BOARD OF SUPERVISORS

Regular Meeting

TUESDAY, APRIL 27, 2010

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

SCOTT HAGGERTY
GAIL STEELE
ALICE LAI-BITKER, PRESIDENT
NATE MILEY, VICE-PRESIDENT
KEITH CARSON

DISTRICT 1
DISTRICT 2
DISTRICT 3
DISTRICT 4
DISTRICT 5

SUSAN S. MURANISHI
COUNTY ADMINISTRATOR

RICHARD E. WINNIE
COUNTY COUNSEL

MISSION

TO ENRICH THE LIVES OF ALAMEDA COUNTY RESIDENTS THROUGH VISIONARY POLICIES AND ACCESSIBLE, RESPONSIVE, AND EFFECTIVE SERVICES.

VISION

ALAMEDA COUNTY IS RECOGNIZED AS ONE OF THE BEST COUNTIES IN WHICH TO LIVE, WORK AND DO BUSINESS.

The Board of Supervisors welcomes you to its meetings and your interest is appreciated. If you wish to speak on a matter on the agenda or during public input, please fill out a speaker slip at the front of the Chambers and turn it in to the Clerk as soon as possible. When addressing the Board, please give your name for the record prior to your presentation. If you wish to speak on a matter not on the agenda, please wait until the President calls for public input at the end of the Regular Calendar. NOTE: Only matters within the Board of Supervisors’ jurisdiction may be addressed. Time limitations shall be at the discretion of the President of the Board.

Pursuant to Board Policy: (1) Signs or demonstrations are prohibited during Board meetings; (2) Any Board Member may request a two-week continuance on any item appearing for the first time; (3) All agenda items shall be received by the County Administrator prior to 3 p.m. on Tuesday two weeks before the meeting date or earlier when a Holiday intervenes.

Hearing difficulty? Please ask the Clerk for use of a personal sound receiver. The Board of Supervisors’ meetings are wheelchair accessible. Call (510) 208-4949 (voice) or (510) 834-6754 (TDD) to request a sign-language interpreter. Five working days’ notice is required. If you have questions regarding the agenda, please call (510) 208-4949.

Attention: The Alameda County internet address is www.acgov.org. All regular Board of Supervisors’ meetings held in the Board Chamber can be heard live on the Board’s web page. In order to log on, please do the following: click on the County’s homepage as noted above and click on the “Board of Supervisors Meeting - LIVE! Broadcast” link. You may also access archived audio recordings, meeting agenda and minutes, as well as meeting dates on the Board’s web page http://www.acgov.org/board/index.htm. All documents are archived on the web page for a period of 6 months.

Normally, the Board meets on Tuesdays and their meeting begins no earlier than 10:30 a.m. and may begin later, depending on the Closed Session, which normally begins at 9:30 a.m.
CALL TO ORDER AND SALUTE TO FLAG

APPROVAL OF MINUTES

a) SPECIAL MEETING: MARCH 23, 2010
b) EARLY BUDGET WORK SESSION: APRIL 6, 2010

CLOSED SESSION

CONFERENCE WITH LABOR NEGOTIATORS

a) Agency Negotiators: Mary Welch and Keith Fleming - Employee Organization: Alameda County Management Employees Association, Unit 75
b) Agency Negotiators: Mary Welch and Keith Fleming - Employee Organization: All Labor Organizations
c) Agency Negotiator: Mary Welch - Employee Organization: Unrepresented Management

CONFERENCE WITH LEGAL COUNSEL - POTENTIAL LITIGATION

a) Initiation of litigation pursuant to Subdivision (c) of Government Code § 54956.9: (Five Cases)
b) Significant exposure to litigation pursuant to Subdivision (b) of Government Code § 54956.9: (Four Cases)

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

a) Name of Case: Pinnegar v. County of Alameda, et al., Superior Court of California, County of Alameda, Case No. RG07357480
b) Name of Case: Pinnegar v. Alameda County Sheriff’s Office, et al., California Court of Appeal, First District, Case No. A126795
c) Name of Case: County of Alameda v. City of Oakland, Superior Court of California, County of Alameda, Case No.: RG09460907

