

SAN JOAQUIN COUNTY

BOARD OF SUPERVISORS

TUESDAY, SEPTEMBER 26, 2000

PRESENT: SUPERVISORS CABRAL, MARENCO, GUTIERREZ, SIEGLOCK

ABSENT: SUPERVISOR SIMAS

Minutes of the Board of Supervisors' Meeting of September 19, 2000. APPROVED. Cabral/Marenco - 4, Simas - Absent. B-00-1197

Consent Items #1-17: APPROVED. (Item #5 Considered Separately.) Marenco/Cabral - 4, Simas - Absent.

The Board of Supervisors presented a plaque to Sanchus Orosco in recognition of his dedication and commitment to the Cal-Mex Baseball League.

SCHEDULED MORNING ITEMS

9:00 a.m. - Appointments to Boards & Commissions:

A) Assessment Appeals Board - 1 Position. REAPPOINTED ROBERT JOHNSON. Cabral/Marenco - 4, Simas - Absent. B-00-1195

B) Lodi Community Center Advisory Board - 1 Position (Under Submission from 5/23/00). APPOINTED EMILY TAORMINA. Cabral/Marenco - 4, Simas - Absent. B-00-1196

10:15 a.m. - cao - Public Hearing Regarding State COPS Program: Financial Reports for Fiscal Year 1999-00 and Budget Appropriations for FY 2000/01 (**4/5ths Vote Required**). Stephanie Larson, CAO, briefed the Board on this matter. To Can Nguyen also addressed the Board. APPROVED STAFF RECOMMENDATIONS. Cabral/Marenco - 4, Simas - Absent. B-00-1201 & 1202

DISCUSSION - GENERAL GOVERNMENT

1. cdd - Resolution Supporting the Purchase of an Agricultural Easement by the City of Escalon. Ben Hulse, CDD, briefed the Board on this matter. J.D. Hightower, City of Escalon Planning Director, also addressed the Board. APPROVED STAFF RECOMMENDATION. Cabral/Gutierrez - 4, Simas - Absent. R-00-526
 2. fac/mgmt - Public Facilities Committee Report #00/6 - Recommended Action on 5 Items: Craig Ogata; Steve Keeter; Roger Speed; Steve Ebert; David Baker; Victor Mow; & To Can Nguyen, addressed the Board on this matter. APPROVED STAFF RECOMMENDATIONS AS AMENDED THIS DATE. Gutierrez/Marenco - 4, Simas - Absent. B-00-1200
- A. A) Hospital Phase 2 Expansion Project. APPROVED.
- B. B) Mental Health Expansion Project. APPROVED AS AMENDED THIS DATE.
- C. C) Juvenile Hall Phase 2 Expansion Project. APPROVED.
- D. D) Mary Graham Expansion Project Schematic Design. APPROVED.
- E. E) Public Art Request. APPROVED AS AMENDED THIS DATE.
- F. F) Lockeford Community Center Request for Qualifications - No Board Action Required.
- G. G) Change Orders - No Board Action Required.

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. Gutierrez/Cabral - 4, Simas - Absent. B-00-1198

PUBLIC COMMENT

Attorney Jose Alva addressed the Board regarding Consent #5.

Attorney Kevin Huber addressed the Board regarding Consent #5 and Flag City Agreement with San Joaquin County.

To Can Nguyen addressed the Board regarding various matters.

BOARD OF SUPERVISORS QUESTIONS AND COMMENTS

Supervisor Gutierrez discussed Denial of Access to Department Heads to the Public. Staff directed to review and report back to the Board on this matter.

CLOSED SESSION

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION.

