

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



Jeffrey V. Smith
 County Executive

 Miguel Marquez
 Acting County Counsel

 Maria Marinos
 Clerk of the Board

SUMMARY OF PROCEEDINGS OF SEPTEMBER 15, 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 Adelante Dual Language Academy Folkoric Dancers from Alum Rock Union School District.

- . Announced dedication of meeting and adjournment in honor and memory of Katrina Smathers and Helen M. Jarvis.

Public Issues

1. There was no Public Comment.

2. Approved consent calendar and changes to the Board of Supervisors' Agenda. (Items with an asterisk [*] in front of the number were on the consent calendar and were voted on in one motion at the beginning of the meeting.)
- * 3. Approved Summary of Proceedings and minutes of August 25, 2009.

Assessor

4. Adopted Resolution authorizing a one-time waiver of the \$30 filing fee for the Applications for Changed Assessment, including a refund to those persons who have already paid the fee, provided all of the following conditions have been met:
 - a. A person affected or the person's agent, or a relative mentioned in Property Tax Rule 317, timely filed a PROP 8 (DECLINE-IN-VALUE) REQUEST FORM requesting review of the 2009-10 assessed value of the property on or before the Assessor's August 15, 2009 deadline; **and**
 - b. The Application for Changed Assessment is filed with the Clerk of the Board between August 10, 2009 and September 15, 2009 inclusive; and, either the Assessor did not complete the review prior to August 31, 2009 or an Application for Changed Assessment was filed after August 10, 2009 but prior to notification by the Assessor of the results of the review pursuant to the PROP 8 (DECLINE-IN-VALUE) REQUEST FORM; **and**
 - c. Any Application for Changed Assessment filed in 2009, which is withdrawn based on the result of the Assessor's review, must be withdrawn on or before October 30, 2009.

Social Services Agency

5. Considered recommendations relating to transition of the Children's Shelter, and took the following actions:
 - a. Accepted report on the transition of the Children's Shelter Residency Program to a Receiving, Assessment, and Intake Center (RAIC) effective October 1, 2009.

- b. Waived reading and adopted Salary Ordinance No. NS-5.10.09 (preliminary) amending Santa Clara County Salary Ordinance No. NS-5.10 relating to the compensation of employees deleting 51 various positions with an implementation date of October 18, 2009, and deleting three positions with an implementation date of January 10, 2010.
Vote: Gage: Yes Shirakawa: Yes Cortese: Yes Yeager: Yes Kniss: Yes
- c. Waived reading and adopted Salary Ordinance No. NS-20.09.04 (preliminary) amending Executive Management Salary Ordinance No. NS-20.09 relating to the compensation of employees deleting one Children's Shelter Director position in the Social Services Agency with an implementation date of January 10, 2010.
Vote: Gage: Yes Shirakawa: Yes Cortese: Yes Yeager: Yes Kniss: Yes
- d. Approved Request for Appropriation Modification No. 56 - \$1,305,206 transferring funds within the Social Services Agency budget for intensive high level out-of-home placement services.

President Kniss directed Administration to respond to questions raised by Laurie Neipoth, Assistant Chief Steward, Service Employees' Internation Union (SEIU), Local 521, regarding meet-and-confer process on the transition of the Children's Shelter.

- * 6. Waived reading and adopted Salary Ordinance No. NS-5.10.16 (preliminary) amending Santa Clara County Salary Ordinance No. NS-5.10 relating to the compensation of employees deleting two vacant unclassified Accountant Assistant positions and adding two unclassified Accountant III or Accountant II positions in the Social Services Agency. Positions shall expire on September 30, 2010.
Vote: Gage: Yes Shirakawa: Yes Cortese: Yes Yeager: Yes Kniss: Yes

In-Home Supportive Service Public Authority

- * 7. Considered recommendations relating to extension of Agreements for providing insurance benefit plans for eligible In-Home Supportive Services (IHSS) Independent Providers (IP), and took the following actions:
- a. Approved delegation of authority to the County Executive, or designee, to amend existing Medical Benefit Plan Agreement with Valley Health Plan and take any and all necessary or advisable actions relating to the Agreement; and, to extend

- the term of Agreement from September 30, 2009 to November 30, 2009, in an amount not to exceed the current monthly 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 November 30, 2009.
- b. Approved delegation of authority to the County Executive, or designee, to amend existing Dental Benefit Plan Agreement with Liberty Dental and take any and all necessary or advisable actions relating to the Agreement; and, to extend the term of Agreement from September 30, 2009 to November 30, 2009, in an amount not to exceed the current monthly 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 November 30, 2009.
- c. Approved delegation of authority to the County Executive, or designee, to amend existing Vision Benefit Plan Agreement with Vision Service Plan (VSP) and take any and all necessary or advisable actions relating to the Agreement; and, to extend the term of Agreement from September 30, 2009 to November 30, 2009, in an amount not to exceed the current monthly rate of \$8.58 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 November 30, 2009.
- d. Approved delegation of authority to the County Executive, or designee, to negotiate, execute, amend, terminate, and take any and all necessary or advisable actions relating to a health benefit plan with Valley Health Plan, subject to negotiations with Service Employees' International Union (SEIU) Local 521, currently underway, regarding the labor contract for IPs, at a monthly rate to be determined per eligible participating IP enrollee, for period December 1, 2009 through November 30, 2010, with two additional one-year extensions that are each subject to a possible new premium rate and annual appropriation of funds, 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 November 30, 2012.
- e. Approved delegation of authority to the County Executive, or designee, to negotiate, execute, amend, terminate, and take any and all necessary or advisable actions relating to a three-year dental benefit plan with Liberty Dental, subject to negotiations with SEIU Local 521, currently underway, regarding the labor

contract for IPs, at a monthly rate of \$26.96 per eligible participating IP enrollee, for period December 1, 2009 through November 30, 2010, at a monthly rate of \$27.36 for period December 1, 2010 through November 30, 2011, and a monthly rate of \$28.32 for period December 1, 2011 through November 30, 2012, following approval by County Counsel as to form and legality, approval by the Office of the County Executive, and subject to annual appropriation of funds. Delegation of authority shall expire on November 30, 2012.

