

BOARD OF SUPERVISORS

Dave Cortese, District 3, President
George Shirakawa, District 2, Vice President
Mike Wasserman, District 1
Ken Yeager, District 4
Liz Kniss, District 5



Jeffrey V. Smith
County Executive

Miguel Márquez
County Counsel

Maria Marinos
Clerk of the Board

AGENDA

May 10, 2011 9:00 A.M.

BOARD OF SUPERVISORS' CHAMBERS
70 West Hedding Street, San Jose, California

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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.

-- All reports and supporting material are available for review on the internet at www.sccgov.org/agenda/home 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 located near the speaker's podium for the purpose of the record. (Government Code Section 54953.3). Individual speakers will be called to the podium by the President and are requested to limit their comments to two minutes. 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. (Board Policy Manual, Section 3.5)

NOTE: If you are a lobbyist, complete the Lobbyist Declaration on the reverse side of the request to speak form.

-- Items with an asterisk (*) in front of the number are on the consent calendar and may be voted on in one motion at the beginning of the meeting in the morning. The Board may also add regularly scheduled items to the consent calendar at the beginning of the meeting in the morning. If you wish to discuss any of these items, it is necessary to complete a request to speak form and place it in the tray near the podium at the beginning of the meeting in the morning. Items that contain ordinance proposals may be adopted on the consent calendar and the ordinance titles are read into the record by the President or Clerk of the Board.

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

COMMUTE ALTERNATIVES: The Board of Supervisors encourages the use of commute alternatives including bicycles, carpooling, and hybrid vehicles.

Public transit access is available to and from the County Government Center, 70 West Hedding St., San Jose, California by VTA bus lines *61, 62, 66, 181 and Light Rail. (*61 Southbound last trip is at 8:55 p.m. for this location.) For trip planning information, contact the VTA Customer Service Department at 408-321-2300 Monday through Friday between the hours of 6:00 a.m. to 7:00 p.m., and on Saturday from 7:30 a.m. to 4:00 p.m. Schedule information is also available on the web at www.vta.org.

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

Opening

1. Roll Call.
2. Pledge of Allegiance.
3. Invocation by Dr. Adam T. Ybarra, Chaplain of the Oakland Raiders and Senior Pastor of Bridge Point Church, Alameda, California.

Public Issues

4. Public Comment. (This item is reserved for persons desiring to address the Board on any matter not on this agenda.) Members of the public who wish to address the Board on any item not listed on the agenda should complete a request to speak form and place it in the tray near the podium. The President will call individuals to the podium in turn. Speakers are limited to one minute. 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. All statements that require a response will be referred to staff for reply in writing.

5. Approve consent calendar and changes to the Board of Supervisors' Agenda.

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 any consent items should complete a request to speak form and place it in the tray near the podium. Items removed from the Consent Calendar will be considered at the end of the morning session regular agenda for discussion.

Ceremonial Presentations

6. Resolutions, Commendations, and Memorials. (See Item No. 48)

- a. Present Resolution proclaiming the May 10 as Reunification Day" in Santa Clara County. (Cortese)
- b. Present Resolution proclaiming May 2011 as Foster Care Month in Santa Clara County. (Social Services Agency)
- c. Present Resolution proclaiming the May 2011 "National Arthritis Awareness Month" in Santa Clara County. (Cortese)
- d. Present Resolution proclaiming May 15-21, 2011 as "Emergency Medical Services Week" including the designation of May 18, 2011 as "Emergency Medical Services for Children Day" in Santa Clara County. (Public Health Department)
- e. Present Resolution proclaiming May 6-12, 2011 as "National Nurses Week" and recognizing the work of all nurses in the Public Health Department. (Public Health Department)
- f. Present Resolution proclaiming April 30 through May 7, 2011 as "Affordable Housing Week" in Santa Clara County. (Yeager)

