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.

Note: Addendum includes the addition of two regular items 12A and 12B

AGENDA - BOARD OF SUPERVISORS’ MEETING, TUESDAY, NOVEMBER 4, 2008 - PAGE 1
CALL TO ORDER AND SALUTE TO FLAG

APPROVE MINUTES OF SPECIAL MEETING: TUESDAY, OCTOBER 14, 2008
REGULAR MEETING: TUESDAY, OCTOBER 21, 2008

CLOSED SESSION

CONFERENCE WITH LABOR NEGOTIATORS

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:

PUBLIC EMPLOYEE APPOINTMENT

Director, Social Services Agency

10:30 A.M. - SET MATTERS

1. CONSENT CALENDAR (See Appendix, Item Numbers 29 – 45)

10:30 A.M. - REGULAR CALENDAR

COUNTY COUNSEL: REPORT ON ACTION TAKEN IN CLOSED SESSION

BOARD OF SUPERVISORS’ REMARKS

PUBLIC ASSISTANCE

2. Social Services Agency – Proclaim November 2008 as “National Adoption Awareness Month”
   Attachment
HEALTH CARE SERVICES

3. Approve and authorize the execution of the following contracts for fiscal year 2008-09 utilizing Supervisorial Districts 1, 2, and 4 Measure A Other contracts funds:
   
   A. Tiburcio Vasquez Health Center, Inc. (Principal: Jose Joel Garcia; Location: Union City), Procurement Contract No. 3573, for health education services, 7/1/08 – 6/30/09 ($60,000), utilizing District 2 Measure A Other funds;
   B. AIDS Alliance dba Vital Life Services (Principal: Peggy Bush; Location: Oakland), Procurement Contract No. 3572, to support the Food is Treatment Program, 10/1/08 – 9/30/09 ($10,000), utilizing District 4 Measure A Other funds; and
   C. Senior Support Program of Tri-Valley (Principal: Marlene Peterson; Location: Pleasanton), Procurement Contract No. 3571, to provide services promoting senior health, 10/1/08 – 9/30/09 ($25,000) utilizing District 1 Measure A Other funds
   
   – CAO Recommends: Approve

4. Approve and authorize the execution of a standard agreement (Procurement No. 3570) with La Familia Counseling Services (Principal: Hector Mendez; Location: Hayward) to restructure its Family Resource Center to function as an anchor project from which broader collaborative strategies and commitments can emerge that will build human capital in neighborhoods of need, 7/1/08 – 6/30/09 ($200,000) – CAO Recommends: Approve

5. Approve payment of cost report settlements from prior years for the following providers ($817,105):
   
   A. Asian Community Mental Health Services, Master Contract No. 900053 (Principal: John Fong; Location: Oakland), $10,048;
   B. Adolescent Treatment Centers, Master Contract No. 900034 (Principal: Tom Gerstel; Location: Oakland), $22,102;
   C. Alameda Family Services, Master Contract No. 900071 (Principal: Irene Kudaraukas; Location: Alameda), $17,576;
   D. Ann Martin Children’s Center, Master Contract No. 900106 (Principal: David Theis; Location: Piedmont), $756;
   E. East Bay Agency for Children, Master Contract No. 900112 (Principal: Steve Eckert; Location: Oakland), $5,091;
   F. Family Paths, Master Contract No. 900113 (Principal: Marcella Reeves; Location: Oakland), $58,274;
   G. Fred Finch Youth Center, Master Contract No. 900014 (Principal: Vonza Thompson; Location: Oakland), $161,511;
   H. La Cheim, Master Contract No. 900115 (Principal: Michael Thomas; Location: Richmond), $24,190;
   I. La Clinica de la Raza, Master Contract No. 900116 (Principal: Jane Garcia, Location: Oakland), $82,739;
   J. La Familia Counseling Service, Master Contract No. 900135 (Principal: Hector Mendez; Location: Hayward), $167,076;
   K. Oakland Unified School District, Master Contract No. 00008 (Principal: Lisa Ryan-Cole; Location: Oakland), $106,367;
   L. Seneca Center, Master Contract No. 900121 (Principal: Ken Berrick; Location: San Leandro), $50,183; and
   M. STARS, Master Contract No. 900122 (Principal: Mary Jane Gross; Location: Oakland), $111,192