- f. Approved delegation of authority to the County Executive, or designee, to negotiate, execute, amend, terminate, and take any and all necessary or advisable actions relating to a three-year vision benefit plan with Vision Plan of America, subject to negotiations with SEIU Local 521, currently underway, regarding the labor contract for IPs, at a monthly rate of \$6.81 per eligible participating IP enrollee, for period December 1, 2009 through November 30, 2012, following approval by County Counsel as to form and legality, approval by the Office of the County Executive, and subject to annual appropriation of funds. Delegation of authority shall expire on November 30, 2012.

Health & Hospital System

- * 8. Considered recommendations relating to Agreement with FIRST 5 Santa Clara County for the "Let's Go! Let's Grow!" Public Health Nursing Home Visitation Program, and took the following actions:
 - a. Accepted Letter of Award from FIRST 5 Santa Clara County relating to providing funding for the "Let's Go! Let's Grow!" Program, in the amount of \$264,825 for period July 1, 2009 through December 31, 2009.
 - b. Approved delegation of authority to the Public Health Administrator, or designee, to negotiate, execute, amend, terminate, and take any and all necessary or advisable actions relating to Agreement with FIRST 5 Santa Clara County to provide "Let's Go! Let's Grow" Program services, in an amount not to exceed \$264,825 for period July 1, 2009 through 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.
 - c. Approved Request for Appropriation Modification No. 49 - \$64,825 increasing revenue and expenditures in the Public Health Department budget.

- * 9. Considered recommendations relating to the Traffic Safety Integration and Coordination Project, and took the following actions:
- a. Accepted Letter of Award from the State Office of Traffic Safety relating to the Traffic Safety Integration and Coordination Project, in an amount not to exceed \$513,832.24 for period October 1, 2009 through September 30, 2010.
 - b. Approved delegation of authority to the Public Health Administrator, or designee, to negotiate, execute, amend, terminate, and take any and all necessary or advisable actions relating to Agreement with State Office of Traffic Safety to provide the Traffic Safety Integration and Coordination Project, in an amount not to exceed \$513,832.24 for period October 1, 2009 through September 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 September 30, 2010.
 - c. Waived reading and adopted Salary Ordinance No. NS-5.10.19 (preliminary) amending Santa Clara County Salary Ordinance No. NS-5.09 relating to the compensation of employees deleting one Health Education Specialist or Health Education Associate position, one half-time Management Aide position, and one Office Specialist III position and adding one half-time Office Specialist III position in the Public Health Department.
Vote: Gage: Yes Shirakawa: Yes Cortese: Yes Yeager: Yes Kniss: Yes
 - d. Approved Request for Appropriation Modification No. 51 - \$46,470 decreasing revenue and expenditures in the Public Health Department budget and increasing revenue and expense in the Roads and Airports Department budget.
- * 10. Considered recommendations relating to the Public Health Department Travel/Adult Immunization Clinic, and took the following actions:
- a. Waived reading and adopted Salary Ordinance No. NS-5.10.05 (preliminary) amending Santa Clara County Salary Ordinance No. NS-5.10 relating to the compensation of employees deleting one half-time Clinical Nurse III or Clinical Nurse II or Clinical Nurse I position and adding one half-time Public Health Nurse II or Public Health Nurse I position in the Public Health Department.
Vote: Gage: Yes Shirakawa: Yes Cortese: Yes Yeager: Yes Kniss: Yes

b. Approved Request for Appropriation Modification No. 21 transferring funds within the Public Health Department budget.

* 11. Considered recommendations relating to sexually transmitted disease prevention and control services, and took the following actions:

a. Approved delegation of authority to the Public Health Administrator, or designee, to negotiate, execute, amend, terminate, and take any and all necessary or advisable actions relating to Agreement with the California Department of Public Health relating to providing sexually transmitted disease prevention and control services, in an amount not to exceed \$151,826 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.

b. Approved Request for Appropriation Modification No. 45 - \$72,768 decreasing revenue and expenditures in the Public Health Department budget.

12. Considered recommendations relating to grant award for the Valley Homeless Healthcare Program, and took the following actions:

a. Accepted non-competitive grant award from Health Resources and Services Administration for American Recovery and Reinvestment Act - Capital Improvement Program in the amount of \$419,505 for period June 29, 2009 through June 28, 2011.

b. Approved Appropriation Modification No. 52 - \$419,505 increasing revenue and expenditures in Santa Clara Valley Medical Center Capital budget.

13. Held from August 25, 2009 (Item No. 17): Waived reading and adopted Salary Ordinance No. NS-5.10.14 (preliminary) amending Santa Clara County Salary Ordinance No. NS-5.10 relating to the compensation of employees adding six Revenue Control Analyst positions in the Santa Clara Valley Medical Center.

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

Directed Administration to provide monthly reports to the County Executive and quarterly reports to the Board tracking the impact of the six Revenue Control Analyst positions on new revenue.

