



BOARD OF SUPERVISORS

Regular Meeting

Tuesday, October 2, 2007

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 REGULAR MEETING:

TUESDAY, SEPTEMBER 18, 2007

CLOSED SESSION

CONFERENCE WITH LABOR NEGOTIATORS

Agency Negotiators:	Stephen Amano and Keith Fleming
Employee Organization:	Union of American Physicians and Dentists
Agency Negotiators:	Stephen Amano and Keith Fleming
Employee Organization:	Building and Construction Trades Council
Employee Organization:	Unrepresented Management
Agency Negotiators:	Stephen Amano and Keith Fleming
Employee Organizations:	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)

10:30 A.M. - SET MATTERS

1. **CONSENT CALENDAR (See Appendix, Item Numbers 28 - 46)**

10:30 A.M. - REGULAR CALENDAR

COUNTY COUNSEL: REPORT ON ACTION TAKEN IN CLOSED SESSION

BOARD OF SUPERVISORS' REMARKS

PROCLAMATION/COMMENDATION

2. *Supervisor Haggerty* – Proclaim October 5, 2007 as “California Arts Day”
3. *Supervisor Lai-Bitker* – Proclaim October 2007 as “Prevention of Underage Drinking and Youth Alcohol Problems”

PUBLIC ASSISTANCE

4. *Social Services Agency* – Approve the following recommendations to provide refugee employment services:
 - A. Adopt a resolution approving the Alameda County Plan – Refugee Social Services County Plan 2007-2010 herein referred to as “The 2007-2010 Refugee Services Plan”; and
 - B. Approve in principle awards based on the recommendations resulting from the 2007-2010 Refugee Services Request for Proposal in the amount for \$142,457 for employment services and \$41,845 for social adjustment services, 10/1/07 – 9/30/08 with authority to renew contracts for two additional fiscal years through September 2010; and authorize the Agency Director to execute the contracts under the master contract process:

Employment Services:

1. Lao Family Community Development, Contract No. 900142 (Principal: Chaosarn S. Chao; Location: Oakland), \$50,000
2. Catholic Charities of the East Bay, Contract No. 900139 (Principal: Solomon Belette; Location: Oakland), \$46,273
3. East Bay Vietnamese Association, Contract No. 900141 (Principal: Lai Van Luu; Location: Oakland), \$46,273

Social Adjustment Services:

1. Lao Family Community Development, Contract No. 900142 (Principal: Chaosarn S. Chao; Location: Oakland), \$21,845
2. East Bay Vietnamese Association, Contract No. 900141 (Principal: Lai Van Luu; Location: Oakland), \$20,000

– CAO Recommends: Approve

HEALTH CARE SERVICES

5. Second reading and adoption of an ordinance adding Chapter 6.114 to title 6 of the Alameda County General Ordinance Code, relating to Emergency Medical Services, including requirements, standards, and fees for Certificates of Operation and for inspections – **Continued from Tuesday, 9/18/07 (Item #22) for second reading**
6. Approve a standard agreement utilizing fiscal year 2007-2008 Measure A Other Funds by Supervisory District 1 with Tri-City Homeless Coalition, Contract No. 2156 (Principal: Louis Chicoine; Location: Fremont) in order to provide mobile health clinic services, 9/1/07 – 8/30/08 (\$31,200) – CAO Recommends: Approve
7. Approve and authorize the execution of a standard agreement between the State of California Department of Health Services and the Public Health Department to allow entry of death certificate data into the California Electronic Death Registration System, 7/1/07 – 6/30/08 (\$8,487) – CAO Recommends: Approve

GENERAL ADMINISTRATION

8. *County Counsel* – Authorize the addition of an Associate Deputy County Counsel position and twelve pay units for fiscal year 2007-2008 to provide legal services in the Advisory and Transaction – Land Use and Construction Division with funding provided primarily by the Community Development Agency and other County department and County-related entities that use the Office’s division on an hourly basis (\$120,972) and authorize the Auditor Controller to make necessary budget adjustments – CAO Recommends: Approve

