

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

AGENDA

July 21, 2020 9:30 AM

Special Meeting

*****BY VIRTUAL TELECONFERENCE ONLY*****

Pursuant to the provisions of California Governor’s Executive Order N-29-20, issued on March 17, 2020, this meeting will be held by teleconference only. No physical location will be available for this meeting; however, members of the public will be able to participate in the meeting as noted below, and online streaming will continue as normal via the [County Agenda Portal](#), [YouTube Channel](#), and [Live Audio Stream](#).

To address the Board in public comment, please review the Public Comment Instructions below, then access the teleconference at: <https://sccgov-org.zoom.us/j/99256108451>

Further instructions for accessing the teleconference will be posted online at: www.sccgov.org/bosmeeting

Tel. (408) 299-5001

Fax (408) 938-4525

SANTA CLARA COUNTY BOARD OF SUPERVISORS
SPECIAL DISTRICTS
THE FIRE DISTRICTS
FINANCING AUTHORITY
PUBLIC AUTHORITY OF SANTA CLARA COUNTY
VECTOR CONTROL DISTRICT
SANITATION DISTRICT NO. 2-3
COUNTY LIGHTING SERVICE AREA

Notice to the Public - Meeting Procedures

- The Board of Supervisors may take other actions relating to the issues as may be determined following consideration of the matter and discussion of the recommended actions.
- Language interpretation services are available. Please contact the Office of the Clerk of the Board at (408) 299-5001 no less than three business days prior to the meeting to request an interpreter.
- All reports and supporting material are available for review on the internet at sccgov.iqm2.com.
- 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.
- 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)

-- 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.

Public Comment Instructions

Members of the Public may provide public comments at this meeting as follows:

- Written public comments may be submitted by email to BoardOperations@cob.sccgov.org. Written comments will be distributed to the Board as quickly as possible, however, please note that documents may take up to 24 hours to be posted to the agenda outline.
- Spoken public comments will be accepted through the teleconference meeting. To address the Board, click on the link above for the appropriate meeting to access the Zoom-based meeting. Please read the following instructions carefully.
 1. You may download the Zoom client or connect to the meeting in-browser. If using your browser, make sure you are using a current, up-to-date browser: Chrome 30+, Firefox 27+, Microsoft Edge 12+, Safari 7+. Certain functionality may be disabled in older browsers including Internet Explorer.
 2. You will be asked to enter an email address and name. The Clerk requests that you identify yourself by name as this will be visible online and will be used to notify you that it is your turn to speak.
 3. When the Board President calls for the item on which you wish to speak, click on "raise hand." The Clerk will activate and unmute speakers in turn. Speakers will be notified shortly before they are called to speak.
 4. When called to speak, please limit your remarks to the time limit allotted.

Opening

1. Roll Call.
2. Pledge of Allegiance.

Ceremonial Presentations

3. Announce Adjournments in Memoriam. (See Item No. 35)
 - a. Adjourn in honor and memory of Daniel Gonzales Morales. (Chavez) (ID# 101889)
4. Commendations and Proclamations. (See Item No. 40)
 - a. Present Proclamation thanking Director General Joseph Chung-lin Ma from Taiwan for his service. (Cortese)

Public Issues

5. Public Comment.

This item is reserved for persons desiring to address the Board on: (1) any matter not on this agenda, (2) the report from the County Executive, and (3) the report from the County Counsel. Members of the public who wish to address the Board on these topics should request to speak at this time. Individuals will be called to speak 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.

6. Approve Consent Calendar and changes to the Board of Supervisors' Agenda

Items removed from the Consent Calendar will be considered at the end of the regular agenda for discussion. The Board may also add items on the special agenda to the Consent Calendar.

Notice to the public: there is no separate discussion of Consent Calendar items, and the recommended actions are voted on in one motion. If an item is approved on the consent vote, the specific action recommended by staff is adopted. Members of the public who wish to address the Board on Consent Calendar items should comment under this item. Each speaker is limited to two minutes total.

Time Certain - To Be Heard No Earlier Than 10:30 a.m.

7. Receive report from the Public Health Officer and Administration relating to the current status of COVID-19. (COVID-19)
8. Receive presentation from the Hospital Council of Northern and Central California relating to the status of COVID-19 testing. (ID# 102026) (COVID-19)
9. Under Advisement from June 23, 2020 (Item No. 17): Receive report from the Office of the County Executive relating to COVID-19 Communication and Outreach to vulnerable communities. (COVID-19)
10. Under Advisement from June 23, 2020 (Item No. 16): Receive report from the Office of the County Executive relating to the Community Health and Business Engagement Team. (COVID-19)
11. Under advisement from March 24, 2020 (Item No. 11) and June 23, 2020 (Item No. 16): Receive report from Administration relating to the establishment of a Community

Health Worker program focused on the Asian and Pacific Islander population in Santa Clara County, which includes recommendations for how to leverage and integrate with plans to conduct community outreach to businesses and ethnic communities regarding COVID-19. (Public Health Department) (ID# 101929) (COVID-19)

Time Certain - To Be Heard No Earlier Than 1:30 p.m.

