

CALENDAR FOR THE BOARD OF SUPERVISORS
CONTRA COSTA COUNTY
AND FOR SPECIAL DISTRICTS, AGENCIES, AND AUTHORITIES GOVERNED BY THE BOARD
BOARD CHAMBERS ROOM 107, ADMINISTRATION BUILDING, 651 PINE STREET
MARTINEZ, CALIFORNIA 94553-1229

FEDERAL D. GLOVER, CHAIR, 5th DISTRICT
JOHN GIOIA, 1st DISTRICT
CANDACE ANDERSEN, 2nd DISTRICT
MARY N. PIEPHO, 3rd DISTRICT
KAREN MITCHOFF, 4th DISTRICT

DAVID J. TWA, CLERK OF THE BOARD AND COUNTY ADMINISTRATOR, (925) 335-1900

The Board of Supervisors respects your time, and every attempt is made to accurately estimate when an item may be heard by the Board. All times specified for items on the Board of Supervisors agenda are approximate. Items may be heard later than indicated depending on the business of the day. Your patience is appreciated.

AGENDA
January 22, 2013

9:00 A.M. Convene and adjourn to Closed Session in Room 101.

Closed Session Agenda :

A. CONFERENCE WITH LABOR NEGOTIATORS

1. Agency Negotiators: David Twa and Ted Cwiek.

Employee Organizations: Contra Costa County Employees' Assn., Local No. 1; Am. Fed., State, County, & Mun. Empl., Locals 512 and 2700; Calif. Nurses Assn.; Service Empl. Int'l Union, Local 1021; District Attorney's Investigators Assn.; Deputy Sheriffs Assn.; United Prof. Firefighters, Local 1230; Physicians' & Dentists' Org. of Contra Costa; Western Council of Engineers; United Chief Officers Assn.; Service Empl. Int'l Union United Health Care Workers West; East County Firefighters' Assn.; Contra Costa County Defenders Assn.; Probation Peace Officers Assn. of Contra Costa County; Contra Costa County Deputy District Attorneys' Assn.; and Prof. & Tech. Engineers, Local 21, AFL-CIO.

2. Agency Negotiators: David Twa and Ted Cwiek.

Unrepresented Employees: All unrepresented employees.

B. CONFERENCE WITH LEGAL COUNSEL--EXISTING LITIGATION (Gov. Code, § 54956.9(a))

1. Garabedian v. S.F. Bay Area Rapid Transit Dist., et al.
Alameda County Superior Court Case No. RG11575882.

9:30 A.M. Call to order and opening ceremonies.

*Inspirational Thought - "We are not makers of history. We are made by history." ~
Dr. Martin Luther King, Jr.*

CONSIDER CONSENT ITEMS (Items listed as C.1 through C.63 on the following agenda)
– Items are subject to removal from Consent Calendar by request of any Supervisor or on request for discussion by a member of the public. Items removed from this section will be considered with the Short Discussion Items.

PRESENTATIONS (5 Minutes Each)

PR. 1 PRESENTATION to declare January as "Slavery and Human Trafficking Prevention Month." (Supervisor Glover) (See C. 7)

SHORT DISCUSSION ITEMS

SD. 1 PUBLIC COMMENT (3 Minutes/Speaker)

SD. 2 CONSIDER Consent Items previously removed.

SD. 3 CONSIDER accepting an oral report from the County Administrator on the County's proposal to operate a Health Care Benefit Exchange Call Center.
(David Twa, County Administrator)

DELIBERATION ITEMS

D. 1 CONSIDER accepting year-end reports on the County's 2012 Federal and State legislative programs, adopting the 2013 Federal and State Legislative Platforms, and providing further direction to County staff regarding legislative advocacy efforts, as recommended by the Legislation Committee.

D. 2 CONSIDER reports of Board members.

11:00 A.M.

Contra Costa County 35th Annual Dr. Martin Luther King, Jr. Commemoration and Humanitarian of the Year Awards Ceremony.

Closed Session

ADJOURN in memory of long-time Brentwood resident, World War II Veteran, community leader and volunteer Jack Adams; and Bethel Island resident, community leader and Delta advocate Diane Shipway.

CONSENT ITEMS

Road and Transportation

- C. 1** ACCEPT the 2012 Semi-Annual Report of real estate acquisition acceptances dated July 1, 2012 to December 31, 2012 approved by the Public Works Director for the acquisitions of any interest in real property where the purchase price for the real property interest did not exceed \$50,000, Pinole, Brentwood and Bay Point areas. (No Fiscal Impact)
- C. 2** ADOPT Resolution No. 2013/51 approving and authorizing the Public Works Director, or designee, to partially close a portion of south bound lanes of Parker Avenue, on March 9, 2013 from 9:00 A.M. through 9:20 A.M., for the purpose of a Little League opening day parade, Rodeo area. (No Fiscal Impact)
- C. 3** APPROVE and AUTHORIZE the Public Works Director to execute the Temporary Soil Testing and Surveys Permit for biological and archeological surveys with Charles Erwin Richey and Diane Marie Richey, or their successor(s), et al (Property Owners), effective January 22, 2013 through December 31, 2013, for the Camino Tassajara Shoulder Widening 1.1 mi South of Highland Rd to Windemere Parkway Project, as recommended by the Public Works Director, San Ramon area. (60.5% South County Area of Benefit and 39.5% Highway Safety Improvements Program Funds)

Special Districts & County Airports

- C. 4** APPROVE and AUTHORIZE the Director of Airports, or designee, to execute on behalf of the County the Consent to Assignment of Lease between the County and the current tenant, REACH Air Medical Services, LLC, a California limited liability company, dated December 1, 2006, and Air Medical Group Holdings, Inc., a Delaware corporation. (No fiscal impact)

Claims, Collections & Litigation

- C. 5** DENY claims filed by Brant Caravantes, Dan Costa, and Kemper Independence Ins. for Mary Swigger.

Honors & Proclamations

- C. 6** ADOPT Resolution No. 2013/49 recognizing Colleen McCormick as the Lafayette 2013 Business Person of the Year, as recommended by Supervisor Andersen.
- C. 7** ADOPT Resolution No. 2013/67 declaring January as Slavery & Human Trafficking Prevention Month, as recommended by Supervisor Glover. (See PR. 1)

Ordinances

- C. 8** ADOPT Ordinance No. 2013-05 amending Section 33-5.413 of the County Ordinance Code to Exempt from the Merit System the classification of Labor Relations Manager-Exempt, as requested by the Human Resource Department. (No Fiscal Impact)

Hearing Dates

- C. 9** RECEIVE the 2012-2013 property tax administrative cost recovery report of the Auditor-Controller, FIX February 26, 2013 at 9:30 a.m. for a public hearing on the determination of property tax administrative costs, and DIRECT the Clerk of the Board to notify affected local jurisdictions of the public hearing and to prepare and publish the required legal notice and make supporting documentation available for public inspection, as recommended by the County Administrator.

Appointments & Resignations

- C. 10** APPOINT Kathy Gallagher to the First 5 Contra Costa Children and Families Commission, Employment and Human Services Director seat, as recommended by the County Administrator.
- C. 11** APPOINT Allan Tobias to the Emergency Medical Care Committee, District IV-alternate Seat as recommended by Supervisor Mitchoff.
- C. 12** ADOPT Resolution 2013/53 designating Sharon Hymes-Offord, Risk Manager, and Charity Nicolas, Assistant Risk Manager-Loss Control, as official representative and alternate, respectively, to act on behalf of Contra Costa County with regard to official matters of the California State Association of Counties (CSAC) Excess Insurance Authority (EIA), as recommended by the Risk Manager. (No Fiscal Impact)
- C. 13** APPOINT John Speakman and David Schweppe to the Emergency Medical Care Committee, as recommended by Supervisor Andersen.
- C. 14** APPOINT Anne Struthers to the County Service Area P-2B Citizens Advisory Committee, as recommended by Supervisor Andersen.
- C. 15** ACCEPT resignation of Sarah Vital on the County Connection Citizen's Advisory Committee, DECLARE vacant the Contra Costa County seat on the Committee, and DIRECT the Clerk of the Board to post the vacancy, as recommended by the County Administrator.

Appropriation Adjustments

- C. 16** Sheriff's Office (0255): APPROVE Appropriations and Revenue Adjustment No. 5045 authorizing new revenue in the amount of \$6,300 in the Sheriff's Office (0255) from AB1109 Civil Fees and appropriate it for the purchase of computer equipment for the Sheriff's Civil Unit. (100% AB1109 Civil fees)
- C. 17** Law Enforcement Capital Projects-Comm (0129)/Sheriff's Office (0255): APPROVE Appropriations and Revenue Adjustment No. 5050 authorizing new revenue in the amount of \$45,700 from Law Enforcement Capital Projects-Communications (0129) and appropriating it to the Sheriff's Office (0255) for the purchase and installation of two P2000 FM transceiver systems in each of the Sheriff's helicopters. (100% Law Enforcement Capital Project fund)
- C. 18** Sheriff's Narcotics Forfeitures (0252)/Fleet Services (0063)/Sheriff's Office (0255): APPROVE Appropriations and Revenue Adjustment No. 5049 authorizing the transfer of appropriations in the total amount of \$149,200 from the Sheriff Narcotic Forfeiture Fund (0252) to Fleet Services (0063) in the amount of \$80,000 and Sheriff's Office (0255) in the amount of \$69,200 for the purchase of five Harley-Davidson motorcycles and related equipment.

Personnel Actions

- C. 19** ADOPT Personnel Adjustment Resolution No. 21214 to increase the hours of one Library Assistant-Journey Level position (represented) from part-time (32/40) to full-time (40/40) in the Sheriff's Custody Services Bureau - Inmate Welfare Services - Inmate Libraries. (100% Inmate Welfare Fund)

Grants & Contracts

APPROVE and AUTHORIZE execution of agreements between the County and the following agencies for receipt of fund and/or services:

- C. 20** APPROVE and AUTHORIZE the Sheriff-Coroner, or designee, to apply for and accept a grant from the State of California Department of Boating and Waterways in an amount not to exceed \$638,249 for marine patrol and boating regulations enforcement for the period July 1, 2013 through June 30, 2014. (100% State; No County match)
- C. 21** APPROVE and AUTHORIZE the Sheriff-Coroner, or designee, to execute a contract with the City and County of San Francisco, including full indemnification of the City and County of San Francisco, to pay the County an amount not to exceed \$429,000 as part of the 2012 U.S. Department of Homeland Security, Urban Area Security Initiative (UASI) Grant for homeland security related projects within the County for the period December 1, 2012 through January 31, 2014. (100% Federal; No County match)

- C. 22** APPROVE and AUTHORIZE the Librarian, or designee, to apply for and accept a grant in the amount of \$20,000 from the National Endowment for the Arts to provide programming and materials for the period of September 1, 2013 through June 30, 2014. (No Library Fund match)
- C. 23** APPROVE and AUTHORIZE the Employment & Human Services Director, or designee, to execute a revenue agreement with California Department of Community Services and Development, including an indemnification clause, in an amount not to exceed \$1,359,356 for Low Income Home Energy Assistance Programs with a term January 1, 2013 through January 31, 2014. (No County match)
- C. 24** APPROVE and AUTHORIZE the Sheriff-Coroner, or designee, to apply for and execute an agreement to accept the Delta Interoperability Communications grant funds in the amount of \$329,593 from the State of California Department of Water Resources, and to make required grant assurances, for a three year period effective from the date of execution of the agreement. (100% State; No County match)
- C. 25** APPROVE and AUTHORIZE the Health Services Director, or designee, to execute an interagency agreement with Byron Union School District, to pay County an amount not to exceed \$40,000, to provide residential and school based day treatment and mental health services, for the period from July 1, 2012 through June 30, 2013. (No County Match)
- C. 26** APPROVE and AUTHORIZE the Health Services Director, or designee, to execute an interagency agreement with First 5 Contra Costa Children and Families Commission to pay County an amount not to exceed \$201,667, to provide mental health services for children, birth to six, and their caregivers in a substance abuse treatment setting for the period November 1, 2012 through June 30, 2013. (No County match)
- C. 27** APPROVE and AUTHORIZE the Health Services Director, or designee, to execute an agreement with the City of San Pablo to pay the County an amount not to exceed \$20,701, for the San Pablo Avenue Complete Street Project, for the period from August 1, 2012 through June 30, 2013. (No County match)
- C. 28** APPROVE and AUTHORIZE the Health Services Director, or designee, to accept, on behalf of the County, a grant award from Kaiser Permanente, to pay the County an amount not to exceed \$1,700, for Contra Costa Health Services to produce an instructional video, in English and Spanish, for Medi-Cal recipients, for the period from September 1, 2012 through August 31, 2013. (No County match)

- C. 29** APPROVE and AUTHORIZE the Health Services Director, or designee, to accept, on behalf of the County, a grant award from Sutter Health, to pay the County an amount not to exceed \$1,700, for Contra Costa Health Services to produce an instructional video, in English and Spanish, for Medi-Cal recipients, for the period from September 1, 2012 through August 31, 2013. (No County match)
- C. 30** APPROVE and AUTHORIZE the Health Services Director, or designee, to accept, on behalf of the County, a grant award from John Muir Health, to pay the County an amount not to exceed \$1,700, for Contra Costa Health Services to produce an instructional video, in English and Spanish, for Medi-Cal recipients, for the period from September 1, 2012 through August 31, 2013. (No County match)

APPROVE and AUTHORIZE execution of agreement between the County and the following parties as noted for the purchase of equipment and/or services:

- C. 31** APPROVE and AUTHORIZE the Conservation and Development Director, or designee, to execute a contract with Alta Planning + Design for an amount not to exceed \$185,915 to assist the Department of Conservation and Development in studying Olympic Boulevard corridor for the purpose of developing improved pedestrian and bicycle infrastructure, for the period December 1, 2012 through December 31, 2014. (100% Transportation for Livable Communities grant)
- C. 32** APPROVE and AUTHORIZE the Public Works Director, or designee, to execute a contract with Denalect, Inc., in an amount not to exceed \$275,000, for alarm system monitoring services, for the period from July 1, 2012 through June 30, 2015, Countywide. (100% General Fund)
- C. 33** APPROVE and AUTHORIZE the Health Services Director, or designee, to execute a contract amendment with Prism Services Group, LLC, effective October 31, 2012, to increase the payment limit by \$80,000, to a new payment limit of \$160,000 to allow the contractor to provide additional services through October 31, 2014. (100% Enterprise Fund III)
- C. 34** APPROVE and AUTHORIZE the Employment & Human Services Department Director, or designee to execute a contract amendment with First Baptist Church of Pittsburg to increase the payment limit by \$1,013,060 to a new limit not to exceed \$3,039,181 for Head Start Delegate Agency childcare services and to extend the term to January 1, 2012 through June 30, 2013. (100% Federal)
- C. 35** APPROVE and AUTHORIZE the Employment and Human Services Director, or designee, to execute a contract with The Tides Center in an amount not to exceed \$269,850 to provide management and oversight of the Family Justice Center for the Encourage Arrest and Enforcement of Protection Orders Project for the period January 1, 2013 through December 31, 2014. (100% Federal)

- C. 36** APPROVE and AUTHORIZE the Health Services Director, or designee, to execute a novation contract with Mental Health Management I, Inc. (dba Canyon Manor), in an amount not to exceed \$205,641, to provide mental health subacute care and treatment services, for the period July 1, 2012 through June 30, 2013, with a six-month automatic extension through December 31, 2013, in an amount not to exceed \$102,821. (100% Mental Health Realignment)
- C. 37** APPROVE and AUTHORIZE the Health Services Director, or designee, to execute a contract with BHC Sierra Vista Hospital, Inc., for its Sierra Vista Hospital, in an amount not to exceed \$250,000, to provide inpatient psychiatric hospital services for the period July 1, 2012 through June 30, 2013. (100% Mental Health Realignment)
- C. 38** APPROVE and AUTHORIZE the Health Services Director, or designee, to execute a contract with John Moranville, M.D., in an amount not to exceed \$274,400, to provide psychiatric services to mentally ill adult clients in Central County, for the period from January 1, 2013 through December 31, 2013. (100% Mental Health Realignment)
- C. 39** APPROVE and AUTHORIZE the Health Services Director, or designee, to execute a contract with Martha D. Newman in an amount not to exceed \$110,000, to provide consultation and technical assistance to Contra Costa Regional Medical and Health Centers with regard to the Delivery System Reform Incentive Plan, for the period December 15, 2012 through November 30, 2013. (100% Enterprise Fund I)
- C. 40** APPROVE and AUTHORIZE the Purchasing Agent, on behalf of Health Services Department, to execute an amendment to a purchase order with Curascript, to increase total amount from \$120,000 to \$250,000, for Nexplanon 68mg at Contra Costa Regional Medical and Health Centers, for the period October 1, 2012 to May 31, 2013. (100% Enterprise Fund I)
- C. 41** APPROVE and AUTHORIZE the Health Services Director, or designee, to execute a novation contract with Bay Area Community Resources, Inc., in an amount not to exceed \$365,813, to provide drug abuse prevention and treatment services, for the period July 1, 2012 through June 30, 2013, with a six-month automatic extension through December 31, 2013, in an amount not to exceed \$182,907. (88% Federal Primary Prevention Set-Aside, 12% State Comprehensive Drug Court Implementation)

- C. 42** APPROVE and AUTHORIZE the Health Services Director, or designee, to execute a novation contract with Bi-Bett, in an amount not to exceed \$2,600,826, to provide substance abuse prevention, treatment, and testing services, for the period July 1, 2012 through June 30, 2013 with a six-month automatic extension, in an amount not to exceed \$1,300,413, through December 31, 2013. (69% Substance Abuse Treatment and Prevention Block Grant; 11% California Work Opportunities and Responsibility to Kids, 11% Assembly Bill 109; 9% Behavioral Health Court Second Chance Act)
- C. 43** APPROVE and AUTHORIZE the Health Services Director, or designee, to execute a novation contract with Ujima Family Recovery Services, in an amount not to exceed \$1,663,516, to provide perinatal substance abuse treatment services, for the period July 1, 2012 through June 30, 2013, with a six-month automatic extension through December 31, 2013, in an amount not to exceed \$831,758. (88% Federal Perinatal Set-Aside, 12% Drug Medi-Cal)
- C. 44** APPROVE and AUTHORIZE the Health Services Director, or designee, to execute a novation contract with Bi-Bett in an amount not to exceed \$156,240, to provide alcohol program services for the CONREP program, for the period July 1, 2012 through June 30, 2013, with a six-month automatic extension through December 31, 2013 in an amount not to exceed \$78,120. (100% State CONREP Funding)
- C. 45** APPROVE and AUTHORIZE the Health Services Director, or designee, to execute a novation contract with Community Health for Asian Americans, in an amount not to exceed \$212,800, to provide youth, family, and community drug abuse prevention services, for the period July 1, 2012 through June 30, 2013 with a six-month automatic extension through December 31, 2013, in an amount not to exceed \$106,400. (100% Substance Abuse Primary Treatment Block Grant Youth Set-Aside)
- C. 46** APPROVE and AUTHORIZE the Health Services Director, or designee, to execute a contract with The Center for Common Concerns, Inc. (dba HomeBase), in an amount not to exceed \$189,050, to provide consultation and technical assistance to the Department with regard to the Homeless Continuum of Care planning and resource development, for the period October 1, 2012 through September 30, 2013. (47% Federal Medi-Cal Administrative Activities, 53% County General Funds)

Other Actions

- C. 47** ACCEPT the 2012 Annual Report from the Finance Committee, as recommended by the County Administrator.
- C. 48** ACCEPT Head Start Policy Council Bylaws for the Community Services Bureau as received by the Employment & Human Services Department.

- C. 49** AUTHORIZE the Auditor-Controller to transfer \$26,301 from Park Dedication Trust Fund account to the County Successor Agency to help fund completion of improvements to the Walden Green I park project located along the Iron Horse Corridor in the unincorporated Contra Costa Centre area, as recommended by the Director of Conservation and Development. (100% Park Dedication Trust Funds)
- C. 50** APPROVE amendments to Appendix A of the Mt. View Sanitary District's Conflict of Interest Code, as recommended by County Counsel.
- C. 51** APPROVE the amended Conflict of Interest Code for the Local Agency Formation Commission (LAFCO), as recommended by County Counsel.
- C. 52** ACCEPT the December 2012 update on the operations of the Employment and Human Services Department, Community Services Bureau, as recommended by the Employment and Human Services Department Director.
- C. 53** APPROVE and AUTHORIZE the Health Services Director, or designee, to execute an Unpaid Student Training Agreement with Bay Area Medical Academy, to provide supervised field instruction at Contra Costa Regional Medical Center and Health Centers for Contractor's EKG monitoring students, for the period November 1, 2012 through October 31, 2013. (No Fiscal Impact)
- C. 54** APPROVE and AUTHORIZE the Sheriff-Coroner, or designee, to execute a contract amendment with Trinity Services I, LLC., to recognize the change of the corporation's address from 1409 Somersville Road, Antioch CA., to 380 Scarlet Blvd., Oldsmar Florida, with no change to the contract term or payment limit. (No fiscal impact)
- C. 55** APPROVE and AUTHORIZE the Purchasing Agent to execute, on behalf of the Sheriff-Coroner, a purchase order with Rotocraft Support, Inc. in an amount not to exceed \$135,200 for the purchase and installation of radios in both Sheriff's Office helicopters. (100% Law Enforcement Capital Projects Fund)
- C. 56** APPROVE and AUTHORIZE the Health Services Director, or designee, to execute an execute an Unpaid Student Training Agreement with California State University, East Bay, to provide supervised field instruction at Contra Costa Regional Medical Center and Health Centers for Contractor's nursing students for the period January 1, 2013 through December 31, 2018. (No Fiscal Impact)
- C. 57** APPROVE and AUTHORIZE the Health Services Director, or designee, to execute an Unpaid Student Training Agreement with Diablo Valley College, to provide supervised field instruction at Contra Costa Regional Medical Center and Health Centers for Contractor's phlebotomy students, for the period January 1, 2013 through December 31, 2015. (No Fiscal Impact)

- C. 58** ACCEPT plan from Employment and Human Services Department regarding the 2013 Planning Calendar for Community Services Bureau for Head Start and Community Action programs, as recommended by the Employment and Human Services Director.
- C. 59** CORRECT the Board Order approved by the Board of Supervisors on November 6, 2012, (C.70) with California Shock Trauma Air Rescue, to change the contract term from July 1, 2012 through June 30, 2014, to January 1, 2013 through December 31, 2014, to reflect the intent of the parties, for the provision of air ambulance patient transport services as requested by County's Emergency Medical Services Division. (No County match)
- C. 60** APPROVE and AUTHORIZE the Auditor-Controller to make a deduction from special tax proceeds at the rate of \$0.09 per special assessment and credit that amount to the Assessor's account 1600-9607, pursuant to Board Resolution 84/332. (100% General Fund)
- C. 61** CORRECT the Board Order approved by the Board of Supervisors on November 6, 2012, (C.71) with Reach Air Medical Services, to change the contract term from July 1, 2012 through June 30, 2014, to January 1, 2013 through December 31, 2014 to reflect the intent of the parties, for the provision of air ambulance patient transport services as requested by County's Emergency Medical Services Division. (No County match)
- C. 62** CONTINUE the emergency action originally taken by the Board of Supervisors on November 16, 1999 regarding the issue of homelessness in Contra Costa County, as recommended by the Health Services Director.
- C. 63** REFER to the Finance Committee of the Board of Supervisors a review of On Call differentials for unrepresented employees, as recommended by the County Administrator.

GENERAL INFORMATION

The Board meets in all its capacities pursuant to Ordinance Code Section 24-2.402, including as the Housing Authority and the Successor Agency to the Redevelopment Agency. Persons who wish to address the Board should complete the form provided for that purpose and furnish a copy of any written statement to the Clerk.

Any disclosable public records related to an open session item on a regular meeting agenda and distributed by the Clerk of the Board to a majority of the members of the Board of Supervisors less than 72 hours prior to that meeting are available for public inspection at 651 Pine Street, First Floor, Room 106, Martinez, CA 94553, during normal business hours.

All matters listed under CONSENT ITEMS are considered by the Board to be routine and will be enacted by one motion. There will be no separate discussion of these items unless requested by a member of the Board or a member of the public prior to the time the Board votes on the motion to adopt.

Persons who wish to speak on matters set for PUBLIC HEARINGS will be heard when the Chair calls for comments from those persons who are in support thereof or in opposition thereto. After persons have spoken, the hearing is closed and the matter is subject to discussion and action by the Board. Comments on matters listed on the agenda or otherwise within the purview of the Board of Supervisors can be submitted to the office of the Clerk of the Board via mail: Board of Supervisors, 651 Pine Street Room 106, Martinez, CA 94553; by fax: 925-335-1913.

The County will provide reasonable accommodations for persons with disabilities planning to attend Board meetings who contact the Clerk of the Board at least 24 hours before the meeting, at (925) 335-1900; TDD (925) 335-1915. An assistive listening device is available from the Clerk, Room 106.

Copies of recordings of all or portions of a Board meeting may be purchased from the Clerk of the Board. Please telephone the Office of the Clerk of the Board, (925) 335-1900, to make the necessary arrangements.

Forms are available to anyone desiring to submit an inspirational thought nomination for inclusion on the Board Agenda. Forms may be obtained at the Office of the County Administrator or Office of the Clerk of the Board, 651 Pine Street, Martinez, California.

Applications for personal subscriptions to the weekly Board Agenda may be obtained by calling the Office of the Clerk of the Board, (925) 335-1900. The weekly agenda may also be viewed on the County's Internet Web Page:

www.co.contra-costa.ca.us

STANDING COMMITTEES

The **Airport Committee** (Supervisors Karen Mitchoff and Mary N. Piepho) meets on the fourth Monday of the month at 12:30 p.m. at Director of Airports Office, 550 Sally Ride Drive, Concord.

The **Family and Human Services Committee** (Supervisors Candace Andersen and Federal D. Glover) meets on the first Monday of the month at 1:30 p.m. in Room 101, County Administration Building, 651 Pine Street, Martinez.

The **Finance Committee** (Supervisors Federal D. Glover and John Gioia) meets on the second Monday of the month at 1:30 p.m. in Room 101, County Administration Building, 651 Pine Street, Martinez.

The **Internal Operations Committee** (Supervisors Candace Andersen and Karen Mitchoff) meets on the second Monday of the month at 9:00 a.m. in Room 101, County Administration Building, 651 Pine Street, Martinez.

The **Legislation Committee** (Supervisors Karen Mitchoff and Mary N. Piepho) meets on the first Thursday of the month at 11:00 a.m. in Room 101, County Administration Building, 651

Pine Street, Martinez.

The **Public Protection Committee** (Supervisors John Gioia and Federal D. Glover) meets on the second Monday of the month at 11:00 a.m. in Room 101, County Administration Building, 651 Pine Street, Martinez.

The **Transportation, Water & Infrastructure Committee** (Supervisors Candace Andersen and Mary N. Piepho) meets on the first Thursday of the month at 1:30 p.m. in Room 101, County Administration Building, 651 Pine Street, Martinez.

Airports Committee	February 25, 2013	12:30 PM	See above
Family & Human Services Committee	February 4, 2013	1:30 PM	See above
Finance Committee	February 11, 2013	1:30 PM	See above
Internal Operations Committee	February 11, 2013	9:00 AM	See above
Legislation Committee	February 25, 2013	10:00 AM	See above
Public Protection Committee	February 11, 2013	11:00 AM	See above
Transportation, Water & Infrastructure Committee	February 13, 2013	11:00 AM	See above

**PERSONS WHO WISH TO ADDRESS THE BOARD MAY BE LIMITED TO THREE
(3) MINUTES**

AGENDA DEADLINE: Thursday, 12 noon, 12 days before the Tuesday Board meetings.

Glossary of Acronyms, Abbreviations, and other Terms (in alphabetical order):

Contra Costa County has a policy of making limited use of acronyms, abbreviations, and industry-specific language in its Board of Supervisors meetings and written materials. Following is a list of commonly used language that may appear in oral presentations and written materials associated with Board meetings:

AB Assembly Bill
ABAG Association of Bay Area Governments
ACA Assembly Constitutional Amendment
ADA Americans with Disabilities Act of 1990
AFSCME American Federation of State County and Municipal Employees
AICP American Institute of Certified Planners
AIDS Acquired Immunodeficiency Syndrome
ALUC Airport Land Use Commission
AOD Alcohol and Other Drugs
ARRA American Recovery & Reinvestment Act of 2009
BAAQMD Bay Area Air Quality Management District
BART Bay Area Rapid Transit District
BayRICS Bay Area Regional Interoperable Communications System
BCDC Bay Conservation & Development Commission
BGO Better Government Ordinance
BOS Board of Supervisors
CALTRANS California Department of Transportation
CalWIN California Works Information Network
CalWORKS California Work Opportunity and Responsibility to Kids
CAER Community Awareness Emergency Response
CAO County Administrative Officer or Office
CCCFFD (ConFire) Contra Costa County Fire Protection District
CCHP Contra Costa Health Plan
CCTA Contra Costa Transportation Authority
CCRMC Contra Costa Regional Medical Center
CCWD Contra Costa Water District
CDBG Community Development Block Grant
CFDA Catalog of Federal Domestic Assistance
CEQA California Environmental Quality Act
CIO Chief Information Officer

COLA Cost of living adjustment
ConFire (CCCCPD) Contra Costa County Fire Protection District
CPA Certified Public Accountant
CPI Consumer Price Index
CSA County Service Area
CSAC California State Association of Counties
CTC California Transportation Commission
dba doing business as
EBMUD East Bay Municipal Utility District
ECCFPD East Contra Costa Fire Protection District
EIR Environmental Impact Report
EIS Environmental Impact Statement
EMCC Emergency Medical Care Committee
EMS Emergency Medical Services
EPSDT Early State Periodic Screening, Diagnosis and Treatment Program (Mental Health)
et al. et alii (and others)
FAA Federal Aviation Administration
FEMA Federal Emergency Management Agency
F&HS Family and Human Services Committee
First 5 First Five Children and Families Commission (Proposition 10)
FTE Full Time Equivalent
FY Fiscal Year
GHAD Geologic Hazard Abatement District
GIS Geographic Information System
HCD (State Dept of) Housing & Community Development
HHS (State Dept of) Health and Human Services
HIPAA Health Insurance Portability and Accountability Act
HIV Human Immunodeficiency Syndrome
HOV High Occupancy Vehicle
HR Human Resources
HUD United States Department of Housing and Urban Development
IHSS In-Home Supportive Services
Inc. Incorporated
IOC Internal Operations Committee
ISO Industrial Safety Ordinance
JPA Joint (exercise of) Powers Authority or Agreement
Lamorinda Lafayette-Moraga-Orinda Area
LAFCo Local Agency Formation Commission
LLC Limited Liability Company
LLP Limited Liability Partnership
Local 1 Public Employees Union Local 1
LVN Licensed Vocational Nurse
MAC Municipal Advisory Council
MBE Minority Business Enterprise
M.D. Medical Doctor
M.F.T. Marriage and Family Therapist
MIS Management Information System
MOE Maintenance of Effort
MOU Memorandum of Understanding
MTC Metropolitan Transportation Commission
NACo National Association of Counties
NEPA National Environmental Policy Act
OB-GYN Obstetrics and Gynecology
O.D. Doctor of Optometry
OES-EOC Office of Emergency Services-Emergency Operations Center
OPEB Other Post Employment Benefits
OSHA Occupational Safety and Health Administration
PARS Public Agencies Retirement Services
PEPRA Public Employees Pension Reform Act
Psy.D. Doctor of Psychology
RDA Redevelopment Agency
RFI Request For Information
RFP Request For Proposal
RFQ Request For Qualifications
RN Registered Nurse
SB Senate Bill
SBE Small Business Enterprise
SEIU Service Employees International Union
SUASI Super Urban Area Security Initiative
SWAT Southwest Area Transportation Committee
TRANSPAC Transportation Partnership & Cooperation (Central)
TRANSPLAN Transportation Planning Committee (East County)
TRE or **TTE** Trustee
TWIC Transportation, Water and Infrastructure Committee
UASI Urban Area Security Initiative
VA Department of Veterans Affairs
vs. versus (against)
WAN Wide Area Network
WBE Women Business Enterprise
WCCTAC West Contra Costa Transportation Advisory Committee



Contra
Costa
County

To: Board of Supervisors
From: David Twa, County Administrator
Date: January 22, 2013

Subject: Oral Update on the Health Care Benefit Exchange Proposal

RECOMMENDATION(S):

ACCEPT the oral report from the County Administrator regarding the County's proposal to the State of California to operate a Health Benefit Exchange Call Center, and, if awarded a contract, support the Employment and Human Services Department efforts to meet all the required deadlines to open the center.

FISCAL IMPACT:

No fiscal impact - informational only.

BACKGROUND:

The Board of Supervisors, at their meeting on December 4, 2012, gave the Employment and Human Services Department unanimous approval to submit a proposal to the State of California, California Health Benefit Exchange/California Covered, to operate a Health Care Benefits Exchange (HBEX) call center. On December 12, 2012 the Employment and Human Services Department, at the direction of the Board of Supervisors, submitted a response to a Request For Offers (RFO).

Contra Costa County's Employment and Human Services Department (EHSD) submitted a response to this RFO for multiple reasons, but the primary one is because we want to partner with the State and the Exchange in ensuring that expanded healthcare coverage is made available, in a user-friendly

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Dorothy Sansoe,
925-335-1009

By: , Deputy

cc:

BACKGROUND: (CONT'D)

fashion, to all eligible California residents. In addition, we believe that working with the Exchange would benefit not only EHSD in a variety of ways, but that participation would benefit the entire County.

Not only does the work of California Covered and the Exchange help to further the mission of the Employment and Human Services Department, but we believe that locating a service center in this county will be a boost to our economy. Of the eight counties in the Bay area, Contra Costa has been among those most hard hit by the economic downturn. At one point over the past 6 years our County's unemployment rate was over 12% and several cities within the County were particularly affected by job losses and foreclosures with even higher unemployment rates.

The Board of Supervisors has long seen the importance of and accepted a leadership role in financing and providing health care to county residents, regardless of their ability to pay for the costs of that care. This County has a lengthy history of owning and operating a public hospital and health clinics and it was the first county in California to own and operate its own health plan.

Two counties submitted responses to the RFO - Contra Costa and Stanislaus. The State has been meeting with both Counties regarding their submissions and the staff and administration has met with them twice to go over the proposal. The State representatives were also given a tour of the Medi-Cal Call Center in Antioch.

The proposal submitted by the Employment and Human Services Department is cost neutral to the County - no General Fund impacted is expected should Contra Costa County be awarded the contract.

On Friday, January 18, 2013, the Health Benefit Exchange/California Covered will announce their decision whether to partner with Contra Costa County, Stanislaus County, or to open State operated call centers only. The oral report to be given to the Board at their January 22, 2012 will inform the Board and the public about the decision, and if Contra Costa County is awarded a contract, request the Board's support in the Department's efforts to meet the deadlines to open the call center.

CONSEQUENCE OF NEGATIVE ACTION:

The Board and the public will not receive current information.

CHILDREN'S IMPACT STATEMENT:

Not applicable.



Contra
Costa
County

To: Board of Supervisors
From: Legislation Committee
Date: January 22, 2013

Subject: 2013 Federal and State Legislative Platforms and 2012 Year-End Legislative Activity Reports

RECOMMENDATION(S):

1. ACCEPT the Year-End reports on the County's 2012 federal and state legislative programs.
2. ADOPT the Contra Costa County 2013 Federal and State Legislative Platforms, as recommended by the Legislation Committee.
3. DIRECT the County Administrator to return to the Board of Supervisors, as necessary, to update the County's 2013 Legislative Platforms to reflect intervening legislative actions.
4. DIRECT the County Administrator to review legislation to identify bills that affect the County's adopted legislative platforms and to recommend appropriate positions on specific bills for consideration by the Legislation Committee and/or the Board of Supervisors.
5. AUTHORIZE Board members, the County's federal and state legislative representatives and the County Administrator, or designee, to prepare and present information, position papers and testimony in support of the 2013 Federal and State Legislative Platforms.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☒ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____
ABSENT _____ ABSTAIN _____
RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: L. DeLaney, 925-335-1097

By: , Deputy

cc:

FISCAL IMPACT:

No direct impact to the County from the acceptance of the Year-End reports and the adoption of the Legislative Platforms.

BACKGROUND:

Each January, Year-End reports are submitted to the Board of Supervisors on the County's federal and state legislative programs and activities for the prior calendar year. At the same time, the Board of Supervisors also considers the Federal and State Legislative Platforms for the upcoming year.

Year-End reports for 2012 were prepared by the County's federal advocates, Alcalde & Fay--represented by Mr. Paul Schlesinger, and by the County's state advocates, Nielsen Merksamer--represented by Ms. Cathy Christian and Mr. James Gross. Staff of the CAO's office, Ms. Lara DeLaney, and staff of the Department of Conservation and Development, Mr. John Cunningham, Mr. Steven Goetz, and Mr. John Greitzer, provided input into the development of the Year-End Reports and the Legislative Platforms, along with staff of Public Works and other affected departments. The public provided input into the development of the Platforms at the Legislation Committee meetings.

The Legislation Committee reviewed the Draft 2013 Federal and State Platforms at their meetings in November and December 2012 and recommend that the Board of Supervisors adopt the 2013 Proposed Platforms, as amended. (The Proposed State Platform was amended by staff to reflect updated information regarding the State Budget and to refine a policy proposal regarding Successor Housing Agencies.)

2012 FEDERAL LEGISLATIVE PROGRAM YEAR-END REPORT

Despite an increasingly partisan and immobilized Congress, as well as the continuing restrictions on earmarks, Alcalde & Fay were pleased to report that significant progress was made in 2012 on several federal fronts important to Contra Costa County.

In 2012, we were particularly proud of the fact that even with the prohibition on congressional earmarks, funding cuts in discretionary programs, and changes to the traditional systems by which funds are allocated to projects and municipalities, Alcalde & Fay worked with the County to secure federal funding for three different projects important to the County's federal agenda. These projects include the San Francisco to Stockton Channel Deepening, for which \$800,000 was included in the Army Corps of Engineers' FY 2012 Work Plan; the CREATES program (the Contra Costa Reentry Agenda to Empower and Ensure Safety), which was awarded \$750,000 in grant funding by the Department of Justice; and the Mount Diablo Mercury Mine Cleanup, which is almost certain to be funded out of an Army Corps of Engineers program for which the Senate has included \$1 million in its FY 2013 Appropriations bill.

In addition, Alcalde & Fay were pleased to help coordinate the schedule and prepare materials for the trip to Washington, D.C. by the Delta Counties Coalition in March 2012, which will again be undertaken in early February 2013. These trips are critical in establishing relationships with key officials in the Administration and in securing the high level of support from the Congressional Delegation which we have enjoyed on this most vital issue of importance to the County and the state.

Similarly, Alcalde & Fay were pleased to help coordinate the trip to Washington, D.C. in March by County Supervisors and senior staff. This trip was helpful to the County and to those in our Delegation, elsewhere on the Hill, and in federal agencies to whom our County officials articulated County needs and learned of ways in which the federal government might assist in helping to assure that these needs are met. These meetings were instrumental to our successful efforts in earning the DOJ CREATES grant.

Funding for Mt. Diablo Mercury Mine Clean-up

Alcalde & Fay and County staff continued to work this year toward securing federal funding in the amount of \$483,000 for clean-up of the Mt. Diablo Mercury Mine. Given the current moratorium on earmarks, we recognized that it would not be possible to secure a line-item appropriation for this important project. However, with the

language that we previously worked to include in the Statement of Managers accompanying the 2007 Water Resources Development Act (WRDA), which directed the Army Corps to give priority consideration to the Mt. Diablo project when allocating funds made available for the Remediation of Abandoned Mine Sites program (RAMS), we also recognized that any funding made available by the Appropriations bill for the general RAMS program is almost certain to be provided for our project.

We are pleased that the Senate Energy and Water Appropriations bill, at the County's request, includes \$1 million for the RAMS program. Even if this amount is reduced in Conference Committee, it appears likely that there will be sufficient funds to allow the Corps to provide the \$483,000 we have requested for the Mt. Diablo Clean-up. To set the County up for this apparent success, Alcalde & Fay helped develop the legislative strategy, secured meetings with pertinent congressional staff when County officials were in D.C. this spring, accompanied County personnel to the meetings, and then followed up with staff from the County's congressional delegation and the Appropriations Committees throughout the year.

In addition to these efforts, with the leadership of the authorizing committees in the Senate and House indicating their intention to move legislation early in the new 113th Congress authorizing programs and projects for the Army Corps of Engineers, Alcalde & Fay are working to include a provision in WRDA that would expand the scope of the RAMS program so that funding would be eligible for construction activities, and also increase the allowable federal share to 100% as necessary to provide the County with relief from the possibility of facing liability issues that could arise from its financial involvement with the clean-up.

State Criminal Alien Assistance Program (SCAAP)

SCAAP is designed to provide federal assistance to states and localities that incur costs for incarcerating undocumented aliens who are being held as a result of state and/or local charges or convictions. SCAAP reimbursements to states are calculated by using a formula that provides a relative share of funding to jurisdictions that apply and is based on the number of eligible criminal aliens incarcerated. On May 23, 2012, the Department of Justice (DOJ) opened the FY 2012 SCAAP application period. The announcement included a notification that they had modified the SCAAP reimbursement formula to discontinue reimbursements for inmates classified by Immigration and Customs Enforcement (ICE) as "unknown." Had this been in effect in 2010, the County would have received \$325,566 less in SCAAP funding. Alcalde & Fay notified the County of this proposed modification and, upon learning that the County opposed the change, Alcalde & Fay contacted our congressional delegation, including Senator Feinstein who serves on the Authorizing Committee and Appropriations Subcommittee with jurisdiction over SCAAP, requesting that they oppose this change. Alcalde & Fay also had conversations with the California State Association of Counties (CSAC) to help coordinate an effective strategy to beat back the proposal. Alcalde & Fay was pleased to notify the County that on September 11, DOJ announced it would postpone implementation of the new reimbursement formula by one year.

Despite the Administration requesting only \$70 million for SCAAP in its proposed FY 2013 budget, the House-passed CJS Appropriations bill would allocate \$165 million for SCAAP, and the bill approved by the Senate Appropriations Committee provides \$255 million. To maximize the County's receipts for this program, Alcalde & Fay have worked with members of our delegation, as well as with other Members of Congress, to maximize funding for this program when Congress resolves differences between the Senate and House bills.

Advocacy related to the Sacramento-San Joaquin Delta

Alcalde & Fay were pleased to work with County officials and staff in advocating with the federal government to achieve (and help develop) the County's objectives with regard to the Delta. Their efforts on the County's behalf have been in conjunction with other federal advocates working on behalf of their clients--other members of the Delta Counties Coalition (DCC). Moreover, they have assisted the County in playing a lead role within the DCC on developing and implementing Delta strategies as they relate to the Army Corps of Engineers.

During DCC trips to Washington, Alcalde & Fay secured meetings with senior Corps officials, in addition to coordinating scheduling for the DCC and arranging for a majority of the meetings that were scheduled with Congress and the Executive Branch. They have been the lead among DCC advocates with regard to work not just with the

Corps but with the House Committee on Transportation and Infrastructure, the Senate Committee on Environment and Public Works, the Senate and House Appropriations Committees, Senators Boxer and Feinstein, Congressmen Miller, McNerney, and Garamendi, and the Office of Management and Budget.

With Congress expected to advance a WRDA bill in the first session of the 113th Congress, authorizing programs and projects for the Army Corps, Alcalde & Fay would anticipate once again being tasked with securing a provision to authorize a substantial Corps investment in improving water infrastructure throughout the Delta. The groundwork for such a provision has certainly been set both with our congressional delegation and with the pertinent congressional committees.

Federal Grant Funding for County Projects

Over the past few years, Alcalde & Fay has worked with the County on several of its grant applications and shared some success in these efforts. Included among these applications were several of a large-scale, including those seeking funding from the Department of Transportation's TCSP, TIGER III and TIGER IV initiatives.

Alcalde & Fay also worked actively with the County on several grant applications submitted to the Department of Justice (DOJ). Most recently, they assisted the County on an application for funding from the DOJ Adult Offender Re-entry Demonstration Program for the County's CREATES (Contra Costa Reentry Agenda to Empower and Ensure Safety) project. During this process, Alcalde & Fay provided the County with a detailed evaluation and peer review of the application, designed to improve the submission and make it more competitive. They also worked to coordinate support for the project from the County's congressional delegation, securing letters from several Members that were submitted to DOJ in support of the application. Alcalde & Fay was pleased that the County was awarded a \$750,000 grant for its Adult Offender Re-entry Demonstration Program. Such positive outcome reflects not only the strong project offered by the County, but the collaborative efforts of those of us on the grant writing and review team to draft a strong and credible application that received high scores from the DOJ.

Funding for Water Projects

Alcalde & Fay were pleased to assist with the efforts to secure funding for several water projects, including:

1. As previously noted, \$800,000 was included in the FY 2012 Army Corps of Engineers' work plan for the Sacramento to Stockton (JF Baldwin) Ship Channel project
2. Senate FY '13 Appropriations bill includes \$2.5 million for San Pablo Bay and Mare Island Strait. The House includes \$2.413 million.
3. Senate FY '13 Appropriations bill includes \$2.5 million for Suisun Bay Channel dredging. The House includes \$2.413 million.

Levee Vegetation

In the post Hurricane Katrina environment, the Army Corps of Engineers revised its policy on levee maintenance and initiated a more vigorous enforcement regimen, insisting that vegetation be removed from levees to prevent their structural weakening and also to facilitate their inspection. Levees that are deemed to be in noncompliance would no longer be eligible for federal disaster assistance.

Working in conjunction with other interests around the State and nation, the County was part of a coalition that persuaded the Corps to provide for an exemption process that would allow levees to be excluded from this regimen. Most concerned entities believe that the relief the Corps has offered is insufficient, requiring an effort that would be very costly to undertake in terms of both time and money, and might require a level of sophistication that could be beyond the reach of some municipalities.

This is a matter that we will continue to monitor and work on in the coming year.

Each fall, the County Administrator's Office initiates the development of the coming year's State and Federal Legislative platforms by inviting members of the Board of Supervisors, Department Heads and key staff, and our federal advocate to provide recommended changes or additions to the current Platforms. On October 9, 2012, departments were invited to provide suggested changes to the Platforms by submitting input in writing. CAO staff incorporated all requested amendments to the Federal Platform in a draft document, "Draft 2013 Federal Legislative Platform." The Legislation Committee reviewed the draft document at its December 3, 2012 meeting and recommends its adoption to the Board of Supervisors. (*Attachment A, the Proposed 2013 Federal Legislative Platform.*)

The Proposed 2013 Federal Legislative Platform includes 12 funding needs identified for FFY 2014; 4 requests for the reauthorization of the federal transportation act; and 6 requests for the reauthorization of the Water Resources Development Act.

FEDERAL RELATED FUNDING NEEDS

Due to the ban on federal earmarks that was implemented for FFY 2011, appropriations for specific projects will likely not be included in budget bills for FFY 2013 or 2014. However, there is dissatisfaction among some congressional members with the ban. Therefore, while it is unlikely that appropriations requests will be considered in budget bills for FFY 2014, the year for which the County identifies its federal funding needs, the County should nevertheless express its federal funding needs to its congressional delegation.

In addition, because the federal transportation bill enacted as a replacement to SAFETEA-LU was only a two-year bill, Congress could start work in 2013 on a longer-term reauthorization bill that could include earmarks—and the County should be prepared for that. Therefore, our federal advocate, Alcalde & Fay, recommends that we identify specific projects, whether transportation or other, that tells our delegation what our federal needs are, helps us identify specific federal programs for which we need to seek program increases or, at least, protect against cuts, and helps the County look for federal grants to address the specified needs.

Changes from the 2012 Federal Platform:

- Rename the section from "Federal Appropriations Requests" to "Federal Related Funding Needs" in recognition of the ban on earmarks.
- Minor text changes to various projects, updating funding needs and project descriptions.
- Removal of project #13: Grayson & Murderer's Creeks. A federal study has determined that there is not federal interest in continuing the project due to an insufficient benefit-cost ratio. A locally-focused, sub-regional project will be pursued with the City of Pleasant Hill.

REAUTHORIZATION OF FEDERAL TRANSPORTATION ACT

After months of delay and uncertainty surrounding the prospects for a new long-term transportation reauthorization bill, the House and Senate came to an agreement this past year on a two-year highway and transit package (HR 4348). The bill, called the Moving Ahead for Progress in the 21st Century Act (MAP-21), authorizes federal transportation investment through September 30, 2014.

All told, the new transportation bill is expected to cost roughly \$120 billion. Highway and transit formula programs will continue to be funded with contract authority, meaning the programs are insulated from the uncertainty of the annual appropriations cycle. Transit new starts, research programs, and administrative expenses will continue to be funded through the federal general fund via the appropriations process. Under MAP-21, about 60 programs are either eliminated or consolidated into the following four "core" programs: the National Highway Performance Program; STP; CMAQ; and, HSIP.

Because MAP-21 will expire at the end of FFY 2014, it is possible that Congress will take up the development of a

new bill or consider the extension or reauthorization of MAP-21 in 2013. Therefore, staff recommends that the County continues to advocate for its federal transportation project and program needs as identified.

Changes from the 2012 Federal Platform:

- Minor text changes.

REAUTHORIZATION OF WATER RESOURCES DEVELOPMENT ACT (WRDA)

Changes from the 2012 Federal Platform:

- Minor text changes to project #2 Mt. Diablo Mercury Mine.
- Addition of a new project request: #6: Walnut Creek, Select Deauthorization - The Contra Costa County Flood Control and Water Conservation District is seeking to deauthorize the downstream portion of the Army Corps' Walnut Creek project. The Flood Control District has been working with the Corps since 2002 on a Feasibility Study to re-evaluate and modify the lower portion of the Walnut Creek channel. Deauthorization of a select portion of the Corps' Walnut Creek project would allow the Flood Control District to move forward with a more cost effective modification project than through the Corps process to modify this same portion of the channel. (p. 7)

APPROPRIATIONS AND GRANTS SUPPORT POSITIONS

Changes from the 2012 Federal Platform:

- Minor text changes.

2013 FEDERAL PLATFORM POLICY POSITIONS

Changes for the 2013 Federal Platform:

- Text change to Community Development Block Grant and HOME Programs policy: "The County's ability to continue funding to a variety of nonprofit agencies that provide critical safety net services to lower income residents, including financing the development of affordable housing, is threatened by further cuts as part of the Budget Control Act (Act) passed by Congress in July 2011. The Act established mandatory spending caps on most federal programs through 2021, and arranged additional across-the-board annual spending cuts to federal defense and non-defense discretionary (NDD) programs over this same period. Included in non-defense discretionary programs are critical local government oriented programs including the CDBG and HOME programs. These programs are successful and productive, leveraging significant funding from non-federal sources to help spur economic development. The County agrees that reducing the federal deficit is an important component of achieving long-term national economic stability, but targeting solely NDD programs like the CDBG and HOME programs will not achieve significant reductions and will hinder the County's ability to provide critical services to its most vulnerable populations. The County will continue to oppose any further reductions in the CDBG and HOME programs as part of the Budget Control Act or any other means." (p. 12)
- Add policy: "Levee Restoration and Repair – The County will support legislation such as H.R. 6484, the SAFE Levee Act (Garamendi, CA 10th), which will authorize the U.S. Department of the Interior to invest in Delta levee repairs, for all levees that are publicly owned or publicly maintained. The bill also requires a cost-benefit analysis for the tunnel project being planned as part of the Bay-Delta Conservation Plan." (p. 15)
- Text change to San Luis Drain policy to add: "A federal court ruling found that Reclamation does not have to build the Drain, but simply has to provide some way of dealing with the contaminated agricultural runoff water. However, that ruling is under challenge in the 9th Circuit Court of Appeals by water interests who want the Drain built." (p. 17)
- Add policy: "State Criminal Alien Assistance Program (SCAAP) (p. 17) – On May 23rd, the Department of Justice (DOJ) announced a change in the State Criminal Alien Assistance Program (SCAAP) that will prohibit SCAAP funds from being used to reimburse localities for foreign-born criminal aliens housed in jails that have been classified as "unknown inmates" by the Department of Homeland Security's Immigration and Customs

Enforcement (ICE) agency. This is a significant change to the SCAAP reimbursement formula and will heavily impact counties across the nation.

The County will support the rescinding of this decision and a reinstatement of the previous reimbursement practice, which would more equitably reimburse jurisdictions for the costs of housing undocumented individuals, including those inmates whose status may be unknown to the Department of Homeland Security.

SCAAP provides much needed partial reimbursement assistance to states and localities for the costs associated with the detention and incarceration of undocumented criminal aliens convicted of state and local offenses who have been incarcerated for at least four consecutive days. Although it is the federal government's responsibility to protect and secure the nation's borders, counties incur millions of dollars in un-reimbursed expenses each year as a result of housing undocumented immigrants that violate state or local laws. Additionally, counties are often times responsible for processing and prosecuting illegal aliens, and, in many cases, must provide medical care and other services to these individuals.

As a result, a disproportionate share of the criminal justice-related costs associated with illegal immigration impacts county governments, and SCAAP related costs to local jurisdictions continue to rise. In past years, DOJ's Bureau of Justice Assistance (BJA) has provided reimbursement credit to states and localities that have incurred costs for detaining individuals whom they believe to be undocumented criminals; in doing so, the agency has acknowledged the fact that undocumented individuals constitute a high percentage of foreign-born inmates of unknown immigration status because these individuals—who have never before been apprehended and screened by federal immigration agents—will not be in any federal immigration database.

By proceeding with the modified payment methodology, BJA would be unilaterally eliminating reimbursement for a significant portion of undocumented inmates in local jail systems, and future SCAAP awards to many local governments would likely be reduced by more than 50 percent nationwide. This added burden will put additional strains on already tight county budgets."

2012 STATE LEGISLATIVE PROGRAM YEAR-END REPORT

2012-13 STATE BUDGET SUMMARY

When Governor Brown released his proposed 2012-13 budget in January 2012, the Department of Finance projected a General Fund shortfall of approximately \$9.2 billion. By May, the revised budget reflected a deficit increase of \$6.5 billion over the January projections for a total of \$15.7 billion. The increased budget deficit was attributed to lower than anticipated tax revenues, increased costs to fund K-12 education, as well as court rulings and federal government determinations that prevented implementation of previous budget reductions.

Governor Brown signed the 2012-13 Budget Act on June 27, 2012, three days before the fiscal year began on July 1. To close the \$15.7 billion budget deficit and adopt a nearly \$1 billion reserve, the enacted budget relied on spending reductions, tax increases and other solutions which included the passage of the Governor's proposed tax initiative. That proposed measure combined the so-called Millionaire's Tax with the Governor's original tax proposal, the Schools and Local Public Safety Protection Act (Proposition 30 on the November, 2012 General Election Ballot). It included a temporary quarter cent increase in the state sales tax for four years and increases the personal income tax for seven years on taxpayers earning more than \$250,000. The Administration estimated that the measure will generate approximately \$8.5 billion in new revenues in 2012-13, with \$2.9 billion in funding for schools and community colleges and a net increase of \$5.6 billion in General Fund revenues.

If voters had rejected the Governor's initiative, there would have been \$6.1 billion in "trigger" cuts going into effect on January 1, 2013. The trigger cuts would have primarily impacted education, both K-12 and higher education, including \$50 million in reductions to developmental services. The budget did not specify how the remaining \$2.4 billion would be absorbed.

PENSION REFORM

In the last hours of the 2012 Session, the Legislature approved AB 340 (Furutani-D), the Public Employee Pension Reform Act of 2013 (PEPRA). Signed by the Governor, PEPRA applies to all public employers and public pension plans on and after January 1, 2013. Excluded from the PEPRA requirements are the University of California and stand-alone, independent retirement plans offered by charter cities and counties that do not participate in the California Public Employees' Retirement System (CalPERS) or one of the 1937 Act County Retirement Systems. Any plans approved by voters prior to the implementation of the PEPRA are not impacted. The PEPRA, among other provisions, caps pensionable salaries, establishes equal sharing of pension costs, rolls back retirement ages and formulas, eliminates most double dipping, and eliminates pension "spiking."

The Governor also signed AB 197 (Buchanan-D) which provides some technical clean-up to AB 340, clarifying provisions on member cost sharing and what constitutes compensation earnable income in calculating pension benefits.

The two bills represent a significant change in pension law for both newly-hired state and local employees covered by PERS, as well as newly-hired employees of 1937 Act counties with separate retirement systems.

The County's sponsored pension reform proposal to implement recently negotiated collective bargaining agreements (SB 1494 – DeSaulnier-D) was held on the Senate floor and was superseded by these statewide pension reform bills.

REDEVELOPMENT

Budget Trailer Bill AB 1484, signed into law by the Governor on June 27, 2012, modifies certain provisions within ABX1 26 (Ch. 5, 2011), which dissolved the redevelopment agencies. AB 1484 addresses policies relating to the transfer of housing responsibilities associated with dissolved redevelopment agencies (RDAs) and redefines the term "housing asset." AB 1484 is very controversial as it gives the Department of Finance the ability to require withholding of successor agency's property and sales tax when there is a dispute over any particular claim.

On September 24, 2012, the League of California Cities filed a lawsuit in the Sacramento County Superior Court challenging AB 1484. The lawsuit contends that AB 1484 contains a property and sales tax "claw-back" and that other provisions violate the California State Constitution, including both Proposition 1A (2004) and Proposition 22 (2010).

The Legislature sent to the Governor several measures proposing alternatives to redevelopment financing mechanisms for a variety of community development activities. The Governor vetoed four, stating that they were premature since the winding down of redevelopment was not yet complete. AB 345 (Torres-D) reformed, beginning January 1, 2018, how redevelopment agencies spend their funds for low-income housing; AB 2144 (Perez, J.-D) allowed cities and counties to create Infrastructure Financing District (IFDs); SB 214 (Wolk-D) removed the voter approval requirement for a city or county to create an IFD, to issue bonds, and to set the appropriation limit; and SB 1156 (Steinberg-D) created the "Sustainable Community Investment Authorities," allowing cities and counties to finance specified activities within a sustainable communities investment area. The Governor did, however, sign AB 1585 (Perez, J.-D) which allows the Department of Housing and Community Development to award \$50 million in infill and transit-oriented development programs.

STATE RESPONSIBILITY AREA FEES

The "fire tax" (Budget Trailer bill ABX1 29), signed into law in 2011, imposed a tax on all habitable properties located within a State Responsibility Area (SRA). The tax is \$150 for most properties. However, if a property owner already pays other taxes or assessments, then the tax is reduced to \$115. Although there were several attempts to repeal the tax – a referendum sponsored by Senator Ted Gaines (R); AB 1506 (Assembly Member Kevin Jeffries-R) to repeal the SRA fee; and AB 2474 (Assembly Member Wes Chesbro-D) establishing an equitable implementation rate schedule – none was successful.

Under the authorizing emergency regulation approved by the Board of Forestry and Fire Prevention (Board), the Board of Equalization (BOE) has begun sending out bills for the new fire fee. The fee bills have generated numerous

complaints as many residents already pay local taxes for fire services and see the fee as an unreasonable tax. The Howard Jarvis Taxpayers Association just filed a lawsuit in Superior Court in Sacramento challenging the validity of the SRA fee. The class action complaint was filed against the Board and the BOE challenging the constitutionality of the fee on the grounds it is a tax that required a two-thirds vote in the Legislature but was approved only by a simple majority. Meanwhile, the Board is in the process of making permanent the emergency regulation that will continue the implementation of the SRA Fee program and scheduled a public hearing December 5, 2012.

REALIGNMENT

The 2011 Public Safety Realignment Plan to move low-level offenders from state prisons to county facilities to comply with the US Supreme Court's order to reduce prison overcrowding has been in effect for one year. The California Department of Corrections and Rehabilitation (CDCR) have proclaimed that "realignment is good policy and it's working." The success for counties, however, is varied, as is the approach each county is taking to implement realignment. Counties are using recently distributed grant funds to handle the transition and are working on developing the policies and procedures to implement public safety realignment at the local level. Whether legislative tweaks will be necessary will clearly depend on the success of this effort.

At its inception, funding for realignment was dependent on an annual legislative budget authorization. The necessary 2/3 vote from the Legislature to provide constitutional protection for realignment funding was not possible, especially given that there was opposition to public safety realignment from many in the Republican caucus. Guaranteed funding for realignment was contained in the Governor's proposal, Proposition 30, which also contained the Governor's proposed temporary tax increase. The CSAC-proposed constitutional amendment to guarantee realignment funding (for which Nielsen Merksamer served as counsel to CSAC) was dropped at the beginning of 2012 at the request of the Governor, who did not want competing measures, particularly given considerable fundraising challenges. If Proposition 30 had not been approved by the voters in the November 2012 election, realignment funding would have continued to be dependent on the annual state budget process.

CAP AND TRADE

AB 1532 (Perez) authorizes funds generated by the auction of "cap and trade" credits to be spent on projects promoting clean energy, low-carbon transportation, natural resource protection, and for research, development and deployment of innovative technologies to promote cleaner air. The legislation requires the Air Resources Board to develop an expenditure plan for the revenues. Staff is working with and monitoring the coalition engaged in the development of the plan. Members include the California Association of Counties, League of Cities, Transportation California and the California Alliance for Jobs.

LEGISLATIVE ADVOCACY

Throughout the entire legislative session, Nielsen Merksamer were actively engaged in representing the County's legislative positions and participated extensively in the budget process to ensure an appropriate response to statewide issues affecting county government.

In addition to reviewing all of the measures the lawmakers introduced, Nielsen Merksamer and County staff actively monitored 53 bills to ensure they were not amended to negatively impact the County. We also followed 57 bills pertaining to the Delta and water. We remain extremely active in responding to bills affecting the Delta in conjunction with the Delta Counties Coalition.

2011 CARRY-OVER LEGISLATION

Ten measures from the 2011 legislative session on which the Contra Costa County Board of Supervisors took positions were carried over to the 2012 session. Of the four signed by the Governor, the County supported three and opposed one. Two were vetoed by the Governor; one the County supported and one it opposed. Four measures the County supported failed to reach the Governor.

Signed by Governor

- AB 296 (Skinner-D) Department of Transportation – Paving Materials (Support)

This measure requires the State Environmental Protection Agency to develop a definition for the term Urban Heat Island Effect (UHIE), and upon completion of an UHIE index, to develop a standard specification for sustainable or cool pavements. The bill also requires the State Building Standards Commission to consider incorporating a standard specification for sustainable cool pavement that this bill would require the Department of Transportation to develop in the Cool Pavements Handbook as additional strategies for heat island effect.

- AB 792 (Bonilla-D) Health Care Coverage – Health Benefit Exchange (Support)

This measure requires a court, upon the filing of a petition for dissolution of marriage, nullity of marriage, or legal separation to provide a specified notice informing the petitioner and respondent they may be eligible for coverage through the Health Care Exchange or Medi-Cal. The bill also requires health care service plans and insurers to provide the same notice to individuals who have ceased to be enrolled in individual or group coverage and requires the same notification to an adoption petitioner.

- AB 845 (Ma-D) Solid Waste – Place of Origin (Oppose)

This measure prohibits an ordinance enacted by a city or county from otherwise restricting or limiting the importation of solid waste into a privately owned solid waste facility in that city or county based on place of origin. The bill provides this prohibition does not require such facility to accept certain waste or to abrogate certain agreements, and does not prohibit a city, county or regional agency from requiring the facility to guarantee permitted capacity to a host jurisdiction, or supersede or affect land use authority.

- AB 890 (Olsen-R) Environment – CEQA Exemption – Roadway Improvement (Support)

This measure exempts from provisions of the California Environmental Quality Act concerning environmental impact reports, a project or activity to repair, maintain, or make minor alterations to an existing roadway if the project or activity is carried by a city or county to improve public safety meeting specified requirements. The bill requires a local agency that approves and determines to carry out the project to file a specified notice with the Office of Planning and Research and with the county clerk of the project county.

Vetoed by Governor

- SB 214 (Wolk-D) Infrastructure Financing Districts – Repeal Approval (Support)

This measure would have recast the provisions governing infrastructure financing districts. The bill would have eliminated the requirement of voter approval for creation of the district and bond issuance and authorized the legislative body to create the district. In addition, the bill would have authorized a newly created public financing authority to adopt the infrastructure financing plan and issue bonds by resolution and authorized adoption of joint powers agreements with affected taxing entities.

- SB 744 (Wyland-R) Water Submeters – Testing (Oppose)

This measure would have provided that any water submeter tested by equipment that is calibrated by tests traceable to specified standards shall be deemed to be sealed and approved for commercial use, if the submeter satisfies certain criteria. The bill would also have provided that no submeter shall be considered to have been put into service prior to its installation if the submeter is to be used in a multiunit residential structure. The bill would have required notification to the county sealer that a meter is placed in service and authorized testing by the county sealer.

Failed Passage

- AB 931 (Dickinson-D) Environment – CEQA Exemption (Support)

The bill attempted to amend CEQA by exempting infill housing projects from meeting a community level environmental review. The scope of the bill exempted residential units, including projects that may be used for neighborhood-serving goods, services, or retail uses to a level that does not exceed a specified percentage of the building square footage and instead authorized the use of a sustainable communities environmental assessment or modified environmental impact report for a transit proximity or employment priority project.

- AB 1095 (Buchanan-D) Sacramento-San Joaquin Delta Reform Act – Actions (Support As Amended)

This measure would have revised the definition of covered actions under the Sacramento-San Joaquin Delta Reform Act of 2009 and the Johnston-Baker-Andal-Boatwright Delta Protection Act of 1992 to exclude a project or portion thereof with the Delta's secondary zone that complies with a local general plan, and revised such definition under the State Environmental Quality Act regarding any existing drinking water, stormwater, or wastewater, treatment, and a flood control project within the Delta's secondary zone.

- SB 301 (DeSaulnier-D) Managed Care Plan Tax – Healthy Families Program (Support As Amended)

This bill proposed to extend the tax on the total operating revenue of Medi-Cal managed care plans under the Medi-Cal program. The bill would also have extended the signature requirements for returns that report such tax and repealed the provisions of existing law that requires the transfer of Healthy Families Program enrollees into the Medi-Cal program.

- SB 703 (Hernandez, E. –D) Health Care Coverage – Basic Health Program (Support)

This bill would have established a Basic Health Program to be administered by the State Department of Health Care Services and required entering into a contract with the federal government to implement the program. The bill specified the duties relative to the eligibility, premiums, and the selection of health plans.

REVIEW OF 2012 LEGISLATION

The Contra Costa County Board of Supervisors sponsored one measure and took positions on 24 bills in 2012. The County supported 13 bills, supported one in concept, and supported one Resolution. Of these measures, six were signed by the Governor, one was vetoed by the Governor, five failed passage. The measure which was supported in concept failed passage, and the resolution was adopted. The County opposed seven bills, of which one was signed by the Governor, one was vetoed by the Governor, and five failed to pass the Legislature. The County also took a "watch" position on two bills, one was signed by the Governor and one failed passage. In addition, there was one bill the County monitored but determined to stay neutral as a result of actions taken in 2011.

