1. Roll Call - The meeting convened at 8:57 a.m. President George Shirakawa, Supervisors Dave Cortese and Mike Wasserman, and Lynn Regadanz, Interim Clerk of the Board of Supervisors, were present. Vice President Ken Yeager and Supervisor Liz Kniss were absent.

2. Recited Pledge of Allegiance.

3. Received invocation by Rev. Fr. Datev Harutyunian from St. Andrew Armenian Church.

4. Received the following public comments:

Sparky Harlan, Executive Director, Bill Wilson Center; Erin O'Brien, Chief Executive Officer (CEO), Community Solutions; Alison Brunner, Directing Attorney, Law Foundation of Silicon Valley; and, Paul Taylor, President and CEO, Momentum for
Mental Health, expressed concerns regarding the Request for Proposals (RFP) process for wraparound services noting issues relating to vendor selection, scoring criteria, client outcomes, and service disruption, and requested that the Board of Supervisors re-examine wraparound RFP selection.

Kathy Jackson, CEO, Second Harvest Food Bank, stated that Second Harvest Food Bank provides 175,000 Santa Clara County residents with food each month, and spoke of the importance of outreach, education, and collaboration among stakeholders to provide healthy food for clients in need.

5. Approved consent calendar and changes to the Board of Supervisors' Agenda, adding Item Nos. 16, 17, 18, 23-a, and 23-b to the consent calendar; removing Item No. 61-b from the consent calendar; holding Item Nos. 19, 20, 25, 29, 36, 38, 46-a(3), 49, and 54 to May 22, 2012; holding Item Nos. 43 and 73 to date uncertain; and, deleting Item No. 44-a from the agenda. (Items with an asterisk [*] in front of the number were on the consent calendar and were voted on in one motion at the beginning of the meeting.)

Gary Graves, Chief Operating Officer, Office of the County Executive, noted a correction to Item No. 46-b, changing the May 22, 2012 hold date to June 5, 2012.

Motion: Wasserman   Second: Cortese
Vote: Wasserman: Yes   Shirakawa: Yes   Cortese: Yes   Yeager: Absent
Kniss: Absent

6. Presented Certificates of Appreciation to Employee Excellence Awarded Honorees for May 2012. (See Item No. 60)

   a. My-Duyen Thach, Software Engineer III, Information Services Department
   b. Alma Molina, Senior Paralegal, Office of the Public Defender
   c. Frank Signorino, Correctional Deputy, Department of Correction
   d. Andy Rubi, Deputy Probation Officer III, Probation Department
   e. Jennie Hanabusa, Sr., Information Systems Project Manager, Social Services Agency
f. Frank Kagawa, M.D., Physician, Santa Clara Valley Health and Hospital System

g. **Absent:** Beatrice Ojeda, Health Service Representative, Santa Clara Valley Health and Hospital System

h. Bob Smith, Battalion Chief, Santa Clara County Fire Department

7. Ceremonial Presentations. (See Item No. 61)

a. Presented Resolution No. 2012-288 proclaiming the month of May 2012 as "Lions Eyeglass Recycling Month" in the County of Santa Clara to recognize and support the efforts of the Lions Clubs International to provide basic eye care to millions around the world and encourage employees, residents, and visitors to our county to participate in the program that offers the miracle of sight. (Cortese)


c. Presented Resolution No. 2012-292 commending Eta Sigma Lambda for its success over the past 50 years and its continued service to the residents of Santa Clara County. (Cortese)

d. Presented Resolution No. 2012-295 proclaiming the week of May 7-12, 2012 as "Senior Corps Week" in Santa Clara County. (Kniss)

e. Presented Resolutions Nos. 2012-296 through 2012-298 commending Protective Services Officers Patterson Brown and Dale Hayes, and, Officer Management Coordinator Robin Rivas for their quick response and actions that helped save the life of a fellow employee. (President)

f. Presented Resolution No. 2012-281 proclaiming May 6-12, 2012 as "National Nurses Week" and recognizing the work of all nurses throughout the Santa Clara Valley Health and Hospital System. (Santa Clara Valley Health and Hospital System)
g. Presented Resolution No. 2012-301 commending American Idol Finalist, DeAndre Brackensick. (Wasserman)

h. Held from April 10, 2012 (Item No. 5): Presented Resolution No. 2012-258 commending Lynbrook High School Chapter of Future Business Leaders of America for their initiative in developing the Energy Careers Pathway Toolkit to increase understanding of career opportunities in the field of energy. (Kniss)

8. **Continued to May 22, 2012, at the request of Supervisor Wasserman:** Hearing to consider establishment of new fees and modification of existing fees in the Department of Environmental Health.

   **Motion:** Wasserman  **Second:** Cortese  
   **Vote:** Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent  
   Kniss: Absent

9. Convened hearing to consider regulation of payday lending and check cashing businesses.

   a. Opened public hearing and received testimony.

   Peter Szego, American Association of Retired Persons; Patrick Soricone, United Way Silicon Valley; Nahal Iravani-Sani, Office of the District Attorney; Almaz Negash, Step Up Silicon Valley; Richard Konda, Asian Law Alliance; James Zahradka, Law Foundation of Silicon Valley; Ann Marquart, Project Sentinel; Christian Luna, Sacred Heart Community Service; Pastor Jethroe Moore II, National Association for the Advancement of Colored People; and, Pat Krackov, Silicon Valley Community Foundation, expressed support for prohibiting payday lending businesses within the unincorporated area of the County and advised of the financial impact on those with payday lending debt.

   b. Closed public hearing.

   **Motion:** Cortese  **Second:** Wasserman  
   **Vote:** Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent  
   Kniss: Absent
c. Approved proposed exemption from the California Environmental Quality Act.

**Motion:** Cortese   **Second:** Wasserman

**Vote:** Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent
Kniss: Absent

d. Adopted Ordinance No. NS-1200.333 (final) amending Appendix I, Zoning, of the County of Santa Clara Ordinance Code to amend the definition of "Banks" to prohibit the establishment, expansion, or relocation of payday lending and check cashing businesses within the unincorporated area of Santa Clara County.

Supervisor Cortese commented for the record that staff will continue to collaborate with local banks to pursue healthy and reasonable short term loan options.

**Motion:** Cortese   **Second:** Wasserman

**Vote:** Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent
Kniss: Absent

10. Convened hearing to consider proposed issuance of bonds by the Housing Authority of the County of Santa Clara relating to financing revenue bonds for multifamily rental housing (the Villa Garcia Project).

a. Opened public hearing and received no testimony.

b. Closed public hearing.

