

**SAN JOAQUIN COUNTY
BOARD OF SUPERVISORS
TUESDAY, JULY 15, 2003**

A moment of silence was held.

PRESENT: SUPERVISORS MOW, GUTIERREZ, MARENCO, SIEGLOCK

ABSENT: SUPERVISOR ORNELLAS

Minutes of the Board of Supervisors' Meetings of June 25, 26, 27 & July 1, 2003. **Approved.**
Gutierrez/Marenco/5 B-03-844

Consent Items: #9, 14, 21, 25 & 26 – Pulled for
discussion by Supervisor Gutierrez.

Consent Item: #9 - Public Works Director Tom Flinn stated that he would
contact the constituent who had complained to Supervisor
Gutierrez regarding a seepage problem.

Consent Item: #14 - Supervisor Gutierrez commended
Community Development Director Ben Hulse and Chief Deputy Director
Jon Moore regarding their work in this matter. Mr. Hulse responded to
questions by Supervisor Gutierrez by stating that we have received
funding from the City of Stockton and the City of Lodi is in the process
of providing funding.

Consent Item: #21 - County Administrator Manuel
Lopez responded to concerns of Supervisor Gutierrez and Supervisor
Mow regarding the conditions of the building and responded to finding a
future new location.

Consent Item: #25 - County Administrator Manuel Lopez
and ISD Director Clark Bennett responded to Supervisor Gutierrez'
concerns regarding county employees receiving their paychecks on time.
Supervisor Mow also expressed his
concerns.

Consent Item: #5 - Roger Speed, Director of Health Care Services and Dan Bava, Director of the Office of Substance Abuse responded to Supervisor Mow's questions.

Consent Item: #26 - Supervisor Gutierrez asked for clarification on the legislation requiring two primary elections. Deborah Hensch, Registrar of Voters responded to Supervisor Gutierrez and Chairman Sieglöck also offered clarification.

Consent Items: #1-27 – **Approved.** Mow/Gutierrez/4 Ornellas - Absent

SCHEDULED MORNING ITEMS

9:00 a.m. - pw - Public Hearing to Levy Assessment for Street Lighting and Storm Drainage Facilities for County Service Area #52 (Blossom Court). (4th District) Tom Flinn, Director of Public Works and Francis Lau, Senior Civil Engineer, Public Works Department addressed the Board on this matter. **Approved Resolution.** Mow/Gutierrez/4 Ornellas - Absent R-03-415

9:00 a.m. - pw - Public Hearing to Levy Assessments for Street Lighting and Storm Drainage Facilities for County Service Area #56 (Peters). (4th District) Tom Flinn, Director of Public Works Department and Francis Lau, Senior Civil Engineer, Public Works Department addressed the Board on this matter. **Approved Resolution.** Mow/Gutierrez/4 Ornellas - Absent R-03-416

9:00 a.m. - pw - Conduct a Public Hearing to Consider an Increase in Assessments for Various County Lighting Districts, Maintenance Districts, and County Service Area #50. **Continued Consideration of the Matter of Setting Assessment for the Affected Districts to the Public Hearing Date Set for 9:00 a.m. on July 22, 3003 When All Special District Budgets will be Considered for Adoption.** Marengo/Gutierrez/4 Ornellas - Absent B-03-845

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

A) Children Services Coordinating Commission - 1 Position.

(Contd

from 6/10/03) Clerk of the Board to Readvertise

B) Garden Acres Community Center Advisory Board - 1 Position. (Contd from 6/10/03) Clerk of the Board to Readvertise

B) Local Child Care Planning Council - 2 Positions. (Contd from 6/10/03) Clerk of the Board to Readvertise

D) Lodi Community Center Advisory Board - 1 Position. Clerk of the Board to Readvertise

E) Advisory Water Commission - 1 Position. (Contd from 4/1/03) Clerk of the Board to Readvertise

DISCUSSION - GENERAL GOVERNMENT

1. Oral Presentation by Edward M. Steffani, General Manager, North San Joaquin Water Conservation District, on Ballot Proceedings to Impose an Acreage Charge. A motion was made to add this matter to this date's agenda for discussion, however, it did not pass as 4/5ths vote was required. Sieglock/Gutierrez/3 Marenco-No; Ornellas - Absent (4th District) **No Action Taken – Oral Presentation only**

COMMUNICATIONS

bos - Received and Referred all Board Communications this date as Outlined on the Communications Distribution Listing. Gutierrez/Marenco/4 Ornellas - Absent B-03-846

PUBLIC COMMENT

Georgianna Reichelt of Manteca addressed the Board regarding Consent Item #6 and other various matters.

Frank Martinez of SEIU addressed the Board regarding Consent Item #24 and thanked the Board.

Betty Sconyers of Stockton commented on Consent Item #24 and expressed her appreciation to the Board.

James Norman of French Camp addressed the Board regarding zoning and parking issues near his property in French Camp. Mr. Norman had not contacted the Community Development Department regarding these matters. Supervisor Gutierrez indicated that his office would be in contact with Community Development.

Public Comment (continued)

ToCan Nguyen addressed the Board on various matters.

Bob Hailey commended Supervisors Marengo and Gutierrez for their work and involvement in the community.

Emily Emory addressed the Board regarding various matters.

BOARD OF SUPERVISORS QUESTIONS AND COMMENTS

Chairman Sieglock commented on his son's recent illness and thanked everyone for their prayers and concerns.

