

**SAN JOAQUIN COUNTY
BOARD OF SUPERVISORS
TUESDAY, DECEMBER 11, 2001**

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A moment of silence was held for two outstanding citizens Jack Dozier and John Ford, who recently passed away.

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

Minutes of the Board of Supervisors' Meeting of December 4, 2001. **Approved.** Bedford/Mow/5 B-01-1635

Consent Items: #12, 14, 16, 41, & 54, pulled for discussion.

Consent Items: #1-11, 13, 15, 17-40, 42-53, & 55-67.
Approved. Gutierrez/Sieglock/5

Consent Items: #12, 14, & 54 - Approved by separate motion. Sieglock/Gutierrez/5

#16 Approved by separate motion. Sieglock/Mow/5

#41 Approved by separate motion. Mow/Bedford/4 Sieglock - No

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SCHEDULED MORNING ITEMS

9:00 a.m. - bos – Presented Plaque to J. Don Layson for his 28 Years of Service on the San Joaquin Mosquito and Vector Control District.

9:00 a.m. – County Counsel – This item came up after the agenda was prepared and before this particular meeting. A motion was made to place the item on the agenda. Mow/Gutierrez/5

aud – Oral Report by Adrian Van-Houten – Regarding Supplemental Pay. **Approved Staff Recommendation.** Mow/Bedford/5 B-01-1683

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

A) Local Child Care Planning Council - 13 Positions. Appointed Tammy Williams, Jessie Taylor-Walker, Pamela Kelly, Amirka Lucca and John W. Ivey. **Remaining positions Under Submission.** Gutierrez/Sieglock/5 B-01-1682

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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 & Community Services, and Sharon Herrera, Program Assistant II, Department of Aging & Community Services, addressed the Board on this matter. **NO ACTION TAKEN.**

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DISCUSSION - GENERAL GOVERNMENT

1. cao - Preliminary Information and Request for Direction Regarding Board-Appointed Department Heads. Manuel Lopez, County Administrator, addressed the Board on this matter. **Approved Staff Recommendation.** Gutierrez/Bedford/5 B-01-1679

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COMMUNICATIONS

bos - Received and Referred all Board Communications this date as Outlined on the Communications Distribution Listing Organizations. Sieglock/Gutierrez/5 B-01-1680

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PUBLIC COMMENT

Bob Phibbs, Goyette & Associates, for the County Correctional Officers Association, addressed the Board regarding Correctional Officers who staff the jail.

Scott Thomas, Correctional Officers, San Joaquin County Sheriff's Department, addressed the Board regarding the job duties, type of people they deal with on a daily basis and adequate pay.

Terry Fields, Correctional Officers, San Joaquin County Sheriff's Department, addressed the Board regarding the job duties of the Correctional Officers.

Paul Goyette, Goyette & Associates, introduced himself to the Board as the representative for the Correctional Officers Association.

ToCan Nguyen, addressed the Board on various matters.

Lawrence Reichard, Reed Program and American Friends Service Committee, addressed the Board requesting that the Board officially recognize the documents/identification from the Mexican Nationals as legal documents.

BOARD OF SUPERVISORS QUESTIONS AND COMMENTS

Supervisor Gutierrez presented to the Board a draft resolution prepared, at his request by the County Administrator's Office that would amend existing Board rules regarding the election of Board Officers. Supervisor Gutierrez requested that this matter be considered by the Board for action in conjunction with the Board Reorganizational Meeting scheduled for Monday, January 7, 2002.

Additionally, Supervisor Gutierrez requested that some type of orientation manual be developed that would be beneficial to newly elected or appointed Board Members which would contain information such as parliamentary procedures, the Brown Act, Board policies and procedures, benefits, etc.

