



BOARD OF SUPERVISORS

Regular Meeting

Tuesday, October 14, 2008

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

SCOTT HAGGERTY, PRESIDENT
GAIL STEELE
ALICE LAI-BITKER, VICE-PRESIDENT
NATE MILEY
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 9:00 a.m.

9:00 A.M.

CALL TO ORDER AND SALUTE TO FLAG

**APPROVE MINUTES OF SPECIAL MEETING:
APPROVE MINUTES OF REGULAR MEETING:**

**TUESDAY, SEPTEMBER 23, 2008
TUESDAY, SEPTEMBER 30, 2008**

CLOSED SESSION

CONFERENCE WITH LABOR NEGOTIATORS

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

Agency Negotiators: Stephen Amano and Keith Fleming
Employee Organization: Alameda County Management Employees Association – Sheriff's Management

Agency Negotiators: Stephen Amano and Keith Fleming
Employee Organization: International Federation of Professional and Technical Engineers, Local 21

Agency Negotiators: Stephen Amano and Keith Fleming
Employee Organization: All Labor Organizations

Agency Negotiator: Stephen Amano
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 37 – 57)**

10:30 A.M. - REGULAR CALENDAR

COUNTY COUNSEL: REPORT ON ACTION TAKEN IN CLOSED SESSION

BOARD OF SUPERVISORS' REMARKS

PROCLAMATIONS/COMMENDATIONS

President Haggerty:

2. Proclaim October 16, 2008, as “International Credit Union Day”
[Attachment](#)
3. Commend BANANAS for its thirty-five years of tireless service to the community in improving the quality of life for children and their families
[Attachment](#)
4. Item withdrawn

PUBLIC ASSISTANCE

Social Services Agency:

5. Approve the following related to the development of the Emancipation Village for foster youth who are aging out of the Foster Care system:
 - A. Approve and authorize the execution of a new service agreement (Procurement No. 3396) with the Fred Finch Youth Center (Principal: Vonza Thompson; Location: Oakland) to begin the pre-development activities for the construction of the Emancipation Village complex, 10/1/08 – 3/31/10 (\$500,000); and
 - B. Authorize an additional appropriation for fiscal year 2008-09 completely offset by additional revenue (\$300,000)
– CAO Recommends: Approve
[Attachment](#)
6. Approve an amendment to Master Contract No. 900138, Procurement No. 3015 with African American CalWORKs Coalition Inc. (Principal: Jacqueline Narcise; Location: Oakland) for continued delivery of CalWORKs expungement services, extending the contract period from 7/1/08 – 3/31/09, increasing the amount from \$45,000 to \$98,100 (\$53,100 increase); and authorize the Agency Director to execute the Master Contract amendments – CAO Recommends: Approve
[Attachment](#)

HEALTH CARE SERVICES

7. Approve and authorize the execution of a Memorandum of Understanding with the Office of Education pertaining to Assembly Bill 1895 to provide federal Individuals with Disabilities Education Act funds for mental health services, 7/1/08 – 6/30/09 – CAO Recommends: Approve
[Attachment](#)
8. Approve and authorize the execution of a standard agreement (Contract No. 3117) with The Results Group (Principal: Steve Ekstrom; Location: Davis) to provide Mental Health Vocational Program consultant services, 9/1/08 – 6/30/10 (\$50,000) – CAO Recommends: Approve
[Attachment](#)
9. Approve an amendment to a standard agreement (Procurement No. 2825) with Preventive Care Pathways (Principal: Geoffrey Watson, M.D.; Location: Oakland) to provide mobile health van services to residents of District 5, extending the contract term from 12/31/08 to 6/30/09, with no change in amount – CAO Recommends: Approve
[Attachment](#)

