

SAN JOAQUIN COUNTY

BOARD OF SUPERVISORS

TUESDAY, MARCH 23, 1999

PRESENT: SUPERVISORS SIMAS, MARENCO, GUTIERREZ, SIEGLOCK, CABRAL

Minutes of the Board of Supervisors' Meeting of March 9, 1999. APPROVED.

Sieglock/Gutierrez – 5 B-99-310

Consent Items #1—45. APPROVED. Gutierrez/Marengo - 5

10:00 a.m. - bos – Proclamation Designating March 14—20, 1999 as "National

Agriculture Week" in San Joaquin County Presented to Matthew Terra, Program

Director for the San Joaquin Farm Bureau Federation and to Vickie Mello, representing

California Women for Agriculture.

10:00 a.m. – bos – Presentation by Alex Toccolli, Chairman, Dameron Hospital Board, in the Amount of \$1,000.00 Presented to Sheriff Baxter Dunn for the Sheriff's Office Youth Program.

10:00 a.m. – bos – Presented Certificates of Appreciation to San Joaquin County Students

for Their Participation in the Red Ribbon Week "Spirit Award." George Feicht & Dan Bava, Office of Substance Abuse were present for this matter.

10:00 a.m. – eedd – Oral Presentation by John Solis, Private Industry Council, on the 1997-98 Performance Standards and Incentive Award.

10:00 a.m. – Appointments to Boards & Commissions:

**A. Aging Commission – 1 Position. APPOINTED JUANITA CHANDLER. Marengo/Simas
– 5 B-99-337**

- B. Building Board of Appeals – 1 Position. REAPPOINTED DEAN TRACHIOTIS. Simas/Gutierrez – 5 B-99-338
- C. Drug & Alcohol Programs Advisory Board – 3 Positions (Contd from 2/16/99) UNDER SUBMISSION.
- D. Drug & Alcohol Programs Advisory Board – 2 Positions. REAPPOINTED STEPHEN O'MEARA. Simas/Marenco – 5 B-99-339 REMAINING APPOINTMENT UNDER SUBMISSION.
- E. Economic Development Association – 1 Position. UNDER SUBMISSION.
- F. Emergency Medical Care Committee – 1 Position. REAPPOINTED ANNE WEINER. Simas/Gutierrez – 5 B-99-340
- G. Escalon Cemetery District – 1 Position. REAPPOINTED LOREN REID. Gutierrez/Simas – 5 B-99-341
- H. Housing Authority Board – 2 Positions. APPOINTED SHELLY WILSON. Simas/Gutierrez – 5 B-99-342 CONTINUED REMAINING APPOINTMENT TO **APRIL 13, 1999 AT 10:00 A.M.**
- I. County Law Library Board – 1 Appointment. APPOINTED JEFFREY PRAG. Gutierrez/Sieglock – 5 B-99-343

GENERAL GOVERNMENT

1. facil/mgmt – Public Facilities Committee Report #99-2 – Recommended Action on 1 Item: Craig Ogata briefed the Board on this matter. ACCEPTED REPORT. Simas/Gutierrez – 5 B-99-344
 - A. Oak Grove Domestic Water. APPROVED.
 - B. Oak Grove Tower. NO BOARD ACTION REQUIRED.
 - C. District Attorney Relocation Project Status Report. NO BOARD ACTION REQUIRED.
2. bos – Consideration of Federal Legislative Representative to Secure Appropriations in the Federal Budget. Chairman Cabral & Supervisor Sieglock briefed the Board on this matter.