7. Present Certificates of Appreciation to Employees of the Month for May, 2011. (See Item No. 49)
 - a. Malorie Street, Attorney/Mental Health Specialist, Office of the Public Defender
 - b. Roberto Navarro, Deputy Sheriff/Detective, Office of the Sheriff
 - c. Santiago Llamas, Sheriff's Correctional Officer, Department of Correction
 - d. Ned Putt, Supervising Probation Officer, Probation Department
 - e. Mark Natividad, Management Analyst, Social Services Agency
 - f. Judy Davidson, Marriage and Family Therapist II, Department of Alcohol and Drug Services
 - g. Stephanie Kolakowsky-Hayner, Ph.D., Director of Rehabilitation Research, Santa Clara Valley Health and Hospital System
 - h. Request from Administration that presentation be held to June 7, 2011 for Dennis Johnsen, Chief Fire Investigator, Santa Clara County Fire Department

Board of Supervisors and Board Appointees

- * 8. Health and Hospital Committee report - moved to Consent, see Item No. 34A.
9. Accept report from County Executive.
10. Accept report from County Counsel on legal issues and closed session meeting of May 9, 2011.

Board Referrals

- 10A. Direct Administration to work with the United States Department of the Interior/National Park Service (NPS) on efforts to honor the legacy of Cesar Chavez and the farmworker movement in Santa Clara County, specifically seeking to

document, locate, interpret, and mark a planned Cesar Chavez trail connecting historic points of interest. (Shirakawa, Cortese)

Regular Agenda - Items for Discussion

11. Under advisement from the August 10, 2010 Board of Supervisors meeting (Item No. 14): Consider recommendations relating to a draft mandatory spay/neuter ordinance and/or other public safety measures for pit bull-type dogs in unincorporated Santa Clara County.

Possible action:

- a. Accept report relating to a draft mandatory spay/neuter ordinance and/or other public safety measures for pit bull-type dogs in unincorporated Santa Clara County.
- b. Introduction and preliminary adoption of Ordinance No. NS-300.843 amending Section B31-1 Subsection (q)(3), and Section B31-42 Subsection (d) and (e)(1) of the Santa Clara County Ordinance Code relating to Animals and Fowl Definitions and Potentially Dangerous Dogs. (Roll Call Vote to waive reading, Roll Call Vote to adopt)
- c. Approve voluntary measures that provide a multi-faceted approach to reducing the incidence of bites by aggressive dogs, including increased funding for the County spay/neuter program to expand “free” surgeries for large-breed dogs and to establish an educational pilot program in elementary schools relating to dog bite prevention.

OR

- d. Introduction and preliminary adoption of Ordinance No. NS-300.842 adding Sections B31-44 through B31-49 of the Santa Clara County Ordinance Code

relating to Mandatory Spay/Neuter of Pit Bulls in unincorporated Santa Clara County. (Roll Call Vote to waive reading, Roll Call Vote to adopt)

Housing, Land Use, Environment, and Transportation Committee considered item on April 19, 2011, and recommends approval of possible actions a, b, and c.

12. Approve recommendation from Administration to authorize expenditure of the remaining \$500,000 to support the work of Alvarez & Marsal at Valley Medical Center through June 30, 2011. (Office of the County Executive)
13. Held from April 26, 2011 (Item No. 59): Consider recommendations relating to Federal Aviation Administration (FAA) Airport Improvement Program (AIP) grants for Palo Alto Airport, Reid-Hillview Airport and South County Airport. (Roads and Airports)

Possible action:

- a. Authorize the Director, Roads and Airports Department, to submit Grant Application to the FAA, through the City of Palo Alto, relating to AIP grant funding for Palo Alto Airport Pavement Maintenance, in an amount not to exceed \$350,000 for Fiscal Year (FY) 2012.
- b. Authorize the Director, Roads and Airports Department to submit Grant Application to FAA relating to AIP grant funding for Reid-Hillview Airport Pavement Maintenance, in an amount not to exceed \$450,000 for FY 2012.
- c. Authorize the Director, Roads and Airports Department, to submit Grant Application to FAA relating to AIP grant funding for South County Airport Pavement Maintenance, in an amount not to exceed \$400,000 for FY 2012.
- d. Authorize the Director, Roads and Airports Department, to submit Grant Applications to the California Department of Transportation (Caltrans) for State matching funds upon receiving FAA AIP grant offers for any of the above applications, 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, 2012.
- e. Authorize the President to accept grant offers from the FAA and Caltrans.

