



SUMMARY OF PROCEEDINGS

BOARD OF SUPERVISORS
SANTA CLARA COUNTY

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MEMBERS OF THE BOARD

Donald F. Gage	District 1
Blanca Alvarado	District 2
Pete McHugh	District 3
Jim Beall	District 4
Liz Kniss	District 5
Peter Kutras Jr. County Executive	
Phyllis A. Perez Clerk of the Board of Supervisors (408) 299-5001	

Pete McHugh, Chair
Board of Supervisors

June 22, 2004

Convened as the Board of Supervisors of the County of Santa Clara and sitting as the Governing Board of all Special Districts, the Fire Districts, the Financing Authority, the In-Home Supportive Services Public Authority, Vector Control District, and Sanitation District Number 2-3.

Opening

- . Roll Call – All members present.
- . Recited Pledge of Allegiance.
- . Received invocation by Father Samer Youssef, Antiochian Orthodox Church of the Redeemer, Los Altos Hills.
- . Announced dedication of meeting and adjournment in honor and memory of Edna Costa, Kate Wakerly, Richard Chartier, and Miguel Tabladillo.

- . Introduced and welcomed the new Consul General of Mexico, Mr. Bruno Figueroa, to the County of Santa Clara.

Public Issues

- * 1. Approved Summary of Proceedings of June 8, 2004 and minutes of May 4, 10, 11, and 18, 2004.
- 2. Approved consent calendar and changes to the Board of Supervisors' Agenda.
- 3. Received the following comments under Public Presentations:

Received comments from Iraj and Delbar Jahanian requesting assistance in reviewing data on radio tower and plans to add radio stations on property adjacent to Jahanian property and referred to Administration for review.

Social Services Agency

- * 4. Considered recommendations relating to Matrix/Wraparound Program, and took the following actions:
 - a. Approved delegation of authority to Director, Social Services Agency, or designee, to negotiate and execute Agreement with Eastfield Ming Quong Children and Family Services relating to providing services that are not Medi-Cal reimbursable to children enrolled in the Matrix/Wraparound Program in an amount not to exceed \$213,984 for period July 1, 2004 through June 30, 2005, with option to extend term for two additional one-year periods, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive. Delegation of authority shall expire August 1, 2004.
 - b. Approved delegation of authority to Director, Social Services Agency, or designee, to negotiate, accept, execute, terminate, and amend Agreement with Eastfield Ming Quong Children and Family Services relating to providing services that are not Medi-Cal reimbursable to children enrolled in the Matrix/Wraparound Program regarding scope of services, term, new or revised contracting requirements, maximum financial obligation and budget based on

availability of funding and satisfactory contractor performance, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive. Delegation of authority shall expire on June 30, 2007.

- * 5. Considered recommendations relating to Fiscal Year (FY) 2005 funding for Social Services Agency (SSA), Veterans Services Program, and took the following actions:
 - a. Approved Subvention Certificate of Compliance with California Department of Veterans Affairs (CDVA) relating to FY 2005 SSA, Veterans Services Program, Subvention Program.
 - b. Approved Medi-Cal Certificate of Compliance with CDVA relating to FY 2005 SSA, Veterans Services Program, Medi-Cal Cost Avoidance Program.
- 6. Considered recommendations relating to Child Welfare Services/Case Management System (CWS/CMS) computer system, and took the following actions:
 - a. Approved delegation of authority to Director, Social Services Agency, or designee, to negotiate, execute, and amend Agreement with State Department of Social Services relating to temporary assignment of one Social Services Agency extra-help employee to assist the State with CWS/CMS computer system, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive. Delegation of authority shall expire on June 30, 2006.
 - b. Approved extension of extra-help hours beyond limit of 1040 hours per fiscal year for employee assigned to State Department of Social Services for periods July 1, 2004 through June 30, 2005 and July 1, 2005 through June 30, 2006.
 - c. Approved Request for Appropriation Modification No. 10 – \$66,758.40 increasing revenue and expenditures in the Social Services Agency budget for Fiscal Year 2005.

In-Home Supportive Service Public Authority

- * 7. Considered recommendations relating to Management Services Agreement with Council on Aging Silicon Valley, and took the following actions:
- a. Approved delegation of authority to County Executive, or designee, to negotiate and execute Management Services Agreement with Council on Aging Silicon Valley relating to providing management services to In-Home Supportive Services (IHSS) Public Authority in an amount not to exceed \$261,448 for period July 1, 2004 through September 30, 2004 following approval by County Counsel as to form and legality, and approval by the Office of the County Executive. Delegation of authority shall expire on July 31, 2004.
 - b. Approved delegation of authority to County Executive, or designee, to negotiate, execute, and amend Management Services Agreement with Council on Aging Silicon Valley regarding scope of services, term, new or revised requirements, and maximum financial obligation and budget based on approved funding and satisfactory performance by contractor, relating to providing management services to IHSS Public Authority, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive. Delegation of authority shall expire on June 30, 2005.

Health & Hospital System

- * 8. Accepted report from Public Health Officer relating to continuation of County Needle Exchange Program, and took the following action:

Declared continuation of Local Emergency due to the significant risk of spread of HIV/AIDS, Hepatitis C and other blood-borne pathogens, which was proclaimed by the Board of Supervisors on January 11, 2000.

- * 9. Considered recommendations relating to Chlamydia Screening Project (ClaSP), and took the following actions:
 - a. Approved Agreement with State Department of Health Services (DHS) relating to providing services for ClaSP in an amount not to exceed \$50,000 for period October 1, 2003 through June 30, 2005.
 - b. Authorized Office of the County Executive, Office of Budget and Analysis, to increase revenue and expenditures in an amount not to exceed \$10,000 in the Health and Hospital System, Public Health Department budget for Fiscal Year 2005.

- * 10. Considered recommendations relating to Creative Health Ministries Project, and took the following actions:
 - a. Approved Grant Agreement with The Health Trust relating to providing grant funding to establish Creative Health Ministries Project in an amount not to exceed \$150,000 for period July 1, 2004 through December 31, 2005.
 - b. Authorized Office of the County Executive, Office of Budget and Analysis, to increase revenue and expenditures in the Health and Hospital System, Public Health Department budget for Fiscal Year 2005 in an amount not to exceed \$100,000 relating to grant award for The Health Trust.
 - c. Approved delegation of authority to Director, Public Health Department, Health and Hospital System, to negotiate, execute, and amend Agreement with TRIPART Institute relating to providing services for Creative Health Ministries Project in an amount not to exceed \$110,000 for period July 1, 2004 through December 30, 2005, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive. Delegation of authority shall expire on December 30, 2005.

- * 11. Approved Violence Prevention Program Fiscal Year 2004–2005 Expenditure Plan in the amount of \$150,000 for community–based activities to decrease and prevent violence in the County.

- * 12. Considered recommendations relating to providing data mapping services, and took the following actions:
 - a. Approved delegation of authority to Director, Public Health Department, Health and Hospital System, to negotiate and execute Agreement with Eastfield Ming Quong relating to providing data mapping services in an amount not to exceed \$5,750 for period July 1, 2004 through August 1, 2004, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive. Delegation of authority shall expire on August 1, 2004.
 - b. Authorized Office of the County Executive, Office of Budget and Analysis, to increase revenue and expenditures in an amount not to exceed \$5,750 in the Health and Hospital System, Public Health Department budget for Fiscal Year 2005.