9. *General Services Agency* – Authorize the Purchasing Agent to negotiate and sign Master Contract No. 900395 with US Auction, LLC (Principal: Jeremy Walter; Location: Dixon) to provide auction services, 10/15/07 – 10/14/10 (\$40,950) – CAO Recommends: Approve

10. *General Services Agency, Fire Department, Public Works Agency and Community Development Agency* – Approve the following recommendations related to the improvements for the Permit Center remodel, 399 Elmhurst Street, Hayward, Project No. CPP04A402800000:
 - A. Accept the bid of and award a contract (Contract No. 2132) to Rodan Builders (Principal: Dan Oliver; Location: Belmont), \$388,692;
 - B. Approve the encumbrance of an additional \$38,869 as a Supplemental Work Allowance for a total encumbered amount of \$427,561 and authorize the Director of General Services Agency to issue change orders as necessary against the Supplemental Work Allowance;
 - C. Authorize the Director of General Services Agency to prepare the proper contract documents and bond forms for completion by the Contractor, have said documents reviewed and approved by County Counsel and executed by the Board President;
 - D. Amend fiscal year 2007-2012 Capital Improvement Plan to increase the Permit Center remodel project budget from \$762,571 to \$888,642 (\$126,071 increase);
 - E. Transfer a total of \$126,071 from the Public Works Agency, Community Development Agency and the Fire Department to the Capital Projects budget for project costs; and
 - F. Authorize and direct the Auditor-Controller to make the necessary budget adjustments
 – CAO Recommends: Approve – (4/5 Vote)

Human Resource Services:

11. First reading and introduction of a salary ordinance amendment revising a footnote which defines payment for qualifying medical care expenses eligible for health care expense account reimbursement for management employees in Article 7 – CAO Recommends: Approve

12. Approve the revised salary and management designations for the Fire Dispatch Supervisor and the Fire Geographic Systems Analyst in the Alameda County Fire Department – CAO Recommends: Approve

13. *Information Technology Department and General Services Agency* – Authorize the Purchasing Agent to negotiate and sign Master Contract No. 900073 with Weston Solutions, Inc. (Principal: Gregg Selby; Location: Oakland) to provide geographic information system programming and development services, 10/3/07 – 10/2/08 with an option to renew for additional one-year terms for up to three years (\$193,500) – CAO Recommends: Approve

14. *Registrar of Voters* – Authorize the Auditor-Controller to issue a purchase order contract (Contract No. 1395) with Data Information Management Systems, Inc. (Principal: Michael Lindross; Location: Allen, Texas) to provide monthly maintenance and software development for the existing election management system and State mandated CalVoter software and interfaces, 7/1/07 – 6/30/08 (\$250,000) – CAO Recommends: Approve

15. *Superior Court of Alameda County and General Services Agency* – Accept the bid of and award a contract (Contract 2014) to Intelligent Technologies and Services, Inc. (James Zaboski; Location: Pleasanton) for the installation of a fire suppression system, 7751 Edgewater Drive, Oakland, Project No. CPP07E603800000 (\$112,266); approve the encumbrance of an additional \$11,226 as a Supplemental Work Allowance for a total encumbered amount of \$123,492 and authorize the Director of General Services Agency to issue change orders as necessary against the Supplemental Work Allowance; authorize the Director of General Services Agency to prepare the proper contract documents and bond forms for completion by the Contractor, have said documents reviewed and approved by County Counsel and executed by the Board President; and authorize the Auditor-Controller to make the necessary budget adjustments – CAO Recommends: Approve – (4/5 Vote)

County Administrator:

16. Accept and approve Alameda County's Response to the 2006-2007 Grand Jury Final Report and authorize the Board President to sign and transmit the response
17. Approve a contract amendment (Contract No. 919) with Lynn M. Suter & Associates (Principal: Lynn M. Suter; Location: Sacramento) to continue providing legislative advocacy services, extending the term from 11/1/07 to 6/30/08, increasing the amount by \$207,000; and authorize issuance of a Request for Proposal to solicit proposals for State and federal legislative advocacy services

