

BOARD OF SUPERVISORS

Susan Ellenberg, District 4, President
Otto Lee, District 3, Vice President
Sylvia Arenas, District 1
Cindy Chavez, District 2
S. Joseph Simitian, District 5



James R. Williams
County Executive

Tony LoPresti
County Counsel

Curtis Boone
Acting Clerk of the Board

MINUTES March 26, 2024 9:30 AM Regular Meeting

BOARD OF SUPERVISORS CHAMBERS
70 West Hedding Street, San Jose, CA 95110
Telephone (408) 299-5001

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

Call to Order

1. Roll Call.

President Ellenberg called the meeting to order at 9:30 a.m. A quorum was present.

Status	Attendee Name and Title
Present	Sylvia Arenas, Supervisor Cindy Chavez, Supervisor Otto Lee, Vice President Susan Ellenberg, President
Absent	S. Joseph Simitian, Supervisor

Opening

2. Pledge of Allegiance.

The Pledge of Allegiance was recited.

3. Invocation by Danielle Villalobos, Marketing and Outreach Specialist, Silicon Valley Pride. (Ellenberg)

Supervisor Simitian took his seat at 9:31 a.m.
The Invocation was received.

Ceremonial Presentations

4. Announce Adjournments in Memoriam. (See Item No. 21)
- a. Adjourn in honor and memory of Don Sun. (Chavez/Lee)

RESULT: Announced

- b. Adjourn in honor and memory of Colonial Dien Thanh Tran. (Lee)

RESULT: Announced

- c. Held from March 12, 2024 (Item No. 4b): Adjourn in honor and memory of Eileen Hamper. (Ellenberg)

RESULT: Announced

- d. Adjourn in honor and memory of Paul Sakamoto. (Simitian)

RESULT: Announced

5. Commendations and Proclamations. (See Item No. 61)
- a. Present Proclamation declaring the week of March 25 through 31, 2024 as “National Farmworker Awareness Week” recognizing the past-and-present contributions of migrant farm workers throughout Santa Clara County. (Arenas)

RESULT: Presented

- b. Present Commendation for Dr. Francisco Jimenez during National Farmworker Awareness Week to recognize his literary and cultural contributions as a celebrated author committed to chronicling the lived experiences and legacy of migrant farm workers and their families. (Arenas)

RESULT: Presented

Public Issues

6. Public Comment.
- Twenty-five individuals addressed the Board.
7. Approve Consent Calendar and changes to the Board of Supervisors' Agenda.
- Five individuals addressed the Board.
- Item Nos. 14, 18, and 19 were held to April 16, 2024. Item No. 61n was deleted.
- Item No. 22b was approved as amended.
- Corrections were noted for Item Nos. 41, 50, and 61o.
- Requests were noted for Item Nos. 14, 23, 43, and 50.

MOTION TO: Approve as amended **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

Board Referrals

8. Approve referral to Administration to report to the Board no later than May 21, 2024 relating to the current and proposed policies and procedures for nonprofit organizations to reserve and utilize County-owned facilities and equipment. (Chavez/Lee)
(ID# 24-5216)

MOTION TO: Approve **RESULT:** Pass [5 - 0]

MOTION BY: Chavez **SECOND BY:** Lee

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

Board of Supervisors and Board Appointees

9. Receive report from County Executive.

James R. Williams, County Executive, provided information relating to ongoing negotiations with the Registered Nurses Professional Association (RNPA), and stated that the RNPA gave notice of a three-day strike scheduled for April 2, 3, and 4, 2024. Mr. Williams provided further information relating to County website updates. Supervisor Chavez requested that Administration report to the Board on date uncertain relating to a summary matrix of changes to housing and behavioral health services when related items are on the Consent Calendar.

RESULT: Received

10. Receive report from County Counsel on legal issues and Closed Session meeting of March 25, 2024.

Tony LoPresti, County Counsel, stated that at the March 25, 2024 Closed Session, by unanimous vote with all members present, the Board authorized the County to initiate litigation in one matter. Mr. LoPresti further stated that the name of the action, defendant, and substance of the litigation shall be disclosed, once litigation is formally commenced, to any person upon inquiry.

RESULT: Received

Regular Agenda - Items for Discussion

11. Consider recommendations relating to the Valley Homeless Healthcare Program. (Santa Clara Valley Healthcare)

Possible action:

- a. Approve operational report from Health Resources and Services Administration (HRSA) Project Director.
- b. Ratify approval of budget narrative as part of the HRSA supplemental grant award relating to Expanding COVID-19 vaccination program in the amount of \$129,717 for period December 1, 2022 through December 31, 2023.
- c. Ratify approval of budget narrative as part of the HRSA supplemental grant award relating to the Bridge Access Program in the amount of \$15,898 for period September 1, 2023 through December 31, 2024.
- d. Approve 2023 Uniform Data System Report.

(ID# 24-4794)

Supervisor Chavez requested that Administration provide an off-agenda report to the Board on date uncertain relating to potential overlap between medical services and mental health services provided, conditions for the referral of patients to mental health services, and where patients are referred.

Vice President Lee requested that Administration report to the Board on May 21, 2024 relating to recommendations based on the 2023 Uniform Data System report regarding improvements for the Valley Homeless Healthcare Program relating to staffing, resource allocation, and health outcomes; potential gaps in care; and, solutions to broader homelessness-related issues.

Supervisor Arenas requested that Administration include in the Board referral matrix a previous request made at the January 23, 2024 Board meeting during Item No. 18 relating to reduction of migrant agricultural farmworkers and associated reduction in patient numbers.

Supervisor Arenas requested that Administration report to the Board on date uncertain relating to options for maximization of Medi-Cal enrollment for individuals in South County, especially by agricultural farmworkers.

MOTION TO: Approve **RESULT:** Pass [5 - 0]

MOTION BY: Arenas **SECOND BY:** Lee

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

12. Consider recommendations relating to a Countywide Public View Monitors and Video Intercoms Surveillance Use Policy. (Office of the County Executive)

Possible action:

- a. Receive Anticipated Surveillance Impact Report for Countywide Public View Monitors and Video Intercoms.
- b. Adopt finding that the benefits of the surveillance technology outweigh the costs pursuant to Section A40-4 of the Santa Clara County Ordinance Code.
- c. Approve Countywide Surveillance Use Policy for Public View Monitors and Video Intercoms.

(ID# 24-4950)

MOTION TO: Approve **RESULT:** Pass [5 - 0]

MOTION BY: Simitian **SECOND BY:** Lee

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

13. Under advisement from December 5, 2023 (Item No. 21): Receive report from the Office of the County Executive relating to efforts to support and promote agricultural worker housing in Santa Clara County.

(ID# 24-4946)

One individual addressed the Board.

At the request of Supervisor Arenas, the Board directed Administration and County Counsel to prioritize the Pilot Programs section of the Workplan to ensure programs are ready for an initial launch when Federal funding becomes available; directed

Administration to make efforts to secure additional letters of support for California Assembly Bill (AB) 3035 relating to agricultural employee housing, and to continue outreach to counties beyond Santa Clara, Santa Cruz, and San Mateo for inclusion in AB 3035; and, directed Administration to report to the Housing, Land Use, Environment, and Transportation Committee (HLUET) on date uncertain relating to options to provide services to farmworkers while they participate in answering County surveys, utilize Social Services Agency outreach staff, and partner with Santa Clara Family Health Plan outreach and enrollment staff.

