

**SAN JOAQUIN COUNTY
BOARD OF SUPERVISORS
TUESDAY, APRIL 2, 2002**

A moment of silence was held for Cesar Chavez Day.

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

Approve Minutes of the Board of Supervisors' Meeting of March 26, 2002. **Approved.**
Sieglock/Gutierrez/5 B-02-383

Consent Items: #1 thru 10 , #12 thru 16. **Approved.**
Gutierrez/Marenco/5

Consent Item: #11 **Approved by a separate motion.**
Gutierrez/Marenco/3 Mow/Sieglock/No

SCHEDULED MORNING ITEMS

9:00 a.m. - bos - Presented Proclamation Designating April 1-7, 2002 as "Public Health Week". William Mitchell, Public Health Director Accepted Proclamation and Presented plaques to Genova Ben Sanford, John Reynolds and John Drummond.

9:00 a.m. - ag/comm - Approval of Agricultural Center Site Criteria and Direct Staff to Search for Agricultural Center Property. Scott Hudson, Agricultural Commissioner, and Craig Ogata, Facility Management Director, addressed the Board on this matter. Sieglock/Bedford/5 B-02-394

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

A) Agricultural Advisory Board - 1 Position. **Continued to April 16, 2002 at 9:00 a.m.**

B) Housing Authority Board - 2 Positions. Reappointed Luz Teresa Saucedo. **Remaining Position Continued to April 16, 2002 at 9:00 a.m.**
Sieglock/Gutierrez/5 B-02-395

C) Kennedy Community Center Advisory Board - 1 Position. Appointed Stephen M. Pierce. Gutierrez/Marenco/5 B-02-396

D) Mental Health Board - 3 Positions. Reappointed Julio Escobedo, Jr., Elsie Sawyer and Steven Dinubilo. Marenco/Gutierrez/5 B-02-397

E) Water Advisory Commission - 1 Position. Reappointed Nick DeGroot. Sieglock/Gutierrez/5 B-02-398

COMMUNICATIONS

bos - Received and Referred all Board Communications this date as Outlined on the Communications Distribution Listing. SieglockGutierrez/5 B-02-393

PUBLIC COMMENT

ToCan Nguyen addressed the Board on various matters.

BOARD OF SUPERVISORS QUESTIONS AND COMMENTS

Supervisor Gutierrez requested that the Human Services Agency General Relief matter be placed on the agenda for the 4/9/02 Board meeting.

Supervisor Marenco brought to the attention of the Board a letter he received from the Union Planning Mill in regards to the Mary Graham Hall Children's Center construction project. The union expressed their concern of a trend of awarding high profile projects in our area to non-local contractors and subcontractors, and the perception of local union employees that their work is not appreciated in our community. Supervisor Marenco stated that he is aware that there are limitations in terms of restricting only local preferences, however, he feels that this union should be given an opportunity to bid on a job in our county, given the fact that this union has worked hard to take hire welfare-to-work recipients and train them.

Supervisor Mow asked if the County Administrator and County Counsel could explore some of the legal issues with respect to this matter.

County Counsel Terry Dermody stated that Supervisor Marenco was correct when referring to limitations on local hiring. However, the welfare-to-work component would be an area to explore and report back to the Board.

County Administrator Manuel Lopez indicated that coincidentally he recently had similar discussions with the County Purchasing Agent who could look into this matter and provide the CAO with a report. Chairman Mow stated that the report include a minority hiring portion.

Supervisor Gutierrez also requested that the County Administrator check with the Purchasing Agent if the Board could receive a report on how much monies are being spent in San Joaquin County and outside of San Joaquin County.

The County Administrator stated that the County does have a credit card procurement system in place and that an update report to the Board probably would be forthcoming in the next two to three weeks. The report would provide a snapshot of what the county is doing.

Supervisor Marengo brought up the matter of the number of change orders that occur on a project. He expressed his concern over unfair competition practices that may be occurring prior to the submission of bids. The County Administrator discussed this matter further, citing an example in many projects.

Chairman Mow indicated that he has received complaints regarding the restriction of the public using the parking lot of Pacific State Bank who are conducting business at the County Recorder's Office. Chairman Mow did not know if this was a problem or if the "no parking" was part of the lease agreement. The County Administrator was not familiar with this issue, however, he said that he would look into the matter.