**Motion:** Cortese   **Second:** Wasserman

**Vote:** Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent
Kniss: Absent

c. Adopted Resolution No. 2012-267 authorizing issuance and sale of bonds by the Housing Authority of the County of Santa Clara, in an aggregate principal amount not to exceed $12,100,000 for the costs of financing the acquisition and rehabilitation of an 80 unit multifamily rental housing development located at
7213 Clarendon Street, San Jose. Said Resolution, by reference hereto, is made a part of these minutes.

**Motion:** Cortese  **Second:** Wasserman  
**Vote:** Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent  
Kniss: Absent

11. Accepted presentation and adopted Resolution No. 2012-268 providing for the borrowing of funds in the name of the Santa Clara Unified School District for Fiscal Year 2012-2013, and the issuance and sale of 2012 Tax and Revenue Anticipation Notes, in an amount not to exceed $30,000,000. Said Resolution, by reference hereto, is made a part of these minutes.

**Motion:** Cortese  **Second:** Wasserman  
**Vote:** Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent  
Kniss: Absent

12. Convened hearing to consider recommendations relating to the Third Program Year, Annual Action Plan, Fiscal Year (FY) 2012-2013, for use of Community Development Block Grant (CDBG) and HOME Investment Partnership Act (HOME) funds.

a. Opened public hearing and received testimony.

Richard Konda, Asian Law Alliance; Ann Marquart, Project Sentinel; Alison Brunner, Directing Attorney, Law Foundation of Silicon Valley; Bob Dolci, Mental Health Services Agency Housing and Homeless Support Program, Mental Health Department; and, Wanda Hale, Program Manager, Catholic Charities of Santa Clara County, requested that the Board of Supervisors consider additional options to restore funding to fair housing agencies.

b. Closed public hearing.

**Motion:** Cortese  **Second:** Wasserman  
**Vote:** Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent  
Kniss: Absent
c. Approved proposed allocation of FY 2012-2013 Housing and Urban Development (HUD) funds received for the CDBG and HOME Programs.

d. Approved proposed contract conditions and contingency plans for final HUD fund grant amounts, as recommended by the Housing and Community Development Advisory Committee.

e. Approved proposed CDBG funds allocated for the Board share, in the amount of $60,150.

f. Approved the Draft Third Program Year, Annual Action Plan, FY 2012-2013, presented to the Board by the Office of Affordable Housing (OAH).

g. Authorized the OAH to edit and make other necessary revisions to the Draft Third Program Year, Annual Action Plan, FY 2012-2013, in order to finalize and submit a Final Third Program Year, Annual Action Plan, FY 2012-2013, following public comment, and submit the Final Third Program Year, Annual Action Plan, FY 2012-2013, to HUD no later than August 16, 2012.

h. Authorized the County Executive, or designee, to execute necessary documents required by HUD to receive FY 2012-2013 CDBG and HOME funds.

i. Authorized the OAH to prepare Agreements, Amendments, loan documents, and such other documents and instruments, necessary or appropriate in order to disburse CDBG and HOME funds consistent with the Board’s approval of the FY 2012-2013 expenditures as set forth in the Final Third Program Year, Annual Action Plan, FY 2012-2013, including previously approved but not yet completed city projects; and, thereafter protect the County's interest and secure repayment of funds by the recipients of the CDBG and HOME funds where appropriate, and enforce compliance with applicable project restrictions.

j. Authorized the current President, or designee to execute all documents so prepared by OAH, following approval by County Counsel as to form and legality.
k. Authorized the Office of the County Executive, Office of Budget and Analysis, to increase revenue and expenditure appropriations in the OAH to reflect approved allocations in the FY 2013 Final Budget.

**Motion:** Cortese  **Second:** Wasserman  
**Vote:** Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent  
Kniss: Absent

(President)

President Shirakawa noted for the record that the Board will attend the Unity in Diversity Event immediately following the regular Board meeting.

14. Accepted report from Gary Graves, Chief Operating Officer, Office of the County Executive, who stated that the Fiscal Year 2013 Recommended Budget is available online through the County website with hard copies available for the public on Thursday, May 3, 2012.

**Motion:** Cortese  **Second:** Wasserman  
**Vote:** Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent  
Kniss: Absent

15. Accepted report from Miguel Marquez, County Counsel, who indicated that at the April 30, 2012 closed session by unanimous vote of 3-0 with Supervisors Yeager and Kniss absent, the Board approved authority to initiate litigation in one matter. The name of the action and the defendant, as well as the substance of the litigation, shall be disclosed once the action is formally commenced to any person upon inquiry.

President Shirakawa announced that the Board appointed Lynn Regadanz as Interim Clerk of the Board by unanimous vote at the April 9, 2012 closed session.

**Motion:** Wasserman  **Second:** Cortese  
**Vote:** Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent  Kniss: Absent
* 16. **Added to the consent calendar at the request of Supervisor Cortese:** Approved naming the pediatric clinic at the Valley Health Center Tully as the Sharks Pediatric Clinic at Valley Health Center Tully. (Cortese)

**Motion:** Wasserman  **Second:** Cortese  
**Vote:** Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent  Kniss: Absent

* 17. **Added to the consent calendar at the request of Supervisor Cortese:** Considered recommendations relating to naming the Santa Clara Valley Medical Center facility currently known as Bed Building I. (Cortese)

a. Named the Santa Clara Valley Medical Center's Bed Building I as the Sobrato Pavilion.

b. Waived the Board Policy relating to the naming of buildings.

**Motion:** Wasserman  **Second:** Cortese  
**Vote:** Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent  Kniss: Absent

* 18. **Added to the consent calendar at the request of President Shirakawa:** Accepted report from President Shirakawa, Chairperson, Public Safety and Justice Committee (PSJC), relating to meeting of February 29, 2012.

a. Accepted Final Report from Huskey & Associates relating to the Recidivism Study of the Santa Clara County Department of Correction's Inmate Programs. (PSJC Item 7)

b. **Directed the Department of Correction** to implement recommendations relating to the Recidivism Study for changes to the Department of Correction Inmate Programs, including a work plan for the Evidence Based Program Implementation Team, and to report to PSJC in September 2012.
c. Accepted Committee agenda items 5 and 6 as Board information only.

