

**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**

GAYLE B. UILKEMA, *CHAIR*, 2nd DISTRICT
JOHN GIOIA, 1st DISTRICT
MARY N. PIEPHO, 3rd DISTRICT
KAREN MITCHOFF, 4th DISTRICT
FEDERAL D. GLOVER, 5th 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
February 8, 2011**

9:00 A.M. Convene and announcement adjournment to Closed Session in Room 108.

Present: District I Supervisor John Gioia; District II Supervisor Gayle B. Uilkema; District III Supervisor Mary N. Piepho; District IV Supervisor Karen Mitchoff; District V Supervisor Federal D. Glover

Attendees: David J. Twa

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. Contra Costa County v. Gutierrez, et al., Contra Costa County Superior Court Case No. MSC10-03164

2. Rosalby Barnett, et al. v Contra Costa County, et al, United States District Court Case No. C04-4437 TEH

There were no announcements from Closed Session.

ADJOURNED in memory of Jess Reyes, community leader, Pittsburg, 1930-2011.

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

Inspirational Thought - *"One of the hardest things in life is having words in your heart that you can't utter."* ~ James Earl Jones

CONSIDER CONSENT ITEMS (Items listed as C.1 through C.81 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

PR. 1 PRESENTATION to recognize February 2011 as American Heart Month. (Pam Dodson, Health Services Department) (See C.11)

Vote: 5 - 0

PR. 2 PRESENTATION to recognize the employees of Contra Costa County and the 2010 "Counties Care" Holiday Food Fight. (Supervisor Uilkema) (See C.14)

Vote: 5 - 0

SHORT DISCUSSION ITEMS

SD. 1 PUBLIC COMMENT (3 Minutes/Speaker)

The following people spoke:

Ralph Hoffman , resident of Walnut Creek, complimented the Board on its leadership in addressing secondhand smoke exposure, and commented on what appears to be a monopoly forming in the media and the importance of the internet in reporting world events.

Craig Baker, resident of Antioch, spoke on Title 8 private property rights and the authority of zoning administrator specifically in regard to a requirement for a use permit to operate a motorcycle on private property.

SD. 2 CONSIDER Consent Items previously removed.

1. **SD.3** HEARING on the itemized costs of abatement for property located at 1395 Frances Rd., San Pablo, CA (Santos Cortez, Owner), (Jason Crapo, Department of Conservation & Development).

CLOSED the hearing; DETERMINED the costs of all abatement work and all administrative costs to be \$1,600.92; ORDERED the itemized report confirmed and DIRECTED it to be filed with the Clerk of the Board of Supervisors; ORDERED the costs to be specially assessed against the above-referenced property and AUTHORIZED the recordation of a Notice Of Abatement Lien.

Vote: 5 - 0

2. **SD.4** HEARING on the itemized costs of abatement for property located at 5860 Grand Canyon Ave., San Pablo, CA (Alvaro & Virginia Dos Santos & Robert Abbott, Owners), (Jason Crapo, Department of Conservation & Development).

CLOSED the hearing; DETERMINED the costs of all abatement work and all administrative costs to be \$3,366.98; ORDERED the itemized report confirmed and DIRECT it to be filed with the Clerk of the Board of Supervisors; ORDERED the costs to be specially assessed against the above-referenced property and AUTHORIZED the recordation of a Notice Of Abatement Lien.

Vote: 5 - 0

3. **SD.5** HEARING on the itemized costs of abatement for property located at 870 Allview Ave., El Sobrante, CA (Vicente C. Hizon, Owner), (Jason Crapo, Department of Conservation & Development).

CLOSED the hearing; DETERMINED the costs of all abatement work and all administrative costs to be \$5,780.84; ORDERED the itemized report confirmed and DIRECTED it to be filed with the Clerk of the Board of Supervisors; ORDERED the costs to be specially assessed against the above-referenced property and AUTHORIZE the recordation of a Notice Of Abatement Lien.

Vote: 5 - 0

4. **SD.6** HEARING on the itemized costs of abatement for property located at 5th St., Richmond, CA (Nelly Jones, Owner), (Jason Crapo, Department of Conservation & Development).

CLOSED the hearing; DETERMINED the costs of all abatement work and all administrative costs to be \$1,701.36; ORDERED the itemized report confirmed and DIRECTED it to be filed with the Clerk of the Board of Supervisors; ORDERED the costs to be specially assessed against the above-referenced property and AUTHORIZED the recordation of a Notice Of Abatement.

Vote: 5 - 0

5. **SD.7** HEARING on the itemized costs of abatement for property located at 616 Grove Ave., Richmond, CA (Estate of Fanny Wilson, Owner), (Jason Crapo, Department of Conservation & Development).

CLOSED the hearing; DETERMINED the costs of all abatement work and all administrative costs to be \$2,941.86.; ORDERED the itemized report confirmed and DIRECT it to be filed with the Clerk of the Board of Supervisors; ORDERED the costs to be specially assessed against the above-referenced property and AUTHORIZED the recordation of a Notice Of Abatement Lien.

Vote: 5 - 0

SD. 8 HEARING on the itemized costs of abatement for property located at Golden Isle, Byron, CA (Golden Gate Water Ski Club, Owner), (Jason Crapo, Department of Conservation and Development)**CONTINUED TO FEBRUARY 15, 2011**

CONTINUED to March 1, 2011 at 10:00 a.m.

6. **SD.9** HEARING on the transfer of Cardroom License No. 6 known as "California Grand Casino", located at 5988 Pacheco Blvd, Pacheco, from Lamar V. Wilkinson to "California Grand Casino, a California Corporation" effective February 1, 2011, with no change to the license termination date of November 25, 2011. (Commander Chris Wenzel & Virginia Simonian, Sheriff-Coroner Department)

CLOSED the hearing; APPROVED and AUTHORIZED the Sheriff-Coroner, or designee, to transfer Cardroom License No. 6, for the Cardroom known as "California Grand Casino" located at 5988 Pacheco Blvd., Pacheco, from Mr. Lamar V. Wilkinson, as sole proprietor, to California Grand Casino, a California Corporation, a corporation wholly owned by Mr. Lamar V. Wilkinson, effective February 1, 2011.

Vote: 5 - 0

7. **SD.10** CONSIDER authorizing the Emergency Medical Services Director to waive any penalty or reduction in payment to fire districts and municipalities providing paramedic first response that would otherwise result from permanent or temporary elimination of a paramedic engine so long as paramedic first response service continues to be provided using other paramedic engines for fiscal years 2010/11 and 2011/12. (Art Lathrop, Health Services Department)

Vote: 5 - 0

DELIBERATION ITEMS

8. **D.1** CONSIDER accepting report on implementation of Senate Bill (SB) 375 and Development of a Sustainable Communities Strategy, and highlighting certain issues for consideration by the Board of Supervisors as implementation continues. (Patrick Roche, Conservation & Development Department)

Patrick Roche, Department of Conservation and Development, presented the staff report.

Public comment was provided by Ralph Hoffman, resident of Walnut Creek.

By unanimous vote the Board:

ACCEPTED report on the implementation of California Senate Bill 375 and the development of a Sustainable Communities Strategy (SCS), and DIRECTED staff to invite the relevant Association of Bay Area Governments (ABAG) staff member(s) to make a 15-20 presentation to the Board outlining how the County may facilitate the SCS and what way the cities should act in concert with the County; and DIRECTED staff to provide ABAG with a copy of today's staff report.

Vote: 5 - 0

9. **D.2** HEARING to consider adoption of Resolution No. 2011/42 approving the issuance of revenue bonds by the ABAG (Association of Bay Area Governments) Finance Authority for Nonprofit Corporations to finance and/or refinance acquisition, construction, and renovation costs of facilities owned by Episcopal Homes Foundation, including a continuing care facility located at 1700 Tice Valley Boulevard in Walnut Creek. (Jim Kennedy, Conservation & Development Department)

REMOVED from consideration

10. **D.3** CONSIDER accepting report on the proposed work program and timeline/milestones for the 2011 Redistricting for Contra Costa County Supervisorial District Boundaries. (Catherine Kutsuris, Conservation & Development Director)

Speakers: Ralph Hoffman, resident of Walnut Creek.

ADOPTED the recommendations with minor language changes indicating the number of meetings in order to be more expansive, and to include early contact with the cities and the Mayor's Conference to ensure the widest possible notification and participation.

Vote: 5 - 0

11. **D.4** CONSIDER adopting Resolution No. 2011/55, making family members of the Board of Supervisors ineligible for appointment to boards, committees or commissions for which the Board of Supervisors is the appointing authority, as recommended by the Public Protection Committee. (Supervisor Glover)

Speakers: Ralph Hoffman, resident of Walnut Creek.

ADOPTED Resolution No. 2011/55 making family members of the Board of Supervisors ineligible for appointment to boards, committees or commissions for which the Board of Supervisors is the appointing authority, as amended to: add first cousins in the list of relatives, remove reference to adopted children, revise references to domestic partners as 'Registered Domestic partners', and include relatives of domestic partners in the same manner as married partners (revised version attached); and

DIRECTED the County Administrator and Clerk of the Board to provide a copy of this policy whenever the County's Boards, Committees and Commissions Application Form is provided, and on the County's webpage for Board Advisory Bodies.

Vote: 4 - 1

NO: District III Supervisor Mary N. Piepho

D. 5 CONSIDER reports of Board members.

There were no items reported.

Closed Session

CONSENT ITEMS

Road and Transportation

12. **C.1** AUTHORIZE the Public Works Director, or designee, to advertise for On-Call Contracts for Various Road and Flood Control Maintenance Work to perform routine maintenance, repair, replacement, or reconstruction of existing road and flood control facilities, Countywide. (No Fiscal Impact)

Vote: 5 - 0

13. **C.2** APPROVE an Assignment of Easement to Pacific Gas and Electric Company (PG&E) over a portion of 3600-3698 Delta Fair Blvd., in connection with the State Route 4 (E) Widening – Somersville Road to Route 160 Project, and AUTHORIZE the Chair, Board of Supervisors to execute said Assignment, as recommended by the Public Works Director, Antioch area. (100% Contra Costa Transportation Authority funds)

Vote: 5 - 0

14. **C.3** APPROVE plans for the Willow Lake Road Sidewalk Gap Closure Phase II project, as recommended by the Public Works Director, Discovery Bay area. (54% Transportation Development Act [TDA] and 46% Local Road Funds)

Vote: 5 - 0

15. **C.4** ACCEPT 2010 Annual Report submitted by the Countywide Bicycle Advisory Committee, as recommended by the Public Works Director, Countywide. (No Fiscal Impact)

Vote: 5 - 0

16. C.5 ADOPT Resolution No. 2011/41 to APPROVE and AUTHORIZE the Public Works Director, or designee, to submit a 2011/2012 Transportation Development Act Grant Applications to the Metropolitan Transportation Commission in the total amount of \$342,000 for Fiscal Year 2011/2012 for the Clyde Pedestrian Path, North Richmond Railroad Pedestrian Crossing, and the Willow Pass Road Sidewalk Gap Closure projects, North Richmond, Clyde and Pittsburg areas. (No County Match Required)

Vote: 5 - 0

Engineering Services

17. C.6 ADOPT Resolution No. 2011/47 accepting completion of warranty period and release of cash deposit for faithful performance, for subdivision SD 02-08703, as recommended by the Public Works Director, Bay Point area. (No Fiscal Impact)

Vote: 5 - 0

18. C.7 ADOPT Resolution No. 2011/48 accepting completion of private improvements for minor subdivision MS 90-00053, as recommended by the Public Works Director, Martinez area. (No Fiscal Impact)

Vote: 5 - 0

19. C.8 ADOPT Resolution No. 2011/49 accepting completion of warranty period and release of cash deposit for subdivision agreement (Right-of-Way Landscaping) for road improvement RA 05-01206 (cross-reference subdivision SD 05-08984), for project being developed by O'Brien at Pacheco, LLC, as recommended by the Public Works Director, Martinez area. (No Fiscal Impact)

Vote: 5 - 0

Special Districts & County Airports

20. C.9 APPROVE and AUTHORIZE the Public Works Director, or designee, to execute a contract amendment with HS Operating Services, LLC to increase the payment limit by \$75,000 from \$125,000 to a new payment limit of \$200,000 with no change to the original term, Martinez area. (100% Sanitation District 6, Stonehurst funds)

Vote: 5 - 0

Claims, Collections & Litigation

C.10 DENY claims filed by Patricia Ballard; Golden Eagle by Nathan Putnam; Edjuan Scott, CCD8AD969 MDF; Timothy Taylor; Elizabeth Holbrook; Stephen Holbrook; Erika Zarate; Patrick M. McCluskey; and Maria G. Partida.

Vote: 5 - 0

Honors & Proclamations

21. C.11 ADOPT Resolution No. 2011/45 recognizing February as American Heart Month, as recommended by the Health Services Director. (See PR.1)

Vote: 5 - 0

22. C.12 ADOPT Resolution No. 2011/51 recognizing Ralph Alvarado on the occasion of his retirement, as recommended by the Employment and Human Services Director.

Vote: 5 - 0

23. **C.13** ADOPT Resolution No. 2011/52 recognizing Judy Dias on the occasion of her retirement, as recommended by the Employment and Human Services Director.

Vote: 5 - 0

24. **C.14** ADOPT Resolution No. 2011/53 recognizing the employees of Contra Costa County and the 2010 "Counties Care" Holiday Food Fight, as recommended by Supervisor Uilkema. (See PR.2)

Vote: 5 - 0

25. **C.15** ADOPT Resolution declaring February 13-19, 2011 as People of African Descent Mental Health Awareness Week in Contra Costa County, as recommended by the Health Services Director.

Speaker: Ralph Hoffman, resident of Walnut Creek.

Vote: 5 - 0

Ordinances

26. **C.16** INTRODUCE Ordinance No. 2011-03, adopting the 2010 California Building Code, the 2010 California Residential Code, the 2010 California Green Building Standard Code, the 2010 California Electrical Code, the 2010 California Plumbing Code, and the 2010 California Mechanical Code, with changes, additions, and deletions; WAIVE reading, and FIX February 15, 2011 at 10:00 AM for a public hearing to consider adoption of the ordinance and adoption of findings of local conditions to justify construction standards stricter than those imposed by Health and Safety Code section 19180 et seq.; and AUTHORIZE the preparation of an ordinance summary by County Counsel and the publication of the summary in accordance with Government Code section 25124. (No fiscal impact)

Vote: 5 - 0

Appointments & Resignations

27. **C.17** REAPPOINT Rudi Raab to the District 1 seat on the Contra Costa County Aviation Advisory Committee, as recommended by Supervisor Gioia.

Vote: 5 - 0

28. **C.18** APPOINT Karen Peterson to the District II seat of the Contra Costa County Planning Commission, as recommended by Supervisor Uilkema.

Vote: 5 - 0

29. **C.19** APPOINT Jill Chioino to the District II-A seat on the Alcohol and Other Drugs Advisory Board of Contra Costa County, as recommended by Supervisor Uilkema.

Vote: 5 - 0

30. **C.20** REAPPOINT Deborah Drake to the Appointee 3 seat and Lorena Valdez to the Appointee 7 seat of the Rodeo Municipal Advisory Council, as recommended by Supervisor Uilkema.

Vote: 5 - 0

31. **C.21** APPOINT Joseph Motta, Steve Nelson and John Speakman to the Appointee 3, 5 and 9 seats respectively of the P-2B Citizen Advisory Committee for a term expiring on December 31, 2011; and APPOINT Nancy Dommies and Janet Evans to the Appointee 2 and 6 seats respectively of the P-2B Citizen Advisory Committee for a term expiring on December 31, 2012; and REAPPOINT Joanne Hirsch and Diane Barley to the Appointee 1 and 7 seats respectively of the P-2B Citizen Advisory Committee for a term expiring on December 31, 2011; and REAPPOINT Cesare Ciatti, Diane Barley and Karen McPhearson to the Appointee 4, 7 and 8 seats respectively of the P-2B Citizen Advisory Committee for a term expiring on December 31, 2012, as recommended by Supervisor Piepho.

APPROVED as amended to remove Appointee 9 John Speakman.

Vote: 5 - 0

Appropriation Adjustments

32. **C.22** Sheriff's Office (0255)/General Services (0064): APPROVE Appropriation Adjustment No. 5021 authorizing the transfer of appropriations in the amount of \$5,412 from the Office of the Sheriff's Office to General Services - Fleet Replacement for the purchase of a replacement patrol vehicle.

Vote: 5 - 0

Leases

33. **C.23** APPROVE and AUTHORIZE the Deputy Director of General Services to execute a Sublease Termination Agreement with the YMCA of the East Bay for the premises at 470 Parker Avenue, Rodeo, as requested by the Public Works Department - Special Districts Division (County Service Area R-10); and ADOPT related California Environmental Quality Act findings. (100% County Service Area R-10)

Vote: 5 - 0

34. **C.24** APPROVE and AUTHORIZE the Deputy Director of General Services to execute a Revenue Lease with Anka Behavioral Health, Inc., for the premises at 2047 Arnold Industrial Way, Suite A, Concord, for training space for the community, as requested by the Health Services Department; and ADOPT related California Environmental Quality Act findings. (lease revenue – cost savings)

Vote: 5 - 0

35. **C.25** APPROVE and AUTHORIZE the Deputy Director of General Services to execute a Second Amendment to Lease with Earl D. Dunivan and Joanne Dunivan for the premises at 3755 Alhambra Avenue, Suites 9 & 10, Martinez, for the Employment and Human Services Children's Interview Center; and ADOPT related California Environmental Quality Act findings. (Budgeted; offset by charges to participating jurisdictions)

Vote: 5 - 0

Grants & Contracts

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

36. **C.26** APPROVE and AUTHORIZE the Director of the Department of Conservation and Development, or designee, to execute a contract with the City of Antioch in the amount of \$650,000 for operation of the Housing Rehabilitation Loan Program for the period July 1, 2010 through June 30, 2011. (No fiscal impact to the general fund)

Vote: 5 - 0

37. C.27 APPROVE and AUTHORIZE the Conservation and Development Director, or designee, to execute a contract with the City of Walnut Creek in an amount not to exceed \$374,500 for administration of the City of Walnut Creek's City's Housing Rehabilitation Loan and Energy Efficiency Improvement Programs for the period July 1, 2010 through June 30, 2011. (No fiscal impact to the general fund)

Vote: 5 - 0

38. C.28 APPROVE and AUTHORIZE the Librarian, or designee, to apply for and accept a grant in the amount of \$4,000 from Sutter Delta Medical Center and the Delta Memorial Hospital Foundation to provide health related books for the period of February 1, 2011 through June 30, 2011. (No library fund match)

Vote: 5 - 0

39. C.29 AUTHORIZE the Conservation and Development Director, or Designee, to execute a Memorandum of Understanding (MOU) with the California Energy Commission (CEC) to provide design review, plan check and construction inspection services for the Oakley Generating Station. (No fiscal impact)

Vote: 5 - 0

40. C.30 AUTHORIZE the Health Services Director or designee, to submit an application and related documents to the State of California for the continuation of current funding of up to \$15 million plus additional funding amounts as they become available under the Low Income Health Program (LIHP). (No additional County match required)

Vote: 5 - 0

41. C.31 APPROVE and AUTHORIZE the Sheriff-Coroner, of designee, to execute a contract with the U.S. Department of Army Civilian Police - Military Ocean Terminal, Concord (MOTCO), including modified indemnification language, to pay the County \$350 per day for use of Sheriff's Range Facility for the period January 1 through June 30, 2011. (100% Federal revenue)

Vote: 5 - 0

42. C.32 APPROVE and AUTHORIZE the Health Services Director, or designee, to execute a contract with the Center for Human Development, to pay the County an amount not to exceed \$103,000, for the continuation of the Public Health East County Environmental Justice Action Collaborative Project, for the period from November 1, 2009 through October 31, 2011. (No County match)

Vote: 5 - 0

43. C.33 APPROVE and AUTHORIZE the Health Services Director, or designee, to execute a contract with the California Department of Resources Recycling and Recovery (CalRecycle), to pay the County an amount not to exceed \$25,017, for the continuation of the Local Enforcement Agency assistance funds for the Department's Environmental Health Division Solid Waste Program, for the period July 1, 2010 through June 30, 2011. (No County match)

Vote: 5 - 0

44. C.34 APPROVE and AUTHORIZE the Employment & Human Services Director, or designee, to amend the contract with the Contra Costa Community College District, by changing the days of operation to 244 days, and to incorporate 2010-11 California Department of Education Funding Terms and Conditions, with no change to the payment limit of \$1,343,098 or term July 1, 2010 through June 30, 2011. (No County match)

Vote: 5 - 0

45. C.35 APPROVE and AUTHORIZE the Employment & Human Services Director, or designee, to amend the 2010-11 Low Income Home Energy Assistance Program contract with the California Department of Community Services and Development, to increase the amount payable to the County by \$128,642 for a new payment limit not to exceed \$2,058,270 for energy assistance and weatherization services with no change to term January 1, 2010 through June 30, 2011. (No County match)

Vote: 5 - 0

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

46. C.36 APPROVE and AUTHORIZE the Assistant County Administrator – Director of Human Resources or designee, to execute a contract amendment with Industrial Employers and Distributors' Association (IEDA) in an amount not to exceed \$197,024 to provide labor relations and negotiation services during the period of July 1, 2010 through June 20, 2011. (100% General Fund)

Vote: 5 - 0

47. C.37 APPROVE and AUTHORIZE the Purchasing Agent to increase, on behalf of the General Services Department, the payment limit on existing purchase order with Xerox Business Services by \$650,000 to a new payment limit of \$660,000, for lease of Xerox copier equipment. (100% General Fund)

Vote: 5 - 0

48. C.38 APPROVE and AUTHORIZE the Health Services Director, or designee, to execute a contract amendment with United Family Care, LLC (dba Family Courtyard), effective January 1, 2011, to increase the payment limit by \$44,640 to a new payment limit of \$178,560 to provide additional services, with no change in the original term of December 1, 2010 through November 30, 2011. (100% Mental Health Realignment)

Vote: 5 - 0

49. C.39 APPROVE and AUTHORIZE the County Probation Officer, or designee, to execute a contract with the County of Del Norte, including modified indemnification language, for the placement of wards at the Bar-O Boys Ranch at the rate of \$3,500 per ward per month for the period January 1, 2011 through June 30, 2012. (100% General Fund; Budgeted)

Vote: 5 - 0

50. C.40 APPROVE and AUTHORIZE the Auditor-Controller, or designee, to return \$1,381 to the California Emergency Management Agency (CalEMA) for grant claims in excess of the grant award for the 2009 Regional Anti-Drug Program, as recommended by the County Probation Officer.

Vote: 5 - 0

51. C.41 APPROVE and AUTHORIZE the Purchasing Agent, on behalf of the Chief Information Officer, to execute a purchase order with Avaya Communications Inc., in an amount not to exceed \$286,500, for hardware maintenance on the County's Automated Call Distribution (ACD) and Interactive Voice Response (IVR) equipment. (100% Department User fees)

Vote: 5 - 0

52. C.42 APPROVE and AUTHORIZE the Employment and Human Services Director, or designee, to execute a contract amendment with Language Line Services, Inc. to increase the payment limit by \$300,000 to a new payment limit of \$900,000 for interpretation and translation services, for the period April 1, 2010 through March 31, 2011. (20% County; 40% State; 40% Federal).

Vote: 5 - 0

53. C.43 APPROVE and AUTHORIZE the Health Services Director, or designee, to execute a novation contract with Lifelong Medical Care, in an amount not to exceed \$118,970, to provide Mental Health Services Act prevention and early intervention services for the period July 1, 2010 through June 30, 2011, with a six-month automatic extension through December 31, 2011, in an amount not to exceed \$59,485. (100% Mental Health Services Act)

Vote: 5 - 0

54. C.44 APPROVE and AUTHORIZE the Health Services Director, or designee, to execute a contract with Seneca Residential and Day Treatment Center for Children, in an amount not to exceed \$1,267,801, to provide school and community based mental health services for seriously emotionally disturbed students in the Mt. Diablo Unified School District for the period January 1, 2011 through June 30, 2011, with a six-month automatic extension through December 31, 2011, in an amount not to exceed \$1,267,801. (37% Federal Medi-Cal; 23% State Early and Periodic Screening, Diagnosis and Treatment; 40% Mount Diablo Unified School District)

Vote: 5 - 0

55. C.45 APPROVE and AUTHORIZE the Health Services Director, or designee, to execute a contract with La Cheim, Inc., in an amount not to exceed \$200,000, to provide a residential day treatment program and mental health services, for the period January 1, 2011 through June 30, 2011, with a six-month automatic extension through December 31, 2011, in an amount not to exceed \$200,000. (51% Federal Medi-Cal; 32% State Early and Periodic Screening, Diagnosis, and Treatment; 17% West Contra Costa Unified School District.)

Vote: 5 - 0

56. C.46 APPROVE and AUTHORIZE the Health Services Director, or designee, to execute a novation contract with Community Options for Families and Youth, Incorporated, in an amount not to exceed \$1,800,000, to provide Therapeutic Behavioral Services for the period July 1, 2010 through June 30, 2011, with a six-month automatic extension through December 31, 2011 in an amount not to exceed \$900,000. (62% Federal Medi-Cal; 33% State Early and Persistent Screening, Diagnosis, and Treatment; 5% Mental Health Realignment)

Vote: 5 - 0

57. C.47 APPROVE and AUTHORIZE the Purchasing Agent, or designee, to execute a Purchase Order with Pitney Bowes Mailing Systems in an amount not to exceed \$126,958, for the lease of postage metering equipment and software system upgrades for processing County mail. (budgeted, charged back to departments)

Vote: 5 - 0

58. C.48 APPROVE and AUTHORIZE the Health Services Director, or designee, to execute a contract with Seneca Residential and Day Treatment Center for Children, in an amount not to exceed \$939,510, to provide residential day treatment services for seriously emotional disturbed children for the period January 1, 2011 through June 30, 2011, with a six-month automatic extension through December 31, 2011, in an amount not to exceed \$939,510. (40% Federal Medi-Cal; 25% State Early and Periodic Screening, Diagnosis, and Treatment; 35% School Districts)

Vote: 5 - 0

59. C.49 APPROVE and AUTHORIZE the Health Services Director, or designee, to execute a contract with Sodexo America, LLC in an amount not to exceed \$377,840, to provide management and oversight of the Environmental Services Unit at Contra Costa Regional Medical and Health Centers, for the period January 1, 2011 through December 31, 2011. (100% Enterprise Fund I)

Vote: 5 - 0

60. C.50 APPROVE and AUTHORIZE the Health Services Director, or designee, to execute a contract with LTP CarePro, Inc. (dba Pleasant Hill Manor), in an amount not to exceed \$120,000 to provide augmented board and care services for County-referred mentally disordered clients, for the period February 1, 2011 through January 31, 2012. (100% Mental Health Realignment)

Vote: 5 - 0

61. C.51 APPROVE and AUTHORIZE the Health Services Director, or designee, to execute a contract with Jackson & Coker LocumTenens, LLC, in an amount not to exceed \$300,000, to provide temporary psychiatric services for the Mental Health Outpatients Clinics, for the period January 1, 2011 through December 31, 2011. (100% Mental Health Realignment)

Vote: 5 - 0

62. C.52 APPROVE and AUTHORIZE the Health Services Director, or designee, to execute a novation contract with The Latina Center, in an amount not to exceed \$109,240, to provide Mental Health Services Act prevention and early intervention services for the period July 1, 2010 through June 30, 2011, with a six-month automatic extension through December 31, 2011, in an amount not to exceed \$54,620. (100% Mental Health Services Act)

Vote: 5 - 0

63. C.53 AWARD trade contract to Ghilotti Brothers, Inc., San Rafael, the lowest responsible bidder, in the amount of \$245,039, for Trade Bid Package 1A (site demolition, earthwork, and grading) for the West County Health Center, 13601 San Pablo Avenue, San Pablo, for the Health Services Department, and AUTHORIZE the General Services Director, or designee, to execute the trade contract; REJECT bids received for Trade Bid Package 1B (foundation piles) for the same project and AUTHORIZE the General Services Director, or designee, to re-bid Trade Bid Package 1B. (100% Hospital Enterprise 1 Fund)

Vote: 5 - 0

64. C.54 APPROVE and AUTHORIZE the Employment and Human Services Director, or designee, to execute a contract with Language Line Services, Inc. in an amount not to exceed \$1,000,000 to provide telephone interpretation, on-site interpretation, and document translation services for the period April 1, 2011 through March 31, 2012. (20% County; 40% State; 40% Federal).

Vote: 5 - 0

65. C.55 APPROVE and AUTHORIZE the Health Services Director, or designee, to execute a contract amendment with Bay Area Community Resources, Inc., effective December 1, 2010, to increase the payment limit by \$14,966 to a new payment limit of \$360,399, to provide drug abuse prevention and treatment services to additional clients, with no change in the original term of July 1, 2010 through June 30, 2011. (62% Federal Primary Prevention Set-Aside, 8% State Comprehensive Drug Court Implementation, 30% California Emergency Management Agency – Justice Assistance Grant Offender Treatment Program)

Vote: 5 - 0

66. C.56 APPROVE and AUTHORIZE the Health Services Director, or designee, to execute a contract amendment with Seneca Residential and Day Treatment Center for Children, effective January 1, 2011, to increase the payment limit by \$321,621, to a new payment limit of \$821,621 to provide additional school-based mental health services to seriously emotionally disturbed students, with no change in the original term of July 1, 2010 through June 30, 2011, and to increase the automatic extension payment limit by \$160,810, to a new payment limit of \$410,810, with no change in the term of the automatic extension, through December 31, 2011. (36% Federal Medi-Cal; 23% State Early and Periodic Screening, Diagnosis and Treatment; 41% Mt. Diablo Unified School District)

Vote: 5 - 0

67. C.57 APPROVE and AUTHORIZE the Health Services Director, or designee, to execute a contract cancellation with Nazia Choudhury, M.D., effective at the close of business on January 1, 2011. (100% Enterprise Fund I)

Vote: 5 - 0

68. C.58 APPROVE and AUTHORIZE the Health Services Director, or designee, to execute an interagency agreement with Mt. Diablo Unified School District, in an amount not to exceed \$1,250,000, to provide school-based mental health services to seriously emotionally disturbed students in the Mt. Diablo Unified School District for the period January 1, 2011 through June 30, 2011, with a six-month automatic extension through December 31, 2011 in an amount not to exceed \$1,250,000. (40% Federal Medi-Cal; 25% State Early and Periodic Screening, Diagnostics, and Treatment; 35% Mt. Diablo Unified School District)

Vote: 5 - 0

69. C.59 APPROVE and AUTHORIZE the Health Services Director, or designee, to execute a contract with Seneca Residential and Day Treatment Center for Children, in an amount not to exceed \$125,958, to provide school-based mental health services to seriously emotionally disturbed students, for the period January 1, 2011 through June 30, 2011, with a six-month automatic extension through December 31, 2011, in an amount not to exceed \$125,958. (30% Federal Medi-Cal; 17% State Early and Periodic Screening, Diagnosis and Treatment; 50% West Contra Costa Unified School District; 3% Mental Health Realignment)

Vote: 5 - 0

70. C.60 APPROVE and AUTHORIZE the Health Services Director, or designee, to execute a novation contract with the Native American Health Center, Inc. in an amount not to exceed \$213,422, to provide Mental Health Services Act prevention and early intervention services for the period July 1, 2010 through June 30, 2011, with a six-month automatic extension through December 31, 2011, in an amount not to exceed \$106,711. (100% Mental Health Services Act)

Vote: 5 - 0

71. C.61 APPROVE and AUTHORIZE the Health Services Director, or designee, to execute a contract with Planned Parenthood, Shasta Diablo, Inc., in an amount not to exceed \$607,000 for the provision of prenatal services for Contra Costa Regional Medical Center and Health Centers patients, for the period from January 19, 2011 through June 30, 2011. (100% Enterprise Funds, offset by third party revenue)

Vote: 5 - 0

72. C.62 APPROVE and AUTHORIZE the Health Services Director, or designee to execute a cancellation agreement with Jon Whalen, M.D. for her existing contract, effective at close of business on January 31, 2011; and to execute a new contract with Jon Whalen, M.D., in an amount not to exceed \$300,800 to provide additional psychiatry services at Contra Costa Regional Medical and Health Centers, for the period from February 1, 2011 through January 31, 2012. (50% Federal Medi-Cal and 50% State Early and Periodic Screening, Diagnosis and Treatment)

Vote: 5 - 0

73. C.63 APPROVE and AUTHORIZE the Health Services Director, or designee, to execute a contract amendment with J. Michael Rona Consulting, LLC (dba Rona Consulting Group) effective October 1, 2010 to increase the payment limit by \$250,000 to a new total of \$345,000 and to extend the term from March 23, 2011 through March 31, 2012, for the provision of consulting services with regard to the Lean Improvement Project. (100% Enterprise Fund I)

Vote: 5 - 0

74. C.64 APPROVE and AUTHORIZE the Health Services Director, or designee, to execute a contract with John Muir Health, Inc. (dba John Muir Community Health Alliance), in an amount not to exceed \$3,000, for the County's use of a mobile van for the provision of health services in Central and East Contra Costa County, for the period from January 1, 2011 through December 31, 2011. (100% Federal Health Care for the Homeless Grant.)

Vote: 5 - 0

75. C.65 APPROVE and AUTHORIZE the Sheriff-Coroner, or designee, to execute a contract with Hunter Research, Inc., in an amount not to exceed \$850,000 for software design, development, programming, and annual maintenance support for the Automated Regional Information Exchange System (ARIES) Project for the period January 1 through December 31, 2011. (2009 Federal Urban Area Security Initiative grant and ARIES Subscriber fees)

Vote: 5 - 0

76. C.66 APPROVE and AUTHORIZE the Employment and Human Services Director, or designee, to execute a contract amendment with Ombudsman Services of Contra Costa, effective January 1, 2011, increasing the payment limit by \$66,969 to a new payment limit not to exceed \$200,209 to provide Long Term Care Ombudsman Services to Seniors with no change in the contract term of July 1, 2010 through June 30, 2011. (100% Federal)

Vote: 5 - 0

Other Actions

77. C.67 APPROVE Substantial Amendments to the County's FY 2008/09 and FY 2009/10 Community Development Block Grant (CDBG) Program Action Plans recapturing \$15,165 in unspent CDBG-R funds and \$30,000 in unspent CDBG funds and allocating said funds to Ujima Family Services, and AUTHORIZE the Conservation and Development Director, or designee, to execute an amendment to the existing contract to help finance improvements to its residential alcohol treatment program facility in San Pablo. (100% CDBG funds)

Vote: 5 - 0

78. C.68 ADOPT Resolution No. 2011/44 accepting as complete the contracted work performed by Bruce Carone Grading & Paving Company, 2500 Alhambra Avenue, Martinez, for the Health Services Department, as recommended by the General Services Director. (No fiscal impact)

Vote: 5 - 0

79. C.69 APPROVE and AUTHORIZE the Employment and Human Services Director, or designee, to issue Request for Proposal #1121 for the Family and Children's Trust Committee for prevention and intervention services to abused and neglected children or children at risk of abuse and neglect and their families in an amount not to exceed \$550,000 for the period of July 1, 2011 through June 30 2012. (100% Child Abuse Prevention, Intervention and Treatment (CAPIT))

Vote: 5 - 0

80. C.70 ACCEPT Annual Report on referrals to the Transportation Water and Infrastructure Committee. (No Fiscal Impact)

Vote: 5 - 0

81. C.71 ADOPT Resolution No. 2011/37 authorizing and directing the Auditor-Controller to establish the "Community Corrections Performance Incentives Fund", pursuant to Senate Bill 678 (Chapter 608, Statutes of 2009), as recommended by the County Probation Officer. (No fiscal impact)

Vote: 5 - 0

82. C.72 ACCEPT the 2010 Annual Report of the Advisory Council on Aging for the period of January 1, 2010 through December 31, 2010, as recommended by Employment and Human Services Director.

Vote: 5 - 0

83. C.73 AUTHORIZE General Plan Amendment study as requested by Byron Corners, Inc., for Assessor Parcel Nos. 002-140-009/010, located at 15031-15034 Byron Highway, Byron, to redesignate from Single Family Residential - High Density (SH) to Commercial (CO); ACKNOWLEDGE that granting authorization for this request does not imply any support or endorsement for the application to amend the General Plan, but only provides that this matter is appropriate for study. (No fiscal impact.)

Vote: 5 - 0

84. C.74 APPROVE the list of providers recommended by the Contra Costa Health Plan's Peer Review and Credentialing Committee at their December 29, 2010 and January 11, 2011 meetings, and by the Health Services Director, as required by the State Departments of Health Care Services and Managed Health Care, and the Centers for Medicare and Medicaid Services.

Vote: 5 - 0

85. C.75 Approve amendment to the Office of the County Counsel's Conflict of Interest Code, modifying list of designated positions, as recommended by the County Counsel.

Vote: 5 - 0

86. C.76 Approve amendments to the Board of Retirement of the Contra Costa County Employees' Retirement Association's Conflict of Interest Code, as recommended by the County Counsel.

Vote: 5 - 0

87. C.77 ACCEPT the Contra Costa County Public Law Library Board of Trustees' 2010 Annual Report and 2011 Work Plan, as recommended by the County Administrator. (No fiscal impact)

Vote: 5 - 0

88. C.78 APPROVE and AUTHORIZE the Purchasing Agent to execute, on behalf of the Sheriff-Coroner, a purchase change order with Sysco Food Services - Sacramento, to extend the termination date from June 31, 2011 to September 30, 2011 and increase the payment limit by \$936,000 to a new payment limit of \$2,436,000 to provide poultry and related meal products for inmates in adult detention facilities. (100% General Fund; Budgeted)

Vote: 4 - 0

Other: District II Supervisor Gayle B. Uilkema (RECUSE)

89. C.79 ACKNOWLEDGE that the unincorporated northeast Antioch area represents an opportunity for economic development, and that a draft Work Program has been prepared to identify the complex issues that need to be resolved to realize the potential; DESIGNATE the Supervisor, District V, to represent the County on a City-County Subcommittee with the City of Antioch; and DIRECT the County Administrator and the Director of Conservation and Development to provide staff support. (no fiscal impact)

Vote: 5 - 0

90. C.80 ADOPT County of Contra Costa Post-Employment Health Care Plan Investment Policies and Guidelines, as recommended by the Post Retirement Health Benefits Trust Agreement Advisory Body.

Vote: 5 - 0

91. C.81 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.

Vote: 5 - 0

GENERAL INFORMATION

The Board meets in all its capacities pursuant to Ordinance Code Section 24-2.402, including as the Housing Authority and 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 taped 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 Thursday of the month at 10:00 a.m. at Director of Airports Office, 550 Sally Ride Drive, Concord.

The **Family and Human Services Committee** (Supervisors Gayle B. Uilkema 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 **Finance Committee** (Supervisors John Gioia 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 **Internal Operations Committee** (Supervisors Mary N. Piepho and John Gioia) meets on the third Monday of the month at 9:30 a.m. in Room 101, County Administration Building, 651 Pine Street, Martinez.

The **Legislation Committee** (Supervisors Karen Mitchoff and John Gioia) meets on the third Monday of the month at 11:00 a.m. in Room 101, County Administration Building, 651 Pine Street, Martinez.

The **Public Protection Committee** (Supervisors Federal D. Glover and Gayle B. Uilkema) meets on the first 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 Mary N. Piepho and Karen Mitchoff) meets on the second Wednesday of the month at 9:30 a.m. in Room 101, County Administration Building, 651 Pine Street, Martinez.

Airports Committee	February 24, 2011		See above
Family & Human Services Committee	February 14, 2011 - CANCELLED		See above
Finance Committee	March 7, 2011		See above
Internal Operations Committee	February 28, 2011		See above
Legislation Committee	February 21, 2011		See above
Public Protection Committee	March 7, 2011		See above
Transportation, Water & Infrastructure Committee	February 28, 2011 - Special	2:30 p.m.	Room 101

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
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
CCCFPD (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 (CCCFPD) 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
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
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
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: Jason Crapo, County Building Official
Date: February 8, 2011

Subject: Cost confirmation hearing for real property located at 1395 Frances Rd., San Pablo

RECOMMENDATION(S):

OPEN the hearing on the attached itemized report on the costs of abating a public nuisance on the real property located at 1395 Frances Rd., San Pablo, CA, Contra Costa County; APN 405-133-003; RECEIVE and CONSIDER the report and any objections from the property owner and other persons with a legal interest in the property; and CLOSE the hearing.

DETERMINE the costs of all abatement work and all administrative costs to be \$1,600.92.

ORDER the itemized report confirmed and DIRECT it to be filed with the Clerk of the Board of Supervisors.

ORDER the costs to be specially assessed against the above-referenced property and AUTHORIZE the recordation of a Notice Of Abatement Lien.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011** ☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: June McHuen, Deputy

Contact: Jason Crapo 335-1108

cc:

FISCAL IMPACT:

The costs as determined above will be added to the tax roll as a special assessment and will be collected at the same time and in the same manner as ordinary county taxes are collected.

BACKGROUND:

Contra Costa County Ordinance Code Article 14-6.4 and Government Code Section 25845 authorize the recovery of abatement costs in public nuisance cases, the recordation of a Notice of Abatement Lien, and inclusion of abatement costs on the tax roll as a special assessment upon approval of the Board of Supervisors.

The Notice to Comply was posted on the above-referenced property for a vacant structure whose premises contain weeds and vegetation over 18" inches in height and served on the property owner and all persons known to be in possession of the property by certified mail on June 21, 2010.

The property owner did not file an appeal of the Notice and Order to Abate. The County Abatement Officer abated the nuisance on August 23, 2010.

The property owner was billed for the actual cost of the abatement and all administrative costs. The bill was sent by first-class mail to the property owner on September 22, 2010. The property owner did not pay the bill within 45 days of the date of mailing.

Notice of this Cost Hearing was sent to the property owner by certified mail by the Clerk of the Board. For proof of service, see Clerk of the Board at 651 Pine Street, Room 106, Martinez, CA.

CONSEQUENCE OF NEGATIVE ACTION:

If not approved the County will not be able to recover costs for abatement on code violations for this property.

CHILDREN'S IMPACT STATEMENT:

Not applicable.

CLERK'S ADDENDUM

CLOSED the hearing; DETERMINED the costs of all abatement work and all administrative costs to be \$1,600.92; ORDERED the itemized report confirmed and DIRECTED it to be filed with the Clerk of the Board of Supervisors; ORDERED the costs to be specially assessed against the above-referenced property and AUTHORIZED the recordation of a Notice Of Abatement Lien.

ATTACHMENTS

Itemized costs

Photos

CONTRA COSTA COUNTY

DATE: February 8, 2011

TO: Clerk of the Board

FROM: Department of Conservation & Development
By: Mark Alford, Building Inspector II

RE: Itemized Report of Abatement Costs

The following is an itemized report of the costs of abatement for the below described property pursuant to C.C.C. Ord. Code ' 14-6.428.

OWNER: Santos Cortez

POSSESSOR: N/A

MORTGAGE HOLDER: N/A

ABATEMENT ORDERED DATE: June 21, 2010

ABATEMENT COMPLETED DATE: August 23, 2010

SITE ADDRESS: 1395 Frances Rd., San Pablo, CA
APN #:405-133-003

PROPERTY DESCRIPTION: Single Family Dwelling

AMOUNT OF ABATEMENT COSTS (CCC ORDINANCE CODE 14-6.428)

ITEM	EXPLANATION	COST
Notice to Comply		\$ 200.00
Site Inspections (4 @ \$50 ea)		\$ 200.00
PIRT (Title Search)		\$ 150.00
Certified Letter & Regular Mailings		\$ 23.92
Photos		\$ 9.00
Contractor hired for abatement		\$ 618.00
Final Site Inspection to Confirm Compliance		\$ 200.00
Compliance Report and Board Hearing		\$ 200.00
	Total	\$ <u>1600.92</u>

Abatement costs can be paid at or mailed to Building Inspection Division, Property Conservation Division, 651 Pine Street, 4th Floor, Martinez, CA 94553.



Before



After

Address: 1395 Frances Road, San Pablo Ca.

RF #: RF10-00401

Notes: Property abated by County.



Contra
Costa
County

To: Board of Supervisors
From: Jason Crapo, County Building Official
Date: February 8, 2011

Subject: Cost Confirmation Hearing for 5860 Grand Canyon Ave., San Pablo, CA

RECOMMENDATION(S):

OPEN the hearing on the attached itemized report on the costs of abating a public nuisance on the real property located at 5860 Grand Canyon Ave., San Pablo, CA, Contra Costa County; APN 419-121-006; RECEIVE and CONSIDER the report and any objections from the property owner and other persons with a legal interest in the property; and CLOSE the hearing.

DETERMINE the costs of all abatement work and all administrative costs to be \$3,366.98.

ORDER the itemized report confirmed and DIRECT it to be filed with the Clerk of the Board of Supervisors.

ORDER the costs to be specially assessed against the above-referenced property and AUTHORIZE the recordation of a Notice Of Abatement Lien.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011** ☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: June McHuen, Deputy

Contact: Jason Crapo 335-1108

cc:

FISCAL IMPACT:

The costs as determined above will be added to the tax roll as a special assessment and will be collected at the same time and in the same manner as ordinary county taxes are collected.

BACKGROUND:

Contra Costa County Ordinance Code Article 14-6.4 and Government Code Section 25845 authorize the recovery of abatement costs in public nuisance cases, the recordation of a Notice of Abatement Lien, and inclusion of abatement costs on the tax roll as a special assessment upon approval of the Board of Supervisors.

The Notice to Comply was posted on the above-referenced property for unsecured vacant structure whose premises contain waste, rubbish, debris and excessive vegetation and served on the property owner and all persons known to be in possession of the property by certified mail on June 8, 2010.

The property owner did not file an appeal. The County Abatement Officer abated the nuisance on November 17, 2010.

The property owner was billed for the actual cost of the abatement and all administrative costs. The bill was sent by certified and first-class mail to the property owner on November 18, 2010. The property owner did not pay the bill within 45 days of the date of mailing.

Notice of this Cost Hearing was sent to the property owner by certified mail by the Clerk of the Board. For proof of service, see Clerk of the Board at 651 Pine Street, Room 106, Martinez, CA.

CONSEQUENCE OF NEGATIVE ACTION:

If not approved the County will not be able to recover costs for abatement on code violations for this property.

CHILDREN'S IMPACT STATEMENT:

Not applicable.

CLERK'S ADDENDUM

CLOSED the hearing; DETERMINED the costs of all abatement work and all administrative costs to be \$3,366.98; ORDERED the itemized report confirmed and DIRECT it to be filed with the Clerk of the Board of Supervisors; ORDERED the costs to be specially assessed against the above-referenced property and AUTHORIZED the recordation of a Notice Of Abatement Lien.

ATTACHMENTS

Itemized Costs

Photos

CONTRA COSTA COUNTY

DATE: February 8, 2011
TO: Clerk of the Board
FROM: Department of Conservation & Development
By: Joe Losado, Sr. Building Inspector
RE: Itemized Report of Abatement Costs

The following is an itemized report of the costs of abatement for the below described property pursuant to C.C.C. Ord. Code ' 14-6.428.

OWNER: Alvaro & Virginia Dos Santos
Robert Abbott

POSSESSOR: N/A

MORTGAGE HOLDER: N/A

ABATEMENT ORDERED DATE: June 8, 2010

ABATEMENT COMPLETED DATE: November 17, 2010

SITE ADDRESS: 5860 Grand Canyon Ave., San Pablo, CA
APN #:419-121-006

PROPERTY DESCRIPTION: Single Family Dwelling

AMOUNT OF ABATEMENT COSTS (CCC ORDINANCE CODE 14-6.428)

ITEM	EXPLANATION	COST
Notice to Comply		\$ 250.00
Site Inspections (5 @ \$100 ea)		\$ 500.00
PIRT (Title Search)		\$ 150.00
Certified Letter & Regular Mailings		\$ 23.48
Photos		\$ 13.50
Contractor hired for abatement		\$ 2030.00
Final Site Inspection to Confirm Compliance		\$ 200.00
Compliance Report and Board Hearing		\$ 200.00
	Total	\$ <u>3366.98</u>

Abatement costs can be paid at or mailed to Building Inspection Division, Property Conservation Division, 651 Pine Street, 4th Floor, Martinez, CA 94553.



Before



After

Address: 5860 Grand Canyon Ave., San Pablo

RF #: RF10-00366

Notes: Structure was trashed out and boarded up. Property was cleaned and excess vegetation was cut



Contra
Costa
County

To: Board of Supervisors
From: Jason Crapo, County Building Official
Date: February 8, 2011

Subject: Cost Confirmation Hearing for 870 Allview Ave., El Sobrante

RECOMMENDATION(S):

OPEN the hearing on the attached itemized report on the costs of abating a public nuisance on the real property located at 870 Allview Ave., El Sobrante, CA, Contra Costa County; APN 426-131-001; RECEIVE and CONSIDER the report and any objections from the property owner and other persons with a legal interest in the property; and CLOSE the hearing.

DETERMINE the costs of all abatement work and all administrative costs to be \$5,780.84.

ORDER the itemized report confirmed and DIRECT it to be filed with the Clerk of the Board of Supervisors.

ORDER the costs to be specially assessed against the above-referenced property and AUTHORIZE the recordation of a Notice Of Abatement Lien.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011** ☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: June McHuen, Deputy

Contact: Jason Crapo 335-1108

cc:

FISCAL IMPACT:

The costs as determined above will be added to the tax roll as a special assessment and will be collected at the same time and in the same manner as ordinary county taxes are collected.

BACKGROUND:

Contra Costa County Ordinance Code Article 14-6.4 and Government Code Section 25845 authorize the recovery of abatement costs in public nuisance cases, the recordation of a Notice of Abatement Lien, and inclusion of abatement costs on the tax roll as a special assessment upon approval of the Board of Supervisors.

The Notice to Comply was posted on the above-referenced property for unsecured vacant structure whose premises and interior contain waste, rubbish, debris and excessive vegetation and served on the property owner and all persons known to be in possession of the property by certified mail on July 27, 2010.

The property owner did not file an appeal. The County Abatement Officer abated the nuisance on September 29, 2010.

The property owner was billed for the actual cost of the abatement and all administrative costs. The bill was sent by certified and first-class mail to the property owner on October 4, 2010. The property owner did not pay the bill within 45 days of the date of mailing.

Notice of this Cost Hearing was sent to the property owner by certified mail by the Clerk of the Board. For proof of service, see Clerk of the Board at 651 Pine Street, Room 106, Martinez, CA.

CONSEQUENCE OF NEGATIVE ACTION:

If not approved the County will not be able to recover costs for abatement on code violations for this property.

CHILDREN'S IMPACT STATEMENT:

Not applicable.

CLERK'S ADDENDUM

CLOSED the hearing; DETERMINED the costs of all abatement work and all administrative costs to be \$5,780.84; ORDERED the itemized report confirmed and DIRECTED it to be filed with the Clerk of the Board of Supervisors; ORDERED the costs to be specially assessed against the above-referenced property and AUTHORIZE the recordation of a Notice Of Abatement Lien.

ATTACHMENTS

Itemized costs

Photos

Photos

CONTRA COSTA COUNTY

DATE: February 8, 2011
TO: Clerk of the Board
FROM: Department of Conservation & Development
By: Joe Losado, Sr. Building Inspector
RE: Itemized Report of Abatement Costs

The following is an itemized report of the costs of abatement for the below described property pursuant to C.C.C. Ord. Code ' 14-6.428.

OWNER: Vicente C. Hizon

POSSESSOR: N/A

MORTGAGE HOLDER: N/A

ABATEMENT ORDERED DATE: July 27, 2010

ABATEMENT COMPLETED DATE: September 29, 2010

SITE ADDRESS: 870 Allview Ave., El Sobrante, Ca
APN #:426-131-001

PROPERTY DESCRIPTION: Single Family Dwelling

AMOUNT OF ABATEMENT COSTS (CCC ORDINANCE CODE 14-6.428)

ITEM	EXPLANATION	COST
Notice to Comply		\$ 100.00
Site Inspections (3 @ \$50 ea)		\$ 150.00
PIRT (Title Search)		\$ 150.00
Certified Letter & Regular Mailings		\$ 47.84
Photos		\$ 33.00
Contractor hired for abatement		\$ 4900.00
Final Site Inspection to Confirm Compliance		\$ 200.00
Compliance Report and Board Hearing		\$ 200.00
	Total	\$ <u>5780.84</u>

Abatement costs can be paid at or mailed to Building Inspection Division, Property Conservation Division, 651 Pine Street, 4th Floor, Martinez, CA 94553.



Before



After

Address: 870 Allview Ave., El Sobrante

RF #: BIRF10-00501

Notes: All debris removed from the interior and exterior property and house was boarded up.



Before



before

Address: 870 Allview Ave., El Sobrante

RF #: RF10-00501

Notes: Household debris throughout house



Contra
Costa
County

To: Board of Supervisors
From: Jason Crapo, County Building Official
Date: February 8, 2011

Subject: Cost Confirmation Hearing for 5th Street, Richmond, CA

RECOMMENDATION(S):

OPEN the hearing on the attached itemized report on the costs of abating a public nuisance on the real property located at (vacant lot) 5th St., Richmond, CA, Contra Costa County; APN 409-100-009; RECEIVE and CONSIDER the report and any objections from the property owner and other persons with a legal interest in the property; and CLOSE the hearing.

DETERMINE the costs of all abatement work and all administrative costs to be \$1,701.36.

ORDER the itemized report confirmed and DIRECT it to be filed with the Clerk of the Board of Supervisors.

ORDER the costs to be specially assessed against the above-referenced property and AUTHORIZE the recordation of a Notice Of Abatement Lien.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011** ☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: June McHuen, Deputy

Contact: Jason Crapo 335-1108

cc:

FISCAL IMPACT:

The costs as determined above will be added to the tax roll as a special assessment and will be collected at the same time and in the same manner as ordinary county taxes are collected.

BACKGROUND:

Contra Costa County Ordinance Code Article 14-6.4 and Government Code Section 25845 authorize the recovery of abatement costs in public nuisance cases, the recordation of a Notice of Abatement Lien, and inclusion of abatement costs on the tax roll as a special assessment upon approval of the Board of Supervisors.

The Notice and Order to Abate was posted on the above-referenced property for vacant property whose premises contain waste, rubbish, debris and excessive vegetation and served on the property owner and all persons known to be in possession of the property by certified mail on June 9, 2010.

The property owner did not file an appeal. The County Abatement Officer abated the nuisance on June 28, 2010.

The property owner was billed for the actual cost of the abatement and all administrative costs. The bill was sent by certified and first-class mail to the property owner on July 22, 2010. The property owner did not pay the bill within 45 days of the date of mailing.

Notice of this Cost Hearing was sent to the property owner by certified mail by the Clerk of the Board. For proof of service, see Clerk of the Board at 651 Pine Street, Room 106, Martinez, CA.

CONSEQUENCE OF NEGATIVE ACTION:

If not approved the County will not be able to recover costs for abatement on code violations.

CHILDREN'S IMPACT STATEMENT:

Not applicable.

CLERK'S ADDENDUM

CLOSED the hearing; DETERMINED the costs of all abatement work and all administrative costs to be \$1,701.36; ORDERED the itemized report confirmed and DIRECTED it to be filed with the Clerk of the Board of Supervisors; ORDERED the costs to be specially assessed against the above-referenced property and AUTHORIZED the recordation of a Notice Of Abatement.

ATTACHMENTS

Itemized costs

Photos

CONTRA COSTA COUNTY

DATE: February 8, 2011

TO: Clerk of the Board

FROM: Department of Conservation & Development
By: Joe Losado, Sr. Building Inspector for
Eduardo Franco, Building Inspector I

RE: Itemized Report of Abatement Costs

The following is an itemized report of the costs of abatement for the below described property pursuant to C.C.C. Ord. Code ' 14-6.428.

OWNER: Nelly Jones
c/o JB Clemons

POSSESSOR: N/A

MORTGAGE HOLDER: N/A

ABATEMENT ORDERED DATE: June 9, 2010

ABATEMENT COMPLETED DATE: June 28, 2010

SITE ADDRESS: 5th Street, Richmond, CA
APN #:409-100-009

PROPERTY DESCRIPTION: Vacant property

AMOUNT OF ABATEMENT COSTS (CCC ORDINANCE CODE 14-6.428)

ITEM	EXPLANATION	COST
Notice to Comply		\$ 100.00
Site Inspections (2 @ \$50 ea)		\$ 100.00
PIRT (Title Search)		\$ 150.00
Certified Letter & Regular Mailings		\$ 24.36
Photos		\$ 9.00
Contractor hired for abatement		\$ 918.00
Final Site Inspection to Confirm Compliance		\$ 200.00
Compliance Report and Board Hearing		\$ 200.00
	Total	\$ <u>1701.36</u>

Abatement costs can be paid at or mailed to Building Inspection Division, Property Conservation Division, 651 Pine Street, 4th Floor, Martinez, CA 94553.



Before



After

Address: 5th Street, Richmond

RF #: RV10-00019

Notes: Debris removed from property and weeds cut down



Contra
Costa
County

To: Board of Supervisors
From: Jason Crapo, County Building Official
Date: February 8, 2011

Subject: Cost Confirmation hearing for the real property located 616 Grove Ave., Richmond, CA

RECOMMENDATION(S):

OPEN the hearing on the attached itemized report on the costs of abating a public nuisance on the real property located at 616 Grove Ave., Richmond, CA, Contra Costa County; APN 409-132-002; RECEIVE and CONSIDER the report and any objections from the property owner and other persons with a legal interest in the property; and CLOSE the hearing.

DETERMINE the costs of all abatement work and all administrative costs to be \$2,941.86.

ORDER the itemized report confirmed and DIRECT it to be filed with the Clerk of the Board of Supervisors.

ORDER the costs to be specially assessed against the above-referenced property and AUTHORIZE the recordation of a Notice Of Abatement Lien.

FISCAL IMPACT:

The costs, as determined above, will be added to the tax roll as a special assessment and will be collected at the same time and in the same manner as ordinary county taxes are collected.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: 02/08/2011

☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: June McHuen, Deputy

Contact: Jason Crapo 335-1108

cc:

BACKGROUND:

Contra Costa County Ordinance Code Article 14-6.4 and Government Code Section 25845 authorize the recovery of abatement costs in public nuisance cases, the recordation of a Notice of Abatement Lien, and inclusion of abatement costs on the tax roll as a special assessment upon approval of the Board of Supervisors.

The Notice and Order to Abate was posted on the above-referenced property for a vacant property whose premises contains waste, rubbish, debris and excessive vegetation and served on the property owner and all persons known to be in possession of the property by certified mail on August 25, 2010.

The property owner did not file an appeal. The County Abatement Officer abated the nuisance on September 16, 2010.

The property owner was billed for the actual cost of the abatement and all administrative costs. The bill was sent by certified and first-class mail to the property owner on September 21, 2010. The property owner did not pay the bill within 45 days of the date of mailing.

Notice of this Cost Hearing was sent to the property owner by certified mail by the Clerk of the Board. For proof of service, see Clerk of the Board at 651 Pine Street, Room 106, Martinez, CA.

CONSEQUENCE OF NEGATIVE ACTION:

If not approved the County will not be able to recover costs for abatement of code violations for this property.

CHILDREN'S IMPACT STATEMENT:

Not applicable.

CLERK'S ADDENDUM

CLOSED the hearing; DETERMINED the costs of all abatement work and all administrative costs to be \$2,941.86.; ORDERED the itemized report confirmed and DIRECT it to be filed with the Clerk of the Board of Supervisors; ORDERED the costs to be specially assessed against the above-referenced property and AUTHORIZED the recordation of a Notice Of Abatement Lien.

ATTACHMENTS

Itemized costs

Photos

CONTRA COSTA COUNTY

DATE: February 8, 2011
TO: Clerk of the Board
FROM: Building Inspection Division
By: Joe Losado, Sr. Building Inspector
for Eduardo Franco, Building Inspector I
RE: Itemized Report of Abatement Costs

The following is an itemized report of the costs of abatement for the below described property pursuant to C.C.C. Ord. Code ' 14-6.428.

OWNER: Estate of Fanny Wilson
c/o Tracey Warren

POSSESSOR: N/A

MORTGAGE HOLDER: N/A

ABATEMENT ORDERED DATE: August 25, 2010

ABATEMENT COMPLETED DATE: September 16, 2010

SITE ADDRESS: 616 Grove Ave., Richmond, CA
APN #:409-132-002

PROPERTY DESCRIPTION: Vacant Lot

AMOUNT OF ABATEMENT COSTS (CCC ORDINANCE CODE 14-6.428)

ITEM	EXPLANATION	COST
Notice to Comply		\$ 200.00
Site Visits (6 @ \$50 ea)		\$ 300.00
PIRT (Title Search)		\$ 150.00
Certified Letter & Regular Mailings		\$ 24.36
Photos		\$ 13.50
Contractor hired for abatement		\$ 1854.00
Final Site Inspection to Confirm Compliance		\$ 200.00
Compliance Report and Board Hearing		\$ <u>200.00</u>
Total		\$ 2941.86

Abatement costs can be paid at or mailed to Department of Conservation and Development, Building Inspection Division, Property Conservation, 651 Pine Street, 4th Floor, Martinez, CA 94553.



Before



After

Address: 616 Grove Avenue, Richmond

RF #: BIRV10-00069

Notes:



Contra
Costa
County

To: Board of Supervisors
From: David O. Livingston, Sheriff-Coroner
Date: February 8, 2011

Subject: Hearing to Consider Transfer of Cardroom License 6.

RECOMMENDATION(S):

1. OPEN the public hearing to consider the transfer of Cardroom License No. 6, RECEIVE testimony, and CLOSE the hearing.
2. APPROVE and AUTHORIZE the Sheriff-Coroner, or designee, to transfer Cardroom License No. 6, for the Cardroom known as "California Grand Casino" located at 5988 Pacheco Blvd., Pacheco, from Mr. Lamar V. Wilkinson, as sole proprietor, to California Grand Casino, a California Corporation, a corporation wholly owned by Mr. Lamar V. Wilkinson, effective February 1, 2011, as recommended by the Sheriff-Coroner.

FISCAL IMPACT:

\$1,500.00; \$1,000.00 license transfer fee plus \$500.00 application fee. 100% revenue.

BACKGROUND:

In accordance with Contra Costa County Code Section 52-3.323, Mr. Lamar V. Wilkinson submitted an application for the transfer

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: 02/08/2011

☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: June McHuen, Deputy

Contact: Eileen Devlin, (925)
335-1557

cc:

BACKGROUND: (CONT'D)

of Cardroom License Number 6, for the Cardroom known as "California Grand Casino," located at 5988 Pacheco Blvd, Pacheco. The transfer is from Mr. Lamar V. Wilkinson, its sole proprietor, to California Grand Casino, a California Corporation, a corporation wholly owned by Mr. Lamar V. Wilkinson. The transfer will be effective February 1, 2011.

Mr. Wilkinson, the licensee since March 15, 1980, owns 100% of the outstanding stock of the corporation and serves as its sole officer and director. Through the corporation, Mr. Wilkinson will continue to exercise ownership, operation, and control of the casino following the transfer.

The Office of the Sheriff has processed the application, conducted an appropriate background investigation of the applicant, and posted Public Notice of the Hearing on the application. The Sheriff recommends that the Board authorize the transfer of the license.

CONSEQUENCE OF NEGATIVE ACTION:

Negative action would result in delay of license transfer.

CHILDREN'S IMPACT STATEMENT:

No impact.

CLERK'S ADDENDUM

CLOSED the hearing; APPROVED and AUTHORIZED the Sheriff-Coroner, or designee, to transfer Cardroom License No. 6, for the Cardroom known as "California Grand Casino" located at 5988 Pacheco Blvd., Pacheco, from Mr. Lamar V. Wilkinson, as sole proprietor, to California Grand Casino, a California Corporation, a corporation wholly owned by Mr. Lamar V. Wilkinson, effective February 1, 2011.



Contra
Costa
County

To: Board of Supervisors
From: William Walker, M.D., Health Services Director
Date: February 8, 2011

Subject: Continuation of Fire Service Paramedic Payments

RECOMMENDATION(S):

Authorize the Emergency Medical Services Director to waive any penalty or reduction in payment to fire districts and municipalities providing paramedic first response that would otherwise result from permanent or temporary elimination of a paramedic engine so long as paramedic first response service continues to be provided using other paramedic engines for fiscal years 2010-11 and 2011-12.

FISCAL IMPACT:

Payments made pursuant to this recommendation will be from currently budgeted funds in County Service Area EM-1 (Measure H) and will have no impact on the General Fund.

BACKGROUND:

Payments of \$30,000 per paramedic engine are made to fire services from County Service Area EM-1 (Measure H) funds to help offset the costs to participating fire districts and municipalities of providing paramedic first response. These payments are in accordance with a plan approved by the Board of Supervisors on May 18, 2004 and subsequently incorporated into written

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011** ☐ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: June McHuen, Deputy

Contact: Art Lathrop, 646-4690

cc: Tasha Scott, Barbara Borbon, Juliene Latteri

BACKGROUND: (CONT'D)

agreements with those entities implementing paramedic engines. These include the Cities of El Cerrito and Pinole, and Contra Costa County, Moraga-Orinda, and Rodeo-Hercules Fire Protection Districts. Each agreement contains provision for reduction of the \$30,000/engine annual subsidy for periods during which a specified engine is not paramedic staffed. This recommendation will continue subsidies in effect without reduction for those fire services that reduce engine services through station closure or “brown-out” so long as paramedic first response is provided throughout the respective jurisdiction using available paramedic engines.

CONSEQUENCE OF NEGATIVE ACTION:

Those fire jurisdictions forced to curtail fire engine services due to budget restraints will lose a portion of the CSA EM-1 (Measure H) subsidy for paramedic first responder service.

CHILDREN'S IMPACT STATEMENT:

No impact.



**Contra
Costa
County**

To: Board of Supervisors
From: Catherine Kutsuris, Conservation & Development Director
Date: February 8, 2011

Subject: Report on SB 375/Sustainable Communities Strategy

RECOMMENDATION(S):

ACCEPT report on the implementation of California Senate Bill 375 and the development of a Sustainable Communities Strategy, and, as necessary, provide DIRECTION to staff.

FISCAL IMPACT:

None. There is no fiscal impact to accept the report, and County staff participation in the development of the Sustainable Communities Strategy under SB 375 was anticipated in the budgets of the affected departments.

However, according to a digest of Senate Bill 375 by California's Legislative Counsel, "because the bill would impose additional duties on local agencies, it would impose a State-mandated local program." Such State-mandated local programs are eligible to receive cost reimbursements from the State of California under SB 90.



APPROVE



OTHER



RECOMMENDATION OF CNTY



RECOMMENDATION OF BOARD

ADMINISTRATOR

COMMITTEE

Action of Board On: **02/08/2011**



APPROVED AS
RECOMMENDED



OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: , Deputy

Contact: Patrick Roche 925
335-1242

cc:

BACKGROUND:

California Senate Bill (SB) 375 became law in 2008 and is considered landmark legislation for California because it aligns three major planning processes - land use, transportation planning and funding, and housing – all as part of a coordinated effort to reduce greenhouse gas emissions (GHG).

SB 375 requires the preparation of a Sustainable Communities Strategy (SCS) in all metropolitan regions in California in order to achieve the goals established under Assembly Bill 32 (The Global Warming Solutions Act of 2006), which are to reduce GHG emissions to 1990 levels by 2020 and by 80% below 2005 levels by 2050, by specifically setting State and regional targets for GHG emissions from automobiles and light trucks.

The primary objective of the SCS is to reduce GHG emissions by influencing land use patterns to reduce vehicle miles traveled for automobiles and light trucks. In the San Francisco Bay Area, SB 375 gives joint responsibility for SCS development to the Metropolitan Transportation Commission (MTC) and the Association of Bay Area Governments (ABAG), and provides that they will coordinate their SCS activities with other regional agencies, including the Bay Area Air Quality Management District (BAAQMD) and the San Francisco Bay Conservation and Development Commission (BCDC). SB 375 also requires that MTC/ABAG consult and engage with cities and counties in the preparation of the SCS.

