

**BOARD OF SUPERVISORS**

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



Jeffrey V. Smith  
County Executive

James R. Williams  
County Counsel

Megan Doyle  
Clerk of the Board

**MINUTES**  
**February 11, 2020 9:30 AM**  
**Regular Meeting**

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

**Opening**

**1. Roll Call.**

President Chavez called the meeting to order at 9:32 a.m. A quorum was present.

Attendee Name	Title	Status	Arrived
Mike Wasserman	Vice President	Present	
Cindy Chavez	President	Present	
Dave Cortese	Supervisor	Present	
Susan Ellenberg	Supervisor	Present	
S. Joseph Simitian	Supervisor	Late	9:34 AM

**2. Pledge of Allegiance.**

The Pledge of Allegiance was recited.

**3. Invocation by Finny Abraham, Compassion Pastor, Beautiful Day at Westgate Church. (Ellenberg) (ID# 100363)**

Supervisor Simitian took his seat at 9:34 a.m.

The Invocation was received.

## Ceremonial Presentations

### 4. Announce Adjournments in Memoriam. (See Item No. 31)

- a. Adjourn in honor and memory of Larry McElvain. (Wasserman) (ID# 100331)

The Adjournment was announced.

- b. Adjourn in honor and memory of Pastor Dr. Willie T. Gaines Jr. (Cortese) (ID# 100216)

Held to February 25, 2020 at the request of Supervisor Cortese.

**4.b RESULT: HELD [UNANIMOUS] Next: 2/25/2020 9:30 AM**

**MOVER:** Mike Wasserman, Vice President

**SECONDER:** Susan Ellenberg, Supervisor

**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

### 5. Commendations and Proclamations. (See Item No. 60)

The Commendations were presented.

- a. Present Commendation for Santa Clara County Librarian Nancy Howe as she retires after 25 years of service to the Santa Clara County Library District. (Wasserman)
- b. Present Commendation for Sergeant Richard Alanis and Sergeant Noe Cortez for their dedication and commitment to ensuring justice for victims and residents of Santa Clara County. (Cortese)
- c. Present Commendation for the Sean M. Walsh K-9 Foundation for its selfless efforts in supporting communities and law enforcement agencies across Santa Clara County. (Cortese)

## Public Issues

### 6. Public Comment. (ID# 100459)

Seventeen individuals addressed the Board.

### 7. Approve Consent Calendar and changes to the Board of Supervisors' Agenda. (ID# 100460)

Three individuals addressed the Board.

Item No. 26 was added to the Consent Calendar. Item No. 33 was removed from the Consent Calendar. Item No. 4b was held to February 25, 2020. Item No. 8 was continued to date uncertain. Item No. 58 was held to February 25, 2020.

Requests were noted for Item No. 8.

A recusal was noted for Item No. 52.

<b>7 RESULT:</b>	<b>APPROVED AS AMENDED [UNANIMOUS]</b>
<b>MOVER:</b>	Mike Wasserman, Vice President
<b>SECONDER:</b>	Susan Ellenberg, Supervisor
<b>AYES:</b>	Wasserman, Chavez, Cortese, Ellenberg, Simitian

**Time Certain - To Be Heard No Earlier Than 10:00 a.m.**

**8. Public Hearing - Accessory Dwelling Units. (Department of Planning and Development)**

- a. Public hearing to consider an Ordinance amending various sections of County of Santa Clara Ordinance Code Appendix I, Zoning, for the purpose of regulating Accessory Dwelling Units and Junior Accessory Dwelling Units in accordance with State law, including an option that allows Movable Tiny Homes to further address the regional housing shortage. The Ordinance is statutorily exempt from the California Environmental Quality Act pursuant to Public Resources Code section 21080.17, which exempts the adoption of an ordinance implementing the State law requirements relating to Accessory Dwelling Units. Location: Countywide. (File No.: PLN20-001) (Supervisory District: All) (ID# 100188)
  - i. Open public hearing and receive testimony.
  - ii. Close public hearing.

Continued to date uncertain at the request of Supervisor Cortese.

At the request of Supervisor Simitian, the Board directed Administration to report to the Board on date uncertain relating to the addition of language stating that in the -n1 zoning district no more than 800 square feet of an Accessory Dwelling Unit or Junior Accessory Dwelling Unit's floor area may be exempted from the calculation of the floor area ratio.

At the request of Vice President Wasserman, the Board directed Administration to report to the Board on date uncertain with corrections to Section 4.10.015(D)(2) which should refer to 4.10.015(H) and not (I); and, to Section 4.10.015(C)(1) which should read as follows: "Shall have a maximum floor area not exceeding 1,200 square feet or 50% of the legally established floor area of the primary dwelling, whichever is less; however, the maximum floor area shall in no case be less than 800 square feet."

At the request of Supervisor Ellenberg, the Board directed Administration to report to the Board on date uncertain relating to eliminating the requirement of constructing a covered parking space for single family homes in which the detached garage is converted into an Accessory Dwelling Unit.

At the request of Supervisor Cortese, the Board directed Administration to report to the Board on date uncertain relating to options to relax the cosmetic requirement in specific parts of the County mandating that dwellings resemble a cottage or bungalow.

**8.a RESULT: CONTINUED [UNANIMOUS]**

**MOVER:** Mike Wasserman, Vice President

**SECONDER:** Susan Ellenberg, Supervisor

**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

- b. Consider recommendations from the Department of Planning and Development relating to regulating Accessory Dwelling Units and Junior Accessory Dwelling Units in accordance with State law, including an option that allows Movable Tiny Homes to further address the regional housing shortage. (ID# 100200)

Possible action:

- i. Adopt Ordinance No. NS-1200.371 amending various sections of Appendix I, Zoning, of the County of Santa Clara Ordinance Code for the purpose of regulating of Accessory Dwelling Units and Junior Accessory Dwelling Units in accordance with State law and adding Movable Tiny Homes.

OR

- ii. Adopt Ordinance No. NS-1200.372 amending various sections of Appendix I, Zoning, of the County of Santa Clara Ordinance Code for the purpose of regulating of Accessory Dwelling Units and Junior Accessory Dwelling Units in accordance with State law.

Continued to date uncertain at the request of Supervisor Cortese.

**8.b RESULT: CONTINUED [UNANIMOUS]**

**MOVER:** Mike Wasserman, Vice President

**SECONDER:** Susan Ellenberg, Supervisor

**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

**9. Public Hearing - Appeal of November 21, 2019 Planning Commission decision to Grant Design Review and Grading Approval for a new Single Family Residence. (Department of Planning and Development)**

- a. Hearing to consider appeal relating to the November 21, 2019 decision by the Planning Commission to grant the Design Review Administrative Approval and Grading Approval application for a new single family residence. Appellants: Carlos and Manuela Silveira (PLN19-0091-APL2); Applicant/Owner: Judith Hart and Kevin Aitken. Property Address/Location: 65 'P' Pedro View Road, San Jose. (Assessor's Parcel No. 612-67-003) (File No. PLN19-0091) (Supervisorial District Three) (ID# 99966)

- i. Open public hearing and receive testimony.
- ii. Close public hearing.

President Chavez opened the public hearing. Two individuals addressed the Board.  
President Chavez closed the public hearing.

**9.a RESULT: HEARING CLOSED**

- b. Consider recommendations relating to appeal of November 21, 2019 Planning Commission decision to Grant the Design Review Administrative Approval and Grading Approval application for a new single family residence. (Department of Planning and Development) (ID# 99965)

Possible action:

- i. Declare intent to accept or reject the Categorical Exemption under Section 15303(a) of the California Environmental Quality Act (CEQA) Guidelines.
- ii. Declare intent to grant or deny the appeal by Carlos and Manuela Silveira.
- iii. Declare intent to grant, deny, or modify the Design Review Administrative Approval and Grading Approval.
- iv. Refer to County Counsel for preparation of findings.

