

**SAN JOAQUIN COUNTY
BOARD OF SUPERVISORS
TUESDAY, MARCH 12, 2002**

A moment of silence was held for reflection.

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

Minutes of the Board of Supervisors' Meeting of February 26, 2002. **Approved.** Sieglock/
Marenco/5 B-02-281

Consent Items : #26, 35 – Pulled for discussion

Consent Item: #45 (Public Facilities Report – Item (1)
Public Health Lease Approval) – Pulled for discussion. This item was
continued to 3/26/02 as Supervisor Gutierrez requested more
information be submitted to the Board. Specifically, he wanted to know
if any space in the downtown area was reviewed, and if so, what spaces
were looked at, and the reasons the spaces were not feasible.

Consent Item: #33 – Postponed to 3/26/02

Consent Items : 1 through 32, #34 through 53.
Approved. Marenco/Gutierrez/5

SCHEDULED MORNING ITEMS

9:00 a.m. - bos - Presented Proclamation Designating the Month of March as
"American Red Cross Month". Donna Dugan of American Red Cross addressed the
Board on this matter.

9:00 a.m. - bos - Presented Proclamation Designating the Month of March as
"Social Worker Appreciation Month". Dave Erb, Deputy Director of Children
Services, and Joe Chelli, Deputy Director of Department of Aging and Adult
Services, addressed the Board on this matter.

9:00 a.m. - bos – Presented Proclamation Designating March 13, 2002 as Youth

In Government Day. Leslie Coleman of Franklin High School and students Jonathan Taylor and Chris Beltran was present for this matter. Ben Reddish, Counselor, Edison High School, introduced students Christopher Henry, John Fernando, and Brandon Nelson who were participating in the Youth in Government Day. Sgt Piedman of Karl Ross Post was also present for this matter.

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

A) Childrens Services Coordinating Commission - 1 Position. **Clerk of the Board Office to Readvertise.**

B) San Joaquin Valley Unified Pollution Control District - 2 Positions. Appointed David Brown. Gutierrez/Marenco – 5 B-02-282 **Clerk of the Board Office to Readvertise Remaining Position.**

9:00 a.m. - pw - Public Hearing to Grant a Pipeline Franchise to Petrogulf Corporation. (Introduced and Waived Reading of Ordinance on February 19, 2002) (5th District) Tom Gau, Deputy Director, Public Works Department, addressed the Board on this matter. **Approved Staff Recommendation.** Sieglock/Gutierrez/5 Ordinance #4142

11:00 a.m. - h/r - Hearing Regarding a Complaint Filed by the San Joaquin Deputy Sergeant Association (SJSDSA) Violation of Memorandum of Understanding Section 4.2.15 Additional Compensation on Behalf of Sergeant Dan Lane. Ed Takach, Labor Relations, Sergeant Agnew of Sheriff's Office, Paul Goyette of Goyette & Associates, representing Sergeant Dan Lane, Glen Newman, and Sergeant Dan Lane addressed the Board on this matter. **Denied Complaint.** Marenco/Mow/5 B-02-283

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DISCUSSION - GENERAL GOVERNMENT

1. fac/mgmt - Approve Downtown Stockton Management District Renewal. Craig Ogata, Director of Facilities Management, Tim Viall, Chief Executive Director, Stockton Downtown Alliance, and Tom Shephard, Executive Member, Stockton Downtown Alliance addressed the Board on this matter. **Approved Staff Recommendation.** Gutierrez/Sieglock B-02-284

DISCUSSION – GENERAL GOVERNMENT

2. cao – Discussion and Possible Action Regarding GWF Power Plant Task Force. Robert Sarvay, Les Serpa, and Howard Seligman addressed the Board on this matter. A lengthy discussion followed on the GWF Peaker Power Plan Task Force. Supervisor Gutierrez made a motion to appoint Supervisor Lynn Bedford to the task force already created by the City of Tracy. Gutierrez/Marenco/5 B-02-285

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/Marenco/5 B-02-286

PUBLIC COMMENT

ToCan Nguyen addressed the Board on various matters.