Supervisor Chavez requested that Administration include efforts to secure broadband with other municipal services for agricultural employee housing programs.

At the request of Supervisor Chavez, the Board directed Administration to report to HLUET on date uncertain and provide an off-agenda report to the Board on date uncertain relating to funding opportunities for agricultural employee housing programs, including a written inquiry to the Metropolitan Transportation Commission regarding potential funding through the Bay Area Affordable Housing Bond on the November 2024 ballot.

Supervisor Chavez requested that Administration report to the Board through HLUET on date uncertain relating to the development of guidelines for the Farmworker Housing Rehabilitation and Electrification Pilot Program, including funding resources and prioritization of funding as it becomes available.

At the request of Supervisor Simitian, the Board directed Administration to provide the current version of AB 3035 and the support and opposition list to the Board on date uncertain.

MOTION TO: Approve **RESULT:** Pass [5 - 0]

MOTION BY: Arenas **SECOND BY:** Ellenberg

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

President Ellenberg recessed the meeting at 12:35 p.m.

14. Under advisement from June 22, 2021 (Item No. 38) and January 23, 2024 (Item No. 12): Receive report relating to Digital Equity Strategy. (Technology Services and Solutions Department)
(ID# 24-4932)

Held to April 16, 2024 at the request of Supervisor Chavez.

Supervisor Arenas requested that Administration include in the April 16, 2024 report to the Board information relating to barriers to digital access in South County and potential replication of a community Wi-Fi program similar to that of the City of San Jose and current regional efforts to prevent duplication.

Supervisor Chavez requested that Administration include in the April 16, 2024 report to the Board information relating to the recent changes regarding the broadband speed benchmark and long-term broadband speed by the Federal Communications Commission; and, responses to related referrals from President Ellenberg and Supervisor Chavez approved by the Board on December 14, 2021 and April 19, 2022.

MOTION TO: Hold **RESULT:** Pass [5 - 0]
MOTION BY: Lee **SECOND BY:** Chavez
AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

15. Under advisement from January 23, 2024 (Item No. 26): Receive report from Santa Clara Valley Healthcare and the Office of the District Attorney relating to the long-term vision for the use of Valley Health Center Morgan Hill as a permanent location for the Children's Advocacy Center South County, including a timeline for completion of the project.
(ID# 24-4846)

Taken out of order after Item No. 16.

One individual addressed the Board.

Supervisor Arenas requested that Administration provide an off-agenda report on date uncertain relating to the role of the Department of Family and Children's Services at the Children's Advocacy Center (CAC) and how often Social Workers are participating in meetings happening at the CAC.

At the request of Supervisor Chavez, the Board directed Administration and requested that the District Attorney report to the Board on date uncertain relating to a workplan that includes program development and physical infrastructure milestones.

Supervisor Chavez requested that Administration and the District Attorney include in future reports to the Board relating to the South County CAC information regarding knowledge gained from the San Jose CAC and related impacts to program development.

Supervisor Chavez requested that Administration and the District Attorney engage public safety entity partners such as the Morgan Hill Police Department, Office of the Sheriff, and Gilroy Police Department as soon as possible regarding partner education and the facility design process; and, engage and provide facility tours to health system partners including Kaiser Permanente, community clinics, and other County health organizations.

Supervisor Chavez requested that Administration provide an off-agenda report to the Board as soon as possible relating to the process and procedures for obtaining medical consent at the time children enter custodial care of the County, including situations when parental medical consent is not obtained; and feedback from the court system regarding whether sufficient information is provided to issue an order in lieu of parental medical consent.

MOTION TO: Approve **RESULT:** Pass [5 - 0]
MOTION BY: Arenas **SECOND BY:** Chavez
AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

16. Under advisement from December 19, 2023 (Item No. 4d): Receive report from the Office of the County Executive relating to options for structural changes regarding oversight of the Department of Family and Children's Services.
(ID# 24-5234)

Taken out of order after Item No. 13.

President Ellenberg reconvened the meeting at 1:07 p.m. with all members present.

Six individuals addressed the Board.

At the request of Supervisors Arenas and Chavez, the Board directed Administration to ensure that Department of Family and Children's Services (DFCS) workplan outcomes and recommendations presented to the Board are a product that received participation and feedback from a diverse group of stakeholders.

At the request of Supervisors Arenas and Chavez, the Board directed Administration to collaborate with the Child Welfare Ad Hoc Committee to integrate Committee findings and recommendations into a report to the Board by Fall 2024.

At the request of Supervisors Arenas and Chavez, the Board directed Administration to defer the holistic policy and practice review and recommendations from external experts and the potential removal of DFCS from the Social Services Agency, as described in paragraphs Ia and II of the March 26, 2024 Memorandum from staff, pending feedback from stakeholder subgroups participating in the future Ad Hoc Committee process.

At the request of Supervisors Arenas and Chavez, the Board directed Administration to include in the May 2024 quarterly report to the Board a comparison of the County organizational structure for Child Protective Services with the organizational structures of other counties, as described in paragraph IIa of the March 26, 2024 Memorandum from staff, including information and analysis relating to whether the County of Los Angeles decision to structure its DFCS as a separate department created greater accountability and better outcomes for children and families, and how the County of Los Angeles has addressed the legal and financial issues identified in the March 26, 2024 Memorandum.

Supervisor Chavez requested that Administration prepare and publish a work plan on the County web portal, including a description of the various work streams engaged in DFCS reform efforts, identification of the teams responsible for each work stream, methods of analysis, when results of the efforts will become public, and identification of the decision-making authority relating to each area of work.

Supervisor Chavez requested that Administration provide an off-agenda report to the Board, prior to the next quarterly report, relating to the Child Abuse and Neglect Center (CANC) live call capture rate, and the time between receiving a call and sending an investigator.

Supervisor Chavez requested that Administration report to the Board on date uncertain relating to an analysis of prior investments in CANC to reduce the time between receiving a call and sending an investigator; whether the analysis is part of an ongoing internal work stream; and, feedback from County partners, including stakeholders, line staff, bargaining units, and external consultant, if retained.

MOTION TO: Approve **RESULT:** Pass [5 - 0]

MOTION BY: Arenas **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

17. Under advisement from February 6, 2024 (Item No. 31): Receive report relating to recognizing Lunar New Year as a County holiday. (Office of the County Executive)

(ID# 24-4961)

Taken out of order after Item No. 15.

Two individuals addressed the Board.

The Board directed Administration to take steps necessary to designate and observe Lunar New Year as a County holiday, but not close County facilities.

At the request of Supervisor Chavez, the Board directed Administration to report to the Board during the Fiscal Year 2024-2025 Mid-Year Budget Review relating to consideration of designating Lunar New Year as a paid County holiday.