14. Under advisement from April 26, 2011 (Item No. 59): Accept report relating to status of discussions with City of Palo Alto regarding the potential early termination of the lease between the City and the County for Palo Alto Airport. (Roads and Airports)
15. Consider recommendations relating to the County of Santa Clara assigning Will Lightbourne as an "Executive on Loan" to the State of California (State) for a specific time period. (Office of the County Executive)

Possible action:

- a. Ratify Agreement with the State relating to the assignment of Will Lightbourne to the State as an "Executive on Loan" for period May 9, 2011 through December 31, 2014, retroactive to May 2, 2011, that has been reviewed and approved by County Counsel as to form and legality.
 - b. Introduction and preliminary adoption of Salary Ordinance No. NS-20.11.03 amending Santa Clara County Salary Ordinance No. NS-20.11 relating to the compensation of employees to add one Director, Social Services Agency position in the Social Services Agency. (Roll Call Vote to waive reading, Roll Call Vote to adopt)
16. Consider recommendations relating to the Initial Vision Scenario, the recently released baseline scenario for the region's Sustainable Communities Strategy. (Department of Planning and Development)

Possible action:

- a. Accept the report.
- b. Provide comment or input on the Initial Vision Scenario or Detailed Alternative Scenarios.
- c. Approve submittal of reports to the Regional Agencies.
- d. Direct staff to return to the Board of Supervisors with an update and report upon the future release of the Detailed Alternative Scenarios.

17. Accept presentation relating to bond issuance. (Finance Agency)

Possible action:

Adopt Resolution authorizing the issuance of Oak Grove School District General Obligation Bonds (Election of 2008 Series B), in a principal amount not to exceed \$25,000,000 relating to financing the acquisition or improvement of property in the District. (Roll Call Vote)

18. Consider items previously removed from the Consent Calendar.

Closing

19. Announce date and time for closed session to discuss items noticed pursuant to the Brown Act.

Adjourn in Memoriam

Adjourn in honor and memory of Virginia Bischoff, Leonard Ely, and Gale Bunnell, Ed Pedrizzetti, Gayle Glines, and Pearl Caldwell.

CONSENT CALENDAR - Items will be considered under Item No. 5. Items removed from the consent calendar will be considered at the end of the morning session regular agenda.

- * 20. Approve Summary of Proceedings for April 18 and April 26, 2011, and minutes of April 18, 2011.

Health & Hospital System

- * 21. Approve the project, adopt plans and specifications, and authorize advertisement of Contract Documents for the Communications Infrastructure Cabling for Santa Clara Valley Medical Center Bed Building 1 (Project No. 200983032), and direct the Clerk

of the Board to open bids on Thursday, July 7, 2011, at 2:00 p.m., in the Office of the Clerk of the Board of Supervisors.

- * 22. Approve Agreement with Navigant Consulting relating to providing consulting services to carry out assessment and planning to prepare SCVHHS to comply with federal mandates concerning electronic transaction standards and disease and procedure code sets, in an amount not to exceed \$650,038 for the period of May 1, 2011 through December 2011, and that has been approved by County Counsel as to form and legality.

- * 23. Consider recommendations relating to Agreement with Supplemental Provider Services, Inc., to provide supplemental provider staffing services throughout Santa Clara Valley Medical Center (SCVMC).

Possible action:

- a. Approve Ninth Amendment with Supplemental Provider Services, Inc., relating to providing supplemental provider staffing in an amount not to exceed \$3,495,942 for period May 21, 2011 through November 20, 2011, that has been reviewed and approved by County Counsel as to form and legality.

- b. Authorize issuance of Request for Proposals relating to supplemental provider staffing services.

- * 24. Consider recommendations relating to submission of two applications for housing projects.

Possible action:

- a. Approve delegation of authority to the County Executive, or designee, to take any and all necessary or advisable actions relating to submission of a proposal to the California Department of Mental Health (DMH) and the California Housing Finance Agency (CalHFA) to fund the "Fourth Street Apartments" housing project to provide housing for mentally ill adults and/or families in the estimated amount of \$1,250,000 for period May 10, 2011 through September 30, 2011. Delegation of authority shall expire on September 30, 2011.