BOARD OF SUPERVISORS QUESTIONS AND COMMENTS

Referring to the 11:00 a.m. Board Agenda item, Supervisor Sieglock requested staff to review and report back to the Board on positions in other departments receiving the additional 5 per cent compensation, as well as the Sheriff's Department.

Supervisor Marenco thank the Registrar of Voters Office for their efforts on the March 5, 2002 election, and commented that San Joaquin County mailed the largest number of ballots in the state.

Supervisor Mow informed the Board of a letter he received from the San Joaquin Valley Air Pollution Control District requesting San Joaquin County participate in the Lawn Mower Trade-In Program. He asked that this matter be placed on a future agenda for discussion.

CLOSED SESSION

CONFERENCE WITH LABOR NEGOTIATOR

California Government Code Section 54957.6

Agency Negotiator: Manuel Lopez, Don Turko, Edward Takach, Geoff Rothman, Jeff Sloan, 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 County Management Association, San Joaquin District Attorney Investigator's Association, Union of American Physicians and Dentists, and Unrepresented

PUBLIC EMPLOYEE PERFORMANCE EVALUATION

California Government Code Section 54957

Title: Ben Hulse, Director of Community Development

PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE

California Government Code Section 54947

SCHEDULED AFTERNOON ITEMS

1:30 p.m. - cdd - Public Hearing General Plan Amendment Application No. GP-01-4 and Zone Reclassification Application No. ZR-01-2 of David and Ellen Silva. (C/O Steven Malcoun) (1st District) Kerry Sullivan, Deputy Director, Community Development Department and Attorney Steve Malcoun, representing David and Ellen Silva addressed the Board. **Approved Staff Recommendations.** Gutierrez/Bedford/5 B-02-287

1:30 p.m. - cdd - Public Hearing Regarding General Plan Amendment Application No. GP-01-14 and Zone Reclassification Application No. ZR-01-10 of Aurora Transportation. (C/O Jose Alva) (5th District) Kerry Sullivan, Deputy Director, Community Development Department, Attorney Jose Alva representing Aurora Transportation, and Dave Olmstead addressed the Board on this matter.

Approved Staff Recommendations. Gutierrez/Bedford/5 B-02-288

1:30 p.m. - cdd - Public Hearing Regarding First Cycle General Plan Amendments #GP-01-2 of Linne Estates (5th District), General Plan Amendment No. GP-01-4 of David and Ellen Silva (1st District), and General Plan Amendment No. GP-01-14 of Aurora Transportation (5th District) Kerry Sullivan, Deputy Director, Community Development Department, and Dave Olmstead addressed the Board on this matter. **Approved Staff Recommendations. Gutierrez/Marenco/5 R-02-147 & Ordinance #4143, 4144 & 4145.**

1:30 p.m. - cdd - Public Hearing for: Community Development Block Grant (CDBG) Program Entitlement Statement for FY 2002-03. Jon Moore, Deputy Director, Chester Murphy, Nawana Gray, and Kendra Lewis, Development Director of Senior Service Agency, addressed the Board on this matter. **Approved Staff Recommendations. Sieglock/Gutierrez/5 B-02-289**

1:30 p.m. - neigh/pres - Public Hearing for Emergency Shelter Grant (ESG) Program Entitlement Statement for FY 2002-03. Jon Moore, Deputy Director of Community Development Department, addressed the Board on this matter. **Approved Staff Recommendations. Sieglock/Gutierrez/5 B-02-290**

1:30 p.m. - neigh/pres - Public Hearing for: Home Investment Partnership Program (HOME) Entitlement Statement for FY 2002-03. Jon Moore, Deputy Director of Community Development Department, addressed the Board on this matter. **Approved Staff Recommendations. Gutierrez/Sieglock/5 B-02-291**

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CONSENT - HEALTH & HUMAN SERVICES

1. age/cs - Approval of State Department of Aging Program Services Subgrant Award No. FF-0102-11, Amendment No. 1. **(4/5th's Vote Required)** B-02-292 & B-02-293 & A-02-179
2. age/cs - Approval of Sub Grant Award No. SL-0102-11 to Conduct Elections for the California Senior Legislature. B-02-294 & A-02-180
3. hcs - Out-of-State Trip: Association of Residency Coordinators in Surgery