Sponsored Legislation – Held on Senate Floor

- SB 1494 (DeSaulnier-D) County Employees' Retirement – Contra Costa County (Sponsor)

This bill would have authorized the Contra Costa County Board of Supervisors to negotiate with specified recognized employee organizations representing general members to subject general members to a specified age formula, known as Tier Four, and safety members who are hired on or after a specified date, to a specified age formula. Due to the passage of statewide pension reform legislation, this bill, which was approved by both the Senate and Assembly, was held on the Senate floor on concurrence.

Signed by Governor

- AB 1436 (Feuer-D) Voter Registration (Oppose)

This bill establishes the conditional voter registration for registrants whose information cannot be verified and authorizes a unique identification number. The bill also increases the maximum fine for election-related crimes for which no fine is prescribed. Under this measure, county elections officials are required to offer election day conditional voter registration and provisional voting at their permanent offices and satellite offices. Duplicate registrations must be cancelled and voter fraud penalties are specified.

- AB 1540 (Buchanan-D) Sacramento-San Joaquin Delta – Invasive Weeds (Support)

This bill designates the Department of Boating and Waterways as the lead agency in cooperating with other agencies in controlling South American spongeplant (*Limnobium laevigatum*) in the Sacramento-San Joaquin Delta, its tributaries, and the Suisun Marsh.

- AB 1640 (Mitchell-D) CalWORKs Benefits – Pregnant Mothers (Support)

This measure amends existing law regarding the Temporary Assistance for Needy Families block grant and the state Work Opportunity and Responsibility programs. At any time the Cal-Learn Program is operative, regardless of eligibility for the program, CalWORKs aid must be paid to a pregnant mother who is 18 years of age or younger after verification of pregnancy. Aid is required to be paid in the month in which the birth is anticipated and the 3 months immediately prior to that month.

- AB 1656 (Fong-D) San Francisco Bay Restoration Authority (Support)

For the purpose of appointing an elected official to the San Francisco Bay Restoration Authority, this bill revises the definition of the East Bay to provide that it consists of the whole Contra Costa County, as well as a specified portion of Alameda County. The bill also authorizes raising funds and awarding grants to public and private entities for eligible projects, including projects, that, among other things, restore, protect, or enhance tidal wetlands, managed ponds, or natural habitat on the San Francisco Bay shoreline. The Delta Primary Zone is excluded from the bill.

- AB 1712 (Beall-D) Minors and Nonminor Dependents – Out-of-Home Placement (Support As Amended)

This bill includes THP-Plus Foster Care within the definition of a community care facility and makes non-minor dependents eligible for the court-appointed special advocate program. Also makes certain other changes to foster care funding, including providing for certain exemptions from liability for foster care payments.

- AB 1916 (Buchanan-D) State Parks – Operating Agreements – Mount Diablo Park (Support)

This measure authorizes the Department of Parks and Recreation to enter into a restoration agreement with Save Mount Diablo, a nonprofit organization, for the purpose of restoring the beacon on top of the Summit Building in Mount Diablo State Park.

- SB 1003 (Yee-D) Open Meetings – Cease and Desist Letters (Active Watch)

This measure amends the Ralph M. Brown Act regarding open meetings and prohibits a district attorney or an interested person from filing an action for an alleged violation of the Act for past actions of a legislative body, unless certain conditions are met. Those conditions include the submission of a cease and desist letter to the accused body and a refusal by the legislative body to issue an unconditional commitment to cease and desist after receiving the letter. The bill specifies the contents of the cease and desist commitment contents.

- SB 1387 (Emmerson-R) Metal Theft (Support)

This bill prohibits any junk dealer or recycler from possessing a fire hydrant or fire department connection, including bronze or brass fittings or parts, a manhole cover or lid, or any part of that cover or lid, or a backflow device and connections to that device, that was owned by a public entity or private utility, without a written certification on the letterhead of the entity that owns or previously owned the material and that the entity has sold such material. The bill also provides for a criminal fine for violations.

Adopted Resolution

- SJR 15 (DeSaulnier-D) Harbor Maintenance Tax – Trust Fund Surplus (Support)

This Resolution urges the President and Congress to significantly increase federal funding from the Harbor Maintenance Trust Fund surplus for navigational improvements and continued operational and maintenance dredging in those federal channels that serve California's ports, and to recognize the role of the state's ports in contributing to the greatest share of the Harbor Maintenance Tax revenues.

Vetoed By Governor

- AB 2451 (Perez, J. – D) Workers' Compensation – Firefighters (Oppose)

This bill would have extended the existing 240 week statute of limitations to 480 weeks for proceedings related to the collection of death benefits of firefighters and peace officers for cancer, tuberculosis, and blood-borne infectious diseases.

- SB 1156 (Steinberg – D) Sustainable Communities Investment Authority (Support)

This bill would have authorized certain public bodies of a Sustainable Communities Investment Area to form an authority to carry out the Community Redevelopment Law. In order to participate, the bill would have required the authority to adopt Sustainable Communities Investment Plan for the area and to include in the plan a provision for the receipt of tax increment funds provided certain economic development and planning requirements are met. Existing prevailing wage requirements would have applied to the plan area projects.

Failed Passage

- AB 1592 (Olsen-R) Veterans – Benefits – Fee Waiver (Support)

This bill would have authorized the governing board of a county or city to grant financial assistance, relief and support to disabled veterans by waiving service-related fees charged by the county or city.

- AB 1691 (Lowenthal, B. – D) CalWORKs – Welfare-to-Work Activities (Support)

This bill would have included as a core welfare-to-work activity English as a second language education.

- AB 1709 (Mitchell-D) Juveniles – Jury Trial (Oppose)

This bill would have required that a youth who is 16 years of age or older at the time of the commission of an offense that could be used as a future felony conviction under the Three Strikes law be entitled to a jury trial in the juvenile court.

- AB 1813 (Buchanan-D) Sacramento-San Joaquin Delta Reform Act of 2009 (Support in Concept)

This bill would have required that a system of Sacramento-San Joaquin Delta watershed diversion data collection be established and would have required the Department of Water Resources to determine the Net Delta Outflow Index. The bill would have further required that the new flow criteria be used to ensure there is no degradation in water quality in Delta channels and to replicate certain conditions with regard to fish populations.

- AB 1827 (Bonilla-D) Infrastructure Financing Districts (Support)

This bill would have authorized a military base reuse authority to form an infrastructure financing district for purposes of financing public facilities and issuing bonds.

- AB 1831 (Dickinson-D) Local Government - Hiring Practices (Watch)

Prohibits a local agency from inquiring into or considering the criminal history of an applicant or including any inquiry about such history on any initial employment application. Authorizes an agency to inquire into or consider an applicant's criminal history after the applicant's qualifications have been screened it has been determined the applicant meets the employment requirements. Provides these provisions do not apply to a position requiring such history check or a criminal justice agency position.

- AB 1884 (Buchanan-D) Sacramento-San Joaquin Delta Reform Act – Covered Action (Support)

This bill would have clarified the authority of the Delta Stewardship Council by excluding from the definition of “covered action” specified plans, programs, projects, or activities within the secondary zone that have received environmental certification under the California Environmental Quality Act or otherwise have invested rights as of the effective date of the Sacramento-San Joaquin Delta plan, or both.

- AB 1901 (Jones-R) Counties – Construction Projects – Design-Build (Support)

This measure would have authorized counties to use alternative procedures known as design-build for bidding on construction projects in the county by revising the dollar limitation on this authorization so that it applies to projects in excess of \$1 million instead of the existing limitation to projects in excess of \$2.5 million.

- AB 2002 (Cedillo-D) Medi-Cal- Managed Care – Safety Net Provider (Oppose)

For purposes of assigning an eligible Medi-Cal beneficiary to a managed care plan when the beneficiary fails to select a plan, this bill would have provided that the term safety net provider included additional clinics and medical care

providers.

- AB 2096 (Perez, V.-D) Public Health Care – Medi-Cal – District Hospitals (Oppose)

This bill would have distributed additional funds from the Safety Net Care Pool (SNCP) to non-designated public hospitals in an amount proportionate to the uncompensated care provided, thereby shifting funds from public hospitals such as the Contra Costa Regional Medical Center and Health Centers, that serve extraordinarily large numbers of low-income and uninsured patients.

- AB 2304 (Garrick-R) Pets – Cosmetic Teeth Cleaning (Oppose)

The bill would have excluded the use of non-motorized instruments for cosmetic purposes to remove calculus, soft deposits, plaque, or stains from a household pet's teeth from the definition of a veterinary dental operation if the person performing the service first obtains written permission.

- SB 1363 (Yee-D) Juveniles – Solitary Confinement (Oppose)

This bill would have provided that a minor or ward who is detained in, or sentenced to, any juvenile facility, or other secure state or local facility, shall not be subject to solitary confinement unless the minor or ward poses an immediate and substantial risk or harm to others or to the security of the facility and all other less-restrictive options have been exhausted.

Neutral/Failed Passage

- AB 904 (Skinner-D) Local Government – Parking – Requirements (Neutral)

Prohibits a city or county from requiring a minimum number of off-street parking spaces in transit-intensive areas.

The County remained neutral on AB 904 as its concern was resolved in AB 710 (Skinner-D) in 2011. The County took an oppose unless amended position when Assemblymember Skinner first introduced AB 710, which dealt with parking standards around Transit-Oriented Developments (TODs). We worked with Assemblymember Skinner to address the County's concerns that applying a uniform parking cap on all areas specified in the legislation did not address unique characteristics and diverse needs of TODs. The bill was amended to allow cities and counties to require higher minimum parking standards if a parking utilization study had been completed with the last 24 months, as specified. With these new conditions for parking requirements in transit intensive areas, the County moved to a neutral position. When AB 710 failed to move in 2011, Assemblymember Skinner amended the same language into AB 904, but the bill was never approved by Senate Governance and Finance Committee.

PROPOSED 2013 STATE LEGISLATIVE PLATFORM

Each fall, the County Administrator's Office initiates the development of the coming year's State and Federal Legislative platforms by inviting members of the Board of Supervisors, Department Heads and key staff to provide recommended changes or additions to the current Platforms. On October 9, 2012, staff met with our State lobbyist and/or provided suggested changes to the Platforms by submitting input in writing. Staff also participated in the Urban Counties Caucus "Key Staff" meeting on the development of UCC Priorities and Policies for 2013, which informed the County's Draft 2013 State Platform.

The Legislation Committee reviewed the draft 2013 State Legislative Platforms at their November and December 2012 meetings and recommends adoption of the Proposed Platform to the Board of Supervisors. (*Attachment B, Proposed 2013 State Legislative Platform*)

Subsequent to these meetings, department staff contacted the CAO's office regarding legislative support for the following issue areas. While it is not recommended that the County sponsor (or support, as the case may be) specific legislation related to these issues at this time, the County will be seeking coalition support and possibly CSAC sponsorship of bills that could resolve these statewide problems:

- Legislation for Stormwater and Urban Runoff To Fund Flood Protection and Water Quality Services: The

ultimate objective for proposed stormwater legislation is to provide an exemption for funding stormwater services similar to the way Sanitary District and Water Districts are able to currently fund their infrastructure services. When Proposition 218 was written, an exemption was included for water, refuse collection and wastewater services. Gas and electric services were also exempted. Currently when cities or counties propose a funding measure, they often choose a mail-in ballot with a 50% majority vote threshold approval. This is due to public support often being less than 2/3 for these types of services. It is hard for agencies providing water quality and flood protection stormwater services to have the same level of public support as transportation, fire or police which tend to be in the public conscious on almost a daily basis. If the voting threshold for a parcel tax was reduced to a 50% majority vote, that would be a positive step for passing stormwaterwater quality and flood protection funding measures.

- Successor Housing Agency Funding Gap for Administrative Costs: The Redevelopment Dissolution Act allows Successor Agencies a modest allowance of tax increment funds to support Successor Agency administrative costs. There is no such carve out for Housing Successors. However, unlike Successor Agencies, Housing Successors have an ongoing obligation to monitor existing affordable housing developments. These obligations will continue for up to 55 years. The County has exhausted its administrative remedies with the Department of Finance (DOF) to get property tax funding for these monitoring costs. Some localities are suing DOF over the affordable housing costs shifted to Housing Successors through the Redevelopment Dissolution Act. The County's Proposed 2013 State Legislative Platform supports efforts to address the affordable housing funding gap created by the Redevelopment Dissolution Act.
- Elections Code Amendment Related to Tabulating Write-in Votes: Notwithstanding any other provision of law, support a change to Elections Code so that the Election official shall not tabulate write-in votes for any qualified contest unless the total number of write-in votes for that contest, based upon Semi-Official Election Night results, is equal to or greater than 5% of the total vote required to win that contest. This will eliminate wasteful hand/machine processing of ballots with votes for a qualified write-in candidate that has no chance of winning. This would save days of work, which usually takes place at the end of the canvass. Hundreds of hours of staff time would be saved (Contra Costa would save 640 hours and \$15,000, Statewide approximately \$500,000).

At this time, the County would not be sponsoring legislation in the 2013 session.

LEGISLATIVE/REGULATORY ADVOCACY PRIORITIES

The proposed Legislative Priorities for 2013 remain largely the same as those in 2012.

Changes from the 2012 State Platform:

1. The State Budget priority has been updated to reflect the latest state budget information from the Administration and the Legislative Analyst's Office.
2. The Health Care priority has been amended to expand on the implementation of national health care reform.
3. Minor amendments were made to the Water and Levees /The Sacramento-San Joaquin Delta priority to reflect the current status of efforts.
4. Amendments have been made to Realignment Implementation to reflect the current status of Realignment efforts and the passage of Proposition 30 constitutional protections.

STATE PLATFORM POLICY POSITIONS

Changes from the 2012 State Platform:

Agricultural Issues

- Add to policy # 4 which addresses invasive species in the Delta: "This includes support for efforts by the Department of Boating and Waterways to secure multi-year permits for eradication of multiple species of invasive weeds in the Delta." (p. 5)
- Add policy # 5. "SUPPORT the CSAC policy statement regarding revisions to the California Conservation Act of 1965 (aka Williamson Act) to support legislative changes that preserve the integrity of the Williamson Act, eliminate abuses resulting in unjustified and premature conversions of contracted land for development, and to fully restore Williamson Act subventions. The state subventions to counties also must be revised to recognize all local tax losses." (p. 5)

Climate Change Issues

- Add policy #19: "SUPPORT legislative or administrative efforts that favor allocation of funding from the California Greenhouse Gas Cap and Trade Program to jurisdictions that are the largest emitters of greenhouse gas." (p. 8)

Emergency Preparedness, Emergency Response

- Text change to policy #27: SUPPORT legislation or other measures requiring the creation or utilization of emergency rock stockpiles suitable for levee repair throughout the Delta, enabling increasingly efficient and less costly prevention of levee breaks and enhancement of initial response capabilities. (p. 9)
- Add policy #28: SUPPORT legislation or other measures that will enable the Department of Water Resources to easily and quickly enter into contracts with local entities that need assistance in planning for emergency response. (p. 9)

Flood Control and Clean Water Issues

- Text changes to policy #32 to reflect "stormwater" programs, the stormwater "permit," and stormwater "services, encompassing both water quality and drainage/flood control." (p. 10)
- Add policy #34: "SUPPORT efforts to require the Department of Water Resources (DWR) to provide 200 year flood plain mapping for all areas in the legal Delta. SB 5 requires the County and cities in the Delta to insure certain development projects must have 200 year level of protection and to make certain related findings. DWR has revisited developing zoning flood plain mapping, and if they do, only working in areas protected by project levees which does not include any areas within Contra Costa County." (p. 10)

Health Care Issues

- Add policy #75: "SUPPORT efforts that allow counties to draw down federal Medicaid funds for providing confidential alcohol and drug screening and brief intervention services to pregnant women and women of childbearing age who also qualify for Medi-Cal benefits." (p. 15)
- Other minor text changes

Human Services Issues

- Minor text changes

Land Use/Community Development Issues

- Text changes to add in consideration of "Priority Development Areas" in policies promoting economic development incentives for smart growth and "Sustainable Community Strategy" principles and CEQA exemptions or streamlining. (#101 and #104, p. 19)
- Text change to policy #108 to add: "Support efforts to streamline implementation of NCCPs including exemptions from unnecessary regulatory oversight such as the Delta Plan Covered Actions process administered by the Delta Stewardship Council." (p. 20)
- Text changes to add "blight removal" to policy supporting tools for county economic development purposes.

- Add policy #111: "SUPPORT legislation that would resolve the administrative funding gap for agencies serving as the Successor Housing Agency. Such legislation should not have a negative impact on the localities' general fund. The Redevelopment Dissolution Act allows Successor Agencies a modest allowance of tax increment funds to support Successor Agency administrative costs. There is no such carve out for Housing Successors. However, unlike Successor Agencies, Housing Successors have an ongoing obligation to monitor existing affordable housing developments. These obligations will continue for up to 55 years." (p. 20)
- Add policy #112: "SUPPORT legislative and regulatory efforts that streamline compliance with the California Environmental Quality Act (CEQA) by integrating it with other environmental protection laws and regulations, modifications to tiering of environmental reviews, expanding the application of prior environmental reviews, focusing areas of potential CEQA litigation, and enhancing public disclosure and accountability. OPPOSE efforts that reduce environmental protections for projects that cross county or city boundaries." (p. 20)
- Add policy #113: "OPPOSE CEQA reform efforts that reduce environmental protections for projects that cross county or city boundaries." (p. 21)
- Add policy #114: "SUPPORT efforts to improve or streamline CEQA for efficiency without losing sight of its ultimate goal to thoroughly identify environmental impacts and mitigations." (p. 21)
- Add policy #115: "OPPOSE efforts to change CEQA solely to accommodate one particular infrastructure project or set of projects." (p. 21)
- Add policy #116: "SUPPORT legislation that amends Section 20133 of the Public Contract Code to 1) delete the existing sunset date of July 1, 2014 for design-build authority granted to counties, and 2) eliminate the current project cost threshold of \$2.5 million required for the use of the design-build method." (p. 21)

Transportation Issues

- Text change to policy #138 to add preservation of County control over roads: "The County supports preserving the authority of Public Works over County roads by way of ensuring the Board of Supervisors' control over County roads as established in the Streets & Highways Code (Ch2 §940) is not undermined. This includes strongly opposing any action by a non-local entity that would ultimately dilute current Board of Supervisors discretion relative to road design and land use." (p. 27)
- Text change to policy #139 regarding coordinated planning for school sites to add: "The County supports the California Department of Education's current effort to better leverage school facilities in developing sustainable communities. Related to this effort, the County supports reform of school siting practices by way of legislative changes related to any new statewide school construction bond authorization. The County takes the position that reform components should include bringing school siting practices in to alignment with local growth management policies, safe routes to school best practices, State SB 375 principles, and the State Strategic Growth Council's "Health in All Policies Initiative."" (p. 27)

Waste Management Issues

- Text change to policy #142 relating to producer responsibility for products to add "including pharmaceuticals." (p. 28)
- Text change to policy #145 relating to solid waste management problems to add "polystyrene containers." (p. 28)
- Add policy #148: "SUPPORT legislation that relieves counties with privately-operated landfills from the state requirement for maintaining a 15-year supply of disposal capacity for waste generated within each county. In 1989, Contra Costa County amended its general plan to accommodate construction of Keller Canyon Landfill. Due to the difficulty in siting landfills and the requirements of Public Resources Code 47100 – Countywide Siting Element, the County maintained authority to control the amount of waste disposed at this facility from outside the county. Despite Contra Costa County's opposition, AB 845 will become law on January 1, 2013 and prohibit any jurisdiction from regulating the amount of waste disposed at a privately-operated landfill based on its place of origin.

Since local jurisdictions can no longer control importation of waste to privately-operated landfills, the host County will have a greater need to undertake the difficult task of identifying new disposal capacity pursuant to the Countywide Siting Element requirement. Since the state believes there is no need for local jurisdictions to regulate disposal of solid waste by place of origin, the state should remove existing statutes that require each County with privately-operated landfills to identify sufficient disposal capacity for the waste generated by the jurisdictions within that County." (p. 28)

- Add policy #149: "SUPPORT legislation that can reduce the amount of harmful pharmaceuticals that ultimately enter waste water treatment facilities and landfills." (p. 29)
- Add policy #150: "SUPPORT legislative and regulatory efforts to restrict payments from the Beverage Container Recycling Program Fund for redemption of beverage containers sold out of state. Fraudulent redemption of these beverage containers is costing the Fund from \$40 million to \$200 million annually. This fraud combined with loans to the General Fund to reduce the State budget deficit has significantly reduced the availability of funds for increasing recycling as intended under the law." (p. 29)
- Add policy #151: "SUPPORT legislative and regulatory efforts that correct the imbalance between the County's regulatory authority to control the collection and disposal of solid waste generated within the unincorporated areas and our exposure to state penalties for failing to meet state mandates for diverting solid waste generated within these areas as a result of Appellate Court decisions. These decision awarded solid waste franchise authority to the Rodeo Sanitary District and Mountain View Sanitary District while the County remains exposed to state penalties for failing to meet state mandates for reducing solid waste generated in these areas." (p. 29)



2013 FEDERAL LEGISLATIVE PLATFORM CONTRA COSTA COUNTY

Each year, the Board of Supervisors adopts a Federal Legislative Platform that establishes priorities and policy positions with regard to potential federal legislation and regulation. The 2013 Federal Legislative Platform includes 12 funding needs for FFY 2014; 4 requests for the reauthorization of the federal transportation act; and 6 requests for the reauthorization of the Water Resources Development Act.

FEDERAL RELATED FUNDING NEEDS

The following list is a preliminary ranking in priority order. Adjustments to the priority order may be appropriate once the President releases his budget. The current priority ranking gives preference to those projects that we know will not be included in the President's budget, with lower priority to Army Corps of Engineers projects which may be in the budget. Also, Army Corps project requests will be adjusted to be consistent with Corps capability.

1. Delta LTMS-Pinole Shoal Management, CA – **\$3,000,000** for the Army Corps of Engineers to continue a Long Term Management Strategy (LTMS) for levee rehabilitation, dredging and sediment reuse in the Delta, similar to the effort completed in the Bay area. Levee work, reuse of dredged sediments, dredging and other activities have been difficult to accomplish due to permitting problems and a divergence of priorities related to water quality. Significant levee rehabilitation is critical to the long term stability of these levees and to water quality and supply for the 23 million Californians who depend upon this water. Stakeholders from the Department of Water Resources, Ports, Army Corps, levee reclamation districts, local governments and other interested parties are participating in the LTMS. A Sediment or Dredged Material Management Office will be established, and in the longer term, preparation of a Sediment Management Plan will consider beneficial reuse of dredged materials as one potential source of sediment for levees. (Note: \$500,000 appropriated for FFY 2005; \$225,000 for FFY 2006; \$500,000 for FFY 2007; \$462,000 for FFY 2008; \$235,000 for FFY 2009; \$100,000 for FFY 2010; \$0 since.)

2. Safe and Bright Futures for Children Exposed to Domestic Violence – **\$400,000** to implement the federally funded plan to diminish the damaging effects of domestic violence on children and adolescents and to stop the cycle of intentional injury and abuse. A three year assessment and planning process resulted in a program plan that is working to align and create a system responsive to the needs of children exposed to domestic violence through identification, early intervention; raising awareness; training professionals; utilizing and disseminating data; establishing consultation teams to support providers in intervening and using best practices; and developing targeted services. Exposure to domestic violence reshapes the human brain and is the primary cause of trauma in children's lives. It influences personality, shapes personal skills and behaviors, impacts academic performance, and substantially contributes to the high cost of law enforcement, civil/criminal justice and social services. Exposure to domestic violence is associated with greater rates of substance abuse,

mental illness, and adverse health outcomes in adulthood, and substantially contributes to the high cost of law enforcement, civil/criminal justice and social services. (Note: \$428,000 appropriated for FFY 2009; \$550,000 for FFY 2010.)

3. Mt. Diablo Mercury Mine Clean-up – **\$483,000** for the Army Corps of Engineers to complete the Technical Planning Process for the Mt. Diablo Mercury Mine Clean-up Project. The project will clean up the mine in a cost effective, environmentally-sound manner with minimal liability exposure for the County and involving all stakeholders through an open community-based process. The Corps initiated a Technical Planning Process in June 2008 to develop a preliminary remediation plan, identify applicable permit and environmental data requirements and complete a data collection and documentation program for the clean-up of the Mt. Diablo Mercury Mine. Several phases of the planning process have been completed, and this appropriation will allow the Corps to continue the planning process, which will include looking at watershed issues downstream of the mercury mine. The mine site is located on private property on the northeast slope of Mt. Diablo at the upper end of the Marsh Creek watershed. (Note: \$517,000 appropriated in FFY 2008.)

4. Bay-Delta Area Studies, Surveys and Technical Analysis – **\$2,500,000** for the Delta Counties Coalition to carry out technical analysis and planning associated with participation in the Bay-Delta Conservation Plan (BDCP) or implementation of any projects resulting from the Plan. The technical analysis and planning will focus on issues related to the planning of water delivery projects and conservation plans that are included in the BDCP.

5. Lower Walnut Creek, California – **\$600,000** for the Army Corps of Engineers to continue their general reevaluation of the lower five miles of the Walnut Creek Channel to restore flood capacity, provide environmental enhancement and ecosystem restoration. The project is designed to help improve flood protection in a densely populated area, while leaving the creek in a natural state, thus providing habitat for migratory birds, fish and other wildlife; increasing neighborhood livability; and allowing for linkages with recreational and park land. (Note: \$188,000 appropriated for FFY 2006; no FFY 2007 appropriation; \$562,000 for FFY 2008; \$287,000 for FFY 2009; \$0 for FFY 2010; \$0 since.)

6. CALFED Bay Delta Reauthorization Act Levee Stability Improvement Program (LSIP) – **\$8,000,000** for the Army Corps of Engineers for levee rehabilitation planning and project implementation. The CALFED Reauthorization Act, passed in January 2004, authorized \$90 million, which may be appropriated for levee rehabilitation work. The Corps has prepared a “180-Day Report” which identifies projects and determines how these funds would be spent. Since that time, the breakdown of CALFED, coupled with the Army Corps’ attempts to define an appropriate and streamlined process, has delayed funding and resultant levee work. (Note: \$500,000 appropriated for FFY 2006; \$400,000 for FFY 2007; \$4.92 million for FFY 2008; \$4.844 million for FFY 2010.)

7. Suisun Bay Channel/New York Slough Maintenance Dredging – **\$11,000,000** for the Army Corps of Engineers for maintenance dredging of this channel to the authorized

depth of minus 35 feet. Continued maintenance is essential for safe transport of crude oil and other bulk materials through the San Francisco Bay, along the Carquinez Straits and into the Sacramento/San Joaquin Delta. Dredging for this channel section is particularly costly due to requirements on placement of dredged materials in upland environments. An oil tanker ran aground in early 2001 due to severe shoaling in a section of this channel, which creates a greater potential for oil spills (*Note: \$4.559 million appropriated for FFY 2005; \$4.619 million for FFY 2006; \$2.82 million for FFY 2007; \$2.856 million for FFY 2008; \$2.768 million for FFY 2009; \$3.819 million for FFY 2010.*)

8. San Pablo/Mare Island Strait/Pinole Shoal Channel Maintenance Dredging – **\$2,500,000** for the Army Corps of Engineers for maintenance dredging of the channel to the authorized depth of minus 35 feet. The Pinole Shoal channel is a major arterial for vessel transport through the San Francisco Bay region, serving oil refineries and bulk cargo which is transported as far east as Sacramento and Stockton. (*Note: \$1 million appropriated for FFY 2005; \$2.988 million for FFY 2006; \$896,000 for FFY 2007; \$1.696 million for FFY 2008; \$1.058 million for FFY 2009; \$2.518 million for FFY 2010.*)

9. San Francisco to Stockton (J. F. Baldwin and Stockton Channels) Ship Channel Deepening – **\$2,900,000** for the Army Corps of Engineers to continue the Deepening Project. Deepening and minor realignment of this channel will allow for operational efficiencies for many different industries, an increase in waterborne goods movement, reduced congestion on roadways, and air quality benefits. Phase one work focused on establishing economic benefit to the nation and initial salinity modeling in the channel sections. The second and final phase includes detailed channel design, environmental documentation, cost analysis, additional modeling, and dredged material disposal options. (*Note: \$500,000 appropriated for FFY 2005; \$200,000 for FFY 2006; \$200,000 for FFY 2007; \$403,000 for FFY 2008; \$1.34 million for FFY 2009; \$0 for FFY 2010; \$0 for FFY 2011; \$800,000 for FFY 2012.*)

10. Contra Costa County's VHF Public Safety Radio System – **\$1,063,200** for Contra Costa County operation of a VHF Public Safety Radio System serving several governmental agencies (including emergency medical services) within the county. This system will soon become a backup (VHF overlay) to the East Bay Regional Communication System (EBRCS) once that system is completed and actuated. To comply with upcoming Federal Communications Commission (FCC) narrow band requirements, the VHF system must be upgraded to ensure seamless compatibility with certain aspects of the EBRCS, should that system fail. To prevent the VHF system from being compromised, several significant security enhancements are necessary at various site locations. This includes camera monitoring and alert systems.

11. State Route 4 / Old River Bridge Study – **\$1,000,000** to work with San Joaquin County and the State of California on a study of improving or replacing the Old River Bridge along State Route 4 on the Contra Costa / San Joaquin County line. The study would determine a preferred alternative for expanding or replacing the existing bridge, which is part of State Route 4. The existing bridge is narrow, barely allowing two vehicles to pass each other, and is aligned on a difficult angle relative to the highway on either side, requiring motorists to make sharp turns onto and off of the bridge. The

project would improve safety and traffic flow over the bridge. (Note: no appropriations for this project as yet.)

12. Knightsen/Byron Area Transportation Study - \$300,000 to re-evaluate the Circulation Element of the County General Plan (GP) to improve its consistency with the Urban Limit Line (ULL) and related policies that ensure preservation of non-urban, agricultural, open space and other areas identified outside the ULL. Policies will be evaluated to provide a more efficient and affordable circulation system for the study area, serve all transportation user-groups, support the local agricultural economy and accommodate the commuter traffic destined for employment centers outside the study area. Zoning and development regulations would be updated to implement the study recommendations.

REAUTHORIZATION OF FEDERAL TRANSPORTATION ACT

The prior federal transportation policy and spending act, the Safe, Accountable, Flexible and Efficient Transportation Equity Act – A Legacy for Users (SAFETEA-LU), expired in 2009. Through continuing resolutions SAFETEA-LU was renewed on ten occasions until the new program, Moving Ahead for Progress in the 21st Century Action (MAP-21) - a two year bill – was signed into law on July 6, 2012. MAP-21 is a 27-month bill that will go through September 30, 2014. Staff will monitor progress on development of a new bill or reauthorization of MAP-21 which will be needed by FFY 2015. The following are priority projects for which funding will need to be secured in the next multi-year transportation bill.

1. Vasco Road Safety Improvement Project -- \$18 million for improvements to a 2.5-mile accident-prone section of Vasco Road. Project components include widening the roadway to accommodate a concrete median barrier and shoulders on either side of the barrier, construction of the barrier, and extension of an existing passing lane. The project will eliminate cross-median accidents which have caused numerous fatalities in recent years, and will provide increased opportunities for vehicles to safely pass (unsafe passing is a major cause of accidents and fatalities on this segment of the increasingly busy two-lane undivided road). The project will include provisions for wildlife undercrossings to preserve migration patterns. The funds will complement \$10 million programmed for the project in the American Recovery and Reinvestment Act.

1.b Vasco Road Safety Improvement Project Continuation -- \$30 million for improvements to the remaining 9 miles of accident-prone sections of Vasco Road. Alameda County has been working on constructing improvements in their jurisdiction and it would be desirable for the two counties to work together to complete the gap left in the concrete median barrier near the County line. In addition to completing this gap, Contra Costa desires to extend the concrete median barrier further north of the recently completed median barrier project to the Camino Diablo Road intersection.

2. North Richmond Truck Route -- \$25 million to construct a new road or other alternate access improvements that will provide truck access between businesses and the Richmond Parkway, moving the truck traffic away from a residential neighborhood and elementary school. This project will increase safety, improve public health around the school and residential area by reducing diesel particulate emissions from those areas, increase livability of the neighborhood, improve local access to the Wildcat Creek

Regional Trail, stimulate economic development in the industrial area of the community and provide a better route for trucks traveling to and from the Richmond Parkway. The alignment was developed through a community planning process funded through an Environmental Justice planning grant from Caltrans.

3. Eastern Contra Costa Trail Network -- \$5 million for a joint planning, environmental review, right-of-way acquisition and constructions of a coordinated network of trails for walking, bicycling and equestrian uses in eastern Contra Costa County including facilities and projects improving access to existing or planned transit stations. Eligible trails include, but are not limited to, (1) the Mokelumne Trail overcrossing of the State Route 4 Bypass; (2) Contra Costa segments of the Great California Delta Trail; (3) a transit supportive network of East Contra Costa trails in unincorporated County areas and the cities of Antioch, Brentwood, Oakley and Pittsburg.

4. eBART Extension Next Phase Study/Environmental and Engineering -- \$10 million for environmental review and engineering work on the project identified in the Bay Area Rapid Transit District's (BART) eBART Next Segment Study in eastern Contra Costa County. With regard to additional stations and eBART rail corridor alignment tasks may include, but not necessarily be limited to, completion of environmental review, and partial completion of engineering. Additional work may include, but not necessarily be limited to, evaluation and refinement of alignment and stations, development of capital and operating costs, land use analysis, completion of environmental review including appropriate mitigations, development of preliminary engineering, and public outreach. (Potential Program: FTA – New Starts, FHWA/FTA Congestion Mitigation and Air Quality)

- **Rural Road Funding Program** – The County supports the creation of a new funding program that will provide funds for converting or upgrading rural roads into more modern roads that can handle increasing commuter traffic in growing areas, such as East County. These roads do not often compete well in current grant programs because they do not carry as many vehicles as roads in more congested urban or suburban areas. As a result, improvements such as widening, realignment, drainage improvements and intersection modifications often go unfunded, leaving such roads with operational and safety problems as well as insufficient capacity.
- **Transportation Funding for Disabled, Low-income, and Elderly Persons** – Transit services for elderly, disabled, and low-income persons are provided by the County, by some cities, by all of the bus transit operators, and by many community organizations and non-profits that provide social services. Increased funding is needed to provide and maintain more service vehicles, operate them longer throughout the day, upgrade the vehicle fleet and dispatching systems, improve coordination between public providers and community groups that also provide such services to their clients, and expand outreach programs to inform potential riders of the available services, among other needs. The County supports continuation and increased funding levels for federal funding programs dedicated to transit services for these population groups. All of the

demographic trends point to a growing need for such services in the future. For example, the 65-and-older population in the Bay Area is projected to more than double by the year 2030.

- **Highway Bridge Program** – The County supports the continuation of the Highway Bridge funding program that will provide funds for rehabilitating and replacing our aging bridges. The County has several aging bridges with deficient sufficiency ratings. Without federal transportation funding, these expensive projects would be deferred because they often exceed the County's funding capacity. Many of the bridges are on critical commute corridors, goods movement corridors, inter-regional routes, and farm to market routes. Failure of these important transportation assets can cause major disruptions to the transportation network.

REAUTHORIZATION OF WATER RESOURCES DEVELOPMENT ACT (WRDA)

The Water Resources Development Act of 2007 became law in November, more than seven years after the last authorization bill. Senator Boxer proposed a new draft WRDA bill in November 2012. The following are prioritized projects the County would submit for inclusion as the bill moves forward.

1. Army Corps Vegetation Policy – Proposed amendments to 1996 Water Resources Development Act, Section 202: Flood Control Policy, (g) Vegetation Management Guidelines include the following: Engineering Technical Letter 1110-2-571 is suspended until that time a new policy is adopted. The policy guidelines shall be revised in accordance with the following: (A) Levee vegetation management guidelines shall represent regional variations based on a process that includes consultation with federal and state resource agencies, and preparation with local and state flood control agencies and corps districts. (B) Guidelines must undergo independent peer review which evaluates the structural and natural resource functions of vegetation on levees and the risks and benefits to the levee structure. (C) Guidelines and exemptions to them shall provide for protection of riparian and aquatic resources, reduction of costs and other community impacts in balance with public safety. (D) Existing projects in which the Corps has integrated vegetation into levees and floodwalls to meet project objectives and regulatory requirements shall be exempt from the guidelines.

2. Mt. Diablo Mercury Mine Clean-up – Authorize the Army Corps of Engineers, through their Remediation of Abandoned Mine Site program (RAMS), to perform and complete the Technical Planning Process and site characterization of the Mt. Diablo Mercury Mine in Contra Costa County as a demonstration project with no local match, and authorize the Army Corps of Engineers to construct the clean-up project at the Mt. Diablo Mercury Mine. This authorization will allow the Corps to fund elements of the mine remediation project that any responsible parties cannot. This would also allow the Corps' RAMS program to resolve liability issues associated with a clean-up project on private property and address mercury pollution on a watershed basis. Since this is a demonstration project, the Corps would fund the full Technical Planning Process, Remedial Investigation, design and project construction.

A 1995 study of Marsh Creek indicated the Mt. Diablo Mercury Mine tailings are responsible for 88% of the mercury in Marsh Creek. In addition, mercury levels in fish in Marsh Creek Reservoir downstream of the mine exceed the health standard concentration of 0.5 ppm.

3. Sacramento San Joaquin Delta Infrastructure Improvements – Contra Costa County, together with the four other Delta counties of Sacramento, San Joaquin, Solano and Yolo, has requested authorization for the Army Corps of Engineers to repair infrastructure in the Delta. This includes levees rehabilitation projects in the Delta as part of an overall system, rather than on a county-by-county or island-by-island basis. As the Administration has recognized, this ecosystem is among the most important in the nation, providing a source of drinking water for more than 25 million people, supporting a \$28 billion agricultural industry, and fostering a thriving commercial and recreational fishing industry that contributes millions to the California and national economies. The project is an authorization of \$2.5 billion for the Army Corps of Engineers to upgrade the levee system, including stockpiling rock to rebuild collapsed levees for emergency response purposes at selected areas of the Delta. Because of the importance of the Delta to the nation's agriculture and economy, the request includes a modification of the Federal/local cost share to 90% federal and 10% local.

4. Rodeo Creek, Section 1135 Project – The Contra Costa Flood Control and Water Conservation District is seeking an 1135 project authorization for the Army Corps of Engineers to prepare a study of the feasibility of restoring and enhancing wildlife resources in Rodeo Creek between San Pablo Bay and Highway 80. The channel was designed and constructed to provide adequate flood protection for the community of Rodeo and to control erosion of the creek. The channel currently does this, but requires extensive, environmentally insensitive maintenance to keep the channel functioning properly. In addition, the current channel design includes barriers to migration of anadromous fish. The Contra Costa Flood Control and Water Conservation District would like to partner again with the Corps of Engineers under the Corps' 1135 program to transform this outdated design into a sustainable, environmentally sensitive facility that better serves the community and the environment.

5. Rheem Creek, Section 1135 Project – The Contra Costa Flood Control and Water Conservation District is seeking an 1135 project authorization for Rheem Creek between the mouth at San Pablo Bay and Giant Road. The Army Corps of Engineers' existing flood protection project on Rheem Creek protects a number of commercial, industrial, residential and open space areas in the Richmond / San Pablo area of Contra Costa County. Surrounding the mouth of the creek is a large undeveloped parcel (Brunner Marsh) which has been acquired by the East Bay Regional Park District for a future public park. Development of the adjacent lands as a regional park provides a unique opportunity for an enhanced creek environment in an area that will be very visible to the public.

6. Walnut Creek, Select Deauthorization – The Contra Costa County Flood Control and Water Conservation District is seeking to deauthorize the downstream portion of the

Corps' Walnut Creek project. The Flood Control District has been working with the Corps since 2002 on a Feasibility Study to re-evaluate and modify the lower portion of the Walnut Creek channel. Deauthorization of a select portion of the Corps' Walnut Creek project would allow the Flood Control District to move forward with a more cost effective modification project than through the Corps process to modify this same portion of the channel.

APPROPRIATIONS AND GRANTS – SUPPORT POSITIONS

*The following support positions are listed in alphabetic order and do not reflect priority order. Please note that new and revised positions are **highlighted and in italics**.*

Buchanan Field Airport – The County approved a Master Plan for the Buchanan Field Airport in October 2008, which includes a Federal Aviation Regulation Part 150 Noise Study and a Business Plan for project implementation. The comprehensive planning effort has ideally positioned Buchanan Field Airport for future aviation (general aviation, corporate aviation and commercial airline service) and aviation-related opportunities. To facilitate the economic development potential, the Business Plan prioritizes necessary infrastructure improvements for Buchanan Field Airport. Further, as the Airport is surrounded by urban residential uses, enhancing the noise program infrastructure is deemed essential for balancing the aviation needs with those of the surrounding communities. The Federal government, primarily through the Federal Aviation Administration (FAA), provides funding for planning, analysis, and infrastructure improvements. The County will support funding in all these areas for protection and enhancement of our aviation facility and network.

Byron Airport – The Byron Airport is poised for future general and corporate aviation and aviation-related development, but that future growth is dependent upon infrastructure improvements both on and around the Airport. The Byron Airport Business Plan prioritizes infrastructure and possible additional land acquisition to assist the Byron Airport in fulfilling its aviation and economic development potential. The Federal government, primarily through the Federal Aviation Administration (FAA), provides funding for planning, analysis, infrastructure improvements and aviation land acquisition. The County will support funding in all these areas for protection and enhancement of our aviation facility and network.

East Bay Regional Communication System (EBRCS) – A project to build the East Bay Regional Communication System (EBRCS), a P25 Radio System infrastructure for Contra Costa and Alameda County. This system will provide interoperable voice communication in both the 800 MHz and 700 MHz frequencies to all public safety and public services agencies within Contra Costa County and Alameda County.

EBRCS will allow for interoperable voice communication within the region that can be integrated with other P25 radio systems outside the geographical area of the EBRCS, for example, with San Francisco. This project will provide Level 5 communications which is the highest level of interoperable communications. This project will allow for

everyday interoperable communications, not just various levels of interoperability during big events or disasters in which radio caches are deployed or gateway devices used.

Energy Efficiency & Conservation Block Grant (EECBG) Program – Advocate/support funding up to or above the authorized amount of \$2 billion for the EECBG Program established and authorized under the Energy Independence and Security Act (EISA) of 2007. The County's ability to continue offering programs/services improving energy efficiency and conservation while also creating jobs is contingent upon additional federal funding being appropriated to the EECBG Program in 2012 and beyond. Contra Costa and other local governments have identified and designed many successful programs and financial incentives targeting both the private and public sector which are now being implemented using EECBG funding authorized through the ARRA of 2009. Funding for the EECBG program is necessary to ensure the nation's local governments can continue their leadership in creating clean energy jobs, reducing energy consumption and curbing greenhouse gas emissions.

Kirker Pass Road Truck Climbing Lane – \$10 million for constructing northbound and southbound truck climbing lanes on Kirker Pass Road, a heavily used arterial linking residential areas in eastern Contra Costa with job centers and the freeway system in central Contra Costa. The truck climbing lanes are needed to improve traffic flow and will also have safety benefits. The \$31 million would augment \$3 million in State Infrastructure Proposition 1B funds which the County has allocated for the project.

Regional Habitat Planning and Conservation – \$85 million to the U.S. Fish and Wildlife Service's "Cooperative Endangered Species Conservation Fund" to keep pace with land costs and the increasing number of Habitat Conservation Plans (HCPs) throughout the country. In partnership with approximately a dozen counties in northern and southern California, the County will support funding for the Fund *to be restored to \$85 million, the 2010 funding level*. This will provide much needed support to regional HCPs in California and nationally, including the East Contra Costa County HCP. Given the prolific growth in the number of regional HCPs, the Fund needs to be increased even more substantially in subsequent years. The East Contra Costa County HCP has received \$33.5 million from the Cooperative Endangered Species Conservation Fund in the past seven years and continuing this grant support is of vital importance to the successful implementation of that Plan. The County will also request that the California State Association of Counties (CSAC) include this Fund increase as a priority on CSAC's federal platform.

San Francisco Bay Improvement Act – \$1 billion restoration bill authored by Congresswoman Jackie Speier in 2010 but not passed. The bill, if passed, will help finance restoration of more than 100,000 acres of the Bay's tidal wetlands. Funds from the bill would implement a restoration plan that was adopted in 1993. In addition to benefits for fish and wildlife, wetlands restoration will create new jobs and provide regional economic infusions, as well as protect against the effects of sea level rise on the Bay's shores.

Sacramento-San Joaquin Delta National Heritage Area – a bill authored by Senator Dianne Feinstein in 2010 but not passed. The bill, if passed, will authorize and fund a National Heritage Area (NHA) for the Sacramento-San Joaquin Delta. The NHA designation would be a first step in providing federal resources to agencies in the Delta for economic development and environmental protection. *Contra Costa County supports the legislation and participated in a feasibility study for the NHA through our seat on the Delta Protection Commission, which completed the study in 2012.*

Vasco Road-Byron Highway Connector – \$30 million for design, engineering and construction of an east-west connector road between two major arterials that link Contra Costa County with Alameda and San Joaquin Counties. The Vasco Road-Byron Highway Connector will improve traffic circulation and linkages in the southeastern portion of the County and will provide a new route for truck traffic that will remove a significant portion of truck trips which currently pass through the rural community of Byron. Vasco Road is designated as State Route 84, and Byron Highway is under study as the potential alignment for future State Route 239.

2013 FEDERAL LEGISLATIVE PLATFORM POLICY POSITIONS

The following support positions are listed in alphabetic order and do not reflect priority order. Please note that new and revised policy positions are highlighted and in italics.

Affordable Housing and Homeless Programs –For Housing and Urban Development (HUD)'s Homeless Assistance Grants, the County will support funding that does not include set-asides or other requirements that limit local communities' ability to respond to the particular needs in their areas. For the Housing Assistance for People with AIDS (HOPWA) program, the County will support legislation to update the formula used to allocate HOPWA grants to reflect local housing costs as well as the number of AIDS cases.

The County supports full funding for HUD homeless assistance programs and funding for full implementation of the Homeless Emergency and Rapid Transition to Housing (HEARTH) Act of 2009.

The County supports funding the National Affordable Housing Trust Fund. Resources made available through the Trust Fund should be accessible to local housing and community development agencies, including public housing authorities. As the present home mortgage crisis demonstrates, homeownership is not for everyone. While we value and support the role that homeownership plays in meeting affordable housing needs, any new production program should prioritize efforts to address our nation's acute shortage of affordable rental housing.

Agricultural Pest and Disease Control – Agriculture and native environments in Contra Costa County continue to be threatened by a variety of invasive/exotic pests, diseases and non-native weeds. The Federal government provides funding for

research, regulation, pest exclusion activities, survey and detection, pest management, weed control, public education and outreach. The County will support funding in all these areas for protection of our agricultural industry and open space. Consistent with the policy position, the County will also support legislation which would authorize and direct the USDA to provide state and local funding for High Risk Prevention programs (also called Pest Detection Funding).

Beneficial Use of Dredged Materials – As the beneficial reuse of dredged materials has a clear public benefit, particularly in the Delta, the County will continue to support beneficial reuse in general and also continue to advocate for funding for a federal study to determine the feasibility of beneficial reuse, considering the benefits and impacts to water quality and water supply in the Delta, navigation, flood control damage, ecosystem restoration, and recreation. The study would include the feasibility of using Sherman Island as a rehandling site for the dredged material, for levee maintenance and/or ecosystem restoration. Language to authorize the study was included in the Water Resources and Development Act (WRDA) which was passed into law on November 8, 2007.

Child Care – The vulnerable children and families we serve face some of the most difficult circumstances of their lifetimes, as unemployment and loss of health insurance increase rapidly, more families are face foreclosure, and food assistance use hits record highs. Our agencies confront sharply rising caseloads and service demands as state and local budget deficits grow. With respect to issues of child care, the County will advocate for the following federal actions:

- Increase funding to support employment of low-income families through greater access to child care subsidies, and increase the access of children from eligible families to high-quality care that supports positive child development outcomes.
- Provide flexibility at the state and local levels so that quality care can be balanced with access and parental choice.
- Require coordination at the federal level among the various early child care and education funding streams.
- There are approximately 10,450 Early Head Start (0-3) and Head Start (3-5) eligible children in Contra Costa County (US Census Bureau 2008 American Community Survey). This is comprised of 6,793 Early Head Start eligible children and 3,675 Head Start eligible children. The County's funded enrollment is equal to only 21% of the county's eligible Head Start and Early Head Start Children. The County would like to see at least 50% of eligible Head Start and Early Head Start children enrolled in Head Start and Early Head Start program.

Child Support – The County will advocate for the following federal actions:

- Eliminate the \$25 fee for non-IV-A families.

- Restore the incentive match payments that were prohibited in the Deficit Reduction Act.
- Allow the automatic use of cash medical support to reimburse Medicaid expenditures.
- Allow IV-D agencies to access Health Insurance records for the purposes of Medical Support.

Child Welfare and Well-being –The County will advocate for the following federal actions:

- Provide states with financial incentives, as opposed to monetary penalties, under the Child and Family Services Reviews and minimize the significant administrative burden associated with the review process.
- End Title IV-E disallowances from federal audits that take away funds from an already resource-strapped child welfare system. Allow states to reinvest these funds in preventing child abuse and neglect.
- Increase prevention dollars to help maintain children safely in their own homes. Federal funding currently gives disproportional support to out-of-home care rather than to preventing children from coming into care.
- Any increase in Federal Medical Assistance Percentage should include an associated increase in the Title IV-E matching rate to help support children in foster care.

Community Development Block Grant and HOME Programs – *The County's ability to continue funding to a variety of nonprofit agencies that provide critical safety net services to lower income residents, including financing the development of affordable housing is threatened by further cuts as part of the Budget Control Act (Act) passed by Congress in July 2011. The Act established mandatory spending caps on most federal programs through 2021, and arranged additional across-the-board annual spending cuts to federal defense and non-defense discretionary (NDD) programs over this same period. Included in non-defense discretionary programs are critical local government oriented programs including the CDBG and HOME programs. These programs are successful and productive, leveraging significant funding from non-federal sources to help spur economic development. The County agrees that reducing the federal deficit is an important component of achieving long-term national economic stability, but targeting solely NDD programs like the CDBG and HOME programs will not achieve significant reductions and will hinder the County's ability to provide critical services to its most vulnerable populations. The County will continue to oppose any further reductions in the CDBG and HOME programs as part of the Budget Control Act or any other means.*

Cost Shifts to Local and State Government – Contra Costa County performs many of its services and programs pursuant to federal direction and funding. Other services and programs are performed at the behest of the state, which receives funding through the federal government. In the past, the Administration's budget has contained significant cuts to entitlement programs and/or caps on entitlements. Such actions could shift cost of services from the federal government to the state and/or local governments (and to the extent that costs would shift to the state, it is highly likely that these would be passed on to the County). The County will oppose any actions that would result in cost shifts on federal entitlement programs or which would result on greater dependency on county funded programs. In addition, the County will support federal and state financial assistance to aid county and local government efforts to meet unfunded federal mandates, such as those contained in the National Response Plan (NRP), the National Infrastructure Protection Plan (NIPP), and the National Incident Management System.

Criminal Debt Collection – Nonpayment of court-ordered victim restitution, fines and fees is a problem of epidemic proportions for all jurisdictions. Literally billions of dollars go uncollected each year across the country, resulting not only in financial suffering of victims, but also the loss of public revenue. Many states already allow for the offset of State Tax Refunds, and these programs are successful in achieving revenue recovery. Federal Tax Refunds are already being successfully offset to pay for delinquent child support. The County will support amendments to the Internal Revenue Code of 1986 to allow an offset against income tax refunds to pay for court-ordered debts that are past-due.

Designation of Indian Tribal Lands and Indian Gaming – The Board of Supervisors has endorsed the California State Association of Counties' (CSAC) policy documents regarding development on tribal land and prerequisites to Indian gaming. These policy statements address local government concerns for such issues as the federal government's ability to take lands into trust and thus remove them from local land use jurisdiction, absent the consent of the state and the affected county; the need for tribes to be responsible for all off-reservation impacts of their actions; and assurance that local government will be able to continue to meet its governmental responsibilities for the health, safety, environment, infrastructure and general welfare of all members of its communities. The County will continue to advocate for federal legislation and regulation that supports the CSAC policy documents.

The County will also advocate for limitations on reservation shopping; tightening the definition of Class II gaming machines; assuring protection of the environment and public health and safety; and full mitigation of the off-reservation impacts of the trust land and its operations, including the increased cost of services and lost revenues to the County.

The County will also advocate for greater transparency, accountability and appeal opportunities for local government in the decision-making processes that permit the establishment of Indian gaming facilities. This includes sequencing the processes so

that the Indian Lands Determination comes first, prior to initiation of a trust land request and associated environmental review.

The County will also consider support for federal action and/or legislation that allows Class III gaming at the existing gaming facility only if it can be shown that any change would result in a facility that would be unique in nature and the facility can demonstrate significant community benefits above and beyond the costs associated with mitigating community impacts.

Economic Development Programs – Congress should fund all the complementary programs within HUD’s community and economic development toolkit, ensuring that HUD does not lose sight of the development component of its mission. To that end, the County will support continued funding for the Section 108 loan guarantee program, the Brownfields Economic Development Initiative and the Rural Housing and Economic Development program. Each of these programs plays a unique role in building stronger, more economically viable communities, while enabling communities to leverage external financing in a way the CDBG program alone cannot do.

Federal “Statewideness” Requirements – For many federally funded programs, there is a “statewideness” requirement; i.e., all counties must operate the specific program under the same rules and regulations. This can hamper the County’s ability to meet local needs, to be cost effective and to leverage the funding of one program to reduce costs in another program. Contra Costa County cannot negotiate for federal waivers or do things differently because it is not a state, yet its population is greater than seven states. Recognizing this is a very long-term effort, the County will advocate for relaxation of the “statewideness” rule to allow individual counties or a consortium of counties to receive direct waivers from the federal government and/or adopt the rules and regulations currently in use in another state for specific programs.

Habitat Conservation Planning – The County will advocate for elevating the profile of Habitat Conservation Plans (HCPs) such as the East Contra Costa County HCP within Congress and Administration so that these critical federal/state/local partnerships can receive necessary attention and support. HCPs are flagship programs for the federal government and supporting effective implementation of approved HCPs should be a top priority for the U.S. Department of the Interior and U.S. Fish and Wildlife Service and HCPs should be a key tool in any federal climate change or economic stimulus legislation.

Health – The County will advocate for the following actions by the federal government: provide enhanced Medicaid FMAP (“FMAP” is the “Federal Medical Assistance Percentage”) for Medicaid. It is the federal matching rate for state Medicaid expenditures. Increasing the federal matching rate for states would free up state general fund money for other purposes and would help counties as well.); suspend the Medicare “clawback” rule; suspend the “60-day rule” that requires states to repay the federal government overpayments identified by the state prior to collection, and even in instances where the state can never collect; ease the ability to cover those eligible for

Medicaid by making documentation requirements less stringent; and prevent the implementation of the following seven federal regulations:

- Outpatient hospital
- Case Management
- School Based Administration & Transportation
- Public Provider Cost Limit
- Graduate Medical Education
- Rehabilitation Services Option
- Provider Tax

Levee Restoration and Repair – The County will support legislation such as H.R. 6484, the SAFE Levee Act (Garamendi, CA 10th), which will authorize the U.S. Department of the Interior to invest in Delta levee repairs, for all levees that are publicly owned or publicly maintained. The bill also requires a cost-benefit analysis for the tunnel project being planned as part of the Bay-Delta Conservation Plan.

Pension – The County will support legislation that would modify the Internal Revenue Code and corresponding regulations to permit public employees to make an irrevocable election between their current pension formula and a less rich pension formula.

In 2006, Contra Costa County and the Deputy Sheriff's Association jointly obtained state legislation that would allow members of the Association to make a one-time irrevocable election between their current pension formula and a less rich pension formula, called Tier C. Orange County and its labor organizations obtained similar legislation in 2009. However, neither County has been able to implement this state legislation because such elections currently have negative tax consequences for employees and for retirement plans under federal tax law as interpreted by the Internal Revenue Service.

Like many local government entities nationwide, the County's fiscal position would benefit greatly from reduced pension costs. Allowing local government entities to implement collective bargaining agreements and state legislation that permits employees to elect less rich pension formulas would be a significant step in reducing pension costs.

Public Housing Programs – The County will support legislation that results in the transformation of existing programs to improve their effectiveness and efficiency, in tandem with the design of new and innovative responses, both to build upon recent progress and address outstanding issues.

The County will support legislation to protect the nation's investment in Public Housing.

- Enact affordable housing industry proposal to allow public housing agencies (PHAs) to voluntarily convert public housing units to Section 8 project-based rental assistance in order to preserve this vital component of the national

infrastructure.

- Oppose the Administration's proposal to impose a \$1 billion offset against the operating reserves of responsible, entrepreneurial PHAs.
- Support the revitalization of severely distressed public housing units.
- Address safety and security concerns connected to drug-related crime.

The County will support legislation to preserve vital community and economic development programs

- Fully fund the Community Development Block Grant Program in order to create and save jobs, revitalize local economies, and support critical services for vulnerable populations.
- Maintain funding for HUD's cost-effective economic development tools.

The County will support legislation to strengthen and simplify the Section 8 Rental Assistance programs

- Provide adequate funding for Housing Assistance Payment contract renewals and ongoing administrative fees.
- Enact the Section Eight Voucher Reform Act (SEVRA).
- Implement overdue regulatory and administrative revisions that ensure the efficient use of program funds.

The County will support legislation to expand Affordable Housing Opportunities and combat homelessness

- Fully fund the Home Investment Partnerships Program and HUD's homeless assistance programs.
- Capitalize the Housing Trust Fund through a revenue-neutral approach.
- Preserve and strengthen the Low Income Housing Tax Credit Program.

The County will support legislation to foster innovation, increase efficiency, and streamline the regulatory environment

- Promote reasonable and flexible federal oversight.
- Incentivize green building and increased Energy Efficiency.
- Support HUD's ongoing transformation efforts.
- Ensure that HUD releases and distributes federal funding in a timely manner.

- Eliminate statutory and regulatory barriers that prevent PHAs and redevelopment authorities from accessing federal programs they are qualified to administer.

Retiree and Retiree Health Care Costs – The County operates many programs on behalf of the federal government. While federal funding is available for on-going program operations, including employee salaries, the allocation is usually capped, regardless of actual costs. For retiree and retiree health care, the County's ability to contain costs is extremely limited. The County will advocate for full federal financial participation in funding the County's retiree and retiree health obligations.

San Luis Drain – The U. S. Bureau of Reclamation is under a court injunction to evaluate and implement options for providing drainage services for the west side of the San Joaquin Valley. Drainage water from this area contains toxic concentrations of selenium and other hazardous substances. The San Luis Drain is one of the options that was studied. The Drain would pass through Contra Costa County to discharge in the Delta. The U.S. Bureau of Reclamation has determined to address the problem without building the Drain, but Congress would need to appropriate the funds before this alternative could be implemented. *A federal court ruling found that Reclamation does not have to build the Drain but simply has to provide some way of dealing with the contaminated agricultural runoff water. However, that ruling is under challenge in the 9th Circuit Court of Appeals by water interests who want the Drain built.* The injunction requiring provision of some type of drainage service still looms. The County will continue to oppose the San Luis Drain option and support, instead, drainage solutions in the valley, such as reducing the volume of problem water drainage; managing/reusing drainage waters within the affected irrigation districts; retiring lands with severe drainage impairment (purchased from willing sellers); and reclaiming/removing solid salts through treatment, bird safe/bird free solar ponds and farm-based methods.

State Criminal Alien Assistance Program (SCAAP) – *On May 23rd, the Department of Justice (DOJ) announced a change in the State Criminal Alien Assistance Program (SCAAP) that will prohibit SCAAP funds from being used to reimburse localities for foreign-born criminal aliens housed in jails that have been classified as "unknown inmates" by the Department of Homeland Security's Immigration and Customs Enforcement (ICE) agency. This is a significant change to the SCAAP reimbursement formula and will heavily impact counties across the nation.*

The County will support the rescinding of this decision and a reinstatement of the previous reimbursement practice, which would more equitably reimburse jurisdictions for the costs of housing undocumented individuals, including those inmates whose status may be unknown to the Department of Homeland Security.

SCAAP provides much needed partial reimbursement assistance to states and localities for the costs associated with the detention and incarceration of undocumented criminal aliens convicted of state and local offenses who have been incarcerated for at least four consecutive days. Although it is the federal government's responsibility to protect and

secure the nation's borders, counties incur millions of dollars in un-reimbursed expenses each year as a result of housing undocumented immigrants that violate state or local laws. Additionally, counties are often times responsible for processing and prosecuting illegal aliens, and, in many cases, must provide medical care and other services to these individuals.

As a result, a disproportionate share of the criminal justice-related costs associated with illegal immigration impacts county governments, and SCAAP related costs to local jurisdictions continue to rise. In past years, DOJ's Bureau of Justice Assistance (BJA) has provided reimbursement credit to states and localities that have incurred costs for detaining individuals whom they believe to be undocumented criminals; in doing so, the agency has acknowledged the fact that undocumented individuals constitute a high percentage of foreign-born inmates of unknown immigration status because these individuals-who have never before been apprehended and screened by federal immigration agents-will not be in any federal immigration database.

By proceeding with the modified payment methodology, BJA would be unilaterally eliminating reimbursement for a significant portion of undocumented inmates in local jail systems, and future SCAAP awards to many local governments would likely be reduced by more than 50 percent nationwide. This added burden will put additional strains on already tight county budgets.

Second Chance Act – The County will support funding for the Second Chance Act, which helps counties address the growing population of individuals returning from prisons and jails. Despite massive increases in corrections spending in states and jails nationwide, recidivism rates remain high: half of all individuals released from state prison are re-incarcerated within three years. Here in California, unfortunately, the recidivism rate is even higher. Yet there is reason for hope: research shows that when individuals returning from prison or jail have access to key treatments, education, and housing services, recidivism rates go down and the families and communities they return to are stronger and safer.

The Second Chance Act ensures that the tax dollars on corrections are better spent, and provides a much-needed response to the "revolving door" of people entering and leaving prison and jail.

Supplemental Nutrition Assistance Program (SNAP) – The County will advocate for the following federal actions:

- Increase SNAP benefits as a major and immediately available element of economic stimulus.
- Suspend the restrictions applying to ABAWDs. ("ABAWDs" stands for "Able-Bodied Adults without Dependents" and pertains to adults receiving food stamps who are considered employable.) They are subject to strict time limits on how

long they can receive food stamps. It is difficult administratively to track this, and when unemployment is high, it can result in more adults going hungry.

- Remove the current federal barriers that prevent some nutrition programs from employing EBT technology.

Streamlining Permitting for Critical Infrastructure, Economic Stimulus, and Alternative Energy Projects –“Green” Job Creation – Request that Congress and the Administration recognize the value of Habitat Conservation Plans (HCPs) as a reliable way of streamlining critical infrastructure, economic stimulus, and alternative energy project permitting in a manner that is consistent with federal environmental regulations. HCPs not only facilitate such projects through permit streamlining, but the planning, implementation, management, and monitoring needs associated with regional HCPs plans also create many quality “green” jobs.

Telecommunications Act of 1996 Revisions – The Telecommunications Act of 1996 governs local government’s role in telecommunications, primarily broadband cable that uses the County’s right-of-way as well as consumer protections. As Congress works to update the Act, the County will continue to advocate for strengthening consumer protections and local government oversight of critical communications technologies; local access to affordable and reliable high speed broadband infrastructures to support the local economy; the right of local municipalities and communities to offer high-speed broadband access; coordination and integration of private communication resources for governmental emergency communication systems; preservation of local government’s franchise fees; preservation of the local community benefits, including but not limited to public, education and governmental (PEG) access channels; authority for provision of municipal telecommunication services; preservation of local police powers essential for health, safety and welfare of the citizenry; preservation of local government ownership and control of the local public rights-of-way; and support for ensuring that communication policy promotes affordable services for all Americans.

The Community Broadband Act of 2007, S.1853, encourages the deployment of high speed networks by preserving the authority of local governments to offer community broadband infrastructure and services. The County will oppose all bills that do not address the County’s concerns unless appropriately amended. In addition, the Federal Communications Commission (FCC) has proposed rule-making (FCC Second Report and Order Docket 05-311 “Franchising Rules for Incumbents”) that, in the opinion of local government, goes beyond the scope of their authority in this area. The County will oppose all such rule making efforts.

Telecommunications Issues – Support the Community Access Preservation (CAP) Act introduced in 2009 by Wisconsin Congresswoman Tammy Baldwin. The CAP Act addresses the challenges faced by public, educational and government (PEG) TV channels and community access television stations. The CAP Act addresses four immediate issues facing PEG channels. The CAP Act would: Allow PEG fees to be used for any PEG-related purpose; require PEG channels to be carried in the same

manner as local broadcast channels; require the FCC to study the effect state video franchise laws have had on PEG; require operators in states that adopted statewide franchising to provide support equal to the greater of the support required under the state law or the support historically provided for PEG; and make cable television-related laws and regulations applicable to all landline video providers.

In addition, the County should support the widespread deployment and adoption of broadband, especially as it serves to connect the educational community and libraries.

Temporary Assistance for Needy Families – The County will advocate for the following federal actions:

- Relieve states of work participation rate and work verification plan penalties for fiscal years 2007, 2008, 2009 and 2010 in recognition of the serious downturn in the national economy and the succession of more “process-based” regulations issued in the last few years.
- Permanently withdraw the August 8, 2008, proposal that would have repealed the regulation that enables states to claim caseload reduction credit for excess MOE expenditures.
- Rescind the May 22, 2008, HHS guidance that effectively eliminated the ability of states to offer pre-assistance programs to new TANF applicants for up to four months.
- Rescind the final Deficit Reduction Act regulation restricting allowable state maintenance-of-effort expenditures under TANF purposes 3 and 4.
- End federal efforts to impose a national TANF error rate.

Volume Pricing – The National Association of Counties supports greater access for local governments to General Services Administration (GSA) contract schedules. These schedules provide volume pricing for state and local governments and make public sector procurement more cost effective. However, current law does not provide full access to state and local governments for GSA schedules. The County will support legislation that gives local governments access to these schedules and provides the option of purchasing law enforcement, security, and other related items at favorable GSA reduced pricing.

Workforce Investment Act (WIA) Reauthorization – Congress may again consider reauthorization of the Workforce Investment Act in 2013. The County will support reauthorization of the Workforce Investment Act at current funding levels or higher; keeping the program at the federal level rather than block granting it; maximizing local control, so that we can meet local needs; and establishing reasonable performance measures. In addition, any reauthorization or new workforce legislation should: retain private sector led state and local Workforce Investment Boards (local boards) as

governing bodies; expand, enhance and simplify the WIA Youth Program; redesign the Dislocated Worker program to reflect the new economy; and redesign how the funding of One-Stop facilities is structured.



