

BOARD OF SUPERVISORS

Liz Kniss, District 5, President
 Ken Yeager, District 4, Vice President
 Donald F. Gage, District 1
 George Shirakawa, District 2
 Dave Cortese, District 3



Gary Graves
 Acting County Executive

Ann Miller Ravel
 County Counsel

SUMMARY OF PROCEEDINGS OF FEBRUARY 10, 2009

BOARD OF SUPERVISORS' CHAMBERS
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SANTA CLARA COUNTY BOARD OF SUPERVISORS
 SPECIAL DISTRICTS
 THE FIRE DISTRICTS
 FINANCING AUTHORITY
 PUBLIC AUTHORITY OF SANTA CLARA COUNTY
 VECTOR CONTROL DISTRICT
 SANITATION DISTRICT NO. 2-3

Opening

- . Roll Call - All members present.
- . Recited Pledge of Allegiance.
- . Received invocation by Pastor Dave Sawkins of Venture Christian Church, Gilroy.
- . Announced dedication of meeting and adjournment in honor and memory of Juan Cortes Duran, Lucretia Marie (Lucky) Gardner, and Liz Duveneck Dana.

Public Issues

1. Received the following comments under Public Comment:

- a. Received comments from Geoffrey Mangers, concerned citizen, requesting additional information in connection with a Superior Court lawsuit.
 - b. Received comments from Lydia Torres, member, Service Employees' International Union, Local 521, expressing opposition to the proposed budget reductions in the Mental Health Department.
2. Approved consent calendar and changes to the Board of Supervisors' Agenda.
- * 3. Approved Summary of Proceedings of January 27, 2009 and minutes of December 9, 2008.

Santa Clara Valley Health and Hospital System

- * 4. Approved delegation of authority to the Director, Mental Health Department, or designee, to execute Agreement and subsequent Amendments with EHC LifeBuilders and Federal Housing and Urban Development (HUD) relating to providing services to homeless mentally ill consumers, subject to local stakeholder and State Department of Mental Health approval, and in accordance with HUD and Mental Health Services Act requirements, for period April 1, 2008 through March 31, 2009, with the option to extend the Agreement 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. Delegation of authority shall expire on March 31, 2013.

Employee Services Agency

- * 5. Considered recommendations from the Employee Services Agency relating to the Information Services Department, and took the following actions:
- a. Approved job specification for classification of Geographic Information Systems Analyst Supervisor.
 - b. Waived reading and adopted Salary Ordinance No. NS-5.09.70 (preliminary) amending Santa Clara County Salary Ordinance No. NS-5.09 relating to the

compensation of employees adding the classification and salary range for Geographic Information Systems Analyst Supervisor to the salary schedule.

Vote: Gage: Yes Shirakawa: Yes Cortese: Yes Yeager: Yes Kniss: Yes

Board of Supervisors

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

President Kniss will travel to Washington, D.C., to attend the 2009 National Association of Counties Legislative Conference, March 6-11, 2009.
- * 7. Accepted reports from members of the Board of Supervisors relating to meetings attended through February 4, 2009.
- 8. There were no items of concern to refer to Administration for review and report.
- * 9. Accepted report from Supervisor Gage, Chairperson, Housing, Land Use, Environment, and Transportation (HLUET) Committee relating to meeting of January 22, 2009.
 - a. Approved recommendations from the Department of Planning and Development on a proposed drainage permit, and directed staff to conduct analysis and outreach and to draft amendments to the Ordinance Code to require a drainage permit for certain properties (HLUET Item 7).
 - b. Accepted HLUET agenda items 5, 6, and 8 as Board information only.
- * 10. There was no report from Supervisor Shirakawa, Chairperson, Public Safety and Justice Committee.
- * 11. Accepted report from President Kniss, Chairperson, Health and Hospital Committee (HHC) relating to meeting of January 21, 2009, and accepted HHC agenda items 3-9 as Board information only.

