Regular Meeting

Tuesday, July 10, 2007

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

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.
CALL TO ORDER AND SALUTE TO FLAG

APPROVE MINUTES OF REGULAR MEETING: TUESDAY, JUNE 26, 2007

CLOSED SESSION

CONFERENCE WITH LABOR NEGOTIATORS

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<td>Stephen Amano and Keith Fleming</td>
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<td>All Labor Organizations</td>
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CONFERENCE WITH LEGAL COUNSEL - POTENTIAL LITIGATION

Initiation of litigation pursuant to Subdivision (c) of Government Code § 54956.9: (Twenty-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 33 – 48)

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 – Accept and approve the Alameda County Strategy Agreement between the Social Services Agency, Department of Children and Family Services and the Casey Family Program (Principal: William C. Bell; Location Seattle, Washington) to collaborate in reducing the number of children and youth in foster care, reinvest savings from the reduced foster care population to strengthen the child welfare system and improve educational, employment and mental health outcomes of children and youth in foster care, 1/1/07 – 12/31/09 ($1,200,000); authorize the Agency Director to execute the agreement; and authorize the Auditor-Controller to make necessary budget adjustments – CAO Recommends: Approve – (4/5 Vote)

HEALTH CARE SERVICES

3. Approve and authorize the execution of the Fiscal Agent Agreements (Contract No. 1563) between Contra Costa County and the Public Health Department, Office of AIDS for the Ryan White Part A program to provide HIV/AIDS Care and Treatment services, 3/1/07 – 2/29/08 ($1,083,042); and for the Ryan White Part B program to provide comprehensive HIV emergency relief services, 4/1/07 – 3/31/08 ($155,432) – CAO Recommends: Approve

4. Approve and authorize the execution of a standard agreement (Procurement Contract No. 1654) between the University of California, Berkeley Center for Infectious Disease Preparedness and the Public Health Department, Bioterrorism Preparedness Program for pandemic influenza preparedness, 4/1/07 – 8/31/07 ($35,000) – CAO Recommends: Approve

5. Approve and amendment to Master Contract No. 900257 with Asian Health Services (Principal: Sherry Hirota; Location: Oakland) to provide increased patient tuberculosis medical care services, with no change in the contract term, increasing the amount from $42,321 to $52,321 ($10,000 increase); and authorize the Agency Director to sign the under the master contracting process – CAO Recommends: Approve

6. Approve and authorize the Director of Behavioral Health Care to sign and submit a grant award application with the Department of Drug and Alcohol Programs for California Safe and Drug-Free Schools and Community Grant for a maximum award of $220,000 per year for five years – CAO Recommends: Approve

SITTING AS THE SURPLUS PROPERTY AUTHORITY

7. Community Development Agency – Approve a resolution authorizing the execution of an Exclusive Right to Negotiate Agreement with The Hanover Company (Principal: Eric E. Kenney; Location: Scottsdale, Arizona) for the purchase of the 5.3 acre of Sites A1 and A3 in the Dublin Transit Center, located south of Dublin Boulevard, along Campbell Way, for the development of high density residential and retail – CAO Recommends: Approve

GENERAL ADMINISTRATION

7A. President Haggerty – Consideration of action regarding Alameda County Waste Management Authority employee lockout

8. Auditor-Controller and General Services Agency – Approve Contract No. 1666 with Sytech Solutions, Inc. (Principal: Jonathan Pritt; Location: Elk Grove) to continue to convert paper documents to computer images for the Auditor-Controller Agency, 7/10/07 – 7/10/10 ($900,000) – CAO Recommends: Approve
Community Development Agency:

9. Authorize the Auditor-Controller to appropriate $280,483 of the fiscal year 2005-06 fiscal management reward program savings for one-time funding of the EveryOne Home Program and information technology improvement and development cost during fiscal year 2007-08 – CAO Recommends: Approve