**Motion:** Wasserman    **Second:** Cortese  
**Vote:** Wasserman: Yes    Shirakawa: Yes    Cortese: Yes    Yeager: Absent    Kniss: Absent

19. **Held to May 22, 2012, at the request of Supervisor Kniss:** Direct Administration to prepare necessary contractual amendments and riders for Santa Clara County to participate in the Marketing Reimbursement Fee Option under the National Association of Counties Prescription Drug Card Program beginning July 1, 2012. (Kniss)

20. **Held to May 22, 2012, at the request of Supervisor Kniss:** Direct Administration to prepare an Ordinance for review by the Housing, Land Use, Environment, and Transportation Committee, and subsequent approval by the Board of Supervisors, to institute term limits for the Los Altos Hills County Fire District commissioners to no more than two consecutive four-year terms beginning July 1, 2012, and to stagger expiration of terms so that representatives of the unincorporated County do not expire in the same year. (Kniss)

21. **Referred to Administration and County Counsel, at the request of Supervisor Cortese, for report in June 2012 through the Finance and Government Operations Committee meeting on the following:**

   a. The development of a plan for a Vietnam War Memorial Monument in conjunction with the Vietnamese American community.

   President Shirakawa commented that independent local groups are organizing similar memorial monuments and that this referral does not discourage those efforts.

   b. A new Board Policy regulating the placement of such monuments on County property.

**Motion:** Cortese    **Second:** Wasserman  
**Vote:** Wasserman: Yes    Shirakawa: Yes    Cortese: Yes    Yeager: Absent    Kniss: Absent
22. Considered item 61-b previously removed from the Consent Calendar.

23. Considered recommendations relating to the City of Morgan Hill Fire Services Proposal. (Office of the County Executive)

   a. **Added to the consent calendar at the request of Vice President Yeager and Supervisor Wasserman:** Approved recommendation from the South Santa Clara County Fire District Board of Commissioners to support Cal Fire's progress in good faith negotiations with the City of Morgan Hill for shared staffing costs and equipment, in accordance with the Board's previously adopted policy position to support regional fire service for the entire South County.

   b. **Added to the consent calendar at the request of Vice President Yeager and Supervisor Wasserman:** Affirmed the policy position that County Communications would continue to be compensated for the full costs of providing Emergency Medical Dispatch (EMD) services to its existing EMD customers and for any new customers resulting from the Fire/Emergency Medical Services Agreement between Cal Fire and Morgan Hill, should either party choose to continue receiving EMD services from the County.

      **Motion:** Wasserman    **Second:** Cortese
      **Vote:** Wasserman: Yes    Shirakawa: Yes    Cortese: Yes    Yeager: Absent    Kniss: Absent

   c. Affirmed the Board's direction to the County Fire Chief to engage in discussions with other fire chiefs in the County relating to regionalization of fire services, including the issue of providing specialized services to agencies that are unable to reciprocate with similar resources under the definition of mutual aid.

      **Directed Administration,** at the request of Supervisor Cortese, to include the referral from the June 21, 2011 Board meeting, Item No. 15A, relating to a cost benefit analysis of consolidating all fire services within Santa Clara County, on
the monthly status report on items referred to Administration for action or report back.

Motion: Wasserman  Second: Cortese
Vote: Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent
Kniss: Absent

24. Considered recommendations relating to the One Bay Area Grant (OBAG) Program proposal. (Roads and Airports Department)

a. Supported the OBAG Program approach, including the Congestion Management Agency block grants and overall funding allocations.

b. Approved staff recommended modifications to the proposed OBAG funding eligibility requirements relating to Priority Development Area growth strategies, complete streets, and certified housing elements for submission to the Metropolitan Transportation Commission.

Dawn Cameron, County Transportation Planner, Roads and Airports Department, clarified the updated staff recommendations as a response to the Metropolitan Transportation Commission's revision of the OBAG Program proposal.

Supervisor Wasserman commented for the record regarding the importance of the County to maintain independence from outside agency mandates relating to the OBAG Program.

Directed Administration, at the request of Supervisor Cortese, to provide off-agenda updates or status reports to the Board on date uncertain relating to the OBAG Program proposal, and schedule workshops on an as-needed basis.

Motion: Wasserman  Second: Cortese
Vote: Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent
Kniss: Absent

25. Held to May 22, 2012, at the request of Administration: Consider recommendations relating to the sale of County-owned real property (Assessor's Parcel Nos. (APN) 230-33-064, 230-35-033, and portions of APNs 230-35-098 and
230-35-099), and intent to sell County-owned real property (portion of APN 230-35-033) in the Rosemary Gardens area of San Jose. (Roads and Airports Department)


Adjourned to Tuesday, May 15, 2012, at 1:30 p.m. in the Board of Supervisors' Chambers, 70 West Hedding Street, for the Budget Workshop to review and discuss the County Executive's Fiscal Year 2013 Recommended Budget; possibly adjourning to a closed session which could be held from day-to-day; and, subsequently adjourning to Monday, May 21, 2012, at 2:30 p.m., for a closed session to discuss items noticed by the County Counsel and Clerk of the Board in the 10th Floor Conference Room, 70 West Hedding Street.

On order of the President, there being no objection, the meeting was adjourned at 11:12 a.m.

____________________________________________________________________________________
George Shirakawa, President
Board of Supervisors

ATTEST:

Lynn Regadanz, Interim Clerk
Board of Supervisors

____________________________________________________________________________________
ck

**Motion:** Wasserman  **Second:** Cortese  
**Vote:** Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent  
Kniss: Absent

* 28.  Approved funding recommendations of Lifeline Transportation Program funds.  

**Motion:** Wasserman  **Second:** Cortese  
**Vote:** Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent  
Kniss: Absent

* 29.  **Held to May 22, 2012, at the request of Administration:** Consider recommendations relating to Innovative Projects, CalFresh Education Program Grant.

Possible action:

a.  Ratify Grant Application submitted by the Social Services Agency to the California Department of Social Services, CalFresh Nutrition Education Unit, relating to grant funding for Innovative Projects, in the amount of $1,100,000 for period April 1, 2012 through September 30, 2013.

b.  Approve Request for Appropriation Modification No. 166 - $1,100,000 increasing revenue and expenditures in the Social Services Agency budget. (4/5 Roll Call Vote)

c.  Approve Agreement with Second Harvest Food Bank of San Mateo and Santa Clara Counties relating to providing nutritional education to CalFresh recipients and eligible populations, in the amount of $550,000 for period April 1, 2012
through September 30, 2013, that has been reviewed and approved by County Counsel as to form and legality.

**Motion:** Wasserman  **Second:** Cortese  
**Vote:** Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent  
Kniss: Absent

* 30.  Approved Agreement with Supplemental Provider Services, Inc. relating to providing staffing services, in an amount not to exceed $2,900,000 annually for a total of $14,500,000 for period May 1, 2012 through April 30, 2017, that has been reviewed and approved by County Counsel as to form and legality.