- * 14. Considered recommendations relating to Santa Clara Valley Health and Hospital System (SCVHHS), Santa Clara Valley Medical Center (SCVMC), and took the following actions:
 - a. Approved job specification for classification of Clinical Documentation Analyst.
 - b. Waived reading and adopted Salary Ordinance No. NS-5.10.17 (preliminary) amending Santa Clara County Salary Ordinance No. NS-5.10 relating to the compensation of employees adding the classification and salary range for Clinical Documentation Analyst to the Salary Schedule and adding two Clinical Documentation Analyst positions in the SCVHHS, SCVMC.
Vote: Gage: Yes Shirakawa: Yes Cortese: Yes Yeager: Yes Kniss: Yes

Employee Services Agency

- * 15. Ratified tentative Extension Agreement with the Deputy Sheriffs' Association (DSA), extending the current labor contract from September 6, 2010 through September 2, 2012.
- * 16. Ratified tentative Extension Agreement with the District Attorney Investigators Association (DAIA), extending the current labor contract from September 6, 2010 through September 2, 2012.
- * 17. Considered recommendations from Employee Services Agency related to the Executive Management Salary Ordinance, and took the following actions:
 - a. Approved new job specification for the classification of Chief Operating Officer.
 - b. Waived reading and adopted Salary Ordinance No. NS-20.09.05 (preliminary) amending Salary Ordinance No. NS-20.09 relating to the compensation of employees deleting one Assistant County Executive position and adding one

Chief Operating Officer position in the Office of the County Executive, deleting Footnote 3, and Revising Section 9.

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

Board of Supervisors

18. Announced travel for members of the Board of Supervisors and other elected officials as follows:
 - a. President Kniss traveled to Seattle, Washington, to attend the National Association of Public Hospitals Annual Conference on June 25, 2009; to Marina del Rey, California, to attend the California State Association of Counties (CSAC) Executive Committee meeting on August 20, 2009; and, to Sacramento, California, to attend the CSAC Board of Directors meeting on September 10, 2009.
 - b. Assessor Lawrence Stone will travel to San Francisco, California, to attend the Urban Land Institute Fall meeting on November 3-5, 2009.
 - c. Sheriff Laurie Smith will travel to Detroit, Michigan, to attend the Major County Sheriffs' Conference on September 28-October 1, 2009; and, to Ventura, California, to attend the October California State Sheriffs' Association (CSSA) Board of Directors meeting on October 7-8, 2009.
- * 19. Accepted reports from members of the Board of Supervisors relating to meetings attended through September 9, 2009.
20. Considered the following item of concern and referred to Administration for review and report:

Referred to Employee Services Agency for report to the Finance and Government Operations Committee on date uncertain: Preparation of a anonymous reporting system and suggestion system for current and former employees.

- * 21. Accepted donation of aspirin and ear wax removal aid from the 2009 Senior Games recently held in Palo Alto, California.

- * 22. Approved amended Agreement with property owners George and Joanne Hall relating to contributing to the County Low and Moderate Income Housing Program regarding Uvas Estates Subdivision (Tract No. 8226) located at Uvas Road and Eastman Canyon Road, Morgan Hill (File No. 1050-59-28-80S), extending deadline for payment of fee from December 31, 2010 to December 31, 2012.

- 23. Accepted report from Supervisor Gage, Chairperson, Housing, Land Use, Environment, and Transportation Committee, relating to meeting of August 20, 2009, and took the following actions:
 - a. Under advisement from April 7, 2009 (Item No. 8): Considered recommendations on policy options to allow placement of shed and other accessory buildings on land that does not have a residence, agricultural, or other primary structure and directed Administration to provide additional policy options, such as size of building or requirement of permit. (Committee Item 5)

 - b. Under advisement from December 9, 2008 (Item No. 72): Considered recommendations relating to preferred strategies to guide preparation of a Green Building Ordinance for multi-family residential and non-residential buildings. (Committee Item 7)

Referred to Administration for report to the Housing, Land Use, Environment, and Transportation Committee on date uncertain: Provision of information regarding illness resulting from green buildings.

- c. Under advisement from June 9, 2009 (Item No. 29): Considered recommendations relating to the feasibility of operating the portion of Henry W. Coe State Park (Coe State Park) that lies within the borders of Santa Clara County, should the State budget cut to the State Parks and Recreation Department result in the closure of Coe State Park. (Committee Item 11)

Directed Administration to monitor State actions and report new developments that would alter the feasibility of operation of the County portion of Henry W. Coe State Park.

- d. Accepted Committee agenda items 6, 8-9, and 12-16 as Board information only.
- * 24. There was no report from Supervisor Shirakawa, Chairperson, Public Safety and Justice Committee.
- * 25. Accepted report from President Kniss, Chairperson, Health and Hospital Committee, relating to meeting of August 19, 2009, and accepted Committee agenda items 4-23 as Board information only.
- * 26. Accepted report from Supervisor Yeager, Chairperson, Finance and Government Operations Committee (FGOC), relating to meeting of August 20, 2009, and took the following actions:
- a. Approved FGOC recommendations relating to the Management Audit of the County Garage and Vehicle Fleet, as indicated in the audit matrix. (Committee Item 6)
 - b. Considered Fiscal Year 2009-2010 Annual Work Plan from the County of Santa Clara/Region of Moscow, Russia, Sister-County Commission.
 - c. Accepted Committee agenda items 4, 5, 8, and 10-12 as Board information only.
- * 27. Accepted report from President Kniss, Chairperson, Legislative Committee, relating to meeting of August 13, 2009, and took the following actions:
- a. Approved sending a letter to Psycho Donuts in Campbell, California, relating to mental health.
 - b. Accepted Committee agenda items 4-6 and 8-9 as Board information only.
- * 28. Accepted report from Supervisor Cortese, Chairperson, Children, Seniors, and Families Committee, relating to meeting of August 27, 2009, and took the following actions:
- a. Approved delegation of authority to the Director of Procurement, or designee, to negotiate, execute, amend, terminate, and take any and all necessary or advisable

actions relating to Agreement No. 5500001221 with Relizon Company (dba WorkflowOne) relating to providing CalWIN client correspondence printing and mailing services in an amount not to exceed \$3,124,000 for period January 6, 2010 through January 7, 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 January 7, 2011.

b. Accepted Committee agenda items 5-12 as Board information only.

- * 29. There was no report from Supervisor Gage and President Kniss, Board Delegates to the Santa Clara Valley Transportation Authority (VTA).
- * 30. There was no report from Supervisor Yeager, Board Delegate to the Metropolitan Transportation Commission.
- * 31. There was no report from President Kniss or Supervisor Gage, Board Delegates to the Local Agency Formation Commission (LAFCo).
- * 32. There was no report from President Kniss or Supervisor Yeager, Board Delegates to the Bay Area Air Quality Management District.