10. Authorize the execution of a contract with the City of Oakland to provide administration, construction management services and construction disbursements for the Minor Home Repair Program; and authorize the Agency Director to execute any contract amendments with the City of Oakland for revision that do not significantly alter the scope of work or alter the contract line items by more than $48,5864 or ten percent – CAO Recommends: Approve

11. Approve in principle the following contracts to continue to provide housing rehabilitation and minor home repair services during fiscal year 2007-08 until formal contracts are finalized through negotiations:
   A. City of Union City ($250,000)
   B. City of Fremont, Human Services Division ($350,000)
   C. City of Fremont, Office of Rehabilitation and Housing ($400,000)
   CAO Recommends: Approve

Human Resource Services:

12. Second reading and adoption of an ordinance amending the Alameda County Administrative Code revising the Family Sick Leave provisions for unrepresented management employees – CAO Recommends: Approve – Continued from Tuesday, 6/26/07 (Item #42) for second reading

13. Second reading and adoption of a salary ordinance amendment increasing salaries for unrepresented Attorneys and related classes – CAO Recommends: Approve – Continued from Tuesday, 6/26/07 (Item #43) for second reading

14. First reading and introduction of an ordinance approving the September 12, 2004 through March 10, 2009 Memorandum of Understanding with the International Federation of Professional and Technical Engineers Local 21, Representation Unit 077 and two side-letters of agreement – CAO Recommends: Approve

14A. Library – Authorize the County Librarian to execute Contract No. 1540 with Innovative Interfaces (Principal: Arlene Debergue; Location: Emeryville) for hardware and software for maintenance of the Library’s material acquisition, cataloging and tracking system, 7/1/07 – 6/30/08 ($98,832) – CAO Recommends: Approve

15. Registrar of Voters and General Services Agency – Approve the purchase of and authorize the Auditor-Controller to encumber and pay (Contract No. 1581) Capwell Commercial, LP (Principal: Sanjay Voleti; Location: Arcadia) for tenant improvements to increase storage capacity of existing pallet racks, extend existing electrical distribution and fire sprinkler systems at the Registrar of Voters warehouse located at 8000 Capwell Drive, Oakland ($75,000) – CAO Recommends: Approve
PUBLIC PROTECTION

16. **Fire** – Approve the following submission to provide fire protection and emergency response services to the Lawrence Livermore National Laboratory:
   A. Approve and authorize of a bid response to a Request for Proposal to provide fire and emergency services including dispatch services from the Alameda County Emergency Communications Center to the Lawrence Livermore National Security, LLC;
   B. Authorize the Fire Chief to sign all required proposal documents; and
   C. Approve and authorize the Fire Chief to begin working with the Human Resources Department to establish up to forty Fire Department full-time equivalent positions and twenty-three dispatch full-time positions to provide fire and dispatch services at the Lawrence Livermore National Security, LLC

   – CAO Recommends: Approve

   **Sheriff**:

17. Authorize the execution of a contract with the City of Vallejo to pay the Sheriff’s Office for the actual cost of forensic science services, 7/1/06 – 6/30/07, with an extension for the period of 7/1/07 – 6/30/08 and future one year extensions for up to six years – CAO Recommends: Approve

18. Approve and authorize the execution of Procurement Contract No. 1544 with Calvin B. Benton, M.D. (Location: Oakland) to provide medical quality assurance review consultation services, 7/1/07 – 6/30/09 ($200,000) – CAO Recommends: Approve

19. Approve a Memorandum of Understanding with the Lawrence Livermore National Laboratory (Principal: Mark Stauch; Location: Livermore) for law enforcement services, 6/26/07 – 10/1/07 – CAO Recommends: Approve