10:30 A.M. - SET MATTER

1. CONSENT CALENDAR (See Appendix, Item Numbers 22 – 42)

10:30 A.M. - REGULAR CALENDAR

COUNTY COUNSEL: REPORT ON ACTION TAKEN IN CLOSED SESSION

BOARD OF SUPERVISORS’ REMARKS
PROCLAMATIONS/COMMENDATIONS

2. President Lai-Bitker – Proclaim May 6, 2010 as “Alameda County Children’s Mental Health Awareness Day”
   Attachment

3. President Lai-Bitker – Proclaim April 19–25, 2010 as “Sexually Exploited Minors Awareness Week”
   Attachment

PUBLIC ASSISTANCE

4. Social Services Agency – Approve the following recommendations to implement a fiscal year 2010 Summer Youth Employment Program with funding from the American Reinvestment and Recovery Act:

   A. Authorize extension of already approved awards resulting from the fiscal year 2009-2010 Summer Youth Employment Program Request for Proposal, 10/1/09 – 9/30/10;
   B. Approve new funding augmentations totaling $1,998,922 to the current community based organization master contracts, 5/1/10 – 9/30/10 to provide summer employment services to 684 Alameda County program eligible youth between the ages of 16-24 years in Alameda County living outside the City of Oakland, and authorize the Agency Director to negotiate and execute contracts under the master contracting process:
      i. Berkeley Youth Alternatives, Master Contract No. 900056, Procurement No. 5092 (Principal: Niculia Williams; Location: Berkeley) North Cities 115 slots ($336,076);
      ii. City of Berkeley, Master Contract No. 900161, Procurement No. 5093 (Principal: Phil Kamlarz; Location: Berkeley) North Cities 90 slots ($263,016);
      iii. Hayward Unified School District/ Hayward Adult, Master Contract No. 900048, Procurement No. 5094 (Principal: Janis Duran; Location: Hayward) Eden Area 144 slots and Tri-Cities 157 slots ($879,643);
      iv. Associated Community Action Program, Master Contract No. 900476, Procurement No. 5095 (Principal: Nanette Dillard; Location: Hayward) Unincorporated – Eden 82 slots ($239,637);
      v. Tri-Valley Community Foundation, Master Contract 900051, Procurement No. 5096 (Principal: David Rice; Location: Pleasanton) Tri-Valley 96 slots ($280,550); and
   C. Authorize an additional appropriation and revenue of $1,998,922
      – CAO Recommends: Approve – (4/5 Vote)
   Attachment

5. Social Services Agency – Approve a funding augmentation to the Community-Based Organization Master Contract No. 900473, Procurement No. 5105 with Youth Employment Partnership – YEP (Principal: Michele Clark; Location: Oakland) for subsidized employment services, 5/1/10 – 9/30/10 ($771,216) and delegate authority to the Agency Director to execute the contract under the master contracting process; and approve related budget adjustments – CAO Recommends: Approve – (4/5 Vote)
   Attachment

6. Social Services Agency and General Services Agency – Authorize the Purchasing Agent to negotiate and sign Master Contract No. 900689, Procurement No. 5066 with Butterfly Direct Marketing & Communication Services LLC (Principal: Samari Johnson; Location: Oakland) to provide bulk mailing services for the Alameda County Social Services Agency, 5/1/10 – 4/30/11 (estimated cost of $37,943), with an option to extend for another twelve months at the same cost – CAO Recommends: Approve
   Attachment
HEALTH CARE SERVICES

7. Behavioral Health Care Services – Approve and authorize the execution of a standard agreement (Procurement No. 5084) with First 5 Alameda County (Principal: Mark Friedman; Location: San Leandro) to provide “Early Connection 0-5 System of Care” consulting services, 3/1/10 – 9/30/10 ($305,184) – CAO Recommends: Approve
Attachment

8. Environmental Health Services – Receive the Annual Report 2009 for the County Service Area (CSA) VC-1984-1, Vector Control Services District, which describes the historical and the proposed benefit assessments for real property parcels within the CSA and the proposed services to be provided; and set a public hearing at 9:30 a.m. on 6/14/10 for the purpose of adopting the recommended fiscal year 2010-2011 budget for the CSA and establishing the 2010-2011 assessment rates – CAO Recommends: Approve
Attachment