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CLOSED SESSION

CONFERENCE WITH LABOR NEGOTIATOR

California Government Code Section 54957.6

Agency Negotiator: Manuel Lopez, Don Turko, Harry Lewis

Employee Organization: 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 County Management Association, San Joaquin District Attorney Investigator's Association, Union of American Physicians and Dentists, and Unrepresented

CONFERENCE WITH REAL PROPERTY NEGOTIATOR

California Government Code Section 54956.8

- (1) Property: 13340 North Lower Sacramento Road, Lodi, California
Parcel No. 058-070-17

Agency Negotiator: Tom Flinn

Negotiating parties: County of San Joaquin and George H. Yuen

Under negotiation: Price and terms of payment

- (2) Property: 13410 North Lower Sacramento Road, Lodi, California
Parcel #058-070-06

Agency Negotiator: Tom Flinn

Negotiating parties: County of San Joaquin and Randy Thomas on behalf of
Estate of Fred Alberg

Under negotiation: Price and terms of payment

- (3) Property: Waterfront Yacht Harbor, Stockton, CA

Agency Negotiator: Steve Pinkerton, Max Freeman

Negotiating parties: City of Stockton and the Waterfront Yacht Harbor
Limited Partnership

Under negotiation: Price and terms of payment

SCHEDULED AFTERNOON ITEMS

1:30 p.m. - cdd - Public Hearing Regarding Development Title Text Amendment #TA-01-5 of San Joaquin County (Mills Act). (All Districts) Kerry Sullivan, Deputy Director of Community Development Department, addressed the Board on this matter. **Approved Staff Recommendation.** Gutierrez/Sieglock/4 Mow/Absent Ordinance #4133 & R-01-839

1:30 p.m - cdd - Public Hearing Regarding Approval of Third Cycle General Plan Amendments for (1) General Plan Map Amendment #GP-01-7 and Zone Reclassification #ZR-01-5 of Highway 12 Investors (c/o Kevin Huber) (4th District), (2) General Plan Map Amendment #GP-01-8 and Zone Reclassification #ZR-01-6 of LTH Trust (c/o Lee Helms) (5th District), (3) General Plan Map Amendment #GP-01-11, Zone Reclassification #ZR-01-8, and Special Purpose Plan #PP-01-1 of Tracy Commercial Properties (5th District), and (4) General Plan Text Amendment #GP-00-14 of San Joaquin County. (All Districts) Kerry Sullivan, Deputy Director of Community Department, addressed the Board on this matter. **Approved Staff Recommendation.** Sieglock/Bedford/4 Mow/Absent R-01-837, Ordinance #4130, Ordinance #4131, Ordinance #4132, and R-01-838

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CONSENT - HEALTH & HUMAN SERVICES

1. age/cs - Approval of State Department of Community Services and Development (CSD) CAL-LIHEAP Energy Program Contract No. O1X-6035, Amendments No. 3 & 4. **(4/5th's Vote Required)** B-01-1636, B-01-1637, A-01-1241 & A-01-1242
2. age/cs - Declaration of Older Americans Month and the Twenty-Fourth Annual Senior Awareness Day. B-01-1638
3. age/cs - Approval of Off-Campus Work-Study Agreement with University of the

Pacific. B-01-1639 & A-01-1243

4. age/cs - Approval of State Department of Community Services and Development (CSD) Energy Program Contract No. 01B-5034, Amendment No. 2. B-01-1640 & A-01-1244

5. age/cs - Approval of Lease Agreement with our Lady of Fatima Society of Thornton. B-01-1641 & A-01-1245

6. age/cs - Approval of Title III - E Family Caregiver Program Supportive Services Provider Agreements for State Fiscal Year 2001-02. B-01-1642, A-01-1246 - A-01-1250 (5)

7. cob - Approve Announcement of 4 Positions on the Drug & Alcohol Programs Advisory Board. B-01-1643

8. cob - Approve Announcement of 2 Positions on the Health Commission of San Joaquin County. B-01-1644

9. cob - Approve Announcement of 4 Positions on the In-Home Supportive Services (IHSS) Advisory Committee. B-01-1645

10. cob - Approve Announcement of 1 Position on the Mental Health Board. B-01-1646

11. hcs - Insurance Refund - Department of Health Services Account #100042545. B-01-1647

12. hcs - Contract to Replace San Joaquin General Hospital Patient Accounting System. R-01-817 & A-01-1251

13. hcs - San Joaquin General Hospital Employment Agreements (2) Department of Obstetrics and Gynecology; and Department of Anesthesiology. A-01-1252 & A-01-1253

14. hcs - Request for Position Allocation Changes San Joaquin General Hospital Nursing Department. R-01-818