12. Accepted report from Supervisor Yeager, Chairperson, Finance and Government Operations Committee relating to the meeting of January 29, 2009.
 - a. Accepted report from the Clerk of the Board of Supervisors relating to the Broadcast of Board Meetings and authorized the Director, Procurement Department to issue a Request for Proposals (RFP) relating to implementing a vendor-based solution for broadcasting of Board meetings in Board Chambers, which will require an \$8,000 appropriation for the Office of the Clerk of the Board of Supervisors for RFP development and evaluation.
 - b. Accepted report from the Clerk of the Board of Supervisors and the Office of the County Counsel relating to the form and content of minutes maintained by the Clerk of the Board of Supervisors, and adopted Board Policy Resolution No. 09-01 amending Board of Supervisors' Policy Manual Section 3.34 to state that the minute book entry recorded for each meeting shall be the audio recording of the meeting coupled with written minutes in action summary minute format.
 - c. Accepted report from the Office of the County Executive relating to the analysis and recommendation regarding the formation of a Countywide Sustainability Council and creation of a County Sustainability Plan, and took the following actions:

Directed the Administration not to proceed with a Sustainability Council or development of a Countywide Sustainability Plan at this time and to consider the feasibility of doing this at the completion of the Climate Action Plan and Implementation Plan.

Referred to the Administration for report to Board through the FGOC:
Preparation of revised 2008-2009 work plan for the Climate Change and Sustainability Program, to include specific objectives and projected deadlines.

Directed the Administration to develop a sustainability policy and a process for incorporating sustainability into County programs and projects, including consideration of the effects on the economy, the environment, and social equity over the next fifty years.
 - d. Accepted report from the Office of the County Executive, Office of Budget and Analysis, relating to the appropriation modifications planned for the Fiscal Year 2009 Mid-Year Budget Review.

e. Accepted FGOA agenda items 11-31 as Board information only.

13. Accepted report from Supervisor Yeager, Chairperson, Legislative Committee, relating to the meeting of January 15, 2009.

Approved Santa Clara County Legislative Policies and Priorities for 2009.

14. Accepted report from Supervisor Cortese, Chairperson, Children, Seniors, and Families Committee (CSFC), relating to meeting of January 26, 2009.

a. Accepted CSFC agenda items 3 and 6-10 as Board information only.

b. Accepted report relating to the Social Services Agency (SSA) Status Offender Services (SOS) Contracts for Fiscal Year (FY) 2010, considered recommendation from CSFC to delay release of the SOS Request for Proposals (RFP) for FY 2010, and directed Administration to extend existing Agreements through FY 2010 at budgeted levels, subject to approval by the Board of Supervisors.

c. Accepted report from SSA and considered recommendation from CSFC to approve release of the FY 2010 RFP for the Independent Living Program under a new service delivery model, changing from multiple providers to one lead agency which is also the fiscal agent for the Program.

15. Accepted report from President Kniss, Board Delegate to the Santa Clara Valley Transportation Authority (VTA), relating to the meeting of January 8, 2009.

* 16. Accepted report from Supervisor Yeager, Board Delegate to the Metropolitan Transportation Commission, relating to meeting of January 28, 2009.

* 17. There was no report from President Kniss or Supervisor Gage, Board Delegates to Local Agency Formation Commission (LAFCo).

* 18. Accepted report from Supervisor Yeager, Board Delegate to the Bay Area Air Quality Management District, relating to the meetings of January 7 and 21, 2009.

County Executive

19. Accepted verbal report from Acting County Executive relating to passage of the Economic Stimulus Package in the United States Senate this morning and an update on the Timpany Center of Santa Clara County Structural Renovations Project.

20. Considered recommendations relating to the status of the Fiscal Year (FY) 2009 Approved Budget, and took the following actions:
 - a. Accepted information regarding the status of General Fund revenue and expenditures for FY 2009.