- b. Approve delegation of authority to the County Executive, or designee, to take any and all necessary or advisable actions relating to the submission of a proposal to the DMH and CalHFA to fund the "Palo Alto Family Housing" housing project to provide housing for mentally ill adults and/or families in the estimated amount of \$1,000,000 for period May 10, 2011 through September 30, 2011. Delegation of authority shall expire on September 30, 2011.

Public Health Department

- * 25. Approve delegation of authority to Director, Public Health Department, or designee, to negotiate, execute, amend, terminate, and take any and all necessary or advisable actions relating to Agreement with Trilogy Integrated Resources to provide Integrated Web-based Information and Referral Systems in an amount not to exceed \$340,000 and for a period not to exceed three years ending June 30, 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 June 30, 2014.

Employee Services Agency

- * 26. Introduction and preliminary adoption of Salary Ordinance No. NS-5.11.66 amending Santa Clara County Salary Ordinance No. NS-5.11 relating to the compensation of employees adding four unclassified Park Maintenance Worker Trainee positions in the Parks and Recreation Department. Positions shall expire on August 21, 2011. (Roll Call Vote to waive reading, Roll Call Vote to adopt.)
- * 27. Consider recommendations from Employee Services Agency relating to the Short Term Employment Program (STEP).

Possible action:

- a. Approve creation of the classification of STEP Worker - Extra-Help.
- b. Introduction and preliminary adoption of Salary Ordinance No. NS-5.11.65 relating to the compensation of employees adding the classification of STEP Worker - Extra-Help to the Salary Schedule of County of Santa Clara and adding Footnote No. 176 to the classification. (Roll Call Vote to waive reading, Roll Call Vote to adopt)

- * 28. Consider recommendations from Employee Services Agency relating to the Social Services Agency.

Possible action:

- a. Approve new job specifications for the classifications of Senior Financial Analyst, Financial Analyst II and Financial Analyst I.
- b. Introduction and preliminary adoption of Salary Ordinance NS-5.11.67 amending Santa Clara County Salary Ordinance No. NS-5-11 relating to the compensation of employees adding two Senior Financial Analyst or Financial Analyst II or Financial Analyst I positions in the Social Services Agency and amending the Salary Schedule to add the Senior Financial Analyst, Financial Analyst II, and Financial Analyst I classifications. (Roll Call Vote to waive reading, Roll Call Vote to adopt)

Board of Supervisors

- * 29. Announce travel for members of the Board of Supervisors and other elected officials as follows:

Supervisor Kniss will travel to Washington, D.C., to attend meetings with various Federal offices and attend the National Association of Counties (NACo) Large Urban County Caucus meeting from May 2-4, 2011; and, will travel to Chelan County, Washington, to attend the NACo Western Interstate Region Conference from May 18-20, 2011.

- * 30. Accept reports from members of the Board of Supervisors relating to meetings attended through May 3, 2011.
- * 31. Held from April 26, 2011 (Item No. 32): Accept report from the Children, Seniors, and Families Committee (CSFC) relating to meeting of March 16, 2011. (Cortese)

Possible action:

- a. Approve items 3-6 and 8-13 as Board information only.
- b. Consider recommendations relating to the coordination of drug testing services among Santa Clara County programs.
 1. Direct the Office of the County Executive to work with County departments that provide alcohol and drug testing services to standardize the number and type of panels and the frequency of drug testing to the greatest extent possible.
 2. Direct the Office of the County Executive to work with the Office of the County Counsel and the County departments that provide alcohol and drug testing services to further explore the issue of confidentiality rights and sharing of drug testing information.
 3. Direct the Office of the County Executive to provide a progress report at the September 2011 meeting of the Children, Seniors, and Families Committee.

* 32. Accept report from the Finance and Government Operations Committee (FGOC) relating to meeting of April 19, 2011. (Yeager)

Possible action:

- a. Accept report from the Management Audit Division relating to the review of the Santa Clara Valley Health and Hospital System Administration and Support Services. (FGOC Item 4)
 1. Approve the Finance and Government Operations Committee recommendations relating to the Management Audit of the Santa Clara Valley Health and Hospital System Administration and Support Services, as indicated in the audit matrix.
- b. Consider actions amending the approved budget for the Association of Bay Area Governments-Energy Upgrade California/Community Energy Program. (FGOC Item 6)
 1. Approve transfer of \$450,000 from the existing grant marketing budget to a "Rebates-for-Audits" project.