PUBLIC PROTECTION

18. *Sheriff* – Authorize the Sheriff to sign a contract with the Commission on Peace Officer Standards of Training agreeing to provide presentations of the Peace Officer Standards of Training Supervisory Course of California law enforcement personnel, 8/13/07 – 6/30/08 (\$27,150) – CAO Recommends: Approve

PUBLIC WORKS

19. 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 20, relating to Disabled Persons and Veterans Parking Zones, one change to Chapter 2, Article 2, relating to No Parking Zones, one change to Chapter 2, Article 3, relating to Limited Parking Zones, one change to Chapter 2, Article 6, relating to Bus Stops and two changes to Chapter 3, Article 3, relating to Weight of Vehicles and Loads on County Highways in the Ashland, Castro Valley, Cherryland, Hayward, San Leandro, Livermore and San Lorenzo areas – **Continued from Tuesday, 9/18/07 (Item #18) for second reading**
20. Adopt a resolution authorizing the Public Works Agency's to accept Alameda County Transportation Improvement Authority funds of \$75,000 for the Union Pacific (Oakland Subdivision) Railroad Corridor Improvement Plan through the Measure B Bicycle and Pedestrian Countywide Discretionary funds – CAO Recommends: Approve
21. Adopt a resolution to approve the execution of Program Supplement No. N054 to Master Agreement Administering Agency-State-Agreement for Federal-aid Projects No. 04-5933R with the California Department of Transportation for the addition of a left-turn lane, raised median modifications and traffic signal system modifications at the intersection of Foothill Boulevard and Castro Valley Boulevard/Mattox Road (\$360,000) – CAO Recommends: Approve
22. Adopt a resolution to approve the execution of Program Supplement No. N053 to Master Agreement Administering Agency-State Agreement for Federal-aid Projects No. 04-5933R with the California Department of Transportation for pavement rehabilitation and drain inlet modifications on Castro Valley Boulevard (\$83,000) – CAO Recommends: Approve

FLOOD CONTROL

23. Approve the execution of the joint funding agreement with the United States Geological Survey (Contract No. 2098) to continue the cooperative Water Resources Investigation Program, 11/1/07 – 10/31/08 (\$212,750) – CAO Recommends: Approve

11:00 A.M. - SET MATTERS

GENERAL ADMINISTRATION

24. *Alameda County Art Commission* – Commend seven recipients of the 2007 Arts Leadership Award for their achievements and contributions to the arts in Alameda County:
- A. Gregory Reznick, District One
 - B. Fernando Hernandez, District Two
 - C. Francisco Zermeno, District Two
 - D. Favianna Rodriguez, District Three
 - E. Julie Finegan, District Four
 - F. Raymond Patlan, District Four
 - G. Sally Joan Baker, District Five
- CAO Recommends: Approve
25. *County Administrator* - Public hearing (TEFRA) for the \$4,000,000 Industrial Development Bond issue for Crawford & Irion LLC and its respective successors and assigns (Unique Elevator Interiors, Inc., the User) in accordance with the Tax Reform Act of 1986; and adopt the approving resolution

PUBLIC PROTECTION

Sheriff:

26. Public hearing and first reading and introduction of an ordinance to amend Chapter 3.36.130 of Title 3 of the Alameda County General Ordinance Code relating to peddlers and solicitors to impose increased fines and charges violators with either a misdemeanor or an infraction
27. Public hearing and first reading and introduction of an ordinance adding Chapter 10.25 of Title 10 to the Ordinance Code of the County of Alameda relating to bicycle events, including the requirement that applicants pay the County a nominal fee of \$150, or more in the case of larger events, for the actual cost of installing informational signs along County roadways

PUBLIC INPUT (TIME LIMIT: 3 MINUTES PER SPEAKER)