PROPOSED 2013 STATE LEGISLATIVE PLATFORM

Contra Costa County

January 22, 2013



Table of Contents

LEGISLATIVE/REGULATORY ADVOCACY PRIORITIES.....	2
STATE PLATFORM POLICY POSITIONS	5
Agricultural Issues	5
Animal Services Issues	6
Child Support Services Issues	7
Climate Change Issues.....	8
Elections Issues	8
Emergency Preparedness, Emergency Response	9
Eminent Domain Issues.....	9
Flood Control and Clean Water Issues	9
General Revenues/Finance Issues	10
Health Care Issues.....	13
Human Services Issues	16
Indian Gaming Issues	18
Land Use/Community Development Issues	19
Law and Justice System Issues	21
Levee Issues, Sacramento-San Joaquin Delta Issues.....	22
Library Issues.....	25
Telecommunications Issues	25
Transportation Issues.....	25
Waste Management.....	28



2013 STATE LEGISLATIVE PLATFORM CONTRA COSTA COUNTY

Each year, the Board of Supervisors adopts a State Legislative Platform that establishes priorities and policy positions with regard to potential State legislation and regulation. The State Legislative Platform includes County-sponsored bill proposals (as needed), legislative or regulatory advocacy priorities for the year, and policies that provide direction and guidance for identification of bills which would affect the services, programs or finances of Contra Costa County.

LEGISLATIVE/REGULATORY ADVOCACY PRIORITIES

Each year, issues emerge through the legislative process that are of importance to the County and require advocacy efforts. For 2013, it is anticipated that critical issues requiring legislative advocacy will include the following:

1. State Budget – The state’s continuing economic recovery, prior budget cuts, and the additional, temporary taxes provided by Proposition 30 have combined to bring the State Budget to a much improved financial condition. The Legislative Analyst’s Office is now indicating that the state has reached a point where its underlying expenditures and revenues are “roughly in balance.” Specifically, the Governor proposes \$138.6 billion in General Fund and special fund spending in 2013-14, up 4.5 percent from 2012-13. The Administration forecasts that the state’s General Fund budgetary balance will be \$1 billion at the end of 2013-14 under the Governor’s plan. However, this optimistic prognosis is dependent on growth in the economy and the stock market, and the budget faces considerable risks from federal fiscal policy and revenue volatility. Any of these factors could derail the plan for out-year operating surpluses.

The long-standing practice of state government has been to look to counties as a means of balancing its budget. While opportunities to do so are more limited with the passage of Proposition 1A, the state has been creative in its efforts to include counties as part of its budget balancing solution and may do so again through additional program realignment and/or revenue reductions.

Of particular concern to counties is the inadequate reimbursement for our ever-increasing cost of operating several human services programs: the “Human Services Funding Deficit,” formerly referred to as the “Cost of Doing Business.” The annual shortfall between actual county expenses and state reimbursement has grown to over \$1 billion since 2001, creating a de facto cost shift to counties. The funding gap forces counties to reduce services to vulnerable populations and/or divert scarce county resources from other critical local services. It also increases the risk of state and federal penalties.

2. Health Care – Counties play a critical role in California’s health reform efforts. Counties serve as employers, payers, and providers of care to vulnerable populations. Consequently, counties stand ready to actively participate in discussions of how to best reform the health care system in California and implement the national health care reform legislation passed in 2010, The Patient Protection and Affordable Care Act (ACA).

The optional Medi-Cal Expansion, to take effect on Jan. 1, 2014, is likely to be part of the State Budget process, while a Special Session on Health Care Reform – expected to be called by the Governor sometime this month – will address Health Care Exchange issues and the required Medi-Cal expansion. (The mandatory expansion includes changes to eligibility and enrollment for populations currently eligible for Medicaid and is estimated to cost the state General Fund \$350 million.) The ACA required states to expand Medicaid programs to allow childless adults at or below 138 percent of poverty to be eligible for Medicaid (known as Medi-Cal in California). The Supreme Court struck down that mandate but allowed it to be an option for states, which California has exercised. The Governor’s Budget provides two options for that optional expansion: a “state option” and a “county option.” Both options, which will need to be vetted by the Legislature, will have fiscal implications for counties. The implementation of the ACA through the health benefits exchange (“Covered California”) and with a proposed “Medi-Cal Bridge” program (a basic health program that would bridge between Medi-Cal and the Exchange) dovetail with the Medi-Cal expansion. The outcome of these issues will have a major impact on Contra Costa’s health care delivery system.

In the coming year, the County will continue to work on the implementation of required health care reform measures to maximize federal revenue. The County will support efforts to provide counties with the necessary tools to implement health care reform which may include performing eligibility and enrollment, preserving existing county resources from 1991 Realignment, providing for a smooth transition in 2014 for the various operational systems, and supporting legislation to ensure that low-income families are covered under the Affordable Care Act. In addition, the County will continue to work to reduce uncompensated health care costs.

3. Water and Levees /The Sacramento-San Joaquin Delta – The enactment of the Delta Reform Act (2009), a package of bills that established the co-equal goals for reliable water supply and ecosystem restoration for the Delta as well as the proposed Bay Delta Conservation Plan (BDCP)--an effort to construct a pair of massive tunnels under the Delta--will bring significant, large-scale change to the Delta as we know it. The scope and content of these changes, as well as enduring political battles between north and south over water, will continue to guide legislative and administrative agendas in the coming year.

Significant future impacts upon the County in the areas of water quality and supply, levees, ecosystem, governance and flood control are anticipated. Additionally, a water bond has been delayed from the November 2012 ballot. Consideration should be given to the potential for the County to sponsor Delta-related legislation through our legislative

delegation. The County may also work with the Delta Counties Coalition (DCC) to sponsor Delta-related legislation.

Particular areas of concern for 2013 include, but are not limited to, the ongoing development of the tunnel project, the impacts of Delta plans on local land use authority, efforts to expedite state bond funding for levee improvement projects, and the development of flow standards that will impact water quality and ecosystem health. The County's adopted Delta Water Platform, as well as the Strategic and Action Plans, are incorporated in this Platform by reference.

4. Realignment Implementation – The battle for constitutional protections for 2011 Realignment concluded successfully on November 6, 2012 when Proposition 30 was passed by the voters. Proposition 30 provides constitutional guarantees to the funding that supports Realignment and safeguards against future program expansion without accompanying funding. With these provisions in place, Contra Costa County can continue to implement the array of programs transferred under 2011 Realignment, confident that funding is secure and programmatic responsibilities are defined.

Any future proposals to realign programs to counties must have constitutionally guaranteed ongoing funding and protections. The County will oppose any proposals that will transfer additional program responsibility to counties without funding and protections. The County will also oppose efforts that limit county flexibility in implementing programs and services realigned in 2011 or infringe upon our ability to innovate locally.

The County resolves to remain accountable to our local constituents in delivering high-quality programs that efficiently and effectively respond to local needs. Further, we support counties' development of appropriate measures of local outcomes and dissemination of best practices.

With regard to Public Safety realignment, the County will support efforts that facilitate the smooth transition of prisoners and parolees at the county level. Counties have received parolees whose latest crime fits the specified "non-violent, non-serious, non-sex offender" (N3) definition but who have a criminal background that includes violent, serious and/or sexual crimes. Under the current legislation, the person's latest offense/crime determines if they meet the N3 criteria. However, counties have received people who have a very violent background. Specifically, a change would be requested to prevent those whose total criminal background does not meet the N3 criteria. These individuals should stay under the responsibility of the state.

The County will also support efforts to provide additional funding/grants to those counties that have a commitment to lowering the crime rate and reducing recidivism through the provision of innovative, comprehensive, evidence-based programs for offender populations and their families. The County will also continue to support efforts to ensure that the receipt of Local Community Corrections Funds matches the amounts anticipated from the state, without undue delay.

STATE PLATFORM POLICY POSITIONS

A brief background statement accompanies policy positions that are not self-evident. Explanatory notes are included either as the preface to an issue area or following a specific policy position. Please note that new and revised policy positions are highlighted and in italics. The rationale for the policy position is italicized.

Agricultural Issues

1. SUPPORT efforts to ensure sufficient State funding for pest and disease control and eradication efforts to protect both agriculture and the native environment, including glassy-winged sharpshooter, light brown apple moth, and Japanese dodder activities; high risk pest exclusion activities; pesticide regulatory and law enforcement activities; and noxious weed pest management. *Agriculture is an important industry in Contra Costa County. Protection of this industry from pests and diseases is important for its continued viability.*
2. SUPPORT continued appropriations for regulation and research on sudden oak death, a fungal disease affecting many species of trees and shrubs in native oak woodlands. *The County's natural environment is being threatened by this disease.*
3. SUPPORT funding for agricultural land conservation programs and agricultural enterprise programs to protect and enhance the viability of local agriculture. *The growth in East County and elsewhere has put significant pressure on agricultural lands, yet agriculture is important not only for its production of fresh fruits, vegetables and livestock, but also as a source of open space.*
4. SUPPORT legislation to establish legal authority where needed to facilitate the efforts by the California Department of Food and Agriculture and the Department of Boating and Waterways to survey and treat all incipient infestations of the South American spongeplant and a continued long-term effort to rid the Delta of this and other invasive species. *Invasive aquatic species are a threat to agriculture, the environment and recreation in the Delta. This includes support for efforts by the Department of Boating and Waterways to secure multi-year permits for eradication of multiple species of invasive weeds in the Delta.*
5. *SUPPORT the CSAC policy statement regarding revisions to the California Conservation Act of 1965 (the Williamson Act) to support legislative changes that preserve the integrity of the Williamson Act, eliminate abuses resulting in unjustified and premature conversions of contracted land for development, and to fully restore Williamson Act subventions. The state subventions to counties also must be revised to recognize all local tax losses.*

Animal Services Issues

6. SUPPORT efforts to protect local revenue sources designated for use by the Animal Services Department; i.e., animal licensing, fines and fees. *Fines, fees, and licensing are major sources of revenue for the Animal Services Department. The demand for animal services is increasing each year as does the demand on the General Fund. It is important to protect these revenue sources to continue to provide quality animal service and to meet local needs.*
7. SUPPORT efforts to protect or increase local control and flexibility over the scope and level of animal services. *Local control over the scope of animal services is necessary to efficiently address public safety and other community concerns. Local control affords jurisdictions the ability to tailor animal service programs to fit their communities. Animal related issues in dense urban areas vary from those in small, affluent communities.*
8. SUPPORT efforts to protect against unfunded mandates in animal services or mandates that are not accompanied by specific revenue sources which completely offset the costs of the new mandates, both when adopted and in future years. *Unfunded mandates drain our limited fiscal resources and, at the same time, chip away at local control over the scope and level of services.*
9. SUPPORT efforts to ensure full funding of State animal services mandates, including defense of the Department of Finance's lawsuit against the State Commission on Mandates regarding the State obligations for reimbursement of local costs for animal services incurred in compliance with SB 1785. *The County invested large sums of money to comply with SB 1785, with the assurance that our cost would be offset by reimbursements from the State. Failure by the State to honor the reimbursements negatively impacts the County General Fund and Animal Services' budget.*
10. SUPPORT efforts to protect and/or increase County flexibility to provide animal services consistent with local needs and priorities. *The demand for quality animal service programming continues to increase each year. The County is experiencing population growth and changing demographics. It is incumbent upon the Animal Services Department to be flexible enough to adjust to the changing needs and priorities.*
11. SUPPORT efforts to preserve the integrity of existing County policy relating to Animal Services (e.g., the Animal Control Ordinance and land use requirements). *Contra Costa is looked upon as one of the model Animal Services Departments in the state. Its policies, procedures, and ordinances are the yardstick against which other Animal Control organizations are measured. The local control exercised by the Board of Supervisors is key to that hallmark.*

Child Support Services Issues

12. SUPPORT the establishment of a statewide electronic registry for the creation and release/satisfaction of liens placed on property of a non-custodial parent as necessary to collect delinquent child support payments. *California law currently provides that recording an abstract or notice of support judgment with a County Recorder creates a lien on real property. This requires recording the judgment in each of the 58 counties in order not to miss a property transaction. An electronic registry would simplify not only the creation of liens but also the release/satisfaction of liens because there would be a single statewide point of contact, and the entire process would be handled electronically through automated means.*
13. SUPPORT amendment of current law that states that documents completed and recorded by a local child support agency may be recorded without acknowledgement (notarization) to clarify that the exception is for documents completed or recorded by a local child support agency. *This amendment clarifies that documents that are prepared by the local child support agency and then sent for recording either by the local child support agency or by the obligor (non-custodial parent) or by a title insurance company are covered by the exemption, a technical point not acknowledged by all county recorder offices.*
14. SUPPORT efforts to simplify the court process for modifying child support orders by the court by requiring court appearances only when one of the parties objects to the modification. *Currently, establishment of parentage and support by the court is permitted without court appearance if both parties are in agreement. A similar process for modification would reduce court time, the workload of all involved agencies and parties, and streamline the process.*
15. SUPPORT efforts to ensure that the reduction caused by the federal Deficit Reduction Act of 2005 to the California Department of Child Support Services is not passed down as a reduction to the local program. *The Act places a restriction on the ability of states to use incentive funds as the state match to draw additional federal funds. In previous years, California used its \$30 million in federal funds in child support programs.*
16. SUPPORT efforts that would require the Department of Child Support Services to provide any notice form, information, or document that is required or authorized to be given, distributed, or provided to an individual, a customer, or a member of the public to be given, distributed, or provided in a digitized form, and by any means the Department determines is feasible, including, but not limited to, e-mail or by means of a web site.

Climate Change Issues

17. SUPPORT the CSAC *Climate Change Policy Statements and Principles* which address a broad range of issues affected by climate change, including water, air quality, agriculture, forestry, land use, solid waste, energy and health. *The document is largely based on existing CSAC policy and adapted to climate change. Additionally, the document contains a set of general principles which establish local government as a vital partner in the climate change issue and maintain that counties should be an active participant in the discussions in the development of greenhouse gas reduction strategies underway at the state and regional level.*
18. SUPPORT efforts to ensure that the implementation of AB 32 results in harmony among the greenhouse gas reduction target created by the Air Resources Board for each regional/local agency, the housing needs numbers provided by the state Department of Housing and Community Development pursuant to housing element law, the Sustainable Communities Strategy, and the Regional Transportation Plan processes.
19. *SUPPORT legislative or administrative efforts that favor allocation of funding from the California Greenhouse Gas Cap and Trade Program to jurisdictions that are the largest emitters of greenhouse gas.*

Elections Issues

20. SUPPORT legislation to adjust precinct sizing from 1,000 voters per precinct to 1,250 voters per precinct. *With the option of being able to have up to 1,250 voters per precinct, the best polling locations in a neighborhood can be selected, and that same site is more likely to be used for several elections, thus avoiding the need to change poll sites for voters.*
21. SUPPORT full state reimbursement for state mandates imposed upon local registrars by the Secretary of State, including special state elections. *The state has committed to reimburse Counties for the cost of certain state mandates. That reimbursement process, SB 90, can be lengthy and contentious. The SB 90 process is also subject to uncertainties including partial payments, delayed payments, and now, suspended or no payments. In lieu of the SB 90 process for Elections, there is merit in the examination of having the state pay its pro-rata share of costs when state candidates/measures are on the ballot.*
22. SUPPORT legislation that would add provisions to the state Elections Code that would allow special elections to fill a vacancy in a congressional or legislative district to be conducted by all mailed ballots at the county's discretion.

Emergency Preparedness, Emergency Response

23. SUPPORT legislation that would give local agencies more authority to train volunteers and help clean-up oil spills without taking on additional legal liability.
24. SUPPORT legislation that would require the state's Oil Spill Prevention and Response Agency to improve communication and clean-up technology, increase safety standards for ships and establish special protections for ecologically sensitive areas.
25. SUPPORT legislation that would require responses to future oil spills in a shorter timeframe, with a more regional approach.
26. SUPPORT measures that enable counties and other local agencies to better exercise their responsibilities to plan for and respond to emergencies and disasters without taking on additional legal liability and oppose those that do not recognize or support the county and local agency role in the State's Standardized Emergency Management System.
27. SUPPORT legislation or other measures requiring the creation *or utilization* of emergency rock stockpiles suitable for levee repair throughout the Delta, enabling increasingly efficient and less costly prevention of levee breaks and enhancement of initial response capabilities.
28. *SUPPORT legislation or other measures that will enable the Department of Water Resources to easily and quickly enter into contracts with local entities that need assistance in planning for emergency response.*

Eminent Domain Issues

29. SUPPORT legislation that maintains the distinction in the California Constitution between Section 19, Article I, which establishes the law for eminent domain, and Section 7, Article XI, which establishes the law for legislative and administrative action to protect the public health, safety, and welfare.
30. SUPPORT legislation that would provide a comprehensive and exclusive basis in the California Constitution to compensate property owners when property is taken or damaged by state or local governments, without affecting legislative and administrative actions taken to protect the public health, safety, and welfare.

Flood Control and Clean Water Issues

31. SUPPORT authorization for regional approaches to comply with aquatic pesticide permit issues under the purview of the State Water Resources Control Board. *Contra Costa County entered into an agreement with a neighboring county and*

several cities to share the costs of monitoring. While it makes sense for local government to pool resources to save money, State Board regulations make regional monitoring infeasible.

32. SUPPORT efforts to provide local agencies with more flexibility and options to fund **stormwater** programs. Stormwater **permit** requirements issued by the Regional Water Quality Control Boards are becoming more and more expensive, yet there is no funding. Stormwater **services, encompassing both water quality and drainage/flood control**, should be structured like a utility with the ability to set rates similar to the other two key water services: drinking water and wastewater.
33. SUPPORT efforts to provide immunity to local public agencies for any liability for their clean-up of contaminations on private lands. *This will be more critical as the Regional Water Quality Control Boards institute Total Maximum Daily Loads, which establish a maximum allowable amount of a pollutant (like mercury) in the stormwater from a watershed.*
34. **SUPPORT efforts to require the Department of Water Resources (DWR) to provide 200 year flood plain mapping for all areas in the legal Delta. SB 5 requires the County and cities in the Delta to insure certain development projects must have 200 year level of protection and to make certain related findings. DWR has revisited developing zoning flood plain mapping, and if they do, only working in areas protected by project levees which does not include any areas within Contra Costa County.**

General Revenues/Finance Issues

As a political subdivision of the State, many of Contra Costa County's services and programs are the result of state statute and regulation. The State also provides a substantial portion of the County's revenues. However, the State has often used its authority to shift costs to counties and to generally put counties in the difficult position of trying to meet local service needs with inadequate resources. While Proposition 1A provided some protections for counties, vigilance is necessary to protect the fiscal integrity of the County.

35. SUPPORT the State's effort to balance its budget through actions that do not adversely affect County revenues, services or ability to carry out its governmental responsibilities.
36. OPPOSE any state-imposed redistribution, reduction or use restriction on general purpose revenue, sales taxes or property taxes unless financially beneficial to the County. *(Note that a redistribution of sales and property tax may be beneficial to Contra Costa County in the event that sales tax growth lags behind property tax growth.)*
37. OPPOSE efforts to limit local authority over transient occupancy taxes (TOT).

38. OPPOSE any efforts to increase the County's share-of-cost, maintenance-of-effort requirements or other financing responsibility for State mandated programs absent new revenues sufficient to meet current and future program needs.
39. SUPPORT efforts to ensure that Contra Costa County receives its fair share of State allocations, including mental health funding under Proposition 63 and pass-through of federal funds for anti-terrorism and homeland security measures. *The State utilizes a variety of methods to allocate funds among counties, at times detrimental to Contra Costa County.*
40. SUPPORT efforts to receive reimbursement for local tax revenues lost pursuant to sales and property tax exemptions approved by the Legislature and the State Board of Equalization.
41. SUPPORT continued efforts to reform the state/local relationship in a way that makes both fiscal and programmatic sense for local government and conforms to the adopted 2010 CSAC Realignment Principles, with an emphasis on maximum flexibility for counties to manage the existing and realigned discretionary programs.
42. SUPPORT efforts to relieve California of the federal Child Support penalties without shifting the cost of the penalties to the counties.
43. SUPPORT a reduction in the 2/3 vote requirement for special taxes that fund a comprehensive community plan developed by the county, cities and school districts that improves health, education and economic outcomes and reduces crime and poverty.
44. SUPPORT efforts to authorize counties to impose forfeitures for violations of ordinances, as currently authorized for cities. *This would provide the County with the opportunity to require deposits to assure compliance with specific ordinance requirements as well as retain the deposit if the ordinance requirements are not met. Currently, the County is limited to imposing fines which are limited to only \$100 - \$200 for the first violation, which has proven to be an ineffective deterrent in some cases.*
45. SUPPORT efforts to redefine the circumstances under which commercial and industrial property is reassessed to reduce the growing imbalance between the share of overall property tax paid by residential property owners versus commercial/industrial owners.
46. SUPPORT efforts to reduce County costs for Workers' Compensation, including the ability to control excessive medical utilization and litigation. *Workers' Compensation costs are significant, diverting funds that could be utilized for County services. Workers' Compensation should provide a safety net for injured*

employees, for a reasonable period of time, and not provide an incentive for employees to claim more time than medically necessary.

47. SUPPORT state actions that maximize Federal and State revenues for county-run services and programs.
48. SUPPORT legislative compliance with both the intent and language of Proposition 1A.
49. SUPPORT the provisions of Proposition 22 that would protect County revenues, particularly as related to transportation revenues and excluding those provisions related to redevelopment funds.
50. SUPPORT full State funding of all statewide special elections, including recall elections.
51. OPPOSE efforts of the State to avoid state mandate claims through the practice of repealing the statutes, then re-enacting them. *In 2005, the State Legislature repealed sections of the Brown Act that were subject to mandate claims, then re-enacted the same language pursuant to a voter-approval initiative, and therefore, not subject to mandate claims.*
52. SUPPORT strong Public Utilities Commission (PUC) oversight of state-franchised providers of cable and telecommunications services, including rigorous review of financial reports and protection of consumer interests. *AB 2987 (Núñez), Chapter 700, statutes of 2006 transferred regulatory oversight authority from local government to the PUC.*
53. SUPPORT timely, full payments to counties by the State for programs operated on their behalf or by mandate. *The State currently owes counties over \$1 billion in State General Funds for social services program costs dating back to FY 2002-03.*
54. SUPPORT full State participation in funding the County's retiree and retiree health care unfunded liability. *Counties perform most of their services on behalf of the State and Federal governments. Funding of retiree costs should be the responsibility of the State, to the same extent that the State is responsible for operational costs.*
55. SUPPORT legislation that provides constitutional protections and guaranteed funding to counties under Realignment.

Health Care Issues

The County remains concerned about the implementation of any health care reform measures that could transfer responsibility to counties, without commensurate financing structures or in a manner not compatible with the County's system. The County supports a concept of universal health coverage for all Californians. Toward that end, the County urges the state to enact a system of health coverage and care delivery that builds upon the strengths of the current systems in our state, including county-operated systems serving vulnerable populations.

Currently, California has a complex array of existing coverage and delivery systems that serve many, but not all, Californians. Moving this array of systems into a universal coverage framework is a complex undertaking that requires sound analysis, thoughtful and deliberative planning, and a multi-year implementation process. As California moves forward with health care reform, the County urges the state to prevent reform efforts from exacerbating problems with existing service and funding. The state must also consider the differences across California counties and the impacts of reform efforts on the network of safety-net providers, including county providers. The end result of health reform must provide a strengthened health care delivery system for all Californians, including those served by the safety net.

56. SUPPORT state action to increase access and affordability. Access to care and affordability of care are critical components of any health reform plan. Expanding eligibility for existing programs will not provide access to care in significant areas of the state. Important improvements to our current programs, including Medi-Cal, must be made either prior to, or in concert with, a coverage expansion in order to ensure access. Coverage must be affordable for all Californians to access care.
57. SUPPORT Medi-Cal reimbursement rate increases to incentivize providers to participate in the program.
58. SUPPORT administrative streamlining of Medi-Cal, including elimination of the asset test and semi-annual reporting and changes to income verification. California should look to other states for ideas to reduce administrative costs, such as allowing all children born into Medi-Cal to remain on the program until age 21.
59. SUPPORT actions that address provider shortages (including physicians, particularly specialists, and nurses). Innovative programs, such as loan forgiveness programs, should be expanded. In an effort to recruit physicians from other states, the licensing and reciprocity requirements should be re-examined. Steps should be taken to reduce the amount of time it takes to obtain a Medi-Cal provider number (currently six to nine months).
60. SUPPORT efforts that implement comprehensive systems of care, including case management, for frequent users of emergency care and those with chronic diseases and/or dual (or multiple) diagnoses. Approaches could be modeled after current programs in place in safety net systems.
61. SUPPORT efforts that provide sufficient time for detailed data gathering of current safety funding in the system and the impact of any redirection of funds on

remaining county responsibilities. *The interconnectedness of county indigent health funding to public health, correctional health, mental health, alcohol and drug services and social services must be fully understood and accounted for in order to protect, and enhance as appropriate, funding for these related services.*

62. OPPOSE safety net funding transfers until an analysis of who would remain uninsured (e.g. medically indigent adults, including citizens, who cannot document citizenship under current Medicaid eligibility rules) is completed in order to adequately fund services for these populations.
63. SUPPORT efforts to clearly define and adequately fund remaining county responsibilities.
64. SUPPORT state action to provide an analysis of current health care infrastructure (facilities and providers), including current safety net facilities across the state, to ensure that there are adequate providers and health care facilities (*including recovery facilities*), and that they can remain viable after health reform.
65. SUPPORT efforts to provide adequate financing for reforms to succeed.
66. SUPPORT measures that maximize federal reimbursement from Medicaid and S-CHIP.
67. SUPPORT state action to complete actuarial studies on the costs of transferring indigent populations, who currently receive mostly episodic care, to a coverage model to ensure that there is adequate funding in the model.
68. SUPPORT efforts that ensure that safety net health care facilities remain viable during the transition period and be supported afterwards based on analyses of the changing health market and of the remaining safety net population.
69. SUPPORT state action to implement the 2010 Medi-Cal waiver in a manner that maximizes the drawdown of federal funds for services and facilities, provides flexibility, and ensures that counties receive their fair share of funding.
70. SUPPORT efforts to increase revenues and to contain mandated costs in the County's hospital and clinics system.
71. SUPPORT efforts to obtain a fair-share of any state funds in a distribution of funding for the integration of IHSS and managed care.
72. SUPPORT efforts to increase the availability of health care (*including alcohol and other drugs recovery*) to the uninsured in California, whether employed or not.

73. SUPPORT legislation that improves the quality of health care, whether through the use of technology, innovative delivery models or combining and better accessing various streams of revenue, including but not limited to acute and long term care integration.
74. SUPPORT legislation to protect safety net providers, both public and private. Legislation should focus on stabilizing Medi-Cal rates and delivery modes and should advocate that these actions are essential to the success of any effort to improve access and make health care more affordable.
75. *SUPPORT efforts that allow counties to draw down federal Medicaid funds for providing confidential alcohol and drug screening and brief intervention services to pregnant women and women of childbearing age who also qualify for Medi-Cal benefits.*
76. SUPPORT state efforts to increase the scope of benefits and reimbursement rates contained in Minor Consent Medi-Cal to give youth suffering from substance abuse disorders access to a continuum of care, including residential and one-on-one outpatient treatment.
77. SUPPORT efforts to give incentives to providers to establish more youth-driven treatment facilities within the community.
78. SUPPORT efforts to extend Minor Consent Medi-Cal Coverage to incarcerated youths, many of whom are in custody due to drug related crimes. *This could greatly decrease recidivism in the juvenile justice system.*
79. SUPPORT county efforts in the promotion of partnerships that provide integrated responses to the needs of alcohol and *other* drugs populations, including criminal justice, perinatal and youth as well as those populations with co-occurring disorders.
80. SUPPORT and encourage the development of strategies that include alcohol and other drugs services in the provision of all culturally appropriate health care services.
81. SUPPORT efforts to require coverage of medically necessary alcohol and substance abuse related disorder treatment on the same levels as other medical conditions in health care service plans and disability insurance policies. *Alcohol and other drugs treatment services are the most under-funded of all health services. Neither the state nor the federal allocations to the County covers medical treatment for AOD services, and so are a cost borne by the County.*

Human Services Issues

82. SUPPORT efforts to increase County flexibility in use of CalWORKs funds and in program requirements in order to better support the transition of welfare dependent families from welfare-to-work and self-sufficiency, including, but not limited to: extending supportive services beyond the current limit; enhancing supportive services; increasing diversion and early intervention to obviate the need for aid; developing a state earned income tax credit; expanding job retention services; developing an eligibility definition to 250% of the poverty level; and exempting the hard-to-serve from welfare-to-work activities and the 20% exemption or providing flexibility in the time limit (dependent upon terms and conditions of TANF reauthorization). SUPPORT efforts to align CalWORKs property and asset limitations with those of Food Stamps. *All of these measures would make it easier for CalWORKs families to enter employment services, become employed, and continue with the support they need in order to maintain their jobs.*
83. SUPPORT efforts to revise the definition of “homelessness” in the Welfare & Institutions Codes to include families who have received eviction notices due to a verified financial hardship, thus allowing early intervention assistance for CalWORKs families. *Current law prevents CalWORKs from providing homeless assistance until the CalWORKs family is actually “on the street.” This rule change would enable the County to work with CalWORKs families who are being threatened with homelessness to prevent the eviction and, presumably, better maintain the family members’ employment status.*
84. SUPPORT efforts to ensure funding of child care for CalWORKs and former CalWORKs families at levels sufficient to meet demand. The State of California has not fully funded the cost of child care for the “working poor.” *Additional funding would allow more CalWORKs and post-CalWORKs families to become and/or stay employed.*
85. SUPPORT efforts to establish an “umbrella code” for the reporting of incidents of elder abuse to the Department of Justice, thus more accurately recording the incidence of abuse. *Current reporting policies within California’s law enforcement community and social services departments are uncoordinated in regards to the reporting of adult abuse. Under an “umbrella code,” law enforcement agencies and social services departments would uniformly report incidents of elder abuse and California would have much better data for policy and budget development purposes.*
86. SUPPORT efforts that seek to identify and eliminate elder financial abuse and elder exposure to crime that may be committed through conservatorships, powers of attorney, notaries and others who have the right to control elder assets.

87. SUPPORT efforts to effectively manage the In Home Supportive Services (IHSS) to establish and maintain cost control mechanisms while delivering quality, targeted services and maintaining program integrity. Efforts **may** include, but are not limited to, establishing an IHSS Volunteer Coordination component coupled with the rebalancing of available hours. Retired volunteer social workers and registered nurses could act as local Care Coordinators, enabling IHSS Social Workers to increase their capacity to perform more timely reassessments that would enable the management of available hours and target services to those clients most in need and at risk of institutionalization.
88. SUPPORT efforts to eliminate the finger-imaging requirement for adult food stamp applicants, recognizing the fraud deterrent aspects of the Electronic Benefits Transfer System. *Elimination of the finger-imaging requirement, which was originally implemented as a fraud control measure in the old welfare programs, is viewed by many as an unnecessary or duplicate process. The current electronic benefits transfer system combined with program eligibility processes provides more fraud prevention/detection than does finger-imaging.*
89. SUPPORT efforts to allow phone-in Food Stamp Eligibility Redeterminations as a more cost effective benefit reassessment process. *As counties such as Contra Costa change their business models to utilize centralized service centers, some of the antiquated process rules and requirements also need to be changed, to allow cost efficient practices. Changing the rules to allow phone-ins for Eligibility Redeterminations is one example.*
90. SUPPORT efforts to continue expansion of Child Welfare Redesign Program Improvements including: use of Federal IV-E funding for pre-placement, prevention activities; development of caretaker recruitment and retention campaigns; extension of Independent Living Skill services to age 21; and, funding to implement Children's Child Welfare Workload Study Results, SB 2030. *Changes in these areas would enable counties to better meet their performance accountability goals, as required under federal and state statutes.*
91. SUPPORT efforts to allow Medi-Cal clients transportation access to medical care via the most efficient transportation mode possible instead of the very costly ambulance transportation that is currently prevalent. *California is currently limited to the types of non-emergency medical transportation for reimbursement by Medi-Cal. However, the federal Medicaid program allows other much less costly forms of transportation to be used. Other states use this more permissive definition of approved non-emergency medical transportation to encourage Medicaid clients to receive preventative care and reduce the incidence of last-resort ambulance transportation to hospital emergency rooms for primary care.*
92. OPPOSE any legislation that increases tobacco taxes but does not contain language to replace any funds lost to The California Children and Families

Act/Trust Fund for local services as currently funded by tobacco taxes, Proposition 10 in 1998 and Proposition 99 in 1988.

93. OPPOSE legislation, rules, regulations or policies that restrict or affect the amount of funds available to, or the local autonomy of, First 5 Commissions to allocate their funds in accordance with local needs.
94. SUPPORT efforts to restore funding in the amount of \$80 Million for the Child Welfare Services Program that was line-item vetoed by Governor Schwarzenegger in the State's FY 2009-10 and FY 2010-11 budgets, as these reductions have a direct impact on local child protective services and the lives of children.
95. SUPPORT efforts by the Contra Costa County's executive directors and program administrators of all Child Care and Development Programs to restore state budget allocations to the FY 2009-10 levels for the California State Preschool Program (CSPP), California Center-Based General Child Care Program (CCTR), CalWORKs Stage 2 (C2AP), CalWORKs Stage 3 (C3AP), Alternate Payment Program (CAPP), Child Care and Development Grant and the Child Care Retention Program (AB 212).

Indian Gaming Issues

Contra Costa County is currently home to the Lytton Band of the Pomo Indians' Casino in San Pablo, a Class II gaming facility. There is also a proposal for an additional casino in North Richmond. Local governments have limited authority in determining whether or not such facilities should be sited in their jurisdiction; the terms and conditions under which the facilities will operate; and what, if any, mitigation will be paid to offset the cost of increased services and lost revenues. Contra Costa County has been active in working with CSAC and others to address these issues, as well as the need for funding for participation in the federal and state review processes and for mitigation for the existing Class II casino.

96. SUPPORT efforts to ensure that counties who have existing or proposed Class II Indian gaming facilities receive the Special Distribution Funds.
97. CONSIDER, on a case by case basis, whether or not to SUPPORT or OPPOSE Indian gaming facilities in Contra Costa County, and only SUPPORT facilities that are unique in nature and can demonstrate significant community benefits above and beyond the costs associated with mitigating community impacts.
98. OPPOSE the expansion or approval of Class III gaming machines at the existing gaming facility in Contra Costa County unless it can be demonstrated that there would be significant community benefits above and beyond the costs associated with mitigating community impacts.
99. SUPPORT State authority to tighten up the definition of a Class II machine.

100. SUPPORT State legislative and administration actions consistent with the CSAC policy documents on development on Indian Lands and Compact negotiations for Indian gaming.

Land Use/Community Development Issues

101. SUPPORT efforts to promote economic incentives for "smart growth," *in Priority Development Areas* including in-fill and transit-oriented development. *Balancing the need for housing and economic growth with the urban limit line requirements of Measure J (2004) will rely on maximum utilization of "smart growth" and Sustainable Community Strategy principles.*
102. SUPPORT efforts to increase the supply of affordable housing, including, but not limited to, state issuance of private activity bonds, affordable and low income housing bond measures, low-income housing tax credits and state infrastructure financing. *This position supports Goals 2, 3 and 4 of the County General Plan Housing Element.*
103. SUPPORT establishment of a CEQA exemption for affordable housing financing. Current law provides a statutory exemption from CEQA to state agencies for financing of affordable housing (Section 21080.10(b) of the California Public Resources Code and Section 15267 of the CEQA Guidelines)—but not to local agencies. *The current exemption for state agencies is only operational if a CEQA review process has been completed by another agency (e.g., by the land use permitting agency). Since the act of financing does not change the environmental setting, the net effect of the exemption is streamlining the process for providing financial assistance for already approved projects. AB 2518 (Houston) in 2006 was a Contra Costa County-sponsored bill to accomplish this, but it was not successful in the Legislature.*
104. SUPPORT efforts to obtain a CEQA exemption or to utilize CEQA streamlining provisions for infill development *or Priority Development Areas, including* in unincorporated areas. Section 15332 of the CEQA Guidelines is a Categorical Exemption for infill development projects but only within cities or unincorporated areas of a certain size surrounded by cities. *Without the exemption, housing projects in the unincorporated areas are subject to a more time-consuming and costly process in order to comply with the CEQA guidelines than that which is required of cities, despite having similar housing obligations.*
105. SUPPORT efforts to reform State housing element law to promote the actual production and preservation of affordable housing and to focus less on process and paper compliance.
106. OPPOSE efforts to limit the County's ability to exercise local land use authority.

107. SUPPORT efforts to reduce the fiscalization of land use decision-making by local government, which favors retail uses over other job-creating uses and housing. *Reducing incentives for inappropriate land use decisions, particularly those that negatively affect neighboring jurisdictions, could result in more rational and harmonious land use.*
108. SUPPORT allocations, appropriations, and policies that support and leverage the benefits of approved Natural Community Conservation Plans (NCCPs), such as the East Contra Costa County NCCP. Support the granting of approximately \$20 million to the East Contra Costa County NCCP from the \$90 million allocation for NCCPs in Proposition 84. Support the position that NCCPs are an effective strategy for addressing the impacts of climate change and encourage appropriate recognition of the NCCP tool in implementation of climate change legislation such as SB 375 and AB 32. Promote effective implementation of NCCPs as a top priority for the Department of Fish and Wildlife. *Support efforts to streamline implementation of NCCPs including exemptions from unnecessary regulatory oversight such as the Delta Plan Covered Actions process administered by the Delta Stewardship Council.*
109. SUPPORT legislation that would give local agencies specific tools for economic development purposes in order to enhance job opportunities, with emphasis on attracting and retaining businesses, *blight removal* and promoting smart growth and affordable housing development, while balancing the impacts on revenues for health and safety programs.
110. OPPOSE legislation that would create substantial uncertainty over the tax allocation bonds issued by redevelopment agencies and possible negative credit impact.
111. *SUPPORT legislation that would resolve the administrative funding gap for agencies serving as the Successor Housing Agency. Such legislation should not have a negative impact on the localities' general fund. The Redevelopment Dissolution Act allows Successor Agencies a modest allowance of tax increment funds to support Successor Agency administrative costs. There is no such carve out for Housing Successors. However, unlike Successor Agencies, Housing Successors have an ongoing obligation to monitor existing affordable housing developments. These obligations will continue for up to 55 years.*
112. *SUPPORT legislative and regulatory efforts that streamline compliance with the California Environmental Quality Act (CEQA) by integrating it with other environmental protection laws and regulations, modifying the tiering of environmental reviews, expanding the application of prior environmental reviews, focusing areas of potential CEQA litigation, and enhancing public disclosure and accountability.*

- 113. *OPPOSE CEQA reform efforts that reduce environmental protections for projects that cross county or city boundaries.*
- 114. *SUPPORT efforts to improve or streamline CEQA for efficiency without losing sight of its ultimate goal to thoroughly identify environmental impacts and mitigations.*
- 115. *OPPOSE efforts to change CEQA solely to accommodate one particular infrastructure project or set of projects.*
- 116. *SUPPORT legislation that amends Section 20133 of the Public Contract Code to 1) delete the existing sunset date of July 1, 2014 for design-build authority granted to counties, and 2) eliminate the current project cost threshold of \$2.5 million required for the use of the design-build method.*

Law and Justice System Issues

- 117. SUPPORT legislation that seeks to curb metal theft by making it easier for law enforcement agencies to track stolen metals sold to scrap dealers through such means as requiring identification from customers selling commonly stolen metals, banning cash transactions over a certain amount, and requiring scrap dealers to hold materials they buy for a certain period of time before melting them down or reselling them.
- 118. SUPPORT legislation that provides a practical and efficient solution to addressing the problem of abandoned and trespassing vessels and ground tackle in an administrative process that allows the California State Lands Commission to both remove and dispose of such vessels and unpermitted ground tackle. *Boat owners in increasing numbers are abandoning both recreational and commercial vessels in areas within the Commission's jurisdiction. Our state waterways are becoming clogged with hulks that break up, leak, sink and add pollutants to our waterways and marine habitat.*
- 119. OPPOSE legislative proposals to realign additional program responsibility to counties without adequate funding and protections.
- 120. OPPOSE legislation that would shift the responsibility of parolees from the state to the counties without adequate notification, documentation and funding.
- 121. SUPPORT legislation that will help counties implement the 2011 Public Safety Realignment as long as the proposal would: provide for county flexibility, eliminate redundant or unnecessary reporting, and would not transfer more responsibility without funding.

Levee Issues, Sacramento-San Joaquin Delta Issues

The County's Delta Water Platform was developed in mid-2008 to consolidate and organize the many County policies and positions into one document that could be utilized to guide actions and advocacy to promote a healthy Sacramento-San Joaquin Delta.

The Delta Water Platform is comprised of fourteen subject areas. Each of these subject categories contains relevant policies and background explanatory language. Each subject category is summarized below; the first five are considered priorities. The policies and background information can be found in the Delta Water Platform, which is included in this document by reference

Short Term Actions to be implemented immediately: Includes a broad range of specific, relatively non-controversial actions to quickly improve the state of the Delta, such as improvements to levees, the fishery, habitat and emergency response.

Conveyance: Through-Delta and Isolated Conveyance: Consideration of isolated conveyance must protect and improve the Delta and the entire Bay-Delta ecosystem, include the broadest range of non-biased scientific analysis of impacts, include levee repair and all costs of a facility must be paid by beneficiaries.

The Delta Ecosystem: Protection and restoration of an ailing Delta ecosystem has long been a priority of the Board of Supervisors, including need for additional scientific research to address fundamental questions, fishery and habitat restoration projects.

Governance: A new or improved system of oversight related to ecosystem and water management is necessary. The existing Delta Protection Commission land use governance structure has been successful, requiring no further action. Local Government representation in any governance structure is paramount.

Levee Restoration: Advocacy for immediate and significant (multi-year) funding and levee repair is a priority, including upgrades to minimum (PL 84 99) standards for all levees, and a higher, 200-year level of protection for communities protected by levees. Stockpiling rock in the Delta specifically for levee repair and continuance of the Long Term Management Strategy (LTMS) are highly recommended.

Water Quality, Water Quantity and Delta Outflow: Protection and improvement of water quality, quantity and outflow, determination and assurance of adequate water for the delta ecosystem and examination of the State and Federal project operations (including potential for reduced exports) are recommended here.

Flood Protection/Floodplain Management: Comprehensive flood management planning throughout the Delta and its watersheds, as well as funding to bring flood facilities to 200-year levels and revenue generation for flood control districts continue to be of import.

Water Rights and Legislative Protections: Existing area-of-origin and other water rights protections established for the Delta should be preserved.

Regional Self-Sufficiency: All export regions should be implementing all water supply options available to them to reduce stress on the Delta as a limited resource.

Emergency Response: Collaborative efforts among the Delta counties to improve emergency response in the region have been productive and are continuing.

Water Conservation: Landscape and household conservation, maximizing use of reclaimed wastewater, use of meters, and agricultural water conservation are recommended.

Water Storage: Multi-purpose storage facilities are recommended and groundwater storage preferred to surface storage options. Detailed groundwater studies are recommended.

San Luis Drain/Grasslands Bypass: Long-standing opposition to selenium discharges from this project entering the Delta and support of in-valley treatment solutions are ongoing. Continued reduction in drainage from the Grasslands Bypass project is also monitored.

Climate Change: Impacts of climate change must be considered in planning, engineering and construction activities.

122. ADVOCATE for administrative and legislative action to provide significant funding for rehabilitation of levees in the western and central Delta. *Proposition 1E, passed in November 2006, provides for over \$3 billion for levees, primarily those in the Central Valley Flood Control Program. Language is included in the bond for other Delta levees but funding is not specifically directed. The County will work on a coalition basis to actively advocate for \$1 billion in funding through this bond.*
123. SUPPORT legislation that requires the levee repair funds generated by Proposition 1E be spent within one year. Many public agencies, including reclamation districts charged with maintaining levees, have complained about the state's inaction in allocating and distributing the levee funds that were raised by the bond sales authorized by Proposition 1E in 2008. Legislation could require the immediate distribution of these funds to local levee projects. The Delta Reform Act of 2009 authorized over \$202 million for levee repairs. It has been difficult to obtain explanations from the state as to why these funds are not being distributed.
124. SUPPORT legislation to amend California Water Code Section 12986, to maintain the state/local funding ratio of 75/25 for the state's Delta Levees Subventions Program, which provides funds for local levee repair and

maintenance projects. The code provisions that have the state paying 75% of project costs will expire on July 1, 2013. At that time the matching ratio will change to 50/50. This means local reclamation districts will have to pay a larger portion of project costs (50%, compared to their current 25% requirement). Many districts do not have the funding to do so. The Delta Levees Subventions Program should continue to use funds from bonds or other dedicated sources, rather than the state's General Fund. For the past several years the program has been funded from bonds. When these bond funds run out, the program will have to be funded from the General Fund, unless some other new dedicated funding source is established. This is something that should be included in the next Water Bond, if and when there is one.

125. ADVOCATE for legislation dealing with the Delta, including levees and levee programs, level and type of flood protection, beneficiary-pays programs, flood insurance, liability and other levee/land use issues.
126. SUPPORT legislation/regulation requiring Reclamation Districts to develop, publish, and maintain hazard emergency plans for their districts. *Emergency response plans are critical to emergency management, particularly in an area or situation like the Delta where a levee break could trigger other emergencies. This legislation/regulation should also include the requirement for plan review and annual distribution of the plan to the residents of the district, County Office of Emergency Services and other government agencies that have emergency response interests within the district.*
127. SUPPORT legislation to amend California Water Code Section 85057.5 to bring the Delta Stewardship Council's "covered actions" land-use review process into consistency with CEQA. This section of state code defines a "covered action," which refers to local permit decisions that are subject to potential revocation by the Delta Stewardship Council, as proposed in the Council's Delta Plan. The proposed process works as follows: (1) if a local permit application meets the definition of a "covered action," the jurisdiction must evaluate it for consistency with all of the policies in the Stewardship Council's Delta Plan. (2) If the jurisdiction finds the project is consistent with the Delta Plan, they notify the Stewardship Council of this finding. (3) Anyone who objects to the project may appeal the consistency finding, and it will be up to the Stewardship Council to make the final decision. Should the Stewardship Council decide against the local jurisdiction, there is no appeal process available to the jurisdiction or project applicant other than legal action.

"Covered actions" are defined in Section 85057.5 of the California Water Code. It defines them as plans, projects or programs as defined by CEQA, and then goes on to grant several exemptions to certain types of projects. It does not, however, provide exemptions for all the project types that CEQA itself exempts. CEQA provides a lengthy list of categorical exemptions for plans, projects and programs that generally do not have significant environmental impacts, and

projects that have compelling reasons to move forward quickly (such as public safety projects). The entire list of categorical exemptions from CEQA also should be exempt from the Delta Stewardship Council's "covered actions" process.

Library Issues

128. SUPPORT State financial assistance in the operation of public libraries, including full funding of the Public Library Fund (PLF) and the Direct/Interlibrary Loan (Transaction Based Reimbursement) program.
129. SUPPORT State bonds for public library construction. The 2000 library construction bond provided funding for two libraries in Contra Costa County. There is currently a need of approximately \$289,000,000 for public library construction, expansion and renovation in Contra Costa County.
130. SUPPORT continued funding for the California Library Literacy and English Acquisition Services Program, which provides matching funds for public library adult literacy programs that offer free, confidential, one-on-one basic literacy instruction to English-speaking adults who want to improve their reading, writing, and spelling skills.

Telecommunications Issues

131. SUPPORT clean-up legislation on AB 2987 that provides for local emergency notifications similar to provisions in cable franchises for the last 20 years. *Currently our franchises require the cable systems to carry emergency messages in the event of local emergencies. With the occurrence of several local refinery incidents, this service is critical for Contra Costa. Under federal law, Emergency Alert System requirements leave broad discretion to broadcasters to decide when and what information to broadcast, emergency management offices to communicate with the public in times of emergencies.*
132. SUPPORT preservation of local government ownership and control of the local public rights-of-way. *Currently, local government has authority over the time, place, and manner in which infrastructure is placed in their rights-of-way. The California Public Utilities Commission is considering rulemaking that would give them jurisdiction to decide issues between local government and telecommunication providers.*

Transportation Issues

133. SUPPORT increased flexibility in the use of transportation funds. The County supports an amendment to the Subdivision Map Act to allow the use of off-site transportation impact fees to fund pedestrian, bicycle transit and traffic calming facilities necessitated by new development. The Act currently limits the use of these funds to improvements to bridges and "major thoroughfares." Senator

DeSaulnier introduced such a bill in 2008. The County's proposal was adopted by CSAC for its legislative platform in the 2011 session. The proposal would provide more flexibility in how we can use an existing transportation funding source.

134. SUPPORT regional coordination that provides for local input in addressing transportation needs. *Coordinated planning and delivery of public transit, paratransit, and rail services will help ensure the best possible service delivery to the public. Regional coordination also will be needed to effectively deal with the traffic impacts of Indian gaming casinos such as those in West County. Regional coordination also will be essential to complete planning and development of important regional transportation projects that benefit the state and local road system such as State Route 239, improvements to Vasco Road, completion of remaining segments of the Bay Trail, improvements to the Delta DeAnza Regional Trail, and the proposed California Delta Trail. There may be interest in seeking enhanced local input requirements for developing the Sustainable Communities Strategy for the Bay Area mandated by SB 375 for greenhouse gas reduction. It is important that the regional coordination efforts are based on input gathered from the local level, to ensure the regional approach does not negatively impact local communities. "Top-down" regional planning efforts would be inconsistent with this goal.*
135. SUPPORT efforts to improve safety throughout the transportation system. *The County supports new and expanded projects and programs to improve safety for bicyclists, pedestrians and wheelchair users, as well as projects to improve safety on high-accident transportation facilities such as Vasco Road. Data on transportation safety would be improved by including global positioning system (GPS) location data for every reported accident to assist in safety analysis and planning. The County also supports school safety improvement programs such as crossing guards, Safe Routes to Schools (SR2S) grants, efforts to improve the safety and security of freight transportation system including public and private maritime ports, airports, rail yards, railroad lines and sidings. The County also supports limits or elimination of public liability for installing traffic-calming devices on residential neighborhood streets.*
136. SUPPORT funding or incentives for the use of renewable resources in transportation construction projects. *The County seeks and supports grant programs, tax credits for manufacturers, state purchasing programs, and other incentives for local jurisdictions to use environmentally friendly materials such as the rubberized asphalt (made from recycled tires) that the County has used as paving material on San Pablo Dam Road and Pacheco Boulevard.*
137. SUPPORT streamlining the delivery of transportation safety projects. *The length of time and amount of paperwork should be reduced to bring a transportation safety project more quickly through the planning, engineering and design, environmental review, funding application, and construction phases, such as for*

Vasco Road. This could include streamlining the environmental review process and also streamlining all state permitting requirements that pertain to transportation projects. Realistic deadlines for use of federal transportation funds would help local jurisdictions deliver complex projects without running afoul of federal time limits which are unrealistically tight for complex projects.

138. SUPPORT efforts to coordinate development of state-funded or regulated facilities such as courts, schools, jails, roads and state offices with local planning. *The County supports preserving the authority of Public Works over County roads by way of ensuring the Board of Supervisors' control over County roads as established in the Streets & Highways Code (Ch2 §940) is not undermined. This includes strongly opposing any action by a non-local entity that would ultimately dilute current Board of Supervisors discretion relative to road design and land use.*
139. SUPPORT efforts to coordinate planning between school districts and local jurisdictions in locating and planning new schools and funding programs that foster collaboration and joint use of facilities to help finance off-site transportation improvements for access to schools. *The County supports the California Department of Education's current effort to better leverage school facilities in developing sustainable communities. Related to this effort, the County supports reform of school siting practices by way of legislative changes related to any new statewide school construction bond authorization. The County takes the position that reform components should include bringing school siting practices in to alignment with local growth management policies, safe routes to school best practices, State SB 375 principles, and the State Strategic Growth Council's "Health in All Policies Initiative."*
140. SUPPORT regional aviation transportation planning efforts for coordinated aviation network planning to improve service delivery. Regional aviation coordination could also improve the surrounding surface transportation system by providing expanded local options for people and goods movement.
141. SUPPORT efforts to increase waterborne transport of goods and obtaining funds to support this effort. *The San Francisco to Stockton Ship Channel is a major transportation route for the region, providing water access to a large number of industries and the Ports of Sacramento and Stockton. A project is underway to deepen the channel, providing additional capacity to accommodate increasing commerce needs of the Ports and providing better operational flexibility for the other industries. Increased goods movement via waterways has clear benefits to congestion management on highways and railroads (with resultant air quality benefits).*

Waste Management

142. SUPPORT legislation that establishes producer responsibility for management of their products, *including pharmaceuticals*, at the end of their useful life.
143. SUPPORT efforts to increase the development of markets for recycled materials.
144. SUPPORT legislative and regulatory efforts to allow third parties, under specific circumstances and conditions, to collect and transport household hazardous waste to collection facilities.
145. SUPPORT legislation that seeks to remedy the environmental degradation and solid waste management problems on a State-wide basis of *polystyrene containers and* single-use plastic bags typically given away for free at grocer, retail and other establishments.
146. SUPPORT legislation that does not require increased diversion from landfills without out an adequate funding mechanism.
147. SUPPORT legislation that would make changes to the used tire redemption program. *Instead of collecting a disposal fee from the consumer when new tires are purchased, a disposal fee would be collected at the wholesale level and redeemed by the disposal site when the used tires are brought to the site. The party bringing the tires to the disposal site would also receive a portion of the fee.*
148. *SUPPORT legislation that relieves counties with privately-operated landfills from the state requirement for maintaining a 15-year supply of disposal capacity for waste generated within each county. In 1989, Contra Costa County amended its general plan to accommodate construction of Keller Canyon Landfill. Due to the difficulty in siting landfills and the requirements of Public Resources Code 47100 – Countywide Siting Element, the County maintained authority to control the amount of waste disposed at this facility from outside the county. Despite Contra Costa County's opposition, AB 845 will become law on January 1, 2013 and prohibit any jurisdiction from regulating the amount of waste disposed at a privately-operated landfill based on its place of origin.*

Because local jurisdictions can no longer control importation of waste to privately-operated landfills, the host County will have a greater need to undertake the difficult task of identifying new disposal capacity pursuant to the Countywide Siting Element requirement. Since the state believes there is no need for local jurisdictions to regulate disposal of solid waste by place of origin, the state should remove existing statutes that require each County with privately-operated landfills to identify sufficient disposal capacity for the waste generated by the jurisdictions within that County.

149. *SUPPORT legislation that can reduce the amount of harmful pharmaceuticals that ultimately enter waste water treatment facilities and landfills.*
150. *SUPPORT legislative and regulatory efforts to restrict payments from the Beverage Container Recycling Program Fund for redemption of beverage containers sold out of state. Fraudulent redemption of these beverage containers is costing the Fund from \$40 million to \$200 million annually. This fraud combined with loans to the General Fund to reduce the State budget deficit has significantly reduced the availability of funds for increasing recycling as intended under the law.*
151. *SUPPORT legislative and regulatory efforts that correct the imbalance between the County's regulatory authority to control the collection and disposal of solid waste generated within the unincorporated areas and our exposure to state penalties for failing to meet state mandates for diverting solid waste generated within these areas as a result of Appellate Court decisions. These decision awarded solid waste franchise authority to the Rodeo Sanitary District and Mountain View Sanitary District while the County remains exposed to state penalties for failing to meet state mandates for reducing solid waste generated in these areas.*



Contra
Costa
County

To: Board of Supervisors
From: Julia R. Bueren, Public Works
Date: January 22, 2013

Subject: 2012 Semi-Annual Report of real estate acquisitions acceptances dated July 1, 2012 - December 31, 2012

RECOMMENDATION(S):

ACCEPT the 2012 Semi-Annual Report of real estate acquisition acceptances dated July 1, 2012 to December 31, 2012 approved by the Public Works Director for the acquisitions of any interest in real property where the purchase price for the real property interest did not exceed \$50,000.

FISCAL IMPACT:

No Fiscal Impact.

BACKGROUND:

Pursuant to Contra Costa County, Ordinance Code, Title 11, Division 1108, Chapter 1108-8.002, "The Board of Supervisors authorizes the Public Works Director, or his or her designated deputy, to perform all acts necessary to approve and accept for the County the acquisition of any interest in real property where the purchase price for the real property interest does not exceed fifty thousand dollars." The Public Works Director shall submit a semi-annual report to the Board of Supervisors on each acquisition done pursuant to this section, including the interest acquired, its price, and the necessity for the purchase, which is described in the attached Semi-Annual Acceptance Report.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Jann Edmunds
925-313-2250

By: , Deputy

cc: Auditor-Controller

CONSEQUENCE OF NEGATIVE ACTION:

The Board of Supervisors would not be informed of the acquisitions accepted by the Public Works Director pursuant to Contra Costa County, Ordinance Code.

CHILDREN'S IMPACT STATEMENT:

Not Applicable.

**Semi Annual Acceptance Report
July - December 2012**

ACCEPTANCE #	PROJECT/PURPOSE	INTEREST	PRICE
12-18	Winslow Retaining Wall Repair	Grant Deed	\$1,000.00
12-19	Hill 310	Grant Deed	\$100.00
12-22	Deer Valley Road Shoulder Widening	Quit Claim	N/A



Contra
Costa
County

To: Board of Supervisors
From: Julia R. Bueren, Public Works
Date: January 22, 2013

Subject: Partially close a portion of south bound lanes of Parker Avenue, on March 9, 2013 from 9:00 A.M. through 9:20 A.M., Rodeo area.

RECOMMENDATION(S):

ADOPT Resolution No. 2013/51 approving and authorizing the Public Works Director, or designee, to partially close a portion of south bound lanes of Parker Avenue, on March 9, 2013 from 9:00 A.M. through 9:20 A.M., for the purpose of a Little League opening day parade, Rodeo area. (District V)

FISCAL IMPACT:

No fiscal impact.

BACKGROUND:

Applicant shall follow guidelines set forth by the Public Works Department.

CONSEQUENCE OF NEGATIVE ACTION:

Applicant will be unable to close the road for planned activities.

CHILDREN'S IMPACT STATEMENT:

Not applicable.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: B. Hendry, 925-674-7744

By: , Deputy

cc: CHP, Sheriff Patrol Div. Cmdr.

THE BOARD OF SUPERVISORS OF CONTRA COSTA COUNTY, CALIFORNIA
and for Special Districts, Agencies and Authorities Governed by the Board

Adopted this Resolution on 01/22/2013 by the following vote:

AYES: ☐
NOES: ☐
ABSENT: ☐
ABSTAIN: ☐
RECUSE: ☐



Resolution No. 2013/51

IN THE MATTER OF approving and authorizing the Public Works Director, or designee, to partially close a portion of south bound lanes of Parker Avenue, on March 9, 2013 from 9:00 A.M. through 9:20 A.M., for the purpose of a Little League opening day parade, Rodeo area. (District V)

RC13-1

NOW, THEREFORE, BE IT RESOLVED that permission is granted to Rodeo Baseball to partially close south bound lanes of Parker Avenue, except for emergency traffic, on March 9, 2013 for the period of 9:00 A.M. through 9:20 A.M., subject to the following conditions:

1. Traffic will be detoured to neighboring street per plan reviewed by Public Works.
2. All signing to be in accordance with the California Manual on Uniform Traffic Control Devices.
3. Rodeo Baseball shall comply with the requirements of the Ordinance Code of Contra Costa County.
4. Provide the County with a Certificate of Insurance in the amount of \$1,000,000.00 for Comprehensive General Public Liability which names the County as an additional insured prior to permit issuance.
5. Obtain approval for the closure from the Sheriff's Department, the California Highway Patrol and the Fire District.

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

Contact: B. Hendry, 925-674-7744

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

By: , Deputy

cc: CHP, Sheriff Patrol Div. Cmdr.



Contra
Costa
County

To: Board of Supervisors
From: Julia R. Bueren, Public Works
Date: January 22, 2013

Subject: Camino Tassajara Shoulder Widening 1.1 mi south of highland Rd. to Windemere Parkway, San Ramon area

RECOMMENDATION(S):

APPROVE and AUTHORIZE the Public Works Director to execute the Temporary Soil Testing and Surveys Permit for biological and archeological surveys with Charles Erwin Richey and Diane Marie Richey, or their successor(s), as Trustees of the Diane and Charles Richey 1996 Family Trust dated November 8, 1996, as Amended in 2001, as to an undivided 20% interest; Charles Erwin Richey III and Diane Marie Richey, or their successors, as Trustees of the Diane and Charles Richey 1996 Family Trust, dated November 8, 1996, as the separate property of Charles Erwin Richey III, as to an undivided 30% interest; Melvin V. Hunter and Charlsie Roberta Hunter, or their Successors, as Trustees of the Vern and Bobbie Hunter trust, dated January 12, 2006, as the separate property of Charlsie Roberta Hunter, as to an undivided 50% interest (Property Owners), effective January 22, 2013 through December 31, 2013, for the Camino Tassajara Shoulder Widening 1.1 mi South of Highland Rd to Windemere Parkway Project, as recommended by the Public Works Director. Project No.: 0662-6R4072; HSIPL 5928 (110)

FISCAL IMPACT:

There is no impact to the General Fund. All funding comes from the project, 60.5% South County Area of Benefit and 39.5% Highway Safety Improvements Program Funds.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Angela Bell 925 313-2337

By: , Deputy

cc:

BACKGROUND:

The Contra Costa County (County) Public Works Department is required to conduct biological and archeological surveys prior to construction of the Camino Tassajara Shoulder Widening-1.1 mile south of Highland Rd to Windemere Parkway Project. It is necessary to conduct these surveys to identify the presence of wildlife and/or historical significance in the surrounding area prior to construction and during construction. As a condition of the permit, the Property Owners have required the County to indemnify the Property Owners.

CONSEQUENCE OF NEGATIVE ACTION:

The construction phase of the project will not be able to move forward.

CHILDREN'S IMPACT STATEMENT:

Not Applicable.

TEMPORARY SOIL TESTING AND SURVEYS PERMIT

Contra Costa County
Public Works Department
Real Property Division
255 Glacier Drive
Martinez, CA 94553

Project Name: Camino Tassajara Shoulder Widening
– 1.1 mi South of Highland Road
to 0.3 mi north of Windemere Parkway
Project No. 0662-6R4072
Parcel No. 205-060-004

Permission is hereby granted to Contra Costa County, its contractors and their authorized agents, to enter and bring the necessary workers, tools and equipment on a portion of the property located along Camino Tassajara, Contra Costa County, California, identified as Assessor's Parcel 205-060-004 for the purpose of performing the biological and archeological survey studies necessary for environmental compliance for the Camino Tassajara Shoulder Widening project 1.1 mi south of Highland Road to 0.3 mi north of Windemere Parkway.

The biological survey area is shown on the attached map and will extend approximately 500-feet from the parcel line adjacent to Camino Tassajara. The biological survey area will also include a grove of trees approximately 1,500 feet from Camino Tassajara. Biological surveys will consist of botanical, wildlife and wetland delineation surveys. Botanical surveys will consist of visual survey of the area and potential collection of plant samples. Wildlife surveys will consist of visual observation of habitats to determine potential for sensitive species and may require night surveys to identify nocturnal species, and collection of small amounts of soil using hand tools to look for brachiopod cysts. Wetland delineation survey activities may require limited excavation by hand tools of multiple soil pits for wetland delineation. The soil pits will be roughly 12-18 inches in depth. They will be refilled following the collection of data.

In general the archeological survey area will extend up to 700-feet into the parcel and may also include built structures outside of the survey area. Archeological surveys will consist of walking the site and examining ground surface for evidence of historical data and determining historical significance of some structures. Photographs of the exteriors of structures may be taken. If necessary, archeological surveys may also consist of subsurface excavation (test trenches) and clearing of grassy vegetation for further investigation associated with archeological studies. If test trenches are necessary, they will be immediately refilled following the collection of data.

During the activities described herein, neither Contra Costa County nor its agents or contractors shall enter upon any other portion of the Owner's property except when reasonably necessary and with prior permission of Owner or its agents. Contra Costa County will provide forty-eight hour notice to the owner/operator of the property prior to entry upon the property.

It is understood and agreed that Contra Costa County will leave the property in a clean, orderly condition and will repair, replace, or compensate for any existing improvements that may have been disturbed or removed during the course of the work. It is understood and agreed that while conducting the necessary surveys, Contra Costa County will maintain the property in a clean, safe and orderly condition.

The property owner(s) shall in no way be liable for any equipment, personal property or other materials brought onto the property and Contra Costa County or its contractor shall be responsible for safeguarding and protecting all equipment and personal property left on the property. Contra Costa County agrees to indemnify owner from and against any and all loss, damage, liability, expense, and claims including injuries to agents or employees of Contra Costa County or owner directly or indirectly contributed to or caused by the survey activities or entry on owners lands as herein authorized.

At least ten days prior to commencement of work, the County shall provide an Insurance Certificate showing general liability insurance. The undersigned property owners shall be named on the Insurance Certificate as additional insured. A letter of self-insurance shall satisfy this condition.

If either party is required to file a legal action in order to interpret or enforce any term of this Permit, the prevailing party in that action shall be entitled to an award of its reasonable attorney's fees and costs incurred in that action.

Contra Costa County shall provide Owner with copies of all final studies, reports and work product prepared by Contra Costa County and its consultants with respect to the property and the surveys described herein.

It is further understood and agreed that permission to do the work and perform the acts stated herein shall remain in force and effect January 22, 2013 through December 31, 2013

Additional permission may be required in order to complete biological studies and conduct surveys and studies prior to construction in accordance with the requirement of this permit s. If Additional permission is acquired for the work described above, written permission from the property owner(s) is acceptable.

Signing this agreement does not imply that the property owner(s) agree with the concept of the project, its location, or the proposed improvements.

PROPERTY OWNER:

Charles Erwin Richey and Diane Marie Richey, or their successor(s), as Trustees of the Diane and Charles Richey 1996 Family Trust dated November 8, 1996, as Amended in 2001, as to an undivided 20% interest; Charles Erwin Richey III and Diane Marie Richey, or their successors, as Trustees of the Diane and Charles Richey 1996 Family Trust, dated November 8, 1996, as the separate property of Charles Erwin Richey III, as to an undivided 30% interest; Melvin V. Hunter and Charlsie Roberta Hunter, or their Successors, as Trustees of the Vern and Bobbie Hunter trust, dated January 12, 2006, as the separate property of Charlsie Roberta Hunter, as to an undivided 50% interest

_____ Charles Richey, TRE	_____ Date	_____ Telephone Number
_____ Diane Richey, TRE	_____ Date	_____ Telephone Number
_____ Charlesie Roberts Hunter, TRE	_____ Date	_____ Telephone Number
_____ Melvin V. Hunter, TRE	_____ Date	_____ Telephone Number
_____ Charles Erwin Richey III, TRE	_____ Date	_____ Telephone Number

RECOMMENDED FOR APPROVAL:

By _____
Sr. Real Property Technical Asst.

ACCEPTED:
CONTRA COSTA COUNTY
Public Works Department

By _____
Public Works Director

Date _____



**Contra
Costa
County**

To: Board of Supervisors
From: Keith Freitas, Airports
Date: January 22, 2013

Subject: Approve Consent to Assign. Lease between C.C.County & REACH Air Medical Serv., LLC & Air Medical Grp Holdings, Inc.
for premises at Buchanan Field

RECOMMENDATION(S):

APPROVE and AUTHORIZE the Director of Airports, or designee, to execute on behalf of the County the Consent to Assignment of Lease between the County and the current tenant, REACH Air Medical Services, LLC, a California limited liability company, dated December 1, 2006, and Air Medical Group Holdings, Inc., a Delaware corporation.