2. Approve transfer of \$50,000 from the existing grant marketing budget to an "Affordable Housing Energy Efficiency Rebate" project, to be collaboratively implemented by the Office of Sustainability and the Office of Affordable Housing.
 3. Authorize the Office of Budget and Analysis to adjust the FY 2012 Final Budget for the Offices of Sustainability and Affordable Housing to reflect the appropriate expense and reimbursement.
- c. Accept Audit Report, Comprehensive Annual Financial Report, Single Audit Report, and the Client Communication Letter of the County of Santa Clara for Fiscal Year ending June 30, 2010. (FGOC Item No. 23)
 - d. Accept Committee agenda items 5, 7-19, 21, 22, and 24-26 as Board information only.
- * 33. Held from April 26, 2011 (Item No. 33): Accept report from Board Delegate to the Metropolitan Transportation Commission relating to meeting of March 23, 2011. (Cortese)
- * 34. Accept report from the Housing, Land Use, Environment, and Transportation Committee (HLUET) relating to meeting of April 19, 2011. (Wasserman)

Possible action:

- a. Consider recommendations from the Department of Planning and Development on a request to reclassify an existing Senior Civil Engineer position to formally assign additional division level management and leadership responsibilities. (HLUET Item 7)
 1. Accept report.
 2. Approve, in concept, the reclassification of an existing Senior Civil Engineer position.
 3. Direct the Department of Planning and Development staff to work with the Employee Services Agency for implementation of the reclassification.

b. Adopt Resolution approving Agreement terminating Participating Agency Agreement with the City of San Jose for providing administration of the Unified Hazardous Waste and Hazardous Materials Management Program, and delegating authority to the Director, Department of Agriculture and Environmental Management, or designee, to implement the terms of Agreement, 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, 2012. (Roll Call Vote) (HLUET Item 11)

c. Accept Committee agenda items 6, 8, 9, 10, and 12 -14 as Board information only.

* 34A. Accept report from the Health and Hospital Committee relating to meeting of April 25, 2011. (Kniss)

Possible action:

Accept Committee agenda items 4 - 7 as Board information only.

County Executive

* 35. Adopt Resolution approving the election date change for Directors in the Cupertino Sanitary District to the same day as the Statewide General Election. (Roll Call Vote)

* 36. Consider recommendations relating to the Fiscal Year (FY) 2009 Buffer Zone Protection Program (BZPP) Grant.

Possible action:

a. Accept additional FY 2009 Buffer Zone Protection Program Grant award of \$5,820.

b. Approve Request for Appropriation Modification No. 182 - \$5,820 increasing revenue and expenditures in the Office of the County Executive. (4/5 Roll Call Vote)

- * 37. Consider recommendations relating to the Juvenile Justice Systems Collaborative (JJSC).

Possible action:

- a. Accept report describing the achievements of the JJSC over the past three years.
 - b. Adopt Resolution extending the term of the JJSC for a three-year period ending June 30, 2014; confirming the JJSC membership; and, approving delegation of authority to the County Executive, or designee, to negotiate and execute any grant application, agreements, or amendments, which have no budgetary impact, necessary to carry out the work of the JJSC, following approval by County Counsel as to form and legality. Delegation of authority shall expire on June 30, 2014. (Roll Call Vote)
- * 38. Adopt Resolution to declare real property at 4525 Union Avenue, San Jose (Assessor's Parcel No. 421-07-003) surplus and no longer required for County purposes. (Roll Call Vote)
 - * 39. Accept monthly status report on items referred to Administration for action or report back.

Procurement Department

- * 40. Consider recommendations relating to fluid milk and dairy products.

Possible action:

- a. Approve delegation of authority to Director of Procurement, or designee, to negotiate, execute, amend, terminate, and take any and all necessary or advisable actions regarding Agreement No. 5500001754 with Producers Dairy Foods, Inc., relating to providing fluid milk and dairy products in an amount not to exceed \$5,000,000 for period May 20, 2008 through May 31, 2013, 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 May 31, 2013.

- b. Approve delegation of authority to Director of Procurement, or designee, to issue a solicitation relating to providing fluid milk and dairy products which will result in an agreement for a three-year period, with the option to renew for two additional years. Delegation of authority shall expire May 31, 2013.