9. Health Care Services Agency – Approve the proposal for recruitment/selection of 60 positions related to Mental Health Services Act funds for Prevention and Early Intervention, Workforce Education and Training and Community Services and Support Mental Health Services Act County Plans – CAO Recommends: Approve
Attachment

10. Health Care Services Agency – Approve funding for indigent care services provided by two disproportionate share, non-County hospitals:

   A. Approve $500,000 in Maddy Emergency Medical Services (SB1236) Funds to add to Measure A funds allocated for St. Rose Hospital and authorize the use of the State Approved Intergovernmental Transfer mechanism to leverage funds authorized;
   B. Approve $500,000 in SB1236 Funds for Children's Hospital and Research Center Oakland (CHRCO) and authorize the use of the State Approved Intergovernmental Transfer mechanism to leverage funds;
   C. Approve the transfer and appropriation increase of $1,200,000 of Health Care Services Agency funding in the HCSA general fund reserve designation for use by Children's Hospital and Research Center Oakland (CHRCO) and authorize the use of the State Approved Intergovernmental Transfer mechanism to leverage funds authorized; and
   D. Approve related budget adjustments
   – CAO Recommends: Approve – (4/5 Vote)
Attachment

11. Public Health Department – Approve the following recommendation for the Alameda County Public Health Department, Bioterrorism Preparedness Program:

   A. Accept Public Health Emergency Response H1N1 Phase IV grant agreement from the California Department of Public Health, 3/1/10 – 7/30/10, in the amount of $1,734,671;
   B. Authorize the Auditor-Controller to make appropriation and revenue adjustments;
   C. Delegate to the Public Health Acting Director the authority to finalize and execute the grant agreement; and
   D. Authorize the execution of the Non-Supplantation Certification form
   – CAO Recommends: Approve – (4/5 Vote)
Attachment
GENERAL ADMINISTRATION

12. *General Services Agency and Library* – Accept and approve the Naming Opportunity of Jenny Lin Study Room as approved by the Castro Valley Library Foundation to name specified areas, rooms, and other locations within the new Castro Valley Library by donor requests and adopt the attached resolution – CAO Recommends: Approve
Attachment

13. *Human Resource Services* – Second reading and adoption of an ordinance amending the Military Time Bank ordinance to extend it through 6/30/12 – *Continued from Tuesday, 4/20/10 (Item #15) for second reading*
Attachment

14. *Human Resource Services* – Second reading and adoption of a salary ordinance amendment establishing a new job classification in the Public Defender’s Office with salary administration criteria and adjust the salary for a position located in the Auditor-Controller, Treasurer-Tax Collector and the District Attorney Offices – *Continued from Tuesday, 4/20/10 (Item #16) for second reading*
Attachment

SITTING AS THE SURPLUS PROPERTY AUTHORITY

15. *Community Development Agency and County Counsel* – Approve a Legal Services Agreement (Contract No. 5033) with Wendel, Rosen, Black & Dean, LLP Attorneys at Law (Principal: Michael Dean; Location: Oakland) for legal services, for a term of two years commencing on or after 4/27/10, in an amount not to exceed $200,000; and authorize County Counsel in conjunction with the Surplus Property Authority to prepare the Legal Services Agreement and authorize County Counsel to execute the agreement – CAO Recommends: Approve
Attachment

SITTING AS THE INDUSTRIAL DEVELOPMENT AUTHORITY

16. Item withdrawn per department
Attachment

PUBLIC WORKS

17. *Public Works Agency* – Second reading and adoption of ordinance amending the Alameda County Public Works Traffic Code relating to Vehicles and Traffic which include three changes to Chapter 1, Article 7 relating to No Parking Zones and No Stopping Zones in the Castro Valley and San Lorenzo areas – *Continued from Tuesday, 4/20/10 (Item #29) for second reading*
Attachment

18. *Public Works Agency* – First reading and introduction of an amendment to the Alameda County Municipal Code Chapter 15.36, Grading, Erosion and Sediment Control ordinance – Transportation and Planning Committee Recommends: Approve
Attachment
FLOOD CONTROL