At the request of Supervisor Cortese, the Board continued the hearing to date uncertain and directed Administration to report to the Board with both the original February, 2019 and subsequent July, 2019 design options, subject to applicant willingness to reinstate the original application, and to provide the current application should the applicant be unwilling to reinstate the original.

**9.b RESULT: CONTINUED [UNANIMOUS]**

**MOVER:** S. Joseph Simitian, Supervisor

**SECONDER:** Dave Cortese, Supervisor

**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

**10. Public Hearing - Purchase and ground lease of real property located on 2250 El Camino Real, Santa Clara. (Assessor's Parcel No. 290-10-072) (Office of Supportive Housing)**

- a. Public Hearing to consider the purchase of real property located at 2250 El Camino Real, Santa Clara, for a public purpose. (Supervisory District Four) (ID# 100083)
  - i. Open public hearing and receive testimony.
  - ii. Close public hearing.

President Chavez opened the public hearing. No public testimony was received.  
President Chavez closed the public hearing.

**10.a RESULT: HEARING CLOSED**

- b. Consider recommendations relating to the purchase and potential ground lease of real property located on 2250 El Camino Real, Santa Clara, Assessor's Parcel No. 290-10-072. Resolution # BOS-2020-16 (ID# 100082)

Possible action:

- i. Adopt Resolution finding the acquisition of the Property is exempt from the California Environmental Quality Act (CEQA); finding the acquisition serves a public purpose; and approving a delegation of authority to the County Executive, or designee, to negotiate, enter into, and sign all agreements and documents necessary or required for the consummation of the purchase of the Property, including but not limited to the Certificate of Acceptance, and to take all other necessary action to complete the acquisition, in an amount not to exceed \$9,000,000 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, 2020.
- ii. Approve delegation of authority to the County Executive, or designee, to negotiate, enter into, and sign all agreements and documents and take any and all other actions that are necessary or advisable in connection with providing Charities Housing Development Corporation with an option to ground lease the Property and entering into such ground lease provided conditions to development are met, and subject to additional CEQA compliance, if legally required and 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 February 11, 2023.

**10.b RESULT: APPROVED [UNANIMOUS]**

**MOVER:** Susan Ellenberg, Supervisor

**SECONDER:** Cindy Chavez, President

**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

**Time Certain - To Be Heard No Earlier Than 11:30 a.m.**

- 11. Under advisement from May 8, 2018 (Item No. 13) and June 12, 2018 (Item No. 130): Receive report relating to testing of Sexual Assault Response Team (SART) kits. (Office of the District Attorney) (ID# 100241)**

**11 RESULT: RECEIVED [UNANIMOUS]**

**MOVER:** Cindy Chavez, President

**SECONDER:** Susan Ellenberg, Supervisor

**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

**12. Consider recommendations relating to the Children, Seniors, and Families Committee Special Hearing on Child Sexual Abuse held on November 20, 2019. (Chavez/Cortese) (ID# 100307)**

Possible action:

- a. Approve referral to Administration to report to the Board in partnership with the Office of the District Attorney on March 24, 2020 relating to the progress, plan and timeline for the establishment of a fully accredited and staffed Child Advocacy Center.
- b. Approve referral to Administration to report to the Children, Seniors, and Families Committee in April 2020 with an analysis and recommendations relating to gaps in reporting of child sexual abuse as it pertains to mandated and non-mandated reporters, and the gaps in communication between agencies who respond and care for victims of child sexual abuse.
- c. Approve referral to Administration to report to the Children, Seniors, and Families Committee in April 2020 with information relating to the best practices for service provision for the victims of child sexual abuse, gaps in services in Santa Clara County and recommendations for closing the gaps in provision of comprehensive services.
- d. Approve referral to Administration to report to the Children, Seniors, and Families Committee in April 2020 in partnership with the Child Sexual Abuse Prevention Task Force of the Child Abuse Prevention Council with recommendations relating to effective and sustainable child sexual abuse prevention.

Ten individuals addressed the Board.

At the request of Supervisor Ellenberg, the Board directed Administration to report to the Board on March 24, 2020 with an amended lease proposal for 455 O'Connor Drive and a proposed protocol for coordination of continued services after the Child Advocacy Center is officially established.

President Chavez recessed the meeting at 12:32 p.m.

**12 RESULT: APPROVED [UNANIMOUS]**

**MOVER:** Cindy Chavez, President

**SECONDER:** Dave Cortese, Supervisor

**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

**Time Certain - To Be Heard No Earlier Than 1:00 p.m.**

**13. Approve referral to Administration to report to the Board with options for consideration relating to building affordable housing, including housing for extremely low and very low income persons with developmental disabilities, on the**

**County-owned site at 525 East Charleston Road, Palo Alto. (Simitian) (ID# 100134)**

President Chavez reconvened the meeting at 1:04 p.m. with all members present.

Six individuals addressed the Board.

At the request of President Chavez, the Board further directed Administration to include in the report information relating to a possible Request for Proposals or collaboration with current land developers to expedite the process; and, information relating to density.

**13 RESULT: APPROVED [UNANIMOUS]**  
**MOVER:** S. Joseph Simitian, Supervisor  
**SECONDER:** Mike Wasserman, Vice President  
**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

### Board Referrals

**14. Approve referral to Administration to report to the Board on February 25, 2020 with options for consideration relating to sponsoring the Science Extravaganza 2020 in the amount of \$1,100. (Chavez) (ID# 100281)**

Taken out of order after Item No. 17.

Vice President Wasserman requested that Administration report to the Board on date uncertain relating to alternative methods to approve items in smaller dollar amounts.

**14 RESULT: APPROVED [UNANIMOUS]**  
**MOVER:** Cindy Chavez, President  
**SECONDER:** Dave Cortese, Supervisor  
**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

**15. Approve referral to Administration to report to the Board on March 10, 2020 relating to the status of the Administration's work on a new County logo, website and social media channels branding and other related County branding efforts including adoption of a branding management structure. (Chavez) (ID# 100328)**

**15 RESULT: APPROVED [UNANIMOUS]**  
**MOVER:** Cindy Chavez, President  
**SECONDER:** Dave Cortese, Supervisor  
**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

**16. Approve referral to Administration to report to the Board with options for consideration relating to the continuation of the countywide Student Work Study Program with Cristo Rey San Jose within 30 days. (Cortese) (ID# 100282)**

President Chavez recused herself from the item due to her goddaughter's recent application to Cristo Rey San Jose, and left the room at 1:57 p.m.



Eleven individuals addressed the Board, and one individual submitted written comments for the record.

Approved as amended to direct Administration to report to the Board with options for consideration relating to the continuation of County-wide student work study programs for eligible students from participating schools in Santa Clara County, including, but not limited to, Cristo Rey San Jose, within 30 days.

**16 RESULT: APPROVED AS AMENDED [4 TO 0]**

**MOVER:** Dave Cortese, Supervisor

**SECONDER:** Susan Ellenberg, Supervisor

**AYES:** Wasserman, Cortese, Ellenberg, Simitian

**RECUSED:** Chavez

**17. Consider recommendations relating to providing inclusive community sports programs for youth with intellectual disabilities in Santa Clara County. (Ellenberg) (ID# 100361)**

Possible action:

- a. Approve referral to Administration to report to the Board in May 2020 with options for consideration relating to providing ongoing funding for the continuation and expansion of the Special Olympics Northern California Unified Champion Schools and Community Sports programs, starting with the FY20-21 recommended budget.
- b. Approve referral to Administration to report to the Board with options for consideration relating to developing an all-inclusive sports grants program for youth in Santa Clara County.

Taken out of order after Item No. 13.

Eleven individuals addressed the Board, and five individuals submitted written comments for the record.

**17 RESULT: APPROVED [UNANIMOUS]**

**MOVER:** Susan Ellenberg, Supervisor

**SECONDER:** Mike Wasserman, Vice President

**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

**18. Approve referral to administration to establish a pilot program to provide supplemental funding to school districts that participate in universal meal programs to reduce food insecurity among students. (Ellenberg/Simitian) (ID# 100353)**

Taken out of order after Item No. 16.

