AGENDA INCLUDING ADDENDUM

BOARD OF SUPERVISORS

Regular Meeting

Tuesday, October 11, 2011

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

SCOTT HAGGERTY DISTRICT 1
NADIA LOCKYER DISTRICT 2
WILMA CHAN DISTRICT 3
NATE MILEY, PRESIDENT DISTRICT 4
KEITH CARSON, VICE-PRESIDENT DISTRICT 5

SUSAN S. MURANISHI
COUNTY ADMINISTRATOR

RICHARD KARLSSON
INTERIM 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 10:45 a.m. and may begin later, depending on the Closed Session, which normally begins at 9:30 a.m.

NOTE: Addenda includes the addition of 1 regular items #11A

AGENDA - BOARD OF SUPERVISORS’ MEETING, TUESDAY, OCTOBER 11, 2011 - PAGE 1
CALL TO ORDER AND SALUTE TO FLAG

CLOSED SESSION

CONFERENCE WITH LABOR NEGOTIATORS

a) Agency Negotiators: Mary Welch and Cynthia Baron - Employee Organization: Alameda County Management Employees Association, General and Confidential Units
b) Agency Negotiators: Mary Welch and Cynthia Baron - Employee Organization: Service Employees International Union, Local 1021
c) Agency Negotiators: Mary Welch and Cynthia Baron - Employee Organization: All Labor Organizations
d) 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: United States of America v. County of Alameda, et al., United States District Court, Northern District of California, Case No. 3:11-cv-03262
b) Name of Case: Financial Pacific v. Altima, Superior Court of California, County of Alameda, Case No. HG09455003
c) Name of Case: San Francisco Regional Water Quality Control Board, Administrative Civil Liability Complaint No. R2-2010-0061

CONFERENCE WITH REAL PROPERTY NEGOTIATORS

a) Property: 2120 University Avenue, Berkeley, CA
Agency Negotiator: Aki Nakao, Director, General Services Agency
Negotiating Parties: to be determined
Under Negotiation: Price and terms of payment

10:45 A.M. - SET MATTERS

1. CONSENT CALENDAR (See Appendix, Item Numbers 20 – 33)
AGENDA INCLUDING ADDENDUM

COUNTY COUNSEL: REPORT ON ACTION TAKEN IN CLOSED SESSION

BOARD OF SUPERVISORS’ REMARKS

10:45 A.M. - REGULAR CALENDAR

PROCLAMATIONS/COMMENDATIONS

2. President Miley and Supervisor Lockyer – Commend and congratulate the pop band POPLYFE for their achievements on the television competition “America’s Got Talent”
   Attachment 2

2A. Supervisor Carson – Proclaim October 2011 as “Sudden Infant Death Syndrome Awareness Month”
   Attachment 2A

HEALTH CARE SERVICES

3. Behavioral Health Care Services – Authorize the re-allocation of funds from the California Department of Alcohol and Drug Programs to the following agencies:
   A. Approve a master contract augmentation (Master Contract No. 900083, Procurement No. 4165) for Carnales Unidos Reformandos Adictos, Inc. (Principal: Joseph Locaria; Location: Fremont), 7/1/09 – 6/30/10, increasing funding from $807,098 to $823,825 ($16,727 increase);
   B. Approve a master contract augmentation (Master Contract No. 900092, Procurement No. 4188) for Latino Commission (Principal: Maria Verdugo; Location: Oakland), 7/1/09 – 6/30/10, increasing funding from $1,622,862 to $1,648,822 ($25,960 increase); and
   C. Approve and authorize the Director of Behavioral Health Care Services or designee to negotiate and sign the contract exhibits
   – CAO Recommends: Approve
   Attachment 3

4. Health Care Services Agency – Approve an agreement (Procurement No. 7010) with University of California, San Francisco for providing data, assessment, evaluation and research services for the School Health programs, 7/1/11 – 6/30/12 ($370,580); and approve related budget adjustments – CAO Recommends: Approve – (4/5 Vote)
   Attachment 4

5. Public Health Department – Accept award and authorize execution of Standard Agreement No. 11-10033 with the California Department of Public Health to conduct sexually transmitted disease prevention and control services, 7/1/11 – 6/30/13 ($225,408) – CAO Recommends: Approve
   Attachment 5

