

# BOARD OF SUPERVISORS

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## SUMMARY OF PROCEEDINGS OF JUNE 9, 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.
- . Announced dedication of meeting and adjournment in honor and memory Mimi (Maribeth) Stewart; Dr. Brian Hegarty; Ambers Reed, Jr.; Kathlyn Leff Jesse; David Mignano; Lahori Ram Ji; and, Stella Teresa Alvarez.

### Public Issues

1. Received the following comments under Public Comment:

Received comments from members of the public and employees in opposition to various proposed Fiscal Year 2010 budget proposals and to salary reductions impacting In-Home Supportive Services homecare workers; and, a request from custodians to meet and confer with management relating to labor issues.

2. Approved consent calendar and changes to the Board of Supervisors' Agenda.
- \* 3. Approved Summary of Proceedings of May 19, 2009 and revised Summary of Proceedings of April 7, 2009, amending Item No. 37.

### Social Services Agency

- \* 4. Adopted Resolution delegating authority to the Director, Social Services Agency, or designee, to submit a grant application to the U.S. Department of Justice, Office of Justice Programs, Office of Juvenile Justice and Delinquency Prevention, relating to grant funding for the Fiscal Year 2009 Family Drug Courts Program, in the amount of \$500,000 for a grant period of three years.
5. **Held to June 24, 2009** at the request of the Administration: Consideration of approval of delegation of authority to the Director, Social Services Agency, or designee, to negotiate, execute, amend, and terminate the Programs for Immigrant Integration (PII) Agreements and Status Offender Services (SOS) Agreements, in an amount not to exceed \$1,949,102 for period July 1, 2009 through June 30, 2010, 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.
- \* 6. Approved delegation of authority to the Director, Social Services Agency (SSA), and the Chief of Probation, or designees, to negotiate, execute, amend, and terminate a Memorandum of Understanding among SSA, the Probation Department, and the Santa Clara County Office of Education relating to development and maintenance of an Interagency Data Warehouse, with no cost, for period July 1, 2009 through June 30, 2010, 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.

7. Approved delegation of authority to the Director, Social Services Agency, or designee, to negotiate, amend, and terminate existing Agreements with various providers relating to providing Independent Living Program services, in an amount not to exceed \$80,000 for period July 1, 2009 through September 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 October 1, 2009.
- \* 8. Adopted Resolution delegating authority to the Director, Social Services Agency, or designee, to negotiate, execute, amend, and terminate Agreements with Transitional Placement-Plus providers and case managers relating to providing transitional housing services to eligible former foster youth, in an amount not to exceed \$2,215,401 unless additional revenue is available, for period July 1, 2009 through June 30, 2010, including the option for two 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 June 30, 2012.

### **In-Home Supportive Service Public Authority**

9. Considered recommendations relating to Agreements for providing insurance benefit plans for eligible In-Home Supportive Services Independent Providers (IP), and took the following actions:
  - a. Approved delegation of authority to the Acting County Executive, or designee, to amend existing Medical Benefit Plan Agreement with Valley Health Plan, extending the term of Agreement for three months from June 30, 2009 to September 30, 2009 at the current monthly premium rate of \$430.39 per eligible participating IP enrollee, 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 September 30, 2009.
  - b. Approved delegation of authority to the Acting County Executive, or designee, to amend existing Dental Benefit Plan Agreement with Liberty Dental, extending the term of Agreement for one month from August 31, 2009 to September 30, 2009 at the current monthly premium rate of \$25.80 per eligible participating IP enrollee, 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 September 30, 2009.

- c. Approved delegation of authority to the Acting County Executive, or designee, to amend the existing Vision Benefit Plan Agreement with Vision Service Plan, extending the term of Agreement for three months from June 30, 2009 to September 30, 2009 at the current monthly premium rate of \$7.31 per eligible participating IP enrollee for period July 1, 2009 to August 31, 2009, and at the monthly premium rate of \$8.58 per eligible participating IP enrollee for period September 1, 2009 through September 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 September 30, 2009.

- \* 10. Approved delegation of authority to the County Executive, Office of the County Executive, or designee, to negotiate, execute, amend, and terminate Service Agreement with the Council on Aging Silicon Valley relating to providing management services to the In-Home Supportive Services (IHSS) Public Authority, in an amount not to exceed \$1,247,676 for period July 1, 2009 through June 30, 2010, with the option for two additional one-year terms (additional amounts may vary per term based upon availability of additional revenue), 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, 2012.

### **Santa Clara Valley Health and Hospital System**

- \* 11. Adopted Resolution delegating authority to the Public Health Administrator, Santa Clara Valley Health and Hospital System, or designee, to negotiate and execute Agreements and Amendments with air ambulance providers relating to air ambulance services for period July 1, 2009 through June 30, 2012, 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, 2012.
- \* 12. Considered recommendations relating to Agreement with the Department of Veterans Affairs, Veterans Administration (VA) Palo Alto Health Care System, relating to providing mental health services, and took the following actions:

- a. Approved delegation of authority to the Chief Executive Officer, Santa Clara Valley Health and Hospital System (SCVHHS), or designee, to execute Agreement with the Department of Veterans Affairs, VA Palo Alto Health Care System, relating to providing mental health services for period July 1, 2009 through June 30, 2010, 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, 2014.
  - b. Approved delegation of authority to the Chief Executive Officer, SCVHHS, or designee, to execute any subsequent Amendments to said Agreement, including but not limited to, extending the term for additional 12-month 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, 2014.
- \* 13. Considered recommendations relating to grant award from FIRST 5 Santa Clara County (FIRST 5) relating to comprehensive assessments and clinical services for children in the KidScope/KidConnections Program, and took the following actions:
- a. Approved delegation of authority to the Chief Executive Officer, Santa Clara Valley Health and Hospital System (SCVHHS), or designee, to amend and extend Grant Agreement with FIRST 5, in an amount not to exceed \$1,300,000 for period July 1, 2009 through June 30, 2010, with funding to be determined by FIRST 5 in subsequent years, 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, 2012.
  - b. Approved delegation of authority to the Chief Executive Officer, SCVHHS, or designee, to negotiate, execute, amend, and extend related Agreements with new and existing providers, in an amount not to exceed \$1,300,000 for period July 1, 2009 through June 30, 2010, with funding to be determined by FIRST 5 in subsequent years, 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, 2012.

- \* 14. Considered recommendations relating to Memoranda of Understanding (MOUs) with managed care plans and health care plans relating to providing services to Santa Clara County Medi-Cal and Healthy Family beneficiaries, and took the following actions:
- a. Approved delegation of authority to the Chief Executive Officer, Santa Clara Valley Health and Hospital System (SCVHHS), or designee, to execute various MOUs with managed care plans and health care plans relating to providing services to Santa Clara County Medi-Cal and Healthy Family beneficiaries, for period July 1, 2009 through June 30, 2010, 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, 2012.
  - b. Approved delegation of authority to the Chief Executive Officer, SCVHHS, or designee, to execute any subsequent Amendments to said MOUs, including but not limited to, extending the term for additional 12-month 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, 2012.
- \* 15. Considered recommendations relating to Agreement to manage a network of fee-for-service providers to serve mentally ill Medi-Cal eligible and unsponsored children/youth placed out-of-county, and took the following actions:
- a. Approved delegation of authority to the Chief Executive Officer, Santa Clara Valley Health and Hospital System (SCVHHS), or designee, to negotiate and execute Agreement with ValueOptions, Inc., and/or any other organization or County, relating to managing a network of fee-for-service providers serving Santa Clara County Medi-Cal eligible and unsponsored children/youth placed out-of-county, in an amount not to exceed \$210,000 per Fiscal Year, for period July 1, 2009 through June 30, 2013, 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, 2013.
  - b. Approved delegation of authority to the Chief Executive Officer, SCVHHS, or designee, to amend said Agreement, including but not limited to, revising the nature of services, rates for services, or any other provision upon execution of a written Amendment; increasing the aggregated amounts, provided that funds do not incur unbudgeted additional costs to the County; and, extending said

Agreement(s) and add additional funding for the extended term provided that the funds do not incur unbudgeted additional costs to the County, 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, 2013.