20. **Sheriff and Social Services Agency** – Approve and authorize the Sheriff and the Social Services Agency Director to execute a contract and any subsequent contract amendments between the Sheriff’s Office and the Social Services Agency for law enforcement services, 7/1/07 – 6/30/10; approve and authorize one additional Sergeant and twelve pay units and one Deputy Sheriff II position and twelve pay units in the Sheriff’s Office Contracts budget, effective 7/1/07; and authorize the Auditor-Controller to make necessary budget adjustments – CAO Recommends: Approve – (4/5 Vote)

PUBLIC WORKS

21. Approve and authorize the execution of the following contract agreements to provide on-call geotechnical engineering, geological and civil engineering consulting services, 7/1/07 – 6/30/12:
   A. ENGEO, Inc., Contract No.1590 (Principal: Ray Skinner; Location: San Ramon), $200,000
   B. FURGO West Inc., Contract No.1592 (Principal: Corey Dare; Location: Oakland), $200,000
   C. Cal Engineering and Geology, Contract No.1586 (Principal: Phillip Gregory and Mitchell Wolfe; Location: Oakland), $200,000
   D. Alan Kropp & Associates, Contract No.1589 (Principal: Alan Kropp; Location: Berkeley), $137,500
   E. MACTEC Engineering and Consulting, Inc., Contract No.1591 (Principal: Dr. Donald Quigley; Location: Oakland), $137,500

   – CAO Recommends: Approve
22. Accept the bid and award Contract No. 1553 to Qiana Riley, dba Astro Construction (Principal: Qiana Riley; Location: Oakland) for the on-call installation of speed humps at various locations in Alameda County, Specification No. FC 2027; authorize the President of the Board to sign the contract upon review by County Counsel ($71,250) – CAO Recommends: Approve

22A. Approve and authorize the execution of Amendment/Modification No. 3 to Contract No. 1232 with Pacific Gas and Electric Company (Principal: Tammie Candelario; Location San Francisco) for gas distribution line relocation and grading work as part of the Vasco Road Safety Improvement Project, increasing the contract amount from $3,279,000 to $6,686,000 ($3,407,000 increase)

23. Award Contract No. 1558 to Gregory Lloyd Wade, dba AAP Concrete (Principal: Gregory Lloyd Wade; Location: Oakland) pursuant to the Alternate Bid Procedure established by the Public Contracting Code, based on the unit prices stated in its proposal for the project, the Improvement of Line B at four locations between Union Pacific Railroad and I-880 freeway in Newark ($60,550); and authorize the President of the Board to sign the contract upon review by County Counsel – CAO Recommends: Approve

23A. Approve a twenty-five year license agreement with the Zone 7 Water Agency that provides for the Agency’s use of the County’s property within the Altamont Pass Transportation Corridor, from the vicinity of Dyer Road along the north side of Altamont Pass Road to a point near the Union Pacific Railroad trestle over Altamont Pass Road, 7/1/07 – 6/30/32, with 10-year option to extend thereafter ($5,000 per annum) – CAO Recommends: Approve – Continued from Tuesday, 6/26/07 (Item # 55)

Public Works Agency and General Services Agency:

24. Authorize the Purchasing Agent to negotiate and sign Master Contract No. 900067 with Scyence Inc., dba Echo Landscape (Principal: Troy DeHerrera; Location: San Lorenzo) to provide landscape and miscellaneous open space maintenance services in the Five Canyons County Service Area PW-1994-1 for the Public Works Agency, 7/1/07 – 6/30/10 ($531,047) – CAO Recommends: Approve – Continued from Tuesday, 6/26/07 (Item # 57)

25. Authorize the following to extend and increase the contracts for the Chipseal Program:

A. Authorize the Purchasing Agent to negotiate and sign an amendment to extend the Request for Quotation No. 10171/AN/04 (Master Contract No. 900320) with Right Away Redy Mix, Inc. (Principal: David Filipek; Location: Oakland) to purchase and transport of road screening materials, extending the contract term from 7/1/07 to 6/30/09, increasing the amount from $1,557,641 to $1,937,641 ($400,000 increase); and