President Chavez returned to her seat at 2:40 p.m.

Two individuals addressed the Board.

At the request of Vice President Wasserman, the Board further directed Administration to report to the Board on date uncertain relating to research regarding possible sources for matching funds.

**18 RESULT: APPROVED AS AMENDED [UNANIMOUS]**

**MOVER:** Susan Ellenberg, Supervisor

**SECONDER:** S. Joseph Simitian, Supervisor

**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

- 19. Approve referral to Administration to move forward with specified items related to implementation or update of the Stanford Community Plan (part of the County's General Plan, now being updated) and 1985 Land Use Agreement. (Simitian/Chavez) (ID# 100343)**

Four individuals addressed the Board.

**19 RESULT: APPROVED [UNANIMOUS]**

**MOVER:** S. Joseph Simitian, Supervisor

**SECONDER:** Cindy Chavez, President

**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

### Board of Supervisors and Board Appointees

- 20. Receive report from County Executive.**

President Chavez requested that Administration advise the Board of the anticipated date for Board consideration of the report relating to Government Alliance on Race and Equality staffing and strategies.

**20 RESULT: RECEIVED**

- 21. Receive report from County Counsel on legal issues and Closed Session meeting of February 10, 2020.**

James R. Williams, County Counsel, stated that there were no reportable actions taken at the February 10, 2020 Closed Session meeting.

**21 RESULT: RECEIVED**

### Regular Agenda - Items for Discussion

- 22. Consider recommendations relating to the Fiscal Year (FY) 2019-2020 Mid-Year Budget Review. (Office of the County Executive) (ID# 100043)**

Possible action:

- a. Receive report relating to the status of General Fund budgetary revenues and appropriations for FY 2019-2020, including an initial projection of the FY 2019-2020 fund balance, and the projected status of the FY 2020-2021 General Fund Budget.

- b. Approve Request for Appropriation Modification No. 126 - \$123,905,713 increasing and adjusting budgetary revenues and appropriations in various departments and funds to address needs and to better align the FY 2019-2020 budget with current experience. (4/5 Vote)

One individual addressed the Board.

At the request of Supervisor Ellenberg, the Board directed Administration to report to the Board on date uncertain relating to identification of vacancies that, if filled, would be most effective in decreasing the need for overtime and extra help hours and identify IT projects that would lead to the greatest cost savings and employee time savings. She further requested that Administration solicit ideas and strategies from line staff, and provide information during the FY 2020-2021 Budget process relating to how those strategies can be implemented.

At the request of President Chavez, the Board directed Administration to report to the Board through the Health and Hospital Committee prior to the FY 2020-2021 Budget process relating to outstanding debt regarding supplemental funds for hospital financing, and when those funds are expected to be allocated to the hospital system; and, the amount of money the County has borrowed and loaned to onboard the new hospitals; the daily business operations of the hospitals; and, risks relating to investments to be made in the hospitals.

Supervisor Simitian and President Chavez requested that Administration report to the Board through the Health and Hospital Committee on date uncertain relating to costs associated with construction of the psychiatric care facility at the Valley Medical Center campus.

President Chavez requested that Administration report to the Board on date uncertain relating to funding for gender-based violence programs, including a timeline for each Request for Proposals.

**22 RESULT: APPROVED [UNANIMOUS]**

**MOVER:** Dave Cortese, Supervisor

**SECONDER:** Mike Wasserman, Vice President

**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

- 23. Under advisement from November 19, 2019 (Item No. 12): Consider recommendations from Office of the County Executive and Office of the County Counsel relating to including the Children's Budget into the annual budgeting process. Resolution # BOS-2020-11 (ID# 99969)**

Possible action:

- a. Receive report relating to the Children's Budget.

- b. Adopt Board Policy Resolution amending the Board Policy Manual to add Board Policy 4.23 regarding the Children's Budget, and direct the Clerk of the Board to include Policy in Board of Supervisors' Policy Manual.

**23 RESULT: ADOPTED [UNANIMOUS]**  
**MOVER:** Susan Ellenberg, Supervisor  
**SECONDER:** Cindy Chavez, President  
**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

- 24. Under advisement from December 17, 2019 (Item No. 13): Receive report relating to funding options to continue the Summer Camp and Enrichment Activities Program. (Social Services Agency) (ID# 100061)**

Held to February 25, 2020 at the request of President Chavez.

At the request of President Chavez, the Board directed Administration to report to the Board on February 25, 2020 relating to budget allocations for the program.

**24 RESULT: HELD [UNANIMOUS] Next: 2/25/2020 9:30 AM**  
**MOVER:** Cindy Chavez, President  
**SECONDER:** Dave Cortese, Supervisor  
**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

- 25. Under advisement from November 19, 2019 (Item No. 11): Receive report from the Office of the County Executive, the Employee Services Agency, and the Social Services Agency relating to childcare facilities and services in Santa Clara County. (ID# 100244)**

Two individuals addressed the Board.

At the request of Supervisor Ellenberg, the Board directed Administration to begin the employee survey process prior to the end of February 2020 and report to the Board no later than April 7, 2020 relating to implementation options, including recommendations regarding space availability at County facilities, and the feasibility of dedicated space at the County Government Center suitable for the care of infants up to 12 or 14 months old.

**25 RESULT: RECEIVED [UNANIMOUS]**  
**MOVER:** Susan Ellenberg, Supervisor  
**SECONDER:** Cindy Chavez, President  
**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

- 26. Under advisement from November 19, 2019 (Item No. 28): Receive report relating to outreach regarding the safe storage of firearms in unincorporated areas of the County. (Office of the Sheriff) (ID# 100210)**

Added to the Consent Calendar at the request of Vice President Wasserman.

**26 RESULT: RECEIVED****27. Held from January 28, 2020 (Item No. 30): Receive report relating to options for a Custody Health Services staffing study, and timeline and recommendations regarding medical and infirmary standards in County Jails. (Santa Clara Valley Health and Hospital System) (ID# 100022)**

At the request of President Chavez, the Board directed Administration to report to the Board in March 2020 relating to a work plan for the completion of the Custody Health Department staffing study, the scope of which should include domestic and international jurisdictions; and, information regarding academic expert opinions and analysis of behavioral and medical service in jails as compared to the broader VMC system.

**27 RESULT: RECEIVED [UNANIMOUS]****MOVER:** Cindy Chavez, President**SECONDER:** Susan Ellenberg, Supervisor**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian**28. Under advisement from November 19, 2019 (Item No. 13): Receive report from the Office of Sustainability relating to establishing and delivering an expanded tree planting services and stewardship program for public and private citizens (residents, corporations and institutions) of Santa Clara County through Our City Forest and Canopy, and building a comprehensive urban forest. (Office of the County Executive) (ID# 99700)**

Two individuals addressed the Board.

At the request of Supervisor Simitian, the Board directed Administration to contact Canopy, explore the potential for additional funding opportunities, and provide an off-agenda report to the Board on date uncertain relating to the amount determined.

