



BOARD OF SUPERVISORS

Regular Meeting

Tuesday, May 5, 2009

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

SCOTT HAGGERTY
GAIL STEELE
ALICE LAI-BITKER, PRESIDENT
NATE MILEY, VICE-PRESIDENT
KEITH CARSON

DISTRICT 1
DISTRICT 2
DISTRICT 3
DISTRICT 4
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 9:30 a.m.

9:30 A.M.

CALL TO ORDER AND SALUTE TO FLAG

APPROVE MINUTES OF REGULAR MEETING:

TUESDAY, APRIL 14, 2009

CLOSED SESSION

CONFERENCE WITH LABOR NEGOTIATORS

Agency Negotiator: Mary Welch
Employee Organization: Unrepresented Management

Agency Negotiators: Mary Welch 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 REAL PROPERTY NEGOTIATORS

Property and Owner:

Address: 13855 E 14th Street , San Leandro, CA 94578
Owner: Eden Township Health Care District, Sutter Health
Agency Negotiator: Dave Kears, Director of Health Care Services Agency
Under Negotiation: Price and terms of payment

10:30 A.M. - SET MATTERS

1. **CONSENT CALENDAR (See Appendix, Item Numbers 26 – 39)**

10:30 A.M. - REGULAR CALENDAR

COUNTY COUNSEL: REPORT ON ACTION TAKEN IN CLOSED SESSION

BOARD OF SUPERVISORS' REMARKS

PROCLAMATIONS/COMMENDATIONS

Supervisor Carson:

2. Proclaim May 2009 as “Asian Pacific American Heritage Month”
[Attachment](#)
- 2A. Commend East Bay Housing Organizations on their 25th Anniversary for dedicated community service and kick-off of “Affordable Housing Week 2009” celebrated on Friday, May 8, 2009
[Attachment](#)
3. *Supervisor Steele* – Proclaim May 2009 as “Mental Health Month”
[Attachment](#)

PUBLIC ASSISTANCE

Social Services Agency:

4. Approve the following related to the distribution of Domestic Violence Center Act funding generated through marriage license fees for domestic violence prevention services:
 - A. Approve award recommendations for fiscal year 2009 – 2010 Domestic Violence Services, Request for Proposal, \$175,000;
 - B. Approve in-principle new contracts to 10 community based shelters and legal service providers, 7/1/09 – 6/30/10 with authority to extend the contract through 6/30/12; and
 - C. Authorize the Agency Director to execute the contract under the Master Contract process
– CAO Recommends: Approve
[Attachment](#)
5. Approve awards from fiscal year 2009-2010 Request for Proposal for Workforce Investment Act Summer Youth Employment Services and approve in-principle contracts with the following vendors to provide summer employment services to eligible youth between the ages of 14-24 years, 5/1/09 – 9/30/09 (\$2,045,000); and authorize the Agency Director to negotiate and execute the contracts under the master contract process:
 - A. Berkeley Youth Alternatives, Master Contract No. 900056, Procurement No. 3919 (Principal: Niculia Williams; Location: Berkeley) \$340,000;
 - B. City of Berkeley, Master Contract No. 900161, Procurement No. 3920, \$270,000;
 - C. Hayward Unified School District/ Hayward Adult, Master Contract No. 900048, Procurement No. 3921 (Principal: Dr. Dale Vigil; Location: Hayward) \$430,000;
 - D. Associated Community Action Program, Master Contract No. 900476, Procurement No. 3922 (Principal: Nanette Dillard; Location: Hayward) \$245,000;
 - E. Hayward Unified School District/ Hayward Adult, Master Contract No. 900048, Procurement No. 3923 (Principal: Dr. Dale Vigil; Location: Hayward) \$470,000; and
 - F. Tri-Valley Community Foundation, Master Contract No. 900051, Procurement No. 3924 (Principal: David Rice; Location: Pleasanton) \$290,000
– CAO Recommends: Approve
[Attachment](#)

HEALTH CARE SERVICES

6. Approve a waiver of the standard competitive bidding process to allow this purchase to be made timely, pending the Request for Proposal process which has been initiated; authorize the purchase of medical and non-medical supplies that must be available in the event of an emergency and for use in training and preparation practices totaling \$100,000; and an amendment to existing Purchase Order #4663 with WW Grainger (Principal: Jim Ryan; Location: Lake Forest, Illinois) increasing the amount from \$100,000 to \$200,000 (\$100,000 increase) – CAO Recommends: Approve
[Attachment](#)
7. Approve the execution of Procurement Contract No. 3910 with Integrated Medical Associates of Alameda County, Inc. (Principal: Uchenna A. Okoronkwo; Location: Oakland) to continue providing outpatient primary medical care to patients referred by the Alameda County Medical Center and Behavioral Health Care Services, 3/1/09 – 2/28/10 (\$168,710) – CAO Recommends: Approve
[Attachment](#)

