

**SAN JOAQUIN COUNTY
BOARD OF SUPERVISORS
TUESDAY, AUGUST 05, 2003**

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

Minutes of the Board of Supervisors' Meeting of July 22, 2003. **Approved.** Mow/Marenco/4 Gutierrez/Abstained B-03-933

Consent Item: #3 – Chairman Sieglock announced that this item had been removed.

Consent Items: #5, 6, 7, 12 & 13 – Pulled for discussion.

Consent Item: #5 – Roger Speed, Director of Health Care Services responded to Supervisor Mow's question regarding what the benefits are for the county in this transaction, the relationship between the Health Plan and the hospital, and the status of the VA clinic.

Supervisor Gutierrez stated that he, along with the community of French Camp is interested in the location of the Health Plan in French Camp. Supervisor Gutierrez also stated that there is a tremendous need for a kidney dialysis treatment facility.

Consent Items (continued)

There was also considerable discussion regarding the City of Stockton requesting that the Health Plan locate in downtown Stockton.

Consent Item: #6 & 7 – Roger Speed, Director of Health Care Services, clarified Supervisor Mow's

inquiry regarding these grants.

Consent Item: #12 – Roger Speed, Director of Health Care Services, addressed Supervisor Ornellas's concerns regarding the expenditure of \$90,000 for acupuncture services for heroine addicts. Chairman Sieglock asked for succession rate statistics and asked Mr. Speed to obtain those statistics. **Postponed to August 12, 2003.**

Consent Item: #14 – Supervisor Mow asked for clarification on statistics regarding this item and Roger Speed, Director of Health Care Services, indicated that he would provide them the following week.

Consent Items: #1--4, 6--11, & 13 through 30: **Approved.** Gutierrez/Mow/5

Consent Item: #5 – **Approved by separate vote.** Gutierrez/Ornellas/5

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SCHEDULED MORNING ITEMS

9:00 a.m. - cao - Approval of Joint Spending Plan for 2003 Local Law Enforcement Block Grant. Manuel Lopez, County Administrator, Stephanie Larson, County Administrator staff member, and Tocan Nguyen addressed the Board on this matter. **Approved Staff Recommendations.** Mow/Gutierrez/5 B-03-934 & A-03-668

9:00 a.m. - bos - Presented Proclamation Designating the Month of August 2003 as "Breastfeeding Awareness Month." to Gail Dacayanan, Public Health Nutritionist, WIC (Women, Infants & Children) Program, and Paula James, CPSP Team Coordinator.

Scheduled Morning Items (continued)

9:00 a.m. - pw - Consideration of Appeal to Delinquent Mandatory Residential Refuse Collection Charges for Service Year 2002/03. Steve Winkler, Deputy

Director, Public Works Department, and Richard Casteel addressed the Board on this matter. **Continued to August 19, 2003 at 9:00 a.m.**

9:00 a.m. - pw - Public Hearing to Establish Ash Street Lighting Maintenance District, Zone "L" (Michael Estates); and Levy Assessment for Streeting Lighting Service Zone "L". Francis Lau, Senior Civil Engineer, Public Works Department addressed the Board on this matter. **Approved Resolution.** Gutierrez/Mow/5 R-03-456

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

A) Agricultural Advisory Board - 1 Position **Appointed Robert Ferguson.** Marengo/Gutierrez/5 B-03-935

B) Area VI Board - 1 Position (**Contd from 4/22/03**) **Appointed Steve Nicolaou.** Mow/Gutierrez/5 B-03-936

C) Children's Services Coordinating Commission - 3 Positions. **Clerk of the Board to Readvertise Positions.**

D) Commission on Aging - 2 Positions Appointed G. William Magladry. Mow/Gutierrez/5 B-03-937 **Clerk of the Board to Readvertise Remaining Position.**

E) Emergency Medical Care Committee - 1 Position **Clerk of the Board to Readvertise Position.**

F) Kennedy Community Center Advisory Board - 1 Position **Appointed J. Dan Schunmann.** Gutierrez/Marengo/5 B-03-938