- * 13. Approved delegation of authority to Executive Director, Health and Hospital System, or designee, to negotiate, execute, and amend Agreements with various school districts and individual schools relating to providing mental health services at school sites, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive. Delegation of authority shall expire on June 30, 2008.

- * 14. Considered recommendations relating to adolescent alcohol and drug treatment services, and took the following actions:
 - a. Approved delegation of authority to Director, Department of Alcohol and Drug Services (DADS), Health and Hospital System, to amend Agreement with Asian Americans for Community Involvement (AACI) relating to providing adolescent outpatient treatment services in an amount not to exceed \$25,000 for period July 1, 2003 through June 30, 2004, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive. Delegation of authority shall expire on June 30, 2004.
 - b. Approved delegation of authority to Director of Procurement to amend Agreement with AACI relating to providing adolescent brief therapy services in an amount not to exceed \$6,000 for period July 1, 2003 through June 30, 2004, following approval by County Counsel as to form and legality, and approval by

the Office of the County Executive. Delegation of authority shall expire on June 30, 2004.

- * 15. Adopted Resolution establishing inpatient hospital room rates for Valley Medical Center, including Barbara Arons Psychiatric Facility, effective July 1, 2004.
- * 16. Accepted Report on Bids for construction of Outpatient CT Scan Room Remodel, 751 South Bascom Avenue, San Jose (Project No. 200405740).
 - a. Awarded contract to Western Construction, Inc. in the amount of \$444,909 with a construction time of 84 calendar days.
 - b. Approved encumbrance of additional \$67,000 as Supplemental Work Allowance for a total encumbered amount of \$511,909.
 - c. Authorized Director, Facilities Department, Health and Hospital System, to issue Change Orders, as necessary, against the allowance for Supplemental Work and to approve modifications to the construction time.
 - d. Ratified Addendum Nos. 1 and 2.
- * 17. Approved delegation of authority to Executive Director, Health and Hospital System, or designee, to execute and amend three Agreements with ICode Plus, Inc., CodeWorks, and possible third vendor to be selected, relating to providing medical record coding services in an aggregate amount not to exceed \$175,000 for period July 1, 2004 through June 30, 2005, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive. Delegation of authority shall expire on June 30, 2005.
- 18. Approved delegation of authority to Executive Director, Health and Hospital System, or designee, to execute Agreement with Center for Independent Rehabilitative Services relating to providing orthotic services in an amount not to exceed \$6,168 for period December 1, 2002 through December 31, 2002, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive. Delegation of authority shall expire on July 31, 2004.

- * 19. Considered recommendations relating to temporary respiratory therapists staffing services, and took the following actions:
- a. Approved delegation of authority to Executive Director, Health and Hospital System, or designee, to execute Agreements with AMN Healthcare, Per Diem Staffing, Inc., Aureus Medical, and Titan Medical relating to providing temporary staffing services for respiratory therapists working in Respiratory Care Services Department in an aggregate amount not to exceed \$300,000 for period July 1, 2004 through June 30, 2005, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive. Delegation of authority shall expire on June 30, 2005.
 - b. Approved delegation of authority to Executive Director, Health and Hospital System, or designee, to amend Agreements with AMN Healthcare, Per Diem Staffing, Inc., Aureus Medical, and Titan Medical relating to providing temporary staffing services for respiratory therapists working in Respiratory Care Services Department regarding adjusting compensation limits between contractors for a total compensation amount of all Agreements not to exceed \$300,000, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive. Delegation of authority shall expire on June 30, 2005.
- * 20. Considered recommendations relating to temporary staffing services for pharmacist positions, and took the following actions:
- a. Approved Agreement with Asereth Medical Services, Inc. relating to providing temporary staffing services for pharmacist positions in an amount not to exceed \$300,000 for period July 1, 2004 through June 30, 2005.
 - b. Approved delegation of authority to Director, Valley Medical Center, Health and Hospital System, to amend Agreement with Asereth Medical Services, Inc. relating to providing temporary staffing services for pharmacist positions, extending term for two one-year periods, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive. Delegation of authority shall expire on June 30, 2007.

- * 21. Considered recommendations relating to State Health Department AIDS Drug Assistance Program (ADAP), and took the following actions:
 - a. Approved Agreement with Ramsell Corporation relating to Ramsell Corporation acting as Fiscal Intermediary between the County and State Health Department ADAP for period June 22, 2004 through June 30, 2005.
 - b. Approved delegation of authority to Executive Director, Health and Hospital System, or designee, to amend Agreement with Ramsell Corporation relating to providing Fiscal Intermediary services to modify provisions of Agreement as necessary, and to extend term for up to three additional one-year periods, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive. Delegation of authority shall expire on June 30, 2008.

- * 22. Approved delegation of authority to Director of Valley Medical Center (VMC), or designee, to execute Community Organization Contract Forms with bilingual Stanford University pre-med students participating in the Community Service Work-Study Program relating to providing medical translation services as needed for period June 22, 2004 through June 21, 2007, following approval by County Counsel as to form and legality, and approval of the form by the Office of the County Executive. Delegation of authority shall expire on June 21, 2007.

- * 23. Considered recommendations relating to chlamydia-related outreach, marketing activities, and supplies through the 2004 California Infertility Prevention Project, and took the following actions:
 - a. Approved delegation of authority to Executive Director, Health and Hospital System, or designee, to execute Agreement and Amendments to Agreement during contract term with California Family Health Council, Inc., relating to providing chlamydia-related outreach, marketing activities, and supplies in an amount not to exceed \$2,000 for period January 1, 2004 through December 31, 2004, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive. Delegation of authority shall expire on January 30, 2005.

- b. Authorized the Office of the County Executive, Office of Budget and Analysis, to increase Fiscal Year 2005 Health and Hospital System, Public Health Department, Family Planning Clinic budget by \$2,000.
- * 24. Approved delegation of authority to Executive Director, Health and Hospital System, to execute Third Amendment to Agreement with Supplemental Physician Staffing, Inc. relating to providing supplemental physician staffing services, amending insurance requirements to conform with negotiated terms of Agreement and increasing maximum compensation amount by \$45,000 for a total amount not to exceed \$5,262,450 for period May 21, 2003 through May 20, 2004, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive. Delegation of authority shall expire on July 31, 2004.

10:00 a.m. Time Certain

- 24A. Adopted Resolution implementing the budget of the Santa Clara Valley Water District under the Board of Supervisors' supervision and control for Fiscal Year 2004–2005.

Directed Santa Clara Valley Water District to conduct a management audit relating to reserve policies for report on date uncertain.

Employee Services Agency

- * 25. Considered recommendations from Employee Services Agency relating to County Counsel Attorneys' Association (CCAA), and took the following actions:
- a. Ratified Extension Agreement with CCAA extending existing Memorandum of Agreement through July 30, 2006, increasing wages in the second extension year and providing realignments in both extension years.
 - b. Waived reading and adopted Salary Ordinance No. NS–5.03.91 (preliminary) amending Santa Clara County Salary Ordinance No. NS–5.03 relating to compensation of employees providing realignment of approximately one percent

for all classifications represented by County Counsel Attorneys' Association, effective August 2, 2004.