B. Authorize the Purchasing Agent to negotiate and sign Master Contract No. 900321 with Telfer Oil Company (Principal: Michael S. Telfer; Location: Martinez) to provide the application of Polymerized Asphalt Surface Sealer oil, 7/1/07 – 6/30/09 ($762,790)

– CAO Recommends: Approve

FLOOD CONTROL

26. Accept the bid and award Contract No. 1571 to RGW Construction, Inc. (Principal: William S. Stewart; Location: Livermore) for the de-silting of Line A from Union Pacific Railroad to I-880 in Union City, Specification No. FC 3A-D-129; authorize the President of the Board to sign the contract upon review by County Counsel; and approve the encumbrance of an additional $96,020 as a Supplemental Work Allowance for a total encumbered amount of $1,056,220 for the project and authorize the Agency Director to issue change orders as necessary – CAO Recommends: Approve
27. Accept the bid and award Contract No. 1552 to Eshone Electric Co. (Principal: Yoel Hanegbi; Location: Cupertino) for the removal and replacement of the generator set and transfer switch in the Lake Merritt Pump Station, Line R in Oakland, Alameda County Flood Control and Water Conservation District ($74,000); and authorize the President of the Board to sign the contract upon review by County Counsel – CAO Recommends: Approve

11:00 A.M. - SET MATTERS

BOARD OF SUPERVISORS' APPRECIATION PROGRAM

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

HEALTH CARE SERVICES

29. Public Hearing to finalize Proposition 218 procedures related to the possible levy of assessments for the Alameda County Vector Control Services District; accept ballots and written comments regarding the proposed vector and disease control assessment for the Alameda County Vector Control Services District; close the balloting period and direct U.G. Uhlenburg, the tabulator, to tabulate the ballots received; and direct the Department of Environmental Health Services to return to the Board on July 24, 2007 with the tabulation report

GENERAL ADMINISTRATION

President Haggerty:

30. Update on State of Water Supply in Alameda County – Jill Duerig, General Manager Zone 7 Water Agency

31. Review of proposed Children’s Hospital Special Tax Initiative Measure

PUBLIC WORKS

32. Public hearing on Notice of Intention to Condemn Real Property, Joint Utility Easements and Temporary Construction Easements; adopt a resolution of necessity authorizing County Counsel to commence and maintain proceedings in eminent domain to acquire eighteen parcels of real property, joint utility easements and temporary construction easements necessary to widen Lewelling Boulevard between Hesperian Boulevard and Meekland Avenue in San Lorenzo, Eden Township from various properties

PUBLIC INPUT (TIME LIMIT: 3 MINUTES PER SPEAKER)

ADJOURNMENT

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HEALTH CARE SERVICES

33. Approve and authorize a contract renewal (Contract No. 1551) with the United States Department of Agriculture, Animal and Plant Health Inspection Services to continue to provide wildlife consultation and suppression services, 7/1/07 – 6/30/08 ($49,803)

34. 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

SITTING AS THE REDEVELOPMENT AGENCY

35. Community Development Agency – Approve the 2007-08 Redevelopment Agency budget of $39.9 million; and make the finding required under Health and Safety Code Section 33334.3(d) that the planning and administrative expenses associated with the Housing portion of the 2007-08 Redevelopment Agency budget are necessary for the production, improvement or preservation of low and moderate-income housing

GENERAL ADMINISTRATION

36. Human Resource Services – Approve the classification action taken by the Civil Service Commission on 6/20/07

37. Library – Accept the Library Service Technology Act Local History Digital Resource Project Grant Award, to digitize photos and other documents relating to the history of Dublin and making them readily available on the internet, 7/1/07 – 6/30/08 ($5,000)

38. Registrar of Voters – Approve the transfer of funds from discretionary services and supplies to salaries and employee benefits budget, 7/1/07 – 6/30/08 ($50,481); authorize the Auditor-Controller to make necessary budget adjustments; and authorize ten pay units for a Supply Clerk II

