AGENDA PACKET
January 27, 2020 2:00 PM
Regular Meeting prior to Closed Session

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

Notice to the Public - Meeting Procedures

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

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

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

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

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

-- Persons wishing to use the County’s systems to present audio/video materials when addressing the Board must provide the materials to the Office of the Clerk of the Board at least two business days in advance of the meeting. Speakers with audio/video materials must adhere to the same time limits as other speakers and will not be granted additional time to address the Board. The County does not guarantee the ability to present audio/video material, and the President may limit or prohibit the use of the County’s systems for the presentation of such material.
-- Items that contain ordinance proposals may be adopted on the Consent Calendar. The title of an ordinance as listed on the agenda is incorporated and read into the record of proceeding for the agenda item.

-- Pursuant to Government Code section 1091.5(a)(9), this notice is provided to disclose that the following Board Members have a non-interest in the identified government entities on which they serve that may contract with the County: Association of Bay Area Governments Executive Board (Chavez, Cortese, Wasserman, Simitian); Bay Area Air Quality Management District (Chavez); Local Agency Formation Commission (Wasserman, Ellenberg, Chavez); Metropolitan Transportation Commission (Cortese); San Francisco Bay Conservation and Development Commission (Cortese); Valley Transportation Authority Board of Directors (Chavez, Cortese, Ellenberg); West Valley Sanitation District Board (Wasserman, Simitian).

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

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

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

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Opening

1. Roll Call.

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

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

3. Announcement prior to recess to closed session.

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Closed Session

4. Closed Session Items. (ID# 100213)

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Closing

5. Adjourn.
DATE: January 27, 2020
TO: Board of Supervisors
FROM: James R. Williams, County Counsel
SUBJECT: Closed Session Items

RECOMMENDED ACTION
Closed Session Items.

ATTACHMENTS:
- January 27, 2020 Closed Session Items (PDF)
1. **Pending Litigation** (Government Code Section 54956.9(d)(1)):
   It is the intention of the Board to meet in Closed Session to confer with Legal Counsel regarding one item of existing litigation.

   *In re GSE Bonds Antitrust Litigation*
   U.S. District Court, Southern District of New York, Case No. 1:19-cv-01704

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

3. **Conference with Labor Negotiators** (Government Code Section 54957.6):
   It is the intention of the Board to meet in Closed Session to confer with its Designated Representatives:

   **Designated Representative’s Name:** John P. Mills

   Local 20, IFPTE, Engineers and Scientists (ESC)
   Local 21, IFPTE, Engineers and Architects (E&A)
   Local 521, SEIU
   Local 1587, AFSCME, Probation Peace Officers Union
   Building Trades Council (BTC)
   Committee of Interns and Residents (CIR/SEIU)
   Correctional Peace Officers Association (CPOA)
   County Counsel Attorneys Association (CCAA)
   County Employees Management Association (CEMA)
   Deputy Sheriffs’ Association (DSA)
   District Attorneys Investigators Association (DAIA)
   Government Attorneys Association (GAA)
   Park Rangers Association
   Registered Nurses Professional Association (RNPA)
   Union of American Physicians and Dentists (UAPD)
   Unrepresented Executive Management
   Unrepresented Confidential Administrative Employees
   Unrepresented Confidential Clerical Employees
   Valley Physicians Group (VPG)
4. **Public Employee Performance Evaluation** (Government Code Section 54957(b)): It is the intention of the Board to meet in Closed Session to consider the following positions of public employment:

- Chief of Correction
- Clerk of the Board
- County Counsel
- County Executive
- Director, Child Support Services
- Public Defender