Vote: Gage: Yes Alvarado: Yes McHugh: Yes Beall: Yes
Kniss: Yes

- * 26. Considered recommendations from Employee Services Agency relating to granting two years additional service credit pursuant to Public Employees Retirement System, Government Code Section 20903, and took the following actions:
 - a. Adopted Resolution designating June 23, 2004 through September 20, 2004, as period for eligible miscellaneous employees represented by the County Counsel Attorneys' Association retiring from specified job classifications during designated period to receive two years additional service credit.
 - b. Approved Certification of Compliance with Government Code Section 20903.
 - c. Authorized Clerk of the Board to execute Certification of Governing Body's Action.

- * 27. Approved Agreements with Kaiser Foundation Health Plan and HealthNet, and Amendments to Agreements with Valley Health Plan and Delta Dental Plan of California relating to providing health and dental benefits for period July 1, 2004 through June 30, 2005.

Board of Supervisors

- 28. Announced travel for members of the Board of Supervisors and other elected officials as follows:

Supervisors Beall, Kniss and Chair McHugh will travel to Phoenix Arizona to attend the National Association of Counties (NACo) Annual Conference, July 16 –20, 2004.

29. Considered the following items of concern to refer to Administration for review and report:

Referred to Administration and Office of the Sheriff for report on date

uncertain: Review of protocol for family notification and implementation of policies relating to shooting death of Rodolfo Cardenas.

Referred to Administration for report to Board through the Housing, Land Use, Environment and Transportation Committee and the Finance and Government

Operations Committee: Review of feasibility of the County instituting a General Plan Maintenance Fee.

30. There was no report from Supervisor Gage, Chairperson, Housing, Land Use, Environment, and Transportation Committee.
31. There was no report from Supervisor Alvarado, Chairperson, Public Safety and Justice Committee.
32. There was no report from Supervisor Kniss, Chairperson, Health and Hospital Committee.
33. Accepted report from Chair McHugh, Finance and Government Operations Committee (FGOC), relating to meeting of June 3, 2004.
- a. Approved recommendation from General Services Agency (GSA) that GSA, Procurement Department issue a Request for Proposals (RFP) for a consultant to assess and develop revenue-generating marketing opportunities for the County for report to FGOC. (Referral from FGOC January 8, 2004) (Item 4)
 - b. Approved adding two items to Fiscal Year (FY) 2005 Budget Inventory relating to Assessment Appeals (\$206,704) and Management Audit reimbursements (\$391,446), accepted report with additional information and discussion on Committee Budget Inventory items, and directed staff to provide one-page

summary of current and planned expenditures on Fairgrounds concert theater project since project inception as a Budget Referral. (Item 5)

- c. Accepted reports on the State–County Property Tax Administration Program (SCPTAP) from the Assessor, the County Executive, and the Management Auditor, and directed the Administration to: 1) Prepare correspondence for Board Chair's signature to State Director of Finance that requests clarification on issues related to supplanting General Funds, maintenance of effort and base years that apply to the County; 2) Place the proposed FY 2005 SCPTAP contract provision on performance evaluations on the June 7, 2004 closed session agenda, request the Assessor be present, and provide a report relating to history of labor contract items on performance evaluations with Service Employees International Union (SEIU) Local 715; 3) Place proposed Resolution to participate in SCPTAP and a modified Agreement with the State Department of Finance for FY 2005 on the June 22, 2004 Board agenda that includes a line item allocation of \$95,000 to continue the Clerk of the Board's Assessment Appeals document imaging project within the not-to-exceed amount of \$4,213,639; 4) Prepare a report that responds to the seven recommendations outlined in the May 14, 2004 memorandum for the Management Audit Division on the SCPTAP, provide additional information that a) compares the number of County positions involved in the property tax administration system in the FY 1993–1994 base year and the Recommended FY 2005 Budget, and b) identifies expenses the SCPTAP funded in the FY 1993–1994 base year and whether the General Fund subsequently has supported these expenses, and request Assessor to prepare a response as well, and submit responses through the Budget Referral process as part of response to Budget Referral Item 21. (Item 6)
- d. **Held to August 3, 2004:** Declaration of 2.474 acre County right-of-way (ROW) parcel at southeast quadrant of San Tomas Expressway and Monroe Street in Santa Clara as surplus, authorized Administration to provide notice to appropriate public agencies and non-profit housing sponsors of the availability of property for sale at fair market value, and dedicate all proceeds from sale of property to affordable housing projects and staff, and economic development activities. (Item 7)

- e. Accepted as items for Board information only, as listed on FGOC agenda, items 8 through 16, and approved Committee direction or referrals made in Committee items for Board information:
 - 1. (Item 8) Directed the Management Auditor to prepare a revised work plan proposal for review at the next meeting that makes specific recommendations without regard to source of reimbursement and that includes number of hours to review the State budget.
 - 2. (Item 13) Referred to the Administration a report back to FGOC on pros and cons of a regional approach to the Property Tax Appraisal, Assessment and Management Information System and Tax Collection and Apportionment Information System and provide to the Board, off-agenda, the final consultant report on strategic direction and approaches for the two systems.
- 34. Accepted report from Supervisor Beall, Chairperson, Legislative Committee, relating to Senate Bill 592 (Figueroa) regarding County-wide parcel tax for Kindergarten through grade 12 education and supported legislation to place SB 592 on November 2004 ballot.
- 35. Accepted report from Supervisor Beall, Chairperson, Children, Seniors and Families (CSFC), relating to meeting of June 9, 2004.

Committee Items for Board Action

- a. Considered recommendation from Social Services Agency (SSA) regarding Agreement with Dispute Resolution Program to provide Ombudsperson Program services.

Approved recommendation from SSA regarding Agreement with Dispute Resolution Program to provide Ombudsperson Program services.

- b. Considered request from Senior Care Commission to forward recommendation to Board requesting Valley Transportation Authority (VTA) consider rerouting Bus No. 26 and relocate an existing bus stop or add a new bus stop close to the

India Community Center in Sunnyvale and the Sunnyvale Community Services Center.

Authorized the Board member serving as Chair of VTA Board to forward a letter to the VTA Board of Directors requesting consideration of the Senior Care Commission recommendation to reroute Bus No. 26 and relocate an existing bus stop or add a new bus stop close to the India Community Center in Sunnyvale and the Sunnyvale Community Services Center.

Committee Items for Board Information:

- c. Considered additions to Fiscal Year 2005 Budget Inventory.

The Committee recommended restoring the General Fund Contracts by \$900,462 and allocating \$240,000 from the Food Stamp Liability Reserve to implement two six-month pilot programs, the Educational Support pilot and the Family Mental Health Services pilot, for alternative re-use programming at the Children's Shelter.

- d. Accepted as items for Board information only, as listed on CSFC agenda, items 7 through 13.

36. Accepted verbal report from Supervisor Gage, Board Delegate to the Valley Transportation Authority.

* 37. There was no report on long-term planning and budget strategies.

* 38. Adopted Resolution of Support for the acquisition of an agricultural easement on 570 acres of land known as the Taylor Ranch by the Land Trust for Santa Clara County pursuant to the California Farmland Conservancy Program.