16. Considered recommendations relating to performance-based Agreements with Short/Doyle Medi-Cal contractors relating to providing outpatient mental health services, and took the following actions:
  - a. Approved delegation of authority to Chief Executive Officer, Santa Clara Valley Health and Hospital System (SCVHHS), or designee, to negotiate, execute, amend, extend, and terminate performance-based Agreements with new and existing Short/Doyle Medi-Cal contractors relating to providing outpatient mental health services, provided that the contract amounts are within the Mental Health Department approved budget, for period July 1, 2009 through June 30, 2013, 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, 2013.
  - b. Approved delegation of authority to Chief Executive Officer, SCVHHS, or designee, to execute Amendments to prior year Agreements including, but not limited to, revising the units of service, nature of service, rates per unit of service, or any other provision upon execution of a written Amendment; allowing the shifting of funds among contractors, provided that the funds do not exceed the Mental Health Department approved budget; extending the Agreement for an additional 12-month term and adding additional funding for the extended term, provided that the funds do not incur unbudgeted additional costs to the County; and/or, modifying the maximum financial obligation to pay for previously provided services identified following reconciliation of cost reports and contractors' interim payments, 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, 2015.

**Referred to Administration for report through Health and Hospital Committee on date uncertain:** Preparation of annual report relating to agreements with Short/Doyle Medi-Cal contractors for outpatient mental health services.

- \* 17. Considered recommendations relating to Agreements with Institutions for Mental Disease (IMD), skilled nursing facilities (SNF), and mental health rehabilitation centers, and took the following actions:
- a. Approved delegation of authority to the Chief Executive Officer, Santa Clara Valley Health and Hospital System (SCVHHS), or designee, to negotiate and execute Agreements with new and existing IMD, SNF, and mental health rehabilitation centers for providing mental health services to seriously mentally ill clients pursuant to the Bronzan-McCorquodale Act, and Agreements with the State of California, in an amount not to exceed \$14,807,880 for period July 1, 2009 through June 30, 2010, and within the Mental Health Department approved budget in future years, 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, 2014.
  - b. Approved delegation of authority to the Chief Executive Officer, SCVHHS, or designee, to amend said Agreements, including revising the nature of services, rates for services, or any other provision upon execution of a written Amendment; allowing shifting of funds among contractors, provided that the funds do not exceed the Mental Health Department approved budget; and/or, extending the Agreement for four additional 12-month terms and adding additional funding for the extended term(s), provided that the funds do not incur unbudgeted additional costs to the County, following written approval by the Office of Budget and Analysis, 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, 2014.
- \* 18. Considered recommendations relating to Agreements with hospitals for inpatient psychiatric hospitalizations, and took the following actions:
- a. Approved delegation of authority to the Chief Executive Officer, Santa Clara Valley Health and Hospital System (SCVHHS), or designee, to negotiate, execute, and amend Agreements with hospitals relating to inpatient psychiatric hospitalizations, in an amount not to exceed \$11,725,500 for period July 1, 2009 through June 30, 2010, and within the Mental Health Department approved budget in future years, 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, 2014.

- b. Approved delegation of authority to the Chief Executive Officer, SCVHHS, or designee, to amend said Agreements, including revising the nature of services, rates for the services, or any other provision upon execution of a written Amendment; allowing shifting of funds among contractors, provided that the funds do not exceed the Mental Health Department approved budget; and/or, extending the Agreement for four additional 12-month terms and adding additional funding for the extended term(s), provided that the funds do not incur unbudgeted additional costs to the County, 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, 2014.

- \* 19. Approved delegation of authority to the Executive Director, Santa Clara Valley Medical Center, Ambulatory and Managed Care, to execute Licensure Agreement with Stanford University relating to use of license and materials for the Healthier Living patient health education curriculum, in an amount not to exceed \$500 for three years, for period June 9, 2009 through June 8, 2012, 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 8, 2012.
- \* 20. Considered recommendations relating to grant award from El Camino Hospital, and took the following actions:
  - a. Accepted grant funding from El Camino Hospital in the amount of \$1,236,000.
  - b. Approved delegation of authority to the Executive Director, Santa Clara Valley Medical Center, Ambulatory and Managed Care, or designee, to execute Agreement and subsequent Amendments with El Camino Hospital relating to primary care and dental services at Valley Health Center Sunnyvale, in an amount not to exceed \$1,236,000 for period July 1, 2009 through June 30, 2012, 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, 2012.
- 21. Considered recommendations relating to Downtown San Jose Clinic, and took the following actions:

- a. Approved Project No. 263-CP09018, Downtown San Jose Clinic.
  - b. Approved sole source selection of Anderson Brule Architects, Inc., to provide pre-design architectural engineering and related professional services for the Downtown San Jose Clinic Project.
  - c. Approved Professional Services Agreement (PSA) with Anderson Brule Architects, Inc., to provide pre-design architectural engineering and related professional services for the Downtown San Jose Clinic for a maximum compensation limit of \$500,000 and a 12-month term effective upon full execution of the Agreement.
  - d. Authorized the Manager, Capital Program Division, Facilities and Fleet Department, to be the owner's authorized representative to execute Project Agreements for services during the term of the PSA, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive, and perform other administrative functions pursuant to the PSA.
  - e. Approved Request for Appropriations Modification No. 191 - \$479,000 increasing revenue and expenditures in the Facilities and Fleet Department, Capital Programs budget by transferring funds from Facilities and Fleet Department, General Fund budget, relating to the Downtown San Jose Clinic project.
- \* 22. Considered recommendations relating to contracts removed from the Fiscal Year 2010 Master Contracts List by the Finance and Government Operations Committee for additional information, and took the following actions:
- a. Approved delegation of authority to the Chief Executive Officer, Santa Clara Valley Health and Hospital System (SCVHHS), or designee, to negotiate, execute and amend Agreement with Larry Bonham, M.D., relating to providing managed care and physician activities and related services, in an amount not to exceed \$200,000, for period July 1, 2009 through June 30, 2010, 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.
  - b. Approved delegation of authority to Chief Executive Officer, SCVHHS, or designee, to negotiate, execute and amend Agreement with James C. Hall

relating to providing planning and programming consulting services and related services in support of the Seismic Safety Project, extending the term from December 31, 2009 through June 30, 2010 and increasing the maximum compensation by \$200,000 to \$295,000, 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.

- \* 23. Approved Request for Appropriation Modification No. 198 - \$29,595,433 increasing revenue and expenditures in the Santa Clara Valley Medical Center, Valley Health Plan, and various Enterprise Fund budgets.

