

**SAN JOAQUIN COUNTY
BOARD OF SUPERVISORS
TUESDAY, OCTOBER 23, 2001**

8:55 a.m. - pw – Meeting of Mokelumne River Water & Power Authority.

1. The meeting called to order at 8:55 a.m. by Chairman Marengo.
2. Roll Call: Directors Bedford, Mow, Gutierrez, Sieglock, Marengo
3. Approve Consent Items #3.1, 3.2. and 3.3. **Approved.** Sieglock/Mow/5
 - 3.1 (Consent Item) Approve Minutes of the July 17, 2001 Regular Meeting.
 - 3.2 (Consent Item) Accept the Financial Report.
 - 3.3 (Consent Item) Accept the Status Report.

4. Public Comment.

ToCan Nguyen addressed the Directors on this matter.

5. There being no further business to come before the Authority, the meeting was adjourned to the next quarterly meeting in January 2002. Mow/Gutierrez/5

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

Approve Minutes of the Board of Supervisors' Meeting of October 16, 2001. Approved. Mow/Bedford/5 B-01-1424

Consent Items: #1, 2, 6, 10, 12 & 19 pulled for discussion.

Consent Items Approved: #1 through 5 and 7 through 40.
Mow/Gutierrez/5

Consent Item: #6 Approved by Separate motion.
Gutierrez/Sieglock/ 4 Mow voting no.

SCHEDULED MORNING ITEMS

9:00 a.m. - bos - Presented Proclamation Recognizing the National Eligibility Workers Week. Vickie Marzolf, President, addressed the Board on this matter.

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

A) Assessment Appeals Board - 2 Positions. Reappointed Edward Griffith & James Rankin. Mow/Bedford/5 B-01-1452

B) Commission on Aging - 1 Position. **Continued to November 20, 2001 at 9:00 a.m.**

9:00 a.m. - Presentation by Sunlaw Energy Partners I, LLC and Consideration of Resolution Regarding Sunlaw Energy Partners, I, LLC. Bob Kendall, President, and Timothy Smith, Vice-President of Sunlaw Energy Partners I, LLC, addressed the Board on this matter. **Approved recommendation with the amendment to the resolution.** Gutierrez/Bedford/5 R-01-715

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DISCUSSION - HEALTH & HUMAN SERVICES

1. age/cs - Discussion and Consideration of Options for Temporary General Relief Housing. Joe Chelli, Director of Aging and Community Services, and Sharon Herrera, Program Assistant II of Department of Aging, addressed the Board on this matter.

Accepted Oral Report. No Action Taken.

DISCUSSION - PUBLIC WORKS

1. pw - Drainage Report Regarding Grant Line Road and Mountain House Parkway. Tom Flynn, Interim Director of Public Works Department, Tom Gau, Deputy Director of Public Works Department, and Gabriel Karam, Senior Civil Engineer of Public Works Department, addressed the Board on this matter. **Approved staff recommendations.** No Action Taken.

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DISCUSSION - GENERAL GOVERNMENT

1. cao - Opposition to the Bay Area Ozone Attainment Plan Unless it Mitigates Downwind Pollution Transport. **Approved staff recommendation.** Sieglock/Gutierrez/5 R-01-716

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COMMUNICATIONS

bos - Received and Referred all Board Communications this date as Outlined on the Communications Distribution. Sieglock/Gutierrez/5 B-01-1453

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PUBLIC COMMENT

ToCan Nguyen addressed the Board on various matters.

Eric Teed-Bose, Trimark Communities, addressed the Board on the Mountain House Community Services Development.

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BOARD OF SUPERVISORS QUESTIONS AND COMMENTS

Supervisor Bedford thanked the Interim Public Works Director and Public Works staff for their efforts on the Drainage Report regarding Grant Line Road and Mountain House Parkway.