**28 RESULT: RECEIVED [UNANIMOUS]****MOVER:** Susan Ellenberg, Supervisor**SECONDER:** Dave Cortese, Supervisor**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian**29. Held from January 14, 2020 (Item No. 29): Consider recommendations relating to the Surveillance-Technology and Community-Safety Ordinance. (Office of the County Executive) (ID# 99834)**

Possible action:

- a. Receive report from the Office of the County Executive with a summary of all requests for Board approval and all notifications and Surveillance Use Policies received by the Board pursuant to Ordinance Code section A40-2 or section A40-5.
- b. Receive Annual Surveillance Reports for the following:

- i. Clerk of the Board of Supervisors - Audiovisual Recording Devices
- ii. Consumer and Environmental Protection Agency - Audio Recorders
- iii. Consumer and Environmental Protection Agency - Digital Cameras
- iv. Consumer and Environmental Protection Agency - Vector Control System  
Campus Security Cameras
- v. County Communications - 9-1-1 Audio Recording System
- vi. County Communications - Video Cameras Used for Facility Security
- vii. Countywide - Badge/Password-Access Technology for Multifunction  
Printer/Copying Machines
- viii. Countywide - Computers and Mobile phones with Audiovisual Recording  
Capabilities
- ix. Countywide - Facility Access Control Technology
- x. Department of Child Support Services - ExacqVision Video Security System
- xi. Department of Parks and Recreation - Aerial Cameras and Global Positioning  
System Technologies
- xii. Department of Parks and Recreation - Closed-Circuit Cameras
- xiii. Department of Planning and Development - Audio Recorders
- xiv. Department of Planning and Development - Digital Cameras
- xv. Facilities and Fleet Department - Security Cameras and Collected Data within  
the Facilities and Fleet Department
- xvi. Facilities and Fleet Department - Telematics, A Vehicle Fleet Management  
Tool
- xvii. Finance Agency - Security Cameras
- xviii. Office of the Assessor - Digital Cameras Used to Assess Property
- xix. Office of the County Counsel - Digital Audio Recorders
- xx. Office of the County Counsel - Digital Cameras
- xxi. Office of the County Counsel - Network Server Camera
- xxii. Office of the County Executive - Digital Cameras
- xxiii. Office of the County Executive Equal Opportunity Department - Audio  
Recorders
- xxiv. Office of the County Executive Reentry Resource Center - Security Cameras
- xxv. Office of the District Attorney and Office of the Sheriff - County Government  
Center Security Camera Guidelines

- xxvi. Office of the District Attorney - Data Extraction/Examination Forensic Tools and Software
- xxvii. Office of the District Attorney - Digital Recorders
- xxviii. Office of the District Attorney - Video Surveillance and Recording of Evidence Storage Facility
- xxix. Office of the District Attorney Crime Lab - Access Card and Biometric Fingerprint Systems
  - xxx. Office of the District Attorney Crime Lab - Digital and Multimedia Evidence Unit Software and Hardware
- xxxi. Office of the District Attorney Crime Lab - Security Cameras
- xxxii. Office of the Medical Examiner-Coroner - Digital Cameras
- xxxiii. Office of the Public Defender/Alternate Defender - Data Extraction and Examination Equipment
- xxxiv. Office of the Public Defender/Alternate Defender - Digital Audio Recorders
  - xxxv. Office of the Public Defender/Alternate Defender - Digital Cameras
- xxxvi. Office of the Sheriff - Automated License Plate Reader Technology
- xxxvii. Office of the Sheriff - Body Worn Camera System
- xxxviii. Office of the Sheriff - Callyo Mobile Bug
- xxxix. Office of the Sheriff - Command Vehicle Camera
  - xl. Office of the Sheriff - Court Security and Safety Surveillance Equipment
  - xli. Office of the Sheriff - Crisis Negotiations Team Emergency Negotiation Telephone Call Box and Rescue Phone System
  - xl.ii. Office of the Sheriff - Digital Cameras and Video
  - xl.iii. Office of the Sheriff - Digital Voice Recorders
  - xl.iv. Office of the Sheriff - Flash Camera
    - xl.v. Office of the Sheriff - Integrated Helicopter Mapping System
    - xl.vi. Office of the Sheriff - L3 In-Car Video Recording System
  - xl.vii. Office of the Sheriff - Live Scan Machines and Mobile ID Fingerprint Machines
- xl.viii. Office of the Sheriff - Live Trac PT-10 Plus Global Positioning System Tracking Devices
  - xl.ix. Office of the Sheriff - Tactical Ball Cameras
    - 1. Office of the Sheriff - Trail Cameras

- li. Office of the Sheriff - Video Oversight Interview Recording and Case Management System
  - lii. Office of the Sheriff Custody Bureau - Booking Photograph Cameras
  - liii. Office of the Sheriff Custody Bureau - Facility Security Cameras for Main Jail North and Elmwood
  - liv. Office of the Sheriff Custody Bureau - Handheld Digital Cameras
  - lv. Office of the Sheriff Custody Bureau - Inmate Telephone Monitoring
  - lvi. Office of the Sheriff Custody Bureau - Safety and Security Surveillance Equipment
  - lvii. Probation Department - Juvenile Hall Video Security System
  - lviii. Probation Department - William F. James Ranch Video Security System
  - lix. Technology Services and Solutions - Security Cameras
- c. Adopt finding that the benefits to the impacted County department(s) and the community of the surveillance technology outweigh the costs, and that reasonable safeguards exist to address reasonable concerns regarding privacy, civil liberties, and civil rights impacted by deployment of the above-listed surveillance technology.

Taken out of order after Item No. 33.

The Board received the report and the annual surveillance reports and adopted findings, with the exception of Office of the Sheriff - Automated License Plate Reader Technology; Office of the Sheriff - Body Worn Camera System; Office of the Sheriff - Command Vehicle Camera; and Office of the Sheriff - L3 In-Car Video Recording System.

At the request of President Chavez, the Board requested that the Office of the Sheriff report to the Board on date uncertain following discussion between Supervisorial District Five and the Office of the Sheriff regarding replacement of obsolete equipment.

**29 RESULT: APPROVED AS AMENDED [UNANIMOUS]**

**MOVER:** S. Joseph Simitian, Supervisor

**SECONDER:** Cindy Chavez, President

**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

### **30. Consider items previously removed from the Consent Calendar.**

See Item No. 33.



## Closing

### 31. Adjourn. (See Item No. 4)

President Chavez adjourned the meeting at 5:13 p.m.

**Consent Calendar - Items will be considered under Item No. 7. Items removed from the Consent Calendar will be considered at the end of the regular agenda.**

### 32. Minutes Approval:

#### a. Approve minutes of the January 27, 2020 Regular Meeting prior to Closed Session.

**32.a RESULT: APPROVED [UNANIMOUS]**

**MOVER:** Mike Wasserman, Vice President

**SECONDER:** Susan Ellenberg, Supervisor

**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

#### b. Approve minutes of the January 28, 2020 Regular Meeting.

**32.b RESULT: APPROVED [UNANIMOUS]**

**MOVER:** Mike Wasserman, Vice President

**SECONDER:** Susan Ellenberg, Supervisor

**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

#### c. Approve minutes of the January 29, 2020 Continued Regular Meeting.

**32.c RESULT: APPROVED [UNANIMOUS]**

**MOVER:** Mike Wasserman, Vice President

**SECONDER:** Susan Ellenberg, Supervisor

**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

## Social Services Agency

### 33. Consider recommendations relating to amending Senior Nutrition Program agreements with nonprofits. (ID# 99419)

Possible action:

- a. Approve Second Amendments to Agreements with 15 agencies relating to providing congregate meals services increasing the maximum contract amounts by \$518,406 from \$3,496,870 to \$4,015,276, with no change to the term of the Agreements, that has been reviewed and approved by County Counsel as to form and legality.
- b. Approve First Amendment to Agreement with Portuguese Organization for Social Services and Opportunities relating to providing home-delivered meal services increasing the maximum contract amount by \$20,416 from \$84,000 to \$104,216,

with no change to the term of the Agreement, that has been reviewed and approved by County Counsel as to form and legality.

- c. Approve First Amendment to Agreement with Yu Ai Kai Japanese American Community Senior Service of San Jose relating to providing home-delivered meal services increasing the maximum contract amount by \$49,640 from \$86,360 to \$136,000, with no change to the term of the Agreement, that has been reviewed and approved by County Counsel as to form and legality.

Removed from the Consent Calendar at the request of President Chavez and taken out of order after Item No. 28.

One individual addressed the Board.

At the request of President Chavez and Supervisor Cortese, the Board directed Administration to report to the Board on February 25, 2020 relating to staffing and funding needs for the YMCA Senior Nutrition Program and the Viet Tu Te Senior Nutrition Program, an analysis of staff wages, and possible Board actions.