MOTION TO: Approve **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Ellenberg

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

18. Under advisement from January 23, 2024 (Item No. 13): Receive report relating to the Countywide Community Violence Prevention Strategic Plan for Fiscal Year 2024-2025 and options for establishing a community violence prevention fund. (Office of the County Executive) (ID# 24-5030)

Held to April 16, 2024 at the request of Administration.

MOTION TO: Hold **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

19. Under advisement from November 7, 2023 (Item No. 13): Receive report relating to options to improve access to mental health care services for adults in the County. (Office of the County Executive) (ID# 24-5032)

Held to April 16, 2024 at the request of Administration.

MOTION TO: Hold **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

20. Consider items previously removed from the Consent Calendar. (ID# 24-5048)

No items were removed from the Consent Calendar.

Closing

21. Adjourn. (See Item No. 4) (ID# 23-1791)

President Ellenberg adjourned the meeting at 2:53 p.m.

Consent Calendar - Items will be considered under Item No. 7. Items removed from the Consent Calendar will be considered at the end of the Regular Agenda.

22. Minutes Approval: (ID# 24-5016)

- a. Approve minutes of the March 11, 2024 Regular Meeting: Presentations and Closed Session. (ID# 24-5246)

MOTION TO: Approve **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

- b. Approve minutes of the March 12, 2024 Regular Meeting. (ID# 24-5247)

Approved as amended to reflect the intention of Supervisor Chavez to vote "no" on Item No. 16.

MOTION TO: Approve as amended **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

Social Services Agency

23. Consider recommendations relating to Refugee Services contracts. (LA-1)

Possible action:

- a. Approve delegation of authority to the County Executive, or designee, to negotiate, execute, amend, or terminate Contracts with Jewish Family Services relating to providing refugee employment, elderly services, housing assistance, and emergency assistance in an amount not to exceed \$990,770, and a contract term that begins no earlier than March 26, 2024 and ends no later than September 30, 2024, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive. Delegation of authority shall expire on September 30, 2024.
- b. Approve delegation of authority to the County Executive, or designee, to negotiate, execute, amend, or terminate Contracts with International Rescue Committee, Inc., relating to providing refugee employment, elderly services, housing assistance, and emergency assistance in an amount not to exceed \$870,000, and a contract term that begins no earlier than March 26, 2024 and ends no later than September 30, 2024, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive. Delegation of authority shall expire on September 30, 2024.

(ID# 24-4928)

Supervisor Simitian requested that Administration continue to explore options to support refugees as fully as possible, including prior to the April 16, 2024 Board of Supervisors meeting.

MOTION TO: Approve **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

Santa Clara Valley Healthcare

24. Approve Third Amendment to Administrative and Professional Services Agreement with Central Valley Imaging Medical Associates, Inc., relating to providing diagnostic radiology services at St. Louise Regional Hospital, and Valley Health Center Morgan Hill, increasing the maximum contract amount by \$6,348,750 from \$8,226,321 to

\$14,575,071, and extending the agreement for a 24-month period through March 31, 2026, that has been reviewed and approved by County Counsel as to form and legality. A single source exception to competitive procurement has been approved by the Office of Countywide Contracting Management pursuant to Board of Supervisors Policy 5.6.5.1(D)(2)(a)(ii). An exception to Board of Supervisors Policy 5.4.5.4, Length of Term of Contracts, has been approved by the Office of Countywide Contracting Management. (LA-1)
(ID# 24-4852)

MOTION TO: Approve **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

25. Approve retroactive Second Amendment to Agreement with Salas O'Brien Engineers, Inc., relating to providing architectural, engineering and other professional design services for the Santa Clara Valley Medical Center for the Oncology Pharmacy Remodel project increasing the maximum contract amount by \$300,000 from \$1,500,000 to \$1,800,000, and extending the Agreement for a 37-month period through March 12, 2027, that has been reviewed and approved by County Counsel as to form and legality. (LA-1)
(ID# 24-4815)

MOTION TO: Approve **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

26. Approve Agreement with Lanier Parking Meter Services, LLC, dba Lanier Parking Services relating to providing valet parking services in an amount not to exceed \$8,530,000 for period March 26, 2024 through March 25, 2029, that has been reviewed and approved by County Counsel as to form and legality. (LA-1) (ID# 24-4797)

MOTION TO: Approve **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

27. Consider recommendations relating to 16 donations of medical equipment from Valley Health Foundation to Santa Clara Valley Healthcare.
Possible action:
- a. Accept donation.
 - b. Authorize the President of the Board of Supervisors to forward a letter of appreciation to Valley Health Foundation.
- (ID# 24-4925)

MOTION TO: Approve **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

28. Ratify Grant Application submitted by Santa Clara Valley Healthcare to El Camino Healthcare District relating to grant funding to improve access to dental services for medically underserved individuals in North County in the amount of \$500,000 for period July 1, 2024 through June 30, 2025.
(ID# 24-4711)

MOTION TO: Ratify **RESULT:** Pass [5 - 0]
MOTION BY: Lee **SECOND BY:** Chavez
AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

29. Approve appointments/reappointments and privileging actions of specified medical staff and allied health professionals at Santa Clara Valley Medical Center, O'Connor Hospital, and St. Louise Regional Hospital. (LA-4)
(ID# 24-4744)

MOTION TO: Approve **RESULT:** Pass [5 - 0]
MOTION BY: Lee **SECOND BY:** Chavez
AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

Public Health Department

30. Consider recommendations relating to Agreement with California Department of Public Health for the Women, Infants, and Children (WIC) Program.
Possible action:
- a. Approve Request for Appropriation Modification No. 171 - \$286,931 increasing estimated revenue and expenditure appropriations in the Public Health Department budget, relating to WIC funding adjustments. (4/5 Vote)
 - b. Approve Third Amendment to Agreement with California Department of Public Health relating to the WIC Program, increasing the maximum contract amount by \$527,628 from \$15,029,540 to \$15,557,168, with no change to the term of the Agreement, that has been reviewed and approved by County Counsel as to form and legality.
 - c. Adopt Resolution delegating authority to County Executive or designee, to negotiate, amend, or terminate agreement with California Department of Public Health for the WIC Program effective October 1, 2022, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive. Delegation of authority shall expire on September 30, 2025.
- (ID# 24-5005) Resolution No. BOS-2024-31

MOTION TO: Approve **RESULT:** Pass [5 - 0]
MOTION BY: Lee **SECOND BY:** Chavez
AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

Behavioral Health Services Department

31. Consider recommendations relating to locum psychiatry staffing services. (LA-1)

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Possible action:

- a. Approve Third Amendment to Agreement with Jackson & Coker Locum Tenens, LLC, relating to providing locum psychiatry services, increasing the maximum contract amount by \$2,100,000 from \$7,000,000 to \$9,100,000, and extending the Agreement for a 12-month period through June 30, 2025, that has been reviewed and approved by County Counsel as to form and legality.
- b. Approve Third Amendment to Agreement with Vista Staffing Solutions relating to providing locum psychiatry services, increasing the maximum contract amount by \$1,800,000 from \$1,600,000 to \$3,400,000, and extending the Agreement for a 12-month period through June 30, 2025, that has been reviewed and approved by County Counsel as to form and legality.
- c. Approve Third Amendment to Agreement with LocumTenens.com relating to providing locum psychiatry services, increasing the maximum contract amount by \$3,600,000 from \$8,000,000 to \$11,600,000, and extending the Agreement for a 12-month period through June 30, 2025, that has been reviewed and approved by County Counsel as to form and legality.