19. Public Works Agency – Accept the bid and award Contract No. 5104 between Alameda County Flood Control and Water Conservation District and West Coast Fence Co., Inc. (Principal: Wendy Dowhower; Location: San Jose) in the amount of $24,928 based on the unit prices stated in its bid proposal for the project, the Fence Replacement, Zone 6, Line L, 159 Washington Boulevard in Fremont, Specification No. FC 6-M-128; authorize the execution of said contract upon review by County Counsel, said work to be completed within fifteen calendar days from the date of receipt of Notice to Proceed; and approve the encumbrance of an additional $2,493 as a Supplemental Work Allowance for a total encumbered amount of $27,421 for the project and authorize the Agency Director to approve contract changes as necessary against the Supplemental Work Allowance – CAO Recommends: Approve

Attachment

10:30 A.M. - SET MATTER

PROCLAMATIONS/COMMENDATIONS

20. Board of Supervisors and the Superior Court of California, Alameda County – Proclaim May 2010 as “Law Month” and Present the 2010 Liberty Bell Award to “Youth Alive”

Attachment

11:00 A.M. - SET MATTER

HEALTH CARE SERVICES

21. Public Health Department – Award the contract for Emergency Medical Services (EMS) Ambulance Transport to Paramedics Plus, LLC as the high scoring proposal and authorize EMS to negotiate a contract with Paramedics Plus, LLC (Principal: Anthony Meyer; Location: Tyler, Texas) for the exclusive operating area, 11/1/11 – 10/31/16 with an option to extend for an additional five year period; the Agency will return to the Board for final approval of the contract at a subsequent date – CAO Recommends: Approve

Attachment

PUBLIC INPUT (TIME LIMIT: 3 MINUTES PER SPEAKER)

ADJOURNMENT

NEXT MEETINGS:

1 MAY 4, 2010 REGULAR CALENDAR
2 MAY 11, 2010 REGULAR CALENDAR
3 MAY 11, 2010 PLANNING MEETING
4 MAY 18, 2010 BOARD RETREAT
5 MAY 25, 2010 REGULAR CALENDAR
APPENDIX

CONSENT CALENDAR
(Any Board Member may pull any consent item for discussion or separate vote)

PUBLIC ASSISTANCE

22. Social Services Agency – Approve the following items to continue to provide mandated supportive services to eligible clients and to ensure accurate reporting of the American Recovery and Reinvestment Act (ARRA) Funds:

A. Authorize an appropriation transfer of $2,400,000 between assistance payment departments to ensure continued payments to contracted support services providers;
B. Authorize an appropriation transfer of $2,000,000 from the Discretionary Services and Supplies account to the Direct Benefit Payments account in Welfare Administration to ensure continued payments to contracted support services providers; and
C. Authorize appropriation and revenue transfer of $2,700,000 from the general fund to the ARRA fund to comply with grant administration requirements – (4/5 Vote)

Attachment

HEALTH CARE SERVICES

23. Behavioral Health Care Services – Approve payment of Master Contract No. C-2000-444 to Portia Bell Hume Behavioral Health and Training Center (Principal: Joty Sikand; Location: Concord) for fiscal year 2004-2005 CalWORKs cost report settlement, in the amount of $5,306; and approve settlement to be paid on a Direct Claim

Attachment

24. Behavioral Health Care Services – Approve a master contract augmentation (Master Contract No. 900119, Procurement No. 4273) to Peers Envisioning and Engaging in Recovery Services – PEERS (Principal: Khatera Aslami; Location: Oakland) for implementing a Stigma and Discrimination Reduction Campaign starting May 1, 2010, 7/1/09 – 6/30/10, increasing the amount from $515,753 to $619,183 ($103,430 increase); and authorize the Director of Behavioral Health Care Services to negotiate and execute the contracts exhibits

Attachment

25. Behavioral Health Care Services – Approve a Services-as-Needed contract augmentation (Master Contract No. 000008, Procurement No. 4321) for Sunny Hills Services (Principal: Joseph Costa; Location: San Anselmo) to provide additional outpatient services to youth residing in Alameda County, 7/1/09 – 6/30/10, increasing the amount from $1,083,688 to $1,163,140 ($79,452 increase); authorize the Director of Behavioral Health Care Services to negotiate and execute the contracts exhibits; and approve and authorize the Auditor-Controller to increase appropriations with offsetting revenues – (4/5 Vote)