 - b. Waived reading and adopted Salary Ordinance No. NS-5.09.71 (preliminary) amending Santa Clara County Salary Ordinance No. NS-5.09 relating to the compensation of employees adding and deleting various positions recommended as part of the Mid-Year budget adjustments in various departments.
Vote: Gage: Yes Shirakawa: Yes Cortese: Yes Yeager: Yes Kniss: Yes

 - c. Approved Request for Appropriation Modification No. 137 - \$51,056,278 adjusting revenue and expenditures in various departments and various funds to recognize changes since adoption of the FY 2009 budget, resulting in a net increase in the General Fund Contingency Reserve of \$7.57 million.

21. Considered recommendations relating to a budget reduction plan addressing the \$5.2 million budget shortfall in Fiscal Year (FY) 2009 in the Mental Health Department, 24-Hour Care Programs, and took the following actions:
 - a. Accepted information relating to a budget reduction plan addressing the \$5.2 million budget shortfall in FY 2009 in the Mental Health Department, 24-Hour Care Programs.

Approved elimination of the Supplemental Rate Program, reduction of one full-time equivalent vacant Nursing Supervisor position in Emergency Psychiatric Services (EPS), and reduction of the Services and Supplies budgets.

Approved implementation of an across the board reduction in discretionary general fund to all contract providers by May 1, 2009.

Requested staff to collaborate with Mental Health Services Act (MHSA) stakeholders relating to Ranch services and the Children's shelter regarding MHSA funding sources prior to July 1, 2009, and to the Board for approval prior to the end of FY 2009.

Held to April 2009: Consideration of approval for the elimination of the North County Mental Health outpatient services, reduction and restructure of the outpatient County operated children and family services, and closure of the East Valley and the Central Mental Health Center.

Approved no reduction of the Psychiatric Social Worker positions in Drug Treatment Court.

Referred to Administration for report to the Health and Hospital Committee, and subsequently to the Board in April 2009: Preparation of information relating to fiscal impacts of actions taken this date regarding the proposed reductions for the Mental Health Department for FY 2009.

- b. Waived reading and adopted Salary Ordinance NS-5.09.73 (preliminary) as amended reflected in Item 21 a. (above), amending Santa Clara County Salary Ordinance No. NS-5.09 relating to the compensation of employees deleting various positions in the Mental Health Department.
Vote: Gage: Yes Shirakawa: Yes Cortese: Yes Yeager: Yes Kniss: Yes
- c. Approved Request for Appropriation Modification No. 134, as amended by Item 21 a (above), reducing expenditures and establishing an ongoing reserve to cover expenses relating to the Mental Health Department's 24-Hour Care Programs.

22. Accepted report relating to updated General Fund projection for Fiscal Year 2010.

- * 23. Waived reading and adopted Salary Ordinance No. NS-5.09.68 (preliminary) amending Santa Clara County Salary Ordinance No. NS-5.09 relating to the compensation of employees deleting one Information Systems Technician II or Information Systems Technician I position and adding one Senior Systems Software

Engineer or Systems Software Engineer II position in the Information Services Department.

Vote: Gage: Yes Shirakawa: Yes Cortese: Yes Yeager: Yes Kniss: Yes

- * 24. Accepted monthly status report on items referred to Administration for action or report back.
- * 25. Approved the amended Conflict of Interest Code, Exhibit A, for Facilities and Fleet Department.
- * 26. Approved 520-hour extension of extra-help hours beyond the 1,040 hour limitation through Fiscal Year 2009 for one Information Systems Technician I position in the County Library, Systems Office.
- * 27. Approved delegation of authority to the Director, Office of Emergency Services, or designee, to amend Agreement with Guy Bernardo relating to position on the Bay Area Urban Area Security Initiative (UASI) Management Team, for period ending June 30, 2010, in an amount 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, 2010.
- * 28. Approved delegation of authority to the Director, Office of Emergency Services, or designee, to negotiate, execute, amend, and terminate Agreement with Swardenski Consulting Services relating to providing project management services for the Disaster Sheltering Annex Tool and Training Project, in an amount not to exceed \$70,000 for period February 10, 2009 through June 30, 2009, including one renewal option, 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, 2009.
- 29. Approved delegation of authority to the Director, Office of Emergency Services, or designee, to negotiate, execute, amend, and terminate Agreement with Joint Venture: Silicon Valley Network relating to providing project management services for the Disaster Resiliency Center (DRC), in an amount, as amended, not to exceed \$150,000 for period February 10, 2009 through December 31, 2009, including one renewal option, 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, 2010.