County Executive

- 33. There was no report from the County Executive.
- 34. Considered recommendations relating to Fiscal Year (FY) 2010 State budget reductions, and took the following actions:
 - a. Accepted department impact statements relating to potential State budget pass-through reductions.
 - b. Accepted updated and/or revised information relating to fiscal impact of State budget reductions.
 - c. Accepted revised schedule for process to address FY 2010 State budget impacts.

35. Considered recommendations relating to the Public Awareness Campaign for the electronic Regional Emergency Notification System to be known as AlertSCC, and took the following actions:
- a. Approved delegation of authority to the County Executive, Office of the County Executive, or designee, to negotiate, execute, amend, terminate, and take any and all necessary or advisable actions relating to Agreement with the City of San Jose to grant County funds for a County-wide public awareness campaign for the electronic Regional Emergency Notification System, in an amount not to exceed \$245,000 for period September 16, 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 County Executive, Office of the County Executive, or designee, to conduct a solicitation, negotiate, execute, amend, terminate, and take any and all necessary or advisable actions relating to Agreement with the successful bidder or offeror to implement a public awareness campaign for the electronic Regional Emergency Notification System, in an amount not to exceed \$490,000 for period November 2009 through September 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 September 30, 2011.
 - c. Approved Request for Appropriation Modification No. 55 - \$245,000 increasing revenue and expenditures in the Office of the County Executive budget.
- * 36. Adopted Resolution authorizing performance of election services by the Registrar of Voters and consolidation of elections for various cities, schools, and special districts to be held on November 3, 2009.

Aldercroft Heights County Water District

Burbank Sanitary District

City of Cupertino

City of Palo Alto

City of Sunnyvale

Cupertino Sanitary District

Los Altos School District

Orchard School District

Palo Alto Unified School District

Patterson Joint Unified School District

San Martin County Water District

Santa Clara Unified School District

Cupertino Union School District	Silver Creek Valley County Club Geologic Hazard Abatement District
Foothill-DeAnza Community College District	South Santa Clara Valley Memorial District
Fremont Union High School District	Sunnyvale School District
Lion's Gate Community Services District	West Bay Sanitary District

37. **Held to Date Uncertain:** Consideration of recommendations relating to emergency preparedness and management.

Possible action:

- a. Adopt Resolution relating to the appointment of a County Executive Pro Tem and the Order of Succession in the County Executive's absence. (Roll Call Vote)
 - b. Adopt Designation of Applicant's Agents Resolution (State OES Form 130). (Roll Call Vote)
38. Considered recommendations relating to providing solid waste collection, disposal, and recycling services for County facilities, and took the following actions:
- a. Approved Agreement with Allied Waste Services of Santa Clara County (Allied) relating to providing solid waste collection, disposal, and recycling services, in an amount not to exceed \$5,000,000 for period October 1, 2009 to September 30, 2014.
 - b. Approved delegation of authority to the Director, Procurement Department, or designee, to negotiate, amend, execute, administer, enforce, terminate and take any and all necessary or advisable actions relating to Agreement with Allied, 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, 2014.

Referred to Administration for report to the Finance and Government Operations Committee on date uncertain: Preparation of monthly reports relating to e-steward certification for Santa Clara County; and, monthly written

reports on the status of the County's goal regarding increase diversion rate for solid waste disposal and recycling collection.

- * 39. Approved delegation of authority to the Director, Procurement Department, or designee, to negotiate, execute, amend, terminate, and take any and all necessary or advisable actions relating to Agreement No. 5500001039 with Vignette Corporation (Vignette) for providing Vignette licenses and related maintenance, support, and services, in an amount not to exceed \$2,150,000 for period June 21, 2002 through September 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 September 30, 2010.
- * 40. Ratified delegation of authority to the Director, Procurement Department, or designee, to negotiate, execute, amend, terminate, and take any and all necessary or advisable actions relating to Agreement No. 5500001547 with SideMark Corporate for providing modular and free-standing office furniture, in an amount not to exceed \$20,000,000 for period September 12, 2006 through September 12, 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 September 12, 2010.
- * 41. Approved delegation of authority to the Director, Procurement Department, or designee, to negotiate, execute, amend, terminate, and take any and all necessary or advisable actions relating to Agreement No. 5500000942 with Hewlett Packard (HP) for providing workstations, desktops, laptops, monitors, and related services, in an amount not to exceed \$19,000,000 for period February 11, 2003 through April 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 April 30, 2010.
- * 42. Approved delegation of authority to the Director of Procurement, or designee, to negotiate, execute, amend, terminate, and take any and all necessary or advisable actions relating to Agreement No. 5500001554 with Pivot Interiors, Inc., for providing specialty medical area furniture and related services, in an amount not to exceed \$3,000,000 for period October 1, 2006 through October 1, 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 October 1, 2010.

- * 43. Accepted monthly status report on items referred to Administration for action or report back.

County Counsel

44. Accepted verbal report from Miguel Marquez, Acting County Counsel, relating to a denial of request for stay in the California State Prison litigation; and, that September 16, 2009, is the first day that Courts are on a one-day per month budget-imposed furlough.
45. Accepted verbal report from Miguel Marquez, Acting County Counsel, on Closed Session of September 14, 2009, relating to approval of authority to initiate litigation, information to be disclosed once action is formally commenced; and, approval to file objection to proposed settlement in the matter of Martinez versus Astrue, U.S. District Court, Northern District of California, Case No. 08 -CV-4735 CW.