6. Public Health Department – Approve and authorize expenditure of $10,000 to purchase gift cards for food, clothing and transportation tickets for the Public Health Department’s Emergency Medical Services Program health career pipeline project participants at Camp Wilmont Sweeney – CAO Recommends: Approve
   Attachment 6
7. **Public Health Department** – Accept the Public Health Emergency Preparedness Comprehensive Grant Agreement No. EPO 11-01 from the State Department of Public Health for the Center for Disease Control Base Allocation, Cities Readiness Initiative, Hospital Preparedness Program Allocations, and State Grant Fund Pandemic Influenza allocation, 7/1/11 – 8/9/12 ($1,901,703):

   A. Authorize the Auditor-Controller to decrease appropriation and revenue in the amount of $389,159 as outlined in the Financial Resolution;
   B. Authorize the Public Health Director or her designee the authority to finalize and execute the future grant agreement amendment;
   C. Authorize the President of the Board to sign the Non-Supplantation Certification form;
   D. Approve the funding of pay units for one full-time equivalent Health Service Consultant position to fulfill the obligations of the grant; pay units for this were not previously funded due to uncertainty in prior years about continuation of the grant;
   E. Approve an amendment to Master Contract No. 900148, Procurement No. 6958 with Alameda Health Consortium (Principal: Ralph Silber; Location: Alameda) to fund emergency preparedness training, drills, and exercises, 7/1/11 – 6/30/12 ($61,000);
   F. Approve an amendment to Master Contract No. 900077, Procurement No. 6959 with Alameda County Medical Center (Principal: Wright Lassiter; Location: Oakland) to improve its ability to react to bioterrorism and other emergency situations ($10,000);
   G. Approve an amendment to Master Contract No. 900609, Procurement No. 6957 with the University of California, Berkeley – Center for Infectious Diseases and Emergency Readiness (Principal: Christine Siador; Location: Berkeley) to develop an overarching summary master plan which is needed to synthesize the existing multiple Hospital Preparedness Program Plans, 7/1/11 – 6/30/12 ($18,800);
   H. Approve and authorize the Auditor-Controller to pay $232,000 via Direct Claim in total to thirteen (13) hospitals and ten (10) clinics to fund emergency response training, drills, and exercises as indicated in Attachment A; and
   I. Authorize the Director or her designee to sign the master contract Exhibits A & B amendments

   – CAO Recommends: Approve

   **Attachment 7**

**GENERAL ADMINISTRATION**

8. **Community Development Agency** – Authorize the Agency Director to use Housing Opportunities for Persons with AIDS (HOPWA) funds to pay off County-controlled California Housing Finance Agency (CalHFA) loan funds provided to the Walker House affordable housing development in Oakland ($74,999) – CAO Recommends: Approve

   **Attachment 8**

9. **Community Development Agency** – Authorize execution of Contract No. 6651 with Leidig Court, LLC (Principal: Linda Mandoloni; Location: Hayward) to acquire and rehabilitate the 17-unit apartment complex WINGS Affordable Housing Project, 10/1/11 – 6/21/14 in the amount of $600,000 ($200,000 of Affordable Housing Trust Fund Program, and $400,000 of Neighborhood Stabilization Program 2 funds) – CAO Recommends: Approve

   **Attachment 9**
10. *Community Development Agency* – Accept a three-year grant of $2,134,863 from the U.S. Department of Housing and Urban Development for the implementation of a Lead Hazard Control Program to address residential lead hazards in the County Service Area cities of Alameda, Berkeley, Emeryville and Oakland; authorize the Agency Director upon review and approval by County Counsel to execute grant agreements, amendments and all other documents necessary to implement the grant; and authorize the Auditor-Controller to take financial actions necessary to increase appropriations by $533,716 with offsetting revenues in the same amount to commence lead hazard control activities under this grant – CAO Recommends: Approve – (4/5 Vote) Attachment 10

10A. *County Counsel* – Approve a Legal Services Agreement (Procurement No. 7036) with Cox, Castle & Nicholson LLP (Principal: Gregory Caligari; Location: San Francisco) based on negotiated fees for legal services related to County real property interests; and authorize the County Counsel to execute the agreement – CAO Recommends: Approve Attachment 10A

11. *General Services Agency* – Authorize the Agency Director to advertise and issue a Request for Qualification for Design-Build (D-B) teams for the design and construction of the East County Hall of Justice to be located in Dublin; and approve the General Services Agency to apply an Enhanced Construction Outreach Program to this project – CAO Recommends: Approve Attachment 11

11A. *General Services Agency* – Consider declaring the County Property located at 2120 University Avenue, Berkeley, California as surplus property; and authorize the Agency Director to develop and proceed with a disposal plan for this property – CAO Recommends: Approve Attachment 11A

