

**SAN JOAQUIN COUNTY**

**BOARD OF SUPERVISORS**

**TUESDAY, APRIL 9, 2002**

**9:00 AM**

-

A moment of silence was held for world peace in the Middle East.

PRESENT: BEDFORD, GUTIERREZ, SIEGLOCK, MARENCO, MOW

Minutes of the Board of Supervisors' Meeting of April 2, 2002. **Approved.**  
Bedford/Marenco/5 B-02-409

Consent Items #1-22: **Approved.** Marenco/Bedford/5

Consent Items: #5, 15, 16, & 21: Pulled for discussion.

**SCHEDULED MORNING ITEMS**

9:00 a.m. - bos – Presented Proclamation Designating the Month of April 2002 as Sexual Assault Awareness Month to Joelle Gomez, Executive Director of Women's Center of San Joaquin County.

11:00 a.m. - h/r - Accept with Modification the Hearing Officer's Recommendation Regarding the Complaint Filed by Service Employees International Union (SEIU) on Behalf of Marie Hittle-District Attorney's Office. Don Turko, Director, Human Resources Department, addressed the Board on this matter. **The Board directed the Human Resources Director and SEIU to meet and discuss lateral transfer opportunities for Ms. Hittle and report back to the Board on May 21, 2002 with a recommendation.**  
Gutierrez/Sieglock/5 B-02-410

**DISCUSSION - GENERAL GOVERNMENT**

1. hsa - Approve the New General Relief Policy Rules Regarding Homeless General Relief Applicants and Recipients. Joe Chelli, Director of Aging & Community Services, addressed the Board on this matter. **Approved Staff Recommendation.**  
Gutierrez/Marenco/4 Sieglock/No B-02-411

2. cdd - General Relief Housing Long-Term Committee Report. Ben Hulse, Director of Community Services Department, addressed the Board on this matter  
**Approved Staff Recommendation.** Gutierrez/Bedford/5 Sieglock/No B-02-412

### **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. Sieglock/Gutierrez/5 B-02-413

### **PUBLIC COMMENT**

Victor Bitar addressed the Board regarding his business of Advance Plastic Technology at 815 S. Union Street.

Jose Bernardo presented a Certificate of Appreciation and a plaque on behalf of California Housing Corporation Development to Supervisor Dario Marengo for his community involvement.

ToCan Nguyen addressed the Board on various matters.

### **BOARD OF SUPERVISORS QUESTIONS AND COMMENTS**

Supervisor Marengo expressed his concerns and raised several questions with respect to a memorandum recently received by Board Members from Community Development Director, Ben Hulse, regarding the North West Tracy Old River Specific Plan. The County Administrator indicated the he would meet with Mr. Hulse and report back to the Board on April 16, 2002 to address the issues raised.

Supervisor Gutierrez shared his serious concerns in learning of the recent hiring of a director for the Mary Graham Children's Shelter prior to the unresolved issues that needed to be addressed and reviewed by the Board. Supervisor Gutierrez further stated that he has requested the County Administrator, with assistance of County Counsel, to furnish information to the Board with respect to its authority in overseeing the management of the shelter. Supervisor Gutierrez hoped that two weeks would be ample time for the matter to be brought back to the Board.

Chairman Mow and Supervisor Marengo also expressed concerns regarding this matter.

Chairman Mow gladly reported that as a result of the citizens of our community "fronting the monies" for the SJAFCA, the flood control agency has received a check for \$7 million from the Army Corps of Engineers. Chairman Mow indicated that to his knowledge these monies would be reimbursed to the citizens who helped pay for this funding.

## **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.

### CONFERENCE WITH REAL PROPERTY NEGOTIATOR

California Government Code Section 54956.8

Property: 8372 South Jack Tone Road,  
Stockton, California Parcel No. 183-080-05

Negotiating parties: County of San  
Joaquin and Britz Fertilizers, Inc., (formerly  
Tri-Ag Service, Incorporated)

Agency negotiator: Tom Flinn, County of San Joaquin

Under negotiation: Price and terms of payment

Property: 7603 South Jack Tone Road,  
Stockton, California Parcel No. 181-170-02

Agency negotiator: Tom Flinn, County of San Joaquin

Negotiating parties: County of San  
Joaquin and Mr. Grant Thompson,  
Thompson Family Revocable Trust.

Under negotiation: Price and terms of  
payment

Property: 8499 South Jack Tone Road,  
Stockton, California Parcel No. 181-170-08

Agency Negotiator: Tom Flinn, County of San Joaquin

Negotiating parties: County of San Joaquin and Mr. Grant Thompson, Thompson Family Revocable Trust.