GENERAL ADMINISTRATION

Community Development Agency:

8. Authorize the execution of a contract with the State of California Department of Food and Agriculture to pay for detection trapping for the Light Brown Apple Moth within Alameda County, 7/1/08 – 6/30/09 (\$164,714) – CAO Recommends: Approve
[Attachment](#)
9. Approve a Substantial Amendment to the 2008-2009 Urban County Action Plan to add Homeless Prevention and Rapid Re-housing funds for the Urban County jurisdiction; and authorize the Agency Director, upon review and approval from County Counsel, to execute a grant agreement with the U.S. Department of Housing and Urban Development for \$802,915 for implementation of the Homeless Prevention and Rapid Re-housing Program in the Urban County – CAO Recommends: Approve
[Attachment](#)

Human Resource Services:

10. First reading and introduction of three ordinances and four Sideletters of agreement:
 - A. Adopt an ordinance approving the December 29, 2008 through December 24, 2011 Memorandum of Understanding between the Alameda County Management Employees Association, General Government Unit and the County of Alameda;
 - B. Adopt an ordinance approving the December 29, 2008 through December 24, 2011 Memorandum of Understanding between the Alameda County Management Employees Association, Confidential Unit and the County of Alameda;
 - C. Adopt a salary ordinance amending Sections of Article 7, to implement changes agreed to with Alameda County Management Employees Association;
 - D. Adopt four Sideletters of agreement; and
 - E. Amend a footnote in the Social Services Agency– CAO Recommends: Approve
[Attachment](#)

11. First reading and introduction of a salary ordinance amendment establishing a new job class in the Public Works Agency with salary administration criteria, amending a footnote in the General Services Agency and adding a footnote in the Registrar of Voters – CAO Recommends: Approve [Attachment](#)
12. Approve the establishment of a new job class of Fire Department Telecommunications Specialist in the Alameda County Fire Department – CAO Recommends: Approve [Attachment](#)
13. Authorize the Auditor-Controller to establish a new payroll deduction code and make deductions for the Service Employee International Union, Local 1021 members to purchase accident insurance for sickness, disability and cancer insurance from Allstate Insurance Company – CAO Recommends: Approve [Attachment](#)
14. Approve the increase in premiums for the Alameda County Employees' Retirement Association 2009 Retiree's Medical Plans for Secure Horizons Medicare Advantage with Prescription benefits, the Senior Supplement Renewal Rates with Prescription benefits and the Senior Supplement without Prescription benefits; and authorize the execution of the contract agreements for 2009 Retiree's Medical Plans with PacifiCare/United Healthcare – CAO Recommends: Approve [Attachment](#)
15. *Treasurer-Tax Collector* – Report on status of negotiations with Prudential Insurance Company for extension of deferred compensation plan third-party administrator services – **Continued from Tuesday, 4/14/09 (Item #17) and Tuesday, 4/28/09 (Item #13A)**
16. *County Administrator, County Counsel and General Services Agency* – Authorize the Purchasing Agent to negotiate and sign Master Contract No. 900453 with Miller & Van Eaton, LLP (Principal: Kenneth A. Brunetti; Location: Kensington) to provide legal representation, consulting and advice to Alameda County with respect to telecommunication matters, 6/10/09 – 6/9/12 with an option to renew for two additional one-year terms (\$159,750) [Attachment](#)
17. *Community Development Agency* – Approve and authorize the execution of a second amendment to Contract No. 1365 with BKF Engineers (Principal: Dan Schaefer; Location: Pleasanton) to augment the scope of work to include the design and engineering of the Castro Valley Boulevard Shared Parking Lot Project, extending the term from 5/31/10 to 11/31/11, and increasing the amount from \$4,069,245 to \$4,501,245 (\$432,000 increase) – CAO Recommends: Approve [Attachment](#)

SITTING AS THE REDEVELOPMENT AGENCY

18. *Community Development Agency* – Approve and authorize the execution of a second amendment to Contract No. 1365 with BKF Engineers (Principal: Dan Schaefer; Location: Pleasanton) to augment the scope of work to include the design and engineering of the Castro Valley Boulevard Shared Parking Lot Project, extending the term from 5/31/10 to 11/31/11, and increasing the amount from \$4,069,245 to \$4,501,245 (\$432,000 increase) – CAO Recommends: Approve [Attachment](#)