Boards & Commissions

- * 41. Announce appointments by individual Board members to various Boards and Commissions. (Standing Item)

Supervisor Wasserman appoints Marjorie Freedman to the Health Advisory Commission, seat number 11.

- * 42. Approve Board As-a-Whole appointments to various Boards and Commissions. (Standing Item)

- a. Supervisor Wasserman nominates Kimberly Nielsen to serve on the Child Abuse Council, seat number 9.

- b. Supervisor Wasserman nominates Diane Dean to serve on the San Martin Planning Advisory Committee, seat number 3.

- c. Supervisor Wasserman nominates Sandra Clifford to serve on the Airport Land Use Commission, seat number 2.

- * 43. Consider recommendations from the National Guard and Veterans Affairs Commission.

Possible action:

- a. Approve request for funding in an amount not to exceed \$500 for purchase of a United States 28-Star Flag of 1848 to be displayed at the County Government Center.

- b. Approve request for funding in an amount not to exceed \$150 to purchase two Guardsman of the Year awards.

44. Approve recommendations relating to resignations from Boards and Commissions.
 - a. Accept the resignation of Jean Ho from the Hsinchu County, Taiwan, Republic of China Sister-County Commission.
 - b. Accept the resignation of Marianne Alvarez from the Domestic Violence Council.

Law & Justice

- * 45. Consider recommendations relating to the transfer of budgetary responsibilities for the Domestic Violence Trust Fund.

Possible action:

- a. Approve recommendation to transfer budgetary responsibilities for the Domestic Violence Trust Fund from the Probation Department to the Office of the County Executive, Office on Women's Policy, effective July 1, 2011.
 - b. Authorize the Office of Budget and Analysis to adjust the Fiscal Year 2012 budget for the Probation Department to reflect the appropriate level of revenue and expenditure associated with the Domestic Violence Trust Fund annual activity.
- * 46. Approve Request for Appropriation Modification No. 168 - \$178,012, increasing revenue and expenditures in the Office of the Sheriff budget relating to the Northern California Regional Intelligence Center. (4/5 Roll Call Vote)

Department of Child Support Services

- * 47. Approve Appropriation Modification No.183 - \$55,500, increasing revenues and expenditures in the Department of Child Support Services budget for a special State-funded project. (4/5 Roll Call Vote)

Resolutions, Commendations and Memorials

- * 48. Resolutions, Commendations, and Memorials. (Roll Call Vote) (Standing Item)
- a. Adopt Resolution proclaiming May 15-21, 2011 as "National Public Works Week" in Santa Clara County. (Roads and Airports Department)
 - b. Adopt Resolution proclaiming May 15-21, 2011 as "Emergency Medical Services Week" including the designation of May 18, 2011 as "Emergency Medical Services for Children Day" in Santa Clara County. (Public Health Department)
 - c. Adopt Resolution commending Ted Bond for his dedicated service to the people of the County of Santa Clara as he retires from the Probation Department. (Probation Department)
 - d. Adopt Resolution proclaiming May 6-12, 2011 as "National Nurses Week" and recognizing the work of all nurses in the Public Health Department. (Public Health Department)
 - e. Adopt and Present Resolution proclaiming the month of May 2011 as "Foster Care Month" in Santa Clara County. (Social Services Agency)
 - f. Adopt Resolution commending Cynthia Ramirez for her dedicated service to the County of Santa Clara as she retires from the Employee Services Agency, Workers' Compensation Division. (Employee Services Agency)
 - g. Adopt Resolution commending Jim Burch as he receives the 2011 Avenidas Lifetime of Achievement Award, and for his incredible devotion to the community as an activist and leader for nearly 40 years.(Kniss)
 - h. Adopt Resolution commending Bill and Carolyn Reller as they receive the 2011 Avenidas Lifetimes of Achievement Award, and in recognition of their support of seniors. (Kniss)
 - i. Adopt Resolution commending Veronica Tincher as she receives the 2011 Avenidas Lifetimes of Achievement Award, and for her incredible service to the

League of Women Voters and to the community for more than 50 years. (Kniss)