CLOSED SESSION

PUBLIC EMPLOYEE APPOINTMENT

California Government Code Section 54957

Title: County Administrator

Director Health Care Services

CONFERENCE WITH LABOR NEGOTIATOR

California Government Code Section 54957.6

Agency Negotiator: Manuel Lopez, Don Turko, Harry Lewis

Employee Organizations: SEIU, 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 Management Association, San Joaquin District Attorney Investigator's Association, Union of American Physicians and Dentists, and Unrepresented.

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SCHEDULED AFTERNOON ITEMS

1:30 p.m. - cdd - Public Hearing by Jose Alva of the Planning Commission's Denial of Site Approval #SA-01-4 Daniel Lowry (c/o Dillon & Murphy, and Jose Alva) (4th District) (**Continued from 8/14/01**). Jose Alva, Attorney at Law, addressed the Board on this matter. **Project denied without prejudice.** Mow/Sieglock/5 R-01-717

1:30 p.m. - cdd - Public Hearing on Appeal of John Anderson of the Planning Commission's Denial of Zone Reclassification #ZR-01-3 of Louis & Catherine Brovelli (c/o J.B. Anderson Land Use Planning) (4th District). John Anderson, addressed the Board on this matter. Sieglock/Gutierrez/5 **Continued to January 15, 2002 at 1:30 p.m.** B-01-1455

1:30 p.m. - cdd - Public Hearing on General Plan Map Amendment #GP-01-8 and

Zone Reclassification #ZR-01-6 OF LTH Trust (c/o Lee Helms) (5th District). Chandler Martin, Senior Planner of Community Development Department, addressed the Board on this matter. **Approved staff recommendation.** Gutierrez/Sieglock/5 B-01-1456

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CONSENT - HEALTH & HUMAN SERVICES

1. age/cs - Authorization to Submit Four-Year Planning and Service Area Plan Addendum to the California Department of Aging. B-01-1425 & A-01-1078
2. age/cs - Approval of In-Home Supportive Services (IHSS) Program Fiscal Year 2000/03 Contract, Amendment #1, with Assisted Care, Inc. B-01-1426 & A-01-1079
3. hcs - Notice of Intent - Federal State Children's Health Insurance Program (SCHIP) B-01-1427
4. hcs - Create, Assign, and Allocate Department of Health Care Services - SJGH - Benefits Counselor. R-01-704
5. hcs - Request for Position Allocation Change: San Joaquin General Hospital - Medical Records Department. R-01-705
6. hcs - Request for Position Allocation Changes: San Joaquin General Hospital - Plant Maintenance Department. R-01-706
7. hcs - Health Care Services: Extension of Contract Employment Agreements (28). A-01-1080 & A-01-1107
8. hsa - Request to Contract with Give Every Child a Chance for a Youth Tutoring/Mentoring Program. B-01-1428 & A-01-1108
9. mhs - Mental Health Services Authorization to Provide Ancillary Services. B-01-1429
10. mhs - Mental Health Services FY 2001/02 Federal SAMHSA Grant. B-01-1430
11. osa - Office of Substance Abuse: Out-of-State Travel to Attend Family Strengthening Program/Training. B-01-1431
12. phs - Emergency Request for Public Health Laboratory Equipment. **(4/5ths Vote Required)** B-01-1432

13. rev/rec - Compromise of San Joaquin General Hospital Account of Marcus Felton. B-01-1433
14. rev/rec - Compromise of San Joaquin General Hospital Account of Glenda Warren. B-01-1434

CONSENT - PUBLIC WORKS

15. pw - Acceptance of the Chrisman Road Resurfacing Contract, Federal Aid Project #STPL-5929(108), and Execution of a Notice of Completion. (5th District) R-01-707
16. pw - Acceptance of the Jahant Road Resurfacing, Federal Aid Project #STPL-5929 (109), and Execution of a Notice of Completion. (4th District) R-01-708
17. pw - Approval of Revised Cooperative Agreement for Construction of Improvements Associated with Special Purpose Plan PP-98-3 and Authorizing a Refund to the Developers of Flying J. (4th District) B-01-1435 & A-01-1109
18. pw - Support for the North San Joaquin Water Conservation District's Request for Assesmbly Bill 303 Grant Funding for the Handel Test Discharge Project. (4th District) R-01-709