The Board determined its interest in retaining a Federal Legislative Representative for the purpose of securing Federal Appropriations in the Federal Budget to be considered during the Budget Process;

Authorized the County Administrator to develop a process for considering potential Federal Legislative Representatives; and Authorized the County Administrator to develop a list for Board consideration of items for which a legislative representative might seek special appropriation opportunities. Simas/Sieglock – 3, Marengo & Gutierrez – No. B-99-345

COMMUNICATIONS

bos – Received and Referred all Board Communications this date as Outlined on the Communications Distribution Listing and Approved and Presented Resolutions, Proclamations and Commendations Honoring Individuals, Events and/or Organizations. Simas/Gutierrez – 5 B-99-347 & R-99-167

PUBLIC COMMENT

Charles Pringle addressed the Board regarding a problem with the Assessor's Office.

BOARD OF SUPERVISORS QUESTIONS AND COMMENTS

Chairman Cabral addressed the Board regarding the Lodi Pro Style Sports Complex. The Board requested a meeting be held on **Tuesday, April 13, 1999 at 1:30 p.m.** with the City of Lodi to discuss this matter.

Supervisor Simas addressed the Board regarding Mountain House, Califia, & the Revitalization of Downtown Stockton.

Chairman Cabral recognized Tim Ryan, MediaOne Cameraman for the Board of Supervisors' Meetings and congratulated him on his new job assignment and best wishes for the future.

CLOSED SESSION

Personnel – Government Code Section 54957; Conference with Legal Counsel Pursuant to Government Code Section 54956.9(b)(1) Regarding Significant Exposure to Litigation (1 Case); Conference with Labor Negotiator Pursuant to Government Code Section 54957.6 – Agency Negotiators: Bill McLeod, Employee Organizations: SEIU, COA, CNA & Unrepresented; Conference with Legal Counsel Pursuant to Government Code Section 54956.9(a): Hoaglund, Petra, vs. County of San Joaquin, et al., Superior Court Case #002179; Mendoza, Carlos, et al., vs. San Joaquin County, et al., Superior Court Case #269899; Woodward, Michael, et al., San Joaquin County, et al., Superior Court Case #000426.

SCHEDULED AFTERNOON ITEMS

1:30 p.m. – cdd – Public Hearing Regarding the **Appeal by Kenneth N. Meleyco** of the Planning

Commission's Approval of Minor Subdivision Application **#MS-98-22 of Ronald**

Towery (c/o Dillon & Murphy) (Contd from 2/9/99 – Hearing Open) (4th District)

Tom Gau, CDD, briefed the Board on this matter. Attorney Kenneth Meleyco; John Sinclair; William Fields; Pat Gotelli; & Attorney Steven Herum addressed the Board on this matter. **DENIED APPEAL WITH CONDITIONS AS PRESENTED THIS DATE.** Sieglock/Simas – 5. R-99-168 & B-99-352

1:30 p.m. – cdd – Public Hearing Regarding the **Appeal by Jose Alva** of the Planning Commission's

Denial of **Manuel Dutra's** Appeal of the Approval of Site Approval Application

#SA-98-27 of Larry Celle. (Contd from 3/9/99 – Hearing Open) (4th District)

Kerry Sullivan, CDD, briefed the Board on this matter. Attorney Jose Alva; Manuel Lopez, Public Works; Steve Bestolarides; & Ed Ring addressed the Board on this matter. **CONTINUED MATTER TO TUESDAY, APRIL 20, 1999 AT 1:30 P.M. WITH THE HEARING OPEN.** Simas/Gutierrez – 5 B-99-348

Planning – Consent Items:

1:30 p.m. – cdd – Public Hearing Regarding Development Title Text Amendment Application

#TA-98-10 of San Joaquin County and Use Permit Application **#UP-98-9**

of **Frank and Helen Alegre (Countywide and 4th District)** APPROVED STAFF

RECOMMENDATIONS. Simas/Marenco – 5 B-99-349, R-99-169, ORD. #4013.

