

SAN JOAQUIN COUNTY

BOARD OF SUPERVISORS

TUESDAY, SEPTEMBER 4, 2001

PRESENT: SUPERVISORS BEDFORD, MOW, GUTIERREZ, SIEGLOCK, MARENCO

A moment of silence was held for Frank Portale active citizen of the community who recently passed away.

Approve Minutes of the Board of Supervisors' Meeting of August 28, 2001. **Approved** Mow/
Gutierrez/5 B-01-1197

Consent Items: #2, 3 & 23 pulled for discussion

Consent Items Approved: #1 thru 24

Mow/Gutierrez/5

SCHEDULED MORNING ITEMS

9:00 a.m. - bos - Presented Proclamation Proclaiming September 10--16, 2001 as the San Joaquin A+ Third Annual Reads Week to Susan DePolo, Executive Director of San Joaquin A+.

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

A) Community Action Board - 1 Position Appointed Lisa Goodwin & Don Aguiard. Gutierrez/Mow/5 B-01-1198

B) Emergency Medical Care Committee - 1 Position (Contd from 6/26/01)
Continued to 9/25/01 at 9:00 a.m.

C) Parks & Recreation Commission - 1 Position (Contd from 8/28/01)
Appointed Anne Duffy Sieglock/Mow/5 B-01-1199

D) Tracy Public Cemetery District Board of Trustees - 1 Position Appointed Betty Galli. Bedford/Gutierrez/5 B-01-1200

DISCUSSION - GENERAL GOVERNMENT

1. bos - Consideration of Action to Adjust General Relief Housing Rental Rate Structure. Ralph Lee White, Nancy Barthlomew, and ToCan Nguyen addressed the Board of Supervisors on this matter. **Approved Recommendation Option #3 to adjust the General Relief Rental Rate for the period September 1, 2001 – November 30, 2001 to the following:**

\$270/month – One person living unit, shared bath (usually a hotel-type setting)

\$285/month - One person living unit, special residence

\$292/month – One person living unit, a non-shared apartment with private bath and kitchen.

Gutierrez/Mow/4 Sieglock/No B-01-1201

2. h/r - Certify the Union of American Physicians and Dentists (UAPD) as the Recognized Employee Organization for the Physicians Bargaining Unit. **(Contd from 8/28/01)** Gary Robinson and Sheela Kapri, MD addressed the Board on this matter. **No action taken this date.**

COMMUNICATIONS

bos - Received and Referred all Board Communications this date as Outlined on the Communications Distribution Listing. Sieglock/Gutierrez/5 B-01-1202

PUBLIC COMMENT

ToCan Nguyen addressed the Board on various matters.

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BOARD OF SUPERVISORS QUESTIONS AND COMMENTS

Supervisor Bedford discussed the Logistics Auto Auction Project on Patterson Pass Road. The Board of Supervisors requested a response on an explanation of how drainage water from the Logistics Auto Auction Project on Patterson Pass Road (Mountain House Parkway) will be handled and its potential impacts on traffic flow and other issues. Public Works staff is to respond and report back to the Board of Supervisors.

CLOSED SESSION

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION.

California Government Code Section 54956.9(a)

Deputy Sheriff's Association, et al., vs. San Joaquin County Employees' Retirement Association, et al., San Francisco Superior Court, Judicial Council Coordination Proceeding #4049.

People, et al., vs. Philip Morris, Inc., et al., San Diego Court Case #980864.

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant Exposure to Litigation Pursuant to California Government Code Section 54956.9(b): 1 Case.

CONFERENCE WITH LABOR NEGOTIATOR

California Government Code Section 54957.6

Agency Negotiator: Manuel Lopez, Don Turko, Harry Lewis

Employee Organizations: SEIU, Correctional Officers, San Joaquin Deputy Sheriff's Association, San Joaquin County Correctional Officers Association, San Joaquin County Law Enforcement Management Association, Sheriff Deputy Sergeant Association, California Nurses Association, San Joaquin County Management Association, San Joaquin District Attorney Investigator's Association, UAPD, and Unrepresented.

