No. 2503 with the City of Alameda Housing Authority (Principal: Michael Pucci; Location: Alameda) to continue housing services under the Shelter Plus Care project based Rental Assistance Program, 8/1/08 – 7/31/09 (\$245,076) – CAO Recommends: Approve

[Attachment](#)

32451 Approved as recommended

**FILE 23800
C-2503**

12. Authorize the following renewal contracts with community-based organizations to fund supportive-housing services, short term housing, and operating costs for the provision of housing and housing-related services under the Housing Opportunities for People with AIDS (HOPWA) Program, 3/1/08 – 2/28/09:

- A. Ark of Refuge, Contract No. 2587 (Principal: Bishop Yvette Flunder; Location: Oakland) for case management services at Walker House (\$168,138);
- B. East Oakland Community Project, Contract No. 2589 (Principal: Wendy Jackson; Location: Oakland) for emergency shelter/short term housing services (\$211,556);
- C. Eden Information and Referral, Contract No. 2591 (Principal: Barbara Bernstein; Location: Hayward) for the AIDS housing and information project (\$78,750); and
- D. Catholic Charities of the East Bay, Contract No. 2588 (Principal: Solomon Belette; Location: Oakland) for short term/transitional housing (\$127,525)

– CAO Recommends: Approve

[Attachment](#)

32451 Approved as recommended

**FILE 23912
C-2587
C-2589
C-2591**

SUMMARY ACTION MINUTES

C-2588

13. *General Services Agency* – Approve the following for the Highland Hospital Acute Tower Replacement project, 1411 E. 31st Street, Oakland, Project No. CPP05C204300000:
- A. Authorize the Agency Director to issue a Request for Proposals to prequalified Design/Build entities in accordance with the Design/Build method;
 - B. Authorize the inclusion of a stipend of \$500,000 in the Request for Proposals; and
 - C. Authorize the application of the Enhanced Construction Outreach Program goals and requirements in accordance with the Design/Build method and Request for Qualifications
- CAO Recommends: Approve
[Attachment](#)
- 32451 **Approved as recommended** FILE 23913

Human Resource Services Department:

14. First reading and introduction of an ordinance amendment adjusting salaries for unrepresented classes related to Building and Construction Trades Council and amending a footnote in the Public Works Agency – CAO Recommends: Approve
[Attachment](#)
- 34251 **Read title, waived reading of ordinance in its entirety and continued to Tuesday, 9/30/08 for second reading** FILE 23678

15. First reading and introduction of an ordinance amending Appendix A of the December 16, 2007 - December 24, 2011 Memorandum of Understanding with the Alameda County Building and Construction Trades Council – CAO Recommends: Approve
[Attachment](#)
- 34251 **Read title, waived reading of ordinance in its entirety and continued to Tuesday, 9/30/08 for second reading** FILE 23678

16. Second reading and adoption of a salary ordinance amendment increasing salaries for employees represented by the Alameda County Deputy Sheriff’s Association, Management Employee Association (Sheriff’s badge), Teamsters Local 856-Probation Officers and Probation Peace Officers Association and one unrepresented badge management class in the Sheriff’s Office and establishing a footnote in the Library Department – CAO Recommends: Approve – **Continued from Tuesday, 9/9/08 (Item #21) for second reading**
[Attachment](#)
- 34251 **Read title, waived reading of ordinance in its entirety and adopted Ordinance O-2008-43** FILE 23678
O-2008-43

PUBLIC PROTECTION

17. *Sheriff* – Approve Contract No. 3345 with Dimensions Unlimited, Inc. (Principal: Richard C. Rogala; Location: Rio Vista) for disaster preparedness, planning and coordination between school districts and the Alameda County Operational Area, 7/1/08 – 6/30/09 (\$45,000) – CAO Recommends: Approve
[Attachment](#)
- 32451 **Approved as recommended** FILE 23914
C-3345