Under negotiation: Price and terms of payment

PUBLIC EMPLOYEE  
DISCIPLINE/DISMISSAL/RELEASE

California Government Code Section 54947

### **NO SCHEDULED AFTERNOON ITEMS**

### **CONSENT - HEALTH & HUMAN SERVICES**

1. age/cs - Approval of State Department of Community Services and Development (CSD) CAL-LIHEAP Energy Program Contract #01X-0635, Amendments #5. **(4/5ths Vote Required)** B-02-414 & B-02-415 & A-02-272
2. osa - Lease: 942 N. Hunter Street, Stockton - Allies Program and Proposition 36 Program. B-02-416 & A-02-273
3. osa - Cinco De Mayo Project. **(4/5ths Vote Required)** B-02- 417 & B-02-418 & A-02-274

### **CONSENT - PUBLIC WORKS**

4. pw - Award of Contract for the Union Road Resurfacing. (5th District) R-02-212
5. pw - Award of Contract for the Bowman Road Resurfacing. (1st & 3rd Districts) R-02-213

### **CONSENT - LAW & JUSTICE**

6. cao - Oppose the Federal Budget Proposal to Eliminate Local Law Enforcement Block Grants and Byrne Grants. B-02-419
7. da - Employment Contract for Deputy District Attorney I. A-02-275
8. da - Request for Out of State Travel to Washington, D.C. B-02-420
9. s/o - Sheriff-Patrol & Detectives: Acceptance of Donated Vehicles. B-02-421

10. s/o - Sheriff-Detectives: Approval of Out of State Travel to Redstone Arsenal, Huntsville, Alabama. B-02-422

### **CONSENT - GENERAL GOVERNMENT**

11. cao - Approval of the San Joaquin County Children and Families Agreement to Fund the Family Resource and Referral Centers Centralized Eligibility List. B-02-423 & A-02-276
12. cdd - Approve Contract with American Farmland Trust to Hold Conservation Easement, Direct the Auditor to Transfer \$389,000 to First American Title Company, West Sacramento, to Purchase the Agricultural Conservation Agreement, and Authorize the Community Development Department Director and the Office of County Counsel to Approve as to Form the Deed of Agricultural Easement that Substantially Complies with the Deed of Agricultural Easement on File with the Clerk of the Board of Supervisors. B-02-424 & A-02-277
13. fac/mgmt - Request for Out-of-State Travel for Two Crafts Workers to Attend Training for New Lock System at Juvenile Hall. B-02-425
14. fac/mgmt - Accept Contract as Complete for the San Joaquin County Juvenile Hall Intake and Classification Center, French Camp, CA. R-02-214
15. fac/mgmt - Resolution Authorizing Application for Roberti-Z-Berg-Harris Urban Open Space and Recreation Program Grant Funds Under the Safe Neighborhood Park Clean Water, Clear Air, and Coastal Protection Bond Act of 2000 (Proposition 12). R-02-215
16. h/r - Implement Classification Study #02-06: Allocate One Position of Crafts Worker IV and Two Positions of Electrician; Delete Three Positions of Crafts Worker III in the Facilities Management. R-02-216
17. h/r - Adoption of Civil Service Rule Change. B-02-426
18. purchasing - Award of Contract for Mechanical Engineering Services for the Human Services Building HVAC and Thermal Energy Storage (TES) Renovation Project. B-02-427 & A-02-278
19. purchasing - Renewal of Agreement for Maintenance of Cisco Equipment. B-02-428 & A-02-279
20. rov - Resolution Accepting Statement and Result of the Votes Cast for the Consolidated Gubernatorial Primary Election Held on Tuesday, March 5, 2002. R-02-217

**CONSENT - MOUNTAIN HOUSE COMMUNITY SERVICES DISTRICT**

21. mthcsd - Approval of a Resolution to Apply for Exemption of Reservoir 1A from the State Department of Water Resources (DWR) and Appointing the Mountain House Community Services District (MHCSD) in Responsible Charge of the Facility. R-02-218
22. mthcsd - Introduce and Waive Reading of an Ordinance Approving a Franchise Agreement Between the Mountain House Community Services District and Marcus Cable Associates, LLC, doing Business as Charter Communications. **(Said Ordinance to be Adopted on 4/16/02)** B-02-429

**ADJOURNED TO TUESDAY, APRIL 16, 2002 AT 9:00 A.M.**

Marenco/Gutierrez/5 B-02-430