**33 RESULT: APPROVED [UNANIMOUS]**

**MOVER:** Cindy Chavez, President

**SECONDER:** Dave Cortese, Supervisor

**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

### Santa Clara Valley Health and Hospital System

**34. Adoption of Salary Ordinance No. NS-5.20.84 amending Santa Clara County Salary Ordinance No. NS-5.20 relating to compensation of employees adding one Clinical Nurse III or Clinical Nurse II or Clinical Nurse I position in Santa Clara Valley Medical Center. (ID# 100187)**

- Introduce, waive reading, and preliminarily adopt on February 11, 2020.
- Adopt (Final) on February 25, 2020.

**34 RESULT: ADOPTED (PRELIM.) [UNANIMOUS] Next: 2/25/2020 9:30 AM**

**MOVER:** Mike Wasserman, Vice President

**SECONDER:** Susan Ellenberg, Supervisor

**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

### Public Health Department

**35. Approve Request for Appropriation Modification No. 122 - \$580,495 increasing revenue and expenditures in the Public Health Department and Social Services Agency budgets, relating to increased funding for the CalWORKS Home Visiting Program. (4/5 Vote) (ID# 99520)**

**35 RESULT: APPROVED [UNANIMOUS]**  
**MOVER:** Mike Wasserman, Vice President  
**SECONDER:** Susan Ellenberg, Supervisor  
**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

**36. Adoption of Salary Ordinance No. NS-5.20.82 amending Santa Clara County Salary Ordinance No. NS-5.20 relating to compensation of employees adding one Public Health Assistant or Community Worker position, one Public Health Nurse II or Public Health Nurse I position, and one Public Health Nurse Manager I position in the Public Health Department. (ID# 98853)**

- Introduce, waive reading, and preliminarily adopt on February 11, 2020.
- Adopt (Final) on February 25, 2020.

**36 RESULT: ADOPTED (PRELIM.) [UNANIMOUS]      Next: 2/25/2020 9:30 AM**  
**MOVER:** Mike Wasserman, Vice President  
**SECONDER:** Susan Ellenberg, Supervisor  
**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

**37. Ratify Grant Application submitted by the Public Health Department to the California Department of Public Health relating to grant funding for the California Healthy Brain Initiative State and Local Public Health Partnerships to Address Dementia in the amount of \$750,000 for period June 1, 2020 to June 30, 2022. (ID# 99806)**

**37 RESULT: RATIFIED [UNANIMOUS]**  
**MOVER:** Mike Wasserman, Vice President  
**SECONDER:** Susan Ellenberg, Supervisor  
**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

**38. Approve County sponsorship of the Santa Clara County Office of Education in the amount of \$5,000 from the Public Health Department Fiscal Year 2019-2020 budget, to support the 6th Annual Positive Behavioral Interventions and Support/School Climate Symposium. (ID# 99742)**

**38 RESULT: APPROVED [UNANIMOUS]**  
**MOVER:** Mike Wasserman, Vice President  
**SECONDER:** Susan Ellenberg, Supervisor  
**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

### Employee Services Agency

**39. Approve job specification and amend Classification Plan to revise and retitle the job classification of Trauma Program Coordinator to Trauma Program Manager. (ID# 100207)**

**39 RESULT: APPROVED [UNANIMOUS]**  
**MOVER:** Mike Wasserman, Vice President  
**SECONDER:** Susan Ellenberg, Supervisor  
**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

**40. Adoption of Salary Ordinance No. NS-5.20.81 amending Santa Clara County Salary Ordinance No. NS-5.20 relating to compensation of employees amending the Salary Schedule to retitle the classification of Trauma Program Coordinator to Trauma Program Manager and to increase the salary by approximately 9.62 percent. (ID# 100106)**

- Introduce, waive reading, and preliminarily adopt on February 11, 2020.
- Adopt (Final) on February 25, 2020.

**40 RESULT: ADOPTED (PRELIM.) [UNANIMOUS] Next: 2/25/2020 9:30 AM**  
**MOVER:** Mike Wasserman, Vice President  
**SECONDER:** Susan Ellenberg, Supervisor  
**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

**41. Adoption of Salary Ordinance No. NS-5.20.80 amending Santa Clara County Salary Ordinance No. NS-5.20 relating to compensation of employees amending Footnote No. 78 to authorize an increase in the base salary cap for certain P41 Physicians in Interventional Radiology at Santa Clara Valley Medical Center. (ID# 99853)**

- Introduce, waive reading, and preliminarily adopt on February 11, 2020.
- Adopt (Final) on February 25, 2020.

**41 RESULT: ADOPTED (PRELIM.) [UNANIMOUS] Next: 2/25/2020 9:30 AM**  
**MOVER:** Mike Wasserman, Vice President  
**SECONDER:** Susan Ellenberg, Supervisor  
**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

**42. Adoption of Salary Ordinance No. NS-5.20.79 amending Santa Clara County Salary Ordinance No. NS-5.20 relating to compensation of employees deleting one Administrative Assistant position and adding one Executive Assistant I or Administrative Assistant position in the Roads Department. (ID# 100123)**

- Introduce, waive reading, and preliminarily adopt on February 11, 2020.
- Adopt (Final) on February 25, 2020.

**42 RESULT: ADOPTED (PRELIM.) [UNANIMOUS] Next: 2/25/2020 9:30 AM**  
**MOVER:** Mike Wasserman, Vice President  
**SECONDER:** Susan Ellenberg, Supervisor  
**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

**Board of Supervisors****43. Announce travel for elected officials as follows:**

- a. Jeffrey Rosen, District Attorney, will travel to Temecula to attend the California District Attorney's Association Great Expectations Leadership Seminar on March 9-11, 2020. (ID# 100189)

**43.a RESULT: RECEIVED**

- b. Laurie Smith, Sheriff, will travel to San Diego to attend the POST Commission meeting on February 12-13, 2020. (ID# 100063)

**43.b RESULT: RECEIVED****44. Consider the following meeting attendance reports:**

- a. Receive report from Supervisorial District One relating to meetings attended through February 11, 2020. (ID# 100300)

**44.a RESULT: RECEIVED**

- b. Receive report from Supervisorial District Two relating to meetings attended through February 10, 2020. (ID# 100336)

**44.b RESULT: RECEIVED**

- c. Receive report from Supervisorial District Three relating to meetings attended through February 11, 2020. (ID# 100369)

**44.c RESULT: RECEIVED**

- d. Receive report from Supervisorial District Four relating to meetings attended through February 6, 2020. (ID# 100365)

**44.d RESULT: RECEIVED**

- e. Receive report from Supervisorial District Five relating to meetings attended through February 3, 2020. (ID# 100304)

**44.e RESULT: RECEIVED****Housing, Land Use, Environment, and Transportation Committee**

45. Receive report from the Housing, Land Use, Environment, and Transportation Committee relating to the meeting of December 19, 2019. (Wasserman) (ID# 100342)

**45 RESULT: RECEIVED**

**46. Receive report from the Housing, Land Use, Environment, and Transportation Committee relating to the meeting of January 16, 2020. (Wasserman) (ID# 100346)**

**46 RESULT: RECEIVED**

**County Executive**

**47. Under advisement from December 4, 2018 (Item No. 19): Consider recommendations relating to a study of the relationship between leaded fuel emissions and blood lead levels of children in Santa Clara County. (ID# 99861)**

Possible action:

- a. Approve Agreement with Mountain Data Group relating to providing study services in an amount not to exceed \$250,000 for period February 11, 2020 through June 30, 2020, that has been reviewed and approved by County Counsel as to form and legality. A single source exception to competitive procurement has been approved by the Office of Countywide Contracting Management pursuant to Board of Supervisors Policy 5.6.5.1(D)(2)(a).
- b. Approve Request for Appropriation Modification No. 148 - \$250,000 transferring funds from the General Fund Contingency Reserve to the Office of the County Executive budget. (4/5 Vote)