ADJOURNMENT

NEXT MEETINGS:	OCTOBER 9, 2007	REGULAR CALENDAR
	OCTOBER 9, 2007	PLANNING MEETING
	OCTOBER 16, 2007	REGULAR CALENDAR
	OCTOBER 23, 2007	BOARD RETREAT
	OCTOBER 30, 2007	REGULAR CALENDAR

APPENDIX

CONSENT CALENDAR - ITEM NUMBERS 28 - 46

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

HEALTH CARE SERVICES

28. Approve an amendment to Master Contract No. 900227 with Community Health Academy (Principal: Ben Fracticelli; Location: Oakland) for the Public Health Department, Community Assessment Planning Education to fund community leadership trainings, 7/1/07 – 6/30/08, increasing the amount from \$50,000 to \$82,000 (\$32,000 increase); and authorize the Agency Director to sign the master contract Exhibit A & B amendments
29. 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
30. Accept the Ryan White III Grant No. P06HA07610-01-03 from the Department of Health and Human Services Health Resources and Services Administration to upgrade the HIV/AIDS client service data system for the Public Health Department, Office of AIDS Administration, 9/1/06 – 2/29/08 (\$100,000); and approve related budget adjustments - (4/5 Vote)
31. Approve a master contract augmentation (Contract No. 900135) for La Familia Counseling Services aka Southern Alameda Committee for Raza Mental Health (Principal: Hector E. Mendez; Location: Hayward) for the provision of additional day treatment classroom services in southern Alameda County, 7/1/07 – 6/30/08, increasing the amount from \$1,576,684 to \$1,792,054 (\$215,370 increase); authorize the Director of Behavioral Health Care Services to negotiate and sign the revised contract exhibits; and approve related budget adjustments – (4/5 Vote)
32. Approve a payment in the amount of \$5,787.42 to the Psychological Services Center (Principal: Dr. Eddie Chiu; Location: Oakland) for outpatient Behavioral Health Care Services

GENERAL ADMINISTRATION

33. *Human Resource Service* – Approve the classification actions taken by the Civil Service Commission on 9/12/07

Treasurer-Tax Collector:
34. Receive the Report of Receipts and Disbursements for June 30, 2007
35. Approve the Investment Report for August 2007

PUBLIC PROTECTION

36. *Sheriff* – Authorize the Sheriff to accept a donation of a partly trained canine (estimated value \$6,000)

PUBLIC WORKS

37. Adopt a resolution to authorize and approve the purchase of a 102 square feet parcel of real property and a 492 square feet temporary construction easement, expiring 12/31/10 from a property located at 9 East Lewelling Boulevard, San Lorenzo, Eden Township, owned by David M. Bulhoes, Gloria W. Bulhoes, Augustine S. Escobar and Filomena M. Escobar, for \$8,875 plus costs of reconveyances, escrow fees and title insurance; and authorize recordation of a Grant Deed and accept a Temporary Construction Easement; and declare the parcel of real property a part of the County System of Highways
38. Adopt a resolution to authorize and approve the purchase of a 502 square feet parcel of real property and a 2,575 square feet temporary construction easement, expiring 12/31/10 from a property located at 5 East Lewelling Boulevard, San Lorenzo, Eden Township, owned by Byong Jin Yoon and Jae Jon Yoon, for \$35,700 plus costs of reconveyances, escrow fees and title insurance; and authorize recordation of a Grant Deed and accept a Temporary Construction Easement; and declare the parcel of real property a part of the County System of Highways
39. Adopt a resolution to authorize and approve the purchase of a 184 square feet parcel of real property and a 418 square feet temporary construction easement, expiring 12/31/10 from a property located at 220 Lewelling Boulevard, San Lorenzo, Eden Township, owned by Doris Ann Marciel, for \$10,500 plus costs of reconveyances, escrow fees and title insurance; and authorize recordation of a Grant Deed and accept a Temporary Construction Easement; and declare the parcel of real property a part of the County System of Highways
40. Adopt a resolution to authorize and approve the purchase of a 59 square feet parcel and 214 square feet parcel of real property and a 67 square feet and a 439 square feet temporary construction easement, expiring 12/31/10 from a property located adjacent to 220 Lewelling Boulevard and 254 Lewelling Boulevard, San Lorenzo, Eden Township, owned by Doris Ann Marciel, for \$22,275 plus costs of reconveyances, escrow fees and title insurance; and authorize recordation of a Grant Deed and accept a Temporary Construction Easement; and declare the parcel of real property a part of the County System of Highways
41. Accept and authorize the recordation of the Grant Deed dated 9/11/07, from Brandy S.C. Ho, conveying to the County 628 square feet of real property located on Kelly Street in the unincorporated area of Eden Township to conform Kelly Street to its future width line; and declare the parcel of real property hereby acquired part of the County System of Highways