County Counsel Terry Dermody brought to the attention of the Board a letter addressed to the Clerk of the Board Lois M. Sahyoun requesting the Clerk of the Board to approve of, or state no objection to, the siting of a parole office at a certain location in Stockton. The Board declined to add the matter to the Board's agenda and directed that County Counsel respond to the State of California Department of Corrections indicating that the Board of Supervisors believed that it was not necessary for the Board to respond by way of approval of, or objection to, the siting in question.

Prior to closed session, Chairman Sieglock responded to Georgianna Reichelt's questions regarding the submittal of items for the Board's agenda.

CLOSED SESSION

CONFERENCE WITH LABOR NEGOTIATOR

California Government Code Section 54957.6

Agency Negotiator: Manuel Lopez; Don Turko; John Bertke; Jeff Sloan; Harry Lewis; Robert Muszar

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

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Closed Session (continued)

Unrepresented

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

California Government Code Section 54956.9(a)

H.D. ARNAIZ LTD. vs COUNTY OF SAN JOAQUIN; San Joaquin

Superior Court Case No. CV010728

PUBLIC EMPLOYEE APPOINTMENT

California Government Code Section 54957

Title: Health Care Services Agency Director

NO SCHEDULED AFTERNOON ITEMS

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CONSENT - HEALTH & HUMAN SERVICES

1. hsa - Approval of the Fiscal Year 2003/04 County Community Service Program Contracts (5). B-03- 847 & A-03-580 , A-03-581 , A-03-582 , A-03-583 , A-03-584

2. hsa - Agreement for Wraparound Services - Victor Community Support Services. B-03-848 & A-03-585
3. mhs - Mental Health Services Continuation of Activity Center Wage Pass Through. B-03-849
4. mhs - Approval of Mental Health Services Contracts for Fiscal Year 2003/04.
(11) A-03-586 thru A-03-594 & A-03-602 & 603
5. osa - Contract Renewal for Methadone Services with Aegis Medical System Inc. B-03-850 & A-03-595
6. osa - Out-of-State Travel to Attend the Targeted Capacity Expansion Annual Grantee Meeting (Grant Funded/Required). B-03-851 & B-03-852

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CONSENT - PUBLIC WORKS

7. pw - Authorize and Direct the Chairman of the Board of Supervisors to Sign a Letter Supporting a Nomination of the California Transportation Commission. B-03-853
8. pw - Approval of an Agreement with the State of California Department of Transportation for the State Match Program. R-03-417 & A-03-596
9. pw - Acceptance of the Boggs Tract Sanitary Sewer Collection System Contract and Execution of Notice of Completion. (1st District) R-03-418

CONSENT - LAW & JUSTICE

10. cob - Approve Announcement of 1 Position on the Juvenile Justice - Delinquency Prevention Commission. B-03-854
11. s/o - Acceptance of Abandoned Watercraft Abatement Grant. **(4/5ths Vote Required)** B-03-855 & B-03-856 & A-03-597

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CONSENT - GENERAL GOVERNMENT

12. cc - Approve San Joaquin County Replacement Benefits Plan and Adopt Memorandum of Understanding Between the County of San Joaquin and the San Joaquin County Employees' Retirement Association Regarding the Replacement Benefits Plan. R-03-419, B-03-857 & A-03-598
13. cc - Settlement of Legal Action Entitled Laura Gil Zamora, et al. vs. Carol Lee Hallmark, County of San Joaquin, et al., San Joaquin Superior Court Case #SV233727. B-03-858
14. cdd - Allocation of Community Development Block Grant Program Income and the Resulting Amendment #8 to the 2000-2005 Consolidated Plan. B-03-859
15. cob - Approve Announcement of 1 Position on the Garden Acres Community Center Advisory Board. B-03-860
16. cob - Approve Announcement of 1 Position on the Health Commission SJC. B-03-861
17. cob - Approve Announcement of 1 Position on the Linden Municipal Advisory Council. B-03-862
18. cob - Approve Announcement of 2 Positions on the Parks and Recreation Commission. B-03-863

Consent General Government (continued)

19. cob - Approve Announcement of 17 Positions on the Workforce Investment Board. B-03-864
20. eedd - Affirmation of Workforce Investment Board Officers. B-03-865
21. eedd - Authorization to Enter Into Lease of Office Space at Hunter Professional Building. B-03-866 & A-03-599
22. fac/mgmt - Approve Partial Release of Retention Funds for the San Joaquin County Mental Health Expansion Project. B-03-867
23. fac/mgmt - Third Modification of Micke Grove Vineyard Agreement. A-03-600
24. h/r - Adopt the Memorandum of Understanding Between San Joaquin County In-

Home Supportive Services Public Authority and SEIU Local 250. B-03-868 & B-03-869 & A-03-601

25. isd - Approval of a Two Pay Period Extension for the Implementation of the Human Resources Management System & Payroll Modules of the County Accounting & Personnel System. B-03-870

26. rov - Opposition to Legislation Requiring Two Primary Elections in a Presidential Election Year. B-03-871

CONSENT – IN HOME SUPPORTIVE SERVICE PUBLIC AUTHORITY

27. ihss/pub/auth - Increase in Appropriation and Revenue for In-Home Supportive Services Public Authority and Approval of Modified State Rate Application. **(4/5ths Vote Required)** B-03-872 & B-03-873

ADJOURNED TO TUESDAY, JULY 22, 2003 AT 9:00 A.M.

Sieglock/Mow/4 Ornellas - Absent B-03-874

Note: If you need disability-related modification or accommodation in order to participate in this meeting, please contact the Clerk of the Board at (209) 468-2350 at least 48 hours prior to the start of the meeting. Government Code Section 54954.2(a).