The purpose of this report is to provide an overview of SB 375 and the SCS process, to update the Board of Supervisors on current activities related to the development of the SCS for the Bay Area, and to highlight certain issues that the Board may want to consider as the SCS process moves forward in 2011.

Sustainable Communities Strategy (SCS)

An SCS is an enhanced land use element or component that will be developed within the Regional Transportation Plan (RTP) and will set forth a growth strategy or blueprint for the region to reduce GHG emissions. The SCS will integrate several existing regional planning processes and is required under SB 375 to accomplish the following objectives:

1. Provide a new 25-year land use strategy for the Bay Area that is realistic and identifies areas to accommodate all of the region's population, including all income groups.
2. Identify areas within the Bay Area sufficient to house an eight (8) year projection of the region's housing need.
3. Forecast a land use pattern, which when integrated with the transportation system, reduces GHG emissions from passenger vehicles and light trucks and is measured against the Bay Area's regional GHG emission reduction target as established by the California Air Resources Board (CARB). This will require quantifying the reduction in GHG emissions projected to be achieved under the SCS, and, if the SCS does not achieve the targeted reductions in GHG emissions, identifying the difference between the amount that the SCS would actually reduce GHG emissions and the target for the region.

CARB, in response to the mandates of SB 375, has set GHG targets for passenger vehicles and light trucks for each metropolitan region in California. For the nine-county San Francisco Bay Area (ABAG region), CARB set GHG emissions reduction targets of 7% reduction by 2020 and 15% reduction by 2050. The SCS must feasibly meet the GHG emissions reductions targets set by CARB, but SB 375 provides for an Alternative Planning Strategy (APS) if the GHG targets cannot be feasibly met through the SCS.

The SCS is required to be included as part of the Bay Area's 25-year Regional Transportation Plan (RTP). By Federal law, the RTP must be internally consistent; consequently, the \$200 (+) billion in transportation investments included in the Bay Area's RTP must align with and support the SCS land use pattern. Additionally, SB 375 requires that an updated eight (8) year regional housing need allocation (RHNA) prepared by ABAG be consistent with the SCS. The SCS, RTP, and RHNA will be adopted simultaneously in early 2013.

The goal of the SCS is not only to reduce GHG emissions, but also to help set a vision for the growth and development of the Bay Area for the next 25 years by confronting the 21st Century challenges associated with the

region's growing and changing population, shifting economic realities, increasing public health imperatives, and climate change. In recognition of these other goals, ABAG and MTC will be adopting performance targets and indicators that will help inform decision-makers about land use patterns and transportation investments. These targets and indicators will apply to the SCS and the RTP, although they will not weigh as heavily as GHG reduction targets, but will provide additional criteria for use in comparing alternative SCS scenarios. It is anticipated that the SCS will build upon existing efforts in Bay Area communities to encourage more focused and compact growth through a joint ABAG/MTC project called "FOCUS Priority Development Areas (PDAs)". The PDAs provide a foundation upon which to structure the region's Sustainable Communities Strategy. PDAs are locally identified and regionally adopted infill development opportunity areas located near transit. There are several planned and proposed PDAs in the unincorporated area, including: Contra Costa Centre, Pittsburg/Bay Point BART Station Area, Downtown El Sobrante, along the San Pablo Avenue, and North Richmond. PDAs currently encompass approximately 3% of the region's land area and it is estimated existing PDAs can collectively accommodate about 50% of the Bay Area's housing need through 2035. While it is encouraging that 50% of region's housing need could feasibly fit within a smaller footprint of land, it does indicate that there will be real challenges meeting the region's needs for housing and employment outside of existing PDAs.

Local Government Participation -SCS County/Corridor Working Group and Regional Advisory Working Group

To be successful, the SCS will require partnership among regional agencies, local jurisdictions, Congestion Management Agencies (CMAs), transit agencies, and other regional stakeholder interests. MTC and ABAG are engaged in an exchange of information with local governments at several levels, primarily through County-Corridor Working Groups. A Contra Costa County-Corridor Working Group has already been formed under the auspices of the Contra Costa Transportation Authority (CCTA). Besides CCTA staff, which provides coordination and technical support, it includes planners from the cities, CMA staff, and representatives from other key agencies such as transit agencies and ABAG/MTC planners. Staff from the Department of Conservation & Development is participating in the County-Corridor Working Group. It is envisioned that Working Group members will provide updates and information to their locally elected officials through regular reports like this one, and eventually through recommended council or board resolutions that acknowledge and respond to implications of the SCS for each jurisdiction.

In addition to the County-Corridor Working Groups, a Regional Advisory Working Group (RAWG), comprised of local government officials (elected/non-elected) and key stakeholders throughout the region, provides technical oversight at the regional level. Staff from the CCTA has been participating in the RAWG meetings.

It is believed that the County's costs for staff time devoted to the Sustainable Communities Strategy planning process will be subject to State reimbursement through the SB 90 program.

Development of SCS Scenarios

The SCS will be an iterative process that includes a sequence of growth and supportive transportation scenarios. The Vision Scenario will encompass an identification of places (place types), policies, and strategies for long-term, sustainable development in the Bay Area. It will incorporate the 25-year regional housing need, provide a set of housing employment growth projections at regional, county, jurisdictional, and sub-jurisdictional levels, and it will be evaluated against the Bay Area's GHG emission reduction targets as well as other performance targets adopted for the SCS. It will be the responsibility of local governments to identify places with potential for sustainable development, including existing Priority Development Areas, transit corridors, employment areas, and other areas with infill development potential that lack transit services but offer opportunities for increased walkability and reduced driving.

For Contra Costa County the place types to be factored into the Vision Scenario include: Pittsburg/Bay Point BART Station Area, Contra Costa Centre, Downtown El Sobrante, the San Pablo Avenue Corridor, and North

Richmond. The intent of the Initial Vision Scenario is to show a development pattern that is unconstrained by public service limitations and funding for transportation and other public infrastructure.

An Initial Vision Scenario should be released by ABAG in March 2011, followed by more detailed SCS scenarios that refine the Initial Vision Scenario, which is expected in Spring and Fall, 2011, with a final draft for review in early 2012.

It is anticipated that by early Spring 2011, local governments, regional agencies, and stakeholder interests will be able to evaluate the feasibility of achieving the Initial Vision Scenario and then a series of Detailed Scenarios will be produced. The Detailed Scenarios will take into account constraints that might limit development potential, and will identify the infrastructure and resources needed to support the scenario. ABAG and MTC expect to release a first round of Detailed Scenarios by July 2011, following multiple workshops and discussions in response to the Initial Vision Scenario. It is also expected that the County/Corridor Working Groups as well as the RAWG will facilitate local input into the scenarios through the release of a Preferred Scenario by the end of 2011. The Detailed Scenarios and Preferred Scenario will evaluate the benefits of the land use alternatives in reducing GHG emissions, vehicle miles traveled, and other Performance Targets/Indicators as additional criteria. Attached for the Board's information is a flowchart prepared by ABAG that lays out the overall schedule for SCS development from 2010 through 2013.

Regional Housing Need Allocation (RHNA) Process and Housing Elements

As described above, SB 375 now sets an eight-year cycle for Housing Elements beginning in Year 2014, and the Regional Housing Need Allocation (RHNA) for the new Housing Element cycle must be consistent with the SCS. Planning for affordable housing will be one of the essential tasks in setting a vision for sustainable development in the Bay Area.

Under the SCS, the task of establishing the RHNA is now integrated with the development of a regional land use strategy and the Regional Transportation Plan. The process of setting a new RHNA will begin in 2011 with following key milestones:

- ABAG forms a Housing Methodology Committee that will begin meeting in January 2011 that will continue through September 2011;
- Local jurisdictions to provide input prior to adoption of the RHNA Methodology by September 2011;
- Final housing numbers for the region to be issued by California Department of Housing and Community Development (HCD) by September 2011;
- ABAG to release Draft RHNA by Spring 2012 with final adoption by the end of Summer 2012;
- In 2013, local governments will prepare updated eight-year Housing Element (2014-2022).

The distribution of housing needs to local governments will inform the Detailed SCS Scenarios. For the current Housing Element cycle (2007-2014), ABAG had established a committee of elected and non-elected local officials to formulate a methodology to allocate the region's housing needs to the cities and counties within the ABAG region and County staff participated and attended the committee meetings. Note that this time the County will have formal membership on the Housing Methodology Committee, and the County will be represented by the Department's Affordable Housing Manager.

SB 375/SCS linked to the Regional Transportation Plan (RTP)

A key purpose of the SCS is to provide an explicit link between land use choices and transportation investments. MTC will be preparing an RTP that defines financially constrained transportation priorities and investments based on the SCS. To begin the preparation of the RTP, MTC will be working closely with the CMAs (e.g. Contra Costa Transportation Authority) and local governments by issuing a call for transportation projects in early 2011. MTC will conduct a project assessment of the transportation projects that should be completed by mid-Summer 2011, which will then be incorporated into the Detailed SCS Scenarios. The RTP will be analyzed through 2012 and

released for review by the end of 2012. ABAG is expected to adopt the SCS by March 2013 to then be followed by MTC's adoption of the RTP in April 2013.

ABAG and MTC will prepare one Environmental Impact Report (EIR) for both the SCS and RTP. The EIR would be released in parallel with the Draft SCS and the Draft RTP, which is expected to occur in Fall 2012. SB 375 provides that local jurisdictions may streamline environmental review under the California Environmental Quality Act (CEQA) for certain projects that are consistent with the SCS. ABAG and MTC are investigating the scope and strategies for the EIR so that it could provide effective support for SCS consistent projects sponsored by local governments. Also, ABAG and MTC are working with the Bay Area Air Quality Management District (Air District) to develop tools and mitigation measures related to CEQA air quality, GHG, and health risk guidance and thresholds of significance recently enacted by the Air District.

Upcoming events related to SB 375/SCS Process

A series of briefing sessions has been planned on the SB 375/Sustainable Community Strategy Process through the CCTA's Regional Transportation Planning Committees (RTPCs). Here is a tentative schedule for the RTPC briefings:

TRANSPAC SCS briefing for Central County elected officials on Monday, January 31, 2011, 6:30 p.m., at the CCTA offices, Walnut Creek.

TRANSPLAN SCS briefing for East County elected officials on Thursday, January 13, 2011, 6:30 p.m. at Tri-Delta Transit, Antioch.

WCCTAC SCS briefing for West County elected officials on Friday, January 28, 2011, 8:00 p.m., at City of San Pablo Council Chambers, San Pablo.

SWAT SCS briefing for South County elected officials on Monday, January 10, 2011, at 3:00 p.m., at the Town of Danville offices.

Board members may wish to consider attending one of these RTPC-sponsored SCS briefing sessions. Also, ABAG has indicated that there will likely be a countywide presentation for elected officials in conjunction with the release of the SCS Initial Vision Scenario, and details on this countywide presentation are to follow once they become available.

County's Role in Developing the SCS

Finally, the SCS provides an opportunity for the County to advance local goals as part of a coordinated regional framework for growth and development. SB 375 requires MTC and ABAG to hold several meetings with the Board of Supervisors in each county during the SCS development. The SCS may help connect the Board of Supervisors' concerns (in areas such as orderly development to accommodate future housing and employment needs, traffic congestion, natural resource protection, and public health) to regional goals, objectives, and funding resources as established under the SCS and RTP. As such, it provides the Board with an opportunity to participate in both a local and regional dialogue about the Bay Area's future. With this in mind, staff has identified the following key questions or concerns related to the SCS process as it proceeds into 2011:

1. How much housing and employment should/can the County accommodate in the unincorporated area to provide a meaningful contribution to smart growth and sustainable development for the Bay Area through 2035?
2. How and where can the County provide new housing and employment opportunities in the unincorporated area over the next 25 years?
3. What are the primary constraints to providing sustainable development opportunities in the unincorporated area of the County?

4. How to ensure that the Sustainable Community Strategy will include a rural sustainability component to support the County's efforts to preserve and protect the County's agricultural and natural resources over the next 25 years?
5. How can the County ensure that the Regional Transportation Plan will support continued funding for rural county roads that carry regional traffic (e.g. Vasco Road)?
6. Given the constraints of time and resources, how should the County through the Board of Supervisors and staff participate and engage in the Sustainable Community Strategy process? At what level should the Board review and consider input to the SCS process? Should Board oversight be achieved through an existing Board committee that reports and recommends to the full Board, through an ad hoc committee of the Board, or some other manner?

CONSEQUENCE OF NEGATIVE ACTION:

The Board of Supervisors would not receive the Report describing implementation of Senate Bill 375, which requires the development of a Sustainable Communities Strategy for all metropolitan regions in California.

CHILDREN'S IMPACT STATEMENT:

Not applicable.

CLERK'S ADDENDUM

Patrick Roche, Department of Conservation and Development, presented the staff report. Public comment was provided by Ralph Hoffman, resident of Walnut Creek. By unanimous vote the Board: ACCEPTED report on the implementation of California Senate Bill 375 and the development of a Sustainable Communities Strategy (SCS), and DIRECTED staff to invite the relevant Association of Bay Area Governments (ABAG) staff member(s) to make a 15-20 presentation to the Board outlining how the County may facilitate the SCS and what way the cities should act in concert with the County; and DIRECTED staff to provide ABAG with a copy of today's staff report.

ATTACHMENTS

SCS Flowchart

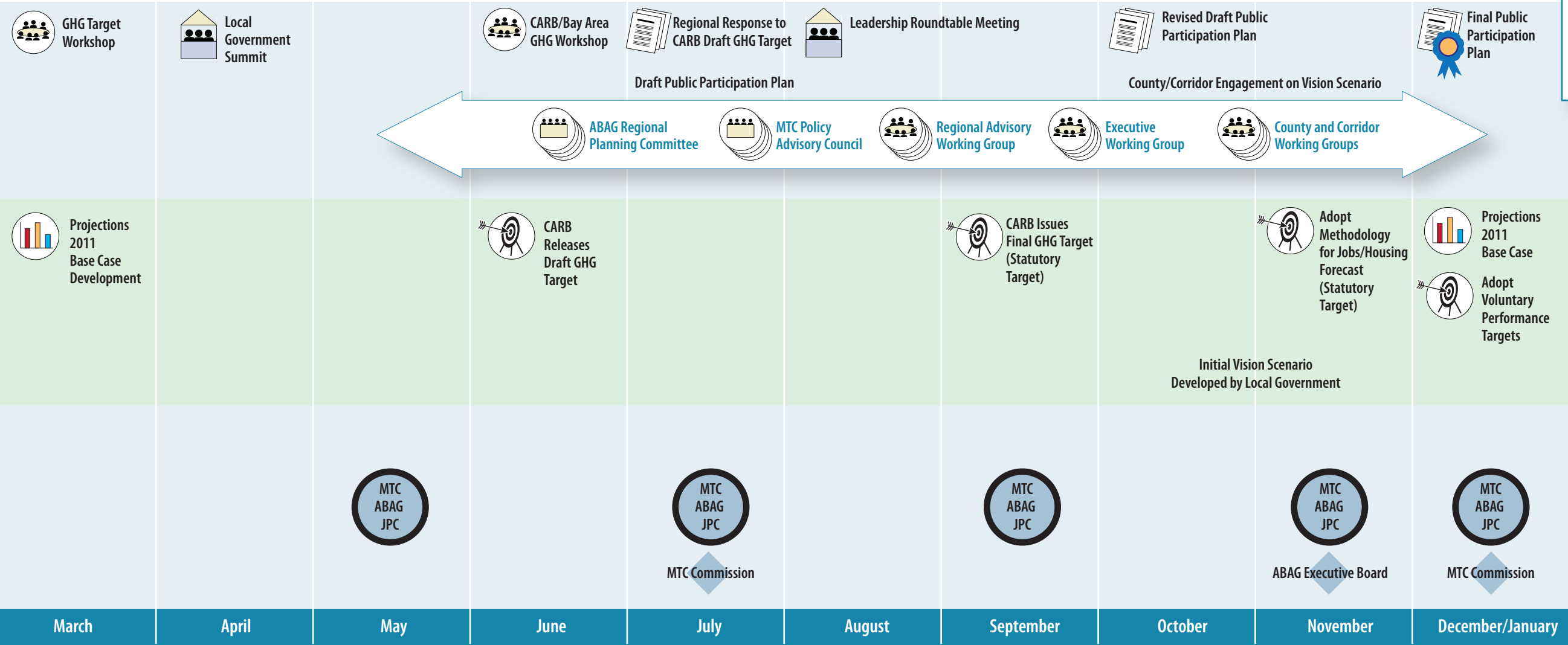
Sustainable Communities Strategy Planning Process: Phase 1 Detail for 2010*

Phase 1: Performance Targets and Vision Scenario

Local Government and Public Engagement

Milestones

Policy Board Action



- Phase One Decisions:
- GHG Targets
 - Performance Targets
 - Public Participation Plan

2010

*Subject to change

Policy Board Actions

Meeting for Discussion/ Public Comment



JOINT meeting of the ABAG Administrative Committee, the Joint Policy Committee and the MTC Planning Committee for Discussion/Public Comment



ABAG - ABAG Administrative Committee
JPC- Joint Policy Committee
MTC- MTC Planning Committee

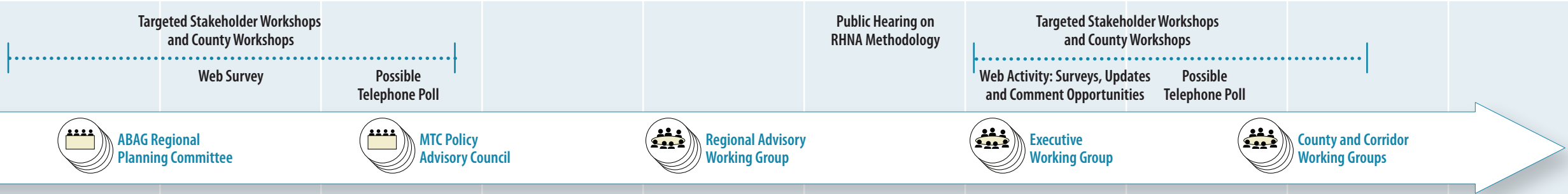
For more information on key actions and decisions and how to get involved, visit OneBayArea.org

Sustainable Communities Strategy Planning Process: Phase 2 Detail for 2011*

Phase 2: Scenario Planning, Transportation Policy & Investment Dialogue, and Regional Housing Need Allocation

OneBayArea

Local Government and
Public Engagement



Phase Two Actions/Decisions:

- Initial Vision Scenario
- Financial Forecasts
- Detailed SCS Scenarios
- RHNA Methodology
- Preferred SCS Scenario
- Draft RHNA Plan

Milestones

Release Initial Vision Scenario Begin Public Discussion		Development of Detailed SCS Scenarios		Selection of Detailed SCS Scenarios to be evaluated	Technical Analysis of SCS Scenarios		SCS Scenario Results		Release Preferred SCS Scenario	Approve Preferred SCS Scenario for EIR
Develop Draft 25-Year Transportation Financial Forecasts and Committed Transportation Funding Policy							Transportation Policy Investment Dialogue			
Call for Transportation Projects and Project Performance Assessment										
Start Regional Housing Need Allocation (RHNA)				Release Draft RHNA Methodologies		Adopt RHNA Methodology	State Dept. of Housing & Community Development Issues Housing Determination			Release Draft RHNA Plan
Analysis of Equity Issues of Initial Vision Scenario		Develop Equity Analysis Methodology for Detailed SCS Scenarios			Equity Analysis of SCS Scenarios					

Scenario Planning

Transportation Policy
and Investment Dialogue

Regional Housing
Need Allocation

Equity Analysis

Policy Board
Action

MTC ABAG	MTC ABAG JPC	MTC ABAG JPC		MTC ABAG (SCS Scenarios) ABAG Executive Board (RHNA)	ABAG Executive Board		MTC ABAG JPC	MTC ABAG JPC	MTC ABAG	MTC ABAG ABAG Executive Board (RHNA)
February	March	April	May/June	July	August	September	October	November	December/January	February

2011 2012

*Subject to change

Policy Board
Actions

Meeting for Discussion/
Public Comment



JOINT meeting of the ABAG Administrative Committee, the Joint Policy Committee
and the MTC Planning Committee for Discussion/Public Comment



Decision



Document Release



JOINT document release by
ABAG and MTC

ABAG - ABAG Administrative Committee
JPC- Joint Policy Committee
MTC- MTC Planning Committee

For more information on key actions and decisions and how to get involved, visit OneBayArea.org

Sustainable Communities Strategy Planning Process: Phases 3 & 4 Details for 2012–2013*

Phase 3: Housing Need Allocation, Environmental/Technical Analyses and Final Plans

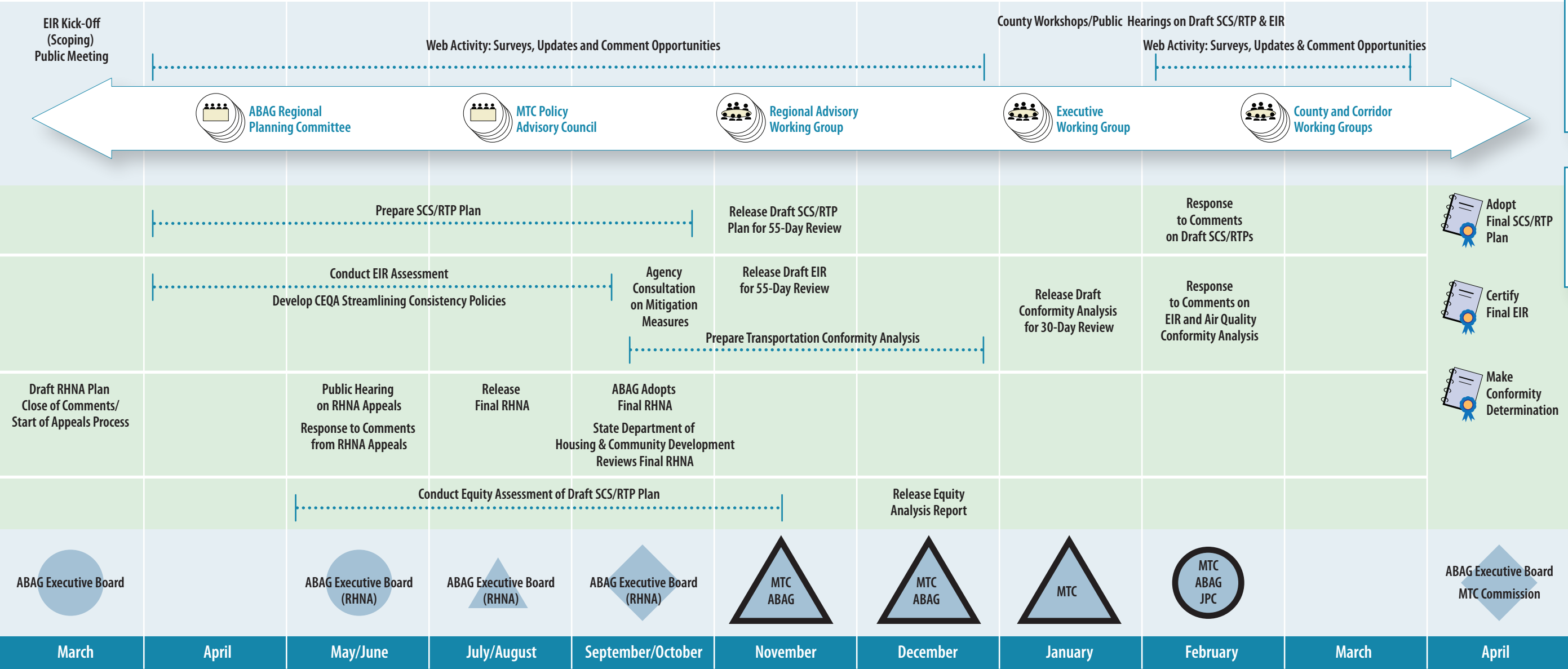
Phase 4: Plan Adoption

OneBayArea

Local Government and
Public Engagement

Milestones

Policy Board
Action



- Phase Three
Actions/Decisions:
- Draft SCS/RTP Plan
 - Draft EIR
 - Draft RHNA Plan
 - Final RHNA

- Phase Four
Decisions:
- Final SCS/RTP Plan
 - Final EIR
 - Final Conformity

*Subject to change

Policy Board
Actions

Meeting for Discussion/
Public Comment



JOINT meeting of the ABAG Administrative Committee, the Joint Policy Committee
and the MTC Planning Committee for Discussion/Public Comment

Decision

Document Release



JOINT document release by
ABAG and MTC

ABAG - ABAG Administrative Committee
JPC- Joint Policy Committee
MTC- MTC Planning Committee

For more information on key actions and decisions and how to get involved, visit OneBayArea.org



Contra
Costa
County

To: Board of Supervisors
From: Catherine Kutsuris, Conservation & Development Director
Date: February 8, 2011

Subject: Financing a Continuing Care Facility - 1700 Tice Valley Boulevard, Walnut Creek

RECOMMENDATION(S):

OPEN the Public Hearing, RECEIVE testimony, and CLOSE the public hearing.

ADOPT Resolution 2011-42 authorizing the issuance of Revenue Bonds by the Association of Bay Area Governments (ABAG) Finance Authority for Nonprofit Corporations in an aggregate amount not to exceed \$120 million to finance and/or refinance indebtedness used for acquisition, construction and renovation costs of facilities owned by Episcopal Homes Foundation, including a continuing care facility located at 1700 Tice Valley Boulevard in Walnut Creek.

FISCAL IMPACT:

No General Fund obligation is involved. The revenue bonds are to be issued by the ABAG Finance Authority for Nonprofit Corporations and will be secured solely by a pledge of revenues (rents, reserves, etc.) pledged under the bond documents. No County funds are pledged to secure the bonds.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011** ☐ APPROVED AS RECOMMENDED ☒ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

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: February 8, 2011

Contact: Jim Kennedy,
5-7225

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

By: , Deputy

cc:

BACKGROUND:

The County has been requested to hold the public hearing required by Section 147(f) of the Internal Revenue Code.

Episcopal Senior Communities, a nonprofit public benefit corporation, has requested that the ABAG Finance Authority for Nonprofit Corporations issue bonds in one or more series in an aggregate principal amount not to exceed \$120,000,000. The proceeds of the bonds will be used to refinance existing debt, as well as finance the costs of acquisition, construction and renovations of several continuing care facilities, one of which is located at 1700 Tice Valley Boulevard, Walnut Creek.

The recommended action is the adoption of a Resolution by the Board of Supervisors, as the applicable governing body of the governmental unit (Contra Costa County) having jurisdiction over the area in which the facility is located, authorizing the issuance of bonds. The Board's recommended action confirms that a public hearing has been held. The proposed Resolution also authorizes certain officers and employees of the County to execute documents that give effect to and comply with the terms and intent of the proposed Resolution and the associated bond financing transaction.

CONSEQUENCE OF NEGATIVE ACTION:

Negative action would prevent ABAG from meeting the public approval requirement of the Internal Revenue Code for issuing revenue bonds. As a result, the revenue bonds could not be issued and funds would not be available to refinance facilities owned by Episcopal Homes Foundation, including a continuing care facility located at 1700 Tice Valley Boulevard in Walnut Creek.

CHILDREN'S IMPACT STATEMENT:

Not applicable

CLERK'S ADDENDUM

REMOVED from consideration

ATTACHMENTS

Resolution No. 2011/42

Reso Exhibit A - 1500 Tice Valley Public Notice

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

Adopted this Resolution on 02/08/2011 by the following vote:

AYES: ☐

NOES: ☐

ABSENT: ☐

ABSTAIN: ☐

RECUSE: ☐



Resolution No. 2011/42

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF CONTRA COSTA APPROVING A TAX-EXEMPT BOND FINANCING TO BE ISSUED BY THE ABAG FINANCE AUTHORITY FOR NONPROFIT CORPORATIONS TO BENEFIT EPISCOPAL SENIOR COMMUNITIES AND CERTAIN AFFILIATES

WHEREAS, Episcopal Senior Communities, a nonprofit public benefit corporation incorporated under the laws of the State of California (the "Corporation"), has requested that the ABAG Finance Authority for Nonprofit Corporations (the "Authority") issue bonds in one or more series in an aggregate principal amount not to exceed \$120,000,000 (the "Bonds"), a portion of which will be used to, among other things, finance, refinance indebtedness used to finance, or reimburse the cost of the acquisition, construction, expansion, remodeling, renovation, furnishing and equipping (the "Financing") of certain continuing care facilities owned or operated by the Corporation (the "Facilities") located in the County of Contra Costa (the "County");

WHEREAS, pursuant to Section 147(f) of the Internal Revenue Code of 1986 (the "Code"), the issuance of the Bonds by the Authority must be approved by the County because the Facilities are located within the territorial limits of the County;

WHEREAS, the Board of Supervisors (the "Board") is the elected legislative body of the County and is one of the applicable elected representatives required to approve the issuance of the Bonds under Section 147(f) of the Code;

WHEREAS, the Board understands that its actions in holding the public hearing and in adopting this Resolution do not obligate the County in any manner for payment of the principal, interest, fees or any other costs associated with the issuance of the Bonds, and the Board expressly conditions its approval of the issuance of the Bonds by the Authority by the adoption of this Resolution on this understanding;

WHEREAS, the Authority has requested that the Board approve the issuance of the Bonds by the Authority consistent with the Joint Powers Agreement, dated as of April 1, 1990 (as amended, the "Agreement"), among certain local agencies, including the County, in order to satisfy the public approval requirement of Section 147(f) of the Code; and

WHEREAS, pursuant to Section 147(f) of the Code, the Board has, following notice duly given, held a public hearing regarding the issuance of the Bonds, and now desires to approve the issuance of the Bonds by the Authority.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of the County of Contra Costa, State of California as follows:

Section 1. The Board hereby approves the issuance of the Bonds by the Authority. It is the purpose and intent of the Board that this Resolution constitute approval of the issuance of the Bonds by the Authority, for the purposes of (a) Section 147(f) of the Code by the applicable elected representative of the governmental unit having jurisdiction over the area in which the Facilities are to be located, in accordance with said Section 147(f) and (b) the Agreement.

Section 2. The officers and employees of the County are hereby authorized and directed, jointly and severally, to do any and all things and to execute and deliver any and all documents which they deem necessary or advisable in order to carry out, give effect to and comply with the terms and intent of this Resolution and the financing transaction approved hereby.

Section 3. This Resolution shall take effect immediately upon its adoption.

EXHIBIT TO THIS RESOLUTION: EXHIBIT A - Notice of Public Hearing

Contact: Jim Kennedy, 5-7225

ATTESTED: February 8, 2011

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

By: , Deputy

cc:

NOTICE OF PUBLIC HEARING

Public Notice is hereby given that a public hearing will be held on Tuesday, February 8, 2011, at 10:00 a.m. local time, or as soon thereafter as the matter can be heard at the Board of Supervisors Chambers, located at County Administration Building, 651 Pine Street, Room 107, Martinez, California, regarding the proposed issuance by the ABAG Finance Authority for Nonprofit Corporations (the "Authority") of its revenue bonds in one or more series in an amount not to exceed \$120,000,000 (the "Bonds"). The proceeds of the Bonds will be loaned to Episcopal Senior Communities (the "Corporation"), a nonprofit public benefit corporation and an organization described in Section 501(c)(3) of the Internal Revenue Code of 1986, and used, together with other available funds, to (a) refund ABAG Finance Authority for Nonprofit Corporations Refunding Revenue Certificates of Participation (Episcopal Homes Foundation), Series 1998 (the "Series 1998 COPs") and, if deemed necessary or advisable by the Authority or the Corporation, ABAG Finance Authority for Nonprofit Corporations Variable Rate Certificates of Participation (Episcopal Homes Foundation), Series 2000 (the "Series 2000 COPs"), (b) finance or reimburse the cost of the acquisition, construction, expansion, remodeling, renovation, furnishing and equipping of continuing care facilities to be owned and operated by the Corporation in San Francisco, Santa Rosa, Oakland, Los Gatos, Pacific Grove, and Walnut Creek, California (the "Facilities"), (c) fund a debt service reserve fund, if deemed necessary or advisable by the Authority or the Corporation, (d) pay a portion of the interest on the Bonds, if deemed necessary or advisable by the Authority or the Corporation, (e) provide working capital to the Corporation, if deemed necessary or advisable by the Authority or the Corporation, and (f) pay certain costs of issuing the Bonds.

Public approval by each local jurisdiction has been or will be obtained following a public notice and public hearing regarding the Bonds and the facilities financed in that city. In Contra Costa County, Bonds in an amount not to exceed \$75 million will be used, together with other available funds, to finance the Walnut Creek Facility, a continuing care facility located at 1700 Tice Valley Boulevard, Walnut Creek, California 94595.

The proceeds of the Series 1998 COPs were used to (a) refund California Health Facilities Authority Insured Revenue Bonds (Episcopal Homes Foundation Project), Series 1985A, Series 1985B, Series 1988A and Series 1988B (collectively, the "Series 1985 and 1988 Bonds") and City of Santa Rosa, California Insured Revenue Bonds (Episcopal Homes Foundation), Series 1986 (the "Series 1986 Bonds"), (b) fund a debt service reserve fund, (c) pay a portion of interest on the Series 1998 COPs, and (d) pay certain costs of issuing the Series 1998 COPs.

The Series 1985 and 1988 Bonds were issued to finance the acquisition, design, construction and equipping of the San Francisco Facility. The Series 1986 Bonds were issued to advance refund certain previously outstanding bonds of the City of Santa Rosa, California issued in 1984 to finance the Santa Rosa Facility.

The proceeds of the Series 2000 COPs were used to (a) finance or reimburse the cost of the acquisition, construction, expansion, remodeling, renovation, furnishing and equipping of the Santa Rosa, Oakland, Los Gatos and Pacific Grove Facilities, (b) fund a debt service reserve fund, and (c) pay certain costs of issuing the Series 2000 COPs, including letter of credit fees.

All property and facilities to be financed or refinanced with the proceeds of the Bonds has been or will be owned and operated by the Corporation.

Interested persons wishing to express their views on the issuance of the Bonds or on the nature and location of the continuing care facilities proposed to be financed or refinanced may attend the public hearing or, prior to the time of the hearing, submit written comments. Subsequent to the public hearing, the members of the Board of Supervisors will meet to consider approval of the execution and delivery of the Bonds.

Additional information concerning the above matter may be obtained from and written comments should be addressed to James Kennedy, Contra Costa County Department of Conservation and Development, 2530 Arnold Drive, Suite 190, Martinez, CA 94553.

NOTICE DATED: Friday, January 21, 2011.



Contra
Costa
County

To: Board of Supervisors
From: Catherine Kutsuris, Conservation & Development Director
Date: February 8, 2011

Subject: Report on Board 2011 Redistricting Process

RECOMMENDATION(S):

DIRECT the Department of Conservation & Development to undertake activities to facilitate redistricting of the Contra Costa County Supervisorial District boundaries and ADOPT the proposed work program, including approach, public outreach, and timeline/milestone.

FISCAL IMPACT:

There will be direct staff costs borne by the Department of Conservation & Development in order to facilitate the 2011 Board Redistricting process, including preparing map alternatives, arranging and conducting public workshops/meetings, preparing public notices and other public outreach material, and maintaining a webpage dedicated to the 2011 Board Redistricting process. There may be need to purchase additional software to support the 2011 Board Redistricting process, estimated at less than \$5,000. County Counsel, County Administrator's Office and Clerk-Recorder will also incur staff costs.

BACKGROUND:

California law (Elections Code section 21500 et. seq.) requires boards of supervisors to approve supervisorial district boundaries at least once following each federal decennial census so that district boundaries are "nearly equal in population as may be". Official 2010 U.S. Census data must be used to determine supervisorial district boundaries for the 2012 and all subsequent elections through 2020. The Board must adopt the new district boundaries by November 1, 2011.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011**

☒ APPROVED AS
RECOMMENDED

☒ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: June McHuen, Deputy

Contact: Patrick Roche
(925)335-1242

cc:

BACKGROUND: (CONT'D)

Proposed Approach and Work Program for the 2011 Board Redistricting Process:

In the interest of complying with the statutory mandate to adopt new supervisorial district boundaries by November 1, 2011, the Department of Conservation & Development (DCD) recommends the following approach and work program for the 2011 Board Redistricting, drawing from prior redistricting experiences:

Guiding Principles/Criteria – Guiding principles or criteria in adjusting district boundaries should be established at the outset of the process to provide clear guidance for staff in mapping new district boundaries and to assure the public that the process will be open and transparent. Preliminarily, the following guiding principles/criteria have been identified for the Board's consideration:

- ◆ To the extent possible, achieve near equal population for each district according to census data. Total population for each district should be within 5% of each other (note: the 2001 redistricting effort resulted in districts that had total population within 8% of each other).
- ◆ Use easily identifiable geographic features and topography to draw compact and contiguous adjusted boundaries.
- ◆ Maintain communities of interest in a single district and avoid splitting communities when adjusting boundaries. Communities of interest may be defined by existing boundaries for cities, school districts, special districts, and unincorporated communities.

Data Analysis and Mapping – Existing DCD staff and resources, including Geographic Information System (GIS) mapping program, will be used to analyze and map district boundaries. Once the 2010 census data has been received, DCD proposes a 5-6 week period to complete its review on new census geography and 2010 census data and then begin the mapping of district boundary alternatives. This effort assumes a range from 3-6 map alternatives will be prepared. All map alternatives will be approved by the Board for public consideration. All map alternatives will be appropriately labeled to be accompanied with a summary written description so that the public and interested parties can easily track map changes as they may evolve through the process up through adoption.

Public Outreach – A Redistricting webpage on the County's website will be established as the primary portal for public information and access with up to date information and with ability for the public to provide feedback and comments. DCD will investigate the feasibility to create an interactive feature to the webpage to enable the public and interested parties to draw and submit their own supervisorial district map proposals. DCD will consult with Department of Information Technology (DOIT) on the technological capacities to use of an interactive feature. Absent an interactive feature to the webpage, DCD will establish computer work station in an accessible location in the department's offices at 651 Pine Street to enable the public and interested parties to draw and submit their own supervisorial map proposals.

In addition, DCD will support up to two meetings in each district, hosted by each Supervisor, to provide background on the redistricting process, present potential boundary changes (map alternatives), answer questions, and receive input.

The department will collaborate with the CAO's office for public outreach. Outreach efforts will include: press releases to local newspapers, public notices on County website, CCTV, early outreach to interest groups and other strategies to be identified.

Public Hearing and Ordinance Adoption – Redistricting is adopted by an ordinance. State law requires at least two public hearings: at least one public hearing on a map proposal prior the adoption of the Redistricting Ordinance, and a second public hearing on adoption of a Redistricting Ordinance. The proposed schedule incorporates these requirements.

Interdepartmental Leadership Group – The County Administrator has established an interdepartmental leadership group to provide oversight/management of the redistricting process. The leadership group is comprised of the County Administrator, the Department of Conservation and Development, County Counsel, and the County Clerk-Recorder. The roles for the leadership group are as follows:

- ♦County Administrator: Provide oversight and, as needed, direct assistance to DCD in the public outreach effort.
- ♦Conservation and Development: Facilitates the redistricting process, provides data analysis, prepares map proposals, prepares board orders and public notices, prepare and maintain redistricting web page and other public information material, and coordinate public outreach effort.
- ♦County Counsel: Provides legal advice and assistance.
- ♦County Clerk-Recorder: As the County’s Election Official, Clerk-Recorder provides procedural guidance and input and information.

Public Outreach The public outreach efforts for the 2001 redistricting process included the following:

- ♦Website with redistricting information, proposed maps, data, and key information;
- ♦Nine public meetings were conducted (at least one in each district) to outline process, present proposed maps, and solicit input.

Recommendation for the 2011 redistricting process would include:

- ♦Focus public outreach to use electronic or web based communication to the greatest extent possible. This would include a dedicated website with multiple portal or access points, separate area for comments, public access to maps, census data tabulation, and record of comments, and regularly updated (bi-weekly update).
- ♦Provide up to 2 public meetings/workshops per supervisorial district based on request from Supervisor.
 - Provide multiple avenues for the public to provide comments including, but not limited to, letters, email, and website comments.
 - Direct outreach to targeted groups/communities to ensure their awareness and participation in the process. This would include racial minorities and language minorities, as defined under the Voting Rights Act.

Proposed Timeline / Milestones

January	Presentation to the Board of Supervisors on the upcoming redistricting process at January 31, 2011 Special Meeting
Milestone: February 8th Board meeting	Board adopts work program, including timeline, public outreach, and approach, prior to release of 2010 Census Redistricting Data (P.L. 94-171) Summary File
February - March	US Census Bureau releases 2010 Census Redistricting Data (P.L. 94-171) Summary File to states and local government agencies. Note: Redrawing of district boundaries cannot begin until receipt of the official US Census Bureau data.

March - April	DCD staff reviews new geography, reviews data, and prepares draft map alternatives. It will require a minimum of 5-6 weeks to complete this process
Milestone: May 3rd Board meeting	Check-in with Board at its May 3rd meeting to review and confirm draft map alternatives and confirm the schedule for public workshops/meetings. <u>Optional:</u> May 10th Board meeting to review revised draft map alternatives based on Board member comments (revisions/additions) from May 3rd meeting.
May (May 16-26)	Conduct public workshops/meetings in each Supervisorial District to review redistricting process, present map alternatives, and receive comments. <u>Optional:</u> Extend public workshops/meetings after Memorial Day weekend into the week of May 31-June 4.
June	<u>Board Public Hearing #1:</u> Consideration of a Redistricting Map Proposal (Potential hearing dates: June 14, 21, or 28)
Milestone: July 12th Board meeting	<u>Board Public Hearing #2:</u> Supervisorial Redistricting Ordinance introduced.
Milestone: July 26th Board meeting	Supervisorial Redistricting Ordinance set for adoption
August 26th	Statute of limitations to challenge Ordinance adopting boundaries expires (30 days after adoption)
November 1, 2011	Statutory deadline for Board of Supervisors to adopt Redistricting Ordinance (CA Elections Code Section 21501)

CONSEQUENCE OF NEGATIVE ACTION:

CHILDREN'S IMPACT STATEMENT:

Not Applicable.

CLERK'S ADDENDUM

Speakers: Ralph Hoffman, resident of Walnut Creek. ADOPTED the recommendations with minor language changes indicating the number of meetings in order to be more expansive, and to include early contact with the cities and the Mayor's Conference to ensure the widest possible notification and participation.

ATTACHMENTS

Power Point Presentation



CONTRA COSTA COUNTY

BOARD OF SUPERVISORS
REDISTRICTING
2011

PURPOSE / MISSION

CONDUCT A TRANSPARENT
REDISTRICTING PROCESS,
PROVIDING EXCEPTIONAL
PUBLIC ACCESS TO
INFORMATION, LEADING TO
ADOPTION OF THE
REDISTRICTING ORDINANCE
BY AUGUST 2011 THAT
COMPLIES WITH ALL
APPLICABLE LAWS

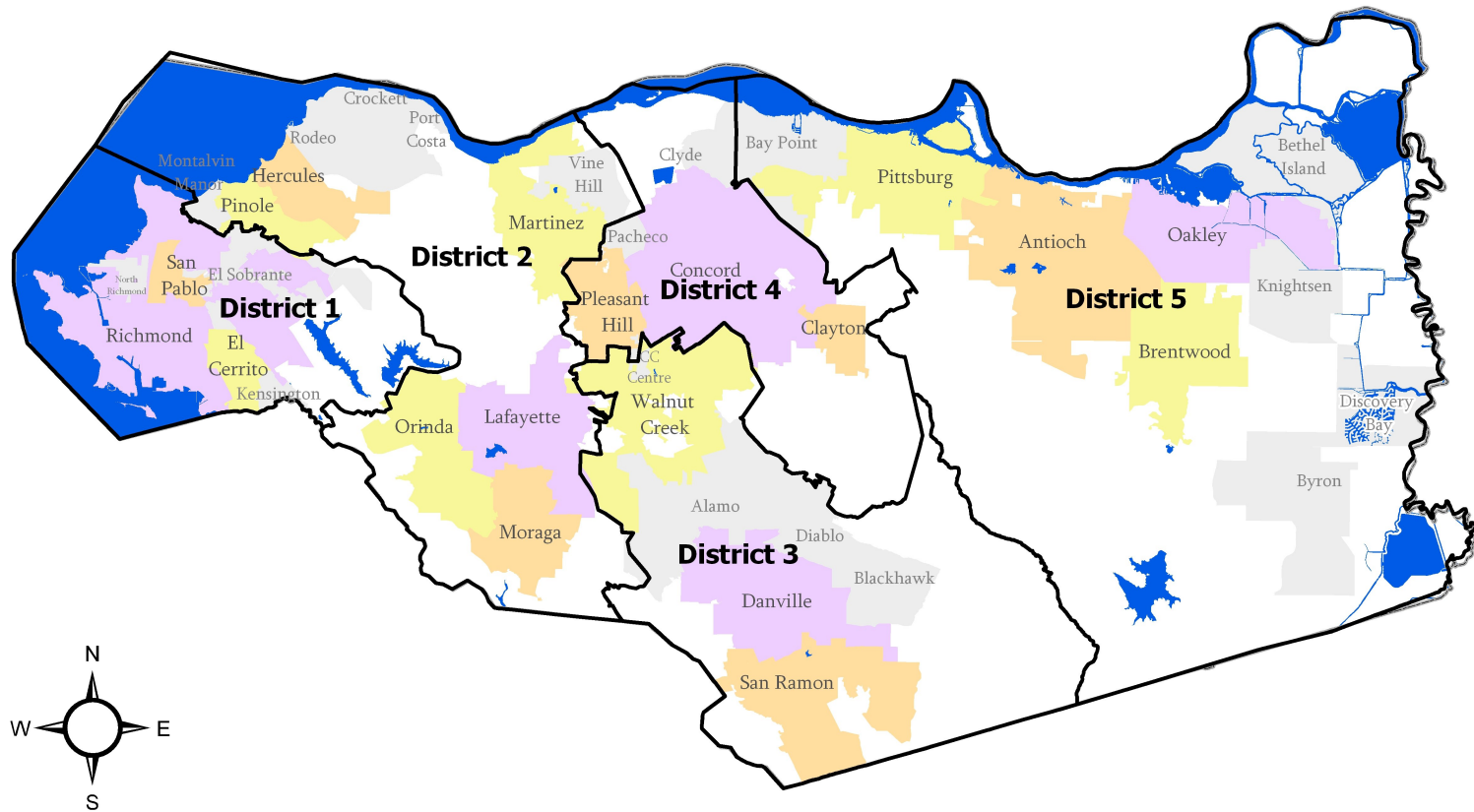
WHAT IS REDISTRICTING?

- ❑ Every ten years the Board of Supervisors redraw supervisorial district lines to account for population growth and shifts during last decade based on U.S. census data
- ❑ Redistricting is necessary to comply with Equal Protection Clause, 14th Amendment, U.S. Constitution, "one person, one vote"
- ❑ Board redistricting last occurred in 2001 (Ord. 2001-13)

HISTORIC VIEW BOARD DISTRICT BOUNDARIES



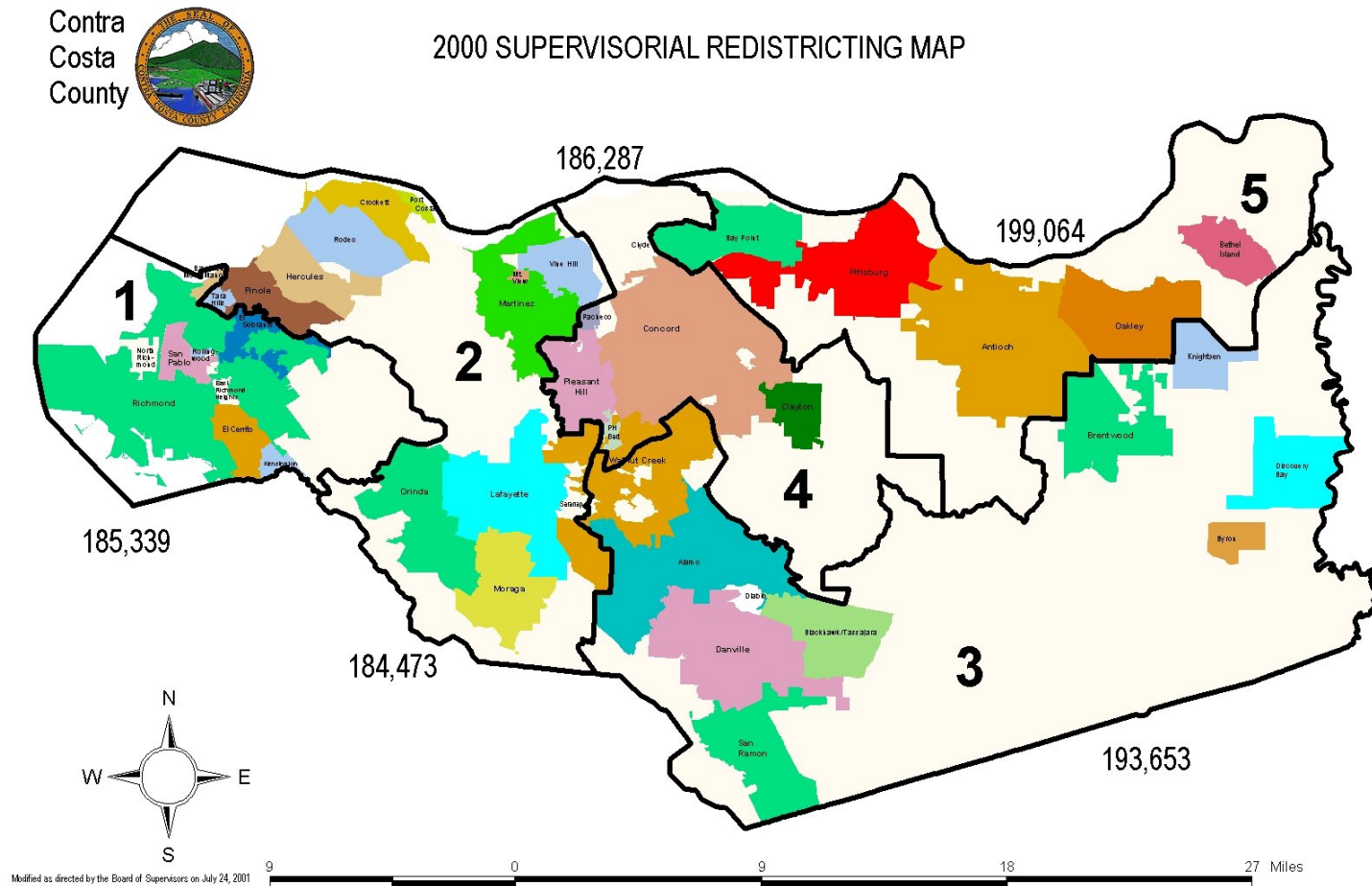
1991 SUPERVISORIAL DISTRICT BOUNDARIES



Note: Cities shown are 2011 cities boundaries, not 1991 city boundaries.

0 4.5 9 18 Miles

2001 BOARD REDISTRICTING



GOVERNING LAW

- ❑ 14TH Amendment, Equal Protection Clause, U.S. Constitution – “one person, one vote”
- ❑ California Elections Code, Sections 21500-21506
- ❑ Voting Rights Act of 1965

CALIFORNIA LAW

MANDATORY REQUIREMENTS

- ❑ U.S. Census Data - Elections Code section 21500 requires using Federal decennial census as basis for the Board's redistricting
- ❑ Equal Population - Elections Code section 21500 requires that "the districts shall be nearly equal in population as may be"
- ❑ Strict Time Limits – Elections Code section 21501 requires that redistricting be completed before 1st day of November (11/1/2011)
- ❑ At Least Two Public Hearings Required – Elections Code section 21500.1 requires at least one Board public hearing on any proposal to adjust boundaries of a district prior to a public hearing by Board to consider approval of a proposal – in other words a minimum of 2 hearings
- ❑ Compliance with Voting Rights Act – Elections Code section 21500 requires compliance with applicable provisions of the Voting Rights Act

CALIFORNIA LAW

PERMISSIVE CONSIDERATIONS

Elections Code section 21500 provides that

"In establishing the boundaries of districts the board may give considerations to the following factors:

- a) topography,
- b) geography,
- c) cohesiveness, contiguity, integrity, and compactness of territory, and
- d) community of interests of the district"

POPULATION GROWTH

- ❑ Official 2010 U.S. Census data must be used as basis for the Board's redistricting (CA Elections Code 21500)
- ❑ Census 2010 redistricting data (P.L. 94-171) will be released by April 1, 2011
- ❑ General growth trends over last decade suggest population growth in San Ramon and East County

PROPOSED WORK PROGRAM

- ▣ Guiding Principles / Criteria
- ▣ Data Analysis and Mapping
- ▣ Public Outreach
- ▣ Public Hearings and Ordinance Adoption
- ▣ Interdepartmental Leadership Group

GUIDING PRINCIPLES / CRITERIA

Using existing district boundaries as the starting point, Board will redraw district boundaries that to the extent possible:

- Achieve near equal population for each district – within 5% of each other
- Use easily identifiable geographic features and topography to achieve compact and contiguous district boundaries

GUIDING PRINCIPLES / CRITERIA - continued

- Maintain communities of interest in a single district and avoid splitting communities. Communities of interest may be defined by existing boundaries for
 - Cities
 - School Districts
 - Special Districts
 - Unincorporated communities

DATA ANALYSIS & MAPPING

- ❑ Existing DCD staffing and resources, including GIS mapping program, will be used to map district boundaries
- ❑ DCD will begin mapping district boundary alternatives, with an anticipated 3-6 map alternatives, when census data (P.L. 94-171) is available
- ❑ DCD will require 5-6 weeks to review new census data and geography and mapping of district boundary alternatives

PUBLIC OUTREACH

“insure transparent process, providing exceptional public access to information”

- ❑ Establish Redistricting webpage on County website as primary portal for public information/access with up-to-date information and ability for public to provide feedback and comments
- ❑ DCD will support up to 2 public meetings in each district to provide background, present boundary changes, answer questions, and receive input
- ❑ Other outreach efforts may include: press releases, public notice in newspapers, CCTV, and other strategies

INTERDEPARTMENTAL LEADERSHIP GROUP

DEPARTMENT	ROLE
County Administrator's Office	Provides oversight and, as needed, direct assistance to DCD in the public outreach
Conservation & Development	Facilitates redistricting process, provides data analysis, prepares mapping, coordinates public outreach efforts (maintains website and prepares outreach material)
County Counsel	Provides legal advice and assistance
County Clerk-Recorders Office	Provide information and procedural guidance

PROPOSED TIMELINE/MILESTONE

Milestone: February 8, 2011

Board adopts work program, including timeline, public outreach, and approach, prior to release of 2010 Census Redistricting Data (P.L. 94-171) Summary File.

February - April

Census Bureau releases 2010 Census Redistricting Data (P.L. 94-171). Summary File to states and local government agencies. DCD staff reviews new geography, reviews data, and prepares draft maps. It will require a minimum of 5-6 weeks to complete this process.

Milestone: May 3, 2011

Check-in with Board to review draft map alternatives (scenarios) and confirm public workshops/meetings.

PROPOSED TIMELINE/MILESTONE - continued

May
(May 16-26, 2011)

Public meetings in each Supervisorial District to review redistricting process, present map alternatives, and receive comments.

June

Board Public Hearing#1: Redistricting Map Proposal(s), potential hearing dates: June 14, 21, or 28

Milestone: July 12, 2011

Board Public Hearing#2:
Redistricting Ordinance introduced

Milestone: July 26, 2011

Redistricting Ordinance set for adoption

Milestone: August 26, 2011

Statute of limitations to challenge adopted district boundaries expires (30 days after adoption)

Milestone: November 1, 2011

Statutory deadline to complete redistricting (CA Elections Code section 21501)

BOARD REDISTRICTING 2011

Are we on the right track?



Contra
Costa
County

To: Board of Supervisors

From: PUBLIC PROTECTION COMMITTEE

Date: February 8, 2011

Subject: POLICY CONCERNING THE ELIGIBILITY OF BOARD OF SUPERVISORS' FAMILY MEMBERS FOR APPOINTMENT TO BOARDS, COMMITTEES AND COMMISSIONS

RECOMMENDATION(S):

1. ADOPT Resolution No. 2011/55, making family members of the Board of Supervisors ineligible for appointment to boards, committees or commissions for which the Board of Supervisors is the appointing authority.
2. DIRECT the County Administrator and Clerk of the Board to provide a copy of this policy whenever the County's Boards, Committees and Commissions Application Form is provided, and on the County's webpage for Board Advisory Bodies.

FISCAL IMPACT:

No fiscal impact.

BACKGROUND:

In July 2010, a vacancy occurred on the Byron-Brentwood-Knightsen Union Cemetery District (BBKUCD) Board of Trustees and, following recruitment, David Piepho, who is the husband of Supervisor Mary Piepho applied.



APPROVE



OTHER



RECOMMENDATION OF CNTY



RECOMMENDATION OF BOARD

ADMINISTRATOR

COMMITTEE

Action of Board On: 02/08/2011



APPROVED AS
RECOMMENDED



OTHER

Clerks Notes:

See Addendum

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V Supervisor

NO: Mary N. Piepho, District III 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: February 8, 2011

, County Administrator and Clerk of the Board of Supervisors

By: June McHuen, Deputy

Contact: JULIE ENEA (925)
335-1077

cc:

BACKGROUND: (CONT'D)

Piepho subsequently recused herself from the process and, on September 14, 2010, the Board of Supervisors referred the matter to the Public Protection Committee (PPC) to discuss the issue of whether to develop a policy regarding the appointment of family members to boards and commissions and to consider the appointment process to fill the current BBKUCD Board vacancy.

After failing to properly announce the BBKUCD Board vacancy pursuant to the Maddy Act, the Clerk of the Board's office re-opened a recruitment on September 22, 2010 and extended the application deadline for the seat to October 12, 2010. A total of ten applications were received; two of the applicants withdrew from the process, leaving eight remaining applicants.

The PPC considered the Board of Supervisors' referral at its regular meeting on October 18, 2010. The PPC received a substantial amount of written and oral public testimony on the spirit of the Maddy Act and in support of the various candidates. The PPC limited its discussion to the process to be used to fill the BBKUCD Board vacancy and the broader policy issue of permitting Supervisors' family members to serve on Board advisory bodies, committees, and commissions or other public bodies for which the Board of Supervisors is the appointing authority. At that time, there was consensus among the Committee members that Supervisors' family members should not be automatically barred from participating on Board advisory bodies, committees, and commissions, but that nominations for appointment should result from an "arms length" process whenever a Supervisor's family member is a candidate. The Committee determined that, in the case of the Trustee 3 seat on the BBKUCD Board of Trustees, the nomination process should be delegated to a panel made up of subject matter experts from outside of Contra Costa County. The PPC took this recommendation to the Board of Supervisors on October 26, 2010, and the Board directed the County Administrator's Office to convene a panel of three individuals made up of trustees or district managers from cemetery districts outside of Contra Costa County, to evaluate candidates and nominate an individual to the Board of Supervisors, within 30 days, for appointment to the Trustee 3 seat on the BBKUCD Board.

The County Administrator's Office convened the interview panel on November 10 and, on November 23, submitted a recommendation to the Board of Supervisors for appointment to fill the BBKUCD vacancy, which the Board approved.

On November 30, staff suggested some options to the PPC for an impartial screening process for recruitments to boards, committees or commissions for which the Board is the appointing authority, when a Supervisor's family member is a candidate. The PPC decided, instead, that it would work to develop a policy to prohibit the candidacy of a Supervisor's family member to boards, committees or commissions for which the Board is the appointing authority, and requested staff to return in January with suggested policy language and a definition for "family member".

Staff provided a draft policy to the PPC at a public meeting on January 24, 2011. The policy, as modified by the PPC, is recommended to the Board today for adoption.

CONSEQUENCE OF NEGATIVE ACTION:

CHILDREN'S IMPACT STATEMENT:

CLERK'S ADDENDUM

Speakers: Ralph Hoffman, resident of Walnut Creek. ADOPTED Resolution No. 2011/55 making family members of the Board of Supervisors ineligible for appointment to boards, committees or commissions for which the Board of Supervisors is the appointing authority, as amended to: add first cousins in the list of relatives, remove reference to adopted children, revise references to domestic partners as 'Registered Domestic partners', and include relatives of domestic partners in the same manner as married partners (revised version attached); andDIRECTED the County Administrator and Clerk of the Board to provide a copy of this policy whenever the County's Boards, Committees and Commissions Application Form is provided, and on the County's webpage for Board Advisory Bodies.

ATTACHMENTS

Resolution No. 2011/55

CC Committee Application Form 2011 Rev

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

Adopted this Resolution on 02/08/2011 by the following vote:

AYES: 4 John Gioia
 4 Gayle B. Uilkema
 4 Karen Mitchoff
 4 Federal D. Glover
NOES: 1 Mary N. Piepho
ABSENT: _____
ABSTAIN: _____
RECUSE: _____



Resolution No. 2011/55

IN THE MATTER OF ADOPTING A POLICY MAKING FAMILY MEMBERS OF THE BOARD OF SUPERVISORS INELIGIBLE FOR APPOINTMENT TO BOARDS, COMMITTEES OR COMMISSIONS FOR WHICH THE BOARD OF SUPERVISORS IS THE APPOINTING AUTHORITY

WHEREAS the Board of Supervisors wishes to avoid the reality or appearance of improper influence or favoritism;

NOW, THEREFORE, BE IT RESOLVED THAT the following policy is hereby adopted:

I. SCOPE: This policy applies to appointments to any seats on boards, committees or commissions for which the Contra Costa County Board of Supervisors is the appointing authority.

II. POLICY: A person will not be eligible for appointment if he/she is related to a Board of Supervisors' Member in any of the following relationships:

1. Mother, father, son, and daughter;
2. Brother, sister, grandmother, grandfather, grandson, and granddaughter;
3. Great-grandfather, great-grandmother, aunt, uncle, nephew, niece, great-grandson, and great-granddaughter;
4. First cousin;
5. Husband, wife, father-in-law, mother-in-law, son-in-law, daughter-in-law, stepson, and stepdaughter;
6. Sister-in-law (brother's spouse or spouse's sister), brother-in-law (sister's spouse or spouse's brother), spouse's grandmother, spouse's grandfather, spouse's granddaughter, and spouse's grandson;
7. Registered domestic partner, pursuant to California Family Code section 297.
8. The relatives, as defined in 5 and 6 above, for a registered domestic partner.
9. Any person with whom a Board Member shares a financial interest as defined in the Political Reform Act (Gov't Code §87103, Financial Interest), such as a business partner or business associate.

Candidates shall identify on the standard County application form any of the above-specified relationships with a Board of Supervisors member.

Contact: JULIE ENEA (925) 335-1077

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: February 8, 2011

, County Administrator and Clerk of the Board of Supervisors

By: June McHuen, Deputy

cc:



**Contra
Costa
County**

To: Board of Supervisors
From: Julia R. Bueren, Public Works Director/Chief Engineer
Date: February 8, 2011

Subject: Advertise the On-Call Maintenance Contracts for Various Road and Flood Control Maintenance Work

RECOMMENDATION(S):

AUTHORIZE the Public Works Director, or designee, to advertise for On-Call Contracts for Various Road and Flood Control Maintenance Work, Contract No. 0672-6U2009 for routine maintenance, repair, replacement, or reconstruction of existing road and flood control facilities, Countywide.

FISCAL IMPACT:

There is no fiscal impact to the General Fund. The On-Call Contracts for Various Road and Flood Control Maintenance Work is to be funded by Local Road and Flood Control funds (100%).

BACKGROUND:

The Public Works Department uses On-Call Contracts for Various Road and Flood Control Maintenance Work to provide support as needed to Public Works Maintenance crews for various routine road and flood control maintenance repairs, such as but not limited to, storm damage

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011** ☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: EMY L. SHARP, Deputy

Contact: Joe Yee, 313-7002

cc:

BACKGROUND: (CONT'D)

repair work, including rock slope protection, slope stabilization, culverts, and concrete structures, on an as-needed basis, in various locations within Contra Costa County.

The Public Works Department intends to award at least one \$300,000 contract, but not more than four \$300,000 contracts, to the responsible bidder(s). Each contract will have a term of two years and used as needed with no minimum amount that has to be spent.

CONSEQUENCE OF NEGATIVE ACTION:

The Public Works Department may be unable to complete routine road and flood control maintenance work in a timely manner.

CHILDREN'S IMPACT STATEMENT:

Not applicable.



**Contra
Costa
County**

To: Board of Supervisors

From: Julia R. Bueren, Public Works Director/Chief Engineer

Date: February 8, 2011

Subject: Assignment of Easement over a segment of State Route 4 (E) Widening – Somersville Road to Route 160 Project (Segment 1), Antioch area.

RECOMMENDATION(S):

APPROVE and AUTHORIZE the Assignment of Easement on behalf of Contra Costa County (County) to Pacific Gas and Electric (PG&E) over a portion of County right of way, known as SR4, pursuant to Government Code Section 25526.6. Project No. 4660-6X4168

AUTHORIZE the Chair, Board of Supervisors, to execute said Assignment of Easement of behalf of the County. A description of the area to be assigned is attached hereto as Exhibit "A" and incorporated herein by reference located in the Antioch area.

DIRECT the Real Property Division of the Public Works Department to deliver a certified copy of this Board Order and the Assignment of Easement to PG&E for acceptance and recording in the office of the County Recorder.

FISCAL IMPACT:

There is no impact to the County General Fund. The activity is funded by Contra Costa Transportation Authority. SCH No. 2004092135

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011** ☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: EMY L. SHARP, Deputy

Contact: C. Piña-Sandoval,
313-2012

cc:

BACKGROUND:

The County acquired various property rights in connection to the highway widening project. PG&E had to relocate their existing easement over a portion of County right of way, known as SR4. In order for PG&E to continue its distribution of electric energy and transmission, the County needs to assign the easement rights.

CONSEQUENCE OF NEGATIVE ACTION:

PG&E would not have the necessary land rights for distribution of electric energy and transmission purposes to be located within the approved plans and specifications.

CHILDREN'S IMPACT STATEMENT:

Not Applicable.

ATTACHMENTS

easement deed

RECORDING REQUESTED BY AND RETURN TO:

PACIFIC GAS AND ELECTRIC COMPANY
Technical and Land Services Attn:R.Burton
1850 Gateway Boulevard, 8th Floor
Concord, California 94520

Location: City/Uninc _____

Recording Fee \$ _____

Document Transfer Tax \$ _____

- ☐ This is a conveyance where the consideration and Value is less than \$100.00 (R&T 11911).
- ☐ Computed on Full Value of Property Conveyed, or
- ☐ Computed on Full Value Less Liens
& Encumbrances Remaining at Time of Sale

Signature of declarant or agent determining tax _____

(SPACE ABOVE FOR RECORDER'S USE ONLY)

LD#2102-01-1597

ASSIGNMENT OF EASEMENT

THIS INDENTURE, made by and between CONTRA COSTA COUNTY, a political subdivision of the State of California hereinafter called Assignor, and PACIFIC GAS AND ELECTRIC COMPANY, a California corporation, hereinafter called Assignee,

That the Assignor hereby assigns, transfers, and conveys to the Assignee, and its successors and assigns forever, all of Assignor's rights, title, interests and obligations and right of way to construct, reconstruct, install, inspect, maintain, replace, remove, and use facilities of the type hereinafter specified, within the easement area as hereinafter set forth, and also ingress thereto and egress therefrom, over and across the lands of Assignor situate in the City of Antioch, County of Contra Costa, State of California, described as follows:

(Portion of APN 074-122-023)

FOR DESCRIPTION SEE APPENDIX "A" ATTACHED HERETO AND MADE A PART HEREOF.

Said facilities shall consist of:

Such poles, aerial wires, cables, electrical conductors with associated crossarms, braces, transformers, anchors, guy wires and cables; and such underground conduits, pipes, manholes, service boxes, wires, cables, and electrical conductors; aboveground marker posts, risers, and service pedestals; underground and aboveground switches, fuses, terminals, and transformers with associated concrete pads; and fixtures and appurtenances necessary to any and all thereof, as second party deems necessary for the distribution of electric energy and communication purposes; all to be located within the strip of land described in said APPENDIX "A".