12. Receive report relating to continuum of care services. (Social Services Agency, Department of Family and Children's Services) (ID# 101943)
13. Held from June 23, 2020 (Item No. 58): Consider recommendations relating to Seneca Continuum of Care agreements. (Social Services Agency) (ID# 101255)

Possible action:

- a. Approve Request for Appropriation Modification No. 242 - \$4,156,655 transferring funds from the General Fund Contingency Reserve to the Social Services Agency. (4/5 Vote)
- b. Approve Agreement with Seneca Family of Agencies relating to The Welcoming Center in an amount not to exceed \$4,156,655 for period July 1, 2020 through June 30, 2021, with four one-year extension options, 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).
- c. Approve Agreement with Seneca Family of Agencies relating to providing Immediate Stabilization Services in an amount not to exceed \$711,106 for period July 1, 2020 through June 30, 2021, with four one-year extension options, 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).
- d. Approve Agreement with Seneca Family of Agencies relating to providing Transitional Foster Homes in an amount not to exceed \$150,984 for period July 1, 2020 through June 30, 2021, with four one-year extension options, 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).
- e. Approve Agreement with Seneca Family of Agencies relating to providing Intensive Therapeutic Foster Care in an amount not to exceed \$452,952 for period July 1, 2020 through June 30, 2021, with four one-year extension options, 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).

- f. Approve Agreement with Seneca Family of Agencies relating to providing Enhanced Intensive Therapeutic Foster Care in an amount not to exceed \$628,368 for period July 1, 2020 through June 30, 2021, with four one-year extension options, 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).
14. Approve retroactive Agreement with Seneca Family of Agencies relating to providing behavioral health continuum of care services in an amount not to exceed \$2,988,126 for period July 1, 2020 through June 30, 2021, that has been reviewed and approved by County Counsel as to form and legality. Single source exceptions to competitive procurement have been approved by the Procurement Department pursuant to Board of Supervisors Policy 5.6.5.1(D)(2)(a). (Behavioral Health Department) (ID# 101868)

Board Referrals

15. Consider recommendations relating to the commitment of the County of Santa Clara to the Government Alliance on Race and Equity (GARE) and to making equitable policy and budget decisions. (Chavez) (ID# 102011)
- Possible action:
- a. Request the Board commit to the Silicon Valley Equity Pledge and to investing in structural changes necessary to meaningfully advance equity, uplift communities, and ensure justice and prosperity for all residents.
 - b. Approve referral to County Counsel to report to the Board on August 11, 2020 with options for consideration relating to adoption of an Equity Resolution utilizing the Silicon Valley Equity Pledge as a reference to set the framework for the County preparation and adoption of budget and policy decisions.
 - c. Approve referral to Administration to use the Silicon Valley Equity Pledge as a tool to establish priorities for the budget process starting with the budget hearings in August and subsequent budget and policy decisions brought forward to the Board for consideration.
16. Approve referral to Administration to include an analysis and recommendation relating to the County of Santa Clara becoming a signatory on the Bay Area Air District Cut the Commute Pledge, which aims to reduce air pollution, climate impacts, and traffic congestion; including a report to the Board in August 2020 with the requested information from the May 5, 2020 Telecommuting Benefits Analysis and Framework Referral. (Chavez) (ID# 101998)

17. Approve referral to Administration and County Counsel to return to the Board at a special meeting no later than August 6, 2020 with recommendations to enable the Board to place a five-eighths of one cent retail transactions (sales) and use tax on the ballot to ensure adequate funds to respond to the COVID-19 pandemic, maintain essential services, and support critical priorities, for a period of 60 months. (Chavez) (ID# 102010) (COVID-19)
18. Consider recommendations relating to the September 18, 2019 Children, Seniors, and Families Committee Special Hearing regarding Older Adults. (Chavez/Cortese) (ID# 101983)

Possible action:

- a. Approve referral to Administration to report to the Board on September 22, 2020 with options for consideration relating to conducting a comprehensive study of Older Adult caregiving needs, workforce, and infrastructure in Santa Clara County.
 - b. Approve referral to Administration to report to the Board on September 22, 2020 with options for consideration relating to a partnership with a Federally Qualified Health Clinic to provide free dental care for older adults.
 - c. Approve referral to Administration to report to the Board on September 22, 2020 with options for consideration relating to a partnership with the Valley Transportation Authority (VTA) to address the transportation needs of older adults and any additional funding or program expansion needed to ensure adequate meals are being provided through the Senior Nutrition Program.
 - d. Approve referral to Administration to report to the Board on September 22, 2020 with options for consideration relating to the prioritization of older adults in supportive housing.
 - e. Approve referral to Administration to report to the Board on September 22, 2020 with options for consideration relating allocating resources to strengthen and expand current programs to address elder abuse, frauds, and scams.
19. Approve referral to Administration to expedite the funding previously approved to bridge the digital divide immediately for the purchase of devices for vulnerable members of the community. (Cortese) (ID# 102015) (COVID-19)
 20. Approve referral to Administration and County Counsel to draft a Resolution in support of Proposition 15, also known as, the California Schools and Local Communities Funding Act of 2020. (Ellenberg/Chavez) (ID# 102005) (COVID-19)
 21. Approve referral to Administration and County Counsel to draft a Resolution in support of Proposition 18, a Constitutional Amendment aimed at lowering the voter age to 17 in California, placed on the November 2020 ballot. (Ellenberg) (ID# 102008)