Treasurer-Tax Collector:

39. Approve the report of receipts and disbursements for the period of 1/1/07 – 4/30/07

40. Approve the Investment Report for May 2007

41. Authorize the sale of tax defaulted properties at a sealed bid auction on 9/19/07

PUBLIC PROTECTION

42. Sheriff and General Services Agency – Authorize the Purchasing Agent to negotiate an amendment to extend Master Contract No. 900345 with Health Care Evaluations, Inc. a wholly owned subsidiary of ppoNEXT, Inc. dba Next Care Management (Principal: Lynn Littleton: Location: Stockton) to provide medical record audit services for the Sheriff’s Office, extending the contract term from 9/1/07 – 8/31/09, increasing the amount from $106,020 to $190,020 ($84,000 increase)
PUBLIC WORKS

43. Accept and authorize recordation of the Grant Deed dated 5/17/07, from In-Town Communities, LLC, a California limited liability company, conveying to the County 3,365 square feet of real property located on Bockman Road at Via Chiquita in the unincorporated area of Eden Township to conform Bockman Road to its future width line; and declare the parcel of real property hereby acquired part of the County System of Highways

44. Adopt a resolution to authorize and approved the purchase of a 1,539 square feet parcel of real property and a 1,652 square feet temporary construction easement from a property located at 331 Lewelling Boulevard in San Lorenzo, Eden Township, for $60,900 plus costs of reconveyances escrow fees and title insurance; accept and authorize recordation of a Grant Deed and Temporary Construction Easement, expiring 12/31/10; and declare the parcel of real property a part of the County System of Highways

45. Approve and execute an Escrow Agreement with McGuire and Hester and Union Bank of California, pertaining to the Daylighting and Restoration of Line J, Castro Valley Creek, between Norbridge Avenue and Castro Valley Boulevard in Castro Valley, Zone No. 2; Specification No. FC 2-186

BOARDS AND COMMISSIONS

Supervisor Steele:

46. Reappoint Marshall Mitzman to the Alameda County Consumer Affairs Commission, term ending 1/28/09

47. Reappoint Betty Moose to the Alameda County Consumer Affairs Commission, term ending 1/28/09

47A. Supervisor Lai-Bitker – Reappoint Dr. Lisa D. Benton to the Public Health Advisory Committee, term ending 6/30/09

48. Work Force Investment Board – Accept the resignation of Karl Hebenstreit from the Alameda County Consumer Workforce Investment Board

END OF CONSENT

OUT-OF-STATE TRAVEL


Fire – Specialist Clerk – Operations Working Group meeting – Chantilly, Virginia, 6/26/07 – 6/29/07 ($1,200)

Probation – Deputy Chief, Adult Services – Adult and Juvenile Female Offenders 12th National Workshop “Transforming Lives, Soaring to New Horizons” – Baltimore, Maryland, 10/19/07 – 10/24/07 ($2,290)

Sheriff:

Two Deputy Sheriffs – International Breachers Symposium – Memphis, Tennessee, 7/9/07 – 7/12/07 ($1,748 each)

Criminalist – National Firearms Examiner Academy – Alexandria, Virginia, 7/29/07 – 11/20/07 (No County Cost)

Sergeant – “International Property Crimes Investigations Conference & Expo” – Las Vegas, Nevada, 8/13/07 – 8/16/07 ($1,060.75)

Division Commander – Advanced Concepts and Practices in Jail Mental Health Programming – Las Vegas, Nevada, 9/17/07 – 9/19/07 ($1,424)

Social Services Agency:

Finance Director – Waiver Evaluation Meeting – Portland, Oregon, 7/6/07 – 7/6/06 ($500)


County Administrator – County Administrator – “National Association of Counties Annual Conference” – Richmond, Virginia, 7/12/07 – 7/18/07 ($2,000)