CONSENT - LAW & JUSTICE

19. cao - Approval of Adjustment to Appropriations for State COPS Fund Budget Units: District Attorney, Sheriff Patrol, and Sheriff Custody. **(4/5ths Vote Required)**. B-01-1436
20. da - Renewal of Employment Contract for Deputy District Attorney II (Katherine Mahood). A-01-1110
21. da - Resolution Authorizing Execution of a Grant Award Agreement with the California Department of Insurance for an Automobile Insurance Fraud Investigation and Prosecution Program. R-01-710
22. da - Responses to the Audit Reports for the Spousal Abuser Prosecution Program and the Auto and Workers Compensation Insurance Fraud Program. B-01-1437
23. h/r Create New Class of District Attorney Investigative Assistant II and Assign and Multi-Allocate Seven Positions of District Attorney Investigative Assistant I/II. R-01-711

- 24. s/o - Sheriff's Department-Detectives: Ex-Patrol Vehicle for Counter-Terrorism Position. B-01-1438
- 25. s/o - Sheriff-Mobile Law Enforcement: License Agreement with Stockton Port District. B-01-1439 & A-01-1111
- 26. correctional/hcs - Correctional Health Care Service: National Conference on Correctional Health Care. B-01-1440

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CONSENT - GENERAL GOVERNMENT

- 27. ag/comm - Approval of Agreement for Pierce's Disease/Glassy-Winged Sharpshooter Program Services Between the County and the State of California. B-01-1441 & A-01-1112
- 28. cao - Proposal for Inter-Regional Partnership Jobs/Housing Opportunity Zone. B-01-1442
- 29. cdd - Allocation of Community Block Grant (CDBG) Program Income and the Resulting Amendment #2 to the 2000-2005 Consolidated Plan. B-01-1443
- 30. cob - Approve Announcement of 1 Position on the Children's Services Coordinating Commission. B-01-1444
- 31. cob - Approve Announcement of 1 Position on the Equal Employment Advisory Committee. B-01-1445
- 32. cc - Settlement of Legal Action Entitled Mel Gilland vs. County of San Joaquin, et al., San Joaquin County Superior Court Case #CV013917. B-01-1446
- 33. cdd - Execute Agreement and Approve Funding for Union Court Apartments, an Eden Housing, Inc., Low Income Housing Project in Manteca. B-01-1447 & A-01-1113
- 34. h/r - Civil Service Commission Action Classification Study #01-08 Human Services Agency - Ombudsman Coordinator Program. R-01-712
- 35. regis - Resolution Appointing Directors to South Delta Water Agency District. R-01-713
- 36. regis - Resolution Appointing Trustees to the Following Districts: Reclamation

District #773, Reclamation District #1007, Reclamation District #2030, Reclamation District #2074, Kasson Reclamation District #2085, and Paradise Junction Reclamation District #2095. R-01-714

37. treas/tax/colltr - Employment Contract Systems & Programming Analyst II - Sargon Varga. A-01-1114 & B-01-1448

38. cc - Settlement of Legal Action Entitled Richard Stanley vs. County of San Joaquin, et al., San Joaquin Superior Court Case #CV007648. B-01-1449

39. cc - Settlement of Legal Action Entitled Marla Foreman vs. Valentine Chaban, et al., San Joaquin Superior Court Case #CV009074. B-01-1450

40. cc - Decline to Authorize the Issuance of the Tax and Revenue Anticipation Notes on Behalf of Lodi Unified School District. B-01-1451

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ADJOURNED TO TUESDAY, NOVEMBER 6, 2001 AT 9:00 A.M.

Sieglock/Gutierrez/5 B-01-1454