1:30 p.m. – cdd – Public Hearing Regarding General Plan Map Amendment Application **#GP-98-11**

and **Zone Reclassification #ZR-98-16** in Linden by San Joaquin County Community

Development Department.(4th District) APPROVED STAFF RECOMMENDATIONS. Simas/Marenco – 5 B-99-350

1:30 p.m. – cdd – Approval of **First Cycle General Plan Amendments** for General Plan Map

Amendment Application #GP-98-4 & #ZR-98-10 of Bachitar & Jaswinder Singh and General Plan Map Amendment Application #GP-98-11 & #ZR- of San Joaquin County Community Development Department. APPROVED STAFF RECOMMENDATIONS.

Simas/Marenco – 5 R-99-170, Ord. #4014, Ord. #4015.

CONSENT – HEALTH & HUMAN SERVICES

1. cob – Approve Announcement of 1 Position on the Aging Commission. B-99-311
2. hr – Civil Service Commission Action – Classification Study #98-26 – Public Health Services.

R-99-141

3. hr – Civil Service Commission Action – Create, Assign, & Allocate Position – Public Health Services. R-99-142
4. hcs – Out-Of-State Trip: Residency Assistance Program Workshop for Faculty & Staff of Family Practice Residencies – Angela Mertz & Linda Guevara. B-99-312
5. hcs – San Joaquin General Hospital Medical Staff Employment Contracts (7) – Department of Obstetrics & Gynecology. A-99-160--166
6. hcs – San Joaquin General Hospital – Medical Staff Contract: D’Waine Bobo, M.D., Anesthesiology. A-99-167
7. hcs – Assign & Allocate Position: Department of Health Care Services – San Joaquin General Hospital. R-99-143
8. hcs – Health Care Services – Keane, Inc. Contract Amendment #1. B-99-353 & A-99-168
9. phs – Public Health Services Increase in Appropriations & Revenue to Address Year 2000 Computer Issues. B-99-313
10. phs – Public Health Services Acceptance of Funds from "Breath" for a Smoke-Free Bar Media Campaign. B-99-314

CONSENT – PUBLIC WORKS

11. pw – Resolution Providing for Acceptance of 10 Agreements & 12 Grant Deeds for the Purchase of Real Property & Adoption of 12 Orders Declaring a Public Highway for the Waterloo Road Improvement Project for Roads #1-211, #1587, & #1588. (1st District)

R-99-144—154 & A-99-169—178

12. pw – Board Order Approving Out-Of-State Travel for the Director of Public Works (Funded by the Federal Highway Administration). B-99-315
13. pw – Resolution Amending Salary Assignment & Departmental Allocation Listing for the Department of Public Works. R-99-155
14. pw – Resolution Providing for Award of Contract for the Mathews Road & Howard Road Resurfacing, Federal Aid Project #STPLMA-5929(068). (1st District) R-99-156
15. pw – Resolution Providing for Award of Contract for the East Stockton Streets Resurfacing. (2nd District) R-99-157
16. pw – Resolution Amending Resolution R-96-373, Regarding San Joaquin County Water System Billing & Operational Procedures for Metered Customers. R-99-158
17. pw – Resolution Providing for Approval & Adoption of Plans & Specifications for the Balboa Avenue & El Camino Avenue Resurfacing & **Setting a Bid Opening Date of April 22, 1999 at 1:30 p.m.** (3rd District) R-99-159
18. pw – Resolution Providing for Accepting Completion of the Contract for the Airport Way Improvements, Federal Aid Project #STPL-5929(054), & Execution of a Notice of Completion. (3rd District) R-99-160

CONSENT – LAW & JUSTICE

19. cao – Status Report on Provision of County Services to the Courts: Memorandum of Understanding. B-99-316
20. da – Resolution Authorizing a Joint Powers Agreement Between the State Board of Control & the County of San Joaquin to Operate a Victim Assistance Center Providing Claims Verification Services for the Victims of Crime Program. R-99-161 & A-99-179
21. so – Change Departmental Allocation Listing – Sheriff's Department. R-99-162
22. so – Sheriff-Patrol Division: Acceptance of Vehicle Donation. B-99-317

CONSENT – GENERAL GOVERNMENT

23. cao – Review of Departmental Operating Hours. B-99-318 & R-99-163
24. cao – Arts Council Commemorative Cup Agreement. A-99-180
25. cao – Salary Adjustment for Classification of Information Systems Director. B-99-319
26. cao – Amendment to County Administrative Manual Educational Reimbursement Program.