FISCAL IMPACT:

There is no negative impact on the General Fund. The Airport Enterprise Fund will continue to receive lease and other revenues provided for in the Lease. The County General Fund will continue to receive property, sales and possessory interest tax revenues from the Lease.

BACKGROUND:

Under a ground lease dated December 2, 2006, the County leased the subject property for the purpose of providing a medical air transport business at Buchanan Field Airport. On November 3, 2009, this lease was assigned from Mediplane, Inc., dba Reach, to REACH Air Medical Services, LLC.

REACH Air Medical Services, LLC desires to assign all of its interest in the lease to Air Medical Group Holdings, Inc. An assignment of the lease requires the prior written consent of the

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Beth Lee, (925) 646-5722

By: , Deputy

cc:

BACKGROUND: (CONT'D)

County. This action authorizes consent to the assignment. This action does not amend or alter the terms of the existing lease.

CONSEQUENCE OF NEGATIVE ACTION:

The County will not consent to the assignment of the lease and REACH Air Medical Services, LLC will not be able to assign its interest in the lease.

CHILDREN'S IMPACT STATEMENT:

Not Applicable

CONSENT TO ASSIGNMENT OF LEASE

This Consent to Assignment of Lease ("Agreement") is dated as of January 15, 2013, and is between the County of Contra Costa, a political subdivision of the State of California ("Lessor"), REACH Air Medical Services, LLC, a California limited liability company ("Assignor"), and Air Medical Group Holdings, Inc., a Delaware corporation ("Assignee").

RECITALS:

- A. Lessor and Assignee are parties to an Amended and Restated Lease dated December 1, 2006, as amended (the "Lease"). Pursuant to the Lease, Assignee is leasing from Lessor that portion of Buchanan Field Airport commonly known as 5005 Marsh Drive.
- B. Assignor desires to assign to Assignee all of its right, title and interest in, to and under the Lease (the "Assignment").
- C. The Lease requires that Assignor receive Lessor's written consent to the Assignment. Lessor is willing to grant its consent on the terms set forth herein.

Lessor, Assignee and Assignor therefore agree as follows:

AGREEMENT

For good and valuable consideration, the receipt and legal sufficiency of which are hereby acknowledged, Lessor, Assignor and Assignee hereby confirm and agree as follows:

- 1. Defined Terms. Capitalized terms not otherwise defined herein have the meaning ascribed to them in the Lease.
- 2. Security Deposit. Lessor will continue to hold the security deposit previously paid to Lessor under the Lease in accordance with the terms of the Lease.
- 3. Representations and Warranties of Assignor and Assignee.

Each of Assignor and Assignee represent and warrant that:

- a. Assignee's intended use of the Premises is the same as the Assignor's intended use of the Premises and is not inconsistent with the use permitted under the Lease and will not require alteration of the Premises.
 - b. Assignee has a good reputation in the business community in which it has conducted its businesses and its business reputation and business credit history is consistent with other business conducted on the Premises.
 - c. Assignee's intended use of the Premises will not increase the hazardous substance liability to the Premises and will not otherwise adversely affect the Lessor's interest in the Premises.
 - d. Assignee is capable of operating an aviation business as contemplated by the terms of the Lease and has business experience and management ability that is equal to or greater than that of Assignor.
 - e. Assignee's financial condition is sufficient to support the obligations of Lessee under the Lease and any encumbrances secured by the Lease.
 - f. Assignor and Assignee have the legal right and authority to enter into this Agreement and each has received all necessary approvals to do so.
4. Consent of Lessor.
- a. Lessor is entering into this Agreement and consenting to the Assignment in reliance on the representations and warranties of Assignor and Assignee.
 - b. Lessor hereby consents to the Assignment and the conveyance of Assignor's interest in, to and under the Lease and the Premises to Assignee.
5. Lease Unchanged. This Agreement does not amend the Lease. In the event there is any confusion or contradiction between any term of the Lease and this Agreement, the terms of the Lease will prevail.
6. Assumption. Assignee hereby assumes all of Assignor's obligations under the Lease, including the obligation to pay rent when due and to pay any amounts outstanding under the Lease, including any amount that accrued prior to the effective date of this Agreement.
7. Governing Law. This Agreement is governed by the laws of the State of California, with venue in the Superior Court of the County of Contra Costa.
8. Survival. The provisions of this Agreement shall survive both the execution and delivery of this Agreement.

9. Notices. From and after the effective date of this Agreement, all notices given to Tenant under the Lease will be mailed to:

Air Medical Group Holdings, Inc.
209 State Hwy 121 Bypass
Suite 11
Lewisville, TX 75067

The parties are signing this Agreement as of the date set forth in the introductory paragraph.

LESSOR

CONTRA COSTA COUNTY, a political
Subdivision of the State of California

By _____
Keith Freitas
Director of Airports

RECOMMENDED FOR APPROVAL:

By _____
Karen Laws
Principal Real Property Agent

By _____
Beth Lee
Assistant Director of Airports

APPROVED AS TO FORM:

By Sharon L. Anderson, County Counsel

By _____
Kathleen M. Andrus,
Deputy County Counsel

ASSIGNOR

REACH Air Medical Services, LLC
a California limited liability company

By _____
Name: _____
Title: _____

By _____
Name: _____
Title: _____

ASSIGNEE

Air Medical Group Holdings, Inc.
a Delaware corporation

By Michael Preissler
Name: Michael Preissler
Title: CFO

By Fred Bottner
Name: Fred Bottner
Title: CEO

CONSENT TO ASSIGNMENT OF LEASE

This Consent to Assignment of Lease ("Agreement") is dated as of January 15, 2013, and is between the County of Contra Costa, a political subdivision of the State of California ("Lessor"), REACH Air Medical Services, LLC, a California limited liability company ("Assignor"), and Air Medical Group Holdings, Inc., a Delaware corporation ("Assignee").

RECITALS:

- A. Lessor and Assignee are parties to an Amended and Restated Lease dated December 1, 2006, as amended (the "Lease"). Pursuant to the Lease, Assignee is leasing from Lessor that portion of Buchanan Field Airport commonly known as 5005 Marsh Drive.
- B. Assignor desires to assign to Assignee all of its right, title and interest in, to and under the Lease (the "Assignment").
- C. The Lease requires that Assignor receive Lessor's written consent to the Assignment. Lessor is willing to grant its consent on the terms set forth herein.

Lessor, Assignee and Assignor therefore agree as follows:

AGREEMENT

For good and valuable consideration, the receipt and legal sufficiency of which are hereby acknowledged, Lessor, Assignor and Assignee hereby confirm and agree as follows:

- 1. Defined Terms. Capitalized terms not otherwise defined herein have the meaning ascribed to them in the Lease.
- 2. Security Deposit. Lessor will continue to hold the security deposit previously paid to Lessor under the Lease in accordance with the terms of the Lease.
- 3. Representations and Warranties of Assignor and Assignee.

Each of Assignor and Assignee represent and warrant that:

- a. Assignee's intended use of the Premises is the same as the Assignor's intended use of the Premises and is not inconsistent with the use permitted under the Lease and will not require alteration of the Premises.
 - b. Assignee has a good reputation in the business community in which it has conducted its businesses and its business reputation and business credit history is consistent with other business conducted on the Premises.
 - c. Assignee's intended use of the Premises will not increase the hazardous substance liability to the Premises and will not otherwise adversely affect the Lessor's interest in the Premises.
 - d. Assignee is capable of operating an aviation business as contemplated by the terms of the Lease and has business experience and management ability that is equal to or greater than that of Assignor.
 - e. Assignee's financial condition is sufficient to support the obligations of Lessee under the Lease and any encumbrances secured by the Lease.
 - f. Assignor and Assignee have the legal right and authority to enter into this Agreement and each has received all necessary approvals to do so.
4. Consent of Lessor.
- a. Lessor is entering into this Agreement and consenting to the Assignment in reliance on the representations and warranties of Assignor and Assignee.
 - b. Lessor hereby consents to the Assignment and the conveyance of Assignor's interest in, to and under the Lease and the Premises to Assignee.
5. Lease Unchanged. This Agreement does not amend the Lease. In the event there is any confusion or contradiction between any term of the Lease and this Agreement, the terms of the Lease will prevail.
6. Assumption. Assignee hereby assumes all of Assignor's obligations under the Lease, including the obligation to pay rent when due and to pay any amounts outstanding under the Lease, including any amount that accrued prior to the effective date of this Agreement.
7. Governing Law. This Agreement is governed by the laws of the State of California, with venue in the Superior Court of the County of Contra Costa.
8. Survival. The provisions of this Agreement shall survive both the execution and delivery of this Agreement.

9. Notices. From and after the effective date of this Agreement, all notices given to Tenant under the Lease will be mailed to:

Air Medical Group Holdings, Inc.
209 State Hwy 121 Bypass
Suite 11
Lewisville, TX 75067

The parties are signing this Agreement as of the date set forth in the introductory paragraph.

LESSOR

CONTRA COSTA COUNTY, a political
Subdivision of the State of California

By _____
Keith Freitas
Director of Airports

RECOMMENDED FOR APPROVAL:

By _____
Karen Laws
Principal Real Property Agent

By _____
Beth Lee
Assistant Director of Airports

APPROVED AS TO FORM:

By Sharon L. Anderson, County Counsel

By _____
Kathleen M. Andrus,
Deputy County Counsel

ASSIGNOR

REACH Air Medical Services, LLC
a California limited liability company

By _____
Name: _____
Title: _____

By _____
Name: _____
Title: _____

ASSIGNEE

Air Medical Group Holdings, Inc.
a Delaware corporation

By Michael Preissler
Name: Michael Preissler
Title: CFO

By Fred Bottell
Name: Fred Bottell
Title: CEO

CONSENT TO ASSIGNMENT OF LEASE

This Consent to Assignment of Lease ("Agreement") is dated as of January 15, 2013, and is between the County of Contra Costa, a political subdivision of the State of California ("Lessor"), REACH Air Medical Services, LLC, a California limited liability company ("Assignor"), and Air Medical Group Holdings, Inc., a Delaware corporation ("Assignee").

RECITALS:

- A. Lessor and Assignee are parties to an Amended and Restated Lease dated December 1, 2006, as amended (the "Lease"). Pursuant to the Lease, Assignee is leasing from Lessor that portion of Buchanan Field Airport commonly known as 5005 Marsh Drive.
- B. Assignor desires to assign to Assignee all of its right, title and interest in, to and under the Lease (the "Assignment").
- C. The Lease requires that Assignor receive Lessor's written consent to the Assignment. Lessor is willing to grant its consent on the terms set forth herein.

Lessor, Assignee and Assignor therefore agree as follows:

AGREEMENT

For good and valuable consideration, the receipt and legal sufficiency of which are hereby acknowledged, Lessor, Assignor and Assignee hereby confirm and agree as follows:

- 1. Defined Terms. Capitalized terms not otherwise defined herein have the meaning ascribed to them in the Lease.
- 2. Security Deposit. Lessor will continue to hold the security deposit previously paid to Lessor under the Lease in accordance with the terms of the Lease.
- 3. Representations and Warranties of Assignor and Assignee.

Each of Assignor and Assignee represent and warrant that:

- a. Assignee's intended use of the Premises is the same as the Assignor's intended use of the Premises and is not inconsistent with the use permitted under the Lease and will not require alteration of the Premises.
 - b. Assignee has a good reputation in the business community in which it has conducted its businesses and its business reputation and business credit history is consistent with other business conducted on the Premises.
 - c. Assignee's intended use of the Premises will not increase the hazardous substance liability to the Premises and will not otherwise adversely affect the Lessor's interest in the Premises.
 - d. Assignee is capable of operating an aviation business as contemplated by the terms of the Lease and has business experience and management ability that is equal to or greater than that of Assignor.
 - e. Assignee's financial condition is sufficient to support the obligations of Lessee under the Lease and any encumbrances secured by the Lease.
 - f. Assignor and Assignee have the legal right and authority to enter into this Agreement and each has received all necessary approvals to do so.
4. Consent of Lessor.
- a. Lessor is entering into this Agreement and consenting to the Assignment in reliance on the representations and warranties of Assignor and Assignee.
 - b. Lessor hereby consents to the Assignment and the conveyance of Assignor's interest in, to and under the Lease and the Premises to Assignee.
5. Lease Unchanged. This Agreement does not amend the Lease. In the event there is any confusion or contradiction between any term of the Lease and this Agreement, the terms of the Lease will prevail.
6. Assumption. Assignee hereby assumes all of Assignor's obligations under the Lease, including the obligation to pay rent when due and to pay any amounts outstanding under the Lease, including any amount that accrued prior to the effective date of this Agreement.
7. Governing Law. This Agreement is governed by the laws of the State of California, with venue in the Superior Court of the County of Contra Costa.
8. Survival. The provisions of this Agreement shall survive both the execution and delivery of this Agreement.

9. Notices. From and after the effective date of this Agreement, all notices given to Tenant under the Lease will be mailed to:

Air Medical Group Holdings, Inc.
209 State Hwy 121 Bypass
Suite 11
Lewisville, TX 75067

The parties are signing this Agreement as of the date set forth in the introductory paragraph.

LESSOR

CONTRA COSTA COUNTY, a political
Subdivision of the State of California

By _____
Keith Freitas
Director of Airports

RECOMMENDED FOR APPROVAL:

By _____
Karen Laws
Principal Real Property Agent

By _____
Beth Lee
Assistant Director of Airports

APPROVED AS TO FORM:

By Sharon L. Anderson, County Counsel

By _____
Kathleen M. Andrus,
Deputy County Counsel

ASSIGNOR

REACH Air Medical Services, LLC
a California limited liability company


By _____
Name: _____
Title: _____

By _____
Name: _____
Title: _____

ASSIGNEE

Air Medical Group Holdings, Inc.
a Delaware corporation

By  _____
Name: Michael Preissler
Title: CFO

By  _____
Name: Fred Botwell
Title: CEO



Contra
Costa
County

To: Board of Supervisors
From: Tiffany Lennear, Clerk of the Board
Date: January 22, 2013
Subject: CLAIMS

RECOMMENDATION(S):

DENY claims filed by Brant Caravantes, Dan Costa, and Kemper Independence Ins. for Mary Swigger.

FISCAL IMPACT:

Not applicable.

BACKGROUND:

*

CHILDREN'S IMPACT STATEMENT:

Not applicable.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: T. Lennear, (925)
335-1900

By: , Deputy

cc:

To: Board of Supervisors
 From: Candace Andersen, Board of Supervisors District II
 Date: January 22, 2013



Contra
 Costa
 County

Subject: Resolution honoring Colleen McCormick as the Lafayette Business Person of the year

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
 COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Lauri Byers, 957-8860

By: , Deputy

cc:

*The Board of Supervisors of
Contra Costa County, California*

In the matter of:

Resolution No. 2013/49

Recognizing Colleen McCormick as the 2013 Business Person of the Year for Lafayette.

Whereas Colleen McCormick met her husband John playing in the Cal band, and sharing their love for music drove her to open a unique start up business, Lamorinda Music; and
Whereas Colleen McCormick, who did not let the bad economy get in her way, accomplished her goals and not only flourished, but tripled the size of her music business and gained two partners; and
Whereas Colleen McCormick has invested her time, her love of music, her energy and ambition in teaching those around her the joy music can bring into your life; and
Whereas, Colleen McCormick and her husband John have built a business that adds to the unique and distinctive flair of Lafayette.

Now, Therefore, Be It Resolved that the Board of Supervisors of Contra Costa County does hereby honor and thank Colleen McCormick for her many years of dedicated service to the citizens of Lafayette and Contra Costa County.

FEDERAL D. GLOVER
Chair,
District V Supervisor

JOHN GIOIA
District I Supervisor

CANDACE ANDERSEN
District II Supervisor

MARY N. PIEPHO
District III Supervisor

KAREN MITCHOFF
District IV Supervisor

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa,

By: _____, Deputy



Contra
Costa
County

To: Board of Supervisors
From: Federal D. Glover, Board of Supervisors District V
Date: January 22, 2013
Subject: Slavery & Human Trafficking Prevention Month

RECOMMENDATION(S):

ADOPT Resolution No. 2013/67 declaring January as Slavery & Human Trafficking Prevention Month, as recommended by Supervisor Glover.

FISCAL IMPACT:

None.

BACKGROUND:

Ten years ago, the Board of Supervisors approved the Zero Tolerance Initiative which led to the creation of the Zero Tolerance Against Domestic Violence Collaborative. Since then, Zero Tolerance has been expanded to work against all forms of violence against other human beings, including human trafficking.

Human Trafficking is modern slavery.

Even though slavery has been outlawed since 1865 in our country, human trafficking, which includes sex trafficking, is the world's fastest growing crime. California, and the Bay Area in particular, is near the epicenter.

Contrary to popular belief, the majority of the victims are not people from foreign countries. Most of the victims of human trafficking in America are from the U.S. Seventy-two

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Devorah Levine,
925-313-1524

By: , Deputy

cc:

BACKGROUND: (CONT'D)

percent of human trafficking victims whose country of origin was identified are American, according to the 2012 State of Human Trafficking report from the Attorney General's Office.

What that means is that the victims -- primarily the sex trafficking victims -- are our daughters, sisters, cousins, nieces or the girl next door.

What is disturbing is in the five years since California's first human trafficking report in 2007, the problem has grown. "Transnational and domestic gangs have expanded from trafficking guns and drugs to trafficking human beings," said California's Attorney General Kamala Harris.

Domestic street gangs like the Bloods and Crips have set aside traditional rivalries to set up commercial sex rings and maximize profits from the sale of young women, says the report.

The fairly recent involvement of street gangs in exploiting young women has provided another illegal source of money for their activities. Sex trafficking is safer than dealing drugs and is a renewable source of income that can be used over and over.

The gangs prey on the most emotionally vulnerable. Sometimes, other female gang members act as enforcers to keep the other girls in line. In return, the girls get a false sense of belonging and get the impression of being protected, even loved.

The reality is harsher than that, according to a study by the Witherspoon Institute:

"With state and national crackdowns on drug trafficking, gangs have turned to sex trafficking for financial gain. Unlike drugs, girls can be used more than once, and it is the girls, not the traffickers, who run the greatest risk of being caught and prosecuted. Case records show that gangs still utilize traditional methods of recruiting, employing the modern equivalent of wining and dining a young girl ('skip parties' and 'love showers'), winning her heart and then slowly 'seasoning' her for the street by sharing her with other gang members. One young woman described her trafficker's request for a 'love donation': sex she had to provide to other men to win her place in the gang." Gangs and traffickers are using technology to lure young girls under their influence by advertising on websites and dating services. They visit school campuses and other places where kids hang out. They look for the loner or the outcast.

The reason girls join gangs are similar to reasons boys join gangs with the mistaken belief of finding someone who will understand why they don't feel understood by their parents, disengaged from school, or the lack of respect from their peers.

The Bay Area is a hotbed of human trafficking. Contra Costa and Alameda counties are among the nine regions to form the Anti-Human Trafficking Coalition, a cross-agency partnership to tackle the problems associated with human trafficking.

That is also the reason that the East County Gang Task Force, which was formed by Supervisor Federal Glover seven years ago, hosted a presentation by the coalition because of the strong overlap of the perpetrators who may be trafficking as a gang activity and the victims who join gangs and find themselves being sexually abused by male gang members and/or Johns.

It is ironic that even though America ended slavery over 150 years ago, we have more people enslaved in the world today than at any other time: 27 million.

California easily passed Proposition 35 last November, which toughened state penalties against human trafficking, a strong indication of the universal revulsion we have for slavery. Yet, it is a \$32-billion business worldwide, second only to drug trafficking in terms of profitability.

Besides sex trafficking, human trafficking encompasses the smuggling of foreign workers who enter this country illegally and are subsequently abused and exploited by their employers to have them work as cheap labor.

CONSEQUENCE OF NEGATIVE ACTION:

Human trafficking will continue to expand without the education of the public of how to prevent the abuse and exploitation of workers and women.

CHILDREN'S IMPACT STATEMENT:

Human trafficking will continue to expand without the education of the public of how to prevent the abuse and exploitation of workers and women.

*The Board of Supervisors of
Contra Costa County, California*

In the matter of:

Resolution No. 2013/67

Declaring January as Slavery & Human Trafficking Prevention Month

WHEREAS, Human Trafficking is the illegal trade in human beings for the purposes of commercial sexual exploitation or forced labor; a modern-day form of slavery; and

WHEREAS, Human Trafficking is a lucrative industry and the fastest growing criminal industry in the world; Globally, it is tied with the illegal arms trade, as the second largest criminal activity, following the drug trade, and uses violent and exploitive tactics to prey upon vulnerable members of our communities – especially women and children; and

WHEREAS, the crime of Human Trafficking violates an individual's privacy, dignity, security and humanity due to the systematic use of physical, emotional, sexual, psychological and economic exploitation, control and/or abuse; and

WHEREAS, the impact of Human Trafficking is wide-ranging, directly affecting foreign nationals as well as domestic men, women, children, and society as a whole; and

WHEREAS, it is often the most vulnerable members of our communities who are victimized by Human Trafficking, with perpetrators exploiting that vulnerability for their own needs and gains; targeting an estimated 1.2 million victims nationally each year with over half of those being forced into the sex industry and 98% of those victims being female; and

WHEREAS, the County's Zero Tolerance for Domestic Violence Initiative acknowledges that fighting modern slavery is a shared community responsibility and therefore has worked with numerous public and private agencies to establish the Zero Tolerance for Human Trafficking Coalition, in order to strengthen the County's comprehensive response to human trafficking initiated by County Departments, law enforcement agencies, and numerous community and faith-based organizations and continuing to build its collaboration by linking with local, regional and federal agencies; and

WHEREAS, the County works to raise awareness so individuals will become more informed, and will take action to end Human Trafficking in their communities.

Now, therefore, be it resolved that the Board of Supervisors of Contra Costa County does hereby proclaim January, 2013 as **SLAVERY AND HUMAN TRAFFICKING PREVENTION MONTH**, and urges all residents to actively participate in the efforts to both raise awareness of and end all forms of human trafficking in our communities.

FEDERAL D. GLOVER

Chair,
District V Supervisor

JOHN GIOIA

District I Supervisor

CANDACE ANDERSEN

District II Supervisor

MARY N. PIEPHO

District III Supervisor

KAREN MITCHOFF

District IV Supervisor

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa,

By: _____, Deputy



Contra
Costa
County

To: Board of Supervisors
From: Ted Cwiek, Human Resources
Date: January 22, 2013

Subject: Adopt Ordinance No. 2013-05 to Exempt the classification of Labor Relations Manager-Exempt

RECOMMENDATION(S):

ADOPT Ordinance No. 2013-05 amending Section 33-5.413 of the County Ordinance Code to Exempt from the Merit System the classification of Labor Relations Manager-Exempt, as requested by the Human Resource Department.

FISCAL IMPACT:

There is no cost associated with this action.

BACKGROUND:

The Labor Relations Department was reorganized in 2007, resulting in abolishing the Labor Relations Manager-Exempt (AGD1) classification. The Labor Relations Manager-Exempt position was replaced with the new class of Principal Labor Relations Negotiator-Exempt, to assist the Human Resources department in managing contract negotiations. An increase in and more complex contract negotiations currently necessitates establishing the Labor Relations Manager-Exempt classification to oversee the day-to-day operations of the Labor Relations Unit.

CONSEQUENCE OF NEGATIVE ACTION:

If this action is not approved, the department will not have adequate staff and resources in the Labor Relations Unit.

CHILDREN'S IMPACT STATEMENT:

No impact.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Ted Cwiek, (925)
335-1766

By: , Deputy

cc: Gladys Scott Reid, Roxana Mendoza, Ted Cwiek

ORDINANCE NO. 2013-05

(Excluding Labor Relations Manager-Exempt from the merit system and deleting Principal Labor Relations Negotiator from the list of excluded classes)

The Contra Costa County Board of Supervisors ordains as follows (omitting the parenthetical footnotes from the official text of the enacted or amended provisions of the County Ordinance Code):

SECTION I: Section 33-5.413 of the County Ordinance Code is amended to exclude from the merit system the class of Labor Relations Manager-Exempt and to delete principal labor relations negotiator, to read:

33-5.413 Human resources.

(a) The assistant director of human resources-exempt is excluded and is appointed by the assistant county administrator-director of human resources.

(b) The employee benefits manager-exempt is excluded and is appointed by the assistant county administrator-director of human resources.

(c) The chief of labor relations-exempt and the labor relations manager-exempt are excluded and are appointed by the assistant county administrator-director of human resources.

(Ords. 2013-05, ' 1, 2007-02, ' 2, 2005-12, ' 1, 2003-10, ' 1.)

SECTION II: EFFECTIVE DATE. This ordinance becomes effective 30 days after passage, and within 15 days of passage shall be published once with the names of the supervisors voting for and against it in the _____, a newspaper published in this County.

PASSED ON _____ by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST: DAVID TWA, Clerk of
the Board and County Administrator

Board Chair

By: _____
Deputy

[SEAL]

ORDINANCE NO. 2013-05

POSITION ADJUSTMENT REQUEST

NO. 21229
DATE 10/21/2012

Department Human Resource

Department No./

Budget Unit No. 0035 Org No. 1315 Agency No. 05

Action Requested: Exempt the classification of Labor Relations Manager (AGD1) from the Merit System in the Human Resource Department.

Proposed Effective Date: 1/23/2013

Classification Questionnaire attached: Yes ☐ No ☒ / Cost is within Department's budget: Yes ☒ No ☐

Total One-Time Costs (non-salary) associated with request: \$0.00

Estimated total cost adjustment (salary / benefits / one time):

Total annual cost \$0.00

Net County Cost \$0.00

Total this FY \$0.00

N.C.C. this FY \$0.00

SOURCE OF FUNDING TO OFFSET ADJUSTMENT N/A

Department must initiate necessary adjustment and submit to CAO.
Use additional sheet for further explanations or comments.

(for) Department Head

REVIEWED BY CAO AND RELEASED TO HUMAN RESOURCES DEPARTMENT

Deputy County Administrator

Date

HUMAN RESOURCES DEPARTMENT RECOMMENDATIONS

DATE 10/21/2012

ADOPT Ordinance NO. 2012-13 amending Section 33-5.413 of the County Ordinance Code to Exempt from the Merit System the classification of Labor Relations Manager-Exempt

Amend Resolution 71/17 establishing positions and resolutions allocating classes to the Basic / Exempt salary schedule.

Effective: ☒ Day following Board Action.

☐ ____ (Date)

(for) Director of Human Resources

Date

COUNTY ADMINISTRATOR RECOMMENDATION:

DATE

- ☐ Approve Recommendation of Director of Human Resources
☐ Disapprove Recommendation of Director of Human Resources
☐ Other: _____

(for) County Administrator

BOARD OF SUPERVISORS ACTION:

Adjustment is APPROVED ☐ DISAPPROVED ☐

David J. Twa, Clerk of the Board of Supervisors
and County Administrator

DATE _____

BY _____

APPROVAL OF THIS ADJUSTMENT CONSTITUTES A PERSONNEL / SALARY RESOLUTION AMENDMENT

POSITION ADJUSTMENT ACTION TO BE COMPLETED BY HUMAN RESOURCES DEPARTMENT FOLLOWING BOARD ACTION

Adjust class(es) / position(s) as follows:

REQUEST FOR PROJECT POSITIONS

Department _____

Date 1/17/2013

No. _____

1. Project Positions Requested:
2. Explain Specific Duties of Position(s)
3. Name / Purpose of Project and Funding Source (do not use acronyms i.e. SB40 Project or SDSS Funds)
4. Duration of the Project: Start Date _____ End Date _____
Is funding for a specified period of time (i.e. 2 years) or on a year-to-year basis? Please explain.
5. Project Annual Cost
 - a. Salary & Benefits Costs: _____
 - b. Support Costs: _____
(services, supplies, equipment, etc.)
 - c. Less revenue or expenditure: _____
 - d. Net cost to General or other fund: _____
6. Briefly explain the consequences of not filling the project position(s) in terms of:
 - a. potential future costs
 - b. legal implications
 - c. financial implications
 - d. political implications
 - e. organizational implications
7. Briefly describe the alternative approaches to delivering the services which you have considered. Indicate why these alternatives were not chosen.
8. Departments requesting new project positions must submit an updated cost benefit analysis of each project position at the halfway point of the project duration. This report is to be submitted to the Human Resources Department, which will forward the report to the Board of Supervisors. Indicate the date that your cost / benefit analysis will be submitted
9. How will the project position(s) be filled?
 - ☐ a. Competitive examination(s)
 - ☐ b. Existing employment list(s) Which one(s)? _____
 - ☐ c. Direct appointment of:
 - ☐ 1. Merit System employee who will be placed on leave from current job
 - ☐ 2. Non-County employee

Provide a justification if filling position(s) by C1 or C2

USE ADDITIONAL PAPER IF NECESSARY



Contra
Costa
County

To: Board of Supervisors

From: David Twa, County Administrator

Date: January 22, 2013

Subject: Property Tax Administrative Cost Recovery

RECOMMENDATION(S):

1. RECEIVE the 2012-2013 report of the Auditor-Controller that contains the property tax-related costs of the Assessor, Tax Collector, Auditor and Assessment Appeals Board for the 2011-2012 fiscal year, as required by Resolution No. 97/129.
2. FIX February 26, 2013 at 9:30 a.m. for a public hearing on the determination of property tax administrative costs.
3. DIRECT the Clerk of the Board to notify affected local jurisdictions of the public hearing.
4. DIRECT the Clerk of the Board to prepare and publish the required legal notice and make supporting documentation available for public inspection.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Lisa Driscoll (925)
335-1023

By: , Deputy

cc: Lisa Driscoll, County Finance Director

FISCAL IMPACT:

None. The report details the property tax-related costs of the County in fiscal year 2011-12 in order to determine the amount of cost recovery in fiscal year 2012-13. The determination of the property tax administrative costs will occur at the hearing on February 26, 2013.

BACKGROUND:

In 1997, the Board of Supervisors adopted Resolution No. 97/129 which provides procedures for property tax administrative cost recovery. The recommended actions are necessary for implementation of Resolution No. 97/129 for the current fiscal year.

CONSEQUENCE OF NEGATIVE ACTION:

If the hearing is not set to consider and adopt the finding of property tax costs, the costs cannot be recovered, resulting in a loss of General Fund revenue in the current fiscal year.

CHILDREN'S IMPACT STATEMENT:

None.

Office of the Auditor-Controller
Contra Costa County


Robert R. Campbell
Auditor-Controller



Elizabeth A. Verigin
Assistant Auditor-Controller

625 Court Street
Martinez, California 94553-1282
Phone (925) 646-2181
Fax (925) 646-2649

January 16, 2013

TO: Contra Costa County Board of Supervisors
FROM: Robert Campbell, Auditor-Controller 
SUBJECT: **2012-2013 Property Tax Administration Charges**

Commencing with the 1990-91 fiscal year, Revenue and Taxation Code §95.3 (replacing R&T §97.5), provides for the County Auditor-Controller to annually determine property tax administration costs proportionately attributable to incorporated cities and local jurisdictions for fiscal year 1989-90 and thereafter. For purposes of this section, property tax administration costs are the property tax related costs of the Assessor, Tax Collector, County Assessment Appeals Board, and Auditor-Controller, including applicable administrative overhead costs as permitted by Federal OMB Circular A-87 standards.

The following attachments comprise the 2012-13 Property Tax Administration report of the Auditor-Controller pursuant to the County Board of Supervisors' Resolution No. 97/129.

Attachment I summarizes the direct and overhead costs of the Assessor, Tax Collector, Assessment Appeals Board, and Auditor-Controller for the 2011-12 fiscal year. Also included are all offsetting revenues received by the County for providing property tax related services. The 2011-12 net cost of property tax administration was \$14,460,531. This amounts to approximately .71% of all 2011-12 property taxes levied countywide.

Attachment II allocates the \$14,460,531 net cost to each incorporated city and to each local jurisdiction receiving property tax revenues during the 2012-13 fiscal year. This cost allocation to each entity is based on the net revenues of each entity as a percentage of total revenues. School districts, community college districts, and the County Office of Education are exempt from those provisions authorizing County recovery of their proportionate share of property tax administrative costs. As a result, the County absorbs the Schools' share, which, this year, amounts to \$7,081,782.

CONTRA COSTA COUNTY

AUDITOR-CONTROLLER'S REPORT

on

2012-2013 Property Tax Administration Charges

Table of Contents

3	Summary Calculations
4	Assessor's Department
5	Treasurer-Tax Collector's Department
6	Auditor-Controller's Department
7	Assessment Appeals Board
8	Federal A-87 Overhead Allocation
9	Revenue Offsets
10	Allocation of Cost to Taxing Agencies

CONTRA COSTA COUNTY

2012-2013 Property Tax Administration Charges

SUMMARY CALCULATIONS

NOTE: Per Revenue and Taxation Code Section 95.3, the property tax administration fee to be charged in the 2012-13 Fiscal Year shall be based on the 2011-12 property tax related costs of the Assessor, Tax Collector, Auditor and Assessment Appeals Board including applicable overhead costs as permitted by Federal Circular A-87 standards.

Property Tax Related Cost:

Assessor	\$ 14,113,333	
Tax Collector	3,115,708	
Auditor-Controller	1,156,277	
Assessment Appeals Board	<u>192,825</u>	
Total		\$18,578,143

Overhead Cost per Circular A-87:

Assessor	\$ 143,349	
Tax Collector	225,022	
Auditor-Controller	<u>71,904</u>	
Total		\$440,275

Less: Fees Received for Property Tax Related Services:

County General	\$ 1,109,245	
Assessor	320,942	
Tax Collector	2,173,594	
Auditor-Controller	<u>954,106</u>	
Total		<u>\$4,557,887</u>

**Net Property Tax Administration Cost,
2012-2013 Fiscal Year**

\$14,460,531

CONTRA COSTA COUNTY**2012-2013 Property Tax Administration Charges****ASSESSOR'S DEPARTMENT**

<u>DIRECT AND INDIRECT DEPARTMENTAL COST</u>	<u>ACTUAL 2011-2012</u>
Salaries & Employee Benefits	\$ 11,562,610
Services & Supplies	2,532,777
Fixed Assets	0
Other Charges	0
	<hr/>
Gross Cost	\$ 14,095,387
Less:	
* Intrafund Transfers	17,946
Fixed Assets	0
	<hr/>
TOTAL ASSESSOR COST	\$ 14,113,333
 LESS: ASSESSOR REVENUE OFFSETS	 <hr/> (320,942)
 NET ASSESSOR DEPARTMENT COST	 <hr/> 13,792,391 <hr/>

CONTRA COSTA COUNTY**2012-2013 Property Tax Administration Charges****TREASURER-TAX COLLECTOR'S DEPARTMENT**

	DIRECT AND <u>INDIRECT DEPARTMENTAL COST</u>	ACTUAL <u>2011-2012</u>
Salaries & Employee Benefits		\$ 2,957,930
Services & Supplies		1,370,486
Other Charges		7,992
Fixed Assets		<u>0</u>
Gross Cost		\$ 4,336,408
Less:		
* Fixed Assets		0
Intrafund transfers		15,753
Treasury Function Costs		(1,137,438)
Business License Program		<u>(99,016)</u>
TOTAL TAX COLLECTOR COST		\$ 3,115,708
 LESS: TAX COLLECTOR REVENUE OFFSETS		 \$ <u>(2,173,594)</u>
 NET TAX COLLECTOR COST		 \$ <u>942,113</u>

* Fixed asset costs included in the A-87 allocation are excluded from direct costs.

CONTRA COSTA COUNTY

2012-2013 Property Tax Administration Charges

AUDITOR-CONTROLLER'S DEPARTMENT

PROPERTY TAX FUNCTION - DIRECT AND <u>INDIRECT DEPARTMENTAL COSTS</u>	ACTUAL <u>2011-2012</u>
Salaries & Employee Benefits	\$ 520,035
Information Technology Costs	434,525
Other Services and Supplies	45,957
Accounts Payable - Supplemental & Other Tax Refunds	18,762
Department Overhead Allocation	<u>136,998</u>
GROSS PROPERTY TAX FUNCTION COSTS	\$ 1,156,277
LESS: TOTAL PROPERTY TAX FUNCTION REVENUE OFFSETS	\$ <u>(954,106)</u>
NET AUDITOR-CONTROLLER COST	\$ <u>202,171</u>

CONTRA COSTA COUNTY

2012-2013 Property Tax Administration Charges

ASSESSMENT APPEALS BOARD

<u>DIRECT AND INDIRECT COSTS</u>	<u>ACTUAL</u> <u>2011-2012</u>
Clerk of the Board	\$ 43,780
Assessment Appeals Board - allowances and postage	103,126
County Counsel	<u>45,919</u>
TOTAL ASSESSMENT APPEALS BOARD COSTS	\$ <u>192,825</u>

CONTRA COSTA COUNTY

2012-2013 Property Tax Administration Charges

FEDERAL A-87 OVERHEAD ALLOCATION

<u>Department</u>	A-87 Plan 2011-2012 <u>Actual</u>	Percent Property Tax <u>Related</u>	Net to <u>Allocate</u>
Assessor	\$ 143,349	100%	\$ 143,349
Tax Collector	312,531	72%	225,022
Auditor-Controller(Tax Division)	<u>71,904</u>	100%	<u>71,904</u>
TOTALS	\$ <u>527,784</u>		\$ <u>440,275</u>

CONTRA COSTA COUNTY

2012-2013 Property Tax Administration Charges

REVENUE OFFSETSCounty General

0005 9608 Supplemental Tax Administration Fees	\$	<u>1,109,245</u>	
			\$ 1,109,245

Assessor

0016 1600 Administration		800,354	
1600 Excludable revenues (Direct credits and non-property tax related revenues)		(730,000)	
0016 1605 Drafting		9,753	
1610 Appraisal		0	
1647 Roll Maintenance		<u>240,836</u>	
			\$ 320,942

Tax Collector

0015 Tax Collector Revenue		2,957,804	
Excludable revenues (Direct credits and non-property tax related revenues)		<u>(784,210)</u>	
			\$ 2,173,594

Auditor-Controller

0010 1004 Tax & Cost Accounting Division Revenue		1,195,171	
Excludable revenues (Direct credits and non-property tax related revenues)		<u>(241,065)</u>	
			\$ 954,106

TOTAL REVENUE OFFSETS			\$ <u>4,557,886</u>
------------------------------	--	--	----------------------------

**CONTRA COSTA COUNTY
2012-2013 ADMINISTRATIVE COST ALLOCATION**

ATTACHMENT II

14,460,531
to
Allocate

Fund No	Jurisdiction	Adjusted 2012-2013 AB & Allocation	2012-2013 Unitary Allocation	2012-2013 Estimated RDA Pass Thru	Net Revenue	2012-2013 Adj Allocation Factors	(7)
		(1)	(2)	(4)	(5)	(6)	
<u>GENERAL COUNTY JURISDICTION</u>							
1003	County General	165,338,174.04	7,253,254	266,979	172,858,407	0.1193669336365	1,726,105
<u>COUNTY GOVERNED SPECIAL DISTRICTS</u>							
1206	County Library	18,731,100.30	431,034	27,392	19,199,526	0.0132512783817	191,621
2020	Contra Costa Fire	75,405,293.76	1,163,575	69,645	76,638,513	0.0529225307077	765,288
2028	Crockett Carquinez Fire	374,220.27	10,707		384,927	0.0002658103663	3,844
3060	East Contra Costa Fire	7,930,257.32	87,076		8,017,333	0.0055363490034	80,059
2401	Service Area L-100	676,939.34	17,330	26,072	720,341	0.0004974299840	7,193
2470	Service Area M-1	29,632.80	1,294		30,927	0.0000213562479	309
2475	Service Area M-29	71,744.09	624		72,368	0.0000499734113	723
2488	Service Area M-16 Clyde	18,404.00	217		18,621	0.0000128585045	186
2489	Service Area M-17 Montalvir	127,480.57	1,943		129,424	0.0000893734208	1,292
2492	Service Area M-20 Rodeo	8,727.27	126		8,854	0.0000061138279	88
2494	Svc Area RD4Bethel Isle	6,140.46	111		6,251	0.0000043166581	62
2496	Svc Area M23 Blackhawk	1,661,201.43	16,139		1,677,340	0.0011582829409	16,749
2505	Flood Control CCC Water	2,363,313.63	54,533	3,214	2,421,061	0.0016718573270	24,176
2520	Flood Control Zone 3B	3,854,374.37	60,880		3,915,254	0.0027036690359	39,096
2521	Flood Cont Z1 Marsh Crk	1,145,853.10	16,427		1,162,280	0.0008026096274	11,606
2527	Flood Control Zone 7	42,021.17	1,226	1,974	45,222	0.0000312276918	452
2530	Flood Control Zone 8	14,227.06	475		14,702	0.0000101521416	147
2531	Flood Control Zone 8A	18,059.37	378		18,437	0.0000127316161	184
2550	Flood Cont Drainage 290	1,358.12	23		1,381	0.0000009538873	14
2551	Flood Cont Drainage 300	3,201.35	45		3,246	0.0000022414676	32
2552	Flood Cont Drainage A13	230,584.72	2,470		233,054	0.0001609351150	2,327
2554	Flood Cont Drainage 10	249,220.98	2,554		251,775	0.0001738627416	2,514

**CONTRA COSTA COUNTY
2012-2013 ADMINISTRATIVE COST ALLOCATION**

ATTACHMENT II

Fund No	Jurisdiction	Adjusted 2012-2013 AB 8 Allocation	2012-2013 Unitary Allocation	2012-2013 Estimated RDA Pass Thru	Net Revenue	2012-2013 Adj Allocation Factors	14,460,531 to Allocate
		(1)	(2)	(4)	(5)	(6)	(7)
2563	Flood Cont Drainage 127	8,643.66	211		8,855	0.0000061145893	88
2583	Flood Cont Drainage 16	57,123.77	651		57,775	0.0000398962426	577
2652	S/A Pl 2 Danville	294.52	85		380	0.0000002622331	4
2653	S/A Pl-2 Zone A	111,480.71	1,055		112,536	0.0000777114728	1,124
2655	S/A Pl 5 Round Hill	191,005.24	1,713		192,718	0.0001330808609	1,924
2656	S/A Police-6	3,307,858.80	1,280,197		4,588,056	0.0031682701224	45,815
2657	S/A Pl-2 Zone B	141,020.71	1,846		142,867	0.0000986565021	1,427
2702	S/A Lib-2 El Sobrante	74,658.32	2,189		76,847	0.0000530666660	767
2710	S/A Lib-10 Pinole	850.33	16		866	0.0000005983038	9
2712	S/A Lib-12 Moraga	8,661.77	325		8,987	0.0000062060369	90
2713	S/A Lib-13 Ygnacio	105,296.55	1,391		106,688	0.0000736729951	1,065
2751	Svc Area R-4 Moraga	25,295.97	947		26,243	0.0000181222772	262
2758	Svc Area R-7 Zone A	806,161.78	10,052		816,214	0.00056636346428	8,150
2825	Co Co Co Water Agency	454,506.68	8,915	831	464,253	0.0003205888063	4,636
							1,213,900

AUTONOMOUS SPECIAL DISTRICTS

3005	San Ramon Valley Fire	48,436,083.35	937,596	86,232	49,459,911	0.0341544159323	493,891
3007	Kensington Fire	2,805,837.20	22,398		2,828,235	0.0019530306681	28,242
3011	Rodeo-Hercules Fire	3,002,293.39	63,269		3,065,562	0.0021169161414	30,612
3074	Moraga-Orinda Fire District	16,503,277.54	167,805		16,671,083	0.0115121736814	166,472
3102	Co Co Resource Cons	186,786.11	4,682	445	191,913	0.0001325250305	1,916
3255	Kensington Community Svc	1,263,358.15	11,109		1,274,467	0.0008800797112	12,726
3260	Diablo Community Svc	295,714.36	2,463		298,178	0.0002059058054	2,978
3301	CCC Mosquito Abate Dst1	3,344,175.63	94,301	1,453	3,439,929	0.0023754343860	34,350
3406	Central CC Sanitary	11,744,899.85	217,588	9,558	11,972,046	0.0082672660507	119,549

**CONTRA COSTA COUNTY
2012-2013 ADMINISTRATIVE COST ALLOCATION**

ATTACHMENT II

<u>Fund No</u>	<u>Jurisdiction</u>	<u>Adjusted 2012-2013 AB 8 Allocation</u>	<u>2012-2013 Unitary Allocation</u>	<u>2012-2013 Estimated Pass Thru</u>	<u>Net Revenue</u>	<u>2012-2013 Adj Allocation Factors</u>	<u>14,460,531 to Allocate</u>
		(1)	(2)	(4)	(5)	(6)	(7)
3409	Mt View Sanitary	267,350.13	6,103		273,454	0.0001888327028	2,731
3411	Ironhouse Sanitary	173,033.90	4,357		177,391	0.0001224970672	1,771
3414	Rodeo Sanitary	192,469.49	3,938		196,407	0.0001356285397	1,961
3416	West Co Wastewater	769,581.21	13,716	4,697	787,994	0.0005441474033	7,869
3418	Stege Sanitary	294,697.54	3,822		298,519	0.0002061416559	2,981
3422	Byron Sanitary	25,819.17	596		26,415	0.0000182407042	264
3240	Crockett-Valona Sanitary	224,936.10	7,784		232,720	0.0001607043639	2,324
3430	Twn of Discovery Bay (Comm	439,997.94	4,143		444,141	0.0003067004339	4,435
3480	Delta Diablo Z1 W Pittsburg	291,854.51	11,188	64,645	367,688	0.0002539057673	3,672
3481	Delta Diablo Z2 Pittsburg	384,760.00	4,351	51	389,162	0.0002687347448	3,886
3482	Delta Diablo Z3 Antioch	750,292.47	12,671		762,963	0.0005268622060	7,619
3515	Los Medanos Healthcare	573,758.40	110,354	17,348	701,460	0.0004843914814	7,005
3520	Mt Diablo Healthcare	244,145.06	1,733		245,878	0.0001697901970	2,455
3525	West CCC Healthcare	3,109,556.63	57,747		3,167,304	0.0021871734799	31,628
3601	Alamo-Lafayette Cemetery	224,052.83	3,326		227,379	0.0001570160631	2,271
3603	B B K Union Cemetery	356,568.50	6,568		363,136	0.0002507629441	3,626
3700	Ambrose Rec & Park	306,651.44	16,459	54,054	377,165	0.0002604500682	3,766
3715	Green Valley Rec & Park	38,711.52	393		39,104	0.0000270033483	390
3735	Pleasant Hill Rec & Park	2,341,090.30	43,935	772	2,385,797	0.0016475062496	23,824
3740	Rolling-Willart Rec&Park	17,233.11	359		17,592	0.0000121484488	176
3770	Bethel Isle Muni Imp	358,450.52	7,940		366,391	0.0002530103512	3,659
3803	Co Co Co Water	1,959,904.19	850,327	4,417	2,814,649	0.0019436484903	28,106
3830	Castle Rock Co Water	11,093.70	87		11,181	0.0000077207796	112
4001	East Bay Muni Utility	10,975,336.38	168,791	20,744	11,164,871	0.0077098733913	111,489
4002	EBMUD Special District 1	283,388.88	2,768		286,157	0.0001976049698	2,857
4007	A-C Transit Spec Dist 1	7,618,169.16	130,940		7,749,109	0.0053511274980	77,380

**CONTRA COSTA COUNTY
2012-2013 ADMINISTRATIVE COST ALLOCATION**

ATTACHMENT II

Fund No	Jurisdiction	Adjusted 2012-2013 AB 8 Allocation	2012-2013 Unitary Allocation	2012-2013 Estimated RDA Pass Thru	Net Revenue	2012-2013 Adj Allocation Factors	14,460,531 to Allocate (7)
		(1)	(2)	(4)	(5)	(6)	
4009	BART	8,569,558.72	193,656	11,605	8,774,820	0.0060594296594	87,623
4010	Bay Area Air Management	2,497,871.44	56,454		2,554,326	0.0017638830048	25,507
4025	Dublin San Ramon Svcs	450,333.23	1,198		451,531	0.0003118036489	4,509
4026	East Bay Regional Park	37,277,467.05	869,735	31,912	38,179,114	0.0263644902624	381,245
4110	Reclamation Dist 800 Exp	612,620.66	8,615		621,236	0.0004289928958	6,203
4111	Discovery Bay Recl/Dmg	34,280.54	478		34,758	0.0000240023680	347
4180	East Co Co Irrigation	1,890,341.95	21,064		1,911,406	0.0013199163188	19,087
4181	Byron-Bethany Irrigation	785,228.43	8,273		793,502	0.0005479506484	7,924
							1,761,438
CITIES & CITY SPECIAL DISTRICTS							
4201	City of Clayton	676,866.15	11,763	49,496	738,126	0.0005097107199	7,371
4202	City of Concord	9,981,453.25	176,637		10,158,090	0.0070146434476	101,435
4203	City of Brentwood	5,942,033.61	48,362	18,789	6,009,185	0.0041496273158	60,006
4204	City of San Pablo	235,665.51	11,331		246,996	0.0001705626384	2,466
4205	City of El Cerrito	5,261,624.73	65,388		5,327,013	0.0036785551876	53,194
4206	City of Walnut Creek	10,927,125.34	171,728		11,098,854	0.0076642852712	110,830
4207	City of Pleasant Hill	2,194,959.36	18,807		2,213,767	0.0015287108334	22,106
4208	City of Martinez	6,217,573.53	109,253		6,326,827	0.0043689742695	63,178
4209	City of Antioch	6,387,056.82	121,350		6,508,406	0.0044943635105	64,991
4210	City of Pittsburg	1,981,461.46	256,265		2,237,726	0.0015452562459	22,345
4211	City of Hercules	812,829.71	57,046		869,876	0.0006006905814	8,686
4212	City of Pinole	1,465,073.93	36,454		1,501,528	0.0010368760055	14,994

**CONTRA COSTA COUNTY
2012-2013 ADMINISTRATIVE COST ALLOCATION**

ATTACHMENT II

Fund No	Jurisdiction	Adjusted 2012-2013 AB 8 Allocation	2012-2013 Unitary Allocation	2012-2013 Estimated RDA Pass Thru	Net Revenue	2012-2013 Adj Allocation Factors	14,460,531 to Allocate
		(1)	(2)	(4)	(5)	(6)	(7)
4213	Richmond Tax District 1	26,256,702.21	457,500		26,714,202	0.0184474243313	266,760
4214	City of Lafayette	3,441,371.89	21,081		3,462,453	0.0023909881001	34,575
4215	Town of Moraga	1,577,824.72	19,734		1,597,558	0.0011031897893	15,953
4216	Town of Danville	6,952,309.23	63,450		7,015,759	0.0048447148630	70,057
4217	City of San Ramon	11,378,863.64	262,350		11,641,214	0.0080388105672	116,245
4218	City of Orinda	3,461,655.02	39,842		3,501,497	0.0024179500178	34,965
4219	City of Oakley	1,500,703.82	12,487		1,513,191	0.0010449300512	15,110
4227	Richmond Tax District 3	6,544,900.54	98,642		6,643,543	0.0045876816684	66,340
4230	Richmond Sewer 1	239,869.07	3,839		243,708	0.0001682921956	2,434
4231	Brentwood Rec & Park Dist	1,204,152.04	10,915		1,215,067	0.0008390611969	12,133
4232	San Ramon M-29	2,031,357.12	5,360		2,036,717	0.0014064496082	20,338
4240	Pleasant Hill Lgt Dist 1	356,623.73	4,322		360,946	0.0002492504556	3,604
4241	Svc Area R-8 Walnut Creek	448,705.16	6,499		455,204	0.0003143402113	4,546
4248	Clayton Light Mtce 1	26,113.57	397		26,511	0.0000183071085	265
4252	Martinez Pine Ridge Mtce	5,465.22	79		5,544	0.0000038282758	55
4253	Martinez Parking Dist 1	58,269.05	577		58,846	0.0000406358069	588
4263	Lafayette Core Area Mtc	61,642.49	2,869		64,511	0.0000445481631	644
4264	Lafayette St Lt Mtce Z1	7,230.34	66		7,296	0.0000050382665	73
4271	Concord Vly Terr StLtMtc	2,828.50	39		2,867	0.0000019798263	29
4272	Concord Kirkwood Mtce 1	36,036.16	495		36,531	0.0000252265756	365
4274	Concord Blhn Terr St Lt	756.43	15		771	0.0000005326812	8
4275	Pl Hill-Diablo Vista Wtr	138,302.36	1,189		139,491	0.0000963251585	1,393
4280	Antioch Parking Mtce 1A	21,910.19	409		22,319	0.0000154124027	223
4285	Moraga St Lt Mtce 1	117,752.29	1,083		118,835	0.0000820615494	1,187
4294	Oakley Police Services	262,536.43	1,322		263,858	0.0001822066042	2,635
							1,202,127

**CONTRA COSTA COUNTY
2012-2013 ADMINISTRATIVE COST ALLOCATION**

ATTACHMENT II

Fund No	Jurisdiction	Adjusted 2012-2013 AB 8 Allocation	2012-2013 Unitary Allocation	2012-2013 Estimated RDA Pass Thru	Net Revenue	2012-2013 Adj Allocation Factors	14,460,531 to Allocate
		(1)	(2)	(4)	(5)	(6)	(7)
REDEVELOPMENT AGENCIES							
4701	Antioch	3,978,658.66	120,092		4,098,750	.0028303816826	40,929
4702	Antioch Project 2	884,658.58	3,772		888,430	.0006135031581	8,872
4703	Antioch Project 3	45,722.40	295	(11,190)	34,828	.0000240502210	348
4704	Antioch Project 4	922,958.98	7,408	(41,812)	888,555	.0006135890518	8,873
4705	Antioch Project 4, Amd 1	521,274.42	2,510	(17,906)	505,879	.0003493332275	5,052
4706	Brentwood Project	1,729,489.30	19,340		1,748,829	.0012076495910	17,463
4707	Brentwood Amendment 1	585,412.90	8,316		593,729	.0004099978316	5,929
4708	North Brentwood	2,697,275.61	11,087	(20,376)	2,687,986	.0018561821425	26,841
4709	North Brtwd Amnd 2	224,909.21	660		225,569	.0001557664247	2,252
4710	Central Concord	12,587,645.75	748,708		13,336,354	.0092093852829	133,173
4711	Concord Commerce	520,747.24	7,846		528,594	.0003650190458	5,278
4712	Cent Concord RDA Amnd	409,735.86	590		410,326	.00028333497231	4,097
4714	Clayton	4,713,483.27	23,308	(94,291)	4,642,500	.0032058668738	46,359
4716	Hercules Dynamite	5,090,862.31	46,025		5,136,887	.0035472641981	51,295
4717	Hercules RDA Proj 2	3,586,113.37	13,255		3,599,368	.0024855345958	35,942
4718	Hercules Merged Dyn & Pro	0.00	19		19	.0000000127869	0
4720	El Cerrito	4,970,125.69	58,137		5,028,263	.0034722542270	50,211
4721	El Cerrito Area II	1,654.96	78		1,733	.0000011968011	17
4725	Pinole Vista	5,122,571.24	63,846		5,186,417	.0035814670481	51,790
4726	Pinole Vista 81	3,168,025.99	31,045		3,199,071	.0022091103691	31,945
4728	Oakley RDA Proj 2	90,553.60	359		90,913	.0000627794136	908
4730	Pittsburg Marina	2,178.05	1,242		3,420	.0000023614513	34
4731	Pittsburg Riverside	329,150.94	5,391		334,542	.0002310169682	3,341
4732	Pittsburg Neighborhood I	842,690.89	8,755		851,446	.0005879640787	8,502
4733	Pittsburg Neighborhood II	355,979.93	5,423		361,403	.0002495658665	3,609

**CONTRA COSTA COUNTY
2012-2013 ADMINISTRATIVE COST ALLOCATION**

ATTACHMENT II

Fund No	Jurisdiction	Adjusted 2012-2013 AB 8 Allocation	2012-2013 Unitary Allocation	2012-2013 Estimated RDA Pass Thru	Net Revenue	2012-2013 Adj Allocation Factors	14,460,531 to Allocate (7)
4734	Pittsburg/Los Medanos I	21,365,280.05	319,536		21,684,816	.0149743946877	216,538
4735	Pittsburg/Los Medanos II	2,639,071.49	56,759		2,695,830	.0018615986153	26,920
4736	Pittsburg/Los Medanos III	10,400,236.56	30,828		10,431,064	.0072031449101	104,161
4737	Richmd 8A RDA 2000 Amnc	676,441.41	3,639		680,080	.0004696276293	6,791
4738	Richmd 10A RDA 2000 Amr	690,547.00	1,151		691,698	.0004776505163	6,907
4739	Richmd 1A RDA 2000 Amnc	125,189.88	228		125,418	.0000866070659	1,252
4740	Richmond 1A	330,030.19	9,383		339,413	.0002343807351	3,389
4741	Richmond 8A	558,931.67	7,407		566,339	.0003910838034	5,655
4742	Richmond 10A	589,094.24	18,788		607,882	.0004197716653	6,070
4743	Richmond 10B	42,911.38	2,609		45,520	.0000314337245	455
4744	Richmond 11A	9,394,962.65	54,263		9,449,225	.0065251385927	94,357
4745	Richmond 12A	47,014.64	1,339		48,354	.0000333905899	483
4746	Richmond 8A Henley	50,965.43	530		51,495	.0000355598430	514
4747	Richmond 1B	78,890.00	582		79,472	.0000548792644	794
4748	Richmond 1C-Potrero	748,963.20	5,362		754,325	.0005208972195	7,532
4749	Richmond 3A	805,215.07	4,235		809,450	.0005589635315	8,083
4750	Walnut Creek-So Broadway	961,648.82	8,367		970,015	.0006698416975	9,686
4751	Walnut Creek-Mt Diablo	0.00	13,606		13,606	.0000093959091	136
4752	Richmd 6A RDA 2000 Amnc	36,059.45	55		36,114	.0000249386866	361
4753	Richmd 10B RDA 2000 Amr	51,758.37	68		51,826	.0000357883694	518
4754	Richmond 6-A Amend 1	371,336.42	863		372,199	.0002570211644	3,717
4755	Richmond 6-A	546,372.42	2,589		548,962	.0003790842253	5,482
4756	Danville Downtown	2,502,463.96	24,389	(280,421)	2,246,432	.0015512678962	22,432
4757	Richmd 11A RDA 2000 Amr	437,651.00	99		437,750	.0003022868892	4,371
4758	Richmd 10B RDA 2006 Amr	0.00	8,064		8,064	.0000055683982	81
4760	San Pablo-So Entrance	354,366.37	6,023		360,389	.0002488658665	3,599

**CONTRA COSTA COUNTY
2012-2013 ADMINISTRATIVE COST ALLOCATION**

ATTACHMENT II

Fund No	Jurisdiction	Adjusted 2012-2013 AB 8 Allocation	2012-2013 Unitary Allocation	2012-2013 Estimated RDA Pass Thru	Net Revenue	2012-2013 Adj Allocation Factors	14,460,531 to Allocate (7)
4761	San Pablo-El Portal	1,809,720.51	37,566		1,847,287	.0012756391877	18,446
4762	San Pablo-El Portal 79	2,039,459.38	40,868		2,080,327	.0014365646222	20,773
4763	San Pablo-Oak Park	742,642.54	8,105		750,747	.0005184267777	7,497
4764	San Pablo-Sheffield	201,777.11	3,882		205,659	.0001420171411	2,054
4765	San Pablo-Bayview	1,279,316.40	16,117		1,295,434	.0008945585603	12,936
4766	San Pablo-El Portal 80	1,508,321.17	19,991		1,528,312	.0010553717756	15,261
4767	San Pablo-Oak Park 79	52,632.25	427		53,060	.0000366401692	530
4768	San Pablo-Bayview 80	127,115.95	467		127,582	.0000881017557	1,274
4769	San Pablo-Legacy RDA	600,484.53	4,510		604,994	.0004177771295	6,041
4770	Pleasant Hill Commons	2,624,822.30	18,938		2,643,761	.0018256421608	26,400
4771	Pleasant Hill Commons 1A	94,601.23	809		95,410	.0000658849918	953
4772	Pleasant Hill Schoolyard Anx	821,248.47	5,487		826,735	.0005708998828	8,256
4773	Pleasant Hill Comm 2001 Amnd	613,009.86	1,632		614,642	.0004244394800	6,138
4774	Pleasant Hill Commons 2001	0.00	2		2	.0000000016751	0
4775	Lafayette RDA	3,805,853.94	8,874		3,814,727	.0026342503595	38,093
4777	San Ramon	7,879,304.24	35,164		7,914,468	.0054653160519	79,031
4780	CoCoCo Pleasant Hill BART	7,071,622.56	35,378		7,107,001	.0049077214174	70,968
4781	CoCoCo West Pittsburg	1,961,140.12	16,435	(677,907)	1,299,668	.0008974823803	12,978
4782	CoCoCo North Richmond	1,796,495.46	9,287	(267,492)	1,538,290	.0010622623162	15,361
4783	CoCoCo PI H/BART Amnd 1	899,980.61	4,996	(8,550)	896,426	.0006190250007	8,951
4784	Oakley	2,462,494.82	14,555		2,477,050	.0017105205892	24,735
4785	Rodeo	1,631,962.77	8,173	(207,484)	1,432,652	.0009893141705	14,306
4786	CoCoCo Montalvin	84,183.00	1,279		85,462	.0000590154649	853
							1,475,179

Sub-Total: Recoverable Cost 5,652,644

**CONTRA COSTA COUNTY
2012-2013 ADMINISTRATIVE COST ALLOCATION**

ATTACHMENT II

Fund No	Jurisdiction	Adjusted 2012-2013 AB 8 Allocation	2012-2013 Unitary Allocation	2012-2013 Estimated RDA Pass Thru	Net Revenue	2012-2013 Adj Allocation Factors	14,460.531 to Allocate
		(1)	(2)	(4)	(5)	(6)	(7)
SCHOOL DISTRICTS - EXEMPT FROM COST ALLOCATION							
4016	Ed Phys Handic'd Elem	4,475.25	1,305		5,780	.0000039914526	58
4018	Livermore Jt Unified	214,253.47	62,084		276,337	.0001908240815	2,759
4020	Chabt-Las Positas Com Col	242,490.54	8,408		250,898	.0001732571050	2,505
4022	Dev Ctr Handi'd Minor	801.15	234		1,035	.0000007145230	10
4029	Trainable M.R. Alameda	2,018.72	589		2,607	.0000018004844	26
5001	Acalanes Union Hi Gen	30,873,517.07	434,839		31,308,356	.0216199056350	312,635
5101	Canyon Elementary Gen	55,858.89	1,206		57,064	.0000394056906	570
5201	Lafayette Elementary Gen	11,941,500.85	147,079		12,088,580	.0083477378955	120,713
5301	Moraga Elementary Gen	5,950,420.08	79,646		6,030,066	.0041640470951	60,214
5401	Orinda Elementary Gen	7,488,129.82	127,411		7,615,541	.0052588924257	76,046
5501	Walnut Creek General	14,887,899.74	213,259		15,101,159	.0104280670894	150,795
6001	Liberty Union Hi Gen	16,977,684.00	247,696		17,225,380	.0118949426212	172,007
6101	Brentwood Elem Gen	8,986,041.43	111,344		9,097,386	.0062821764978	90,844
6201	Byron Elementary Gen	3,055,198.99	50,862		3,106,061	.0021448825096	31,016
6301	Knightsen Elementary Gen	944,578.12	24,868		969,446	.0006694483991	9,681
6401	Oakley Elementary Gen	6,982,668.30	104,977		7,087,646	.0048943557302	70,775
6901	County Schools Gen	21,534,609.49	495,413	34,160	22,064,182	.0152363650528	220,326
6999	ERAF K - 12	181,086,336.46	628,339		181,714,675	.1254826072702	1,814,545
7101	Antioch Unified Gen	19,204,217.27	906,982	53,661	20,164,860	.0139247930214	201,360
7201	John Swett General	7,491,611.75	161,186	93,574	7,746,372	.0053492373816	77,353
7401	Martinez Unified Gen	16,708,630.13	278,607		16,987,238	.0117304937465	169,629
7501	Mt Diablo Unified Gen	83,198,785.77	1,530,625	276,137	85,005,548	.0587003648066	848,838
7601	Pittsburg Unified Gen	4,099,895.81	1,350,787	12,643	5,463,326	.0037726858614	54,555
7701	West Co Co Unified Gen	56,540,268.28	1,017,091	111,224	57,668,583	.0398228937389	575,860

CONTRA COSTA COUNTY
2012-2013 ADMINISTRATIVE COST ALLOCATION

ATTACHMENT II

<u>Fund No</u>	<u>Jurisdiction</u>	<u>Adjusted 2012-2013 AB 8 Allocation</u> (1)	<u>2012-2013 Unitary Allocation</u> (2)	<u>2012-2013 Estimated RDA Pass Thru</u> (4)	<u>Net Revenue</u> (5)	<u>2012-2013 Adj Allocation Factors</u> (6)	<u>14,460,531 to Allocate</u> (7)
7801	San Ramon Valley Unif	108,605,187.69	1,945,572	145,523	110,696,282	.0764410365249	1,105,378
7901	Co Co Comm College Gen	62,870,541.38	1,401,075	128,182	64,399,799	.0444711173694	643,076
7999	ERAF Community College	<u>26,962,012.28</u>	<u>97,516</u>		<u>27,059,529</u>	<u>.018685888149</u>	<u>270,208</u>
218	TOTALS	1,417,950,126.40	30,176,266	0	1,448,126,392	1.00000000000000	14,460,531
		Sub-Total: Exempt School Share					7,081,782



**Contra
Costa
County**

To: Board of Supervisors
From: David Twa, County Administrator
Date: January 22, 2013

Subject: Change in County Staff Appointment to the First 5 Contra Costa Children and Families Commission

RECOMMENDATION(S):

Appoint Kathy Gallagher to the First 5 Contra Costa Children and Families Commission, Employment and Human Services Director seat, as recommended by the County Administrator.

FISCAL IMPACT:

None.

BACKGROUND:

First 5 Contra Costa invests Proposition 10 tobacco tax revenues in local health and education programs for expectant parents and children birth to age five. First 5 funded programs help local children grow up healthy, nurtured, and ready for school.

First 5 Contra Costa receives funding from Proposition 10, a statewide ballot initiative passed in 1998 which added a 50 cent-per-pack tax on tobacco products. Proposition 10 was approved by voters to dedicate a revenue stream for young children and provide them with healthcare, school readiness, child development, and family support programs. Funds received by the tobacco tax are distributed by the First 5 California commission for statewide programs and by county First 5 commissions to support local priorities for young children.

Ms. Gallagher is the Employment and Human Services Director as of January

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Dorothy Sansoe, 335-1009

By: , Deputy

cc:

BACKGROUND: (CONT'D)

7, 2013. As the Employment and Human Services Director, Ms. Gallaher fills the seat in an ex-officio capacity.

CONSEQUENCE OF NEGATIVE ACTION:

None. The Alternate would fill the seat temporarily.

CHILDREN'S IMPACT STATEMENT:

Not applicable.



Contra
Costa
County

To: Board of Supervisors

From: Karen Mitchoff, Board of Supervisors District IV

Date: January 22, 2013

Subject: APPOINT Allan Tobias to the Emergency Medical Care Committee, District IV-alternate Seat

RECOMMENDATION(S):

APPOINT the following individual to the District IV-alternate seat on the Emergency Medical Care Committee to a term ending on September 30, 2014, as recommended by Supervisor Mitchoff:

Allan Tobias
909 Wiget Lane
Walnut Creek, CA 94598

FISCAL IMPACT:

None.