- j. Adopt Resolution commending Jan Fenwick as she receives the 2011 Avenidas Lifetimes of Achievement Award, and for her exceptional commitment and support of many community nonprofit organizations. (Kniss)
- k. Adopt Resolution commending Betsy Collard as she receives the 2011 Avenidas Lifetimes of Achievement Award, and for being an inspiration to women in the workforce as well as promoting career self-reliance. (Kniss)
- l. Adopt Resolution commending Dick Henning as he receives the 2011 Avenidas Lifetimes of Achievement Award, and for his commitment to the craft of public speaking and honorable humanitarian work. (Kniss)
- m. Ratify Resolutions commending each of the fifteen cities within Santa Clara County for their participation in the "Let's Move Campaign." (Cortese)
- n. Adopt Resolution commending Officer Kenneth Brown for his outstanding contribution to the community and heartfelt service to the residents of Santa Clara County. (Cortese)
- o. Ratify Resolution, presented on May 1, 2011, commending Child Advocates of Silicon Valley for dedicated and philanthropic services to the public and promotion of a positive outlook on family and community. (Cortese)
- p. Adopt Resolutions proclaiming May 2011 as "Santa Clara County Buffalo Soldiers Awareness Month" and encourage the local and national efforts to celebrate and educate our community about the history and legacy of the Buffalo Soldiers. (Cortese)
- q. Adopt Resolution recognizing and commending the celebration of "Palestinian Cultural Day" in Santa Clara County, held on May 13, 2011, by the Palestinian Heritage Committee. (Cortese)
- r. Adopt Resolution proclaiming May 2011 as "National Arthritis Awareness Month" in Santa Clara County. (Cortese)
- s. Adopt Resolutions commending the following individuals from the service provider community that support Santa Clara County Juvenile Dependency

Court (SCCJDC): Laura Coscarelli, and Judith and Daniel Van Elderen for working tirelessly in support of family reunification in Santa Clara County. (Cortese)

- t. Adopt Resolutions commending the following parents from SCCJDC: Juan Cruz, Daniel Johnson, Veronica Poblano, Dana Lindsey-Shuster, and David Shuster for their remarkable efforts and dedication to their families. (Cortese)
- u. Adopt Resolution proclaiming April 30 through May 7, 2011 as "Affordable Housing Week" in Santa Clara County. (Yeager)
- v. Adopt Resolution proclaiming the May 10, 2011 as "Reunification Day" in Santa Clara County. (Cortese)

- * 49. Approve Certificates of Appreciation to Employees of the Month for May 2011. (See Item No. 7)

Department of Planning and Development Services

- * 50. Adopt Resolution amending certain existing fees and adopting new fees for services provided by or through the Department of Planning and Development. (Roll Call Vote)

Parks and Recreation Department

- * 51. Consider recommendations relating to the Live Oak and Toyon Improvements Project at Anderson Lake County Park.

Possible action:

- a. Adopt Resolution adopting Negative Declaration based on findings that the Negative Declaration was prepared in accordance with law and reflects the County's independent judgment and analysis; that the Board has considered the Negative Declaration and all comments received during the comment period; and, that there is no substantial evidence in the record that the Project will have a significant impact on the environment. (Roll Call Vote)

- b. Identify the Clerk of the Board and Parks and Recreation Department as the location and custodian of the documents or other material that constitute the record of proceedings upon which this decision is based.
- c. Approve the Project, adopt plans and specifications, and authorize advertisement of Contract Documents for the Live Oak and Toyon Improvements Project at Anderson Lake County Park and direct the Clerk of the Board to open bids on Thursday, June 9, 2011, at 2:00 P.M. in the Office of the Clerk of the Board of Supervisors.

* 52. Approve revised policies for the Historical Heritage Grant Program.

* 53. Accept Report on Bids for Construction of Anderson Visitor Center Project at Anderson Lake County Park.