B-99-320

27. air – Approval of Assignment of 25-Acre Lease from Marvin L. Oates to MLO/AGS Venture & Subsequent Assignment of 3.904 Acres from MLO/AGS Venture to Sterile Recoveries, Inc. at Stockton Metropolitan Airport. B-99-321 & A-99-181
28. ofc/ed – Board Order Regarding Modifications to the Composition of the Children’s Services Coordinating Commission. B-99-322
29. cdd – Request for a Refund of Minor Subdivision Fees (#MS-99-2) for Brovelli Woods Vineyards, L.P. (4th District) B-99-323
30. cob – Approve Announcement of 2 Positions on the Kennedy Community Center Advisory Board. B-99-324
31. cob – Approve Announcement of 1 Position on the Lodi Community Center Advisory Board.

B-99-325
32. cob – Approve Announcement of 2 Positions on the Taft Community Center Advisory Board.

B-99-326
33. eedd – Authorization to Enter Into a Rental Agreement with Hunter Professional Building for Office Space to Operate the Summer Youth Employment & Training Program. B-99-327 & A-99-182
34. eedd – Recommendation to Declare Default of the Note & Loan Agreement of Pelton Shepherd Industries, Inc., Borrower; and Alicia Shepherd, Guarantor. B-99-328
35. eedd – Recommendation to Declare Default of the RLF Note & Loan Agreement of Fortune & Fortune, Inc., DBA ABC Radiator/West Lane Radiator & Gas Tank Renu, A California Corporation, Borrower; & Edward F. Fortune, Jr. & James C. Fortune, Guarantors. B-99-329
36. eedd – Recommendation to Declare Default of the RLF Note & Loan Agreement of Engineered Glass Walls, Inc., (EGW), Borrower; and Linda Groppe, David Ebstein, David Groppe, Susan Ebstein, Jeffrey Groppe, Tammy Groppe, Timothy Groppe, Patricia Groppe, Carmel Steel Products, Inc., & Budiselich Corporation, Guarantors. B-99-330
37. eedd – Recommendation to Approve the Loan Request of Sugar & Spice Donuts & Bakery, Paul Mosley, Proprietor. B-99-331
38. eedd – Recommendation to Approve the Loan Request of Accent Paper Co., Inc., A California Corporation, Melinda S. & James C. Farmer, Guarantors. B-99-332
39. eedd – Approval of the Commitment of \$200,000 in Revolving Loan Funds to Leverage Trade & Commerce & Commerce Agency Funds to Create an Incubator Loan Program. B-99-333
40. facil/mgmt – Agreement to Terminate Operating Agreement Between County of San Joaquin & State of California, and Authorization to Execute Quitclaim & Release of Deed Condition.

B-99-334 & A-99-183
41. hr – Civil Service Commission Action – Classification Study #98-8 – Treasurer/Tax Collector’s Office – Redemption Unit. R-99-164

42. hr – Create, Assign, & Allocate EEDD Employer Services Division Manager – Employment & Economic Development Department. R-99-165
43. rev/rec – Subordination of Grant of Liens Against Armando Lopes & Catalina Lopez.

B-99-335

44. regis – Resolution Authorizing the Registrar of Voters Office to Conduct Elections for the Galt Joint Union Elementary School District, Galt Joint Union High School District, Delta Island School District, & the City of Manteca. R-99-166
45. regis – Approve Conflict of Interest Code Amendment for Reclamation District #2113 (Fay Island). B-99-336

ADJOURNED TO TUESDAY, MARCH 30, 1999 AT 10:00 A.M.

Simas/Gutierrez – 5 B-99-351