Attachment
26. **Behavioral Health Care Services** – Approve and authorize master funding augmentations for the re-allocation of funds from the California Department of Alcohol and Drug Programs to continue to provide substance abuse services to participants of the Bay Area Services Network (BASN) Project and to avoid a loss of funding due to underutilization, 7/1/09 – 6/30/10:

   A. Seventh Step Foundation, Inc. (Principal: Ron Doyle; Location: Hayward) Master Contract No. 900479, Procurement No. 4197, increasing the amount from $106,648 to $126,648 ($20,000 increase); and
   
   B. Option Recovery Services (Principal: Bobby Miller; Location: Berkeley) Master Contract No. 900097, Procurement No. 4194, increasing the amount from $915,079 to $955,079 ($40,000 increase)

27. **Behavioral Health Care Services** – Approve an amendment to the standard services agreement (Procurement No. 4440) with Vicki Hahn (Location: Walnut Creek) to provide system analysis for the INSYST Billing System and Remediation Consulting Services as it relates to the vendor system enhancements in order to facilitate compliance with State mandates, with no change in contract term, increasing the amount from $83,000 to $99,920 ($16,920 increase)

28. **Behavioral Health Care Services** – Approve the following fiscal year 2009-2010 contract augmentations:

   A. Master contract augmentation for East Bay Agency for Children, Master Contract No. 900112, Procurement No. 4259 (Principal: Steve Eckert; Location: Oakland) to expand day treatment programs, 7/1/09 – 6/30/10, increasing the amount from $1,526,185 to $1,641,805 ($115,620 increase);
   
   B. Services-as-Needed contract augmentation for East Bay Agency for Children, Master Contract No. 000008, Procurement No. 4303 (Principal: Steve Eckert; Location: Oakland) to expand school based outpatient programs, increasing the amount from $3,008,584 to $3,558,936 ($550,352 increase);
   
   C. Authorize the Director of Behavioral Health Care Services to negotiate and execute the contract and submit to the Clerk of the Board for filing; and
   
   D. Approve and authorize the Auditor-Controller to increase appropriations with offsetting revenues – (4/5 Vote)

29. **Behavioral Health Care Services** – Approve the following related to the Early Periodic Screening, Diagnostic and Treatment:

   A. Approve a Services-as-Needed contract augmentation (Procurement No. 4312) for Lincoln Child Center (Principal: Christine Stoner-Mertz; Location: Oakland) for the establishment of a new school engagement truancy mental health outpatient program, 2/1/10 – 6/30/10 ($307,275);
   
   B. Approve a Services-as-Needed contract augmentation (Procurement No. 4312) for Lincoln Child Center (Principal: Christine Stoner-Mertz; Location: Oakland) for the expansion of mental health outpatient services in the Oakland Public School District, 3/1/10 – 6/30/10, increasing the amount from $5,347,334 to $5,787,941 ($133,332 increase);
   
   C. Authorize the Director of Behavioral Health Care Services to negotiate and execute the contract and submit to the Clerk of the Board for filing; and
   
   D. Approve and authorize the Auditor-Controller to increase appropriations with offsetting revenues – (4/5 Vote)
30. Behavioral Health Care Services – Approve the following fiscal year 2009-2010 master contract augmentations:

A. Approve a one-time master contract augmentation (Master Contract No. 900216, Procurement No. 4281) for Abode Services (Principal: Louis Chicoine; Location: Fremont) to provide client support services such as food, housing, recreational activities and transportation, 7/1/09 – 6/30/10, increasing the funding for the Greater HOPE program contract from $927,744 to $1,027,579 ($99,835 increase);
B. Approve a one-time master contract augmentation (Master Contract No. 900216, Procurement No. 4282) for Abode Services (Principal: Louis Chicoine; Location: Fremont) to provide client housing renovation and repair services, 7/1/09 – 6/30/10, increasing the funding for the Supportive Housing for Transition Age Youth (STAY) program contract from $484,177 to $570,477 ($86,300 increase); and
C. Authorize the Director of Behavioral Health Care Services to negotiate and sign the contract exhibits and submit to the Clerk of the Board for filing