BACKGROUND:

The duties of the EMCC as specified in the California Health and Safety Code Section 1797.274 and 1797.276 are to review the operations of each of the following at least annually:

1. Ambulance services operating within the county.
2. Emergency medical care offered within the county, including programs for training large numbers of people in cardiopulmonary resuscitation and lifesaving first aid techniques.
3. First aid practices in the county.

The EMCC shall, at least annually, report to

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Lisa Chow, (925)
521-7100

By: , Deputy

cc:

BACKGROUND: (CONT'D)

the Authority, and the local EMS Agency its observations and recommendations relative to its review of the ambulance services emergency medical care, and first aid practices, and programs for training people in cardiopulmonary resuscitation and lifesaving first aid techniques, and public participation in such programs in the county. The EMCC shall submit its observations and recommendations to the County Board of Supervisors which it serves and shall act in an advisory capacity to the County Board of Supervisors, and to the County EMS Agency, on all matters relating to emergency medical services as directed by the Board.

Supervisor Mitchoff recruits for her advisory body seats in numerous ways including notices on the County website and press releases. All eligible candidates were considered and Supervisor Mitchoff chose to appoint Allan Tobias.

CONSEQUENCE OF NEGATIVE ACTION:

Seat remains vacant.

CHILDREN'S IMPACT STATEMENT:

None.



Contra
Costa
County

To: Board of Supervisors
From: Sharon Offord Hymes, Risk Management
Date: January 22, 2013

Subject: Designate Risk Manager and Assistant Risk Manager-Loss Control as Official Representatives to CSAC-EIA

RECOMMENDATION(S):

ADOPT Resolution 2013/53 designating Sharon Hymes-Offord, Risk Manager, and Charity Nicolas, Assistant Risk Manager-Loss Control, as official representative and alternate, respectively, to act on behalf of Contra Costa County with regard to official matters of the California State Association of Counties (CSAC) Excess Insurance Authority (EIA), as recommended by the Risk Manager.

FISCAL IMPACT:

None.

BACKGROUND:

In 1980, Contra Costa County joined the CSAC EIA for procurement of insurance and risk management services. In order to ensure that individuals are authorized to fully act on behalf of their respective entity, CSAC EIA requires the governing board of all member entities to officially designate a representative who has authority to officially act on behalf of their entity.

CONSEQUENCE OF NEGATIVE ACTION:

Inability to effectively act on behalf of Contra Costa County with regard to official matters of the California State Association of Counties Excess Insurance Authority.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Sharon Hymes-Offord,
335/1450

By: , Deputy

cc:

CHILDREN'S IMPACT STATEMENT:

None.

Recorded at the request of: Sharon Hymes-Offord, Risk Manager

Return To: Sharon Hymes-Offord, Risk Manager

**THE BOARD OF SUPERVISORS OF CONTRA COSTA COUNTY, CALIFORNIA
and for Special Districts, Agencies and Authorities Governed by the Board**

Adopted this Resolution on 01/22/2013 by the following vote:

AYES: ☐

NOES: ☐

ABSENT: ☐

ABSTAIN: ☐

RECUSE: ☐

Resolution No. 2013/53

IN THE MATTER OF: Delegating Authority to Act on Behalf of Contra Costa County with Regard to Official Matters of the California State Association of Counties (CSAC) Excess Insurance Authority (EIA).

WHEREAS, in 1980, Contra Costa County joined the CSAC EIA for procurement of insurance and risk management services; and

WHEREAS, in order to ensure that individuals are authorized to fully act on behalf of their respective entity, CSAC EIA requires the governing board of all member entities to officially designate a representative who has authority to officially act on behalf of their entity; and

WHEREAS, each member entity of CSAC EIA has designated a primary contact person who receives all communication regarding matters related to CSAC EIA such as notification, requests for information, renewal premium quotes, invoices, etc.; and

WHEREAS, that individual may or may not be officially authorized by its governing board to act upon official matters such as executing Memorandums of Understanding and entering into service agreements; and

WHEREAS, the CSAC EIA desires to ensure that the individual executing such documents and agreements is authorized to do so; and

WHEREAS, the CSAC EIA is requiring the governing board of each member to designate a representative who is authorized to do so; and

WHEREAS, the official designated representative can be an individual or a position who has been delegated such authority; and

WHEREAS, the representative for communication with the CSAC EIA will not change; and

WHEREAS, all communications will still come through the primary contact person.

NOW, THEREFORE, BE IT RESOLVED: that the Board of Supervisors of Contra Costa County authorizes Sharon Hymes-Offord, Risk Manager, and Charity Nicolas, Assistant Risk Manager-Loss Control, as official representative and alternate, respectively, to enter into agreements with the EIA and act on behalf of Contra Costa County regarding official matters of the California State Association of Counties (CSAC) Excess Insurance Authority (EIA).

Contact: Sharon Hymes-Offord, 335/1450

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

By: , Deputy

cc:



Contra
Costa
County

To: Board of Supervisors
From: Candace Andersen, Board of Supervisors District II
Date: January 22, 2013
Subject: S TO THE EMERGENCY MEDICAL CARE COMMITTEE

RECOMMENDATION(S):

APPOINT the following individuals to the following seats of the Emergency Medical Care Committee for two year terms with an expiration date of November 30, 2014, as recommended by Supervisor Andersen:

District II Seat
John Speakman
159 Golden Ridge Road
Alamo, CA 94507

District II Alternate Seat
David Schweppe
1474 Ramsay Circle
Walnut Creek, CA 94597

FISCAL IMPACT:

None.

BACKGROUND:

The duties of the Emergency Medical Care Committee (EMCC) are specified in the California Health and Safety Code Section 1797.274 and 1797.276. Their duties are to review the operations of each

☒ APPROVE

☐ OTHER

☐ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Jill Ray, 925-957-8860

By: , Deputy

cc: District 2 Supervisor, Maddy Book, EMCC, Appointees

BACKGROUND: (CONT'D)

of the following at least annually:

1. Ambulance services operating within the county.
2. Emergency medical care offered within the county, including programs for training large numbers of people in cardiopulmonary resuscitation and lifesaving first aid techniques.
3. First aid practices in the County.

Additionally, the EMCC shall, at least annually, report to the Authority, and the local EMS Agency its observations and recommendations relative to its review of the ambulance services emergency medical care, and first aid practices, and programs for training people in cardiopulmonary resuscitation and lifesaving first aid techniques, and public participation in such programs in the county. The EMCC shall submit its observations and recommendations to the County Board of Supervisors which it serves and shall act in an advisory capacity to the County Board of Supervisors, and to the County EMS Agency, on all matters relating to emergency medical services as directed by the Board.

The Contra Costa County Board of Supervisors first established the EMCC in 1968 (Resolution 68/404) and reconfirmed the EMCC in 1980 (Resolution 80/1019). The Board abolished the EMCC (Resolution 94/343), recognizing that the Health Services Director may wish to reconstitute such a committee. The Board reinstated the EMCC as a Board advisory committee at its February 24, 1998 meeting, per SD2. The membership of the EMCC was prescribed per C.30, June 9, 1998. Bylaws adopted April 24, 2001, per C.190.

The EMCC consists of five consumer representatives, one from each of the five supervisorial districts, and representatives of the following groups and organizations:

- American Heart Association
- American Red Cross
- California Highway Patrol
- Contra Costa Ambulance Provider
- Air Medical Transportation Provider
- Emergency Department Physicians
- Emergency Nurses Association
- Contra Costa Fire Chiefs' Association
- Field Paramedic (1 private/1public)
- County Health Services
- Hospital Council - Bay Area Division
- Contra Costa EMS Training Institution
- County Office of Emergency Services
- Contra Costa Police Chiefs' Association
- Contra Costa Public Managers' Association
- Sheriff-Coroner Communication Division
- Alameda-Contra Costa Medical Association
- Base Hospital
- Trauma Center
- Community Awareness and Emergency Response (CAER)
- Communications Center Managers Association
- EMS Director

Supervisor Andersen advertised the vacancies, accepted applications, met with applicants and felt that both Mr. Schweppe and Mr. Speakman are highly qualified candidates.

CONSEQUENCE OF NEGATIVE ACTION:

The District 2 Seats will be vacant.

CHILDREN'S IMPACT STATEMENT:

None.



Contra
Costa
County

To: Board of Supervisors
From: Candace Andersen, Board of Supervisors District II
Date: January 22, 2013

Subject: APPOINTMENT TO THE COUNTY SERVICE AREA P-2B CITIZENS ADVISORY COMMITTEE

RECOMMENDATION(S):

APPOINT the following individual to the 1st Alternate Seat of the County Service Area P-2B Citizens Advisory Committee for a two-year term with an expiration date of December 31, 2014, as recommended by Supervisor Andersen:

Anne Struthers
130 South Avenue
Alamo, CA 94507

FISCAL IMPACT:

None.

BACKGROUND:

Established on November 18, 1969, by Board Resolution 69/765, the purpose of the County Service Area P-2B Citizens Advisory Committee is to advise the Board of Supervisors and the Sheriff's Department on the needs of the Alamo community for extended police services which shall include, but not be limited to, enforcement of the State Vehicle Code, crime prevention, and litter control.

The County Service Area P-2B Citizens Advisory Committee is comprised of nine regular members and two alternates who each serve a two year term.

Anne Struther is a member of

☒ APPROVE

☐ OTHER

☐ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Jill Ray, 925-957-8860

By: , Deputy

cc: District 2 Supervisor, Maddy Book, CSA P-2B CAC, Appointee

BACKGROUND: (CONT'D)

the Alamo MAC and Supervisor Andersen is recommending Ms. Struther's appointment to the P-2B to ensure there is communication between the two advisory bodies.

CONSEQUENCE OF NEGATIVE ACTION:

The 1st Alternate Seat of the CSA P-2B CAC would remain vacant.

CHILDREN'S IMPACT STATEMENT:

None.



Contra
Costa
County

To: Board of Supervisors
From: David Twa, County Administrator
Date: January 22, 2013

Subject: RESIGNATION OF THE COUNTY REPRESENTATIVE TO THE COUNTY CONNECTION CITIZENS ADVISORY COMMITTEE

RECOMMENDATION(S):

ACCEPT resignation of Sarah Vital on the County Connection Citizen's Advisory Committee, DECLARE vacant the Contra Costa County seat on the Committee, and DIRECT the Clerk of the Board to post the vacancy, as recommended by the County Administrator.

FISCAL IMPACT:

No fiscal impact.

BACKGROUND:

The County Connection Citizens' Advisory Committee was established by Board Resolution in 1981 to act as an advisor to the CCTA Board of Directors. The County Connection Citizens' Advisory Committee is further charged with the responsibility of acting as ambassadors to communities served by the County Connection.

On June 20th, 2011, the Internal Operations Committee reviewed and approved the nomination of Sarah Vital to the Contra Costa County seat on the County Connection Citizen's Advisory Committee. On June 28, 2011, the Board of Supervisors appointed Ms. Vital to the seat with a term expiration date of June 18, 2013 (Agenda Item No. C.35).

On January 9, 2013, Ms. Vital submitted

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Timothy Ewell,
925-335-1036

By: , Deputy

cc:

BACKGROUND: (CONT'D)

her resignation to the County Connection, which then forwarded to the Clerk of the Board. Today's action requests the the Board formally accept Ms. Vital's resignation, declare the seat vacant, and direct the Clerk of the Board to post the vacancy.

CONSEQUENCE OF NEGATIVE ACTION:

The seat would not be declared vacant and the vacancy would not be posted by the Clerk of the Board. This would result in a lack of representation of the county's interests on the Citizen's Advisory Committee.

CHILDREN'S IMPACT STATEMENT:

No impact.



Contra
Costa
County

To: Board of Supervisors
From: David O. Livingston, Office of the Sheriff
Date: January 22, 2013
Subject: Appropriation Adjustment - AB1109 Purchase

RECOMMENDATION(S):

APPROVE Appropriations and Revenue Adjustment No.5045 authorizing new revenue in the amount of \$6,300 in the Sheriff's Office (0255) from AB1109 Civil Fees and appropriate it for the purchase of computer equipment for the Sheriff's Civil Unit.

FISCAL IMPACT:

This action increases revenue and expenditures by \$6,300. The new revenue is from deferred AB1109 Civil Fees collected and has no impact on net county cost.

BACKGROUND:

The Sheriff's Civil Unit and the United States Marshals Service will be collaborating on a project to re-establish the Contra Costa County Warrant Services Unit (WSU) with a projected start date of July 1, 2012. The WSU will be a 24 hour operation team with the primary mission of reducing the number of outstanding active felony warrants. The WSU will establish a static Command Post, co-located within the Civil Unit at 920 Mellus Street in Martinez. The majority of day to day activities of the WSU will be field work in conjunction with the United States Marshals Service, conducting surveillance at locations and arresting wanted persons and transporting them to detention facilities. This computer equipment is necessary as part of this operation.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Liz Arbuckle,
925-335-1529

By: , Deputy

cc:

CHILDREN'S IMPACT STATEMENT:

No impact.

CONTRA COSTA COUNTY
APPROPRIATION ADJUSTMENT

T/C 27

AUDITOR-CONTROLLER USE ONLY

FINAL APPROVAL NEEDED BY:

☒ BOARD OF SUPERVISORS

☐ COUNTY ADMINISTRATOR

ACCOUNT CODING		BUDGET UNIT: Sheriff's Office (0255)			
ORGANIZATION	EXPENDITURE SUB-ACCOUNT	EXPENDITURE ACCOUNT DESCRIPTION	<DECREASE>		INCREASE
2549	4955	RADIO & COMMUNICATN EQUIP			6,300 00
TOTALS			0	00	6,300 00

APPROVED

AUDITOR-CONTROLLER:

BY: [Signature] DATE 1/2/13

COUNTY ADMINISTRATOR:

BY: [Signature] DATE 1/14/13

BOARD OF SUPERVISORS:

YES:

NO:

EXPLANATION OF REQUEST

To appropriate deferred revenue from AB1109 program for the purchase of computer and related equipment.

[Signature]

SIGNATURE

Fiscal Officer

TITLE

1/4/2013
DATE

APPROPRIATION

APOO

5045

ADJ. JOURNAL NO.

BY: _____ DATE _____

CONTRA COSTA COUNTY
ESTIMATED REVENUE ADJUSTMENT
T/C 24

ACCOUNT CODING		BUDGET UNIT: (0255) Sheriff's Office			
ORGANIZATION	REVENUE ACCOUNT	REVENUE ACCOUNT DESCRIPTION	INCREASE		<DECREASE>
2549	9675	CIVIL PROCESSING FEE	6,300	00	
TOTALS			6,300	00	0 00

APPROVED

AUDITOR CONTROLLER:

BY: W. J. P. L. DATE 1/8/13

COUNTY ADMINISTRATOR: Tracy M. Enell
BY: Tracy M. Enell DATE 1/14/13


BOARD OF SUPERVISORS:

YES:

NO:

EXPLANATION OF REQUEST

To appropriate deferred revenue from AB1109 program for the purchase of computer and related equipment.

 SIGNATURE		Fiscal Officer TITLE	1/4/2013 DATE
REVENUE ADJ. JOURNAL NO.		RAOO	5045



Contra
Costa
County

To: Board of Supervisors
From: David O. Livingston, Office of the Sheriff
Date: January 22, 2013
Subject: Appropriation Adjustment-Purchase Rotocraft Support,
Inc.

RECOMMENDATION(S):

APPROVE Appropriations and Revenue Adjustment No. 5050 authorizing new revenue in the amount of \$45,700 from Law Enforcement Capital Projects-Communications (0129) and appropriating it to the Sheriff's Office (0255) for the purchase and installation of two P2000 FM transceiver systems in each of the Sheriff's helicopters.

FISCAL IMPACT:

This action increases revenue and expenditures by \$45,700 with no change to net County cost.

BACKGROUND:

With the CCC Office of the Sheriff switching over to the new 800 MHz radio system, it has become necessary to purchase new radios and have them professionally installed in our helicopters by an FAA certified Avionics Specialist. Rotocraft Support, Inc. is currently providing aircraft maintenance services for the Sheriff's Office two helicopters. The Sheriff's Office is purchasing two radios to comply with the 800 mhz system. The radios are a special brand product that Rotocraft Support, Inc specializes in and they are a recommended provider of the Technisonic Radios compatible with our current radio system. The helicopters both need to be taken to Rotocraft Support, Inc. for updating logs, recertifying the Night Vision certification and rebuilding the aircraft panel. Having the radios purchased and installed in the same location as the maintenance will save the County a considerable amount of money.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Liz Arbuckle,
(925)335-1529

By: , Deputy

cc: Mary Jane Robb, Heike Siewell, Tim Ewell

CONSEQUENCE OF NEGATIVE ACTION:

There will be no additional estimated revenue or expenditure appropriations to account for the purchase of radio equipment for the Sheriff's helicopter program.

CHILDREN'S IMPACT STATEMENT:

No impact.

CONTRA COSTA COUNTY
APPROPRIATION ADJUSTMENT

T/C 27

AUDITOR-CONTROLLER USE ONLY

FINAL APPROVAL NEEDED BY:

☒ BOARD OF SUPERVISORS

☐ COUNTY ADMINISTRATOR

ACCOUNT CODING		BUDGET UNIT: Sheriff's Office (0255), Law Enf Comm Cap Proj (0129)			
ORGANIZATION	EXPENDITURE SUB-ACCOUNT	EXPENDITURE ACCOUNT DESCRIPTION	<DECREASE>		INCREASE
2540	4955	RADIO & COMMUNICATN EQUIP			45,700 00
0129	2479	OTHER SPECIAL DPMTAL EXP	45,700	00	
0129	5011	REIMBURSEMENTS-GOV/GOV			45,700 00
TOTALS			45,700	00	91,400 00

APPROVED

AUDITOR-CONTROLLER:

BY: [Signature] DATE 1/16/13

COUNTY ADMINISTRATOR:

BY: [Signature] DATE 1/16/13

BOARD OF SUPERVISORS:

YES:

NO:

EXPLANATION OF REQUEST

To transfer appropriations from Law Enforcement Communication

Fund (0129) to Sheriff's Helicopter Program (0255) for purchase of

Communication Equipment.

[Signature] Fiscal Officer 1-9-13
SIGNATURE TITLE DATE

APPROPRIATION APOO 5050

ADJ. JOURNAL NO.

BY: _____ DATE _____

(M129, Rev 2/86)

CONTRA COSTA COUNTY
ESTIMATED REVENUE ADJUSTMENT
T/C 24

ACCOUNT CODING		BUDGET UNIT: (0255) Sheriff's Office			
ORGANIZATION	REVENUE ACCOUNT	REVENUE ACCOUNT DESCRIPTION	INCREASE		<DECREASE>
2540	9951	REIMBURSEMENTS - GOV/GOV	45,700	00	
TOTALS			45,700	00	

APPROVED

AUDITOR-CONTROLLER:

BY: *Agapile* DATE 1/16/13

COUNTY ADMINISTRATOR:

BY: *Myrell* DATE 1/16/13

BOARD OF SUPERVISORS:

YES:

NO:

EXPLANATION OF REQUEST

To transfer appropriations from Law Enforcement Communication Fund (0129) to Sheriff's Helicopter Program (0255) for purchase of Communication Equipment.

[Signature]

SIGNATURE

Fiscal Officer 1-9-13

TITLE

DATE

REVENUE ADJ.
JOURNAL NO.

RA00. 5050

BY: _____ DATE _____



Contra
Costa
County

To: Board of Supervisors
From: David O. Livingston, Office of the Sheriff
Date: January 22, 2013
Subject: Appropriation Adjustment - Sheriff's Vehicles

RECOMMENDATION(S):

APPROVE Appropriation Adjustment No.5049 authorizing the transfer of appropriations in the total amount of \$149,200 from the Sheriff Narcotic Forfeiture Fund (0252) to Fleet Services (0063) \$80,000 and Sheriff's Office (0255) \$69,200 for the purchase of five Harley-Davidson motorcycles and related equipment.

FISCAL IMPACT:

This action increases revenues and expenditures by \$149,200 with no change to net County cost. The new revenue is from the Sheriff Narcotic Forfeiture Fund (0252).

BACKGROUND:

The Sheriff's Investigation Unit is in need of additional and replacement equipment. Over time and with growth of the Division, there is a shortage of available equipment, and/or existing equipment has reached the end of its useful life. Additionally, the requested equipment is required to enhance safety and maintain consistency within the Division and the Department. Asset Forfeiture Funds are equitably shared funds which can be used by law enforcement agencies for law enforcement purposes. This includes the costs associated with the purchase, lease, maintenance or operation of law

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Liz Arbuckle,
925-335-1529

By: , Deputy

cc: Mary Jane Robb

BACKGROUND: (CONT'D)

enforcement equipment for use by law enforcement personnel that supports law enforcement activities.

The Harley-Davidson motorcycle brand was selected since it provides the performance, reliability and value needed from the manufacturer of police motorcycles.

CONTRA COSTA COUNTY
ESTIMATED REVENUE ADJUSTMENT
T/C 24

ACCOUNT CODING		BUDGET UNIT: (0255) Sheriff's Office		
ORGANIZATION	REVENUE ACCOUNT	REVENUE ACCOUNT DESCRIPTION	INCREASE	<DECREASE>
4263	9951	REIMBURSEMENTS - GOV/GOV	149,200	00
TOTALS			149,200	00

2013 JAN 1 11:32 AM

APPROVED

AUDITOR-CONTROLLER:
BY: [Signature] DATE 1/16/13

COUNTY ADMINISTRATOR:
BY: [Signature] DATE 1/16/13

BOARD OF SUPERVISORS:

YES:

NO:

BY: _____ DATE _____

EXPLANATION OF REQUEST

To transfer appropriations from Sheriff Forfeiture-DOJ (0252) to
to GSD (4263) and Sheriff's Technical Svcs (0255) for purchase of
five motorcycles and related equipment.

[Signature] Fiscal Officer 1-10-13
SIGNATURE TITLE DATE

REVENUE ADJ. RAOO 5049
JOURNAL NO.

CONTRA COSTA COUNTY
APPROPRIATION ADJUSTMENT

T/C 27

AUDITOR-CONTROLLER USE ONLY

FINAL APPROVAL NEEDED BY:

☒ BOARD OF SUPERVISORS

☐ COUNTY ADMINISTRATOR

ACCOUNT CODING		BUDGET UNIT: Sheriff's Office (0255), Law Enf Comm Cap Proj (0129)			
ORGANIZATION	EXPENDITURE SUB-ACCOUNT	EXPENDITURE ACCOUNT DESCRIPTION	<DECREASE>		INCREASE
4263	4953	Autos & Trucks			80,000 00
2512	4955	Radio & Communication Equip			69,200 00
TOTALS				00	149,200 00

APPROVED

AUDITOR-CONTROLLER:

BY: [Signature] DATE 1/16/13

COUNTY ADMINISTRATOR:

BY: [Signature] DATE 1/16/13

BOARD OF SUPERVISORS:

YES:

NO:

EXPLANATION OF REQUEST

To transfer appropriations from Sheriff Forfeiture-DOJ (0252) to
to GSD (4263) and Sheriff's Technical Svcs (0255) for purchase of
five motorcycles and related equipment.

[Signature]
SIGNATURE

Fiscal Officer 1-10-13
TITLE DATE

APPROPRIATION

APOO

5049

ADJ. JOURNAL NO.

BY: _____ DATE _____



Contra
Costa
County

To: Board of Supervisors
From: Ted Cwiek, Human Resources
Date: January 22, 2013

Subject: P300 21214 Increase the hours of one Library Assistant Journey Level position from part-time 20/40 to full-time

RECOMMENDATION(S):

ADOPT Personnel Adjustment Resolution No. 21214 to increase the hours of one (1) Library Assistant Journey Level (3KVB) (represented) position #12805 and its incumbent at salary level QXX 1030 (\$2,873 - \$3,669) from part-time 32/40 to full-time in the Sheriff's Custody Services Bureau - Inmate Welfare Services - Inmate Libraries.

FISCAL IMPACT:

\$10,000 paid by the Inmate Welfare Fund

BACKGROUND:

The Custody Services Bureau - Inmate Welfare Services- Detention Libraries is requesting a readjustment of hours for the position of Library Assistant Journey Level and its incumbent, from Permanent Part Time 32/40 to Permanent Full Time 40/40 in order to increase coverage when an employee is off work. With an increase in the average daily attendance, there is a demand for additional library coverage and expanded services. The operational needs of the organization are such that it is essential to implement an additional 8 hours of regularly scheduled coverage.

CONSEQUENCE OF NEGATIVE ACTION:

If this request is not granted, the department will not have the required staff to accommodate the increase in daily attendance.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Mary Jane Robb, (925)
335-1557

By: , Deputy

cc: Mary Jane Robb, Barbara Vargen, Lori Brown, Karen Todd, Tanya Williams, Roxana Mendoza

CHILDREN'S IMPACT STATEMENT:

No impact.

POSITION ADJUSTMENT REQUEST

NO. 21214
DATE 12/12/12

Department Office of the Sheriff

Department No./

Budget Unit No. 0273 Org No. 2490 Agency No. 25

Action Requested: Increase the hours of one Library Assistant Journey Level position from part-time 32/40 to full-time 40/40 in the Office of the Sheriff

Proposed Effective Date: 2/1/2013

Classification Questionnaire attached: Yes ☐ No ☒ / Cost is within Department's budget: Yes ☒ No ☐

Total One-Time Costs (non-salary) associated with request: _____

Estimated total cost adjustment (salary / benefits / one time):

Total annual cost \$10,000.00

Net County Cost \$0.00

Total this FY \$4,167.00

N.C.C. this FY \$0.00

SOURCE OF FUNDING TO OFFSET ADJUSTMENT Inmate Welfare Funds

Department must initiate necessary adjustment and submit to CAO.
Use additional sheet for further explanations or comments.

Mary Jane Robb

(for) Department Head

REVIEWED BY CAO AND RELEASED TO HUMAN RESOURCES DEPARTMENT

TME

12/24/2012

Deputy County Administrator

Date

HUMAN RESOURCES DEPARTMENT RECOMMENDATIONS

DATE 1/4/2013

Increase the hours of one (1) Library Assistant Journey Level (3KVB) (represented) position #12805 and its incumbent at salary level QXX 1030 (\$2,873 - \$3,669) to full-time 40/40 in the Sheriff's Custody Services Bureau - Inmate Welfare Services - Inmate Libraries.

Amend Resolution 71/17 establishing positions and resolutions allocating classes to the Basic / Exempt salary schedule.

Effective: ☒ Day following Board Action.

☐ _____(Date)

TJC

1/4/2013

(for) Director of Human Resources

Date

COUNTY ADMINISTRATOR RECOMMENDATION:

DATE

1/10/2013

☒ Approve Recommendation of Director of Human Resources

☐ Disapprove Recommendation of Director of Human Resources

☐ Other: _____

TME

(for) County Administrator

BOARD OF SUPERVISORS ACTION:

Adjustment is APPROVED ☐ DISAPPROVED ☐

David J. Twa, Clerk of the Board of Supervisors
and County Administrator

DATE _____

BY _____

APPROVAL OF THIS ADJUSTMENT CONSTITUTES A PERSONNEL / SALARY RESOLUTION AMENDMENT

POSITION ADJUSTMENT ACTION TO BE COMPLETED BY HUMAN RESOURCES DEPARTMENT FOLLOWING BOARD ACTION

Adjust class(es) / position(s) as follows:

REQUEST FOR PROJECT POSITIONS

Department _____

Date 1/17/2013

No. xxxxxx

1. Project Positions Requested:
2. Explain Specific Duties of Position(s)
3. Name / Purpose of Project and Funding Source (do not use acronyms i.e. SB40 Project or SDSS Funds)
4. Duration of the Project: Start Date _____ End Date _____
Is funding for a specified period of time (i.e. 2 years) or on a year-to-year basis? Please explain.
5. Project Annual Cost
 - a. Salary & Benefits Costs: _____
 - b. Support Costs: _____
(services, supplies, equipment, etc.)
 - c. Less revenue or expenditure: _____
 - d. Net cost to General or other fund: _____
6. Briefly explain the consequences of not filling the project position(s) in terms of:
 - a. potential future costs
 - b. legal implications
 - c. financial implications
 - d. political implications
 - e. organizational implications
7. Briefly describe the alternative approaches to delivering the services which you have considered. Indicate why these alternatives were not chosen.
8. Departments requesting new project positions must submit an updated cost benefit analysis of each project position at the halfway point of the project duration. This report is to be submitted to the Human Resources Department, which will forward the report to the Board of Supervisors. Indicate the date that your cost / benefit analysis will be submitted
9. How will the project position(s) be filled?
 - ☐ a. Competitive examination(s)
 - ☐ b. Existing employment list(s) Which one(s)? _____
 - ☐ c. Direct appointment of:
 - ☐ 1. Merit System employee who will be placed on leave from current job
 - ☐ 2. Non-County employee

Provide a justification if filling position(s) by C1 or C2

USE ADDITIONAL PAPER IF NECESSARY



Contra
Costa
County

To: Board of Supervisors

From: David O. Livingston, Office of the Sheriff

Date: January 22, 2013

Subject: State of California Department of Boating and Waterways Financial Assistance Program Grant

RECOMMENDATION(S):

APPROVE and AUTHORIZE the Sheriff-Coroner, or designee, to apply for and accept a grant from the State of California Department of Boating and Waterways in an amount not to exceed \$638,249 for marine patrol and boating regulations enforcement, for the period July 1, 2013 through June 30, 2014.

FISCAL IMPACT:

No County match. Revenue; up to \$638,249, 100% State funds. The Office of the Sheriff receives annual funding from the Department of Boating and Waterways that is incorporated in the baseline budget.

BACKGROUND:

The State of California Department of Boating and Waterways (DBW) provides funding to maintain the service level of the Office of the Sheriff's Marine Patrol Unit on the Delta Waterways. Marine patrol operations cost roughly \$1.5 million per year of which DBW has awarded \$638,249 for each of the past four years. For State fiscal year 2013/14, DBW will again fund \$638,249. DBW funding provides the ability for more vigilant enforcement of boating regulations.

CONSEQUENCE OF NEGATIVE ACTION:

Failure to secure State funding will result in a reduction in Marine Patrol Services.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Mary Jane Robb, (925)
335-1557

By: , Deputy

cc:



Contra
Costa
County

To: Board of Supervisors
From: David O. Livingston, Office of the Sheriff
Date: January 22, 2013
Subject: 2012 Urban Area Security Initiative
Grant

RECOMMENDATION(S):

APPROVE and AUTHORIZE the Sheriff-Coroner, or designee, to execute a contract with the City and County of San Francisco, including full indemnification of the City and County of San Francisco, to pay the County an amount not to exceed \$429,000 as part of the 2012 U.S. Department of Homeland Security, Urban Area Security Initiative (UASI) Grant for homeland security related projects within the County for the period December 1, 2012 through January 31, 2014.

FISCAL IMPACT:

No net County Costs. \$429,000.00; 100% Revenue 2012 Urban Area Security Initiative Grant from the City and County of San Francisco acting as fiscal agent for the Bay Area Urban Area Security Initiative. (CFDA#97.008)

BACKGROUND:

The U.S. Department of Homeland Security Urban Area Security Initiative Grant Program funds address the unique planning, equipment, training, and exercise needs of high threat, high density urban areas, and assist them in building an enhanced and sustainable capacity to prevent, protect against, respond to, and recover from acts of terrorism. California is home to five of these urban areas

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Mary Jane Robb,
925-335-1557

By: , Deputy

cc:

BACKGROUND: (CONT'D)

and the U.S. Department of Homeland Security designated the City and County of San Francisco as the fiscal agent for the Bay Area Urban Area Security Initiative (UASI). The County, as a member of the Bay Area UASI, will receive \$429,000.00 to sustain and maintain the Automated Regional Information Exchange System (ARIES) and to provide funding for the Incident Command Module of ARIES.

As the fiscal agent for the grant, the City and County of San Francisco has developed a standard form contract for use with all Bay Area UASI partner agencies requiring full indemnification of the City and County of San Francisco. The County has agreed to previous inter-agency agreements with the City and County of San Francisco, which contained the same language, to participate in regional homeland security efforts and access important Federal funding.

CONSEQUENCE OF NEGATIVE ACTION:

Should the Board decide not to approve entering into this agreement, the County will not receive its share of the 2012 UASI Grant funds and the ARIES maintenance and incident Command Module will need to be either funded through another source or not performed.

CHILDREN'S IMPACT STATEMENT:



Contra
Costa
County

To: Board of Supervisors
From: Barbara Flynn, Library
Date: January 22, 2013

Subject: Apply for and Accept a Grant in the Amount of \$20,000 from National Endowment for the Arts

RECOMMENDATION(S):

APPROVE and AUTHORIZE the Librarian, or designee, to apply for and accept a grant in the amount of \$20,000 from the National Endowment for the Arts to provide programming and materials for the period of September 1, 2013 through June 30, 2014.

FISCAL IMPACT:

No library fund match.

BACKGROUND:

The Big Read is a program of the National Endowment for the Arts. The purpose of the grant is to revitalize the role of literature in American culture and to encourage citizens to read for pleasure and enlightenment. The Big Read will bring together the diverse communities of Contra Costa County in reading and discussing a single book, Fahrenheit 451, by Ray Bradbury. The Big Read will provide the library with funds for programming and for purchasing 10,000 copies of Fahrenheit 451, to be distributed throughout libraries as well as in middle and high school classes. In addition to funding, the grant provides resources such as school curriculum guides and promotional materials designed to support widespread community and student involvement.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Gail McPartland,
925-927-3204

By: , Deputy

cc:

CONSEQUENCE OF NEGATIVE ACTION:

The library will not be able to provide the intended cultural and reading enrichment programming to students and communities throughout Contra Costa County.

CHILDREN'S IMPACT STATEMENT:

The Big Read grant meets outcomes #1, #2 and #5 as established in the Children's Report Card. Funding from the grant will provide direct curriculum support for middle and high school students to help them succeed in school and programming that will prepare them for adulthood in a democratic society. Grant funding will also provide a high quality of literary programming for teens and promote inter-generational discussion.



Contra
Costa
County

To: Board of Supervisors
From: Kathy Gallagher, Employment & Human Services
Date: January 22, 2013

Subject: 2013 Low Income Home Energy Assistance Program funding

RECOMMENDATION(S):

APPROVE and AUTHORIZE the Employment & Human Services Director, or designee, to execute a revenue agreement with California Department of Community Services and Development, including an indemnification clause, in an amount not to exceed \$1,359,356 for Low Income Home Energy Assistance Programs with a term January 1, 2013 through January 31, 2014.

FISCAL IMPACT:

100% State funds
California Department of Community Services and Development
Pension costs: \$304,971
County match: \$0
CCC: 39-806-22

BACKGROUND:

The County receives funding from the State to operate a low income home energy assistance program for eligible residents. This board order accepts funding to operate the program during the 2013 program year.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: C. Youngblood, 313-1712

By: , Deputy

cc: Cassandra Youngblood, Sung Kim, Sam Mendoza

CONSEQUENCE OF NEGATIVE ACTION:

If not approved, County may not receive funding to operate LIHEAP.

CHILDREN'S IMPACT STATEMENT:

The Employment & Human Services Department, Community Services Bureau energy program supports one Contra Costa County community outcome - Outcome #4: "Families that are Safe, Stable and Nurturing." This outcome is supported by the provision of home energy assistance to keep households warm in winter and to increase household energy efficiency.



Contra
Costa
County

To: Board of Supervisors
From: David O. Livingston, Office of the Sheriff
Date: January 22, 2013
Subject: Delta Interoperability Communications Grant

RECOMMENDATION(S):

APPROVE and AUTHORIZE the Sheriff-Coroner, or designee, to apply for and execute an agreement to accept the Delta Interoperability Communications grant funds in the amount of \$329,593 from the State of California Department of Water Resources, and to make required grant assurances, for a three year period effective from the date of execution of the agreement.

FISCAL IMPACT:

Approval of this agreement will permit the County to receive \$329,593 from the State of California Department of Water Resources. No County match is required.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Mary Jane Robb,
925-335-1557

By: , Deputy

cc:

BACKGROUND:

Contra Costa County has a population of over one million residents as of the 2010 US Census. It has nineteen cities and is one of the state's counties in the San Francisco-Oakland Bay Area. The county is the ninth most populous in California and the fastest-growing county in the Bay Area with a growth rate of 10.6% since the 2000 census. Notably, Contra Costa County is one of the five counties in California's Delta.

The Delta provides goods and services that are important to Statewide and regional interests. Twenty-two million Californians are supplied drinking water from the fresh water Delta, so it is imperative that the Delta region is prepared to provide interoperability for the large coverage area it represents. Since the Delta's emergency communications infrastructure is operated by a combination of State and local agencies the placement and enhancement of infrastructure would improve communications during wide-spread flooding or other natural disasters. The ability to respond quickly to these events would support protection of the State's water supply, reduce risk to people and property, and help with future flood protection.

These Grant funds will be used to develop and implement a Delta region specific Interoperability Communications Plan that supports communication between emergency response agencies including, but not limited to, local maintaining agencies, cities, operational areas, state and federal agencies. This plan includes the purchase and installation of microwave link equipment at Contra Costa County's Oakley Site and Sacramento County's new Isleton Site to provide the digital connection link between Delta counties participating in this grant application (Sacramento, San Joaquin, and Contra Costa) to make up the southern Delta radio system.

The proposed agreement would have an effective date as of the last date of the required signatures of the parties and shall remain in effect for three years from the date of execution and is between Contra Costa County and the State of California Department of Water Resources.

CONSEQUENCE OF NEGATIVE ACTION:

If this agreement is not approved, the County will not receive funds to develop and implement a Delta region specific Interoperability Communications Plan that supports communication between emergency response agencies including, but not limited to, local maintaining agencies, cities, operational areas, state and federal agencies.

CHILDREN'S IMPACT STATEMENT:

Not Applicable



Contra
Costa
County

To: Board of Supervisors
From: William Walker, M.D.
Date: January 22, 2013

Subject: Interagency Agreement # 28-333-2 with Byron Union School District

RECOMMENDATION(S):

Approve and authorize the Health Services Director, or designee, to execute, on behalf of the County, Interagency Agreement #28-333-2 with Byron Union School District, a government agency, to pay County an amount not to exceed \$40,000, to provide residential and school based day treatment and mental health services, for the period from July 1, 2012 through June 30, 2013.

FISCAL IMPACT:

Approval of this Interagency Agreement will result in a total payment to the County not to exceed \$40,000. (No County match)

BACKGROUND:

On October 8, 2010, the State of California suspended funding for AB3632 students which relieved the counties in California from providing mental health services for special education students. This Agreement will allow Agency to provide funding for County to provide mental health services to special education students who are residing in local and out-of-state residential facilities and students who receive outpatient services in the schools and county-operated clinics, through Community Based Organizations that have contracts with County for professional mental health services.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Cynthia Belon
925-957-5201

By: , Deputy

cc: K Cyr, D Gary

BACKGROUND: (CONT'D)

Under Interagency Agreement #28-333-2 Agency will pay County for the provision of residential and school-based day treatment and mental health services, through June 30, 2013.

CONSEQUENCE OF NEGATIVE ACTION:

County is required to provide certain mental health services to special education students under the federal Individuals with Disabilities Education Act (IDEA). If this agreement is not approved, Agency will not pay County for providing services to students within the School District.

CHILDREN'S IMPACT STATEMENT:

This program supports the following Board of Supervisors' community outcomes: "Children Ready For and Succeeding in School"; "Families that are Safe, Stable, and Nurturing"; and "Communities that are Safe and Provide a High Quality of Life for Children and Families". Expected program outcomes include an increase in positive social and emotional development as measured by the Child and Adolescent Functional Assessment Scale (CAFAS).



Contra
Costa
County

To: Board of Supervisors

From: William Walker, M.D., Health Services

Date: January 22, 2013

Subject: Interagency Agreement #29-534 with First 5 Contra Costa Children and Families Commission

RECOMMENDATION(S):

Approve and authorize the Health Services Director, or his designee, to execute, on behalf of the County, Interagency Agreement #29-534 with First 5 Contra Costa Children and Families Commission, a government agency, to pay County an amount not to exceed \$201,667, to provide mental health services to children, from birth to six, and their mothers who are enrolled in a substance abuse treatment program, for the period from November 1, 2012 through June 30, 2013.

FISCAL IMPACT:

Approval of this Interagency Agreement will result in a total payment to the County not to exceed \$201,667. No County match required.

BACKGROUND:

This Agreement will provide funding to County in order to provide mental health services to children ages, birth to 6, and their mothers and caregivers who are enrolled in substance abuse treatment programs. These services are needed in order to help strengthen and maintain the relationship between mother and child while the mother participates in a substance abuse treatment program. Maintaining a healthy relationship between parent and child is a key factor in healthy early childhood

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Cynthia Belon, 957-5201

By: , Deputy

cc: A Down, D Gary

BACKGROUND: (CONT'D)

development.

Under Interagency Agreement #29-534 Agency will pay County for the provision of mental health services to children and their mothers in a substance abuse treatment setting, through June 30, 2013.

CONSEQUENCE OF NEGATIVE ACTION:

If this agreement is not approved, Agency will not pay County for the provision of mental health services to children and their mothers.

CHILDREN'S IMPACT STATEMENT:

This program supports the following Board of Supervisors' community outcomes: "Children Ready For and Succeeding in School"; "Families that are Safe, Stable, and Nurturing"; and "Communities that are Safe and Provide a High Quality of Life for Children and Families". Expected program outcomes include an increase in positive social and emotional development as measured by the Child and Adolescent Functional Assessment Scale (CAFAS).

To: Board of Supervisors
 From: William Walker, M.D., Health Services
 Date: January 22, 2013



Contra
 Costa
 County

Subject: Interagency Agreement #28-843 with the City of San Pablo

RECOMMENDATION(S):

Approve and authorize the Health Services Director, or his designee, to execute, on behalf of the County, Interagency Agreement with the City of San Pablo to pay the County an amount not to exceed \$20,701, for the San Pablo Avenue Complete Street Project, for the period from August 1, 2012 through June 30, 2013.

FISCAL IMPACT:

This Agreement will result in an amount not to exceed \$20,701 from the City of San Pablo through a CalTrans Environmental Justice Transportation Planning Grant for the County's San Pablo Avenue Complete Street Project. (No County match required)

BACKGROUND:

San Pablo Avenue, between Rivers Street and Hilltop Drive, functions as a high-speed arterial. It also serves as the main connection for local trips between northern San Pablo residential neighborhoods, central San Pablo, Hilltop Mall, Contra Costa College and other important destinations. The corridor lacks designated facilities for pedestrians and bicyclists, creating a very challenging environment for walking, bicycling and transit use. Despite these conditions, people walk and bike

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
 COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Wendel Brunner, M.D.
 313-6712

By: , Deputy

cc: J Pigg, D Gary

BACKGROUND: (CONT'D)

the corridor every day. Future changes to surrounding land uses will likely generate even more need for walkable, safe and accessible neighborhoods along the corridor. The San Pablo Avenue Complete Streets Study will focus on improving multimodal access, safety and connections along the San Pablo corridor by identifying needs and prioritizing improvements that will facilitate pedestrian, bicycle and transit trips. At the heart of this process is a public outreach effort that will bring together surrounding residents, business owners, partner agencies, and other key stakeholders to ensure that the final plan recommendations are both relevant to, and supported by, the local community. The project team will translate the input into conceptual alternatives easily understood by the public and present them to the community in a second workshop for consideration and discussion. At the third and final community workshop participants will respond to refined alternatives and specific design details helping lead to a final preferred plan for the corridor. The team is equipped to conduct workshops in both Spanish and English as needed.

Approval of this Interagency Agreement #28-843 will provide funding to allow County to conduct trainings, workshops and outreach services to community organizations, residents, stakeholders, city staff and consultants through June 30, 2013.

CONSEQUENCE OF NEGATIVE ACTION:

If this contract is not approved, County will not receive funding to implement improving multimodal access, safety and connections along the San Pablo corridor by identifying needs and prioritizing improvements.

CHILDREN'S IMPACT STATEMENT:

NOT APPLICABLE



Contra
Costa
County

To: Board of Supervisors
From: William Walker, M.D., Health Services
Date: January 22, 2013
Subject: Grant Award #28-354 with Kaiser
Permanente

RECOMMENDATION(S):

Approve and authorize the Health Services Director, or his designee, to accept, on behalf of the County, Grant Award #28-354 from Kaiser Permanente, to pay the County in an amount not to exceed \$1,700, for Contra Costa Health Services to produce instructional Medi-Cal video in English and Spanish for Medi-Cal recipients for the period from September 1, 2012 through August 31, 2013.

FISCAL IMPACT:

Acceptance of this grant award will result in an amount not to exceed \$1,700 for the Medi-Cal video for Contra Costa Health Services through August 31, 2013. No County match required.

BACKGROUND:

Contra Costa Health Services with the help of Contra Costa Television (CCTV), will produce short and easy to understand instructional videos in English and Spanish. These videos will serve three purposes: 1) provide clear and concise Medi-Cal application instructions, so that qualifying viewers can successfully enroll into Medi-Cal, 2) inform viewers on what they can expect from the Medi-Cal application process, and 3) to educate viewers on how the Affordable Care Act will impact Medi-Cal

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: William Walker, M.D.
957-5410

By: , Deputy

cc: J Pigg, D Gary

BACKGROUND: (CONT'D)

recipients.

Approval of Grant Award #28-354 will provide funding to Contra Costa Health Services to support the production of the Medi-Cal videos through August 31, 2013.

CONSEQUENCE OF NEGATIVE ACTION:

If this Award is not approved, the County will not receive funding to support and participate in the production of the Medi-Cal video to assist residents in Contra Costa County.

CHILDREN'S IMPACT STATEMENT:

NOT APPLICABLE



Contra
Costa
County

To: Board of Supervisors

From: William Walker, M.D.

Date: January 22, 2013

Subject: Grant Award #28-351 with Sutter Health

RECOMMENDATION(S):

Approve and authorize the Health Services Director, or his designee, to accept, on behalf of the County, Grant Award #28-351 from Sutter Health, to pay the County in an amount not to exceed \$1,700, for Contra Costa Health Services to produce instructional Medi-Cal video in English and Spanish for Medi-Cal recipients for the period from September 1, 2012 through August 31, 2013.

FISCAL IMPACT:

Acceptance of this grant award will result in an amount not to exceed \$1,700 for the Medi-Cal video for Contra Costa Health Services through August 31, 2013. No County match required.

BACKGROUND:

Contra Costa Health Services with the help of Contra Costa Television (CCTV), will produce short and easy to understand instructional videos in English and Spanish. These videos will serve three purposes: 1) provide clear and concise Medi-Cal application instructions, so that qualifying viewers can successfully enroll into Medi-Cal, 2) inform viewers on what they can expect from the Medi-Cal application process, and 3) to educate viewers on how the Affordable Care Act will impact Medi-Cal

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: William Walker, M.D.
957-5410

By: , Deputy

cc: J Pigg, D Gary

BACKGROUND: (CONT'D)

recipients.

Approval of Grant Award #28-351 will provide funding to Contra Costa Health Services to support the production of the Medi-Cal videos through August 31, 2013.

CONSEQUENCE OF NEGATIVE ACTION:

If this Award is not approved, the County will not receive funding to support and participate in the production of the Medi-Cal video to assist residents in Contra Costa County.

CHILDREN'S IMPACT STATEMENT:

NOT APPLICABLE



Contra
Costa
County

To: Board of Supervisors
From: William Walker, M.D., Health Services
Date: January 22, 2013
Subject: Grant Award #28-355 with John Muir Health

RECOMMENDATION(S):

Approve and authorize the Health Services Director, or his designee, to accept, on behalf of the County, Grant Award #28-355 from John Muir Health, to pay the County in an amount not to exceed \$1,700, for Contra Costa Health Services to produce instructional Medi-Cal video in English and Spanish for Medi-Cal recipients for the period from September 1, 2012 through August 31, 2013

FISCAL IMPACT:

Acceptance of this grant award will result in an amount not to exceed \$1,700 for the Medi-Cal video for Contra Costa Health Services through August 31, 2013. No County match required.

BACKGROUND:

Contra Costa Health Services with the help of Contra Costa Television (CCTV) will produce short and easy to understand instructional videos in English and Spanish. These videos will serve three purposes: 1) provide clear and concise Medi-Cal application instructions, so that qualifying viewers can successfully enroll into Medi-Cal, 2) inform viewers on what they can expect from the Medi-Cal application process, and 3) to educate viewers on how the Affordable Care Act will impact Medi-Cal

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: William Walker, M.D.
957-5410

By: , Deputy

cc: J Pigg, D Gary

BACKGROUND: (CONT'D)

recipients.

Approval of Grant Award #28-355 will provide funding to Contra Costa Health Services to support the production of the Medi-Cal videos through August 31, 2013.

CONSEQUENCE OF NEGATIVE ACTION:

If this Award is not approved, the County will not receive funding to support and participate in the production of the Medi-Cal video to assist residents in Contra Costa County.

CHILDREN'S IMPACT STATEMENT:

NOT APPLICABLE



Contra
Costa
County

To: Board of Supervisors

From: Catherine Kutsuris, Conservation & Development

Date: January 22, 2013

Subject: Approve a contract with Alta Planning + Design for the Olympic Corridor Trail Connector Study

RECOMMENDATION(S):

APPROVE and AUTHORIZE the Conservation and Development Director, or designee, to execute a contract with Alta Planning + Design for an amount not to exceed \$185,915 to assist the Department of Conservation and Development in studying Olympic Boulevard corridor for the purpose of developing improved pedestrian and bicycle infrastructure, for the period December 1, 2012 through December 31, 2014.

FISCAL IMPACT:

None to the General Fund. The contract is funded at 100% by a Transportation for Livable Communities grant from the Contra Costa Transportation Authority. Staff time is accounted for in the current department budget.

BACKGROUND:

The Olympic Corridor Trail Connector Study is a planning study that will identify feasible alignments and the preferred alternative for a pedestrian/bicycle facility connecting two well used, paved, multi-use regional trails in Contra Costa County, the Lafayette-Moraga Trail (LMT) and the Iron Horse Trail (IHT). If connected, these facilities (in addition to the Contra Costa Canal Trail

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: John Cunningham,
674-7833

By: , Deputy

cc:

BACKGROUND: (CONT'D)

two miles to the north of downtown Walnut Creek) would complete a trail network that joins most of Lamorinda, San Ramon Valley, and Central Contra Costa. The ultimate goal of the proposal is to provide a connection for bicyclists and pedestrians between the LMT to the IHT that is safer and more convenient.

The Department of Conservation and Development, with the assistance of the Public Works Department and staff from the cities of Lafayette and Walnut Creek, conducted a competitive solicitation process for consultant assistance in which Alta Planning + Design (Alta) was the unanimous selection. Alta will conduct the study with County oversight. County staff is, in turn, will be assisted by staff from the City of Walnut Creek and the City of Lafayette.

The study spans three jurisdictions (Lafayette, unincorporated Contra Costa County, and City of Walnut Creek) generally along the Olympic Boulevard corridor. (see attached map) The western project limit is in the City of Lafayette at the intersection of the LMT, Olympic Boulevard, and Reliez Station Road. The eastern project limit is in the City of Walnut Creek along the IHT corridor. For the purposes of this study, the Olympic Boulevard corridor includes Boulevard Way, Newell Avenue, and Olympic Boulevard. Due to the multi-jurisdictional nature of the study, staff from the Cities of Lafayette, Walnut Creek, and the County have developed a Memorandum of Understanding (MOU) to outline expectations and responsibilities of the participating jurisdictions. All parties are in the process of finalizing and adopting the MOU.

The land uses and activity centers that are potentially served by the project are downtown Walnut Creek/Broadway Plaza, higher density housing along Olympic Boulevard, residential areas in Lafayette along the LMT, and the Mt. Diablo Boulevard commercial district. It is currently possible to bicycle and walk between the two trails on existing facilities. However, the route is a patchwork of facilities including, Class I paths, Class II lanes and unmarked or undesignated streets and sidewalks.

The study will recommend a range of improvements to be implemented in phases. Recommendations will range from short-term/low cost spot improvements to longer term investments that may reallocate existing right-of-way or acquire new right-of-way.

The proposal is supported in policy documents of the City of Walnut Creek, City of Lafayette, Contra Costa County, Contra Costa Transportation Authority, and the Metropolitan Transportation Commission.

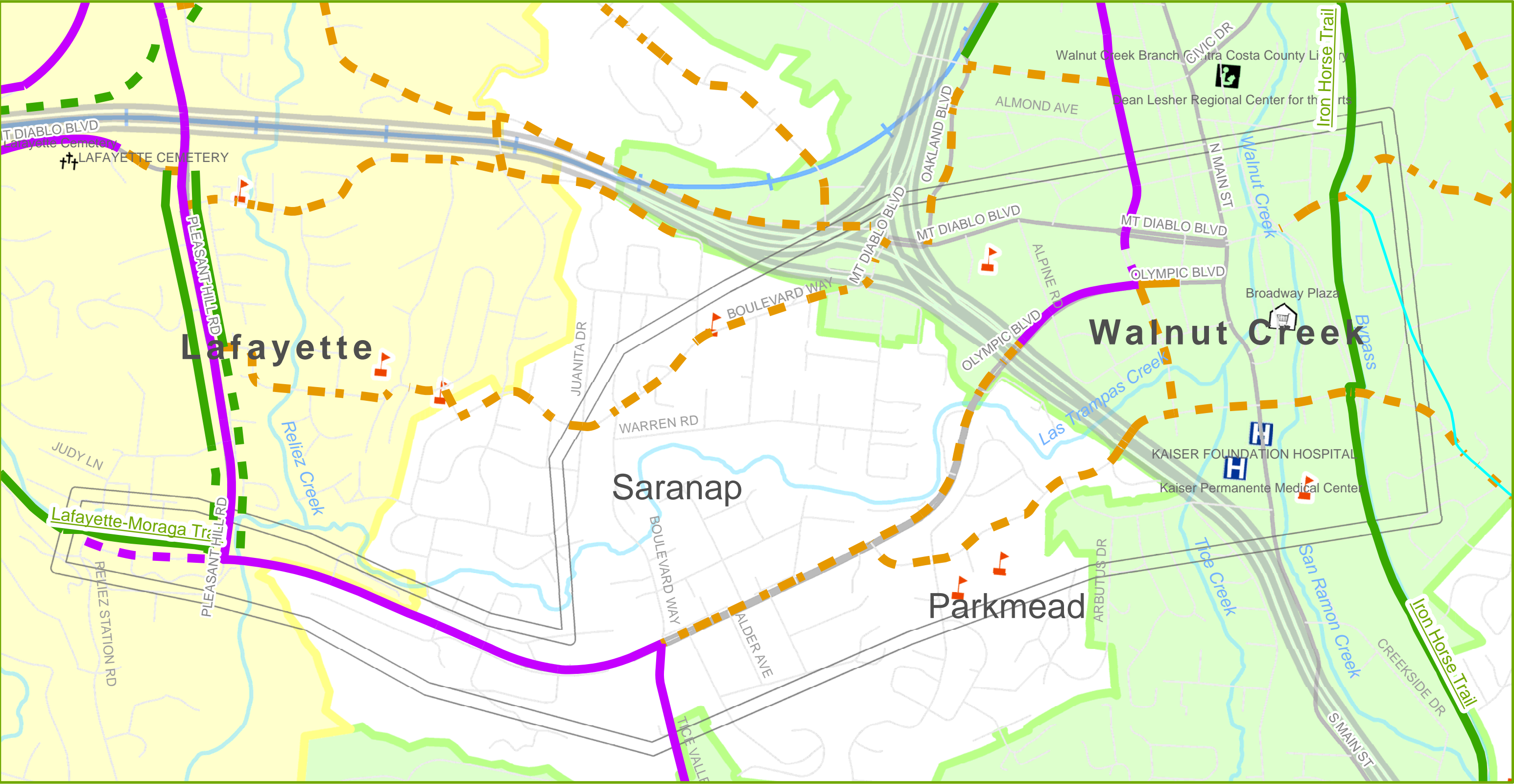
CONSEQUENCE OF NEGATIVE ACTION:

The study will not proceed and the implementation of County policies for bicycle and pedestrian facilities will be delayed if authorization to execute the contract is not approved.

CHILDREN'S IMPACT STATEMENT:

The study may result in safe routes to school type improvements for schools in the study vicinity.

Olympic Corridor Trail Connector Project



Existing Class I

Existing Class II

Existing Class III

Proposed Class I

Proposed Class II

Proposed Class III

Initial Project Boundaries

Creeks/Drainages

City Limits

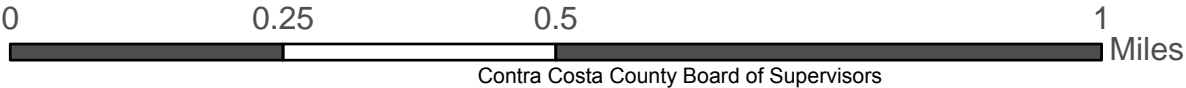
Lafayette

Walnut Creek

Notes

- "Proposed" facilities are conceptual and do not represent precise alignments.
- (1) Bicycle Facility data is from the 2009 Contra Costa Countywide Bicycle and Pedestrian Plan - Contra Costa Transportation Authority <http://www.ccta.net>

This map was created by the Contra Costa County Department of Conservation and Development with data from the Contra Costa County GIS Program. This map contains copyrighted information and may not be altered. It may be reproduced in its current state if the source is cited. Users of this map agree to read and accept the County of Contra Costa disclaimer of liability for geographic information.



N

January 2013

194

ACKNOWLEDGMENT

STATE OF CALIFORNIA)
)
COUNTY OF CONTRA COSTA)

On _____, before me, _____
(insert name and title of the officer), personally appeared _____

_____ who proved to me on the basis of satisfactory
evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me
that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s)
on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is
true and correct.

WITNESS MY HAND AND OFFICIAL SEAL.

Signature (Seal)

ACKNOWLEDGMENT (by Corporation, Partnership, or Individual)
(Civil Code §1189)

APPROVALS

RECOMMENDED BY DEPARTMENT

FORM APPROVED
COUNTY COUNSEL

By: _____
Designee

By:  _____
Deputy County Counsel

APPROVED: COUNTY ADMINISTRATOR

By: _____
Designee

1. **Contract Identification.**

Department: Conservation and Development

Subject: Olympic Corridor Trail Connector Study

2. **Parties.** The County of Contra Costa, California (County), for its Department named above, and the following named Contractor mutually agree and promise as follows:

Contractor: Alta Planning + Design, Inc

Capacity: Corporation

Address: 2560 9th Street Suite 212 Berkeley, CA 94710

3. **Term.** The effective date of this Contract is December 1, 2012. It terminates on December 31, 2014 unless sooner terminated as provided herein.

4. **Payment Limit.** County's total payments to Contractor under this Contract shall not exceed \$ 185,915.00.

5. **County's Obligations.** County shall make to the Contractor those payments described in the Payment Provisions attached hereto which are incorporated herein by reference, subject to all the terms and conditions contained or incorporated herein.

6. **Contractor's Obligations.** Contractor shall provide those services and carry out that work described in the Service Plan attached hereto which is incorporated herein by reference, subject to all the terms and conditions contained or incorporated herein.

7. **General and Special Conditions.** This Contract is subject to the General Conditions and Special Conditions (if any) attached hereto, which are incorporated herein by reference.

8. **Project.** This Contract implements in whole or in part the following described Project, the application and approval documents of which are incorporated herein by reference:

N/A

9. **Legal Authority.** This Contract is entered into under and subject to the following legal authorities:

California Government Code Section 31000

10. **Signatures.** These signatures attest the parties' agreement hereto:

COUNTY OF CONTRA COSTA, CALIFORNIA

BOARD OF SUPERVISORS	ATTEST: Clerk of the Board of Supervisors
By _____ Chair/Designee	By _____ Deputy

CONTRACTOR

Name of business entity:	Name of business entity:
By _____ (Signature of individual or officer)	By _____ (Signature of individual or officer)
_____ (Print name and title A, if applicable)	_____ (Print name and title B, if applicable)

Note to Contractor: For Corporations (profit or nonprofit), the contract must be signed by two officers. Signature A must be that of the president or vice-president and Signature B must be that of the secretary or assistant secretary (Civil Code Section 1190 and Corporations Code Section 313). All signatures must be acknowledged as set forth on Form L-2.

ACKNOWLEDGMENT

STATE OF CALIFORNIA)
)
COUNTY OF CONTRA COSTA)

On _____, before me, _____
(insert name and title of the officer), personally appeared _____

_____ who proved to me on the basis of satisfactory
evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me
that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s)
on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is
true and correct.

WITNESS MY HAND AND OFFICIAL SEAL.

Signature

(Seal)

ACKNOWLEDGMENT (by Corporation, Partnership, or Individual)
(Civil Code §1189)

APPROVALS

RECOMMENDED BY DEPARTMENT

By: _____
Designee

FORM APPROVED
COUNTY COUNSEL

By:  _____
Deputy County Counsel

APPROVED: COUNTY ADMINISTRATOR

By: _____
Designee

Revised 2008

1. **Payment Amounts.** Subject to the Payment Limit of this Contract and subject to the following Payment Provisions, County will pay Contractor the following fee as full compensation for all services, work, expenses or costs provided or incurred by Contractor:

[Check one alternative only.]

☐ a. \$ monthly, or

☐ b. \$ per unit, as defined in the Service Plan, or

☐ c. \$ after completion of all obligations and conditions herein.

☒ d. Other: At the rates, and for the amounts, set forth in Exhibit A attached hereto and incorporated herein by reference.

2. **Payment Demands.** Contractor shall submit written demands for payment on County Demand Form D-15 in the manner and form prescribed by County. Contractor shall submit said demands for payment no later than 30 days from the end of the month in which the contract services upon which such demand is based were actually rendered. Upon approval of payment demands by the head of the County Department for which this Contract is made, or his designee, County will make payments as specified in Paragraph 1. (Payment Amounts) above.
3. **Penalty for Late Submission.** If County is unable to obtain reimbursement from the State of California as a result of Contractor's failure to submit to County a timely demand for payment as specified in Paragraph 2. (Payment Demands) above, County shall not pay Contractor for such services to the extent County's recovery of funding is prejudiced by the delay even though such services were fully provided.
4. **Right to Withhold.** County has the right to withhold payment to Contractor when, in the opinion of County expressed in writing to Contractor, (a) Contractor's performance, in whole or in part, either has not been carried out or is insufficiently documented, (b) Contractor has neglected, failed or refused to furnish information or to cooperate with any inspection, review or audit of its program, work or records, or (c) Contractor has failed to sufficiently itemize or document its demand(s) for payment.
5. **Audit Exceptions.** Contractor agrees to accept responsibility for receiving, replying to, and/or complying with any audit exceptions by appropriate county, state or federal audit agencies resulting from its performance of this Contract. Within 30 days of demand, Contractor shall pay County the full amount of County's obligation, if any, to the state and/or federal government resulting from any audit exceptions, to the extent such are attributable to Contractor's failure to perform properly any of its obligations under this Contract.

Initials: _____
Contractor County Dept.

Exhibit A Fee Schedule

Alta Planning + Design										DKS				Harrison			Env. Collab.	Task Hours	Task Budget
Principal/Manager	Project Manager	Senior Designer	Designer	Planner	Designer	GIS/Mapping	Transportation Engineer	Transportation Engineer	Assistant Engineer	Principal Engineer	Civil Engineer	Senior Engineer							
Charge	\$185	\$105	\$125	\$95	\$95	\$85	\$70	\$100	\$135	\$100	\$180	\$155	\$125						
2012 Hourly Rate*	17	40	12	20	8	40	12	0	0	0	13	24	0						
Task A: Project Initiation and Management																			
Task A.1 Project Start-Up Meeting, Project Management (8 month period)	12	20			8	8					3	3							
Task A.2 Data Gathering and Review	2	4	4		8	8					1	12							
Task A.3 Base Map Preparation																			
Task A.4 TAC Formation	2	2			4														
Task A.5 TAC Meeting #1: Project Kickoff (same day as Task A.7)	1	4	4		4						3	3							
Task A.6 Establish Trail Development Goals & Objectives	2	4	4		4						3	3							
Task A.7 Initial Site Tour		4	4								3	3							
Task B: Existing Conditions Analysis	15	43	18	66	24	72					16	42	52						
Task B.1 Site Visit	4	8	4	8	8	8					4	8	12						
Task B.2 Site Reconnaissance	4	8	4	16	4	16					2	8	62						
Task B.3 Inventory of Engineering and Environmental Challenges	2	4	2	8	4	8					2	12	42						
Task B.4 Biological Resources Assessment/Wetland Inventory	2	2		8		4							54						
Task B.5 Potential Trail Segments & Connectivity	2	4	2	8	4	16					36	51,260	36						
Task B.6 Existing Conditions Report	1	8	2	12	4	12					2	8	49						
Task B.7 TAC Meeting #2: Existing Conditions	1	4	4			4					3	3	19						
Task B.8 Stakeholder Committee Formation	1	1	2	2		4							7						
Task B.9 Stakeholder Meeting #1: Existing Conditions	1	4		4							15	1,990	15						
Task C: Trail Alignment Alternatives	10	36	18	44	22	32					17	49	0						
Task C.1 Draft Trail Alternatives	4	8	4	12	8	20					2	16	74						
Task C.2 Preliminary Feasibility Analysis	1	4	2	8	4	8					2	16	67						
Task C.3 TAC Meeting #3: Alternatives Review	1	4	2	4		4					3	3	21						
Task C.4 Community Workshop #1: Challenges, Opportunities, Alternatives	1	8	4	8	2	8					3	3	43						
Task C.5 Evaluation of Alternatives	2	8	4	8	8	8					4	8	58						
Task C.6 TAC Meeting #4: Alternatives Evaluation	1	4	2	4		4					3	3	21						
Task D: Preferred Trail Alignment Concept Plan	16	62	27	76	34	106					17	50	22						
Task D.1 Preferred Trail Alignment, Cross Sections and Intersection Treatments	4	16	8	20	8	40					2	8	129						
Task D.2 Engineering Feasibility Analysis	2	8	2	8	4	12					5	17	65						
Task D.3 Phasing and Preliminary Cost Estimate	2	4	2	8	4	16					5	17	87						
Task D.4 Funding Opportunities	1	2	1	4		2					10	1,040	10						
Task D.5 Maintenance Responsibilities/Cost Estimates	2	4	4	8	8	4					2	8	36						
Task D.6 TAC Meeting #5: Preferred Trail Alignment	1	4	2	4		4					3		18						
Task D.7 Stakeholder Committee Meeting #2	1	4	4			4					3		18						
Task D.8 Community Workshop #2: Preferred Trail Alignment	1	8	4	8	2	8					3		40						
Task D.9 Draft Trail Alignment Study	2	12	8	12	8	16					2	8	68						
Task E: Final Trail Alignment Study	7	18	9	13	4	13					7	11	0						
Task E.1 Presentations (assume up to 3 meetings)	5	10	5	5		5					3	3	36						
Task E.2 Final Preferred Trail Alignment Study	2	8	4	8	4	8					4	8	46						
Staff Hours	104	227	121	252	134	316					26	73	32						
Reimbursable Expenses (Printing, Travel, Traffic Counts)						\$1,200													
Project Total	\$19,240	\$23,835	\$15,125	\$23,940	\$11,390	\$22,120					\$6,240	\$9,855	\$3,150	\$12,960	\$26,040	\$6,500	\$185,915		

Contractor County Dept

SERVICE PLAN

I. Contractor's Obligations:

- A. Olympic Corridor Trail Connector Study Tasks.** Contractor shall provide assistance to the County's Department of Conservation & Development (DCD) with the development of the Olympic Corridor Trail Connector Study for an amount not to exceed \$185,915. Contractor shall perform tasks listed below:

Task A. Project Initiation

A.1 Project Start-Up Meeting and Finalize Scope of Services

Contractor's Key team members shall attend a kick-off meeting with County staff and key partners to:

- Review project objectives
- Establish communication channels and protocols
- Introduce key staff accessible to the Alta Team
- Confirm project area limits and focus
- Collect available data and published materials
- Review and list applicable design standards
- Review internal, Technical Advisory Committee, and stakeholder group working processes
- Discuss the workshop timing, publicity, and format
- Confirm or refine the project Scope of Services

Workshops will be designed to provide beneficial input to the Study and to build a sense of ownership and consensus of support. Contractor shall prepare press releases, presentation materials, and meeting notes; the County and/or partners will arrange meeting space. The specific materials for the workshops will be developed at each project stage to see that the process provides the most beneficial input to the project and builds a sense of ownership and consensus of support among the participants.