10. Approve the assignment of \$14,619,200 in Mental Health Services Act Housing Program Funds from the State Department of Mental Health to the California Housing Financing Agency on behalf of Behavioral Health Care Services – CAO Recommends: Approve
[Attachment](#)
11. Accept and authorize the execution of Grant Agreement No. 08-014 from Eden Township Healthcare District, Inc. to promote breastfeeding among low income mothers in the WIC program, 7/1/08 – 6/30/09 (\$75,000); and authorize the Auditor-Controller to make the necessary budget adjustments (\$75,000) – CAO Recommends: Approve – (4/5 Vote)
[Attachment](#)
12. Approve a standard agreement (Procurement No. 3532) with Bay Area Community Services (Principal: Kent Ellsworth; Location: Oakland) for its Meals on Wheels program, 9/1/08 – 8/31/09 (\$200,000); and authorize the Agency Director to negotiate and execute the standard agreement – CAO Recommends: Approve
[Attachment](#)
13. Approve a standard agreement (Procurement No. 3505) with St. Mary's Center (Principal: Carol Johnson; Location: Oakland) for its property acquisition located at 925 Brockhurst St. and 3208 San Pablo Ave., 9/1/08 – 8/31/09 (\$60,000) – CAO Recommends: Approve
[Attachment](#)
14. *Alameda County Medical Center* – Approve the amended bylaws – CAO Recommends: Policy
[Attachment](#)

GENERAL ADMINISTRATION

15. *Supervisor Miley* – Adopt a resolution approving participation in the 2010 Campaign for Active Transportation, which has a goal of doubling federal funding for trails, walking and biking in the next federal transportation reauthorization and attracting \$50 million of this funding to implement its Active Transportation Plan
[Attachment](#)
16. *Auditor-Controller* – Adopt an amendment to the Memorandum of Understanding for collection services with the Superior Court of Alameda County – CAO Recommends: Approve
[Attachment](#)
General Services Agency:
17. Authorize the Agency Director to accept fiscal year 2008-09 funding in the amount of \$105,989 from the California Department of Education and \$5,700 from Go Kids, Inc. – CAO Recommends: Approve
[Attachment](#)

18. A. Authorize the Purchasing Agent to negotiate and sign Master Contract No. 900381 with the following companies to provide elevator preventive maintenance and repair services, 11/10/08 – 11/10/11, with options to renew for up to five years (\$733,130):
1. Ascent Elevator Services, Inc., (Principal: Ernie Lazarus; Location: Dublin), \$628,304; and
 2. ThyssenKrupp Elevator Corporation, (Principal: Marcus Reed; Location: Hayward), \$104,826
- B. Approve an additional \$266,870 non-routine maintenance work allowance for parts and minor upgrades, and emergency repairs, for a total elevator maintenance amount of \$1,000,000 for the term of the contract; and
- C. Authorize the Purchasing Agent to issue purchase order changes as necessary for the non-routine maintenance work allowance
- CAO Recommends: Approve
[Attachment](#)
19. Approve the following for the utility relocation and demolition of the Old Juvenile Hall project, 2000 Fairmont Dr., San Leandro, Project No. CPP08C801600000:
- A. Waive a technical defect in the bid documents, accept the bid of and award Contract No. 2920 to Evans Brothers, Inc. (Principal: Dan Evans; Location: Livermore), \$1,981,000;
 - B. Approve the encumbrance of an additional \$198,100, as a Supplemental Work Allowance for a total encumbered amount of \$2,179,100, and authorize the Agency Director to issue change orders as necessary against the Supplemental Work Allowance; and
 - C. Authorize the Agency Director to prepare the contract documents and bond forms for completion by the contractor, have said documents reviewed and approved by County Counsel, and executed by the President of the Board
- CAO Recommends: Approve
[Attachment](#)
20. Authorize the following for the Overflow Parking Project at the Juvenile Justice Center, 2500 Fairmont Dr., San Leandro, Project No. CPM09S803200000:
- A. Accept the bid of and award Contract No. 3499 to Tri-Valley Excavating Co., Inc. (Principal: Michael A. Garcia; Location: Sunol), \$106,650;
 - B. Approve the encumbrance of an additional \$10,665 as a Supplemental Work Allowance for a total encumbered amount of \$117,315 and authorize the Agency Director to issue change orders, as necessary, against the Supplemental Work Allowance; and
 - C. Authorize Agency Director 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 Agency Director
- CAO Recommends: Approve
[Attachment](#)

- 20A. Approve the following recommendations for the old Juvenile Hall Utility Relocation and Demolition Project, 2200 Fairmont Drive, San Leandro, Project No. CPP08C801600000:
- A. Approve the award of a professional services contract (Contract No. 2840) to IHI Environmental (Principal: Peggy Kivel; Location: Emeryville) for environmental consulting services (\$90,000);
 - B. Approve the encumbrance of an additional \$9,000 as a Supplemental Work Allowance for a total encumbered amount of \$99,000, and authorize the Agency Director to issue change orders as necessary against the Supplemental Work Allowance; and
 - C. Authorize the Agency Director to prepare the proper contract documents for completion by the environmental consultant, have said contract reviewed and approved by County Counsel and executed by the Agency Director
- CAO Recommends: Approve