Possible action:

- a. Award contract to DRP Builders, Inc. in the amount of \$3,163,500 with construction time of 390 calendar days.
- b. Approve encumbrance of an additional \$316,350 as Supplemental Work Allowance for a total encumbrance of \$3,479,850.
- c. Authorize Administration to issue Change Orders, as necessary, against the allowance for Supplemental Work and to approve modifications to the construction time.
- d. Ratify Addendum Nos. 1-3.
- e. Approve Request for Appropriation Modification No. 173 - \$1,000,000 transferring funds from the Park Charter Fund balance to the project account in the Parks and Recreation Department, Capital Improvement Program budget. (Roll Call Vote)

Department of Agriculture and Environmental Management

* 54. Adopt Resolution authorizing execution of Agreement No. 11-C00040 with the State

of California, Department of Pesticide Regulation, relating to providing pesticide use reporting services in an amount not to exceed \$18,972 for period July 1, 2011 through June 30, 2012, that has been reviewed and approved by County Counsel as to form and legality. (Roll Call Vote)

Roads & Airports

- * 55. Adopt Resolution summarily vacating a portion of Central Expressway in the City of Santa Clara. (Roll Call Vote)
- * 56. Adopt Resolution relating to maintained mileage of County highways in the County of Santa Clara. (Roll Call Vote)
- * 57. Adopt Resolution requesting the Metropolitan Transportation Commission to allocate Fiscal Year 2011-12 Transportation Development Act Article 3, Pedestrian/Bicycle Project Funding, including Findings and Project Application Form. (Roll Call Vote)

Facilities and Fleet

- * 58. Consider recommendations relating to the project for Tenant Improvements to the Mediplex Building, Project No. 263-CP11012

Possible action:

- a. Approve Project 263-CP11012, Tenant Improvements for the Mediplex Building.
- b. Approve Request for Appropriation Modification No. 181 - \$77,500 for the performance of tenant improvement work in the Mediplex Building at 725 E. Santa Clara Street, San Jose. (4/5 Roll Call Vote)

- * 59. Consider recommendations relating to Qualified Energy Conservation Bonds for energy efficiency projects.

Possible action:

- a. Adopt Resolution authorizing an application to the California Debt Limit Allocation Committee to permit the issuance of Qualified Energy Conservation Bonds for energy efficiency projects. (Roll Call Vote)
- b. Approve delegation of authority to the Director, Facilities and Fleet Department, or designee, to sign and submit the application to the California Debt Limit Allocation Committee for Qualified Energy Conservation Bonds for energy efficiency projects. Delegation of authority shall expire on August 12, 2011.

Vector Control District

- * 60. Consider recommendations relating to Santa Clara County Vector Control District Benefit Assessment.

Possible action:

- a. Approve the Preliminary Engineer's Report dated April 2011 for Fiscal Year 2012.
- b. Adopt Resolution of Intention of the Santa Clara County Vector Control District to Levy Assessments for Fiscal Year 2012, Preliminarily Approve the Engineer's Report, and Provide for Notice of Hearing for the Santa Clara County Vector Control District Mosquito, Vector and Disease Control Assessment. (Roll Call Vote)
- c. Authorize Clerk of the Board to set a public hearing to be held on Tuesday, May 24, 2011, at no earlier than 9:30 a.m., to consider proposed continuation of the assessment.

County Lighting Service Area

- * 61. Consider recommendations relating to the County Lighting Service Area (CLSA) Fiscal Year (FY) 2012 assessments.

Possible action:

- a. Accept CLSA Fiscal Year 2012 Preliminary Assessment Report and file the report with the Clerk of the Board of Supervisors.

- b. Authorize the Clerk of the Board to set Tuesday, June 7, 2011 at 9:30 a.m., as the date and time for a hearing to consider protests and objections to CLSA FY 2012 Preliminary Assessment Report and adoption of a Resolution approving CLSA assessments for FY 2012.

Final Adoption of Ordinances

- * 62. Final Adoption of Ordinance No. NS-517.77 adding Chapter XVII to Division B11 of Title B of the Santa Clara County Ordinance Code relating to the prohibition of free distribution of single-use carryout bags at retail establishments within unincorporated Santa Clara County. (Roll Call Vote)

- * 63. Final Adoption of Salary Ordinance No. NS-5.11.64 amending Santa Clara County Salary Ordinance No. NS-5.11 relating to the compensation of employees deleting one half-time Psychiatric Technician II or Licensed Vocational Nurse or Psychiatric Technician I position and adding one Cook I position and one Food Service Worker II position in the Mental Health Department. (Roll Call Vote)