12. *Human Resource Services* – Approve a new job classification of Fire CERT Program Coordinator in the Alameda County Fire Department – CAO Recommends: Approve Attachment 12

13. *Information Technology Department and General Services Agency* – Approve and authorize the execution of a third amendment to increase Master Contract No. 900073, Procurement No. 2228 with Weston Solution, Inc. (Principal: Gregg Selby; Location: Oakland) to the Alameda County Information Technology Department, with no change in the contract term, increasing the amount from $2,693,500 to $3,893,500 ($1,200,000 increase) Attachment 13

14. *Library* – Approve and execute a contract between the City of Dublin and the Alameda County Library to provide 17 additional hours of library service each week at the Dublin Library, 7/1/11 – 6/30/12 ($367,858) – CAO Recommends: Approve Attachment 14

**PUBLIC PROTECTION**

15. *Sheriff* – Waive the competitive bidding process and authorize Purchase Order Contract No. 6889 with URS Corporation Americas (Principal: John Amdur; Location: Oakland) for consulting services, 7/1/11 – 12/30/11 ($181,410) – CAO Recommends: Approve Attachment 15
16. *Sheriff* – Approve the use of surplus funding realized from the Dublin Police Services contract to augment the Alameda County Sheriff’s Office administration budget to support the addition of an Accounting Specialist I to the accounts receivable unit ($97,696) – CAO Recommends: Approve – (4/5 Vote)

Attachment 16

17. *Sheriff* – Authorize the Sheriff to sign a Memorandum of Understanding with the Oakland Fire Department, Office of Emergency Services to establish guidelines regarding the duties and responsibilities of the Senior Emergency Planner, 6/15/11 – 10/31/11 ($120,000) funded by the Urban Area Security Initiative grant – CAO Recommends: Approve

Attachment 17

SITTING AS THE ALAMEDA COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT

18. *Public Works Agency* – Find there is need to continue the action required by the emergency at a landslide location along San Lorenzo Creek, 200 feet upstream of Second Street, in Hayward, Zone 2; accept the Status Report provided in the summary/discussion as required by the Board adopted Resolution (R-2011-204); and find that the next Status Report No. 8 is scheduled for the October 18, 2011 for review and consideration – CAO Recommends: Approve – (4/5 Vote)

Attachment 18

11:00 A.M. - SET MATTER

GENERAL ADMINISTRATION

19. *County Administrator* – Public hearing (TEFRA) for the issuance of bonds in the amount not to exceed $16,000,000 of tax-exempt obligation by the California Statewide Communities Development Authority pursuant to a plan of finance for various capital facilities at the Head Royce School. Bond proceeds will be used to refund prior bonds and to pay costs associated with that refunding; and adopt the approving resolution

Attachment 19

PUBLIC INPUT (TIME LIMIT: 3 MINUTES PER SPEAKER)

ADJOURNMENT

NEXT MEETINGS:

1 OCTOBER 18, 2011 REGULAR CALENDAR
2 OCTOBER 25, 2011 BOARD RETREAT
3 NOVEMBER 1, 2011 REGULAR CALENDAR
4 NOVEMBER 8, 2011 CANCELLED (HOLIDAY)
5 NOVEMBER 15, 2011 BOARD RETREAT
HEALTH CARE SERVICES

20. Behavioral Health Care Services – Approve a one-time master contract augmentation (Master Contract No. 900104, Procurement Contract No. 6390) for the Alameda County Network of Mental Health Clients (Principal: Nancy Thomas; Location Berkeley) to support the BEST Now program to provide a computer training class, 7/1/11 – 6/30/12, increasing the funding from $1,252,834 to $1,254,960 ($2,126 increase); and authorize the Director of Behavioral Health Care Services or her designee to negotiate and sign contract exhibits Attachment 20

21. Behavioral Health Care Services – Approve a master contract augmentation (Master Contract No. 900108, Procurement Contract No. 6400) for Berkeley Place, Inc., (Principal: Russ Hudlemeyer; Location: Berkeley) in the amounts of $30,530 to cover ongoing program operating expenses and $15,000 to cover one-time expenses related to staff training and service site fire safety inspection, 7/1/11 – 6/30/12, increasing funding from $614,377 to $659,907 ($30,530); authorize the Director of Behavioral Health Care Services or her designee to negotiate and sign contract exhibits Attachment 21