PUBLIC WORKS

19. Second reading and adoption of an ordinance adding Section 460 “Green Building Program” to the Alameda County Municipal Code Chapter 15.08 Building Ordinance to set standards for green construction that applies to private development, and certain residential and non-residential type projects – **Continued from Tuesday, 4/28/09 (Item #18) for second reading**
[Attachment](#)
20. First reading and introduction of an ordinance amending the Alameda County Public Works Traffic Code relating to Vehicles and Traffic which include five changes to Chapter 1, Article 7, relating to No Parking Zones and No Stopping Zones, one change to Chapter 1, Article 11 relating to Passenger Loading Zones and two changes to Chapter 1, Article 20 relating to Disabled Persons and Veterans Parking Zones in the Ashland, Castro Valley, Sunol and unincorporated Hayward and San Leandro areas – CAO Recommends: Approve
[Attachment](#)
21. Approve and authorize the execution of Contract No. 3816 with MainStar Inc. formerly known as Bender Engineering, Inc. (Principal: Dimitry Poretsky; Location: Irvine) to maintain and upgrade the IMS-Fleet Software, 5/18/09 – 5/17/14 (\$298,840) – CAO Recommends: Approve
[Attachment](#)
22. Accept the bid and award Contract No. 3925 to Delta Demolition Contractors (Principal: Anthony Graunstadt; Location: Brentwood) for the amount of \$66,369.82 based on the unit prices stated in its bid proposal for the project, the Demolition of Structures on Four Parcels along Lewelling Boulevard between Sharon Street and Union Pacific Railroad, Specification No. 2114; authorize the execution of said contract upon review by County Counsel’s Office, said work to be completed within thirty-five working days from the date of receipt of Notice to Proceed; and approve the encumbrance of an additional \$6,636.98 as a Supplemental Work Allowance for a total encumbered amount of \$73,006.80 for the project; and authorize the Agency Director to issue change orders as necessary against the Supplemental Work Allowance – CAO Recommends: Approve
[Attachment](#)
23. Accept the bid and award Contract No. 3926 to Valley Slurry Seal Company (Principal: Jeffrey R. Reed; Location: West Sacramento) for the amount of \$683,441 based on the unit prices stated in its bid proposal for the project, the Slurry Seal Resurfacing on various Roadways in the unincorporated areas of Alameda County, Specification No. 2111; authorize the execution of said contract upon review by County Counsel’s Office, said work to be completed within thirty-five working days from the date of receipt of Notice to Proceed; and approve the encumbrance of an additional \$68,344 as a Supplemental Work Allowance for a total encumbered amount of \$751,785 for the project; and authorize the Agency Director to issue change orders as necessary against the Supplemental Work Allowance – CAO Recommends: Approve
[Attachment](#)

FLOOD CONTROL

24. Accept the bid and award Contract No. 3918 to A-1 Septic Construction (Principal: Joseph Madison; Location: Castro Valley) for the amount of \$100,723.06 based on the unit prices stated in its bid proposal for the project, the Restoration of Castro Valley Creek Trail (Line J) between Norbridge Avenue and East Castro Valley Boulevard in Castro Valley, Specification No. FC 2-188; authorize the execution of said contract upon review by County Counsel’s Office, said work to be completed within thirty-five working days from the date of receipt of Notice to Proceed; and approve the encumbrance of an additional \$10,072.30 as a Supplemental Work Allowance for a total encumbered amount of \$110,795.36 for the project; and authorize the Agency Director to issue change orders as necessary against the Supplemental Work Allowance – CAO Recommends: Approve
[Attachment](#)

25. Accept the bid and award Contract No. 3928 to Parsons Brothers Rockeries CA, Inc. (Principal: Gordon McCarty; Location: Roseville) for the amount of \$132,762.50 based on the unit prices stated in its bid proposal for the project, the Bank Stabilization Along Line E Downstream of Freeway I-880 in Fremont, Specification No. FC 6-132; authorize the execution of said contract upon review by County Counsel's Office, said work to be completed within thirty-five working days from the date of receipt of Notice to Proceed; and approve the encumbrance of an additional \$13,276 as a Supplemental Work Allowance for a total encumbered amount of \$146,038.50 for the project; and authorize the Agency Director to issue change orders as necessary against the Supplemental Work Allowance – CAO Recommends: Approve [Attachment](#)