[Attachment](#)

Human Resource Services:

21. First reading and introduction of a Salary Ordinance amendment establishing a new class in the Community Development Agency and approving a footnote in the General Services Agency – CAO Recommends: Approve
[Attachment](#)
22. First reading and introduction of the annual 2008-09 Salary Ordinance – CAO Recommends: Approve
[Attachment](#)
23. First reading and introduction of a Salary Ordinance amendment establishing a new class in the Health Care Services Agency and approving a footnote in the Human Resource Services Department – CAO Recommends: Approve
[Attachment](#)
24. *County Administrator's Office* – Approve a Streetlight License Agreement with Pacific Gas & Electric for the installation of electronic meter reading devices, SmartMeters, on existing streetlight poles in unincorporated areas of Alameda County – CAO Recommends: Approve
[Attachment](#)

SITTING AS THE INDUSTRIAL DEVELOPMENT AUTHORITY

25. *County Administrator's Office* – Approve the resolution and preliminary agreement with Grant Avenue Partners, and its successors and assigns, Golden West Paper Converting Corporation, the User, expressing the intent to proceed with a not to exceed a \$7,000,000 tax-exempt and \$2,000,000 taxable Industrial Development Bond issue
[Attachment](#)

PUBLIC PROTECTION

26. *District Attorney* – Approve a resolution to execute and submit a Grant Award Agreement in response to the California Department of Insurance Request for Application for the 2008-09 fiscal year Life and Annuity Consumer Protection Program; and designate and authorize the District Attorney to submit a Request for Applications response and execute a Grant Award Agreement – CAO Recommends: Approve
[Attachment](#)

27. *Fire Department* – Approve an out-of-state travel for the Fleet Services Manager and authorize reimbursement for expenses incurred while traveling to Appleton, Wisconsin to inspect the construction of a new fire truck, 8/25/08 – 8/28/08 (\$189) – CAO Recommends: Approve
[Attachment](#)
- Sheriff:*
28. Authorize payment to JP Morgan Chase to pay for toll violations and associated bank fees (\$245.01) – CAO Recommends: Approve
[Attachment](#)
29. Authorize the acceptance of a United States Department of Justice Grant through their Office of Justice Programs, Solving Cold Cases with DNA, 10/1/08 – 3/31/10 (\$449,622); and authorize the Auditor-Controller to make the necessary budget adjustments – CAO Recommends: Approve – (4/5 Vote)
[Attachment](#)
30. Approve a contract amendment with Chabot-Las Positas Community College (Principal: DeRionne Pollard; Location: Pleasanton), to continue providing accredited courses in the Basic Law Enforcement Academies, Continuing Professional Training Courses and Ad Hoc Courses, extending the contract term from 10/1/08 – 10/1/09; and authorize the Sheriff to sign the contract amendment – CAO Recommends: Approve
[Attachment](#)
31. Approve Contract No. 3326 with Annamaria Swardenski (Location: Fremont) to assist in the preparation, management and deployment of volunteers in an emergency or disaster situation, 7/1/08 – 6/30/09 (\$51,000) – CAO Recommends: Approve
[Attachment](#)

PUBLIC WORKS

32. First reading and introduction of an ordinance amending the Public Works Traffic Code relating to Vehicles and Traffic which include one change in Chapter 1, Article 4, relating to stop intersections, one change to Chapter 1, Article 6, relating to turning regulations, two changes in Chapter 1, Article 7, relating to no parking zones and no stopping zones, three changes to Chapter 1, Article 9, relating to limited parking zones, two changes 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 Castro Valley, unincorporated Livermore, San Lorenzo and San Leandro areas – CAO Recommends: Approve
[Attachment](#)
33. Approve a refund to Vanderbilt Construction Inc., Permit No. 2008-00987; and direct the Auditor-Controller to issue a warrant in the amount of \$1,332.35 to refund permit fees collected – CAO Recommends: Approve
[Attachment](#)
34. Approve a refund to Forest Circle LLC, Permit No. 2007-02925; and direct the Auditor-Controller to issue a warrant in the amount of \$933.33 to refund permit fees collected – CAO Recommends: Approve
[Attachment](#)