Theresa Gogna, Surgery Residency Coordinator. B-02-295

4. hcs - Insurance - Refund Kaiser Foundation Health Plan Account #400001583. B-02-296
5. hcs - Insurance Refund United Healthcare Account #100059072. B-02-297
6. hcs - Insurance - Refund Blue Cross of California Account #100056320. B-02-298
7. hcs - Health Care Services - San Joaquin General Hospital Late Travel Request Authorization. B-02-299
8. hcs - Health Care Services Contract Employment Agreements. A-02-181 thur A-02-203
9. hcs - Out-of-State Trip: American Society for Microbiology General Meeting and Seminar - Miller Go, Microbiology Supervisor. B-02-300
10. hcs - San Joaquin General Hospital - Occupational Therapy Request for an Additional Allocated Position Occupational Therapist. R-02-148
11. hcs - San Joaquin General Hospital Employee Contract, CNMW Department of Obstetrics & Gynecology. A-02-204
12. hcs - Request to Add Full-Time Personnel Analyst - Health Care Services - San Joaquin General Hospital - Human Resources Department. R-02-149
13. h/r - Create the New Classification of Home Care Support Specialist (#6532) Assign the New Class and Allocate Three Positions and Delete Three Positions in the Placeholder Class of Home Care Support Specialist (#9999) to the Human Services Agency. R-02-150
14. hsa - Human Services Agency 601 Program. B-02-301
15. hsa - Authorization for Out-of-State Travel to the Training for Trainers in Therapeutic Crisis Intervention. B-02-302
16. osa - Contracts for the Substance Abuse and Crime Prevention Plan Beginning 2001-2002. B-02-303 & A-02-205, A-02-206, A-02-207, A-02-208
17. phs - MEDI-CAL Administrative Activities Contract No. 99-85548 A01. B-02-304 & A-02-209

18. phs - Additional Position Allocation Public Health Nutritionist. B-02-305 & R-02-151
19. phs - Aids Master Grant Agreement Contract Amendment Number 01-15097A1. B-02 -306 & A-02-210, 211, 212, 213, 214

CONSENT - PUBLIC WORKS

20. h/r - Implement Classification Study #02-02 Allocate One Position of Management Analyst II and Delete One Position of Administrative Assistant II in the Public Works Department. R-02-152
21. pw - Acceptance of the North 99 Frontage Road East Resurfacing Contract, Federal Aid Project No. STPL-5929 (113), and Execution of a Notice of Completion. (4th District) R-02-153
22. pw - Award of Contract for the Waudman Avenue Resurfacing. (3rd District) R-02-154
23. pw - Approval and Adoption of Plans and Specifications for the West Lane Resurfacing, and **Setting a Bid Opening Date of April 11, 2002 at 1:30 p.m.** (4th District) R-02-155
24. pw - Adopt a Resolution Modifying the New Melones Conveyance Project Financing Plan and Approving Certain Other Matters in Connection Therewith. R-02-156
25. pw - Re-Authorize the Director of Public Works to Submit Grant Applications for Public Works Programs and Projects. R-02-157
26. pw - Request a Time Extension for the County Storm Water Permit Renewal and Authorize the Department of Public Works to Coordinate Evaluation of the Impacts of the Proposed Permit. B-02-307

CONSENT - LAW & JUSTICE

27. h/r - Adjust the Salary for the Position of County Probation Officer. R-02-158
28. h/r - Implement Classification Study #02-01 Allocate One Position of Sheriff's Inmate Labor Specialist III and Delete One Position of Sheriff's Inmate Labor Specialist II in the Central Services Division of the Sheriff's Department. R-02-159