39. Accepted report from Chair McHugh regarding June 2004 Financial and Economic status.

County Executive

40. There was no report from County Executive.
- * 41. Adopted Resolution authorizing Registrar of Voters to conduct a Special Mail Ballot Election on August 31, 2004, as requested by the Town of Los Gatos.
- * 42. Considered recommendations relating to Final Grand Jury Reports, and took the following actions:
- a. Accepted staff response to Grand Jury Final Report and recommendations relating to Inquiry into Shortages in Department of Correction Inmate Personal Fund.
 - b. Directed Clerk of the Board to forward response to Foreperson of the 2003–2004 Civil Grand Jury.
 - c. Accepted Grand Jury Final Report relating to Inquiry of Financial and Performance Audits for the County and Cities in the County.
 - d. Directed Clerk of the Board to forward the letter of no response from the Office of the County Executive to the Foreperson of the 2003–2004 Civil Grand Jury.
- * 43. Approved delegation of authority to County Executive, or designee in the Office of the District Attorney, to apply for funding from the Southwest Border Prosecution Initiative, and to execute any assurances and certifications required through the Program. Delegation of authority shall expire on December 30, 2006.
- * 44. Accepted semi–annual report of gifts received under \$10,000 from various departments, for period December 2003 through May 2004.

- * 45. Considered recommendations relating to the cable ordinance and cable franchise agreements for the unincorporated area, and took the following actions:
 - a. Authorized Director of Procurement to execute a change order with Miller & Van Eaton relating to services associated with cable franchise renewal and ordinance revisions, increasing compensation by \$50,000 for a total contract amount of \$200,000 and extending term through June 30, 2006, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive.
 - b. Authorized Director of Procurement to execute Amendments to Agreements with Miller & Van Eaton relating to services associated with cable franchise renewal and ordinance revisions during the term of the Agreement that are administrative in nature, excluding changes in the contract amount, following approval by County Counsel, and approval by the Office of the County Executive.
- * 46. Approved Assignment and Assumption Agreement for Contract No. NC-04-31 among Women and Their Children's Housing (WATCH) and Next Door Solutions, resulting from a merger between WATCH and Next Door Solutions, relating to continuing provision of services to victims of domestic violence.
- * 47. Approved Request for Appropriation Modification No. 197 – \$25,000 increasing revenue and expenditures in the Office of the County Executive, Office of Emergency Services budget relating to Fiscal Year 2002 Pre-Disaster Mitigation grant funds.
- * 48. Considered recommendations relating to revisions of Round One Affordable Housing Funds Loan Terms for various projects, and took the following actions:
 - a. Approved recommendation to change the term for loan repayments from 30 years to 55 years for the Opportunity Center of the Mid-Peninsula, Contract No. AHF-03-001; Charities Housing, Contract No. AHF-03-006; and, Sobrato Transitional Apartment, Contract No. AHF-03-004.

- b. Approved recommendation to change the interest rate for Opportunity Center of the Mid–Peninsula and Charities Housing from three percent deferred to a contingent interest rate.
 - c. Approved recommendation to change the interest rate for the HOME loan to the Opportunity Center of the Mid–Peninsula, Contract No. HO–03–01, from six percent deferred to a contingent interest rate.
 - d. Authorized staff to prepare Agreements, loan documents, and various related documents such as deeds of trust; promissory notes; and, loan, subordination, assignment, and estoppel agreements with Opportunity Center of the Mid–Peninsula and Charities Housing, and authorized Chair to execute all documents necessary to complete the transactions, following approval by County Counsel as to form and legality.
- * 49. Approved Request for Appropriation Modification No. 196 transferring funds in various Agency and Department budgets and General Fund Contingency Reserve to reflect balanced year–end budgets.
50. Accepted status report relating to establishment of a Juvenile Hall Advisory Board (JHAB).
- * 51. Approved delegation of authority to Chief Information Officer to execute and amend Agreement with Symantec Corporation relating to providing Countywide Information Technology security assessment of systems and networks in an amount not to exceed \$150,000 for period July 1, 2004 through December 31, 2004, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive. Delegation of authority shall expire on December 31, 2004.
- * 52. Considered recommendations relating to Fairgrounds Revitalization Infrastructure Project, and took the following actions:
- a. Approved the Project, adopted plans and specifications, and authorized advertisement of Contract Documents for Fairgrounds Revitalization Infrastructure Project – Detention Basin, Theater Site Grading, Parking, Access, and Lighting and Landscaping Improvements (Bid Package 1).

Opening of Bids: Thursday, July 22, 2004, at 2:00 p.m., in the
Office of the Clerk of the Board of Supervisors.

- b. Approved delegation of authority to County Executive to execute Agreements with Pacific Gas & Electric Company (PG&E), SBC, and other public utility companies relating to putting utilities associated with Project infrastructure work underground, for period up to two years, following approval by County Counsel as to form and legality.

* 53. Considered recommendations relating to rebudgeting funds, and took the following actions:

- a. Approved Request for Appropriation Modification No. 8 – rebudgeting funds within various Agency and Department budgets to reallocate Fiscal Year (FY) 2004 unspent funds for use in FY 2005.
- b. Approved Request for Appropriation Modification No. 178 – \$73,128,985 rebudgeting appropriations and estimated revenues in FY 2005 to support Roads and Airports Department capital projects including Measure B projects previously approved by the Board of Supervisors.
- c. Approved Request for Appropriation Modification No. 1 – \$80,542,384.60 increasing revenues and expenditures in the General Services Agency, Facilities Department budget relating to rebudgeting capital projects balances.
- d. Approved delegation of authority to Office of the County Executive, Office of Budget and Analysis (OBA), to approve adjustments to capital rollover appropriations in FY 2005 to match amounts available at close of Fiscal Year 2004. Delegation of authority shall expire on October 1, 2004.
- e. Approved Request for Appropriation Modification No. 7 – \$13,792,928.13 increasing revenue and expenditures in the Health and Hospital System, Valley Medical Center Capital budget, reappropriating FY 2004 capital projects funds.

- f. Approved Request for Appropriation Modification No. 6 – \$9,401,526 increasing revenue and expenditures in the Health and Hospital System, Valley Medical Center budget, reappropriating FY 2004 fixed asset funds.
 - g. Approved Request for Appropriation Modification No. 12 – \$19,211,687 rebudgeting unspent appropriations and estimated revenues from Fiscal Year 2004 capital improvement funds to Fiscal Year 2005 in the Environmental Resources Agency, Parks and Recreation Department budget.
54. Approved Memorandum of Understanding between the Santa Clara County Executive and Sheriff relating to providing administrative services for the Medical Examiner–Coroner Department. (Chair McHugh voted no).

County Counsel

55. There was no report from County Counsel on legal issues.
56. Considered recommendations relating to Board Policy regarding filling vacancies in elected County offices, and took the following action:
- Adopted Board Policy Resolution No. 04–10, as amended relating to sections (ii), (c) and (iv), amending Board of Supervisors' Policy Manual Section 2.2 to establish the Board's intended process for filling a vacancy on the Board of Supervisors or in another County elected office, and directed Clerk of the Board to include Policy in Board of Supervisors' Policy Manual. (Supervisor Alvarado voted no.)

Boards & Commissions

- * 57. Announced the following appointment by an individual Board member to a Board/Commission:

Supervisor Kniss (District 5):

Appointee Name

Edward Peterson

Board/Commission Name

Region of Moscow, Russia,
Sister–County Commission

58. Supported recommendation from Senior Care Commission relating to rerouting Santa Clara Valley Transportation Authority (VTA) Bus Route No. 26 in Sunnyvale and relocation of existing bus stop or addition of a new stop close to India Community Center in Sunnyvale and the Sunnyvale Community Services Center, and authorized the member of the Board of Supervisors, who sits as Chair of VTA, to forward recommendation to VTA Board of Directors.