**47 RESULT: APPROVED [UNANIMOUS]**

**MOVER:** Mike Wasserman, Vice President

**SECONDER:** Susan Ellenberg, Supervisor

**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

**48. Receive monthly status report on items referred to Administration. (ID# 100261)**

**48 RESULT: RECEIVED**

**Office of Supportive Housing**

**49. Consider recommendations relating to State of California Homeless Housing, Assistance and Prevention grant funds. (ID# 100014)**

Possible action:

- a. Approve delegation of authority to the County Executive, or designee, to submit Grant Application to the State of California relating to Homeless Housing, Assistance and Prevention grant funding allocated to the County of Santa Clara in the amount of \$10,592,522 for period February 15, 2020 through June 30, 2025.
- b. Approve delegation of authority to the County Executive, or designee, to negotiate, execute, amend, or terminate a funding agreement or agreements with the State of California relating to Homeless Housing, Assistance and Prevention funding allocated to the County of Santa Clara, in an amount not to exceed \$10,592,522 and a contract term that starts no earlier than February 15, 2020, and ends no later than

June 30, 2025, 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, 2025.

- c. Approve delegation of authority to the County Executive, or designee, to submit Grant Application to the State of California relating to Homeless Housing, Assistance and Prevention grant funding allocated to the Santa Clara County Continuum of Care in the amount of \$11,433,719 for period February 15, 2020 through June 30, 2025.
- d. Approve delegation of authority to the County Executive, or designee, to negotiate, execute, amend, or terminate a funding agreement or agreements with the State of California relating to Homeless Housing, Assistance and Prevention funding allocated to the Santa Clara County Continuum of Care, in an amount not to exceed \$11,433,719 and a contract term that starts no earlier than February 15, 2020, and ends no later than June 30, 2025, 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, 2025.

**49 RESULT: APPROVED [UNANIMOUS]**

**MOVER:** Mike Wasserman, Vice President

**SECONDER:** Susan Ellenberg, Supervisor

**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

**50. Approve Second Amendment to Agreement with Destination Home SV relating to piloting a countywide homelessness prevention program increasing the maximum contract amount by \$320,000 from \$6,811,334 to \$7,131,334, with no change to the term of the Agreement, that has been reviewed and approved by County Counsel as to form and legality. (ID# 98326)**

**50 RESULT: APPROVED [UNANIMOUS]**

**MOVER:** Mike Wasserman, Vice President

**SECONDER:** Susan Ellenberg, Supervisor

**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

**51. Approve delegation of authority to the County Executive, or designee, to execute and amend all legal documents such as contracts, loan agreements, amendments and estoppels relating to loans with Palo Alto Housing Corporation, or its affiliate, in an amount not to exceed \$4,000,000 for the development of Eagle Park located at 1701 El Camino Real, Mountain View, 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, 2020. (ID# 100224)**

**51 RESULT: APPROVED [UNANIMOUS]**  
**MOVER:** Mike Wasserman, Vice President  
**SECONDER:** Susan Ellenberg, Supervisor  
**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

### Technology Services and Solutions Department

**52. Approve Agreement with Presidio Networked Solutions Group, LLC relating to providing Multiple Cloud services in an amount not to exceed \$20,000,000, for period February 11, 2020 through February 10, 2022 with three one-year extension options, that has been reviewed and approved by County Counsel as to form and legality. (ID# 97838)**

Vice President Wasserman recused himself due to financial interest resulting from ownership of stock in Amazon, Google, and Microsoft.

**52 RESULT: APPROVED [4 TO 0]**  
**MOVER:** Mike Wasserman, Vice President  
**SECONDER:** Susan Ellenberg, Supervisor  
**AYES:** Chavez, Cortese, Ellenberg, Simitian  
**RECUSED:** Wasserman

### County Counsel

**53. Consider recommendations relating to Conflict of Interest Codes. (ID# 100272)**

Possible action:

- a. Approve the Conflict of Interest Code for Santa Clara County Housing Authority.
- b. Approve the Conflict of Interest Code for Santa Clara County Vector Control District.

**53 RESULT: APPROVED [UNANIMOUS]**  
**MOVER:** Mike Wasserman, Vice President  
**SECONDER:** Susan Ellenberg, Supervisor  
**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

### Boards and Commissions

**54. Approve amended bylaws for the Human Rights Commission. (ID# 100009)**

**54 RESULT: APPROVED [UNANIMOUS]**  
**MOVER:** Mike Wasserman, Vice President  
**SECONDER:** Susan Ellenberg, Supervisor  
**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

**55. Approve Fiscal Year 2019-2020 annual work plan for the County of Santa Clara/Moscow Sister-County Commission. (ID# 100078)**



**55 RESULT: APPROVED [UNANIMOUS]****MOVER:** Mike Wasserman, Vice President**SECONDER:** Susan Ellenberg, Supervisor**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian**56. Receive announcement of appointments and reappointments by individual Board members to various Boards and Commissions:**

a. Supervisor Ellenberg: (ID# 100366)

i. Appoints Ann Peterson to the Senior Care Commission, seat number 10.

**56.a RESULT: RECEIVED**

b. Supervisor Simitian: (ID# 100348)

i. Appoints Natalie Hodgen to the Measure A Citizens' Oversight Committee (2008), seat number 8.

ii. Appoints Robert Lang to the Domestic Violence Council, seat number 22.

**56.b RESULT: RECEIVED****57. Consider recommendations relating to resignations from Boards and Commissions.**

(ID# 100182)

Possible action:

a. Accept the resignation of Aaron Resendez from the Planning Commission.

b. Accept the resignation of Cheryl Bartlett from the San Martin Planning Advisory Committee.

**57 RESULT: ACCEPTED [UNANIMOUS]****MOVER:** Mike Wasserman, Vice President**SECONDER:** Susan Ellenberg, Supervisor**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian**Department of Child Support Services****58. Held from February 11, 2020 (Item No. 58): Approve travel schedule for Director of Child Support Services for Calendar Year 2020. (ID# 100246)**

Held to February 25, 2020 at the request of Supervisor Ellenberg.

**58 RESULT: HELD [UNANIMOUS] Next: 2/25/2020 9:30 AM****MOVER:** Mike Wasserman, Vice President**SECONDER:** Susan Ellenberg, Supervisor**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

## Law and Justice

- 59. Approve retroactive Agreement with U.S. Department of Justice Drug Enforcement Administration relating to the Domestic Cannabis Eradication and Suppression Program in an amount not to exceed \$167,000 for period October 1, 2019 through September 30, 2020, that has been reviewed and approved by County Counsel as to form and legality. (ID# 99967)**

**59 RESULT: APPROVED [UNANIMOUS]**  
**MOVER:** Mike Wasserman, Vice President  
**SECONDER:** Susan Ellenberg, Supervisor  
**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

## Commendations and Proclamations

- 60. Commendations and Proclamations. (See Item No. 5)**

- a. Adopt Commendation for Santa Clara County Librarian Nancy Howe as she retires after 25 years of service to the Santa Clara County Library District. (Wasserman) (ID# 100359)

**60.a RESULT: ADOPTED [UNANIMOUS]**  
**MOVER:** Mike Wasserman, Vice President  
**SECONDER:** Susan Ellenberg, Supervisor  
**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

- b. Adopt Commendation for Betty A. Howard for her outstanding citizenship, personal sacrifice, and exemplary commitment to Silicon Valley and beyond. (Chavez) (ID# 100340)

**60.b RESULT: ADOPTED [UNANIMOUS]**  
**MOVER:** Mike Wasserman, Vice President  
**SECONDER:** Susan Ellenberg, Supervisor  
**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

- c. Adopt Commendation for the Domestic Violence Intervention Collaborative for its tireless efforts in serving clients and families across Santa Clara County. (Cortese) (ID# 100333)