PUBLIC INPUT (TIME LIMIT: 3 MINUTES PER SPEAKER)

ADJOURNMENT

NEXT MEETINGS:	MAY 12, 2009	REGULAR CALENDAR AND PLANNING MEETING
	MAY 19, 2009	BOARD RETREAT
	MAY 26, 2009	RECESS – HOLIDAY
	JUNE 2, 2009	REGULAR CALENDAR
	JUNE 9, 2009	REGULAR CALENDAR AND PLANNING MEETING
	JUNE 16, 2009	BOARD RETREAT

APPENDIX

CONSENT CALENDAR - ITEM NUMBERS 26 - 39

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

PUBLIC ASSISTANCE

Social Services Agency:

26. Approve an amendment to CalWORKs Violence Against Women Act services community-based organization Master Contract No. 900477, Procurement No. 2884 with International Institute of the Bay Area (Principal: Margi Dunlap; Location: Oakland) for increase caseload delivery, 7/1/08 – 6/30/09, increasing the amount from \$25,000 to \$40,000 (\$15,000 increase); and authorize the Agency Director to execute the amendment under the master contract process
[Attachment](#)
27. Authorize the Purchasing Agent to execute a change order, first amendment to existing Purchase Order SOCSA 7336 with the California Department of Justice for continued fingerprinting services for relative and foster care placements, 7/1/08 – 6/30/09, increasing the amount from \$25,000 to \$60,000 (\$35,000 increase); and authorize the same level of fingerprinting services in the amount of \$60,000, 7/1/09 – 6/30/10
[Attachment](#)

HEALTH CARE SERVICES

28. Receive a report on continuing existence of a local state of emergency in Alameda County relative to the transmission of HIV and Hepatitis C and other blood borne pathogens through the use of contaminated needles
[Attachment](#)
29. Approve a master contract augmentation (Master Contract No. 900126, Procurement No. 3236) with University of California, San Francisco Center on Deafness (Principal: Nancy Moser) for outpatient mental health services, 7/1/08 – 6/30/09, increasing the amount from \$202,118 to \$221,038 (\$18,920 increase); and authorize the Director of Behavioral Health Care Services to negotiate and execute contract exhibits
[Attachment](#)
30. *Health Care Services Agency and General Services Agency* – Authorize the Purchasing Agent to negotiate and sign 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, extending the term from 6/30/09 to 6/29/10 with no change in the contract amount
[Attachment](#)

PUBLIC PROTECTION

31. *Sheriff* – Authorize the Sheriff to execute a contract with Rowell Ranch Rodeo, Inc. (Principal: Larry Leatham; Location: Castro Valley) to provide law enforcement services during the barbecue events held at the Rowell Ranch Rodeo Park, on 5/13/09 and 5/16/09 (\$2,629.50)
[Attachment](#)

PUBLIC WORKS

32. Receive the Service Fee Schedule for Permit Fees for the Well Permit Service Fees; set a public hearing for 6/9/09 at 9:30 am to hear and consider statements for and against the fee increase; and adopt a resolution confirming the Service Fee Schedule for Permit Fees and any adjustments made as a result of the hearing, and establish the service charges as shown on the revised fee schedule
[Attachment](#)

FLOOD CONTROL

33. Adopt a resolution to receive and accept the Annual Engineer's Report for Fiscal Year 2009-2010, which describes the parcels of real property within the Alameda County Flood Control and Water Conservation District and proposed benefit assessments and set public hearing at 9:30 a.m. on 6/9/09; and direct the Clerk to publish the notice of hearing once a week for two successive weeks
[Attachment](#)

BOARDS AND COMMISSIONS

President Lai-Bitker:

34. Accept the resignation of Richard Thomason from the Alameda Alliance for Health Board of Governors
[Attachment](#)
35. Appoint William Foster to the Alameda Alliance for Health Board of Governors, term ending 5/5/13
[Attachment](#)

Supervisor Haggerty:

36. Reappoint Karin Mohr to the Assessment Appeals Board, term ending 9/2/11
[Attachment](#)
37. Reappoint Connie Cox to the Alameda County Consumer Affairs Commission, term ending 11/21/10
[Attachment](#)
38. Appoint Kathleen Brough to the Human Relations Commission, term ending 5/5/12
[Attachment](#)
39. *Supervisor Steele* – Appoint Kashmir Shahi to the Assessment Appeals Board, term ending 5/5/12
[Attachment](#)

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