   – CAO Recommends: Approve

AGENDA - BOARD OF SUPERVISORS’ MEETING, TUESDAY, NOVEMBER 4, 2008 - PAGE 3
6. Approve execution of a standard agreement (Procurement Contract No. 3526) with the Mind Body Awareness Project, Inc. (Principal: Gabriel Kram; Location: Oakland) to provide mindfulness-based rehabilitation classes at the Alameda County Juvenile Justice Center, 7/1/08 – 6/30/09 ($55,000) – CAO Recommends: Approve

Attachment

7. Accept and authorize execution of a contract with the City of Berkeley and Berkeley Dental Healthy Start Program, Community Health Services to provide dental services and education to elementary schools in the City of Berkeley, 7/1/08 – 6/30/10 ($100,000) – CAO Recommends: Approve

Attachment

GENERAL ADMINISTRATION

8. Alameda County Agricultural Fair Association – Approve the 2009 Annual Budget for submission to the State of California – CAO Recommends: Approve

Attachment


Attachment

General Services Agency:

10. Approve and authorize the execution of a 33-year lease agreement (Master Contract No. 900535) with the Regional Center of the East Bay (Principal: James M. Burton; Location: Oakland) for 24,112 square feet of land located on the Fairmont Hospital Campus in San Leandro, effective upon completion of facility in 2010 expiring in 2043, lease revenue for fiscal year 2010-2011 will be $39,600 and the total lease revenue for the term of the lease will be $1,883,986 – CAO Recommends: Approve

Attachment

11. Approve and authorize the following Make-Ready Work at the Highland Hospital Campus and the Fairmont Hospital Campus, Project No. CPP05C204300000:

A. Authorize advertising for the hazardous materials abatement, demolition and tenant improvements project for portion of the first floor of the Service Building at the Highland Hospital campus;

B. Authorize advertising for hazardous materials abatement, demolition and tenant improvements project for the ground floors of the C-Building and E-Building at the Fairmont Hospital campus;

C. Approve applying the Enhanced Construction Outreach Program goals and requirements; and

D. Authorize the Agency Director to receive bids for these projects and present a summary of bid results and an award recommendation to the Board

– CAO Recommends: Approve

Attachment
12. **County Administrator and General Services Agency** – Authorize the Purchasing Agent to negotiate and sign contracts under Master Contract No. 900446 with the following law firms to provide workers compensation legal defense representation to the County Administrator’s Office and Risk Management, 1/1/09 – 12/31/11 ($4,432,500); with the option to extend by mutual agreement for additional terms not to exceed a maximum of five years:

A. Hanna, Brophy, MacLean, McAleer & Jensen, LLP (Principal: Jeffrey A. Grant; Location: Oakland);
B. Mullen & Filippi, LLP (Principal: Jerome Young; Location: Oakland);
C. Valencia, Wilberding & Tompkins (Principal: Ronald Valencia; Location: Oakland); and
D. Wiggins, Richard & Romano, LLP (Principal: Troy D. Wiggins; Location: San Francisco)

Attachment

12A. General Services Agency – Adopt a resolution establishing policy relating to a Project Labor Agreement for the Highland Hospital Acute Tower Replacement Project, Project No. CPP05C204300000 – CAO Recommends: Approve

Attachment

12B. County Counsel – Approve the award of a professional services agreement (Procurement Contract No. 3611) with Scarth-Lyons & Associates (Principal: Michael J. Vlaming; Location: Vallejo) for labor relations consultant services related to the Highland Hospital Acute Tower Replacement Project, for a term beginning 11/4/08 and extending through the duration of negotiations ($35,000); and authorize the Office of County Counsel, in conjunction with the General Services Agency, to negotiate and execute the professional services agreement – CAO Recommends: Approve

Attachment

**SITTING AS THE REDEVELOPMENT AGENCY**

**Community Development Agency:**

13. Approve the following to purchase real estate in unincorporated Cherryland:

A. Adopt a resolution making findings and authorize the execution of a real estate purchase and sale agreement with Said Barzegar and Kathleen M. Lyons-Barzegar to purchase three parcels totaling 59,027 square feet located at 20499 Mission Boulevard (APN 414-0021-078, 414-0021-079, and 414-0021-080) in the unincorporated Cherryland community ($1,890,000);