Approved the \$150,000 funding allocation from the 2008 Homeland Security Grant Program for the DRC Project.

Referred to Administration for report to the Board on date uncertain: Evaluate the progress of the DRC Project for reassessment of the \$100,000 funding allocation from the General Fund.

County Counsel

30. Accepted verbal report from County Counsel regarding a recent tentative court ruling relating to State Prison overcrowding.

Boards & Commissions

- * 31. Considered recommendations relating to vacancy and resignations from Boards and Commissions, and took the following actions:
 - a. Accepted resignation of Charles Browning from the Health Advisory Commission for a four-year term expiring June 30, 2009. Appointee shall represent the community at large. Position is allocated to District 4.
 - b. Accepted resignation of Jason Rodriguez from the CordeValle Youth Golf Foundation for an unlimited term. Appointment is Board-As-a-Whole and the position is allocated to District 2.
 - c. Declared position vacant on the CordeValle Youth Golf Foundation previously held by John Neece for an unlimited term. Appointment is Board-As-a-Whole and the position is allocated to District 3.

Finance Agency

- * 32. Accepted and authorized filing of Detailed Investment Portfolio Listing for period ending December 31, 2008.

33. Accepted presentation relating to bond issuance, and took the following action:

Adopted Resolution authorizing the issuance of Gilroy Unified School District Election of 2008 General Obligation Bonds, Series A, in a principal amount not to exceed \$50,000,000 relating to financing the acquisition or improvement of property in the District.

2:00 p.m. Hearing

34. Convened hearing to consider Resolution approving proposed issuance of bonds by the Association of Bay Area Governments (ABAG) Finance Authority relating to financing for the costs of refinancing and financing schools owned by Valley Christian Schools.

- a. Opened public hearing and received no testimony.
- b. Closed public hearing.
- c. Adopted Resolution authorizing issuance and sale of bonds by the ABAG Finance Authority, in an aggregate principal amount not to exceed \$23,000,000 for the costs of refinancing and financing schools owned by Valley Christian Schools.

2:00 p.m. Land Use Hearing

35. Convened hearing to consider architecture and site approval, grading permit, and proposed tentative map for a 43-lot cluster subdivision for property located at Stanford Avenue, between El Camino Real and Escondido Road, Stanford. Property of Stanford University Board of Trustees. (File No. 9792-09-81-08CST-08A-08G) (Supervisory District 5)

- a. Opened public hearing and received testimony.
- b. Closed public hearing.

- c. Adopted Discretionary Exemption: Use of prior California Environmental Quality Act document.
- d. Declared intent to grant request for site approval, grading permit, and proposed tentative map, as amended, and referred to County Counsel for preparation of findings.

Department of Planning and Development Services

- * 36. Considered recommendations relating to the County's Nonpoint Source Pollution Control Program for the Pajaro River Watershed Area of South County and the submittal of a National Pollutant Discharge Elimination System (NPDES) Storm Water Phase II Permit, and took the following actions:
 - a. Accepted report.
 - b. Authorized staff to file a draft Storm Water Management Plan for the NPDES Storm Water Phase II Permit as regional permit for the South County area.
 - c. Authorized staff to continue with the permit application process.

