AGENDA INCLUDING ADDENDA

BOARD OF SUPERVISORS

Regular Meeting

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

SCOTT HAGGERTY
DISTRICT 1

GAIL STEELE
DISTRICT 2

ALICE LAI-BITKER, PRESIDENT
DISTRICT 3

NATE MILEY, VICE-PRESIDENT
DISTRICT 4

KEITH CARSON
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.

Note: Addenda includes the addition of one Regular item #11A and one Set Matter item 22A
CALL TO ORDER AND SALUTE TO FLAG

APPROVAL OF MINUTES
a) REGULAR MEETING: APRIL 20, 2010
b) SPECIAL MEETING: APRIL 20, 2010

CLOSED SESSION

CONFERENCE WITH LABOR NEGOTIATORS
a) Agency Negotiators: Mary Welch and Keith Fleming - Employee Organization: All Labor Organizations
b) 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: County of Alameda v. City of Oakland, Superior Court of California, County of Alameda, Case No.: RG09460907

10:30 A.M. - SET MATTERS
1. CONSENT CALENDAR (See Appendix, Item Numbers 25 – 35)

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 2010 as “Older Americans Month”
   Attachment

3. Supervisor Carson – Proclaim May 7–16, 2010 as “Affordable Housing Week”
   Attachment
4. Supervisor Carson – Proclaim May 2010 as “Asian Pacific American Heritage Month”
   Attachment

HEALTH CARE SERVICES

5. Environmental Health – Approve the following in order to provide the beach water quality monitoring and public notification services as required by and in accordance with AB 1876:
   A. Accept the award from the California Department of Health Services, 7/1/10 – 12/31/10 ($19,082);
   B. Approve and authorize the execution of the Grant, and return the executed copies to the Department of Environmental Health for subsequent transmittal to the California Department of Health Services; and
   C. Approve and authorize the Auditor-Controller to make the necessary related budget adjustments
   – CAO Recommends: Approve – (4/5 Vote)
   Attachment

SITTING AS THE IN-HOME SUPPORT SERVICES PUBLIC AUTHORITY

6. Social Services Agency – Approve the following request for two new Public Authority Payrolled Personnel Service Contracts:
   A. Approve and authorize a new Personnel Services Contract for Debra Howell (Location: San Rafael) in the amount of $13,415 based on a pro-rated annual salary of $42,503 (step 4) plus benefits and fees for the period 5/1/10 – 6/30/10; and
   B. Approve and authorize a new Personnel Services Contract for Seng Saechao (Location: San Leandro) in the amount of $11,052 based on a pro-rated annual salary of $34,533 (step 4) plus benefits and fees for the period 5/1/10 – 6/30/10
   – CAO Recommends: Approve
   Attachment

7. Social Services Agency – Approve and authorize a Public Authority Payrolled Personnel Service Contract with the new Operations Manager, Christine Morgan (Location: Richmond) in the amount of $13,950 based on a pro-rated annual salary of $50,265 (step 2) plus benefits and fees for the period 5/1/10 – 6/30/10 – CAO Recommends: Approve
   Attachment

GENERAL ADMINISTRATION

8. Community Development Agency – Authorize the execution of Contract No. 09-0758 with the State of California Department of Food and Agriculture for insect pest trapping activities to detect for the presence of the Asian Citrus Psyllid within Alameda County, 3/1/10 – 9/30/10 ($33,480) – CAO Recommends: Approve
   Attachment

9. Community Development Agency – Authorize the execution of Contract No. 09-0784 with the State of California Department of Food and Agriculture for insect pest trapping activities to detect for the presence of the European Grapevine Moth within Alameda County, 3/1/10 – 6/30/10 ($34,599) – CAO Recommends: Approve
   Attachment
10. **Community Development Agency** – Approve and authorize the execution of approved in-principle contracts with the following Community-Based Organizations to fund transitional rental assistance and supportive services under the Supportive Housing/Jobs Linkages Program and to add HOME funds to Contract No. 4913:

   A. Contract No. 4938 with Building Futures With Women and Children (Principal: Liz Varela; Location: San Leandro) 3/1/10 – 5/31/11, $40,577;
   
   B. Contract No. 4932 with Emergency Shelter Program (Principal: Ralph Johnson; Location: Hayward) 3/1/10 – 5/31/11, $40,577;
   
   C. Contract No. 4924 with Family Emergency Shelter Coalition (Principal: Cate Steane; Location: Hayward) 3/1/10 – 5/31/11, $40,577;
   
   D. Contract No. 4943 with Safe Alternatives to Violent Environments (Principal: Rodney Clark; Location: Fremont) 3/1/10 – 5/31/11, $40,577;
   
   E. Contract No. 4931 with Tri-Valley Haven for Women (Principal: Ann King; Location: Livermore) 3/1/10 – 5/31/11, $81,154; and
   