B. Adopt a resolution making findings and authorize the execution of a real estate purchase and sale agreement with Jack W. O’Connor, Arlene O’Connor, Beatrice O. Banchero, and John Steven Banchero to purchase two parcels totaling 25,878 square feet located at 20095 and 20097 Mission Boulevard (APN 414-0021-060 and 414-0021-061) in the unincorporated Cherryland community ($2,350,000);

C. Approve and authorize the execution of a Relocation Settlement Agreement with Hayward Auto Imports (Principal: Said Barzegar; Location: Hayward) ($340,000); and

D. Authorize funding of related escrow fees estimated in the amount not to exceed $20,000 and related land inspection due diligence and post closing fees in the amount not to exceed $200,000

– CAO Recommends: Approve

Attachment
14. Adopt a resolution making findings to approve the replacement housing plan necessitated by the acquisition and development of the residential property located at 20855 and 20853 Wilbeam Avenue (APN 084A-0040-022-00) in the Castro Valley Sub-area of the Eden Area Redevelopment Project – CAO Recommends: Approve
Attachment

PUBLIC PROTECTION

15. District Attorney – Adopt a resolution to execute and submit a standard agreement for fiscal year 2008-09 with the Commission on Peace Officer Standards for production of video training tapes; and designate and authorize the District Attorney to execute and endorse the contract to apply for funds in the amount of $72,000 – CAO Recommends: Approve
Attachment

Probation:

16. Authorize the Chief Probation Officer to apply to the Corrections Standards Authority for Phase/Year III of the Enhanced Disproportionate Minority Contact Technical Assistant Program Grant, 1/1/09 – 12/31/09 ($200,000); authorize the Chief Probation Officer to sign the grant agreement and related amendments; and adopt a resolution required by the California Standards Authority for the grant application – CAO Recommends: Approve
Attachment

17. Approve the following mid-year budget adjustment for State Youthful Offender Block Grant:
A. Approve and authorize the Auditor-Controller to transfer appropriation and revenue adjustments in the amount of $730,128;
B. Approve and authorize the appropriation of $634,618 in unspent fiscal year 2007-08 grant allocation to continue the Youthful Offender Block Grant activities in fiscal year 2008-09, not to exceed the cumulative board approved grant authorization amount of $730,128; and
C. Approve related budget adjustments – CAO Recommends: Approve – (4/5 Vote)
Attachment

18. Approve the following mid-year budget adjustment for State Adult Probation Funding Act Grant:
A. Approve and authorize the Auditor-Controller to transfer appropriation and revenue adjustments in the amount of $2,220,069 for fiscal year 2008-09;
B. Approve and authorize the appropriation of $434,116 in unspent fiscal year 2007-08 grant allocation to continue the Adult Probation Program activities in fiscal year 2008-2009, not to exceed the cumulative board approved grant authorization amount of $1,358,347; and
C. Approve related budget adjustments – CAO Recommends: Approve – (4/5 Vote)
Attachment

19. Approve and authorize execution of Contract No. 3542 with Community Corrections Institute (Principal: Robert L. Thornton; Location: Springdale, Washington) to provide state-mandated training to peace officers, 11/12/08 – 6/30/09 ($26,479) – CAO Recommends: Approve
Attachment
20. Approve and authorize execution of an amendment to Contract No. 2422 with P.C. Professional (Principal: Danny Crumpton; Location: Oakland) for the creation of MS Access Database systems and to provide ongoing system support and maintenance to all other database applications, 6/30/08 – 6/30/09, increasing the amount from $91,780 to $109,780 ($18,000 increase); and authorize the Purchasing Agent to increase encumbrances in the amount of $18,000 for Purchase Order No. PROBT 2630 – CAO Recommends: Approve
Attachment

21. **Sheriff:**

   Approve and authorize mid-year position, pay unit and appropriation adjustments in the amount of $320,512 for one Chief Forensic Pathologist position at the Coroner’s Bureau, effective April 1, 2009 – CAO Recommends: Approve
Attachment

22. Accept the following recommendations for fiscal year 2009 California Department of Boating and Waterways equipment grant:

   A. Designate and authorize the Sheriff to accept grant award funding from the California Department of Boating and Waterways for the Marine Patrol Unit, 10/1/08 – 9/30/23 ($45,000)
   B. Designate and authorize the Sheriff to sign the contractor Certification Clauses and Compliance forms;
   C. Approve a resolution of support for the State of California Department of Boating and Waterways Equipment Grant; and
   D. Approve related budget adjustments – CAO Recommends: Approve – (4/5 Vote)
Attachment