15. hcs - Position Allocation Change - Hospital Unit Clerk to Office Assistant III - Health Care Services. **Removed from the Agenda by County Administrator's Office.**

16. hsa - Approval of Employment Contract for Development Manager. A-01-1254

17. hsa - Amendment to Agreement A-01-700 for Wraparound Services. A-01-1255

18. mhs - Mental Health Services Agreement: Echo, Inc., ShareCare Behavioral Health Information System. A-01-1256
19. phs - Public Health Services HIV/AIDS Community Action Group of San Joaquin County Memorandum of Understanding. B-01-1648 & A-01-1257 - A-01-1260 (4)

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CONSENT - PUBLIC WORKS

20. pw - Approval of Subdivision Agreement and Final Map Entitled "Tract #3159" also known as "Cherry Glen Estates". (4th District) R-01-819 & A-01-1261
21. pw - Agreement for Consulting Engineering Services for the West Lane Grade Separation Project. (2nd District) B-01-1649 & A-01-1262
22. pw - Acceptance of the Barrier Rail Replacement Program 2001 Contract and Execution of a Notice of Completion. (4th District) R-01-820
23. pw - Acceptance of the Eight Mile Road Resurfacing Contract and Execution of a Notice of Completion. (3rd & 4th Districts) R-01-821
24. pw - Acceptance of the North 99 Frontage Road (West and East) Resurfacing Contract and Execution of a Notice of Completion. (4th District) R-01-822
25. pw - Execution of Contract Change Order No. 3, Reconstruction Portions of the Roadways for the College Park/Parkview Sewer Project, Phase 2. (2nd District) B-01-1650 & A-01-1263
26. pw - Acceptance of the Pock Lane Resurfacing Contract and Execution of a Notice of Completion. (1st District) R-01-823
27. pw - Agreement for Consulting Engineering Services for the Design of a Sanitary Sewer Collection System for the Boggs Tract Area. (1st District) B-01-1651 & A-01-1264
28. pw - Amended and Restated Joint Exercise of Powers Agreement for Mokelumne River Water and Power Authority. A-01-1265
29. pw - Receive the Draft Technical Memorandum for the Mokelumne River Water and Power Authority Project Alternatives, and Authorize and Direct the Chairman of the Authority to Send Letters to Interested Local Governmental Agencies for support and to

Join the Authority. B-01-1652

CONSENT - LAW & JUSTICE

30. da - Renewal of Employment Contracts for Deputy District Attorney II. A-01-1266 & A-01-1267

31. prob - Employment Contract - Crossroads Case Manager - Grant Funded. A-01-1268

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CONSENT - GENERAL GOVERNMENT

32. Air - Recommendation to Approve Loan Transaction Documents Requested by Aero Turbine, Inc. to Facilitate a Pending Wells Fargo Bank, N.A. Development Loan. B-01-1653, A-01-1269 & A-01-1270

33. air - Recommendation to Approve Estoppel Certificate and Consent to Encumbrance Requested by Delta Aviation Services to Facilitate a Pending Civicbank of Commerce Development Loan. B-01-1654 & A-01-1271

34. air - Approval of Plans & Specifications and Setting of Bid Opening Date for February 14, 2002 at 2:00 p.m. to Contract Extended Safety Area Runway 29; Rehabilitation MALSR System; Contract Runway 29R East End Blast Wall at Stockton Metropolitan Airport, AIP No. 3-06-0250-17. R-01-824

35. air - Approval to Submit Federal Aviation Administration Application/Preapplication for Federal Assistance for the 2002-2007 Airport Improvement Program at Stockton Metropolitan Airport. B-01-1655

36. assr/rec/co clk - Adoption of an Ordinance Amending Section 3-5001 of Division 5 of Title 3 of the Ordinance Code of San Joaquin County to Change the Reference to the Lien Date to Conform to Existing California Law. (Introduced & Waived on 12/4/01). Ordinance #4129

37. assr/rec/co clk - Adopt a Resolution Pursuant to Revenue and Taxation Code Section 483 Subdivision (b) Providing that the Provisions of Revenue and Taxation Code Section 483 Subdivision (a) Shall not Apply. R-01-825