### Employee Services Agency

- \* 24. Waived reading and adopted Introduction and preliminary adoption Ordinance No. NS-5.09.89 (preliminary) amending Santa Clara County Salary Ordinance No. NS-5.09 relating to the compensation of Sheriff Correctional Officers represented by Santa Clara County Correctional Peace Officers' Association and the unrepresented Correctional Officer Cadets providing for a 3.36 percent wage increase effective June 1, 2009.

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

- \* 25. Approved First Amendment to Agreement with Stericycle, Inc., relating to providing medical waste services, extending the term through June 30, 2011, in an amount not to exceed \$800,000, and revising the price list.

### Board of Supervisors

- 26. Accepted verbal report from Board President.
- \* 27. Announced travel for members of the Board of Supervisors and other elected officials as follows:
  - a. Supervisor Shirakawa traveled to Sacramento County, California, to attend the 2009 California State Association of Counties (CSAC) Legislative Conference on May 26-29, 2009.

- b. President Kniss traveled to Washington, D.C., to attend the National Association of Counties, Large Urban County Caucus Legislative Advocacy Program on June 2-4, 2009.
- \* 28. Accepted reports from members of the Board of Supervisors relating to meetings attended through June 3, 2009.
29. Considered the following items of concern and referred to Administration for review and report, and took the following actions:
- a. **Referred to Administration for report through Housing, Land Use, Environment, Transportation Committee (HLUET) on date uncertain:** Feasibility, including current operational costs and utilization by participants, of absorbing that portion of Henry W. Coe State Park that lies within the borders of Santa Clara County into the County Parks System, should the Governor's proposal to close the Park as a cost-savings measure be adopted.
  - b. **Referred to Administration for report through Finance and Government Operations and HLUET Committees on date uncertain:** Analysis relating to establishment of a redevelopment agency for unincorporated areas of Santa Clara County.
30. Considered recommendations relating to future planning and development at the Santa Clara County Fairgrounds property, and took the following actions:
- a. Adopted Resolution determining that the Fairgrounds property is necessary for County use.
  - b. Approved convening an Ad Hoc Committee of stakeholders to provide a list of recommendations for possible future uses and re-development at the Fairgrounds site.

**Directed the Administration** to terminate current outreach efforts, provide information collected to date, and redirect staff to assist Supervisor Shirakawa relating to outreach regarding development of the Santa Clara County Fairgrounds property.

31. Considered recommendations relating to updating the Parks Capital Plan - Acquisition, and took the following actions:
  - a. Directed staff to begin a formal update to the Parks Capital Plan for Acquisition, utilizing Park Charter Funds as a source of funds.
  - b. Directed staff to report to the Board in August 2009 on the status of this work product.
32. Referred recommendation to relocate the staffing of certain boards and commissions from the Office of the Clerk of the Board to individual departments to the Fiscal Year 2010 Budget Inventory List. (Cortese)
- \* 33. Accepted report from Supervisor Gage, Chairperson, Housing, Land Use, Environment, and Transportation Committee, relating to the meeting of May 21, 2009, and took the following actions:
  - a. Accepted report relating to the impacts of water runoff on downhill properties, and directed staff to draft a Drainage Ordinance, conduct further outreach to the development community, and draft amendments to the County Ordinance Code. (Referral from October 21, 2008 Board of Supervisors meeting, Item No. 11) (HLUET Item No. 5)
  - b. Considered recommendations from the Roads Commission relating to ongoing policy guidelines on the Metropolitan Transportation Commission (MTC) 2035 Plan, and authorized its representatives on Valley Transportation Authority (VTA) and MTC to seek favorable ongoing consideration of the recommendations. (HLUET Item No. 8)
  - c. Approved Fiscal Year 2009-2010 Annual Boards and Commissions Work Plans from the Airports Commission, Airport Land Use Commission, Animal Advisory Commission, Fish and Game Commission, Historical Heritage Commission, Parks and Recreation Commission, Planning Commission, and the Roads Commission. (HLUET Item No. 9)
  - d. Accepted Committee agenda items 6, 7, and 10-13 as Board information only.

- \* 34. Accepted report from Supervisor Shirakawa, Chairperson, Public Safety and Justice Committee, relating to the meeting of May 7, 2009, and took the following actions:
- a. Accepted Committee agenda items 5-7, 9-11, and 13 as Board information only.
  - b. Accepted inspection report from the Santa Clara County Juvenile Justice Commission, dated November 2008, on Santa Clara County Juvenile Hall and response from the Probation Department. (Item 8)
  - c. Considered recommendations relating to the spending plans under the Substance Abuse and Crime Prevention Act (SACPA) Program and Substance Abuse Offender Treatment Program (OTP) for Fiscal Year (FY) 2009-2010. (Item 12)
    1. Accepted report on the FY 2010 preliminary state allocations available for the SACPA (\$3,470,972) and OTP (\$834,863) Programs.
    2. Approved the SACPA and OTP spending plans.
    3. Directed the Administration to redirect the three full-time existing staff from the SACPA Program to County General Fund administrative services in the Department of Alcohol and Drug Services, and reduce \$392,448 in County General Fund contract treatment expenses with no net budget impact.
    4. Adopted Resolution approving the FY 2009-10 SACPA County Plan and OTP Application; and, delegated authority to the Acting County Executive, or designee, to submit and execute any documents necessary for implementation.
- \* 35. Accepted report from President Kniss, Chairperson, Health and Hospital Committee, relating to the meeting of May 20, 2009, and took the following actions:
- a. Approved medical credentials, amendments to the Santa Clara Valley Medical Center Medical Staff Bylaws (committee agenda item 6 a and b), and various policies and procedures. (Committee agenda item 10)
  - b. Approved reduction in the number of appointees to the Santa Clara County Health Advisory Commission from 15 to 11, and maintained the current Commission standing committee structure.

- c. Approved Fiscal Year 2009-2010 Annual Work Plans from the Health Advisory Commission and the HIV Health Services Planning Council.
  - d. Adopted Resolution, held further from the May 19, 2009 meeting (Item No. 8), delegating authority to the Santa Clara Valley Health and Hospital System - Chief Executive Officer, or designee, to execute Agreements and subsequent Amendments with Advanced Clinical Employment Staffing, LLC; Cross Country TravCorps, Inc., dba Cross Country Staffing; HealthSource Global Staffing, Inc.; HRN Services, Inc.; Maxim Healthcare Services, Inc., dba TravelMax; and, Medical Staffing Network, Inc., dba InteliStaf Travel, relating to providing travel nurse staffing at Santa Clara Valley Medical Center and Children's Shelter and Custody Health Services, in an amount not to exceed \$1,500,000 per fiscal year for period July 1, 2009 through June 30, 2011, 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, 2011.
  - e. Accepted Committee agenda Items 4 and 11-16 as Board information only.
- \* 36. Accepted report from Supervisor Yeager, Chairperson, Finance and Government Operations Committee (FGOC), relating to the meeting of May 14, 2009, and took the following actions:
- a. Accepted report, under advisement from the April 7, 2009 meeting (Item 8-a), from the Office of the County Executive relating to the feasibility of the environmental stewardship goals and directed the Administration to bring the goals to the Board for approval and direction regarding a process for implementation within the context of work already underway on the Climate Action Plan. (Committee Item 4)
  - b. Accepted report from the Office of the County Executive relating to work plan to develop a renewable energy plan, approved formation of the interdepartmental task force to address this effort, and report regarding the responses to the Request For Qualification (RFQ) process for renewable Power Purchase Agreements (PPAs). (Committee Item 5)
  - c. Approved the FGOC recommendations relating to the Management Audit of the Automated Fingerprint Identification System (AFIS) and California