The budget for this task also includes time for project management over the anticipated eight-month Study. Project Manager Jennifer Donlon-Wyant, with oversight by Alta Principal Randy Anderson, shall communicate regularly with the County's Project Manager to administer the Project contract, coordinate Alta and subconsultant staff, and prepare and maintain project administration documents and communications. Contractor shall facilitate weekly check-in calls, and regular internal meetings, coordinated wherever possible with meetings or site visits for other project purposes.

Each Project submittal will be reviewed by Randy Anderson and other senior personnel not directly involved with the project to meet Contractor and the County's quality standards.

A.2 Data Gathering and Review

Contractor has already initiated a document library, GIS map, and assembly of other relevant background data from Contra Costa County, Flood Control District, Walnut Creek, Lafayette, and the East Bay Regional Parks District. Contractor shall ensure that its subcontractors ("DKS) AND (HEI) determine civil and traffic engineering data needs. Contractor and Environmental Collaborative ("EC") shall determine and pursue environmental data needs. Contractor shall summarize relevant planning policy documents pertaining to the overall Olympic Blvd. Corridor. A list of collected and desired data will be maintained and any additional data will be requested on a timely basis.

Contractor shall require HEI to request and assemble as-built roadway plans, record drawings, parcel maps, records of survey, parcel and subdivision maps, available utility maps and plans, and assessor's maps. Contractor, together with HEI, augment and

Initials: _____

Contractor

County Dept.

correct the project GIS base maps to reflect the more detailed information collected.

Contractor shall require DKS to conduct daily AM and PM (including weekend) peak traffic counts at up to six intersections along Olympic Blvd. Contractor shall require DKS to perform peak hour turning movement counts. This work may be subcontracted to traffic counting vendor that is acceptable to County. Contractor may allow DKS to include video-taping to verify counts and make additional observations.

A.3 Base Map Preparation

Contractor shall develop a GIS base map, including the most detailed level maps feasible with the available data, including previously-identified alignment alternatives, topographic contours, hydrology, physical features (roads, structures, fences), digital aerial photography, and property and easement boundaries.

A.4 TAC Formation

Contractor shall support the County and partners in forming a Technical Advisory Committee ("TAC") to steer the Study and provide technical input. The TAC will be comprised of representatives from Contra Costa County (Districts II and IV), East Bay Regional Parks District, City of Lafayette, City of Walnut Creek, and the Contra Costa County Flood Control District. The TAC will meet at key decision points in the Project and will discuss data needs and work products. County will provide meeting logistics and a contact roster; Contractor shall prepare agendas and written summaries of TAC meetings.

A.5 TAC Meeting #1: Project Kickoff

The first TAC meeting will focus on review of relevant background and context and the draft study goals, objectives and criteria. Contractor shall take TAC members on an initial site tour (Task A.7) to identify key conditions and issues in the study area and to establish a shared understanding between the consultants, staff, and TAC members.

A.6 Establish Trail Development Goals & Objectives

Contractor shall work with the County and TAC to develop overall project goals and objectives and design/performance criteria to evaluate alignment alternatives. These will address standards and best practices for accommodating bicyclists and pedestrians and creating a low-stress facility (A path separated from the road way). Contractor shall prepare a vision statement for completed Project.

A.7 Initial Site Tour

Project staff, Contractor staff, and the TAC will travel the identified alignment options to observe conditions, issues and opportunities. The County and/or partners will provide a vehicle(s) if needed. Contractor shall develop a map and background information package for site tour participants. County, City, and EBRPD staff will provide background information on the locations visited during the tour.

Task A Deliverables:

- Final detailed Scope of Services, schedule, and outreach plan
- Comprehensive base map
- TAC Meeting #1/site tour notes
- Draft project goals, objectives, and criteria
- Monthly project schedule, task, and budget progress reports
- Weekly coordination calls or internal meetings with agendas and notes

Task B. Existing Conditions Analysis

B.1 Site Visit

Contractor shall conduct a field inventory of potential alignments, ground-truthing previously-identified alignments, and potentially additional options. Contractor shall compare field notes with maps, aerial photos, StreetView images, and record documents to ensure that the base map accurately reflects existing conditions. Information collected from other sources will be field checked and mapped during this process..

B.2 Site Reconnaissance

Initials: _____

Contractor

County Dept.

Contractor, together with HEI, shall: Conduct a field review of the Project and take measurements to characterize slopes, grades, and distances suitable for planning-level mapping of conditions; and prepare cross sections and cost estimates for alternative improvements along the Las Trampas Creek corridor, Olympic Boulevard, Boulevard Way, Newell Avenue, and other potential alignment alternatives. Contractor, together with HEI, shall use input from DKS and EC, to inventory engineering and environmental challenges, including utility conflicts, obstructions, traffic/circulation constraints, lack of available space/Right-Of-Way, and sensitive environmental resources.

B.3 Inventory of Engineering Challenges

Following the completion of site reconnaissance and file review, Contractor, together with HEI, shall prepare an Inventory of Engineering Challenges Report that discusses the anticipated right-of-way impacts, utilities, terrain constraints, and biological constraints that may impact the grading and construction of the proposed trail alignments. Contractor shall summarize its findings in a report and illustrated by an "Opportunities and Challenges" map.

B.4 Biological Resources Assessment/Wetland Inventory

Contractor shall require EC to review existing information on biological resources in the Project study area vicinity, including environmental documentation for projects in and surrounding the study area; records on occurrences of special-status taxa and sensitive natural communities maintained by the California Natural Diversity Data Base; mapping prepared as part of the National Wetlands Inventory; and information on special-status species maintained by the California Native Plant Society, the Audubon Society, the California Department of Fish and Game, the US Fish and Wildlife Service, and National Marine Fisheries Service. Contractor shall require EC to informally consult with representatives of possible jurisdictional agencies, to obtain any Project site-specific information and clarify any concerns related to biological and wetland resources.

Contractor shall require EC to conduct a field reconnaissance survey of possible trail alignments to determine existing vegetation types and wildlife habitats, presence of any sensitive natural communities and potential jurisdictional wetlands, and the suitability to support special-status species. If avoidance of potential jurisdictional wetlands does not appear feasible, Contractor shall require EC to recommend formal wetland delineation.

B.5 Potential Trail Segments & Connectivity

Contractor shall prepare preliminary concepts and alternatives, focused on providing trail corridor connectivity for both commuter/experienced bicyclists, who tend to prefer direct on-street connections, as well as family or inexperienced bicyclists, who prefer off-street routes or alternatives with low traffic speeds and volumes. Contractor shall prepare alignments to seek to minimize impact on adjacent commercial or residential areas or riparian or other environmental resources. Contractor shall prepare alignments to achieve the latest standards and best current practices for separate or shared bicycle and pedestrian facilities, including safe road crossings, separation from traffic, and avoiding out-of-direction travel, while providing an efficient and enjoyable trail experience.

B.6 Existing Conditions Report

Contractor shall prepare an Existing Conditions Report that provides background information for previously-identified trail alignment alternatives and potential additional alignment options. This report shall be well-illustrated with maps and photos describing the relevant background, policies, conditions, issues, and potential fatal flaws in the Project area. This Report shall include detailed GIS analysis and display maps of opportunities and constraints. The Report shall be organized into chapters incorporating the previous work products for this Task B.

B.7 TAC Meeting #2: Existing Conditions

Contractor shall facilitate a second TAC meeting to review the draft Existing Conditions Report and for TAC members to provide feedback on the identified alternative alignments and issues.

B.8 Stakeholder Group Meeting

Contractor, together with the County and partners, shall solicit participants for a Project stakeholder group to advise the Study by identifying issues, providing local perspectives, and assisting with outreach efforts, and commenting on the Draft Existing Condition Report results. Members may include residents, property owners, and businesses within the Project study area, as well as representatives from the East Bay Bicycle Coalition and interested environmental groups. The County will be responsible for providing meeting facilities. Contractor shall prepare agendas and written summaries.

Initials: _____

Contractor

County Dept.

At the Existing Conditions phase of the project, the stakeholders group can either formally meet to review and provide input on the existing conditions and identified alternatives, or Contractor may work in informal settings to engage stakeholders online and at in-person meetings. Contractor shall work with the County and partners to determine the best use of this time to engage stakeholders prior to the community workshop.

Task B Deliverables:

- Working Paper #1: Existing Conditions Report
- TAC Meeting #2 notes
- Stakeholder Meeting #1 notes

Task C. Trail Alignment Alternatives

C.1 Draft Trail Alternatives

Contractor shall develop trail alignment alternatives based on a synthesis of previous planning efforts, existing conditions data, and fieldwork. Contractor shall consider options for low-stress facilities and ways of accommodating all mode conditions. Contractor's analysis shall consider previously-identified routes (Olympic Blvd, Boulevard Way, Newell Ave, and the Las Trampas Creek corridor) as well as additional alternatives, including on- or off-street alignments through publicly-owned right-of-way, such as Flood Control or Caltrans right-of-way.

As part of the collaborative effort, the Contractor shall facilitate an early design meeting with staff from the County, cities (Lafayette and Walnut Creek), EBRPD and Flood Control District, and potentially Caltrans, to evaluate the findings, including physical conditions, and traffic data, and to solicit participants' perspectives of the merits and constraints of a variety of alternatives.

C.2 Preliminary Feasibility Analysis

Contractor shall perform an initial analysis of options that considers basic safety, environmental suitability or enhancement, implications for cost and feasibility of implementation, aesthetics, and functionality/connectivity. The analysis shall specifically focus on feasibility issues on all alignment alternatives, identifying any fatal flaws or issues that would lead to high construction costs or a long or uncertain implementation timeframe. As a result of this analysis, Contractor shall identify alternatives to be formally evaluated in Task C.5.

C.3 TAC Meeting #3: Alternatives Review

Contractor shall facilitate a third TAC meeting to review the identified draft trail alternatives and preliminary feasibility analysis. Participants will provide feedback on deliverables. Contractor shall update the deliverables to respond to or reflect those comments.

C.4 Community Workshop #1

Contractor shall facilitate a community workshop to outline the Study process and goals. Contractor shall present the methodology for evaluating alternatives, capturing stakeholder ideas and concerns about the alternatives and evaluation criteria. Depending on the meeting attendance level, Contractor may opt to break the attendees into smaller working groups and have citizens draw alignment options and present their thoughts.

Contractor shall prepare presentation materials, outreach materials, and meeting notes. The County will arrange meeting space.

C.5 Evaluation of Alternatives

Contractor shall further develop and screen alignment alternatives according to the draft evaluation criteria, to identify the relative benefits, costs, achievement of objectives, and adverse effects of each alternative. The draft criteria and specific evaluation format and process will be reviewed by the TAC, stakeholder group, and the public at Workshop #1 prior to Contractor completing the formal evaluation. Examples of likely evaluation criteria include:

- Bikeway and Community Connections: Consideration of alternatives that provide the most direct and convenient access to trails or bikeways, schools, parks, and commercial or employment areas.
- Safety: Based on conformance with state and federal standards, perception of trail user safety takes into account existing field conditions and design of major roadway crossings.

Initials: _____

Contractor

County Dept.

- Environmental Impacts: Consider environmental impacts and opportunities through re-routing, native species revegetation, and best management practices for trail design.
- Cost: Order of Magnitude Cost estimation of alternatives, especially where crossing improvements, fencing, or other expensive infrastructure improvements are being considered.
- Multiple Users: Accommodate potential users, including both experienced utilitarian cyclists who prioritize direct connections, and inexperienced family cyclists who prefer low-street environments.

Contractor shall prepare a matrix that rates each alignment option or trail segment against the evaluations criteria. Contractor shall review and refine the conceptual improvements for each alignment option or trail segment. This will include the specific factors that are reflected in the ratings for each criterion.

C.6 TAC Meeting #4: Alternatives Evaluation

Contractor shall facilitate a fourth TAC meeting to discuss the draft alternatives evaluation. Contractor shall incorporate feedback from TAC members into a revised working paper.

Task C Deliverables:

- Working Paper #2: Alignment Options
- TAC Meeting #3 notes
- Community Workshop #1 materials
- TAC Meeting #4 notes

Task D. Preferred Trail Alignment Concept Plan

D.1 Preferred Trail Alignment, Cross Sections and Intersection Treatments

From the alternatives evaluation process, Contractor shall identify a preferred trail alignment, and a preferred short-term trail (7) option, as appropriate. Contractor shall develop alignment mapping sufficient detail to show opportunities and constraints, and to clarify the trail design and its relationship to conditions. Contractor shall prepare text, cross-sections, overall illustrative alignment plans, overview maps, and area-specific details as necessary to convey the preferred trail layout, key trail improvement concepts, and connections to key destinations and other bicycle and pedestrian facilities. In addition, Contractor shall develop four design visual simulations in Photoshop or SketchUp to illustrate the trail alignments. Contractor shall conform design elements to established State and Federal standards and guidelines.

Contractor shall require DKS to review the site conditions and available traffic data for all roadways crossing the trail alignment, and provide crossing concepts for treatments of each trail and roadway intersection. Contractor shall require that the concepts be based upon treatments that have been successfully implemented along other completed trail projects, and may include consideration of routing the trail under an existing bridge, construction of a new over or undercrossing, or construction of at-grade crossing enhancements.

Contractor shall require Environmental Collaborative to identify required permits from regulatory agencies for each trail alternative based on engineering options. Contractor shall require EC to summarize environmental issues for each trail segment alignment and likely regulatory requirements and mitigation implications identified.

D.2 Engineering Feasibility Analysis

Contractor shall require DKS to conduct a traffic analysis using Synchro software, to assess the potential impact of trail alignment alternatives at up to six key intersections along the corridor.

For the significant changes to the infrastructure, such as widening of a bridge or unusual trail connection to the street that may entail some conceptual engineering, Contractor shall require DKS to provide static visual simulation, in JPG format for incorporation into the report document or for enlargement and printing for presentation purposes. Contractor shall require DKS to prepare the results of the traffic analysis in a narrative format for inclusion into the overall Study.

D.3 Phasing and Preliminary Cost Estimate

Contractor shall recommend a strategy for phasing the implementation of the Project. Each phase will be selected to target anticipated funding availability and build support for future phases. The plan will be based on input from the County, agency

Initials: _____
 Contractor County Dept.

partners, and the community and will consider accommodating pedestrians and both experienced and inexperienced bicyclists in short and long term solutions. Contractor shall prepare a phasing map to illustrate the recommended alignment and trailhead location, along with notes or colors identifying the recommended sequence of implementation.

Contractor, together with DKS, and HEI shall provide a detailed cost estimate for each phase, separated between land cost (if any), planning, environmental documentation, design and engineering, construction, and environmental mitigation costs (if any). These cost estimates shall be based on the latest unit costs experienced by the local County and City Public Works and Parks and Recreation Departments along with the most recent figures from comparable communities in Northern California.

D.4 Funding Opportunities

Contractor shall identify potential funding sources and associated funding application criteria and standards. Contractor shall compare costs of the phased improvements with funding needs, so that long term programming for local matching funds can be accomplished. Identification of funding opportunities shall begin early in the Project process. Contractor shall collaborate with TAC members to match potential funding sources with Project phases and trail elements.

D.5 Maintenance Responsibilities/Cost Estimates

Contractor shall outline maintenance and management tasks and responsibilities (including insurance requirements) for management and maintenance of the trail, and the associated costs, to be allocated among the County, Cities of Lafayette and Walnut Creek, EBRPD, Flood Control District, and other potential partners.

D.6 TAC meeting #5: Preferred Trail Alignment

Contractor shall facilitate a TAC meeting to present the draft preferred trail alignment report. Contractor shall prepare meeting notes and revise the draft for public presentation in response to one consolidated set of comments and direction from County staff.

D.7 Stakeholder Group Meeting #2

Contractor shall solicit input from stakeholders on the draft preferred trail alignment report, either through a formal meeting or by informally engaging with stakeholder groups. Contractor shall work with the County and project partners to determine the best use of this time to engage stakeholders prior to the community workshop.

D.8 Community Workshop #2: Preferred Trail Alignment

Contractor shall outreach to entities and persons, as well as other entities and partners, on the public contact list generated through Workshop #1 and will develop updated outreach materials. Contractor shall notify the county where materials will be posted in advance of the workshop. The County will arrange meeting space; Alta shall prepare a workshop agenda and a Powerpoint presentation.

County staff and Contractor will present the array of trail options developed and evaluated and the criteria and process used to select and develop the preferred alignment. The preferred alignment will be described in concept drawings of design elements, maps, and site plans that Contractor shall prepare. The meeting shall include breakout groups and a facilitated comment period similar to Workshop #1, to actively involve participants in reviewing the alternatives.

D.9 Draft Trail Alignment Study

Contractor shall prepare a preliminary Olympic Corridor Trail Connector Study that incorporates previous Project deliverables and alignment and design recommendations. Based on feedback from the TAC, stakeholders, and Public Workshop, and direction from County, Contractor shall develop a clear, concise report with high-quality map graphics and supporting text, matrices, cross sections, and diagrams, to convey the complete trail concept and detailed elements. This report will be the Draft Final Trail Alignment Study Report

Task D Deliverables:

- Working Paper # 3: Preferred Trail Alignment
- TAC Meeting #5 notes
- Stakeholder Committee Meeting #2 notes
- Community Workshop #2 materials
- Draft Trail Alignment Study

Initials: _____

Contractor

County Dept.

Task E. Final Trail Alignment Study

E.1 Presentations

Contractor shall present the draft final Trail Alignment Study Report to community groups/commissions, City Councils, and County's Board of Supervisors for review and approval of a preferred trail route plan and Study report.

Contractor shall attend and present at a total of five (5) meetings for this purpose. Contractor shall track comments on the draft Study. If the Study requires revisions before, it will be approved by TAC, then any revisions shall be under an amendment to this contract and finalize in Task E.2, based on collective comments.

Contractor shall update the website, send emails to the contact list, and arrange for posting of printed notices of the hearings for interested parties and stakeholders.

E.2 Final Preferred Trail Alignment Study

Based on the collective comments from the review bodies, TAC, Stakeholder Committee Meeting #2, and consolidated, internally-consistent set of directions from City staff, Contractor shall prepare the final version of the Trail Connector Study. Contractor shall provide this study to County.

Task E Deliverables:

- Presentations
- Final Preferred Trail Alignment Study (anticipated elements):
 - Introduction: Study goals, objectives, process and results summary
 - Existing Conditions, Challenges and Opportunities
 - Identification and Evaluation of Preliminary Alternatives
 - Preferred Alternatives – Short-Term and Long-Term (detailed conceptual plans, cross-sections, details)
 - Project Phasing and Costs
 - Funding Sources and Strategy
 - Maintenance and Operation, with tasks, responsibilities, and costs

The final products will be provided as a consolidated pdf report master, as organized ArcGIS shapefiles, and as native Word, Excel, or other digital file formats as applicable.

B. Procedure for Providing Services. The following shall apply to all tasks listed in Section I.A..

1. Deliverables and Invoicing. Contractor shall provide DCD's Director, or designee, each report or other deliverable that is specified in the Project Proposal, as approved by County. All deliverables shall be in the format specified in the attached "Consultants/Contract Data Requirements." Contractor shall submit invoices for services provided under this Contract, as required by the Payment Provisions of this Contract. Each invoice shall itemize, by program area and task, the number of hours of work performed, and all related charges, for that invoice period. Project Proposals that have been approved by the DCD Director, or designee, will be maintained on file in the office of the department of Conservation and Development, 30 Muir Road, Martinez, California.
2. Contractor shall Prepare reports and documents in a manner consistent with the "Consultants/Contract Data Requirements", which are attached and incorporated herein by reference, unless otherwise authorized in writing by the DCD Director or Designee.

II. County's Obligations:

Subject to the payment limit of \$185,915 County will pay Contractor for services rendered under the contract on a time and materials basis pursuant to the Payment Provisions of this Contract.

Initials: _____
Contractor

County Dept.

SPECIAL CONDITIONS

1. **Indemnification.** Paragraph 18 (Indemnification) of the General Conditions is hereby deleted in its entirety and replaced with the following paragraph:

18. Indemnification. Contractor shall defend, indemnify, save, protect and hold harmless County, its governing body, officers, employees, representatives and agents ("Indemnitees") from any and all demands, losses, claims, costs, suits, liabilities and expenses for any damage, injury or death (collectively "Liability") arising directly or indirectly from, or connected with the services provided hereunder, caused, or claimed or alleged to be caused, in whole or in part, by the negligence or willful misconduct of Contractor, its officers, employees, agents, contractors, subcontractors, or any person under its direction or control and will make good to and reimburse Indemnitees for any expenditures, including reasonable attorney's fees, the Indemnitees may make by reason of such matters and, if requested by any of the Indemnitees, will defend them in any such suits at the sole cost and expense of Contractor. Contractor's obligations under this section exist regardless of concurrent negligence or willful misconduct on the part of the County or any other person; provided, however, that Contractor will only be required to indemnify Indemnitees for the proportion of Liability determined to be attributable to the negligence or willful misconduct of the Contractor, its officers, employees, agents, contractors, subcontractors or any person under its direction or control. This indemnification clause will survive the termination or expiration of this Agreement.

Initials:

Contractor

County Dept.

GENERAL CONDITIONS
(Purchase of Services - Long Form)

1. **Compliance with Law.** Contractor is subject to and must comply with all applicable federal, state, and local laws and regulations with respect to its performance under this Contract, including but not limited to, licensing, employment, and purchasing practices; and wages, hours, and conditions of employment, including nondiscrimination.
2. **Inspection.** Contractor's performance, place of business, and records pertaining to this Contract are subject to monitoring, inspection, review and audit by authorized representatives of the County, the State of California, and the United States Government.
3. **Records.** Contractor must keep and make available for inspection and copying by authorized representatives of the County, the State of California, and the United States Government, the Contractor's regular business records and such additional records pertaining to this Contract as may be required by the County.
 - a. **Retention of Records.** Contractor must retain all documents pertaining to this Contract for five years from the date of submission of Contractor's final payment demand or final Cost Report; for any further period that is required by law; and until all federal/state audits are complete and exceptions resolved for this Contract's funding period. Upon request, Contractor must make these records available to authorized representatives of the County, the State of California, and the United States Government.
 - b. **Access to Books and Records of Contractor, Subcontractor.** Pursuant to Section 1861(v)(1) of the Social Security Act, and any regulations promulgated thereunder, Contractor must, upon written request and until the expiration of five years after the furnishing of services pursuant to this Contract, make available to the County, the Secretary of Health and Human Services, or the Comptroller General, or any of their duly authorized representatives, this Contract and books, documents, and records of Contractor necessary to certify the nature and extent of all costs and charges hereunder.

Further, if Contractor carries out any of the duties of this Contract through a subcontract with a value or cost of \$10,000 or more over a twelve-month period, such subcontract must contain a clause to the effect that upon written request and until the expiration of five years after the furnishing of services pursuant to such subcontract, the subcontractor must make available to the County, the Secretary, the Comptroller General, or any of their duly authorized representatives, the subcontract and books, documents, and records of the subcontractor necessary to verify the nature and extent of all costs and charges thereunder.

This provision is in addition to any and all other terms regarding the maintenance or retention of records under this Contract and is binding on the heirs, successors, assigns and representatives of Contractor.

4. **Reporting Requirements.** Pursuant to Government Code Section 7550, Contractor must include in all documents and written reports completed and submitted to County in accordance with this Contract, a separate section listing the numbers and dollar amounts of all contracts and subcontracts relating to the preparation of each such document or written report. This section applies only if the Payment Limit of this Contract exceeds \$5,000.

GENERAL CONDITIONS
(Purchase of Services - Long Form)

5. Termination and Cancellation.

a. **Written Notice.** This Contract may be terminated by either party, in its sole discretion, upon thirty-day advance written notice thereof to the other, and may be cancelled immediately by written mutual consent.

b. **Failure to Perform.** County, upon written notice to Contractor, may immediately terminate this Contract should Contractor fail to perform properly any of its obligations hereunder. In the event of such termination, County may proceed with the work in any reasonable manner it chooses. The cost to County of completing Contractor's performance will be deducted from any sum due Contractor under this Contract, without prejudice to County's rights to recover damages.

c. **Cessation of Funding.** Notwithstanding any contrary language in Paragraphs 5 and 11, in the event that federal, state, or other non-County funding for this Contract ceases, this Contract is terminated without notice.

6. **Entire Agreement.** This Contract contains all the terms and conditions agreed upon by the parties. Except as expressly provided herein, no other understanding, oral or otherwise, regarding the subject matter of this Contract will be deemed to exist or to bind any of the parties hereto.

7. **Further Specifications for Operating Procedures.** Detailed specifications of operating procedures and budgets required by this Contract, including but not limited to, monitoring, evaluating, auditing, billing, or regulatory changes, may be clarified in a written letter signed by Contractor and the department head, or designee, of the county department on whose behalf this Contract is made. No written clarification prepared pursuant to this Section will operate as an amendment to, or be considered to be a part of, this Contract.

8. Modifications and Amendments.

a. **General Amendments.** In the event that the Payment Limit of this Contract is \$100,000 or less, this Contract may be modified or amended only by a written document executed by Contractor and the County's Purchasing Agent or the Contra Costa County Board of Supervisors, subject to any required state or federal approval. In the event that the Payment Limit of this Contract exceeds \$100,000, this Contract may be modified or amended only by a written document executed by Contractor and the Contra Costa County Board of Supervisors or, after Board approval, by its designee, subject to any required state or federal approval.

b. **Minor Amendments.** The Payment Provisions and the Service Plan may be amended by a written administrative amendment executed by Contractor and the County Administrator (or designee), subject to any required state or federal approval, provided that such administrative amendment may not increase the Payment Limit of this Contract or reduce the services Contractor is obligated to provide pursuant to this Contract.

9. **Disputes.** Disagreements between County and Contractor concerning the meaning, requirements, or performance of this Contract shall be subject to final written determination by the head of the county department for which this Contract is made, or his designee, or in accordance with the applicable procedures (if any) required by the state or federal government.

GENERAL CONDITIONS
(Purchase of Services - Long Form)

10. Choice of Law and Personal Jurisdiction.

- a. This Contract is made in Contra Costa County and is governed by, and must be construed in accordance with, the laws of the State of California.
- b. Any action relating to this Contract must be instituted and prosecuted in the courts of Contra Costa County, State of California.

11. Conformance with Federal and State Regulations and Laws. Should federal or state regulations or laws touching upon the subject of this Contract be adopted or revised during the term hereof, this Contract will be deemed amended to assure conformance with such federal or state requirements.

12. No Waiver by County. Subject to Paragraph 9. (Disputes) of these General Conditions, inspections or approvals, or statements by any officer, agent or employee of County indicating Contractor's performance or any part thereof complies with the requirements of this Contract, or acceptance of the whole or any part of said performance, or payments therefor, or any combination of these acts, do not relieve Contractor's obligation to fulfill this Contract as prescribed; nor is the County thereby prevented from bringing any action for damages or enforcement arising from any failure to comply with any of the terms and conditions of this Contract.

13. Subcontract and Assignment. This Contract binds the heirs, successors, assigns and representatives of Contractor. Prior written consent of the County Administrator or his designee, subject to any required state or federal approval, is required before the Contractor may enter into subcontracts for any work contemplated under this Contract, or before the Contractor may assign this Contract or monies due or to become due, by operation of law or otherwise.

14. Independent Contractor Status. The parties intend that Contractor, in performing the services specified herein, is acting as an independent contractor and that Contractor will control the work and the manner in which it is performed. This Contract is not to be construed to create the relationship between the parties of agent, servant, employee, partnership, joint venture, or association. Additionally, Contractor is not entitled to participate in any pension plan, workers' compensation plan, insurance, bonus, or similar benefits County provides to its employees. In the event that County exercises its right to terminate this Contract, Contractor expressly agrees that it will have no recourse or right of appeal under any rules, regulations, ordinances, or laws applicable to employees.

15. Conflicts of Interest. Contractor covenants that it presently has no interest and that it will not acquire any interest, direct or indirect, that represents a financial conflict of interest under state law or that would otherwise conflict in any manner or degree with the performance of its services hereunder. Contractor further covenants that in the performance of this Contract, no person having any such interests will be employed by Contractor. If requested to do so by County, Contractor will complete a "Statement of Economic Interest" form and file it with County and will require any other person doing work under this Contract to complete a "Statement of Economic Interest" form and file it with County. Contractor covenants that Contractor, its employees and officials, are not now employed by County and have not been so employed by County within twelve months immediately preceding this Contract; or, if so employed, did not then and do not now occupy a position that would create a conflict of interest under Government Code section 1090. In addition to any indemnity provided by Contractor in this Contract, Contractor will indemnify,

GENERAL CONDITIONS
(Purchase of Services - Long Form)

defend, and hold the County harmless from any and all claims, investigations, liabilities, or damages resulting from or related to any and all alleged conflicts of interest.

16. **Confidentiality**. Contractor agrees to comply and to require its officers, partners, associates, agents and employees to comply with all applicable state or federal statutes or regulations respecting confidentiality, including but not limited to, the identity of persons served under this Contract, their records, or services provided them, and assures that:

- a. All applications and records concerning any individual made or kept by Contractor or any public officer or agency in connection with the administration of or relating to services provided under this Contract will be confidential, and will not be open to examination for any purpose not directly connected with the administration of such service.
- b. No person will publish or disclose or permit or cause to be published or disclosed, any list of persons receiving services, except as may be required in the administration of such service. Contractor agrees to inform all employees, agents and partners of the above provisions, and that any person knowingly and intentionally disclosing such information other than as authorized by law may be guilty of a misdemeanor.

17. **Nondiscriminatory Services**. Contractor agrees that all goods and services under this Contract will be available to all qualified persons regardless of age, gender, race, religion, color, national origin, ethnic background, disability, or sexual orientation, and that none will be used, in whole or in part, for religious worship.

18. **Indemnification**. Contractor will defend, indemnify, save, and hold harmless County and its officers and employees from any and all claims, demands, losses, costs, expenses, and liabilities for any damages, fines, sickness, death, or injury to person(s) or property, including any and all administrative fines, penalties or costs imposed as a result of an administrative or quasi-judicial proceeding, arising directly or indirectly from or connected with the services provided hereunder that are caused, or claimed or alleged to be caused, in whole or in part, by the negligence or willful misconduct of Contractor, its officers, employees, agents, contractors, subcontractors, or any persons under its direction or control. If requested by County, Contractor will defend any such suits at its sole cost and expense. If County elects to provide its own defense, Contractor will reimburse County for any expenditures, including reasonable attorney's fees and costs. Contractor's obligations under this section exist regardless of concurrent negligence or willful misconduct on the part of the County or any other person; provided, however, that Contractor is not required to indemnify County for the proportion of liability a court determines is attributable to the sole negligence or willful misconduct of the County, its officers and employees. This provision will survive the expiration or termination of this Contract.

19. **Insurance**. During the entire term of this Contract and any extension or modification thereof, Contractor shall keep in effect insurance policies meeting the following insurance requirements unless otherwise expressed in the Special Conditions:

- a. **Commercial General Liability Insurance**. For all contracts where the total payment limit of the contract is \$500,000 or less, Contractor will provide commercial general liability insurance, including coverage for business

GENERAL CONDITIONS
(Purchase of Services - Long Form)

losses and for owned and non-owned automobiles, with a minimum combined single limit coverage of \$500,000 for all damages, including consequential damages, due to bodily injury, sickness or disease, or death to any person or damage to or destruction of property, including the loss of use thereof, arising from each occurrence. Such insurance must be endorsed to include County and its officers and employees as additional insureds as to all services performed by Contractor under this Contract. Said policies must constitute primary insurance as to County, the state and federal governments, and their officers, agents, and employees, so that other insurance policies held by them or their self-insurance program(s) will not be required to contribute to any loss covered under Contractor's insurance policy or policies. For all contracts where the total payment limit is greater than \$500,000, the aforementioned insurance coverage to be provided by Contractor must have a minimum combined single limit coverage of \$1,000,000, and Contractor must provide County with a copy of the endorsement making the County an additional insured on all commercial general liability, worker's compensation, and, if applicable, all professional liability insurance policies as required herein no later than the effective date of this Contract.

b. **Workers' Compensation.** Contractor must provide workers' compensation insurance coverage for its employees.

c. **Certificate of Insurance.** The Contractor must provide County with (a) certificate(s) of insurance evidencing liability and worker's compensation insurance as required herein no later than the effective date of this Contract. If Contractor should renew the insurance policy(ies) or acquire either a new insurance policy(ies) or amend the coverage afforded through an endorsement to the policy at any time during the term of this Contract, then Contractor must provide (a) current certificate(s) of insurance.

d. **Additional Insurance Provisions.** The insurance policies provided by Contractor must include a provision for thirty (30) days written notice to County before cancellation or material change of the above-specified coverage.

20. **Notices.** All notices provided for by this Contract must be in writing and may be delivered by deposit in the United States mail, postage prepaid. Notices to County must be addressed to the head of the county department for which this Contract is made. Notices to Contractor must be addressed to the Contractor's address designated herein. The effective date of notice is the date of deposit in the mails or of other delivery, except that the effective date of notice to County is the date of receipt by the head of the county department for which this Contract is made.

21. **Primacy of General Conditions.** In the event of a conflict between the General Conditions and the Special Conditions, the General Conditions govern unless the Special Conditions or Service Plan expressly provide otherwise.

22. **Nonrenewal.** Contractor understands and agrees that there is no representation, implication, or understanding that the services provided by Contractor under this Contract will be purchased by County under a new contract following expiration or termination of this Contract, and Contractor waives all rights or claims to notice or hearing respecting any failure to continue purchasing all or any such services from Contractor.

23. **Possessory Interest.** If this Contract results in Contractor having possession of, claim or right to the possession of land or improvements, but does not vest ownership of the land or improvements in the same person, or if this

GENERAL CONDITIONS
(Purchase of Services - Long Form)

Contract results in the placement of taxable improvements on tax exempt land (Revenue & Taxation Code Section 107), such interest or improvements may represent a possessory interest subject to property tax, and Contractor may be subject to the payment of property taxes levied on such interest. Contractor agrees that this provision complies with the notice requirements of Revenue & Taxation Code Section 107.6, and waives all rights to further notice or to damages under that or any comparable statute.

24. **No Third-Party Beneficiaries.** Nothing in this Contract may be construed to create, and the parties do not intend to create, any rights in third parties.

25. **Copyrights and Rights in Data.** Contractor will not publish or transfer any materials produced or resulting from activities supported by this Contract without the express written consent of the County Administrator. If any material is subject to copyright, County reserves the right to copyright, and Contractor agrees not to copyright such material. If the material is copyrighted, County reserves a royalty-free, nonexclusive, and irrevocable license to reproduce, publish, and use such materials, in whole or in part, and to authorize others to do so.

26. **Endorsements.** In its capacity as a contractor with Contra Costa County, Contractor will not publicly endorse or oppose the use of any particular brand name or commercial product without the prior written approval of the Board of Supervisors. In its County-contractor capacity, Contractor will not publicly attribute qualities or lack of qualities to a particular brand name or commercial product in the absence of a well-established and widely accepted scientific basis for such claims or without the prior written approval of the Board of Supervisors. In its County-contractor capacity, Contractor will not participate or appear in any commercially produced advertisements designed to promote a particular brand name or commercial product, even if Contractor is not publicly endorsing a product, as long as the Contractor's presence in the advertisement can reasonably be interpreted as an endorsement of the product by or on behalf of Contra Costa County. Notwithstanding the foregoing, Contractor may express its views on products to other contractors, the Board of Supervisors, County officers, or others who may be authorized by the Board of Supervisors or by law to receive such views.

27. **Required Audit.** (A) If Contractor is funded by \$500,000 or more in federal grant funds in any fiscal year from any source, Contractor must provide to County, at Contractor's expense, an audit conforming to the requirements set forth in the most current version of Office of Management and Budget Circular A-133. (B) If Contractor is funded by less than \$500,000 in federal grant funds in any fiscal year from any source, but such grant imposes specific audit requirements, Contractor must provide County with an audit conforming to those requirements. (C) If Contractor is funded by less than \$500,000 in federal grant funds in any fiscal year from any source, Contractor is exempt from federal audit requirements for that year; however, Contractor's records must be available for and an audit may be required by, appropriate officials of the federal awarding agency, the General Accounting Office (GAO), the pass-through entity and/or the County. If any such audit is required, Contractor must provide County with such audit. With respect to the audits specified in (A), (B) and (C) above, Contractor is solely responsible for arranging for the conduct of the audit, and for its cost. County may withhold the estimated cost of the audit or 10 percent of the contract amount, whichever is greater, or the final payment, from Contractor until County receives the audit from Contractor.

GENERAL CONDITIONS
(Purchase of Services - Long Form)

28. **Authorization.** Contractor, or the representative(s) signing this Contract on behalf of Contractor, represents and warrants that it has full power and authority to enter into this Contract and to perform the obligations set forth herein.

29. **No Implied Waiver.** The waiver by County of any breach of any term or provision of this Contract will not be deemed to be a waiver of such term or provision or of any subsequent breach of the same or any other term or provision contained herein.



Contra
Costa
County

To: Board of Supervisors
From: Julia R. Bueren, Public Works
Date: January 22, 2013
Subject: Approve a contract with Denalect Alarm Co.

RECOMMENDATION(S):

APPROVE and AUTHORIZE the Public Works Director, or designee, to execute a contract with Denalect, Inc., in an amount not to exceed \$275,000, for alarm system monitoring services, for the period from July 1, 2012 through June 30, 2015.

FISCAL IMPACT:

The cost of alarm monitoring is included in the 12/13, 13/14, 14/15 Public Works Facilities Maintenance budget (100% General Fund).

BACKGROUND:

Public Works Facilities Management is responsible for electronic system (alarm) monitoring in county buildings. Years ago, the monitoring source was selected as Denalect, Inc.. Over the years we have eliminated all other vendors and consolidated all alarm monitoring with Denalect. Please review the attached sole source letter. We have prepared a three year contract for Denalect.

CONSEQUENCE OF NEGATIVE ACTION:

If this agreement is not approved, alarm monitoring through Denalect will not be performed.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Stan Burton 925-313-7077 By: , Deputy

cc: GSD Fiscal Officer, GSD Accounting, CAO, GSD Purchasing, GSD Purchasing, Auditor Controller, GSD Materials Management

CHILDREN'S IMPACT STATEMENT:

Not Applicable.

1. **Contract Identification.**

Department: Public Works

Subject: Delalect Alarm Monitoring

2. **Parties.** The County of Contra Costa, California (County), for its Department named above, and the following named Contractor mutually agree and promise as follows:

Contractor: **Denalect, Inc.**

Capacity: Corporation

Address: 1309 Pine Street, Walnut Creek CA 94596

3. **Term.** The effective date of this Contract is July 1, 2012. It terminates on June 30, 2015 unless sooner terminated as provided herein.

4. **Payment Limit.** County's total payments to Contractor under this Contract shall not exceed \$ 275,000.00.

5. **County's Obligations.** County shall make to the Contractor those payments described in the Payment Provisions attached hereto which are incorporated herein by reference, subject to all the terms and conditions contained or incorporated herein.

6. **Contractor's Obligations.** Contractor shall provide those services and carry out that work described in the Service Plan attached hereto which is incorporated herein by reference, subject to all the terms and conditions contained or incorporated herein.

7. **General and Special Conditions.** This Contract is subject to the General Conditions and Special Conditions (if any) attached hereto, which are incorporated herein by reference.

8. **Project.** This Contract implements in whole or in part the following described Project, the application and approval documents of which are incorporated herein by reference:

N/A

9. **Legal Authority.** This Contract is entered into under and subject to the following legal authorities:

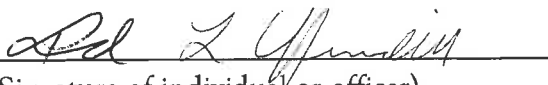
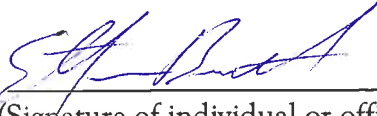
Government Code Section 31000

10. **Signatures.** These signatures attest the parties' agreement hereto:

COUNTY OF CONTRA COSTA, CALIFORNIA

BOARD OF SUPERVISORS	ATTEST: Clerk of the Board of Supervisors
By _____ Chair/Designee	By _____ Deputy

CONTRACTOR

Name of business entity: Denalect, Inc., a California Corporation	Name of business entity: Denalect, Inc., a California Corporation
By <u></u> (Signature of individual or officer)	By <u></u> (Signature of individual or officer)
<u>Rod L. Uffindell, President</u> (Print name and title A, if applicable)	<u>STEFAN Bunot, Secretary</u> (Print name and title B, if applicable)

Note to Contractor: For Corporations (profit or nonprofit), the contract must be signed by two officers. Signature A must be that of the president or vice-president and Signature B must be that of the secretary or assistant secretary (Civil Code Section 1190 and Corporations Code Section 313). All signatures must be acknowledged as set forth on Form L-2.

ACKNOWLEDGMENT

STATE OF CALIFORNIA)

COUNTY OF CONTRA COSTA)

On December 4, 2012, before me, D. Unique Driver, Notary Public
(insert name and title of the officer), personally appeared Pod. L. Vffingell
Stefan Burdt who proved to me on the basis of satisfactory
evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me
that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s)
on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is
true and correct.

WITNESS MY HAND AND OFFICIAL SEAL.

D. Unique Driver
Signature

(Seal)



ACKNOWLEDGMENT (by Corporation, Partnership, or Individual)
(Civil Code §1189)

APPROVALS

RECOMMENDED BY DEPARTMENT

FORM APPROVED
COUNTY COUNSEL

By: [Signature]
Designee

By: [Signature]
Deputy County Counsel
Eric Belston

APPROVED: COUNTY ADMINISTRATOR

By: _____
Designee

1. **Payment Amounts.** Subject to the Payment Limit of this Contract and subject to the following Payment Provisions, County will pay Contractor the following fee as full compensation for all services, work, expenses or costs provided or incurred by Contractor:

[Check one alternative only.]

- ☐ a. \$ monthly, or
- ☐ b. \$ per unit, as defined in the Service Plan, or
- ☐ c. \$ after completion of all obligations and conditions herein.
- ☒ d. Other: As described in Section E (Compensation) of the Service Plan.
2. **Payment Demands.** Contractor shall submit written demands for payment on County Demand Form D-15 in the manner and form prescribed by County. Contractor shall submit said demands for payment no later than 30 days from the end of the month in which the contract services upon which such demand is based were actually rendered. Upon approval of payment demands by the head of the County Department for which this Contract is made, or his designee, County will make payments as specified in Paragraph 1. (Payment Amounts) above.
3. **Penalty for Late Submission.** If County is unable to obtain reimbursement from the State of California as a result of Contractor's failure to submit to County a timely demand for payment as specified in Paragraph 2. (Payment Demands) above, County shall not pay Contractor for such services to the extent County's recovery of funding is prejudiced by the delay even though such services were fully provided.
4. **Right to Withhold.** County has the right to withhold payment to Contractor when, in the opinion of County expressed in writing to Contractor, (a) Contractor's performance, in whole or in part, either has not been carried out or is insufficiently documented, (b) Contractor has neglected, failed or refused to furnish information or to cooperate with any inspection, review or audit of its program, work or records, or (c) Contractor has failed to sufficiently itemize or document its demand(s) for payment.
5. **Audit Exceptions.** Contractor agrees to accept responsibility for receiving, replying to, and/or complying with any audit exceptions by appropriate county, state or federal audit agencies resulting from its performance of this Contract. Within 30 days of demand, Contractor shall pay County the full amount of County's obligation, if any, to the state and/or federal government resulting from any audit exceptions, to the extent such are attributable to Contractor's failure to perform properly any of its obligations under this Contract.

Initials:

Contractor

County Dept.

SERVICE PLAN OUTLINE
(Purchase of Services - Long Form)

Number

SERVICE PLAN

A. GENERAL: Contractor shall provide alarm monitoring services twenty four (24) hours per day, seven (7) days per week at any County facility selected by County under the terms of this Contract. This service will include all labor and supervision necessary to provide alarm monitoring for County. Contractor shall perform the work required by County in a manner that complies with this service plan. No work other than alarm monitoring services shall be performed under this Contract.

B. ACCOUNTS: Each alarm system shall be identified by its own account number. Each account represents a unique system for a building, address, and County department. Each department shall be responsible for contacting Contractor with a list of Responsible Persons (RP) who Contractor will call in case of alarm activation. Each department shall be responsible for keeping its RP list current with Contractor, considering retirements, layoffs, terminations or other reasons for altering its RP list. Each department shall be responsible for keeping its RP list current with valid phone numbers and contact information for each RP.

County may delete individual alarm accounts at any time by giving Contractor written notice, which shall include the account number and address of the account to be deleted.

C. DELINEATION OF RESPONSIBILITIES:

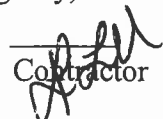
1. Shared Responsibilities: Each of County and Contractor acknowledge and agree that it is required to comply with all laws and regulations regarding monitoring and alarm response enacted or adopted by governmental authorities having jurisdiction over the alarm systems provided under this Contract. Contractor may modify or discontinue any alarm account service due to governmental or insurance requirements by giving County fifteen (15) days written notice.

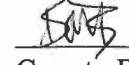
2. Responsibilities of Contractor

a. Alarm Notification. Contractor shall provide the electronics and labor force capable of monitoring alarm signals received from County facilities. County facilities will connect to Contractor's monitoring facility via radio or phone line. Upon receiving an alarm signal, Contractor will telephone the police or fire department or other emergency personnel deemed appropriate, as well as the first available RP for the department, provided, if the alarm signal Contractor receives is coded as a non-emergency signal, Contractor will first attempt to contact the first available RP for the department before contacting emergency personnel. Contractor reserves the right to verify all alarm signals by telephone or otherwise before notifying emergency personnel, and may choose not to notify emergency personnel if it has reason to believe that an emergency condition does not exist.

b. Enhanced Alarm Verification. If any governmental agency, now or in the future requires

Initials:


Contractor


County Dept.

enhanced, or two-call verification (i.e., Contractor is required to make one call to the facility and, if necessary, a second call to an RP at a location other than the facility where the alarm was generated), physical or visual verification of an emergency condition before responding to a request for assistance, County agrees to subscribe to such service if provided by Contractor, or otherwise comply with such requirements.

c. Parts. Contractor will make available for purchase replacement parts for alarm systems located at County facilities. County will pay Contractor for replacement parts according to Section E(2) below.

3. Responsibilities of County

a. Information. County shall make available to Contractor all information in County's possession that will be necessary to complete the work required by this Contract. Under the Contract, however, it will remain Contractor's responsibility to gather and verify all necessary data.

b. Invoicing. County shall pay invoices submitted in conformance with the Contract in the manner specified in the Payment Provisions of this Contract. Invoicing and payment shall be on an annual basis with payment being made in advance. Contractor shall not be allowed to pick up checks. Checks will be sent via US Mail to the address designated by Contractor.

D. POINT OF CONTACT:

The points of contact during this Contract are as follows:

For County: Facilities Manager	Roland Hindsman	925-313-7052
Electronic Lead	Rob Wise	925-313-7052
Materials Supervisor	Stan Burton	925-313-7077
Purchasing Buyer	Von Honey	925-313-7321
Accounting	Ann Kretz	925-313-7024

For Contractor:	Denalect Alarm Co	Rod Uffindell	925-932-2211
-----------------	-------------------	---------------	--------------

E. COMPENSATION:

1. **Alarm Services.** Each address with a unique alarm system will be classified as a monitoring account. Contractor shall be paid a fixed fee of \$30.00 per monitoring account per month (Initial Rate) from the effective date of this Contract until June 30, 2013. The number of sites and cost per site will be reevaluated by County and Contractor on July 1st, 2013 and July 1st, 2014. The maximum allowed cost increase will be three percent (3%) at each date. If Contractor and County agree to an increase in the Initial Rate, this Contract will be amended to effect such increase, and if no increase is agreed to, the Initial Rate will continue to apply. Additional sites may be added to this Contract during the period without formal amendment as long as those additions do not result in the aggregate amount paid under this Contract to exceed the amount as stated in item 4, (Payment Limit).

2. **Alarm Equipment Parts.** If County purchases replacement parts for alarm equipment from Contractor, Contractor will bill County at the prices quoted to County, and County will make payment within 30 days of receipt of an invoice.

Initials:


Contractor


County Dept.


SPECIAL CONDITIONS
(Purchase of Services - Long Form)

1. Section 19(d) (Additional Insurance Provisions) of the General Conditions is hereby deleted in its entirety and replaced with the following:

"(d) Additional Insurance Provisions: Contractor shall promptly furnish to the Contra Costa County Public Works Department (Department) certificates of insurance evidencing the coverage required herein. Additionally, no later than five days after Contractor's receipt of (i) a notice of cancellation or a notice of an intention to cancel any of Contractor's insurance coverage required by this Contract, or (ii) a notice of a material change to Contractor's insurance coverage required by this Contract, Contractor will provide Department a copy of such notice of cancellation, or notice of intention to cancel, or notice of material change. Contractor's failure to provide Department the notice as required by the preceding sentence is a default under this Contract. If Contractor renews any of the insurance policies or acquires any new insurance policies or amends the coverage through an endorsement to any policy at any time during the term of this Contract, then Contractor shall provide current certificates to Department."

Initials: _____


Contractor


County Dept.

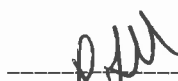
GENERAL CONDITIONS
(Purchase of Services - Long Form)

1. **Compliance with Law.** Contractor is subject to and must comply with all applicable federal, state, and local laws and regulations with respect to its performance under this Contract, including but not limited to, licensing, employment, and purchasing practices; and wages, hours, and conditions of employment, including nondiscrimination.
2. **Inspection.** Contractor's performance, place of business, and records pertaining to this Contract are subject to monitoring, inspection, review and audit by authorized representatives of the County, the State of California, and the United States Government.
3. **Records.** Contractor must keep and make available for inspection and copying by authorized representatives of the County, the State of California, and the United States Government, the Contractor's regular business records and such additional records pertaining to this Contract as may be required by the County.
 - a. **Retention of Records.** Contractor must retain all documents pertaining to this Contract for five years from the date of submission of Contractor's final payment demand or final Cost Report; for any further period that is required by law; and until all federal/state audits are complete and exceptions resolved for this Contract's funding period. Upon request, Contractor must make these records available to authorized representatives of the County, the State of California, and the United States Government.
 - b. **Access to Books and Records of Contractor, Subcontractor.** Pursuant to Section 1861(v)(1) of the Social Security Act, and any regulations promulgated thereunder, Contractor must, upon written request and until the expiration of five years after the furnishing of services pursuant to this Contract, make available to the County, the Secretary of Health and Human Services, or the Comptroller General, or any of their duly authorized representatives, this Contract and books, documents, and records of Contractor necessary to certify the nature and extent of all costs and charges hereunder.

Further, if Contractor carries out any of the duties of this Contract through a subcontract with a value or cost of \$10,000 or more over a twelve-month period, such subcontract must contain a clause to the effect that upon written request and until the expiration of five years after the furnishing of services pursuant to such subcontract, the subcontractor must make available to the County, the Secretary, the Comptroller General, or any of their duly authorized representatives, the subcontract and books, documents, and records of the subcontractor necessary to verify the nature and extent of all costs and charges thereunder.

This provision is in addition to any and all other terms regarding the maintenance or retention of records under this Contract and is binding on the heirs, successors, assigns and representatives of Contractor.

4. **Reporting Requirements.** Pursuant to Government Code Section 7550, Contractor must include in all documents and written reports completed and submitted to County in accordance with this Contract, a separate section listing the numbers and dollar amounts of all contracts and subcontracts relating to the preparation of each such document or written report. This section applies only if the Payment Limit of this Contract exceeds \$5,000.



Contractor



County Dept.

GENERAL CONDITIONS
(Purchase of Services - Long Form)

5. **Termination and Cancellation.**

- a. **Written Notice.** This Contract may be terminated by either party, in its sole discretion, upon thirty-day advance written notice thereof to the other, and may be cancelled immediately by written mutual consent.
- b. **Failure to Perform.** County, upon written notice to Contractor, may immediately terminate this Contract should Contractor fail to perform properly any of its obligations hereunder. In the event of such termination, County may proceed with the work in any reasonable manner it chooses. The cost to County of completing Contractor's performance will be deducted from any sum due Contractor under this Contract, without prejudice to County's rights to recover damages.
- c. **Cessation of Funding.** Notwithstanding any contrary language in Paragraphs 5 and 11, in the event that federal, state, or other non-County funding for this Contract ceases, this Contract is terminated without notice.

6. **Entire Agreement.** This Contract contains all the terms and conditions agreed upon by the parties. Except as expressly provided herein, no other understanding, oral or otherwise, regarding the subject matter of this Contract will be deemed to exist or to bind any of the parties hereto.

7. **Further Specifications for Operating Procedures.** Detailed specifications of operating procedures and budgets required by this Contract, including but not limited to, monitoring, evaluating, auditing, billing, or regulatory changes, may be clarified in a written letter signed by Contractor and the department head, or designee, of the county department on whose behalf this Contract is made. No written clarification prepared pursuant to this Section will operate as an amendment to, or be considered to be a part of, this Contract.

8. **Modifications and Amendments.**

- a. **General Amendments.** In the event that the Payment Limit of this Contract is \$100,000 or less, this Contract may be modified or amended only by a written document executed by Contractor and the County's Purchasing Agent or the Contra Costa County Board of Supervisors, subject to any required state or federal approval. In the event that the Payment Limit of this Contract exceeds \$100,000, this Contract may be modified or amended only by a written document executed by Contractor and the Contra Costa County Board of Supervisors or, after Board approval, by its designee, subject to any required state or federal approval.
- b. **Minor Amendments.** The Payment Provisions and the Service Plan may be amended by a written administrative amendment executed by Contractor and the County Administrator (or designee), subject to any required state or federal approval, provided that such administrative amendment may not increase the Payment Limit of this Contract or reduce the services Contractor is obligated to provide pursuant to this Contract.

9. **Disputes.** Disagreements between County and Contractor concerning the meaning, requirements, or performance of this Contract shall be subject to final written determination by the head of the county department for which this Contract is made, or his designee, or in accordance with the applicable procedures (if any) required by the state or federal government.


Contractor


County Dept.

GENERAL CONDITIONS
(Purchase of Services - Long Form)

10. Choice of Law and Personal Jurisdiction.

- a. This Contract is made in Contra Costa County and is governed by, and must be construed in accordance with, the laws of the State of California.
- b. Any action relating to this Contract must be instituted and prosecuted in the courts of Contra Costa County, State of California.

11. Conformance with Federal and State Regulations and Laws. Should federal or state regulations or laws touching upon the subject of this Contract be adopted or revised during the term hereof, this Contract will be deemed amended to assure conformance with such federal or state requirements.

12. No Waiver by County. Subject to Paragraph 9. (Disputes) of these General Conditions, inspections or approvals, or statements by any officer, agent or employee of County indicating Contractor's performance or any part thereof complies with the requirements of this Contract, or acceptance of the whole or any part of said performance, or payments therefor, or any combination of these acts, do not relieve Contractor's obligation to fulfill this Contract as prescribed; nor is the County thereby prevented from bringing any action for damages or enforcement arising from any failure to comply with any of the terms and conditions of this Contract.

13. Subcontract and Assignment. This Contract binds the heirs, successors, assigns and representatives of Contractor. Prior written consent of the County Administrator or his designee, subject to any required state or federal approval, is required before the Contractor may enter into subcontracts for any work contemplated under this Contract, or before the Contractor may assign this Contract or monies due or to become due, by operation of law or otherwise.

14. Independent Contractor Status. The parties intend that Contractor, in performing the services specified herein, is acting as an independent contractor and that Contractor will control the work and the manner in which it is performed. This Contract is not to be construed to create the relationship between the parties of agent, servant, employee, partnership, joint venture, or association. Additionally, Contractor is not entitled to participate in any pension plan, workers' compensation plan, insurance, bonus, or similar benefits County provides to its employees. In the event that County exercises its right to terminate this Contract, Contractor expressly agrees that it will have no recourse or right of appeal under any rules, regulations, ordinances, or laws applicable to employees.

15. Conflicts of Interest. Contractor covenants that it presently has no interest and that it will not acquire any interest, direct or indirect, that represents a financial conflict of interest under state law or that would otherwise conflict in any manner or degree with the performance of its services hereunder. Contractor further covenants that in the performance of this Contract, no person having any such interests will be employed by Contractor. If requested to do so by County, Contractor will complete a "Statement of Economic Interest" form and file it with County and will require any other person doing work under this Contract to complete a "Statement of Economic Interest" form and file it with County. Contractor covenants that Contractor, its employees and officials, are not now employed by County and have not been so employed by County within twelve months immediately preceding this Contract; or, if so employed, did not then and do not now occupy a position that would create a conflict of interest under Government Code section 1090. In addition to any indemnity provided by Contractor in this Contract, Contractor will indemnify,

GENERAL CONDITIONS
(Purchase of Services - Long Form)

defend, and hold the County harmless from any and all claims, investigations, liabilities, or damages resulting from or related to any and all alleged conflicts of interest.

16. **Confidentiality.** Contractor agrees to comply and to require its officers, partners, associates, agents and employees to comply with all applicable state or federal statutes or regulations respecting confidentiality, including but not limited to, the identity of persons served under this Contract, their records, or services provided them, and assures that:

- a. All applications and records concerning any individual made or kept by Contractor or any public officer or agency in connection with the administration of or relating to services provided under this Contract will be confidential, and will not be open to examination for any purpose not directly connected with the administration of such service.
- b. No person will publish or disclose or permit or cause to be published or disclosed, any list of persons receiving services, except as may be required in the administration of such service. Contractor agrees to inform all employees, agents and partners of the above provisions, and that any person knowingly and intentionally disclosing such information other than as authorized by law may be guilty of a misdemeanor.

17. **Nondiscriminatory Services.** Contractor agrees that all goods and services under this Contract will be available to all qualified persons regardless of age, gender, race, religion, color, national origin, ethnic background, disability, or sexual orientation, and that none will be used, in whole or in part, for religious worship.

18. **Indemnification.** Contractor will defend, indemnify, save, and hold harmless County and its officers and employees from any and all claims, demands, losses, costs, expenses, and liabilities for any damages, fines, sickness, death, or injury to person(s) or property, including any and all administrative fines, penalties or costs imposed as a result of an administrative or quasi-judicial proceeding, arising directly or indirectly from or connected with the services provided hereunder that are caused, or claimed or alleged to be caused, in whole or in part, by the negligence or willful misconduct of Contractor, its officers, employees, agents, contractors, subcontractors, or any persons under its direction or control. If requested by County, Contractor will defend any such suits at its sole cost and expense. If County elects to provide its own defense, Contractor will reimburse County for any expenditures, including reasonable attorney's fees and costs. Contractor's obligations under this section exist regardless of concurrent negligence or willful misconduct on the part of the County or any other person; provided, however, that Contractor is not required to indemnify County for the proportion of liability a court determines is attributable to the sole negligence or willful misconduct of the County, its officers and employees. This provision will survive the expiration or termination of this Contract.

19. **Insurance.** During the entire term of this Contract and any extension or modification thereof, Contractor shall keep in effect insurance policies meeting the following insurance requirements unless otherwise expressed in the Special Conditions:

- a. **Commercial General Liability Insurance.** For all contracts where the total payment limit of the contract is \$500,000 or less, Contractor will provide commercial general liability insurance, including coverage for business

Contractor

County Dept.

GENERAL CONDITIONS
(Purchase of Services - Long Form)

losses and for owned and non-owned automobiles, with a minimum combined single limit coverage of \$500,000 for all damages, including consequential damages, due to bodily injury, sickness or disease, or death to any person or damage to or destruction of property, including the loss of use thereof, arising from each occurrence. Such insurance must be endorsed to include County and its officers and employees as additional insureds as to all services performed by Contractor under this Contract. Said policies must constitute primary insurance as to County, the state and federal governments, and their officers, agents, and employees, so that other insurance policies held by them or their self-insurance program(s) will not be required to contribute to any loss covered under Contractor's insurance policy or policies. For all contracts where the total payment limit is greater than \$500,000, the aforementioned insurance coverage to be provided by Contractor must have a minimum combined single limit coverage of \$1,000,000, and Contractor must provide County with a copy of the endorsement making the County an additional insured on all commercial general liability, worker's compensation, and, if applicable, all professional liability insurance policies as required herein no later than the effective date of this Contract.

b. **Workers' Compensation.** Contractor must provide workers' compensation insurance coverage for its employees.

c. **Certificate of Insurance.** The Contractor must provide County with (a) certificate(s) of insurance evidencing liability and worker's compensation insurance as required herein no later than the effective date of this Contract. If Contractor should renew the insurance policy(ies) or acquire either a new insurance policy(ies) or amend the coverage afforded through an endorsement to the policy at any time during the term of this Contract, then Contractor must provide (a) current certificate(s) of insurance.

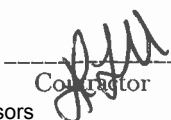
d. **Additional Insurance Provisions.** The insurance policies provided by Contractor must include a provision for thirty (30) days written notice to County before cancellation or material change of the above-specified coverage.

20. **Notices.** All notices provided for by this Contract must be in writing and may be delivered by deposit in the United States mail, postage prepaid. Notices to County must be addressed to the head of the county department for which this Contract is made. Notices to Contractor must be addressed to the Contractor's address designated herein. The effective date of notice is the date of deposit in the mails or of other delivery, except that the effective date of notice to County is the date of receipt by the head of the county department for which this Contract is made.

21. **Primacy of General Conditions.** In the event of a conflict between the General Conditions and the Special Conditions, the General Conditions govern unless the Special Conditions or Service Plan expressly provide otherwise.

22. **Nonrenewal.** Contractor understands and agrees that there is no representation, implication, or understanding that the services provided by Contractor under this Contract will be purchased by County under a new contract following expiration or termination of this Contract, and Contractor waives all rights or claims to notice or hearing respecting any failure to continue purchasing all or any such services from Contractor.

23. **Possessory Interest.** If this Contract results in Contractor having possession of, claim or right to the possession of land or improvements, but does not vest ownership of the land or improvements in the same person, or if this


Contractor


County Dept.

GENERAL CONDITIONS
(Purchase of Services - Long Form)

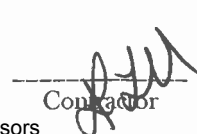
Contract results in the placement of taxable improvements on tax exempt land (Revenue & Taxation Code Section 107), such interest or improvements may represent a possessory interest subject to property tax, and Contractor may be subject to the payment of property taxes levied on such interest. Contractor agrees that this provision complies with the notice requirements of Revenue & Taxation Code Section 107.6, and waives all rights to further notice or to damages under that or any comparable statute.

24. **No Third-Party Beneficiaries.** Nothing in this Contract may be construed to create, and the parties do not intend to create, any rights in third parties.

25. **Copyrights and Rights in Data.** Contractor will not publish or transfer any materials produced or resulting from activities supported by this Contract without the express written consent of the County Administrator. If any material is subject to copyright, County reserves the right to copyright, and Contractor agrees not to copyright such material. If the material is copyrighted, County reserves a royalty-free, nonexclusive, and irrevocable license to reproduce, publish, and use such materials, in whole or in part, and to authorize others to do so.

26. **Endorsements.** In its capacity as a contractor with Contra Costa County, Contractor will not publicly endorse or oppose the use of any particular brand name or commercial product without the prior written approval of the Board of Supervisors. In its County-contractor capacity, Contractor will not publicly attribute qualities or lack of qualities to a particular brand name or commercial product in the absence of a well-established and widely accepted scientific basis for such claims or without the prior written approval of the Board of Supervisors. In its County-contractor capacity, Contractor will not participate or appear in any commercially produced advertisements designed to promote a particular brand name or commercial product, even if Contractor is not publicly endorsing a product, as long as the Contractor's presence in the advertisement can reasonably be interpreted as an endorsement of the product by or on behalf of Contra Costa County. Notwithstanding the foregoing, Contractor may express its views on products to other contractors, the Board of Supervisors, County officers, or others who may be authorized by the Board of Supervisors or by law to receive such views.

27. **Required Audit.** (A) If Contractor is funded by \$500,000 or more in federal grant funds in any fiscal year from any source, Contractor must provide to County, at Contractor's expense, an audit conforming to the requirements set forth in the most current version of Office of Management and Budget Circular A-133. (B) If Contractor is funded by less than \$500,000 in federal grant funds in any fiscal year from any source, but such grant imposes specific audit requirements, Contractor must provide County with an audit conforming to those requirements. (C) If Contractor is funded by less than \$500,000 in federal grant funds in any fiscal year from any source, Contractor is exempt from federal audit requirements for that year; however, Contractor's records must be available for and an audit may be required by, appropriate officials of the federal awarding agency, the General Accounting Office (GAO), the pass-through entity and/or the County. If any such audit is required, Contractor must provide County with such audit. With respect to the audits specified in (A), (B) and (C) above, Contractor is solely responsible for arranging for the conduct of the audit, and for its cost. County may withhold the estimated cost of the audit or 10 percent of the contract amount, whichever is greater, or the final payment, from Contractor until County receives the audit from Contractor.


Contractor


County Dept.

GENERAL CONDITIONS
(Purchase of Services - Long Form)

28. **Authorization.** Contractor, or the representative(s) signing this Contract on behalf of Contractor, represents and warrants that it has full power and authority to enter into this Contract and to perform the obligations set forth herein.

29. **No Implied Waiver.** The waiver by County of any breach of any term or provision of this Contract will not be deemed to be a waiver of such term or provision or of any subsequent breach of the same or any other term or provision contained herein.



DATE: **July 17, 2012**

TO: **Purchasing Department**

FROM: **Roland Hindsman, Facilities Maintenance Manager**
Rob Wise, Lead Electronic System Specialist

SUBJECT: **DENALECT ALARM MONITORING CONTRACT**

Our monitoring contract is up for renewal again and it has been suggested we go out for competitive bid. The following alarm history will explain why this would not be an economical practice.

Over 20 years ago, when our group took over the maintenance of the County's security systems, no standard for the security equipment or monitoring company was in place. This lack of continuity caused many problems.

We have previously and currently sole sourced this issue, as seen by previous justification letter attached to original P.O. #06954, #24643, #33851 and #37468.