Chairman Mow also stated that he received a fax from U.S. Senator Barbara Boxer announcing the availability of grant money from the U.S. Department of Justice dedicated to violence or victims of domestic violence that he would pass on to the County Administrator for appropriate action.

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 County District Attorney Investigator's Association, Union of American Physicians and Dentists, and

Unrepresented

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

California Government Code Section 54956.9(a)

FRANK CONSTANCIO, ET AL., vs SAN JOAQUIN COUNTY;

San Joaquin County Superior Court Case No. CV010125

COUNTY OF SAN JOAQUIN vs MARY L. CASTRO PEREZ;

San Joaquin County Superior Court Case No. CV011115

PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE

California Government Code Section 54947

In the matter of Frank Constancio, et al., vs. San Joaquin County, San Joaquin County Superior Court Case No. CV010125 the Board of Supervisors would like to announce a unanimous approval of an appeal in that matter.

SCHEDULED AFTERNOON ITEMS

1:30 p.m. - h/r - Service & Retiree Award Presentation for February 2002 Service & Retirement.

CONSENT - HEALTH & HUMAN SERVICES

1. age/cs - Adopt an Ordinance Creating a Public Authority. (**Said Ordinance Introduced and Waived on March 26, 2002**) Ordinance #4147
2. age/cs - Board of Supervisors' Proposed Response to the 2001-02 Grand Jury Report. B-02-384
3. hcs - Application for Appointment to San Joaquin General Hospital Allied Health Professional Staff. B-02-385

4. hsa - Mary Graham Children's Shelter Memorandum of Understanding. A-02-258
5. h/r - Establish and Adopt Rates for Employee Health and Dental Plans; Extend and Adopt Changes to Existing Agreements for Administration of Health, Dental and Vision Benefit Plans. B-02-386

CONSENT - PUBLIC WORKS

6. pw - Award of Contract for the North 99 Frontage Road (East) Resurfacing. (4th District) R-02-198
7. pw - Approval and Adoption of Plans and Specifications for Seismic Retrofitting Walnut Grove Road Bridge No. 29C-010, Across Mokelumne River South Fork, and Manthey Road Bridge No. 29C-122, Across Paradise Cut Canal, and **Setting a Bid Opening Date of May 2, 2002, at 1:30 p.m.** (4th & 5th Districts) R-02-199
8. pw - Approval of Time Extension to Complete Subdivision Improvements for "Tract No. 2927," Also Known as "Castello Estates, Unit 1," and "Tract No. 3124," Also Known as "Castello Estates, Unit 2." (5th District) R-02-200

CONSENT - LAW & JUSTICE

9. da - Request for Out-of-State Travel to Attend the FBI National Academy in Quantico, Virginia. B-02-387
10. fsd - Approve Lease Agreement with Rick Alley for Office Space in the Greenhouse Building at 306 E. Main Street, Stockton, CA for the District Attorney - Family Support Division. A-02-259

CONSENT - GENERAL GOVERNMENT

11. cao - Termination of Letter Agreement with Kronick, Moskovitz, Tiedemann & Girard, and Approval of Agreement with Hansen-Bridgett, for Outside Counsel Services Relating to Boggs Tract Legal Review. B-02-388
12. cdd - Executive Agreement with Gospel Center Rescue Mission (GCRM), San Joaquin New Directions, and Approve the Resolutions for San Joaquin Office of Substance Abuse to Provide Services in Fulfillment of the County's 2000 Supportive Housing Grant. A-02-260, A-02-261, A-02-262, R-02-201 & R-02-202

13. cob - Approve Announcement of 1 Position on the Agricultural Advisory Board. B-02-389
14. cob - Approve Announcement of 1 Position on the Equal Employment Opportunity Advisory Committee. B-02-390
15. cob - Reissue Warrant to Lani M. Kuboyama. B-02-391
16. retirement - Adoption of Job Specification for Assistant Retirement Administrator/Investment Analyst, Amend the Exempt Salary Ordinance by Adding this Position, Adoption of a Salary for the Position, for the Assistant Retirement Administrator/Investment Analyst. **(Said Ordinance Introduced and Waived on March 26, 2002)** Ordinance #4148 & B-02-392

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

Bedford/Marenco/4 Sieglock/Absent B-02-399