29. prob - Application for Second Year Funding - Juvenile Justice Crime Prevention Act. B-02- 308 & R-02-160
30. prob - Allocation of Two Group Counselor III Supervisor Positions for Juvenile Detention per Recommendations in DMG Maximus Juvenile Hall Review. R-02- 161 & B-02-309
31. so - Sheriff - Off Highway Enforcement: Appropriations for Off-Highway Enforcement Grant. **(4/5th's Vote Required)** B-02-310 & B-02-311
32. s/o - Sheriff-Abandoned Watercraft: Appropriations for Abandoned Watercraft Abatement Grant. **(4/5th's Vote Required)** B-02-312

CONSENT - GENERAL GOVERNMENT

33. ag/comm - Relief of Accountability for Missing Money in the Animal Control Division.
34. ag/comm - Amendment of the FY 2001/02 Classy Winged Sharpshooter Prevention Budget. **(4/5th's Vote Required)** B-02-313
35. air - Approval of Consent to Assignment and Amendment No. 2 to Airport Agreement with Farmington Packing Company at Stockton Metropolitan Airport. Barry Rondinella, Airport Director, addressed the Board on this matter. B-02-314 & A-02-215
36. cao - Approval of Modification to Consultant Agreement for Continuation of San Joaquin County Children and Families Evaluation Plan. B-02-315 & A-02-216
37. cdd - Resolution Authorizing the Chairman of the Board of Supervisors to Execute California Land Conservation Contract Application Number PA-0200075 of George Reed, Inc., for Assessor Parcel Number 019-220-32. (4th District) R-02-162 & A-02-217
38. cdd - Report on Lot Line Adjustments. B-02-316
39. cob - Approve Announcement of 1 Position on the Housing Authority Board. B-02-317
40. cob - Approve Announcement of 2 Positions on the Revolving Loan Fund Board of Directors. B-02-318

41. eedd - Recommendation to Approve a Modification to the Note and Loan Agreement of Jerald and Shirley Jorgensen, DBA JS Neil Company. B-02-319
42. fac/mgmt - County Energy Consumption Status Report. B-02-320
43. fac/mgmt - Approve Escrow Agreement for Security Deposits in Lieu of Retention for the San Joaquin County Mental Health Phase 2 Expansion Project. A-02-218
44. fac/mgmt - Approve Agreement for Transfer of Park Subdivision Trust Fees to the Lockeford Community Services District. A-02-219
45. fac/mgmt - Public Facilities Steering Committee Report 02-02. Craig Ogata, Director of Facilities Management; Roger Speed, Director of Health Care Service; Bill Mitchell, Director of Public Health Services addressed the Board on this matter. B-02-321 & A-02-220
46. fac/mgmt - Award Contract for the Canlis Building Chiller/Boiler Replacement Project. R-02-163
47. fac/mgmt - Approve Plans and Specifications for the Phase II Mary Graham Children's Shelter Replacement Project, and **Set a Bid Opening Date of April 11, 2002 at 2:00 p.m.** R-02-164
48. fac/mgmt - Approve Resolution Declaring San Joaquin County's Intention to Convey Title of Real Property to the San Joaquin County Office of Education. **(4/5th's Vote Required)** R-02-165
49. h/r - Adopt an Ordinance to Exempt the Position of Director of Child Support Services from Civil Service. **(Said Ordinance Introduced and Waived February 26, 2002)** B-02-322 & Ordinance #4146
50. h/r - Extend and Adopt Health and Dental Plans and Establish and Adopt Premium Rates for Health and Dental Plans for Retirees. Nita Reinhart addressed the Board on this matter. B-02-323
51. h/r - Implement Classification Study #02-03 Assign the Classification and Allocate One Position of Management Analyst II and Delete One Position of Administrative Assistant in the Facilities Management Department. R-02-166
52. neigh/pres - Execute a Memorandum of Understanding with the City of Manteca's Redevelopment Agency to Administer Agency's First-Time Homebuyer Program. B-02-324 & A-02-221

53. treas/tax/colltr - Request for Approval to Sell Tax-Defaulted Property Subject to the Power of Sale. R-02-167

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ADJOURNED TO TUESDAY, MARCH 26, 2002 AT 9:00 A.M.

Sieglock/Gutierrez/5 B-02-325

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