**Motion:** Wasserman  **Second:** Cortese  
**Vote:** Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent  
Kniss: Absent

* 31.  Approved Agreement with Professional Research Consultants, Inc. relating to providing consulting services for the evaluation of patient satisfaction, in an amount not to exceed $850,000 for period April 1, 2012 through December 31, 2012, that has been reviewed and approved by County Counsel as to form and legality.

**Motion:** Wasserman  **Second:** Cortese  
**Vote:** Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent  
Kniss: Absent

* 32.  Adopted Resolution No. 2012-269 delegating authority to the County Executive, or designee, to negotiate and execute Clinical Affiliation Agreements and Amendments to such documents meeting certain requirements for period May 1, 2012 through April 30, 2014, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive. Said Resolution, by reference hereto, is made a part of these minutes.

**Motion:** Wasserman  **Second:** Cortese  
**Vote:** Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent  
Kniss: Absent
* 33. Considered recommendations relating to the Enterprise Core Healthcare Information System Project.

a. Approved First Amendment to Agreement with Epic Corporation relating to the acquisition of Clinical Practice Model Content, in an amount not to exceed $1,700,000 with the maximum financial obligation for the term of the Agreement revised to an amount not to exceed $60,700,000 for period April 11, 2012 through January 11, 2022, that has been reviewed and approved by County Counsel as to form and legality.

b. Approved Agreement with Elsevier CPM Resource Center relating to providing implementation services for the Clinical Practice Model framework, in an amount not to exceed $600,875 for period May 2, 2012 through May 2, 2014, that has been reviewed and approved by County Counsel as to form and legality.

**Motion:** Wasserman    **Second:** Cortese
**Vote:** Wasserman: Yes    Shirakawa: Yes    Cortese: Yes    Yeager: Absent
Kniss: Absent

* 34. Approved Agreement with Vocera Communications, Inc. relating to providing maintenance software upgrades and necessary equipment for the Vocera Voice Communications System, in an amount not to exceed $825,000 for period March 16, 2012 through December 31, 2014, that has been reviewed and approved by County Counsel as to form and legality.

**Motion:** Wasserman    **Second:** Cortese
**Vote:** Wasserman: Yes    Shirakawa: Yes    Cortese: Yes    Yeager: Absent
Kniss: Absent

* 35. Held from April 10, 2012 (Item No. 18): Approved Agreement with Professional Security Consultants relating to providing unarmed security services, in an amount not to exceed $480,000 for period June 1, 2012 through May 31, 2015, that has been reviewed and approved by County Counsel as to form and legality.

**Motion:** Wasserman    **Second:** Cortese
**Vote:** Wasserman: Yes    Shirakawa: Yes    Cortese: Yes    Yeager: Absent
Kniss: Absent
* 36. **Held to May 22, 2012, at the request of Administration:** Consider recommendations relating to Santa Clara County Medical Volunteers for Disaster Response.

Possible action:

a. Approve Agreement with National Association of County and City Health Officials relating to capacity building of Medical Volunteers for Disaster Response, in an amount not to exceed $5,000 for period December 22, 2011 through July 31, 2012, that has been reviewed and approved by County Counsel as to form and legality.

b. Approve Request for Appropriation Modification No. 158 - $1,000 increasing revenue and expenditures in the Public Health Department budget. (4/5 Roll Call Vote)

**Motion:** Wasserman  **Second:** Cortese  
**Vote:** Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent  
Kniss: Absent

* 37. Considered recommendations relating to Agreements with California Department of Public Health and various area hospitals for asset relocation project.

a. Approved Agreement with California Department of Public Health relating to providing LTV 1200 ventilators at Santa Clara Valley Medical Center, that has been reviewed and approved by County Counsel as to form and legality.

b. Approved three-party Agreements with Stanford Hospital, Lucile Packard Children's Hospital, Regional Medical Center, and California Department of Public Health relating to providing LTV 1200 ventilators, that have been reviewed and approved by County Counsel as to form and legality.

**Motion:** Wasserman  **Second:** Cortese  
**Vote:** Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent  
Kniss: Absent
* 38.  **Held to May 22, 2012, at the request of Administration:** Consider recommendations relating to Parolee Reentry Grant.

Possible action:

a. Approve Request for Appropriation Modification No.168 - $5,376 increasing revenue and expenditures in the Department of Alcohol and Drug Services budget. (4/5 Roll Call Vote)

b. Approve Second Amendment to Memorandum of Understanding with Superior Court relating to reimbursement for residential substance use treatment services which is being funded through the Parolee Reentry Court Grant, reducing reimbursement from $304,000 to $287,440 for period October 1, 2010 through September 30, 2012, that has been reviewed and approved by County Counsel as to form and legality.

c. Approve Second Amendment to Agreement with Pathway Society, Inc., relating to providing substance use residential treatment services, increasing maximum financial obligation from $176,000 to $189,440 for period October 1, 2011 through September 30, 2012, that has been reviewed and approved by County Counsel as to form and legality.

**Motion:** Wasserman  **Second:** Cortese  
**Vote:** Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent  Kniss: Absent

* 39.  **Ratified tentative Extension Agreement with the Santa Clara County Park Rangers Association extending the current labor contract from March 17, 2013 through September 15, 2013, and deferring the previously negotiated wage adjustment from March 19, 2012 to September 17, 2012.**

**Motion:** Wasserman  **Second:** Cortese  
**Vote:** Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent  Kniss: Absent
* 40. Adopted Resolution No. 2012-270 approving application for State Disability Coverage for employees covered under the physicians and dentists bargaining unit represented by the Valley Physicians Group. Said Resolution, by reference hereto, is made a part of these minutes.

Motion: Wasserman    Second: Cortese
Vote: Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent
Kniss: Absent

* 41. Considered recommendations relating to Santa Clara Valley Medical Center.

a. Approved classification of Temporary Staff Physician.

b. Approved classification of Temporary Staff Physician-Board Certified.

c. Waived reading and adopted Salary Ordinance No. NS-5.12.85 (preliminary) amending Santa Clara County Salary Ordinance No. NS-5.12 relating to the compensation of employees adding Footnotes relating to extra compensation for various shift assignments and amending the Salary Schedule to add the Temporary Staff Physician and Temporary Staff Physician-Board Certified and related footnotes to be implemented retroactive to April 1, 2012.