Boards & Commissions

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

Supervisor Shirakawa (District 2):

Appointee Name

Javier Gonzalez

Board/Commission Name

Guadalupe Flood Control
(Central Zone)

Supervisor Kniss (District 5):

Appointee Name

Joanne Prolo

Board/Commission Name

Province of Florence, Italy
Sister-County Commission

Neil Salem

Advisory Commission on
Consumer Affairs

Karen Anton

Senior Care Commission

Patricia Erwin
Jordan Eldridge

Commission on the Status of Women
Health Advisory Commission

- * 47. Approved Request for Appropriation Modification No. 42 - \$5,000 recognizing funds from the Fish and Game Commission expenditure account for reconstruction of four ponds in the Wildlife Center of Silicon Valley aquatic bird enclosure.
- * 48. Approved recommendations relating to resignations from Boards and Commissions, and took the following action:

Accepted resignation of Michelle Mai from the Domestic Violence Council for a three-year term expiring June 30, 2010. Appointee shall be a member of the public-at-large. Position is allocated to District 3.

Law & Justice

- * 49. Ratified Grant Application submitted by the Office of the District Attorney to the United States Department of Justice relating to grant funding for the Prosecution and Prevention Program for Mortgage and Foreclosure Fraud, in the amount of \$469,679 for period July 1, 2009 through June 30, 2011.
- * 50. Considered recommendations relating to the American Recovery and Reinvestment Act (ARRA) Internet Crimes Against Children (ICAC) Initiative, and took the following actions:
 - a. Ratified Grant Application submitted by the Office of the District Attorney to the United States Department of Justice relating to grant funding for the ICAC Research Program, in the amount of \$2,607,724 for period December 1, 2009 through December 1, 2012.
 - b. Ratified Grant Application submitted by the Office of the District Attorney to the United States Department of Justice relating to grant funding for the ICAC Task Force Training and Technical Assistance Program, in the amount of \$2,924,628 for period December 1, 2009 through November 30, 2012.

- * 51. Considered recommendations relating to the Victim Witness Assistance Center, and took the following actions:
- a. Ratified Grant Application submitted by the District Attorney to the California Emergency Management Agency (CalEMA) relating to the Fiscal Year (FY) 2010 Victim Witness Assistance Program - Victims of Crime Act (VOCA) Grant, in the amount of \$36,318 for period July 1, 2009 through June 30, 2010.
 - b. Adopted Resolution delegating authority to the District Attorney, or designee, to negotiate, execute, amend, terminate, and take any and all necessary or advisable actions relating to the FY 2010 Victim Witness Assistance Program – VOCA Grant with CalEMA to provide victim and witness services, in an amount not to exceed \$36,318, 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 December 31, 2010.
 - c. Ratified Grant Application submitted by the District Attorney to CalEMA relating to grant funding for the FY 2010 Victim Witness Assistance Recovery Act - Violence Against Women Act (VAWA) Stimulus Grant, in the amount of \$24,461 for period July 1, 2009 through June 30, 2010.
 - d. Adopted Resolution delegating authority to the District Attorney, or designee, to negotiate, execute, amend, terminate, and take any and all necessary or advisable actions relating to the FY 2010 Victim Witness Assistance Recovery Act - VAWA Stimulus Grant with CalEMA to provide victim and witness services, in an amount not to exceed \$24,461 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 December 31, 2010.
 - e. Approved Request for Appropriation Modification No. 54 - \$108,504 increasing revenue and expenditures in the Office of the District Attorney budget.
- * 52. Approved delegation of authority to the Chief of Correction, or designee, to extend the existing contract with Correctional Institutions Chaplaincy, Inc. (CIC) to continue providing religious services for inmates in an amount not to exceed \$50,000 for period

October 1, 2009 through 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.

- * 53. Considered recommendations relating to the Office of the Public Defender review of Sexual Assault Review Team (SART) videotape cases, and took the following actions:
- a. Waived reading and adopted Salary Ordinance No. NS-5.10.18 (preliminary) amending Santa Clara County Salary Ordinance No. NS-5.10 relating to the compensation of employees adding one unclassified Attorney I-Public Defender position and one half-time unclassified Office Specialist I position in the Office of the Public Defender. Positions shall expire on March 30, 2011.
Vote: Gage: Yes Shirakawa: Yes Cortese: Yes Yeager: Yes Kniss: Yes
 - b. Approved Request for Appropriation Modification No. 57 - \$122,200 transferring funds from the Contingency Reserve to the Office of the Public Defender budget.
- * 54. Approved delegation of authority to the Sheriff, or designee, to negotiate, execute, amend, terminate, and take any and all necessary or advisable actions relating to a Memorandum of Understanding with the United States Department of Justice, Drug Enforcement Administration (DEA), to provide two Deputy Sheriffs to perform investigative services in a DEA task force for period September 30, 2009, through September 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 September 30, 2010.

Finance Agency

- * 55. Approved Appropriation Modification No. YE-34, adjusting final Fiscal Year 2009 revenues and appropriations between objects and budget units.

1:30 p.m. Time Certain

56. Resolutions, Commendations, and Memorials.

- a. Adopted Resolution proclaiming the fourth Monday of every September as "Family Day - A Day to Eat Dinner with Your Children" in Santa Clara County. (Kniss)
- b. Adopted Resolution commending Mary Davey for decades of work on behalf of the environment, people of Santa Clara County, and the South San Francisco Bay Area. (Kniss)
- c. Adopted Resolution proclaiming the last week of September 2009 as "Sea Otter Awareness Week" in Santa Clara County. (Kniss)
- d. Adopted Resolution commending Robert J. Masterson, Senior Supervising Deputy District Attorney, as he retires after 40 years of service to the County of Santa Clara. (Office of the District Attorney)
- e. Adopted Resolution commending Julian Armour, Senior Paralegal, as he retires after 20 years of service to the County of Santa Clara. (Office of the District Attorney)
- f. Adopted Resolution commending the Seventh Annual Diwali-Festival of Lights Celebration sponsored by the Asian American Business Council of the Cupertino Chamber of Commerce. (Kniss)
- g. Adopted and presented Resolution commending the Oak Grove High School Eaglebot Robotics Team for their inspirational finish at the Global Educational Robotics Competition in Washington D.C., and for motivating youth to pursue interest in science and technology. (Cortese)
- h. Adopted Resolution, presented on September 13, 2009, commending South Valley Community Church as it celebrates its 25th Anniversary. (Gage)