Law & Justice

- * 59. Approved Request for Appropriation Modification No. 9 – \$20,000 increasing revenue and expenditures in the Department of Correction (DOC) budget relating to funding from Milpitas Unified School District for infrastructure repairs at Elmwood Correctional Facility and Correctional Center for Women for Fiscal Year 2005.
- * 60. Adopted Resolution authorizing Chief Probation Officer, or Chair of the Board of Supervisors, to execute and/or submit application for approval for the County Comprehensive Multi–agency Juvenile Justice Plan and related Agreements, amendments, or extensions with the State relating to Federal Title II, Part E, Challenge Grant funds, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive.

Department of Child Support Services

- * 61. Considered recommendations relating to California Child Support Automation System (CCSAS) Project, and took the following actions:
 - a. Approved delegation of authority to Acting Director, Department of Child Support Services (DCSS), to execute Agreements with State Department of Child Support Services relating to long-term assignments of local DCSS employees to assist in development of CCSAS Project in an amount not to exceed \$491,786 for period July 1, 2004 through June 30, 2006, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive.
 - b. Approved Request for Appropriation Modification No. 11 – \$244,012 increasing revenue and expenditures in the DCSS budget for Fiscal Year 2005.

Finance Agency

- * 62. Approved delegation of authority to the Director, Finance Agency, to execute Amendment to Agreement with Enforcement Technology, Inc., and to negotiate and execute any necessary additional amendments or extensions, relating to providing billing and collection services for parking tickets, in an amount not to exceed \$70,000, for period June 22, 2004 through June 30, 2005, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive. Delegation of authority shall expire on June 30, 2005.
- * 63. Adopted Resolution establishing fees for certain services provided in the Office of the Clerk-Recorder pursuant to California Government Code.
- * 64. Waived reading and adopted Salary Ordinance No. NS-5.03.90 (preliminary) amending Santa Clara County Salary Ordinance No. NS-05.03 relating to compensation of employees deleting two Account Clerk II positions and adding one

Accountant Auditor–Appraiser or Accountant Assistant position in Finance Agency, Controller–Treasurer Department.

Vote: Gage: Yes Alvarado: Yes McHugh: Yes Beall: Yes Kniss: Yes

1:30 p.m. Time Certain

65. Resolutions, Commendations and Memorials:

- a. Adopted and presented Resolution commending Congresswoman Anna Eshoo, District 14, for support of outreach and application assistance funding from Centers for Medicaid and Medicare Services to Valley Medical Center. (Health and Hospital System, Valley Medical Center)
- b. Adopted Resolutions commending Ann Spalding, Patricia Garvey, Linda Perez, Sandramae Couser, Sue Erekson, Judy Martus, Judy Williams, Birgitta Ericsson, and Judy Blanding as they retire after many years of service to the County of Santa Clara. (Health and Hospital System, Public Health Department)
- c. Adopted Resolution commending Clare Iglesias as she retires after 33 years of service to the County of Santa Clara. (Office of the County Counsel)
- d. Adopted Resolution commending Celeste Cooper as she retires after 24 years of service to the County of Santa Clara. (Employee Services Agency, Department of Human Relations)
- e. Adopted Resolution commending Barbara Fain as she retires after 34 years of service to the County of Santa Clara. (Employee Services Agency, Risk Management)
- f. Adopted Resolution commending Sandy Standing as she retires after 31 years of service to the County. (Employee Services Agency, Risk Management)
- g. Adopted Resolution commending Andrea B. Harris as she retires after 34 years of service to the County of Santa Clara. (Office of the Assessor)

- h. Adopted Resolution commending Caroline "Carol" Van Cleave as she retires after 15 years of service to the County of Santa Clara. (Health and Hospital System, Patient Care Services)
- i. Adopted Resolution proclaiming July 1st, 2004 as "Canada Day" in Santa Clara County. (McHugh)
- j. Adopted Resolution commending Dick Munley as he retires after 12 years of service to the County of Santa Clara. (Department of Correction)
- k. Adopted Resolution commending Rose Pena Munoz as she retires after 24 years of service to the County of Santa Clara. (Employee Services Agency, Department of Human Resources)
- l. Adopted Resolution commending Nenita Guillermo as she retires after 17 years of service to the County of Santa Clara. (Employee Services Agency)
- m. Adopted Resolution commending Annie Osborne as she retires after 28 years of service to the County of Santa Clara. (Employee Services Agency, Labor Relations)
- n. Adopted Resolutions commending Marcia Lynn Bolster, Charles Chew, Mary Lou Fitzpatrick, and Thomas J. Logothetti as they retire after long and dedicated service to the County of Santa Clara. (Office of the County Executive)
- o. Adopted Resolution commending Chandsiri (Janice) Hongsathavij as she retires after 17 years of service to the County of Santa Clara. (Office of the Assessor)
- p. Adopted Resolution commending recipients of the Italian American Heritage Foundation Achievement Awards: Michael Mulcahy, the Guglielmo Family, Dr. Victor Vari, Mae Ferraro, Sal Scrivano, Rosalie and Sal Turturici, Silvia Raviola Jercinovich, and Bert Bonanno. (Chair)
- q. Adopted Resolution commending Starry Starry Night for celebrating 10 years of spirit, idealism and service in Silicon Valley. (Kniss)

- r. Adopted Resolution commending the Korean American Community Services for 25 years of providing a wide range of programs that contribute to the well-being of the Korean American community in Santa Clara County. (Chair)
- s. Adopted Resolution commending Mirassou Family Winery upon its 150th Year of winemaking in Santa Clara County. (Chair)
- t. Adopted Resolution commending the Taiwanese and Chinese American Athletic Tournament on its 20th Anniversary. (Chair)
- u. Adopted Resolution commending the Santa Clara County Law Enforcement Power Pull for law enforcement at its purest basic level: serving the community. (Chair)
- v. Adopted Resolutions commending Norma Carol Duffey (42 years of service), Penny Denise Scarso (37 years of service), Amy Larson (19 years of service) and Susan Carol Banks (17 years of service) as they retire from the County of Santa Clara. (Health and Hospital System)
- w. Adopted Resolution commending Frank Keillor as he receives the 2004 Leslie David Burgess Lifetime Achievement Award and for being a community advocate. (Beall)
- x. Adopted Resolution commending Linda Peerson as she receives the 2004 Leslie David Burgess Lifetime Achievement Award and for being a community advocate. (Beall)
- y. Adopted Resolution commending Dr. Kristin Razzeca as she receives the 2004 Leslie David Burgess Lifetime Achievement Award and for being a community advocate. (Beall)

2:00 p.m. Hearing

- 66. Convened hearing to consider marketing plan for Fantasy of Lights 2004 at Vasona Lake County Park.

- a. Opened public hearing.
- b. Closed public hearing.
- c. Adopted Resolution approving marketing plan for revenue enhancement relating to Fantasy of Lights annual event and authorizing Director, Parks and Recreation Department, Environmental Resources Agency, to execute letters of Agreement with corporate sponsors for the right to advertise the event on County property.

Environmental Resources Agency

- * 67. Considered recommendations relating to Fire Marshal services, and took the following actions:
- a. Approved Agreement with Central Fire Protection District relating to providing various Fire Marshal services for period July 1, 2004 through June 30, 2009.
 - b. Approved delegation of authority to Director, Environmental Resources Agency, to approve annual increases to maximum compensation limit and modifications to performance measures in Agreement with Central Fire Protection District for Fire Marshal services for period July 1, 2004 through June 30, 2009, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive. Delegation of authority shall expire on June 30, 2009.
 - c. Authorized Office of the County Executive, Office of Budget and Analysis, to increase revenue and expenditures in the amount of \$480,228 in the Environmental Resources Agency, Office of the Fire Marshal budget for Fiscal Year 2005 relating to reimbursements for services and associated expenditures.