(ID# 24-4785)

MOTION TO: Approve **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

32. Adopt Resolution delegating authority to the County Executive, or designee, to negotiate, execute, amend, or terminate agreement with County Contracted Providers relating to providing stipends for student/peer internships in an amount not to exceed \$655,243 per fiscal year for period July 1, 2024 through June 30, 2029, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive. Delegation of authority shall expire on June 30, 2029. (LA-1)
(ID# 24-5009) Resolution No. BOS-2024-32

MOTION TO: Adopt **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

Employee Services Agency

33. Approve proposed premium rates for the County of Santa Clara employee and retiree medical plans for the 2024-2025 plan year, subject to final approval of the associated plan agreements in May 2024. (LA-1)
(ID# 24-4937)

MOTION TO: Approve **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

34. Introduce and preliminarily adopt Salary Ordinance No. NS-5.24.65, an Ordinance amending Santa Clara County Salary Ordinance No. NS-5.24 relating to compensation of employees deleting one Prevention Program Analyst II or Prevention Program

Analyst I position and adding one Program Manager I position in the Public Health Department.
(ID# 24-4867)

MOTION TO: Adopt (Prelim.) **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

35. Consider recommendations relating to the reclassification of one Senior Management Analyst in Office of the District Attorney.

Possible action:

- a. Approve Request for Appropriation Modification No. 181 - \$4,867 transferring funds from the General Fund Contingency Reserve to the Office of the District Attorney budget, relating to the reclassification of a Senior Management Analyst to Administrative Services Manager II.
- b. Introduce and preliminarily adopt Salary Ordinance No. NS-5.24.64, an Ordinance amending Santa Clara County Salary Ordinance No. NS-5.24 relating to compensation of employees deleting one Senior Management Analyst or Management Analyst position and adding one Administrative Services Manager II position in the Office of the District Attorney.

(ID# 24-4820)

MOTION TO: Approve **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

36. Introduce and preliminarily adopt Salary Ordinance No. NS-5.24.63, an Ordinance amending Santa Clara County Salary Ordinance No. NS-5.24 relating to compensation of employees increasing the salary of the Hospital Communications Operator classification by approximately four percent.

(ID# 24-4870)

MOTION TO: Adopt (Prelim.) **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

Board of Supervisors

37. Approve County sponsorship of SOMOS Mayfair in the amount of \$1,000 from the Supervisorial District One allocation in the Office of the Clerk of the Board Fiscal Year 2023-2024 budget, to support the Gracias a la Vida 2024 annual fundraising event. (Arenas) (LA-1)

(ID# 24-5202)

MOTION TO: Approve **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

38. Pursuant to Government Code Section 53232.3(d), no member of the Board of Supervisors attended a meeting, as defined in Government Code Section 54952.2(a), at the expense of the County of Santa Clara for period March 7, 2024 through March 20, 2024. (ID# 24-5248)

RESULT: Announced

County Executive

39. Approve Request for Appropriation Modification No. 179 - \$1,882,403 increasing estimated revenue and expenditure appropriations in the Office of the County Executive and the Office of the Sheriff budgets, and transferring \$310,592 from expenditure reimbursements in those departments to the General Fund Contingency Reserve, relating to Federal Fiscal Year 2023 State Homeland Security Grant Program funding. (4/5 Vote)
(ID# 24-4927)

MOTION TO: Approve **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

40. Consider recommendations relating to the County Government Fellowship Program (GFP). (LA-1)
Possible action:
- Receive report relating to the GFP.
 - Approve delegation of authority to the County Executive, or designee, to negotiate, execute, amend, extend, or terminate stipend agreements with up to 11 students relating to participating in the GFP, in an amount not to exceed \$10,000 per agreement, and contract terms that begin no earlier than March 26, 2024 and end no later than September 30, 2024, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive. Delegation of authority shall expire on September 30, 2024.
(ID# 24-4861)

MOTION TO: Approve **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

41. Approve delegation of authority to the County Executive, or designee, to negotiate, execute, amend, extend, or terminate stipend agreements with up to ten students relating to participating in the New Americans Fellowship summer 2024 cohort, in an amount not to exceed \$10,000 per agreement, and contract terms that begin no earlier than June 3, 2024 and end no later than August 30, 2024, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive. Delegation of authority shall expire on August 30, 2024. (LA-1)
(ID# 24-4935)

Corrected to read: “Approve delegation of authority to the County Executive, or designee, to negotiate, execute, amend, extend, or terminate stipend agreements with up to ten individuals relating to participating in the New Americans Fellowship summer 2024 cohort, in an amount not to exceed \$10,000 per agreement, and contract terms that begin no earlier than June 3, 2024 and end no later than August 30, 2024, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive. Delegation of authority shall expire on August 30, 2024. (LA-1)”

MOTION TO: Approve **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

42. Adopt Resolution authorizing performance of services by the Registrar of Voters in the Special Mail Ballot Election to be held on May 7, 2024. (ID# 24-4931) Resolution No. BOS-2024-33

MOTION TO: Adopt **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

43. Consider recommendations relating to an Environmental Protection Agency Climate Pollution Reduction grant.

Possible action:

- a. Approve delegation of authority to the County Executive, or designee, to submit a grant application as lead applicant to the Environmental Protection Agency Climate Pollution Reduction Grants Program for grant funding to expand Food Recovery, Organics Diversion, and Compost Application programs in an amount not to exceed \$50,000,000 under funding Tier D for period January 2024 through December 2029, and appoint the County Executive, or designee, to conduct negotiations, execute, amend, and submit all documents that may be necessary for the completion of the project funded by the grant, including but not limited to applications, agreements, amendments, and payment requests. Delegation of authority shall expire on December 31, 2029.
- b. Approve delegation of authority to the County Executive, or designee, to partner on a grant application with the Association of Bay Area Governments for Environmental Protection Agency grant funding through the Climate Pollution Reduction Grants Program to develop a Bay Area Clean Homes Initiative in an amount not to exceed \$100,000,000 under funding Tier C for period January 2025 through December 2029, and appoint the County Executive, or designee, to conduct negotiations, execute, amend, and submit all documents that may be necessary for the completion of the project funded by the grant, including but not limited to applications, agreements, amendments, and payment requests. Delegation of authority shall expire on December 31, 2029.

(ID# 24-5008)

Vice President Lee requested that Administration notify Supervisorial District Offices as soon as information is available relating to community engagement activities.