SUMMARY ACTION MINUTES

PUBLIC WORKS

18. Second reading and adoption of an ordinance amending the Alameda County Public Works Traffic Code relating to Vehicles and Traffic which include four changes to Chapter 1, Article 7, relating to No Parking Zones and No Stopping Zones, two changes to Chapter 1, Article 9, relating to Limited Parking Zones, two changes to Chapter 1, Article 18, relating to Speed Limits, three changes to Chapter 1, Article 20, relating to Disables Persons and Veterans Parking Zones, and one change to Chapter 3, Article 2, relating to Weights of Vehicles and Loads on County Bridges in the Castro Valley, Hayward, Livermore, San Leandro and San Lorenzo areas – **Continued from Tuesday, 9/9/08 (Item #34) for second reading**

[Attachment](#)

**34251 Read title, waived reading of ordinance in its entirety and adopted Ordinance O-2008-44 FILE 22929
O-2008-44**

19. Accept Final Map of Tract 7349, located at 2823 Kelly Street, Hayward in the unincorporated area of Alameda County for the development of an 11-lot subdivision and authorize the execution of a contract with Brandy S.C. Ho for construction of the tract improvements – CAO Recommends: Approve

[Attachment](#)

**32451 Approved as recommended FILE 23915
C-2008-132**

20. Adopt a resolution of support for the Alameda County Transportation Improvement Authority to be lead agency for environmental documents for the East Bay Greenway Project – CAO Recommends: Approve

[Attachment](#)

**32451 Approved as recommended FILE 23916
R-2008-317**

PUBLIC INPUT (TIME LIMIT: 3 MINUTES PER SPEAKER)

None

ADJOURNED

SUMMARY ACTION MINUTES

APPENDIX

CONSENT CALENDAR - ITEM NUMBERS 21 - 37

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

32451 Approved as recommended

HEALTH CARE SERVICES

21. Approve and authorize the execution of an amendment to Contract No. 1081 with Bay Area Doctors, Inc. (Principal: Janek Sachdev M.D.; Location: Vallejo) to provide temporary Licensed Vocational Nurses and/or Registered Nurse services, with no change in the contract term, increasing the amount from \$500,000 to \$520,000 (\$20,000 increase)
[Attachment](#)
- FILE 21931
C-1081**
22. Approve a master contract augmentation (Master Contract No. 900117, Procurement Contract No.1712) for Lincoln Child Center (Principal: Christine Stoner-Mertz; Location: Oakland) to cover unanticipated residential treatment services cost, increasing fiscal year 2007-08 master contract funding from \$3,679,095 to \$3,882,794 (\$203,699 increase); and authorize the Director of Behavioral Health Care Services to execute revised exhibits
[Attachment](#)
- FILE 23462
C-900117
C-1712**
23. Approve payment in the amount of \$2,000 for the Bay Area National Latino AIDS Awareness Day to be held at La Pena Cultural Center in Berkeley on 10/16/08
[Attachment](#)
- FILE 23917**
24. Approve a services-as-needed contract (Master Contract No. 00008; Procurement Contract No. 2960) with Victor Community Support Services, Inc. (Principal: Laura L. Rodgers; Location: Stockton) to provide outpatient services to Alameda County youth, 9/1/08 – 6/30/09; and authorize the Director of Behavioral Health Care Services to negotiate and sign the contract
[Attachment](#)
- FILE 23740
C-00008
C-2960**

GENERAL ADMINISTRATION

25. *Community Development Agency* – Approve and authorize execution of an amendment to Contract No. 784 with the City of Alameda for the provision of lead hazard control and housing rehabilitation activities for seven additional low-income housing units, with no change in the contract term, increasing the amount from \$157,912 to \$192,912 (\$35,000 increase)
[Attachment](#)
- FILE 23546
C-784**

SUMMARY ACTION MINUTES

- 26. *Human Resource Services Department* – Approve the classification actions taken by the Civil Service Commission on 8/27/08
[Attachment](#)
FILE 23918

- 27. *General Services Agency* – Authorize the Purchasing Agent to execute amendments to increase Master Contract No. 900030 with the following contractors to provide tire services, with no change in contract terms, increasing the amount from \$169,628 to \$321,628 (\$152,000 increase):
 - A. Seever & Sons Tire, Inc. (Principal: Lou Seever; Location: Pleasanton) increasing the amount from \$82,832 to \$154,832 (\$72,000 increase);
 - B. George Oren Tire Specialist Inc. (Principal: Doug Anderson; Location: Oakland) increasing the amount from \$30,083 to \$35,083 (\$5,000 increase); and
 - C. Wingfoot Commercial Tire Systems, LLC (Principal: Brent Copeland; Location: Hayward) increasing the amount from \$56,713 to \$71,713 (\$15,000 increase)[Attachment](#)
**FILE 23919
C-900030**