- * 68. Approved application to annex Penitencia Creek County Park parcel located at the southwest corner of Capitol Avenue and Penitencia Creek Road (APN 254–29–013) into the City of San Jose.

- * 69. Approved the Project, adopted plans and specifications, and authorized advertisement of Contract Documents for the Coyote Lake–Harvey Bear Ranch County Park Trail Construction and Obliteration Project (Project No. 04–004).

Opening of Bids: Thursday, July 22, 2004 at 2:00 p.m., in the
Office of the Clerk of the Board of Supervisors.

- * 70. Approved the Project, adopted plans and specifications, and authorized advertisement of Contract Documents for the Ranger Residence Renovation at Stevens Creek County Park.

Opening of Bids: Thursday, July 29, 2004 at 2:00 p.m., in the
Office of the Clerk of the Board of Supervisors.

- 71. Accepted report relating to funding opportunities for the County Parks and Recreation System as noted in the Parks Department Strategic Plan.

- * 72. Considered recommendations relating to Joice Bernal Ranch Development Project, and took the following actions:
 - a. Ratified Settlement Agreement with KAL Construction, Inc., relating to final settlement of claims for the Joice Bernal Ranch Development Project in the amount of \$20,000.

 - b. Approved Request for Appropriation Modification No. 199 – \$42,554 transferring funds within the Environmental Resources Agency, Parks and Recreation Department budget.

- c. Approved Contract Change Order – Final – Joice Bernal Ranch Development Project, Contract No. 99–25. Contractor – KAL Construction, Inc. Net increase of \$46,462.11 and an increase of 184 calendar days.
 - d. Accepted Project as complete and authorized the Clerk of the Board to execute the Notice of Completion of Contract and Acceptance of Work on above.
- * 73. Considered recommendations relating to marketing and public relations contractual services, and took the following actions:
- a. Approved Professional Services Agreement (PSA) with Coakley Heagerty relating to providing marketing and public relations services in an amount not to exceed \$150,000 for a two–year period.
 - b. Approved delegation of authority to Director, Environmental Resources Agency, or designee, to negotiate and approve individual Project Agreements under PSA in an amount not to exceed \$50,000 per agreement for a two–year period, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive.
- * 74. Approved Lease Agreement with Youth Science Institute relating to providing youth science education programs at Sanborn County Park for a five–year period with option to extend term for an additional five–year period.

Roads & Airports

- * 75. Accepted Report on Bids for construction of 2004 Slurry Seal Project for County Roads at Various Locations.
- a. Awarded contract to Bond Blacktop, Inc. in the amount of \$281,900, which includes an allowance for Supplemental Work in accordance with the Contract Documents, and a construction time of 60 working days.

- b. Authorized Director, Roads and Airports Department, to issue Change Orders, as necessary, against the allowance for Supplemental Work and to approve modifications in construction time.
 - c. Ratified Addendum No. 1.
- * 76. Considered recommendations relating to various County maintained roadways, and took the following actions:
- a. Adopted Resolutions establishing one-way stop controls at the intersections of Bridgewood Way and Lawrence Expressway, Sunnyvale; Bellflower Court and Tallent Avenue, San Jose; Regal Court and Tallent Avenue, San Jose; and, Tallent Avenue and San Pablo Avenue, San Jose.
 - b. Adopted Resolutions establishing two-way stop controls at the intersections of Barbee Court/Freeman Avenue and Tallent Avenue, San Jose; Joanne Avenue and Tallent Avenue, San Jose; Pepper Tree Lane and Tallent Avenue, San Jose; and, Holly Drive and Tallent Avenue, San Jose.
- * 77. Approved Agreement with the City of Gilroy relating to surface treatment and traffic striping of various streets within the City of Gilroy in an amount not to exceed \$250,000.
- * 78. Considered recommendations relating to Montague Expressway Improvement Projects, and took the following actions:
- a. Awarded contract for the Montague Expressway Improvement Project between Highway 101 and North First Street to Top Grade Construction, Inc. in the amount of \$5,798,973, which includes an allowance for Supplemental Work in accordance with the Contract Documents, and a construction time of 330 working days.

- b. Authorized the Director, Roads and Airports Department, to issue Change Orders against the allowance for Supplemental Work and to approve modifications to the construction time.
 - c. Ratified Addendum Nos. 1 and. 2.
 - d. Approved Bid Relief Request from Graniterock Company, dba Pavex Construction Division.
 - e. Approved Agreement with City of San Jose relating to improvements of Montague Expressway from Zanker Road to a point east of Plumeria Drive.
 - f. Approved Request for Appropriation Modification No. 158 – \$200,000 increasing revenue and expenditures in the Roads and Airports Department budget.
 - g. Approved delegation of authority to Director, Roads and Airports Department, to execute Agreement with Santa Clara Valley Transportation Authority (VTA) relating to accepting \$3,200,000 funding for Montague Expressway improvements, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive.
- * 79. Considered recommendations relating to Professional Engineering Consulting Services for Replacement of the Uvas Creek Bridge (Bridge No. 37C–093), and took the following actions:
- a. Approved Agreement with T.Y. Lin International relating to providing professional engineering consulting services for Final Design and Construction Support for the Replacement of Uvas Creek Bridge (Bridge No.37C–093) with a maximum compensation amount not to exceed \$200,000 and for period June 22, 2004 through December 31, 2007.

- b. Authorized Director, Roads and Airports Department, or designee, to act as the County's authorized representative to issue Task Orders during the term of the Agreement and perform other administrative functions in accordance with the Agreement.
- * 80. Considered recommendations relating to the San Antonio Valley Road Maintenance Yard, and took the following actions:
- a. Approved Lease Agreement with Fred and Evelyn Gehri relating to lease of property at 11315 Del Puerto Road for use by Roads and Airports Department San Antonio Valley Road Maintenance Yard for period September 1, 2004 through August 31, 2008.
 - b. Delegated authority to Director, Roads and Airports Department, to execute options to extend the lease for up to four additional one-year terms, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive.
- * 81. Approved Second Amendment to Agreement with T.Y. Lin International/CCS relating to providing professional engineering services for the Traffic Operations System (TOS) on the Lawrence Expressway–Almaden Expressway Link, increasing the maximum compensation limit by \$40,000 for a total contract amount not to exceed \$200,000 and extending term from December 31, 2004 through March 31, 2006.
- * 82. Considered recommendations relating to Infrastructure Maintenance Management Software (IMMS), and took the following actions:
- a. Approved Agreement with Bender Engineering relating to purchase and installation of IMMS in an amount not to exceed \$271,830 for period June 22, 2004 through February 28, 2007.
 - b. Approved delegation of authority to Director, Roads and Airports Department, to execute Amendments to Agreement, as necessary, increasing maximum compensation by \$21,000 for a total compensation limit of \$292,830 and

extending term, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive.