   F. Contract No. 4913 with Abode Services (formerly Tri-City Homeless Coalition) (Principal: Louis D. Chicoine; Location: Fremont) 12/1/09 – 5/31/11, for a total of $582,199 ($422,199 in SHP funds and $160,000 in HOME funds)

   – CAO Recommends: Approve

11. **County Administrator, General Services, Public Works & Community Development Agencies** – Adopt Board policy resolution relating to the Alameda County Commitments to Climate Protection, Climate Action Plan, and greenhouse gas emissions reduction targets for government services and operations; direct the County Administrator and agency and department heads to begin implementation of the Climate Action Plan; and direct the Climate Executive Committee to give an annual report to the Board on progress made in implementing the Climate Action Plan

   – Attachment

**SITTING AS THE INDUSTRIAL DEVELOPMENT AUTHORITY**

11A. **County Administrator** – Approve an $8,000,000 Recovery Zone Facility Bond Inducement resolution for Dale Hardware, Inc.

   – Attachment

**PUBLIC PROTECTION**

12. **Sheriff** – Approve and authorize four unfunded Administrative Intern positions for the Sheriff’s Department to participate in an internship program through the University of California, Berkeley, effective 5/1/10 – CAO Recommends: Approve

   – Attachment

**PUBLIC WORKS**

13. **Public Works Agency** – Second reading and adoption of an amendment to the Alameda County Municipal Code Chapter 15.36, Grading, Erosion and Sediment Control ordinance – **Continued from Tuesday, 4/27/10 (Item #18) for second reading**

   – Attachment
14. Public Works Agency – First reading and introduction of an ordinance amending the Alameda County Public Works Traffic Code relating to Vehicles and Traffic which include one change to Chapter 1, Article 7, relating to No Parking Zones and No Stopping Zones and one change to Chapter 1, Article 21 relating to No Parking Zones for Street Sweeping Only in the Castro Valley and San Lorenzo areas – CAO Recommends: Approve Attachment

15. Public Works Agency – Accept the bid and award Contract No. 5116 with Galedrige Construction, Inc. (Principal: Al Galedrige; Location: Alviso) for the project, the Pavement Grooving of Five Canyons Parkway and Crow Canyon Road in Castro Valley, Alameda County, California, Specification No. 2139 ($124,367.50); authorize the execution of said contract upon review by County Counsel, said work to be completed within sixty working days from the date of receipt of Notice to Proceed; and approve the encumbrance of an additional $12,436.75 as a Supplemental Work Allowance for a total encumbered amount of $136,804.25 for the project, and authorize the Agency Director to issue change orders as necessary against the Supplemental Work Allowance – CAO Recommends: Approve Attachment

FLOOD CONTROL

16. Public Works Agency – Accept the bid and award Contract No. 5102 with Siteworks Construction (Principal: Kent DeSena; Location: Lafayette) for the project, the Improvements to the Lake Elizabeth Inlet-Outlet Structure at Line L in Fremont, Alameda County, California, Specification No. FC 6-137 ($168,526.72); authorize the execution of said contract upon review by County Counsel, said work to be completed within sixty working days from the date of receipt of Notice to Proceed; and approve the encumbrance of an additional $16,852.67 as a Supplemental Work Allowance for a total encumbered amount of $185,379.39 for the project, and authorize the Director of Public Works to approve contract changes as necessary against the Supplemental Work Allowance – CAO Recommends: Approve Attachment

17. Public Works Agency – Adopt the resolution that approves Project Plans and Specifications No. FC 5-173 for Levee Remedial Work along Alameda Creek North and South Levees upstream of Ardenwood Boulevard in Fremont, Alameda County Flood Control District Zone 5; and authorize and direct the Clerk of the Board to advertise for bids for construction of the Project, with bids to be received by the Agency Director – CAO Recommends: Approve Attachment

18. Public Works Agency – Approve and execute Agreement No. 5082 with Wood Rodgers, Inc. (Principal: Dan Matthies; Location: Oakland) to provide specialized hydrologic and hydraulic modeling services for Alameda County Flood Control and Water Conservation District facilities in Zone 6, 5/4/10 – 5/3/12 ($888,778) – CAO Recommends: Approve Attachment

19. Public Works Agency – Approve and execute Contract No. 5109 with GEI Consultants, Inc. (Principal: Bill Rettberg; Location: Oakland) to provide geotechnical and engineering services for levee evaluation and engineering design in Flood Control Zones 4, 5 and 12, 5/4/10 – 12/30/12 ($2,297,269) – CAO Recommends: Approve Attachment
20. Public Works Agency – Approve and execute the following contracts to provide professional and technical land surveying services in Flood Control Zones 2, 3A, 5, 6, 12, and 13 and/or Murray Township, Washington Township, Eden Township, 4/27/10 – 6/30/11, in an amount not to exceed $250,000 each:

   A. Procurement Contract No. 5089 with BKF Engineers, Inc. (Principal: Billy Martin; Location: Pleasanton);
   B. Procurement Contract No. 5091 with Kier & Wright Civil Engineers & Surveyors, Inc. (Principal: Anthony C. McCants; Location: Pleasanton); and
   C. Procurement Contract No. 5090 with Ruggeri-Jensen-Azar (Principal: Joseph N. Azar; Location: Pleasanton)

   – CAO Recommends: Approve

Attachment

11:00 A.M. - SET MATTERS

BOARD OF SUPERVISORS’ APPRECIATION PROGRAM

21. President Lai-Bitker – Recognizing employees for their daily contributions in conducting County business and providing public service

   A. Wendy A. Georges, Health Care Services Agency;
   B. David F. Green, General Services Agency; and
   C. Rosa M. Hague, County Library

GENERAL ADMINISTRATION

22. County Administrator – Public hearing (TEFRA) for the issuance of revenue bonds by the California Municipal Finance Authority in the maximum amount of $6,000,000 for the acquisition and rehabilitation of a 60-unit multifamily rental housing development located at 2050 Delaware Street, Berkeley by Amistad House LP; and adopt the approving resolution

Attachment

22A. County Administrator – Conduct a Public (TEFRA) hearing for the $8,000,000 Dale Hardware, Inc., Recovery Zone Facility Bond Project and adopt a resolution allocating $3,544,000 of the County’s $12,966,000 American Recovery and Reinvestment Act of 2009 authorization for the financing of the project

Attachment
23. County Administrator – Conduct a public hearing for the issuance of lease revenue tax-exempt commercial paper notes in an amount not to exceed $100,000,000, authorize the use of County funds in an amount not to exceed $111,000,000 to provide collateral for a letter of credit in support of such notes, and adopt a resolution to:

A. Affirm that the project constitutes a public capital improvement and will provide significant public benefits;
B. Approve the form and authorize the execution of a Site Lease and Sublease between Alameda County and the Alameda County Joint Powers Authority;
C. Approve the issuance and sale by the Authority of the Series A Commercial Paper Notes, as provided in the Trust Agreement;
D. Approve the form and authorize the execution of the Reimbursement Agreement and the Security Agreements;
E. Approve the execution of such additional documents or agreements and such actions as are necessary or advisable to obtain additional credit or liquidity enhancement;
F. Approve the information relating to the County contained in the form of the offering memorandum;
G. Approve any investment or program of investment determined necessary or appropriate in conjunction with this issuance; and
H. Authorize the President and Vice-President of the Board of Supervisors, the County Administrator, the Assistant County Administrator, or their designees to take any and all actions necessary or advisable in order to consummate the issuance and sale of the Series A Commercial Paper Notes.

Attachment

ALAMEDA COUNTY JOINT POWERS AUTHORITY

24. County Administrator – Adopt a resolution to:

A. Approve the form and authorize the execution of a Site Lease and Sublease between Alameda County and the Alameda County Joint Powers Authority;
B. Approve the form and authorize the execution of the Trust Agreement, and approve the issuance and sale by the Authority of the Series A Commercial Paper Notes;
C. Approve the form and authorize the execution of the Assignment Agreement;
D. Approve the form and authorize the execution of the Dealer Agreements;
E. Approve the form and authorize the execution of the Reimbursement Agreement and the Security Agreements;
F. Approve the form and authorize the execution of the Issuing and Paying Agent Agreement;
G. Approve the execution of such additional documents or agreements and such actions as are necessary or advisable to obtain additional credit or liquidity enhancement;
H. Approve the form and authorize the execution of the offering memorandum;
I. Approve any investment or program of investment determined necessary or appropriate in conjunction with this issuance; and
J. Authorize the President, the Treasurer, the Secretary or the Executive Director of the Authority or any designee thereof to take any and all actions necessary or advisable in order to consummate the issuance and sale of the Series A Commercial Paper Notes.

Attachment
PUBLIC INPUT (TIME LIMIT: 3 MINUTES PER SPEAKER)

ADJOURNMENT

NEXT MEETINGS:

1 MAY 11, 2010  REGULAR CALENDAR
2 MAY 11, 2010  PLANNING MEETING
3 MAY 18, 2010  BOARD RETREAT
4 MAY 25, 2010  REGULAR CALENDAR
HEALTH CARE SERVICES

25. Public Health Department – Receive a report on continuing existence of a local State of Emergency relative to the transmission of HIV and other blood-borne pathogens through contaminated needles

Attachment

PUBLIC ASSISTANCE

26. Social Services Agency – Approve and authorize the execution of a third amendment to the Standard Services Agreement (Procurement No. 3319, Purchase Order No. 7651) with International Business Machines (Principal: Sam Palmisano; Location: Sacramento) for the provision of continued data warehouse services, extending the agreement by an additional 3 months from 7/1/10 – 9/30/10, and increasing the funding level by an additional $570,000 for a new maximum award level of $2,343,386.89