Identification System (Cal-ID) Memorandum of Understanding. (Committee Item 8)

- d. Accepted report relating to the status of bond-funded projects managed by the Facilities and Fleet (FAF) Department, Capital Programs Division; approved Request for Appropriation Modification No. 178 - \$1,800,000, transferring funds within the FAF Department, Capital Programs Capital budget, to Morgan Hill Courthouse Project 263-000050; and, approved recommendation making this report the last bond-funded projects report and for all future bond-funded project updates to be included within the Semi-annual Capital Projects Report. (Committee Item 9)
- e. Approved the Ten-Year Capital Improvement Plan for Fiscal Years (FY) 2010-2019. (Committee Item 11)
- f. Approved Amended and Restated Joint Exercise of Powers Agreement By and Between the City of Palo Alto, the City of Menlo Park, the City of East Palo Alto, the Town of Atherton, the County of San Mateo, and the County of Santa Clara, and delegated authority to the Acting County Executive, or designee, to negotiate, execute, amend, extend, and terminate a Memorandum of Understanding with Stanford University relating to the administration of services and franchise fee distribution governed by the Amended and Restated Joint Exercise of Powers Agreement, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive. Delegation of authority shall expire December 31, 2012. (Committee Item 16)
- g. Accepted the Audit Report, Comprehensive Annual Financial Report (CAFR), Single Audit Report, and the Client Communication Letter of the County of Santa Clara for the FY ended June 30, 2008. (Committee Item 18)
- h. Approved FY 2009-2010 Boards and Commissions Annual Work Plans from the Council on Equal Employment Opportunities, Florence Sister-County Commission, Hsinchu Taiwan Sister-County Commission, National Guard and Veterans Affairs Commission, Personnel Board, and Board of Plumbing Examiners. (Committee Item 19)
- i. Accepted Items 7, 10, 12-15, and 20-25 as Board information only.

Accepted report from Supervisor Yeager, Chairperson, Finance and Government Operations Committee (FGOC), relating to the meeting of June 2, 2009, and took the following actions:

- a. Approved the FGOC recommendations relating to the Management Audit of the County Garage and Vehicle Fleet, as indicated in the audit matrix. (Committee Item 4)
  - b. Approved the audits to be conducted as part of the Fiscal Year 2009-10 Management Audit Division Workplan. (Committee Item 7)
  - c. Accepted Committee Items 5, 6, and 8-12 as Board information only.
- \* 38. Accepted report from President Kniss, Chairperson, Legislative Committee, relating to the meeting of May 21, 2009, and took the following action:

Accepted Committee agenda Items 4-7 as Board information only.

39. Accepted report from Supervisor Cortese, Chairperson, Children, Seniors, and Families Committee, relating to meeting of May 28, 2009, and took the following actions:
- a. Accepted requests from members of the Board of Supervisors to modify the Fiscal Year (FY) 2010 Recommended Budget, for inclusion on the Budget Inventory List. (Item 4)
  - b. Approved FY 2009-2010 Annual Work Plans from the Child Abuse Council, Commission on the Status of Women, Human Relations Commission, Senior Care Commission, Social Services Advisory Commission, and Advisory Commission for Persons with Disabilities. (Item 5)
  - c. Considered recommendations relating to the Temporary Assistance for Needy Families (TANF) Emergency Contingency Fund created as a result of the American Recovery and Reinvestment Act of 2009. (Item 6)
    1. Authorized the Office of Budget and Analysis to recognize \$55,383,525 in new revenue and expenditure authority in the FY 2010 budget relating to the TANF Emergency Contingency Fund.

2. Approved delegation of authority to the Director, Social Services Agency (SSA), or designee, to negotiate, execute, amend and terminate contracts with various providers relating to the TANF Emergency Contingency Fund for the period July 1, 2009 through September 30, 2010, which may be increased during the time period if additional revenue is available for an increased financial obligation, following approval by County Counsel as to form legality, and approval by the Office of the County Executive. Delegation of authority shall expire on September 30, 2010.

3. Waived reading and adopted Salary Ordinance No. NS-5.09.90 (preliminary) amending Santa Clara County Salary Ordinance No. NS-5.09 relating to the compensation of employees adding 37 various funded, unclassified positions in the SSA for the period July 1, 2009 through September 30, 2010. Positions shall expire on September 30, 2010.

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

d. Accepted report from the SSA on inventory and issues relating to child welfare services and approved the draft timeline for development of performance measures relating to the child welfare system population. (Item 10)

e. Accepted Committee agenda items 2, 3, 8, 11, and 12 as Board information only.

\* 40. There was no report from Supervisor Gage or President Kniss, Board Delegates to the Santa Clara Valley Transportation Authority.

\* 41. There was no report from President Kniss or Supervisor Gage, Board Delegates to the Local Agency Formation Commission (LAFCo).

\* 42. Accepted report from Supervisor Yeager, Board Delegate to the Bay Area Air Quality Management District relating to meetings of May 6 and 20, 2009.

\* 43. Accepted report from Supervisor Yeager, Board Delegate to the Metropolitan Transportation Commission (MTC), relating to the meeting of May 27, 2009.

## County Executive

44. Accepted verbal report from the Acting County Executive relating to the State Budget deficit.
- \* 45. Accepted monthly status report on items referred to Administration for action or report back.
46. Accepted interim report relating to the Fairgrounds Development Community Outreach Plan.
47. Adopted Resolution delegating authority to the County Executive, or designee, to take actions necessary for the purpose of obtaining grant funds, including executing grant applications, Grant Agreements, grant budget modifications, reimbursement requests, and subsequent Amendments with the Federal Department of Homeland Security, the California Emergency Management Agency, the California Service Corps, and cities within the operational area, relating to the Fiscal Year 2009 Homeland Security and Related Grant Programs for period June 9, 2009 through December 31, 2012, 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, 2012.

**Directed the Administration** to include Fiscal Year 2009 Homeland Security and related grants in the annual grant report provided to Board Committees and provide copies of same to the Disaster Council.

- \* 48. Approved delegation of authority to the Director, County Communications, Office of the County Executive, or designee, to negotiate, execute and amend agreement with Verizon Company to acquire E911 database related to emergency data to be used for the County Regional Public and Internal Notification System (AlertSCC), 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 October 31, 2010.
- \* 49. Considered recommendations relating to computer software and related maintenance, and took the following actions:

- a. Approved delegation of authority to the Director, Procurement Department, or designee, to amend Agreement No. 5500001089 with SHI International Corp., formerly Software House International, relating to providing computer software and related maintenance, increasing compensation by \$3,500,000 for a total contract amount not to exceed \$18,000,000, and extending the term of agreement from June 30, 2009 to June 30, 2010, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive.
  - b. Approved delegation of authority to the Director, Procurement Department, or designee, to administer, enforce, modify, and terminate amended Agreement No. 5500001089. Delegation of authority shall expire on June 30, 2010.
- \* 50. Considered recommendations relating to Dell, Hewlett Packard (HP), and International Business Machines (IBM) Intel-based servers and related maintenance, and took the following actions:
- a. Approved delegation of authority to the Director, Procurement Department, or designee, to amend Agreement No. 5500001079 with Compucom Systems, Inc., relating to providing Dell, HP, and IBM Intel-based servers and related maintenance, increasing compensation by \$8,000,000 for a total contract amount not to exceed \$20,000,000 and extending the term of Agreement from June 30, 2009 to December 31, 2011, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive.
  - b. Approved delegation of authority to the Director, Procurement Department, or designee, to administer, enforce, modify, and terminate amended Agreement No. 5500001079. Delegation of authority shall expire on December 31, 2011.
- \* 51. Approved delegation of authority to the Director, Procurement Department, or designee, to amend Agreement No. 5500000974 with Good Source relating to providing meat and egg products, in an amount not to exceed \$3,000,000 and extending the term of Agreement from June 30, 2009 to December 31, 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 December 31, 2009.
52. Under advisement from May 5, 2009 (Item No. 28): Considered sealed proposals and oral bids, relating to the potential sale of the real property at 590 E. Middlefield Road in Mountain View, and took the following actions:

- a. Opened, examined, and declared sealed proposals submitted by responsible bidders that conform to the terms set forth in the Resolution of Intention to Sell; call for oral bids; and, considered oral bids from responsible bidders that are at least five percent higher than the highest written proposal made by a responsible bidder and that conform to the terms set forth in the Resolution of Intention to Sell.
  - b. Continued agenda item to the afternoon session to allow staff adequate time to determine whether the sealed proposals and oral bids are responsive to the terms of the Resolution of Intention to Sell.
  - c. **Continued to June 19, 2009:** Report on bids.
53. Under advisement from April 7, 2009 (Item No. 8): Considered recommendations relating to Environmental Stewardship Goals, and took the following actions:
- a. Adopted Environmental Stewardship Goals Nos. 1-9.
  - b. Approved addition of Goal No. 10, as amended: Plant 1000 trees annually within a 15-year time frame in the unincorporated urban county pockets and work with local governments, agencies, non-profit organizations such as Our City Forrest and Palo Alto Canopy to build a comprehensive urban forest.
  - c. Approved addition of Goal No. 11: Increase the available blue and white collar "clean and green workforce" course/trainings available regionally and in Santa Clara County, and help place 20,000 trainees and graduates in the regional labor force by the end of 2013.
  - d. Directed staff to evaluate implementation and costs, set target dates, and integrate goals into the Climate Action Plan and Departmental Workplans.
  - e. Directed staff to develop an Urban Forest Policy.
  - f. Directed staff to investigate the existing volunteer environmental opportunities in the departments and report back with information on existing programs, number of existing volunteers, and potential new areas of involvement in order for the Board of Supervisors to set a goal regarding volunteerism.

- \* 54. Approved delegation of authority to the County Executive, Office of the County Executive, or designee, to negotiate, execute, amend, and terminate a sole source contract with San Jose State University Research Foundation relating to operating the Timpany Center of Santa Clara County, for period September 1, 2009 through June 30, 2012, 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, 2012.

### County Counsel

55. There was no report from County Counsel on legal issues.
- \* 56. Approved Third Amendment to Agreement with Craig M. Brown, Inc., relating to providing legal services and increasing maximum compensation from \$300,000 to \$600,000 for period January 21, 2008 through June 30, 2010.

### Boards & Commissions

- \* 57. Announced the following appointments by individual Board members to various Boards and Commissions:

**Supervisor Kniss (District 5):**

Appointee Name

Board/Commission Name

Carol Overton

Domestic Violence Council

Yan Zhao

Commission on the Status of Women

- \* 58. Approved the following Board As-a-Whole appointments to various Boards and Commissions:

Appointee Name

Recommended By

Board/Commission

Jonathan Emami

Cortese

Housing Authority of

Santa Clara County - Board of Directors

- \* 59. Approved amendment to the Human Relations Commission Bylaws to reflect that meetings will be held on the second Thursday of the month at 6:30 p.m., effective August 2009.
- \* 60. Considered and approved recommendation from the Human Relations Commission to accept the Youth Advisory Task Force On-Line Communications Report.

### Law and Justice

- 61. **Held to June 24, 2009** at request of the Administration: Adopt Resolution delegating authority to the Chief of Correction, or designee, to negotiate, execute, amend, extend, renew, and terminate revenue and expenditure contracts with various service providers relating to providing inmate programs and services, funded in whole or in part by the Inmate Welfare Fund (IWF), provided that no contract exceeds the IWF expenditures approved by the IWF Committee and submitted to the Board of Supervisors, and the Department of Correction approved budget for any portion of the contracts not funded by the IWF, 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, 2014.
- \* 62. Considered recommendations relating to extending Service Agreements beyond the five-year limit, and took the following actions:
  - a. Approved delegation of authority to the Chief Probation Officer, Probation Department, or designee, to extend Service Agreement with California Youth Outreach beyond the five-year limit relating to providing mentor services to youth in the Restorative Justice Program, in an amount to be determined, for period July 1, 2009 through June 30, 2010, 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.
  - b. Approved delegation of authority to the Chief Probation Officer, Probation Department, or designee, to extend Service Agreement with Gardner Family Care Corporation beyond the five-year limit relating to providing mental health and substance abuse treatment services to youth in the Aftercare Program, in an amount not to exceed \$144,234 for period July 1, 2009 through June 30, 2010,

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.

- \* 63. Considered recommendations relating to Fiscal Year 2010 Juvenile Justice Crime Prevention Act (JJCPA) grant application, and took the following actions:
  - a. Approved delegation of authority to the Chief Probation Officer, Probation Department, or designee, to negotiate, execute, amend, or terminate any Agreements relating to JJCPA funds, in an amount not to exceed \$4,641,879 for period July 1, 2009 through June 30, 2010, 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.
  - b. Approved Request for Appropriation Modification No. 195 - \$140,195 increasing revenue and expenditures in the Probation Department budget.
  
- \* 64. Considered recommendations relating to Boating Safety and Enforcement Equipment Grant, and took the following actions:
  - a. Accepted grant from the California Department of Boating and Waterways, in the amount of \$24,000 for the Boating Safety and Enforcement Equipment Program Grant.
  - b. Approved delegation of authority to the Sheriff, Office of the Sheriff; and, County Executive, Office of the County Executive, or designees, to negotiate, execute, amend, and terminate Agreement with the California Department of Boating and Waterways relating to the Boating Safety and Enforcement Equipment Program Grant, in an amount not to exceed \$24,000 for period July 1, 2009, through June 30, 2010, 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.
  - c. Approved Request for Appropriation Modification No. 4 - \$24,000 increasing revenue and expenditures in the Office of the Sheriff budget.
  
- \* 65. Approved Agreement with the County of Los Angeles relating to providing intrastate prisoner transportation services for period July 1, 2009 through June 30, 2014.

- \* 66. Considered recommendations relating to Sexual Assault Felony Enforcement (SAFE) Team Program Grant, and took the following actions:
  - a. Accepted grant from the State of California Emergency Management Agency in the amount of \$500,540 for the SAFE Team Program.
  - b. Approved Request for Appropriation Modification No. 196 - \$500,540 increasing revenue and expenditures in the Office of the Sheriff budget.
  