G) Mental Health Services - 1 Position **Appointed Robert Moore, M.D.** Gutierrez/Marengo/5 B-03-939

H) Public Health Advisory Board - 2 Positions **Appointed Susan Ravnan.** Gutierrez/Ornellas/5 B-03-940 **Clerk of the Board to Readvertise Remaining Position.**

I) Workforce Investment Board - 15 Positions **Reappointed Michael Locke, Cal Thomas Parker, John Solis, Lawrence DeRicco, Fredrick Wentworth, Augustin Beltran, Raymond Recinos, Julian Sepulveda, Corky Hull, and Appointed Lee Williams, Susan Drake, Antonio Pizano.** Clerk of the Board

to Readvertise 3 Remaining Positions.

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DISCUSSION - GENERAL GOVERNMENT

1. cao - Oral Report on the 2003/04 State Budget. County Administrator, Manuel Lopez, addressed the Board on this matter. **No Action Taken – Oral Report Only**

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COMMUNICATIONS

bos – Received and Referred all Board Communications this date as Outlined on the Communications Distribution Listing. Gutierrez/Mow/5 B-03-942

PUBLIC COMMENT

ToCan Nguyen addressed the Board on various matters.

BOARD OF SUPERVISORS QUESTIONS AND COMMENTS

Supervisor Marengo expressed his concerns regarding the maintenance and watering of the Courthouse and Canlis Building grounds. He requested that Parks & Recreation come up with a plan and that the matter be placed on the agenda for Tuesday, August 12, 2003.

Chairman Sieglock and Supervisor Mow also agreed that this matter should be on the agenda the following week.

Supervisor Gutierrez suggested that the county could also talk to the Downtown Alliance about partnering with them.

Supervisor Gutierrez also expressed his continuing concern regarding the Office of Substance Abuse. He requested that the matter of placing the Office of Substance Abuse under the County Administrator, as was done with the Mary Graham Children's Shelter, be placed on the agenda for discussion and to be voted on by the Board the following week. However, Chairman Sieglock suggested that it be on the August 19 agenda.

Supervisor Ornellas expressed his concern about losing another airline at the airport. He

requested that at some point in time in the future that the Board ask that a comprehensive business plan be prepared by the Airport Director.

Supervisor Ornellas also stated that it was National Night Out and he congratulated all those neighborhoods participating in the event.

Supervisor Mow stated that he supports Supervisor Gutierrez's request regarding the Office of Substance Abuse.

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 Unrepresented

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

California Government Code Section 54956.9(a)

EMANUEL AVILA BY/THRU GUARDIAN ANA ALCARAZ vs. SAN JOAQUIN COUNTY et al.; San Joaquin County Superior Court No. CV017950

RONALD STRAWSER et al. vs SAN JOAQUIN GENERAL HOSPITAL et al;

San Joaquin County Superior Court No. CV016096

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

San Joaquin Superior Court Case No. CV010728

INITIATION OF LITIGATION - California Government Code Section

54956.9(c); 1 case

NO SCHEDULED AFTERNOON ITEMS

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CONSENT - HEALTH & HUMAN SERVICES

1. age/cs - Accept Additional Emergency Food Assistance Program Funds for the Commodity Program from the California Department of Social Services. **(4/5ths Vote Required)** B-03-943 & B-03-944
2. age/cs - Authorization to Submit the Area Agency on Aging Fiscal Year 2003/04 Plan Update to the California Department of Aging. B-03-945
3. h/r - Appointment of Interim Health Care Services Director. Removed from agenda by CAO
4. cob - Approve Announcement of 1 Position on the Commission on Aging. B-03-946
5. hcs - Approval of Letter of Intent for the Acquisition of County-Owned Property in French Camp between the County and Health Plan of San Joaquin. Roger Speed, Director of Health Care Services, and Steve Ebert, Deputy Director, of Health Care Services addressed the Board on this matter. B-03- 947 & B-03-969
6. hcs - Emergency Medical Services Grant for FY 2003/04 for the Development of

the California EMS Information Systems Training Manual and Curriculum. B-03-948 & A-03-669