35. Accept the bid and award Contract No. 3451 to Fanfa, Inc., (Principal: Joseph G. Fanfa; Location: San Lorenzo) for the De-Silting of Silt Basin 1600 feet downstream of Washington Avenue in San Lorenzo, Zone 2, Line B, Specification No. FC 2-134 (\$91,418); and authorize the execution of said contract upon review by County Counsel, work to be completed within thirty calendar days from the date of receipt of Notice to Proceed – CAO Recommends: Approve
[Attachment](#)
36. Accept the bid and award Contract No. 3450 to J.J.R. Construction, Inc., (Principal: Jose J. Raposo; Location: San Mateo) for the repair of damaged sidewalks, driveways, curbs and gutters at various locations in Eden Township, Specification No. 2105 (\$249,519); and authorize the execution of said contract upon review by County Counsel, work to be completed within one hundred twenty calendar days from the date of receipt of Notice to Proceed – CAO Recommends: Approve
[Attachment](#)
- 36A. Approve and authorize the execution of an agreement with Pacific Gas & Electric Company (Principal: William Gibson; Location: San Francisco) to design and construct the Lewelling Boulevard/East Lewelling Boulevard Utility Undergrounding Project No. 17, 10/14/08 – 12/31/10 (\$2,400,000) – CAO Recommends: Approve
[Attachment](#)

11:00 A.M. - SET MATTER

BOARD OF SUPERVISORS' APPRECIATION PROGRAM

- 36B. *Supervisor Steele* – Youth SCORE (Special Consideration of Real Effort) – Presentation to recognize current and/or former Foster Youth

PUBLIC INPUT (TIME LIMIT: 3 MINUTES PER SPEAKER)

ADJOURNMENT

NEXT MEETINGS:	OCTOBER 21, 2008	REGULAR CALENDAR
	OCTOBER 28, 2008	BOARD RETREAT
	NOVEMBER 4, 2008	REGULAR MEETING
	NOVEMBER 11, 2008	CANCELLED – HOLIDAY

APPENDIX

CONSENT CALENDAR - ITEM NUMBERS 37 – 57

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

PUBLIC ASSISTANCE

37. *Department of Child Support Services* – Approve the 2008 Conflict of Interest Code
[Attachment](#)

HEALTH CARE SERVICES

38. 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](#)
39. Accept the Notice of Grant Award No. H3MHA08444-02-00 from the U.S. Department of Health and Human Services, to evaluate and address the disproportionate impact of HIV/AIDS to ethnic minorities, 8/1/08 – 7/31/09 (\$399,396); and authorize the Auditor-Controller to make necessary budget adjustment – (4/5 Vote)
[Attachment](#)

GENERAL ADMINISTRATION

Auditor-Controller:

40. Authorize the Auditor-Controller to replace 2 stale-dated warrants, totaling \$258.32
[Attachment](#)
41. Approve the Claim of Refund for Documentary Transfer Tax (\$1045)
[Attachment](#)
42. *Chabot Las Positas* – Approve the amended 2008 Conflict of Interest Code
[Attachment](#)
43. *Community Development Agency* – Authorize the execution of an amendment to Contract No. 774 with Manos Janitorial Cooperative (Principal: Otto Rodriguez; Location: Oakland), to provide environmental treatment services, with no change in contract term, increasing the amount from \$75,000 to \$85,000 (\$10,000 increase)
[Attachment](#)
44. *Hayward Unified School District* – Approve the amended 2008 Conflict of Interest Code
[Attachment](#)
45. *Human Resource Services* – Approve the classification actions taken by the Civil Service Commission on 9/24/08.
[Attachment](#)

46. *Oakland School for the Arts* – Approve the amended 2008 Conflict of Interest Code
[Attachment](#)
47. *San Lorenzo Unified School District* – Approve the amended 2008 Conflict of Interest Code
[Attachment](#)
48. *Treasurer-Tax Collector* – Approve the Report of Receipts and Disbursements for July 2008
[Attachment](#)
49. *Union Sanitary District* – Approve the 2008 Conflict of Interest Code
[Attachment](#)