MOTION TO: Approve **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

44. Adopt Resolution approving retroactive agreement with California Department of Forestry and Fire Protection relating to providing training to volunteers and first responders within Santa Clara County in an amount not to exceed \$184,751 for period July 1, 2023 through June 30, 2024, that has been reviewed and approved by County Counsel as to form and legality.
(ID# 24-4960) Resolution No. BOS-2024-34

MOTION TO: Adopt **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

45. Receive report from the Office of the County Executive relating to anticipated solicitations.
(ID# 24-4926)

MOTION TO: Receive **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

Office of Supportive Housing

46. Adopt Resolution finding and declaring that real property located at 330 Distel Circle, Los Altos, California, Assessor's Parcel No. 170-04-051, which is intended to be ground leased to EAH, Inc., a California nonprofit public benefit corporation, or its affiliate, is exempt surplus land under the Surplus Land Act. (ID# 24-4847) Resolution No. BOS-2024-35

MOTION TO: Adopt **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

47. Consider recommendations relating to Homeless Housing, Assistance, and Prevention (HHAP) Round 5 program funding. (LA-1)
Possible action:
- Approve delegation of authority to the County Executive, or designee, to submit Grant Application to the State of California relating to grant funding for HHAP Round 5, in the amount not to exceed \$27,903,000 for a period that begins no earlier than March 27, 2024 and ends no later than December 31, 2028.
 - Approve delegation of authority to the County Executive, or designee, to negotiate, execute, amend, or terminate standard agreement with the State of California relating to providing HHAP Round 5 program funding in an amount not to exceed \$27,903,000, and a contract term that begins no earlier than March 27, 2024 and

ends no later than December 31, 2028, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive.

Delegation of authority shall expire on December 31, 2028.

- c. Approve delegation of authority to the County Executive, or designee, to negotiate, execute, amend, or terminate a no-cost Memorandum of Understanding with the City of San José and the Santa Clara County Continuum of Care, relating to providing HHAP Round 5 program services, with a contract term that begins no earlier than March 1, 2024 and ends no later than December 31, 2028, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive. Delegation of authority shall expire on December 31, 2028.

(ID# 24-4496)

MOTION TO: Approve **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

48. Consider recommendations relating to supportive housing services agreements. (LA-1)
Possible action:

- a. Approve Agreement with Abode Services relating to providing permanent supportive housing services at Bellarmino Place in an amount not to exceed \$330,000 for period April 1, 2024 through June 30, 2025, that has been reviewed and approved by County Counsel as to form and legality.
- b. Approve Agreement with Community Solutions relating to providing permanent supportive housing services at Pavilion Inn in an amount not to exceed \$288,750 for period April 1, 2024 through June 30, 2025, that has been reviewed and approved by County Counsel as to form and legality.
- c. Approve Agreement with HomeFirst relating to providing rapid rehousing services at Royal Oak Village in an amount not to exceed \$247,500 for period April 1, 2024 through June 30, 2025, that has been reviewed and approved by County Counsel as to form and legality.

(ID# 24-4654)

MOTION TO: Approve **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

49. Adopt Resolution finding and declaring that real property located at 3550 El Camino Real, Santa Clara, California, Assessor's Parcel No. 290-01-113, which is intended to be ground leased to Resources for Community Development, a California nonprofit public benefit corporation, or its affiliate, is exempt surplus land under the Surplus Land Act. (ID# 24-4816) Resolution No. BOS-2024-36

MOTION TO: Adopt **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

50. Approve amended delegation of authority to the County Executive, or designee, to negotiate, execute, amend, or terminate Agreement with HomeFirst Services of Santa Clara County relating to providing temporary housing services, increasing the maximum delegated amount by \$1,000,000 from \$2,194,188 to \$3,194,188, and extending the delegated contract term limit through June 30, 2024, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive. Delegation of authority shall expire on June 30, 2024. (ID# 24-4789)

Corrected to reflect that the item is subject to the Levine Act (LA-1).

Supervisor Chavez requested that Administration include, in future reports to the Board relating to temporary housing services, information regarding options for operation by the County.

Vice President Lee requested that Administration solicit stakeholder input and provide knowledge gained to the new operator of the shelter at 999 Hamlin Court, Sunnyvale. Vice President Lee requested that Administration include a condition in the 90-day contract extension that prevents current employees or clients from being forced out without just cause.

Vice President Lee requested that Administration and County Counsel report to the Board on date uncertain relating to options for provisions in future contracts that would provide for retention of existing non-exempt employees at the shelter, provided that they are in good standing and have been employed at the shelter for a specified minimum period of time; and, that the options reflect consideration of attracting the most qualified shelter operator.

MOTION TO: Approve **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

51. Consider recommendations relating to Agreements for Temporary Housing Programs. (LA-1)

Possible action:

- a. Approve delegation of authority to the County Executive, or designee, to negotiate, execute, amend, or terminate Agreement with Amigos de Guadalupe relating to providing temporary housing in an amount not to exceed \$11,375,000 and a contract term that begins no earlier than April 1, 2024 and ends no later than June 30, 2025, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive. Delegation of authority shall expire on June 30, 2025.
- b. Approve delegation of authority to the County Executive, or designee, to negotiate, execute, amend, or terminate Agreement with Bill Wilson Center relating to providing temporary housing in an amount not to exceed \$1,532,517 and a contract term that begins no earlier than April 1, 2024 and ends no later than June 30, 2026, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive. Delegation of authority shall expire on June 30, 2026.

- c. Approve delegation of authority to the County Executive, or designee, to negotiate, execute, amend, or terminate Agreement with Covenant House relating to providing temporary housing in an amount not to exceed \$1,687,500 and a contract term that begins no earlier than April 1, 2024 and ends no later than June 30, 2026, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive. Delegation of authority shall expire on June 30, 2026.
- d. Approve delegation of authority to the County Executive, or designee, to negotiate, execute, amend, or terminate Agreement with HomeFirst Services of Santa Clara County relating to providing temporary housing in an amount not to exceed \$12,947,133 and a contract term that begins no earlier than April 1, 2024 and ends no later than June 30, 2025, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive. Delegation of authority shall expire on June 30, 2025.
- e. Approve delegation of authority to the County Executive, or designee, to negotiate, execute, amend, or terminate Agreement with LifeMoves relating to providing temporary housing in an amount not to exceed \$7,255,000 and a contract term that begins no earlier than April 1, 2024 and ends no later than June 30, 2025, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive. Delegation of authority shall expire on June 30, 2025.
- f. Approve delegation of authority to the County Executive, or designee, to negotiate, execute, amend, or terminate Agreement with Silicon Valley Independent Living Center relating to providing temporary housing in an amount not to exceed \$695,195 and a contract term that begins no earlier than April 1, 2024 and ends no later than June 30, 2025, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive. Delegation of authority shall expire on June 30, 2025.
- g. Approve delegation of authority to the County Executive, or designee, to negotiate, execute, amend, or terminate Agreement with St. Joseph's Family Center relating to providing temporary housing in an amount not to exceed \$358,241 and a contract term that begins no earlier than April 1, 2024 and ends no later than June 30, 2025, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive. Delegation of authority shall expire on June 30, 2025.
- h. Approve delegation of authority to the County Executive, or designee, to negotiate, execute, amend, or terminate Agreement with YWCA Golden Gate Silicon Valley relating to providing temporary housing in an amount not to exceed \$641,886 and a contract term that begins no earlier than April 1, 2024 and ends no later than June 30, 2025, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive. Delegation of authority shall expire on June 30, 2025.