- 28. *Livermore Amador Valley Transit Authority* – Approve the 2008 Conflict of Interest Code
[Attachment](#)
FILE 23920

- 29. *Treasurer-Tax Collector* – Approve the Report of Receipts and Disbursements for June 2008
[Attachment](#)
FILE 23921

- 30. *County Administrator and General Services Agency* – Authorize the Purchasing Agent to negotiate and sign an amendment to extend Master Contract No. 900312 with Kaiser Foundation Health Plan, Inc. (Principal: Douglas Benner; Location: Oakland) to provide Risk Management Unit with Occupational Health and Wellness Services 10/1/08 – 9/30/09, increasing the amount from \$1,413,000 to \$1,883,962 (\$470,962 increase)
[Attachment](#)
**FILE 23922
C-900312**

PUBLIC PROTECTION

- 31. *Probation* – Approve and authorize the execution the Federal Annual Certification Report for submission to the Department of Justice, Asset Forfeiture and Money Laundering section, sixty days after the close of the fiscal year
[Attachment](#)
FILE 23923

PUBLIC WORKS

- 32. Withdrawn by Department

SUMMARY ACTION MINUTES

PERSONNEL, ADMINISTRATION AND LEGISLATION BOARD COMMITTEE

33. PAL Board Committee Recommends: Approve legislation issues referred to the full Board of Supervisors:
- A. Amendment to the Alameda County 2008 Legislative Program: S. 3368 (Brown and Snowe) Strengthening Employment Clusters to Organize Regional Success (SECTORS) Act of 2008
Recommendation: Support
[Attachment](#)
- FILE 22964**

BOARDS AND COMMISSIONS

34. *President Haggerty* – Appoint Roberto A. Rocha to the Veterans Affairs Commission, term ending 9/16/11
[Attachment](#)
- FILE 23271**
35. *Supervisor Carson* – Appoint Luvenia Jones to the Mental Health Advisory Board, term ending 9/16/11
[Attachment](#)
- FILE 23271**
36. *Supervisor Lai-Bitker* – Appoint Mee Ling Tung to the Measure A Citizen Oversight Committee, term ending 9/16/12
[Attachment](#)
- FILE 23271**
37. *Supervisor Steele* – Appoint the following to the Housing Authority of Alameda County, terms ending 9/9/12:
- A. Anna May, representing the City of Hayward
B. Olden Henson, alternate representing the City of Hayward
[Attachment](#)
- FILE 23271**

END OF CONSENT

OUT-OF-STATE TRAVEL

Fire Department – Fire Dispatch Manager – National Fire Protection Association Technical Committee on Public Safety Telecommunicator Professional Qualifications Meeting – Providence, Rhode Island, 10/5/08 – 10/8/08 (\$1,600)

[Attachment](#)

Social Services Agency – 2 Program Managers and a Management Analyst – “Family to Family Site Visit Conference” – Cleveland, Ohio, 9/16/08 – 9/20/08 (\$1,939 each)

[Attachment](#)

Approved as recommended

FILE 23270

SUMMARY ACTION MINUTES

No further business appearing, the meeting is adjourned.

REVIEWED BY: _____
PRESIDENT, BOARD OF SUPERVISORS

REVIEWED BY: _____
CLERK, BOARD OF SUPERVISORS

**** KEY ****

Left Margin Notes

- | | | | |
|----------|------------------------------|-----------|--------------------|
| 1 | President Haggerty | A | Abstained |
| 2 | Supervisor Steele | X | Excused |
| 3 | Supervisor Lai-Bitker | N | No |
| 4 | Supervisor Miley | BO | Board Order |
| 5 | Supervisor Carson | | |

Right Margin Notes

- | | |
|------------|-------------------|
| C | Contract |
| O | Ordinance |
| R | Resolution |
| LIB | Library |

File # 22937
P:\Agenda Scans\AgendaReg_09_16_08
CP