Attachment

GENERAL ADMINISTRATION

27. Community Development Agency – Authorize and execute Amendment No. 4 to Contract No. 2396 with the Tides Center (Principal: Lori Eason; Location: San Francisco) as fiscal sponsor of EveryOne Home (Principal: Elaine de Coligny; Location: Hayward) for the provision of services related to the implementation of EveryOne Home, the plan to end homelessness in Alameda County, increasing the amount from $725,697.32 to $867,649.32 ($141,952 increase) with no change in the contact term

Attachment

28. Community Development Agency – Approve and authorize the execution of Amendment No. 3 to Contract No. 3 with California State University, Sacramento to allow additional facilitation and staffing services related to windfarm operations for the Altamont Pass Wind Resource Area Scientific Review Committee, extending the term from 4/30/10 to 12/31/10, with no increase in the contract amount

Attachment

SITTING AS THE SURPLUS PROPERTY AUTHORITY

29. County Counsel – Approve a second Amendment to the Legal Services Agreement (Contract No. 3699) with Cox, Castle & Nicholson, LLP (Principal: R. Clark Morrison; Location: San Francisco) for legal services related to the Surplus Property Authority’s development and sale of the Staples Ranch project, amending the maximum compensation from $400,000 to $600,000; and authorize the Office of the County Counsel, in conjunction with the Surplus Property Authority, to prepare the second Amendment to the Legal Services Agreement and execute the Amendment

Attachment
GENERAL ADMINISTRATION

30. **General Services Agency** – Accept the work of Page Construction Company (Principal: Gregory Babcock; Location: Novato) for the Child Support Courtroom Remodel Project as complete in the amount of $817,115; and direct the Clerk of the Board to have the Notice of Completion and resulting Minute Order recorded

            Attachment

31. **General Services Agency and Community Development Agency** – Authorize the Director of General Services Agency to issue a change order and amend the contract (Master Contract No. 900710, Procurement No. 4892) with Eden Custom Builders, Inc. aka EDEN CDM (Principal: Derrick Yoon; Location: San Leandro) for the San Lorenzo Library Renovation Project, extending the term from 6/29/10 to 7/13/10, increasing the amount from $139,050 to $173,708 ($34,658 increase); and approve the encumbrance of an additional $3,465 as a Supplemental Work Allowance to the construction contract for a total encumbered amount of $38,123 and authorize the Agency Director to issue change orders as necessary against the Supplemental Work Allowance

            Attachment

32. **Human Resource Services** – Approve the classification actions taken by the Civil Service Commission on 4/21/10

            Attachment
BOARDS AND COMMISSIONS

33. \textit{Workforce Investment Board} – Reappoint the following to the Workforce Investment Board, terms ending 3/31/12

A. Yolanda Baldovinos;
B. Vinnie Bacon;
C. Ken Baker;
D. Heidi Botello;
E. Bob Brewer;
F. Guy Bryant;
G. Winston Burton;
H. Nanette Dillard;
I. Irene Fujii;
J. Matt Gardner;
K. Martha Giggleman;
L. Dollie Hamilton;
M. Joyce Harris;
N. David Johnson;
O. Jerry Keating;
P. Dan Kennerk;
Q. Brett Knight;
R. Peggy Kraus;
S. Elaine Kurtz;
T. Kathy Mello;
U. Helen Meyer;
V. Thomas Orput;
W. Jose Padilla;
X. James Paxson;
Y. Dan Walters; and
Z. Theresa Woo

\textbf{Attachment}

34. \textit{Workforce Investment Board – Youth Policy Council} – Reappoint Guy Bryant to the Workforce Investment Board – Youth Policy Council, term ending 4/10/12

\textbf{Attachment}

35. \textit{Workforce Investment Board} – Appoint the following to the Workforce Investment Board, terms ending 3/31/12

A. Michelle Diaz;
B. Christine Friday;
C. Joel Kinnamon; and
D. Mary Lou Strong

\textbf{Attachment}

\textbf{END OF CONSENT}

OUT-OF-STATE TRAVEL

36. \textit{District Attorney} – Administrative Services Assistant – “10\textsuperscript{th} Annual International Family Justice Center Conference” – San Antonio, Texas, 4/26/10 – 4/29/10 (No County Cost)

\textbf{Attachment}
   Attachment

   Attachment

   Attachment

40. Sheriff – Assistant Chief/Alameda County Fire Department, Assistant Sheriff, Commander, Captain & Deputy – National Preparedness Exercise in the State of Israel – Israel – Jordan, 5/20/10 – 6/6/10 (No County Cost)
   Attachment