Motion: Wasserman    Second: Cortese
Vote: Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent
Kniss: Absent

* 42. Considered recommendations relating to the Information Services Department (ISD).

a. Approved job specification for classification of County Information Technology (IT) Project Portfolio Manager.

b. Abolished the classification of Business Consulting and Project Services Manager.

c. Waived reading and adopted Salary Ordinance No. NS-5.12.83 (preliminary) amending Santa Clara County Salary Ordinance No. NS-5.12 relating to the compensation of employees adding one County IT Project Portfolio Manager.
position in the Information Services Department; and, amending the Salary Schedule to add the County IT Project Portfolio Manager classification and delete the Business Consulting and Project Services Manager classification.

**Motion:** Wasserman   **Second:** Cortese  
**Vote:** Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent  
Kniss: Absent

* 43.  
**Held to date uncertain at the request of Administration:** Introduction and preliminary adoption of Salary Ordinance No NS-20.11.14 amending Santa Clara County Salary Ordinance No. NS-20.11 relating to the compensation of employees amending the salary mid-point for the classification of Director, Public Health Nursing. (Roll Call Vote to waive reading, Roll Call Vote to adopt)

**Motion:** Wasserman   **Second:** Cortese  
**Vote:** Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent  
Kniss: Absent

44.  
Announced travel for members of the Board of Supervisors and other elected officials as follows:

a. Deleted from the agenda at the request of Vice President Yeager.

b. Supervisor Kniss will travel to Pittsburgh, Pennsylvania, to attend the Harvard Women and Power Annual Meeting on May 9-12, 2012.

c. Supervisor Cortese will travel to Washington, D.C., to attend a meeting at the White House with the President of the United States on May 2-4, 2012.

* 45.  
Accepted reports from members of the Board of Supervisors relating to meetings attended through April 25, 2012.

**Motion:** Wasserman   **Second:** Cortese  
**Vote:** Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent  
Kniss: Absent
46. Accepted report from Supervisor Wasserman, Chairperson, Housing, Land Use, Environment, and Transportation Committee (HLUET), relating to meeting of April 12, 2012.

   a. Considered recommendations relating to the California Electronic Reporting System Grant. (HLUET Item 7)

      1. Approved Agreement No. G10-UPA-89 with California Environmental Protection Agency (CalEPA) relating to the California Environmental Reporting System (CERS) Grant, in an amount not to exceed $231,730 for period January 1, 2010 through March 31, 2013, that has been approved by County Counsel as to form and legality.

      2. Approved delegation of authority to the Director, Department of Agriculture and Environmental Management, or designee, to amend, terminate, and take any and all necessary or advisable actions relating to the CERS Grant with CalEPA to provide funding for electronic reporting of hazardous materials related information, in an amount not to exceed $231,730 for period January 1, 2010 through January 1, 2014, 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 January 1, 2014.


      c. Accepted Committee agenda items 5, 9, and 10 as Board information only.

   Motion: Wasserman Second: Cortese
   Vote: Wasserman: Yes Shirakawa: Yes Cortese: Yes Yeager: Absent Kniss: Absent
Accepted report from Supervisor Kniss, Chairperson, Health and Hospital Committee, relating to meeting of April 11, 2012.

a. Approved Health and Hospital Committee recommendations relating to the Fiscal Year (FY) 2013 Emergency Medical Services Trust Fund and include in the FY 2013 Budget.

b. Approved Valley Health Plan request to proceed with Request for Proposals for Employee Health Program to create an online and mobile approach to engage employees and create an internal campaign and messaging that resonates with a diverse employee workforce, and approved gathering information from the County workforce about health and well being behaviors and perceptions.

c. Accepted Committee agenda items 4-11 and 15-20 as Board information.

Motion: Wasserman    Second: Cortese
Vote: Wasserman: Yes    Shirakawa: Yes    Cortese: Yes    Yeager: Absent    Kniss: Absent

Accepted report from Vice President Yeager, Chairperson, Finance and Government Operations Committee (FGOC), relating to meeting of April 16, 2012.

a. Considered recommendations relating to updated parking Ordinance. (FGOC Item 4)

1. Accepted report.

2. Waived reading and adopted Ordinance No. NS-1004.139 (preliminary) amending Division B12, Chapter III, Article 3 of the Santa Clara County Ordinance Code relating to parking regulations on County property.

b. Accepted Committee agenda items 5-28 as Board information only.

Motion: Wasserman    Second: Cortese
Vote: Wasserman: Yes    Shirakawa: Yes    Cortese: Yes    Yeager: Absent    Kniss: Absent
49. **Held to May 22, 2012, at the request of Supervisor Cortese:** Accept report from the Children, Seniors, and Families Committee (CSFC), relating to meeting of April 18, 2012. (Cortese)

Possible action:

a. Consider recommendations relating to the Fiscal Year (FY) 2013 budget submittal from the Department of Child Support Services. (CSFC Item 6)

b. Consider recommendations relating to the FY 2013 budget submittal from the Social Services Agency. (CSFC Item 7)

c. Authorize the California Child and Family Services Review Self Assessment for Santa Clara County Department of Family and Children's Services and Probation Department, Juvenile Probation Services for submission to the California Department of Social Services. (CSFC Item 8)

1. Accept report relating to the California Child and Family Services Review Self Assessment for Santa Clara County.

2. Consider authorizing the California Child and Family Services Review Self Assessment for Santa Clara County for submission to the California Department of Social Services.

d. Accept Committee agenda items 4-5 and 9-16 as Board information only.

* 50. Accepted report from Supervisor Cortese, Board Delegate to the Metropolitan Transportation Commission, for the meetings of April 11 and April 13, 2012.

**Motion:** Wasserman  **Second:** Cortese  
**Vote:** Wasserman: Yes Shirakawa: Yes Cortese: Yes Yeager: Absent Kniss: Absent
* 51. Approved adjustments to the appointments to the Successor Agency Oversight Boards reflecting the significant impact that representing the County on multiple boards is having on key Finance Agency staff members.

Motion: Wasserman  Second: Cortese
Vote: Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent
Kniss: Absent

* 52. Adopted Resolution No. 2012-271 delegating authority to the County Executive or, in his/her absence or unavailability, the Chief Operating Officer or Deputy County Executive, as the Authorized Agent(s) to take actions necessary for the purpose of obtaining Fiscal Year 2012 Homeland Security Grant Program Funds, including executing grant applications, Grant Agreements, grant budget modifications, reimbursement requests, subsequent amendments, and any and all actions necessary with the Federal Department of Homeland Security, the California Emergency Management Agency, the California Service Corps, and cities within the Operational Area relating to Grant Year 2012 Homeland Security and related grant programs for period May 1, 2012 through December 31, 2014, 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, 2014. Said Resolution, by reference hereto, is made a part of these minutes.