Parks and Recreation Department

- * 37. Considered recommendations relating to Green Building objectives for design and construction of the Anderson Park Visitor Center and Park Office at Anderson Lake County Park, and took the following actions:
 - a. Approved recommendation to design the Anderson Park Visitor Center to the Leadership in Energy and Environmental Design (LEED) silver standard.
 - b. Approved recommendation to implement Project, without documentation and certification through the United States Green Building Council, and utilize a peer review process and the Pacific Gas & Electric Savings by Design Program to help ensure that the design meets the environmental priorities, including a potential LEED silver rating.

Roads and Airports

- * 38. Considered recommendations relating to Security Improvements and Fence at Reid Hillview and South County Airports, Contract 07-25, and Fisher Creek Bridge at Tilton Avenue Widening and Rail Replacement (Bridge No. 37C0579), Contract 08-08, and took the following actions:
- a. Approved Contract Change Order No. 1 - Final - Security Improvements and Fence at Reid Hillview and South County Airports, Contract 07-25. Contractor - Fencecorp, Inc. Net decrease of \$1,267.40 and an increase of 45 working days.
 - b. Approved Contract Change Order No. 1 - Final - Fisher Creek Bridge at Tilton Avenue Widening and Rail Replacement (Bridge No. 37C0579), Contract 08-08. Contractor - McGuire & Hester. Net decrease of \$31,680.73 and a decrease of 26 working days.
 - c. Accepted Project as complete and authorized Clerk of the Board to Execute Notice of Completion and Acceptance of Work on Contract 07-25, Security Improvements and Fence at Reid Hillview and South County Airports.
 - d. Accepted Project as complete and authorized Clerk of the Board to Execute Notice of Completion and Acceptance of Work on Contract 08-08, Fisher Creek Bridge at Tilton Avenue Widening and Rail Replacement (Bridge No. 37C0579).
- * 39. Considered recommendations relating to traffic actions on various County maintained roadways, and took the following actions:
- a. Adopted Resolution requesting use of radar speed enforcement by the California Highway Patrol (CHP) on Montevina Road for the existing posted 25 mile per hour speed limit, from the intersection of Montara Drive and Vina Avenue to Highway 17 Frontage Road, Los Gatos.
 - b. Adopted Resolution establishing a No Parking Area along a portion of Highwood Drive, San Jose.
 - c. Adopted Resolution establishing a No Parking Area along a portion of McKee Road, San Jose.

- d. Adopted Resolution establishing a No Parking Area along a portion of Wilbur Avenue, San Jose.
 - e. Adopted Resolution designating a "Physically Challenged" parking stall adjacent to 453 Arletta Avenue, San Jose.
 - f. Adopted Resolution establishing a three-way stop control at the intersection of Penitencia Creek Road and Toyon Avenue, San Jose. (Roll Call Vote)
- * 40. Accepted Report on Bids for construction of Hyland Avenue, Kirk Avenue, and Lyndale Area Pedestrian and Bicycle Improvements Project.
- a. Awarded contract to Joseph J. Albanese, Inc., in the amount of \$542,553, which includes a Supplemental Work Allowance (SWA) in accordance with the Contract Documents, and a construction time of 50 working days.
 - b. Authorized the Director, Roads and Airports Department, to issue change orders, as necessary, against the SWA and to approve modifications to the construction time.
- * 41. Approved the Project, adopted plans and specifications, and authorized advertisement of Contract Documents for the Capitol Expressway Pavement Rehabilitation Project between Highway 87 and Seven Trees Boulevard, subject to authorization by Caltrans to advertise the Project.
- * 42. Approved the Project, adopted plans and specifications, and authorized advertisement of Contract Documents for Pavement Repair on Oregon/Page Mill Expressway from Interstate 280 to United States Highway 101 (Project No. STPL 5937 (126)), subject to authorization by Caltrans to advertise the Project.