- i. Adopted Resolution proclaiming September 19, 2009 as "Chu-Seok" in Santa Clara County. (Yeager)
 - j. Adopted Resolution commending the Central YMCA on its 50th anniversary for efforts to create extraordinary experiences among kids, adults, families, and the entire community. (Shirakawa)
 - k. Adopted and presented Resolution proclaiming September 2009 as "Latino Health Awareness Month" in Santa Clara County. (Shirakawa)
57. Accepted award from the 6th Annual International Integrated Pest Management Symposium. (President)
58. Approved and presented Certificates of Appreciation to the following Employees of the Month for September 2009:
- | | |
|---|--|
| Tung Nguyen
Information Systems Manager II | Office of the County Counsel
Administration |
| Rhonda Mayne
Supervising Account Clerk I | Department of Correction
Fiscal Unit - Payroll |
| James Dinsmore
Carpenter | Facilities and Fleet Department
Building Operations |
| Constance Tauscher
Office Specialist II | Office of the Registrar of Voters
Voter Registration Division |
| Chi-Chih Koo
Accountant III | Social Services Agency
Department of Aging and Adult Services
Senior Nutrition Program |

Andria Hinckley, R.N. Clinical Nurse III	Santa Clara Valley Health and Hospital System Santa Clara Valley Medical Center Nursing - Burn Unit
Phuong H. Nguyen, M.D., M.M.M. Chief of Gynecology	Santa Clara Valley Health and Hospital System Santa Clara Valley Medical Center Department of Obstetrics/Gynecology
Ryan Fong Civil Engineer	Department of Planning and Development Development Services Office Land Development Engineering

2:00 p.m. Hearing

59. Convened hearing to consider proposed recommendations for a total of \$717,484 from the Federal Homelessness Prevention and Rapid Re-Housing Program (HPRP) of the American Recovery and Reinvestment Act (ARRA).
- Opened public hearing and received no testimony.
 - Closed public hearing.
 - Approved proposed allocations from the HPRP including \$662,150 to Sacred Heart Community Service (Lead Agency) for homeless prevention and rapid re-housing services; \$36,500 to Community Technology Alliance for data collection and evaluation; and, \$18,834 to the Office of the County Executive, Office of Affordable Housing, for administration.
 - Approved delegation of authority to the County Executive, Office of the County Executive, or designee, to execute all necessary documents, as required by the

Department of Housing and Urban Development (HUD), to received HPRP/ARRA funds.

- e. Approved delegation of authority to the County Executive, Office of the County Executive, or designee, to negotiate, execute, amend, terminate, and take any and all necessary or advisable actions relating to Agreement with Sacred Heart Community Services, in an amount not to exceed \$662,150 for period October 1, 2009 through September 30, 2012, and Agreement with Community Technology Alliance, in an amount not to exceed \$36,500 for period October 1, 2009 through September 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 September 30, 2012.
 - f. Approved Request for Appropriation Modification No. 46 - \$717,484 increasing revenue and expenditures in the Office of the County Executive, Office of Affordable Housing budget.
60. Convened hearing to consider purchase of real property, known as Rancho San Vicente, located at 21151-21275 McKean Road, generally bounded by Calero County Park, McKean Road, rural properties, and Almaden Road, from Peninsula Open Space Trust (POST) for park purposes.
- a. Opened public hearing and received testimony.
 - b. Closed public hearing.
 - c. Adopted Resolution consummating purchase of real property and delegating authority to the Director, Parks and Recreation Department, or designee, to execute Purchase Agreement, Certificate of Acceptance, and all other necessary documents relating to acquisition of real property, in an amount not to exceed \$16,245,000 for period September 15, 2009 through September 15, 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 September 15, 2010. (Supervisor Cortese voted no and Supervisor Shirakawa abstained)

61. Convened hearing to consider the Draft Fiscal Year 2008-2009 Consolidated Annual Performance and Evaluation Report (CAPER) for the Community Development Block Grant (CDBG) and HOME Investment Act (HOME) Programs.
 - a. Opened public hearing and received no testimony.
 - b. Closed public hearing.
 - c. Directed Administration to incorporate comments from the Board of Supervisors and the public, and submit the final FY 2008-2009 CAPER to HUD by September 30, 2009.

2:00 p.m. Land Use Hearing

62. Convened hearing to consider applications for Landmark designation and recommendations relating to applications for Historical Property Preservation (Mills Act) Contracts for El Vespero (New Almaden House No. 11, Assessor's Parcel Number (APN) 583-17-038), located at 21550 Almaden Road and the Bulmore House (New Almaden House No. 12, APN 583-17-037), located at 21560 Almaden Road, San Jose. Property of Frederick H. and Amanda B. Dill. (Supervisory District 1)
 - a. Opened public hearing and received no testimony.
 - b. Closed public hearing.
 - c. Adopted Resolution designating as landmarks, pursuant to Division C17 of the Santa Clara County Ordinance Code, El Vespero (CL09-012) and the Bulmore House (CL09-013), located at 21550 Almaden Road and 21560 Almaden Road, San Jose.

AND

- d. Approved Mills Act Contracts for El Vespero (New Almaden House No. 11) and the Bulmore House (New Almaden House No. 12)

63. Convened hearing to consider Resolution accepting offer of dedication for new storm drainage easement and summarily vacating an existing easement for storm drainage and public utilities on property located at 22181 Alderney Court, Los Altos. Property of Nickolas and Janet Vrionis. (Assessor's Parcel Nos. 326-12-023 and 326-12-093) (Supervisorial District 5)
- a. Opened public hearing and received no testimony.
 - b. Closed public hearing.
 - c. Adopted Resolution accepting offer of dedication for new storm drainage easement and summarily vacating an existing easement for storm drainage and public utilities on property located at 22181 Alderney Court, Los Altos.

