

**SAN JOAQUIN COUNTY**

**BOARD OF SUPERVISORS**

**TUESDAY, JUNE 8, 1999**

**9:50 a.m.- Meeting of the Mokelumne River Water & Power Authority.**

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

Minutes of the Board of Supervisors' Meeting of June 1, 1999. APPROVED.

Sieglock/Marenco – 5 B-99-680

Consent Items #1--24. APPROVED. Sieglock/Marenco - 5

10:00 a.m. - bos – Presented Proclamation for Parma, Italy Sister City International Baseball Tournament. Chris Moreno, representing Parma, Italy Sister City International

Baseball Tournament, addressed the Board on this matter.

10:00 a.m. – bos – Presented Proclamation Designating the Month of June, 1999, as "Hwy 12

Traffic Safety Day" in San Joaquin County. Ken Jeffers of the Highway 12 Task

Force Committee addressed the Board on this matter.

10:00 a.m. – hsa– Presented Certificates of Recognition for Generous Support of the San Joaquin County Human Services Agency Commodities Program. Joe Chelli, Deputy Director

of Aging & Community Services; Ollie Gibbs, Human Services Agency Commodities

Program; and John Healey, of California Emergency Foodlink, addressed the Board on

this matter. Certificates of Recognition presented to Recipients, Dennis Harrity, Port of

Stockton; Don Lorrecchio, Lorecchio Produce; John Healey, California Emergency Foodlink; Dave Nuss, Nuss Farms; Tim Thimler, Nu/Tech Refrigeration; Alan Hamer, National Services & Supplies; Mike Parson, Certified Grocer of California; John Furr & Ken Graham, Del Monte Corp; James Gomer, Curry's Warehouse; Alvin Gibbs, of

Al & Peg's Produce; Bob Shinn & Zina Ramirez, Arch Corporation; Carl Elkins, Delta Packing Shed; Eddie Zuckerman, Zuckermans-Heritage, Inc; Don Held, Produce Exchange; Curt Schlinker & Steacy Marks, CSI; and Jim Crow & Terry Herrington, of

Earth Grain Bakery.

10:15 a.m. – Appointments to Boards & Commissions:

- A. Civil Service Commission – 1 Position. (Under Submission from 2/9/99)

APPOINTED TERRY DUBLUSSON. Sieglock/Simas – 5 B-99-681

- B. Drug & Alcohol Programs Advisory Board – 2 Positions. APPOINTED LISA

ANDREIKO. Simas/Gutierrez – 5 B-99-682 SUPERVISOR SIMAS TO RECRUIT FOR REMAINING POSITION.

- C. Kennedy Community Center Advisory Board - 1 Position. (Contd from 5/25/99)

UNDER SUBMISSION.

- D. Tracy Cemetery District Board - 1 Position.

APPOINTED J. ELROY COX. Simas/Sieglock – 5 B-99-683

- E. Woodbridge Municipal Advisory Council – 1 Position. (Contd from 5/11/99)

APPOINTED ANASTASSIOS KANDRIS. Sieglock/Simas – 5 B-99-684

10:15 a.m. - pw – Public Hearing Regarding Proposed Resolution and Order to Vacate and Abandon a Portion of Rio Blanco Road and Bridge #29C-290

Over and Across Telephone Cut. (4<sup>th</sup> District) Henry Hirata, Director, Public Works Department & Steve Winker, Public Works Department briefed the Board on this matter.

Mike Robinson addressed the Board on this matter.

APPROVED STAFF RECOMMENDATIONS, A COPY OF WHICH IS ON FILE IN THE CLERK OF THE BOARD'S OFFICE.

Sieglock/Gutierrez – 5 B-99-685

10:15 a.m. – pw – Recommendations Regarding Weed Abatement within County Road

Rights-of-Way and Discussion of Rail Right-of-Way Weed Abatement.

Henry Hirata, Director of Public Works Department briefed the Board on this matter. Ben Hulse, Director, of Community Development Department addressed the Board on this matter.