PERSONNEL, ADMINISTRATION AND LEGISLATION (PAL) BOARD COMMITTEE

50. PAL Board Committee Recommends: Approve legislation issues referred to the full Board of Supervisors
 - A. Support Reauthorization of the Child and Adult Care Food Program
Recommendation: Support
[Attachment](#)

PUBLIC PROTECTION

51. *Sheriff* – Authorize the increase of the following purchase orders related to Urban Shield a three-day regional training event to assess first responder's preparedness for critical incidents:
 - A. Da Vinci FUSION, Inc., Procurement Contract No. 3376 (Principal: Bob Walker; Location: San Francisco) for production services, increasing the amount from \$36,401 to \$48,401 (\$12,000 increase)
 - B. Miraglia Catering, Procurement Contract No. 3320 (Principal: Cheryl Miraglia; Location: San Leandro) for catering services, increasing the amount from \$45,884.18 to \$57,884.18 (\$12,000 increase)– CAO Recommends: Approve
[Attachment](#)
52. *Sheriff and General Services Agency* – Authorize the Purchasing Agent to negotiate and the President of the Board to sign an amendment to extend Master Contract No. 9005235 with Motorola, Inc. (Principal: Steve Palm; Location: San Diego) to provide trunked radio interoperability equipment for the Sheriff's Office, extending the contract term from 11/1/08 to 10/31/09, with no change in amount
[Attachment](#)

PUBLIC WORKS

53. Approve and authorize the execution of an amendment to the professional services agreement (Contract No. 1329) with Fugro West, Inc. (Principal: Ron Bajuniemi; Location: Oakland) for engineering consulting services, with no change in contract term, increasing the amount from \$200,000 to \$450,000 (\$250,000 increase)
[Attachment](#)

54. Approve and authorize the execution of an amendment (Contract 1410) with Track Computer Center Services, Inc. (Principal: James Benterou; Location: Pleasanton), to provide computer-related services, extending the contract term from 11/1/08 – 10/31/10, increasing the amount from \$992,000 to \$1,612,000 (\$620,000 increase)
[Attachment](#)

BOARDS AND COMMISSIONS

President Haggerty:

55. Accept the resignation of Bill Cain from the Treasury Oversight Committee, term expires 10/14/12
[Attachment](#)
56. Appoint John D. Becker to the Measure A Citizen Oversight Committee, term expires 10/14/12
[Attachment](#)
57. *Supervisor Miley* – Reappoint Kwaylon Marshall to the Public Health Commission, term expires 8/1/10
[Attachment](#)

END OF CONSENT

OUT-OF-STATE TRAVEL

Board of Supervisors – District One Supervisor – Intelligent Transportation World Congress – New York City, New York, 11/15/08 – 11/19/08 (No County Cost)
[Attachment](#)

Fire Department:

Information Systems Analyst – International Computer Aided Dispatch Consortium – Dulles, Washington D.C., 5/3/09 – 5/7/09 (\$1,900)
[Attachment](#)

Captain – Federal Emergency Management Agency Urban Search & Rescue Training Program Safety Officer Course – Indianapolis, Indiana, 11/16/08 – 11/21/08 (\$1,500)
[Attachment](#)

General Services Agency – Real Estate Projects Manager – Tririga Space Management & Computer Aided Drafting Integrator Training – Las Vegas, Nevada, 11/3/08 – 11/6/08 (\$1,300)
[Attachment](#)

Health Care Services Agency – Program Manager – 2008 Entomological Society of America Meeting – Reno, Nevada, 11/15/08 – 11/19/08 (\$754.03)
[Attachment](#)

Library – Librarian-Spanish Collection Development – America Reads Spanish – Barcelona, Spain, 10/7/08 – 10/10/08 (\$100)
[Attachment](#)

Sheriff:

Commander, 2 Sheriff Technicians, 2 Sergeants and 2 Deputies – “Commission on Accreditation for Law Enforcement Agency Fall Conference” – Tulsa, Oklahoma, 12/4/08 – 12/7/08 (\$1,466.37 each)

[Attachment](#)

Lieutenant – “Commission on Accreditation for Law Enforcement Agency Fall Conference” – Tulsa, Oklahoma, 12/2/08 – 12/7/08 (\$2,268.94)

[Attachment](#)

File #22938

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