Parks and Recreation Department

- * 64. Approved the Project, adopted plans and specifications, and authorized advertisement of Contract Documents for the Power Upgrade for Calero Water System Project at Calero County Park.

Opening of Bids: Thursday, October 15, 2009, at 2:00 p.m.,
in the Office of the Clerk of the Board of Supervisors.

Department of Agriculture and Environmental Management

- * 65. Adopted Resolution increasing the schedule of fees for export certification of plant shipments.

Roads & Airports

- * 66. Approved delegation of authority to the Director, Roads and Airports Department, to submit grant application to the United States Department of Transportation relating to Transportation Investment Generating Economic Recovery (TIGER) grant funds for

various roadway and traffic operations improvements as part of a sustainable Intelligent Transportation System (ITS) Project on County expressways in the amount of \$25,200,000 for Fiscal Year 2010.

- * 67. Considered recommendations relating to Fiscal Year 2010 Capital Projects budget, and took the following actions:
 - a. Approved Request for Appropriation Modification No. 39 - \$13,902,850 increasing revenue and expenditures in the Roads and Airports Department budget.
 - b. Approved reallocation of \$686,555 of Proposition 1B funds from the completed Alamitos Tie Back Wall Project to general road maintenance activities.
- * 68. Approved the Project, adopted plans and specifications, and authorized advertisement of Contract Documents for the Intelligent Transportation System Improvements on Bascom Avenue at Selected Intersections Project.

Opening of Bids: Thursday, October 22, 2009 at 2:00 p.m.,
in the Office of the Clerk of the Board of Supervisors.

Facilities and Fleet

- * 69. Accepted Report on Bids for construction of Elevator Modernization at Main Jail South (new Project No. 263-CP10015/old Project No. 263-BL04006) and Juvenile Probation (new Project No. 263-CP10016/old Project No. 263-BL04007), and took the following actions:
 - a. Determined that the project will benefit the San Jose Redevelopment Agency's redevelopment project areas, that no other reasonable means of financing the project are available to the community, and that the use of redevelopment funds for the project will assist in eliminating one or more blighting conditions inside the redevelopment project area and is consistent with the Agency's implementation plan.
 - b. Approved Request for Appropriation Modification No. 41 - \$1,916,000 transferring funds within the Facilities and Fleet Department and transferring

funds from the Trust Fund-RDA Contribution to the Facilities and Fleet Department Capital Fund budget to provide construction funding for two elevator modernization projects.

- c. Awarded contract to D.L. Falk Construction, Inc. in the amount of \$1,138,000 with a construction time of 350 calendar days.
 - d. Approved encumbrance of additional \$169,500 as Supplemental Work Allowance (SWA) for a total encumbered amount of \$1,307,500.
 - e. Designated the Manager, Capital Programs Division, Facilities and Fleet Department, as the Owner's Authorized Representative, with authority to issue change orders, as necessary, against the SWA and to approve modifications to the contract time.
 - f. Ratified Addendum Nos. 1, 2, and 3.
- * 70. Approved First Amendment to Lease Agreement with Ali Baba Corporation relating to premises located at 101 Jose Figueres Avenue, San Jose, in an amount not to exceed \$23,100 per month in rent revenue for period October 1, 2009 through September 30, 2012.
- * 71. Accepted Report on Bids for construction of Junction Warehouse Improvements, Project No. 263-CP08018, and took the following actions:
- a. Awarded contract to San Jose Construction Company, Inc., in the amount of \$1,918,484 with a construction time of 270 calendar days.
 - b. Approved encumbrance of additional \$291,516 as Supplemental Work Allowance (SWA) for a total encumbered amount of \$2,210,000.
 - c. Designated the Manager, Capital Programs Division, Facilities and Fleet Department, as the Owner's Authorized Representative, with authority to issue change orders, as necessary, against the SWA and to approve modifications to the contract time.
 - d. Ratified Addendum Nos. 1-4.

- * 72. Approved Lease Agreement with the City of Campbell for the County-owned portion of Campbell Park (Assessor's Parcel Nos. 412-09-047 and 412-09-048) located at East Campbell Avenue, Campbell, for use and maintenance as a public park for a term of 25 years effective from the date of execution of the Agreement by the County, with three additional ten-year terms.

- * 73. Accepted Report on Bids for construction of Alterations to New Vector Control Building, Project No. 263-CP07005, and took the following actions:
 - a. Approved Request for Appropriation Modification No. 53 - \$2,717,000 transferring funds from the Vector Control District budget to the Facilities and Fleet Department, Capital Programs Division budget for the Alterations to New Vector Control Building, Project No. 263-CP07005.
 - b. Approved request from Staples Construction, Inc., the original low-bidder, to withdraw bid.
 - c. Awarded contract to Lyncon Construction, Inc., in the amount of \$1,505,370 with a construction time of 300 calendar days.
 - d. Approved encumbrance of additional \$304,630 as Supplemental Work Allowance (SWA) for a total encumbered amount of \$1,810,000.
 - e. Designated the Manager, Capital Programs Division, Facilities and Fleet Department, as the Owner's Authorized Representative, with authority to issue change orders as necessary against the SWA and to approve modifications to the contract time.
 - f. Ratified Addendum Nos. 1-3.
 - g. Approved delegation of authority to the County Budget Director to administratively approved future Appropriation Modifications that would return any unspent Project funds to the Vector Control Fund after completion of construction.