APPROVED STAFF RECOMMENDATIONS REGARDING

WEED ABATEMENT WITHIN COUNTY ROAD RIGHT-OF-WAYS,

A COPY OF WHICH IS ON FILE IN THE CLERK OF THE BOARD'S

OFFICE. Marengo/Sieglock – 5 B-99-686

FURTHER, THE BOARD DIRECTED COMMUNITY DEVELOPMENT

DEPARTMENT STAFF TO COME BACK TO BOARD WITH A OPTION

REGARDING RAIL RIGHT-OF-WAY WEED ABATEMENT AND

**REPORT BACK TO THE BOARD ON JUNE 29, 1999.**

**LAW & JUSTICE**

1. prob - Arming of Probation Field Officers.

Nick Cademartori, Chief Probation Officer, briefed the Board on this matter. Ulysses Madison Of SEIU; and ToCan Nguyen, addressed the Board on this matter. APPROVED STAFF RECOMMENDATIONS, A COPY OF WHICH IS ON FILE IN THE CLERK OF THE BOARD'S OFFICE. Marengo/Sieglock – 5 B-99-687

2. cao - Support Legislation Authorizing the Board of Supervisors to Appoint/Remove the Chief Probation Officer. David Baker, County Administrator, briefed the Board on this matter.

APPROVED STAFF RECOMMENDATION TO SUPPORT LEGISLATION.

Simas/Marengo – 5 B-99-688

### **GENERAL GOVERNMENT**

1. cao - Oral Report on the 1999/2000 State Budget Status Report.

David Baker, County Administrator, briefed the Board on this matter.

NO ACTION TAKEN – ORAL REPORT.

### **MOUNTAIN HOUSE COMMUNITY SERVICES DISTRICT**

1. cdd - Mountain House Development Agreement.

Ben Hulse, Director, of Community Development Department briefed the Board on this matter.

APPROVED STAFF RECOMMENDATION A COPY OF WHICH IS ON FILE IN THE CLERK OF THE BOARD'S OFFICE. Simas/Sieglock - 5 B-99-689

## 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 B99-702

## PUBLIC COMMENT

Andrew Sephos addressed the Board regarding his produce stand business.

-

## BOARD OF SUPERVISORS QUESTIONS AND COMMENTS

### 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 Negotiator: Bill McLeod; Employee Organizations: SEIU, Sheriff's Sworn Management Association, Mid-Management Association, Sheriff Deputy Sergeant Association, California Nurses Association, & Unrepresented; Conference with Legal Counsel Pursuant to Government Code Section 54956.9(a): Bessie King vs. San Joaquin County, San Joaquin County Superior Court Case #004269; Yvette Daniels vs. San Joaquin County, et al., San Joaquin County Superior Court Case #000679; H.D. Arnaiz, Ltd., vs. County of San Joaquin, San Joaquin County Superior Court Case #004318.

### SCHEDULED AFTERNOON ITEM

1:30 p.m. – cdd – Public Hearing Regarding the Appeal by **Ramon Guerrero** of the Planning Commission's Denial of Use Permit Application #UP-98-6 of Ramon Guerrero (**c/o Jose Alva**). (4<sup>TH</sup> District) Kerry Sullivan, of Community Development Department,

briefed the Board on this matter. Attorney Jose Alva, representing Ramon Guerrero;

Mike Huggins, of Environmental Health Division; Frank Hogge; Ann Ricossa;

George Meyer; and Gerald Freitas, addressed the Board on this matter.