23. Accept grant funding from the U.S. Department of Justice for the Sheriff’s Office Crime Lab DNA Backlog Reduction Program, 10/1/08 – 3/31/10 ($272,064); and authorize an increase in appropriations in the amount of $272,064 offset by revenue adjustments – CAO Recommends: Approve – (4/5 Vote)
Attachment

**PUBLIC WORKS**

24. First reading and introduction of an ordinance amending the Public Works Traffic Code relating to Vehicles and Traffic which include one change to Chapter 1, Article 6, relating to turning regulations, one change to Chapter 1, Article 7, relating to No Parking Zones and No Stopping Zones, one change to Chapter 1, Article 20, relating to Disabled 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 unincorporated Ashland, Hayward, Pleasanton and Sunol areas – CAO Recommends: Approve
Attachment

25. Adopt a resolution to open a general deposit bank account and merchant card services with the Fremont Bank of California to provide permit issuance services for the Building Division – CAO Recommends: Approve
Attachment
26. Accept final map and improvements of Tract 7600 for a 9-lot subdivision at 604-607 Jordan Way, Hayward, Eden Township, unincorporated Alameda County, and authorize the execution of Tract Developer Contract with Joseph T. Cooper (Principal: Joseph T. Cooper; Location: Castro Valley) for the construction of the tract improvements ($118,740) – CAO Recommends

27. Adopt a resolution authorizing the Director of Public Works to execute an agreement with the City of Livermore for Alameda County to maintain and operate the existing traffic signal at the South Vasco Road and Telsa Road intersection and for the City of Livermore to install, maintain, and operate a new traffic signal at the North Vasco Road and Dalton Avenue intersection – CAO Recommends: Approve

11:00 A.M. - SET MATTER

GENERAL ADMINISTRATION

28. Supervisor Carson – Presentation by Barbara Bernstein, Executive Director of Eden I & R, to provide an update on the implementation and potential expansion of the 2-1-1 call system

PUBLIC INPUT (TIME LIMIT: 3 MINUTES PER SPEAKER)

ADJOURNMENT

NEXT MEETINGS:  
NOVEMBER 11, 2008 CANCELLED – HOLIDAY
NOVEMBER 18, 2008 REGULAR MEETING
NOVEMBER 25, 2008 BOARD RETREAT
DECEMBER 2, 2008 CANCELLED
PUBLIC ASSISTANCE

29. *Social Services Agency* – Authorize the Auditor-Controller to reimburse conference expenses for three members of the Advisory Commission on Aging to attend the C4A Annual Meeting and Allied Conference of the California Association of Area Agencies on Aging, November 17 – 20, 2008, in Los Angeles, not to exceed $1,100 per person for a total of $3,300

[Sit as the In-Home Support Services Public Authority]

30. *Social Services Agency* – Appoint Janien Harrison to the In-Home Supportive Services Public Health Advisory Board, term expiring 12/30/09

[Health Care Services]

31. Accept report on continuing existence of a Local State of Emergency in Alameda County relative to the transmission of HIV and Hepatitis C through the use of contaminated needles

32. Approve fiscal year 2008-2009 Master Contract funding augmentation for East Bay Community Recovery Project (Principal: Joan Zweben; Location: Oakland) for residential perinatal services, with no change in contract term, increasing amount from $1,437,950 to $1,550,386 ($112,436 increase)

32A. Approve the following services-as-needed master contracts (Master Contract No. 000008) for the utilization of Early Periodic Screening, Diagnosis and Treatment mental health services funding for children and youth:

A. WestCoast Children’s Clinic, Procurement Contract No. 3189 (Principal: Stacey Katz; Location: Oakland) to provide outpatient services to the sexually exploited youth, 11/1/08 – 6/30/09 ($1,005,665);

B. Portia Bell Hume Behavioral Health, Procurement Contract No. 3577 (Principal: Joty Sikand; Location: Concord) to provide early periodic screening, diagnosis and treatment funded outpatient services, 9/1/08 – 6/30/09 ($866,000);

C. Victor Community Support Services, Inc. Procurement Contract No. 2960 (Principal: Laura L. Rodgers; Location: Stockton) to provide outpatient services to Alameda County youth, 9/1/08 – 6/30/09 ($270,000);