Assignor further grants to Assignee the right, from time to time, to trim or to cut down any and all trees and brush now or hereafter within said easement area, and shall have the further right, from time to time, to trim and cut down trees and brush along each side of said easement area which now or hereafter in the opinion of Assignee may interfere with or be a hazard to the facilities installed hereunder, or as Assignee deems necessary to comply with applicable state or federal regulations.

Assignor shall not erect or construct any building or other structure or drill or operate any well within said strip of land.

Assignor further grants to Assignee the right to assign to another public utility as defined in Section 216 of the California Public Utilities Code the right to install, inspect, maintain, replace, remove and use communications facilities within easement area (including ingress thereto and egress therefrom).

The provisions hereof shall inure to the benefit of and bind the successors and assigns of the respective parties hereto.

CONTRA COSTA COUNTY

Dated: _____

By: _____
Chair, Board of Supervisor

STATE OF CALIFORNIA)
COUNTY OF CONTRA COSTA)

On _____ before me, _____, Clerk of the Board of Supervisors, Contra Costa County, 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: _____
Deputy Clerk

Diablo Division Area 2
Concord Land Service Office
Electric Distribution Operating Department
T.2N. R.1E. Section 23 NE1/2 of SW1/4 M.D.B.&M.
FERC License Number(s):
PG&E Drawing Number(s):
PLAT NO.
LD of any affected documents:LD2102-01-1437
LD of any Cross-referenced documents:
TYPE OF INTEREST:43, 3
SBE Parcel Number:
(For Quitclaims, % being quitclaimed)
PM #30625926
JCN:
County: Contra Costa
Utility Notice Numbers:
851 Approval Application No. _____ Decision _____
Prepared By:
Checked By:RMBF
Revision Number:

APPENDIX "A"

LAND DESCRIPTIONS OF ONE (1) PARCEL OF LAND IN THE CITY OF ANTIOCH, COUNTY OF CONTRA COSTA, STATE OF CALIFORNIA, BEING PORTIONS OF THAT PARCEL OF LAND DESCRIBED IN THE GRANT DEED TO DELTA SQUARE ASSOCIATES, LP, RECORDED AUGUST 25, 1980 IN BOOK 9971 AT PAGE 219, OFFICIAL RECORDS OF SAID COUNTY, DESCRIBED AS FOLLOWS:

Parcel 61120-2 PERMANENT OVERHEAD AND POLE LINE EASEMENT

A PERMANENT EASEMENT FOR OVERHEAD AND POLE LINE PURPOSES AND INCIDENTS THERETO, UPON AND ACROSS A PARCEL OF LAND DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE SOUTHERLY LINE OF THAT CERTAIN EASEMENT GRANTED TO PACIFIC GAS AND ELECTRIC COMPANY AND PACIFIC TELEPHONE AND TELEGRAPH COMPANY AS DESCRIBED IN THE DEED RECORDED MAY 19, 1960 IN BOOK 3623 AT PAGE 106 OFFICIAL RECORDS OF SAID COUNTY, WITH THE EASTERLY LINE OF SAID LANDS OF DELTA SQUARE ASSOCIATES;

1. THENCE SOUTH 08°56'43" WEST 3.13 FEET ALONG THE EASTERLY LINE OF SAID LANDS OF DELTA SQUARE ASSOCIATES;
2. THENCE LEAVING LAST SAID LINE, NORTH 69°26'03" WEST 312.13 FEET TO SAID SOUTHERLY LINE;

THENCE ALONG SAID SOUTHERLY LINE THE FOLLOWING TWO (2) COURSES;

3. SOUTH 73°24'48" EAST 2.99 FEET;
4. SOUTH 69°57'52" EAST 308.53 FEET TO THE **POINT OF BEGINNING**.

CONTAINING 506 SQUARE FEET (0.012 ACRES), MORE OR LESS.

A PLAT MAP IS ATTACHED HERETO AND MADE A PART HEREOF.

THE BEARINGS AND DISTANCES FOR THE ABOVE DESCRIPTION ARE BASED ON CALIFORNIA COORDINATE SYSTEM 1983, ZONE 3, CA-HPGN EPOCH 2000.86. MULTIPLY DISTANCES SHOWN ABOVE BY 1.00005924 TO OBTAIN GROUND LEVEL DISTANCES.

THIS DESCRIPTION WAS PREPARED BY ME OR UNDER MY DIRECTION IN CONFORMANCE WITH THE PROFESSIONAL LAND SURVEYORS ACT.



DAN S. SCOTT III, PLS 7840
LICENSE EXPIRES: 12/31/2010

1/14/11
DATE



Coordinates, bearings and distances are based on the California Coordinate System of 1983, Zone 3, CA-HPGN, Epoch 2000.86. Distances are U.S. Survey Feet unless otherwise noted. Distances and stationing are grid distances. Multiply distances by 1.00005924 to obtain ground level distances.

CITY OF ANTIOCH

STATE ROUTE 4

1989 OR 579

20' SDE & SSE
12102 OR 239

S73°24'48"E
2.99'

S69°57'52"E 308.53'

N69°26'03"W 312.13'

P.O.B.

61120-2

PERMANENT OVERHEAD AND
POLE LINE EASEMENT
506 SQ.FT.

61120

DELTA SQUARE ASSOC., LP

9971 OR 219

PARCEL B

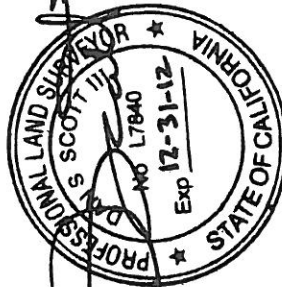
22 PM 38

APN 074-122-023

KAISER
FOUNDATION
HEALTH PLAN
INC.
10645 OR 5

S08°56'43"W

3.13'



LEGEND

- ACCESS CONTROLLED
- DIMENSION POINT
- AREA TO BE CONVEYED
- STATE PARCEL NUMBER
- P.O.B. = POINT OF BEGINNING
- SDE = STORM DRAIN EASEMENT
- SSE = SANITARY SEWER EASEMENT

GRAPHIC SCALE



1" = 40'

PLAT TO ACCOMPANY DESCRIPTION

PERMANENT OVERHEAD & POLE LINE EASEMENT OVER THE LANDS OF DELTA SQUARE ASSOCIATES, LP, TO BE CONVEYED TO PGE, PARCEL NO. 61120-2

CITY OF ANTIOCH COUNTY OF CONTRA COSTA CALIFORNIA

D & D SURVEYING, INC

LAND SURVEYING-MAPPING
6890 VILLAGE PARKWAY, SUITE 207, DUBLIN CA 94568
(925) 828-8900 FAX (925) 828-1550

DATE: JAN 11, 2011 SCALE: 1"=40' JOB NO: G1-0602-12

SHEET 1 OF 1

H-X10417.1

RECORDING REQUESTED BY AND RETURN TO:

SIGNED ATTACHMENT

ITEM NO. C. 2

DATE: Feb. 08, 2011

PACIFIC GAS AND ELECTRIC COMPANY
Technical and Land Services Attn: R. Burton
1850 Gateway Boulevard, 8th Floor
Concord, California 94520

Location: City/Uninc _____

Recording Fee \$ _____

Document Transfer Tax \$ _____

☐ This is a conveyance where the consideration and Value is less than \$100.00 (R&T 11911).

☐ Computed on Full Value of Property Conveyed, or

☐ Computed on Full Value Less Liens
& Encumbrances Remaining at Time of Sale

Signature of declarant or agent determining tax _____

(SPACE ABOVE FOR RECORDER'S USE ONLY)

LD#2102-01-1597

ASSIGNMENT OF EASEMENT

THIS INDENTURE, made by and between CONTRA COSTA COUNTY, a political subdivision of the State of California hereinafter called Assignor, and PACIFIC GAS AND ELECTRIC COMPANY, a California corporation, hereinafter called Assignee,

That the Assignor hereby assigns, transfers, and conveys to the Assignee, and its successors and assigns forever, all of Assignor's rights, title, interests and obligations and right of way to construct, reconstruct, install, inspect, maintain, replace, remove, and use facilities of the type hereinafter specified, within the easement area as hereinafter set forth, and also ingress thereto and egress therefrom, over and across the lands of Assignor situate in the City of Antioch, County of Contra Costa, State of California, described as follows:

(Portion of APN 074-122-023)

FOR DESCRIPTION SEE APPENDIX "A" ATTACHED HERETO AND MADE A PART HEREOF.

Said facilities shall consist of:

Such poles, aerial wires, cables, electrical conductors with associated crossarms, braces, transformers, anchors, guy wires and cables; and such underground conduits, pipes, manholes, service boxes, wires, cables, and electrical conductors; aboveground marker posts, risers, and service pedestals; underground and aboveground switches, fuses, terminals, and transformers with associated concrete pads; and fixtures and appurtenances necessary to any and all thereof, as second party deems necessary for the distribution of electric energy and communication purposes; all to be located within the strip of land described in said APPENDIX "A".

Assignor further grants to Assignee the right, from time to time, to trim or to cut down any and all trees and brush now or hereafter within said easement area, and shall have the further right, from time to time, to trim and cut down trees and brush along each side of said easement area which now or hereafter in the opinion of Assignee may interfere with or be a hazard to the facilities installed hereunder, or as Assignee deems necessary to comply with applicable state or federal regulations.

Assignor shall not erect or construct any building or other structure or drill or operate any well within said strip of land.

Assignor further grants to Assignee the right to assign to another public utility as defined in Section 216 of the California Public Utilities Code the right to install, inspect, maintain, replace, remove and use communications facilities within easement area (including ingress thereto and egress therefrom).

The provisions hereof shall inure to the benefit of and bind the successors and assigns of the respective parties hereto.

CONTRA COSTA COUNTY

Dated: FEBRUARY 08, 2011

By: *Gayle Uilkema*
Chair, Board of Supervisor

STATE OF CALIFORNIA)

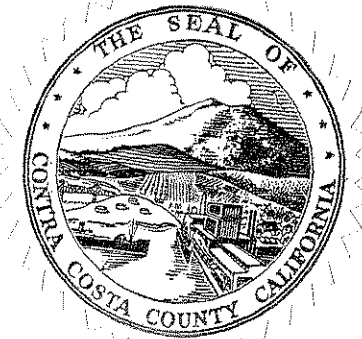
COUNTY OF CONTRA COSTA)

On FEBRUARY 08, 2011 before me, EMY L. SHARP, Clerk of the Board of Supervisors, Contra Costa County, personally appeared SUP. GAYLE UILKEMA, 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: _____
Deputy Clerk



Diablo Division Area 2
Concord Land Service Office
Electric Distribution Operating Department
T.2N. R.1E. Section 23 NE1/2 of SW1/4 M.D.B.&M.
FERC License Number(s):
PG&E Drawing Number(s):
PLAT NO.
LD of any affected documents: LD2102-01-1437
LD of any Cross-referenced documents:
TYPE OF INTEREST: 43, 3
SBE Parcel Number:
(For Quitclaims, % being quitclaimed)
PM #30625926
JCN:
County: Contra Costa
Utility Notice Numbers:
851 Approval Application No. _____ Decision _____
Prepared By:
Checked By: RMBF
Revision Number:

APPENDIX "A"

LAND DESCRIPTIONS OF ONE (1) PARCEL OF LAND IN THE CITY OF ANTIOCH, COUNTY OF CONTRA COSTA, STATE OF CALIFORNIA, BEING PORTIONS OF THAT PARCEL OF LAND DESCRIBED IN THE GRANT DEED TO DELTA SQUARE ASSOCIATES, LP, RECORDED AUGUST 25, 1980 IN BOOK 9971 AT PAGE 219, OFFICIAL RECORDS OF SAID COUNTY, DESCRIBED AS FOLLOWS:

Parcel 61120-2 PERMANENT OVERHEAD AND POLE LINE EASEMENT

A PERMANENT EASEMENT FOR OVERHEAD AND POLE LINE PURPOSES AND INCIDENTS THERETO, UPON AND ACROSS A PARCEL OF LAND DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE SOUTHERLY LINE OF THAT CERTAIN EASEMENT GRANTED TO PACIFIC GAS AND ELECTRIC COMPANY AND PACIFIC TELEPHONE AND TELEGRAPH COMPANY AS DESCRIBED IN THE DEED RECORDED MAY 19, 1960 IN BOOK 3623 AT PAGE 106 OFFICIAL RECORDS OF SAID COUNTY, WITH THE EASTERLY LINE OF SAID LANDS OF DELTA SQUARE ASSOCIATES;

1. THENCE SOUTH $08^{\circ}56'43''$ WEST 3.13 FEET ALONG THE EASTERLY LINE OF SAID LANDS OF DELTA SQUARE ASSOCIATES;
2. THENCE LEAVING LAST SAID LINE, NORTH $69^{\circ}26'03''$ WEST 312.13 FEET TO SAID SOUTHERLY LINE;

THENCE ALONG SAID SOUTHERLY LINE THE FOLLOWING TWO (2) COURSES;

3. SOUTH $73^{\circ}24'48''$ EAST 2.99 FEET;
4. SOUTH $69^{\circ}57'52''$ EAST 308.53 FEET TO THE **POINT OF BEGINNING**.

CONTAINING 506 SQUARE FEET (0.012 ACRES), MORE OR LESS.

A PLAT MAP IS ATTACHED HERETO AND MADE A PART HEREOF.

THE BEARINGS AND DISTANCES FOR THE ABOVE DESCRIPTION ARE BASED ON CALIFORNIA COORDINATE SYSTEM 1983, ZONE 3, CA-HPGN EPOCH 2000.86. MULTIPLY DISTANCES SHOWN ABOVE BY 1.00005924 TO OBTAIN GROUND LEVEL DISTANCES.

THIS DESCRIPTION WAS PREPARED BY ME OR UNDER MY DIRECTION IN CONFORMANCE WITH THE PROFESSIONAL LAND SURVEYORS ACT.


DAN S. SCOTT III, PLS 7840
LICENSE EXPIRES: 12/31/2010

1/14/11
DATE

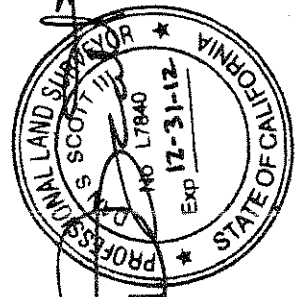
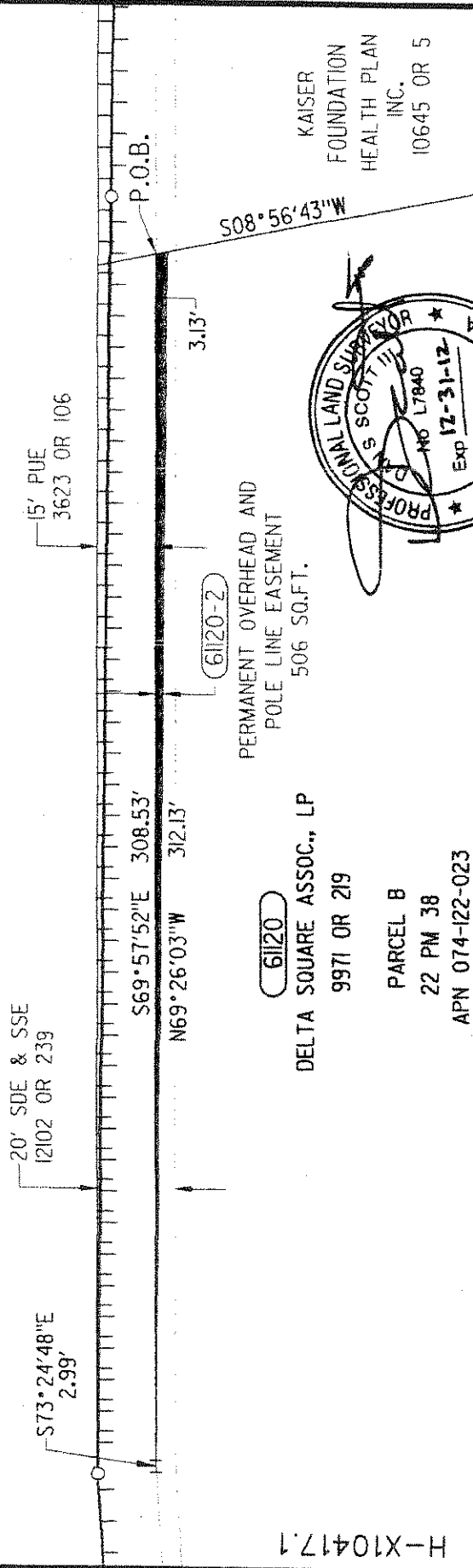


Coordinates, bearings and distances are based on the California Coordinate System of 1983, Zone 3, CA-HPGN, Epoch 2000.86. Distances are U.S. Survey Feet unless otherwise noted. Distances and stationing are grid distances. Multiply distances by 1.00003924 to obtain ground level distances.

CITY OF ANTIOCH

STATE ROUTE 4

1989 OR 579



LEGEND

- ||||| = ACCESS CONTROLLED
- O = DIMENSION POINT
- = AREA TO BE CONVEYED
- (XXXXX) = STATE PARCEL NUMBER
- P.O.B. = POINT OF BEGINNING
- SDE = STORM DRAIN EASEMENT
- SSE = SANITARY SEWER EASEMENT

GRAPHIC SCALE



1" = 40'

PLAT TO ACCOMPANY DESCRIPTION

PERMANENT OVERHEAD & POLE LINE EASEMENT OVER THE LANDS OF DELTA SQUARE ASSOCIATES, LP, TO BE CONVEYED TO PGE, PARCEL NO. 61120-2

CITY OF ANTIOCH COUNTY OF CONTRA COSTA CALIFORNIA

D & D SURVEYING, INC

LAND SURVEYING-MAPPING
6990 VILLAGE PARKWAY, SUITE 207, DUBLIN, CA 94568
(925) 828-8900 FAX (925) 828-1550

DATE: JAN 11, 2011 SCALE: 1"=40' JOB NO: G1-0602-12

SHEET 1 OF 1

H-X10417.1



**Contra
Costa
County**

To: Board of Supervisors
From: Julia R. Bueren, Public Works Director/Chief Engineer
Date: February 8, 2011

Subject: Plans for Willow Lake Road Sidewalk Gap Closure Phase II project

RECOMMENDATION(S):

APPROVE plans for the Willow Lake Road Sidewalk Gap Closure Phase II project, as recommended by the Public Works Director, Discovery Bay area.

FISCAL IMPACT:

No fiscal impact to the General Fund. Project was funded 54% through Transportation Development Act (TDA) funds and 46% through Local Road funds.

BACKGROUND:

The project originated from a TDA Grant application to close the gaps of sidewalk on Willow Lake Road and provide a continuous path to students and commuters. Members of the community, Discovery Bay Elementary School faculty, and District III Supervisor requested this project to provide a safer travel route for students, which requires approval of plans.

The Board of Supervisors determined that the project is exempt from the California Environmental Quality Act as a Class 15301 (c) Categorical Exemption, and a Notice of Exemption was filed with the County Clerk on December 29, 2009.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011**

☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: EMY L. SHARP, Deputy

Contact: Rene Urbina,
925.313.2308

cc:

CONSEQUENCE OF NEGATIVE ACTION:

The Willow Lake Road Sidewalk Gap Closure Phase II project improvement plans would not be approved and the project would not be completed.

CHILDREN'S IMPACT STATEMENT:

Not applicable.

ATTACHMENTS

Plans for Willow Lake

CONTRA COSTA COUNTY
PUBLIC WORKS DEPARTMENT
WILLOW LAKE ROAD SIDEWALK
GAP CLOSURE PHASE II

PROJECT NO. 0662-6R4119-10

TO BE SUPPLEMENTED BY THE LATEST STATE STANDARD PLANS AND COUNTY STANDARD PLANS



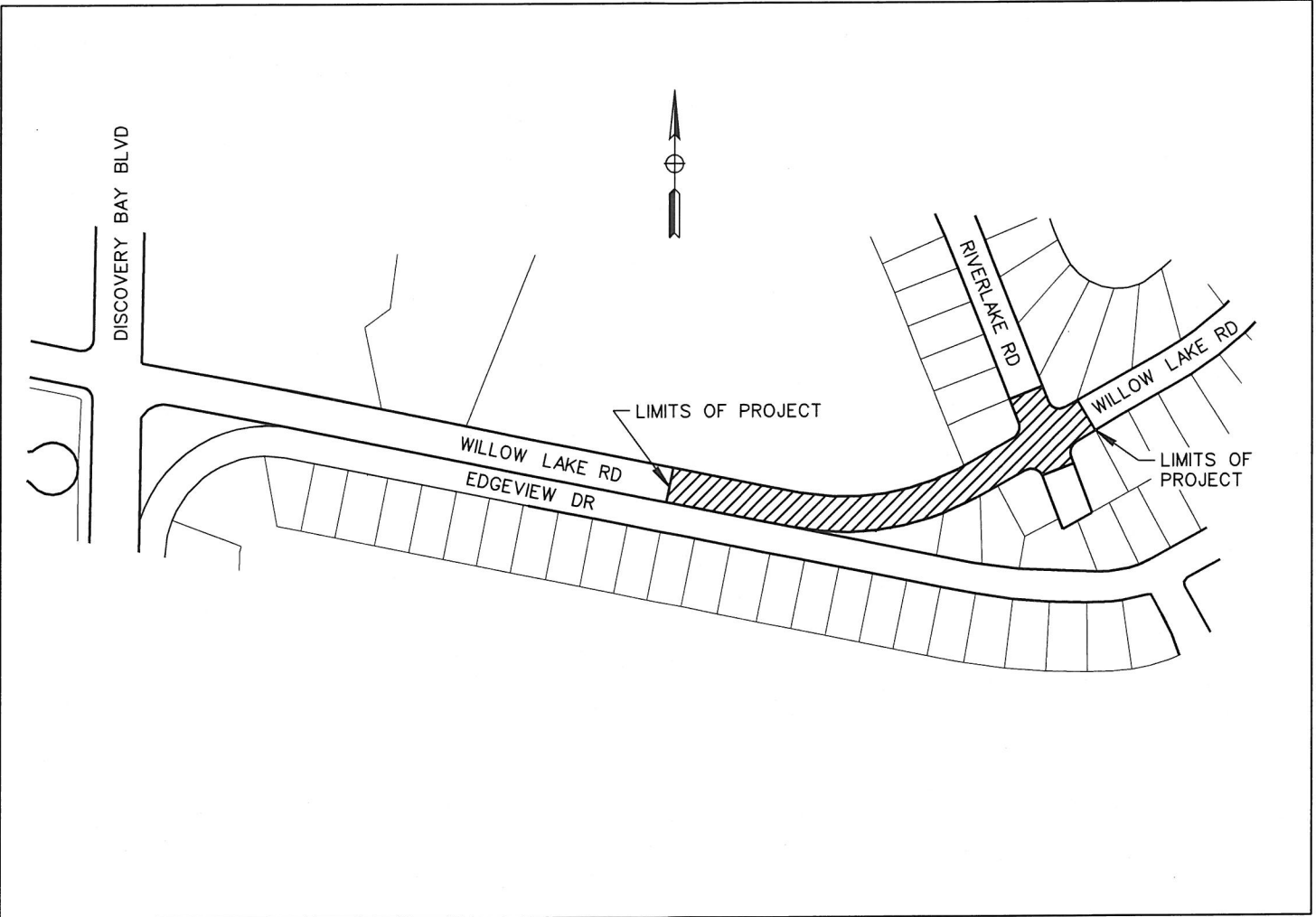
PROJECT ENGINEER	20
C.E. 67557	
SENIOR PROJECT ENGINEER	20
C.E. 63539	
SUPERVISING PROJECT ENGINEER	20
APPROVED	20
BY: DEPUTY PUBLIC WORKS DIRECTOR	



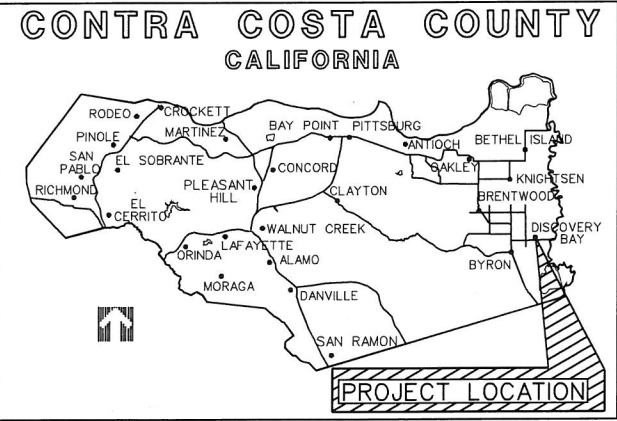
1-800-227-2600

INDEX OF SHEETS

SHEET NO.	DESCRIPTION
1	TITLE SHEET
2	DETAILED LAYOUT



VICINITY MAP
NO SCALE



LOCATION MAP
NO SCALE

THE CONTRACTOR SHALL POSSESS THE CLASS (OR CLASSES)
OF LICENSE AS SPECIFIED IN THE "NOTICE TO CONTRACTORS".

CONTRACT NO. 0662-6R4119-10
DATE ACCEPTED 10-25-10
RECORD DRAWING
RESIDENT ENGINEER
REVISIONS BY L. COSTA DATE 11-18-10

BASE MAP	EAST COORD.	NORTH COORD.	FILE NO.	SHEET	OF
N28,N29	1683	512	SP-GC-2010	1	2
FILE NAME dc411910.001			PEN TBL		



Contra
Costa
County

To: Board of Supervisors
From: Julia R. Bueren, Public Works Director/Chief Engineer
Date: February 8, 2011

Subject: 2010 Annual Report submitted by the Countywide Bicycle Advisory Committee

RECOMMENDATION(S):

ACCEPT 2010 Annual Report submitted by the Countywide Bicycle Advisory Committee, as recommended by the Public Works Director, Countywide.

FISCAL IMPACT:

There is no Fiscal Impact to the general fund.

BACKGROUND:

On, June 18, 2002, the Board of Supervisors adopted Resolution No. 200/377, 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, on the second Tuesday in December.

CONSEQUENCE OF NEGATIVE ACTION:

The committee will not be in compliance with Resolution No. 2002/377.

CHILDREN'S IMPACT STATEMENT:

Not applicable.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: 02/08/2011

☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: EMY L. SHARP, Deputy

Contact: Mike Carlson,
925.313.2321

cc:

ATTACHMENTS

CBAC 2010 Annual
Report

COUNTYWIDE BICYCLE ADVISORY COMMITTEE ANNUAL REPORT

Advisory Body Name: Countywide Bicycle Advisory Committee

Advisory Body Meeting Time/Location: 2nd week in December of each year at the Contra Costa County Public Works Department office located at 255 Glacier Drive, Martinez, CA 94553.

Chair: Bruce "Ole" Ohlsen

Staff person: Mike Carlson, Assistant Public Works Director, Contra Costa County Public Works Department

Reporting Period: December 2009 to December 2010

ACTIVITIES

The Countywide Bicycle Advisory Committee met on December 15, 2009. In 2010 the committee reviewed 14 Transportation Development Act funding applications from several local jurisdictions and the County. The Committee provided valuable feedback on each application. The feedback was provided to each project sponsor prior to final applications being submitted.

ACCOMPLISHMENTS

The Committee provided valuable feedback to local jurisdiction to help them make their final Transportation Development Act funding applications better suit the needs of the users of pedestrian and bicycle facilities in Contra Costa County.

ATTENDANCE/REPRESENTATION

2010 meeting scheduled for December 15, 2009.

Representative	Name	2008 Attendance
District 1 Representative	Bill Pinkham	Present
District 2 Representative	Richard Anderson	Absent
District 3 Representative	Brian Mulligan	Present
District 4 Representative	Paul Carter	Present
District 5 Representative	Bruce "Ole" Ohlsen, Chair	Present
Bicycle Industry Rep	Grant Petersen	Absent
Mayors Conference	Mark Ross	Absent
East Bay Regional Parks	Diane Althoff	Absent
Bicycle Organization	Derek Liecny	Present
Bicycle Organization	Yehuda Sherman	Absent
Bicycle Organization	Robert Richards	Absent
Bicycle Organization	John Ruzek	Absent
Bicycle Organization	Kathy Tate	Absent
Bicycle Organization	Dave Stoeffler	Present
Bicycle Organization	Mike Dunbar	Absent
Bicycle Organization	Steve Ardrey	Absent
Bicycle Organization	David Favello	Present

Summary of Attendance during reporting period (1 meeting): 6 members present, 10 members absent.

TRAINING/CERTIFICATION

No training or certifications were conducted in 2010.

WORK PLAN/OBJECTIVES FOR 2011

The mission of the Countywide Bicycle Advisory Committee will review applications for the Transportation Development Act funding program administered by the Metropolitan Transportation Commission (MTC) through the County Public Works Department for Contra Costa County. Local jurisdictions are required by MTC Resolution 875 to have their projects reviewed by a Bicycle Advisory Committee. The work plan for 2011 will involve reviewing the next cycle of applications and provide project sponsors with feedback on how to make their applications better from a user perspective.

MC:jcb

G:\transeng\TDA Grant\CBAC Annual Report 2010.doc

Cc: J. Bueren, Public Works Director
S. Kowalewski, Deputy Public Works Director
M. Carlson, Transportation Engineering



Contra
Costa
County

To: Board of Supervisors

From: Julia R. Bueren, Public Works Director/Chief Engineer

Date: February 8, 2011

Subject: Request for Allocation of Fiscal Year 2011/2012 Transportation Development Act, Article 3 Pedestrian/Bicycle Project Funding

RECOMMENDATION(S):

ADOPT Resolution No. 2011/41 to APPROVE and AUTHORIZE the Public Works Director, or designee, to submit a 2011/2012 Transportation Development Act (TDA) Grant Applications to the Metropolitan Transportation Commission in the total amount of \$342,000 for Fiscal Year 2011/2012 for the Clyde Pedestrian Path, North Richmond Railroad Pedestrian Crossing, and the Willow Pass Road Sidewalk Gap Closure projects.

FISCAL IMPACT:

There is no fiscal impact to the general fund. Funding for each proposed project is as follows:

Clyde Pedestrian-Bicycle Path, Clyde

1. Transportation Development Act (TDA) Grant \$150,000
2. Navy Mitigation Fund \$1,000,000

North Richmond Railroad Pedestrian Crossings, North Richmond – This project is funded primarily through a grant from the California Public Utilities Commission (CPUC). Funding is anticipated to break down as follows:

1. TDA Grant \$92,000
2. Section 130 CPUC \$302,000

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011** ☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: EMY L. SHARP, Deputy

Contact: Mary Halle,
925.313.2327

cc:

FISCAL IMPACT: (CONT'D)

3. Local Funds \$30,000

Willow Pass Road Sidewalk Gap Closure Project, Bay Point

1. TDA Grant \$140,000
2. Proposition 1B \$400,000

BACKGROUND:

Applying for and obtaining grants allows the County to construct more improvements than would be possible without obtaining these grants.

The projects listed above were submitted to the Countywide Bicycle Advisory Committee (CBAC) for their review and comments. The following is a brief description of the projects:

The three candidate projects for TDA grants include the Clyde Pedestrian Path, North Richmond Railroad Pedestrian project, and Willow Pass Road Sidewalk Gap Closure project, which are briefly described below.

The Clyde Pedestrian Path project will construct a pedestrian-bicycle path parallel to Port Chicago Highway and Norman Avenue from Sussex Street to Warwick Street within the former Union Pacific Railroad right of way. The path is approximately 0.5 miles in length and will be an 8-foot wide asphalt path with 2-foot wide graded shoulders on both sides. The path will be accessible and have intermediate access points from Norman Avenue. The sidewalk on Sussex Street will be extended to connect to the path and accessible curb ramps will be installed.

The North Richmond Railroad Pedestrian project will provide pedestrian crossings at two locations along the Union Pacific Railroad line through North Richmond: Market Avenue and Chesley Avenue. The proposed pedestrian facilities will be constructed within the existing right-of-way and will include new accessible sidewalks to guide pedestrians across the railroad tracks and curbs will be installed in front of warning devices to protect drivers from the devices.

The Willow Pass Road Sidewalk Gap Closure project will construct a total of approximately 700 linear feet of sidewalk, four curb ramps, four driveway conforms, remove and replace an existing traffic signal pole, and minor drainage improvements. The proposed sidewalk is located on the North side of Willow Pass Road from approximately 350 feet east of Clearland Drive Bailey Road. Sidewalks will be installed fronting properties on APN# 098-240-021, 098-270-011, and 098-270-010. A total of four driveway conforms and four curb ramps will be constructed to accommodate ADA access along this segment. Additionally, these driveways will allow vehicle access to the fronting properties with controlled ingress/egress which will be clearly defined to avoid potential conflicts with pedestrians. The traffic signal pole located at the northwest corner of Willow Pass Road and Bailey Road intersection will be relocated to provide the required width of travel to meet ADA standards.

CONSEQUENCE OF NEGATIVE ACTION:

Failure to approve the submittal of these applications will eliminate a potential funding source.

CHILDREN'S IMPACT STATEMENT:

Not Applicable.

ATTACHMENTS

Resolution No. 2011/41

Attachment A

Attachment B

Adopted this Resolution on 02/08/2011 by the following vote:

NOES:	
ABSENT:	
ABSTAIN:	
RECUSE:	



IN THE MATTER OF APPROVING and AUTHORIZING the Public Works Director, or designee, to submit a 2011/2012 Transportation Development Act Grant Applications to the Metropolitan Transportation Commission in the total amount of \$342,000 for Fiscal Year 2011/2012 for the Clyde Pedestrian Path, North Richmond Railroad Pedestrian Crossing, and the Willow Pass Road Sidewalk Gap Closure projects, Countywide.

WHEREAS, the Metropolitan Transportation Commission (MTC), as the regional transportation planning agency for the San Francisco Bay region, has adopted MTC Resolution No. 875, Revised, entitled “Transportation Development Act, Article 3, Pedestrian/Bicycle Projects,” which delineates procedures and criteria for submission of requests for the allocation of “TDA Article 3” funding; and

WHEREAS, the COUNTY OF CONTRA COSTA desires to submit a request to MTC for the allocation of TDA Article 3 funds to support the projects described in Attachment B to this resolution, which are for the exclusive benefit and/or use of pedestrians and/or bicyclists; now, therefore, be it

RESOLVED, that the COUNTY OF CONTRA COSTA declares it is eligible to request an allocation of TDA Article 3 funds pursuant to Section 99234 of the Public Utilities Code, and furthermore, be it

RESOLVED, that the COUNTY OF CONTRA COSTA attests to the accuracy of and approves the statements in Attachment A to this resolution; and furthermore, be it

RESOLVED, that a certified copy of this resolution and its attachments, and any accompanying supporting materials shall be forwarded to the congestion management agency, countywide transportation planning agency, or county association of governments, as the case may be, of CONTRA COSTA COUNTY for submission to MTC as part of the countywide coordinated TDA Article 3 claim.

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: February 8, 2011

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

By: EMY L. SHARP, Deputy

cc:

Attachment A

Re: Request to the Metropolitan Transportation Commission for the Allocation of Fiscal Year 2011/2012 Transportation Development Act Article 3 Pedestrian/Bicycle Project Funding

Findings

Page 1 of 1

1. That the **Contra Costa County Public Works Department** is not legally impeded from submitting a request to the Metropolitan Transportation Commission for the allocation of Transportation Development Act (TDA) Article 3 funds, nor is the **Contra Costa County Public Works Department** legally impeded from undertaking the project(s) described in “Attachment B” of this resolution.
2. That the **Contra Costa County Public Works Department** has committed adequate staffing resources to complete the project(s) described in Attachment B.
3. A review of the project(s) described in Attachment B has resulted in the consideration of all pertinent matters, including those related to environmental and right-of-way permits and clearances, attendant to the successful completion of the project(s).
4. Issues attendant to securing environmental and right-of-way permits and clearances for the projects described in Attachment B have been reviewed and will be concluded in a manner and on a schedule that will not jeopardize the deadline for the use of the TDA funds being requested.
5. That the project(s) described in Attachment B comply with the requirements of the California Environmental Quality Act (CEQA, Public Resources Code Sections 21000 et seq.).
6. That as portrayed in the budgetary description(s) of the project(s) in Attachment B, the sources of funding other than TDA are assured and adequate for completion of the project(s).
7. That the project(s) described in Attachment B are for capital construction and/or design engineering; and/or for the maintenance of a Class I bikeway which is closed to motorized traffic; and/or for the purposes of restriping Class II bicycle lanes; and/or for the development or support of a bicycle safety education program; and/or for the development of a comprehensive bicycle and/or pedestrian facilities plan, and an allocation of TDA Article 3 funding for such a plan has not been received by the **Contra Costa County Public Works Department** within the prior five fiscal years.
8. That the project(s) described in Attachment B which are bicycle projects have been included in a detailed bicycle circulation element included in an adopted general plan, or included in an adopted comprehensive bikeway plan (such as outlined in Section 2377 of the California Bikeways Act, Streets and Highways Code section 2370 et seq.).
9. That any project described in Attachment B that is a “Class I Bikeway,” meets the mandatory minimum safety design criteria published in Chapter 1000 of the California Highway Design Manual.
10. That the project(s) described in Attachment B are ready to commence implementation during the fiscal year of the requested allocation.
11. That the **Contra Costa County Public Works Department** agrees to maintain, or provide for the maintenance of, the project(s) and facilities described in Attachment B, for the benefit of and use by the public.

Resolution No. **INSERT NUMBER**
Attachment B
page **INSERT PAGE NUMBER** of **INSERT TOTAL PAGE NUMBERS**

TDA Article 3 Project Application Form

Fiscal Year of this Claim: 2011/2012 Applicant: Contra Costa County Public Works Department

Contact person: Angela Villar

Mailing Address: 255 Glacier Drive

E-Mail Address: avill@pw.cccounty.us Telephone: (925) 313-2016

Secondary Contact (in event primary not available) Mary Halle

E-Mail Address: mhall@pw.cccounty.us Telephone: (925) 313-2327

Short Title Description of Project: Clyde Pedestrian-Bicycle Path

Amount of claim: \$ 150,000

Functional Description of Project:

The project will construct a pedestrian-bicycle path in the community of Clyde parallel to Port Chicago Highway and Norman Avenue from Sussex Street to Warwick Street within the former Union Pacific Railroad right of way.

Financial Plan:

List the project elements for which TDA funding is being requested (e.g., planning, environmental, engineering, right-of-way, construction, inspection, contingency, audit). Use the table below to show the project budget. Include prior and proposed future funding of the project. If the project is a segment of a larger project, include prior and proposed funding sources for the other segments.

Project Elements: Construction

Funding Source	All Prior FYs	Application FY	Next FY	Following FYs	Totals
TDA Article 3	\$ 0	\$ 150,000	\$ 0	\$ 0	\$ 150,000
list all other sources:					
1.Navy Mitigation	\$ 0	\$ 1,000,000	\$ 0	\$ 0	\$ 1,000,000
2.					
3.					
4.					
Totals	\$ 0	\$ 1,150,000	\$ 0	\$ 0	\$ 1,150,000

Project Eligibility:	YES?/NO?
A. Has the project been approved by the claimant's governing body? (If "NO," provide the approximate date approval is anticipated).	PENDING
B. Has this project previously received TDA Article 3 funding? If "YES," provide an explanation on a separate page.	NO
C. For "bikeways," does the project meet Caltrans minimum safety design criteria pursuant to Chapter 1000 of the California Highway Design Manual? (Available on the internet via: http://www.dot.ca.gov).	YES
D. Has the project been reviewed by a Bicycle Advisory Committee? (If "NO," provide an explanation).	YES
E. Has the public availability of the environmental compliance documentation for the project (pursuant to CEQA) been evidenced by the dated stamping of the document by the county clerk or county recorder? (required only for projects that include construction).	YES
F. Will the project be completed before the allocation expires? Enter the anticipated completion date of project (month and year) July 2011 _____	YES
G. Have provisions been made by the claimant to maintain the project or facility, or has the claimant arranged for such maintenance by another agency? (If an agency other than the Claimant is to maintain the facility provide its name: _____)	YES

Resolution No. **INSERT NUMBER**
Attachment B
page **INSERT PAGE NUMBER** of **INSERT TOTAL PAGE NUMBERS**

TDA Article 3 Project Application Form

Fiscal Year of this Claim: 2011/2012 Applicant: Contra Costa County Public Works Department

Contact person: Angela Villar

Mailing Address: 255 Glacier Drive

E-Mail Address: avill@pw.cccounty.us Telephone: (925) 313-2016

Secondary Contact (in event primary not available) Mary Halle

E-Mail Address: mhall@pw.cccounty.us Telephone: (925) 313-2327

Short Title Description of Project: North Richmond Railroad Pedestrian Crossings

Amount of claim: \$ 92,000

Functional Description of Project:

This project will provide pedestrian improvements in North Richmond along Market Avenue and Chesley Avenue at the Union Pacific Railroad Crossings.

Financial Plan:

List the project elements for which TDA funding is being requested (e.g., planning, environmental, engineering, right-of-way, construction, inspection, contingency, audit). Use the table below to show the project budget. Include prior and proposed future funding of the project. If the project is a segment of a larger project, include prior and proposed funding sources for the other segments.

Project Elements: Construction

Funding Source	All Prior FYs	Application FY	Next FY	Following FYs	Totals
TDA Article 3	\$ 0	\$ 92,000	\$ 0	\$ 0	\$ 92,000
list all other sources:					
1. Section 130 Program	\$ 0	\$ 302,000	\$ 0	\$ 0	\$ 302,000
2. Local Funds	\$ 0	\$ 30,000	\$ 0	\$ 0	\$ 30,000
3.					
4.					
Totals	\$ 0	\$ 424,000	\$ 0	\$ 0	\$ 424,000

Project Eligibility:	YES?/NO?
A. Has the project been approved by the claimant's governing body? (If "NO," provide the approximate date approval is anticipated).	PENDING
B. Has this project previously received TDA Article 3 funding? If "YES," provide an explanation on a separate page.	NO
C. For "bikeways," does the project meet Caltrans minimum safety design criteria pursuant to Chapter 1000 of the California Highway Design Manual? (Available on the internet via: http://www.dot.ca.gov).	N/A
D. Has the project been reviewed by a Bicycle Advisory Committee? (If "NO," provide an explanation).	YES
E. Has the public availability of the environmental compliance documentation for the project (pursuant to CEQA) been evidenced by the dated stamping of the document by the county clerk or county recorder? (required only for projects that include construction).	YES
F. Will the project be completed before the allocation expires? Enter the anticipated completion date of project (month and year) October 2012	YES
G. Have provisions been made by the claimant to maintain the project or facility, or has the claimant arranged for such maintenance by another agency? (If an agency other than the Claimant is to maintain the facility provide its name: _____)	YES

TDA Article 3 Project Application Form

Fiscal Year of this Claim: 2011/2012

Applicant: Contra Costa County Public Works Department

Contact person: Billilee Balangan

Mailing Address: 255 Glacier Drive

E-Mail Address: bbala@pw.cccounty.us

Telephone: (925) 313-2188

Secondary Contact (in event primary not available) Mary Halle

E-Mail Address: mhall@pw.cccounty.us

Telephone: (925) 313-2327

Short Title Description of Project: Willow Pass Road Sidewalk Gap Closure Project

Amount of claim: \$ 100,000

Functional Description of Project:

The project will construct approximately 700 feet of 6.5-foot wide sidewalk on the north side of Willow Pass Road between 350 feet east of Clearland Drive and Bailey Road. This includes four curb ramps and four driveway conforms to provide ADA access in the area. This sidewalk gap closure project will provide a continuous path for pedestrians and residents in the community to access the local businesses, churches, park, and bus stops along Willow Pass Road.

Financial Plan:

List the project elements for which TDA funding is being requested (e.g., planning, environmental, engineering, right-of-way, construction, inspection, contingency, audit). Use the table below to show the project budget. Include prior and proposed future funding of the project. If the project is a segment of a larger project, include prior and proposed funding sources for the other segments.

Project Elements: Engineering and Construction

Funding Source	All Prior FYs	Application FY	Next FY	Following FYs	Totals
TDA Article 3	\$ 0	\$ 100,000	\$ 0	\$ 0	\$ 100,000
list all other sources:					
1. Local/Prop 1B		\$ 400,000	\$ 0		\$ 400,000
2.					
3.					
4.					
Totals	\$ 0	\$ 500,000	\$ 0	\$ 0	\$ 500,000

Project Eligibility:	YES?/NO?
A. Has the project been approved by the claimant's governing body? (If "NO," provide the approximate date approval is anticipated).	PENDING
B. Has this project previously received TDA Article 3 funding? If "YES," provide an explanation on a separate page.	NO
C. For "bikeways," does the project meet Caltrans minimum safety design criteria pursuant to Chapter 1000 of the California Highway Design Manual? (Available on the internet via: http://www.dot.ca.gov).	N/A
D. Has the project been reviewed by a Bicycle Advisory Committee? (If "NO," provide an explanation).	YES
E. Has the public availability of the environmental compliance documentation for the project (pursuant to CEQA) been evidenced by the dated stamping of the document by the county clerk or county recorder? (required only for projects that include construction).	YES
F. Will the project be completed before the allocation expires? Enter the anticipated completion date of project (month and year) <u>June 2012</u>	YES
G. Have provisions been made by the claimant to maintain the project or facility, or has the claimant arranged for such maintenance by another agency? (If an agency other than the Claimant is to maintain the facility provide its name: _____)	YES

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

Adopted this Resolution on 02/08/2011 by the following vote:

AYES: ☒ 5 **John Gioia**
Gayle B. Uilkema
Mary N. Piepho
VACANT
Federal D. Glover

NOES: ☐

ABSENT: ☐

ABSTAIN: ☐

RECUSE: ☐



Resolution No. 2011/41

IN THE MATTER OF APPROVING and AUTHORIZING the Public Works Director, or designee, to submit a 2011/2012 Transportation Development Act Grant Applications to the Metropolitan Transportation Commission in the total amount of \$342,000 for Fiscal Year 2011/2012 for the Clyde Pedestrian Path, North Richmond Railroad Pedestrian Crossing, and the Willow Pass Road Sidewalk Gap Closure projects, Countywide.

WHEREAS, Article 3 of the Transportation Development Act (TDA), Public Utilities Code (PUC) Section 99400 et seq., authorizes the submission of claims to a regional transportation planning agency for the funding of projects exclusively for the benefit and/or use of pedestrians and bicyclists; and

WHEREAS, the Metropolitan Transportation Commission (MTC), as the regional transportation planning agency for the San Francisco Bay region, has adopted MTC Resolution No. 875, Revised, entitled "Transportation Development Act, Article 3, Pedestrian/Bicycle Projects," which delineates procedures and criteria for submission of requests for the allocation of "TDA Article 3" funding; and

WHEREAS, MTC Resolution No. 875, Revised requires that requests for the allocation of TDA Article 3 funding be submitted as part of a single, countywide coordinated claim from each county in the San Francisco Bay region; and

WHEREAS, the COUNTY OF CONTRA COSTA desires to submit a request to MTC for the allocation of TDA Article 3 funds to support the projects described in Attachment B to this resolution, which are for the exclusive benefit and/or use of pedestrians and/or bicyclists; now, therefore, be it

NO THEREFORE BE IT RESOLVED:

RESOLVED, that the COUNTY OF CONTRA COSTA declares it is eligible to request an allocation of TDA Article 3 funds pursuant to Section 99234 of the Public Utilities Code, and furthermore, be it

RESOLVED, that there is no pending or threatened litigation that might adversely affect the project or projects described in Attachment B to this resolution, or that might impair the ability of the COUNTY OF CONTRA COSTA to carry out the project; and furthermore, be it

RESOLVED, that the COUNTY OF CONTRA COSTA attests to the accuracy of and approves the statements in Attachment A to this resolution; and furthermore, be it

RESOLVED, that a certified copy of this resolution and its attachments, and any accompanying supporting materials shall be forwarded to the congestion management agency, countywide transportation planning agency, or county association of governments, as the case may be, of CONTRA COSTA COUNTY for submission to MTC as part of the countywide coordinated TDA Article 3 claim.

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: Mary Halle, 925.313.2327

ATTESTED: February 8, 2011

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


By: EMY L. SHARP, Deputy

RESOLUTION NO. 2011/41



Contra
Costa
County

To: Board of Supervisors

From: Julia R. Bueren, Public Works Director/Chief Engineer

Date: February 8, 2011

Subject: Accepting completion of warranty period and release of cash deposit for faithful performance, subdivision SD 02-08703

RECOMMENDATION(S):

ADOPT Resolution No. 2011/47 accepting completion of warranty period and release of cash deposit for faithful performance, for subdivision SD 02-08703, as recommended by the Public Works Director, Bay Point area. (District V)

FISCAL IMPACT:

No Fiscal Impact.

BACKGROUND:

The improvements have met the guarantee performance standards for the warranty period following completion and acceptance of improvements.

CONSEQUENCE OF NEGATIVE ACTION:

The developer will not receive a refund of their cash deposit, the Subdivision Agreement and performance/maintenance surety bond will not be exonerated, and the billing account will not be liquidated and closed.

CHILDREN'S IMPACT STATEMENT:

Not Applicable.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011** ☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: EMY L. SHARP, Deputy

Contact: J. LaRocque, 313-2315

ATTACHMENTS

Resolution No.
2011/47

Adopted this Resolution on 02/08/2011 by the following vote:

NOES:	
ABSENT:	
ABSTAIN:	
RECUSE:	



cc: T. Rhys, Construction, M. Valdez, M&T, J. Capozzo, Eng. Services, C. Sumpter, DCD, J. Pollart, O'Brien Homes, M. Sinz, Eng. Services

THE BOARD OF SUPERVISORS OF CONTRA COSTA COUNTY, CALIFORNIA

and for Special Districts, Agencies and Authorities Governed by the Board

Adopted this Resolution on 02/08/2011 by the following vote:

AYES: ☒ 5 **John Gioia**
Gayle B. Uilkema
Mary N. Piepho
Karen Mitchoff
Federal D. Glover

NOES: ☐

ABSENT: ☐

ABSTAIN: ☐

RECUSE: ☐



Resolution No. 2011/47

Accepting completion of warranty period and release of cash deposit for faithful performance, subdivision SD 02-08703, as recommended by the Public Works Director, Bay Point area. (District V)

On February 7, 2006, this Board resolved that the improvements in subdivision SD 02-08703 were completed as provided in the Subdivision Agreement with OBG at Bay Point, LLC and now on the recommendation of the Public Works Director;

The Board hereby FINDS that the improvements have satisfactorily met the guaranteed performance standards for the period following completion and acceptance.

NOW THEREFORE BE IT RESOLVED that the Public Works Director is AUTHORIZED to:

- REFUND the \$17,200.00 cash deposit (Auditor's Deposit Permit No. 411948, dated September 10, 2003) plus interest to OBG at Bay Point, LLC in accordance with Government Code Section 53079 (if appropriate), Ordinance Code Section 94-4.406, and the subdivision agreement.

BE IT FURTHER RESOLVED that the warranty period has been completed and the Subdivision Agreement and surety bond, Bond No. SU5002918, dated September 10, 2003, issued by Arch Insurance Company, are exonerated.

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: J. LaRocque, 313-2315

ATTESTED: February 8, 2011

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

By: 
 Emly L. Sharp, Deputy

cc: T. Rhys, Construction, M. Valdez, M&T, J. Capozzo, Eng. Services, C. Sumpter, DCD, J. Pollart, O'Brien Homes, M. Sinz, Eng. Services



Contra
Costa
County

To: Board of Supervisors
From: Julia R. Bueren, Public Works Director/Chief Engineer
Date: February 8, 2011

Subject: Accepting completion of private improvements for minor subdivision MS 90-00053

RECOMMENDATION(S):

ADOPT Resolution No. 2011/48 accepting completion of private improvements for minor subdivision MS 90-00053, as recommended by the Public Works Director, Martinez area.

FISCAL IMPACT:

No Fiscal Impact.

BACKGROUND:

The developer completed the private improvements as required in the improvement plans and in conformance with the County Ordinance Code, per the Subdivision Agreement.

CONSEQUENCE OF NEGATIVE ACTION:

The private improvements will not be accepted as complete, the Subdivision Agreement and performance/maintenance surety bond will not be exonerated, and the billing account will not be liquidated and closed.

CHILDREN'S IMPACT STATEMENT:

Not Applicable.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: 02/08/2011

☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: EMY L. SHARP, Deputy

Contact: J. LaRocque, 313-2315

ATTACHMENTS

Resolution No.
2011/48

CONTRA COSTA Co Recorder Office
STEPHEN L. WEIR, Clerk-Recorder
DOC- 2011-0030911-00
Wednesday, FEB 09, 2011 13:42:10
FRE \$0.00
Ttl Pd \$0.00
Nbr-0000836376
rrc/R9/1-4

Recorded at the request of: Board of Supervisors
Return To: Public Works, Engineering Services

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

Adopted this Resolution on 02/08/2011 by the following vote:

AYES: John Gioia, District I Supervisor Gayle B. Uilkema, District II Supervisor Mary N. Piepho, District III Supervisor Karen Mitchoff, District IV Supervisor Federal D. Glover, District V Supervisor
NOES: ☐
ABSENT: ☐
ABSTAIN: ☐
RECUSE: ☐

Resolution No. 2011/48

Accepting completion of private improvements for minor subdivision MS 90-00053, as recommended by the Public Works Director, Martinez area. (District II)

These improvements are approximately located near Midhill Road and Medford Court.

The Public Works Director has notified this Board that the private improvements in minor subdivision MS 90-00053 have been completed as provided in the Subdivision Agreement with Steve R. St. Germain and Susan St. Germain, heretofore approved by this Board in conjunction with the filing of the Subdivision Map.

NOW THEREFORE BE IT RESOLVED that the improvements have been COMPLETED as of February 8, 2011 thereby establishing the six month terminal period for the filing of liens in case of action under said Subdivision Agreement:

DATE OF AGREEMENT August 7, 2001

NAME OF BANK/SURETY American Contractors Indemnity Company

BE IT FURTHER RESOLVED the payment (labor and materials) surety for \$8,500.00, Bond No. 136978 issued by the above surety be RETAINED for the six month lien guarantee period until August 8, 2011, at which time the Clerk of the Board is AUTHORIZED to release the surety less the amount of any claims on file.

BE IT FURTHER RESOLVED that the private improvements have been COMPLETED and are NOT ACCEPTED NOR DECLARED as County Roads.

BE IT FURTHER RESOLVED that there is no warranty period required, and the Public Works Director is AUTHORIZED to refund the \$1,000.00 cash security for performance (Auditor's Deposit Permit No. 371627, dated July 17, 2001) plus interest in accordance with Government Code Section 53079, if appropriate, to Steven R. St. Germain and Susan A. St. Germain pursuant to the requirements of the Ordinance Code; and the Subdivision Agreement and surety bond, Bond No. 136978, dated July 20, 2001, are exonerated.

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.

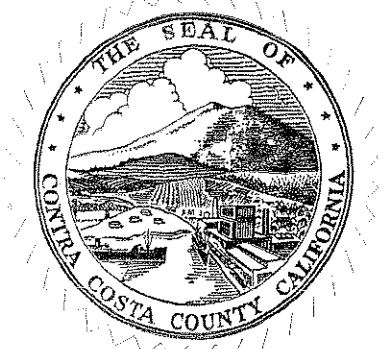
ATTESTED: February 8, 2011

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

By: *Emily L. Sharp*
EMILY L. SHARP, Deputy

Contact: J. LaRocque, 313-2315

cc: T. Rhys, Construction, M. Valdez, M&T, J. Capozzo, Eng. Services, C. Hallford, Mapping, R. Hutchins, Records, M. Sinz, Eng. Services



Recorded at the request of: Board of Supervisors

Return To: Public Works, Engineering Services

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

Adopted this Resolution on 02/08/2011 by the following vote:

AYES: John Gioia, District I Supervisor Gayle B. Uilkema, District II Supervisor Mary N. Piepho, District III Supervisor Karen Mitchoff, District IV Supervisor Federal D. Glover, District V Supervisor

NOES: ☐

ABSENT: ☐

ABSTAIN: ☐

RECUSE: ☐

Resolution No. 2011/48

Accepting completion of private improvements for minor subdivision MS 90-00053, as recommended by the Public Works Director, Martinez area. (District II)

These improvements are approximately located near Midhill Road and Medford Court.

The Public Works Director has notified this Board that the private improvements in minor subdivision MS 90-00053 have been completed as provided in the Subdivision Agreement with Steve R. St. Germain and Susan St. Germain, heretofore approved by this Board in conjunction with the filing of the Subdivision Map.

NOW THEREFORE BE IT RESOLVED that the improvements have been COMPLETED as of February 8, 2011 thereby establishing the six month terminal period for the filing of liens in case of action under said Subdivision Agreement:

DATE OF AGREEMENT August 7, 2001

NAME OF BANK/SURETY American Contractors Indemnity Company

BE IT FURTHER RESOLVED the payment (labor and materials) surety for \$8,500.00, Bond No. 136978 issued by the above surety be RETAINED for the six month lien guarantee period until August 8, 2011, at which time the Clerk of the Board is AUTHORIZED to release the surety less the amount of any claims on file.

BE IT FURTHER RESOLVED that the private improvements have been COMPLETED and are NOT ACCEPTED NOR DECLARED as County Roads.

BE IT FURTHER RESOLVED that there is no warranty period required, and the Public Works Director is AUTHORIZED to refund the \$1,000.00 cash security for performance (Auditor's Deposit Permit No. 371627, dated July 17, 2001) plus interest in accordance with Government Code Section 53079, if appropriate, to Steven R. St. Germain and Susan A. St. Germain pursuant to the requirements of the Ordinance Code; and the Subdivision Agreement and surety bond, Bond No. 136978, dated July 20, 2001, are exonerated.

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: February 8, 2011

Contact: J. LaRocque, 313-2315

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

By: EMY L. SHARP, Deputy

cc: T. Rhys, Construction, M. Valdez, M&T , J. Capozzo, Eng. Services, C. Hallford, Mapping, R. Hutchins, Records, M. Sinz, Eng. Services



Contra
Costa
County

To: Board of Supervisors

From: Julia R. Bueren, Public Works Director/Chief Engineer

Date: February 8, 2011

Subject: Accepting completion of warranty period and release of cash deposit for subdivision agreement (Right-of-Way Landscaping) road improvement RA 05-01206

RECOMMENDATION(S):

ADOPT Resolution No. 2011/49 accepting completion of warranty period and release of cash deposit for subdivision agreement (Right-of-Way Landscaping) for road improvement RA 05-01206 (cross-reference subdivision SD 05-08954), for project being developed by O'Brien at Pacheco, LLC, as recommended by the Public Works Director, Martinez area.

FISCAL IMPACT:

No Fiscal Impact.

BACKGROUND:

The landscape improvements for this Subdivision Agreement (Right-of-Way Landscaping) have met the guarantee performance standards for the warranty period following completion and acceptance of the improvements.

CONSEQUENCE OF NEGATIVE ACTION:

The developer will not receive a refund of their cash deposit for the Subdivision Agreement (Right-of-Way Landscaping) and performance surety bond will not be exonerated, and the billing account will not be liquidated and closed.

CHILDREN'S IMPACT STATEMENT:

Not Applicable.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011** ☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: EMY L. SHARP, Deputy

Contact: J. LaRocque, 313-2315

ATTACHMENTS

Resolution No.
2011/49

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

Adopted this Resolution on 02/08/2011 by the following vote:

AYES: ☒ 5 **John Gioia**
 Gayle B. Uilkema
 Mary N. Piepho
 Karen Mitchoff
 Federal D. Glover

NOES: ☐

ABSENT: ☐

ABSTAIN: ☐

RECUSE: ☐



Resolution No. 2011/49

Accepting completion of warranty period and release of cash deposit for subdivision agreement (Right-of-Way Landscaping) for road improvement RA 05-01206 (cross-reference subdivision SD 05-08984), for project being developed by O'Brien at Pacheco, LLC, as recommended by the Public Works Director, Martinez area. (District II)

On November 16, 2009, this Board resolved that the landscape improvements for road improvement RA 05-01206 were completed as provided in the Subdivision Agreement (Right-Way Landscaping) with O'Brien at Pacheco, LLC, and now on the recommendation of the Public Works Director;

The Board hereby FINDS that the improvements have satisfactorily met the guaranteed performance standards for the period following completion and acceptance.

NOW THEREFORE BE IT RESOLVED that the Public Works Director is AUTHORIZED to:

- REFUND the \$1,000.00 cash deposit (Auditor's Deposit Permit No. 476514, dated January 11, 2007) plus interest in accordance with Government Code Section 53079, if appropriate, to O'Brien at Pacheco, LLC, pursuant to the Road Improvement Agreement and Ordinance Code Section 94 4.406.

BE IT FURTHER RESOLVED that the warranty period has been completed and the Subdivision Agreement (Right-of-Way Landscaping) and performance/maintenance surety bond issued by International Fidelity Insurance Company, Bond No.0442413, dated December 26, 2006, are EXONERATED.

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: J. LaRocque, 313-2315

ATTESTED: February 8, 2011

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

By: EMY L. SHARP, Deputy

cc: M. Mann, Finance, T. Rhys, Construction, J. Capozzo, Eng. Services, C. Sumpter, DCD, M. Sinz, eng. Services

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

Adopted this Resolution on 02/08/2011 by the following vote:

John Gioia
Gayle B. Uilkema
Mary N. Piepho
Karen Mitchoff
Federal D. Glover

AYES: ☒ 5

NOES: ☐

ABSENT: ☐

ABSTAIN: ☐

RECUSE: ☐



Resolution No. 2011/49

Accepting completion of warranty period and release of cash deposit for subdivision agreement (Right-of-Way Landscaping) for road improvement RA 05-01206 (cross-reference subdivision SD 05-08984), for project being developed by O'Brien at Pacheco, LLC, as recommended by the Public Works Director, Martinez area. (District II)

On November 16, 2009, this Board resolved that the landscape improvements for road improvement RA 05-01206 were completed as provided in the Subdivision Agreement (Right-Way Landscaping) with O'Brien at Pacheco, LLC, and now on the recommendation of the Public Works Director;

The Board hereby FINDS that the improvements have satisfactorily met the guaranteed performance standards for the period following completion and acceptance.

NOW THEREFORE BE IT RESOLVED that the Public Works Director is AUTHORIZED to:

- REFUND the \$1,000.00 cash deposit (Auditor's Deposit Permit No. 476514, dated January 11, 2007) plus interest in accordance with Government Code Section 53079, if appropriate, to O'Brien at Pacheco, LLC, pursuant to the Road Improvement Agreement and Ordinance Code Section 94 4.406.

BE IT FURTHER RESOLVED that the warranty period has been completed and the Subdivision Agreement (Right-of-Way Landscaping) and performance/maintenance surety bond issued by International Fidelity Insurance Company, Bond No.0442413, dated December 26, 2006, are EXONERATED.

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: J. LaRocque, 313-2315

ATTESTED: February 8, 2011

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

By: *EMY L. SHARP*
EMY L. SHARP, Deputy

cc: M. Mann, Finance, T. Rhys, Construction, J. Capozzo, Eng. Services, C. Sumpter, DCD, M. Sinz, eng. Services

RESOLUTION NO. 2011/49



Contra
Costa
County

To: Board of Supervisors
From: Julia R. Bueren, Public Works Director/Chief Engineer
Date: February 8, 2011

Subject: APPROVE and AUTHORIZE the Public Works Director, or designee, to amend a contract with a new payment for HS Operating Services, LLC

RECOMMENDATION(S):

APPROVE and AUTHORIZE the Public Works Director, or designee, to execute a contract amendment with HS Operating Services, LLC to increase the payment limit by \$75,000 from \$125,000 to a new payment limit of \$200,000 with no change to the original term, Martinez area. (Sanitation District 6, Stonehurst Funds) Project No.: 7365-6x9E30

FISCAL IMPACT:

There is no impact to the County General Fund. All costs associated with the ongoing repairs and maintenance for the sanitation district will be covered by Sanitation District 6, Stonehurst funds (100%).

BACKGROUND:

Wastewater Operating Services are required for Sanitation District 6, Stonehurst, located in Martinez. On August 5, 2008, the Public Works Department requested Bids from twenty-two (22) qualified firms and local wastewater treatment agencies. In 2010 this district had activity above and beyond its regular maintenance. These activities have made it necessary to increase the contract payment limit so that we can continue to utilize the current operator, HS Operating Services, LLC.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011** ☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: EMY L. SHARP, Deputy

Contact: S. Cohen 313-2160

CONSEQUENCE OF NEGATIVE ACTION:

Without approval from the Board of Supervisors, Sanitation District 6, Stonehurst, will not have an operator for the wastewater treatment facility.

CHILDREN'S IMPACT STATEMENT:

Not Applicable

ATTACHMENTS

Contract Amendment Agreement

CONTRACT AMENDMENT AGREEMENT
(Purchase of Services - Long Form)

Number
Fund/Org# 7365
Account # 2310
Other # 6x9E30

1. Identification of Contract to be Amended.

Number: 4892901

Effective Date: October 1, 2008

Department: Public Works Department

Subject: Operation and Maintenance of Sanitation District 6- Stonehurst

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: HS Operating Services, LLC
Capacity: Contractor
Address: 3 Rolph Park Court, Crockett, CA 94525

3. Amendment Date. The effective date of this Contract Amendment Agreement is February 1, 2011 .

4. Amendment Specifications. The Contract identified above is hereby amended as set forth in the "Amendment Specifications" attached hereto which are incorporated herein by reference.

5. Signatures. These signatures attest the parties' agreement hereto:

COUNTY OF CONTRA COSTA, CALIFORNIA

BOARD OF SUPERVISORS	ATTEST: Clerk of the Board of Supervisors
By _____ Chairman/Designee	By _____ Deputy

CONTRACTOR

Name of business entity: HS Operating Services, LLC	Name of business entity: HS Operating Services, LLC
By <u>Brian E. Hill</u> (Signature of individual or officer)	By <u>Paul R. Stovall</u> (Signature of individual or officer)
<u>Brian E. Hill, Chairman of the Board</u> (Print name and title A, if applicable)	<u>Paul R. Stovall, 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.

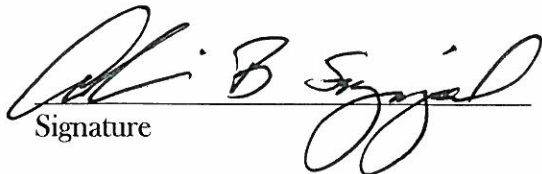
ACKNOWLEDGMENT

STATE OF CALIFORNIA)
)
COUNTY OF CONTRA COSTA)

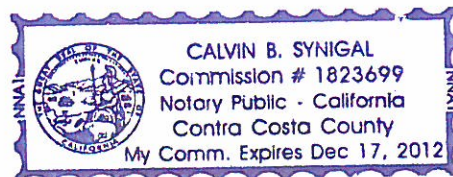
On JANUARY 4, 2011, before me, CALVIN B. SYNIGAL, NOTARY PUBLIC
(insert name and title of the officer), personally appeared BRIAN E. HILL AND
PAUL R. STOVALL who proved to me on the basis of satisfactory
evidence to be the person(s) whose name(s) ~~is~~ are subscribed to the within instrument and acknowledged 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



Contra
Costa
County

To: Board of Supervisors

From: Clerk of the Board

Date: February 8, 2011

Subject: CLAIMS FOR FEBRUARY 8, 2011

RECOMMENDATION(S):

DENY claims filed by Patricia Ballard; Golden Eagle by Nathan Putnam; Edjuan Scott, CCD8AD969 MDF; Timothy Taylor; Elizabeth Holbrook; Stephen Holbrook; Erika Zarate; Patrick M. McCluskey; and Maria G. Partida.