## APPROVED NEGATIVE DECLARATION & APPEAL

CONCERNING USE PERMIT APPLIATION #UP-98-6 OF RAMON GUERRERO (C/O JOSE ALVA). THE BOARD DIRECTED RAMON GUERRERO'S

ATTORNEY TO REPORT BACK TO THE BOARD WITHIN 30-DAYS OF ANY

MEETINGS, WITH THE NEIGHBORS, WITH ANY NEW SITE TO BE AT THE

APPROVAL OF THE COMMUNITY DEVELOPMENT DEPARTMENT' S

DIRECTOR.. Gutierrez/Marengo - 3 Simas/Sieglock - No B-99-703 & R-99-352

**CONSENT - HEALTH & HUMAN SERVICES**

1. cao - Response to the 1998/1999 Grand Jury Report Regarding Human Services Children's Services Bureau Case #1198. B-99-690
2. a/cs - Announcement of Successful Bidder for the State-Funded Community Based Service Programs Foster Grandparents Program SFY 1999/2000 Contract. B-99-691
3. hsa - Request to Extend Employment Contracts for CalWorks Job Club Employees: Jennie Hernandez; John Wickham; Ben Galvan; Carole Petersen; Denise Charcut; Angelina Segura; Amanda Olivares; Andrea Ceja; & Martha Aguilar. B-99-692 & A-99-415--423
4. hcs - San Joaquin General Hospital Employment Contract - Health Care Professional: Pharmacy Resident, Ryan Suemoto. A-99-424
5. hcs - Health Care Services Out-Of-State Conference - Child Advocacy Center Conference - Jeffrey Thompson, P.A. B-99-693
6. mhs - Mental Health Services - California State University, Stanislaus Multi-Campus Regional Center Lease Agreement: Professional Building. A-99-425
7. osa - Office of Substance Abuse: Lease Agreement for Family Ties. A-99-426

-  
-  
-

**CONSENT - PUBLIC WORKS**

8. pw - Adopt an Ordinance Providing for a No Parking Zone on a Portion of Eight Mile Road, East of Ham Lane. (3rd District) (Introduced & Waived 6/1/99) ORDINANCE #4026
9. pw - Adopt an Ordinance Providing for a No Parking Zone on a Portion of Tomahawk Drive, West of Teepee Drive. (2<sup>nd</sup> District) (Introduced & Waived 6/1/99) ORDINANCE #4027
10. pw - Board Order Approving the Request for Refund of Deposit for a Secured Deferred Frontage

& Roadway Improvement Agreement. (4<sup>th</sup> District) B-99-694

**CONSENT - LAW & JUSTICE**

11. cao - Support Legislation Amending the Allocation Formula for Juvenile Accountability Incentive Block Grants. B-99-695
12. so - Office Assistant III for Sheriff's Department Employment Contract - Communications Budget: Thelma Cabrera. A-99-432
13. da - Employment Contract for Office Assistant II - Evelyn Vivero. A-99-427
14. fam/supp - San Joaquin County Employment Contract - Deputy District Attorney I Position - Patrick O'Hern. A-99-428
15. so-pub/admin - Appropriation of Funds - Sheriff's Department Transfer from Contingency Fund for Public Administrator Operations - \$63,000. **(REQUIRES 4/5THS VOTE)** B-99-696
16. sup/crt - Authorization to Enter into an Agreement with The Mediation Center of San Joaquin County for the Provision of Alternative Dispute Resolution Services. A-99-429

**CONSENT - GENERAL GOVERNMENT**

17. cc - Settlement of Legal Action Entitled Carlos Mendoza, a Minor, by and through his Guardian Ad Litem, Araceli Mendoza vs. County of San Joaquin, et al., San Joaquin County Superior Court Case #269899. B-99-697
18. labor/rel - Opposition to Senate Bill 402 (Burton) - Binding Arbitration.

APPROVED. Sieglock/Marengo - 4 Simas - No B-99-698

19. cob - Approve Announcement of 2 Positions on the Retirement Board. B-99-699
20. coop/ext - Authorization of Contract with San Joaquin Delta College Work-Study Program and Cooperative Extension. A-99-430
21. facil/mgmt - Amendment to Agreement with Stockton Redevelopment Agency for Hotel Stockton Transfer. A-99-431
22. p&r - Harmony Grove Church Endowment Fund - \$500.00. B-99-700
23. treas - Resolution for the Issuance of Note to Finance the Alternative Method of Property Tax Apportionment & Related Matters - 1999/2000. R-99-350
24. regis - Resolution Authorizing the Registrar of Voters to Conduct a School Bond Election for the Lodi Unified School District on Tuesday, September 28, 1999. R-99-351

**ADJOURN TO TUESDAY, JUNE 15, 1999 AT 10:00 A.M.**

Simas/Marenco – 5 B-99-701