- \* 67. Considered recommendations relating to California Multi-jurisdictional Methamphetamine Enforcement (Cal-MMET) Program Grant, and took the following actions:
  - a. Accepted grant from the State of California Emergency Management Administration in the amount of \$234,464 for the Cal-MMET Program.
  - b. Approved Request for Appropriation Modification No. 197 - \$234,464 increasing revenue and expenditures in the Office of the Sheriff budget.

### Department of Child Support Services

- \* 68. Waived reading and adopted Salary Ordinance No. NS-5.09.91 (preliminary) amending Santa Clara County Salary Ordinance No. NS-5.09 relating to the compensation of employees deleting two vacant Legal Clerk or Legal Clerk Trainee positions and one vacant Legal Secretary II or Legal Secretary I position and adding three Senior Child Support Officer positions in the Department of Child Support Services.

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

### Finance Agency

- 69. Accepted presentation relating to bond issuance for Fiscal Year 2009-2010 Tax and Revenue Anticipation Notes (TRANS) for the Los Altos School District, and took the following action:

Adopted Resolution providing for the borrowing of funds in the name of the Los Altos School District for Fiscal Year 2009-2010 and the issuance and sale of 2009 TRANS, in an amount not to exceed \$10,000,000.

70. Accepted presentation relating to bond issuance for Fiscal Year 2009-2010 Tax and Revenue Anticipation Notes (TRANS) for the Milpitas Unified School District, and took the following action:

Adopted Resolution providing for the borrowing of funds in the name of the Milpitas Unified School District for Fiscal Year 2009-2010 and the issuance and sale of 2009 TRANS, in an amount not to exceed \$6,000,000.

71. Accepted presentation relating to bond issuance for Fiscal Year 2009-2010 Tax and Revenue Anticipation Notes (TRANS) for the Mountain View - Los Altos Union High School District, and took the following action:

Adopted Resolution providing for the borrowing of funds in the name of the Mountain View - Los Altos Union High School District for Fiscal Year 2009-2010 and the issuance and sale of 2009 TRANS, in an amount not to exceed \$5,000,000.

**1:30 p.m. Time Certain**

72. Resolutions, Commendations, and Memorials.

- a. Adopted and presented Resolutions commending Don Hughes and Jim Lanz for their dedication and professionalism in demonstrating the County's ability to "walk the walk" on neighborhood concerns. (Yeager)
- b. Adopted Resolution proclaiming June 14, 2009 as "Flag Day" and designate June 2- 16, 2009 as a time for Flag Awareness in Santa Clara County. (Office of the County Executive)
- c. Adopted Resolution commending Diane Von Merta as she retires after 36 years of service to the County of Santa Clara. (Employee Services Agency)

- d. Adopted Resolution commending Doris Agee as she retires after 35 years of service to the County of Santa Clara. (Santa Clara Valley Health and Hospital System)
- e. Adopted Resolution commending Eunice Rojas as she retires after 30 years of service to the County of Santa Clara. (Santa Clara Valley Health and Hospital System)
- f. Adopted Resolution proclaiming June 2009 as "World Refugee Awareness Month" in Santa Clara County. (Social Services Agency)
- g. Adopted and presented Resolution commending Rosa Chavarin, Ann Tu, Sylvia Dacong, Maria Tovar, and Christian Rangel, the "Lunch Ladies of Franklin Mckinley School District," for winning the grand prize in the Culinary Celebrations 2009 cooking contest. (Shirakawa)
- h. Adopted Resolutions commending Jean Ernst and Jerry Doyle for commitment to and accomplishments in public service. (Yeager)
- i. Adopted and presented Resolution commending Trixie Johnson for outstanding achievements as a land use and environmental specialist, many years as a civic leader, and participation in community programs. (Kniss)
- j. Adopted and presented Resolution commending the Mountain View High School Spartan Robotics Team for diligence and devotion to science, technology, and engineering as well as success at the FIRST Competition. (Kniss)
- k. Ratified Resolution, presented on May 16, 2009, commending Laura and Sal Liccardo for tremendous dedication and service to improve the quality of life for the residents of Santa Clara County. (Cortese)
- l. Ratified Resolution, presented on May 16, 2009, commending Julie Riera Matsushima for tremendous dedication and services to the residents of Santa Clara County and unwavering commitment to improve the lives of those around her. (Cortese)
- m. Ratified Resolution, presented on June 4, 2009, commending Wesley Kazuo Mukoyama for tremendous dedication and services to the residents of Santa

Clara County and unwavering commitment to improve the lives of those around him. (Cortese)

- n. Ratified Resolution proclaiming June 4, 2009 as the "Official Celebration Day of the Festa Della Repubblica Italiana" in Santa Clara County. (Cortese)
  - o. Ratified Resolution, presented on May 16, 2009, commending Diane and Nicholas Speno for their tremendous dedication and service to improve the quality of life for the residents of Santa Clara County. (Cortese)
  - p. Ratified Resolution, presented on May 16, 2009, commending George Chiala for his tremendous dedication and services to the residents of Santa Clara County and his unwavering commitment to improve the lives of those around him. (Cortese)
  - q. Adopted Resolution commending Dr. Carmen Sigler for her commitment to and accomplishments in public service for over 20 years. (Yeager)
  - r. Adopted Resolution proclaiming June 15, 2009, as "World Elder Abuse Awareness Day" in Santa Clara County, and encourage all community members to honor and celebrate seniors in Santa Clara County and around the globe. (President)
73. Approved and presented Certificates of Appreciation to Employees of the Month for June 2009.

Muriel Frederick  
Office Specialist III

Office of the Clerk of the Board  
Assessment Appeals Intake

Chanthavy Sivongxay  
Senior Management Analyst

Facilities and Fleet Department  
ISS Property Management Division

James Gibbons-Shapiro  
Deputy District Attorney

Office of the District Attorney  
Homicide

Alfredo Nevius

Social Services Agency

Management Analysis  
Program Manager II

Department of Fiscal and  
Administrative Services  
Financial Management Services

Emilio Herrera  
Laundry Worker II

Santa Clara Valley Health and  
Hospital System  
Valley Medical Center, Laundry Services

Jim Murphy  
Director of Planning and  
Business Development

Santa Clara Valley Health and  
Hospital System Administration

Jami Roth  
Office Specialist III

Agriculture and Environmental  
Management

### **2:00 p.m. Time Certain**

74. Accepted presentation from California Highway Patrol (CHP) on services the CHP offers to the County. (Gage)

### **2:00 p.m. Hearing**

75. Convened hearing to consider Resolution approving the proposed issuance of bonds by the Housing Authority of the County of Santa Clara relating to financing for the costs of acquisition and rehabilitation of various multifamily rental housing developments throughout the County.
- a. Opened public hearing and received no testimony.
  - b. Closed public hearing.
  - c. Adopted Resolution authorizing issuance and sale of bonds by the Housing Authority of the County of Santa Clara, in an aggregate principal amount not to exceed \$60,000,000, for the costs of acquisition and rehabilitation of Sunset

Gardens, Gilroy; Lenzen Gardens, San Jose; Cypress Gardens, San Jose; Lucretia Gardens, San Jose; Eklund Gardens I and Eklund Gardens II, Santa Clara; Deborah Drive, Santa Clara; Miramar Way, Santa Clara; and, Julian Gardens, San Jose.