Maintenance:

Having a variety of systems made it very difficult to stock the needed parts for repairs or modifications.

Not having the part in stock to perform the needed repairs meant a system could be down for an extended period of time, thus leaving the building, property, and employees vulnerable.

This variety of systems meant having a variety of monitoring companies. These companies used different communication formats, requiring the technicians to possess the installation, programming, and format information to all the systems.

The decision was made to standardize on a security system that would reduce our inventory and cut down repair times while being user friendly.

We selected a versatile and economical system that would conform to a variety of monitoring companies' formats. This did however narrow the field of compatible monitoring companies.

Users:

With so many different security systems installed and so many different monitoring companies, an employee moving from one building to another would be confused on the system's operation and which company to call if they caused a false alarm.

This contributed to the fines and "no response" status imposed on the County by various police agencies. Policy departments have strict false alarm policies. After a number of false alarms they may fine the department or put them on a "no response" status. Standardizing on one system helped the employees become comfortable with all the systems installed in the numerous buildings they worked in. With the reduction of false alarms and several dealings with the police departments, the fines subsided and all the systems returned to "full response" status.

The only problem then was which monitoring company to call if an employee caused a false alarm.

Consolidating Monitoring:

The advantages of contracting with one monitoring company became apparent. Denalect Alarm already monitored most of the existing security systems, due to a long-standing relationship between them and the Sheriff's Department. Denalect maintained alarm communication equipment for the Sheriff at 651 Pine Street, Martinez. Denalect became the logical choice.

Radio Transmission:

The security systems used phone lines for communicating to the monitoring company. Failures of the phone line due to the phone company, or the common practice of burglars cutting the line, render the security system useless. The solution for this was to have radio transmitters installed on all the security systems. All signals including phone line failure would be sent by radio transmission.

The only company, at the time, to have radio coverage throughout the County was Denalect; therefore, Denalect was once again the logical choice for our monitoring company.

Radio transmitters became a standard component of our security systems.

The radios we adopted used a frequency licensed to Denalect. We have been buying radios from Denalect for a number of years now, totaling approximately 235.

Changing Monitoring Companies:

Changing monitoring companies at this time would be cost prohibitive for the following reasons:

All the radio transmitters would have to be replaced to communicate with another company's monitoring station. This is assuming that another company now has full coverage of the County. The new radio will most likely not work with our current control equipment, which means replacing them also.

Installing new radios and control equipment would be expensive, not to mention the labor costs to replace and reprogram the systems.

Estimated Cost:

Radio transmitter: 235 sites @ \$300.00 each = \$70,500

Control equipment: 235 sites @ \$250.00 each = \$58,750 (if needed)

Labor: 235 sites @ \$200.00 each = \$47,000

Currently, our monthly monitoring charge per site is \$30.00. This cost is more than reasonable for a system with radio and phone communications.

Upon meeting with Bay Alarm Company for a competitive bid, they informed me that due to the proprietary radio frequency and the cost to change over, they would not be able to compete for the contract unless we would "lock" in for 5 years.

With Denalect, we are not currently "locked" in a contract per account, and we may add or cancel accounts at any time.

With this in mind, I would recommend renewing the Denalect monitoring contract for a minimum of two years.

Please call me at 925-313-7052 with any questions.



Contra
Costa
County

To: Board of Supervisors
From: William Walker, M.D.
Date: January 22, 2013

Subject: Amendment #27-697-2 with Prism Services Group, LLC.

RECOMMENDATION(S):

Approve and authorize the Health Services Director, or his designee, to execute, on behalf of the County, Contract Amendment Agreement #27-697-2 with Prism Services Group, LLC, a limited liability company, effective October 31, 2012, to amend Contract #27-697-1, to increase the payment limit by \$80,000, from \$80,000 to a new payment limit of \$160,000 and extend the term from October 31, 2012 through October 31, 2014.

FISCAL IMPACT:

This amendment is funded 100% by Contra Costa Health Plan (Health Plan) member premiums in Enterprise Fund III.

BACKGROUND:

In December 2010 the County Administrator approved and Purchasing Services Manager executed Contract #27-697-1 with Prism Services Group, LLC, to provide consultation and technical assistance with regard to software maintenance of an automated system for the Health Plan's Provider Network for the period from November 1, 2010 through October 31, 2012.

Approval of Contract Amendment Agreement #27-697-2 will allow the Contractor to provide additional services through October 31, 2014.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Patricia Tanquary,
313-6004

By: , Deputy

cc: D Gary , Detra Morgan

CONSEQUENCE OF NEGATIVE ACTION:

If this amendment is not approved, State requirements on developing an on-line provider network will not be accessed by County staff and Contra Costa Health Plan members.

CHILDREN'S IMPACT STATEMENT:

Not applicable.



Contra
Costa
County

To: Board of Supervisors
From: Kathy Gallagher, Employment & Human Services
Date: January 22, 2013

Subject: 2012 Head Start Delegate Agency Contract Amendment & 6 month extension

RECOMMENDATION(S):

APPROVE and AUTHORIZE the Employment & Human Services Department Director, or designee to execute a contract amendment with First Baptist Church of Pittsburg, California to increase the payment limit by \$1,013,060 to a new limit not to exceed \$3,039,181 for Head Start Delegate Agency childcare services and to extend the term to January 1, 2012 through June 30, 2013.

FISCAL IMPACT:

100% Federal funds / CFDA #93.600

Program is federally funded by U.S. Department of Health and Human Services, Administration for Children and Families. Contractor is responsible for the local, non-cash, in-kind match of \$607,836.20. No pension costs.

33-499-40

BACKGROUND:

On June 5, 2012, the Board approved and authorized the submission of the 2013 Head Start Re-competition grant application to the U.S. Department of Health and Human Services, Administration

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: C. Youngblood, 313-1712

By: , Deputy

cc: Cassandra Youngblood, Kristin Cooke

BACKGROUND: (CONT'D)

for Children and Families (ACF) to continue the provision of Head Start services in Contra Costa County. The grant included the plan submitted by the County's Head Start Delegate Agency, First Baptist Church of Pittsburg, California. ACF informed the County on July 20, 2012, that it will issue a 6-month contract extension of the 2012 operating grant, pending notification of 2013 grant award. The application for extension of the budget period was approved by the Board on September 11, 2012. Approval of this contract with First Baptist Church of Pittsburg, California will allow for continued Head Start Delegate Agency services in the 2013 program year. This board order seeks approval to extend the 2012 Delegate Agency contract for 6 months, in alignment with the 6-month Head Start Grantee extension provided by ACF and approved by the Board on September 11, 2012.

CONSEQUENCE OF NEGATIVE ACTION:

If not approved, contract will not be executed.

CHILDREN'S IMPACT STATEMENT:

The Employment & Human Services Department Community Services Bureau supports three of Contra Costa County's community outcomes - Outcome 1: "Children Ready for and Succeeding in School," Outcome 3: "Families that are Economically Self-sufficient," and, Outcome 4: "Families that are Safe, Stable, and Nurturing." These outcomes are achieved by offering comprehensive services, including high quality early childhood education, nutrition, and health services to low-income children throughout Contra Costa County.



Contra
Costa
County

To: Board of Supervisors

From: Kathy Gallagher, Employment & Human Services

Date: January 22, 2013

Subject: Contract with The Tides Center for Management of the Family Justice Center

RECOMMENDATION(S):

APPROVE and AUTHORIZE the Employment and Human Services Director, or designee, to execute a contract with The Tides Center in an amount not to exceed \$269,850 to provide management and oversight of the Family Justice Center for the Encourage Arrest and Enforcement of Protection Orders Project for the period January 1, 2013 through December 31, 2014.

FISCAL IMPACT:

\$269,850: Federal Department of Justice Funding (CFDA #16.590)

BACKGROUND:

The Zero Tolerance for Domestic Violence Initiative (ZTDVI) applied for and received funds from the Department of Justice, Office on Violence against Women, Community-Defined Solutions to Violence Against Women Project ("Project"). The ZTDVI is engaging the Contractor to assist in carrying out activities consistent with the funding application.

The primary purpose of the Zero Tolerance for Domestic Violence Encourage Arrest and Enforcement of Protection Orders

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

Contact: Earl Maciel 3-1648

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

By: , Deputy

cc:

BACKGROUND: (CONT'D)

Project is to develop and strengthen effective responses to violence against women.

The goals and objectives of the Project are: 1) Strengthened support and advocacy for domestic violence (DV) victims. 2) Enhanced law enforcement response to DV. 3) Standardized risk assessment protocol.

Contra Costa County has established a successful Family Justice Center (FJC) which is partially funded by Community Defined Solutions (CDS). The governance structure for the FJC is a neutral fiscal sponsor. Fiscal sponsorship will provide the greatest long term sustainability and sound structure for a multiple agency endeavor such as the Family Justice Center. The Tides Center (www.tides.org) has been selected as the neutral third party fiscal sponsor.

Contra Costa County is contracting with Tides, as County's fiscal sponsor for the FJC portion of the CDS grant. Contra Costa County will remain the steward of these funds, overseeing and reimbursing Tides for expenses they incur consistent with this budget.

The FJC is a multi-service center co-locating multiple agencies serving victims of domestic violence, sexual assault, child and elder abuse and, human trafficking.

CONSEQUENCE OF NEGATIVE ACTION:

Employment and Human Services will be unable to contract for these important services.

CHILDREN'S IMPACT STATEMENT:

None



Contra
Costa
County

To: Board of Supervisors
From: William Walker, M.D., Health Services
Date: January 22, 2013

Subject: Novation Contract #74-190-13 with Mental Health Management I, Inc. (dba Canyon Manor)

RECOMMENDATION(S):

Approve and authorize the Health Services Director, or his designee, to execute, on behalf of the County, Novation Contract #74-190-13 with Mental Health Management I, Inc. (dba Canyon Manor), a non-profit corporation, in an amount not to exceed \$205,641, to provide mental health subacute care and treatment services, for the period from July 1, 2012 through June 30, 2013. This Contract includes a six-month automatic extension through December 31, 2013, in an amount not to exceed \$102,821.

FISCAL IMPACT:

This Contract is funded 100% by Mental Health Realignment. (Rate increase)

BACKGROUND:

This Contract meets the social needs of County's population in that it provides long-term care for adults with serious mental illness who require skilled nursing inpatient psychiatric care.

In December 2011, the County Administrator approved and the Purchasing Services Manager executed Novation Contract #74-190-11 (as amended by Contract Amendment Agreement #74-190-12) with Mental Health Management I, Inc. (dba Canyon Manor), for the period from July 1, 2011 through

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Cynthia Belon 957-5201

By: , Deputy

cc: D Morgan, D Gary

BACKGROUND: (CONT'D)

June 30, 2012, which included a six-month automatic extension through December 31, 2012, for the provision of mental health subacute care and treatment services.

Approval of Novation Contract #74-190-13 replaces the automatic extension under the prior Contract and allows the Contractor to continue providing services through June 30, 2013.

CONSEQUENCE OF NEGATIVE ACTION:

If this contract is not approved, there will not be any mental health subacute care and treatment services provided by this contractor.

CHILDREN'S IMPACT STATEMENT:

Not Applicable



Contra
Costa
County

To: Board of Supervisors

From: William Walker, M.D.

Date: January 22, 2013

Subject: Contract #24-794-9 (4) with BHC Sierra Vista Hospital, Inc.

RECOMMENDATION(S):

Approve and authorize the Health Services Director, or his designee, to execute, on behalf of the County, Contract #24-794-9 (4) with BHC Sierra Vista Hospital, Inc., for its Sierra Vista Hospital, a corporation, in an amount not to exceed \$250,000, to provide inpatient psychiatric hospital services for the period from July 1, 2012 through June 30, 2013.

FISCAL IMPACT:

This Contract is funded 100% by Mental Health Realignment. (No rate increase)

BACKGROUND:

Assembly Bill (AB) 757, (Chapter 633, Statutes of 1994), authorized the transfer of state funding for Fee-For-Service/Medi-Cal (FFS/MC) acute psychiatric inpatient hospital services from the Department of Health Services to the Department of Mental Health (DMH). On January 1, 1995, the DMH transferred these funds and the responsibility for authorization and funding of Medi-Cal acute psychiatric inpatient hospital services to counties that chose to participate in this program.

On June 7, 2011, the Board of Supervisors approved Contract #24-794-9(3) with John Muir Behavioral

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Cynthia Belon 957-5201

By: , Deputy

cc: D Morgan, D Gary

BACKGROUND: (CONT'D)

Health Center, for the period from July 1, 2011 through June 30, 2012 for the provision of inpatient psychiatric hospital services to County-referred children and adolescents. Due to extension negotiations between the County and Contractor services were provided by Contractor in good faith.

Approval of Contract #24-794-9(4) will allow the Contractor to continue to provide services through June 30, 2013, including mutual indemnification to hold harmless both parties for any claims arising out of the performance of this contract as part of their standard for approval of the Contract with the County.

CONSEQUENCE OF NEGATIVE ACTION:

If this contract is not approved, County's mental health clients will not receive the inpatient psychiatric services that they need from Contractor's facility.

CHILDREN'S IMPACT STATEMENT:

This program supports the following Board of Supervisors' community outcome: "Communities that are Safe and Provide a High Quality of Life for Children and Families". Expected program outcomes include a decrease in the need for inpatient care and placement at a lower level of care.



Contra
Costa
County

To: Board of Supervisors

From: William Walker, M.D.

Date: January 22, 2013

Subject: Contract #74-458 with John Moranville, M.D.

RECOMMENDATION(S):

Approve and authorize the Health Services Director, or his designee, to execute, on behalf of the County, Contract #74-458 with John Moranville, M.D., a self-employed individual, in an amount not to exceed \$274,400, to provide psychiatric services for mentally ill adults in Central County, for the period from January 1, 2013 through December 31, 2013.

FISCAL IMPACT:

This Contract is funded 100% by Mental Health Realignment.

BACKGROUND:

For a number of years the County has contracted with Medical, Dental and Mental Health Specialists to provide specialized professional services, which are not otherwise available.

Under Contract #74-458, Contractor will provide professional psychiatric services for adults in Central Contra Costa County, through December 31, 2013.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Cynthia Belon 957-5201

By: , Deputy

cc: A.Floyd, D. Gary

CONSEQUENCE OF NEGATIVE ACTION:

If this contract is not approved, mentally ill adult clients will experience reduced levels of psychiatric services in Central County.

CHILDREN'S IMPACT STATEMENT:

NOT APPLICABLE



Contra
Costa
County

To: Board of Supervisors
From: William Walker, M.D., Health Services
Date: January 22, 2013
Subject: Contract #26-741 with Martha D. Newman

RECOMMENDATION(S):

Approve and authorize the Health Services Director, or his designee, to execute, on behalf of the County, Contract #26-741 with Martha D. Newman, a self-employed individual, in an amount not to exceed \$110,000, to provide consultation and technical assistance to the Division with regard to the Delivery System Reform Incentive Plan (DSRIP) for the period from December 15, 2012 through November 30, 2013.

FISCAL IMPACT:

This Contract is funded 100% by Enterprise Fund I.

BACKGROUND:

Contra Costa Regional Medical Center and Health Centers have begun participation in a plan to expand access to care and enhance quality through a robust effort called the Delivery System Reform Incentive Payments (DSRIP) program. The program was created by the Section 1115 Medicaid waiver, sometimes called the "Bridge to Health Care Reform," a joint federal/state agreement with California's public hospital systems that waives certain Medicaid requirements in order to test improvements in health care.

Under Contract #26-741, Contractor will provide consultation

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

Contact: Anna Roth, 370-5101

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

By: , Deputy

cc: A Down, D Gary

BACKGROUND: (CONT'D)

and technical assistance to the Division with regard to the development of quality metrics, leadership strategies and educational goals as they relate to DSRIP through November 30, 2013.

CONSEQUENCE OF NEGATIVE ACTION:

If this contract is not approved, the Division will not have access to Contractor's expertise regarding the DSRIP program and organizational planning.

CHILDREN'S IMPACT STATEMENT:

Not Applicable



Contra
Costa
County

To: Board of Supervisors
From: William Walker, M.D., Health Services
Date: January 22, 2013
Subject: Approval of Purchase Order with Curascript, Inc.

RECOMMENDATION(S):

Approve and authorize the Purchasing Agent, on behalf of Health Services Department, to execute a change order to Purchase Order #38558 with Curascript, to increase total amount from \$120,000 to \$250,000, for Nexplanon 68mg at Contra Costa Regional Medical Center and Contra Costa Health Centers, for the period October 1, 2012 to May 31, 2013.

FISCAL IMPACT:

100% Enterprise Fund I.

BACKGROUND:

Curascript, Inc. is a pharmaceutical company that provides Contra Costa Regional Medical Center and Contra Costa Health Centers with Nexplanon 68mg used in the Obstetrics/Gynecology Unit. The request for additional funds is to cover expected purchases through May 31, 2013.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Anna Roth, 370-5101

By: , Deputy

cc: T Scott, D Gary, M Cabida

CONSEQUENCE OF NEGATIVE ACTION:

If this Purchase Order is not approved, then without these medications we will not be able to take care of our patient population at Contra Costa Regional Medical Center and Contra Costa Health Centers.

CHILDREN'S IMPACT STATEMENT:

Not Applicable.



Contra
Costa
County

To: Board of Supervisors
From: William Walker, M.D., Health Services
Date: January 22, 2013

Subject: Novation Contract #74-181-15 with Bay Area Community Resources, Inc.

RECOMMENDATION(S):

Approve and authorize the Health Services Director, or his designee, to execute, on behalf of the County, Novation Contract #74-181-15 with Bay Area Community Resources, Inc., a non-profit corporation, in an amount not to exceed \$365,813, to provide drug abuse prevention and treatment services, for the period from July 1, 2012 through June 30, 2013. This Contract includes a six-month automatic extension through December 31, 2013, in an amount not to exceed \$182,907.

FISCAL IMPACT:

This Contract is funded 88% by Federal Primary Prevention Set-Aside, and 12% by Bay Area Service Network. (No Rate Increase)

BACKGROUND:

This Contract meets the social needs of County's population by providing specialized substance abuse prevention programs so that youth are provided an opportunity to prevent or recover from the effects of alcohol or other drug use, become self sufficient, and return to their families as productive individuals.

On August 16, 2011, the Board of Supervisors approved Novation Contract #74-181-13 (as amended by Contract Amendment Agreement #74-181-14)

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Cynthia Belon, 957-5201

By: , Deputy

cc: A Down, D Gary

BACKGROUND: (CONT'D)

with Bay Area Community Resources, Inc. for the period from July 1, 2011 through June 30, 2012, which included a six-month automatic extension through December 31, 2012, for the provision of drug abuse prevention and treatment services.

Approval of Contract #74-181-15 will allow the Contractor to continue providing services through June 30, 2013.

CONSEQUENCE OF NEGATIVE ACTION:

If this Contract is not approved, youth and families will not receive the alcohol and drug prevention and treatment services they need maintain sobriety and reduce risk factors.

CHILDREN'S IMPACT STATEMENT:

This Alcohol and Other Drugs program supports the following Board of Supervisors' community outcomes: "Families that are Safe, Stable, and Nurturing" and "Communities that are Safe and Provide a High Quality of Life for Children and Families" community outcomes by providing substance abuse education and prevention services. Expected outcomes include increased knowledge about the impact of addiction; decreased use of alcohol, tobacco and other drugs; increased use of community-based resources; and increased school and community support for youth and parents in recovery.



Contra
Costa
County

To: Board of Supervisors
From: William Walker, M.D.
Date: January 22, 2013

Subject: Novation Contract #74-174-16 with Bi-Bett

RECOMMENDATION(S):

Approve and authorize the Health Services Director, or his designee, to execute, on behalf of the County, Novation Contract #74 174 16 with Bi-Bett, a non-profit corporation, in an amount not to exceed \$2,600,826, to provide substance abuse prevention, treatment, and testing services, for the period from July 1, 2012 through June 30, 2013. This Contract includes a six-month automatic extension, in an amount not to exceed \$1,300,413, through December 31, 2012.

FISCAL IMPACT:

This Contract is funded 69% by a Substance Abuse Treatment and Prevention Block Grant; 11% by California Work Opportunities and Responsibility to Kids, 11% by Assembly Bill 109 and 9% Behavioral Health Court Second Chance Act. (Rate Increases)

BACKGROUND:

This Contract meets the social needs of County's population by providing specialized substance abuse treatment services so that men and women, including women with children, are provided an opportunity to achieve and maintain sobriety and to experience the associated benefits of self-sufficiency, family reunification, cessation of criminal activity and productive engagement in the

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Cynthia Belon, 957-5201

By: , Deputy

cc: A Down, D Gary

BACKGROUND: (CONT'D)

community.

On September 27, 2011, the Board of Supervisors approved Contract #74-174-14 (as amended by Amendment Agreement #74-174-15) with Bi-Bett for the period from July 1, 2011 through June 30, 2012, which included a six-month automatic extension through December 31, 2012, for the provision of substance abuse treatment services for County residents.

Approval of Contract #74 174 16 replaces the automatic extension under the prior contract and allows the Contractor to continue providing services through June 30, 2013.

CONSEQUENCE OF NEGATIVE ACTION:

If this contract is not approved, persons referred through the Drug Court, pregnant women, and other County clients will not receive drug abuse prevention, treatment, and testing services from this contractor.

CHILDREN'S IMPACT STATEMENT:

This Alcohol and Drug Abuse prevention program supports the Board of Supervisors' "Families that are Safe, Stable, and Nurturing" and "Communities that are Safe and Provide a High Quality of Life for Children and Families" community outcomes by providing individual, group, and family counseling; substance abuse education; rehabilitation support services; and substance abuse prevention services. Expected outcomes include increased knowledge about the impact of addiction; decreased use of alcohol, tobacco and other drugs; increased use of community-based resources; and increased school and community support for youth and parents in recovery.



Contra
Costa
County

To: Board of Supervisors

From: William Walker, M.D., Health Services

Date: January 22, 2013

Subject: Novation Contract #24-429-54 with Ujima Family Recovery Services

RECOMMENDATION(S):

Approve and authorize the Health Services Director, or his designee, to execute, on behalf of the County, Novation Contract #24-429-54 with Ujima Family Recovery Services, a non-profit corporation, in an amount not to exceed \$1,663,516, to provide perinatal substance abuse treatment services, for the period from July 1, 2012 through June 30, 2013. This Contract includes a six-month automatic extension through December 31, 2013, in an amount not to exceed \$831,758.

FISCAL IMPACT:

This Contract is funded 88% by Federal Perinatal Set-Aside, and 12% by Drug Medi-Cal. (Rate Increases)

BACKGROUND:

This Contract meets the social needs of County's population by providing family-centered alcohol and drug treatment services to pregnant and parenting women, in order to prevent perinatal substance abuse and improve birth outcomes.

On August 16, 2011, the Board of Supervisors approved Contract #24-429-52 (as amended by Contract Amendment Agreement #24-429-53) with Ujima Family Recovery Services for the period from July 1, 2011 through June 30,

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Cynthia Belon, 957-5201

By: , Deputy

cc: A Down, D Gary

BACKGROUND: (CONT'D)

2012, which included a six-month automatic extension through December 31, 2012, for the provision of perinatal intensive day treatment, residential recovery program, and transitional housing for women.

Approval of Contract #24-429-54 will replace the automatic extension under the prior contract and allow the Contractor to continue providing services through June 30, 2013.

CONSEQUENCE OF NEGATIVE ACTION:

If this Contract is not approved, pregnant and parenting women will not receive the alcohol and drug treatment services they need which may result in perinatal substance abuse and additional risk to their babies.

CHILDREN'S IMPACT STATEMENT:

This Alcohol and Drug Abuse program supports the Board of Supervisors' "Families that are Safe, Stable, and Nurturing" community outcome by providing parenting education, stability, and safety for mothers (and their children) and pregnant women who are alcohol and drug dependent, while they are in substance abuse treatment. Expected outcomes include delivery of drug-free babies, decreased use of alcohol, tobacco and other drugs, reduction in the number of relapses, and creation of a sober social network.



Contra
Costa
County

To: Board of Supervisors
From: William Walker, M.D.
Date: January 22, 2013

Subject: Novation Contract #24-533-28 with
Bi-Bett

RECOMMENDATION(S):

Approve and authorize the Health Services Director, or his designee, to execute, on behalf of the County, Novation Contract #24-533-28 with Bi-Bett, a non-profit corporation, in an amount not to exceed \$156,240, to provide alcohol program services for the CONREP program for the period from July 1, 2012 through June 30, 2013. This Contract includes a six-month automatic extension through December 31, 2013, in an amount not to exceed \$78,120.

FISCAL IMPACT:

This Contract is funded 100% by State CONREP Funding. (No rate increase)

BACKGROUND:

This Contract meets the social needs of County's population in that it provides services to patients returning to the community from the State Hospital system, pursuant to Section 1604 of the Penal Code, including specialized room, board, care and supervision for certain program clients who might otherwise require some other form of public assistance.

In July 2011, the County Administrator approved and Purchasing Manager executed, Contract #24-533-26 (as amended by Contract Amendment #24-533-27) with Bi-Bett, for the period from July 1, 2011 through June 30, 2012, which

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: CYNTHIA BELON,
957-5201

By: , Deputy

cc: D Morgan, D Gary

BACKGROUND: (CONT'D)

included a six-month automatic extension through December 31, 2012 for the provision of alcohol program services for the Conditional Release Program.

Approval of Novation Contract #24-533-28 replaces the automatic extension under the prior Contract and allows the Contractor to continue providing services through June 30, 2013.

CONSEQUENCE OF NEGATIVE ACTION:

If this contract is not approved, County will not be able to meet demands for alcohol treatment services associated with the CONREP program.

CHILDREN'S IMPACT STATEMENT:

NOT APPLICABLE



Contra
Costa
County

To: Board of Supervisors
From: William Walker, M.D., Health Services
Date: January 22, 2013

Subject: Novation Contract #74-054-16 with Community Health for Asian Americans

RECOMMENDATION(S):

Approve and authorize the Health Services Director, or his designee, to execute, on behalf of the County, Novation Contract #74-054-16 with Community Health for Asian Americans, a non-profit corporation, in an amount not to exceed \$212,800, to provide youth, family, and community drug abuse prevention services, for the period from July 1, 2012 through June 30, 2013. This Contract includes a six-month automatic extension through December 31, 2013, in an amount not to exceed \$106,400.

FISCAL IMPACT:

This Contract is funded 100% by Substance Abuse Primary Treatment Block Grant Youth Set-Aside. (Rate increase)

BACKGROUND:

This Contract meets the social needs of County's population by providing specialized substance abuse prevention programs so that addicted youth are provided an opportunity to prevent or recover from the effects of alcohol or other drug use, become self sufficient, and return to their families as productive individuals.

On August 16, 2011, the Board of Supervisors approved Contract #74 054 15 Community Health for Asian Americans for the period from July 1, 2011 through June

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Cynthia Belon 957-5201

By: , Deputy

cc: D Morgan, D Gary

BACKGROUND: (CONT'D)

30, 2012, which included a six-month automatic extension through December 31, 2012, for the provision of youth, family, and community drug abuse prevention services in West Contra Costa County.

Approval of Novation Contract #74-054-16 replaces the automatic extension under the prior Contract and allows the Contractor to continue providing services through June 30, 2013.

CONSEQUENCE OF NEGATIVE ACTION:

If this contract is not approved, County's addicted youth will not receive the specialized treatment services that they need and may be at risk for incarceration.

CHILDREN'S IMPACT STATEMENT:

This program supports the following Board of Supervisors' community outcomes: "Children Ready For and Succeeding in School"; "Families that are Safe, Stable, and Nurturing"; and "Communities that are Safe and Provide a High Quality of Life for Children and Families". Expected program outcomes include an increase in positive social and emotional development as measured by the Child and Adolescent Functional Assessment Scale (CAFAS).



Contra
Costa
County

To: Board of Supervisors
From: William Walker, M.D., Health Services
Date: January 22, 2013

Subject: Contract #25-012-26 with The Center for Common Concerns, Inc. (dba HomeBase)

RECOMMENDATION(S):

Approve and authorize the Health Services Director, or his designee, to execute, on behalf of the County, Contract #25-012-26 with The Center for Common Concerns, Inc. (dba HomeBase), a non-profit corporation, in an amount not to exceed \$189,050, to provide consultation and technical assistance to the Department with regard to the Homeless Program's Continuum of Care planning and resource development, for the period from October 1, 2012 through September 30, 2013.

FISCAL IMPACT:

This Contract is funded 47% by Federal Medi-Cal Administrative Activities (MAA) and 53% by budgeted County General funds. (No rate increase)

BACKGROUND:

On October 11, 2011, the Board of Supervisors approved Contract #25-012-22 (as amended by subsequent Amendments #25-012-23 through #25-012-25) with The Center for Common Concerns, Inc. (dba HomeBase), for the period from October 1, 2011 through September 30, 2012, for the provision of consultation and technical assistance to the Department with regard to the Homeless Continuum of Care planning and resource development, including grant-writing services for County's McKinney-Vento

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Wendel Brunner, MD
313-6712

By: , Deputy

cc: D Morgan, D Gary

BACKGROUND: (CONT'D)

application.

Approval of Contract #25-012-26 will allow the Contractor to continue providing services through September 30, 2013.

CONSEQUENCE OF NEGATIVE ACTION:

If this contract is not approved, County will no longer have the expertise needed to meet all federal guidelines to secure maximum McKinney-Vento funding required to implement the 10-year plan to eliminate homelessness in Contra Costa County.

CHILDREN'S IMPACT STATEMENT:

Not Applicable.



Contra
Costa
County

To: Board of Supervisors
From: David Twa, County Administrator
Date: January 22, 2013

Subject: 2012 Annual Report for the Finance Committee

RECOMMENDATION(S):

RECEIVE 2012 Annual Report submitted by the Finance Committee.

FISCAL IMPACT:

No fiscal impact. This is an informational report only.

BACKGROUND:

On June 18, 2002, the Board of Supervisors adopted Resolution No. 2002/377, which requires that each regular and ongoing board, commission, or committee shall annually report to the Board of Supervisors on its activities, accomplishments, membership attendance, required training/certification (if any), and proposed work plan or objectives for the following year. The attached report fulfills this requirement for the Finance Committee.

All Finance Committee reports from 2009 onward and attachments can be found on the County website at <http://ca-contracostacounty.civicplus.com/index.aspx?NID=2286>.

In 2012, the Finance Committee received reports and/or made recommendations to the Board of Supervisors concerning issues related to:

- Community Development

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Lisa Driscoll, County Finance Director
925-228-4188

By: , Deputy

cc: Lisa Driscoll, County Finance Director

BACKGROUND: (CONT'D)

Block Grant (CDBG) Funds for economic development and infrastructure/public facilities;

- Establishing and Funding a Capital Renewal Fund for Facility Maintenance and Replacement;
- Real Estate Asset Management Program (RAMP) Annual Report and Policy;
- Regular capital facility updates and specific building projects including the Sheriff-Coroner Administration Central County Office;
- Single Audit; and
- Suspension of the County's CDBG Small Business/Microenterprise Loan Program and Repurposing of the Revolving Loan Fund balance to the amount available for FY 2013/14 CDBG Infrastructure/Public Facilities projects.

At year end, the Finance Committee had pending referrals on:

- Review of the threshold for the purchase of goods by the Health Services Department;
- Continuing to develop strategic priorities to guide the budget development process including defining core services;
- Reviewing first annual Cell Phone Usage Report;
- Continuing to evaluate funding priorities for FLIP;
- Continuing to implement and evaluate the Real Estate Asset Management Plan (RAMP); and
- Continuing to discuss the West Contra Costa Family Justice Center.

CONSEQUENCE OF NEGATIVE ACTION:

The committee will not be in compliance with Resolution No. 2002/377.

CHILDREN'S IMPACT STATEMENT:

None.



Contra
Costa
County

To: Board of Supervisors
From: Kathy Gallagher, Employment & Human Services
Date: January 22, 2013
Subject: Approval of Head Start Policy Council Bylaws

RECOMMENDATION(S):

ACCEPT Head Start Policy Council Bylaws for the Community Services Bureau as received by the Employment & Human Services Department.

FISCAL IMPACT:

None

BACKGROUND:

This board order accepts the Head Start Policy Council Bylaws for the Community Services Bureau of the Employment & Human Services Department. Head Start Performance Standards 1304.50(d)(1)(ii) require Board approval of the Bylaws. The Bylaws were approved by the Policy Council on September 29, 2012.

CONSEQUENCE OF NEGATIVE ACTION:

If not approved, Department will not be in compliance with Head Start regulations.

CHILDREN'S IMPACT STATEMENT:

The Employment & Human Services Department Community Services Bureau supports three of Contra Costa County's community outcomes - Outcome 1: "Children Ready for and Succeeding

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: C. Youngblood, 313-1712

By: , Deputy

cc: Cassandra Youngblood, Kristin Cooke

CHILDREN'S IMPACT STATEMENT: (CONT'D)

in School,” Outcome 3: “Families that are Economically Self-sufficient,” and, Outcome 4: “Families that are Safe, Stable, and Nurturing.” These outcomes are achieved by offering comprehensive services, including high quality early childhood education, nutrition, and health services to low-income children throughout Contra Costa County.

CONTRA COSTA COUNTY
COMMUNITY SERVICES BUREAU
HEAD START POLICY COUNCIL BY-LAWS

A. Statement of Purpose

The purpose of this council is to serve as part of a shared decision making process. This Community Services Bureau Policy Council (PC) is to serve as the link among public and private organizations, the Grantee and Delegate Agencies, the communities served, and the parents of children enrolled. CSB merged many of the federally funded Head Start and the State funded Child Development programs into a unified program to better serve more full day, full year families. Consequently, this council will make decisions affecting the Child Development program. The Policy Council will assist in the planning and coordination of the Head Start, Early Head Start, and Child Development programs in the County of Contra Costa in the State of California.

B. Procedure

The Policy Council and parent committees must use a simplified form of Robert's Rules of Order.

C. Duties and Responsibilities

The CSB Policy Council is responsible for the following major functions:

1. General Responsibility - responsible for establishing a method of hearing and resolving community concerns about the program.
2. Must approve or disapprove actions before they are finalized or actions can be taken about program changes. The PC must also have been consulted in the decision-making process prior to the point of seeking approval.

1304.50(d)(1)(i) All funding applications and amendments to funding applications for Early Head Start and Head Start, including administrative services, prior to the submission of such applications to the grantee (in the case of Policy Committees) or to HHS (in the case of Policy Councils);

1304.50(d)(1)(ii) Procedures describing how the governing body and the appropriate policy group will implement shared decision-making;

1304.50(d)(1)(iv) The program's philosophy and long and short range program goals and objectives (see 45CFR 1304.51(a) and 45CFR 1305.3 for additional requirements regarding program planning);

Approved by the Policy Council: 9/26/01, 8/15/02, 8/12/03, 9/25/04, 8/17/05, 8/16/06,
8/15/07, 8/20/08, 08/19/09, 8/18/10, 08/17/11, 9/29/12)

- 1304.50(d)(1)(v) The selection of delegate agencies and their service areas (this regulation is binding on Policy Councils exclusively)(see 45 CFR 1301.33 and 45 CFR 1305.3(a) for additional requirements about delegate agency and service area selection, respectively);
- 1304.50(d)(1)(vi) The composition of the Policy Council or the Policy Committee and the procedures by which policy group members are chosen;
- 1304.50(d)(1)(vii) Criteria for defining recruitment, selection, and enrollment priorities, in accordance with the requirements of 45 CFR part 1305;
- 1304.50(d)(1)(viii) The annual self-assessment of the grantee or delegate agency's progress in carrying out the programmatic and fiscal intent of its grant application, including planning or other actions that may result from the review of the annual audit and findings from the Federal monitoring review (see 45 CFR 1304.51(l) for additional requirements about the annual self-assessment);
- 1304.50(d)(1)(ix) Program Personnel policies and subsequent changes to those policies, in accordance with 45 CFR 1301.31, including standards of conduct for program staff consultants, and volunteers;
- 1304.50(d)(1)(x)(xi) Decisions to hire or terminate the Early Head Start or Head Start director of the grantee or delegate agency; and decisions to hire or terminate any person who works primarily for the Early Head Start or Head Start program of the grantee or delegate agency.

3. In addition, the CSB PC shall:

- 1304.50(d)(2)(i) Serve as a link to the Parent Committees, grantee and delegate agency governing bodies, public and private organizations, and the communities they serve;
- 1304.50(d)(2)(ii) Assist Parent Committees in communicating with parents enrolled in all program options to ensure that they understand their rights, responsibilities, and opportunities in Early Head Start and Head Start to encourage their participation in the program;
- 1304.50(d)(2)(iii) Assist Parent Committees in planning, coordinating, and organizing program activities for parents with the assistance of staff, and ensuring that funds set aside from program budgets are used to support parent activities;

Approved by the Policy Council: 9/26/01, 8/15/02, 8/12/03, 9/25/04, 8/17/05, 8/16/06, 8/15/07, 8/20/08, 08/19/09, 8/18/10, 08/17/11, 9/29/12)

- 1304.50(d)(2)(iv) Assist in recruiting volunteer services from parents, community residents, and community organizations, and assist in the mobilization of community resources to meet identified needs; and
- 1304.50(d)(2)(v) Establish and maintain procedures for working with the grantee or delegate agency to resolve community complaints about the program.

The Policy Council will comply with the existing Appendix A requirements and the new 2007 Head Start legislation as guidance is provided. Any changes that will affect bylaws will be brought to Policy Council for explanation and consideration of approval.

D. General Membership

- 1304.50(b)(2) Policy Councils and Policy Committees must be comprised of two types of representatives: parents of currently enrolled children and community representatives. At least 51 percent of the members of these policy groups must be the parents of currently enrolled Head Start/Early Head Start children (see 45 CFR 1306.3(h) for a definition of a Head Start parent).
- 1304.50(a)(3) All Policy Councils, Policy Committees, and Parent Committees must be established as early in the program year as possible. Grantee Policy Councils and delegate Policy Committees may not be dissolved until successor Councils or Committees are elected and seated.
- 1304.50(a)(4) When a grantee has delegated the entire Head Start program to one delegate agency, it is not necessary to have a Policy Committee in addition to a grantee agency Policy Council.
- 1304.50(b)(3) Community representatives must be drawn from the local community: businesses; public or private community, civic, and professional organizations; and others who are familiar with resources and services for low-income children and families, including, for example, the parents of formerly enrolled children.
- 1304.50(a)(5) The governing body, (Board of Supervisors) (the group with legal and fiscal responsibility for administering the Early Head Start or Head Start program) and the Policy Council or Policy Committee must not have identical memberships and functions.
- 1304.50(b)(5) Policy Councils and Policy Committees must limit the number of one-year terms any individual may serve on either body to a combined total of three terms.

Approved by the Policy Council: 9/26/01, 8/15/02, 8/12/03, 9/25/04, 8/17/05, 8/16/06, 8/15/07, 8/20/08, 08/19/09, 8/18/10, 08/17/11, 9/29/12)

- 1304.50(b)(1)(6) No grantee or delegate agency staff (or members of their immediate families) may serve on Policy Councils or Policy Committees except parents who occasionally substitute for regular Early Head Start or Head Start staff. In the case of Tribal grantees, this exclusion applies only to Tribal staff who work in areas directly related to or which directly impact upon any Early Head Start or Head Start administrative, fiscal or programmatic issues.
- 1304.50(b)(1)(7) Parents of children currently enrolled in all program options must be proportionately represented on established policy groups.

E. Reimbursement

- 1304.50(f) Policy Council, Policy Committee, and Parent Committee reimbursement. Grantee and delegate agencies must enable low-income members to participate fully in their group responsibilities by providing, if necessary, reimbursements for reasonable expenses incurred by the members (i.e. childcare and transportation).

F. Calculation of Reimbursements

Reimbursements are given for approved Policy Council activities only (i.e. monthly PC meetings or committee meetings). Exceptions must be preapproved before reimbursements are issued. Mileage is calculated using distance from home to meeting location. Childcare hours include reasonable travel time to and from meetings and are based on reasonable arrival time to the approved activity.

Parents requesting reimbursement should complete and submit Form CSB 325 to the Clerk of the Policy Council who will verify the request and determine the amount of reimbursement. After approval is received from the CSM for Policy Council, a check will be issued, no later than 30 days after the request.

G. Voting

Only the official PC representative or, if absent, their alternate will be permitted to vote on any PC action. The Chairperson votes only in the case of a tie.

H. Members

1. Composition:

Policy Council composition is reviewed annually to ensure that it meets the General Membership guidelines of HSPS 1304.50(b)(2). Consideration is given to the number of Head Start and Early Head Start currently enrolled children, along with program options (Full Day, Part Day, and Home Base). The following steps explain the determination of PC composition:

Determine total number of Head Start and Early Head Start slots.

Approved by the Policy Council: 9/26/01, 8/15/02, 8/12/03, 9/25/04, 8/17/05, 8/16/06, 8/15/07, 8/20/08, 08/19/09, 8/18/10, 08/17/11, 9/29/12)

Based on current slot map, determine the total HS/EHS slots for each site by program options (HS/Full Day, HS/Part Day, EHS/FD, and Home Base (EHS/HS collectively). Calculate the percentage of each program option (multiply the number of program option slots for each site by the total number of slots). This will give you the percentage of membership that each option should represent.

The percentage of membership for currently enrolled families is multiplied by the total number of currently enrolled representatives (based on 1 PC representative for every 60 HS/EHS slot per site calculation). Using the formula $1/60$, the number of currently enrolled representatives is set at 39. The following table reflects the breakdown of currently enrolled families by program option:

Head Start Part Day 29%	11 Representatives
Head Start Full Day 50%	19 Representatives
Early Head Start 17 %	8 Representatives
Home Based Option 4%	1 Representative

2. Procedures for Electing Community Representatives to the Policy Council:

Community representatives are drawn from the local community. They are made up of past parents and representatives from local community agencies. All Community Representatives must be elected by the policy council. Membership for Individual Community Representatives is also limited to 3 one-year terms (1304.50(b)(5)).

Past Parent Community Representatives

The past parent representatives must submit a letter to the Policy Council requesting consideration to be a community representative. Letters are read during a business meeting, and the Policy Council must vote to approve the parent's request. If the Policy Council receives more requests than vacancies, all letters are read for consideration, and the Policy Council votes, and the majority decision rules.

Community Agency Representatives

The Policy Council determines which community agencies they would like to invite to participate on the Council. Agencies are drawn from the local community and are familiar with resources and services for low-income children and families. CSB Staff to Policy Council assists by contacting agencies to seek interest in joining and request the name of an agency representative to be elected onto the policy council as early in the program year as possible. Agency Representatives are presented and considered for approval by the policy council.

3. Terms of Membership

The term is for one year, September-September. Members must be elected each year for a maximum of three years. Members are expected to serve the entire term, even if their center closes for the summer. The three-year term limit applies to all primary and alternate representatives listed on the PC Roster as a center representative at any time during the term.

All PC representatives are required to complete the Form-700 and Video Viewing Certification within sixty (60) days of their appointment to the Council.

Approved by the Policy Council: 9/26/01, 8/15/02, 8/12/03, 9/25/04, 8/17/05, 8/16/06, 8/15/07, 8/20/08, 08/19/09, 8/18/10, 08/17/11, 9/29/12)

No Community Services Bureau staff (or members of their immediate family) may serve on the Policy Council, except parents who occasionally (no more than 10 hours a month) substitute for regular Early Head Start or Head Start staff. Immediate family is defined as; any parent, child, sibling, grandparent, significant other, co-parent or spouse of Community Services Bureau staff.

Terms of Resignation

If a Member resigns their position in the Policy Council or is no longer eligible to serve due to enrollment status, the member must submit resignation in writing and submit the notice to Early Head Start or Head Start staff. A new member must then be elected to ensure proper representation of the program. If the resignee is an Executive Officer or a Chair of a standing committee, the vacancy shall be filled by appointment of the Chairperson for the unexpired term for the specific vacancy and approved by the Policy Council.

Termination of Membership

A member may be terminated by a 2/3 vote at any regular meeting for reasons of misconduct or excessive absenteeism. If the termination is in regards to excessive absenteeism, this vote will take place only after a notice has been sent to the member's center (see By-Law K,6) and the center has provided a response as to the course of action they would like to take regarding this matter. The termination must be properly agendized in compliance with the Brown Act and the Contra Costa County Better Government Ordinance and any other applicable local, state or federal regulations. The member will be notified in writing of their termination from the PC. If the termination of membership is due to a change in enrollment status or withdrawal from program, please refer to guidance under *Terms of Resignation*.

Who are the Officers?

Executive Committee: The officers are elected annually at the PC meeting in September. Their role is to participate in the planning of the general meetings; review previous month's minutes, set the agenda, and help in the overall planning along with staff. The Executive also conducts business in emergency matters or if a majority of the members cannot meet. A quorum of 51% of current Executive Committee members, excluding vacancies, will be required to make a program decision on behalf of the general membership. In this case, all Executive Committee decisions must be ratified by the full body of the CSB PC at the next regularly scheduled meeting.

Executive officers shall attend all PC and Executive Committee meetings. No more than three absences from the PC and Executive Committee meetings for the entire term will be allowed. Exceptions to this rule will be handled on a case-by-case basis by the Chairperson.

Officers will be the official representatives to conferences. Alternates will be appointed as needed.

Approved by the Policy Council: 9/26/01, 8/15/02, 8/12/03, 9/25/04, 8/17/05, 8/16/06, 8/15/07, 8/20/08, 08/19/09, 8/18/10, 08/17/11, 9/29/12)

Each officer must be an active member, Chair or Vice-Chair of at least one committee.

Chairperson: The Chairperson shall be the directing officer of the Council and shall preside at all Policy Council meetings. He/she has the authority to call special meetings, maintain order, appoint chairperson of ad-hoc committees and recognize members, staff and visitors who wish to speak and make official written communications. In the Chairperson's absence, the Vice-chairperson may represent the Executive Committee. The Chairperson is a voting member of all committees.

The Vice-Chairperson: The Vice-chairperson shall perform duties as the Chairperson of the PC may designate. In the absence of the Chairperson, the Vice-chairperson shall perform all of the duties of the Chairperson.

Secretary: The Secretary shall be responsible for PC sign-ins at the monthly PC meetings and monitor attendance via the sign-in sheets. The Secretary shall declare whether a quorum exists by analyzing the sign-in sheets at the beginning of each meeting. The Secretary shall monitor attendance and inform the Chairperson when intervention is necessary. He/she shall read any correspondence at PC meetings. He/she shall check for any corrections or clarification on previous month's minutes, and seek approval of minutes. The Secretary shall also prepare minutes of the meeting and ensure that the meeting is recorded. Staff assistance shall be provided as needed.

Parliamentarian: The Parliamentarian shall assist the Chairperson in maintaining order in the meetings and for ensuring that Robert's Rules of Order are followed. He/she shall state and review the Ground Rules at PC meetings. He/she shall know and enforce the Brown Act and the Contra Costa County Better Government Ordinance. He/she shall act as timekeeper of the agenda items and notify the Chair when time is an issue. He/she shall assist with getting the 1st and 2nd motion-maker signatures and return to Secretary. He/she is also the Chair of the Bylaws subcommittee. Staff assistance shall be provided as needed.

The Executive Committee is responsible for calling all PC Representatives the night prior to the full-body meeting as a reminder and to ensure quorum is met. The committee can also assign themselves other tasks or duties that support the overall planning or coordination as seen fit and that is approved by staff. Vacancies in office of executive board members or Chair of Standing Committees shall be filled by appointment of the Chairperson for the unexpired term for the specific vacancy and approved by the PC. All resignations shall be submitted to the Chair in writing.

I. PTA Liaison

The PC will elect or appoint a PTA Liaison who will attend the 32nd district PTA meetings and report back to the full Policy Council.

J. EOC Liaison

Approved by the Policy Council: 9/26/01, 8/15/02, 8/12/03, 9/25/04, 8/17/05, 8/16/06, 8/15/07, 8/20/08, 08/19/09, 8/18/10, 08/17/11, 9/29/12)

The PC will elect or appoint an EOC Liaison from among the current or approved past parents. This liaison will attend the CSB Economic Opportunity Council meetings and report back to the full Policy Council.

K. Officer Elections

The following procedures shall govern PC officer elections:

1. The general membership shall elect a Chairperson, Vice-Chairperson, Secretary and Parliamentarian from among current Head Start parents and/or approved past parents on the Policy Council.
2. Nominations for the officers shall be made by the general membership.
3. No more than two of the officers elected can be past parents of the program.
4. Elections must be by secret ballot. Only PC representatives shall have voting privileges.
5. Office vacancies may be filled by the PC at any regular meeting.
6. Terms of office: All officers will serve for a term of one year, from September-September.

L. Meetings

The following procedures shall govern PC meetings:

1. The PC shall hold at least 9 meetings a year. Meetings are scheduled to encourage parent participation.
2. The Chairperson may call special meetings of the Policy Council. In the case of a special meeting, twenty-four hour written notice shall be given to all Policy Council members, unless notice has been appropriately waived.
3. All meetings of the PC and its committees shall be held in accordance with the Brown Act and the Contra Costa County Better Government Ordinance.
4. The By-laws may be suspended by a two-thirds vote of those present at the regularly scheduled meeting.
5. PC representatives shall attend all Council meetings. In the absence of a representative, an alternate shall attend the meeting, thereby ensuring that each center is represented at all times. Alternates can be any parent from the center or program option of the elected representative.
6. If a representative has had two consecutive unexcused absences (unexcused defined as a representative who is not in attendance, and did not notify Early Head Start or Head Start staff, or any other Policy Council member or Executive Officer), the center will be notified and can choose to terminate the representative and elect a new representative. If the representative resigns, the

Approved by the Policy Council: 9/26/01, 8/15/02, 8/12/03, 9/25/04, 8/17/05, 8/16/06, 8/15/07, 8/20/08, 08/19/09, 8/18/10, 08/17/11, 9/29/12)

center shall elect another representative (must be included in the center parent meeting minutes); thus ensuring that the center is represented at all times (see bylaw G, *Terms of Resignation*). The center must notify the Secretary of the Council of any changes in representation and, in cases of excessive absenteeism, provide a response about the course of action they would like to take (see By Law G, *Termination of Membership*).

7. The elected representative shall secure an alternate in case she/he cannot attend the meeting. The representative shall give twenty-four hour notice to an alternate and the site, unless unforeseen circumstances prevent it. The Site Supervisors shall ensure that each center is represented.
8. A quorum must be established to conduct a meeting and vote on action items. A quorum is defined as 25% of the full membership. At least 51% of council representatives present must be currently enrolled parents.

M. Standing and Ad-Hoc Committee Make-up

The standing committees are: Executive Committee, Fiscal Committee, Self-Assessment Committee, Personnel/Interview Panel Committee, and Ongoing Monitoring/Program Services Committee. Ad-Hoc Committees are: By-Laws Committee and Policies and Procedures Committee. Each committee should maintain at least four members. All committees must keep minutes, which are to be shared with the Council. The committee member shall give an oral report at the next regular PC meeting. The Chairperson must be informed of all meetings and activities. Staff assistance shall be provided as needed.

N. Conference/ Association Representation

Representatives attending conferences and out-of-area meetings are expected to attend all possible workshop sessions and general sessions offered. Conference Summary Sheets must be completed for sessions attended. Upon return conference attendees will be asked to present a conference summary at the Executive Committee meeting and to the full Council of what was learned from the conference/meeting. They will be given a per diem allotment for meals and ground transportation, and reimbursed for childcare expenses. **Liquidation of Cash Advances** requires that all receipts must be submitted to the appropriate PC staff person no more than 7 days after return from travel.

- a. If receipts are not received within the 7 day timeframe, a verbal reminder will be given via the CSM responsible for Policy Council.
- b. If receipts are still not received after 14 days, a certified letter will be sent to the representative and a copy will be maintained in the CSB PC travel files.
- c. Failure to return receipts within the allotted time will prevent the opportunity to attend future conferences and can prevent reimbursement for other PC activities until the account is settled.

O. Standards of Conduct:

Approved by the Policy Council: 9/26/01, 8/15/02, 8/12/03, 9/25/04, 8/17/05, 8/16/06, 8/15/07, 8/20/08, 08/19/09, 8/18/10, 08/17/11, 9/29/12)

Each year, newly elected Policy Council representatives are required to sign the County Code of Conduct, mandated for all County advisory and governing bodies as well as CSB's Standards of Conduct for business travel. Each member is required to abide by the codes.

PC representatives, in their role as volunteers with the program, will abide by the Contra Costa County Community Services Bureau Reporting Policies and Procedures to Child Protective Services and State Community Licensing.

If a PC member violates the Standards of Conduct, the following may take place:

Member may be temporarily dismissed from their duties while the misconduct is under investigation.

Investigations of concerns can include interviews or reviews of written reports regarding the member.

CSB staff and Policy Council Executive Committee will review the nature of the misconduct and make recommendations to resume membership or consider approval to terminate membership. Discussions of misconduct will be held in closed session.

O. Amendments

All actions shall be made by a majority of representatives present. Proposed amendments of these by-laws may be initiated by action of the PC. Proposed amendments shall be presented to members, at least one business meeting before the Council meeting at which they are to be acted upon. Staff shall be responsible for seeing that the proposed amendments are posted at each center for at least ten days.

Approved by the Policy Council: 9/26/01, 8/15/02, 8/12/03, 9/25/04, 8/17/05, 8/16/06, 8/15/07, 8/20/08, 08/19/09, 8/18/10, 08/17/11, 9/29/12)

CONTRA COSTA COUNTY
COMMUNITY SERVICES BUREAU
HEAD START POLICY COUNCIL BY-LAWS

A. Statement of Purpose

The purpose of this council is to serve as part of a shared decision making process. This Community Services Bureau Policy Council (PC) is to serve as the link among public and private organizations, the Grantee and Delegate Agencies, the communities served, and the parents of children enrolled. CSB merged many of the federally funded Head Start and the State funded Child Development programs into a unified program to better serve more full day, full year families. Consequently, this council will make decisions affecting the Child Development program. The Policy Council will assist in the planning and coordination of the Head Start, Early Head Start, and Child Development programs in the County of Contra Costa in the State of California.

B. Procedure

The Policy Council and parent committees must use a simplified form of Robert's Rules of Order.

C. Duties and Responsibilities

The CSB Policy Council is responsible for the following major functions:

1. General Responsibility - responsible for establishing a method of hearing and resolving community concerns about the program.
2. Must approve or disapprove actions before they are finalized or actions can be taken about program changes. The PC must also have been consulted in the decision-making process prior to the point of seeking approval.

- | | |
|-------------------|--|
| 1304.50(d)(1)(i) | All funding applications and amendments to funding applications for Early Head Start and Head Start, including administrative services, prior to the submission of such applications to the grantee (in the case of Policy Committees) or to HHS (in the case of Policy Councils); |
| 1304.50(d)(1)(ii) | Procedures describing how the governing body and the appropriate policy group will implement shared decision-making; |
| 1304.50(d)(1)(iv) | The program's philosophy and long and short range program goals and objectives (see 45CFR 1304.51(a) and 45CFR 1305.3 for additional requirements regarding program planning); |

Approved by the Policy Council: 9/26/01, 8/15/02, 8/12/03, 9/25/04, 8/17/05, 8/16/06, 8/15/07, 8/20/08, 08/19/09, 8/18/10, 08/17/11)

- 1304.50(d)(1)(v) The selection of delegate agencies and their service areas (this regulation is binding on Policy Councils exclusively)(see 45 CFR 1301.33 and 45 CFR 1305.3(a) for additional requirements about delegate agency and service area selection, respectively);
- 1304.50(d)(1)(vi) The composition of the Policy Council or the Policy Committee and the procedures by which policy group members are chosen;
- 1304.50(d)(1)(vii) Criteria for defining recruitment, selection, and enrollment priorities, in accordance with the requirements of 45 CFR part 1305;
- 1304.50(d)(1)(viii) The annual self-assessment of the grantee or delegate agency's progress in carrying out the programmatic and fiscal intent of its grant application, including planning or other actions that may result from the review of the annual audit and findings from the Federal monitoring review (see 45 CFR 1304.51(l) for additional requirements about the annual self-assessment);
- 1304.50(d)(1)(ix) Program Personnel policies and subsequent changes to those policies, in accordance with 45 CFR 1301.31, including standards of conduct for program staff consultants, and volunteers;
- 1304.50(d)(1)(x)(xi) Decisions to hire or terminate the Early Head Start or Head Start director of the grantee or delegate agency; and decisions to hire or terminate any person who works primarily for the Early Head Start or Head Start program of the grantee or delegate agency.

3. In addition, the CSB PC shall:

- 1304.50(d)(2)(i) Serve as a link to the Parent Committees, grantee and delegate agency governing bodies, public and private organizations, and the communities they serve;
- 1304.50(d)(2)(ii) Assist Parent Committees in communicating with parents enrolled in all program options to ensure that they understand their rights, responsibilities, and opportunities in Early Head Start and Head Start to encourage their participation in the program;
- 1304.50(d)(2)(iii) Assist Parent Committees in planning, coordinating, and organizing program activities for parents with the assistance of staff, and ensuring that funds set aside from program budgets are used to support parent activities;

Approved by the Policy Council: 9/26/01, 8/15/02, 8/12/03, 9/25/04, 8/17/05, 8/16/06, 8/15/07, 8/20/08, 08/19/09, 8/18/10, 08/17/11)

- 1304.50(d)(2)(iv) Assist in recruiting volunteer services from parents, community residents, and community organizations, and assist in the mobilization of community resources to meet identified needs; and
- 1304.50(d)(2)(v) Establish and maintain procedures for working with the grantee or delegate agency to resolve community complaints about the program.

The Policy Council will comply with the existing Appendix A requirements and the new 2007 Head Start legislation as guidance is provided. Any changes to that will affect bylaws will be brought to policy council for explanation and consideration of approval.

D. General Membership

- 1304.50(b)(2) Policy Councils and Policy Committees must be comprised of two types of representatives: parents of currently enrolled children and community representatives. At least 51 percent of the members of these policy groups must be the parents of currently enrolled Head Start/Early Head Start children (see 45 CFR 1306.3(h) for a definition of a Head Start parent).
- 1304.50(a)(3) All Policy Councils, Policy Committees, and Parent Committees must be established as early in the program year as possible. Grantee Policy Councils and delegate Policy Committees may not be dissolved until successor Councils or Committees are elected and seated.
- 1304.50(a)(4) When a grantee has delegated the entire Head Start program to one delegate agency, it is not necessary to have a Policy Committee in addition to a grantee agency Policy Council.
- 1304.50(b)(3) Community representatives must be drawn from the local community: businesses; public or private community, civic, and professional organizations; and others who are familiar with resources and services for low-income children and families, including, for example, the parents of formerly enrolled children.
- 1304.50(a)(5) The governing body, (Board of Supervisors) (the group with legal and fiscal responsibility for administering the Early Head Start or Head Start program) and the Policy Council or Policy Committee must not have identical memberships and functions.
- 1304.50(b)(5) Policy Councils and Policy Committees must limit the number of one-year terms any individual may serve on either body to a combined total of three terms.

Approved by the Policy Council: 9/26/01, 8/15/02, 8/12/03, 9/25/04, 8/17/05, 8/16/06, 8/15/07, 8/20/08, 08/19/09, 8/18/10, 08/17/11)

1304.50(b)(l)(6) No grantee or delegate agency staff (or members of their immediate families) may serve on Policy Councils or Policy Committees except parents who occasionally substitute for regular Early Head Start or Head Start staff. In the case of Tribal grantees, this exclusion applies only to Tribal staff who work in areas directly related to or which directly impact upon any Early Head Start or Head Start administrative, fiscal or programmatic issues.

1304.50(b)(1)(7) Parents of children currently enrolled in all program options must be proportionately represented on established policy groups.

E. Reimbursement

1304.50(f) Policy Council, Policy Committee, and Parent Committee reimbursement. Grantee and delegate agencies must enable low-income members to participate fully in their group responsibilities by providing, if necessary, reimbursements for reasonable expenses incurred by the members (i.e. childcare and transportation).

F. Calculation of Reimbursements

Reimbursements are given for approved Policy Council activities only (i.e. monthly PC meetings or committee meetings). Exceptions must be preapproved before reimbursements are issued. Mileage is calculated using distance from home to meeting location. Childcare hours include reasonable travel time to and from meeting and is based on reasonable arrival time to the approved activity.

Parents requesting reimbursement should complete and submit Form CSB 325 to the Clerk of the Policy Council who will verify the request and determine the amount of reimbursement. After approval is received from the ASAILL for Policy Council, a check will be issued, no later than 30 days after the request.

Formatted: Font: Arial, 11 pt

Formatted: Normal, Justified, Indent: Left: 0.25"

G. Voting

Only the official PC representative or, if absent, their alternate will be permitted to vote on any PC action. The Chairperson votes only in the case of a tie.

H. Members

1. Composition:

Policy Council composition is reviewed annually to ensure that it meets the General Membership guidelines of HSPS 1304.50(b)(2). Consideration is given to the number of Head Start and Early Head Start currently enrolled children, along with program options (Full Day, Part Day, and Home Base). The following steps explain the steps to determining PC composition:

Determine total number of Head Start and Early Head Start slots

Approved by the Policy Council: 9/26/01, 8/15/02, 8/12/03, 9/25/04, 8/17/05, 8/16/06, 8/15/07, 8/20/08, 08/19/09, 8/18/10, 08/17/11)

Based on current slot map, determine the total HS/EHS slots for each site by program options (HS/Full Day, HS/Part Day, EHS/FD, and Home Base (EHS/HS collectively). Calculate the percentage of each program option (multiply the number of program option slots for each site by the total number of slots. This will give you the percentage of membership that each option should represent.

The percentage of membership for currently enrolled families multiplied by total number of currently enrolled representatives (based on 1 PC representative for every 60 HS/EHS slot per site calculation). Using the formula $1/60$, the number of currently enrolled representatives is set at ~~38~~39. The following table reflects the breakdown of currently enrolled families by program option:

Head Start Part Day 29%	11 Representatives
Head Start Full Day 50%	19 Representatives
Early Head Start 17 %	7 8 Representatives
Home Based Option 4%	1 Representative

2. Procedures for Electing Community Representatives to the Policy Council:

Community representatives are drawn from the local community. They are made up of past parents and representatives from local community agencies. All Community Representatives must be elected by the policy council. Membership for Individual Community Representatives is also limited to 3 one-year terms (1304.50(b)(5).

Past Parent Community Representatives

The past parent representatives must submit a letter to the Policy Council requesting consideration to be a community representative. Letters are read during a business meeting, and the Policy Council must vote to approve the parent's request. If the Policy Council receives more requests than vacancies, all letters are read for consideration, and the Policy Council votes, and the majority decision rules.

Community Agency Representatives

The Policy Council determines which community agencies they would like to invite to participate on the Council. Agencies are drawn from the local community and are familiar with resources and services for low-income children and families. CSB Staff to Policy Council assists by contacting agencies to seek interest in joining and request the name of an agency representative to be elected onto the policy council as early in the program year as possible. Agency Representatives are presented and considered for approval by the policy council.

3. Terms of Membership

The term is for one year, September-September. Members must be elected each year for a maximum of three years. Members are expected to serve the entire term, even if their center closes for the summer. The three-year term limit applies to all primary and alternate representatives listed on the PC Roster as a center representative at any time during the term.

All PC representatives are required to complete the Form-700 and Video Viewing Certification within sixty (60) days of their appointment to the Council.

Approved by the Policy Council: 9/26/01, 8/15/02, 8/12/03, 9/25/04, 8/17/05, 8/16/06, 8/15/07, 8/20/08, 08/19/09, 8/18/10, 08/17/11)

No Community Services Bureau staff (or members of their immediate family) may serve on the Policy Council, except parents who occasionally (no more than 10 hours a month) substitute for regular Early Head Start or Head Start staff. Immediate family is defined as; any parent, child, sibling, grandparent, significant other, co-parent or spouse of Community Services Bureau staff.

Terms of Resignation

If a Member resigns their position in the policy council or is no longer eligible to serve due to enrollment status, the member must submit resignation in writing and submit the notice to Early Head Start or Head Start staff. A new member must then be elected to ensure proper representation of the program. If the resignee is an Executive Officer or a Chair of a standing committee, the vacancy shall be filled by appointment of the Chairperson for the unexpired term for the specific vacancy and approved by the Policy Council.

Termination of Membership

A member may be terminated by a 2/3 vote at any regular meeting for reasons of misconduct or excessive absenteeism. If the termination is in regards to excessive absenteeism, this vote will take place only after a notice has been sent to the member's center (see By-Law K,6) and the center has provided a response as to the course of action they would like to take regarding this matter. The termination must be properly agendized in compliance with the Brown Act and the Contra Costa County Better Government Ordinance and any other applicable local, state or federal regulations. The member will be notified in writing of their termination from the PC. If the termination of membership is due to a change in enrollment status or withdrawal from program, please refer to guidance under Terms of Resignation.

Who are the Officers?

Executive Committee: The officers are elected yearly at the PC meeting in September. Their role is to participate in the planning of the general meetings; review previous month's minutes, set the agenda, and help in the overall planning along with staff. The Executive also conducts business in emergency matters or if a majority of the members cannot meet. A quorum of 51% of current Executive Committee members, excluding vacancies, will be required to make a program decision on behalf of the general membership. In this case, all Executive Committee decisions must be ratified by the full body of the CSB PC at the next regularly scheduled meeting.

Executive officers shall attend all PC and Executive Committee meetings. No more than three absences from the PC and Executive Committee meetings for the entire term will be allowed. Exceptions to this rule will be handled on a case-by-case basis by the Chairperson.

Officers will be the official representatives to conferences. Alternates will be appointed as needed.

Approved by the Policy Council: 9/26/01, 8/15/02, 8/12/03, 9/25/04, 8/17/05, 8/16/06, 8/15/07, 8/20/08, 08/19/09, 8/18/10, 08/17/11)

Each officer must be an active member, Chair or Vice-Chair of at least one committee.

Chairperson: The Chairperson shall be the directing officer of the Council and shall preside at all Policy Council meetings. He/she has the authority to call special meetings, maintain order, appoint chairperson of ad-hoc committees and recognize members, staff and visitors who wish to speak and make official written communications. In the Chairperson's absence, the Vice-chairperson may represent the Executive Committee. The Chairperson is a voting member of all committees.

The Vice-Chairperson: The Vice-chairperson shall perform duties as the Chairperson of the PC may designate. In the absence of the Chairperson, the Vice-chairperson shall perform all of the duties of the Chairperson.

Secretary: The Secretary shall be responsible for PC sign-ins at the monthly PC meetings and monitor attendance via the sign-in sheets. The Secretary shall declare whether a quorum exists by analyzing the sign-in sheets at the beginning of each meeting. The Secretary shall monitor attendance and inform the Chairperson when intervention is necessary. He/she shall read any correspondence at PC meetings. He/she shall check for any corrections or clarification on previous month's minutes, and seek approval of minutes. The Secretary shall also prepare minutes of the meeting and ensure that the meeting is recorded. Staff assistance shall be provided as needed.

Parliamentarian: The Parliamentarian shall assist the Chairperson in maintaining order in the meetings and for ensuring that Robert's Rules of Order are followed. He/she shall state and review the Ground Rules at PC meetings. He/she shall know and enforce the Brown Act and the Contra Costa County Better Government Ordinance. He/she shall act as timekeeper of the agenda items and notify the Chair when time is an issue. He/she shall assist with getting the 1st and 2nd Motion Maker signatures and return to Secretary. He/she is also the Chair of the Bylaws subcommittee. Staff assistance shall be provided as needed.