D. Authorize the Director of Behavioral Health Care Services to negotiate and sign the contract; and

E. Authorize the Auditor-Controller to make necessary budget adjustments – (4/5 Vote)
GENERAL ADMINISTRATION

Auditor-Controller:

33. Accept the annual report of revolving, cash overage and cash difference funds as submitted as of 6/30/08
   Attachment

34. Authorize the Auditor-Controller to replace 2 stale-dated warrants, totaling $1,408.95
   Attachment

35. Berkeley Unified School District – Adopt a resolution authorizing the issuance and sale of 2008 Tax and Revenue Anticipation Notes ($20,000,000)
   Attachment

36. General Services Agency – Authorize the Purchasing Agent to negotiate and sign and extension of Master Contract No. 900533 with AT&T Services, Inc. (Principal: Rhonda J. Lutz; Location: San Ramon) to provide cabling services for County voice telephones and data systems, 11/21/08 – 11/20/09, increasing the amount from $2,442,523 to $3,642,523 ($1,200,000 increase)
   Attachment

37. Human Resource Services – Approve the classification actions taken by the Civil Service Commission on 10/8/08
   Attachment

38. Treasurer-Tax Collector – Approve the Report of Receipts and Disbursements for September 2008
   Attachment

PUBLIC PROTECTION

39. Probation – Approve deletion of capital assets totaling $162,580.72 from County equipment inventory
   Attachment

40. Sheriff – Authorize the Auditor-Controller to delete equipment from the Capital equipment inventory
   Attachment

BOARDS AND COMMISSIONS

President Haggerty:

41. Appoint Mark Gerry to the Alameda County Housing Commission, term expiring 11/4/2012
   Attachment

42. Reappoint the following to the Bay Area Air Quality Management District Board, terms expiring 1/14/2013:
   A. Scott Haggerty
   B. Nate Miley
   Attachment

43. Appoint Ravi Sodhi to the Mental Health Advisory Board, term expiring 11/4/2011
   Attachment
Supervisor Lai-Bitker:

43A. Reappoint Ernest Delli Gatti to the Oakland Airport Noise Management Forum, term expiring 11/4/2010
   Attachment

43B. Accept resignation of Anthony Hare from the Alameda County Mental Health Advisory Board
   Attachment

43C. Accept resignation of Frank Peixoto from the West County Board of Zoning Adjustments
   Attachment

44. Workforce Investment Board – Appoint the following, terms expiring 3/31/2010:

   A. Peggy Kraus
   B. Nanette Dillard
   Attachment

Workforce Investment Board-Youth Policy Council – Approve the following:

45. A. Appoint Sonya Frost, term expiring 11/4/2010
   B. Accept resignation of David Korth
   Attachment

END OF CONSENT

OUT-OF-STATE TRAVEL

Fire Department - Fire Mechanic – Pierce Manufacturing – Final inspection of new Fire Department
Tiller Truck – Oshkosh, Wisconsin, 10/26/08 – 10/29/08 ($250)
Attachment

General Services Agency:

Child Care Coordinator – Children Annual Learning Community Meeting – Washington, D.C.,
11/11/08 – 11/16/08 ($525)
Attachment

Program Specialist – “New Partners for Smart Growth Conference” – Albuquerque, New Mexico,
1/23/09 – 1/24/09 (No County Cost)
Attachment

Health Care Services Agency – Family Relations Manager – “The Twenty Fourth Annual Rosalynn Carter
Symposium on Mental Health Policy” – Atlanta, George, 11/19/08 – 11/22/08 ($1,144)
Attachment

Library:

Supervising Librarian II – “American Library Association Midwinter Conference” – Denver,
Colorado, 1/22/09 – 1/27/09 ($1,450)
Attachment
AGENDA INCLUDING ADDENDUM

Attachment

Senior Program Specialist – “50th Annual Adult Education Research Conference” – Chicago, Illinois, 5/26/09 – 5/31/09 ($1,800)
Attachment

Probation – Chief Probation Officer – Urban Chief’s Network Meeting, National Institute of Corrections – Chicago, Illinois, 12/2/08 – 12/7/08 ($400)
Attachment

Sheriff – Deputy Sheriff II – Intermediate Special Weapons and Tactics School – Las Vegas, Nevada, 11/10/08 – 11/14/08 ($1091)
Attachment

Attachment