(ID# 24-4410)

MOTION TO: Approve **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

Procurement Department

52. Approve Agreement with Cardinal Health 200, LLC, relating to providing medical and surgical goods for distribution in an amount not to exceed \$325,000,000 for period March 26, 2024 through March 25, 2029, that has been reviewed and approved by County Counsel as to form and legality. (LA-1) (ID# 24-4812)

MOTION TO: Approve **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

County Counsel

53. Receive report from the Office of the County Counsel relating to County tort lawsuit settlements for period October 1, 2023 through December 31, 2023.
(ID# 24-4941)

MOTION TO: Receive **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

54. Under advisement from March 12, 2024 (Item No. 9): Consider recommendations relating to the Re-Entry Network.

Possible action:

- a. Adopt Resolution updating the membership of the Re-Entry Network.
- b. Approved amended bylaws for the Re-Entry Network.

(ID# 24-5003) Resolution No. BOS-2024-37

MOTION TO: Approve **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

Boards and Commissions

55. Authorize the County of Santa Clara/Moscow Sister-County Commission to participate in a Stanford Hospital project to ship medical equipment and supplies to Ukraine, including a \$750 expenditure from the Moscow Sister-County Commission account.
(LA-1)

(ID# 24-4957)

MOTION TO: Approve **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

56. Consider recommendations relating to resignations from Boards and Commissions:

Possible action:

- a. Accept the resignation of David Sepulveda from the Domestic Violence Commission.
- b. Accept the resignation of Henry Aspergren from the Hsinchu County, Taiwan, Republic of China Sister-County Commission.

(ID# 24-5192)

MOTION TO: Accept **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

Office of the District Attorney

57. Approve Request for Appropriation Modification No. 161 - \$569,280 increasing estimated revenue and expenditure appropriations in the Office of the District Attorney budget, relating to additional awards and carryover for the California Department of Insurance, Insurance Fraud Grants for Fiscal Year 2023-2024. (4/5 Vote)
(ID# 24-4930)

MOTION TO: Approve **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

58. Adopt Resolution delegating authority to the District Attorney, or designee, to negotiate, execute, amend, or terminate the Joint Powers Agreement with the California Victim Compensation Board to provide funds to the County in support of compensation to crime victims in an amount not to exceed \$3,399,084 for period July 1, 2024 through June 30, 2027, following approval by County Counsel as to form and legality, and approval by the Office of the County Executive. Delegation of authority shall expire on June 30, 2027. (ID# 24-5209) Resolution No. BOS-2024-38

MOTION TO: Adopt **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

Office of the Public Defender

59. Introduce and preliminarily adopt Salary Ordinance No. NS-5.24.67, an Ordinance amending Santa Clara County Salary Ordinance No. NS-5.24 relating to compensation of employees revising Footnote 874 to extend the expiration date for two unclassified Attorney IV - Public Defender or Attorney III - Public Defender or Attorney II - Public Defender or Attorney I - Public Defender positions in the Office of the Public Defender. Positions shall expire at 11:59 p.m. on June 30, 2024.
(ID# 24-4952)

MOTION TO: Adopt (Prelim.) **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

Finance Agency

60. Adopt Resolution authorizing the Foothill-De Anza Community College District to sell Election of 2020 General Obligation Bonds, Series C, on its own behalf in an amount not to exceed \$90,000,000.
(ID# 24-5019) Resolution No. BOS-2024-39

MOTION TO: Adopt **RESULT:** Pass [5 - 0]
MOTION BY: Lee **SECOND BY:** Chavez
AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

Commendations and Proclamations

61. Commendation and Proclamations. (See Item No. 5) (ID# 24-5010)
- a. Adopt Commendation for Affirmed Housing on the occasion of the Grand Opening of the Vitalia Apartments and for their contributions in addressing the housing crisis. (Arenas)
(ID# 24-5007)

MOTION TO: Adopt **RESULT:** Pass [5 - 0]
MOTION BY: Lee **SECOND BY:** Chavez
AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

- b. Adopt Proclamation declaring the week of March 25 through 31, 2024 as "National Farmworker Awareness Week" in Santa Clara County recognizing the past-and-present contributions of migrant farm workers throughout Santa Clara County. (Arenas)
(ID# 24-5044)

MOTION TO: Adopt **RESULT:** Pass [5 - 0]
MOTION BY: Lee **SECOND BY:** Chavez
AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

- c. Adopt Commendation for Community Agency for Resources, Advocacy, and Services on the occasion of the 2024 Cesar E. Chavez Community Champions Celebration to recognize and celebrate local community heroes who embody the spirit of Cesar Chavez. (Arenas)
(ID# 24-5047)

MOTION TO: Adopt **RESULT:** Pass [5 - 0]
MOTION BY: Lee **SECOND BY:** Chavez
AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

- d. Adopt Commendation for Dr. Francisco Jimenez during National Farmworker Awareness Week to recognize his literary and cultural contributions as a celebrated author committed to chronicling the lived experiences and legacy of migrant farm workers and their families. (Arenas)
(ID# 24-5036)

MOTION TO: Adopt **RESULT:** Pass [5 - 0]
MOTION BY: Lee **SECOND BY:** Chavez
AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

- e. Adopt Commendation during National Farmworker Awareness Week for the production team of The Unbroken Sky, a short film that celebrates and honors the life and legacy of migrant farm workers and their families. (Arenas) (ID# 24-5039)

MOTION TO: Adopt **RESULT:** Pass [5 - 0]
MOTION BY: Lee **SECOND BY:** Chavez
AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

- f. Adopt Commendation for Kianna Giselle Garcia as she receives the YMCA Project Cornerstone 2024 Positive Peer Influence Asset Champion Award. (Chavez) (ID# 24-5070)

MOTION TO: Adopt **RESULT:** Pass [5 - 0]
MOTION BY: Lee **SECOND BY:** Chavez
AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

- g. Adopt Proclamation declaring the month of March 2024 as “Endometriosis Awareness Month” in Santa Clara County. (Chavez) (ID# 24-5200)

MOTION TO: Adopt **RESULT:** Pass [5 - 0]
MOTION BY: Lee **SECOND BY:** Chavez
AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

- h. Adopt Commendation for Ryan Kanemoto for achieving the highest Boy Scout rank of Eagle Scout, the epitome of achievement, on November 15, 2023. (Chavez) (ID# 24-5196)

MOTION TO: Adopt **RESULT:** Pass [5 - 0]
MOTION BY: Lee **SECOND BY:** Chavez
AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

- i. Adopt Commendation for Nathan Kotab for achieving the highest Boy Scout rank of Eagle Scout, the epitome of achievement, on October 11, 2023. (Chavez) (ID# 24-5194)

MOTION TO: Adopt **RESULT:** Pass [5 - 0]
MOTION BY: Lee **SECOND BY:** Chavez
AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

- j. Adopt Commendation for Tobias D. Taylor for achieving the highest Boy Scout rank of Eagle Scout, the epitome of achievement, on November 14, 2022. (Chavez)
(ID# 24-5134)

