

BOARD OF SUPERVISORS

S. Joseph Simitian, District 5, President
Cindy Chavez, District 2, Vice President
Mike Wasserman, District 1
Dave Cortese, District 3
Susan Ellenberg, District 4



Jeffrey V. Smith
County Executive

James R. Williams
County Counsel

Megan Doyle
Clerk of the Board

AGENDA PACKET

January 28, 2019 2:00 PM

Regular Meeting prior to Closed Session

BOARD OF SUPERVISORS' CHAMBERS

County Government Center – 70 West Hedding Street, 1st Floor, San Jose, CA
Tel. (408) 299-5001 Fax (408) 938-4525 TDD (408) 993-8272

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
COUNTY LIGHTING SERVICE AREA

Notice to the Public - Meeting Procedures

-- The Board of Supervisors may take other actions relating to the issues as may be determined following consideration of the matter and discussion of the recommended actions.

-- Language interpretation services are available. Please contact the Office of the Clerk of the Board at (408) 299-5001 no less than three business days prior to the meeting to request an interpreter.

-- All reports and supporting material are available for review on the internet at sccgov.iqm2.com and in the Office of the Clerk of the Board of Supervisors the Thursday, Friday, and Monday before the meeting. This information is also available on the table in the rear of the Board Chambers the day of the meeting.

-- Any disclosable public records related to an open session item on a regular meeting agenda and distributed by the County to all or a majority of the Board of Supervisors (or any other commission, or board or committee) less than 72 hours prior to that meeting are available for public inspection at the Office of the Clerk of the Board, 70 West Hedding Street, 10th Floor, during normal business hours.

-- Persons wishing to address the Board on a regularly scheduled item on the agenda are requested to complete a Request to Speak Form and place it in the tray at the rear of Chambers for the purpose of the record. (Government Code Section 54953.3). Request to Speak Forms must be submitted prior to the start of public comment for the desired item, and for items on the Consent Calendar or added to the Consent Calendar, prior to the call for public comment on the Consent Calendar. Individual speakers will be called to the podium by the President and are requested to limit their comments to the time specified by the President. The Board shall provide at least twice the allotted time to members of the public who utilize interpreters or translators, unless simultaneous translation equipment is used. Groups of speakers on a specific item are asked to limit their total presentation to a maximum of twenty minutes for each side of the issue. NOTE: The President may limit the number or duration of speakers on a matter. (Rules of the Board, Section 18)

-- Persons wishing to use the County's systems to present audio/video materials when addressing the Board must provide the materials to the Office of the Clerk of the Board at least two business days in advance of the meeting. Speakers with audio/video materials must adhere to the same time limits as other speakers and will not be granted additional time to address the Board. The County does not guarantee the ability to present audio/video material, and the President may limit or prohibit the use of the County's systems for the presentation of such material.

-- Items that contain ordinance proposals may be adopted on the Consent Calendar. The title of an ordinance as listed on the agenda is incorporated and read into the record of proceeding for the agenda item.

-- In compliance with the Americans with Disabilities Act and the Brown Act, those requiring accommodation for this meeting should notify the Clerk of the Board's Office 24 hours prior to the meeting at (408) 299-5001, TDD (408) 993-8272.

COMMUTE ALTERNATIVES: The Board of Supervisors encourages the use of commute alternatives including bicycles, carpooling, and hybrid vehicles. Public transit access is available to and from the County Government Center, 70 West Hedding St., San Jose, California by VTA bus lines 61, 62, 66, 181 and Light Rail. For trip planning information, visit www.vta.org or contact the VTA Customer Service Department at (408) 321-2300.

Bicycle parking racks are available in the James McEntee, Sr., Plaza in front of the County Government Center building.

Opening

1. Roll Call.
2. Public Comment for items not on the Agenda and Closed Session items.

This item is reserved for persons desiring to address the Board on any matter not on this agenda or for closed session items. Members of the public who wish to address the Board should complete a request to speak form and place it in the tray near the podium. The President will call individuals to the podium in turn. Speakers are limited to the following: three minutes if the Board President or designee determines that five or fewer persons wish to address the Board; two minutes if the Board President or designee determines that between six and fourteen persons wish to address the Board; and one minute if the Board President or designee determines that fifteen or more persons wish to address the Board. The law does not permit Board action or extended discussion of any item not on the agenda except under special circumstances. If Board action is requested, the Board may place the matter on a future agenda. Statements that require a response may be referred to staff for reply in writing.

3. Announcement prior to recess to closed session.

Closed Session

4. Closed Session Items. (ID# 95119)

Closing

5. Adjourn.



95119

DATE: January 28, 2019
TO: Board of Supervisors
FROM: James R. Williams, County Counsel
SUBJECT: Closed Session Items

RECOMMENDED ACTION

Closed Session Items.

ATTACHMENTS:

- January 28, 2019 Closed Session Items (PDF)

BOARD OF SUPERVISORS CLOSED SESSION DISCUSSION ITEMS

**County Government Center
10th Floor Conference Room
70 West Hedding Street
San José, California 95110**

**Monday, January 28, 2019
(following open session in Board Chambers at 2:00 p.m.)**

1. Threat to Public Services or Facilities (Government Code Section 54957(a)):
It is the intention of the Board to meet in Closed Session to confer with Doug Feliciano, Director of Facilities for the County of Santa Clara, Sergeant Dustin Davis of the Office of the Sheriff, and James R. Williams, County Counsel, regarding the security of public buildings, essential public services, and the public's right of access to public services or public facilities.

2. Possible Initiation of Litigation (Government Code Section 54956.9(d)(4)):
It is the intention of the Board to meet in Closed Session to confer with Legal Counsel regarding one item of possible initiation of litigation.

3. Public Employee Performance Evaluation (Government Code Section 54957(b)):
It is the intention of the Board to meet in Closed Session to consider the following positions of public employment:
 - Chief of Correction
 - Clerk of the Board
 - County Counsel
 - County Executive
 - Director, Child Support Services
 - Public Defender