Motion: Wasserman  Second: Cortese
Vote: Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent
Kniss: Absent

* 53. Accepted monthly status report on items referred to Administration for action or report back.

Motion: Wasserman  Second: Cortese
Vote: Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent
Kniss: Absent
* 54. **Held to May 22, 2012, at the request of Administration:** Consider recommendations relating to Agreement with Kathryn Evans.

Possible action:

a. Terminate existing Service Agreement contract with Kathryn Evans, per Board of Supervisors Policy Manual pertaining to "Policies on Soliciting and Contracting," section 5.3.5.3 a - "Authority Retained by Board."

b. Approve Agreement with Kathryn Evans relating to providing business analysis, business rule development, documentation, facilitation, and user requirements coordination services, in an amount not to exceed $224,250 for period May 7, 2012 through December 31, 2013.

c. Approve Request for Appropriation Modification No. 154 - $78,800 increasing revenue and expenditures in the Information Services Department budget. (4/5 Roll Call Vote)

**Motion:** Wasserman  **Second:** Cortese

**Vote:** Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent  Kniss: Absent

* 55. **Adopted Resolution No. 2012-272 approving consolidation of elections to be held on June 5, 2012, and for performance of services by the Registrar of Voters in the June 5, 2012 Election, as requested by the following city and districts:**

a. City of San Jose

b. West Valley-Mission Community College District

c. Milpitas Unified School District

d. Mountain View Whisman School District
e. Cupertino Union School District

Said Resolution, by reference hereto, is made a part of these minutes.

**Motion:** Wasserman    **Second:** Cortese  
**Vote:** Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent  
Kniss: Absent

* 56. Approved amended Exhibits to the County of Santa Clara's Conflict of Interest Code for the Department of Planning and Development.

**Motion:** Wasserman    **Second:** Cortese  
**Vote:** Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent  
Kniss: Absent

* 57. Announced the following appointments by individual Board members to various Boards and Commissions:

a. Vice President Yeager appointed John Walker Crewson to the Airports Commission, seat no. 5.

b. Supervisor Wasserman appointed Ellenetta Longworth to the Senior Care Commission, seat no. 8.

c. Supervisor Wasserman appointed David Speicher to the Mental Health Board, seat no. 14.

d. Supervisor Wasserman appointed Blanca Cinco to the Human Relations Commission, seat no. 8.

e. Supervisor Wasserman appointed Bogumila Krupa-Munguia to the Human Relations Commission, seat no. 12.

f. Supervisor Wasserman appointed Karen Anderson to the Senior Care Commission, seat no. 5.
g. Supervisor Kniss appointed Evelyn Longo to the Province of Florence, Italy Sister-County Commission, seat no. 25.

h. Supervisor Kniss appointed John Haggerty to the Fairgrounds Management Corporation, seat no. 5.

**Motion:** Wasserman  **Second:** Cortese  
**Vote:** Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent  Kniss: Absent

*58. Approved the following Board As-a-Whole appointments and reappointments to various Boards and Commissions:

Vice President Yeager nominated Verna Hayden to serve on the Housing Authority of the County of Santa Clara, seat no. 6.

**Motion:** Wasserman  **Second:** Cortese  
**Vote:** Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent  Kniss: Absent

*59. Accepted resignation of Elissa Young from the Public Authority for In-Home Supportive Services Advisory Board.

**Motion:** Wasserman  **Second:** Cortese  
**Vote:** Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent  Kniss: Absent

*60. Approved Certificates of Appreciation to Employee Excellence Award Honorees for May 2012. (See Item No. 6)

**Motion:** Wasserman  **Second:** Cortese  
**Vote:** Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent  Kniss: Absent
* 61. Resolutions, Commendations, and Memorials. (Roll Call Vote) (See Item No. 7)

   a. Adopted Resolution No. 2012-273 commending Doug Southard for 23 years of
dedicated service to the people of the County of Santa Clara. (Social Services
Agency)

   b. **Removed from the consent calendar at the request of President Shirakawa:**
Adopted Resolution No. 2012-274 proclaiming May 20-26, 2012 as
"Emergency Medical Services Week" including the designation of May 23,
2012 as "Emergency Medical Services for Children Day" in Santa
Clara County. (Public Health Department)

President Shirakawa commented for the record regarding the importance of
Emergency Medical Services (EMS) and highlighted the accomplishments of
EMS providers.

**Motion:** Shirakawa     **Second:** Cortese

**Vote:** Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent
Kniss: Absent

   c. Adopted Resolution No. 2012-275 commending Carol Smith as she retires after
36 years of service to the County of Santa Clara. (Employee Services Agency)

   d. Adopted Resolution No. 2012-276 commending Autumn H. Arias as she retires
after 25 years of service to the County of Santa Clara. (Office of the County
Executive)

   e. Adopted Resolution No. 2012-277 welcoming the Province of Florence Official
Delegation from May 4-10, 2012 in celebration of the 25th Anniversary of the
Sister County relationship. (Office of the County Executive)

   f. Adopted Resolution No. 2012-278 commending the County of Santa Clara
Province of Florence, Italy Sister-County Commission for its service,
dedication, and commitment to promoting mutual understanding and friendship
between the Province of Florence and Santa Clara County. (Office of the
County Executive)
g. Adopted Resolution No. 2012-279 commending Susan S. Ware as she retires after 22 years of service to the County of Santa Clara. (Office of the County Counsel)

h. Adopted Resolution No. 2012-280 proclaiming the month of May 2012 as "Historic Preservation Month" in Santa Clara County. (Historical Heritage Commission)

i. Adopted Resolution No. 2012-281 proclaiming May 6-12, 2012 as "National Nurses Week" recognizing the work of all nurses throughout the Santa Clara Valley Health and Hospital System. (Santa Clara Valley Health and Hospital System)

j. Ratified Resolution No. 2012-282, presented April 21, 2012, commending the Asian American Women's Alliance for its outstanding work in building support among Asian American women in Santa Clara County. (Cortese)

k. Adopted Resolution No. 2012-283 commending Officer Dennis Kraft for his outstanding contribution to the community and heartfelt service to the residents of Santa Clara County. (Cortese)

l. Adopted Resolution No. 2012-284 commending Dependency Advocacy Center's Mentor Parent Program for working passionately to improve the lives of families in Santa Clara County. (Cortese)

m. Ratified Resolution No. 2012-285, presented April 14, 2012, commending Rajeev Madnawat for his tremendous dedication and service to improve the quality of life for the residents of Santa Clara County. (Cortese)