FISCAL IMPACT:

BACKGROUND:

CONSEQUENCE OF NEGATIVE ACTION:

CHILDREN'S IMPACT STATEMENT:

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011** ☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011
, County Administrator and Clerk of the Board of Supervisors

Contact: EMELDA SHARP (925)
335-1900

By: EMY L. SHARP, Deputy

cc:



Contra
Costa
County

To: Board of Supervisors
From: William Walker, M.D., Health Services Director
Date: February 8, 2011

Subject: Adopt Resolution recognizing February as American Heart Month

RECOMMENDATION(S):

Adopt Resolution No. 2011/45 recognizing February as American Heart Month.

FISCAL IMPACT:

None.

BACKGROUND:

February is American Heart Month. This resolution will encourage all residents of Contra Costa County to learn the risks of cardiovascular disease, stay fit through exercise and good nutrition, and to learn critical lifesaving skills such as cardiopulmonary resuscitation (CPR) and automated external defibrillator (AED) use. It will also encourage communities to become HeartSafe Communities, and businesses and other organizations to provide publicly accessible AEDs.

CONSEQUENCE OF NEGATIVE ACTION:

None.

CHILDREN'S IMPACT STATEMENT:

Sudden cardiac arrest strikes persons of all ages.



APPROVE



OTHER



RECOMMENDATION OF CNTY



RECOMMENDATION OF BOARD

ADMINISTRATOR

COMMITTEE

Action of Board On: 02/08/2011



APPROVED AS



OTHER

RECOMMENDED

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor

Gayle B. Uilkema, District II
Supervisor

Mary N. Piepho, District III
Supervisor

Karen Mitchoff, District IV
Supervisor

Federal D. Glover, District V
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: February 8, 2011

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

By: KATHERINE SINCLAIR, Deputy

Contact: Art Lathrop, 646-4690

cc: Tasha Scott, Barbara Borbon, Juliene Latteri

ATTACHMENTS

Resolution No.
2011/45

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

In the matter of:

Resolution No. 2011/45

Recognizing February as American Heart Month

WHEREAS, the month of February has been proclaimed by the President as “American Heart Month.”
WHEREAS, over 6,000 Americans die from heart disease each year, more than breast cancer, lung cancer and AIDS combined; and
WHEREAS, over 92% of those suffering sudden cardiac arrest die before reaching the hospital; and
WHEREAS, chances of survival are increased dramatically if cardiopulmonary resuscitation (CPR) and automated external defibrillator (AED) resources are available and utilized within the first three to seven minutes after sudden cardiac arrest; and
WHEREAS, the goal of American Heart Month is to raise awareness of heart disease, prevention and treatment; and
WHEREAS, it is appropriate to increase awareness of how to prevent cardiovascular disease and the appropriate intervention should an individual suffer from cardiovascular disease; and
WHEREAS, it is appropriate to increase awareness of the value of CPR training and encourage placement of AEDs in public places; and
WHEREAS, the American Heart Association and the Contra Costa County Emergency Medical Services Agency advocate the “Chain of Survival,” which represents the five crucial links of the emergency treatment of sudden cardiac arrest. The links are:
Early Access to Care * Early CPR * Early Defibrillation *
Effective Advanced Life Support * Integrated Post Cardiac Arrest Care
WHEREAS, Contra Costa County Emergency Medical Services is committed to strengthening the links in the chain of survival in the County; and supports widespread CPR training, and public access defibrillation (PAD) and HeartSafe Community programs; and
WHEREAS, several Contra Costa County communities have worked to make their community a place where their citizens live, work, shop and play a HeartSafe Community:
NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors designates February as American Heart Month, encouraging all residents of Contra Costa County to learn the risks of cardiovascular disease, stay fit through exercise and good nutrition, to learn critical lifesaving skills such as CPR and AED use, as well as encouraging communities to become HeartSafe Communities.

GAYLE B. UILKEMA

Chair,
District II Supervisor

JOHN GIOIA

District I Supervisor

MARY N. PIEPHO

District III Supervisor

KAREN MITCHOFF

District IV Supervisor

FEDERAL D. GLOVER

District V 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: February 8, 2011

David J. Twa,

By: _____, Deputy

The Board of Supervisors of PR. 1 *Contra Costa County, California* C. 11

In the matter of recognizing February as
American Heart Month

RESOLUTION NO. 2011/45

WHEREAS, the month of February has been proclaimed by the President as "American Heart Month."

WHEREAS, over 6,000 Americans die from heart disease each year, more than breast cancer, lung cancer and AIDS combined; and

WHEREAS, over 92% of those suffering sudden cardiac arrest die before reaching the hospital; and

WHEREAS, chances of survival are increased dramatically if cardiopulmonary resuscitation (CPR) and automated external defibrillator (AED) resources are available and utilized within the first three to seven minutes after sudden cardiac arrest; and

WHEREAS, the goal of American Heart Month is to raise awareness of heart disease, prevention and treatment; and

WHEREAS, it is appropriate to increase awareness of how to prevent cardiovascular disease and the appropriate intervention should an individual suffer from a cardiovascular emergency; and

WHEREAS, it is appropriate to increase awareness of the value of CPR training and encourage placement of AEDs in public places; and

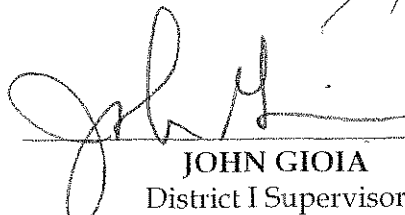
WHEREAS, the American Heart Association and the Contra Costa County Emergency Medical Services Agency advocate the "Chain of Survival," which represents the five crucial links of the emergency treatment of sudden cardiac arrest. The links are: Early Access to Care * Early CPR * Early Defibrillation * Effective Advanced Life Support * Integrated Post Cardiac Arrest Care; and

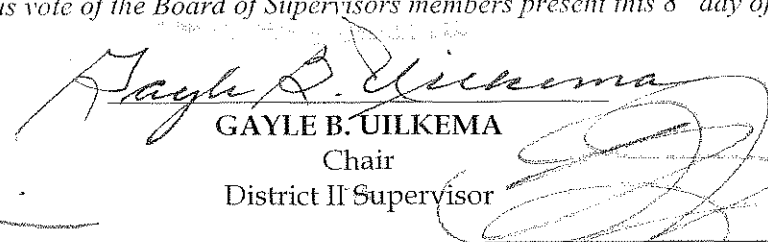
WHEREAS, Contra Costa County Emergency Medical Services is committed to strengthening the links in the chain of survival in the County; and supports widespread CPR training, and public access defibrillation (PAD) and HeartSafe Community programs; and

WHEREAS, several Contra Costa County communities have worked to make their community a place where their citizens live, work, shop and play as a HeartSafe Community:

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors designates February as American Heart Month, encouraging all residents of Contra Costa County to learn the risks of cardiovascular disease, the importance of staying fit through exercise and good nutrition, to learn critical lifesaving skills such as CPR and AED use, as well as encouraging communities to become HeartSafe Communities.

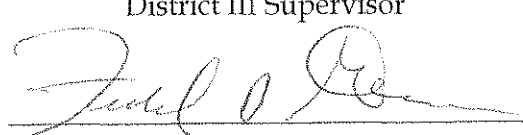
PASSED by a unanimous vote of the Board of Supervisors members present this 8th day of February, 2011

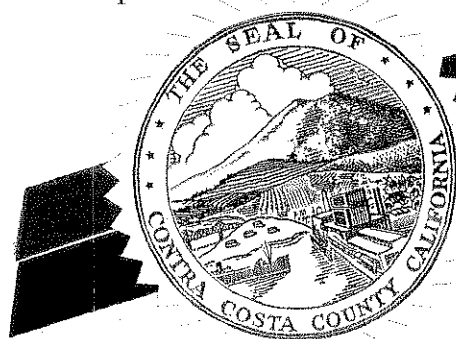

JOHN GIOIA
District I Supervisor


GAYLE B. UILKEMA
Chair
District II Supervisor


MARY N. PIEPHO
District III Supervisor


KAREN MITCHOFF
District IV Supervisor



FEDERAL D. GLOVER
District V 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: February 8th, 2011

DAVID TWA, Clerk of the Board of Supervisors and County Administrator

By  Deputy



**Contra
Costa
County**

To: Board of Supervisors
From: Joe Valentine, Employment & Human Services Director
Date: February 8, 2011

Subject: Resolution Honoring Ralph Alvarado on the Occasion of His Retirement

RECOMMENDATION(S):

ADOPT Resolution No. 2011/51 recognizing Ralph Alvarado on the occasion of his retirement, as recommended by the Employment and Human Services Director.

FISCAL IMPACT:

None

BACKGROUND:

Ralph Alvarado's career with the County started 38 years ago as an Eligibility Worker I working directly with clients to grant benefits. Ralph has demonstrated his commitment to continuing professional growth by obtaining his Bachelor of Arts degree from San Francisco State University while working full-time for the Employment and Human Services Department. Ralph advanced his career through several Eligibility Worker positions to Eligibility Worker Supervisor in 1990 to Social Services Welfare Fraud Investigations Supervisor in 1992 and to Social Services Fraud Prevention Manager in 2004.



APPROVE



OTHER



RECOMMENDATION OF CNTY



RECOMMENDATION OF BOARD

ADMINISTRATOR

COMMITTEE

Action of Board On: **02/08/2011**



APPROVED AS



OTHER

RECOMMENDED

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor

Gayle B. Uilkema, District II
Supervisor

Mary N. Piepho, District III
Supervisor

Karen Mitchoff, District IV
Supervisor

Federal D. Glover, District V
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: February 8, 2011

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

By: KATHERINE SINCLAIR, Deputy

Contact: Earl Maciel 3-1648

cc: Earl Maciel

CONSEQUENCE OF NEGATIVE ACTION:

Mr. Alvarado will not be recognized by the Board of Supervisors for his many contributions to Contra Costa County's Employment and Human services Department.

CHILDREN'S IMPACT STATEMENT:

None

ATTACHMENTS

Resolution No. 2011/51

The Board of Supervisors of C.12 Contra Costa County, California

In the matter of honoring Ralph Alvarado on the
occasion of his retirement

RESOLUTION NO. 2011/51

WHEREAS, Ralph Alvarado, Social Services Welfare Fraud Manager, Employment and Human Services Department, on the occasion of his retirement after thirty-eight years of County service; and

WHEREAS, Ralph Alvarado is retiring from the Employment and Human Services Department after 38 years of service that began in January 1972; and

WHEREAS, Ralph Alvarado's career with the County started as an Eligibility Worker I working directly with clients to grant benefits. His early evaluations state that: he is a quick learner, well organized, works well with both clients and co-workers and is cheerful; which, are all traits that he displayed throughout his career and that served him and the Department well in all his assignments; and

WHEREAS, Ralph Alvarado demonstrated his commitment to continuing professional growth by obtaining his Bachelor of Arts degree from San Francisco State University in 1977 while working full-time for the Employment and Human Services Department; and

WHEREAS, Ralph Alvarado advanced his career through several Eligibility Worker positions to Eligibility Worker Supervisor in 1990, Social Services Welfare Fraud Investigations Supervisor in 1992, and to Social Services Fraud Prevention Manager in 2004; and

WHEREAS, Ralph Alvarado oversees several complex and active areas of work including fraud prevention, appeals, over payments, and collections, and he has been highly effective in all these areas; and

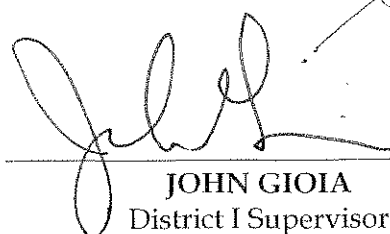
WHEREAS, Ralph Alvarado's desire and ability to work with others and to embrace new assignments has been invaluable to the Employment and Human Services Department from the start of his career and throughout the increasingly significant assignments within the Department; and


WHEREAS, Ralph Alvarado has been active in State-wide and regional organizations that provide professional development and networking opportunities to those engaged in preventing Welfare Fraud, including the California Welfare Fraud Investigator's Association where he currently serves as the State-wide President of the Association; and

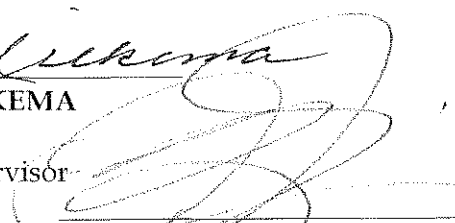
WHEREAS, Ralph Alvarado's career has been marked with numerous accolades for his significant contributions to work on behalf of the County and the Employment and Human Services Department.

NOW, THEREFORE, BE IT RESOLVED, that the Contra Costa County Board of Supervisors hereby recognizes Mr. Ralph Alvarado for his thirty-eight years of service and wish him every success for the future.

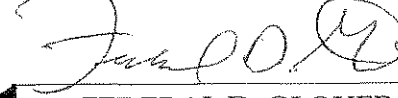
PASSED by a unanimous vote of the Board of Supervisors members present this 8th day of February, 2011


JOHN GIOIA
District I Supervisor


GAYLE B. UILKEMA
Chair
District II Supervisor


MARY N. PIEPHO
District III Supervisor


KAREN MITCHOFF
District IV Supervisor


FEDERAL D. GLOVER
District V 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: February 8th, 2011

DAVID TWA, Clerk of the Board of Supervisors and County Administrator

By  Deputy

The Board of Supervisors of C.12 Contra Costa County, California

In the matter of honoring Ralph Alvarado on the
occasion of his retirement

RESOLUTION NO. 2011/51

WHEREAS, Ralph Alvarado, Social Services Welfare Fraud Manager, Employment and Human Services Department, on the occasion of his retirement after thirty-eight years of County service; and

WHEREAS, Ralph Alvarado is retiring from the Employment and Human Services Department after 38 years of service that began in January 1972; and

WHEREAS, Ralph Alvarado's career with the County started as an Eligibility Worker I working directly with clients to grant benefits. His early evaluations state that: he is a quick learner, well organized, works well with both clients and co-workers and is cheerful; which, are all traits that he displayed throughout his career and that served him and the Department well in all his assignments; and

WHEREAS, Ralph Alvarado demonstrated his commitment to continuing professional growth by obtaining his Bachelor of Arts degree from San Francisco State University in 1977 while working full-time for the Employment and Human Services Department; and

WHEREAS, Ralph Alvarado advanced his career through several Eligibility Worker positions to Eligibility Worker Supervisor in 1990, Social Services Welfare Fraud Investigations Supervisor in 1992, and to Social Services Fraud Prevention Manager in 2004; and

WHEREAS, Ralph Alvarado oversees several complex and active areas of work including fraud prevention, appeals, over payments, and collections, and he has been highly effective in all these areas; and

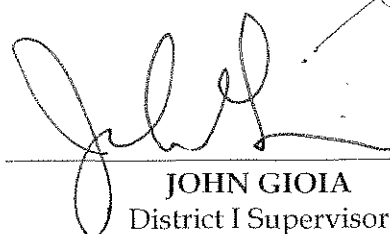
WHEREAS, Ralph Alvarado's desire and ability to work with others and to embrace new assignments has been invaluable to the Employment and Human Services Department from the start of his career and throughout the increasingly significant assignments within the Department; and


WHEREAS, Ralph Alvarado has been active in State-wide and regional organizations that provide professional development and networking opportunities to those engaged in preventing Welfare Fraud, including the California Welfare Fraud Investigator's Association where he currently serves as the State-wide President of the Association; and

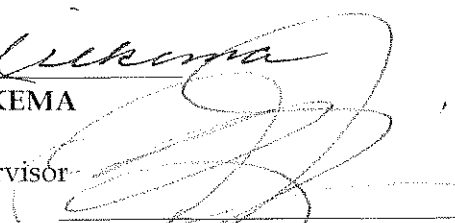
WHEREAS, Ralph Alvarado's career has been marked with numerous accolades for his significant contributions to work on behalf of the County and the Employment and Human Services Department.

NOW, THEREFORE, BE IT RESOLVED, that the Contra Costa County Board of Supervisors hereby recognizes Mr. Ralph Alvarado for his thirty-eight years of service and wish him every success for the future.

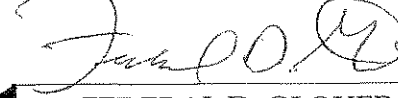
PASSED by a unanimous vote of the Board of Supervisors members present this 8th day of February, 2011


JOHN GIOIA
District I Supervisor


GAYLE B. UILKEMA
Chair
District II Supervisor


MARY N. PIEPHO
District III Supervisor


KAREN MITCHOFF
District IV Supervisor


FEDERAL D. GLOVER
District V 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: February 8th, 2011

DAVID TWA, Clerk of the Board of Supervisors and County Administrator

By  Deputy



Contra
Costa
County

To: Board of Supervisors
From: Joe Valentine, Employment & Human Services Director
Date: February 8, 2011

Subject: Resolution Honoring Judy Dias on the Occasion of Her Retirement

RECOMMENDATION(S):

ADOPT Resolution No. 2011/ 52 recognizing Judy Dias on the occasion of her retirement, as recommended by the Employment and Human Services Director.

FISCAL IMPACT:

None

BACKGROUND:

Ms. Dias began her career with the County in 1975 as an Administrative Aide working in the CETA Program. She progressed to Personnel Analyst III in 1980, Department Personnel Officer in 1990 and to Organizational and Staff Development Manager in 2003. Ms. Dias' career has been marked by numerous accolades for her significant contributions to work on behalf of the County and the Employment and Human Services Department.

CONSEQUENCE OF NEGATIVE ACTION:

Ms. Dias will not be recognized by the Board of Supervisors on the occasion of her retirement.

CHILDREN'S IMPACT STATEMENT:

None



APPROVE



OTHER



RECOMMENDATION OF CNTY



RECOMMENDATION OF BOARD

ADMINISTRATOR

COMMITTEE

Action of Board On: 02/08/2011



APPROVED AS



OTHER

RECOMMENDED

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor

Gayle B. Uilkema, District II
Supervisor

Mary N. Piepho, District III
Supervisor

Karen Mitchoff, District IV
Supervisor

Federal D. Glover, District V
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: February 8, 2011

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

By: KATHERINE SINCLAIR, Deputy

Contact: Earl Maciel 3-1648

cc: Earl Maciel

ATTACHMENTS

Resolution No.
2011/52

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

In the matter of:

Resolution No. 2011/52

Honoring Judy Dias on the Occasion of Her Retirement.

WHEREAS Judy Dias is retiring from the Employment and Human Services Department after 36 years of service that began in January 1975; and

WHEREAS Judy Dias' career with the County started as an Administrative Aide working in the CETA program; and

WHEREAS Judy Dias advanced her career to Personnel Analyst III in 1980, Departmental Personnel Officer in 1990, and to her latest position as Organizational and Staff Development Manager in 2003; and

WHEREAS Judy Dias' desire and ability to work with others has been invaluable to the Employment and Human Services Department from the start of her career and throughout the increasingly significant assignments with the Department; and

WHEREAS Judy Dias' career has been marked by numerous accolades for her significant contributions to work on behalf of the County and the Employment and Human Services Department; and

WHEREAS Judy Dias has been highly effective and successful in overseeing a personnel program supporting a large and diverse workforce; and

WHEREAS Judy Dias has applied her thirty-six years of knowledge and experience to maintain an effective personnel program during challenging and difficult times.

NOW THEREFORE Be It Resolved that the Contra Costa County Board of Supervisors hereby recognizes Ms. Dias for her thirty-six years of services and wish her every success for the future.

GAYLE B. UILKEMA

Chair,
District II Supervisor

JOHN GIOIA

District I Supervisor

MARY N. PIEPHO

District III Supervisor

KAREN MITCHOFF

District IV Supervisor

FEDERAL D. GLOVER

District V 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: February 8, 2011

David J. Twa,

By: _____, Deputy

The Board of Supervisors of C.13 Contra Costa County, California

In the matter of honoring Judy Dias on the
occasion of her retirement

RESOLUTION NO. 2011/52

WHEREAS, Judy Dias is retiring from the Employment and Human Services Department after 36 years of service that began in January 1975; and

WHEREAS, Judy Dias's career with the County started as an Administrative Aide working in the CETA program; and

WHEREAS, Judy Dias advanced her career to Personnel Analyst III in 1980, Departmental Personnel Officer in 1990, and to her latest position as Organizational and Staff Development Manager in 2003; and

WHEREAS, Judy Dias's desire and ability to work with others has been invaluable to the Employment and Human Services Department from the start of her career and throughout the increasingly significant assignments with the Department; and

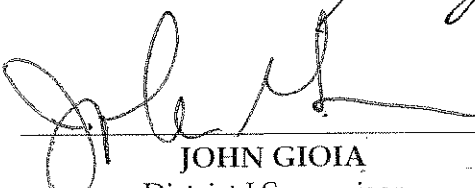
WHEREAS, Judy Dias's career has been marked by numerous accolades for her significant contributions to work on behalf of the County and the Employment and Human Services Department; and

WHEREAS, Judy Dias has been highly effective and successful in overseeing a personnel program supporting a large and diverse workforce; and


WHEREAS, Judy Dias has applied her thirty-six years of knowledge and experience to maintain an effective personnel program during challenging and difficult times.

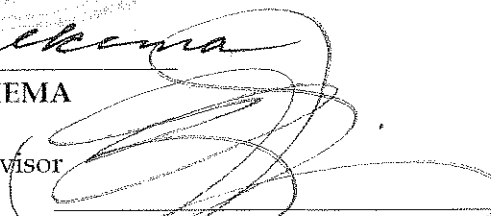
NOW, THEREFORE, BE IT RESOLVED, that the Contra Costa County Board of Supervisors hereby recognizes Ms. Judy Dias for her thirty-six years of services and wish her every success for the future.

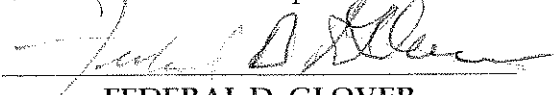
PASSED by a unanimous vote of the Board of Supervisors members present this 8th day of February, 2011

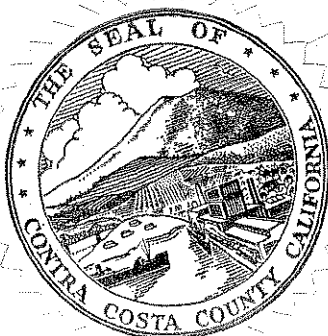

JOHN GIOIA
District I Supervisor


KAREN MITCHOFF
District IV Supervisor


GAYLE B. UILKEMA
Chair
District II Supervisor


MARY N. PIEPHO
District III Supervisor

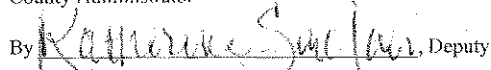

FEDERAL D. GLOVER
District V Supervisor



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: February 8th, 2011

DAVID TWA, Clerk of the Board of Supervisors and
County Administrator

By , Deputy



Contra
Costa
County

To: Board of Supervisors
From: Gayle B. Uilkema, District II Supervisor
Date: February 8, 2011

Subject: Resolution Recognizing Employees of CCC and 2010 "Counties Care" Holiday Food Fight

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011** ☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: KATHERINE SINCLAIR, Deputy

Contact: Lauri Byers,
925-335-1046

cc:

ATTACHMENTS

Resolution No.
2011/53

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

In the matter of:

Resolution No. 2011/53

recognizing the employees of Contra Costa County and the 2010 "Counties Care" Holiday Food Fight.

WHEREAS, against ever greater odds, Contra Costa County departments and employees enthusiastically rose to the challenge to raise funds for the Food Bank of Contra Costa and Solano during the 2010 holiday season; and

WHEREAS, the 8th Annual Contra Costa County Cares Challenge has become an essential part of the Food Bank of Contra Costa and Solano's successful holiday fundraising program and, even in this most challenging year yet, raised funds in the amount of \$113,000.01; and

WHEREAS, because departments and team leaders far exceeded anyone's wildest dreams by inspiring coworkers and friends to give over and over, we salute the following standouts:

- Mini Department: Agriculture, Team Leaders Larry Yost & Beth Slate;
- Small Department: County Counsel, Team Leaders Michielle Maurer, Eric Suitos, Wanda McAdoo;
- Midsized Department: Child Support Services, Team Leader Louise Britton;
- Large Department: Probation, A Terrific Team of Team Leaders;
- Supervisor's Office: District V, Federal Glover, Supervisor & Team Leader Tonya Smith; and

WHEREAS, all County departments and team leaders showed special ingenuity and energy by raising copious funds and earning various special awards as determined by Food Fight organizers. This includes "Most Improved" Human Resources, Team Leaders Christina Wexner & Nancy Zandonella. "Barrel Race" winner, the amazing team from Health Services. Additional Recognition: Kristie Hirschenberger Heart and Soul, Jaime Ray, EHSD, Most Creative, 100% Club, Team Spirit, and many other awards; and WHEREAS, this phenomenal and ongoing generosity was shown by employees of both Contra Costa and Solano counties, who raised a total of \$142,955.93 despite increasingly hard times in their own workplaces, and has inspired members of the public in unprecedented numbers, and will help the Food Bank of Contra Costa and Solano to provide over 390,000 meals to over 132,000 low-income residents of both counties throughout the months to come.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Contra Costa County hereby applauds all of the department leaders and congratulates all participating County departments, department heads, and employees for their inspired efforts on behalf of their community and those in need. BE IT FURTHER RESOLVED that the Board of Supervisors of Contra Costa County thanks all County employees and residents for participating in the 2010 Counties Care Holiday Food Fight and urges all citizens of Contra Costa and their communities to recognize the merits and imperativeness of this cause and to give generously to the Food Bank of Contra Costa and Solano throughout the coming year.

GAYLE B. UILKEMA

Chair,
District II Supervisor

JOHN GIOIA
District I Supervisor

MARY N. PIEPHO
District III Supervisor

KAREN MITCHOFF
District IV Supervisor

FEDERAL D. GLOVER
District V 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: February 8, 2011

David J. Twa,

By: _____, Deputy

PR. 2
C. 14

Board of Supervisors Contra Costa County, State of California

In the Matter of Recognizing the
Employees of Contra Costa County and the
2010 "Counties Care" Holiday Food Fight

Resolution No. 2011/53

WHEREAS, against ever greater odds, Contra Costa County departments and employees enthusiastically rose to the challenge to raise funds for the Food Bank of Contra Costa and Solano during the 2010 holiday season; and

WHEREAS, the 8th Annual Contra Costa County Cares Challenge has become an essential part of the Food Bank of Contra Costa and Solano's successful holiday fundraising program and, even in this most challenging year yet, raised funds in the amount of **\$113,000.01**; and

WHEREAS, because departments and team leaders far exceeded anyone's wildest dreams by inspiring coworkers and friends to give over and over, we salute the following standouts:

- Mini Department: **Agriculture**, Team Leaders Larry Yost & Beth Slate;
- Small Department: **County Counsel**, Team Leaders Michelle Maurer, Eric Suitos, Wanda McAdoo;
- Midsized Department: **Child Support Services**, Team Leader Louise Britton;
- Large Department: **Probation**, A Terrific Team of Team Leaders;
- Supervisor's Office: **District V, Federal Glover**, Supervisor & Team Leader Tonya Smith; and


WHEREAS, all County departments and team leaders showed special ingenuity and energy by raising copious funds and earning various special awards as determined by Food Fight organizers. This includes "Most Improved" Human Resources, Team Leaders Christina Wexner & Nancy Zandonella. "Barrel Race" winner, the amazing team from Health Services. Additional Recognition: Kristie Hirschenberger Heart and Soul, Jaime Ray, EHSD, Most Creative, 100% Club, Team Spirit, and many other awards; and


WHEREAS, this phenomenal and ongoing generosity was shown by employees of both Contra Costa and Solano counties, who raised a total of **\$142,955.93** despite increasingly hard times in their own workplaces, and has inspired members of the public in unprecedented numbers, and will help the Food Bank of Contra Costa and Solano to provide over 390,000 meals to over 132,000 low-income residents of both counties throughout the months to come.

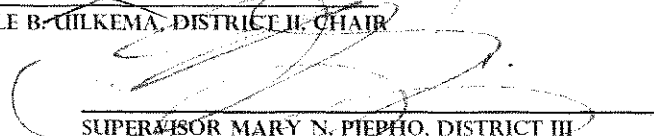
NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Contra Costa County hereby applauds all of the department leaders and congratulates all participating County departments, department heads, and employees for their inspired efforts on behalf of their community and those in need.


BE IT FURTHER RESOLVED that the Board of Supervisors of Contra Costa County thanks all County employees and residents for participating in the 2010 Counties Care Holiday Food Fight and urges all citizens of Contra Costa and their communities to recognize the merits and imperativeness of this cause and to give generously to the Food Bank of Contra Costa and Solano throughout the coming year.

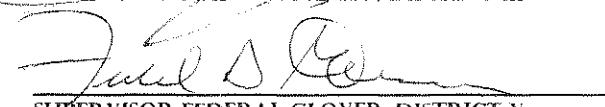
PASSED by vote of the Board Members present on this 8th day of February, 2011.

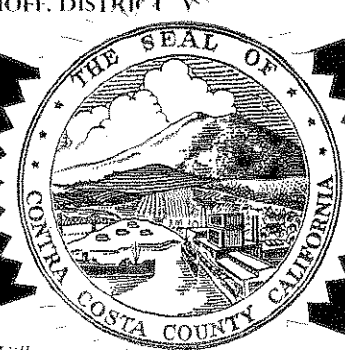

SUPERVISOR JOHN GIOIA, DISTRICT I


SUPERVISOR GAYLE B. UILKEMA, DISTRICT II, CHAIR


SUPERVISOR MARY N. PIEPHO, DISTRICT III

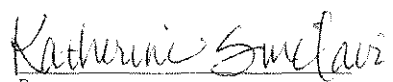

SUPERVISOR KAREN MITCHOFF, DISTRICT IV


SUPERVISOR FEDERAL GLOVER, DISTRICT V



I, _____, do hereby certify that I have signed my hand and the Seal of the Board of Supervisors affixed this 8th day of February, 2011.

DAVID TWA, Clerk of the Board of Supervisors and County Administrator


Deputy

Introduced by Supervisor Gayle B. Uilkema



Contra
Costa
County

To: Board of Supervisors
From: William Walker, M.D., Health Services Director
Date: February 8, 2011

Subject: DECLARING FEBRUARY 13-19, 2011 AS PEOPLE OF AFRICAN DESCENT AWARENESS WEEK IN
CONTRA COSTA COUNTY

RECOMMENDATION(S):

ADOPT Resolution declaring February 13-19, 2011 as PEOPLE OF AFRICAN DESCENT MENTAL HEALTH AWARENESS WEEK in Contra Costa County.

FISCAL IMPACT:

A potential, unknown cost savings may be realized by the county for the cost of care because of the effect of promoting awareness and wellness in an effort to reduce health and health care disparities.

BACKGROUND:

With the United Nations declaring 2011 "The International Year of People of African Descent" and also mental health being one of the leading causes of disability in America, declaring the aforementioned week as "People of African Descent Mental Health Awareness Week" in Contra Costa County, will promote and increase mental health awareness in the county. This awareness will unite consumers, family members, providers, other stakeholders and citizens of the county to participate in a collective effort to create mental health awareness and erase prejudice, fear and blame and thereby reducing the stigma and disparities that exist in the African American community.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: 02/08/2011

☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: June McHuen, Deputy

Contact: Donna Wigand,
957-5111

cc: Tasha Scott, Barbara Borbon, Imo Momoh

CLERK'S ADDENDUM

Speaker: Ralph Hoffman, resident of Walnut Creek.

ATTACHMENTS

Resolution No. 2011/54

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

In the matter of:

Resolution No. 2011/54

Declaring February 13-19, 2011 as PEOPLE OF AFRICAN DESCENT MENTAL HEALTH AWARENESS WEEK

WHEREAS, the Contra Costa County Board of Supervisors declares February 13-19, 2011 as PEOPLE OF AFRICAN DESCENT MENTAL HEALTH AWARENESS WEEK in Contra Costa County; and
WHEREAS, there is a need to support the recovery process of clients/consumers and family members struggling with the challenges of mental health issues through the delivery of culturally responsive services; including but not limited to community defined practices; and
WHEREAS, mental health issues are among the leading causes of disability in America; and
WHEREAS, the United Nations Declared 2011 “The International Year of People of African Descent”; and
WHEREAS, the 1999 Surgeon General’s Report identified African American as one of the four major ethnic groups experiencing mental health disparities in this nation. The report cites African American mental health clients and consumers as often being served inappropriately and in the most restrictive settings with poor outcomes; and
WHEREAS, Contra Costa Mental Health Division in an effort to respond to the concerns has been one of the pioneering counties to heed the voice of the African American community by embarking upon a utilization study to identify barriers and develop strategies and explore resources and tools that will enhance restoration of mental health wellness; and
WHEREAS, consumers, family members, providers, spiritual leaders and all other interested stakeholders can participate in efforts to unite in a collective effort to replace misinformation about mental health, erase prejudice, fear and blame thereby reducing stigma and disparities to the African American community.
NOW, THEREFORE, BE IT RESOLVED the proclamation of February 13- 19, 2011 as People of African Descent Mental Health Awareness Week and encourages all citizens to participate in this important cause.

GAYLE B. UILKEMA

Chair,
District II Supervisor

JOHN GIOIA

District I Supervisor

MARY N. PIEPHO

District III Supervisor

KAREN MITCHOFF

District IV Supervisor

FEDERAL D. GLOVER

District V 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: February 8, 2011

David J. Twa,

By: _____, Deputy

The Board of Supervisors of C.15 *Contra Costa County, California*

In the matter of declaring February 13-19, 2011
as People of African Descent
Mental Health Awareness Week

RESOLUTION NO. 2011/54

WHEREAS, the Contra Costa County Board of Supervisors declares February 13-19, 2011 as People of African Descent Mental Health Awareness Week in Contra Costa County; and

WHEREAS, there is a need to support the recovery process of clients/consumers and family members struggling with the challenges of mental health issues through the delivery of culturally responsive services; including but not limited to community defined practices; and

WHEREAS, mental health issues are among the leading causes of disability in America; and

WHEREAS, the United Nations Declared 2011 "The International Year of People of African Descent"; and

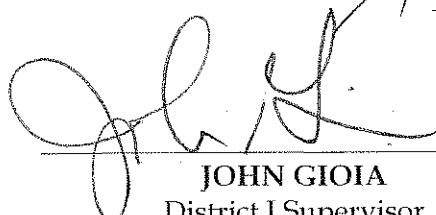
WHEREAS, the 1999 Surgeon General's Report identified African American as one of the four major ethnic groups experiencing mental health disparities in this nation. The report cites African American mental health clients and consumers as often being served inappropriately and in the most restrictive settings with poor outcomes; and


WHEREAS, Contra Costa Mental Health Division in an effort to respond to the concerns has been one of the pioneering counties to heed the voice of the African American community by embarking upon a utilization study to identify barriers and develop strategies and explore resources and tools that will enhance restoration of mental health wellness; and

WHEREAS, consumers, family members, providers, spiritual leaders and all other interested stakeholders can participate in efforts to unite in a collective effort to replace misinformation about mental health, erase prejudice, fear and blame thereby reducing stigma and disparities to the African American community.

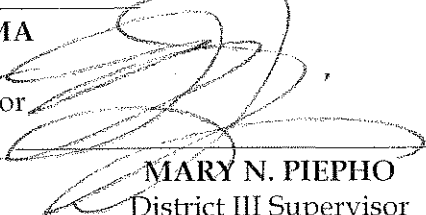
NOW, THEREFORE, BE IT RESOLVED, that the proclamation of February 13- 19, 2011 as People of African Descent Mental Health Awareness Week and encourages all citizens to participate in this important cause.

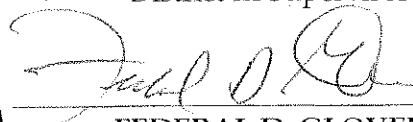
PASSED by a unanimous vote of the Board of Supervisors members present this 8th day of February, 2011


JOHN GIOIA
District I Supervisor


GAYLE B. UILKEMA
Chair
District II Supervisor


KAREN MITCHOFF
District IV Supervisor


MARY N. PIEPHO
District III Supervisor



FEDERAL D. GLOVER
District V 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: February 8th, 2011

DAVID TWA, Clerk of the Board of Supervisors and County Administrator

By  Deputy



**Contra
Costa
County**

To: Board of Supervisors
From: Jason Crapo, County Building Official
Date: February 8, 2011

Subject: California Building, Mechanical, Plumbing, Electrical, Residential, and Green Building Standards Codes

RECOMMENDATION(S):

INTRODUCE Ordinance No. 2011-03, adopting the 2010 California Building Code, the 2010 California Residential Code, The 2010 California Green Building Standard Code, the 2010 California Electrical Code, the 2010 California Plumbing Code and the 2010 California Mechanical Code, with changes, additions, and deletions, WAIVE reading, and FIX February 15, 2011 at 10:00 AM for a public hearing to consider adoption of the proposed ordinance and adoption of findings of local conditions to justify construction standards stricter than those imposed by Health and Safety Code section 19180 et seq.

AUTHORIZE the preparation of an ordinance summary by County Counsel and the publication of the summary in accordance with Government Code section 25124.

FISCAL IMPACT:

None.

BACKGROUND:

The California Building



APPROVE



OTHER



RECOMMENDATION OF CNTY



RECOMMENDATION OF BOARD

ADMINISTRATOR

COMMITTEE

Action of Board On: **02/08/2011**



APPROVED AS



OTHER

RECOMMENDED

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor

Gayle B. Uilkema, District II
Supervisor

Mary N. Piepho, District III
Supervisor

Karen Mitchoff, District IV
Supervisor

Federal D. Glover, District V
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: February 8, 2011

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

By: EMY L. SHARP, Deputy

Contact: Jason Crapo,
925-335-1108

cc:

BACKGROUND: (CONT'D)

Standards Commission has adopted and published the 2010 Building Standards Code, which is comprised of the 2010 California Building, Mechanical, Plumbing, Electrical, Residential and Green Building Codes. These State-wide codes become effective January 1, 2011. These codes are enforced in Contra Costa County by the Department of Conservation and Development Building Inspection Division.

Although these codes apply State-wide, Health and Safety Code sections 17958.5 and 18941.5 authorize a local jurisdiction to modify or change these codes and establish more restrictive building standards if the local jurisdiction finds that the changes and modifications are reasonably necessary because of local climatic, geological or topographical conditions. The attached proposed ordinance would adopt the State-wide codes and amend them to address local conditions.

Staff has reviewed the State-wide codes and recommends their adoption with a minimum of technical changes in order to retain as much State-wide uniformity as possible. The State did not adopt the new International Housing Codes, and therefore the 1997 Uniform Housing Code (UHC), with local amendments, continues as the adopted housing code for the County.

However, Ordinance No. 2011-03 would amend the State-wide codes in some respects to address certain local climatic, geological or topographical conditions. These conditions are described in the attached Findings. All of the recommended amendments continue existing amendments to the State Building Code and do not create any new requirements. The local amendments recommended to be continued through this proposed ordinance are predominately designed to address the risk of seismic activity within the County.

The proposed ordinance would amend the State-wide codes by increasing the minimum base shear in certain buildings to a level consistent with previous building codes. The ordinance will eliminate the use of unreinforced plain concrete where allowed by the State-wide codes. The ordinance would further amend the State-wide codes by requiring the installation of a smoke detector in existing flat roof buildings when a pitch roof is added on top of the existing flat roof and the solid sheathing of the flat roof is not removed.

Staff has determined that the adoption of this ordinance is not subject to the California Environmental Quality Act (CEQA), pursuant to CEQA Guideline Section 15061(b)(3). The adoption of the California building standards codes with local amendments will not have a significant effect on the environment.

CONSEQUENCE OF NEGATIVE ACTION:

If the proposed ordinance is not approved, the County will not be able to adopt the 2010 California Building Code, the 2010 California Residential Code, The 2010 California Green Building Standard Code, the 2010 California Electrical Code, the 2010 California Plumbing Code and the 2010 California Mechanical Code, as amended.

CHILDREN'S IMPACT STATEMENT:

None.

ATTACHMENTS

Ordinance

Findings

ORDINANCE NO. 2011-03

(Adoption of California Building Standards Codes)

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. SUMMARY. This ordinance adopts the 2010 California Building Code, the 2010 California Residential Code, the 2010 California Green Building Standards Code, the 2010 California Electrical Code, the 2010 California Plumbing Code, and the 2010 California Mechanical Code, with changes, additions, and deletions.

SECTION II. Chapter 74-2 of the County Ordinance Code is amended to read:

Chapter 74-2 ADOPTION

74-2.002 Adoption.

- (a) The building code of this county is the 2010 California Building Code (California Code of Regulations, Title 24, Part 2, Volumes 1 and 2), the 2010 California Residential Code (California Code of Regulations, Title 24, Part 2.5), and the 2010 California Green Building Standards Code (California Code of Regulations, Title 24, Part 11), as amended by the changes, additions, and deletions set forth in this ordinance and Division 72.
- (b) The 2010 California Building Code, with the changes, additions, and deletions set forth in this chapter and Division 72, is adopted by this reference as though fully set forth in this ordinance.
- (c) The 2010 California Residential Code, with the changes, additions, and deletions set forth in this chapter and Division 72, is adopted by this reference as though fully set forth in this ordinance.
- (d) The 2010 California Green Building Standards Code, with the changes, additions, and deletions set forth in Division 72, is adopted by this reference as though fully set forth in this ordinance.
- (e) At least one copy of this building code is now on file with the building inspection division, and the other requirements of Government Code section 50022.6 have been and shall be complied with.
- (f) As of the effective date of this ordinance, the provisions of the building code are controlling

and enforceable within the county. (Ords. 2011-03 § 2, 2007-54 § 3, 2002-31 § 3, 99-17 § 5, 99-1, 90-100 § 5, 87-55 § 4, 80-14 § 5, 74-30.)

SECTION III. Chapter 74-4 of the County Ordinance Code is amended to read:

**Chapter 74-4
MODIFICATIONS**

74-4.002 Amendments to CBC. The 2010 California Building Code (“CBC”) is amended by the changes, additions, and deletions set forth in this chapter and Division 72. Section numbers used below are those of the 2010 California Building Code.

(a) CBC Chapter 1 is amended by the provisions of Division 72 of this code and as follows:

- (1) Sections 103, 109, 112, 113, 114, and 116 of CBC Chapter 1 are deleted.
- (2) Section 105.2 (Work Exempt from Permit) of CBC Chapter 1 is amended to provide that a building permit is not required for the following work:

Retaining walls that are not more than three feet in height, measured from the top of the footing to the top of the wall, unless supporting a surcharge or ground slope exceeding 1:2 or impounding class I, II, or III-a liquids.

All other work listed in Section 105.2 of CBC Chapter 1 is also exempt from a permit.

- (3) Section 107.1 (Submittal Documents) of CBC Chapter 1 is amended by deleting the exception.
- (4) Section 107.2.1 (Information on Construction Documents) of CBC Chapter 1 is amended to read:

107.2.1. Plans and specifications shall be drawn to scale on substantial paper or cloth and shall be sufficient clarity to indicate the location, nature and extent of the work proposed and to show in detail that it will conform to this code and all relevant laws, ordinances, rules and regulations. The first sheet of each set of plans shall give the house and street address of the work and the name and address of the owner and of the person who prepared the plans. Plans shall include a plot plan showing the location of the lot corners as established on the ground, the elevation of the top and toe of cuts and fills, and the location of the proposed building and of every existing building on the property. Instead of detailed specifications, the county building official may approve references on the plans to a specific section or part of this code or other ordinances or laws.

Sections 107.2.2, 107.2.5, and 107.3 are not amended and remain in effect.

- (5) Section 110.1 (Inspections – General) is amended by adding the following to the end of the section:

At the time of first inspection by the county building official, property corners (including angle points) shall be identified with monuments in accordance with the legal description furnished with the application to build, sufficient to locate the proposed structure in relation to the lot lines, except that this requirement shall not apply to minor alterations or repairs to existing structures not affecting the exterior limits thereof, and construction of accessory buildings or structures of a building permit value of less than \$500. The plot plan required by Section 107.2.1 shall indicate the locations and identification of all property corner monuments. Property corner monuments shall consist of one of the following:

- (A) Redwood hub not less than two inches square and twelve inches long;
- (B) Galvanized iron pipe not less than one inch in diameter and thirty inches long filled with concrete; or
- (C) Other material of sufficient durability, placed as not to be readily disturbed, acceptable to the county building official.

Monuments shall be driven flush with the ground and tagged as required by the Land Surveyor Act (Business and Professions Code section 8772).

- (b) Section 907.2.11.5.1 is added to Section 907.2.11.5 (Existing Group R-3 Occupancies) of CBC Chapter 9 (Fire Protection Systems), to read:

907.2.11.5.1 In existing flat roof buildings, the installation of a smoke detector that complies with Section 907.2.10 shall be required when a pitch roof is added on top of the existing flat roof and the solid seating of the flat roof is not removed.

- (c) Section 1406.5 is added to Section 1406 (Combustible Materials on the Exterior Side of Exterior Walls) of CBC Chapter 14 (Exterior Walls), to read:

1406.5 Wood shakes or shingles. Wood shakes or shingles used for exterior wall covering shall be fire treated unless there is a minimum of 10 feet from the exterior wall (including shakes or shingles) to the property line of all sides, except for any sides of exterior walls facing the street.

- (d) Section 1615A.1.7 ASCE 7, Section 12.8.1.1 of CBC Chapter 1614A (Structural Design) is amended to read:

Section 1614A.1.7 ASCE 7, Section 12.8.1.1. Modify ASCE 7 Section 12.8.1.1 by amending Equation 12.8-5 as follows:

$$C_s = 0.044 S_{DS} I \geq 0.01 \quad (12.8-5)$$

where S_{DS} is the 5 percent damped design spectral response acceleration parameter at short periods as defined in Section 11.4.4 and I is the importance factor in Section 11.5.1.

- (e) Section 1809.8 (Plain Concrete Footings) of CBC Chapter 18 (Soils and Foundations) is deleted.
- (f) Section 1810.3.9.3 (Placement of reinforcement) of CBC Chapter 18 (Soils and Foundations) is amended by deleting Exception No. 3.
- (g) Section 1908.1 of CBC Chapter 19 (Concrete) is amended to read:
- 1908.1 General.** The text of ACI 318 shall be modified as indicated in Sections 1908.1.1 through 1908.11.
- (h) Section 1909 (Structural Plain Concrete) of CBC Chapter 19 (Concrete) is deleted.
- (i) Section 1910.1 of CBC Chapter 19 (Concrete) is amended by adding the following sentence to Section 1910.1:
- Slabs shall have six inches by six inches by ten gauge wire mesh or equal at midheight.
- (j) Appendix C, Appendix F, and Appendix I of the CBC are incorporated into the County building code. Appendix A, Appendix B, Appendix D, Appendix E, Appendix G, Appendix H, Appendix J, and Appendix K of the CBC are excluded from the County building code. (Ords. 2011-03 § 3, 2007-54 § 4, 2002-31 § 3, 99-17 § 6, 99-1, 90-100 § 6, 87-55 § 5, 80-14 § 6, 74-30 § 1.)

74-4.004 Amendments to CRC. The 2010 California Residential Code (“CRC”) is amended by the changes, additions, and deletions set forth in this chapter and Division 72. Section numbers used below are those of the 2010 California Residential Code.

- (a) Sections R103, R108, R111, R112, R113, and R114 of CRC Chapter 1 are deleted.

- (b) In Section R105.2 of CRC Chapter 1, subsection 3 of the paragraph exempting certain building work from the requirement to obtain a permit is amended to exempt the following retaining walls from the requirement to obtain a permit:

3. Retaining walls that are not more than three feet in height, measured from the top of the footing to the top of the wall, unless supporting a surcharge or ground slope exceeding 1:2 or impounding class I, II, or III-a liquids.

- (c) Section R403.1.3 of CRC Chapter 4 is amended to delete the exception.

- (d) Section R404.1.4.1 of CRC Chapter 4 is amended to read:

R404.1.4.1 Masonry foundation walls. In addition to the requirements of Table R404.1.1(1), plain masonry walls in buildings assigned to Seismic Design Category D₀, D₁, or D₂ shall comply with the seismic requirements of Section 1.17.4.4 of TMS 402, ACI 530, or ASCE 5.

- (e) Section R404.1.4.2 of CRC Chapter 4 is amended to read:

Section R404.1.4.2 Concrete foundation walls. Concrete foundation walls in buildings assigned to Seismic Design Category D₀, D₁, or D₂ shall comply with ACI 318, ACI 332, or PCA 100.

(Ord. 2011-03 § 3.)

SECTION IV. Division 76 of the County Ordinance Code is amended to read:

**Division 76
ELECTRICAL CODE**

**Chapter 76-2
ADOPTION**

76-2.002 Adoption.

- (a) The electrical code of this county is the 2010 California Electrical Code (California Code of Regulations, Title 24, Part 3), as amended by the changes, additions, and deletions set forth in this ordinance.
- (b) The 2010 California Electrical Code, with the changes, additions, and deletions set forth in this division and Division 72, is adopted by this reference as though fully set forth in this ordinance.
- (c) At least one copy of this electrical code is now on file with the building inspection division, and the other requirements of Government Code section 50022.6 have been and shall be

ORDINANCE NO. 2011-03

complied with.

- (d) As of the effective date of this ordinance, the provisions of the electrical code are controlling and enforceable within the county. (Ords. 2011-03 § 4, 2007-54 § 5, 2002-31 § 4, 99-17 § 11, 89-60 § 2, 82-23 § 2, 79-67, 76-24.)

Chapter 76-4 MODIFICATIONS

76-4.002 Unlawful wiring, electric fences, warning.

- (a) Prohibition. Except as provided in subsection (b), a person may not construct or maintain any spring gun, or any electric wiring device, designated or intended to injure and/or shock animals or persons, or any contrivance or apparatus for that purpose.
- (b) Livestock Exception. Persons principally engaged in the business of handling livestock as a primary means of production or income may electrify fences to control or confine livestock upon complying with all the following requirements:
 - (1) Any contrivance or mechanism to control electrical current in such fences shall be listed by an approved testing laboratory, and shall include a suitable interrupting device and such other safety devices to prevent dangerous currents getting on the fence at any time.
 - (2) Any electrical fence to which the public may have access, except cross fences to confine and control livestock, shall be posted with a warning notice containing the following or similar wording: "DANGER. ELECTRIC FENCE," or "DANGER. HIGH VOLTAGE." This notice shall be posted along any such main fence at intervals of not more than 200 feet and in letters at least two inches high. (Ords. 2011-03 § 4, 2007-54 § 5, 2002-31 § 4, 99-17 § 11, 89-60 § 2, 82-23 § 2, 79-57, 76-24.)

76-4.004 Boat docks. Whether open or roofed, lighting shall be provided to insure sufficient protective lighting at least two foot candles at all points for pedestrians on the docks, within covered berths, and on all walkways or ramps to shore and to the nearest access road within or adjacent to the harbor property. (Ords. 2011-03 § 4, 2007-54 § 5, 2002-31 § 4, 99-17 § 11, 89-60 § 2, 82-23 § 2, 79-67, 76-24.)

76-4.006 Power from generators.

- (a) All occupancies that have commercially supplied electricity shall connect to the commercial supplier.
- (b) Any occupancy that has commercially supplied electricity shall not use a permanent or temporary generator(s), provided that a generator(s) may be used for commercial purposes

when authorized by the county building official. (Ords. 2011-03 § 4, 2007-54 §5, 2005-32 § 2.)

76-4.008 Public nuisance lighting. Lighting fixtures shall be installed, controlled or directed so that the light will not glare or be blinding to pedestrians or vehicular traffic or on adjoining property. (Ords. 2011-03 § 4, 2007-54 § 5, 2002-31 § 4, 99-17 § 11, 89-60 § 2, 82-23 § 2, 79-67, 76-24.)

SECTION V. Division 78 of the County Ordinance Code is amended to read:

**Division 78
PLUMBING CODE**

**Chapter 78-2
ADOPTION**

78-2.002 Adoption.

- (a) The plumbing code of this county is the 2010 California Plumbing Code (California Code of Regulations, Title 24, Part 5), as amended by the changes, additions, and deletions set forth in this ordinance.
- (b) The 2010 California Plumbing Code, with the changes, additions, and deletions set forth in Division 72, is adopted by this reference as though fully set forth in this ordinance.
- (c) At least one copy of this plumbing code is now on file with the building inspection division, and the other requirements of Government Code section 50022.6 have been and shall be complied with.
- (d) As of the effective date of this ordinance, the provisions of the plumbing code are controlling and enforceable within the county. (Ords. 2011-03 § 5, 2007-54 § 6, 2002-31 § 5, 99-17 § 12, 74-29.)

SECTION VI. Division 710 of the County Ordinance Code is amended to read:

**Division 710
MECHANICAL CODE**

**Chapter 710-2
ADOPTION**

710-2.002 Adoption.

- (a) The mechanical code of this county is the 2010 California Mechanical Code (California

ORDINANCE NO. 2011-03

Code of Regulations, Title 24, Part 4), as amended by the changes, additions, and deletions set forth in this ordinance.

- (b) The 2010 California Mechanical Code, with the changes, additions, and deletions set forth in Division 72, is adopted by this reference as though fully set forth in this ordinance.
- (c) At least one copy of this mechanical code is now on file with the building inspection division, and the other requirements of Government Code section 50022.6 have been and shall be complied with.
- (d) As of the effective date of this ordinance, the provisions of the mechanical code are controlling and enforceable within the county. (Ords. 2011-03 § 6, 2007-54 § 7, 2002-31 § 6, 99-17 § 13, 88-91 § 5, 74-31.)

SECTION VII. Chapter 74-8 of the County Ordinance Code is deleted.

SECTION VIII. Chapter 78-4 of the County Ordinance Code is deleted.

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

PASSED on _____, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

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

Board Chair

By: _____
Deputy

[SEAL]

TLG:
H:\2011\Building Inspection\2011 building code revisions -- final2.wpd

ORDINANCE NO. 2011-03

CONTRA COSTA COUNTY
FINDINGS IN SUPPORT OF CHANGES, ADDITIONS, AND DELETIONS TO
STATEWIDE BUILDING STANDARDS CODE

The California Building Standards Commission has adopted and published the 2010 Building Standards Code, which is comprised of the 2010 California Building, Residential, Green Building Standards, Electrical, Plumbing, and Mechanical codes. These codes are enforced in Contra Costa County by the Building Inspection Division of the Department of Conservation and Development.

Although these codes apply statewide, Health and Safety Code sections 17958.5 and 18941.5 authorize a local jurisdiction to modify or change these codes and establish more restrictive building standards if the jurisdiction finds that the modifications and changes are reasonably necessary because of local climatic, geological or topographical conditions.

Ordinance No. 2011-03 adopts the statewide codes and amends them to address local conditions. Pursuant to Health and Safety Code section 17958.7, the Contra Costa County Board of Supervisors finds that the more restrictive standards contained in Ordinance No. 2011-03 are reasonably necessary because of the local climatic, geological, and topographic conditions that are described below.

I. Local Conditions

A. Geological and Topographic

1. Seismicity

(a) Conditions

Contra Costa County is located in Seismic Risk Zone 4, which is the worst earthquake area in the United States. Buildings and other structures in Zone 4 can experience major seismic damage. Contra Costa County is in close proximity to numerous earthquake faults including the San Andreas Fault and contains all or portions of the Hayward, Calaveras, Concord, Antioch, Mt. Diablo, and other lesser faults. A 4.1 earthquake with its epicenter in Concord occurred in 1958, and a 5.4 earthquake with its epicenter also in Concord occurred in 1955. The Concord and Antioch faults have a potential for a Richter 6 earthquake and the Hayward and Calaveras faults have the potential for a Richter 7 earthquake. Minor tremblers from seismic activity are not uncommon in the area.

A study released in 1990 by the United States Geological Survey says that there is a 67% chance of another earthquake the size of Loma Prieta during the next 30 years, and that the quake could strike at any time, including today. Scientists, therefore, believe that an earthquake of a magnitude 7 or larger is now twice as likely to happen as to not happen.

Interstates 680, 80, 580 and State Route 4 run the length throughout Contra Costa County. These interstates and state routes divide the County into a west, south, north and east. An overpass or undercrossing collapse would significantly alter the response route and time for responding emergency equipment. This is due to limited crossings of the interstate and that in some areas there is only one surface street, which runs parallel to the interstate, which would be congested during a significant emergency.

Earthquakes of the magnitude experienced locally can cause major damage to electrical transmission facilities and to gas and electrical lines in buildings, which in turn start fires throughout the County. The occurrence of multiple fires will quickly deplete existing fire department resources; thereby reducing and/or delaying their response to any given fire.

(b) Impact

A major earthquake could severely restrict the response of all Contra Costa County Fire Districts and their capability to control fires involving buildings of wood frame construction, with ordinary roofing materials and flammable exteriors, or with large interior areas not provided with automatic smoke and fire control systems. Also, when buildings not equipped with earthquake structural support move off their foundations, gas pipes may rupture. Fires develop from line ruptures and spread from house to house, causing an extreme demand for fire protection resources. The proximity of large areas within the County to fault traces, necessitates adopting stricter structural construction standards.

2. Soils

(a) Conditions

The area is replete with various soils, which are unstable, clay loam and alluvial fans being predominant. These soil conditions are

moderately to severely prone to swelling and shrinking, are plastic, and tend to liquefy.

Throughout Contra Costa County, the topography and development growth has created a network of older, narrow roads. These roads vary from gravel to asphalt surface and vary in percent of slope, many exceeding twenty (20) percent. Several of these roads extend up through the winding passageways in the hills providing access to remote, affluent housing subdivisions. The majority of these roads are private with no established maintenance program. During inclement weather, these roads are subject to rock and mudslides, as well as down trees, obstructing all vehicle traffic. It is anticipated that during an earthquake, several of these roads would be unpassable so as to prevent fire protection resources from reaching fires caused by gas line ruptures or other sources.

3. Topographic

(a) Conditions

i. Vegetation

Highly combustible dry grass, weeds, and brush are common in the hilly and open space areas adjacent to built-up locations six (6) to eight (8) months of each year. Many of these areas frequently experience wildland fires, which threaten nearby buildings, particularly those with wood roofs, or sidings. This condition can be found throughout Contra Costa County, especially in those developed and developing areas of the County. Earthquake gas fires due to gas line ruptures can ignite grasslands and stress fire district resources.

ii. Surface Features

The arrangement and location of natural and manmade surface features, including hills, creeks, canals, freeways, housing tracts, commercial development, fire stations, streets and roads, combine to limit feasible response routes for Fire District resources in and to District areas.

iii. Buildings, Landscaping and Terrain

Many of the newer large buildings and building complexes

have building access and landscaping features and designs, which preclude or greatly limit any approach or operational access to them by Fire District vehicles. In addition, the presence of security gates and roads of inadequate width and grades that are too steep for Fire District vehicles adversely affect fire suppression efforts.

When Fire District vehicles cannot gain access to buildings involved with fire, the potential for complete loss is realized. Difficulty reaching a fire site often requires that fire personnel both in numbers and in stamina. Access problems often result in severely delaying, misdirecting or making impossible fire and smoke control efforts. In existing structures where pitch roofs have been built over an existing roof, smoke detectors should be required to warn residents of smoke and fire before the arrival of fire personnel.

(b) Impact

The above local geological and topographical conditions increase the magnitude, exposure, accessibility problems, and fire hazards presented to the County fire resources. Fire following an earthquake has the potential of causing greater loss of life and damage than the earthquake itself. Most earthquake fires are created by natural gas developed from gas line ruptures. Hazardous materials, particularly toxic gases, could pose the greatest threat to the largest number, should a significant seismic event occur. Public safety resources would have to be prioritized to mitigate the greatest threat, and may likely be unavailable for smaller single dwellings that were caused by broken gas lines.

Other variables may tend to intensify the situation:

1. The extent of damage to the water system
2. The extent of isolation due to bridge and/or freeway overpass collapse.
3. The extent of roadway damage and/or amount of debris blocking the roadways.
4. Climatic condition (hot, dry weather with high winds).
5. Time of day will influence the amount of traffic on roadways and could intensify the risk to life during normal business hours.
6. The availability of timely mutual aid or military assistance.
7. The large portion of dwellings with wood shake or shingle

coverings (both on the roof diaphragm and sides of the dwellings) could result in conflagrations.

8. The large number of dwellings that slip off their foundations and rupture gas lines and electrical systems resulting in further conflagrations.

B. Climatic

1. Precipitation and Relative Humidity

(a) Conditions

Precipitation ranges from 15 to 24 inches per year with an average of approximately 20 inches per year. Ninety-six (96) percent falls during the months of October through April and four (4) percent from May through September. This is a dry period of at least five (5) months each year. Additionally, the area is subject to occasional drought. Relative humidity remains in the middle range most of the time. It ranges from forty-five (45) to sixty-five (65) percent during spring, summer, fall, and from sixty (60) to ninety (90) percent in the winter. It occasionally falls as low as fifteen (15) percent.

(b) Impact

Locally experienced dry periods cause extreme dryness of untreated wood shakes and shingles on buildings and non-irrigated grass, brush and weeds, which are often near buildings with wood roofs and sidings. Such dryness causes these materials to ignite very readily and burn rapidly and intensely. Gas fires due to gas line ruptures can also spark and engulf a single family residence during these dry periods.

Because of dryness, a rapidly burning gas fire or exterior building fire can quickly transfer to other buildings by means of radiation or flying brands, sparks or embers. A small fire can rapidly grow to a magnitude beyond the control capabilities of the Fire District resulting in an excessive fire loss.

2. Temperature

(a) Conditions

Temperatures have been recorded as high as 114° F. Average summer

highs are in the 75° - 90° range, with average maximums of 105° F in some areas of unincorporated Contra Costa County.

(b) Impact

High temperatures cause rapid fatigue and heat exhaustion of firefighters, thereby reducing their effectiveness and ability to control large building, wildland fires, and fires caused by gas line ruptures.

Another impact from high temperatures is that combustible building material and non-irrigated weeds, grass and brush are preheated, thus causing these materials to ignite more readily and burn more rapidly and intensely. Additionally, the resultant higher temperature of the atmosphere surrounding the materials reduces the effectiveness of the water being applied to the burning materials. This requires that more water be applied, which in turn requires more fire resources in order to control a fire on a hot day. High temperatures directly contribute to the rapid growth of fires to an intensity and magnitude beyond the control capabilities of the Fire Districts in Contra Costa County. The change of temperatures throughout the County between very low and extreme highs contributes to a voltage drop in conductors used for power pole lines. This necessitates that voltage drops be considered.

3. Winds

(a) Conditions

Prevailing winds in many parts of Contra Costa County are from the north or northwest in the afternoons. However, winds are experienced from virtually every direction at one time or another. Velocities can reach fourteen (14) mph to twenty-three (23) mph ranges, gusting to twenty-five (25) to thirty-five (35) mph. Forty (40) mph winds are experienced occasionally and winds up to fifty-five (55) mph have been registered locally. During the winter half of the year, strong, dry, gusty winds from the north move through the area for several days, creating extremely dry conditions.

(b) Impact

Winds such as those experienced locally can and do exacerbate fires, both interior and exterior, to burn and spread rapidly. Fires involving non-irrigated weeds, grass, brush, and fires caused by gas line ruptures can grow to a magnitude and be fanned to an intensity

beyond the control capabilities of the fire services very quickly even by relatively moderate winds. When such fires are not controlled; they can extend to nearby buildings, particularly those with untreated wood shakes or shingles.

Winds of the type experienced locally also reduce the effectiveness of exterior water streams used by all Contra Costa County Fire Districts on fires involving large interior areas of buildings, fires which have vented through windows and roofs due to inadequate built-in fire protection and fires involving wood shake and shingle building exteriors. Local winds will continue to be a definite factor toward causing major fire losses to buildings not provided with fire resistive roof and siding materials and buildings with inadequately separated interior areas, or lacking automatic fire protection systems, or lacking proper gas shut-off devices to shut off gas when pipes are ruptured, or lacking proper electrical systems. National statistics frequently cite wind conditions, such as those experienced locally, as a major factor where conflagrations have occurred.

II. Necessity of More Restrictive Standards

Because of the conditions described above, the Contra Costa County Board of Supervisors finds that there are building and fire hazards unique to Contra Costa County that require the increased fire protection and structural and design load requirements set forth in Ordinance No. 2011-03. The ordinance amends the statewide codes by requiring the installation of a smoke detector in existing flat roof buildings when a pitch roof is added on top of the existing flat roof and the solid seating of the flat roof is not removed. (§ 74-4.002(b).) The ordinance amends the statewide codes by requiring most wood shakes or shingles used for exterior wall covering to be fire treated. (§ 74-4.002(c).) The ordinance amends the statewide codes by increasing the minimum base shear in certain buildings to a level consistent with previous building codes. (§ 74-4.002(d).) The ordinance modifies the statewide codes by requiring masonry foundation walls and concrete foundation walls of residential structures to comply with more restrictive seismic requirements. (§§ 74-4.004(d), 74-4.004(e).)



Contra
Costa
County

To: Board of Supervisors
From: John Gioia, District I Supervisor
Date: February 8, 2011

Subject: Appoint Rudolf Raab to the District 1 Seat of the Aviation Advisory Committee

RECOMMENDATION(S):

Reappoint the following individual to the District 1 seat on the Contra Costa County Aviation Advisory Committee to a two year term from February 28, 2011 to February 28, 2013, as recommended by Supervisor Gioia:

Rudolf Raab
826 32nd Street
Richmond, CA 94804

FISCAL IMPACT:

None.

BACKGROUND:

The Aviation Advisory Committee (AAC) was established by the Board of Supervisors to provide advice and recommendations to the Board of Supervisors on the aviation issues related to the economic viability and security of airports in Contra Costa County. The AAC is mandated to cooperate with local, state, and national aviation



APPROVE



OTHER



RECOMMENDATION OF CNTY



RECOMMENDATION OF BOARD

ADMINISTRATOR

COMMITTEE

Action of Board On: 02/08/2011



APPROVED AS



OTHER

RECOMMENDED

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor

Gayle B. Uilkema, District II Supervisor

Mary N. Piepho, District III Supervisor

Karen Mitchoff, District IV Supervisor

Federal D. Glover, District V 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: February 8, 2011

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

By: KATHERINE SINCLAIR, Deputy

Contact: Kate Rauch
510-334-0885

cc:

BACKGROUND: (CONT'D)

interests for the safe and orderly operation of airports; advance and promote the interests of aviation; and protect the general welfare of the people living and working near the airport and the County in general. The AAC may initiate discussions, observations, or investigations and may hear comments on airport and aviation matters from the public or other agencies in order to formulate recommendations to the Board. In conjunction with all of the above, the AAC provides a forum for the Director of Airports regarding policy matters at and around the airport.

The AAC is composed of 11 members who must be County residents: one appointed by each Supervisor; one from and nominated to the Board by the City of Concord; one from and nominated to the Board by the City of Pleasant Hill; one from and nominated to the Board by Diablo Valley College; one from and nominated to the Board by the Contra Costa County Airports Business Association; and two at large to represent the generally community, to be nominated to the Internal Operations Committee by the Aviation Advisory Committee. At least one of the above shall be a member of the Airport Land Use Commission.

Terms for AAC seats are two years ending each March 1.

Supervisor Gioia advertises District 1 advisory board openings in a variety of ways including through newspaper articles, eblasts, his newsletter and his website. He interviews all eligible candidates who submit an application.

Rudolf "Rudi" Raab, a resident of Richmond, is a retired City of Berkeley police officer, who has won several awards for his police work. He is a licensed pilot (glider), and flies single engine planes, He has a Ph.D from UC-Berkeley. Rudi Raab is currently the District 1 appointee on the AAC, serving a term ending on February 28, 2011.

CONSEQUENCE OF NEGATIVE ACTION:

The current term will expire and the seat will be unfilled.

CHILDREN'S IMPACT STATEMENT:

None.



Contra
Costa
County

To: Board of Supervisors
From: Gayle B. Uilkema, District II Supervisor
Date: February 8, 2011

Subject: APPOINTMENT TO THE CONTRA COSTA COUNTY PLANNING COMMISSION

RECOMMENDATION(S):

APPOINT the following person to the District II Seat of the Contra Costa County Planning Commission for a term with an expiration date of June 30, 2013, as recommended by Supervisor Uilkema:

Ms. Karen Peterson
2 Bay View Street
Crockett, CA 94525

FISCAL IMPACT:

None.