38. assr/rec/co clk - Approving Addendum and 2002 Notice of Participation in the State-County Property Tax Administration Program. B-01-1656 & A-01-1272
39. cao - Amendment to the Airport East Project Exclusion Negotiation Agreement. A-01-1273
40. cao - Central Valley Infrastructure Grant Program for Economic Development. R-01-826
41. cao - Department of Environmental Health Infrastructure. R-01-827 & B-01-1657
42. cdd - Consolidated Plan Amendment #5 and Amendment to San Joaquin County Sewage Standards. R-01-828
43. cdd - Farmland Security Zone Contracts Numbers FA-01-01 through FA-01-13. R-01-833, R-01-834 & A-01-1274 - A-01-1286 (13)
44. cdd - Williamson Act Contracts Numbers WA-01-01 through WA-01-07. R-01-835 & A-01-1287 - A-01-1293
45. cob - Approve Announcement of 2 Positions on the Aviation Advisory Committee. B-01-1658
46. cob - Approve Announcement of 1 Position on the Building Board of Appeals. B-01-1659
47. cob - Approve Announcement of 2 Positions on the Civil Service Commission. B-01-1660
48. cob - Approve Announcement of 1 Position one the Mosquito and Vector Control District. B-01-1661
49. cob - Approve Announcement of 1 Position on the San Joaquin Regional Transit District Board. B-01-1662
50. cob - Approve Announcement of 2 Positions on the San Joaquin Valley Unified Air Pollution Control District (CAC). B-01-1663
51. cob - Approve Announcement of 2 Positions on the Water Advisory Commission. B-01-1664
52. eedd - Approval of San Joaquin Delta College's Application for Worknet Center Initial Charter. B-01-1665, B-01-1666, B-01-1667 & A-01-1294

53. fac/mgmt - Resolution Accepting Contract as Complete for the San Joaquin County Mental Health Phase 1 Expansion Project, and Approve Partial Release of Retention Funds. B-01-1668 & R-01-829
54. fac/mgmt - Approve San Joaquin General Hospital Phase 2 Schematic Design and Initiate Design Development. B-01-1669
55. fac/mgmt - San Joaquin County Juvenile Camp Funding California State Board of Corrections. B-01-1670
56. fac/mgmt - San Joaquin County Jail Bond Funding California State Board of Corrections. B-01-1671
57. fac/mgmt - Accept Diede Construction Company's Donation of Mary Graham Hall as Claims Resolution in Connection with the District Attorney Fifth Floor Construction Project. B-01-1672
58. fac/mgmt - Approve First Modification and Extension of Parking Management Agreement with the City of Stockton for the Hunter Street Garage, and Approve Modifications to the Downtown Stockton County Parking Incentive Program. B-01-1673 & A-01-1295
59. h/r - Assign and Allocate One Position of Personnel Analyst II and Delete One Administrative Assistant I in the Equal Opportunity Program Budget. R-01-830
60. h/r - Adoption of Restated Deferred Compensation Plan. B-01-1674
61. h/r - Approve the Modification to the Class Specification for Labor Relations Manager. B-01-1675
62. h/r - Approve Amendment to the Memorandum of Understanding for the Para-Professional & Technical Bargaining Unit. B-01-1676 & A-01-1296
63. oes - Updated Agreement for Hazardous Materials Team within San Joaquin County. B-01-1677 & A-01-1297
64. regis - Resolutions Authorizing Execution of Agreement with the City of Stockton and Requesting Consolidation with the State of California Primary Election to be Held on March 5, 2001 for the Purpose of Conducting a Primary Municipal Election. R-01-831 & R-01-832 & A-01-1298

65. retirement - Adoption of Employer and Employee Contribution Rates for the San Joaquin County Employees' Retirement Association of Year 2002. B-01-1678
66. treas/tax/colltr - Resolution Replenishing the Cash Difference Fund of the Tax Collector. R-01-836
67. treas/tax/colltr - Approve the Extension Employment Contract. A-01-1299

ADJOURNED TO MONDAY, JANUARY 7, 2002 AT 11:00 A.M.

FOR A REORGANIZATIONAL MEETING OF THE BOARD OF SUPERVISORS

Sieglock/Gutierrez/4 Mow/Absent B-01-1681

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