Facilities and Fleet

- * 43. Approved First Amendment to Professional Services Agreement (PSA) with Jerome D. Hall, P.E., relating to providing fire protection engineering design and professional consulting services for various construction, renovation, and alteration projects, increasing the maximum compensation limit (MCL) by an amount not to exceed

\$400,000 for a new MCL of \$800,000, and extending the term of the PSA by 24 months to February 27, 2011.

- * 44. Approved First Amendment to Professional Services Agreement (PSA) with Hughes Associates, Inc., relating to providing fire protection engineering design and professional consulting services for various construction, renovation, and alteration projects, extending the term limit of the PSA by 24 months to February 27, 2011.
- * 45. Approved Request for Appropriation Modification No. 131 - \$120,000 transferring funds within the Facilities and Fleet Department budget relating to the Evidence Storage Warehouse for the Office of the Sheriff and Office of the District Attorney, Project No. 263-CP08007.
- * 46. Accepted Report on Bids for Job Order Contract (JOC) FAF-2008-03 and JOC-FAF-2008-04 for certain types of public improvement projects.
 - a. Awarded JOC-FAF-2008-03 to Staples Construction for the Award Criteria Figure (ACF) of 1.1297, for a minimum contract amount of \$50,000 and a maximum contract amount of \$4,000,000, as authorized by Public Contract Code Section 20128.5, with maximum contract term of one calendar year from the effective date of Notice to Proceed or when issued job orders totaling the maximum contract amount have been completed, whichever occurs first.
 - b. Awarded JOC-FAF-2008-04 to Torres Construction for the ACF of 1.1380, for a minimum contract amount of \$50,000 and a maximum contract value of \$2,000,000, with maximum contract term of one calendar year from the effective date of Notice to Proceed or when issued job orders totaling the maximum contract amount have been completed, whichever occurs first.
 - c. Authorized the Manager, Building Operations, Facilities and Fleet Department (FAF), to issue individual job orders of \$100,000 or less, within the parameters specified in the Contract Documents.
 - d. Authorized the Director, FAF, to issue individual job orders of more than \$100,000, within the parameters specified in the Contract Documents.
 - e. Authorized the Director, Procurement Department, to accepted individual job orders as complete and execute Notices of Completion.

Central Fire Protection District

- * 47. Considered recommendations relating to the Santa Clara County Central Fire Protection District job titles, approval of new job specifications, and modifications to salary ranges, and took the following actions:
- a. Adopted Resolution establishing job classifications and authorizing the Fire Chief to employ the maximum number of District employees deleting one Arson Investigator position and adding one Arson Investigator I or Arson Investigator II position.
 - b. Approved Job Specifications for classifications of Arson Investigator I and Arson Investigator II.
 - c. Approved the following modifications to the salary range schedule for the Santa Clara County Central Fire Protection District:
 1. Arson Investigator I: \$8,567.55 to \$10,413.91
 2. Arson Investigator II: \$9,622.89 to \$11,696.67

Resolutions, Commendations and Memorials

- * 48. Resolutions, Commendations, and Memorials:
- a. Adopted Resolution proclaiming February 2009 as "Human Relations Month" in Santa Clara County. (Human Relations Commission)
 - b. Adopted Resolution proclaiming February 11, 2009 as "2-1-1 Santa Clara County Day." (President)
 - c. Ratified Resolution, presented on February 5, 2009, commending Quincy Virgilio for enabling the residents of Santa Clara County to navigate the path to homeownership. (Cortese)

- d. Ratified Resolution, presented on February 8, 2009, commending the Vietnamese Spring Festival and Parade for uniting and strengthening the Vietnamese American community through celebration of culture, heritage, and family in Santa Clara County. (Cortese)
- e. Adopted Resolution commending Cindy McCown for 25 years of extraordinary service in bringing the community together and striving to eliminate hunger and its root causes. (Yeager)
- f. Ratified Resolution, presented on February 7, 2009, commending the Bay Area Chrysanthemum Growers Association for continuing to play a vital role in the success of the business community, and for supporting the success of the Chinese American Community. (Cortese)