7. hcs - Emergency Medical Services Grant for FY 2003/04 for Regional Disaster Medical Health Specialist for Region V. B-03-949 & A-03-670
8. hcs - Capitol Corridor Regional Terrorist Planning and Response Project. A-03-671
9. mhs - Mental Health Services Residential Placement. (Milhouse Children's Services in Nevada City, California). B-03-950
10. hsa - Request for Out-of-State Travel to Attend the National Eligibility Worker Association Training Conference in St. Paul, Minnesota. B-03-951
11. hsa - Contract Amendment for ADDUS HealthCare Inc. for In-Home Supportive Services Contract (**4/5ths Vote Required**) B-03-952 & B-03-953 & A-03-672
12. osa - Renewal of Professional Services Agreement for Acupuncture Services with Pacific Complementary Medicine Center. **Continued to August 12, 2003.**
13. phs - HIV/AIDS Community Action Group of San Joaquin County Memorandum of Understanding with Stockton Shelter for the Homeless. B-03-954 & A-03-673

Consent – Health & Human Services (continued)

14. phs - HIV/AIDS Community Action Group of San Joaquin County Memoranda of Understanding with Community Medical Centers and San Joaquin AIDS Foundation. B-03-955 & A-03-674 & A-03-675
15. phs - Public Health Services Physician Employment Contracts: California Children's Services Medical Consultant and Assistant Health Officer. B-03-956 & A-03-676 & A-03-677

CONSENT - PUBLIC WORKS

16. pw - Approval and Adoption of Plans and Specifications for the Concrete Bridge Deck Seal Program 2003 and **Setting a Bid Opening Date of August 28, 2003 at 1:30 p.m.** R-03-457
17. pw - Approve Payment of the Annual Fee to the State Water Resources Control Board for Mokelumne River Water Rights Application 29835. B-03-957
18. pw - Agreement for Contract Services to Operate the San Joaquin County

Household Hazardous Waste Consolidation Facility and Provide Related Program Services. B-03-958 & A-03-678

19. pw - Approval and Adoption of Plans and Specifications for the Harney Lane Landfill Cover Reconditioning and **Setting a Bid Opening Date of August 28, 2003 at 1:30 p.m.** R-03- 458

CONSENT - FLOOD CONTROL

20. pw/fc - Appeal to the Third District Court of Appeals, the Court Decision Denying the Petition by San Joaquin County Regarding State Water Resources Control Board Decision 1641. B-03-959

CONSENT - LAW & JUSTICE

21. cob - Approve Announcement of 1 Position on the Juvenile Justice Delinquency Prevention Commission. B-03-960

22. s/o - Sheriff-Narcotics Enforcement: Federal Annual Certification Report. B-03-961

23. s/o - Approval of Out-of-State Travel to Tiburon User Group Conference in Dallas, Texas. B-03-962

CONSENT - GENERAL GOVERNMENT

24. cc - Appointment to Board of Supervisors Committee: Mountain House Community Services District. R-03-459

Consent – General Government (continued)

25. cob - Approve Announcement of 1 Position on the Children's Services Coordinating Commission. B-03-963

26. cob - Approve Announcement of 1 Position on the Local Child Care Planning Council. B-03-964

27. eedd - Recommendation to Approve the Modification of the Note and Loan Agreement of Jerald and Shirley Jorgensen, dba JS Neil Company. B-03-965

28. eedd - Recommendation to Approve the Loan Request of Nursing Partners Inc., a

California Corporation, Borrower, Darin and Sheila Meeks and Alex and Lynn Ortega, Guarantors. B-03-966

29. rov - Resolution Directing the Registrar of Voters Office to Conduct and Consolidate the Country Club Sanitary District Special Tax Election with the November 4, 2003 Uniform District Election and to Authorize the Registrar of Voters to Render Specified Services to the District During the Conduct of its Special Election. R-03- 460

CONSENT – IN HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY

30. cob - Approve Announcement of 5 Positions on the In-Home Supportive Services Advisory Committee. B-03-967

ADJOURNED TO TUESDAY, AUGUST 12, 2003 AT 9:00 A.M.

Ornellas/Gutierrez/3 Mow/Marenco – Absent B-03-968

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