BACKGROUND:

The Planning Commission was established to:

1. Exercise all powers and duties prescribed by law (statute, ordinance or board order), including consideration of matters referred to it by the zoning administrator except those powers and duties specifically reserved or delegated to other divisions of the planning agency;
- 2.



APPROVE



OTHER



RECOMMENDATION OF CNTY
ADMINISTRATOR



RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011**



APPROVED AS
RECOMMENDED



OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: KATHERINE SINCLAIR, Deputy

Contact: Jill Ray, 925-335-1046

BACKGROUND: (CONT'D)

Initiate preparation of general plans, specific plans, regulations, programs and legislation to implement the planning power of the county;

- Be generally responsible for advising the legislative body of matters relating to planning, which, in the opinion of the commission, should be studied;
- Be the advisory agency as designated in Title 9 of this code for the purpose of passing on subdivisions;
- Hear and decide all applications or requests for proposed entitlements estimated to generate one hundred or more peak hour trips unless otherwise provided by this code or board order; and
- Hear and make recommendations regarding proposed development agreements when it is hearing the related project applications being processed concurrently with the development agreements.

The Commission consists of 7 members, one from each Supervisorial District and 2 At-Large members.

Supervisor Uilkema has spent several months advertising for this seat which was vacated before the end of the appointed term. She has met with many applicants and feels that Karen Peterson is the right fit and will do an excellent job.

CONSEQUENCE OF NEGATIVE ACTION:

The seat will remain unfilled.

CHILDREN'S IMPACT STATEMENT:

None.



Contra
Costa
County

To: Board of Supervisors
From: Gayle B. Uilkema, District II Supervisor
Date: February 8, 2011

Subject: APPOINTMENT TO THE ALCOHOL AND OTHER DRUGS ADVISORY BOARD OF CONTRA COSTA COUNTY

RECOMMENDATION(S):

APPOINT the following person to the District II-A Seat of the Alcohol and Other Drugs Advisory Board of Contra Costa County for a term with an expiration date of June 30, 2012, as recommended by Supervisor Uilkema:

Ms. Jill Chioino
901 Harbor View Drive
Martinez, CA 94553

FISCAL IMPACT:

None.

BACKGROUND:

The Alcohol and Other Drugs Advisory Board was created in 1992 by the Board of Supervisors. Their mission is to assess family and community needs regarding treatment and prevention of alcohol and drug abuse problems, and to report the findings and recommendations to the Health Services Department, the Board of Supervisors and the community that they serve.

The Alcohol and Other Drugs Advisory Board is comprised of twenty-one members (20 members and one alternate). Members shall have a professional interest in, or personal commitment to, alleviating problems related to drug abuse and inappropriate alcohol use in their community. The alternate member can sit and vote for any of the five At-large seats on the Committee. If a vacancy occurs, the alternate will automatically assume the vacant At-large seat. The membership breakdown is as follows:

☒ APPROVE

☐ OTHER

☐ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011** ☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: KATHERINE SINCLAIR, Deputy

Contact: Jill Ray, 925-335-1046

BACKGROUND: (CONT'D)

Three representatives to be nominated by each member of the Board of Supervisors.

- Five at-large members to be nominated by the Internal Operations Committee to insure geographic, racial and ethnic diversity on the Advisory Board.
- One alternate member to be nominated by the Internal Operations Committee.

Members serve for three year terms.

Supervisor Uilkema has advertised the vacant District 2 Seat for several months. Ms. Chioino submitted an application, Supervisor Uilkema met with her and feels she will be a positive addition to the Board.

CONSEQUENCE OF NEGATIVE ACTION:

The seat would remain unfilled.

CHILDREN'S IMPACT STATEMENT:

None.



Contra
Costa
County

To: Board of Supervisors
From: Gayle B. Uilkema, District II Supervisor
Date: February 8, 2011

Subject: REAPPOINTMENT TO THE RODEO MUNICIPAL ADVISORY COUNCIL

RECOMMENDATION(S):

REAPPOINT the following people to the following seats of the Rodeo Municipal Advisory Council for a two-year term with an expiration date of February, 1, 2013, as recommended by Supervisor Uilkema:

Appointee 3
Deborah Drake
130 California Street
Rodeo, CA 94572

Appointee 7
Lorena Valdez
1031 Springwood Court
Rodeo, CA 94572

FISCAL IMPACT:

None.



APPROVE



OTHER



RECOMMENDATION OF CNTY



RECOMMENDATION OF BOARD

ADMINISTRATOR

COMMITTEE

Action of Board On: **02/08/2011**



APPROVED AS



OTHER

RECOMMENDED

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor

Gayle B. Uilkema, District II Supervisor

Mary N. Piepho, District III Supervisor

Karen Mitchoff, District IV Supervisor

Federal D. Glover, District V 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: February 8, 2011

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

By: KATHERINE SINCLAIR, Deputy

Contact: Jill Ray, 925-335-1046

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

BACKGROUND:

Established on February 15, 1994 by Resolution No. 94/94, the purpose of the Rodeo Municipal Advisory Committee (MAC) is to formulate recommendations for future Rodeo MAC operations.

The Rodeo MAC is comprised of seven members serving staggered terms: 2, 4, and 6 serves for three years; and 1,3,5, and 7 serves for two years.

Ms. Drake and Ms. Valdez have done an excellent job in their role as Council Members and Supervisor Uilkema would like to reappoint them for another term.

CONSEQUENCE OF NEGATIVE ACTION:

None.

CHILDREN'S IMPACT STATEMENT:

None.



Contra
Costa
County

To: Board of Supervisors
From: Mary N. Piepho, District III Supervisor
Date: February 8, 2011

Subject: Appointments/Reappointments to County Service Area P-2B Citizen Advisory Committee

RECOMMENDATION(S):

APPOINT the following individuals to the following individuals to the P-2B Citizen Advisory Committee with the following expiration dates, as recommended by Supervisor Piepho:

Appointee 2 – (Alamo MAC Member)
Nancy Dommies
271 La Serena Avenue
Alamo, CA 94507
Term Expiring: December 31, 2012

Appointee 3 – (Sheriff Livingston Recommendation)
Mr. Joseph Motta
172 La Sonoma Way
Alamo, CA 94507
Term Expiring: December 31, 2011

Appointee 5 – (Sheriff Livingston Recommendation)
Mr. Steve Nelson
87 Jennifer Lane
Alamo, CA 94507
Term Expiring: December 31, 2011



APPROVE



OTHER



RECOMMENDATION OF CNTY



RECOMMENDATION OF BOARD

ADMINISTRATOR

COMMITTEE

Action of Board On: **02/08/2011**



APPROVED AS
RECOMMENDED



OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: , Deputy

Contact: Lea Castleberry,
925-820-8683

cc: Sheriff David Livingston, Lea Castleberry

Appointee 6 – (Alamo MAC Member)
Janet Evans
71 Chancellor

RECOMMENDATION(S): (CONT'D)

Court

Alamo, CA 94507

Term Expiring: December 31, 2012

Appointee 9

John Speakman

159 Golden Ridge Road

Alamo, CA 94507

Term Expiring: December 31, 2011

REAPPOINT the following individuals to the following individuals to the P-2B Citizen Advisory Committee with the following expiration dates, as recommended by Supervisor Piepho:

Appointee 1

Joanne Hirsch

44 Las Quebradas Lane

Alamo, CA 94507

Term Expiring: December 31, 2011

Appointee 4

Cesare Ciatti

322 Alamo Square

Alamo, CA 94507

Term Expiring: December 31, 2012

Appointee 7

Diane Barley

PO Box 396

Alamo, CA 94507

Term Expiring: December 31, 2011

Appointee 8

Karen McPhearson

1 Danala Farms

Alamo, CA 94507

Term Expiring: December 2012

SPECIFY that the terms for seats shall be staggered and will expire every 2 years ending December 31st. Initially, seats 1, 3, 5, 7, and 9 will expire December 31, 2011 and seats 2, 4, 6, and 8 will expire December 31, 2012. Once the initial term of these seats expires, appointees shall serve the normal office term of every 2 years ending December 31st.

FISCAL IMPACT:

None.

BACKGROUND:

Established on November 18, 1969, by Board Resolution 69/765, the purpose of the P-2B Citizen Advisory Committee is to advise the Board of Supervisors and the Sheriff's Department on the needs of the Alamo/Danville 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 P-2B Citizen Advisory Committee is comprised of nine members who each serve a two year term.

The term to these seats expired December 31, 2010. After an appropriate open filing period for applications was announced, applications were accepted. In consultation with the newly elected Contra Costa County Sheriff David Livingston and the Alamo Municipal Advisory Council (AMAC) the recommendation to appoint the above individuals was then determined.

CONSEQUENCE OF NEGATIVE ACTION:

The seats will be unfilled.

CHILDREN'S IMPACT STATEMENT:

None.

CLERK'S ADDENDUM

APPROVED as amended to remove Appointee 9 John Speakman.



Contra
Costa
County

To: Board of Supervisors
From: David O. Livingston, Sheriff-Coroner
Date: February 8, 2011

Subject: Appropriation Adjustment No. 5021 - Replacement Vehicle

RECOMMENDATION(S):

APPROVE Appropriation Adjustment No. 5021 authorizing the transfer of appropriations in the amount of \$5,412 from the Office of the Sheriff's Office (0255) to General Services - Fleet Replacement (0064) for the purchase of a replacement patrol vehicle.

FISCAL IMPACT:

This action increases appropriations in General Services - Fleet Replacement (0064) and reduces appropriations in the Office of the Sheriff (0255) by \$5,412.

BACKGROUND:

A patrol vehicle was involved in an accident resulting in damage exceeding the current market value of the vehicle. Normally, this vehicle would be replaced using funds in the Fleet Internal Service Fund (ISF) at the end of the useful. In this case, the vehicle has not been fully depreciated by, resulting in the need for the Sheriff's Office to transfer appropriations necessary to complete this purchase.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011**

☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: EMY L. SHARP, Deputy

Contact: Frank Scudero,
925-335-1529

CONSEQUENCE OF NEGATIVE ACTION:

Appropriations will not be transferred to the General Services department for the purchase of this vehicle, delaying the replacement and deployment into the patrol fleet.

CHILDREN'S IMPACT STATEMENT:

No impact.

ATTACHMENTS

TC24 Replace Vehicle #2808

TC27 Replace Vehicle #2808

CONTRA COSTA COUNTY
ESTIMATED REVENUE ADJUSTMENT
T/C 24

ACCOUNT CODING		BUDGET UNIT: (0064) General Services, (0255) Sheriff's Office			
ORGANIZATION	REVENUE ACCOUNT	REVENUE ACCOUNT DESCRIPTION	INCREASE		<DECREASE>
4284	9951	Reimbursements - Gov/Gov	5,412	00	
TOTALS			5,412	00	0 00

APPROVED

AUDITOR-CONTROLLER:

BY: _____ DATE _____

COUNTY ADMINISTRATOR:

BY: _____ DATE _____

BOARD OF SUPERVISORS:
YES:

NO:

BY: _____ DATE _____

EXPLANATION OF REQUEST

To transfer appropriations from Sheriff's to General Services for replacement of vehicle #2808

**Sheriff's
Fiscal Officer**

1/26/2011

SIGNATURE

TITLE

DATE

REVENUE ADJ.
JOURNAL NO.

RAOO

5021

**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: (0064) General Services, (0255) Sheriff's Office			
ORGANIZATION	EXPENDITURE SUB-ACCOUNT	Option	EXPENDITURE ACCOUNT DESCRIPTION	<DECREASE>		INCREASE
4284	4953		Autos & Trucks			5,412 00
2512	4953		Autos & Trucks	5,412	00	
2512	5011		Reimbursements - Gov/Gov			5,412 00
TOTALS				5,412	00	10,824 00

APPROVED

EXPLANATION OF REQUEST

AUDITOR-CONTROLLER:

BY: _____ DATE _____

COUNTY ADMINISTRATOR:

BY: _____ DATE _____

BOARD OF SUPERVISORS:

YES:

NO:

BY: _____ DATE _____

**To transfer appropriations from Sheriff's to General
Services for purchase of replacement for Vehicle #2808**

**Sheriff's
Fiscal Officer**

1/26/2011

SIGNATURE

TITLE

DATE

APPROPRIATION

APOO

5021

ADJ. JOURNAL NO.

(Deputy)

(M129 Rev 2/86)

**CONTRA COSTA COUNTY
APPROPRIATION ADJUSTMENT**

T/C 27

AUDI

ITEM NO. 032

DATE: Feb. 08, 2011

FINAL APPROVAL NEEDED BY:



BOARD OF SUPERVISORS



COUNTY ADMINISTRATOR

ACCOUNT CODING		BUDGET UNIT: (0064) General Services, (0255) Sheriff's Office				
ORGANIZATION	EXPENDITURE SUB-ACCOUNT	Option	EXPENDITURE ACCOUNT DESCRIPTION	<DECREASE>		INCREASE
4284	4953		Autos & Trucks			5,412 00
2512	4953		Autos & Trucks	5,412	00	
2512	5011		Reimbursements - Gov/Gov			5,412 00
TOTALS				5,412	00	10,824 00

APPROVED

EXPLANATION OF REQUEST

To transfer appropriations from Sheriff's to General Services for purchase of replacement for Vehicle #2808

AUDITOR-CONTROLLER:

BY: _____ DATE _____

COUNTY ADMINISTRATOR:

BY: _____ DATE _____

BOARD OF SUPERVISORS:

YES: SUPERVISORS GIOIA, PIEPHO,
MITCHOFF, GLOVER, AND
UILKEMA

NO: NONE



Sheriff's
Fiscal Officer

1/26/2011

SIGNATURE

TITLE

DATE

APPROPRIATION

APOO

5021

ADJ. JOURNAL NO.

BY: [Signature] DATE Feb. 08, 2011

(Deputy)

**CONTRA COSTA COUNTY
ESTIMATED REVENUE ADJUSTMENT
T/C 24**

SIGNED APPROPRIATION ADJUSTMENT
ITEM NO. C.22
DATE: Feb. 08, 2011

ACCOUNT CODING		BUDGET UNIT: (0064) General Services, (0255) Sheriff's Office			
ORGANIZATION	REVENUE ACCOUNT	REVENUE ACCOUNT DESCRIPTION	INCREASE		<DECREASE>
4284	9951	Reimbursements - Gov/Gov	5,412	00	
TOTALS			5,412	00	0 00

APPROVED

AUDITOR-CONTROLLER:

BY: _____ DATE _____

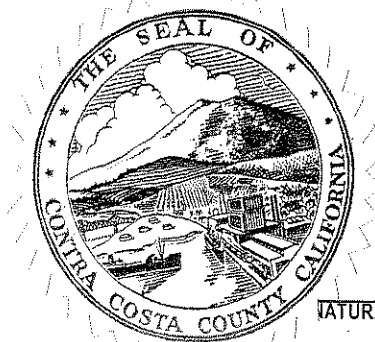
COUNTY ADMINISTRATOR:

BY: _____ DATE _____

BOARD OF SUPERVISORS:

YES: SUPERVISORS GIOIA, PIEPHO,
MITCHOFF, GLOVER, AND
UILKEMA

NO: NONE



EXPLANATION OF REQUEST

To transfer appropriations from Sheriff's to General Services for replacement of vehicle #2808

BY: [Signature] DATE Feb. 08, 2011

SIGNATURE

Sheriff's
Fiscal Officer
TITLE

1/26/2011
DATE

REVENUE ADJ.
JOURNAL NO.

RAOO 5021



Contra
Costa
County

To: Board of Supervisors
From: Michael J. Lango, General Services Director
Date: February 8, 2011

Subject: Approve and Authorize a Sublease Termination Agreement with the YMCA of the East Bay at 470 Parker Avenue, Rodeo

RECOMMENDATION(S):

1. APPROVE a Sublease Termination Agreement with the YMCA of the East Bay effective November 30, 2010, for the approximately 1,440 square foot County-owned modular building at 470 Parker Avenue, Rodeo, under the terms and conditions set forth in the Sublease Termination Agreement.
2. AUTHORIZE the Deputy Director of General Services, or designee, to EXECUTE the Sublease Termination Agreement.
3. DETERMINE the project is a Class 1(a) Section 15301 Categorical Exemption under the California Environmental Quality Act (CEQA).
4. DIRECT the Department of Conservation and Development Director, or designee, to file a Notice of Exemption with the County Clerk, and DIRECT the Deputy Director of General Services, or designee, to arrange for the payment of the handling fees to the Department of Conservation and Development and County Clerk for filing of the Notice of Exemption.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011** ☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: June McHuen, Deputy

Contact: Mike Lango, (925)
313-7100

FISCAL IMPACT:

The YMCA has vacated the premises. The County will not receive the monthly revenue of \$500, until a new tenant is found for the modular.

BACKGROUND:

The John Swett Unified School District owns the multi-acre parcel of land known as the Lefty Gomez Ballfield in Rodeo, and most of the improvements on that land. The County has leased the land from the School District, which lease expires in 2045. The subleased land and buildings are managed by the Public Works Department - Special Districts Division as part of Special District County Service Area (CSA) R-10.

The County previously subleased a portion of the land known as 470 Parker Avenue to the YMCA of the East Bay. That sublease is for a term that expires in 2013. As provided in that sublease, the YMCA built an approximately 1,440 square foot modular building for classroom and other youth-oriented activities. Title to the modular building transferred to the County upon the completion of the modular's construction as provided in the sublease.

The School District requested that the YMCA occupy one of the School District's properties at another location. The YMCA subsequently vacated the County's modular building, and has asked the County to terminate its sublease. The YMCA completed several repairs to the modular as requested by the County. Those repairs included new carpet and repair to the linoleum in portions of the modular, repair of the ramp leading to the modular, and repairs to the HVAC and exterior stucco.

Subsequent to the YMCA vacating the modular building, County negotiated the terms of a new sublease with the Contra Costa County Office of Education (CCCOE) to occupy the modular building for classroom and youth-oriented activities. The CCCOE has reported that it has found another location for its operations, and has decided not to sublease the County's modular. The modular is now vacant, and County staff will attempt to find a new occupant.

CONSEQUENCE OF NEGATIVE ACTION:

The revenue lease with the YMCA of the East Bay will not be terminated.

CHILDREN'S IMPACT STATEMENT:

Not Applicable



Contra
Costa
County

To: Board of Supervisors
From: Michael J. Lango, General Services Director
Date: February 8, 2011

Subject: Approve and Authorize a Revenue Lease with Anka Behavioral Health Inc. at 2047 Arnold Industrial Way, Suite A, Concord

RECOMMENDATION(S):

1. APPROVE a Revenue Lease with Anka Behavioral Health, Inc., for the County-owned premises at 2047 Arnold Industrial Way, Suite A, Concord. The term of the lease is five years beginning February 9, 2011, and ending February 8, 2016, for approximately 2,400 square feet of homeless shelter space, under the terms and conditions set forth in the Revenue Lease.
2. AUTHORIZE the Deputy Director of General Services, or designee, to EXECUTE the Revenue Lease.
3. DETERMINE the project is a Class 1(a) Section 15301 Categorical Exemption under the California Environmental Quality Act (CEQA).
4. DIRECT the Department of Conservation and Development Director, or designee, to file a Notice of Exemption with the County Clerk, and DIRECT the Deputy Director of General Services, or designee, to arrange for the payment of the handling fees to the Department of Conservation and Development and County Clerk for filing of the Notice of Exemption.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: 02/08/2011

☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: June McHuen, Deputy

Contact: Mike Lango, (925)
313-7100

FISCAL IMPACT:

The tenant will perform approximately \$68,750 in tenant improvements to the space prior to moving in. The County has agreed to abate rent for a 24-month period in order to reimburse the tenant for the cost of the tenant improvements. The County will receive approximately \$104,400 in revenue for the remaining term of the Lease after the rental abatement period. Those funds will be deposited in the Health Services Department - Homeless Program to offset the facility's expenses.

BACKGROUND:

The County owns the property located at 2047 Arnold Industrial Way in Concord. The Health Services Department operates an Adult Emergency Shelter Program and a Respite Program in portions of the building for the homeless in the community. The County will lease Suite A in that building to Anka Behavioral Health, Inc. for it to provide a Drop-in Center for the public. The Drop-in Center will provide behavioral counseling and other supportive services, which may include food service, showers, and laundry services to the homeless.

CONSEQUENCE OF NEGATIVE ACTION:

If the Revenue Lease is not approved, the County will not receive the revenue, and other arrangements will have to be made to provide Respite Center services to the community.

CHILDREN'S IMPACT STATEMENT:

Not Applicable



AIR-6972

Consent 42.

BOS Agenda

Leases

Meeting Date: 02/08/2011

Time (Duration):

3755 ALHAMBRA AVENUE, SUITES 9 & 10, MARTINEZ - SECOND AMENDMENT TO LEASE FOR THE EMPLOYMENT AND HUMAN SERVICES DEPARTMENT

Submitted For: Michael J. Lango, General Services Director

Department: General Services **Division:** Real Estate

Noticed Public Hearing: No **Official Body:** Board of Supervisors

Presenter/Phone, if applicable: **Audio-Visual Needs:**

Handling Instructions: **District:** All Districts

Contact, Phone: Mike Lango,
313-7100

Recommendation(s):

1. APPROVE a Second Amendment to Lease with Earl D. Dunivan and Joanne Dunivan to extend the term of the lease for a one-year period, and to reduce the monthly rent, commencing February 1, 2011 and ending January 31, 2012, for 3,800 square feet of office space at 3755 Alhambra Avenue, Suites 9 & 10, Martinez, for occupancy by the Employment and Human Services Department, under the terms and conditions set forth in the Second Amendment to Lease.
2. AUTHORIZE the Deputy Director of General Services, or designee, to EXECUTE the Second Amendment to Lease, and to EXERCISE any options to extend the Lease.
3. DETERMINE that the project is a Class 1(a) Section 15301 Categorical Exemption under the California Environmental Quality Act (CEQA). (CP#10-58;WLP683)
4. DIRECT the Department of Conservation and Development Director, or designee, to file a Notice of Exemption with the County Clerk, and DIRECT the Deputy Director of General Services, or designee, to arrange for the payment of the handling fees to the Department of Conservation and Development and County Clerk for filing of the Notice of Exemption.

Fiscal Impact:

The Second Amendment to Lease will obligate the County to pay a total rent of \$49,260 over the initial year of the Amendment. The Second Amendment to Lease is an extension of an existing Lease and represents a decrease in rent of approximately \$15,660 per year for the first year, or approximately 24%.

The Second Amendment to Lease includes four additional one-year options. The extension option rents were negotiated to remain flat for two-year periods with 3% increases every two years. Lease costs were anticipated and budgeted in the Employment and Human Services Department's approved FY 2010/11 budget.

Background:

On August 1, 2000, the Board of Supervisors approved a Lease between the County and Earl D. Dunivan and Joanne Dunivan for occupancy of the premises by the Employment and Human Services Department's (EHSD) Children's Interview Center (CIC). The County spent approximately \$350,000 on the tenant improvements required to modify this space into offices, a specialized children's reception area, interview rooms, exam rooms, an additional entrance/exit for law enforcement/court officers separated from the front entrance, and associated audio/video equipment required for the CIC. Additionally, the landlord spent approximately \$140,000 on building improvements outside of the suites.

This Second Amendment to Lease provides for the County's continued occupancy of the premises by EHSD. As part of the Real Estate Asset Management Plan evaluation, County-owned spaces were considered, but were determined to be inadequate and cost prohibitive due to the cost of special facility improvements that would be needed to accommodate CIC needs.

Consequence of Negative Action:

If the Second Amendment to Lease is not approved, the County would have to relocate to another location at considerable expense to make the new location suitable for EHSD-CIC needs.

Children's Impact Statement:

If the Second Amendment to Lease is not approved, the services provided for and on behalf of children at the EHSD-CIC would terminate.

Budget Information

Information about available funds

Budgeted: ☐

Funds Available: ☐

Adjustment: ☐

Amount Available:

Unbudgeted: ☐

Funds NOT Available: ☐

Amendment: ☐

Account Code(s) for Available Funds

1:

Fund Transfers

Attachments

No file(s) attached.

Minutes Attachments

No file(s) attached.



**Contra
Costa
County**

To: Board of Supervisors
From: Catherine Kutsuris, Conservation & Development Director
Date: February 8, 2011

Subject: THE 2010-11 CONTRACT BETWEEN CONTRA COSTA COUNTY AND THE CITY OF ANTIOCH FOR THE HOUSING REHABILITATION LOAN PROGRAM

RECOMMENDATION(S):

AUTHORIZE the Director of Conservation and Development, or designee, to execute a contract with the City of Antioch in the amount of \$650,000, under which Contra Costa County will administer the City of Antioch's Housing Rehabilitation Loan Program using City of Antioch Community Development Block Grant (CDBG) funds and Redevelopment funds, for the term of July 1, 2010 through June 30, 2011.

FISCAL IMPACT:

No fiscal impact to the General Fund. Contra Costa County would receive payment from the City of Antioch under the proposed contract.

BACKGROUND:

The Contra Costa County Neighborhood Preservation Program (CCCNPP) is a housing rehabilitation loan program which is administered by the Department of Conservation and Development, Building Inspection Division. CCCNPP offers low-interest and zero-interest loans to low-income and very-low-income households who own and occupy their homes. The loan recipients qualify for loan assistance under guidelines established by the U.S. Department of Housing and Urban Development

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011**

☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: June McHuen, Deputy

Contact: Pat Corum (925)
335-1115

cc: Kara Douglas

BACKGROUND: (CONT'D)

(HUD).

CCCNPP serves homeowners who are not able to qualify for conventional loans. The program offers financial assistance to eliminate conditions that are detrimental to health and safety, and promotes the stabilization and enhancement of older neighborhoods in order to encourage a sense of pride in the neighborhood. The funds are used for repairs such as roofing, electrical, plumbing, mechanical, termite repairs, lead paint mitigation, disabled accessibility, interior and exterior painting and other necessary deferred maintenance repairs.

The City of Antioch wishes to enter into a new contract with CCCNPP to administer its Single Family and Mobile Home Rehabilitation Loan and Grant Programs. The City of Antioch receives Community Development Block Grant (CDBG) funds from HUD as an entitlement received pursuant to the provisions of Title I of the Housing and Community Development Act of 1974, as amended.

The City of Antioch, through its Redevelopment Agency, also maintains a Low and Moderate Income Housing (LMIH) Fund as required by the State redevelopment law to be used to increase, improve and preserve the supply of the City's low and moderate income housing.

The City of Antioch has approved and authorized the expenditure of revolving loan fund income (received from repayments for loan principal and interest earned from loans previously made with its Low and Moderate Income Housing funds) for the Single Family and Mobile Home Rehabilitation Loan and Grant Programs, to rehabilitate owner-occupied, single-family residences, including mobile homes, in Antioch. For fiscal year 2010-2011, the City of Antioch Redevelopment Agency has approved and authorized the expenditure of \$500,000 in new redevelopment LMIH funds, as well as \$150,000 in

carry-over redevelopment LMIH funds from 2009-10, for its housing rehabilitation loan program.

The City of Antioch will pay Contra Costa County 20 percent of the loan or grant amount as compensation for the services provided by the County to the City of Antioch.

CONSEQUENCE OF NEGATIVE ACTION:

The Department of Conservation and Development would not receive authorization to enter into a new contract with the City of Antioch to administer Antioch's Housing Rehabilitation Loan Program for the term of July 1, 2010 through June 30, 2011.

CHILDREN'S IMPACT STATEMENT:

The proposed program would indirectly benefit children by improving the physical condition of owner-occupied housing in the City of Antioch.



Contra
Costa
County

To: Board of Supervisors
From: Catherine Kutsuris, Conservation & Development Director
Date: February 8, 2011

Subject: THE 2010-11 CONTRACT BETWEEN CONTRA COSTA COUNTY AND THE CITY OF WALNUT CREEK
FOR THE HOUSING REHABILITATION LOAN PROGRAM

RECOMMENDATION(S):

AUTHORIZE the Director of Conservation and Development, or designee, to execute a contract with the City of Walnut Creek for the County to administer the City's Housing Rehabilitation Loan and Energy Efficiency Improvement Programs using City of Walnut Creek Community Development Block Grant (CDBG) funds, Energy Efficiency and Conservation Block Grant (EECBG) funds, and Redevelopment funds, for the term of July 1, 2010 through June 30, 2011.

FISCAL IMPACT:

No fiscal impact to the General Fund. The Contra Costa County Conservation and Development Department would receive funds from the City of Walnut Creek under the terms of the proposed contract.

BACKGROUND:

The Contra Costa County Department of Conservation and Development, Building Inspection Division, administers a housing rehabilitation loan program called the Contra Costa County Neighborhood Preservation Program (CCCNPP). CCCNPP offers low-interest and zero-interest loans to low-income and very-low-income households who own and occupy their home. The loan recipients

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: 02/08/2011

☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: June McHuen, Deputy

Contact: Pat Corum (925)
335-1115

cc:

BACKGROUND: (CONT'D)

qualify for loan assistance under guidelines established by the U.S. Department of Housing and Urban Development (HUD).

The Neighborhood Preservation Program serves homeowners who are not able to qualify for conventional loans. The program offers financial assistance to eliminate conditions that are detrimental to health and safety, and promotes the stabilization and enhancement of older neighborhoods in order to encourage a sense of pride in the neighborhood. The funds are used for repairs such as roofing, electrical, plumbing, mechanical, termite repairs, lead paint mitigation, disabled accessibility, interior and exterior painting and other necessary deferred maintenance repairs.

The City of Walnut Creek wishes to enter into a new contract with Contra Costa County, through the CCCNHP, to administer its Single Family and Mobile Home Rehabilitation Loan and Grant Programs. The City of Walnut Creek receives Community Development Block Grant (CDBG) funds from HUD as an entitlement to the City pursuant to the provisions of Title I of the Housing and Community Development Act of 1974, as amended.

The City of Walnut Creek has also received Energy Efficiency and Conservation Block Grant (EECBG) funds through the U.S. Department of Energy for energy efficiency improvements.

The City of Walnut Creek, through its Redevelopment Agency, also maintains a Low and Moderate Income Housing (LMIH) fund as required by the State redevelopment law to be used to increase, improve and preserve the supply of the City's low and moderate income housing.

The City of Walnut Creek has approved and authorized the expenditure of revolving loan fund income (received from repayments for loan principal and interest earned from loans previously made with City Low and Moderate Income Housing funds) to fund the Housing Rehabilitation Loan and Energy Efficiency Improvement Program for single-family residences in Walnut Creek, which would be administered by Contra Costa County under the proposed contract.

For fiscal year 2010-2011, the City of Walnut Creek has authorized the expenditure of a total of \$374,500 in CDBG, EECBG, and RDA funds for this program.

The City of Walnut Creek will pay Contra Costa County 20 percent of all loan or grant amounts, as compensation for the services provided by Contra Costa County Conservation and Development Department to the City of Walnut Creek.

CONSEQUENCE OF NEGATIVE ACTION:

The Conservation and Development Department would not receive authorization to enter into a contract with the City of Walnut Creek to administer the City's Housing Rehabilitation Loan and Energy Efficiency Improvement Programs.

CHILDREN'S IMPACT STATEMENT:

Children would receive indirect benefits through the rehabilitation and improvement of owner-occupied housing in the City of Walnut Creek.



Contra
Costa
County

To: Board of Supervisors
From: David Twa, County Administrator
Date: February 8, 2011

Subject: Approve and Authorize the Librarian, or Designee, to apply for and accept a grant in the amount of \$4,000 from Sutter Delta Medical Center

RECOMMENDATION(S):

APPROVE and AUTHORIZE the Librarian, or designee, to apply for and accept a grant in the amount of \$4,000 from Sutter Delta Medical Center and the Delta Memorial Hospital Foundation to provide health related books for the period of February 1, 2011 through June 30, 2011.

FISCAL IMPACT:

No Library fund match.

BACKGROUND:

Delta Memorial Hospital Foundation improves the quality of health care in eastern Contra Costa County by raising funds to support equipment and programs at Sutter Delta Medical Center. The Antioch Library created a cooperative partnership with the Sutter Delta Medical Center's Community Benefits Department. The Library will use grant monies to purchase health and medical resources for community education and wellness as well as offer health education programming from the Community Benefits Instructor & Events Coordinator. With the programs and health collection,

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011** ☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: June McHuen, Deputy

Contact: Cathy Sanford,
927-925-3228

cc:

BACKGROUND: (CONT'D)

the Sutter Delta Medical Center and the Antioch Library will increase awareness of health resources in East Contra Costa County as well as provide support for community members to improve their health and wellness

CONSEQUENCE OF NEGATIVE ACTION:

None.

CHILDREN'S IMPACT STATEMENT:

Family health and wellness begins with a child's or youth's Parents/Guardians/Caregivers. Providing materials that support patient and caregiver education will strengthen family as well as community wellness. These materials support the community outcome of Children and Youth Healthy and Preparing for Productive Adulthood.



Contra
Costa
County

To: Board of Supervisors
From: Jason Crapo, County Building Official
Date: February 8, 2011

Subject: Building Inspection Services for Oakley Generating Station Power Plant

RECOMMENDATION(S):

AUTHORIZE the Conservation and Development Director, or Designee, to execute a Memorandum of Understanding (MOU) with the California Energy Commission (CEC) to provide design review, plan check and construction inspection services for the Oakley Generating Station.

FISCAL IMPACT:

Following execution of this MOU with the CEC, the Department of Conservation and Development will negotiate a contract with the power plant operator, Radback Energy, for payment to the County for the services to be provided. All County costs will be fully reimbursed from this contract, resulting in no net fiscal impact to the County.

BACKGROUND:

The site of the proposed Oakley Generating Station, currently under consideration by the CEC, is in northeastern Contra Costa County, within the City of Oakley. The address of the 21.95 acre site is 6000 Bridgehead Road. The proposed project is a natural gas-fired, combined cycle facility with a nominal generating capacity of 624-megawatts. CEC staff anticipates final

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011**

☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V Supervisor

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ATTESTED: February 8, 2011

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

By: June McHuen, Deputy

Contact: Jason Crapo, 335-1108

cc:

BACKGROUND: (CONT'D)

approval of the project by the CEC during the spring of 2011.

The CEC has requested that the Department of Conservation and Development, Building Inspection Division, serve as Chief Building Official for the Oakley Generating Station project. The CEC has the authority to delegate this role to the County through its jurisdiction over power plant construction projects. The County Building Inspection Division has extensive prior experience providing building inspection services for power plant projects, and has served in the capacity of Chief Building Official for previous power plant projects on behalf of the CEC.

CONSEQUENCE OF NEGATIVE ACTION:

If the proposed MOU with the CEC is not approved, the County will not be able to provide services for the Oakley Generating Station project as proposed by the California Energy Commission.

CHILDREN'S IMPACT STATEMENT:

none

ATTACHMENTS

MOU

**MEMORANDUM OF UNDERSTANDING
BETWEEN THE
CALIFORNIA ENERGY COMMISSION
AND
CONTRA COSTA COUNTY
BUILDING INSPECTION DIVISION
FOR DESIGN REVIEW, PLAN CHECK, AND
CONSTRUCTION INSPECTION OF THE
OAKLEY GENERATING STATION POWER PLANT PROJECT
09-AFC-4C**

RECITALS:

- A. On June 30, 2009, Radback Energy, Inc. (Radback) filed an Application for Certification with the California Energy Commission (Energy Commission) for approval to construct and operate the Oakley Generating Station (Project). The 21.95 acre project site is located in the City of Oakley in Contra Costa County, California.
- B. In the event the Energy Commission approves the Project, the Energy Commission must ensure that the Project is designed, constructed, and operated in conformity with the Energy Commission's Decision (Decision); the California Building Standards Code (CBSC) ; the local building codes adopted by the City of Oakley, Contra Costa County; and other applicable laws, ordinances, regulations, and standards (LORS). The Decision contains the Conditions of Certification for construction and operation of the Project. Any work undertaken by the Delegate Chief Building Official (CBO) prior to the issuance of the Decision shall be performed at the sole risk of the CBO. The Energy Commission does not guarantee the approval of the Project by executing this Memorandum of Understanding (MOU).
- C. If the Project is approved, the Decision will require that Radback submit engineering plans, calculations, specifications, and other project-related information (as required by sections 105.3 and 106.1 in Appendix Chapter 1 of the CBSC) to the CBO for the project, for review and approval, prior to and during construction of the project. The intent of this requirement is to provide an independent review of the Project's final design and inspections of the Project's construction, to ensure compliance with applicable engineering LORS, the local building codes, the CBSC, the Facility Design, Geology, and Transmission System Engineering Conditions of Certification, and the Storm Water Pollution Prevention Plan (SWPPP) and the Drainage, Erosion and Sediment Control Plan (DESCP).¹

¹ The Facility Design, Geology, and Transmission System Engineering Conditions of Certification noted throughout this MOU are provided in the Decision. The Storm Water Pollution Prevention Plan and Drainage, Erosion and Sediment Control Plan are discussed in the Decision.

CONTRA COSTA COUNTY AND ENERGY COMMISSION STAFF AGREE AS FOLLOWS:

1. The above recitals are incorporated into this agreement.
2. Contra Costa County (County) shall act as the Energy Commission's delegate for enforcement of: local building codes; the CBSC; the Facility Design, Geology and Transmission System Engineering Conditions of Certification; and as directed by the Compliance Project Manager (CPM), the SWPPP and DESCP specified in the Decision; and other engineering LORS applicable to the Project. The County will also be responsible for the design review, plan check, and construction inspection of the foundation, structural features, anchorage, and connections for those building and non-building structures, process-related systems and equipment required for power and steam generation, and equipment located either inside or outside of buildings that are designated in the master drawings and master specifications list described in Facility Design Condition of Certification GEN-2. Additions and deletions to the provided list will be made only with the CPM's approval. These duties shall be carried out by the County's Building Official, the Deputy Director of the Building Inspection Division, Department of Conservation and Development as the Chief Building Official (CBO) for the project. The ultimate responsibility for facility design, construction, and operational compliance remains with Radback. In performing its duties under this MOU, the County retains all rights and immunities, including the immunity granted under California Government Code §818.6.
3. Although the County will function as the Energy Commission's delegate, the Energy Commission has the final authority and responsibility to ensure that the Project is built in accordance with the applicable engineering LORS, the Decision and subsequent amendments. The Energy Commission's legal authority to enforce the terms and conditions of its Decision is specified in California Public Resources Code section §25500 *et seq.* The Energy Commission may amend or revoke the certification for any facility and may impose a civil penalty upon the project owner for any significant failure to comply with the terms or conditions of the Decision.
4. To ensure compliance with local building codes; the CBSC; the Facility Design, Geology and Transmission System Engineering Conditions of Certification; the SWPPP and the DESCP, and other applicable engineering LORS, the CBO is authorized to take any action allowed by the California Code of Regulations to ensure that the Energy Commission's interests are properly addressed and protected. If the CBO has issued, or is considering issuing, a stop-work order to ensure compliance, to ensure that the Energy Commission's interests are protected, or for any other reason, the CBO shall seek the cooperation and assistance of the CPM. The CBO shall notify the CPM in a timely manner, preferably prior to taking the action, so that the CPM is fully aware of the action taken or under consideration and its implication to the project. For any action taken under emergency conditions, the CPM shall be notified within 24 hours of the action.

5. In the performance of this agreement, the County its employees and subcontractors shall act in an independent capacity and not as officers or employees of the State of California.
6. The CPM shall have the right to approve the qualifications of the CBO engineering and technical personnel and the scope of work the CBO will perform. The CBO shall notify the CPM if there is any change in personnel assigned to the Project team. Replacement personnel shall not work on the Project until they are approved by the CPM.
7. The CBO may retain the services of one or more independent qualified subcontractor(s) to supplement the CBO employees in the design review, plan check, and construction inspection of the Project. The subcontractor(s) will answer directly to, and be responsible to, the CBO. The CBO shall provide the qualifications and scope of work of the subcontractor(s) to the CPM for approval at least ten days prior to the execution of the contract between the County and the subcontractor(s). The CBO will retain responsibility for the construction inspections required by Appendix Chapter 1, §109 of the CBSC and for monitoring special inspections required by Chapter 17, §§1704 and 1707, of the CBSC.
8. At the request of the CPM, the CBO, its subcontractor(s), and any special inspectors shall assist the CPM in any audits or inspections of the Project.
9. The CBO shall notify the CPM if there is any change in subcontractor(s) or subcontractor's personnel. Replacement subcontractor(s) or subcontractor's personnel shall not work on the Project until they are approved by the CPM.
10. The CBO shall require that its subcontractors have not previously been employed directly by the Project owner or its agents at any time during the 12 months prior to the start of this agreement. The CBO shall also require that, during the course of this agreement, neither its subcontractors nor its agents will be employed, directly or indirectly, by the Project owner or any entity of which it is a holding, subdivision, or subsidiary.
11. The County shall enter into a contract for the Project with Radback on terms and conditions acceptable to the County and Radback for the payment of fees by Radback to the County for the County's provision of CBO services. The County may enter into said contract, and provide services pursuant to that contract, prior to the issuance of the Decision. The County will not provide any CBO services without a contract between the County and Radback. The fees may be based on the value of the facilities reviewed, may be based on hourly rates, or may be as otherwise agreed by the CBO and Project Owner. Payments to the County for work satisfactorily completed may be paid directly to the County in advance, in arrears, or from a credit account established with the County by Radback. The County shall provide the CPM, for review and approval, a copy of the contract together with a schedule of fees between the County and Radback ten days prior to the execution of the contract.

12. The CBO shall take all reasonable measures to accommodate Radback's design and construction schedule, including but not limited to adding staff to its workforce and/or retaining the services of additional independent qualified subcontractor(s). The addition of staff and/or retaining the services of subcontractor(s) is at the discretion of the County, with the coordination of the CPM to verify qualifications and expertise.
13. The CBO shall review and approve the selection of dynamic analysis and/or alternative methods of analysis for the design of those major structures designated in Facility Design Condition of Certification GEN-2 to comply with the CBSC.
14. The CBO shall review and approve any of Radback's proposed special and continuous inspection edition of the reporting programs required by Chapter 17 of the CBSC, and other related codes, and shall approve the qualifications and experience of the proposed special inspectors. Where appropriate, subject to CPM approval, the CBO shall accept the results of inspections performed by Radback's special inspectors.
15. The CPM shall have the right to audit the CBO's and its subcontractors' performance to ensure that they are properly carrying out their duties and responsibilities and that Radback is implementing the Decision requirements for the design and construction of the Project.
16. The CBO and subcontractor(s) may discuss all aspects of the Project with each other, the CPM, and Radback's construction contractors and engineers. The CBO and CPM shall have access to all associated construction records, construction and inspection procedures, test equipment, and test results related to the requirements of the Decision. It is the CPM's intention to provide reasonable notice of site visits and audits and to conduct such activities at reasonable times. Circumstances may dictate that site access may be required with little or no notice.
17. The CBO shall provide weekly reports on the status of construction of the Project to be posted to the Project website, or by e-mail if a website is not available (see below). The reports shall include: executive summary of current issues; general activities occurring at the Project site; the completion percentage of overall construction; compliance issues with applicable LORS and applicable Conditions of Certification; issues of concern with or by Radback; status of interconnections; scheduled activities for the following week; and potential delays to the on-line date of the Project. Many of the information requirements of the weekly status report may be satisfied by updating fields on the Project website on a weekly basis.
18. The CBO shall create and maintain a password-protected Project website for the posting of the weekly reports and other project documents. Documents on the website will be posted in a Microsoft Word-compatible format or as a portable document format (pdf) file. The Project website shall include the following information in an easily navigable format: all components of the weekly status report; a minimum of ten dated Project photographs of current construction activities; list and status of submitted plans; status of field inspections; new subcontractors or key CBO personnel; and documents submitted for CPM review

and/or approval. The CPM will be notified of new documents posted to the Project website by e-mail with an active link to the document.

19. The CBO shall submit the results of all plan checks and construction inspections, including recommendations, to Radback and send a copy of all transmittal letters to the CPM via the website or email if the website becomes unavailable. The CPM shall conduct any technical audits and reviews and present any recommendations as expeditiously as possible. The CBO should proceed with reviews and approvals of all components designated in Facility Design Condition of Certification GEN-2 unless instructed otherwise by the CPM. Approved plans, specifications, calculations, and marked-up as-builts shall be retained by the CBO for 90 days from the date of completion of construction of the Project, after which the CBO shall deliver them to the project owner for long-term retention at the project site or other accessible location as required by Condition of Certification GEN-8 in the Facility Design section of the Decision. Electronic copies of the approved plans, specifications, calculations, and marked-up as-builts shall be provided to the CPM, in the form of compact discs, within 90-day of completion of construction on the Project.
20. The Energy Commission, through the CPM, retains the final authority over all matters relating to interpretation of the Conditions of Certification.
21. The term of this MOU is indefinite, but shall terminate when all of the mutual obligations have been performed and satisfied. It shall also terminate at such time as Radback fails to pay fees as required or renders the CBO's performance under this agreement impossible. Notwithstanding the foregoing, either party may terminate this agreement upon five (5) days advance written notice complying with the provisions of section 22 below.
22. All correspondence regarding this MOU, including invoices, payments, and notices, shall be directed to the following persons at the following addresses and telephone numbers:

CBO:

Jason Crapo
Building Official, Deputy Director
Building Inspection Division
Department of Conservation and Development
651 Pine Street, 3rd Floor N. Wing
Martinez, CA 94553
(925) 335-1108 Office
(925) 646-1219 FAX
Jason.Crapo@dcd.cccounty.us

ENERGY COMMISSION:

Craig Hoffman, Compliance Program Manager
California Energy Commission
1516 9th Street, MS 2000
Sacramento, CA 95814
(916) 654-4781 Office
(916) 654-3883 FAX

choffman@energy.state.ca.us

Written correspondence shall be sent by personal delivery (including overnight delivery service), by U.S. Mail, by fax, or by e-mail. It shall be considered delivered when actually received.

23. This MOU shall be effective upon execution by all parties.
24. In the event of a conflict between this MOU and a Decision granting approval of an application for certification, the Decision shall take precedence.
25. This agreement shall be interpreted and applied in accordance with California law.
26. This agreement sets forth the parties' entire understanding and supersedes all prior agreements and representations, written and oral, and may be modified only by a written document signed by the CBO and the Energy Commission.

The County has reviewed this MOU and understands its duties and responsibilities.

Signed by:

COUNTY OF CONTRA COSTA

DATED: _____

JASON CRAPO,
County Building Official
Deputy Director, Building Inspection
Department of Conservation and Development

CALIFORNIA ENERGY COMMISSION

DATED: _____

TERRENCE O'BRIEN, Deputy Director for
Siting, Transmission & Environmental
Protection



Contra
Costa
County

To: Board of Supervisors
From: William Walker, M.D., Health Services Director
Date: February 8, 2011

Subject: Authorization for Application to Obtain Funding under the Low Income Health Program (LIHP)

RECOMMENDATION(S):

Authorize the Health Services Director or designee (Patrick Godley) to submit an application and related documents to the State of California for the purpose of obtaining funding under the Low Income Health Program (LIHP).

FISCAL IMPACT:

Approval of the program will result in continuation of \$15 million in funding for the existing LIHP (now known as the Coverage Initiative). Additional funding in the range of \$5 to \$10 million dollars may be achievable (dependent on State regulations). This action will have no negative impact on the County general fund.

BACKGROUND:

The LIHP consists of the Medicaid Coverage Expansion (MCE) and the Health Care Coverage Initiative (HCCI) programs. These programs provide health care benefits to eligible persons in accordance with the Welfare and Institutions Code Section 15909 – 15915 (Chapter 723, Statutes of 2010, Assembly Bill 342), and the Special Terms and Conditions (STCs) of the federal section 1115(a) California Bridge to Reform Demonstration (Demonstration). Federal funding is available

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: 02/08/2011

☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: June McHuen, Deputy

Contact: Patrick Godley,
957-5405

BACKGROUND: (CONT'D)

under the Demonstration for the health care benefits and allowable administrative activities costs associated with the program. The cost-claiming and reimbursement methodologies used to claim the federal funding for the health care benefits and administrative activities provided under the LIHP must be in compliance with the Centers for Medicare & Medicaid Services (CMS) rules and policies governing such claims.

The non-federal share of the federal reimbursement under the LIHP must be provided by the governmental entity authorized to implement the program. Implementation of the LIHP is subject to the availability of local non-federal funds. There will be no State General Fund monies allocated to the governmental entities for the program.

The MCE is not limited to a maximum level or subject to a cap on federal funding or a specified funding allocation. The authorized applicant's MCE federal reimbursement will only be limited by the amount of local non-federal funds the applicant voluntarily agrees to provide for MCE expenditures annually.

In contrast, under HCCI, there is a cap on federal funding and the approved applicants will receive allocations within the restricted amounts available for the program.

CONSEQUENCE OF NEGATIVE ACTION:

Faliure to approve this recommendation will result in a minimum loss of fifteen million dollars.

CHILDREN'S IMPACT STATEMENT:

Not applicable.



Contra
Costa
County

To: Board of Supervisors
From: David O. Livingston, Sheriff-Coroner
Date: February 8, 2011

Subject: Range Usage Contract with US Dept of Army Civilian Police-MOTCO

RECOMMENDATION(S):

APPROVE and AUTHORIZE the Sheriff-Coroner, of designee, to execute a contract with the U.S. Department of Army Civilian Police - Military Ocean Terminal, Concord (MOTCO), including modified indemnification language, to pay the County \$350 per day for use of Sheriff's Range Facility for the period January 1 through June 30, 2011.

FISCAL IMPACT:

No net County costs - 100% Revenue

BACKGROUND:

The U.S. Department of Army Civilian Police - Military Ocean Terminal, Concord (MOTCO) have federal police officers requiring firearms qualifications on a regular basis. This contract provides for use of the Sheriff's Range Facilities, including firearms range and classroom, for firearms qualification of these federal law enforcement officers. County Counsel has approved the mutual indemnification language included in this contract.

CONSEQUENCE OF NEGATIVE ACTION:

The U.S. Department of Army Civilian Police - Military Ocean Terminal, Concord (MOTCO) will not be able to use the Sheriff's Range when available.

CHILDREN'S IMPACT STATEMENT:

No impact.



APPROVE



OTHER



RECOMMENDATION OF CNTY



RECOMMENDATION OF BOARD

ADMINISTRATOR

COMMITTEE

Action of Board On: 02/08/2011



APPROVED AS
RECOMMENDED



OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor

Gayle B. Uilkema, District II
Supervisor

Mary N. Piepho, District III
Supervisor

Karen Mitchoff, District IV
Supervisor

Federal D. Glover, District V
Supervisor

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ATTESTED: February 8, 2011

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

By: June McHuen, Deputy

Contact: Eileen Devlin, (925)
335-1557

cc:



Contra
Costa
County

To: Board of Supervisors
From: William Walker, M.D., Health Services Director
Date: February 8, 2011

Subject: Grant Award Agreement #28 787-3 with Center for Human Development

RECOMMENDATION(S):

Approve and authorize the Health Services Director, or his designee (Wendel Brunner, M.D.), to execute, on behalf of the County, Grant Award Agreement #28-787-3 with the Center for Human Development, to pay the County an amount not to exceed \$103,000, for the continuation of the Public Health East County Environmental Justice Action Collaborative Project, for the period from November 1, 2009 through October 31, 2011.

FISCAL IMPACT:

Approval of this grant award agreement will result in an amount not to exceed \$103,000 from Center for Human Development through the San Francisco Foundation, for the East County Environmental Justice Action Collaborative Project. No County funds required.

BACKGROUND:

Located along Contra Costa County's industrial corridor and dissected by Highway 4, the low income, ethnically diverse Bay Point/Pittsburg community is exposed to a variety of toxic pollutants that potentially impact residents' health. The East County Environmental

☒ APPROVE

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COMMITTEE

Action of Board On: 02/08/2011

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RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V Supervisor

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ATTESTED: February 8, 2011

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

By: June McHuen, Deputy

Contact: Wendel Brunner M.D.
313-6712

cc: J Pigg, B Borbon

BACKGROUND: (CONT'D)

Justice Action Collaborative Project builds on current efforts to establish an Environmental Justice Collaborative that will work to increase the ability of residents, Community Based Organizations and businesses to identify local environmental hazards and develop solutions to protect the community's health. The goal of the project is to continue establishing an effective collaborative, including resident leaders, that will educate the broader community about local environmental hazards and develop and implement action plans to address community-identified toxic hazards, through October 31, 2011, 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 will not receive adequate funding for the East County Environmental Justice Action Collaborative Project.



Contra
Costa
County

To: Board of Supervisors
From: William Walker, M.D., Health Services Director
Date: February 8, 2011

Subject: Grant Award Agreement #28-511-22 from the California Department of Resources Recycling and Recovery (CalRecycle)

RECOMMENDATION(S):

Approve and authorize the Health Services Director, or his designee (Sherman Quinlan), to execute, on behalf of the County, Grant Award Agreement #28-511-20 (EA21-10-58) from the California Department of Resources Recycling and Recovery (CalRecycle), to pay County an amount not to exceed \$25,017, for the continuation of the Local Enforcement Agency (LEA) assistance funds for the Department's Environmental Health Division (Solid Waste Program), for the period July 1, 2010 through June 30, 2011.

FISCAL IMPACT:

Approval of this Agreement will result in an amount not to exceed \$25,017 of funding for the Department's Solid Waste Program. No County funds are required.

BACKGROUND:

The California Department of Resources Recycling and Recovery (CalRecycle) accepted the County's application as approved by the Board of Supervisors on June May 25, 2010 for the Local Enforcement Agency (LEA) Grant Program, for the period from July 1, 2010 through

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ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011**

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RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V Supervisor

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ATTESTED: February 8, 2011

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

By: June McHuen, Deputy

Contact: Randy Sawyer 335-3210

cc: J Pigg, B Borbon

BACKGROUND: (CONT'D)

June 30, 2011.

Approval of this Grant Award Agreement #28-511-22 will all allow the County to use the funds solely for the support of the solid waste facilities permit and inspection programs, including personnel, training, equipment, supplies, and technical support, including agreeing to indemnify and hold harmless the Grantor from any claims arising out of the performance of this Grant Agreement.

CONSEQUENCE OF NEGATIVE ACTION:

If this contract is not approved, the County will not be able to carry out its solid waste facilities permit and inspection programs.

CHILDREN'S IMPACT STATEMENT:

Not Applicable



Contra
Costa
County

To: Board of Supervisors
From: Joe Valentine, Employment & Human Services Director
Date: February 8, 2011

Subject: 2010-11 Contra Costa Community College District Interagency Agreement / State Preschool, Amendment #1

RECOMMENDATION(S):

APPROVE and AUTHORIZE the Employment & Human Services Director, or designee, to amend the contract with the Contra Costa Community College District, by changing the days of operation to 244 days, and to incorporate 2010-11 California Department of Education Funding Terms and Conditions, with no change to the payment limit of \$1,343,098 or term July 1, 2010 through June 30, 2011.

FISCAL IMPACT:

100% State funds
California Department of Education
passed through
Contra Costa Community College District

No County match.

State: CSPP 0047 / Amend 1

County: 39-811-36

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011** ☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V Supervisor

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ATTESTED: February 8, 2011

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

By: June McHuen, Deputy

Contact: C. Youngblood,
313-1712

cc: Cassandra Youngblood, Ressie Dayco

BACKGROUND:

The Board approved receipt of funds from Contra Costa Community College District on July 13, 2010. Contra Costa College District receives funds from the State of California Department of Education (CDE) for State Preschool program services. The District, in turn, contracts with Contra Costa Employment & Human Services Department Community Services Bureau to provide the services. The agreement is for part-day and full-day preschool services to program eligible children and families during the term July 1, 2010 through June 30, 2011.

The State routinely amends its CDE contracts during the program year. This amendment seeks to align the County's Interagency Agreement with the College District's amended CDE contract.

CONSEQUENCE OF NEGATIVE ACTION:

If not approved, contract will not be amended to align with California Department of Education regulations.

CHILDREN'S IMPACT STATEMENT:

The Community Services Bureau of the Employment & Human Services Department 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: Joe Valentine, Employment & Human Services Director
Date: February 8, 2011

Subject: 2010-11 Low Income Home Energy Assistance Program (LIHEAP) revenue contract, amendment #2

RECOMMENDATION(S):

APPROVE and AUTHORIZE the Employment & Human Services Director, or designee, to amend the 2010-11 Low Income Home Energy Assistance Program (LIHEAP) contract with the California Department of Community Services and Development, to increase the payment limit by \$128,642 for a new payment limit not to exceed \$2,058,270 for energy assistance and weatherization services with no change to term January 1, 2010 through June 30, 2011.

FISCAL IMPACT:

100% Federal funds passed through State via Department of Community Services and Development
CFDA # 93.568

No County match

State: 10B-5606 / Amend 2
CCC: 39-854-2

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011**

☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
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Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V Supervisor

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ATTESTED: February 8, 2011

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

By: June McHuen, Deputy

Contact: C. Youngblood,
313-1712

BACKGROUND:

The County receives funding from California Department of Community Services and Development to operate Low-income Home Energy Assistance Program (LIHEAP) for program-eligible households in Contra Costa County. The Board approved receipt of the original contract on January 19, 2010. The contract was amended and approved by the Board on June 8, 2010. This board order accepts the increased allocation for 2011. The State routinely amends these types of contracts as the federal and state budgets are enacted.

CONSEQUENCE OF NEGATIVE ACTION:

If not approved, funds will not be added to LIHEAP program.

CHILDREN'S IMPACT STATEMENT:

The Employment & Human Services Department, Community Services Bureau LIHEAP supports one Contra Costa County community outcome - *Outcome 4*: "Families that are Safe, Stable, and Nurturing." This outcome is achieved by providing energy program assistance to help keep households warm in the winter and to increase household energy efficiency.



Contra
Costa
County

To: Board of Supervisors
From: Ted Cwiek, Human Resources Director
Date: February 8, 2011

Subject: Contract Amendment - IEDA

RECOMMENDATION(S):

APPROVE and AUTHORIZE the Assistant County Administrator – Director of Human Resources or designee, to execute a contract amendment with Industrial Employers and Distributors' Association (IEDA) in an amount not to exceed \$201,600 to provide labor relations and negotiation services during the period of July 1, 2010 through June 20, 2011.

FISCAL IMPACT:

The total fiscal impact of this contract is \$197,024 and the Human Resources Department has budgeted monies in fiscal year 2010 - 2011 for these services. The dues structure for FY 10-11 are the same as FY 2009-10. However, the annual payment limit on the contract has slightly decreased from FY 09-10 due to a reduction in full-time equivalents by approximately 243 employees.

BACKGROUND:

IEDA has represented

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☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011**

☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V Supervisor

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ATTESTED: February 8, 2011

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

By: June McHuen, Deputy

Contact: Ted J. Cwiek, (925)
335-1766

BACKGROUND: (CONT'D)

Contra Costa County in labor relations matters for over 35 years and augments the County's Labor Relations staff. IEDA has long term, historical knowledge of the policies, practices and intricacies of the County and its operating departments and is instrumental in negotiations.

CONSEQUENCE OF NEGATIVE ACTION:

The denial of this renewal contract will negatively affect labor relations services and will significantly impair the County's ability to negotiate with our recognized employee organizations.

CHILDREN'S IMPACT STATEMENT:

None.

ATTACHMENTS

Contract Amendment

CONTRACT AMENDMENT/
EXTENSION AGREEMENT
(Purchase of Services - Long Form)

Number 47007
Fund/Org# 1351
Account # 2310
Other #

1. **Identification of Contract to be Amended.**

Number:
Effective Date: July 1, 2009
Department: Human Resources Department
Subject: Labor Negotiations and Support

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: IEDA
Capacity: A California non-profit corporation
Address: 2200 Powell Street, Suite 1000, Emeryville, CA 94608

3. **Amendment Date.** The effective date of this Amendment/Extension Agreement is July 1, 2010.

4. **Amendment Specifications.** The Contract identified above is hereby amended as set forth in the "Amendment Specifications" attached hereto which are incorporated herein by reference.

5. **Extension of Term.** The termination date of the above described Contract is hereby extended from June 30, 2010 to a new termination date of June 30, 2011, unless sooner terminated as provided in said contract.

6. **Payment Limit Increase.** The payment limit of the above described Contract is hereby increased by \$197,023.92, from \$202,000.00 to a new total Contract Payment Limit of \$399,023.92.

7. **Signatures.** These signatures attest the parties' agreement hereto:

COUNTY OF CONTRA COSTA, CALIFORNIA

BOARD OF SUPERVISORS.	ATTEST: Clerk of the Board of Supervisors
By _____ Chairman/Designee	By _____ Deputy

CONTRACTOR

Name of business entity: IEDA	Name of business entity: IEDA
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

AMENDMENT SPECIFICATIONS

In consideration for Contractor continuing service, County and Contractor agree to amend the Contract as specified below, while all other portions of the Contract remain unchanged and in full force and effect:

Paragraph 2. Payment Provisions of the Service Plan and Paragraph 1.b. of the Payment Provisions are deleted and replaced with the following paragraph:

Payment Provisions.

County will pay Contractor \$49,255.98 per quarter, beginning with the quarter that begins on July 1, 2010.

\

Initials: _____
Contractor

County



Contra
Costa
County

To: Board of Supervisors
From: Michael J. Lango, General Services Director
Date: February 8, 2011

Subject: Increase Purchase Order with Xerox Business Services for Copier Equipment

RECOMMENDATION(S):

APPROVE and **AUTHORIZE** the Purchasing Agent, or designee, to increase Purchase Order No. 18561 from \$10,000 to \$660,000 for the lease of Xerox copier equipment. Purchase Order No. 18561 issued April 13, 2007 was incorrectly issued in the lower amount.

FISCAL IMPACT:

Funding for the Xerox equipment lease is budgeted in General Services Department.

BACKGROUND:

The original Purchase Order was incorrectly issued for the amount of the monthly payment and not the entire lease amount. The estimated total, including maintenance costs, is \$660,000 of which \$431,796 has been paid to date. This error was the result of an incorrectly issued Purchase Order. The error was clerical in nature as it did not properly reflect the information in the signed Lease Agreement. The error was identified by the

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COMMITTEE

Action of Board On: **02/08/2011**

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RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: June McHuen, Deputy

Contact: Michael Lango
925-313-7120

BACKGROUND: (CONT'D)

Auditor-Controller's Office as a result of new tracking procedures. The error did not affect available funds as the Department properly budgeted for the total amount of the contract. The changes to Purchase Order No. 18561 are necessary to correct the documentation and authorize the Auditor-Controller's Office to make the payments. The lease is for the Xerox 6180 digital production printer used in Print & Mail Services to support printing projects for County departments.

CONSEQUENCE OF NEGATIVE ACTION:

The Xerox Lease is only cancelable in the event of non-appropriation. Failure to correct the Purchase Order would result in non-payment and default under the existing contract.

CHILDREN'S IMPACT STATEMENT:

Not applicable.



**Contra
Costa
County**

To: Board of Supervisors
From: William Walker, M.D., Health Services Director
Date: February 8, 2011

Subject: Amendment #24-681-84(5) with United Family Care, LLC (dba Family Courtyard)

RECOMMENDATION(S):

Approve and authorize the Health Services Director, or his designee, to execute, on behalf of the County, Contract Amendment Agreement #24-681-84(5) with United Family Care, LLC (dba Family Courtyard), limited liability company, effective January 1, 2011, to amend Contract #24-681-84(4), to increase the payment limit by \$44,640, from \$133,920 to a new payment limit of \$178,560, with no change in the original term of December 1, 2010 through November 30, 2011.

FISCAL IMPACT:

This amendment is funded 100% by Mental Health Realignment funds. (No rate increase)

BACKGROUND:

This Contract meets the social needs of the County's population in that it provides augmentation of room and board, and twenty-four hour emergency residential care and supervision to eligible mentally disordered clients, who are specifically referred by the Mental Health Program Staff and who are served by County Mental Health Services.

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COMMITTEE

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☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

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Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V Supervisor

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

By: June McHuen, Deputy

Contact: Donna Wigand,
957-5111

BACKGROUND: (CONT'D)

On March 23, 2010, the Board of Supervisors approved Contract #24-681-84(4) with United Family Care, LLC (dba Family Courtyard), for the period December 1, 2010 through November 30, 2011, for the provision of augmented board and care services for County-referred mentally disordered clients.

Approval of Contract Amendment Agreement #24-681-84(5) will allow the Contractor to provide additional services through November 30, 2011.

CONSEQUENCE OF NEGATIVE ACTION:

If this amendment is not approved County-referred mentally disordered clients will not receive additional services.

CHILDREN'S IMPACT STATEMENT:

N/A



Contra
Costa
County

To: Board of Supervisors
From: Philip F. Kader, County Probation Officer
Date: February 8, 2011

Subject: Inter-County Placement Agreement County of Del Norte Bar-O Boys Ranch

RECOMMENDATION(S):

APPROVE and AUTHORIZE the County Probation Officer, or designee, to execute a contract with the County of Del Norte, including modified indemnification language, for the placement of wards at the Bar-O Boys Ranch at the rate of \$3,500 per ward per month for the period January 1, 2011 through June 30, 2012.

FISCAL IMPACT:

County funds are budgeted within the Probation Department's Care of Court Wards budget for placement of Court Wards by order of the Juvenile Court. Placement costs shall not exceed \$3,500 per month per ward.

BACKGROUND:

Contra Costa County Probation Department has contracted with County of Del Norte since 1994 for placement of Court Wards on space available basis. The County of Del Norte operates the Bar-O boys Ranch under the provisions of Article 24 of the Welfare and Institutions code of the State of California. The camp has 42 beds that exceed their needs and the beds are available to other counties. Probation currently has nine minors in placement at the facility. The contract is for the period January 1, 2011 through June 30, 2012.

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COMMITTEE

Action of Board On: 02/08/2011

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RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
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Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V Supervisor

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ATTESTED: February 8, 2011

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

By: June McHuen, Deputy

Contact: Becky Eaton,
925-313-4195

cc:

CONSEQUENCE OF NEGATIVE ACTION:

This resource has expanded the Probation Department's options for difficult to place youth at a rate well under the average group home placement rate. Failure to approve this contract will result in placement of certain youth in more expensive facilities, reduce the number of placement opportunities for the Juvenile Court, and require longer periods of detention at Juvenile Hall.

CHILDREN'S IMPACT STATEMENT:

If this action is not approved, the Probation Department will not be able to place wards at the Bar-O Boys Ranch in Del Norte County during periods where a local placement option is not available.



**Contra
Costa
County**

To: Board of Supervisors
From: Philip F. Kader, County Probation Officer
Date: February 8, 2011

Subject: Adjustment to the FY2009-10 California Emergency Management Grant Funds Received

RECOMMENDATION(S):

APPROVE and AUTHORIZE the Auditor-Controller, or designee, to return \$1,381 to the California Emergency Management Agency (CalEMA) for grant claims in excess of the grant award for the 2009 Regional Anti-Drug Program, as recommended by the County Probation Officer.

FISCAL IMPACT:

\$1,381. This amount will be refunded from the Probation Department 2010/11 operating budget.

BACKGROUND:

The Board of Supervisors approved the Regional Anti-Drug Program grant from the California Emergency Management Agency on October 6, 2009 for the District Attorney, Office of the Sheriff and Probation Department. The countywide grant award was not to exceed \$678,468 and required quarterly claims to be submitted by each department. The Probation Department claimed \$1,381 in error during Fiscal Year 2009/10 and must refund the money to CalEMA.

CONSEQUENCE OF NEGATIVE ACTION:

The erroneous claim was discovered during an audit by the State of California. Failure to return the funds could result in a negative audit finding.



APPROVE



OTHER



RECOMMENDATION OF CNTY



RECOMMENDATION OF BOARD

ADMINISTRATOR

COMMITTEE

Action of Board On: **02/08/2011**



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Clerks Notes:

VOTE OF SUPERVISORS

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Gayle B. Uilkema, District II Supervisor

Mary N. Piepho, District III Supervisor

Karen Mitchoff, District IV Supervisor

Federal D. Glover, District V Supervisor

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ATTESTED: February 8, 2011

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

By: June McHuen, Deputy

Contact: Becky Eaton,
925-313-7161

cc:

CHILDREN'S IMPACT STATEMENT:

No impact.