GENERAL ADMINISTRATION

31. General Services Agency – Accept the work of Rodan Builders, Inc., Master Contract No. 900580, Procurement No. 3749 (Principal: Dan Oliver; Location: Burlington) for the Highland Hospital Acute Tower Replacement Project make ready work at the Fremont Hospital Campus in the amount of $1,636,660; and Direct the Clerk of the Board to have said Notice of Completion and resulting Minute Order recorded

32. Human Resource Services – Approve the classification actions taken by the Civil Service Commission on 4/7/10

33. Human Resource Services – Authorize the Interim Human Resource Director to sign an amendment to extend Contract No. 1474 with Keenan & Associates (Principal: John Scatterday Sr.; Location: Oakland) to provide Life and Disability consulting services on an “as needed” basis for the Human Resource Services Department, extending the term from 5/1/10 to 4/30/11 with no change in the contract amount of $100,000

34. Treasurer-Tax Collector – Receive the Report of Receipts and Disbursements for March 2010

PUBLIC PROTECTION

35. Probation – Accept the Probation SB 678 Evidence-Based Probation Supervision Program Grant from the California Emergency Management Agency (Cal EMA) to create an intensive supervision unit for the Probation Department, 10/1/09 – 9/30/12 ($1,498,686)
36. **Probation** – Approve the following recommendations:

   A. Approve and authorize the Chief Probation Officer to enter into an agreement with the California Corrections Standards Authority for continuation funding through Juvenile Justice Crime Prevention Act (SB 736), 10/1/10 – 9/30/11 ($3,871,203);
   
   B. Adopt the resolution to continue the Juvenile Justice Coordinating Council with the Chief Probation Officer as Chair making assurances of compliance with the required terms for funding; and
   
   C. Approve the Juvenile Justice Crime Prevention Act expenditure plan, 7/1/10 – 6/30/11 ($2,614,000)

   **Attachment**

37. **Sheriff** – Authorize the Sheriff to sign Amendment No. 1 between the County of Alameda and the City and County of San Francisco for the distribution of Urban Area Security Initiative (UASI) fiscal year 2007-2008 Regional Catastrophic Preparedness Grant funds for fiscal year 2009-2010, extending the agreement through 6/30/10

   **Attachment**

38. **Sheriff** – Authorize a contract amendment (Procurement No. 1544) with Dr. Calvin B. Benton (Location: Berkeley) to provide medical quality assurance review and consultation services to the Sheriff’s Office, extending the term from 5/1/10 to 8/31/10, increasing the amount from $285,000 to $325,000 ($40,000 increase); and waive the competitive bidding process and authorize a purchase order

   **Attachment**

39. **Sheriff and General Services Agency** – Authorize the Purchasing Agent to negotiate and sign an amendment to extend Master Contract No. 900038, Procurement No. 1874 with Bay Area Cremation and Funeral Services (Principal: Clinton Love; Location: Oakland) to provide cremation, inurnment and interment services for the Sheriff’s Office Coroner’s Bureau, extending the term from 7/1/10 to 6/30/12, increasing the amount from $200,000 to $330,000 ($130,000 increase)

   **Attachment**

**BOARDS AND COMMISSIONS**

40. **Supervisor Miley** – Appoint Cheryl Miraglia to the Castro Valley Municipal Advisory Council, term ending 6/30/13

   **Attachment**

41. **Supervisor Miley** – Appoint Pilar Lorenzana-Campo to the Parks, Recreation and Historical Commission, term ending 4/27/14

   **Attachment**

42. **Supervisor Steele** – Appoint Ginarani (Gina) Ramdoss to the Housing & Community Development Advisory Commission, term ending 4/27/14

   **Attachment**

**END OF CONSENT**
OUT-OF-STATE TRAVEL

   Attachment

43A. Health Care Services Agency – Deputy Director Planning, Policy & Health Equity – Nemours Communities of Practice Promoting Healthy Child Development meeting – Alexandria, Virginia, 4/20/10 – 4/23/10 (No County Cost)
   Attachment

44. Public Health Department – Community Health Services Division Director, CAPE Deputy Director and Health Care Program Administrator II – Kellogg Food & Community Initiative meeting – Chandler, Arizona, 4/26/10 – 4/30/10 (No County Cost)
   Attachment

   Attachment

   Attachment

   Attachment