PERSONNEL, ADMINISTRATION AND LEGISLATION (PAL) BOARD COMMITTEE

42. PAL Board Committee Recommends: Approve legislation issues referred to the full Board of Supervisors
 - A. AB 98 (Niello) CalWORKs Eligibility: Work Activities
Recommendation: Support
 - B. AB 340 (Hancock) Child Welfare Services: Resource Family Pilot Program
Recommendation: Support
 - C. AB 1331 (Evans) Foster Youth: Federal Benefits
Recommendation: Support

BOARDS AND COMMISSIONS

43. *President Haggerty* – Reappoint Alice Lai-Bitker to the Oakland Airport Noise Forum, term ending 9/21/08

44. *Supervisor Lai-Bitker* – Accept the resignation of Ron Silva from the Measure A Citizen Oversight Committee

Supervisor Miley:

45. Appoint Laura N. McCoy to the Alameda County Consumer Affairs Commission, term ending 10/2/09

45A. Accept the resignation of Ineda Adesanya from the Castro Valley Municipal Advisory Council

46. *Workforce Investment Board:*

A. Accept the resignation of Chet P. Hewitt from the Workforce Investment Board

B. Appoint Tina Dodson to the Workforce Investment Board – Youth Policy Council, term ending 10/2/09

C. Accept the resignation of Janel Bullard from the Workforce Investment Board – Youth Policy Council

END OF CONSENT

OUT-OF-STATE TRAVEL

Board of Supervisors:

Supervisor, District 1 – Congestion Management Agency Legislative Meetings – Washington, D.C., 10/15/07 – 10/17/07 (No County Cost)

Supervisor, District 1 – “National Association of Counties Large Urban County Caucus Conference” – Dallas, Texas, 10/17/07 – 10/18/07 (No County Cost)

Supervisor, District Two – Congressional Coalition on Adoption Institute’s 2007 Angels in Adoption Celebration – Washington, D.C., 10/3/07 – 10/6/07 (No Cost)

Supervisor, District Five – National Association of Counties Board of Directors meeting – Saint Petersburg, Florida, 12/5/07 – 12/8/07 (\$1,200)

Health Care Services Agency:

Senior Program Specialist – Kellogg Foundation Food and Fitness Fall 2007 Evaluation meeting – New York, New York, 10/2/07 – 10/5/07 (No Cost)

Director of Behavioral Health, Director of Adult Services and Program Specialist, Behavioral Health Care Services – Sobering Center delegation – Portland, Oregon, 10/9/07 – 10/10/07 (\$700 each)

Public Works Agency – Weed and Pest Supervisor – “California Association of Pest Control Advisors 33rd Annual Conference” – Reno, Nevada, 10/28/07 – 10/30/07 (\$600)

Sheriff:

Lieutenant – Federal Bureau of Investigations National Academy Training – Washington, D.C., 9/29/07 – 12/14/07 (\$3,500)

Commander, Lieutenant and Sergeant – Transportation Security Administration-Explosive Detection K-9 Handler Graduation Ceremonies – San Antonio, Texas, 10/4/07 – 10/5/07 (\$1,306 each)

Sergeant and 4 Deputy Sheriffs – California Robbery Investigators Association Annual Training Seminar – Reno, Nevada, 2/5/08 – 2/7/08 (\$540.27 each)

File # 21971

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