Contra
Costa
County

To: Board of Supervisors
From: Ed Woo, Chief Information Officer
Date: February 8, 2011

Subject: Avaya ACD/IVR Equipment Maintenance Agreement

RECOMMENDATION(S):

APPROVE and AUTHORIZE the Purchasing Agent, on behalf of the Chief Information Officer, to execute a purchase order with Avaya Communications Inc., in an amount not to exceed \$286,500, for hardware maintenance on the County's Automated Call Distribution (ACD) and Interactive Voice Response (IVR) equipment.

FISCAL IMPACT:

The cost of \$286,500 covers a four year agreement, paid by monthly invoices. Each fiscal year, the yearly cost of the agreement is budgeted under Org# 4293 and charged back directly to user departments via the Department of Information Technology's (DoIT) billing process.

BACKGROUND:

The Avaya product was selected by the County via the RFP process and DoIT has been utilizing the Avaya ACD and IVR systems since 2006. This maintenance agreement will provide the necessary technical support and updates for the ACD/IVR hardware. Avaya is the Original Equipment Manufacture (OEM), the only source for maintenance and support.

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COMMITTEE

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Clerks Notes:

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Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V Supervisor

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ATTESTED: February 8, 2011

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

By: June McHuen, Deputy

Contact: Ed Woo (925) 313-2688

cc: Fern Carroll, Joanne Buenger, Timothy Ewell, John Buckhalt

CONSEQUENCE OF NEGATIVE ACTION:

In the event of equipment failure, the County would not be supported.

CHILDREN'S IMPACT STATEMENT:

No impact.



**Contra
Costa
County**

To: Board of Supervisors
From: Joe Valentine, Employment & Human Services Director
Date: February 8, 2011

Subject: Amend Contract with Language Line Services, Inc. for Interpretation and Translation Services

RECOMMENDATION(S):

APPROVE and AUTHORIZE the Employment and Human Services Director, or designee, to execute a contract amendment with Language Line Services, Inc. to increase the payment limit by \$300,000 to a new payment limit of \$900,000 for interpretation and translation services, for the period April 1, 2010 through March 31, 2011.

FISCAL IMPACT:

\$900,000: Administrative Overhead (20% County; 40% State; 40% Federal)

BACKGROUND:

Language Line Services, Inc., was selected through the competitive process to provide telephone interpretation, on-site interpretation, and document translation services to non-English speaking recipients of Employment and Human Services Department services. In compliance with State and Federal regulations, interpretation services will be made via telephone translation and in-person, on-site translation services. Document translation services will also be provided for any document needing translation into English or

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☐ OTHER

Clerks Notes:

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Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V Supervisor

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ATTESTED: February 8, 2011

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

By: June McHuen, Deputy

Contact: Earl Maciel 3-1648

cc: Earl Maciel

BACKGROUND: (CONT'D)

into a client's native language.

As a result of increase use of Language Line Services due to increased demand of services provided by Employment and Human Services, this amendment will increase the payment limit by \$300,000.

CONSEQUENCE OF NEGATIVE ACTION:

The Employment and Human Services Department will be unable to pay for services to contract term or pay for services already provided.

CHILDREN'S IMPACT STATEMENT:

None



**Contra
Costa
County**

To: Board of Supervisors
From: William Walker, M.D., Health Services Director
Date: February 8, 2011

Subject: Novation Contract #74-353-1 with Lifelong Medical Care

RECOMMENDATION(S):

Approve and authorize the Health Services Director, or his designee, to execute, on behalf of the County, Novation Contract #74-353-1 with Lifelong Medical Care, a non-profit corporation, in an amount not to exceed \$118,970, to provide Mental Health Services Act (MHSA) prevention and early intervention services for the period from July 1, 2010 through June 30, 2011. This Contract includes a six-month automatic extension through December 31, 2011, in an amount not to exceed \$59,485.

FISCAL IMPACT:

This Contract is funded 100% by Proposition 63/MHSA. No County funds are required. (No rate increase)

BACKGROUND:

This Contract meets the social needs of County's population by providing opportunities for social engagement and linkage to mental health and social services to isolated older adults in West Contra Costa County.

On July 7, 2009, the Board of Supervisors approved Contract #74-353 with Lifelong

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☐ OTHER

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ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011**

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RECOMMENDED

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Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
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Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V Supervisor

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ATTESTED: February 8, 2011

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

By: June McHuen, Deputy

Contact: Donna Wigand 957-5111

cc: L Smith, B Borbon

BACKGROUND: (CONT'D)

Medical Care, for the period from July 1, 2009 through June 30, 2010, which included a six-month automatic extension through December 31, 2010, for the provision of MHSA prevention and early intervention services.

Approval of Novation Contract #74-353-1 replaces the automatic extension under the prior Contract and allows the Contractor to continue providing services through June 30, 2011.

CONSEQUENCE OF NEGATIVE ACTION:

If this contract is not approved, isolated older adults in West Contra Costa County will not receive opportunities for social engagement and linkage to mental health and social services.

CHILDREN'S IMPACT STATEMENT:

Not Applicable



Contra
Costa
County

To: Board of Supervisors
From: William Walker, M.D., Health Services Director
Date: February 8, 2011

Subject: Contract #74-220-9 with Seneca Residential and Day Treatment Center for Children

RECOMMENDATION(S):

Approve and authorize the Health Services Director, or his designee, to execute, on behalf of the County, Contract #74-220-9 with Seneca Residential and Day Treatment Center for Children, a non-profit corporation, in an amount not to exceed \$1,267,801, to provide school and community based mental health services for seriously emotionally disturbed students in the Mt. Diablo Unified School District for the period from January 1, 2011 through June 30, 2011. This Contract includes a six-month automatic extension through December 31, 2011, in an amount not to exceed \$1,267,801.

FISCAL IMPACT:

This Contract is funded 37% by Federal FFP Medi-Cal, 23% by State Early and Periodic Screening, Diagnosis and Treatment (EPSDT), and 40% by the Mount Diablo Unified School District. (No rate increase)

BACKGROUND:

This Contract meets the social needs of County's population by providing school and community based mental health services, including assessments; individual, group

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ADMINISTRATOR

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Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
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Federal D. Glover, District V Supervisor

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ATTESTED: February 8, 2011

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

By: June McHuen, Deputy

Contact: Donna Wigand 957-5111

cc: L Smith, B Borbon

BACKGROUND: (CONT'D)

and family therapy; medication support; case management; outreach; and crisis intervention services for Seriously Emotionally Disturbed (SED) high school aged children and their families.

On December 1, 2009, the Board of Supervisors approved Novation Contract #74-220-8 with Seneca Residential and Day Treatment Center for Children, for the period from July 1, 2009 through June 30, 2010, which included a six-month automatic extension through December 31, 2010, for the provision of school and community based mental health services for Seriously Emotionally Disturbed students in the Mt. Diablo Unified School District (MDUSD) and their families.

Approval of Contract #74-220-9 will allow Contractor to continue providing services through June 30, 2011.

CONSEQUENCE OF NEGATIVE ACTION:

If this contract is not approved, County's SED clients within the MDUSD may not receive the treatment services required under the Federal IDEA Act, and may require treatment at higher levels of service.

CHILDREN'S IMPACT STATEMENT:

This school-based collaborative 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 Director
Date: February 8, 2011

Subject: Contract #24-133-59 with La Cheim, Inc.

RECOMMENDATION(S):

Approve and authorize the Health Services Director, or his designee, to execute, on behalf of the County, Contract #24 133 59 with La Cheim, Inc., a non-profit corporation, in an amount not to exceed \$200,000, to provide a residential day treatment program and mental health services, for the period from January 1, 2011 through June 30, 2011. This Contract includes a six-month automatic extension through December 31, 2011, in an amount not to exceed \$200,000.

FISCAL IMPACT:

This Contract is funded 51% by Federal FFP Medi-Cal, 32% by State Early and Periodic Screening, Diagnosis, and Treatment (EPSDT), and 17% by West Contra Costa Unified School District. (No rate increase)

BACKGROUND:

This Contract meets the social needs of County's population by providing a half-day intensive day treatment, mental health services and medication support in a residential treatment setting for twelve (12) emotionally disturbed youth, ages twelve through seventeen years,



APPROVE



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RECOMMENDATION OF CNTY



RECOMMENDATION OF BOARD

ADMINISTRATOR

COMMITTEE

Action of Board On: **02/08/2011**



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Clerks Notes:

VOTE OF SUPERVISORS

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Gayle B. Uilkema, District II
Supervisor

Mary N. Piepho, District III
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Karen Mitchoff, District IV
Supervisor

Federal D. Glover, District V
Supervisor

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ATTESTED: February 8, 2011

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

By: June McHuen, Deputy

Contact: Donna Wigand 957 5111

cc: L Smith, B Borbon

BACKGROUND: (CONT'D)

who are eligible for services according to the Federal Individuals with Disabilities Education Act (IDEA) or who are wards or dependents of Contra Costa County Juvenile Court.

On January 1, 2010, the Board of Supervisors approved Novation Contract #24-133-58 with La Cheim, Inc., for the period from July 1, 2009 through June 30, 2010, which included a six-month automatic extension through December 31, 2010, for the provision of school-based day treatment and mental health services.

Approval of Contract #74-133-59 will allow the Contractor to continue providing services through June 30, 2011.

CONSEQUENCE OF NEGATIVE ACTION:

If this contract is not approved, there will be fewer treatment options for wards of the Contra Costa County Juvenile Court, and County's SED clients in West Contra Costa County may not receive the treatment services required under the Federal IDEA Act.

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 Director
Date: February 8, 2011

Subject: Novation Contract #74-315-5 with Community Options for Families and Youth, Incorporated

RECOMMENDATION(S):

Approve and authorize the Health Services Director, or his designee, to execute, on behalf of the County, Novation Contract #74-315-5 with Community Options for Families and Youth, Incorporated, a non-profit corporation, in an amount not to exceed \$1,800,000, to provide Therapeutic Behavioral Services (TBS) for the period from July 1, 2010 through June 30, 2011. This Contract includes a six-month automatic extension through December 31, 2011 in an amount not to exceed \$900,000.

FISCAL IMPACT:

This Contract is funded 62% by Federal FFP Medi-Cal, 33% by State Early and Persistent Screening, Diagnosis, and Treatment (EPSDT), and 5% by Mental Health Realignment. (No rate increase)

BACKGROUND:

The State Department of Mental Health has been working in collaboration with County's Mental Health Division to establish a mandated program to provide TBS to children who participate in the EPSDT Supplemental Specialty Mental Health services. This program will provide

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☐ RECOMMENDATION OF BOARD
COMMITTEE

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Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
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Federal D. Glover, District V Supervisor

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ATTESTED: February 8, 2011

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

By: June McHuen, Deputy

Contact: Donna Wigand 957-5111

cc: L Smith, B Borbon

BACKGROUND: (CONT'D)

emergency placement services to eligible Medi-Cal beneficiaries less than 21 years of age, who meet the medical necessity criteria of their Mental Health Plan, and who have been discharged from a hospital or have failed in other placements.

On October 20, 2009, the Board of Supervisors approved Novation Contract #74-315-3 (as amended by Contract Amendment Agreement #74-315-4) with Community Options for Families and Youth, Incorporated for the period from July 1, 2009 through June 30, 2010, which included a six-month automatic extension through December 31, 2010, for the provision of Therapeutic Behavioral Services (TBS).

Approval of Novation Contract #74-315-5 replaces the automatic extension under the prior Contract and allows the Contractor to continue providing services through June 30, 2011.

CONSEQUENCE OF NEGATIVE ACTION:

If this contract is not approved, children who participate in the EPSDT Supplemental Specialty Mental Health services will not receive mandated TBS services from this contractor, and may require services at higher levels of placement.

CHILDREN'S IMPACT STATEMENT:

This TBS 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: Michael J. Lango, General Services Director
Date: February 8, 2011

Subject: Lease of Pitney Bowes Mailing Equipment for the Centralized Processing of County Mail

RECOMMENDATION(S):

APPROVE and **AUTHORIZE** the Purchasing Agent, or designee, to execute a Purchase Order with Pitney Bowes Mailing Systems in an amount not to exceed \$126,958, for the lease of postage metering equipment and software system upgrades for processing County mail.

FISCAL IMPACT:

The Lease is paid from funds appropriated in the General Services Department budget through direct charge-backs to departments as services are provided. Centralized processing of mail results in savings to the County through US Postal Service discounts and reduced equipment costs.

BACKGROUND:

Print & Mail Services processes over 4,000,000 pieces of mail for the County, resulting in savings exceeding \$100,000 per year in postal discounts. Aging equipment will be replaced with two new postage metering machines for greater speed and efficiency. The Mail Management System will be upgraded for more efficient accounting of processed mail. The system tracks the usage and provides reports for accurately charging departments for costs associated with mailing services.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011**

☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: June McHuen, Deputy

Contact: Michael Lango
925-313-7120

CONSEQUENCE OF NEGATIVE ACTION:

Not approving the Purchase Order will result in inefficiency, mailing delays, and increased costs.

CHILDREN'S IMPACT STATEMENT:

Not applicable.

ATTACHMENTS

PO Pitney Bowes

APR #6942

SUPPLEMENTAL APPROVAL FORM FOR ITEMS OVER \$25,000

Department: General Services – Print & Mail

Date: 1/12/2011

Authorized Requestor: David Gould _____ Telephone: 313-7326

Authorized Requestor Signature: David Gould

1. Item: Postage Mail Machines and Upgrade to Mail Accounting System.
2. Description: Replacing existing Postage Mail Machines and Upgrading existing Mail Accounting System. This equipment is used to meter mail from departments.
3. Estimated cost of equipment: Total cost of lease and maintenance is \$126,957.12 for a 48 month period.
4. Single Item: _____ Integrated System: X
5. How does this purchase meet the Departments operational needs? The lease provides Print & Mail Services with the necessary equipment to meter the County's mail and obtain pre-sorting discounts. By having this mail in a centralized operation, the County saves the expense of having every department leasing their own equipment.
6. Fiscal Impact: Funding for the mailing equipment is budgeted in General Services Department account 4243.

7. County Administrator Approval

Signature: *[Signature]* Date: 1/21/2011

** pending board order approval*



**Contra
Costa
County**

To: Board of Supervisors
From: William Walker, M.D., Health Services Director
Date: February 8, 2011

Subject: Contract #74-142-15 with Seneca Residential and Day Treatment Center for Children

RECOMMENDATION(S):

Approve and authorize the Health Services Director, or his designee, to execute, on behalf of the County, Contract #74-142-15 with Seneca Residential and Day Treatment Center for Children, a non-profit corporation, in an amount not to exceed \$939,510, to provide residential day treatment services for seriously emotional disturbed children for the period from January 1, 2011 through June 30, 2011. This Contract includes a six-month automatic extension through December 31, 2011, in an amount not to exceed \$939,510.

FISCAL IMPACT:

This Contract is funded 40% Federal FFP Medi-Cal; 25% by State Early and Periodic Screening, Diagnosis, and Treatment (EPSDT); and 35% by Mt. Diablo Unified School District (MDUSD), West Contra Costa Unified School District (WCCUSD), San Ramon Valley Unified School District (SRVUSD), and Acalanes Union High School District (AUHSD). (No rate increase)

BACKGROUND:

This Contract meets the social needs of County's population by providing

☒ APPROVE

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☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011**

☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V Supervisor

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ATTESTED: February 8, 2011

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

By: June McHuen, Deputy

Contact: Donna Wigand 957-5111

cc: L Smith, B Borbon

BACKGROUND: (CONT'D)

a multi-disciplinary treatment program in a Level XIV group home, as an alternative to hospitalization for minors who need active psychiatric treatment for acute mental, emotional or behavioral disorders.

On December 8, 2009, the Board of Supervisors approved Novation Contract #74-142-14 with Seneca Residential and Day Treatment Center for Children, for the period from July 1, 2009 through June 30, 2010, which included a six-month automatic extension through December 31, 2010, for the provision of residential day treatment services for seriously emotional disturbed children at the Oak Grove Road, facility in Concord.

Approval of Contract #74-142-15 will allow Contractor to continue providing services through June 30, 2011.

CONSEQUENCE OF NEGATIVE ACTION:

If this contract is not approved, County's SED clients who need active psychiatric treatment for acute mental, emotional or behavioral disorders will not have access to a Level XIV treatment facility within Contra Costa County, and may require hospitalization instead.

CHILDREN'S IMPACT STATEMENT:

This EPSDT 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 Director
Date: February 8, 2011

Subject: Contract #26-614-5 with Sodexo America, LLC

RECOMMENDATION(S):

Approve and authorize the Health Services Director, or his designee, to execute, on behalf of the County, Contract #26-614-5 with Sodexo America, LLC, a limited liability company, in an amount not to exceed \$377,840, for the provision management and oversight of the Environmental Services Unit at Contra Costa Regional Medical Center and Contra Costa Health Centers, for the period from January 1, 2011 through December 31, 2011.

FISCAL IMPACT:

This Contract is funded 100% by Enterprise I Funds. No rate increase.

BACKGROUND:

On June 15, 2010, the Board of Supervisors approved Contract #26-614-4 with Sodexo America, LLC to provide management and oversight of the Environmental Services Unit at Contra Costa Regional Centers including providing day-to-day on-site management, addressing potential problem and ensuring standards of cleanliness at Contra Costa Regional Medical Center, for the period from July 1, 2010 through December 31, 2010.

Approval

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011**

☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
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Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V Supervisor

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ATTESTED: February 8, 2011

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

By: June McHuen, Deputy

Contact: Anna Roth, 370-5101

cc: Tasha Scott, Barbara Borbon

BACKGROUND: (CONT'D)

of Contract #26-614-5 will allow the Contractor to provide an interim management for the Environmental Services Unit while the Department continues to recruit for a permanent replacement, through December 31, 2011.

CONSEQUENCE OF NEGATIVE ACTION:

If this contract is not approved, Contra Costa Regional Medical and Contra Costa Health Centers would not have management and oversight of the Environmental Services Unit.

CHILDREN'S IMPACT STATEMENT:

Not applicable.



Contra
Costa
County

To: Board of Supervisors
From: William Walker, M.D., Health Services Director
Date: February 8, 2011

Subject: Contract #24-681-73(9) with LTP CarePro, Inc., (dba Pleasant Hill Manor)

RECOMMENDATION(S):

Approve and authorize the Health Services Director, or his designee, to execute, on behalf of the County, Contract #24-681-73(9) with LTP CarePro, Inc., (dba Pleasant Hill Manor), a non-profit corporation, in an amount not to exceed \$120,000, to provide Augmented Board and Care Services, for the period from February 1, 2011 through January 31, 2012.

FISCAL IMPACT:

This Contract is funded 100% by Health Realignment funds. (No rate increase)

BACKGROUND:

This Contract meets the social needs of the County's population in that it provides augmentation of room and board, and twenty-four hour emergency residential care and supervision to eligible mentally disordered clients, who are specifically referred by the Mental Health Program Staff and who are served by County Mental Health Services.

On February 2010, County Administrator approved and Purchasing Services

☒ APPROVE

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☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: 02/08/2011

☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
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Federal D. Glover, District V Supervisor

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ATTESTED: February 8, 2011

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

By: June McHuen, Deputy

Contact: Donna Wigand,
957-5111

BACKGROUND: (CONT'D)

manager executed Contract #24-681-73(6) [as amended by Contract Amendment Agreement #24-681-73(7) and Contract Amendment Agreement #24-681-73(8)] with LTP CarePro, Inc., (dba Pleasant Hill Manor), for the period February 1, 2010 through January 31, 2011, for the provision of augmented board and care services for County-referred mentally disordered clients.

Approval of Contract #24-681-73(9) will allow the Contractor to continue to provide augmented board and care services, through January 31, 2012.

CONSEQUENCE OF NEGATIVE ACTION:

If this contract is not approved, Contractor will not provide augmented board and care services to County-referred mentally disordered clients.

CHILDREN'S IMPACT STATEMENT:

N/A



Contra
Costa
County

To: Board of Supervisors
From: William Walker, M.D., Health Services Director
Date: February 8, 2011

Subject: Contract #74-277-5 with Jackson & Coker LocumTenens, LLC

RECOMMENDATION(S):

Approve and authorize the Health Services Director, or his designee (Donna Wigand), to execute, on behalf of the County, Contract #74-277-5 with Jackson & Coker LocumTenens, LLC, a limited liability company, in an amount not to exceed \$300,000, to provide temporary psychiatric services for the Mental Health Division Outpatient Clinics, for the period from January 1, 2011 through December 31, 2011.

FISCAL IMPACT:

This Contract is funded 100% by Mental Health Realignment. Increase in daily and hourly on-call rates.

BACKGROUND:

For several years, the County has contracted with registries to provide temporary licensed personnel to assist during peak loads, temporary absences, and emergency situations.

On January 12, 2010, the Board of Supervisors approved Contract #74-277-3 (as amended by Amendment Agreement #74-277-4) with Jackson & Coker LocumTenens, LLC to provide temporary psychiatric services for the Mental Health

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011** ☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

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Gayle B. Uilkema, District II Supervisor
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Federal D. Glover, District V Supervisor

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ATTESTED: February 8, 2011

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

By: June McHuen, Deputy

Contact: Donna Wigand,
957-5111

cc: Tasha Scott, Barbara Borbon

BACKGROUND: (CONT'D)

Division Outpatient Clinics, to cover vacations, sick and extended leaves and emergency situations, for the period from January 1, 2010 through December 31, 2010.

Approval of Contract #74-277-5 will allow the Contractor to continue to provide services, through December 31, 2011.

CONSEQUENCE OF NEGATIVE ACTION:

If this contract is not approved, the County's Mental Health Outpatients Clinics would not have appropriate psychiatric coverage during temporary staff absences therefore patients would go untreated.

CHILDREN'S IMPACT STATEMENT:

Not applicable.



Contra
Costa
County

To: Board of Supervisors
From: William Walker, M.D., Health Services Director
Date: February 8, 2011

Subject: Novation Contract #74-381-1 with The Latina Center

RECOMMENDATION(S):

Approve and authorize the Health Services Director, or his designee (Donna Wigand), to execute, on behalf of the County, Novation Contract #74-381-1 with The Latina Center, a non-profit corporation, in an amount not to exceed \$109,240, to provide Mental Health Services Act (MHSA) prevention and early intervention services for the period from July 1, 2010 through June 30, 2011. This Contract includes a six-month automatic extension through December 31, 2011, in an amount not to exceed \$54,620.

FISCAL IMPACT:

This Contract is funded 100% by Proposition 63/MHSA. No County funds are required.
(No rate increase)

BACKGROUND:

This Contract meets the social needs of County's population by providing culturally and linguistically specific parenting education and support to at least 300 Latino

☒ APPROVE

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ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: 02/08/2011

☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V Supervisor

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ATTESTED: February 8, 2011

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

By: June McHuen, Deputy

Contact: Donna Wigand,
957-5111

BACKGROUND: (CONT'D)

parents and caregivers in West Contra Costa County supporting the strong emotional, social and educational development of children and youth ages 0-15, and reduces verbal, physical and emotional abuse.

On September 15, 2009, the Board of Supervisors approved Novation Contract #74-381 with The Latina Center, for the period from July 1, 2009 through June 30, 2010, which included a six-month automatic extension through December 31, 2010, for the provision of Mental Health Services Act (MHSA) prevention and early intervention services.

Approval of Novation Contract #74-381-1 replaces the automatic extension under the prior Contract and allows the Contractor to continue providing services through June 30, 2011.

CONSEQUENCE OF NEGATIVE ACTION:

If this contract is not approved, Mental Health Services Act (MHSA) prevention and early intervention services will not be provide to counties youth.

CHILDREN'S IMPACT STATEMENT:

This MHSA-PEI 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". Expected program outcomes include increases in social connectedness, communication skills, parenting skills, and knowledge of the human service system in Contra Costa County.



Contra
Costa
County

To: Board of Supervisors
From: Michael J. Lango, General Services Director
Date: February 8, 2011

Subject: Award of Construction Trade Contract for Trade Bid Package 1A and Rejection of Bids for Trade Bid Package 1B for the West County Health Center Project

RECOMMENDATION(S):

1. APPROVE the plans, specifications, and design for Trade Bid Package 1A consisting of site demolition, earthwork, and grading and Trade Bid Package 1B consisting of foundation piles; and DELEGATE to the General Services Director, or to any licensed architect or engineer employed by the County, the authority to approve any design modifications prepared for the above project.
2. WAIVE minor irregularities in the bid submitted by Ghilotti Brothers, Inc. ("Ghilotti"); AWARD a trade contract in the amount of \$245,039 (Base Bid) to Ghilotti, the lowest responsive and responsible bidder for Trade Bid Package 1A consisting of site demolition, earthwork, and grading for the subject project.
3. DETERMINE that Turner Construction Company ("Turner"), as the Construction Manager At-Risk, has documented an adequate good faith effort to comply with the specifications and the requirements of the County's Outreach Program in connection with the above trade contract and WAIVE any irregularities in such compliance.
4. FURTHER DETERMINE that Ghilotti, as the lowest responsive and responsible bidder for the above trade contract, and Turner,

☒ APPROVE

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ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011**

☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V Supervisor

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ATTESTED: February 8, 2011

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

By: June McHuen, Deputy

Contact: Mike Lango, 313-7100

RECOMMENDATION(S): (CONT'D)

as Project Manager, have entered into a Project Labor Agreement with the Contra Costa Building and Construction Trades Council to comply with the requirements of the County's Project Labor Agreement policy.

5. DIRECT that Ghilotti shall submit two good and sufficient surety bonds (performance bond and payment bond) in the amount of \$245,039 and that Ghilotti and its subcontractors shall sign a Project Labor Agreement for the project; and ORDER that, after Ghilotti has signed the trade contract and returned it, together with the bonds, the signed Project Labor Agreement, evidence of insurance, and other required documents, and the General Services Director has reviewed and found them to be sufficient, the General Services Director, or designee, is authorized to sign the trade contract for this Board.

6. AUTHORIZE the General Services Director, or designee, to exonerate any bid bonds posted by the bidders after execution of the above trade contract.

7. AUTHORIZE the General Services Director, or designee, to sign any escrow agreements prepared for this project to permit the direct payment of retentions into escrow or the substitution of securities for monies withheld by the County to ensure performance under the trade contract, pursuant to Public Contract Code Section 22300.

8. AUTHORIZE the General Services Director, or designee, to order changes or additions to the trade contract work pursuant to Public Contract Code Section 20142.

9. DELEGATE, pursuant to Public Contract Code Section 4114, the Board's function under Public Contract Code Sections 4107 and 4110, with regards to subletting and subcontracting, to the General Services Director, or designee.

10. DELEGATE, pursuant to Labor Code Section 6705, to the General Services Director or to any registered civil or structural engineer employed by the County the authority to accept detailed plans showing the design of shoring, bracing, sloping or other provisions to be made for worker protection during trench excavation covered by that section.

11. DECLARE that, should the award of the trade contract to Ghilotti be invalidated for any reason, the Board would not in any event have awarded the contracts to any other bidder, but instead would have exercised its discretion to reject all of the bids received. Nothing herein shall prevent the Board from re-awarding a trade contract to another bidder in cases where the successful bidder establishes a mistake, refuses to sign the trade contract, or fails to furnish required bonds or insurance in accordance with Public Contract Code Sections 5100-5107.

12. REJECT all bids received for Trade Bid Package 1B consisting of foundation piles for the subject project; and AUTHORIZE the General Services Director, or designee, to re-advertise Trade Bid Package 1B for bids.

FISCAL IMPACT:

The estimated total project cost is \$45 million. Funding in the amount of \$12 million is from a federal Health Resources and Services Administration ("HRSA") grant, provided under the American Recovery and Reinvestment Act of 2009. The remaining balance of \$33 million is financed with Lease Revenue bonds with dedicated revenue in the Hospital Enterprise fund (EF1).

BACKGROUND:

The project involves constructing a new 2-story, 53,000-square-foot health center in San Pablo. The new WCHC will serve the region by providing outpatient and ancillary services in a modern and efficient facility. In addition, a new 320-stall, 3-level parking structure will be built adjacent to the WCHC. The "Construction Manager At-Risk" ("CM At-Risk") project delivery method is being utilized on the project. Utilizing this method involves overlapping multiple design and construction phases in order to fast-track the project. With the CM At-Risk project delivery method, multiple trade bid packages (e.g., earthwork, piles, concrete, framing, mechanical, and electrical) will be developed and issued for bidding. The first two trade bid packages were developed ("1A" consisting of site demolition, earthwork, and grading and "1B" consisting of foundation piles) and issued for bidding.

Eight bids were received for Trade Bid Package 1A and five bids were received for Trade Bid Package 1B. The bids were opened by the General Services Department on January 25, 2011, and the bid results are as follows:

Trade Bid Package 1A - Bidder	Base Bid
Ghilotti Brothers, Inc., San Rafael	\$245,039
Joseph J. Albanese, Santa Clara	\$256,750
O.C. Jones & Sons, Inc., Berkeley	\$298,000
Top Grade Construction, Livermore	\$299,970
Carone & Company, Inc., Concord	\$319,950
Team Ghilotti, Inc., Petaluma	\$357,000
Ghilotti Construction Company, Inc., Santa Rosa	\$358,013
McGuire & Hester, Oakland	\$405,830

For Trade Bid Package 1A, all bids were below the construction manager's estimate of \$621,900. Ghilotti Brothers, Inc. ("Ghilotti") submitted the lowest responsive and responsible bid of \$245,039, which is \$11,711 less than the next lowest bid. Staff recommends that the trade contract for Trade Bid Package 1A consisting of site demolition, earthwork, and grading be awarded to Ghilotti.

For Trade Bid Package 1B, staff recommends that the Board reject all bids received and authorize the General Services Director, or designee, to re-advertise for bids.

With the CM At-Risk project delivery method, the County contracts directly with the various trade contractors, and Turner, as CM At-Risk, manages the trade contracts with a Guaranteed Fixed Price and Guaranteed Completion Date. At this time, staff recommends awarding one separate trade contract as noted above for a total amount of \$245,039. Recommendations for the award of other trade contracts will come before the Board at future dates.

The County's CM At-Risk, Turner, has submitted its documentation of good faith efforts to comply with the specifications and requirements of the County's Outreach Program for Trade Bid Package 1A. The Contract Compliance Officer has reported that Turner has documented an adequate good faith effort for this trade contract.

The general prevailing rates of wages, which shall be the minimum rates paid on this project, are on file with the Clerk of the Board, and copies are available to any party upon request.

CONSEQUENCE OF NEGATIVE ACTION:

Failure to award the trade contract would delay the project and could potentially result in the WCHC not being built and the loss of \$12 million in federal stimulus money.

CHILDREN'S IMPACT STATEMENT:

Not applicable.



**Contra
Costa
County**

To: Board of Supervisors
From: Joe Valentine, Employment & Human Services Director
Date: February 8, 2011

Subject: Contract with Language Line Services, Inc., for Interpretation and Translation Services

RECOMMENDATION(S):

APPROVE and AUTHORIZE the Employment and Human Services Director, or designee, to execute a contract with Language Line Services, Inc. in an amount not to exceed \$1,000,000 to provide telephone interpretation, on-site interpretation, and document translation services for the period April 1, 2011 through March 31, 2012.

FISCAL IMPACT:

\$1,000,000: Administrative Overhead (20% County; 40% State; 40% Federal)

BACKGROUND:

Language Line Services, Inc., was selected through competitive bid process (RFP 1112) to provide telephone interpretation, on-site interpretation, and document translation services to the Employment and Human Services Department and the clients we serve.

The

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011**

☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: June McHuen, Deputy

Contact: Earl Maciel 3-1648

cc: Earl Maciel

BACKGROUND: (CONT'D)

Contra Costa County Employment and Human Services Department (EHSD) is responsible for certain State and Federally funded social services programs that service the citizens of Contra Costa County. EHSD provides services to the adult population, children, families, and employment and training related clientele throughout the County. State and Federal regulations require the County to provide public information and materials to potential, present, and past recipients of our services in any non-English language that is prevalent within the County.

CONSEQUENCE OF NEGATIVE ACTION:

County will be unable to meet the interpretation and translation needs of our clientele and will be out of compliance with the requirements of most of our State and federally funded programs.

CHILDREN'S IMPACT STATEMENT:

None



Contra
Costa
County

To: Board of Supervisors
From: William Walker, M.D., Health Services Director
Date: February 8, 2011

Subject: Amendment #74-181-12 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, Contract Amendment Agreement #74-181-12 with Bay Area Community Resources, Inc., a non-profit corporation, effective December 1, 2010, to amend Contract #74-181-11, to increase the payment limit by \$14,966, from \$345,433 to a new payment limit of \$360,399, with no change in the original term of July 1, 2010 through June 30, 2011.

FISCAL IMPACT:

This amendment is funded 62% by Federal Primary Prevention Set-Aside, 8% by State Comprehensive Drug Court Implementation (CDCI), and 30% by California Emergency Management Agency – Justice Assistance Grant Offender Treatment Program (CAL EMA JAG-OTP). (No rate increase)

BACKGROUND:

On September 14, 2010, the Board of Supervisors approved Contract #74-181-11 with Bay Area Community Resources, Inc. for the period from July 1, 2010 through

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011**

☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

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Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V Supervisor

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ATTESTED: February 8, 2011

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

By: June McHuen, Deputy

Contact: Haven Fearn 313-6350

cc: L Smith, B Borbon

BACKGROUND: (CONT'D)

June 30, 2011, for the provision of drug abuse prevention and treatment services.

Approval of Contract Amendment Agreement #74-181-12 will allow the Contractor to provide services to additional clients through June 30, 2011.

CONSEQUENCE OF NEGATIVE ACTION:

If this amendment is not approved, County's JAG clients will not receive drug abuse prevention and treatment services.

CHILDREN'S IMPACT STATEMENT:

Not Applicable



**Contra
Costa
County**

To: Board of Supervisors
From: William Walker, M.D., Health Services Director
Date: February 8, 2011

Subject: Amendment #74-334-4 with Seneca Residential and Day Treatment Center for Children

RECOMMENDATION(S):

Approve and authorize the Health Services Director, or his designee, to execute, on behalf of the County, Contract Amendment Agreement #74-334-4 with Seneca Residential and Day Treatment Center for Children, a non-profit corporation, effective January 1, 2011, to amend Novation Contract #74-334-3, to increase the payment limit by \$321,621, from \$500,000 to a new payment limit of \$821,621, with no change in the original term of July 1, 2010 through June 30, 2011, and to increase the automatic extension payment limit by \$160,810, from \$250,000 to a new payment limit of \$410,810, with no change in the term of the automatic extension, through December 31, 2011.

FISCAL IMPACT:

This Contract is funded 36% by Federal FFP Medi-Cal, 23% by State Early and Periodic Screening, Diagnosis and Treatment (EPSDT), and 41% by Mt. Diablo Unified School District (MDUSD). No County funds are required. (No rate increase)

BACKGROUND:

On June 15, 2010, the Board of Supervisors approved Novation Contract

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011**

☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: June McHuen, Deputy

Contact: Donna Wigand 957-5111

cc: L Smith, B Borbon

BACKGROUND: (CONT'D)

#74-334-3 with Seneca Residential and Day Treatment Center for Children for the period from July 1, 2010 through June 30, 2011, which included a six-month automatic extension through December 31, 2011, for the provision of school-based mental health services for Seriously Emotionally Disturbed (SED) students in the Mt. Diablo Unified School District.

Approval of Contract Amendment Agreement #74-334-4 will allow the Contractor to provide additional services to SED students, through June 30, 2011.

CONSEQUENCE OF NEGATIVE ACTION:

If this amendment is not approved, school-aged SED children who are no longer eligible for AB 3632 treatment services will not receive the mental health treatment services that they need, and may require higher levels of service as a result.

CHILDREN'S IMPACT STATEMENT:

This school-based 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 Director
Date: February 8, 2011

Subject: Cancellation Agreement #26-535-4 with Nazia Choudhury, M.D.

RECOMMENDATION(S):

Approve and authorize the Health Services Director, or his designee, to execute, on behalf of the County, Cancellation Agreement #26-535-4 with Nazia Choudhury, M.D., a self-employed individual, effective at the close of business on January 1, 2011.

FISCAL IMPACT:

This Contract was funded 100% by Enterprise Fund I.

BACKGROUND:

On June 24, 2008, the Board of Supervisors approved Contract #26-535-1 (as amended by Amendment Agreement #26-535-2 and #26-535-3) with Nazia Choudhury, M.D. for the period from July 1, 2008 through June 30, 2011, for the provision of anesthesiology services including consultation, training, medical procedures, on-call and clinic coverage at Contra Costa Regional Medical Center and Contra Costa Health Centers.

In accordance with General Conditions Paragraph 5 (Termination and Cancellation), of the Contract, the Department and Contractor have agreed to a mutual cancellation of this Contract. Approval

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: 02/08/2011

☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

Contact: David Goldstein, M.D.,
370-5525

By: June McHuen, Deputy

cc: Tasha Scott, Barbara Borbon

BACKGROUND: (CONT'D)

of Cancellation Agreement #26-535-4 will accomplish this termination.

CONSEQUENCE OF NEGATIVE ACTION:

If this termination is not approved, then Department cannot reflect the change in the annual budget and hire a replacement anesthesiologist.

CHILDREN'S IMPACT STATEMENT:

Not applicable.



Contra
Costa
County

To: Board of Supervisors
From: William Walker, M.D., Health Services Director
Date: February 8, 2011

Subject: Interagency Agreement #74-371-2 with Mt. Diablo Unified School District

RECOMMENDATION(S):

Approve and authorize the Health Services Director, or his designee, to execute, on behalf of the County, Interagency Agreement #74-371-2 with Mt. Diablo Unified School District, a government agency, in an amount not to exceed \$1,250,000, to provide school-based mental health services to Seriously Emotionally Disturbed (SED) students in the Mt. Diablo Unified School District for the period from January 1, 2011 through June 30, 2011. This contract includes a six-month automatic extension through December 31, 2011 in an amount not to exceed \$1,250,000.

FISCAL IMPACT:

This Contract is funded 40% by Federal FFP Medi-Cal Revenue, 25% by State Early and Periodic Screening, Diagnostics, and Treatment (EPSDT), 35% by Mt. Diablo Unified School District. (No rate increase)

BACKGROUND:

This Contract meets the social needs of County's population by providing school and community based mental health services, including assessments; individual, group

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☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: 02/08/2011

☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: June McHuen, Deputy

Contact: Donna Wigand 957-5111

cc: L Smith, B Borbon

BACKGROUND: (CONT'D)

and family therapy; medication support; case management; outreach; and crisis intervention services for children at Sunrise Elementary School and Olympic/Alliance High School, and their families.

On August 25, 2009, the Board of Supervisors approved Interagency Agreement #74-371 (as amended by Administrative Amendment Agreement #74-371-1) with Mt. Diablo Unified School District, for the period from August 1, 2009 through June 30, 2010, which included a six-month automatic extension through December 31, 2010, for the provision of school-based mental health services to SED students.

Approval of Interagency Agreement #74-371-2 will allow the Agency to continue providing services through June 30, 2011.

CONSEQUENCE OF NEGATIVE ACTION:

If this contract is not approved, SED children in the Mt. Diablo Unified School District will not receive the treatment services that they need, and may require placement at a higher level of care, including hospitalization or residential care.

CHILDREN'S IMPACT STATEMENT:

This school-based 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 Director
Date: February 8, 2011

Subject: Contract #74-387-2 with Seneca Residential and Day Treatment Center for Children

RECOMMENDATION(S):

Approve and authorize the Health Services Director, or his designee, to execute, on behalf of the County, Contract #4-387-2 with Seneca Residential and Day Treatment Center for Children, a non-profit corporation, in an amount not to exceed \$125,958, to provide school-based mental health services to Seriously Emotionally Disturbed (SED) students, for the period from January 1, 2011 through June 30, 2011. This Contract includes a six-month automatic extension through December 31, 2011, in an amount not to exceed \$125,958.

FISCAL IMPACT:

This Contract is funded 30% by Federal FFP Medi-Cal, 17% by State Early and Periodic Screening, Diagnosis and Treatment (EPSDT), 50% by West Contra Costa Unified School District, and 3% by County Mental Health Realignment. (No rate increase)

BACKGROUND:

This Contract meets the social needs of County's population by providing school-based mental health services, including assessments; individual, group and family therapy; medication support; case management; outreach; and crisis intervention services for SED school-aged

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: 02/08/2011

☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V Supervisor

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ATTESTED: February 8, 2011

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

By: June McHuen, Deputy

Contact: Donna Wigand 957-5111

cc: L Smith, B Borbon

BACKGROUND: (CONT'D)

children and their families.

On January 26, 2010, the Board of Supervisors approved Contract #74–387 (as amended by Contract Amendment Agreement #74–387–1) with Seneca Residential and Day Treatment Center for Children for the period from November 1, 2009 through June 30, 2010, with an automatic extension through December 31, 2010, for the provision of school-based mental health services to Seriously Emotionally Disturbed students at Kennedy High School in Richmond.

Approval of Contract #74–387–2 allows the Contractor to continue providing services through June 30, 2011.

CONSEQUENCE OF NEGATIVE ACTION:

If this contract is not approved, there will be fewer school-based services in West Contra Costa County, which could result in higher levels of care for SED students.

CHILDREN'S IMPACT STATEMENT:

This school-based 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 Director
Date: February 8, 2011

Subject: Novation Contract #74-369-1 with the Native American Health Center, Inc.

RECOMMENDATION(S):

Approve and authorize the Health Services Director, or his designee, to execute, on behalf of the County, Novation Contract #74-369-1 with the Native American Health Center, Inc., a non-profit corporation, in an amount not to exceed \$213,422, to provide Mental Health Services Act (MHSA) prevention and early intervention services for the period from July 1, 2010 through June 30, 2011. This Contract includes a six-month automatic extension through December 31, 2011, in an amount not to exceed \$106,711.

FISCAL IMPACT:

This Contract is funded 100% by Proposition 63/MHSA. No County funds are required. (No rate increase)

BACKGROUND:

This Contract meets the social needs of County's population by conducting community-building activities, including scheduled weekly group sessions and quarterly community events for youth, adults, and elders in Richmond.

On August 11, 2009, the Board of Supervisors approved Novation Contract #74-369

☒ APPROVE

☐ OTHER

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ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011**

☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V Supervisor

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ATTESTED: February 8, 2011

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

By: June McHuen, Deputy

Contact: Donna Wigand,
957-5111

BACKGROUND: (CONT'D)

with the Native American Health Center, Inc., for the period from July 1, 2009 through June 30, 2010. This Contract includes a six-month automatic extension through December 31, 2010, in an amount not to exceed \$106,711, for the provision of Mental Health Services Act (MHSA) prevention and early intervention services.

Approval of Novation Contract #74-369-1 replaces the automatic extension under the prior Contract and allows the Contractor to continue providing services through June 30, 2011.

CONSEQUENCE OF NEGATIVE ACTION:

If this contract is not approved, Contra Costa County residents will not receive Mental Health Services Act (MHSA) prevention and early intervention services.

CHILDREN'S IMPACT STATEMENT:

Not applicable.



Contra
Costa
County

To: Board of Supervisors
From: William Walker, M.D., Health Services Director
Date: February 8, 2011

Subject: Contract #26-661-1 with Planned Parenthood, Shasta Diablo, Inc.

RECOMMENDATION(S):

Approve and authorize the Health Services Director, or his designee, to execute, on behalf of the County, Contract #26-661-1 with Planned Parenthood, Shasta Diablo, Inc., a corporation, in an amount not to exceed \$607,000 for the provision of prenatal services for Contra Costa Regional Medical Center and Health Centers, for the period from January 19, 2011 through June 30, 2011.

FISCAL IMPACT:

This Contract is funded 100% by Enterprise Fund I through billings to third party payors. No Rate increase.

BACKGROUND:

On January 19, 2010, the Board of Supervisors approved Contract #26-661 with Planned Parenthood, Shasta Diablo, Inc. to provide, upon request of the County's Health Services Director or his designee, its licensed and certified personnel to perform prenatal services to Contra Costa Regional Medical Center and Health Center (CCRMC) patients at its leased clinic facilities located in Concord, Richmond and Antioch, for the period from January 19, 2010 through January

☒ APPROVE

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ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: 02/08/2011

☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V Supervisor

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ATTESTED: February 8, 2011

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

By: June McHuen, Deputy

Contact: Pat Godley 957-5410

cc: J Pigg, B Borbon

BACKGROUND: (CONT'D)

18, 2011. This Contract includes changes to County's standard indemnification language of the General Conditions.

Approval of Contract #26-661-1 will allow Contractor to Continue to provide its licensed and certified personnel to perform prenatal services to Contra Costa Regional Medical Center and Health Center (CCRMC) patients at its leased clinic facilities located in Concord, Richmond and Antioch, for the period from January 19, 2011 through June 30, 2011, including changes to County's standard indemnification language of the General Conditions.

CONSEQUENCE OF NEGATIVE ACTION:

If this contract is not approved, a significant number of low income women in the county would either be without services or directed to County sites.

CHILDREN'S IMPACT STATEMENT:

NOT APPLICABLE



Contra
Costa
County

To: Board of Supervisors
From: William Walker, M.D., Health Services Director
Date: February 8, 2011

Subject: Cancellation Agreement #24-403-8 and Contract #24-403-9 with Jon Whalen, M.D.

RECOMMENDATION(S):

Approve and authorize the Health Services Director, or his designee (Donna Wigand), to execute, on behalf of the County, as follows:

1. Cancellation Agreement #24-403-8 with Jon Whalen, M.D., a self-employed individual, effective on the close of business on January 31, 2011; and
2. Contract #24-403-9 with Jon Whalen, M.D., a self-employed individual, in an amount not to exceed \$300,800 for the provision of professional psychiatry services to minors, for the period from February 1, 2011 through January 31, 2012.

FISCAL IMPACT:

This Contract is funded by 50% Federal Medi-Cal and 50% State early and Periodic Screening, Diagnosis and Treatment (EPSDT) Funds.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011**

☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: June McHuen, Deputy

Contact: Donna Wigand 957-5111

cc: J Pigg, B Borbon

BACKGROUND:

In October 2010 the County Administrator approved and the Purchasing Services Manager executed Contract #24-403-7 with Jon Whalen, M.D., to provide psychiatric services to minors at the East County Children's Clinic, for the period from February 1, 2011 through January 31, 2012.

In consideration of Contractor's agreement to continue providing services and to provide additional services, both parties have agreed to re-negotiate payment terms. The Department and the Contractor have mutually agreed to renegotiate the Contract Payment Provisions and the term to reflect the intent of the parties. Therefore, in accordance with General Conditions, Paragraph 5. (Termination and Cancellation) of the Contract, the Department and Contractor have agreed to a mutual cancellation of Contract #24-403-7. Approval of Cancellation Agreement #24-403-8 will accomplish this termination.

Under Contract #24-403-9, Contractor will provide professional psychiatric services to minors, through January 31, 2012.

CONSEQUENCE OF NEGATIVE ACTION:

If this contract is not approved, minors requiring these psychiatric services at East County Children's Clinic would go untreated.

CHILDREN'S IMPACT STATEMENT:

Not applicable.



**Contra
Costa
County**

To: Board of Supervisors
From: William Walker, M.D., Health Services Director
Date: February 8, 2011

Subject: Amendment/Extension #23-468-1 with J. Michael Rona Consulting, LLC (dba Rona Consulting Group)

RECOMMENDATION(S):

Approve and authorize the Health Services Director, or his designee, to execute, on behalf of the County, Contract Amendment/Extension Agreement #23-468-1 with J. Michael Rona Consulting, LLC (dba Rona Consulting Group), a limited liability company, effective October 1, 2010 to increase the payment limit by \$250,000 from 95,000 to a new total of \$345,000 and to extend the term from March 23, 2011 through March 31, 2012.

FISCAL IMPACT:

This Contract is funded 100% by Enterprise Fund I. No increase in rates.

BACKGROUND:

In May 2010, the County Administrator approved and the Purchasing Services Manager executed Contract #23-468 with J. Michael Rona Consulting, LLC (dba Rona Consulting Group), for the period from March 24, 2010 through March 23, 2011, for the provision of consultation and technical assistance to Contra Costa Regional Medical Center staff with regard to the Lean Improvement Project.

Approval of Contract

☒ APPROVE

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ADMINISTRATOR

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COMMITTEE

Action of Board On: **02/08/2011**

☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: June McHuen, Deputy

Contact: Pat Godley 957-5410

cc: J Pigg, B Borbon

BACKGROUND: (CONT'D)

Amendment/Extension Agreement #23-468-1 will allow the Contractor to continue providing services through March 31, 2012.

CONSEQUENCE OF NEGATIVE ACTION:

If this extension is not approved, Contractor will not continue to provide services.

CHILDREN'S IMPACT STATEMENT:

Not applicable.



Contra
Costa
County

To: Board of Supervisors
From: William Walker, M.D., Health Services Director
Date: February 8, 2011

Subject: Contract #22-780-10 with John Muir Health, Inc. (dba John Muir Community Health Alliance)

RECOMMENDATION(S):

Approve and authorize the Health Services Director, or his designee (Wendel Brunner, M.D.), to execute, on behalf of the County, Contract #22-780-10 with John Muir Health, Inc. (dba John Muir Community Health Alliance), in an amount not to exceed \$3,000, for County's use of a mobile van for the provision of health services in Central and East Contra Costa County, for the period from January 1, 2011 through December 31, 2011.

FISCAL IMPACT:

This Contract is funded 100% by a Federal Health Care for the Homeless Grant. No County funds are required. No rate increase.

BACKGROUND:

Health care services include, but are not limited to, immunizations, routine physical assessments, basic treatment of primary health problems such as minor wounds and skin conditions, respiratory problems, TB, acute communicable disease, pregnancy testing, and pediatric well and sick care.

John Muir Health, Inc. (dba John Muir Community Health Alliance) has requested mutual indemnification as part of

☒ APPROVE

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☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011** ☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

Contact: Wendel Brunner, M.D.
313-6712

By: June McHuen, Deputy

BACKGROUND: (CONT'D)

their standard for approval of the Agreement with the County. In the view of County Risk Management this indemnification will create a minimal potential loss. The Health Services Department desires to expedite approval of the Agreement as written.

On December 1, 2009, the Board of Supervisors approved Contract #22-780-9 with John Muir Health Inc., (dba John Muir Community Health Alliance), for the provision of County's use of a mobile van to provide health services in Central and East Contra Costa County, for the period from January 1, 2010 through December 31, 2010. Approval of Contract #22-780-10 will allow the County continuous use of Contractor's mobile van to conduct regularly scheduled clinics which offer much needed health care services to low-income families and disadvantaged individuals in Central and East Contra Costa County, particularly along the Monument Corridor, through December 31, 2011, including mutual indemnification to hold the other party harmless from any claims arising out of the performance of this Contract.

CONSEQUENCE OF NEGATIVE ACTION:

If this contract is not approved, low-income families and disadvantaged individuals in Central and East Contra Costa County will not receive much needed health care services.

CHILDREN'S IMPACT STATEMENT:

Not applicable.



Contra
Costa
County

To: Board of Supervisors
From: David O. Livingston, Sheriff-Coroner
Date: February 8, 2011

Subject: ARIES Justice Integration Project

RECOMMENDATION(S):

APPROVE and AUTHORIZE the Sheriff-Coroner, or designee, to execute a contract with Hunter Research, Inc., in an amount not to exceed \$850,000 for software design, development, programming, and annual maintenance support for the Automated Regional Information Exchange System (ARIES) Project for the period January 1 through December 31, 2011.

FISCAL IMPACT:

No net County Costs. This Contract will be funded through the U.S. Department of Homeland Security, 2009 Urban Area Security Initiative Grant and through subscriber fees collected from subscribing agencies to ARIES.

BACKGROUND:

The proposed contract with Hunter Research, Inc., provides continuity in the plan developed by Automated Regional Information Exchange System (ARIES) Operations Committee and adopted by the County Justice Automation Advisory Committee (JAAC) for countywide justice and law enforcement systems integration and information sharing. ARIES continues to expand due to interest in the system from jurisdictions throughout the State. Subscribing jurisdictions pay for access to ARIES; subscriber fees and the remaining grant funds dedicated to ARIES will fund this effort.

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ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011**

☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V Supervisor

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ATTESTED: February 8, 2011

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

By: June McHuen, Deputy

Contact: Eileen Devlin,
925-335-1557

cc:

CONSEQUENCE OF NEGATIVE ACTION:

Negative action on this request will result in delayed software design, development, programming, and annual maintenance support for the ARIES project.

CHILDREN'S IMPACT STATEMENT:

No impact.



**Contra
Costa
County**

To: Board of Supervisors
From: Joe Valentine, Employment & Human Services Director
Date: February 8, 2011

Subject: Contract amendment with Ombudsman Services of Contra Costa.

RECOMMENDATION(S):

APPROVE and AUTHORIZE the Employment and Human Services Director, or designee, to execute a contract amendment with Ombudsman Services of Contra Costa, effective January 1, 2011, increasing the payment limit by \$66,969 to a new payment limit not to exceed \$200,209 to provide Long Term Care Ombudsman Services to Seniors, with no change in the contract term of July 1, 2010 through June 30, 2011.

FISCAL IMPACT:

100% Federal: Older Americans Act (OAA) Title IIIB 21%, OAA Title VIIA 27%; and Federal Penalty Citation Account 52%

BACKGROUND:

Ombudsman Services of Contra Costa provides long-term care ombudsman services for adults including mediation and conciliation services, creation of Family Councils for support of families of long term care residents, report investigation of physical abuse of all dependent adult and elder residents of long term care facilities, education and training of senior's rights, benefits, and entitlements.

The

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011**

☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: June McHuen, Deputy

Contact: John Cottrell, 3-1605

cc:

BACKGROUND: (CONT'D)

California Department of Aging (CDA) has sent notification of changes in funding availability for Long Term Care Ombudsman services that have resulted in a net increase of \$66,969 in funds available for FY 2010/2011 for this contracted service. (#40-009-38)

CONSEQUENCE OF NEGATIVE ACTION:

Fewer adults and elders will receive ombudsman services and assistance.

CHILDREN'S IMPACT STATEMENT:

N/A



**Contra
Costa
County**

To: Board of Supervisors
From: Catherine Kutsuris, Conservation & Development Director
Date: February 8, 2011

Subject: Substantial Amendment to the County's CDBG Action Plan - Recapture and Allocate CDBG and CDBG-R Funds to Ujima Family Services

RECOMMENDATION(S):

APPROVE Substantial Amendments to the County's FY 2008/09 and FY 2009/10 Community Development Block Grant (CDBG) Program Action Plans recapturing \$15,165 in unspent CDBG-R funds and \$30,000 in unspent CDBG funds and allocating said funds to Ujima Family Services, and **AUTHORIZE** the Conservation and Development Director, or designee, to execute an amendment to the existing contract to help finance improvements to its residential alcohol treatment program facility in San Pablo.

FISCAL IMPACT:

No General Fund impact. CDBG and CDBG-R funds are provided to the County on a formula allocation basis through the U.S. Department of Housing and Urban Development (HUD).

CFDA#: 14.218 (CDBG) and 14.253 (CDBG-R).

BACKGROUND:

In June 2009, the County received a special supplemental allocation of

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011** ☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: June McHuen, Deputy

Contact: Bob Calkins,
925-335-7220

cc:

BACKGROUND: (CONT'D)

\$929,719 in Community Development Block Grant (CDBG) funds under The American Recovery and Reinvestment Act of 2009 (CDBG-R). The Board of Supervisors (Board) approved allocating these funds to 14 projects including awarding \$35,300 to Ujima Family Services (Ujima) to help finance a number of improvements to the Women's Recovery Center facility - a residential alcohol treatment program for lower income pregnant and parenting women. Bids to complete the work came in substantially higher than anticipated and therefore only one component of the project has been completed to date - renovation of the existing restroom. The funds remaining (\$15,644) from the original allocation are insufficient to finance the remaining two components of the work - installation of new siding and painting the exterior of the building. It is estimated an additional \$53,356 is needed to complete this project.

To date, 10 of the 14 CDBG-R funded projects have been completed. Two of these completed projects - Lefty Gomez Building and Las Deltas Housing Development - have a total of \$15,165 in unspent CDBG-R funds. In addition, in FY 2008/09 and FY 2009/10 the Board approved allocating CDBG funds to Neighborhood House of North Richmond to help finance a number of improvements to their Senior/Community Center in North Richmond. These improvements have been completed and there is a total of \$30,000 in unspent CDBG funds. Staff recommends recapturing the above unspent CDBG-R and CDBG funds and reprogramming the money to the Ujima project. In doing so, the final components of the project can be completed in a timely manner. Ujima has committed up to an additional \$8,200 of its own funds to help complete the project.

CONSEQUENCE OF NEGATIVE ACTION:

Not awarding the additional funds will result in further delays in completing the project because Ujima will have to continue its fund raising efforts.

CHILDREN'S IMPACT STATEMENT:

Ujima's Family Recovery Center furthers the Children's Report Card outcome of helping families be safe, stable and nurturing.



Contra
Costa
County

To: Board of Supervisors
From: Michael J. Lango, General Services Director
Date: February 8, 2011

Subject: Accept Resolution of Acceptance and Notice of Completion for the Parking Lot "C" Expansion at the Contra Costa Regional Medical Center

RECOMMENDATION(S):

ADOPT Resolution No. 2011/44 accepting as complete the contracted work performed by Bruce Carone Grading & Paving Company, 2500 Alhambra Avenue, Martinez, for the Health Services Department, as recommended by the General Services Director.

FISCAL IMPACT:

There is no fiscal impact resulting from the adoption of the Resolution of Acceptance and Notice of Completion.

BACKGROUND:

On July 14, 2010, the County entered into a contract with Bruce Carone Grading & Paving Company for the Parking Lot "C" Expansion at the Contra Costa Regional Medical Center. The project has been completed in accordance with the approved plans and specifications and it is recommended that the project be accepted. The amount of \$11,599 is being withheld pending completion of additional irrigation work and project closeout.

CONSEQUENCE OF NEGATIVE ACTION:

Accepting the project as complete is standard procedure and allows for proper close-out of the project.

CHILDREN'S IMPACT STATEMENT:

Not applicable.



APPROVE



OTHER



RECOMMENDATION OF CNTY



RECOMMENDATION OF BOARD

ADMINISTRATOR

COMMITTEE

Action of Board On: 02/08/2011



APPROVED AS
RECOMMENDED



OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: EMY L. SHARP, Deputy

Contact: Mike Lango (925)
313-7100

ATTACHMENTS

Resolution No.
2011/44

Recorded at the request of: Clerk of the Board of Supervisors

Return To: Capital Projects Management Division

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

Adopted this Resolution on 02/08/2011 by the following vote:

AYES: John Gioia, District I Supervisor Gayle B. Ulkema, District II Supervisor Mary N. Piepho, District III Supervisor Karen Mitchoff, District IV Supervisor Federal D. Glover, District V Supervisor

NOES: ☐

ABSENT: ☐

ABSTAIN: ☐

RECUSE: ☐

Resolution No. 2011/44

In the Matter of Accepting and Giving Notice of Completion of Contract with Bruce Carone Grading & Paving Company, Authorization No. 0927-WH598B.

The Board of Supervisors RESOLVES THAT:

The County on July 14, 2010, contracted with Bruce Carone Grading & Paving Company for the Parking Lot "C" Expansion, with The Ohio Casualty Insurance Company as surety, for work to be performed on the grounds of County, and

The Director of General Services reports: 1) that said work has been inspected and complies with the approved plans and specifications, and recommends its acceptance as completed as of February 8, 2011; 2) the withholding of \$11,599 is pending the completion of additional irrigation work and project closeout.

Therefore, said work is accepted as recommended above, and within ten (10) days after adoption of this Resolution and Notice, the clerk shall file with the County Recorder a copy of this Resolution and Notice as a Notice of Completion for said contract.

Contact:

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: February 8, 2011

, County Administrator and Clerk of the Board of Supervisors

By: EMY L. SHARP, Deputy

cc: GSD Administration, GSD Accounting, GSD CPM Division Manager, GSD CPM Project Manager, GSD CPM Clerical, Auditor's Office, County Counsel's Office, County Administrator's Office, County Administrator's Office



**Contra
Costa
County**

To: Board of Supervisors
From: Joe Valentine, Employment & Human Services Director
Date: February 8, 2011

Subject: Issuance of Request for Proposal #1121 for the Family and Children's Trust Committee (FACT)

RECOMMENDATION(S):

APPROVE and AUTHORIZE the Employment and Human Services Director, or designee, to issue Request for Proposal (RFP) #1121 for the Family and Children's Trust (FACT) Committee for prevention and intervention services to abused and neglected children or children at risk of abuse and neglect and their families in an amount not to exceed \$550,000 for the period July 1, 2011 through June 30, 2012.

FISCAL IMPACT:

\$550,000 No County cost. Funding is 100% from the Child Abuse Prevention, Intervention and Treatment (CAPIT) funds, Community Based Family Resource funds, Birth Certificate Funds (AB 2994) and donations to the Family and Children's Trust Fund.

BACKGROUND:

The FACT Committee has developed a Request for Proposal (RFP) following an extensive needs assessment process. The process included a web-based surveys to service providers and consumers, meetings with key stakeholders, and a review of current needs assessment data and literature. The service strategies for the use of FACT funds for the fiscal year 2011 through 2012, which emerged from the needs assessment being solicited through RFP #1121 include: All programs must support culturally and linguistically appropriate and competent services.

1.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011**

☐ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: , Deputy

Contact: Elaine Burres, 313-1717

cc:

BACKGROUND: (CONT'D)

Parenting education services including information and referral support services to address the complex issues of the family and its individual members, especially for distressed families/children including families involved with or at risk of becoming involved with child welfare.

- Supportive services for pregnant and parenting teens, provided on-site or in-home and in coordination with the schools at which the teens are enrolled, that include child care, parenting and life skills education, mentoring/tutoring, etc., to encourage continued school enrollment, understanding of child development, and the adoption of positive parenting practices.
- Evidenced-based or evidence informed violence prevention and early intervention services that focus on one or more of the following: a) support groups and/or support activities, b) violence prevention/awareness programs or services including, but not limited to afterschool programs to address issues such as, but not limited to bullying, internet usage, personal interactions; c) prevention and early intervention family violence services including domestic violence and child abuse services; and or, d) prevention and early intervention gang violence services.

The period of funding for the resulting contracts will be July 1, 2011 through June 30 2012 with the option for a one-year renewal, pending availability of funds and the provision of quality services with successful outcomes as determined by the FACT Committee's on-going monitoring and evaluation of the programs.

CONSEQUENCE OF NEGATIVE ACTION:

Without authorization for the release of funding, prevention and intervention services to abused and neglected children or children at risk of abuse and neglect could not be provided with FACT funds eliminating program supported by those dollars.

CHILDREN'S IMPACT STATEMENT:

The contracts resulting from the RFP will support all of the community outcomes established in the Children's Report Card, 1) "Children Ready for and Succeeding in School"; 2) "Children and Youth Healthy and Preparing for Productive Adulthood"; 3) "Families that are Economically Self Sufficient"; 4) " Families that are Safe, Stable and Nurturing"; and, "Communities that Safe and Provide a High Quality of Life for Children and Families" by reducing the occurrence of child abuse and neglect, and providing support services and guidance to strengthen the family unit.



Contra
Costa
County

To: Board of Supervisors
From: Transportation Water & Infrastructure Comm.
Date: February 8, 2011

Subject: Report on Referrals to the Transportation Water & Infrastructure Committee

RECOMMENDATION(S):

ACCEPT Annual Report to the Transportation Water and Infrastructure Committee for 2010 and APPROVE 2011 Referrals (see Exhibit A), as recommended by the Committee.

FISCAL IMPACT:

Staff support for the committee typically is about \$25,000 annually, consisting of staff time to attend meetings, prepare agendas and supporting documentation, and coordinate information needs between the Committee and appropriate County departments.

BACKGROUND:

The Transportation Water and Infrastructure Committee is a standing committee of the Board of Supervisors.

On January 12, 2010, the Board of Supervisors referred the items described in Exhibit B to the Committee for 2010. The second column describes the actions taken by the Committee during calendar year 2010.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☒ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011** ☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: June McHuen, Deputy

Contact: Steven Goetz, 335-1240

cc:

BACKGROUND: (CONT'D)

On December 20, 2010, the Committee recommended that the referrals for 2011 be based on the 2010 referrals, with the following changes: a) combine items 4 and 12 relating to Contra Costa Water District projects and activities; b) combine items 5 through 9 relating to water supply, flood control, draining, dredging, and other projects; c) revise item 13 to refer to a "Report to the Committee from the Public Works Director on the status of park issues and a schedule for providing the Committee with a report on funding county park maintenance issues;" and, d) delete items 24 and 25 relating to airport issues and a potential community facilities district for county-wide street lighting.

The Committee's recommendations are shown in Exhibit A using the "track changes" function, so the Board can see how the proposed referrals have changed from 2010.

CONSEQUENCE OF NEGATIVE ACTION:

The Committee will not have items to consider until the Board of Supervisors makes a referral.

CHILDREN'S IMPACT STATEMENT:

Several items would affect the health and safety of all residents in the County, including children, but are not directly related to improving children's welfare.

ATTACHMENTS

2011 Referrals

Exhibit B

EXHIBIT A

2010-2011 REFERRALS TO THE TRANSPORTATION WATER AND INFRASTRUCTURE COMMITTEE

1. Review legislative matters on transportation, water, and infrastructure.
2. Review applications for transportation, water and infrastructure-related grants to be prepared by the Public Works and Community Development Departments,
3. Monitor the Contra Costa Transportation Authority including efforts to implement Measure J.
4. Monitor EBMUD and Contra Costa Water District projects and activities, ~~Freeport Water Project, other ongoing improvement programs and recycled water projects.~~
5. Review issues associated with the health of the San Francisco Bay and Delta, including but not limited to Delta levees, flood control, dredging, drought planning, habitat conservation, and water quality, supply and reliability ~~and the Contra Costa Water District's Stage Conveyance Plan and establish goals to accomplish in 2010.~~
6. ~~Monitor drinking water quality, water supply, reliability, flood control, drought, planning and conservation issues.~~
7. ~~Monitor the Baldwin Ship Channel/Southampton Shoal, and upland disposal of dredge material.~~
8. ~~Review dredging and dredge disposal issues, such as Long Term Management Strategy (LTMS) and environmental windows and related levee issues.~~
9. ~~Monitor the San Luis Drain, Grasslands Bypass and other projects related to agricultural drainage in the Central Valley.~~
10. Monitor creek and watershed issues and seek funding for improvement projects related to these issues.
11. Monitor the implementation of the Integrated Pest Management policy.
12. ~~Monitor CCWD projects, such as the proposed Los Vaqueros Reservoir expansion, cover/lining of the Contra Costa Canal, the Alternative Intake Project, and other ongoing programs.~~
13. ~~Review park issues and oversee the interdepartmental work of the Parks, Creeks and Trails Committee to improve the County's park function, report on county park maintenance issues, and actions to ensure compliance with the County's growth management standard for parks.~~ Consider report from the Public Works Director on the status of park issues and a schedule for providing the Committee with a report on county park maintenance issues.
14. Monitor and report on the East Contra Costa County Habitat Conservation Plan.