**60.c RESULT: ADOPTED [UNANIMOUS]**  
**MOVER:** Mike Wasserman, Vice President  
**SECONDER:** Susan Ellenberg, Supervisor  
**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

- d. Adopt Commendation for Sergeant Richard Alanis and Sergeant Noe Cortez for their dedication and commitment to ensuring justice for victims and residents of Santa Clara County. (Cortese) (ID# 100341)

**60.d RESULT: ADOPTED [UNANIMOUS]****MOVER:** Mike Wasserman, Vice President**SECONDER:** Susan Ellenberg, Supervisor**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

- e. Adopt Commendation for the Sean M. Walsh K-9 Foundation for its selfless efforts in supporting communities and law enforcement agencies across Santa Clara County. (Cortese) (ID# 100334)

**60.e RESULT: ADOPTED [UNANIMOUS]****MOVER:** Mike Wasserman, Vice President**SECONDER:** Susan Ellenberg, Supervisor**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

- f. Adopt Commendation for State of the Valley for creating a platform for people to recognize the matters of public interest in Silicon Valley. (Cortese) (ID# 100335)

**60.f RESULT: ADOPTED [UNANIMOUS]****MOVER:** Mike Wasserman, Vice President**SECONDER:** Susan Ellenberg, Supervisor**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

- g. Adopt Commendation for The Black Legend Awards for its members' dedication and efforts in honoring local figures for their great achievements. (Cortese) (ID# 100338)

**60.g RESULT: ADOPTED [UNANIMOUS]****MOVER:** Mike Wasserman, Vice President**SECONDER:** Susan Ellenberg, Supervisor**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

- h. Adopt Commendation for Bay Area Chrysanthemum, Growers Association, Inc. for continuing to play a vital role in the success of the business community and for supporting the success of the Chinese American community in Santa Clara County. (Cortese) (ID# 100339)

**60.h RESULT: ADOPTED [UNANIMOUS]****MOVER:** Mike Wasserman, Vice President**SECONDER:** Susan Ellenberg, Supervisor**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

- i. Adopt Commendation for Father Datev Harutyunian for his 20 of service to the St. Andrew Armenian Apostolic Church. (Simitian) (ID# 100368)

**60.i RESULT: ADOPTED [UNANIMOUS]****MOVER:** Mike Wasserman, Vice President**SECONDER:** Susan Ellenberg, Supervisor**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian**Department of Planning and Development****61. Consider recommendations relating to participation in the Cities Association Housing Collaborative. Resolution # BOS-2020-12 (ID# 100048)**

Possible action:

- a. Receive report relating to participation in the Cities Association Housing Collaborative.
- b. Adopt Resolution declaring intent to join the Cities Association of Santa Clara County Housing Collaborative and delegating authority to the County Executive, or designee, to enter into a Memorandum of Understanding with the Cities Association, in an amount not to exceed \$5,000, to participate in the Housing Collaborative, 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, 2020.

**61 RESULT: ADOPTED [UNANIMOUS]****MOVER:** Mike Wasserman, Vice President**SECONDER:** Susan Ellenberg, Supervisor**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian**Parks and Recreation Department****62. Consider recommendations relating to Contract No. 19-02, Sanborn Park Headquarters Improvements at Sanborn County Park. (ID# 99656)**

Possible action:

- a. Approve Contract Change Order No. 1-Final - Sanborn Park Headquarters Improvements. Contractor - Ron Paris Construction Company, Inc. No change in contract costs and an increase of 60 calendar days.
- b. Accept Project as complete and authorize the Clerk of the Board to execute Notice of Completion of Contract and Acceptance of Work on the above.

**62 RESULT: APPROVED [UNANIMOUS]****MOVER:** Mike Wasserman, Vice President**SECONDER:** Susan Ellenberg, Supervisor**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian**63. Approve the Project, adopt plans and specifications, and authorize advertisement of Contract Documents for the Grant Ranch Historic Buildings Rehabilitation**

**Phase 1 Project at Joseph D. Grant County Park, and direct the Clerk of the Board to open bids on Thursday, March 19, 2020, at 2:00 p.m., in the Office of the Clerk of the Board of Supervisors. (ID# 100030)**

**63 RESULT: APPROVED [UNANIMOUS]**

**MOVER:** Mike Wasserman, Vice President

**SECONDER:** Susan Ellenberg, Supervisor

**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

### Consumer and Environmental Protection Agency

**64. Approve Agreement with Imhof Tractor Service, Inc., relating to providing weed abatement services in an amount not to exceed \$1,345,239 for period March 1, 2020 through February 29, 2023 with two one-year extension options, that has been reviewed and approved by County Counsel as to form and legality. (ID# 99653)**

**64 RESULT: APPROVED [UNANIMOUS]**

**MOVER:** Mike Wasserman, Vice President

**SECONDER:** Susan Ellenberg, Supervisor

**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

**65. Adoption of Salary Ordinance No. NS-5.20.83 amending Santa Clara County Salary Ordinance No. NS-5.20 relating to compensation of employees adding one Weed Abatement Inspector position in the Department of Agriculture and Environmental Management. (ID# 100131)**

- Introduce, waive reading, and preliminarily adopt on February 11, 2020.
- Adopt (Final) on February 25, 2020.

**65 RESULT: ADOPTED (PRELIM.) [UNANIMOUS] Next: 2/25/2020 9:30 AM**

**MOVER:** Mike Wasserman, Vice President

**SECONDER:** Susan Ellenberg, Supervisor

**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

### Roads and Airports Department

**66. Adopt Resolution establishing No Parking Zone on section of Bohlman Road, Saratoga. Resolution # BOS-2020-13 (ID# 100113)**

**66 RESULT: ADOPTED [UNANIMOUS]**

**MOVER:** Mike Wasserman, Vice President

**SECONDER:** Susan Ellenberg, Supervisor

**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

**67. Adopt Resolution establishing No Parking Zone on section of Watsonville Road, Morgan Hill. Resolution # BOS-2020-14 (ID# 100108)**

**67 RESULT: ADOPTED [UNANIMOUS]**  
**MOVER:** Mike Wasserman, Vice President  
**SECONDER:** Susan Ellenberg, Supervisor  
**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

**68. Adopt Resolution establishing No Parking Zone on section of Sycamore Avenue, San Martin.** Resolution # BOS-2020-15 (ID# 100112)

**68 RESULT: ADOPTED [UNANIMOUS]**  
**MOVER:** Mike Wasserman, Vice President  
**SECONDER:** Susan Ellenberg, Supervisor  
**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

**69. Consider recommendations relating to Contract No. 18-06, Capitol Expressway ITS Infrastructure and Sidewalks Project.** (ID# 100072)

Possible action:

- a. Approve Contract Change Order No. 1-Final - Capitol Expressway ITS Infrastructure and Sidewalks Project, Contract No. 18-06. Contractor - Granite Rock Company. Net decrease of \$145,698 and a decrease of 23 working days.
- b. Accept Project as complete and authorize the Clerk of the Board to execute Notice of Completion of Contract and Acceptance of Work on the above.

**69 RESULT: APPROVED [UNANIMOUS]**  
**MOVER:** Mike Wasserman, Vice President  
**SECONDER:** Susan Ellenberg, Supervisor  
**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

### Facilities and Fleet Department

**70. Receive report relating to Emergency Procurement Requests for repair of the main electrical distribution gear and rental of a portable generator at the East Valley Clinic.** (ID# 100191)

**70 RESULT: RECEIVED**

**71. Consider recommendations relating to the Construction Manager at Risk (CMAR) contract for the Seismic Compliance at VMC-O'Connor Project (Project No. 263-CP20004).** (ID# 100091)

Possible action:

- a. Award CMAR contract to SBay Construction, Inc., in the amount of \$28,544,616 with a contract time of 90 calendar days for the pre-construction phase and 821 calendar days for the construction phase.