California Government Code Section 54956.9(a)

Lisa Foster vs. San Joaquin County et al., United States District Court #CIV-S-98-1738 DFL DAD

Elvira Garcia vs San Joaquin County, et al., United States District Court #CV-S-98-1739 GEB GGH

Paulette Miller vs. San Joaquin County, San Joaquin County Superior Court #CV005050

Norman and Patricia Cowley vs. San Joaquin County Planning Commission, et al., San Joaquin County Superior Court #CV011151

SCHEDULED AFTERNOON ITEMS

1:30 p.m. - cdd - Public Hearing Regarding Development Title Text Amendment Application #**TA-00-7 of Glenn R. Levine** (All Districts) Ben Hulse, CDD, briefed the board on this matter. APPROVED STAFF RECOMMENDATIONS. Marengo/Cabral - 4, Simas - Absent B-00-1203 & ORDINANCE #4089

1:30 p.m. - cdd - Public Hearing Regarding Special Purpose Plan Amendment Application #**PP-99-2** and Development Agreement Amendment Application #**DA-90-1 of Tracy Industrial Properties (c/o ADT Automotive)**. (5th District) **CONTINUED TO OCTOBER 17, 2000 AT 1:30 P.M.**

1:30 p.m. - cdd - Public Hearing Regarding Mountain House Master Plan Development Agreement Amendment #**DA-00-1 of Trimark Communities**. (5th District) **CONTINUED TO OCTOBER 17, 2000 AT 1:30 P.M.**

CONSENT - HEALTH & HUMAN SERVICES

1. cao - Approval of Amended Bylaws of San Joaquin County Children's and Families Commission. B-00-1181

2. hcs - Request for Position Allocation Changes: Department of Health Care Services San Joaquin General Hospital Pharmacy Department. **(Contd from 9/19/00)** R-00-521
3. h/r - Create, Assign, and Allocate the New Class of Epidemiologist to Public Health Services. R-00-522
4. phs - Public Health Services Contract Employment Agreement for Christine Pooock. B-00-1182 & A-00-871

CONSENT - PUBLIC WORKS

5. pw - Approval of Reimbursement Agreement, Cooperative Agreement, Controlled Access Highway Agreement, and Appropriation of Funds for Construction of Improvements Associated with **Special Purpose Plan #PP-98-3**. (4th District). Attorney Jose Alva and Attorney Kevin Huber addressed the Board regarding this item during the Public Comment Portion of the Agenda. B-00-1183 & 1194 and A-00-872, A-00-875 & A-00-876
6. h/r - Adoption of an Amendment to the Ordinance Code of San Joaquin County by Amending Chapter 1 of Division 5 of Title 2 of the Ordinance Code of San Joaquin County by Amending Section 2-5003(h) Relating to Merit System Coverage by Exempting the Class of Public Works Business Administrator from Civil Service and Deleting Obsolete Classes. **(Introduced & Waived on September 19, 2000)**. ORDINANCE #4088

CONSENT - LAW & JUSTICE

7. cao - Approval of Juvenile Accountability Incentive Block Grant (JAIBG); Transfer from Reserve for Contingencies. **(4/5ths Vote Required)**. B-00-1184--1185
8. h/r - Civil Service Commission Action Classification Study #00-07 - Sheriff-Coroner-Public Administrator's Office. R-00-523
9. labor/rel - Superior Court Classification Study #99-06. B-00-1186

CONSENT - GENERAL GOVERNMENT

10. air - Authorization to Accept Federal Airport Improvement Program Grant Offer for Maintenance and Development of Stockton Metropolitan Airport. B-00-1187--1188
11. cao - Extension of Retention Agreement for Bond Counsel Services with Orrick, Herrington, & Sutcliffe. B-00-1189 & A-00-873

12. cc - Settlement of Legal Action Entitled Jennifer Dinsmore, et al., vs County of San Joaquin, San Joaquin County Superior Court #CV007013 B-00-1190
13. cc - Settlement of Legal Action Entitled Javier Sanchez Corona, et al., vs San Joaquin County, et al., San Joaquin County Superior Court Case #CV006933. B-00-1191
14. cob - Reissue Warrants (12) to Fidelity National Title Company. B-00-1192
15. h/r - Civil Service Commission Action - Classification Study #00-08 - Auditor Controller's Office. R-00-524
16. labor/rel - Approve Amendment to the Memoranda of Understanding for the Office & Office-Technical and Trades, Labor & Institutional Bargaining Units. B-00-1193 & A-00-874
17. neigh/pres - Authorize the Submittal of an Application for Special Cold Weather Funding Grant for the State of California, Department of Housing and Community Development. R-00-525

ADJOURNED TO TUESDAY, OCTOBER 3, 2000 AT 9:00 A.M.

Gutierrez/Cabral - 4, Simas - Absent B-00-1199