The Executive Committee is responsible for calling all PC Representatives the night prior to the full-body meeting as a reminder and to ensure quorum is met. The committee can also assign themselves other tasks or duties that support the overall planning or coordination as seen fit and that is approved by staff. Vacancies in office of executive board members or Chair of Standing Committees shall be filled by appointment of the Chairperson for the unexpired term for the specific vacancy and approved by the PC. All resignations shall be submitted to the Chair in writing.

I. PTA Liaison

The PC will elect or appoint a PTA Liaison who will attend the 32nd district PTA meetings and report back to the full Policy Council.

J. EOC Liaison

Approved by the Policy Council: 9/26/01, 8/15/02, 8/12/03, 9/25/04, 8/17/05, 8/16/06, 8/15/07, 8/20/08, 08/19/09, 8/18/10, 08/17/11)

The PC will elect or appoint an EOC Liaison from among the current or approved past parents. This liaison will attend the CSB Economic Opportunity Council meetings and report back to the full Policy Council.

K. Officer Elections

The following procedures shall govern PC officer elections:

1. The general membership shall elect a Chairperson, Vice-Chairperson, Secretary and Parliamentarian from among current Head Start parents and/or approved past parents on the Policy Council.
2. Nominations for the officers shall be made by the general membership.
3. No more than two of the officers elected can be past parents of the program.
4. Elections must be by secret ballot. Only PC representatives shall have voting privileges.
5. Office vacancies may be filled by the PC at any regular meeting.
6. Terms of office: All officers will serve for a term of one year, from September-September.

L. Meetings

The following procedures shall govern PC meetings:

1. The PC shall hold at least 9 meetings a year. Meetings are scheduled to encourage parent participation.
2. The Chairperson may call special meetings of the Policy Council. In the case of a special meeting, twenty-four hour written notice shall be given to all Policy Council members, unless notice has been appropriately waived.
3. All meetings of the PC and its committees shall be held in accordance with the Brown Act and the Contra Costa County Better Government Ordinance.
4. The By-laws may be suspended by a two-thirds vote of those present at the regularly scheduled meeting.
5. PC representatives shall attend all Council meetings. In the absence of a representative, an alternate shall attend the meeting, thereby ensuring that each center is represented at all times. Alternates can be any parent from the center or program option of the elected representative.
6. If a representative has had two consecutive unexcused absences (unexcused defined as: a representative who is not in attendance, and did not notify Early Head Start or Head Start staff, or any other Policy Council member or Executive Officer), the center will be notified and can choose to terminate the representative and elect a new representative. If the representative resigns, the

Approved by the Policy Council: 9/26/01, 8/15/02, 8/12/03, 9/25/04, 8/17/05, 8/16/06, 8/15/07, 8/20/08, 08/19/09, 8/18/10, 08/17/11)

center shall elect another representative (must be included in the center parent meeting minutes); thus ensuring that the center is represented at all times (see bylaw G, *Terms of Resignation*). The center must notify the Secretary of the Council of any changes in representation and, in cases of excessive absenteeism, provide a response about the course of action they would like to take (see By Law G, *Termination of Membership*).

7. The elected representative shall secure an alternate in case she/he cannot attend the meeting. The representative shall give twenty-four hour notice to an alternate and the site, unless unforeseen circumstances prevent it. The Site Supervisors shall ensure that each center is represented.
8. A quorum must be established to conduct a meeting and vote on action items. A quorum is defined as 25% of the full membership. At least 51% of council representatives present must be currently enrolled parents.

M. Standing and Ad-Hoc Committee Make-up

The standing committees are: Executive Committee, Fiscal Committee, Self-Assessment Committee, Personnel/Interview Panel Committee, and Ongoing Monitoring/Program Services Committee. Ad-Hoc Committees are By-Laws Committee and Policies and Procedures Committee. Each committee should maintain at least four members. All committees must keep minutes, which are to be shared with the Council. The committee member shall give an oral report at the next regular PC meeting. The Chairperson must be informed of all meetings and activities. Staff assistance shall be provided as needed.

N. Conference/ Association Representation

Representatives attending conferences and out-of-area meetings are expected to attend all possible workshop sessions and general sessions offered. Conference Summary Sheets must be completed for sessions attended. Upon return conference attendees will be asked to present a conference summary at the Executive Committee meeting and to the full Council of what was learned from the conference/meeting. They will be given a per diem allotment for meals and ground transportation, and reimbursed for childcare expenses. **Liquidation of Cash Advances** requires that all receipts must be submitted to the appropriate PC staff person no more than 7 days after return from travel.

- a. If receipts are not received within the 7 day timeframe, a verbal reminder will be given via the ASAll responsible for Policy Council.
- b. If receipts are still not received after a reasonable amount of time, a certified letter will be sent to the representative and a copy will be maintained in the CSB PC travel files.
- c. Failure to return receipts within the allotted time will prevent the opportunity to attend future conferences and can prevent reimbursement for other PC activities.

~~Failure to return receipts within the allotted time will prevent or delay the opportunity to attend future conferences and can prevent reimbursement.~~

Formatted: Font: (Default) Arial, 11 pt

Approved by the Policy Council: 9/26/01, 8/15/02, 8/12/03, 9/25/04, 8/17/05, 8/16/06, 8/15/07, 8/20/08, 08/19/09, 8/18/10, 08/17/11)

O. Standards of Conduct:

Each year, newly elected policy council representatives are required to sign the County Code of Conduct, mandated for all County advisory and governing bodies as well as CSB's Standards of Conduct for business travel. Each member is required to abide by the codes.

PC representatives, in their role as volunteers with the program, will abide by the Contra Costa County Community Services Bureau Reporting Policies and Procedures to Child Protective Services and State Community Licensing.

If a PC member violates the Standards of Conduct, the following may take place:

Member may be temporarily dismissed from their duties while the misconduct is under investigation.

Investigations of concerns can include interviews or reviews of written reports regarding the member.

CSB staff and Policy Council Executive Committee will review the nature of the misconduct and make recommendations to resume membership or consider approval to terminate membership. Discussions of misconduct will be held in close session.

O. Amendments

All actions shall be made by a majority of representatives present. Proposed amendments of these by-laws may be initiated by action of the PC. Proposed amendments shall be presented to members, at least one business meeting before the Council meeting at which they are to be acted upon. Staff shall be responsible for seeing that the proposed amendments are posted at each center for at least ten days.

Approved by the Policy Council: 9/26/01, 8/15/02, 8/12/03, 9/25/04, 8/17/05, 8/16/06, 8/15/07, 8/20/08, 08/19/09, 8/18/10, 08/17/11)



Contra
Costa
County

To: Board of Supervisors

From: Catherine Kutsuris, Conservation & Development

Date: January 22, 2013

Subject: Allocation of Park Dedication Funds for the Walden Green I Project in the Contra Costa Centre Area

RECOMMENDATION(S):

AUTHORIZE the Auditor-Controller to transfer \$26,301 from Park Dedication Trust Fund account to the County Successor Agency to help fund completion of improvements to the Walden Green I park project located along the Iron Horse Corridor in the unincorporated Contra Costa Centre area.

FISCAL IMPACT:

In addition to the requested Park Dedication funds, the proposed project is funded as a recognized enforceable obligation (\$25,000) of the County's Successor Agency.

BACKGROUND:

The requested Park Dedication funds, combined with the funds from the County Successor Agency, will be used to improve/complete the Walden Green I park project located along the Iron Horse Trail between Treat Blvd. and Coggins Road in the unincorporated Contra Costa Centre area. The proposed project includes painting the existing wrought iron fence, installing additional trees, shrubs, and native grasses, and improving the existing drinking fountains along the trail. The total cost of the proposed project is estimated to cost \$51,301, and is expected to be completed by Fall 2013.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Bob Calkins, (925)
674-7877

By: , Deputy

cc:

BACKGROUND: (CONT'D)

It is the policy of the County to use park dedication funds to meet local park needs. This action is consistent with that policy and staff recommends approval of the request for funds. There are sufficient funds in the Contra Costa Centre area park dedication accounts to fund this request and to help finance future park improvements related to the Walden Green II project. The Contra Costa Centre Municipal Advisory Council recommended approval of the request for park dedication funds at its meeting on January 15, 2013.

CONSEQUENCE OF NEGATIVE ACTION:

Not approving the request for Park Dedication funds will result in the project not having sufficient resources for its completion.

CHILDREN'S IMPACT STATEMENT:

Not applicable.



Contra
Costa
County

To: Board of Supervisors

From: Sharon L. Anderson, County Counsel

Date: January 22, 2013

Subject: Conflict of Interest Code of the Mt. View Sanitary District

RECOMMENDATION(S):

Approve amendments to Appendix A of the Mt. View Sanitary District's Conflict of Interest Code.

FISCAL IMPACT:

None.

BACKGROUND:

The Mt. View Sanitary District has amended Appendix A to its conflict of interest code and submitted the revised Appendix to the Board for approval pursuant to Government Code section 87306 and 87306.5. The list of designated positions has been revised to include new positions and delete other positions. These changes are shown on the attached 'red-line' version of Appendix A.

CONSEQUENCE OF NEGATIVE ACTION:

The Mt. View Sanitary District will not be in compliance with Government Code section 87306 and 87306.5.

CHILDREN'S IMPACT STATEMENT:

None.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Mary Ann Mason,
335-1800

By: , Deputy

APPENDIX "A"
ORDINANCE NO. 2012- 108
MVSD CONFLICT OF INTEREST CODE

Formatted: Font: 11 pt

Deleted: 2010-104

Deleted: _____

Formatted: Font: 11 pt

<u>Position</u>	<u>Disclosure Category</u>
(a) Director (includes President and Vice President)	All categories
(b) District Manager	All categories
(c) Assistant District Manager	All categories
(d) SSMP/District Maintenance Coordinator	All categories
(e) Office Administrator	All categories
(f) Board Secretary	All categories
(g) Engineer	All categories
(h) Legal Counsel	All categories
(i) Assistant Legal Counsel	All categories
(j) <u>Wastewater Operations Supervisor</u>	Categories B, C & D
(k) Consultant*	All categories*
(l) District Biologist	All categories
(m) District Chemist	Categories B, C & D

Deleted: (g) . Communications/Wetlands Fieldtrip Coordinator . Categories B, C & D¶

Deleted: (h) . Administrative Assistant . Categories B, C & D¶

Deleted: i

Deleted: j

Deleted: k

Deleted: l

Deleted: Wastewater Operations

Deleted: Supe

Formatted: Font: 11 pt

Deleted: rintendant

Formatted: Font: 11 pt

Deleted: m

Deleted: (n) . Technical Services Director . All categories¶

Deleted: (o) . Executive Assistant/Management Analyst . All categories¶

Deleted: p

Deleted: q

Deleted: (r) . Accounting Technician . Categories B, C & D¶

*The District Manager may determine in writing that a particular consultant, although a "designated position", is hired to perform a range of duties that is limited in scope and thus is not required to fully comply with the disclosure requirements described in this section. Such written determination shall include a description of the consultant's duties and, based upon that description, a statement of the extent of disclosure requirements. The District Manager's determination is a public record and shall be retained for public inspection in the same manner and location as this Conflict of Interest Code.

NOTE: This document is presented in tacked changes format to reflect changes occasioned by the implementation of the District's Aligned Organization in 2011 which deleted historic position titles that are no longer utilized by the District and added others. Specifically, the positions of Communications/Wetlands Field Trip Coordinator, Senior Wastewater Operations Superintendent, Technical Services Director, Executive Assistant/Management Analyst and Accounting Technician were deleted. The positions of Wastewater Operations Supervisor, District Biologist, District Chemist, SSMP/District Maintenance Coordinator, and Office Administrator were added as part of the Aligned Organization.

Formatted: Font: 11 pt, Italic

Formatted: Font: 11 pt, Italic

Formatted: Font: 11 pt, Italic

ORDINANCE NO. 2012-108
(GENERAL REGULATION NO. 108)

**AN ORDINANCE OF THE BOARD OF DIRECTORS OF MT. VIEW SANITARY
DISTRICT ADOPTING GENERAL REGULATION NO. 108 AMENDING THE
CONFLICT OF INTEREST CODE FOR THE DISTRICT**

WHEREAS, by way of Ordinance 2000-79 (General Regulation No 79) adopted October 12, 2000, a new Conflict of Interest Code for the District was enacted; and

WHEREAS, said Conflict of Interest Code was amended by Ordinance No. 2002-83 (General Regulation No. 83), adopted March 14, 2002; and

WHEREAS, said Conflict of Interest Code was amended by Ordinance 2002-85 (General Regulation No. 85), adopted October 10, 2002; and

WHEREAS, said Conflict of Interest Code was amended by Ordinance No. 2005-89 (General Regulation No. 89), adopted May 12, 2005; and

WHEREAS, said Conflict of Interest Code was amended by Ordinance No. 2006-92 (General Regulation No. 92) adopted August 14, 2006; and

WHEREAS, said Conflict of Interest Code was amended by Ordinance No. 2008-96 (General Regulation No. 96) adopted July 10, 2008; and

WHEREAS, said Conflict of Interest Code was amended by Ordinance No. 2010-104 (General Regulation No. 104) adopted November 15, 2010; and

WHEREAS, at its July 8, 2010 meeting, the District Board of Directors reclassified the position of Senior Wastewater Operator to Wastewater Operations Supervisor; and

WHEREAS, at its August 12, 2010 meeting, the District Board of Directors established and authorized the positions of District Biologist, District Chemist, SSMP/District Maintenance Coordinator and Communications/Environmental Education Coordinator; and eliminated the positions of Lead Lab Analyst, Sr. Administrative Assistant, Operations Manager, and Technical Service Manager; and

WHEREAS, at its October 21, 2010 meeting, the District Board of Directors changed the title of the Office Manager to Office Administrator, and

WHEREAS, the District does not have approved job descriptions nor authorized positions for the positions of Pollution Prevention Coordinator and Project Coordinator, and

WHEREAS, it has been determined that the District's Conflict of Interest Code requires amendment to add and delete the aforementioned positions as applicable, and

WHEREAS, at its August 16, 2012 meeting, the Board authorized the timely transmission of correspondence to the Contra Costa County Clerk of the Board of Supervisors regarding the anticipated amendment of the Conflict of Interest Code for the Mt. View Sanitary District.

**NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE MT. VIEW
SANITARY DISTRICT DOES ORDAIN AS FOLLOWS:**

Section 1. The positions of Wastewater Operations Supervisor, District Biologist, District Chemist, SSMP/District Maintenance Coordinator, Office Administrator, and Board Secretary are added to Appendix "A" of the District's Conflict of Interest Code and obsolete positions are deleted. The revised Appendix "A" is attached hereto and made a part hereof. All designated positions shall file statements of economic interest in conformance with the

disclosure categories applicable to said position. The disclosure categories are more particularly described in Appendix "B" to Ordinance 2000-79.

Section 2. All provisions of Ordinance 2000-79 are hereby declared applicable to the positions set forth in Appendix "A".


Section 3. Upon its adoption, the Board Secretary is directed to forward a certified copy of this Ordinance to the Clerk of the Board of Supervisors and the County Administrator of Contra Costa County.

Section 4. Except as amended herein, Ordinance 2000-79 remains in full force and effect.

Section 5. Copies of this Ordinance and General Regulation shall be entered in the Minutes of the District Board, posted by the Board Secretary in at least 3 public places in the District and published in accordance with California Health and Safety Code Section 6490. The effective date of the Ordinance and General Regulation shall be upon expiration of the week following publication and posting.


THE FOREGOING ORDINANCE was regularly moved, seconded, passed and adopted and ordered published in accordance with Health & Safety Code Section 6490 at a regular meeting of the District Board of Mt. View Sanitary District held on December 13, 2012, by the following vote:

AYES:	Directors Pyka, Schaal and Williams, Vice President Caldwell, and President Maggi
NOES:	None
ABSENT:	None
ABSTAIN:	None

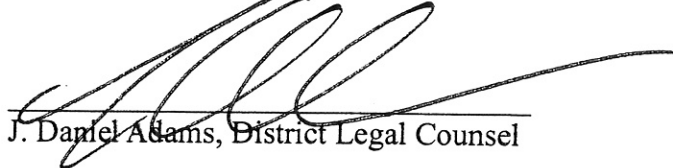


David P. Maggi, President
Mt. View Sanitary District

ATTEST:


Sheri L. Riddle, Secretary

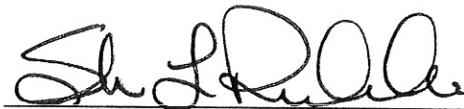
APPROVED AS TO FORM:


J. Daniel Adams, District Legal Counsel

APPROVED AS TO ADMINISTRATION


Michael D. Roe, District Manager

I hereby certify that the foregoing Ordinance was duly passed, enacted and ordered published and posted at an adjourned regular meeting of the Board of Directors of the Mt. View Sanitary District held on December 13, 2012.


Sheri L. Riddle, Secretary

APPENDIX "A"
ORDINANCE NO. 2012-108
MVSD CONFLICT OF INTEREST CODE

<u>Position</u>	<u>Disclosure Category</u>
(a) Director (includes President and Vice President)	All categories
(b) District Manager	All categories
(c) Assistant District Manager	All categories
(d) SSMP/District Maintenance Coordinator	All categories
(e) Office Administrator	All categories
(f) Board Secretary	All categories
(g) Engineer	All categories
(h) Legal Counsel	All categories
(i) Assistant Legal Counsel	All categories
(j) Wastewater Operations Supervisor	Categories B, C & D
(k) Consultant*	All categories*
(l) District Biologist	All categories
(m) District Chemist	Categories B, C & D

*The District Manager may determine in writing that a particular consultant, although a "designated position", is hired to perform a range of duties that is limited in scope and thus is not required to fully comply with the disclosure requirements described in this section. Such written determination shall include a description of the consultant's duties and, based upon that description, a statement of the extent of disclosure requirements. The District Manager's determination is a public record and shall be retained for public inspection in the same manner and location as this Conflict of Interest Code.

SECRETARY'S CERTIFICATE

I, Sheri L. Riddle, Secretary to the Mt. View Sanitary District, do hereby certify as follows:

The foregoing is a full, true, and correct copy of an ordinance duly adopted at a regular meeting of the Board of Directors of said District, duly and regularly and legally held at the regular meeting place thereof on December 13, 2012, of which meeting all of the members of said Board had due notice and at which a majority thereof was present.

At said meeting said ordinance was upon motion duly seconded and adopted by the vote as therein set forth.

I have carefully compared the same with the original minutes of said meeting on file and of record in my office and that said ordinance is duly entered of record in the minutes and the foregoing is a full, true and correct copy of the original ordinance adopted at said meeting and entered in said minutes.

Said ordinance has not been amended, modified or rescinded since the date of its adoption and the same is now in full force and effect.

Dated: December 17, 2012

A handwritten signature in black ink, appearing to read 'Sheri L. Riddle', written over a horizontal line.

Sheri L. Riddle, SECRETARY OF THE
DISTRICT BOARD OF MT. VIEW SANITARY
DISTRICT, COUNTY OF CONTRA COSTA,
STATE OF CALIFORNIA



Contra
Costa
County

To: Board of Supervisors
From: Sharon L. Anderson, County Counsel
Date: January 22, 2013
Subject: Conflict of Interest Code of the Local Agency Formation Commission (LAFCO)

RECOMMENDATION(S):

Approve the amended Conflict of Interest Code for the Local Agency Formation Commission (LAFCO).

FISCAL IMPACT:

None.

BACKGROUND:

The Local Agency Formation Commission (LAFCO) has amended its Conflict of Interest Code and has submitted the amended Code to the Board for approval pursuant to Government Code sections 87306 and 87306.5. The Code has been amended to include new positions and revise disclosure categories.

CONSEQUENCE OF NEGATIVE ACTION:

The Local Agency Formation Commission (LAFCO) will not be in compliance with Government Code sections 87306 and 87306.5.

CHILDREN'S IMPACT STATEMENT:

None.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Mary Ann Mason,
335-1800

By: , Deputy

cc: Mary Ann Mason, Assistant County Counsel, Tiffany Lennear, Clerk of the Board of Supervisors, Kate Sibley, Executive Assistant, LAFCO

1.10 CONFLICT OF INTEREST AND FINANCIAL DISCLOSURE

A. Conflict of Interest

The Political Reform Act, Government Code §81000 ~~et~~^{se}, seq. requires each state and local government agency to adopt and promulgate a Conflict of Interest Code. The Fair Political Practices Commission (FPPC) has adopted a regulation, 2 California Code of Regulations §18730, which contains the terms of a standard Conflict of Interest Code. This standard Code can be incorporated by reference and may be amended by the FPPC after public notice and hearings to confirm to amendments in the Political Reform Act.

The terms of 2 California Code of Regulations §18730 and any amendments to it duly adopted by the FPPC, are hereby incorporated by reference.

Pursuant to section 4 of the standard code, ~~persons serving in D~~^{persons}esignated ~~P~~^{positions}ersons ~~must~~^{shall} file statements of economic interest (Form 700) with the Executive Officer of the Commission.

The following ~~D~~^{Designated} ~~P~~^{positions} ~~shall~~^{must} file statements of economic interest:

Commissioners and Alternate Commissioners
Executive Officer
Legal Counsel
Executive Assistant
Consultants*

* The disclosure by consultants is subject to the following limitation: The LAFCO Executive Officer may determine in writing that a particular consultant, including a consultant although filling a ~~D~~^{Designated} ~~P~~^{position}, is hired to perform a range of duties that is limited in scope and thus is not required to fully comply with the disclosure requirements in this section. Such written determination shall include a description of the consultant's duties and, based upon that description, a statement of the ~~extent~~^{of} disclosure requirements. The Executive Officer's determination is a public record and shall be retained for public inspection in the same manner and location as this conflict of interest code.

Subject to the definitions set forth in the Political Reform Act and applicable regulations, disclosures shall be made in the following Disclosure Categories~~categories~~:

- 1) All sources of income, including gifts;
- 2) Interests in real property located in whole or in part within, or not more than two (2) miles outside, the boundaries of Contra Costa County; and
- 3) Investments and business positions in business entities located in or doing business in Contra Costa County.

B. Financial Disclosure

Pursuant to Government Code §56700.1, expenditures for political purposes related to an application must be disclosed. All applicants, including individual property owners and other representatives who are a party to a proceeding, are required to submit a financial disclosure statement as part of any application package [§84308]. Disclosures must be made in the same manner as disclosures for local initiative measures presented to the electorate.

Any applicant or an agent of an applicant who has made business or campaign contributions totaling \$250 or more to any Commissioner (regular or alternate) in the past twelve months, must disclose that fact—for the official record of the Commission §84308(d). The disclosure of any such contribution (including amount of contribution and name of recipient Commissioner/s) must be made: (1) in writing and delivered to the Executive Officer prior to the hearing on the matter; or (2) by oral declaration made at the time the hearing on the matter is opened.

LAFCO members are disqualified and are not able to participate in any proceeding involving an “entitlement for use” if, within the 12 months preceding the LAFCO decision, the Commissioner received \$250 or more in campaign contributions from the applicant, an agent of the applicant or any financially interested person who actively supports or opposes the LAFCO decision on the matter.

Formatted: Justified

1.10 CONFLICT OF INTEREST AND FINANCIAL DISCLOSURE

A. Conflict of Interest

The Political Reform Act, Government Code §81000 et. seq. requires each state and local government agency to adopt and promulgate a Conflict of Interest Code. The Fair Political Practices Commission (FPPC) has adopted a regulation, 2 California Code of Regulations §18730, which contains the terms of a standard Conflict of Interest Code. This standard Code can be incorporated by reference and may be amended by the FPPC after public notice and hearings to confirm to amendments in the Political Reform Act.

The terms of 2 California Code of Regulations §18730 and any amendments to it duly adopted by the FPPC, are hereby incorporated by reference.

Pursuant to section 4 of the standard code, persons serving in Designated Positions must file statements of economic interest (Form 700) with the Executive Officer of the Commission.

The following Designated Positions must file statements of economic interest:

Commissioners and Alternate Commissioners
Executive Officer
Legal Counsel
Executive Assistant
Consultants*

* The disclosure by consultants is subject to the following limitation: The LAFCO Executive Officer may determine in writing that a particular consultant, including a consultant filling a Designated Position, is hired to perform a range of duties that is limited in scope and thus is not required to fully comply with the disclosure requirements in this section. Such written determination shall include a description of the consultant's duties and, based upon that description, a statement of the extent of disclosure requirements. The Executive Officer's determination is a public record and shall be retained for public inspection in the same manner and location as this conflict of interest code.

Subject to the definitions set forth in the Political Reform Act and applicable regulations, disclosures shall be made in the following Disclosure Categories:

- 1) All sources of income, including gifts;
- 2) Interests in real property located in whole or in part within, or not more than two (2) miles outside, the boundaries of Contra Costa County; and
- 3) Investments and business positions in business entities located in or doing business in Contra Costa County.

B. Financial Disclosure

Pursuant to Government Code §56700.1, expenditures for political purposes related to an application must be disclosed. All applicants, including individual property owners and other representatives who are a party to a proceeding, are required to submit a financial disclosure statement as part of any application package [§84308]. Disclosures must be made in the same manner as disclosures for local initiative measures presented to the electorate.

Any applicant or an agent of an applicant who has made business or campaign contributions totaling \$250 or more to any Commissioner (regular or alternate) in the past twelve months, must disclose that fact for the official record of the Commission §84308(d). The disclosure of any such contribution (including amount of contribution and name of recipient Commissioner/s) must be made: (1) in writing and delivered to the Executive Officer prior to the hearing on the matter; or (2) by oral declaration made at the time the hearing on the matter is opened.

LAFCO members are disqualified and are not able to participate in any proceeding involving an "entitlement for use" if, within the 12 months preceding the LAFCO decision, the Commissioner received \$250 or more in campaign contributions from the applicant, an agent of the applicant or any financially interested person who actively supports or opposes the LAFCO decision on the matter.



Contra
Costa
County

To: Board of Supervisors

From: Kathy Gallagher, Employment & Human Services

Date: January 22, 2013

Subject: Operations Update of the Employment and Human Services Department, Community Services Bureau

RECOMMENDATION(S):

ACCEPT the December 2012 update on the operations of the Employment and Human Services Department, Community Services Bureau, as recommended by the Employment and Human Services Department Director.

FISCAL IMPACT:

No fiscal impact.

BACKGROUND:

The Employment and Human Services Department submits a monthly report to the Contra Costa County Board of Supervisors (BOS) to ensure ongoing communications and updates to the County Administrator and BOS regarding any and all issues pertaining to the Head Start Program and Community Services Bureau.

CONSEQUENCE OF NEGATIVE ACTION:

Not applicable.

CHILDREN'S IMPACT STATEMENT:

Not applicable.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Elaine Burres, 313-1717

By: , Deputy

cc:



To: David Twa, County Administrator
From: Kathy Gallagher, Director
Subject: Monthly Report
Date: January 8, 2013

Camilla Rand, M.S.
Director



In effort to ensure ongoing communication with the County Administrator, Board of Supervisors and Head Start Policy Council and the Economic Opportunity Council, attached is the Bureau's monthly report that contains all issues pertaining to the Head Start program, Community Action and Community Services Bureau (CSB).

Bureau Highlights

- December enrollment is reported at 100%.
- CSB expected in December to be notified of the results of the Head Start and Early Head Start Re-competition Applications. Instead we were informed that notices will be released in spring 2013. CSB senior management staff are continuing to make multiple plans to address a variety of possible outcomes.
- The California Department of Education (CDE) conducted an on-site Administrative Review of the Bureau's Child and Adult Care Food Program (CACFP). The areas covered by the review include Financial Viability, Administrative Capability and Program Accountability. In the final report, the State noted that all areas were in compliance and no further action is required. The reviewer complimented the program, adding, "The agency is well organized and site visits proved to be staffed by caring teachers and kitchen personnel. The observed meals were cooked from wholesome, fresh ingredients."
- The Bureau submitted its indirect cost rate proposal to the Department of Health and Human Services for fiscal year ending June 30, 2012.
- The independent audit of the Bureau's Child Development programs for fiscal year ended June 30, 2012 by Marcum has been completed. The audit report was mailed to the State before the due date of December 15, 2012 in compliance with State's regulation. There was no audit exception or finding reported by the auditors.
- The Bureau submitted the Expenditure and Case load Reports for the CalWORKS Stage 2 and Alternative Payment Childcare programs to the California Department of Education.
- In a close-out report from Department of Energy (DOE) Weatherization Assistance Program ARRA for contract number 09C-1806 dated December 5, 2012, the California Department of Community Services and Development reported the following:

- The Bureau spent \$5,047,675 of the contract allocation totaling \$5,054,300.
- The Bureau weatherized 1,525 households.





Camilla Rand, M.S.
Director



- The Bureau purchased (3) Extended Cargo vans during the program year totaling \$65,999.05.
- The Bureau did not have any unexpended revenue, unexpended interest, or any outstanding advance balance to report during the program year.
- The Bureau owes the State \$1,204 for exceeding the allowed administrative cost allocation.

- The Bureau received the 2013 funding allocation from the Department of Community Services and Development for Community Services Block Grant (CSBG) in the amount of \$802,000 which is \$105,419 higher than 2012 funding level.
- In December, seven CLOUDS training sessions were completed at various locations throughout the county, which provided staff with a better understanding of entering data and utilizing reports created on the system. There were 71 administrative staff and 169 teaching staff in attendance.
- Teachers, Home Educators, and Site Supervisors participated in one of four CLASS training sessions held in December to strengthen their knowledge of the "Instructional Support" CLASS Domain, which focuses on Concept Development, Quality of Feedback and Language Modeling.
- The top three parent-requested referrals are: (1) Parenting Education, (2) Health Education, and (3) Adult Education.
- The top three nutritional assessments are: (1) Overweight/Obese, (2) Anemia, and (3) Food Allergies.

Bureau Activities

- Policy Council: The Policy Council did not meet in December and will resume January 16, 2013.
- Male Involvement: The meeting was held on December 27, 2012 at the George Miller III Child Care Center. The activity "father-child book night" was filled with reading and story time activities for the parents to engage with their children in a classroom setting.
- Crossroads High School continues with their weekly male involvement meetings each Thursday. The previous meeting held discussions on positive communication. Each week, the participants in the group decide collectively what topics will be discussed that particular day.
- Five members of CSB's management staff have been selected to participate in the Bay Area QRIS (Quality Rating and Improvement System) consortia led by the Bay Area First 5 Commissions. The staff will be working in task groups that are developing a QRIS framework for the Bay Area Region which is comprised of Contra Costa, Alameda, Santa Clara, Santa Cruz, and San Francisco counties. The work groups that include CSB representation are Assessment, Data, Family Engagement, Professional Development, and Tiers Implementation.





Camilla Rand, M.S.
Director



- The Head Start and Early Head Start mandated annual Disability training was completed by the Comprehensive Services staff. This training provided procedural information and guidance with regard to the special needs services that are offered to the children that we serve in our program.
- Children, families and staff continue their participation monthly in shared, enjoyable learning experiences to the Bay Area Discovery Museum (BADM) field trips. Teachers from George Miller III, Las Deltas and Brookside continue with the professional development through this program. BADM mini grants are being used to supplement classroom science materials.
- CSB continues with recruitment efforts throughout the community in all areas of the county to enhance our waiting list on CLOUDS. CSB Staff are meeting with parents to complete the intake process for families that are interested in placing their child in the program.
- Las Deltas had a “no findings” during a routine visit from Community Care Licensing on December 12, 2012.
- On December 18th, CSB held a joint assembly of the Economic Opportunity Council (EOC) and Clerical Assistant Trainees. Dave Thompson from SparkPoint East Contra Costa, Breana Stokes from Earn It, Keep It, Save It!, and CSB’s own Christina Reich presented rich information and resources for the group. A highlight of the afternoon was three trainees, Sarah Kamel, Maggie Hakenewerth, and Erika Ramos shared their personal experiences of how the program has made great impact on their personal growth, confidence, and knowledge. All the Clerical Assistant Trainees were presented with certificates of participation.
- Delegate Agency First Baptist Head Start Updates:
 - First Baptist Head Start (FBHS) staff participated in the CLOUDS database training provided by CSB on December 11, 2012. The training reviewed new additions to the CLOUDS system which is used by the Delegate Agency. FBHS was also invited to participate in December’s CLASS training sessions to enhance teachers’ ability to provide Instruction Support as defined by CLASS.
 - FBHS served 73 families through their Share the Spirit program. It is a program for families who cannot afford a holiday for their families and are adopted by sponsors. Individuals, community-based organizations and the Board of Directors were among the sponsors.



cc: Policy Council Chair
Family & Human Services Committee
Shirley Karrer, ACF

40 Douglas Drive
Martinez, CA 94553
Tel 925 313 1551
Fax 925 313 1772
www.cccounty.us/ehsd
January 22, 2013



Contra
Costa
County

To: Board of Supervisors
From: William Walker, M.D., Health Services
Date: January 22, 2013
Subject: Unpaid Student Training Agreement #26-738 with Bay Area Medical Academy

RECOMMENDATION(S):

Approve and authorize the Health Services Director, or his designee, to execute, on behalf of the County, Unpaid Student Training Agreement #26-738 with Bay Area Medical Academy, an educational institution, to provide supervised field instruction at Contra Costa Regional Medical Center and Contra Costa Health Centers Contractor's EKG Monitoring students for the period from November 1, 2012 through October 31, 2013.

FISCAL IMPACT:

None

BACKGROUND:

The purpose of this agreement is to provide Contractor's students with the opportunity to integrate academic knowledge with applied skills at progressively higher levels of performance and responsibility. Supervised fieldwork experience for students is considered to be an integral part of both educational and professional preparation. The Health Services Department can provide the requisite field education, while at the same time, benefitting from the students' services to patients.

Approval of Unpaid Student Training Agreement #26-738 will allow supervised fieldwork instruction experience for Contractor's students, at Contra Costa Regional Medical Center and Contra Costa Health Centers through October 31, 2013.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Anna Roth, 370-5101

By: , Deputy

cc: D Morgan, D Gary

CONSEQUENCE OF NEGATIVE ACTION:

If this contract is not approved, the students will not receive supervised fieldwork instruction experience at Contra Costa Regional Medical Center and Contra Costa Health Centers.

CHILDREN'S IMPACT STATEMENT:

Not Applicable



Contra
Costa
County

To: Board of Supervisors
From: David O. Livingston, Office of the Sheriff
Date: January 22, 2013
Subject: Corporation Address Change

RECOMMENDATION(S):

APPROVE and AUTHORIZE the Sheriff-Coroner, or designee, to execute a contract amendment with Trinity Services I, LLC., recognizing the change of the corporation's address from 1409 Somersville Road, Antioch, California, to 380 Scarlet Blvd., Oldsmar, Florida, with no change to the contract term or payment limit.

FISCAL IMPACT:

There is no additional fiscal impact from this action.

BACKGROUND:

The Office of the Sheriff contracts with Trinity Services I, LLC for inmate commissary services in the Custody Services Bureau. The company notified the Office of the Sheriff of their address change requiring a contract amendment. All contract items including the service plan, payment limit, and contract term remains unchanged.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Susan Gohs, 335-1553

By: , Deputy

cc:



Contra
Costa
County

To: Board of Supervisors
From: David O. Livingston, Office of the Sheriff
Date: January 22, 2013
Subject: Purchase Order - Rotocraft Support,
Inc.

RECOMMENDATION(S):

APPROVE and AUTHORIZE the Purchasing Agent to execute, on behalf of the Sheriff-Coroner, a purchase order with Rotocraft Support, Inc. in an amount not to exceed \$135,200 for the purchase and installation of radios in both Sheriff's Office helicopters. (100% Law Enforcement Capital Projects Fund)

FISCAL IMPACT:

\$135,200. 100% Law Enforcement Capital Projects-Communications (Fund 105600).

BACKGROUND:

With the CCC Office of the Sheriff switching over to the new 800 MHz radio system, it has become necessary to purchase new radios and have them professionally installed in our helicopters by an FAA certified Avionics Specialist. Rotocraft Support, Inc. is currently providing aircraft maintenance services for the Sheriff's Office two helicopters. The Sheriff's Office is purchasing two radios to comply with the 800 MHz system. The radios are a special brand product that Rotocraft Support, Inc. specializes in and they are a recommended provider of the Technisonic Radios compatible with our current radio system. The helicopters both need to be taken to Rotocraft Support, Inc. for updating logs, recertifying the Night Vision certification and rebuilding the aircraft panel. Having the radios purchased and installed in the same location as the maintenance will save the County a considerable amount of money.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Liz Arbuckle,
925-335-1529

By: , Deputy

cc: Mary Jane Robb, Heike Siewell, Tim Ewell, Linda Martinez



Contra
Costa
County

To: Board of Supervisors
From: William Walker, M.D., Health Services
Date: January 22, 2013

Subject: Unpaid Student Training Agreement #26-571-2 with California State University, East Bay

RECOMMENDATION(S):

Approve and authorize the Health Services Director, or his designee, to execute, on behalf of the County, Unpaid Student Training Agreement #26-571-2 with California State University, East Bay, an educational institution, to provide field instruction in the Health Services Department for Contractor's nursing students, for the period from January 1, 2013 through December 31, 2018.

FISCAL IMPACT:

None

BACKGROUND:

The purpose of this agreement is to provide Contractor's students with the opportunity to integrate academic knowledge with applied skills at progressively higher levels of performance and responsibility. Supervised fieldwork experience for students is considered to be an integral part of both educational and professional preparation. The Health Services Department can provide the requisite field education, while at the same time, benefitting from the students' services to patients.

On March 9, 2010, the Board of Supervisors approved Contract #26-571-1 with California State University, East Bay, for the period from January 1, 2010 through December 31, 2012 for the

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Anna Roth, 370-5101

By: , Deputy

cc: D Morgan, D Gary

BACKGROUND: (CONT'D)

provision of supervised fieldwork instruction experience with Health Services.

Approval of Unpaid Student Training Agreement #26-571-2 will allow continuous supervised fieldwork instruction experience for Contractor's students, at Contra Costa Regional Medical Center and Contra Costa Health Centers, through December 31, 2018.

CONSEQUENCE OF NEGATIVE ACTION:

If this contract is not approved, the students will not receive supervised fieldwork instruction experience at Contra Costa Regional Medical Center and Contra Costa Health Centers.

CHILDREN'S IMPACT STATEMENT:

Not Applicable



Contra
Costa
County

To: Board of Supervisors

From: William Walker, M.D., Health Services

Date: January 22, 2013

Subject: Unpaid Student Training Agreement #26-739 with Diablo Valley College

RECOMMENDATION(S):

Approve and authorize the Health Services Director, or his designee, to execute, on behalf of the County, Unpaid Student Training Agreement #26-739 with Diablo Valley College, an educational institution, to provide supervised field instruction at Contra Costa Regional Medical Center and Contra Costa Health Centers for Contractor's Phlebotomy students, for the period from January 1, 2013 through December 31, 2015.

FISCAL IMPACT:

None

BACKGROUND:

The purpose of this agreement is to provide Contractor's students with the opportunity to integrate academic knowledge with applied skills at progressively higher levels of performance and responsibility. Supervised fieldwork experience for students is considered to be an integral part of both educational and professional preparation. The Health Services Department can provide the requisite field education, while at the same time, benefitting from the students' services to patients.

Approval of Unpaid Student Training Agreement #26-739 will allow supervised fieldwork instruction experience for Contractor's students, at Contra Costa Regional Medical Center and Contra Costa Health Centers through December 31, 2015.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Anna Roth, 370-5101

By: , Deputy

cc: D Morgan, D Gary

CONSEQUENCE OF NEGATIVE ACTION:

If this contract is not approved, the students will not receive supervised fieldwork instruction experience at Contra Costa Regional Medical Center and Contra Costa Health Centers.

CHILDREN'S IMPACT STATEMENT:

NOT APPLICABLE



Contra
Costa
County

To: Board of Supervisors

From: Kathy Gallagher, Employment & Human Services

Date: January 22, 2013

Subject: 2013 Employment & Human Services Community Services Bureau Planning Calendar

RECOMMENDATION(S):

ACCEPT Employment & Human Services Department Community Services Bureau 2013 Planning Calendar.

FISCAL IMPACT:

None

BACKGROUND:

Head Start Performance Standard 1304.51(a) mandates that the Head Start grantee develop a plan for program operations; and, this plan be reviewed and approved by the Head Start governing body. The Board of Supervisors is Contra Costa County Head Start's governing body.

This board order accepts the 2013 planning calendar for the Community Services Bureau, covering milestones for various Head Start and Community Action programs for the year. The planning calendar was approved by the Head Start Policy Council on September 29, 2012.

CONSEQUENCE OF NEGATIVE ACTION:

If not approved, Department will not be in compliance with Head Start regulations.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: C. Youngblood, 313-1712

By: , Deputy

cc: Cassandra Youngblood, Kristin Cooke

CHILDREN'S IMPACT STATEMENT:

The Employment & Human Services Department Community Services Bureau supports three of Contra Costa County's community outcomes - Outcome 1: "Children Ready for and Succeeding in School," Outcome 3: "Families that are Economically Self-sufficient," and, Outcome 4: "Families that are Safe, Stable, and Nurturing." These outcomes are achieved by offering comprehensive services, including high quality early childhood education, nutrition, and health services to low-income children throughout Contra Costa County.

2013 CSB Planning Calendar	JANUARY	FEBRUARY	MARCH	APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER
Community Assessment (Jagjit) Major update every 3 yrs; updated annually; Next Major Update 2013					Analyst present to Sr. Mgmt and Clusters. Present updates to Policy Council.	Include in CAO Report.		Community Assessment Narrative for Continuation Grants		Begin Community Assessment Process.		
Planning Calendar (Kristin)					Present Annual Planning Calendar / Purpose and Process to Policy Council (as part of Continuation Grant). Sr. Management Reviews assigned sections and updates calendar		Present draft of updated Planning Calendar to Policy Council	Request Policy Council approval of Planning Calendar				
Annual Report (Christina)			Finish Annual Report Distributed	Disseminate Annual Report								Begin Annual Report ↑
Service Plans & Policies & Procedures (Joanne)								Assignments distributed to Sr. Managers/CSM review Team Review Team updates assigned sections & Service Plans.	Request an Ad Hoc Committee from Policy Council. ↑	PC Ad Hoc Subcommittee Meeting to review updates and provide feedback. PC rep./staff presents Summary of Changes to PC for action in November	Request PC/BOS approval	Distribution of P&P & Training forms to supervisors P&Ps training at Cluster and site meetings.

2013 CSB Planning Calendar	JANUARY	FEBRUARY	MARCH	APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER
Family and Community Partnerships (Pam)	<p>←</p> <p>GKSD Preparation: meetings with CCC Dental Society, Strategies for Healthy Smiles and Children's Oral Health Program. (Debi)</p> <p>Car Seat Safety Check, Training, Inventory and Purchasing. (Debi)</p> <p>One Stop Consortium Quarterly Meeting.</p>	<p>Give Kids a Smile Day (Debi)</p> <p>Nutrition Services Advisory Meeting. (Sophia)</p>	<p>Audiometric Screening Training W/CHDP. (Debi)</p> <p>Send downloads to IZ Dept. (Debi)</p> <p>Health Services Advisory Committee Meeting (Debi)</p>	<p>Elks Club Vision Screening Agreement Due (Debi)</p> <p>DCSS Interagency Agreement due every 2 years (2013). (Rita)</p> <p>ACT Violence Prevention (8 weeks). (Rita)</p> <p>Health Services Advisory Committee Meeting and Luncheon. (Debi)</p> <p>One Stop Consortium Quarterly Meeting.</p>	<p>Sign up for Summer Reading Program. (Doris)</p> <p>CSB Car Seat Check-Up Event. (Debi)</p> <p>Health Services Advisory Committee Meeting (Debi)</p>	<p>CHDP Interagency Agreement due every 3 years (due 2014). (Debi)</p> <p>Strategies for Healthy Smiles Calendar Due. (Debi)</p> <p>Annual Car Seat check-up event. (Debi)</p> <p>FMGH Interagency Agreement due every 3 years (2010) (Debi)</p>	<p>Elks Club vision Screenings. (Debi)</p> <p>Strategies for Healthy Smiles Screenings being July. (Debi)</p> <p>One Stop Consortium Quarterly Meeting.</p>	<p>Vision Screening Training with Prevent Blindness (Debi)</p> <p>Strategies for Healthy Smiles Agreement due annually. (Debi)</p> <p>WIC Interagency Agreement due every 3 years (2009). (Sophia)</p> <p>Health Services Advisory Committee Meeting (Debi)</p> <p>SELPA MOU renewed annually. (Ana)</p>	<p>Yearly Immunization Report Due- Public Health. (Debi)</p> <p>CC Car Seat Safety Coalition Meeting. (Debi)</p>	<p>Voter Registration every 2 years (2012). (Rita)</p> <p>Gurnick Academy Agreement due every 3 years (due 2013). (Debi)</p> <p>Send downloads to IZ Dept. (Debi)</p> <p>Nutrition Services Advisory Meeting. (Sophia)</p> <p>Health Services Advisory Committee Meeting and Luncheon. (Debi)</p> <p>One Stop Consortium Quarterly Meeting.</p>	<p>CC Car Seat Safety Coalition Meeting. (Debi)</p>	<p>Give Kids a Smile Day Implementation planning begins. (Debi)</p> <p>Regional Center MOU renewed every 3 years (2010). (Ana)</p>

2013 CSB Planning Calendar	JANUARY	FEBRUARY	MARCH	APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER
Self-Assessment (Christina) Completed annually, usually by March	Identify sites and classrooms for assessment. Develop Self-Assessment Schedule and send out notification. Form Self-Assessment Teams for review at CSB & Delegate Agency sites; train volunteers.	Conduct Self-Assessment (grantee & delegate). Daily Debriefings Report Writing Corrective Action Plan (if needed).	Submit final report and obtain or corrective action plans as necessary (PC/BOS/CSB Director). Submit final report to and obtain approval of corrective action plan from ACF.			Link any self-assessment findings to Goals & Objectives for Continuation Grant and T&TA Plan.				PC Self-Assessment Subcommittee formed. Present Process to PC and broaden subcommittee membership.	Begin Self-Assessment Process	
Annual State Review- Child Development Program (Janissa) Assessments DRDP 2010	Begin Annual Agency Self-Review (AD validation of ECERS/ITERS). Review parent survey results and share with Sr. Managers, Clusters, PC/BOS. DRDP 2010 Report 1/30	Share DRDP 2010 results with PC & BOS & Staff	Conduct State Program Self-Evaluation.	Slots Planning Begins	Submit State Program Self-Evaluation and report to Sr. Mgmt.	Desired Results Annual Report 5/30 XSPS Mtg with SS & ADs	Share Desired Results with PC & BOS & Staff		ECERS/ITERS by classroom staff	ECERS/ITERS Validation by Site Supervisors XSPS Mtg with SS & ADs DRDP 2010 Report 10/30 DRDP 2010 overview to PC.	Conduct Parent Survey	

2013 CSB Planning Calendar	JANUARY	FEBRUARY	MARCH	APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER
Inter-Agency Agreements (MOUs) (Kristin)		Families First Kinship Services Expires 2013 WIC Interns - Ongoing		SELPA - Ongoing	Mills College Interns Expires 2013	CCC Health Services - Mental Health Expires Annually First 5 Triple P Expires Annually CHDP Expires 2014	Gurnick Academy - Ongoing	Strategies for Healthy Smiles Expires 2012	WestEd PBS Study Expires 2012		WIC Expires 2012 Regional Center Expires 2013	CSU East Bay Interns Expires 12/31/2017
Other Grants or Contract (Jagjit)		July contract renewals	ACF sends out grant announcements around this time of year for COLA or other supplemental grants.	Send revised calendars to CDE as necessary. Stage 2 Maintenance of Effort (MOE).	Cost of Living Allowance (COLA) grant. Reading Is Fundamental (RIF) grant due May 31. Program Improvement & Quality Initiative Usually Due around June		CCAFP Contract Renewal.	January Contract Renewals.		Dept. of Education Reapply for CDE contracts including Stage 2.	Apply to LIHEAP Program Contracts.	
Transitions: Into, Throughout & Out of program (Suzanne)	← Kindergarten Registration begins. SS/ADs check headcounts weekly.		Kindergarten transition/school readiness/PTA Training at PC. Kindergarten Teachers attend parent meetings.	Joint Transition Mtg. w/local school district reps.	Kindergarten site field trips. Distribution of "school readiness" backpacks. Begin Kindergarten Transition staggered dates. Open Houses	EHs to HS- Ongoing Throughout the Year	Classroom Transitions Training-All Staff (Ready to Learn).					At 2nd parent conferences, Kindergarten transition packets distributed to parents. Kindergarten Transitions begin at site level.

2013 CSB Planning Calendar	JANUARY	FEBRUARY	MARCH	APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER
Eligibility, Recruitment, Selection, Enrollment, Attendance (ERSEA) (Christina) System in place continually throughout the year. EOM Reporting Monthly.	←	PC & BOS approves selection criteria Updated income guidelines issued	PD/PY classes close one week Establish phase out plan for summer transitions. Establish procedure and timelines for rollover.	Share updated recruitment plan with Sr. Mgmt. Main Recruitment Drive. Slots Planning Begins	Part-day/Part-year classes close Eligibility Clinics Finalize slot map plan for next year.	Enrollment Drive. Update OI waivers and list	Eligibility & Enrollment Clinics Part-year & holiday calendars out. Update OI waivers and list	Recruitment Drive; Eligibility Clinics & Enrollment Clinics Update OI waivers and list	Part-day & Part-year classes begin. Update OI waivers and list	Design/revise recruitment materials	Print, post and distribute updated recruitment materials.	→
Policy Council; Board of Supervisors; EOC (Kristin/Joanne)	PC meeting; finalize subcommittees PC/EOC Facilitative Leadership Training Planning for PC/BOS/EOC Joint Training begins	CHSA Conference	PC & EOC 700 Forms and Brown Act/Ethics Training Certificate due to Clerk of BOS (annually)	Joint Meeting of PC, EOC & BOS (No business meetings) CAP Region IX Conference	EOC Public Meeting every 2 years (last 5/2011) Community Action Month CSBG Subcontractor Monitoring LHSA Health Institute	→	No PC Meeting CHSA Policy Institute	EOC Recess CAP Annual Convention Recognition of outgoing PC members.	Election of new PC and EOC Exec. Committee. Orientation of new PC members and EOC members (full day)	Make-up PC Orientation (1/2 day)	PC, EOC and Mgmt Staff Facilitative Leadership Training.	No PC Meeting No EOC Meeting Ethics/Brown Act Video Training due NHSA Conference
Communication (Jagjit)	Quarterly Staff Newsletter	Quarterly Family Newsletter	Quarterly legislative reports to Sr. Mgmt	Quarterly Staff Newsletter Volunteer Recruitment (National Volunteer Week)	Quarterly Family Newsletter	Quarterly legislative reports to Sr. Mgmt	Quarterly Staff Newsletter	Quarterly Family Newsletter	Quarterly legislative reports to Sr. Mgmt	Quarterly Staff Newsletter Sr. Mgmt Vacation Requests Due	Quarterly Family Newsletter Parent Survey	Quarterly legislative reports to Sr. Mgmt

2013 CSB Planning Calendar	JANUARY	FEBRUARY	MARCH	APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER
Human Resources/ Personnel (Ren)	Standards of Conduct & Hourly Head Count Risk Management Loss Control Report- share w/Sr.Mgmt.	Monitor Transcripts Submit Board Order for Layoff	Layoff Letter to staff (March 1st) LIC 500 to Licensing	OSHA Reports Layoff for summer closure Notice of Proposed Action Layoff; Present Board Resolution for Layoff to PC	Annual Bid Injury & Prevention Report Layoff Order to staff	LIC 500 to Licensing Permit expiration notices to staff	Mailings for returning staff Program Information Report	Part-Year Employees Return	Monitor Transcripts LIC 500 to Licensing	PC Personnel Subcommittee Mail employee change in emergency info to all staff. Chronological Supervision & Progressive Discipline Training	LIC 500 to Licensing Permit Expiration Notices to staff Service Awards CSUEB Meeting to Intern Mgrs. T/TA Plan Calendar meeting with training managers.	
Business Systems (Christina)	Prepare E-Rate form 471 Certification form	Complete E-Rate Form 471 Services Ordered and Certification form.	Inventory Control 801B Reports CD9500 Qtrly Report	COPA Contract Renewal (Every 3 years)	Government Technology Conference	COPA Conference (May or June) COPA Roll Over 801B Reports CD9500 Qtrly Report	Complete E-Rate form 486: Receipt of services filled no later than 120 days after services started.	Inventory Control	Prepare E-Rate form 471 Services Ordered	Prepare E-Rate form 471 Complete E-Rate form 470 RFP E-Rate form 470 Due 801B Reports CD9500 Qtrly Report CD800 Annual Aggregate Report		

2013 CSB Planning Calendar	JANUARY	FEBRUARY	MARCH	APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER
Stage 2/CAPP (Jagjit)	Quarterly Monitoring Due Review Parent Survey Results & Share with Sr. Mgmt		Begin Review of Stage 2/CAPP Policies and Procedures	Quarterly Monitoring Due		Unit Meet; Monthly. Review Stage 2/CAPP Program Handbook Staff Training	Quarterly Monitoring Due	Fiscal Audit		Quarterly Monitoring Due	Prepare and Conduct Parent Survey	
Special Events (Joanne)	Martin Luther King Jr. Event GKSD Preparation: Meetings with CCC Dental Society Strategies for Healthy Smiles and Children's Oral Health Program Car Seat Safety Check, Training, Inventory and Purchasing. Triple P Training (9 weeks) One Stop Consortium Quarterly Meeting	Black History Month Children's Dental Health Month Give Kids a Smile Day (date varies annually) Nutrition Services Advisory Meeting	3rd week in March: Polio Prevention Week Audiometric Screening Training w/ CHDP Health Services Advisory Committee Meeting National Nutrition Month Financial Literacy Month	Week of the Young Child (Week varies annually) National Infant Immunization Week (Week varies annually) Child Abuse Prevention Month ACT Violence Prevention (8 weeks) Health Services Advisory Committee Meeting and Luncheon. One Stop Consortium Quarterly Meeting Triple P Training (9 weeks)	Teacher Appreciation Week (week varies annually) Parent Appreciation Week Activities Asthma Awareness Month Skin Cancer Awareness Month Children's Mental Health Awareness Day (day varies annually) Prevention Month National Mental Health Month Summer Reading Program CSB Car Seat Check-up Event	Annual Car Check-up Event Strategies for Healthy Smiles begin in July. One Stop Consortium Quarterly Meeting	Strategies for Healthy Smiles begin in July.	Vision Screening Training with Prevent Blindness Strategies for Healthy Smiles Agreement due Annually.	National Childhood Obesity Awareness Month Child Passenger Safety Week (week varies annually) CC Car Seat Safety Coalition Meeting.	Voter Registration every 2 years (2012) Nutrition Services Advisory Meeting Health Services Advisory Committee Meeting and Luncheon. One Stop Consortium Quarterly Meeting Triple P Training (9 weeks) Head Start Awareness Month		4-10th National Hand Washing Awareness Week Give Kids a Smile Day Implementation Plan Begins.

2013 CSB Planning Calendar	JANUARY	FEBRUARY	MARCH	APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER
					Community Action Month Parent Appreciation Activities							
Partners (Janissa)		Cameron, RCP, and YMCA closed President's Week.		Kid's Club, Cameron, Crossroads, YMCA and RCP closed for Spring Recess (1 week)		WCCUSD, YMCA, RHS & JFK and Crossroads Closed Kid's Club and RCP Closed (late June- Mid July)		We Care Closed for 3 weeks Partner Meeting Martinez ECC closed for 1 week			Kids Club and Crossroads closed week of Thanksgiving.	Kids Club, Cameron, Crossroads, We Care, YMCA and RCP closed week of Christmas through New Year's.
State Community Services Block Grant (CSBG) (Joanne)	Annual Programmatic Reports due: CSD 801 NPI CSD 295-CCR Due 1/20		CSBG/IS Reports due: CSBG Fiscal Data- Other Funds (CSD 425 OF & Other Resources 425 OR) & Program and Management Accomplishments (CSD 090)		Public Meeting with Policy Council every 2 years due in 2013 for (2014-2015 CAP) Monitoring of CSBG Subcontractors	Community Action Plan due to CSD every 2 years due in 2013 for 2014-2015	Mid-Year Programmatic Reports due: CSBG/NPI CSD 801 and CSD 295-CCR			Begin review/renewal of CSBG subcontracts		
Child Nutrition (Suzanne)						CACFP requirements and training on selected topics or general overview; annually (SS & Clerks)						
	CalFresh (food stamp) training is also required annually (SS & Clerks) Department of Health, State training requirement for at least one member of the Child Nutrition staff; annually; (taken online by- Velma, Sophia and Janet Buttrick). Monitor Food Service to children in every classroom; three times a year- unannounced visits.											



Contra
Costa
County

To: Board of Supervisors
From: William Walker, M.D., Health Services
Date: January 22, 2013

Subject: Correct November 6, 2012 Board Order C.70 with the California Shock Trauma Air Rescue (CALSTAR)

RECOMMENDATION(S):

Correct the Board Order which was approved by the Board of Supervisors on November 6, 2012, (C.70) with the California Shock Trauma Air Rescue, a non-profit corporation, to reflect the intent of the parties, to change the contract term from July 1, 2012 through June 30, 2014 to January 1, 2013 through December 31, 2014 for the provision of air ambulance patient transport services as requested by County's Emergency Medical Services (EMS) Division.

FISCAL IMPACT:

This is a non financial contract. The Contractor agrees to pay County the required initial and the renewal authorization fees as specified in the Contra Costa EMS Agency Fee Policy for each year of this agreement. (No County match required).

BACKGROUND:

On November 6, 2012, the Board of Supervisors approved Contract #23-515, with the California Shock Trauma Air Rescue (CALSTAR) to provide air ambulance patient transport services, within the jurisdiction of Contra Costa County without interruption, twenty-four (24) hours per day, seven (7) days per week, and fifty-two (52) weeks per year.

This Contractor is recognized as

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Patricia Frost 313-9554

By: , Deputy

cc: J Pigg, D Gary

BACKGROUND: (CONT'D)

a multi-jurisdictional air provider, whose jurisdiction of origin is headquartered out of Sacramento County with a base of operations in Concord, Vacaville and Sacramento. Contractor will work cooperatively with the EMS Agency, allowing the County's EMS Division, to utilize air ambulance patient transport services.

The purpose of this board order is to correct the contract term to reflect intent of the parties, therefore allowing the Contractor to provide services from January 1, 2013 through December 31, 2014, including mutual indemnification to hold harmless both parties for any claims arising out of the performance of this Contract.

CONSEQUENCE OF NEGATIVE ACTION:

If this contract is not approved, the County EMS Division will not be able to utilize the vendor's service and the County will have to find other means of patient transport services within the jurisdiction of Contra Costa County.

CHILDREN'S IMPACT STATEMENT:

NOT APPLICABLE



Contra
Costa
County

To: Board of Supervisors
From: Gus Kramer, Assessor
Date: January 22, 2013

Subject: Recovery of Costs for Maintaining Use Codes for Special
Taxes

RECOMMENDATION(S):

AUTHORIZE the Auditor-Controller to make a deduction from special tax proceeds at the rate of \$0.09 per special assessment and credit that amount to the Assessor's account 1600-9607, pursuant to Board Resolution 84/332.

FISCAL IMPACT:

This action would allow the County to recover costs incurred in collecting special taxes on behalf of local agencies.

BACKGROUND:

The Assessor has developed and attempted to maintain parcel use codes for the internal use of his office and is not required to maintain such codes for other purposes. Local agencies imposing special taxes have made use of the parcel use codes in collecting special taxes. Government Code sections 50077 (b) and 53978 (d) authorize the County to deduct from special tax proceeds its reasonable costs incurred in collecting special taxes on behalf of local agencies.

CONSEQUENCE OF NEGATIVE ACTION:

Denial of this action would prevent the County from recovering its costs incurred in collecting special taxes on behalf of local agencies.

CHILDREN'S IMPACT STATEMENT:

None

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Lori Koch, (925) 313-7503 By: , Deputy

cc: Laura Strobel, County Administrator's Office, Jay Wilverding, Auditor-Controller's Office, Lori Koch, Assessor's Office

June 5, 1984

Adopted this Order on _____, by the following vote:

AYES: Supervisors Powers, Fahden, Schroder, McPeak, Torlakson.
None.

NAYES:

ABSENT: None.

ABSTAIN: None.

RESOLUTION NO. 84/332

RECEIVED
JUN 12 1984
CONTRA COSTA
COUNTY ASSESSOR

SUBJECT: Recovery of costs of maintaining use codes for special taxes

The Board of Supervisors of Contra Costa County RESOLVES THAT:

WHEREAS the Assessor has developed and maintained parcel use codes for the internal use of his office and is not required to maintain such codes for other uses,

WHEREAS the County Administrator has advised that the only practical way that local agency special tax ordinances can be implemented and such taxes can efficiently be collected is by using the Assessor's use codes to apply the appropriate amount of special taxes to each parcel in the taxing agency;

WHEREAS the Assessor obtains no benefits from the use of such codes by the local agencies that need the codes to collect their special taxes,

WHEREAS the Assessor is in need of financial assistance in order to continue to adequately maintain the use codes necessary for such special taxes and may not be able to continue to adequately maintain such codes without financial assistance,

WHEREAS the Assessor may well discontinue maintaining use codes for his internal use, considering the costs of maintaining such codes in relation to the benefits obtained from his internal use of the codes,

WHEREAS the public interest requires that the Assessor's use codes continue to be adequately maintained and be available to local agencies for their use in collecting special taxes,

WHEREAS Government Code §§50077(b) and 53978(d) authorize the County to deduct its reasonable costs incurred in collecting special taxes on behalf of local agencies;

NOW, THEREFORE, it is by this Board ordered that the total of all costs of maintaining the Assessor's use codes for the year, including all personnel, equipment and material costs necessary for such maintenance, shall annually be determined by the Assessor and, upon approval by this Board, shall be deducted by the Auditor from the proceeds of special taxes collected for the year by the County for the local agencies in the County. The total of such deductions shall be credited to the Assessor's account for 9606-1647. Said deductions shall be made from the proceeds of each local agency imposing a special tax according to the following formula:

Deductions from Special Tax Proceeds of the Local Agency	=	(Number of Parcels in the Local Agency)	} (Assessor's Total Annual Costs of Maintaining Use Codes)
		(Total Number of Parcels in all Local Agencies)	
		(Imposing Special taxes)	

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

Orig. Dept.:

cc: ✓ Assessor

Auditor-Controller

Treasurer-Tax Collector

Administrator

Local Agencies Imposing Use Codes

ATTESTED: June 5, 1984

J.R. OLSON, COUNTY CLERK
and ex officio Clerk of the BoardBy C. Matthews, Deputy

RESOLUTION NO. 84/332

To: Board of Supervisors
 From: William Walker, M.D., Health Services
 Date: January 22, 2013



Contra
 Costa
 County

Subject: Correct November 6, 2012 Board Order C.71 with the Reach Air Medical Services

RECOMMENDATION(S):

Correct the Board Order which was approved by the Board of Supervisors on November 6, 2012, (C.71) with Reach Air Medical Services, a corporation, to reflect the intent of the parties, to change the contract term from July 1, 2012 through June 30, 2014 to January 1, 2013 through December 31, 2014 for the provision of air ambulance patient transport services as requested by County's Emergency Medical Services (EMS) Division.

FISCAL IMPACT:

This is a non financial contract. The Contractor agrees to pay County the required initial and the renewal authorization fees as specified in the Contra Costa EMS Agency Fee Policy for each year of this agreement. (No County match required).

BACKGROUND:

On November 6, 2012, the Board of Supervisors approved Contract #23-518, with Reach Air Medical Services to provide air ambulance patient transport services, within the jurisdiction of Contra Costa County without interruption, twenty-four (24) hours per day, seven (7) days per week, and fifty-two (52) weeks per year.

This Contractor is recognized as a multi-jurisdictional air provider, whose jurisdiction of origin is headquartered out of Sacramento County with a base of

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
 COMMITTEE

Action of Board On: **01/22/2013** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Patricia Frost 313-9554

By: , Deputy

cc: J Pigg, D Gary

BACKGROUND: (CONT'D)

operations in Concord, Vacaville and Sacramento. Contractor will work cooperatively with the EMS Agency, allowing the County's EMS Division, to utilize air ambulance patient transport services.

The purpose of this board order is to correct the contract term to reflect intent of the parties, therefore allowing the Contractor to provide services from January 1, 2013 through December 31, 2014, including mutual indemnification to hold harmless both parties for any claims arising out of the performance of this Contract.

CONSEQUENCE OF NEGATIVE ACTION:

If this contract is not approved, the County EMS Division will not be able to utilize the vendor's service and the County will have to find other means of patient transport services within the jurisdiction of Contra Costa County.

CHILDREN'S IMPACT STATEMENT:

NOT APPLICABLE



Contra
Costa
County

To: Board of Supervisors

From: David Twa, County Administrator

Date: January 22, 2013

Subject: CONTINUE Extension of Emergency Declaration Regarding Homelessness

RECOMMENDATION(S):

CONTINUE the emergency action originally taken by the Board of Supervisors on November 16, 1999 regarding the issue of homelessness in Contra Costa County.

FISCAL IMPACT:

None.

BACKGROUND:

Government Code Section 8630 required that, for a body that meets weekly, the need to continue the emergency declaration be reviewed at least every 14 days until the local emergency is terminated. In no event is the review to take place more than 21 days after the previous review.

On November 16, 1999, the Board of Supervisors declared a local emergency, pursuant to the provisions of Government Code Section 8630 on homelessness in Contra Costa County.

With the continuing high number of homeless individuals and insufficient funding available to assist in sheltering all homeless individuals and families, it is appropriate for the Board to continue the declaration of a local emergency regarding homelessness.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Lavonna Martin,
925-313-6736

By: , Deputy

cc:

CONSEQUENCE OF NEGATIVE ACTION:

The Board of Supervisors would not be in compliance with Government Code Section 8630.

CHILDREN'S IMPACT STATEMENT:

None.



Contra
Costa
County

To: Board of Supervisors
From: David Twa, County Administrator
Date: January 22, 2013

Subject: Referral to Finance Committee a Review of On Call Differentials for Unrepresented Management

RECOMMENDATION(S):

REFER to the Finance Committee of the Board of Supervisors a review of On Call differentials for unrepresented employees.

FISCAL IMPACT:

No fiscal impact from this recommended action.

BACKGROUND:

A recent public records request has identified the use of On Call differentials coded D32 and D33 in the Health Services Department for unrepresented employees. The County Administrator is requesting a Finance Committee review of the cost and practice of allowing On Call differentials for Unrepresented Employees.

CONSEQUENCE OF NEGATIVE ACTION:

None.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/22/2013** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES _____ NOES _____

ABSENT _____ ABSTAIN _____

RECUSE _____

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 22, 2013

David J. Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Lisa Driscoll, County Finance Director
(925) 335-1023

By: , Deputy

cc: Robert Campbell, Auditor-Controller, Ted Cwiek, Human Resources Director