- b. Approve encumbrance of \$2,855,000 as Supplemental Work Allowance for a total encumbered amount of \$31,399,616.
- c. Authorize the County Executive, or designee, as the Owner's Authorized Representative, with authority to issue Contract Modifications and Change Orders, as necessary, consistent with Public Contract Code Section 20142.
- d. Approve delegation of authority to the County Executive, or designee, to execute a Change Order for a Final Guaranteed Maximum Price after subcontractor bidding has been completed by the CMAR.
- e. Ratify Addendum No. 1 to the Bid Documents, which modified or clarified the Bid Documents in response to contractor questions.

**71 RESULT: APPROVED [UNANIMOUS]**

**MOVER:** Mike Wasserman, Vice President

**SECONDER:** Susan Ellenberg, Supervisor

**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

### Final Adoption of Ordinances

**72. Adoption of Salary Ordinance No. NS-5.20.56 amending Santa Clara County Salary Ordinance No. NS-5.20 relating to compensation of employees adding two Crime Analyst positions and one Senior Crime Analyst position in the Office of the District Attorney and amending the Salary Schedule to add the classifications of Crime Analyst and Senior Crime Analyst. (ID# 99574)**

- Introduce, waive reading, and preliminarily adopt on January 28, 2020.
- Adopt (Final) on February 11, 2020.

**72 RESULT: ADOPTED (FINAL) [UNANIMOUS]**

**MOVER:** Mike Wasserman, Vice President

**SECONDER:** Susan Ellenberg, Supervisor

**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

**73. Adoption of Salary Ordinance No. NS-5.20.68 amending Santa Clara County Salary Ordinance No. NS-5.20 relating to compensation of employees making technical corrections for alternate staffing patterns and footnotes attached to various positions. (ID# 99906)**

- Introduce, waive reading, and preliminarily adopt on January 28, 2020.
- Adopt (Final) on February 11, 2020.

**73 RESULT: ADOPTED (FINAL) [UNANIMOUS]**

**MOVER:** Mike Wasserman, Vice President

**SECONDER:** Susan Ellenberg, Supervisor

**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

**74. Adoption of Salary Ordinance No. NS-5.20.70 amending Santa Clara County Salary Ordinance No. NS-5.20 relating to compensation of employees deleting one Supervising Clerk position and one Technology Architect position, and adding two Associate Management Analyst or Management Aide positions and one Supervising Assessment Clerk position in the Office of the Assessor. (ID# 99580)**

- Introduce, waive reading, and preliminarily adopt on January 28, 2020.
- Adopt (Final) on February 11, 2020.

<p><b>74 RESULT: ADOPTED (FINAL) [UNANIMOUS]</b>  <b>MOVER:</b> Mike Wasserman, Vice President  <b>SECONDER:</b> Susan Ellenberg, Supervisor  <b>AYES:</b> Wasserman, Chavez, Cortese, Ellenberg, Simitian</p>
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**75. Adoption of Salary Ordinance No. NS-5.20.71 amending Santa Clara County Salary Ordinance No. NS-5.20 relating to compensation of employees adding two Automotive Attendant positions and one Emergency Vehicle Equipment Installer position in Fleet Services. (ID# 99793)**

- Introduce, waive reading, and preliminarily adopt on January 28, 2020.
- Adopt (Final) on February 11, 2020.

<p><b>75 RESULT: ADOPTED (FINAL) [UNANIMOUS]</b>  <b>MOVER:</b> Mike Wasserman, Vice President  <b>SECONDER:</b> Susan Ellenberg, Supervisor  <b>AYES:</b> Wasserman, Chavez, Cortese, Ellenberg, Simitian</p>
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**76. Adoption of Salary Ordinance No. NS-5.20.73 amending Santa Clara County Salary Ordinance No. NS-5.20 relating to compensation of employees deleting four unclassified Community Outreach Specialist positions, four unclassified Community Worker positions, and one unclassified Program Manager II position and adding eight Community Outreach Specialist positions and one Program Manager II position in the Office of the County Executive, and deleting Footnote Nos. 815, 816, and 817. (ID# 99987)**

- Introduce, waive reading, and preliminarily adopt on January 28, 2020.
- Adopt (Final) on February 11, 2020.

<p><b>76 RESULT: ADOPTED (FINAL) [UNANIMOUS]</b>  <b>MOVER:</b> Mike Wasserman, Vice President  <b>SECONDER:</b> Susan Ellenberg, Supervisor  <b>AYES:</b> Wasserman, Chavez, Cortese, Ellenberg, Simitian</p>
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**77. Adoption of Salary Ordinance No. NS-5.20.74 amending Santa Clara County Salary Ordinance No. NS-5.20 relating to compensation of employees deleting and**



**adding various positions in the Santa Clara Valley Medical Center and the Employee Services Agency. (ID# 99194)**

- Introduce, waive reading, and preliminarily adopt on January 28, 2020.
- Adopt (Final) on February 11, 2020.

**77 RESULT: ADOPTED (FINAL) [UNANIMOUS]**  
**MOVER:** Mike Wasserman, Vice President  
**SECONDER:** Susan Ellenberg, Supervisor  
**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

**78. Adoption of Salary Ordinance No. NS-5.20.75 amending Santa Clara County Salary Ordinance No. NS-5.20 relating to compensation of employees adding 28 positions in various classifications in Santa Clara Valley Medical Center. (ID# 99942)**

- Introduce, waive reading, and preliminarily adopt on January 28, 2020.
- Adopt (Final) on February 11, 2020.

**78 RESULT: ADOPTED (FINAL) [UNANIMOUS]**  
**MOVER:** Mike Wasserman, Vice President  
**SECONDER:** Susan Ellenberg, Supervisor  
**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

**79. Adoption of Salary Ordinance No. NS-5.20.76 amending Santa Clara County Salary Ordinance No. NS-5.20 relating to compensation of employees deleting one Office Specialist II position and one Senior Office Specialist or Office Specialist III position and adding one Emergency Planning Coordinator position in the Social Services Agency. (ID# 99797)**

- Introduce, waive reading, and preliminarily adopt on January 28, 2020.
- Adopt (Final) on February 11, 2020.

**79 RESULT: ADOPTED (FINAL) [UNANIMOUS]**  
**MOVER:** Mike Wasserman, Vice President  
**SECONDER:** Susan Ellenberg, Supervisor  
**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

**80. Adoption of Salary Ordinance No. NS-5.20.77 amending Santa Clara County Salary Ordinance No. NS-5.20 relating to compensation of employees adding one Deputy Sheriff position in the Office of the Sheriff. (ID# 99056)**

- Introduce, waive reading, and preliminarily adopt on January 28, 2020.
- Adopt (Final) on February 11, 2020.

**80 RESULT: ADOPTED (FINAL) [UNANIMOUS]**  
**MOVER:** Mike Wasserman, Vice President  
**SECONDER:** Susan Ellenberg, Supervisor  
**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

**81. Adoption of Salary Ordinance No. NS-5.20.78 amending Santa Clara County Salary Ordinance No. NS-5.20 relating to compensation of employees adding Footnote No. 821 to extend the expiration dates for one unclassified Community Outreach Specialist position, one unclassified Program Manger I position, and one unclassified Program Manager II position in the Office of the County Executive. Positions shall expire at 11:59 p.m. on December 27, 2020. (ID# 99705)**

- Introduce, waive reading, and preliminarily adopt on January 28, 2020.
- Adopt (Final) on February 11, 2020.

**81 RESULT: ADOPTED (FINAL) [UNANIMOUS]**  
**MOVER:** Mike Wasserman, Vice President  
**SECONDER:** Susan Ellenberg, Supervisor  
**AYES:** Wasserman, Chavez, Cortese, Ellenberg, Simitian

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Cindy Chavez, President  
Board of Supervisors

Signed and certified that a copy of this document has been delivered by electronic or other means to the President, Board of Supervisors.

Attest:

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Megan Doyle, Clerk  
Board of Supervisors  
(ng/dl)