MOTION TO: Adopt **RESULT:** Pass [5 - 0]
MOTION BY: Lee **SECOND BY:** Chavez
AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

- k. Adopt Commendation for Yu-Ai Kai for 50 years of being a vital resource for senior citizens and the entire community in San Jose's Japantown neighborhood and throughout Santa Clara County. (Chavez)
(ID# 24-5095)

MOTION TO: Adopt **RESULT:** Pass [5 - 0]
MOTION BY: Lee **SECOND BY:** Chavez
AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

- l. Adopt Commendation for Law Foundation of Silicon Valley in honor of its fifty years of impactful legal services and advocacy for the community of Santa Clara County. (Chavez)
(ID# 24-5193)

MOTION TO: Adopt **RESULT:** Pass [5 - 0]
MOTION BY: Lee **SECOND BY:** Chavez
AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

- m. Adopt Commendation for Sue Phillips for receiving the Santa Clara County Women's Leadership and Policy Summit Lifetime Achievement Award for her leadership and achievements in advancing sports engagement for girls and young women. (Chavez)
(ID# 24-5231)

MOTION TO: Adopt **RESULT:** Pass [5 - 0]
MOTION BY: Lee **SECOND BY:** Chavez
AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

- n. Adopt Commendation for Congresswoman Anna Eshoo for receiving the Santa Clara County Women's Leadership and Policy Summit Lifetime Achievement Award for a lifetime of public service. (Chavez)
(ID# 24-5206)

Deleted at the request of Supervisor Chavez.

MOTION TO: Delete **RESULT:** Pass [5 - 0]
MOTION BY: Lee **SECOND BY:** Chavez
AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

- o. Adopt Commendation for Dr. Pamela Lindsey for receiving the Santa Clara County Women's Leadership and Policy Summit Lifetime Achievement Award

for her leadership and achievements in advancing educational opportunity for students with learning needs. (Chavez)
(ID# 24-5207)

Corrected to read: “Adopt Commendation for Dr. Pamela Lindsay for receiving the Santa Clara County Women’s Leadership and Policy Summit Lifetime Achievement Award for her leadership and achievements in advancing educational opportunity for students with learning needs. (Chavez)”

MOTION TO: Adopt **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

- p. Adopt Commendation for Claudia Morales for receiving the Santa Clara County Women’s Leadership and Policy Summit Lifetime Achievement Award for her leadership and achievements in education. (Chavez)
(ID# 24-5208)

MOTION TO: Adopt **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

- q. Adopt Commendation for Viera Whye for receiving the Santa Clara County Women’s Leadership and Policy Summit Lifetime Achievement Award for her leadership and achievements in advancing diversity and inclusion in the high-tech industry. (Chavez)
(ID# 24-5210)

MOTION TO: Adopt **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

- r. Adopt Commendation for Alison Brunner for receiving the Santa Clara County Women’s Leadership and Policy Summit Lifetime Achievement Award for her leadership and achievements in the legal non-profit sector. (Chavez)
(ID# 24-5211)

MOTION TO: Adopt **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

- s. Adopt Commendation for Roberta Gundersen for receiving the Santa Clara County Women’s Leadership and Policy Summit Lifetime Achievement Award for her leadership and achievements in ensuring equity and accessibility in the legal system. (Chavez)
(ID# 24-5212)

MOTION TO: Adopt **RESULT:** Pass [5 - 0]
MOTION BY: Lee **SECOND BY:** Chavez
AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

- t. Adopt Commendation for Judge Risë Jones Pichon for receiving the Santa Clara County Women's Leadership and Policy Summit Lifetime Achievement Award for her leadership and achievements in the legal profession. (Chavez)
(ID# 24-5213)

MOTION TO: Adopt **RESULT:** Pass [5 - 0]
MOTION BY: Lee **SECOND BY:** Chavez
AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

- u. Adopt Commendation for Judge Erica Yew for receiving the Santa Clara County Women's Leadership and Policy Summit Lifetime Achievement Award for her leadership and achievements in the legal profession. (Chavez)
(ID# 24-5214)

MOTION TO: Adopt **RESULT:** Pass [5 - 0]
MOTION BY: Lee **SECOND BY:** Chavez
AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

- v. Adopt Commendation for Indo-American Community Federation for its dedication and service to improving the quality of life for the Indo-American community in Santa Clara County. (Lee)
(ID# 24-4967)

MOTION TO: Adopt **RESULT:** Pass [5 - 0]
MOTION BY: Lee **SECOND BY:** Chavez
AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

- w. Adopt Commendation for Maker Nexus for its dedication and outstanding service to improving the quality of life for the residents in Sunnyvale. (Lee)
(ID# 24-4965)

MOTION TO: Adopt **RESULT:** Pass [5 - 0]
MOTION BY: Lee **SECOND BY:** Chavez
AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

- x. Adopt Commendation for the California Line Dance Association of America (CLDAA) for its contributions and service to improving the quality of life for the residents in Santa Clara County. (Lee)
(ID# 24-4966)

MOTION TO: Adopt **RESULT:** Pass [5 - 0]
MOTION BY: Lee **SECOND BY:** Chavez
AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

- y. Adopt Proclamation declaring March 31, 2024 as “Transgender Day of Visibility” in Santa Clara County. (Ellenberg)
(ID# 24-5199)

MOTION TO: Adopt **RESULT:** Pass [5 - 0]
MOTION BY: Lee **SECOND BY:** Chavez
AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

- z. Adopt Proclamation declaring April 2024 as "Distracted Driving Awareness Month" in Santa Clara County. (Simitian) (ID# 24-5021)

MOTION TO: Adopt **RESULT:** Pass [5 - 0]
MOTION BY: Lee **SECOND BY:** Chavez
AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

- aa. Adopt Proclamation declaring April 2024 as “Child Abuse Awareness and Prevention Month” in Santa Clara County. (Social Services Agency)
(ID# 24-4821)

MOTION TO: Adopt **RESULT:** Pass [5 - 0]
MOTION BY: Lee **SECOND BY:** Chavez
AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

Roads and Airports Department

62. Consider recommendations relating to the Battery Backup Unit Upgrades - Phase II project. California Environmental Quality Act (CEQA): Exempt from CEQA pursuant to Section 15301 of the CEQA Guidelines.

Possible action:

- a. Approve the Project, adopt plans and specifications, and authorize advertisement of Contract Documents for the Battery Backup Unit Upgrades - Phase II project, and direct the Clerk of the Board of Supervisors to open bids on Thursday, April 25, 2024, at 2:00 p.m., in the Office of the Clerk of the Board of Supervisors. The opening of bids shall be made available to the public via virtual teleconference, a link to which will be posted via Addendum to the Invitation to Bid no later than 72 hours before the time scheduled for the opening of bids. The results will be posted on the Clerk of the Board website no later than the following day.
- b. Authorize the County Executive, or designee, to make clarifications, make minor changes, and issue addenda as necessary to the Contract Documents and the advertisement, including the timing of receipt of proposals.