n. Ratified Resolution No. 2012-286, presented April 14, 2012, commending Ken Ricci for his heartfelt dedication and service to the residents of Milpitas, and his unwavering commitment to making his community one of compassion, safety, and pride. (Cortese)

o. Ratified Resolution No. 2012-287, presented April 14, 2012, commending Ken Hansen for his tremendous dedication and service to the residents of Milpitas, and his unwavering commitment to making his community one of safety and pride. (Cortese)
p. Adopted Resolution No. 2012-288 proclaiming the month of May 2012 as "Lions Eyeglass Recycling Month" in the County of Santa Clara to recognize and support the efforts of the Lions Clubs International to provide basic eye care to millions around the world and encourage employees, residents, and visitors to our county to participate in the program that offers the miracle of sight. (Cortese)


r. Ratified Resolution No. 2012-290, presented April 14, 2012, commending the San Jose Vet Center for its great success in providing services to veterans in the County of Santa Clara. (Cortese)


t. Adopted Resolution No. 2012-292 commending Eta Sigma Lambda for its success over the past 50 years and its continued service to the residents of Santa Clara County. (Cortese)

u. Ratified Resolution No. 2012-293, presented April 27, 2012, commending Terry Christensen upon his retirement from San Jose State University, and honoring his profound impact on the people and institutions of Santa Clara County. (Yeager)

v. Adopted Resolution No. 2012-294 commending The Valle Monte League for its tireless dedication to planning and organizing fundraising events which have resulted in monumental financial contributions to five local mental health organizations. (Kniss)

w. Adopted Resolution No. 2012-295 proclaiming the week of May 7-12, 2012 as "Senior Corps Week" in Santa Clara County. (Kniss)

x. Adopted Resolution Nos. 2012-296 through 2012-298 commending Protective Services Officers Patterson Brown and Dale Hayes, and Officer Management
Coordinator Robin Rivas for their quick response and actions that helped save the life of a fellow employee. (President)

y. Adopted Resolution No. 2012-299 commending Dr. Peter Long and the Blue Shield Foundation for their continued support in preserving Santa Clara County's safety net. (President)

z. Adopted Resolution No. 2012-300 proclaiming May 1, 2012 in observance of "Unity in Diversity Day - Building Unity in Our Community" in Santa Clara County. (President)

aa. Adopted Resolution No. 2012-301 commending American Idol Finalist, DeAndre Brackensick. (Wasserman)

ab. Ratified Resolution Nos. 2012-302 and 2012-303, presented April 20, 2012, commending Dependency Drug Treatment Court clients Cristina Alvarez and Jerry Pledger for their tremendous dedication to their families and their vision of a new world in which they can live together with their families without chemical dependency. (Cortese)


ad. Adopted Resolution No. 2012-305 commending retired Senator Dan McCorquodale for his lifetime of public service. (Shirakawa)

Said Resolutions, by reference hereto, are made a part of these minutes.

**Motion:** Wasserman **Second:** Cortese  
**Vote:** Wasserman: Yes Shirakawa: Yes Cortese: Yes Yeager: Absent Kniss: Absent
* 62. **Approved Request for Appropriation Modification No. 165 -** $480,000 transferring funds within the Parks and Recreation Department budget relating to the construction contract for Casa Grande Rehabilitation Project at Almaden Quicksilver County Park.

**Motion:** Wasserman  **Second:** Cortese  
**Vote:** Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent  Kniss: Absent

* 63. **Considered recommendations relating to Amendments to Professional Engineering Services Agreements with Schaaf & Wheeler Consulting Civil Engineers and David J. Powers & Associates, Inc. to provide additional services regarding scour countermeasure design for 12 bridges, part of the Federal Highway Bridge Program (Federal Project Nos. BHLO-5937(139) through BHLO-5937(150)).**

a. **Approved First Amendment to Professional Services Agreement (PSA) with Schaaf & Wheeler relating to providing professional engineering services for the Scour Countermeasure Design Project for 12 bridges (Federal Project Nos. BHLO-5937(139) through BHLO-5937(150)), increasing compensation by $154,000 from $216,000 to an amount not to exceed $370,000 and extending the term from June 30, 2013 to December 31, 2014, that has been reviewed and approved by County Counsel as to form and legality.**

b. **Authorized the Director, Roads and Airports Department, to be the Owner's Authorized Representative (OAR) to amend, terminate, and take any and all necessary or advisable actions relating to the PSA, including issuance of Project Agreements for services during the term of the PSA, and increase the Maximum Compensation Limit (MCL) by up to $50,000, 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, 2014.**

c. **Approved Second Amendment to Agreement with David J. Powers & Associates, Inc. relating to providing professional engineering services for environmental services regarding Scour Countermeasure and Bridge Preventive Maintenance Projects for 12 bridges (Federal Project Nos. BHLO-5937(139) through BHLO-5937(150)), increasing compensation by $300,000 from $540,000 to an amount not to exceed $840,000 and extending the term from**

Approved
December 31, 2013 to December 31, 2014, that has been reviewed and approved by County Counsel as to form and legality.

d. Authorized the Director, Roads and Airports Department, to be the OAR to amend, terminate, and take any and all necessary or advisable actions relating to the PSA, including issuance of Project Agreements for services during the term of the PSA, and increase the MCL by up to $30,000, 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, 2014.

**Motion:** Wasserman  **Second:** Cortese  
**Vote:** Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent  
Kniss: Absent

* 64. Approved the Project, adopted plans and specifications, and authorized advertisement of Contract Documents for Scour Countermeasures at Group II Bridges - Llagas Creek Bridge at Masten Avenue in Gilroy (Bridge No. 37C0170), Federal Project Number BHLO-5937(142); Llagas Creek Bridge at Bowden Court in Morgan Hill (Bridge No. 37C0518), Federal Project Number BHLO-5937(143); and, Llagas Creek Bridge at Llagas Avenue in San Martin (Bridge No. 37C0550), Federal Project Number BHLO-5937(145), and directed the Clerk of the Board to open the bids on Thursday, May 31, at 2:00 p.m., in the Office of the Clerk of the Board of Supervisors.

**Motion:** Wasserman  **Second:** Cortese  
**Vote:** Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent  
Kniss: Absent

* 65. Approved the Project, adopted plans and specifications, and authorized advertisement of Contract Documents for the 2012 Micro-surfacing of County Roads at Various Locations, and directed the Clerk of the Board to open bids on Thursday, May 24, 2012, at 2:00 p.m., in the Office of the Clerk of the Board of Supervisors.