GENERAL ADMINISTRATION

22. Human Resource Services – Approve the classification action taken by the Civil Services Commission on 7/13/11 Attachment 22


25. County Administrator – Approve and authorize the execution to amend the agreement (Procurement No. 3966) with Management Partners, Inc. (Principal: Gerald E. Newfarmer; Location: San Jose) for executive management services to the Human Resource Services Department, through 6/30/12 ($250,000) Attachment 25

PUBLIC PROTECTION

26. Probation – Approve time-only extension of First Amendment to Contract No. 6216 with Hatchuel Tabernik & Associates (Principal: Timothy Tabernik; Location: Berkeley) to perform program evaluation to determine the effectiveness of the federally funded Adult Second Chance Act Prisoner Reentry Demonstration Program on improving public safety and reducing recidivism in Alameda County by extending the contract from, 9/30/11 – 1/31/12 with no changes to the contract amount Attachment 26

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27. **Sheriff** – Approve retroactively out-of-state travel for a Commander for expenses incurred while assisting the Reno Police Department with an oral exam for Lieutenants, 5/22/11 – 5/26/11; and authorize the Auditor-Controller to reimburse the Sheriff’s Office Travel and Training fund in the amount of $208.54
   Attachment 27

**SITTING AS THE ALAMEDA COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT**

28. **Public Works Agency** – Approve and authorize execution of Modification No.1 to Cost Sharing Agreement Contract No. 4125 between Alameda County Flood Control and Water Conservation District and the City of Fremont to fund a portion of the design and construction management of the Sabercat Creek, Zone 6, Line K, Restoration Project between Pine Street and Highway I-680, Fremont, Alameda County; increase District’s cost share amount from $130,000 to $205,000 ($75,000 increase); and reduce District’s in-kind services amount from $50,000 to $20,000 ($30,000 decrease)
   Attachment 28

**PERSONNEL, ADMINISTRATION AND LEGISLATION BOARD COMMITTEE**

29. PAL Board Committee Recommends: Approve legislation items referred to the full Board of Supervisors
   A. AB 540: Medi-Cal Alcohol and Drug Screening (Beal)
      Recommendation: Support
      Attachment 29

**BOARDS AND COMMISSIONS**

30. **Supervisor Carson** – Appoint Ron Zeno to the Alameda County Fair Board of Directors, term ending 10/11/15
    Attachment 30

31. **Supervisor Chan** – Appoint Barbara Williams to the Alameda County Commission on the Status of Women, term ending 10/11/13
    Attachment 31

32. **Health Care Services Agency** – Appoint Kerry Easthope to the Measure A Oversight Committee, term ending 11/30/15
    Attachment 32

33. **Social Services Agency** – Appoint James Chastain to the Alameda County Veterans Affairs Commission, term ending 10/11/14
    Attachment 33

**END OF CONSENT**

**OUT-OF-STATE TRAVEL**

34. **Board of Supervisors** – Supervisor, District 1 – “Metropolitan Transportation Commission Rail Volution Conference” – Washington, D.C., 10/16/11 – 10/19/11 (No County Cost)
    Attachment 34
35. Fire Department – Assistant Chief – Technical Committee on Hazardous Materials Response Personnel Meeting – Fort Lauderdale, Florida, 10/3/11 – 10/6/11 ($1,130)
   Attachment 35

36. General Services Agency – Child Care Coordinator – National Women’s Law Center State Leaders Meeting: Moving Forward in Challenging Times – Washington, D.C., 1/7/12 – 1/10/12 ($1,050)
   Attachment 36

37. Health Care Services Agency – Senior Program Specialist, Community Assessment Planning and Education – “Power to Thrive Conference” – St. Paul, Minnesota, 10/10/11 – 10/12/11 (No County Cost)
   Attachment 37

38. Sheriff – Assistant Sheriff – National Institute of Corrections Large Jail Network Meeting – Aurora, Colorado, 9/17/11 – 9/21/11 ($282)
   Attachment 38

   Attachment 39

   Attachment 40

   Attachment 41

42. Sheriff – Sheriff Technician and Lieutenant – “Commission on Accreditation of Law Enforcement Agency’s Conference” – Colorado Springs, Colorado, 11/16/11 – 11/18/11 ($2,640.13 each)
   Attachment 42

43. Sheriff – Criminalist – Bureau of Alcohol, Tobacco, Firearms and Explosives National Firearms Examiner Academy – Ammendale, Maryland, 1/29/12 – 5/26/12 ($1,300)
   Attachment 43