15. Review the ability to revise the County design standards for residential streets to address traffic calming and neighborhood livability issues when these roads are built.
16. Monitor and report on the Underground Utilities Program.
17. Monitor implementation of the Letter of Understanding with PG&E for the maintenance of PG&E streetlights in Contra Costa.
18. Freight transportation issues, including potential increases in rail traffic such as that proposed by the Port of Oakland and other possible service increases, safety of freight trains that transport hazardous materials, and the truck route for North Richmond.
19. Monitor the Iron Horse Corridor Management Program.
20. Monitor and report on the eBART Project.
21. Review transportation plans and services for specific populations, e.g. *County Low Income Transportation Action Plan, Coordinated Human Services Transportation Plan for the Bay Area, Priorities for Senior Mobility, Bay Point Community Based Transportation Plan* and work of Contra Costans for Every Generation.
22. Monitor the statewide infrastructure bond programs.
23. Monitor the progress of the Pacheco Transit Hub.
- | 24. ~~Monitor Airport issues.~~
- | 25. ~~Consider formation of Community Facilities District 2010-1 for Countywide Street Lighting.~~

REFERRALS TO THE TRANSPORTATION WATER AND INFRASTRUCTURE COMMITTEE FOR 2010

Page 1 of 3

REFERRAL	STATUS AS OF December 2010
1. Review legislative matters on transportation, water, and infrastructure.	<ul style="list-style-type: none"> • Recommended to SUPPORT Senate Bill 3412, "The Public Transportation Preservation Act of 2010", and AUTHORIZE the Chair to sign letters expressing this position to the County's congressional delegation and the bill's author. • Recommended to OPPOSE a ballot measure known as the Local Taxpayer, Public Safety, and Transportation Protection Act of 2010.
2. Review applications for transportation, water and infrastructure-related grants to be prepared by the Public Works and Community Development Departments.	<ul style="list-style-type: none"> • ACCEPTED reports and provided direction and recommendations on transportation and planning projects to be funded by various funding sources. • Recommended to ADOPT the Capital Road Improvement & Preservation Program Update for Fiscal Year 2009/2010 to 2015/2016, a requirement of the Measure J Growth Management Program.
3. Monitor the Contra Costa Transportation Authority including efforts to implement Measure J.	<ul style="list-style-type: none"> • ACCEPTED report on the Contra Costa Transportation Authority's (CCTA) 2010 Congestion Management Agency (CMA) Block Grant Program. • See Referral #2
4. Monitor EBMUD, Freeport Water Project, other ongoing improvement programs and recycled water projects.	<ul style="list-style-type: none"> • No action taken since 2009 because no significant issues on this subject have come to the attention of staff during the year.
5. Review issues associated with the health of the San Francisco Bay and Delta, including but not limited to Delta levees and the Contra Costa Water District's Stage Conveyance Plan.	<ul style="list-style-type: none"> • No action taken since 2009 because no significant issues on this subject have come to the attention of staff during the year.
6. Monitor drinking water quality, water supply, reliability, drought and conservation issues.	<ul style="list-style-type: none"> • ACCEPTED report on Temporary Water Transfers, DIRECTED staff to conduct additional research, gain input from other staff and other agencies, develop an advocacy position for greater state oversight of water transfers, and REPORT to the Board of Supervisors at a later date.
7. Monitor the Baldwin Ship Channel/Southampton Shoal, and upland disposal of dredge material.	<ul style="list-style-type: none"> • No action taken since 2008.
8. Review dredging and dredge disposal issues, such as Long Term Management Strategy (LTMS) and environmental windows and related levee issues.	<ul style="list-style-type: none"> • No action taken since 2005 because no significant issues on this subject have come to the attention of staff during the year.

REFERRALS TO THE TRANSPORTATION WATER AND INFRASTRUCTURE COMMITTEE FOR 2010

Page 2 of 3

REFERRAL	STATUS AS OF December 2010
9. Monitor the San Luis Drain, Grasslands Bypass and other projects related to agricultural drainage in the Central Valley.	<ul style="list-style-type: none"> • No action taken since 2007 because no significant issues on this subject have come to the attention of staff during the year.
10. Monitor creek and watershed issues and seek funding for improvement projects related to these issues.	<ul style="list-style-type: none"> • Recommended to APPROVE and AUTHORIZE the Chair, Board of Supervisors, to execute a letter to Contra Costa County's Congressional Delegation regarding the Army Corps of Engineers proposed Vegetation Variance Guidelines. • Recommended to APPROVE funding Flood Control District participation in the Integrated Regional Water Management Plan activities as part of the annual budget process.
11. Monitor the activities of the Integrated Pest Management Task Force.	<ul style="list-style-type: none"> • ACCEPTED quarterly progress reports. • Annual report to the Committee is scheduled for the December 20th meeting.
12. Monitor CCWD projects, such as the proposed Los Vaqueros Reservoir expansion, cover/lining of the Contra Costa Canal, the Alternative Intake Project, and other ongoing programs.	<ul style="list-style-type: none"> • RECEIVED a report from CCWD that they are completing the environmental document for a 60,000 acre-foot expansion of the Los Vaqueros Reservoir and anticipate awarding the construction contract in December. The engineer's estimate the cost of the project between 100 to 110 million dollars.
13. Review park issues and oversee the interdepartmental work of the Parks, Creeks and Trails Committee to improve the County's park function, report in 2008 on county park maintenance issues, and actions to ensure compliance with the County's growth management standard for parks.	<ul style="list-style-type: none"> • Special Districts staffing was reduced in June 2009 with the loss of a planner on the team due to budgetary constraints. There is no one in PWD at this time to draft such a report beyond Special Districts staff which consists of four people who are responsible for parks, landscaping, street lights, a water plant, and a sewer facility. To do this study will require stepping up PWD knowledge to an adequate level to produce a good solid report. Other units (e.g. Flood Control) will be consulted on how they were funded to start the learning process. PWD is requesting this referral be postponed until PWD has staff time to put some effort to develop the report. Input is needed from General Services Dept who does the majority of the parks maintenance work. They have a new manager who is learning the needs and developing a good understanding.
14. Monitor the East Contra Costa County Habitat Conservation Plan.	<ul style="list-style-type: none"> • Recommended to ACCEPT a report on the East Contra Costa County Habitat Conservancy.
15. Review the ability to revise the County design standards for residential streets to address traffic calming and neighborhood livability issues when these roads are built.	<ul style="list-style-type: none"> • ACCEPTED periodic progress reports from staff and DIRECTED staff to send a letter to affected agencies regarding the status of the discussions on street standards and its relationship to the scheduled review of the local fire codes in October.
16. Review the Underground Utilities Program.	<ul style="list-style-type: none"> • Recommended to APPROVE a resolution forming an assessment district for undergrounding utilities on Bailey Road and Willow Pass Road pursuant to the County Rule 20A Underground Utility Program. The resolution will be submitted to the Board at a future date when the assessment district information is ready for Board review.

REFERRALS TO THE TRANSPORTATION WATER AND INFRASTRUCTURE COMMITTEE FOR 2010

Page 3 of 3

REFERRAL	STATUS AS OF December 2010
17. Monitor implementation of Letter of Understanding with PG&E for maintenance of PG&E streetlights.	<ul style="list-style-type: none"> Recommended to ACCEPT status report on street light coordination efforts among Pacific Gas and Electric, cities, and Contra Costa County and provide future progress reports to the Committee annually.
18. Freight transportation issues, including potential increases in rail traffic by the Port of Oakland and other possible service increases, safety of freight trains that transport hazardous materials, and the truck route for North Richmond.	<ul style="list-style-type: none"> No action taken since 2009 because no significant issues on this subject have come to the attention of staff during the year.
19. Monitor the Iron Horse Corridor Management Program.	<ul style="list-style-type: none"> Recommended to APPROVE the Iron Horse Corridor Public Information Element or the Iron Horse Corridor Management Program. Recommended to APPROVE the County's policy for tree plantings in the 34-foot area reserved for future transit use within the Iron Horse Corridor.
20. Monitor the eBART Project.	<ul style="list-style-type: none"> A report to the Committee is scheduled for December.
21. Review transportation plans and services for specific populations, e.g. <i>County Low Income Transportation Action Plan, Coordinated Human Services Transportation Plan for the Bay Area, Priorities for Senior Mobility, Bay Point Community Based Transportation Plan</i> and work of Contra Costans for Every Generation.	<ul style="list-style-type: none"> Recommended to ACCEPT a status report on this referral.
22. Monitor the statewide infrastructure bond programs.	<ul style="list-style-type: none"> Recommended to ACCEPT a status report on this referral.
23. Monitor the progress of the Pacheco Transit Hub.	<ul style="list-style-type: none"> A report to the Committee is anticipated in 2011.
24. Monitor Airport issues.	<ul style="list-style-type: none"> No action taken since 2008. Airport issues are being addressed by the Board's Airport Committee. Airport issues should be removed from the TWI Committee referral list.
25. Consider formation of Community Facilities District 2010-1 for Countywide Street Lighting.	<ul style="list-style-type: none"> Recommended various actions to form a Community Facilities District to fund street lighting operations and maintenance throughout Contra Costa County's unincorporated areas.



Contra
Costa
County

To: Board of Supervisors
From: Philip F. Kader, County Probation Officer
Date: February 8, 2011

Subject: ESTABLISHMENT OF THE COMMUNITY CORRECTIONS PERFORMANCE INCENTIVES FUND

RECOMMENDATION(S):

ADOPT Resolution No. 2011/37 authorizing and directing the Auditor-Controller to establish the "Community Corrections Performance Incentives Fund", pursuant to Senate Bill 678 (Chapter 608, Statutes of 2009).

FISCAL IMPACT:

No fiscal impact.

BACKGROUND:

On October 11, 2009, the Governor signed Senate Bill 678, known as the "California Community Corrections Act of 2009", which, among other things, authorizes the establishment of the Community Corrections Performance Incentives Fund (CCPIF) in each county. The State Department of Finance (DOF) will transfer a portion of cost savings realized by the California Department of Corrections and Rehabilitation (CDCR) from reduced referrals of certain probationers to State Prison to local CCPIFs annually. The cost savings calculation will be performed by the State based on statistics provided by local probation departments and CDCR. Revenue deposited in the CCPIF will be restricted to the Probation Department for use in evidence-based probation supervision activities with the ultimate goal of reducing recidivism among adult probationers between the ages of 18 and 25.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: 02/08/2011

☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: June McHuen, Deputy

Contact: Paula Hernandez,
925-313-4149

cc:

CONSEQUENCE OF NEGATIVE ACTION:

The County will not be in compliance with state statute.

CHILDREN'S IMPACT STATEMENT:

No impact.

ATTACHMENTS

Resolution No. 2011/37

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

Adopted this Resolution on 02/08/2011 by the following vote:

AYES: ☒ 5 John Gioia
Gayle B. Uilkema
Mary N. Piepho
Karen Mitchoff
Federal D. Glover

NOES: ☐

ABSENT: ☐

ABSTAIN: ☐

RECUSE: ☐



Resolution No. 2011/37

ESTABLISHMENT OF THE COMMUNITY CORRECTIONS PERFORMANCE INCENTIVES FUND (CCPIF) WITHIN THE COUNTY TREASURY AND DIRECTING ALL REVENUE DISBURSED TO THE COUNTY PURSUANT TO SB-678 (Chapter 608, Statutes of 2009) TO BE DEPOSITED
IN THE CCPIF

WHEREAS, on October 11, 2009 the Governor signed SB-678 (Chapter 608, Statutes of 2009), known as the "Community Corrections Performance Incentives Act of 2009" into law, and;

WHEREAS, SB-678 authorizes the establishment of an interest bearing fund called the "Community Corrections Performance Incentives Fund" (CCPIF) within all county treasuries, and;

WHEREAS, SB-678 requires that monies deposited into each CCPIF be available to local County Probation Officers no later than thirty days after deposit, and;

WHEREAS, the Contra Costa County Probation Department has come into operational compliance with SB-678 by establishing the Evidence Based Probation Supervision unit within the Department.

NOW, THEREFORE, BE IT RESOLVED that:

1. The Auditor-Controller is hereby directed to establish the "Community Corrections Performance Incentives Fund" ("Fund") within the County Treasury upon approval of this resolution.
2. The Fund shall be interest bearing.

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: Paula Hernandez, 925-313-4149

ATTESTED: February 8, 2011

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

By: June McHuen, Deputy

cc:

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



Adopted this Resolution on 02/08/2011 by the following vote:

AYES: John Gioia, Gayle B. Uilkema, Mary N. Piepho, Karen Mitchoff, Federal D. Glover
NOES:
ABSENT:
ABSTAIN:
RECUSE:

Resolution No. 2011/37

ESTABLISHMENT OF THE COMMUNITY CORRECTIONS PERFORMANCE INCENTIVES FUND (CCPIF) WITHIN THE COUNTY TREASURY AND DIRECTING ALL REVENUE DISBURSED TO THE COUNTY PURSUANT TO SB-678 (Chapter 608, Statutes of 2009) TO BE DEPOSITED IN THE CCPIF

WHEREAS, on October 11, 2009 the Governor signed SB-678 (Chapter 608, Statutes of 2009), known as the "Community Corrections Performance Incentives Act of 2009" into law, and;

WHEREAS, SB-678 authorizes the establishment of an interest bearing fund called the "Community Corrections Performance Incentives Fund" (CCPIF) within all county treasuries, and;

WHEREAS, SB-678 requires that monies deposited into each CCPIF be available to local County Probation Officers no later than thirty days after deposit, and;

WHEREAS, the Contra Costa County Probation Department has come into operational compliance with SB-678 by establishing the Evidence Based Probation Supervision unit within the Department.

NOW, THEREFORE, BE IT RESOLVED that:

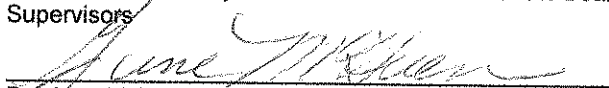
1. The Auditor-Controller is hereby directed to establish the "Community Corrections Performance Incentives Fund" ("Fund") within the County Treasury upon approval of this resolution.
2. The Fund shall be interest bearing.

Contact: Paula Hernandez, 925-313-4149

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: February 8, 2011

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


By: June McHuen, Deputy
cc: 5



**Contra
Costa
County**

To: Board of Supervisors
From: Joe Valentine, Employment & Human Services Director
Date: February 8, 2011

Subject: Accept 2010 Annual Report of the Advisory Council on Aging

RECOMMENDATION(S):

ACCEPT the 2010 Annual Report of the Advisory Council on Aging for the period of January 1, 2010 through December 31, 2010, as submitted by Employment and Human Services Director.

FISCAL IMPACT:

None

BACKGROUND:

On June 18, 2002, the Contra Costa County Board of Supervisors adopted Resolution No. 2002/377, requiring that each regular and ongoing board, commission and/or committee shall annually report to the Board of Supervisors on its activities, accomplishments, membership attendance, required training and certification programs and proposed work plan/objectives for the following year. The attached report fulfills the requirement for the Advisory Council on Aging.

CONSEQUENCE OF NEGATIVE ACTION:

The Advisory Council on Aging will be out of compliance with Board Resolution 2002/377.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011** ☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: June McHuen, Deputy

Contact: Earl Maciel 3-1648

cc: Earl Maciel

CHILDREN'S IMPACT STATEMENT:

None

ATTACHMENTS

Annual Report

CONTRA COSTA COUNTY

ADVISORY COUNCIL ON AGING

ANNUAL REPORT



JANUARY – DECEMBER 2010

CONTRA COSTA COUNTY

Of- Advisory Council on Aging

Members:

- Mim Carlson, President
- Shirley Krohn, First Vice President
- Barbara Russell-Cambra, Second Vice President
- Gail Garrett, Secretary
- Arnie Kasendorf, Treasurer

Current Roster of Members as of December 1, 2010:

Deborah Card
Mim Carlson
Kellie Collins
Maura Connell
Rudy Fernandez
Barbara Fineberg
Gail Garrett
Beatrice Gaylord
Linda Groobin
Lori Hefner
Gerhard Heinrich
Charles Hester
Jan Howe
Vernon Jones
Arnie Kasendorf
Joanna Kim-Selby
Shirley Krohn
Robert Leasure
Alberto Lemos

Sue Littlehale
Kay McVay
Richard Nahm
Robert Nolan
Earle Ormiston
Gerald Richards
Joyce Rios
Terrese Robison
Barbara Russell-Cambra
Richard SanVicente
Edward Schroth
Barbara Seaver
Gerald Sharrock
Heather Stark
Jessica Thomas
Laurie Ulrick
Beverly Wallace
Patricia Welty

Advisory Council Objectives

The Council shall provide a means for countywide planning, cooperation and coordination for individuals and groups interested in improving and developing services and opportunities for older residents of this county.

The Council provides leadership and advocacy on behalf of older persons and serves as a channel of communication and information on aging issues.

The Council advises each: the Area Agency on Aging (AAA) on the development of its Area Plan, the Bureau of Aging and Adult Services, Employment and Human Services and the Board of Supervisors. The AAA Area Plan is based on unmet needs and priorities experienced by older persons, as determined by assessments and input from the senior network throughout the County.

ANNUAL REPORT
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PRESIDENT'S REPORT**January – December 2010**

The Contra Costa County Advisory Council on Aging advises the Area Agency on Aging on all matters related to the development and administration of senior programs in accordance with the mandates of the Older Americans Act. The Council is comprised of 40 members, appointed by the Board of Supervisors in partnership with local cities and commissions on aging, the Membership Committee of the Council and a designated advisory group: the Nutrition Council. A majority of the Council membership must be age 60 and older. Members represent the geographic, economic, disability, cultural, sexual orientation and ethnic diversity of the County.

Meetings

The Advisory Council meets the third Wednesday of most months, 9:30 am until 12:00 pm at 500 Ellinwood Way, Board Rooms A/B Pleasant Hill, California. Attendance at full Council meetings continues to be excellent. The Advisory Council has lacked a quorum only once in 34 years.

Committees and Work Groups

The Advisory Council has several committees and work groups that facilitate its goals. The Executive Committee consists of officers, committee and work group chairs, and the immediate past Council President. Membership on committees requires Advisory Council membership. However, work groups are open to all members of the community. Please see the individual committee and work group reports attached hereto for specific information on their priorities, activities, accomplishments and goals for 2010.

Highlights of Council Focus in 2010**Marketing Team**

A new ad hoc (Marketing Team) was established in January 2010 to develop awareness of the Advisory Council on Aging and senior issues in Contra Costa County. The Team prepared an excellent power point presentation for members to use when talking before groups and city councils. They also developed a marketing plan to engage all Council members in marketing activities.

Executive Committee

After completing a new set of By-laws and officer job descriptions in 2009, the Executive Committee took another step to focus the work of the Advisory Council with a facilitated exercise that included all members and had the goal of developing a set of priorities and expectations of members. This will be shared with all prospective members, current members, and cities and commissions that appoint members.



Ethics Training: All then current members of the Council updated their AB 1234 training and new members are taking the training as they are appointed to the Council. Again, due to diminished resources, we are accomplishing this through the available free online training and testing. All certifications are properly maintained and set-up for follow-up when renewals are required.

Collaborations: The Council actively collaborates with other organizations and many Council members serve some of these organizations as well. We work cooperatively with Contra Costa for Every Generation (CCEG); Central, West and East County Senior Coalitions; the IHSS Public Authority Advisory Committee; Meals on Wheels of Contra Costa, Inc.; Rehabilitation Service of Northern California (Mt. Diablo Center) and Para-transit Coordinating Council.

2011 Priorities

- Pursue budget and funding security for senior programs and support services.
- Continue our community Stroke Campaign to educate the public about stroke, especially long-term recovery of stroke victims.
- Pursue more focus by the Mental Health Department on the mental health issues of older adults and encourage increased emphasis on MHSA (Proposition 63) funding proposals which address the needs of all ages - including seniors.
- Encourage the coordination and more efficient use of transportation resources across the county.
- Continue to advocate strongly for meaningful health insurance and health care reform.

Respectfully submitted,
Mim Carlson, President



PLANNING COMMITTEE REPORT**January – December 2010****Meeting Time and Location**

The Committee meets on the first Tuesday of each month from 9:30am to 12noon at 500 Ellinwood Way, Corner Conference Rm., Pleasant Hill, CA or a site visit.

Chairperson: Richard SanVicente co-chaired with Jan Howe

Staff: Ruth Atkin, Staff Monitor and Jamie Ray, Secretary

Purpose

The Planning Committee works closely with the Area Agency on Aging to develop an Area Plan for providing services that benefit older adults and makes recommendations for contracting out additional program services/funding. The Committee hears annual contractor program reviews to monitor progress.

Duties and Responsibilities:

1. Bring local needs to the attention of the planners
2. Assist staff in review of ongoing programs, contracted service providers, etc.
3. Annual participation in program evaluations is required.
4. Assist in review for proposal process
5. Regular attendance at all Planning Committee meetings is required.

Committee Members

Mim Carlson

Maura Connell

Jessica Thomas

Jan Howe

Joanna Kim-Selby

Laurie Ulrick

Edward P. Schroth

Nick Rodriguez

Gerald Sharrock

Beverly Wallace

Richard SanVicente

Membership in the Planning Committee is for Advisory Council members exclusively. This committee strives to have broad representation with respect to geographic areas, ethnicity and background of experience.

Activities and Accomplishments

The Planning Committee successfully accomplished all its goals for 2010:

1. Met with every provider contracted with the Area Agency on Aging to continue reviewing programs and their performance to ensure effective use of allocated funds.



2. Offered suggestions and improvements to programs and program monitoring as appropriate. For example: facilitated a new policy requiring that the fiscal agent/fiduciary and a senior coalition chair-person be separate entities. Additionally the fiscal agent became separate from a coalition's leadership and recommended the utilization of a single fiscal agent to manage all three coalitions. Also, began development of a Committee maintained tracking system of contractor data, separate from staff monitoring reports.
3. Held committee meetings at 3-three provider locations, (Guardian Adult Day Center, Mt Diablo Adult Day Center, Contra Costa Food Bank) to keep in touch with current issues.
4. Support Executive Committee with the above information and make recommendations as appropriate
5. Recruited to increase Committee membership to a maximum of 10 members.

Respectfully submitted,

Richard SanVicente. Co-Chair Planning Committee

Jan Howe. Co-Chair Planning Committee



MEMBERSHIP/NOMINATING COMMITTEE REPORT**January – December 2010****Current Committee Memberships**

Beverly Wallace	Chair
Arnie Kasendorf	District I (also Nominating Committee)
Gerald Richards	District II (also Nominating Committee)
Richard Nahm	District III
Earle Ormiston	District IV (also Nominating Committee - Chair)
Patsy Welty	District V - Member at President's Discretion
Gail Garrett	Council Secretary (non-voting member)
Rudy Fernandez	District V (also Nominating Committee)
Robert Leasure, M.D.	(Nominating Committee only)

2010 - New Council Members Added

Jessica Abrams	Member at Large
Kelly Collins	Local Committee: City of Pleasant Hill
Charles Hester	Local Committee: City of Concord
Robert Leasure, M.D.	Member at Large (See 'Transferred Seats' Below)
Sue Littlehale	Local Committee: City of Orinda
Kay McVay	Member at Large
Robert Nolan, M.D.	Local Committee: City of Lafayette
Joyce Rios	Local Committee: City of Pinole
Terrese Robison	Local Committee: City of Oakley
Heather Stark	Local Committee: City of Alamo/Danville
Laurie Ulrich	Member at Large

2010 - Resignations from the Advisory Council

Audrey Bramhall
Wes Franklin
Esther Nicastro-Capon
Nick Rodriquez
Betty Segura-Pierce
Lori Turner

2010 - Council Members Who Transferred Seats

Robert Leasure, M.D. (Local Committee: Danville/Alamo to an open MAL Seat)

Current Vacancies

The following cities have vacancies on the Advisory Council: Pittsburg and Clayton. Currently, there is one opening for a Member at Large seat #20.



Emeritus

Former member, Leon Morpew was awarded Emeritus Status.

2010 Nominating Committee

At the December 17th meeting of the Advisory Council, the Nominating Committee will present a recommended slate of officers for calendar year 2011. Nominations will again be taken from the floor (as was done at the October meeting.) Election and installation of officers will take place on December 15, 2010.

The Membership Committee would like to extend our sincere appreciation to our great support staff, Susan Brown, Jaime Ray, Ruth Atkin and Lori Larks from the Area Agency on Aging.

Respectfully submitted,
Beverly Wallace, Chair



HEALTH WORK GROUP REPORT**January – December 2010****Goals for 2010**

1. Continue our community effort to educate about stroke, especially the next phase of long-term recovery, including caregiver issues.
2. Monitor and advocate for all legislative efforts regarding geriatric health and long term care insurance programs, especially any new ones from State and Federal governments.
3. Continue monitoring of Nursing and Board and Care Facilities. Advocate for adequate funding for the Ombudsman program.
4. Assess and augment information provided through the Contra Costa Area Agency on Aging.
5. Monitor other aspects of senior health issues and take appropriate action.

Presentations

Members explored educational presentations to present before the full ACOA:

1. Director Herb Schultz, Region 9 Medicare (CMS) Western USA -- 9/15/10 (deferred to 2011)
2. NAMI – coordinating presentation for January 2011
3. Dr. Barger and Dr. Heinrich - STEMI protocols, programs, certified Stroke centers in the county, etc. – coordinating 2011
4. Mike Kerns, Medical Home Model – John Muir, September workgroup presentation.

Ongoing Projects

Recruitment and retention of workgroup members. Lori Turner, RN have stayed with the Health Work Group after resigning from ACOA.

New members: Ed Schroth, Kay McVay and Laurie Ulrick

Pending members: Heather Stark, Dr. R. Nolan

Chairs/Membership

Ann Dzuna and Jan Howe, RN Co-Chairs

Alberto Lemos

Beverly Wallace

Gerhard Heinrich, MD

Joanna Kim-Selby

Lori Turner, RN

Ed Schroth

Gerry Richards

Robert Leasure, MD

Kay McVay, RN

Respectfully submitted,
Jan Howe, RN Co-Chair

MENTAL HEALTH WORK GROUP

Advisory Council on Aging
2010 Annual Report

**(Merged)**

December 10, 2010

January – June 2010

Mission

Raise awareness of the need to create an integrated mental health system of care for all older adults.

Goals for 2010

1. Find out what services currently exist; what are the available resources for older adults in Contra Costa and the immediate vicinity?
2. Develop a model of what we believe an ideal system would be (assuming no financial or other barriers exist.)
3. Advocate for necessary change.
4. Raise awareness of the need to create an integrated mental health system of care for all older adults.

Accomplishments in 2010

In June of 2010, the workgroup merged with Contra Costa Health Services Consolidated Planning Advisory Workgroup (CPAW).

Respectfully submitted,
Mim Carlson, President



HOUSING WORK GROUP REPORT**January – December 2010****Activities and Accomplishments**

The Housing Work Group was unable to accomplish its goals in 2010 due to the lack of leadership from a chairperson. In May 2010, the Advisory Council President received support from the Advisory Council to initiate talks with the Executive Director and Board President of Contra Costa for Every Generation (CCEG) to merge the two Housing Work Groups of these agencies. There was enthusiasm from CCEG and a meeting was held in July 2010 to begin the process. However, CCEG merged with Senior Helpline Services in September 2010 and the talks of a Housing Work Group merger were put on hold until later in the year.

Respectfully submitted,
Mim Carlson, President



Mission

To research, develop strategy and recommend action to the Advisory Council on Aging concerning legislative issues of importance to seniors in Contra Costa County. Contacts, personal and in writing, will be maintained with the appropriate legislative representations and sponsoring organizations.

2010 Work Group Goals/Priority Areas

- Federal legislation for Universal Health Care
- Elder Justice Act
- Institutional abuse issues
- Ombudsman Funding
- Continue educational sessions for seniors on protecting themselves from fraud, scams and Identity theft
- State budget issues

2010 Key Accomplishments

“Adopt-A-Bill” - Each member of the work group identifies, tracks, and reports on progress of a bill(s). Letters were prepared and submitted in support of the following legislation:

- Letters were sent in support of: AB 724, AB 1806, AB 2114, AB 2555, SJR 20, SCR 74 and SB 810.
- Co-Chair Shirley Krohn continued Communities Against Senior Exploitation (CASE) presentations to organizations, i.e. Soroptomist Club in Antioch, Sunrise Assisted Living in Walnut Creek, John Muir Caring Hands organization, Live, Laugh and Love event at the Pleasant Hill Community Center. These presentations are conducted throughout the county to provide education and information to seniors on how to protect themselves from fraud, scams and ID theft.

California Senior Legislature (CSL)

- Distributed flyers supporting CSL Code 402 (Tax Form: ‘CA Fund for Senior Citizens’) providing funds to continue the California Senior Legislature.
- Submitted Proposals: Repeal of the sunset clause on financial institutions’ mandated reporters. Establishing an independent long term care ombudsman organization in California. Establishing a long term care insurance program in California, implementing the CLASS Act from the health care bill. Uniformed logo for Defibrillator signage to be displayed outside of buildings where the defibrillators are installed, in public view.
- Senior Volunteer Month honoring senior volunteers in May: SCR 74 submitted by Joanna Kim-Selby, Senior Senator was passed. Advisory Council members were formally honored by members of the Contra Costa County Board of Supervisors.
- Supported Stroke Education Campaign for the State of California.
- A new Senior Assembly member Gerald Richards was elected to serve a 4-year term.



Collaborations

The Legislative Advocacy Work Group works closely with California Commission on Aging (CCOA) and the Triple-A Council of CA (TACC) and California Alliance for Retired Americans (CARA.)

2011 Calendar Year

The Work Group will hold nine meetings from January thru June, August and November. Likewise, the group will recess during the months of July, October and December of 2011.

Respectfully Submitted:

Joanna Kim Selby – Co Chair

Shirley Krohn – Co Chair



TRANSPORTATION WORK GROUP**January – December 2009****Senior Mobility Action Council – SMAC**

The Council's Transportation Workgroup works within a collaborative known as the Senior Mobility Action Council (SMAC). Members include transportation providers, stakeholders and community activists interested in improving transportation for seniors.

Membership and Staff

Earle Ormiston	Advisory Council on Aging: Chair Marketing Team, Chair Nominating Committee and Co-Chair Senior Mobility Action Council (SMAC), Co-Chair Transportation Initiative/Contra Costa for Every Generation (CCEG), Member Para Transit Coordinating Council (PCC) of Contra Costa County Transportation Authority (CCCTA), Member Transportation Access Committee (TAC) working on Mobility Management Center Project, Member Concord Senior Center Advisory Council
Tighe Boyle	Transportation Consultant, Co-Chair (SMAC), Member (TAC)
Virginia Brunk	American Association of Retired Persons (AARP) and Vice President and Executive Board Member Concord Senior Citizens Club
Veronica Conley	Oakland Department of Motor Vehicles
Cindy Dahlgren	Administrative Manager, County Connection
John Garamendi, U.S. Congress	Congressman Garamendi is on the Transportation Committee. The following people from his staff have asked to join our Team: Michelle Gault – District Director's Office and Brian Hockey, a Field Representative who handles transportation Issues in California Legislature in Sacramento.
Linda Groobin	Advisory Council on Aging. Manager-Caring Hands-John Muir Health-Walnut Creek
Ralph Hoffman	Bus Ambassador County Connection
Gretchen Hansen	Manager Rossmoor Transportation. Member Transportation Initiative (CCEG)
Sue Littlehale	Advisory Council on Aging
Mary Lou Laubscher	Facilitator, Monument Corridor Action Team
Barbara Russell-Cambra	Advisory Council on Aging and East County Senior Coalition
Barbara Seaver	New Member - Martinez Community Advocate
Debbie Toth	Executive Director, Northern California Center for Adult Day Health Care, member (PCC)
Sandy Warren	Executive Director, Senior Outreach Services
Elaine Welch	Executive Director-Senior Helpline Services (A newly formed Organization which now includes (CCEG). Co-Chair Transportation Initiative (CCEG)
Ray Zenoni	Meals on Wheels Advisory Board, Caring Hands Pleasant Hill Representative
Jamie Ray	Area Agency on Aging Staff



Purpose

Continue assessment and active advocating for Contra Costa County senior transportation issues/options. Develop goals and action steps to help address these needs and advocate for fulfillment of these goals in the Transportation Service System.

GOALS for 2010

1. Develop an action plan to combat Contra Costa County transportation funding issues and service cuts by the State of California.
2. Re-launch the Ilene Lubkin Contra Costa County senior transportation awards program for volunteers and providers.
3. Work on improving East County transportation options.
4. Advocating and supporting the mobility management center project for Contra Costa County.
5. Aggressively recruiting transportation team members (providers, agencies and advocates)

2010 Key Results

Successful re-launch of the popular Ilene Lubkin Senior Transportation Awards program. This year's winners in the Senior Volunteer category: ED and RUTH ROTH—27 Years serving Meals on Wheels to provide nutritious meals to homebound seniors. RALPH HOFFMAN –Outstanding Bus Ambassador for County Connection. EARLE G. ORMISTON – leadership and advocacy throughout Contra Costa County by serving a senior transportation special team consisting of Barbara Russell-Cambra, Linda Groobin and Janet Johnson. Members worked in the East County communities trying to develop a unified approach to many senior transportation issues now faced by seniors living in this area.

Mobility Management Centers Process in Contra Costa County

Three Team members: Earle G. Ormiston, Tighe Boyle and Elaine Welch are active members of the Transportation Access Committee (TAC) formed by County Connection to oversee the outside transportation consultant's survey and analysis of transportation options available throughout Contra Costa. The project is in close connection with AC Transit who services part of Western C.C. County. The consultant's review is scheduled to be completed in late 2010 and will then be reviewed by (TAC) and AC Transit before members can determine next steps. SMAC has also re-instated our Project Grid Process to help monitor and direct our various transportation projects. This involves using a spread sheet to outline project goals, people involved and target dates. Tighe Boyle attended a special transportation, social-medical service summit in Oakland. Both medical and transportation representatives were involved in this highly interactive, productive session.



Future Outlook

The workgroup is discussing concentration upon Senior Driver Program as one of the major projects for 2011. Cooperating with and getting involved in the Livable Communities Project is another area that we will be considering next year. Members will continue to play an active role in the building of a Mobility Management Center concept in Contra Costa County.

Respectfully Submitted,
Earle G. Ormiston, Co-Chair
Transportation Work Group



NUTRITION COUNCIL**January – December, 2010**

The Nutrition Council has a designated seat on the Advisory Council on Aging.

The life span of the average American has increased dramatically. Studies show that a good diet in later years reduces risk of osteoporosis, high blood pressure, heart disease and certain cancers. Seniors might need less energy, but they need just as many of the nutrients found in food and our program meets or exceeds the required daily allowance. Budget cuts have not diminished the high-quality meals we serve.

Purpose

The Senior Nutrition Program's goal is to provide delicious, nutritious meals for homebound seniors and for those who eat lunch at the various Contra Costa cafes. Socialization with seniors with similar interests is also important to the Senior Nutrition Program as there are many seniors who live alone. The network of drivers, nutritionists, community partners, volunteers, donors and advocates are a formidable force against senior neglect and malnutrition. We deliver more than a meal; we are delivering hope to homebound elders.

Results

For more than 39 years, the Contra Costa Senior Nutrition Program and its companion agency, Home Delivered Meals, has provided health and wellness safety nets for thousands of seniors. The program serves adults with AIDS and those who have a disability, allowing them to live independently, well into their 70's, 80's, and 90's.

Milestones

The milestones for 2010 were the following and remain the same for 2011: Contra Costa County menus exceed the Department of Aging and Title VII USDA recommendations. Emergency meals are still being delivered every six months. The Emergency Meals Program is funded entirely by our nonprofit; including steps taken to develop meals that are nutritionally balanced, as well as suitable for claiming under Title III regulations. Meals will be claimed as meals served with the initial delivery, and then again each six months when the old meals are replaced with new meals. The quality of these e-meals is very good and most of the products actually have as long as a three-year shelf life.

Two outreach workers were employed to reach out to seniors living in West and Central Contra Costa County who qualify for the Program and may not know they are eligible.



Goal for 2010-2011

We have not yet had the 'surge' in need for Meals on Wheels services predicted for November or December 2010 and fostered by seniors who could be losing their In Home Support Service. Our hope is to be prepared in case the 'surge' does indeed happen. We would like to increase participation in all Contra Costa cafes. Many seniors are still unaware of the different locations of the cafes. We are committed to informing senior citizens about the wonderful advantages of their spending time with peers in a safe, friendly environment. At this time, we are actively recruiting additional volunteer drivers so that more homebound elders can be served. We could not serve one half of the meals we deliver without the services of our volunteer drivers.

Respectfully Submitted,
Gail Garrett, President
Nutrition Council Representative
Advisory Council on Aging







Photo: Jaime Ray

Advisory Council on Aging 2010 Annual Report



Contra
Costa
County

To: Board of Supervisors
From: Catherine Kutsuris, Conservation & Development Director
Date: February 8, 2011

Subject: Byron Corners General Plan Amendment Study Authorization

RECOMMENDATION(S):

1. AUTHORIZE a General Plan Amendment study, as requested by Byron Corners, Inc. for property they own at 15031-15034 Byron Highway in Byron, Assessor Parcel Nos. 002-140-009/010, to consider changes in General Plan land use designation from Single Family Residential – High Density (SH) to Commercial (CO).
2. ACKNOWLEDGE that granting authorization for this request does not imply any support or endorsement for the application to amend the General Plan, but only that this matter is appropriate for study.

FISCAL IMPACT:

None. If authorization is granted, the applicant will be responsible to pay fees to cover the cost for a General Plan Amendment study.

BACKGROUND:

The Department of Conservation and Development is in receipt of a request from Sukhjit Singh, Continental Development Consultants,

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011** ☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: June McHuen, Deputy

Contact: Patrick Roche (925)
335-1242

cc:

BACKGROUND: (CONT'D)

on behalf of the owner of Assessor Parcel Nos. 002-140-009/010, Jasvir Shahi, doing business as Byron Corners, Inc., for a General Plan Amendment study involving the Byron Corners Market located at 15031-15034 Byron Highway in Byron. The General Plan Amendment study request involves Assessor Parcel Nos. 002-140-009 and 002-140-010, two parcels totaling approximately 34,000 (+/-) square feet site, which are located at the southeast corner of Byron Highway and Camino Diablo. The subject site is currently designated Single Family Residential – High Density (SH) under the Land Use Element Map to the Contra Costa County General Plan, 2005-2020, and it is located entirely within the Urban Limit Line. The zoning for the subject site is split between the R-B: Retail Business District (APN: 002-140-009) and the A-2: General Agricultural District (APN: 002-140-010). See Exhibit “A” for a copy of letter from Mr. Singh on behalf of Byron Corners, Inc., requesting the General Plan Amendment study authorization.

As explained in Mr. Singh’s letter, Byron Corners, Inc. operates an existing market and gas station (Byron Corners Market) at 15031 - 15034 Byron Highway located in the southeast corner of the intersection where Byron Highway and Camino Diablo meet. Byron Corners, Inc. desires to expand the market and improve overall site access, particularly the drive way access to the gas station area, by combining the market/gas station with the adjacent vacant parcel (APN: 002-140-009), and expanding into this currently vacant parcel.

The site location, comprised of Assessor Parcel Nos. 002-140-009/010, the subject of the General Plan Amendment study authorization request, are depicted in the maps and aerial photo, respectively, attached as Exhibits “B” and “C” to this report.

Staff believes that the request for a General Plan Amendment study to consider the re-designation of the subject site to the Commercial (CO) designation is reasonable, and recommends that the General Plan Amendment study be authorized. The staff’s basis for this recommendation is that the proposed General Plan Amendment study, along with applications for a Land Use Permit/Development Plan for market/gas station and rezoning of the vacant agriculturally zoned parcel, would provide an opportunity to create an aesthetically pleasing and desirable use, improve site access and local circulation, and bring consistency between the General Plan and zoning at this location in Byron.

Authorization for this study, however, does not imply support or endorsement for the application to amend the General Plan, but only provides that this matter is appropriate for study.

CONSEQUENCE OF NEGATIVE ACTION:

Not applicable.

CHILDREN'S IMPACT STATEMENT:

Not applicable.

ATTACHMENTS

- Attachment A: Byron Corners GPA study request
- Attachment B: Existing and Proposed General Plan
- Attachment B: Existing Zoning
- Attachment C: Site Aerial Photo



CONTINENTAL DEVELOPMENT CONSULTANTS

Civil Engineering • Land Planning & Zoning Entitlements • Building Design & Improvements • Construction Consulting

December 6, 2010

Contra Costa County
Department of Conservation and Development
Advance Planning Division
651 Pine Street, 4th Floor-North Wing
Martinez, CA 94553-1229

Attn: Catherine Kutsuris, Director

Subject: *Feasibility Request for General Plan Amendment*
Address: 15031 & 15045 Byron Hwy., Byron CA 95514
APN Numbers: 002-140-009 (Zoned A-2) ; 17,010 sq. ft.
002-140-010 (Zoned R-B); 17,606 sq. ft.

Dear Catherine:

We respectfully submit the subject application for your consideration on behalf of owner Mr. Jasvir Singh Shahi. The proposed site, consisting of two parcels, is currently designated Single Family Residential-High (SH) in General Plan.

The subject parcels are generally located in South East Corner of Camino Diablo Street and Byron Hwy and falls in Un-incorporated area of the county. The other two sides are bordered by Single Family Residences.

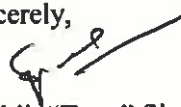
We intend to develop the site for expansion of an existing Gas Station and Retail presently located on Parcel 002-140-010. A General Plan Amendment is required for such development.

The proposed development justifies General Plan Amendment request in the following manner-

- 1) The site is suitable for type and intensity of the land use proposed.
- 2) The Existing Zoning (R-B) of Parcel 002-140-010 is consistent with Commercial (CO) designation of General Plan.
- 3) The proposed expansion of existing Retail Business requires inclusion of Parcel 002-140-009 towards south, in order to meet Code requirements.
- 4) Site design will create an aesthetically pleasing and desirable structure in the neighborhood as well as improve circulation pattern of the existing Retail Business
- 5) Site development will not considerably impact the drainage pattern of the area.
- 6) The overall design will meet with the public health, safety, welfare to the surrounding area as well as bring consistency in objectives of the General Plan, Policies and Standards.

The request for General Plan Amendment may please be accepted for further necessary action.

Sincerely,

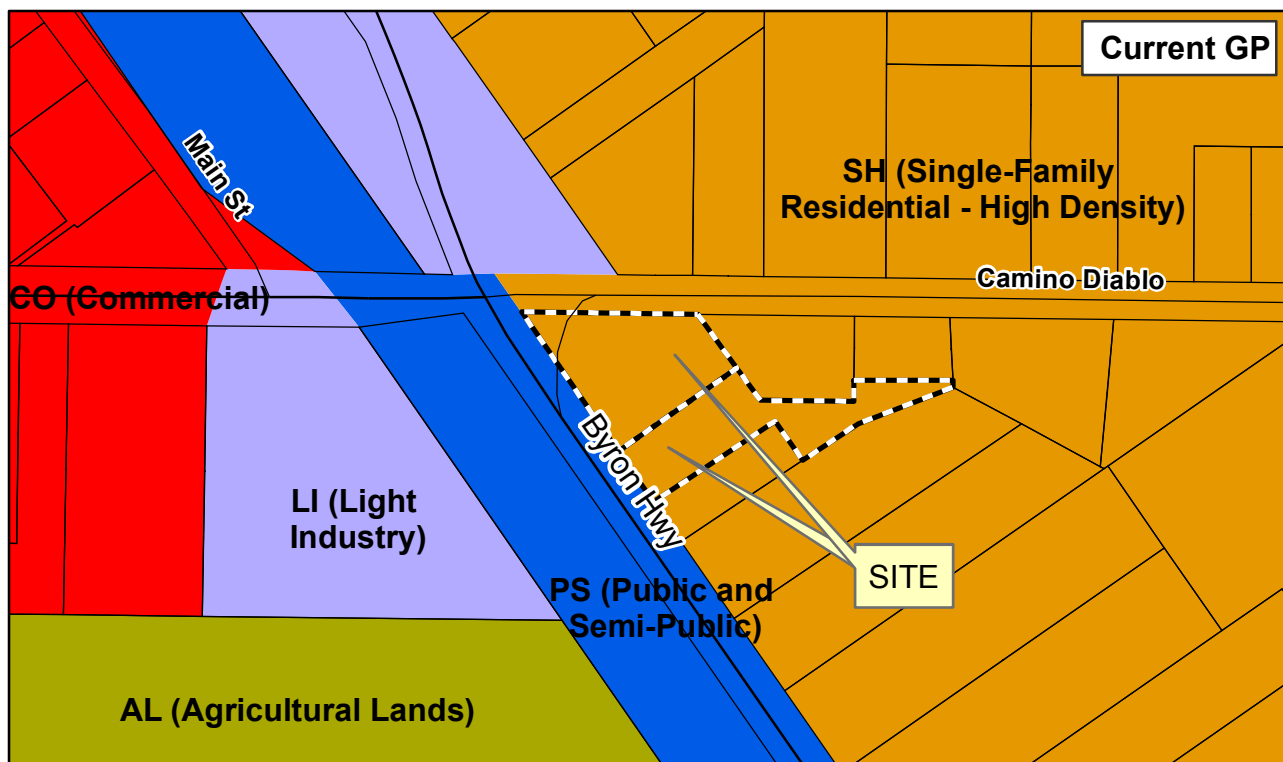

Sukhjot "Tony" Singh
President
702-287-0347 (Phone)
tony@continentaldc.com

RECEIVED
DEPARTMENT OF CONSERVATION AND DEVELOPMENT
NOV 10 2010

NO DEC 17 P 12:23

CONTRA COSTA

15031-15034 Byron Highway, Byron Area General Plan Map (GP10-0003)



Legend



Parcels

General Plan

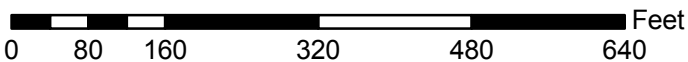
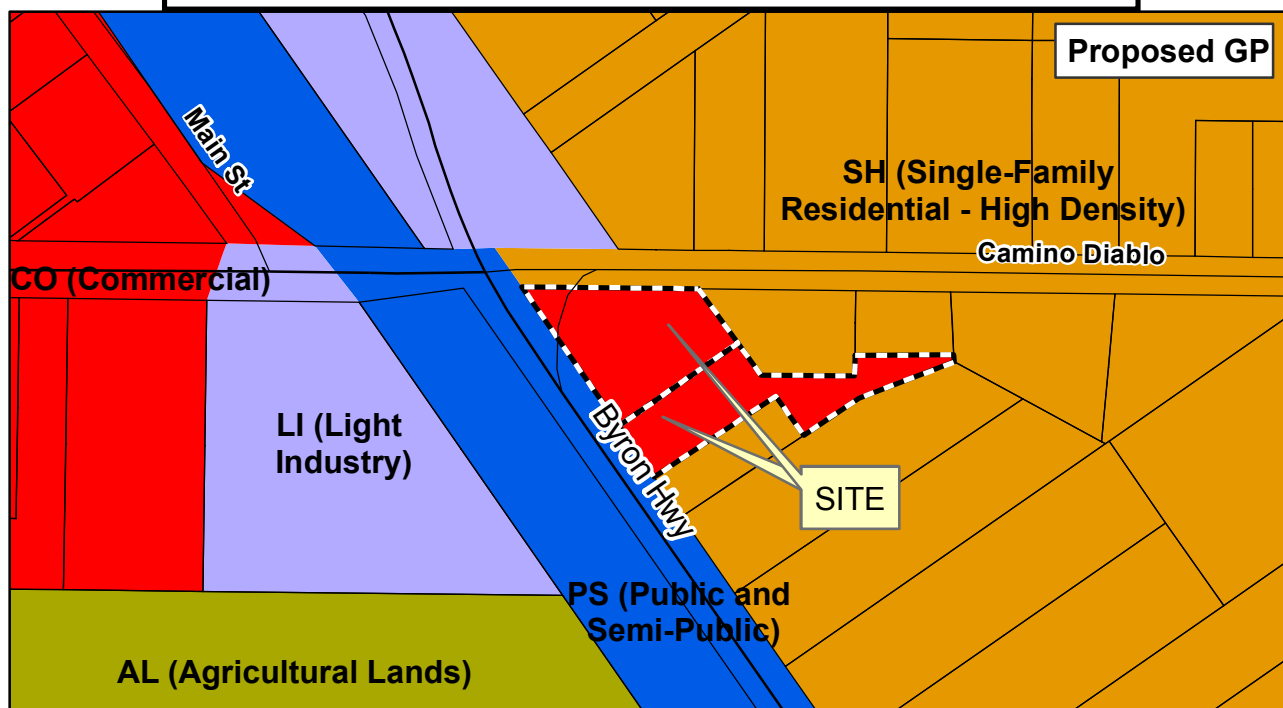
SH (Single Family Residential - High)

CO (Commercial)

LI (Light Industry)

PS (Public/Semi-Public)

AL (Agricultural Lands)

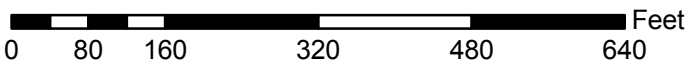
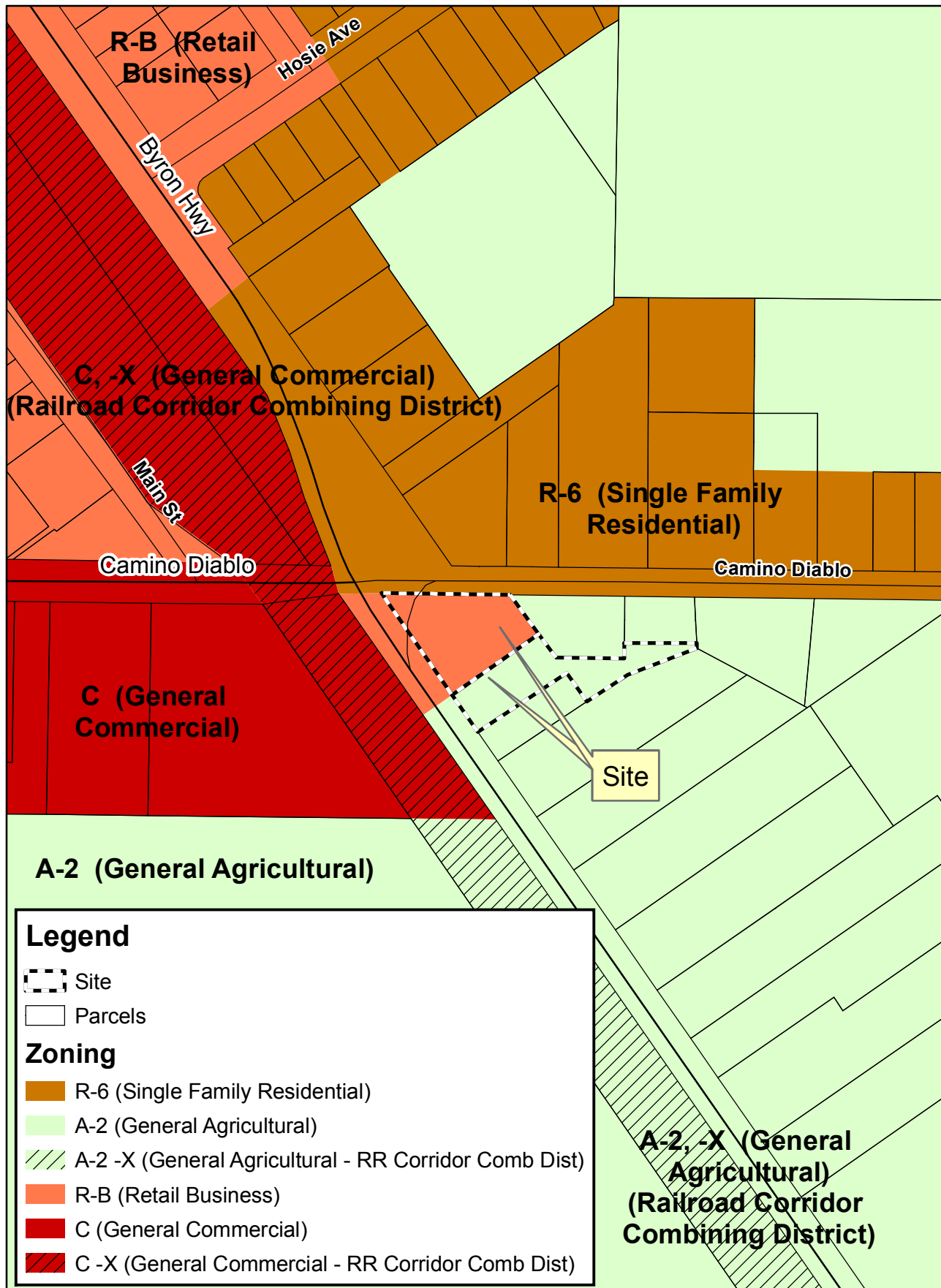


Map created 1/26/2011
by Contra Costa County Department Conservation and Development
Community Development Division - GIS Group
651 Pine Street, 4th Floor North Wing, Martinez, CA 94553-0095
37:59:48.455N 122:06:35.384W

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15031-15034 Byron Highway, Byron Area Zoning Map (GP10-0003)

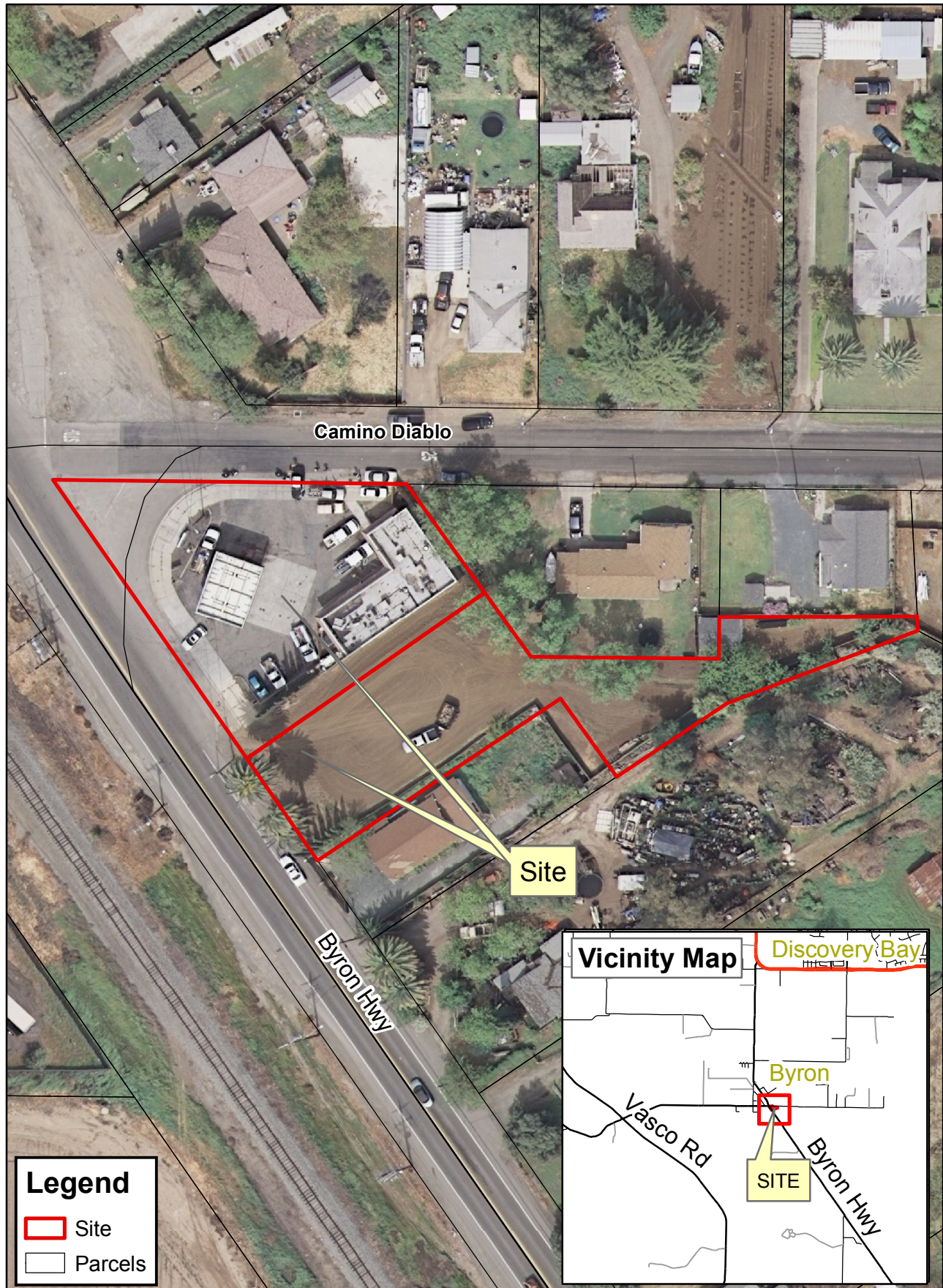


Map created 1/26/2011
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15031-15034 Byron Highway, Byron Area Aerial Photograph (GP10-0003)



0 30 60 120 180 240 Feet

Map created 1/26/2011
by Contra Costa County Department of Conservation and Development
Community Development Division-GIS Group
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37:59:48.455N 122:06:35.384W

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**Contra
Costa
County**

To: Board of Supervisors
From: William Walker, M.D., Health Services Director
Date: February 8, 2011

Subject: Approve New and Recredentialing Providers in Contra Costa Health Plan's Community Provider Network

RECOMMENDATION(S):

Approve the list of providers recommended by the Contra Costa Health Plan's Peer Review and Credentialing Committee at their December 29, 2010 and January 11, 2011 meetings, and by the Health Services Director, as required by the State Departments of Health Care Services and Managed Health Care, and the Centers for Medicare and Medicaid Services.

FISCAL IMPACT:

None.

BACKGROUND:

The National Committee on Quality Assurance (NCQA) has requested evidence of Board of Supervisors Approval for each CCHP provider be contained within the provider's credentials file.

The recommendations were made by CCHP's Peer Review and Credentialing Committee.

CONSEQUENCE OF NEGATIVE ACTION:

If this action is not approved, Contra Costa Health Plan's Providers would not be appropriately credentialed and not be in compliance with the NCQA.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011**

☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: June McHuen, Deputy

Contact: Patricia Tanquary,
313-6004

cc: Tasha Scott, Barbara Borbon, L. Maria Perez

CHILDREN'S IMPACT STATEMENT:

Not applicable.

ATTACHMENTS

G:\C&G DIRECTORY\NON CONTRACTS\bopl-January 11, 2011.doc

G:\C&G DIRECTORY\NON CONTRACTS\bopl-December 29, 2010.doc

Contra Costa Health Plan
Providers Approved by Peer Review and Credentialing Committee
January 11, 2011

CREDENTIALING PROVIDERS JANUARY 2011	
Name	Specialty
Bell, Jaromy, DC	Chiropractic
Brown, Antonio, PA	Surgery – Neurological
Dixit, Rajiv, M.D.	Rheumatology
Dixit, Rashmi, M.D.	Rheumatology
Foster, Zuzana, M.D.	Rheumatology
Gharagozlou, Parham, M.D.	Internal Medicine/Sleep Medicine
Grossman, Daniel, M.D.	Family Planning
Kanai, Kuniyoshi, OD	Optometry
Krishnan, Vidya, M.D.	Psychiatry
Loeb, John, M.D.	Rheumatology
Mommel, Lisa, M.D.	Family Planning
Niimi, Joycelyn, OD	Optometry
Padula, Anthony, M.D.	Rheumatology
Tagore, Simranjeet, NP	Family Planning
Wu, David, M.D.	Rheumatology

RECREREDENTIALING PROVIDERS JANUARY 2011	
Name	Specialty
Austin, Melanie, CNM	Midwife
Cherry, Suraj, M.D.	Ophthalmology
Dorrell, Sarah, Ph.D.	Mental Health Services
Fair, Naomi, MFT	Mental Health Services
Hsieh, Park, OD	Optometry
Kim, Edward, M.D.	Nephrology
Kim, Young, M.D.	OB/GYN

bopl-January 11, 2011

Contra Costa Health Plan
Providers Approved by Medical Director
December 29, 2010

CREDENTIALING PROVIDER DECEMBER 2010	
Name	Specialty
Beck, Joseph, M.D.	Therapeutic Radiology Radiation Oncology

RE-CREDENTIALING PROVIDERS DECEMBER 2010	
Name	Specialty
Caicedo, Andres, M.D.	Surgery – General
Curbelo, Gustavo, M.D.	Primary Care Family Medicine
Dokhanchifar, Poopak, DC	Chiropractic
Ferguson, Darrin, DC	Chiropractic
Iota-Herbei, Claudia, M.D.	Nephrology
Jaffin, Henry, M.D.	Orthopaedic Surgery
Nevarez, Carmen, M.D.	Family Planning
Nguyen, Dat., M.D.	Surgery – Bariatric
Ong, Winson, OD	Optometry
Shelton-Pryor, Ruth, M.D.	Family Planning
Skarda, Stephen, DC	Chiropractic
Yu, John, M.D.	Primary Care Family Medicine

CREDENTIALING ORGANIZATIONAL PROVIDERS DECEMBER 2010		
Provider Name	Provide the Following Services	DBA & Location
Horizon Home Health Care, Inc.	Home Health	Horizon Home Health Care, Pleasant Hill.
Maxim Healthcare Services	Home Health	Maxim Healthcare Services, Concord.
Solnus Four, LLC	Skilled Nursing Facility	San Pablo Healthcare & Wellness Center, San Pablo.

bopl-December 29, 2010



Contra
Costa
County

To: Board of Supervisors
From: Sharon L. Anderson, County Counsel
Date: February 8, 2011

Subject: Conflict of Interest Code of the Office of the County Counsel

RECOMMENDATION(S):

Approve amendments to the Office of the County Counsel's Conflict of Interest Code to substitute the attached as said code.

FISCAL IMPACT:

None.

BACKGROUND:

The Office of the County Counsel has amended its conflict of interest code and submitted the revised code to the Board for approval pursuant to Government Code section 87306 and 87306.5. The list of designated positions has been revised to delete positions. In addition, the code has been revised to reflect a new title for the filing officer. These changes are shown on the attached 'red-line' version of the code.

CONSEQUENCE OF NEGATIVE ACTION:

Conflict of Interest Code for the Office of the County Counsel will not be amended pursuant to Government Code 87306 and 87306.5.



APPROVE



OTHER



RECOMMENDATION OF CNTY



RECOMMENDATION OF BOARD

ADMINISTRATOR

COMMITTEE

Action of Board On: **02/08/2011**



APPROVED AS
RECOMMENDED



OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

Contact: Mary Ann Mason (925)
335-1800

By: June McHuen, Deputy

CHILDREN'S IMPACT STATEMENT:

None.

ATTACHMENTS

COI County Counsel Red Line Attachment

1

COI County Counsel Attachment 2

Amended _____

County Counsel

CONFLICT OF INTEREST CODE
OF THE
COUNTY COUNSEL OF CONTRA COSTA COUNTY

The Political Reform Act (Gov. Code § 81000, et seq.) requires state and local government agencies to adopt and promulgate conflict of interest codes. The Fair Political Practices Commission has adopted a regulation (2 Cal.Code of Reg. §18730) which contains the terms of a standard conflict of interest code. After public notice and hearing it may be amended by the Fair Political Practices Commission to conform to amendments in the Political Reform Act. Therefore, the terms of 2 California Code of Regulations Section 18730 and any amendments to it duly adopted by the Fair Political Practices commission are hereby incorporated by reference. This regulation and the attached Appendix designating officials and employees and establishing disclosure categories, shall constitute the conflict of interest code of the County Counsel of Contra Costa County.

Designed employees shall file their statements with the County Counsel ~~Officer~~ Manager-Administrative Services Officer who will make the statements available for public inspection and reproduction. (Gov. Code § 81008.) Statements for all designated employees will be retained by the County Counsel of Contra Costa County.

EXHIBIT "A"

Designated Positions

Disclosure Category

Assistant County Counsels	1
Chief Assistant County Counsel	1
Civil Litigation Attorneys	1
Deputy County Counsels-Deep Class	1
Deputy County Counsel 1	1
Deputy County Counsels-Fixed Term	1
Office Manager	1
Administrative Services Officer	1
*Consultants	

*The County Counsel may determine in writing that a consultant is hired to perform a range of duties that is limited in scope and thus is not required to comply with disclosure requirements. The written determination is a public record and shall be retained for public inspection.

EXHIBIT "B"

Disclosure Categories

1. Designated Employees in Category "1" must report:

(a) All investments, interests in real property, and sources of income, and any business entity in which the employee is a director, officer, partner, trustee, employee, or holds any position of management. These financial interests are reportable only if located within Contra Costa County or if the business entity is doing business or planning to do business in the County (and such plans are known by the designated employee) or has done business within the County at any time during the two years prior to the filing of the statement.

(b) Investments in any business entity, income from any source and status as a director, officer, partner, trustee, employee, or holder of a position of management in any business entity, which has within the last two years contracted or foreseeably may contract with Contra Costa County, or with any public agency within Contra Costa County, to provide services, supplies, materials, machinery or equipment to either party.

2. Designated Employees in Category "2" must report:

Investments in any business entity, income from any source, and status as a director, officer, partner, trustee, employee, or holder of a position of management in any business entity, which has within the last two years contracted, or foreseeably may contract, with Contra Costa County to provide services, supplies, materials, machinery or equipment to the County Counsel's office.

Amended _____

County Counsel

CONFLICT OF INTEREST CODE
OF THE
COUNTY COUNSEL OF CONTRA COSTA COUNTY

The Political Reform Act (Gov. Code § 81000, et seq.) requires state and local government agencies to adopt and promulgate conflict of interest codes. The Fair Political Practices Commission has adopted a regulation (2 Cal.Code of Reg. §18730) which contains the terms of a standard conflict of interest code. After public notice and hearing it may be amended by the Fair Political Practices Commission to conform to amendments in the Political Reform Act. Therefore, the terms of 2 California Code of Regulations Section 18730 and any amendments to it duly adopted by the Fair Political Practices commission are hereby incorporated by reference. This regulation and the attached Appendix designating officials and employees and establishing disclosure categories, shall constitute the conflict of interest code of the County Counsel of Contra Costa County.

Designed employees shall file their statements with the County Counsel Administrative Services Officer who will make the statements available for public inspection and reproduction. (Gov. Code § 81008.) Statements for all designated employees will be retained by the County Counsel of Contra Costa County.

EXHIBIT "A"

<u>Designated Positions</u>	<u>Disclosure Category</u>
Assistant County Counsels	1
Civil Litigation Attorneys	1
Deputy County Counsels-Deep Class	1
Administrative Services Officer	1
*Consultants	

*The County Counsel may determine in writing that a consultant is hired to perform a range of duties that is limited in scope and thus is not required to comply with disclosure requirements. The written determination is a public record and shall be retained for public inspection.

EXHIBIT "B"

Disclosure Categories

1. Designated Employees in Category "1" must report:

(a) All investments, interests in real property, and sources of income, and any business entity in which the employee is a director, officer, partner, trustee, employee, or holds any position of management. These financial interests are reportable only if located within Contra Costa County or if the business entity is doing business or planning to do business in the County (and such plans are known by the designated employee) or has done business within the County at any time during the two years prior to the filing of the statement.

(b) Investments in any business entity, income from any source and status as a director, officer, partner, trustee, employee, or holder of a position of management in any business entity, which has within the last two years contracted or foreseeably may contract with Contra Costa County, or with any public agency within Contra Costa County, to provide services, supplies, materials, machinery or equipment to either party.

2. Designated Employees in Category "2" must report:

Investments in any business entity, income from any source, and status as a director, officer, partner, trustee, employee, or holder of a position of management in any business entity, which has within the last two years contracted, or foreseeably may contract, with Contra Costa County to provide services, supplies, materials, machinery or equipment to the County Counsel's office.



Contra
Costa
County

To: Board of Supervisors
From: Sharon L. Anderson, County Counsel
Date: February 8, 2011

Subject: Conflict of Interest Code of the Board of Retirement of the Contra Costa County Employees' Retirement Association

RECOMMENDATION(S):

Approve amendments to the Board of Retirement of the Contra Costa County Employees' Retirement Association's Conflict of Interest Code to substitute the attached as said code.

FISCAL IMPACT:

None.