SCHEDULED AFTERNOON ITEM

1:30 p.m. - h/r - Hearing Regarding 4th Step Complaint Steve Sahyoun and Linda Silva Violation of Section 1.5 (i) - SEIU Rights-Fair Share Fee and the Meyers-Miliias-Brown Act. Steve Sahyoun addressed the Board on this matter. **The Board of Supervisors requested the 4th Step Complaint parties (Steve Sahyoun & Linda Silva) to contact the Clerk of the Board Office to schedule a date after September 18, 2001.**

CONSENT - HEALTH & HUMAN SERVICES

1. age/cs - Request to Amend the Salary Assignment and Allocation Listing for the Department of Aging. R-01-583
2. hcs - Insurance Refund - Department of Health Services Account #100029311 & 100022698. B-

01-1204

3. hcs - Insurance Refund - Department of Health Services Account #100022250. B-01-1205
4. hcs - Authorization for Out-of-State Travel - Steve Ebert, Hospital Director. B-01-1206
5. mhs - Mental Health Residential Placement. B-01-1207

CONSENT - PUBLIC WORKS

6. pw - Change of Jurisdictional Boundaries for Road Districts. B-01-1208 & R-01-584
7. pw - Approval of City-County Agreement for the Lathrop Road/Union Pacific Railroad Grade Separation Project. (3rd District) R-01-585 & A-01-918
8. pw - Declaring the Intersection of Filbert Street and Harding Way to be a Four-Way Stop Intersection. (1st District). R-01-586
9. pw - Award of Contract for the Lammers Road Resurfacing. (5th District) R-01-587
10. pw - Award of Contract for the Eleventh Street Resurfacing (5th District). R-01-588

CONSENT - LAW & JUSTICE

11. da - Midyear Adjustment to Family Support Division Budget Incorporating Increased Revenue Allocation from State. **(4/5ths Vote Required)**. R-01-589 & B-01-1209
12. s/o - County Automated Fingerprint Trust Fund: Authorize Purchases as Recommended by the CAL-ID Network Ran Committee on August 15, 2001. **(4/5ths Vote Required)** B-01-1210
13. s/o - Sheriff-Custody: Time and Materials Vehicles. B-01-1211
14. s/o - Resolution Amending Salary Assignment and Departmental Allocation Listing: Assign and Allocate Five Deputy Sheriff's Positions for Sheriff's Unified Court Services. R-01-590 & B-01-1212

CONSENT - GENERAL GOVERNMENT

15. ag/comm - Adopt an Ordinance Relating to Olive Fruit Fly. **(Said Ordinance Introduced &**

Waived on 8/28/01). Ordinance #4121

16. cc - Adopt an Ordinance Implementing Government Code Section 31641.03 (**Said Ordinance Introduced & Waived on 8/28/01). Ordinance #4122**
17. fac/mgmt - Public Facilities Steering Committee Report 01/08. B-01-1213
18. fac/mgmt - Approval of Out-of-State Travel for Zoo and Interpretive Services Manager Facilities Management Division - Parks and Recreation. B-01-1214 & B-01-1215
19. fac/mgmt - Approve Resolution for Application of Grant Funds Under the Recreational Trails Program. R-01-591
20. fac/mgmt - Approve Request for Relief from Accountability. B-01-1216
21. cdd - Out-of-State Travel Request for the Deputy Director of the Building Inspection Division, Community Development Department. B-01-1217
22. h/r - Civil Service Commission Action Create, Assign and Allocate New Class of Assistant Director - Mary Graham Children's Shelter - Human Services Agency. R-01-592
23. h/r - Adopt the State Mediation and Conciliation Hearing Officer's Report Regarding Former Contract Employee - Human Services Agency. B-01-1218
24. cc - Settlement of Legal Action Entitled Barbara Rowley vs. County of San Joaquin, San Joaquin County Superior Court Case #CV011954. B-01-1219

ADJOURNED TO TUESDAY, SEPTEMBER 11, 2001 AT 9:00 A.M.

Sieglock/Bedford/5 B-01-1203