Special Agenda - Items for Discussion

22. Consider recommendations relating to the Valley Homeless Healthcare Program. (Ambulatory and Community Health Services, Santa Clara Valley Medical Center) (ID# 101893) (COVID-19)

Possible action:

- a. Approve operational report from Health Resources and Services Administration (HRSA) Project Director.
- b. Approve Fiscal Year 2019-2020 performance evaluation for HRSA Project Director.
- c. Approve Fiscal Year 2020-2021 Governing Board Work Plan for Valley Homeless Healthcare Program.

23. Held from June 23, 2020 (Item No. 145): Consider recommendations relating to the Unhoused Task Force. (ID# 101991)

Possible action:

- a. Appoint a Board Member to serve as Chairperson of the Unhoused Task Force.
- b. Appoint a Board Member to serve on the Unhoused Task Force.

24. Receive report relating to the Fiscal Year 2020-2021 Budget and Fiscal Year Ending June 30, 2020 cash balances. (Office of the County Executive) (ID# 101960)

25. Receive report relating to maximizing CalFresh benefits for veterans. (Social Services Agency) (ID# 101956)

26. Held from June 23, 2020 (Item No. 44): Adopt Resolution approving the Peninsula Corridor Joint Powers Board's placement of a three-county measure to impose a one-eighth of one percent retail transactions and use tax to be used for operating and capital purposes of the Caltrain rail service on the November 3, 2020 election ballot. (ID# 101052)

27. Held from June 23, 2020 (Item No. 193): Consider recommendations relating to the New Child and Adolescent Psychiatric Facility/BHS Center. (ID# 101441)

Possible action:

- a. Authorize the County Executive, or designee, to award the Construction Manager at Risk (CMAR) contract for the New Child and Adolescent Psychiatric Facility/BHS Center.
- b. 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.

- c. 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.
28. Receive report relating to the proposed Sustainability Master Plan. (Office of the County Executive, Office of Sustainability) (ID# 101884)
29. Under advisement from June 23, 2020 (Item No. 103): Approve First Amendment to Agreement with Canopy relating to providing urban forest outreach and education programs in North County, increasing the maximum contract amount by \$56,860 from \$75,000 to \$131,860, and decreasing the Agreement by a 12-month period through June 30, 2022, that has been reviewed and approved by County Counsel as to form and legality. (Office of the County Executive) (ID# 101935)
30. Under Advisement from June 23, 2020 (Item No. 25): Receive report relating to Fiscal Year 2019-2020 Inventory Item No. 69: Strengthening Nonprofit Organizations Serving Vulnerable Communities. (Office of the County Executive) (ID# 101932)
31. Consider items previously removed from the Consent Calendar.
32. Announcement prior to recess to Closed Session.

Closed Session

33. Closed Session Items.

Closing

34. Receive report from County Counsel on legal issues and Closed Session.
35. Adjourn. (See item No. 3)

Consent Calendar - Items will be considered under Item No. 6. Items removed from the Consent Calendar will be considered at the end of the Special agenda.

Employee Services Agency

36. Approve Tentative Agreement with the Santa Clara County Counsel Attorneys Association (CCAA) for a Successor Labor Agreement for period July 13, 2020 through July 20, 2025.
37. Adoption of Salary Ordinance No. NS-5.20.136 amending Santa Clara County Salary Ordinance No. NS-5.20 relating to compensation of employees adjusting salaries for classifications represented by the Santa Clara County Counsel Attorneys Association (CCAA) providing for a three percent general wage increase.
 - Introduce, waive reading, and preliminarily adopt on July 21, 2020.
 - Adopt (Final) on August 11, 2020.

Finance and Government Operations Committee

38. Receive report from the Finance and Government Operations Committee relating to the meeting of February 13, 2020. (Cortese) (ID# 101885)

Boards and Commissions

39. Receive announcement of appointments and reappointments by individual Board members to various Boards and Commissions:
- a. Supervisor Ellenberg: (ID# 101979)
 - i. Reappoints Ann Peterson to the Senior Care Commission, seat number 10.
 - ii. Reappoints Susan Murphy to the Personnel Board, seat number 1.

Commendations and Proclamations

40. Commendations and Proclamations. (See Item No. 4)
- a. Adopt Proclamation thanking Director General Joseph Chung-lin Ma from Taiwan for his service. (Cortese) (ID# 102004)
 - b. Adopt Commendation for Jyl Jurman for 32 years of service to the Jewish Federation of Silicon Valley. (Ellenberg) (ID# 101954)