- * 83. Considered recommendations relating to various construction projects, and took the following actions:
- a. Approved Contract Change Order No. 1 - Final – McKee Road Pedestrian Walkway Project at Gridley Street and North Claremont Avenue, Contract No. 04–02. Contractor – Joseph J. Albanese, Inc. Net decrease of \$5 and no change in contract time.
 - b. Approved Contract Change Order No. 1 - Final – Stevens Canyon Road Bridge Project, Bridge No. 37C–0822, Contract No. 03–33. Contractor – George Bianchi Construction, Inc. Net increase of \$18,129.79 and an increase of 25 working days.
 - c. Approved Contract Change Order No. 1 - Final – Magdalena Avenue Sidewalk Installation and Foothill Expressway/Magdalena Avenue Intersection Improvements, Contract No. 03–25. Contractor – Wattis Construction Company, Inc. Net increase of \$44,534.44 and an increase of 67 working days.
 - d. Approved Contract Change Order No. 1 - Final – Capitol Expressway Pavement Repair Project, North Jackson Avenue to Highway 101, Contract No. 04–05. Contractor – G. Bortolotto & Company, Inc. Net decrease of \$11,576.19 and a decrease of one working day.
 - e. Accepted Projects as complete and authorized Clerk of the Board to execute Notices of Completion of Contract and Acceptance of Work on above.
- * 84. Accepted Report on Bids for construction under Job Order Contract (JOC) RAD–2004–1 for various Roads and Airports Department Projects.
- a. Awarded contract to Wattis Construction Co., Inc. for the Award Criteria Figure of 1.155 for a minimum contract amount of \$50,000, a maximum contract amount of \$1,500,000, and a maximum contract duration of one calendar year commencing on the 20th day following Notice of Award.

- b. Authorized Director, Roads and Airports Department, to issue individual job orders within parameters specified in the contract.
 - c. Delegated authority to Director, Roads and Airports Department, to approve change orders to job orders, accept individual job orders as complete, and execute Notices of Completion of Job Order and Acceptance of Work for individual job orders completed under the requirements specified in the contract.
85. Considered recommendations relating to the County Airports, and took the following actions:
- a. Approved Reid–Hillview Airport Voluntary Hush Kit Pilot Program Parameters and directed Administration to negotiate with pilots relating to optional payment schedule to include a provision in event of relocation of aircraft.
 - b. Approved Third Amendment to Agreement with Harris Miller Miller & Hanson relating to providing professional consulting services for the procurement and installation of an Aircraft Noise and Flight Track Monitoring System (ANFTMS) for Reid–Hillview Airport extending period from June 30, 2004 through December 31, 2005.
 - c. Approved First Amendment to Agreement with Harris Miller Miller & Hanson relating to providing professional consulting services for the County Airports Master Plan and Business Plan Update for the three County airports, increasing maximum compensation by \$42,910 for a total contract amount not to exceed \$825,341 and extending term from June 30, 2004 through December 31, 2005.

General Services Agency

- * 86. Approved Lease Agreement with City of Sunnyvale relating to lease of space at 505 W. Olive Avenue, Sunnyvale, for use by the Social Services Agency in an amount not to exceed \$2,872.80 per month for period July 1, 2004 through June 30, 2005.
- * 87. Approved License Agreement with City of San Jose relating to providing 79 parking spaces at Civic Center Parking Garage located at 171 West Hedding Street, San Jose,

in an amount not to exceed \$2,370 per month for period July 1, 2004 through August 31, 2005.

- * 88. Approved Contractor Prequalification Packages for Prime Contractor, HVAC Subcontractor, and Electrical Subcontractor for the Valley Specialty Center Bid Package 2 Project.
- * 89. Authorized increase in the Supplemental Work Allowance (SWA) for construction of Valley Health Center at Franklin–McKinley in the amount of \$400,000 for a total SWA of \$1,600,000, and a total contract encumbrance not to exceed \$14,691,000.
- * 90. Accepted Project as complete and authorized the Clerk of the Board to execute the Notice of Completion of Contract and Acceptance of Work on Installation of Modular Classrooms at Elmwood Correctional Facility, Contract No. 03–29. Contractor – Graniterock Company dba Pavex Construction Division.
- * 91. Authorized increase in Supplemental Work Allowance (SWA) for 70 West Hedding Street, West Wing, American with Disabilities Act (ADA) and Fire Marshal Upgrades, Project No. 263–C011008 (formerly AC1018), in the amount of \$25,000 for a total SWA not to exceed \$143,000, and a total contract encumbrance of \$422,000.
- * 92. Approved Request for Appropriation Modification No. 191 – \$45,449.25 transferring funds within the General Services Agency, Facilities Department, Capital Programs Division budget relating to conveyance and exchange of Government property known as Private George I. Richey Hall Armed Forces Reserve Center.
- * 93. Approved License Agreement with Community Hospital of Los Gatos relating to providing use of the parking lot located at 375 Knowles Avenue, Los Gatos, in amounts not to exceed \$1,050 per month for Fiscal Year (FY) 2005, \$1,100 per month for FY 2006, and \$1,150 per month for FY 2007.

* 94. **Held to August 3, 2004:** Consideration of recommendations relating to construction of the Morgan Hill Courthouse and Justice Agencies Building (Project No. 263–C000050):

- a. Approve the Project, adopt plans and specifications, and authorize advertisement of Contract Documents for construction of the Morgan Hill Courthouse and Justice Agencies Building (Project No. 263–C000050) to the Prime Contractors, Electrical Subcontractors, and Mechanical (HVAC) Subcontractors determined by the General Services Agency to be pre–qualified, and general advertisement for other Subcontractors.

Opening of Bids: Thursday, August 5, 2004, at 2:00 p.m., in the
Office of the Clerk of the Board of Supervisors.

- b. Find that a particular material, product, or service should be designated by specific brand or trade name in order to match products currently in use by the County or to obtain a necessary item only available from one source as described in the Notice to Bidders.
- c. Approve Request for Appropriation Modification No. 175 – \$6,300 increasing revenue and expenditures in the General Services Agency, Facilities Department, Capital Programs Division budget by transferring funds from the Probation Department budget. (4/5 Roll Call Vote)

95. Adopted Resolution naming recently purchased office buildings located at 2310 and 2314 North First Street as "County Center at Charcot (CCC)."

* 96. Authorized Director of Procurement, or designee, to initiate Request for Proposals (RFP) process relating to orthopedic implants contract(s) for Health and Hospital System.

Assessor

- * 97. Waived reading and adopted Salary Ordinance Amendment No. NS-5.03.89 (preliminary) amending Santa Clara County Salary Ordinance No. NS-5.03 relating to compensation of employees deleting one vacant Information Systems Manager II or Information Systems Manager I position in the Office of the Assessor.
Vote: Gage: Yes Alvarado: Yes McHugh: Yes Beall: Yes Kniss: Yes
- * 98. Adopted Resolution revising the Assessor's Office fee schedule for providing copies of Assessor's records, pursuant to Santa Clara County Ordinance Code Section A14 and Revenue and Taxation Code Section 409.
99. Considered recommendations relating to the State/County Property Tax Administration Grant Program (SCPTAP), and took the following actions:
- a. Approved recommendation from the County Executive and adopted Resolution to participate in State/County Property Tax Administration Grant Program as set forth in Agreement with the State DOF with the following three modifications to the Agreement:
 1. Replace language in Section 3, County Requirements, second paragraph, regarding individual employee performance assessment with substitute language.
 2. Allocate \$95,000 from the PTAP grant for technology improvement for the Clerk of the Board of Supervisors to supported assessment appeals.
 3. Insert severability provision in the Agreement with suggested language.