Final Adoption of Ordinances

- * 49. Adopted Salary Ordinance No. NS-5.09.63 (final) amending Santa Clara County Salary Ordinance No. NS-5.09 relating to the compensation of employees amending Footnote No. 592 extending the expiration date of one unclassified Justice System Clerk I position, in the Probation Department. Position shall expire on June 30, 2009.
Vote: Gage: Yes Shirakawa: Yes Cortese: Yes Yeager: Yes Kniss: Yes
- * 50. Adopted Salary Ordinance No. NS-5.09.66 (final) amending Santa Clara County Salary Ordinance No. NS-5.09 relating to the compensation of employees amending the Salary Schedule for the Local Agency Formation Commission (LAFCo) Office Specialist classification.
Vote: Gage: Yes Shirakawa: Yes Cortese: Yes Yeager: Yes Kniss: Yes
- * 51. Adopted Salary Ordinance No. NS-5.09.69 (final) amending Santa Clara County Salary Ordinance No. NS-5.09 relating to the compensation of employees adding one half-time Public Health Nutrition Associate position in the Public Health Department.
Vote: Gage: Yes Shirakawa: Yes Cortese: Yes Yeager: Yes Kniss: Yes
- * 52. Adopted Salary Ordinance No. NS-5.09.62 (final) amending Santa Clara County Salary Ordinance No. NS-5.09 relating to the compensation of employees adding one Nurse

Coordinator position and one three fifths-time Clinical Psychologist position in Santa Clara Valley Medical Center.

Vote: Gage: Yes Shirakawa: Yes Cortese: Yes Yeager: Yes Kniss: Yes

- * 53. Adopted Salary Ordinance No. NS-5.09.59 (final) amending Santa Clara County Salary Ordinance No. NS-5.09 relating to the compensation of employees adding one half-time Physical Therapist II or Physical Therapist I position, one half-time Medical Assistant position, one Senior Health Services Representative position, one half-time Transcriptionist position, and one half-time Social Worker III or Social Worker II position in Santa Clara Valley Medical Center; and adding Footnote No. 602 designating term expiration for the positions on November 30, 2013.

Vote: Gage: Yes Shirakawa: Yes Cortese: Yes Yeager: Yes Kniss: Yes

Closing

54. Announced Monday, February 23, 2009, at 2:00 p.m., as date and time for closed session to discuss items noticed pursuant to the Brown Act.

Adjourned in honor and memory of Juan Cortes Duran, active member of the community, including various events in the Tropicana neighborhood of San Jose, Special Olympics and Hope Rehabilitation Services; Lucretia Marie (Lucky) Gardner, owner of "Little Bits," a crafts boutique in Gilroy, former English teacher at Gavilan, Merced, and Evergreen Junior Colleges, former member of the Gilroy Parks and Recreation Commission, including the Gilroy Garlic Festival Committee; Liz Duveneck Dana, active member of the Hidden Villa community, a well-known architect in the Palo Alto area, and active supporter in the dedication of 2,000 acres to the Midpeninsula Regional Open Space District and the Trust for Hidden Villa; and, authorized that letters of condolence be forwarded to the families.

Adjourned to an open and public session on Monday, February 23, 2009, at 2:00 p.m., in the Tenth Floor Supervisors' Conference Room, County Government Center, 70 West Hedding Street, San Jose, California, for the purpose of identifying designated representatives to discuss salaries, salary schedules, or fringe benefits of represented and unrepresented employees, or related to labor negotiations, or to disclose real property negotiations if discussion will take place to purchase, sell, exchange or lease

real property; and subsequently adjourning into a closed session to discuss items noticed by the County Counsel and Clerk of the Board of Supervisors.

ATTEST: MARIA MARINOS
Clerk of the Board of Supervisors