BACKGROUND:

The Board of Retirement of the Contra Costa County Employees' Retirement Association has amended its code and submitted the amended code to the Board for approval pursuant to Government Code section 87306 and 87306.5. The Association has revised its Code to add Exhibit C, a list of the Board and Agency positions that file Form 700 pursuant to Government Code section 87200. Also, the list of designated positions has been revised to modify titles of existing positions. These changes are shown on the attached 'red-line' version of the code.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011**

☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

Contact: Mary Ann Mason (925)
335-1800

By: June McHuen, Deputy

CONSEQUENCE OF NEGATIVE ACTION:

Conflict of Interest Code for the Board of Retirement of the Contra Costa County Employees' Retirement Association will not be amended pursuant to Government Code 87306 and 87306.5.

CHILDREN'S IMPACT STATEMENT:

None.

ATTACHMENTS

COI CCCERA Red Line Attachment 1

COI CCCERA Attachment 2



**BOARD OF RETIREMENT
OF THE
CONTRA COSTA COUNTY EMPLOYEES' RETIREMENT ASSOCIATION
CONFLICT OF INTEREST CODE**

Adopted: 02/24/76

Amended: 11/06/02, 11/17/04, 4/8/09, 12/8/10

Section 100, Purpose

Pursuant to the provisions of Government Code Sections 87300, et seq., the Board of Retirement of the Contra Costa County Employees' Retirement Association adopts this Conflict of Interest Code. Nothing contained herein is intended to modify or abridge the provisions of the Political Reform Act of 1974 (Government Code Secs. 81000 et seq.) The provisions of this Code are in addition to the laws pertaining to conflicts of interest, including but not limited to Government Code Section 87100 which provides that: "No public official at any level of state or local government shall make, participate in making or in any way attempt to use his official position to influence a governmental decision in which he knows or has reason to know he has a financial interest." Except as otherwise indicated, the definitions of the Political Reform Act and regulations adopted pursuant thereto, including specifically but not limited to FPPC Regulation 18730, are incorporated herein, and this Code shall be interpreted consistently therewith. Pursuant to Government Code sections 87303 and 82011(b), this Conflict of Interest Code and any amendments thereto become effective upon approval by the Contra Costa County Board of Supervisors.

Section 200, Designated Positions and Employees

The positions listed in Exhibit "A" (attached hereto) are "designated positions". Every incumbent of these is a "designated employee", and is deemed to make, or participate in the making of, decisions which could affect his or her personal economic interests.

Section 300, Disclosure, Statements

Designated positions shall be assigned to one or more of the disclosure categories set forth in Exhibit "B". Each designated employee shall file an annual statement disclosing that employee's interest in investments, business positions, real property and income designated as reportable under the category to which the employee's position is assigned.

-Agency positions that manage public investments for purposes of Section 87200 of the Government Code are listed in Exhibit "C", as required pursuant to Government Code section 87314. Each Retirement Board member and CCCERA employee listed as a Section 87200 filer must file an annual statement of economic interest with the Contra Costa County Clerk - Elections Division.

Disclosure statements are public records pursuant to Government Code section 81008(a).

Section 400, Place and Time of Filing

- (a) Every designated employee shall file the original of his or her statement of financial interests with the Retirement Administration Manager in the Retirement office.
- (b) The Retirement Administration Manager shall make and retain a copy, and forward the original to the Clerk of the Board of Supervisors.
- (c) Employees appointed, promoted or transferred to designated positions shall file initial statements within 30 days thereafter, and shall disclose any reportable investments, business positions and interests in real property held on, and income received during the 12 months before the effective date of the amendment, appointment, transfer or promotion.
- (d) Every designated employee shall file annual statements during March covering the preceding calendar year.
- (e) A designated employee required to file a statement of financial interest under any other agency's conflict of interest code, or under Article 2 of Chapter 7 of the Political Reform Act for a jurisdiction contained within the territorial jurisdiction of this agency may comply with the provisions of this Code by filing a duplicate copy of that statement and an expanded statement which covers reportable interests in that portion of this agency's jurisdiction which differs from the jurisdiction described in the other statement.

Section 500, Disclosure Statement, Form and Content

- (a) Clerk of the Board of Supervisors' Forms. Disclosure statements shall be made on forms supplied by the Clerk of the Board of Supervisors.
- (b) Content. The disclosure statement shall contain the following information:
 - (1) Investment or Interest in Real Property. When an investment or an interest in real property is required to be reported, the statement shall contain: a statement of the nature of the investment or interest, the name of the business entity in which each investment is held, a general description of the business activity in which the business entity is engaged, and the address or other precise location of the real property. The statement shall also contain a statement whether the fair market value of the investment or interest in real property equals or exceeds one thousand dollars (\$1,000) but does not exceed ten thousand dollars (\$10,000), whether it exceeds ten thousand dollars (\$10,000) but does not exceed one hundred thousand dollars (\$100,000), or whether it exceeds one hundred thousand dollars (\$100,000). This information need not be provided with respect to an interest in real property which is solely the principal residence of the filer or any other property which the filer utilizes exclusively as the personal residence of the filer.
 - (2) Personal Income. When income is required to be reported under this article, the statement shall contain: the name and address of each source of income aggregating two hundred fifty dollars (\$250) or more in value, or fifty dollars (\$50) or more in value if the income was a gift, and a general description of the business activity, if any, of each source. The statement shall also contain a statement whether the aggregate value of income from each source, or in the case

of a loan, the highest amount owed to each source, was at least two hundred fifty dollars (\$250) but did not exceed one thousand dollars (\$1,000), whether it was in excess of one thousand dollars (\$1,000) but was not greater than ten thousand dollars (\$10,000), or whether it was greater than ten thousand dollars (\$10,000); and a description of the consideration, if any, for which the income was received. In the case of a loan, the statement shall contain the annual interest rate and the security, if any, given for the loan.

- (3) In the case of a gift, the name, address and business activity of the donor and any intermediary through which the gift was made, a description of the gift, the amount or value of the gift, and the date on which the gift was received.
- (4) Business Entity. When income of a business entity, including income of a sole proprietorship, is required to be reported, the statement shall contain: the name, address, and a general description of the business activity of the business entity, and the name of every person from whom the business entity received payments if the filer's pro rata share of gross receipts from such person was equal to or greater than ten thousand dollars (\$10,000).
- (5) Business Position. When business positions are required to be reported, a designated person shall list the name and address of each business entity in which he or she is a director, officer, partner, trustee, employee, or in which he or she holds any position of management, a description of the business activity in which the business entity is engaged, and the designated person's position with the business entity.
- (6) Acquisition or Disposal During Period. In the case of an annual or leaving office statement, if an investment or an interest in real property was partially or wholly acquired or disposed of during the period covered by the statement, the statement shall contain the date of acquisition or disposal.

Section 600, Disqualifications.

Designated employees must disqualify themselves from making or participating in the making of any decisions or using their official position to influence the making of any decision in which they have a reportable financial interest, when it is reasonably foreseeable that the decision will have a material financial effect, distinguishable from its effect on the public generally, on the employee, a member of his or her immediate family or on any other interest indicated in Government Code section 87103. No designated employee shall be required to disqualify him or herself with respect to any matter which could not be legally acted upon or decided without his or her participation, provided the "rule of necessity" appropriately applies to the circumstances.

|

|

All other provisions of this Code notwithstanding, the following provisions hereafter apply:

1. No designated person shall accept any honorarium.

Government Code Section 89502 shall apply to the prohibitions in this section. This section shall not limit or prohibit payments, advances, or reimbursements for travel and related lodging and subsistence authorized by Government Code section 89506 or other provision of law.

2. No designated employee shall accept any gifts with a total value in a calendar year from any single source that exceeds the limitations set forth in Government Code section 89503.

EXHIBIT "A"

Position Categories

<u>Designated Positions</u>	<u>Disclosure Category</u>
Retirement Deputy Chief Executive Officer	General
Retirement Accounting Manager	1
Retirement Administration/ Human Resources Manager Coordinator	2
Retirement General Counsel	1
Retirement Investment Analyst	1
Outside fiduciarygeneral counsel	1
Outside investment consultant	1

- Consultants shall be included in the list of designated positions and shall disclose pursuant to the broadest disclosure category in the code subject to the following limitation:

The Chief Executive Officer 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 code. 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 Chief 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.

EXHIBIT "B"

Disclosure Categories

General:

An investment, interest in real property, or income is reportable if the business entity in which the investment is held, the interest in real property, or the income or source of income may foreseeably be affected materially by any decision made or participated in by the designated employee by virtue of the employee's position.

Designated Employees in Category 1:

Employees designated in Category 1 of Exhibit A shall complete all schedules of Form 700 unless there are no reportable interests for that schedule. A "reportable interest" shall be any business entity or source of income of a type in which the Board is authorized to invest.

Designated Employees in Category 2:

Employees designated in Category 2 of Exhibit A shall complete all schedules of Form 700 except those relating to interests in real property (Form 700, Schedules B and C), unless there are no reportable interests for a schedule. A "reportable interest" shall be any business entity or source of income which, within the filing period has contracted, or in the foreseeable future may contract with the Board to provide products or services, to the Retirement System or the Retirement Office.

EXHIBIT "C"

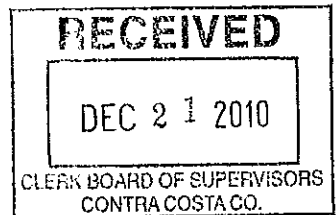
**Agency Positions that Manage Public Investments
For Purposes of Section 87200 of the Government Code**

**The following is a list of each position with the Retirement Board and CCCERA for
which an individual occupying the position is required to file a Statement of Economic
Interests as a public official who manages public investments within the meaning of
Government Code Section 87200:**

Members of the Board of Retirement, including Alternate Members

Retirement Chief Executive Officer

Retirement Chief Investment Officer



**BOARD OF RETIREMENT
OF THE
CONTRA COSTA COUNTY EMPLOYEES' RETIREMENT ASSOCIATION
CONFLICT OF INTEREST CODE**

Adopted: 02/24/76
Amended: 11/06/02, 11/17/04, 4/8/09, 12/8/10

Section 100, Purpose

Pursuant to the provisions of Government Code Sections 87300, et seq., the Board of Retirement of the Contra Costa County Employees' Retirement Association adopts this Conflict of Interest Code. Nothing contained herein is intended to modify or abridge the provisions of the Political Reform Act of 1974 (Government Code Secs. 81000 et seq.) The provisions of this Code are in addition to the laws pertaining to conflicts of interest, including but not limited to Government Code Section 87100 which provides that: "No public official at any level of state or local government shall make, participate in making or in any way attempt to use his official position to influence a governmental decision in which he knows or has reason to know he has a financial interest." Except as otherwise indicated, the definitions of the Political Reform Act and regulations adopted pursuant thereto, including specifically but not limited to FPPC Regulation 18730, are incorporated herein, and this Code shall be interpreted consistently therewith. Pursuant to Government Code sections 87303 and 82011(b), this Conflict of Interest Code and any amendments thereto become effective upon approval by the Contra Costa County Board of Supervisors.

Section 200, Designated Positions and Employees

The positions listed in Exhibit "A" (attached hereto) are "designated positions". Every incumbent of these is a "designated employee", and is deemed to make, or participate in the making of, decisions which could affect his or her personal economic interests.

Section 300, Disclosure, Statements

Designated positions shall be assigned to one or more of the disclosure categories set forth in Exhibit "B". Each designated employee shall file an annual statement disclosing that employee's interest in investments, business positions, real property and income designated as reportable under the category to which the employee's position is assigned.

Agency positions that manage public investments for purposes of Section 87200 of the Government Code are listed in Exhibit "C", as required pursuant to Government Code section 87314. Each Retirement Board member and CCCERA employee listed as a Section 87200 filer must file an annual statement of economic interest with the Contra Costa County Clerk – Elections Division.

Disclosure statements are public records pursuant to Government Code section 81008(a).

Section 400, Place and Time of Filing

- (a) Every designated employee shall file the original of his or her statement of financial interests with the Retirement Administration Manager in the Retirement office.
- (b) The Retirement Administration Manager shall make and retain a copy, and forward the original to the Clerk of the Board of Supervisors.
- (c) Employees appointed, promoted or transferred to designated positions shall file initial statements within 30 days thereafter, and shall disclose any reportable investments, business positions and interests in real property held on, and income received during the 12 months before the effective date of the amendment, appointment, transfer or promotion.
- (d) Every designated employee shall file annual statements during March covering the preceding calendar year.
- (e) A designated employee required to file a statement of financial interest under any other agency's conflict of interest code, or under Article 2 of Chapter 7 of the Political Reform Act for a jurisdiction contained within the territorial jurisdiction of this agency may comply with the provisions of this Code by filing a duplicate copy of that statement and an expanded statement which covers reportable interests in that portion of this agency's jurisdiction which differs from the jurisdiction described in the other statement.

Section 500, Disclosure Statement, Form and Content

- (a) Clerk of the Board of Supervisors' Forms. Disclosure statements shall be made on forms supplied by the Clerk of the Board of Supervisors.
- (b) Content. The disclosure statement shall contain the following information:
 - (1) Investment or Interest in Real Property. When an investment or an interest in real property is required to be reported, the statement shall contain: a statement of the nature of the investment or interest, the name of the business entity in which each investment is held, a general description of the business activity in which the business entity is engaged, and the address or other precise location of the real property. The statement shall also contain a statement whether the fair market value of the investment or interest in real property equals or exceeds one thousand dollars (\$1,000) but does not exceed ten thousand dollars (\$10,000), whether it exceeds ten thousand dollars (\$10,000) but does not exceed one hundred thousand dollars (\$100,000), or whether it exceeds one hundred thousand dollars (\$100,000). This information need not be provided with respect to an interest in real property which is solely the principal residence of the filer or any other property which the filer utilizes exclusively as the personal residence of the filer.
 - (2) Personal Income. When income is required to be reported under this article, the statement shall contain: the name and address of each source of income aggregating two hundred fifty dollars (\$250) or more in value, or fifty dollars (\$50) or more in value if the income was a gift, and a general description of the business activity, if any, of each source. The statement shall also contain a statement whether the aggregate value of income from each source, or in the case

of a loan, the highest amount owed to each source, was at least two hundred fifty dollars (\$250) but did not exceed one thousand dollars (\$1,000), whether it was in excess of one thousand dollars (\$1,000) but was not greater than ten thousand dollars (\$10,000), or whether it was greater than ten thousand dollars (\$10,000); and a description of the consideration, if any, for which the income was received. In the case of a loan, the statement shall contain the annual interest rate and the security, if any, given for the loan.

- (3) In the case of a gift, the name, address and business activity of the donor and any intermediary through which the gift was made, a description of the gift, the amount or value of the gift, and the date on which the gift was received.
- (4) Business Entity. When income of a business entity, including income of a sole proprietorship, is required to be reported, the statement shall contain: the name, address, and a general description of the business activity of the business entity, and the name of every person from whom the business entity received payments if the filer's pro rata share of gross receipts from such person was equal to or greater than ten thousand dollars (\$10,000).
- (5) Business Position. When business positions are required to be reported, a designated person shall list the name and address of each business entity in which he or she is a director, officer, partner, trustee, employee, or in which he or she holds any position of management, a description of the business activity in which the business entity is engaged, and the designated person's position with the business entity.
- (6) Acquisition or Disposal During Period. In the case of an annual or leaving office statement, if an investment or an interest in real property was partially or wholly acquired or disposed of during the period covered by the statement, the statement shall contain the date of acquisition or disposal.

Section 600, Disqualifications.

Designated employees must disqualify themselves from making or participating in the making of any decisions or using their official position to influence the making of any decision in which they have a reportable financial interest, when it is reasonably foreseeable that the decision will have a material financial effect, distinguishable from its effect on the public generally, on the employee, a member of his or her immediate family or on any other interest indicated in Government Code section 87103. No designated employee shall be required to disqualify him or herself with respect to any matter which could not be legally acted upon or decided without his or her participation, provided the "rule of necessity" appropriately applies to the circumstances.

All other provisions of this Code notwithstanding, the following provisions hereafter apply:

1. No designated person shall accept any honorarium.

Government Code Section 89502 shall apply to the prohibitions in this section. This section shall not limit or prohibit payments, advances, or reimbursements for travel and related lodging and subsistence authorized by Government Code section 89506 or other provision of law.

2. No designated employee shall accept any gifts with a total value in a calendar year from any single source that exceeds the limitations set forth in Government Code section 89503.

EXHIBIT "A"

Position Categories

<u>Designated Positions</u>	<u>Disclosure Category</u>
Retirement Deputy Chief Executive Officer	General
Retirement Accounting Manager	1
Retirement Administration/Human Resources Coordinator	2
Retirement General Counsel	1
Retirement Investment Analyst	1
Outside fiduciary counsel	1
Outside investment consultant	1

- Consultants shall be included in the list of designated positions and shall disclose pursuant to the broadest disclosure category in the code subject to the following limitation:

The Chief Executive Officer 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 code. 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 Chief 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.

EXHIBIT "B"

Disclosure Categories

General:

An investment, interest in real property, or income is reportable if the business entity in which the investment is held, the interest in real property, or the income or source of income may foreseeably be affected materially by any decision made or participated in by the designated employee by virtue of the employee's position.

Designated Employees in Category 1:

Employees designated in Category 1 of Exhibit A shall complete all schedules of Form 700 unless there are no reportable interests for that schedule. A "reportable interest" shall be any business entity or source of income of a type in which the Board is authorized to invest.

Designated Employees in Category 2:

Employees designated in Category 2 of Exhibit A shall complete all schedules of Form 700 except those relating to interests in real property (Form 700, Schedules B and C), unless there are no reportable interests for a schedule. A "reportable interest" shall be any business entity or source of income which, within the filing period has contracted, or in the foreseeable future may contract with the Board to provide products or services, to the Retirement System or the Retirement Office.

EXHIBIT "C"

Agency Positions that Manage Public Investments **For Purposes of Section 87200 of the Government Code**

The following is a list of each position with the Retirement Board and CCCERA for which an individual occupying the position is required to file a Statement of Economic Interests as a public official who manages public investments within the meaning of Government Code Section 87200:

Members of the Board of Retirement, including Alternate Members
Retirement Chief Executive Officer
Retirement Chief Investment Officer



Contra
Costa
County

To: Board of Supervisors
From: David Twa, County Administrator
Date: February 8, 2011

Subject: Contra Costa County Public Law Library Board of Trustees' 2010 Annual Report and 2011 Work Program

RECOMMENDATION(S):

ACCEPT the Contra Costa County Public Law Library Board of Trustees' 2010 Annual Report and 2011 Work Plan, to satisfy the Advisory Body Annual Report requirement issued by the Contra Costa County Board of Supervisors on June 18, 2002, Resolution No. 2002/377.

FISCAL IMPACT:

No fiscal impact to the County by accepting this report.

BACKGROUND:

The Contra Costa County Public Law Library Board of Trustees meets at noon on the last Thursday of each month at 1020 Ward Street, Floor 1, Martinez, CA 94553.

Board President during reporting period: Hon. Susanne Fenstermacher. Staff: Carey Rowan, Library Director.

The attached report was developed by the Public Law Library Director

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011** ☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: June McHuen, Deputy

Contact: Lara DeLaney,
925-335-1097

cc:

BACKGROUND: (CONT'D)

and highlights the Board's 2010 activities and 2011 work plan, goals and objectives.

CONSEQUENCE OF NEGATIVE ACTION:

If the report is not accepted, the Board will not have an official record of the Board of Trustees' activities in the past year or a copy of their Work Plan for the coming year.

CHILDREN'S IMPACT STATEMENT:

None.

ATTACHMENTS

2010 Public Law Library Annual Report

**CONTRA COSTA COUNTY PUBLIC LAW LIBRARY
ADVISORY BODY 2010 ANNUAL REPORT
TO CONTRA COSTA COUNTY BOARD OF SUPERVISORS**

ADVISORY BODY: Contra Costa County Public Law Library Board of Trustees

MEETING TIME: Noon (12 p.m.) on the last Thursday of each month is the normal meeting time. In the case of a meeting date conflicting with a holiday, the meeting is scheduled one week earlier in the month.

LOCATION: Contra Costa County Public Law Library
1020 Ward Street, Floor 1
Martinez, CA 94553

PRESIDENT DURING REPORTING PERIOD: Hon. Susanne Fenstermacher

STAFF PERSON: Carey Rowan, Library Director

REPORTING PERIOD: January 1- December 31, 2010

I. ACTIVITIES / ACCOMPLISHMENTS:

Activities and accomplishments are in accordance with the Law Library's mission statement: "It is the mission of the Contra Costa County Public Law Library to render the highest quality of service to judicial officers, members of the bar, members of the public, and the community by providing a current, balanced collection of materials and resources along with trained staff dedicated to assisting users in meeting their legal information needs."

Summary of activities and accomplishments for 2010:

- After considerable research and discussion, the Library submitted payment for GASB 45 to Cal PERS in the amount of \$388,000.
- Staff assisted patrons with more than 5,000 information requests.
- More than 10,000 books were used by patrons in the law library during 2010.
- More than 18,000 people visited the Law Library between January and December of 2010.
- The Library's website was visited approximately 8,000 times during 2010.
- More than 1,000 new books were added to the Law Library's collection during the year.
- Staff proctored 4-5 exams per month for distance learning students.
- The Library developed an internship program and hosted a student intern during in 2010.
- The new branch opened November 15, 2010 in the new Pittsburg Courthouse.
- In January a monthly Lawyer-in-the-Library clinic opened to assist unrepresented individuals attempting to navigate the legal system.
- Guardianship workshops were offered several times a month throughout the year, and a monthly Guardianship Clinic was started to assist unrepresented individuals seeking guardianship of minor children.
- Beginning in October bimonthly workshops covering Conservatorship of the Person and Conservatorship of the Estate were offered in the Law Library.

- Library outreach during the year targeted senior citizens and residents of west county.
- The Law Library worked with the community in an ongoing program of collecting cell phones for donation to STAND! with distribution to victims or potential victims of domestic violence.

Trustee	II. ATTENDANCE/REPRESENTATION				III. TRAINING/CERTIFICATION		
	Monthly Board Meetings Attendance				County-Mandated Training for Trustees		
	Cancelled	Attended	Absent		Completed	Date	Certificate
Mark Armstrong, Esq.	1	7	4		Yes	12-2006	Completed
Hon. Joyce Cram	1	5	6		Yes	11-2006	Completed
David Del Simone, Esq.	1	7	4		Yes	10-2006	Completed
Hon. Susanne Fenstermacher	1	11	0		Yes	11-2006	Completed
Hon. Barry Goode	1	9	2		Yes	9-2006	Completed
Hon. Harlan Grossman	1	9	2		Yes	11-2006	Completed
Hon. John Sugiyama	1	1	10		Yes	11-2010	Completed

IV. PROPOSED WORK PLAN / OBJECTIVES FOR 2011

The Library's goals for 2009-2012 are specified in the Strategic Plan:

- Provide free access to legal information throughout the county and work with the courts, government, public libraries, educational institutions and the community to expand services to all users groups.
- Provide a relevant, integrated, balanced collection of material in a variety of formats designed to meet the needs of all user groups, and provide trained staff to assist users in accessing the using the material.
- Ensure adequate infrastructure within the Library, including providing and maintaining reliable, up-to-date technology to meet the diverse needs of library staff and library users.
- Develop and implement specific collections, programs and services designed to meet the needs of self-represented litigants.
- Strengthen community awareness of the role and value of the Law Library.
- Work with public libraries throughout the county to make certain that all libraries are equipped to provide basic legal reference and research assistance to users.
- Ensure long-term funding for the county Law Library system.

The following areas have been identified for concentrated effort during 2011:

- Public service and outreach (ongoing);
- Staff training, particularly cross-training;
- Collaboration with other agencies and departments;
- Fiscal responsibility in an uncertain world (ongoing);

The Law Library looks forward to a busy, productive year.



Contra
Costa
County

To: Board of Supervisors
From: David O. Livingston, Sheriff-Coroner
Date: February 8, 2011

Subject: Purchase Order Sysco Food Services

RECOMMENDATION(S):

APPROVE and AUTHORIZE the Purchasing Agent to execute, on behalf of the Sheriff-Coroner, a purchase change order with Sysco Food Services - Sacramento, to extend the termination date from June 31, 2011 to September 30, 2011 and increase the payment limit by \$936,000 to a new payment limit of \$2,436,000 to provide poultry and related meal products for inmates in adult detention facilities

FISCAL IMPACT:

\$936,000. 100% County General Fund; Budgeted in fiscal year 2010/11.

BACKGROUND:

Sysco is the only Northern California food services provider specializing in providing food products to detention facilities in bulk quantities. The County benefits greatly from the lower price structure offered by the vendor and financial rebates on both quantity purchases and manufacturer's rebates which aid the department in cost-saving goals.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011** ☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

RECUSE: Gayle B. Uilkema, District II Supervisor

By: June McHuen, Deputy

Contact: Frank Scudero,
925-335-1529

CONSEQUENCE OF NEGATIVE ACTION:

The Sheriff will not be able to purchase food items for inmate meals.

CHILDREN'S IMPACT STATEMENT:

No impact.



Contra
Costa
County

To: Board of Supervisors
From: Catherine Kutsuris, Conservation & Development Director
Date: February 8, 2011

Subject: Northeast Antioch Economic Development Strategy

RECOMMENDATION(S):

ACKNOWLEDGE that the unincorporated northeast Antioch area represents an opportunity for economic development, and that realizing that potential will require resolving complex issues involving multiple agencies; ACKNOWLEDGE that a draft Work Program has been developed by City of Antioch and County staff, and includes the formation of a Subcommittee consisting of a Supervisor and a City Council member; DESIGNATE Supervisor, District V, to represent the County on the Subcommittee; and DIRECT the County Administrator and the Director of Conservation and Development to provide staff support for the Subcommittee and Work Plan discussions.

FISCAL IMPACT:

Participation in the discussions has no short term fiscal impacts.

BACKGROUND:

The Northeast Antioch area (Attachment A) provides a unique opportunity

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011** ☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: June McHuen, Deputy

Contact: Jim Kennedy, 335-7225

cc:

BACKGROUND: (CONT'D)

to reposition an unincorporated area designated under the County General Plan as Heavy Industrial (HI) with direct waterfront and rail access for future development, but with significant vacant or underutilized parcels. The area also includes small pockets of residential use lacking in essential infrastructure including streets, drainage, and sanitary sewer.

Repositioning the area will require resolving and balancing a host of issues including:

- land use issues;
- infrastructure and municipal availability and financing issues;
- health and safety issues;
- fiscal impacts including revenue sharing; and
- annexation issues.

County and City staff have developed a Work Program for the Preparation of a Joint City/County Economic Development Strategy for the Northeast Antioch Area updated as of January 5, 2011 (the “Work Program” is included as Attachment B). This Work Program does not represent agreement; rather it is a framework for identifying, discussing, and possibly resolving differences of interest and approach. The Work Program is not intended to be exhaustive, but a starting point.

It is difficult to predict the time period that will be required. The Work Program is ambitious, and the issues complex. The Work Program identifies a best case timeline of 18-24 months. Intermittent reports to the Board of Supervisors would be provided.

CONSEQUENCE OF NEGATIVE ACTION:

The proposed joint planning process would not go forward. Opportunities for future economic development could be foregone.

CHILDREN'S IMPACT STATEMENT:

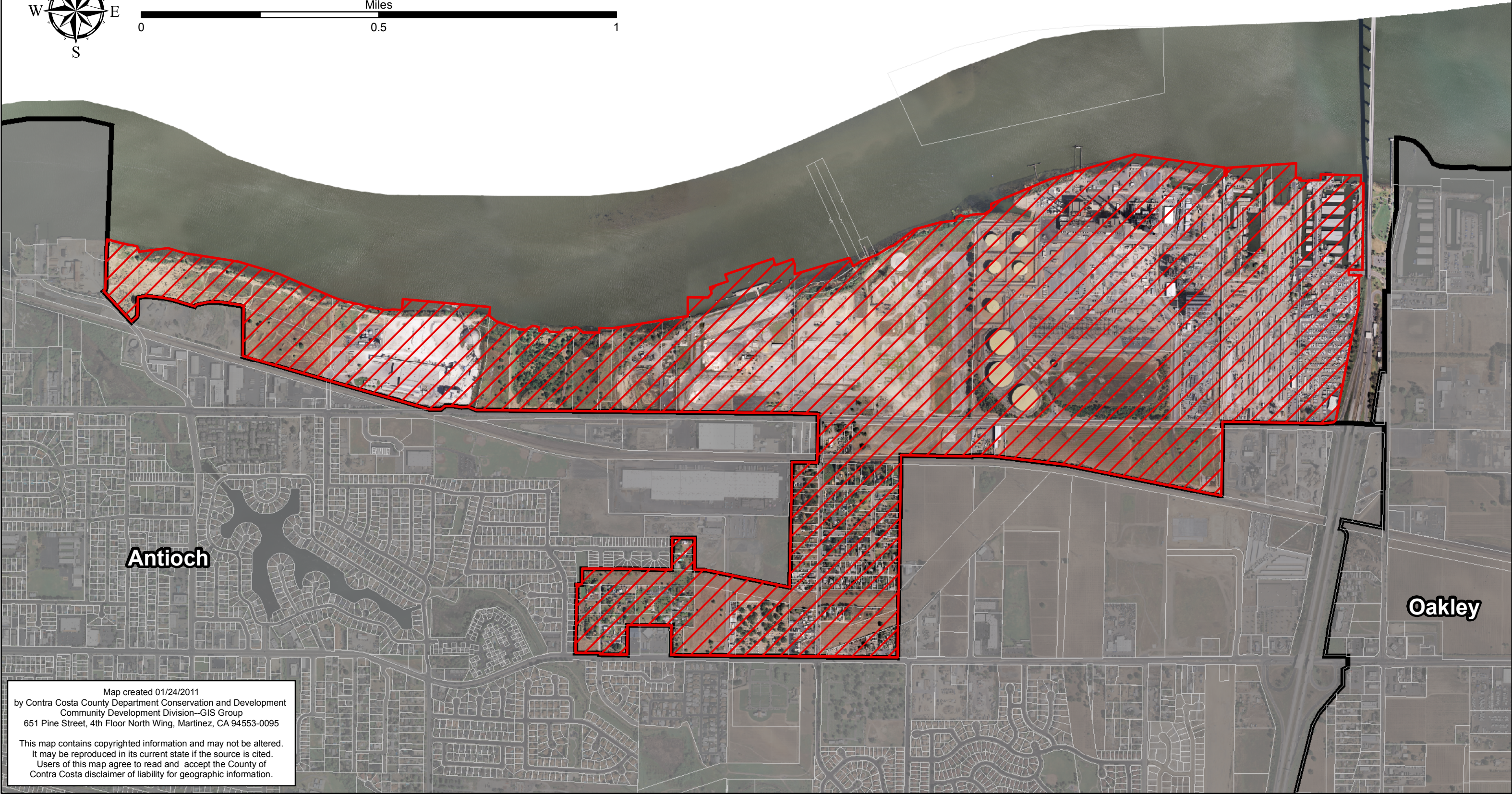
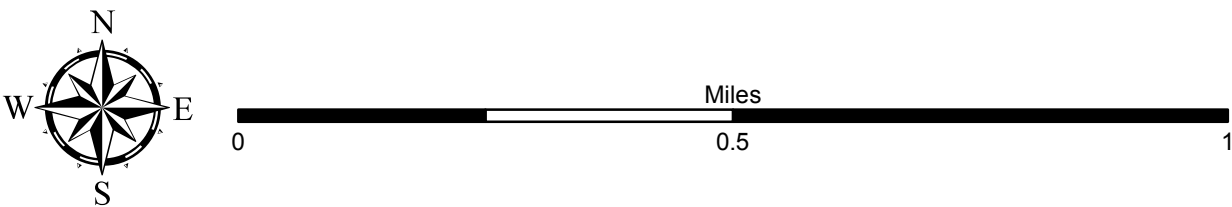
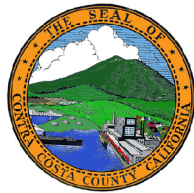
Not applicable

ATTACHMENTS

Attachment A - Map

Attachment B - Work Program

Unincorporated Northeast Antioch Economic Development Strategy Area



Map created 01/24/2011
by Contra Costa County Department Conservation and Development
Community Development Division--GIS Group
651 Pine Street, 4th Floor North Wing, Martinez, CA 94553-0095
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Contra Costa disclaimer of liability for geographic information.

WORK PROGRAM FOR THE PREPARATION OF A JOINT CITY/COUNTY ECONOMIC DEVELOPMENT STRATEGY FOR THE NORTHEAST ANTIOCH AREA

Updated January 5, 2011

INTRODUCTION: In preparing a Work Program for a project as complex as the proposed Joint Economic Development Strategy there is a benefit in identifying the goals that both parties hope to accomplish. This section identifies these goals, along with the key assumptions on which this Work Program is based. It is important to note that this Work Program, along with the Goals and Assumptions on which the Work Program is based, may evolve and change over time through the work of the City Council/Board of Supervisor Subcommittee, to be established as defined in Task #1 of this Work Program.

Goals to Achieve Through the Joint City/County Economic Development Strategy

1. **Need to increase job creation:** The Northeast Antioch Area, which contains hundreds of acres of vacant and underdeveloped land, has the potential for the development of the type of land uses that could bring hundreds and perhaps thousands of new, well paying jobs to Eastern Contra Costa County. East County currently suffers from a poor jobs to housing ratio.
2. **Need to enhance the existing tax base:** While the existing industrial area along Wilbur Avenue currently generates a net tax surplus, the opportunity exists to significantly increase the tax base above current levels through the development/redevelopment of vacant and underutilized properties with new, higher intensity job generating uses. Power plants, such as Mirant and Gateway, appear to have the greatest near term potential to enhance the existing tax base, given their relatively small footprint and high capital cost. However, the job creation they bring is limited particularly when compared to the cost to construct this type of facility.
3. **Need to complete the annexation process:** Annexation of the Northeast Antioch Area to the City of Antioch and DDSD is a necessary precondition to provide water and sewer services to the area. The development of the type of higher intensity uses needed to increase job generation and enhance the tax base is only possible by making City and DDSD sewer and water services available through annexation. Realizing annexation is a key goal of this effort. The successful negotiation of a tax sharing agreement between the City and the County is the key to moving the annexation process forward to a successful conclusion.
4. **Need to address the sewer/water problems facing the existing residential area:** The majority of existing residential uses in the Northeast Antioch Area lack sewer and water service, as they depend on aging septic fields and wells. This situation presents a significant potential public health issue that needs to be resolved. Resolution of this issue will likely require funding from outside the existing residential area, given the high cost of constructing utilities to serve the area and the relatively low assessed value of the existing residential uses.
5. **Need to address the zoning/building code status of the existing housing in residential area:** The existing residential area likely contains many non-conforming, substandard structures and uses. Balancing the desire of the existing residents to maintain what they

consider the character of the area with the need to appropriately address public health and safety issues will present a challenge that needs to be addressed.

Key Assumptions that Shape How the Work Program is Structured

1. **Geographic Boundary of Annexation:** The Antioch City Council has to date authorized submitting an annexation application for only the Industrial Area, known as Area 1. LAFCO staff has stated that they would not support the annexation of the Industrial Area (refer to Area 1 on the attached map) that does not address in some fashion the Viera residential subarea (Area 2b) and the existing marinas (Area 2a). The City may in the future choose to add these two areas to the annexation application, pending a satisfactory resolution to the Tax Transfer Agreement with the County.
2. **Assumption of Residential "Island" Determination by LAFCO:** Based on discussions with LAFCO staff, it is the understanding of the City and County that LAFCO staff would recommend that LAFCO find the marina and residential marina areas (Areas 2a and 2b) are "islands" for the purpose of annexation under LAFCO law, assuming these areas meet the "island" criteria as established by LAFCO law. It is the City's and County staff's understanding that if such an "island" determination is made by LAFCO, that the existing residents within the "island" area would not have the discretion to vote on the annexation. Such discretion would exist with LAFCO.
3. **"Island" Determination by LAFCO:** The Joint Economic Development Strategy will need to take into account the possibility that LAFCO may determine that Areas 2a and 2b are not "islands". If this is the case, one option would be for Areas 2a and 2b to remain in the County. Over time these residential properties contiguous to the City boundary could singularly or in groups annex to the City and DDSD when they desire to hook up to City sewer and water service.

WORK PROGRAM

TASK #1: Finalize Work Program and Form a City Council/Board of Supervisors

Subcommittee: Given the complex and potentially controversial issues involved with formulating and implementing a Joint Economic Development Strategy for an area with the size and diversity of Northeast Antioch, it would be appropriate early on to form a Council/Supervisor Subcommittee to review/update the work program on an ongoing basis, and to provide a "sounding board" for City and County staff on policy and political issues that arise during the process:

- **Subtask 1a, City/County staffs finalize Work Program:** This will likely take several iterations, and will include preparing timelines for the various tasks, and more detail on the parties responsible for each task.
- **Subtask 1b, Form Council/Board Subcommittee, get Work Program approved:** Membership of a Subcommittee could consist of 1 City Council and 1 Board of Supervisor Member. The finalized Work Program could either be brought to the full City Council/Board of Supervisors for their approval, or approved by the Subcommittee
- **Subtask 1c, Public Information Strategy:** It would be useful early on to address how and when the residents/property owners in the Northeast Antioch Area would be kept informed

and have input on the preparation of the Joint Economic Development Strategy. This issue of public notification is particularly critical for the residential area, where premature or late notice on project status could aggravate residents' concerns. The Council/Supervisor Subcommittee would approve the public information strategy. Updating of polls of residents previously conducted by the City in 2008 may be considered.

- Responsible Party: City/County staff
- Subtask 1d, Estimate in as Much Detail as Possible the Cost of Carrying Out the Work Program, and Identify City/County/ and other Funding Sources: Performing the various tasks identified in the Work Program will take a commitment from both the City and County in terms of staff time and financial resources. Costs of performing the tasks in the work program need to be estimated in more detail as the Work Program moves forward, and will require securing the financial resources needed to offset City staff and consultant costs. This may require finding new funding sources, or shifting current resources to this effort. The significant cost items would likely involve updates to the existing fiscal analysis of the annexation, preparing documents and plans relating to establishing a redevelopment district, and the preparation of CEQA documents. The existing Negative Declaration prepared by the City for the Northeast Annexation and certified in June 2010 would serve as a basis for any CEQA analysis.

The City and County agree to split the cost of performing the various tasks in the Work Program on a 50/50 basis, with the exception that each agency will be responsible for funding and securing funding sources as necessary for their respective staff costs.

TASK #2: City/County Consensus on Fiscal Analysis: The key precondition to preparing and implementing the Joint Economic Development Program envisioned is for the City and County staff, and decision makers to agree on the specifics of the financial issues relevant to the Northeast Antioch Area:

- Subtask 2a, Gruen Report: County staff needs to review in detail the assumptions and analysis contained in the report "Fiscal Impacts of the Annexation of the Northeast Antioch Area, October 2009" prepared by Gruen/Gruen Associates for the City of Antioch. This analysis contains data on existing and projected property and sales tax for the Northeast Antioch area broken out by subarea, and presents several scenarios assuming a range of possible tax sharing between the City and the County. This Gruen Study also contains a detailed cost analysis prepared by the engineering firm of Carlson/Barbee/Gibson, working as a subconsultant to Gruen that provides detailed cost estimates of providing sewer, water, storm drain, roads and other infrastructure to the annexation area. County staff needs to review this analysis, and get comfortable with the data and the conclusions.
 - Responsible Party: Review of Gruen report by County staff, followed by meeting with City staff and Gruen to respond to questions, with revisions to Gruen report as appropriate. Gruen report could then be brought to the Council/Supervisor Subcommittee for their review and approval.
- Subtask 2b, Gas Surcharge and other possible revenue sources: During the discussions over the last year on the annexation, the issue was raised by County staff of the possibility of the County or City collecting a significant amount of tax revenue through a "Gas Tax Surcharge" from gas fired power plants. County records showed such tax revenue received by the County from the Northeast Antioch Area for the years 2000-2007. However, there were unanswered questions over the applicability of this tax source to Mirant, and how

recent State legislation may have changed how this tax is collected. This needs to be clarified.

- Responsible Party: County staff would research the amount of gas tax surcharge revenue collected in the past. City/County staff would jointly research the potential for revenue from this tax, and other "exotic" possible sources of tax revenue.

TASK #3: Explore possible formation of redevelopment district within Northeast Antioch Area:

The use of redevelopment funding is a logical tool to finance the needed infrastructure for the area, which currently lack most basic infrastructure, other than roads. The flip side of this issue is the extent of the use of redevelopment funding could impact City/County General fund revenue.

- Subtask 3a: City/County staffs prepare a "white paper" on the procedural steps necessary to implement a redevelopment district in the Northeast Antioch Area, and determine how this could be coordinated with the City's current plan to merge its existing redevelopment districts. Determine the possibility of structuring a redevelopment district in such a manner so as to minimize the impact on General Fund revenue. Also, consider ways to address possible concerns of residents in area to the issue of redevelopment district formation.
 - Responsible Party: City/County staff working jointly, acknowledging that the County has more expertise and experience in dealing with redevelopment-related issues.
- Subtask 3b: Determine fiscal implications of possible formation of redevelopment district. Gruen report does not explicitly address redevelopment district formation, although the report contains useful source data, such as existing and projected assessed values that would be useful in a fiscal analysis of redevelopment.
 - Responsible Party: County/City staff would prepare a work scope for Gruen (or other mutually agreed upon consultant) to analyze fiscal implications/benefits of redevelopment district formation. Determine estimated redevelopment plan adoption costs (including CEQA) and how to fund these consultant costs.
- Subtask 3c: Define the project boundaries and prepare a Redevelopment Plan for the Project Area along with corresponding CEQA documents.

TASK #4: Negotiate Possible "Revenue Sharing" Between the City and the County: With the information from Tasks #2 and #3 in hand, the City and the County should be in a position to discuss/negotiate possible revenue sharing for the Northeast Antioch Area. This negotiation will need to take into account all relevant variables, including the need to provide sufficient funding to subsidize the basic infrastructure needed to serve the residential area.

- Subtask 4a: City/County staffs negotiate an agreement balancing the items listed above. Perhaps develop two or three different revenue sharing scenarios.
- Subtask 4b: Bring the draft revenue sharing agreement and any alternate revenue sharing scenarios to the Council/Supervisor Subcommittee for their review and comment.
- Subtask 4c: It is anticipated that one of the key "products" of the revenue sharing agreement would be resolution to the issue of the Tax Transfer Agreement required for annexation.

- **TASK #5: City/County Land Use Requirements for Northeast Antioch Area:** The City and County General Plan designations are very similar for the industrial subarea (Area 1), but tend to differ for the marina and residential areas (Areas 2a and 2b). The City has not yet rezoned the area, so zoning can't currently be compared. City/County staff need to work together to evaluate the range of land use possibilities for the Northeast Antioch Area to ensure a consistent set of land use designations. In addition, land use designations and development standards need to be established that further the City/County goals for the area, including job creation and enhancing the tax base.
- **Subtask 5a:** Both jurisdictions may need to amend their General Plans and zoning/prezoning as necessary for consistency and to help achieve the same mutual land use goals for the area. The land use goals would reflect the overall goals identified at the beginning of this Work Program, which would focus on land uses that provide significant job creation as well as increased tax base.
- **Subtask 5b:** Any General Plan or zoning changes will require environmental documentation, which could be prepared jointly with one jurisdiction acting as lead agency.
- **Subtask 5c:** Any change of General Plan/zoning would require public notice of the area in question.
- **Subtask 5d:** The concept of permit streamlining could be explored to enhance the attractiveness of the area to end users/investors. This could be reflected in the zoning code for the area. A related approach would be to prepare environmental documentation (i.e. a Project Level EIR) that prospective employers/investor could use to facilitate their own environmental clearance for their project.
- **Subtask 5e:** It will be necessary to formulate prezoning for the residential area 2b. Alternately a "study" zone could be used.
 - Crafting zoning for this area will be a challenge given the wide "variety" of buildings within the residential area.
 - County Code Enforcement may need to provide data on the number and location of non conforming structures in the residential area.

TASK #6: Formalizing Coordination of Economic Development/Marketing Efforts for the Northeast Antioch Area: Due to budget cuts the City has a very limited economic development function. The County has more staff that carries out economic development duties, but this staff is currently spread over a wide range of projects. Possible ways to formalize economic development coordination are as follows:

- **Subtask 6a:** City and County could agree to commit staff and/or financial resources to seek grant funding supportive of economic development in the area. The City currently employs a lobbyist that could be helpful in this regard.
- **Subtask 6b:** City and County could consider maintaining a joint website to market the area.

TASK #7: Explore Possibility of Formation of Port Authority: The Northeast Antioch Area currently has deep water access and is located along an existing shipping channel. The area is also well served with rail access.

- Subtask 7a: City and County jointly explore the economic potential of the area as a port, and explore the possible formation of a joint City/County Port Authority. This will likely require a feasibility and fiscal analysis by a consultant.

Other TASKS as determined by the City/ County Subcommittee



Contra
Costa
County

To: Board of Supervisors
From: David Twa, County Administrator
Date: February 8, 2011

Subject: County of Contra Costa Post-Employment Health Care Plan - Investment Policies and Guidelines Document

RECOMMENDATION(S):

ADOPT County of Contra Costa Post-Employment Health Care Plan Investment Policies and Guidelines, as recommended by the Post Retirement Health Benefits Trust Agreement Advisory Body.

FISCAL IMPACT:

The result of the recommendations herein, if implemented, will have a positive impact on the County's Other Post Employment Benefit (OPEB) liability and consequently overall fiscal stability and ability to deliver services.

BACKGROUND:

On December 14, 2010 the Board of Supervisors adopted Resolution No. 2010/579. The resolution provided for the transfer of assets from the County's Post Retirement Health Benefits Trust to the Public Agencies Retirement Services (PARS) Public Agencies Post-Retirement Health Care Plan Trust. In summary, the action authorized adoption of the PARS Trust, authorized the transfer of plan assets held in the County's Post

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

Contact: Lisa Driscoll, County Finance
Director (925) 335-1023

By: June McHuen, Deputy

cc:

BACKGROUND: (CONT'D)

Retirement Health Benefits Trust, directed that future contributions be made to the PARS Trust, and authorized the Plan Administrator (County Treasurer-Tax Collector) to take whatever actions are required to administer the County's PARS plan(s). The final action required is to formally establish an investment policy and guidelines for the investment of the County's other post employment benefit assets.

The Investment Policies and Guidelines Document (the "Document") is attached. The Document provides for the investment of the trust fund (the "Trust") of the Contra Costa County Post-Retirement Health Benefits Plan (the "Plan"). The purpose of the Document is to assist the Board and the investment managers it employs in effectively supervising, monitoring and evaluating the investment of the Plan's portfolio. The investment of the assets for the Trust shall be in accordance with applicable law. The Document defines the responsibilities, policies and guidelines for investment managers, including reporting requirements, investment objectives, asset allocations, investment guidelines, prohibited investments and the fund selection process.

The County has hired HighMark Capital Management, an investment advisor and subsidiary of Union Bank N.A., Trustee of the Public Agency Retirement Systems' Public Agencies Post-Retirement Health Care Plan Trust, to manage the Plan's portfolio beginning effectively January 2011. The Document serves as a contract for services between the County and the HighMark Capital Management.

CONSEQUENCE OF NEGATIVE ACTION:

County will not be able to provide investment policies and guidelines to Investment Advisor which will delay specified investments and negatively impact future earnings.

CHILDREN'S IMPACT STATEMENT:

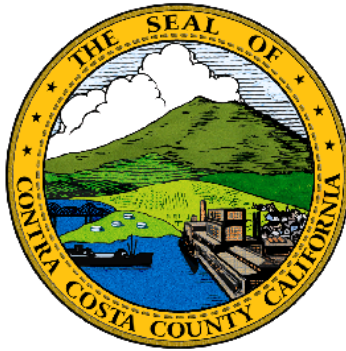
None.

ATTACHMENTS

Investment Policies and Guidelines

COUNTY OF CONTRA COSTA POST-EMPLOYMENT HEALTH CARE PLAN INVESTMENT POLICIES AND GUIDELINES DOCUMENT

Adopted February 2011



Contra Costa County Post-Retirement Health Care Plan Investment Policies and Guidelines Document

In response to the Government Accounting Standards Board (GASB) Statement Number 45 disclosure requirements for Other Post-Employment Benefit (OPEB) Plans, Contra Costa County has adopted a Section 115 Trust Plan that seeks to satisfy these liabilities for certain eligible employees.

Executive Summary

Plan Sponsor:	Contra Costa County (County)
Advisory Body:	Post Retirement Health Benefits Trust Agreement Advisory Body
Plan Administrator:	Contra Costa County Treasurer-Tax Collector
Trust Administrator:	Public Agency Retirement Systems (PARS)
Trustee:	Union Bank N.A.
Investment Advisor:	Union Bank N.A., as trustee has hired its investment management subsidiary, HighMark Capital Management (Portfolio Manager), to serve as investment advisor
Investment Authority:	Full Investment Authority
Account Number:	To be determined
Current Assets:	\$51,070,366.18 (initial contribution)
Annual Contributions:	Evaluated annually
Risk Tolerance:	Moderately Aggressive Objective
Time Horizon:	Long-Term
Assumed Earnings Rate:	6.25%
Investment Objective:	The primary objective is to maximize total Plan return, subject to the risk and quality constraints set forth below. The Plan's targeted rate of return is 6.25%. The asset allocation ranges for the Plan is listed below:
Strategic Ranges:	Cash: 0 - 5% Cash Fixed Income: 35-55% Equity: 45-65%
Communication Schedule:	See Portfolio Reporting Requirements
Income Needs/Cash Flow Required:	To be determined annually by the Plan Administrator.
Unique Needs and Circumstances:	None Known
Communication Schedule:	Committee meetings semi-annually Monthly statements.
HCM Portfolio Manager:	Andrew Brown, CFA 415-705-7605 Andrew.Brown@Unionbank.com
HCM Back up -Portfolio Manager:	Anne E. Wimmer, CFA 310-550-6457 Anne.Wimmer@Unionbank.com
UB Administrative Officer:	Fran Schoenfeld, 949-553-7961 Fran.Schoenfeld@Unionbank.com

The managing director for HighMark Capital Management is Kevin Rogers, he can be reached at 949-553-2580

Portfolio Constraints

Income Needs/Cash Flow Required: Income needs are expected to be minimal in the initial years of the Plan

Client (Signature): _____ **Date:** _____

HCM Portfolio Manager: _____ **Date:** _____

UB Administrative Officer: _____ **Date:** _____

I. INTRODUCTION

The Board of Supervisors (the “Board”) of the County of Contra Costa has established the following Investment Policies and Guidelines Document (the “Document”) for the investment of the trust fund (the “Trust”) of the Contra Costa County Post-Retirement Health Benefits Plan (the “Plan”). The Board reserves the right at any time and from time to time to amend, supplement or rescind this document.

II. OVERVIEW

The purpose of this Document is to assist the Board and the Investment manager in effectively supervising, monitoring and evaluating the investment of the Plan's portfolio. The investment program is defined in the various sections of the Document by:

- A. Stating the Board's attitudes, expectations, objectives and guidelines for the investment of all assets.
- B. Setting forth an investment structure for managing the Plan's portfolio. This structure includes various asset classes, investment management styles, asset allocation and acceptable ranges that, in total are expected to produce an appropriate level of overall diversification and anticipated total investment return over the investment time horizon.
- C. Encouraging effective communications between the Board and the Investment manager.
- D. Complying with all applicable fiduciary, prudence and due diligence requirements experienced investment professionals would utilize, and with all applicable laws, rules and regulations of various local, state and federal entities that may impact the Plan's assets.

III. AUTHORITY

The investment of the assets for the Trust shall be in accord with applicable law, including but not limited to the following:

- A. Investments shall be solely in the interest of, and for the exclusive purposes of providing benefits to the participants in the Plan and their beneficiaries, minimizing the contributions of employers thereto, and defraying the reasonable expenses of administering the Trust (Cal. Gov. Code Sec. 31595 (a)).
- B. Investments shall be made with the care, skill prudence and diligence under the circumstances then prevailing that a prudent person acting in a like capacity and familiar with these matters would use in the conduct of an enterprise of a like character and with like aims (Cal. Gov. Code Sec. 31595 (b)).
- C. Investments shall be diversified so as to minimize the risk of loss and to maximize the rate of return unless under the circumstances it is clearly prudent not to do so (Cal. Gov. Code Sec. 31585 (c)).
- D. In considering potential investment managers, it is the policy of the Board not to exclude managers from consideration based on ethnic background or gender, and not to arbitrarily exclude an emerging firm if, in the opinion of the Board, that firm has equal or superior capabilities to other candidates.
- E. It shall be the policy of the Board that an Economically Targeted Investment (ETI) can be considered if and only if it has return and risk circumstances attractive in comparison to other alternatives.

IV. COUNTY PLAN ADMINISTRATOR'S RESPONSIBILITIES

- A. On behalf of the Board, execute all legal and administrative documents pertaining to a trust fund, and take whatever actions are necessary to maintain the County's participation in the trust fund, including compliance with any relevant regulation issued or as may be issued.
- B. Oversee the investment portfolio and monitor performance by means of regular reviews to assure objectives are met and the policy and guidelines are being followed.
- C. Provide the investment manager with all relevant information on the Plan, and shall notify him/her promptly of any changes to this information.
- D. Advise the investment manager of any change in the Plan's circumstances, such as a change in actuarial assumptions, which could possibly necessitate a change to the overall risk tolerance, time horizon or liquidity requirements; and thus would dictate a change to the overall investment objective and goals of the portfolio.

V. PORTFOLIO MANAGERS' RESPONSIBILITIES, POLICIES AND GUIDELINES

All portfolio managers hired by the County will be registered investment advisors with the Securities and Exchange Commission, or will be trust companies that are regulated by State and Federal Banking authorities. Such portfolio managers will maintain proper and adequate insurance coverage including errors & omissions, surety bond and fiduciary liability. In addition, portfolio managers agree to notify the Board and Plan Administrator in writing if they are unable to continue acting in the capacity of a fiduciary or investment advisor.

Portfolio Managers' Responsibilities

The portfolio manager is expected to manage the Plan's portfolio in a manner consistent with this Document and in accordance with State and Federal law and the Uniform Prudent Investor Act. The portfolio manager is a registered investment advisor and shall act as such until the Board decides otherwise.

The portfolio manager shall be responsible for:

- 1. Designing, recommending and implementing an appropriate asset allocation consistent with the investment objectives, time horizon, risk profile, guidelines and constraints outlined in this statement.
- 2. Advising the Plan Administrator about the selection of and the allocation of asset categories.
- 3. Identifying specific assets and investment managers within each asset category.
- 4. Monitoring the performance of all selected assets.
- 5. Recommending changes to any of the above.
- 6. Periodically reviewing the suitability of the investments, being available to meet with the Board and Plan Administrator at least once each year, and being available at such other times within reason at the Board's request.
- 7. Preparing and presenting appropriate reports.
- 8. Informing the Board and Plan Administrator of changes occurring in personnel that are responsible for portfolio management or research.

Investment Manager Policies and Guidelines

The investment policies governing each investment manager hired by the County are as follows:

1. The investment manager is required to accept the responsibilities stated above. These responsibilities include acting as a prudent expert and agreeing to be a fiduciary to the County. The manager will seek to satisfy the County's investment objectives. If a problem exists with these objectives, it is the manager's responsibility to formally discuss these problems in a written communication to the Advisory Body and Plan Administrator. Also, the manager agrees to satisfy the County's prescribed requirements outlined in a subsequent section.
2. Under any and all capital market environments, the investment manager agrees to maintain the investment approach that it is was hired to implement. Significant changes to the manager's investment decision-making process are to be immediately reported in writing to the Board and Plan Administrator. It is the responsibility of the investment manager to fully educate the Board and Plan Administrator as to the specifics of its investment process and internal research that may lead to changes in the firm's investment approach.
3. An investment portfolio constructed for the Board is expected to generally conform to other portfolios managed by the investment organization, exclusive of specific investment guidelines. When the Board guidelines require the investment manager to manage a portfolio significantly different than its other portfolios, it is the responsibility of the manager to communicate in writing the potential impact of the Board's guidelines on the portfolio.
4. The manager will otherwise treat the Plan's portfolio in a manner similar to other comparable portfolios in portfolio construction trading and in all other aspects.
5. Managers shall have full discretionary power to direct the investment, exchange, liquidation and reinvest the assets of the Plan, but must meet the provisions of the Board's investment objectives and policies. The Board expects the manager to recommend changes to this document at any time when the manager views any part of it to be at variance with overall market and economic conditions.
6. Unless otherwise specified, portfolios are to be fully invested in allowable investment securities. Under no circumstance shall an investment manager attempt to "market time" investments in its portfolio(s).

VI. PORTFOLIO REPORTING REQUIREMENTS

Quarterly Reports:

1. The investment objectives of the portfolio will be clearly stated. Next a narrative description of the portfolio's investment strategy will be provided with a discussion of the factors that proved to be favorable and those that were unfavorable. In addition, a concise statement of the firm's investment decision-making process will be provided and any changes or modifications that were made to the process.
2. Portfolio performance before and after investment management fees:
The manager shall report the quarterly total portfolio rate of return before and after investment management fees have been deducted, as well as cumulative and annual performance on both bases since account inception. Also included in these tables will be the manager's performance benchmarks.
3. Portfolio asset mix and asset growth:
The portfolio's allocation to the major asset classes will be specified for the beginning and end of the quarter. Market values will be shown for the total account over the same period.

4. Portfolio allocations according to characteristics and other classifications:
Specific portfolio characteristics will be developed and contrasted to those of the portfolio's performance benchmark.
5. Portfolio reconciliation to the custodial bank:
As of month end, the investment manager will reconcile their portfolio market value to that provided by the custodial bank. The custodial trustee accounts for investments on a trade date, full accrual basis. Explanation of any discrepancies shall be provided to the County.

Monthly Reports:

Portfolio summary report and detailed positions and transactions:

A summary report consisting of a statement of changes in market value from the preceding month, a summarized portfolio composition using market values and portfolio performance for the latest month, and a portfolio reconciliation to the custodial market value of the account. The report should also include individual issues in the portfolio as of the most recent month-end along with a list of portfolio purchases and sales.

VII. ASSET CATEGORIES

For purposes of setting objectives and guidelines for the investment of the assets of the Plan, the assets shall be divided into four segments described as: Global Equity, Global Fixed Income, Real Estate, and the Incidental Cash position. The Domestic and International Equity allocations are considered part of the Global Equity segment. The Domestic Fixed Income allocation and the High Yield Fixed Income allocation are considered part of the Global Fixed Income portion of the Plan.

Global Equity Portion shall consist of investments in common stock and other securities which are convertible into common stock. The Global Equity portion may be further divided into domestic, international, and global; large, mid and small capitalization; growth, value, and core.

Global Fixed Income Portion shall consist of investments in fixed income securities including High-Yield bonds as well as securities including cash equivalents.

Real Estate Portion shall consist of investments in real estate through the use of publicly traded real estate investment trusts (REITs) and through the use of commingled funds that invest in publicly traded REITs.

Incidental Cash Portion shall include short-term monies not invested in either the Real Estate, Global Fixed Income, or the Global Equity portion of the Plan.

VIII. INVESTMENT OBJECTIVES

The general investment objective of the Plan is to maximize total return, subject to the risk and quality constraints described in the Investment guidelines. The relative return objective is a total return on a market value basis which exceeds that of a custom index composed of appropriate asset class indexes weighted proportionally by corresponding asset class targets. The rate of return objective shall be the actuarial interest assumption, as determined from year to year.

A. Total Fund Benchmarks

The primary objective is to maximize total Plan return, subject to the risk and quality constraints set forth. The Plan's targeted rate of return is 6.25%. The relative return objective is a total return on a market value basis which exceeds that of a custom index composed of appropriate asset class indexes weighted proportionally by corresponding asset class targets. The custom

benchmark composition would include 18% Russell 1000 Index, 6% Russell Mid-Cap Index, 8% Russell 2000 Index, 8% MSCI-ACWI Index, 10% MSCI-EAFE Index, 45% Barclay's Aggregate Index, 4% DJ Wilshire REIT Index and 1% Citigroup 3-Month T- Bill Index.

B. Domestic Equity

1. For the Domestic Large Capitalization portion of the Plan, a rate of return in excess of the Russell 1000 Index, and a return in the upper half of the corresponding Morningstar large capitalization style universe.
2. For the Domestic Small Capitalization portion of the Plan, a rate of return in excess of the Russell 2000 Index, and a return in the upper half of the corresponding Morningstar small capitalization style universe.
3. For the Domestic Mid-cap portion of the Plan, a rate of return in excess of the Russell Mid-Cap Index, and a return in the upper half of the corresponding Morningstar mid-capitalization style universe.

C. Global Equity

1. For the Global Equity portion of the Plan, a rate of return in excess of the MSCI-ACWI Index, and a return in the upper half of the corresponding Morningstar global large capitalization style universe.

D. International Equity

1. The objective for the international equity portion of the Plan is a return in excess of the MSCI-EAFE Index, and a return in the upper half of the corresponding Morningstar International Equity style universe.

E. Fixed Income

1. The objective for the fixed income portion of the Plan is a return in excess of the Barclays Aggregate Index, and a return in excess of the Morningstar Universe of intermediate-term fixed income universe.
2. The objective for the high-yield portion of the Plan is a return in excess of the Merrill Lynch BB/B Index, and a return in the upper half of the corresponding Morningstar High Yield universe.

F. Real Estate

1. The objective for the real estate portion of the Plan is a return in excess of the Dow Jones U.S. REIT Index, and a return in excess of the Morningstar Universe of REIT funds.

G. Incidental Cash

1. The objective of the cash portion is to achieve a return in excess of a comparable money market universe of funds.

IX. ASSET ALLOCATION

Targets

The asset allocation targets and their associated ranges, which are a function of the returns and risks from various asset classes and the nature of the Plan's liabilities, are set forth below in Table 1. The Board will review its asset allocation position as needed or a minimum of once every three to five years. The Board may make tactical adjustments to the targets and ranges, and may change the targets and ranges as appropriate.

The Investment manager is responsible for maintaining the balance between fixed income and equity securities based on the asset allocation. The parameters shown in Table 1 shall be adhered to in managing the portfolio:

Table 1

	<u>Target Mix</u>	<u>Allocation Ranges</u>	
		<u>Minimum</u>	<u>Maximum</u>
Total Domestic Equity			
Large Cap	18%	15%	35%
Mid Cap	6%	2%	10%
Small Cap	8%	4%	12%
Global Equity	8%	4%	12%
International Equity (Developed)	10%	4%	16%
International Equity (Emerging)	0%	0%	3%
Fixed Income	45%	35%	55%
High Yield	0%	0%	4%
Real Estate	4%	0%	8%
Cash (Money Market)	1%	0%	5%

Rebalancing

1. From time to time, market conditions may cause the asset allocation to vary from the established target. To remain consistent with the asset allocation guidelines established by this document, the investment manager will at a minimum rebalance the portfolio on a quarterly basis.
2. The Board and Plan Administrator have the authority to issue instructions to the investment manager to liquidate securities for reallocation to other managers.
3. On an annual basis, the Board and Plan Administrator shall develop a cash flow plan for the subsequent year. This plan will take into consideration expected cash needs both for the payment of benefits as well as to fund under-allocated or new asset classes.

X. INVESTMENT GUIDELINES

The following guidelines apply to all Investment managers. Any further constraints, limitations or authorities to an individual manager, which are specific to that manager and have been agreed to by the manager and the Plan Administrator also apply.

Global Equity

1. The maximum percentage of the Plan which may be invested in the securities of a single corporation shall be 10% of the value of the Plan.
2. The Plan shall not hold more than 5% of the equity securities of an issuer.

Global Fixed Income

The Fixed Income account securities will be restricted to the following:

1. Obligations of the U.S. Treasury
2. Obligations guaranteed by an agency of the United States
3. Government, agency, quasi-government and supranational bonds.
4. Certificates of deposit and banker's acceptance of credit-worthy banks.
5. Individual Corporate bond investments shall be "Investment Grade" with a minimum quality rating of Baa2/BBB at the time of purchase. In the event that quality ratings differ among rating agencies, the higher rating will prevail.
6. Eligible instruments issued pursuant to SEC Rule 144(a) or Regulation S.
7. Commercial paper (including variable rate notes) of issuers rated P-1 by Moody's Investor Services and A-1 by Standard & Poor's.
8. Lower risk planned amortization class (PAC) collateralized mortgage obligations ("CMO") and Sequential CMOs. CMOs other than PACs and Sequentials are limited to a maximum of 10% of the fixed income portfolio at cost.
9. Portfolio holdings in CMOs greater than 15 years or less than negative 15 years in duration (based on a 100 basis point move in rates) are limited to no more than a total of 2% of the fixed income portfolio at cost.
10. High yield securities may be held, but they will be held using a high-yield mutual fund

Real Estate

Investments in Real Estate will be made through individual REIT securities as well as commingled funds that invest in REITs. Separately held real estate investments are prohibited.

Incidental Cash

The incidental cash portion of the Plan shall be invested in readily marketable and diversified assets as are enumerated in the Fixed Income Portion Guidelines. Additionally money market funds and repurchase agreements are acceptable cash oriented investments.

XI. PROHIBITED ASSETS

The Plan wishes to avoid investments in the following investment categories:

- Precious metals
- Private Equity
- Venture Capital
- Short sales
- Purchases of Letter Stock, Private Placements, or direct payments
- Leveraged Transactions
- Commodities Transactions Puts, calls, straddles, or other option strategies,
- Purchases of real estate, with the exception of REITs
- Derivatives, with exception of ETFs
- Contra Costa County Issued Bonds

XII. FUND SELECTION PROCESS

Funds selected as investments in the Plan will be expected to have undergone a rigorous screening process that searches for managers and styles that will produce above average returns within acceptable risk parameters. The evaluation process will consider the following factors:

- Performance track record
- Fund assets
- Manager tenure with fund
- Expense ratios
- Market capitalization
- Style consistency
- Number of holdings
- Assets in top 10
- Portfolio turnover
- Sector weighting allocations
- Standard deviation
- Sharpe ratio

Performance evaluation of the Funds will take into consideration both performance relative to a benchmark index as well as performance relative to a universe of the fund's peers. Evaluation metrics versus a representative benchmark will utilize a twelve-month rolling performance record compared to a representative benchmark over a three, five, seven and ten-year period (if/when available).

A fund is expected to rank above the median in its appropriate peer group for the three, five and ten-year periods (if/when available).

An additional requirement for all funds utilized in the Plan is that the fund families that sponsor the funds will have filled out and returned a request for proposal (RFP) submitted to them by the investment manager. This RFP will highlight significant areas such as organizational factors, composition of assets, portfolio characteristics, investment process, fee structure, internal compliance controls, and an overview of the investment personnel.

Investment mutual funds may be removed from the investment portfolio from time to time. Factors that the investment manager will consider in regards to removing a fund include, but is not limited to:

- Performance that is inconsistent with the manager's style or our expectations
- Performance that conflicts with peers and style universes
- Security selection not in agreement with the manager's investment philosophy/process
- Purchases that lead to abnormal portfolio concentrations
- Sector and industry exposures that are inconsistent with the manager's guidelines
- Unusual tracking error to the benchmarks
- Inadequate transparency between the manager's comments and portfolio holdings
- Inconsistencies related to the manager's remarks on style, sector, and market cap weightings
- Instability at the manager's investment management firm
- Modifications to the investment process and/or risk controls that interfere with a firm's strategy
- Staffing adjustments that may result in poor performance
- The fund selection process described above is not required for any passive investments, including index-based mutual funds or exchange-trade funds (ETFs).



Contra
Costa
County

To: Board of Supervisors
From: Dorothy Sansoe, County Administrator
Date: February 8, 2011

Subject: 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

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/08/2011** ☒ APPROVED AS
RECOMMENDED

☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Gayle B. Uilkema, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V 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: February 8, 2011

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

By: June McHuen, Deputy

Contact: Cynthia Belon,
925-313-6736

cc:

BACKGROUND: (CONT'D)

Board to continue the declaration of a local emergency regarding homelessness.

CONSEQUENCE OF NEGATIVE ACTION:

The Board of Supervisors would not be in compliance with Government Code Section 8630.

CHILDREN'S IMPACT STATEMENT:

None.