**Motion:** Wasserman  **Second:** Cortese  
**Vote:** Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent  
Kniss: Absent
* 66. Approved the Project, adopted plans and specifications, and authorized advertisement of Contract Documents for the Main Avenue and Condit Road Intersection Improvements Project (Project No. C3330), and directed the Clerk of the Board to open bids on Thursday, May 31, 2012, at 2:00 p.m., in the Office of the Clerk of the Board of Supervisors.

**Motion:** Wasserman  **Second:** Cortese

**Vote:** Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent  Kniss: Absent

* 67. Approved the Project, adopted plans and specifications, and authorized advertisement of Contract Documents for the Santa Clara County Pavement Rehabilitation at Santa Teresa Boulevard/Hale Avenue, from 0.19 miles northwest of Laguna Avenue to W. Main Avenue (Federal Project No. STPL-5937(171)), and directed the Clerk of the Board to open bids on Thursday, May 24, 2012, at 2:00 p.m., in the Office of the Clerk of the Board of Supervisors.

**Motion:** Wasserman  **Second:** Cortese

**Vote:** Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent  Kniss: Absent

* 68. Accepted Report on Bids for the construction of Black Road Metal Beam Guard Rail and Traffic Control Devices Improvements project.

  a. Awarded contract to Midstate Barrier, Inc. in the amount of $443,734, which includes a Supplemental Work Allowance (SWA) in accordance with the Contract Documents, and a construction time of 50 working days.

  b. Authorized the Director, Roads and Airports Department, to issue Change Orders against the SWA and to approve modifications to the construction time.

  c. Ratified Addendum No. 1, which modified the bid documents to incorporate updated Federal minimum wage rates, clarified the road closure schedule,
revised the bid schedule, and made minor changes to the technical specifications.

Motion: Wasserman  Second: Cortese
Vote: Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent
Kniss: Absent

* 69. Considered recommendations relating to procurement of traffic signal controllers and related components, energy efficient streetlight fixtures, and emerging traffic signal technology.

   a. Approved delegation of authority to the Director, Roads and Airports Department, to purchase traffic signal controllers and related components from Naztec, Inc., or its authorized distributor(s) on an as-needed basis relating to current and future upgrades to existing traffic signal components or new installations, in an amount not to exceed $1,500,000, 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 June 30, 2017.

   b. Approved delegation of authority to the Director, Roads and Airports Department, to purchase energy efficient streetlight fixtures from a vendor or its authorized distributor(s) on an exigency basis relating to implementing a Federal grant requiring rapid expenditure, in an amount not to exceed $600,000, 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 September 30, 2012.

   c. Approved delegation of authority to the Director, Roads and Airports Department, to make sole source purchases of new traffic-related technologies for testing purposes in signal maintenance and traffic operation applications, up to $25,000 per vendor, following approval by County Counsel as to form and legality and approval by the Office of the County Executive with any procurements made under the delegation of authority being reported to the Housing, Land Use, Environment and Transportation Committee on a quarterly basis. Delegation of authority shall expire on June 30, 2014.

   Motion: Wasserman  Second: Cortese
   Vote: Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent
   Kniss: Absent
* 70. Adopted Resolution No. 2012-306 relating to maintained mileage of County highways in the County of Santa Clara. Said Resolution, by reference hereto, is made a part of these minutes.

Motion: Wasserman    Second: Cortese
Vote: Wasserman: Yes    Shirakawa: Yes    Cortese: Yes    Yeager: Absent
Kniss: Absent

* 71. Considered recommendations relating to the County Lighting Service Area (CLSA) Fiscal Year 2013 assessments.

a. Accepted CLSA Fiscal Year (FY) 2013 Preliminary Assessment Report and filed the Report with the Clerk of the Board of Supervisors.

b. Authorized the Clerk of the Board to set Tuesday, June 5, 2012, at 9:30 a.m., or soon thereafter as the date and time for a hearing to consider protests and objections to CLSA FY 2013 Preliminary Assessment Report and adopt Resolution approving CLSA assessments for FY 2013.

Motion: Wasserman    Second: Cortese
Vote: Wasserman: Yes    Shirakawa: Yes    Cortese: Yes    Yeager: Absent
Kniss: Absent

* 72. Adopted Resolution No. 2012-307 authorizing the Directors of the Facilities and Fleet Department, the Parks and Recreation Department, and the Roads and Airports Department to execute and amend leases and licenses of real property for use by the County for a term not to exceed five years at a maximum monthly rent of $7,500, 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 April 30, 2017. Said Resolution, by reference hereto, is made a part of these minutes.

Motion: Wasserman    Second: Cortese
Vote: Wasserman: Yes    Shirakawa: Yes    Cortese: Yes    Yeager: Absent
Kniss: Absent
**73. Held to date uncertain at the request of Administration:** Approve delegation of authority to the Director, Facilities and Fleet Department, or designee, to negotiate, execute, and take any and all necessary or advisable actions relating to a 20 year term Toll Agreement with Bloom Energy to provide fuel cell-generated electricity, in an amount not to exceed $0.09 per kilowatt-hour plus a 5.3 percent average annual escalation rate for period November 1, 2012 through October 31, 2032, 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 October 31, 2015.

**Motion:** Wasserman    **Second:** Cortese

**Vote:** Wasserman: Yes    Shirakawa: Yes    Cortese: Yes    Yeager: Absent
Kniss: Absent

**74.** See Central Fire Protection District minutes.

**75.** See Central Fire Protection District minutes.

**76.** See Central Fire Protection District minutes.

**77.** See Central Fire Protection District minutes.

**78.** See South Santa Clara County Fire District minutes.

**79.** See Sanitation District No. 2-3 minutes.

**80.** Adopted Salary Ordinance No. NS-20.11.13 (final) amending Santa Clara County Salary Ordinance No. NS-20.11 relating to the compensation of employees adding one Controller-Treasurer Division Manager position in the Finance Agency.

**Motion:** Wasserman    **Second:** Cortese

**Vote:** Wasserman: Yes    Shirakawa: Yes    Cortese: Yes    Yeager: Absent
Kniss: Absent
* 81. Adopted Salary Ordinance No. NS-5.12.81 (final) amending Santa Clara County Salary Ordinance No. NS-5.12 relating to the compensation of employees adding one unclassified Program Manager I position and two unclassified Probation Community Worker or Community Worker positions in the Probation Department. Positions shall expire on June 30, 2013.

Motion: Wasserman  Second: Cortese
Vote: Wasserman: Yes  Shirakawa: Yes  Cortese: Yes  Yeager: Absent  Kniss: Absent