76. Convened hearing to consider amendments to the County Ordinance Code relating to regulations for holders of State video franchises.
- a. Opened public hearing and received no testimony.
  - b. Closed public hearing.
  - c. Waived reading and adopted Ordinance No. NS-906 (preliminary) adding a new Chapter III to Division B10 of the Santa Clara County Code adopting local regulations applicable to holders of State video franchises issued by the California Public Utilities Commission, pursuant to the Digital Infrastructure and Video Competition Act of 2006, codified in California Public Utilities Code Section 5800 et seq.  
**Vote:** Gage: Yes Shirakawa: Yes Cortese: Yes Yeager: Yes Kniss: Yes
77. Under advisement from May 5, 2009 (Item No. 50): Convened hearing to consider protests and objections to County Lighting Service Area (CLSA) Fiscal Year (FY) 2010 Preliminary Assessment Report and Resolution approving CLSA assessments.
- a. Opened public hearing and received no testimony.
  - b. Closed public hearing.
  - c. Accepted Final CLSA Assessment Report for FY 2009-2010.
  - d. Adopted Resolution adopting the Preliminary Assessment Report as the Final Assessment Report and approving CLSA assessments in benefit zones 1 through 13 for FY 2009-2010, excluding benefit zone 2 to be collected on the County Tax Roll as provided in County Ordinance Code Section A14-33.

**2:00 p.m. Land Use Hearing**

78. Convened hearing to consider recommendations relating to applications for landmark designation for certain County-owned properties listed in the Heritage Resource Inventory and located in South County, unincorporated Saratoga, and unincorporated San Jose. Property of the County of Santa Clara. (Supervisorial Districts 1, 4, and 5)
- a. Opened public hearing and received no testimony.
  - b. Closed public hearing.
  - c. Adopted Resolution designating as landmarks, pursuant to the provisions of Division C17 of the County of Santa Clara Ordinance Code, Coyote Ranch (CL09-002, Assessor's Parcel No. (APN) 725-15-008); Old Stone Building (CL09-003, APN 729-57-002); Malaguerra Winery (CL09-004, APN 729-49-005); Cochrane- Jackson House (CL09-005, APN 729-46-006); Miller Summer House Ruins (CL09-006, APN 756-33-001); Casa Grande (CL09-007, APN 583-18-044); Santa Clara Valley Medical Center "Building W" (CL09-008, APN 282-04-008); H. P. Dyer House (CL09-009, APN 517-05-062); and, Welch-Hurst (CL09-010, APN 517-04-062) located in Santa Clara County.
79. Convened hearing to consider appeal of Ernest and Connie Bellezza from the decision of the Planning Commission to grant a ten-year Use Permit Renewal for an existing golf driving range for property located at 820 Las Animas Avenue, adjacent to the City of Gilroy. Property of Ernest and Connie Bellezza. (Assessor's Parcel Nos. 835-15-050, 835-15-051, 835-15-052) (File No. 5977-23-76-07P APL) (Supervisorial District 1)
- a. Opened public hearing and received testimony.
  - b. Closed public hearing.
  - c. Declared intent to approve Use Permit Renewal without a time limitation, accepted the Use of Prior California Environmental Quality Act (CEQA) Determination, and referred to County Counsel for preparation of findings.

80. Convened hearing to consider request for proposed tentative map for two-lot subdivision of property located at 595 Joandra Court, unincorporated Los Altos. Property of Terrence and Jeanine Connor. (Assessor's Parcel No. 331-04-030) (File No. 9942-15-71-09S) (Supervisory District 5)
- a. Opened public hearing and received no testimony.
  - b. Closed public hearing.
  - c. Adopted Resolution approving tentative map for a two-lot subdivision located at 595 Joandra Court, unincorporated Los Altos.

### **Department of Planning and Development Services**

- \* 81. Considered recommendations relating to approval of final map for a 43-lot subdivision and Land Development and Open Space Easement Agreements with Stanford University, for property located at the northwesterly side of Stanford Avenue between El Camino Real and Escondido Road, Stanford, and took the following actions:
- a. Approved final map.
  - b. Authorized the Clerk of the Board to execute the Clerk's Certificate on the final map.
  - c. Authorized the President to execute the Land Development and Open Space Easement Agreements with Stanford University.
- \* 82. Approved Request for Appropriation Modification No. 199 - \$65,146 increasing revenue and expenditures in the Department of Planning and Development budget relating to the administrative hearing process for Code Enforcement.
- \* 83. Approved First Amendment to Agreement with Santa Clara County Central Fire Protection District relating to providing Fire Marshal services, in an amount not to exceed \$371,682, for period July 1, 2009 through September 30, 2009.

- \* 84. Considered recommendations relating to the County Viewshed Protection Study, and took the following actions:
- a. Accepted two-year status report.
  - b. **Directed staff** to prepare necessary documents to implement recommended Zoning Ordinance improvements.
- \* 85. Considered recommendations relating to Santa Clara County Housing Element Update, 2009-2014, and took the following actions:
- a. Accepted status report.
  - b. Authorized submittal of Draft Housing Element Update, 2009-2014 to the State Department of Housing and Community Development (HCD) for review and comment.
  - c. **Directed staff** to provide future status report relating to comments received from HCD and the public, and return to the Board for a public hearing to adopt the revised Housing Element Update at the earliest opportunity in the Fall of 2009.
- \* 86. Waived reading and adopted Ordinance No. NS-1100.107 (preliminary) modifying Chapter III of Division C3 of the County Ordinance Code relating to Green Building Regulations.
- Vote:** Gage: Yes Shirakawa: Yes Cortese: Yes Yeager: Yes Kniss: Yes

### Parks and Recreation Department

- \* 87. Considered recommendations relating to Landscaping at Hellyer County Park Velodrome, Contract No. 08-19, and took the following actions:
- a. Approved Contract Change Order - Final - Landscaping at Hellyer County Park Velodrome, Contract No. 08-19. Contractor - Watkin & Bortolussi, Inc. Net decrease of \$176.74 and an increase of 69 calendar days.

- b. Accepted Project as complete and authorized the Clerk of the Board to execute Notice of Completion of Contract and Acceptance of Work on the above.
- \* 88. Adopted Resolution for the annual Fantasy of Lights Event in Vasona Lake County Park, adopting the Marketing Plan for the Event and delegating authority to the Director, Parks and Recreation Department, or designee, to negotiate and execute Sponsorship Agreements following approval by County Counsel as to form and legality, and approval by the County Executive. Delegation of authority shall expire on December 31, 2009.
89. Considered recommendations relating to continuation of a Vessel Inspection Program in Fiscal Year (FY) 2010 to prevent the spread of invasive quagga and zebra mussels into Santa Clara County waterways and County Parks.
- a. Approved continuation of a mandatory vessel inspection and quarantine program at four boating reservoirs in County Parks (Coyote, Anderson, Calero, and Stevens Creek) for FY 2010, including the continuation of current peak-season and off-season operating schedules.
- b. Approved delegation of authority to the Director, Parks and Recreation Department, or designee, to negotiate, execute, amend, and terminate Agreements for vessel inspection services, not to exceed a total program expenditure of \$750,000 for period July 1, 2009 through June 30, 2010, 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.
- c. Approved delegation of authority to the Director, Parks and Recreation Department, or designee, to negotiate, execute, amend, and terminate Funding Agreements with the Santa Clara Valley Water District for 50/50 cost sharing of the total Vessel Inspection Program costs, for period July 1, 2009 through June 30, 2010, 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.
- d. Approved Request for Appropriation Modification No. 001 - \$750,000 increasing revenue and expenditures within the Parks and Recreation Department budget for FY 2010.