(ID# 24-4680)

MOTION TO: Approve **RESULT:** Pass [5 - 0]
MOTION BY: Lee **SECOND BY:** Chavez
AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

Facilities and Fleet Department

63. Consider recommendations relating to SCVMC-BLDG K – Analyzer Expansion project. California Environmental Quality Act (CEQA): Exempt from CEQA pursuant to Sections 15301 and 15303 of the CEQA Guidelines. (Project No. 263-CP17006-4). Possible action:

- a. Award contract to SBAY Construction, Inc., in the amount of \$2,257,000 with a construction time of 270 calendar days.
- b. Approve encumbrance of additional \$722,240 as Supplemental Work Allowance for a total encumbered amount of \$2,979,240.
- c. Authorize the County Executive, or designee, as the Owner's Authorized Representative, including but not limited to authority to issue Change Orders as necessary against the allowance for Supplemental Work pursuant to Public Contract Code section 20142 and to approve modifications to the contract time.
- d. Ratify Addendum to Bid Documents No. 1, which modified or clarified the Bid Documents in response to contractor questions.

(ID# 24-4856)

MOTION TO: Approve **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

64. Approve First Amendment to Professional Services Agreement with Nor Cal Inspection, LLC, relating to providing California Department of Health Care Access and Information certified inspector of record services and materials testing services for various projects, increasing the maximum contract amount by \$2,000,000 from \$5,000,000 to \$7,000,000, with no change to the term of the Agreement, that has been reviewed and approved by County Counsel as to form and legality. (LA-1)

(ID# 24-4388)

MOTION TO: Approve **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

65. Consider recommendations relating to intent to purchase a ten percent undivided interest in real property located at 95 South Market Street, San Jose, California.

Possible action:

- a. Adopt Resolution issuing a Notice of Intent to Purchase a ten Percent undivided interest in real property located at 95 South Market Street, San Jose, California, Assessor's Parcel No. 259-40-084, from OCH Liquidation.
- b. Authorize Clerk of the Board to set Tuesday, May 7, 2024, no earlier than 10:00 a.m., as the date and time to consider acquisition of the Real Property.

(ID# 24-5235) Resolution No. BOS-2024-40

MOTION TO: Approve **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

66. Consider recommendations relating to lease agreement at 1215 First Street, Gilroy.
(LA-1)

Possible action:

- a. Approve retroactive Fourth Amendment to Lease Agreement with WRR CA PROPERTIES, LLC relating to providing 5,800 square feet of office space located at 1215 First Street, Gilroy, increasing the maximum contract amount by \$490,690 from \$1,101,000 to \$1,591,690, and extending the Agreement for a three-year period through November 30, 2025, with two, one-year renewal options, that has been reviewed and approved by County Counsel as to form and legality.
- b. Authorize County Executive, or designee, to manage the lease within the terms of the lease as approved by the Board of Supervisors through November 30, 2025.

(ID# 23-1756)

MOTION TO: Approve **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

Central Fire Protection District

67. Adopt Resolution of the Board of Directors of the Santa Clara County Central Fire Protection District acknowledging receipt of report regarding the annual inspection of certain occupancies pursuant to California Health and Safety Code Sections 13146.2 and 13146.3.

(ID# 24-4909) Resolution No. CFPD-2024-02

The Board of Supervisors, sitting as the Governing Board of the Santa Clara County Central Fire Protection District, took the following action:

MOTION TO: Adopt **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

Sanitation District No. 2-3

68. Authorize the Clerk of Board to set Tuesday, May 21, 2024, at no earlier than 10:00 a.m., as the date and time for a public hearing to consider protests and objections to adoption of Ordinance No. 51 relating to approving Sanitation District No. 2-3 assessments for Fiscal Years 2025-2027.

(ID# 24-4850)

The Board of Supervisors, sitting as the Governing Board of the Santa Clara County Sanitation District No. 2-3, took the following action:

MOTION TO: Approve **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

Final Adoption of Ordinances

69. Final adoption of Salary Ordinance No. NS-5.24.58, an Ordinance amending Santa Clara County Salary Ordinance No. NS-5.24 relating to compensation of employees deleting one Systems Administrator position and adding one Application Developer or Associate Application Developer position in the Technology Services and Solutions Department. (ID# 24-4491-01)

MOTION TO: Adopt (Final) **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

70. Final adoption of Salary Ordinance No. NS-5.24.59, an Ordinance amending Santa Clara County Salary Ordinance No. NS-5.24 relating to compensation of employees deleting one Application Administrator position and adding one Senior Application Administrator position in the Technology Services and Solutions Department. (ID# 24-4495-01)

MOTION TO: Adopt (Final) **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

71. Final adoption of Salary Ordinance No. NS-5.24.60, an Ordinance amending Santa Clara County Salary Ordinance No. NS-5.24, relating to compensation of employees deleting one Management Aide position and adding one Management Analyst or Association Management Analyst position in the Probation Department. (ID# 24-4819-01)

MOTION TO: Adopt (Final) **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

72. Final adoption of Salary Ordinance No. NS-5.24.61, an Ordinance amending Santa Clara County Salary Ordinance No. NS-5.24 relating to compensation of employees adding one Program Manager I position, one Psychiatric Social Worker II or Marriage and Family Therapist II or Marriage and Family Therapist I or Psychiatric Social Worker I position, one Senior Health Services Representative position, and five Social Worker I positions in the Public Health Department. (ID# 24-4466-01)

MOTION TO: Adopt (Final) **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

73. Final adoption of Salary Ordinance No. NS-5.24.62, an Ordinance amending Santa Clara County Salary Ordinance No. NS-5.24 relating to compensation of employees deleting one Victim Advocate position in the Office of the District Attorney. (ID# 24-4787-01)

MOTION TO: Adopt (Final) **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

74. Final adoption of Ordinance No. NS-1203.130, an Ordinance of the Board of Supervisors of the County of Santa Clara repealing and reenacting Division C13 of the Ordinance Code of the County of Santa Clara relating to Williamson Act contracts and Farmland Security Zones. (ID# 24-4411-01)

This ordinance adds provisions governing Farmland Security Zones, clarifies eligibility and qualifying uses of land for Williamson Act contracts, clarifies review procedures for compatible use determinations, and makes minor language changes for consistency.

MOTION TO: Adopt (Final) **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

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Final Adoption of Ordinances - Central Fire Protection District

75. Final adoption of Salary Ordinance No. CFPD-2024-3-O, an Ordinance amending Santa Clara County Central Fire Protection District Salary Ordinance No. CFPD-2024-2-O deleting the unrepresented classifications of Database Administrator, GIS Analyst, and Systems Administrator and adding the represented classifications of Database Administrator, GIS Analyst, and Systems Administrator. (ID# 24-4653-01)

The Board of Supervisors, sitting as the Governing Board of the Santa Clara County Central Fire Protection District, took the following action:

MOTION TO: Adopt (Final) **RESULT:** Pass [5 - 0]

MOTION BY: Lee **SECOND BY:** Chavez

AYES: Arenas, Chavez, Simitian, Lee, Ellenberg

Susan Ellenberg, President
Board of Supervisors

Signed and certified that a copy of this document has been delivered by electronic or other means to the President, Board of Supervisors.

Attest:

Curtis Boone, Acting Clerk
Board of Supervisors
(cr/pd/ng)