- b. Approved Agreement with State DOF for State–County Property Tax Administration Grant Program, in an amount not to exceed \$4,213,639 for the County's Fiscal Year 2004–2005.

(Supervisor Kniss voted no.)

Fire Districts

- * 100. Approved Request for Appropriation Modification No. 193 – \$1,400,000 transferring funds within the Central Fire Protection District budget relating to payment to City of San Jose for fire services to various County parcels.
- * 101. Adopted Resolution delegating authority to Fire Chief, Central Fire Protection District, to execute Agreement with the City of San Jose relating to providing fire services within a portion of the service area of the District.
- * 102. Approved Agreement with County of Santa Clara relating to providing various Fire Marshal management, staffing, code and regulation enforcement, and annual inspection services for period July 1, 2004 through June 30, 2009.

Sanitation District

103. Considered recommendations relating to County Sanitation District No. 2–3, and took the following actions:
 - a. Accepted Monthly Financial Report from County Sanitation District No. 2–3 for period ending May 31, 2004 and authorized payment of bills in an amount not to exceed \$88,349.84.
 - b. **Held to August 3, 2004:** Adoption of proposed Budget for County Sanitation District No. 2–3 for Fiscal Year (FY) 2005, setting rates as outlined and directing the Manager–Engineer to prepare list of sewer service charges for collection on FY 2005 Tax Roll.

- c. Directed Clerk of the Board to set hearing for August 3, 2004 at 2:00 p.m. to consider Sewer Services Charges to be collected on the County Tax Roll for FY 2005.

Final Adoption of Ordinances

- * 104. Adopted Salary Ordinance No. NS-5.03.86 (final) amending Santa Clara County Salary Ordinance No. NS-5.03 relating to compensation of employees adding two Clinical Nurse I or Clinical Nurse II or Clinical Nurse III positions, one half-time Clinical Nurse I or Clinical Nurse II or Clinical Nurse III position, two Medical Assistant positions, one Nurse Coordinator position, one half-time Physician-VMC position, two Health Services Representative positions, and one half-time Health Services Representative position in the Health and Hospital System, Valley Medical Center.
Vote: Gage: Yes Alvarado: Yes McHugh: Yes Beall: Yes Kniss: Yes
- * 105. Adopted Salary Ordinance No. NS-5.03.80 (final) amending Santa Clara County Salary Ordinance No. NS-5.03 relating to compensation of employees reclassifying various positions in certain County agencies and departments.
Vote: Gage: Yes Alvarado: Yes McHugh: Yes Beall: Yes Kniss: Yes
- * 106. Adopted Salary Ordinance No. NS-5.03.81 (final) amending Santa Clara County Salary Ordinance No. NS-5.03 relating to compensation of employees adding one Airport Noise Abatement Program Coordinator position in the Roads and Airports Department, Airport Operations Division.
Vote: Gage: Yes Alvarado: Yes McHugh: Yes Beall: Yes Kniss: Yes

- * 107. Adopted Salary Ordinance No. NS-5.03.82 (final) relating to compensation of employees reclassifying eight Community Library Supervisor positions to Community Librarian positions in the County Library.
Vote: Gage: Yes Alvarado: Yes McHugh: Yes Beall: Yes Kniss: Yes
- * 108. Adopted Salary Ordinance No. NS-5.03.83 (final) amending Santa Clara County Salary Ordinance No. NS-5.03 relating to compensation of employees adding five unclassified Park Maintenance Worker Trainee positions in the Environmental Resources Agency, Parks and Recreation Department. Positions shall expire on September 12, 2004.
Vote: Gage: Yes Alvarado: Yes McHugh: Yes Beall: Yes Kniss: Yes
- * 109. Adopted Salary Ordinance No. NS-5.03.84 (final) amending Santa Clara County Salary Ordinance No. NS-5.03 relating to compensation of employees realigning salaries for select classifications represented by Service Employees' International Union (SEIU) Local 715, providing for a wage increase of approximately one percent for all classes in the Confidential Clerical Unit, and installing Personal Business/Belief Days.
Vote: Gage: Yes Alvarado: Yes McHugh: Yes Beall: Yes Kniss: Yes
- * 110. Adopted Salary Ordinance No. NS-5.03.88 (final) amending Santa Clara County Salary Ordinance No. NS-5.03 relating to compensation of employees adding two Marriage and Family Therapist I or Marriage and Family Therapist II positions in the Health and Hospital System, Department of Alcohol and Drug Services, Employee Assistance Program.
Vote: Gage: Yes Alvarado: Yes McHugh: Yes Beall: Yes Kniss: Yes
- * 111. Adopted Salary Ordinance No. NS-5.03.87 (final) amending Santa Clara County Salary Ordinance No. NS-5.03 relating to compensation of employees deleting one Prevention Program Analyst I position and two Prevention Program Analyst II or Prevention Program Analyst I positions, and adding one Health Realization Analyst I

position and two Health Realization Analyst II or Health Realization Analyst I positions in the Health and Hospital System, DADS.

Vote: Gage: Yes Alvarado: Yes McHugh: Yes Beall: Yes Kniss:
Yes

- * 112. Adopted Salary Ordinance No. NS-20.03.14 (final) amending Santa Clara County Salary Ordinance No. NS-20.03 relating to compensation of employees in executive management positions to include pregnancy as a qualifying disability for which disability benefits may be paid.

Vote: Gage: Yes Alvarado: Yes McHugh: Yes Beall: Yes Kniss:
Yes

- * 113. Adopted Ordinance No. NS-300.731 (final) amending Chapter V, Division A18 of the Santa Clara County Ordinance Code relating to the Santa Clara County Children and Families First Commission, updating and clarifying relationship between the Commission and the County, and recognizing the Commission as FIRST 5 Santa Clara County.

Vote: Gage: Yes Alvarado: Yes McHugh: Yes Beall: Yes Kniss:
Yes

- * 114. Adopted Ordinance No. NS-300.730 (final) amending Section A14-60 of Division A14 of Chapter XII of the Santa Clara County Ordinance Code setting fees for the cost of vehicles impounded or stored by the Office of the Sheriff.

Vote: Gage: Yes Alvarado: Yes McHugh: Yes Beall: Yes Kniss:
Yes

- * 115. Adopted Interim Ordinance No. NS-9.275 (final) relating to establishing a pilot program for Board review of major procurements, for period ending December 23, 2005.

Vote: Gage: Yes Alvarado: Yes McHugh: Yes Beall: Yes Kniss:
Yes

* 116. Adopted Ordinance No. 41 (final), electing to have sewer service charges collected on the County Tax Roll for Fiscal Year 2004–2005.

Vote: Gage: Yes Alvarado: Yes McHugh: Yes Beall: Yes Kniss: Yes

Closing

117. There was no announcement of date and time for closed session to discuss items noticed pursuant to the Brown Act.

Adjourn in Memoriam

Adjourned in honor and memory of Edna Costa, volunteer with the Sunnyvale Chamber of Commerce and Sunnyvale Senior Nutrition Program; Kate Wakerly, founder of the Mountain View Voice newspaper; Richard Chartier, uncle of Supervisor Kniss; and Miguel Tabladillo, World War II Army Veteran; and, authorized that letters of condolence be forwarded to the families.

Adjourned to Wednesday, June 23, 2004 at 9:30 a.m. for a special meeting in the Board of Supervisors' Chambers, County Government Center, 70 West Hedding Street, San Jose.

ATTEST: PHYLLIS PEREZ
Clerk of the Board of Supervisors