Fire District

- * 74. Considered recommendations relating to establishment of a fee schedule for fire related services, and took the following actions:
- a. Waived reading and adopted Ordinance No. 09.1 (preliminary) establishing Section A-6 of the South Santa Clara County Fire District Ordinance Code relating to an inspection fee schedule for fire related services in the South Santa Clara County Fire District.
Vote: Gage: Yes Shirakawa: Yes Cortese: Yes Yeager: Yes Kniss: Yes
 - b. Approved Request for Appropriation Modification No. 50 - \$80,000 increasing revenue and expenditures in the South Santa Clara County Fire District budget relating to a fee schedule for fire related inspection services.
 - c. Approved delegation of authority to the Chief, South Santa Clara County Fire District, or designee, to negotiate, execute, amend, and take any and all necessary or advisable actions relating to a sole source contract with one of two fire inspectors for providing fire inspection services, in an amount not exceed \$80,000 for period October 1, 2009 through September 30, 2010, with 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 September 30, 2012.

Final Adoption of Ordinances

- * 75. Adopted Salary Ordinance No. NS-5.10.11 (final) amending Santa Clara County Salary Ordinance No. NS-5.10 relating to the compensation of employees deleting one Night Attendant position and adding one Senior Group Counselor or Group Counselor II or Group Counselor I position in the Probation Department.
Vote: Gage: Yes Shirakawa: Yes Cortese: Yes Yeager: Yes Kniss: Yes
- * 76. Adopted Salary Ordinance No. NS-20.09.03 (final) amending Executive Management Salary Ordinance No. NS-20.09 relating to the compensation of employees adjusting

the flat rate salary for the classifications of County Executive and County Counsel.

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

- * 77. Adopted Salary Ordinance No. NS-5.10.07 (final) amending Santa Clara County Salary Ordinance No. NS-5.10 relating to the compensation of employees deleting one half-time Psychiatrist III-Mental Health position, one Psychiatric Technician II or Licensed Vocational Nurse or Psychiatric Technician I position, and one half-time Clinical Psychologist position and adding three Mental Health Program Specialist II or Mental Health Program Specialist I positions, one Office Specialist III position, and one Management Analyst or Associate Management Analyst B or Associate Management Analyst A position in the Mental Health Department.

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

- * 78. Adopted Salary Ordinance No. NS-5.10.03 (final) amending Santa Clara County Salary Ordinance No. NS-5.10 relating to the compensation of employees revising Footnote 609 to change the date of deletion of one Marriage and Family Therapist II or Marriage and Family Therapist I or Psychiatric Social Worker II or Psychiatric Social Worker I position in the Department of Alcohol and Drug Services from September 29, 2009 to September 30, 2010.

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

- * 79. Adopted Salary Ordinance No. NS-5.10.06 (final) amending Santa Clara County Salary Ordinance No. NS-5.10 relating to the compensation of employees adding one Health Services Representative position and one Public Health Nutrition Associate position in the Public Health Department.

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

- * 80. Adopted Salary Ordinance No. NS-5.10.10 (final) amending Salary Ordinance No. NS-5.10 relating to the compensation of employees deleting four Custody Support Assistant (CSA) positions from the Department of Correction (DOC), adding four Sheriff Correctional Officer positions in the Office of the Sheriff - DOC Contract, and adding Footnote No. 189 creating a five percent differential for specified CSA positions, and requiring a Class B California Driver's License for CSA positions in the DOC, Support Services Division, Program Unit.

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

- * 81. Adopted Salary Ordinance No. NS-5.10.08 (final) amending Salary Ordinance No. NS-5.10 relating to the compensation of employees providing for a two percent general wage increase and 0.833 percent realignment for all classifications represented by the Deputy Sheriffs' Association (DSA) and the District Attorney Investigators' Association (DAIA); classifications of Correctional Lieutenant and Sheriff Correctional Sergeant represented by the Correctional Peace Officers' Association (CPOA); specified classifications represented by Service Employees' International Union (SEIU) Local 521, Administrative, Professional, and Technical Unit; and, unrepresented classifications of Deputy Sheriff Cadet, Deputy Sheriff-Special Duty Officer, Reserve Deputy Sheriff, and Reserve Sergeant.
Vote: Gage: Yes Shirakawa: Yes Cortese: Yes Yeager: Yes Kniss: Yes
- * 82. Adopted Salary Ordinance No. NS-5.10.13 (final) amending Santa Clara County Salary Ordinance No. NS-5.10 relating to the compensation of employees adding the classification and salary range for the Parks Outdoor Recreation Coordinator to the salary schedule, deleting one Administrative Assistant position, and adding one Parks Outdoor Recreation Coordinator position in the Parks and Recreation Department.
Vote: Gage: Yes Shirakawa: Yes Cortese: Yes Yeager: Yes Kniss: Yes
- * 83. Adopted Salary Ordinance No. NS-5.10.15 (final) amending Salary Ordinance No. NS-5.10 adding one four-fifths-time Marriage and Family Therapist II or Marriage and Family Therapist I or Psychiatric Social Worker I position in the Mental Health Department.
Vote: Gage: Yes Shirakawa: Yes Cortese: Yes Yeager: Yes Kniss: Yes

Closing

84. Announced Monday, September 28, 2009, at 2:00 p.m., as the date and time for closed session to discuss items noticed pursuant to the Brown Act.

Adjourned in honor and memory of Katrina Smathers, a long-time resident of Los Altos and active member in the community who co-founded the Los Altos Voices for Peace; and, Helen M. Jarvis, long-time Santa Clara Valley resident and dedicated community volunteer at the Elmwood Facility as a horticulture instructor for young

September 15, 2009

women who held a career as an engineer and manager at Stanford University; and, authorized that letters of condolence be forwarded to the families.

Adjourned to Monday, September 28, 2009, at 2:00 p.m., in the Tenth Floor Supervisors' Conference Room, 70 West Hedding Street, San Jose, for an open and public session for the purpose of identifying designated representatives to discuss salaries, or related to labor negotiations, or to disclose real property negotiations; and, subsequently adjourning into a closed session to discuss items properly noticed.

ATTEST: MARIA MARINOS
Clerk of the Board of Supervisors