## Roads & Airports

- \* 90. Considered recommendations relating to Second Amendments to License Agreements with Pacific Bell Wireless, LLC, now known as TMO CA/NV, LLC (T-Mobile), and took the following actions:
- a. Approved Second Amendment to Agreement with T-Mobile relating to installation of telecommunications equipment at the northeast quadrant of Junipero Serra Boulevard and Stanford Avenue, increasing the License Fee from \$780.02 per month to \$1,380.02 per month, with no change to the Agreement expiration date.
  - b. Approved Second Amendment to Agreement with T-Mobile relating to installation of telecommunications equipment at the southeast quadrant of Page Mill Road and Deer Creek Road, increasing the License Fee from \$796.93 per month to \$1,396.93 per month and extending the Agreement expiration date from June 30, 2010 to June 30, 2012.
- \* 91. Approved Agreement with Dawn S. Cameron relating to providing on-call transportation planning services, in an amount not to exceed \$500,000, for period June 9, 2009 through June 30, 2014.

## Facilities and Fleet

- \* 92. Accepted Project as complete and authorized Clerk of the Board to execute Notice of Completion of Contract and Acceptance of Work on Contract No. 08-01, Repair Civic Center Garage. Contractor - Schwager Davis, Inc.
- \* 93. Accepted Project as complete and authorized Clerk of the Board to execute Notice of Completion of Contract and Acceptance of Work on Contract No. 08-05, Facility Security Upgrades to the Santa Clara County Government Center (CGC), Project No. 263-SM07003. Contractor - ESR Construction, Inc.
- \* 94. Approved License Agreements with Mayview Community Health Center, Inc., relating to providing property for medical health facilities located at 270 Grant

Avenue, Palo Alto, and 100 Moffett Boulevard, Mountain View, rent free, for period July 1, 2009 through June 30, 2013.

- \* 95. Approved First Amendment to Lease Agreement with Kidango Inc., relating to providing premises located at 730 Empey Way, San Jose, in an amount not to exceed \$4,500 per month, for period August 1, 2009 through July 30, 2013.
  
- \* 96. Approved Second Amendment to Lease Agreement with Asian Americans for Community Involvement (AACI) relating to providing premises located at 2400 Moorpark Ave, Suites 206, 208, 209, and 308A; and, extending term for Suites 206, 208, and 209 for one year, in an amount not to exceed \$102,583.46 ( including rent for Suite 308A), for period July 1, 2009 through June 30, 2010, with lease for Suite 308A expiring on June 30, 2016.
  
- 97. Considered recommendations relating to Intent to Purchase Real Property located at 1075 East Santa Clara Street, San Jose, from Archie J. and Randi Snider, for the purpose of continued use by the Mental Health Department, and motion failed to approve the following recommendations:
  - a. Adopt Resolution of Intention to Purchase of Real Property located on 1075 East Santa Clara Street, San Jose. Property of Archie J. and Randi Snider.
  
  - b. Authorize Clerk of the Board to set Tuesday, August 11, 2009, at 9:30 a.m., or as soon thereafter as is possible, as the date and time to considered the acquisition of Real Property.
  
  - c. Approve delegation of authority to the Director, Facilities and Fleet Department, or designee, to consent, extend, grant approvals, and sign documents relating to Purchase and Sale Agreement, 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.
  
  - d. Approve Request for Appropriation Modification No. 176 - \$8,640,000 transferring funds within specific cost centers, general ledger accounts, and funds.

## Central Fire Protection District

- \* 98. Approved First Amendment to Agreement with the County of Santa Clara relating to providing Fire Marshal Services to the County of Santa Clara in an amount not to exceed \$371,682 for period July 1, 2009 through September 30, 2009.

## Final Adoption of Ordinances

- \* 99. Adopted Salary Ordinance No. NS-5.09.88 (final) amending Santa Clara County Salary Ordinance No. NS-5.09 relating to the compensation of employees adding one half-time Deputy Probation Officer III or Deputy Probation Officer II or Deputy Probation Officer I position and one Law Enforcement Clerk I or Office Specialist III position in the Probation Department.  
**Vote:** Gage: Yes Shirakawa: Yes Cortese: Yes Yeager: Yes Kniss: Yes
- \* 100. Adopted Ordinance No. NS-300.801 (final) amending Section A14-68 of the Santa Clara County Ordinance Code amending existing provisions regarding fees charged for transportation and personnel handling for decedents by the Office of the Medical Examiner-Coroner, increasing the fee from \$150 to \$210.  
**Vote:** Gage: Yes Shirakawa: Yes Cortese: Yes Yeager: Yes Kniss: Yes
- \* 101. Adopted Interim Ordinance No. NS-9.280 (final) relating to automatically extending the expiration date by 24 months for Building Site Approvals and Grading Approvals for single-family residential developments that expired or would expire between January 1, 2009 and December 31, 2009.  
**Vote:** Gage: Yes Shirakawa: Yes Cortese: Yes Yeager: Yes Kniss: Yes
- \* 102. Adopted Salary Ordinance No. NS-5.09.87 (final) amending Santa Clara County Salary Ordinance No. NS-5.09 relating to the compensation of employees deleting one Library Circulation Supervisor position, adding one Circulation Systems Supervisor position, adding Footnote 187 which authorizes payment of a lead differential to one Librarian II position, and amending the salary schedule to add the Circulation Systems Supervisor classification.  
**Vote:** Gage: Yes Shirakawa: Yes Cortese: Yes Yeager: Yes Kniss: Yes

## Closing

103. Adjourned to a closed session, which may be held from day-to-day to discuss items noticed pursuant to the Brown Act.

Adjourned in honor and memory of Mimi (Maribeth) Stewart, founder of the Cupertino Disabled Student Unlimited Club and devoted member to the De Anza College student body; Dr. Brian Hegarty, former teacher at Saint Clare Catholic School in Santa Clara and active member of the community who led the new teacher mentoring program for all catholic elementary schools in Santa Clara County; Ambers Reed, Jr., father of San Jose Mayor Chuck Reed; Kathlyn Leff Jesse, mother of San Jose Councilwoman Rose Herrera and active member of the community school programs at Linda Vista Elementary in San Jose; David Mignano, active member in the Italian American community and former President of the Sons of Sicily; Lahori Ram Ji, former economic development commissioner for the State of California and a senior leader in the IndoAmerican community; and, Stella Teresa Alvarez, founding member of People Acting in Communities Together (PACT), San Jose B.E.S.T., and the Mayor's Gang Prevention Task Force for the City of San Jose; and, authorized that letters of condolence be forwarded to the families.

Adjourned to a closed session, which may be held from day-to-day at 10:00 a.m., in the Tenth Floor Conference Room, 70 West Hedding Street, San Jose, to discuss items noticed by the County Counsel and Clerk of the Board; and, subsequently adjourning to Monday, June 15, 2009, at 1:30 p.m., in the Board of Supervisors' Chambers, 70 West Hedding Street, San Jose, for the Fiscal Year 2009 -2010 Budget Hearing, possibly adjourning into a closed session, which may be held from day-to-day, to discuss items noticed by the County Counsel and Clerk of the Board, in the Tenth Floor Supervisors' Conference Room, 70 West Hedding Street, San Jose.

ATTEST: MARIA MARINO

Clerk of the Board of Supervisors